

CITY OF OSAGE CITY

COUNCIL MEETING

January 25, 2022

ROLL CALL: Now on this 25th day of January 2022, the Governing Body of the City of Osage City, Kansas, met at the Osage City Council Chamber in said City. The following members being present and participating to wit were: Mayor: Jim Peterson. Council Members: Cathryn Houghton, Brian Stromgren, Bruce Schoepflin, Karey Heiserman, Jeff Tice, Mike Gilliland and Sharon Larson. Council Member Jeanette Swarts attended remotely. Officials present: Rick Godderz, City Attorney; Rod Willis, City Manager and Katie Hodge, Deputy City Manager/City Treasurer; Terri Fultz, City Clerk; Dale Schwieger, Utility Director; Sadie Boos, Deputy City Clerk and Chief of Police, Fred Nech. Others present: Kim Bergquist, Richard Burkdoll, Paul Mahlberg, Gerry Bieker, John Terry and Eric Vogel.

APPROVAL OF THE AGENDA:

Motion made by Heiserman, second by Schoepflin to approve the amended agenda. The motion was declared carried.

RECOGNITION OF VISITORS: None

APPROVAL OF THE CONSENT AGENDA:

1. Approval of January 10, 2022 Regular Meeting Minutes.

Motion made by Gilliland, second by Heiserman to approve the consent agenda. The motion was declared carried.

BUSINESS BEFORE THE COUNCIL:

1. Determination of Ward 4 terms of office for appointed City Council Members Brian Stromgren and Jeff Tice, as former City Council Members Dale Schwieger had 2 years remaining until January 2024 and Jim Peterson had 4 years remaining until January 2026:

Motion made by Larson, second by Houghton to appoint Council Member Brian Stromgren to complete Jim Peterson's 4 year term, expiring January 2026 and Council Member Jeff Tice to complete Dale Schwieger's 2 year term, expiring January 2024. The motion was declared carried.

2. City-wide fiber proposal from KWIKOM utilizing the Broadband Acceleration Grant Program from the Kansas Department of Commerce – John Terry, Business Development Manager, KWIKOM Communications, Inc.:

Eric Vogel, Operations Manager, and John Terry, Business Development Manager with KWIKOM Communications, Inc. presented a proposal for city-wide fiber project for Osage City. The Broadband Acceleration Grant Program offered through the Kansas Department of Commerce was developed last year through a division of the Kansas Department of Commerce,

the Office of Broadband Development. The grant program is a 10 year program with 5 million dollars available in the first 3 years and 10 million dollars for the subsequent 7 years. KWIKOM was one of ten companies that were winners of the grant last year in the State of Kansas. KWIKOM has identified Osage City as one of those projects. This grant is a 50/50 which the State pays 50% and KWIKOM pays 50%. Within this grant there can be a co-partnership in which Osage City could contribute funds up to 25% match to share in the KWIKOM match. The City contributed funds are not a requirement but KWIKOM feels that it would speak to the State in helping KWIKOM get awarded the grant for the Osage City project. ARPA funds are eligible to use for the matching dollars. The grant application deadline is February 11, 2022. Announcement of the projects will be in May 2022.

KWIKOM gave an estimated cost of the project of approximately \$800,000.00 to \$1,000,000.00. The City would need to provide a Letter of Commitment/Support before the submittal of the application.

Motion made by Schoepflin, second by Larson to table this item until the February 8th City Council meeting in order for KWIKOM to provide a firm cost of the engineering and project. The motion was declared carried.

3. Approval of Ordinance No. 1667 Establishing Various Fees and Court Costs in Municipal Court – Chief of Police Fred Nech:

Motion made by Heiserman, second by Schoepflin to adopt Ordinance No. 1667 repealing Ordinance 1596 Establishing Various Fees and Court Costs in the Municipal Court of the City of Osage City. The motion was declared carried.

4. Golf Course update – Richard Burkdoll, Golf Board President:

Richard Burkdoll, Golf Board President gave the City Council an update. Richard expressed his appreciation on behalf of the Golf Board for the \$16,000.00 the City budgets and gives to them each year. Last year when Richard attended the City Council equipment budget meeting he asked on behalf of the Golf Board for funds to purchase a reel mower. At the time he asked for \$20,000.00, since then he found a reel mower for \$13,000.00 and purchased. Also purchased was a sod cutter for \$2,500.00 bringing the purchases with sales tax paid to \$16,856.25. The City has given them a check for \$17,000.00 so the Golf Board is asking if the City is wanting them to pay the City back the difference between the \$17,000.00 and what was actually paid \$16,856.25.

On 2/28/2022 the agreement with GreatLife will end. The Golf Board is asking how would the City like to proceed with GreatLife going forward.

Motion made by Schoepflin, second by Gilliland to request the Golf Board to pay back the difference from the original amount paid to the Golf Board of \$17,000.00 and the actual cost of the purchases of the reel mower and the sod cutter in the amount of \$16,856.25. The motion was declared carried.

5. **Executive session for matters of data relating to financial affairs of second parties to include Mayor and City Council, City Attorney, Kansas Municipal Energy Agency (KMEA) representatives Gerry Bieker and Paul Mahlberg, Deputy City Manager/City Treasurer, Utilities Director, City Clerk, and City Manager:**

Motion made by Schoepflin, second by Gilliland at 7:55 p.m. to recess to Executive Session for a period of 30 minutes for Matters of Data Relating to Financial Affairs of Second Parties to include Mayor, City Council, City Attorney, KMEA Representatives Gerry Bieker and Paul Mahlberg, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager. The motion was declared carried.

At 8:25 p.m. Mayor Peterson declared the meeting back into open session.

Motion made by Gilliland, second by Larson at 8:30 p.m. to recess to Executive Session for a period of 15 minutes for Matters of Data Relating to Financial Affairs of Second Parties to include Mayor, City Council, City Attorney, KMEA Representatives Gerry Bieker and Paul Mahlberg, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager. The motion was declared carried.

At 8:45 p.m. Mayor Peterson declared the meeting back into open session.

Motion made by Larson, second by Gilliland at 8:49 p.m. to recess to Executive Session for a period of 5 minutes for Matters of Data Relating to Financial Affairs of Second Parties to include Mayor, City Council, City Attorney, KMEA Representatives Gerry Bieker and Paul Mahlberg, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager. The motion was declared carried.

At 8:54 p.m. Mayor Peterson declared the meeting back into open session with no formal action to be taken.

6. **Authorize Mayor Peterson to sign the request letter for a change order in the amount of \$86,000.00 and a 90 day extension to the Kansas Department of Commerce for CDBG Project 20 PF 032, plus the Contract Amendment/Request #1 form, as directed by our Grant Administrator Brett Waggoner of Governmental Assistance Services. Approval letters from Kansas Department of Health and Environment (KDHE) Bureau of Water for Phase 3 Change Order 1 and Phase 2 Change Orders 1 & 2 dated January 10, 2022 have been issued and received by the City of Osage City:**

Motion made by Larson, second by Houghton to authorize Mayor Peterson to sign the request letter for a change order in the amount of \$86,000.00 and a 90 day extension to the Kansas Department of Commerce for CDBG Project 20 PH 032. The motion was declared carried.

7. **Set Public Hearing for the Neighborhood Revitalization Plan (NRP) for the City of Osage City for Tuesday February 22, 2022 at 7:00 p.m.:**

Motion made by Larson, second by Houghton to set a Public Hearing for the Neighborhood Revitalization Plan (NRP) for the City of Osage City on Tuesday February 22, 2022 at 7:00 p.m.

- 8. Star Block CDBG Downtown Commercial Rehabilitation Grant for \$250,000.00 was submitted January 12, 2022 by Rose Mary Saunders of Ranson Financial in Wichita:**

For informational purposes City Manager Rod Willis explained that Rose Mary Saunders with Ranson Financial has submitted the application on January 12, 2022 for the Star Block Building CDBG Downtown Commercial Rehabilitation Grant.

- 9. Executive session for matters of non-elected personnel to include Mayor and City Council, City Attorney, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager:**

Motion made by Schoepflin, second by Heiserman at 9:01 p.m. to recess to Executive Session for a period of 5 minutes for Matters of Non-elected Personnel to include Mayor, City Council, City Attorney, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager. The motion was declared carried.

At 9:06 p.m. Mayor Peterson declared the meeting back into open session with the following formal action taken.

Motion made by Larson, second by Gilliland to reconsider the section of The Personnel Manual to add language back in giving the City Manager the authority to give wage increases. The motion was declared carried.

- 10. Executive session for matters of data relating to financial affairs of second parties to include Mayor and City Council, City Attorney, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager:**

Motion made by Gilliland, second by Schoepflin at 9:10 p.m. to recess to Executive Session for a period of 5 minutes for Matters of Data Relating to Financial Affairs of the Second Parties to include Mayor, City Council, City Attorney, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager. The motion was declared carried.

At 9:13 p.m. Mayor Peterson declared the meeting back into open session with no formal action to be taken.

ADJOURNMENT: *At the request of Council Member Heiserman at 9:20 p.m., and on her motion, seconded by Council Member Larson and carried unanimously, the meeting adjourned.*

APPROVED: _____ ATTESTED: _____
James Peterson **Teresa Fultz**
Mayor **City Clerk**