

CITY OF OSAGE CITY
COUNCIL MEETING
April 9, 2024

ROLL CALL: Now on this 9th day of April 2024, 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: Mayor Brian Stromgren. Council Members: Cathryn Houghton, Susan Smith, Mike Gilliland, Shirley Bausman, Jeff Tice, Eric Tincher, Mike Handly, Jeanette Swartz. Officials present: Rick Godderz, City Attorney; Rod Willis, City Manager; Katie Hodge, Deputy City Manager/City Treasurer; Dale Schwieger, Utilities Director, City Clerk, Sadie Boos, City Clerk, Amy Woodward. Others: Tanner James, Angel Salter, Elizabeth Braun, Kathi Webster, Tanya Fraker, Mandi Fraker, Thomas Nordling

APPROVAL OF THE AGENDA:

Motion by Swartz, second by Tice to approve the amended agenda. The motion was declared carried.

RECOGNITION OF VISITORS: None

APPROVAL OF THE CONSENT AGENDA:

1. Approval of March 26, 2024 Regular Meeting Minutes

Motion by Swartz, second by Smith to approve the consent agenda. The motion was declared carried.

BUSINESS BEFORE THE COUNCIL:

1. **Authorize the City Manager to approve the Moderate-Income Housing Program Agreement for development of housing for the City of Osage City Housing Project.**

Rod Willis, City Manager provided City Council with an explanation of the Moderate-Income Housing Program Agreement for development of housing for the City of Osage City Housing Project.

Motion by Houghton, second by Tice to authorize the City Manager to approve the Moderate-Income Housing Program Agreement final draft with City Attorney approval.

2. **Tree City USA Awards & Arbor Day Poster–Tree Board President Kathi Webster**

Kathi Webster introduced Angel Salter, a 5th grader at Osage City Elementary School, as the winner of the Tree City USA State Competition. Angel stated her inspiration comes from looking outside and seeing all of the animals. City of Osage City has one the state competition two years in a row.

3. **Appointment of Utilities Director Dale Schwieger to Kansas Municipal Energy Agency (KMEA) Director-2 position for a 2-year term beginning May 1, 2024 and ending April 30, 2026 – City Manager Rod Willis**

Motion by Tincher, second by Tice to approve Appointment of Utilities Director Dale Schwieger to Kansas Municipal Energy Agency (KMEA) Director-2 position for a 2-year term beginning May 1, 2024 and ending April 30, 2026. The motion was declared carried.

4. **Set a City Council Work Session for May 21, 2024 at 7:00 p.m. for planning the Capital Improvement Projects (CIP) and Equipment purchases for developing the 2025 annual budget – Deputy City Manager/City Treasurer Katie Hodge**

Katie Hodge, Deputy City Manager/City Treasurer provided City Council with explanation regarding the need for a work session to discuss Capital Improvement Projects (CIP) and Equipment purchases for developing the 2024 annual budget.

Motion by Tincher, second by Houghton to schedule a Work Session for May 21, 2024 at 7:00 p.m. for planning the Capital Improvement Projects (CIP) and Equipment purchases for developing the 2025 annual budget. The motion was declared carried.

5. **Authorize Mayor Stromgren to execute the Star Block Contract Change Order and AIA Standard Short Form of Agreement Between Owner and Contractor between Evergreen Design-Build, LLC and the City of Osage City as the CDBG Commercial Rehabilitation Grant Owner – City Manager Rod Willis**

Rod Willis, City Manager provided City Council with an explanation of the Star Block Contract Change Order and AIA Standard Short Form of Agreement Between Owner and Contractor between Evergreen Design-Build, LLC and the City of Osage City as the CDBG Commercial Rehabilitation Grant Owner

Motion by Smith, second by Tice to Authorize Mayor Stromgren to execute the Star Block Contract Change Order and AIA Standard Short Form of Agreement Between Owner and Contractor between Evergreen Design-Build, LLC and the City of Osage City as the CDBG Commercial Rehabilitation Grant Owner

6. **AMENDED Discussion of the KDHE Letter related to expanding the State Revolving Loan Fund for Phase 2 and Phase 3 of the Sanitary Sewer Improvement Project fulfilling the request of KDHE's need to review the City's process with the surety company regarding the documentation of how the contract with Utility Solutions was discontinued and the steps taken by the surety company to procure a new contractor. Settlement Agreement between West Bend Mutual Insurance Company (Surety) and the City of Osage City in the amount of \$849,361.00 on the Phase 3 Sewer Project not completed by Utility Solutions, LLC – City Manager Rod Willis**

Motion by Gilliland, second by Smith to authorize City Manager to sign the settlement agreement between West Bend Mutual Insurance Company (Surety) and the City of Osage City in the amount of \$849,361.00 on the Phase 3 Sewer Project not completed by Utility Solutions, LLC. The motion was declared carried.

Motion by Tincher, second by Handly amending the first motion made by Gilliland, seconded by Smith to include approval for the KDHE Letter addressing KDHE's need to review the City's process with the surety company regarding the documentation of how the contract with Utility Solutions was discontinued and the steps taken by the surety company to procure a new contractor to expand the State Revolving Loan Fund for Phase 2 and Phase 3 of the Sanitary Sewer Improvement Project. The motion was declared carried.

7. Executive session for discussions prior to acquisition of real estate to include Mayor and City Council, City Attorney, Deputy City Manager/City Treasurer, City Clerk, Utilities Director and City Manager

Motion by Tincher, second by Smith to enter into executive session for a period of 10 minutes for non-elected personnel to include Mayor and City Council, City Attorney, Deputy City Manager/City Treasurer, City Clerks, Utilities Director and City Manager. The motion was declared carried.

Mayor Stromgren declared the meeting entering into executive session at 7:58 p.m. Mayor Stromgren declared the meeting back into open session at 8:08 p.m. with action taken.

Motion by Gilliland, second by Bausman to approve purchase of property at 619 Market St not to exceed \$47,000.00 and to include closing costs.

8. Executive session for non-elected personnel to include Mayor and City Council, City Attorney and Deputy City Manager/City Treasurer

Motion by Tincher, second by Houghton to enter into executive session for a period of 10 minutes for non-elected personnel to include Mayor and City Council, City Attorney, and Deputy City Manager/City Treasurer. The motion was declared carried.

Mayor Stromgren declared the meeting entering into executive session at 8:11 p.m. Mayor Stromgren declared the meeting back into open session at 8:21 p.m. no action taken.

Motion by Tice, second by Gilliland to enter into executive session for a period of 5 minutes for non-elected personnel to include Mayor and City Council, City Attorney, and Deputy City Manager/City Treasurer. The motion was declared carried.

Mayor Stromgren declared the meeting entering into executive session at 8:24 p.m. Mayor Stromgren declared the meeting back into open session at 8:29 p.m. no action taken.

ADJOURNMENT:

At the request of Council Member Smith and on her motion, seconded by Council Member Bausman and carried unanimously, the meeting adjourned.

APPROVED: Brian D. Stromgren
Brian D. Stromgren, Mayor

ATTESTED: Sadie Boos
Sadie Boos, City Clerk

