



## MEETING OF THE REGULAR CITY COUNCIL

Council Chambers, City Hall – 131 N Main St

December 10, 2020 at 7:00 PM

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### MINUTES

#### HONORABLE MAYOR MIZE AND MEMBERS OF THE COUNCIL

#### CALL REGULAR MEETING TO ORDER

#### MEMBERS PRESENT

Mayor Philip Mize called the meeting to order at 7:05 pm. Council members Jeff Albers, Kassie Gile, Ryan Graf, Greg Williams, and Greg Kampling were present. Staff present were City Administrator/Clerk Danielle Young, City Attorney Austin Parker, Police Chief Ken Winter, Director of Golf Kevin Fowler and Maintenance Superintendent Brad Ewy. Guest present was Pastor Chet Scherbarth.

#### PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

**PRAYER-** Pastor Chet Scherbarth led the prayer.

#### DETERMINE AGENDA ADDITIONS

**CONSIDERATION OF PORTABLE STORAGE UNIT PERMIT FOR JONAS STUCY AT 117 JEFFERSON**  
**CONSIDERATION OF 2021 MEMBERSHIP DUES FOR THE LEAGUE OF KANSAS MUNICIPALITIES**

#### CONSENT AGENDA

*All matters listed on the Consent Agenda are considered one motion and will be enacted by one motion. There will be no separate discussion on these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

- A) CMB License- Cherry Oaks Golf Course  
CMB License- SPK Grocery  
CMB License- Casey's  
CMB License- Dollar General  
CMB License- QP Express
- B) Bills List
- C) Approval of minutes for the November 12th, 2020 Council meeting.
- D) Building Permits
  - Roofing - 304 E 4TH - Brett Orth Roofing
  - Roofing - 830 N Garfield - Eaton Roofing
  - Shed - 737 E 2nd Ave - Tonya Adolph
  - Building - 304 Lakeside Ct - Benjamin Littlejohn

Mechanical - 119 N Main - Cheney Electric Service  
Electrical - 119 N Main - Cheney Electric Service  
Fence - 417 E 6th - Tyler Cramer  
Mechanical - 639 N Lincoln St - RedBird Service Co  
Sprinkler - 125 W 5th - Legendary Lawn  
Sprinkler - 428 Teal Lane - Legendary Lawn  
Sprinkler - 123 N Wolf - Legendary Lawn  
Sprinkler - 643 Allison - Legendary Lawn  
Sewer Tap - 303 E 4th - Ben Franklin Plumbing

Motion to approve as listed.

Motion made by Councilmember Albers, Seconded by Councilmember Gile.

Voting Yea: Councilmember Kampling, Councilmember Williams, Councilmember Graf

**PUBLIC AGENDA-** No one was present for the public agenda.

#### **OLD BUSINESS**

##### **CONSIDERATION OF PAYING FREIGHT COST AND GROUND COVER FOR PLAYGROUND EQUIPMENT**

The item was tabled from the November meeting. Costs were still unavailable.

Motion made by Councilmember Kampling to table the item. Seconded by Councilmember Williams.

Voting Yea: Councilmember Albers, Councilmember Gile, Councilmember Graf

#### **NEW BUSINESS**

##### **CONSIDERATION OF AN AGREEMENT BY AND BETWEEN SEDGWICK COUNTY AND THE CHENEY SENIOR CENTER**

The annual agreement for January 1- December 31, 2021 was presented and provides \$5,000 in funding for the Cheney Senior Center.

Motion: Enter into the agreement with Sedgwick County and the Cheney Senior Center.

Motion made by Councilmember Williams, Seconded by Councilmember Albers.

Voting Yea: Councilmember Kampling, Councilmember Gile, Councilmember Graf

##### **CONSIDERATION OF 2021 HEALTH AND DENTAL INSURANCE COVERAGE FOR EMPLOYEES**

Employee health care coverage begins February 1 of each year. The renewal for Health Insurance rates decreased by 3.78% and Dental rates increased by 4.36% for an overall decrease of 3.39%. In 2020 our rates increased by 5.59%, 2019 rates decreased by 8.34%, 2018 rates increased by 12.45%, and in 2017 decreased by 3.08%

Staff recommended staying with the Blue Cross/Blue Shield, Blue Choice Comprehensive Plan for 2021. The plan is grandfathered and provides better coverage than the ACA platinum plan, but had cheaper rates than the ACA coverage when it was bid a few years ago.

Motion to approve the Blue Cross/Blue Shield Blue Choice Comprehensive Plan for 2021.

Motion made by Councilmember Graf, Seconded by Councilmember Gile.

Voting Yea: Councilmember Kampling, Councilmember Williams, Councilmember Albers

##### **CONSIDERATION OF CHANGES TO THE FEE SCHEDULE**

The fee schedule is reviewed annually in December. Staff recommended proposed changes.

Motion to adopt Resolution 302-2020 Schedule of Service, License, and Permit Fees.  
Motion made by Councilmember Kampling, Seconded by Councilmember Williams.  
Voting Yea: Councilmember Albers, Councilmember Gile, Councilmember Graf

#### **CONSIDERATION OF 2021 SALARY SCHEDULE**

The Salary Schedule is a pay range schedule for the various positions. There was no recommended change for the 2021 Salary Schedule in Section 1 and Section 2 includes a \$5 per month increase for all positions, except for the Fire Chief position that shows a \$15 per month increase.

Motion to adopt Resolution 303-2020, 2021 salary schedule.  
Motion made by Councilmember Williams, Seconded by Councilmember Graf.  
Voting Yea: Councilmember Kampling, Councilmember Albers, Councilmember Gile

#### **CONSIDERATION OF END OF YEAR TRANSFERS**

The 2020 Budget showed Scheduled Transfers at \$353,000. Administrator Young requested an increase of transfers in the streets and parks budget to account for unspent budget. Because the golf course had revenues over budget by an estimated \$200,000, Young stated the general fund cash on hand had increased and staff would like to transfer the scheduled transfer of \$75,000 from the three utility funds directly into Capital Improvement for the Pool Project instead of into the General Fund. Young also asked for an increase in the \$51,000 transfer from the General Fund into Capital Improvement to approximately \$251,000, but was unsure of year end expenditures. To maximize the transfer without exceeding the budget authority, Young asked for the authority to transfer up to the budget authority.

Motion to approve stated year end transfers with the transfer from the General Fund to Capital Improvement equal to the amount of remaining general fund budget authority after determination of year end expenditures.  
Motion made by Councilmember Albers, Seconded by Councilmember Graf.  
Voting Yea: Councilmember Kampling, Councilmember Williams, Councilmember Gile

#### **DISCUSSION OF QUIT CLAIM DEED**

Administrator Young explained that the property owners at 324 E Shadybrook had a property survey done for a future building project and found a discrepancy on the property line locations. During this survey it was also determined that the owner at 412 E Shadybrook had been told an incorrect property line location resulting on their fence being placed on the City's park property (10 years ago). In order to clear up the discrepancy, a boundary shift has been prepared by a land surveyor, which would deed 5.5 feet of the City's park land to the owner at 412 E Shadybrook. The 5.5' is the amount of land currently fenced in by the property owner.

Motion to approve the 5.5-foot boundary shift and Deed the remnant of Lot 7 to the owner of 324 E Shadybrook with no monetary exchange.  
Motion made by Councilmember Kampling, Seconded by Councilmember Graf.  
Voting Yea: Councilmember Williams, Councilmember Albers, Councilmember Gile

#### **CONSIDERATION OF MAYOR MIZE'S APPOINTMENT**

Cheney Fire Department has requested the Mayor appoint Firefighter Kyle Threadgill  
  
Motion to confirm the Mayor's appointment.

Motion made by Councilmember Gile, Seconded by Councilmember Graf.

Voting Yea: Councilmember Kampling, Councilmember Williams, Councilmember Albers

#### **CONSIDERATION OF PORTABLE STORAGE UNIT PERMIT FOR JONAS STUCKY AT 117 JEFFERSON**

A permit application was submitted by Jonas Stucky to place a portable storage unit on the lot at 117 N Jefferson. Council discussed the proposed placement and determined that it was within the front yard setback. Council preferred the unit be placed on the north side of the existing building with the unit running east and west.

Council member Albers didn't want to deviate from the Ordinance and allow in the front of the building. Council also asked what type of business was operating in the existing building. Council asked for the item to be brought back next month with an updated location.

Motion to deny the Portable Storage Unit Permit at 117 Jefferson.

Motion made by Councilmember Kampling, Seconded by Councilmember Albers.

Voting Yea: Councilmember Williams, Councilmember Gile, Councilmember Graf

#### **CONSIDERATION OF 2021 MEMBERSHIP DUES FOR THE LEAGUE OF KANSAS MUNICIPALITIES**

Motion to continue 2021 membership with the League of Kansas Municipalities for \$1286.00, WAMPO and REAP.

Motion made by Councilmember Gile, Seconded by Councilmember Kampling.

Voting Yea: Councilmember Williams, Councilmember Albers, Councilmember Graf

#### **REPORTS**

##### **POLICE REPORT**

Police Chief Winter reported that it had been a slower month for the department. There were two non-injury accidents. Chief Winter stated that Unit 3 (Ford Explorer) is at 47,000 miles. He also reported that he heard there might be a shut-down at the GM Plant after the beginning of the year, so there may be a delay in receiving a new vehicle in 2021.

##### **FIRE REPORT**

Chief Ewy reported that he had driven to St. Louis to pick up the air packs that were purchased at the November meeting. The department has been running a lot of COVID calls. Ewy gave an update on the First Response Vehicle that was supposed to be here Monday. Ambulance 43 has left the Sedgwick County Fire Station on Viola Road. Response times are starting to increase. Ewy said he would contact Sedgwick County to ask where they were on placing the Unit in Cheney.

##### **MAINTENANCE REPORT**

Ewy stated they needed to purchase a new Aqua-Tap Pro-2 Tapping Kit for \$3,195.

Motion made by Councilmember Graf, Seconded by Councilmember Gile.

Voting Yea: Councilmember Kampling, Councilmember Williams, Councilmember Albers

Ewy was approached by a hunter to hunt geese by sewer ponds. Council agreed that they were a nuisance and didn't see a problem with having the hunter hunt the geese.

##### **GOLF COURSE REPORT**

Director of Golf Kevin Fowler stated the numbers are unreal for December with an increase in business in 2020. The new carts will be delivered December 29th. Fowler thanked everyone for being supportive

of the measures they've taken to keep the course open. Fowler stated they received several "Thank You's" from their patrons for remaining open; it had been a lot of extra stress, but it has been worth it.

#### **ADMINISTRATOR'S REPORT**

Because the January 1<sup>st</sup> Holiday falls on a Friday, which is normally a shorter workday, Administrator Young asked for City Hall to close at 3 pm on December 31<sup>st</sup>. Council saw no issues with the request.

#### **ATTORNEY'S ITEMS**

Attorney Austin Parker informed the Council that he did not have an update on the attorney-client privilege matter and would not need executive session. He hoped to have a response soon to give an update.

Attorney Austin Parker had also reviewed the agreement with Sedgwick County to enforce the Public Health Order that was discussed last month. No action was taken on the matter.

#### **MAYOR'S ITEMS**

Mayor Philip Mize has nothing to report.

#### **COUNCIL ITEMS**

Council member Jeff Albers asked that the parking along Shadybrook for the new gym be addressed. Albers thought they should be utilizing the parking lot and not parking along the yellow curb.

Council member Kassie Gile had nothing to report.

Council member Ryan Graf had nothing to report.

Council member Greg Kampling discussed two campers with blue tarps that are illegally parked in their yard. Kampling thought there were a lot of campers and boats all over town being stored in yards.

Kampling didn't think people should be able to park them in their front yard. Albers stated he had been contacted by others about boats being parked in yards.

Chief Winter stated there was nothing in the City code to enforce it. Attorney Austin Parker mentioned that other cities have codes that do not allow RVs to extend into the front yard of a residence and allows side yard storage on gravel/paved surface. Some City's don't allow it unless in fenced in areas.

Mayor Mize asked about parking items in driveways? Mize thought an article should be done in the paper and conversations should be done to notify people of the change before the code is adopted so people are aware of it.

Staff will draft an Ordinance for next month.

Council member Greg Williams had nothing to report.

#### **EXECUTIVE SESSION**

Motion to enter into executive session to discuss wages and employee performance pursuant to matters related to non-elected personnel KSA 75-4319 (b)(1) at 8:40 pm for 75 minutes with Administrator Young.

Motion made by Councilmember Greg Williams. Seconded by Councilmember Greg Kampling.

Voting Yea Councilmember Kassie Gile, Councilmember Ryan Graf, Councilmember Jeff Albers.

Mayor Mize stated Council was back in regular session at 9:55 pm with no binding action taken.

Motion to give city employees a 1.5% COLA and up to a 1.5% merit increase. Also, a one-time bonus of \$500 department, \$200 full-time, \$75 part-time and \$25 seasonal for appreciation of dealing with a difficult year and circumstances.

Motion made by Councilmember Greg Kampling. Seconded by Councilmember Williams.  
Voting Yea: Councilmember Gile, Councilmember Albers, Councilmember Graf

**ADJOURN**

Motion to adjourn the meeting at 9:55 pm.

Motion made by Councilmember Albers. Seconded by Councilmember Gile.

Voting Yea: Councilmember Kampling, Councilmember Graf, Councilmember Williams.



(seal)

Attest:

  
Danielle Young, Admin. Clerk

  
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Mayor Philip Mize