

**Greensburg City Council
February 19, 2018
City Hall**

A) CALL TO ORDER

Mayor Robert Dixon called the February 19, 2018 meeting to order at 6:00 p.m.

B) PLEDGE OF ALLEGIANCE & INVOCATION

The Pledge of Allegiance was said, and the invocation was given by Pastor Terry Mayhew.

C) ROLL CALL & APPROVAL OF THE AGENDA

Council Present: Haley Kern, Mark Trummel, Sandy Jungemann, and Pam Reves. Matt Christenson was absent. Reves made a motion to approve the agenda as presented. Kern seconded. Motion passed 4-0.

D) CITIZEN COMMENTS

Jeff Blackburn requested that Council continue to limit the sale of beer and liquor to current sales. He feels that the community is trying to promote young families and that extended sales do not support that focus. Blackburn pointed out that only one business requested additional sales, and that the request was for holidays only. Because of State Law, approving holidays opens the door for Sunday sales. As a minister, Blackburn spends time helping families cope with the fallouts of excessive consumption. He feels that Sunday sales are offensive to the Christian community.

E) CONSENT AGENDA

Jungemann made a motion, seconded by Reves, to approve the Consent Agenda as presented. The motion passed 4-0.

F) ITEMS OF BUSINESS**1. Cereal Malt Beverage & Liquor Expanded Hours and Days**

At the previous Council meeting, members of the governing body expressed interest in having staff review the process of extending hours and days of alcohol sales. City Administrator Kyler Ludwig has had at least one local business express interest in selling alcohol on holidays (Memorial Day and Independence Day.) Ludwig has discovered that the corporate division of Dillons has historically been supportive of extending the days and hours of alcohol sales in other communities. They prefer customers have the right to choose. Additional research on state statutes verified that with holiday sales Council would also have to allow Sunday sales until 8 p.m. There is an Attorney General's opinion that some additional regulations can be set on Sunday Sales, but the restrictions must be applied to both malt beverage and alcoholic liquor sales.

Should Council choose to extend sales, an ordinance must be published twice and cannot take effect for at least 60 days after the first publication. A petition signed by at least 5% of the number of voters that voted in the last presidential election can request the extension of days and hours to go to a vote. In Greensburg, there were 337 voters in the 2016 election. A petition would require 17 signatures. If a petition is filed, the governing body must call for a special election within 45 days or if a citywide general/primary election is within 90 days the council can add the question to that election. The next citywide primary is scheduled for August 7th. Ludwig offered to work with those in opposition to create a legal petition, if Council passes an ordinance. Dixon pointed out that Pastor Terry Mayhew had submitted a letter protesting extended sales. The letter was included in the meeting packet.

Jungemann, Reves, Trummel and Dixon expressed opposition to extended sales because of the requirement to include Sunday sales. They feel that Sunday is sacred. Trummel questioned why there was a push to change the current ordinance. Dixon stated that several years ago, the State Legislature made it up to the community if they want to allow extended sales. Kern reminded everyone that only one business has shown interest in selling 2 additional days, but that approval would open the door for Sunday sales,

which she was not in favor of. Trummel asked if a petition could be signed to request sales be extended, if Council did not pass an Ordinance. Ludwig believes that is the case. The consensus was to not expand liquor sales by Ordinance.

2. Recess: Land Bank – 503 S. Sycamore – Property Donation

Dixson recessed the Council at 6:15 p.m. and convened them as the Land Bank. 503 S. Sycamore was discussed at the previous meeting. The current owner agreed to pay \$1,500 for property clean-up. Staff understands that the owner has mailed \$1,000 and will send \$500 with the signed deed. Reves made a motion, seconded by Jungemann, to accept the property into the Land Bank for the cost of clean-up. The motion passed 4-0.

Dixson adjourned the Land Bank at 6:17 p.m.

3. Community Plan Discussion

Council convened open session at 6:17 p.m. Ludwig reported that he had reached out to Marci Penner, per the Council's request, regarding facilitation of a community plan discussion. Penner is willing to facilitate, but has never done a community plan before. She plans to submit a proposal for facilitation only, with no summary report, for an approximate cost of \$1,000.

Kern reported that she had proposed helping with a community plan discussion to Power Up. There was a small group at their regular 3rd Thursday meeting, but those present felt it was a good idea to have someone other than the city begin the conversation. Kern asked that members each provide 5-10 names of people they would specifically like to invite to take part in the conversation. Ludwig pointed out that Power Up does not have funds to facilitate a meeting, so if the Council would like to utilize the group, it would be a partnership, with the City providing necessary funds. Kern voiced that she sees Penner as a creative thinker, who would assist the group in thinking outside of the box.

Ludwig clarified that the WSU proposal was not to create a community plan. They would summarize the information they would gather from the community and facilitate a conversation.

Kern stated that her original thought regarding a meeting was that it would be an open meeting, similar to what was done in the planning meetings following the 2007 disaster, where those attending were allowed to write ideas on sticky notes and attach them to a poster board. At the end, all ideas would be brought together and summarized. Kern announced that the next Power Up meeting would be March 15th. All are welcome, as there are no age restrictions on the group.

Jungemann reported that the group of stakeholders that she had mentioned at the previous meeting was looking to purchase property and construct rentals that would be available for lower rent. They were not meeting to discuss an updated community plan.

The consensus of the Council was to have Power Ups and Marci Penner facilitate a community plan discussion. Kern encouraged Council to submit suggestion of those to invite to the conversation as well.

4. Tesla Charging Stations – Big Well

Ludwig provided an update to the proposed Tesla Charging Station mentioned at a previous meeting. Tesla has offered to pay for the installation of 4 Tesla stations and 1 universal charging station at the Big Well. The infrastructure would be owned by the City, Tesla would perform all necessary maintenance, and there is no contract agreement for this program. Should the City desire, they can remove the stations at any time. Council was asked to authorize the placement of the stations at the Big Well and to pay for the electricity used. The cost to charge a car is approximately \$1/hour and would last 4-6 hours. A Tesla will run approximately 250 miles/charge.

Voicing her excitement over the potential this opportunity brings, Kern made a motion to approve the use of the Big Well and the City paying for any electricity used during chargings. Reves seconded. Dixon asked where the stations would be located and was told that it would be at the far end of the parking lot. The motion passed 4-0.

5. Pool Park Design Discussion

Ludwig provided a photo of the original swimming pool park design, as well as a photo of the current development. Staff would like to know what Council would like to see developed in the remainder of the park. As part of the development, Staff would like to see concrete added around the fencing of the pool, sidewalks, and an irrigation system added to the park, as well as unique play spaces for families. Staff reached out last year, during development discussions, to the company that designed the pavilion at the Big Well and received a quote for a 30', square, pavilion. The quote at the time for an unassembled pavilion was \$23,244. In addition to concrete work, which was not included in the bid, the Big Well pavilion has some masonry done on the poles. In considering funding options available, Ludwig stated that \$206,000 of city funds are still needed to get the new airport to a paved runway. He requested design ideas from the Council. Discussion was had on re-engaging the Davis Park Relocation Committee and deciding on an amount Council would like to spend.

Dixon recommended developing a plan that is not too constrictive and applying for a grant that would provide matching funds. Reves suggested a play ground area and a pavilion. Dixon stressed creating a "family" atmosphere. Kern and Jungemann suggested starting with a pavilion this year and then moving toward a play ground in the future. Kern suggested that the development could be part to the community plan discussion.

Jungemann made a motion, seconded by Reves, to move forward with construction of a pavilion. The motion passed 4-0.

G) CITY ATTORNEY'S REPORT

City Attorney Clayton Kerbs was not present at the meeting.

H) CITY ADMINISTRATOR'S REPORT

Q Energy Credits 2017- The City received green energy credits for our 2017 usage (10.935 MW). These credits offset the usage for all of our utility customers.

Community Clean-up- May 19th has been set as the community clean-up day. Nisly will be collecting bulk trash at the curb.

Triple Eclipse- Judi Kirk has sent back a section of the Triple Eclipse kinetic art sculpture, located in Starlight Park, for repairs. She also informed Staff on Friday that they are going to be replacing the wood tops of the current benches and that limestone slates were being purchased to be placed as benches on the property.

Greensburg Electric Commercial- Ludwig is working with the Kiowa County Media Center to produce a commercial for the electric department. This is in an effort to raise awareness of the impacts of public power on our community.

Property Abatement- The deadline set by council for bringing the structure located at 903 N. Sycamore into compliance with City Code is on February 28th. Minimal work has been done on the structure since it was last discussed before the City Council. Staff anticipates this property will be on the upcoming agenda for council review. Ludwig will be reaching out to City Attorney Clayton Kerbs to be in attendance at the meeting, as staff will be recommending a full abatement of the structure.

Airport- It is likely that RJA will be requesting additional time to complete the airport project. Because of the cold weather, they have been delayed and unable to work on the embankment for 23 of the 90 days given to them for the project. The extension should fit

within the project budget, though there will be some increase in costs to pay the on-site inspector. Council was asked to communicate with Ludwig any concerns about approving a project extension.

Out of the Office- Ludwig will be driving to Utah on March 8th for his sister's wedding. He plans on returning to work on the 13th. The KPP Board will be having their monthly meeting on the afternoon of March 15th and a strategic planning session all day on the 16th. Ludwig will be attending both days.

I) GOVERNING BODY COMMENTS


Trummel mentioned that Shawn Cannon is on his way back to town with a load of lime stone to be placed in the Starlight Park as benches.

J) EXECUTIVE SESSION

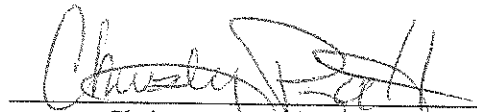
Kern made a motion to go into executive session for 5 minutes, until 7:15 p.m., to discuss an individual employee's performance pursuant to the non-elected personnel matter exception, K.S.A. 75-4319(b)(1). Jungemann seconded and the motion passed 4-0.

K) ADJOURNMENT

Council returned to open session at 7:15 p.m. and Dixson declared the meeting adjourned.



Robert A. Dixon, Mayor



Christy Pyatt, City Clerk