

**CITY OF LOUISBURG, KANSAS
MINUTES OF REGULAR MEETING
JUNE 3, 2019**

The Council of the City of Louisburg, Kansas met at 6:30 p.m. in regular session in the City Hall Council Chambers. Mayor Marty Southard presiding. Councilmember Kalee Smith was absent.

Council Members Lee Baer, Steve Town, Sandy Harris, Thorvald McKiernan
City Administrator Nathan Law
City Clerk Traci Storey
City Attorney Kelly Stohs
Police Chief Tim Bauer
Fire Chief Gerald Rittinghouse
Communications Coordinator Jean Carder
Public Works Supervisor Craig Hufferd
Press Doug Carder
Visitors Wyatt Heien, Andy Nowachek

PLEDGE OF ALLEGIANCE

Councilmember Steve Town led the pledge of allegiance.

APPROVAL OF CONSENT AGENDA

City Administrator asked the Council if they wanted an executive session for personnel. Councilmembers said no. Councilmember Sandy Harris moved, seconded by Councilmember Thorvald McKiernan and carried 4-0, to approve the consent agenda to include adoption of the agenda, approval of the May 20, 2019, minutes and bills list.

VISITORS

Wyatt Heien from Troop 105 said he is attending tonight's meeting so he can earn his Citizenship Badge. Wyatt is looking for examples of council disagreements or agreements.

Andy Nowachek, of the local Farmer's Market group, thanked the Governing Body for waiving the sign permit fee and the use of the park.

Nowachek said that Louisburg has one of the best Farmer's Market he has ever seen. This is the 17th year and will be open Saturdays starting June 22nd through September 22nd. Councilmember Baer asked how many vendors could fit in that area. Nowachek said there would be room for up to 150 vendors, but 27 vendors is what we have and works well for the ones that are there. He said you don't want a bunch of vendors all selling the same thing.

PUBLIC COMMENTS

None

DEPARTMENT REPORTS

Police Department: Police Chief Tim Bauer said the department has received the new truck. After all the equipment is installed, Chief Bauer will bring it to a council meeting for Councilmembers to see.

CITY ATTORNEY'S REPORT

None

COUNCIL REPORTS

Councilmember Town: Councilmember Steve Town asked if staff was all up to date on CPR. City Administrator Law said there are several in the office that will soon need updated. Police Chief Bauer said he is working with Frank Burrow to set up training for the Police Department.

Councilmember Baer: Councilmember Lee Baer asked about the yield sign by Price Chopper. Administrator Law said staff has reached out to the property owners. The City will continue to work on this.

Councilmember McKiernan: Councilmember Thorvald McKiernan said Danford Drive looks good. Thanks to all staff that helped get that resolved.

McKiernan asked about the speed limit on the east side coming into town. The sign to reduce speeds to 40 mph is pretty much down in the bushes. People do not start slowing down until they pass Rockville. McKiernan asked if one of the radar speed limit signs could be put in front of the high school on K-68. From the audience Shawna Heinen said she is afraid to let her kids cross near Rockville that

cars drive so fast in that area. The speed limit goes from 55 to 40, but people just don't slow down until past Rockville. Councilmember Lee Baer, whose career is in traffic engineering, said the city could use a flashing speed limit sign on city streets like in the Summerfield subdivision but probably wouldn't get permission from KDOT to place on the highway. Councilmembers talked about the possible need of asking KDOT for Reduced Speed Ahead signs.

McKiernan asked how the ditch cleaning efforts were coming along. Was summer staff ready to get started? Public Works Supervisor Craig Hufferd said they are working on it.

McKiernan said at the April Planning Commission meeting a discussion occurred about the lot next to Napa that was recently purchased. Recommendation from Building and Zoning Department was that lot could not be graveled. The Planning Commission overturned the recommendation and is allowing it to be graveled. Mr. McKiernan thinks this should have gone to the Board of Zoning Appeals. The Planning Commission discussed Councilmember concerns with the process at the May meeting with no action being taken at that time. Councilmember McKiernan said it should go to the BZA now to follow the rules that we have in place. We can't allow someone to not follow the rules and make the next one follow them. Mayor Southard said he didn't think it was necessary to move it to another board for review as a decision had been made. Councilmember Thorvald McKiernan moved, seconded by Councilmember Sandy Harris to direct staff to go through the proper channels to enforce Building and Zoning codes or require the owner to remove the gravel from the lot. Councilmembers had discussion. Motion carried 4-0, to direct staff to enforce the Building and Zoning Codes or take it to the BZA for further review.

Councilmember Sandy Harris: Councilmember Sandy Harris asked about the containers down at the feed store. City Administrator Nathan Law said they were working previously on removing the containers. Staff will follow-up to see that the property owner is still doing so.

Harris asked if the lake would be treated before the fishing derby. Public Works Director Craig Hufferd said it was treated today and next week they will continue to drag and use copper sulfate to help with the algae.

MAYOR'S REPORT

Mayor Southard asked about future pool enhancements. City Administrator Nathan Law said our next survey would be at the Freedom Fest. This is a good chance to ask people what they would like to see for Parks and the Aquatic Center. We will then push it for the 2020 budget.

ADMINISTRATOR'S REPORT

WWTP Construction Bid Review & Reward: City Administrator Nathan Law said the new wastewater treatment plant project is now at the point of reviewing bids and selecting the single or multiple contract groups to serve the public interest in constructing the Wastewater Treatment Facility (Section 1) and the Collection Improvement (Selection 2). These construction projects were published for bid April 17 with a bid open date of May 17. The bid open date was later extended to May 29 to allow contractors more time to prepare bids. Bids were opened and read aloud the morning of May 29, with the following bid information being noted at that time.

M Con for Section 2 had the lowest individual bid of \$780,691.00

Crossland for Section 1 had the lowest individual bid of \$10,459,000.00

All bidders included bid bonds, none included alternate pricing or deductions for serving as prime contractor on both sections, and all except for M Con acknowledged all addenda. M Con did not include acknowledgement of Addendum Number 5, but is recommended as allowable under the approval process. M Con provided a statement that Addendum 5 does not change the bid price. City Administrator Law said in total the bids came in \$1.4 million less than expected. This is excellent news!

Recommendation: Contingent upon KDHE approval, accept the bid for Section 1 of project KWPCRF#C20-2010-01 from Crossland Heavy Contractors, Inc. at a lump sum bid price of \$10,459,000.00 which includes three allowances (\$40,000 Product Allowance for office and lab equipment, \$45,000 Testing Allowance, and \$150,000 Contingency Allowance). Unused allowances will be deducted from the final price by final change order.

Councilmember Thorvald McKiernan asked about the inspection process. Law said there will be a full-time, on-site inspector. Councilmember McKiernan

moved, seconded by Councilmember Lee Baer and carried 4-0, to accept the recommendation for award for Section 1 as written.

Contingent upon KDHE approval, accept the bid for Section 2 of Project KWPCRF #C20-2010-01 from M Con, LLC at the unit price bid total of \$780,691.00 including allowances (\$7,500 Testing Allowance and \$30,000 Contingency Allowance). Final payment for all unit price bid items for Section 2 will be based on actual quantities installed. Unused allowances will be deducted from the final price by final change order. Councilmember Steve Town moved, seconded by Councilmember Thorvald McKiernan and carried 4-0, to accept the recommendation for award for Section 2 as written.

Staff has been previously authorized to submit and sign necessary documentation for this process, and so will submit the two bid packages with all required documents, including letters stating the low bid/proposals the City wishes to accept, to KDHE for approval. Staff will also seek to include engineer fees with the loan, and to process any additional addendums to either the loan agreement and/or the engineering agreement to meet the requirements of the funding agency.

ADJOURNMENT

At 7:03 p.m. Councilmember Steve Town moved, seconded by Councilmember Thorvald McKiernan to adjourn the meeting. Motion carried 4-0.

Approved:

Marty Southard, Mayor

Attest:

Traci Storey, City Clerk