



**AGENDA**  
**CITY COUNCIL MEETING**  
**7651 E. Central Park Ave, Bel Aire, KS**  
**May 03, 2022 7:00 PM**



**I. CALL TO ORDER:** Mayor Jim Benage

**II. ROLL CALL**

Greg Davied \_\_\_\_ Justin Smith \_\_\_\_\_ John Welch \_\_\_\_

**III. OPENING PRAYER:** Mark Posson

**IV. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**

**V. PROCLAMATION:**

**A. Older Americans Month - May 2022**

**B. Public Service Recognition Week - May 1-7, 2022**

**VI. DETERMINE AGENDA ADDITIONS**

**VII. CONSENT AGENDA**

**A. Minutes of the April 19, 2022 City Council meeting.**

**Action:** Motion to (approve / table / deny) the Consent Agenda as (listed / amended) and authorize the Mayor to sign.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

**VIII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE**

**A. Consideration of Appropriations Ordinance 22-08 in the amount of \$587,151.02**

**Action:** Motion to (approve / table / deny) Appropriations Ordinance 22-08.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**IX. CITY REQUESTED APPEARANCES:** None

**X. CITIZEN CONCERNS:** *Persons who wish to speak should fill out a "Request to Speak" card at the podium and give it to the City Clerk before the meeting begins. When you are called on by the*

*Mayor, please go to the podium, speak into the microphone, and state your name and address before giving your comments. Please limit your comments to 3 minutes in the interest of time. If more time is needed, you may request an extension from the Mayor.*

## **XI. REPORTS**

- A. Council Member Reports**
- B. Mayor's Report**
- C. City Attorney Report**
- D. City Manager Report**

## **XII. ORDINANCES, RESOLUTIONS AND FINAL ACTIONS**

- A. Consideration of Mayor Benage's reappointment of Paul Matzek to the Bel Aire Area Planning Commission. The term will be for three years.**

**Action:** Motion to (accept / deny /table) the Mayor's reappointment of Paul Matzek to the Bel Aire Area Planning Commission.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

- B. Consideration of Mayor Benage's reappointment of James Schmidt to the Bel Aire Area Planning Commission. The term will be for three years.**

**Action:** Motion to (accept / deny /table) the Mayor's reappointment of James Schmidt to the Bel Aire Area Planning Commission.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

- C. Consideration of adopting the 2022 Municipal Water Conservation Plan for the City of Bel Aire.**

**Action:** Motion to (approve / deny / table) the 2022 Municipal Water Conservation Plan for the City of Bel Aire and authorize the Mayor to sign.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

- D. Consideration of an Ordinance changing the zoning classification from AG Agricultural to M-1 Planned Unit Development – Industrial District on certain property located within the corporate city limits of the City of Bel Aire, Kansas (1/4 mile east of Rock Road and K-254 Highway).**

**Action:** Motion to (accept / deny / table) an Ordinance changing the zoning classification from AG Agricultural to M-1 Planned Unit Development – Industrial District on certain property located within the corporate city limits of the City of Bel Aire, Kansas (1/4 mile east of Rock Road and K-254 Highway) and authorize the Mayor to sign.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_

Jim Benage\_\_\_\_\_ Greg Davied\_\_\_\_\_ Justin Smith\_\_\_\_\_ John Welch\_\_\_\_\_

**E. Consideration of an Ordinance changing the zoning classification from C-1 Commercial to R-5b Zero Lot Line Residential on certain property located within the corporate city limits of the City of Bel Aire, Kansas (Elk Creek 3rd).**

**Action:** Motion to (accept / deny / table) an Ordinance changing the zoning classification from C-1 Commercial to R-5b Zero Lot Line Residential on certain property located within the corporate city limits of the City of Bel Aire, Kansas (Elk Creek 3rd) and authorize the Mayor to sign.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_

Jim Benage \_\_\_\_\_ Greg Davied \_\_\_\_\_ Justin Smith \_\_\_\_\_ John Welch \_\_\_\_\_

**F. Consideration of An Order Vacating A Portion of the 54<sup>th</sup> Street Right-of-Way in Sunflower Commerce Park 2<sup>nd</sup>, Located Within The Corporate City Limits Of The City Of Bel Aire, Kansas.**

**Action:** Motion to (approve / deny / table) An Order Vacating A Portion Of the 54<sup>th</sup> Street Right-of-Way in Sunflower Commerce Park 2<sup>nd</sup>, Located Within The Corporate City Limits Of The City Of Bel Aire, Kansas and authorize the Mayor to sign.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_

Jim Benage \_\_\_\_\_ Greg Davied \_\_\_\_\_ Justin Smith \_\_\_\_\_ John Welch \_\_\_\_\_

**G. Consideration of the Change Order Request from Kansas Paving for additional depth for the concrete sidewalk in Skyview at Block 49 in the amount of \$15,771.60.**

**Action:** Motion to (approve / deny / table) the Change Order Request from Kansas Paving in the amount of \$15,771.60 for Skyview at Block 49 - Paving, and authorize the Mayor to sign all related documents.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**H. Consideration of the Change Order Request from Kansas Paving for a reconciliation of quantities for Rock Spring 3<sup>rd</sup>, Phase 2 Paving in the amount of \$10,510.00.**

**Action:** Motion to (approve / deny / table) the Change Order Request from Kansas Paving in the amount of \$10,510.00 for Rock Spring 3<sup>rd</sup>, Phase 2 - Paving, and authorize the Mayor to sign all related documents.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**I. Consideration of the Mayor's reappointment of City Manager Ty Lasher.**

**Action:** Motion to (accept / deny /table) the Mayor's reappointment of Ty Lasher to City Manager.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**J. Consideration of the Mayor's reappointment of City Attorney Jacqueline Kelly.**

**Action:** Motion to (accept / deny /table) the Mayor's reappointment of Jacqueline Kelly to City Attorney.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**K. Consideration of the Mayor's reappointment of Municipal Judge Terry Beall.**

**Action:** Motion to (accept / deny /table) the Mayor's reappointment of Terry Beall to Municipal Judge.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

**L. Consideration Of A Resolution Of The Governing Body Of The City Of Bel Aire, Kansas Determining The Advisability Of Issuing Health Care Facilities Revenue Bonds (Catholic Care Center), Series 2022, In One Or More Series, To Provide Funds For The Purpose Of Financing Improvements To Health Care And Retirement Facilities Owned And Operated By Catholic Care Center, Inc.; And Authorizing Execution Of Certain Related Documents.**

**Action:** Motion to (approve / deny / table) A Resolution Of The Governing Body Of The City Of Bel Aire, Kansas Determining The Advisability Of Issuing Health Care Facilities Revenue Bonds (Catholic Care Center), Series 2022, In One Or More Series, To Provide Funds For The Purpose Of Financing Improvements To Health Care And Retirement Facilities Owned And Operated By Catholic Care Center, Inc.; And Authorizing Execution Of Certain Related Documents, and authorize the Mayor to sign.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

**M. Consideration of the Mayor's appointment of Emily Hamburg to the Bel Aire City Council. This is to fill the open seat vacated by Dr. Joel Schroeder. The term will end on December 5, 2023.**

**Action:** Motion to (accept / deny /table) the Mayor's appointment of Emily Hamburg to the Bel Aire City Council seat vacated by Dr. Joel Schroeder.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

**XIII. EXECUTIVE SESSION**

**Action:** Motion to go into executive session for the sole purpose of discussion the subject of: (\_\_\_\_\_), pursuant to the KSA 75-4319 exception for: (\_\_\_\_\_). Invite the City Manager and the City Attorney. The meeting will be for a period of (\_\_) minutes, and the open meeting will resume in City Council Chambers at (\_\_\_\_\_) PM.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

#### **XIV. DISCUSSION AND FUTURE ISSUES**

**Workshop - May 10th at 6:30 p.m.?**

#### **XV. ADJOURNMENT**

**Action:** Motion to adjourn.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

#### ***Additional Attachments:***

- A.** Planning Commission Report - April 2022
- B.** Manager's Report - May 3, 2022

#### **Notice**

*It is possible that sometime between 6:30 and 7:00 PM immediately prior to this meeting, during breaks, and directly after the meeting, a majority of the Governing Body may be present in the Council Chambers or the lobby of City Hall. No one is excluded from these areas during these times. Cox Cable Channel 7 rebroadcasts of this meeting are scheduled daily or can be streamed on YouTube and at . Please make sure all cell phones and other electronics are turned off and put away.*