



**AGENDA**  
**CITY COUNCIL MEETING**  
**7651 E. Central Park Ave, Bel Aire, KS**  
**August 15, 2023 7:00 PM**



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

**II. ROLL CALL**

Greg Davied \_\_\_\_ Tyler Dehn \_\_\_\_ Emily Hamburg \_\_\_\_  
Justin Smith \_\_\_\_ John Welch \_\_\_\_

**III. OPENING PRAYER:** Terry Hedrick

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

**V. DETERMINE AGENDA ADDITIONS**

**VI. CONSENT AGENDA**

**A. Minutes of the August 1, 2023 City Council meeting.**

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

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

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

**A. Consideration of Appropriations Ordinance 23-15 in the amount of \$1,007,218.89.**

**Action:** Motion to (accept / deny / table) Appropriations Ordinance 23-15.

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

**VIII. CITY REQUESTED APPEARANCES**

**IX. CITIZEN CONCERNS:** *if you wish to speak, please 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.*

## **X. REPORTS**

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

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

- A. Consideration of extending the Homestead Senior Residences Bel Aire, LLC Project Exemption Certificate for the exemption from sales taxes during construction of the facility to January 31, 2024.**

**Action:** Motion to (extend / deny / table) the Homestead Senior Residences Bel Aire, LLC Project Exemption Certificate for the exemption from sales taxes during construction of the facility to January 31, 2024, and authorize all required signatures.

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

- B. Consideration of Supplemental Agreement No 2 between City of Bel Aire and Professional Engineering Consultants, PA for the Bel Aire Water/Wastewater Supply and Treatment Master Plan.**

**Action:** Motion to (approve / deny / table) Supplemental Agreement No 2 between City of Bel Aire and Professional Engineering Consultants, PA for the Bel Aire Water/Wastewater Supply and Treatment Master Plan (as presented / as amended) and authorize the Mayor to sign.

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

- C. Consideration of the Change Order Request from Nowak Construction for the additional excavation and dewatering necessary for the pond construction in Cedar Pass in the amount of \$62,492.54.**

**Action:** Motion to (approve / deny / table) the Change Order Request from Nowak Construction in the amount of \$62,492.54 for the additional excavation and dewatering necessary for the pond construction in Cedar Pass, and authorize the Mayor to sign all related documents.

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

- D. Consideration of the Change Order Request from Pearson Construction for Pedestrian Push Button Poles at 45<sup>th</sup> and Woodlawn in the amount of \$22,127.70.**

**Action:** Motion to (approve / deny / table) the Change Order Request from Pearson Construction in the amount of \$22,127.70 for pedestrian push button poles at 45th and Woodlawn, and authorize the Mayor to sign all related documents.

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

- E. Consideration of approving the 2024 City of Bel Aire Budget for publication and establish a public hearing to exceed the revenue neutral rate and a public hearing on the budget at the Regular City Council meeting on September 5th, 2023 at 7:00 p.m.**

**Action:** Motion to (approve / table) the City of Bel Aire 2024 Budget as (presented / amended) for publication and schedule a public hearing to exceed the revenue neutral rate and a public hearing on the budget at the Regular City Council meeting on September 5th, 2023 at 7:00 p.m.

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

- F. Consideration of A Charter Ordinance Exempting The City Of Bel Aire, Kansas, From The Provisions Of K.S.A. 12-1651, Providing Substitute Provisions Regarding The Designation Of The Official City Newspaper, And Amending And Restating Section 2.4.1., Chapter 2, Article 4 Of The Code Of The City Of Bel Aire, Kansas.**

**Action:** Motion to (approve / deny / table) A Charter Ordinance Exempting The City Of Bel Aire, Kansas, From The Provisions Of K.S.A. 12-1651, Providing Substitute Provisions Regarding The Designation Of The Official City Newspaper, And Amending And Restating Section 2.4.1., Chapter 2, Article 4 Of The Code Of The City Of Bel Aire, Kansas and authorize the Mayor to sign.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Roll Call Vote:

Greg Davied \_\_\_\_\_ Tyler Dehn \_\_\_\_\_ Emily Hamburg \_\_\_\_\_

Justin Smith \_\_\_\_\_ John Welch \_\_\_\_\_ Mayor Jim Benage \_\_\_\_\_

- G. Consideration of a proposal from Bob Bergkamp Construction to return 53<sup>rd</sup> Street from Oliver to Woodlawn to a gravel road at a cost not to exceed \$33,000.00 and to be completed by September 1, 2023.**

**Action:** Motion to (approve / deny / table) the proposal from Bob Bergkamp Construction to return 53<sup>rd</sup> Street from Oliver to Woodlawn to a gravel road at a cost not to exceed \$33,000.00 and completed by September 1, 2023 and authorize the Mayor to sign.

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

## **XII. 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 \_\_\_\_\_

## **XIII. DISCUSSION AND FUTURE ISSUES**

## **XIV. ADJOURNMENT**

**Action:** Motion to adjourn.

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

*Additional Attachments:*

- A.** PD Monthly Report -July 2023
- B.** Recreation Activities- July 2023
- C.** UAC Minutes - July 2023
- D.** Manager's Report - August 15, 2023

**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. Video of this meeting can be streamed at [www.belaireks.gov](http://www.belaireks.gov) and on YouTube. Please make sure all cell phones and other electronics are turned off and put away.*