



**MINUTES**  
**CITY COUNCIL MEETING**  
**7651 E. Central Park Ave, Bel Aire, KS**  
**October 04, 2022 7:00 PM**



**I. CALL TO ORDER:** Mayor Jim Benage called the meeting to order at 7:00 p.m.

**II. ROLL CALL**

Present were Greg Davied, Tyler Dehn, Emily Hamburg, Justin Smith, and John Welch.

Also present were City Manager Ty Lasher, City Attorney Jacqueline Kelly, City Clerk Melissa Krehbiel, and Bond Counsel Kevin Cowan of Gilmore and Bell, PA.

**III. OPENING PRAYER:** Father Michael Schemm provided the opening prayer.

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

Mayor Benage led the pledge of allegiance.

**V. DETERMINE AGENDA ADDITIONS:** There were no additions.

**VI. CONSENT AGENDA**

- A. Approval of Minutes of the September 20, 2022 City Council meeting.**
- B. Accept Petitions for Sanitary Sewer, Water, Paving & Storm Improvements to serve Elk Creek 3rd.**
- C. Approve Resolutions Determining The Advisability Of The Making Of Certain Internal Improvements In The City Of Bel Aire; Making Certain Findings With Respect Thereto; And Authorizing And Providing For The Making Of The Improvements In Accordance With Such Findings (Paving And Storm Drainage, Sanitary Sewer, and Water Distribution System Improvements / Elk Creek 3rd Addition).**
- D. Accept a Petition for Paving Improvements to serve Skyview 2nd Phase 2.**
- E. A Resolution Determining The Advisability Of The Making Of Certain Internal Improvements In The City Of Bel Aire, Kansas; Making Certain Findings With Respect Thereto; And Authorizing And Providing For The Making Of The**

**Improvements In Accordance With Such Findings (Paving Improvements/Skyview At Block 49 2nd Addition - Phase 2).**

Bond Counsel Kevin Cowan of Gilmore and Bell, PA briefly answered questions from the Council regarding the Resolutions and petitions.

**MOTION:** Councilmember Smith moved to approve the Consent Agenda as listed and authorize the Mayor to sign. Councilmember Davied seconded the motion. ***Motion carried 5-0.***

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

**A. Consideration of Approval of Appropriations Ordinance 22-18 in the amount of \$553,602.92.**

**MOTION:** Councilmember Davied moved to approve Appropriation Ordinance 22-18. Councilmember Hamburg seconded the motion. ***Motion carried 5-0.***

**VIII. CITY REQUESTED APPEARANCES: None.**

**IX. CITIZEN CONCERNS**

Rebecca Armstrong, 4306 N Rushwood, spoke to the Council regarding concerns about the negative effects of construction and fertilizers on the environment. She encouraged the Council to think about how current decisions may have future impacts.

**X. REPORTS**

**A. Council Member Reports**

Councilmember Dehn reported he attended the Public Works facility tour and a meeting with the Director of the Wichita Area Municipal Planning Organization (WAMPO). He also encouraged the public to attend the Police Department's fishing clinic on Saturday and the Bel Aire Chamber of Commerce lunch on Wednesday.

Councilmember Smith briefly reported on the most recent Chisholm Creek Utility Authority (CCUA) meeting held on September 22<sup>nd</sup>. He also attended the pre-show for the McConnell Air Show.

Councilmember Hamburg thanked staff for the tour of the Public Works facility.

**B. Mayor's Report**

- Mayor Benage reported that the 47<sup>th</sup> Street reconstruction project has been completed.
- Mayor Benage briefly reported on the most recent Chisholm Creek Utility Authority (CCUA) meeting. He also attended the pre-show for the McConnell Air Show.

- A meeting will be held on Friday in Towanda to discuss the K-254 corridor development plan. More public input meetings are expected to be held next year. Also, Coffee with the Mayor will be held on October 22<sup>nd</sup> at Los Cunados restaurant.
- Mayor Benage encouraged Bel Aire residents to support Woodlawn businesses during the construction.

### **C. City Attorney Report**

City Attorney Kelly briefly reported on topics that will be discussed at the upcoming City Attorney's conference.

### **D. City Manager Report**

City Manager Lasher reported that he will attend the annual LKM conference this week, along with the Mayor and Councilmembers Dehn and Hamburg. He reminded residents that Fall Fest will be held on October 15<sup>th</sup> at the Bel Aire Recreation Center.

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

### **A. Consideration of purchasing a wetland mitigation offset for the Cedar Pass Subdivision.**

Ken Lee, Garver, stood for questions from Council.

**MOTION:** Councilmember Welch moved to accept the quote from the Sunflower Land Trust in the amount of \$23,000.00 for a wetland mitigation offset for the Cedar Pass Subdivision and authorize the Mayor to sign all related documents. Councilmember Smith seconded the motion. *Motion carried 5-0.*

## **XII. EXECUTIVE SESSION**

**MOTION:** Councilmember Hamburg moved to go into executive session for the sole purpose of discussing the subject of Attorney-Client consultation regarding contractual obligations pursuant to the KSA 75-4319 exception for attorney-client privilege. Invite the City Manager and the City Attorney, Ken Lee, David Floyd, and Brian Meier. The meeting will be for a period of 15 minutes, and the open meeting will resume in City Council Chambers at 7:50 p.m. Councilmember Welch seconded the motion. *Motion carried 5-0.*

The Council then held an Executive Session. At 7:50 p.m., the Council returned to the Council Chambers. Mayor Benage stated no binding action had been taken and called the meeting back to order in open session.

**MOTION:** Councilmember Smith moved to extend the Executive Session by 15 minutes, with the open meeting to resume at 8:05 p.m. in the Council Chambers. Councilmember Hamburg seconded the motion. *Motion carried 5-0.*

The Council then returned to Executive Session. At 8:05 p.m., the Council returned to the Council Chambers. Mayor Benage stated no binding action had been taken and called the meeting back to order in open session.

### XIII. DISCUSSION AND FUTURE ISSUES

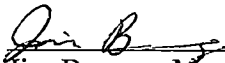
#### Monthly Workshop – October 11<sup>th</sup> at 6:30 pm

The Council briefly discussed the agenda for the next Council workshop.

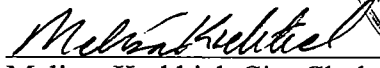
### XIV. ADJOURNMENT

**MOTION:** Councilmember Smith moved to adjourn. Councilmember Welch seconded the motion. *Motion carried 5-0.*

Approved by the City Council this 18<sup>th</sup> day of October, 2022.

  
Jim Benage, Mayor

ATTEST:

  
Melissa Krehbiel, City Clerk

