



AGENDA
CITY COUNCIL MEETING
7651 E. Central Park Ave, Bel Aire, KS
June 06, 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: Mark Posson

IV. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

V. PROCLAMATION

A. National Flag Week, June 11–17, 2023

VI. DETERMINE AGENDA ADDITIONS

VII. CONSENT AGENDA

A. Approve Minutes of the May 16, 2023 City Council meeting.

B. Approve the Mayor's appointment of Edgar Salazar to the Planning Commission, term expiring on June 1, 2026.

C. Approval of the Mayor's reappointment of Gary O'Neal to the Public Building Commission, term expiring June 1, 2027.

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 23-10 in the amount of \$1,474,107.93.

Action: Motion to (approve / deny / table) Appropriations Ordinance 23-10.

Motion _____ Second _____ Vote _____

IX. CITY REQUESTED APPEARANCES

A. Woodlawn Construction Update - Pat Herman, Garver

B. Brian Meier, Managing Associate, Burns & McDonnell

X. 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..*

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 A Resolution Establishing Solid Waste Utility And Curbside Recycle System Fees Within The Corporate Limits Of The City Of Bel Aire, Kansas.

Action: Motion to (accept/ deny/ table) A Resolution Establishing Solid Waste Utility And Curbside Recycle System Fees Within The Corporate Limits Of The City Of Bel Aire, Kansas and authorize the Mayor to sign.

Motion _____ Second _____ Vote _____

B. Consideration of a request for additional driveway locations off Woodlawn for Bel Aire 2nd Addition without detailed building plans for structures.

Action: Motion to (approve / deny / table) the Developer's requested location for two driveways into Bel Aire 2nd Addition per the site plan dated September, 2020 by Baughman Company in accordance with all City Specifications and conditioned upon the approval of the required permits from the City Zoning Administrator.

Motion _____ Second _____ Vote _____

C. Consideration of the Change Order Request from Pearson Construction for the extension of the 18" storm sewer from east of Woodlawn to St. James along 45th Street in the amount of \$11,327.75.

Action: Motion to (approve / deny / table) the Change Order Request from Pearson Construction in the amount of \$11,327.75 for the extension of the 18" storm sewer from east of Woodlawn to St. James along 45th Street, and authorize the Mayor to sign all related documents.

Motion _____ Second _____ Vote _____

D. Consideration of a Resolution to Designate Authorized Signers for the City bank account at Southwest National Bank.

Action: Motion to (accept / deny / table) the Resolution to Designate Authorized Signers for the City bank account at Southwest National Bank and authorize the Council President and designated City staff to sign.

Motion _____ Second _____ Vote _____

XIII. EXECUTIVE SESSION

A. Executive Session

Action: Motion to go into executive session for the sole purpose of discussing matters privileged in the attorney/client relationship regarding a consultation with that outside counsel pursuant to K.S.A. 75-4319(b)(2). Invite the Assistant City Manager, Interim City Attorney, and the attorney from Triplett Woolf Garretson. The executive session would be for a period of twenty (20) minutes, and the open meeting would resume in City Council Chambers at (_____) p.m.

Motion _____ Second _____ Vote _____

B. Executive Session

Action: Motion to go into executive session for the sole purpose of discussing the subject of: Attorney-Client consultation regarding contractual obligations pursuant to KSA 75-4319 exception for attorney-client privilege. Invite the Assistant City Manager, Interim City Attorney, and Brian Meier. The meeting will be for a period of (____) minutes, and the open meeting will resume in City Council Chambers at (_____) p.m.

Motion _____ Second _____ Vote _____

C. Executive Session

Action: Motion to go into executive session for the sole purpose of discussing the subject of: matters of non-elected personnel contracted employees; pursuant to the KSA 75-4319 exception for the same. The meeting will be for a period of ____ minutes, and the open meeting will resume in Council Chambers at _____PM.

Motion _____ Second _____ Vote _____

XIV. DISCUSSION AND FUTURE ISSUES

A. Workshop - June 13, 2023 at 6:30 p.m.?

XV. ADJOURNMENT

Action: Motion to adjourn.

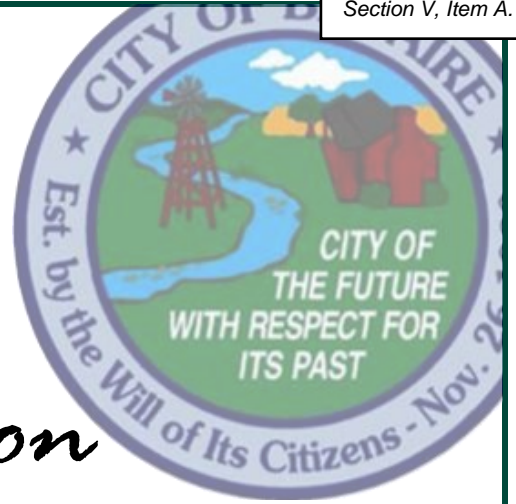
Motion _____ Second _____ Vote _____

Additional Attachments

A. **Manager's Report - June 6, 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 or can be streamed on YouTube and at www.belaireks.gov. Please make sure all cell phones and other electronics are turned off and put away.



Proclamation

National Flag Week - June 11–17, 2023

TO THE CITIZENS OF BEL AIRE, KANSAS, GREETINGS:

WHEREAS, the Second Continental Congress adopted the American Flag on June 14, 1777; and

WHEREAS, it is fitting and proper to officially recognize “Old Glory” as a symbol of hope, inspiration and pride for the people of the United States and around the world; and

WHEREAS, in order to commemorate the adoption of our flag, on August 3, 1949, the Congress, by joint resolution, designated June 14 of each year as “*Flag Day*” and requested that the President issue an annual proclamation designating the week in which June 14 occurs as “National Flag Week” and call upon citizens of the United States to display the flag during that week; and

NOW, THEREFORE, I, Jim Benage, by the power vested in me as Mayor of the City of Bel Aire, and on behalf of the City Council and Citizens of Bel Aire, do hereby proclaim the week of June 11–17, 2023 as “*NATIONAL FLAG WEEK*” in the City of Bel Aire, Kansas and ask our citizens to reaffirm the ideals of our Country by displaying our American Flag at their homes.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the official seal of Bel Aire, Kansas this 6th day of June, 2023.

Jim Benage, Mayor





MINUTES
CITY COUNCIL MEETING
7651 E. Central Park Ave, Bel Aire, KS
May 16, 2023 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, Interim City Attorney Jennifer Hill, City Engineer Anne Stephens, Director of Planning and Development Jay Cook, and City Clerk Melissa Krehbiel.

III. OPENING PRAYER: A moment of silent prayer was observed.

IV. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Mayor Benage led the pledge of allegiance.

V. PROCLAMATION

A. Memorial Day – May 29, 2023

B. National Public Works Week, May 21-27, 2023

C. National Kids to Parks Day - May 20, 2023

The proclamations were read by Councilmembers Dehn, Davied, and Smith, and signed by Mayor Benage.

VI. DETERMINE AGENDA ADDITIONS: There were no additions.

VII. CONSENT AGENDA

A. Minutes of the May 2, 2023 City Council meeting.

B. Approve Minutes of the May 9, 2023 City Council special meeting.

C. Approve the reappointment of Ty Lasher as City Manager for the next twelve months.

- D. Approve the reappointment of Jennifer Hill as Interim City Attorney for the next two months or until the new City Attorney is appointed.
- E. Approve the reappointment of Terry Beall as Municipal Court Judge for the next twelve months.

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.*

VIII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

- A. Consideration of Appropriations Ordinance No 23-09 in the amount of \$2,435,988.57.

MOTION: Councilmember Davied moved to approve Appropriations Ordinance No 23-09. Councilmember Dehn seconded the motion. *Motion carried 5-0.*

IX. CITY REQUESTED APPEARANCES: None.

X. CITIZEN CONCERNS: No one spoke.

XI. REPORTS

A. Council Member Reports

- Councilmember Hamburg briefly reported a tour of the Waste Connections recycling facility attended by herself, Mayor Benage and Utility Advisory Committee (UAC) members. She thanked the UAC for organizing the tour.
- Councilmember Smith briefly reported on a recent special meeting of the Chisholm Creek Utility Authority (CCUA).
- Councilmember Davied also reported on the most recent CCUA meeting.
- Councilmember Dehn reported on the most recent Bel Aire Chamber event held at the FedEx facility and a recent Wichita State University event regarding manufacturing, hosted by the Center for Economic Development and Business Research (CEDBR).

B. Mayor's Report

- Mayor Benage reported that he and City Manager Lasher recently visited the Governor, Lieutenant Governor, and several State department heads to discuss issues related to Integra coming to Bel Aire.
- He briefly reported on a special meeting of CCUA and regular meetings of the Sedgwick County Association of Cities (SCAC) and WAMPO.
- Mayor Benage also attended several special events: the CEDBR workshop about manufacturing, the tour of the Waste Management recycling facility with UAC, and the Today Show broadcast at Northeast Magnet High School.
- He congratulated Ty Lasher, who recently received the Public Employee Recognition Award from the League of Kansas Municipalities and Anna Yii, Northeast Magnet High School student, who won the Marketing Brochure contest for the Bel Aire Chamber of Commerce.

- Mayor Benage also reported that a Transportation Safety Committee workshop will be held from 4-6 p.m. on Thursday, June 8, 2023 at 325 N St. Francis Avenue (Wichita, Kansas).

C. **City Attorney Report** – No report was given.

D. **City Manager Report**

City Manager Lasher reported on upcoming events and ongoing projects. Curbside Cleanup will be held this Saturday. The yearly street maintenance project is ongoing: asphalt and curb repairs have been completed and the contractor will begin micro-surfacing in September. Water and sewer projects are ongoing.

XII. ORDINANCES, RESOLUTIONS AND FINAL MOTIONS

A. **Consideration of approving an amended application for Retail Sale of Fireworks Permit from Bellino Fireworks Kansas, Inc / Bel Aire Lions Club, for a tent to be located near the northwest corner of 45th & Woodlawn. Approval is conditioned upon approval of the site and inspection by the Sedgwick County Fire Department.**

MOTION: Councilmember Welch moved to approve the amended application for Retail Sale of Fireworks Permit from Bellino Fireworks Kansas, Inc / Bel Aire Lions Club, for a tent to be located near the northwest corner of 45th & Woodlawn, conditioned upon approval and inspection by the Sedgwick County Fire Department. Councilmember Hamburg seconded the motion. *Motion carried 5-0.*

B. **Consideration of a request from Waste Connections to increase trash rates by 2%.**

MOTION: Councilmember Dehn moved to approve a 2% rate increase for trash and recycling to Waste Connections effective July 1, 2023 and adjust Bel Aire utility rates to reflect the increase. Councilmember Davied seconded the motion. *Motion carried 3-2 with Councilmembers Hamburg and Smith voting against the motion.*

C. **Consideration of A Resolution Concerning Service, License And Permit Fees Within The Corporate Limits Of The City Of Bel Aire, Kansas (Amending Fee Schedule 2023).**

Councilmembers discussed setting the weekend daily fee to \$1 more than the weekday fee.

MOTION: Councilmember Dehn moved to approve A Resolution Concerning Service, License And Permit Fees Within The Corporate Limits Of The City Of Bel Aire, Kansas as amended to increasing the daily fee by \$2 more on weekends and \$1 more on weekdays and authorize the Mayor to sign. Councilmember Hamburg seconded the motion. *Motion carried 5-0.*

D. Consideration of an Ordinance for a Conditional Use (CON-23-03) LED backlit sign at the Resurrection Catholic School in R-6 zoning.

MOTION: Councilmember Smith moved to accept an Ordinance for a Conditional Use (CON-23-03) LED backlit sign at the Resurrection Catholic School in R-6 zoning and authorize the Mayor to sign. Councilmember Dehn seconded the motion.

Roll Call Vote:

Greg Davied – Aye	Tyler Dehn – Aye	Emily Hamburg – Aye
Justin Smith – Aye	John Welch – Aye	Mayor Jim Benage – Aye

Motion carried 6-0.

E. Consideration of An Order (V-23-02) Vacating A Portion Of A Platted Building Setback Line On Certain Property Located In Villas at Prestwick Within The Corporate City Limits Of The City Of Bel Aire, Kansas (Lot 20, Block 1).

MOTION: Councilmember Hamburg moved to approve an order vacating a portion of a platted building setback line on certain property located in Villas at Prestwick Addition within the corporate city limits of the City of Bel Aire, Kansas and authorize the Mayor to sign. Councilmember Welch seconded the motion.

Roll Call Vote:

Greg Davied – Aye	Tyler Dehn – Aye	Emily Hamburg – Aye
Justin Smith – Aye	John Welch – Aye	Mayor Jim Benage – Aye

Motion carried 6-0.

F. Consideration of accepting a bid for Cedar Pass Water and Storm Sewer Improvements. Three bids were received:

<u>Contractor</u>	<u>Total Bid</u>
<i>Engineer's Estimate</i>	<i>\$1,264,124.75</i>
Apex	\$1,200,314.92
Mies	\$1,105,761.87
Nowak	\$1,049,176.90

MOTION: Councilmember Welch moved to accept the bid from Nowak in the amount of \$1,105,761.87 for the Cedar Pass Water and Storm Sewer Improvements and authorize the Mayor to sign all related documents. Councilmember Smith seconded the motion. *Motion carried 5-0.*

G. Consideration of Third Addendum to the Water Service Area Agreement USDA Loan Involved, including Compensation for Territory and Facilities and Permanent Water Service Territories between the City of Bel Aire and Sedgwick County Rural Water District No. 1.

MOTION: Councilmember Welch moved to approve the Third Addendum to the Water Service Area Agreement USDA Loan Involved, including Compensation for Territory and Facilities and Permanent Water Service Territories between the City of Bel Aire and Sedgwick County Rural Water District No. 1, and authorize the Mayor to sign. Councilmember Davied seconded the motion. *Motion carried 5-0.*

H. Consideration of an Employment Agreement for the City Attorney position by and between the City of Bel Aire and Maria Schrock.

MOTION: Councilmember Hamburg moved to approve an Employment Agreement for the City Attorney position by and between the City of Bel Aire and Maria Schrock as presented. Councilmember Welch seconded the motion. ***Motion carried 5-0.***

I. Consideration of a Flock Safety System within the City of Bel Aire.

MOTION: Councilmember Welch moved to deny the installation of five Flock System Cameras within the City Limits of Bel Aire. Councilmember Smith seconded the motion. ***Motion carried 3-2, with Councilmembers Dehn and Davied voting against the motion.***

XIII. EXECUTIVE SESSION: No executive session was held.

XIV. DISCUSSION AND FUTURE ISSUES: No future issues were discussed.


XV. ADJOURNMENT

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

The meeting was adjourned at 8:10 p.m.

CITY OF BEL AIRE		
AP ORD 23-10		
Vendor and Payroll Checks 05/10-05/30/23		
AFLAC	EMPLOYEE MONTHLY PREMIUM	\$ 854.44
ARK VALLEY NEWS	BREEZE AD;LEGAL PUBLICATIONS	\$ 720.16
AT&T - U-VERSE	INTERNET BACKUP	\$ 120.00
BANK OF NEW YORK	541071:05/23 O&M /DEBT SVC	\$ 179,416.92
BEALL & MITCHELL, LLC	05/23 JUDGE TERRY BEALL	\$ 1,237.98
BLUE CROSS AND BLUE SHIEL	06/23 ID:0421210	\$ 51,572.67
CHISHOLM CREEK UTILITY AU	05/23 CCUA CONTINGENCY	\$ 5,820.00
CIVICPLUS	2023 MUNICODE RENEWAL	\$ 5,600.00
CMW	REC CENTER:HEATER REP/CH WATER HTR REP	\$ 3,570.63
COX COMMUNICATION:WATER T	I.T.BACKUP:WATER TOWER	\$ 154.95
COX COMMUNICATIONS:CH	INTERNET/PHONE SVC	\$ 860.74
COX COMMUNICATIONS:PBWRKS	INTERNET/PHONE SVC	\$ 334.56
COX COMMUNICATIONS:REC	INTERNET/PHONE SVC	\$ 194.64
CULLIGAN OF WICHITA	WATER SERVICE	\$ 147.15
DELTA DENTAL PLAN OF KANS	05/23 MONTHLY PREMIUM	\$ 2,896.13
EMPOWER RETIREMENT 457	EMP VLNTRY 457	\$ 1,154.00
EVERGY - STREET LIGHTS	ELEC SVC:STREET LIGHTING	\$ 7,441.86
EWING IRRIGATION PRODUCTS	IRRIGATION SUPPLIES	\$ 173.04
FEDEX	PD:SHIPPING	\$ 371.36
FICA/FEDERAL W/H	FED/FICA TAX	\$ 45,826.29
GALLS, LLC	UNIFORM/ACCESSORIES & SUPPLIES	\$ 988.21
HAWKS INTER-STATE PESTMAS	POOL TERMITE TREATMENT, REC/CH PEST CONTROL	\$ 712.02
HENRY BARNES	COURT OVERPTY REFUND 193-2023	\$ 10.00
IMA, INC.	HEALTH BENEFITS ADMIN JUN #09	\$ 833.00
IMAGINE IT, INC	MIGRATION TO GCC 365/ PW MIGRATION TO CH/MTHLY MICROSOFT	\$ 19,970.98
KANSAS GOLF AND TURF-WICH	MOW EQUIP REPAIR/SUPPLIES	\$ 70.67
KANSAS MUNICIPAL UTILITIE	UTILITY LOCATE TRAINING:GOLDSMITH/DEWEESE	\$ 500.00
KANSAS PAVING	SKYVIEW 2ND PAVING; BRISTOL HOLLOW PAVING	\$ 246,229.20
KANZA CO-OPERATIVE ASSOC	BULK FUEL	\$ 1,920.33
KS DEPT REV:WITHHOLDING T	STATE TAX	\$ 7,834.00
KS DEPT REVENUE:SALES TAX	05/23 SALES TAX	\$ 778.71
KS DEPT TRANSPORTATION	RAIL SPUR LOAN PYMNT #93	\$ 3,877.06
KS GAS - MAINT SHOP: 4103	GAS SVC:MAINT SHOP	\$ 160.07
KS GAS - PUMPHOUSE: 4105	GAS SVC:PUMPHOUSE	\$ 57.71
KS GAS-CH	GAS SVC:CH	\$ 216.07
KS GAS-POOL	GAS SVC:POOL	\$ 50.49
KS PUBLIC EMPL RETIRE SYS	KPERS TIER 3	\$ 30,072.15
KUCE LEO TRAINING	PD TRAINING:	\$ 90.00
LASHER, TY	LKM BOARD MTG MILEAGE/MTG REIMBURSEMENTS	\$ 451.13
LAUTZ LAW LLC	CRT APPTD DEFENSE ATTY	\$ 900.00
LEASE FINANCE PARTNERS	36822QT:04/23-05/23:PD COPIER	\$ 210.33
LK ARCHITECTURE, INC	PW FACILITY STUDY:PYT 1	\$ 2,700.00

MCCOSKEY, CRAIG A	CONTRACT MOWING	\$ 400.00
MID-CONTINENT SAFETY	SAFETY SUPPLIES	\$ 168.00
MIES CONSTRUCTION, INC	CHAPEL LANDING PH2	\$ 10,450.00
MIKE JOHNSON SALES, INC.	UB FOLDERS x550/UB ENVELOPES	\$ 1,601.46
NATIONAL SIGN COMPANY, IN	LAWN TERRACE/PARK VISTA REPLAC	\$ 5,809.54
OREILLY AUTO PARTS	OIL FILTERS, HYRDO OIL, MISC	\$ 504.52
PAYLOCITY	FSA EMPLOYEE EXPENSE	\$ 1,682.60
PEC	BA PAVEMENT IMPROVEMENTS	\$ 35,354.00
PITNEY BOWES PURCHASE POW	MONTHLY POSTAGE	\$ 500.00
POSTMASTER	05/23 POSTAGE:UTILITY BILLS	\$ 1,136.32
PRADO CONSTRUCTION	CHAPEL LANDING PH2 PAVING	\$ 607,372.50
PREMIER POOLS PLUS	POOL PLASTER REPAIR	\$ 2,334.00
QUILL CORP	DAY CAMP SUPPLIES/OFFICE SUPPLIES	\$ 619.52
RAVENSCRAFT IMPLEMENT INC	MOWER BLADES	\$ 380.76
SEDG CO DEPT FINANCE/JAIL	04/23 PRISONER HOUSING FEES	\$ 31.80
SIMPLE CLEAN	06/23 JANITORIAL SVC:CH, PW, REC	\$ 2,824.60
SIMPLOT PARTNERS	REC:HERBACIDES	\$ 3,290.34
SITEONE LANDSCAPE S	ARBOR DAY TREES x3	\$ 889.79
SPECTRUM PROMOTIONAL PROD	BA PENSx250	\$ 376.00
SUMNERONE	CH:COPIERS CONTRACTS	\$ 826.16
SUN LIFE FINANCIAL - VOLU	06/23 VOLUNTARY LIFE PYMNT	\$ 610.69
SUPERIOR RUBBER STAMP	WORK ORDER RUBBERSTAMPS	\$ 168.00
SYMBOLARTS, LLC	BADGE WALLETSx3	\$ 402.50
TREE TOP NURSERY A	MOWING CH/RAB	\$ 850.95
TSYS MERCHANT SOLUTIONS	CREDIT CARD PROCESSING FEES	\$ 4,607.35
UNDERGROUND VAULTS & STOR	FILE RETRIEVAL/INTERFILING	\$ 660.96
UNITED INDUSTRIES INC	POOL:CHEMICALS	\$ 4,875.83
VANTAGEPT TRANSFER AGTS-3	CITY MGR 457	\$ 1,730.77
VISION ALLIANCE MARKETING	04/23 COURT SERVICES OFFICER	\$ 400.00
WALLACE ASSOCIATES LLC	LEADERSHIP DEVELOPMENT	\$ 500.00
WEX BANK	FLEET FUEL	\$ 3,397.59
WHITE STAR MACHINERY	SPRAYER/WAND-ROAD REPAIR EQUIP	\$ 197.98
WICHITA WINWATER WORKS	WATER SVC MAINTENANCE SUPPLIES	\$ 8,731.00
PAYROLL CHECKS	PAYROLL CHECKS ON 05/10/2023	\$ 71,644.42
PAYROLL CHECKS	PAYROLL CHECKS ON 05/24/2023	\$ 71,678.33
	CLAIMS TOTAL	\$ 1,474,107.93


 MAY 31 2023



Date: May 31, 2023
To: Mayor and City Council
From: Deb Appel, Treasurer
Subject: Resolution: Solid waste and curbside recycling rates

RECOMMENDED ACTION: Adopt a resolution setting solid waste and recycling fees to align with the May 16, 2023, acceptance of the 2% rate increase.

SUMMARY: On May 16, 2023, city council accepted the 2% increase in trash and recycle rates effective July 1, 2023, and approved an adjustment to the city’s solid waste and recycle fees to reflect the increase.

	W.C. old rate	W.C. new rate	W.C. Increase		B.A. old rate	W.C. Increase	B.A. New Rate
95 gallon	\$ 9.67	\$ 9.86	\$ 0.19		\$ 13.23	\$ 0.19	\$ 13.42
65 gallon	\$ 8.62	\$ 8.79	\$ 0.17		\$ 11.14	\$ 0.17	\$ 11.31
Recycle	\$ 3.40	\$ 3.47	\$ 0.07		\$ 4.18	\$ 0.07	\$ 4.25

FINANCIAL IMPLICATIONS:
N/A

LEGAL IMPLICATIONS:
N/A

ATTACHEMENTS:
Resolution

RESOLUTION NO. R-_____

**A RESOLUTION ESTABLISHING SOLID WASTE UTILITY AND CURBSIDE
RECYCLE SYSTEM FEES WITHIN THE CORPORATE LIMITS OF THE CITY OF
BEL AIRE, KANSAS.**

WHEREAS, City of Bel Aire Ordinance 358 established a Solid Waste Utility and Curbside Recycling System and established a Solid Waste Fee, the City Council may amend solid waste and recycling fees by resolution.

WHEREAS, the City Council convened on May 16, 2023 and approved a 2% increase in trash rates from the preferred hauler Waste Connections and approved an adjustment to the Bel Aire utility rates to reflect the increase effective July 1, 2023.

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY IF BEL AIRE,
KANSAS:**

Residential Solid Waste and Recycling monthly fees effective July 1, 2023, and reflected on July 15, 2023, utility bills shall be set at the following rates:

One 95-gallon residential solid waste cart: \$13.42

One 65-gallon residential solid waste cart: \$11.31

One 95-gallon recycling cart: \$4.25.

Adopted by the City Council this 6th day of June, 2023.

Approved by the Mayor this 6th day of June, 2023.

Jim Benage, MAYOR

ATTEST:

Melissa Krehbiel, CITY CLERK [SEAL]

City of Bel Aire, Kansas



STAFF REPORT

DATE: May 30, 2023
TO: Ted Henry, Asst. City Manager
FROM: Anne Stephens, City Engineer
RE: Bill King Driveways

Proposal Focus:

Our Mission

- Attractive growth and safe living – Encourage attractive neighborhoods and new developments.

Our Values

- Working Together – Departments working together as one team. Staff working with residents, HOA’s and neighborhoods. Citizens working with each other.

Current Situation:

Mr. King owns the empty lots south of Dollar General and north of Danbury on the east side of Woodlawn. During the planning and initial construction stages of the Woodlawn project, Mr. King came in to request access points for Lots 2, 3, 4 and 5. In 2020, Baughman drew up site plans showing a combined driveway into Lots 2/3 and Lots 4/5. No other building/development plans were provided at this time of the initial request. Due to the amount of stormwater coming down Woodlawn, having a dropped curb at the requested driveway locations would not be a good idea, unless the driveways were installed at the same time. It is not the City’s practice to install driveways on development/re-development projects unless there is already a driveway in existence to that particular lot or property. The City did install a concrete driveway as part of the Woodlawn Reconstruction Project at the north end of Lot 2, as this lot already had an existing driveway.



Goals:

- To grow the City in an attractive, safe manner that is consistent with City standards.

Discussion:

In 2006, this subdivision was replatted into a PUD with one access granted off of Woodlawn for Lot 1, which is now the Dollar General store. Additional access points may be requested and approved as part of the additional development of the other lots. At some point between 2006 and now, an access was made into Lot 2, but no further access points off Woodlawn have been created. In 2020, Mr. King hired Baughman Company to put together a site plan showing the location and dimensions of his desired driveways. Mr. King met with the City Engineer early into the Woodlawn construction project requesting that the curb be dropped in the proposed driveway locations as it would be easier to do it while the curb was being installed than having to come back and do it later. The City Engineer was open to hearing the request, but with no development/building plans available, it was her recommendation to not install the dropped curb due to the fact that there was no building plans/building permits applied for. With the amount of water coming down Woodlawn, it is not advisable to have a dropped curb with no driveway behind it as the stormwater would likely overtop the dropped curb and cause erosion and maintenance concerns behind the curb in this location. Additionally, without specific building plans/permits ready to go, there is no guarantee that plans wouldn't change. It is generally advisable to not install dropped curbs until buildings are ready to be installed due to the possibility for change in access points as development progresses and ideas become more solidified.

Recently, Mr. King met with City Staff again to request that the driveways be installed with the Woodlawn project. At this time, there was a misunderstanding due to the nature of the request. City Staff assumed that Mr. King was asking for permission to access Woodlawn at the identified locations from Baughman's drawings and it was determined that due to the statement in the 2006 City Council minutes regarding "future driveway access to the PUD may be requested and approved as part of the additional development of the other lots", any additional requests for access must go before the City Council as an alteration to the approved PUD. It was not until the City received the letter from Mr. King dated May 17, 2023 that staff understood that Mr. King was requesting that the actual driveway be installed by the City as part of the Woodlawn project.

Financials:

Staff has not obtained a cost from Pearson for adding these two driveways to the Woodlawn project as it is against City Policy to pay for driveways that were not pre-existing as part of a construction project.

Recommendation:

It is staff's recommendation that no improvements shall be made prior to development/building plans being submitted to the City for review and approval. Furthermore, it is staff's recommendation that the City Council adhere to City Policy regarding driveway installations. Item 6 of the General Provisions on the PUD for this property indicates that "The Developer shall install, or cause to be installed all improvements delineated on the PUD Site Plan. Said improvements include, but are not limited to sidewalks, water distribution system, sanitary sewer service lines, driveways, landscaping, lighting and utilities." "The Developer shall pay 100% of the cost of the improvements delineated on the PUD Site Plan at the time each individual lot is developed." The PUD states very clearly that the Developer should be responsible for payment of any improvements to the lots when they are developed.

17th May 2023

To: Ty Lasher (Bel Air City Manager)

From: William R. King (Owner/Developer)

Re: Woodlawn Driveways (Bel Aire East 2nd Addition)

Manager Lasher

I appreciate your attention to this matter.

After a meeting with Jay Cook, Ann Stephens, and Keith Price, it was decided that I should write to you requesting that the matter of the timely installation of the driveways be presented to the city council for their approval.

The driveways will be constructed as shown on Baughman engineering drawings (Sept. 2020) which were given to Ann Stephens as construction was proceeding on the Woodlawn improvement. No changes were made or suggested to the drawings.

The two driveways are designed to serve lots two (2) and three (3) together and lots four (4) and five (5) together rather than asking for a driveway for each one (1) acre lost as platted

It is my intention to control the development in this fashion with cross easements between the lots.

Pearson construction needs permission to install the driveways so that they may be completed before road construction is completed.

Thank you for your consideration.

With respect,

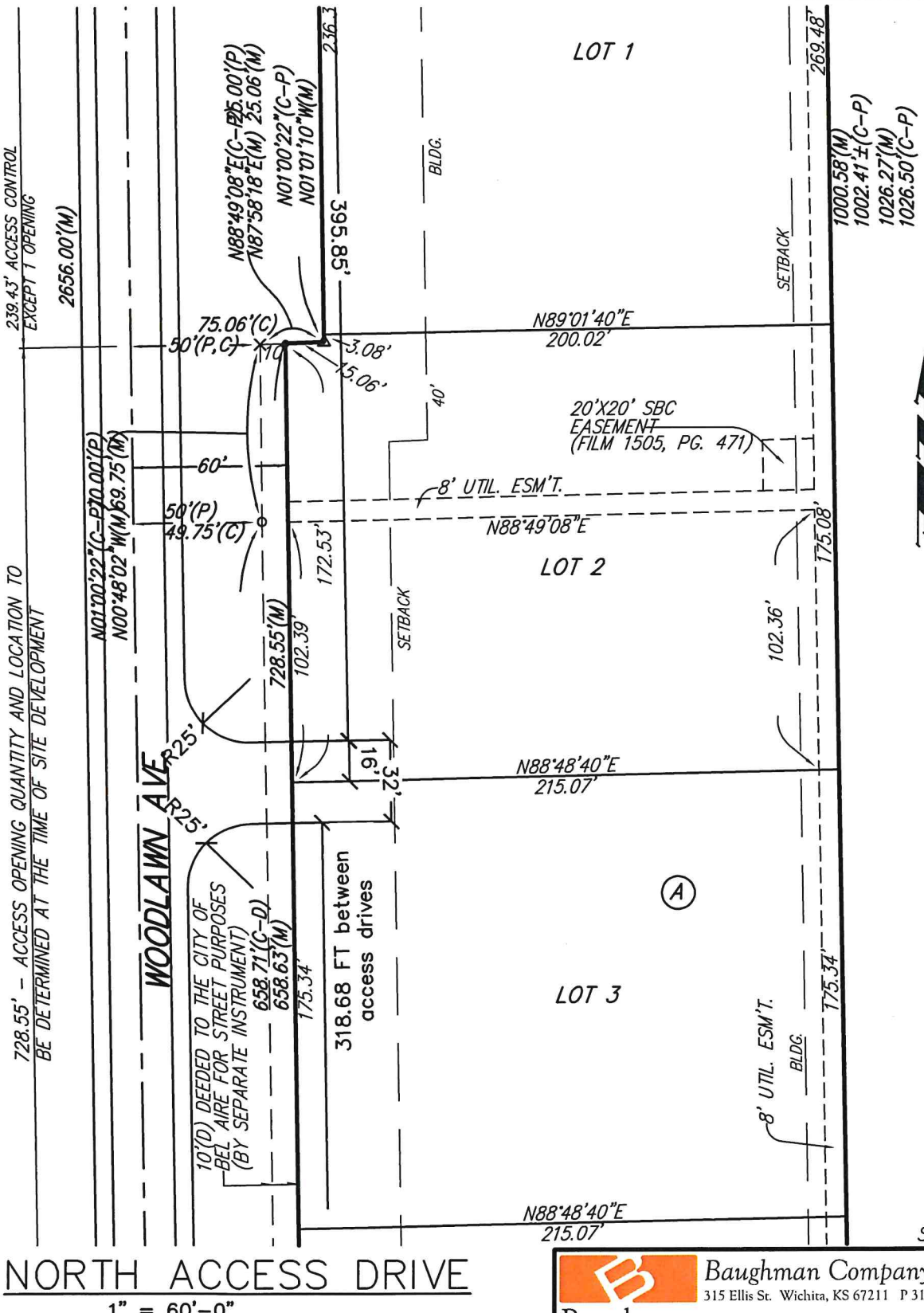
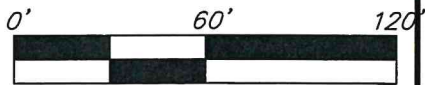
William R. King



C.C. Jay Cook

EXHIBIT

BEL AIRE EAST 2ND ADDITION
ACCESS DRIVE EXHIBIT



NORTH ACCESS DRIVE
1" = 60'-0"

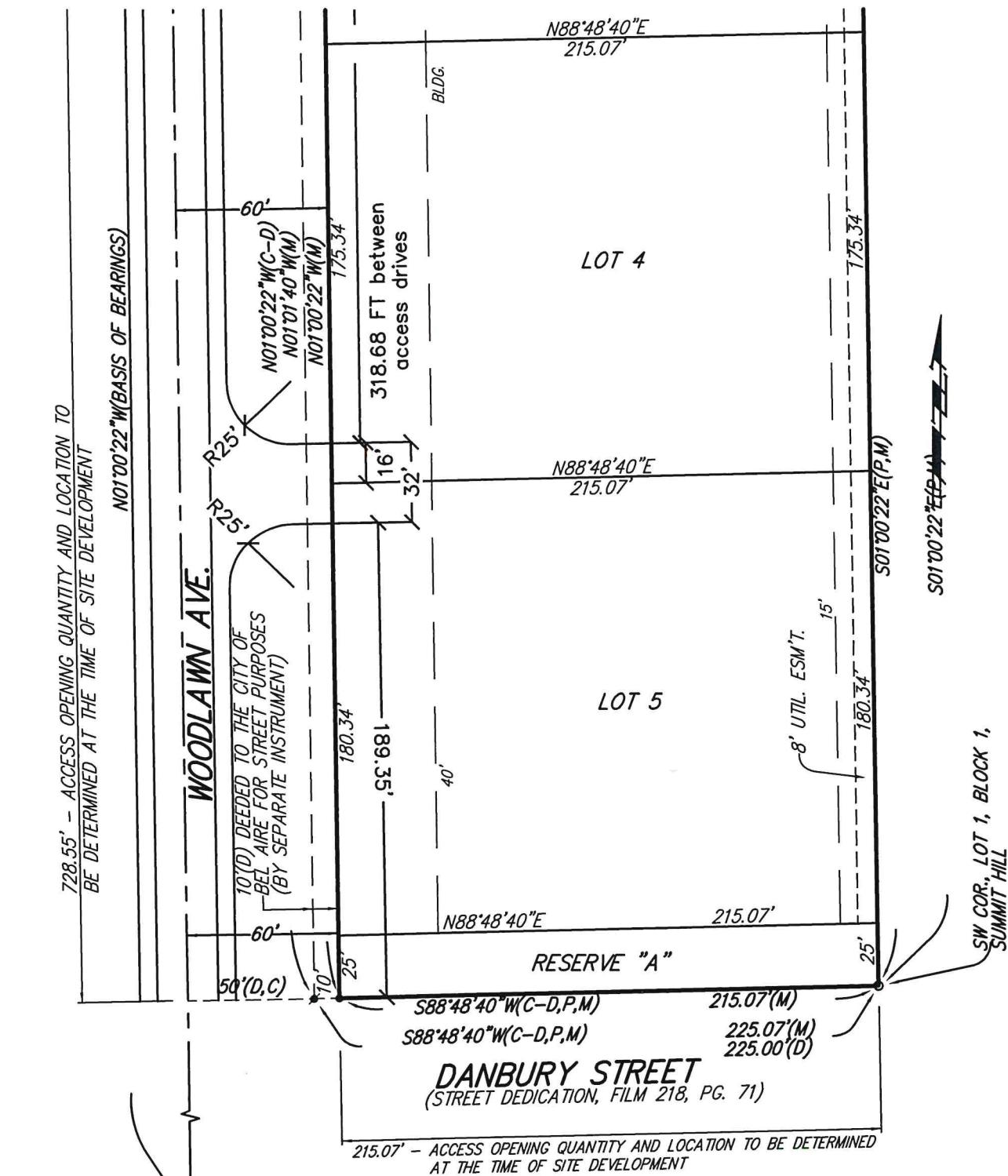
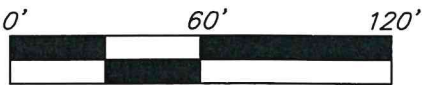
SEPTEMBER 2020



Baughman
ENGINEERING | SURVEYING | PLANNING | LANDSCAPE ARCHITECTURE

Baughman Company, P.A.
315 Ellis St. Wichita, KS 67211 P 316-262-7271 F 316-262-0149

EXHIBIT
BEL AIRE EAST 2ND ADDITION
ACCESS DRIVE EXHIBIT



SOUTH ACCESS DRIVE

1" = 60'-0"

SEPTEMBER 2020

 Baughman Company, P.A.
315 Ellis St. Wichita, KS 67211 P 316-262-7271 F 316-262-0149
Baughman ENGINEERING | SURVEYING | PLANNING | LANDSCAPE ARCHITECTURE



**BEL AIRE COUNCIL MEETING
CITY HALL – BEL AIRE, KANSAS
MARCH 7, 2006
7:00 P.M.**

The Honorable Mayor Brian Withrow, March 7, 2006 at 7:00 p.m., called the City of Bel Aire Council Meeting to order. Council members present: Gary Breault, Peggy O'Donnell, Carolyn Marlier and Teresa Reynolds. Absent: Mark Keene. Also Present: City Attorney Lee Parker, City Administrator Barb Crouse, Police Chief Chris Ludiker, and City Clerk Sherryl Cutter.

MOMENT OF SILENT PRAYER - A moment of silent prayer was held.

PLEDGE OF ALLEGIANCE TO THE NATIONAL FLAG - Led by Mayor Brian Withrow.

CONSENT AGENDA

Approval of minutes of previous meetings

MOTION C.Marlier moved to approve the Consent Agenda. P.O'Donnell seconded.
Motion carried 4 – 0

DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

Appropriations Ordinance 06-04 in the amount of \$ 84,060.57.

MOTION T.Reynolds moved to approve the Appropriations Ordinance. C.Marlier seconded. Motion carried 4 – 0

CITY REQUESTED APPEARANCES: PROFESSIONAL DISK GOLF ASSOCIATION

Robert Decker, President of Air Capital Disc Golf of Wichita, gave a presentation on Disk Golf with a video showing people playing disk golf which was throwing a round plastic disk into an elevated wire basket. Mr. Decker stated many Community Benefits of Disc Golf.

- Low cost of construction and maintenance – Can play all year round.
- Attracts players to the local community
- Provides a low impact and safe means of exercise for all
- Mental strategy is involved in negotiating obstacles
- Reduction of mental fatigue
- Aesthetic enhancement of park
- Low resource impacts
- Crime deterrent as the park is utilized by more people
- Schools may introduce the course into their curricula
- Games and tournaments bring community members together
- Families and friends can share time together

Bill Paulson, Vice President, a certified course designer spoke of course design and that their primary concern is safety and being environmentally friendly. A course does not require major land improvement. Most courses are 9 or 18 holes and what land is available determines what type of course to build.

Ken Voth, resident of Bel Aire for over 15 years, stated he enjoys disk golf, it is easy to learn and a lot of fun and you do get exercise. He encouraged Council to allow Bel Aire to open a course. It would be a great draw in bringing people to our city. Mr. Voth stated if there was an area with trees, near a recreation center, with a playground, picnic area and skate park,

they could all share a single parking lot, and build bike paths along all the streets to the recreation area. This would be a great asset to Bel Aire.

Mr. Decker offered his support, cooperation and expertise to the Council on pursuing a Disk Golf course in Bel Aire.

CITIZEN CONCERNS:

Mike Robinson stated his concern of stocking the lakes in Central Park and having the public fishing that close to the homes. There would be dead fish left and trash left around.

REPORTS:

A. Mayor's Report – Good evening and again welcome to city hall.

Mayor Withrow introduced Boy Scouts Braden Hoak and Logan Posson and their leader Keith Hoak from Troop 405, which meets at Central Christian Church. They are working on their Communication merit badge.

1. On Wednesday, February 22, 2006 I attended a public meeting of the K-254 Coalition. This county sponsored group has completed a study on the economic development of the K-254 corridor. Based on their analysis Bel Aire will realize between 35 and 45 percent of the commercial and industrial development of the corridor. This is encouraging.
2. On Thursday, February 23, 2006, the council met in a special meeting to complete the sale of the Certificates of Participation. This issue effectively completes this council's plan to refinance the debt associated with the land purchased by the previous Governing Body. Furthermore, it constitutes the demise of the Bel Aire Development Authority, LLC and insures citizens of Bel Aire will have a direct say in future developmental issues and land transactions.
3. On Friday, February 24, 2006, I participated as a judge in WSU's History Day competition. Every time I am around young people I am encouraged about the future of our nation. Later that day Tim Brown and I taped a rather extensive version of our increasingly popular "Ask the Mayor" segment.
4. On Monday February 27, 2006 I chaired the regular meeting of the Chisholm Creek Utility Authority. At this meeting I made a motion, that was unanimously passed by the Authority, that may be of interest to Bel Aire residents. This motion called for a change in the daily management of the Authority. Currently, the water/wastewater facility located in Park City is managed by OEI, Inc. This is the same company that built the plant. Given the recent accountability issues associated with water and our water/wastewater delivery system I felt it best to initiate more direct control over the facility. My motion effectively removes OEI, Inc. from daily management of the facility at the end of the year. After this transition the individuals that work for the Authority will answer directly to the elected representatives of the Authority. These representatives include myself, Council Member Reynolds, Park City Mayor Dee Stuart and Park City Administrator Jack Whitson.
5. The remainder of last week was spent at an academic conference sponsored by the Academy of Criminal Justice Sciences, in Baltimore Maryland.
6. Last Sunday's Wichita Eagle included an article that should be of interest to citizens of Bel Aire. The Wichita Heights High School Women's Bowling Team came from behind and won the state championship. In the photo accompanying the story was Dene Eickbush; she is the one with her mouth open. Dene, her mother and brother live in Bel Aire. The coach Jolie Plumley also lives in Bel Aire with her husband and two sons. We congratulate the team and our residents for their come from behind win.
7. On Tuesday, March 14th at 7:00 pm the council and I will host another quarterly town hall meeting. The purpose of this meeting is to discuss the city's 2007 budget process

and to update the community on various issues relating to water, roads and economic development. The format of this meeting will be a bit different. The formal part will last only about an hour. Following this I will turn the room over to Dr. Jay Price and his WSU students that are working on our history project. I spoke with Dr. Price yesterday and he asked me to encourage individuals attending the town hall meeting to bring old photos, memorabilia and their recollections to the meeting. The students will be interviewing residents and asking for information about their experiences in Bel Aire. Of course this is entirely voluntary, but I think many residents would enjoy participating in this community project.

8. The next council workshop will be Monday, March 13th at 6:30 p.m.

B. Council Member Reports

- C.Marlier reported attending the Senior Club potluck dinner with the speaker being Jay Prater with Channel 12, the Senior Center Mardi Gras party, and the Senior Center potluck dinner with the speaker being Master Gardener Kathy Terrebonne speaking of things that grow best in our area.
- C.Marlier reported the next SCAC meeting will be held Saturday in Sedgwick, Kansas
- C.Marlier reported the next MAPD meeting is Tuesday.
- P.O'Donnell asked where we are on the coin design. Mayor Withrow stated he has been collecting and the designs are in his office.
- T.Reynolds asked where we will get the money to make these coins. Mayor Withrow stated the Council has not discussed this at this time.

C. City Attorney Report:

- Attorney Parker reported the big bill we have been watching on exempting personal property is going to pass. This is on new equipment on businesses so we may see less sales tax coming in next year. The League has asked people to speak against this bill. This decision may bolster economic development in the State.
- Attorney Parker stated he needed a 15 minute executive session for attorney/client relations.

D. City Administrator Report

- Adm. Crouse reported that today we had about 40 city clerks visit our City Hall as part of their Pre-Conference at their annual meeting. She gave a talk on Economic Development and they toured city hall. We served them pie ala-mode and iced tea and coffee.
- Adm. Crouse reported the culvert on Perryton has been completed and the street was reopened today. They will move over to Danbury to start that culvert next week. The street will be closed 2 – 3 weeks.
- Adm. Crouse reported our web site and e-mails were down for a week and she apologized to the public for this inconvenience. If someone tried to send an e-mail during this period, please resend it as we probably never received it.
- Mr. Robinson was in and we discussed the Central Park lakes fishing program. Mr. Banister will contact all the residents in Central Park within the next couple of weeks to explain the program with Kansas Wildlife & Parks Community Fishing Grant.
- Adm. Crouse stated she has been asked for \$200 for refreshments for the Town Hall meeting and asked for Council approval. Mayor Withrow stated the WSU students requested cookies and punch to serve the people they interview. Discussion followed with no action taken.
- Adm. Crouse reported that she needed 10-minutes in executive session.

E. Committee/Board/Commissions Reports – No reports

ORDINANCES, RESOLUTIONS AND FINAL ACTIONS:

A. ORDINANCE SBC FRANCHISE

Attorney Parker reported the current Franchise Ordinance # 3 approved in 1981 is for 3% and expiring at the end of March. The new ordinance that would be in effect until Dec 31st and a new one must be adopted annually. The city needs to decide on the amount of franchise fee. Mr. Parker presented three options:

- Charge \$2.25 per access line per month (SBC claims 1,533 access lines)
- Charge 3% of gross receipts
- Charge 5% of gross receipts

All franchise fees are passed on to the consumer, collected by the utility company, and then sent to each city charging the franchise fee. All utilities pay franchise fees for the right to use the city's rights-of-ways. Cable TV is now using wire connections for telephones and they have not come to us to ask for franchise. Topeka is looking into franchising this and we haven't heard how the negotiations have gone.

MOTION T.Reynolds moved to table this ordinance until the next meeting to allow us to have further discussion prior to acting on it. P.O'Donnell seconded. Motion carried 4 – 0.

B. FINAL PUD – REPLAT OF BEL AIRE EAST 2ND ADDITION

Adm. Crouse reported the Planning Commission held a public hearing and has approved passing this PUD and replat of Bel Aire East 2nd Addition on to the Governing Body. They are allowing 5 access roads off of Woodlawn and one off of 45th North. Attorney Parker suggested he talk with the fire department about the access roads and bring their recommendation back to the next meeting. Adm. Crouse stated she has a larger map they could look at to check access roads.

MOTION P.O'Donnell moved to recess for 5-minutes. G.Breault seconded. Motion carried 4 – 0. Time 8:20 pm
Regular meeting reconvened 8:25 p.m.

Attorney Parker stated originally Lot 1 had 2 access roads off of Woodlawn and on this new plat they have vacated one and built a new access road. They did not vacate the second access road off of Woodlawn.

MOTION P.O'Donnell moved to approve the PUD and Final Plat of Bel Aire East 2nd Addition allowing a single driveway access off of Woodlawn as designated on the face of the PUD for Lot 1, and that future driveway accesses to the PUD may be requested and approved as part of the additional development of the other lots. T.Reynolds seconded. Motion carried 4 – 0.

C. CONTRACT - APAC

Adm. Crouse stated that Temporary Note for Central Park Phase II included funds for paying, but we didn't have the contract for approval at the same time we approved the other contracts. She presented the contract with APAC for paving and recommended approval.

MOTION G.Breault moved to approve the contract with APAC for Paving Central Park Addition Phase 2 in the amount of \$695,134.50, and authorize the Mayor to sign. T.Reynolds seconded. Motion carried 4 – 0.

DISCUSSION AND FUTURE ISSUES

A. RESOLUTION – SCHOOL BOUNDARIES

Mayor Withrow announced yesterday he received a letter at City Hall from the Wichita School District USD 259 with a non-binding letter on intent to purchase land from the City with 7 conditions, one of which the school district boundaries for USD 259 and Circle School District USD 375 be changed. This would put all of Bel Aire into one school district. If the two school districts do not agree to move boundaries, then it is subject to approval by the Kansas State Board of Education.

Eliese Holt, Superintendent of Circle School District USD 375, spoke of the Circle USD 375 school district and stated the towns of Benton, Towanda, Greenwich, the western edge of El Dorado and northeastern Wichita make up the District’s communities.

Superintendent Holt explained the different schools and locations. Circle High School and Towanda Elementary are in Towanda, Oil Hill Elementary is in El Dorado, Benton Elementary and Circle Middle School are in Benton. Circle High School is a 4A school and there are 1,531 students in the District with 118 Certified Staff Members. She explained their Kansas State Assessments Scores and the extracurricular activities available to students. Also present were Assistant Superintendent Dr. Robert Grassino, Vice President Marvin Dodson, Board Member Stu Stephens, and teacher Stacy Veager. The Governing Body was invited to visit each of the schools. Mrs. Holt presented the idea of a neighborhood campus school in Bel Aire with students K – 6 and 7th & 8th.

B. Mayor’s Boards and Commissions Recommendations

Mayor Withrow asked Council if they are interested in creating the following Boards and Commissions:

- The Bel Aire Youth Commission
- The Bel Aire Parks and Recreation Board
- The Bel Aire Library Board
- The Bel Aire Economic Advisory Board

G.Breault stated he felt it is an excellent idea, but it is difficult to fill the positions. He suggested combining some of the boards.

Attorney Parker stated that there are state statutes regarding a Library Board and a Recreation Board.

Kay Atterbery stated she felt they were all good recommendations and she would support them and would volunteer to work on the Library Board and the Youth Commission.

Mayor Withrow stated we would discuss this again at the next meeting.

C. Installation of Water Meters on Water Main from CCUA

Adm. Crouse presented a detailed report on the water system with CCUA, the billing mechanism and problems we have encountered. Council will discuss this item at the next workshop.

D. Policy for Consent Search & Seizure

Attorney Parker stated this policy isn’t ready for discussion.

Police Chief Ludiker stated this is one of several policies they are working on. He has given a manual to the Attorney and Governing Body to Review.

Attorney Parker requested a 5-minute executive session for attorney/client relations.

MOTION T.Reynolds moved to go into executive session for attorney/client relations for a period of 5-minutes. P.O'Donnell seconded. Motion carried 4 – 0. Time 9:26 p.m. Regular meeting reconvened 9:31 p.m. Mayor Withrow stated executive session was held for 5-minutes for attorney/client relations. No binding action was taken.

E. Bid Specifications on City Liability Insurance

Adm. Crouse reported the commercial insurance coverage for the City of Bel Aire expires March 31, 2006. In anticipation of the deadline, bids have been sent out for coverage of the following categories: Workers Compensation, Property (Blanket Building and Personal Property, including all machinery and equipment), Electronic Data Processing, Equipment Breakdown, Crime (employee theft, includes specified non-compensated officers as employees, all board members excluding treasurer), General Liability, Business Auto, Public Official Liability (Law enforcement, firefighters, council, employees, etc), and Equipment Floater. Policy coverage is April 1, 2006 through April 1, 2007.

F. Regional Economic Area Partnership – Air Fare

Mayor Withrow reported REAP is lobbying in support of securing State participation in affordable Air Fare through Mid-Continent Airport. REAP has been advised that broad-based local participation through financial commitments will be critical in gaining state legislative action on this priority. They are requesting Bel Aire's voluntary support of \$250. They projected a flat fee to each REAP member based on population. This item will be placed on the next agenda.

G. Reminder of Town Hall Meeting March 14th at 7 pm

The purpose of this meeting is to discuss budget ideas for 2007 and the WSU students working on our history project will also be present to interview long time residents.

EXECUTIVE SESSION

MOTION G.Breault moved to go into executive session for attorney/client relations and non-elected personnel for a period of 30 minutes and to invite in the City Administrator. C.Marlier seconded. Motion carried 4 – 0. Time 9:40 p.m.

Regular meeting reconvened 10:17 p.m. Mayor Withrow stated executive session was held for 30-minutes for attorney/client relations and non-elected personnel and we invited in the City Administrator. No binding action was taken.

ADJOURNMENT:

MOTION C.Marlier moved to adjourn. P.O'Donnell seconded. Motion carried 4 – 0. Time of Adjournment: 10:19 P.M.

Next Regular Meeting March 21, 2006 @ 7:00 p.m.
7651 E. Central Park Ave., Bel Aire, KS

Sherryl L. Cutter, City Clerk

City of Bel Aire, Kansas



STAFF REPORT

DATE: May 23, 2023
TO: Ty Lasher, City Manager
FROM: Anne Stephens, Public Works Director
RE: Woodlawn Project – Storm Sewer Adjustments

Proposal Focus:

Our Mission

- Attractive growth and safe living – Encourage attractive neighborhoods and new developments.

Our Values

- Working Together – Departments working together as one team. Staff working with residents, HOA’s and neighborhoods. Citizens working with each other.

Current Situation:

Following the installation of the storm sewer line on the southeast side of 45th and Woodlawn, it was discovered that the slope between the sidewalk and the open ditch was too steep to mow and could be dangerous to those utilizing the sidewalk. After discussions with MKEC, it was decided that the best solution would be to extend the drainage pipe and connect it to the pipe underneath St. James. This change order is the result from the desired modifications to the existing situation.

Goals:

- To grow the City in an attractive, safe manner that is consistent with City standards.

Discussion:

As noted above, the design conditions for the storm sewer/ditch connection from 45th to St. James was not desirable. After discussions with the design team, it was decided to remove the flared end sections on the west side of St. James and the east side of 45th and Woodlawn and connect the pipe, which will allow the ditch to be filled in, curb and guttering installed between Woodlawn and St. James. This work will remove the maintainability and safety concerns in this area.

The cost for this change order is \$11,327.75.

Financials:

The additional cost associated with this Change Order will be included in the bonds and paid for out of the general fund. This Change Order will increase the total annual debt service payment by \$900.

A summary of costs for the Woodlawn project is provided below:

Original Contract (Bid) Price	\$8,571,662.01
Change Order 1 (disincentive for temporary asphalt that did not meet specs)	(\$1.00)*

Change Order 2 (sanitary sewer line reconstruction)	\$27,038.00
Change Order 3 (working day adjustment for CO 2)	No change in cost
Change Order 4 (exploratory excavation for waterlines under UPRR (\$5,685.75) and water line lowering)	\$59,655.75
Change Order 5 (quantity adjustment for steel and temporary traffic marking tape)	\$39,281.90
Change Order 6 (Shifting of Water Lines 2 & 3)	\$6,405.00
Change Order 7 (Rock Ditch Check & Odessa Water Line/RCB conflict)	\$8,872.50
Change Order 8 (Adding lights to stop sign at 45 th Street)	\$756.00
Change Order 9 (45 th Street “DO NOT TURN LEFT” sign)	\$367.50
Change Order 10 (Extra Work for Additional Cost for Elliptical Pipe)	\$1,412.25
Change Order 11 (Additional working days from 37 th Street water line conflict)	No Cost
Change Order 12 (Retaining Walls for Odessa)	\$38,556.00
Dondlinger Water Line Lowering	\$44,500.00**
Proposed Change Order 13 (Line 4 Storm Sewer Improvements)	\$31,734.15
Proposed Change Order 14/15 SWPPP Spec change	No Cost
Proposed Change Order 16 – 45 th and St. James SWS	\$11,327.75
Total Contract Cost with Proposed Change Order 16	\$8,841,567.81

* This quantity was previously shown as \$2,340.00, but Pearson made a change to their mix design that negates this disincentive and there have been no additional issues since the change to the mix design.

** This change order will not be included as part of the KDOT contract, but will be run through as a completely separate contract with Dondlinger for expediency.

Recommendation:

It is staff's recommendation for Council to approve Proposed Change Order 16 in the amount of \$11,327.75 for the 45th and St. James Storm Water Sewer changes.



2901 N. Mead
Wichita, KS 67219
p: (316) 263-3100
f: (316) 263-3071
www.pearsonconstructionllc.com

Section XII, Item C.

To: KDOT	Contact:
Address: Topeka, KS	Phone:
	Fax:
Project Name: KDOT SG Co. Woodlawn 37th to 45th (Call #257)	Bid Number: 2108-030
Project Location:	Bid Date: 9/22/2021
Addendum #: 3	

Item #	Item Description	Estimated Quantity	Unit	Unit Price	Total Price
12	ROCK EXCAVATION	1.00	CY	\$16.00	\$16.00
13	COMPACTION OF EARTHWORK (TYPE B) (MR-90)	30.00	CY	\$1.00	\$30.00
29	RIPRAP (LIGHT STONE) (100 LB)	14.00	SY	\$80.00	\$1,120.00
33	STORM SEWER (18") (RCP)	53.00	LF	\$48.00	\$2,544.00
82	CURB AND GUTTER, COMBINED (AE)	77.00	LF	\$12.00	\$924.00
161 - New Item	SMALL AREA AGGREGATE BASE (AB-3) (6")	30.00	SY	\$95.00	\$2,850.00
162 - New Item	SMALL AREA GEOSYNTHETIC REINFORCEMENT (FOR BASE)	30.00	SY	\$45.00	\$1,350.00
163 - New Item	REMOVE AND RESET END SECTION	1.00	LS	\$2,493.75	\$2,493.75

Total Bid Price: \$11,327.75

<p>ACCEPTED:</p> <p>The above prices, specifications and conditions are satisfactory and are hereby accepted.</p> <p>Buyer: _____</p> <p>Signature: _____</p> <p>Date of Acceptance: _____</p>	<p>CONFIRMED:</p> <p>Pearson Construction, LLC</p> <p>Authorized Signature: _____</p> <p>Estimator: Brian Boutwell</p>
--	--

March 31, 2023

Pearson Construction
Attn: Tyler Stevenson
Project Manager

Ref: Woodlawn – 37th Street North to 45th Street South

Dear Tyler:

As requested, below is our estimated change order proposal for extending the 18" SWS Line 43 and connect it to cross pipe at St. James.

Add:

Item #33 – Storm Sewer (18") (RCP)	53 LF @ \$48.00/LF	=	\$ 2,544.00
New Item – Remove & Reset End Section	1 LS @ \$2,375.00/SY	=	\$ 2,375.00
TOTAL ADD			\$ 4,919.00

Inclusions:

- Installing 53 LF of RCP and concrete collar for connecting the two existing lines.
- All installation materials and hauling of the excess materials to other location on project.
- Removing already installed inspection, cleaning and prepping it to be installed at another location of the project.

Exclusion:

- Removal of flume, curb, and apron.
- Replacement of any concrete items associated with paving.

If you have any questions, please feel free to email me at blysen@dondlingerconst.com or contact me at 316-945-0555.

Respectfully Submitted,



Braden Lysen
Dondlinger Construction



Date: May 30, 2023
To: Mayor and City Council
From: Deb Appel, Treasurer
Subject: Resolution: Designate Bank Signatures

RECOMMENDED ACTION: Adopt a resolution designating Southwest National Bank as an authorizing depository of City funds and authorize the mayor and designated staff as signatories and authorize Council President Smith to sign.

SUMMARY: Southwest National Bank sole purpose is to hold funds paid by Believer Bible Church for the lease of the previous city hall. Authorized signers on the account are City Manager Lasher and previous mayor, finance director and treasurer. This Resolution updates signers for the account to align with current officials and city staff in these positions.

FINANCIAL IMPLICATIONS:

N/A

LEGAL IMPLICATIONS:

N/A

ATTACHEMENTS:

Resolution

**RESOLUTION NO.
CITY OF BEL AIRE**

I HEREBY CERTIFY TO SOUTHWEST NATIONAL BANK Wichita, Kansas that a meeting of the governing body of Bel Aire, a municipality organized under the laws of the State of Kansas, duly called (a quorum being present) and held at the office of said City, 7651 E. Central Park in the City of Bel Aire, State of Kansas, on the 6th day of June 2023, the following resolution was duly adopted and is in full force and effect:

RESOLVED, that the above bank is designated as a depository of this municipality and that funds of this municipality deposited in said exchange, acceptances, undertakings of other orders for the payment of money when signed or facsimile on behalf of this municipality all four signatures of the following to wit: James Benage, Mayor; Arthur Lasher, City Manager; Theodore Henry, Finance Director and Deborah Appel, Treasurer

That the foregoing powers and authority will continue until written notice of revocation has been delivered to the above Bank.

RESOLVED, that the President of the Governing Body hereby is authorized to certify to the above Bank, the foregoing resolution and that the provisions thereof are in conformity with the Kansas Statues Annotated.

I FURTHER CERTIFY, that there is no provision in the K.S.A. limiting the power of the Governing Body to pass the foregoing resolution and that the same are in conformity with the provision of said K.S.A.

I FURTHER CERTIFY, that the following are genuine signatures of the persons now holding office as employees or elected officials in said municipality as indicated opposite their respective signatures.

_____ Mayor
_____ City Manager
_____ Finance Director
_____ Treasurer

IN WITNESS WHEREOF, I have hereunto set my hand as President of the Council and affixed the seal this 6th day of June 2023.

(seal)

Justin Smith, President of the Council

Melissa Krehbiel
City Clerk



MANAGERS REPORT

DATE: June 1, 2023
TO: Mayor Benage and City Council
FROM: Ted Henry, Assistant City Manager
RE: June 6, 2023 Agenda

Proclamation (Item V)

National Flag Week - Flag Day occurs every year on June 14th, the date the United States Flag was created. The week of June 14th is designated as “National Flag Week” which will be June 11–17, 2023.

Consent Agenda (Item VII)

The Consent Agenda contains the minutes of the May 16th City Council meeting, as well as two appointments. Mayor Benage would like to reappoint Gary O’Neal to the Public Building Commission for another 4-year term. He would also like to appoint Edgar Salazar to the Planning Commission to fill the unexpired term of David Floyd. If approved, Mr. Salazar’s term will be for three years, expiring on June 1, 2026.

Appropriations Ordinance (Item VIII)

This reporting period includes two payroll periods. The amount paid to Imagine IT includes migration to GCC 365.

City Requested Appearances (IX)

Garver Engineering will give their monthly update on Woodlawn construction. Brian Meier, Managing Associate, Burns & McDonnell will give an update on CCUA upgrades.

Resolution for Solid Waste and Recycling Rates (Item A)

On May 16th, the City Council approved a request from Waste Connections for a 2% increase in solid waste and recycling fees charged to the City, per Waste Connections contract. The City handles all administrative tasks involved in managing the program, which encompasses activities such as setting up accounts, managing move-ins and move-outs, and addressing customer inquiries. Additionally, we acknowledge the impact of trash trucks on local streets and, as a result, allocate \$100,000 for street maintenance purposes.

The Resolution tonight proposes a 2% increase in the current fees for trash and recycling services charged to customers. This adjustment is aimed at ensuring the sustainability and effectiveness of waste management operations, while also accounting for the costs associated with providing these services to the community.

Request for Woodlawn Access (Item B)

The City's usual procedure for permitting driveways requires the applicant to submit detailed building plans, including details of structures, before the City issues a permit. Appropriate access (width and placement of driveways) is evaluated by City staff based on building plans before the permit is issued.

Bill King owns the empty lots south of Dollar General and north of Danbury. During the early stages of the Woodlawn project, Mr. King met with City staff to request access points for Lots 2-5. In 2020, Baughman drew up site plans showing 2 driveways into the lots. However, the plans lack specifications for the structures that the access points (drives) would serve. In addition to the inadequacy of the plans, the City Engineer had concerns about stormwater drainage and maintenance of the access points. If the driveway is not installed in a timely manner after the access points are made (curbs cut/lowered), stormwater will likely cause erosion problems. Also, with no intent to build structures in the near future, there is a possibility that the access points would be inappropriate for future buildings and would need to be moved at an additional cost to the property owner. Because of these concerns, the City Engineer recommended that the initial request be denied.

Recently, Mr. King met with City Staff again to request that the driveways be installed with the Woodlawn project. City Staff talked with Mr. King and staff was under the impression that Mr. King was asking for permission to create the access points identified on Baughman's drawings. That request would need to go before City Council as an alteration to the Planned Unit Development (PUD) for the property. Therefore, staff asked Mr. King to submit his request in writing for the next City Council meeting. However, after receiving the letter from Mr. King, which is included in your packet, it appears that he is requesting that the City install the driveway as part of the Woodlawn project.

It is staff's recommendation that Council adhere to City Policy regarding driveway installations. Additionally, the PUD states very clearly that the Developer should be responsible for paying for improvements when the lots are developed. Mr. King will be in attendance and City staff will be at the meeting to answer questions.

Woodlawn Change Order, Storm Sewer Extension (Item C)

Following the installation of the storm sewer line on the southeast side of 45th and Woodlawn, it was discovered that the slope between the sidewalk and the open ditch was too steep. The steep slope would make it difficult to mow and could be dangerous to sidewalk users. MKEC and City staff decided the best solution is to extend the drainage pipe and connect it to the pipe underneath St. James. This work will remove the safety and maintenance concerns regarding the slope. The cost for the change order is \$11,327.75. The additional cost associated with the work will be included in the bonds and paid from the general fund. This Change Order will increase the total annual debt service payment by \$900. Staff recommends that Council to approve Change Order 16 in the amount of \$11,327.75.

Resolution Designating City Bank Account Signers (Item D)

The City owns and leases a building (the previous city hall) to the Believer Bible Church. This bank account at Southwest National Bank holds the lease payments, which is its sole purpose. Authorized signers on the account are City Manager Lasher and the previous mayor, previous finance director and previous treasurer. This Resolution updates signers for the account to align with current officials and city staff in these positions.

Executive Session (Item XIII)

Will need an executive session.

Discussion And Future Issues - June Workshop (Item XIV)

The regularly scheduled workshop for June is on the 13th at 6:30 p.m.