



City Council Meeting Minutes

July 10, 2023
6:22 p.m.

Mayor: Carolyn Caiharr
Councilmember Camila Adcox Mark Bishop Garrett Mellott
Greg Scott Margaret Shriver

1. Requests or Comments from the public

- Brenda Tibbits, owner of Marks Motorcycles in Edwardsville, addressed the Council, requesting that the group revisit the fee structure for fireworks sales. She requested a tiered structure be implemented so early sales could take place at a higher rate if the vendor wished. The new sale dates and fees were detrimental to revenue during the 2023 fireworks sales season.

2. Consider approval of consent agenda items

a) Approve minutes of June 26, 2023

b) Statement of bills paid in the amount of \$195,565.58

- **Motion:** Councilmember Scott made the motion to approve the consent agenda
- **Second:** Councilmember Shriver seconded the motion
- **Vote:** Passes, 5-0

Planning Commission Items

3. Consider the following recommendations from the Edwardsville Planning Commission:

a. Recommendation of denial regarding a rezoning request for properties located at 1123 and 1131 Edwardsville Dr. (2023-07-Z)

- **Motion:** Councilmember Bishop made the motion to accept the Planning Commission's recommendation of denial for this item
- **Second:** Councilmember Shriver seconded the motion
- **Vote:** Passes, 4-0 (*note: this item was not voted on by Councilmember Adcox, as she was serving on the Planning Commission at the time of the recommendation and thus could not vote twice on the same item*).

4. Consider Ordinance No. 1067 establishing an equipment replacement fund

- City Manager Michael Webb reviewed this item, noting it has been in the works for some period of time. The ordinance would create a municipal equipment replacement fund, the purpose of which would allow the City to self-finance vehicle acquisitions
- This is beneficial as it would save the City financing and interest fees.
- The fund would receive other City monies (through vehicle sales, for example) to use for vehicle replacement. The city would make payments to itself to continue to provide resources into the fund.
- There was additional discussion of investment opportunities this may offer in the future.
- **Motion:** Councilmember Mellott made the motion to adopt Ordinance No. 1067
- **Second:** Councilmember Scott seconded the motion.
- **Vote:** Passes, 5-0

5. **Consider a motion to recess into Executive Session pursuant to K.S.A. 75-43-19(b)(6) for the preliminary discussion of the acquisition of real property related to Public Works facilities**
 - **Motion:** Councilmember Mellott made the motion to recess into Executive Session for the reasons stated, to include the City Manager and City Attorney, with the regular meeting to resume at 7:05
 - **Second:** Councilmember Bishop seconded the motion
 - **Vote:** Passes, 5-0
 - The group conducted its session, returning at 7:05
 - **Motion:** Councilmember Mellott made the motion to return to regular session
 - **Second:** Councilmember Scott seconded the motion
 - **Vote:** Passes, 5-0
 - No action was taken as a result of this meeting

6. **Consider a motion to recess into Executive Session pursuant to K.S.A. 75-4319(b)(1) to discuss matters of nonelected personnel related to the position of Interim City Manager**
 - **Motion:** Councilmember Bishop made the motion to recess into Executive Session for the reasons stated to include the City Attorney, with the regular meeting to resume at 7:25
 - **Second:** Councilmember Shriver seconded the motion
 - **Vote:** Passes, 5-0
 - After returning from Executive Session, the group returned and extended the session for an additional 15 minutes
 - The group returned at 7:40.
 - **Motion:** Councilmember Bishop made the motion to return to regular session
 - **Second:** Councilmember Shriver seconded the motion
 - **Vote:** Passes, 5-0
 - At 7:40, the City Attorney returned and provided notice that the Executive Session would be extended until 7:50 PM
 - The group returned and as a result of this item, a new Executive Session was called, pursuant to K.S.A. 75-4319(b)(3) to discuss employer-employee negotiations to include Police Chief Mathies and the City Attorney to return at 8:08 PM
 - The group returned and extended the Executive Session until 8:25, this time to include Assistant City Manager Zack Daniel
 - The group recessed, then returned at 8:25
 - **Motion:** Councilmember Mellott made the motion to recess into Executive Session for the reasons stated
 - **Second:** Councilmember Scott seconded the motion
 - **Vote:** Passes, 5-0
 - Follow-up action on these Executive Sessions would take place at the close of the meeting.

7. **Consider a motion to recess into Executive Session pursuant to K.S.A. 75-4319(b)(2) for consultation with the City Attorney which would be deemed privileged in the attorney-client relationship regarding potential litigation**
 - **Motion:** Councilmember Shriver made the motion to recess into Executive Session for the reasons stated, to include the City Manager and City Attorney, with the regular session to resume at 8:35
 - **Second:** Councilmember Scott seconded the motion
 - The group conducted its session, returning at 8:35
 - **Motion:** Councilmember Shriver made the motion to return to regular session

- **Second:** Councilmember Scott seconded the motion
 - **Vote:** Passes, 5-0
 - There was no action stemming from this session
8. **Consider the addition of a new agenda item related to the appointment of an Interim City Manager, Pursuant to City Council Resolution 2023-02**
- **Motion:** Councilmember Shriver made the motion as stated
 - **Second:** Councilmember Mellott seconded the motion
 - **Vote:** Passes, 5-0
9. **Consider approval of ap Police Chief Mark Mathies as Interim City Manager contingent on mutually approved Interim Appointment Agreement to be effective upon the retirement of the current City Manager**
- **Motion:** Councilmember Shriver made the motion as stated
 - **Second:** Councilmember Scott seconded the motion
 - **Vote:** Passes, 5-0
10. **City Manager Report**
- City Manager Michael Webb congratulated Mark Mathies on his appointment and invited the group to attend the staff retirement event taking place on Friday. He noted this would be his last meeting and thanked the staff and City Council for the opportunity to work with them.
 - Assistant City Manager Zack Daniel noted he was working on different processes related to signing up for public comment to keep staff and elected informed. He closed by thanking outgoing City Manager for his work and mentorship.
 - Police Chief Mathies thanked the group for their confidence in the Interim Appointment. He noted the WaterFest event coming up on July 21.
 - Fire Chief Tim Whitham and Public Works Director CE Goodall provided departmental updates.

11. Council and Mayor Comments

Councilmember Scott thanked Michael Webb for his contributions to the City and request that the Council consider retaining Mr. Webb on a contractual basis related to certain special projects and economic development initiatives. He'd like that included on the July 24, 2023 agenda for consideration.

Councilmember Shriver thanked Mr. Webb and noted his extensive knowledge and loyalty to the City. She cited his relationships with the staff and his rebuilding the City in a professional manner. She thanked Mr. Daniel for his work on presenting the budget. She then thanked Chief Mathies for assuming the new role of Interim Manager. She made comments regarding fireworks discharge. She also had questions regarding the special sales tax renewal. She then noted a broken bench on the mobile home property south of the Fire Station that needs addressed. There was additional discussion on the mutual aid agreement between Bonner Springs and Edwardsville.

Councilmember Mellott remarked that the budget process is a difficult one but noted his emphasis on making sure employee compensation stays competitive for the good work City employees do. He asked about the timing for the upcoming road projects and demo work. Mr. Webb provided an update. He closed by thanking the people who put together the reunion at the City Park. He thanked staff for their work cleaning up the site.

Councilmember Mellott asked Mayor Caiharr for an update on the City Manager search. Mayor Caiharr noted her intention to request a special meeting to take place prior to the July 24 meeting to discuss the applicants that have come in so far through the SGR search. There was additional discussion on the Quiet Zone project. He closed by thanking Mr. Webb for his contributions to the City and congratulated Chief Mathies on his appointment. He recognized Assistant City Manager Zack Daniel for his efforts for the betterment of the City as well.

Councilmember Bishop asked about the outreach materials prepared for the special sales tax renewal. Mr. Daniel noted a flyer has been prepared and handed out at different events. He noted that he would be speaking at the Chamber of Commerce regarding the efforts and additional materials would be prepared for events from now until the vote occurs. He noted he like to revisit the fireworks sales ordinance based on feedback from vendors.

Councilmember Adcox noted she was excited to work with the incoming Interim City Manager and noted she too was concerned by an imbalance in the mutual aid agreement with Bonner Springs.

Mayor Caiharr thanked the group for meeting early for the budget workshop. She raised concerns about the mutual aid agreement with Bonner Springs and expressed an interest in revising this agreement to be more equitable. She recapped the recent Harvesters event. She closed by thanking Mr. Webb for all of this efforts throughout the years and wished him luck in retirement.

ADJOURNMENT

The meeting was adjourned at 9:02 p.m.

Zachary Daniel
City Clerk