

City of Spring Hill, Kansas
Minutes of City Council Regular Session
September 8, 2022

A Regular Session of the City Council was held in the Spring Hill Civic Center, 401 N. Madison, Council Chambers, Spring Hill, Kansas on September 8, 2022. The meeting convened at 7:00p.m. with Mayor Berkey presiding and Glenda Gerrity, City Clerk, recording.

Councilmembers in attendance: Diana Roth
 Brian Peel
 Chad Young
 Wendy North
 Chip VanHouden

Staff in attendance: Lane Massey, City Administrator
 Patrick Burton, Community Development Director
 Rhonda Dunn, Finance Director
 Cindy Henson, Chief of Police
 Jackie Messer, Director of Public Works
 Monakisha Jones, Human Resources Director

Consultants in attendance: F. Charles Dunlay, City Attorney
 Tyler Ellsworth, Bond Counsel

INVOCATION

The invocation was given by Councilman VanHouden.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

The City Clerk called the roll of the City Council. With a quorum present, the meeting commenced.

APPROVAL OF THE AGENDA

The city attorney stated that the second executive session should be for the exception for preliminary discussion of the acquisition of real property, not attorney-client exception.

Motion by Roth, seconded by North, to approve the agenda as amended. Motion carried 5-0-0.

CITIZEN PARTICIPATION

There were no comments under citizen participation.

FORMAL ACTION - Resolution(s) to Levy a Property Tax Exceeding the Revenue Neutral Rate

- **Consider Resolution No. 2022-R-20 to Levy a Property Tax Exceeding the Revenue Neutral Rate – Fire District**

Motion by Roth, seconded by Peel, to approve Resolution No. 2022-R-20, authorizing the City of Spring Hill, Kansas to levy a property tax rate, Fire, exceeding the revenue neutral rate.

Motion passed by roll call vote of the Governing Body 6-0-0. Roth-yes, Peel-yes, Young-yes, North-yes, VanHouden-yes, Mayor Berkey-yes.

- **Consider Resolution No. 2022-R-21 to Levy a Property Tax Exceeding the Revenue Neutral Rate – Non-Fire District**

Motion by Roth, seconded by Peel, to approve Resolution No. 2022-R-21, authorizing the City of Spring Hill, Kansas to levy a property tax rate, Non-Fire, exceeding the revenue neutral rate.

Motion passed by roll call vote of the Governing Body 6-0-0. Roth-yes, Peel-yes, Young-yes, North-yes, VanHouden-yes, Mayor Berkey-yes.

PUBLIC HEARING(S)

- **2023 Budget Hearing Fire District**

The mayor opened the public hearing for the 2023 Budget for the Fire District.

The mayor opened the public comment portion of the hearing. Hearing none, the mayor closed the public comment portion of the hearing.

The mayor closed the public hearing.

- **2023 Budget Hearing Non-Fire District**

The mayor opened the public hearing for the 2023 Budget for the Non-Fire District.

The mayor opened the public comment portion of the hearing. Thereupon, the courtesy of the floor was extended to:

- Rodolfo Arevalo, 19419 W. 200th Street, Spring Hill
- Christine Hilbert, 19706 W. 196th Street, Spring Hill
- Steve Boswell, 504 N. Jackson, Spring Hill

The mayor called for further comments from the public and, hearing none, closed the public comment portion of the hearing.

The mayor closed the public hearing.

CONSENT AGENDA:

Motion by Roth, seconded by North, to approve the Consent Agenda.

- 1. Approval of Minutes: August 25, 2022, Regular Meeting**
- 2. Consider Approval of Appropriation Order No. 2022-09-08**
- 3. Consider Approval of CK Power Invoice**

Motion carried 5-0-0.

ANNOUNCEMENTS and REPORTS

Announcements and reports were given by the Governing Body and staff.

EXECUTIVE SESSION NO. 1 – ATTORNEY-CLIENT EXCEPTION

Motion by Roth, seconded by Peel, that the City Council recess into executive session for twenty (20) minutes, with a 10-minute recess preceding that, to receive advice of counsel to discuss contract negotiations pursuant to the attorney-client privilege exception of K.S.A. 75-4319(b)(2) of the Kansas Open Meetings Act. The open meeting will resume in the City Council Chambers at 8:04P.M. No formal action is anticipated following the session. Persons to be in attendance are the following: F. Charles Dunlay, City Attorney, Lane Massey, City Administrator, Patrick Burton, Community Development Director, Rhonda Dunn, Finance Director, Tyler Ellsworth, Bond Counsel and Tom Denaway, Financial Advisor.

Motion carried 5-0-0.

The meeting recessed at 7:34PM, with the executive session to begin at 7:44PM.

The mayor announced, let the record reflect that the Governing Body reconvened into the open meeting at 8:04PM, with Councilman VanHouden remaining in the executive session chambers. No votes were taken, or decisions made during the executive session. The discussion was limited to the subjects stated.

EXECUTIVE SESSION NO. 2 - Exception for preliminary discussion of the acquisition of real property

Motion by Roth, seconded by North, that the City Council recess into executive session for 10 minutes to discuss potential real property pursuant to the exception for preliminary discussion of the acquisition of real property pursuant to K.S.A. 75-4319(b)(6) of the Kansas Open Meetings Act. The open meeting will resume in the City Council Chambers at 8:17P.M. The City Attorney may provide legal advice to the City Council during the discussion. No formal action is anticipated following the session. Persons to be in attendance are the following: F. Charles Dunlay, City Attorney, Lane Massey, City Administrator, Patrick Burton, Director of Community Development.

Motion carried 4-0-0.

The meeting recessed at 8:07PM.

The mayor announced, let the record reflect that the Governing Body reconvened into the open meeting at 8:17PM, with everyone present. No votes were taken, or decisions made during the executive session. The discussion was limited to the subjects stated.

ADJOURN

Motion by Roth, seconded by North, to adjourn. Motion carried 5-0-0.

The meeting adjourned at 8:18p.m.

/s/ Glenda Gerrity _____
Glenda Gerrity, City Clerk

Approved by the Governing Body on September 22, 2022.