

CITY COMMISSION MEETING MINUTES
April 11, 2017

The Newton City Commission convened in regular session at 7:00 p.m. on April 11, 2017 at City Hall, 201 East 6th Street. Attending were Mayor Hague, Vice Mayor Nygaard, Commissioners Davis, Koehn and Valentine, City Manager Myers, City Attorney Towle, Community Planning and Development Director Bergeron, Director of Communications McDaniel, Deputy Beebe, Chief Murphy and City Clerk Duerksen. City Engineer/DPW Loomis was absent.

Pastor David Froese with Koerner Heights Church provided the invocation. The Mayor then led in the Pledge of Allegiance and presided over the items of business.

CONSENT AGENDA

1. **Consider the minutes of March 28, 2017 meeting.**
2. **Consider closing Athletic Park circle on July 22 from 7:00 a.m. to noon for the Community Fun Run.**
3. **Mayor's appointment: Planning Commission – Jordan Miller, term ending 4-30-2020; Newton Housing Authority – Marjorie Gilbert, term ending 4-30-2021.**

MOTION: Commissioner Koehn moved and Commissioner Valentine seconded to approve the consent agenda. Motion carried.

REGULAR AGENDA

4. **Recognition of community service and achievement:**
 - A. **Recognize Kelly Nachtigal, winner of the Newton Photo Contest.**

Melody Spurney, CVB Coordinator, introduced Kelly Nachtigal, whose photo "Wonderland" was winner of the 2016 Best of Newton Photo Contest and made it to the Final Four in the League of Kansas Municipalities' Hometown Showdown Photo Contest. The photo will be featured in the next issue of the Kansas Government Journal. Mr. Nachtigal stated the photo was taken on Easter morning one year ago.

- B. **Recognize members of the Chisholm Middle School Science Olympiad team which qualified for and participated in the Kansas Science Olympiad State Tournament.**

Chelle Coffee, Chisholm Middle School science teacher and coach, introduced the students who participated in the State Olympiad tournament. Students competed in 19 of the 23 events. Two students took second in Ecology at State.

5. **Consider accepting a donation of real estate located at US-50 and Anderson from MJE, LLC.**

Community Planning & Development Director Bergeron reported Max Jantz Excavating was the subcontractor for dirt work on the Anderson and US-50 interchange project. Since the project has been completed, Mr. Jantz would like to liquidate part of the property by donating the land west of the frontage lots but retain Lots 1 and 2. The City would benefit by having the ponds on the land available for use as additional irrigation sources if they choose to apply for water rights associated with the ponds. The ponds could also be used for additional storage of effluent water from the wastewater treatment plant to supplement irrigation of the golf course. Golf course staff will mow the property once a month during the spring and summer.

A Resolution authorizing the City Manager to accept a donation of certain real property on behalf of the City of Newton, Kansas from MJE, LLC was considered.

MOTION: Commissioner Koehn moved and Vice Mayor Nygaard seconded this Resolution, assigned G-1171, be approved as presented. Motion carried.

6. Consider approval of a lease agreement between Newton City/County Airport and EAN Holdings, LLC (Enterprise Rental Car Company).

Airport Manager Palmer presented a lease agreement between the Newton City/County Airport and EAN Holdings, LLC (Enterprise Rental Car Company). Enterprise will operate out of office space in the terminal building, with two full-time employees. The 60-month lease is for \$150 a month, plus a 10 percent fee on gross receipts from deplaning airport passengers. This will be advantageous to the Airport as a number of local businesses currently go to Wichita to pick up their rental cars from Enterprise. Palmer noted that Enterprise shares a parent company with Alamo and National Car Rental, so airport customers will have the option to choose from among the three services.

MOTION: Commissioner Davis moved and Commissioner Valentine seconded to approve the lease agreement with EAN Holdings, LLC. Motion carried.

7. Receive a report on the food truck rally held April 1.

Melody Spurney, CVB Director reported the food truck rally was very successful. The exact number of attendees was not known; however, the event drew numerous people from surrounding cities. The food vendors were very happy with the turnout. City crews were thanked for their work in helping set up the event with fencing and barricades and logistical coordination. The Sheriff's department provided the necessary security. Commissioners thanked everyone for their hard work in putting this event together. They felt it was a step in the right direction.

8. Discuss changing the time of the City Commission meeting

Discussion was held on moving Commission meetings to 6 p.m. instead of the usual 7 p.m. Commissioners said they wanted additional input from residents about what time is most convenient for them.

9. Receive reports on the Retail Development Task Force and Community Council on Police Facilities meetings.

Community Planning & Development Director Bergeron gave a brief update on the task forces. The Retail Development Task Force will present their list of recommendations to the Commission at a work session on April 25 at 5:30 p.m.

The Community Council on Police Facilities met and toured the Police Department. Council members noted how impactful it was to see the problems in person.

10. Citizen’s Forum.

Jason Mitchel, 400 N. Poplar, asked the Commission to consider funding fireworks for the Harvey County Fair in their 2018 budget.

Pam Stevens, Chamber CEO, presented information on the April 20 Art & Music in the heart of Newton. Currently 17 businesses will be participating.

In other business, it was noted that Sand Creek Station has again retained the No. 1 ranking for the highest customer loyalty index in the annual National Golf Foundation’s Survey. This survey is sent out to hundreds of golf courses nationwide. Sand Creek Station has held the No. 1 racking since 2008

10. Executive session to discuss matters of litigation under attorney-client privilege.

MOTION: Commissioner Koehn moved and Commissioner Valentine seconded to go into executive session to discuss matters under attorney-client privilege and non-elected personnel; the subjects include a report on litigation and the annual review of the City Manager; those included in the executive session are the City Manager and City Attorney; the meeting will return to open session at 8:00 p.m. Motion carried.

The Commission recessed to executive session at 7:45 p.m. and reconvened at 8:00 p.m. Mayor Hague noted no biding action was taking during the executive session.

11. Adjournment.

There being no further business, the meeting was adjourned.



Mayor

ATTEST:



City Clerk