

**MULVANE CITY COUNCIL
REGULAR MEETING MINUTES**

April 7, 2025

6:00 p.m.

The Mulvane City Council convened at the City Building at 211 N. Second at 6:00 p.m. Presiding was Mayor Brent Allen, who called the meeting to order.

COUNCIL MEMBERS PRESENT: Grant Leach, Todd Leeds, Kurtis Westfall, Trish Gerber, Tim Huntley.

OTHERS PRESENT: Austin St. John, Debbie Parker, J. T. Klaus, Chris Young, Joel Pile, Mike Robinson, Gordon Fell.

PLEDGE OF ALLEGIANCE: All stood for the Pledge of Allegiance led by Mayor Allen.

APPROVAL OF REGULAR MEETING MINUTES:

MOTION by Leach, second by Gerber to approve the Regular meeting minutes dated March 17, 2025.

MOTION approved unanimously.

CORRESPONDENCE: Councilmember Westfall was contacted regarding large rocks on the road at Mulvane and First St. causing damage to vehicles. It was suggested to put some ground asphalt down to help with the problem. Staff will check on this.

PUBLIC COMMENTS: None

APPOINTMENTS, AWARDS AND CITATIONS: None

OLD BUSINESS

1. KDHE Illegal Dump Program:

City Attorney, J.T. Klaus, reviewed this item with the council. On 11/2/24, Environmental Compliance Specialist with KDHE, Toby Kuhn, asked the council to participate in the KDHE Illegal Dump Program. KDHE wishes to partner with the City to remove tires located at 1481 N. Dollar Road which is in the extra-territorial jurisdiction of the city. The council moved to participate in the program subject to contract review by the City Attorney. On 2/3/25 the council adopted Resolution 2025-2 which provides cooperation with the Kansas Department of Health and Environment in repairing and cleaning up 1481 N. Dollar Rd.

At the 3/17/25 council meeting, Klaus pointed out that there have been some changes regarding the Program. Klaus has been working on the agreement with KDHE, and due to the recent U.S. Presidential Executive Order freezing and disrupting the flow of funds from the federal government to the State of Kansas, a paragraph was added to the agreement that states if KDHE is not reimbursed by the Federal Government or the State of Kansas for this project, then the City will be responsible for paying for the clean-up and must reimburse KDHE. The City Council will

need to decide if they wish to accept the new terms of the agreement and the possibility of paying for the entire clean-up of Property located outside the City Limits.

Public Safety Director, Gordon Fell, indicated that the Mulvane Fire Department would respond to any fire at that property, and it would be beneficial to have the tires removed.

MOTION by Leeds to approve CONTRACT ILD-25-009 which authorizes the Kansas Department of Health and Environment to commence cleaning up 1481 N. Dollar Rd. There was no second to the motion.

It was suggested to contact the County Commissioners about the issue.

MOTION by Leeds, second by Huntley to abandon CONTRACT ILD-25-009 and explain that the City is not willing to accept potential responsibility for the entire cost of clean-up if federal or state funds are not allocated, since the subject property is located entirely outside the City Limits. MOTION approved unanimously.

NEW BUSINESS

1. Request for Transient Guest Tax Funds – Mulvane Old Settlers Rodeo:

The 2025 Mulvane Old Settlers Rodeo will be August 22nd and 23rd. Mulvane Rodeo Arena President, Jackie McColpin, submitted an application for transient guest tax funds in the amount of \$2,000.

MOTION by Leeds, second by Leach to authorize the City Administrator to approve the 2025 request from The Mulvane Old Settlers Rodeo for Transient Guest Tax funds in the amount of \$2,000.

MOTION approved unanimously.

2. Annexation Petition and Ordinance – 1337 E. 146th Ave. N.:

Planning and Zoning Director, Joel Pile, reviewed this item with the council. The owner of the property at 1337 E. 146th Ave. N., Kyle Boyd, submitted a petition requesting annexation into the City of Mulvane. The property owner's water well has gone bad, and he would like to connect to city water. Upon annexation, the property owner could be allowed to connect to the city water system. It was noted that the property adjoins the current city boundaries. The property owner would be responsible for any costs associated with the extension of service. An Ordinance allowing the annexation has been prepared for council consideration.

MOTION by Leach, second by Westfall to approve Ordinance 1596 annexing certain property to the City of Mulvane.

MOTION approved unanimously.

ORDINANCE NO. 1596

AN ORDINANCE ANNEXING LAND INTO THE CITY OF MULVANE,
KANSAS.

ENGINEER

1. Agreement with PEC for English Park Pedestrian Bridge:

The pedestrian bridge across Styx Creek in English Park was damaged and taken out of service due to two significant flooding events in 2016. On January 14, 2025, the City received a copy of an approved KDA-DWR permit for constructing a new bridge. Two proposals for structural and geotechnical engineering services were received and presented to the City Council on March 3rd. The proposal submitted by Professional Engineering Consultants (PEC) was approved by the Council and staff was directed to develop an (EJCDC) agreement with PEC.

Staff recommends approving the agreement with PEC in the amount of \$23,000 for structural and geotechnical engineering services for the proposed pre-manufactured steel pedestrian bridge in English Park.

MOTION by Leach, second by Huntley to enter into an agreement with Professional Engineering Consultants for structural engineering services as presented.

MOTION approved unanimously.

2. Emerald Valley 2nd Addition Street Bids:

Sealed bids for Street Improvements to serve Emerald Valley Estates 2nd Addition were received and opened April 2, 2025. Three (3) bids were received.

Pearson Const., LLC	\$379,969.30
Conspec, Inc., Kansas Paving	\$384,382.40
APAC Kansas, Inc.	\$411,573.28

Staff recommends accepting the low bid from Pearson Construction and issue a Notice of Award.

MOTION by Gerber, second by Westfall to accept the bid submitted by Pearson Construction, LLC in the amount of \$379,969.30 for Street Improvements to serve Emerald Valley Estates 2nd Addition, and authorize the issuance of a Notice of Award.

MOTION approved unanimously.

3. Project Review and Update:

Main "A" Sanitary Sewer Improvements Phase 3 – Apex Excavating has initiated pipe installations. Prather St. is closed to through traffic to construct sanitary sewer across Prather St. and Styx Creek. A memorial tree had to be removed from Main St. Park.

Phase 1 Harvest Point – Kansas Paving has completed sub-grade preparation and is working on curb and gutter installations.

Emerald Valley Estates 2nd Addition – Sanitary sewer and storm sewer installations are complete, and the Contractor is currently working on water lines.

English Park Pedestrian Bridge – Begin structural design development and bid document preparation.

CITY STAFF

City Clerk: Statement of Substantial Interest forms should be updated on an annual basis between April 15th and 30th. Council members can review their forms on the Sedgwick County Election Office website. New forms will be available for signature at the next City Council meeting.

City Administrator: City Administrator, Austin St. John, met with school administration staff to discuss ways to educate students about local government. One suggestion was to hold a City Council meeting at the school.

City Attorney: City Attorney, J.T. Klaus, reminded everyone of the election tomorrow and encouraged everyone to vote.

CONSENT AGENDA ITEMS:

MOTION by Huntley, second by Leach to approve consent agenda items 1-3.

1. Payroll Dated 3/28/25 - \$261,388.17
2. City Utility Bills for February - \$27,110.08
3. Purchase of Ferric Chloride and Sodium Hydroxide from Brenntag for WWTP - \$38,000.00

MOTION approved unanimously.

ANNOUNCEMENTS, MEETINGS, AND NEXT AGENDA ITEMS:

Next City Council Meeting – Monday, April 21, 2025 – 6:00 p.m.

CIP Workshop – Monday, April 28, 2025 – 6:00 p.m. at the PIX.

ADJOURNMENT:

MOTION by Leach, second by Huntley to adjourn the regular meeting of the Mulvane City Council.

MOTION approved unanimously at 6:43 p.m.

Minutes by:

Debra M. Parker

Debra M. Parker, City Clerk

Minutes approved by the City Council 4/21/25.