

City of Victoria  
Council Minutes  
October 17, 2022  
Regular Meeting

The Governing Body of the City of Victoria met in regular session on October 17, 2022, at 5:30 PM in Council Chambers of City Hall.

**Roll Call**

Council Members present were Ryan Lichter, Harland Rupp, and Matt Orr. Erica Dinges and Zach Kanzenbach were absent.

**Presiding**

Honorable Mayor John Schulte.

**Also Present**

Nancy Piatt, James Bell, Edward Gasper, Kaci Davignon, Doug Williams, James Robben City Superintendent Brad Schmidtberger, Police Chief Cole Dinkel and City Clerk Jamie Sterling.

**Pledge**

The Pledge of Allegiance was recited.

**Minutes**

Minutes of the September 19, 2022, regular meeting were presented for review. Motion by Ryan Lichter, second by Harland Rupp to approve the minutes as submitted.

Vote: 3 Ayes 0 Nays, Motion declared carried.

Minutes from the Victoria Fire Department and Victoria Planning Committee were also reviewed.

**Warrant Ordinance A-10-22**

Ordinance A-10-22, consisting of bills against the City for the month of October was presented for review. Motion by Ryan Lichter, second by Matt Orr that Ordinance A-10-22 be approved and all bills paid.

Vote: 3 Ayes 0 Nays, Motion declared carried.

**Agenda**

Motion by Ryan Lichter, second by Harland Rupp to approve the agenda as modified.

Vote: 3 Ayes 0 Nays, Motion declared carried.

## **Nex-Tech Franchise**

Kaci Davignon was here in regards to the Nex-Tech Franchise agreement. Kaci explained to Council the difference a few years ago with phone and cable with two services and now to one line for two services with fiber. Nex-Tech wanted to align the Franchise to reflect an automatic renewal each year. The City is charging 3% for cable now, but no fee for telephone. Franchise fees are going down due to individuals going to streaming. City Attorney Don Hoffman will prepare a letter for Council regard how much to charge. Motion by Ryan Lichter to pass the Nex-Tech cable Franchise Fee at 3%, second by Matt Orr.

Vote: 3 Ayes 0 Nays, Motion declared carried.

Motion to keep the phone re-occurring agreement at 0% by Harland Rupp, second by Ryan Lichter.

Vote: 3 Ayes 0 Nays, Motion declared carried.

## **Grow Hays**

James Robben and Doug Williams represented Grow Hays. They informed the Council they are working with Jeff Pfeifer on the rest home project and looking for solutions for that.

They had a couple meetings with Golden Belt regarding the Knights' Addition. Golden Belt would like to do something if they could get commitments to build right away. Doug stated the biggest challenge is the cost of development as well as getting materials. Midwest Energy transformers are a year out for delivery.

## **Police Chief Report**

Police Chief Cole Dinkel gave his department report. He informed Council that he put in an order to reserve a truck for the department from Allen Samuels dealer in Hutchinson. There was nothing signed, no money down, no commitment. The expected delivery will be March 2023. The balance of \$38,639.00 is due upon delivery.

## **City Superintendent Report**

City Superintendent Brad Schmidtberger gave his department report. The street project is almost finished. He did speak with LaSada about trees for the park. They recommend Male cottonwood. Water wells 15 & 16 are online and certified for usage. The new water tower is running at 75%. Mr. Gasper asked Brad about the street by his house and when it will get fixed. Brad stated they have other streets they need to fix but not sure of the time frame now with winter coming.

## **APAC**

Motion by Matt Orr to approve and pay APAC Pay Estimate No. 9 for \$21,381.89, second by Ryan Lichter.

Vote: 3 Ayes 0 Nays, Motion declared carried.

### **Downey Drilling**

Motion to approve and pay Downey Drilling Pay Estimate No. 6 in the amount of, \$32,806.23 by Harland Rupp, second by Matt Orr.

Vote: 3 Ayes 0 Nays, Motion declared carried.

### **Driggs Design**

Motion by Ryan Lichter to approve and pay Driggs Design Cathedral Agreement for \$15,136.08, second by Harland Rupp.

Vote: 3 Ayes 0 Nays, Motion declared carried.

### **EBH**

Motion to approve and pay EBH invoice #14081 in the amount \$6,047.38 of by Ryan Lichter, second by Matt Orr.

Vote: 3 Ayes 0 Nays, Motion declared carried.

### **Vogt's Parga**

Motion to approve and pay Vogt's Parga Pay Application #7 for \$193,418.24, by Ryan Lichter, second by Matt Orr.

Vote: 3 Ayes 0 Nays, Motion declared carried.

### **Water Leak Adjustment**

City Attorney Don Hoffman is preparing an updated Resolution regarding figuring Water Leak Adjustments.

### **Variance**

Victoria Planning Commission had a hearing regarding Variance BZA-V-22-07 for Greg and Karla Roth. Motion by Ryan Lichter to approve Variance BZA-V-22-07, second by Harland Rupp.

Vote: 3 Ayes 0 Nays, Motion declared carried.

### **Fire Dept**

Approve Fire Department to purchase Chaffery Valve up to \$2,000.00. Motion to approve purchase by Matt Orr, second by Ryan Lichter.

Vote: 3 Ayes 0 Nays, Motion declared carried.

### **Comments**

There were no citizen or mayor comments.

### **Executive Session**

6:12 PM Motion to go into executive session for 5 minutes by Matt Orr, second by Ryan Lichter for the evaluation of Nancy Piatt, and include City Clerk Jamie Sterling, Utilities Clerk Nancy Piatt, and City Attorney Don Hoffman.

Vote: 3 Ayes 0 Nays, Motion declared carried.

### **Executive Session**

6:17 PM Motion to go into executive session for 3 minutes by Ryan Lichter, second by Harland Rupp for the evaluation of Nancy Piatt and include City Clerk Jamie Sterling and City Attorney Don Hoffman.

Vote: 3 Ayes 0 Nays, Motion declared carried.

6:20PM Return to regular

### **Adjournment**

All business on hand having been discussed, Motion to adjourn the meeting by Harland Rupp, second by Matt Orr.

Vote: 3 Ayes 0 Nays, Motion declared carried.

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John Schulte, Mayor

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Jamie Sterling, City Clerk