

City Commission of Arkansas City - Regular Meeting Minutes

The Arkansas City Board of City Commissioners met in regular session at **5:30 p.m. Tuesday, September 7, 2021**, in the Commission Room at City Hall, located at 118 W. Central Ave.

Mayor **Scott Rogers** called the meeting to order. Commissioners also present at roll call were Commissioners **Kanyon Gingher, Duane L. Oestmann, Jay Warren** and **Karen Welch**.

City employees present were City Manager **Randy Frazer**, City Attorney **Larry Schwartz**, City Clerk **Lesley Shook**, Public Information Officer **Andrew Lawson**, Management Assistant **Mike Crandall**, Finance Director/Treasurer **Jennifer Waggoner**, Accountant **Amy Roberts**, Interim Fire Chief **Les Parks**, Police Chief **Eric Burr**, Environmental Services Superintendent **Rod Philo**, Public Services Superintendent **Tony Tapia** and Building Official **Mike Bellis**.

The Equal Opportunity and Accessibility Advisory Board was represented by **JoAnn Bierle** and **Frances "Rags" Smith**. Mosaic of South-Central Kansas was represented by **Nancy Maier**.

Others in attendance were **Sue Lancaster, Thaniel Monaco, Greg Schartz** and **Harrison Taylor**.

Commissioner Warren offered the opening prayer. Mayor Rogers led the Pledge of Allegiance.

Approval of the Agenda

Commissioner Warren made a motion to approve the agenda as presented. Commissioner Oestmann seconded the motion. A voice vote was **unanimous** in favor of the motion.

Mayor Rogers declared the agenda **approved** as presented.

Awards and Proclamations

Mayor Rogers issued a proclamation that **September 12-18, 2021**, is **Direct Support Professionals Recognition Week** in Arkansas City. Nancy Maier received the proclamation on behalf of **Mosaic**.

Comments from the Audience

Greg Schartz, **1018 W. Oak Ave.**, asked the commissioners about the possibility of paving or chip-sealing his alley on Ash Avenue from Ninth to 10th streets. He also asked about the progress of Wilson Park and whether sidewalks could be added on West Radio Lane.

Management Assistant Crandall told commissioners a Wilson Park construction contract would be presented to them soon and said the Traffic Safety Committee was working on West Radio Lane.

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Consent Agenda

Commissioner Warren made a motion to approve the consent agenda, consisting of the following:

1. Approving the **August 17, 2021**, regular meeting minutes as written.
2. Approving **Resolution No. 2021-09-3431**, authorizing a public meeting of the Governing Body to attend a special Public Building Commission meeting at **5 p.m. Tuesday, September 21, 2021**, in the Commission Room at City Hall, located at 118 W. Central Ave.
3. Ratifying Mayor Rogers' appointment of **Jynda Murray** to the **Visit Ark City Board of Trustees**.

Mayor Rogers seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the consent agenda **approved** as presented.

New Business

Change Order Agreement No. 1 **Resolution No. 2021-09-3432**

City Clerk Shook presented for discussion a resolution authorizing the City to enter into **Change Order Agreement No. 1** with Mies Construction, of Wichita, regarding the **Brad Meek and Hillside Additions Water Line Replacement Project**, for an amount not to exceed **\$5,380.00**.

Environmental Services Superintendent Philo said the change order was for work performed by Mies to install an additional 6-inch gate valve assembly and 6-inch pipe to cross Highland Drive that was not included in the original contract.

The additional valve and pipe were required to modify the project due to the location of a Pressure Reducing Valve (PRV) that was not identified on the City's GIS maps, according to Philo.

The change order will increase the revised contract amount from **\$1,087,900.00** to **\$1,093,280.00**.

Commissioner Oestmann made a motion to approve the resolution as presented. Commissioner Welch seconded the motion. A voice vote was **unanimous** in favor of the motion.

Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-09-3432**.

Sleeth Sanitary Sewer Repair **Resolution No. 2021-09-3433**

City Clerk Shook presented for discussion a resolution authorizing the City to enter a contract with Nowak Construction, of Goddard, for a **sanitary sewer repair** in **Block 26, Sleeth Addition**, for an amount not to exceed **\$60,146.60**.

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Environmental Services Superintendent Philo said a lateral line off the main south sewer interceptor to the Wastewater Treatment Plant has collapsed.

A sinkhole has developed over this collapse in close proximity to the Arkansas River levee. The sinkhole is located in the field just south of where G Street ends in Sleeth Addition.

An invitation to bid was sent out to make the needed repairs and three bids were received. Nowak was the low bidder.

One of the line items is for fill material. As the amount of fill material will not be known until after the repairs have been made, Philo said a change order will be required for the final cost of repairs.

Commissioner Warren made a motion to approve the resolution as presented. Commissioner Gingher seconded the motion. A voice vote was **unanimous** in favor of the motion.

Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-09-3433**.

Revenue Neutral Rate Hearing **Resolution No. 2021-09-3434**

City Clerk Shook presented for discussion a public hearing to receive public comment relating to the **2022 Revenue Neutral Rate** (RNR) and a resolution authorizing the City to exceed the RNR.

Finance Director Waggoner said the new **Senate Bill 13** requires a public hearing be held at least 10 days after notice of that hearing is published in the official City newspaper, and prior to the proposed budget hearing, which previously was set for **5:30 p.m. Tuesday, September 7, 2021**.

Waggoner said the notice of hearing to exceed the 2022 RNR was published in The Cowley CourierTraveler on **August 24, 2021**. City Manager Frazer said this public hearing is required to be held for the purpose of hearing and answering any objections of taxpayers relating to the RNR.

Mayor Rogers made a motion to open the public hearing. Commissioner Warren seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the motion **approved** and opened the hearing. No one from the public spoke. Mayor Rogers made a motion to close the hearing. Commissioner Gingher seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the motion **approved** and closed the hearing.

Commissioner Oestmann made a motion to approve the resolution as presented. Commissioner Warren seconded the motion. A voice vote was **unanimous** in favor of the motion.

Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-09-3434**.

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2022 City Budget Hearing Ordinance No. 2021-09-4538

Mayor Rogers presented for discussion a public hearing to receive public comment regarding the proposed **2022 budget** and the first reading of an ordinance adopting the 2022 budget for the City.

Mayor Rogers made a motion to open the public hearing. Commissioner Welch seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the motion **approved** and opened the hearing. No one from the public spoke. Commissioner Welch made a motion to close the hearing. Commissioner Gingher seconded the motion. A voice vote was **unanimous** in favor. Mayor Rogers declared the motion **approved** and closed the hearing.

Commissioner Welch made a motion to approve the ordinance as presented. Commissioner Gingher seconded the motion. A roll call vote was **unanimous** in favor of the motion.

Mayor Rogers declared the motion approved and given **Ordinance No. 2021-09-4538**.

Wastewater Treatment Plant Discussion

City Clerk Shook presented for discussion the alternatives for the **Wastewater Treatment Plant** improvements and the low-interest **State Revolving Loan Fund Program** through the **Kansas Department of Health and Environment** (KDHE).

City Manager Frazer said this was the next step in figuring out how to finance the improvements.

Thaniel Monaco, the City's owner representative, spoke at length about the upcoming process.

City Manager's Report on Upcoming Activities

City Manager Frazer provided the commissioners with the following reminders and updates:

- There will be a special **Traffic Safety Committee** meeting at **10 a.m. September 10** in the conference room at the Water Treatment Facility, located at 400 W. Madison Ave.
- The City, the Arkansas City Fire-EMS and Police departments, and Visit Ark City will be host to a special **9/11 20th anniversary commemoration ceremony** starting at **8:15 a.m. September 11** at the large flagpole at the former Country Mart, located at 616 N. Summit St.
- The **Cowley Outdoor Market** returns to Wilson Park from **9 a.m. to 6 p.m. September 11**. The Chamber of Commerce will present its **STAR Award** to 4 Friends Events, LLC at **11 a.m.** Ballet Wichita will present "Carnival of the Animals" from **10 a.m. to noon** at the rotunda.
- The 15th annual **Sgt. Jerry Mills Jr. Fishing Derby** will be held from **9 a.m. to noon September 11** at Veterans Memorial Lake, located at 803 W. Taylor Ave.

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- The next **RISE Cowley** steering committee meeting will be at **10 a.m. September 14** at the Cowley County Courthouse, located at 311 E. Ninth Ave. in Winfield.
- The next monthly **Cowley County Legislative Committee** meeting will be at **noon September 14** at the Winfield Chamber of Commerce office, located at 123 E. Ninth Ave.
- The **Arkansas City Farm and Art Market** will continue its 2021 season from **4 to 6:30 p.m. September 14** and **September 21** at the Wilson Park rotunda. (Its season ends **Sept. 28.**)
- The next City Commission study session will be at **noon September 17** at City Hall.
- The City Commission will convene as part of the Public Building Commission at **5 p.m. September 21** in the commission room at City Hall, prior to its next meeting at **5:30 p.m.**
- The next REAP regional meeting will be at **8:30 to 11 a.m. September 17** in Wichita.
- The League of Kansas Municipalities annual conference will be **October 9-11** in Topeka.

Adjournment

Commissioner Warren made a motion to adjourn the meeting. Mayor Rogers seconded the motion.

A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the meeting adjourned at **6:16 p.m.**

THE CITY OF ARKANSAS CITY BOARD OF CITY COMMISSIONERS

Scott Rogers, Mayor

ATTEST:

Lesley Shook, City Clerk

Prepared by:

Andrew Lawson, Public Information Officer