



# City of Arkansas City

## CITY COMMISSION MEETING AGENDA

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Tuesday, December 07, 2021 at 5:30 PM — 118 W. Central Ave., Arkansas City, KS

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Please join our meeting from your computer, tablet or smartphone:

<https://global.gotomeeting.com/join/589703349>

You can also dial in using your phone: (872) 240-3412

Access Code: 589-703-349

### I. Routine Business

1. Roll Call
2. Opening Prayer and Pledge of Allegiance
3. Additions or Deletions (**Voice Vote**)
4. Approval of the Agenda (**Voice Vote**)

### II. Recognition of Visitors

1. Introduce and swear in new Police Officers Otey Spires and Dylan Hettenbach.

### III. Comments from the Audience for Items Not on the Agenda

*Per the Kansas Open Meetings Act, the City Commission is not required to entertain any comments from the public during any meeting.*

*The following rules **must** be strictly adhered to by all citizens wishing to speak during a virtual/hybrid meeting, **whether they are on the agenda or recognized by the Mayor during the meeting itself**:*

- Each speaker will state his or her name and address before making any comments.
- Each speaker will have three (3) minutes to present his or her comments.
- Comments or questions will be directed only to the City Commission.
- Debate or argument between parties in the audience will not be allowed. **"Logged in" citizens will remain muted during the meeting, unless recognized and called upon specifically by the Mayor.**
- Repeated reiterations by speakers will not be allowed.
- Violations of comment procedure will result in being directed to cease speaking or being muted.

### IV. Consent Agenda (Voice Vote)

*Note: All matters listed below on the Consent Agenda are considered under one motion and enacted by one motion. There should be no separate discussion. If such discussion is desired, any item may be removed from the Consent Agenda and then considered separately under Section VII: New Business.*

1. Approve the November 16, 2021, regular meeting minutes as written.
2. Ratify Mayor Scott Rogers' reappointments of Nancy Holman and Paisley Howerton to the Beautification and Tree Advisory Board, and JoAnn Bierle to the Community Spirit Award Committee and the Equal Opportunity and Accessibility Advisory Board.
3. Approve renewal Cereal Malt Beverage (CMB) licenses for 2022.

### V. Old Business

1. Hold a public hearing regarding the proposed 2021 amended budget. (**Voice Vote**)
  - a. Consider first reading of an Ordinance amending specified funds in the budget for the City of Arkansas City for the year beginning January 1, 2021. (**Roll Call Vote**)

## **VI. New Business**

### Resolutions for Consideration

- [1.](#) Consider a Resolution authorizing the City of Arkansas City to renew the contract agreement with Retail Attractions, LLC for Economic Development Consulting Services, for an amount not to exceed \$48,000. **(Voice Vote)**
- [2.](#) Consider a Resolution authorizing the City of Arkansas City to enter into a Service Agreement with Wichita State University regarding an Archaeological Survey at 1110 East Kansas Avenue, for an amount not to exceed \$18,390.00. **(Voice Vote)**

## **VII. Staff Report Presentations**

### City Manager's Report on Upcoming Activities

- [1.](#) Statewide Housing Needs Assessment
- [2.](#) RISE Cowley steering committee
- [3.](#) Legislative Committee meeting
- [4.](#) Summit Nights (Shop Downtown)
- [5.](#) Traffic Safety Committee meeting
- [6.](#) City Commission study session

## **VIII. Communications and Reports**

- [1.](#) 2021 Grants
- [2.](#) KDOT Cost Share and IIJA
- [3.](#) City Advisory Board Reports

## **IX. Adjournment**



# City Commission Agenda Item

**Meeting Date:** December 7<sup>th</sup>, 2021  
**From:** Eric Burr, Chief of Police  
**Item:** Swearing In of New Police Officers Otey Spires and Dylan Hettenbach

**Purpose:** Introduce and swear in new police officers Otey Spires and Dylan Hettenbach

**Background:**

Police Officer Otey Spires started employment with the Arkansas City Police Department on November 22nd, 2021. Officer Spires has been working as a full-time corrections officer at the Kansas Department of Corrections.

Police Officer Dylan Hettenbach started employment with the Arkansas City Police Department on December 2<sup>nd</sup>, 2021. Officer Hettenbach has been working at Sherwin Williams in Arkansas City.

Both Officer Spires and Officer Hettenbach will be attending the Kansas Law Enforcement Training Center in January 2022.

**Commission Options:**

**Fiscal Impact:**


Amount: None

Fund: Department: Expense Code:

☒ Included in budget ☐ Grant ☐ Bonds ☐ Other (explain)

**Attachments:**

**Approved for Agenda by:**

  
\_\_\_\_\_  
Randy Frazer, City Manager



# City Commission Agenda Item

**Meeting Date:** December 7, 2021  
**From:** Andrew Lawson, Public Information Officer  
**Item:** Approving November 16, 2021 Minutes

**Purpose:** Consent Agenda Item: Approve the November 16, 2021, regular meeting minutes as written.

**Background:**

Each meeting, the City Commission reviews and approves the minutes of its prior meeting(s).

**Commission Options:**

1. Approve with consent agenda.
2. Remove item from consent agenda for further consideration.

**Attachments:**

1. November 16, 2021 Regular Minutes

**Approved for Agenda by:**

A handwritten signature in black ink, appearing to read "Randy Frazer", is written over a horizontal line. The signature is fluid and cursive.

Randy Frazer, City Manager



## 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, November 16, 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 Ginger, Duane L. Oestmann, Jay Warren** and **Karen Welch**.

City employees present were City Manager **Randy Frazer**, City Attorney **Larry Schwartz**, Deputy City Clerk **Amanda Evinger**, Public Information Officer **Andrew Lawson**, Management Assistant **Mike Crandall**, Finance Director **Jennifer Waggoner** and HR Assistant **Marla McFarland**.

Arkansas City Police Department personnel in attendance were Police Chief **Eric Burr**, Capt. **Jim Holloway**, Lt. **Jason Legleiter**, Lt. **Kevyn Ternes**, Police Officers **Madison Pickett** and **Adam Utt**, Public Service Officer **Eric Gross**, and Administrative Assistant **Jeni McGee**.

Citizens observing in person or via GoToMeeting were **Ken Harader, Darla Mann, Gareth McGee, Mildred Palmer**, Commissioner-elect **Diana Spielman** and **Harrison Taylor**.

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

### Approval of the Agenda

Commissioner Welch 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.

### Recognition of Visitors

Police Chief Burr introduced the newest member of the Arkansas City Police Department, Police Officer **Adam Utt**, who then was administered his Oath of Office by Deputy City Clerk Evinger.

### Comments from the Audience

**Mildred Palmer**, 815 W. Linden Ave., spoke of her daughter's utility account that was in arrears and to be assessed to her property taxes. She asked for a reduction from the current total of **\$4,728.91**.

Mayor Rogers made a motion to reduce the amount owed to an even **\$3,500.00**. Commissioner Warren seconded the motion. A voice vote resulted in **three yea votes** and **two nay votes**, with Commissioner Ginger and Commissioner Oestmann casting the dissenting votes. Mayor Rogers declared the motion **approved** and asked Finance Director Waggoner to notify the County Clerk.

# City Commission of Arkansas City - Regular Meeting Minutes

## Consent Agenda

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

1. Approving the **November 2, 2021**, regular meeting minutes as written.
2. Approving **Resolution No. 2021-11-3443**, authorizing the City to execute a **Generally Accepted Accounting Principles (GAAP) waiver** for the 2022 fiscal year.
3. Approving **Resolution No. 2021-11-3444**, authorizing the transfer of property located at **South Fifth Street** and **West Washington Avenue** to Cowley County Community College.

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

## New Business

### CM Employment Agreement Resolution No. 2021-11-3445

Deputy City Clerk Evinger presented for discussion a resolution authorizing the City to amend the **Employment Agreement** with City Manager Randy Frazer regarding the term and length of his service as city manager and to provide for a **Cost Of Living Adjustment (COLA)**.

Commissioner Gingher 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 motion **approved** and given **Resolution No. 2021-11-3445**.

### Notice of Budget Hearing Resolution No. 2021-11-3446

Deputy City Clerk Evinger presented for discussion a resolution approving the **notice of budget hearing** for publication and setting the date for a public hearing to amend the **2021 budget** for the City at **5:30 p.m. Tuesday, December 7, 2021**, in the Commission Room at City Hall.

Finance Director Waggoner said this is a housekeeping item that will adjust the **Water Fund** to account for both the **Brad Meek and Hillside Additions Water Line Replacement Project** and the **North Pressure Zone Pump Station Project**, the **Library Fund** in case motor vehicle taxes come in stronger than expected, and the **Health Care Sales Tax Fund** and **Unpledged Health Care Sales Tax Fund** due to stronger-than-expected sales tax and compensating use tax revenues in **2021**.

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 motion **approved** and given **Resolution No. 2021-11-3446**.

# City Commission of Arkansas City - Regular Meeting Minutes

## Notice of Budget Hearing Resolution No. 2021-11-3447

Deputy City Clerk Evinger presented for discussion a resolution approving a contract with **Julie Yarmer**, consultant with Freedom Claims Management, Inc., to provide services as a limited agent for the City's health insurance benefit in 2022, for an amount not to exceed **\$15,000.00**.

City Manager Frazer said the services Yarmer will provide, beginning **January 1, 2022**, include:

1. Consulting on and reviewing the **2023 health insurance renewal**. (If warranted, City staff said Yarmer will send out Requests for Proposals to receive alternate options.)
2. Informing the City of up-to-date **national health care trends** and health care reform requirements/changes, as well as wellness best management practices on a quarterly basis.
3. Reviewing and consulting health insurance quarterly utilization reports, as provided by Blue Cross Blue Shield of Kansas, to **analyze and project savings** as if the City were already covered under a Medical Expense Reimbursement Plan (MERP).
4. Providing an **Employee Benefit Guide** to include annual notices for 2022 renewal, to be distributed to all employees by the City.
5. Assisting the Human Resources Division with ongoing **COBRA administration** procedures.

Commissioner Welch 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 motion **approved** and given **Resolution No. 2021-11-3447**.

## Employee Benefits for 2022

Deputy City Clerk Evinger presented for discussion City employee benefits renewals for the **2022** plan year, including life and health insurance, as well as Flexible Spending Account administration.

Human Resources Assistant McFarland said life insurance costs will rise about **5.1%** with Principal Life Insurance Company. The total expense is estimated to be approximately **\$5,152** annually.

Commissioner Oestmann made a motion to approve the employee **life insurance** renewal for the 2022 plan year. Commissioner Welch seconded the motion.

A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the motion **approved**.

McFarland said health insurance will rise about **13.85%** with Blue Cross Blue Shield of Kansas. Per prior discussion, she recommends the City absorb that entire increase on behalf of all employees.

Commissioner Warren emphasized this absorption could not be an annual occurrence as it is unsustainable. Commissioner Oestmann said the employee portion may have to be raised soon.

## City Commission of Arkansas City – Regular Meeting Minutes

Commissioner Warren made a motion to approve the employee **health insurance** renewal for the 2022 year, for an approximate increase of **\$214,000**. Commissioner Welch seconded the motion.

A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the motion **approved**.

Mayor Rogers made a motion to approve the employee **Flexible Spending Account administration** renewal for the 2022 plan year. Commissioner Oestmann seconded the motion.

A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the motion **approved**.

### City Manager's Report on Upcoming Activities

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

- There will be a **special appreciation luncheon** for Environmental Services Department and Public Services Department employees, sponsored and served by Visit Ark City, from **11:30 a.m. to 1 p.m. November 18** at the Northwest Community Center, 615 W. Birch Ave.
- The **Chamber of Commerce** will be host to two special events **November 18 – Summit Realty** will be host to a Business After Hours event from **5 to 7 p.m.**, while downtown Ark City will be part of a new “**Summit Nights**” downtown shopping initiative from **5 to 8 p.m.**
- There will be a special **Traffic Safety Committee** meeting to discuss the **Multimodal Transportation Master Plan** at **10 a.m. November 19** at the Water Treatment Facility.
- **Community Development Block Grant** representatives will visit Arkansas City from **9:30 to 10:30 a.m. November 23** as part of the City's housing rehabilitation grant application.
- The **Chamber of Commerce** plans to sponsor the ceremonial tree lighting at **6 p.m.** and other related events on “**Thankful Tuesday**,” which will be from **5 to 7 p.m. November 23**.
- City Hall and all other City offices will be closed **November 25** and **November 26** for **Thanksgiving**. There will be no recycling offered at Strother Field on **November 26-27**.
- City staff will meet with project consultants about the **CDBG North Summit Street Resurfacing Project** at **10 a.m. December 1**. The City hopes to let bids by early next year.
- The next **City Commission** study session is **noon December 3** in Frazer's office at City Hall.
- The **Chamber of Commerce** will be host to several “Christmas in the City” events **December 4**, including a “**Santa Shops Small**” **Downtown Market** from **10 a.m. to 4 p.m.** at the Brown Center, 215 S. Second St., and a Santa parade at **6 p.m.** in downtown Ark City.
- Frazer passed out copies of a draft Request for Proposals for City banking services to review.

### Other Business

Public Information Officer Lawson updated the commissioners on the **\$227,500** Cost Share grant the City received from the Kansas Department of Transportation. When added to the **\$455,000** Community Development Block Grant the City previously received, its share will be just **\$227,500**.

## City Commission of Arkansas City - Regular Meeting Minutes

Lawson also shared with commissioners the early funding priorities and opportunities KDOT has identified within the recently signed bipartisan **Infrastructure Investment and Jobs Act** (IIJA).

Finally, he said KDOT has put out an alert that it is down **29 percent** on snowplow operators for Region 5, which includes Arkansas City and south-central Kansas, which could impact travel times.

### **Adjournment**

Commissioner Welch made a motion to adjourn the meeting. Commissioner Oestmann seconded the motion. A voice vote was **unanimous** in favor of the motion.

Mayor Rogers declared the meeting adjourned at **6:19 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



# City Commission Agenda Item

**Meeting Date:** December 7, 2021  
**From:** Andrew Lawson, Public Information Officer  
**Item:** Board Reappointments

**Purpose:** Consent Agenda Item: Ratify Mayor Scott Rogers' reappointments of Nancy Holman and Paisley Howerton to the Beautification and Tree Advisory Board, and JoAnn Bierle to the Community Spirit Award Committee and the Equal Opportunity and Accessibility Advisory Board.

**Background:**

**Nancy Holman** and **Paisley Howerton** are both eligible for reappointment to another three-year (3) term on the **Beautification and Tree Advisory Board**. Both women have good meeting attendance records and are deeply involved in the Board's ongoing education and advocacy work with the Mayor's Monarch Pledge program.

**JoAnn Bierle** also is eligible for reappointment to another three-year (3) term on both the **Community Spirit Award Committee** and the **Equal Opportunity and Accessibility Advisory Board**. As a legacy member of the former **Human Relations Commission**, which split its responsibilities among these two new boards when it was dissolved, Bierle provides valuable historical insight. She also has an acceptable meeting attendance record.

There are no other current applicants in waiting for any of these three boards, so staff and Mayor Rogers recommend reappointing all three women to additional three-year terms.

**Commission Options:**

1. Approve with consent agenda.
2. Remove item from consent agenda for further consideration.

**Attachments:**

1. Board Vacancies

**Approved for Agenda by:**

Randy Frazer, City Manager

## Board Vacancies as of December 1, 2021

Board, Commission, Committee or Council	Board and/or Staff Recommendations	Applications Received (or Interest Expressed)
<b>Arkansas City Public Library Board of Trustees</b>		<i>Micah Fry, Jayna Munson, Joni Spicer, Latresha Swopes</i>
<b>Cowley County Council on Aging — 2 Vacancies</b>		
<b>Equal Opportunity and Accessibility Advisory Board — 1 Vacancy</b>		Karla Gallegos Perez, Iris Turner
<b>Northwest Community Center Advisory Board — 2 Vacancies</b>		<b>Accepting applications!</b>
<b>Public Building Commission — 1 Vacancy</b>		<b>Accepting applications!</b>
<b>Visit Ark City Board Trustees — 1 Vacancy for Owner/Operator of Hotel/Motel or Tourism Entity</b>		<i>Anita Judd-Jenkins</i>

## Potential Upcoming Reappointments

Board/Commission/Committee	Member(s) / Term Expiration Date	Notes
Outstanding Student Award Committee	Luke Wise / February 1, 2023 <i>*does not wish to be reappointed</i>	Wise resigned after moving away from the community
<b>Beautification and Tree Advisory Board</b>	<b>Nancy Holman</b> / January 1, 2022	Eligible for a second term
	<b>Paisley Howerton</b> / January 1, 2022	Serves as board vice chair
<b>Community Spirit Award Committee</b>	<b>JoAnn Bierle</b> / January 1, 2022	HRC legacy appointment
<b>Equal Opportunity and Accessibility Advisory Board</b>	<b>JoAnn Bierle</b> / January 1, 2022	HRC legacy appointment
	Vacancy / January 1, 2022	Ethan Bartlett resigned
Visit Ark City Board of Trustees	Carlla Pike / January 1, 2022	At Large / Treasurer
	Vacancy / January 1, 2022	Tourism Representative
Arkansas City Public Library Board of Trustees	Duane Oestmann / January 10, 2022	City Commission representative (ex officio)
Visit Ark City Board of Trustees	Kanyon Gingher / January 10, 2022	City Commission representative (ex officio)
Arkansas City Public Library Board of Trustees	Lloyd Colston / February 1, 2022	Eligible for a second term
	Kayleigh Lawson / February 1, 2022	Serves as President
Building Trades Board	Michael Hunt / February 1, 2022	At Large (KS Gas Service)
	Mark Bartlett / February 1, 2022	Master Electrician / Chair
	John Bahruth / February 1, 2022	Master Mechanical
	Mike Kuhn / February 1, 2022	Master Plumber



## Applications Received / No Current Vacancies

Section IV, Item 2.

Name	Interest in serving on:
Douglas Allison	South Central Kansas Medical Center Board of Trustees
Lloyd Colston	City Commission ( <i>if a vacancy occurs by resignation</i> ) South Central Kansas Medical Center Board of Trustees
Stacey Jervis	South Central Kansas Medical Center Board of Trustees
Kayleigh Lawson	Planning Commission / Board of Zoning Appeals Visit Ark City Board of Trustees
Clifton Lolar	South Central Kansas Medical Center Board of Trustees
Joni Spicer	Outstanding Student Award Committee Visit Ark City Board of Trustees
Latresha Swopes	Arkansas City Public Library Board of Trustees
Iris Turner	Recreation Commission South Central Kansas Medical Center Board of Trustees
Charles Tweedy	City Commission ( <i>if a vacancy occurs by resignation</i> ) Visit Ark City Board of Trustees





# City Commission Agenda Item

**Meeting Date:** December 7, 2021  
**From:** Lesley Shook, City Clerk  
**Item:** 2022 Cereal Malt Beverage Renewals

**Purpose:** Approve renewal Cereal Malt Beverage (CMB) licenses for 2022.

**Background:**

The attached businesses have requested the City approve their Cereal Malt Beverage license for 2022. All procedures have been followed as outlined in Municipal Code Part II, Chapter 6, Article III, Sec. 6-108. No deficiencies noted.

Please note, there is one current 2021 CMB license holder that has not yet submitted their renewal application for 2022 despite several reminders. That business is not included in the renewals at this time.

**Commission Options:**

1. Approve with the consent agenda.
2. Remove item from consent agenda for further consideration.

**Fiscal Impact:**

Amount: None

Fund: Department: Expense Code:

☐ Included in budget ☐ Grant ☐ Bonds ☐ Other Not Budgeted

**Approved for Agenda by:**

Randy Frazer, City Manager

**CEREAL MALT BEVERAGE LICENSE APPLICATIONS FOR 2022*****RENEWALS OF CONSUMPTION ON PREMISES:***

<b>Business Name</b>	<b>Address</b>	<b>Owner or * Manager</b>
Billy Sims Barbecue	2113 N. Summit	*Amanda Graves
Hillcrest Lanes	2400 N. Summit	Richard Doffing
Spring Hill Golf Course	3202 N. Summit	*Eric Puchalla
Pizza Hut	422 N. Summit	*Jeff Hettenbach
Burger Junkie	611 W. Madison	Christopher Goodman
Fast Fred's	121 S. Summit Street	Terry Cassiday

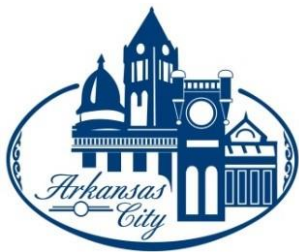
***RENEWALS OF PACKAGE SALES ONLY:***

<b>Business Name</b>	<b>Address</b>	<b>Owner or * Manager</b>
APCO East	804 E. Madison	Kevin Swick
Casey's General Store #1789	1425 N. Summit	*Tiago Coelho
Casey's General Store #1530	601 S. Summit	*Tiago Coelho
Casey's General Store #3435	3413 N. Summit	*Tiago Coelho
Dillon Store #38	425 N. Summit	*Carla Schlickau
Love's Country Store #97	1712 N. Summit	*Kristye Davis
Phil Stop II	801 E. Madison	*Rebecca Eastman
Walmart #978	2701 N. Summit	*Logan Wiley
Family Dollar #21984	1313 N. Summit	*Margaret Johnson

All applications have been reviewed by the proper authorities and are approved for licensing.

**2021 CMB LICENSES NOT RENEWING FOR 2022**

None



# City Commission Agenda Item

Section V, Item 1.

**Meeting Date:** December 7, 2021  
**From:** Jennifer Waggoner, Finance Director/Treasurer  
**Item:** Amend the 2021 Budget

- Purpose:**
1. Hold a public hearing regarding the proposed 2021 amended budget **(Voice Vote)**
    - a. Consider first reading of an Ordinance amending specified funds in the budget for the City of Arkansas City for the year beginning January 1, 2021. **(Roll Call Vote)**

**Background:**

Kansas State Statutes allow the governing body to increase the originally adopted budget for previously unbudgeted increases in revenue other than ad valorem property taxes. To do this, the governing body must hold a public hearing. A published notice of such hearing must run in the City's official newspaper at least 10 days before a formal budget hearing is held to hear the public comments on the proposed changes before its adoption. This noticed was published on November 19, 2021.

**Water Fund:** The Brad Meek/Hillside waterline replacement and North Pressure Zone Pump Station projects were both completed in 2021. These projects came in over the anticipated budget, requiring a budget amendment.

**Library Fund:** The Library is budgeted to receive 6 mills per charter ordinance. This amendment increases the budget authority should the last distribution of motor vehicle tax come in stronger than expected.

**Healthcare Sales Tax Fund (HST):** This fund accounts for 95% of the Healthcare Sales Tax receipts, as well as 20% of total Compensating Use Tax. Sales tax and Compensating Use Tax came in stronger than anticipated. This amendment gives us budget authority to remit the funds to the Trustee.

**Unpledged Healthcare Sales Tax Fund (UHST):** This fund accumulates the other 5% Healthcare Sales Tax receipts, as well as 30% of total Compensating Use Tax. These funds are available for use following the guidelines set in the 2018 Sales Tax Question. Sales tax and Compensating Use Tax came in stronger than anticipated. This amendment gives us budget authority to distribute the funds if requested.

**Commission Options:**

1. Adopt the Ordinance approving the 2021 Amended Budget as presented.
2. Adopt the Ordinance approving the 2021 Amended Budget at lower amounts than presented.

**Fiscal Impact:**

Amount: Various amounts as stated in the budget forms

Fund: Department: Expense Code:

☐ Included in budget ☐ Grant ☐ Bonds ☐ Other Not Budgeted

**Approved for Agenda by:**

Randy Frazer, City Manager

**ORDINANCE NO. 2021-12-****APPROVING, ADOPTING, AND APPROPRIATING BY FUND THE BUDGET FOR THE CITY OF ARKANSAS CITY FOR THE YEAR BEGINNING JANUARY 1, 2021.****BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY:**

**SECTION ONE:** The proposed budget and financial statement as shown on the Standard State Budget Forms and subsequent to Notice of Hearing and Public Hearing is approved, adopted and appropriated by fund as the maximum amount to be expended for the budget year starting January 1, 2021; and

**SECTION TWO:** The governing body certifies that the amounts to be raised by Ad Valorem Property Tax Levies are within statutory or duly adopted Charter Ordinance Limitations.

<u>Funds</u>	<u>Adopted 2021 Expenditures</u>	<u>Proposed Amended 2020 Expenditures</u>
Water Fund 16	\$5,760,616	\$6,510,616
Library Fund 27	\$384,950	\$409,950
Healthcare Sales Tax Fund 44	\$1,696,000	\$1,946,000
Unpledged Healthcare Sales Tax	\$332,706	\$507,706
Total All Funds	<u>\$8,174,272</u>	<u>\$9,374,272</u>

**SECTION THREE:** The City Clerk shall cause this Ordinance to be published one time in the official City newspaper, and said Ordinance shall be in effect upon publication.

**PASSED AND ORDAINED** by the Governing Body of the City of Arkansas City, Kansas, this 7th day of December, 2021.

\_\_\_\_\_  
Scott Rogers, Mayor

ATTEST:

\_\_\_\_\_  
Lesley Shook, City Clerk

**CERTIFICATE**

I hereby certify that the above and foregoing is a true and correct copy of the Ordinance No. 2021-12-\_\_\_\_ of the City of Arkansas City, Kansas adopted by the Governing Body on December 7, 2021.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Lesley Shook, City Clerk

**Amended  
Certificate  
For Calendar Year 2021**

			2021 Amended Budget		
			Amount of 2020 Tax that was Levied	Adopted 2021 Expenditures	Proposed Amended 2021 Expenditures
Table of Contents:			Page No.		
<b>Fund</b>	<b><u>K.S.A.</u></b>				
Water		2		5,760,616	6,510,616
Library	12-1220	3	348,529	384,950	409,950
Healthcare Sales Tax		4		1,696,000	1,946,000
Unpledged Healthcare Sales Tax		5		332,706	507,706
Totals		xxxxxxxxx	348,529	8,174,272	9,374,272
Summary of Amendments		6			

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Governing Body

17

City of Arkansas City

2021

Adopted Budget

Water	2021 Adopted Budget	2021 Proposed Budget
Unencumbered Cash Balance January 1	4,332,148	4,077,294
Receipts:		
Water Receipts	4,300,000	4,300,000
Connection Fees	83,000	83,000
Penalties	29,000	29,000
Sale of Assets	0	0
Other Receipts	20,000	20,000
Interest on Idle Funds	15,000	15,000
	17,500	17,500
Miscellaneous		
<b>Total Receipts</b>	<b>4,464,500</b>	<b>4,464,500</b>
<b>Resources Available:</b>	<b>8,796,648</b>	<b>8,541,794</b>
Expenditures:		
Personnel Services	832,687	832,687
Contractual Services	860,200	860,200
Commodities	587,700	587,700
Capital Outlay	69,500	69,500
Debt Service	1,490,529	1,490,529
Operating Transfers:		
Transfer to General Fund	400,000	400,000
Capital Improvements	1,500,000	2,250,000
Miscellaneous	20,000	20,000
<b>Total Expenditures</b>	<b>5,760,616</b>	<b>6,510,616</b>
Unencumbered Cash Balance December 31	3,036,032	2,031,178

CPA Summary
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2021

Library	2021 Adopted Budget	2021 Proposed Budget
Unencumbered Cash Balance January 1	0	0
Receipts:		
Ad Valorem Tax	331,932	331,932
Delinquent Tax	12,000	12,000
Motor Vehicle Tax	49,188	74,188
Recreational Vehicle Tax	451	451
16/20M Vehicle Tax	415	415
Commercial Vehicle Tax	714	714
Neighborhood Revitalization	-9,750	-9,750
Interest on Idle Funds		
<b>Total Receipts</b>	<b>384,950</b>	<b>409,950</b>
<b>Resources Available:</b>	<b>384,950</b>	<b>409,950</b>
Expenditures:		
Appropriations to Library Board	384,950	409,950
<b>Total Expenditures</b>	<b>384,950</b>	<b>409,950</b>
Unencumbered Cash Balance December 31	0	0

CPA Summary
-------------

## Healthcare Sales Tax

CPA Summary
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City of Arkansas City

2021

Adopted Budget

Unpledged Healthcare Sales Tax	2021 Adopted Budget	2021 Proposed Budget
Unencumbered Cash Balance January 1	79,206	189,526
Receipts:		
Healthcare Sales Tax (5%)	79,000	104,180
Compensating Use Tax	174,000	214,000
Interest on Idle Funds	500	
<b>Total Receipts</b>	<b>253,500</b>	<b>318,180</b>
<b>Resources Available:</b>	<b>332,706</b>	<b>507,706</b>
Expenditures:		
Healthcare Appropriations	332,706	507,706
<b>Total Expenditures</b>	<b>332,706</b>	<b>507,706</b>
Unencumbered Cash Balance December 31	0	0

CPA Summary
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2021

**Notice of Budget Hearing for Amending the  
2021 Budget**

The governing body of  
**City of Arkansas City**

will meet on the day of December 7, 2021 at 5:30 pm at City Hall Commission Room for the purpose of hearing and answering objections of taxpayers relating to the proposed amended use of funds.

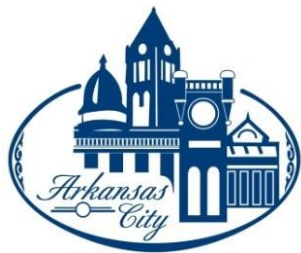
Detailed budget information is available at City Hall  
and will be available at this hearing.

**Summary of Amendments**

<b>Fund</b>	2021 Adopted Budget			2021 Proposed Amended Expenditures
	Actual Tax Rate	Amount of Tax that was Levied	Expenditures	
Water			5,760,616	6,510,616
Library	5.999	348,529	384,950	409,950
Healthcare Sales Tax			1,696,000	1,946,000
Unpledged Healthcare Sales Tax			332,706	507,706

Jennifer Waggoner  
Official Title: Finance Director/Treasurer

Page No. 6



# City Commission Agenda Item

**Meeting Date:** December 7, 2021  
**From:** Randy Frazer, City Manager  
**Item:** Economic Development Consulting Services Renewal

**Purpose:** Consider a resolution authorizing the City of Arkansas City to renew the contract agreement with Retail Attractions, LLC for Economic Development Consulting Services, for an amount not to exceed \$48,000. **(Voice Vote)**

**Background:**

The Contract Agreement for Economic Development Consulting Services between the City of Arkansas City and Retail Attractions, LLC, expired November 3<sup>rd</sup> 2021. In order to continue the professional consulting services provided to attract appropriate retail, residential, office, and other ancillary mixed use development to City subject to the terms and conditions specified in the original Agreement, written notification must be provide for continuation of services between both parties for an additional year.

**Commission Options:**

1. Approve the Resolution
2. Disapprove the Resolution
3. Table the Resolution for further discussion

**Fiscal Impact:**

Amount: \$48,000.00 (\$4,000 payable monthly, split between funds)

Fund: **01-General** Department: **201-City Commission** Expense Code: **6214-Other Professional Services**

Fund: **16-Water** Department: **201-City Commission** Expense Code: **6214-Other Professional Services**

Fund: **18-Sewer** Department: **201-City Commission** Expense Code: **6214-Other Professional Services**

Fund: **19-Sanitation** Department: **201-City Commission** Expense Code: **6214-Other Professional Services**

☒ Included in budget ☐ Grant ☐ Bonds ☐ Other Not Budgeted

**Approved for Agenda by:**

Randy Frazer, City Manager

**RESOLUTION NO. 2021-12-****A RESOLUTION AUTHORIZING THE CITY OF ARKANSAS CITY TO RENEW THE CONTRACT AGREEMENT WITH RETAIL ATTRACTIONS, LLC FOR ECONOMIC DEVELOPMENT CONSULTING SERVICES, FOR AN AMOUNT NOT TO EXCEED \$48,000.**

**WHEREAS**, on November 3, 2020, the City Commission adopted Resolution No. 2021-11-3367 approving a contract agreement for Economic Development Consulting Services with Retail Attractions, LLC., and;

WHEREAS, the contract agreement has expired and the city desires to renew the agreement for an additional twelve month period.

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS:**

**SECTION ONE:** That the Governing Body of the City of Arkansas City hereby authorizes the City Manager to renew a contract agreement with Retail Attractions, LLC for Economic Development Consulting Services for an additional twelve month period commencing November 3, 2021 and concluding November 3, 2022.

**SECTION TWO:** That the Governing Body of the City of Arkansas City hereby authorizes the City Manager and/or City Clerk take such further and other necessary actions that are required to effectuate the intent and purposes of this Legislative Enactment.

**SECTION THREE:** This Resolution will be in full force and effect from its date of passage by the Governing Body of the City of Arkansas City, Kansas.

**PASSED AND RESOLVED** by the Governing Body of the City of Arkansas City, Kansas, on this 7<sup>th</sup> day of December, 2021.

\_\_\_\_\_  
Scott Rogers, Mayor

ATTEST:

\_\_\_\_\_  
Lesley Shook, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Larry R. Schwartz, City Attorney

**CERTIFICATE**

I, hereby certify that the above and foregoing is a true and correct copy of the Resolution No. 2021-12-\_\_\_\_ of the City of Arkansas City, Kansas adopted by the governing body on December 7, 2021 as the same appears of record in my office.

DATED: \_\_\_\_\_.

\_\_\_\_\_  
Lesley Shook, City Clerk

**CONTRACT AGREEMENT  
FOR  
ECONOMIC DEVELOPMENT CONSULTING SERVICES**

**PART I. PARTIES**

THIS AGREEMENT is made on the 3 day of November, in the year 2020, between the CITY OF ARKANSAS CITY, KANSAS hereinafter called the CITY, and RETAIL ATTRACTIONS, LLC, hereinafter called the CONSULTANT for professional consulting services as more fully described herein in an effort to attract appropriate retail, residential, office, and other ancillary mixed use development to CITY, subject to the terms and conditions specified in this Agreement.

**PART II. TERM OF AGREEMENT**

CITY intends to contract CONSULTANT for professional economic development consulting services for a TWELVE (12) MONTH period commencing Nov. 3, 2020 and concluding Nov. 3, 2021. This Agreement is for a TWELVE (12) month period renewable for an additional twelve (12) month period(s) with mutually negotiated fees, terms, and conditions with written notification of continuation of services between both parties. However, CITY or CONSULTANT may terminate this Agreement as described in Part VII, Paragraph 1.

**PART III. SCOPE OF SERVICES**

CONSULTANT shall provide the following services:

1. Consultant will research, analyze, and collate a thorough and detailed market study that will prove up and validate retail and other development potential in the city and trade area. These reports will provide detailed demographic information, housing and residential data, income data and potential, ethnicity, age, and educational data, projected growth, and retail leakage and sales, as well as retail voids in the market area. Reports will contain the very latest data available and are pulled from the same data sources that national retail and restaurant development professionals currently access. The market reports include city limits; five (5), ten (10) and fifteen (15) mile radius reports. In addition to the radius data, drive times in increments of ten (10), fifteen (15), and thirty (30) minutes will also be included. A twenty (20) mile radius or a custom trade area report will also be included depending on your market geography, consumer access into the market, and other factors. The decision to provide the custom trade area or twenty mile radius will be determined after initial findings are evaluated. These detailed market reports will provide insight into the development potential for retail, office, medical and health services, hospitality, and residential (single family and multi-family) growth potential. These reports will be updated with every new release of data from our data suppliers though the



duration of the contract. [Data is usually released two to three times a year]. CONSULTANT will provide all data to city personnel as designated in this agreement. Data and market reports will be stored on our servers and will be available via the internet. City will own the data.

2. CONSULTANT will prepare a summary for Consultant's use to highlight the key demographics and attributes of the trade area. This marketing material will include a map of the trade area, and a condensed summary of market data and will be used to introduce the City's community to Consultant's extensive network of commercial and residential developers and retail, restaurant, hotel, and corporate tenants.
3. CONSULTANT will bring broad-based experience and knowledge of incentives and their practical applications to craft development agreements that will profit both the private and public sectors and truly encourage new investment. CONSULTANT will work with city staff to develop incentive packages that are advantageous to the City and the prospective businesses with priority given to needs of the local municipality. City administrators and elected officials should be prepared to deal with incentive requests from developers and retail and restaurant tenants in this very competitive economy.
4. CONSULTANT will work with city staff members, city officials and other agents of the City as designated by the City to identify recruitment targets that will meet the long term needs of the city and will be targeted in response to the leakage gaps identified. Also, Consultant's initial strategy will be to identify and target retail and restaurant entities that will draw consumers from outside the market area into city trade area. In addition to targeted retail and restaurant tenants, CONSULTANT will also work toward hotel/motel and other hospitality uses, mixed uses including medical, professional office, warehouse, and residential development as well as industrial and manufacturing deals through our ongoing relationship and work with national economic development professionals and site selectors.
5. CONSULTANT will actively recruit targets identified and approved by City and supported by data. Recruitment efforts will be through personal contact, mail, email, International Council of Shopping Centers ("ICSC") events, other retail and development conferences and development/industry contacts continually throughout the term of this contract.
6. CONSULTANT will work directly with our extensive network of developers to create interest in the market, define development opportunities and

coordinate/attend meetings with City and private sector investors. When timing indicates a deal with a target is imminent or when a target's response indicates the need to intensify our efforts, CONSULTANT will be available to mediate, schedule site tours and meetings and work to close the deal.

7. CONSULTANT will represent the city at the International Council of Shopping Centers conference in Texas and the International Council of Shopping Centers RECon conference in Las Vegas in May, and other ICSC and Retail Live! Conferences and other economic development conferences as they occur. Many of these events may be held virtually due to Covid-19 restrictions.
8. CONSULTANT will provide monthly updates to City's designated contact. As deemed necessary and requested by the Mayor or City Manager, Consultant will be present for public and private meetings in the City to provide status updates on the performance of services under this agreement, specialized training, meet with civic clubs, and meet with city staff and elected officials and other appropriate citizen groups, as CONSULTANT'S schedule allows. CONSULTANT will make every effort possible to meet City's scheduling.
9. CONSULTANT will bid any specialized marketing materials (printed or video) for local development sites, web updates, retail specific web sites, traffic counts, aerial photography, and grant research and writing under separate bids. The commitment of the City for the purchase of any such materials shall be in advance of the order or purchase of said materials in order to bind the City to the payment of the purchase. City's authorization for purchase shall be in written form, signed by the Mayor and City Clerk, evidencing its advance approval for purchase.
10. Standard marketing materials to be developed and supplied by the Consultant as a standard component of this agreement at no additional charge apart from the compensation stated in this agreement are as follows:

Deliverables include market reports for the following geographies: City Limits; Five (5), Ten (10), Fifteen (15) Mile Radius reports, Twenty (20) Mile Radius report; Ten (10) Fifteen (15) and Thirty Minute (30) Drive Time Reports. Void Analysis on each geography, Opportunity Gap (Leakage Report) on each geography. Consultant shall be provided by the City with a complete copy of the City's current Comprehensive Plan. Consultant shall endeavor in its economic development efforts to market the City in harmony with the objectives of the City's Comprehensive Plan.



11. Consultant and City acknowledge that the marketing and recruitment efforts of the Consultant and City with potential businesses interests often times involves various degrees of protection of sensitive information as confidential information. Additionally, Consultant and City acknowledge the necessity of stream lined and well defined lines of communication as being important to orderly and effective planning and the execution of planning in economic development activities. In the interest of the protection of sensitive information and for the effective use of time and coordination of efforts communications from the City to the Consultant and from the Consultant to the City shall be limited. Communications with the Consultant by the City shall be limited to communications directed through the Mayor or the City Manager. Communications from the Consultant to the City shall be directed to the Mayor or the City Manager. When appropriate and reasonably necessary the Mayor or the City Manager may authorize communications between the Consultant and other designated City officials or staff.

**Amendments to the above Scope of Services may be made as necessary, provided that such Amendments are agreed to in writing by both parties.**

#### PART IV. CONSULTANT'S FEES

1. CITY shall pay CONSULTANT for the Scope of Services described in Part III as follows:

Commencing on \_\_\_\_, 2020

Retainer ( paid monthly ) on the first day of the month for length of contract	\$4000.00 per month	\$48,000 total for 12 month initial term of contract
CITY pays all travel and expenses, (travel and expenses shall be approved by CITY prior to Consultant incurring expenses for same. Expenses may include but not necessarily be limited to air fare, lodging, and meals)		



CITY shall pay CONSULTANT, a monthly retainer in the amount of FOUR THOUSAND DOLLARS (\$4000.00) due on the First day of the month of contracted scope of work.

#### **PART V. CITY'S RESPONSIBILITIES**

**CITY shall:**

1. Assist CONSULTANT by placing at his disposal all available pertinent information, including previous reports and any other data as required for performance of CONSULTANT'S Scope of Services. Retail Attractions, LLC will execute a confidentiality agreement with CITY. CITY will provide Retail Attractions, LLC monitored access to sales revenue data to analyze, but any release of sales revenue information must have CITY approval.
2. Represent that CONSULTANT shall be entitled to rely on the accuracy and completeness of any documents or other materials provided by CITY to CONSULTANT; and that CONSULTANT's use of such documents and materials will not infringe upon any third parties' rights.
3. Arrange for access to and make all provisions for CONSULTANT to enter upon public and private property as required for CONSULTANT to perform his services.
4. Designate one or more representatives authorized to act on the CITY'S behalf with respect to the Agreement. CITY or such authorized representative(s) shall examine the documents submitted by the CONSULTANT and shall render decisions pertaining thereto promptly, to avoid unreasonable delay in the progress of the CONSULTANT'S services except for those decisions or actions that must go before the CITY'S Board of Commissioner's for approval.
5. In the event that CITY needs CONSULTANT to travel to other locations to attend special meetings (outside of or in addition to the proposed scope of work in this proposal, CITY will pay all related travel and expenses for CONSULTANT). Travel pay must be approved by CITY in writing.

#### **PART VI. NOTICES**

Reports and notices shall be made by CONSULTANT to CITY'S representative:

Randy Frazer, City Manager  
City of Arkansas City, KS  
P.O. Box 778  
Arkansas City KS 67005

Reports and notices shall be made by CITY to CONSULTANT or to CONSULTANT'S representative:

Mr. Rickey Hayes  
CEO  
Retail Attractions, LLC  
12150 East 96<sup>th</sup> Street, Suite 107  
Owasso, OK 74055

## PART VII. MISCELLANEOUS PROVISIONS

1. Termination and Suspension. This Agreement may be terminated by either party for convenience or for cause. However, the terminating party must provide the other party no less than sixty (60) days prior, written notification of intent to terminate the Agreement.

CITY shall pay CONSULTANT for all the Services performed up to the date of termination.

The provisions of this Article shall also apply to each individual Amendment, separate and apart from any other Amendments, and without terminating or otherwise affecting this Agreement as a whole.

2. Ownership of Documents. Original documents developed in connection with services performed hereunder belong to, and remain the property of CITY. CONSULTANT shall store the originals and may retain reproducible copies of such documents.

All documents, including computer software prepared by CONSULTANT pursuant to this Agreement are instruments of service. They are not intended or represented to be suitable for reuse by CITY or others on modifications or extensions of the Project or on any other project. Any reuse without prior written verification or adaptation by CONSULTANT for the specific purpose intended will be at CITY's sole risk and without liability or legal exposure to CONSULTANT. CITY shall hold harmless CONSULTANT and its sub-consultants, if any, against all judgments, losses, damages, injuries, and expenses, including reasonable attorneys' fees, arising out of or resulting from such reuse.

3. Successors and Assigns

CITY and CONSULTANT each binds himself and his partners, successors, executors, administrators, assigns and legal representatives to the other party to this Agreement and to the partners, successors, executors, administrators, assigns and legal representatives of such other party in respect to all covenants, agreements, and obligations of this Agreement.



Neither CITY nor CONSULTANT shall assign, sublet or transfer any rights under or interest in (including, but without limitation, moneys that may become due or moneys that are due) this Agreement without the written consent of the other, except to the extent that the effect of this limitation may be restricted by law. Unless specifically stated to the contrary in any written consent to an assignment no assignment will release or discharge the assignor from any duty or responsibility under this Agreement. Nothing contained in this paragraph shall prevent CONSULTANT from employing such independent consultants, associates and sub-contractors as he may deem appropriate to assist him in the performance of services hereunder.

4. Relation of Parties. The parties to this Agreement shall not constitute nor create an employer/employee relationship. CONSULTANT is an independent contractor responsible for all obligations relating to federal income tax, self-employment Medicare and FICA taxes and contributions and all other employer taxes and contributions.
5. Controlling Law. This agreement is to be governed by the Law of the State of Oklahoma. Venue shall be in Tulsa County, Oklahoma.
6. Attorney's Fees. In the unlikely event that a dispute occurs which is litigated or arbitrated, or a cause of action in law or equity is filed concerning the operation, construction, interpretation or enforcement of this agreement, the losing party shall bear the cost of the attorney's fees incurred by the prevailing party and any and all costs applicable thereto, including but not limited to, court costs, deposition fees, expert witness fees, out of pocket expenses and travel expenses which are incurred by the prevailing party.
7. Approval Not Waiver. Approval by CITY shall not constitute nor be deemed a release of the responsibility and liability of the CONSULTANT, CONSULTANT'S employees, subcontractors, agents and consultants for the accuracy and competency of their designs, working drawings, specifications or other documents and work, nor shall that approval be deemed to be an assumption of that responsibility by the CITY for any defect in the designs, working drawings, and specifications or other documents prepared by the CONSULTANT, CONSULTANT'S employees, subcontractors, agents and consultants.
8. Compliance with Applicable Law. CONSULTANT, CONSULTANT'S consultants, agents, employees, and subcontractors shall comply with all applicable federal and state laws, the charter and ordinances of the CITY, and with all applicable rules and regulations promulgated by all local, state and national boards, bureaus, and agencies. CONSULTANT shall further obtain all permits and licenses required in the preparation of the work contracted for in any Amendments to this Agreement.

9. The scope of work outlined in this agreement shall in no way prohibit CONSULTANT from working with any other clients, or being compensated by other clients for work done while this agreement is in force in or out of the CITY.

10. This agreement shall require approval of the Mayor and City Council to be effective and obligatory upon the City. Termination of the agreement pursuant to the terms hereof by the City prior to the expiration of the term of the agreement shall be effective following City Council action taken to terminate same.

**IN WITNESS WHEREOF**, the parties hereto have made and executed this Agreement as of the day and year first above written.

CITY:  
CITY OF Arkansas City, KS

By: Karen Welch

Date: 11-3-2020

CONSULTANT:  
RETAIL ATTRACTIONS, LLC

By: Rickey Hayes

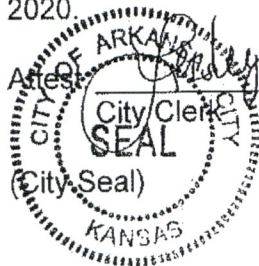
Rickey Hayes, CEO

Date: 11/5/20

Approved as to form and legality:

[Signature]  
City Attorney

Approved by the City Council in open session on the 3 day of November, 2020.





# City Commission Agenda Item

**Meeting Date:** December 7, 2021  
**From:** Mike Crandall, Management Assistant  
**Item:** Archaeological Survey at 1110 East Kansas Avenue

**Purpose:** Consider a Resolution authorizing the City of Arkansas City to enter into a Service Agreement with Wichita State University regarding an Archaeological Survey at 1110 East Kansas Avenue, for an amount not to exceed \$18,390.00. **(Voice Vote)**

**Background:**

The State Archaeologist required an Archaeological Survey be performed at 1110 East Kansas Avenue before any future development can take place. A Request for Proposal was sent out to ten Archeological Consultants from a list provided by the State Archaeologist. One Proposal was received from Wichita State University.

**Commission Options:**

1. Approve the Resolution
2. Disapprove the Resolution
3. Table the Resolution for further discussion

**Fiscal Impact:**

Amount: \$18,390.00 (\$6,130.00 each fund)

Fund: **01-General** Department: **201-City Commission** Expense Code: **6214-Other Professional Services**

Fund: **16-Water** Department: **201-City Commission** Expense Code: **6214-Other Professional Services**

Fund: **18-Sewer** Department: **201-City Commission** Expense Code: **6214-Other Professional Services**

**Approved for Agenda by:**

Randy Frazer, City Manager

**PROPOSED STATEMENT OF WORK**  
**In Response to Request for Proposal (RFP):**  
**Archeological Survey at 1110 East Kansas Avenue, Arkansas City, Kansas**

Project Reference or Number:	<u>Arkansas City, Kansas Survey 2021 (WSU #220613)</u>
Project Description:	<u>Archaeological Survey at 1110 East Kansas Avenue</u>
Funder:	<u>City of Arkansas City, Kansas</u>
Date:	<u>01 Dec 2021</u>
Project Coordinator for WSU:	<u>Crystal Dozier</u>
Project Coordinator for Funder:	<u>Mike Crandall</u>
Proposed Budget:	<u>\$18,390</u>

**I. INTRODUCTION**

This Statement of Work ("SOW") is a document which describes the scope of work required to complete a specific project by Wichita State University (WSU) for the City of Arkansas City, Kansas. It is a formal document and must be agreed upon by all parties involved. If this proposal is accepted for funding, the parties will negotiate a Services Agreement.

**II. SCOPE OF WORK**

The Archaeology of Food Lab will produce a report for Phase II testing of attached project area in Arkansas City, Kansas. The survey and report will adhere to the standards of the state of Kansas, as described in the *Kansas SHPO's Guide to Archeological Survey, Assessment, and Reports*, with shovel tests at least every 15 meters and with validation of site boundaries. This report will include characterization and curation of any artifacts recovered, with ultimate curation of those artifacts with the Kansas Historical Society.

**III. PERIOD OF PERFORMANCE**

Performance Period Shall BEGIN:	<input type="checkbox"/> On or before: _____	<input type="checkbox"/> Approximately: _____
	<input type="checkbox"/> On: _____	<input checked="" type="checkbox"/> After: <u>12 Dec 2021</u>
Performance Period Shall END:	<input type="checkbox"/> On or before: _____	<input checked="" type="checkbox"/> Approximately: <u>21 Jan 2022</u>
	<input type="checkbox"/> On: _____	<input type="checkbox"/> After: _____

**IV. WORK REQUIREMENTS**

Report of Phase II testing will be delivered approximately on 21 January 2022. This report will include a public information as well as several confidential appendixes (containing precise archaeological site boundary information) to meet the *Kansas SHPO's Guide to Archeological Survey, Assessment, and Reports* guidelines.

**V. SCHEDULE / MILESTONES**

The Parties agree to the milestones and schedule of deliverables as stated in this Section, "Schedule / Milestones." The Parties agree that this schedule may be amended upon written agreement by the Parties.

Fieldwork is expected to last 5-7 days in mid-December 2021, withholding for weather and utility marking. With the high density of artifacts noted in surface surveys, we expect a fair number of artifacts will be recovered, which will need to be washed, described, and catalogued for curation. The report will include information about the geological setting of the project area, likelihood for undisturbed archaeological contexts, and basic analysis of recovered artifacts.



## VI. ACCEPTANCE CRITERIA

The Parties agree that the acceptance of all deliverables, tasks, services and/or goods required under this Statement of Work shall reside with and are subject to the following:

Report will be delivered electronically via email to Mike Crandall, City's Management Assistant. He will have two (2) weeks to accept delivery of the Report to approve for invoicing. The report will also be directly submitted to the Kansas State Historical Society.

## VII. OTHER REQUIREMENTS

Project Area:



With 15 meter transects, we are estimating 260--300 shovel test pits will be required to fully survey the area.

[Kansas SHPO's Guide to Archeological Survey, Assessment, and Reports](#)

## VIII. PROPOSED STATEMENT OF WORK CONTACTS:

Crystal Dozier, Wichita State University: [Crystal.dozier@wichita.edu](mailto:Crystal.dozier@wichita.edu); 316-978-3195

Mike Crandall, City of Arkansas City, Kansas: [mcrandall@arkansascityks.gov](mailto:mcrandall@arkansascityks.gov); 620-441-4413

Bob Hoard, Kansas State Archaeologist: [Robert.hoard@ks.gov](mailto:Robert.hoard@ks.gov) ; 785-272-8681 x269



**WICHITA STATE  
UNIVERSITY**  
OFFICE OF RESEARCH

## ATTACHMENT TO SUPPORT/COLLABORATION LETTER

*The following general information is provided to assist potential external Funders/Sponsors. It is recognized that some information may not be applicable to this specific proposal and, if inappropriate, should be disregarded.*

### 1. All correspondence should be mailed to:

Wichita State University  
Office of Research  
1845 Fairmount, Campus Box 007  
Wichita, KS 67260-0007

Phone: 316-978-3285

Email: [proposals@wichita.edu](mailto:proposals@wichita.edu)

### 2. Wichita State University Office of Research Contacts:

**Pre-Award Team** ([proposals@wichita.edu](mailto:proposals@wichita.edu)) for all pre-award issues.

**Contracts Team** ([researchcontracts@wichita.edu](mailto:researchcontracts@wichita.edu)) for all award/contract negotiations.

### 3. Contract/Grant/Award payments should be mailed to:

Wichita State University      Phone: 316-978-3285  
Office of Research, Post-Award      Email: [postaward@wichita.edu](mailto:postaward@wichita.edu)  
1845 Fairmount, Campus Box 007  
Wichita, KS 67260-0007

### 4. DUNS: 053078127      FEIN: 48-1124839      Cage Code: 1DPE1

### 5. Cognizant Federal Agency:

Dept. of Health and Human Services (DHHS)  
Arif Karim, Director, Cost Allocation Services  
HHS Representative: Denise Shirlee, 214-767-3261

#### Rates:

TYPE	EFFECTIVE PERIOD: FROM TO		RATES (%)	LOCATION	APPLICABLE TO
PRED.	07/01/2017 07/01/2021	06/30/2021 06/30/2022	48.00	On Campus	Organized Research
PRED.	07/01/2017 07/01/2021	06/30/2021 06/30/2022	50.00	On Campus	Instruction
PRED.	07/01/2017 07/01/2021	06/30/2021 06/30/2022	30.00	On Campus	Other Sponsored Activities
PRED.	07/01/2017 07/01/2021	06/30/2021 06/30/2022	26.00	Off Campus	All Programs
PROV.	07/01/2022	Until Amended	Use same rates and conditions as cited for FY ending 06/30/2022		

Additional institutional information can be found on our website at:

<http://www.wichita.edu/research>



**RESOLUTION NO. 2021-12-**

**A RESOLUTION AUTHORIZING THE CITY OF ARKANSAS CITY TO ENTER INTO A SERVICE AGREEMENT WITH WICHITA STATE UNIVERSITY REGARDING AN ARCHAEOLOGICAL SURVEY AT 1110 EAST KANSAS AVENUE, FOR AN AMOUNT NOT TO EXCEED \$18,390.00.**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS:**

**SECTION ONE:** That the Governing Body of the City of Arkansas City hereby authorizes the City Manager to enter into a Service Agreement with Wichita State University regarding an Archaeological Survey at 1110 E. Kansas Avenue, for an amount not to exceed \$18,390.00

**SECTION TWO:** That the Governing Body of the City of Arkansas City hereby authorizes the City Manager and/or City Clerk take such further and other necessary actions that are required to effectuate the intent and purposes of this Legislative Enactment.

**SECTION THREE:** This Resolution will be in full force and effect from its date of passage by the Governing Body of the City of Arkansas City, Kansas.

**PASSED AND RESOLVED** by the Governing Body of the City of Arkansas City, Kansas, on this 7<sup>th</sup> day of December, 2021.

\_\_\_\_\_  
Scott Rogers, Mayor

ATTEST:

\_\_\_\_\_  
Lesley Shook, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Larry R. Schwartz, City Attorney

**CERTIFICATE**

I, hereby certify that the above and foregoing is a true and correct copy of the Resolution No. 2021-12-\_\_\_\_ of the City of Arkansas City, Kansas adopted by the governing body on December 7, 2021 as the same appears of record in my office.

DATED: \_\_\_\_\_.

\_\_\_\_\_  
Lesley Shook, City Clerk



# City Commission Agenda Item

**Meeting Date:** December 7, 2021  
**From:** Randy Frazer, City Manager  
**Item:** City Manager Updates

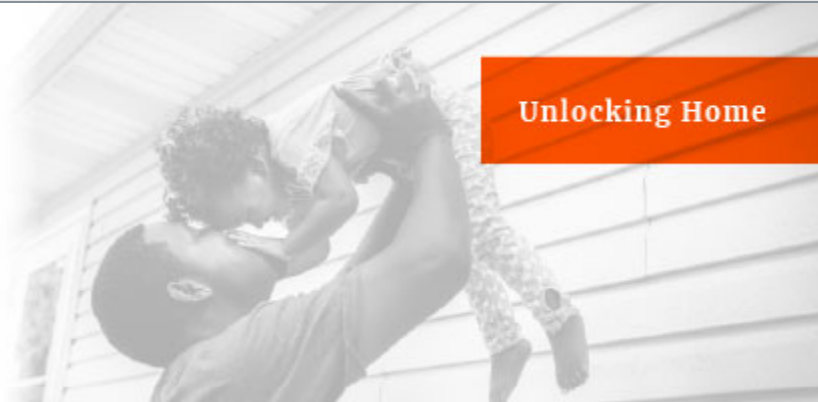
**Purpose:** City Manager's Report on Upcoming Activities

**Background:**

1. City staff plans to travel to Derby at **noon Thursday, December 9** for a special **Statewide Housing Needs Assessment** listening session at the Derby Public Library, located at 1600 E. Walnut Grove Road.
2. The next **RISE Cowley** steering committee meeting will be at **10 a.m. Tuesday, Dec. 14** at the Cowley County Courthouse, located at 311 E. Ninth Ave. in Winfield. (This meeting also is available via [Zoom](#).) The steering committee will elect its new officers for 2022 during the meeting.
3. The next monthly **Cowley County Legislative Committee** meeting will be at **noon Tuesday, Dec. 14** at the Winfield Area Chamber of Commerce office, located at 123 E. Ninth Ave. in downtown Winfield.
4. The **Arkansas City Area Chamber of Commerce** will be host to a special "**Summit Nights**" (**Shop Downtown**) promotion event from **5 to 8 p.m. Thursday, December 16** in downtown Arkansas City.
5. There will be a special **Traffic Safety Committee** meeting to discuss the **Multimodal Transportation Master Plan** at **10 a.m. Friday, December 17** at the Avery Learning Center, located at 2500 N. 15<sup>th</sup> St.
6. The next **City Commission** study session is at **noon Friday, December 17** in my office here at City Hall.

**Approved for Agenda by:**

Randy Frazer, City Manager



## State to release results of first housing study in nearly three decades

A year-long comprehensive statewide housing needs assessment—the first of its kind undertaken in 27 years—is nearing completion, and Kansans are invited to learn about preliminary findings in a series of regional community meetings. The study identifies current housing needs and growth opportunities, including goals to guide the state’s future housing development efforts.

“For too long, Kansas has operated without a strategic focus to guide our housing investment, hindering our state’s economic development,” said Ryan Vincent, Executive Director of Kansas Housing Resources Corporation. “With this information, we can develop a data-driven approach to support growth and benchmarks to track our progress.”

RDG Planning & Design, an Omaha-based consultancy, conducted the in-depth study over the past year. Analysis included a series of **71** virtual and in-person listening sessions with more than **425** community participants across the state, as well as meetings with housing stakeholder groups. Consultants conducted a statewide survey of more than **4,400** respondents and analyzed census data to develop a comprehensive picture of the state’s housing needs, current resources, and growth opportunities. These findings revealed several key goals to address future housing needs:

- Prioritize middle income housing
- Diversify housing stock
- Extend housing security
- Reinvest in older housing stock, including vacant units
- Address the building trades labor shortage
- Extend existing human capital resources

Kansans are encouraged to learn more about the study’s results and how their communities can expand housing opportunities by participating in **upcoming regional sessions**. The full report and recommendations will be published online following the statewide tour. Join **KHRC’s mailing list** and select “Housing Needs Assessment 2021” to be notified when the full report is available.

### Statewide Housing Needs Assessment Results Tour

#### Monday, Nov. 29: Northeast

- 5:30 p.m. – Sunflower Foundation, 5820 SW 6th Ave, Suite 400, Topeka

**Tuesday, Nov. 30: Kansas City Metro**

- Noon – Matt Ross Community Center, 8101 Marty, Overland Park, KS
- 5:30 p.m. – Memorial Hall Ballroom, 600 N 7th Street Trafficway, Kansas City

**Wednesday, Dec. 1: Northeast – Atchison**

- 5:30 p.m. – USD 409 Community Room, 626 Commercial, Atchison

**Tuesday, Dec. 7: North Central**

- Noon – Salina Annex Meeting Space, 120 West Ash Street, Salina
- 5:30 p.m. – BriefSpace, 219 W 10th St, Hays

**Wednesday, Dec. 8: Western**

- Noon – Safe Child Center, Western Kansas Child Advocacy Center, 212 E. 5th St, Scott City
- 5:30 p.m. – Boot Hill Conference Center, 4100 W. Comanche Ave., Dodge City

**Thursday, Dec. 9: South / Southeast**

- Noon – Derby Public Library Community Room, 1600 E Walnut Grove, Derby
- 5:30 p.m. – Holiday Inn, 3401 Blue Comet Drive, Chanute

The state's housing study was funded and administered by the Kansas Department of Commerce's Office of Rural Prosperity (ORP) and Kansas Housing Resources Corporation (KHRC), the state's housing finance agency. The Office of Rural Prosperity's Housing Work Group, an interagency team of state leaders led by KHRC Executive Director Ryan Vincent, identified a needs assessment as a crucial first step in addressing the state's housing needs and priorities, particularly in rural and underserved areas. KHRC and ORP selected RDG to lead the study through a competitive RFP process.

###

Governor Laura Kelly and former Lieutenant Governor Lynn Rogers created the **Office of Rural Prosperity (ORP)**, a nonpartisan initiative established in part to ensure that rural Kansas is heard and represented in the statehouse. The ORP aims to streamline rural policy while focusing on the issues that matter to rural Kansans. During the ORP's 2019 and 2020 statewide listening and action tours, housing was brought up by leaders in every region of the state as a vital component of recruiting and retaining workers, families, and entrepreneurs to help rural Kansas thrive.

**Kansas Housing Resources Corporation (KHRC)** is a self-supporting, nonprofit, public corporation committed to helping Kansans access the safe, affordable housing they need and the dignity they deserve. KHRC serves as the state's housing finance agency, administering essential housing and community programs to serve Kansans.

**LEARN MORE**

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Kansas Housing Resources Corporation  
611 S Kansas Ave., Suite 300 | Topeka, KS 66603  
[housingdevelopment@kshousingcorp.org](mailto:housingdevelopment@kshousingcorp.org)

NAME OF GRANT	GRANTING AGENCY	PROJECT NAME	AMOUNT APPLIED FOR	AMOUNT RECEIVED	TOTAL PROJECT COST	DATE APPLIED FOR	DATE AWARDED	DATE RECEIVED	PROJECT YEAR	DATE COMPLETED	DEPARTMENT/ DIVISION
American Rescue Plan Act (ARPA) of 2021 (1/4)	USDOT	Wastewater Treatment Plant Improvements Project (Payment 1 of 4)	\$ -	\$ 885,132.19	\$ 13,068,275.00	N/A	3/11/2021	7/20/2021	2022-23	4/26/2023	Environmental Services
Transportation Alternatives (TA)	KDOT	Hike-Bike Trail Phase 2 Extension Project	\$ 840,091.00	\$ 840,091.00	\$ 1,050,114.00	9/4/2018	1/30/2019		2022		Parks & Facilities
Community Development Block Grant (CDBG) for Community Facili	KDOC	North Summit Street Resurfacing Project	\$ 450,000.00	\$ 450,000.00	\$ 910,000.00	10/30/2020	2/15/2021		2022		Street & Stormwater
City Connecting Links (CCLIP) Surface Preservation (SP)	KDOT	West Madison Avenue Mill/Overlay from 8th Street to Summit Street	\$ 300,000.00	\$ 300,000.00	\$ 512,358.00	2/17/2020	7/15/2020		2022		Street & Stormwater
City Connecting Links (CCLIP) Surface Preservation (SP)	KDOT	South Summit Street Mill/Overlay from Madison Avenue to Tyler Avenue	\$ 270,771.66	\$ 270,771.66	\$ 325,858.00	3/16/2017	4/17/2018	7/27/2021	2020-21	6/30/2021	Street & Stormwater
Cost Share Program	KDOT	North Summit Street Resurfacing Project	\$ 227,500.00	\$ -	\$ 910,000.00	4/9/2021	N/A	N/A	2022	N/A	Street & Stormwater
Cost Share Program	KDOT	North Summit Street Resurfacing Project	\$ 227,500.00	\$ 227,500.00	\$ 910,000.00	9/24/2021	11/15/2021		2022		Street & Stormwater
Recreational Trails Program (RTP) Grant	KDWPT	Central Trail (Phase 1A)	\$ 180,160.00	\$ -	\$ 235,160.00	11/15/2021			2023		Parks & Facilities
Local Bridge Improvement Program	KDOT	North 15th Street Bridge Replacement Project	\$ 150,000.00	\$ 150,000.00	\$ 451,491.00	10/26/2020	12/4/2020		2022		Street & Stormwater
Federal Fund Exchange (FFE)	KDOT	Federal Fund Exchange Reimbursement (3 Total Payments Applied to CCLIP)	\$ 152,144.29	\$ 152,144.29	N/A	6/21/2021	2/5/2021	7/30/2021	2021	N/A	Street & Stormwater
Sunflower Foundation Trail Builder Grant	KSF	Central Trail (Phase 1)	\$ 55,000.00	\$ -	\$ 579,660.00	11/9/2021			2023		Parks & Facilities
Community Oriented Policing Services (COPS) Hiring Program (CHP)	USDOJ	Mental Health Officer (Payment 1 of ?)	\$ 125,000.00	\$ 44,760.81	\$ 250,000.00	2/26/2020	7/1/2020	6/25/2021	2022-23	6/30/2023	Police
American Rescue Plan Act (ARPA) of 2021	USDOT	Fire-EMS Department Radio and EMS Training Equipment Reimbursement	\$ 29,906.19	\$ 29,906.19	\$ 29,906.19	10/29/2021	11/29/2021	11/29/2021	2021		Fire-EMS
American Rescue Plan Act (ARPA) of 2021 (2/4)	USDOT	Wastewater Treatment Plant Improvements Project (Payment 2 of 4)	\$ -	\$ 5,265.90	\$ 13,068,275.00	N/A	3/11/2021	10/27/2021	2022	4/26/2023	Environmental Services
Bulletproof Vest Grant	USDOJ	Replacement of Bulletproof Vests	\$ 4,275.00	\$ 4,275.00	\$ 4,275.00	2020?	2021?	5/14/2021	2021		Police
Pathways to a Healthy Kansas Implementation Grant	RISE	RISE Cowley - Poplar Walking Trail Lighting and StoryWalk Project	\$ 3,158.19	\$ 3,158.19	\$ 20,809.78	3/16/2021	5/11/2021	6/16/2021	2020-21	1/19/2021	Parks & Facilities
Pathways to a Healthy Kansas Implementation Grant	ACPL/RISE	RISE Cowley - Poplar Walking Trail StoryWalk Project (2 Total Payments)	\$ 2,000.00	\$ 2,000.00	\$ 20,809.78	11/13/2020	11/25/2020	1/22/2021	2020-21	1/19/2021	Parks & Facilities
You Drink. You Drive. You Lose.	KDOT	"You Drink. You Drive. You Lose." Campaign (Labor Day)	\$ 679.15	\$ 679.15	\$ 679.15	2021	8/20/2021	9/24/2021	2021	9/6/2021	Police
Thanksgiving Safe Arrival Enforcement	KDOT	Kansas Thanksgiving Safe Arrival Enforcement Campaign	\$ 535.99	\$ 535.99	\$ 535.99	2020	11/20/2020	1/8/2021	2020	11/29/2020	Police
Early Childhood Education Grant	USD 470	USD 470 - Poplar Walking Trail StoryWalk Project	\$ 500.00	\$ 500.00	\$ 20,809.78	11/13/2020	11/25/2020	1/15/2021	2020-21	1/19/2021	Parks & Facilities
Click It or Ticket	KDOT	Kansas Click It or Ticket Traffic Enforcement Campaign (Memorial Day)	\$ 392.93	\$ 392.93	\$ 392.93	2021	5/21/2021	6/18/2021	2021	5/31/2021	Police
You Drink. You Drive. You Lose.	KDOT	"You Drink. You Drive. You Lose." Campaign (Labor Day)	\$ 198.88	\$ 198.88	\$ 198.88	2020	8/20/2020	1/28/2021	2020	9/7/2020	Police

Dwight D. Eisenhower State Office Building  
700 S.W. Harrison Street  
Topeka, KS 66603-3745  
Julie L. Lorenz, Secretary



Phone: 785-296-3461  
Fax: 785-368-7415  
kdot#publicinfo@ks.gov  
http://www.ksdot.org  
Laura Kelly, Governor

Andrew Lawson  
City of Arkansas City  
118 W. Central Ave.  
Arkansas City, KS 67005

November 15, 2021

Dear Mr. Lawson,

I am pleased to inform you that your project has been selected to receive state funds and will be included in the Kansas Department of Transportation's Fall 2021 Cost Share Program.

Project Title	Construction Award
North Summit Street Resurfacing Project	\$227,500.00

The project referenced above is selected to receive a maximum state award of **\$227,500.00** and is expected to aid in the completion of "**construction-phase**" as proposed in your project application with the following considerations:

- The North Summit Street Resurfacing Project will involve the milling and overlay of approximately 17,500 square yards of deteriorated 2-inch asphalt, base repair of approximately 450 square yards, approximately 750 square yards of new concrete street entrances, approximately 3,800 square feet of new sidewalk, 25 new ADA-compliant ramps, approximately 12,925 linear feet of new thermoplastic pavement markings, approximately 2,279 linear feet of new intersection-grade pavement markings, and 31 new intersection-grade pavement marking symbols on North Summit Street from the Kansas Avenue intersection to the Radio Lane intersection in the City of Arkansas City, Kansas.

**In the next three to six months based on your bid letting date of January 2022, you will receive an agreement between KDOT and your community. Once it is signed by all the necessary parties you may move forward with the construction stage of your project. Because this is a construction reimbursement grant, no construction work may be started until you receive your Notice to Proceed that will accompany your final signed agreement.**

Please remember that you are 100% financially responsible for the following items:

- 68% local cash match
- Preliminary Engineering (PE) and Design
- Right-of-Way
- Utilities
- Non-participating items
- All costs that exceed the maximum state award

If you have any questions, please feel free to contact me by email at [Michelle.D.Needham@ks.gov](mailto:Michelle.D.Needham@ks.gov) or by phone at 785-296-1939. We look forward to working with you on this project.

Sincerely,

*Michelle Needham*

Michelle Needham  
Economic Development Programs Manager  
Kansas Department of Transportation  
700 SW Harrison Street  
Topeka, KS 66603  
Phone: 785-296-1939  
Email: [Michelle.D.Needham@ks.gov](mailto:Michelle.D.Needham@ks.gov)

# Fall 2021 Cost Share Program Awardees

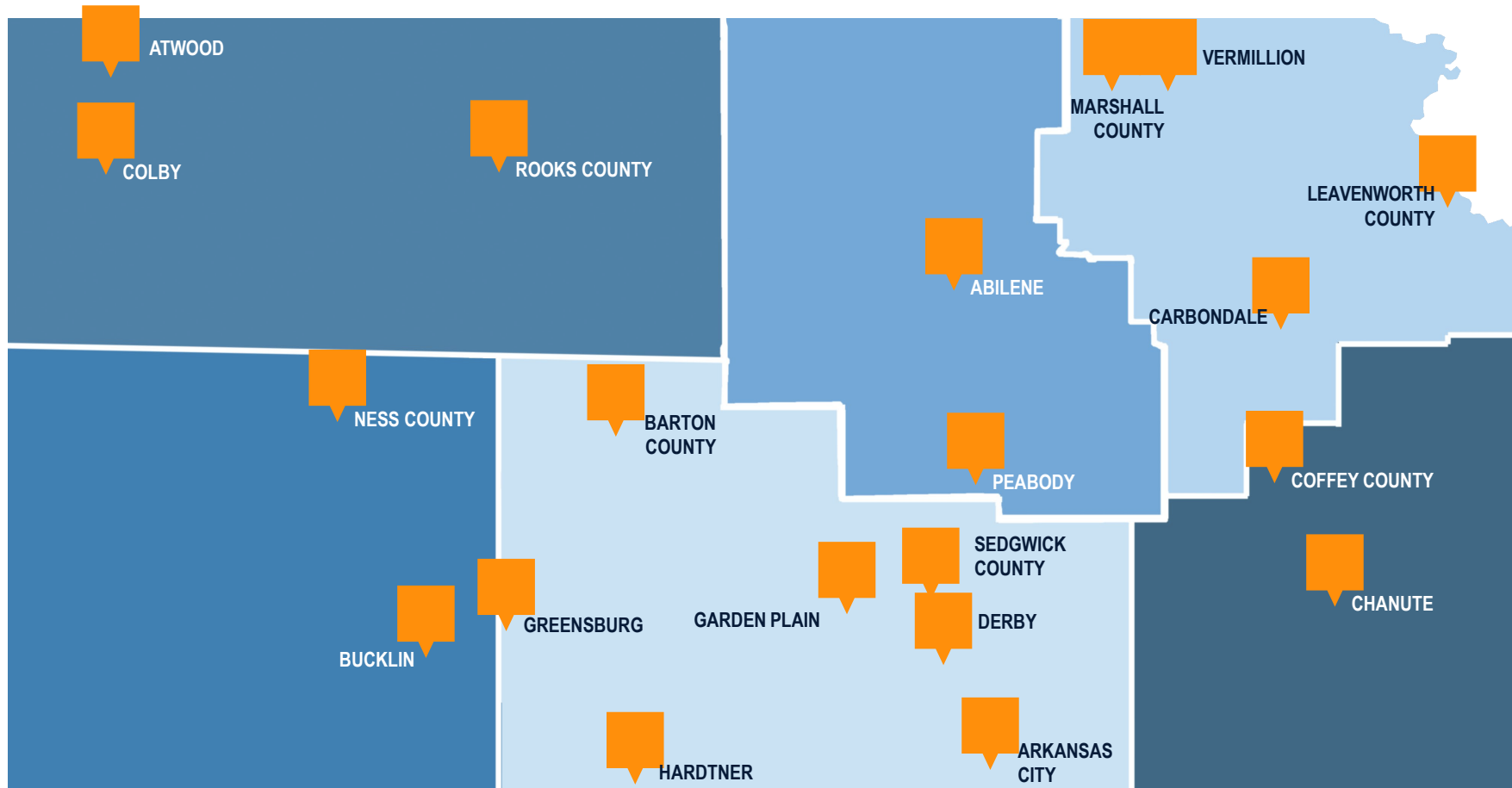
Section VIII, Item 2.

## *Part of the Kelly Administration's IKE Transportation Program*

- **SW 40 Avenue (Airport Road) Resurfacing Project**
  - Barton County
- **Geometric Improvements to K-32 Hwy and Stillwell Road**
  - Basehor-Linwood USD 458
- **14<sup>th</sup> Street Improvements**
  - City of Abilene
- **North Summit Street Resurfacing Project**
  - City of Arkansas City
- **Street Improvement Project**
  - City of Atwood
- **Main Street Sidewalk and Lighting Improvements**
  - City of Bucklin
- **Main Street and 3rd Street Sidewalk Improvements**
  - City of Carbondale
- **21<sup>st</sup> and Plummer Intersection Improvements**
  - City of Chanute
- **Country Club Drive Improvements**
  - City of Colby
- **South Woodlawn Hike and Bike**
  - City of Derby
- **North Main Street Sidewalk Improvements**
  - City of Garden Plain
- **Greensburg Airport Improvements**
  - City of Greensburg
- **Street Chip Seal Project/ Repair**
  - City of Hardtner
- **4<sup>th</sup> Street Phase Improvement**
  - City of Peabody
- **Main Street Improvements**
  - City of Vermillion
- **Acceleration / Deceleration Lanes**
  - Coffey County
- **11<sup>th</sup> Terrace Road Extension**
  - Marshall County
- **FAS Bridge 450 - Historic Stone Arch Repair**
  - Ness County
- **County Road 10 Improvement**
  - Rooks County
- **61<sup>st</sup> Street Reconstruction**
  - Sedgwick County

# Fall 2021 Cost Share Projects

*Part of the Kelly Administration's IKE Transportation Program*



**\$9.4 million awarded across the state**  
**20 projects total**



### ***The Infrastructure Investment and Jobs Act will Deliver for Kansas***

President Biden and Vice President Harris support the Senate’s passage of the Infrastructure Investment and Jobs Act, the largest long-term investment in our infrastructure and competitiveness in nearly a century. **The need for action in Kansas is clear and recently released state-level data demonstrates that the Infrastructure Investment and Jobs Act will deliver for Kansas.** For decades, infrastructure in Kansas has suffered from a systemic lack of investment. In fact, the American Society of Civil Engineers gave Kansas a **C grade** on its infrastructure report card. The historic Infrastructure Investment and Jobs Act will make life better for millions of Kansas residents, create a generation of good-paying union jobs and economic growth, and position the United States to win the 21st century. Specifically, the Infrastructure Investment and Jobs Act will:

- **Repair and rebuild our roads and bridges with a focus on climate change mitigation, resilience, equity, and safety for all users, including cyclists and pedestrians.** In Kansas there are 1,321 bridges and over 1,995 miles of highway in poor condition. Since 2011, commute times have increased by 6.6% in Kansas and on average, each driver pays \$509 per year in costs due to driving on roads in need of repair. **Based on formula funding alone, Kansas would expect to receive \$2.6 billion for federal-aid highway apportioned programs and \$225 million for bridge replacement and repairs under the Infrastructure Investment and Jobs Act over five years<sup>1</sup>.** Kansas can also compete for the \$12.5 billion Bridge Investment Program for economically significant bridges and nearly \$16 billion of national funding in the bill dedicated for major projects that will deliver substantial economic benefits to communities.
- **Improve healthy, sustainable transportation options for millions of Americans.** Kansans who take public transportation spend an extra 65.7% of their time commuting and non-White households are 3 times more likely to commute via public transportation. 12% of trains and other transit vehicles in the state are past useful life. **Based on formula funding alone, Kansas would expect to receive \$272 million over five years under the Infrastructure Investment and Jobs Act to improve public transportation options across the state<sup>2</sup>.**
- **Build a network of EV chargers to facilitate long-distance travel and provide convenient charging options.** The U.S. market share of plug-in electric vehicle (EV) sales is only one-third the size of the Chinese EV market. The President believes that must change. The bill invests \$7.5 billion to build out the first-ever national network of EV chargers in the United States and is a critical element in the Biden-Harris

<sup>1</sup> These values are estimates and may change based on updated factor data each fiscal year.

<sup>2</sup> Transit formula funding amounts are subject to changes resulting from the 2020 census or from annual transit service data reported to FTA’s National Transit Database.

Administration's plan to accelerate the adoption of EVs to address the climate crisis and support domestic manufacturing jobs. Under the Infrastructure Investment and Jobs Act, Kansas would expect to receive \$40 million over five years to support the expansion of an EV charging network in the state<sup>3</sup>. Kansas will also have the opportunity to apply for the \$2.5 billion in grant funding dedicated to EV charging in the bill.

- **Help connect every American to reliable high-speed internet.** Broadband internet is necessary for Americans to do their jobs, to participate equally in school learning, health care, and to stay connected. Yet 15% of Kansas households do not have an internet subscription, and 2% of Kansans live in areas where, under the FCC's benchmark, there is no broadband infrastructure. Under the Infrastructure Investment and Jobs Act, Kansas will receive a minimum allocation of \$100 million to help provide broadband coverage across the state, including providing access to the at least 71,000 Kansans who currently lack it. And, under the Infrastructure Investment and Jobs Act, 669,000 or 24% of people in Kansas will be eligible for the Affordability Connectivity Benefit, which will help low-income families afford internet access.
- **Prepare more of our infrastructure for the impacts of climate change, cyber attacks, and extreme weather events.** From 2010 to 2020, Kansas has experienced 42 extreme weather events, costing the state up to \$20 billion in damages. Under the Infrastructure Investment and Jobs Act, based on historical formula funding levels, Kansas will expect to receive \$25 million over five years to protect against wildfires and \$14 million to protect against cyberattacks. Kansans will also benefit from the bill's historic \$3.5 billion national investment in weatherization which will reduce energy costs for families.
- **Deliver clean drinking water to every American and eliminate the nation's lead service lines and pipes.** Currently, up to 10 million American households and 400,000 schools and child care centers lack safe drinking water. Under the Infrastructure Investment and Jobs Act, based on the traditional state revolving fund formula, Kansas will expect to receive \$454 million over five years to improve water infrastructure across the state and ensure that clean, safe drinking water is a right in all communities.
- **Improve our nation's airports.** The United States built modern aviation, but our airports lag far behind our competitors. Under the Infrastructure Investment and Jobs Act,

<sup>3</sup> These values are estimates and may change based on updated factor data each fiscal year.

**airports in Kansas would receive approximately \$109 million for infrastructure development for airports over five years<sup>4</sup>.**

Over the coming days and weeks, we will expect to receive additional data on the impact of the Infrastructure Investment and Jobs Act in Kansas.

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<sup>4</sup> Precise allocations would change each year because the formulas use current passenger boarding and cargo data, and this estimate is based on 2019 data.

Andrew Lawson

**From:** KDOT Secretary Julie Lorenz <secretary.lorenz@ks.gov>  
**Sent:** Wednesday, November 10, 2021 3:03 PM  
**To:** alawson@arkansascityks.gov  
**Subject:** Infrastructure Investment & Jobs Act (IIJA)

**Follow Up Flag:** Follow up  
**Flag Status:** Completed



Last Friday, Congress passed the bipartisan Infrastructure Investment & Jobs Act (IIJA) and there’s rightfully been significant interest in what this means for Kansas transportation. The short answer is this is great news for Kansas.

KDOT staff are currently analyzing the bill, which is over 2,700 pages long. Later this year, we will announce which projects will be added to the IKE development pipeline and provide a more thorough update on what IIJA will mean for Kansas. However, in the spirit of partnership, we wanted to share what we do know about the bill at this point. Below is a breakdown of the additional dollars KDOT will administer:

	Annual Funding Increase
<b>HIGHWAYS:</b> Federal-aid highway funding	\$89 million
<b>BRIDGES:</b> Funds targeted for bridges in poor/fair condition.	\$45 million
<b>ELECTRIC VEHICLE INFRASTRUCTURE:</b> For electric vehicle infrastructure and to electrify transit fleets.	\$8 million

<b>RURAL TRANSIT:</b> KDOT administers rural transit funds	\$3.7 million
<b>TOTAL</b>	<b>\$145.7 million</b>

Please note that these are preliminary estimates, and the bill also includes existing federal discretionary grant programs, such as RAISE, INFRA and CRISI. Our staff will be reviewing the bill thoroughly over the next few weeks to find what new opportunities there will be for Kansas. We will not only view through the lens of what works best for KDOT, I will also ask staff to look for opportunities for local governments too. We will **host workshops** in the coming months to share what we’ve learned and discuss partnering opportunities to maximize grant awards.

We have been entrusted to invest these tax dollars wisely and make them serve our state for generations. And we will be **accountable for these dollars**. We will outline metrics in the coming weeks for how you can track our progress, and I want you to hold us accountable. As a preview, I will say we want to focus these dollars to achieve these **goals**:

1. **Save lives by making our roads safer.** 353 people have died on our roads this year alone. Unacceptable. We must do better.
2. **Reduce transportation costs for people and goods.** Too many people spend too much of their income just getting to work. And by reducing the cost of transporting goods we reduce grocery bills and create a competitive advantage for local businesses.
3. **Innovate our infrastructure to generate more economic growth.** We will use technology to open new markets for Kansans.

Kansas is especially well positioned for this moment. **Because Kansans, legislators, and Governor Kelly did the hard work of crafting, passing, and funding the IKE program, we stand ready to deliver game-changing results for Kansans.**

We are grateful for the opportunity to work with you all to strengthen communities large and small across our state. Stay tuned for more information soon.

Thank you.

**Julie L. Lorenz**  
Secretary of Transportation  
Director of Kansas Turnpike Authority





# City Commission Agenda Item

**Meeting Date:** December 7, 2021  
**From:** Andrew Lawson, Public Information Officer  
**Item:** City Advisory Board Reports

**Purpose:** City Advisory Board Reports

**Background:**

The City Commission receives regular reports from its appointed advisory boards and committees in the form of their approved minutes.

**Commission Options:**

1. No action needed.

**Attachments:**

The following approved board and committee minutes are included in this packet:

- **August 12** — Equal Opportunity and Accessibility Advisory Board
- **October 21** — Arkansas City Recreation Commission

**Approved for Agenda by:**

A handwritten signature in black ink, appearing to be "Randy Frazer", is written over a horizontal line. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Randy Frazer, City Manager

A regular meeting was held **Thursday, August 12, 2021**, at the Water Treatment Facility. The meeting was called to order at **4 p.m.**

**Roll Call:**

**Board Members**

Bob Baker	<input type="checkbox"/>
Ethan Bartlett	<input type="checkbox"/>
JoAnn Bierle	<input type="checkbox"/>
James Fry	<input checked="" type="checkbox"/>
Anita Judd-Jenkins	<input checked="" type="checkbox"/>
Tammy Lanman-Henderson (by telephone)	<input checked="" type="checkbox"/>
Frances "Rags" Smith	<input checked="" type="checkbox"/>

**Staff Liaisons**

Mike Bellis	<input checked="" type="checkbox"/>
Mike Crandall	<input checked="" type="checkbox"/>
Randy Frazer	<input checked="" type="checkbox"/>
Evan Haney	<input type="checkbox"/>
Andrew Lawson	<input checked="" type="checkbox"/>
Tony Tapia	<input type="checkbox"/>
Josh White	<input checked="" type="checkbox"/>

**1. Approve July Regular Meeting Minutes:**

Rags made a motion to approve the minutes of the **July 8, 2021**, regular meeting as written. Anita seconded the motion, which was approved **4-0** on a voice vote. Tammy said Ethan recently called her to say he will be resigning from the Board.

**2. Direct Support Professionals Week Proclamation:**

Andrew said this proclamation will be issued by the City Commission at **5:30 p.m. September 7** in the commission room at City Hall. This week will be officially observed on **September 12-18**. Several Board members said they hope to attend.

**3. Select 2022 Tacolalah Executive Committee Member:**

Rags made a motion to appoint **Tammy Lanman-Henderson** as the Board's new representative to the Tacolalah Committee, with **Anita Judd-Jenkins** serving as an alternate. Anita seconded the motion, which was approved **4-0** on a voice vote.

The first regular 2022 Tacolalah Executive Committee meeting will be at **noon August 19** at the Water Treatment Facility.

**4. Comprehensive Plan Discussion:**

Andrew and Josh asked if the Board if they had any comments or questions regarding **Chapter 6**, "Infrastructure and Transportation," or **Chapter 7**, "Community Health." Rags said she is having trouble finding volunteers to assess sidewalks.

Josh showed the Board an online web form he developed through which people can easily report sidewalk problems or needs.

Mike C. talked about some webinars he recently attended on ADA and ADA advisory boards. There were some good ideas shared, but finding adequate funding to replace sidewalks, ADA ramps and curbs remains the biggest challenge to the City.

**5. Review ADA Transition Plan: Arkansas City Recreation Center**

The Board discussed the Arkansas City Recreation Center some more. A structural engineer will assess the north building.

**6. Other Miscellaneous Items:**

Andrew asked if changes are needed in the final draft of the redesigned Fair Housing flier. The Board will help distribute it.

Fall Cleanup Day has not been set yet but likely will be sometime in **October**. (**Note:** This event was later set for **October 9**.)

Andrew said there was a good community turnout for the City's Housing Inter-Agency Committee (HIAC) meeting in **July**.

Andrew and Randy summarized the findings of the Paris Park Pool study with the Board. Andrew said it is mainly a City Commission and Recreation Commission concern. He mentioned the pool's ADA concerns were ranked No. 2 in importance.

Andrew said the City Hall elevator is finally being replaced. There will be no ADA access to upper floors during this work.

Rags made a motion to adjourn the meeting. Tammy seconded the motion, which was approved **4-0** on a voice vote. The meeting was adjourned at **5:51 p.m.** The next meeting of the Equal Opportunity and Accessibility Advisory Board will be at **4 p.m. Nov. 18, 2021**.

**Arkansas City Recreation Commission  
MINUTES OF REGULAR MEETING**

October 21<sup>st</sup>, 2021, 7:00am

Arkansas City Recreation Center, 225 East 5<sup>th</sup> Ave – Arkansas City, Kansas 67005

Board Members Present: Mr. Dustin Quint  
Mr. Jason O'Toole  
Mrs. Sandra Davis

Board Members Absent: Mr. Dave Pontious  
Mr. Andy Paton

Staff Members Present: Mr. Landon West  
Ms. Erica Fitzpatrick

Guests/Registrants Present: None

- 1) Call to Order: Approve the Agenda for Regular Meeting: Jason O'Toole called the meeting to order at 7:04a.m. Motion was made by Dustin Quint to approve the agenda as posted; seconded by Sandra Davis motion passed.
- 2) Approve the Minutes of the Previous Meeting: Motion was made by Dustin Quint to approve the minutes of the September meeting as submitted, seconded by Sandra Davis, motion passed.
- 3) Public Comment: None
- 4) Financial Reports: Sandra Davis made a motion to approve the Financial Report as written, Dustin Quint seconded. Motion passed.
- 5) Proposals & Bids: None. Hoped to have a report back from CONCO about our South wall but have not gotten anything yet. We had an Engineer in here on Oct. 13<sup>th</sup> to assess the exterior of the South and West walls. About 2/3 of the South wall, 1/2 of West exterior and three of the 4 interior walls have failing mortar. The outside EIFS of the South wall is failing and beginning to fall off. We know some of the South wall is in very poor condition all the way through. The engineer said that the wall is not going to fail "tomorrow" but that there is severe damage to the South wall. We are hoping to hear back soon from him regarding the best step to take next.
- 6) Review Superintendent report: Landon's report to the board included the following: The FAC has many classes scheduled now. Golden Tigers Aqua Fun has an enrollment of 35 currently. PPP is a hot topic with the Vision Committee that meets monthly to discuss a possibility of a renovation or new build. What started as a discussion about Paris Park Pool has now turned into a possibility of many parties coming together. Mother Son Blitz was a hit this year with attendance sitting at around 160+. This was the first special event we have been able to host in over a year with COVID. Those attending were very happy and thankful for the event. Moving on to A2R, Turkey Bingo, Santa Saturday, Santa Shopping and Daddy Daughter Dance planning! Deb's trip to the NRPA National Conference went well. Lots of information and new ideas! Deb is on the RISE Cowley Steering Committee and has attended recent monthly meetings. This Health and Wellness Coalition has a very large grant from Blue Cross/Blue Shield to address County Wellness with many projects targeted. The Community Literacy Work Team has asked Deb to join their team as well. They also have a grant to address literacy inadequacies. It is our belief that forming these partnerships on a county and local level will help to push our growth forward.

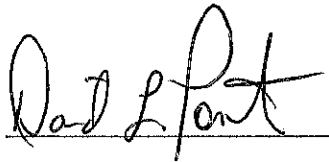
The PFC is still leaking water despite great efforts from Landon and Jennifer to tar the roof and repair the potential damage. While the leaking has slowed, the fitness center floor is still wet and retaining moisture. Mostly in the west corner by the men's locker room. The floor is still very wet under the mats. We believe the mats are needing replaced. Jennifer is still looking for a staff member to work as a fill-in when needed.



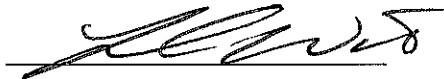
Fall sports are nearing an end. Soccer is set to end Oct. 23<sup>rd</sup> and Football has their last games scheduled for Nov. 6<sup>th</sup>. Winter Sports Practices began last week with Girls Basketball. Girls Basketball began their season with a two-week clinic hosted by the Cowley Girls Basketball team. Games are to start the first week of November. We are hosting another clinic with Coach Washington on Nov 8<sup>th</sup>. Taking registrations for boys' basketball until Nov 12<sup>th</sup>. Adult Cornhole is having a fall league beginning Nov 8<sup>th</sup> as well and will be held on Mondays at the American Legion.

There is a Staff retreat planned for Nov 2<sup>nd</sup> to go over new ideas and how we can better ourselves at the Rec. We will be looking to have a new city-appointed board member in December to replace Andy Paton.

- 7) Adjournment: Dustin Quint made a motion to adjourn at 8:04 am, seconded by Sandra Davis motion passed. Meeting Adjourned.

Approval 

11-18-21

Approval 

11/18/21