

City of Arkansas City

CITY COMMISSION MEETING AGENDA

Tuesday, October 19, 2021 at 5:30 PM - 118 W Central Ave, Arkansas City, KS

Please join my meeting from your computer, tablet or smartphone: <u>https://global.gotomeeting.com/join/178811941</u> You can also dial in using your phone: <u>+1 (786) 535-3211</u> Access Code: 178-811-941

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

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, especially during a state of emergency. For hybrid or virtual meetings, the normal citizen comment process will be modified. Citizens who wish to address the City Commission are encouraged to contact City staff prior to this meeting to be placed on the agenda, with the consent of the Mayor. During this meeting, citizens who log into the meeting from their computer, tablet or smartphone are welcome to ask questions using the text Chat feature. Any questions will be forwarded from City staff to the Mayor, who may choose to allow further comment.

The following rules <u>must</u> 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.

- <u>1.</u> Approve the October 5, 2021, regular meeting minutes as written.
- 2. Approve a Certificate of Special Assessment for unpaid utility services.
- 3. Approve a Resolution authorizing the transfer of 5.3 acres of real estate located adjacent to 1320 W. Madison, to Janelle Schmitz-Ronquillo, for the purchase price of \$19,790.00.

V. New Business

Resolutions for Consideration

1. Consider a Resolution authorizing the City of Arkansas City to execute a Professional Services Agreement with Ileana Badillo Interpreting and Translations Services, LLC, for interpreter services for the Arkansas City Municipal Court. *(Voice Vote)* 2. Consider a Resolution authorizing the City of Arkansas City to accept a proposal submitted by Lowry Construction, LLC, of Oxford, Kansas, for construction of a new Wastewater Treatment Plant (WWTP) Administration Building, for an amount not to exceed \$270,704.25. (Voice Vote)

VI. Staff Report Presentations

City Manager's Report on Upcoming Activities

- 1. Advance voting in city/school elections
- 2. Joe B. Avery Community Spirit Award
- 3. 89th annual Arkalalah Festival
- 4. City Hall offices close at noon Oct. 29
- 5. City Commission study session
- 6. 150th time capsule re-dedication event
- 7. Downtown Trick or Treat Night
- 8. Election Day

Department Reports

Police Chief Eric Burr will update the commission on the 2020 KBI Crime Statistics as they compare with previous years. He will also update the commission on the current state of staffing, recruiting and hiring along with an update on community outreach.

VII. Executive Session

<u>1.</u> Recess into executive session to discuss the renewal of the City Manager's contract due to expire, pursuant to K.S.A. 75-4319(b)(1) personnel matters of nonelected personnel. *(Voice Vote)*

VIII. Communications and Reports

- 1. City Advisory Board Reports
- 2. Fall Cleanup Day Report
- 3. August 2021 Financial Summary

IX. Adjournment



City Commission Agenda Item

Meeting Date:	October 19, 2021
From:	Andrew Lawson, Public Information Officer
Item:	Approving October 5, 2021 Minutes

Purpose: Consent Agenda Item: Approve the October 5, 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. October 5, 2021 Regular Minutes

Approved for Agenda by:

Randy Frazer, City Manager

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

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

City employees present were City Manager **Randy Frazer**, City Attorney **Larry Schwartz**, City Clerk **Lesley Shook**, Public Information Officer **Andrew Lawson**, Management Assistant **Mike Crandall**, Building Official **Mike Bellis** and Principal Planner **Josh White**.

Citizens attending in person were **Joni Curl**, **Charles Jennings** and **Harrison Taylor**.

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

Approval of the Agenda

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

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

Awards and Proclamations

Mayor Rogers issued a proclamation that **October 2021** is **Community Planning Month** in Arkansas City. Principal Planner White, Vice President Charles Jennings and growth area member Joni Curl all received the proclamation on behalf of the **Arkansas City Planning Commission**.

Mayor Rogers also issued a proclamation that **October 11, 2021**, is **"Home Rule Day"** in Arkansas City. City Manager Frazer received the proclamation on behalf of the **City of Arkansas City**.

Consent Agenda

Commissioner Oestmann made a motion to approve the consent agenda as amended, consisting of:

1. Approving the **September 21, 2021**, regular meeting minutes as written.

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

New Business

Mowing Special Assessments Ordinance No. 2021-10-4543

City Clerk Shook presented for discussion a first reading of an ordinance levying special assessments for code enforcement activities related to unpaid **weed mowing** charges.

Building Official Bellis said this ordinance and the next one provide for the assessment on property taxes of certain costs incurred by the City for various parcels of property around the community for the 2020-2021 billing period. Each ordinance will require a separate roll call vote.

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

Mayor Rogers declared the motion **approved** and given **Ordinance No. 2021-10-4543**.

Refuse Special Assessments Ordinance No. 2021-10-4544

City Clerk Shook presented for discussion a first reading of an ordinance levying special assessments for code enforcement activities related to unpaid **refuse abatement** charges.

Building Official Bellis said the mowing and abatement charges are down a bit, compared to **2020**.

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

Mayor Rogers declared the motion **approved** and given **Ordinance No. 2021-10-4544**.

Certificate of Special Assessment

City Clerk Shook presented for discussion possible approval of a **Certificate of Special Assessment** for the demolition of dangerous structures previously declared unsafe and dangerous.

Building Official Bellis said the certificate will assess five properties with dangerous structures – **415 E. Tyler Ave.**, **609 S. Fifth St.**, **427 S. Sixth St.**, **1313 W. Oklahoma Ave.** and **1321 South B St.**

Mayor Rogers made a motion to approve the Certificate of Special Assessment as presented.

Commissioner Oestmann seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the Certificate of Special Assessment **approved**.

City Manager's Report on Upcoming Activities

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

- Frazer said staff will try to end this **City Commission** meeting by **6 p.m.** so that the commissioners can attend some of the National Night Out block parties from **6 to 8:30 p.m.**
- The City-Cowley County Health Department will offer a **free drive-through flu shot clinic** from **10 a.m. to 6 p.m. October 6** at the Agri-Business Building, 712 W. Washington Ave.
- The League of Kansas Municipalities annual conference is set for October 8-11 in Topeka. The business meeting is from 11:45 a.m. to 12:50 p.m. October 11.
- Fall Cleanup Day is set for 8 a.m. to noon October 9. 31st Century Techsupport will offer ewaste recycling services from 8 a.m. to noon on the north side of Wilson Park. Citywide Pickup Week is scheduled for October 11-15, coinciding with regular trash pickup.
- The next monthly **Cowley County Legislative Committee** meeting will be at **noon October 12**. (**NOTE:** This meeting was later canceled.)
- The monthly **Cowley Indoor Market** will have its next event from **5 to 8 p.m. October 13** at Burford Theatre Arts, located at 118 S. Summit St. (**NOTE:** This event was later canceled.)
- The next **Paris Park Pool committee** meeting is at **12:30 p.m. October 14** at the Water Treatment Facility, located at 400 W. Madison Ave. They will discuss financing options.
- The next quarterly **Traffic Safety Committee** meeting will be at **10 a.m. October 15** in the conference room at the Water Treatment Facility, located at 400 W. Madison Ave.
- The next **City Commission** study session will be at **noon October 15** in Frazer's office.
- The next **RISE Cowley steering committee** meeting will be at **10 a.m. October 19**.

Other Business

Commissioner Oestmann reminded everyone about the Fall Cleanup Day opportunity October 9.

Public Information Officer Lawson provided a report on the Kansas Department of Transportation **local consult meeting** he, Management Assistant Crandall and Principal Planner White attended virtually **October 4**. Staff is optimistic the Southwest Bypass Extension will enter the IKE pipeline.

Adjournment

Commissioner Oestmann made a motion to adjourn the meeting. Mayor Rogers seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the meeting adjourned at **5:51 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

Arkansas Firkansas City

City Commission Agenda Item

Meeting Date:	October 19, 2021
From:	Jennifer Waggoner, Finance Director/Treasurer
Item:	Certificate of Special Assessment

Purpose: Consent Agenda Item: Approve a Certificate of Special Assessment for Unpaid Utility Services.

Background:

K.S.A. 12-808c states "Except as provided in subsection (b), if any person, firm, corporation, organization, political or taxing subdivision of the state or other entity other than the state of Kansas and the federal government residing, occupying, using or operating on property to which is provided utility services by a utility owned or operated by a municipality, neglects, fails or refuses to pay the fees or charges for such service, the unpaid fees or charges shall constitute a lien upon the property to which such utility service is provided. The amount of the unpaid fees or charges shall be certified by the governing body of the municipality to the county clerk of the county in which such property is located, to be placed on the tax roll for collection, subject to the same penalties and collected in the same manner as other taxes are collected by law."

The owner of 2355 N 8th St has failed to pay the utility bill after multiple attempts to collect. Customer is billed for sewer and trash monthly. Sewer connection was verified through a dye test. Customer has had a running balance dating back to 2014.

Commission Options:

- 1. Approve the Certificate of Special Assessment of Unpaid Utility Services at 2355 N 8th for inclusion on the 2021 tax rolls.
- 2. Disapprove the Certificate of Special Assessment for Unpaid Utility Services.

Fiscal Impact:

Amount:

Fund: Department:

Expense Code:

Included in budget

Grant

Bonds Other (explain)

Approved for Agenda by:

Randy Frazer, City Manager

CERTIFICATE OF SPECIAL ASSESSMENT UNPAID UTILITY SERVICES

I, Lesley Shook, the duly qualified appointed and acting Clerk of the City of Arkansas City, Kansas, a Municipal Corporation of the Second Class, do hereby certify that the amounts herein specified are to be assessed against the real estate as hereinafter described for the purposes of providing funds to pay the costs incurred by the City of Arkansas City, Kansas for unpaid utility services in accordance with <u>K.S.A. 12-808c</u>, *et seq.* to wit:

Last Name	First Name	Address	Cama #	Legal Description	TOTAL
Palmer	Connie	2355 N. 8th	3061303001012000	S13, T34, R03, ACRES 6.5, PT NE1/4SW1/4 BEG N1304.1 FROM SE COR, W1294, N350, E660.8, SE22 7.2, S150, E479, S25 TO POB LESS ROW	\$4,728.91

Date effective this 7th day of October, 2021.

Lesley Shook, City Clerk Arkansas City, Cowley County, KS

STATE OF KANSAS)COUNTY OF COWLEY) ss.

My Commission expires:

Subscribed and sworn to l	before me this Thyday of October 2021.
JENNIFER C. WAGGONER	
Notary Public - State of Kansas My Appt. Expires 0-15-2025	(friday)
	Notary Public

2020 Kansas Statutes

12-808c. Municipalities; lien for utility services. (a) Except as provided in subsection (b), if any person, firm, corporation, organization, political or taxing subdivision of the state or other entity other than the state of Kansas and the federal government residing, occupying, using or operating on property to which is provided utility services by a utility owned or operated by a municipality, neglects, fails or refuses to pay the fees or charges for such service, the unpaid fees or charges shall constitute a lien upon the property to which such utility service is provided. The amount of the unpaid fees or charges shall be certified by the governing body of the municipality to the county clerk of the county in which such property is located, to be placed on the tax roll for collection, subject to the same penalties and collected in the same manner as other taxes are collected by law. The governing body may refuse the delivery of such utility service as otherwise permitted by law until such time as such charges are fully paid.

(b) A lien shall not attach to property for unpaid utility fees or charges, when the utility service has been contracted for by a tenant and not by the landlord or owner of the property to which such service is provided.

(c) Except as provided by this subsection, no municipality which provides utility services shall refuse to contract with a tenant for provision of such services to property occupied by such tenant. A municipality shall not be required to contract with any person if such person has outstanding or unpaid charges for utility services provided by such municipality.

(d) A municipality may require a single deposit to be paid by a customer for all utility services, except that such deposit shall not exceed an amount equal to the expected average bills for a three month period for such utility services.

(e) When used in this section:

(1) "Municipality" means any city, county, township, water district, improvement district or other political or taxing subdivision of the state or any agency or instrumentality of a municipality which provides utility services but does not include any rural water district organized pursuant to K.S.A. 82a-612 et seq., and amendments thereto.

(2) "Utility services" means refuse, trash, garbage or other solid waste collection and disposal, sewer, water, gas and electric power services.

History: L. 2006, ch. 95, § 1; July 1.

City Commission Agenda Item



Meeting Date:October 19, 2021From:Randy Frazer, City ManagerItem:Transfer of certain real estate

Purpose: Consent Agenda Item - A Resolution authorizing the transfer of 5.3 acres of real estate located adjacent to 1320 W. Madison, to Janelle Schmitz-Ronquillo, for the purchase price of \$19,790.00.

Background:

Janelle Schmitz-Ronquillo, made a request to the city to purchase 5.3 acres of city owned property located directly behind her property at 1320 W. Madison.

Commission Options:

- 1. Approve with the consent agenda.
- 2. Remove from the consent agenda for discussion

Fiscal Impact:

Amount:	
Amount.	

Fund:	Department:	Expense Code:		
Included in	ı budget	Grant	Bonds	Other (explain)

Attachments:

Approved for Agenda by:

Randy Frazer, City Manager

A RESOLUTION AUTHORIZING THE TRANSFER OF 5.3 ACRES OF REAL ESTATE LOCATED ADJACENT TO 1320 W. MADISON, TO JANELLE SCHMITZ-RONQUILLO, FOR THE PURCHASE PRICE OF \$19,790.00

NOW THEREFORE, IN CONSIDERATION OF THE AFORESTATED PREMISES, 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 to execute a Real Estate Sales Contract and Statutory Quit Claim Deed with Janelle Schmitz-Ronquillo for 5.3 acres of real estate located adjacent to 1320 W. Madison, to Janelle Schmitz-Ronquillo, for the purchase price of \$19,790.00. Such Contract is attached hereto and incorporated by reference as if fully set forth herein.

SECTION TWO: That the Governing Body of the City of Arkansas City hereby authorizes the Mayor and/or City Manager of the City of Arkansas City to 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 City Commission of the City of Arkansas City.

PASSED AND RESOLVED by the Governing Body of the City of Arkansas, Kansas this 19th day of October, 2021.

(Seal)

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. 2021-10-3399 of the City of Arkansas City, Kansas adopted by the governing body on October 19, 2021 as the same appears of record in my office.

DATED: _____.

Lesley Shook, City Clerk

REAL ESTATE SALES CONTRACT

THIS AGREEMENT made and entered this _____ day of _____ 2021, by and between THE CITY OF ARKANSAS CITY, a municipal corporation, herein referred to as SELLER, and JANELLE SCHMITZ-RONQUILLO, an individual, herein referred to as BUYER.

WITNESSETH:

WHEREAS, SELLER has agreed to sell, and BUYER has agreed to buy property pursuant to the provisions set forth below; and

WHEREAS, SELLER does hereby covenant and agree that in consideration of the payments and performance of the covenants herein recited to be made and performed by BUYER, SELLER shall convey unto the BUYER, in fee simple, subject to any covenants, declarations, restrictions, zoning laws, or easements of record, but clear of all mortgage or financial encumbrances whatsoever, by Quit Claim Deed, the real estate described below in Section One and all improvements located thereon situate in Arkansas City, Cowley County, Kansas.

SECTION ONE: PROPERTY:

All real property owned by SELLER located in Arkansas City, Cowley County, Kansas and legally described as:

A tract of land lying in the Southwest Quarter of Section 25, Township 34 South, Range 3 East of the 6th P.M., being described as commencing at the intersection of the West line of Block 203, Oak Grove Addition to the City of Arkansas City and the South line of the Southwest Quarter of Section 25, Township 34 South, Range 3 East of the 6th P.M., thence West, along said South line, 812.96 feet to a point; thence North 336.36 feet to the point of beginning of the herein described tract; thence South 88 deg. 57 min. West, 501.11 feet to a point that lies 644.3 feet East of the West line of the Southwest Quarter of said Section 25; thence North, parallel with said West line, 350.04 feet to a point on the South right-of-way line of the St. Louis and San Francisco Railway (now Burlington-Northern Railway); thence North 85 deg. 28 min. 13 sec. East, along said South right-of-way line 550. 17 feet to a point; thence South 3 deg. 29 min. 09 sec. West, 361.48 feet to a point; thence South 42 deg. 58 min. 19 sec. West, 32.09 feet to the point of beginning, Cowley County, Kansas, AND the South Half (50.00 feet) of said Railway right-of-way lying adjacent to the herein described tract.

SECTION TWO: PURCHASE PRICE:

BUYER hereby covenants and agrees to pay unto SELLER the full sum of: Nineteen Thousand, Seven Hundred and Ninety Dollars (\$19,790.00), on the date of closing, which shall occur no later than 180 days after execution of this Contract.

SECTION THREE: TAXES:

BUYER shall pay all taxes due and owing from and after the date of execution of this Contract.

SECTION FOUR: POSSESSION OF PROPERTY:

SELLER shall give possession of the aforedescribed property immediately upon closing.

Real Estate Sales Contract - City of Arkansas City, Kansas and Schmitz-Ronquillo

SECTION FIVE: TITLE INSURANCE:

BUYER shall have the option of obtaining Title Insurance at her own expense.

SECTION SIX: CONDITION OF PREMISES:

The property is sold as-is, and SELLER makes no warranty as to the suitability of the property for any proposed use by BUYER.

SECTION SEVEN: APPLICABLE LAW:

This contract shall be governed by, construed, and enforced in accordance with the laws of the State of Kansas. In the event any action is filed in relation to this real estate purchase, the unsuccessful party in the action shall pay to the successful party in addition to all other sums that may be declared due and payable, a reasonable sum for the prevailing party's attorney's fees, expert fees and costs related thereto.

IT IS MUTUALLY AGREED that all covenants and agreements herein contained shall extend to and be obligatory upon the parties hereto, their heirs, executors, administrators, successors and assigns.

IN WITNESS WHEREOF, the Parties have hereunto set their hands the day and year first above appearing.

BUYER:

Janelle Schmitz-Ronquillo

ACKNOWLEDGMENT

STATE OF KANSAS) COUNTY OF Cowley) ss:

Be it remembered, that on this ______ day of ______ 2021, before me, the undersigned, a Notary Public in and for the aforesaid County and State aforesaid, came Janelle Schmitz-Ronquillo, who is personally known to me to be the same persons who executed the within instrument in writing, and duly acknowledged the execution of same.

In witness whereof, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Notary Public

My appointment expires:

SELLER:

THE CITY OF ARKANSAS CITY, KANSAS

By: Scott Rogers

ACKNOWLEDGMENT

STATE OF KANSAS) COUNTY OF Cowley) ss:

Be it remembered, that on this _____ day of _____ 2021, before me, the undersigned, a Notary Public in and for the aforesaid County and State aforesaid, came Scott Rogers, who is personally known to me to be the same person who executed the within instrument in writing, and duly acknowledged the execution of same as the authorized act and deed of the City of Arkansas City, Kansas.

In witness whereof, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Notary Public

My appointment expires:

Real Estate Sales Contract - City of Arkansas City, Kansas and Schmitz-Ronquillo

STATUTORY QUIT CLAIM DEED

GRANTOR, THE CITY OF ARKANSAS CITY, KANSAS, a municipal corporation,

IN CONSIDERATION OF THE SUM OF ONE DOLLAR (\$1.00) AND OTHER VALUABLE CONSIDERATION, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEGED, DOES HEREBY GRANT, CONVEY AND QUITCLAIM UNTO:

GRANTEE, JANELLE SCHMITZ-RONQUILLO, an individual,

all the following lands and property situated in Cowley County, together with any and all improvements located thereon, subject to easements and restrictions of record, if any, and legally described as:

A tract of land lying in the Southwest Quarter of Section 25, Township 34 South, Range 3 East of the 6th P.M., being described as commencing at the intersection of the West line of Block 203, Oak Grove Addition to the City of Arkansas City and the South line of the Southwest Quarter of Section 25, Township 34 South, Range 3 East of the 6th P.M., thence West, along said South line, 812.96 feet to a point; thence North 336.36 feet to the point of beginning of the herein described tract; thence South 88 deg. 57 min. West, 501.11 feet to a point that lies 644.3 feet East of the West line of the Southwest Quarter of said Section 25; thence North, parallel with said West line, 350.04 feet to a point on the South right-of-way line of the St. Louis and San Francisco Railway (now Burlington-Northern Railway); thence North 85 deg. 28 min. 13 sec. East, along said South right-of-way line 550. 17 feet to a point; thence South 3 deg. 29 min. 09 sec. West, 361.48 feet to a point; thence South 42 deg. 58 min. 19 sec. West, 32.09 feet to the point of beginning, Cowley County, Kansas, AND the South Half (50.00 feet) of said Railway right-of-way lying adjacent to the herein described tract.

WITNESS Grantor's hand this the _____ day of _____ 2021.

The City of Arkansas City, Kansas

By: Scott Rogers, Mayor

STATE OF KANSAS) COUNTY OF COWLEY) ss:

On this ______ day of ______ 2021, before me, a Notary Public within and for said County and State, having first been duly sworn under oath, personally appeared: SCOTT ROGERS, who is personally known to me to be the same person who executed the foregoing instrument, and the aforenamed acknowledged said instrument to be his free and voluntary act and deed and a duly authorized act on behalf of the City of Arkansas City, Kansas. In testimony whereof I have hereunto subscribed my hand and affixed my official seal the day and year last above appearing.

My appointment expires:

Notary Public

ArcGIS Web Map



Earthstar Geographics |

Section IV, Item 3.

City Commission Agenda Item



Meeting Date:October 19, 2021From:Randy Frazer, City ManagerItem:Municipal Court Interpreter Services Agreement

Purpose: Consider a Resolution authorizing the City of Arkansas City to execute a Professional Services Agreement with Ileana Badillo Interpreting and Translations Services, LLC, for interpreter services for the Arkansas City Municipal Court. **(Voice Vote)**

Background:

Municipal Court currently provides the use of an interpreter to defendants on the 4th Tuesday of every month.

Request for proposals (RFP) for qualified vendors to provide court certified, language skilled, or provisionally approved spoken language interpreters for foreign languages including Spanish were sent out in July. Three companies responded. The proposals were reviewed and staff recommends Ileana Badillo Interpreting and Translations Services, LLC.

Commission Options:

- 1. Approve the Resolution
- 2. Disapprove the Resolution
- 3. Table the Resolution for further consideration

Fiscal Impact:

Amount: approx. \$1,800.00 yearly

Fund: 01 General Department: 204 Court Expense Code: 6213 Translation Services

Included in budget

Grant

Bonds Other (explain)

Attachments:

Approved for Agenda by:

Randy Frazer, City Manager

RESOLUTION NO. 2021-10

A RESOLUTION AUTHORIZING THE CITY OF ARKANSAS CITY TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ILEANA BADILLO INTERPRETING AND TRANSLATION SERVICES, LLC. FOR INTERPRETER SERVICES FOR THE ARKANSAS CITY MUNICIPAL COURT.

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

SECTION ONE: The Governing Body of the City of Arkansas City hereby authorizes the City Manager of the City of Arkansas City to execute a professional services agreement with Ileana Badillo Interpreting and Translation Services, LLC. for interpreter services for the Arkansas City Municipal Court. Such Agreement is attached hereto and incorporated by reference as if fully set forth herein.

SECTION TWO: This Resolution will be in full force and effect from its date of passage by the City Commission of the City of Arkansas City.

PASSED AND RESOLVED by the Governing Body of the City of Arkansas City, Kansas, on this 19th day of October, 2021

(Seal)

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. 2021-10-______ of the City of Arkansas City, Kansas, adopted by the Governing Body thereof on October 19, 2021, as the same appears of record in my office.

DATED: _____.

Lesley Shook, City Clerk

PROFESSIONAL SERVICES AGREEMENT

THIS AGREEMENT made and entered into this _____ day of October 2021, by and between:

THE CITY OF ARKANSAS CITY, KANSAS

a Municipal Corporation, herein referred to as "**City**," and

ILEANA BADILLO INTERPRETING AND TRANSLATION SERVICES, LLC herein referred to as "Interpreter."

PURPOSE: The purpose of this Agreement is to set out the terms and conditions by which the Interpreter shall perform duties of an interpreter as may be required for the Arkansas City Municipal Court and to provide a basis for compensation for such services.

NOW, THEREFORE, THE CITY AND INTERPRETER AGREE AS FOLLOWS:

1. <u>Appointment.</u> The City Manager does hereby appoint Ileana Badillo-Moguel as Interpreter for the Arkansas City Municipal Court on the date first above written. The Interpreter shall serve at the pleasure of the City Manager.

2. <u>Duties and Responsibilities.</u> The City assigns to the Interpreter the duty of appearing in the Arkansas City Municipal Court to accurately and thoroughly interpret languages known to the Interpreter into English for the Court and parties involved; and to interpret from the English language to the native language of those appearing before the Court who do not speak and understand the English language well enough to be afforded due process.

3. <u>Facilities, Staffing.</u> The Interpreter shall not be an employee of the City. The Interpreter shall perform the duties of interpreter and receive compensation according to the terms of this contract. The Interpreter shall maintain her own office and any staffing, equipment, and materials essential to the operations of her duties.

4. <u>Compensation</u>. For the purposes of compensation, the Interpreter shall be paid at an hourly rate of \$40.00 per hour for time spent at the Arkansas City Municipal Court performing her duties as Interpreter. In addition, the Interpreter shall be paid for mileage for travel to and from the Arkansas City Municipal Court at the mileage rate set by the Internal Revenue Service (IRS) which is currently set at \$.56 per mile. If that rate changes, then compensation for Interpreter's mileage shall also change to whatever the new rate would be.

5. <u>Term.</u> This Agreement shall be for a period of one (1) year beginning January 1, 2022. This Agreement may be renewed under the same terms and conditions for successive one (1) year terms upon mutual agreement of the parties. This Agreement may be terminated by either party upon 90 days written notice to the other party or upon such other terms as may be mutually agreed to by the parties.

6. <u>Sole Agreement, Severable Provisions.</u> This Agreement shall constitute the entire Agreement between the City and the Interpreter. If any provision or any portion hereof shall be held to be unconstitutional, invalid, or unenforceable by a Court of competent jurisdiction, it shall be severed from this Agreement and the remainder of the Agreement shall remain intact and in force. This Agreement shall be interpreted and governed by the laws of the State of Kansas.

IN WITNESS WHEREOF, the parties to this Agreement have affixed their signatures and bound themselves, their heirs, successors and assigns to the faithful performances of the covenants hereinabove written effective on the date first above written.

October _____, 2021 effective date.

By	
Randy Frazer, City Manager	
INTERPRETER	
By	
Ileana Badillo	

THE CITY OF ARKANSAS CITY, KANSAS

Company	Rate/per hour	Languages	Minimum charge	Billing time begins/ends	Mileage	Monthly total based on 2 hour court session	Section , Item 1. Yearly cost
Interlinqual	\$35	Spanish		To and from Wichita (2			
	\$40	Vietnamese		hour drive time at			
	\$55	Others	1 hour	languare rate hour)	\$69.60 flat rate	\$209.60	\$2,515.20
Spanish Interpreting &		Spanish Only -					
Translation Services	\$50	Local/Ark City	\$100	1:30 p.m 3:30 p.m.	100.00 flat rate	\$200.00	\$2,400.00
		Spanish,					
		Vietnamese, Laos,			IRS standard		
lleana Badillo		Arabic, Chinese,			mileage rate.		
Interpreting and		French,		1:30 p.m., and 15	Currently .56 cents		
Translation Services, LLC.		Guatemalan,		minutes increments	for approx. 120		
*	\$40	Micronesian	1 hour	after one hour	miles=\$67.20	\$147.20	\$1,766.40

* Courts Recommendation

City Commission Agenda Item



Meeting Date:October 19, 2021From:Rod Philo, Environmental ServicesItem:New Wastewater Treatment Plant Administration Building

Purpose: Consider a Resolution authorizing the City of Arkansas City to accept a proposal submitted by Lowry Construction, LLC, of Oxford, Kansas, for construction of a new Wastewater Treatment Plant (WWTP) Administration Building, for an amount not to exceed \$270,704.25. (Voice Vote)

Background:

The City sent out eight Requests for Proposals for the new WWTP Administration Building. Three proposals were received. The lowest proposal was from Lowry Construction, LLC, Oxford, in the amount of \$270,704.25.

By separating this new building from the WWTP Upgrade Contract and contracting the construction in-house, the City will save a considerable amount of money. Desks, lockers, lab room furniture and cabinetry will be provided by the City.

Commission Options:

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

Fiscal Impact:

Amount: \$270,704.25

NIncluded in budget

Grant

Bonds Other (explain)

Attachments:

Approved for Agenda by:

Randy Frazer, City Manager

RESOLUTION AUTHORIZING THE CITY OF ARKANSAS CITY TO ACCEPT A PROPOSAL SUBMITTED BY LOWRY CONSTRUCTION, LLC, OF OXFORD, KANSAS, FOR CONSTRUCTION OF A NEW WASTEWATER TREATMENT PLANT (WWTP) ADMINISTRATION BUILDING, FOR AN AMOUNT NOT TO EXCEED \$270,704.25.

NOW, THEREFORE, IN CONSIDERATION OF THE AFORESTATED PREMISES, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS:

SECTION ONE: The Governing Body of the City of Arkansas City hereby authorizes the City of Arkansas City to accept a proposal submitted by Lowry Construction, LLC, of Oxford, Kansas, for construction of a new Wastewater Treatment Plant (WWTP) Administration Building, for an amount not to exceed \$270,704.25. Such proposal is attached hereto and incorporated by reference as if fully set forth herein.

SECTION TWO: The Governing Body of the City of Arkansas City, Kansas, hereby authorizes the Mayor and/or City staff of the City of Arkansas City, Kansas, to take such further and other necessary actions that are required to effectuate the intent and purposes of this Legislative Enactment.

SECTION THREE: This Resolution shall 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 19th day of October, 2021.

(Seal)

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. 2021-10-______ of the City of Arkansas City, Kansas, adopted by the Governing Body thereof on October 19, 2021 as the same appears of record in my office.

DATED: _____.

Lesley Shook, City Clerk

New WWTP Administration Building Proposals

Proposer	Seaton Construction Group	Mumford Contracting	Lowry Construction LLC	
Proposed Cost	\$429,551.00	\$307,495.00	\$270,704.25	

1

Lowry Construction LLC Po Box 417 Oxford, Kansas 67119

Proposal

620-455-3302

· .

lame Address City	WWTP New Admir 118 W. Central Ave Arkansas City).	ZIP 67005	Date Order No. Rep	10/13/2021
Phone	620-441-8793			FOB Unit Price	TOTAL
Qty	Proposal to constru	Description ct 1220 sq ft buildin	g using Morton as		
	Building and the ins	ide finish by Lowry (e footing and slab			

1 Attached spread sheet with breakdown of pro Lowry Construction LLC would need \$28755.5 to order Morton Building \$55000.00 When building is delivered \$12097.10 Morton Buildings scope of work is Balance after Morton \$174851.25 to paid in 4 Installments: \$43712.81 after slab is poured, \$ interior walls are framed, \$43712.81 after she \$39441.81 after paint and flooring. \$4271 cor	00 or 30% complete installments 643712.81 after etrock,	\$270,704.25	\$270,704.25
		SubTotal	\$270,704.25
Payment Details	\ / · ·	ing & Handling	\$0.00
	Taxes	State	
		TOTAL	\$270,704.25

Office Use Only

Name

CC#

Expires

Ark City Tommy Bowman		1220 sq. ft. 10/5/2021	1220 sq ft 10/13/2021		
620-441-8793					
MORTEN	includes concrete	103000	95853	added ceiling insulation	
SITE WORK & PA	AD .	9500	9500		
CARPENTER		17080	20130	added suspended ceiling	
HEAT&AIR		14920	14920		
PLUMBING		11000	12500	add tankless hotwater	
ELECTRICAL		20000	30000	includes outside service	200 amp 3
MATERIALS		22000	26000	added suspended ceiling	
SHEETROCK		6405	5032		
STORM ROOM		0	0		
PAINT		5200	5200		
LIGHT/A		4000	4000		
CABNIET/A	by others	0	0		
FLOOR/A		9760	9760		
MISC.		2500	2500		
FLOOR HEAT		0	0		
S\TOTAL	(#2 3 # 9 • 21	° 225365	235395		35 - 23
CONTRACT		33804.75	35309.25		
TOTAL		259169.75	270704.25		

la e a construction a

LABOR ONLY

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SQ.FT.

FRAME SUSPENDED CEILING	1220 1220	8 2.5	\$ \$	9,760.00 3,050.00		
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					\$	7,320.00
9 ²⁷ 2 11 ⁸¹² 2 4 11	c 5 8 28 1				\$ 2	20,130.00



City Commission Agenda Item

Meeting Date:October 19, 2021From:Randy Frazer, City ManagerItem:City Manager Updates

Purpose: City Manager's Report on Upcoming Activities

Background:

- In-person advance voting in local city and school elections will be available from 10 a.m. to 4 p.m.
 October 25-29 in the conference room at the Water Treatment Facility, located at 400 W. Madison Ave.
- The 12th annual Joe B. Avery Community Spirit Award presentation will be at 6 p.m. Tuesday, October 26 at USD 470's Avery Learning Center, located at 2500 N. 15th St. Social time starts at 5:45 p.m.
- 3. After a year off, the 89th annual **Arkalalah Festival** is **Wednesday, October 27** through **Saturday, October 30**.
- 4. City Hall offices will close at **noon Friday**, October 29 so employees can participate in Arkalalah events.
- 5. The next **City Commission** study session will be in my office here at City Hall at **noon Friday, October 29**.
- 6. Following the study session, the City's 150th Celebration will conclude with a special **time capsule closing/ re-dedication event** at **1 p.m. Friday, October 29** on the front lawn of City Hall. Items will be on display.
- 7. There will be a special **Trick or Treat event** from **6 to 8 p.m. Sunday, October 31** in downtown Ark City.
- 8. For those who do not vote in advance, **Election Day** for local city and school candidates will be from **7 a.m. to 7 p.m. Tuesday, November 2** at Central Christian Church, located at 206 W. Central Ave.

Approved for Agenda by:

Randy Frazer, City Manager

In order to be in compliance with the Kansas Open Meetings Act, City Attorney Larry Services recommends the following motion be stated when the City Commission requests an executive session:

Motion

"I move that the governing body recess into executive session to discuss the renewal of the City Manager's contract due to expire, pursuant to K.S.A. 75-4319(b)(1) personnel matters of nonelected personnel. The open meeting will resume in the commission chambers at [INSERT] p.m."

State Reference

75-4319. Closed or executive meetings; conditions; authorized subjects for discussion; binding action prohibited; certain documents identified in meetings not subject to disclosure.

(a) Upon formal motion made, seconded and carried, all public bodies and agencies subject to the open meetings act may recess, but not adjourn, open meetings for closed or executive meetings. Any motion to recess for a closed or executive meeting shall include: (1) A statement describing the subjects to be discussed during the closed or executive meeting; (2) the justification listed in subsection (b) for closing the meeting; and (3) the time and place at which the open meeting shall resume. The complete motion shall be recorded in the minutes of the meeting and shall be maintained as a part of the permanent records of the public body or agency. Discussion during the closed or executive meeting shall be limited to those subjects stated in the motion.

(b) Justifications for recess to a closed or executive meeting may only include the following, the need:

- (1) to discuss personnel matters of nonelected personnel;
- (2) for consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship;
- (3) to discuss employer-employee negotiations whether or not in consultation with the representative or representatives of the body or agency;
- to discuss data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships;
- (5) to discuss matters relating to actions adversely or favorably affecting a person as a student, patient or resident of a public institution, except that any such person shall have the right to a public hearing if requested by the person;
- (6) for the preliminary discussion of the acquisition of real property;
- (7) to discuss matters relating to pari-mutuel racing permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 74-8804, and amendments thereto;
- (8) to discuss matters relating to the care of children permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 2016 Supp. 38-2212(d)(1) or 38-2213(e), and amendments thereto;
- (9) to discuss matters relating to the investigation of child deaths permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 22a-243(j), and amendments thereto;
- (10) to discuss matters relating to patients and providers permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 39-7,119(g), and amendments thereto;
- (11) to discuss matters required to be discussed in a closed or executive meeting pursuant to a tribal-state gaming compact;
- (12) to discuss matters relating to security measures, if the discussion of such matters at an open meeting would jeopardize such security measures, that protect: (A) Systems,

facilities, or equipment used in the production, transmission, or distribution of Lenergy, water or communications services; (B) transportation and sewer or wastewater treatment systems, facilities, or equipment; (C) a public body or agency, public building or facility, or the information system of a public body or agency; or (D) private property or persons, if the matter is submitted to the agency for purposes of this paragraph. For purposes of this paragraph, security means measures that protect against criminal acts intended to intimidate or coerce the civilian population, influence government policy by intimidation or coercion, or to affect the operation of government by disruption of public services, mass destruction, assassination or kidnapping. Security measures include, but are not limited to, intelligence information, tactical plans, resource deployment and vulnerability assessments;

- (13) to discuss matters relating to maternity centers and child care facilities permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 65-525(d), and amendments thereto;
- (14) to discuss matters relating to the office of inspector general permitted to be discussed in a closed or executive meeting pursuant to K.S.A. 2016 Supp. 75-7427, and amendments thereto; and
- (15) for the governor's domestic violence fatality review board to conduct case reviews.
- (c) No binding action shall be taken during closed or executive recesses, and such recesses shall not be used as a subterfuge to defeat the purposes of this act.
- (d) Any confidential records or information relating to security measures provided or received under the provisions of subsection (b)(12), shall not be subject to subpoena, discovery, or other demand in any administrative, criminal or civil action.

Arkansas Giy

City Commission Agenda Item

Meeting Date:	October 19, 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:

- July 22 South Central Kansas Medical Center Board of Trustees (approved)
- August 26 South Central Kansas Medical Center Board of Trustees
- September 13 Arkansas City Public Library Board of Trustees
- September 14 Arkansas City Planning Commission

Approved for Agenda by:

Randy Frazer, City Manager



SCKMC BOARD OF TRUSTEES MEETING MINUTES July 22, 2021

I. Call to Order – By Dan Jurkovich, Board Chairman at 7:30 am.

II. Welcome/Introduction

• Welcome new board members Brittany Carder and Bob Mathews

III. Medical Executive Committee/Med Staff Report

Paul Klaassen, MD

A. Credentialing

Appointment

Cora Ruhl, MD

Sarah Muret, APRN (Working as RN)

- Motion Med Exec
- Second Kanyon Gingher
- Motion carried and minutes approved

Re-Appointment

John D. Seitz, DDS Chandy Samuel, MD Randy Simpson, PA Tyson Blatchford, MD

- Motion Med Exec
- Second Kanyon Gingher
- Motion carried and minutes approved

B. Average Daily Census/ER Totals

- a. BHU going back up to normal numbers.
- b. ER totals for June 2021 = 408 (still down)

IV. Minutes of previous meeting reviewed

- Motion Dan Jurkovich motioned to table the approval of the 6/24/21 minutes until next meeting on August 26, 2021
- Second Bob Mathews
- Motion carried and minutes approved

C. Committee Reports

- 1. Finance (Kansas Regs 28-34-5a) 6/2021
 - a.) Balance Sheet hospital and clinics
 - a-1) Operating cash and investments \$7,593,269.

Debbie Hockenbury, CFO

Dan Jurkovich, Board Chair



- a-2) Net accounts receivables \$6,985,865.
- a-3) Total Assets \$38,257,158.
- a-4) Current Liabilities \$3,821,103.
- a-5) Patient Accounts Receivables \$12,612,390.
- a-6) Accounts Payable \$1,134,154.
- b.) Operating Statement hospital and clinics excluding SCKC.
 - b-1) Total gross patient revenue \$5,843,089.
 - b-2) Revenue deductions (\$3,957,608)
 - b-3) Net Patient revenue \$2,172,786.
 - b-4) Total operating \$2,018,381
 - b-5) Net Operating loss of (\$113,643)

After non-operating revenue and expenses for the month the gain is \$88,491.

- c.) Clinics and Behavioral Health
 - c-1) SCK Clinic gain of \$286
 - c-2) Geri Psych gain of \$160,717.
 - c-3) Winfield Medical Arts loss of (\$24,815)
 - c-4) Ark City Clinic gain of \$26,925
 - c-5) Specialty Clinic gain \$19,600
 - c-6) Midwives loss (\$681)
- d.) Charity Care \$26,095.
- e.) Bad Debt \$68,866
- f.) Bad Debt Recovery (\$90,786)
- g.) Bankruptcy \$17,550
- 1-B Finance Charity Care
 - a.) \$26,095 requesting approval.
 - Motion Kanyon Gingher, Vice-Chair
 - Second Bob Mathews, Member
 - Motion carried
- 2-B Finance Check Signer

a)

- Recommendation and motion by Kanyon Gingher, Vice-Chair to add Bob Mathews on as a check signer.
- Second Dan Jurkovich
- Motion carried.

b)

- Motion to remove Karen Welch as a signer by Dan Jurkovich, Chair
- Second Kanyon Gingher

Shayla McDonald, Quality Performance

- Improve patient satisfaction and safety.
- Improve staff education

Motion carried

- Continuous work on mask and screening
 - 1.) Masking

2. Quality Improvement Report

- > 1^{st} Qtr. 85% compliance
- \triangleright 2nd Qtr. 95% compliance
- 2.) Screening
 - $> 1^{st}$ Qtr. 94%
 - ➤ 2nd Qtr. 96%
- Opioid Grant (ends August 31, 2021)

3. Nursing Report

- Improve Patient outcomes
- ICU rooms beds on order expected to arrive 7/23/21
- ED Grant funding doors on rooms instead of curtains. Est. completion date is 10/1/2021
- OB Open House for Birthing Center Aug. 5.
- Developing Rapid Response Team

4. Information Technology

- Maximize System Efficiency
- AirStrip official go live 7/20/2021 and allows patient vital viewing
- Computer refresh: still having trouble getting equipment able to find multiple different vendors.
- New Servers should arrive beginning of August

5. Human Resources Report

- New employee to help with payroll and office starting next week or following week.
- Working on job descriptions
- New hire orientation 16 in attendance next one August 2

6. Business Services

- Only 4 charts from June not coded (waiting on information to complete) \$6,013.00
- Other accounts not coded are from July (38 charts for \$731,912.46 including BHU)
- Current days in AR for June was at an all time low of 60.5

William Jarvis, IT/Maintenance

•

Jimmie Seacat, HIS/Bus. Services

Krista Carrillo, HR

Tracy Austin, Director of Nursing





• New HIS Manager Sarah Ripperda starting in about 2 weeks

7. Clinical Operations – June 2021 Report

Shona Turner, COO

Jeff Bowman, CEO

- Radiology started X-Ray room construction.
- Overdose Data to action grant provide better service to those struggling with addiction
- Leadership strategic planning session July 16 and Clinic Staff Training continues

8. Management Report

- COVID-19 Update several states have seen dramatic increases. Cowley County vaccinations are 38% to 42% of total population. Consider wearing a mask or face shield when possible. Delta variant is highly transmissible.
- Economic Impact of COVID-19
 - ▶ \$75,575.11 COVID Testing Reagents & send out lab exp
 - > 2837.75 hours, \$59,587.94 Payroll expense for COVID
 - Increased cost of hospital and clinic supplies. Ex. Exam gloves in Q2 were \$112.36 per case and current price is \$348.04
- HR Bill 2547 passed house and senate and if passed would put into law a prohibition against debt collectors collecting medical dept less than two years old.
- 340-b Pharmacy Program Update /Receiving payments approximately every 3 weeks (until recently)
 - > June 11^{th} , we received \$2,147.05
 - > June 18^{th} , we received \$83,637.92
 - ➢ No disbursement in nearly a month − very unusual

V. EXECUTIVE SESSION

- **a.)** Attorney-Client Relationship Pursuant to <u>KSA 75-4319</u> subsection (b) (2) Attorney-Client pending or acting litigation
 - Motion to adjourn to executive session at 8:38 am- Dan Jurkovich, Chairman
 - Second Kanyon Gingher, Vice-Chair
 - Motion carried

Resume regular session at 8:50 am

b.) Non-Elected session "to discuss personnel matters relating to non-elected personnel" *pursuant to K.S.A.* 75-4319 (b) (1)

- Motion to adjourn to executive session at 8:50 am- Dan Jurkovich, Chair
- Second Kanyon Gingher, Vice-Chair

35



• Motion carried

Resume regular session at 9:02 am

- c.) Non-Elected session "to discuss personnel matters relating to non-elected personnel" pursuant to K.S.A. 75-4319 (b) (1)
 - Motion to adjourn to executive session at 9:02 am- Dan Jurkovich-Chair
 - Second Bob Mathews
 - Motion carried

Resume regular session at 9:15 am

Bob Mathews made a motion to a renew the contract between Jeff Bowman and the hospital 2 years with a 3rd year automatic renewal. Second by Dan Jurkovich, Chair. Motion passed.

- **VI. ADJOURNMENT-** There being no further business to come before the committee, the meeting was adjourned at 9:30 am.
 - Motion to adjourn Bob Mathews
 - Second Kanyon Gingher, Vice-Chair
 - Motion carried

PARTICIPANTS	
Dan Jurkovich, Board Chairman •	Tracy Austin, Director of Nursing •
Kanyon Gingher, Board Vice Chairman •	Krista Carrillo, Human Resource Manager •
Jay Warren, Board Treasurer •	Jimmie Seacat, Director of HIS & Business Services •
Bob Mathews, Board Member •	William Jarvis, Director of Information Technology •
Brittany Carder, Board Member	Shawna Allison, Medical Staff Coordinator •
Paul A Klaassen, MD, Chief of Staff •	Clayton Soule, Legal Counsel •
Jeff Bowman, Chief Executive Officer •	Chad Giles, Legal Counsel •
Debbie Hockenbury, Chief Financial Officer •	
Shona Turner, Director of Clinic Operations •	John Shelman, Courier/Traveler
Shayla McDonald, Risk Manager	Karen Zeller,Guest



SCKMC BOARD OF TRUSTEES MEETING MINUTES August 26, 2021

- I. Call to Order By Dan Jurkovich, Board Chairman at 7:30 am.
- II. Welcome/Introduction

III. Medical Executive Committee/Med Staff Report

A. Credentialing

Appointment – Lisa Ayala

- Motion Med Exec
- Second Kanyon Gingher
- Motion carried

Reappointment

- Motion Med Exec
- Second Kanyon Gingher
- Motion Carried

IV. Minutes of previous meeting reviewed

- Motion Kanyon Gingher approval of June 2021 minutes
- Second Dan Jurkovich
- Motion carried and minutes approved
- Motion Dan Jurkovich motioned approval of July 2021 minutes
- Second Jay Warren
- Motion carried and minutes approved

B. Committee Reports

1. Finance (Kansas Regs 28-34-5a) - 7/2021

- a.) Balance Sheet hospital and clinics
 - a-1) Operating cash and investments \$7,104,816.
 - a-2) Net accounts receivables \$5,199,339
 - a-3 Allowance Accounts for Contractual and Bad Debt \$7,925,053
 - a-4) Current Liabilities \$3,781,071.
 - a-5) Accrued Salaries & PTO \$848,457
 - a-6) Accounts Payable \$971,561.
- b.) Operating Statement hospital and clinics excluding SCKC.
 - b-1) Total gross patient and physician revenue \$5,734,652.
 - b-2) Revenue deductions (\$4,046,537)

lutes

Debbie Hockenbury, CFO

Dan Jurkovich, Board Chair

Paul Klaassen, MD



b-3) Net Patient revenue \$1,688,115

b-4) Total operating \$2,024,370

b-5) Net Operating loss of (\$308,571)

After non-operating revenue and expenses for the month the loss is (\$287.725.)

- c.) Clinics and Behavioral Health
 - c-1) SCK Clinic loss of (\$54,719)
 - c-2) Geri Psych gain of \$69,990.
 - c-3) Winfield Medical Arts gain of \$6,812
 - c-4) Ark City Clinic loss of (\$74,300)
 - c-5) Specialty Clinic gain \$13,452
 - c-6) Midwives loss (\$12,034)
- d.) Charity Care \$3,117.
- e.) Bad Debt \$103,206
- f.) Bad Debt Recovery (\$118,552)
- g.) Bankruptcy \$20,191

New Employee Benefit of \$1,000 towards their bills is being used and so far YTD \$25,665 has been used. A great benefit to employees. Note: Charity Care under \$10,000 does not need a vote.

Trote: Charley Care under \$10,000 does not h

1- Finance -

- Motion Bob Mathews, Member
- Second Jay Warren, Treasurer
- Motion carried

2. Quality Improvement Report

- ED Visits Q1/Q2 2021
 - > Still trending down, but summer has seen an uptick
 - Admits, Transfers and Home nothing unusual to note in 1st two quarters
- Action/Events:
 - Recruiting a new board member to the quality improvement committee

3. Nursing Report

Tracy Austin, Director of Nursing

- ICU First true covid patient cardiac drip
- ED Doors on rooms instead of curtains. Est. completion date is 10/1/2021
- Promoting patient education/medication

Shayla McDonald, Quality Performance



4. Information Technology

William Jarvis, IT/Maintenance

Jimmie Seacat, HIS/Bus. Services

- AirStrip allows patient vital viewing
- New Servers Installed changes on network
- Athena/CPSI Interface started-orders will have a direct link once complete
- Maintenance Projects radiology room new equipment

5. Human Resources Report

- Med Surg, Lab, RT Struggling with Travels
 - Travel rate usually \$60 \$70
 - Travel rate now \$150 \$200
- Med Surg nurses increase 468% since pre covid

6. Business Services

- Average A/R Days Outstanding: 61:67
 - Average Daily Census/ER Totals
 - ➢ Up May & July
- Surgery Stats Total
 - ▶ 2020 570
 - ➢ 2021 January to July − 347
- Lab Stats Increase dramatic
- Radiology Stats Increase dramatic

7. Clinical Operations – August 2021 Report

- Service
 - Mission/Vision Statements
- Quality
 - Merit Based Incentive Program-Physician/Staff Quality measurestied to reimbursement based on specific clinic measures.
- People
 - Board/Admin Analysis Results
 - Strategic Themes
 - SCK Health Building Expansion
 - SCK Health Increase of Services
 - SCK Health Expansion of Regional Footprint
- Finance
 - Improvement documentation from providers
 - Medicare Wellness Visits increased in July

8. Management Report

- Working with Arty & Brentwood launching 1st Quarterly Magazine
- Cora Ruhl starts September 13th
- Lisa Ayala starts October 1st

Jeff Bowman, CEO

39

Krista Carrillo, HR

Shona Turner, COO



- 340b Pharmacy-Historical Data
 - > 2019-\$1,225,850.32 or an average or \$102,154.19 per month
 - > 2020-\$1,272,947.40 or an average of \$106,078.95 per month
 - 2021-\$548,383.75 or an average of \$91,397.29*
 *Average based on January 1st to July 31st
- 340-b Pharmacy Program Update, Payments have become unpredictable
 - ➤ July 19th, received \$20,353.82
 - ➢ July 30th ,received \$24,082.13
 - No disbursement in August yet
- **V. ADJOURNMENT-** There being no further business to come before the committee, the meeting was adjourned at 8:43 am.
 - Motion to adjourn Dan Jurkovich, Board Chair
 - Second Jay Warren, Treasurer
 - Motion carried

PARTICIPANTS	
Dan Jurkovich, Board Chairman •	Tracy Austin, Director of Nursing •
Kanyon Gingher, Board Vice Chairman •	Krista Carrillo, Human Resource Manager •
Jay Warren, Board Treasurer •	Jimmie Seacat, Director of HIS & Business Services
Bob Mathews, Board Member •	William Jarvis, Director of Information Technology •
Brittany Carder, Board Member •	Shawna Allison, Medical Staff Coordinator •
Paul A Klaassen, MD, Chief of Staff •	Clayton Soule, Legal Counsel •
Jeff Bowman, Chief Executive Officer •	Chad Giles, Legal Counsel •
Debbie Hockenbury, Chief Financial Officer •	Jacky Martinez, Administrative Assistant •
Shona Turner, Chief Operation Officer •	John Shelman, Courier/Traveler
Shayla McDonald, Risk Manager •	Karen Zeller,Guest

Board Chairman

Date

Minutes for 8/26/2021

MINUTES

Arkansas City Public Library Board of Trustees Regular Meeting via Zoom & On-Site September 13, 2021

The Board of Trustees of the Arkansas City Public Library, pursuant to official notification, met Monday, September 13, 2021, at 5:30 p.m. at the library & via Zoom.

MEMBERS PRESENT:

Duane Oestmann, City Commissioner, ex-officio
 Shawna Allison, Vice President
 Lloyd Colston
 Mitch Reichle, Treasurer

Kayleigh Lawson, *President* Gia Watson
 Emily Mitton, *Secretary*

STAFF PRESENT: Mendy Pfannenstiel, Library Director

OTHERS PRESENT:

Lawson called the meeting to order at 5:30 p.m.

Motion by Colston to approve the August meeting minutes. Second by Oestmann. Approved unanimously.

Motion by Allison to approve the August 2021 Treasurer Report. Second by Oestmann. Approved unanimously. The August 2021 report shows that we have total assets of \$515,511.16 (\$1,039.38 in current liabilities, \$175,119.84 in the operating fund and \$321,531.43 in the capital improvement fund). We have accepted 97% of our anticipated receipts and expended 57% of our anticipated budget.

Pfannenstiel provided a Director's report to the Board.

Motion by Allison to move forward with applying to be a Dolly Parton Imagination Library Affiliate and to apply for grants that will fund the work. Second by Oestmann. Approved unanimously.

Motion by Reichle to pursue the installation of a Bookmobile service on the condition of finding donors to help. Second by Colston. Approved unanimously.

The Board continued to review ACPL's current strategic plan.

Discussion included on-site programming, outreach services, new taxing boundaries, and the Friends Group.

Motion by Reichle to table until October a decision regarding the adult services librarian and salaries. Second by Allison. Approved unanimously.

Andrew Lawson addressed the board regarding the VJ Wilkins Foundation.

Motion by Reichle to adjourn the meeting. Second by Colston. Approved unanimously. With there being no further business, the meeting concluded at 7:04 p.m.

The next regular Board meeting will be October 11, 5:30 p.m. at both the library and via Zoom.

Personnel:

• We hired a new custodian!

Facilities & Grounds:

- I have not received a quote from Paint Wichita for the painting/lead abatement after several attempts.
- MTL Construction is putting in a quote for the painting, as well as to replace the tile and replace/change the atrium entrance. I have received the quotes for painting; the tile/atrium will take longer. Because of the extensive, hazardous condition of the basement walls, work is moving forward on those areas.
- Our new custodian is also a fire fighter and has agreed to look into our fire alarm system and to come up with an evacuation plan!
- The City will pour the cement at the south entrance for the solar charging tables. The tables are supposed to ship/arrive in January 2022. I have a call with the company on the 19th to walk through the delivery process.

Budget/Finance:

• The audit has been scheduled for February 23, 2022.

Collection/Circulation:

• We will be conducting a diversity audit throughout the rest of the year. A diversity audit is an opportunity to examine who and what is represented in our library's collections and ensure that all viewpoints and stories are shared.

Special Projects / Grants:

- We were awarded \$9,200 for a SHARP grant from Humanities Kansas. This grant will pay for a staff member to digitize materials and create online content for patrons.
- We received the second half of our grant-in-aid funding from SCKLS in the amount of \$19,848.
- We received our annual \$100 grant from SCKLS for Summer Reading.
- We received a SCKLS General Technology grant for \$2,346.
- Lindsay and I submitted the Bookmobile grant request to VJ Wilkins, which may be considered for next year's funding.
- Lindsay and I are in the process of applying for funding for DPIL and to fill out paperwork to be an affiliate.
- There was damage to a Little Free Library at Pershing Park. This library is sponsored by KanPak, and they will fix the damage. We're thinking positively about it and hoping it was an accident and that we won't have issues in the future.
- We received \$2,000 from the Legacy Foundation in conjunction with their 25th Anniversary celebration. This money will be deposited into our Children's Endowment.

Technology:

• Nothing new to report.

Public Relations:

- Facebook: 1,777 Page Likes; 1,871 Followers; 155 Page Views; 5,702 Post Reach; 1,077 Post Engagements
- <u>Website</u>:
 - o Main Page: 283 Views; 114 Clicks
 - o Kids Page: 31 Views, 22 Clicks
- Marketing: Facebook boosts; CourierTraveler ads

SCKLS/ State Library:

• Nothing new to report.

Gifts, Memorials, and Other:

• A patron donated \$2,000 towards projects we are working on. She wished to remain anonymous.

Submitted by: Mendy Pfannenstiel, Director October 2021



City of Arkansas City

PLANNING COMMISSION MEETING MINUTES

Tuesday, September 14, 2021 at 5:30 PM - 400 W. Madison Ave., Arkansas City, KS

Call to Order

Roll Call

PRESENT: Chair Andy Paton, Mary Benton, Charles Jennings, Paisley Howerton, Ian Kuhn, Lloyd Colston, Cody Richardson

ABSENT: Karla Gallegos, Joni Curl

Staff present at roll call was Principal Planner Josh White and Public Information Officer Andrew Lawson.

Also present at roll call via GoToMeeting were David Brazil, representing the Community Health Center in Cowley County, and Cody Corbet, representing Cox Communications.

Public Comments

Persons who wish to address the Planning Commission regarding items not on the agenda. Speakers will be limited to three (3) minutes. Any presentation is for information purposes only. No action will be taken.

No comments from the public were received for items not on the agenda.

Consent Agenda

1. Meeting Minutes, August 10, 2021 meeting.

Motion made by Benton, Seconded by Kuhn to approve the meeting minutes as written. Voting Yea: Chair Paton, Benton, Jennings, Howerton, Kuhn, Colston, Richardson

Comprehensive Plan

2. Comprehensive Plan discussion on Community Health & Infrastructure

White resumed discussion on community health. He introduced David Brazil of the Community Health Center in Cowley County. He spoke of what his organization does. He also said they are still actively trying to establish a clinic in the former Lincoln School. This would provide medical care to the residents on the south side of town. Brazil also pointed out that the Community Health section of the current plan had a lot of good information in it. He is willing to help us to develop goals for this chapter. He said he would send White a statement on his organization for the chapter. Brazil also indicated that mental health is being incorporated into their services as discussion had gone to mental health. Since Brazil was the only guest present relating to community health, White transitioned to discussion of Infrastructure and Transportation. Cody Corbet of Cox Communications spoke of some upcoming plans. Cox is continually working to enhance the reliability and speed of internet in Arkansas City. White and Lawson provided an update on Water, Sewer and Stormwater. Lawson noted that a tour of the Water Treatment Facility could be set up prior to the next meeting. Planning Commissioners agreed this would be beneficial. White said he would make this part of the plan for the next meeting. White introduced the possibility of changing the fee structure as the current structure does not adequately fund the Stormwater Fund. Storm water covers more than just drainage; it also covers flood control and the levee system can be expensive to maintain. The new structure would likely be based on impervious area and commercial property owners could get reductions based on the

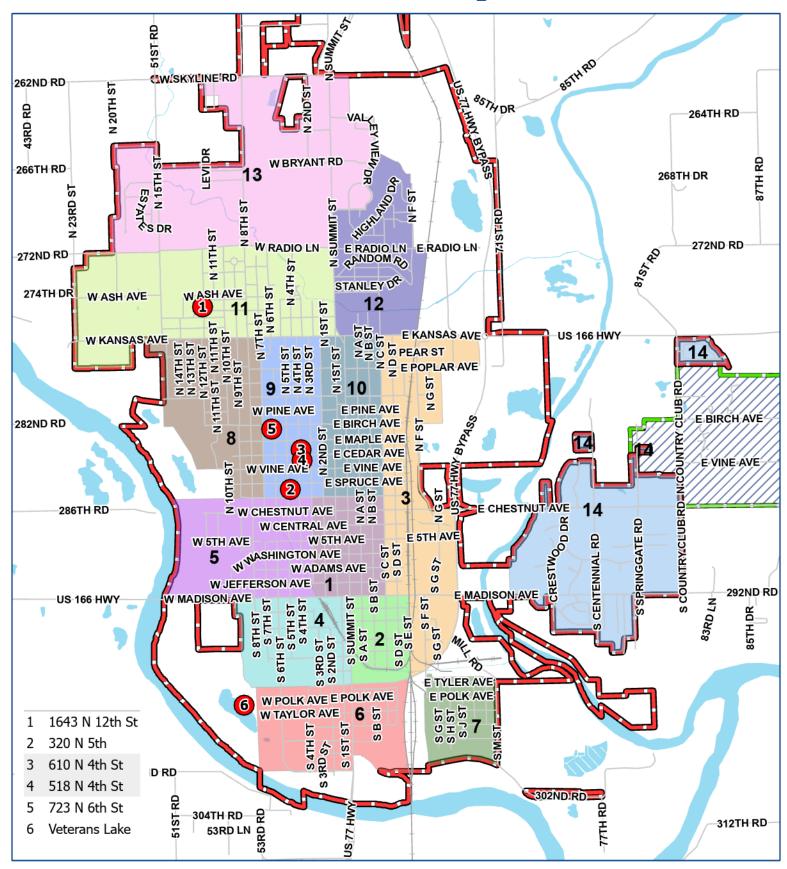
stormwater control systems installed on their properties. Residential would be based on a natrate still. Planning Commissioners agreed this was needed but wanted to make sure that the rate payers understood what was happening. White assured them that outreach would be part of the transition. Discussion then turned to transportation. White and Lawson spoke of the Multimodal Transportation Master Plan and how the Planning Commission would contribute. The necessary public meetings would likely be conducted by the Planning Commission. White noted that there is no adequate funding stream for streets. Funding has to come from federal and state gas tax and that only funds basic maintenance generally. New projects would require grants or bonds funded by a sales tax. White promised to bring information on what a sales tax could generate in a year as well as a street surface map and classification map to the next meeting. Next month, there will be continued discussion on infrastructure and transportation.

Adjournment

Motion made by Jennings, Seconded by Benton to adjourn the meeting. Voting Yea: Chair Paton, Benton, Jennings, Howerton, Kuhn, Colston, Richardson

2021 Fall Clean-up Sites

Section VIII, Item 2.



Produced by the City of Arkansas City GIS using the best available data to date. The City makes no warranty or representation, expressed or implied, with respect to the data displayed. October 13, 2021 2021 Fall Cleanup Sites





CITY OF ARKANSAS CITY, KANSAS FINANCIAL SUMMARY Year-To-Date September 30, 2021

						Cash Summary							Budg	get Summary	
Fund	B	1/1/2021 Beginning Cash Balance		Prior Year Adjustments		Receipts	Disbursements		09/30/2021 Ending Cash Balance		Budget	Er	ncumbrances	Budget Variance Favorable (Unfavorable)	% Remaining (25%)
01 - GENERAL FUND	¢	2,430,776.08		-	\$	8,012,117.48 \$		¢	2,787,115.52	¢	10,702,736		177,223.99	· /	27%
15 - STORMWATER FUND	ф Ф	2,430,776.08		-		152,018.20 \$			314,894.62		306,139				56%
16 - WATER FUND	φ Φ	4,477,842.01		-	-	3,867,095.87 \$			3,634,498.00		5,760,616		137,686.45		16%
18 - SEWER FUND	φ	4,307,387.88		-	\$	2.540.042.55 \$			5,856,420.66		14,169,544		28,828.00		93%
19 - SANITATION FUND	¢	1,142,083.64		-	-	1,215,517.77 \$,		1,379,719.60		1,495,989		- 20,020.00		35%
20 - SPECIAL RECREATION FUND	¢	35,613.60		-	ծ Տ	9,166.37 \$			32,467.64		46,068		-		73%
21 - SPECIAL RECREATION FUND	ф Ф	789,869.50		-		437,367.16 \$					1,357,500		40,272.02		73%
	¢								898,245.76				•		
23 - TOURISM/CONVENTION FUND	\$	28,279.90		-	Ψ	99,263.79 \$			24,279.90		139,145		-		26%
26 - SPECIAL ALCOHOL FUND	\$	93,482.01		-	Ŷ	9,366.37 \$	•		96,166.31		90,524		-		93%
27 - PUBLIC LIBRARY FUND	\$		\$	-	Ψ	376,081.20 \$			33,312.47		384,950	\$	-	\$ 42,181	11%
29 - SPECIAL LAW ENF TRUST FUND	\$	11,617.22	•	-	Ŷ	610.22 \$					a Budgeted Fund				
31 - LAND BANK FUND	\$	986.21		-	\$	5,030.00 \$			5,901.30		3,500		-		97%
43 - BOND & INTEREST FUND	\$	303,521.84	\$	-	\$	396,617.44 \$	616,580.00	\$	83,559.28	\$	673,385	\$	-	\$ 56,805	8%
44 - HEALTHCARE SALES TAX FUND	\$	-	\$	-	\$	1,416,026.23 \$	1,416,026.23	\$	-	\$	1,696,000	\$	-	\$ 279,974	17%
45 - UNPLEDGED HEALTHCARE SALES TAX FUND	\$	189,526.15	\$	-	\$	229,581.97 \$	290,704.26	\$	128,403.86	\$	332,706	\$	-	\$ 42,002	13%
53 - MUNICIPAL COURT FUND	\$	15,923.05	\$	-	\$	- \$	1,980.94	\$	13,942.11	Not	a Budgeted Fund				
54 - EQUIPMENT RESERVE FUND	\$	200,946.02	\$	-	\$	- \$	-	\$	200,946.02	Not	a Budgeted Fund				
57 - CID SALES TAX FUND	\$	-	\$	-	\$	45,006.26 \$	40,613.22	\$	4,393.04	\$	65,000	\$	-	\$ 24,387	38%
68 - CAPITAL IMPROVEMENT FUND	\$	1,758,315.08	\$	-	\$	300,698.57 \$	532,475.85	\$	1,526,537.80	Not	a Budgeted Fund	\$	-		
TOTALS	\$	16,083,266.59	\$	-	\$	19,111,607.45 \$	18,170,530.01	\$	17,024,344.03	\$	37,223,802.00				

INDEBTEDNESS:	
GO 2020 REFUNDING & IMPROVEMENT BOND	\$ 20,205,000
2013 PUMPER FIRE TRUCK LEASE	\$ 97,598
2019 FERRARA PUMPER TRUCK LEASE	\$ 449,198
2019 PBC	\$ 16,855,000
TOTAL	\$ 37,606,796

Note: Information is Unaudited