

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, July 17, 2018**, in the Commission Room at City Hall, located at 118 W. Central Ave. in Arkansas City.

Mayor **Dan Jurkovich** 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 due to vacation.

City employees present at the meeting were City Manager **Nick Hernandez**, City Attorney **Tamara Niles**, City Clerk **Lesley Shook**, Public Information Officer **Andrew Lawson**, Public Works Director **Mike Crandall**, Fire Chief **Bobby Wolfe**, Police Chief **Dan Ward** and Human Resources Manager **Marla McFarland**.

Citizens in attendance were **Ken Harader**, **Vicki Jackson** and Cowley CourierTraveler reporter **John Shelman**.

Mayor Jurkovich offered the opening prayer and led the pledge of allegiance.

Agenda Approval

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

Mayor Jurkovich declared the agenda approved.

Recognition of Visitors

Ken Harader, 1313 N. First St., said he is concerned about the length of time that discarded chairs, sofas, tables and other large pieces of furniture are sitting by the side of curbs in Arkansas City.

He acknowledged that it currently is complaint driven, but suggested that Public Services Division sanitation workers could be more proactive about removing these types of items after a week or so.

Mayor Jurkovich said this form of refuse is both unsightly and can attract various kinds of pests.

Commissioner Oestmann asked what City codes say. City Manager Hernandez said complaints are handled the same way as property maintenance issues. He also mentioned the special pickup policy. City Attorney Niles explained how the process works in Arkansas City Municipal Court.

Hernandez said the easiest change would be to authorize sanitation workers to pick up the items and bill the account holder on the next utility bill. The minimum charge is \$25. The commissioners asked staff to develop a proposal for automated, proactive enforcement, to be discussed later.

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Consent Agenda

Due to some confusion, these consent agenda items were disambiguated and handled separately:

July 3, 2018 Minutes

Mayor Jurkovich presented for discussion approval of the **July 3, 2018**, regular meeting minutes.

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

Mayor Jurkovich declared the motion approved.

Personnel Policy Updates

Mayor Jurkovich presented for discussion two personnel policy updates: **Organizational Structure (2.1)** and **Chain of Command (2.2)**.

Human Resources Manager McFarland said the only changes were biannual updates of a few words.

Commissioner Gingher asked about the reorganization of Neighborhood Services Division into the City Manager Department from the Public Works Department. City Manager Hernandez explained the reasons for the change a year prior and said it seemed like it had been working well.

Commissioner Welch made a motion to approve the policy updates. Mayor Jurkovich seconded the motion. A voice vote was unanimous in favor of the motion.

Mayor Jurkovich declared the motion approved.

Special Budget Meeting

Mayor Jurkovich presented for discussion setting a date for a special meeting to discuss approving the Notice of Budget Hearing for publication and scheduling a public hearing for the **2019 budget**.

City Manager Hernandez said the actual budget hearing will be scheduled during this meeting.

Mayor Jurkovich made a motion to schedule the special meeting at **5:30 p.m. July 24** in the commission room at City Hall. Commissioner Gingher seconded the motion.

A voice vote was unanimous in favor. Mayor Jurkovich declared the motion approved.

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New Business

Radio Lane HA-5 Mineral Bond Resolution No. 2018-07-3190

City Clerk Shook presented for discussion a resolution authorizing the City to enter into a contract with Andale Construction, Inc., of Wichita, to apply HA-5 High-Density Mineral Bond (HDMB) and pavement markings on Radio Lane, from Summit Street to 15th Street, for an amount not to exceed **\$89,499.52**.

Public Works Director Crandall said federal fund exchange dollars will be used to pay for this project. The intent is to extend the life of the asphalt by sealing in the oils and preventing cracking.

He said the work would occur over one weekend prior to the start of school in August, to minimize traffic disruptions. It only should take two days to add the bond, plus another day or two of striping.

Mayor Jurkovich made a motion to approve the resolution. Commissioner Gingher seconded the motion. A voice vote was unanimous in favor of the motion.

Mayor Jurkovich declared the resolution approved and given **Resolution No. 2018-07-3190**.

City Manager Updates

City Manager Hernandez presented for discussion a proposed **non-binding memorandum of understanding** among the City, Cowley College, the Etzanoa Conservancy and Wichita State University. It lays out each party's role in the process of developing the Etzanoa historic site.

Mayor Jurkovich asked if this memo even needed a vote, when it is non-binding. City Manager Hernandez said that is up to the commissioners, but he would at least like verbal approval.

Vicki Jackson, a member of the Etzanoa Conservancy Board of Directors, objected to the presentation of the memo at this time and said it had not yet been presented to her board.

Hernandez said each party is considering its portion and signing it as they approve of those items.

It does not take effect until all four parties have signed it, so Mayor Jurkovich said the Conservancy could withhold a signature until it is content with the wording of the document.

Jackson said a study was performed using a \$30,000 grant from the V.J. Wilkins Foundation, but the results of that study have not been presented to the board yet. Hernandez said that is unrelated.

He said the City already is providing most of these items. Jackson admitted she does not disagree with any of the four items it is agreeing to provide. The commissioners provided no verbal dissent.

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Hernandez also started a discussion about possible changes regarding **private sanitation haulers** in the City limits. He said the commission could set a franchise fee or establish a fixed permit fee.

Alternatively, he said in response to a line of questioning from several commissioners, the City could go back into the business of providing this service itself and restricting the competition.

Doing so would require investing in several large pieces of new equipment, Hernandez said, but it could be rather profitable to the City after maybe a year or two of breaking even at the startup.

City Attorney Niles said most of the cities she contacted do not allow private sanitation haulers to operate within their city limits at all because they provide industrial sanitation service themselves.

The commissioners asked Hernandez and his staff to put together some proposals for both options.

Other Business

City Manager Hernandez asked if the commissioners would like to sponsor a table at an **August 9** event for Miss Kansas. He said all of the proceeds will go to the Children's Miracle Network.

A town hall meeting that night will be moved to **August 16**, so the commission agreed to the table.

Commissioner Gingher praised the Arkansas City Police Department for its viral "Lip Sync Challenge" video and asked for it to be shown as part of the permanent public record. It was played.

Mayor Jurkovich said he is finding that he has too many time commitments in light of taking on the additional duties of chairman of the South Central Kansas Medical Center Board of Trustees.

He asked if other commissioners could take over two of his appointed board representative seats.

After some discussion, Mayor Jurkovich made a motion to appoint **Commissioner Welch** as his replacement on the **Cowley First** board and **Commissioner Oestmann** as his replacement on the **Convention and Visitors Bureau Board of Directors**. Commissioner Gingher seconded the motion.

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

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 Jurkovich declared the meeting adjourned at **6:46 p.m.**

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THE CITY OF ARKANSAS CITY BOARD OF CITY COMMISSIONERS

Dan Jurkovich, Mayor

ATTEST:

Lesley Shook, City Clerk

Prepared by:

Andrew Lawson, Public Information Officer