

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, April 2, 2019**, in the Commission Room at City Hall, located at 118 W. Central Ave. in Ark City.

Mayor **Jay Warren** called the meeting to order. Commissioners also present at roll call were Commissioner **Kanyon Gingher**, Commissioner **Dan Jurkovich** and Commissioner **Duane L. Oestmann**. Vice Mayor **Karen Welch** was absent as she recovered from surgery.

City employees present were City Manager **Nick Hernandez**, City Attorney **Tamara Niles**, City Clerk **Lesley Shook**, Public Information Officer **Andrew Lawson**, Finance Director **Kathy Cornwell**, Public Works Director **Mike Crandall**, Fire Chief **Bobby Wolfe**, Ark City Fire-EMS Department Capt. **Chet Ranzau**, Human Resources Manager **Marla McFarland** and Principal Planner **Josh White**.

Personnel of the Arkansas City Police Department in attendance were Police Chief **Dan Ward**, Capt. **Eric Burr**, Capt. **Jim Holloway**, Lt. **Kevyn Ternes**, Sgt. **Nelson Douglas**, Sgt. **Travis Stroud**, Public Service Officer **Eric Gross** and Administrative Assistant **Jeni McGee**.

Citizens in attendance included **Delores Anderson**, **Bob Baker**, **Ally Burr**, **Ken Harader**, **Gareth McGee**, **Sid Regnier**, **Wendy Ternes** and Cowley CourierTraveler reporter **John Shelman**.

Andrew Paton and Dr. **Scott Rogers** represented the Planning Commission. Legacy Regional Community Foundation was represented by director **Yazmin Wood** and intern **Patty O'Neil**.

Commissioner Jurkovich offered the opening prayer. Mayor Warren led the pledge of allegiance.

Agenda Approval

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

Mayor Warren declared the agenda approved.

Awards and Proclamations

Mayor Warren issued proclamations that April is **Fair Housing Month** and April 7-13 is **National Volunteer Week** in Arkansas City. AmeriCorps VISTA volunteer Patty O'Neil received the latter proclamation on behalf of Legacy and talked about a new National Volunteer Week event she has been working on, which will be from **11 a.m. to 2 p.m. April 6** at Island Park in Winfield.

Recognition of Visitors

Police Chief Ward recognized five recently promoted Arkansas City Police Department officers, all of whom were in attendance — Capt. **Jim Holloway**, Capt. **Eric Burr**, Lt. **Kevyn Ternes**, Sgt. **Travis Stroud** and Sgt. **Nelson Douglas**. He explained how the new ACPD reorganization is working out.

City Commission of Arkansas City - Regular Meeting Minutes

Fire Chief Wolfe recognized Capt. **Chet Ranzau** for graduating from the National Fire Academy's **Managing Officer Program**, which is a multiyear curriculum that introduces emerging emergency services leaders to personal and professional skills in change management, risk reduction, and adaptive leadership. City Manager Hernandez talked about the importance of investing in training.

Comments from the Audience

Sid Regnier, 1326 North C St., addressed the commissioners about burning at the Poplar Walking Trail and the recent corridor study of North Summit Street from Kansas Avenue to Radio Lane. He objected to the three-lane concept and suggested banning left-hand turns in that corridor instead.

Ken Harader, 1313 N. First St., addressed the commissioners about the proposed Burger King exit onto North First Street. He cautioned them against creating a situation similar to Family Dollar.

Consent Agenda

Commissioner Jurkovich made a motion to approve the consent agenda, including the following:

1. Approving the **March 19, 2019**, regular meeting minutes as written.
2. Approving the following personnel policy updates: **Payroll Administration (13.1)**, **Benefits (14.1)**, **Kansas Public Employees Retirement System (14.2)**, **Life Insurance (14.3)**, **Deferred Compensation (14.4)**, **Social Security and Medicare (14.5)**, **Cafeteria Plan/Pre-Tax Benefits (14.6)**, and **Health and Dental Insurance (14.7)**.
3. Approving **Resolution No. 2019-04-3243**, authorizing the City to purchase a 2020 Ford Police Pursuit-rated Utility Interceptor from Reedy Ford, for a cost not to exceed **\$28,016.00**.
4. Receiving and filing the **2018 audit** by Mize Houser & Company P.A., of Topeka.
5. Approving **Resolution No. 2019-04-3244**, authorizing a public meeting of the Governing Body to attend a budget retreat starting at **8 a.m. April 13, 2019**, at Warren Cabin, located at 2776 272nd Road, and canceling a regular study session scheduled on April 12, 2019, at noon.

Mayor Warren seconded the motion. A voice vote was unanimous in favor of the motion. Mayor Warren declared the consent agenda approved.

New Business

North First Street Rezonings Ordinance No. 2019-04-4484

City Clerk Shook presented for discussion a first reading of an ordinance authorizing the rezoning of **1408 N. First St.**, **1418 N. First St.** and **1420 N. First St.** from C-2 (Restricted Commercial District) and R-2 (Medium-Density Residential District) to C-3 (General Commercial District).

City Commission of Arkansas City - Regular Meeting Minutes

Principal Planner White said the Planning Commission voted 6-1 on **March 12** to recommend rezoning the properties. He displayed a preliminary site plan showing the proposed development.

Commissioner Jurkovich asked about the transition to the proposed three-lane alignment. City Manager Hernandez and White explained how the concept would work in that particular area.

Hernandez said the inability to connect to the Casey's parking lot led to the additional drives.

Commissioner Gingher asked if any First Street residents were in attendance. **Delores Anderson**, 1417 N. First St., expressed her concerns about traffic and said she would prefer no exit onto First.

Mayor Warren called on Planning Commission chairman **Scott Rogers**. He said that board's discussion centered mainly on traffic, but they determined the area is already commercial in nature.

Hernandez explained that he and Police Chief Ward are concerned that not allowing exits onto First Street as "pressure relief" could lead to more risk-taking and accidents on Summit Street.

Planning Commission vice chair Andrew Paton said the board's decision was "making the best of a bad situation." Mayor Warren said this item only dealt with the zoning and not the traffic flow.

Commissioner Jurkovich asked staff to ask the developer if they truly needed the First Street exit.

Hernandez said there needs to be a serious discussion in the future about Summit Street changes.

Mayor Warren made a motion to approve the ordinance. Commissioner Oestmann seconded the motion. A roll call vote resulted in three yea votes and one nay vote, with Commissioner Gingher dissenting. Mayor Warren declared the motion approved and given **Ordinance No. 2019-04-4484**.

City Insurance Renewal

City Clerk Shook presented for discussion renewal of City insurance coverage for property, liability, vehicles, and equipment with EMC and United Agency, for a total amount not to exceed **\$275,744**.

City Manager Hernandez said the City has received quotes for comprehensive insurance coverage – excluding workers compensation – for coverage from **April 1, 2019**, through **March 31, 2020**.

The current total insurance premium of **\$232,528.00** was an increase from **\$187,989.00** in 2016-17 and **\$202,106.00** in 2017-18, and it will increase by an additional **\$43,216.00** in 2019-20.

Hernandez said the biggest driver of this is commercial property insurance, which will increase from **\$102,557.00** to **\$133,204.00** due to the Water Treatment and Wastewater Treatment facilities.

The City is disputing the increase on the Water Treatment Facility based on construction cost.

City Commission of Arkansas City - Regular Meeting Minutes

Hernandez said the auto insurance item increased due to the new pumper, bucket truck and flatbed truck that were purchased in the last year. He said the City likely will look for other bids next year.

Commissioner Oestmann made a motion to approve the insurance coverage renewal.

Commissioner Gingher seconded the motion. A voice vote was unanimous in favor of the motion.

Mayor Warren declared the motion approved.

Land and Water Conservation Fund

City Clerk Shook presented for discussion authorizing Mayor Warren and/or City staff to sign the **Land and Water Conservation Fund** (LWCF) Grant Application from the Kansas Department of Wildlife, Parks and Tourism, with any funds awarded to be directed to **Wilson Park Master Plan Phase 1** (Splash Pad/Interactive Fountain & Restrooms), and execute other documents as necessary.

City Manager Hernandez said this gives staff authorization to apply for \$300,000.00 in LWCF funding. Coupled with a grant in August to pay for walking paths and the donations already raised for the park, this funding should spur completion of the splash pad, restrooms, and farmers' market.

Commissioner Jurkovich asked if the park already has the LWCF designation. Hernandez said yes.

Commissioner Jurkovich asked about annual maintenance costs. Hernandez said those still are being calculated, but currently are estimated at less than **\$10,000.00** per year, plus staff time.

Commissioner Jurkovich made a motion to authorize Mayor Warren to sign the grant application.

Mayor Warren seconded the motion. A voice vote was unanimous in favor of the motion.

Mayor Warren declared the motion approved.

City Manager Updates

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

- Spring Cleanup Day will start at **8 a.m. April 6** with breakfast for volunteers at the Wilson Park rotunda, located at 701 N. Summit St. The cleanup will be from **9 a.m. to noon**, as long as the weather is good. This event will be followed by Citywide Pickup Week on **April 8-12**.
- As Patty O'Neil mentioned, there will be a brand-new National Volunteer Week kickoff event from **11 a.m. to 2 p.m. April 6** at the Island Park performance venue in Winfield.
- The 2019 Outstanding Student Award nominees' reception will be at **6 p.m. April 8** in Cowley College's Robert Brown Theatre, located at 215 S. Second St.

City Commission of Arkansas City - Regular Meeting Minutes

- The City will play host to the next RISE Cowley health coalition meeting at **10 a.m. April 9** in the classroom at the Water Treatment Facility, located at 400 W. Madison Ave.
- The next quarterly Traffic Safety Committee meeting will be at **10 a.m. April 12** in the city manager's office at City Hall, located at 118 S. Summit St.
- The City Commission budget retreat will begin around **9 a.m. April 13** at Warren Cabin.

Adjournment

Commissioner Jurkovich made a motion to adjourn the meeting. Commissioner Gingher seconded the motion. A voice vote was unanimous in favor of the motion.

Mayor Warren declared the meeting adjourned at **7:12 p.m.**

THE CITY OF ARKANSAS CITY BOARD OF CITY COMMISSIONERS

Jay Warren, Mayor

ATTEST:

Lesley Shook, City Clerk

Prepared by:

Andrew Lawson, Public Information Officer