

# Arkansas City Commission Meeting Minutes

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The Arkansas City Board of City Commissioners met in regular session on Tuesday January 21, 2014, at 5:30 p.m. in the Commission Chambers at City Hall. Those present at roll call were Commissioner Chad Giles, Dan Jurkovich, Jean Snell, Charles Tweedy III, and Mayor Jay Warren. Also present at roll call were City Manager Nick Hernandez, Finance Director Kathy Cornwell, Public Works Director Eric Broce, GIS/Planner Josh White, and City Clerk Lesley Shook

Pastor Fry offered the opening prayer.

Mayor Warren led the pledge of allegiance.

## **Agenda Additions/Deletions and Approval**

Commissioner Tweedy III moved to approve the agenda. Commissioner Giles seconded the motion. Voice vote was unanimous in favor of the motion. Mayor Warren declared the agenda approved.

## **Consent Agenda**

Motion by Commissioner Giles and seconded by Commissioner Tweedy III that the consent agenda be approved, and to include the following items:

1. Approval of January 7, 2014 regular meeting minutes as written.
2. Resolution No. 2014-01-2872 authorizing City Manager Nickolaus J. Hernandez, Finance Director Kathleen A. Cornwell, and City Treasurer Jennifer C. Waggoner to act as authorized signers on City bank accounts.

Voice vote was unanimous in favor of the motion. Mayor Warren declared the consent agenda approved.

## **New Business**

### **Operation/Lease Agreement Cherokee Strip Museum Resolution No. 2014-01-2873**

City Clerk Shook presented for consideration a resolution authorizing an Agreement for Operations and Lease of the Cherokee Strip Land Rush Museum, with Cherokee Strip Land Rush Museum, Inc. City Manager Hernandez noted one change needs to be reflected in the minutes regarding the agreement that was included in the agenda packet. As discussed with the commission at Friday's worksession, Section II(B)(10) needs to be amended as follows: "Obtain commercial liability insurance for CURATOR and its directors, naming the CITY as an additional insured, to provide coverage for potential claims arising out of the Museum, the collection, and all other activities on the Leased Premises".\* The city will be responsible for payment of the property coverage, however; commercial liability based on the recommendation of our insurance provider will have to be obtained by the museum. Following discussion, Commissioner Giles moved to approve the resolution authorizing an Agreement for Operations and Lease of the Cherokee Strip Land Rush Museum, with Cherokee Strip Land Rush Museum, Inc. with the notation of the changes City Manager Hernandez mentioned on record. Commissioner Jurkovich seconded the motion. Voice Vote was unanimous in favor of the motion. Mayor Warren declared the resolution adopted and given Resolution No. 2014-01-2873.

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\*After review of the agreement by City Attorney Niles, the language was changed to state "Obtain commercial liability insurance for CURATOR and its directors, and the Leased Premises, naming the CITY as an additional insured, to provide coverage for potential claims arising out of the Museum, the collection, and all other activities on the Leased Premises".

## **Recycling Trailers Purchase Agreement Resolution No. 2014-01-2874**

City Clerk Shook presented for consideration a resolution authorizing the Mayor and City Manager to enter into a purchase agreement for recycling trailers. City Manager Hernandez noted the city would like to enter into a purchase agreement with Protainer, Inc. for the purchase of two 8'x16' tipping style recycling trailers. Negotiations are in the works for possible locations, which could include Cowley College and USD470 property. At this time, the city will not be eliminating Saturday recycling at Central Shop as the new trailers will be a supplement to that program. Following discussion, Commissioner Tweedy III moved to approve the resolution authorizing the Mayor and City Manager to enter into a purchase agreement for recycling trailers. Commissioner Snell seconded the motion. Voice Vote was unanimous in favor of the motion. Mayor Warren declared the resolution adopted and given Resolution No. 2014-01-2874.

## **2013 Comprehensive Plan And Land Use Maps**

City Clerk Shook presented for first reading an ordinance adopting the 2013 Comprehensive Plan and Future Land Use Maps for the City of Arkansas City. Mr. Jim Kaup, from Kaup Law Office, who was hired by the City to help develop a comprehensive plan and land use regulation maps, noted a public hearing is scheduled for February 13, 2014 at 5:30 pm with the Planning Commission. He stated the item before the Commission is the consideration of the Comprehensive Plan as recommended to the City Commission by action of the Planning Commission following a public hearing held back in early November. He reviewed the process with the commission and stated much of the proposed plan was centered around the results of the community survey. Scott Rogers, Planning Commission President, addressed the commission regarding the proposed Comp Plan. Following discussion, Commissioner Giles moved to table for a second reading at the next meeting. Commissioner Tweedy III seconded the motion. Voice vote resulted in four ayes and one nay, with Commissioner Snell voting nay. Mayor Warren declared the motion passed.

## **Trailer Mounted Pipeline TV Inspection System**

City Clerk Shook presented for approval the purchase of a Trailer Mounted Pipeline TV inspection system from Mayer Equipment at a cost not to exceed \$95,236.00. Public Works Director Broce stated he and the City Manager have been working with staff to provide the necessary tools to work towards being preventative instead of reactive. Currently the city does not have a way to detect possible sinkholes or sewer collapses. With the purchase of the TV Inspection system, city staff would be able to televise all 80 miles of the city's sewer lines over the next 3-5 years. The system is a used demo unit that is approximately a year old, but will be purchased with the same warranty as a new unit. After the work has been completed, there would be a possibility of either selling the system or renting it out to contractors. Following discussion, Commissioner Tweedy III moved to

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table this item until the first meeting in February. Commissioner Giles seconded the motion. Voice vote was unanimous in favor of the motion. Mayor Warren declared the motion passed.

## **City Manager Updates –**

Insurance renewal options – Insurance will be up for renewal in April and Dan Deener, from United Agency, will be discussing the linebacker policy with the commission during an upcoming meeting.

The upcoming worksession will be a lengthy executive session discussing financial affairs or trade secrets of a corporation.

## **Adjournment**

Commissioner Snell moved to adjourn. Commissioner Tweedy III seconded the motion. Voice vote was unanimous in favor of the motion. Mayor Warren declared the meeting adjourned.

THE ARKANSAS CITY  
BOARD OF CITY COMMISSIONERS

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Jay Warren, Mayor

ATTEST:

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Lesley Shook, City Clerk