

# Arkansas City Commission Meeting Minutes

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The Arkansas City Board of City Commissioners met in regular session on Tuesday January 20, at 5:30 p.m. in the Commission Chambers at City Hall. Those present at roll call were Commissioners Dan Jurkovich, Jean Snell, Charles Tweedy III, Jay Warren, and Mayor Chad Giles. Also present at roll call were City Manager Nick Hernandez, City Attorney Tamara Niles, Police Chief Dan Ward, Fire Chief Bobby Wolfe, Public Works Director Eric Broce, Finance Director Kathy Cornwell, and City Clerk Lesley Shook.

Pastor Fry offered the opening prayer.

Mayor Giles led the pledge of allegiance.

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

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

## **Recognition of Visitors**

The Human Relations Commission members recognized the Soroptimists for their help with the Martin Luther King Celebration held on January 18, 2015 at Cowley College. Judi Groves, President of the Soroptimists, was present to receive the recognition.

Jennifer Ratcliff, 526 E. Poplar, addressed the commission regarding plans for the space once the old hospital is torn down. As of current, nothing definite has been decided for the use of the land once the hospital has been demolished. Ms. Ratcliff also addressed the commission regarding an update on the oil drilling. It was noted nothing new has transpired at the drilling site.

## **Consent Agenda**

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

1. Approval of January 6, 2015 regular meeting minutes as written.

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

## **Old Business**

### **Reporting of Goods Pawnbrokers & Second-hand dealers Ordinance No. 2015-01-4377**

City Clerk Shook presented for consideration First Reading of an Ordinance modifying reporting of goods by Pawnbrokers and Second-Hand Dealers, and amending the City of Arkansas City Municipal Code. Police Chief Ward noted this items had been presented to the commission several months ago for review. Since that review, the businesses affected voiced legitimate issues that should be addressed. With the help of City Attorney Niles, some of the concern were addressed in this revised Ordinance. Police Chief Ward discussed the need for this Ordinance and noted in Arkansas City's 2012 statistics, the property crime index came in higher compared to other cities similar in size. Highlight of the changes include only goods purchased/traded within Arkansas City,

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not applying towards manufacturers, wholesale dealers, goods purchased in real estate or regular auctions, bankruptcy estates, and goods purchased from other second-hand providers. The holding period was changed from a 14 day period to the state required 10 day period. Lucy Calvert, Calvert's Antique Station, addresses the commission. Following discussion, Commissioner Snell moved to approve the Ordinance modifying reporting of goods by Pawnbrokers and Second-Hand Dealers, and amending the City of Arkansas City Municipal Code. Mayor Giles seconded the motion. Roll call vote resulted in five ayes and no nays. Mayor Giles declared the ordinance adopted and given Ordinance No. 2015-01-4377.

## **Public Right-of-Way Management Ordinance No. 2015-01-4378**

City Clerk Shook presented for consideration second reading of an Ordinance providing for the management of the public Right-of-Way in the City of Arkansas City, KS. Public Works Director Broce noted the ordinance presented to the commission is an effort to try and encourage cooperation and coordination between the city and the utility companies for all future project within the right-of-ways. Following discussion, Commissioner Warren moved to approve the Ordinance providing for the management of the public Right-of-Way in the City of Arkansas City, KS. Commissioner Tweedy III seconded the motion. Roll call vote resulted in five ayes and no nays. Mayor Giles declared the ordinance adopted and given Ordinance No. 2015-01-4378.

## **Proposed Plan for Annexation, Service Extension Plan**

City Clerk presented for consideration a plan for annexation, service extension plan, and Resolution setting a public hearing on the proposed annexation. City Manager Hernandez noted this is a continuation of the discussion in regards to setting a date for a public hearing. The extension plan has been set and the public hearing would take place 60 to 70 days from passage of the resolution. He noted he has been in contact with several of the affected property owners and if the resolution passes, he will continue those discussions. Following discussion, Commissioner Snell moved to table until the first commission meeting in May. Commissioner Tweedy III seconded the motion. The commission directed the City Manager to continue discussions with the property owners for possible future commission consideration of the annexation. Jim Sybrant, 1816 E. Chestnut, Bob Clay, Division Manager for Skyline homes, and Cliff Gottlob, 3221 N. 2nd, addressed the commission. Voice Vote was unanimous in favor of the motion. Mayor Giles declared the motion passed.

## **New Business**

### **Pay Ordinance Amendment Ordinance No. 2015-01-4379**

City Clerk Shook presented for consideration first reading of an Ordinance amending Ordinance No. 2014-12-4376 regarding the City's Compensation Plan. City Manager Hernandez noted the ordinance presented corrects a mistake that was found in the formula in the firefighters portion of the ordinance. Following discussion, Mayor Giles moved approve the Ordinance amending Ordinance No. 2014-12-4376 regarding the City's Compensation Plan. Commissioner Tweedy III seconded the motion. Voice Vote was unanimous in favor of the motion. Mayor Giles declared the resolution adopted and given Resolution No. 2015-01-4379.

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## **Purchase of Motorola Radios For the Fire Department Resolution No. 2015-01-2943**

City Clerk Shook presented for consideration a resolution authorizing the Purchase of 10 Motorola APX6000 Portable Radios along with accompanying Chargers, Spare Batteries, and Remote Speaker Mic's from First Wireless. Fire Chief Wolfe noted that most of the current radios at the fire department are outdated and not made for the type of work done by the firefighters. He noted radio failure happened during a significant fire in a two story residence. The quote received from First Wireless is under the state contract and he reviewed with the commission the various components of the radios. Following discussion, Commissioner Snell moved to approve the purchase of 10 Motorola APX6000 Portable Radios along with accompanying Chargers, Spare Batteries, and Remote Speaker Mic's from First Wireless not to exceed \$36,406.63. Commissioner Jurkovich seconded the motion. Voice Vote was unanimous in favor of the motion. Mayor Giles declared the resolution adopted and given Resolution No. 2015-01-2943.

## **KDOT Economic Development Grant Skyline/61<sup>st</sup> Road Project Resolution No. 2015-01-2944**

City Clerk Shook presented for consideration a resolution authorizing the City of Arkansas City to enter into a contract agreement the Kansas Department of Transportation (KDOT) for an Economic Development Grant for the Skyline / 61<sup>st</sup> Road Project. Public Works Director Broce noted this agreement is the final step in accepting a \$2.3 million dollar grant for economic development for the Skyline/61<sup>st</sup> Road project. City Manager Hernandez noted the commission at a later date, will need to address the annexation of 61<sup>st</sup> Road and Goff Industrial Road as the state legislatures have introduced a bill stating Cities would not be able to annex right-of-way without annexing the surrounding areas. Following discussion, Commissioner Jurkovich moved approve the resolution authorizing the City of Arkansas City to enter into a contract agreement the Kansas Department of Transportation (KDOT) for an Economic Development Grant reimbursing the city for the total actual cost of construction not to exceed \$2.3 million for the Skyline/ 61<sup>st</sup> Road project. Commissioner Snell seconded the motion. Voice Vote was unanimous in favor of the motion. Mayor Giles declared the resolution adopted and given Resolution No. 2015-01-2944.

## **Setting a Public Hearing Creation of a Community Improvement District (CID) Resolution No. 2015-01-2945**

City Clerk Shook presented for consideration a resolution setting a date for a public hearing regarding the creation of a Community Improvement District. City Manager Hernandez noted he has been in discussions with Diversified Acquisitions LLC regarding the Westlake shopping center. They have requested the city approve the creation of a Community Improvement District which will allow them to upgrade the interior and exterior of the building, and the parking lot. The project is estimated at \$2.6 million dollars with a \$750,000 dollar CID to help offset some of their cost. The CID will levy an additional 1% sales tax on their own customers up to the requested amount of \$750,000.00 to help pay for the improvements. They are also potentially looking at a rebate in the portion of the property taxes above the current tax levy. Following discussion, Commissioner Warren moved approve the resolution setting a date for a public hearing regarding the creation of a Community Improvement District for February 17, 2015 at 5:30 p.m. Commissioner Tweedy III seconded the motion. Voice Vote was unanimous in favor of the motion. Mayor Giles declared the resolution adopted and given Resolution No. 2015-01-2945.

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## **City Manager Updates**

Thursday, January 22<sup>nd</sup> at 10 a.m. the Chamber coffee will be held at the Cherokee Strip Museum. The museum is going to be designated as a level 2 Kansas Travel Information Center.

February 4<sup>th</sup> is legislative day in Topeka.

February 19<sup>th</sup> the city is hosting Chamber at the Northwest Community Center to showcase the improvements made.

## **Adjournment**

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

THE ARKANSAS CITY  
BOARD OF CITY COMMISSIONERS

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Chad Giles, Mayor

ATTEST:

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Lesley Shook, City Clerk