



***MINUTES
CITY COMMISSION MEETING
TUESDAY, AUGUST 18, 2020
7:00 P.M.***

The Regular Meeting of the City Commission was held at 7:00 p.m. in the City Commission Room. Mayor Usha Reddi and Commissioners Linda Morse, Mark J. Hatesohl, and Aaron Estabrook were present. Also present were City Manager Ron Fehr, Deputy City Manager Jason Hilgers, Assistant City Manager Dennis Marstall, Assistant to the City Manager Jared Wasinger, City Clerk Brenda K. Wolf, Director of Parks & Recreation Eddie Eastes, Director of Public Works Rob Ott, and approximately 8 interested citizens.

Participating remotely were Commissioner Wynn Butler and City Attorney Katharine Jackson.

NOTE: The City Commission Meeting was open to the public. The public was able to make in-person comments but due to precautions associated with the COVID-19 pandemic, seating for the public was limited. In lieu of coming to City Hall, written public comments for an item on the agenda were able to be submitted through the City's website at <https://cityofmhk.com/and> and were distributed to all members of the City Commission before the meeting, or by emailing or calling the Commissioners directly.

PLEDGE OF ALLEGIANCE

Mayor Reddi led the Commission in the Pledge of Allegiance.

PROCLAMATION

Mayor Reddi proclaimed ***Kansas State University Innovation and Inspiration Campaign***. Richard Myers, President, Kansas State University, was present to receive the proclamation.

COMMISSIONER COMMENTS

Commissioner Estabrook thanked Julie Gibbs, Director, Riley County Health Department; Dennis Butler, Director, Riley County Police Department; Gina Scroggs, Executive Director, Downtown Manhattan, Inc.; Dennis Cook, Executive Director, Aggieville Business Association; Dr. Marvin Wade, Superintendent, Unified School District 383, and Karla Hagemeister, President, Unified School District 383 Board of Education; Jason Smith, President/Chief Executive Officer, and Daryn Soldan, Director of Economic Development, Manhattan Area Chamber of Commerce; and Dani Holliday, Community Development Coordinator, Konza Prairie Community Health Clinic, and shared their accomplishments in keeping the community moving forward in the last five months in response to COVID-19.

Commissioner Morse called attention to the MHK Safe and Open and the Flint Hills Safe and Open campaign website, which lists businesses and organizations who have registered and made a commitment to fight the spread of the coronavirus in Manhattan and the Flint Hills Region.

Commissioner Hatesohl asked Kansas State University Leadership to not panic when COVID-19 cases increase with the start of school year.

Mayor Reddi encouraged the public to complete the 2020 Census and to register to vote in the next general election in November 2020. She stated that the current positive rate for COVID-19 cases is low right now but if it goes to 10%, USD 383 will go strictly to online classes. She urged the public to make a commitment to take all the precautions seriously and to adhere to them when away from home. She asked Kansas State University President Richard Myers if he would like to make any comments. He stated that campus is safe and that social solidarity will get us through this pandemic.

CONSENT AGENDA

(* denotes those items discussed)

MINUTES

The Commission approved the minutes of the Regular City Commission Meeting held Tuesday, August 4, 2020.

CLAIMS REGISTER NO. 2950

The Commission approved Claims Register No. 2950 authorizing and approving the payment of claims from July 29, 2020 – August 11, 2020, in the amount of \$5,896,867.46.

CONSENT AGENDA (CONTINUED)

LICENSE

The Commission approved an annual Cereal Malt Beverages Off-Premises License for Short Stop #26, 8207 South Port Drive.

- * **ORDINANCE NO. 7493 – 2021 BUDGET**
Ron Fehr, City Manager, highlighted the item.

The Commission approved Ordinance No. 7493 adopting the 2021 City Budget.

ORDINANCE NO. 7494 – 2020 AMENDED BUDGET

The Commission approved Ordinance No. 7494 amending the 2020 Special Street and Highway budget.

RESOLUTION NO. 081820-A – 2021-2025 CAPITAL IMPROVEMENT PROGRAM

The Commission approved Resolution No. 081820-A adopting the 2021-2025 Capital Improvement Program.

RESOLUTION NO. 081820-B – MEMORANDUM OF AGREEMENT – LOCAL 2275 INTERNATIONAL ASSOCIATION OF FIREFIGHTERS

The Commission approved Resolution No. 081820-B adopting changes to the Memorandum of Agreement with Local 2275 of the International Association of Firefighters.

- * **ORDINANCE NO. 7495 – ISSUE GENERAL OBLIGATION REFUNDING BOND (SERIES 2020-B)**
Ron Fehr, City Manager, highlighted the results of the bond sale.

The Commission accepted the best bid from Commerce Bank, of Kansas City, Missouri, for selling the bonds, and approved Ordinance No. 7495 issuing \$1,930,000.00 in General Obligation Bonds (Series 2020-B) to finance the refunding of General Obligation Bond Series 2010-A.

RESOLUTION NO. 081820-C - DELIVERY - GENERAL OBLIGATION BOND (SERIES 2020-B)

The Commission approved Resolution No. 081820-C authorizing delivery of the General Obligation Bonds (Series 2020-B) bonds to the best bidder.

- * **RESOLUTION NO. 081820-D – ISSUE – TEMPORARY NOTE SERIES NO. 2020-03**
Ron Fehr, City Manager, highlighted the results of the temporary note sale.

CONSENT AGENDA (CONTINUED)

* **RESOLUTION NO. 081820-D – ISSUE – TEMPORARY NOTE SERIES NO. 2020-03 (CONTINUED)**

The Commission accepted the best bid from Huntington Securities, Inc., of Chicago, Illinois, for selling the notes, and approved Resolution No. 081820-D issuing Temporary Note Series No. 2020-03 in the amount of \$28,325,000.00 to finance: *Browning Avenue and Kelly Drive – Stormwater Improvements (SM1807); Stonehaven Addition, Unit Two – Stormwater Improvements (SM1902, SM1904), Sanitary Sewer Improvements (SS1914) and Street Improvements (ST1903, ST1904); Colbert Hills Addition, Unit Five – Sanitary Sewer Improvements (SS1917), Street Improvements (ST1907) and Water Improvements (WA1917); Kimball Avenue/Browning Avenue & Kelly Drive – Stormwater Improvements (SM1812); Sanitary Sewer Aerial Crossing – Sanitary Sewer Improvements (SS1708); NRCS Bank Stabilization – Stormwater Improvements (SP1902); Anthony and Eisenhower Recreation Centers – Building Improvements (SP1802); 2020 CCLIP Surface Preservation – Street Improvements (ST1814); Douglass Recreation Center – Building Improvements (PR1706); North Campus Corridor-North Manhattan Avenue, Phase 3B – Street Improvements (ST1719); Acquisition Sneegas Land – Wastewater Improvements (SP2004); and Kirkwood Drive Extension – Water Improvements (WA1820), Street Improvements (ST1811), Stormwater Improvements (SM1816) and Pedestrian Improvements (PD2002).*

* **RESOLUTION NO. 081820-E – SPECIAL ELECTION BALLOT QUESTION – PROPERTY TAXPAYER RELIEF**

Ron Fehr, City Manager, highlighted the item.

The Commission approved Resolution No. 081820-E authorizing and providing for the calling of a special question election in the City of Manhattan, Kansas, to increase the retailers' sales tax by 0.5% to stimulate recovery after the COVID-19 pandemic and to provide City property taxpayer relief through reduction of the ad valorem burden through the funding of debt/public infrastructure, job initiatives, and workforce housing.

REQUEST FOR PROPOSALS – AUDIT SERVICES

The Commission authorized City Administration to seek proposals for professional auditing services.

APPLICATION – LAND AND WATER CONSERVATION FUND GRANT – ROGER SCHULTZ COMMUNITY PARK ENTRANCE IMPROVEMENTS

The Commission authorized City Administration to submit an application to Land and Water Conservation Fund Grant for park improvements at the Loma Ridge Drive entrance of Roger Schultz Community Park.

CONSENT AGENDA (*CONTINUED*)

BOARD APPOINTMENTS

The Commission approved the following appointments by Mayor Reddi to various boards and committees of the City.

Airport Advisory Board

Re-appointment of Roger Sink, 1600 Sunny Slope Lane, to a three-year At-Large term, which begins immediately, and will expire on June 26, 2023.

Re-appointment of Jordan Cousland, 525 North Manhattan Avenue #3, to a three-year At-Large Pilot term, which begins immediately, and will expire on June 26, 2023.

Joint Corrections Advisory Board

Re-appointment of Marcus Kidd, 1104 Newfoundland Drive, to a two-year Adult term, which begins immediately, and will expire on June 30, 2022.

Re-appointment of Linda Teener, 1900 Judson Street, to a two-year Adult term, which begins immediately, and will expire on June 30, 2022.

Mayor Reddi opened the public comments.

Hearing no comments, Mayor Reddi closed the public comments. There was one (1) written public comment submitted for Consent Agenda Item B-Claims Register and one (1) written public comment submitted for Consent Agenda Item H-Sales Tax Ballot Question.

After discussion, Commissioner Hatesohl moved to approve the Consent Agenda. Commissioner Estabrook seconded the motion. On a roll call vote, motion carried 5-0 with the exception of Item H, RESOLUTION NO. 081820-E – SPECIAL ELECTION BALLOT QUESTION – PROPERTY TAXPAYER RELIEF, which carried 4-1 with Mayor Reddi voting against.

PUBLIC HEARING

PUBLIC HEARING - VACATE PUBLIC UTILITY EASEMENT - WAL-MART (BLUEMONT CENTER) (VA2002)

Rob Ott, Director of Public Works, presented the item. He answered questions from the Commission.

Mayor Reddi opened the public hearing.

PUBLIC HEARING (CONTINUED)

PUBLIC HEARING - VACATE PUBLIC UTILITY EASEMENT - WAL-MART (BLUEMONT CENTER) (VA2002) (CONTINUED)

Hearing no comments, Mayor Reddi closed the public hearing. There was one (1) written public comment submitted for this item (*See Attachment No 1*).

ORDINANCE NO. 7496 - VACATE PUBLIC UTILITY EASEMENT - WAL-MART (BLUEMONT CENTER) (VA2002); EASEMENT – NEW UTILITY EASEMENT

Commissioner Morse moved to find that no private rights will be injured or endangered by such vacation, and that the public will suffer no loss or inconvenience thereby; approve Ordinance No. 7496 vacating a utility easement located in the Bluemont Center PUD (VA2002); and authorize City Administration to finalize and the Mayor and City Clerk to execute an easement agreement for a new utility easement. Commissioner Estabrook seconded the motion. On a roll call vote, motion carried 5-0.

PUBLIC HEARING - VACATE PUBLIC UTILITY EASEMENT - MCCRACKEN CIRCLE (BELLEHAVEN ADDITION) (VA2003)

Rob Ott, Director of Public Works, presented the item. He then answered questions from the Commission.

Mayor Reddi opened the public hearing.

Hearing no comments, Mayor Reddi closed the public hearing. There were no written public comments submitted for this item.

ORDINANCE NO. 7497 - VACATE PUBLIC UTILITY EASEMENT - MCCRACKEN CIRCLE (BELLEHAVEN ADDITION) (VA2003)

Commissioner Morse moved to find that no private rights will be injured or endangered by the proposed vacation, and that the public will suffer no loss or inconvenience thereby; and approve Ordinance No. 7497 vacating a utility easement for along the entire eastern boundary of Lot 1, McCracken Circle-Bellehaven Addition (VA2003). Commissioner Hatesohl seconded the motion. On a roll call vote, motion carried 5-0.

GENERAL AGENDA

REQUEST - DOWNTOWN MANHATTAN, INC. (DMI) FUNDING AND PLATFORM OUTDOOR DINING

Jason Hilgers, Deputy City Manager, presented the item. He then answered questions from the Commission.

GENERAL AGENDA (CONTINUED)

REQUEST - DOWNTOWN MANHATTAN, INC. (DMI) FUNDING AND PLATFORM OUTDOOR DINING (CONTINUED)

Gina Scroggs, Executive Director, Downtown Manhattan, Inc., made a plea of urgency for funding for the balance of the 2020 contract. She stated the platforms would be an economic benefit to all businesses Downtown. She then answered questions from the Commission.

Patrick Schutter, President, BHS Construction, addressed construction time and possible use of the platforms for the Christmas Village at Blue Earth Plaza. He then answered questions from the Commission.

Ron Fehr, City Manager, provided information regarding SPARK funding for non-profit entities and construction of the platforms.

Mayor Reddi opened the public comments.

Kevin West, 321 W. 16th Street, co-owner, Strecker-Nelson West Gallery, stated that he was in favor of the platforms but is concerned about losing parking spaces for his business. He asked for consideration to consult with other non-dining businesses.

Hearing no other comments, Mayor Reddi closed the public comments. There were no written public comments submitted for this item.

After discussion, Commissioner Butler moved to authorize the selection of Architect One, of Manhattan, Kansas, and BHS Construction, of Manhattan, Kansas, to design and construct the dining platforms in Downtown in an amount not to exceed \$250,000.00; and authorize City Administration to finalize and the Mayor and City Clerk to execute any agreements and/or contracts necessary to facilitate this construction; and approve the DMI funding request of \$32,000.00 to operate for the remainder of 2020. Commissioner Hatesohl seconded the motion. On a roll call vote, motion carried 5-0.

FIRST READING - EXTEND REQUIREMENTS - MASKS OR OTHER FACE COVERINGS

Katie Jackson, City Attorney, presented the item. She then answered questions from the Commission.

Dennis Butler, Director, Riley County Police Department, provided perspective regarding his enforcement approach for compliance with the face mask ordinance and local health orders. He then answered questions from the Commission.

GENERAL AGENDA (CONTINUED)

FIRST READING - EXTEND REQUIREMENTS - MASKS OR OTHER FACE COVERINGS (CONTINUED)

Linda Cook, Chief of Staff and Director of Community Relations, Kansas State University, reiterated Kansas State University's support in extending the requirement to wear face masks and stated how Kansas State University was enforcing compliance of students and staff to wear face masks.

Mayor Reddi opened the public comments.

Hearing no comments, Mayor Reddi closed the public comments. There were sixty-seven (67) written public comments submitted.

After discussion, Commissioner Estabrook moved to approve first reading of an ordinance amending Section 22-73 of the City Code extending the term of the face mask ordinance requirements until 11:59 p.m. on December 31, 2020. Commissioner Morse seconded the motion. On a roll call vote, motion carried 3-2 with Commissioner Butler and Commissioner Hatesohl voting against.

ADJOURNMENT

At 9:56 p.m., the Commission adjourned.


Brenda K. Wolf, CMC, City Clerk

Public Hearing Public Comment (for items on the Public Hearing Agenda): August 18, 2020 City Commission Meeting Public Comment Form - Submission #11765

Date Submitted: 8/18/2020

City Commission Legislative Meeting August 18, 2020 at 7:00 PM

Due to precautions associated with the COVID-19 pandemic, seating for the public is limited to only 29. If you would like to provide written comment for an item on the agenda in lieu of coming to City Hall, public comment may be submitted to the City Commission through this form. Public comments must be submitted by 5:00 pm on Tuesday, August 18, 2020, in order to be communicated to the Commission prior to the meeting for their consideration.

Please fill out the following information in order to provide public comment to the governing body related to items on the public hearing agenda for the August 18, 2020, City Commission Legislative Meeting.

The City Commission Meeting will be televised live on local Cox Cable Channel 3, on the City's website at <http://cityofmhk.com/tv> and on Facebook at <https://www.facebook.com/Cityofmanhattan>. A recording will be made available on the City's website after the meeting.

Agenda: August 18, 2020 City Commission Legislative Meeting

First Name*

Gladys

Last Name*

washington

Address*

manhattan

City*

Manhattan

State*

ks

Zip*

66502

Organization

Phone/email*

gladyswashington@protonmail.com

Select the Public Hearing Agenda Item you wish to provide public comment on*

Item A. Public Hearing{Vacate Public Utility Easement-Bluemont Center PUD

Public Comment pertaining to the item you have selected above on the Public Hearing Agenda *

I've worn a mask since you mandated them. My patience is growing thin. Community members and I will be attending a mask burning ceremony on September 7th. Our ancestors did not defeat the Brithish and Soldiers didn't fight in WW2 for this malarkey.

Attachment for Public Comment (Optional)

No file selected