

# 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 20, 2021**, in the Commission Room at City Hall, located at 118 W. Central Ave. in Ark City.

Mayor **Scott Rogers** 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 a death in the family.

City employees present at the meeting were City Manager **Randy Frazer**, City Attorney **Larry Schwartz**, Deputy City Clerk **Amanda Evinger**, Public Information Officer **Andrew Lawson**, Management Assistant **Mike Crandall**, Interim Fire Chief **Les Parks**, Interim Police Chief **Eric Burr**, Environmental Services Superintendent **Rod Philo**, Public Services Superintendent **Tony Tapia** and Building Official **Mike Bellis**.

Citizens in attendance or observing via GoToMeeting were **Audrianna Bruce**, **Michelle Bruce**, **Phillip Bruce**, **Michelle Calvert**, **Ken Harader**, **Gabriella Herrera**, **Dr. Mauricio Herrera**, **Paisley Howerton**, **Trevor McDowell**, **Eleana Messenger**, **Jason Messenger**, **Jodi Messenger**, **Aaron O'Donnell**, **Dawson O'Donnell**, **Sarah O'Donnell**, **Rebecca Ohlemacher**, **Harrison Taylor** and Cowley CourierTraveler reporter **John Shelman**.

Commissioner Oestmann offered the opening prayer. Mayor Rogers led the Pledge of Allegiance.

## Agenda Approval

At City Manager Frazer's request, Commissioner Oestmann made a motion to amend the agenda by adding the purchase of new SCBA Air-Paks for the Fire-EMS Department as **Item 5** under **New Business** and tabling the National Foster Care Month proclamation until the **May 4, 2021** meeting.

Mayor Rogers seconded the motion. A voice vote was unanimous in favor of the motion. Mayor Rogers declared the agenda **amended** as requested. Commissioner Welch then made a motion to approve the agenda as amended. Commissioner Gingher seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the agenda **approved** as amended.

## Awards and Proclamations

Mayor Rogers recognized and congratulated Cowley College sophomore **Trevor McDowell** for being selected as Ark City's Outstanding Student Award winner for **2019-20**. McDowell received a **\$1,000** scholarship. Mayor Rogers also recognized and congratulated Arkansas City High School senior **Gabriella Herrera** for being the first runner-up and receiving a **\$500** scholarship.

Mayor Rogers recognized and congratulated Cowley College sophomore **Audrianna Bruce** for being selected as Ark City's Outstanding Student Award winner for **2020-21**. Bruce received a **\$1,000** scholarship. Mayor Rogers also recognized and congratulated Arkansas City High School senior **Eleana Messenger** for being the first runner-up and receiving a **\$500** scholarship, as well as Arkansas City Middle School eighth-grader **Dawson O'Donnell**, who received a **\$250** scholarship.

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Mayor Rogers issued a proclamation that **April 22, 2021**, is **Earth Day** and **April 30, 2021**, is **Arbor Day** in Arkansas City. **Beautification and Tree Advisory Board** vice chair **Paisley Howerton** (*participating remotely*) received a copy of the proclamation on behalf of the Board.

## Consent Agenda

Commissioner Oestmann made a motion to approve the consent agenda, consisting of:

1. Approving the **April 6, 2021**, regular meeting minutes as amended.
2. Approving **Resolution No. 2021-04-3398**, relocating a public meeting of the Governing Body at **noon Friday, April 30, 2021**, from the city manager's office at City Hall, 118 W. Central Ave., to the conference room at the Water Treatment Facility, 400 W. Madison Ave.
3. Approving **Resolution No. 2021-04-3399**, authorizing the transfer of certain real estate located in **Lots 11, 12, 13, and 14, Block 154**, Arkansas City, Cowley County, more commonly known as **203 N. Seventh St.**, to Ralph and Sara McDonald.
4. Approving **Resolution No. 2021-04-3400**, authorizing the transfer of certain real estate being a tract of land situated in the **Southeast Quarter of Section 12, Township 34 South, Range 3 East of the 6<sup>th</sup> P.M.** in Goff Industrial Park, back to Ark City Industries.

Mayor Rogers seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the consent agenda **approved** as presented.

## Old Business

### Dangerous Structures Hearing Resolution No. 2021-04-3401

Deputy City Clerk Evinger presented for discussion a public hearing and a resolution declaring structures located at **212 N. Third St., 312 N. Third St., 318 North D St., 615 South A St., 818 North D St.,** and **1313 W. Oklahoma Ave.** as unsafe and dangerous, and directing that said structures be repaired, shored, or otherwise made safe, or, in the alternative, demolished.

Building Official Bellis showed pictures of each structure and offered his professional testimony.

Mayor Rogers opened a public hearing. No one from the public spoke. Mayor Rogers closed the public hearing. Bellis said only one of the property owners has any plans to improve the structure.

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

Mayor Rogers declared the motion approved and given **Resolution No. 2021-04-3401**.

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## New Business

### Dump Truck with Snow Plow Resolution No. 2021-04-3402

Deputy City Clerk Evinger presented for discussion a resolution authorizing the City to purchase a **2021 MV 607 International** single-axle dump truck with a 10-foot dump bed and snow plow from Summit Truck Group, of Wichita, for an amount not to exceed **\$116,426.00**.

Public Services Superintendent Tapia said the Street and Stormwater Division will use this vehicle.

Mayor Rogers made a motion to approve the resolution as presented. Commissioner Gingher seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-04-3402**.

### Single-Axle Flatbed Truck Resolution No. 2021-04-3403

Deputy City Clerk Evinger presented for discussion a resolution authorizing the City to purchase a **2020 M2106** single-axle flatbed chassis with body from Freightliner Truck Center Company, of Wichita, for an amount not to exceed **\$75,876.00**.

Public Services Superintendent Tapia said this vehicle will replace a 1993 Chevrolet Kodiak 2-ton pickup truck with numerous maintenance issues. It is used mainly during storm debris cleanup.

Commissioner Gingher made a motion to approve the resolution as presented. Commissioner Welch seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-04-3403**.

### North Pressure Zone Booster Resolution No. 2021-04-3404

Deputy City Clerk Evinger presented for discussion a resolution authorizing the City to enter into a contract with Wildcat Construction, of Wichita, to replace the **North Pressure Zone Booster Pump Station**, for an amount not to exceed **\$777,860.00**.

Environmental Services Superintendent Philo said the City received five bids for this project, with Wildcat submitting the lowest bid. This project is needed to support Creekstone Farms expansion.

Commissioner Oestmann made a motion to approve the resolution as presented. Commissioner Welch seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-04-3404**.

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### **New Military Grass Fire Truck** **Resolution No. 2021-04-3405**

Deputy City Clerk Evinger presented for discussion a resolution authorizing the City to purchase **one 6x6 military vehicle**, water tank, paint and miscellaneous equipment needed for the Arkansas City Fire-EMS Department to fight grass fires, for a cost not to exceed **\$55,000.00**.

Interim Fire Chief Parks said this vehicle will replace a 2019 Ford E450 grass fire truck with numerous maintenance issues that does not handle well in muddy conditions.

He said the closest location ACFD has found that has this type of vehicle is Midwest Military Equipment in Washington, Missouri. Once Midwest has this particular vehicle in stock, it sells rather quickly, he said; therefore, ACFD would like approval to proceed with the purchase of said vehicle when one becomes available. ACFD will inspect the vehicle before the purchase is finalized.

Commissioner Gingher made a motion to approve the resolution as presented. Commissioner Oestmann seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-04-3405**.

### **New ACFD SCBA Air-Paks** **Resolution No. 2021-04-3406**

Deputy City Clerk Evinger presented for discussion a resolution authorizing the City to purchase **new self-contained breathing apparatus (SCBA) Air-Paks**, harnesses, regulators, trackers, face pieces, hose and carbon cylinders needed for the Arkansas City Fire-EMS Department to fight fires.

Interim Fire Chief Parks said the current packs cannot be tested or serviced anymore and will need to be replaced. This is a life/safety issue for firefighters. ACFD needs to purchase 24 new packs.

Commissioner Oestmann asked how this purchase will be funded, since it was not included in the 2021 budget. City Manager Frazer said there are emergency funds and some items could be cut.

Commissioner Welch made a motion to approve the resolution as presented. Commissioner Gingher seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-04-3406**.

### **Conveyance of ILS 4 Property** **Resolution No. 2021-04-3407**

Deputy City Clerk Evinger presented for discussion a resolution authorizing the sale and conveyance of certain property in **Patterson Park Subdivision** to **ILS 4, LLC**.

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City Manager Frazer said the City, pursuant to **Ordinance No. 2014-11-4372**, previously issued **Taxable Industrial Revenue Bonds, Series 2014** in the original aggregate principal amount of **\$6,075,000** to finance the cost of acquiring, constructing and equipping a hotel facility (**Best Western Plus Patterson Park Inn**), such project having been leased to **ILS 4, LLC**, pursuant to a lease dated **December 3, 2014**, between the City and the tenant.

Now that the bonds have been paid off, Frazer said, the City needs to release title back to ILS 4 LLC.

Mayor Rogers made a motion to approve the resolution as presented. Commissioner Oestmann seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-04-3407**.

## City Manager Updates

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

- The monthly Cowley Indoor Market will move to its new location at the Burford Theatre for its first event of 2021 from **5 to 8 p.m. April 21**. These events generally will be held on the third Wednesday of each month at Burford Theatre Arts, located at 118 S. Summit St.
- On Earth Day, the City will have an “early Arbor Day” **tree planting at 4 p.m. April 22** in Lovie Watson Park, located at 614 W. Birch Ave., prior to the regular Beautification and Tree Advisory Board meeting. Commissioners are invited to come for a photo opportunity.
- The next City Commission study session will be at **noon April 23** at City Hall. Topics of discussion will include fleet management. There also will be a study session at **noon April 30** at the Water Treatment Facility to discuss the Housing Assessment Tool (HAT).
- Spring Cleanup Day is from **8 a.m. to noon April 24**, weather permitting. Volunteer groups will register with the City and be assigned to locations. 31<sup>st</sup> Century Techsupport will offer e-waste recycling services from **8 a.m. to noon** that day at Wilson Park.
- The Arkansas City Train Show will return to the Agri-Business Building from **9 a.m. to 4 p.m. April 24**. This event was not able to be held in 2020 due to the COVID-19 pandemic.
- Citywide Pickup Week is scheduled for **April 26-30**, coinciding with regular trash pickup.
- The City is scheduled to launch its new Municode-based website on or about **April 29**.
- The Cowley County Health & Safety Fair returns to Arkansas City from **9 a.m. to noon May 1** at the Agri-Business Building. This event also had to be canceled in 2020 due to COVID.
- Frazer passed out handouts for the **Soofa electronic sign program** the City is evaluating.

## Adjournment

Commissioner Oestmann made a motion to adjourn the meeting. Commissioner Welch seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the meeting adjourned at **6:27 p.m.**

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## THE CITY OF ARKANSAS CITY BOARD OF CITY COMMISSIONERS

\_\_\_\_\_  
Scott Rogers, Mayor

### ATTEST:

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Lesley Shook, City Clerk

### Prepared by:

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Andrew Lawson, Public Information Officer

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