



Tuesday, February 07, 2023

## Regular Meeting Minutes

118 W Central Ave, Arkansas City, KS

### Routine Business

1. Roll Call

**PRESENT**

Commissioner Kanyon Gingher  
Commissioner Charles Jennings  
Commissioner Scott Rogers  
Commissioner Jay Warren  
Mayor Diana Spielman

**ABSENT**

None

2. The opening Prayer and Pledge of Allegiance was led by Mayor Spielman

3. Additions or Deletions (**Voice Vote**)

- Addition - Mayor Spielman requested to add an Executive Session for the purpose of reviewing the performance of the city manager regarding personnel matters of non-elected personnel pursuant to K.S.A. 75-4319(b)(1) as #6 on the agenda.

*Motion made by Mayor Spielman, Seconded by Commissioner Gingher to approve the addition to the agenda.*

*Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion approved.*

4. Approval of the Agenda (**Voice Vote**)

*Motion made by Commissioner Warren, Seconded by Commissioner Gingher to approve the agenda as amended.*

*Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion approved.*

### Consent Agenda

Note: All matters listed below on the Consent Agenda are considered under one motion and enacted by one motion. There should be no separate discussion. If such discussion is desired, any item may be removed from the Consent Agenda and then considered separately under Section VI: New Business.

*Motion made by Commissioner Rogers, Seconded by Commissioner Warren to approve the consent agenda as presented.*

1. Approve the January 18, 2023, regular meeting minutes as written.

Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion approved.

## **New Business**

### **City Manager Department**

1. City Clerk Shook presented for consideration a Resolution authorizing an agreement with Environmental Systems Research Institute (Esri), to provide cloud based hosted GIS services, for three years, for an amount not to exceed \$46,500.00. Principle Planner White stated the City of Arkansas City has had a long-term relationship with Environmental Systems Research Institute (Esri). In 2020, staff discovered that advancing technology and security protocols had caused the existing solution of hosting our own GIS services on a local server to be inadequate. The current solution has all GIS services and data hosted by Esri and allows better performance of GIS and its accompanying web maps. Over the course of the past 3 years of the original agreement, maintenance issues with the GIS system have gone to nearly zero. This appears to be an excellent arrangement for the city. It also allows us to seamlessly share GIS data across departments.

*Motion made by Commissioner Warren, Seconded by Commissioner Rogers to approve the agreement with Environmental Systems Research Institute (Esri), to provide cloud based hosted GIS services, for three years, for an amount not to exceed \$46,500.00.*

*Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion approved and given **Resolution No. 2023-02-3524.***

2. City Clerk Shook presented for consideration a Resolution authorizing the Neighborhood Revitalization District rebate for a blighted area within the City of Arkansas City, so that is financially feasible to build a daycare center at 300 Goff Industrial Park Road. Principle Planner White stated The City has received notice that in order to fully develop the daycare center at 300 Goff Industrial Park Road, it will not be feasible to develop the center without the adjustment of the rebate. The current rebate is 75% of the first \$500,000 for 7 years. If approved, upon application by the property owner and in compliance with the Neighborhood Revitalization Plan, a rebate will be provided of 90% of the increase in value for 10 years with no cap for the property at 300 Goff Industrial Park Road. Alex Munoz, HR Manager at Creekstone, addressed the commission and was available for questions. City resident at 426 N. C Street, addressed the commission in support of this item.

*Motion made by Commissioner Warren, Seconded by Commissioner Gingher to approve the Neighborhood Revitalization District rebate for a blighted area within the City of Arkansas City, so that is financially feasible to build a daycare center at 300 Goff Industrial Park Road.*

*Voting Yea: Commissioner Gingher, Commissioner Rogers, Commissioner Warren, Mayor Spielman.*

*Voting Nay: Commissioner Jennings. Mayor Spielman declared the motion approved and given **Resolution No. 2023-02-3525.***

3. City Clerk Shook presented for consideration a Resolution certifying legal authority to apply for the 2023 Moderate Income Housing – ARPA Grant Program from Kansas Housing and authorizing the mayor to sign and submit such an application and approving the certificate of compliance to comply with State and Federal requirements. City Manager Frazer stated this particular grant is a downpayment assistance grant and funds for street and utilities.

*Motion made by Commissioner Rogers, Seconded by Commissioner Jennings to approve the Resolution certifying legal authority to apply for the 2023 Moderate Income Housing – ARPA Grant Program from Kansas Housing and authorizing the mayor to sign and submit such an application.*

*Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion approved and given **Resolution No. 2023-02-3526**.*

4. City Manager Frazer reminders and updates.

- February 14 contractor walk through for the CDBG Housing grant renovation program. Bids received will be opened on February 23, with the recommended bids being submitted to the commission for approval on March 7.
- More opiate dollars have been received in the amount of \$26,800. More dollars to come in the future.
- The joint venture will be at the commission meeting February 21, to discuss the Wastewater Treatment plant and where the city is at with the project and budget.
- The alley/sewer project – Kansas Gas Service has to replace the gas line since it is too shallow to allow for the new base.
- Update on the school traffic study - still on list, hoping maybe late February to the point it can to KDOT
- A CDBG monitoring visit audit is scheduled for February 23 for the north summit project.
- Rate reviews – still in progress. Currently forecasting changes are being made in the sanitation and stormwater.

Fire/EMS Department

1. City Clerk Shook presented for consideration a Resolution authorizing the City of Arkansas City to enter into a Memorandum of Understanding (MOU) with the City of Blackwell, Oklahoma Fire Department, City of Newkirk, Oklahoma Fire Department, Kildare, Oklahoma Fire Department, and River Road, Oklahoma Fire Department to provide mutual aid to each other in an event of an emergency within each other's range of resource capabilities including fire and EMS apparatus, equipment, and manpower, as requested and available.

Fire Chief Ledeker stated it is standard practice to request resources from outside entities to help in emergency response and mitigation. It is common to have mutual aid agreements in place with neighboring Fire and EMS departments. Having a mutual aid agreements Department allows both entities to cross jurisdictional boundaries to provide necessary apparatus, equipment, and personnel when a local emergency exceed local resources.

*Motion made by Commissioner Warren, Seconded by Commissioner Gingher to approve the Resolutions authorizing the City of Arkansas City to enter into a Memorandum of Understanding (MOU) with*

- City of Blackwell, Oklahoma Fire Department - Resolution No. 2023-02-3527
- City of Newkirk, Oklahoma Fire Department - Resolution No. 2023-02-3528
- Kildare, Oklahoma Fire Department - Resolution No. 2023-02-3529
- River Road, Oklahoma Fire Department - Resolution No. 2023-02-3530

*to provide mutual aid to each other in an event of an emergency within each other's range of resource capabilities including fire and EMS apparatus, equipment, and manpower, as requested and available.*

*Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion approved and given **Resolution 2023-02-3527, Resolution 2023-02-3528, Resolution 2023-02-3529, and Resolution 2023-02-3530**.*

## Police Department

1. Progress report for special use vehicles on city streets. Chief Burr stated he has reached out to Ellenwood, KS who is currently running a similar program. He stated his first and foremost concern is safety. Once he gathers and reviews the requested documentation, he will bring before the commission for review.

Chief Burr gave a brief update from the Attorney General's Office regarding the spending of the Opiate Funds. He is preparing a plan on how to use the funds that affect drug abuse in our community in a positive way.

## **Executive Session**

Motion Made by Commissioner Gingher, Seconded by Commissioner Warren to recess into Executive Session for the purpose of reviewing the performance of the city manager regarding personnel matters of non-elected personnel pursuant to K.S.A. 75-4319(b)(1) to include the City Attorney. The open meeting will resume in the commission chambers 6:40 p.m.

The Governing Body returned into open session at 6:40 p.m.

Motion Made by Mayor Speilman, Seconded by Commissioner Warren to extend the executive session for 20 minutes to include the City Attorney. The open meeting will resume in the commission chambers at 7:03 p.m.

The Governing Body returned into open session at 7:03 p.m.

Motion Made by Commissioner Rogers, Seconded by Commissioner Jennings to extent the executive session for 10 minutes to include the City Attorney. The open meeting will resume in the commission chambers at 7:16 p.m.

The Governing Body returned into open session at 7:16 p.m.

Motion Made by Commissioner Warren, Seconded by Commissioner Rogers to extend the executive session for 15 minutes to include the City Attorney. The open meeting will resume in the commission chambers at 7:32 p.m.

The Governing Body returned into open session at 7:32 p.m.

Motion Made by Commissioner Rogers, Seconded by Commissioner Jennings extend executive session for 10 minutes to include the City Manager with no action to follow. The open meeting will resume in the commission chambers at 7:42 p.m.

The Governing Body returned into open session at 7:42 p.m.

## **Adjournment**

Motion made by Commissioner Jennings, Seconded by Commissioner Rogers to adjourn the meeting

Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the meeting adjourned.

THE CITY OF ARKANSAS CITY  
BOARD OF CITY COMMISSIONERS

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Diana L. Spielman, Mayor

**ATTEST:**

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Lesley Shook, City Clerk

**Prepared by:**

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Lesley Shook, City Clerk

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