



Routine Business

1. Roll Call

PRESENT

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

ABSENT

None

Also present from staff: City Attorney Larry Schwartz, City Manager Randy Frazer, City Clerk Tiffany Parsons, Communications Director Shana Adkisson, Detective Lieutenant Jason Legleiter, Environmental Services Distribution & Collection Maintenance Worker I Colter Pickett, Master Police Officer Madison Pickett, Police Captain Jim Holloway, and Police Chief Eric Burr.

2. Opening Prayer led by Commissioner Jay Warren and Pledge of Allegiance led by Mayor Spielman.
3. There were no additions or deletions to the agenda.
4. Approval of the agenda.

Motion made by Commissioner Rogers, Seconded by Commissioner Gingher to approve the agenda as written.

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

Recognition of Visitors/Staff

1. Recognize Officer Madison Pickett for her recent promotion to the rank of Master Police Officer as honored by Police Captain Holloway and the Police Department.

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.

1. Approve the September 19, 2023, regular meeting minutes as written.
2. Ratify Mayor Diana Spielman's appointment of Robin Henderson to the Northwest Community Center Board.

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

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

Old Business

1. City Clerk Parsons offered a second reading of Resolution authorizing the City of Arkansas City to transfer the current fund balance in the Legacy Foundation, from the Friends of Wilson Park fund to the Ark City Pickleball fund.

City Manager Frazer provided that he and staff followed up on the request from the commission at the last meeting to investigate separating two different funds. Sam Oglesby with the pickleball group advised that they are trying to raise funds for the courts and want to do the right thing for the park, being open to sharing funds with Docking Gardens and for the overall beautification of the park.

Initially, Commissioner Rogers moved, seconded by Commissioner Jennings to approve a resolution authorizing the City of Arkansas City to transfer \$1,500 in the Legacy Foundation, from the Friends of Wilson Park fund to the Ark City Beautification Foundation fund. After further discussion, Commissioner Rogers retracted his motion and Commissioner Jennings withdrew his second.

Commissioner Rogers moved, seconded by Commissioner Jennings, to authorize the City of Arkansas City to transfer \$13,358.32 the Legacy Foundation from the Friends of Wilson Park fund to the Ark City Pickleball fund.

*Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion carried and given **Resolution 2023-10-3575**.*

New Business

City Attorney Department

1. City Clerk Parsons presented for consideration a Resolution authorizing the City of Arkansas City to approve a temporary extension of licensed premise at The Sandbar, to allow a Parklet Hospitality Area on public property, located at 408 S. Summit St.

Parsons said that she has been working with The Sandbar Owner Brandi Webb, and this request is for an extension of the licensed premises allowing guests to sit outside and be served in a designated fenced area of the business storefront parking lot. The governing body's approval by resolution is a requirement of the state application process for the temporary extension of premise license. The resolution was revised to reflect the four (4) feet from roadway suggestion from work session.

Motion made by Commissioner Rogers, seconded by Commissioner Warren to approve a Resolution authorizing the City of Arkansas City to approve a temporary extension of licensed premise at The Sandbar, to allow a Parklet Hospitality Area on public property, located at 408 S. Summit St.

Webb questioned the commission on amending the parking spaces from 3 to 4 parking spaces as discussed at work session.

Commissioner Roger moved to add an amendment to his original motion to allow four parking spaces, Commission Warren seconded. Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman.

*Mayor Spielman entertained a vote on the main motion with amendments. Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion carried and given **Resolution 2023-10-3576**.*

City Manager Department

1. City Clerk Parsons posed a motion approving a bid for the purchase of Taxable General Obligation Bonds, Series 2023.

City Manager Frazer introduced Ranson Financial Municipal Advisor Larry Kleeman, who received three bids this morning, pursuant of the Notice of Bond Sale, dated November 2, 2023. Kleeman explained their recommended bid before the commission. The commission reviewed and considered the bids and determined Central States Capital Markets LLC., of Prairie Village, Kansas, was the best bid for the Taxable General Obligation Bonds, Series 2023.

Commissioner Warren moved to approve the item as written, the motion was then amended to identify the bidder and seconded by Commissioner Rogers with the final motion amended to reflect, approve a bid from Central States Capital Markets LLC for the purchase of Taxable General Obligation Bonds, Series 2023.

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

2. An Ordinance authorizing and providing for the issuance of Taxable General Obligation Bonds, Series 2023, of the City of Arkansas City, Kansas.

Commissioner Rogers moved to authorize the Ordinance providing for the issuance of Taxable General Obligation Bonds, Series 2023; motion seconded by Commissioner Jennings.

*Roll Call Voting Yea: Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Roll Call Voting Nay: Commissioner Gingher. Mayor Spielman declared the motion approved, given **Ordinance No. 2023-10-4595**.*

3. City Clerk Parsons presented a Resolution authorizing and directing the sale and delivery of Taxable General Obligation Bonds, Series 2023, to the City of Arkansas City, Kansas.

Commissioner Rogers moved, seconded by Commissioner Jennings, to approve the item as written.

*Voting Yea: Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Voting Nay: Commissioner Gingher. Mayor Spielman declared the motion approved, given **Resolution 2023-10-3577**.*

Fire/EMS Department

1. City Clerk Parsons recited a Resolution authorizing the City of Arkansas City to purchase a 2026 E450 Ford Ambulance from Emergency Medical Services Supply/Osage Ambulances of Jefferson City, MO, for an amount not to exceed \$321,033.61.

EMS Director Jeri Wheatly presented details for the request before the commission, noting that ambulances are on a two-year build schedule. Staff intends to sell the current 2014 ambulance.

Commissioner Gingher moved, seconded by Commissioner Warren, to approve the item as written.

*Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion carried, given **Resolution No. 2023-10-3578**.*

2. City Clerk Parsons presented a Resolution authorizing the City of Arkansas City to execute a professional services agreement with Dr. Patrick T. Blachford as Medical Director increasing his salary by five percent, repealing all previous contracts.

EMS Director Jeri Wheatly elaborated on the reasons for this request.

Commissioner Warren moved, seconded by Commissioner Jennings, to approve the item as written.

*Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion carried, given **Resolution No. 2023-10-3579**.*

Police Department

7. City Clerk Parsons offered to an Ordinance amending Chapter 2, Article IV of the City of Arkansas City Municipal Code, modifying Section 2-279 to incorporate financial responsibility to the provisions for a chief of police as required by ~~national~~ state accreditation standards, and repealing Ordinance 2021-09-4539.

Police Chief Burr noted a change in the item to be a state accreditation standard. This amendment to the ordinance is a role the police chief has always been doing. Explicitly stating this change in the ordinance will allow the police department to meet the specific state accreditation standards annually with ease as they continue through the accreditation process.

Commissioner Rogers moved to authorize an Ordinance amending Chapter 2, Article IV of the City of Arkansas City Municipal Code, modifying Section 2-279 to incorporate financial responsibility to the provisions for a chief of police as required by state accreditation standards, and repealing Ordinance 2021-09-4539; seconded by Commissioner Gingher.

*Roll Call Voting Yea: Commissioner Gingher, Commissioner Jennings, Commissioner Rogers, Commissioner Warren, Mayor Spielman. Mayor Spielman declared the motion carried, given **Ordinance No. 2023-10-4596**.*

Items for Discussion by City Commissioners

1. Proposal for property development growth from Jim Sybrant.

Mayor Spielman spoke of the commission being approached by more than one developer about this property, reiterating that they would not be a vote this evening. Sybrant was not in attendance to discuss with the commission his intent to develop. Further study will need to be done and more information needed before moving forward in the process.

Commissioner Gingher spoke of the stop light at B Street and Madison Ave. Citizens have inquired about removing the stop light and school signs since the school is no longer there. School signs are there because they still do pick-up and drop offs there. Some are interested in knowing if we can take out the stop lights at B and Madison. The Traffic Safety Committee will discuss and report back to the commission.

Mayor Spielman inquired about water leaks on Filmore and Madison.

Commissioner Jennings spoke of a citizen who came into work session Friday in apparent medical distress. Jennings formally commended Finance Director/Treasure Jennifer Waggoner and EMS Director Jeri Wheatly for readiness to provide both medical attention and address the citizens anxiety.

Comments from the Audience for Items not on the Agenda

The public will be allowed to speak on issues or items that are not scheduled for discussion on the agenda. Individuals should address all comments and questions to the Commission. Comments should be limited to issues and items relevant to the business of the Governing Body. The Commission will not discuss or debate these items, nor will the Commission make decisions on items presented during this time. Each person will be limited to three (3) minutes.

Jerry Straylee inquired about the master plan for the expansion of Wilson Park that was presented about nine years ago. Straylee would like to see it be put in place. Commissioner Rogers noted that this is still part of the

discussion of the land as Mayor Spielman previously addressed, further acknowledging that the master plan is still a vision and considerable option.

Municipal Judge NM Iverson spoke of his appreciation for City Manager Frazer. Of the six city managers Iverson has worked with over the last 33 years upon being hired by Kirk Freeland, Frazer has given Judge Iverson and the Municipal Court the upmost respect, further noting “that it has been a joy to work for Randy Frazer”.

City Manager Reminders and Updates

1. City Manager Frazer provided the commissioner with the following:
 - List of block parties participating in tonight’s National Night Out Event provided to the commission
 - Joe B. Avery Community Spirit Award October 24th
 - Passenger Rail zoom meeting November 8th
 - 2023 Local Elected Officials Reception in Wichita at Botanica Lotus Hall, November 4th from 5:30 pm – 7:00 pm as part of the REAP group. Local South Central Kansas Elected Officials to be honored.
 - Contract from company purchasing property near the East Mill at the next meeting
 - M Street Homes LLC (Alfredo Sympayo) Resolution of Support for the Sleeth Addition tax housing credit they are working on will be on the next agenda
 - MIH Housing Program releasing revolving land for Kansas housing - another position for developers helps housing projects in future
 - Travel Center has completed civil drawings for utilities winding up the mechanical, plumbing, and electrical engineering plans. They will be ready to pull permits soon.
 - Evergy rate increase on LED streetlights seeing a 2.8 percent increase vs. 11.8 increase, allowing the city to reduce the amount of increase on streetlights moving forward

Executive Session

1. Recess into executive session to discuss the prior acquisition of real estate, pursuant to K.S.A. 75-4319(b)(6), for the preliminary discussion of the acquisition of real property.

Commissioner Jennings moved to enter into executive session, pursuant to K.S.A. 75-4319(b)(1) personnel matters of non-elected personnel, to discuss the City Manager's contact, for 30 minutes to include the City Attorney. Commissioner Warren seconded the motion.

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

Commission meeting resumed at 7:09 p.m.

Commissioner Jennings made a motion, seconded by Commissioner Warren, to express our (Governing Body's) intent to enter into a contract renewal for two (2) years with the city manager for his professional services, contingent upon successful negotiation of the details between the governing body, city manager and the guidance of the city attorney.

Commissioner Jennings spoke to the foundation for his motion, further commended City Manager Frazer for bringing staff together making swift and tactful assessments to correct the city budget after the governing body opposed exceeding the RNR.

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

Adjournment

Motion made by Commissioner Jennings, Seconded by Commissioner Rogers to adjourn the meeting. The meeting was adjourned unanimously.

(Seal)

**THE CITY OF ARKANSAS CITY
BOARD OF CITY COMMISSIONERS**

ATTEST:

Diana L. Spielman, Mayor

Tiffany Parsons, City Clerk

Prepared by:

Tiffany Parsons, City Clerk

DRAFT