

MINUTES
SPECIAL CITY COMMISSION MEETING
TUESDAY, APRIL 24, 2012
7:00 P.M.

The Special Meeting of the City Commission was held at 7:00 p.m. in the City Commission Room. Mayor James E. Sherow and Commissioners Loren J. Pepperd, John Matta, Wynn Butler, and Richard B. Jankovich were present. Also present were the City Manager Ron R. Fehr, Assistant City Manager Jason Hilgers, Assistant City Manager Lauren Palmer, City Attorney Bill Frost, City Clerk Gary S. Fees, 13 staff, and approximately 80 interested citizens.

PLEDGE OF ALLEGIANCE

Mayor Sherow led the Commission in the Pledge of Allegiance.

PROCLAMATIONS

Mayor Sherow proclaimed April 27, 2012, **Arbor Day**. J. David Mattox, Forestry Supervisor, was present to receive the proclamation.

Mayor Sherow proclaimed April 29 – May 5, 2012, **Municipal Clerks Week**. Gary S. Fees, City Clerk/Communications Manager, and Brenda Wolf, Assistant City Clerk, were present to receive the proclamation.

Mayor Sherow proclaimed May 2012, **Manhattan Bike Month**. Brian Hardeman, Chair, Bicycle Advisory Committee; Toby Murray, Flint Hills Bike Club; and Dave Colburn, Bicycle Advisory Committee member, were present to receive the proclamation.

COMMISSIONER COMMENTS

Commissioner Jankovich extended his appreciation to Bob Workman, Director, Flint Hills Discovery Center, and City Staff for the successful grand opening of the Flint Hills Discovery Center and dedication of the Blue Earth Plaza. He also congratulated Peter VanKuren, Airport Director, for his ongoing efforts at the Manhattan Regional Airport. He stated that he continues to receive calls from other communities wanting to garner similar success that the Manhattan Regional Airport has experienced with American Airlines/American Eagle.

COMMISSIONER COMMENTS (*CONTINUED*)

Commissioner Pepperd informed the community of upcoming events associated with Arbor Day and activities with the March of Dimes.

Mayor Sherow stated that the opening of the Flint Hills Discovery Center and memberships received to-date have exceeded all expectations.

MINUTES

Commissioner Jankovich moved to approve the minutes of the Regular City Commission Meeting held Tuesday, April 3, 2012. Commissioner Butler seconded the motion. On a roll call vote, motion carried 5-0.

RE-ORGANIZATION

Mayor Sherow provided highlights and significant achievements during his term in office. He thanked his spouse, Bonnie, for her support and expressed appreciation to those individuals and agencies that he worked with during the past year as Mayor. He also expressed his appreciation to those community individuals and members of City Staff that he recognized as part of his Community Service Awards initiative.

Gary S. Fees, City Clerk, called for the nomination of the new Mayor.

Commissioner Matta moved that Commissioner Pepperd be appointed to serve as Mayor until the second legislative meeting in April 2013. Commissioner Butler seconded the motion. On vote, motion carried 5-0.

Newly elected Mayor Pepperd called for the nomination of the new Mayor Pro-Tem. Commissioner Butler moved that Commissioner Matta be appointed to serve as Mayor Pro-Tem until the second legislative meeting in April 2013. Commissioner Jankovich seconded the motion. On vote, motion carried 5-0.

Newly elected Mayor Pepperd and City Manager Ron Fehr recognized outgoing Mayor Sherow and presented him with a plaque and a framed photo commemorating his term and service as Mayor of the City of Manhattan.

Mayor Pepperd recognized members of his family and friends in attendance. He expressed appreciation to City Staff and recognized former Mayor's James Sherow, Bruce Snead, and Bob Strawn for their leadership and public service. He then presented the Commission and community with his vision and priorities for the upcoming year as his term as Mayor.

At 7:35 p.m., the City Commission took a brief recess.

CONSENT AGENDA
(* denotes those items discussed)

CLAIMS REGISTER NO. 2700

The Commission approved Claims Register No. 2700 authorizing and approving the payment of claims from March 28, 2012, to April 17, 2012, in the amount of \$4,897,395.65.

FINAL PLAT – GRAND MERE VILLAGE, UNIT TWO

The Commission accepted the easements and rights-of-way, as shown on the Final Plat of Grand Mere Village, Unit Two, Commercial Planned Unit Development, generally located northwest of the intersection of Kimball Avenue and Vanesta Drive, and south of Vanesta Place, based on conformance with the Manhattan Urban Area Subdivision Regulations.

FINAL PLAT – GRAND MERE VANESTA, UNIT FOUR

The Commission accepted the easements and rights-of-way, as shown on the Final Plat of Grand Mere Vanesta, Unit Four, generally located west of Vanesta Circle and north of Kauffman Drive, based on conformance with the Manhattan Urban Area Subdivision Regulations.

**ORDINANCE NO. 6946 – REDUCE SPEED LIMIT – MORO STREET
(11TH STREET TO 4TH STREET)**

The Commission approved Ordinance No. 6946 establishing the speed limit of 20 mph on Moro Street between 11th Street and 4th Street.

* **ORDINANCE NO. 6947 – VACATE PORTION OF RIGHT-OF-WAY – 9TH
STREET**

Ron Fehr, City Manager, responded to questions from the Commission and provided additional information on the item.

The Commission approved Ordinance No. 6947 vacating a portion of 9th Street right-of-way adjacent to 625 South 10th Street, and retaining a 15-foot-wide utility easement.

RESOLUTION NO. 042412-A – POLICY - SPONSORSHIPS

The Commission approved Resolution No. 042412-A regarding policy for sponsorships.

CONSENT AGENDA (CONTINUED)

RESOLUTION NO. 042412-B – SET BOND SALE DATE – GENERAL OBLIGATION BONDS (SERIES 2012-A)

The Commission approved Resolution No. 042412-B setting May 15, 2012, as the date to sell \$1,465,000.00 in general obligation bonds (Series 2012-A) for the following projects: *Grande Bluffs at Mill Pointe, Unit One – Sanitary Sewer (SS1008), Street (ST1008), and Water (WA1007); Lee Mill Heights Addition, Unit Four, Phase Two – Sanitary Sewer (SS1009), Street (ST1012), and Water (WA1008); Fire Station #3 (FRX75P); and Fire Station #5 (FR775P).*

FIRST READING - BOND SALE - GENERAL OBLIGATION BONDS (SERIES 2012-A)

The Commission approved first reading of an ordinance issuing \$1,465,000.00 in general obligation bonds (Series 2012-A) for the following projects: *Grande Bluffs at Mill Pointe, Unit One – Sanitary Sewer (SS1008), Street (ST1008), and Water (WA1007); Lee Mill Heights Addition, Unit Four, Phase Two – Sanitary Sewer (SS1009), Street (ST1012), and Water (WA1008); Fire Station #3 (FRX75P); and Fire Station #5 (FR775P).*

* **AWARD CONTRACT – TECUMSEH ROAD-QUIVERA DRIVE (CIP #SW801P) - HARTFORD ROAD (CIP #SW001P), PHASE I – STORM SEWER IMPROVEMENTS (SM0813)**

Fred Fox, 1531 University Drive, expressed concerns with the construction plans and the number of mature trees that may be damaged. He requested that the trees outside the construction limits be carefully preserved and to identify the least destructive path.

The Commission accepted the Engineer's Opinion of Probable Cost in the amount of \$2,163,596.05; awarded a construction contract in the amount of \$1,704,724.30 to Middlecreek Construction, Inc., of Peabody, Kansas; and authorized the Mayor and City Clerk to execute the contract with Middlecreek Construction, Inc., of Peabody, Kansas, for the Tecumseh Road-Quivera Drive and Hartford Road Storm Sewer, Phase I, Improvements (SM0813).

FIRST READING – GENERAL OBLIGATION BONDS - TECUMSEH ROAD-QUIVERA DRIVE (CIP #SW801P) - HARTFORD ROAD (CIP #SW001P), PHASE I – STORM SEWER IMPROVEMENTS (SM0813)

The Commission approved first reading of a Bond Ordinance issuing \$2,535,000.00 for the Tecumseh Road-Quivera Drive and Hartford Road Storm Sewer, Phase I, Improvements (SM0813).

CONSENT AGENDA (CONTINUED)

AWARD CONTRACT – WASTEWATER TREATMENT PLANT ACCESS ROAD RE-ALIGNMENT (ST0912)

The Commission accepted the Engineer's Opinion of Probable Cost in the amount of \$535,318.00; awarded a construction contract in the amount of \$242,688.74 to Ebert Construction Company, Inc., of Wamego, Kansas; and authorized the Mayor and City Clerk to execute the contract with Ebert Construction Company, Inc., of Wamego, Kansas, for the Wastewater Treatment Plant Access Road Re-Alignment (ST0912).

* **TASK ORDER NO. 1 – DESIGN – AIRPORT PARKING LOT EXPANSION (AP1201)**

The Commission authorized the Mayor and City Clerk to execute Task Order No. 1 in the amount of \$262,023.00 with Mead & Hunt, Inc., of Madison, Wisconsin, for the design of the parking lot expansion at the Manhattan Regional Airport (AP1201).

* **PURCHASE – SUNSET ZOO EDUCATION BUILDING – FURNITURE, FIXTURES, AND EQUIPMENT**

The Commission authorized purchase of furniture, fixtures, and equipment (FF&E) for the Sunset Zoo Education Building in the amount of \$136,104.92 from BA Designs, of Topeka, Kansas, and purchase of remaining miscellaneous owner-supplied FF&E items in an amount not to exceed \$108,600.00.

* **SUBMIT KDOT APPLICATIONS – GEOMETRIC IMPROVEMENT PROGRAM, KLINK RESURFACING PROGRAM, AND FEDERAL AID SAFETY PROGRAM**

Ron Fehr, City Manager, responded to questions from the Commission and provided clarification on the Geometric Improvement Program.

The Commission authorized City Administration to complete and submit to the Kansas Department of Transportation the necessary application forms for the Geometric Improvement Program (*K-18 eastbound ramp and K-113 intersection*), "KLINK" Resurfacing Program (*K-18, from Wildcat Creek Bridge to K-113 Interchange*), and Federal Aid Safety Program (*Richards Drive and K-18 Intersection, Poliska Lane and K-18 Intersection, and K-113 and Kimball Avenue – Interchange*) for the fiscal years 2014 and 2015.

PURCHASE – 2012 TRAILER MOUNTED SEWER JET (CIP #WW003E)

The Commission authorized City Administration to purchase a 2012 trailer-mounted sewer jet (Unit 537) from Key Equipment and Supply Company, of Kansas City, Kansas, in the amount of \$48,930.00, to be paid from the Wastewater Fund.

CONSENT AGENDA (CONTINUED)

After discussion, Commissioner Sherow moved to approve the consent agenda, as read. Commissioner Jankovich seconded the motion. On a roll call vote, motion carried 5-0, with the exception of Item D, ORDINANCE NO. 6946 – REDUCE SPEED LIMIT – MORO STREET (11TH STREET TO 4TH STREET), which carried 4-1, with Commissioner Matta voting against the item.

GENERAL AGENDA

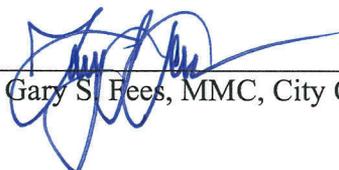
CONTRACT AND ENGINEERING SERVICES AGREEMENT - NORTH END POCKET PARKS AND STREETScape (SP1101)

Jason Hilgers, Assistant City Manager, presented the item. He then responded to questions from the Commission and provided clarification on the results of the bid and amount of the project.

After discussion, Commissioner Jankovich moved to authorize City Administration to finalize and the Mayor and City Clerk to execute a contract in the amount of \$398,500.00 with Schultz Construction, of Manhattan, Kansas, for the North Pocket Parks and Streetscape (SP1101), and execute an agreement in the amount of \$31,510.00 with Alfred Benesch & Company, of Manhattan, Kansas, for engineering services. Commissioner Sherow seconded the motion. On a roll call vote, motion carried 5-0.

ADJOURNMENT

At 8:05 p.m., the Commission adjourned.



Gary S. Fees, MMC, City Clerk