

MINUTES
CITY COMMISSION MEETING
TUESDAY, SEPTEMBER 18, 2012
7:00 P.M.

The Regular Meeting of the City Commission was held at 7:00 p.m. in the City Commission Room. Mayor Loren J. Pepperd and Commissioners Wynn Butler, Richard B. Jankovich, and James E. Sherow were present. Also present were the City Manager Ron R. Fehr, Assistant City Manager Jason Hilgers, City Attorney Katharine Jackson, City Clerk Gary S. Fees, 7 staff, and approximately 28 interested citizens.

PLEDGE OF ALLEGIANCE

Mayor Pepperd led the Commission in the Pledge of Allegiance.

COMMISSIONER COMMENTS

Mayor Pepperd informed the community that he attended the Manhattan Area Chamber of Commerce monthly Board of Directors meeting earlier in the day and representatives from the City of Manhattan and Riley County presented the Riley County Half-Cent Sales Tax Renewal item. The Board also received an update on the Manhattan Regional Airport terminal design project.

CONSENT AGENDA

(* denotes those items discussed)

MINUTES

The Commission approved the minutes of the Regular City Commission Meeting held Tuesday, September 4, 2012, and the Special City Commission Meeting held on Tuesday, September 11, 2012.

CLAIMS REGISTER NO. 2710

The Commission approved Claims Register No. 2710 authorizing and approving the payment of claims from August 29, 2012, to September 11, 2012, in the amount of \$3,811,035.56.

CONSENT AGENDA (CONTINUED)

* **FIRST READING – ADOPT – 2012 EDITION, STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES**

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

Doug Messer, 3600 South 24th Street, U.S.D. 383 Transportation Services, provided additional information and voiced concerns on the illegal passing of school buses. He stressed the importance to have fines consistent for both the city and county. He then responded to questions from the Commission.

The Commission approved first reading of an ordinance incorporating by reference the Standard Traffic Ordinance for Kansas Cities, 2012 Edition.

PUBLIC HEARING – VACATE EASEMENT – LOTS 86-94, LEE MILL HEIGHTS, UNIT 4, PHASE II

Mayor Pepperd opened the public hearing.

Hearing no comments, Mayor Pepperd closed the public hearing.

FIRST READING – VACATE EASEMENT – LOTS 86-94, LEE MILL HEIGHTS, UNIT 4, PHASE II

The Commission approved the first reading of an ordinance vacating portions of a utility and drainage easement on Lots 86 through 94 in Lee Mill Heights, Unit 4, Phase II, an addition to the City of Manhattan.

RESOLUTION NO. 091812-A – SET FEES – PARKS AND RECREATION PROGRAMS AND FACILITY RENTALS

The Commission approved Resolution No. 091812-A setting fees for Parks and Recreation programs and facility rentals.

AWARD CONTRACT – INSURANCE BROKER

The Commission accepted the Selection Committee's recommendation and authorized City Administration to finalize and the Mayor and City Clerk to execute an "Agent-of-Record" agreement in the amount of \$24,000.00 annually, with the agency of Arthur J. Gallagher, of Kansas City, Missouri, beginning January 1, 2013, renewable for a period of up to five years through 2017.

* **AWARD CONTRACT – DEMOLITION – OLD TRAFFIC SHOP (SP1208)**

Commissioner Jankovich announced that he had a conflict of interest with the award of the contract and would be abstaining on the item.

CONSENT AGENDA (*CONTINUED*)

* **AWARD CONTRACT – DEMOLITION – OLD TRAFFIC SHOP (SP1208)**
(*CONTINUED*)

Ron Fehr, City Manager, responded to questions from the Commission regarding insurance proceeds and future plans for the site.

The Commission awarded a contract in the amount of \$29,400.00 to Bayer Construction, Inc., of Manhattan, Kansas, and authorized the Mayor and City Clerk to execute the contract for the demolition of the old Traffic shop (SP1208).

BOARD APPOINTMENTS

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

Bicycle Advisory Board

Re-appointment of Brian Hardeman, 1822 Laramie Street, to a three-year Business term. Mr. Hardeman's term will begin November 1, 2012, and will expire October 31, 2015.

Appointment of Patrick McLaughlin, 2125 Buckingham Avenue Apt. 10, to a three-year At-Large term. Mr. McLaughlin's term will begin November 1, 2012, and will expire October 31, 2015.

Appointment of Dave Schafer, 2104 Fox Meadows, to a three-year At-Large term. Mr. Schafer's term will begin November 1, 2012, and will expire October 31, 2015.

Douglass Center Advisory Board

Appointment of Deanene Hightower, 919 Connecticut Avenue, to a three-year At-Large term. Ms. Hightower's term will begin October 3, 2012, and will expire October 2, 2015.

* **CHANGE ORDER NO. 1 – STREET MAINTENANCE CONCRETE PANEL REPLACEMENT, CANDLEWOOD AREA (ST1204)**

Ron Fehr, City Manager, responded to questions from the Commission and provided additional information on the concrete panel replacement projects and additional streets in need of repairs.

The Commission approved Change Order No. 1 for the Street Maintenance Concrete Panel Replacement – Candlewood area project (ST1204) resulting in a net increase in the amount of \$120,000.00 (+52.5%) to the contract with Pavers, Inc., of Salina, Kansas.

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 4-0, with the exception of Item G - AWARD CONTRACT – DEMOLITION – OLD TRAFFIC SHOP (SP1208), which carried, 3-0-1, with Commissioner Jankovich abstaining on the item.

GENERAL AGENDA

FIRST READINGS - NO PARKING - PORTIONS OF THE 2000 BLOCK AND 2100 BLOCK OF COLLEGE HEIGHTS ROAD - AND - MULTI-WAY STOP - COLLEGE HEIGHTS ROAD AND COLLEGE AVENUE

Commissioner Sherow moved to remove the item from the table. Commissioner Jankovich seconded the motion. On a roll call vote, motion carried 4-0.

Peter Clark, Civil Design Engineer, presented an overview of the item. He then provided feedback received from the neighborhood residents, presented an overview of the average daily traffic and 85th percentile speeds on the College Heights Corridor, and highlighted the proposed ordinances being recommended. He then responded to questions from the Commission.

Barbara Withee, 748 Elling Drive, informed the Commission that that the corridor has been dangerous for years and has become extremely dangerous. She expressed difficult driving conditions in the winter time, parking congestion concerns, and hoped for an affirmative vote on the item.

Kent Stewart, 2062 College Heights Road, stated that the proposed ordinance is a mistake and provided multiple reasons not to approve the ordinance. He informed the Commission that eliminating parking is not the answer and that it would encourage speeding on College Heights Road. He requested that the item be tabled again to allow further discussion between citizens and City staff and to evaluate the feasibility of a 25 miles per hour speed limit.

Brian Spooner, 2013 College Heights Road, spoke in support of the presentation and stated that he would like to see the traffic speeds reduced. He stated that this action is a move in a safer direction, providing additional safety for everyone.

Dave MacFarland, 2030 Hunting Avenue, expressed his appreciation for the work that has been done and voiced his concerns with speeds and sight distances along College Heights Road. He stated that the proposed actions are an improvement in safety and thanked those involved for bringing attention to this item.

GENERAL AGENDA (CONTINUED)

FIRST READINGS - NO PARKING - PORTIONS OF THE 2000 BLOCK AND 2100 BLOCK OF COLLEGE HEIGHTS ROAD - AND - MULTI-WAY STOP - COLLEGE HEIGHTS ROAD AND COLLEGE AVENUE (CONTINUED)

Peter Clark, Civil Design Engineer, responded to questions from the Commission and provided clarification on the 85th percentile speeds and average daily traffic counts.

Dale Houdeshell, Director of Public Works, provided additional information on the item and clarification on the 85th percentile speed information.

Peter Clark, Civil Design Engineer, and Dale Houdeshell, Director of Public Works, responded to additional questions from the Commission regarding College Heights Road and engineering factors to consider when evaluating changing the character of the roadway and when installing stop signs and/or traffic calming mechanisms.

Ron Fehr, City Manager, provided additional information on the item. He informed the Commission that the City needs to be cautious when considering installing traffic control devices in areas where it is not warranted.

After discussion and comments from the Commission, Commissioner Sherow moved to approve first readings of ordinances designating “No Parking Zones” along the south side of the 2000 block of College Heights Road from its intersection with Lee Street thence west 145 feet and along the south side of the 2100 block of College Heights Road from its intersection with Elling Drive thence west 120 feet; and modifying the College Heights Road and College Avenue intersection to a multi-way stop condition. Commissioner Jankovich seconded the motion.

After additional discussion and comments from the Commission, on a roll call vote, motion carried 3-1, with Commissioner Butler voting against the motion.

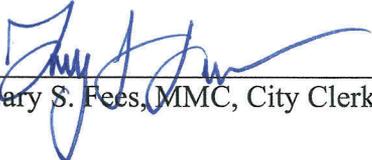
RESOLUTION NO. 091812-B – INVESTMENT POLICY

Bernie Hayen, Director of Finance, presented an overview of the Investment Policy; key objectives; investment committee; types of investments; diversification, liquidity, and collateral; compliance with KSA 12-1675; and expanded investment powers. He then responded to questions from the Commission on the City’s current investments, the consideration of expanded investment powers, and the reserve fund accounts.

After discussion and comments from the Commission, Commissioner Jankovich moved to approve Resolution No. 091812-B re-affirming expanded investment powers for the City of Manhattan based on final approval from the Pooled Money Investment Board. Commissioner Butler seconded the motion. On a roll call vote, motion carried 4-0.

ADJOURNMENT

At 8:54 p.m., the Commission adjourned.



Gary S. Fees, MMC, City Clerk