

**AGENDA
MANHATTAN
CITY COMMISSION MEETING
TUESDAY, JUNE 18, 2013
7:00 P.M.**

The City Commission Meeting will be televised live on local Cox Cable Channel 3.

I. PLEDGE OF ALLEGIANCE

II. COMMISSIONER COMMENTS

III. CONSENT AGENDA

[Items on the Consent Agenda are those of a routine and housekeeping nature or those items which have previously been reviewed by the City Commission. A Commissioner may request an item be moved to the end of the General Agenda.]

- A. Approve the [minutes](#) of the Regular City Commission Meeting held Tuesday, June 4, 2013.
- B. Approve Claims Register No. 2734 authorizing and approving the payment of claims from May 29, 2013, to June 11, 2013, in the amount of \$3,813,984.81.
- C. Approve a [Fireworks Display License](#) for July 3, 2013, for the Manhattan Country Club, 1531 North 10th Street, and a Fireworks Display License for July 4, 2013, for Aerial FX, CiCo Park.
- D. Accept the easements and rights-of-way, as shown on the [Final Plat of Manhattan Marketplace Shops, Unit Five](#), Planned Unit Development, generally located northeast of the intersection of Leavenworth Street and N. 3rd Street.
- E. Approve Ordinance No. 7008 amending Ordinance Nos. 6730 and 6915 and the [Final Development Plan of Lot 3, Penny's Concrete Industrial PUD, Unit Two](#), to allow for an off-site advertising sign (billboard) for Thomas Outdoor Advertising along K-18, based on the findings in the Staff Report, with the three conditions of approval recommend by Manhattan Urban Area Planning Board.



This meeting is being held in the City Commission Room at City Hall, 1101 Poyntz Avenue. In accordance with provisions of the ADA, every attempt will be made to accommodate the needs of persons with disabilities. Please contact the Human Resources Department (587-2443) for assistance.

- F. Approve Ordinance No. 7009 amending Ordinance No. 6263 and approving the [Final Development Plan of Lot 2, Manhattan Plaza Commercial Planned Unit Development](#), generally located south of Home Depot along the east side of the Seth Child Road frontage road, providing for a 12,154 sq. ft. PetSmart retail store, based on the findings in the Staff Report, with the four conditions of approval.
- G. Consider approving Resolution Nos. 061813-A through 061813-F, [adopting cost-sharing policies for various public improvements to water, sanitary sewer, street, vehicular bridges, multi-purpose trails, and storm water infrastructure](#).
- H. [Benefit District Petitions for the Congressional Addition](#), Lots 1-22, off Grand Mere Parkway for Sanitary Sewer (\$371,000.00), Street (\$1,284,000.00), and Water Main (\$144,000.00) improvements along with an Engineering Services Contract in the amount of \$100,622.50 with SMH Consultants, of Manhattan, Kansas.
- I. [Set July 2, as a public hearing date to consider levying special assessments on benefiting properties involving four \(4\) benefit district projects](#) including: *Mennonite Church Sanitary Sewer Line (\$40,491.00 to Benefit District/\$42,364.00 to City-at-Large); McCall Road Expansion (\$810,878.00 to Benefit District/\$3,243,510.00 to City-at-Large); Shuss Road (\$272,413.00 to Benefit District/\$272,413.00 to City-at-Large); and Claflin Road and Beechwood Terrace Intersection (\$126,571.00 to Benefit District/\$126,571.00 to City-at-Large).*
- J. Accept the Selection Committee's recommendation of B.G. Consultants, Inc., of Manhattan, Kansas, and authorize City Administration to [negotiate a contract for Professional Services for water and sanitary sewer improvements in the community](#). The water improvements will replace undersized and aging mains on Westwood Road, Elm Lane, Summit Avenue, and Walnut Drive as well as extend a new main from 4th Street and Fort Riley Boulevard south to Pottawatomie Avenue and west to Juliette Avenue. The sanitary sewer improvements are for old deteriorated lines in the 900 block of old Claflin Road and on Wildcat Ridge.
- K. Approve the City Engineer's Opinion of Probable Cost in the amount of \$360,300.00 and award a contract to the only bidder R.M. Baril General Contractor, Inc., of Manhattan, Kansas, in the amount of \$184,681.90 for [site improvements at the former Fire Station #3 which is now being utilized by the Water and Sanitary Sewer Distribution/Maintenance crews along with the Meter Services Division](#).
- L. Accept the Engineer's Opinion of Probable Cost submitted by Schwab-Eaton, of Manhattan, Kansas, in the amount of \$217,339.50 and award a contract to Larson Construction, of Manhattan, Kansas, for the low bid in the amount of \$198,871.30 for the [Lee Mill Heights, Unit 8, Water, Sanitary Sewer, and Street Improvements](#), with 100% of the cost being assessed to the benefitting properties.

- M. Accept the Engineer's Opinion of Probable Cost of \$345,200.00 submitted by Bartlett and West, Inc., of Manhattan, Kansas, and award a contract in the amount of \$289,370.50 to the low bidder, Middlecreek Corporation, Inc., of Peabody, Kansas, for the [Tecumseh/Quivera, Phase IIA, Stormwater Improvements](#). The detention structure will be constructed on Riley County property near the Riley County Health Department, just north of Tecumseh Road.
- N. Accept the Engineer's Opinion of Probable Cost in the amount of \$516,281.00 for the [various water system maintenance and improvement projects, but reject the only bid received in the amount of \\$689,011.00 from Middlecreek Corporation](#), of Peabody, Kansas.
- O. Authorize the City of Manhattan to renew the agreement for a term of July 1, 2013, to June 30, 2016, in the amount of \$34,792.00 with Software House International, of Austin, Texas, for [Microsoft Volume Licensing and Software Assurance services](#).
- P. Authorize the City of Manhattan to [renew the software upgrade, maintenance, and support services agreement for a term of July 1, 2013, to June 30, 2014, with SunGard Public Sector, Inc.](#), of Lake Mary, Florida in the amount of \$70,950.94, with \$54,190.30 to be paid from General Services within the General Fund and \$16,760.64 to be paid from the Water and Sewer Funds.
- Q. Authorize the [purchase of specialized software and wireless telecommunications/Intelligent Transportation System \(ITS\) equipment for the West Anderson Avenue/West Claflin Road Traffic Signal Coordination Project](#) from Gades Sales Company, Inc., of Wichita, Kansas, in the amount of \$80,825.00 and from Electronic Technology, Inc., of Merriam, Kansas, in the amount of \$12,800.00 with proceeds from a KDOT ITS Set-Aside Grant of up to \$92,000.00 and City funds from the Special Street and Highway Fund.
- R. Authorize the City Administration to [complete the necessary application forms for an ITS Grant estimated at \\$285,220.00 for Phase One of the K-18 ITS Corridor Project](#) (17th Street to the Law Enforcement Center) and submit all necessary application documents to KDOT.
- S. Authorize the Mayor and City Clerk to sign [an application for 2013 Emergency Solutions Grant funds](#) for approximately \$109,000.00.
- T. Approve [appointments](#) by Mayor Matta to various boards and committees of the City.

IV. GENERAL AGENDA

- A. CONSIDER FIRST READING OF AN ORDINANCE AMENDING ASPECTS OF CERTAIN LOTS AT THE HERITAGE SQUARE SOUTH COMMERCIAL PUD TO PROVIDE FOR A NEW 8,000 SQ. FT. AARON'S FURNITURE STORE AND ALSO A TRACT FOR MIDWAY WHOLESALE (A RESIDENTIAL AND COMMERCIAL BUILDING SUPPLY COMPANY) TO CONSTRUCT AN 8,000 SQ. FT. BUILDING FOR SHOWROOM/OFFICE/STORAGE AND AN 11,776 SQ. FT. WAREHOUSE WITH FENCED STORAGE**

[Manhattan Urban Area Planning Board recommends approval]

- B. CONSIDER FIRST READING OF AN ORDINANCE AMENDING THE FINAL DEVELOPMENT PLAN OF LOT 2, TREASURES OF THE HEART MIXED-USE PLANNED UNIT DEVELOPMENT (PUD) AND ORDINANCE NO. 6568, TO CONVERT RETAIL SPACE TO DWELLING UNITS**

[Manhattan Urban Area Planning Board recommends approval]

- C. CONSIDER NOTIFYING THE KANSAS ATTORNEY GENERAL AND THE RILEY COUNTY POLICE DEPARTMENT TO EXEMPT CERTAIN MUNICIPAL BUILDINGS FROM THE NEW CONCEALED CARRY LAW (TO BE EFFECTIVE JULY 1, 2013) PASSED BY THE KANSAS LEGISLATURE. THE EXEMPTION WOULD BE FOR A PERIOD OF SIX MONTHS IN ORDER TO ALLOW TIME TO DEVELOP A SECURITY PLAN FOR THE EXEMPTED BUILDING(S).