

**AGENDA
MANHATTAN
CITY COMMISSION MEETING
TUESDAY, APRIL 7, 2020
7:00 P.M.**

NOTE: Due to precautions associated with the COVID-19 pandemic, City Hall has been temporarily closed to the public. This meeting will be held via video conference with City Commissioners, staff, and presenters participating remotely. Agenda items have also been reduced as to simplify meeting down to important items and are available on the City's website at <https://cityofmhk.com/ArchiveCenter/ViewFile/Item/7270>. Live public comment during the meeting will also not be permitted; however, written public comments may be submitted through the City's website at <https://cityofmhk.com/> or by emailing or calling the Commissioners directly. Contact information for each Commissioner is located on the City's website at <https://cityofmhk.com/202/City-Commission> or see the "View Agenda and submit Online Public Comment" banner on the City's front website page, or by calling 785-587-2404. Public comments must be submitted by 5:00 pm on Tuesday, April 7, 2020, in order to be communicated to the Commission prior to the meeting for their consideration.

The City Commission Meeting will be televised live on local Cox Cable Channel 3, on the City's website at <http://cityofmhk.com/tv>, and on Facebook at <https://www.facebook.com/Cityofmanhattan>. A recording will be made available on the City's website after the meeting.

Thank you for your understanding during this challenging time.

I. PLEDGE OF ALLEGIANCE

II. PROCLAMATIONS

- A. April 2020, [*Celebrate Diversity Month.*](#)
- B. April 2020, [*Fair Housing Month.*](#)



It is our policy to provide individuals with disabilities an equal opportunity to participate in and enjoy the benefits of our services, programs, and activities. This meeting is being held virtually via video conference with the City Commissioners, staff, and presenters participating remotely. The meeting will be accessible live on Cox Cable Channel 3 on the City's website at <http://cityofmhk.com/tv>, and on Facebook at <https://www.facebook.com/Cityofmanhattan>. 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.

III. PUBLIC COMMENTS

Due to the public safety mandates surrounding the COVID-19 pandemic and the adoption of Resolution No. 033020-A by the City Commission, there will be no in-person public comment; however, written public comments may be submitted through the City's website at <https://cityofmhk.com/> or by emailing or calling the Commissioners directly. Contact information for each Commissioner is located on the City's website at <https://cityofmhk.com/202/City-Commission> or see the "View Agenda and submit Online Public Comment" banner on the City's front website page, or by calling 785-587-2404.

[No general public comments were submitted through the City's website.]

IV. COMMISSIONER COMMENTS

V. 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.]

[No Consent Agenda item public comments were submitted through the City's website.]

- A. Approve the minutes of the Regular City Commission Meeting held Tuesday, [March 17, 2020](#); and the Special City Commission Meetings held on Tuesday, [March 12, 2020](#), and [March 31, 2020](#).
- B. Approve Claims Register Nos. [2939](#) and [2940](#) authorizing and approving the payment of claims from March 11, 2020, to March 31, 2020, in the amounts of \$41,154.53 and \$4,038,740.16, respectively.
- C. [Approve](#) a **Tree Maintenance License** for calendar year 2020 for Native Tree Works, LLC, 8840 Norlin Road, Randolph; and an annual **Cereal Malt Beverages Off-Premises License** for Hy-Vee #1398, 601 3rd Place.
- D. Approve Ordinance No. 7477 [rezoning 1018 and 1026 Poyntz Avenue](#), a 22,500 square foot site generally located to the northeast of North 11th Street and Poyntz Avenue intersection, to the Parkside Planned Unit Development, based on the findings in the Staff Report with two conditions of approval, and the recommendation of the Manhattan Urban Area Planning Board.
- E. Approve Ordinance No. 7478 authorizing construction and [financing for the Kimball Avenue, Browning Avenue and Kelly Drive Storm Sewer Improvement Project \(SM1807, SM1812\)](#).

- F. Approve [Resolution No. 040720-A](#) preserving the ability to issue tax-exempt temporary notes Anthony and Eisenhower Middle School Recreation Centers (SP1802).
- G. [South Manhattan Storm Sewer Interceptor Improvements Project \(SW2001, CIP #SW027P\)](#):
1. Accept the recommendation of the Selection Committee; and
 2. Authorize City Administration to negotiate an Agreement for Professional Engineering Services with Olsson, of Manhattan, Kansas.
- H. Authorize the Mayor and City Clerk to execute an Agreement for Professional Services, in an amount not to exceed \$102,546.00, with Alfred Benesch & Company, of Manhattan, Kansas, for the [Safe Routes to School, Phase IIC project](#), utilizing the Engineer-On-Call Policy (PD2001).
- I. [North Manhattan Avenue, Phase 3B Project \(ST1719\)](#):
1. Accept the Engineer's Opinion of Probable Cost in the amount of \$2,272,791.00;
 2. Find that Ebert Construction Co., Inc., of Wamego, Kansas, is the lowest and best responsible bidder for the reasons set forth in the letter of recommendation from Schwab-Eaton;
 3. Award a construction contract to Ebert Construction Co., Inc., of Wamego, Kansas, in the amount of \$2,271,281.99; and
 4. Authorize the Mayor and City Clerk to execute the construction contract and Contract Amendment No. 3, in the amount not to exceed \$18,208.00, with Schwab-Eaton, of Manhattan, Kansas, for Construction Administration services for the project.
- J. [Demolition/Removal of Commercial Property at 3003 Anderson Avenue](#):
- a. Find that Remco Demolition, LLC, of Leavenworth, Kansas, is the lowest and best responsible bidder; and
 - b. Award and authorize the Mayor and City Clerk to award and execute a construction contract, in the amount of \$49,810.00.
- K. Authorize the Mayor and City Clerk to execute an Agreement with the [Downtown Farmer's Market, Inc.](#), for use of the City's public parking lot at the southeast quadrant of North Fourth Street and Leavenworth Street, in Lot 3, Manhattan Town Center 5 for the 2020 season (April 18, 2020 – October 31, 2020).
- L. Authorize the Mayor and City Clerk to execute Amendment No. 1 for extending [mowing services](#) in the amount of \$38,436.30 to Little Apple Lawn and Landscape, of Manhattan, Kansas, for a term to terminate October 31, 2020, with the option of renewal for up to three subsequent years (2020-2023) to be paid from the City Parks, Grounds Maintenance Budget; General Fund.
- M. Authorize the Mayor and City Clerk to execute Change Order No. 1, resulting in a net increase in the amount of \$56,463.20 to the contract with Shilling Construction Co., Inc., of Manhattan, Kansas, for the [Airport Parking Lot Improvements project \(AP1801\)](#).

- N. Authorize City Administration to purchase muriatic acid for the amount of \$0.25 per pound, sodium bicarbonate for the amount of \$0.28 per pound, calcium chloride for the amount of \$0.27 per pound and sodium hypochlorite for the amount of \$1.45 per gallon for [treatment of the City pools for the 2020 season](#) from Hawkins, Inc., of Garnett, Kansas, to be paid from the Parks and Recreation Waterparks Division Operation Budget General Fund.
- O. Authorize City Administration [to purchase of twelve \(12\) vehicles](#); authorize the disposal of excess property; and authorize the Mayor and/or City Clerk to execute two Lease Purchase Agreements for the financing of ten (10) vehicles and all documents necessary with Commerce Bank/Clayton Holdings, Inc.

VI. GENERAL AGENDA

[To view public comments submitted through the City's website regarding any General Agenda item listed below, please click [here](#).]

- A. **FOR REVIEW AND DISCUSSION: COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) 2020-2024 CONSOLIDATED PLAN AND 2020 ANNUAL ACTION PLAN**