

COMMISSION MEETING**1:30 P.M.****OCTOBER 7, 2020**

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, October 7, 2020, in the City Commission Meeting Room with Mayor Giefer presiding and Commissioners Brinkman, Geitz, Gilligan and Smith present. Also present were City Manager McAnarney, Assistant City Manager Massey, Deputy City Clerk Bryson and City Attorney Montgomery. City Clerk Sull was absent.

Consent Agenda

It was moved by Commissioner Geitz, seconded by Commissioner Gilligan that the Consent Agenda listed below be ratified as a whole:

- a. Consider minutes of the Regular Meeting held on September 16, 2020.
- b. Consider ratification of Payroll Ordinance for the period ending on September 25, 2020.
- c. Consider Set Bid Time and Date for One New Dump Truck

The vote follows: Commissioner Geitz, aye; Commissioner Gilligan, aye; Commissioner Brinkman, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

**CITY COMMISSION
(Public Comment)**

This is the time for the public to make comments. No comments were made at this time.

Kari Wedel and Erica Perez-Hernandez, representing SOS, were in attendance to accept a proclamation declaring the month of October, 2020 as "Domestic Violence Awareness Month" in Emporia. They stated domestic violence is a serious crime that affects people of all races, ages, gender and income levels. Domestic violence is widespread and affects more than four million Americans each year. Domestic Violence Awareness Month provides an excellent opportunity for citizens to learn more about preventing domestic violence and to show support for the numerous organizations and individuals who provide critical advocacy, services and

assistance to victims. They urged the citizens of Emporia to work together to eliminate domestic violence from our community.

Mayor Giefer then presented the proclamation.

Reason Bradford, Fire Marshall, was in attendance to accept a proclamation declaring the week of October 4 through 10, 2020, as "Fire Prevention Week" in Emporia. He stated the City of Emporia, Kansas is committed to ensuring the safety and security of all those living in and visiting Emporia. The 2020 Fire Prevention Week theme is "Serve Up Fire Safety in the Kitchen" effectively serves to remind us to stay alert and use caution when cooking to reduce the risk of kitchen fires. He stated cooking is the leading cause of home fires in the United States where fire departments respond to. Two of every five homes start in the kitchen with 31% of those fires resulting from unattended cooking. Emporia's residents should stay in the kitchen when frying food on the stove top, keep a three foot kid-free zone around cooking areas in and keep anything that can catch fire away from stove tops. He urged all the people of Emporia to check their kitchens for fire hazards and use safe cooking practices during Fire Prevention Week 2020, and to support the many public safety activities and efforts of Emporia's fire and emergency services.

Mayor Giefer then presented the proclamation.

**CITY COMMISSION
(Board Appointments)**

Community Corrections Board:

_____ It was moved by Commissioner Brinkman, seconded by Commissioner Geitz that Teresa Taylor-Williams be appointed to the Community Corrections Board for a term that expires on October 7, 2022. The vote follows: Commissioner Brinkman, aye; Commissioner Geitz, aye; Commissioner Gilligan, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

Multi-Use Path Planning Board:

_____It was moved by Commissioner Brinkman, seconded by Commissioner Geitz that Darren Rebar be appointed to the Multi-Use Planning Board for a term that expires on October 1, 2023. The vote follows: Commissioner Brinkman, aye; Commissioner Geitz, aye; Commissioner Gilligan, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

**LAKE KAHOLA FUND
(Authorize Funds for Improvements to Emporia Parks)**

City Manager McAnarney stated the City has embarked on an aggressive improvement plan to the Emporia Park System. Some of the recent improvements include the installation of poured-in-place playgrounds in multiple parks, installation of a Splash Park, renovation of the Hammond Park tennis courts and improvements to the Veteran's Memorial. Additionally, the David Traylor Zoo is in Phase I of a multimillion-dollar improvement project. He stated the Lake Kahola Fund monies were matched with private funds, Special Park Fund monies and other revenue sources in order to make the dollars stretch further. The proceeds from the Lake Kahola Fund are required to be spent on park system improvements. He stated staff is recommending to authorize the drawdown of \$500,000.00 in earning from the Lake Kahola Fund (Emporia Community Foundation) to help pay for improvements to the Emporia Park System. He stated the funds will be placed in a separate fund and can only be used for park improvements.

Commissioner Smith made a motion authorizing the drawdown of \$500,000.00 in earning from the Lake Kahola Fund (Emporia Community Foundation) to help pay for improvements to the Emporia Park System. Commissioner Gilligan seconded the motion

Commissioner Brinkman asked how the amount of \$500,000.00 was chosen for the amount of drawdown when the amount of potential projects is \$1,300,000.00.

City Manager McAnarney stated there are two reasons, one being the City will seek grant opportunities, matching funds, private donations, there is money in the Special Park Fund and also Special Park Project Fund so there will be money if we need it.

Commissioner Brinkman asked if there were matching funds beyond just the pickle ball court.

City Manager McAnarney stated yes there were.

Commissioner Brinkman expressed her concern about the potential cost of the pickle ball courts and questioned the amount of the drawdown.

Following further discussion, the Commission will be discussing the potential list of projects for Park System and available funds and items within the 5-year budget.

There was a call for the vote as follows: Commissioner Smith, aye; Commissioner Gilligan, aye; Commissioner Brinkman, aye; Commissioner Geitz, aye; and Mayor Giefer, aye.

BONDS
(General Obligation Bonds - \$600,000.00)
(South Avenue Water Line Project)
(Amend Ordinance Number 19-19)
(Ordinance Number 20-29)

AN ORDINANCE AMENDING ORDINANCE NO. 19-19 OF THE CITY OF EMPORIA, KANSAS AUTHORIZING WATER SYSTEM IMPROVEMENTS, AND ISSUANCE OF GENERAL OBLIGATION BONDS OR TEMPORARY NOTES TO PAY COSTS THEREOF, to which the City Clerk assigned Ordinance Number 20-29, was presented to the Governing Body for their consideration.

City Manager McAnarney stated the Commission had previously approved Ordinance Number 19-19 that authorized the installation of waterlines along South Avenue from the Transfer Station to Prairie Street. Bond counsel discovered an error in the estimated cost as \$500,000.00 instead of the correct estimated cost of \$600,000.00. This ordinance is to correct that error and allows for the issuance of general obligation bonds in the proper amount.

Commissioner Geitz made a motion to approve Ordinance Number 20-29, an ordinance amending ordinance number 19-19 with the correct estimated cost of \$600,000.00 allowing for the issuance of general obligation bonds in the proper amount. Commissioner Smith seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Gilligan, aye; and Mayor Giefer, aye.

BONDS
(Authorizes the Issuance of General Obligation Bonds Series 2020)
(Refunding of 2012-A G.O. Bonds)
(Ordinance Number 20-30)
(Principal Amount of \$6,940,000.00)

AN ORDINANCE OF THE CITY OF EMPORIA, KANSAS, AUTHORIZING ISSUANCE OF THE CITY'S GENERAL OBLIGATION REFUNDING AND IMPROVEMENTS BONDS, SERIES 2020, IN THE PRINCIPAL AMOUNT OF \$6,940,000, FOR THE PURPOSES OF REFUNDING CERTAIN OUTSTANDING GENERAL OBLIGATION BONDS OF THE CITY OF FINANCING THE COSTS OF CAPITAL IMPROVEMENTS IN THE CITY; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS; AUTHORIZING RELATED DOCUMENTS AND ACTIONS, AND MAKING COVENANTS WITH RESPECT TO THE BONDS, to which the city Clerk assigned Ordinance Number 20-30, was presented to the Governing Body for their consideration.

City Manager McAnarney stated this was to consider approval of an ordinance and resolution authorizing the issuance of the City's Series 2020 General Obligation Bonds in the approximate amount of \$6,940,000.00. He stated the interest rate is the lowest that the City has ever seen at an average at 1.57%. The City also refunded the 2012-A GO Bonds for a savings of \$133,799.58. The project in the 2020 general obligation bond issue include the following:

- ◆ Refunding of Series 2012-A general obligation bonds for a savings of \$133,799.58.
- ◆ The present value saving percentage of the refunding component is 5.61%.
- ◆ Construction of a one-million-gallon water tower and related service lines in Industrial Park III.
- ◆ Acquisition of a 2019 AEV Traumahawk Type I Ambulance.
- ◆ Replacement of water lines on South Avenue from the Transfer Station to Prairie Street.
- ◆ Upgrades to mobile and portable radios.
- ◆ Improvements for the parking lot at Peter Pan Park.

Construct or reconstruct streets on the following:

- ◆ 30th Avenue from Crestview Drive from Prairie Street to Crestview Dr.
- ◆ Funston Street from 6th Avenue to 5th Avenue.
- ◆ 5th Avenue from Funston Street to Sunnyslope Street.
- ◆ Soden Road from the intersection of the parking lot at the Zoo Education Center to the point Soden Road becomes S. Exchange Street and the S. Exchange Street to a point 910' south of Logan Avenue.
- ◆ Improvements to the Public Works Building and existing hangars at the municipal airport.
- ◆ Acquisition of a fire truck and related equipment.

He stated staff was recommending approval of the ordinance and resolution for the general obligation refunding and improvement bonds. He stated Greg Vahrenberg and Mary Carson were in attendance to present information pertaining to the issue.

Greg Vahrenberg, representing Raymond James, was in attendance to present an update on the recent bond sale for the City. He stated the results of the bond sale had a very good outcome and this was a fantastic time to borrow money with the low interest rates. He also mentioned the bond rating process which reflects on the strong financial management of the City. He stated he was very pleased that Standards & Poor's rated the City of Emporia with an A+ rating and also assigned a stable outlook for the City despite what is going on for this year. He congratulated the City on its current financial condition and mentioned it was the best it has been in the past 25 plus years that he has been working with the City.

Mary Carson, representing Triplett Woolf Garretson, LLC, then reviewed the procedure for the ordinance and resolution that needed to be passed to authorize the issuance and details of the general obligation bond sale.

Following further discussion, Commissioner Gilligan made a motion approving Ordinance Number 20-30, an ordinance authorizing the issuance of the City's General Obligation Refunding and Improvement Bonds, Series 2020, in the principal amount of \$6,940,000.00 for the purpose of refunding certain outstanding general obligation bonds of the City and financing the cost of capital improvements to the City. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Gilligan, aye; Commissioner Brinkman, aye; Commissioner Geitz, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

BONDS

**(Authorizes the Form and Details of the 2020 Refunding & Improvement Bonds)
(Principal Amount of \$6,940,000.00)
(Resolution Number 3637)**

Commissioner Gilligan made a motion approving Resolution Number 3627, a resolution prescribing the form and details and authorizing the sale and delivery of General Obligation Refunding and Improvement Bonds, Series

2020, in the principal amount of \$6,940,000.00. Commissioner Smith seconded the motion. The vote follows: Commissioner Gilligan, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Geitz, aye; and Mayor Giefer, aye.

**CITY COMMISSION
(City Manager's Report)**

This is a verbal report that announces upcoming events, recognizes employees for outstanding contribution and provides the public information that may be of a general interest. The following information was presented at the meeting:

At the time this Agenda was prepared, the following items were in the works:

Tentative Agenda for October 14th Study Session

Review Solid Waste Management Plan.

Parks Projects/Pickleball Project.

Review Potential Map Amendments to Neighborhood Revitalization Project.

C of E Drive Discussion.

Library Update.

EXECUTIVE SESSION

Commissioner Geitz made a motion to adjourn into Executive Session for preliminary discussion regarding potential land acquisition from 2:10 p.m. to 2:20 p.m., in the City Commission Meeting Room. Commissioner Gilligan seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Gilligan, aye; Commissioner Brinkman, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

Upon reconvening the meeting in Regular Session at 2:20 p.m., this same date, in the City Commission Meeting Room, Mayor Giefer stated they had preliminary discussion regarding potential land acquisition and no action was taken.

EXECUTIVE SESSION

Commissioner Gilligan made a motion to adjourn into Executive Session for preliminary discussion regarding potential land acquisition from 2:20 p.m. to 2:30 p.m., in the City Commission Meeting Room. Commissioner Geitz seconded the motion. The vote follows: Commissioner Gilligan, aye; Commissioner Geitz, aye; Commissioner Brinkman, aye; Commissioner Smith, aye; and Mayor Giefer, aye.

Upon reconvening the meeting in Regular Session at 2:30 p.m., this same date, in the City Commission Meeting Room, Mayor Giefer stated they had preliminary discussion regarding potential land acquisition and no action was taken.

Commissioner Gillian then made a motion to adjourn to October 14, 2020 at 11:00 a.m. Commissioner Smith seconded the motion. The vote follows: Commissioner Gilligan, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Geitz, aye; and Mayor Giefer, aye.

Danny Giefer, Mayor

ATTEST:

Sue Bryson, Deputy City Clerk