

CITY COMMISSION MEETING AGENDA

CITY COMMISSION / MUNICIPAL COURT ROOM
518 MECHANIC, EMPORIA, KS
July 1, 2020 at 1:30 pm

1. Members present: Mayor Giefer

<u>Vice Mayor Gilligan</u>	<u>Commissioner Geitz</u>
<u>Commissioner Smith</u>	<u>Commissioner Brinkman</u>
<u>City Manager McAnarney</u>	<u>City Clerk Sull</u>
<u>Asst. City Mgr. Massey</u>	<u>City Attorney Montgomery</u>
2. Consent Agenda
3. Public Comment
 - a. Proclamation Celebrating the Month of July as Lunch Across Kansas Month.
4. Consider Approval of Ordinance and Application for Parcel North of 1200 Whittier Place Lane from Commercial Zoning to High Density Residential for Potential Development.
5. Consider the authorization of Ordinance designating Main Trafficways and Main Trafficway Connections in the City of Emporia, Kansas.
6. Consider Approval of Ordinance to make certain Main Trafficway Improvements and Authorize General Obligation Bonds.
7. Consider the Approval of Ordinance Authorizing the City to make Public Building Improvements to Buildings Owned by the City.
8. Report from City Manager on Activities.
9. City Commission Reports and Comments.
10. Executive Session
11. Executive Session
12. Executive Session



**If you need accommodations due to a disability to participate in this event, meeting, or activity, or alternative format of written materials contact City of Emporia Jeff Lynch, ADA Coordinator at least 48 hours before the event at 620-343-4285 or jlynch@emporia-kansas.gov*

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: Consent Agenda

SUBJECT:

Consent agenda:

The items listed on the Consent Agenda are considered by the Governing Body to be routine business items.

Approval of the items may be made by a single motion, second and majority vote with no separate discussion of any item listed. Should a member of the Governing Body desire to discuss any item, at his/her request, it will be removed from the Consent Agenda and considered separately.

- a. Consider minutes of the Regular Meeting held on June 17, 2020
- b. Consider ratification of Payroll Ordinance for the period ending on June 19, 2020.
- c. Consider the Approval of the 2019 Comprehensive Annual Financial Report (CAFR).

RECOMMENDATION:

- a. Approve Minutes
- b. Approve Payroll
- c. Approve CAFR

BACKGROUND SUMMARY:

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 2c

SUBJECT: Consider the approval of the 2019 Comprehensive Annual Financial Report (CAFR).

RECOMMENDATION: Approve the 2019 Comprehensive Annual Financial Report (CAFR).

BACKGROUND SUMMARY:

At the Study Session held on June 24th, Janet Harrouff, City Finance Director, and Michael Keenan, Cochran Head Vick & Co, presented the 2019 Comprehensive Annual Financial Report (CAFR) for review by the City Commission. At this time, City staff is requesting final approval and acceptance of the Comprehensive Annual Financial Report (CAFR) from the City Commission.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____

GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 3

SUBJECT: Public Comment

RECOMMENDATION:

BACKGROUND SUMMARY:

- Proclamation Celebrating the month of July as Lunch Across America Kansas Month.
-To Accept Jami Reeve, Executive Director of Kansas Appleseed Center for Law & Justice

Citizen Appearance Procedures

Presentations by individuals during "Citizen Appearance" portion of the Commission agenda shall be limited two minutes each. No personal attacks, comments or opinions shall be expressed or made against or about any member of the Commission, Mayor, City Employee, individual group or corporation.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____



PROCLAMATION

WHEREAS, for over half a century, beginning with the National School Lunch Program in 1946, the nation has steadily built an array of nutrition assistance programs to build healthier generations of Americans; and

WHEREAS, during the school year, 198,000 Kansas Students receive free and reduced-price meals through the National School Breakfast and Lunch Programs and Emporia Public Schools serve more than 2,037 free and reduced-price meals to students per day; and

WHEREAS, when schools let out, many children lose access to these healthy meals; and

WHEREAS, children need good nutrition all year long, and since 1975, the Summer Food Service Program has alleviated this burden by nourishing children and teens while school is out; and

WHEREAS, since March 2020 school closures precipitated by the COVID-19 pandemic, Emporia Summer Food Service Program sponsors showed leadership by using United States Department of Agriculture waivers to feed free and nutritious meals and snacks to children 1 to 18 years, continuing throughout the summer when school is out of session; and

WHEREAS, families can locate their nearest Summer Food Service Program site by visiting <https://www.fns.usda.gov/meals4kids> or texting "Summer Meals" to 97779 or calling 1-866-348-6479; and

WHEREAS, a complete and accurate census count of children and families in our city will ensure that programs, like summer meals, in our community continue to receive funding; and

WHEREAS, this funding derived by the census results will ensure that the children in our community receive the support and access to nutritious meals needed to succeed; and

WHEREAS, this month, we give thanks to the sponsors, site operators, volunteers, parents and community members that provide access to a healthy meal in a safe environment; and

WHEREAS, it is important to ensure that every child in Emporia has access to nutritious meals during the summer as well as during the school year;

NOW, THEREFORE BE IT RESOLVED that I, Danny Giefer, Mayor of City of Emporia, Kansas, along with the Emporia City Commission do hereby proclaim the month of July, as

Lunch Across Kansas Month

On this 1st Day of July 2020

ATTEST:

Danny Giefer, Mayor

Kerry Sull, City Clerk

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 4

SUBJECT: An ordinance and application to rezone a non-addressed 2.4-acre parcel north of 1200 Whittier Place Lane, from C-2 Restricted Commercial Zoning to R-3, High Density Residential Zoning for potential development.

BACKGROUND SUMMARY:

The applicant is requesting a rezoning of the subject parcel. The current zoning is C-2 Restrict Commercial, which would not allow for multi-family housing. A legal notice of the public hearing was published in the paper May 23rd, 2020 and legal notices were mailed to neighboring property owners. Staff received no verbal or written objections. This item was discussed by the Technical Review Team on June 7th, 2020, and the Utility Review Team on June 5th and May 13th. A drainage study will be needed as well as a possible private easement agreement for the neighboring property (Abundant Harvest).

The rezoning will be the second phase of the Whittier Place Apartment Complex. These units will meet the need of the area by providing affordable quality housing. This is a low-income tax credit project.

The Planning Commission recommended approval of the rezoning application 6-0. There were no objections from neighboring property owners or the general public.

RECOMMENDATION:

Seeking approval of the rezoning application for the potential development of vacant land.

ACTION:

You may 1) approve the recommendation of the Planning Commission by a majority vote; 2) override the Planning Commission's recommendation by a 2/3 majority vote of the entire City Commission; 3) table the request; or 4) return the application to the Planning Commission, giving reasons for doing so.

ATTACHMENTS:

Planning Commission Minutes Excerpt, Map

The Planning Commission met in a regular session on Tuesday, June 16, 2020 with Chairman Thomas presiding. Members Bucklinger, Duncan, Garrett, Moore and Williams were present. Members Just, Sauder, and Springeman were absent. (This meeting was held via Zoom and on Facebook Live, due to the restrictions in place because of Covid19.)

APPLICATION 2020-07: A request of Whittier Place II, LP (Gabriel and Dolph Woodman) to rezone a non-addressed 2.4-acre parcel north of 1200 Whittier Place Lane, from C-2 Restricted Commercial Zoning to R-3, High Density Residential Zoning for potential development, as authorized under Article 26-1 of the Zoning Regulations.

Staff confirmed jurisdiction over this application.

No exparte communication was declared.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

LEGAL DESCRIPTION:

THE EAST 322 FEET OF THE FOLLOWING DESCRIBED TRACT:
BEGINNING 664 FEET NORTH OF A STONE 656 FEET WEST OF THE SOUTHEAST CORNER OF THE NE1/4 OF THE SW1/4 OF SECTION 11, TOWNSHIP 19 SOUTH, RANGE 11 EAST OF THE 6TH P.M., LYON COUNTY KANSAS; THENCE NORTH AT A RIGHT ANGLE WITH THE SOUTH LINE OF THE N1/2SW1/4 OF SAID SECTION 11, 325 FEET TO THE SOUTHWEST CORNER OF A TRACT OF LAND SOLD TO R.N. GAMMELL; THENCE EAST AND PARALLEL WITH THE NORTH LINE OF SAID SW1/4 OF SECTION 11, AND UPON THE SOUTH LINE OF SAID GAMMELL TRACT, 656 FEET TO THE EAST LINE OF SAID SW1/4; THENCE SOUTH ON SAID EAST LINE 325 FEET; THENCE AT RIGHT ANGLES WITH SAID LAST DESCRIBED EAST LINE 656 FEET TO THE POINT OF BEGINNING.

RECOMMENDATION: Staff recommends approval of the application based on the compatibility of surrounding uses with a condition that a drainage study is required before the construction begins.

STAFF REPORT:

A legal notice of the public hearing was published in the paper May 23rd, 2020, and legal notices were mailed to neighboring property owners. Staff did not receive any verbal or written objections. This item was discussed by the Technical Review Team on June 7th, 2020, and by the Utility Advisory Board on May 13th and June 5th, 2020. Both groups mentioned that a drainage study will be needed as well as a possible private easement agreement for the neighboring property (Abundant Harvest).

The surrounding properties around the parcel consist of mixed zonings, such as C-1, C-2 and R-3. There was a previous application to rezone the property to the south in 2018, with no issues.

Staff recommends approval of the application based on the compatibility of surrounding uses with a condition that a drainage study is required before the construction begins.

PUBLIC HEARING:

With no further discussion, the Public Hearing was opened.

Applicants Gabriel and Dolph Woodman of Republic, Missouri, addressed the Board, via Zoom. Mr. Woodman explained the proposed zoning change would allow them to move forward on the second phase of the Whittier Place project. The second phase will be comprised of 2 – 24-plexes and will tie into neighborhood and the existing apartment complex.

There were no further comments in favor or against the applications.

The Public Hearing was closed.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

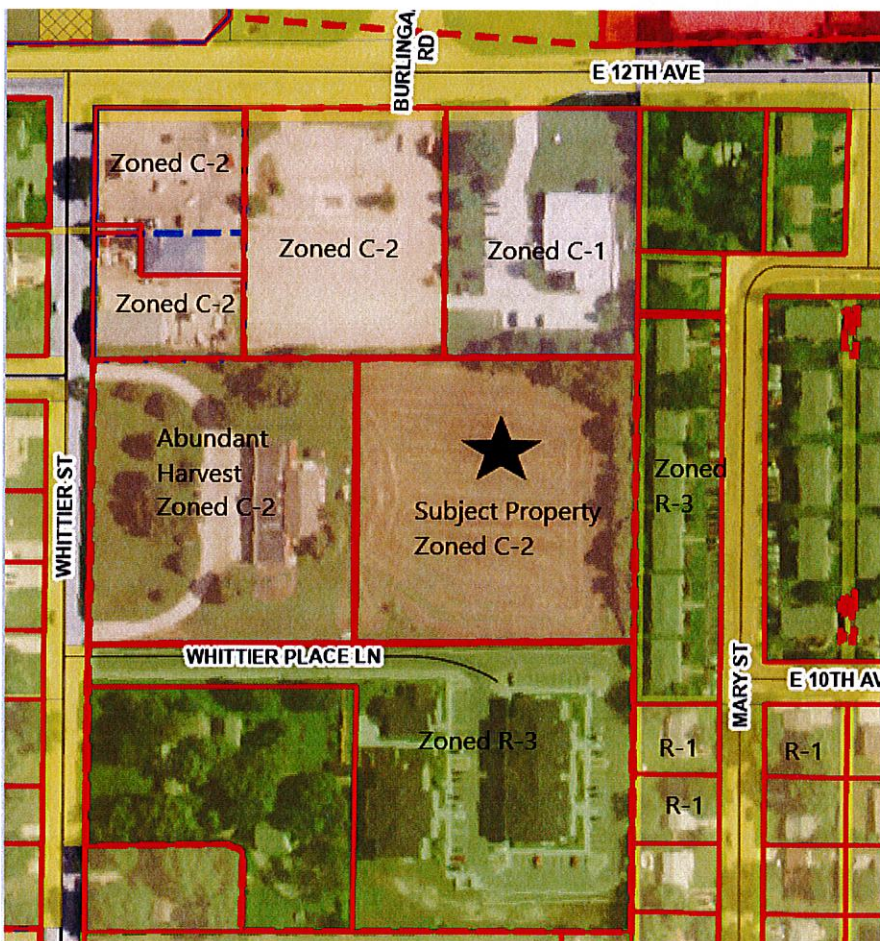
Member Bucklinger asked about the possibility of a needed easement. Mr. Foster explained, the Utility Advisory Board noted there was a private, overhead electrical line connecting to Abundant Harvest. Mr. Foster was informed by Mr. Woodman that Abundant Harvest was working with them because it is beneficial to both parties.

Member Bucklinger asked for clarification on the drainage study. Mr. Foster acknowledged that the study would have to be completed and show satisfactory results before construction could begin.

Member Williams moved to approve Application 2020-07, to rezone a non-addressed 2.4-acre parcel north of 1200 Whittier Place Lane from C-2, Restricted Commercial to R-3, High Density Residential, based upon Staff's recommendation. Member Moore seconded. Motion approved 6-0.

AERIAL/ZONING MAP:

IMAGE 1: AERIAL MAP SHOWING LOCATION



ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

ORDINANCE NO. _____

AN ORDINANCE REZONING A PROPERTY IN THE CITY OF EMPORIA, KANSAS FROM C-2, RESTRICTED COMMERCIAL ZONING, TO R-3, HIGH DENSITY RESIDENTIAL ZONING AND AMENDING THE DISTRICT ZONING MAP TO CONFORM WITH SAID ZONING

BE IT ORDAINED by the Governing Body of the City of Emporia, Kansas:

Section 1. The following described a portion of a property is hereby rezoned from C-2, Restricted Commercial Zoning to that of R-3, High Density Residential Zoning to wit:

THE EAST 322 FEET OF THE FOLLOWING DESCRIBED TRACT:
BEGINNING 664 FEET NORTH OF A STONE 656 FEET WEST OF THE SOUTHEAST CORNER OF THE NE1/4 OF THE SW1/4 OF SECTION 11, TOWNSHIP 19 SOUTH, RANGE 11 EAST OF THE 6TH P.M., LYON COUNTY KANSAS; THENCE NORTH AT A RIGHT ANGLE WITH THE SOUTH LINE OF THE N1/2SW1/4 OF SAID SECTION 11, 325 FEET TO THE SOUTHWEST CORNER OF A TRACT OF LAND SOLD TO R.N. GAMMELL; THENCE EAST AND PARALLEL WITH THE NORTH LINE OF SAID SW1/4 OF SECTION 11, AND UPON THE SOUTH LINE OF SAID GAMMELL TRACT, 656 FEET TO THE EAST LINE OF SAID SW1/4; THENCE SOUTH ON SAID EAST LINE 325 FEET; THENCE AT RIGHT ANGLES WITH SAID LAST DESCRIBED EAST LINE 656 FEET TO THE POINT OF BEGINNING.

Section 2. This ordinance shall become effective upon publication in the official city newspaper.

PASSED AND APPROVED this 1st day of July 2020.

DANNY GIEFER, Mayor

ATTEST:

KERRY SULL, City Clerk

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 5

SUBJECT: Consider the authorization of Ordinance designating Main Trafficways and Main Trafficway Connections in the City of Emporia, Kansas.

RECOMMENDATION: Approve Ordinance

BACKGROUND SUMMARY:

The City of Emporia has previously approved various Main Trafficway and Main Trafficway Connections in the corporate limits. Bond Counsel has advised to re-designate all previous Main Trafficway and Main Trafficway Connections in the City of Emporia, Kansas for future reference. This ordinance will provide the procedure to issue general obligation for street projects.

Please find attached a copy of the ordinance.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

(Published in the *Emporia Gazette* on July __, 2020)

ORDINANCE NO. 20-__

AN ORDINANCE DESIGNATING MAIN TRAFFICWAYS AND MAIN TRAFFICWAY CONNECTIONS IN THE CITY OF EMPORIA, KANSAS PURSUANT TO K.S.A. 12-685 ET SEQ., RESTATING AND INCORPORATING PREVIOUS DESIGNATIONS MADE BY ORDINANCE OF THE CITY AND REPEALING CERTAIN ORDINANCES.

SECTION 1. Pursuant to K.S.A. 12-685 to 12-690 (the "Act") the governing body of the city of Emporia, Kansas (the "City") hereby by designates the following streets within the corporate limits of the City as main trafficways under the Act, the primary function of which is the movement of through traffic between areas of concentrated activity within the City or between such areas and traffic facilities outside the City performing the function of major trafficways:

1. 5th Avenue
2. 6th Avenue
3. 12th Avenue
4. 15th Avenue
5. 24th Avenue
6. 30th Avenue
7. Americus Road
8. Commercial Street
9. East Street
10. Exchange Street
11. Graphic Arts Road
12. Industrial Road
13. Lincoln Street
14. Logan Avenue
15. Market Street
16. Merchant Street
17. Mechanic Street
18. Penny Lane
19. Peyton Street
20. Prairie Street
21. Rural Street
22. Soden Road
23. South Avenue
24. U.S. Highway 50
25. Walnut Street
26. Weaver Street
27. West Street
28. Whilden Street

SECTION 2. Pursuant to the Act, the governing body of the City designates the following streets within the corporate limits of the City as main trafficway connections, the purpose of which is to provide adequate connections with or between any main trafficways of the City or for the purpose of relieving traffic congestion at certain points on main trafficways:

1. 2nd Avenue from Mechanic Street to Commercial Street
2. 4th Avenue from Rural Street to Mechanic Street
3. 9th Avenue from Commercial Street to Prairie Street
4. 10th Avenue between Union Street and Exchange Street
5. 11th Avenue from Commercial Street and Mechanic Street
5. 18th Avenue from Americus Road to Industrial Road
6. 18th Avenue from Lincoln Street to Merchant Street
7. 22nd Avenue from Prairie Street and Industrial Road
8. 24th Avenue from Graphic Arts Road to Prairie Street
9. 24th Avenue from Prairie Street to Lincoln Street
10. 30th Avenue from Americus Road to Prairie Street
11. Burlingame Road from 12th Avenue to the 3-mile limit
12. Chestnut Street from 5th Avenue to 15th Avenue
13. Coronado Avenue from Prairie Street to Lincoln Street
14. Exchange Street from South Avenue to 12th Avenue
15. Flint Road between Prairie Street and Industrial Road
16. Funston Street between 6th Avenue and 5th Avenue.
17. Lincoln Street from 15th Avenue to Coronado Avenue
18. Lockerman Road from Prairie Street to the County Road
19. Overlander Road from 6th Avenue to Highway 50
20. Penny Lane from Weaver Street to South Avenue
21. Randolph Avenue from West Street and Walnut Street
22. South Exchange Street from Logan Avenue to Soden Road
23. State Street from South Avenue to Highway 50
24. Sunnyslope Street from 6th Avenue to 5th Avenue
25. Union Street from 6th Avenue to 10th Avenue
26. Warren Way from Logan Avenue to Weaver Street
27. Washington Street from 12th Avenue to 15th Avenue

SECTION 3. The designations of main trafficways or trafficway connections made by all prior ordinances of the City under the Act ("Prior Ordinances") are restated and incorporated in this ordinance along with new designations made herein. The Prior Ordinances include, but are not limited to, Ordinance Nos. 02-16, 02-17, 03-12, 03-17, 03-26, 05-17, and 07-42. Upon the effective date of this ordinance, the Prior Ordinances are repealed.

SECTION 4. This Ordinance shall take effect from and after its passage by the governing body and its publication one time in the official City newspaper.

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PASSED, APPROVED AND ADOPTED by the governing body of the City of Emporia,
Kansas this 1st day of July, 2020.

CITY OF EMPORIA, KANSAS

[seal]

By _____
Danny Giefer, Mayor

ATTEST:

By _____
Kerry Sull, City Clerk

EXCERPT OF MINUTES

The governing body of the City of Emporia, Kansas met at the normal meeting place in the City on July 1, 2020, at __:__ p.m., with the Mayor Danny Giefer presiding, with the following members of the governing body present:

The following members were absent:

Thereupon, and among other business, there was presented to the governing body an Ordinance entitled:

AN ORDINANCE DESIGNATING MAIN TRAFFICWAYS AND MAIN TRAFFICWAY CONNECTIONS IN THE CITY OF EMPORIA, KANSAS PURSUANT TO K.S.A. 12-685 ET SEQ., RESTATING AND INCORPORATING PREVIOUS DESIGNATIONS MADE BY ORDINANCE OF THE CITY AND REPEALING CERTAIN ORDINANCES.

The Ordinance was considered and discussed; and on motion of _____, seconded by _____, the Ordinance was adopted by a majority vote of all members present.

The Ordinance was assigned No. 20-__.

CITY CLERK'S
CERTIFICATION OF EXCERPT OF MINUTES

I certify that the foregoing is a true and correct Excerpt of the Minutes of the proceedings at the July 1, 2020 meeting of the governing body of the City of Emporia, Kansas.

[seal]

Kerry Sull, City Clerk

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 6

SUBJECT: Consider the approval of an ordinance authorizing the City of Emporia, Kansas to make certain main trafficway improvement and trafficway connection improvements and authorize general obligations bonds in an amount of \$1,306,000.00.

RECOMMENDATION: Approve Ordinance

BACKGROUND SUMMARY:

The City Commission has previously discussed authorizing general obligation bonds to pay for the cost of the following projects:

1. 30th Avenue from Crestview Drive to Prairie Street.
2. Funston Street from 6th Avenue to 5th Avenue.
3. 5th Avenue from Funston Street to Sunnyslope Street.
4. Soden Road from the intersection of the parking lot at the Zoo Education Center to the point of Soden Road to South Exchange and then South Exchange Street to a point approximately 910' south of Logan Avenue.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

(Published in the *Emporia Gazette* on July __, 2020)

ORDINANCE NO. 20-__

AN ORDINANCE OF THE CITY OF EMPORIA, KANSAS AUTHORIZING THE CITY TO MAKE MAIN TRAFFICWAY IMPROVEMENTS AND TRAFFICWAY CONNECTION IMPROVEMENTS AND AUTHORIZING THE CITY TO ISSUE GENERAL OBLIGATION BONDS TO PAY COSTS THEREOF.

WHEREAS, the City of Emporia, Kansas (the "City") is a duly organized city of the first class created and existing under the laws of the State of Kansas; and

WHEREAS, K.S.A. 12-685 *et seq.* (the "Main Trafficway Act") authorizes the governing body of the City to designate by ordinance, any existing or proposed street or part thereof within the City as a main trafficway or trafficway connection and to improve such streets and pay the costs of improvement by issuing general obligation bonds of the City; and

WHEREAS, in Ordinance No. 20-__, the City has designated certain main trafficways and trafficway connections within the City, including those named in this Ordinance for improvement; and

WHEREAS, the City has determined it necessary to construct, reconstruct, pave and otherwise improve: (a) 30th Avenue from Crestview Drive to Prairie Street, at an estimated cost of \$753,000, (b) Funston Street from 6th Avenue to 5th Avenue, at an estimated cost of \$341,000; (c) 5th Avenue from Funston Street to Sunnyslope Street, at an estimated cost of \$117,000, and (d) Soden Road from the intersection of the parking lot for the Zoo Education Center to the point Soden Road becomes South Exchange Street and then South Exchange Street to a point 910' south of Logan Avenue, at an estimated cost of \$95,000, (together, the "Main Trafficway Improvements"), and to authorize issuance of general obligation bonds of the City to pay the costs of the Main Trafficway Improvements.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EMPORIA, KANSAS:

Section 1. Authorization of Project. The construction of the Main Trafficway Improvements (collectively, the "Project") are authorized and directed to be completed pursuant to the Main Trafficway Act and as described in the plans and specifications approved by this governing body and the City's staff.

Section 2. Payment of Project Costs. The estimated cost of the Project to be paid by the City is \$1,306,000.00, and such cost, plus the necessary cost of financing the Project, is authorized to be paid city-at-large through the issuance of general obligation bonds of the City as provided by the Act or from other available funds of the City. Temporary notes of the City may be issued to pay for a portion of the costs of the Project until the general obligation bonds authorized by this Ordinance are issued.

Section 3. Reimbursement. The obligations authorized by this Ordinance or other obligations of the City are authorized to reimburse expenditures made by the City 60 days before the effective date of this Ordinance and thereafter, as provided in United States Treasury Regulation § 1.150-2.

Section 4. Effective Date. This Ordinance shall be in force and take effect from and after its adoption and approval and publication one time in the City's official newspaper.

PASSED AND APPROVED by the governing body of the City of Emporia, Kansas on July 1, 2020.

CITY OF EMPORIA, KANSAS

[Seal]

By _____
Danny Giefer, Mayor

ATTEST:

By _____
Kerry Sull, City Clerk

EXCERPT OF MINUTES

The City Commission of the City of Emporia, Kansas, met in regular session, at the usual meeting place in the City on July 1, 2020, at 1:30 p.m., with Mayor Danny Giefer presiding, and the following members of the governing body present:

The following members were absent:

Among other business, there came on for consideration and discussion the following:

AN ORDINANCE OF THE CITY OF EMPORIA, KANSAS AUTHORIZING THE CITY TO MAKE MAIN TRAFFICWAY IMPROVEMENTS AND TRAFFICWAY CONNECTION IMPROVEMENTS AND AUTHORIZING THE CITY TO ISSUE GENERAL OBLIGATION BONDS TO PAY COSTS THEREOF.

After discussion, upon motion by Commissioner _____, seconded by Commissioner _____, the Ordinance was passed by a majority of the members elect.

The ordinance was designated Ordinance No. 20-__.

**CITY CLERK'S
CERTIFICATION OF EXCERPT OF MINUTES**

I certify that the foregoing is a true and correct Excerpt of Minutes of the July 1, 2020 regular meeting of the governing body of the City of Emporia, Kansas.

[Seal]

Kerry Sull, City Clerk

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 7

SUBJECT: Consider the Approval of Ordinance Authorizing the City to make certain public building improvements to buildings owned by the City of Emporia, Kansas and authorize general obligation bonds in the amount of \$1,100,000.00.

RECOMMENDATION: Approve Ordinance

BACKGROUND SUMMARY:

At the June 24th Study Session, the City Commission recommended issuing general obligation bonds for several projects at the Virgil Basgall Public Works Center at one time. Due to the low long-term borrowing rates it makes sense to do all the projects at once. The annual increase cost of construction is approximately 3%. Financially it makes sense to borrow at very low rate. We have also included authorization for some improvements to the airport hangars that were discussed at the meeting.

A copy of the ordinance is attached for your review.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

ORDINANCE NO. 20-__

AN ORDINANCE OF THE CITY OF EMPORIA, KANSAS, AUTHORIZING THE CITY TO MAKE CERTAIN PUBLIC BUILDING IMPROVEMENTS AND AUTHORIZING THE CITY TO ISSUE GENERAL OBLIGATION BONDS TO PAY COSTS OF THE IMPROVEMENTS.

WHEREAS, K.S.A. 12-1736 *et seq.*, as amended (the “Public Building Act”), authorizes the governing body of the City of Emporia, Kansas (the “City”) to acquire and construct, make repairs, reconstruct, remodel, replace, make additions to, furnish or equip any public building and to issue general obligation bonds of the City for such purposes; and

WHEREAS, the governing body of the City has determined that it is necessary to a) make improvements to the City’s public works building at an estimated cost of \$725,000, and b) to make improvements to existing hangars at the municipal airport at an estimated cost of \$375,000 (together, the “Public Building Project”); and

WHEREAS, it is necessary pay the City’s share of the costs of the Public Building Project by issuing general obligation bonds of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EMPORIA, KANSAS:

Section 1. Authorization of Project. The construction and installation of the Public Building Project (defined above) are authorized and directed to be completed pursuant to the Public Building Act, and as described in the plans and specifications approved by this governing body and the City’s staff.

Section 2. Payment of Project Costs. The estimated cost of the Public Building Project to be paid by the City is \$1,100,000.00, and such cost, plus the necessary cost of financing the Public Building Project, is authorized to be paid city-at-large through the issuance of general obligation bonds of the City. Temporary Notes of the City may be issued, to pay for a portion of the costs of the Public Building Project until general obligation bonds authorized by this Ordinance may be issued.

Section 3. Reimbursement. The obligations authorized by this Ordinance or other obligations of the City are authorized to reimburse expenditures made by the City 60 days before the effective date of this Ordinance and thereafter, as provided in United States Treasury Regulation § 1.150-2.

Section 4. Effective Date. This Ordinance shall be in force and take effect from and after its adoption and approval and publication hereof one time in the City’s official newspaper.

PASSED AND APPROVED by the governing body of the City of Emporia, Kansas on
July 1, 2020.

CITY OF EMPORIA, KANSAS

[seal]

By _____
Danny Giefer, Mayor

ATTEST:

By _____
Kerry Sull, City Clerk

EXCERPT OF MINUTES

The governing body of the City of Emporia, Kansas, met in regular session, at the usual meeting place in said City on July 1, 2020, at 1:30 p.m., with the Mayor Danny Giefer presiding, and the following members present:

The following members were absent:

Among other business, an ordinance was presented entitled:

AN ORDINANCE OF THE CITY OF EMPORIA, KANSAS, AUTHORIZING
THE CITY TO MAKE CERTAIN PUBLIC BUILDING IMPROVEMENTS
AND AUTHORIZING THE CITY TO ISSUE GENERAL OBLIGATION
BONDS TO PAY COSTS OF THE IMPROVEMENTS.

After discussion, upon motion by Commissioner _____, seconded by
Commissioner _____, the Ordinance was passed by a majority of the members
elect.

The ordinance was designated Ordinance No. 20-__.

CITY CLERK'S
CERTIFICATION OF EXCERPT OF MINUTES

I certify that the foregoing is a true and correct Excerpt of Minutes of a July 1, 2020 regular meeting of the governing body of the City of Emporia, Kansas.

[seal]

By _____
Kerry Sull, City Clerk

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 8

SUBJECT: Report from the City Manager on City Activities

RECOMMENDATION: This is a verbal report that announces upcoming events, recognizes employees for outstanding contributions and provides the public with information that may be of general interest.

BACKGROUND SUMMARY: This is an opportunity to present information to the public that may not be reported in other news accounts or City activities or to highlight accomplishments of the organization.

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

Tentative Agenda for July 8th Study Session

- Discuss Sidewalk Plan at Peter Pan Park
- Legislative Update
- Discuss Lifetime Dirty Kanza Sponsorship Agreement
- Review Personnel Funds
- CIP Review-Water, Sewer, and Solid Waste Department

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 9

SUBJECT: City Commissioners Reports and Comments

RECOMMENDATION:

BACKGROUND SUMMARY:

This is a time for the City Commissioners to make comments and reports to the Public.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 10

SUBJECT: Executive Session

RECOMMENDATION:

BACKGROUND SUMMARY:

At this time, the City Commission request an executive session to discuss proprietary information of a potential residential developer.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 11

SUBJECT: Executive Session

RECOMMENDATION:

BACKGROUND SUMMARY:

At this time, the City Commission request an executive session for a preliminary discussion regarding a potential retail/service developer.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____

AGENDA ITEM SUMMARY

MEETING DATE: July 1, 2020

ITEM NUMBER: 12

SUBJECT: Executive Session

RECOMMENDATION:

BACKGROUND SUMMARY:

At this time, the City Commission request an executive session to discuss proprietary information of a local business considering expansion.

ACTION RECORD

Action: _____

Motion: _____ Second: _____

Abstained: _____ Vote: _____
GEITZ _____ GIEFER _____ GILLIGAN _____ SMITH _____ BRINKMAN _____