

COMMISSION MEETING

7:00 P.M.

MARCH 16, 2022

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, March 16, 2022, with Mayor Smith presiding and Commissioners Brinkman, Gilligan and Sauder present. Commissioner Giefer was absent. Also present were City Manager Cocking, Assistant City Manager Massey, City Clerk Sull and City Attorney Montgomery.

**CITY COMMISSION
(Public Comment)**

This is the time for the public to make comments. There were no comments from the public at this time.

**CITY COMMISSION
(Board Appointment)**

Convention and Visitors Advisory Board (CVAB):

_____It was moved by Commissioner Sauder seconded by Commissioner Gilligan that Joe Foster be appointed to the Convention and Visitors Advisory Board for a term that expires December 31, 2024. The vote follows: Commissioner Sauder, aye; Commissioner Gilligan, aye; Commissioner Brinkman, aye; and Mayor Smith, aye.

**CITY COMMISSION
(Kretsinger Addition Project)
(Establishing Rural Housing Incentive District)
(Public Hearing)**

Jim Witt, Special Projects Manager, was recognized and addressed the Governing Body. He stated at a previous Commission Meeting Resolution Number 3663 was pass establishing a mandated public hearing be conducted for an RHID District for the Kretsinger Addition Project at S. Exchange and Soden's Road in accordance with statutory requirements. This will be the 5th RHID approved by State as eligible. He stated this project is for the development of a new 53 lot

subdivision for the development of single family homes with a target market price of \$200,000 to \$225,000. He stated the public benefits from this project include additional housing within the City limits. All local taxing entities have been notified. The benefit is mid to long term increase tax revenue for local taxing entities. He stated no formal action will be taken and this was just for creating the RHID.

Mayor Smith then declared the public hearing open.

Jerry Schrock, 702 S. Exchange Street; and Luann Gutierrez, 209 E. Logan Avenue; spoke in opposition to the housing district with concerns to the Housing Opportunity Overlay District allowing for smaller lot sizes and overcrowding of the area.

Mayor Smith then closed the public hearing.

SOLID WASTE
(2020 Annual Solid Waste Management Plan)
(Resolution Number 3668)

Dean Grant, Public Works Director, was recognized and addressed the Governing Body. He stated KDHE Regulation and State Statute require an annual review and 5-year updates to the current plan that identifies guidelines for the plan and how it must be maintained. This is an annual review which has been reviewed and approved by the Solid Waste Management Planning Committee at the annual meeting held February 24, 2022. This review is for the Chase County, Lyon County and the City of Emporia. He stated staff recommends formal approval of the resolution and for the plan to be submitted to Kansas Department of Health and Environment.

Commissioner Brinkman made a motion to approve Resolution Number 3668, a resolution relating to the annual review of the Solid Waste Management Plan of Chase County, Lyon County and the City of Emporia. Commissioner Sauder seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Sauder, aye; Commissioner Gilligan, aye; and Mayor Smith, aye.

CITY MANAGER'S REPORTS

This is the time for the City Manager to make comments and reports to the public. **The following is general information for the month of February 2022 for the community:**

1. Monthly Local Retail Sales Tax Receipts Update

	2021	2022	Increase of \$78,632.68 for the month, and
	\$460,043.09	\$538,675.77	Overall increase of 17.19% from year 2021
YTD	\$ 856,395.49	\$1,003,613.06	

2. City Share from County Tax

	2021	2022	Increase of \$48,379.79 for the month, and
	\$ 231,104.54	\$ 279,484.33	Overall increase of 20.16% from year 2021
YTD	\$ 430,746.72	\$ 517,580.25	

3. **Building Permits issued from 2/1/2022 to 2/28/2022 for new construction, remodeling, repairs and demolition.**

Total number of building permits issued through Code Services:	77
Total of valuations associated with those building permits:	\$ 888,267.00
Total number of dollars collected for Building Permit Fees:	\$ 9,019.38
Construct - single family dwellings	1
Demo - single family dwellings	0
Flint Hills Mall CID for February 2022	\$ 20,887.05
Year to Date Total	\$ 36,066.66

Consent Agenda

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

- Consider minutes of the Regular Meeting held on March 2, 2022 and the Adjourned Meeting held on March 9, 2022.
- Consider ratification of Payroll Ordinances for the period ending March 11, 2022.
- Set Bid Time and Date for 2022 Street Rehabilitation Paving Project.

The vote follows: Commissioner Sauder aye; Commissioner Brinkman, aye; Commissioner Gilligan, aye; and Mayor Smith, 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:

City Manager Cocking stated there is tentatively a study session scheduled for March 23 which will only have 1 item for discussion. He suggested moving the study session to March 30th at 1:30 p.m.

Strategic Planning will change from March 30th to April 13, due to Commissioner Gilligan announcing his resignation from the Commission with a potential new commissioner being announced on April 6th.

Applications for commissioner will be due on April 1st at noon. Application will include basic questions for the candidates. Commissioners will be presented with application on April 1st for review. Commissioners will interview potential candidates at the open regular meeting on April 6th. Commissioners will openly vote for a commissioner.

City Attorney Montgomery reviewed the process for selecting a candidate to fill the vacancy with the Commission.

City Manager Cocking stated study session March 30th at 1:30; Applications due April 1st at noon and then presented to Commission; Strategic Planning April 13th at noon.

Future Commission Luncheons:

- Employee Appreciation Luncheon on April 6, 2022 at 11:30 a.m. in the Fire Department Apparatus Room.
- RDA & Emporia Enterprises City/County Luncheon on May 4, 2022 at 11:30 a.m. in the Little Theatre.

**CITY COMMISSION
(Public Comment)**

This is the time for Mayor and City Commissioners to make comments and reports to the public.

Commissioner Gilligan stated he had accepted a position in a new community and it will start in April and he was relinquishing his position on the City Commission and his notification for his official last meeting would be April 6, 2022.

EXECUTIVE SESSION

Commissioner Gilligan made a motion to adjourn into Executive Session for consultation with the City Attorney regarding a legal matter and to invite Police Chief, Ed Owens, from 7:30 p.m. to 7:45 p.m., in the City Commission Meeting Room. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Gilligan, aye; Commissioner Brinkman, aye; Commissioner Sauder, aye; and Mayor Smith, aye.

Upon reconvening the meeting in Regular Session at 7:45 p.m., this same date, in the City Commission Meeting Room, Mayor Smith stated they had consultation with the City Attorney regarding a legal matter and no action was taken.

Commissioner Sauder then made a motion to adjourn. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Gilligan, aye; and Mayor Smith, aye.

Becky Smith, Mayor

ATTEST:

Kerry Sull, City Clerk