

COMMISSION MEETING

1:30 P.M.

AUGUST 4, 2021

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, August 4, 2021, in the City Commission Meeting Room with Mayor Gilligan presiding and Commissioners Brinkman, Giefer, Geitz and Smith present. Also present were City Manager McAnarney, Assistant City Manager Massey, City Clerk Sull and City Attorney Montgomery.

Consent Agenda

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

- a. Consider minutes of the Regular Meeting held on July 21, 2021.
- b. Consider ratification of Payroll Ordinance for the period ending on July 16, 2021.
- c. Consider Approval of Job Posting for the City Manager Position.
- d. Consider Change Order No. 3 for the 30th Avenue Construction Project (PV2006).
- e. Consider Set Bid Time and Date to receive bids for the Funston Street & 5th Avenue Paving Project No. PV2008.

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

**CITY COMMISSION
(Public Comment)**

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

**CITY COMMISSION
(Kansas Department of Commerce Small Cities)
(CDBG Economic Development- Simmons Pet Food)
(Public Hearing)**

City Manager McAnarney stated the Regional Development Association and City of Emporia have been working with Simmons Pet Food representatives on the submission of an application for parking lot improvements. He stated Simmons Pet Food has experienced tremendous growth in the last few years and needs more parking for employees and vendors. This application will seek

a \$750,000.00 economic development grant, partially matched with local funds) to construct parking lots at the facility. Simmons Pet Food will be required to create a minimum of 22 jobs with a majority of the employees being from a low to moderate income background. He stated the grant submission requires a public hearing.

Mayor Gilligan then declared the public hearing opened.

As no one in attendance wished to address the Governing Body, Mayor Gilligan then declared the public hearing closed.

Commissioner Smith made a motion authorizing the Mayor to sign the submission of the grant application. Commissioner Giefer seconded the motion. The vote follows: Commissioner Brinkman, aye; Commissioner Giefer, aye; Commissioner Geitz, aye; Commissioner Smith, aye; and Mayor Gilligan, aye.

PAVING

(Accept Agreement KDOT FY 2024 CCLIP-SP US-50)

(Mechanic Street to East City Limits)

(Authorize KDOT for 1302)

Jim Ubert, City Engineer, was recognized and addressed the Governing Body. He stated City Engineer submitted an application in Spring 2021 for competitive funding of the KDOT FY 2021 round of CCLIP projects. The City of Emporia was recently notified that KDOT awarded funding of this application and project to the City of Emporia. He stated KDOT will pay 90% of actual and eligible costs of construction and construction engineering up to \$300,000.00 from KDOT. Actual eligible costs beyond that level are 100% the obligation of the City of Emporia. The engineer's estimated cost of construction submitted with the 2024 application is \$685,000.00. He stated the City's share will be paid with 2024 CIP money budget for this project and paid for from the multi-year funds.

Commissioner Geitz made a motion accepting the KDOT (FY 2024) CCLIP-SP US-50 Mechanic Street to East City Limits award and authorize the Mayor to sign KDOT form 1302. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Geitz, aye; Commissioner Brinkman, aye; Commissioner Giefer, aye; Commissioner Smith, aye; and Mayor Gilligan, aye.

ENGINEERING
(12th Avenue Waterline Improvements Project No. WM2001
(Grand Street to Chestnut Street)
(KDHE Project No. KPWSLF No. 2968)
(Bids)

Jim Ubert, City Engineer, was recognized and addressed the Governing Body. He stated bids were received for the 12th Avenue Waterline Improvements from Grand Street to Chestnut Street. The project had 12 plan holders and 5 bids were submitted. The bids are as follows:

BID TABULATION FOR 12TH AVE. WATERLINE IMPROVEMENTS

Contractor	Base Bid Amount
Greeley Excavating	\$1,066,330.00
Carlson Utility	\$1,222,938.00
Middlecreek	\$1,256,450.00
Orr Wyatt	\$1,306,675.00
Nowak Construction	\$1,497,809.00
Engineer's Estimate	\$1,319,414.00

He stated the project will be funded by the KDHE revolving loan fund money KPWSLF No. 2968 and staff is recommends awarding the project to Greeley Excavating for the Base Bid amount of \$1,066,330.00. Greeley Excavating has successfully completed multi projects of similar size and scope for the City within the last 4 years.

Commissioner Smith made a motion to award the bid for the 12th Avenue Waterline Improvements, Grand Street to Chestnut Street, to Greeley Excavating for a total base bid amount of \$1,066,330.00, subject to KDHE approval of the bid documents. Commissioner Giefer seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Giefer, aye; Commissioner Brinkman, aye; Commissioner Geitz, aye; and Mayor Gilligan, aye.

LEAGUE OF KANSAS MUNICIPALITIES
(Designating Voting Delegates)

City Manager McAnarney stated the annual League of Kansas Municipalities (LKM) conference is October 9-11, 2021. The City is permitted to have four (4) votes based on current population. The City may

designate up to four (4) delegates and four (4) alternates to vote.

Commissioner Geitz made a motion to appoint Commissioners Brinkman, Giefer, Smith and Mayor Gilligan as the voting delegates; and City Manager McAnarney, Assistant City Manager Massey, City Attorney Montgomery and Commissioner Geitz as the voting alternates. Commissioner Smith seconded the motion. Commissioner Geitz, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Giefer, aye; and Mayor Gilligan, aye.

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

This is a verbal report that announces upcoming events, recognized employees for outstanding contributions 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 AUGUST 11TH STUDY SESSION @ 9:00 A.M.

Mid-Year Health Insurance Update w/Jennifer Kurth with Hays Co.
CVAB Present Outside Agencies Requests.
Review City Appropriation Request Forms.
Continued Budget Discussion.

EXECUTIVE SESSION

Commissioner Smith made a motion to adjourn into Executive Session for preliminary discussion related to potential acquisition of property and to invite City Engineer, Jim Ubert, from 1:40 p.m. to 1:55 p.m., in the City Commission Meeting Room. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Giefer, aye; Commissioner Geitz, aye; and Mayor Gilligan, aye.

Upon reconvening the meeting in Regular Session, at 1:55 p.m., this same date, in the City Commission Meeting Room, Mayor Gilligan stated they

had preliminary discussion related to potential acquisition of property and no action was taken.

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

Robert F. Gilligan, Mayor

ATTEST:

Kerry Sull, City Clerk