

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, July 19, 2023, with Mayor Brinkman presiding and Commissioners, Giefer, Harter, and Smith present. Commissioner Sauder was present via phone. Also present were City Manager Cocking, Assistant City Manager Detter, City Clerk Sull and City Attorney Montgomery.

**CITY COMMISSION
(Public Comment)**

This is the time for the public to make comments.

The public is invited to make comments at this time. Please limit comments to two (2) minutes each. Please state your name and address prior to making comments.

Lanard Reed was recognized and addressed the Governing Body. He stated his concerns were issues he had in the recent past with law enforcement that he wanted to report. Mayor Brinkman advised Mr. Reed to make an appointment with City staff to discuss his concerns.

**CITY COMMISSION
(Acquisition of Property at 1100 S. Highway 99)**

City Manager Cocking stated the City is interested in purchasing acreage from Richard and Colleen Miller adjacent to the Emporia Municipal Airport. He stated this acreage will serve as a buffer for the airport and adjacent landowners and potential expansion for such features as an irrigation pond, cart sheds, and golf course maintenance facility. He stated this is a 34-acre property from the Millers in the amount of \$130,000.00 to include half of the closing cost. The purchase of the property will be paid for from the Special Projects Fund. He stated staff is recommending the acquisition of the property at 1100 S. Highway 99.

Commissioner Harter made a motion to authorize the acquisition of property at 1100 S. Highway 99. Commissioner Giefer seconded the motion. The vote follows:

Commissioner Harter, aye, Commissioner Giefer, aye; Commissioner Sauder, aye; Commissioner Smith, aye; and Mayor Brinkman, aye.

**CITY COMMISSION
(Creating the Homelessness Advisory Board)
(Resolution Number 3700)**

City Attorney Montgomery was recognized and addressed the Governing Body. She stated the Taskforce on Homelessness has completed the tasks assigned to them. Their final recommendation from the Taskforce was for the Commission to consider establishing a permanent board to continue the work started by the Taskforce. She stated this proposed resolution would establish a nine-person advisory board to advise the City Commission on matters related to homelessness. The board will meet monthly, submit annual reports to the Commission and remain in effect for a period of three years. She stated staff is recommending approval of Resolution Number 3700 creating the Homelessness Advisory Board.

Commissioner Harter made a motion to approve Resolution Number 3700, a resolution creating the Homelessness Advisory Board. Commissioner Giefer seconded the motion. The vote follows: Commissioner Harter, aye; Commissioner Giefer, aye; Commissioner Sauder, aye; Commissioner Smith, aye; and Mayor Brinkman, aye.

**PAVING
(KDOT CCLIP Resurfacing Project)
(US-50 Hwy – 6th Ave. from Mechanic St. to East City Limits)
(Project No. PV2301 & KDOT Project No. 50-056 U-2416-01 -FY2024)
(Bids)**

Jim Ubert, City Engineer, was recognized and addressed the Governing Body. He stated KDOT approved funding of the City's CCLIP SP project for KDOT FY2024. KDOT participates up to \$300,000.00 for construction improvements. This project resurfacing project is for 6th Avenue/US-50 Hwy from Mechanic Street to East City Limits. The bids are as follows:

BID TABULATION KDOT CCLIP PROJECT

Contractor	Bid
APAC-Kansas, Shear's Division	\$752,869.69
Killough Construction, Inc.	\$894,306.19
Engineer's Estimate	\$747,592.95

He stated KDOT is funding \$300,000.00 of this CCLIP project with the remaining funds provided by the Multi-Year Fund. He stated staff recommend awarding the bid for CCLIP Resurfacing FY2024 6th Avenue/US-50 Hwy from Mechanic Street to East City Limits to APAC-Kansas, Shear's Division in the amount of \$752,869.69.

Commissioner Harter made a motion to award the bid for KDOT CCLIP Resurfacing FY2024 6th Avenue/US-50 Hwy-6th Avenue from Mechanic Street to East city limits, Project No. PV2301 to APAC-Kanas, Shears Division for the bid amount of \$752,869.69. Commissioner Giefer seconded the motion. The vote follows: Commissioner Harter, aye; Commissioner Giefer, aye; Commissioner Sauder, aye; Commissioner Smith, aye; and Mayor Brinkman, aye.

**CITY MANAGER'S REPORTS
 (Financials & Building Permits)**

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 June 2023 for community:

1. Monthly Local Retail Sales Tax Receipts Update

	2022	2023	
	\$ 568,506.49	\$ 508,563.60	Decrease of \$59,942.89 for the month, and
			Overall increase of 6.80% from year 2022.
YTD	\$2,981,742.56	\$3,184,478.60	

2. City Share from County Tax

	2022	2023	
	\$ 285,108.25	\$ 263,461.79	Decrease of \$21,646.46 for the month, and
			Overall increase of 10.54% from year 2022.
YTD	\$1,514,918.17	\$1,674,600.26	

Building Permits issued from 6/1/2023 to 6/30/2023 for new construction, remodeling/repairs and demolition.

Total number of building permits issued through Code Services:	70
Total of valuations associated with those building permits:	\$ 2,044,952.00
Total number of dollars collected for Building Permit Fees:	\$ 12,696.76
Construct – Single-family dwellings	1
Demo – Single-family dwellings	0
Flint Hills Mall CID for June 2023	\$ 20,288.93
YTD	\$116,985.20
Pavilions CID for June 2023	\$ 9,584.43
CID #2	\$ 9,579.63
YTD	\$ 70,720.31

CONSENT AGENDA

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

- a. Minutes of the Regular Meeting held on July 5, 2023.
- b. 2023 Street Rehabilitation Project Change Order No. 1.

The vote follows: Commissioner Harter aye; Commissioner Giefer, aye; Commissioner Sauder, aye; Commissioner Smith, aye; and Mayor Brinkman, aye.

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

This is an opportunity for the City Manager 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 AGENDAS FOR THE AUGUST 2, 2023 MEETINGS:

Commission Meeting:

- Public Hearing for CDBG CVR Application.
- Memorandum of Understanding with Emporia State University.

- Memorandum of Understanding with Dynamic Discs.
- Ordinance for Standard Traffic Ordinance (STO).
- Ordinance for Uniform Public Offense Code (UPOC).
- Award Mahtropolis Street and Storm Drainage.
- Change Order for South Arundel for Sanitary Sewer.
- Ordinance for Zoo Brew Event.

Study Session:

- Proposed Revisions to Kansas Statute Related to RHID.
- Discuss Increase of Transient Guest Tax Rate.

**CITY COMMISSION
(Public Comment)**

This is the time for the Mayor and City Commissioners to make comments and report to the public. Mayor Brinkman thanked city staff for their participation in the last concert of the Emporia Municipal Band.

EXECUTIVE SESSION

Commissioner Harter made a motion to recess into Executive Session to discuss confidential matters of a third party relating to economic development projects resuming the open meeting in the City Commission Meeting Room this same date, at 12:00 p.m., and to invite Tayler Wash, Special Projects Director, Ross Vogel, LDB, Inc. and Jeanine McKenna, CEO and President of Emporia Area Chamber of Commerce. Commissioner Smith seconded the motion. The vote follows: Commissioner Harter, aye; Commissioner Smith, aye; Commissioner Giefer, aye; Commissioner Sauder, aye; and Mayor Brinkman, aye.

Upon reconvening the meeting in Regular Session, at 12:00 p.m., this same date in the City Commission Meeting Room, Mayor Brinkman stated they had discussed confidential matters of a third party relating to economic development projects and no action was taken.


Commissioner Giefer made a motion to recess the meeting until 12:15 p.m. to Conference Room 1AB. Commissioner Smith seconded the motion. The vote follows: Commissioner Giefer, aye; Commissioner Smith, aye; Commissioner Harter, aye; and Mayor Brinkman, aye. Commissioner Sauder was no longer available.

Study Session Discussion:

1. Sunset Lake Drainage Improvements.
2. Contract for SE Transmission Water Main Design.
3. Consider Abandoning the Traffic Control Light at 6th Ave. & Constitution St.

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





Susan Brinkman, Mayor

ATTEST:



Kerry Sull, City Clerk