



CITY OF LEAVENWORTH
100 N. 5th Street
Leavenworth, Kansas 66048

City Commission Regular Meeting
Commission Chambers
Tuesday, April 27, 2021 7:00 p.m.

CALL TO ORDER - The Governing Body met for a regular meeting and the following commission members were present in the commission chambers: Mayor Nancy D. Bauder, Mayor Pro-Tem Camalla Leonhard, Commissioners Myron J. (Mike) Griswold, Mark Preisinger and Jermaine Wilson.

Others present in the commission chambers: City Manager Paul Kramer, Assistant City Manager Taylour Tedder, Planning and Community Development Director Julie Hurley, Public Works Director Brian Faust, Public Works Project Manager Michael Stephan, Water Pollution Control Superintendent Tim Guardado, Parks & Recreation Director Steve Grant, Convention and Visitors Bureau Manager Kristi Lee, Finance Director Ruby Maline and City Clerk Carla K. Williamson.

Members participating via teleconference: City Attorney David E. Waters.

Mayor Bauder asked everyone to stand for the pledge of allegiance followed by silent meditation.

Mayors Award to Pauline C. Graeber for over 34 years serving on the Library Board.

Proclamations:

- **National Drinking Water Week May 2-8** – The mayor read the proclamation; no one from the water department was available to attend.
- **Small Business Week May 2-8** – Wendy Scheidt, Leavenworth Main Street Director was present to accept the proclamation.
- **National Travel & Tourism Week May 2-8** – Kristi Lee, Convention & Tourism Manager was present to accept the proclamation.
- **Arbor Day – April 30** - Steve Grant, Parks & Recreation Director was present to accept the proclamation.

OLD BUSINESS:

Consideration of Previous Meeting Minutes:

Commissioner Preisinger moved to approve the minutes from the April 13, 2021 regular meeting. Commissioner Wilson seconded the motion and the motion was unanimously approved. Mayor Bauder declared the motion carried 5-0.

NEW BUSINESS:

Public Comment: *(emails received by the public for public comment on non-agenda items will be read at this time limited to 2-3 minutes) No emails were received.*

General Items:

2021 Bonds and Temporary Notes Proceedings - City Clerk Carla Williamson stated that the General Obligation Refunding & Improvement Bonds and Temporary Notes sale was held at 10:00 a.m. on Tuesday, April 27, 2021.

Ms. Williamson stated that the City's Financial Advisor, Greg Vahrenberg will address the Commission with details of the bonds and the bids. After his presentation, the following actions are required to complete the proceedings:

1. Motion to accept the proposal for the Temporary Notes, Series A2021
2. Motion to adopt Resolution B-2281 Issuance of Temporary Notes, Series A2021
3. Motion to accept the proposal for the General Obligation Bonds, Series 2021-A
4. Motion to adopt Resolution B-2282 Issuance of General Obligation Bonds, Series 2021-A
5. Motion to accept the proposal for the General Obligation Bonds Refunding Bonds, Series 2021-B
6. Motion to adopt Resolution B-2283 Issuance of General Obligation Refunding Bonds, Series 2021-B
7. Roll call vote for Ordinance No. 8160 General Obligation Bonds, Series 2021-A
8. Roll call vote for Ordinance No. 8161 General Obligation Refunding Bonds, Series 2021-B

The City's financial advisor, Greg Vahrenberg reviewed the following:

General Obligation Bonds, Series 2021-A in the amount of \$9,635,000.00*, the following bids were received with Commerce Bank being the winning low bid:

- Commerce Bank 1.286487%
- The Banker Group 1.286798%
- FHN Financial Capital Markets 1.339897%
- Robert W Baird & Co. Inc. 1.379032%

*The winning bidder, Commerce Bank, offered a premium of \$632,924.32. The premium offered reduced the actual bond issuance to \$9,035,000.00.

General Obligation Refunding Bonds, Series 2021-B in the amount of \$3,310,000.00*, the following bids were received with Robert W. Baird & Co. Inc. being the winning low bid:

- Robert W. Baird & Co. Inc. 0.746999%
- Commerce Bank 0.748524%
- FHN Financial Capital Markets 0.766267%
- BNY Mellon Capital Markets 0.782626%
- KeyBanc Capital Markets 0.794116%
- Bernardi Securities Inc. 0.684467%

*The winning bidder, Robert W. Baird & Co., Inc., offered a premium of \$428,230.65. The premium offered and the rate reduced the actual bond issuance to \$2,935,000.00.

Mr. Vahrenberg informed the commission that a good faith deposit of \$66,200.00 was to be deposit with the city via wire transfer today, however; the bidder experienced a problem with the transfer and was unable to wire the funds by the end of the day. The bidder has assured Mr. Vahrenberg that the wire will be sent and received by the city first thing in the morning. Mr. Vahrenberg advised the commission to

include in their motion of the acceptance of the bid that it is subject to the good faith deposit being received on April 28, 2021.

Temporary Notes Series A2021 in the principal amount of \$1,400,000.00 to temporarily finance the 2021 General Improvements (pavement management). The following bids were received with Central States Capital Markets being the winning low bid:

- Central States Capital Markets 0.34%
- Commerce Bank 0.479392%
- Oppenheimer & Co. Inc. 0.620036%

At 7:29 pm, the commission made the following motions and approvals.

Commissioner Leonhard moved to accept the proposal from Central States Capital Markets LLC for Temporary Notes, Series A2021 as presented. Mayor Bauder seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Commissioner Wilson moved to adopt Resolution B-2281 Issuance of Temporary Notes, Series A2021. Commissioner Leonhard seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Commissioner Griswold moved to accept the proposals from Commerce Bank for the 2021-A General Obligation Bonds as presented. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Commissioner Griswold moved to adopt Resolution B-2282 Issuance of General Bonds, Series 2021-A. Commissioner Preisinger seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Commissioner Preisinger moved to accept the proposals from Robert W. Baird & Co. Inc. for the 2021-B General Obligation Refunding Bonds as presented subject to receipt of the good faith deposit in the amount of \$66,200.00 received by noon on April 28, 2021. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Commissioner Preisinger moved to adopt Resolution B-2283 Issuance of General Obligation Refunding Bonds, Series 2021-B. Commissioner Leonhard seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Second Consideration Ordinance No. 8160 General Obligation Bonds, Series 2021-A.

Mayor Bauder called the roll and Ordinance No. 8160 was unanimously approved

Second Consideration Ordinance No. 8161 General Obligation Refunding Bonds, Series 2021-B.

Mayor Bauder called the roll and Ordinance No. 8161 was unanimously approved

Adoption of Comprehensive Plan – City Manager Paul Kramer explained to the Commission that tonight will be a final review and a consensus as the Comprehensive Plan must be approved by Ordinance. Julie Hurley, Planning and Community Development Director introduced Shelby Ferguson with Shockey Consulting. Mr. Ferguson presented the final draft.

There was a consensus by the Commission to move forward with the Comprehensive Plan process.

Mayor's Appointment:

Mayor Bauder moved to reappoint to the Board of Zoning Appeals Richard Gervasini and Kathy Kem to terms ending May 1, 2024; appoint to the Building Code Board of Appeals Keith Kohler to a term ending May 1, 2026; reappoint to the City Planning Commission Michael Burke and Claude Wiedower to terms ending May 1, 2024 and appoint Wesley Henning to a term ending May 1, 2024; appoint to the Electrical Board of Appeals Bill Corbet, Sr. to a term ending May 1, 2026; appoint to the Library Board Erin Sack and Patricia Barnhardt to a terms ending April 30, 2025; appoint to the Mechanical Board of Appeals Steven Wagoner to a term ending May 1, 2026; reappoint to the Plumbing Board of Appeals Joey Denney to a term ending May 1, 2026. Commissioner Wilson seconded the motion and the motion was unanimously approved. The Mayor declared the motion carried 5-0.

Bids, Contracts and Agreements:

Consider Sole Source Bid for 2021 Pressure Pavement Program – Public Works Director Brian Faust along with Public Works Project Manager Michael Stephan presented for consideration the sole source bid from Donelson Construction Company LLC in the amount not to exceed \$212,315.02 for the 2021 Pressure Pavement Program which is a part of the total 2021 Pavement Management Program. At this time Donelson Construction Company is the only company that performs this proprietary work.

Commissioner Griswold moved to award the 2021 Pavement Management Pressure Pave Program to Donelson Construction Company LLC for the amount of \$212,315.02. Commissioner Leonhard seconded the motion and the motion was unanimously approved. The Mayor declared the motion carried 5-0.

Consider Amendment No 4 to Design Contract with Water Resource Solutions for 16th Terrace & Thornton Phase 2 & 3 Stormwater Project - Public Works Director Brian Faust presented for consideration amendment 4 to the Design Contract with Water Resource Solutions. The complexity of phases 2 & 3 of this project impacted the original design of the project requiring additional survey and design considerations while working through the condemnations process of the project. Amendment 4 in the amount of \$5,263.25 for a new total contract price of \$64,667.25 is presented for approval.

Commissioner Leonhard moved to approve amendment 4 to the design contract with Water Resources Solutions, LLC for the 16th Terrace & Thornton Phase 2 & 3 Stormwater Project in an amount not to exceed \$5,263.25 for a new total contract price of \$64,667.25. Commissioner Griswold seconded the motion and the motion was unanimously approved. The Mayor declared the motion carried 5-0.

Consider Bid for Water Pollution Control Repair Mast Assembly Trickling Filter #1 - Public Works Director Brian Faust presented for consideration the bid from Douglas Pump Service & C&B Equipment in the amount of \$37,560.75 for repairs to trickling filter #1.

Commissioner Griswold moved to approve the bid from Douglas Pump Service & C&B Equipment in an amount not to exceed \$37,560.75 for repairs to trickling filter #1. Commissioner Preisinger seconded the motion and the motion was unanimously approved. The Mayor declared the motion carried 5-0.

Consent Agenda:

Commissioner Wilson moved to approve claims for April 10, 2021, through April 23, 2021, in the amount of \$609,452.88; Net amount for Payroll #8 effective April 23, 2021 in the amount of \$335,397.36 (Includes Police & Fire Pension in the amount of \$8,804.19). Commissioner Leonhard seconded the motion and the motion was unanimously approved. The Mayor declared the motion carried 5-0.

Other:

City Manager Kramer:

- Gave an update on pool and spring sports program

Commissioner Griswold:

- Gave update of COVID-19 Community information and stats on vaccines and cases

Commissioner Wilson:

- Reminder about pool passes
- Asked the City Manager to give update on city building accommodations at the Riverfront Community Center

Mayor Bauder:

- Northside Grocery Transport Inc. to provide a letter of support for a personal property tax exemption of two vans donated by University of St. Mary for assisting with transportation needs.
- Mayor Bauder read the letter and asked the commission for a consensus to provide the letter
- There was a consensus

Adjournment:

Commissioner Griswold moved to adjourn the meeting. Commissioner Leonhard seconded the motion and the motion was unanimously approved and the meeting was adjourned.

Time Meeting Adjourned 8:15 p.m.

Minutes taken by City Clerk Carla K. Williamson, CMC