



**CALL TO ORDER** - The Governing Body met in regular session and the following commission members were present: Mayor Jermaine Wilson, Mayor Pro-Tem Myron J. (Mike) Griswold, Commissioners Larry Dedeke and Mark Preisinger; not present: Commissioner Nancy Bauder.

**Others present:** City Manager Paul Kramer, Assistant City Manager Taylour Tedder, Public Works Director Mike McDonald, Deputy Public Works Director Mike Hooper, WPC Superintendent Chuck Staples, Operations Superintendent Curtis Marks, Streets Foreman Becky Beaver, Finance Director Ruby Maline, Police Chief Pat Kitchens, Public Information Officer Melissa Bower, City Attorney David E. Waters, Deputy City Clerk Cary L. Collins and City Clerk Carla K. Williamson.

Mayor Jermaine Wilson opened the meeting with the pledge of allegiance followed by silent meditation.

**PROCLAMATIONS:**

**Vietnam Veterans Day – March 29, 2019** – Lynn Rolf was present to accept the proclamation.

**National Library Week – April 7-13, 2019** – Leavenworth Public Library Director Matt Nojonen was present to accept the proclamation.

**Leavenworth Spring Clean-up Day – April 6, 2019** – Public Information Officer for the City Melissa Bower was present to accept the proclamation.

**OLD BUSINESS:**

**Consideration of Previous Meeting Minutes:**

Commissioner Preisinger moved to approve the minutes from the March 12, 2019 Regular Meeting as presented. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

**Second Consideration Ordinance:**

**Second Consideration Ordinance No 8098 Amending Chapter 10; Alcoholic Beverage** – City Clerk Carla Williamson presented for second consideration. The ordinance was placed on first consideration at the March 12, 2019 City Commission meeting. The ordinance before the Commission includes a change to Sec. 10-2 that was not included in the draft presented on March 12, 2019. Staff had also recommended a Special Event Cereal Malt Beverage fee of \$100.00 per event. There was a consensus by the City Commission to approve the \$100.00 fee recommended by Staff.

Mayor Wilson called the roll and Ordinance 8098 passed 4-0.

**NEW BUSINESS:**

**Citizen Participation:**

Leavenworth High School Theatre Director Jennifer Morgan discussed Theater in Schools month. Students Thomas Yambo Rios and Michelle Denney spoke and gave a personal perspective of theatre.

**General Items:**

**Consider Request for Delaware Street Closure- April 28, 2019** – City Clerk Carla Williamson and Police Chief Pat Kitchens presented for consideration the closure of the 400 and 500 blocks of Delaware on Sunday, April 28, 2019 from 12:01 a.m. to 7:00 p.m. for the Cool Hand Luke Gravel Grinder bike race. The event will include food trucks and a beer tent. Grinders High Noon will provide the beer tent. They currently hold a state and city brewer and caterer’s license so no additional licensing is required. The area of beer consumption is required to be clearly marked off. Additional barricades will be placed on 5<sup>th</sup> Street for the safety of the racers and will be monitored by the police department. Brendan Sheehan addressed the Commission and discussed the race and the benefits of having the race begin and end in the downtown area. There was discussion as to the need for a resolution to close the street for the event and allow beer. City Clerk Williamson stated that discussions with Kansas Alcohol Beverage Control determined that a resolution was not required because Grinders High Noon holds a brewer and caterer’s license. City Attorney Waters recommended that a resolution be approved in the motion and the Mayor could sign the resolution before the event.

Commissioner Griswold moved to approve a resolution authorizing the closure of streets for the Cool Hand Luke Gravel Grinder event and approve the sale and consumption of beer during the event as presented in the 400 block of Delaware. Commissioner Preisinger seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

**Bids, Contracts and Agreements:**

**Consider Bids for Replacement of Police Vehicles** – Police Chief Pat Kitchens presented for consideration the purchase of four (4) 2019 Dodge Charger police patrol sedans. A single bid was received from Landmark Dodge in the total amount of \$115,992.00. The breakdown of the bid is as follows:

<u>Item</u>	<u>Quantity</u>	<u>Price Per</u>	<u>Total</u>
2109 Dodge Charger Police Patrol Sedans (Black)	3	\$28,555.00	\$85,665.00
2019 Dodge Charger Police Patrol Aedan ( Black & White)	1	\$29,942.00	\$29,942.00
Service Manual	1	\$385.00	\$385.00
			<u>\$115,992.00</u>

Commissioner Griswold moved to approve the purchase of four 2019 Dodge Charger 4-door sedans from Landmark Dodge at a total price of \$115,992.00. Commissioner Dedeke seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

**Consider Bids for the 14<sup>th</sup> & Pawnee Culvert Replacement Project** – Public Works Director Mike McDonald presented for consideration the bids for the Project. Staff recommends the approval of the low bid from Cohorst Enterprises in the amount of \$552,393.00. Bids were opened on March 20, 2019 and bids were as follows:

<b>Company</b>	<b>City</b>	<b>Total Bid</b>
Cohorst Enterprises	Wellsville KS	\$552,393.00
LEXECO	Leavenworth KS	\$583,927.75
Hoy Excavating	Kansas City MO	\$589,374.00
Linaweaver Construction	Lansing KS	\$645,738.00
Engineer's Estimate:		\$522,310.00

Commissioner Griswold moved to approve the low bid received from Cohorst Enterprises for the 14<sup>th</sup> & Pawnee Culvert Replacement Project in the amount of \$552,393.00. Commissioner Preisinger seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

**Consider Sole Source Bid for repairs to Water Pollution Control (WPC) Clarifiers** – WPC Superintendent Chuck Staples presented for consideration repairs to primary clarifier #3 and final clarifier #1. Staff contacted Clear Stream Environmental and received three bids and options. Staff recommends option 1 in the amount of \$61,100.00, which includes a permanent repair to primary clarifier #3 and a temporary repair to final clarifier #1. The temporary repairs will be further evaluated for further repair or replacement as part of the WPC budget process.

Commissioner Preisinger moved to approve option 1 for \$61,100.00 from Clear Stream Environmental for the permanent repair to primary clarifier #3 and a temporary repair to final clarifier #1. Commissioner Dedeke seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

**Consider Sign Fabrication Agreement with Kanas Department of Corrections** – Public Works Director Mike McDonald presented for consideration an agreement with Kansas Department of Corrections for sign fabrications services. Staff is preparing to implement a program to install new street name signs. Staff has had conversations with Kansas Correctional Industries (KCI) to use their program to produce signs for the city. Specifics of the agreement are still being discussed. Staff recommends the City Commission authorize the City Manager to approve the final sign fabrication agreement.

Debra Gillespie with KDOC was also present to answer any questions from the Commission.

- Self-supporting organization
- Sell to governmental entities only - no private entities per statute

Commissioner Griswold moved to authorize the City Manager to approve a sign fabrication agreement with the Kansas Department of Corrections. Commissioner Preisinger seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

**CONSENT AGENDA:**

Commissioner Preisinger moved to approve claims for March 9, 2019 through March 22, 2019, in the amount of \$711,460.42; Net amount for Payroll #6 effective March 15, 2019, in the amount of \$333,482.68; (Includes Police & Fire Pension in the amount of \$11,572.36). Commissioner Griswold seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

**Other:**

**Flood Update:**

Mike McDonald gave an update on the recent flooding, which included the following:

- 2<sup>nd</sup> highest flood recorded at 31.3 feet
- Highest recorded was in 1993 at 35.3 feet
- The Riverfront Community Center (RFCC) did not flood
- RFCC operations inside ceased Saturday afternoon when the building sewer could not drain properly
- City forces were informed Friday March 22 that flooding would rise to a level higher than anticipated by Saturday
- City forces from all departments were involved in making sandbags, installing sandbags and preparing for the worst case scenario
- Help from members of the community
- Wastewater Treatment Plant (WWTP) did not flood
- WWTP was staffed 24/7 from Friday to Monday
- WWTP only suffered minor damage to some equipment
- Wastewater did overflow from one basin during the event into Five-Mile Creek for a period of 24 hours – KDHE was informed
- Airport completely flooded to the roof and closed until further notice
- 2<sup>nd</sup> Street will reopen as the water recedes
- Brush Disposal Site closed until further notice
- Riverfront Park parking lot and campground closed until further notice; Leavenworth Waterworks is also blocking the roadway related to pumping water in the water intake structure
- Three-Mile Creek Trail closed until further notice
- Animal Control was not affected by the flood in any way due to the new higher location

**Executive Session:**

**Executive Session – Land Acquisition Exception per K.S.A. 75-4319(b)(6)**

Mayor Wilson moved to recess into executive session to discuss the acquisition of real property pursuant to the preliminary discussion of the acquisition of real property exception per K.S.A. 75-4319 (b) (6). The open meeting to resume in the City Commission Chambers at 8:41 by the clock in the City Commission Chambers. City Manager Paul Kramer, Assistant City Manager Taylor Tedder and City Attorney David Waters are requested to be present during the Executive Session. Commissioner Preisinger seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

The City Commission returned to open session at 8:41 p.m.

Mayor Wilson moved that the City Commission decline its right to match the offered price of Lots 9 and 10, Block 44 owned by the Leavenworth Youth Achievement Center, we are under the impression that the funds will be used for youth activities. Commissioner Preisinger seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

**Adjourn:**

Commissioner Dedeke moved to adjourn the meeting. Commissioner Preisinger seconded the motion and was unanimously approved.

Time Meeting Adjourned 8:44 p.m.

Minutes taken by City Clerk Carla K. Williamson, CMC