



CALL TO ORDER - The Governing Body met in regular session and the following commission members were present: Mayor Jermaine Wilson, Commissioners Nancy Bauder, Larry Dedeke and Mark Preisinger. Mayor Pro-Tem Myron J. (Mike) Griswold was present via phone call.

Others present: City Manager Paul Kramer, Assistant City Manager Taylour Tedder, Public Works Director Mike McDonald, Deputy Public Works Director Mike Hooper, Section 8 Manager Pat Tooley, Parks and Recreation Director Steve Grant, RFCC Manager Tammy Metzgar, Katie Logan in for City Attorney David E. Waters and City Clerk Carla K. Williamson.

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

PROCLAMATION:

Military/America Saves Week – Kathy Rizzo from Armed Forces Bank was present to accept the proclamation.

OLD BUSINESS:

Consideration of Previous Meeting Minutes:

Commissioner Bauder moved to approve the minutes from the January 22, 2019 Regular Meeting as presented. Commissioner Dedeke seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Second Consideration Ordinance:

Second Consideration Ordinance No 8095 Rezoning 600 Shawnee & 621 Seneca – City Manager Paul Kramer reviewed the Rezoning request and presented for second consideration.

Mayor Wilson called the roll and the Ordinance passed 5-0.

NEW BUSINESS:

Citizen Participation: None

General Items:

Waiver of Distance Requirement for Temporary Liquor License – City Clerk Carla Williamson presented for consideration a waiver of the code requirement that prohibits alcoholic liquor from being sold or served from a location within three hundred (300) feet of any church, school, nursing home, library or hospital; to allow the following temporary liquor permits to be issued for use at:

- Immaculate Conception Church, located at 711 N. 5th St on Sunday, March 10, 2019 for the St. Patrick's Corned Beef and Cabbage Dinner
- St. Joseph Church, located at 306 N. Broadway St on Saturday, June 15, 2019 for the Annual Germanfest, Dinner and Dance

The City of Leavenworth Code of Ordinances, Chapter 10, Article III, Section 10-83 (b) allows the governing body to grant such a waiver, if they find that the proximity of the establishment is not adverse to the public welfare or safety. Leo Fink was present to answer any questions of the Commission.

Commissioner Preisinger moved to waive the 300-foot requirement from any church, school, nursing home, library or hospital for the events as presented. Commissioner Dedeker seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Consider Sale of City Owned Property 6th and Dakota Street – Assistant City Manager Taylour Tedder presented for consideration the sale of the City owned property located on the northeast corner of 6th and Dakota commonly referred to as 528 Dakota Street. Ashley and Alex Eisiminger owns of the adjacent property at 522 Dakota Street approached the City and inquired about purchasing the property from the City. The property is primarily an unbuildable lot and the sale of the lot would no longer require city resources to maintain the lot. The sales contract prepared would allow the Seller (the City) to transfer to the Buyer by Quit Claim deed with the property accepted by the buyer “as is”.

Commissioner Preisinger moved to approve the sales contract to sell 528 Dakota to Ashley and Alex Eisiminger as presented. Commissioner Bauder seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Public Hearing:

Public Hearing to Vacate a Portion of Meadow Lane

Open Public Hearing:

Commissioner Preisinger moved to open the public hearing. Commissioner Bauder seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Comments from Staff and Public:

Public Works Director Mike McDonald presented the petition filed by Unified School District (USD) 453 Board of Education to request the vacation of a portion of Meadow Lane and surrounding Right-of-Way (ROW). The Street ROW for Meadow Lane is owned by the City and was acquired through the subdivision process from the developer. The vacation is requested in connection with the construction of the new Intermediate Center on the property owned by USD 453. If action is approved the road/ROW reverts back to adjoining property owners. All utility companies have been notified. There were no objections with the exception of Leavenworth Waterworks. An agreement has been worked out between Leavenworth Waterworks and USD 453 to accommodate the needs of Waterworks by providing an easement for an existing hydrant.

Close Public Hearing:

Commissioner Preisinger moved to close the public hearing. Commissioner Bauder seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

First Consideration Ordinance to vacate a portion of Meadow Lane:

There was a consensus by the Commission to place on first consideration.

Mayor's Appointments:

Mayor Wilson moved to recommend the following appointments:

Airport Advisory Board:

- Reappoint John Carrol and William Kidder to terms ending December 31, 2021

Convention and Tourism Committee:

- Reappoint Tony Baker, Scotty Brezgiel, George Marcec, Michael Watson and Dick Wright to terms ending January 31, 2022

Deer Management Advisory Committee:

- Reappoint Dan Nicodemus, Tom Wells, Carla Williamson and Lloyd Yonts to terms ending December 31, 2021

Grow Leavenworth County:

- Appoint Alejandro Amaya to an unexpired term ending May 31, 2020

Parks & Community Activities Advisory Board:

- Reappoint Michelle (Shelly) Cannon, Kara McDaniel and John Reichley to terms ending January 15, 2022

Sister City Advisory Board:

- Reappoint John Reichley to a term ending December 31, 2021

Commissioner Dedeke seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Appointment to the Leavenworth County Port Authority – City Manager Kramer presented for consideration the appointment of Rick Schneider to the Leavenworth Port Authority with a term expiring January 1, 2023. The appointment requires the approval of both the City of Leavenworth and the Leavenworth County Board of Commissioners.

Commissioner Preisinger moved to approve the appointment of Rick Schneider to the Leavenworth Authority with a term expiring January 1, 2023. Commissioner Bauder seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Resolutions:

Resolution B-2213 Section Eight Management Assessment Program (SEMAP) – Section 8 Manager Pat Tooley presented for consideration a resolution submitting the SEMAP certification to the U.S. Department of Housing and Urban Development (HUD) for the operation of the Housing Choice Voucher (Section 8) program.

Commissioner Bauder moved to adopt Resolution B-2213 submitting the SEMAP certification to HUD. Commissioner Dedeke seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Resolution B-2214 Setting Maximum Amount for 2019 Asphalt Overlay Project General Improvement Bonds – City Clerk Carla Williamson presented for consideration a resolution setting the maximum amount of \$1,887,985.00 for the 2019 Asphalt Overlay General Improvement Project Bonds. The amount is set by Charter Ordinance 56, which authorizes the City to issue and sell general obligation bonds in an amount equal to 28% of the amount of revenue produced for the tax year one year preceding the year of the bond issuance by the City of Leavenworth’s tax mill levies certified by the Leavenworth County Clerk.

Commissioner Preisinger moved to adopt Resolution B-2214. Commissioner Dedeke seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Bids, Contracts and Agreements:

Consider Bids for Riverfront Community Center Flooring – Parks & Recreation Director Steve Grant presented for consideration the bids for flooring replacement for the Riverview Room and elevator lobby area at the Riverfront Community Center. Bids were opened on February 5, 2019 and only a single bid from Image Flooring of Lenexa Kansas in the amount of \$33,639.84 was received.

Commissioner Bauder moved to approve the bid from Image Flooring of Lenexa Kansas in the amount not to exceed \$33,639.84 for the Riverview Room flooring replacement project at the Riverfront Community Center. Commissioner Dedeke seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Consider 2019 Sanitary Sewer Inflow and Infiltration (I & I) Design Contract - Public Works Director Mike McDonald presented for consideration the approval of a design services agreement with George Butler Associates, Inc. in an amount not to exceed \$40,085.00 for the 2019 Sanitary Sewer I & I Project.

Commissioner Preisinger moved to approve the design services agreement with George Butler Associates for the 2019 Sanitary Sewer I & I project in an amount not exceed \$40,085.00. Commissioner Bauder seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

CONSENT AGENDA:

Commissioner Bauder moved to approve claims for January 19, 2019 through February 8, 2019 in the amount of \$1,758,335.84; Net amount for Payroll #3 effective February 1, 2019 in the amount of \$328,299.87; (No Police & Fire Pension). Commissioner Dedeke seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Other: None

Adjourn:

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

Time Meeting Adjourned 7:42 p.m.

Minutes taken by City Clerk Carla K. Williamson, CMC