



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

Others present: City Manager Paul Kramer, Assistant City Manager Taylour Tedder, Public Works Director Mike McDonald, Deputy Public Works Director Mike Hooper, Superintendent of City Operations Curtis Marks Sr., Parks & Recreation Director Steve Grant, Finance Director Ruby Maline, Police Chief Pat Kitchens, HR Director Lona Lanter, Public Information Officer Melissa Bower, City Attorney David E. Waters, Deputy City Clerk Cary L. Collins and City Clerk Carla K. Williamson.

Mayor Mark Preisinger opened the meeting with the pledge of allegiance followed by silent meditation.

PROCLAMATIONS:

Drinking Water Week – Joel Mahnken of the Leavenworth Water Department accepted the proclamation.

National Small Business Week – Main Street Director Wendy Scheidt accepted the proclamation.

Arbor Day – Parks & Recreation Director Steve Grant accepted the proclamation.

National Travel & Tourism Week – Rosalee Robinson accepted the proclamation.

OLD BUSINESS:

Consideration of Previous Meeting Minutes:

Commissioner Bauder moved to approve the minutes from the April 10, 2018 regular meeting as presented. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

NEW BUSINESS:

Citizen Participation:

Terry Downing Marketing Representative from Kansas Palliative and Hospice Care

- Not a big presence in Leavenworth and working on correcting that
- Hospice care is a benefit available to everyone

John Owens 1310 Foxhill Street

- Bought property 12 years ago

- Creek on his property
- Built a bridge to get to the other side of his property
- Creek keeps eroding his property and destroyed the bridge
- Drainage system with multiple pipes on his property
- Has discussed with the city over the past 12 years and has not had help
- Hopes that the Stormwater program will address his problems

Mayor Preisinger thanked Mr. Owens for his comments. The stormwater program will address the issues on his property at some point. Cannot give a date or promise a date of when that will happen.

General Items:

Request for Reduction in Special Assessments fees 613 S 10th Street –City Clerk Carla Williamson presented for consideration a request by Mr. Michael Burgess to reduce the fees on the property at 613 S 10th Street. The property was offered for sale by the County at the 2016 tax sale. The property is still available for purchase by anyone making an offer. Mr. Burgess would like to request a reduction in the City Special assessments to the 2016 and 2017 taxes prior to purchasing the property. There are also additional fees that have not been assessed to the property that he would like to request a reduction to as well. Mr. Burgess plans to use the property for a garden. The fees on the property are as follows:

Date of Mowing	Cost of Mowing/Clean up	Admin Fee	Total
August 7, 2015	23.41	250.00	273.41
April 28, 2016	23.41	100.00	123.41
May 15, 2016	23.41	250.00	273.41
June 6, 2016	23.41	500.00	523.41
June 28, 2016	23.41	500.00	523.41
<i>2016 Special Assessment Total</i>	<i>\$117.05</i>	<i>\$1,600.00</i>	<i>\$1717.05</i>
July 25, 2016	23.41	500.00	523.41
August 15, 2016	23.41	500.00	523.41
September 4, 2016	23.41	500.00	523.41
September 26, 2016	23.41	500.00	523.41
May 9, 2017	17.56	100.00	117.56
May 21, 2017	17.56	250.00	267.56
June 16, 2017	17.56	500.00	517.56
<i>2017 Special Assessment Total</i>	<i>\$146.32</i>	<i>\$2,850.00</i>	<i>\$2,996.32</i>
July 7, 2017	250.00	500.00	750.00
August 4, 2017	23.41	500.00	523.41
September 7, 2017	23.41	500.00	523.41
October 3, 2017	23.41	500.00	523.41
<i>Current Fees Due to City</i>	<i>\$320.23</i>	<i>\$2,000.00</i>	<i>\$2,320.23</i>
TOTAL FEES	\$583.60	\$6,450.00	\$7,033.60

Mayor Preisinger moved to approve the reduction in the fees 613 S 10th Street from \$7,033.60 to \$883.60 if property is purchased by Mr. Burgess by June 1, 2018. Commissioner Griswold seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

Mayor Preisinger made the following statement:

“Before we get into discussion on this item, I would like to disclose that there was a correspondence from a private Citizen to the Commission related to this item. That correspondence was done over a social media messaging application, initiated by the private citizen, and individual members of the Commission did respond to that citizen. Due to the nature of the social media application, the responses were available to be seen by the full Commission, which could be in conflict with provisions of the Kansas Open Meetings Act (KOMA).

In the interest of full disclosure, that private social media message and Commission correspondence were reported to the City Manager and the City Attorney. On the advice of counsel, a copy of that correspondence will be provided to the City Clerk for inclusion in the formal public record related to discussion on this item.” (Correspondence is included with the minutes as attachment A)

Main Street Sanctioned BBQ Contest September 2018 – City Clerk Carla Williamson presented for consideration a request from Leavenworth Main Street for the 2018 Hog Wild BBQ Contest. Main Street is requesting use of the City parking lots in the 200 block of Cherokee and closure of Cherokee Street from 2nd Street to 3rd Street during the event to designate the area alcohol friendly. Approval of such an event as alcohol friendly requires the City Commission to approve by resolution the specific dates, times and location. The resolution is required by the state to issue a temporary liquor permit. The City Commission approved this request in 2017. Main Street Director Wendy Scheidt was present to answer questions.

Joey Denney and Wendy Scheidt addressed the Commission and the following was discussed:

- Police Chief Pat Kitchens stated that there were no police reports at last year’s events
- Mr. Denney said they would like to have the event at Haymarket Square but Haymarket is booked by the Farmer’s Market
- Mr. Denney stated there were no significant events; biggest event and comments they received was that there was not enough port-a-potties

Christine Pugh – Owner of Sona/Scrivner’s Creative Center 231 Cherokee Street addressed the City Commission with concerns:

- No concerns with the BBQ portion; concerns with alcohol being served
- She teaches children
- Issue last year; however, she did not report them to the Police or City
- Felt unsafe due to alcohol involved in event
- Parents of students also felt it was unsafe
- KVC Kansas is in the old KCKCC building; concerned that alcohol not appropriate near this establishment
- Safety issue

The City Commission discussed and addressed Ms. Pugh’s concerns

- Main Street visited surrounding businesses and had signature from businesses supporting the event
- KVC signed the sheet from Main Street aware of the event and presented no concerns to the City or Commission
- Restaurants that serve alcohol are already in the area
- Discussed amending the time of alcohol serving and consumption
 - Chief Kitchens stated that he could have a uniformed officer in the area of KVC during the hours they are open while alcohol is permitted

Commissioner Bauder moved to approve the street and parking lot closures for the Leavenworth Hog Wild BBQ Contest scheduled for September 7 – 8, 2018 and designate the municipal lots specified in the 200 block of Cherokee as alcohol friendly. Commissioner Griswold seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

Commissioner Griswold moved to approve Resolution B-2194. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

Request for Downtown Street Closure for American Fallen Warrior Memorial Foundation – Police Chief Pat Kitchens presented for consideration a request from the American Fallen Warrior Memorial Foundation to close 3rd Street between Shawnee Street and Delaware Street between the hours of 10:00 am and 12:30 pm on May 11, 2018 during a welcome ceremony. The foundation also requested a police escort following the ceremony as the exhibit leaves Leavenworth on route to Cabela’s at the Legends. The Police Chief met with Cynthia Sowle and has worked out an alternate route to assist the Exhibit and Patriot Guards get to 4th Street and work with the City of Lansing and surrounding Law Enforcement.

Mike and Cynthia from the American Fallen warrior Memorial Foundation addressed the Commission and discussed the event and ceremony.

Commissioner Bauder moved to authorize the closing of 3rd Street between Shawnee Street and Delaware Street between the hours of 10:00 am and 12:30 pm for the welcome ceremony for the AFWMF on May 11, 2018. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

Mayor’s Appointments:

Mayor Preisinger moved to recommend the following appointment:

Board of Zoning Appeals:

- Reappoint Richard Gervasini and Kathy Kem to terms ending May 1, 2021

Building Code Board of Appeals:

- Appoint Jody Kaaz to a term ending May 1, 2023

City Planning Commission:

- Reappoint Linda Bohnsack, Michael Burke and Claude Wiedower to terms ending May 1, 2021

Electrical Board of Appeals:

- Appoint Jeff Wagner to a term ending May 1, 2023

Grow Leavenworth County:

- Reappoint Amy Baker, Jacob Dale and Wendy Scheidt to terms ending May 31, 2020

Leavenworth Preservation Commission:

- Reappoint Ken Bower and Richard Jackson to terms ending April 15, 2021

Library Board:

- Appoint Ellen Bogdan to a term ending April 30, 2022

Mechanical Board of Appeals:

- Appoint Keith Sanders to a term ending May 1, 2023

Plumbing Board of Appeals:

- Reappoint Tim Elliott to a term ending May 1, 2023

Commissioner Bauder seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

Commissioner Griswold asked about qualifications of appointees. Mayor explained that information on appointees is available at the City Clerk's office and any of the Commissioners can look at those.

2018-2019 City Commission Goals – City Manager Paul Kramer presented for consideration approval of the City Commission Goals that were discussed at the April 11, 2018 goal setting session.

Commissioner Griswold provided a revised version of the Goals and discussed with the Commissioners. The Mayor and Commission discussed the goals and the revisions that Commissioner Griswold presented. The Commission agreed that the Goals could be approved as presented and any changes could be discussed at a future Study Session or Regular Meeting.

Commissioner Bauder moved to adopt the 2018-2019 City Commission Goals. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

Bids, Contracts and Agreements:

Consider Bids for the Comprehensive Compensation Study – HR Director Lona Lanter presented for consideration approval of a consulting services contract with Springsted to conduct a comprehensive compensation study. A Request for Proposals (RFP) was developed for a comprehensive compensation and classification study. Based on the analysis of the proposals submitted Staff recommends approval of the proposal Option 2 by Springsted in an amount not to exceed \$45,600.00. The analysis was not based on lowest price and took into consideration the proposal that best fit the needs of the City. Springsted asserts a more detailed approach with respect to job functions versus just job title. Two proposals were received and were as follows:

Bidder	Option 1	Option 2
CBIZ	\$22,300.00	\$31,700.00
Springsted	\$30,600.00	\$45,600.00

City Manager Kramer added that it has been over 20 years since the City has had such a study done and any results increasing salary or wages may have to be phased in.

Mayor Preisinger asked for a clarification from the City Attorney regarding the RFP process and if it is appropriate for the decision to be based on factors other than cost. City Attorney Waters stated that this is a specialized service and proposals could be analyzed and approved based elements other than cost.

Commissioner Bauder moved to approve the proposal for compensation study consultant services with Springsted Incorporated not exceed \$45,600. Commissioner Griswold seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

Consider Bids for 2018 Pavement Management Project; Granite Seal Program – Public Works Director Mike McDonald presented for consideration the bids for the 2018 Pavement Management Project Granite Seal Program. Staff recommends approval of the low bid submitted for the base and alternate by Harbour Construction in the amount of \$518,210.40. Bids were opened on April 18, 2018 and were as follows:

Company	City	Base Bid	Alternate Bid	Total Bid
Harbour Construction	Kansas City KS	\$388,774.88	\$129,435.52	\$518,210.40
Vance Brothers	Kansas City MO	\$393,928.92	\$130,739.68	\$524,668.60
Mid America Road Builders				not read
Engineer's Estimate:		\$550,000.00		

Commissioner Bauder moved to approve the low bid submitted for the base and alternate by Harbour Construction for the 2018 Pavement Management Granite Seal Program in the amount of \$518,210.40. Commissioner Griswold seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

Consider Bids for Wheeled Skid Steer Loader – Public Works Director Mike McDonald and Superintendent of City Operations Curtis Marks Sr. presented for consideration the purchase of a 2018 Case SV340 T4 wheeled skid steer loader with 24" planer and utility broom attachment from Victor L. Phillips Co in the amount of \$70,983.00. Bids were opened on April 13, 2018 and were as follows:

Company	City	Total Bid
Victor L Phillips	Topeka KS	\$70,983.00
KC Bobcat	Tracey MO	\$74,089.04
Foley Equipment	Kansas City MO	\$83,984.17

Commissioner Bauder moved to approve the purchase of the 2018 wheeled skid steer loader for \$70,983.00 from Victor L Phillips. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

CONSENT AGENDA:

Commissioner Griswold moved to approve claims for April 7, 2018 through April 20, 2018 in the amount of \$832,890.15; Net amount for Pay #8 effective April 13, 2018 in the amount of \$314,394.97 (No Police & Fire Pension). Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 4-0.

Other:

Commissioner Griswold would like the Commission to consider a future Study Session on Goals and to further discuss continuing the Spring Cleanup efforts.

Mayor Preisinger said he would work with the City Manager on putting these on the schedule.

Commissioner Wilson stated that he had a question from a citizen at 11th and Pottawatomie regarding street lights. At one time there were street lights but they are no longer there.

Public Works Director Mike McDonald said we would look in to it but this may be a Westar issue. He will report to the City Manager his findings.

City Manager Paul Kramer announced that there would be no Study Session on May 1, 2018.

Adjourn:

Commissioner Bauder moved to adjourn the meeting. Commissioner Griswold seconded the motion and was unanimously approved. The Mayor declared the motion carried and the meeting adjourned.

Time Meeting Adjourned 8:36 p.m.

Minutes taken by City Clerk Carla K. Williamson, CMC

MON 1:16PM

APR 23, 2018



Christine

I see that Main Street is on the agenda tomorrow evening to ask for the street and parking lot closure for their BBQ event. I have spoken with Bill from Family Bistro and he said both he and Pullman's are opposed to the closure. They can not afford again to lose customers again during this weekend, Haymarket Square was designed for these types of events. It is my understanding that the city paid to have it covered for these types of events. The new theater will also be affected by the street and parking lot closure since many movie goers will be using the parking lots on the east and west side of Pullman's to attend movies. While the closure is only for the east side of Pullman's, vendors will park in the parking lot on the west side of Pullman's leaving little or no parking for movie goers, restaurant diners, or my students parents and Sona shoppers. That means at least 4 businesses who collect sales tax will be affected for a two day event that brings in very little in sales tax. Also affected will be KVC Kansas, They will be in the "alcohol friendly zone" which does not seem to be a good idea considering they are an organization which deals with families and children in crisis. I am concerned about the safety issues. Alcohol and crisis do not mix. Also just a few block up is the homeless shelter. Consider the burden on them. Main Street has volunteers who man their beer tent. Many of these volunteers are not skilled enough to handle or know when a person has had too much to drink. This has in past years and will again create problems this year for our block and the surrounding blocks. Having the BBQ event at Haymarket not only spares our block the burden, it will be extremely cost effective for Main Street. The amount of money they will save on the rental of generators alone should be reason enough for them to consider this option. The field behind Ten Penny, just past the VFW Honor park is perfect for the BBQ teams which like to be separate from the event. They are not open to the public. Haymarket has restroom, thus saving Main Street even more money since they will not need to rent port-a-potties. Ten Penny is

usually a vendor at this event, so the close proximity to their restaurant will be helpful. There are many other reasons why Haymarket would be a better location for the BBQ event, so I ask why it has not been considered. I am asking that you, our city commissioners, please take into consideration the major burden to our block and businesses during this event when you make your decision on the street and parking lot closure.

MON 2:42PM



Jermaine

I will make the suggestion about Haymarket Square

Christine

i spoke with Joey Denny and he said that Wendy said Scott from Pullman's came in and signed the paperwork not to oppose the BBQ last Friday or Saturday. The new owners of the Family Bistro did sign the paperwork also, although they were unaware of the situation until they spoke with Bill, the former owner after they signed.for the event. Robin, his wife, did not think he had when I spoke with her this morning.

Christine

Sorry, Robin Scott the owner of Pullman's was unaware he had signed the paper when I spoke with her this afternoon. As far as Haymarket Joey said they can not use it because the Farmer's market is there. I told him I was easily able to work things out with the farmers the two years I held Buffalo Bill Days there. He then said the city is who wants it on our block so Farmer's market is not disturbed. Honestly, I am not sure what the truth is and I can only say again that the event is a burden on our block and a huge safety issue in my opinion because of the "alcohol friendly zone"

Christine

Has the city ever investigated what the cost would be to put an electronic fence that would open and close the area between the Riverfront community center and the Riverfront walkway when trains go by. This should be considered as something that would increase tourism because events could be held at the Riverfront walkway. Jazz on the River could be at the River, there could be a Riverwalk Art festival like in Kansas City, and many more events there. All of the light poles along the sidewalk in that area have outlets so vendors could plug in. Just a suggestion, but our Riverfront is a beautiful area and would draw tons of people to it. Perhaps now that there is a surplus from the hotel tax this would be a possibility.

MON 10:30PM



Myron J

Christine, with regard to your first three PMs, I will do my best to get the Commission to talk about, and, one way or the other, address your concerns about the Downtown BBQ Event scheduled for September.

At this point I certainly don't know whether the City has considered an electronic fence between the Riverfront Community Center and the Riverfront Park, or costed it out. I can ask. I do agree with your assessment about the attractiveness and utility of the Park, and appreciate you thinking outside the box a bit on ways the City could make it even better. In the not too distant future I will recommend the Commission start discussing the subject.

Christine

Thanks. I had looked at the riverfront as a place for Buffalo Bill Days. it would have been perfect except for the train crossing issue. The city used to hold the Christmas tree lighting in this area.

Seen by Nancy, Jermaine, Myron J

Chat Conversation End