



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, Larry Dedeke and Myron J. (Mike) Griswold.

Others present: City Manager Paul Kramer, Assistant City Manager Taylour Tedder, Parks & Recreation Director Steve Grant, Parks Superintendent Brian Bailey, Public Works Director Mike McDonald, Deputy Public Works Director Mike Hooper, WPC Superintendent Chuck Staples, City Planner Julie Hurley, Finance Director Ruby Maline, Public Information Officer Melissa Bower, City Attorney Tom Dawson, Deputy City Clerk Cary Collins and City Clerk Carla K. Williamson.

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

Presentation to Ron and Kay Beaman; Wheel Thing Skate Center – Mayor Preisinger presented on behalf of the City a letter and certificate thanking Ron and Kay Beaman for 32 years of operating the Wheel Thing Skate Center dedicated to the youth of Leavenworth and congratulating them on their retirement.

Proclamation:

Military America Saves Week of February 26 – March 3, 2018; Kathy Rizzo and Tina Farr were present to accept the proclamation.

OLD BUSINESS:

Consideration of Previous Meeting Minutes:

Commissioner Bauder moved to approve the minutes from the January 23, 2018 regular meeting and the January 24, 2018 and February 6, 2018 special meeting as presented. Commissioner Dedeke seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Second Consideration Ordinances:

Second Consideration Charter Ordinance No. 58 Related to Creating a Stormwater Program – City Manager Paul Kramer stated that staff would like more time to review the ordinance before second consideration and recommended tabling the item until the next meeting.

The City Commission was in favor by consensus to table the item. No action was taken. Second Consideration will be presented at the February 27, 2018 regular meeting.

NEW BUSINESS:

Citizen Participation:

Mike Jordan along with his Godson Jackson addressed the City Commission and discussed the following:

- Programs for youth
- In need of program for youth at risk
- Juvenile Justice Planning Team only for those kids arrested
- Guidance Center limited resources
- Scared Straight and DARE programs no longer available
- Would like Commission and County Commission to sit down and look at programs
- Possibly the Police Department could look at programs and let families know what is available
- Was in an at risk group himself when young and it helped him
- Families are unaware of where to turn and who to contact
- Possibly putting information on the City's website

Mayor Preisinger

- School district has some programs
- Requires mental health professionals
- JDC has mental health professional
- SRS has mental health professional
- City does not have mental health professionals

Commissioner Bauder

- Countywide child protection team available to catch children before they get into trouble
- Multi-Disciplinary group at the Guidance Center

Commissioner Wilson

- Asked the City Manager about the Scared Straight and DARE programs

City Manager Kramer said the DARE officer was eliminated during a time when the city had a shortage of police officers. It was deemed that the officers were needed combating crime on the streets rather than a DARE officer. The County picked up some of the DARE responsibilities.

Commissioner Dedeke

- Not aware that the City ever had a Scared Straight program
- He will contact the County Sheriff and see if it is something they would consider or have the manpower to do and what insurance would do.

Commissioner Griswold

- The youth are an import issue in the City
- Would like a Study Session on the subject

Mayor Preisinger asked Mr. Jordan about a social media post from January 15th about exposing corruption within Leavenworth to include the City Commission. He is not aware of any corruption and asked that Mr. Jordan please bring any issues forward so they can be investigated by local law enforcement, county sheriff or KBI.

Mr. Jordan stated that he does not want to throw out names but was just generalizing. Was told by a former city employee because it was an inconvenience by the City Commissioner to see the condition of some houses on their way home or on their way to work, targeted houses through code enforcement.

Yolanda Adams addressed the Commission

- Here to discuss what he wanted to discuss; not some personal thing that Mayor Preisinger has with him

The topic will be put on a future Study Session.

Vernon Ferguson-2400 Spring Garden

- Issue with City Planning, Codes and Code Enforcement
- Aug 2016 permit issued for 13 feet out toward street 20 feet wide addition to a house
- Today the structure is 24 wide 20 feet out
- House is encroaching on the street
- Structure was not done properly
- Went to City Manager and Code Enforcement both said nothing wrong
- Feels this is personal
- Was part of the building of the structure
- Informed owner a variance is needed

Mayor Preisinger asked that City Manager to report back to the Commission on the issue.

General Items:

Consider Approval of Tattoo Establishment at 2710 4th Street– City Manager Paul Kramer informed the Commission that late this afternoon City Staff was informed that something fell through with the property management company on the agreement for the proposed location. No action will be needed by the City Commission and the item will not be heard.

The item was not heard or addressed by the City Commission and was removed from the agenda.

Review of Property on Demolition List -1921 5th Avenue – City Planner Julie Hurley provided an update on 1921 5th Avenue. The City Commission placed the property on the Demolition list via Resolution B-2179 on October 10, 2017. On November 14, 2017 the City Commission granted Douglas Neu a 90 day extension. Siding has been installed. No new permits and no visible indication of additional work being performed.

Mr. Neu addressed the City Commission

- Needs to complete siding and get bids on the roof
- The repairs have taken longer than planned
- Needs an additional 90 days
- Plans to live in the house once repairs are complete
- Has been 5 years since the property has been lived in
- Has owned the property for 15 years

Commissioner Dedeker moved to give another 90 day extension to 1921 5th Avenue. Commissioner Bauder seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Mayors Appointments

Mayor Preisinger moved to appoint:

- To the Convention and Tourism Committee, reappoint Wendy Scheidt from Main Street and Mary B. Stephenson from the Leavenworth Historical Society to terms ending January 1, 2021;
- To the Solid Waste Management Committee for Leavenworth County, appoint Steve King Solid Waste Foreman City of Leavenworth and
- To the Parks and Community Activities Advisory Board, reappoint Jim Mathis to a term ending January 15, 2021 and appoint Ms. Reeshemah Richards to a term ending January 15, 2021.

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

Dates for City Commission Budget Work Session & Goal Setting– City Manager Paul Kramer discussed the need to set dates for the 2018 Goal Setting Session and Budget Work Sessions. For the Budget Work Sessions Mr. Kramer proposed 1:00 PM – 5:00 PM on July 11 and July 12. July 13 would be reserved if needed. For the Goal Setting Session Mr. Kramer proposed April 4 from 1:00 PM – 5:00 PM.

The City Commission was in agreement with the dates proposed by the City Manager for the Budget Work Sessions and tentative dates for the Goal Setting Session.

Resolution:

Resolution B-2187 to Set the Maximum Allowed for the 2018 General Improvements Bonds– City Manager Paul Kramer presented Resolution B-2187 for consideration and approval setting the maximum amount of \$1,818,504.00 for the City's 2018 General Improvement Project, asphalt overlay.

Commissioner Bauder moved to adopt Resolution B-2187 setting the maximum amount for the 2018 asphalt overlay-general improvements project. Commissioner Dedeker seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Resolution B-2188 Section Eight Management Assessment Program (SEMAP) – City Manager Paul Kramer presented Resolution B-2188 for consideration and approval. The City Commission will be acting as the Leavenworth Housing Authority Board for this approval.

Commissioner Bauder moved to adopt Resolution B-2188 submitting the SEMAP certification to HUD. Commissioner Dedeker seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Bids, Contracts and Agreements:

Consider Bids for Parks and Recreation Mowing Contract – Parks Superintendent Brian Bailey presented for consideration the bids for the Parks and Recreation Mowing Contract. This is a three year contract with the option to renew for a two year price negotiated extension. Staff recommends the approval of the low

bid from Superior Lawn Care & Snow Removal in the amount of \$44,128.50 per season. Bids were opened on February 2, 2018 and were as follows:

Bidder	(City/State)	Base Bid
Superior Lawn Care and Snow Removal	Leavenworth, KS	\$44,128.50
Jake's Lawn & Landscape LLC	Rushville, MO	\$71,370.00
Sense of Pride Lawn & Landscape	Easton, KS	\$77,480.00
Ground FX	Leavenworth, KS	\$82,680.00
Affordable Lawn & Cemetery Care	Leavenworth, KS	\$104,390.00

Commissioner Griswold moved to approve the low bid with Superior Lawn Care & Snow Removal in the amount of \$44,128.50 per season. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Commissioner Bauder asked for a clarification on this being a three year contract.

A new motion was made to clarify and include the wording of a three year contract.

Commissioner Griswold moved to approve a three year contract low bid with Superior Lawn Care & Snow Removal in the amount of \$44,128.50 per season per year of that contract. Commissioner Wilson seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Consider Bids for Code Enforcement Vehicle – City Manager Paul Kramer stated that this purchase was budgeted for \$28,000.00 which would have been over the City Manager’s authority. The actual bids came in under \$25,000.00 which is within the authority of the City Manager; therefore it is not necessary for the City Commission to take action.

Commissioner Dedeke suggested that the City look at the policy of purchasing extended warranties. City Manager Kramer stated that staff would take a look at this on future purchases.

Consider Design Service Agreement with BG Consultants for the 2018 Sidewalk Project–Public Works Director Mike McDonald presented for consideration the design services contract with BG Consultants for the 2018 sidewalk project in an amount not to exceed \$49,602.00.

Commissioner Dedeke moved to approve the agreement for design engineering services with BG Consultants for \$49,602.00. Commissioner Bauder seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

Consider Bids for Water Pollution Control Landfill Services – Public Works Director Mike McDonald presented for consideration the bids for Landfill Services. Staff recommends approval of the bid from Hamm’s Landfill at \$21.00 per ton for a total amount not to exceed \$102,900.00. Bids were opened on January 25, 2018 and were as follows:

Bidder	Address (City/State)	Base Bid
Hamm	Perry, KS	\$21.00 Per Ton
Waste Management of Kansas	Shawnee, KS	\$40.00 Per Ton

Commissioner Bauder moved to approve the contract for Landfill Services for the disposal of dewatered sludge with Hamm’s Landfill in an amount not to exceed \$102,900.00. Commissioner Griswold seconded the motion and was unanimously approved. The Mayor declared the motion carried 5-0.

First Consideration Ordinances:

First Consideration Ordinance Telecommunications Contract Franchise Agreement –AT & T – City Manager Paul Kramer presented for first consideration an ordinance to renew the telecommunications contract franchise agreement with Southwestern Bell Company dba AT&T Kansas.

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

First Consideration Ordinance to Repeal Article VII of Chapter 14 Related to Professional Wrestling Matches – City Manager Paul Kramer presented for first consideration an ordinance to repeal Article VII of Chapter 14 related to the licensing of professional wrestling matches. At the February 6, 2018 Study Session the City Commission provided a consensus to begin the process of repealing this article of the code of ordinances. These types of events are governed and regulated by the Kansas Department of Commerce Athletic Commission.

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

First Consideration Charter Ordinance to Repeal Charter Ordinance No 6 Related to the Holding of Government Offices by City Commissioners – City Manager Paul Kramer presented for first consideration a charter ordinance to repeal Charter Ordinance No 6. At the February 6, 2018 Study Session the City Commission reviewed Charter Ordinance No 6 *“A charter ordinance relating to the holding of government offices by city commissioners in Leavenworth, Kansas, and exempting the city from the provisions of K.S.A. 13-1802 and providing substitute and additional provisions on the same subject.”* The K.S.A. 13-1802 has been repealed by the state and the Charter Ordinance in place by the City is not enforceable.

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

CONSENT AGENDA:

Commissioner Griswold recapped three items on the claims review:

- \$164,000 for lease payment for capital IT project
- \$552,000.00 property taxes passed to the Library
- \$105,000.00 to Leavenworth County for the new roof on the Justice Center

Commissioner Griswold moved to approve claims for January 20, 2018 through February 9, 2018 in the amount of \$2,073,091.99; Net amount for Pay #3 effective February 2, 2018 in the amount of \$317,444.64 (No Police & Fire

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

Other:

Mayor Preisinger:

This is City Attorney Tom Dawson's last night as City Attorney. He will remain as the City Prosecutor.

City Manager Paul Kramer:

- Springfield selected to hold American Legion state finals this year
- Springfield is also booked to hold five tournaments this year

Mr. Kramer also plans to address a letter to state delegation regarding the following:

- House bill 2560 - Kansas Cybersecurity Act; could result in a user fee \$700.00 per municipal employee to access the state network
- Property tax exemptions - Dark Stores (box stores)
 - These businesses are trying to get property taxes calculated as a vacant building
 - This would be cut to property tax base to cities across the state

Adjourn:

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

Time Meeting Adjourned 8:12 p.m.

Minutes taken by City Clerk Carla K. Williamson, CMC