



**AGENDA**  
**TUESDAY, DECEMBER 21, 2021**  
**CITY COMMISSION ROOM**  
**CITY HALL**  
**1101 POYNTZ AVENUE**

**City Commission Briefing Session**  
**5:45 PM**

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NOTE: The Briefing Session is open to the public and is not televised. The purpose of the Briefing Session is for the Commission to discuss issues of a general nature, review future agenda items, attend training, report on meetings attended as a City Commission Representative, and coordinate calendars, invitations/notices and scheduling. In addition, City Administration may distribute to the Commission any new relevant background material or new information received regarding that evening's City Commission Meeting agenda items.

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**City Commission Meeting**  
**7:00 P.M.**

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NOTE: Agenda items are available on the City's website at <https://www.cityofmnhk.com/Archive.aspx?ADID=7660>. If you would like to provide public comment at the meeting for an item on the agenda, you may sign up through the City's website by 3 p.m. the day of the meeting at <https://cityofmnhk.com/publiccommentsignup> or in person at the meeting. The guidelines for public comments can be found in Resolution No. 050118-B, <https://cityofmnhk.com/meetingspolicy>. If you would like to provide written comment for an item on the agenda in lieu of coming to City Hall, comments may be submitted through the City's website at <https://cityofmnhk.com/contactcommissioners> or by emailing or calling the Commissioners directly. Contact information for each Commissioner is located on the City's website at <https://cityofmnhk.com/202/City-Commission>.

The City Commission Meeting will be televised live on local Cox Cable Channel 3, on the City's website at <http://cityofmnhk.com/tv>, and also on Facebook at <https://www.facebook.com/Cityofmanhattan>. A recording will be made available on the City's website after the meeting.

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**1. PLEDGE OF ALLEGIANCE**



This meeting is being held in the City Commission Room at City Hall, 1101 Poyntz Avenue. In accordance with provisions of the ADA, every attempt will be made to accommodate the needs of persons with disabilities. Please contact the Human Resources Department (587-2443) for assistance.

## 2. COMMISSIONER COMMENTS

## 3. CONSENT AGENDA

[Items on the Consent Agenda are those of a routine and housekeeping nature or those items which have previously been reviewed by the City Commission and may be approved in one motion. A Commissioner may request an item be moved to the end of the General Agenda.]

- A. **MINUTES**
1. Approve the [minutes](#) of the Regular City Commission Meeting held Tuesday, December 7, 2021.
- B. **CLAIMS/PAYMENTS**
1. Approve [Claims Register No. 2988](#) authorizing and approving the payment of claims from December 1, 2021 – December 14, 2021, in the amount of \$3,743,056.74.
- C. **LICENSES**
1. [Approve](#) a **Merchant Guard Agency License** for calendar year 2022 for Securitas Security Services USA, LLC, 3641 South West Plass Avenue, Suite 150, Topeka, Kansas; and Vendtech-SGI, LLC, 250 North Rock Road Suite 360, Wichita, Kansas; a **Tree Maintenance License** for calendar year 2022 for Blueville Nursery, Inc, 4539 Anderson Avenue; Done Right, LLC, PO Box 1924; Gier Tree Service, 3507 Musil Dr; and Hummel Tree Service, Inc, 608 Pottawatomie Avenue; an annual **Cereal Malt Beverages Off-Premises License** for Dillon’s #15, 130 Sarber Lane; and an annual Cereal Malt Beverages On-Premises License for Axe to Grind, 1222 Moro Street.
- D. **SECOND AND FINAL READING**
1. Approve revised [Salary Ordinance No. 7561](#) establishing a new range of salaries for 2022 for City Commissioners and City employees.
  2. Approve [Ordinance No. 7562](#) issuing up to \$1.665 million in Industrial Revenue Bonds for Bev-Hub.
  3. Approve [Ordinance No. 7563](#) amending Sections 4-2, 31-157, 31-159, and 31-160 of the [Code of Ordinances](#) relating to special events and possession of alcoholic liquor and cereal malt beverages in Aggieville, Downtown, City Park and Twin Oaks.
- E. **RESOLUTIONS**
1. Approve [Resolution No. 122121-A](#) establishing and defining the boundaries of the city of Manhattan, Kansas, as of December 21, 2021.
  2. Approve [Resolution No. 122121-B](#) establishing a permit process and regulations for the temporary use of City platforms in the C-4 Central Business District, to include the sale, service, possession, and consumption of alcoholic liquor or cereal malt beverages.

3. Adopt [Resolution No. 122121-C](#) approving the execution and delivery of an agreement to release and assign the City's opioid claims to the Kansas Attorney General and certifying costs attributable to substance abuse and addiction mitigation in excess of \$500.

F. ***BID AND AWARD***

1. Award and authorize the Mayor and City Clerk to execute a sole source construction contract in the amount of \$70,775, with, Larson Construction Company, Inc., of Manhattan, Kansas, for the [Stagg Hill Golf Course Waterline Improvements \(WA2109\)](#) with the contractor selected and contract financed by the golf course.
2. [North Campus Corridor, Phase IX, Improvements \(ST1908\)](#):
  - a. Find that Ebert Construction, of Wamego, Kansas, is the lowest and best responsible bidder, based on staff recommendation;
  - b. Accept the Engineer's Opinion of Probable Cost in the amount of \$9,581,700.42;
  - c. Award and authorize the Mayor and City Clerk to execute a construction contract with Ebert Construction, of Wamego, Kansas, in the amount of \$9,474,379.20;
  - d. Authorize the Mayor and City Clerk to execute a supplemental services agreement with BG Consultants, of Manhattan, Kansas, for additional Construction Engineering and Architectural services in the amount of \$135,154.00; and
  - e. Approve Resolution No. 122121-D amending Resolution No. 052819-B which authorized the project for construction and financing for the project.
3. [North Manhattan Avenue, from Bluemont Avenue to Fremont Street, Improvements \(AG1904\)](#):
  - a. Amend the Construction Manager At Risk contract with McCown Gordon, of Manhattan, Kansas, and accept the guaranteed maximum price (GMP) of \$6,017,391.00;
  - b. Authorize City Administration to finalize and execute a construction administration services agreement with Olsson, of Manhattan, Kansas, in the amount of \$71,540.00; and
  - c. Approve Resolution No. 122121-E authorizing construction and financing in the amount of \$6,730,000.00 for the project.

G. ***MISCELLANEOUS AGREEMENTS***

1. Authorize the Mayor and City Clerk to execute a modified [Employment Agreement](#) between the City of Manhattan and City Manager Ronald R. Fehr, beginning with the first pay period of 2022.
2. Approve contracts as budgeted in the 2022 City Budget and authorize the Mayor and City Clerk [to execute said contracts with the following agencies](#): *Flint Hills Area Transportation Agency; Aggieville Business Association; Downtown Manhattan Inc.; the Manhattan Arts Center; the Riley County Historical Society (Wolf House Museum); Social Services Advisory Board agencies; and the Special Alcohol Programs agencies.*

3. Authorize the Mayor and City Clerk to execute the [2022 Aggieville and Downtown Business Improvement District contracts](#).

H. ***APPOINTMENTS***

1. Approve the following [appointments](#) by Mayor Butler to various boards and committees of the city.
  - a. Re-appointment of George Matthews to the Aggieville Business Improvement District Advisory Board;
  - b. Appointment of Nicolette Unruh to the Aggieville Business Improvement District Advisory Board;
  - c. Appointment of Shanika Rose to the Bicycle and Pedestrian Advisory Committee;
  - d. Appointment of Andrew Dame and George Matthews to the Board of Zoning Appeals;
  - e. Appointment of Logan Robertson to the Cemetery Board;
  - f. Appointment of Ethan Pilchard and Bently Taulbert to the City/University Special Projects Fund Committee;
  - g. Re-appointment of Emily Koenig to the Downtown Business Improvement District Advisory Board;
  - h. Appointment of Brad Simonsson to the Downtown Business Improvement District Advisory Board;
  - i. Appointment of Richard Foster to the Partner City Advisory Committee.

<b>4. <u>GENERAL AGENDA</u></b>
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- A. **RECEIVE THE [2020 JOINT ECONOMIC DEVELOPMENT ANNUAL REPORT WITH 2021 UPDATES ALONG WITH ACCOMPLISHMENTS AS WELL AS GOALS, METRICS AND CORE STRATEGIES FOR 2022; CONSIDER 2022 CHAMBER OF COMMERCE ECONOMIC DEVELOPMENT AND FORT RILEY PROMOTION AGREEMENTS; RECEIVE THE 2021 CONVENTION & VISITORS BUREAU FOURTH QUARTER REPORT AND CONSIDER THE 2022 TOURISM AND CONVENTION CONTRACT](#)**