



AGENDA
TUESDAY, JULY 5, 2022
CITY COMMISSION ROOM
CITY HALL
1101 POYNTZ AVENUE
MANHATTAN, KS 66502

City Commission Meeting
6:00 P.M.

NOTE: Agenda items are available on the City's website at <https://cityofmhk.com/Archive.aspx?ADID=8338>. 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://cityofmhk.com/publiccommentssignup> or in person at the meeting. The guidelines for public comments can be found in Resolution No. 062122-B, <https://cityofmhk.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://cityofmhk.com/contactcommissioners> or by emailing or calling the Commissioners directly. Contact information for each Commissioner is located on the City's website at <https://cityofmhk.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://cityofmhk.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.

1. CALL TO ORDER

2. ROLL CALL AND ANNOUNCEMENT OF A QUORUM

3. 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.

4. PUBLIC COMMENTS

[Public Comment is for comments from the public to the City Commission, which is not related to an item on the agenda. As a general practice, the City Commission will not discuss or debate these items, nor will the City Commission make decisions on items presented during this time. Individuals should address all comments and questions to the Commission. Each person will be limited to one speaking opportunity for up to five (5) minutes for this section.]

5. COMMISSIONER COMMENTS

6. 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 removed for separate discussion and consider immediately following the Consent Agenda. Comment from the public related to any item on the Consent agenda to the City Commission is allowed. Each person will be limited to one speaking opportunity for up to five (5) minutes for this section.]

A. ***MINUTES***

1. Approve the [minutes](#) of the Regular City Commission Meeting held Tuesday, June 21, 2022.

B. ***CLAIMS/PAYMENTS***

1. Approve [Claims Register No. 3007](#) authorizing and approving the payment of claims from June 15, 2022 – June 28, 2022, in the amount of \$3,405,785.94.

C. ***LICENSES***

1. Approve an annual [Cereal Malt Beverage Off-Premises License](#) for Hy-Vee Gas, 206 Leavenworth Street

D. ***SECOND AND FINAL READING***

1. Approve [Ordinance No. 7579](#) amending Article III of Chapter 17 of the [Code of Ordinances](#) adding tobacco shop and E-cigarette shop to the list of exemptions to the prohibition on smoking and use of E-cigarettes.
2. Approve [Ordinance No. 7580](#) rezoning 1550 Jarvis Drive from RL, Low-Density Residential to RL/O-UF, Low-Density Residential with University Fringe Overlay District, based on findings in the Staff Report.
3. Approve [Ordinance No. 7581](#) amending Article XIX of Chapter 15 of the [Code of Ordinances](#), establishing a contract franchise and authorizing Unite Private Networks, LLC, to construct, maintain, and operate as a telecommunications local exchange service provider in the public right-of-way, and authorize the Mayor and City Clerk to execute the Franchise Agreement.

4. Approve [Charter Ordinance No. 65](#) exempting the City from K.S.A. 12-16,128, which applies to mayoral appointments requiring action by the governing body.

E. **FIRST READING**

1. Approve first reading of an ordinance authorizing the issuance of \$9,841,178.35 in [Industrial Revenue Bonds for Genesis Health Clubs](#) for the purpose of acquiring, constructing, equipping, and furnishing a commercial facility, and authorizing certain other related documents and actions.
2. Approve the first reading of an ordinance [amending Section 31-54 establishing “No Parking Anytime” in the 600 block along the north side of Highland Ridge Drive](#), west of the intersection of Scenic Drive, in order to provide access to the City’s lift station.
3. Approve first reading of an ordinance [amending Ordinance No. 7552 and provisions within the Standard Traffic Ordinance](#) relating to driving while under the influence of intoxicating liquor or drugs.
4. Approve first reading of an [ordinance amending Section 4-46 of the Code of Ordinances](#), raising the annual limit of temporary alcoholic liquor permits from four to twelve.

F. **RESOLUTIONS**

1. Approve [Resolution No. 070522-A](#) authorizing a Special Event with Alcohol Permit for Midfest Presenting Aggieville to occur on July 23, 2022.

G. **MISCELLANEOUS AGREEMENTS**

1. Authorize the Mayor and City Clerk to execute an [agreement with Evergy to relocate the overhead power in the 1200 Block Alley](#), between Laramie Street and Moro Street, for the 12th Street & Laramie Street project (AG2202).
2. Authorize the Mayor to execute the [Consent to Encroachment on Easement Agreement](#) for the Canyon Estates Development Agreement Project (SS2011, WA2015).

H. **MISCELLANEOUS**

1. Approve the [request from The Crisis Center](#) and authorize City Administration to finalize certain other related documents and actions as may be necessary to grant this request, and the Mayor to execute a quitclaim deed to release the City’s reversionary interest in the current shelter property to The Crisis Center, Inc. along with other related documents.

I. **PURCHASES**

1. [Authorize the purchase](#) of two (2) Subaru Crosstrek’s from Briggs Subaru, of Topeka, Kansas, for the total amount of \$53,238.00, for the Parking Services Division.

J. **APPOINTMENTS**

1. Approve the [following appointments](#) by Mayor Morse to various boards and committees of the city.
 - a. Re-appointment of Michael Wilson to the Food and Farm Council.

- b. Appointment of Idrees Khalil to the Housing Authority Board of Commissioners.
- c. Appointment of Tanya Gonzalez to the Library Board.
- d. Re-appointment of Sue Maes to the Parks and Recreation Advisory Board.
- e. Re-appointment of Dave Stewart to the Social Services Advisory Board.

7. ITEM REMOVED FROM CONSENT AGENDA

8. GENERAL AGENDA

[Comment from the public related to any item on the General agenda to the City Commission is allowed. Each person will be limited to one speaking opportunity for up to five (5) minutes for each item in this section.]

- A. **[CONSIDER RESOLUTION NO. 070522-A-INTENT TO EXCEED REVENUE NEUTRAL RATE](#)**

9. ADJOURNMENT

- A. Move to adjourn the July 5, 2022, City Commission Meeting.