



REVISED AGENDA
TUESDAY, NOVEMBER 15, 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://www.cityofmhk.com/Archive.aspx?ADID=8485>. If you would like to provide public comment at the meeting for an item on the agenda, you may sign up-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. PROCLAMATION

- A. November 27, 2022, [Small Business Saturday](#). (Faith Hall, Owner, Rustic Roots Hair Co. and Ivy Hair Studio, will be present to receive the proclamation.)

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 considered 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, November 1, 2022.
- B. **CLAIMS/PAYMENTS**
1. Approve [Claims Register No. 3016](#) authorizing and approving the payment of claims from October 26, 2022 – November 8, 2022, in the amount of \$5,048,694.92.
- C. **LICENSES**
1. [Approve](#) a **Merchant Guard Agency License** for calendar year 2023 for Bradley Technologies Incorporated, 1700 Rockville Pike, Suite 200, Rockville, Maryland; and a **Tree Maintenance License** for calendar year 2023 for Blueville Nursery, Inc., 4539 Anderson Avenue; Flint Hills Tree Care, 10555 Wheaton Road, Westmoreland, Kansas; Grogg’s Stump Grinding Service, 5007 Vista Acres Drive; Parsons Tree Care, 500 Tabor Valley Road; Tree Men Tree Service LLC, 255 Ridge Drive; Tree BioLogics, Inc., 2880 Zeandale Road; Wildcat Tree Service, LLC, 3761 Cumberland Road; and Witt’s Mowing & Tree Services, PO Box 426, Junction City, Kansas.
- D. **PROFESSIONAL SERVICES**
1. Authorize the Mayor and City Clerk to execute an Agreement for Professional Engineering Services, in an amount not to exceed \$65,000.00, with JEO Consulting Group, of Lawrence, Kansas, for the [Tributary Stream and Detention Basin Maintenance Policies Study \(SW2212\)](#).

E. ***BID AND AWARD***

1. Award, and authorize the Mayor and City Clerk to execute a construction contract, up to the amount of \$1,065,649.77, with Ebert Construction Co., Inc., of Wamego, Kansas for the [Juliette Avenue and Poyntz Avenue Intersection Improvements Project \(ST1909\)](#).
2. Approve Resolution No. 111522-A authorizing the College Heights Waterline (WA2214) project financing, and find that it is in the best interests of the City to award the project, and authorize the Mayor and City Clerk to execute, a construction contract, in the total amount of \$834,804.00 with Larson Construction, Inc., of Manhattan, Kansas, for the [College Heights Waterline \(WA2214\), Street \(ST2109\), and Storm Sewer Improvements Project \(SW2107\)](#), as the lowest responsible bidder who submitted a responsive bid.
3. Authorize the Mayor and City Clerk, pursuant to Charter Ordinance No. 62 Section 3(d), to execute a construction contract, in the total amount of \$150,960.00 with Larson Construction, Inc., of Manhattan, Kansas, for the [Aggieville Sanitary Sewer Improvements at 1200 Block Alley between Laramie Street and Moro Street Project \(SS2215\)](#).
4. Authorize City Administration to finalize and the Mayor and City Clerk to execute an addendum to a construction contract, in the amount of \$1,099,446.87, with Ebert Construction, of Wamego, Kansas, and, pursuant to Charter Ordinance No. 62 Section 3(d), accept a proposal from Ebert Construction of Wamego Kansas for the [North Campus Corridor Detention Ponds Project \(SW2207\)](#); and, authorize the Mayor and City Clerk to execute the termination and release of an Agreement with Kansas State University and KSU Foundation establishing a restrictive Covenant and easements for a previous Detention Structure to detain storm water runoff from the Foundation property.

F. ***GRANTS***

1. **ITEM WAS REMOVED FROM AGENDA AT REQUEST OF CITY STAFF.** Approve Resolution No. 111522-B authorizing the Director of Public Works to apply for a [Pathways grant for the Fort Riley Boulevard \(FRB\) Sidewalk Gap Project from Westwood Road to Martin Luther King Jr. Drive \(PD2201\)](#) from the Kansas Flint Hills Wellness Coalition Pathways to a Healthy Kansas initiative and establish a multimodal transportation and enhanced trail project policy in relation to Pathways funds to help reduce the local match for a recently awarded Kansas Department of Transportation (KDOT) grant.

G. ***MISCELLANEOUS***

1. Accept a [warranty deed from MCM](#) for the subject strip of land adjacent to the southern boundary of the MCM Industrial Park plat that is to be dedicated to the Kansas Department of Transportation as highway right-of-way.

H. ***APPOINTMENTS***

1. Approve the appointment of Shanika Rose by Mayor Morse to the [Bicycle and Pedestrian Advisory Committee](#).
2. Approve the Mayor's appointments to the [Downtown Plan Steering Committee](#) and appoint City Commissioners Wynn Butler and John E. Matta to serve on the Committee.

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 FINAL DEVELOPMENT PLANS FOR MIDTOWN DEVELOPMENT AND TRANSFER OF CITY-OWNED PARKING LOT AT 12TH STREET AND LARAMIE STREET**

1. Approve the final design of Midtown Development and authorize City Administration to finalize and the Mayor and City Clerk to execute all the necessary documents to transfer the City-owned tract at 12th Street & Laramie Street.

B. **CONSIDER A PREDEVELOPMENT AGREEMENT WITH MANHATTAN HOUSING AUTHORITY FOR SENIOR HOUSING DEVELOPMENT AT THE 5TH AND PIERRE STREETS CITY-OWNED PARKING LOT**

1. Authorize City Administration to finalize, and the Mayor and City Clerk to execute, a Pre-Development Agreement with Manhattan Housing Authority to develop a portion of the City parking lot at 5th and Pierre Streets into low-income senior public housing.

C. **PRESENTATION OF THE 2021 CITY AUDIT**

1. Receive the Municipal Audit Committee's reports for the 2021 City Audit.

D. CONSIDER AGGIEVILLE PARKING GARAGE FEES AND FIRST READING OF AN ORDINANCE ADJUSTING DISTRICT ON-STREET AND OFF-STREET PARKING FROM 3 HOURS TO 2 HOURS

- 1a. *1 HOUR FREE OPTION*: Approve Resolution No. 111522-C establishing the fees within the parking garage with 1 hour free and first reading of an ordinance adjusting the remaining parking hours from 3 hours to 2 hours, Monday through Friday, from 8 am to 5 pm in Aggieville; **OR**
- 1b. *2 HOUR FREE OPTION*: Approve Resolution No. 111522-C establishing the fees within the parking garage with 2 hours free and first reading of an ordinance adjusting the remaining parking hours from 3 hours to 2 hours, Monday through Friday, from 8 am to 5 pm in Aggieville.

9. ADJOURNMENT

- A. Move to adjourn the November 15, 2022, City Commission Meeting.