



AGENDA
TUESDAY, DECEMBER 6, 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.cityofmnhk.com/Archive.aspx?ADID=8532>. 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://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.

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 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 15, 2022.

B. ***CLAIMS/PAYMENTS***

1. Approve [Claims Register No. 3017](#) authorizing and approving the payment of claims from November 9, 2022 – November 29, 2022, in the amount of \$3,958,750.03.

C. ***LICENSES***

1. [Approve](#) a *Merchant Guard Agency License* for calendar year 2023 for Titan Prudential Security LLC dba Titan Security Services, 20600 Eureka, Suite 900, Taylor, Michigan; a *Tree Maintenance License* for calendar year 2023 for Done Right, LLC, PO Box 1924, and Tree Man-MHK, 2104 Fox Meadows; an annual *Cereal Malt Beverage Off-Premises License* for Shop Quik #11, 3108 Anderson Avenue; Shop Quik #12, 430 Fort Riley Boulevard; Shop Quik #14, 529 Richards Drive; Shop Quik #16, 1127 Bluemont Avenue, and Shop Quik #18, 1005 Scenic Landing; and an annual *Cereal Malt Beverages On-Premises License* for Axe to Grind, 1220 Moro Street, and Manhatchet, 316 Poyntz Avenue.

D. ***FINAL PLATS***

1. Accept the easements and rights-of-way, as shown, on the [Final Plat of Lee Mill Heights, Unit Thirteen](#), based on conformance with the Manhattan Development Code and approval by the Manhattan Urban Area Planning Board.
2. Accept the easements and rights-of-way, as shown, on the [Final Plat of Little Kitten Creek, Unit Ten](#), based on conformance with the Manhattan

Development Code and approval by the Manhattan Urban Area Planning Board.

E. **SECOND AND FINAL READING**

1. Approve [Ordinance No. 7619](#) adjusting the on-street and off-street parking limitations from 3 hours to 2 hours, Monday through Friday, from 8 am to 5 pm in Aggieville.

F. **RESOLUTIONS**

1. Ratify acceptance of the best bid for the notes to Robert W. Baird & Co., Inc., of Milwaukee, Wisconsin; and approve [Resolution No. 120622-A, issuing \\$11,630,000.00 in temporary notes \(Series 2022-03\)](#) to finance the following three (3) capital projects: *Airport Reconstruct Runway 3/21 (AP2202)*; *North Campus Corridor, Phase 8 (SP2101)*; *Water Booster Station Upgrades (WA2021)*; and one (1) special assessment project: *Stonehaven Storm Drainage Improvements (SM1904)*.
2. Approve [Resolution No. 120622-B](#) continuing the temporary use permit process for the platforms downtown for dining and consumption of alcohol for 2023 and increasing the application fee to \$1,000.00.

G. **BID AND AWARD**

1. Authorize the Mayor to execute Change Order No. 1 for additional tree trimming area to [Runway 3/21 Reconstruction Project \(AP2202, CIP#AP030P\)](#), resulting in a net increase in the amount of \$152,654.00 (+.57%), to the construction contract with Clarkson Construction Company, of Kansas City, Missouri.

H. **GRANTS**

1. Approve [Resolution No. 120622-C](#) authorizing the Director of Public Works to apply for implementation grant funding 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.

I. **MISCELLANEOUS AGREEMENTS**

1. Consent to the assignment of interest from Back 9 Development, LLC to Midtown Land Company, LLC and authorize the Mayor to execute an Assignment and Assumption of Agreements; and approve [Resolution No. 120622-D](#) to authorize the transfer of City property at 12th Street & Laramie Street from the City to Midtown Land Company, LLC.

J. **MISCELLANEOUS**

1. Approve the cancellation of the December 13, 2022, work session, and call a [Special Meeting for Tuesday, December 13, 2022](#), at 6 p.m., in the City Commission Room, City Hall, 1101 Poyntz Avenue, as set out in the Call for Special Meeting.

K. **PURCHASES**

1. Authorize the [purchase of a John Deere 5090E Tractor \(CIP #CP034E\)](#) for the City Parks Division (Unit 779), in the net amount of \$77,431.49 (includes trade-in) and extended warranty of \$2,546.00, from Prairieland Partners, LLC, of Wamego, Kansas, and authorize the Mayor and/or City

Clerk to execute a lease purchase agreement and all necessary document with Commerce Bank/Clayton Holdings, LLC.

2. Authorize the [purchase of a Case IH Farmall 75A Tractor \(CIP #CP138E\)](#) for the City Parks Division (Unit 605), in the net amount of \$49,848.44 (includes trade-in) and extended warranty of \$2,856.00, from KanEquip, Inc., of Wamego, Kansas, to be paid from the City Parks Division operating budget within the General Fund.
3. Authorize the [purchase of six trucks](#) from Cable Dahmer, of Topeka, Kansas (*BM032E-New for Building Tech in the amount of \$67,525.00, CP015E to replace City Parks Division Unit 76 in the amount of \$78,630.00, CP056E to replace City Parks Division Unit 771 in the amount of \$59,520.00, CP140E to replace City Parks Division Unit 81 in the amount of \$97,340.00, CP210E to replace City Parks Division Unit 69 in the amount of \$68,869.00, and new Aggieville Horticulture Truck in the amount of \$85,269.00*), and authorize the disposal of excess property once replacement vehicles have arrived.

L. APPOINTMENTS

1. Approve the [following appointments by Mayor Morse](#) to various boards and committees of the city.
 - a. Appointment of Jason Humes to the Aggieville Business Improvement District Advisory Board.
 - b. Re-appointment of Ansley Chua to the Board of Zoning Appeals.
 - c. Re-appointment of Harry Hardy to the Board of Zoning Appeals.
 - d. Re-appointment of Eric Londeen to the Cemetery Board.
 - e. Appointment of Dustin Duntz to the Cemetery Board.
 - f. Appointment of Joe Gerken to the Cemetery Board.
 - g. Appointment of Sterling Hudgins to the Frederick Douglass Recreation Complex Advisory Board.
 - h. Appointment of Kitra Cooper to the Social Services Advisory Board.
 - i. Appointment of Katie Allen to the Social Services Advisory Board.
 - j. Appointment of Megan Hartford to the Social Services Advisory Board.
 - k. Appointment of Rachel Fontenot to the Social Services Advisory Board.
 - l. Appointment of Leah Cocchiola to the Social Services Advisory Board.
 - m. Re-appointment of Ansley Chua to the Special Alcohol Funds Advisory Committee.
 - n. Re-appointment of Jason Suther to the Special Alcohol Funds Advisory Committee.
 - o. Appointment of Betty Mattingly-Ebert to the Special Alcohol Funds Advisory Committee.

7. ITEM REMOVED FROM CONSENT AGENDA

8. PUBLIC HEARING

[The hearing procedure and public participation will be based upon the legal requirements for the required hearing.]

A. CONSIDER AMENDING THE TOWNHOMES AT MILLER RANCH PLANNED UNIT DEVELOPMENT FOR SIGNAGE

[Manhattan Urban Area Planning Board recommends approval]

1. Conduct a public hearing; and
2. Approve the first reading of an ordinance amending Ordinance Nos. 6254 and 6569 and the Final Development Plan of the Townhomes at Miller Parkway residential PUD, to permit an enlarged and modified neighborhood identification sign, based on the findings in the Staff Report and the recommendation of the Manhattan Urban Area Planning Board.

9. 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 A FEE IN LIEU STORMWATER PROCESS

1. Approve first reading of an ordinance to amend the Code of Ordinances by establishing a process by which a development may pay a fee in lieu of a requirement to provide a detention of stormwater runoff caused by the development.

10. ADJOURNMENT

- A. Move to adjourn the December 6, 2022, City Commission Meeting.