



AGENDA
TUESDAY, JULY 11, 2023
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=8786>. 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. 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, June 20, 2023.

B. **CLAIMS/PAYMENTS**

1. Approve [Claims Register No. 3038](#) authorizing and approving the payment of claims from June 14, 2023 – July 4, 2023, in the amount of \$5,987,882.13.

C. **SECOND AND FINAL READING**

1. Override the recommendation of the Manhattan Urban Area Planning Board and approve [Ordinance No. 7654](#) rezoning 407 Pottawatomie Avenue from RL, Low-Density Residential District, to BC, Business Commercial District, based on findings in the Staff Report.
2. Override the recommendation of the Manhattan Urban Area Planning Board and adopt [Ordinance No. 7655](#) rezoning a 1.08-acre tract of land, generally located northeast of the intersection of Kimball Avenue and Browning Avenue, from RL, Low-Density Residential District, to RL-A, Low-Density Residential Attached District, based on findings in the Staff Report.

D. **FIRST READINGS**

1. Approve first reading of an [ordinance authorizing the acquisition of temporary and permanent easements by exercise of the power of eminent domain](#) proceedings to acquire the subject property interest needed for the Anderson Avenue Waterline Project (WA1909).

E. **PROFESSIONAL SERVICES**

1. Accept the Selection Committee's recommendation and authorize City staff to negotiate a professional services agreement with Stantec Consulting

Services, Inc., of Overland Park, Kansas, for the [East Manhattan Gateway Plan \(SP2304\)](#).

2. Accept the Selection Committee's recommendation and authorize City Administration to negotiate a scope and fee for professional services with the consultant team led by Benesch, of Manhattan, Kansas, for the [Sunset Avenue Corridor Water, Street, and Stormwater Improvements \(WA2305, ST2303, SW2301\)](#).

F. ***BID AND AWARD***

1. Find that Walters Morgan Construction, Inc., of Manhattan, Kansas, is the lowest responsible bidder who submitted a responsive bid; authorize the Mayor and City Clerk to execute a contract in the amount of \$812,500.00 (*Base Bid and Alternates 3-5*) with Walters Morgan Construction, Inc., of Manhattan, Kansas; and approve Resolution No. 071123-A authorizing the improvements and issuance of General Obligation Bonds to finance the [Wastewater Treatment Plant Clarifier Improvements Project \(SS1808\)](#).
2. Authorize the [purchase of a New Elgin Broom Bear single engine Street Sweeper](#) with dual side brooms from Key Equipment & Supply Co., of Kansas City, Kansas, in the amount of \$372,854.88, and authorize the disposal of the old Street Sweeper Unit No. 236.

G. ***APPOINTMENTS***

1. [Remove Christina Stratman from the Frederick Douglass Recreation Complex Advisory Board](#) as of July 11, 2023.
2. Approve the following [appointments by Mayor Hatesohl](#) to various boards and committees of the City.
 - a. Appoint Mike Matson to the Airport Advisory Board.
 - b. Appoint Anthony Nichols to the Community Support Funds 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 A POLICY MANUAL RESOLUTION RELATED TO USE OF CITY LOGOS AND JOHNNY KAW'S NAME, IMAGE AND LIKENESS**

1. Pass Policy Manual Resolution No. 071123-B related to use of City logos and Johnny Kaw's name, image and likeness.

B. CONSIDER A RESOLUTION REGARDING THE CITY'S INTENT TO LEVY A PROPERTY TAX EXCEEDING THE REVENUE NEUTRAL RATE AND SETTING A PUBLIC HEARING

1. Approve Resolution No. 071123-C regarding the governing body's intent to levy a 2024 property tax exceeding the Revenue Neutral Rate with a proposed maximum mill levy of 50.470 mills and setting a public hearing related thereto on September 5, 2024, at 6:00 p.m. at City Hall, 1101 Poyntz Avenue, Manhattan, Kansas.

9. ADJOURNMENT

- A. Move to adjourn the July 11, 2023, City Commission Meeting.