

# City Commission of Arkansas City - Regular Meeting Minutes

The Arkansas City Board of City Commissioners met in regular session at **5:30 p.m. Tuesday, January 19, 2021**, in the Commission Room at City Hall, located at 118 W. Central Ave. in Ark City.

Mayor **Scott Rogers** called the meeting to order. Commissioners also present at roll call were Commissioners **Kanyon Gingham, Duane L. Oestmann, Jay Warren** and **Karen Welch**.

City employees present at the meeting were City Manager **Randy Frazer**, City Attorney **Larry Schwartz** (*participating remotely via GoToMeeting*), City Clerk **Lesley Shook**, Deputy City Clerk **Amanda Evinger**, Public Information Officer **Andrew Lawson**, Management Assistant **Mike Crandall**, Public Services Superintendent **Tony Tapia** and Principal Planner **Josh White**.

Arkansas City Fire-EMS Department personnel in attendance were Interim Fire Chief **Les Parks**, Capt. **Chet Ranzau**, Firefighter-Paramedic **Jackson Perez** and Firefighter-EMT **Logon French**.

Arkansas City Police Department personnel in attendance were Police Chief **Dan Ward**, Capt. **Eric Burr**, Capt. **Jim Holloway**, Sgt. **Nelson Douglas**, Police Officer **Madeline Pegorsch**, Public Service Officer **Eric Gross** and Administrative Assistant **Jeni McGee**.

Citizens in attendance or observing included **Gareth McGee, John Shelman** and **Harrison Taylor**.

Commissioner Warren offered the opening prayer. Mayor Rogers led the Pledge of Allegiance.

## Agenda Approval

At City Manager Frazer's request, Commissioner Welch made a motion to amend the agenda by adding a Life Saving Award presentation as **Item 1** under **Awards and Proclamations**; amending the **January 5, 2021**, minutes under **Item 1** of the **Consent Agenda**; and adding ratification of a Beautification and Tree Advisory Board appointment as **Item 4** under the **Consent Agenda**.

Mayor Rogers seconded the motion. A voice vote was unanimous in favor of the motion. Mayor Rogers declared the agenda **amended** as requested. Commissioner Oestmann then made a motion to approve the agenda as amended. Commissioner Warren seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the agenda **approved** as amended.

## Awards and Proclamations

The commissioners witnessed the presentation of the Police Department's **Life Saving Award** to Police Officer **Madeline Pegorsch**, as well as the presentation of **Critical Save Awards** from ZOLL Medical Corporation to **Pegorsch**, EMS Director **Jeri Smith**, Fire-EMS Capt. **Chet Ranzau**, Firefighter-Paramedic **Jackson Perez** (*for whom this was his first save as a paramedic*), Firefighter-Paramedic **Brandy Rice** (*who could not be present*), Firefighter-Emergency Medical Technician **Logon French**, Reserve Emergency Medical Technician **Mike Evinger** (*who could not be present*) and ACPD Capt. **Eric Burr**, on behalf of ACPD Lt. **Anthony Rider**, who also could not be present.

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Burr detailed how Pegorsch arrived on scene at Walmart on **Nov. 6, 2020**, shortly after a victim of cardiac arrest had collapsed and became unresponsive. She immediately started performing cardiopulmonary resuscitation. Smith, who was in the store shopping, encountered Rider as she was leaving and he was arriving. He advised her of the situation and she went with him to assist.

Smith relieved Pegorsch and took over CPR until the other Fire-EMS Department personnel arrived at the scene. They stabilized the patient and transport him to South Central Kansas Medical Center.

## Consent Agenda

Commissioner Oestmann made a motion to approve the consent agenda, consisting of:

1. Approving the **January 5, 2021**, regular meeting minutes as amended.
2. Approving the 2021 **Land Bank** annual report, inventory of property and transfers.
3. Ratifying Mayor Rogers' reappointments of **Mary Benton** to the **City-Cowley County Board of Health**, **Karla Gallegos Perez** and **Andrew Paton** to the **Planning Commission** and **Board of Zoning Appeals**, **Paisley Howerton** to the **Planning Commission**, and **Angela Bruce** and **Charles Tweedy** to the Public Building Commission.
4. Ratifying Mayor Rogers' appointment of **Harrison Taylor** to the **Beautification and Tree Advisory Board**.

Commissioner Warren seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the consent agenda **approved** as presented.

## New Business

### 15<sup>th</sup> Street Bridge Engineering Resolution No. 2021-01-3382

City Clerk Shook presented for discussion a resolution authorizing the City to enter into a contract with **Kirkham Michael & Associates**, Inc., of Ellsworth, Kansas, to provide engineering services for a project to replace the **15<sup>th</sup> Street Bridge** over the C Street Canal as part of the Fiscal Year 2021 Kansas Local Bridge Improvement Program, for an amount not to exceed **\$24,400.00**.

Management Assistant Crandall said the City previously applied for and was selected to receive up to **\$150,000.00** to replace this 106-year-old bridge. The Kansas Department of Transportation will reimburse the City for **90 percent** of the construction cost, with **10 percent** coming from the City.

Commissioner Welch made a motion to approve the resolution as presented. Commissioner Oestmann seconded the motion. A voice vote was **unanimous** in favor of the motion.

Mayor Rogers declared the motion **approved** and given **Resolution No. 2021-01-3382**.

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## **Francisco Nieto Land Bank Sale** **Resolution No. 2021-01-3383**

City Clerk Shook presented for discussion a resolution authorizing the transfer of certain real estate in the **Southwest Quarter of Section 25, Township 34 South, Range 3 East of the Sixth Principal Meridian**, Arkansas City, Kansas, to **Francisco Nieto**.

Principal Planner White said the City owns this property that is approximately **14 acres** along West Fifth Avenue. The City has had ownership of this property for years, but it is largely underutilized.

White said Nieto requested to purchase the property for **\$7,000.00** in order to locate a new home on the site, as his family owns adjacent property. White said the property has become a burden to the City and staff thinks putting this property back on the tax rolls would be more beneficial to the City.

Commissioner Oestmann made a motion to approve the resolution as presented. Commissioner Warren seconded the motion. A voice vote was **unanimous** in favor of the motion.

Mayor Rogers declared the motion **approved** and given **Resolution No. 2021-01-3383**.

## **CALEA Accreditation Proposal** **Resolution No. 2021-01-3384**

City Clerk Shook presented for discussion a resolution approving a proposal submitted by **Greg Collins** for assistance with updating the Arkansas City Police Department (ACPD) policies to new **Commission on Accreditation for Law Enforcement Agencies (CALEA)** accreditation standards, for an amount not to exceed **\$20,000.00**.

Police Chief Ward said CALEA released the newest version of its law enforcement standards, which departments are required to meet before becoming accredited. Updating ACPD's policies to meet these new standards would be time consuming and require resources ACPD doesn't currently have.

Ward said Collins is a consultant who is a former accreditation manager for the Shawnee Police Department and he is a CALEA site-based team member who has participated in four assessments of departments in the past year. Collins estimates it would take approximately 20 hours per week for six months to bring ACPD policies into compliance with the new standards. He has proposed providing that service for **\$40 per hour**, for a total of approximately **\$20,000.00**.

Ward requested to enter into a **three-month agreement**, with an option to extend to six months. Up to **\$10,000.00** would be paid from the **Special Law Enforcement Trust Fund** and the remaining balance would be covered by funds in the Police Department full-time salary line item.

Commissioner Warren made a motion to approve the resolution as presented. Commissioner Welch seconded the motion. A voice vote was **unanimous** in favor of the motion.

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Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-01-3384**.

## Other Business

### Elevator Control Unit and Car Resolution No. 2021-01-3385

City Clerk Shook presented for discussion a resolution approving a proposal submitted by **Thyssenkrupp Elevator**, of Carol Stream, Illinois, for **upgrading the elevator control unit and car** at City Hall, for an amount not to exceed **\$89,933.00**.

Public Services Superintendent Tapia said the elevator is in need of a major upgrade. The unit is more than 40 years old and parts to repair it are no longer available. It breaks down often and people do not feel safe using it. This capital improvement item is in the budget for **2021**.

Commissioner Warren made a motion to approve the resolution as presented. Commissioner Gingher seconded the motion. A voice vote was **unanimous** in favor of the motion.

Mayor Rogers declared the resolution **approved** and given **Resolution No. 2021-01-3385**.

## City Manager Updates

City Manager Frazer provided the commissioners with the following reminders and updates:

- The next City Commission study session will start at **noon January 29** at City Hall.
- The Kansas Senate has passed **SB 13**, the “truth in taxation” bill, and it now will be taken up by the Kansas House, which is expected to pass it. This will change how the City budgets.
- He met recently with Kansas Sen. **Larry Alley**, R-Winfield, and hopes to visit with him again.
- Staff is working on a new rental and maintenance agreement with the **Arkansas City Public Library**. The current agreement expired more than four years ago and needs to be updated.
- An initial assessment of the Paris Park Pool and its ACRC usage was conducted **January 15**.
- Staff continues to evaluate a housing resurgence program offered by the **South-Central Kansas Economic Development District (SCKEDD)**. An online meeting was held recently.

## Other Business (continued)

Public Information Officer Lawson provided several updates on the new StoryWalk signs at Poplar Walking Trail, the “Crushing COVID” campaign, the 150<sup>th</sup> celebration, Tacolalah and Wilson Park.

City Manager Frazer recommended the commissioners look at the year-end financials in the packet.

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## Adjournment

Commissioner Warren made a motion to adjourn the meeting. Commissioner Oestmann seconded the motion. A voice vote was **unanimous** in favor of the motion. Mayor Rogers declared the meeting adjourned at **6:11 p.m.**

**THE CITY OF ARKANSAS CITY  
BOARD OF CITY COMMISSIONERS**

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Scott Rogers, Mayor

## **ATTEST:**

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Lesley Shook, City Clerk

## **Prepared by:**

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Andrew Lawson, Public Information Officer