

**APPROVED**

**CITY COMMISSION MEETING MINUTES**

**Winfield, Kansas**

**August 17, 2020**

The Board of City Commissioners met in regular session, Monday, August 17, 2020 at 5:30 p.m. in the City Commission-Community Council Meeting Room, City Hall; Mayor Phillip R. Jarvis presiding. Commissioner Gregory N. Thompson was also present and Ronald E. Hutto was present by "Go to Meeting". Also in attendance were Taggart Wall, City Manager; Brenda Peters, City Clerk and William E. Muret, City Attorney. Other staff members present were Gary Mangus, Assistant to the City Manager; Patrick Steward, Director of Public Improvements; Robbie DeLong; Police Chief; and Gus Collins, Director of Utilities.

Commissioner Thompson moved that the minutes of the August 3, 2020 meeting be approved. Commissioner Hutto seconded the motion. With all Commissioners voting aye, motion carried.

**BUSINESS FROM THE FLOOR**

- Michael Kelley, 2909 Cabrillo Dr, spoke regarding face coverings.
- Dana Hale, 1815 E 15th Ave, spoke regarding face coverings.
- Brad McGaughey, 212 Massachusetts, spoke regarding face coverings.

**NEW BUSINESS**

**Bill No. 2047 – A Resolution** – Authorizing the offering for sale of Taxable General Obligation Bonds, Series 2020-a, of the City of Winfield, Kansas. Dave Arteberry, with Stifel Nicolaus present by "Go to Meeting", explained the benefits of private placement of bonds, and explained the process that the City will be going through for the sale of the bonds, and the timeline for the sale. Upon motion by Commissioner Hutto, seconded by Commissioner Thompson, all Commissioners voting aye, Bill No. 2047 was adopted and numbered Resolution No. 3820.

**Bill No. 2048 – An Ordinance** – Relating to and providing an amount of ad valorem tax to be levied as provided for under K.S.A. 79-1801 et seq. for the purpose of raising revenue for the General Fund, Bond & Interest Fund, Library Fund, Special Liability Fund, and the Industrial Development Fund. City Manager Wall explains that this Ordinance levies the taxes to support the 2021 Budget, and that there is a total ad valorem tax of \$3,908,676. Upon motion by Commissioner Thompson, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2048 was adopted and numbered Ordinance No. 4132.

**Bill No. 2049 – An Ordinance** – Adopting an annual budget of the City of Winfield, Kansas, for the year ending December 31, 2021, and providing for expenditures not to exceed amounts stated herein. City Manager Wall explains that this Ordinance adopts the 2021 Budget. Upon motion by Commissioner Hutto, seconded by Commissioner Thompson, all Commissioners voting aye, Bill No. 2049 was adopted and numbered Ordinance No. 4133.

**Bill No. 2050 – An Ordinance** – Granting Gridliance High Plains LLC, a franchise for non-exclusive use of the public rights-of-way within the City of Winfield, Kansas to provide electric transmission service within the city. Director of Utilities Collins explains this Ordinance will complete the franchise agreement with Gridliance. Upon motion by Commissioner Thompson,

seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2050 was adopted and numbered Ordinance No. 4134.

**Bill No. 2051 – An Ordinance** – Granting to USCOC Nebraska/Kansas, LLC, (USCOC), its successors and assigns, a Telecommunications Franchise and prescribing the terms of said grant and relating thereto. Director of Public Improvements Steward explains that this Ordinance approves a franchise agreement that specifies the responsibilities of the vendor for operating and maintaining their infrastructure. Upon motion by Commissioner Thompson, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2051 was adopted and numbered Ordinance No. 4135.

**Bill No. 2052 – A Resolution** – Authorizing and directing the Mayor and Clerk of the City of Winfield, Kansas, to execute a an agreement by and between the City of Winfield, Kansas, and USCOC Nebraska/Kansas, LLC (“USCOC”) for joint use of poles associated with the City of Winfield’s electric distribution and transmission systems. Director of Public Improvements Steward explains that this agreement would cover any poles that USCOC connects to, and the fees associated with the agreement. Upon motion by Commissioner Thompson, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2052 was adopted and numbered Resolution No. 3920.

**Bill No. 2053 – A Resolution** – Requesting the board of County Commissioners of Cowley County make a finding to determine that the annexation of land will not hinder or prevent the proper growth and development of the area or that of another incorporated city located in the County. City Manager Wall explains that this Resolution would request the board of County Commissioners of Cowley County to allow an annexation of 87 acres south of Winfield. Upon motion by Commissioner Hutto, seconded by Commissioner Thompson, all Commissioners voting aye, Bill No. 2053 was adopted and numbered Resolution No. 4020.

**Bill No. 2054 – A Resolution** – Authorizing and directing the City Manager of the City of Winfield, Kansas to execute a Farm Lease Agreement between the City of Winfield, Cowley County, Kansas and Charles Pilkington for property located at Highway 77 and Country Club Road (71st Road). City Manager Wall explains that this Resolution authorizes a farm lease agreement with Charles Pilkington who is the current tenant farmer for this property. Upon motion by Commissioner Thompson, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2054 was adopted and numbered Resolution No. 4120.

**Bill No. 2055 – A Resolution** – Authorizing the granting and filing of a certain permanent easement necessary to provide right-of-way for installation, construction, maintenance, repair, and removal of the utilities and the necessary appurtenances therefore, in, over, under, and across real estate in the East half of Section 33, Township 32 South, Range 4 East of the 6th Principal Meridian, Cowley County, Kansas. (City of Winfield) Director of Utilities Collins explains that the next three Bills are for easements for the river crossings on conjunction with Gridliance for the upcoming transmission project south of the City. Upon motion by Commissioner Thompson, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2055 was adopted and numbered Resolution No. 4220.

**Bill No. 2056 – A Resolution** – Authorizing the granting and filing of a certain permanent easement necessary to provide right-of-way for installation, construction, maintenance, repair, and removal of the utilities and the necessary appurtenances therefore, in, over, under, and across real estate in the East half of Section 33, Township 32 South, Range 4 East of the 6th Principal Meridian, Cowley

County, Kansas. Upon motion by Commissioner Thompson, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2056 was adopted and numbered Resolution No. 4320.

**Bill No. 2057 – A Resolution** – Accepting and authorizing the filing of a certain permanent easement necessary to provide right-of-way for installation, construction, maintenance, repair, and removal of the utilities and the necessary appurtenances therefore, in, over, under, and across real estate as described as the East 70 feet of the South 1280.35 feet of the Southeast Quarter of Section 33, Township 32 South, Range 4 East of the 6th P.M., less existing county road right-of-way. Upon motion by Commissioner Hutto, seconded by Commissioner Thompson, all Commissioners voting aye, Bill No. 2057 was adopted and numbered Resolution No. 4420.

**Bill No. 2058 – A Resolution** – Authorizing the Mayor and City Clerk of the City of Winfield, Kansas, to execute a Quit Claim Deed between the City of Winfield, Kansas, and Scott McNown and Andrea McNown regarding the transfer of real property as listed in Section 1 of this resolution. City Manager Wall explains that this Resolution authorizes the Mayor to execute a deed which completes the previous actions in relation to the upcoming transmission project. Upon motion by Commissioner Thompson, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2058 was adopted and numbered Resolution No. 4520.

#### **OTHER BUSINESS**

-Consider date for review of Ordinance No. 4128 regarding face coverings. Mayor Jarvis explains that there was a discussion at work session, including all the City Commissioners and Tom Langer, Director of Cowley County Health Department. Work session discussion was to keep the Ordinance in effect, and review it again on October 1, 2020. Commissioner Thompson moved to review Ordinance No. 4128 regarding face coverings on October 1, 2020. Motion was seconded by Commissioner Hutto, all Commissioners voting aye, motion carried.

#### **ADJOURNMENT**

Upon motion by Commissioner Thompson, seconded by Commissioner Hutto, all Commissioners voting aye, the meeting adjourned at 6:06 p.m.

Signed and sealed this 27th day of August 2020.

Signed and approved this 8<sup>th</sup> day of September 2020.

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Brenda Peters, City Clerk

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Phillip R. Jarvis, Mayor