



CITY OF LEAVENWORTH
100 N. 5th Street
Leavenworth, Kansas 66048

City Commission Regular Meeting
Commission Chambers
Tuesday, June 27, 2023 6:00 p.m.

CALL TO ORDER - The Governing Body met for a regular meeting and the following commission members were present in the commission chambers: Mayor Jermaine Wilson, Mayor Pro-Tem Griff Martin and Commissioners Nancy Bauder, Edd Hingula and Camalla Leonhard (via telephone call-in).

Staff members present: City Manager Paul Kramer, Deputy Parks & Recreation Director Brian Bailey, Police Chief Patrick Kitchens, Planning & Community Development Director Julie Hurley, City Attorney David E. Waters and City Clerk Sarah Bodensteiner.

Mayor Wilson asked everyone to stand for the pledge of allegiance followed by silent meditation.

PRESENTATIONS AND PROCLAMATIONS:

Parks & Recreation Month – Mayor Wilson read the proclamation recognizing the month of July as Parks & Recreation Month. The proclamation was accepted by Deputy Parks & Recreation Director Brian Bailey.

OLD BUSINESS:

Consideration of Previous Meeting Minutes:

Commissioner Hingula moved to accept the minutes from the June 13, 2023 regular meeting. Commissioner Bauder seconded the motion and the motion was unanimously approved. Mayor Wilson declared the motion carried 5-0.

Second Consideration Ordinances:

Second Consideration Ordinance No. 8219 Amending Code of Ordinances, Chapter 30 Offenses, Article I, Section 30-8 Illegal Camping – City Manager Paul Kramer reviewed the Ordinance. There have been no changes since first introduced at the June 13, 2023 meeting.

Mayor Wilson called the roll and Ordinance No. 8219 was unanimously approved.

Public Comment: *(Public comment on non-agenda items or receipt of petitions- limited to 2-3 minutes)*

Kelly Garner 301 Pine Street:

- Noted that six people have died from fentanyl in Leavenworth since January
- It is important for police and first responders to carry Narcan
- Would like Leavenworth Police Department Officers to carry Narcan
- Carrying Narcan could save our children's lives

General Items:

Mayor's Appointment

Mayor Wilson moved to appoint to the Convention & Tourism Committee Brendan Sheehan to an unexpired term ending January 31, 2024. Commissioner Bauder seconded the motion and the motion was unanimously approved. Mayor Wilson declared the motion carried 5-0

Bids, Contracts and Agreements:

Consider Award of Bid for Demolitions of Unsafe and Dangerous Structures – Planning & Community Development Director Julie Hurley presented for approval the expenditure of \$36,593 for the demolition of 3 structures that were identified as unsafe and dangerous, and authorized to be demolished by Resolution B-2331. Bids were opened on June 20, 2023. Funds for the demolition of the properties are allocated in the Community Development Block Grant budget. No general funds will be utilized.

Commissioner Bauder:

- Asked when would the properties come down

Ms. Hurley:

- They have 30 days to take down the properties after signing the contract

Commissioner Bauder moved to accept the demolition of 3 properties from Denton Excavating, in an amount not to exceed \$36,593.00. Commissioner Hingula seconded the motion and the motion was unanimously approved. Mayor Wilson declared the motion carried 5-0.

Consider Animal Control Services Agreement between the City of Leavenworth and the City of Tonganoxie – Police Chief Patrick Kitchens presented for approval an agreement between the City of Leavenworth and the City of Tonganoxie for Animal Control Services. In May of 2023, Tonganoxie Police Chief Lawson requested consideration for expanding the current agreement for services. The current agreement simply allows for Tonganoxie Police Department to drop off an animal at the Leavenworth Animal Control facility, if space is available for agreed upon fees. The proposed new agreement would allow a Leavenworth Animal Control Officer to respond to the City of Tonganoxie and take possession of animals and return them to Leavenworth Animal Control facility. Leavenworth Animal Control staff would house, feed, water, and generally care for the animal until resolution. Staff is comfortable that they can absorb these animals, however, a 6-month trial period was built into the agreement. The City of Leavenworth would receive \$1,100 per month for the duration of the agreement and would also receive additional monies for any fees and fines associated with animals brought in by Tonganoxie Police Department. Additionally, the City has the ability to opt-out of the contract if it becomes an undue burden or takes away from staff's ability to provide services to the citizens of Leavenworth. The City of Tonganoxie City Commission approved the agreement on June 19, 2023.

Commissioner Bauder:

- Asked if there is a maximum amount of animals to intake to avoid overcrowding

Chief Kitchens:

- Advised there is a 120 day trial period and the City can opt-out of the agreement
- The City has options if the Animal Control facility is at capacity

- Objective is to serve citizens of Leavenworth first

Commissioner Martin:

- Confirmed with Chief Kitchens that he is comfortable handling the capacity from Tonganoxie

Commissioner Hingula moved to approve and authorize the City of Leavenworth to enter into an Animal Control Services Agreement with the City of Tonganoxie. Commissioner Bauder seconded the motion and the motion was unanimously approved. Mayor Wilson declared the motion carried 5-0.

Consent Agenda:

Commissioner Leonhard moved to approve claims for June 10, 2023 through June 23, 2023, in the amount of \$1,567,646.65; Net amount for Payroll #12 effective June 16, 2023 in the amount of \$399,965.76 (Includes Police and Fire Pension in the amount of \$10,383.15). Commissioner Bauder seconded the motion and the motion was unanimously approved. Mayor Wilson declared the motion carried 5-0.

Other:

City Manager Paul Kramer:

- Discussed the Recycling Center; it will reopen on July 6
- Refuse service has been delayed a bit due to staffing shortages; but all refuse will be collected
- July 10th is the week trash carts will start to be delivered, about 9000 carts will be delivered
- Trash rules will not change until all trash carts have been delivered
- Audit presentation will be in July
- Attended the change of command ceremony at Ft. Leavenworth; welcome to Col. Mosier
- Thanked Col. Misenheimer for his leadership and support of the community

Commissioner Hingula:

- Stated Fireworks are illegal in the City of Leavenworth
- There is a display on Ft. Leavenworth and Lansing also has a fireworks show

Commissioner Martin:

- Stated the City of Leavenworth is not involved, nor has endorsed a drag story hour that is taking place in town
- Mentioned the movie that is being shown at the dive-in movie and whether it is appropriate for families, and asked the Commissioners for their thoughts

Commissioners discussed the dive-in movie topic, no action was taken.

Mayor Wilson:

- God bless and happy 4th of July

Executive Session – Preliminary Discussion of Acquisition of Real Property – Mayor Wilson moved to recess into executive session for a period of 20 minutes for the purpose of discussing the acquisition of real property pursuant to the preliminary discussion of the acquisition of real property exception per K.S.A. 75-4319 (b) (6). The City Commission, City Manager, and City Attorney will be present. The open meeting will

resume in the City Commission Chambers at 6:52 p.m. Commissioner Martin seconded the motion and the motion as unanimously approved. Mayor Wilson declared the motion carried 5-0.

The Leavenworth City Commission returned to open session at 6:52 p.m.

Adjournment:

Commissioner Martin moved to adjourn the meeting. Commissioner Bauder seconded the motion and the motion was unanimously approved and the meeting was adjourned.

Time Meeting Adjourned 6:52 p.m.

Minutes taken by City Clerk Sarah Bodensteiner, CMC