

CALL TO ORDER – PLEDGE OF ALLEGIANCE

Mayor Jacob LaRue presided and called the meeting to order at 6:30 p.m., the Pledge of Allegiance was recited.

Commissioners Present: Mayor Jacob LaRue and Commissioners Kevin Berthot, Sam Budreau, Phillip Chaney, and Tim Fairchild.

Staff Present: Todd Newman, City Manager; David Brake, City Attorney; Tina Bailey, City Clerk; Ryan Follmer, Assistant City Manager; Cory Kepley, Chief Finance Officer; Kevin Jones, Fire Chief; and Jeff Litzell, Water Superintendent.

INVOCATION

The invocation was given by Commissioner Sam Budreau.

AGENDA

The Agenda was approved on motion by Commissioner Budreau, seconded by Commissioner Berthot. Voting Aye: All. Motion carried unanimously.

CONSENT AGENDA

The Consent Agenda is used to approve non-controversial or routine matters by a single motion and vote. The Consent Agenda consisted of the following:

- Minutes – City Commission – August 23, 2021
- Warrant Register dated August 25, 2021
- Warrant Register dated September 1, 2021
- Warrant Register dated September 8, 2021
- Review Various Board and Committee Minutes and Reports
- Request to Temporarily Block Certain Streets – Neosho County Health Department Drive-Thru Flu Shot Clinic
- Application for Special Event Permit to Sell Cereal Malt Beverage – Chanute Elks Lodge Post 806
- Application for Special Event Permit to Sell Cereal Malt Beverage – Chanute Regional Development Authority (CRDA)

Motion made by Commissioner Budreau, seconded by Commissioner Fairchild, to approve the Consent Agenda. Voting Aye: All. Motion carried unanimously.

PUBLIC COMMENTS

Jane Brophy, Chamber of Commerce & Office of Tourism Executive Director commented on the “Grow Neosho County” program and requested that the City Commission consider filling a board vacancy.

General discussion was made.

Commissioner Sam Budreau volunteered to fill the “Grow Neosho County” Board vacancy.

CITY MANAGER’S REPORT

City Manager Todd Newman gave his report on City activities and operations. Items reported on included a list of completed projects and an update on painting at the Aquatic Center, the 2nd & Evergreen/Highland Drainage Ditch Project, the City Website, E-mail Utility Billing, and a recent Downtown Restroom Grant Application.

General discussion was made.

Commission consensus was to place a Downtown Restroom Project on the next Agenda for review and discussion.

NEW BUSINESS

REQUEST TO SERVE/CONSUME ALCOHOL AT WEDDING EVENT – HIGHLAND PARK

Marie Mitchell is requesting permission to serve/consume alcohol during a private wedding event at Highland Park, in the area of the fountain, Saturday, September 25, 2021 from 5:00 p.m. through midnight. This request requires Commission approval to serve/consume alcohol on public property.

General discussion was made.

Motion made by Commissioner Budreau, seconded by Commissioner Fairchild, to approve the request to serve/consume alcohol at Highland Park on Saturday, September 25, 2021 as presented. Voting Aye: All. Motion carried unanimously.

APPLICATION FOR 2021 LICENSE TO SELL CEREAL MALT BEVERAGE – K’S PLACE

It is the City’s policy to inspect the premises of any business applying for a Cereal Malt Beverage License. The business at 5 East Main, K’s Place, LLC, has applied for a Cereal Malt Beverage License.

Prior to licensing clearance by the Police Department will be made and an inspection of the premises will be made and approved by the City Building Inspector and Fire Department.

The City License fee of \$100.00 for an on-premise consumption license and the State Cereal Malt Tax of \$25 have been paid.

Motion made by Commissioner Fairchild, seconded by Commissioner Budreau, to approve the application for a 2021 Cereal Malt Beverage License for K’s Place contingent approval and

inspection by the Police Department, City Building Inspector, and Fire Department. Voting Aye: All. Motion carried unanimously.

2022 FIRE PROTECTION CONTRACTS: TIOGA, BIG CREEK, AND CANVILLE TOWNSHIPS

In 2003, the City Commission approved a process to increase the Township fire service fees. In order to not severely affect the townships the cost has been gradually increased to cover expenses of providing that service. In 2018, the City Commission approved a 2.5% increase and we have asked for a 2.5% increase each year after. A spreadsheet was included for review, proposing a 2.5% increase.

General discussion was led by Fire Chief Kevin Jones. Comments were made by Assistant City Manager Ryan Follmer.

Motion made by Commissioner Budreau, seconded by Commissioner Berthot, to approve the 2022 Fire Protection Contract Price reflecting a 2.5% increase for Tioga, Big Creek, and Canville Townships. Voting Aye: All. Motion carried unanimously.

REQUEST TO AMEND IRB SERIES 2017 – ORIZON AEROSTRUCTURES, LLC

At Orizon’s request in 2017 the City issued Industrial Revenue Bonds which were purchased by Orizon. Since 2017 Orizon has improved existing buildings and constructed a third building. Orizon now wants to include the 615 W. Cherry property as property covered by the bonds and the bond covenants.

The City of Chanute has a first mortgage on the 615 W. Cherry property for \$225,000.00 and Community National Bank, which is the first mortgage holder on the other property, has agreed not to claim a lien superior to the City on the existing 615 W. Cherry property.

The City of Chanute has no financial obligation in regards to the industrial revenue bonds or mortgages.

General discussion was made. Comments were made by City Attorney David Brake and City Manager Todd Newman.

Motion made by Commissioner Berthot, seconded by Commissioner Budreau, to Adopt a Resolution Authorizing the Governing Body of the City of Chanute, Kansas to Approve the Execution and Delivery of Supplemental Lease Agreement No. 1 and Supplemental Trust Indenture No. 1 Relating to Taxable Industrial Revenue Bonds, Series 2017 (Orizon Aerostructures-Chanute, Inc.); and to Authorize the Execution and Delivery of Other Documents related Thereto. Voting Aye: All. Motion carried unanimously.

The Resolution was assigned: No. 2021-76

WATER PLANT COMPREHENSIVE PLAN

Daniel Coltrane, Engineer for Midwest Engineering Group, LLC has developed a Comprehensive Plan for future renovations at the Water Plant. City staff performed mandatory construction on the South Clarifier this summer after crews found major water leakage due to old and faulty equipment.

Midwest Engineering along with City Staff have laid out a proposal for scope of work to be performed starting fiscal year 2022 and ending 2024. Scope of work pertains to replacement costs for both the North and South Clarifiers, Filter Rehabilitation, Recarbonation Basin and Intake, Chemical Feed Building and Equipment, etc.

Daniel Coltrane, Midwest Engineering Group, LLC provided a brief overview of the Water Plant Comprehensive Plan.

General discussion was made. Comments were made by City Manager Todd Newman, Assistant City Manager Ryan Follmer, and Water Plant Superintendent Jeff Litzell.

City Manager Newman reported that funding options for future renovations at the Water Plant would be placed on a future Agenda for City Commission review and discussion.

CONSIDER COST SHARE PROGRAM – 21ST & PLUMMER INTERSECTION

Throughout the year, 21st and Plummer has been a hot topic with major concerns for safety due to its desperate need for repair. Although this intersection isn't in city limits there have been several discussions in regards to a joint project with the county in making these needed repairs. City has received quotes back from TranSystems with possibilities of a cost share program saving the City and County thousands of dollars.

The commissioners were given a concept drawing and a cost estimate for the 21st and Plummer intersection for review.

Approval from the governing body is needed for the project costs not to exceed \$780,000.00 with the City's share not to exceed \$315,000.00 (25% Contribution). Funding will be allocated from the City Infrastructure Fund.

General discussion was made. Comments were made by City Manager Todd Newman.

Motion made by Commissioner Berthot, seconded by Commissioner Budreau to approve City Staff to move forward accordingly for repairs to 21st and Plummer intersection and preparing the Cost Share application, which is due September 24, 2021. Voting Aye: All. Motion carried unanimously.

PROPERTY RESOLUTION – 519 WEST ELM

Motion made by Commissioner Budreau, seconded by Commissioner Berthot, to adopt resolution declaring that the above property is in violation of Chanute Municipal Codes and authorizing abatement of certain nuisances as presented. Voting Aye: All. Motion carried unanimously.

The Resolution was assigned: No. 2021-77.

PROPERTY RESOLUTION – 801 SOUTH KATY

James Conkling, the current tenant of 801 South Katy, requested that the City Commission consider an extension to allow him additional time to abate the nuisance.

General discussion was made.

Motion made by Commissioner Budreau, seconded by Commissioner Fairchild, to adopt resolution declaring that the above properties are in violation of Chanute Municipal Codes and authorizing abatement of certain nuisances as presented. Voting Aye: All. Motion carried unanimously.

The Resolution was assigned: No. 2021-78.

PROPERTY RESOLUTION – 1417 SOUTH MALCOLM

PROPERTY RESOLUTION – 716 SOUTH GARFIELD

PROPERTY RESOLUTION – 602 NORTH HIGHLAND

PROPERTY RESOLUTION – 512 NORTH WASHINGTON

PROPERTY RESOLUTION – 1122 NORTH FOREST

PROPERTY RESOLUTION – 113 SOUTH HIGHLAND

PROPERTY RESOLUTION – 1220 WEST MULBERRY LOT #18

PROPERTY RESOLUTION – 1220 WEST MULBERRY LOT #20

PROPERTY RESOLUTION – 1220 WEST MULBERRY LOT 21

PROPERTY RESOLUTION – 1113 SOUTH SANTA FE

Motion made by Commissioner Fairchild, seconded by Commissioner Budreau, to adopt resolution declaring that the above properties are in violation of Chanute Municipal Codes and authorizing abatement of certain nuisances as presented. Voting Aye: All. Motion carried unanimously.

The Resolutions were assigned: No. 2021-79, No. 2021-80, No. 2021-81, No. 2021-82, No. 2021-83, No. 2021-84, No. 2021-85, No. 2021-86, No. 2021-87, and No. 2021-88.

Commissioner Chaney reported that the property owner of 113 South Highland has recently changed.

COMMISSION COMMENTS

Commissioner Chaney reported that he has received several complaints about the local Post Office service and that they were instructed by the Post Office to call the City about related dog issues. Commissioner Chaney would like a representative from the Post Office to attend a future meeting and discuss postal service and dog issues.

General discussion was made. Comments were made by City Manager Todd Newman.

Commissioner Chaney reported that he attended a KDOT meeting last week and provided a brief overview the meeting.

Commissioner Berthot reported that he has received several complaints about off road vehicles on City streets and requested that the Commission consider reviewing the City's current Ordinance for a Special Purpose Vehicle Permit and enforcement of the Ordinance.

General discussion was made. Comments were made by City Manager Todd Newman.

Commission consensus was to place the City's Ordinance for a Special Purpose Vehicle Permit on the future Agenda for review and discussion.

Commissioner Fairchild commented on the City's Comprehensive Plan, CIP List, and Available Cash Report.

General discussion was made. Comments were made by City Manager Todd Newman, Chief Finance Officer Cory Kepley, City Attorney David Brake, and Assistant City Manager Ryan Follmer.

City Manager Newman reported that an updated Strategic Plan and CIP List would be distributed to the City Commission in early November, 2021.

Commissioner Fairchild requested future review and discussion of the City's storm drain system.

Commissioner Budreau commented on President Biden's recent Executive Orders and COVID-19 Plan.

General discussion was made. Comments were made by City Manager Todd Newman.

Commissioner Budreau thanked City staff and workers for their dedication for the betterment of Chanute.

Mayor LaRue congratulated the Mexican Fiesta Committee on their 104 celebration and the great event this past Saturday.

Mayor LaRue congratulated the Chanute Blue Comets on their football game & win against Pittsburg this past Friday.

ADJOURNMENT

Motion made by Commissioner Fairchild, seconded by Commissioner Budreau, to adjourn.
Voting Aye: All. Motion carried unanimously. Meeting adjourned at 8:33 p.m.

Tina L Bailey, CMC
City Clerk