

**CITY COMMISSION MEETING
Winfield, Kansas**

DATE: Monday, May 06, 2019
TIME: 5:30 p.m.
PLACE: City Commission – Community Council Room – First Floor – City Building

AGENDA

CALL TO ORDERMayor Ronald E. Hutto
ROLL CALL.....Deputy City Clerk, Carina Anderson
MINUTES OF PRECEDING MEETING.....Monday, April 15, 2019

BUSINESS FROM THE FLOOR

-Citizens to be heard

NEW BUSINESS

Ordinances & Resolutions

Bill No. 1930 – 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 Judith K. Briles regarding the transfer of real property in Andrews Addition, Winfield, Kansas.

Bill No. 1931 – A Resolution – Authorizing an Outdoor Community Event and Temporary Entertainment District Application (Island Park Productions)

OTHER BUSINESS

-Consider CMB Application for Playa Linda, 701 Main St (Noel Lopez)

ADJOURNMENT

-Next Commission work session 4:00 p.m. Thursday, May 16, 2019.
-Next regular meeting 5:30 p.m. Monday, May 20, 2019.

CITY COMMISSION MEETING MINUTES
Winfield, Kansas
April 15, 2019

The Board of City Commissioners met in regular session, Monday, April 15, 2019 at 5:30 p.m. in the City Commission-Community Council Meeting Room, City Hall; Mayor Ronald E. Hutto presiding. Commissioners Phillip R. Jarvis and Gregory N. Thompson were also present. Also in attendance were Brenda Peters, Interim City Manager; Carina Anderson, Deputy 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; and Gus Collins, Director of Utilities.

Deputy City Clerk Anderson called roll. All Commissioners present.

Commissioner Thompson moved that the minutes of the April 1, 2019 meeting be approved. Commissioner Jarvis seconded the motion. With all Commissioners voting aye, motion carried.

PROCLAMATION

-Proclaiming the Month of April as Fair Housing Month. Mayor Hutto presented a proclamation to Assistant to the City Manager Mangus, proclaiming the month of April, 2019 as Fair Housing Month.

BUSINESS FROM THE FLOOR

-Robert (Bob) Tyler, 2201 Cabrillo Dr, appeared to express his concern to the Commissioners about the funding for the Public Safety Facility and about the increase in recycling cost.

NEW BUSINESS

Bill No. 1925 – A Resolution – Fixing the time and place and providing for notice of a public hearing before the Governing Body of the City of Winfield, Kansas, regarding the condemnation of a certain structure, a house in the City of Winfield, Cowley County, Kansas. (1801 Manning) Director of Public Improvements Steward explains that this resolution that will fix the time and place to consider condemnation of the structure located at 1801 Manning. Upon motion by Commissioner Jarvis, seconded by Commissioner Thompson, all Commissioners voting aye, Bill No. 1925 was adopted and numbered Resolution No. 2219.

Bill No. 1926 – A Resolution – Fixing the time and place and providing for notice of a public hearing before the Governing Body of the City of Winfield, Kansas, regarding the condemnation of a certain structure, a house in the City of Winfield, Cowley County, Kansas. (916 Bliss) Director of Public Improvements Steward explains that this resolution that will fix the time and place to consider condemnation of the structure located at 916 Bliss. Upon motion by Commissioner Thompson, seconded by Commissioner Jarvis, all Commissioners voting aye, Bill No. 1926 was adopted and numbered Resolution No. 2319.

Bill No. 1927 - 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 in

Loomis Second Addition, City of Winfield, Cowley County, Kansas. (Allen) Director of Utilities Collins explains that this easement will allow the City to relocate a pole allowing access to this service. Upon motion by Commissioner Jarvis, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 1927 was adopted and numbered Resolution No. 2419.

Bill No. 1928 – 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 in Loomis Second Addition, City of Winfield, Cowley County, Kansas. (Briggs) Director of Utilities Collins explains that this easement will allow the City to relocate a pole allowing access to this service. Upon motion by Commissioner Hutto, seconded by Commissioner Jarvis, all Commissioners voting aye, Bill No. 1928 was adopted and numbered Resolution No. 2519.

Bill No. 1929 – A Resolution – Authorizing and directing the Mayor and Clerk of the City of Winfield, Kansas, to execute a contract for Project No. 19-TI880 for asphalt street improvements between the City of Winfield, Kansas and Flint Hills Materials, LLC. Director of Public Improvements Steward explains this resolution considers the execution of a contract for Project No. 19-TI880 for asphalt street improvements. Steward explains that the low quote was from Flint Hills Materials, LLC for an amount of \$400,588.00. Upon motion by Commissioner Hutto, seconded by Commissioner Jarvis, all Commissioners voting aye, Bill No. 1929 was adopted and numbered Resolution No. 2619.

OTHER BUSINESS

- Consider appointment to the Convention & Tourism Committee. Interim City Manager Peters explained that Angela Root has moved and left a vacancy. Peters presented a possible appointment of Emily Hamilton to the Convention & Tourism Committee for Commission consideration, to fill the unexpired term. Commissioner Thompson made a motion to appoint Emily Hamilton to the Convention & Tourism Committee. Commissioner Jarvis seconded the motion. With all Commissioners voting aye, motion carried.

- Consider Temporary CMB application for Patton's Pickin' Parlor. Interim City Manager Peters presented the Temporary Drinking Establishment license application for Patton's Pickin' Parlor, 417 W. 14th Avenue for Commission consideration. This license would be one-day benefit fundraiser event on April 27, 2019. Upon motion by Commissioner Hutto, seconded by Commissioner Jarvis, all Commissioners voting aye, the Temporary Drinking Establishment license for Patton's Pickin' Parlor was approved.

-Consider CMB application for Jumpstart, 1318 Main St. Interim City Manager Peters presented a CMB license application for Jumpstart, 1318 Main St for Commission consideration. Peters states that all fees have been paid, a current inspection is on file from the Fire Marshal, and background check has been processed, so everything is in order for approval of the CMB license application. Commissioner Jarvis made a motion to approve the CMB license for Jumpstart, 1318 Main St. Mayor Thompson seconded the motion. With both Commissioners voting aye, motion carried.

ADJOURNMENT

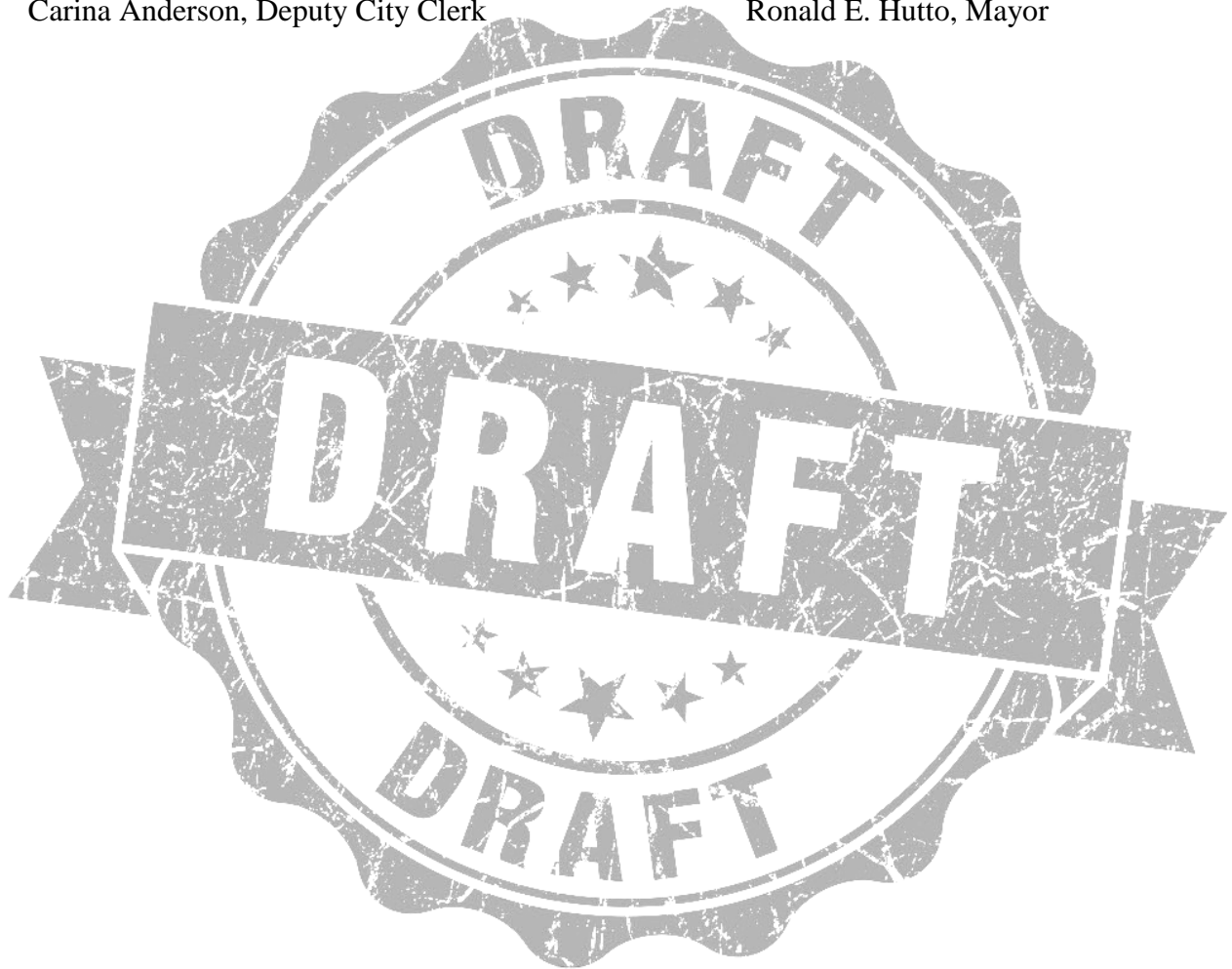
Upon motion by Commissioner Jarvis, seconded by Commissioner Hutto, all Commissioners voting aye, the meeting adjourned at 6:05 p.m.

Signed and sealed this 3rd day of May 2019.

Signed and approved this 6th day of May 2019.

Carina Anderson, Deputy City Clerk

Ronald E. Hutto, Mayor





Request for Commission Action

Date: May 1, 2019

Requestor: Patrick Steward, Dir. Of Public Improvements / City Engineer

Action Requested: Accepting a parcel of property North of 3rd between Andrews and Lincoln.

Analysis:

The City was approached by a property owner that was interested in quit claim deeding a parcel of property to the City as part of their estate planning. The parcel does not currently have access to an open street and is surrounded by property of the city owned nature trail.

Fiscal Impact: The property is being deeded at no cost. However, the city will take responsibility for future maintenance of the parcel.

Attachments: Proposed Resolution & Map

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 Judith K. Briles regarding the transfer of real property in Andrews Addition, Winfield, Kansas.

WHEREAS, Judith K Briles desires to transfer the property to the City of Winfield; and

WHEREAS, the acceptance of the said property is agreeable to the City of Winfield,

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:

Section 1. The Mayor and Clerk of the City of Winfield, Kansas, are hereby authorized and directed to accept a Kansas Quit Claim Deed from Judith K. Briles for the real estate described as follows:

Lot 3 and the West 15 feet of Lot 4, Block 201, Andrews Addition and Lot 6 to Lot 11, inclusive, Block 3, Waverly Place Addition to Winfield.

A copy of which is attached hereto and made a part hereof.

Section 2. The Clerk of the City of Winfield, Kansas shall record said deed with the Register of Deeds of Cowley County, Kansas.

Section 3. This resolution shall be in full force and effect from and after its adoption.

ADOPTED this 6th day of May, 2019.

(SEAL)

Ronald E. Hutto, Mayor

ATTEST:

Carina Anderson, Deputy City Clerk

Approved as to form: _____
William E. Muret, City Attorney

Approved for Commission action: _____
Brenda Peters, Interim City Manager/ps





Request for Commission Action

Date: April 22, 2019

Requestor: Gary Mangus, Assistant to the City Manager

A handwritten signature in dark ink, appearing to be "G. Mangus", is written over a horizontal line.

Action Requested: 5/2/2019 WS agenda-discussion, 5/6/2019 Commission Agenda-consider Resolution authorizing an Outdoor Community Event & Temporary Entertainment District Application from Island Park Productions.

Analysis: Island Park Productions (IPP), through an Outdoor Community Event & Temporary Entertainment District application, had requested authorization to allow possession and consumption of alcohol or enhanced cereal malt beverages in Island Park. Their request was approved for the April 13th concert by Bill No 1918. The balance of the entertainer contracts for 2019 have been completed. The request before the Commission is to establish a drinking perimeter with signage from 5:00 pm to 10:00 pm around the performance stage, Lion's Pavilion, and Soroptimist Pavilions, on May 30; June 13 and 20; and July 18 and 25, 2019 in conjunction with their Concert Series. June 20 and July 25, 2019 are scheduled Rain Dates ONLY for the June 13 and July 18 concerts.

A separate temporary Alcohol or Enhanced CMB license is not required of IPP for possession and consumption only. The Governing Body will need to adopt the proposed Resolution to authorize possession and consumption, however.

Two LE officers will be on site from 5:00 pm-10:00 pm. Should additional officers be needed, the Chief of Police will make that call at his discretion. IPP is limiting the size of carry in coolers to 10 quarts. A device of an equivalent dimension (think confirming airline carry-on size) will be at the Island Park entrance for any coolers in question. Security is being finalized for approval by WPD.

Fiscal Impact: The concert series is provided free to the general public. The City is a member and represented on the IPP Board. No rental fees are being sought from IPP. Their requests are for benches, trash containers, access to electricity and restrooms which are all typically on site.

Attachments: Draft Resolution, Outdoor Community Event Application

A RESOLUTION

AUTHORIZING an Outdoor Community Event and Temporary Entertainment District Application (Island Park Productions)

WHEREAS, Island Park Productions has made application for an Outdoor Community Event and Temporary Entertainment District; and

WHEREAS, Island Park Productions requests the possession and consumption of alcoholic liquor or cereal malt beverage in Island Park during a series of concert events in May, June, and July 2019.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:

Section 1. Within Section 6-120 of Article IV of Section 6 of the Code of the City of Winfield, Kansas, "Temporary Entertainment District" means a defined area, which includes City streets, alleys, parking lots and public sidewalks on which the City Commission has authorized the sale, possession or consumption of alcoholic liquor or enhanced cereal malt beverage for a specified period of time, during a community event which has been properly permitted under Chapter 8 of this Code.

Section 2. Island Park Productions requests the possession and consumption of alcoholic liquor or cereal malt beverage in Island Park during events from 5:00 pm to 10:00 pm, on May 30; June 13 and 20; and July 18 and 25, 2019. June 20 and July 25, 2019 are scheduled Rain Dates ONLY for the June 13 and July 18, 2019 concerts. A Temporary Alcohol or Cereal Malt Beverage Permit is not required of Island Park Productions for possession and consumption only.

Section 3. The Governing Body of the City of Winfield Kansas hereby authorizes an Outdoor Community Event and Temporary Entertainment District Application in accordance with the rules and procedures set forth by Article IV of Section 6 of the Code of the City of Winfield, Kansas, regarding the possession or consumption of alcoholic liquor or enhanced cereal malt beverage as presented by the Island Park Productions for an event from 5:00 pm to 10:00 pm, on May 30; June 13 and 20; and July 18 and 25, 2019, in Island Park, Winfield Kansas as identified in the Outdoor Community Event and Temporary Entertainment District Application; a copy of which is attached hereto and made a part hereof.

Section 4. This resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 6th day of May 2019.

(SEAL)

Ronald E Hutto, Mayor

ATTEST:

Carina Anderson, Deputy City Clerk

Approved as to form: _____
William E. Muret, City Attorney

Approved for Commission Action: _____
Brenda Peters, Interim City Manager

MILLINGTON ST



Island Park
Productions
Concert Series
Requested
CMB/Alcohol
Perimeter

MAIN ST

OUTER CIRCLE

INNER CIRCLE

ISLAND PARK AVE


MANNING ST

WELFELT DR

Island Park
200 Main St
Winfield, Ks



FREE ADMISSION



DUCK Jam in the Park

Winfield, Kansas

2019 Lineup

John McCutcheon

april 13, 5pm
gates open

Randall King
with Jake Worthington

may 30, 5pm
gates open

Mudbugs
Cajun and Zydeco Band

june 13, 6pm
gates open

Opal Agafia
& the Sweet Nothings

july 18, 6pm
gates open

BYO: Chairs/Blanket | Snacks/Dinner | Beverages
one cooler, up to 10 qt./per person | alcohol is allowed, but be cool

Concessions by Winfield Lions and Soroptimists Clubs



Presenting sponsors:





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
3/8/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Buterbaugh & Handlin Insurance PO Box 293 Winfield, KS 67156		CONTACT NAME: Kim Wasko PHONE (A/C, No, Ext): (620) 221-1760 FAX (A/C, No): E-MAIL ADDRESS: kwasko@buterbaughandhandlin.com	
		INSURER(S) AFFORDING COVERAGE	
		INSURER A: Capitol Specialty Insurance Corporation	
		INSURER B:	
		INSURER C:	
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES	CERTIFICATE NUMBER:	REVISION NUMBER:
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.		

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR	<input checked="" type="checkbox"/>		CS-19000533-01	4/1/2019	4/1/2020	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ INCLUDED
	GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC						
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB EXCESS LIAB DED RETENTION \$	<input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE					EACH OCCURRENCE \$ AGGREGATE \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	N/A				WC STATUTORY LIMITS E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Certificate holder is listed as an additional insured.

CERTIFICATE HOLDER City of Winfield Attn: Gary Mangus 200 E 9th Ave Winfield KS 67156	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
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