

**CITY COMMISSION MEETING  
Winfield, Kansas**

DATE: Monday, August 16, 2021  
TIME: 5:30 p.m.  
PLACE: City Commission – Community Council Room – First Floor – City Building

***AGENDA***

CALL TO ORDER .....Mayor Gregory N. Thompson  
ROLL CALL.....City Clerk, Brenda Peters  
MINUTES OF PRECEDING MEETING.....Monday, August 02, 2021

**BUSINESS FROM THE FLOOR**

-Citizens to be heard

**NEW BUSINESS**

Ordinances & Resolutions

- Bill No. 2190 – A Resolution** – Determining the existence of certain nuisances at 621 Menor in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.
- Bill No. 2191 – A Resolution** – Determining the existence of certain nuisances at 911 E 5th in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.
- Bill No. 2192 – A Resolution** – Determining the existence of certain nuisances at 423 College in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.
- Bill No. 2193 – A Resolution** – Determining the existence of certain nuisances at 415 E 6th in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.
- Bill No. 2194 – A Resolution** – Determining the existence of certain nuisances at 405 E 6th in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.
- Bill No. 2195 – A Resolution** – Determining the existence of certain nuisances at 1217 Manning in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.
- Bill No. 2196 – A Resolution** – Authorizing an Outdoor Community Event and Temporary Entertainment District Application (Young Professionals of Cowley County)
- Bill No. 2197 – A Resolution** – Authorizing and directing the City Manager of the City of Winfield, Kansas, to execute a contract/agreement related to the construction of the Performance Venue Storage Room Addition at Island Park between the City of Winfield, Kansas and the Rotary Club of Winfield, Kansas.

**OTHER BUSINESS**

- Consider Temporary CMB application for BG Bash, Bailey Pappan, 115 E 6<sup>th</sup> Ave, September 4, 2021 4pm-9pm
- Consider Sanitary sewer replacement from 4<sup>th</sup> Ave lift station to Andrews St.

**ADJOURNMENT**

- Next Commission Work Session 4:00 p.m. Thursday, September 2, 2021
- Next regular meeting 5:30 p.m. Tuesday, September 07, 2021.

**CITY COMMISSION MEETING MINUTES**  
**Winfield, Kansas**  
**August 2, 2021**

The Board of City Commissioners met in regular session, Monday, August 02, 2021 at 5:30 p.m. in the City Commission-Community Council Meeting Room, City Hall; Mayor Gregory N. Thompson presiding. Commissioners Phillip R. Jarvis and Ronald E. Hutto were also present. Also in attendance were Taggart Wall, City Manager; Brenda Peters, City Clerk and William E. Muret, City Attorney. Other staff members present were Patrick Steward, Director of Public Improvements; and Eryn Ebach, Community Development Coordinator/Planner. Present by GoToMeeting were David Arteberry, Stifel, Nicolaus & Company; and Garth Herrmann, Gilmore & Bell.

Mayor Gregory N. Thompson noted all Commissioners present.

Commissioner Jarvis moved that the minutes of the July 19, 2021 meeting be approved. Commissioner Hutto seconded the motion. With all Commissioners voting aye, motion carried.

**PUBLIC HEARING**

Mayor Thompson opened a public hearing to consider a plan of finance for the issuance by the City of one or more series of its tax-exempt obligations, a portion of which will be qualified 501(c)(3) bonds and issued in a principal amount not to exceed \$650,000 plus original issue premium (up to approximately 10%) With no one present to speak, Mayor Thompson closed the public hearing.

**BUSINESS FROM THE FLOOR**

**NEW BUSINESS**

**Bill No. 2185 – A Resolution** – Authorizing and directing the issuance, sale and delivery of General Obligation Temporary Notes, Series 2021-1, of the City of Winfield, Kansas; providing for the levy and collection of an annual tax, if necessary, for the purpose of paying the principal of and interest on said notes as they become due; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith. David Arteberry, Stifel, Nicolaus & Company explains this Resolution will allow the City to authorize the issuance of General Obligation Temporary Notes, Series 2021-1. Upon motion by Commissioner Hutto, seconded by Commissioner Jarvis, all Commissioners voting aye, Bill No. 2046 was adopted and numbered Resolution No. 7421.

**Bill No. 2186 – An Ordinance** – Chapter 74, Article V, Section 74-224 of the Winfield City Code related to Stop Sign Intersections. Director of Public Improvements Steward explains this Ordinance will amend Chapter 74, Article V, Section 74-224 of the Winfield City Code referencing intersections controlled by stop signs. The area in question is the intersection of Warren Avenue and Viking Boulevard. Upon motion by Commissioner Jarvis, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2046 was adopted and numbered Ordinance No. 4161.

**Bill No. 2187 – An Ordinance** – Amending Article 3 of the Zoning Regulations of the City of Winfield, Kansas, by changing the boundaries of certain districts referred to on an official map



designated as the “Zoning District Map of Winfield, Kansas,” which is made a part of Article 3 of the Zoning Regulations of the City of Winfield, Kansas. Community Development Coordinator/Planner Ebach explains this Ordinance amends Article 3 of the Zoning Regulations to rezone 1718 & 1720 Manning from a "R-3", High Density Residential District to a “C-3”, General Commercial District. Upon motion by Commissioner Hutto, seconded by Commissioner Jarvis, all Commissioners voting aye, Bill No. 2046 was adopted and numbered Ordinance No. 4162.

**Bill No. 2188 – A Resolution** – Authorizing and directing the Mayor of the City of Winfield, Kansas, to execute a Request to Exchange Federal Funds, between the City and the Secretary of the Kansas Department of Transportation, relating to making state funds available to the City in exchange for the City’s allotment of federal funds. Director of Public Improvements Steward explains this Resolution will allow the City to request the exchange of federal funds for reimbursement of project expenditures at a rate of \$0.90 state funds/\$1.00 federal funds. This exchange would provide for \$150,747.24 in reimbursement funds for the Microseal improvements made earlier this year. Upon motion by Commissioner Jarvis, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 2046 was adopted and numbered Resolution No. 7521.

**Bill No. 2189 – A Resolution** – Authorizing the execution of the Project Programming Request and Commitment of City Funds for the 2023 CCLIP Surface Preservation Project. Director of Public Improvements Steward explains this Resolution authorizes the Project Programming Request and Commitment of City Funds for the 2023 CCLIP Project on South Main. Total estimated project cost is \$656,000, with KDOT’s share at \$300,000. Upon motion by Commissioner Hutto, seconded by Commissioner Jarvis, all Commissioners voting aye, Bill No. 2046 was adopted and numbered Resolution No. 7621.

#### **OTHER BUSINESS**

#### **ADJOURNMENT**

Upon motion by Commissioner Jarvis, seconded by Commissioner Hutto, all Commissioners voting aye, the meeting adjourned at 5:44 p.m.

Signed and sealed this 12<sup>th</sup> day of August 2021.

Signed and approved this 16<sup>th</sup> day of August 2021.

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Brenda Peters, City Clerk

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Gregory N. Thompson, Mayor



## Request for Commission Action

**Date:** August 16, 2021

**Requestor:** Josh Wallace, Environmental Inspector

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**Action Requested:** Seeking consideration for the approval of Nuisance Resolutions determining the existence of a nuisance at:

621 Menor: Construction material, debris, trash and a twin open shed, on the porch and in the back yard .

911 E 5th: Furniture, lumber, debris, blankets, tires and car parts in side and back yards .

423 College: Construction material, debris, limbs and trash in the front porch, side and back yards .

415 E 6th: Construction materials, tires, limbs , debris and furniture in the back yard .

405 E 6th: Construction material, debris, limbs, trash, tires and fencing .

1217 Manning: Construction materials, furniture, debris, tires and a mattress in the back yard.

**Analysis:** The owners of all properties listed have received a door hanger warning, were sent a certified letter and a notice of upcoming commission action warning if able.

**Fiscal Impact:** Unknown fiscal impact at this time. Once approved, a contractor will be assigned to remove the nuisances and the owners will be billed for the cost of the removal as well as an administrative fee of \$100.

**Attachments:**

Nuisance Resolution 621 Menor - 2 Photos

Nuisance Resolution 911 E 5th - 2 Photos

Nuisance Resolution 423 College - 2 Photos

Nuisance Resolution 415 E 6th - 2 Photos

Nuisance Resolution 405 E 6th - 2 Photos

Nuisance Resolution 1217 Manning - 2 Photos

## Request for Commission Action

621 Menor #1-2





## Request for Commission Action





## Request for Commission Action





## Request for Commission Action





## Request for Commission Action





## Request for Commission Action





**A RESOLUTION**

**DETERMINING** the existence of certain nuisances at **621 Menor** in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.

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**WHEREAS**, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

**WHEREAS**, the City's inspector, on or about the 12th day of May 2021 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

**Section 1.** The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

Owner: TORRES, MARGARITA  
621 MENOR  
WINFIELD, KS

Occupant: TORREZ, CARLOS J  
Property Address: 621 MENOR  
Legal Description: WINFIELD, TOWNSITE OF, BLOCK 66, S20 LT 4 & ALL LTS 5&6

Nature of Nuisance: A nuisance consisting of a large accumulation of constr. material, debris, trash and a tv in open shed, on the porch and in the back yard creating an unsightly appearance and/or harborage for vermin.

Disposition of Items: Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

**Section 2.** The Clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

**Section 3.** This resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 16th day of August, 2021.

(SEAL)

\_\_\_\_\_  
Gregory N. Thompson, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

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

Approved for Commission action: \_\_\_\_\_  
Taggart Wall, City Manager/jw

**A RESOLUTION**

**DETERMINING** the existence of certain nuisances at **911 E 5th** in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.

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**WHEREAS**, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

**WHEREAS**, the City's inspector, on or about the 5th day of January 2021 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

**Section 1.** The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

Owner: MONTGOMERY, KATHY & KEITH  
911 E 5th  
WINFIELD, KS

Occupant: MONTGOMERY, KATHY A  
Property Address: 911 E 5th  
Legal Description: THOMPSON'S THIRD ADD, BLOCK 285, W30 LT 5 & E25 LT 6

Nature of Nuisance: A nuisance consisting of a large accumulation of furniture, lumber, debris, blankets, tires and car parts in side and back yards creating an unsightly appearance and/or harborage for vermin.

Disposition of Items: Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

**Section 2.** The Clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

**Section 3.** This resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 16th day of August, 2021.

(SEAL)

\_\_\_\_\_  
Gregory N. Thompson, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

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

Approved for Commission action: \_\_\_\_\_  
Taggart Wall, City Manager/jw

**A RESOLUTION**

**DETERMINING** the existence of certain nuisances at **423 College** in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.

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**WHEREAS**, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

**WHEREAS**, the City's inspector, on or about the 1st day of July 2020 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

**Section 1.** The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

Owner: JENKINS, STEVEN P  
423 COLLEGE  
WINFIELD, KS

Occupant: JENKINS, STEVEN P  
Property Address: 423 COLLEGE  
Legal Description: HIGHLAND PARK, BLOCK 7, Lot 6

Nature of Nuisance: A nuisance consisting of a large accumulation of construction material, debris, limbs and trash in the front porch, side and back yards creating an unsightly appearance and/or harborage for vermin.

Disposition of Items: Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

**Section 2.** The Clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

**Section 3.** This resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 16th day of August, 2021.

(SEAL)

\_\_\_\_\_  
Gregory N. Thompson, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

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

Approved for Commission action: \_\_\_\_\_  
Taggart Wall, City Manager/jw

**A RESOLUTION**

**DETERMINING** the existence of certain nuisances at **423 College** in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.

---

**WHEREAS**, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

**WHEREAS**, the City's inspector, on or about the 5th day of April 2021 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

**Section 1.** The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

Owner: ADAMS, TRAVIS  
PO BOX 327  
WINFIELD, KS

Occupant: VACANT  
Property Address: 415 E 6th  
Legal Description: WINFIELD, TOWNSITE OF, BLOCK 186, Lot 3

Nature of Nuisance: A nuisance consisting of a large accumulation of construction materials, tires, limbs, debris and furniture in the back yard creating an unsightly appearance and/or harborage for vermin.

Disposition of Items: Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

**Section 2.** The Clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

**Section 3.** This resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 16th day of August, 2021.

(SEAL)

\_\_\_\_\_  
Gregory N. Thompson, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

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

Approved for Commission action: \_\_\_\_\_  
Taggart Wall, City Manager/jw



**A RESOLUTION**

**DETERMINING** the existence of certain nuisances at **405 E 6th** in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.

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**WHEREAS**, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

**WHEREAS**, the City's inspector, on or about the 5th day of April 2021 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

**Section 1.** The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

Owner: FEASTER, JIM & FEASTER, PAM & FEASTER, GREG &  
FEASTER, AUDREY  
17636 181st Rd  
WINFIELD, KS

Occupant: BARTON, TOWANDA K  
Property Address: 405 E 6th  
Legal Description: WINFIELD, TOWNSITE OF, BLOCK 186, Lot 5

Nature of Nuisance: A nuisance consisting of a large accumulation of construction material, debris, limbs, trash, tires and fencing in the back yard creating an unsightly appearance and/or harborage for vermin.

Disposition of Items: Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

**Section 2.** The Clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

**Section 3.** This resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 16th day of August, 2021.

(SEAL)

\_\_\_\_\_  
Gregory N. Thompson, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

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

Approved for Commission action: \_\_\_\_\_  
Taggart Wall, City Manager/jw

**A RESOLUTION**

**DETERMINING** the existence of certain nuisances at **1217 Manning** in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City.

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**WHEREAS**, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

**WHEREAS**, the City's inspector, on or about the 11th day of March 2021 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

**Section 1.** The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

Owner: HALE, ANNETTE G; HALE, PHYLLIS M  
1217 MANNING  
WINFIELD, KS

Occupant: HALE, PHYLLIS M & CAUDILL, JULIA  
Property Address: 1217 MANNING  
Legal Description: MENOR'S ADD, BLOCK 92, Lot 5

Nature of Nuisance: A nuisance consisting of a large accumulation of construction materials, furniture, debris, tires and a mattress in the back yard creating an unsightly appearance and/or harborage for vermin.

Disposition of Items: Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

**Section 2.** The Clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

**Section 3.** This resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 16th day of August, 2021.

(SEAL)

\_\_\_\_\_  
Gregory N. Thompson, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

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

Approved for Commission action: \_\_\_\_\_  
Taggart Wall, City Manager/jw



## Request for Commission Action

Date: August 13 2021

Requestor: Taggart Wall, City Manager

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**Action Requested:** 8/12/21 Work Session-discussion, 8/16/21 Commission Agenda-consideration of a Resolution authorizing an Outdoor Community Event & Temporary Entertainment District Application (YP of Cowley County)

**Analysis:** Young Professionals of Cowley County (YP), through an Outdoor Community Event & Temporary Entertainment District application, have requested authorization to allow the sale, possession, and consumption of alcohol on city streets and public sidewalks. Their request is to establish a "Beer Garden" from 4:00 pm to 10:00 pm on Main Street from 11th to 7th St., 9th Ave. from Millington St. to Menor St., and Millington St. between 9th and the alley between 9<sup>th</sup> and 10<sup>th</sup> Avenues, September 14, 2021, in conjunction with the Fall Music Crawl.

YP has contracted with Wheat State Wine Co LLC, a local Caterer licensed by the KS Alcohol Beverage Control Division and City of Winfield. With adoption of this Resolution, identifying the Fall Music Crawl as a special event, Wheat State Wine Co LLC will notify the ABC by electronic notification of its intent to sell and serve alcoholic liquor by individual drink at least 48 hours prior to the event. A separate Temporary Alcohol Permit is not required by YP, Winfield Chamber of Commerce, or Wheat State Wine Co LLC.

YP has successfully used this process to offer a "Beer Garden" for several Spring & Fall Music Crawls, although not in this manner throughout the downtown district. No incidents have come from any of the previous requests.

**Fiscal Impact:** YP has requested from the City access to temporary electricity service, picnic tables, barricades, benches, and trash containers, all of which have been provided in the past.

**Attachments:** Resolution, Outdoor Community Event Application

**A RESOLUTION**

**AUTHORIZING** an Outdoor Community Event and Temporary Entertainment District Application (Young Professionals of Cowley County)

**WHEREAS**, Young Professionals of Cowley County has made application for an Outdoor Community Event and Temporary Entertainment District; and

**WHEREAS**, Young Professionals of Cowley County requests the sale, possession, and consumption of alcoholic liquor on city streets, alleys, parking lots, and public sidewalks during a special event from 4:00 pm to 10:00 pm, on September 14, 2021, on Main Street between 7<sup>th</sup> Ave. and 11<sup>th</sup> Ave, 9<sup>th</sup> Ave. between Menor St. and Millington St. and the north half of Millington Street between 9th and 10th Avenues.

**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 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.** A Special Event is defined by K.S.A. 41.719(a)(2). Alcoholic liquor may be consumed at a special event held on public streets, alleys, roads, sidewalks or highways when a temporary permit has been issued pursuant to K.S.A. 41-2645 for such special event. Such special event must be approved, by ordinance or resolution, by the local governing body of any city, county or township where such special event is being held. No alcoholic liquor may be consumed inside vehicles while on public streets, alleys, roads or highways at any such special event.

**Section 3.** Young Professionals of Cowley County has contracted with Wheat State Wine Co LLC, 23622 Springhill Farm Dr., Winfield KS, a Caterer licensed by the Kansas Department of Revenue, Alcoholic Beverage Control Division and the City of Winfield. A "caterer" means an individual, partnership or corporation which sells alcoholic liquor by the individual drink, and provides services related thereto, on unlicensed premises which may be open to the public but does not include a holder of a temporary permit. [Subsection (c) of K.S.A. 41-2601]. Kansas Department of Revenue, Alcoholic Beverage Control Division granted Wheat State Wine Co LLC liquor license #30008070100, attached and made a part hereof, effective 09/28/2019 and expiring 09/27/2021. Wheat State Wine Co LLC will notify the Alcoholic Beverage Control Division Director by electronic notification of its intent to sell and serve alcoholic liquor by

individual drink at least 48 hours prior to the event. A separate Temporary Alcohol Permit is not required of Young Professionals of Cowley County or Wheat State Wine Co LLC.

**Section 4.** The Governing Body of the City of Winfield Kansas hereby authorizes the 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 sale, possession or consumption of alcoholic liquor as presented by the Young Professionals of Cowley County for a special event from 4:00 pm to 10:00 pm, on September 14, 2021, on Main Street between 7th Ave. and 11th Ave, 9th Ave. between Menor St. and Millington St. and the north half of Millington Street between 9th and 10th Avenues, 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 5.** This resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 16<sup>th</sup> day of August 2021.

(SEAL)

\_\_\_\_\_  
Gregory N. Thompson

ATTEST

\_\_\_\_\_  
Brenda Peters, City Clerk

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

Approved for Commission action: \_\_\_\_\_  
Taggart Wall, City Manager



## **Outdoor Community Event and Temporary Entertainment District Application**

Applications and any applicable fees must be submitted to:  
Winfield City Clerk | 200 E. 9<sup>th</sup> Avenue | Winfield, KS 67156  
620-221-5500 or (Fax) 620-221-5593 or [cityclerk@winfieldks.org](mailto:cityclerk@winfieldks.org)

Complete Outdoor Community Event Applications must be submitted **at least 30 days** prior to the proposed date of the event

*The City of Winfield defines an Outdoor Community Event as follows:*

- Outdoor event on public property organized for a particular and limited purpose and time. Such events shall include, but not be limited to fun runs, roadway foot races, fundraising walks, bikeathons, motor vehicle events, bike races, carnivals, festivals, cookouts, block parties, community celebrations, shows, exhibitions, circuses, fairs and temporary entertainment districts. Such term shall also include parades when held in conjunction with a community event as defined by this section, which event is sponsored or conducted by the same applicant. Such term shall not include events occurring solely on sidewalks or public rights of way immediately adjacent to public streets that do not require the closing of the sidewalk or public way.

*The City of Winfield defines a Temporary Entertainment District as follows:*

- 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 cereal malt beverage for a specified period of time, during a Community Event which has been properly permitted.

### **General Information:**

It is the purpose of this application to establish a process for permitting community events to use City streets, sidewalks, parks and alleys. It is unlawful for any person to conduct a community event without a community event permit. Any information required by the application must be complete upon submittal. Incomplete applications may be denied. The City of Winfield may refuse any application received less than 30 days before the event or lacking requested information. When received, an application is subject to approval of all departments involved and will be required to provide the following:

- The Winfield Police Department, the Winfield Fire Department and authorized representatives of such departments shall be responsible for the enforcement of all provisions of this application.
- No fee shall be charged for the application or permit for a Community Event itself.
- The issuance of a Community Event permit shall not negate the responsibility of the permit holder to acquire all other necessary and applicable licenses or permits which may be required for the event or pay any additional fees.
- Street closure request made to the City of Winfield.
- Certificate of General Liability Insurance naming the City of Winfield as additionally insured, *if applicable*.
- Security requirements including hiring of certified law enforcement officers.
- All Food/Beverage/Concessionaire/Amusement vendors list including contact person, contact information, and permits/licenses, as necessary.
- Outdoor Community Events shall cease between the hours of 11:00 p.m. and 8:00 a.m., Sunday through Thursday and midnight to 8:00 a.m. on Friday and Saturday.
- A detailed Security Plan will be required and approved by Winfield Chief of Police. Extraordinary Police/Fire services will be billed directly to the permit holder and will be the permit holder's responsibility.





## Outdoor Community Event and Temporary Entertainment District Application

### APPLICANT INFORMATION

Organization:

Contact Name:

Email:

Telephone:

Address:

City/State/Zip:

### EVENT INFORMATION

Event Title:

Event Date:

Event Type:

Event Time (setup & teardown):

Public Property Needed:

Street Closure Requested? Yes ☐ or No ☐

If yes, provide map of event identifying any and all street closures and placement of barricades; with type of barricades to be used

Has written approval been received by appropriate authorities (KDOT) for closure of any State Highway (Main Street or 9<sup>th</sup> Avenue)? Yes ☐ or No ☐ if yes, attach copy

Date(s)/Time of Street Closures (or attached information):

**Site Plan Required:** The plan defines the placement of fencing, tables, water supply, toilet/lavatory facilities, lighting, stages, temporary power needs, parking plans, sound plan, traffic control, temporary seating, tents or canopies, amusement or inflatable rides, barricade type/location, enter/exit locations, trash, signage, all streets being closed, etc. Parade or motor events require a map or diagram of the route to be traveled w/ starting and ending points identified; use of all or a portion of the street; approximate number, type, and description of persons, animals, and vehicles, as well as information above.

Will admission be charged? Yes ☐ or No ☐

Is this event a fundraiser? Yes ☐ or No ☐

Estimated Attendance: (maximum):

Number of participants in previous years:

Please provide fliers, brochures, or website/Facebook posts describing the event.

### GENERAL LIABILITY INSURANCE INFORMATION

Comprehensive liability insurance (CGL) is a broad policy that protects the organization from liability claims related to products coverage, completed operations coverage, premise and operations coverage, and independent contractors' coverage; also called commercial general liability insurance. Proof of insurance



## Outdoor Community Event and Temporary Entertainment District Application

may need be submitted to the City prior to approval of this application if any of the following activities are a part of the event; including but not limited to paid admissions, spectators, fairs & festivals, fireworks, concerts, carnivals, exhibitions, fundraisers, rides & attractions, racing events, religious ceremonies, running events, sporting events, animals, airsoft or paintball gun usage, construction exposures, inflatables (bounce houses), trampolines, water rides or water slides, bb/pellet guns, re-enactment weapons, archery, bonfires or open pit fires, food trucks/vendors, cereal malt beverage/liquor liability.

If required, the Applicant will procure and maintain during the term of the event a policy of insurance which provides general liability coverage in an amount not less than \$ 1,000,000 General Aggregate, \$ 1,000,000 Products Aggregate, \$ 500,000, Each Occurrence, \$ 500,000 Personal/Adv Injury, \$ 100,000 Fire Damage. with the City of Winfield KS, its officers and agents, named additional insured's.

Has a prior insurance provider canceled or refused to renew your policy? Yes ☐ or No ☐

### ALCOHOLIC LIQUOR OR CMB INFORMATION

Will Alcoholic Liquor or CMB be sold and/or served? Yes ☐ or No ☐ If yes, complete the following

If Yes, is there a Liquor Liability Policy In-Force? Yes ☐ or No ☐

Is the Applicant Named as an Additional Insured? Yes ☐ or No ☐

On-Site Supervisor Name:

Email:

Telephone:

Address:

City/State/Zip:

Possession, sale and/or consumption of Alcoholic Liquor or CMB: A Catered Licensed Event, Temporary license or a Temporary Permit MUST be approved by the Kansas Division of Alcoholic Beverage Control (ABC) and the Winfield City Commission. Regular City Commission meetings are held the 1<sup>st</sup> and 3<sup>rd</sup> Mondays of each month.

### FOOD INFORMATION

Will food be sold and/or served? Yes ☐ or No ☐ If yes, complete the following

Who is Providing the Food and/or Drink?

If Other than the Applicant, is a Certificate of Insurance Provided? Yes ☐ or No ☐

If Other than the Applicant, is Applicant Named as Additional Insured? Yes ☐ or No ☐

On-Site Supervisor Name:

Email:

Telephone:

Address:

City/State/Zip:



## **Outdoor Community Event and Temporary Entertainment District Application**

I, \_\_\_\_\_, the above named applicant, have read the contents of this application and that all information and answers herein contained are completed and true. In addition, I have read and understand all rules and regulations as set out in the Code of the City of Winfield. Furthermore, I hereby agree to comply with all of the laws of the State of Kansas, and all rules and regulations prescribed by the City of Winfield and I have consent to the immediate revocation of my license, by the proper officials, for any violation of such laws, rules, or regulations.

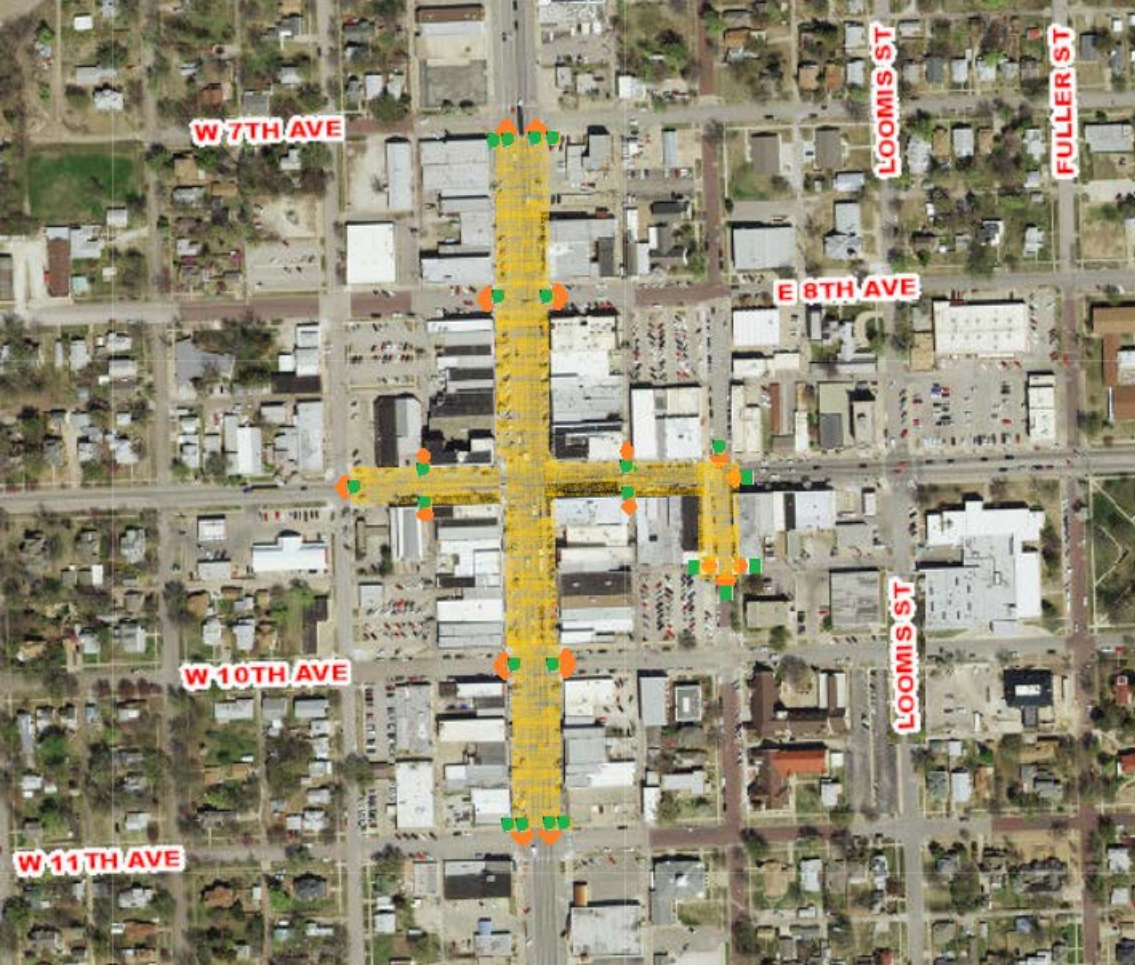
\_\_\_\_\_  
Signature of Event Applicant

\_\_\_\_\_  
Date

### **APPLICATION APPROVAL**

\_\_\_\_\_  
Winfield City Manager

\_\_\_\_\_  
Date

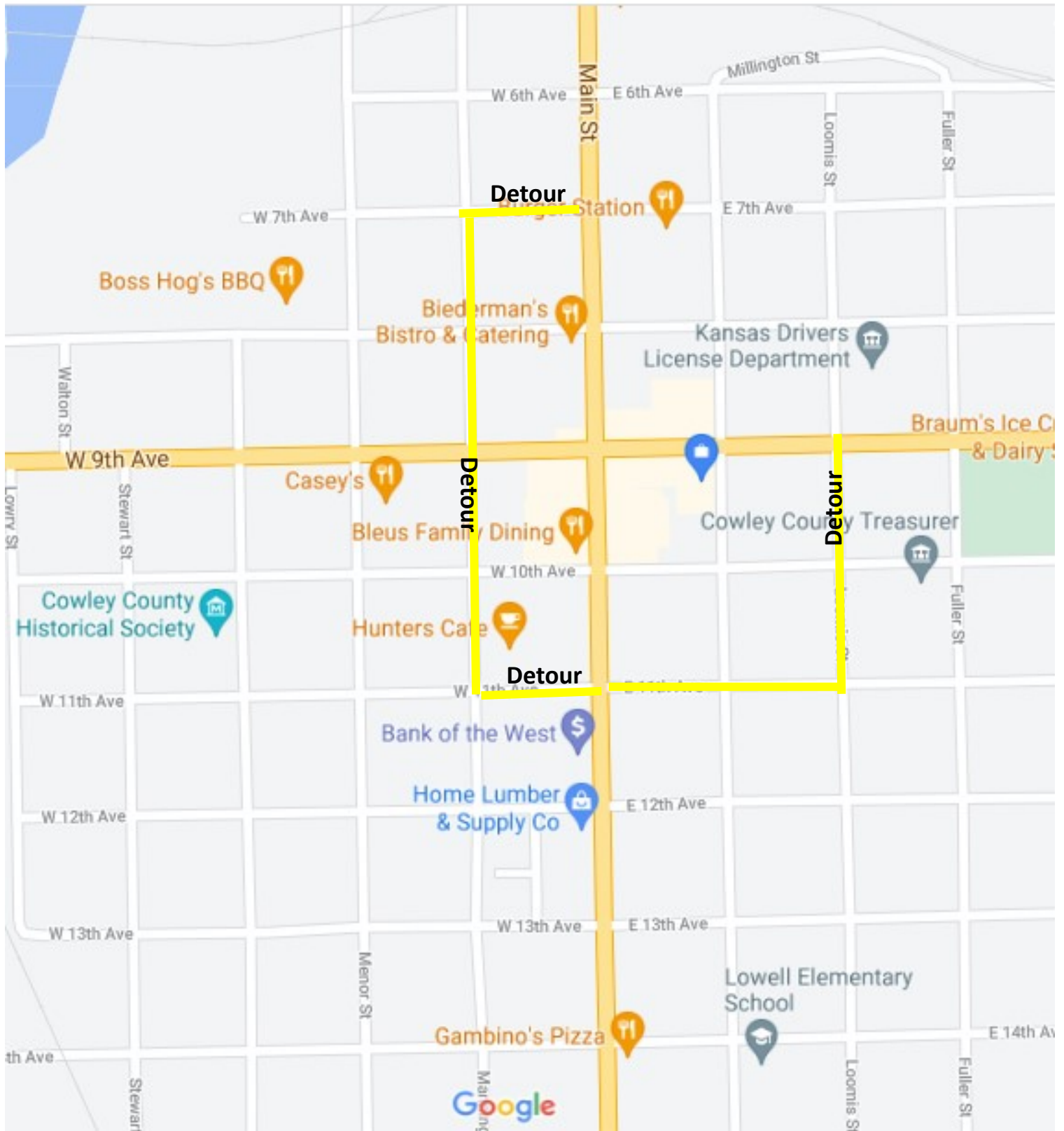


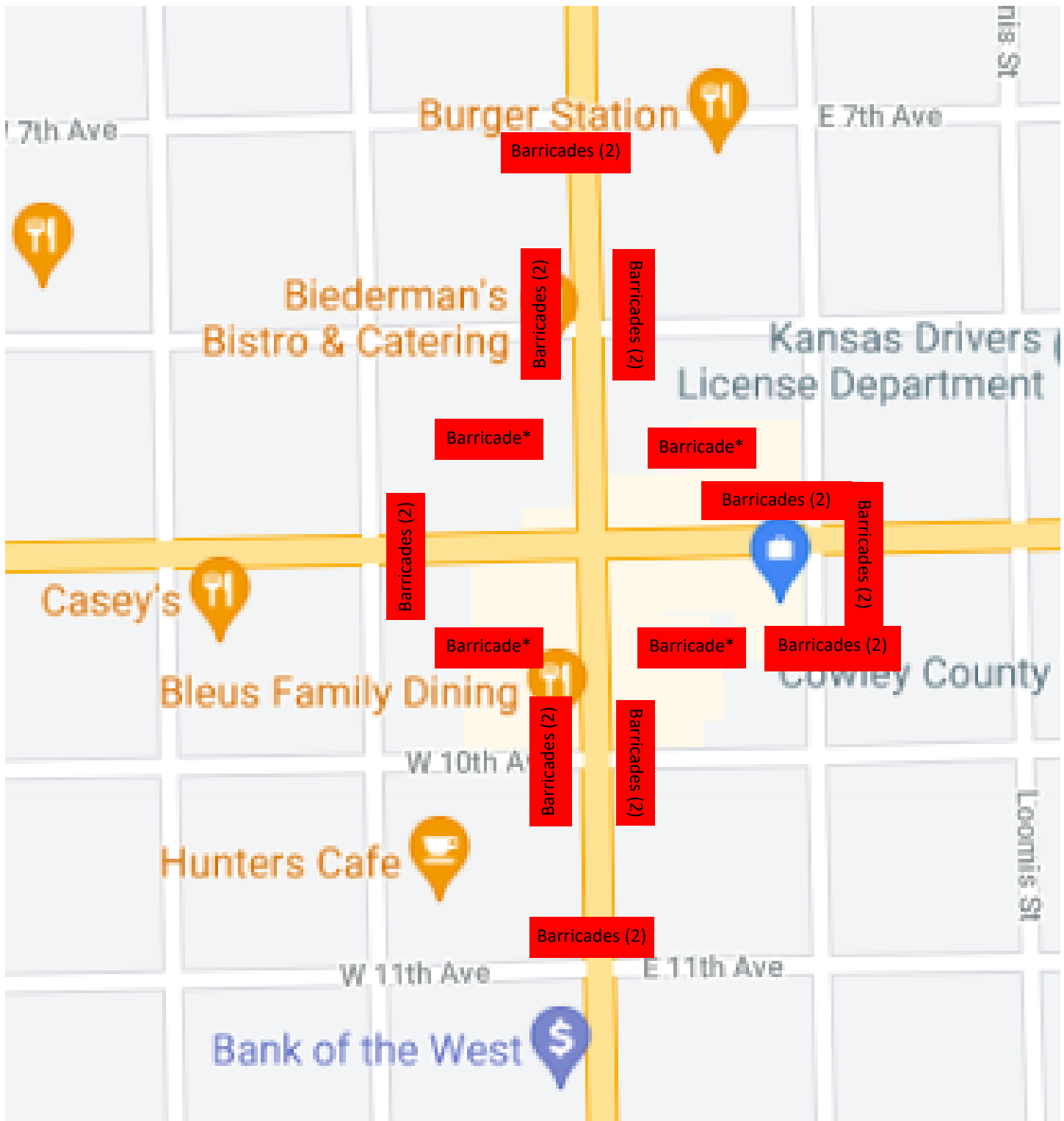
**Street Barrier**



**"No Alcohol Past this Point" Sign**

**"Event Served Alcohol Only. Wristband Required" Sign**



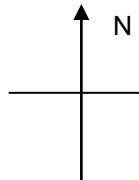


Please include at least one trash can by every barricade.

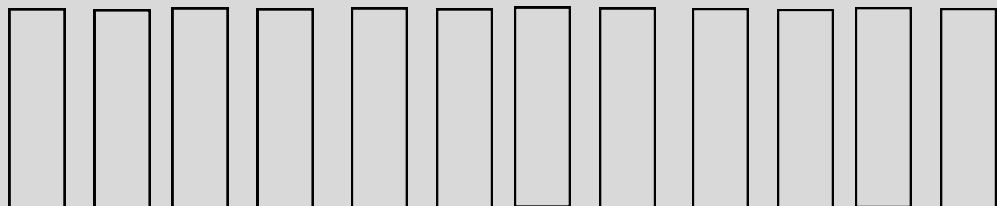
We would like to request benches throughout the area, particularly outside of the businesses who will host musicians during the music crawl. The list of those businesses will be confirmed by Friday, August 27.

\*Parking lot entrance to alley





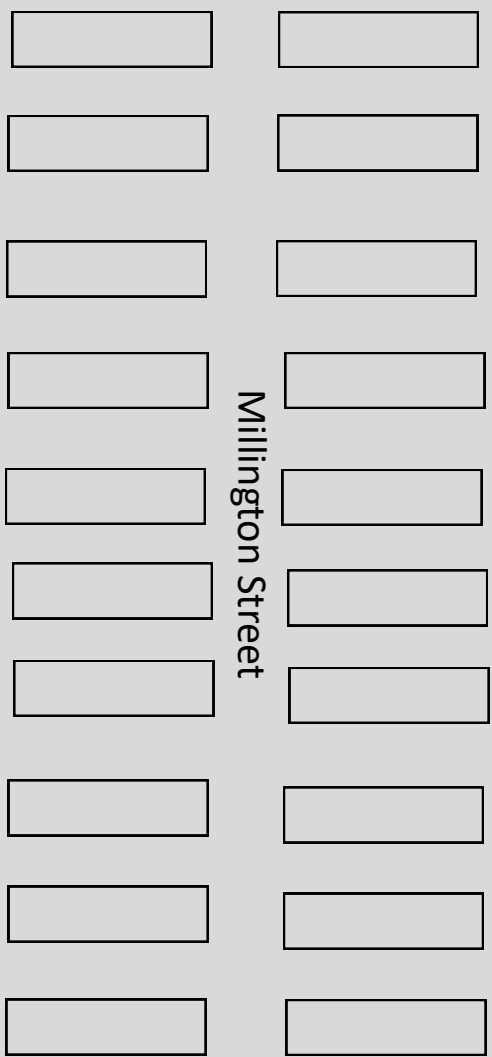
9th Street



Winfield Area  
Chamber of  
Commerce  
Building

SERVING LINE

Millington Street



SERVING LINE

We are requesting the use of 20 picnic tables, 6 benches, and 6 trash cans to be placed in the parking stalls on either side of Millington early in the morning on September 14.

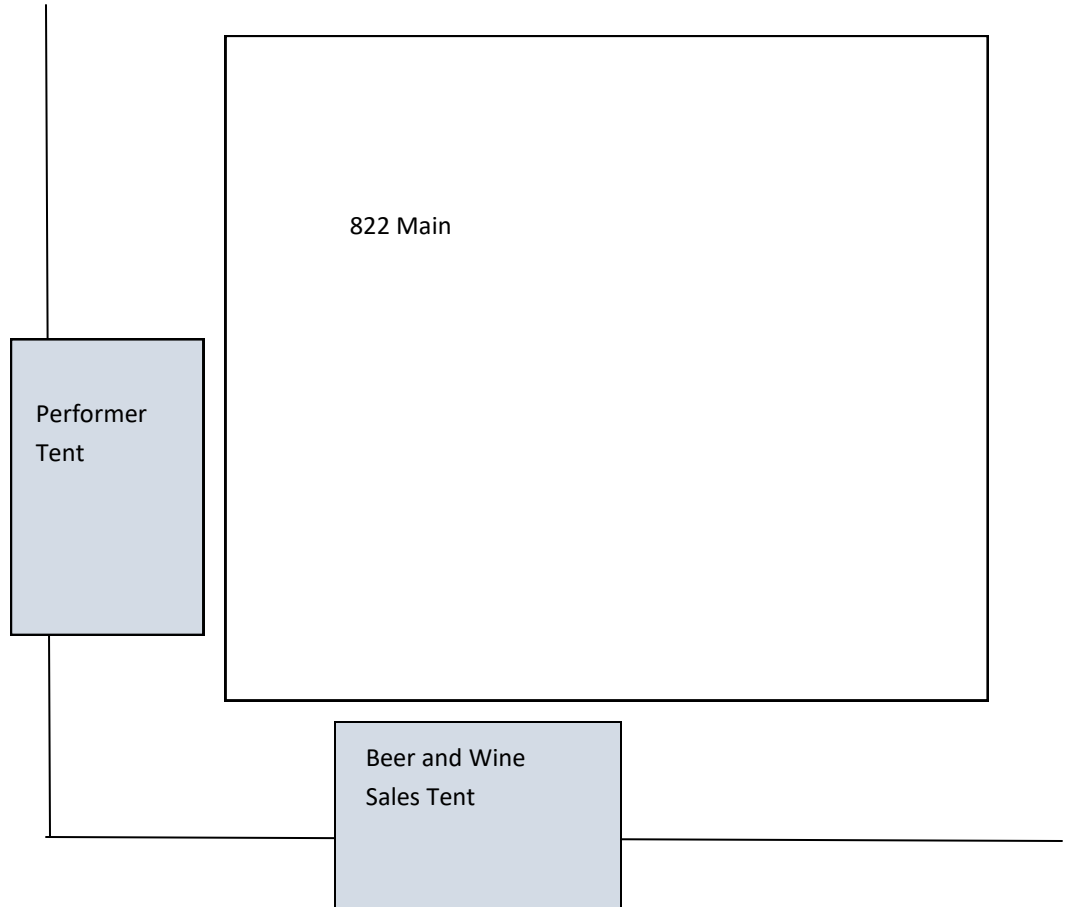
We would love to have additional picnic tables delivered to 9th street after the streets are closed down at 4:00 pm.

MUSIC

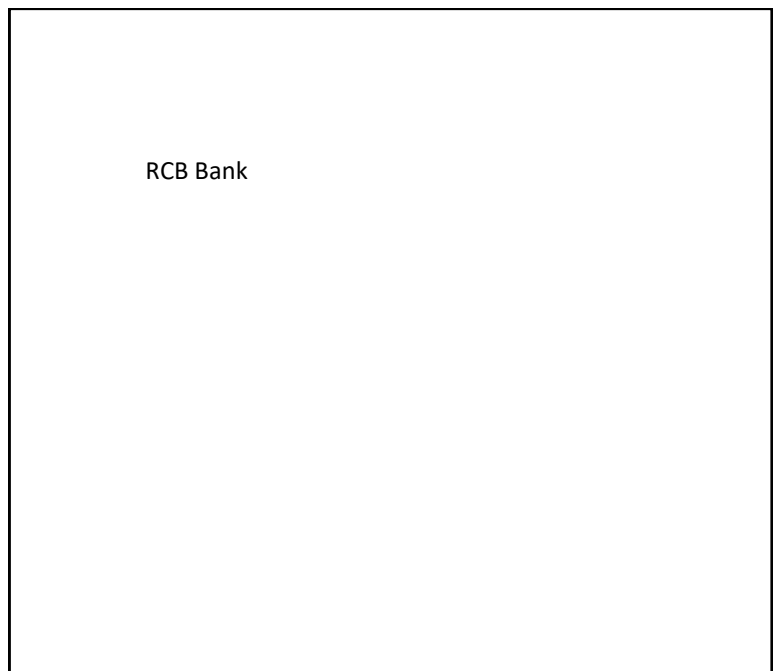
Alley

# YP Beer Garden—September 14, 2021

Main Street

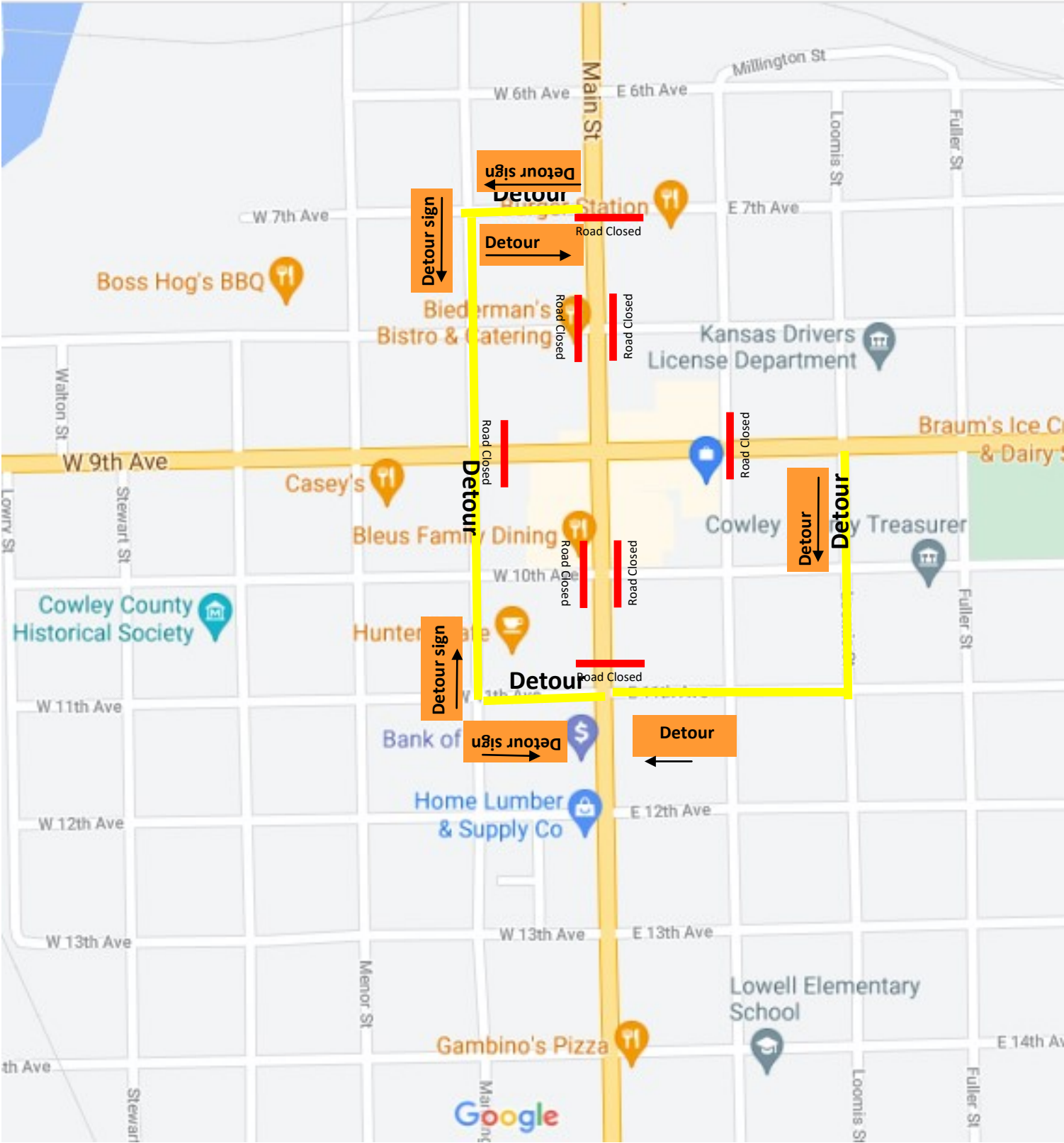


9th Avenue





# Winfield Main Street Downtown Music Crawl—September 14, 2021



KEEP THIS LICENSE POSTED CONSPICUOUSLY AT ALL TIMES

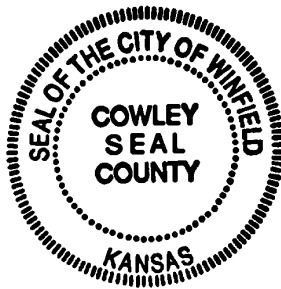
## CITY OF WINFIELD, KANSAS CATERING LICENSE

License is hereby granted for the applicant named below to operate a Catering Business in the City of Winfield, County of Cowley, Kansas. This license is neither transferable nor assignable, nor will any refund of the fee be allowed thereon, and is valid from 12:01 a.m. February 06, 2020 until 12:00 midnight February 05, 2022, unless surrendered or revoked.

Wheat State Wine Co LLC  
Chris Tyler  
23622 Springhill Farm Dr  
Winfield, Kansas 67156

*Witness my hand and the Corporate Seal of said City this 29<sup>th</sup> day of June, 2020.*

(Seal)



Brenda Peters  
Brenda Peters, City Clerk



**Kansas Alcoholic Beverage Control Division**  
**Liquor License**  
**Farm Winery**

**OWNER NAME: Wheat State Wine Co LLC**  
**DBA: Wheat State Wine Co**  
**ADDRESS: 23622 Springhill Farm Drive**  
**Winfield, KS 67156**

**LICENSE NO: 30008070100**

The licensee named above has been granted a liquor license by the Kansas Department of Revenue, Alcoholic Beverage Control Division. This license is neither transferable nor assignable and is subject to suspension or revocation.

**PRIVILEGES:**

Allows the licensee to manufacture domestic wine; serve free samples and make retail sales of their wine on the licensed premise; sell and serve their manufactured wine for consumption on the licensed premises; wholesale to licensed wine distributors, clubs, drinking establishments, caterers, temporary permit holders and non-beverage permit holders; serve free samples and sell their manufactured wine in the original container off the licensed premises at special events monitored by the ABC; and other activities as authorized by K.S.A. 41-308a(a).

**Kansas**  
Department of Revenue  
Alcoholic Beverage Control

**AGREEMENT:**

By accepting this license, the licensee agrees to conduct business in compliance with all applicable federal, state, county and city statutes and regulations.

*Debbi Beavers*

Debbi Beavers  
Director, Alcoholic Beverage Control

*Mark A. Burghart*

Mark A. Burghart  
Secretary of Revenue

**EFFECTIVE: 09/28/2019**

**EXPIRES: 09/27/2021**

**THIS LICENSE MUST BE FRAMED AND POSTED ON THE PREMISES IN A CONSPICUOUS PLACE**

**IMPORTANT INFORMATION**

Contact the ABC Licensing Unit at 785-296-7015 or email [Kdor\\_abc.licensing@ks.gov](mailto:Kdor_abc.licensing@ks.gov) if you have any:

- questions regarding this license
- changes to your business name, location, ownership or officers
- questions about filing gallonage tax; if applicable

Contact your local ABC Enforcement Agent at 785-296-7015 or visit our website at <http://www.ksrevenue.org/abccontact.html>

Contact the Miscellaneous Tax Segment at 785-368-8222 or email [Kdor\\_miscellaneous.tax@ks.gov](mailto:Kdor_miscellaneous.tax@ks.gov) if you:

- need assistance with liquor drink or liquor enforcement taxes
- have questions about liquor drink tax bonds, bond relief or bond release

**CLOSING YOUR BUSINESS**

If you are closing your business, you must surrender your liquor license and complete the information on the back of the license



**Kansas Alcoholic Beverage Control Division**  
**Liquor License**  
**Caterer**

OWNER NAME: **Wheat State Wine Co LLC**  
DBA: **Wheat State Wine Co**  
ADDRESS: **23522 Springhill Farm Drive**  
**Winfield, KS 67156**

**LICENSE NO: 10720**

The licensee named above has been granted a liquor license by the Kansas Department of Revenue, Alcoholic Beverage Control Division. This license is neither transferable nor assignable and is subject to suspension or revocation.

**PRIVILEGES:**

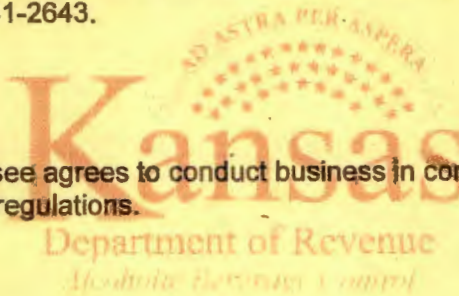
Allows the licensee to sell and serve alcoholic liquor for consumption on unlicensed premises and other activities as authorized by K.S.A. 41-2643.

**AGREEMENT:**

By accepting this license, the licensee agrees to conduct business in compliance with all applicable federal, state, county and city statutes and regulations.

*Debbi Beavers*

Debbi Beavers  
Director, Alcoholic Beverage Control

  
Department of Revenue  
Alcoholic Beverage Control

*Mark A. Burghart*

Mark A. Burghart  
Secretary of Revenue

**EFFECTIVE: 02/06/2020**

**EXPIRES: 02/05/2022**

THIS LICENSE MUST BE FRAMED AND POSTED ON THE PREMISES IN A CONSPICUOUS PLACE

**IMPORTANT INFORMATION**

Contact the ABC Licensing Unit at 785-296-7015 or email [Kdor\\_abc.licensing@ks.gov](mailto:Kdor_abc.licensing@ks.gov) if you have any:

- questions regarding this license
- changes to your business name, location, ownership or officers
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## Request for Commission Action

**Date:** August 13, 2021

**Requestor:** Taggart Wall, City Manager

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**Action Requested:** Authorize the City Manager to execute a contract/agreement between the City of Winfield and the Rotary Club of Winfield related to the construction of a storage room addition at the Performance Venue facility at Island Park.

**Analysis:** The City of Winfield and the Rotary Club of Winfield previously coordinated and partnered together to construct the Performance Venue facility at Island Park. The original plans for the structure called for a storage room, however that part of the project was removed due to cost. At the time of original construction, it was agreed to install the appropriate footings, etc. to allow for the storage room addition later. In 2021, Rotary was presented with a matching grant opportunity to move ahead with the storage room addition. The main use of the storage room has always been that of the Winfield Municipal Band to prevent the movement of large instruments and A/V equipment.

The contemplated agreement would follow in spirit the agreement of the original construction of the facility including procurement, payment of construction costs and long term maintenance, utilities and insurance.

**Fiscal Impact:** ~\$1000.00 annual expense in utility fees.

**Attachments:** Resolution, Plans

**A RESOLUTION**

**AUTHORIZING** and directing the City Manager of the City of Winfield, Kansas, to execute a contract/agreement related to the construction of the Performance Venue Storage Room Addition at Island Park between the City of Winfield, Kansas and the Rotary Club of Winfield, Kansas.

\_\_\_\_\_  
**WHEREAS**, the City of Winfield and the Rotary Club of Winfield desire to coordinate and partner for the construction of a storage room addition to the existing Performance Venue facility at Island Park; and,

**WHEREAS**, the Performance Venue facility at Island Park was originally designed to include a storage room and expenditures of the storage room addition project shall be reimbursed to the City by the Rotary Club of Winfield as was construction of the original facility.

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

**Section 1.** The City Manager of the City of Winfield, Kansas is hereby authorized and directed to execute a contract/agreement for the Performance Venue Storage Room Addition project, between the City of Winfield and the Rotary Club of Winfield, Kansas, a copy of which is attached hereto and made a part hereof the same as if fully set forth herein.

**Section 2.** This resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 16th day of August 2021.

(SEAL)

\_\_\_\_\_  
Gregory N. Thompson, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

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

Approved for Commission action: \_\_\_\_\_  
Taggart Wall, City Manager

**CONTRACT/AGREEMENT FOR PERFORMANCE VENUE  
STORAGE ROOM ADDITION**

**THIS AGREEMENT** is made and entered into by and among the City of Winfield ("**CITY**") and the Rotary Club of Winfield ("**ROTARY**").

In consideration of the agreement herein contained, the parties agree as follows:

1. **Construction of Structure.** CITY agrees to procure for the construction of the structure and to oversee said construction. CITY will work in coordination with ROTARY as per scope of project. ROTARY agrees to promptly pay any and all invoices from the CITY relating to the construction of the structure.
2. **Awarding of Bid.** After procurement for the construction of the structure, ROTARY and CITY shall consult regarding said procurement. ROTARY shall have the opportunity to accept or reject any or all bids, taking into consideration CITY recommendations.
3. **Value Engineering.** CITY and ROTARY will consult on any changes to the plans/value engineering as changes arise and shall concur prior to any changes being made.
4. **Donations in Kind.** ROTARY shall be responsible for soliciting and receiving donations of in-kind materials as needed to complete construction project.
5. **Maintenance and Repairs.** After Property is completed, CITY shall take possession and agrees to provide insurance and to maintain Property the same as all other structures at Island Park. CITY shall assume any utility costs for the Storage Room.
6. **Use.** The CITY shall execute appropriate agreements with those entities using the Storage Addition. It is understood the primary use of the space is to be limited to the City of Winfield, the Winfield Municipal Band and Island Park Productions.
7. **Entire Agreement.** This Agreement constitutes the entire agreement between the parties. No representation, promise or inducement not included herein shall be binding upon any party.
8. **Governing Law.** This Agreement shall be governed by and construed under the laws of the State of Kansas.

IN WITNESS WHEREOF, the parties hereto set their respective hands and affixed on the day and year indicated below.

CITY

ROTARY

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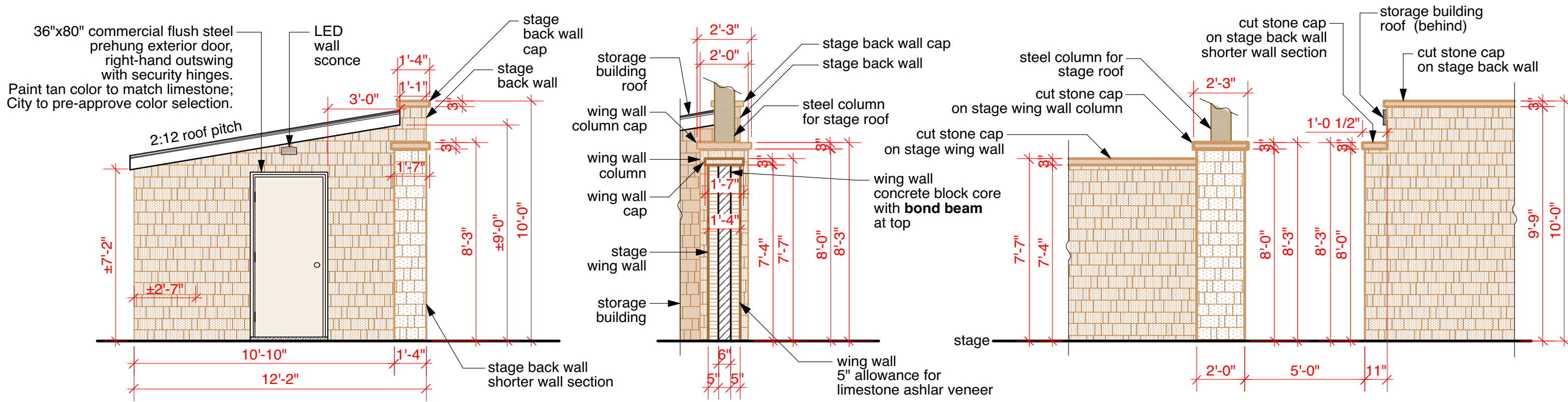
CITY Manager

ROTARY Club of Winfield

Date:

Date:



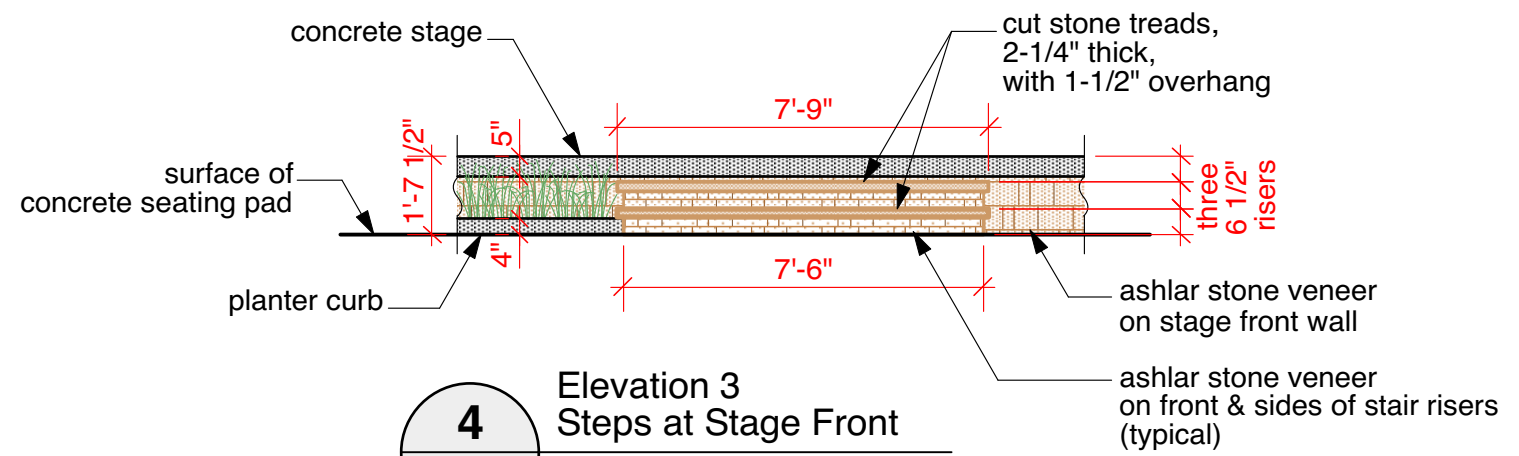
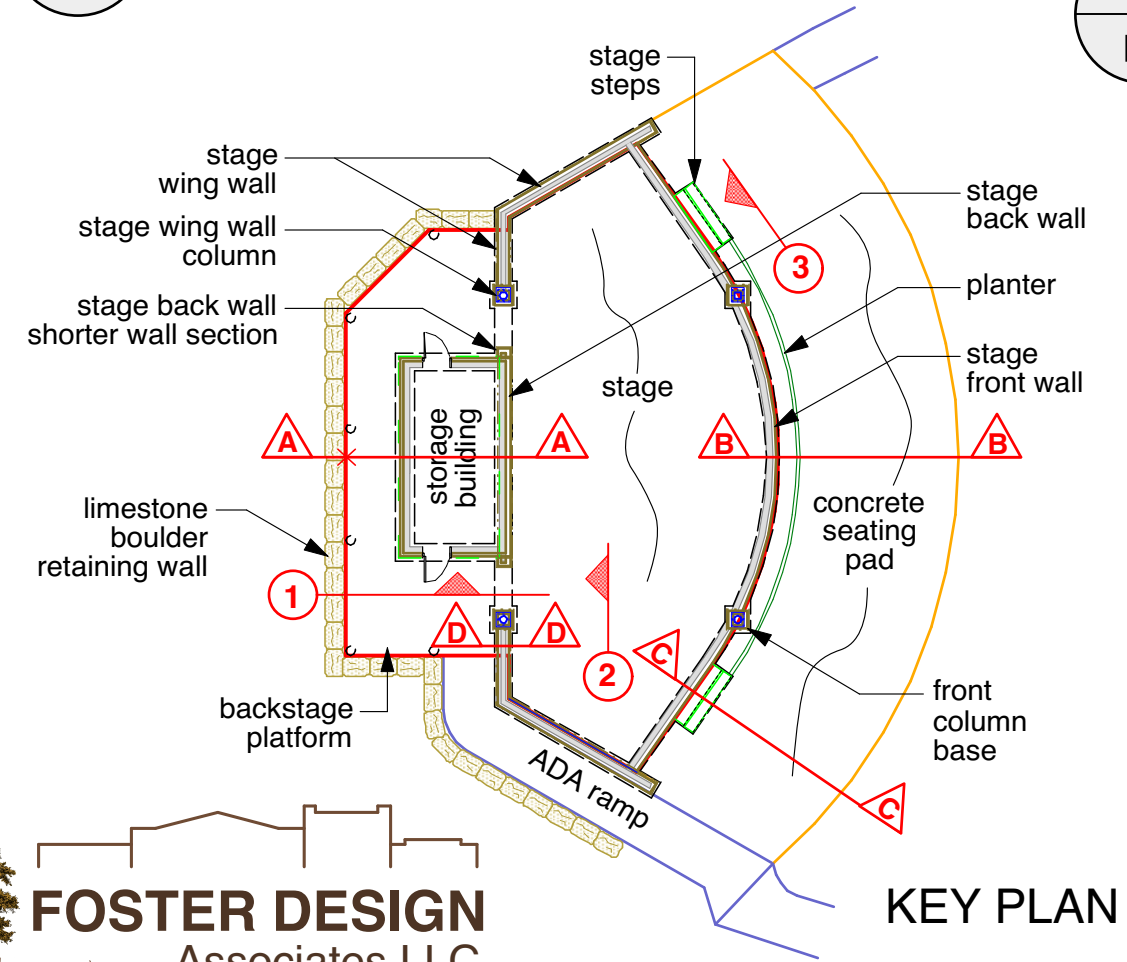


**1**  
p5  
Elevation 1  
Storage Building — Side Elevation  
scale: 1/4"=1'-0"

**2**  
p5  
Section-Elevation D-D  
Stage Back Wingwall & Pilaster  
scale: 1/4"=1'-0"

**3**  
p5  
Elevation 2  
Stage Back Wall Opening  
scale: 1/4"=1'-0"

**See NOTES on sheet 13.**



**4**  
p5  
Elevation 3  
Steps at Stage Front  
scale: 1/4"=1'-0"



## Request for Commission Action

**Date:** August 11, 2021

**Requestor:** Gus Collins, Director of Utilities  
Beau Bailey, Underground Utility Supervisor

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**Action Requested:** Approve an agreement with utility contractor, Tri-star, for the boring of Sanitary Sewer from 4<sup>th</sup> Ave. Lift Station to Andrews St.

**Analysis:** The Underground Utilities department encountered a significant collapse in our Sanitary Sewer, located under a mobile home in the Dennett Trailer Park. Due to the location of the leak, the options of repair are limited. This line extends under and around many dwellings, buildings and through the trailer park, therefore, inaccessible in terms of repairing. Staff has recognized this as a section that either needs to be replaced and then cured in place or bored but due to limited resources it has not been completed to date. With the surfacing of this collapse, staff is recommending the City retain Tri-star, who is currently in town conducting the replacement of a sanitary sewer line in another area (between E 15<sup>th</sup> & E 16<sup>th</sup> from Andrews to Maris); It would be beneficial to have them complete this particular section. It is approximately 455 feet. The cost is \$108/ft (including service connections) – this is competitive and less than what the existing price per foot is on the current project.

**Fiscal Impact:** Approximately \$49,000. It would be funded by Wastewater Fund reserve balances.

**Attachments:** Map of requested project.





316 E 4TH AVE

318 E 4TH AVE

320 E 4TH AVE

408 E 4TH AVE

FULLER ST

E 4TH AVE

ANDREWS ST

315 E 4TH AVE

401 ANDREWS ST

315 E 4TH AVE LOT 1A

317 E 4TH AVE

315 E 4TH AVE LOT 11A

401 E 4TH AVE

405 E 4TH AVE

407 E 4TH AVE

409 E 4TH AVE

403 ANDREWS ST

315 E 4TH AVE LOT 2A

411 E 4TH AVE  
411 E 4TH AVE APT 2

315 E 4TH AVE LOT 3A

315 E 4TH AVE LOT 12A

409 ANDREWS ST

315 E 4TH AVE LOT 4A

315 E 4TH AVE LOT 20A

315 E 4TH AVE LOT 5A

315 E 4TH AVE LOT 21A

315 E 4TH AVE LOT 13A

413 ANDREWS ST

315 E 4TH AVE LOT 7A

315 E 4TH AVE LOT 22A

315 E 4TH AVE LOT 6A

315 E 4TH AVE LOT 14A

212 E 5TH AVE LOT 13

315 E 4TH AVE LOT 15A

417 ANDREWS ST

212 E 5TH AVE LOT 14

316 E 5TH AVE LOT 3

212 E 5TH AVE LOT 15