

City Council Meeting Minutes
August 17, 2020
7:00 PM Regular Meeting

I. Pledge of Allegiance

- Mayor Frese opened the meeting at 7:00 p.m. and led the pledge of allegiance.
- Mayor Frese, Mr. Donnelly, Ms. Patterson, Mr. Himpel, Ms. Stevens, and Mr. Dale participated via Zoom. City Manager George Brajkovic, Assistant City Manager Dan Porter, Fire Chief John Zimbelman, Police Chief Greg Lawson, and City Attorney Anna Krstulic also participated via Zoom.

II. Approval of Minutes – Regular meetings dated August 3, 2020

- **Ms. Patterson made a motion to approve minutes from the regular meeting dated August 3, 2020.**
- **Ms. Stevens seconded the motion.**
- **Roll call vote of all ayes, motion carried.**

III. Consent Agenda

- a) Review bill payments
- **Mr. Donnelly made a motion to approve the consent agenda.**
- **Ms. Patterson seconded the motion.**
- **Roll call vote of all ayes, motion carried.**

IV. Old Business

V. New Business

- a) Resolution 08-20-01: Approval of Grant Administration Services Contract for CARES Act CRF Funding with Western Consultants
Resolution 08-20-02: Contract 20-CV-120 with Department of Commerce and Electronic Transfer Forms for CDBG-CV Grant
- Mr. Brajkovic introduced these items together because both relate to small business grants. He explained that CARES Act CRF funding is the program that requires County reimbursement, while CDBG-CV is administered by the State Department of Commerce directly to the City. Western Consultants will provide grant administration services to the City for the small business grant program that is funded by both sources.
- **Mr. Donnelly made a motion to approve Resolution 08-20-01, approval of a Grant Administration Services Contract for CARES Act CFR Funding with Western Consultants.**
- **Ms. Patterson seconded the motion.**
- **Roll call vote of all ayes, motion carried.**

- **Ms. Patterson made a motion to approve Resolution 08-20-02, approving Contract 20-CV-120 with the Kansas Department of Commerce and the Electronic Transfer Forms for CDBG-CV Grant.**
- **Mr. Donnelly seconded the motion.**
- **Roll call vote of all ayes, motion carried.**

- b) Review Draft Mask Ordinance
- Mr. Brajkovic introduced the item.
- Ms. Krstulic explained that the draft ordinance essentially codifies the Governor's executive order regarding face masks in public places, as done by other communities in Kansas in counties that opted out of the Governor's executive order.
- Mr. Donnelly asked for more information about enforcement strategies by the Police Department.
- Police Chief Greg Lawson said that the Police Department would provide education prior to issuing tickets.

- Mr. Himpel said that he opposes the draft mask ordinance because the facts are iffy and he does not trust the media, he has concerns with the number of exemptions and when the ordinance ends, and the City does not have a health director or medical professional to rely upon.
- Mayor Frese said that he did not sense consensus or strong interest from a majority of the City Council in moving forward with the draft mask ordinance.

c) Review a Grant Opportunity with the FEMA Assistance to Firefighters Program

- Mr. Brajkovic introduced the item.
- Fire Chief Zimbelman described the FEMA Assistance to Firefighters grant program and said that staff are preparing to submit an application for lightweight gear that acts as personal protective equipment. He said that the City's 5% match requirement would be approximately \$1,000.
- Mayor Frese and Ms. Stevens thanked Chief Zimbelman and the Fire Department staff for their efforts to acquire grant funding.
- **Mr. Dale made a motion to support the Fire Department's application for an upcoming grant opportunity with the FEMA Assistance to Firefighters grant program.**
- **Ms. Stevens seconded the motion.**
- **Roll call vote of all ayes, motion carried.**

d) Consider Draft Agreement to Utilize City Facilities for Hunter Safety Education Course in Fall 2020

- Mr. Brajkovic introduced the item.
- **Mr. Donnelly made a motion to approve the draft agreement to utilize City facilities for a Hunter Safety Education course in Fall 2020.**
- **Mr. Dale seconded the motion.**
- **Roll call vote of all ayes, motion carried.**

e) [Moved to a) above.]

f) City Manager Agenda

1. CARES Act Coronavirus Relief Fund Update

- Mr. Brajkovic shared information about the CARES Act reimbursement request recently submitted to Leavenworth County.

2. Urgent Needs Grant Update

- Mr. Brajkovic said that the project contractor completed additional erosion control work authorized under Change Order #2.

3. Planning Commission Recruitment Update

- Mr. Porter said that three applications had been received for the two City resident positions with expired terms and no applications had been received for the one County resident position with an expired term. He said that staff will accept applications until September 2 if the Mayor and City Council agree.
- Ms. Patterson asked if the County resident position can be filled by someone who lives within City limits.
- Mr. Porter replied that according to state statute and the corresponding City Code provision and Planning Commission bylaws, the County resident position must not live within the City limits.

g) City Attorney Agenda

h) Mayor Pro Tem Agenda

- Mr. Himpel said that the City will present updated information for the sewer interceptor and the request for County funding to the Leavenworth County Port Authority on August 26.

i) City Council Agenda

- Mr. Dale said that he followed extensive discussions in the community on the topic of the draft mask ordinance, and it is unfortunate that the community is not united in support for protection of public health. He encouraged everyone to do their part by wearing a mask to help prevent the spread of COVID.
- Ms. Stevens said that her father, who was a medical professional in Tonganoxie for many years, would have been a strong proponent of safety efforts such as wearing a mask in public places. She noted that we are fortunate to have rights in this country and that involves responsibilities to people who fought for those rights.
- Robert Brock addressed the City Council in opposition to a proposed mask ordinance.

j) Mayor Agenda

VI. Information & Communications (No Action Required)

VII. Adjourn

- Ms. Patterson made a motion to adjourn the meeting.
- Mr. Donnelly seconded the motion.
- Roll call vote of all ayes, motion carried.
- Meeting adjourned at 8:08 p.m.

Respectfully submitted,



Dan Porter, Assistant City Manager