

AGENDA
CITY COMMISSION MEETING
Tuesday, May 7, 2013
1:00 P.M.

- I. **11:00 a.m. -12:45 p.m. -- Joint meeting between the City of Garden City, Finney County, and City of Holcomb Commissions in the large meeting room in the City Administrative Center.**
- II. **REGULAR MEETING CALLED TO ORDER AND CITY CLERK ANNOUNCING QUORUM PRESENT.**
- III. **PLEDGE OF ALLEGIANCE TO THE FLAG AND INVOCATION.**
- IV. **APPROVAL OF THE MINUTES OF THE LAST REGULAR MEETING, WHICH IF NO CORRECTIONS ARE OFFERED, SHALL STAND APPROVED.**
- V. **PUBLIC COMMENT Agenda Schedule Allowance: 30 minutes (5 minutes per spokesperson)**
- VI. **CONSIDERATION OF PETITIONS, MEMORIALS AND REMONSTRANCES.**
 - A. Ryan Cornett requests Governing Body consideration and approval for a waiver to the noise ordinance on Saturday, June 1, 2013 from 7:00 p.m. – midnight at the Fulton Street Pub at 1301 E. Fulton Street for an outdoor event with live music.
 - B. Angelica Castillo Chappel, Garden City Community Mexican Fiesta Association, pursuant to Code Section 6-35, requests Governing Body consideration and approval to sell beer and other cereal malt beverages under a temporary CMB license, on public property, at Stevens Park, on Saturday September 14, 2013 from 6:00 p.m. – 9:00 p.m., and temporary closure of Heroes Way.
 - C. Cathy McKinley, 2013 Local Leadership Kansas, pursuant to Code Section 6-35, requests Governing Body consideration and approval to sell beer and other cereal malt beverages under a temporary CMB license, on public property, at the Finnup Center on Wednesday, May 29, 2013 in case of inclement weather.
 - D. Lindsey Becker, requests Governing Body consideration and approval for a waiver to the noise ordinance on June 6 – 8, 2013 and June 28 – 29, 2013 from 8:00 p.m. – midnight at the Jax Sports Grille at 1907 E. Mary Street for outside music concerts.
 - E. Bruce and Beverly Glass request Governing Body consideration of special assessment financing for streetscape improvements at the southwest corner of Seventh and Laurel Streets for the redevelopment of the McAllister building. City Engineer Cottrell has prepared a memorandum for Governing Body review and consideration.
 - F. Iglesia Pentecostal Jesucristo owns property on N. Eighth Street, across from Cornerstone Church, and requests connection to the City sewer and water systems, and special assessment financing for the sewer construction. Staff recommends approval of the request subject to annexation agreements.

- G. Human Resource Director Stegman requests Governing Body consideration and approval to allow the Mayor to proclaim the week of May 5-11, 2013 as Public Service Recognition Week.
- H. The 25th Judicial District Community Corrections requests the reappointment of Honorable Peter J. Ramirez, representing as a Garden City representative to serve on the Community Corrections Advisory Board.

VII. REPORT OF THE CITY MANAGER.

- A. The City's K-156/Mary Street/Jennie Barker Road Intersection project was awarded the Project of the Year Award in the category of Transportation (Less Than \$5 Million) by the Kansas Chapter of APWA. Director of Public Works Sam Curran accepted the award at this week's Spring Conference in Lawrence. Also present were representatives of the engineer, Wilson and Company, and the contractor, Smoky Hill. The Awards Committee specifically cited the project's improvement to the traffic safety of the intersection as well the coordination required between the City, Finney County, and KDOT.
- B. This time has been set aside for members of the Governing Body to recognize and congratulate the graduates of the 2013 Garden City Citizens Academy class. Members of the Governing Body are invited to attend the Graduation Ceremony for the Citizens Academy to be held directly following the City Commission meeting, in the Large Meeting Room.
- C. The City Prosecutor's Office will be physically relocating from the office on Pine Street to the Law Enforcement Center. The consolidation of duties now allows all of the personnel to fit in the space allocated to the City in the Municipal Court area of the Law Enforcement Center. This will be completed on or before May 14, 2013. The City does have an active lease on the current building on Pine Street that runs through the end of the year. We will work with the building owner to transition the building to a new tenant sooner if possible.
- D. The City has received the March 2013 franchise payment in the amount of \$6,291.95 from AT&T and from Black Hills Corporation the first quarter 2013 franchise payment in the amount of \$188,449.78.
- E. Staff has provided the following item of information for Governing Body review from Finance Director Hitz, the monthly City and County sales tax report.
- F. Meetings of note:
 - ✓ May 10–11, 2013 – League of Kansas Municipalities, Governing Body Institute in Topeka, Kansas.
 - ✓ May 17 – 19, 2013 – Garden City Recreation Commission's "Clue: The Musical" at the State Theater.
 - ✓ May 31 – June 9, 2013 – Beef Empire Days – "Beef....The Taste of Tradition!"
 - ✓ August 8, 2013 – SHRM of SWKS – 5th Annual HR Workshop, 8:00 a.m. – 4:00 p.m.
 - ✓ September 14, 2013 – 87th Garden City Community Mexican Fiesta for 2013
 - ✓ September 21, 2013 – FallFest 2013 featuring Art in the Park, Knights of Columbus' OktoberFest, Doxie Derby & Nasduck 500 Duck Races – 8:30 a.m. to 3:00 p.m.
 - ✓ October 10, 2013 – Cultural Relations 2013 Diversity Dinner.

VIII. CONSIDERATION OF APPROPRIATION ORDINANCE.

- A. Appropriation Ordinance No. 2339-2013A.

IX. CONSIDERATION OF ORDINANCES AND RESOLUTIONS.

- A. Ordinance No. _____-2013, an ordinance regulating fencing in the City of Garden City, Kansas; amending the zoning regulations for the City Of Garden City, Kansas; amending zoning regulation Section 22.110; repealing in its entirety current Zoning Regulation Section 22.110; all to the Code of Ordinances of the City of Garden City, Kansas.
- B. Ordinance No. _____, 2013, an ordinance rezoning land from “L-R” Low Density Residential District to “R-3” Multiple Family Residential District in the City of Garden City, Kansas; amending the district zoning map of the City of Garden City, Kansas; repealing the current district zoning map; all to the Code of Ordinances of the City of Garden City, Kansas. (Chappel Heights Subdivision)
- C. Ordinance No. _____-2013, an ordinance regulating lot dimensions for “R-2” Single Family Residential and “R-3” Multiple Family Residential Districts in the City Of Garden City, Kansas; amending the zoning regulations for the City of Garden City, Kansas; amending zoning regulation Sections 6.040 and 7.040; repealing in their entirety current zoning regulation Sections 6.040 and 7.040; all to the Code of Ordinances of the City of Garden City, Kansas.
- D. Ordinance No. _____ -2013, an ordinance rezoning land from “C-2” General Commercial District to “I-2” Medium Industrial District in the City of Garden City, Kansas; amending the district zoning map of the City of Garden City, Kansas; repealing the current district zoning map; all to the Code of Ordinances of the City of Garden City, Kansas. (Gian Property)
- E. Resolution No. _____, a resolution of the Governing Body of the City of Garden City, Kansas determining that the city is considering establishing a Rural Housing Incentive District within the city and adopting a plan for the Development of Housing and Public Facilities in such proposed district; establishing the date and time of a public hearing on such matter, and providing for the giving of notice of such public hearing. (East Cambridge Square Phase 2)

X. OLD BUSINESS.

- A. Staff is seeking permission to authorize additional funding to the Southwest Kansas Coalition to continue to help underwrite expenses related to federal lobbying efforts on behalf of the Southwest Chief.

XI. NEW BUSINESS.

- A. 2:00 p.m. – Lona DuVall and representatives from Finney County Economic Development Corporation will be present to review the quarterly report and to submit their annual request for 2014 funding.

- B. 2:15 p.m. – Dr. Beverly Schmitz Glass, Executive Director of Downtown Vision, Inc. will be present to review the quarterly report and to submit their annual request for 2014 funding.
- C. Governing Body consideration and approval of a request to expand the OL-1 District of the Neighborhood Revitalization Plan. (NRP)
- D. Staff recommends Governing Body consideration and approval of a contract for service with Mayer Specialty Services, LLC in the amount not to exceed \$35,000 for rehabilitation services on approximately 171 vertical feet of 4 foot diameter manhole structures.
- E. Bond Counsel Mary Carson and Financial Advisor Chuck Bouilly have started work on the Special Assessments being levied this year. Governing Body action is requested on the following items:
 - 1. Approval of Final Cost Certificates and the Assessment Rolls.
 - 2. Schedule a Public Hearing at 2:00 p.m., May 21, 2013.
 - 3. Ordinance No. _____-2013, an ordinance authorizing the City of Garden City, Kansas to construct certain improvements to public facilities and systems in the city and authorizing issuance of General Obligation Bonds of the city to pay costs thereof.
- F. Several projects authorized in the 2013 budget and/or proposed in the 2013 Capital Improvement Programs require debt financing. Several of these projects are currently underway. City Engineer Cottrell has provided a memorandum for Governing Body consideration and approval.
- G. Finance Director Hitz will be present to discuss the following items:
 - 1. Review of Enterprise, Support & Misc Funds – Capital Improvement Reserve (#05), CD Loan Fund (#06), Cemetery Endowment (#07), Community Trust Reserve (#08) DEA Forfeiture (#10), Drug Enforcement (#11), E-911 Funds (#15), Fynnup Foundation (#18), 12-6 a13 Revolving Fund(#26), Risk Reserve (#27), Special Drug & Alcohol (#29), Special Parks & Rec (#30), Special Trafficway (#32), Street (#01-133), Workers Compensation (#35), Workers Compensation Reserve (#36), Community Development (#50), Economic Development Revolving Loan (#52), Project Development (#53), Golf Course (#70), Golf Course Bldg (#71), Solid Waste (#75) and Drainage Utility (#79).
- H. Advisory Board Recommendations:
 - 1. Planning Commission – 1 appointment
- I. **Consent Agenda for approval consideration:** (The items listed under this “consent agenda” are normally considered in a single motion and represent items of routine or prior authorization. Any member of the Governing Body may remove an item prior to the vote on the consent agenda for individual consideration.)
 - 1. Governing Body consideration and acceptance of bids received April 30, 2013 and May 2, 2013 and authorization for the Mayor and City Clerk to execute the contracts.

- a. 2013 Trail Sealing Materials
 - b. Schulman Avenue Watermain Extension
 - c. Lareu Road and Stone Creek Drive Improvements
2. Governing Body consideration and approval of a lease agreement for pasture (Tract P5) between the City of Garden City, Kansas and Justin Hurley.
 3. Governing Body consideration and approval of an addendum to a lease agreement between the City of Garden City, Kansas and George Ohmes.
 4. Governing Body consideration and approval of bids received April 25, 2013 for the purchase of a Police vehicle and authorization for the Mayor and City Clerk to execute the contract with Western Motor.
 5. Quit Claim Deed from Nancy J. Leiker transferring Space 1, Lot 109, Zone C of Valley View Cemetery to Garnand Funeral Home.
 6. Permission for Filomena Facio to reserve Space 7, Lot 55, Zone J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.
 7. Licenses:

(2013 New)

- a) El Manantial Mexican Buffet Cereal Malt Beverage
- b) Beef Empire Days PRCA Rodeo Temporary Cereal Malt Beverage
- c) Robinson Construction, LLC.....Class A General
- d) Circle K Steel Building Construction, LLCClass B General
- e) Gypsum Floors of AR/OK, Inc. Class E-SOC Specialized Other
- f) GAS Lawn Pros, LLC Class E-SOC Specialized Other

(2013 Renewal)

- g) Old Fashioned Limo Service.Taxi/Limousine

XII. CITY COMMISSION REPORTS.

A. Commissioner Dale

B. Commissioner Doll

C. Mayor Fankhauser

D. Commissioner Law

E. Commissioner Cessna

XIII. ADJOURN.