

**THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS**

City of Garden City

March 5, 2013

The regular meeting of the Board of Commissioners of the City of Garden City was held at 1:00 p.m. at the City Administrative Center on Tuesday, March 5, 2013 with all members present. Commissioner Dale opened the meeting with the Pledge of Allegiance to the Flag and Invocation. The minutes of the last meeting were approved.

Representative John Doll was present and gave an update on recent legislative issues.

Mr. Joe Rainman, 1005 Lyle Street, addressed the Governing Body on the issue of rusty water in the water lines in the area of Theron Street.

Commissioner Cessna moved to approve the Mayor to proclaim March 7, 2013 as John Doll Day. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Crase	Dale	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Commissioner Cessna moved to approve the Mayor to proclaim the week of March 5th – 12th, 2013 as Garden City High School Wrestling Championship Week. Commissioner Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Crase	Dale	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Commissioner Cessna moved to approve the Mayor to proclaim March 5, 2013 as Michael Prieto Day. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Crase	Dale	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Commissioner Cessna moved to approve the Mayor to proclaim March 6, 2013 as Tevin Briscoe Day. Commissioner Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Crase	Dale	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

The City received the 4th quarter franchise payment from Cox Communications in the amount of \$56,931.16 and from AT&T the January 2013 franchise payment in the amount of \$6,653.75.

The Kansas Chapter of American Public Works Association has announced that the KDOT/City/County partnership project at the K-156/Mary Street/Jennie Barker Road intersection has been selected as the Transportation Project of the Year, less than \$5 million and will be advanced for national consideration.

Staff provided several items of information for Governing Body review including the following: from Finance Director the monthly City/County sales tax report, from Public Works Director Curran the City Link ridership report and from Assistant City Engineer Mestdagh the construction update.

Meetings of note:

- ✓ March 7, 2013 – Citizens’ Academy – at City Administrative Center at 6:00 p.m.

- ✓ March 12, 2013 – Downtown Master Plan – City Administrative Center at 6:00 p.m.
- ✓ March 14, 2013 – Western Kansas Congressional Reception in Washington, D.C.
- ✓ March 14, 2013 – Citizens’ Academy – at Municipal Courtroom at 6:00 p.m.
- ✓ March 15, 2013 – Who’s Your Paddy Baked Potato Bar – Downtown Vision, 11 a.m. – 2:00 p.m. and 5 p.m. – 8 p.m.
- ✓ March 16, 2013 - Legislative Coffee at 9:00 a.m. at St. Catherine Hospital.
- ✓ March 28, 2013 – Citizens’ Academy – at Garden City Regional Airport at 6:00 p.m.
- ✓ April 4, 2013 – Citizens’ Academy – at City Administrative Center at 6:00 p.m.
- ✓ April 20, 2013 - Legislative Coffee at 9:00 a.m. at St. Catherine Hospital.

Appropriation Ordinance No. 2335-2013A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$3,135,288.91,” was read and considered section by section. Commissioner Dale moved to approve and pass Appropriation Ordinance No. 2335-2013A. Commissioner Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Cruse	Dale	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Resolution No. 2523-2013, “A RESOLUTION EXPRESSING SUPPORT FOR THE CONSTRUCTION OF AFFORDABLE MULTI-FAMILY APARTMENT UNITS TO BE LOCATED ON AN APPROXIMATELY 7 ACRE SITE ON THE WEST SIDE OF CAMPUS DRIVE, IN THE CITY OF GARDEN CITY, KANSAS,” was read and considered section by section. Commissioner Fankhauser moved to approve Resolution No. 2523-2013. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Cruse	Dale	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Ordinance No. 2587 -2013, “AN ORDINANCE AMENDING THE ZONING REGULATIONS FOR THE CITY OF GARDEN CITY, KANSAS; ADOPTING NEW ZONING REGULATIONS TO REGULATE GROUND LEVEL RESIDENTIAL UNITS IN THE “C-3” CENTRAL BUSINESS DISTRICT; AMENDING ZONING REGULATION SECTIONS 16.030; AMENDING ORDINANCE NO. 2528-2011; REPEALING IN THEIR ENTIRETY CURRENT ZONING REGULATION SECTIONS 16.030; ALL TO THE CODE OF ORDINANCES OF THE CITY OF GARDEN CITY, KANSAS,” was read and considered section by section.

Commissioner Law moved to deny Ordinance No. 2587-2013. Commissioner Cessna seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Cruse	Dale	Fankhauser	Law
Yea	Nay	Yea	Nay	Yea

The Ordinance Failed. The Governing Body advised Mrs. Candice Gamino, CCS Properties, LLC, to file a waiver application with the Community Development Department.

The Sunflower Foundation is accepting applications for another round of walking trail grants. The City’s December 2012 application was not approved by the Foundation. City Engineer Cottrell has provided a memorandum outlining some possible projects for Governing Body consideration. Commissioner Cessna moved to staff preparing the Sunflower Foundation grant application for Wiley Park Walking Path Phase with an additional pathway at Garden City High School. Commissioner Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Cruse	Dale	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Commissioner Fankhauser moved to appoint Mr. Marcus Ramos to the Garden City Recreation Commission for a 3-year term effective February 2013 – February 2017. Mayor Crase seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna                      Crase                      Dale                      Fankhauser                      Law  
 Yea                              Yea                              Yea                              Yea                              Yea

Commissioner Cessna moved to appoint Mr. Storm Mosher to the Police/Citizen Advisory Board for a 3-year term effective February 2013 – February 2016. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna                      Crase                      Dale                      Fankhauser                      Law  
 Yea                              Yea                              Yea                              Yea                              Yea

Commissioner Dale moved to approve the following:

1. Governing Body consideration acceptance of bids received February 28, 2013 for the Automatic Irrigation System Renovation at Buffalo Dunes, and authorization for the Mayor and City Clerk to execute the contracts.

SUBSTATION # 10 SITEWORK										
BIDDER	BASE BID	Alternate # 1	Alternate # 2	Alternate # 3	Alternate # 4	Alternate # 5	Alternate # 6	GRAND TOTAL	RECOMMENDED	COMMENT
Engineer's Estimate	\$ 1,861,100.00									
Landscape Unlimited, LLC Lincoln NE	\$ 1,419,000.00	\$ 9,000.00	\$ (33,000.00)	\$ (60,000.00)	\$ (10,000.00)	\$ 2,500.00	\$ 12,500.00	\$ 1,340,000.00	\$ 1,433,000.00	LOW
T & A Turf & Irrigation, LLC Elmwood NE	\$ 1,635,000.00	\$ 5,200.00	\$ (30,840.00)	\$ (80,000.00)	\$ (15,000.00)	\$ 1,500.00	\$ -	\$ 1,515,860.00	\$ 1,626,700.00	
Leibold Irrigation, Inc. East Dubuque IA	\$ 1,650,000.00	\$ 12,000.00	\$ (31,000.00)	\$ (80,000.00)	\$ (16,000.00)	\$ 15,750.00	\$ 45,000.00	\$ 1,595,750.00	\$ 1,706,750.00	
Tanto Irrigation, LLC Elmsford NY	\$ 1,797,000.00	\$ 20,000.00	\$ (29,790.00)	\$ (93,860.00)	\$ (30,000.00)	\$ 3,675.00	\$ 25,430.00	\$ 1,692,455.00	\$ 1,816,105.00	
Formost Construction Co. Temcula CA	\$ 1,845,081.00	\$ 14,000.00	\$ (32,970.00)	\$ (230,000.00)	\$ (77,050.00)	\$ 11,000.00	\$ 60,000.00	\$ 1,590,061.00	\$ 1,853,031.00	

2. Governing Body consideration and acceptance of bids received February 28, 2013 for a Crafcro Super Shot Crack sealing melter from Paving Maintenance Supply.

Bidders	Cost	Less Gov't Discount	Trade-In 1995 CimLine	Total Amount	Delivery Date	Exceptions & Comments
Paving Maintenance Supply – Pat Stivers	\$45,000.00	(\$8,165.00)	(\$1,000.00)	\$35,835.00	3-4 weeks	Crafcro Super Shot
Sellers Equipment – Larry Allen	\$55,390.00	(\$11,267.00)	(\$3,870.00)	\$40,253.00	6 weeks	Cimeline 150
Carter Waters	NO BID					
Concrete Accessories	NO BID					

3. Governing Body consideration and acceptance of bids received February 28, 2013 for a Fairway Mower from Professional Turf Product.

Bidders	Cost	Less Gov't Discount	Trade –In	Total Amount	5 Annual Payments total	Delivery Date	Exceptions & Comments
Professional Turf Product – Egregg Snyder	\$56,327.19	(\$16,867.47)	(\$1,500.00)	\$37,959.72	\$41,918.90	4-6 weeks	Toro 5410-D
Van Wall Equipment – Steve White	\$45,416.00	(\$4,541.00)	(\$2,000.00)	\$38,875.00	\$42,280.90	4 weeks	JD 7500
MTI Distributing – Matt Arnzen	\$56,558.01	(\$11,808.42)	(\$1,000.00)	\$43,749.59	\$48,312.65	3 weeks	Toro 5410-D
Reinders	\$56,327.19	(\$12,000.00)	(\$250.00)	\$44,077.19	\$48,674.40	6 weeks	JD 7500

4. Licenses:

(2013 New)

- a) Lin R. Rogers Electrical Contractors, Inc..... Class D-E Electrical
- b) Faith Technologies ..... Class D-E Electrical
- c) Excel Lighting and Sign ..... Class D-SI Sign Installation
- d) Ron’s Sign Company ..... Class D-SI Sign Installation
- e) Spencer Contracting Company ..... Class E-SOC Specialized Other

(2013 Renewal)

- f) APAC Kansas, Inc.....Class A General
- g) Roger Schmidt .....Class B General
- h) Roger Schmidt. .... Class E-SOC Specialized Other

Commissioner Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Crase	Dale	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Mayor Crase adjourned the meeting since there was no further business before the Governing Body.

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David D. Crase, Mayor

ATTEST:

\_\_\_\_\_  
Celyn N. Hurtado, City Clerk

**City Commission Reports**

Commissioner Dale congratulated the 6A State Champion wrestlers and stated it was good to see the young men that represented Garden City and it was a great thing to see that they maintained an average 3.2 grade point average. Commissioner Dale also congratulated the coaches, parents and teachers of these young men.

Mayor Crase thanked Representative John Doll and commended him for his continued efforts to give back to the community.

Commissioner Fankhauser congratulated the 6A State Champion Wrestling Team and stated this is something that doesn’t happen every day. Commissioner Fankhauser commented that former Garden City resident, Victor Ortiz was going to be appearing on the TV show, “Dancing with the Stars” and stated maybe we could invite him back if he wins the contest.

Commissioner Law congratulated the wrestling team on their 6A State Championship and the maintaining an average grade point average of 3.2.

Commissioner Cessna congratulated the wrestling team on their hard work and effort in achieving the 6A State Championship. Commissioner Cessna stated it proves that there we have great students both athletically and academically and a great school district. Commissioner Cessna stated the sales tax report is looking good and hopefully we can keep an upward trend with that.