

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City

March 19, 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 19, 2013 with all members present except Mayor Crase. Commissioner Fankhauser opened the meeting with the Pledge of Allegiance to the Flag and Invocation. The minutes of the last meeting were approved.

Mr. Oscar Garcia, owner of Garcia Liquor, 1208 E. Fulton, was present to discuss with the Governing Body the possibility of waiving Ordinance No. 2088 and to allow him the business to add a drive-thru window. Mr. Garcia stated he would like to add a drive-thru window to help with the safety of his business. Governing Body directed City Attorney Grisell to make an amendment to the Section Code and draft an ordinance for the April 2, 2013 meeting.

Mayor Crase and City Manager Allen took their seat at the bench.

Mr. Ken Rishel had several items of concern on the process of the Request For Proposals for the property located at 125 Pine Street (formerly American Legion) including the City Manager's decision to hold a public hearing on April 2, 2013 before the City Commission, the use of the name CCS Properties, LLC, in the minutes without confirmation the entity formally existing, and alleging Commissioner Fankhauser had a conflict of interest.

Mr. Bill King discussed the Planning Commission's process over the last three months and explained how the Planning Commission came to the conclusion on the CCS Properties, LLC request.

Ms. Candice Gamino addressed the Governing Body on the issue of the waiver that CCS Properties, LLC is requesting and the reasons why they have requested the waiver.

Commissioner Fankhauser moved to approve the request from Ms. Deann Gillen, Executive Director, Beef Empire Days to waive the daily fee and the deposit for the carnival. (May 17 – May 26, 2013). 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

Director of Public Works Curran provided the enclosed map for Governing Body review and information concerning the 2013 Spring Clean-up Program to be undertaken April 1 – 12, 2013.

City Manager Allen provided information from GCPD regarding an inspection of the Animal Shelter by the Kansas Department of Agriculture Division of Animal Health.

Staff provided several items of information for Governing Body review including the following: from Director of Aviation Powell the monthly enplanement report, from Finance Director Hitz the monthly financials, from Police Chief Hawkins the monthly activity report, from Community Development Director the building report, from Zoo Director Sexson the monthly zoo report, and from Assistant City Engineer Mestdagh the monthly construction update.

Meetings of note:

- ✓ 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. 2336-2013A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$1,870,456.67,” was read and considered section by section. Commissioner Fankhauser moved to approve and pass Appropriation Ordinance No. 2336-2013A. 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

City Engineer Cottrell presented preliminary information on the need for a GO Bond issue for some of the 2013 and 2014 Capital Improvement projects.

Mayor Crase moved to defer action on projects that require debt financing until later in the budget process and to authorize staff to begin work on the Special Assessments. 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

Governing Body directed City Attorney Grisell to draft an amendment to the Standard Traffic Code to allow for micro utility trucks to be allowed to operate on city streets in Garden City with a vehicle permit issued through the City of Garden City for the next meeting on April 2, 2013.

Commissioner Cessna moved to approve and accept the bids received on February 28, 2013 from Foley’s for a CAT 420F backhoe for use at the Cemetery.

Bidders	Cost	Less Govt Discount	Trade-in 1994 Backhoe	Subtotal	Alternate one	Total cost	Delivery Date	Exception & Comments
Sellers Equipment	\$119,104.00	(\$37,171.00)	(\$13,732.00)	\$68,201.00	\$1,146.00	\$69,347.00	18 weeks	2013-JCB-3cx-14 Tier 4
Foley Tractor	\$137,505.00	(\$53,198.00)	(\$7,000.00)	\$77,307.00	Included	\$77,307.00	1 week	2013-420F Cat Tier 4
Victor L Phillips	\$97,200.00		(\$18,000.00)	\$79,200.00	\$1,300.00	\$80,500.00	1-2 Weeks	2013- Case 580 SN Tier 4
Victor L Phillips	\$99,400.00		(\$18,000.00)	\$81,400.00	\$1,300.00	\$82,700.00	12 Weeks	2013- Case 580 SN Tier 4

Commissioner Dale 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 and authorize an agreement for traffic signal maintenance with Finney County. 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

Mayor Crase moved to appoint Ms. Diana Garcia and Mr. Rodrigo Ruvalcaba to fill two unexpired terms through December 31, 2013 on the Cultural Relations Board. 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 Fankhauser moved to approve the following:

1. Supplement Agreement No. 1 for Agreement No. 128-12, between the city and KDOT, for the FY 2012 Federal Fund Exchange program, which is for concrete reconstruction of the south Block of Chainey Street and Rock Road.

2. KDOT Agreement No. 29-13 with the City for the FY 2014 Geometric Improvement project, which is for reconstruction and widening on Kansas Avenue from Main Street to Third Street. The Governing Body is asked to accept the agreement.
3. Governing Body consideration and approval of the selection of PEC, Wichita, KS, to perform a Water System Study for the City of Garden City.
4. Licenses:

(2013 New)

- a) SCKEDD.....Class D-M Mechanical

(2013 Renewal)

- b) Diamond Limousine Service.. ..Taxi/Limousine

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

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

David D. Cruse, Mayor

ATTEST:

Celyn N. Hurtado, City Clerk

City Commission Reports

Mayor Cruse thanked Water Superintendent Leland Cable for his years of service with the City and wished him well. Mayor Cruse stated they met with Burlington Northern and BNSF and were told they would send a detailed report from Amtrak regarding the cost, what needs to be done and when it needs to be done to keep the train service in Garden City. Mayor Cruse stated he received positive thoughts and support from the Congressional representatives on keeping the rail service in Garden City. Mayor Cruse believes there was support from former Senator Dole for the airport traffic tower staying open in Garden City. Mayor Cruse commented that over all it was a very productive trip with lots of meetings.

Commissioner Fankhauser commented on the Washington, D.C. trip and stated the group met with staffers and with former Senator Dole, Senator Roberts, Senator Moran and Congressman Huelskamp. Commissioner Fankhauser stated they had discussions on the train situation with Amtrak and BNSF and Commissioner Fankhauser doesn't see how it will work out, but they seem to think it will all be worked out by January 2016. Commissioner Fankhauser commented that it was a good trip and productive meeting overall.

Commissioner Law thanked Water Superintendent Leland Cable for his years of service and wished him well.

Commissioner Cessna thanked Captain Smith on his work with the Animal Shelter. Commissioner Cessna welcomed Steve Dyer as the new Chamber President and thanked him for attending the City Commission meeting.

Commissioner Dale thanked Captain Smith for his work with the Animal Shelter. Commissioner Dale thanked Water Superintendent Leland Cable for his years of service.