

AGENDA
CITY COMMISSION MEETING
Tuesday, June 18, 2013
1:00 P.M.

- I. Notes: Immediately following the Commissioner meeting the Governing Body will take a group picture in the Commission Chambers.**
- II. No Pre-Meeting.**
- III. REGULAR MEETING CALLED TO ORDER AND CITY CLERK ANNOUNCING QUORUM PRESENT.**
- IV. PLEDGE OF ALLEGIANCE TO THE FLAG AND INVOCATION.**
- V. APPROVAL OF THE MINUTES OF THE LAST REGULAR MEETING, WHICH IF NO CORRECTIONS ARE OFFERED, SHALL STAND APPROVED.**
- VI. PUBLIC COMMENT. Agenda Schedule Allowance: 30 minutes (5 minutes per spokesperson)**
- VII. CONSIDERATION OF PETITIONS, MEMORIALS AND REMONSTRANCES.**
 - A. Governing Body consideration and approval to allow the Mayor to proclaim June 18, 2013 as Lindy Bilberry Day.
 - B. Angelica Castillo-Chappel and Jeremy Haden, on behalf of the Board of Directors for the Garden City Community Mexican Fiesta Association Inc., request Governing Body consideration and approval to waive the sign ordinance to allow for a sign to be posted at Stevens Park for four weeks prior to September 14, 2013.
 - C. First Christian Church Discipulos de Cristo owns property at Eighth Street and Bellevue Avenue, across from Cornerstone Church, and is requesting annexation and connection to the City sewer and water systems, to serve a new church and future residential development. Staff recommends approval of the request for annexation or deferral subject to an annexation agreement.
- VIII. REPORT OF THE CITY MANAGER.**
 - A. The Kansas Department of Transportation has awarded the Transportation Enhancement projects for 2013. The City's application for a pedestrian/bicycle path along K-156 from Campus Drive to Leslie Road was approved, while our streetscape application on E. US-50/400 was not funded.
 - B. The City has submitted a grant application for USDOT TIGER funding on behalf of the Southwest Chief Rural Rail Partnership. City Engineer Cottrell and Jeff Sural, Alston & Bird, prepared the application. The City's application is one of 568 applications totaling \$9 billion in requests for the \$474 million of available funding.
 - C. Staff has provided several items of information for Governing Body review including the following: from Director of Aviation the monthly enplanement report, from Community Development Director Kentner the monthly code enforcement report and building report,

from Assistant City Engineer Mestdagh a final construction update, from Finance Director Hitz the monthly financial report, from Police Chief Hawkins the monthly activity report and from Public Works Director the CIP schedule, Finney County Transit May report and City Link ridership.

D. Meetings of note:

- ✓ June 22, 2013 – Global Bazaar, 8:00 a.m. – 4:00 p.m. at LRZ (west side)
- ✓ July 24 – 28, 2013 – Finney County Fair
- ✓ July 30, 2013 – Town Hall meeting at 7:00 p.m. at the City Administrative Center
- ✓ August 1, 2013 – Chamber Annual Banquet at Garden City High School at 6:00 p.m.
- ✓ August 7 – 11, 2013 – Southwest Kansas Pro Am
- ✓ August 8, 2013 – SHRM of SWKS – 5th Annual HR Workshop, 8:00 a.m. – 4:00 p.m.
- ✓ August 24 – 25, 2013 – Tumbleweed Festival
- ✓ 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.
- ✓ September 21, 2013 – Chamber’s “Fire and Ice” Wine Tasting – 7:00 p.m.
- ✓ October 10, 2013 – Cultural Relations 2013 Diversity Dinner

IX. CONSIDERATION OF APPROPRIATION ORDINANCE.

A. Appropriation Ordinance No. 2342-2013A.

X. CONSIDERATION OF ORDINANCES AND RESOLUTIONS.

A. Resolution No. _____ - 2013, a resolution authorizing the removal of nuisance conditions from the property listed below in the City of Garden City, Kansas, pursuant to Section 38-139 of the Code of Ordinances of the City of Garden City, Kansas. (1605 George Street)

B. Resolution No. _____ - 2013, a resolution fixing a time and place at which the owner, owner’s agent, any lienholder of record and any occupant of the structure may appear and show cause why the structure should not be condemned and ordered repaired, or demolished and removed, pursuant to Section 18-81 ET SEQ of the Code of Ordinances of the City of Garden City, Kansas. (110 Stevens Avenue)

C. Ordinance No. _____ - 2013, an ordinance approving the rezoning of land from “A” Agricultural District to “P-F” Public Facilities District; amending the Zoning Ordinance, the Comprehensive Plan of the City, and the District Zoning map of the City; and repealing the current zoning ordinance, Comprehensive Plan, and District Zoning map; all to the Code of Ordinances of the City of Garden City, Kansas. (325 S. Jennie Barker Road)

D. 2:00 p.m. - Public Hearing for the purpose of the Governing Body hearing and answering concerns, questions and/or objections of taxpayers relating to the establishment of the District and adoption of the Plan of East Cambridge Square Phase II Project.

1. Ordinance No. _____ - 2013, an ordinance of the Governing Body of the City of Garden City, Kansas, establishing a Rural Housing Incentive District within the city and adopting a plan for the development of housing and public facilities in such

district, and making certain findings in conjunction therewith (East Cambridge Square Phase II Project)

XI. OLD BUSINESS.

- A. Bond Counsel Mary Carson has provided a Resolution authorizing the 2013 General Obligation Bond sale for July 16, 2013 for Capital Improvement Projects and Special Assessments being levied this year. Financial Advisory Chuck Bouilly has provided the Preliminary Official Statement for Governing Body approval.
 - 1. Resolution No. _____ - 2013, a resolution of the City of Garden City, Kansas, authorizing and providing for the public sale of the City's (I) General Obligation Bonds, Series 2013-A, in the approximate principal amount of \$7,792,000 and (II) taxable General Obligation Bonds, Series 2013-B in the approximate principal amount of \$612,000.
 - 2. Preliminary Official Statement for General Obligation Bond Series 2013-A and 2013-B is recommended for approval.
- B. Bond Counsel Mary Carson has prepared an ordinance correcting errors discovered in Ordinance No. 2596-2013, adopted May 21, 2013, levying special assessments.
 - 1. Ordinance No. _____ - 2013, an ordinance of the City of Garden City, Kansas, amending Ordinance No. 2596-2013 of the City to correct legal descriptions and special assessments to be levied in Taylor North Addition.

XII. NEW BUSINESS.

- A. 1:15 p.m. - Mr. Charles Claar and Ms. Theresa Dasenbrock of Lewis, Hooper and Dick, the City's auditors, will be present to review with the Governing Body the Comprehensive Annual Financial Report (Audit) for the City of Garden City for the year 2012.
- B. Finance Director Hitz will discuss the following items related to the 2014 Proposed Budget:
 - 1. Review of remaining General Fund departments, Health Insurance (#55) and Health Insurance Reserve Fund (#56)
- C. Governing Body consideration of an exemption provided by Section 2(1) of Senate Substitute for House Bill 2052 approved by the Kansas Legislature this spring, which would provide for an additional six months to consider a security plan for City owned public facilities or remove signs prohibiting firearms.
- D. Public Utilities Director Muirhead will be present to discuss the Wheatland Electric Water Rate Increase.
- E. Fire Chief Allen Shelton requests Governing Body consideration and approval for a waiver to the ordinance prohibition requirement to allow for the discharge of fireworks within the corporate limits of the city from July 3, 2013 to July 5, 2013 between the hours of 10:30 a.m. and 10:30 p.m.
- F. Advisory Board Recommendations:

1. Zoo Advisory Board – 2 appointments
- G. Governing Body consideration and approval of a rate increase at Buffalo Dunes Golf Course with an August 1, 2013 implementation date. Caleb Woods, President of the Golf Advisory Board will be present to discuss and answer any questions.
- H. **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 approval of a Fiduciary Engagement Letter between the City of Garden City, Kansas and George K. Baum & Company.
 2. KDOT has provided Agreement No. 128-13 to the City for the first half of the FY 2013 Federal Fund Exchange program, which is for concrete reconstruction of Rebel Road.
 3. Governing Body consideration and authorization of Task Order #10 – Snow Removal Equipment Building, Runway Guard Lights and Hold Position Sign between HNTB Corporation and the City of Garden City.
 4. Governing Body consideration and approval of bids received on May 23, 2013 for 35 kV switchgear Vault for Substation #10.
 5. Governing Body consideration and approval of bids received on May 16, 2013 for Substation #10 Control Building.
 6. Governing Body consideration and approval of bids received on May 21, 2013 for 35kV and 15kV circuit switchgear for Substation #10.
 7. Governing Body consideration and approval of bids received on June 4, 2013 for 35KV Overhead Gang Operated Air break switches for Substation #10.
 8. Governing Body consideration and approval of bids received on June 4, 2013 for 6 inch high density Poly Ethylene (HDPE) conduit for Substation #10.
 9. Governing Body consideration and approval of bids received on June 10, 2013 for circuit breakers and switches for Substation #11.
 10. The heirs of Mrs. Helen Bowyer are Quit Claim deeding Burial Rights of Space 2, Lot 150, Zone D to Caroline Atherton and/or Sarah Atherton.
 11. Permission for Peggy Rivera and/or Ricky Rios to reserve Space 3, Lot 9, Zone: J located in Valley View Cemetery for the consideration of \$50.00 for the period of one year.
 12. Permission for Ruby M. Ryan to reserve Space 5, Lot: 31, Zone: J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.

- 13. Permission for Becky Hill to reserve Space 6, Lot 60, Zone: J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.
- 14. Permission for Eugene & Deanna Martinez to reserve Space 8, Lot 71, Zone: J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.
- 15. Permission for Deanne Tremmel to reserve Space 6, Lot 63, Zone: J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.
- 16. Permission for Nora Collazo &/or Ronald D. Collazo to reserve Space 3, Lot: 1, Zone: J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.
- 17. Permission for Jesse Garcia &/or Kajleigh Collazo to reserve Space 2, Lot: 93, Zone: J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.

18. Licenses:

(2013 New)

- a) G.M. Northrup.....Class A General
- b) Midwest Steel, Inc.Class B General
- c) Williams General Contractors & Repair.....Class B General

- I. Staff requests Governing Body consideration of an executive session pursuant to K.S.A. 75-4319(b)(6) pertaining to preliminary discussions relating to the acquisition of real property.
- J. Staff requests Governing Body consideration of an Executive Session pursuant to K.S.A. 75-4319(b)(2) pertaining to consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship.
- K. Staff requests Governing Body consideration of an Executive Session pursuant to K.S.A. 75-4319(b)(1) pertaining to personnel matters of non-elected personnel and their contractual obligations because if this matter were discussed in open session it might invade the privacy of those discussed.

XIII. CITY COMMISSION REPORTS.

A. Commissioner Law

B. Commissioner Cessna

C. Commissioner Dale

D. Commissioner Doll

E. Mayor Fankhauser

XIV. ADJOURN.