

AGENDA
CITY COMMISSION MEETING
Tuesday, November 5, 2013
1:00 P.M.

- I. Note: Pre-meeting at 11:00 a.m. – 11:45 a.m., located at Buffalo Dunes Golf Course Pro Shop to review progress on the irrigation construction project. Administrative staff will be present and the pre-meeting is open to the public.**
- 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. Governing Body consideration and approval of Ms. Bonnie Bribiesca, Graphics Stitching Unlimited, to be recognized as a “Local Business” on the application for an Itinerant Merchant license at 201 W. Kansas.
 - B. Preferred Cartage Services, Inc., the owner of 1401 W. Joe McGraw Street is seeking a waiver to the eligibility requirements to participate in the Neighborhood Revitalization Program.
 - C. Preferred Cartage Services, Inc. requests to extension of the OL-2 “Up to 10 year” Tax Rebate District of the Neighborhood Revitalization Program, to include the undeveloped property (approximately 40 acres) between W. Joe McGraw Street and Thompson Street.
 - D. Governing Body consideration and approval for the Mayor to proclaim November 5, 2013 as Bev Schmitz Glass Day in honor of her years of service to Downtown Vision Inc.
- VII. REPORT OF THE CITY MANAGER.**
 - A. Staff has provided the enclosed information regarding the 2013 Fall Clean-up program.
 - B. The City has received correspondence from Cox Communications regarding a channel line-up changes.
 - C. Garden City Recreation Commission has submitted an application for a Sunflower Foundation trail grant for completion of the Finnup Park pathway. If approved, the project will complete a 1.6 mile loop around Finnup Park.
 - D. Governing Body is asked to set a date for the next Town Hall meeting.

- E. Staff has provided the following items of information for Governing Body review including the following: from Cemetery Sexton Stevenson the monthly cemetery report, and from Finance Director Hitz the monthly sales tax report.
- F. Meetings of note:
- ✓ November 2, 2013 –Banner Art Auction 2013 at the Clarion Inn at 6:00 p.m.
 - ✓ November 7, 2013 – City Commission training with Mike Conduff at City Administrative Center from 8:00 a.m. – 5:00 p.m.
 - ✓ November 7, 2013 – Black Hills Energy Utility luncheon at Samy’s Steakhouse at 12:00 p.m. – 1:30 p.m.
 - ✓ November 9, 2013 – Veteran’s Day parade at 10:00 a.m. on Main Street
 - ✓ November 9, 2013 – Hanging Lights in Stevens Park at 9:00 a.m.
 - ✓ November 12, 2013 – Groundbreaking Ceremony at Schulman Crossing at 2:00 p.m.
 - ✓ November 21, 2013 – Third Thursday from 5:00 – 8:00 p.m.
 - ✓ November 21, 2013 – Lighting Ceremony & Caroling at Stevens Park at 7:30 p.m.
 - ✓ December 7, 2013 – Tuba Christmas concert at 3:00 p.m., Evening Christmas Parade at 6:00 p.m.
 - ✓ December 19, 2013 – Third Thursday from 5:00 – 8:00 p.m.

VIII. CONSIDERATION OF APPROPRIATION ORDINANCE.

- A. Appropriation Ordinance No. 2351-2013A.

IX. 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. (1112 Harding Avenue – tree branches/limbs)
- B. Resolution No. _____-2013, a resolution authorizing the removal of motor vehicle nuisances from certain properties in the City of Garden City, Kansas, pursuant to Section 38-63 of the Code of Ordinances of the City of Garden City, Kansas. (411 Washington Street – Blue GMC Jimmy)
- C. Resolution No. _____-2013, a resolution authorizing the removal of tree nuisance from the property listed below in the City of Garden City, Kansas, pursuant to Section 94-64 of the Code of Ordinances of the City of Garden City, Kansas. (623 W. Olive Street, 1602 N. 11th Street, 811 Harold Avenue and 1112 Harold Avenue)
- D. Ordinance No. _____ -2013, an ordinance approving the rezoning of land from “C-2” General Commercial District to “I-2” Medium Industrial District; amending the zoning ordinance and the district zoning map of the city; and repealing the current zoning ordinance and district zoning map; all to the Code of Ordinances of the City of Garden City, Kansas. (1810 Buffalo Jones Avenue)
- E. Ordinance No. _____-2013, an ordinance approving the rezoning of land from “C-2” General Commercial District to “R-3” Multiple Family Residential District; amending the

zoning ordinance, the comprehensive plan of the city, the district zoning map, and the future land use map of the city; and repealing the current zoning ordinance, comprehensive plan, district zoning map, and future land use map; all to the Code of Ordinances of the City of Garden City, Kansas. (202 College Street)

X. OLD BUSINESS.

A. Governing Body consideration of proposals to purchase the former American Legion located at 125 W. Pine Street. Information on the two proposals are included in the Commission packet.

1. Garden City Arts proposal.

2. A client of Martin Nusser (Italian Restaurant).

a) This proposal, if accepted, would require permission to extend the grandfathering of a liquor license.

XI. NEW BUSINESS.

A. The City Commission is asked to review and approve a revised 2014 Fund 55 (Health Insurance) Budget to account for a change from a self-funded insurance program to a pure premium program.

B. Governing Body consideration and initiation of the 2014 Airport Improvement Projects: AIP 3-20-0024-35 Snow Removal Equipment and AIP 3-20-0024-36 Design for reconstruction of Taxiway C west of Runway 17-35.

C. The Kansas Department of Transportation is soliciting Transportation Enhancement project requests for 2014. City Engineer Cottrell has provided a memorandum concerning potential projects.

D. The Finney County Commission is requesting Governing Body partner on an extension of the ¼ cent sales tax that will finance a judicial administrative building. To extend the LEC sales tax, the county commission will call a special sales tax election in March 2014.

E. Advisory Board Recommendations:

1. Park Advisory Board – 1 appointment

F. **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 a right-of-way agreement with Walter and Debra Staats and corresponding deed for the Schulman Avenue project.

2. Governing Body consideration and approval of the final plat for the Smith Trust (Heritage Plaza).
3. Governing Body consideration and acceptance of an Indigent Defense Agreement authorizing the City of Garden City, Kansas to retain Stephen Cott, an attorney licensed in the State of Kansas to represent indigent defendants who qualify for court-appointed attorneys in the Municipal Court of the City.
4. Governing Body consideration and acceptance of an Indigent Defense Agreement authorizing the City of Garden City, Kansas to retain Lara Black Bors, an attorney licensed in the State of Kansas to represent indigent defendants who qualify for court-appointed attorneys in the Municipal Court of the City.
5. Governing Body consideration and acceptance of an agreement between the City of Garden City, Kansas and Eric G. Tuller, DVM for veterinary services at the Animal Shelter.
6. Governing Body consideration and approval of an agreement with Pinegar, Smith & Associates for the Southwest Kansas Coalition.

7. Licenses:

(2013 Renewal)

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| a) Walmart #652 | Cereal Malt Beverage |
| b) AP Mountain States, LLC | Class A General |
| c) Cleary Building Corp..... | Class A General |
| d) Kissick Construction Co., Inc..... | Class A General |
| e) ROC Service Company, LLC..... | Class A General |
| f) Conant Construction, LLC | Class B General |
| g) J. Scott III..... | Class B General |
| h) Kerry Spanier Construction | Class B General |
| i) Kinney Glass, Inc..... | Class B General |
| j) Nuzum Handyman Service..... | Class B General |
| k) Rental Enterprise..... | Class B General |
| l) Sears Home Improvement Products, Inc..... | Class B General |
| m) Square Deal, LLC | Class B General |
| n) Heineken Electric Co., Inc. | Class D-E Electrical |
| o) ALTA Refrigeration, Inc. | Class D-M Mechanical |
| p) Square Deal, LLC | Class E-SOC Specialized Other |

XII. CITY COMMISSION REPORTS.

A. Commissioner Cessna

B. Commissioner Dale

C. Commissioner Doll

D. Mayor Fankhauser

E. Commissioner Law

XIII. ADJOURN.