

AGENDA
CITY COMMISSION MEETING
Tuesday, December 3, 2013
11:00 A.M.

- I. **REGULAR MEETING CALLED TO ORDER AND CITY CLERK ANNOUNCING QUORUM PRESENT.**

- II. **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.**

- III. **PLEDGE OF ALLEGIANCE TO THE FLAG AND INVOCATION. (This portion of the meeting will begin at 1:00 p.m.)**

- 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)**
 - A. Luci Douglass wishes to address the City Commission about the City's vicious dog ordinance.

- VI. **CONSIDERATION OF PETITIONS, MEMORIALS AND REMONSTRANCES.**
 - A. Cole Wasinger, Golf Professional requests Governing Body authorization to allow alcoholic liquor to be served and consumed at Buffalo Dunes Golf Course Clubhouse, December 13, 2013 starting at 4:00 p.m., pursuant to Code Section 6-133.

 - B. Kimberlea Inderlied, on behalf of the Convention and Tourism Bureau requests Governing Body authorization to allow cereal malt beverages and wine to be served and consumed at the Lee Richardson Zoo, Finnup Center for Conservation Education, December 20, 2013 from 6:30 p.m. to 8:30 p.m., pursuant to Code Sections 6-35 and 6-133.

 - C. Fred and Kathryn Askren are seeking a recommendation on an appeal to the State Historical Preservation Officer's ruling against their application to install a metal roof at the Historical Landmark Sunnyland Bed and Breakfast.

 - D. The City Commission and City Manager Allen wish to take this opportunity to recognize the dedicated service of the following employees who have reached milestones in their service for the City.

For 30 years of service:

Johnny Ornelas	Laborer II	Street
James Hawkins	Chief	Police

For 20 years of service:

Connie Bachman	Evidence Technician	Police
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Rose Wilson	Network Technician	Information Technology
James Morris	Battalion Chief	Fire
Larry Watson	Detective I	Police

For 10 years of service:

James Southern	Lieutenant	Fire
Andy Crittenden	Firefighter II	Fire
EJ Ochs	Master Patrol Officer	Police
Robert Ojeda	Master Patrol Officer	Police
Doug Heit	Master Patrol Officer	Police
Hailey Knoll	Master Patrol Officer	Police
Justin Hurley	Equipment Operator I	Street

VII. REPORT OF THE CITY MANAGER.

- A. The City has received correspondence from Cox Communications regarding channel line-up changes and changes to installation charges.
- B. Staff has provided the following item of information for Governing Body review: from Finance Director Hitz the monthly sales tax report.
- C. Meetings of Note:

- ✓ December 2, 2013 – 2013 Annual Finney County Historical Society Commissioner Chili Luncheon, 12:00 p.m. at Finney County Historical Museum-Meeting Room
- ✓ December 7, 2013, Evening Christmas parade at 6:00 p.m.
- ✓ December 13, 2013 – Mayor’s Christmas Dinner at Southwind at 6:30 p.m.
- ✓ December 14, 2013 – Tuba Christmas concert at 3:00 p.m., Free Carriage Rides from 2:00 – 4:00 p.m.
- ✓ December 15, 2013 – Free Carriage Rides from 2:00 – 4:00 p.m.
- ✓ December 19, 2013 – Free Carriage Rides from 5:30 – 7:30 p.m.
- ✓ January 15 – Finney County Economic Development Corporation Annual Meeting, time TBA
- ✓ January 27, 2014 – Southwest Kansas Night out in Topeka
- ✓ March 22-25, 2014 – Western Kansas Congressional Reception in Washington, D.C.

VIII. CONSIDERATION OF APPROPRIATION ORDINANCE.

- A. Appropriation Ordinance No. 2353-2013A.

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. (1002 N. 5th Street)
- 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. (2405 A Street – red Ford pickup and 2505 A Street – white Chevy Silverado pickup)

C. Bond Counsel Mary Carson has provided a resolution related to the 2013 Temporary Financing of the streetscape improvements at Seventh and Laurel Streets.

1. Resolution No. _____-2013, a resolution providing for the issuance of temporary notes of the City of Garden City, Kansas, in the total principal amount of \$106,200.00 to temporarily finance the costs of certain improvements in the city; and providing the terms, details, form and conditions of such notes.

X. OLD BUSINESS.

A. Amro Samy requests Governing Body consideration and approval of the following items related to 901 Lareu Street. (Samy's Addition)

1. The applicant requests consideration and approval of a replat of the Samy's Addition which changes the right-of-way along the south property line of lots 4 and 5.
2. The applicant is seeking a waiver from the front yard setback requirements of the "C-2" General District which require a thirty foot (30') front yard for all buildings in the district.

XI. NEW BUSINESS.

A. Staff requests Governing Body consideration and approval of the 2014 Property & Liability Insurance renewal for the City of Garden City, Kansas.

B. Governing Body consideration and approval of the 2014 Legislative Policy agenda.

C. Governing Body consideration and approval of the 2014 Southwest Kansas Coalition (SKC) Legislative Policy agenda.

D. Finance Director Hitz and staff have provided the enclosed Notice of Budget Hearing for review and consideration. A request has been made to the Governing Body to authorize a Public Hearing on December 17, 2013 at 2:00 p.m. for the amendment to these listed funds in the 2013 Budget: DEA Forfeiture, Finnup Trust, Special Rec & Parks, Airport Improvement, Health Insurance Reserve, Golf Course, Golf Course Building, Wastewater Repair & Replacement and Water Maintenance Reserve.

E. Governing Body consideration and approval of an Interconnection Agreement, the EMP2 Agreement, and authorize the Mayor and City Clerk to execute the agreements.

F. Advisory Board Recommendations:

1. Cultural Relations Board – 3 appointments
2. Garden City Recreation Board – 1 appointment

G. **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 an Indigent Defense Agreement authorizing the City of Garden City, Kansas to retain Robert J. Kennington, 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.
2. Governing Body consideration and acceptance of bids received November 25, 2013 for the conduit installation on the Schulman Crossing Phase 2 and Old Chicago projects.
3. Permission for Danna Jones to reserve Spaces 3 and 4, Lot 19, Zone J of Valley View Cemetery for the consideration of \$100.00 for the period of one year.

4. Licenses:

(2013 New)

- a) Phoenix Construction GroupClass A General
- b) B&B Electrical..... Class D-E Electrical
- c) Electrical Corporation of America, Inc. Class D-E Electrical
- d) Kel's TLC Class E-SOC Specialized Other

(2014 Renewal)

- e) Food Mart #3 Cereal Malt Beverage
- f) Kwik Shop #701..... Cereal Malt Beverage
- g) Express Corner..... Cereal Malt Beverage
- h) El Manantial Mex Buffet..... Cereal Malt Beverage
- i) Presto #1601 Cereal Malt Beverage
- j) Presto #1604 Cereal Malt Beverage
- k) Presto #1620 Cereal Malt Beverage
- l) Garden Bowl..... Cereal Malt Beverage
- m) Brian Barlow ConstructionClass B General
- n) Bogner Oilfield Service, Inc.Class B General
- o) Creative Interiors.Class B General
- p) Dunlap Construction Co., Inc.....Class B General
- q) German HomesClass B General
- r) Hayden Tower Service, IncClass B General
- s) Kearney & Son, Inc.....Class B General
- t) RJ's Plumbing & General Contracting, Inc.Class B General
- u) Smart ConstructionClass B General
- v) Stucky Builders, LLCClass B General
- w) TJ's Construction.....Class B General
- x) Schlinder Elevator Corporation..... Class D-M Mechanical
- y) William's Heating & Air Conditioning Class D-M Mechanical
- z) Sperry Construction, Inc.Class D-MA Masonry
- aa) RJ's Plumbing & General Contracting, Inc. Class D-E Electrical
- bb) RJ's Plumbing & General Contracting, Inc Class E-B Backflow Test
- cc) Jonathan Thuy Tran Class E-L Landlord
- dd) Dreiling Rentals Class E-L Landlord
- ee) Ayala Construction Class E-SOC Specialized Other
- ff) J&R Construction..... Class E-SOC Specialized Other
- gg) Joe Amos Construction, Inc..... Class E-SOC Specialized Other
- hh) Gary's Glass Service, LLC Class E-SOC Specialized Other

ii) Green Shoes Lawn Care	Class E-SOC Specialized Other
jj) Gypsum Floors of AR/OK, Inc.	Class E-SOC Specialized Other
kk) HCS Petroleum Equipment, Inc.....	Class E-SOC Specialized Other
ll) Kel's TLC	Class E-SOC Specialized Other
mm) Klotz Sand Co., Inc.....	Class E-SOC Specialized Other
nn) The Green Solution Tree Services	Class E-SOC Specialized Other
oo) Solida Tree Service, Inc.	Class E-SOC Specialized Other
pp) Wehkamp Excavating, Inc.	Class E-SOC Specialized Other

H. 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.

XII. CITY COMMISSION REPORTS.

A. Mayor Fankhauser

B. Commissioner Law

C. Commissioner Cessna

D. Commissioner Dale

E. Commissioner Doll

XIII. ADJOURN.