

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City

February 4, 2014

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, February 4, 2014 with all members present. Commissioner Dale opened the meeting with the Pledge of Allegiance to the Flag and Invocation.

Verlon Mask, Bob's Funnel Cakes and David Litton, Check-N-Go were not present to discuss with the Governing Body the Itinerant Merchant license.

Commissioner Cessna moved to approve the Mayor to proclaim February 4, 2014 as Youth Theater Program Day. Commissioner Doll seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

The request from Mr. Daryl Hamlett, President of the Tumbleweed Festival, Inc., was tabled to a future meeting to allow staff to coordinate exact needs with the Festival organizers.

The Governing Body and City Manager Allen congratulated to Melinda Hitz, Director of Finance, and her department along with Lewis, Hooper, & Dick, LLC on the occasion of receiving the award for the Certificate of Excellence and Financial Reporting from the Government Finance Officers Association.

The City received correspondence from Cox Communication regarding negotiations with KSNB (NBC) and KSNB (Telemundo) and channel line-up changes.

Staff provided items of information for Governing Body review including the following: from Communications Specialist Freburg the Communications report, from Finance Director Hitz the month sales tax report and monthly financials, and from Public Works Director Curran the City projects update.

Meetings of note:

- ✓ February 1, 2014 – 2014 Kansas Special Olympics Polar Plunge and Strut at the Big Pool
- ✓ February 4-6, 2014 – 40th Underground Overhead Metering School at the Exhibition Building at the Fairgrounds.
- ✓ February 15, 2014 – Legislative Coffee in the cafeteria at St. Catherine Hospital at 10:00 a.m.
- ✓ February 21, 2014 – 2014 National TRiO Day at GCCC Beth Tedrow Student Center at 11:30 a.m.
- ✓ February 26, 2014 – Governing Body Annual Goal Setting Retreat at the Finnup Center from 8:30 a.m. – 4:00 p.m.
- ✓ March 13, 2014 – Garden City Area Chamber of Commerce Annual Banquet at GCCC.
- ✓ March 15, 2014 – Legislative Coffee in the cafeteria at St. Catherine Hospital at 10:00 a.m.
- ✓ March 22-25, 2014 – Western Kansas Congressional Reception in Washington, D.C.
- ✓ April 19, 2014 – Legislative Coffee in the cafeteria at St. Catherine Hospital at 10:00 a.m.
- ✓ April 23, 2014 – Earth Day Celebration “Party for the Planet” at Lee Richardson Zoo from 9:00 a.m. – 2:00 p.m.
- ✓ May 17, 2014 – Legislative Coffee in the cafeteria at St. Catherine Hospital at 10:00 a.m.
- ✓ September 18th – 20th, 2014 - Diversity Dinner and Multi-Cultural Summit

Appropriation Ordinance No. 2357-2014A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$2,922,290.15,” was read and considered section by section. Commissioner Doll moved to approve and pass Appropriation Ordinance No. 2357-2014A. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Ordinance No. 2635 - 2014, “AN ORDINANCE DEFINING AND REGULATING VICIOUS DOGS IN THE CITY OF GARDEN CITY, KANSAS; AMENDING CURRENT CODE SECTIONS 10-186 AND 10-191; REPEALING CURRENT CODE SECTIONS 10-186 AND 10-191; ALL TO THE CODE OF ORDINANCES OF THE CITY OF GARDEN CITY, KANSAS” was read and considered section by section. Commissioner Cessna moved to approve Ordinance No. 2635-2014. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Ordinance No. 2636 - 2014, “AN ORDINANCE REGULATING OFF-STREET PARKING AND LOADING IN THE CITY OF GARDEN CITY, KANSAS; AMENDING THE ZONING REGULATIONS FOR THE CITY OF GARDEN CITY, KANSAS; AMENDING ZONING REGULATION ARTICLE 24; REPEALING IN ITS ENTIRETY CURRENT ZONING REGULATION ARTICLE 24; ALL TO THE CODE OF ORDINANCES OF THE CITY OF GARDEN CITY, KANSAS” was read and considered section by section. Commissioner Cessna moved to approve Ordinance No. 2636 - 2014. Commissioner Doll seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Ordinance No. 2637 - 2014, “AN ORDINANCE AMENDING THE ZONING REGULATIONS FOR THE CITY OF GARDEN CITY, KANSAS; ADOPTING NEW ZONING REGULATIONS TO REGULATE SIGNS AND OUTDOOR ADVERTISING; AMENDING ZONING REGULATION ARTICLE 23; REPEALING IN ITS ENTIRETY CURRENT ZONING REGULATION ARTICLE 23; ALL TO THE CODE OF ORDINANCES OF THE CITY OF GARDEN CITY, KANSAS”, was read and considered section by section. Commissioner Cessna moved to approve Ordinance No. 2637-2014. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Ordinance No. 2638 - 2014, “AN ORDINANCE AMENDING THE FEES CHARGED TO REQUEST AN AMENDMENT TO THE ZONING REGULATIONS OR THE ZONING MAP, AND THE FEES TO FILE AN APPEAL TO THE BOARD OF ZONING APPEALS, IN THE CITY OF GARDEN CITY, KANSAS; AMENDING THE ZONING REGULATIONS FOR THE CITY OF GARDEN CITY, KANSAS BY INCREASING THE FEES CHARGED; AMENDING ZONING REGULATION ARTICLES 27 AND 28; REPEALING IN THEIR ENTIRETY CURRENT ZONING REGULATION ARTICLES 27 AND 28; ALL TO THE CODE OF ORDINANCES OF THE CITY OF GARDEN CITY, KANSAS”, was read and considered section by section. Commissioner Cessna moved to approve Ordinance No. 2638-2014. Commissioner Doll seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Resolution No. 2567 - 2014, "A RESOLUTION ESTABLISHING AN ARTS GRANT PROGRAM AND ARTS GRANT COMMITTEE FOR THE PURPOSE OF

CONSIDERING REQUESTS FOR FUNDING GRANTS AND MAKING RECOMMENDATIONS TO THE GOVERNING BODY OF THE CITY OF GARDEN CITY, KANSAS", was read and considered section by section. Commissioner Cessna moved to approve Resoluition No. 2567-2014. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Resolution No. 2568 - 2014, "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, (601 Pennsylvania, 202 N. 10th Street and 801 N. 1st Street)", was read and considered section by section. Commissioner Doll moved to approve Resoluition No. 2568-2014. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Governing Body tabled the customer-owned residential and commercial renewable energy generation facilities standards to the February 18, 2014 City Commission meeting.

Commissioner Cessna moved to approve a lease purchase agreement between the City of Garden City, Kansas and Clayton Holdings, LLC. This request includes authorization for the Mayor and City Clerk to sign the lease purchase documents (4 – Police Interceptor Utility AWD command vehicles and 2 motorcycles). Mayor Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Resolution No. 2569 - 2014, "A RESOLUTION AUTHORIZING THE CITY OF GARDEN CITY, KANSAS TO ENTER INTO A MUNICIPAL LEASE/PURCHASE AGREEMENT (LEASE NO. 5000127-005) FOR POLICE DEPARTMENT EQUIPMENT WITH CLAYTON HOLDINGS, LLC, (4 – Police Interceptor Utility AWD command vehicles and 2 motorcycles)", was read and considered section by section. Commissioner Cessna moved to approve Resoluition No. 2569-2014. Commissioner Doll seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Commissioner Dale moved to approve a request from Lee Richardson Zoo to begin offering free admission on selected days at the zoo's vehicle gate. Commissioner Doll seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Commissioner Cessna moved to approve the purchase of 50 Golf Carts to replace the existing fleet, including direction on financing. Commissioner Doll seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Commissioner Cessna moved to approve issuing a water utility credit to the City of Garden City’s rate payer’s base rate increase, that was adopted by the revised Ordinance Section 90-176 through Section 90-180 adjusting water rates charged. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Wheatland Electric Cooperative requested Governing Body consideration and approval of a “Statement in Support of Wheatland Electric Cooperative, Inc. Motion for Issuance of Interim Rates.” After discussion of the matter, no action was taken.

Nicole Lucas, Executive Director of Downtown Vision, Inc. presented the quarterly report.

Advisory Board Recommendations:

Commissioner Doll moved to approve and appoint Melissa Gallegos to the Arts Grant Committee for a 2-year board appointment from February 2014 – December 2015. Commissioner Cessna seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Commissioner Cessna moved to approve and appoint Stephanie Percival to the Police Citizens Advisory Board for a 3-year board appointments from February 2014 – December 2016. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

Commissioner Doll moved to approve the following:

1. Governing Body consideration and approval of bids received on January 24, 2014 for the renovation project at the Windsor Hotel. The request includes authorization for the Mayor and City Clerk to execute the contracts.
2. Quit Claim Deed from Suzanne E. Smith transferring Space 8, Lot 41, Zone G of Valley View Cemetery to the City of Garden City, Kansas.
3. Quit Claim Deed from the Heir of J.R. Kiehl transferring Space 3, Lot 191, Zone A of Valley View Cemetery to Michael J. and/or Yalaunda Sue Hahn.

4. Licenses:

(2014 Renewal)

- a) Bernard Adam.....Class B General
- b) Dave Tabor Construction.....Class B General
- c) Diamondz ConstructionClass B General
- d) Franchise Strategies, Inc.Class B General
- e) Jackson ConstructionClass B General
- f) Johnson Septic Tank Service, LLC.....Class B General
- g) Ryman ConstructionClass B General
- h) S&S EnterprisesClass B General
- i) Tim Fuller Construction.....Class B General
- j) Integrity Siding & Windows, LLCClass C General
- k) Mark Young Construction, Inc.Class D-M Mechanical
- l) Evinger’s Heating & Air, Inc.....Class D-M Mechanical
- m) Lin R. Rogers Electrical Contractors, Inc.Class D-E Electrical
- n) Quality ElectricalClass D-E Electrical
- o) Wildcat Electric, LLC.....Class D-E Electrical

- p) Crist Plumbing Class D-P Plumbing
- q) Dan’s Electrical Service..... Class D-P Plumbing
- r) Dreiling Construction, LLC Class D-P Plumbing
- s) James Bunney Plumbing Service..... Class D-P Plumbing
- t) Johnson Septic Tank Service, LLC..... Class D-P Plumbing
- u) Partin Electric Class D-P Plumbing
- v) BJ Concrete..... Class E-SOC Specialized
- w) Cartmill Enterprises Class E-SOC Specialized
- x) Ed’s Handyman Service..... Class E-SOC Specialized
- y) Swank Landscaping & Sprinklers (sprinklers) Class E-SOC Specialized
- z) Swank Landscaping & Sprinklers (arborist)..... Class E-SOC Specialized

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

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Absent

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

Dan Fankhauser, Mayor

ATTEST:

Celyn N. Hurtado, City Clerk

City Commission Reports

Commissioner Doll congratulated the Youth Theater program and Brian Seagraves for their award. Commissioner Doll congratulated Lewis, Hooper & Dick, LLC and Finance Director Hitz for their award for the Certificate of Excellence and Financial Reporting from the Government Finance Officers Association. Commissioner Doll reminded everyone to vote on March 4, 2014 on the ¼ cent sales tax question.

Mayor Fankhauser congratulated Finance Director Hitz and the Service & Finance staff for their hard work and dedication. Mayor Fankhauser thanked Commissioner Cessna for filling in for at the sales tax issue meetings and stated they have attended several community meetings regarding the sales tax issue.

Commissioner Law was absent.

Commissioner Cessna congratulated the Youth Theater program and stated it shows that the City has good leadership, students and staff. Commissioner Cessna congratulated Finance Director Hitz, staff and all City employees for their hard work and dedication to this community. Commissioner Cessna also reminded everyone to vote on March 4th.

Commissioner Dale congratulated the Youth Theater program and stated it’s great that they are involved. Commissioner Dale congratulated Finance Director Hitz and staff and stated that they make the City Commission look good. Commissioner Dale reminded everyone to get out and vote on March 4, 2014 and stated it is an important issue.