

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City

April 15, 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, April 15, 2014 with all members present. Commissioner Dale opened the meeting with the Pledge of Allegiance to the Flag and Invocation.

Glen Williams, Southwest Towing was present to discuss a bid he submitted for the 2014 Private Property - Inspections & Criminal tow bids.

Mayor Fankhauser stated when he started one year ago as Mayor he had mentioned 10 goals for the City and highlighted a few of them. Mayor Fankhauser stated Schulman Crossing has been the biggest accomplishment this year and has enjoyed being a part of that development project. Mayor Fankhauser has enjoyed watching the growth at the Airport with well over 2000 enplanements per month and hopes to have another record year this year. Mayor Fankhauser is impressed with the sales tax reports this year and stated the City has had a record month this year in sales tax receipts.

Mayor Fankhauser stated he enjoyed his time as Mayor and working with fellow Commissioners. Mayor Fankhauser thanked City Manager Allen for working with him and told him not to forget his formula for retail. Mayor Fankhauser stated he has been to Washington, D.C. twice to represent the City and has enjoyed that as well.

Commissioner Doll moved to appoint Commissioner Cessna as Chairperson to the Board, who shall assume the duties and title of Mayor. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Mayor Cessna presented a recognition award and the traditional wooden gavel to former Mayor Fankhauser.

Mayor Cessna thanked God for giving him the opportunity to serve Garden City in his leadership role. Mayor Cessna thanked his wife, Julie and their children for giving of their time for him to serve. Mayor Cessna recognized his mom and parents-in-law that were in the audience to support him.

Mayor Cessna stated Garden City is becoming the regional center of western Kansas. The City has outstanding schools, regional jet service, regional hospital, outstanding zoo, exceptional golf courses, along with a vibrant downtown and retail businesses, and other attractions to bring people to Garden City. The City has a good draw for industry. Mayor Cessna stated Garden City is the place to live, work and raise a family. Mayor Cessna stated as a commission they will continue to focus on fiscal responsibility, improving existing public facilities and spaces; continuing to develop residential, commercial and industrial sectors; considering new public facilities; maintaining a vibrant central business district; addressing key administrative and policy issues; attending to the transportation needs and improving the quality of life for our community. Mayor Cessna thanked everyone for giving him the opportunity to serve in this leadership position.

Commissioner Dale moved to appoint Commissioner Doll as the Vice-Chairperson, who shall assume the duties and title of Vice-Mayor and serve as the Chairperson in the absence of the Mayor. Commissioner 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	Yea

Commissioner Law moved to approve the City Clerk and City Attorney as personnel authorized to be seated at the Commission bench. 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	Yea

Commissioner Doll moved to approve to designate The Garden City Telegram of an official city newspaper. Commissioner 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	Yea

A brief reception followed the reorganization of the City Commission of the City of Garden City in the large meeting room at the City Administration Center for family, friends, and citizens.

Commissioner Fankhauser moved to approve and proclaim the week of April 15 - 22, 2014 as Garden City High School Wrestling Championship Week. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Commissioner Law moved to approve and proclaim April 15, 2014 as Tevin Briscoe 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	Yea

Commissioner Doll moved to approve and proclaim April 16, 2014 as Michael Prieto Day. Commissioner 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	Yea

Commissioner Fankhauser moved to approve and allow the Mayor to proclaim April 25, 2014 as Arbor Day. 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	Yea

Randy Partington, ESGR (Employer Support of the Guard and Reserve) Area Chair for Southwest Kansas, addressed the Governing Body to recognize and honor three Garden City Police Department employees. Sergeant Wheet, Captain Prewitt and Captain Reagle were nominated by Juan Barajas Leon for the Patriot Award for their services above and beyond their regular duties.

The Friends of Lee Richardson Zoo presented their calendar of fundraising events for Lee Richardson Zoo for 2014. Proceeds from these events directly benefit zoo improvements and provide unique events for community and regional involvement and tourism.

Commissioner Doll moved to approve the following special requests to accommodate these events, including Blues at the Zoo in May, a Global Bazaar in June, A Wild Affair in September, and BOO! At The Zoo in October.

1. Blues at the Zoo concert event on May 10, 2014, close the Zoo at 4:00 p.m., permission to sell beer and other cereal malt beverages under a temporary CMB license and electrical needs to be coordinated with the City's Electric Department.
2. Global Bazaar event on June 21, 2014, and electrical needs to be coordinated with the City's Electric Department.
3. A Wild Affair event on September 6, 2014, close the Zoo all day on September 6, 2014, electrical needs to be coordinated with the City's Electric Department and permission to sell alcohol in the form of wine and beer.
4. Boo! At The Zoo on October 18, 2014, close the Zoo all day on October 18, street barricade to block off Finnup Drive from Sixth Street to Fourth Street and electrical needs to be coordinated with the City's Electric Department.

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	Yea

The LPGA Symetra Tour finalized its 2014 schedule with announcement of the addition of the Garden City Classic at Buffalo Dunes Golf Course this September 11 – 13, 2014.

The City received correspondence from Cox Communication regarding channel line-up changes.

Staff provided several items of information for Governing Body review including the following: from Finance Director Hitz the monthly financial reports and sales tax reports, from Community Development Director Kentner the monthly building and code enforcement reports for city and county, from Police Chief Hawkins the monthly activity report, from Public Utilities Director Muirhead the quarterly report, from Public Works Director Curran the monthly transit report and a projects update and from Interim Zoo Director Newland the monthly zoo report.

Meetings of note:

- ✓ April 11 – 12, 2014 – Tree Selection, Planting & Maintenance Guidelines presentation at Finnup Center
- ✓ April 19, 2014 – NIP Clean-Up beginning at 9:00 a.m. – meet at Garden City High School parking lot
- ✓ April 19, 2014 – Legislative Coffee in Classroom B at St. Catherine Hospital at 10:00 a.m.
- ✓ April 23, 2014 – 11:00 a.m. for a ribbon cutting at the Pioneer Road Estates Development
- ✓ April 23, 2014 – Earth Day Celebration “Party for the Planet” at Lee Richardson Zoo from 9:00 a.m. – 2:00 p.m.
- ✓ April 29, 2014 – Town Hall meeting at the City Administrative Center at 7:00 p.m.
- ✓ May 9-10, 2014 - League of Kansas Municipalities - Leadership Summit & Mayor's Conference in Manhattan
- ✓ May 17, 2014 – Legislative Coffee in Classroom B at St. Catherine Hospital at 10:00 a.m.
- ✓ May 28 - June 1, 2014 - The Commemorative Air Force B-17 will be at the Garden City Regional Airport. The B-17 will be available to the public from 9:00 am – 6:00 pm.

Appropriation Ordinance No. 2362-2014A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$1,627,838.41,” was read and considered section by section. Commissioner Fankhauser moved to approve and pass Appropriation Ordinance No. 2362-2014A. 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	Yea

Mr. Chuck Bouilly of George K. Baum & Company, the City’s Financial Advisor, and Mary Carson, Triplett, Woolf & Garretson, LLC, the City’s Bond Counsel, reviewed with Governing Body the recommendation for accepting bids for the sale of \$10,750,000 in General Obligation Bonds of the City.

Commissioner Law moved to approve the bids received for the sale of \$10,750,000 in General Obligation Bonds of the City. Commissioner 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	Yea

Ordinance No. 2646-2014, “AN ORDINANCE OF THE CITY OF GARDEN CITY, KANSAS, AUTHORIZING ISSUANCE OF THE CITY’S GENERAL OBLIGATION BONDS, SERIES A, 2014, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$10,750,000, PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SUCH BONDS; AUTHORIZING OTHER DOCUMENTS AND ACTS AND MAKING COVENANTS WITH RESPECT TO THE BONDS,” was read and considered section by section. Commissioner Law moved to approve Ordinance No. 2646-2014. Commissioner 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	Yea

Resolution No. 2578-2014, “A RESOLUTION PRESCRIBING THE FORM AND DETAILS OF GENERAL OBLIGATION BONDS, SERIES A, 2014, IN THE PRINCIPAL AMOUNT OF \$10,750,000, OF THE CITY OF GARDEN CITY, KANSAS, PREVIOUSLY AUTHORIZED BY ORDINANCE NO. 2646-2014 OF THE CITY; MAKING COVENANTS AND AGREEMENTS AND AUTHORIZING CERTAIN OTHER DOCUMENTS REGARDING THE BONDS,” was read and considered section by section. Commissioner Fankhauser moved to approve Resolution No. 2578-2014. 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	Yea

Ordinance No. 2644-2014, “AN ORDINANCE AMENDING THE FENCE REGULATIONS, FOR THE CITY OF GARDEN CITY, KANSAS; AMENDING THE ZONING REGULATIONS FOR THE CITY OF GARDEN CITY, KANSAS BY REMOVING THE FEE AMOUNT AND REFERRING TO THE BUILDING PERMIT AND INSPECTION FEE SCHEDULE,” was read and considered section by section. Commissioner Cessna moved to approve Ordinance No. 2644-2014. 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	Yea

Ordinance No. 2647-2014, “AN ORDINANCE APPROVING THE REZONING OF LAND FROM “I-1” LIGHT INDUSTRIAL DISTRICT TO “R-3” MULTIPLE FAMILY RESIDENTIAL DISTRICT (109 S. 13th Street),” was read and considered section by section. Commissioner Fankhauser moved to approve Ordinance No. 2647-2014. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Nay	Yea	Yea

Resolution No. 2579-2014, “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 (1102 Summit Street – Black SUV & Blue 4 Door car, 514 Inge Avenue – Blue Toyota mini-van, 705 N. Taylor Avenue – Red Dodge Caravan, 406 N. 5th Street – Blue Ford Explorer, Blue mini-van, Red Dodge Durango & Blue Jeep Cherokee, 901 Harold Avenue – Beige Ford SUV, Blue Jeep SUV & 2 White 4 Door cars and 516 W. Thompson Street – Blue Semi-Truck),” was read and considered section by section. Commissioner Law moved to approve Resolution No. 2579-2014. Commissioner 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	Yea

Staff provided the 2015 City Budget Calendar.

Finance Director Hitz reviewed the major issues and assumptions used to draft 2015 departmental budgets. The commission goals and strategies, identified in the City Commissioner Retreat, and the 2014 & 2015 Capital Improvement Program along with proposed financing of those projects were also reviewed. Finance Director Hitz also reviewed the Enterprise, Support & Miscellaneous Funds – TIF (#04), Capital Improvement Reserve (#5), CD Loan Fund (#6), Cemetery Endowment (#7), Community Trust Reserve (#8), DEA Enforcement (#10), Drug Enforcement (#11), E-911 Funds (#15), Finnup Foundation (#18), 12-6 Revolving Fund (#26), Risk Reserve (#27), Special Drug & Alcohol (#29), Special Park & Rec (#30), Special Trafficway (#32), Street (#01-133), Workers Compensation (#35), Workers Compensation Reserve (#36), Community Development (#50), Economic Development Revolving Loan (#52) and Project Development (#53).

Commissioner Law moved to approve and appoint Alyssa Benevidez to the Garden City Recreation Commission for a three-year term from April 2014 – February 2017. 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	Yea

Commissioner Fankhauser moved to approve and reappointment Police Chief James Hawkins to the Community Corrections Advisory Board as the Garden City Law Enforcement representative for a two-year term from April 2014 –April 2016. 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	Yea

Traffic Advisory Board recommendations were considered by the Governing Body:

Commissioner Fankhauser moved to deny the request to install speed bumps on Belmont Street between Labrador Boulevard and Long Boulevard and to continue targeted enforcement. 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	Yea

Commissioner Dale moved to deny the request for installing stop signs at Third Street and Hazel Street. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Yea	Yea	Yea

Commissioner Fankhauser moved to deny the request to install Advance Traffic Control Signs on Seventh Street and Walnut Street. 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	Yea

Commissioner Fankhauser moved to approve the following:

1. Governing Body consideration and acceptance of bids received April 8, 2014 for the 2014 Street Sealing program, and April 10, 2014 for the Finnup Park Walking Trail Phase 2 project and authorization for the Mayor and City Clerk to execute the contracts.
2. Governing Body consideration and approval of the 2014 Vegetation Mowing services for code violations.
3. Governing Body consideration and approval of bids received for installation of conduit, sectionalizer vaults, transformers pads and meter pedestals for the Chappel Heights Phase 1 residential development on March 27, 2014.
4. Governing Body consideration and approval of bids received for the Private Property, Inspections and Criminal Investigation tow company.
5. Permission for Karen Valencia to reserve Space 6, Lot 26, Zone J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.
6. Quit Claim Deed from Heir of J.B. Nail transferring Space 6, Lot 143, Zone A of Valley View Cemetery to Carlene Goddard.
7. Licenses:
 - (2014 New)
 - a) Outlaw Promotions, LLC Temporary Cereal Malt Beverage
 - b) Innovative Construction Solutions, Inc. Class A General
 - c) Naab Electric, Inc Class D-E Electrical
 - d) DRD Integrated Services Class E-F Fire Sprinkler & Protection
 - e) Underground Specialist, Inc Class E-SOC Specialized Other

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	Yea

Commissioner Doll moved that the City Commission go into executive session pursuant to K.S.A. 75-4319(b)(2) for 45 minutes for the purpose of consultation with City legal counsel on matters which are privileged in the attorney/client relationship which if discussed in open session would waive that privilege and that the City Commission reconvene into open session in the City Commission Chambers at 4:45 p.m. with City Attorney Grisell, City Manager Allen and Public Utilities Director Muirhead present and Gregg Ottinger and John Krajewski by phone. Commissioner 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	Yea

At the expiration of the designated time, and in open session, Mayor Cessna stated no action was taken.

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

Roy Cessna, Mayor

ATTEST:

Celyn N. Hurtado, City Clerk

City Commission Reports

Commissioner Fankhauser congratulated the Garden City High School wrestling team on their 2nd Team State Championship.

Commissioner Law congratulated the whole wrestling team for the Garden City High School on their 2nd Team State Championship. Commissioner Law congratulated the Police Department and stated it was great for those employees to be recognized by an outside agency. Commissioner Law congratulated Mayor Cessna and Vice Mayor Doll

Mayor Cessna congratulated the GCHS Wrestling team for their 2nd State title. Mayor Cessna thanked former Mayor Fankhauser and stated he will have big shoes to follow. Mayor Cessna congratulated the Police officers for their recognition awards. Mayor Cessna congratulated the Golf Course on the news of hosting the LPGA Symetra Tour.

Commissioner Dale echoed the thoughts on the Garden City Police Department employees receiving the awards and stated it is like a family atmosphere and that is very beneficial when an employee leaves for military service. Commissioner Dale congratulated the Golf Course on the scheduling of the LPGA Symetra Tour and stated he might even volunteer. Commissioner Dale thanked former Mayor Fankhauser for his leadership and talks. Commissioner Dale congratulated Mayor Cessna and Vice Mayor Doll on their new leadership roles on the Commission. Commissioner Dale thanked the wrestlers, parents, teachers, coaches and managers for the hard work and amount of time it takes to put into the sport of wrestling.

Commissioner Doll thanked former Mayor Fankhauser for all the work and events he volunteered for during his time as Mayor. Commissioner Doll thanked staff for their work on the budget and for using funds responsibly. Commissioner Doll congratulated Buffalo Dunes Golf Course for the LPGA Symetra Tour. Commissioner Doll thanked and congratulated the Police officers for helping the families of spouses who are deployed. Commissioner Doll congratulated the GCHS wrestling team and stated they are a great group of young men. Commissioner Doll thanked and congratulated Michael Prieto and Tevin Briscoe.