

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City
June 17, 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, June 17, 2014 with all members present. Commissioner Doll opened the meeting with the Pledge of Allegiance to the Flag and Invocation.

Commissioner Fankhauser moved to approve a request from Susan Escareno, Executive Director of Finney County United Way, for waiver of sign regulations for off-site signage and a waiver of the temporary sign fees during the United Way fundraising campaign from August 2014 – March 2015. 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 to approve the requests from Finney County Preservation Alliance based on the newly adopted Zoo Facility Use and Guidelines policy, to hold the second annual “Razing the Roof” benefit concert at the gazebo on the west green of Lee Richardson Zoo on Saturday, September 13, 2014 from 7:00 p.m. – 11:00 p.m., a waiver of the noise ordinance, 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. The fees outlined in the approved Zoo Facility Use and Guidelines Policy for afterhours use of Finnup Park West Green still apply. 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 approve a request from Mark Pamplin, President of the State Theater Project, to provide free City utility service for an upcoming fundraising production of The Odd Couple at the State Theater. Activities and rehearsals begin June 14, 2014 with performances scheduled for July 17-20, 24-27 and July 31-August 3. 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

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

Meetings of note:

- ✓ June 21, 2014 – Global Bazaar at Lee Richardson Zoo, 8:00 a.m. – 4:00 p.m.
- ✓ July 23 – 26, 2014 – Finney County Fair
- ✓ August 4 – 10, 2014 – Southwest Kansas Pro-Am
- ✓ August 23 – 24, 2014 – Tumbleweed Festival at Lee Richardson Zoo
- ✓ September 6, 2014 – A Wild Affair at Lee Richardson Zoo
- ✓ September 18, 2014 – Diversity Dinner at Garden City High School
- ✓ September 19, 2014 – Multi-Cultural Summit – Garden City Community College
- ✓ September 20, 2014 – Fall Fest 2014

Appropriation Ordinance No. 2366-2014A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$2,769,394.75,” was read and considered section by section. Commissioner Doll moved to approve and pass Appropriation Ordinance No. 2366-2014A. 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

The City is preparing an application to KDOT for the FY 2014 Safe Routes to Schools program.

Resolution No. 2586-2014, “A RESOLUTION DECLARING THE ELIGIBILITY OF THE CITY OF GARDEN CITY, KANSAS, TO SUBMIT AN APPLICATION TO THE KANSAS DEPARTMENT OF TRANSPORTATION FOR USE OF SAFE ROUTES TO SCHOOLS FUNDS SET FORTH BY MAP-21 FOR THE SAFE ROUTES TO SCHOOLS 2014 PEDESTRIAN AND BICYCLE ACCESSIBILITY PROJECT IN GARDEN CITY AND AUTHORIZING THE CITY ENGINEER TO SIGN THIS APPLICATION,” was read and considered section by section. Commissioner Law moved to approve Resolution No. 2586-2014. 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

On December 17, 2013, Mr. James Dinkle, 406 E. Emerson, came before the Governing Body to request an extension for an environmental yard clean-up that had been submitted as a nuisance violation. A six-month extension that was granted by the Governing Body to finish the clean-up has expired. The Governing Body is asked to consider a resolution for environmental abatement.

Resolution No. 2587-2014, “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, (406 W. Emerson Street – misc. items),” was read and considered section by section. Commissioner Law moved to approve Resolution No. 2587-2014. 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

Resolution No. 2588-2014, “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, (212 Spencer Street – red mini-van),” was read and considered section by section. Commissioner Fankhauser moved to approve Resolution No. 2588-2014. 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

Resolution No. 2589-2014, “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. (2104 N. Third Street),” was read and considered section by section. Commissioner Doll moved to approve Resolution No. 2589-2014. 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

Staff provided an update on the zoning violation concerns in the “I-2” Medium Industrial District on west Mary Street. Staff included alternatives and recommendations on each property and asked for Governing Body direction.

William Green, Gerald Macias, Ashley Oyler, Kevin Campbell, Frank Wendler and Ken Green were present to discuss the issue.

Commissioner Dale moved to direct staff to draft an amendment to the regulations to allow commercial retail use as a conditional use in the I-2 Districts. Commissioner Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Nay	Yea	Nay

Commissioner Fankhauser moved to approve the Zoo Facility Use and Guidelines Agreement as presented by Zoo Director Newland and the Zoo Advisory Board. 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

Finance Director Hitz reviewed the remainder of the General Fund (#1) and Health Insurance (#55).

Commissioner Cessna moved to approve and appoint Jami Kilgore and reappoint Debbie Reynolds to the Zoo Advisory Board for 3-year board appointments from July 2014 – July 2017. 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 the following:

1. Governing Body consideration and acceptance of a deed for right-of-way from Mosaic Housing Corp. XX – Garden City related to the Schulman Avenue Widening and Lareu Road extension to the south.
2. Governing Body consideration and approval of Supplemental Agreement #1 to the Master Agreement between the City of Garden City, Kansas and HNTB Corporation.
3. Quit Claim Deed from the heir of John Cooper transferring Space 4, Lot 324, Weeks Addition of Valley View Cemetery to James E. &/or Elsie Darlene Lara.
4. Permission for Martha Ruiz &/or Veronica Contreras to reserve Space 2, Lot 36, Zone J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.
5. Licenses:

(2014 New)

- a) Advance America, Cash AdvancePrecious Metal Dealer
- b) Nationwide Builders & Contractors. Class C General
- c) Midtown Services Class D-M Mechanical
- d) ServicExperts, Inc. Class D-M Mechanical
- e) Spencer Contracting Company, IncClass E-SOC Specialized Other

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

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 Doll thanked staff for their continued work on the budget information. Commissioner Doll thanked the CIP Committee.

Commissioner Fankhauser thanked Finance Director Hitz for her work on the budget information and review with Commissioners. Commissioner Fankhauser stated the May enplanement at the Airport has been the highest number in history. Commissioner Fankhauser stated the new CRJ's are coming in to service the flights to and from Dallas, Texas and that the restrooms at the Airport are being remodeled.

Commissioner Law thanked staff for all their hard work on preparing the budget information.

Mayor Cessna thanked all the staff for ensuring that our community is great. Mayor Cessna stated he was recently at the Cemetery and received many compliments on how well the area was maintained. Mayor Cessna thanked the Street Department for restriping the streets. Mayor Cessna reminded everyone of the ribbon cutting for Jameson Energy Center. Mayor Cessna agreed with Commissioner Fankhauser on the increased enplanements at the Airport and stated we will for sure meet the 24,000 number by year end. Mayor Cessna inquired about the outdoor event at Jax Sports Grille. Staff stated a few calls were received during the testing of the decibels and two additional calls were received later in the evening. Community Development Director Kentner stated they are still working on a few of the details for future procedures.

Commissioner Dale thanked staff, City Manager Allen, Finance Director Hitz for all the work they did to prepare and present the budget information. Commissioner Dale stated there was a good turnout for the Beef Empire Days parade and asked to have a permanent sign made for the golf cart.