

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City
August 19, 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, August 19, 2014 with all members present. Commissioner Dale opened the meeting with the Pledge of Allegiance to the Flag and Invocation.

Commissioner Law moved to approve and authorize the Mayor to proclaim August 26, 2014 as Katherine Hart 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

Commissioner Law moved to approve and authorize the Mayor to proclaim November 1, 2014 as Extra Mile Day as requested by The Extra Mile America Foundation. 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 American Institute of CPA's honored Finance Director Melinda Hitz, CPA, CGMA, as the recipient of the Outstanding CPA in Government Impact Award. The award recognizes CPA's working in federal, state and local governments who have contributed significantly to increased efficiency and effectiveness of government organization and to the growth and enhancement of the CPA.

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

The American Heart Association named the City of Garden City as a Gold Fit-Friendly Worksite.

The Governing Body discussed and asked staff to set October 1st, 2014 at 4:00 pm in Dodge City, Kansas for the annual meeting of the Southwest Kansas Coalition.

Staff provided several items of information for Governing Body review including the following: from Director of Aviation Powell the monthly enplanement and operations report, from Community Development Director Kentner the monthly building and code enforcement reports, from Finance Director Hitz the monthly financial report, from Fire Chief Shelton the monthly activity report, from Police Chief Hawkins the monthly activity report, from Public Works Director the City Link monthly report and the city projects monthly report, and from Zoo Director Newland the monthly zoo report.

Meetings of note:

- ✓ August 19 – 20, 2014 – Battle of the Badges Blood Drive at First United Methodist Church
- ✓ August 21, 2014 – Garden City Community College Student Job Fair
- ✓ August 24, 2014 – GCFD – MDA Boot Block, 9:30 a.m. – 3:00 p.m.
- ✓ August 23 – 24, 2014 – Tumbleweed Festival at Lee Richardson Zoo
- ✓ September 6, 2014 – A Wild Affair at Lee Richardson Zoo
- ✓ September 11 – 13, 2014 – Garden City Classic at Buffalo Dunes Golf Course
- ✓ September 13, 2014 – 88th Garden City Community Mexican Fiesta
- ✓ September 17, 2014 – The Mayor's "State of the City" address at Chamber Breakfast

- ✓ September 18, 2014 – Special Meeting of the City Commission at 8:30 a.m.
- ✓ September 18, 2014 – Diversity Dinner – Clarion Inn
- ✓ September 19, 2014 – Multi-Cultural Summit – GCCC
- ✓ September 20, 2014 – Fall Fest 2014
- ✓ September 20, 2014 – Chamber of Commerce Wine Tasting Event– 7:00 p.m. at the Clarion Inn
- ✓ September 29, 2014 – KDOT Local Consult meeting in Garden City, TBA
- ✓ October 11-13, 2014 – League of Kansas Municipalities Annual Conference – Wichita, Kansas

Commissioner Law moved to approve Mayor Cessna, Commissioner Doll, Commissioner Law and City Clerk Hurtado as the voting delegates and City Manager Allen as the alternative voting delegate for the City of Garden City at the League of Kansas Municipalities Annual Conference. 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

Appropriation Ordinance No. 2370-2014A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$2,053,600.27,” was read and considered section by section. Commissioner Dale moved to approve and pass Appropriation Ordinance No. 2370-2014A. 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

Ordinance No. 2662-2014, “AN ORDINANCE AUTHORIZING CONSUMPTION OF CEREAL MALT BEVERAGE AND ALCOHOLIC LIQUOR ON PUBLIC PROPERTY OWNED OR LEASED BY THE BOARD OF TRUSTEES OF GARDEN CITY COMMUNITY COLLEGE; AMENDING CODE SECTIONS 6- 35 AND 6-133; REPEALING IN THEIR ENTIRETY CURRENT CODE SECTIONS 6-35 AND 6-133; ALL TO THE CODE OF ORDINANCES OF THE CITY OF GARDEN CITY, KANSAS,” was read and considered section by section. Commissioner Fankhauser moved to approve Ordinance No. 2662-2014. 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

Commissioner Fankhauser excused himself from the bench.

Resolution No. 2596-2014, “A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF GARDEN CITY, KANSAS DETERMINING THAT THE CITY IS CONSIDERING ESTABLISHING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY AND ADOPTING A PLAN FOR THE DEVELOPMENT OF HOUSING AND PUBLIC FACILITIES IN SUCH PROPOSED DISTRICT; ESTABLISHING THE DATE AND TIME OF A PUBLIC HEARING ON SUCH MATTER, AND PROVIDING FOR THE GIVING OF NOTICE OF SUCH PUBLIC HEARING (Clarion Park Estates),” was read and considered section by section. Commissioner Fankhauser moved to approve Ordinance No. 2596-2014. 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	Abstained	Yea

Commissioner Fankhauser returned to his place at the bench.

Resolution No. 2597-2014, "A RESOLUTION PROVIDING FOR THE CREATION, MEMBERSHIP, STRUCTURE AND RESPONSIBILITIES OF A COMMUNITY HEALTH ADVISORY BOARD TO ADVISE THE GOVERNING BODY OF THE CITY OF GARDEN CITY, KANSAS, WITH REGARD TO POLICY ISSUES INVOLVING COMMUNITY HEALTH, ESPECIALLY AS IT RELATES TO THE BUILT ENVIRONMENT," was read and considered section by section. Commissioner Doll moved to approve Ordinance No. 2597-2014. 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. 2598-2014, "A RESOLUTION PROVIDING FOR THE CREATION, MEMBERSHIP, STRUCTURE AND RESPONSIBILITIES OF A PUBLIC UTILITIES ADVISORY BOARD TO ADVISE THE GOVERNING BODY OF THE CITY OF GARDEN CITY, KANSAS, WITH REGARD TO UTILITY RATES, INVESTMENTS, INFRASTRUCTURE AND MAJOR UTILITY PROJECT ISSUES INVOLVING GARDEN CITY PUBLIC UTILITIES," was read and considered section by section. Commissioner Law moved to approve Ordinance No. 2598-2014. 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

Bond Counsel Mary Carson has provided a resolution authorizing the 2014 General Obligation Bond sale for September 16th for Capital Improvement Projects and Special Assessments being levied this year. Financial Advisor Chuck Bouilly has provided the Preliminary Official Statement for Governing Body approval.

Resolution No. 2599-2014, "A RESOLUTION OF THE CITY OF GARDEN CITY, KANSAS, AUTHORIZING PUBLIC SALE OF THE CITY'S GENERAL OBLIGATION BONDS, SERIES B, 2014, IN AN ESTIMATED PRINCIPAL AMOUNT OF \$2,910,000.00; SETTING FORTH THE DETAILS OF THE PUBLIC SALE; AND PROVIDING FOR GIVING OF NOTICE THEREOF," was read and considered section by section. Commissioner Fankhauser moved to approve Ordinance No. 2599-2014. 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

Bond Counsel Mary Carson, Financial Advisor Chuck Bouilly and Staff have been working on the Special Assessment process for the streetscape improvements for the McAllister Building renovation along Seventh Street and Laurel Street.

Commissioner Law moved to approve the statement of final costs of the construction of Seventh and Laurel Streetscape Improvements in the City, as authorized by Resolution No. 2537-2013. 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 Fankhauser moved to approve the proposed assessments for the improvements. 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 accept the waivers of notice and hearing on assessments and consent to levying assessments. 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. 2663-2014, "AN ORDINANCE OF THE CITY OF GARDEN CITY, KANSAS, LEVYING SPECIAL ASSESSMENT TAXES ON CERTAIN REAL PROPERTIES IN THE CITY TO PAY A PORTION OF THE COSTS OF INTERNAL IMPROVEMENTS BENEFITING SUCH REAL PROPERTIES; PROVIDING FOR THE GIVING OF NOTICE OF SAID SPECIAL ASSESSMENT TAXES BY PUBLICATION AND MAILING; AND PROVIDING FOR THE COLLECTION OF SAID SPECIAL ASSESSMENT TAXES (Seventh and Laurel Streetscape Improvements)," was read and considered section by section. Commissioner Dale moved to approve Ordinance No. 2662-2014. 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

Mayor Cessna moved to approve the semi-annual report for the CDBG Revolving Loan Fund from Great Plains Development, Inc. 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 appoint Jeanne Winter to fill a four-year term that will end August 2018 on the Local Housing Authority Board. 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 approve the following:

1. Governing Body consideration and approval of a crossing guard agreement between the City of Garden City, Kansas and the Board of Education, Unified School District No. 457.
2. Governing Body consideration and approval of a law enforcement officer assignment agreement between the City of Garden City, Garden City Police Department and Unified School District No. 457.
3. Governing Body consideration and acceptance of utility easement from Bernard Chappel, Glen Woods Trust and RBC-LLC on Lot 2, Block 2, Chappel Heights First Addition.
4. KDOT has provided Supplemental Agreement # 1 to Agreement No. 29-13 to the City for the FY 2014 Geometric Improvement project, which is for reconstruction and widening on Kansas Avenue from Main Street to Third Street. The Supplement authorizes the project to be let and managed by the City. The Governing Body is asked to accept the agreement.
5. KDOT has approved our request to combine the 2014 and 2015 KLINK projects for reconstruction on Kansas Avenue from 400 feet

west of Center Street to Anderson Street. The Governing Body is asked to authorize the Mayor and City Clerk to execute the agreements.

6. Governing Body consideration and approval of bids received on July 29, 2014 for distribution transformers for the use in the Electric Division and to accept the bid from HD Supply Power Solutions and Stanion Wholesale Electric Company.
7. Governing Body consideration and approval of a contract extension for consulting services as outlined in an existing agreement between the Southwest Kansas Coalition (of which the City of Garden City is a member) and Pinegar, Smith & Associates, Inc.
8. Permission for Maria Graciela Molina to reserve Space 1, Lot 85, Zone J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.

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

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Absent	Yea	Yea

Commissioner Law moved that the City Commission go into executive session pursuant to K.S.A. 75-4319(b)(2) for 10 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 1:49 p.m. with City Attorney Grisell, City Manager Allen and Public Utilities Director Muirhead present. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Yea	Yea	Absent	Yea	Yea

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

At 2:00 p.m. Mayor Cessna opened the Public Hearing for the purpose of the Governing Body hearing questions, concerns and comments from the public with regard to the proposed Rural Housing Incentive District for Prairie View Acres Project.

Finney County Economic Development Executive Director Lona Duvall spoke on behalf of FCEDC and gave their support for the project.

There being no further comments from the public, Mayor Cessna closed the public hearing.

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 Dale congratulated Finance Director Hitz on her Outstanding CPA in Government award and stated he was grateful to have her as the City's Finance Director. Commissioner encouraged everyone to attend the Tumbleweed Festival on August 22, 23 and 24, 2014.

Commissioner Doll congratulated Finance Director Hitz on her award. Commissioner Doll thanked Katherine Hart for her years of service at the Finnup Foundation and asked where would this community be without her dedication and love for this city. Commissioner Doll congratulated city employees for being named a Gold Fit-Friendly city.

Commissioner Fankhauser congratulated Finance Director Hitz on her Outstanding CPA in Government award. Commissioner Fankhauser thanked Katherine Hart for her service to this community. Commissioner Fankhauser encouraged everyone to donate at the Battle of the Badges Blood Drive on August 19 and 20, 2014.

Commissioner Law congratulated Finance Director Hitz and stated she does amazing work for the city and is just another example of the great employees the City has employed. Commissioner Law congratulated Katherine Hart on her retirement.

Mayor Cessna echoed the thoughts of the other Commissioners for Finance Director Hitz and Katherine Hart. Mayor Cessna stated it was good news to see the enplanements continue to rise and will probably hit the 26,000 mark. Mayor Cessna thanked city crews that installed the new sidewalk on Campus and stated it is getting used frequently. Mayor Cessna thanked city staff for all their work on the streets and sidewalks and citizens should be proud of the great city staff and community that we live in.