

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City
January 20, 2015

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, January 20, 2015 with all members. Commissioner Dale opened the meeting with the Pledge of Allegiance to the Flag and Invocation.

Stella Hernandez voiced her concerns to the Governing Body regarding stray dogs in the County.

Commissioner Law moved to approve and allow the Mayor to proclaim the week of January 25-31, 2015 as Health Awareness Week. 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

Mayor Cessna and City Manager Allen recognized the Traffic Department as the recipient of the annual 2014 Department Safety Award, Raelene Stoecklein, Engineering Department as the recipient of the 4th Quarter Safety Recognition Award and Raelene Stoecklein, Engineering Department as the overall recipient of the 2014 Safety Recognition Program. The Water Department was recognized for the annual Most Improved Safety Record Award, based upon the Safety Committee's review of accidents/workers' compensation claims per department from 2014 and 2013.

The City received correspondence from Cox Communications regarding cost increases and an update on channel agreements.

Governing Body set Monday, February 23, 2015 for the Commission Goal Setting Retreat.

Staff provided several items of information for Governing Body review including the following: from Director of Aviation Powell, the monthly airport report, from Community Development Director Kentner the monthly building and code enforcement reports, 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 from Zoo Director Newland the monthly zoo report.

Meetings of note:

- ✓ January 20, 2015 – Pecos League of Professional Baseball (Garden City Wind) Q&A, 2:00 p.m. – City Administrative Center and 7:00 p.m. at Applebee's
- ✓ January 21, 2015 – Garden City Area Chamber of Commerce monthly breakfast – The Golf Club at Southwind at 7:30 a.m.
- ✓ Finney County Economic Development Corporation Annual meeting at the Endowment Room at Garden City Community College at 11:00 a.m.
- ✓ January 26, 2015 – Southwest Kansas Chambers of Commerce, "SW Kansas Night Out in Topeka", from 5:30 -7:30 p.m.
- ✓ January 29, 2015 - Commission Candidate Orientation at the City Administrative Center from 7:00 p.m. – 8:00 p.m.
- ✓ February 2, 2015 – Dinner with LiveWell Team and Mark Fenton from 6:00 p.m. – 7:30 p.m. location TBA
- ✓ February 3, 2015 – LiveWell Healthy Community Design Summit at the Clarion Inn, time TBA.
- ✓ February 5, 2015 – 127th Chamber Banquet featuring Kansas City Royals General Manager Dayton Moore at the Garden City High School at 6:30 p.m.

- ✓ February 18, 2015 – Garden City Area Chamber of Commerce monthly breakfast – The Golf Club at Southwind at 7:30 a.m.
- ✓ February 21, 2015 – Legislative Coffee at St. Catherine Hospital, Classroom B at 10:00 a.m.
- ✓ February 21, 2015 – Shop Small Saturday and Winter Sidewalk Sale in Downtown GC
- ✓ April 11-14, 2015 – Western Kansas Congressional Delegation reception in Washington, D.C.

Appropriation Ordinance No. 2380-2015A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$2,642,995.95,” was read and considered section by section. Commissioner Dale moved to approve and pass Appropriation Ordinance No. 2380-2015A. 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

Staff requested an amended Development Plan and Ordinance for the East Cambridge Square Phase II RHID to correct an error in the legal description and district map.

Ordinance No. 2683-2015, “AN ORDINANCE OF THE GOVERNING BODY OF THE CITY OF GARDEN CITY, KANSAS, ESTABLISHING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY AND ADOPTING A PLAN FOR THE DEVELOPMENT OF HOUSING AND PUBLIC FACILITIES IN SUCH DISTRICT, AND MAKING CERTAIN FINDINGS IN CONJUNCTION THEREWITH (East Cambridge Square Phase II Project),” was read and considered section by section. Commissioner Fankhauser moved to approve Ordinance No. 2683-2015. 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 an Amended Development Plan for East Cambridge Phase II RHID. 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

Charter Ordinance No. 28, “A CHARTER ORDINANCE EXEMPTING THE CITY OF GARDEN CITY, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-4509, WHICH ESTABLISHES POSSIBLE SENTENCING DISPOSITIONS FOR PERSONS FOUND GUILTY OF THE VIOLATION OF A CITY ORDINANCE; PROVIDING FOR SUBSTITUTE PROVISIONS ON THE SAME SUBJECT,” was read and considered section by section. Commissioner Fankhauser moved to approve Charter Ordinance No. 28. 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

Charter Ordinance No. 29, “A CHARTER ORDINANCE EXEMPTING THE CITY OF GARDEN CITY, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-4511, WHICH PROVIDES FOR WHEN THE MUNICIPAL JUDGE MAY PAROLE PERSONS CONFINED TO JAIL AS A RESULT OF A CONVICTION OF A VIOLATION OF A CITY ORDINANCE; PROVIDING FOR SUBSTITUTE PROVISIONS ON THE SAME SUBJECT,” was read and considered section by section. Commissioner Fankhauser moved to approve Charter Ordinance No. 29.

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. 2617-2015, “A RESOLUTION EXPRESSING SUPPORT FOR THE CONSTRUCTION OF AFFORDABLE MULTI-FAMILY APARTMENT UNITS TO BE LOCATED ON AN APPROXIMATELY 7 ACRE SITE ON THE WEST SIDE OF CAMPUS DRIVE, IN THE CITY OF GARDEN CITY, KANSAS (THE RESERVES AT PRAIRIE RIDGE PHASE III),” was read and considered section by section. Commissioner Doll moved to approve Resolution No. 2617-2015. 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. 2618-2015, “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 (312 W. Mary Street),” was read and considered section by section. Commissioner Law moved to approve Resolution No. 2618-2015. 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. 2619-2015, “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 (143 Cloverleaf – black 4-door Cadillac and 1606 W. Olive – blue Chevy Aveo),” was read and considered section by section. Commissioner Fankhauser moved to approve Resolution No. 2619-2015. 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 a settlement agreement between Mt. Zion Church of God in Christ and the City of Garden City, Kansas. 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 Governing Body considered two matters related to the formation of a Pecos League of Professional Baseball Team, the Garden City Wind.

Ordinance No. 2684-2015, AN ORDINANCE AUTHORIZING CONSUMPTION OF CEREAL MALT BEVERAGE AND ALCOHOLIC LIQUOR ON PUBLIC PROPERTY OWNED BY THE CITY OF GARDEN CITY, KANSAS, SPECIFICALLY CLINT LIGHTNER FIELD IN FINNUP PARK; 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 Doll moved to approve Ordinance No. 2684-2015. 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 a Facility Use Agreement between the City of Garden City, Kansas, Garden City Recreation Commission and Pecos League of Professional Baseball Clubs, LLC. 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

Staff has investigated excessive water use at the swimming pool, and requests Governing Body authority to deviate from the standard procedures of the Purchasing and Contracting Manual and negotiate replacement of portions of the recirculation system prior to the 2015 pool season.

Commissioner Doll moved to authorize staff to proceed with the Phase 1 pool work prior to the 2015 pool opening, outside of normal purchasing procedures. 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 reappoint Marlo Miller and Max Meschberger and appoint Edward Ziegler each to three-year terms that will end January 2017 on the Airport Advisory 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 Law moved to appoint Brian Schwindt to an unexpired term that will end December 2015 on the Planning Commission. 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 Dale moved to appoint Julie Christner to fill a three-year term that will end December 2017 on the Landmarks Commission. 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 Dale moved to approve the following:

1. Governing Body consideration and approval of the Amendment 1 to Task Order Number 1 between the City of Garden City and HNTB for the design and bidding services for Airport Improvement Project 3-20-0024-36.
2. Governing Body consideration and approval of bids received on January 13, 2015 for a vehicle for the Administration Department.
3. Quit Claim Deed from Dorothy Vannaman transferring Spaces 1 and 2, Lot 80, Zone D of Valley View Cemetery to Mike &/or Mary Ann Vannaman.
4. Licenses:

(2015 New)

- a) The Wilson Group, Inc. Class A General
- b) GC Electric, LLC.....Class D-E Electrical
- c) Forshee Plumbing, LLC..... Class D-P Plumbing w/ Gas

(2015 Renewal)

- d) AP Mountains States, LLC Class A General
- e) APAC-Kansas, Inc Class A General
- f) Dondlinger & Sons Construction Co. Inc Class A General
- g) Double AA Builders of California..... Class A General
- h) The Law Company, Inc Class A General
- i) Aquashield Roofing & Construction Class B General
- j) Amos Construction Class B General
- k) Bockelman Construction, LLC Class B General
- l) Builders Plus Concrete, LLC Class B General
- m) D&K Environmental, Inc..... Class B General
- n) Life Styles Home Construction, Inc Class B General
- o) McMillan Plumbing, Electric & Mechanical..... Class B General
- p) Prairie Wind Aquatics, LLC Class B General
- q) Premier Construction, LLC..... Class B General
- r) True Home Value Class B General
- s) Integrity Siding & Window, LLC..... Class C General
- t) Nationwide Builders & Contractors Class C General
- u) Ready Roofer, Inc..... Class C General
- v) RA Concrete Construction..... Class D-CO Concrete
- w) Sperry Construction, Inc Class D-MA Masonry
- x) 3G Electric, Inc Class D-E Electrical
- y) Caro's Electric, LLC Class D-E Electrical
- z) Davis Electric..... Class D-E Electrical
- aa) Heller's Electric Class D-E Electrical
- bb) J. Geier Electric Class D-E Electrical
- cc) Kugler Electric, LLC Class D-E Electrical
- dd) Lin R Rogers Electrical Contractors, Inc Class D-E Electrical
- ee) McMillan Plumbing, Electric & Mechanical..... Class D-E Electrical
- ff) Mesa Electric II..... Class D-E Electrical
- gg) Shelley Electric, Inc..... Class D-E Electrical
- hh) WesKan Electric, Inc Class D-E Electrical
- ii) Wichita Electric Co. Inc..... Class D-E Electrical
- jj) Wildcat Electric, LLC..... Class D-E Electrical
- kk) Comfort Specialist, Inc Class D-M Mechanical
- ll) Evinger's Heating & Air, Inc..... Class D-M Mechanical
- mm) Mark Young Construction, Inc Class D-M Mechanical
- nn) McMillan Plumbing, Electrical & Mechanical Class D-M Mechanical
- oo) Tatro Plumbing Co. Inc..... Class D-M Mechanical
- pp) Weber Refrigeration & Heating Inc..... Class D-M Mechanical
- qq) BT Plumbing Co Class D-P Plumbing
- rr) Frank's Plumbing, Inc..... Class D-P Plumbing
- ss) McMillan Plumbing, Electric & Mechanical Class D-P Plumbing
- tt) MMC Contractor National, Inc..... Class D-P Plumbing
- uu) Mr. G Plumbing Class D-P Plumbing
- vv) Tatro Plumbing Co. Inc..... Class D-P Plumbing
- ww) Weber Refrigeration & Heating, Inc..... Class D-P Plumbing
- xx) Wray Roofing, Inc Class D-R Roofing
- yy) BT Plumbing Co. Class E-BF Backflow Test
- zz) McDaniel Co., Inc..... Class E-BF Backflow Test
- aaa) Tatro Plumbing Co., Inc..... Class E-BF Backflow Test
- bbb) SimplexGrinnell, LP Class E-F Fire Sprinkler & Protection
- ccc) Maestas Rentals Class E-L Landlord
- ddd) Feldt Guttering & Services Class E-SOC Specialized Other
- eee) Israel's Windows & Siding Class E-SOC Specialized Other
- fff) J's Fencing & Ironworks, LLC Class E-SOC Specialized Other
- ggg) Stateline Exteriors, LLC Class E-SOC Specialized Other
- hhh) Superior Fence of Western Kansas, LLC.... Class E-SOC Specialized Other
- iii) Scheopner's Water Conditioning, LLC Class 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	Absent	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 Dale congratulated the Traffic Division, Water Department and Raelene Stoecklein on receiving the Safety awards. Commissioner Dale thanked the Safety Committee and stated it is great that the City has the safety program in place and encourages others to be safe.

Commissioner Doll thanked the Traffic Division, Water Department and Raelene Stoecklein for their hard work and stated she appreciates their work safety practices.

Commissioner Fankhauser thanked the Traffic Division, Water Department and Raelene Stoecklein. Commissioner Fankhauser stated the CO-OP project has been a hot topic and he wondered if it's not time to move on with the project and leave it to the State Fire Marshal's office. Community Development Director Kentner reported that the matter had been forwarded to the State Fire Marshal.

Commissioner Law thanked and congratulated the Traffic Division, Water Department and Raelene Stoecklein for doing a great job.

Mayor Cessna stated there are a lot of things happening in the community to help make Garden City a healthy place to live and encouraged all residents to take advantage of the many wellness opportunities available during the week and month. Mayor Cessna stated it was great to see the Traffic Department as the recipient of the annual 2014 Department Safety Award, the Water Department as the recipient of the annual Most Improved Safety Record Award, and Raelene Stoecklein as both the recipient of the 4th Quarter Safety Recognition Award and the recipient of the Annual Safety Award. Mayor Cessna commented that it shows that the City has great employees working for us. Mayor Cessna stated that he attended the Garden City Police Department Annual Awards Ceremony on January 10, 2015. Mayor Cessna commended Officer Tiffany McDermott for going above and beyond her job expectations and filling in where needed. Sergeant David Wheet and Evidence Technician Wesley Brungardt were recognized for taking the initiative of setting up a collection box in the lobby of the Law Enforcement Center for community members to dispose of old prescription drugs. It was noted that the department had received 60 pounds of drugs through the drop-off box. Mayor Cessna looks forward to the City having a strong relationship with the Pecos League and is excited to be home to the Garden City Wind beginning this summer. Mayor Cessna indicated this exciting addition is consistent with the Commission's desire to make Garden City the best place to live, work, and raise a family. Mayor Cessna encouraged residents to apply to participate in the Citizens' Academy which will begin March 5. Mayor Cessna encouraged residents to apply to participate in the Police Citizens' Academy that will also begin in March.