

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City

May 5, 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, May 5, 2015 with all members present except Commissioner Fankhauser. Commissioner Doll opened the meeting with the Pledge of Allegiance to the Flag and Invocation.

Commissioner Cessna moved to approve a request from Ms. Deann Gillen, Executive Director, Beef Empire Days to waive the daily fee and the deposit for the carnival (May 15 – May 24, 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	Absent	Yea

The Governing Body recognized and congratulated the graduates of the 2015 Garden City Citizens Academy class.

Anthony Cruz	Ruth Dunlap	Maggie Gilmore
Terri Gonzales	Blair Hollingsworth	Johnny Janda
Grace Juarez	Stephanie Juarez	Trevor Martin
Hailee Near	Chelsea Perez	Trudy Tanner

Grace Bible Church requested annexation of their property at 2595 Jennie Barker Road and service by all City utilities. Commissioner Law moved to approve an annexation agreement with Grace Bible and authorized connection to City water. 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	Absent	Yea

Public Works Director Curran provided an update on the 2015 Community Spring Cleanup.

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

Fire Chief Shelton addressed the Governing Body regarding the dates of discharge of fireworks in the city limits and will be attending the Finney County Commission meeting to discuss fireworks for 2015.

City Attorney Grisell reviewed the attached State Attorney General Opinion regarding use of private email by State employees and provided his counsel concerning use of private email by City of Garden City elected officials and staff in light of the Kansas Open Meetings Act and Kansas Open Records Act.

Staff provided the monthly sales tax report from Finance Director Hitz for Governing Body review.

Meetings of note:

- ✓ May 8, 2015 – 2nd Annual Downtown Vision Golf Tournament at The Golf Club at Southwind
- ✓ May 15, 2015 – Peace Officer’s Memorial Day Ceremony at 10:00 a.m. in front of the Law Enforcement Center, 304 N. Ninth Street
- ✓ May 20, 2015 – Garden City Area Chamber of Commerce monthly breakfast – The Golf Club at Southwind at 7:30 a.m.
- ✓ June 17, 2015 – Garden City Area Chamber of Commerce monthly breakfast – The Golf Club at Southwind at 7:30 a.m.

Appropriation Ordinance No. 2387-2015A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$2,577,579.68,” was read and considered section by section. Commissioner Law moved to approve and pass Appropriation Ordinance No. 2387-2015A. 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	Absent	Yea

Ordinance No. 2696-2015, “AN ORDINANCE AMENDING THE ZONING REGULATIONS FOR THE CITY OF GARDEN CITY, KANSAS; ADOPTING NEW ZONING REGULATIONS TO REGULATE PERMITTED USES IN THE CENTRAL BUSINESS DISTRICT (permitting funeral homes in the C-3 District)” was read and considered section by section. Commissioner Cessna moved to approve Ordinance No. 2696-2015. 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	Absent	Yea

Governing Body consideration of moving forward with the investment grade audit results that include street lighting retrofits and other energy savings facility improvement measures to City facilities by Siemens Industry, Inc.

Resolution No. 2630-2015, “A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER TAX-EXEMPT LEASE PURCHASE AGREEMENT, AND RELATED INSTRUMENTS, AND DETERMING OTHER

MATTERS IN CONNECTION THEREWITH,” was read and considered section by section. Commissioner Cessna moved to approve Resolution No. 2630-2015. 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	Absent	Yea

Resolution No. 2631-2015, “A RESOLUTION AUTHORIZING THE REMOVAL OF MOTOR VEHICLE NUISNANCES 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 (2104 N. 3rd Street – blue Cadillac, red Jeep and green Chevy mini-van, 2005 N. Main Street – beige Jamboree motorhome and 201 E. Emerson Street – beige & grey motorhome),” was read and considered section by section. Commissioner Doll moved to approve Resolution No. 2631-2015. 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	Absent	Yea

The City, Federal Railroad Administration, Kansas Department of Transportation and the BNSF Railway Company are working on the necessary documents related to the TIGER VI grant for the Southwest Chief Route Improvement Project.

Commissioner Cessna moved to approve an agreement between the City and KDOT for project administration subject to any changes made by City Attorney. 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	Absent	Yea

Commissioner Cessna moved to approve the architectural design firm for the Central Fire Station Addition and Remodel. 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	Absent	Yea

Finance Director Hitz reviewed the Enterprise & Support Funds – Electrical Capital Reserve (#67), Electric Utility (#68), Utility Deposit (#69), Water & Wastewater Utility (#80), Wastewater Repair & Replacement (#81) and Water Maintenance Reserve (#82).

Commissioner Law moved to approve the following:

1. Governing Body consideration and approval of a real estate agreement between the City of Garden City, Kansas and Duane E. West for the property located at 418-422 N. Main Street.
2. Governing Body consideration and approval of a 2015 Vegetation Mowing application from Richard D. Martin
3. KDOT has provided Agreement No. 82-15 to the City for the FY2015 Federal Fund Exchange program, which is for reconstruction of portions of Buffalo Jones Avenue and Walnut Streets.
4. Quit Claim Deed form heir of Mrs. Mary Peitz (Hobart G. Emberton) transferring Spaces 1 and 2, Lot 18, Zone F of Valley View Cemetery to Ronnie K. or Betty A. Waltz.

5. Licenses:

(2015 New)

- a) Sperry Construction.....Class A General
- b) Adeos Construction Class B General
- c) J&R Construction Class B General
- d) Thatcher Developments..... Class C General
- e) Stray Voltage, LLC Class D-E Electrical
- f) Robin Plumbing, LLC Class D-P Plumbing w/ Gas

(2015 Renewal)

- g) Freedom Electric Class D-E Electrical
- h) Cartmill Enterprises..... Class E-SOC Specialized Other
- i) Richard's Lawn & Tree Service Class E-SOC Specialized Other

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	Absent	Yea

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

Janet A. Doll, Mayor

ATTEST:

Celyn N. Hurtado, City Clerk

City Commission Reports

Commissioner Fankhauser was absent.

Commissioner Law stated he received a call from a citizen in regard to the grounds at the Cemetery and he believes they had some irrigation issues and are currently addressing the issues.

Commissioner Cessna congratulated the Citizens Academy graduates and encourages all citizens to take part in the academy. Commissioner Cessna noted that he thought items during Spring Cleanup seemed low. Commissioner Cessna stated he was happy to see the TIGER Grant moving forward.

Commissioner Dale congratulated the Citizens Academy graduates and encouraged all to attend the Citizens Academy and the CIP meetings. Commissioner Dale thanked God for the recent rainfall.

Mayor Doll congratulated the Citizens Academy graduates and hopes it inspires people to get involved with their communities. Mayor Doll thanked the Planning and Community Development Department for the pre-meeting topic on the Community Housing Assessment Team and stated it will be a useful tool.