

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City

August 4, 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, August 4, 2015 with all members present. Commissioner Fankhauser opened the meeting with the Pledge of Allegiance to the Flag and Invocation.

David Crase congratulated the Governing Body on the announcement of the new dairy development and stated it's been a process that's involved both current Commissioners and past Commissioners as well. Mr. Crase also requested that the Elephant Stakeholder committee make sure they check out the possibilities of Lee Richardson's current facilities.

Randy Partington, ESGR (Employer Support of the Guard and Reserve) Area Chair for Southwest Kansas, recognized the Garden City Police Department as a nominee for the 2015 Freedom Award.

The Safety Committee recognized Matt Bribiesca, Journeyman Lineman in the Electric Department, as the second quarter 2015 Safety Recognition winner.

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

Staff identified several items that should be addressed in the off-season at the Big Pool and should be completed in a manner in which will allow the facility to open on schedule for the 2016 season.

Commissioner Cessna moved to approve and authorize staff to proceed with the improvements needed at the Big Pool not to exceed \$150,000. 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

Fire Chief Shelton and Interim Police Chief Prewitt provided an update on fireworks-related calls.

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

Meetings of note:

- ✓ August 1, 2015 – Downtown Summer Sidewalk Sale starting at 7:30 a.m.
- ✓ August 13, 2015 – Southwest Kansas Business Leadership conference at the Clarion Inn Ballroom from 8:00 a.m. – 4:00 p.m.
- ✓ August 15, 2015 Downtown Shop Small Saturday
- ✓ August 15, 2015 – Banner Art Walk Preview downtown from 4:00 p.m. – 6:00 p.m.
- ✓ August 19, 2015 – Garden City Area Chamber of Commerce monthly breakfast at The Golf Club at Southwind at 7:30 a.m.
- ✓ August 29, 2015 – Garden City Area Chamber of Commerce 10th Annual Wine Tasting Event at the Clarion Inn at 7:00 p.m.
- ✓ September 12, 2015 – A Wild Affair: Celebrating Funky Monkey Style at Fynnup Center for Conservation Education at 6:00 p.m.
- ✓ September 16, 2015 – Garden City Area Chamber of Commerce monthly breakfast at The Golf Club at Southwind at 7:30 a.m.
- ✓ September 19, 2015 – Fallfest 2015, Downtown District from 8:30 a.m. – 3:00 p.m.
- ✓ October 1, 2015 – Cultural Diversity Breakfast & Multicultural Summit
- ✓ October 17, 2015 – Boo at the Zoo at 4:00 p.m.
- ✓ October 21, 2015 – Garden City Area Chamber of Commerce monthly breakfast at The Golf Club at Southwind at 7:30 a.m.

Appropriation Ordinance No. 2393-2015A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$4,433,694.90,” was read and considered section by section. Commissioner Fankhauser moved to approve and pass Appropriation Ordinance No. 2393-2015A. 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	Yea	Yea

At the April 2, 2013 election, a majority of the electors of the City of Garden City, Kansas approved the continuation of the 0.50% retailers’ sales tax in the City previously authorized in 2005 and schedule to sunset in 2015, with revenues from the tax to be used to stabilize the City’s ad valorem property tax levy and finance construction and maintenance of transportation improvements. The attached ordinance is required by the Kansas Department of Revenue regarding the sales tax that was approved.

Ordinance No. 2703 - 2015, “AN ORDINANCE LEVYING A CITY RETAILERS’ SALES TAX IN THE AMOUNT OF 0.50% WITHIN THE CITY OF GARDEN CITY, KANSAS,” was read and considered section by section. Commissioner Fankhauser moved to approve Ordinance No. 2703-2015. 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 Cessna moved to approve the use of temporary financing for the Central Fire Station addition to allow for construction to begin this fall. 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

With the completion of the mid-year review of the 2015 budget and the adoption of the 2016 budget, the Governing Body was asked to consider and approve the 2015 General Obligation Bond issue, and adopt a resolution setting the bond sale for September 1, 2015 at 11:00 a.m.

Resolution No. 2641 - 2015, "A RESOLUTION OF THE CITY OF GARDEN CITY, KANSAS, AUTHORIZING PUBLIC SALE OF THE CITY'S GENERAL OBLIGATION BONDS, SERIES 2015, IN AN ESTIMATED PRINCIPAL AMOUNT OF \$9,940,000.00; SETTING FORTH THE DETAILS OF THE PUBLIC SALE; AND PROVIDING FOR GIVEN NOTICE THEREOF," was read and considered section by section. Commissioner Fankhauser moved to approve Resolution No. 2641-2015. 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 Cessna moved to approve a Development Agreement with Meadowlark Dairy Nutrition, LLC. 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 Cessna moved to approve a Lease with Option to Purchase with Meadowlark Dairy Nutrition, LLC. 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 the following:

1. Governing Body consideration and approval of the Lease Agreement between First Bank and the City of Garden City for the annual lease of a

Bobcat loader with bucket and pallet forks for the Garden City Regional Airport.

2. Governing Body consideration and acceptance of bids received July 28, 2015 for the following projects:

a) Mary Street Lift Station Rehabilitation

MARY STREET LIFT STATION REHABILITATION		
BIDDER	BID AMOUNT	
Engineer's Estimate	\$ 130,000.00	
Dreiling Construction LLC	\$ 92,574.00	LOW
Smoky Hill LLC	\$ 153,000.00	

b) Garden City Regional Airport Wastewater Lagoon Rip-rap.

Garden City Regional Airport Wastewater Lagoon Rip-Rap				
BIDDER	BASE BID	ALTERNATE No. 1	GRAND TOTAL	
Engineer's Estimate	\$ 76,000.00	\$ 17,400.00	\$ 93,400.00	
Smoky Hill, LLC, Salina KS	\$ 63,802.00	\$ 13,398.00	\$ 77,200.00	LOW

3. Governing Body consideration and approval of a development agreement estoppel certificate between the City of Garden City, Kansas and Schulman Crossing Partners, LLC.
4. Governing Body consideration and approval of the semi-annual report for the CDBG Revolving Loan Fund on behalf of Great Plains Development, Inc.
5. Permission for Angela Chairez to reserve Space 5, Lot 62, Zone J of Valley View Cemetery for the consideration of \$50.00 for the period of one year.
6. Licenses:

(2015 New)

- a) Ron's Sign Company.....Class D-1 Sign Installation

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	Yea	Yea

Commissioner Law moved that the City Commission go into executive session pursuant to K.S.A. 75-4319(b)(2) for 30 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 2:24 p.m. with City Attorney Grisell, Public Utilities Director Muirhead and Community Development Director Kentner present. 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 Doll stated no action was taken.

Commissioner Cessna moved that the City Commission go into executive session pursuant to K.S.A. 75-4319 (b)(6) for 10 minutes for the purpose of preliminary discussion relating to the acquisition of real property and that the City Commission reconvene into open session in the City Commission Chambers at 2:26 p.m. with City Attorney Grisell, Public Utilities Director Muirhead, Community Development Director Kentner and City Engineer Cottrell 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	Yea	Yea	Yea

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

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 congratulated Matthew Bribiesca on his safety award and mentioned it is great to see someone step up and do something without having to be told. Commissioner Fankhauser commented that the Pro-Am golf tournament starts this week and there are some great players to go and watch.

Commissioner Cessna congratulated Matthew Bribiesca and the Garden City Police Department for their recognitions. Commissioner Cessna stated he has heard only good things about the three-lane traffic configuration on Main Street and the street sealing around the City. Commissioner Cessna stated the first day of school (a half day) will be August 13 and the first full day of school will be August 14.

Commissioner Dale thanked Matthew Bribiesca for going above and beyond, actions that earned him the safety award. Commissioner Dale thanked the Police Department for all their work they do every day and congratulated them on the Patriot Award nomination. Commissioner Dale asked Commissioners and staff to set a date for a meeting to discuss the Governing Body terms and how they will be affective by new state legislation.

Mayor Doll said she appreciates the work done by the Police and Fire Departments over the Fourth of July holiday and stated she made the suggestion of not allowing fireworks on July 5 next year. Mayor Doll congratulated the Police Department and Matthew Bribiesca for their recognition. Mayor Doll stated she attended the Garden City High School Buffalo Broadcasting ribbon cutting for the new all 80's radio station, KBFZ-LP at 101.7 FM.

Commissioner Law thanked the Police Department, Electric Department and Matthew Bribiesca for their recent recognitions and awards and stated employees make life better in Garden City. Commissioner Law stated that he felt fireworks discharge went better this year; however, he feels it still went a little long. Commissioner Law thanked the Police and Fire Departments for the time and effort they put in this year to communicate with the public during the Independence Day holiday.