

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City
December 15, 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, December 15, 2015 with all members present except Commissioner Cessna. Commissioner Law opened the meeting with the Pledge of Allegiance to the Flag and the Invocation.

There will be no Town Hall meeting of the Governing Body in December.

A Special Meeting of the Governing Body will be held on Tuesday, December 29, 2015 at 9:00 a.m. for the purpose of a public hearing for the amendment of funds in the 2015 budget and electric rate adjustments.

City Manager Allen and City Attorney Grisell updated the City Commission on the status of the claim submitted for property tax valuation errors made by Finney County.

City Manager Allen introduced and congratulated the new Chief of Police, Michael Utz.

Staff provided several items of information for Governing Body review including the following: from Director of Aviation Powell, the monthly activity report, from Neighborhood & Development Services Director Kentner the building report, from Cemetery Director Stevenson the monthly activity report, from Public Works Director Curran the city projects update, from Fire Chief Shelton the monthly activity report, from Interim Police Chief Prewitt the monthly activity report and from Zoo Director Newland the monthly report.

Meetings of note:

- ✓ December 12, 2015 – Tuba Christmas Concert on Grant Avenue at 3:00 p.m.
- ✓ December 16, 2015 – Garden City Area Chamber of Commerce breakfast at The Golf Club at Southwind – 7:30 a.m.
- ✓ December 29, 2015 – Special Meeting of the City Commission at 9:00 a.m. at the City Administrative Center, Commission Chambers
- ✓ January 25, 2016 – Southwest Kansas Chambers of Commerce “SW Kansas Night Out in Topeka” at Capitol Plaza in Topeka – 5:00 – 8:00 p.m.
- ✓ February 11, 2016 – Garden City Area Chamber of Commerce Banquet, time and location TBA.

Appropriation Ordinance No. 2402-2015A, “AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$2,522,838.16,” was read and considered section by section. Commissioner Law moved to approve and pass Appropriation Ordinance No. 2402-2015A. Commissioner Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

K.S.A. 12-517 requires the City to declare by resolution the entire boundary of the city in any year in which territory has been added to or excluded from the city.

Resolution No. 2647-2015, “A RESOLUTION DECLARING THE BOUNDARIES OF THE CITY OF GARDEN CITY, KANSAS AS OF THE 1ST DAY OF JANUARY 2016,” was read and considered section by section. Commissioner Law moved to approve Resolution No. 2647-2015. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Commissioner Fankhauser moved to approve a Contract for Conveyance of Real Estate by Warranty Deed, for right-of-way and property for the Kansas Avenue widening project, from Normalea Ragel. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Finance Director Hitz provided the annual Capital Improvement Reserve Fund (05) transfers.

Commissioner Fankhauser moved to approve the annual Capital Improvement Reserve Fund (05) transfers for Governing Body as presented. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Commissioner Fankhauser moved to authorize a Public Hearing on December 29, 2015 at 9:00 a.m. for the amendment to these listed funds in the 2015 Budget: Recreation Commission, Capital Improvement Reserve, 126a13 Revolving, Special Rec & Parks, Project Development and Solid Waste. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Commissioner Law moved to approve the Task Order Number 3 between the City of Garden City and HNTB for design services for Airport Improvement Program (AIP) 3-20-0024-38 - Taxilane and ARFF/Fuel Farm Access Road Reconstruction at Garden City Regional Airport. Commissioner Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Commissioner Fankhauser moved to approve an interlocal agreement for Neighborhood & Development Services between the City of Garden City and Finney County. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Commissioner Law moved to direct staff to draft an ordinance to lower the Residential Electric Monthly Customer Charge, and reduce the amount of revenue that currently is directed into cash reserves and present it at the next City Commission meeting. Mayor Doll seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Commissioner Law moved to reappoint Susan Escareno to serve on the Alcohol Fund Advisory Committee to a three-year term from January 1, 2016 – December 31, 2018. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
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Absent Yea Yea Yea Yea

Commissioner Law moved to reappoint Melissa Gallegos to serve a three-year term from January 1, 2016 – December 31, 2018 on the Art Grant Committee. Mayor Doll seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Nay	Yea

Mayor Doll moved to reappoint Jette Desalvo, Beth Koksall and Judy Nusser to each serve three-year terms from January 1, 2016 - December 31, 2018 on the Community Health Advisory Board. Commissioner Dale seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Mayor Doll moved to reappoint Julie Christner and Keith Collins to serve three-year terms from January 1, 2016 - October 31, 2018 on the Traffic Advisory Board. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Commissioner Fankhauser moved to deny the request from the Traffic Advisory Board to install additional stop signs at the intersection of Sixth Street and Pine Street. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

Commissioner Law moved to approve the following:

1. Governing Body consideration and acceptance of an Indigent Defense Agreement authorizing the City of Garden City, Kansas to retain Robert J. Kennington, an attorney licensed in the State of Kansas to represent indigent defendants who qualify for court-appointed attorneys in the Municipal Court of the City.
2. KDOT has provided Supplemental Agreement # 2 for Project No. 156-28 U-0154-01, for the combined 2014, 2015, and 2016 KLINK project for Governing Body consideration and approval.
3. Quit Claim Deed from Alan L. &/or LeiLani L. Orr transferring Space 6, Lot 74, Zone K of Valley View Cemetery to Russ Knaus.
4. Permission for Perry Smith to reserve Spaces 3 and 4, Lot 8, Zone J of Valley View Cemetery for the consideration of \$100.00 for the period of one year.
5. Licenses:

(2016 Renewal)

Carniceria Garcia Market	Cereal Malt Beverage
El Remedio Market.....	Cereal Malt Beverage
Express Corner	Cereal Malt Beverage
Fulton Convenience Store	Cereal Malt Beverage
Quicker Mart	Cereal Malt Beverage
U Pump It #203	Cereal Malt Beverage
U Pump It #207	Cereal Malt Beverage
U Pump It #212	Cereal Malt Beverage
Walgreens #7972.....	Cereal Malt Beverage

Walmart Neighborhood Market.....	Cereal Malt Beverage
Walmart Neighborhood Market – Fuel Station	Cereal Malt Beverage
Wheatlands Country Store.....	Cereal Malt Beverage
Agave Restaurant	Cereal Malt Beverage
Carniceria Garcia Restaurant.....	Cereal Malt Beverage
El Remedio Restaurant.....	Cereal Malt Beverage
El Zarape of Garden City	Cereal Malt Beverage
Garden Bowl.....	Cereal Malt Beverage
Hard Rock Lanes	Cereal Malt Beverage
Mariscos Puerto Nuevo	Cereal Malt Beverage
Plank’s BBQ.....	Cereal Malt Beverage
Taco Salinas	Cereal Malt Beverage
Tacos El Tapatio.....	Cereal Malt Beverage
Robinson Construction LLC	Class A General
BG Construction Inc.....	Class A General
American Warrior Construction	Class A General
American Warrior Construction	Class B General
Aqua Shield Roofing & Construction LLC	Class B General
Bernard Adam	Class B General
Byerly Construction	Class B General
Casco Homes Inc.	Class B General
Garden City Habitat for Humanity	Class B General
J2 Construction Inc.....	Class B General
JKL Construction, Inc.	Class B General
Lifestyles Home Construction Inc.....	Class B General
Martin Builders.....	Class B General
McGaughey Construction.....	Class B General
Mid Plains Construction	Class B General
PDQ Tower Services Inc.	Class B General
Poorboy Enterprises	Class B General
Pro-Build Company LLC	Class B General
Omni Construction Company Inc.....	Class B General
Outlaw Enterprises	Class B General
RC Electric LLC.....	Class B General
S&S Enterprises	Class B General
Stoecklein Construction.....	Class B General
Stucky Builders LLC.....	Class B General
Travers Construction, Inc.	Class B General
TNT Construction.....	Class B General
Ward’s Garden Center, Inc.	Class B General
Waltz Construction	Class B General
Brungardt Plumbing LLC.....	Class B General
RJ’s Plumbing and General Contracting Inc.	Class B General
D&H Mobile Homes Inc.	Class B General
Bockelman Construction LLC	Class B General
Baier Electric	Class D-E Electrical
Freedom Electric Inc.	Class D-E Electrical
J Geier Electric	Class D-E Electrical
LJs Electric	Class D-E Electrical
Mesa Electric II	Class D-E Electrical
RC Electric LLC	Class D-E Electrical
Stray Voltage LLC	Class D-E Electrical
Stegman Brothers Electric Inc.....	Class D-E Electrical
Stiltner Electric	Class D-E Electrical
Shambaugh & Son, LP	Class D-E Electrical
Vancampen Electric.....	Class D-E Electrical
Luminous Neon Inc.	Class D-SI Sign
Brungardt Plumbing LLC.....	Class D-P Plumbing
Dimond Plumbing	Class D-P Plumbing
Frank’s Plumbing LLC.....	Class D-P Plumbing
Glassman Corporation.....	Class D-P Plumbing
Mesa Plumbing	Class D-P Plumbing
RJ’s Plumbing and General Contracting Inc.	Class D-P Plumbing
Shambaugh & Son, LP	Class D-P Plumbing
Evingers Heating & Air Conditioning.....	Class D-P Plumbing
Glassman Corporation.....	Class D-P Plumbing
IMAC & Heating LLC	Class D-P Plumbing
J&J Heating & Air.....	Class D-P Plumbing
Schindler Elevator Corporation	Class D-P Plumbing
Schindler Elevator Corporation	Class D-P Plumbing
Shambaugh & Son, LP	Class D-P Plumbing
William’s Heating & Air Conditioning.....	Class D-P Plumbing
A-R Roofing, LLC	Class D-R Roofing
Weathercraft Co. of Garden City.....	Class D-R Roofing
Wray Roofing Inc.....	Class D-R Roofing

Mr. Pool..... Class D-SUP Unlimited Swimming Pool
 Dreiling Rentals..... Class E-L Landlord
 Javier Olguin Class E-L Landlord
 Brungardt Plumbing LLC..... Class E-BF Backflow
 Total Fire Protection, Inc..... Class E-F Fire Sprinkler & Protection
 Shambaugh & Son, LP Class E-F Fire Sprinkler & Protection
 American Handyman..... Class E-SOC Specialized Other
 DV Enterprises, LLC..... Class E-SOC Specialized Other
 E&L Lawncare Class E-SOC Specialized Other
 Garden True Value Class E-SOC Specialized Other
 Garden True Value Class E-SOC Specialized Other
 Gary's Glass Services LLC Class E-SOC Specialized Other
 Israel's Windows & Siding Class E-SOC Specialized Other
 Kel's TLC..... Class E-SOC Specialized Other
 MJT Construction..... Class E-SOC Specialized Other
 Nieman's Siding & Home Improvements Class E-SOC Specialized Other
 Precision Siding & Construction Co..... Class E-SOC Specialized Other
 Ramos Concrete Class E-SOC Specialized Other
 Richard's Lawn and Tree Services..... Class E-SOC Specialized Other
 Roth Glass And Framing, 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
Absent	Yea	Yea	Yea	Yea

Commissioner Fankhauser moved that the City Commission go into executive session pursuant to K.S.A. 75-4319(b)(1) for 25 minutes for the purpose of discussing matters of non-elected personnel and their contractual obligations because if this matter were discussed in open session it might invade the privacy of those discussed and that the City Commission reconvene into open session in the City Commission Chambers at 2:30 p.m. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

Cessna	Dale	Doll	Fankhauser	Law
Absent	Yea	Yea	Yea	Yea

At the expiration of the designated time, and in open session, Commissioner Fankhauser moved to extend the executive session for 15 minutes or until 2:45 p.m. Commissioner Law seconded the motion. The vote was taken by yeas and nays and recorded as follows:

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 Law stated that his vote to not appoint Sean Collins to the Art Grant Committee was no reflection on either Sean or Melissa Gallegos, but rather an opportunity to reappoint a citizen that is interested and has already served on the board. Commissioner Law congratulated newly appointed Police Chief Utz and said he is looking forward to working with him in the future. Commissioner Law wished everyone a Merry Christmas and commented that it's been an amazing year and he is looking forward to a great 2016.

Commissioner Fankhauser stated the housing update was good information and thanked Assistant Director Davidson for her presentation. Commissioner Fankhauser congratulated new Police Chief Utz and stated he has a big challenge ahead of him. Commissioner Fankhauser wished everyone a Merry Christmas and said it has been an unbelievable year and it would be hard to duplicate it.

Commissioner Cessna was absent.

Commissioner Dale stated there was a good Christmas parade this year. Commissioner Dale congratulated Chief Utz and stated it was an excellent choice for the new Chief of Police. Commissioner Dale thanked City Manager Allen and staff for the Police Chief assessment center and stated there were great applicants and it was a very hard choice. Commissioner Dale reminded everyone to take a moment and remember the Armed Forces that are away from their families this holiday season and to give thanks for our freedom.

Mayor Doll congratulated Police Chief Utz and wished him the best of luck with the new job. Mayor Doll thanked Assistant Director Davidson for her presentation on the RHID presentation. Mayor Doll stated that her vote regarding the Art Grant Committee was based on the opportunity to reappoint and allow a citizen to serve their second term on an advisory board.