

THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City

July 19, 2016

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, July 19, 2016 with all members present. Commissioner Doll opened the meeting with the Pledge of Allegiance to the Flag and the Invocation.

Water Resource Manager Jones provided an update on water consumption at the Big Pool for the 2016 season.

Staff provided items of information for Governing Body review including the following: from Director of Aviation Powell the monthly activity report, from Finance Director Hitz the monthly financials, from Fire Chief Shelton the monthly activity report, and from Zoo Director Newland the monthly report.

Meetings of note:

- July 27 - 31, 2016 - Finney County Fair
- July 30, 2016 - Downtown Summer Sidewalk Sales featuring the 2nd Annual Downtown ChowDown, Watermelon Feed and Sidewalk Chalk Art Contest August 2, 2016 - Field Day - Water Technology Farm at T & O Farms, LLC (located South of Garden City on HWY 83 15.5 miles) at 10:00 a.m.
- August 10 - 14, 2016 - Southwest Kansas Pro-Am
- August 20, 2016 - Downtown Vision's 2016 Banner Art Walk, 4:00-6:30 p.m.; Reception at GC Arts, 6:30-8:00 p.m.
- August 27, 2016 - Garden City Area Chamber of Commerce 10th Annual Wine Tasting Event at the Clarion Inn at 7:00 p.m.
- September 5 - 11, 2016 - Garden City Charity Classic / Symetra Tour
- September 17, 2016 - Fall Fest 2016, Main Street, Grant Avenue and Stevens Park - 8:30 a.m. - 3:30 p.m.
- November 5, 2016 - Banner Art Auction, Clarion Inn - 6:30 p.m.
- December 4, 2016 - Downtown Evening Christmas Parade, Main Street - 6:30 p.m.

Appropriation Ordinance No. 2415A-2016A, "AN APPROPRIATION ORDINANCE MAKING CERTAIN APPROPRIATIONS FOR CERTAIN CLAIMS IN THE AMOUNT OF \$1,730,145.48" was read and considered section by section. Commissioner Doll moved to approve and pass Appropriation Ordinance No. 2415A-2016A. 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 a resolution providing direction to the Garden City Police Department and the establishment of uniform practices concerning issuance of Own Recognizance Bonds for individuals arrested for violations of the Code of Ordinances.

Resolution No. 2660-2016, "A RESOLUTION ESTABLISHING BOND PROCEDURES FOR MUNICIPAL COURT" was read and considered section by section. Commissioner Doll moved to approve Resolution No. 2660-2016. 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 1:30 p.m., Mayor Law opened the public hearing for the purpose of the Governing Body hearing questions, concerns and comments from the public in regards to the proposed 2017 Budget for the City of Garden City.

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

Commissioner Cessna moved to approve and authorize the certificate of the budget, which summarizes the maximum levy of property tax, \$6,887,127 for specific taxing funds, establishes the maximum expenditure for all funds of the City's budget and totals \$108,788,106 (including transfers and Recreation Commission). 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

Assistant to the City Manager Cottrell presented the bid results from July 13, 2016 for the US-83 widening and access road project related to the Meadowlark Dairy Nutrition plant. The single bid received exceeded the Engineer's Estimate. The project will be advertised for an August 10, 2016 bid opening.

Commissioner Cessna moved to reject the bids received July 13, 2016 as it exceeded the Engineer's Estimate. Commissioner Fankhauser seconded the motion. The vote was taken by yeas and nays and recorded as follows:

	Engineer's Estimate	Sporer Land Development, LLC
Base Bid	\$627,900.50	\$778,900.45
Base Bid + Alternate #1	\$1,234,143.50	\$1,350,515.95
Base Bid + Alternate #2	\$1,280,409.50	\$1,440,043.95

Commissioner Cessna moved to direct staff and City Attorney Grisell to prepare an ordinance to reflect fees related to the new Columbarium at Valley View Cemetery as follows:

Top Row	\$1,000.00
Second Row	\$900.00
Third Row	\$800.00
Bottom Row	\$700.00

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 Cessna moved to approve a Financial Management Guidelines document which ensures the City is financially able to meet its immediate needs, plan for long-term goals and keep accountability to the public. Commissioner Doll seconded the motion. The vote was approved 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 the excess Law Enforcement Center Sales Tax Funds as presented in Alternate No. 1 of the staff memorandum with the addition of \$3,500.00 for LEC radio tower repairs. 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 Doll moved to approve the following:

1. The Governing Body considered and approved an Agreement No. 302-16 with KDOT for the FY 2017 KLINK project, on Kansas Avenue from 350 feet west of Crestway Drive to 550 feet east of Crestway Drive.
2. The Governing Body considered and approved supplemental agreements with KDOT for the Kansas Avenue Widening project and the 2016 KLINK project.
3. The Governing Body considered and approved a lease agreement for 306 North 6th Street between the City of Garden City and Aaron Stewart, Garden City Recreation Commission Superintendent.
4. The Governing Body considered and approved the proposed agreement between USD 457 and the GCPD School Resource Officers for the 2016-2017 school year.
5. The Governing Body considered and approved the proposed Crossing Guard Agreement between USD 457 and the GCPD for the 2016-2017 school year.
6. The Governing Body considered and approved a license for July 19, 2016.
7. Quit Claim Deed from Antonio S. Mesa transferring Space 2, Lot 717, Zone Brookover of Valley View Cemetery to Sister Clara Martinez.
8. Quit Claim Deed from Antonio S. Mesa transferring Spaces 4 & 5, Lot 717, Zone Brookover of Valley View Cemetery to brother Pasquele "Lino" Mesa.
9. The Governing Body considered and approved the proposed First Addendum to Lease Agreement ("Lease Addendum") and First Addendum to Promissory Note ("Note Addendum") related to the original Promissory Note ("Note") and Lease Agreement ("Lease") entered into by and between the City of Garden City, Kansas ("City") and TekVet Technologies Co. ("TekVet").

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 Doll moved that the City Commission go into executive session pursuant to K.S.A. 75-4319 (b)(6) for 20 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 2:25 p.m. with City Manager Allen, Assistant City Manager Cunningham, City Attorney Grisell, Public Works Director Curran, Public Utilities Director Muirhead, Finance Director Hitz, Superintendent of Public Grounds Liebelt, Water Resource Manager Jones
 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 expiration of the designated time, and in open session, Commissioner Cessna moved to extend the executive session for 20 minutes or until 2:45 p.m.

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 Law stated no binding action was taken.

Commissioner Doll 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 2:58 p.m. with City Attorney Grisell and Public Utilities Muirhead. 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 expiration of the designated time, and in open session, Mayor Law stated no binding action was taken.

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

Chris Law, Mayor

ATTEST:

Celyn N. Hurtado, City Clerk

City Commission Reports

Commissioner Doll had no comments.

Mayor Law asked about 2016 Mosquito spraying. Public Works Director Curran answered that crews have sprayed the Talley Trail, baseball and softball fields and Lee Richardson Zoo and commented if the public has any areas that need to be sprayed to please contact the Public Works Department 620-276-1260.

Commissioner Fankhauser commented that the Financial Management Guideline was impressive and will be beneficial for all employees. Commissioner Fankhauser thanked staff and stated it was good work. Commissioner Fankhauser stated a concerned citizen regarding stormwater along Harvest Lane. Neighborhood Development Services Director Kentner stated it is a low level area.

Commissioner Cessna commented that the Financial Management Guideline is a very in-depth and well written document that meets the City Commission's goals. Commissioner Cessna asked how the clean-up was going since the recent storm that passed through Garden City. Public Works Director Curran stated crews were out picking up branches and commented if the public has any limbs that need picked up to please contact Public Works Department 620-276-1260.

Commissioner Dale had no comments.