

THE SPECIAL MEETING OF THE BOARD OF COMMISSIONERS

City of Garden City
November 10, 2016

The special meeting of the Board of Commissioners of the City of Garden City was held at 9:00 a.m. at the City Administrative Center on Thursday, November 10, 2016 with all members present except Commissioner Fankhauser. Mayor Law opened the meeting.

Mayor Law read the Call for Special Meeting, which was signed by all the Commissioners present.

Ryan McCune with ASM Engineering and Jim Orr with TP&L spoke on the plans for the buffer area. Lori Carter, Tim Livermore, Dawn Schultz, Duane Geier, Lon Pishny and Christine Joy addressed the Governing Body regarding their opposition to the rezoning of the property.

City Attorney Grisell explained the options under K.S.A. 12-757(f)(1) to approve or override the recommendation from the Planning Commission. In order for the Governing Body to approve the recommendation of the Planning Commission a 3/4ths vote of all the members of the Governing Body is required. To override the recommendation of the Planning Commission, a 2/3rds vote of all the members of the Governing Body is required. Either way, with Commissioner Fankhauser abstaining, the vote must be 4-0. To return the matter back to the Planning Commission, with reasons included for resubmission to the Planning Commission, the required vote would be 3-1.

Ordinance No. 2747-2016, "AN ORDINANCE APPROVING THE REZONING OF LAND FROM "I-3" HEAVY INDUSTRIAL DISTRICT, FINNEY COUNTY, KANSAS TO "I-3" HEAVY INDUSTRIAL DISTRICT, GARDEN CITY, KANSAS; AND APPROVING THE REZONING OF LAND FROM "A" AGRICULTURAL DISTRICT, FINNEY COUNTY, KANSAS TO "I-3" HEAVY INDUSTRIAL DISTRICT, GARDEN CITY, KANSAS; AMENDING THE ZONING ORDINANCE, THE COMPREHENSIVE PLAN OF THE CITY, AND THE DISTRICT ZONING MAP OF THE CITY; REPEALING THE CURRENT ZONING ORDINANCE, COMPREHENSIVE PLAN, AND DISTRICT ZONING MAP; ALL TO THE CODE OF ORDINANCES OF THE CITY OF GARDEN CITY, KANSAS" was read and considered section by section. Commissioner Dale moved to approve Ordinance No. 2747-2016. 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	Absent	Yea

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

Chris Law, Mayor

ATTEST:

Celyn N. Hurtado, City Clerk