

April 19, 2011

CITY COMMISSION MINUTES

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7:00p.m.

The regular meeting of the Junction City City Commission was held on Tuesday, April 19, 2011 with Mayor Mike Rhodes presiding.

The following members of the Commission were present: Terry Heldstab, Scott Johnson, Mike Rhodes, Ken Talley, and Jack Taylor. Staff present was: City Manager Gerry Vernon, City Attorney Catherine Logan, and City Clerk Tyler Ficken.

PUBLIC COMMENT

Judd Liebau of Intrust Bank stated that he would like to work toward resolving the issue of unpaid property taxes at the Village at Freedom Place development. Mr. Liebau stated that the project can be foreclosed upon or the City can allow inspections to continue. Mr. Liebau stated that Intrust would be able to pay a portion of the taxes so that the project may be completed. Mr. Liebau stated that proceeds from the project would go toward paying the delinquent taxes and not to the developer. Mr. Liebau stated that soldiers are waiting to move in. Mayor Rhodes stated that this item needs to appear on a future agenda under New Business. Commissioner Johnson stated that this project received a 95% tax rebate, and he cannot imagine how the developer does not have enough money.

Jonice Pitts thanked the outgoing Commissioners for their support of Juneteenth, and reminded the community that Juneteenth is scheduled for June 10th & 11th this year.

County Commissioner Larry Hicks of 625 Tallgrass Dr. thanked the outgoing Commissioners for their dedication to the City.

Michael Douglas representing the VFW asked for an explanation as to why the City is unable to fund the Easter egg hunt at North Park this year. He stated that he simply needs to provide an explanation to his organization. Mayor Rhodes stated that due to the City's financial situation, the City is unable to provide funds for the event.

Delilah Hamilton stated that her grandson was hit by a car on 18th Street. She stated that the crosswalk needs to be improved for safety. He suggested replacing the yellow flashing light with a red flashing light; she also suggested lowering the speed limit on 18th St. She stated that her grandson is now afraid to cross the street. She stated that she would like to see a solution to this problem.

CONSENT AGENDA

The consideration and approval of **Appropriation Ordinance A-8-2011** dated March 31, 2011 through April 13, 2011 in the amount of \$925,390.01. Commissioner Taylor moved, seconded by Commissioner Heldstab to approve the Consent Agenda as presented. Ayes: Heldstab, Johnson, Rhodes, Talley, Taylor. Nays: none. Motion carried.

Approval of the **April 5, 2011** City Commission Meeting Minutes. Commissioner Taylor moved, seconded by Commissioner Heldstab to approve the Consent Agenda as

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presented. Ayes: Heldstab, Johnson, Rhodes, Talley, Taylor. Nays: none. Motion carried.

The consideration and approval for the disposal of Fire Department Surplus Property. Commissioner Taylor moved, seconded by Commissioner Heldstab to approve the Consent Agenda as presented. Ayes: Heldstab, Johnson, Rhodes, Talley, Taylor. Nays: none. Motion carried.

Consideration and approval of ambulance contractual obligation adjustments and bad debt adjustments. Commissioner Taylor moved, seconded by Commissioner Heldstab to approve the Consent Agenda as presented. Ayes: Heldstab, Johnson, Rhodes, Talley, Taylor. Nays: none. Motion carried.

SPECIAL PRESENTATIONS

Mayor Rhodes presented the Pennell Proclamation

Mayor Rhodes presented the Arbor Day Proclamation

The Department of Kansas, Veterans of Foreign Wars of the United States presented the Kansas VFW Law Office of the Year to Detective Sergeant Tricia Giordano.

UNFINISHED BUSINESS

The consideration and approval of S-3092 to deny Special Use Permit to install a communications tower in the southeast corner of Highland Cemetery. **(Final Reading, Planning & Zoning Director Yearout Presenting)**. Commissioner Johnson stated that he felt there is less opposition to the cell phone tower project now than there was before. Director Yearout stated that this item could come to the Commission for consideration again after another hearing by the MPC. Commissioner Heldstab stated that he will follow the recommendation of the MPC to deny the permit. Commissioner Taylor stated that the Cemetery also has a board which is in favor of the permit being issued. Commissioner Heldstab moved, seconded by Commissioner Johnson to approve Ordinance S-3092 on final reading. Ayes: Heldstab, Johnson, Rhodes. Nays: Talley, Taylor. Motion carried.

The consideration and approval of Ordinance G-1096 amending Title IV, Land Use, in several places to clarify the use of a Special Use permit for uses not otherwise identified within the Zoning Regulations. **(Final Reading, Planning & Zoning Director Yearout Presenting)**. Commissioner Talley moved, seconded by Commissioner Taylor to approve G-1096 on final reading. Ayes: Heldstab, Johnson, Rhodes, Talley, Taylor. Nays: none. Motion carried.

The consideration and approval of Ordinance S-3093 rezoning property at 1120 South Madison Street from "CSR" Commercial Service Restricted to "IL" Light Industrial. **(Final Reading, Planning & Zoning Director Yearout Presenting)**. Commissioner Talley

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moved, seconded by Commissioner Johnson to approve Ordinance S-3093 on final reading. Ayes: Heldstab, Johnson, Rhodes, Talley, Taylor. Nays: none. Motion carried.

NEW BUSINESS

Mayor Rhodes turned the meeting over to City Manager Vernon.

City Manager Vernon recognized the outgoing Commissioners.

City Clerk Ficken administered the Oath of Office to the new Commissioners.

Commissioner Johnson nominated Commissioner Landes for Mayor. City Manager Vernon called for a vote for the selection of Commissioner Landes as Mayor for a term ending April of 2012. Ayes: Aska, Johnson, Landes, Sands Taylor. Nays: none. Motion carried.

Election of Vice Mayor. Mayor Landes asked the Commissioners for a nomination for Vice Mayor. Commissioner Aska nominated Commissioner Taylor for Vice Mayor. Mayor Landes called for a vote for the selection of Commissioner Taylor as Vice Mayor for a term ending April of 2012. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Appointment of Commissioners to City Boards by Mayor Landes

1. Health Board – Commissioner Taylor
2. Economic Development Commission – Commissioner Johnson
3. Convention and Visitors Bureau – Mayor Landes
4. Animal Shelter – Commissioner Aska
5. Military Affairs – Commissioner Sands

Commission appointment of official City Newspaper (Daily Union). Commissioner Taylor moved, seconded by Commissioner Johnson to appoint the Daily Union as the official City newspaper. Ayes: Aska, Johnson, Landes, Sands, Taylor. Motion carried.

Designation of area of representation: Northwest, Northeast, Southwest, Southeast. Mayor Rhodes assigned the following City Commissioners to their area of representation:

Commissioner Aska	Northwest
Commissioner Sands	Northeast
Commissioner Johnson	Southwest
Commissioner Taylor	Southeast

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The consideration and approval of the Special Event Permit for Toby's Carnival to have their annual carnival from May 18 through May 21, 2011. Commissioner Sands stated that he would be interested in the combination of this carnival with another carnival event to make the event larger. Commissioner Taylor moved, seconded by Commissioner Aska to approve the Special Event Permit for Toby's Carnival to have their annual carnival from May 18 through May 21, 2011. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

The consideration and approval of an agreement between the City and the Military Affairs Commission (MAC) for an office space at 701 N. Jefferson St. (**City Manager Vernon Presenting**). Commissioner Aska moved, seconded by Commissioner Johnson to approve the agreement between the City and the Military Affairs Commission (MAC) for an office space at 701 N. Jefferson St. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

The consideration and approval of Ordinance G-1097 to change the Name of the Public Services Department to the Administrative Services Department (**City Manager Vernon Presenting**). City Manager Vernon stated that he plans to hire a Public Works Director with an MPA in the future. Mayor Landes stated that it would be a need for this person to have an understanding of Engineering; it would be worked out in the hiring process. Commissioner Sands stated that Mike Guinn was able to communicate in this area well. City Manager Vernon stated that he is interested in hiring someone with a working knowledge. Commissioner Johnson stated that he is pleased with the current inspectors. Commissioner Johnson moved, seconded by Commissioner Sands to approve Ordinance G-1097 on first reading. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

COMMISSIONER COMMENTS

Commissioner Taylor congratulated the new Commissioners and he is looking to get off to a good start.

Commissioner Johnson also congratulated the new Commissioners, and stated that he is interested in hearing reports from Commissioners on their boards; money can be saved there

Mayor Landes stated that he is pleased to have the opportunity to serve the community; he is glad to give back, and stated that everyone has special gifts that can help the community. He stated that he would like the Commissioners to report to the community during the Commission meeting on the status of their appointed board. Mayor Landes thanked Captain Leithoff, Ed Lazear, and Steve Hoambrecker for their work on the City Wide Clean-up.

Commissioner Aska stated that he is very excited about this Commission and moving the City forward. He is interested in having a good and positive debate. Commissioner Aska thanked all of the candidates in the race.

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Commissioner Sands stated that has listened to a lot of great ideas recently. He asked people to look around for things that they can do to improve the community such as cleaning grass and trash out of the street.

STAFF COMMENTS

City Manager Vernon provided the Commission with the budget schedule for 2012.

City Clerk Ficken stated that on May 13 & 14, 2011 the Kansas League of Municipalities is holding the Governing Body Institute & Mayor's Conference.

ADJOURNMENT

Commissioner Taylor moved, seconded by Commissioner Johnson to adjourn at 8:35 PM Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: None. Motion Carried.

APPROVED AND ACCEPTED THIS 3rd DAY OF MAY 2011 AS THE OFFICIAL COPY OF THE JUNCTION CITY CITY COMMISSION MINUTES FOR APRIL 19, 2011.



Tyler Ficken, City Clerk



Pat Landes, Mayor