

June 26, 2018
Garnett, Kansas

The Governing Body of the City of Garnett met in regular session on June 26, 2018 at 6:00 p.m. at City Hall with the following present: Jody Cole, Mayor; Greg A. Gwin and Brigitte Brecheisen-Huss, City Commissioners; Chris Weiner, City Manager; and Terry J. Solander, City Attorney. Also attending Jenny Schooler, Acting Clerk. Absent: Will Mechnig, Student Representative and Nancy Hermreck, Interim City Clerk.

CALL TO ORDER

Mayor Cole called the meeting to order at 6:00 p.m.

The Pledge of Allegiance was recited, followed by Chris Goetz, First Christian Church, giving the invocation.

APPROVAL OF MINUTES

The Governing Body reviewed the June 9, 2018 minutes of the Special City Commission Meeting. After Commissioner Gwin had no comments and Commissioner Brecheisen-Huss had a grammatical correction, Mayor Cole made a motion to approve the June 9, 2018 Special City Commission Meeting minutes as amended. Commissioner Gwin seconded the motion. On roll call, the following vote was recorded: Ayes – three; Noes – none.

The Governing Body reviewed the June 12, 2018 minutes of the City Commission Meeting. After Commissioner Gwin had no comments and Commissioner Brecheisen-Huss made several corrections, a motion was made by Mayor Cole to approve the June 12, 2018 City Commission Meeting minutes as amended. Commissioner Brecheisen-Huss seconded the motion. On roll call, the following vote was recorded: Ayes – three; Noes – none.

CITIZENS TO BE HEARD

No public forum was heard.

GOVERNING BODY

Student Representative Will Mechnig – absent.

Commissioner Brecheisen-Huss commented about being very busy with having three meetings in four days - Budget Preparation Meeting, City/County Meeting and tonight's Commission Meeting. She stated the discussions with department heads and fellow county commissioners were very productive. Commissioner Brecheisen-Huss also reminded everyone of the city laws concerning fireworks.

Commissioner Gwin commented that the joint City/County Meeting went well. He invited everyone to Libertyfest happening this Saturday evening.

Mayor Cole thanked Sally and Tom Emerson, Sr. for working free of charge as camp host and for the numerous hours they spend keeping the campgrounds running smoothly. Mayor Cole continued by congratulating Lieutenant Todd Turner on becoming a Certified Instructor in Standard Field Sobriety Recertification Testing; thanking Gary Ecclefield and city staff on

preparing for and making Air Fair a success; Mr. Ecclefield's work on the grant application to fund the airport runway; Eddie Gruver's input on the development of a city flag; the parks department maintaining the cemetery; and the electric department for hanging the patriotic banners.

REGULAR BUSINESS

- Barbara Anderson, Kansas Department of Commerce recognized Tom Lasser of Hawkins, Inc., as well as Angie Smith and Cody Gettler of Trade Winds Bar and Grill, Inc. as Merit Award Recipients of the 2018 Business Appreciation Month Awards.
- Consideration of Ordinance 4196: Planning Commission Living Requirements. After more discussion, it was decided to table this matter until the next meeting, so verbiage can be changed to read, "All members shall be residents and taxpayers of Anderson County".
- Consideration of Resolution 2018-5: Ballot Question Adopting A Five-Member City Commission. After City Attorney Solander presented information about the election procedure and much discussion, Commissioner Brecheisen-Huss made a motion to approve Resolution 2018-5 Ballot Question to submit to the qualified electors of the City of Garnett, Kansas, the proposition of increasing the size of the city commission of the City of Garnett, Kansas. Commissioner Gwin seconded the motion. On roll call, the following vote was recorded: Ayes – three; Noes – none.
- Consideration of Request for Transient Guest Tax Funding from the Greeley Smokeoff. After a lengthy discussion and information provided by Renee Pagenkopf, Andrea Bowen-King, Kenny Katzer and Eric Lickteig, representatives of the Greeley Smokeoff event, Mayor Cole made a motion to approve the request for Transient Guest Tax funding for the Greeley Smokeoff in the amount of \$2,000.00. Commissioner Brecheisen-Huss seconded the motion. On roll call, the following vote was recorded: Ayes- three; Noes- none.
- Consideration of Semi-monthly Bills and Payroll in the amount of \$172,331.84. After some discussion, Mayor Cole made a motion to approve the semi-monthly bills and payroll in the amount of \$172,331.84. Commissioner Gwin seconded the motion. On roll call, the following was recorded: Ayes - three; Noes – none; Motion passed.

INFORMATIONAL ITEMS

City Manager's Report was received and discussed.

Code Compliance Report. It was recommended by both City Manager Weiner and City Attorney Solander not to discuss the Code Compliance Report at this time.

FAA Grant Application Submittal. The FAA Grant Application has been finished and submitted. Pat Schettler and Mike Brown from the Airport Board were present to answer any questions the commission had about the grant.

ISO Timeline was discussed.

The Southwest Power Pool 2017 Marketplace Data was reviewed.

Libertyfest will be held this Saturday, June 30th at the North Lake Park beginning at 6:00 p.m.

CITIZENS TO BE HEARD

James Gainer handed the commissioners a packet of information he would go over for their information. He first wanted to clarify some things that were written in a newspaper editorial as well as phoned into the newspaper Phone Forum. He said he is working with Mr. Medina from the Kansas Department of Health and Environment. He gave information about other establishments in the city limits that have the same number of cars and feels like he is being singled out. He doesn't want to cause those establishments any harm by calling the state on them, as he is friends with them. He feels he has been treated by the city in a hostile manner. Mr. Gainer asked that the City Attorney not be hired and directed by the City Manager, but the City Commission hire and direct his actions.

City Attorney Solander advised the commission that since Mr. Gainer is the subject of an active investigation by the state and until that investigation is resolved, it is not appropriate to discuss this matter. Commissioner Gwin asked City Manager Weiner to give the packet the commissioners had received to Mr. Gainer, in which he did not receive. Mr. Gainer asked if there was a timeline in place to discuss this further. There is currently no timeline. Mr. Gainer then asked if any ordinances are being written against his business. Both City Manager Weiner and City Attorney Solander said there are no ordinances being drafted at this time. Mr. Gainer went on to say he feels the state is harassing him at the direction of the city.

EXECUTIVE SESSION

The commissioners stated they felt there was no need for an executive session, but discussion was entered by Commissioner Gwin who asked if Mayor Cole and Commissioner Brecheisen-Huss had their evaluations for City Manager Weiner. Mayor Cole gave each of the commissioners an informational packet on city manager evaluations. She asked that the commissioners meet to get the goals and expectations for City Manager Weiner aligned so everyone is on the same page. She would like to use the old evaluation as it has been done in the past. Each commissioner indicated that they will give City Manager Weiner their evaluation by the end of this week.

With no further business to come before the Governing Body, Mayor Cole motioned to adjourn the meeting and Commissioner Gwin seconded. On roll call, the following vote was recorded: Ayes - three; Noes – none.

Meeting adjourned at 7:28 p.m.

Mayor

Attest:

City Clerk