

May 24, 2016
Garnett, Kansas

The Governing Body of the City of Garnett met in regular session on May 24, 2016 at 6:00 p.m. at City Hall with the following present: W. Gordon Blackie, Mayor Pro-tem, presiding; Jody M. Cole, City Commissioner; Joyce E. Martin, City Manager; Kristina L. Kinney, City Clerk and Terry J. Solander, City Attorney. Also attending: Jeremy DuPont, ACHS Youth in Government Representative. Absent: Greg A. Gwin, Mayor.

CALL TO ORDER

Mayor Pro-tem Blackie called the meeting to order at 6:00 p.m.

The Pledge of Allegiance was recited followed by Mayor Pro-tem Blackie giving the invocation.

MINUTES APPROVED

A motion was made by Mayor Pro-Tem Blackie, seconded by Commissioner Cole to approve the minutes of May 10, 2016 as written. On roll call, the following vote was recorded: Ayes – two; Noes – none.

COMMUNICATIONS & REPORTS

Mayor Pro-tem Blackie reported that Mayor Gwin was out of town and unable to attend tonight's meeting.

Jeremy DuPont reported the students were unable to paint additional trash barrels as the extras have been distributed throughout the parks and at the reservoir.

A motion was made by Mayor Pro-tem Blackie, seconded by Commissioner Cole to appoint Adam Caylor to a three (3) year term on the Planning Commission. On roll call, the following vote was recorded: Ayes – two; Noes – none.

PLANNING COMMISSION REPORT

The Governing Body considered a recommendation from the Planning Commission to rezone Lots 7, 8 and 9 of Block 59 from R-3 to B-1. An application submitted by Reuben Feuerborn requested rezoning Lots 8 and 9 of Block 59; however, the Planning Commission felt it best to include Lot 7 which would need the approval of owner Jerry Jasper. Mr. Jasper has signed a notarized statement agreeing to the zoning change. A motion was made by Commissioner Cole, seconded by Mayor Pro-tem Blackie to approve the Planning Commission's recommendation to rezone Lots 7, 8 and 9 of Block 59 from R-3 (Residential) to B-1 (Business District). On roll call, the following vote was recorded: Ayes – two; Noes – none.

The General Report of City Manager Joyce E. Martin was received and discussed, a copy of which is attached hereto and made a part hereof.

City Manager Martin reported the military banners have been placed around the square and on the Highway 59. City electricians carefully went through the list to determine the placement of

some of the banners that would relate to where the individual worked or where a family member would see it on their daily travels. The dedication ceremony will be May 25, 2016 at 7 p.m. on the courthouse lawn.

City Manager Martin reported that the lighting project at the library has been completed. A USDA representative was here to complete the inspection of the new 92 LED lights at the library. The grant will cover approximately half of this expense. The library board provided the remaining funds from memorials and donations they have received.

City Manager Martin reported that the joint city/county meeting will be on June 7, 2016 at 6 p.m. at Mr. D's Restaurant. Items she would like to discuss are county crews helping to chip and seal some city streets, commercial pick up during clean up week, and any other topics the governing body would like on the agenda.

City Manager Martin reported that ballgames have been canceled due to the rain. Crews have been unable to pour the cement for the backstop at the Legion ballfield for the same reason.

City Manager Martin reported that the swimming pool is scheduled to open Saturday. The control for the chemical system was hit by lightning so they are working on that. The south substation was hit by lightning as well causing the downtown electrical outage this week.

City Manager Martin reported that the contractor will have the back of the football stadium completed in a couple of weeks. Crews will paint this area when the contractor is finished.

City Manager Martin reported that the additional money earmarked for the North Lake Road will be used to fix the culvert and pave the bridge on the east side of the lake. We should be able to get another 40 to 50 feet of road repairs done with these funds.

City Manager Martin reported City Hall will be closed Monday, May 30, 2016 for Memorial Day observance.

City Manager Martin reported that Lyle Rockers & Sons completed the first phase of the sewer project last Friday.

City Manager Martin reported that the city code book has been scanned. The company will begin their review of the ordinances then meet with city staff to begin the process of deleting and correcting the information.

City Manager Martin reported the torch runners from different countries were in Garnett last week and she, Mayor Gwin and Commissioner Blackie were at GES to represent the City. Garnett Elementary School Principal, Krista Headrick, did an outstanding job to coordinate this event.

ORDINANCES

Ordinance # 4145 was read as follows: AN ORDINANCE OF THE CITY OF GARNETT, KANSAS GRANTING TO KANSAS FIBER NETWORK, A KANSAS LIMITED LIABILITY COMPANY (KSFIBERNET), ITS SUCCESSORS AND ASSIGNS, A TELECOMMUNICATIONS FRANCHISE AND PRESCRIBING THE TERMS OF SAID GRANT AND RELATING THERETO. A motion was made by Mayor Pro-tem Blackie, seconded by Commissioner Cole to approve Ordinance # 4145 as read. On roll call, the following vote was recorded: Ayes – two; Noes – none.

Ordinance # 4146 was read as follows: AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OR DISTRICT OF CERTAIN LAND LOCATED IN THE CITY OF GARNETT, KANSAS UNDER THE AUTHORITY GRANTED BY ORDINANCE NO. 3059 OF SAID CITY. A motion was made by Commissioner Cole, seconded by Mayor Pro-tem Blackie to approve Ordinance # 4146 as read. On roll call, the following vote was recorded: Ayes – two; Noes – none. (Reueben Feuerborn rezoning request)

CLAIMS, BONDS & COMMERCIAL LIABILITY INSURANCE

City Manager Martin reported that the claim for Harold Gilbreth was caused by sewage flooding his basement on April 25, 2016. He had recently remodeled his basement. ServPro completed the clean-up process. John Olson, Sewer Superintendent, stated this area normally doesn't back-up, however a great deal of roots were found when sewer crews rodded the line. Mayor Pro-Tem Blackie stated it has been our policy to pay for damages caused by our system. City Manager Martin stated that had Mr. Gilbreth's remodeling project been older, we would have depreciated the claim, however his project was less than one (1) year old. A motion was made by Mayor Pro-tem Blackie, seconded by Commissioner Cole to approve the claim of Harold Gilbreth at 324 N. Ash Street, Garnett, Kansas in the amount of \$8,495.11 for repairs due to city sewer backup into his basement. On roll call, the following vote was recorded: Ayes – two; Noes – none.

Ordinance # 4147 was read as follows: AN ORDINANCE FOR THE APPROPRIATION OF CERTAIN CLAIMS. A motion was made by Mayor Pro-tem Blackie, seconded by Commissioner Cole to approve Ordinance #4147 as read. On roll call, the following vote was recorded: Ayes – two; Noes –none. Ordinance #4147 paid warrants in the amount of \$81,151.45.

There being no further business to come before the Governing Body, Mayor Pro-tem Blackie adjourned the meeting at 6:37 p.m.

s/s Greg A. Gwin
Mayor

Attest:
Kristina L. Kinney
City Clerk