

CITY COMMISSION MINUTES

February 19, 2013

7:00p.m.

CALL TO ORDER

The regular meeting of the Junction City Commission was held on Tuesday, February 19, 2013 with Mayor Pat Landes presiding.

The following members of the Commission were present: Cecil Aska, Scott Johnson, Pat Landes, Jim Sands and Jack Taylor. Staff present was: City Manager Vernon, City Attorney Logan, and City Clerk Ficken.

CONSENT AGENDA

Consideration of Appropriation Ordinance A-4 dated January 29, 2013 to February 11, 2013 in the amount of \$994,555.36. Commissioner Aska moved, seconded by Commissioner Sands to approve the consent agenda. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Consideration and approval of the City Commission Minutes for February 5, 2013. Commissioner Aska moved, seconded by Commissioner Sands to approve the consent agenda. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Consideration of Memorandum of Understanding between the City of Junction City and the Junction City Junior Baseball Association for the use of City facilities. Commissioner Aska moved, seconded by Commissioner Sands to approve the consent agenda. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Consideration of award of bid for irrigation and pump repair Rolling Meadows Golf Course bid number RM-13-0001. Commissioner Aska moved, seconded by Commissioner Sands to approve the consent agenda. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Consideration and approval of proposed lease of City owned land for purpose of the sale of fireworks to Big Daddy Fireworks for \$3,000. Commissioner Aska moved, seconded by Commissioner Sands to approve the consent agenda. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Consideration and formal acceptance of the gift of a Harley Davidson motorcycle to the City from City Cycle Sales, Inc. Commissioner Aska moved, seconded by Commissioner Sands to approve the consent agenda. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

February 19, 2013

SPECIAL PRESENTATION

Presentation for Detective Al Babcock – Kansas VFW's Fourth District Law Enforcement Officer of the Year. The VFW & Mayor Landes presented the awards.

NEW BUSINESS

Consideration of consulting engineer services for the best qualified consultant for the City of Junction City FAA and other airport capital improvement projects for a five year period. Commissioner Johnson asked if there are strings attached to the grant funds. Finance Director Beatty stated that a percentage of the funds would need to be repaid if the airport was closed. Mayor Landes asked who compiled the ranking. Finance Director Beatty stated that she, Kris Finger, and the Airport Board ranked the proposals. Commissioner Taylor asked if number will be available for the budget. Finance Director Beatty stated that the project estimate is \$271,000, and the City match is 10%; the project would fix lighting at the airport, which has been a problem. Commissioner Johnson stated that this is a luxury for 20 people, and the County needs to participate in funding this. Finance Director Beatty stated that there is a mixture of City and County funded airports across the state. Mayor Landes stated that Lifestar is stationed at the airport. Commissioner Johnson stated that the City cannot afford everything. Commissioner Taylor asked former Fire Chief Mike Ryan to discuss the station of Lifestar at Fire Station #2. Mike Ryan stated that Station #2 did keep the program for a time, but there are no living quarters for the pilots; the equipment will not fit now because training trailers are now kept at station #2. Commissioner Johnson stated that he is against this until the airport becomes viable. Commissioner Sands moved, seconded by Commissioner Aska to approve the selection of engineering consulting services for airport projects to Lochner. Ayes: Aska, Landes, Sands. Nays: Johnson, Taylor. Motion carried.

Consideration and Award of Bid for Police Sport Utility Vehicles. Mayor Landes inquired about the GSA purchase. Chief Brown stated that GSA is a purchase through the State of Kansas via Federal Government pricing. Chief Brown stated that Jim Clark Chevrolet would provide service for the vehicles. Commissioner Sands if all the vehicles would be for patrol. Chief Brown stated that two of the vehicles will replace detective units; the vehicles currently used by the detectives are incurring high maintenance costs. Commissioner Sands asked if energy efficient vehicles have been considered. Chief Brown stated that the purchase prices are \$40,000 for a Chevy Volt. Commissioner Aska moved, seconded by Commissioner Taylor to award the bid to GSA. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Consideration of Records Management System. Commissioner Taylor asked what the cost will be. City Clerk Ficken stated that the project has not been budgeted, but current resources will be used. Commissioner Taylor stated that

the County stores records at the salt mines. Finance Director Beatty stated that her experience with other communities is that the cost of storage at the salt mines is very reasonable. Finance Director Beatty stated that the cost of shredding documents would be another expense, but a small expense. Commissioner Aska stated that it is important that records are destroyed completely. City Clerk Ficken stated that the destruction form provides that the person responsible for destruction ensures their destruction. Commissioner Aska stated that there needs to be checks and balances on record destruction. Commissioner Aska moved, seconded by Commissioner Johnson to approve the Records Management System. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

Consideration of Fort Development/Thomas Fritzel Letter from the City Commission. City Attorney Logan explained the circumstances by which Fort Development has become delinquent on property taxes at Olivia Farms. City Attorney Logan stated that the County has the authority to pursue a tax sale. City Attorney Logan stated that any statements made via letter to the organization developing the stadium and park complex should be factual. City Attorney Logan stated that she is concerned about tort of defamation if statements are not based on fact. Commissioner Johnson stated that the Lawrence paper should be commended for their work, and the Olivia Farms development caused a lot of problems for other developers. Commissioner Johnson stated that the whole thing is crooked, and the guy is a lot seller, and not a developer. City Attorney Logan stated that the Olivia Farms development was included in the BKD report, and the State of Kansas was petitioned by herself and Representative Craft to address the issue of allowing 3 years for delinquent taxes. Commissioner Johnson stated that \$1.6 million in specials were transferred to a ravine; the Sutherland family is invested in Olivia Farms, and does business with Lathrop & Gage. City Attorney Logan stated that she made presentations to the City regarding the allocation of specials which also included bond counsel, and George K. Baum. City Attorney Logan stated that the agreement with Fort Development provided that the City would pursue RHID which could have saved the City \$4 million. Commissioner Johnson stated that it would not have panned out, just like the Bluffs. Mayor Landes stated that he does not see what is to be gained by sending a letter; it seems that the Lawrence paper has gotten the information out. Commissioner Taylor stated that Mark Sanders requested that the letter be drafted. Commissioner Johnson stated that Mr. Fritzel should come to Junction City instead of holding court in Lawrence. Commissioner Taylor stated that Junction City is making up for the unpaid taxes; he feels that the development agreement was provided by the developer and rubber stamped by the Commission. Commissioner Johnson stated that there is a difference between what is legally right and morally right. Commissioner Johnson stated that the City should allow Olivia Farms to proceed on a few lots to prove that they have no interest in building. City Attorney Logan stated that an amendment to the City Code would be needed to move forward on that proposal. Commissioner

Johnson stated that he has never been sued, and he feels that Mr. Fritzel is being defended.

COMMISSIONER COMMENTS

Commissioner Aska stated that there will be a black history play at the Marriott on February 23, 2013.

Commissioner Johnson stated that people need to get out and vote in the election. Commissioner Johnson stated you should be able to write a letter and speak your mind without getting sued.

Commissioner Sands stated that the sequestration will have an impact on jobs at Fort Riley. Commissioner Sands stated that 70% of soldiers are deciding to stay in the area, and that is encouraging. Commissioner Sands stated that the Judge Mathis youth program you be good to develop for the youth.

Mayor Landes asked that people be safe in the winter weather.

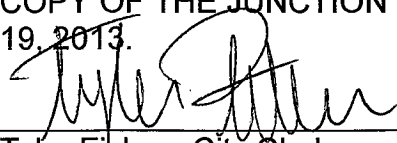
STAFF COMMENTS

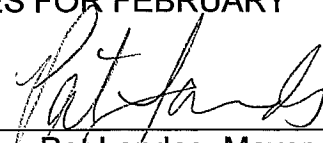
Finance Director Beatty stated that the Commission can provide input on HB 2271 regarding making local elections partisan, and held during the general election.

ADJOURNMENT

Commissioner Sands moved, seconded by Commissioner Taylor to adjourn at 8:25 p.m. Ayes: Aska, Johnson, Landes, Sands, Taylor. Nays: none. Motion carried.

APPROVED AND ACCEPTED THIS 5th DAY OF MARCH AS THE OFFICIAL COPY OF THE JUNCTION CITY COMMISSION MINUTES FOR FEBRUARY 19, 2013.


Tyler Ficken, City Clerk


Pat Landes, Mayor