

City Council Meeting
June 15, 2015
7:00 p.m. Regular Meeting



Mayor Jason Ward opened the meeting at 7:00 p.m. with the pledge of allegiance. Council members present were Jim Truesdell, Curtis Oroke, Mayor Jason Ward, Chris Donnelly, and Andy Gilner. Council member Reed was absent. Also in attendance were City Administrator Nathan McCommon, Assistant City Administrator Jamie Shockley, and City Attorney Michael Kelly.

Approval of Minutes and Consent Agenda

- Mr. Donnelly moved to approve the minutes from June 1, 2015 and the consent agenda. Mr. Oroke seconded. All ayes. Motion carried.

Open Agenda

- Mr. David Freese with the Tonganoxie Library Board addressed the Council to say thank you to all the city departments who helped make the Library Run a success. They had nearly 300 runners and exceeded their goal to raise \$10,000.

Old Business

New facilities discussion – Infrastructure Committee

- Nothing at this time

New Business

Consider approval of fireworks sales permits

- Mr. Truesdell moved to approve the fireworks sales permit to Shan Trieb. Mr. Oroke seconded. 2 ayes. 1 abstain. Motion carried.
- Mr. Donnelly moved to approve the fireworks sales permit to Rockstar Fireworks. Mr. Oroke seconded. All ayes. Motion carried.
- Mr. Donnelly moved to approve the fireworks sales permit to Anthony Miller/SHC Youth Group. Mr. Oroke seconded. All ayes. Motion carried.
- Mr. Donnelly moved to approve the fireworks sales permit to Garrett’s Worldwide Enterprises. Mr. Truesdell seconded. All ayes. Motion carried.

Consider approval of application for CMB license

- Mr. McCommon presented the application for a CMB license for consumption on the premises at Flashbacks Restaurant. He stated that the applicant has satisfied the requirements of the application. Mr. Truesdell moved to approve the CMB license for Flashback’s restaurant for sale of cereal malt beverages for consumption on the premises. Mr. Oroke seconded. All ayes. Motion carried.

Consider approval of reduced development excise tax on building permit for Cornerstone Family Worship

- Mr. McCommon informed the Council that the City received a request from Cornerstone Family Worship to receive a waiver or discount on the excise tax as part of their building permit. Pastor Swaim addressed the Council to explain the reasoning behind the church’s request. Mr. McCommon informed the Council that there is currently no standing policy that outlines when to grant a discount, and the Council has considered it on a case-by-case basis. Mr. Donnelly moved to approve a discount of 30% of the overall excise tax total. Mr. Gilner seconded. Mr. Donnelly stated that he believes the City needs to come up with a consistent policy to apply to situations like this. Pastor Swaim requested the Council take some time to think about granting a further discount. Mr. Donnelly and Mr. Gilner withdrew their motion and second, respectively, and directed staff to survey other communities to see how they handle this type of situation. Mr. McCommon assured the Council that staff would look into it and present the findings at the first Council meeting in July.

Second Reading, Ordinance 1395: Approving a Special Use Permit for Daycare at 628 E. 4th Street

- Mr. McCommon informed the Council that the first public hearing was held with the Planning Commission, and before the Council is the second reading for Ordinance 1395. Mr. Donnelly asked if there was any public input regarding the proposed special use permit, and Mr. Brewster with Gould Evans said that there was not. The applicant, Desiree Kenney, addressed the Council and explained her request. Mr. Donnelly moved to approve Ordinance 1395, including item I and changing the wording in the first paragraph to read “Pursuant to Section 16, Article 2, Section 16-201, zoning and subdivision regulations incorporated by reference, a special use permit is hereby granted within the City of Tonganoxie for a child daycare/school-age program. Mr. Truesdell seconded. All ayes. Motion carried.

City Administrator Agenda

Little Joe’s Asphalt Change Order

- Mr. McCommon brought a change order request to the Council for consideration regarding the 2015 street maintenance project. The change order consists of an increase to the contract amount of 3%, or \$6,375. The project is funded by the Special Highway Fund. Mr. Gilner moved to approve the amendment to the agreement. Mr. Truesdell seconded. All ayes. Motion carried.

Presentation of Draft RFQ for public facility designer

- Mr. McCommon presented a draft of the RFQ that Council requested for the design of city facilities. He asked the Council for direction on the scope of work, which is currently very generic. Mr. Truesdell said that the bid-letting process needs to be included. Mr. Truesdell also said he has concerns with pages 5 and 6 regarding technical submittal information, and cost of services. He doesn't believe this should be included since this is an RFQ and not an RFP. Mr. Donnelly agreed. He also said that under requested reference, we either need to ask for 3 references or 5 references, instead of requesting something in between. Mr. Truesdell requested that the RFQ also request specifically consultants with public safety buildings. Mr. Truesdell made a motion to add the discussion of the facilities RFQ to the budget workshop on Monday, June 23. Mr. Oroke seconded. All ayes. Motion carried.

May Financial Report

- Mr. McCommon gave an update on the City's financial status as of May 31, 2015.

Mayor Agenda

Library Board Appointment

- Mr. Gilner moved to approve the appointment of Terri Morgan to the Library Board. Mr. Oroke seconded. All ayes. Motion carried.

Council President Agenda

- Nothing at this time

City Council Agenda

- Nothing at this time

Information & Communications (No Action Required)

- Nothing at this time

Mr. Gilner moved to adjourn at 8:43 p.m. Mr. Truesdell seconded. All ayes.

Respectfully submitted,

Jamie Shockley
Assistant City Administrator