

City Council Meeting
June 5, 2017
7:00 p.m. Regular Meeting



Mayor Ward opened the meeting at 7:00 p.m. with the pledge of allegiance. Council members present were Jim Truesdell, Chris Donnelly, Andy Gilner, and Kara Reed. Curtis Oroke was absent. Also in attendance were City Manager George Brajkovic, Assistant City Manager Jamie Shockley, and City Attorney Shannon Marcano.

Approval of Minutes and Consent Agenda

- Ms. Reed moved to approve the minutes from May 15, 2017. Mr. Donnelly seconded. All ayes. Motion carried.
- Mr. Gilner moved to approve the Consent Agenda. Ms. Reed seconded. All ayes. Motion carried.

Open Agenda

Lawrence Hill, 1541 Fall Creek Drive, addressed the Council and thanked them for their service to the community.

New Business

Consider approval of retail sales of fireworks for Rockstar Fireworks and Garrett's Worldwide Enterprises

- Mr. Donnelly moved to grant a fireworks permit to Rockstar Fireworks and Garrett's Worldwide Enterprises. Mr. Truesdell seconded. All ayes. Motion carried.

Second Reading: Ordinance 1424: Approval of Preliminary Development Plan for Tonganoxie Business Park

- Mr. Brajkovic explained the preliminary development plan for the Tonganoxie Business Park. He called the council's attention to page 2, section 5, item E, which needed to be revised. He suggested an amendment regarding outside storage to 24 feet instead of 10 feet.
- Mary Gurgich, residing on Kansas Avenue, addressed the Council and expressed concerns regarding the development at the Industrial Park.
- Mayor Ward responded to Ms. Gurgich and stated that the City wanted to be a good neighbor and informed her that she can reach out to City Manager George Brajkovic if any issues arise throughout construction.
- Mr. Gilner moved to approve Ordinance 1424 for the preliminary development plan for Tonganoxie Business Park, with an amendment to Section 1, Roman Numeral 5, to read 24 feet. Mr. Donnelly seconded. All ayes. Motion carried.

Consider approval of final plat for Tonganoxie Business Park and Accept Dedication of Land for Public Purposes

- Mr. Donnelly moved to approve the final plat for the Tonganoxie Business Park. Mr. Gilner seconded. All ayes. Motion carried.

Consider approval of final plat for Timber Hills #4 and Accept Dedication of Land for Public Purposes

- Mr. Truesdell moved to approve the final plat for Timber Hills #4. Mr. Donnelly seconded. All ayes. Motion carried.

Resolution 06-17-01 – Authorizing the Adoption of a Housing Needs Analysis and Designating Legal Descriptions of Property Proposed to Be Designated as a Rural Housing Incentive District within the City of Tonganoxie.

- Ms. Reed moved to approve the Resolution 06-17-01. Mr. Gilner seconded. Mr. Donnelly informed the Mayor that he would need to abstain and requested a roll call vote. Ms. Reed – yes. Mr. Gilner – yes. Mr. Donnelly – abstain. Mr. Truesdell – yes. All ayes. Motion carried.

Consider approval of release agreement with landowners at 242 S. Whilshire Drive and 238 S. Whilshire Drive

- Mr. Brajkovic explained the agreements and discussions with the property owners.
- Mr. Provost made comments and stated that he was not in favor of the agreement as presented. He would like to strike section 2.2B and let the homeowners determine what, if any, improvements they'd like to do. Mr. McWilliams echoed Mr. Provost's comments.
- City Attorney Shannon Marcano recommended to the Council that they not make any changes that would change the city engineer's recommended solution.
- Mr. Donnelly requested that staff work with the property owners and adjust the agreement that states that the City will do their portion of the work and the property owner will release all liability claims against the City and to include language that the property owner understands that additional work on their part will be needed to fully implement the engineered solution to the drainage issues, but the work of the property owner will not be required.
- Mayor Ward asked Mr. Brajkovic to work with consulting staff to determine if we can change the agreement in any way.

Presentation of Preliminary 2018 Budget

- Ms. Shockley presented the preliminary 2018 budget and answered questions from the Council. The first budget work session was set for June 19, 2017 at 5:30 p.m.

Mayor Agenda

- Mayor Ward reminded the Council that he would like to move forward with Progress Tonganoxie and that he would be working with City staff to get language on the City website in that regard.

Executive Session

- Mr. Gilner moved to go into executive session to discuss matters of non-elected personnel for a period of 15 minutes. Ms. Reed seconded. All ayes. Motion carried.
- Mr. Gilner moved to return from executive session after 15 minutes and make a note that no action was taken. Ms. Reed seconded. All ayes. Motion carried.

With no further business, Mr. Gilner moved to adjourn. Ms. Reed seconded. All ayes. Motion carried.