

City Council Minutes – April 16, 2002

COUNCIL CHAMBER, Topeka, Kansas, Tuesday, April 16, 2002. The Councilmembers of the City of Topeka met in regular session at 7:00 P.M., with the following Councilmembers present: Pomeroy, Alcalá, Lane, Dunn, Hecht, Duffy, Stubbs and Price –8. Absent: Councilmember Hill -1. Mayor Felker presided –1.

AFTER THE MEETING was called to order, prayer was offered by Paster Holmes, Wanamaker Woods Church of the Nazarene.

THE PLEDGE OF ALLEGIANCE was recited by those present in the chamber.

THE CONSENT AGENDA was presented as follows:

Councilmember Duffy requested that the Cereal malt Beverage application be pulled from the Consent Agenda and discussed separately.

COMMUNICATION to approve the recommendation of the Mayor to appoint Debbie Snow to the Topeka Metropolitan Transit Authority for a 4-year term that would expire April 16, 2006, was presented.

Minutes of the regular meetings of April 2, 2002 and April 9, 2002, were presented.

Councilmember Dunn moved to approve the consent agenda, except for the Cereal Malt Beverage application. The motion seconded by Councilmember Price carried unanimously.

(8-0-0)

A Cereal Malt Beverage application bearing the approval of the Chief of Police and City Inspectors for Service America Corporation at 7530 South Topeka Boulevard, was presented.

Councilmember Duffy requested that in the future information concerning the distance from churches and schools be provided with the Cereal Malt Beverage applications.

Councilmember Duffy moved to approve the application. The motion seconded by Councilmember Dunn carried unanimously. (8-0-0)

PETITION, PROJECT BUDGET in the amount of \$1,466,780 AND RESOLUTION NO. 7231 introduced by Mayor Felker authorizing Trafficway Improvement Project No. 70197-01, located approximately west of Topeka Boulevard from S.W. 57th Street North to S.W. 53rd Street as more specifically described herein, was presented.

Director of Public Works, Neil Dobler gave the staff report. He explained that this was the first of three phases to facilitate development in this area.

City Attorney, Brenden J. Long distributed a revised resolution to the Councilmembers.

Councilmember Lane moved to approve the petition, project budget and resolution. The motion seconded by Councilmember Price carried unanimously. (8-0-0)

NOTICE OF PUBLIC HEARING

Notice is hereby given that there will be a special meeting of the Councilmembers of the City of Topeka, Shawnee County, Kansas, held on April 16, 2002, at 7:00 P.M., in the Council Chamber, 214 East 8th Street in conjunction with vacation request (V02SB/3) by Mary Ann Hill Trust, owner, to vacate an 8 foot portion of platted building setback located at the northeast corner of SW Jardine Terrace and SW Briarwood Lane.

ORDINANCE NO. 17819 introduced by Mayor Harry Felker relating to the vacation of the south 30 feet of a platted building setback, less the south 22 feet, thereof, on property located at the northeast corner of SW Briarwood Lane and SW Jardine Terrace, in the City of Topeka, Kansas, placed on first reading April 9, 2002, was again presented. (V02SB/3)

Tim Paris of the Planning Department gave the staff report.

Mayor Felker gave an opportunity for anyone present to speak. No one appeared.

Councilmember Dunn moved to close the public hearing and adopt the ordinance. The motion seconded by Councilmember Lane carried unanimously. (8-0-0)

The ordinance was adopted on roll call votes as follows: Ayes: Councilmembers Pomeroy, Alcalá, Lane, Dunn, Hecht, Duffy, Stubbs and Price -8. Absent: Councilmember Hill -1.

ADOPTION of Mission and Vision Statements and Goals for the City of Topeka, were presented.

Councilmember Stubbs expressed appreciation of the Mission and Vision Statement and Goals for the City of Topeka.

Councilmember Dunn moved to adopt the Mission and Vision Statement and Goals. The motion seconded by Councilmember Price carried unanimously. (8-0-0)

LABOR AGREEMENT NO. 31968 between the City of Topeka , Development Services Employees and AFSCME Local 1294 providing for conditions of employment for 2002 and 2003, were presented.

Howard Uhl, Building Inspector gave the staff report.

Councilmember Stubbs asked for confirmation on why the contract was considerably shorter than it had been in the past, and if the terms of the contract an attempt to stagger contract negotiations.

In response Mayor Felker stated that staggering contract negotiations every three years allows for better planning and flexibility by the City of Topeka in the preparation of negotiation of labor contracts.

Councilmember Dunn moved to approve the Labor Agreement. The motion seconded by Councilmember Price carried unanimously. (8-0-0)

LABOR AGREEMENT NO. 31969 between the City of Topeka , Technical and Fiscal Staff and KAPE Local 4565 providing for conditions of employment for 2002, 2003, and 2004, were presented.

Director of Human Resources, Kim Austin-Smith gave the staff report.

Marty Vines, representing KAPE appeared for questions.

Kim Austin-Smith made clarification on the market review analysis procedure and the changes that will be taking place with this process concerning labor contracts.

Councilmember Stubbs requested an explanation of the financial break down and cost of the contracts.

Councilmember Lane expressed a concern in committing to a \$1.6 million increase for the next three years, and not knowing what the City's financial status will be at that time.

Councilmember Dunn moved to approve the Labor Agreement. The motion seconded by Councilmember Lane carried unanimously. (8-0-0)

LABOR AGREEMENT NO. 31970 between the City of Topeka, Clerical, Service and Maintenance and KAPE Local 4565 providing for conditions of employment for 2002, 2003, and 2004, were presented.

Director of Human Resources, Kim Austin-Smith gave the staff report.

Councilmember Duffy moved to approve the Labor Agreement. The motion seconded by Councilmember Price carried unanimously. (8-0-0)

PRESENTATIONS BY MEMBERS OF THE COUNCIL, were presented.

Councilmember Stubbs stated that she had received phone calls by some of her constituents expressing concern surrounding the closing of the Albertsons Store located at 29th and Fairlawn.

Councilmember Duffy expressed his intent to make a motion next week to remove several ordinances from the Policy Committee concerning dog permit fees, cat permit fees, dog impoundment fees, and vicious dog.

Councilmember Dunn stated that she would not be at the meeting next week.

Councilmember Lane noted that the Capital Improvements Program should be removed from the Committee Sheet.

Councilmember Alcala reminded everyone to keep the two Kansas Soldiers that lost their lives on April 15, 2002 in their prayers.

PUBLIC COMMUNICATIONS AND COMMENTS, were presented.

Hans Heineman, Betty Phillips, Bob Sherbourne, Reverend Ed Kirtdoll, Joe Ledbetter, Yolanda Mayweather, Marge Bradshaw, and Shawn Herrington appeared to speak under public comments.

NO FURTHER BUSINESS appearing the meeting was adjourned by unanimous consent at 10:20 p.m.

Iris Walker
City Clerk