

City Council Minutes – June 25, 2002

COUNCIL CHAMBER, Topeka, Kansas, Tuesday, June 25, 2002. The Councilmembers of the City of Topeka met in regular session at 7:00 P.M., with the following Councilmembers present: Pomeroy, Alcala, Lane, Dunn, Hecht, Duffy and Stubbs – 7. Mayor Felker presided –1. Absent: Councilmembers Hill and Price -2.

AFTER THE MEETING was called to order, Mayor Felker asked for a moment of Silent Meditation.

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

THE CONSENT AGENDA was presented as follows:

Minutes of the regular meeting of June 18, 2002, were presented.

APPLICATION for a Cereal Malt Beverage License, bearing the approval of the Chief of Police and City Inspectors for the New China Restaurant, 201 SW 29th Street, Pizza Parlor, 1919 Seward, and The Downtowner, 116 SE 6th Street, were presented.

Councilmember Dunn moved to approve the consent agenda. The motion seconded by Councilmember Alcala carried unanimously. (7-0-0)

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 Tuesday, June 25, 2002, at 7:00 P.M., in the Council Chamber, 214 East 8th Street in conjunction with vacation request V02SB/5 by LaWanda Andrews, owner, to vacate a portion of the 25-foot platted building setback line along SW Maupin Lane for property located at 2929 SW Cedar Cove Court, City of Topeka, Shawnee County, Kansas.

ORDINANCE NO. 17852 introduced by Mayor Harry Felker relating to the vacation of 3.29-feet of a 25-foot wide platted building setback along SW Maupin Lane dedicated by

Foxcroft Four Subdivision for property located at 2929 SW Cedar Cove Court, City of Topeka, Shawnee County, Kansas, placed on first reading June 18, 2002, was presented.

Barry Beagle, Planning Department gave the staff report.

Mayor Felker gave an opportunity for anyone present to speak.

Martha Peterson representing the applicant appeared for questions.

Councilmember Dunn moved to close the public hearing and adopt the ordinance. The motion seconded by Councilmember Lane carried unanimously. (7-0-0)

The ordinance was adopted on roll call vote as follows: Ayes: Councilmembers Pomeroy, Alcalá, Lane, Dunn, Hecht, Duffy and Stubbs -7. Absent: Councilmembers Hill and Price -2.

AN ORDINANCE introduced by Mayor Harry Felker abolishing the committee of bids and contracts by repealing City of Topeka Code § 2-426, amending City of Topeka Code §§ 2-429 and 2-430 and specifically repealing said original sections, also amending City of Topeka Code § 2-387 Competitive Bids, City of Topeka Code § 2-388. Awarding of bids and contracts and specifically repealing said original sections placed on first reading June 18, 2002, was again presented.

Jay Oyler, Contracts and Procurement Director gave the staff report.

Councilmember Alcalá moved to refer the ordinance to the Finance, Administration and Audit Committee. The motion seconded by Councilmember Lane carried. Councilmembers Hecht, Duffy and Stubbs voted "no". (4-3-0)

The Deputy Mayor referred the ordinance to the Finance, Administration and Audit Committee.

A PROJECT BUDGET in the amount of \$5,500,000, and RESOLUTION NO. 7241 introduced by Mayor Felker, describing Drainage Improvement Project No. 15055, Phase 1, North Topeka Basin - Fairchild System which provides for a new storm sewer system and authorizing the same, was presented.

Neil Dobler, Public Works Director gave the staff report.

Councilmember Alcalá moved to accept the project budget and adopt the resolution. The motion seconded by Councilmember Dunn carried unanimously. (7-0-0)

A COMMUNICATION to accept bids for temporary notes and RESOLUTION NO. 7240 introduced by Mayor Harry Felker authorizing and directing the issuance of Temporary Notes, Series 2002-A of the City of Topeka, Kansas, in the aggregate principal amount of \$11,850,000 for the purpose of providing funds to pay the cost of renewing a portion of the principal amount of the Series 2001-B Temporary Notes of said City, dated August 1, 2001, and for the purpose of providing funds to pay a portion of the cost of certain improvements in said City, was presented.

Randy Bailes, Director of Financial Services gave the staff report. He reported that there was a total of seven bids received for Temporary Notes and the bid was awarded to U.S. Bancorp Piper Jaffray submitting a true interest cost bid of 1.6864.

Mike McMahon, City of Topeka Financial Advisor and Kevin Wickliffe, Columbia Capital Management appeared for questions.

Councilmember Dunn moved to accept the bid and adopt the resolution. The motion seconded by Councilmember Lane carried unanimously. (7-0-0)

AN ORDINANCE introduced by Mayor Harry Felker, authorizing the study and preliminary design of a performing theater facility as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka, was presented for first reading.

Councilmember Hill entered the room at 7:40 p.m.

REPORTS OF COMMITTEES AND OFFICERS, were presented.

Councilmember Hill announced a Public Health and Safety Meeting concerning the Vicious Dog and Exotic Animal Ordinance on July 1, 2002, at 4:00 p.m., Room 255, City Hall.

PRESENTATIONS BY MEMBERS OF THE COUNCIL, were presented.

Councilmember Pomeroy challenged the Councilmembers to participate in or volunteer for the Sunflower State Games. He inquired on the financial breakdown report on the Shorey Estates and expressed concerns on the City of Topeka personnel policies.

Councilmember Alcalá inquired on information he requested from the Housing and Neighborhood Development Department that he has not yet received. He stated that he has received several calls from his constituents concerning loud music in the Oakland area and would like to see an extended effort by the Police Department to help resolve this issue.

Councilmember Lane stated that the resident at 1824 Adams has issued a complaint with the Police Department and implemented the Neighborhood Safe Watch concerning the loud music in the area and he inquired on when this problem could be taken care of.

Councilmember Dunn stated that she received a call from a constituent concerning the Street Light Fund and asked if the street light at the corner of 35th and Ohio Street was going to be put back up following the completion of construction. She announced that the correct phone number for the Sunflower Soccer Program is 785-266-5802.

Councilmember Hecht asked if the City of Topeka has a policy in place concerning city employees who have been convicted of driving under the influence and the issuance of city vehicles to these employees.

Councilmember Stubbs submitted a request for the street and public safety lighting waiting list and the cost entailed so that they may incorporate this expense into next year's budget.

Councilmember Hill announced that the crossroads between 23rd Street and Shunga Creek will be closed due to repairs on June 27 and 28, 2002.

PUBLIC COMMUNICATIONS AND COMMENTS, were presented.

Bob Sherbourne and Jason Chaika spoke under public comment.

NO FURTHER BUSINESS appearing the meeting was adjourned by unanimous consent at 8:10 p.m.

Iris Walker
City Clerk