

## City Council Minutes – November 26, 2002

COUNCIL CHAMBER, Topeka, Kansas, Tuesday, November 26, 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 Hill -8. Mayor Felker presided -1. Absent: Councilmember Price -1.

AFTER THE MEETING was called to order, Councilmember Hecht 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 November 19, 2002, were presented.

Councilmember Pomeroy requested an insert to the Minutes of the Regular Meeting of November 19, 2002 concerning the statement made by JoAnn Peavler on the ordinance relating to the membership of redistricting.

Councilmember Dunn moved to approve the consent agenda with the corrections to the minutes. The motion seconded by Councilmember Pomeroy carried. Councilmember Alcalá voted "no". (7-1-0)

A PROJECT BUDGET in the amount of \$250,000 and ORDINANCE NO. 17922 introduced by Mayor Harry Felker, authorizing Improvement Project 30042-02, which provides for the repair and replacement of Garfield Community Center's roof covering system as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka placed on first reading November 19, 2002, was again presented.

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

Councilmember Alcala moved to approve the project budget and adopt the ordinance.

The motion seconded by Councilmember Hill carried unanimously. (8-0-0)

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

A PROJECT BUDGET in the amount of \$75,000 and AN ORDINANCE introduced by Mayor Harry Felker, authorizing Improvement Project 30226-00, which provides for the design and installation of a new lighting system for the parking lot and the gymnasium at Crestview, Oakland, Garfield, and Hillcrest Community Centers as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka placed on first reading November 19, 2002, was again presented.

Councilmember Alcala asked for a break down of the financial implications of the project.

Ron Cathey, Parks and Recreation Department explained that this is only a request for proposal, so there is not a specific cost break down at this time. He stated that they have had a staff meeting to set priorities for this project which includes the five general walk areas to the gymnasiums. However, in his opinion an approximation of cost break down would consist of \$13,000 per walk area and \$10,000 per gymnasium.

Councilmember Alcala stated that he would prefer to have a financial break down before voting on this project.

Councilmember Alcala moved to defer one week. The motion seconded by Councilmember Duffy carried unanimously. (8-0-0)

Mayor Felker requested that Item C, a resolution relating to the application process of Transient Guest Tax funds be pulled from the agenda and deferred one week.

A COMMUNICATION from Topeka/Shawnee County Alcohol-Drug Abuse Advisory Council submitting 2003 funding recommendations of \$347,900 from the Special Alcohol Fund No. 228 and \$47,212 as a one-time capital outlay allocation to support ongoing operations of alcohol-drug abuse programs in the community was presented.

Ron Isenbarth, Chairman of the Topeka/Shawnee County Alcohol-Drug Abuse Advisory Council appeared for questions.

Jim Olson, Community Resources Council explained the break down of the program funding and why the 2003 funding recommendations reflect a \$156 excess.

Councilmember Dunn inquired on the Topeka Youth Project and what the program provides to the community.

Councilmember Lane distributed a Youth Alcohol-Drug Abuse Prevention Program handout from Reverend Taylor and asked if it would be possible to run copies of the document and circulate it to Topeka's youth.

Councilmember Stubbs asked for clarification of the Special Alcohol Fund No. 228 and where the majority of funds are contributed.

Councilmember Duffy asked if the Special Alcohol Fund targets the youth and how to serve them better.

Councilmember Dunn stated that she is not comfortable with the fund showing a \$156 deficit and suggested that the Valeo Recovery Programs fund be reduced by \$156 to absorb the excess.

Councilmember Hecht commended the program's success and the importance of allocating funds to support it.

David Owen, appeared in support of the communication.

Councilmember Dunn moved to accept the communication with the changes to reflect a zero deficit. The motion seconded by Councilmember Hill carried unanimously. (8-0-0)

A COMMUNICATION requesting approval of a Worker's Compensation settlement agreement with Ken Eaton in the amount of \$12,991.86 was presented.

Brenden Long, City Attorney explained the settlement.

Councilmember Stubbs asked if there had been any correspondence or information distributed concerning the claim.

Brendon Long stated that on November 6, 2002 a memo was sent to the City Council for review.

Councilmember Dunn moved to approve the settlement. The motion was seconded by Councilmember Pomeroy.

Several Councilmembers suggested that a work session be scheduled to discuss the details of the settlement.

Councilmember Dunn made a substitute motion to defer one week. The motion seconded by Councilmember Lane carried. Councilmembers Dunn and Duffy voted "no". (6-2-0)

A REVISED PROJECT BUDGET in the amount of \$1,908,000 and RESOLUTION NO. 7297 introduced by Mayor Harry Felker, authorizing Waterworks Project No. 28466 which provides for water line replacement and authorizing the same and specifically repealing City of Topeka Resolution No. 7118 was presented.

Neil Dobler, Public Works Director gave the staff report.

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

AN ORDINANCE introduced by Mayor Harry Felker, authorizing Improvement Project No. 14110-00, which provides for the improvement of the existing electronic traffic control system as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka, was presented for first reading.

Mayor Felker announced the state issued budget cuts for 2002 and 2003, totaling 2.5 million dollars.

PRESENTATIONS BY MEMBERS OF THE COUNCIL, were presented.

Councilmember Pomeroy noted several errors on the new City Council districting maps and asked that they be recalled.

Councilmember Lane read a memo from the Monroe NIA requesting funding for neighborhood improvements. He stated that there is an investor that is interested in developing the northern area of the neighborhood and would encourage anyone who is involved in the project to attend the committee meeting on December 6, 2002.

Councilmember Dunn inquired on the status of the streetlight replacement at 37<sup>th</sup> Street and Kentucky, when the demolition of vacant homes on Indiana would begin, and announced that the Highland Park Apartments renovation is complete.

Councilmember Alcalá stated that the traffic light at the corner of NE Seward and Chandler is malfunctioning and requested that it be checked out.

PUBLIC COMMUNICATIONS AND COMMENTS, were presented.

Richard Roane, David Owens and LaZone Grays appeared to speak under public comment.

NO FURTHER BUSINESS appearing the meeting was adjourned by unanimous consent  
at 8:43 p.m.

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Iris Walker  
City Clerk