

City Council Minutes – February 1, 2005

COUNCIL CHAMBER, Topeka, Kansas, Tuesday, February 1, 2005. The Councilmembers of the City of Topeka met in regular session at 7:00 P.M., with the following Councilmembers present: Pomeroy, Alcalá, Duffy, Chancler, Nave, Haynes, Stubbs and Preisner -8. Mayor James A. McClinton presided -1. Councilmembers absent: Muller -1.

AFTER THE MEETING was called to order, prayer was offered by Pastor Tom Watson, El Shaddai Ministries Church of God in Christ.

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

Councilmember Alcalá requested that the re-appointment of Arthur Alcalá to the Community Advisory Council be voted on separately due to a conflict of interest.

THE CONSENT AGENDA was presented as follows:

RESOLUTION NO. 7574 introduced by Mayor James A. McClinton authorizing expenditures from the Crime Prevention Fund was presented.

RESOLUTION NO. 7575 introduced by Mayor James A. McClinton authorizing expenditures from the Crime Prevention Fund was presented.

A PROJECT BUDGET in the amount of \$1,666,300 and RESOLUTION NO. 7576 introduced by Mayor James A. McClinton describing and authorizing Improvement Project No. 13122, Phase 3 which provides for completion of site improvements for the restoration of the Great Overland Station as more specifically described herein was presented.

Minutes of the Regular Meeting of January 25, 2005, were presented.

A Dance Hall License application bearing the approval of the Chief of Police and City Inspectors for Stingers, 2335 NW Clay, was presented.

An Open After Mid-Night License application bearing the approval of the Chief of Police and City Inspectors for River Hill Stadium #160, 6200 SW 6th Avenue was presented.

Councilmember Stubbs moved to approve the consent agenda, except the re-appointment of Arthur Alcala to the Community Advisory Council. The motion seconded by Councilmember Preisner carried unanimously. (8-0-0)

Councilmember Stubbs moved to approve the re-appointment of Arthur Alcala to the Community Advisory Council. The motion seconded by Councilmember Preisner carried. Councilmember Alcala abstained. (7-0-1)

ORDINANCE NO. 18385 introduced by Mayor James A. McClinton relating to garage rates, and specifically amending Section 2 of City of Topeka Ordinance No. 18312 and specifically repealing said original section of Ordinance No. 18312 placed on first reading January 25, 2005 was again presented.

Neil Dobler, Public Works Director gave the staff report. He stated that this ordinance corrects an error in the calculation of the contract rate.

The ordinance was adopted on roll call vote as follows: Ayes: Pomeroy, Alcala, Chancler, Nave, Haynes, Duffy, Stubbs and Preisner -8. Absent: Muller -1.

A PROJECT BUDGET in the amount of \$300,000 and ORDINANCE NO. 18386 introduced by Mayor James A. McClinton, authorizing Street Repair Project No. 84331, which provides for the construction of handicapped accessible curb cuts and sidewalk ramps throughout the City as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka placed on first reading January 25, 2005 was again presented.

Neil Dobler gave the staff report.

Councilmember Preisner moved to approve the project budget and adopt the ordinance.
The motion seconded by Councilmember Stubbs carried unanimously. (8-0-0)

The ordinance was adopted on roll call vote as follows: Ayes: Pomeroy, Alcalá, Chancler, Nave, Haynes, Duffy, Stubbs and Preisner -8. Absent: Muller -1.

ORDINANCE NO. 18387 introduced by Mayor James A. McClinton annexing land to the City of Topeka, Kansas, in accordance with K.S.A. 12-520, as amended, generally located between SE 23rd Terrace and K-4 Highway (Kansas Turnpike), approximately 1320-feet west of SE Croco Road within unincorporated Shawnee County, Kansas and adjacent to the City of Topeka corporate limits, and said land being annexed for all City purposes placed on first reading January 25, 2005 was again presented. (A05/1)

David Thurbon, Planning Director gave the staff report.

The ordinance was adopted on roll call vote as follows: Ayes: Pomeroy, Alcalá, Chancler, Nave, Haynes, Duffy, Stubbs and Preisner -8. Absent: Muller -1.

AN ORDINANCE introduced by Mayor James A. McClinton, authorizing Improvement Project No. 18025-00, which provides for the removal of the free flow right turn lane on 21st Street to Arrowhead as more specifically described herein, all pursuant to Section A12-1 of the Code of the City of Topeka was presented for first reading.

AN ORDINANCE introduced by Mayor James A. McClinton annexing land to the City of Topeka, Kansas, in accordance with K.S.A. 12-520, as amended, on property located at the northwest corner of SW 29th Street and SW Indian Hills Road adjacent to the City of Topeka corporate limits, and said land being annexed for all City purposes was presented for first reading. (A04/10)

AN ORDINANCE introduced by Mayor James A. McClinton amending the "District Map" referred to and made a part of the Zoning Ordinances by Section 48-1.04 of the Code of the City of Topeka, by providing for certain changes in zoning on property commonly known as Alexander Place Subdivision, located at the southeast corner of SW 45th Street and SW Cambridge Road in the City of Topeka, Kansas from "RR-1" Residential Reserve District TO "R-1" Single Family Dwelling District was presented for first reading. (Z05/1)

AN ORDINANCE introduced by Mayor James A. McClinton amending the "District Map" referred to and made a part of the Zoning Ordinances by Section 48-1.04 of the Code of the City of Topeka, by providing for certain changes in zoning on property commonly known as River Hill Residential, located at the northwest corner of SW 6th Avenue and SW Wanamaker Road in the City of Topeka, Kansas from "RR-1" Residential Reserve District TO "R-1" Single Family Dwelling District was presented for first reading. (Z05/2)

REPORTS OF COMMITTEES AND OFFICERS, were presented.

Councilmember Preisner announced that there would be a Public, Health and Safety Committee meeting held on February 7, 2005 at 12:00 p.m. in the City Council Office.

Councilmember Nave announced that there would be a Policy and Finance Committee meeting held on February 3, 2005 at 4:00 p.m. in the City Council Office.

REPORT FROM THE CHIEF ADMINISTRATIVE OFFICER, was presented.

Dave Graversen distributed the Weekly Legislative Report.

Brenden Long explained the consolidation bill under consideration by the legislature.

Councilmember Duffy asked when the City of Topeka tax equity bill would be introduced.

PRESENTATIONS BY MEMBERS OF THE COUNCIL, were presented.

Councilmember Chancler announced that she would introduce a resolution next week, sponsored jointly by Councilmember Alcala regarding an amendment to Resolution No. 7306. She also submitted a resolution for a future agenda relating to the installation of a traffic signal at the intersection of SE 6th Street and SE Deer Creek Trafficway.

Hi Stockwell appeared to speak under public comment.

NO FURTHER BUSINESS appearing the meeting was adjourned at 7:58 p.m.

Iris Walker
City Clerk