

City Council Minutes – September 20, 2005

COUNCIL CHAMBER, Topeka, Kansas, Tuesday, September 20, 2005. The Councilmembers of the City of Topeka met in regular session at 7:00 P.M., with the following Councilmembers present: Councilmembers Kennedy, Alcala, Ortiz, Nave, Duffy, Blackburn, Preisner and Harmon -8. Mayor Bunten presided -1. Absent: Councilmember Haynes -1.

AFTER THE MEETING was called to order, Councilmember Alcala gave the invocation.

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

Neil Dobler, City Manager requested that item 3C, a final plat for Summer's View Subdivision and item 4K, an ordinance approving the Redevelopment Project Plan for Heartland Park be pulled from the agenda and considered at a later date.

Councilmember Nave moved to defer item 3C for one week, and item 4K until October 11, 2005. The motion seconded by Councilmember Preisner carried unanimously. (8-0-0)

RESOLUTION NO. 7686 introduced by Councilmember Lana Kennedy granting House of Barbecue an exception to the provisions of City of Topeka Code Section 54-148 concerning noise was presented.

RESOLUTION NO. 7687 introduced by Councilmember Sylvia Ortiz granting First Assembly of God Church an exception to the provisions of City of Topeka Code Section 54-148 concerning noise was presented.

MINUTES of the Regular Meeting of September 13, 2005, was presented.

Councilmember Harmon moved to approve the remainder of the consent agenda. The motion seconded by Councilmember Preisner carried unanimously. (9-0-0)

AN ORDINANCE introduced by City Manager Neil Dobler, authorizing Improvement Project No. 30252-00, which provides for improvements to the Discovering Apes building 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 City Manager Neil Dobler, apportioning and levying a special assessment on certain lots and pieces of ground in the City of Topeka, Shawnee County, Kansas, for the improvement of Lateral Sanitary Sewer District No. 40907-01 with piping, manholes, engineering and all other contingencies needed to complete Lateral Sanitary Sewer District No. 40907-01, as defined and described in Resolution No. 7353, adopted and approved June 17, 2003 was presented for first reading.

AN ORDINANCE introduced by City Manager Neil Dobler, apportioning and levying a special assessment on certain lots and pieces of ground in the City of Topeka, Shawnee County, Kansas, for the improvement of Street Improvement Project No. 60591-01, with pavement, curb and gutter, and all other contingencies needed to complete Street Improvement Project No. 60591-01, as defined and described in Resolution No. 7373, adopted and approved August 5, 2003 was presented for first reading.

AN ORDINANCE introduced by City Manager Neil Dobler relating to annexation and funding of sewer service and extensions, amending City of Topeka Code Section 146-256, and repealing said original section was presented for first reading.

AN ORDINANCE introduced by City Manager Neil Dobler authorizing Improvement Project No. 30232-00, which provides for the location of the construction of a 38 stall parking lot 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 City Manager Neil Dobler authorizing Improvement Project No. 28530-00 which provides for modifications and improvements at the NE 37th and Fairlawn Booster Station including installation of new Motor Control Center (MCC), pumping unit, new valving and valve replacement, and stand-by power generation which constitute improvements to the municipally owned water, water pollution control, and stormwater utility system of the City of Topeka, Shawnee County, Kansas, approving cost estimates of the proposed improvements, and doing all other things necessary and incidental thereto, and authorizing the publication of the Notice of Intention of the governing body of the City of Topeka, Kansas to make such improvements and to issue and sell revenue bonds of said City to pay the cost thereof pursuant to K.S.A. 10-101 and 10-1201, *et. seq.*, and amendments thereto was presented for first reading.

AN ORDINANCE introduced by City Manager Neil Dobler authorizing Phase 2 of Improvement Project No. 28578-01 which provides for the construction of a new 16”/18” transmission main along SE 37th Street from California Avenue to Adams Street and south on Adams Street to SE 40th Street and Quincy Street which constitute improvements to the municipally owned water, water pollution control, and stormwater utility system of the City of Topeka, Shawnee County, Kansas, approving cost estimates of the proposed improvements, and doing all other things necessary and incidental thereto, and authorizing the publication of the Notice of Intention of the governing body of the City of Topeka, Kansas, to make such improvements and to issue and sell revenue bonds of said City to pay the cost thereof pursuant to K.S.A. 10-101 and 10-1201, *et. seq.*, and all amendments therto was presented for first reading.

AN ORDINANCE introduced by City Manager Neil Dobler authorizing Phase 2 of Improvement Project No. 28569-01 which provides for the construction of a new 12” water main

along Huntoon Street from Urish Road to Executive Drive and Urish Road from SW 17th Street to Red Oaks Place which constitute improvements to the municipally owned water, water pollution control, and stormwater utility system of the City of Topeka, Shawnee County, Kansas, approving cost estimates of the proposed improvements, and doing all other things necessary and incidental thereto, and authorizing the publication of the Notice of Intention of the governing body of the City of Topeka, Kansas, to make such improvements and to issue and sell revenue bonds of said City to pay the cost thereof pursuant to K.S.A. 10-101 and 10-1201, *et. seq.*, and all amendments thereto was presented for first reading.

AN ORDINANCE introduced by City Manager Neil Dobler authorizing Phase 2 of Improvement Project No. 28509-02 which provides for the construction and installation of two, twenty (20) inch water lines on the new Topeka Boulevard Bridge over the Kansas River at the time of bridge construction which constitute improvements to the municipally owned water, water pollution control, and stormwater utility system of the City of Topeka, Shawnee County, Kansas, approving cost estimates of the proposed improvements, and doing all other things necessary and incidental thereto, and authorizing the publication of the Notice of Intention of the governing body of the City of Topeka, Kansas, to make such improvements and to issue and sell revenue bonds of said City to pay the cost thereof pursuant to K.S.A. 10-101 and 10-1201 *et. seq.*, and all amendments thereto was presented for first reading.

AN ORDINANCE introduced by City Manager Neil Dobler establishing a redevelopment district within the City of Topeka, Kansas consisting of all real property owned by the City at Heartland Park of Topeka as more specifically described herein, all pursuant to K.S.A. 12-1770 *et. seq.*, and amendments thereto was presented for first reading.

PRESENTATIONS BY THE CITY MANAGER, MAYOR AND MEMBERS OF THE COUNCIL, were presented.

Neil Dobler, City Manager explained the process of issuing STAR Bonds for the Heartland Park project.

Councilmember Blackburn asked that the Friends of the Zoo Organization be contacted to see if they would be willing to fund the repairs to the Discovering Apes building at the zoo.

NO FURTHER BUSINESS appearing the meeting was adjourned at 7:27 p.m.

Iris Walker
City Clerk