

Council Minutes – August 16, 2011

COUNCIL CHAMBER, Topeka, Kansas, Tuesday, August 16, 2011. The Councilmembers of the City of Topeka met in regular session at 6:00 P.M., with the following Councilmembers present: Councilmembers Hiller, Alcalá, Ortiz, Everhart, Wolgast, Manspeaker, Archer, Gray and Harmon -9. Mayor William W. Bunten presided -1.

AFTER THE MEETING was called to order, Pastor Peter Lange, St. John's Lutheran Church provided the invocation.

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

At 6:07 p.m., Councilmember Alcalá moved to recess the Council meeting into executive session to discuss pending litigation in order to preserve attorney-client privilege communication for a time period not to exceed 20 minutes. The motion seconded by Councilmember Ortiz carried unanimously. (9-0-0)

At 6:17 p.m., Mayor Bunten reconvened the Council meeting into open session and announced no action was taken during the executive session.

THE CONSENT AGENDA was presented as follows:

BOARD APPOINTMENT recommending the re-appointment of Anthony Fadale to the Human Relations Commission for a term ending August 31, 2013 was presented.

BOARD APPOINTMENT recommending the re-appointment of Richard Beardmore to the Topeka Planning Commission for a term ending August 31, 2014 was presented.

BOARD APPOINTMENT recommending the appointment of Jennifer Turner to the Topeka-Shawnee County Public Library Board of Trustees to fill an unexpired term ending April 30, 2012 was presented.

MINUTES of the regular meeting of August 9, 2011 were presented.

An Open After Midnight License application for The Burger Stand located at 1601 SW Lane, was presented.

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

Councilmember Alcalá moved to suspend the Council Rules to add a settlement agreement to the agenda authorizing a settlement payment in the amount of \$300,000 to be paid to the plaintiffs and their counsel, and authorizing the City Manager to execute the settlement agreement. The motion seconded by Councilmember Harmon carried unanimously. Mayor Buntén voted “yes.” (10-0-0)

Councilmember Alcalá moved to add the settlement agreement to the Council agenda under Unfinished Business as item 6B. The motion seconded by Councilmember Wolgast carried unanimously. (9-0-0)

Councilmember Alcalá moved to add a resolution relating to the annexation of the Kanza Fire Commerce Park to the Council agenda. The motion seconded by Councilmember Archer carried unanimously. (9-0-0)

Councilmember Alcalá moved to add a resolution relating to the health insurance fund balance to the Council agenda. The motion seconded by Councilmember Manspecker carried. Councilmember Hiller voted “no.” (8-1-0)

Councilmember Alcalá moved to reinstate the Council Rules. The motion seconded by Councilmember Manspecker carried unanimously. (9-0-0)

Mayor Buntén announced the resolutions would be added to the Council agenda under New Business as items 7F and 7G, respectively.

A NOTICE OF PUBLIC HEARING

A PUBLIC HEARING regarding the proposed issuance by the City of its Economic Development Refunding Revenue Bonds, Series 2011A (YMCA Project) in a maximum principal amount of \$7,065,000 under K.S.A. 12-1740 through 12-1749d, inclusive, as amended, for the purpose of providing funds to currently refund the City's outstanding Economic Development Revenue Bonds, Series 2000A (YMCA Project) dated August 1, 2000.

ORDINANCE NO. 19619 introduced by Interim City Manager, Daniel R. Stanley, authorizing the City of Topeka, Kansas, to issue its Economic Development Refunding Revenue Bonds, Series 2011A (YMCA Project) in the maximum principal amount of \$7,065,000 for the purpose of refunding certain of the City's outstanding Economic Development Revenue Bonds issues to finance the construction, furnishing and equipping of a new 38,000 square foot recreational health center in the City; authorizing execution of a trust indenture by and between the City and CoreFirst Bank & Trust in the City of Topeka, Kansas, as Trustee; authorizing the City to lease said project to the Young Men's Christian Association of Topeka, Kansas, a Kansas Not-For-Profit Corporation, and authorizing execution of a lease by and between said City and Association; and authorizing the execution of the bond purchase agreement for the bonds by and among the City, the Young Men's Christian Association of Topeka, Kansas and George K. Baum & Company, Topeka, Kansas, as representative of the purchasers of the bonds placed on first reading August 9, 2011 was again presented. (*Contract No. 41510 and Contract No. 41511*)

Daniel R. Stanley, Interim City Manager gave the staff report.

Councilmember Gray asked if refinancing the bond would extend the life of the bond.

Phil Wolfe, Nichols & Wolfe Chartered stated the refinancing of the bonds would not extend the life of the bond and noted the market is offering historically low interest rates at this time.

Councilmember Archer asked if the City assumes any liability in relation to the bonds.

Phil Wolfe stated there is no obligation of the City related to the bonds.

Councilmember Archer moved to close the public hearing and adopt the ordinance. The motion seconded by Councilmember Alcala carried unanimously. Mayor Bunten voted “yes.” (10-0-0)

The ordinance was adopted on roll call vote as follows: Ayes: Hiller, Alcala, Ortiz, Everhart, Wolgast, Manspeaker, Archer, Gray, Harmon and Mayor Bunten -10.

ORDINANCE NO. 19620 introduced by Interim City Manager Daniel R. Stanley, amending the “District Map” referred to and made a part of the Zoning Ordinances by Section 18.50.050 of the Topeka Municipal Code (TMC), by providing for certain changes in zoning on property located 109 and 115 North Kansas Avenue from “I-2” Heavy Industrial District TO “D-3” Downtown District placed on first reading August 9, 2011 was again presented. (Z11/10)

Daniel R. Stanley, Interim City Manager gave the staff report.

Exparte communications were declared by Councilmember Hiller.

Councilmember Hiller moved to adopt the ordinance. The motion seconded by Councilmember Wolgast carried unanimously. Mayor Bunten voted “yes.” (10-0-0)

The ordinance was adopted on roll call vote as follows: Ayes: Hiller, Alcala, Ortiz, Everhart, Wolgast, Manspeaker, Archer, Gray, Harmon and Mayor Bunten -10.

APPROVAL of a Settlement Agreement reached by all parties in the Federal District Court Case *Llamas v. City of Topeka, Kansas* authorizing payment of \$300,000 to the plaintiffs and their counsel, and authorizing the City Manager to execute the settlement agreement was presented.

Daniel R. Stanley, Interim City Manager gave the staff report and stated the settlement would be paid from the Special Liability Fund.

Councilmember Alcala moved to approve the settlement agreement in the amount of \$300,000. The motion seconded by Councilmember Ortiz carried unanimously. Mayor Bunten voted “yes.” (10-0-0)

ORDINANCE NO. 19621 introduced by Interim City Manager Daniel R. Stanley, allowing and approving City expenditures for the period of July 25, 2011, through July 31, 2011, an enumerating said expenditures therein was presented for first and final reading.

Daniel R. Stanley, Interim City Manager gave the staff report.

Councilmember Ortiz moved to adopt the ordinance. The motion seconded by Councilmember Alcala carried unanimously. (9-0-0)

The ordinance was adopted on roll call vote as follows: Ayes: Hiller, Alcala, Ortiz, Everhart, Wolgast, Manspeaker, Archer, Gray and Harmon -9.

NO Retail Cereal Malt Beverage License Applications were presented.

APPROVAL of the FY 2012 Consolidated Action Plan and Budget was presented.

Randy Speaker, Housing and Neighborhood Director gave the staff report.

Councilmember Ortiz moved to approve the FY 2012 Consolidated Action Plan and Budget. The motion seconded by Councilmember Archer carried unanimously. (9-0-0)

ORDINANCE NO. 19622 introduced by Interim City Manager Daniel R. Stanley, approving and adopting the operating budget for the City of Topeka for the year 2012, and appropriating the amounts for the purpose as set forth therein was presented for first and final reading.

Daniel R. Stanley, Interim City Manager reported he sought and provided the Council with a zero mill levy increase budget as requested. He stated the budget as proposed assumes a level of risk in these tough economic times and the Council must determine the core functions of City operations, develop core values for the budget, as well as, give context to the budget. He

noted the trend is doing more with less and the City-County Parks and Recreation Departmental consolidation offers a savings of approximately \$184,000 in FY 2012.

Mayor Bunten reported most surrounding taxing entities have increased their mill levy while the Governing Body of the City of Topeka has held the line with spending for many years. He stated the Council must determine the needs of City operations when trying to achieve a zero mill levy increase because many critical needs may not be met. He also stated the Council needs to adopt the 2012 operating budget as published in the Topeka Metro News subject to amendment and discussion.

Councilmember Alcalá read the 2012 Budget Committee Report Recommendations (*Attachment A*) to approve a zero mill levy budget as proposed by Daniel R. Stanley, Interim City Manager, including motions relating to Fleet Services, the Health Insurance fund and the Transient Guest Tax fund.

Councilmember Alcalá moved to approve the 2012 Budget Committee Recommendations as presented. The motion seconded by Councilmember Archer carried unanimously. Mayor Bunten voted “yes.” (10-0-0)

Mayor Bunten referenced the Increases in the General Fund handout (*Attachment B*) which shows a comparison between 2012 City Operating Budgets as proposed by the previous City Manager and Daniel R. Stanley, Interim City Manager.

Councilmember Archer stated it was his understanding the 2012 budget proposal prepared by the previous City Manager is null and void due to the action taken by the Council to approve the 2012 Budget Committee Recommendations approving a zero mill levy budget as proposed by Daniel R. Stanley, Interim City Manager.

Mayor Bunten stated he believes each line item should be reviewed by the Governing Body and discussed to allow the citizens viewing the Council meeting to understand the budget in detail.

Councilmember Archer stated the purpose of the Budget Committee meetings were to discuss the 2012 City Operating Budget in detail and provide an opportunity for questions to be answered.

Mayor Bunten moved to add wage increases in the amount of \$712,796. The motion was seconded by Councilmember Wolgast.

Councilmember Alcalá raised a point of order. He questioned if the Mayor has the authority to make a motion.

Catherine Walter, Acting City Attorney stated in her opinion, the Mayor has the authority to make motions.

Councilmember Harmon asked how the wage increase would be funded.

Mayor Bunten stated the Governing Body would reduce the amount from the ending balance.

Pam Simecka, Acting Budget and Finance Director stated the wage increase would bring the ending balance to 8.8% of revenues or slightly over \$7 million of the revenue budgeted for the general fund ending balance.

Councilmember Alcalá questioned if the Council should keep the 9% revenue floor to hold the AA2 credit rating.

Daniel R. Stanley, Interim City Manager reported the Bond Counsel has suggested the City keep the revenue floor between a range of 9% and 10%.

Mayor Bunten stated he was told there would be no problem in adding wage increases because the ending balance has no bearing on the City's bond rating.

Councilmember Archer stated the Governing Body needs to determine whether they should go below the 9% revenue level before moving forward with the adoption of the budget.

Councilmember Archer made a substitute motion to keep the revenue level at 9% or \$7.3 million of the revenue budgeted for the general fund ending balance. The motion was seconded by Councilmember Gray.

Councilmember Hiller spoke in support of a 9% revenue level.

Councilmember Wolgast spoke in opposition to the substitute motion. He stated he believes the Governing Body should set an amount not to exceed, which does not have to be \$9 million.

Councilmember Alcala spoke in opposition to the substitute motion. He stated he believes the Governing Body should set financial restrictions or boundaries to ensure fiscal responsibility. He expressed concern with the health insurance fund balance and stated he believes any money that could be saved now could be used in FY 2013.

Councilmember Everhart questioned the new part-time position for the City Council Office and asked when the position was authorized.

Daniel R. Stanley, Interim City Manager stated he made the decision to hire a part-time employee for the City Council Office because of the need to improve constituent services. He reported the part-time position would be funded by shifting funds allocated for vacant positions in the City Manager's budget to the City Council's budget.

Councilmember Alcala stated the removal of the position was handled administratively without consulting the Council; therefore, it was determined the reinstatement of a part-time position could be handled administratively.

Councilmember Hiller referenced the needs of Fleet Services and Facilities. She suggested adding \$350,000 for wage increases; eliminate the Engineer II position in the amount

of \$38,791; and add \$287,000 for Contributions to Agencies; which would bring the budget under the \$684,000 limit as proposed by the City Manager to achieve a zero mill levy increase.

Councilmember Archer called the question.

The substitute motion to keep the revenue level at 9% or \$7.3 million of the revenue budgeted for the general fund ending balance carried. Councilmembers Hiller, Wolgast, Harmon and Mayor Bunten voted “no.” (6-4-0)

Daniel R. Stanley provided examples of other peer cities ending balances ranging from 9% to 53% and noted the City’s revenue level has generally been higher than the level it is currently. He listed some of the issues facing the City such as, aged vehicles and decaying facilities; however, the issues must be prioritized before an action plan could be put into place. He reported sales tax revenue performance would hopefully stay on an upward trend for 2011 to recapitalize on police vehicles. He reported Police Chief Miller believes he could find additional funds in 2012 for vehicle replacement, and in 2013 a structured plan could be put in place to utilize vacancy credits. He suggested the Council authorize Police Chief Miller to address the fleet issues as funds become available conditioned upon Council approval.

Councilmember Alcala questioned how much funds could be generated from vacancy credits and if it could be done in 2012.

Daniel R. Stanley stated vacancy credits are estimated to generate approximately \$500,000 in FY 2013; however, in FY 2012 vacancy credits would generate approximately \$1 million, an amount the 2012 budget could not support.

Councilmember Hiller moved to include a provision authorizing the City Manager to present projects listed by priority for Council approval as funds become available for Fleet Services and Facilities. The motion seconded by Councilmember Alcala carried unanimously. Mayor Bunten voted “yes.” (10-0-0)

Councilmember Wolgast distributed a Budget Schedule for the Transient Guest Tax Fund dated August 8, 2011 (*Attachment C*). He provided a brief overview of the handout including the creation of a Visit Topeka BID Fund in the amount of \$150,000 to be financed through increased revenues and a reduction in expenditures for Visit Topeka, Inc., by \$55,500; and reduce the General Fund transfer amount from \$200,000 to \$175,000.

Councilmember Wolgast moved to transfer \$175,000 of Transient Guest Tax Funds to the General Fund. The motion was seconded by Councilmember Everhart.

Councilmember Everhart spoke in support of the funding recommendations and stated she believes it is a good proposal.

Councilmember Ortiz spoke in support of the funding recommendations and stated the BID Fund is a very important piece in generating additional transient guest tax revenues. She thanked Councilmember Wolgast for his hard work on the proposal and asked if funds have been allocated for Sunflower Soccer. She requested Visit Topeka, Inc., increase marketing efforts for the Kansas ExpoCentre.

Councilmember Wolgast stated the proposal does not include Sunflower Soccer; however, Sunflower Soccer would be discussed at the Transient Guest Tax Committee meeting next month.

Councilmember Alcalá made a substitute motion to add a provision that Visit Topeka, Inc., receive funding in the amount of \$990,000 based on consolidation with the Greater Topeka Chamber of Commerce. The motion was seconded by Councilmember Archer.

Councilmember Harmon spoke in opposition to the consolidation provision. He stated it is a drastic change for both organizations and they need time to research the repercussions.

Councilmember Wolgast stated Visit Topeka, Inc., has expressed the desire to relocate in the downtown area; however, he believes a forced consolidation would not be the best way to make it happen.

Councilmember Gray asked how much influence the Greater Topeka Chamber of Commerce would have over Visit Topeka, Inc., operations.

Councilmember Alcalá stated the details could be worked out at a later date; however, if it is not feasible, the consolidation could be reversed in the 2013 budget.

Councilmember Manspeaker noted the City currently allocates \$5 million to GO Topeka. He stated in his opinion, GO Topeka and the Greater Topeka Chamber of Commerce are one and the same and this action would increase the \$5 million allocation which is not acceptable.

Councilmember Alcalá stated the consolidation would allow for a cost reduction in Visit Topeka Inc., operations and give the Chamber bed tax revenues, not taxpayer dollars. He expressed concern with the ending fund balance and stated the consolidation would streamline the process and benefit taxpayers.

Councilmember Archer spoke in support of the consolidation proposal. He stated it is a bold proposal that would force more accountability to the Greater Topeka Chamber of Commerce.

Councilmember Hiller expressed concern with the consolidation of organizations and stated she believes it would be premature without discussing the idea with the Chamber and Visit Topeka, Inc., representatives. She stated in her opinion, the matter should be handled separate from the budget.

Councilmember Ortiz spoke in support of consolidating the organizations. She stated consolidation would help the smaller organizations that receive less funding from the City but still contribute to transient guest tax revenues.

Councilmember Everhart stated she concurs with Councilmember Hiller and believes there are too many questions that need to be answered by Visit Topeka, Inc., and the Chamber before a decision is made.

Councilmember Gray called the question.

The substitute motion to add a provision that Visit Topeka, Inc., would receive funding in the amount of \$990,000 based on consolidation with the Greater Topeka Chamber of Commerce failed. Councilmembers Hiller, Everhart, Wolgast, Manspeaker, Harmon and Mayor Bunten voted “no.” (4-6-0)

The motion to transfer \$175,000 of Transient Guest Tax Funds to the General Fund carried. Councilmember Manspeaker voted “no.” Mayor Bunten voted “yes.” (9-1-0)

Councilmember Harmon moved to increase the Topeka Cemetery expenditure from \$50,000 to \$100,000 and the Rochester Cemetery expenditure from \$30,000 to \$60,000. The motion was seconded by Councilmember Alcalá.

Councilmember Archer made a substitute motion to maintain the zero mill levy increase; keep Youth and Social Service funding at the 2011 funding level with the provision to increase funding for Rochester Cemetery to \$60,000, increase funding for Topeka Cemetery to \$100,000, increase funding for Keep America Beautiful to \$15,000; and allocate the remaining \$326,350 for the replacement of City vehicles at the City Manager’s discretion. The motion was seconded by Councilmember Alcalá.

Councilmember Manspeaker stated he respects the agencies who have requested to receive the same funding level as 2011 because it demonstrates that they understand the City is facing tough economic times. He also stated the City needs to move forward and operate cost effectively to be able to sustain core functions.

The substitute motion to maintain the zero mill levy increase; keep Youth and Social Service funding at the 2011 funding level with the provision to increase funding for Rochester Cemetery to \$60,000, increase funding for Topeka Cemetery to \$100,000, increase funding for Keep America Beautiful to \$15,000; and allocate the remaining \$326,350 for the replacement of City vehicles at the City Manager's discretion carried. Councilmembers Hiller and Harmon voted "no." Mayor Buntun voted "yes." (8-2-0)

Councilmember Hiller made a substitute motion to allocate \$38,791 earmarked for the Engineer II position to be divided at the City Manager's discretion between the Community Resources Council, Housing and Credit Counseling Inc., and Jayhawk Area Agency on Aging. The motion seconded by Councilmember Gray carried. Councilmembers Ortiz, Archer and Harmon voted "no." Mayor Buntun voted "yes." (7-3-0)

Pam Simecka reported the 2012 City of Topeka Operating Budget has an ending fund balance of \$7.3 million of the revenue budgeted for the general fund ending balance or a 9% revenue level.

Councilmember Alcalá thanked the Governing Body for their hard work on finalizing the budget.

Councilmember Archer thanked the Interim City Manager, Deputy Mayor and Mayor for their great leadership during the budget process.

Councilmember Alcalá moved to adopt the ordinance as amended. The motion seconded by Councilmember Archer carried. Mayor Buntun voted "yes." Councilmembers Everhart and Harmon voted "no." (8-2-0)

The ordinance was adopted on roll call vote as follows: Ayes: Hiller, Alcalá, Ortiz, Wolgast, Manspecker, Archer, Gray, and Mayor Buntun -8. Noes: Everhart and Harmon -2.

AN ORDINANCE introduced by Interim City Manager Daniel R. Stanley, attesting to the increase in taxes levied for budget year 2012 necessary to finance public services for the City of Topeka placed on first reading August 9, 2011 was again presented.

Councilmember Harmon moved to withdraw the ordinance. The motion seconded by Councilmember Alcalá carried unanimously. Mayor Bunten voted “yes.” (10-0-0)

RESOLUTION NO. 8362 introduced by Interim City Manager Daniel R. Stanley requesting the Board of Commissioners, Shawnee County, Kansas, to approve annexation of noncontiguous property in accordance with K.S.A. 12-520c was presented.

Daniel R. Stanley, Interim City Manager reported the resolution is being presented for consideration to amend the annexation request to include boarder streets adjoining the land that is to become part of the City.

Councilmember Ortiz moved to approve the resolution. The motion seconded by Councilmember Wolgast carried. Mayor Bunten voted “yes.” Councilmember Manspeaker voted “no.” (9-1-0)

RESOLUTION NO. 8363 introduced by Deputy Mayor John Alcalá directing the Interim City Manager to investigate and report to the Council the circumstances relating to the health insurance fund balance was presented.

Councilmember Alcalá stated the resolution directs the City Manager to investigate why the Council was not informed of the serious financial issues relating to the health insurance fund.

Councilmember Everhart requested staff research the details as to why the reserves were depleted in 1999 to 2000, and what the circumstances entail.

Daniel R. Stanley stated they would review the history of the health insurance fund issues and policies internally, and would seek external services only if necessary.

Councilmember Manspeaker asked for a full explanation and understanding of what has transpired over time with the health insurance fund so they could better explain the situation to City employees.

Councilmember Hiller stated she concurs with Councilmember Manspeaker and asked if the resolution was necessary.

Councilmember Alcala stated he drafted the resolution to make certain there is no question, in regards to authority, as to what needs to take place to resolve the issue.

Councilmember Harmon requested the City Manager inform the Council if any funds need to be expended to hire an external source to investigate the issue.

Councilmember Alcala clarified the resolution provides the City Manager with the necessary authority to expend funds if necessary. He stated an amendment would be necessary if Councilmember Harmon would like to include an expenditure provision.

Councilmember Alcala moved to approve the resolution. The motion seconded by Councilmember Gray carried. Mayor Bunten voted “yes.” Councilmember Harmon voted “no.” (9-1-0)

AN ORDINANCE introduced by Interim City Manager Daniel R. Stanley, authorizing the issuance of \$9,940,000 aggregate principal amount of Full Faith and Credit Star Refunding Bonds Series 2011-A (Heartland Park) of the City of Topeka, Kansas, under the authority of K.S.A. 10-101 to 125, inclusive, and K.S.A. 10-427 et seq., all as amended and supplemented was presented for first reading.

AN ORDINANCE introduced by Interim City Manager, Daniel R. Stanley, authorizing the issuance of \$26,240,000 aggregate principal amount of General Obligation Improvement and Refunding Bonds, Series 2011-A of the City of Topeka, Kansas, under the authority of K.S.A.

10-101 to 125, inclusive, K.S.A. 10-427 et seq., K.S.A. 12-6a01 et seq., and Charter Ordinance No. 89 of the City, all as amended was presented for first reading.

AN ORDINANCE introduced by Interim City Manager, Daniel R. Stanley, creating Chapter 13.35 concerning stormwater management and amending Sections 13.15.010 through 13.15.040 and Sections 13.15.110 through 13.15.150 was presented for first reading.

AN ORDINANCE introduced by Interim City Manager, Daniel R. Stanley, amending City of Topeka Code Sections 18.35.150, 18.35.200, 18.260.050, and 18.260.060 concerning plats and site plans and specifically repealing said original section was presented for first reading. (*ACZR11/12*)

AN ORDINANCE introduced by Interim City Manager Daniel R. Stanley, amending City of Topeka Code Sections 18.210.030 and 18.230.030, concerning setbacks and specifically repealing said original sections was presented for first reading. (*ACZR11/11*)

AN ORDINANCE introduced by Interim City Manager Daniel R. Stanley, repealing City of Topeka Code Chapter 17.15 and creating Chapter 17.30 concerning Floodplain Management was presented for first reading.

AN ORDINANCE introduced by Councilmembers Sylvia Ortiz, Richard Harmon and Karen Hiller sitting as the Public, Health and Safety Committee, amending City of Topeka Code Sections 6.20.220 and 6.30.180 concerning permits and taking possession of dogs and cats and specifically repealing said original sections was presented for first reading.

AN ORDINANCE introduced by Councilmember Karen Hiller authorizing the sale, consumption and possession of alcoholic liquor at a specified location and time for “Ride for Red” event to be held on September 10, 2011 was presented for first reading.

AN ORDINANCE introduced by Councilmember Karen Hiller authorizing the sale, consumption and possession of alcoholic liquor at a specified location and time for “Let’s Help Music Fest” event to be held on September 3, 2011 was presented for first reading.

PRESENTATIONS BY THE CITY MANAGER, MAYOR AND MEMBERS OF THE COUNCIL;

Daniel R. Stanley, Interim City Manager commended the Council and Mayor for their hard work in finalizing the budget and dealing with the policies that directly affect the budget.

Councilmember Hiller announced the opening of a new restaurant, The Burger Stand located at 1601 SW Lane.

Councilmember Ortiz reminded citizens to be mindful while driving through neighborhoods as students are returning to school. She commended staff for repairing the curb at Quincy Elementary School. She asked the City Manager to make sure all employees have an identification badge.

Councilmember Everhart congratulated Highland Park High School for their new robotics program and stated she looks forward to attending the presentation on the new program, August 17, 2011.

Councilmember Wolgast commended the Governing Body and staff for their hard work in finalizing the budget. He stated the action taken sets the course for 2012, as well as, the future of the City.

Councilmember Manspeaker reported that he recently visited Fire Station No. 4 and was made aware of major infrastructure improvements that are needed.

Councilmember Archer stated he is looking forward to the significant challenges in the next year including resolving the health insurance fund issue and developing a replacement

program for fleet services. He noted he is glad the Llamas v. City of Topeka court case has been settled allowing the community to move forward.

Councilmember Gray thanked staff members and the Council for their help on the budget and reported he would return constituent calls from the past week as soon as possible.

Mayor Bunten commended the Governing Body and all involved in achieving a zero mill levy budget increase for 2012.

Councilmember Alcalá moved to adjourn the Council meeting. The motion seconded by Councilmember Gray carried unanimously. (9-0-0)

NO FURTHER BUSINESS appearing the meeting was adjourned at 8:51 p.m.

Brenda Younger
City Clerk

2012 BUDGET COMMITTEE RECOMMENDATIONS				
Meeting Date	Motion	Vote	Revenue Adjustments	Expenditure Adjustments
7/25/11	Archer moved to approve the zero mill levy increase budget as presented by Interim City Manager Stanley as a base to work from with the proviso that three areas are to be discussed: 1) fleet issue; 2) health insurance problem; and 3) social services spending. Add-ons allowed if a consensus can be reached on those three items. Motion seconded by Manspeaker. Hiller, Alcalá, Wolgast, Manspeaker, and Archer voting yes.	5-0-0 Ortiz, Everhart, Gray and Harmon absent	+\$140,000 Sales Tax -\$115,000 Special Liability	-\$1,629,583
8/8/11	Wolgast moved for approval of the allocation of Transient Guest Tax funds as presented in the 2012 revised column prepared by the Finance Department dated August 8, 2011. Motion seconded by Harmon.		+\$55,500 Proposed	+\$95,500 Proposed -\$25,500 Transfer Proposed
8/8/11	Alcala moved to defer consideration of the allocation of Transient Guest Tax funds as presented by Wolgast until the Transient Guest Tax Committee has an opportunity to meet. Motion seconded by Wolgast. Hiller, Alcalá, Wolgast, Archer, Gray, and Harmon voting yes.	6-0-0 Ortiz, Everhart and Manspeaker absent		

Increases in the General Fund

	Proposed Bonaparte Budget	Reduction Options Stanley Zero Mill Levy
Wage Increases:		
Agreed upon Contracts	\$ 519,555	\$ -
FOP	\$ 351,898	\$ (351,898)
AFT	\$ 141,380	\$ (141,380)
Middle Management & Administrative	\$ 102,813	\$ (102,813)
Executive Management	\$ 116,705	\$ (116,705)
Subtotal	\$ 1,232,351	\$ (712,796)
Vehicles	500,000	(500,000)
Motor Fuel	350,000	--
Police OT and Holiday	300,000	--
KP&F Rate Increase	260,000	--
KPERS Rate Increase	100,000	--
Health Insurance plus 5%	212,000	--
Internal Service Fees	130,000	(25,000)
Emergency Mgmt Coord	70,106	(70,106)
Engineer II	77,581	(38,791)
Accounting Specialist II	50,313	(50,313)
Work Comp Rate Increases	145,000	--
HOME Match	100,000	(100,000)
Unsafe Structures	100,000	(100,000)
Arts Fund Transfer	100,000	(100,000)
Miscellaneous	30,000	--
Internal Auditor Contract USD 501	50,000	--
Unfunded Attorney II	--	67,423
Contributions to Agencies	(287,000)	--
Total	\$ 3,520,351	\$ (1,629,583)
Revenue		
Sales Tax Estimate	--	140,000
Ending Balance Adjustment	--	1,188,000
		1,328,000
Special Liability Expense Fund		
Revise Expense Estimate	--	(115,000)
Reduction in Property Tax		3,072,583
Plus Delinquency Rate		101,395
		3,173,978
Needed		3,174,000
Difference (+/-)		(23)

