

Governing Body Minutes – June 5, 2018

CITY COUNCIL CHAMBERS, Topeka, Kansas, Tuesday, June 5, 2018. The Governing Body members of the City of Topeka met in regular session at 6:00 P.M., with the following Councilmembers present: Hiller, Clear, Ortiz, Emerson, Padilla, Mays, Coen and Lesser -8. Deputy Mayor Brendan Jensen presided -1. Absent: Mayor De La Isla -1.

AFTER THE MEETING was called to order Shannah Ikenberry, Director at Working Men Of Christ Ministry, Inc., gave the invocation.

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

A PRESENTATION on the Utilities 1st Quarter Report was given by Braxton Copley, Utility Deputy Director.

A PRESENTATION on the Public Works 1st Quarter Report was given by Jason Peek, Public Works Director.

Ardith Griffin appeared to speak under public comment.

BOARD APPOINTMENT recommending the appointment of Robert Scofield to the City of Topeka ADA Advisory Council for a term ending June 6, 2020, was presented.

BOARD APPOINTMENT recommending the reappointment of Rodney Miller to the Topeka Metropolitan Transit Authority for a term ending July 1, 2022, was presented.

BOARD APPOINTMENT recommending the reappointment of Beverly Hall to the Topeka Metropolitan Transit Authority for a term ending July 1, 2022, was presented.

BOARD APPOINTMENT recommending the reappointment of Jeff Romine to the Board of Plumbing Examiners for a term ending June 2, 2020, was presented.

BOARD APPOINTMENT recommending the reappointment of Neil Carlson to the Board of Plumbing Examiners for a term ending June 2, 2020, was presented.

BOARD APPOINTMENT recommending the appointment of Angela Sharp to the Board of Building and Fire Appeals to fill an unexpired term and a full term expiring January 1, 2021, was presented.

BOARD APPOINTMENT recommending the reappointment of Lorean Williams to the Topeka Human Relations Commission for a term ending June 2, 2020, was presented.

BOARD APPOINTMENT recommending the reappointment of Rehan Reza to the Topeka Human Relations Commission to fill an unexpired term ending June 8, 2020, was presented.

Councilmember Mays moved to approve the board appointments. The motion seconded by Councilmember Coen carried unanimously. (9-0-0)

THE CONSENT AGENDA was presented as follows:

RESOLUTION NO. 9018 introduced by Councilmember Karen Hiller, approving a special event known as the 2018 Top City Interns Downtown Concert was presented.

RESOLUTION NO. 9019 introduced by Councilmember Karen Hiller, approving a special event known as the 2018 Downtown Adventure Race Topeka was presented.

RESOLUTION NO. 9020 introduced by Councilmember Sandra Clear granting a waiver to the provisions of City of Topeka Code Section 10.60.120 relating to parking on unimproved surfaces for the 2018 Fiesta Mexicana was presented.

RESOLUTION NO. 9021 introduced by Councilmember Karen Hiller, granting Let's Help an exception to the provisions of City of Topeka Code Section 9.45.150, et seq. concerning noise prohibitions was presented.

RESOLUTION NO. 9022 introduced by Councilmember Sylvia Ortiz, granting Randy Wheat an exception to the provisions of City of Topeka Code Section 9.45.150, et seq., concerning noise prohibitions was presented.

RESOLUTION NO. 9023 introduced by Councilmember Karen Hiller granting Forge an exception to the provisions of City of Topeka Code Section 9.45.150, et seq., concerning noise prohibitions was presented.

MINUTES of the regular meeting of May 15, 2018, was presented.

APPROVAL of Cereal Malt Beverage License applications were presented for the following:

<u>Business Name</u>	<u>Address</u>
Larry's Shortstop	3834 SW Topeka Boulevard
Seabrook Apple Market	1945 SW Gage Boulevard
Supermart El Torito	3000 NW Topeka Boulevard
Tilton's Oakland Market	1905 NE Seward Avenue
Walgreens #03069	1001 SW Topeka Boulevard
Walgreens #03772	2901 SE California Avenue
Walgreens #04557	2121 SW Fairlawn Road
Walgreens #04782	3696 SW Topeka Boulevard
Walgreens #04981	3630 SW Wanamaker Road
Walgreens #07778	1001 SW Gage Boulevard
Walgreens #15601	2101 NW Topeka Boulevard
Walgreens #16314	3900 SW 29 th Street
Walmart #1802	1501 SW Wanamaker Road
Walmart #2131	1301 SW 37 th Street
Walmart #5441	2600 NW Rochester Road
Walmart #6392	2630 SE California Avenue
Walmart #6585	335 SW Macvicar Avenue

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

A PUBLIC HEARING AND ORDINANCE NO. 20122 introduced by City Manager Brent Trout, apportioning and levying a special assessment on certain lots and pieces of ground in the City of Topeka, Shawnee County, Kansas, Miller's Reserve Subdivision Street Improvement Project No. T-601048.00, authorized by Resolution of Advisability and Authorization N. 8675, adopted and approved March 17, 2015, as amended by Resolution of Advisability and Authorization No. 9012, adopted and approved on May 8, 2018, was presented.

Nickie Lee, Financial and Administrative Services Director, gave an overview of the special assessment process and how it relates to the Benefit District Policy approved by the Governing Body and mandated by State statute. She noted once the ordinance was adopted, homeowners have 30 days to pay the assessment to avoid interest costs. She stated the City assumes some responsibility because of the use of general obligation bonds as the funding mechanism.

Councilmember Lesser stated his constituents have expressed concern with the drainage area between the older development and the newer subdivision. He asked if the improvement project would have any impact on the drainage issue.

Jason Peek, Public Works Director, stated the improvement project would not have any impact on the drainage issues in the area.

Doug Gerber, Deputy City Manager, reported the drainage issue as well as maintenance of the pond was the responsibility of the Homeowners Associations (HOA); therefore, the City would not get involved. He noted at the time the benefit district was approved a final walkthrough was conducted and the pump located in the pond was in working order.

Councilmember Hiller expressed concern with the situation and believes it would be helpful to understand how the special assessment process works.

Brent Trout, City Manager, stated he was not aware of any issues with the improvement projects at this time. He reported the projects were started before the Governing Body approved the Benefit District Policy; however, as the special assessment process has moved forward, staff has been using the policy as a guideline to ensure the City was protected.

Deputy Mayor Jensen opened the public hearing and asked if there was anyone present who would like to speak to the matter.

Upon no one appearing, Deputy Mayor Jensen announced the public hearing was closed.

Councilmember Emerson moved to adopt the ordinance. The motion seconded by Councilmember Coen carried. Councilmember Lesser voted “no.” (8-1-0)

The ordinance was adopted on roll call vote as follows: Ayes: Hiller, Clear, Ortiz, Emerson, Padilla, Jensen, Mays and Coen -8. Noes: Lesser -1. Absent: Mayor De La Isla -1.

A PUBLIC HEARING and ORDINANCE NO. 20123 introduced by City Manager Brent Trout, apportioning and levying a special assessment on certain lots and pieces of ground in the City of Topeka, Shawnee County, Kansas, Horseshoe Bend Subdivision No. 4 Street Improvement Project No. T-601066.00, authorized by Resolution of Advisability and Authorization No. 8869, adopted and approved April 4, 2017, amending Resolution of Advisability and Authorization No. 8843, adopted and approved January 3, 2017 was presented.

Councilmember Ortiz clarified that each improvement project was paid 100% by the improvement district.

Councilmember Emerson stated he would abstain from voting because Emerson Construction was the contractor for the projects in Horseshoe Bend.

Deputy Mayor Jensen opened the public hearing and asked if there was anyone present who would like to speak to the matter.

Upon no one appearing, Deputy Mayor Jensen announced the public hearing was closed.

Councilmember Ortiz moved to adopt the ordinance. The motion seconded by Councilmember Padilla carried. Councilmember Emerson abstained. (8-0-1)

The ordinance was adopted on roll call vote as follows: Ayes: Hiller, Clear, Ortiz, Padilla, Jensen, Mays, Coen and Lesser -8. Abstain: Emerson -1. Absent: Mayor De La Isla -1.

A PUBLIC HEARING and ORDINANCE NO. 20124 introduced by City Manager Brent Trout, apportioning and levying a special assessment on certain lots and pieces of ground in the

City of Topeka, Shawnee County, Kansas, Horseshoe Bend Subdivision No. 4 Sanitary Sewer Improvement Project No. T-401062.00, authorized by Resolution of Advisability and Authorization No. 8870, adopted and approved April 4, 2017, amending Resolution of Advisability and Authorization No. 8842, adopted and approved January 3, 2017 was presented.

Deputy Mayor Jensen opened the public hearing and asked if there was anyone present who would like to speak to the matter.

Upon no one appearing, Deputy Mayor Jensen announced the public hearing was closed.

Councilmember Padilla moved to adopt the ordinance. The motion seconded by Councilmember Clear carried. Councilmember Emerson abstained. (8-0-1)

The ordinance was adopted on roll call vote as follows: Ayes: Hiller, Clear, Ortiz, Padilla, Jensen, Mays, Coen and Lesser -8. Abstain: Emerson -1. Absent: Mayor De La Isla -1.

A PUBLIC HEARING and ORDINANCE NO. 20125 introduced by City Manager Brent Trout, apportioning and levying a special assessment on certain lots and pieces of ground in the City of Topeka, Shawnee County, Kansas, Misty Harbor Estates No. 5 Street Improvement Project No. T-601067.00, authorized by Resolution of Advisability and Authorization No. 8871, adopted and approved April 4, 2017, amending Resolution of Advisability and Authorization No. 8841, adopted and approved January 3, 2017 was presented.

Deputy Mayor Jensen opened the public hearing and asked if there was anyone present who would like to speak to the matter.

Upon no one appearing, Deputy Mayor Jensen announced the public hearing was closed.

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

The ordinance was adopted on roll call vote as follows: Ayes: Hiller, Clear, Ortiz, Emerson, Padilla, Jensen, Mays, Coen and Lesser -9. Absent: Mayor De La Isla -1.

APPROVAL of a Real Estate Report and Real Estate Purchase Agreement between the City of Topeka and Topeka Habitat for Humanity for the disposal of real property located at SW Taylor Street (formerly 418 SW Taylor) was presented. (Contract No. 46900)

Sasha Haehn, Department of Neighborhood Relations Director, reported if approved the City would transfer the subject property to Topeka Habitat for Humanity for use as a new single family home.

Deborah Edwards, Ward Meade Neighborhood Improvement Association (NIA) President, spoke in support of the partnership and welcomed Topeka Habitat for Humanity to the neighborhood.

Janice Watkins, Topeka Habitat for Humanity, thanked the City of Topeka, the Neighborhood Improvement Association and residents for the partnership and opportunity to help the community.

Councilmember Ortiz thanked Topeka Habitat for Humanity for their service in the community. She thanked the volunteers and sponsors for participating in the build of the home.

Deputy Mayor Jensen requested a presentation be given at a future Governing Body meeting of the process and completed home.

Councilmember Hiller commended the neighborhood and Topeka Habitat for Humanity for their partnership in the build and believes the two-story home would fit the character of the neighborhood.

Councilmember Hiller moved to approve the real estate report and real estate purchase agreement. The motion was seconded by Councilmember Ortiz.

Councilmember Hiller moved to suspend the Governing Body Rules to allow a citizen to speak. The motion seconded by Councilmember Coen carried unanimously. (9-0-0)

Claude Belshe, Ward Meade NIA Vice-President, commended Ms. Edwards for donating the property to Topeka Habitat for Humanity to make the neighborhood a better place to live.

The motion to approve the real estate report and real estate purchase agreement carried unanimously. (9-0-0)

APPROVAL of the 2019 Transient Guest Tax allocations in the amount of \$3,206,616 was presented.

Councilmember Emerson, TGT Committee Chair, gave the Committee report and stated the Committee recommended the following funding allocations by a vote of 3-0-0 on May 11, 2018:

- Visit Topeka Inc. - \$1,550,054
- Visit Topeka BID Fund - \$193,757
- Sunflower Soccer Special Assessments - \$364,927
- Admins Fees & Other - \$54,437
- Topeka Zoo - \$193,757
- Downtown Plaza - \$262,784
- Evel Knievel Museum - \$22,954
- Jayhawk Theater - \$52,039
- Constitution Hall - \$27,151
- Contingency Funds - \$484,757

Councilmember Coen questioned the amount allocated for Contingency Funds.

Nickie Lee, Financial and Administrative Services Director, stated when revenue was received it was allocated to an organization based on the individual agreements; however, due to the timing of payments, sometimes the fund builds up. She noted Sunflower Soccer was expected to present another improvement project in the near future; therefore, the City has fully funded their budget with the assumption the project would be approved by the Governing Body.

Councilmember Padilla questioned the amount allocated for Administrative & Other Fees (\$54,437).

Nickie Lee reported State statute allows a municipality to charge administrative fees to handle the expenses and cover costs in processing the overseeing of the fund.

Councilmember Clear asked if organizations report fund expenditures.

Councilmember Emerson stated the funds are only to be used for specific items as required by State statute and development agreements with the City.

Brent Trout stated the development agreements require quarterly reports be submitted to the City's Financial Services Department.

Nickie Lee stated quarterly reports are reviewed to ensure proper use of the funds as outlined by each development agreement.

Councilmember Hiller asked if the development agreements require a certain percentage of revenues received each year be given to the grantee.

Nickie Lee stated percentage maximums are in place; therefore, any changes would have to be approved by the Governing Body.

Councilmember Ortiz asked when the 1% tax would expire for Sunflower Soccer Association and if there are more improvement projects scheduled. She suggested Sunflower Soccer Association consider charging a fee to park in the same manner as other sporting facilities throughout the state which in turn would help support their budget and make a positive impact on the local economy.

Nickie Lee stated she believes the 1% tax would expire in 2027; however, she would research it and report back to the Governing Body.

Deputy Mayor Jensen stated he would abstain from voting because he serves as a member of the Jayhawk Theater Board of Directors.

Councilmember Emerson moved to approve the 2019 TGT allocations in the amount of \$3,206,616. The motion seconded by Councilmember Coen carried. Councilmember Jensen abstained. (8-0-1)

RESOLUTION NO. 9024 introduced by City Manager Brent Trout, regarding strategic goals and priorities for 2018 and 2019 was presented.

Brent Trout, City Manager, commented on the session held by the Governing Body on April 28, 2018, to review the goals and priorities for the growth and development of the City for 2018 and 2019. He gave a brief overview of the strategic goals and priorities established including (1) Increase youth engagement and involvement in our community (2) Evaluate, retool and deploy incentive programs that will grow business development as a means to increase employment opportunities for all citizens (3) Development of improved internal programs for government service provision and public-private partnerships to improve quality of life; and (4) Grow Topeka by 1,000 citizens in two years “By 2020 Census” (Based on 2010 census).

Deputy Mayor Jensen spoke in support of the resolution and believes it outlines a great plan to move the City forward.

Councilmember Ortiz moved to approve the resolution. The motion was seconded by Councilmember Padilla.

Councilmember Hiller stated she would like to amend the resolution with the intent of eliminating duplication of goals for the City as well as include others in the community to accomplish the goals and priorities. She suggested amending the resolution to reflect the following:

- List individual and/or organization that would help facilitate each of the priorities
- GOAL: Increase Youth Engagement and Involvement in our Community
 - Priorities:

Look into creating a Sports Facility Opportunity for Topeka youth (Mayor, Council and CM year 1)

- GOAL: Evaluate, Retool and Deploy Incentive Programs that will grow business development as a means to increase employment and opportunities for all citizens
- GOAL: Grow Topeka by 1,000 Citizens in 2 Years “By 2020 Census” (based on 2010 Census)
 - Priorities:
Adopt and implement a strategy to engage the entire community in advancing the issues of diversity and inclusion

Deputy Mayor Jensen stated he believes the intent was for the Governing Body and staff to manage the communication process and engage with the different groups to work towards the goals.

Councilmember Lesser suggested deferring the resolution for one week to allow Mayor De La Isla the opportunity to speak to the intent of her vision of the City’s goals and priorities.

Councilmember Clear spoke in support of the proposed resolution. She stated she believes once the resolution was approved, all partnerships could be established and the process of accomplishing goals could begin.

Brent Trout stated the individuals and/or organizations listed would have different partners to work with in accomplishing the goals and priorities and questioned the need to list individual and/or organizations that would help facilitate each of the priorities. He commented on the City Manager’s responsibility to work along with the Governing Body to ensure partnerships are formed to move forward with the goals. He responded as follows to the proposed amendments:

- “Facility” was discussed in the planning session.
- “Employment Opportunities for all citizens” was the intent.
- He supports adding “Adopt and implement a strategy to engage the entire community in advancing the issues of diversity and inclusion” as it was inadvertently left out.

Councilmember Lesser spoke in opposition of the amendment to add “Opportunity” instead of “Facility” as he believes the intent was an actual sports venue or facility that would attract youth sports leagues to Topeka.

Councilmember Hiller moved to amend the resolution to add “Adopt and implement a strategy to engage the entire community in advancing the issues of diversity and inclusion” under GOAL: Grow Topeka by 1,000 Citizens in 2 Years “By 2020 Census” (based on 2010 Census) – Priorities. The motion was seconded by Councilmember Mays.

Councilmember Coen spoke in opposition of the amendment and highlighting individual differences and noted everyone should be treated equally.

Councilmember Clear spoke in opposition of the words “advancing issues.”

Councilmember Padilla made a friendly amendment for the motion to state “Adopt and implement a strategy to engage the entire community.”

Councilmember Hiller accepted the friendly amendment. The second concurred.

The motion to amend the resolution to add “Adopt and implement a strategy to engage the entire community in advancing the issues of diversity and inclusion.” under the Section 4 GOAL: Grow Topeka by 1,000 Citizens in 2 Years “By 2020 Census” (based on 2010 Census) – Priorities carried unanimously. (9-0-0)

Brent Trout commented on 2019 goals and stated he looks forward to formalizing the partnerships with the Governing Body and various organizations to move the City towards reaching those goals. He noted he plans to present a report during the process on the timeline of each goal, goals that have been accomplished as well as goals still in progress.

Deputy Mayor Jensen commended the City Manager for seeing the need to set the goals and priorities to move the City towards the future.

Councilmember Padilla commended the City Manager for facilitating the planning session and believes it will be helpful to communicate and network between Governing Body members, staff and others to ensure everyone was working towards the same outcome. He offered his

assistance to Governing Body members that may need extra help in developing the teams necessary to accomplish the goals.

The motion to approve the resolution as amended carried unanimously. (9-0-0)

REVISED PROJECT BUDGET in the amount of \$6,512,682 and RESOLUTION NO. 9025 introduced by City Manager Brent Trout, amending and authorizing the project budget approved by Resolution No. 8888 for Improvement Project No. T-301049.00 which provides for Kay's Garden at the Topeka Zoological Park was presented.

Brendan Wiley, Topeka Zoo Director, gave a brief overview of the Kay's Garden Project which would include ornate gateways, a lantern as a memorial to the late Chief Justice Kay McFarland, a Japanese garden and trail, eight bridges, seating, a koi pond and lush landscaping, platform for overlooking the pond, dry garden; gallery and event center, a conference room and a private garden. He requested an increase of \$1,110,279 to the project budget for a total of \$6,512,682.

Elaine Schwartz, McFarland Trustee, thanked the Governing Body for their service and gave a brief overview of her involvement in the project. She stated she was excited about the project and the impact it would have on the community and Zoo. She noted she looks forward to the Zoo being the number one attraction in Kansas following the completion of Camp Cowabunga and Kay's Garden

Deputy Mayor Jensen spoke in support of the project and commended everyone involved in the project.

Councilmember Hiller asked for clarification of the increase to the project budget.

Brendan Wiley reported the increase was due to the type of funding mechanism needed to finance the project (General Obligation Private Activity Bonds). He stated by bonding the

project, the Trust was able to earn more interest allowing the fund to continue to grow to maintain the garden.

Councilmember Schwartz commented on fundraising efforts to raise money in addition to the Trust for the gallery and event center.

Councilmember Lesser moved to approve the revised project budget and resolution. The motion seconded by Councilmember Clear carried unanimously. (9-0-0)

DISCUSSION concerning affordable housing and the Topeka Housing Trust Fund was presented.

Brent Trout, City Manager, gave an overview of meetings with JUMP members regarding the ability to utilize a trust fund set up to move forward on consideration of housing projects. He reported the types of projects to be considered should fit the City's goals of affordable housing; the mechanisms needed to expend the funds; ability to evaluate project proposals and requirements for the process.

Councilmember Ortiz moved to suspend the Governing Body Rules to allow two individuals to speak to the agenda item. The motion seconded by Councilmember Emerson carried unanimously. (9-0-0)

Councilmember Clear asked why the City was considering the issue because there are many local non-profit organizations already addressing housing needs in the community. She expressed concern with the perception of how the funds are used and the importance of differentiating between donating money to the City when in reality the funds are being used by another organization to assist in building affordable housing.

Brent Trout stated some individuals may want to help support City efforts to better the community and this would provide a mechanism to allow contributions that are targeted for a specific cause.

Councilmember Ortiz spoke in support of a financial mechanism that allows the trust fund to continue through the years and supports private/public partnerships.

Carol Babcock and Joanne Smith, JUMP Member, thanked the Governing Body for their commitment to discussing the issue with people in the community. They spoke in support of reviving the Housing Trust Fund as a mechanism to support affordable housing projects in the community.

Councilmember Hiller commended the City Manager for presenting an updated ordinance on the housing trust fund and the overall process. She suggested creating an Affordable Housing Staff Committee that could review contributions; how funds would be considered for allocation to projects; and possible inclusion of language addressing endowments.

Deputy Mayor Jensen stated the housing trust fund would only cover cash contributions and was not a mechanism for handling land donations. He asked if the ordinance included a mechanism that would address donation of land.

Brent Trout stated the trust fund would not be intended to be used as a land bank. He reported he would research the possibility of including language that would address the donation of property instead of funds.

Councilmember Clear asked for clarification of rental housing and how the trust fund applies to these properties.

Councilmember Emerson asked if the intent of the ordinance was to continue partnering with the same organizations that provide affordable housing in the community and to avoid the use of tax dollars to fund the program.

Deputy Mayor Jensen questioned the operational costs associated with the program and if the program would cost more to develop and operate than the amount of funds that would be generated. He also asked if funds could be donated from a charitable organization.

Councilmember Ortiz questioned if the program would support transitional housing.

Councilmember Coen referenced quality of life issues in regards to rental housing and asked how the housing trust fund would help address those issues.

Councilmember Hiller questioned if the City's Affordable Housing Plan created in 1990 should be updated, assess area needs as well as consider new and creative ideas that have been developed. She suggested the Affordable Housing Taskforce form an alliance that meets at least once a year to assess the status of the program compared to the needs of the community.

Councilmember Coen questioned if other communities have developed and implemented successful affordable housing trust fund programs and if so, did Topeka use those programs to create its model.

Brent Trout provided the following responses:

- The language addresses rental property in the terms of creation of new housing projects for the purpose of purchase or rental
- The intent of the language would be to consider any person and/or organization that would provide affordable housing
- No funding would be provided by the City to create the housing trust fund
- Operational costs would vary according to the type of project
- All housing projects would be considered in regards to qualifying for the funds including organizations that support transitional housing
- Staff would research if funds could be donated from a charitable organization
- Rental housing quality of life may be addressed through the rehab of existing rentals or the construction of new rentals

- Staff researched what other cities have implemented and JUMP provided the City with examples of successful programs from Lexington, Kentucky, and Lawrence, Kansas

In conclusion, Brent Tout stated staff would consider the comments made during the discussion as well as any other suggested language Governing Body members send to him for consideration followed by a final ordinance to be presented to the Governing Body in upcoming weeks.

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

Jennifer Goodrich, Assistant City Clerk, gave a brief overview of the June 12, 2018, Governing Body agenda.

Brent Trout, City Manager, announced a 2019 City of Topeka Budget Workshop would be held June 16, 2018, from 9:00 a.m. to 12:00 p.m. at the Law Enforcement Center; and a Strengthening Police and Community Partnerships program 2018 meeting would be held on June 8, 2018. He congratulated Sylvia Davis, WPC Operations Manager, for completing the Leadership Topeka program.

Councilmember Hiller offered her condolences to the Trey McCluskey family.

Councilmember Clear announced Concerts in the Park would occur on June 18, 2018, and July 2, 2018, at 7:30 p.m. at Garfield Park.

Councilmember Ortiz encouraged everyone to visit the Sea Lion Splash Exhibit at the Topeka Zoo and commended Zoo staff for their creativeness in providing a great exhibit.

Councilmember Emerson congratulated the Shawnee Heights High School Girls Softball team on winning the Class 5A State Girls Championship and the Boys Baseball team for their success during the season.

Councilmember Coen thanked everyone who participated at the Topeka Gives event on June 5, 2018, at Fairlawn Plaza.

Councilmember Lesser congratulated the Seaman High School Boys Baseball team for winning the Class 5A State Boys Baseball Championship.

Deputy Mayor Jensen reminded everyone to provide appropriate care for their outdoor pets during the warmer weather.

Councilmember Ortiz moved to recess into executive session for a time period not to exceed 20 minutes for consultation with the City's legal counsel to discuss attorney-client privileged matters regarding potential litigation, as justified by K.S.A. 75-4319(b)(2). In order to aid the discussion, the following individuals should be present: Governing Body members; City Manager, Brent Trout; Deputy City Manager, Doug Gerber; Financial and Administrative Services Director, Nickie Lee; Associate City Attorney, Nick Jefferson and City Attorney, Lisa Robertson. The motion seconded by Councilmember Emerson carried unanimously. (9-0-0)

Following a 20 minute time period, the Governing Body reconvened into open session and Deputy Mayor Jensen announced no action was taken.

Councilmember Ortiz left the room.

Councilmember Emerson moved to recess into executive session for a time period not to exceed 30 minutes to discuss personnel matters related to nonelected personnel in order to protect the privacy of those discussed, as justified by K.S.A. 75-4319(b)(1). In order to aid the discussion, the following individuals should be present: Governing Body members; City Manager, Brent Trout and Human Resources Director, Jacque Russell. The motion seconded by Councilmember Clear carried unanimously. (8-0-0)

Following a 30 minute time period, the Governing Body reconvened into open session and Deputy Mayor Jensen announced no action was taken.

NO FURTHER BUSINESS appearing the meeting was adjourned at 10:00 p.m.

Brenda Younger
City Clerk