

FINAL
CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
9:30 a.m. March 27, 2007

10th Floor HR Training Room
455 North Main

ORDER OF BUSINESS

- Call to Order
- Approve the minutes of the March 20, 2007 regular meeting

CONSENT AGENDA

1. Report of the Board of Bids and Contracts Dated March 26, 2007.

RECOMMENDED ACTION: Receive and file report; approve Contracts; authorize necessary signatures.

2. Applications for Licenses to Retail Cereal Malt Beverages:

<u>Renewal</u> Vanessa M. Pham	<u>2007</u> To Chau Restaurant*	<u>(Consumption on Premises)</u> 4875 East Pawnee
<u>Renewal</u> Jose O. Vasquez	<u>2007</u> Super Del Centro Hillside LLC	<u>(Consumption off Premises)</u> 2425 South Hillside
<u>New Operator</u> Thuan T. Ngo Jose O. Vasquez	<u>2007</u> CT Happy Store #1 El Super Del Centro LLC	<u>(Consumption off Premises)</u> 2199 North Woodlawn 1770 North Broadway

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

3. Preliminary Estimates:

- a. Pawnee, from west of 119th Street West to east of Maize Road (87N-0353-01/472-84357/706951/636174/206417/776567) Traffic to be carried through construction using flagpersons and barricades. (District IV) - \$7,648,042
- b. Water Distribution System to serve Tyler's Landing 3rd Addition south of 37th Street North, east of Tyler (448-90104/735347/470020) Does not affect existing traffic. (District V) - \$65,000
- c. Main 22 Four Mile Creek Sewer to serve Brentwood South Addition north of Pawnee, east of Webb Road (468-84262/744204/470892) Does not affect existing traffic. (District II) - \$259,000
- d. Lateral 7, Main 14 Four Mile Creek Sewer to serve Krug South Addition south of 21st Street North, west of 143rd Street East (468-84321/744218/480906) Does not affect existing traffic. (District II) - \$936,000
- e. Water Distribution System to serve Krug South Addition south of 21st Street North, west of 143rd Street East (448-90277/735354/470027) Does not affect existing traffic. (District II) - \$301,000

RECOMMENDED ACTION: Receive and file.

4. Petition for Public Improvements:

- a. Construct Acceleration/Deceleration and Left Turn Lanes for Fontana First, Second, and Third Additions, north of 29th Street North, west of Maize. (District V)

RECOMMENDED ACTION: Approve petition; adopt resolution.

5. Minutes of Advisory Boards/Commissions.

Wichita Employees' Retirement Board/Police & Fire Retirement Board, December 11, 2006
Police & Fire Retirement System Ad Hoc Committee Meeting, December 12, 2006
Wichita Employees' Retirement System, January 17, 2007
Police & Fire Retirement System Annual Board Meeting, January 24, 2007
Wichita Employees' Retirement Board/Police & Fire Retirement Board, February 1, 2007
Wichita Employees' Retirement Board/Police & Fire Retirement Board, February 6 & 7, 2007
Board of Electrical Appeals, February 13, 2007

RECOMMENDED ACTION: Receive and file.

6. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve the street closures

7. Agreements/Contracts:

- a. Respread Assessments, Hidden Glen Addition, north of 47th Street South, west of Hydraulic. (District III)
- b. Contract with Economic Research Associates for Feasibility and Business Plan Services, "Mercado" Public Market Place Facility near 21st Street North and Market Street. (District VI)
- c. Contract with Law/Kingdon for Architectural Design Services, "Mercado" Public Market Place Facility near 21st Street North and Market Street. (District VI)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize the necessary signatures.

8. Design Services Agreements:

- a. Monarch Landing Addition, north of 21st Street, west of 159th Street East. (District II)
- b. Fox Ridge Addition, north of 29th Street North, west of Tyler. (District V)
- c. Northgate Addition, north of 53rd Street North, west of Meridian. (District VI)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize the necessary signatures.

9. Change Order:

- a. 29th Street North, from Ridge to Tyler. (District V)

RECOMMENDED ACTION: Approve the Change Order and authorize the necessary signatures.

10. Repair or Removal of Dangerous and Unsafe Structures. (Districts I, IV, and VI).

Property Address:

Council Districts:

- | | |
|--------------------------------------|----|
| a. 2305 North Waco | VI |
| b. 2718 East 10 th Street | I |
| c. 1748 North Estelle | I |
| d. 1954 North Minneapolis | I |
| e. 623 South Martinson (front) | IV |

RECOMMENDED ACTION: Adopt the resolutions to schedule a hearing and place these matters on the agenda for a Hearing before the Governing Body on May 8, 2007 at 9:30 a.m., or soon thereafter.

11. Budget Adjustment for Stationery Stores.

RECOMMENDED ACTION: Approve the budget adjustment and purchase of the new mail machine system.

12. Watershed Protection Plan, Memorandum of Understanding.

RECOMMENDED ACTION: Approve the Memorandum of Understanding and authorize the necessary signatures.

13. Northwest Water Treatment Plant, Land Acquisition. (District V)

RECOMMENDED ACTION: Approve the expenditure; adopt the resolution; and authorize the necessary signatures.

14. 20-inch Water Main in Woodlawn from Second Street to Kellogg, Budget Increase. (District II)

RECOMMENDED ACTION: Approve the budget increase; adopt the amended resolution; and authorizing the necessary signatures.

15. Childcare Licensing Grant Award.

RECOMMENDED ACTION: Approve the grant application; authorize the necessary signatures; and receive funds if awarded the grant.

16. Resolution Authorizing Section 3037 Access to Jobs Grant from Federal Transportation Administration, (FTA).

RECOMMENDED ACTION: Adopt the resolution and authorize the necessary signatures.

16a. Settlement of Claim.

RECOMMENDED ACTION: Authorize payment of \$30,000 as a full settlement of all possible claims arising out of the accident, which is the subject of the claim.

16b. Adoption of findings regarding the project design of the Kelly Hotel and Conference Center at 111 – 125 East Douglas. (District I)

RECOMMENDED ACTION: Adopt the findings set forth in support of the Council's determination that there is no feasible and prudent alternative to the proposed design of the Kelly Hotel and Conference Center; and the program for the proposed design includes all possible planning for minimizing harm to the environs of Old City Hall, Carnegie Library, Wheeler Kelly Hagny Building, the Kress Building, the Michigan Building and Kaufman Building.

(Corrected Items 17a and b; Added 17c)

17. Second Reading Ordinances: (First read March 20, 2007)

~~a. Tax Exemption Request, Commtech, Inc. (District II)~~

a. Adoption of Broadway and 47th Redevelopment Project Plan. (District IV)

An Ordinance adopting a project plan for the Broadway and 47th Redevelopment District.

~~b. Acquisition by eminent domain of tracts required for the north of Broadway and 13th Street Intersection Improvement Project. (District VI)~~

b. Wichita Employee's Retirement System proposed revisions of City Code Sections 2.28.020, 2.28.100, 2.28.110, 2.28.140, 2.28.160, 1.28.200, 2.28.230, 2.28. 240, 2.28.50 and 2.28.090.

An Ordinance amending Sections 2.28.020, 2.28.090, 2.28.100, 2.28.110, 2.28.140, 2.28.160, 2.28.200, 2.28.230, 2.28.240 and 2.28.250 of the Code of the city of Wichita, Kansas, pertaining to administration of the Wichita Employees' Retirement System, and repealing the originals of said sections.

c. Charter Ordinance - Police and Fire Retirement System, proposed revisions of Charter Ordinance Sections 3, 12, 13, 14, 20, 22 and 25.

A Charter Ordinance of the city of Wichita Kansas, amending Charter Ordinance No. 195 relating to the Police and Fire Retirement System of the City of Wichita and repealing the original of said charter ordinance.

RECOMMENDED ACTION: Adopt the ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

* Consent Items

18. *Street Improvement Agreement for Gibbons Gardens Addition, located north of 29th Street North and west of Broadway. (District VI)

RECOMMENDED ACTION: Approve the No-Protest Agreement and authorize the necessary signatures.

19. *DED2007-02-Dedication of a Utility Easement located west of West Street and north of north of Harry. (District IV)

RECOMMENDED ACTION: Accept the dedication.

20. *A07-01R-Request by Chris Dugan to annex land generally located west of 135th Street West, between 13th Street North and Central Avenue. (District V)

RECOMMENDED ACTION: Approve the annexation request; place the ordinance on first reading; and authorize the necessary signatures.

21. *A07-04R-Request by Douglas Kupper, on behalf of the Wichita Parks and Recreation Department to annex land generally located east of Meridian between 47th Street South and 55th Street South. (District IV)

RECOMMENDED ACTION: Approve the annexation request; place the ordinance on first reading; and authorize the necessary signatures.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.
*Consent items

22. *General Service Administration-Supplemental Lease Agreement No. 1, Terminal Building Office Space, Wichita Mid-Continent Airport.

RECOMMENDED ACTION: Approve the supplemental lease agreement and authorize the necessary signatures.

23. *Wichita Mid-Continent Airport, Runway and Taxiway Shoulders Rehabilitation.

RECOMMENDED ACTION: Approve the supplemental agreement and authorize the necessary signatures.

CITY COUNCIL

24. Board Appointments:

RECOMMENDED ACTION: Make the appointments.

Adjournment

Workshop to follow