



Abilene City Commission Meeting Minutes
Abilene Public Library – 209 NW Fourth Street
October 26, 2020 @ 4:00 p.m.
Abilene, Kansas

1. Call to Order

2. Roll Call – City Commission Present: Vice-Mayor Rein. Commissioners Marshall, Shafer, and Witt.
Absent: Mayor Ostermann.

Staff Present: City Manager Foltz, City Clerk Soukup, City Attorney Martin, Finance Director Rothchild, Convention and Visitors Bureau Director Roller-Weeks, Public Works Director Schrader, and Administrative Assistant Zook.

3. Pledge of Allegiance

Consent Agenda

4. Agenda Approval for the October 26, 2020 City Commission Meeting

5. Meeting minutes: October 12, 2020 Regular Meeting

6. Approval of Cereal Malt Beverage License for Tossed N Sauced located at 306 NW 3rd St.

Motion by Commissioner Marshall, seconded by Commissioner Witt to approve the Consent Agenda as presented. Roll call vote: Marshall YES, Shafer YES, Witt YES, Rein YES. Motion carried unanimously 4-0.

Public Comments and Communications

7. Persons who wish to address the City Commission may do so when called upon by the Mayor.

There were no public comments or communications.

8. Arbor Day Proclamation

Vice-Mayor Rein read the Arbor Day Proclamation proclaiming October 30, 2020 as Arbor Day in the City of Abilene, Kansas.

Old and New Business

9. Public Hearing to consider a property tax abatement application from D.B. Nibs, LLC (Don's Tire).

Vice-Mayor Rein opened the public hearing at 4:03 p.m.

Chuck Scott, Dickinson County Economic Development Council, is present and will answer any questions.

Vice-Mayor Rein closed the public hearing at 4:04 p.m.

10. Consider Resolution No. 102620-1, A RESOLUTION OF THE CITY OF ABILENE, KANSAS, MAKING CERTAIN FINDINGS OF FACT AS REQUIRED BY K.S.A. 79-251, AS AMENDED, WITH RESPECT TO A PROPERTY TAX EXEMPTION TO BE GRANTED TO D.B. NIBS, L.L.C. FOR CERTAIN IMPROVEMENTS TO REAL PROPERTY LOCATED AT 714 S. BUCKEYE AVE., ABILENE, KANSAS, AND PROVIDING CERTAIN TERMS AND CONDITIONS.

Motion by Commissioner Shafer, seconded by Commissioner Marshall to approve resolution No. 102620-1, **A RESOLUTION OF THE CITY OF ABILENE, KANSAS, MAKING CERTAIN FINDINGS OF FACT AS REQUIRED BY K.S.A. 79-251, AS AMENDED, WITH RESPECT TO A PROPERTY TAX EXEMPTION TO BE GRANTED TO D.B. NIBS, L.L.C. FOR CERTAIN IMPROVEMENTS TO REAL PROPERTY LOCATED AT 714 S. BUCKEYE AVE., ABILENE, KANSAS, AND PROVIDING CERTAIN TERMS AND CONDITIONS.** Roll call vote: Shafer YES, Witt YES, Rein YES, Marshall YES. Motion carried unanimously 4-0.

11. Consider Ordinance No. 20-3391, AN ORDINANCE EXEMPTING CERTAIN PROPERTY OWNED BY D.B. NIBS, L.L.C., LOCATED AT 714 S. BUCKEYE AVE., ABILENE, KANSAS FROM AD VALOREM TAXATION.

Motion by Commissioner Shafer, seconded by Commissioner Witt to adopt Ordinance No. 20-3391, **AN ORDINANCE EXEMPTING CERTAIN PROPERTY OWNED BY D.B. NIBS, L.L.C., LOCATED AT 714 S. BUCKEYE AVE., ABILENE, KANSAS FROM AD VALOREM TAXATION.** Roll call vote: Witt YES, Rein YES, Marshall YES, Shafer YES. Motion carried unanimously 4-0.

12. Consider Ordinance No. 20-3392 AN ORDINANCE AMENDING THE ZONING REGULATIONS FOR THE CITY OF ABILENE, KANSAS TO ADD A NEW SECTION 20-14 CONCERNING THE DESIGNATION AND REGULATION OF CRITICAL DRAINAGE AREAS WITHIN THE CITY OF ABILENE, KANSAS.

City Manager Foltz presented information regarding amending the zoning regulations regarding critical drainage areas in the city.

Motion by Commissioner Marshall, seconded by Commissioner Witt to adopt Ordinance No. 20-3392, **AN ORDINANCE AMENDING THE ZONING REGULATIONS FOR THE CITY OF ABILENE, KANSAS TO ADD A NEW SECTION 20-14 CONCERNING THE DESIGNATION AND REGULATION OF CRITICAL DRAINAGE AREAS WITHIN THE CITY OF ABILENE, KANSAS.** Roll call vote: Rein YES, Marshall YES, Shafer YES, Witt YES. Motion carried unanimously 4-0.

13. Consider Ordinance No. 20-3393, AN ORDINANCE AMENDING SECTION 27-401 OF THE ZONING REGULATIONS FOR THE CITY OF ABILENE, KANSAS CONCERNING REQUIRED MESSAGE HOLD TIMES FOR ELECTRONIC MESSAGE CENTER SIGNS WITHIN THE CITY OF ABILENE, KANSAS.

City Manager Foltz presented information regarding the amendment of Section 27-401 of the zoning regulations regarding the message hold time for electronic message centers. The minimum hold time will be changed from 15 seconds to 3 seconds. This was reviewed by the Planning Commission.

Motion by Commissioner Witt, seconded by Commissioner Marshall to adopt Ordinance No. 20-3393, **AN ORDINANCE AMENDING SECTION 27-401 OF THE ZONING REGULATIONS FOR THE CITY OF ABILENE, KANSAS CONCERNING REQUIRED MESSAGE HOLD TIMES FOR ELECTRONIC MESSAGE CENTER SIGNS WITHIN THE CITY OF ABILENE, KANSAS.** Roll call vote: Marshall YES, Shafer YES, Witt YES, Rein YES. Motion carried unanimously 4-0.

14. Consider bids for the NE Drainage Project.

City Manager Foltz presented information regarding the bids for the NE Drainage Project. Seven bids were received, and the lowest bid was Prairie Landworks, Inc. in the amount of \$185,793.93. This project will be paid for out of the storm water fund.

Motion by Commissioner Marshall, seconded by Commissioner Witt to approve the bid from Prairie Landworks, Inc. in the amount of \$185,793.93 for the NE Drainage Project. Roll call vote: Shafer YES, Witt YES, Rein YES, Marshall YES. Motion carried unanimously 4-0.

Reports

15. City Manager reports

Fire Chief Bob Sims will be retiring on January 1, 2021. We will have an open house in early December for Bob. We will begin the process of finding our next fire chief.

8th Street officially opened last Friday, October 23rd.

The Planning Commission meets next week on Wednesday, November 4th.

Adjournment

16. Consideration of a motion to adjourn the October 26, 2020 City Commission meeting.

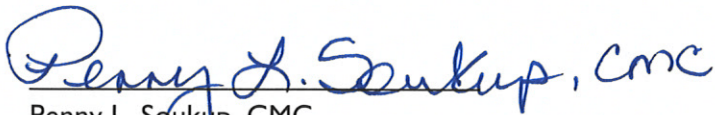
Motion by Commissioner Marshall, seconded by Commissioner Witt to adjourn at 4:14 p.m. Roll call vote: Witt YES, Rein YES, Marshall YES, Shafer YES. Motion carried unanimously 4-0.

(Seal)



Brandon Rein, Vice-Mayor

ATTEST:



Penny L. Soukup, CMC
City Clerk