

REGULAR COMMISSION MEETING MINUTES
TUESDAY, SEPTEMBER 11, 2007
6:30 P.M.

The Board of Commissioners met in Regular Session at 6:30 p.m. with Mayor Virgil O. Horn, Jr., presiding.

Those in attendance were:

COMMISSIONER RICHARD GONZALES
COMMISSIONER ALEC HENDRYX
COMMISSIONER LOUIE HUMMEL
COMMISSIONER PAM JONES

City Staff in attendance were:

CITY MANAGER JEFF MORRIS
CITY CLERK CINDY PRICE
CITY ATTORNEY PAUL KRITZ
FINANCE DIRECTOR STEPHANIE RICHARDSON
ARCHITECT/PLANNER DENNIS JACOBS
PUBLIC WORKS DIRECTOR CHUCK SHIVELY

- A. CALL TO ORDER** – Mayor Horn
- B. INVOCATION** – Rev. Jim Crandall, First Assembly of God Church
- C. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- D. MINUTES**
1. Regular City Commission Meeting Minutes – Tuesday, August 28, 2007
ACTION: Approved as presented
- E. APPROPRIATION ORDINANCE(s).**
1. 2007 Appropriation Ordinance No. AO-07-28 – \$746,079.48
MOTION: Move to approve Appropriation Ordinance No. AO-07-28 in the total amount of \$746,079.48 for adoption.
ACTION: THE MOTION WAS MADE BY COMMISSIONER GONZAES AND SECONDED BY COMMISSIONER HUMMEL. ROLL CALL VOTE - ALL AYE.
2. 2007 Appropriation Ordinance No. AO-07-29 (Flood) – \$ 20,465.78
MOTION: Move to approve Appropriation Ordinance No. AO-07-29 in the total amount of \$20,465.78 for adoption.
ACTION: THE MOTION WAS MADE BY COMMISSIONER HENDRYX AND SECONDED BY COMMISSIONER JONES. ROLL CALL VOTE - ALL AYE.
- F. PUBLIC HEARING(s), SPECIAL PRESENTATION(s), & PROCLAMATION(s).**
1. Presentation by Brett Johnson, Overland Property Group, on a housing tax credit project in Coffeyville.

- Brett Johnson, representing Overland Property Group, provided information on a general family housing tax credit project to include up to 36 units with a clubhouse, pool, washer and dryers, playground and internet to be located at 902 Lewark. Johnson also explained the tax credit process regarding his company's application to the State of Kansas.

G. OTHER BUSINESS

1. Comments from Public

- Leon Butterfield, 1215 West First Street, commented on the need for citizens to mow their properties.

H. OLD BUSINESS

I. NEW BUSINESS

1. Ordinance No. G-07-14 – First Reading of an Ordinance to amend the Storm Water Utility Ordinance.

- Public Works Director Chuck Shively addressed the Commission stating the City of Coffeyville was issued a National Pollutant Discharge Elimination System (NPDES) permit by the Kansas Department of Health and Environment, effective October 1, 2004, for discharge of stormwater from the Municipal Separate Storm Sewer System to the waters of the United States. One of the requirements of the permit and the City of Coffeyville's Stormwater Management Plan is to enact and enforce an ordinance by September 30, 2007, to prohibit non-stormwater discharges into the storm sewer system, including appropriate enforcement procedures and actions. The purpose of the ordinance is to give the City authority to control and enforce prohibitions against discharge of pollutants to the stormwater system. The ordinance stipulates what is an allowable discharge and what is an illegal discharge or illicit connection to the stormwater system. It also prohibits placing such material as garbage, litter, grass clippings, leaves, etc., into the stormwater system, including driveways, alleys, streets and gutters (which then flows to the storm drains, causing pollution). In addition, the ordinance establishes authority to monitor and inspect, and specifies the procedures for notification of violations, the appeals process and penalties for violations.

MOTION: Move to approve Ordinance No. G-07-14 for First Reading.

ACTION: THE MOTION WAS MADE BY COMMISSIONER GONZALES AND SECONDED BY COMMISSIONER JONES. ROLL CALL VOTE – ALL AYE.

2. Resolution No. R-07-102 – A Resolution to support a Housing Tax Credit Application by New Coffeyville Development Group for property at 14th & Buckeye.

- City Manager Jeff Morris addressed the Commission stating at the last meeting two developers made presentations on three tax credit housing projects. Following a conversation with Fred Bentley, Kansas Department of Housing and the person in charge of tax credits for the State of Kansas, it will be the City's intent to endorse all tax credit projects with a resolution of support. The applications will then go to the state at which time Bentley will get additional input from the city.

MOTION: Move to approve Resolution No. R-07-102 for adoption.

ACTION: THE MOTION WAS MADE BY COMMISSIONER GONZALES AND SECONDED BY COMMISSIONER JONES. ROLL CALL VOTE – ALL AYE.

3. Resolution No. R-07-103 – A Resolution to support a Housing Tax Credit Application by Townsend, Inc., for property at West 11th Street between Watkins and MacArthur Streets.

MOTION: Move to approve Resolution No. R-07-103 for adoption.

ACTION: THE MOTION WAS MADE BY COMMISSIONER HENDRYX AND SECONDED BY COMMISSIONER GONZALES. ROLL CALL VOTE – ALL AYE

4. Resolution No. R-07-105 – A Resolution to support a Housing Tax Credit Application by New Coffeyville Development Group for property at 1st & Inglewood.

MOTION: Move to approve Resolution No. R-07-105 for adoption.

ACTION: THE MOTION WAS MADE BY COMMISSIONER HUMMEL AND SECONDED BY COMMISSIONER JONES. ROLL CALL VOTE – ALL AYE

5. Resolution No. R-07-104 – A Resolution to support a Housing Tax Credit Application by Overland Property Group for property at 902 Lewark.

MOTION: Move to approve Resolution No. R-07-104 for adoption.

ACTION: THE MOTION WAS MADE BY COMMISSIONER GONZALES AND SECONDED BY COMMISSIONER HENDRYX. ROLL CALL VOTE – ALL AYE

6. Comments from Commissioners or Staff

- Jeff Morris reported to Commissioners
 - a. The Elm and Maple Street Traffic Study regarding closing of railroad crossings is completed and will be discussed at a future meeting.
 - b. To date there have been 132 tons of debris picked up by City crews in the non-oil affected area utilizing 257.5 City crew man hours.
 - c. Meetings have begun with the Montgomery County Fair Association, the Recreation Commission and Coffeyville Community College regarding long-range plans for Walter Johnson Park.
 - d. There will be a community New Coffeyville meeting on October 15, 5:30 p.m., at Community Elementary School.

J. EXECUTIVE SESSION(s)

MOTION: Move to adjourn to Executive Session for discussion with an attorney on items that would be deemed privileged in attorney client relationship to reconvene on or before 8:20 p.m.

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ACTION: THE MOTION WAS MADE BY MAYOR HORN AND SECONDED BY COMMISSIONER GONZALES. ROLL CALL VOTE – ALL AYE.

Mayor Horn stated no action would be taken as a result of the meeting.

TIME THE MEETING WAS RECONVENE: 8:20 p.m.

K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

1. Inspections Department – August Building Permits Issued
2. Planning Commission – Minutes of August 7, 2007, meeting
3. City Recreation Commission – Minutes of July 11 and July 13, 2007, meeting
4. Communication to Kansas Dept. of Commerce regarding closeout of Grant 05-PF-525
5. Communication from the Montgomery County Action Council
6. Communication from Westar Energy
7. CRMC Reports

L. ADJOURNMENT

MOTION: Move to adjourn.

ACTION: THE MOTION WAS MADE BY MAYOR HORN AND SECONDED BY COMMISSIONER GONZALES. ROLL CALL VOTE – ALL AYE.

TIME THE MEETING WAS ADJOURNED: 10:05 p.m.

Date the minutes were approved _____

Cindy Price, City Clerk