

**REGULAR COMMISSION MEETING MINUTES**  
**TUESDAY, NOVEMBER 28, 2006**  
**6:30 P.M.**

The Board of Commissioners met in Regular Session at 6:30 p.m. with Mayor Robert York presiding.

Those in attendance were:

COMMISSIONER RICHARD GONZALES  
COMMISSIONER ALEC HENDRYX  
COMMISSIONER VIRGIL O. HORN., JR.  
COMMISSIONER LOUIE HUMMEL

City Staff in attendance were:

CITY MANAGER JEFF MORRIS  
CITY CLERK CINDY PRICE  
CITY ATTORNEY PAUL KRITZ  
FINANCE DIRECTOR STEPHANIE RICHARDSON  
PUBLIC WORKS DIRECTOR CHUCK SHIVELY  
ELECTRIC UTILITY DIRECTOR BERNIE CEVERA

- A. CALL TO ORDER** – Mayor York
- B. INVOCATION** – Elder Bob Miller, Crossroads Community of Christ Church
- C. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- D. MINUTES**
1. Regular City Commission Meeting Minutes – Tuesday, November 14, 2006  
ACTION: Approved as presented
- E. APPROPRIATION ORDINANCE(s).**
1. 2006 Appropriation Ordinance No. AO-06-30 – \$3,453,711.93  
MOTION: Move to approve Appropriation Ordinance No. AO-06-30 in the total amount of \$3,453,711.93 for adoption.  
  
ACTION: THE MOTION WAS MADE BY COMMISSIONER HUMMEL AND SECONDED BY COMMISSIONER GONZALES. ROLL CALL VOTE - ALL AYE.
  2. 2006 Appropriation Ordinance No. AO-06-31 (Hummel) - \$ 1,851.88  
MOTION: Move to approve Appropriation Ordinance No. AO-06-31 in the total amount of \$1,851.88 for adoption.  
  
ACTION: THE MOTION WAS MADE BY MAYOR YORK AND SECONDED BY COMMISSIONER HORN. ROLL CALL VOTE - ALL AYE EXCEPT COMMISSIONER HUMMEL WHO ABSTAINED.
- F. PUBLIC HEARING(s), SPECIAL PRESENTATION(s), & PROCLAMATION(s).**
- G. OTHER BUSINESS**
1. Comments by the Public
- H. OLD BUSINESS**

1. Ordinance No. S-06-17 – Second Reading of an Ordinance to rezone 710-712 Spring.  
MOTION: Move that Ordinance S-06-17 be passed to Second Reading and approved for adoption.  
  
ACTION: THE MOTION WAS MADE BY COMMISSIONER GONZALES AND SECONDED BY COMMISSIONER HENDRYX. ROLL CALL VOTE – ALL AYE.
  
2. Ordinance No. S-06-18 – Second Reading of an Ordinance to rezone 703 North Cline.  
MOTION: Move that Ordinance No. S-06-18 be passed to Second Reading and approved for adoption.  
  
ACTION: THE MOTION WAS MADE BY COMMISSIONER GONZALES AND SECONDED BY COMMISSIONER HUMMEL. ROLL CALL VOTE – ALL AYE.

**I. NEW BUSINESS**

1. Resolution No. R-06-101 – A Resolution to issue a purchase order for Airport Liability Insurance to Newkirk, Dennis & Buckles, Inc.  
■ Finance Director Stephanie Richardson addressed the Commission stating a renewal quote for the airport liability insurance was received from Old Republic Insurance Group in the amount of \$2,520, the same as last year with the same coverage.  
  
MOTION: Move that Resolution No. R-06-101 be approved for adoption.  
  
ACTION: THE MOTION WAS MADE BY COMMISSIONER HORN AND SECONDED BY MAYOR YORK. ROLL CALL VOTE – ALL AYE.
  
2. Action for the Board of Commissioners to schedule a Public Hearing on Tuesday, December 12, to amend the FY2006 Municipal Budget.  
■ Finance Director Stephanie Richardson addressed the Commission stating ten of the City’s budgeted funds need to be amended. The procedure to amend the budget is the same as when it is adopted, therefore, a public hearing must be scheduled.  
  
MOTION: Move to schedule a Public Hearing for Tuesday, December 12, at 6:30 p.m. to amend the FY2006 Municipal Budget.  
  
ACTION: THE MOTION WAS MADE BY MAYOR YORK AND SECONDED BY COMMISSIONER HENDRYX. ROLL CALL VOTE – ALL AYE.
  
3. Resolution No. R-06-102 – A Resolution to execute a Water Purchase Contract with Rural Water District #10, Montgomery County, Kansas.  
■ Public Works Director Chuck Shively addressed the Commission stating the City of Coffeyville supplies water to Rural Water District 10 in Montgomery County through a water contract which was originally enacted on December 2, 1966. The original term of the contract was for 40 years with no provision for renewal. After discussion with the water district, a new contract has been agreed upon with basically the same terms as the previous contract. As water purchase contracts expire or come up for renewal, Shively is attempting to negotiate new contracts which follow a standard format, addressing the same terms and conditions as all other water purchase contracts the City has with wholesale customers. This

contract is for a term of five years and would automatically renew for five years at the end of each term unless one party notifies the other in writing at least 30 days prior to expiration.

**MOTION:** Move that Resolution No. R-06-102 be approved for adoption.

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

4. Resolution No. R-06-103 – A Resolution to approve placement of four-way stop signs at the intersection of Sunflower and First Streets in Coffeyville.

This item was removed from the agenda

5. Resolution No. R-06-104 – A Resolution to execute a tree trimming agreement with Asplundh.
- Electric Utility Director Bernie Cevera addressed the Commission stating staff has met with Asplundh to provide tree trimming services for the City. It is estimated the cost for the City to perform the service is about \$330,000 per year and a contractor performing similar services would cost about \$150,000. The City has a three-person tree trimming crew with one vacancy. The other two employees have been encouraged to apply for apprentice openings in the utility department. As part of the contract, Asplundh will provide employees and all equipment; and if needed, will be able to provide additional crews in the event the City had a major event such as high winds or tornado.

**MOTION:** Move that Resolution No. R-06-104 be approved for adoption.

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

6. Resolution No. R-06-105 – A Resolution to convey property located at 602 N. Walnut to Gayle L. and Jo Eva Bradley.

- City Clerk Cindy Price addressed the Commission stating this City owned lot was placed up for bid. One bid was received from Gayle and Jo Eva Bradley who plan to construct a home on the lot.

**MOTION:** Move that Resolution No. R-06-105 be approved for adoption.

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

7. Comments from Commissioners or Staff

- Commissioner Hummel opened a discussion on illegal immigrants working in our community. He stated other communities have adopted ordinances to deal with this problem. Staff will check with other communities and the Kansas League of Municipalities regarding this issue.
- Commissioner Horn stated he wants the City to become aggressive in dealing with citizens discharging firearms in the City.
- City Manager Jeff Morris provided updated the Commissioners on the joint repair project on

11<sup>th</sup> Street.

**J. EXECUTIVE SESSION(s)**

1. Non-elected personnel

MOTION: Move to adjourn to Executive Session for discussion of non-elected personnel to reconvene on or before 8:05 p.m.

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

Time the meeting was reconvened: 7:55 p.m.

Mayor York stated there would be no action as a result of the Executive Session.

**K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES**

1. Inspections Department – October Building Permit Report
2. Planning Commission – Minutes of September 27, 2006, meeting
3. Correspondence from Cox Communication

**L. ADJOURNMENT**

MOTION: Move to adjourn.

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

Time the meeting was adjourned: 9:05 p.m.

The next meeting will be Tuesday, December 12, 2006, at 6:30 p.m.

Date the minutes were approved \_\_\_\_\_

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Cindy Price  
City Clerk