

REGULAR COMMISSION MEETING MINUTES
TUESDAY, AUGUST 11, 2009
6:30 P.M.

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

Those in attendance were:

COMMISSIONER ALEC HENDRYX
COMMISSIONER PAM JONES
COMMISSIONER JIM C. TAYLOR, SR.
COMMISSIONER RJ WARREN

City Staff in attendance were:

CITY MANAGER JEFF MORRIS
CITY CLERK CINDY PRICE
CITY ATTORNEY PAUL KRITZ
PUBLIC WORKS DIRECTOR CHUCK SHIVELY
DEPUTY PUBLIC WORKS DIRECTOR JIM BRADSHAW
ELECTRIC UTILITY DIRECTOR BERNIE CEVERA
ENGINEERING SUPERINTENDENT SCOTT MASSMAN
IT DIRECTOR CHRIS FELIX

- A. **CALL TO ORDER** – Mayor Gonzales
- B. **INVOCATION** – Dr. Wayne Norton, First Baptist Church
- C. **PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- D. **REVIEW OF AGENDA**
- E. **CONSENT AGENDA ITEMS**

- 1. Regular City Commission Meeting Minutes – Tuesday, July 28, 2009
- 2. 2009 Appropriation Ordinance No. AO-09-26 – \$679,473.15
- 3. 2009 Appropriation Ordinance No. AO-09-27– (flood) \$100,994.64

MOTION: Move to approve the consent agenda as presented.

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

REGULAR AGENDA ITEMS

- F. **PUBLIC HEARING(s), SPECIAL PRESENTATION(s), & PROCLAMATION(s).**

- 1. Public Hearing for the FY 2010 Budget
 - City Manager Jeff Morris addressed the Commission stating Commissioners have held a series of budget work sessions which resulted in the proposed mill levy for FY 2010 of 39.8 mills. The City is setting aside the taxes paid by Coffeyville Resources under protest which amount to approximately \$2.2 million. The notice of budget hearing was published as required by state law.
 - Mayor Gonzales opened the public hearing.

- George Chronister, 512 South Willow, addressed the Commission asking about the Memorial Hall fund and questioned the financial status of the golf course and aquatic center.
- Mayor Gonzales closed the public hearing.

2. Resolution No. R-09-135 – A Resolution to certify the FY 2010 Budget.

MOTION: Move to approve Resolution No. R-09-135 for adoption.

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

G. COMMENTS FROM THE PUBLIC

H. OLD BUSINESS

1. Resolution No. R-09-134 – A Resolution to purchase two police package vehicles from Odessa Ford for the Police Department.

MOTION: Move to approve Resolution No. R-09-134 for adoption.

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

I. NEW BUSINESS

1. Resolution No. R-09-136 – A Resolution to execute an engineering services contract with Transystems Corporation for improvements located in Cline's Westwood Addition.
- Engineering Superintendent Scott Massman addressed the Commission stating eight requests for proposals for the proposed design of improvements at Edgewood and Grandview were received. The selection committee recommended Transystems be selected for the design engineering portion to include design of street improvements for Edgewood and Grandview Street extensions; design of a sanitary sewer extension in Block 9 of Cline's Westwood Addition and to study the drainage and design recommended storm water improvements. The contract is for a not to exceed fee of \$18,500.

MOTION: Move to approve Resolution No. R-09-136 for adoption.

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

2. Resolution No. R-09-137 – A Resolution to execute a construction contract with Davis H. Elliott Construction for the Substation "A" Transformer Changeout for the Electric Utility.
- Electric Utility Director Bernie Cevera addressed the Commission stating there have been recent problems encountered with Transformer No. 1 at Substation A and an increase in load on this station has warranted the replacement of the transformer with a larger unit,

matching the capacity of Transformer No. 2, and other minor improvements to the substation. Five bids were received with Davis H. Elliot Construction Company submitting the lowest complete bid.

MOTION: Move to approve Resolution No. R-09-137 for adoption.

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

3. Resolution No. R-09-138 – A Resolution to purchase software for use on the City’s public access channel.

■ IT Director Chris Felix addressed the Commission stating he is recommending Solo Edition 2 software be purchased to use to place content on the City’s public access channel. The cost is approximately \$599 which is much cheaper than software previously considered. A graphics card will also be purchased.

MOTION: Move to approve Resolution No. R-09-138 for adoption.

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

4. Resolution No. R-09-139 – A Resolution to approve the Government Access Policy.

■ IT Director Chris Felix addressed the Commission stating with the purchase of the software, the City will be ready to begin using Channel 13, the public access channel. As no video taping equipment has been purchased, there are no plans to begin broadcasting Commission meetings at the current time. There are no legal requirements to broadcast any type of programming which is not government sponsored, however, the City is committed to programming which helps residents learn more about Coffeyville’s programs, services, events, activities, etc. There needs to be some parameters set up regarding the use of the channel and the programming content restrictions imposed by the FCC regulations and by Federal, state and local laws. A Government Access Channel Policy and Procedures was developed to address the use of the channel. It is hoped the channel will go live in the next few weeks and will be available to announce school closings, etc.

MOTION: Move to approve Resolution No. R-09-139 for adoption.

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

5. Ordinance No. G-09-03 – First Reading of an Ordinance to amend the water rates.

■ Public Works Director Chuck Shively addressed the Commission stating as instructed during the Budget Work Session, staff has prepared an ordinance to increase the per 1,000 gallon user charge for water consumed and the minimum charge per month by 8% effective September 1, 2009 and then by another 8% effective January 1, 2010. This rate adjustment would result in a \$1.97 per month increase for the average

household consuming 5,000 gallons of water. The proposed 2010 rate adjustment would result in an additional \$2.12 monthly increase for the same usage.

MOTION: Move that Ordinance No. G-09-03 be approved for First Reading.

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

6. Resolution No. R-09-140 – A Resolution to submit a six-month extension request for the comprehensive plan CDBPG No. 08-CCB-02.

- City Manager Jeff Morris addressed the Commission stating the City received a Community Capacity Building Grant in the amount of \$25,000 for a comprehensive plan for the community. The plan must be submitted to the state for review by September 1 and the project completed by October 1. We are currently behind schedule as established by the consultant. There will be a full draft by August 20 available, however, this does not leave enough time to take it to the Planning Commission and the Comp Plan Committee and still have the state review. According to the grant agreement, the City may request one extension up to six months. Staff is proposing to request a six-month extension, however, they do not intend to take the entire six months.

MOTION: Move to approve Resolution No. R-09-140 for adoption.

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

7. Comments from Commissioners and Staff

- Habitat for Humanity will hold a groundbreaking ceremony for their second house in Coffeyville August 15; house will be located at the southeast corner of 10th & Buckeye.
- Crisis Resource Center has contacted the City in regard to acquiring the property they currently own at Fifth and Maple; they will be demolishing the house which was recently damaged in a fire
- City Manager Jeff Morris reported the Cline Road extension project is on schedule; Wayne Gudmonson, KDOT, has indicated the City should send him a letter requesting the traffic light at 11th and Lewark be relocated to 11th and Cline; he would get it to the proper KDOT people.
- Commissioner Hendryx expressed interest in keeping the pool open longer hours in the future; Commission Taylor suggested we make an effort to get older lifeguards.
- Commissioners Taylor, Jones and Mayor Gonzales stated they preferred to continue with printed agendas; Commissioners Hendryx and Warren are fine with agendas received in pdf format.
- Commissioner Hendryx reported on his meeting with City Manager Jeff Morris and City Attorney Paul Kritz on the stadium; they are working on a proposal to present to the college and school district which would recover the cost of the stadium operations and utilities. Commissioner Taylor requested the Commission meet to discuss this prior to presenting this to the other entities. There was a consensus to meet. Attorney Kritz advised Commissioner Warren to abstain from discussions on stadium.

J. EXECUTIVE SESSION(s)

K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

1. Finance Department – Sales Tax Report
2. Code Enforcement July Reports
3. Correspondence from ADSAP
4. CRMC Monthly Report

L. ADJOURNMENT

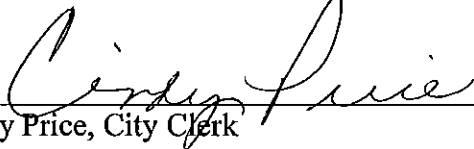
MOTION: Move to adjourn.

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

TIME THE MEETING WAS ADJOURNED: 8:55 p.m.

Date the minutes were approved _____

08/25/09



Cindy Price, City Clerk