

**REGULAR COMMISSION MEETING MINUTES  
TUESDAY, JULY 14, 2015  
6:30 P.M.**

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

Present:

MAYOR CHRIS WILLIAMS  
COMMISSIONER JUSTIN MARTIN  
COMMISSIONER CRAIG POWELL  
COMMISSIONER JIM C. TAYLOR, JR.

Absent:

COMMISSIONER MARCUS KASTLER

City Staff in attendance were:

INTERIM CITY MANAGER JAMES GRIMMETT  
CITY CLERK CINDY PRICE  
CITY ATTORNEY PAUL KRITZ  
FINANCE DIRECTOR STEPHANIE RICHARDSON  
IT MANAGER CHRIS FELIX  
PUBLIC WORKS DIRECTOR CHUCK SHIVELY  
PLANNER/ARCHITECT DENNIS JACOBS  
ENGINEERING TECH THOMAS OSBORN  
ELECTRIC UTILITY DIRECTOR GENE RATZLAFF  
ELECTRIC UTILITY DEPUTY DIRECTOR MIKE SHOOK  
INTERIM POLICE CHIEF KWIN BROMLEY  
HUMAN RESOURCES OFFICER MARILYNN EVENSON  
ASSISTANT TO CITY MANAGER TRISHA PURDON

- A. CALL TO ORDER** – Mayor Chris Williams
- B. INVOCATION** – Mary Wilson
- C. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- D. REVIEW OF AGENDA**
- E. CONSENT AGENDA**
1. Regular City Commission Meeting Minutes – Tuesday, June 23, 2015
  2. 2015 Appropriation Ordinance No. AO-15-12 – \$2,056,751.95
- MOTION: Move to approve the consent agenda as presented.
- ACTION: WILLIAMS                      SECOND: MARTIN  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT
- REGULAR AGENDA ITEMS**
- F. PUBLIC HEARING(s), SPECIAL PRESENTATION(s), & PROCLAMATION(s).**

**G. COMMENTS FROM THE PUBLIC**

- Max Williams, 3408 West First, thanked the Commission for the work done on Boulder and commented of the rail crossings on First and Fourth Street. Attorney Paul Kritz said we have an ordinance regarding this, however, the railroad claims they are exempted if we enforce the ordinance. Contact will be made with the railroad to work out a solution.
- Brooke Ashlock thanked the City for work recently completed at Restlawn Cemetery.

**H. OLD BUSINESS**

1. Ordinance No. G-15-01 – Second Reading of an Ordinance to create a Park Advisory Board.

MOTION: Move to approve Ordinance No. G-15-01 for adoption.

ACTION: MARTIN                      SECOND: POWELL  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT

- Applications will be available in the City Clerk's Office and on the City's website and will be taken through August 5 with appointments to be made on August 11.

**I. NEW BUSINESS**

1. Action and discussion to appoint one person to the Montgomery County Community Corrections Board.

Applicant: Ruth Ritthaler

MOTION: Move to appoint Ruth Ritthaler to the Montgomery County Community Corrections Board serving to January 1, 2017.

ACTION: WILLIAMS                      SECOND: TAYLOR  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT

2. Resolution No. R-15-80 – A Resolution to execute a Small Business Loan Application for Yates Clothing Company.

- Assistant to the City Manager Trisha Purdon stated Alicia Yates has submitted a small business loan application for \$75,000 for Yates Clothing Company. Her application met all the eligibility requirements as established and has been reviewed by Jitka Durman of the Midwest CDC and the SEKRPC. A second mortgage on the Yates personal residence and agricultural land will serve as collateral.

MOTION: Move to approve Resolution No. R-15-80 for adoption.

ACTION: WILLIAMS                      SECOND: TAYLOR  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT

3. Resolution No. R-15-81 – A Resolution to execute a lease agreement with Coffeyville Resources for property at the airport.

- Engineering Tech Thomas Osborn stated Coffeyville Resources is building a natural gas pipeline and has requested to lease a six acre tract at the Coffeyville airport for six months for storage of pipe material and a job trailer.

MOTION: Move to approve Resolution No. R-15-81 for adoption.

ACTION: WILLIAMS                      SECOND: MARTIN  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT

4. Resolution No. R-15-82 – A Resolution to execute an access agreement with Coffeyville Resources for the purpose of constructing a pipeline.

- Engineering Tech Thomas Osborn stated Coffeyville Resources has requested an access agreement to cross city owned property on the east side of CR 5100 for the purposes of accessing their pipeline easement.

MOTION: Move to approve Resolution No. R-15-82 for adoption.

ACTION: WILLIAMS                      SECOND: POWELL  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT

5. Resolution No. R-15-83 – A Resolution to approve a commercial curb cut for 411 West 14<sup>th</sup> Street for Acme Foundry.

- Engineering Tech Thomas Osborn stated Acme Foundry is expanding and relocating their shipping facility. They are requesting to remove approximately 126 feet of curb on the south side of 14<sup>th</sup> Street between Spruce and the alley to allow for easier access for their transport trucks.

MOTION: Move to approve Resolution No. R-15-83 for adoption.

ACTION: WILLIAMS                      SECOND: POWELL  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT

6. Resolution No. R-15-84 – A Resolution to execute a service agreement with Burns & McDonnell for the 13.8 kV to 69 kV interconnection project for the Electric Utility.

- Electric Utility Deputy Director Mike Shook stated this agreement will be for additional engineering services outside the original scope of work with Burns & McDonnell to facilitate the 13.8 kV to 69 kV interconnection. The cost will be \$110,000.

MOTION: Move to approve Resolution No. R-15-84 for adoption.

ACTION: WILLIAMS                      SECOND: MARTIN  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT

7. Resolution No. R-15-85 – A Resolution to execute an agreement with Crossland Construction to construct a pre-engineered metal building for the Electric Utility.

- Electric Utility Deputy Director Mike Shook stated three bids were received to construct a pre-engineered metal building for the New Generation Project. The low bid was Crossland Construction in the amount of \$2,902,717.

MOTION: Move to approve Resolution No. R-15-85 for adoption.

ACTION: MARTIN                      SECOND: WILLIAMS  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT

8. Resolution No. R-15-86 – A Resolution to execute a contract with Decker Construction for demolition work at City Hall.

- Planner/Architect Dennis Jacobs stated two bids were received for the demolition of the first floor and second floor of City Hall. Decker Construction was the low bid in the amount of \$144,900. They will begin the demolition the last week in July.

MOTION: Move to approve Resolution No. R-15-86 for adoption.

ACTION: MARTIN SECOND: WILLIAMS  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT

9. Discussion on Municipal Facilities Renovation Advisory Panel

- Commissioner Martin questioned whether the panel established by the commissioners to discuss the City Hall, Police Department and Fire Department renovation has completed their task and if so, he wants to excuse the panel.

MOTION: Move to excuse the Municipal Facilities Renovation Advisory Panel.

ACTION: WILLIAMS SECOND: KASTLER  
ALL AYE EXCEPT KASTLER WHO WAS ABSENT AND TAYLOR WHO ABSTAINED.

- Mayor Williams and Commissioner Martin both thanked the panel for their work. Doug Misch, chairman of the panel, stated they appreciated the commission taking some of their recommendations. He also stated he is concerned about the size of the stand-alone building and location and wants it to be in a location where it will be seen.

10. City Manager Report

- City Manager James Grimmert updated Commissioners on department activities and said the date for the budget hearing will be set at the next meeting.

11. Comments from Commissioners and Staff

- City Clerk Cindy Price stated the organizers of the 100 Mile Highway Sale to be held September 11-12 have requested the city waive garage sale permits for those participating. Commissioners concurred with the request. She also stated all of the City's houses in the rehab program have now closed, there is an active applicant for the NSP house, and the Aquatic Center has several upcoming special events.

**J. EXECUTIVE SESSION(s)**

1. Acquisition of real property.

MOTION: Move to recess to executive session for the discussion of the acquisition of real property to reconvene on or before 8:30 p.m.

ACTION: MOTION: WILLIAMS SECOND: MARTIN  
ALL AYE

Time the meeting was reconvened: 8:30 p.m.

The Mayor announced there was no action as a result of the executive session.

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MOTION: Move to recess to executive session for the discussion of non-elected personnel to reconvene on or before 8:40 p.m.

ACTION: MOTION: WILLIAMS SECOND: MARTIN  
ALL AYE

Time the meeting was reconvened: 8:40 p.m.

The Mayor announced there was no action as a result of the executive session.

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

1. Sales tax report
2. May building permit report
3. New Generation June project update
4. CRC Report

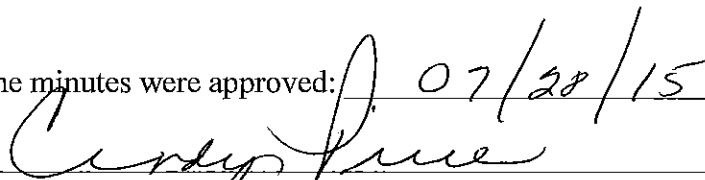
**L. ADJOURN**

MOTION: Move to adjourn.

ACTION: MOTION: WILLIAMS SECOND: MARTIN  
ALL AYE

Time the meeting was adjourned: 8:40 p.m.

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

  
\_\_\_\_\_  
Cindy Price, City Clerk