

**COMMISSION MEETING MINUTES
TUESDAY, MARCH 24TH, 2020
6:30 P.M.**

The Board of Commissioners met in Regular Session at 6:30 p.m. in the Commission Room. The meeting was called to order by Mayor Bauer.

Present:

COMMISSIONER PAUL BAUER
COMMISSIONER ANN MARIE VANNOSTER
COMMISSIONER ROBERT YORK
COMMISSIONER TRACY MAXSON
COMMISSIONER JUSTIN DOANE

City Staff in attendance:

CITY MANAGER MARK HALL
CITY CLERK MELISSA CARTER
DIRECTOR OF FINANCE STEPHANIE RICHARDSON
ELECTRIC UTILITY DIRECTOR MIKE SHOOK
IT DIRECTOR CHRIS FELIX
CAPTAIN DARIN DAILY
SUPERINTENDANT OF ENGINEERING THOMAS OSBORN
FIRE CHIEF BILLY COCKMAN

- A. **CALL TO ORDER** – Mayor Paul Bauer
- B. **ROLL CALL** – All Present
- C. **INVOCATION** – Kevin O’Connor, Pastor Agape Fellowship Church
- D. **PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- E. **REVIEW OF AGENDA**

MOTION: Move to Amend Agenda to add an Executive Session

ACTION: MOTION: BAUER SECOND: DOANE
ROLL CALL: ALL AYE

F. CONSENT AGENDA

- 1. City Commission Meeting Minutes – Tuesday, March 10, 2020
- 2. Second reading of Ordinance S-20-01 an Ordinance authorizing and providing for the acquisition of an interest in certain abandon rail beds by eminent domain.
- 3. 2020 Appropriation Ordinance No. AO-20-06 – \$4,425,240.80

MOTION: Move to approve items 1, 2, and 3 of the consent agenda as presented.

ACTION: MOTION: BAUER SECOND: VANNOSTER
ROLL CALL: ALL AYE

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4. 2020 Appropriation Ordinance No. AO-20-06A (Isham's) – \$253.24

MOTION: Move to approve item 4 of the consent agenda as presented.

ACTION: MOTION: YORK SECOND: MAXSON
ROLL CALL: BAUER, MAXSON, YORK , DOANE – AYE; VANNOSTER –
ABSTAIN

G. COMMENTS

1. Comments from Public

The public is free to comment on items not listed on the agenda. Please address comments to the Commission as a body, and be mindful of others who may also wish to speak by limiting comments to 3 minutes.

Rick Whitson, Director of Montgomery County Emergency Management addressed the COVID-19 Pandemic to help bring some clarity in the mass confusion that is taking place. The amount of information is overwhelming and it is getting to the point that you don't know who to believe or who to trust. The complexity of this event is nothing like anything else ever experienced and everyone is trying to feel their way through it. This is very difficult for those in leadership roles as the opinions about measures being taken to mitigate this are opposing. Some think the measures are extreme and others think not enough is being done and every decision is open for criticism. Rick stated that Montgomery County is doing well with this and the leadership in Coffeyville has been working well together and has taken a logical and reasonable approach to the threat. The KDHE is the department in charge of this and he encouraged people to get their information from them. He stated that 95% of tests in Kansas have come back negative. He outlined the difference between quarantine and isolation. Rick announced the meeting tomorrow that will bring all the leaders in the area together to get the information and get everyone on the same page. He is on conference calls daily with various agencies and State departments for information and get questions answered. This situation changes hour by hour. He stated that he has a lot of confidence in Coffeyville leadership, they are doing a great job. He implores people to realize if they don't understand the decisions that are being made it is because they probably don't have all the information. Commissioner Doane asked what the role of the County has. Rick answered that the County Health Department is the governing body & has authority in this instance. Commissioner Doane asked about communication to the public. Rick said that was another reason for the meeting tomorrow to open the lines of communication. He encouraged regular press releases as rumors thrive in the absence of information. Commissioner Doane then asked when a case comes to the area, how will we know. Rick answered that the County Health Department will release that information quickly through a press release.

REGULAR AGENDA ITEMS

H. PUBLIC HEARING(s), SPECIAL PRESENTATION(s), & PROCLAMATION(s).

I. OLD BUSINESS

J. NEW BUSINESS

1. Resolution R-20-15 a Resolution Approving the Issuance by the Board of County Commissioner of Montgomery Count, KS of its Taxable Industrial Revenue Bonds to pay the costs of the acquisition, construction, renovation and equipping of an existing commercial facility to be leased to Prosperiti Builders LLC, which facility is located outside the corporate limits of the City of Coffeyville, KS but within three miles thereof. City Manager Mark Hall spoke that this was an approval to move forward with the County's resolution on IRB's as Prosperiti is located within three miles. He stated that the city nor the county have an obligation that is put on the tax payers with an IRB. This is allowing for a tax exemption on construction and materials.

MOTION: Move to approve Resolution R-20-15 as presented.

ACTION: MOTION: BAUER SECOND: MAXSON
ROLL CALL: ALL AYE

Director of Manufacturing for Prosperiti Builders Javier Garcia stated that it was great to be here and is excited for this opportunity and venture in Coffeyville. Their plan is to invest around \$20 million for the overall improvements and equipping the facility. Their plans are to set-up a manufacturing facility for modular homes. Mr. Garcia sees great opportunity to partner with the community. They plan on employing about 120 people. They are also partnering with CCC in developing a construction technology program for mutual benefit.

2. Resolution R-20-16 a Resolution to Accept grant and approve programing submittal to KDOT for the Transportation Alternatives grant. Superintendent Thomas Osborn stated that part of the Transportation Alternative Grants is the program request for funds from KDOT for next construction season. This essentially requests them to program it and states that we will have the funds to progress forward which will come from transportation sales tax. This will be put out for bid next February.

MOTION: Move to approve Resolution R-20-16 as presented.

ACTION: MOTION: VANNOSTER SECOND: BAUER
ROLL CALL: ALL AYE

3. Resolution R-20-17 a Resolution to Approve work order #2 with BG Consultants for KDOT Transportation Alternatives grant design. Superintendent Thomas Osborn stated this is a work order authorization through the master services agreement with BG Consultants based off of estimated costs and hours worked based on their hourly schedule and rate fee.

MOTION: Move to approve Resolution R-20-17 as presented.

ACTION: MOTION: BAUER SECOND: VANNOSTER
ROLL CALL: ALL AYE

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4. Resolution R-20-18 a Resolution to Approve Change Order #1 for the 2019 Intersection and Drainage Improvement Project.

Superintendent Thomas Osborn stated that the 2019 Drainage Improvement Project included the Intersection of 8th and Central and 8th and Howard. That intersection is also a truck and bus route. When it was designed there was not the knowledge that on that corner the commercial buildings were going to be court ordered to be demolished. These have been demolished so at this point it makes sense to realign that Intersection to improve traffic. Property owners have been reached out to but have not been heard back from. It is felt best served for the City interest to hold off on these Intersections.

MOTION: Move to approve Resolution R-20-18 as presented.

ACTION: MOTION: YORK SECOND: BAUER
ROLL CALL: ALL AYE

5. Resolution R-20-19 a Resolution to suspend Municipal Court Proceedings due to the COVID-19 emergency.

City Attorney Paul Kritz stated that last Wednesday the Chief Justice of the State Supreme Court issued an Administrative Order basically shutting down district court operations except for emergency operations and staff believes it is appropriate to follow suit as Municipal Court brings large gatherings of people.

MOTION: Move to approve Resolution R-20-19 as presented.

ACTION: MOTION: VANNOSTER SECOND: MAXSON
ROLL CALL: ALL AYE

6. Resolution R-20-20 a Resolution to Approve Purchase of two Police Vehicles.

Police Captain Darin Daily stated that generally the Police Department replaces two vehicles each year due to wear and tear and constant use. Due to budget constraints last year they were unable to purchase vehicles. As a result they have had to take 2 vehicles out of service with another being used as a last resort vehicle. The Dodge Charger would have been their ideal choice but those are not available as production has been shut down. As a result they found 2 Ford Interceptor Utility Vehicles instead.

MOTION: Move to approve Resolution R-20-20 as presented.

ACTION: MOTION: MAXSON SECOND: DOANE
ROLL CALL: ALL AYE

7. City Managers Report

City Manager Mark Hall updated the Commission on what is being done on the virus situation and staff have been meeting on it. He hopes the community understands the City's role and that we only have certain powers. The Montgomery County Health Department is in control and has the authority to make most decisions. He stated that we are getting better at getting information out there and keeping it updated. We are going to link sites to us as well as sharing information with local organizations. He thanked Staff for all they are doing.

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8. Comments from Commissioners and Staff

Commissioner York asked about the electric work on Woodland street, that it was a different company, if that was a feed to the refinery. Mike Shook replied that it was. He thanked staff that was out putting signs out on playground equipment over the week-end. Commissioner Vannoster asked about the project on 11th street. Thomas Osborn stated that they working on the water line and the storm sewer on the North side. All the rain makes it difficult. Commissioner Doane commented on keeping information and communication consistent within the community.

K. EXECUTIVE SESSION(s)

1. Executive Session pursuant to KSA 75-4319 (b) (2) consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship.

MOTION: Move to recess to Executive Session pursuant to KSA 75-4319 (b) (2) consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship to include the City Attorney, City Manager, Director of Electric Utilities, Deputy Director of Public Works, and Finance Director, and to reconvene in the commission room at 7:50 pm.

ACTION: MOTION: BAUER SECOND: YORK
ROLL CALL: ALL AYE

MOTION: Move to authorize the City Manager to send a notice to Coffeyville Community College that the City desires not to renew the stadium lease agreement and to authorize the City Manager and Staff to commence negotiations for a new lease effective July 1st 2020.

ACTION: MOTION: BAUER SECOND: VANNOSTER
ROLL CALL: ALL AYE

L. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

M. ADJOURN

MOTION: Move to Adjourn

ACTION: MOTION: BAUER SECOND: DOANE
ROLL CALL: ALL AYE

Time the meeting was adjourned: 7:51 pm

Date the minutes were approved:

4/14/2020



Melissa Carter, City Clerk

