

**REGULAR COMMISSION MEETING MINUTES
TUESDAY, MARCH 13, 2012
6:30 P.M.**

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

Present:

MAYOR PAM JONES
COMMISSIONER DON EDWARDS
COMMISSIONER DAVID GEORGE
COMMISSIONER RICHARD GONZALES
VIRGIL O. HORN, JR.

City Staff in attendance were:

CITY CLERK CINDY PRICE
CITY ATTORNEY PAUL KRITZ
FINANCE DIRECTOR STEPHANIE RICHARDSON
IT DIRECTOR CHRIS FELIX
ELECTRIC UTILITY DIRECTOR GENE RATZLAFF
ELECTRIC UTILITY DEPUTY DIRECTOR MIKE SHOOK
HOUSING DIRECTOR ROBERT YORK
FIRE CHIEF JAMES GRIMMETT
CODE ENFORCEMENT OFFICER JOHN HUFFERD

A. CALL TO ORDER – Mayor Pam Jones

B. INVOCATION – Rev. Virgil O. Horn, Jr., First Sardis 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, February 28, 2012
 2. 2012 Appropriation Ordinance No. AO-12-04 – \$653,033.03
- MOTION: Move to approve the consent agenda as presented.

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

REGULAR AGENDA ITEMS

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

G. COMMENTS FROM THE PUBLIC

- Neal Barkley, Coffeyville Resources Nitrogen Fertilizer, stated the changes in the restrictive covenant had been made pertaining to the storage of full cars as well as the buyout letter for residents in the specified affected area now includes the appraisal being the higher of the county appraisal or a third party.

H. OLD BUSINESS

1. Ordinance No. S-12-01 - Second Reading of an Ordinance to rezone property located in the City of Coffeyville (100 & 200 block of East Wilcox; 100 block of East Beatty Street; 100 block of East Sterling Street; 100 & 200 block of East North Street; 100 & 200 block of East Martin Street; and the 100 & 200 block of East New Street).
 - City Attorney Paul Kritz stated according to the restrictive covenant to be signed by CRNF, partially or fully loaded rail cars are not to be stored on the west side of the storage facility unless they are assembling or unassembling a train.

MOTION: Move to approve Ordinance No. S-12-01 for adoption.

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

2. Ordinance No. S-12-02 – Second Reading of an Ordinance to vacate certain streets and alleys.

MOTION: Move to approve Ordinance No. S-12-02 for adoption.

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

I. NEW BUSINESS

1. Resolution No. R-12-28 – A Resolution to execute a contract with SEK Leaf & Lawn for airport mowing.
 - Engineering Superintendent Scott Massman addressed the Commission stating there were four bids received to mow the 31 acres at the Coffeyville Municipal Airport. SEK Leaf & Lawn was low bidder at \$496 per mow. Staff observed their equipment and determined it is suitable for the job and recommends accepting their bid.

MOTION: Move to approve Resolution No. R-12-28 for adoption.

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

2. Resolution No. R-12-29 – A Resolution to approve preferred mowing contractors for weed lot and City owned property mowing.
 - Code Enforcement Officer John Hufferd addressed the Commission stating fourteen bids were received for finish and brush hog mowing for the weed lots as well as City owned lots. In 2011 the City mowed 911 separate addresses as well as approximately 100 City owned lots. Staff recommended approving preferred vendor contracts with the three low bidders – 5 Star Contractors, BG & Sons and Pro Activate. References have been checked and the equipment has been inspected for all three.

MOTION: Move to approve Resolution No. R-12-29 for adoption.

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

3. Discussion and action to appoint two people to represent the City of Coffeyville on the Kansas Municipal Energy Agency Board of Directors.

MOTION: Move to appoint Gene Ratzlaff as Director #2 and Mike Shook as Alternate Director to serve two-year terms on the KMEA Board of Directors.

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

4. Comments from Commissioners and Staff

- Cindy Price updated Commissioners on City projects and reported Police Chief Joe Humble is retiring effective April 1, and Diane George has been appointed as Interim Police Chief.
- Commissioner George requested a change be made in the City's ordinance regarding fire proceeds.
- Commissioner Horn expressed again his concerns about the apartments on East Second and East Third being too close to the refinery.
- Housing Director Robert York reported he has a prospective buyer for the property at 806 West First Street; however, they are interested in a lease-to own-option for the first six months. Commissioners expressed concern there was not a deposit requirement in the contract.

J. EXECUTIVE SESSION(s)

1. Attorney-client relationship
2. Trade secrets of third parties.

MOTION: Move to adjourn to Executive Session for discussion of items that would be deemed privileged in attorney-client relationship and for discussion of trade secrets of third parties to reconvene on or before 8:10 p.m.

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

Time the meeting was reconvened: 8:10 p.m

MOTION: Move to adjourn to Executive Session for discussion trade secrets of third parties to reconvene on or before 8:45 p.m.

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

Mayor Jones stated there was no action to be taken as a result of the executive sessions.

Time the meeting was reconvened: 8:45 p.m

K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

1. Sales tax report
2. Building permit report
3. Code Enforcement report

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4. Hillcrest Golf Course report
5. Letter appointing Chuck Shively to the Kansas-Oklahoma Arkansas River Commission

L. ADJOURN

MOTION: Move to adjourn.

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

Time the meeting was adjourned: 8:45 p.m.

Date the minutes were approved: _____

3/27/12

Cindy Price

Cindy Price, City Clerk