

REGULAR COMMISSION MEETING MINUTES
TUESDAY, MARCH 23, 2010
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 PAM JONES
COMMISSIONER JIM C. TAYLOR, SR.
COMMISSIONER RJ WARREN

Those absent:

ALEC HENDRYX

City Staff in attendance were:

CITY MANAGER JEFF MORRIS
CITY CLERK CINDY PRICE
CITY ATTORNEY PAUL KRITZ
FINANCE DIRECTOR STEPHANIE RICHARDSON
IT DIRECTOR CHRIS FELIX
ARCHITECT PLANNER/ DENNIS JACOBS
PUBLIC WORKS DIRECTOR CHUCK SHIVELY
ENGINEERING SUPERINTENDENT SCOTT MASSMAN
CODE ENFORCEMENT OFFICER JIM HAYES
ELECTRIC OPERATIONS MANAGER MIKE SHOOK
ELECTRICIAN KEN WHITE
INTERCONNECTED OPERATIONS MANAGER STEVE MCGIE
INSTRUMENT TECH PETE OLSON

- A. **CALL TO ORDER** – Mayor Gonzales
- B. **INVOCATION** – Mary Wilson
- C. **PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- D. **REVIEW OF AGENDA**
- E. **CONSENT AGENDA ITEMS**
 - 1. Regular City Commission Meeting Minutes – Tuesday, March 9, 2010
 - 2. 2010 Appropriation Ordinance No. AO-10-07– \$5,318,967.19
 - 3. 2010 Appropriation Ordinance No. AO-10-08 (flood) – \$ 768.69
 - 4. Ordinance No. S-10-03 – Second Reading of an Ordinance to annex property for Big Chief RV Park

MOTION: Move to approve the consent agenda as presented.

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

REGULAR AGENDA ITEMS

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

1. Proclamation declaring April as Child Abuse Prevention Month
2. Proclamation declaring April 22 and 23 as Kansas Exoduster Descendant Days

G. COMMENTS FROM THE PUBLIC

- Larry Fischer asked for clarification on the information mailed out about trash pickup.
- Damon Willbern asked for clarification on information being provided on the Garrison and Carlson housing projects.
- Don Edwards requested a commitment from Commissioners to spend the same amount of dollars annually on street repairs as have been done the past few years in addition to the funds which will be spent as a result of the sales tax collected for street repairs.

H. OLD BUSINESS

I. NEW BUSINESS

1. Ordinance No. S-10-04 – First Reading of an ordinance to rezone property located at 712 West Fourth.

- Architect/Planner Dennis Jacobs addressed the Commission stating Sid Haffener has applied for rezoning of property located at 712 West Fourth Street from R-1 Single Family Residential District to R-2 Two Family Residential District for the purpose of remodeling a two story structure into a duplex. In addition to interior remodeling, Haffener plans to replace the roof and windows and repair the garage. The Planning Commission unanimously recommended the rezoning be approved. Commissioner Taylor was concerned about spot zoning. Commissioners decided to wait until Commissioner Hendryx was present to discuss further.

MOTION: Move to table Ordinance No. S-10-04.

ACTION: THE MOTION WAS MADE BY MAYOR GONZALES AND SECONDED BY COMMISSIONER WARREN. ROLL CALL VOTE – ALL AYE EXCEPT COMMISSIONER HENDRYX WHO WAS ABSENT AND COMMISSIONER TAYLOR WHO VOTED NO.

2. Discussion and action to appoint one person to the City Planning Commission.

Applicant: Chris West

NO ACTION ON THIS ITEM

3. Discussion and action to appoint two people to the Public Library Board.

Applicants: Marty Evensvold and R. E. Layton

MOTION: Move to appoint Marty Evensvold and R. E. Layton to four-year terms on the City Planning Commission serving to April 30, 2014.

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

4. Resolution No. R-10-29 – Resolution to execute mowing agreements with Five Star Lawn Care and VWP Lawn Care for weed lot mowing.

■ Code Enforcement Officer Jim Hayes addressed the Commission stating the City requested quotes for weed lot mowing for 2010. Three quotes were received with two, Five Star Lawn Care and VWP Lawn Care, meeting the City's qualifications.

MOTION: Move that Resolution No. R-10-29 be approved for adoption.

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

5. Resolution No. R-10-30 – A Resolution to execute a mowing agreement with TLC Groundskeeping, LLC, for airport mowing.

■ Engineering Superintendent Scott Massman addressed the Commission stating quotes were requested for mowing approximately 31 acres at the Coffeyville Industrial Airport. Four bids were received with the low bidder being TLC Groundskeeping.

MOTION: Move that Resolution No. R-10-30 be approved for adoption.

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

6. Resolution No. R-10-31 – A Resolution to execute a contract with Heckert Construction for the Kansas Department of Transportation KLINK Project No. U-2216-01.

■ Engineering Superintendent Scott Massman addressed the Commission stating Heckert Construction was the low bidder for the KLINK Project No. 166/169-63U-216-01 from Eighth and Northeast to the Verdigris River Bridge. KLINK projects are funded by the state on a 50% percent city matching fund basis for construction and construction engineering (inspection) costs up to \$200,000 per project. Heckert's bid was \$280,981.37.

MOTION: Move that Resolution No. R-10-31 be approved for adoption.

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

7. Resolution No. R-10-32 – A Resolution to execute an amended engineering services contract with Professional Engineering Consultants for the KLINK Project No. U-2216-01.

■ Engineering Superintendent Scott Massman addressed the Commission stating this contract will be for professional engineering services with Professional Engineering Consultants for construction engineering services for Kansas Department of Transportation KLINK Project No. U-2216-01, US 166/169 from Eighth Street to the Verdigris River Bridge. PEC performed the design engineering services for this project.

MOTION: Move that Resolution No. R-10-32 be approved for adoption.

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

8. Resolution No. R-10-33 – A Resolution to execute an agreement for Brownfield services with Terracon Consultants.

■ Engineering Superintendent Scott Massman addressed the Commission stating the City has received two brownfields grants from the EPA for phase 1 and phase 2 environmental site assessments for the discovery of potential environmental problems. The grants will not pay for any cleanup activities, however, it does provide for a study of suggested methods of proposed mitigation and potential funding sources. Requests for qualifications for a firm to assist the City with brownfields services were received from eight firms. The firms were scored based on qualifications with Terracon scoring highest.

MOTION: Move that Resolution No. R-10-33 be approved for adoption.

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

9. Resolution No. R-10-34 – A Resolution to purchase two complete continuous emission monitoring system units for the Electric Utility Department.

■ Electric Operations Manager Mike Shook addressed the Commission stating the current emission monitoring system equipment at the power plant was originally installed in 1992 and 1997 and has since become obsolete with repair parts being unavailable. Proposals were received from six vendors for replacement with Environmental Concerns being the low bidder.

MOTION: Move that Resolution No. R-10-34 be approved for adoption.

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

10. Resolution No. R-10-35 – A Resolution to purchase four replacement windows for the Coffeyville Power Plant.

■ Electric Operations Manager Mike Shook addressed the Commission stating bids were requested for replacement of four windows at the Power Plant. Accurate Architectural Products was the low bidder at \$7,835.98, however, Commissioners approved a bid of \$8,462.30 from Patchett Construction & Glass in order to keep the business local.

MOTION: Move that Resolution No. R-10-35 be approved for adoption.

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

11. Resolution No. R-10-36 – A Resolution of support for Perl Chevrolet-Buick to maintain its status as a new car dealership in Coffeyville.

- City Manager Jeff Morris addressed the Commission stating John Schmid is working through arbitration to keep his new car dealership franchise and has requested a resolution of support from the City.

MOTION: Move that Resolution No. R-10-36 be approved for adoption.

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

12. Resolution No. R-10-37 – A Resolution to approve repair of the No. 2 Boiler feed pump on Boiler No. 4 in the Power Plant.

- Electric Operations Manager Mike Shook addressed the Commission stating in March the No. 2 Boiler Feed Pump for the No. 4 Boiler and No. 7 Turbine/Generator was sent to Ruhrpumpen for disassembly, cleaning and evaluation. The pump was in worse shape than originally thought and repair cost came in at \$85,450. The pump is one of two pumps providing feedwater to the boiler and is critical to the operation of the generator. Ruhrpumpen also quoted a new pump at a cost of approximately \$200,000 with a delivery of at least 40-50 weeks. In order to return the unit to service in time for the summer peak period, staff recommends repairing the pump which is expected to take between six and eight weeks.

MOTION: Move that Resolution No. R-10-37 be approved for adoption.

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

13. Resolution No. R-10-38 – A Resolution to approve the sale of certain city owned property located in Fairview Cemetery.

- City Manager Jeff Morris addressed the Commission stating the City has been advertising the former caretakers house located in Fairview Cemetery for sale. An offer of \$32,000 was made with the house to be moved within 60 days.

MOTION: Move that Resolution No. R-10-38 be approved for adoption.

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

14. Comments from Commissioners and Staff.

- City Manager Jeff Morris announced the Animal Shelter should be complete in about three weeks, the Harmon Park bath house and Dixon Lodge have been prepared for demolition; the comp plan has been approved by the Kansas Department of Commerce and will be presented to the City Planning Commission; the next FAA project for taxilane improvements has been approved
- City Clerk Cindy Price reported work has begun on the City's Cox Cable Channel 13.

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 8:15 p.m.

ACTION: THE MOTION WAS MADE BY MAYOR GONZALES AND SECONDED BY COMMISSIONER JONES. ROLL CALL VOTE – ALL AYE EXCEPT COMMISSIONER HENDRYX WHO WAS ABSENT AND COMMISSIONER WARREN WHO VOTED NO. COMMISSIONER WARREN DID NOT ATTEND THE EXECUTIVE SESSION.

Time the executive session ended: 8:15 p.m.

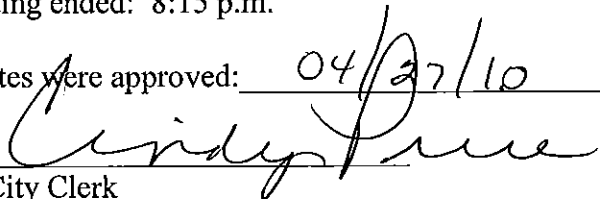
K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

1. Property Tax Report
2. Police Department Report
3. Code Enforcement Department Report
4. Fire Department Report
5. Public Library February Board Minutes

L. ADJOURNMENT

Time the meeting ended: 8:15 p.m.

Date the minutes were approved: 04/27/10


Cindy Price, City Clerk