

REGULAR COMMISSION MEETING MINUTES
TUESDAY, JUNE 8, 2010
6:30 P.M.

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

Those in attendance were:

COMMISSIONER RICHARD GONZALES
COMMISSIONER PAM JONES
COMMISSIONER JIM C. TAYLOR, SR.

Those absent were:

COMMISSIONER RJ WARREN – letter of resignation received

City Staff in attendance were:

CITY MANAGER JEFF MORRIS
CITY CLERK CINDY PRICE
CITY ATTORNEY PAUL KRITZ
FINANCE DIRECTOR STEPHANIE RICHARDSON
DEPUTY PUBLIC WORKS DIRECTOR JIM BRADSHAW
ENGINEERING SUPERINTENDENT SCOTT MASSMAN
TREASURER ANGIE NADEN
POLICE CHIEF JOE HUMBLE
HOUSING DIRECTOR GAIL THOMAS
POLICE OFFICER ED RUTHERFORD

- A. **CALL TO ORDER** – Mayor Hendryx
- B. **INVOCATION** – Paul Kritz
- C. **PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- D. **REVIEW OF AGENDA**
- E. **CONSENT AGENDA ITEMS**
 - 1. Regular City Commission Meeting Minutes – Wednesday, May 26, 2010
 - 2. 2010 Appropriation Ordinance No. AO-10-17– \$867,816.55
 - 3. 2010 Appropriation Ordinance No. AO-10-18 (flood) – \$ 490.35

ACTION: Approved as presented

REGULAR AGENDA ITEMS

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

- G. **COMMENTS FROM THE PUBLIC**

- Mayor Hendryx read letter of resignation from Commissioner RJ Warren.
- Carla LeLaCheur and Shelley Paasch, representing DCI, provided an update on Downtown Coffeyville, Inc., activities as well as the awning removal stating all property owners had been notified and were supportive of the removal and they will have the opportunity to receive design assistance.
- George Chronister, 512 Maple, commented about the high taxes in Coffeyville
- Jim Taylor, Jr., owner of the Terminal Building, stated his property will be affected by

the demolition of the Mill Supply Building; the City should consider alternative locations.

H. OLD BUSINESS

I. NEW BUSINESS

1. Resolution No. R-10-76 – A Resolution to certify the City of Coffeyville possesses legal authority to submit a 2010 Special Round Community Development Block Grant.

■ Treasurer Angie Naden addressed the Commission stating staff has prepared a FY 2010 Community Development Block Grant (CDBG) Community Facilities Category grant application to submit to the Kansas Department of Commerce. This is a special round of funding with applications accepted through June 15. During the regular funding process, the maximum grant award is \$400,000 with a minimum match of 25%. For this special round, the maximum grant award is \$500,00 with a minimum match of 15%, which can be in-kind match. The proposed project is the Youth Activities Center to include exterior building improvements, replacement of the HVAC, energy efficiency, ADA compliance, addressing electrical deficiencies, interior refurbishing to include floor replacement and site rehabilitation. The Commission is required to approve four specific resolutions to submit with the grant application.

MOTION: Move to approve Resolutions No. R-10-76-77-78 & 79 for adoption.

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

2. Resolution No. R-10-77 – A Resolution to commit \$75,000 of in-kind services for a proposed 2010 Special Round Community Development Block Grant – approved with I-1.
3. Resolution No. R-10-78 – A Resolution to adopt a residential anti-displacement and relocation assistance plan – approved with I-1.
4. Resolution No. R-10-79 – A Resolution to assure funds will be provided for operation and maintenance of improvements at the Youth Activities Center as a result of the 2010 Special Round Community Development Block Grant – approved with I-1.
5. Resolution No. R-10-80 – A Resolution to authorize S&A Construction to provide lead abatement services.

■ Treasurer Angie Naden addressed the Commission stating the two houses purchased through the Neighborhood Stabilization Program were inspected for lead and both have lead present in various locations. S&A Construction from Wichita is a certified lead abatement contractor and was the low bidder at \$9,757.

MOTION: Move to approve Resolution No. R-10-80 for adoption.

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

6. Resolution No. R-10-81 – A Resolution to allocate FY 2010 local alcoholic liquor funds.
- Finance Director Stephanie Richardson addressed the Commission stating as provided by Kansas statutes, the monies received from the local alcoholic liquor fund are to be distributed to the Cities and credited one-third to the general fund; one third to a special parks and recreation fund and one third to special alcohol and drug programs fund. In Coffeyville the one third for special parks and recreation goes to maintain the city parks as well as the Youth Activities Center. As determined in budget sessions, it is recommended the one-third for special alcohol and drug programs be distributed at 20% for Four County Mental Health, 20% for ADSAP and 60% for the Coffeyville Police Department to operate the DARE program. Officer Ed Rutherford, Coffeyville Police Department, reported on the activities of the DARE Program; and Ruth McCall, gave a report on the funding used by Four County Mental Health.

MOTION: Move to approve Resolution No. R-10-81 for adoption.

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

7. Ordinance No. S-10-07 – First Reading of an Ordinance to adopt the City of Coffeyville Comprehensive Plan.
- Max Williams, Chairman of the Planning Commission, addressed the Commission stating for over the past year the Planning Commission has been working with the consulting firm of Oschner, Hare & Hare on the City's comprehensive plan. On May 27, a public hearing was held. Planning Commissioners made a few changes to the implementation timeline and subsequently approved recommending the City Commissioners adopt the plan. Diane Binckley, representing Oschner, Hare & Hare, said there was good community participation. She recommended the City proceed immediately to work on the implementation timeline. She suggested the City work to remove the Urban Renewal district from downtown Coffeyville, begin work on three-mile zoning and continue to work with Coffeyville Resources on the property they purchased following the 2007 flood.

MOTION: Move to approve Ordinance No. S-10-07 for First Reading.

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

8. Resolution No. R-10-82 – A Resolution to execute the FY 2010 Memorandum of Agreement with the Montgomery County Fair Association.
- City Clerk Cindy Price addressed the Commission stating staff met with the Fair Board to review the Memorandum of Agreement developed in 2008 and updated annually.

MOTION: Move to approve Resolution No. R-10-82 for adoption.

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

9. Resolution No. R-10-83 – A Resolution to approve a final change order with the United States of America for levee repairs.

■ Engineering Superintendent Scott Massman addressed the Commission stating the City of Coffeyville entered into a cooperation agreement with the United States of America under policies established by the U. S. Corps of Engineers for flood control restoration following the flood of 2007 at an estimated cost of \$1,212,740. Due to changes in the scope of the project, the total cost was \$1,525,563.27 with the City's share an additional \$62,564.65.

MOTION: Move to approve Resolution No. R-10-83 for adoption.

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

10. Resolution No. R-10-84 – A Resolution to authorize a curb cut at 200 South Walnut.

■ Engineering Superintendent Scott Massman addressed the Commission stating USD 445 has applied for a curb cut for a new parking lot at the Whittier location.

MOTION: Move to approve Resolution No. R-10-84 for adoption.

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

11. Resolution No. R-10-85 – A Resolution to issue a purchase order to Davis Home Improvement for exterior siding at Hillcrest Golf Course Pro Shop.

■ Deputy Public Works Director Jim Bradshaw addressed the Commission stating Davis Home Improvement was the low bidder to replace siding at Hillcrest Golf Course at a cost of \$4,924.

MOTION: Move to approve Resolution No. R-10-85 for adoption.

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

12. Resolution No. R-10-86 – A Resolution to amend the bylaws of the Coffeyville Housing Authority. – Motion Failed

■ Housing Director Gail Thomas addressed the Commission stating the Housing Authority is recommending their bylaws be changed from four Commissioners being present to conduct a meeting to three and that any Commissioner may attend any meeting of the Housing Authority by telephone.

MOTION: Move to approve Resolution No. R-10-86 for adoption.

ACTION: THE MOTION WAS MADE BY COMMISSIONER TAYLOR AND SECONDED BY MAYOR HENDRYX. ROLL CALL VOTE – ALL NAY – MOTION FAILED.

13. Resolution No. R-10-87 – A Resolution to acquire property located at 511 Overlook Street.
- Housing Director Gail Thomas addressed the Commission stating the Housing Authority is proposing acquiring the dwelling located at 511 S Overlook for \$17,500. The Authority will then renovate the 724 square foot dwelling for sale. Following discussion, Commissioners approved offering \$7,500 for the property.

MOTION: Move to approve Resolution No. R-10-87 for adoption.

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

14. Ordinance No. G-10-02 – First Reading of an Ordinance to provide a smoke free workplace for all employees.

- City Attorney Paul Kritz addressed the Commission stating the Kansas Legislature adopted a law banning smoking state wide. The law goes into effect July 1, 2010. The City is required to adopt a policy which is to be provided to all employees and new hires. The policy states all employers having a place of employment that is an enclosed area are required to provide a smoke-free workplace for all employees.

MOTION: Move to approve Ordinance No. G-10-02 for First Reading

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

15. Comments from Commissioners and Staff

- City Clerk Cindy Price reviewed plans for the upcoming 4th of July Celebration
- City Manager Jeff Morris reported the City once again obtained the Gold Status with the work comp insurance carrier; the train at Walter Johnson Park has been painted; work is continuing on the animal shelter; work has begun on the KLINK project from 8th to Northeast; work is beginning on the budget process
- Morris received consensus to purchase property at Fifth and Maple from the Crisis Resource Center for \$500.
- Jim Bradshaw reviewed the schedule for street repair and work the Public Service Department is doing and reported on the attendance at the Aquatic Center
- Commissioner Jones asked if background checks could be performed on applicants for City Boards and Commissions.
- Commissioner Taylor asked about status of stadium contract, putting up a gate at shale pit on South Walnut to make it available to local contractors, a report on the CRNF lawsuit and timeline for replacement of Electric Utility Director.

J. EXECUTIVE SESSION(s)

K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

1. Sales Tax Report
2. April Building Permit Report
3. Wastewater Treatment Plant Inspection Report

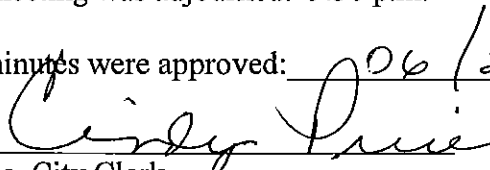
K. ADJOURNMENT

MOTION: Move to adjourn.

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

Time the meeting was adjourned: 9:30 p.m.

Date the minutes were approved: _____


Cindy Price, City Clerk