REGULAR COMMISSION MEETING MINUTES
TUESDAY, SEPTEMBER 25, 2012
6:30 P.M.

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

Present:

MAYOR DAVID GEORGE
COMMISSIONER DON EDWARDS
COMMISSIONER JIM FALKNER
COMMISSIONER PAM JONES
COMMISSIONER VIRGIL O. HORN, JR.

City Staff in attendance were:

INTERIM CITY MANAGER/CITY CLERK CINDY PRICE
FINANCE DIRECTOR STEPHANIE RICHARDSON
CITY ATTORNEY PAUL KRITZ
IT MANAGER CHRIS FELIX
PUBLIC WORKS DIRECTOR CHUCK SHIVELY
DEPUTY PUBLIC WORKS DIRECTOR JIM BRADSHAW
FIRE CHIEF JAMES GRIMMETT
CODE ENFORCEMENT OFFICER TAMMY DIXON
POLICE CHIEF TONY CELESTE
ELECTRIC UTILITY DIRECTOR GENE RATZLAFF
ELECTRIC UTILITY DEPUTY DIRECTOR MIKE SHOOK
ENGINEERING SUPERINTENDENT SCOTT MASSMAN

A. CALL TO ORDER – Mayor David George

B. INVOCATION – Pastor Mark Wilson, First Church of God

C. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

D. REVIEW OF AGENDA

E. CONSENT AGENDA ITEMS

1. Regular City Commission Meeting Minutes – Tuesday, September 11, 2012
2. 2012 Appropriation Ordinance No. AO-12-17 – $4,474,544.98

MOTION: Move to approve the consent agenda as presented.

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

<u>REGULAR AGENDA ITEMS</u>

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

1. Proclamation declaring October as National Disability Employment Awareness Month – Class LTD
   - Mayor George will present the proclamation to Class LTD on October 10.

2. Public Hearing – Vacation of portion of Brookwood Drive
   - City Attorney Paul Kritz addressed the Commission stating several years ago the

majority of Brookwood was vacated except for the portion which runs just west and through the funeral home parking lot. The funeral home has recently sold and while doing title work, it was discovered a portion of the street had not been vacated. The property owners on either side of the property – the funeral home and Grace Fellowship Church – both petitioned to have the remainder of the street vacated.

- Mayor George opened the Public Hearing.

- There being no comments, Mayor George closed the Public Hearing.

3. Ordinance No. S-12-10 – First Reading of an ordinance to vacate a portion of Brookwood Drive.

MOTION: Move to approve Ordinance No. S-12-10 for First Reading.

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

G. COMMENTS FROM THE PUBLIC

- Mary Wilson discussed a recent spider bite she had received and stressed the importance of people keeping their properties clean.
- Shelley Paasch, Downtown Coffeyville, provided an update on the Kansas Main Street program stressing the local Downtown Coffeyville organization will move forward and continue to be a vital force in the community.
- Jerry Watson, 816 West Tenth, asked what steps he has available to him regarding a neighbor who plays music too loud. Chief Tony Celeste will meet with him.

H. OLD BUSINESS

I. NEW BUSINESS

1. Resolution No. R-12-91 – A Resolution to authorize final change order to Muller Construction for First and Central intersection project.
   - Engineering Superintendent Scott Massman addressed the Commission stating this project is complete; the project contract was for $121,255; project ended up costing $118,625 which is a $2,630 deduction.

MOTION: Move to approve Resolution No. R-12-91 for adoption.

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

2. Resolution No. R-12-92 – A Resolution to execute a mutual aid agreement with the Independence Fire Department.
   - Fire Chief James Grimmett addressed the Commission stating a request has been received from the Independence Fire Department to approve a Mutual Aid Agreement. These agreements come into play if a community has a major fire, disaster or other emergency and needs the assistance of another community. Our communities have

always assisted each other when requested; this will make the agreement formal.

MOTION: Move to approve Resolution No. R-12-92 for adoption.

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

3. Resolution No. R-12-93 – A Resolution to issue a purchase order to Sega Inc. to perform plant assessment update of #7 turbine for the Electric Utility.
   - Electric Utility Director Gene Ratzlaff addressed the Commission stating the Commission recently approved a feasibility study with Guernsey to add a combustion turbine and heat recovery steam generator to the power plant in order to add new generation to our Electric Utility. An assessment of the turbine needs to be conducted to identify any potential repairs or modifications needed; this information will be included in the feasibility study. There is an existing engineering services agreement already in place with Sega Engineering who is very familiar with the equipment. The cost for the assessment would be $23,500.

   MOTION: Move to approve Resolution No. R-12-93 for adoption.

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

4. Resolution No. R-12-94 – A Resolution to authorize payment to KMGA by applicable due date.
   - Finance Director Stephanie Richardson addressed the Commission stating staff was recently notified by Kansas Municipal Gas Agency that payment of the monthly gas purchases would be due within 10 days of receiving the invoice. Power plant cities do not prepay for their gas purchases like other KMGA programs do. As a result of the large gas purchases this summer related to running the power plant, KMGA is now requesting we submit our payments more quickly than in the past. This resolution would give the Finance Director the authority to process the payment to KMGA in a timely manner and then be included on the next available commission meeting appropriation report. Commissioner Falkner was concerned there was not enough documentation on why KMGA was making this request and suggested we contact them to request bills be sent to the City in a more timely manner.

   MOTION: Move to table Resolution No. R-12-94 pending further conversation between the Finance Director and KMGA.

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

5. Resolution No. R-12-95 – A Resolution to execute an employment agreement with Gary W. Bradley to serve as City Manager.
   - City Attorney Paul Kritz addressed the Commission stating an 18-month contract has been prepared for Gary Bradley.

MOTION: Move to approve Resolution No. R-12-95 for adoption.

ACTION: THE MOTION WAS MADE BY COMMISSIONER EDWARDS AND SECONDED BY COMMISSIONER JONES. ROLL CALL VOTE – ALL AYE EXCEPT COMMISSIONER HORN WHO VOTED NO AND MAYOR GEORGE WHO ABSTAINED.

6. Comments from Commissioners and Staff
   - Police Chief Tony Celeste reviewed a damage report to the PD dispatch console from a lightning strike. His suggestion was to replace the current equipment which could be done at a cost of approximately $11,130. This will be placed on the next agenda.
   - Fire Chief James Grimmett introduced Tammy Dixon, Code Enforcement Officer.
   - Fire Chief Paul Kritz reported the City has been in discussion with Coffeyville Resources to acquire property located on the southwest corner of 4th and Northeast. A property swap between the City and CVR has been discussed; this will be placed on the next agenda for Commission approval.
   - Commissioner Horn expressed concern about residents living in close proximity to the refinery stating they need to purchase the apartments and relocate the individuals.
   - Commissioner Edwards stated the City needed to look at the cost of air quality equipment; Grimmett will research the cost.
   - Cindy Price provided department updates.

J. EXECUTIVE SESSION(s)

K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

1. Property Tax Report
2. Police Department Report
3. Correspondence from KHRC regarding Emergency Shelter Grant
4. Library Report

L. ADJOURN

MOTION: Move to adjourn.

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

Time the meeting was adjourned: 7:32 p.m.

Date the minutes were approved: _____

_____
Cindy Price, City Clerk