

**REGULAR COMMISSION MEETING MINUTES**  
**TUESDAY, APRIL 22, 2008**  
**6:30 P.M.**

The Board of Commissioners met in Regular Session at 6:30 p.m. with Mayor Virgil O. Horn, Jr., presiding.

Those in attendance were:

COMMISSIONER RICHARD GONZALES  
COMMISSIONER LOUIE HUMMEL  
COMMISSIONER PAM JONES

Those absent were:

COMMISSIONER ALEC HENDRYX

City Staff in attendance were:

CITY MANAGER JEFF MORRIS  
CITY CLERK CINDY PRICE  
CITY ATTORNEY PAUL KRITZ  
FINANCE DIRECTOR STEPHANIE RICHARDSON  
ENGINEERING SUPERINTENDENT SCOTT MASSMAN  
FIRE CHIEF GREG ALLEN  
IT MANAGER CHRIS FELIX  
INSPECTOR LARRY TROTTER  
TREASURER ANGIE NADEN

- A. **CALL TO ORDER** – Mayor Horn
- B. **INVOCATION** – Mayor Horn
- C. **PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**

**D. CONSENT AGENDA ITEMS**

- 1. Regular City Commission Meeting Minutes – Tuesday, April 8, 2008
- 2. 2008 Appropriation Ordinance No. AO-08-17 – \$4,509,117.05
- 3. 2008 Appropriation Ordinance No. AO-08-18 – (flood) \$ 169,895.23  
MOTION: Move to approve the consent agenda as presented.

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

**REGULAR AGENDA ITEMS**

**E. APPROPRIATION ORDINANCE**

- 1. 2008 Appropriation Ordinance No. AO-08-19 (Hummel) – \$ 1,378.48

MOTION: Move to approve Appropriation Ordinance No. AO-08-19

ACTION: THE MOTION WAS MADE BY MAYOR HORN AND SECONDED BY COMMISSIONER GONZALES. ROLL CALL VOTE - ALL AYE.EXCEPT COMMISSIONER HENDRYX WHO WAS ABSENT AND COMMISSIONER HUMMEL WHO ABSTAINED.

2. 2008 Appropriation Ordinance No. AO-08-20 (Hummel flood) \$ 538.04

MOTION: Move to approve Appropriation Ordinance No. AO-08-20.

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

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

1. Public Hearing on a request for vacation of a portion of Ash Street and alley in Coffeyville Heights Addition

- Engineering Superintendent Scott Massman addressed the Commission stating a request was received from Coffeyville Resources to vacate a certain part of Ash Street and an alley located in Block 17, situated in Coffeyville Heights Addition to aid in their expanding operations.
- Mayor Horn opened the Public Hearing
- There being no comments, Mayor Horn closed the Public Hearing

2. Ordinance No. S-08-10 – First Reading of an ordinance to vacate certain streets and alleys.

MOTION: Move that Ordinance No. S-08-10 be approved for First Reading.

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

3. Public Hearing on a request from 4 State Maintenance for a property tax incentive

- Treasurer Angie Naden addressed the Commission stating 4 State Maintenance has applied for tax exemptions for economic development purposes. The application states 4 State will add a 10,00 square foot expansion to their warehouse facility. The estimated cost for the expansion is \$200,000. One of the main criteria for tax exemptions is the creation of new jobs. In 4 State’s applications they indicated that 11 new jobs will be created over the 10 year tax exemption period with an average annual starting wage of \$25,000. The tax savings over the ten year period is \$8,960 per year with the exemption per new job created \$8,145 or \$815 annually which is below the City’s “rule of thumb” \$1,000 tax benefit limitation for newly created jobs. The City’s policy has been to allow companies a 100% tax exemption for the initial three years with the remaining seven years limited to a \$1,000 exemption for each new job created.

- Mayor Horn opened the Public Hearing
  - There being no comments, Mayor Horn closed the Public Hearing
4. Ordinance No. S-08-11 – First Reading or an ordinance to grant a ten-year property taxation exemption-incentive for 4 State Maintenance.

MOTION: Move that Ordinance No. S-08-11 be approved for First Reading.

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

**G. OTHER BUSINESS**

1. Comments from Public
- Joyce Adair, 1122 West Tenth, addressed the Commission regarding the number of dogs an individual could have in the city limits. She asked what steps needed to be taken to have more dogs and asked for a temporary policy change to allow for more due to there not being an animal shelter. Attorney Kritz noted that any change would require the ordinance to be rewritten.

**H. OLD BUSINESS**

**I. NEW BUSINESS**

1. Resolution No. R-08-60 – A Resolution to execute a FY2008 Weed Lot Bush Hog Mowing Contract with Bradley’s Mowing Service.
- Inspector Larry Trotter addressed the Commission stating two bids were received for the 2008 bush hog weed lot mowing. Bradley’s Mowing Service submitted the low bid at \$17 per lot.

MOTION: Move that Resolution No. R-08-56 be approved for adoption.

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

2. Resolution No. R-08-61 – A Resolution to execute a FY2008 Weed Lot Finish Mowing Contract with Bradley’s Mowing Service.
- Inspector Larry Trotter addressed the Commission stating three bids were received for the 2008 finish weed lot mowing with Bradley’s Mowing Service submitting the low bid at \$18 per lot.

MOTION: Move that Resolution No. R-08-61 be approved for adoption.

ACTION: THE MOTION WAS MADE BY COMMISSIONER GONZALES AND SECONDED BY COMMISSIONER HUMMEL. ROLL CALL VOTE - ALL AYE EXCEPT COMMISSIONER HENDRYX WHO WAS

ABSENT.

3. Resolution No. R-08-62 – A Resolution to execute a FY2008 Park Mowing Contract with Four Season’s Lawn Service.

■ Public Works Director Chuck Shively addressed the Commission stating in a effort to free-up Public Service Department employees to concentrate on other projects such as streets and drainage, bids were requested for mowing the trimming at five City maintained parks. Four Seasons Lawn Care was the low bidder on all five parks at \$1,392 per time mowed.

MOTION: Move that Resolution No. R-08-62 be approved for adoption.

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

4. Resolution No. R-08-63 – A Resolution to establish a “No Parking Bus Loading Zone” in the 400 block of South Spruce Street.

■ Public Works Director Chuck Shively addressed the Commission stating a request was received from Holy Name School requesting a bus loading and unloading zone be designated on the west end of the property, in an area currently utilized for that purpose. Currently vehicles occasionally park there which leaves the busses to stop in the driving lane of Spruce Street to load and unload students. This jeopardizes the students as well as baking up traffic in both directions on Spruce and Fourth Street. The “No Parking Bus Loading Zone” would be established from 7 a.m. to 4 p.m. Monday through Friday from approximately August 1 through May 31 each year.

MOTION: Move that Resolution No. R-08-63 be approved for adoption.

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

5. Resolution No. R-08-64 – A Resolution to execute a letter of intent to remain with redispatch in the Aggregate Facility Study with SPP.

■ City Manager Jeff Morris addressed the Commission stating the City’s transmission requirements must change because of obligations within the Grand River Dam Authority (GRDA) contract. GRDA has included language in the new GRDA-Coffeyville Power Purchase and Sale Agreement requiring Coffeyville to use “commercially reasonable efforts” to change to network transmission service (NTS), effective immediately. The SPP 2007 AG3 Aggregate Facilities Study 2 includes two transmission reservation requests from Coffeyville. One requests additional long-term firm transmission service for Coffeyville’s projected aggregate requirements greater than the existing 114 MW reservation. The other is for requirements over 114 MW but includes the projected large increase at Coffeyville Resources Nitrogen Fertilizer after a potential major plant expansion. Staff recommends remaining active in the SPP study process.

MOTION: Move that Resolution No. R-08-64 be approved for adoption.

**ACTION:** THE MOTION WAS MADE BY COMMISSIONER HUMMEL AND SECONDED BY MAYOR HORN. ROLL CALL VOTE - ALL AYE EXCEPT COMMISSIONER HENDRYX WHO WAS ABSENT.

6. Golf Course Report

- City Manager Jeff Morris addressed the Commission reviewing the ideas presented by Mark Hilyard, Golf Professional, for increasing the rounds of golf and revenues as well as planned events for 2008. Commissioner Gonzales requested a monthly revenue and expense report from the Golf Course as well as number of rounds played, carts and sheds rented and memberships.

7. Comments from Commissioners or Staff

**J. EXECUTIVE SESSION(s)**

1. Non-elected personnel

2. Confidential data related to financial affairs or trade secrets of second parties

**MOTION:** Move to adjourn to Executive Session for discussion of non-elected personnel and confidential data relating to financial affairs of second parties to reconvene on or before 9:15 p.m.

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

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

**MOTION:** Move to extend the Executive Session to reconvene on or before 9:45

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

Time the meeting was reconvened: 9:45 p.m.

Mayor Horn stated no action would be taken as a result of the Executive Session.

**K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES**

1. Police Department Report
2. Library Board Minutes
3. Recreation Commission Minutes
4. Correspondence announcing Bernie Cevera's appointment to the KMEA Executive Board

**L. ADJOURNMENT**

**MOTION:** Move to adjourn.

**ACTION:** THE MOTION WAS MADE BY MAYOR HORN AND SECONDED BY COMMISSINOER HUMMEL. ROLL CALL VOTE – ALL AYE

Time the meeting was adjourned: 10:15 p.m.

**REGULAR COMMISSION MEETING MINUTES**  
**TUESDAY, APRIL 22, 2008**

Date the minutes were approved \_\_\_\_\_

\_\_\_\_\_  
Cindy Price, City Clerk