

REGULAR COMMISSION MEETING MINUTES
TUESDAY, NOVEMBER 24, 2009
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 ALEC HENDRYX
COMMISSIONER PAM JONES
COMMISSIONER JIM C. TAYLOR, SR.
COMMISSIONER RJ WARREN

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
ELECTRIC UTILITY DIRECTOR BERNIE CEVERA
PUBLIC WORKS DEPUTY DIRECTOR JIM BRADSHAW

- A. CALL TO ORDER** – Mayor Gonzales
- B. INVOCATION** – Rev. Gerald Morris, Grace Fellowship Church
- C. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- D. REVIEW OF AGENDA**
- E. CONSENT AGENDA ITEMS**

- 1. Regular City Commission Meeting Minutes – Tuesday, November 10, 2009
- 2. 2009 Appropriation Ordinance No. AO-09-40 – \$3,804,002.98
- 3. 2009 Appropriation Ordinance No. AO-09-41– (flood) \$ 2,616.85

MOTION: Move to approve the consent agenda as presented.

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

REGULAR AGENDA ITEMS

- F. PUBLIC HEARING(s), SPECIAL PRESENTATION(s), & PROCLAMATION(s).**
- G. COMMENTS FROM THE PUBLIC**
- H. OLD BUSINESS**
- I. NEW BUSINESS**
 - 1. Resolution No. R-09-185 – A Resolution to approve the Generation Re-dispatch Agreement between the City of Coffeyville and the Grand River Dam Authority.
 - Electric Utility Director Bernie Cevera addressed the Commission stating the City of Coffeyville and Grand River Dam Authority signed a power purchase and sales

agreement effective August 1, 2007. Coffeyville has requested firm annual transmission service via the SPP OASIS for a flow of capacity and energy from the GRDA Control Area to the City Load Area, for various dates as indicated in SPP OASIS request 73522030. SPP has identified the re-dispatch of generation units owned and/or operated by either GRDA or City as a condition precedent to SPP accepting the Transmission Requests. Without the re-dispatch agreement we would not be able to obtain additional transmission service.

MOTION: Move to approve Resolution No. R-09-185 for adoption.

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

2. Resolution No. R-09-186 – A Resolution to issue a purchase order to Interstate Electrical Construction for a 480 volt MCC for cooling tower #3 in the Electric Utility Department.

ACTION: AT THE REQUEST OF COMMISSIONERS, THIS WILL BE RE-BID DUE TO THERE ONLY BEING ONE BID RECEIVED.

3. Resolution No. R-09-187 – A Resolution to issue a purchase order to Interstate Electrical Construction for a 2.4 kV breaker for Boiler #5 in the Electric Utility Department.

ACTION: AT THE REQUEST OF COMMISSIONERS, THIS WILL BE RE-BID DUE TO THERE ONLY BEING ONE BID RECEIVED.

4. Resolution No. R-09-188 – A Resolution to approve an engineering and field services agreement with Sega Inc. for the Yokagawa controller for Boiler #5 in the Electric Utility Department.

- Electric Utility Director Bernie Cevera addressed the Commission stating the City of Coffeyville has contracted SEGA Inc. to test and evaluate the No. 5 boiler controllers at the power plant. SEGA determined they are outdated and replacement parts are no longer available. Commissioners have previously approved replacing the controllers; this resolution is to approve engineering the software. The bid from SEGA includes installing the software and an estimated cost to test and tune boiler #5.

MOTION: Move to approve Resolution No. R-09-188 for adoption.

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

5. Resolution No. R-09-189 – A Resolution to execute an agreement with Sega, Inc., to provide air compliance reporting services for the Electric Utility Department.

- Electric Utility Director Bernie Cevera addressed the Commission stating the City of Coffeyville's Municipal Power Plant must perform certain monitoring, recordkeeping, reporting and other compliance activities as required in the plant's Title V Operating Permit. The activities include but are not limited to quarterly emission data reports to the EPA, annual air emission inventory reports to the KDHE, annual compliance

certification to the KDHE and semi-annual reports to the KDHE. This reporting was previously performed by staff, however, that individual has moved. The work is very technical and currently there is no one in the plant who is capable of these duties. SEGA Inc. submitted a proposal for this reporting at an estimated cost of \$30,000 for reporting activities for the year 2010.

MOTION: Move to approve Resolution No. R-09-189 for adoption.

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

6. Resolution No. R-09-190 – A Resolution to support the County’s continued participation in the Kansas Enterprise Zone Program as a designated non-metropolitan business region.
 - City Manager Jeff Morris addressed the Commission stating the City of Coffeyville has participated in the Enterprise Zone Program since 1982. In order to continue to participate and for the County to be declared a non-metropolitan business region, the Commissioners need to adopt a resolution to submit to the Southeast Kansas Regional Planning Commission who will then submit the region’s application to the State of Kansas.

MOTION: Move to approve Resolution No. R-09-190 for adoption.

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

7. Resolution No. R-09-191 – A Resolution to execute an agreement with Coffeyville Friends of Animals for operation of the Animal Shelter.
 - City Manager Jeff Morris addressed the Commission stating staff recently met with the Coffeyville Friends of Animals to finalize an agreement whereby the CFA will assume operating responsibility for the Animal Shelter, scheduled for completion in January, 2010. As part of the agreement, the City will subsidize the shelter \$1,500 for the first month; the City will meet with the CFA each month to discuss operations, evaluate operating costs and determine an amount of operation compensation from the City for the following month. The agreement is for a term of 12 months and will automatically renew for successive 12-month periods.

MOTION: Move to approve Resolution No. R-09-191 for adoption.

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

8. Resolution No. R-09-192 – A Resolution to establish t-hangar rental rates for the Coffeyville Municipal Airport.

- Finance Director Stephanie Richardson addressed the Commission stating during the 2010 budget work sessions, staff presented a budget for the Coffeyville Municipal Airport showing the need to increase the rental rates of the 20 t-hangars. The current rates were established in 1985. The budget was approved with a proposed increase of \$85 per month for the four corner hangars (currently \$55 per month) and \$80 per month for the 16 additional hangars (currently \$50 per month).
- Tom Hargrove stated he rents a hangar at the airport and a 55% increase is excessive; there has been basically no maintenance done on the hangars in years.
- Information on the number of planes FAA requires be hangared at the airport to qualify for grants and rental rates at area airports will be provided to Commissioners.

ACTION: NO ACTION; ADDITIONAL INFORMATION WILL BE PROVIDED FOR THE NEXT MEETING.

9. Comments from Commissioners and Staff

- Bernie Cevera reported a change order is necessary for work on the A Sub transformer. There will be a \$2,000 increase to Allgeier, Martin & Associates and a \$2,000 decrease from the contractor which results in a net zero amount for the City.
- City Manager Jeff Morris stated staff is working on the bid documents for the upcoming trash contract; commissioners requested it be bid with smaller trucks and asked if the size of the polycarts could be increased. Morris also reported Tom Carlson will soon be applying for building permits for 18 houses south in the Brown's Riverside Addition.
- Commissioner Hendryx asked for a report on how the recently adopted environmental code has been used and about repairs for the tennis court.
- Jim Bradshaw will provide the quotes for patching and fixing the tennis courts.
- Commissioner Jones & Mayor Gonzales suggested we look at standards for rental properties. A special work session will be set up with the Code Enforcement Officers and Fire Chief.
- Commissioner Taylor stated city crews did a good job on the Fire Department concrete apron. He is concerned about the variances recently approved by the Board of Zoning Appeals for the Garrison apartment project. He believes meetings were held between the developer Gary Hassenflu and the City Planner and questioned if the City Planner was doing architecture work on the side for developers. Jeff Morris reported the City Planner does do outside architectural work but does no work for developers coming to the City.

J. EXECUTIVE SESSION(s)

1. Attorney-Client Relationship
2. Employer-employee relations and negotiations

MOTION: Move to adjourn to executive session for discussion of items that would be deemed privileged in attorney-client relationship and for discussion of employer-employee relations and negotiations to reconvene on or before 9 p.m.

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

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

K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

1. Coffeyville Public Library October Minutes
2. CRMC November Report

L. ADJOURNMENT

MOTION: Move to adjourn.

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

Time the meeting was adjourned: 8:46 p.m.

Date the minutes were approved: _____

Cindy Price, City Clerk