

**REGULAR COMMISSION MEETING MINUTES  
TUESDAY, DECEMBER 11, 2007  
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 ALEC HENDRYX  
COMMISSIONER LOUIE HUMMEL  
COMMISSIONER PAM JONES

City Staff in attendance were:

CITY MANAGER JEFF MORRIS  
CITY CLERK CINDY PRICE  
CITY ATTORNEY PAUL KRITZ  
FINANCE DIRECTOR STEPHANIE RICHARDSON  
PUBLIC WORKS DIRECTOR CHUCK SHIVELY  
ENGINEERING SUPERINTENDENT SCOTT MASSMAN  
ELECTRIC UTILITY DIRECTOR BERNIE CEVERA  
WATER SUPERINTENDENT EARL MENEFEE  
CITY INSPECTOR JIM HAYES

**A. CALL TO ORDER** – Mayor Horn

**B. INVOCATION** – Rev. Howard Bredesen

**C. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**

**D. MINUTES**

1. Regular City Commission Meeting Minutes – Tuesday, November 27, 2007  
ACTION: Approved as presented

**E. APPROPRIATION ORDINANCE(s).**

1. 2007 Appropriation Ordinance No. AO-07-45 – \$636,249.46  
MOTION: Move to approve Appropriation Ordinance No. AO-07-45 in the total amount of \$636,249.46 for adoption.  
  
ACTION: THE MOTION WAS MADE BY COMMISSIONER HUMMEL AND SECONDED BY COMMISSIONER GONZALES. ROLL CALL VOTE - ALL AYE.
2. 2007 Appropriation Ordinance No. AO-07-46 (Flood) – \$ 15,222.07  
MOTION: Move to approve Appropriation Ordinance No. AO-07-46 in the total amount of \$15,222.07 for adoption.  
  
ACTION: THE MOTION WAS MADE BY COMMISSIONER GONZALES AND SECONDED BY COMMISSIONER HENDRYX. ROLL CALL VOTE - ALL AYE.

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

1. Montgomery County Action Council Annual Presentation
  - Montgomery County Action Council Director Dennis Pruitt reviewed the 2007 MCAC program of activities and provided information on the specific activities for Coffeyville.

2. Resolution No. R-07-148 – A Resolution to execute a FY2008 Professional Services Agreement with the Montgomery County Action Council.

MOTION: Move to approve Resolution No. R-07-148 for adoption.

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

3. FY2006 Audit Report by Jarred, Gilmore & Phillips, PA

- Neil Phillips representing Jarred, Gilmore & Phillips, PA, reviewed the FY2006 audit, stating the City's audit received a clean opinion.

**G. OTHER BUSINESS**

1. Comments from Public

- Howard Bredesen spoke on behalf of the PINCH organization requesting assistance, perhaps in the form of co-sponsorship, for the Martin Luther King Parade. City Manager Jeff Morris will set up a meeting with the Chamber of Commerce to discuss efforts for them to partner on promotion of the parade.
- Kim Tatman spoke on behalf of her grandparents, Mr. & Mrs. Hulet. The Hulets were affected by flood zone A flooding and are unable to occupy their house. They are requesting the City pursue buy-out options for those properties in Flood Zone A who had more than 50% substantial damage as a result of the flood.

**H. OLD BUSINESS**

1. Ordinance No. G-07-17 – Second Reading of an Ordinance to amend building permit fees.

MOTION: Move that Ordinance No. G-07-17 be passed to Second Reading and approved for adoption.

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

**I. NEW BUSINESS**

1. Discussion and action to appoint two individuals to the City Planning Commission for three-year terms serving through January 1, 2011.

Applicants: Bernie Cevera and Josh Mecom

MOTION: Move to appoint Bernie Cevera and Josh Mecom to new three-year terms serving to January 1, 2011 on the City Planning Commission.

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

2. Resolution No. R-07-146 – A Resolution to recognize and identify specific preferred vendors for chemicals to be used at the Water Treatment Plant for 2008.

■ Public Works Director Chuck Shively addressed the Commissioners stating bids have been received for chemicals for the Water Treatment Plant for 2008. Staff recommended designating the low bidder as the preferred vendor for each chemical except the polymer and lime. The specific chemical blend of the polymer supplied varies from vendor to vendor. The polymer currently used is from F. S. Robbins and is working well; staff is hesitant to switch to an unknown blend. Staff also prefers to use lime from Mississippi Lime as it is a cleaner grade of lime.

MOTION: Move to approve Resolution No. R-07-146 for adoption.

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

3. Ordinance No. G-07-18 – First Reading of an ordinance to dissolve the Historical Commission.

■ Finance Director Stephanie Richardson addressed the Commission stating in 1991 an ordinance was adopted forming a Historical Commission whose purpose was to preserve memorabilia and artifacts of Coffeyville heritage and to promote the history of Coffeyville. The Commission has not been active since 1996. In addition, there is a balance of \$1,209.35 in a fund set aside for the Historical Commission which has set idle since that time. Due to the lack of activity by this Commission, staff recommended the Commission be resolved and the funds be transferred to the Coffeyville Historical Society.

MOTION: Move to approve Ordinance No. G-07-18 for First Reading

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

4. Resolution No. R-07-147 – A Resolution to execute the January 1, 2008, through December 31, 2010, City of Coffeyville Memorandum of Agreement with the International Brotherhood of Electrical Workers Local 1523 and the International Union of Operating Engineers Local 123.

■ City Manager Jeff Morris addressed the Commission stating the City's Human Resource Director and the Labor Attorney have met with the IBEW and IUOE labor unions and negotiated a three-year contract.

MOTION: Move to approve Resolution No. R-07-147 for adoption.

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

5. Resolution No. R-07-149 – A Resolution to execute an agreement with Municipal Electric Systems of Oklahoma for mutual aid services.

- Electric Utility Director Bernie Cevera addressed the Commission stating the Municipal Electric Systems of Oklahoma (MESO) established an organized means for cities to offer assistance to each other in the event of an emergency that affects the operation of their electric utility. Utilities from Arkansas, Missouri and Oklahoma all participate. There is no charge for membership and participation is strictly voluntary. Cevera also stated the City has a mutual aid agreement with KMU.

MOTION: Move to approve Resolution No. R-07-149 for adoption.

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

6. Comments from Commissioners or Staff

- Engineering Superintendent Scott Massman reviewed information regarding homes in Flood Zone A which were damaged during the flood. There were 27 homes which sustained more than 50% damage; 24 in the northern portion of the City and three along Sycamore Creek. Under the flood plain buyout program, the City would be responsible for 25% of the cost of the buyout, however, the state will now fund 20% leaving 5% for the City to fund. Commissioners indicated they want to receive more details about the flood buyout program.

**J. EXECUTIVE SESSION(s)**

1. Confidential data relating to financial affairs or trade secrets of second parties.
2. Non-elected personnel

MOTION: Move to adjourn to Executive Session for discussion of confidential data relating to financial affairs or trade secrets of second parties and non-elected personnel to reconvene on or before 9:30 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.

Mayor Horn stated that was no action to be taken as a result of the Executive Session.

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

1. Finance Department – Sales tax reports
2. Board of Zoning Appeals – Minutes of October 25, 2007, meeting
3. Correspondence from Kansas Historical Society regarding Dale Hotel
4. Correspondence from Cox Communications
5. CRMC – November Board meeting information

**L. ADJOURNMENT**

MOTION: Move to adjourn.

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

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

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

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Cindy Price, City Clerk