

**MINUTES  
CITY COMMISSION MEETING  
CITY HALL, 701 WASHINGTON**

Wednesday, December 17, 2014

5:30 p.m.

The governing body met in regular session on December 17, 2014, at 5:30 p.m. in the City Commission Room at City Hall, with the following members being present: Commissioners Wentz, Parker, Johnson, Pounds, and Hasch.

Absent: None.

Other Officers: City Manager Uri, Finance Director Farha, and City Clerk Crum.

Mayor Wentz declared that a quorum was present and called the meeting to order.

Visitors: Jessica LeDuc, Toby Nosker, Don Dean, Marty Tatum, Kent Otott, Ashley Hutchinson, Chad Eshbaugh, Janice Vignery. Staff present: Chad Buckley, Utilities Director; Bruno Rehbein, Building Inspector; Ron Copple, Public Works Director; Eric Voss, Fire Chief; Bruce Johnson, Police Chief.

Pastor Kent Otott gave the invocation, followed by the reciting of the Pledge of Allegiance.

City Manager Uri asked to add an executive session for confidential business data.

**APPROVAL OF MINUTES**

**APPROVED**

Commissioner Pounds moved to approve the minutes of the December 3, 2014, meeting. Commissioner Hasch seconded. Motion carried unanimously.

Commissioner Johnson moved to approve the minutes of the December 8, 2014, special meeting. Commissioner Parker seconded. Motion carried unanimously.

**APPROPRIATION ORDINANCE #23**

**APPROVED**

An explanation was given by City Manager Uri on the charges to court from Wade Carter. He said Mr. Carter is the court-appointed attorney for City cases.

Commissioner Johnson moved to approve appropriation ordinance #23. Commissioner Pounds seconded. Motion carried unanimously.

**PUBLIC COMMENTS**

Several citizens spoke concerning recent sewer backups into their basements. Marty Tatum and Chad Eshbaugh have filed claims with the City's insurance, with both cases being denied. Janice Vignery said her mother's home has backed up several times, though no claim against the City's insurance has been filed. It was decided to put the matter on the study session for the next meeting.

**PUBLIC HEARING:**

**2014 BUDGET AMENDMENT**

**HELD**

Mayor Wentz opened the public hearing.

Amber Farha said the amendment was necessary, as the 911 wireless fund expended less funds at the end of the year than budgeted, due to one bill that was not paid until the following year. Commissioner Johnson was of the opinion that the City should have known this expenditure was not going to take place in 2013 when preparing the 2014 budget, and allowed for that additional expenditure in the 2014 budget.

Mayor Wentz closed the public hearing.

**NEW BUSINESS:**

**BOND SALE – APPROVAL OF BID  
2014-3089 BOND SALE ORDINANCE  
2014-2010 BOND SALE RESOLUTION**

**APPROVED  
PASSED  
PASSED**

The Clerk reported that pursuant to the Notice of Bond Sale heretofore duly given, bids for the purchase of General Obligation Bonds, Series 2014, dated December 15, 2014, of the City had been received. A tabulation of said bids is set forth as **Exhibit A** hereto.

Thereupon, the governing body reviewed and considered the bids and it was found and determined that the bid of Commerce Bank, was the best bid for the Bonds, a copy of which is attached hereto as *Exhibit B*.

Commissioner Parker moved that said bid be accepted and that the Mayor and Clerk be authorized and directed to execute the bid form selling the Bonds to the best bidder on the basis of said bid and the terms specified in the Notice of Bond Sale. The motion was seconded by Commissioner Hasch. Said motion was carried by a vote of the governing body with the vote being as follows:

Yea: Commissioners Wentz, Parker, Johnson, Pounds, and Hasch.

Nay: None.

Thereupon, there was presented an Ordinance entitled:

**AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS, SERIES 2014, OF THE CITY OF CONCORDIA, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO.**

Thereupon, Commissioner Pounds moved that said Ordinance be passed. The motion was seconded by Commissioner Parker. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yea: Commissioners Wentz, Parker, Johnson, Pounds, and Hasch.

Nay: None.

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 2014-3089, was signed by the Mayor and attested by the Clerk and the Ordinance or a summary thereof was directed to be published one time in the official newspaper of the City.

Thereupon, there was presented a Resolution entitled:

**A RESOLUTION PRESCRIBING THE FORM AND DETAILS OF AND AUTHORIZING AND DIRECTING THE SALE AND DELIVERY OF GENERAL OBLIGATION BONDS, SERIES 2014, OF THE CITY OF CONCORDIA, KANSAS, PREVIOUSLY AUTHORIZED BY ORDINANCE NO. 2014-3089 OF THE ISSUER; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.**

Thereupon, Commissioner Parker moved that said Resolution be adopted. The motion was seconded by Commissioner Johnson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Yea: Commissioners Wentz, Parker, Johnson, Pounds, and Hasch.

Nay: None.

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 2014-2010 and was signed by the Mayor and attested by the Clerk.

**CMB LICENSES**

**APPROVED**

All businesses have been checked with the KBI and are approved to receive the licenses.

Commissioner Parker moved to approve CMB licenses for 2015. Commissioner Pounds seconded. Motion carried unanimously.

**ENCUMBRANCES**

**APPROVED**

There are two encumbrances, for items needing purchased with this year's funds, which are City Hall exterior painting and partitions for the girls' restroom at the sports complex.

Commissioner Hasch moved to approve the encumbrances for the administration department and the sports complex. Commissioner Johnson seconded. Motion carried unanimously.

**CIP REALLOCATION**

**APPROVED**

Since budget discussions, two costs were paid out of the CIP fund not planned - \$25,000 for the purchase of 104 Lincoln and \$170,558.59 for Plum Road engineering. After factoring in increased revenue from the FAA, a deficit of \$108,709 is left. This can be taken from the Geometric Improvement Project K-9 Highway State to East Side, as there are no plans to do this project in 2015.

Commissioner Parker moved to approve all expenditures shown out of the CIP Fund for 2014 and those budgeted to be spent in 2015, after removing \$108,709 from the Geometric Improvement Project line. Commissioner Hasch seconded. Motion carried unanimously.

**CLOUDCORP 2015 PROFESSIONAL SERVICES AGREEMENT**

**APPROVED**

Ashley McMillan said the agreement contained no changes from last year, and the amount would be the same, \$55,000.

Commissioner Johnson moved to approve the CloudCorp 2015 professional services agreement. Commissioner Pounds seconded. Motion carried unanimously.

**AFFIRMATION FOR EXEMPT PROPERTY STATUS FOR IRB CERTIFICATIONS**

**APPROVED**

Businesses that have received industrial revenue bonds from the City are required to certify to the City annually that they still have property exempt from taxation.

Commissioner Hasch moved to affirm the exempt property status for IRB certifications for Concordia Tractor. Commissioner Parker seconded. Motion carried unanimously.

**ENGINEERING CONTRACT FOR 5TH STREET TIF PROJECT**

**APPROVED**

The project for 2015 will do curb and gutter on Broadway between 5th & 6th Streets, and 5th Street from State to Broadway, as well as the sidewalks. The cost for engineering is estimated at \$34,700.

Commissioner Pounds moved to approve the Campbell & Johnson engineering contract for the 5th Street TIF project. Commissioner Parker seconded. Motion carried unanimously.

**KLINK PROJECT**

**APPROVED**

Ron Copple showed figures for both 2015 and 2016 KLINK projects, which would save the City \$4,500 in engineering costs. The estimate for both projects is \$30,000.

Commissioner Parker moved to approve the Campbell & Johnson engineering contract for the KLINK project. Commissioner Johnson seconded. Motion carried unanimously.

**WELLS FARGO DONATION – 429 W. 5TH STREET**

**APPROVED**

Wells Fargo has donated the property at 429 W. 5th Street, provided the City also offer the \$8,000 donated funds for renovations. The property can be sold as the City sees fit; whether sealed bids or offer for sale with a local realtor.

Commissioner Johnson moved to authorize the mayor to sign the donation agreement from Wells Fargo for the 429 W. 5th Street property, and to accept the addendum to donation agreement. Commissioner Pounds seconded. Motion carried unanimously.

**MANAGER'S REPORT**

City Manager Uri explained that the Brown Grand lacks about \$50,000 to reimburse the City for the renovation project. Therefore, they have entered into a promissory note with the City on those funds.

The Convention and Visitors Bureau has awarded the City a grant of \$1100 for signage at the dog park.

City Manager Uri has worked on filing tax exemptions on all property the City owns that has public use.

**MAYOR/COMMISSIONER COMMENTS AND REPORTS**

Commissioner Pounds wondered if East 18th Street should be designated as a snow route.

Commissioner Johnson gave a thanks to staff for trimming the tree at 5th & Spruce, and for replacing the pillar in the Elmhurst section of town.

**STAFF COMMENTS**

Don Dean gave a Plum Road dam update.

Bruce Johnson said next month he will be requesting two more vehicles for the police department. He answered questions about the items recovered in the burglary case.

Eric Voss answered the question about the batteries used for the power cots from the last meeting. He said the fire department hosted the state fire school earlier this month.

Amber Farha continued the explanation of the 911 budget amendment.

**EXECUTIVE SESSION – CONFIDENTIAL BUSINESS DATA**

**HELD**

Commissioner Hasch moved that the commission recess into executive session for fifteen (15) minutes for confidential business data. Inviting: City Manager Uri and Ashley Hutchinson. Commissioner Parker seconded. Motion carried by the following vote:

Aye: Commissioners Wentz, Parker, Johnson, Pounds, and Hasch.

Nay: None.

Time: 6:50 p.m.

The commission reconvened at 7:05 p.m.

Mayor Wentz announced there was no binding action taken.

**2014 BUDGET AMENDMENT**


**APPROVED**

Commissioner Pounds moved to approve the 2014 budget amendment. Commissioner Hasch seconded. Motion carried unanimously.

**ADJOURN**

There being no further business, it was moved and seconded to adjourn. The meeting adjourned at 7:07 p.m.

(Seal)

  
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Stacey Crum  
City Clerk