

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 7, 2006

The governing body met in regular session on June 7, 2006 at 5:30 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Hosie, Jindra, Johnson and Gilliland.

Absent: Commissioner Strecker.

Other Officers: City Manager Paine, City Clerk Lanoue and City Attorney Uri.

The Mayor Pro Tem Gilliland declared that a quorum was present and called the meeting to order.

Visitors: Jessica LeDuc, Larry Remmenga, Toby Nosker, Larry Eubanks, Ted Collins, Don Dean, David Cunningham, Bersita Mendenhall, James Mendenhall, Ron Deal, Danny Parker, Pastor John States and Kirk Lowell.

Pastor John States, First Christian Church, provided the invocation before the city commission meeting.

Commissioner Jindra moved to approve the minutes of the May 17, 2006 regular meeting with the following amendment: RESOLUTION NO. 2006-1683 PETTY CASH - THE GOVERNING BODY FINDS IT ADVISABLE IN THE INTEREST OF EFFICIENT ADMINISTRATION TO AUTHORIZE THE ESTABLISHMENT AND OPERATION OF CERTAIN PETTY CASH FUNDS AS PERMITTED BY K.S.A. 12-171. Commissioner Hosie seconded. Motion carried.

APPROPRIATION ORDINANCE NO. 10

APPROVED

Commissioner Johnson moved to approve Appropriation Ordinance No. 10. Commissioner Jindra seconded. Motion carried. Don Dean advised the parking lot project was twelve (12) days past the completion date with a penalty of \$1800 and overruns were between \$6,000 and \$7,000. Commissioner Hosie asked for the date started, finished, rain days and number of work days past April 22nd. Mr. Dean stated he would provide the information to the commission.

PUBLIC COMMENTS

Bersita Mendenhall stated her brother-in-law had received a letter stating the city would be in on the 19th day of June to clean up the nuisance. Ms. Mendenhall stated James, Raymond and Delbert asked for a hearing and have not had the hearing. Mr. Uri stated the City Manager had two attend a meeting with him and a hearing before the city commission was talked about. James Mendenhall stated he was making progress on the cleaning up asked for additional time. Commissioner Gilliland stated he needs to talk to the City Manager to make additional arrangements.

CLOUDCORP ANNUAL PRESENTATION & 2007 APPROPRIATION REQUEST

Kirk Lowell, Director of CloudCorp, advised the commission about the 2007 funding request for CloudCorp. Mr. Lowell advised the work in the North Development is an important project. We have a local business that would like to expand to the North. There are three out of state manufacturing opportunities and they are working on a housing needs assessment. CloudCorp is requesting \$45,000 for year 2007. The funding request is the same as last year. Mr. Lowell asked the commission for any questions or comments and there were none.

CUNNINGHAM COMMUNICATION UPDATE

David Cunningham advised Cunningham Communication has purchased Cebridge effective the 1st of June. They ask for the public to be patient during this transition time.

ACCEPT BIDS FOR PUBLIC WORKS AND UTILITY DEPARTMENTS

TABULATION SHEET

DATE: 05-31-06
TIME: 1:30 P.M.

**PUBLIC WORKS
UTILITY VEHICLE**

WOMACK

**SELLERS
EQUIPMENT**

KANEQUIP

MURPHY

Make & Model	07' Kawasaki Mule 600	Kubota RTV 900	Landpride Treker 4200 ST	No Bid
Without Trade	5,314.50	9,594.00	6,867.00	
Less Trade	600.00	1,000.00	1,000.00	
Net Price	4,714.50	8,594.00	5,867.00	

PUBLIC WORKS WHEEL LOADER

	WOMACK	SELLERS EQUIPMENT		KANEQUIP	MURPHY
Make & Model	No Bid	JCB 426 HT	426 HT High Lift	New Holland W130	John Deere 544J
Without Trade		127,222.00	133,418.00	107,653.20	128,908.00
Less Trade		18,725.00	18,725.00	18,000.00	20,000.00
Net Price		108,497.00	114,693.00	89,653.20	108,908.00
Buy Back Price		0.00	0.00	48,000.00	72,000.00

UTILITIES: BACKHOE w/trade of '90 Ford F- 555

	WOMACK	SELLERS EQUIPMENT	KAN EQUIP	MURPHY
Make & Model	No Bid	JCB 214	New Holland 13-95	John Deere 310 SG
Without Trade		73,092.00	54,753.78	82,079.00
Less Trade		7,300.00	12,000.00	10,000.00
Net Price		65,792.00	42,753.78	72,079.00
Buy Back Price		0.00	20,000.00	37,500.00

UTILITIES: BACKHOE w/trade of '82 Ford F-555

Make & Model	No Bid	JCB 214	New Holland 13-95	No Bid
Without Trade		73,092.00	54,753.78	
Less Trade		4,500.00	8,000.00	
Net Price		68,592.00	46,753.78	
Buy Back Price		0.00	20,000.00	

Ron Copple, Public Works Director, recommends the purchase of the utility vehicle from the low bid of \$4,714.50, with trade from Womack Sunshine Ford. Commissioner Gilliland moved to approve the bid from Womack for \$4,714.50 with trade. Commissioner Jindra seconded. Motion carried.

Ron Copple, Public Works Director, recommends the purchase of the loader for \$98,327, with trade from Martin Tractor. Commissioner Jindra moved to approve the bid from Martin Tractor for \$98,327 with trade of the 1985 Cat loader. Commissioner Johnson seconded. Motion carried.

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Larry Remmenga, Director of Utilities, recommends the bid from Martin Tractor with the alternate bid of \$65,960.00 and the Public Works Department purchasing their backhoe for the trade difference of \$2,000, making the net cost to the utility department \$63,960. Commissioner Jindra moved to approve the \$65,960 for the backhoe with alternate trade of the 1982 Ford F-555. Commissioner Gilliland seconded. Motion carried.

APPROVE CONTRACT FOR WATER TOWER LEASE U.S. CELLULAR

Larry Remmenga, Director of Utilities, advised the commission on the lease with USCOC of Nebraska/Kansas LLC for a period of three (3) consecutive five (5) year periods or fifteen (15) years.

The base rent shall be \$600 per month with the first payment beginning when construction starts. Following discussion Commissioner Hosie moved to authorize the Mayor to sign the lease agreement. Commissioner Gilliland seconded. Motion carried.

PETITION - CURB & GUTTER PROJECT TED & NANCY COLLINS-525 W. 6TH ACCEPTED

Ron Copple, Director of Public Works, advised the commission the city received two signed petitions for the curb and gutter replacement project.

Commissioner Hosie moved to accept the petition from Ted and Nancy Collins (525 W. 6th). Commissioner Johnson seconded. Motion carried.

PETITION - CURB & GUTTER PROJECT LARRY BLOCHLINGER - 1015 STATE ACCEPTED

Commissioner Jindra moved to accept the petition from Larry Blochlinger (1015 State). Commissioner Hosie seconded. Motion carried.

RESOLUTION NO. 2006-1688 CURB & GUTTER REPAIR - TED & NANCY COLLINS-525 W. 6TH PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF A CERTAIN INTERNAL IMPROVEMENT IN THE CITY OF CONCORDIA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENT IN ACCORDANCE WITH SUCH FINDINGS.

Thereupon, Commissioner Johnson moved that said Resolution be adopted. The motion was seconded by Commissioner Jindra. 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, being as follows:

Yea: Commissioners Johnson, Jindra, Gilliland and Hosie.

Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 2006-1688 and was signed by the Mayor and attested by the Clerk.

RESOLUTION NO. 2006-1689 CURB & GUTTER REPAIR - LARRY BLOCHLINGER - 1015 STATE ACCEPTED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF A CERTAIN INTERNAL IMPROVEMENT IN THE CITY OF CONCORDIA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENT IN ACCORDANCE WITH SUCH FINDINGS.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 7, 2006, contd.

Thereupon, Commissioner Jindra moved that said Resolution be adopted. The motion was seconded by Commissioner Hosie. 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, being as follows:

Yea: Commissioners Johnson, Jindra, Gilliland and Hosie.

Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 2006-1689 and was signed by the Mayor and attested by the Clerk.

**RESOLUTION NO. 2006-1690 –
NUISANCE ABATEMENT– 1321 STATE APPROVED**

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: N 65' OF LOTS 5, 6, & 7, BLOCK 62, IN THE ORIGINAL TOWN.

The Resolution was considered and discussed; and thereupon on motion of Commissioner Jindra, seconded by Commissioner Gilliland, the Resolution was adopted by the following roll call vote:

Aye: Commissioners Hosie, Johnson, Jindra and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2006-1690, and was directed to be signed by the Mayor and attested by the City Clerk.

**RESOLUTION NO. 2006-1691 –
NUISANCE ABATEMENT– 112 W 11TH APPROVED**

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOT 4, BLOCK 81, IN THE ORIGINAL TOWN.

The Resolution was considered and discussed; and thereupon on motion of Commissioner Hosie, seconded by Commissioner Jindra, the Resolution was adopted by the following roll call vote:

Aye: Commissioners Hosie, Johnson, Jindra and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2006-1691, and was directed to be signed by the Mayor and attested by the City Clerk.

**RESOLUTION NO. 2006-1692 –
NUISANCE ABATEMENT– 322 E 16TH APPROVED**

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOT 4 & 5, BLOCK 37, IN THE ORIGINAL TOWN.

The Resolution was considered and discussed; and thereupon on motion of Commissioner Johnson, seconded by Commissioner Hosie, the Resolution was adopted by the following roll call vote:

Aye: Commissioners Hosie, Johnson, Jindra and Gilliland.

Nay: None.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 7, 2006, contd.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2006-1692, and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2006-1693 –
NUISANCE ABATEMENT– 214 E 13TH

APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: W 22' OF LOT 5 AND ALL OF LOT 6, BLOCK 61, IN THE ORIGINAL TOWN.

The Resolution was considered and discussed; and thereupon on motion of Commissioner Jindra, seconded by Commissioner Johnson, the Resolution was adopted by the following roll call vote:

Aye: Commissioners Hosie, Johnson, Jindra and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2006-1693, and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2006-1694 –
NUISANCE ABATEMENT– 910 W 11TH

APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: BLOCK 1 IN LOST CREEK HILLS, IN THE ORIGINAL TOWN.

The Resolution was considered and discussed; and thereupon on motion of Commissioner Hosie, seconded by Commissioner Jindra, the Resolution was adopted by the following roll call vote:

Aye: Commissioners Hosie, Johnson, Jindra and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2006-1694, and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2006-1695 –
NUISANCE ABATEMENT– 326 W 6TH

APPROVED

Thereupon, there was presented to the City Commission a Resolution entitled:

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT A NUISANCE EXISTS AT THE FOLLOWING LOT OR PARCEL OF GROUND WITHIN THE CITY OF CONCORDIA: LOTS 13 & 14, BLOCK 133, ORIGINAL TOWN.

The Resolution was considered and discussed; and thereupon on motion of Commissioner Johnson, seconded by Commissioner Jindra, the Resolution was adopted by the following roll call vote:

Aye: Commissioners Hosie, Johnson, Jindra and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2006-1695, and was directed to be signed by the Mayor and attested by the City Clerk.

MAYOR/COMMISSIONER
COMMENTS AND REPORTS

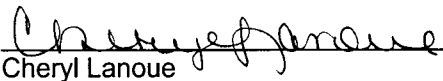
Commissioner Johnson asked if the old Fairmont Building could be cleaned up.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 7, 2006, contd.

STAFF COMMENTS

Larry Eubanks advised the commission the new fire nozzle would free up personnel to work other places during a fire.

There being no further business, Commissioner Jindra moved to adjourn the meeting. Commissioner Johnson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)