

**MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD FEBRUARY 21, 2007**

The governing body met in regular session on February 21, 2007 at 5:30 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Jindra, Strecker, Johnson, Hosie and Gilliland.

Absent: None.

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

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

Visitors: Jessica LeDuc, Toby Nosker, Pastor Sandra K. Moore, Larry Remmenga, Ron Copple, Danny Parker, Kirk Lowell, Ron Deal, Ted Collins, Steve Dailey, Marvin Copple, Albert Kieffer, Don and Cheryl Lanoue, Eldon Wisdom, Steve Womack, Dave Clemons, Jim Menard and Michael Dexter.

Pastor Sandra Moore, First United Methodist Church, provided the invocation before the city commission meeting.

APPROVAL OF MINUTES

Commissioner Gilliland moved to approve the minutes of the February 7, 2007 regular meeting as written. Commissioner Strecker seconded. Motion carried.

APPROPRIATION ORDINANCE NO. 3

APPROVED

Commissioner Jindra moved to approve Appropriation Ordinance No. 3. Commissioner Gilliland seconded. Motion carried.

PUBLIC COMMENTS

There were no public comments.

ORDINANCE - AMEND CODE OF ORDINANCE  
RELATING TO FINANCE DIRECTOR AND CITY CLERK

TABLED

City Manager Paine presented to the commission the proposed amendment to the code of ordinance relating to the finance director and city clerk that was reviewed at the last meeting. Commissioner Johnson moved to add the words "and the city commissioners" to the end of Section 2-176. Commissioner Strecker seconded the motion. Motion carried. Commissioner Johnson questioned Section 2-127 regarding duties of the city clerk in certifying the cash basis law if the director of finance performs the work and the city clerk reports to the director of finance. After discussion of the proposed ordinance Commissioner Gilliland moved to table the ordinance for two weeks. Commissioner Jindra seconded the motion. Motion carried.

RESOLUTION DIRECTING CITY CLERK  
TO CERTIFY SIGNATURE  
AUTHORIZATION FOR PEOPLES EXCHANGE BANK

TABLED

Mayor Strecker stated the resolution directing the city clerk to certify signature authorization for Peoples Exchange Bank would be affected by the previous ordinance being tabled. Commissioner Jindra moved to table the resolution to the next meeting. Commissioner Gilliland seconded. Motion carried.

RESOLUTION NO. 2007-1755  
EXTENSION OF WOMACK DEVELOPMENT  
AGREEMENT FOR PURCHASE OF LAND-  
COLLEGE DRIVE BUSINESS PARK

APPROVED

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

WHEREAS, ON DECEMBER 1, 2004, THE GOVERNING BODY ENTERED INTO A DEVELOPMENT AGREEMENT WITH WOMACK SUNSHINE FORD, INC., WHICH AGREEMENT EXPIRED ACCORDING TO ITS TERMS ON DECEMBER 31, 2006; AND, WHEREAS, THE GOVERNING BODY FINDS THAT THE INTERESTS OF THE CITY ARE SERVED BY ENTERING INTO A NEW DEVELOPMENT AGREEMENT PROVIDING AN ADDITIONAL PERIOD OF TIME FOR THE PROJECT PLANNED BY WOMACK SUNSHINE FORD, INC.;

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

Aye: Commissioners Jindra, Hosie, Strecker, Johnson and Gilliland.

Nay: None.

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Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1755, and was directed to be signed by the Mayor and attested by the City Clerk

EXECUTIVE SESSION  
NON-ELECTED PERSONNEL

HELD

At this time, Commissioner Strecker moved that the commission recess into executive session for thirty (30) minutes for the discussion of non-elected personnel. Commissioner Gilliland seconded. Inviting: Larry Uri. Motion carried by the following vote:

Aye: Commissioners Jindra, Strecker, Hosie and Gilliland

Nay: Commissioner Johnson

Time: 6:02 p.m.

The commission reconvened at 6:32 p.m.

Mayor Strecker announced there was no action required.

Commissioner Jindra moved that the commission recess into executive session for an additional five (5) minutes for the discussion of non-elected personnel. Commissioner Hosie seconded. Motion carried. (5-0) Time: 6:32 p.m.

The commission reconvened at 6:38 p.m.

Mayor Strecker announced there was no action required.

MAYOR/COMMISSIONER  
COMMENTS AND REPORTS

Commissioner Gilliland asked City Manager Paine for an update on the downtown improvement project. Mr. Paine stated work will start next on the 2007 downtown improvement projects.

Commissioner Jindra thanked Ron Copple and his crew for the good job and long hours worked on the snow removal. Commissioner Jindra commented about Salina's water shortage and asked staff about the water situation in Concordia. Larry Remmenga, Director of Utilities, informed the commission about current water status in Concordia. He stated in the 11 (eleven) years he has worked for the city the city has never been on any water restrictions.

Mayor Strecker also thanked Ron Copple and his crew for the snow removal. Mayor Strecker asked about how many commissioners can be together in the same place. Mr. Paine stated with the city's five (5) member commission, four (4) is a quorum, three (3) is a majority and two (2) commissioners can be together. If more than two commissioners are planning to be together the media is notified about the meeting time and place.

Commissioner Johnson commented about the packet of minutes (December 20<sup>th</sup>, January 3<sup>rd</sup> and January 17<sup>th</sup>) he received prior to the meeting. Commissioner Johnson stated the sheet he wanted attached to the December 20<sup>th</sup> minutes was missing from his copy. Mr. Paine informed Commissioner Johnson a copy of the sheet was attached to a copy of the minutes that went to the Library and a copy is attached to the original set of minutes. Commissioner Johnson stated the minutes he received were not the ones that had been amended and approved. The minutes in question were the December 20<sup>th</sup> and January 3<sup>rd</sup> minutes. Commissioner Johnson suggested maybe the meetings should be videotaped and aired live on the local channel and then the public could watch it.

Commissioner Johnson asked staff if all the downtown projects done last year were complete. Commissioner Gilliland stated there was one project from last year that is not completed.


STAFF COMMENTS

Larry Uri, City Attorney, stated the statute states the city clerk shall keep records and certify them. The clerk is not required to compile certain information, only keep records.

City Manager Paine introduced Jim Menard with the Fire Department. Mr. Menard showed the commission the new lightweight turnout gear the fire department received with the grant.

Mayor Strecker announced there would be a study session following the meeting.

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

  
Lisa Fleming  
City Clerk

(Seal)