

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 7, 2007

The governing body met in regular session on March 7, 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: Deputy City Clerk Deneault and City Attorney Uri.

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

Visitors: Jessica LeDuc, Toby Nosker, Chér Knudsen, Ron Deal, Eldon Wisdom, Anita Wisdom, Danny Parker, Ron Copple, Larry Eubanks, Ben Retter, Susan Retter, Tammy Hamel, Larry Hamel, Kirk Lowell, Lowell Thoman, Pastor Bob Burns, Jack Gould, Marsha Wentz, Michael Wentz, Marvin Copple, Ted Collins, John Forshee, Father Dale Lumley, Albert Kieffer, Janet Eubanks, Joyce Coppoc, Jim Coppoc, Don Lanoue, Cheryl Lanoue, LaVern C. Robbins, Joyce A. Robbins and Debra Peters.

Pastor Bob Burns, Wesleyan Church, provided the invocation before the city commission meeting.

Mayor Strecker announced additions to the agenda. Add an additional executive session - B. Attorney/Client Privilege and under new business add item C. Commission Minutes. Commissioner Jindra moved to add the additional items to the agenda. Commissioner Gilliland seconded. Motion carried.

APPROVAL OF MINUTES

Commissioner Gilliland moved to approve the minutes of the February 21, 2007 regular meeting as written. Commissioner Strecker seconded. Motion carried.

APPROPRIATION ORDINANCE NO. 4

APPROVED

Commissioner Gilliland moved to approve Appropriation Ordinance No. 4. Commissioner Strecker seconded. Motion carried.

FOURTH QUARTER INVESTMENT REPORT

ACCEPTED

Commissioner Jindra moved to place on file the fourth quarter investment report. Commissioner Johnson seconded. Motion carried.

PUBLIC COMMENTS

Ben Retter and Susan Retter representing Cloud Ceramics were present to thank the fire department and rural fire fighters for their prompt response to the fire at Cloud Ceramics.

ACCEPT BID FOR MAINTENANCE

DISTRIBUTOR TRAILER

G.W. VANKEPPEL CO.

Ron Copple, Director of Public Works, advised the commission the City solicited bids for a maintenance distributor trailer. The City only received one bid from G.W. Van Keppel Co. in the amount of \$35,419.00. Following discussion, Commissioner Strecker moved to accept the bid for the maintenance distributor trailer from G.W. Van Keppel Co. in the amount of \$35,419.00, with a delivery date of 90 days. Commissioner Hosie seconded. Motion carried.

SET PUBLIC HEARING DATE FOR
CONCORDIA REVOLVING LOAN FUND PROJECT

APPLICANTS
LARRY & TAMMY HAMEL

Kirk Lowell, CloudCorp, addressed the commission regarding the application to the Concordia Revolving Loan Fund. Mr. Lowell introduced Larry and Tammy Hamel, as the applicants to the revolving loan fund. The business is Coppoc's Sports and is located at 126 W. 6th in Concordia, Kansas. The City of Concordia Revolving Loan Fund is being requested to provide \$60,000.00 for the purchase of the business. Mr. Lowell stated there is some confidential information and the city should not provide any confidential information to the public. Commissioner Hosie moved to set the public hearing date for March 21, 2007, at 5:30, for Larry & Tammy Hamel request for a Concordia Revolving Loan Fund project. Commissioner Jindra seconded. Motion carried.

COMMISSION MINUTES – DISCUSSION

Upon discussion of preparing the commission meeting minutes, Commissioner Hosie moved that the revised minutes of the January 3rd meeting be removed from the official city minute book and the

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 7, 2007, contd.

public library and the original January 3rd minutes be reinstated and placed in the official city minute book and at the public library. Commissioner Jindra seconded. Motion carried.

ORDINANCE NO. 2007-2930
AMEND CODE OF ORDINANCE RELATING
TO FINANCE DIRECTOR AND CITY CLERK

APPROVED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE AMENDING THE DUTIES OF THE CITY CLERK; ESTABLISHING THAT THE FINANCE DIRECTOR OF THE CITY IS THE HEAD OF THE DEPARTMENT OF FINANCE; SETTING FORTH THE DUTIES OF THE FINANCE DIRECTOR; REPEALING CONCORDIA CODE SECTIONS 2-111, 2-120, 2-121, 2-122, 2-123, 2-124, 2-125, 2-191, 2-192, AND 2-197; AND AMENDING THE CONCORDIA CODE, BY ADDING NEW SECTION 2-111; BY ADDING A NEW DIVISION 5 TO ARTICLE III OF CHAPTER 2, WHICH SHALL CONSIST OF SECTIONS 2- 171 THROUGH 2-178, INCLUSIVE; AND BY ADDING NEW SECTIONS 2-191, 2-193, AND 2-197.

Thereupon, Commissioner Jindra moved that said Ordinance be passed. The motion was seconded by Commissioner Gilliland. 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 City Commission, the vote being as follows:

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

No: None

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 2007-2930 and was signed and approved by the Mayor and attested by the Clerk.

ORDINANCE NO. 2007-2931
AMEND AIRPORT PARK
LONG TERM PARKING

APPROVED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE AMENDING THE PROVISIONS FOR LONG TERM PARKING OF TRAILERS AND RECREATION VEHICLES IN AIRPORT PARK; REPEALING PARAGRAPH (A) CONCORDIA CODE SECTION 15-73; AND AMENDING THE CONCORDIA CODE, BY ADDING A NEW PARAGRAPH (A) TO SECTION 15-73.

Thereupon, Commissioner Strecker moved that said Ordinance be passed. The motion was seconded by Commissioner Hosie. 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 City Commission, the vote being as follows:

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

No: None

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 2007-2931 and was signed and approved by the Mayor and attested by the Clerk.

ORDINANCE NO. 2007-2932
USE OF PLEASANT HILL CEMETERY

APPROVED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE PERTAINING TO THE USE OF PLEASANT HILL CEMETERY IN THE CITY OF CONCORDIA; REPEALING SECTIONS 7-31, 7-35, 7-36, 7-37, 7-38, 7-39, AND 7-40 OF THE CONCORDIA CODE, AND AMENDING THE CONCORDIA CODE, BY ADDING NEW SECTIONS 7-31 AND 7-35 THROUGH 7-49, INCLUSIVE.

Thereupon, Commissioner Hosie moved that said Ordinance be passed. The motion was seconded by Commissioner Strecker. 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 City Commission, the vote being as follows:

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

No: None

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 7, 2007, contd.

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 2007-2932 and was signed and approved by the Mayor and attested by the Clerk.

RESOLUTION NO. 2007-1756
DIRECTING CITY CLERK TO CERTIFY SIGNATURE
AUTHORIZATION FOR PEOPLES EXCHANGE BANK APPROVED

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

WHEREAS, THE GOVERNING BODY FINDS THAT THE BEST INTERESTS OF THE CITY TO DESIGNATE THE POWERS AND AUTHORITIES OF CITY EMPLOYEES WITH RESPECT TO CERTAIN ACCOUNTS OF THE CITY.

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

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

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1756, and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1757
SET PUBLIC HEARING DATE
FOR SHADY LAKE EASEMENT VACATION APPROVED

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

SET PUBLIC HEARING DATE FOR APRIL 4, 2007 AT 5:30 TO CONSIDER AN ORDINANCE VACATING DESCRIBED EASEMENTS AT SHADY LAKE PROPERTY

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 Jindra, Hosie, Strecker, Johnson and Gilliland.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1757, and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1758
DOWNTOWN IMPROVEMENT PROGRAM APPROVED

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

WHEREAS, THE GOVERNING BODY HAS DETERMINED THAT THE LIMITED EXPENDITURE OF PUBLIC FUNDS FOR THE IMPROVEMENT OF THE EXTERIORS OF PRIVATELY-OWNED STRUCTURES IN THE DOWNTOWN BUSINESS AREA OF THE CITY WILL FULFILL A PUBLIC PURPOSE AND PROMOTE THE PUBLIC WELFARE BY STIMULATING AND ENCOURAGING GROWTH AND DEVELOPMENT OF THE DOWNTOWN, WILL AUGMENT REDEVELOPMENT ACTIVITIES IN THE DOWNTOWN AREA, AND WILL ENCOURAGE AND ENHANCE FURTHER ECONOMIC DEVELOPMENT AND REVITALIZATION WITHIN THE COMMUNITY,

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

Aye: Commissioners Jindra, Hosie, Strecker and Johnson.

Nay: None.

Abstention: Commissioner Gilliland.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1758, and was directed to be signed by the Mayor and attested by the City Clerk.

RESOLUTION NO. 2007-1759
APPOINT LOCAL FREEDOM OF INFORMATION OFFICER APPROVED

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

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 7, 2007, contd.

A RESOLUTION APPOINTING A LOCAL FREEDOM OF INFORMATION OFFICER FOR THE CITY OF CONCORDIA, AND PROVIDING THE OFFICER'S DUTIES.

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

- Aye: Commissioners Jindra, Hosie, Strecker, Johnson and Gilliland.
- Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission it was given No. 2007-1759, 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 twenty (20) minutes for the discussion of non-elected personnel. Commissioner Jindra seconded. Motion carried by the following vote:

- Aye: Commissioners Jindra, Strecker, Johnson, Hosie and Gilliland.
- Nay: None.
- Time: 6:29 p.m.

The commission reconvened at 6:49 p.m.

Mayor Strecker announced there was no action required.

EXECUTIVE SESSION
ATTORNEY/CLIENT PRIVILEGE HELD

At this time, Commissioner Strecker moved that the commission recess into executive session for five (5) minutes for the discussion of attorney/client privilege. Commissioner Jindra seconded. Inviting: Larry Uri. Motion carried by the following vote:

- Aye: Commissioners Jindra, Strecker, Hosie, Johnson and Gilliland.
- Nay: None.
- Time: 6:50 p.m.

The commission reconvened at 6:55 p.m.

Mayor Strecker announced there was no action required.

MAYOR/COMMISSIONER
COMMENTS AND REPORTS

Commissioner Gilliland commented on a political ad that had been in the newspaper that could be taken out of context. He felt there was not enough information in the ad to tell the whole story. Commissioner Gilliland stated that the commission had been using some of the reserves for capital improvements instead of bonding projects. The city's fund balance is like a savings account and he did not feel it was necessary to have a lot of savings lying around because government has a tendency to waste it. The commission made the decision to use reserves to pay for capital improvement projects rather than retiring debt.

STAFF COMMENTS

There were no staff comments.

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

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



Phil Deneault, Deputy City Clerk

(Seal)