

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 4, 2007

The governing body met in regular session on April 4, 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 Attorney Uri and City Clerk Fleming.

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

Visitors: Jessica LeDuc, Toby Nosker, Larry Remmenga, Ron Copple, Danny Parker, Armand Balthazor, Doris Hale, Michael Hale, Chér Knudsen, Kirk Lowell, Ron Copple, Cora Cairns, Monica _____, Ron Deal, Larry Eubanks, John Forshee, Randall Hobrock, Albert Kieffer, Marvin Copple, Steve Dailey, Janet Eubanks, Richard Lowrey, Jack Gould, Bruno Rehbein, and Cheryl and Donald Lanoue.

Mayor Strecker asked for changes to the agenda. Commissioner Hosie suggested moving item number one (commission reorganization) from the Study Session to the regular meeting agenda. It was added as item 10. New Business B. Commission Reorganization.

APPROVAL OF MINUTES

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

APPROPRIATION ORDINANCE NO. 6

APPROVED

Commissioner Gilliland moved to approve Appropriation Ordinance No. 6. Commissioner Strecker seconded. Motion carried.

PROCLAMATION –
FAIR HOUSING MONTH

READ

Mayor Strecker read a proclamation and declared April as Fair Housing Month.

APPOINTMENTS – LIBRARY BOARD

CHRISTY HASCH & CAROLYN ATKINSON

City Manager Paine stated the Library contacted the city and advised that the terms of Christy Hasch and Nancy Collins on the Library Board will expire on April 30, 2007. Ms. Hasch was contacted and indicated an interest and willingness to serve another term on the Library Board. Mrs. Collins has served two terms which is the maximum. Mrs. John (Carolyn) Atkinson was contacted and indicated an interest and willingness to serve on the Library Board. Commissioner Jindra moved to appoint Carolyn Atkinson to a four (4) year term and reappoint Christy Hasch to another four (4) year term on the Library Board (May 1, 2007 through April 30, 2011). Commissioner Johnson seconded. Motion carried.

HOUSING AUTHORITY APPOINTMENT

SHIRLEY STOLZENBURG

City Manager Paine stated that Theresa Grennan, manager for the Housing Authority, contacted the city that Shirley Stolzenburg had completed an expression of interest form and is willing to fulfill the term of Jerome Sorell on the Housing Authority, with the term expiring December 31, 2008. Commissioner Strecker moved to appoint Shirley Stolzenburg to fill the unexpired term on the Housing Authority, with her term expiring December 31, 2008. Commissioner Hosie seconded. Motion carried.

AIRPORT ADVISORY BOARD APPOINTMENTS

City Manager Paine advised the commission due to a relocation and an expiration of a term, there were two positions that were vacant on the Airport Advisory Board. Brian Donovan is willing to fill one position with his term to expire in July, 2008 and Kirk Lowell is interested in continuing to serve on the Airport Advisory Board with his term to expire July, 2009. Commissioner Hosie moved to appoint Brian Donovan to the Airport Advisory Board, with his term expiring in July, 2008, and reappoint Kirk Lowell to the Airport Advisory Board, with his term expiring July, 2009. Commissioner Gilliland seconded. Motion carried.

PUBLIC COMMENTS

There were no public comments.

PUBLIC HEARING

SHADY LAKE (MSMT) VACATION OF CERTAIN EASEMENTS

HELD

Mayor Strecker opened the public hearing for the vacation of certain easements on the Shady Lake property (MSMT).

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City Attorney Uri advised the commission there were several old utility easements in the general area of the Shady Lake Motel. All of the utilities have been relocated on the property. The old utility easements are not currently in use. By vacating this set of easements, the developers are granting to the city a new easement that the city needs to provide for development at the property. His recommendation is to vacate the easements on the Shady Lake property.

Mayor Strecker closed the public hearing.

ORDINANCE NO. 2007-2933
VACATING CERTAIN EASEMENTS
SHADY LAKE (MSMT) PROPERTY

APPROVED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE PURSUANT TO K.S.A. 12-504 AND 12-505, AS AMENDED, VACATING CERTAIN EASEMENTS IN THE SOUTHEAST QUARTER (SE/4) OF THE SOUTHWEST QUARTER (SW/4) OF SECTION FOUR (4), AND THE NORTHWEST QUARTER (NW/4) OF SECTION NINE (9), ALL IN TOWNSHIP SIX (6) SOUTH, RANGE THREE (3) WEST OF THE SIXTH PRINCIPAL MERIDIAN, IN THE CITY OF CONCORDIA, KANSAS. WHEREAS, ON MARCH 13, 2007, NOTICE WAS PUBLISHED IN THE OFFICIAL CITY NEWSPAPER, PURSUANT TO K.S.A. 12-504, AS AMENDED, OF THE INTENT OF THE GOVERNING BODY OF THE CITY OF CONCORDIA TO HOLD A PUBLIC HEARING TO CONSIDER VACATION OF CERTAIN EASEMENTS ON THE ABOVE-DESCRIBED REAL ESTATE;

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

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

Nay: None.

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 2007-2933 and was signed and approved by the Mayor and attested by the Clerk.

RESOLUTION NO. 2007-1760
APPROVE TALLGRASS
VETERINARY HOSPITAL/CLOUDCORP
DEVELOPMENT AGREEMENT

PASSED

Thereupon, there was presented a Resolution entitled:

WHEREAS, AN AGREEMENT HAS BEEN DEVELOPED BETWEEN THE CITY OF CONCORDIA, TALLGRASS VETERINARY HOSPITAL, PA AND CLOUDCORP TO PROVIDE FOR THE DEVELOPMENT OF A TRACT WITHIN CONCORDIA INDUSTRIAL PARK FOR USE AS A VETERINARY HOSPITAL;

The development agreement is between the City of Concordia, Tallgrass Veterinary Hospital and CloudCorp. Randall Hobrock, owner of Tallgrass Veterinary Hospital will construct a new business in the Industrial Park. CloudCorp will provide the land for the new veterinary hospital. The city's part of the agreement is to construct the infrastructure. The infrastructure includes sewer, water and street construction, with an engineer's estimate of \$310,321. Discussion ensued regarding the waterline, which will be dead ended at the west end, and the cost of the street construction in the Industrial Park. The city's cost could be cut if the road was rocked instead of concrete and if the work was done in-house.

Commissioner Hosie suggested to enter into the development agreement with Exhibit B to be modified with two additional options. The first additional option is to consider doing the water line, sewer line and street work in house, which has already been discussed. The second additional option would be to look at the road being a graded rock road with ditches. The commission could review the two (2) options in the next couple of weeks.

After the Resolution was discussed and considered; Commissioner Hosie moved to approve Resolution No. 2007-1760 with the provision that some items in Exhibit B may be subject to change. The motion was seconded by Commissioner Jindra. 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 Mayor declared said Resolution duly adopted and the Resolution was then numbered Resolution No. 2007-1760 and was signed by the Mayor and attested by the City Clerk.

ACCEPT PROPOSAL FOR THE
RESURFACING OF TENNIS COURTS

RIGGS RECREATION EQUIPMENT

Ron Copple, Director of Public Works, advised the commission the city received two (2) proposals for the resurfacing of three (3) tennis courts at the City Park, as follows:

<u>COMPANY</u>	<u>PROPOSAL</u>
Mid-America Court Works	\$13,000.00
Riggs Recreation Equipment, Inc.	\$12,885.00

Following discussion, Commissioner Gilliland moved to accept the low bid of \$12,885.00 from Riggs Recreation Equipment, Inc. for the resurfacing of three (3) tennis courts in the City Park. Commissioner Strecker seconded. Motion carried.

COMMISSION REORGANIZATION

After discussion, the commission reorganization item was moved to the first action item on the agenda for the April 18, 2007 commission meeting.

MAYOR/COMMISSIONER
COMMENTS AND REPORTS

Mayor Strecker announced he will not be at the next commission meeting.

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 Jindra seconded. Motion carried.


Lisa Fleming, City Clerk

(Seal)