

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JANUARY 16, 2008 (Amended)

The governing body met in regular session on Wednesday, January 16, 2008 at 5:30 p.m. in the City Commission Room at City Hall, the following members being present and participating, to wit: Commissioners Jindra, Johnson, Lanoue, Gilliland and Hosie.

Absent: None.

Other Officers: City Manager Skiles, City Attorney Uri, Interim City Clerk Knudsen.

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

Visitors: Jessica LeDuc, Toby Nosker, Kirk Lowell, Danny Parker, Marsha Wentz, Michael Wentz, Steve Wetter, RonCoppie, Don Lanoue, Marvin Copple, Larry Remmenga, Ben Retter, Lowell Thoman, John States, Mark Morgan, Dallas Nading, Tim Holt, Wendy Holt, Janet Eubanks, Chuck Zimmerman, Steve Bryant, Ron Deal, Diane Nichols, Ted Collins, Guydotta Ukens, Burnell Ukens, Monte Wentz, Nancy Wentz, Marcia Johnson, and Esteline Harrington, Stacey Crum, Sara Hicks and Renee Hubert.

Mayor Johnson asked if there were any changes to the agenda. City Manager Skiles asked if two (2) items could be added to the agenda, G) Century Health Solutions and H) City Clerk job description. Commissioner Hosie moved to approve the amended agenda. Commissioner Jindra seconded. Motion carried.

APPROVAL OF MINUTES

Commissioner Gilliland moved to approve the minutes of the January 3, 2008 Special Call meeting. Commissioner Jindra seconded. Motion carried.

Appropriation Ordinance #24 FINAL

APPROVED

Commissioner Hosie made a motion to approve Appropriation Ordinance #24 Final. Commissioner Jindra second. Motion carried.

Appropriation Ordinance #1

APPROVED

Mayor Johnson made a motion to approve Ordinance #1. Commissioner Lanoue seconded. Motion carried.

PUBLIC COMMENTS:

Estanline Harrington, on behalf of the Senior Citizens Center, spoke in appreciation for the \$4000.00 that the commission approved. She stated the half will go toward the purchase of a van and the other half will go toward the salaries of the cooks.

Monte Wentz spoke in reference to the revised smoking ordinance in relationship to his business and the Downtown Smoke Shop. Since the passage of the new ordinance, the smell of smoke has returned to his business.

RESOLUTION NO. 2008-1800 Waive of GAAP

APPROVED

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

WHEREAS the City of Concordia, Kansas, has determined that the financial statements and financial reports for the year ended December 31, 2008 to be prepared in conformity with the requirements of K.S.A. 75-1120a(a) are not relevant to the requirements of the cash basis and budget laws of this state and are of no significant value to the Governing Body or the members of the general public of the City of Concordia

Thereupon, Commissioner Gilliland moved that said Resolution be adopted. The motion was seconded by Commissioner Lanoue. 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 City Commission, being as follows:

Yea: Commissioners Gilliland, Jindra, Hosie, Lanoue and Mayor Johnson.

Nay: None.

RESOLUTION NO. 2008-1801 RETURN CHECK POLICY

APPROVED

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

BE IT RESOLVED by the governing body of the City of Concordia, Kansas:

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JANUARY 16, 2008, CONT'D (Amended)

WHEREAS, the governing body finds that the best interests of the city is served by adopting a policy concerning insufficient funds checks tendered to the city;

Commissioner Lanoue asked if the resolution could include the option to send the return check to the State Set-Off program. City Attorney Uri stated that the Resolution could be amended to reflect that option.

Thereupon, Commissioner Lanoue moved that said Resolution be amended and 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 City Commission, being as follows:

Yea: Commissioners Gilliland, Jindra, Hosie, Lanoue and Mayor Johnson.

Nay: None.

ORDINANCE NO. 2008-2949 ABATEMENT OF CERTAIN NUISANCE

PASSED

Therefore, there was presented an Ordinance entitled:

AN ORDINANCE PROVIDING AN ADDITIONAL MEANS OF ABATEMENT OF THE PUBLIC NUISANCE ORDINANCES OF THE CITY OF CONCORDIA; AND AMENDING THE CONCORDIA CODE, BY ADDING A NEW SECTION 13-1A.

Thereupon, Commissioner Gilliland moved that said Ordinance be passed. The motion was seconded by Commissioner Jindra. Said Ordinance was duly read and considered, and upon being put, the motion passed. The vote being as follows:

Aye: Commissioners Jindra, Gilliland, Hosie, Lanoue and Mayor Johnson.

Nay: none.

NEW BUSINESS:

Public Works- Equipment Specifications:

Public Works Director Ron Cople is recommending the City Commission approve the specifications for a two ton truck chassis, one ton dump with box and a riding mower. Commissioner Hosie made a motion to approve the specifications, Commissioner Lanoue seconded. Motion carried with the vote being as followed:

Aye: Commissioners Jindra, Gilliland, Hosie, Lanoue and Mayor Johnson.

Nay: none.

Ron Cople also asked the commission to purchase a Grapple Bucket to aid in the clean up from the December ice storm and with spring clean up. The City plans on purchasing a new pickup in 2008. If the commission approves this purchase, the new pickup would not be purchased. Commissioner Lanoue made a motion to approve the purchase of the Grapple Bucket with lease option from Concordia Tractor Inc. for \$15750.00, zero percent for 6 months, with the money coming from funding line 222. Commissioner Gilliland second. Motion carried with the vote being as followed:

Aye: Commissioners Jindra, Gilliland, Hosie, Lanoue and Mayor Johnson.

Nay: none.

CLOUDCORP

Kirk Lowell, Executive Director for CloudCorp, Marsh Wentz, President, and Accountant Chuck Zimmerman answered questions that were asked at the January 3, 2008 City Commission meeting. The question of financial accountability for CloudCorp to the City; the City Commissioners receive a financial report from CloudCorp every two (2) months. Where does the \$45,000.00 go toward that the City gives CloudCorp?: Marsha Wentz stated that she couldn't say exactly where the funds go because they all go into one account. Chuck Zimmerman with Gottschalk & Co. reviews the finances every quarter and then at year end. Marsha also stated that she has a problem showing the financial reports because they are a private sector organization with a contact with the City. Kirk Lowell caution the Commissioners on giving out too much information found in the financials, stating that it was information about private individuals. Some of the things that CloudCorp does are the Downtown Revitalization and the Revolving Loan.

MINUTES

A discussion was held regarding how the minutes of the City Commission is kept and recorded. City Manager Skiles informed the commission that some research was done on how other City Clerks prepare and record their minutes. It was decided that if a commissioner makes a statement and wants that statement recorded in the minutes then they should state "For the Record". The minutes reflect what happens at the meetings.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JANUARY 16, 2008, CONT'D (Amended)

LETTER OF ENGAGEMENT – AUDITORS

PASSED

Finance Director Ruby Maline informed the commission that the yearly audit with Myer, Hoffman McCann is scheduled for March 31st. Due to the changes in audit standards, there could be a 10-40% increase in time doing the audit. The cost for this is not known at this time. Commissioner Hosie made a motion to sign the Letter of Engagement to do the audit. Commissioner Jindra seconded. Motion carried with the vote being as follows:

Aye: Commissioners Jindra, Gilliland, Hosie, Lanoue and Mayor Johnson.

Nay: none.

EXTENSION – GEO CORE

APPROVED

Larry Remmenga, Director of Utilities asked the commission to sign the renewal and extension agreement with GeoCore for another 10 years. This is an extension of the agreement that was signed December 17, 1997. Commissioner Jindra made a motion to sign the Renewal and Extension License Agreement with GeoCore for another 10 years. Commissioner Gilliland seconded. Motion carried with the vote being as follows:

Aye: Commissioners Jindra, Gilliland, Hosie, Lanoue and Mayor Johnson.

Nay: none.

VEHICLE PURCHASE- POLICE DEPARTMENT

PASSED

Chief of Police Danny Parker asked the commission for approval of purchase of a 2003 Buick LeSabre. The investigators car, a 2000 Impala would be used as a trade in. Babe Houser gave a bid of \$11,850.00 less trade for a net cost of \$9,850.00. Chief Parker also asked for the approval of the purchase of a 2006 Dodge Charger from Concordia Auto Mart. This car would be used by the school resource officer. Three (3) cars would be used as trade-ins: a 2003 Impala for \$1,500.00, a 2000 Impala for \$1,000.00, and 1981 Camero for \$500.00, for a net cost of \$8,900.00. Commissioner Jindra made a motion to approve the purchase of both vehicles. Commissioner Gilliland seconded. Motion carried with the vote being as follows:

Aye: Commissioners Jindra, Gilliland, Hosie, Lanoue and Mayor Johnson.

Nay: none.

CENTURY HEALTH SOLUTIONS

APPROVED

City Manager Skiles asked for the approval of the Century Health Solutions, Inc. Network Service Agreement. He stated that City Attorney Uri has looked though the agreement also. Commissioner Gilliland made a motion to approve the agreement with Century Health Solutions, Inc. Commissioner Jindra seconded. Motion carried, the vote being as follows:

Aye: Commissioners Jindra, Gilliland, Hosie, Lanoue and Mayor Johnson.

Nay: none.

CITY CLERK JOB DESCRIPTION:

City Manager Skiles gave the commission the job description of the City Clerk. The city clerk would report to the City Manager per the commissioner's request. Mr. Skiles stated that his intent is to write an ordinance that reflects the changes made by the commission.

MANAGER'S REPORT

None.

MAYOR/COMMISSIONER COMMENTS

Commissioner Lanoue asked about the interest report. Finance Director Ruby Maline informed her she was working on the investment report and should have them shortly.

STAFF COMMENTS:

Larry Remmenga informed the commission that he has received the final engineering report from Bucher, Willis & Ratliff Corporation on the master plan for the North Development. A copy of this report was given to the commissioners.

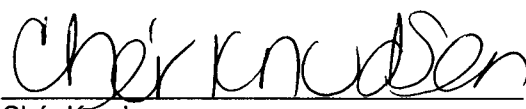
Larry Remmenga, on behalf of a lot of the city employees, stated he would like to sincerely thank the commission for allowing the employees to purchase the current insurance plan.

Ruby Maline introduced Sara Hicks to the commission as a new employee in the front office.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JANUARY 16, 2008, CONT'D (Amended)

Ron Copple updated the commission on the clean up effort from the December ice storm. Crews had hauled 456 loads of limbs so far, totaling over 800 hours of labor. Cost to date is \$37,000.00. Ron Copple also updated the commission on the airport improvements.

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


Chér Knudsen
Interim City Clerk

(Seal)