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MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 19, 2008)Amended

The governing body met in regular session on Wednesday, March 19, 2008 at 5:30 p.m. in the City Commission Room at City Hall, the following members being present and participating, to wit: Commissioners Johnson, Lanoue, Gilliland and Hosie.

Absent: Jindra.

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, L. Dean Thompson, Sara Hicks, Renee Hubert, Danny Parker, Ron Copple, Larry Eubanks, Jason Grogan, Steve Wetter, John F. Davis, Jim Ganson, Bruno Rehbein, Kirk Lowell, Don Dean, Sonia DeRusseau, Roy Reif , Larry Remmenga, Marvin Copple, Ted Collins, Cathy Feriend, Janet Lowell, Diane McNichols, Tom Gennette, Susie Haver.

Rev. L. Dean Thompson, Trinity United Methodist Church, provided the invocation.

Mayor Johnson asked if there were any changes to the agenda. City Manager Skiles asked to add item B under New Business; Airport Master Plan update agreement. Item C under New Business; Gift of Land. Commissioner Hosie moved to approve the agenda. Commissioner Gilliland seconded. Motion carried.

APPROVAL OF MINUTES

Commissioner Gilliland moved to approve the minutes of the March 5, 2008 regular meeting. Commissioner Hosie seconded. Motion carried.

Appropriation Ordinance #5

APPROVED

Commissioner Lanoue asked if she could have written copies of the other commissioner's questions.

Commissioner Lanoue moved to approve Appropriation Ordinance #5 with the following changes: reclassifying Babe Houser Motor in the amount of \$953.34 to 222 and the Radio Shack for \$43.87 from 601 to 721 and \$7,909.37 in a separate area until the cost allocation can be brought back so we don't jeopardize our funding from the state. During discussion Commissioner Lanoue stated to strike out the Radio Shack transfer. The motion died due to lack of a second.

Commissioner Gilliland made a motion to approve Appropriation Ordinance #5 as is. Commissioner Hosie seconded. Motion carried with the vote being as follows:

Yea: Mayor Johnson, Commissioners Gilliland, and Hosie.

Nay: Lanoue

PUBLIC COMMENTS:

Cathy Feriend interim director for the Cloud County Resource Center and Club 81 Director spoke to the Commission. She requested that the funds in the amount of \$12,000 the commission had approved be released.

Roy Reif spoke to the commission regarding the South Flood Dam Control Project. He stated he would encourage the commission to moving it up on the agenda. Grant money is available for dam projects but usually after a disaster. If you wait until after a disaster then its too late, like buying a life vest after you drown.

Roy Reif also asked the commission about the planters' downtown. Who will take ownership of them? With the Sampler Fest coming to town and all the people it will bring, we need to show off Concordia.

NEW BUSINESS:

PLANNING COMMISSION APPOINTMENT

APPROVED

Bruno Rehbein, Building Inspector, informed the commission that Mike Gallagher has filed an expression of interest to serve on the Planning Commission. Mr. Rehbein recommended appointing Mike Gallagher to the Planning Commission with his term ending on November 1, 2009. Commissioner Gilliland made a motion to appoint Mike Gallagher to the Planning Commission. Commissioner Lanoue second. Motion carried with the vote being as follows:

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

Nay: None

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 19, 2008, contd.(amended)

AIRPORT MASTER PLAN

APPROVED

City Manager Mark Skiles presented to the commission a Consultant Agreement between the City and HWS Consulting Group Inc. This is for the Airport Master Plan; \$124,000 was budgeted for this project. Commissioner Gilliland made a motion to authorize Mayor Johnson to sign the agreement with HWS Consulting Group for the Airport Master Plan. Commissioner Hosie second. Motion carried with the vote being as follows:

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

Nay: None.

GIFT OF LAND

APPROVED

City Manager Skiles stated there is resident in town willing to give the City a parcel of land. This is an open lot west of Womack. There is 3.1 acres of land in this parcel. However there are some stipulations to this gift: Contract of Sale must be executed on or before April 4, 2008; A sign designating the property as "Rasure Field" that is at least 4 feet tall and 8 feet wide and erected on or before May 12, 2008. The City must maintain and repair the sign as needed. The field on the property shall be visible from Sixth Street and no wooden fences shall be constructed on the property that would lessen the view of the field, the City shall maintain the field, property and any fences that are constructed on the property. The City shall retain ownership of the property and insure that it is always for recreational purposes.

Following a discussion, Commissioner Hosie made a motion to accept the proposal for the Gift of Land. Commissioner Gilliland second. Motion carried with the vote being as follows:

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

Nay: None.

ORDINANCES:

ORDINANCE NO. 2008-2952: CONDITIONAL USE PERMIT

APPROVED

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF CONCORDIA BY APPROVAL OF A CONDITIONAL USE PERMIT TO ESTABLISH A MINI-STORAGE, SELF-STORAGE FACILITY ON PROPERTY CURRENTLY ZONED "C-4" CENTRAL BUSINESS DISTRICT AND LOCATED AT 102 EAST 5TH STREET.

Following a discussion, Commissioner Gilliland made a motion to approve Ordinance No. 2008-2952. Commissioner Lanoue second. Motion passed with vote being as follows:

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

Nay: None

ORDINANCE NO. 2008-2953: ZONING ADMINISTRATION POWERS AND DUTIES

APPROVED

AN ORDINANCE AMENDING ARTICLES 1, 3, 4, 6, 20, 24, 26 AND 27 OF THE ZONING REGULATIONS OF THE CITY OF CONCORDIA.

Following a discussion, Commissioner Lanoue made a motion to approve Ordinance No. 2008-2953. Commissioner Hosie second. Motion passed with the vote being as follows:

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

Nay: None

ORDINANCE NO. 2008-2954: TEMPORARY USES

APPROVED

AN ORDINANCE AMENDING SECTION 20-7, TEMPORARY USES, OF ARTICLE 20, SUPPLEMENTAL DISTRICT REGULATIONS OF THE ZONING REGULATIONS OF THE CITY OF CONCORDIA.

Following a discussion, Commissioner Hosie made a motion to approve Ordinance No. 2008-2954. Commissioner Gilliland second. Motion passed with the vote being as follows:

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

Nay: None

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 19, 2008, contd.(amended)

ORDINANCE NO. 2008-2955: UTILITY ORDINANCE

TABLED

AN ORDINANCE AMENDING THE POLICIES AND FEES OF THE CITY OF CONCORDIA WITH RESPECT TO CONNECTION TO THE CITY WATER SYSTEM AND AMENDING THE PROCEDURES FOR DISCONNECTION AND RECONNECTION OF WATER SERVICE; REPEALING SECTIONS 20-1, 20-2 AND 20-34 OF THE CONCORDIA CODE, AND AMENDING THE CONCORDIA CODE, BY ADDING NEW SECTIONS 20-1, 20-2 AND 20-34.

Following a discussion, Commissioner Gilliland moved that said Ordinance be tabled. The motion was seconded by Commissioner Lanoue. Motion to table said ordinance passed with the vote being as follows:

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

Nay: None

ORDINANCE NO. 2008-2955: CITY PARK CLOSING-SAMPLER FEST

APPROVED

AN ORDINANCE RESTRICTING ACCESS TO CITY PARK IN THE CITY OF CONCORDIA IN CONNECTION WITH THE KANSAS SAMPLER FESTIVAL; AND AMENDING THE CONCORDIA CODE, BY ADDING A NEW SECTION 15-74.

Following a discussion, Commissioner Gilliland moved that said Ordinance be approved. The motion was seconded by Commissioner Hosie. Motion passed with the vote being as follows:

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

Nay: None

RESOLUTIONS:

RESOLUTION NO: 2008-1804: POST FIRE DEBRIS REMOVAL: 833 E. 6th

APPROVED

THE UNDERSIGNED, AS BUILDING INSPECTOR OF THE CITY OF CONCORDIA AND ENFORCING OFFICER PURSUANT TO K.S.A. 12-1750 ET SEQ. HEREBY NOTIFIES THE GOVERNING BODY THAT IN HIS OPINION THE FOLLOWING STRUCTURE IS UNSAFE AND DANGEROUS:

The premises located at 833 E. 6th Street, Concordia, Kansas.

Commissioner Gilliland made a motion to approve Resolution No. 2008-1804. Commissioner Lanoue seconded. Motion carried with the vote being as follows:

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

Nay: None

OLD BUSINESS:

SLURRY SEAL EXTENSIONS

Ron Copple, Director of Public Works informed the commission that Vance Brothers, Inc. would be willing to add additional streets to the contract. His recommendation to the commission was to hold off on adding additional blocks to the contract until he can see how Vance Brothers, Inc does on the repair work from last year.

Commissioner Hosie stated that at the current contracted price he didn't think how we could not add the additional blocks. If we waited until next year the price could double.

Following a discussion Commissioner Hosie made a motion to approve the Slurry Seal Extension with Vance Brother, Inc. Commissioner Gilliland second. Motion carried with the vote being as follows:

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

Nay: None

MAYOR/COMMISSIONER COMMENTS AND REPORTS

City Manager Skiles gave a report on the following:

- Number of cells phones used by City Employees.
- Plum Road Dam status between the City and County.
- Land sale; advertising, bid opening April 25th at 4:00.

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Commissioner Hosie asked about the sharing of a computer tech between the City and County.

Commissioner Hosie asked about an Open House for the Airport.

Commissioner Gilliland commented on the grant funds for a flood control that was available for east side of town, back in the 1990's. When there had already been a flood.

Mayor Johnson had questions regarding maintenance of Plum Road.

Commissioner Lanoue had questions regarding the scoreboard from the complex that was sold on EBay.

Commissioner Lanoue had questions regarding the East Water Tower.

Commissioner Lanoue asked about the concession stand bids for the sports complex.

Mayor Johnson stated he would like a written explanation on the allocation of fuel.

Mayor Johnson asked about the house on 5th Street being demolished.

STAFF COMMENTS

Ron Copple gave the commission a copy of the ad for Spring Clean Up.

Ron Copple thanked Susie Haver and the Travel and Tourism for paying to update the bathrooms at the Airport Park.

Ruby Maline addressed the commission regarding the development agreement, tax exemption on some of the properties owned by the city, outstanding checks, KPERS, employee trainings, audit reports, software programs, the changes in funds and fuel allocations.

Chief Eubanks informed the commission regarding the Board of EMS. 3 years ago Concordia almost lost license. Inspection was done today, one of the best in the state.

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



Chér Knudsen
Interim City Clerk

(seal)