

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD AUGUST 19, 2009

The governing body met in regular session on August 19, 2009, at 5:30 p.m. in the City Commission Room at City Hall, with the following members being present: Commissioners Hattan, Jindra, Johnson, Lanoue, and Hosie.

Absent: None.

Other Officers: Interim City Manager Uri, Finance Director Farha and City Clerk Crum.

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

Visitors: Jessica LeDuc, Toby Nosker, Bruce Johnson, Bruno Rehbein, Robert Steimel, Kirk Lowell, Ron Copple, Jean Rosemarynoski, Anna Broxterman, Sara Hicks, Ron Deal, Janet Eubanks, Deb Ohlde, Tina Barnett, Chad Buckley, Marvin Copple, Don Lanoue, Larry Eubanks, Ken Johnson, Alan Corbeil, Julie Corbeil, Harley Adams, Johnny Adams, Bob Maxson.

Pastor Tina Barnett gave the invocation followed by the reciting of the Pledge of Allegiance.

Mayor Hattan asked for changes to the agenda. Interim City Manager Uri asked to remove the KDOT right-of-way at Hwy. 81 study session item.

APPROVAL OF MINUTES**APPROVED**

Commissioner Lanoue requested more detailed discussion on the audit. She felt that in the coming years, the minutes would disclose pertinent information of the auditor's discussion. Commissioner Johnson suggested attaching the auditor's management letter. It was agreed this would be done.

Mayor Hattan took the suggestion as a motion, and seconded approving the minutes of the August 5, 2009, meeting, along with attaching the management letter. Motion carried unanimously.

APPROPRIATION ORDINANCE NO. #15**APPROVED**

Commissioner Johnson questioned why Interim City Manager Uri was paid for the week he was gone. Interim City Manager Uri said that his contract states he can set his own hours, and that his extra hours for commission meetings more than make up for the week he was gone. Commissioner Lanoue asked about the vehicle towed to the police department. Interim Police Chief Bruce Johnson explained that the vehicle did not belong to the city. Commissioner Lanoue asked if purchase cards discussion could be put on the next study session. Interim City Manager Uri said it could. Commissioner Johnson said he'd like to see Interim City Manager Uri's check removed from the check register. Mayor Hattan said the check could be issued but discussed at the next meeting.

Commissioner Johnson moved to approve ordinance #15 except the check for Interim City Manager Uri. Motion died for lack of a second. Mayor Hattan then moved to approve appropriation ordinance #15 and to review the city manager's contract at the next meeting. Commissioner Lanoue seconded. Motion carried 4-1, with Commissioner Johnson opposing.

PUBLIC COMMENTS

There were no comments.

PUBLIC HEARING**CDBG APPLICATION – BROADWAY SEWER**

Deb Ohlde, Assistant Director, North Central Regional Planning Commission, asked for public comments on the CDBG (community block development grant) Broadway sewer project. There were none.

Mayor Hattan moved to close the public hearing. Commission Johnson seconded. Motion carried unanimously.

Ms. Ohlde discussed several items in the packet. Resolution 2009-1847 deals with the actual total amount of match, or 412,298.00, the city is contributing to the project. It also authorizes the mayor to sign all documents not requiring commission approval.

Commissioner Hosie moved to approve resolution 2009-1847. Mayor Hattan seconded. Motion carried by the following vote:

Aye: Commissioners Hattan, Jindra, Johnson, Hosie, and Lanoue.

Nay: None.

Resolution 2009-1848 is the city's pledge of ongoing commitment to the operation maintenance costs to the improvements in the project, which is estimated at \$2,800.00 annually.

Commissioner Johnson moved to approve resolution 2009-1848. Commissioner Lanoue seconded. Motion carried by the following vote:

Aye: Commissioners Hattan, Jindra, Johnson, Hosie, and Lanoue.

Nay: None.

The residential anti-displacement and relocation assistance plan is a required document stating grant funds won't be used for housing demolition that would decreased the amount of low income housing in the community.

Mayor Hattan moved to adopt the residential anti-displacement and relocation assistance plan. Commissioner Lanoue seconded. Motion carried unanimously.

To receive a block grant, you must have a certified grant administrator. The contract is with the North Central Regional Planning Commission.

Commissioner Johnson moved to accept the administrative agreement. Commissioner Lanoue seconded. Motion carried unanimously.

BUDGET

Amber Farha told the commission that the mill levy decreased just slightly over the previous year. Mayor Hattan listed upcoming and ongoing projects the city is pursuing, as scheduled in the budget. Commissioner Johnson felt the mill levy could have been lowered more. Interim City Manager Uri explained that the reason for this is to provide for reserves to account for the possibility of current positive sales tax numbers decreasing later in the year.

Mayor Hattan moved to close the public hearing. Commissioner Lanoue seconded. Motion carried unanimously.

OLD BUSINESS:

AIRPORT ESCROW FUND

Bob Steimel was on hand representing the Blosser Foundation. In 2006 and 2007 the Blossers gave two separate gifts to the city for the remodeling of the airport office and lounge, with the city providing matching funds. Approximately \$26,000 remained to do phase III, at which point the city agreed that there were no matching funds for the project at that time. The funds have been sitting in escrow at United Bank, and the Blosser Foundation would like the money returned in order to distribute these funds to another non-profit organization.

There was discussion on whether the Blossers would consider the money to be used to repair the hangar roof. Mr. Steimel said he could only make the request.

Mayor Hattan moved to release the Blosser funds and simultaneously make the request for the foundation to help fund the repair of the hangar roof. Commissioner Lanoue seconded. Motion carried unanimously.

CCCC WATER PROJECT RECOMMENDATION

It has been recommended to the city and the college to put in a series of booster pumps to correct the college's water pressure issue. Interim City Manager Uri has suggested to the college that they contribute \$100,000 towards the project, with the city funding the remainder as a TIF project.

Commissioner Hosie moved to authorize the city manager to proceed with a development agreement with the college, following the engineer's recommendation of the pressure pumps, with the city financing their share as a TIF project, and to request \$100,000 or 20% of the portion of the project going to CCCC. Commissioner Lanoue seconded. Motion carried unanimously.

CORPS OF ENGINEERS

A letter of intent for the next phase of the dam project has been drafted to the Corps of Engineers. Interim City Manager Uri has asked the Corps for the following:

- Estimate of the maximum dollar amount the city should be prepared to contribute
- Copies of the studies generated should the city not move forward with the Corps on this project
- What year they perceive the project being completed
- Where regular meetings of the study coordination team will take place, and how often
- Does the estimate of \$1.5-\$2 million for cost of design and construction provide for approximately 10 acres of land along College Drive to be available for commercial development

Commissioner Johnson moved to approve the letter of intent. Commissioner Lanoue seconded. Motion carried unanimously.

NEW BUSINESS:**BUDGET ADOPTION**

There was no discussion.

Commissioner Jindra moved to adopt the 2010 budget. Mayor Hattan seconded. Motion carried unanimously.

Commissioner Lanoue asked if the budget should be adopted by ordinance. Interim City Manager Uri said that only needed to happen if the mill levy was being raised.

REVOLVING LOAN FUND PLAN AMENDMENT

The amendment came about because a current reserve firefighter's spouse has requested money from the revolving loan fund and the current policy states that no city employee or spouse may obtain funds.

Commissioner Jindra moved to approve the revolving loan fund plan amendment. Mayor Hattan seconded. Motion carried unanimously.

ORDINANCES**ORDINANCE 2009-2978 STANDARD TRAFFIC ORDINANCE****PASSED**

The following ordinances are yearly events, for regulating traffic and public offenses.

Commissioner Hosie moved to approved ordinance 2009-2978. Commissioner Johnson seconded. Motion carried by the following vote:

Aye: Commissioners Hattan, Jindra, Johnson, Hosie, and Lanoue.

Nay: None.

ORDINANCE 2009-2979 Uniform Public Offense Code**PASSED**

Commissioner Hosie moved to approved ordinance 2009-2979. Mayor Hattan seconded. Motion carried by the following vote:

Aye: Commissioners Hattan, Jindra, Johnson, Hosie, and Lanoue.

Nay: None.

MANAGER'S REPORT

Interim City Manager Uri touched on the auditor's management letter and addressed how staff is working to correct the various items.

Interim City Manager Uri had a letter from the League of Kansas Municipalities asking for two voting members and two alternates. Mayor Hattan nominated Commissioners Hosie & Lanoue as delegates, and Ron Cople as an alternate. Commissioner Johnson seconded. Motion carried unanimously.

Interim City Manager Uri discussed the hiring process for the new police chief, and promised a report on the subject by the next meeting.

MAYOR/COMMISSIONER COMMENTS AND REPORTS

Commissioner Johnson said the cemetery needed mowed. He requested looking into a stoplight at 11th & Broadway. Commissioner Johnson inquired about the check from the last appropriations that had not been on the check register, was this check approved? Interim City Manager Uri said he would look into it.

Commissioner Lanoue said that since the last meeting had been adjourned to the intergovernmental meeting on the 12th, she felt there should be minutes for that meeting. Interim City Manager Uri said they would be provided.

Mayor Hattan thanked the staff for the work on the budget.

STAFF COMMENTS

Ron Cople said that weed eating is now being done at the cemetery. Concerning the gazebo, he said that Joe Fakler had contacted him and wanted a different location for the gazebo at the park. There will be sidewalk and electricity. The slurry seal project is now complete. On the 5th Street stimulus funds project, the state will be getting bids, and hopefully the work will begin in March.

Interim City Manager Uri told the commission that the new website is up, at www.concordiaaks.org.

EXECUTIVE SESSION – DISCUSSION OF CONFIDENTIAL BUSINESS INFORMATION (1) HELD

Mayor Hattan moved that the commission recess into executive session for fifteen (15) minutes for discussion of confidential business information. Inviting: Interim City Manager. Harley Adams and Johnny Adams. Commissioner Jindra seconded. Motion carried by the following vote:

Aye: Commissioners Hattan, Jindra, Johnson, Hosie, and Lanoue.

Nay: None.

Time: 7:03 p.m.

The commission reconvened at 7:18 p.m.

Mayor Hattan announced there was no binding action taken.

EXECUTIVE SESSION – DISCUSSION OF CONFIDENTIAL BUSINESS INFORMATION (1) HELD

Mayor Hattan moved that the commission recess into executive session for ten (10) minutes for discussion of confidential business information. Inviting: Interim City Manager. Harley Adams and Johnny Adams. Commissioner Johnson seconded. Motion carried by the following vote:

Aye: Commissioners Hattan, Jindra, Johnson, Hosie, and Lanoue.

Nay: None.

Time: 7:20 p.m.

The commission reconvened at 7:30 p.m.

Mayor Hattan announced there was no binding action taken.

EXECUTIVE SESSION – NON-ELECTED PERSONNEL (2)**HELD**

Mayor Hattan moved that the commission recess into executive session for ten (10) minutes for non-elected personnel. Commissioner Johnson seconded. Motion carried by the following vote:

Aye: Commissioners Hattan, Jindra, Johnson, Hosie, and Lanoue.

Nay: None.

Time: 7:30 p.m.

The commission reconvened at 7:40 p.m.

Mayor Hattan announced there was no binding action taken.

ADJOURN

Mayor Hattan announced there would be a study session following the adjournment of the meeting.

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

(Seal)



 Stacey Crum
 City Clerk