

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD NOVEMBER 3, 2010

The governing body met in regular session on November 3, 2010, at 5:30 p.m. in the City Commission Room at City Hall, with the following members being present: Commissioners Hattan, Hosie, Wentz, Johnson, and Fraser.

Absent: None.

Other Officers: City Manager Uri, Finance Director Farha, and Deputy City Clerk Hicks.

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

Visitors: Jessica LeDuc, Toby Nosker, Ken Johnson, Don Dean, Melvin Davenport, Kirk Lowell, Cheryl Lanoue. Staff present: Chad Buckley, director of public utilities; Larry Eubanks, fire chief; Ron Copple, director of public works; Chris Edin, chief of police, Bruno Rehbein, building inspector.

There was no invocation.

The pledge of allegiance was recited.

City Manager Uri added a ten minute Executive Session for attorney-client privilege to take place after Staff Comments on the agenda. He also added discussion on an amendment to a dog ordinance and discussion on the railroad license to the study session.

APPROVAL OF MINUTES**APPROVED**

Commissioner Wentz moved to approve the minutes of the October 20, 2010, meeting. Commissioner Johnson seconded. Motion carried unanimously.

APPROPRIATION ORDINANCE NO. #20**APPROVED**

Commissioner Hosie asked for someone to explain a high reach bucket. Ron Copple explained that they are used for projects such as tree trimming and putting up Christmas lights. The buckets were cracking down the side and needed to be replaced.

Commissioner Wentz moved to approve appropriation ordinance #20. Commissioner Hosie seconded. Motion carried unanimously.

PUBLIC COMMENTS

There were no public comments.

PUBLIC HEARING**2010 CURB & GUTTER PROJECTS****HELD**

Ron Copple explained that for curb and gutter projects the City uses its labor and pays for half the cost of the engineering, while the property owners pay for the materials and half of the engineering cost. The projects are for 723 E. 7th Street at a cost of \$730.02 and at 508 State Street at a cost of \$705.02.

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

APPOINTMENTS:**PLANNING COMMISSION**

City Manager Uri presented a letter of thanks and recognition signed by the Mayor and Commissioners to Melvin Davenport, who resigned from his position on the City of Concordia Planning Commission after nine (9) years of service. Melvin Davenport thanked the City, Mayor and Commissioners and stated that he has enjoyed his time serving on the Planning Commission.

Bruno Rehbein informed the Commission that there were two open positions on the Planning Commission. One position is filled by Suzy Tuggle, whose term is expired. She has expressed interest in continuing to serve on the Commission for another term. The City has also received two expressions of interest from Cheryl Lanoue and Steve Champlin. Bruno Rehbein recommended the City Commission re-appoint Suzie Tuggle to another term, and appoint Cheryl Lanoue. He stated that Cheryl has attended several Planning Commission meetings, and has experience serving on government boards and has knowledge of zoning and planning issues. Bruno also stated that Steve Champlin has not been a regular attendee to the meetings, and did not have experience serving on a board.

Commissioner Hosie moved to appoint Suzy Tuggle and Steve Champlin to the City of Concordia Planning Commission. Commissioner Wentz seconded.

There was discussion about whether to appoint someone new to the Commission, in order to get more people interested in government, or to appoint someone with experience.

The motion carried 3-2, with Mayor Hattan and Commissioner Johnson opposing.

NEW BUSINESS:

KRISTY'S FAMILY RESTAURANT DOWNTOWN IMPROVEMENT GRANT

PASSED

City Manager Uri recommended that the City Commission approve a \$5,000 grant, which would be matched by Kristy's Family Restaurant property owners, and be used to replace the awning above the restaurant. Commissioner Hosie questioned part of the Grant that mentioned replacing part of the awning. City Manager Uri stated that the entire awning will be replaced. Kirk Lowell stated there is a budget of about \$22,000 in the City funds available for this type of project. Commissioner Johnson asked if there was a limit on buildings located on a corner, which would need to replace two sides. City Manager Uri stated that at the present time nothing in the policy mentioned such stipulations.

Commissioner Johnson moved to accept the Kristy's Family Restaurant Downtown Improvement Grant. Commissioner Hosie seconded. Motion carried unanimously.

ORDINANCES:

2010-3005 CURB & GUTTER PROJECTS

PASSED

Thereupon, there was presented an ordinance entitled:

AN ORDINANCE ASSESSING TO EACH LOT, PIECE AND PARCEL OF LAND LIABLE FOR SPECIAL ASSESSMENT THE AMOUNT TO BE PAID IN INSTALLMENTS FOR THE COST.

Thereupon, Commissioner Hosie moved that said ordinance be passed. The motion was seconded by Commissioner Johnson. 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 governing body, the vote being as follows:

Aye: Commissioners Hattan, Wentz, Johnson, Hosie, and Fraser.

Nay: None.

Thereupon, the Mayor declared said ordinance duly passed and the ordinance was then duly numbered Ordinance No. 2010-3005 and was signed by the Mayor and the signature attested by the Deputy City Clerk.

MANAGER'S REPORT

City Manager Uri presented a letter from the Community Foundation for Cloud County. The City donated \$2,000 in 2002 to help fund the foundation. The Foundation is asking its former donors for additional funds.

City Manager Uri reminded the Commission that the League of Kansas Municipalities Regional Supper will be held at City Hall the following evening.

MAYOR/COMMISSIONER COMMENTS AND REPORTS

Commissioner Wentz asked whether the speed limit by Hood Park should be lowered from 30 mph to 20 mph. There was discussion about the speed limit concerns by the parks and schools. Ron Copple said he would look into changing the speed limits around the entire City Park and other parks to 20 mph.

Commissioner Johnson asked about putting in an overpass along 3rd street to go around the north side of town. City Manager Uri said he had discussed the different options for getting around to the north side of town with the City's engineers about ten years ago. He said the options all involved 3rd, 4th, or 5th Street. Commissioner Johnson said that 3rd Street is open all the way through, and that he counted only seven houses on it. He was concerned there may be issues with an overpass being over the railroad tracks and thought that it would have to go through 28 Highway. He said the City could tear down some old houses to make room for more commercial development in the north end of town. City Manager Uri said these ideas were worth looking into, and that the City would definitely need help if the ethanol plant was built. Commissioner Johnson asked if having the Broadway sewer would cause a problem with an overpass. City Manager Uri said the sewer is already there. He continued by saying that getting an overpass would depend on the City's gaining any further commercial development in the north end of town. He offered to show Commissioner Johnson the possible layout plans the engineers drew up ten years ago.

Commissioner Hosie asked if Agmark and Nor-kan had approached the City about being annexed, and other than taxes, are there reasons to do this. City Manager Uri responded that neither business has come to the

City to inquire about it. Mayor Hattan stated that he thought the City of Concordia Fire Department should be the first response team for any calls to those facilities, instead of the Rural Fire Department.

STAFF COMMENTS

Ken Johnson gave a north development update. Concordia Tractor now has sewer. He reminded the Commission that the Broadway sewer bids open on Tuesday, November 9, 2010 at 10:00am.

Chad Buckley gave an update on the meter replacement program; they have replaced 15 meters since the last update, but have also had to fix two leaks and replace two fire hydrants during the previous week. He also mentioned that all the pipe and fittings are in on 17th Street.

Mayor Hattan asked about the status of the gazebo, and Ron answered that it was at Alstom's waiting to be sandblasted.

EXECUTIVE SESSION – ATTORNEY-CLIENT PRIVILEGE

HELD

Mayor Hattan moved that the commission recess into executive session for ten (10) minutes for an attorney-client privilege discussion. Inviting: City Manager Uri. Commissioner Wentz seconded. Motion carried by the following vote:

Aye: Commissioners Hattan, Johnson, Hosie, Wentz, and Fraser.

Nay: None.

Time: 6:10 p.m.

The commission reconvened at 6:20 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 Hosie moved to adjourn the meeting. Commissioner Fraser seconded. Motion carried unanimously.

(Seal)


Sara Hicks
Deputy City Clerk