

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD DECEMBER 15, 2010

The governing body met in regular session on December 15, 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 City Clerk Crum.

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

Visitors: Jessica LeDuc, Toby Nosker, Mary Jo Thummel, Ken Johnson, Tom Tuggle, Tina Barnett, Marcia Allen, Kirk Lowell, Tammy Britt, Brendan Hardaway, Melissa Hartsel, Madison Deal, Anna Morrissette. Staff present: Chad Buckley, director of public utilities; Ron Copple, director of public works; Bruno Rehbein, building inspector; Chris Edin, police chief; Larry Eubanks, fire chief.

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

City Manager Uri said that a list of 2010 encumbrances would need to be approved with the financials.

APPROVAL OF MINUTES

APPROVED

Commissioner Hosie moved to approve the minutes of the December 1, 2010, meeting. Commissioner Fraser seconded. Motion carried unanimously.

APPROPRIATION ORDINANCE NO. #23

APPROVED

Commissioner Wentz inquired about the newly purchased rifles. Chris Edin explained that the department is allowed to purchase the firearms free of charge through government surplus, paying only shipping. Once they are no longer used, they will be returned. The rifles are similar to an M-16.

Commissioner Hosie asked about the large vet bills, and inquired if adoption fee revenues are covering expenses for the shelter. Finance Director Farha answered that they were.

Commissioner Johnson requested an inventory of firearms in the police department.

Commissioner Fraser asked why the City pays property tax. City Manager Uri answered that some City property is not tax exempt.

Commissioner Hosie moved to approve appropriation ordinance #23 including the encumbrances for 2010. Commissioner Wentz seconded. Motion carried unanimously.

PUBLIC COMMENTS

There were no public comments.

APPOINTMENTS

HOUSING AUTHORITY BOARD

City Manager Uri said the Housing Authority board has requested that Barbara Henry be appointed to serve another four year term. Commissioner Wentz asked if board members were required to live in the city limits, as Ms. Henry does not. Mayor Hattan suggested tabling the item until the matter could be considered.

OLD BUSINESS:

HEAVY'S/LIBRARY DEVELOPMENT AGREEMENT

City Manager Uri said the latest design had met with the owners' approval, at an estimated cost of \$75,961.83. The total increment is estimated at \$12,000. TIF funds will pay for the project with receipts received next year, rather than bonding. The project will be bid in January or February.

The library, at the commissioners' request, will be done by City crews rather than using TIF funds, at an approximate materials cost of \$9,445.00. The library has offered to donate \$2,500.00 towards the cost.

The Campbell & Johnson agreement allows for the plans to be drawn up.

Commissioner Johnson moved to approve the development agreement with Heavy's. Commissioner Fraser seconded. Motion carried unanimously.

Commissioner Johnson moved to approve the Campbell & Johnson agreement for \$9358.21. Commissioner Hosie seconded. Motion carried unanimously.

NEW BUSINESS:

CLOUDCORP 2011 PROFESSIONAL SERVICES AGREEMENT

APPROVED

CloudCorp was requesting \$50,000, which is the same as 2010.

Commissioner Wentz moved to approve the Cloudcorp 2011 professional services agreement. Commissioner Fraser seconded. Motion carried unanimously.

CAMPBELL & JOHNSON CONTRACT

APPROVED

Campbell & Johnson raised their request \$100 per month, which is the first increase in several years, to \$1200 per month.

Commissioner Wentz moved to approve the Campbell & Johnson contract for \$1200 per month. Commissioner Hosie seconded. Motion carried unanimously.

DESIGNATION OF OFFICIAL DEPOSITORIES

APPROVED

City Manager Uri explained that this names all local banks as depositories where the City may invest its funds.

Commissioner Hosie moved to approve Citizens National Bank, Central National Bank, United Bank & Trust, Peoples Exchange Bank, and Elk State Bank as official depositories for 2011. Commissioner Wentz seconded. Motion carried unanimously.

2011 CMB LICENSES

APPROVED

Casey's General Store, Thunder Strikez Bowling Alley, Dragon House, Gambino's Pizza, El Puerto, Wood Oil, Short Stop (Stores 4 and 10), Pizza Hut, Wal-Mart, Country Honky Tonk, Rod's Thriftway, and Concordia Conoco were up for approval.

Mayor Hattan moved to approve the 2011 CMB licenses. Commissioner Hosie seconded. Motion carried unanimously.

AFFIRMATION OF EXEMPT PROPERTY STATUS FOR IRB CERTIFICATIONS

APPROVED

City Manager Uri said this is an annual event of businesses that have received industrial revenue bonds from the City and are required to certify to the City annually that they still have property exempt from taxation.

Mayor Hattan moved that Mt. Joseph Senior Village has complied with the requirements of the IRB bond criteria, and to direct the City Clerk to certify and notify the Division of Property Values. Commissioner Wentz seconded. Motion carried unanimously.

CAMPBELL & JOHNSON AGREEMENT – 2011 SLURRY SEAL PROJECTS

APPROVED

Commissioner Hosie asked what design work was involved for slurry seal. Ron Cople answered that they measure the streets and put the bid documents together. Approximately five miles of streets will be done in 2011.

Commissioner Wentz moved to accept the Campbell & Johnson agreement for the 2011 slurry seal projects. Commissioner Hosie seconded. Motion carried unanimously.

COMP PLAN – APPENDIX A & B

City Manager Uri said the item did not require commission action, but was for informational purposes only. Commission action will be required at a later date.

CAMPBELL & JOHNSON AGREEMENT – BROADWAY SEWER

APPROVED

The agreement allows for completion of the Broadway sewer design, to be done with the CDBG funds recently awarded to the City. Ken Johnson answered questions about the design work that Campbell & Johnson will be doing for the project.

Commissioner Wentz moved to approve the Campbell & Johnson agreement for the Broadway sewer. Commissioner Fraser seconded. Motion carried unanimously.

RESOLUTIONS:**2010-1891 WAIVER OF GAAP****PASSED**

Thereupon there was presented a Resolution entitled:

WHEREAS THE CITY OF CONCORDIA, KANSAS, HAS DETERMINED THAT THE FINANCIAL STATEMENTS AND FINANCIAL REPORTS FOR THE YEAR ENDED DECEMBER 31, 2011, 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 AND

Thereupon, Commissioner Fraser moved that said Resolution be passed. The motion was seconded by Commissioner Wentz. Said Resolution was duly read and considered, and upon being put, the motion for the passage of said Resolution was carried by the vote of the City Commission, the vote being as follows:

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

Nay: None.

Thereupon, the Mayor declared said Resolution duly passed and the Resolution was then duly numbered Resolution No. 2010-1891 was signed and approved by the Mayor and attested by the Clerk.

2010-1892 AUTHORIZED SIGNERS**PASSED**

Thereupon there was presented a Resolution entitled:

WHEREAS, THE GOVERNING BODY FINDS THAT THE BEST INTERESTS OF THE CITY TO DESIGNATE THE POWERS AND AUTHORITIES OF CITY EMPLOYEES WITH RESPECT TO CERTAIN ACCOUNTS OF THE CITY;

Thereupon, Commissioner Johnson moved that said Resolution be passed. The motion was seconded by Commissioner Hosie. Said Resolution was duly read and considered, and upon being put, the motion for the passage of said Resolution was carried by the vote of the City Commission, the vote being as follows:

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

Nay: None.

Thereupon, the Mayor declared said Resolution duly passed and the Resolution was then duly numbered Resolution No. 2010-1892 was signed and approved by the Mayor and attested by the Clerk.

MANAGER'S REPORT

City Manager Uri mentioned a party to which all the commissioners will be invited, and asked for a volunteer to talk about the state of the City.

City Manager Uri discussed several electronic improvements to be undertaken in the future. One wi-fi hot spot will be placed near City Hall to see the possibilities of providing City-wide wi-fi. Also, the City is considering providing the Commission and department heads with electronic packets rather than paper, with the devices to read them. The new website will soon come to fruition. City Manager Uri also discussed possible locations around the City for the live cameras that had been used at the 5th Street project.

MAYOR/COMMISSIONER COMMENTS AND REPORT

Commissioner Wentz asked about the possibility of City-owned gas service. City Manager Uri replied that he had discussed the matter with Kansas Gas, as well as others, and there might be the opportunity to take over the service.

Commissioner Johnson asked if there were prospects for the north development. Kirk Lowell answered to the affirmative, but did not give details. Commissioner Johnson asked about the check paid to Swenson, Brewer & Long. City Manager Uri answered that it was for appeals from Municipal Court to District Court. Commissioner Johnson requested a clothing and embroidery expense report for the year.

Commissioner Hosie commended the departments on the high ratings on the community surveys returned.

Commissioner Fraser asked about the Brown Grand and Community Foundation grants. City Manager Uri said that \$20,000 has been set aside from the City to the Brown Grand. This amount can be deposited with the Foundation, but is not eligible for matching funds if it is not in the account on December 31, 2011.

Mayor Hattan commented on the IRS audit, and complimented current staff for the improvements to City finances for 2009 compared to 2008. He mentioned that the only infraction on the audit was the ruling that City Manager Uri should be considered an employee rather than an independent contractor. City Manager Uri said this would be changed for future employment, and the City would be sending a check to cover 2008 and 2009 payroll taxes by the end of the year.

STAFF COMMENTS

Ken Johnson updated the Commission on the north development, stating that all work is complete.

Finance Director Farha asked the Commission to decide when the 3% COLA would be added to all paychecks; whether it would be the pay check including January 1 or the first pay check with two full weeks in 2011. Mayor Hattan answered to go with the paycheck including January 1. Finance Director Farha provided an updated bond debt schedule.

Chad Buckley said the goal is the replace Broadway sewer to a spot between 10th and 11th Streets.


Chris Edin discussed a grant (COPS grant) that had been applied for in 2009. The paperwork was incorrect. Mr. Edin is in the process of refiling the paperwork, and has since learned that the grant of \$11,750.00 should be shared with the County sheriff.

ADJOURN

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

There being no further business, Mayor Hattan moved to adjourn the meeting. Commissioner Wentz seconded. Motion carried unanimously.

(Seal)



Stacey Crum
City Clerk