

MINUTES
CITY COMMISSION MEETING
CITY HALL, 701 WASHINGTON
Wednesday, October 2, 2013 5:30 p.m.

The governing body met in regular session on October 2, 2013, at 5:30 p.m. in the City Commission Room at City Hall, with the following members being present: Commissioners Parker, Wentz, Johnson, Pounds, and Hasch.

Absent: None.

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

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

Visitors: Jessica LeDuc, Toby Nosker, Ken Johnson, Tina Barnett. Staff present: Ron Copple, Public Works Director; Chad Buckley, Utilities Director; Bruno Rehbein, Building Inspector; Bruce Johnson, Police Chief.

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

APPROVAL OF MINUTES

APPROVED

Commissioner Johnson moved to approve the minutes of the September 18, 2013, meeting. Commissioner Hasch seconded. Motion carried unanimously.

APPROPRIATION ORDINANCE #18

APPROVED

What was the variance filed with the Register of Deeds? Bruno Rehbein answered that McDonalds had received permission for raising their sign height. Commissioner Wentz requested profit or loss information on the Chiefs bus trip. When asked why we were still paying a small amount on the City's contribution to CloudCorp, Finance Director Farha answered that we pay only as tax money is collected, which is why we did not pay the entire second half in July. Were fireworks reimbursed for Fall Fest? Finance Director Farha answered that the funds were paid to us the same day we issued the check. On the question about purchasing ammo, Bruce Johnson said the department uses the sand pit for a target range.

Commissioner Wentz moved to approve appropriation ordinance #18. Commissioner Pounds seconded. Motion carried unanimously.

PUBLIC COMMENTS

There were no public comments.

NEW BUSINESS:

CAMPBELL & JOHNSON ENGINEERING AGREEMENT FOR BROWN GRAND THEATRE

APPROVED

Campbell & Johnson would oversee aspects of the project not handled by the Brown Grand's contractors, including soil bearing capacity reviews, concrete testing, weld inspection, and construction observation. TIF funds could be spent on this.

Commissioner Pounds moved to approve the Campbell & Johnson engineering agreement for the Brown Grand Theatre. Commissioner Wentz seconded. Motion carried unanimously.

SOUTH SEWER PROJECT BIDS

APPROVED

Ken Johnson said the City received bids from five contractors for the project, which would reroute the sewer line in the flood control area. They were as follows:

Nowak Construction	\$316,276.76	Start date 11-15-13
Midlands Construction	\$322,663.75	Start date 1-2-14
Middlecreek Corp.	\$327,872.75	Start date 12-16-13
J & K Contracting	\$375,000.00	Start date 11-4-13
Smoky Hill, LLC	\$395,490.48	Start date 11-1-13

The engineer's estimate was \$317,621.25. Nowak has done work for the City previously, and staff recommendation was to award the bid to Nowak.

Commissioner Johnson moved to award the sanitary sewer relocation project to Nowak Construction in the amount of \$316,276.75. Commissioner Hasch seconded. Motion carried unanimously.

RESOLUTIONS:

2013-1960 CONDEMNATION 1020/1022 WASHINGTON

PASSED

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

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CONCORDIA, KANSAS: WHEREAS, THE ENFORCING OFFICER PURSUANT TO K.S.A. 12-1750 ET SEQ., AS PROVIDED BY SECTION 7-47 (C) OF THE CODE OF ORDINANCES OF THE CITY OF CONCORDIA, KANSAS, HAS INFORMED THE GOVERNING BODY THAT IN HIS OPINION THE FOLLOWING STRUCTURE IS UNSAFE AND DANGEROUS.

Thereupon on motion of Commissioner Pounds, seconded by Commissioner Hasch, the Resolution was adopted by the following roll call vote:

Aye: Commissioners Parker, Wentz, Johnson, Pounds, and Hasch.

Nay: None.

Thereupon, the Mayor declared said Resolution duly passed and the Resolution was then duly numbered Resolution No. 2013-1960 was signed and approved by the Mayor and attested by the Clerk.

ORDINANCES:

2013-3062 KANSAS STREET VACATION

PASSED

Thereupon, there was presented to the City Commission an Ordinance entitled:

AN ORDINANCE PURSUANT TO K.S.A. 12-504 AND 12-505, AS AMENDED, VACATING A PORTION OF KANSAS STREET IN THE NORTHWEST QUARTER (NW/4) OF THE NORTHEAST QUARTER (NE/4) OF SECTION THIRTY-THREE (33), TOWNSHIP FIVE (5) SOUTH, RANGE THREE (3) WEST OF THE 6TH PRINCIPAL MERIDIAN IN THE CITY OF CONCORDIA, CLOUD COUNTY, KANSAS, ACCORDING TO THE RECORDED PLAT THEREOF.

Thereupon, Commissioner Hasch moved that said Ordinance be passed. The motion was seconded by Commissioner Wentz. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance passed by the vote of the governing body, the vote being as follows:

Aye: Commissioners Parker, Wentz, Johnson, Pounds, and Hasch.

Nay: None.

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 2013-3062 and was signed by the Mayor and the signature attested by the City Clerk.

MANAGER'S REPORT

City Manager Uri said he had sent out request for qualifications for the wastewater treatment plant's future project and the airport's engineering. City Manager Uri reminded the commission the League annual conference is next weekend. The Lions Club tree planting ceremony will be tomorrow morning.

MAYOR/COMMISSIONER COMMENTS AND REPORTS

Commissioner Pounds noted a car on West 10th that had been sitting for some time. Staff will check into it. Commissioner Pounds said a duplex in East 17th is not taking care of the yard. Mr. Rehbein said we have sent a nuisance letter.

Commissioner Wentz thanked the city crew for helping during Fall Fest.

Commissioner Johnson asked if Hood Park could have a couple picnic tables. Commissioner Johnson asked about receiving interest from AT&T on the credit on the bill. City Clerk Crum said a refund check was being issued, but interest was not part of the refund.

Mayor Parker said the elementary school had Constitution Day, and he read a proclamation, as Concordia's mayor. Mayor Parker mentioned a call he'd received about abandoned vehicles and asked Bruno to explain the inoperable vehicle procedure for the public.

STAFF COMMENTS

Bruce Johnson said we'd be getting two new traffic radar units, as well as getting reimbursed for labor costs of seatbelt enforcement earlier this year.

Bruno Rehbein said we will be running an ad, after the target area was expanded for the rehabilitation grant.

Chad Buckley said the gas line was turned on yesterday.

Finance Director Farha noted a \$1500 loss on the Chiefs bus trip last weekend, and a lost off \$1300 last year. She was asked about a report on the animal shelter, and promised to provide that information.

EXECUTIVE SESSION – ATTORNEY-CLIENT PRIVILEGE (1)

HELD

Commissioner Wentz moved that the commission recess into executive session for fifteen (15) minutes for attorney-client privilege. Inviting: City Manager Uri. Commissioner Pounds seconded. Motion carried by the following vote:

Aye: Commissioners Parker, Wentz, Johnson, Pounds, and Hasch.

Nay: None.

Time: 6:23 p.m.

The commission reconvened at 6:38 p.m.

Mayor Parker announced there was no binding action taken.

EXECUTIVE SESSION – ATTORNEY-CLIENT PRIVILEGE (2)

HELD

Commissioner Wentz moved that the commission recess into executive session for fifteen (15) minutes for attorney-client privilege. Inviting: City Manager Uri. Commissioner Hasch seconded. Motion carried by the following vote:

Aye: Commissioners Parker, Wentz, Johnson, Pounds, and Hasch.

Nay: None.

Time: 6:39 p.m.

The commission reconvened at 6:54 p.m.

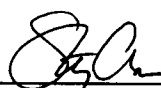
Mayor Parker announced there was no binding action taken.

ADJOURN

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

There being no further business, Commissioner Wentz moved to adjourn the meeting Commissioner Hasch seconded. Motion carried unanimously. The meeting adjourned at 6:55 p.m.

(Seal)



Stacey Crum
City Clerk