

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 17, 2013

The governing body met in regular session on April 17, 2013, at 5:30 p.m. in the City Commission Room at City Hall, with the following members being present: Commissioners Pounds, Wentz, Johnson, Parker, and Fraser.

Absent: None.

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

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

Visitors: Jessica LeDuc, Toby Nosker, Wonda Phillips, Brenton Phillips, Jean Rosemarynoski, Don Dean, Ken Johnson, Joan Fraser, Everett Miller, Marlene Miller, Shaun Miller, Susan Cantine Maxson, Gwen Miller, Jeanne Keazer, Tina Barnett, Matthew Carder, Logan Whitney, Dana Nelson, Tessa Zehring, Ashley McMillan, Susan Sutton. Staff present: Bruno Rehbein, Building Inspector; Ron Copple, Public Works; Bruce Johnson, Police Chief; Eric Voss, Fire Chief.

Pastor Tessa Zehring gave the invocation, followed by the reciting of the Pledge of Allegiance.

City Manager Uri suggested moving the proclamation to the first item of business, as so many were on hand in support.

PROCLAMATIONS:

EVERETT MILLER DAY

Mayor Pounds read the proclamation, and proclaimed April 26 as Everett Miller Day, in honor of Mr. Miller's retirement after 48 years of service with Cloud County Community College.

COMMISSION REORGANIZATION:

ELECTION RESULTS

City Clerk Crum read the report from the Cloud County Clerk and Election Officer Linda Bogart, certifying the results for the City Commission of Concordia held April 3, 2012, to be as follows:

S. Christy Hasch	511	Ronnie Hagasse	1
Retta Waite	358	Greg Hattan	3
Marsha L. Wentz	479	Cheryl Lanoue	2
Amy	1	Ross Doyen	1

Following the reading of the results, City Clerk Crum declared Christy Hasch and Marsha Wentz to be elected for three year terms.

OATH OF OFFICE

City Ordinance prescribes that elected officials take the Oath of Office before entering into the duties of his/her office. City Clerk Crum administered the Oaths of Office to Marsha Wentz and Christy Hasch for three year terms.

PRESENTATION OF PLAQUES

City Clerk Crum presented Gary Fraser with a plaque for serving three years on the city commission. He expressed appreciation to the commission and staff.

City Clerk Crum presented plaques to Lyle Pounds and Marsha Wentz for serving as mayor the past two years.

ANNUAL COMMISSION REORGANIZATION

City Ordinance requires that the Commission annually elect one of its members to serve as mayor and preside at commission meetings and perform as official head of the City on formal occasions. Commissioner Johnson moved to appoint Commissioner Parker as mayor. Commissioner Wentz seconded. Motion carried unanimously. Commissioner Pounds moved that Commissioner Wentz be elected as mayor pro tem. Mayor Parker seconded. Motion carried unanimously.

APPROVAL OF MINUTES

APPROVED

Commissioner Wentz moved to approve the minutes of the April 3, 2013, meeting. Commissioner Johnson seconded. Motion carried unanimously.

APPROPRIATION ORDINANCE #7

APPROVED

Questions asked and answered included the repair of a gas line to Kansas Gas for hitting a line during digging, the purchase of a tiller from Concordia Town & Country, and the Womack charge for the new Mule for the sports complex.

Commissioner Wentz moved to approve appropriation ordinance #7. Commissioner Pounds seconded. Motion carried unanimously.

PUBLIC COMMENTS

There were no public comments.

NEW BUSINESS:

TEMPORARY CMB LICENSE – CCCC FOUNDATION

APPROVED

The license is for the April 27 Cloud County Community College annual fundraiser.

Commissioner Johnson moved to approve the CMB license. Commissioner Hasch seconded. Motion carried unanimously.

APPROVAL OF ZOLL MONITOR PURCHASE

APPROVED

Eric Voss explained the grant for the purchase had been received. The City's match is 50%, or \$17,312.78.

Commissioner Pounds moved to approve the purchase of the Zoll monitor. Commissioner Wentz seconded. Motion carried unanimously.

MUNICIPAL GAS ORDINANCE AND OPERATING AGREEMENT

2013-3047 CONCORDIA GAS ORDINANCE

PASSED

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

AN ORDINANCE OF THE CITY OF CONCORDIA ESTABLISHING RATES, RULES, AND REGULATIONS FOR THE OPERATION OF A MUNICIPALLY-OWNED NATURAL GAS SERVICE IN CONCORDIA, AND AMENDING THE CONCORDIA CODE BY ADDING A NEW ARTICLE V TO CHAPTER 20.

Commissioner Johnson noted many discrepancies and suggested changes to the ordinance.

Thereupon, Commissioner Pounds moved that said ordinance be passed as corrected. Commissioner Wentz seconded.

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. 2013-3047 and was signed by the Mayor and the signature attested by the City Clerk.

2013-3048 MUNICIPAL GAS AGENCY MEMBERSHIP

PASSED

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

AN ORDINANCE CONSENTING TO THE MEMBERSHIP OF THE CITY IN THE KANSAS MUNICIPAL GAS AGENCY AND APPROVING AND AUTHORIZING THE FORM OF AND EXECUTION OF AN AGREEMENT CREATING THE KANSAS MUNICIPAL GAS AGENCY AND APPROVING AND AUTHORIZING THE FORM OF THE BYLAWS OF THE KANSAS MUNICIPAL GAS AGENCY.

Thereupon, Commissioner Wentz moved that said ordinance be passed. Commissioner Pounds seconded.

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. 2013-3048 and was signed by the Mayor and the signature attested by the City Clerk.

2013-3049 GAS ACQUISITION AGREEMENT

PASSED

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

AN ORDINANCE AUTHORIZING THE EXECUTION OF A GAS ACQUISITION MANAGEMENT PROJECT PARTICIPATION AGREEMENT WITH THE KANSAS MUNICIPAL GAS AGENCY AND ALL NECESSARY DOCUMENTS WITH RESPECT THERETO AND PROVIDING FOR THE PLEDGE OF THE REVENUES OF THE NATURAL GAS UTILITY SYSTEM OF THE CITY TO SECURE SUCH AGREEMENT.

Thereupon, Commissioner Pounds moved that said ordinance be passed as corrected. Commissioner Johnson seconded.

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. 2013-3049 and was signed by the Mayor and the signature attested by the City Clerk.

E.V. Cathodic will be hired as operator to install new service, inspect, and repair the gas lines until City staff are trained to do so.

Commissioner Wentz moved to approve the contract with E.V. Cathodic for \$3,695 a year. Commissioner Hasch seconded. Motion carried unanimously.

BNSF AND KDOT AGREEMENT AND RESOLUTION

RES. 2013-1950 KDOT OLIVE STREET CROSSING

PASSED

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

WHEREAS, THE GOVERNING BODY HAS DETERMINED IT TO BE APPROPRIATE AND ADVISABLE TO ENTER INTO AN AGREEMENT BETWEEN THE BNSF RAILWAY COMPANY, THE CITY OF CONCORDIA, CLOUD COUNTY, KANSAS, AND THE SECRETARY OF TRANSPORTATION OF THE STATE OF KANSAS, RELATIVE TO THE CONSTRUCTION AND MAINTENANCE OF HIGHWAY CROSSING SIGNALS UNDER SECTION 130, UNITED STATES CODE 23, PROVIDING FOR THE INSTALLATION OF RAILWAY-HIGHWAY CROSSING SIGNALS, FLASHING LIGHT STRAIGHT POST TYPE AND GATES AT A GRADE CROSSING ON OLIVE STREET IN THE CITY OF CONCORDIA;

The Resolution was considered and discussed; and thereupon on motion of Commissioner Wentz, seconded by Commissioner Johnson, 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. 2013-1950 and was signed and approved by the Mayor and attested by the Clerk.

DUCLOS FOUNDATION GRANT REQUEST

APPROVED

Staff requested applying for a grant with the Duclos Foundation to purchase combination soccer/football goals for Rasure Field. The amount of the grant funds requested is \$2,000, which would purchase two goals.

Commissioner Hasch moved to authorize the mayor to sign the grant request to the Duclos Foundation for field equipment. Commissioner Pounds seconded. Motion carried unanimously.

MANAGER'S REPORT

City Manager Uri said now that the airport master plan is completed, we can move forward with the environmental assessment, of which 95% is paid by the FAA.

MAYOR/COMMISSIONER COMMENTS AND REPORTS

Commissioner Pounds said he'd received a call from a citizen in dispute with their neighbor. Bruno Rehbein said he'd been in contact with that citizen.

Commissioner Hasch said she looked forward to working with the commission and staff.

Mayor Parker said he looked forward to serving as mayor.

STAFF COMMENTS

Bruce Johnson asked for commission feedback on the police department roof problems, whether to continue patching as needed, or make major changes. It was decided to look at the cost of all options.

Eric Voss said all fulltime fire department staff but one are now certified in advanced life support, which will allow the department to accept more long distance transfers.

Ron Copple said he is now accepting curb and gutter applications.

EXECUTIVE SESSION – ATTORNEY-CLIENT PRIVILEGE

HELD

Commissioner Wentz moved that the commission recess into executive session for ten (10) 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: 7:15 p.m.

The commission reconvened at 7:25 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 7:26 p.m.

(Seal)



Stacey Crum
City Clerk