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CITY OF PITTSBURG, KANSAS  
COMMISSION AGENDA  
Tuesday, June 22, 2010  
5:30 PM

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**CALL TO ORDER BY THE MAYOR:**

- a. Invocation by Mary Cash of the Community of Christ
- b. Flag Salute Led by the Mayor
- c. Public Input

**CONSENT AGENDA:**

- a. Approval of the minutes of the June 8th, 2010, City Commission Meeting.
- b. Approve or disapprove staff recommendation to enter into a Fireworks Display Contract with J. & M. Displays Inc. for the City of Pittsburg's 4th of July celebration.
- c. Approval of Change Order No. 5 reflecting an increase of \$1,650.00 making a new contract construction amount of \$119,252.99 for the Pittsburg Historic Library East Entry Vestibule Project.
- d. Approval of staff request to advertise for bids for the purchase of two storm sirens from the STCO fund with one to replace the current siren at Jefferson and Rouse and the other to be placed south of the hospital where there is currently no coverage.
- e. Approval of the Citizen's Advisory Board recommendation to grant Housing Rehabilitation Low Interest Loans to Kirk Ford, Jerry/Jean Hurlbert, and Richard/Martha Fox.
- f. Approval of Ordinance No. G-1091 amending Section 82-111 of the Pittsburg City Code fixing rates and minimum charges for water service.  
**Second Reading - ROLL CALL VOTE.**
- g. Approval of Ordinance No. G-1092 amending Section 82-141 of the Pittsburg City Code fixing rates and minimum charges for sewer service.  
**Second Reading - ROLL CALL VOTE.**
- h. Approval of revised Policy No. 704 of the Employee Handbook regarding Firearms and Other Weapons.

CITY OF PITTSBURG, KANSAS  
COMMISSION AGENDA  
Tuesday, June 22, 2010  
5:30 PM

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- i. Approval of revised Policy No. 804 of the Employee Handbook regarding a Tobacco Free Workplace.
- j. Approval of revised Policy No. 812 of the Employee Handbook regarding the Disciplinary Appeal process.
- k. Approval of the Appropriation Ordinance for the period ending June 23, 2010, subject to the release of HUD expenditures when funds are received.  
**ROLL CALL VOTE.**

**CONSIDER THE FOLLOWING:**

- a. REVIEW OF BIDS/AWARD OF SALE - TEMPORARY NOTES SERIES 2010A - The City of Pittsburg advertised for bids to be received until 1:00 p.m. on Tuesday, June 22nd, 2010, for the purchase of \$1,020,000 aggregate principal amount of Temporary Notes, Series 2010A, to be acted upon by the Governing Body at its meeting commencing at 5:30 p.m. The Director of Finance and Administration, along with the City's Financial Advisor, will present a verbal recommendation. **Approve or disapprove verbal recommendation.**
- b. RESOLUTION NO. 1104 - Approval of Resolution No. 1104 authorizing and directing the issuance of Temporary Notes, Series 2010A of The City of Pittsburg, Kansas, in the aggregate principal amount of \$1,020,000 for the purpose of providing funds to pay the costs of certain improvement projects in the City. **Approve or disapprove Resolution No. 1104 and, if approved, authorize the Mayor to sign the Resolution on behalf of the City.**
- c. AIRPORT HANGAR LEASE - City staff is requesting permission to negotiate a hangar lease with Terry Calloway dba Data Technique for Hangar Space C based on lease amount of \$475.00 per month. **Approve or disapprove staff's request and, if approved, authorize staff to negotiate a lease agreement with Terry Calloway dba Data Technique.**

CITY OF PITTSBURG, KANSAS  
COMMISSION AGENDA  
Tuesday, June 22, 2010  
5:30 PM

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- d. **KDOT AVIATION DIVISION APPLICATION** - City staff is requesting permission to submit an application to the KDOT Aviation Division for possible funding of Ground Communications Outlet Equipment and installation at a cost of approximately \$12,000. **Approve or disapprove staff's request and, if approved, authorize staff to submit an application to the KDOT Aviation Division for the equipment and installation of a Ground Communications Outlet.**

**NON-AGENDA REPORTS & REQUESTS:**

**ADJOURNMENT**

OFFICIAL MINUTES  
OF THE  
GOVERNING BODY  
OF THE  
CITY OF PITTSBURG, KANSAS  
June 8, 2010

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A Regular Session of the Board of Commissioners was held at 5:30 p.m., Tuesday, June 8<sup>th</sup>, 2010, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor Patrick O'Bryan presiding and the following members present: Marty Beezley, Pamela Henderson, and William H. Rushton. Absent: Rudy Draper.

Tom Wehrman, St. John Lutheran Church, provided the invocation.

Mayor O'Bryan led the flag salute.

PUBLIC INPUT –

Mr. C.J. Jackson, 713 West 9<sup>th</sup> Street, encouraged Commissioners to provide dumpsters for citizens to dispose of unwanted items on a once per month basis. Mayor O'Bryan indicated that Interim City Manager John VanGorden would investigate the feasibility of providing a dumpster on a once per month basis.

Mr. Don Runyan, 311 North Walnut, spoke in opposition to the proposed sales tax to be included on the August 2010 ballot. Mr. Runyan was particularly concerned about the ten year length of time associated with the tax.

Mr. George Weeks, 1509 South College, spoke in favor of the proposed sales tax to be included on the August 2010 ballot. Mr. Weeks was particularly in favor of the possibility of the Commissioners adding the construction of certain sidewalks to the proposed sales tax question.

APPROVAL OF MINUTES – MAY 25<sup>th</sup>, 2010 - On motion Beezley, seconded by Henderson, the Governing Body approved the minutes of the May 25<sup>th</sup>, 2010, City Commission Meeting as submitted. Motion carried. Absent: Draper.

ORDINANCE NO. G-1091 – On motion of Beezley, seconded by Henderson, the Governing Body approved Ordinance No. G-1091, amending Section 82-111 of the Pittsburg City Code fixing rates and minimum charges for water service, on first reading. Motion carried. Absent: Draper.

ORDINANCE NO. G-1092 – On motion of Beezley, seconded by Henderson, the Governing Body approved Ordinance No. G-1092 amending Section 82-141 of the Pittsburg City Code fixing rates and minimum charges for sewer service, on first reading. Motion carried. Absent: Draper.

OFFICIAL MINUTES  
OF THE  
GOVERNING BODY  
OF THE  
CITY OF PITTSBURG, KANSAS  
June 8, 2010

---

RESOLUTION NO. 1102 – On motion of Beezley, seconded by Henderson, the Governing Body approved Resolution No. 1102, a Resolution amending Resolution No. 846, as amended, relating to the designation of certain public parking spaces as handicapped parking spaces by amending Section bbb (Municipal Parking Lot #7 located in the 500 Block of North Locust - west side). Motion carried. Absent: Draper.

CHANGE ORDER NO. 1 – MEMORIAL AUDITORIUM MAIN ENTRY STEP REPLACEMENT PROJECT – On motion of Beezley, seconded by Henderson, the Governing Body approved Change Order No. 1 reflecting an increase of \$3,952.03 making a new contract construction amount of \$74,232.03 for the Memorial Auditorium Main Entry Step Replacement Project. Motion carried. Absent: Draper.

CHANGE ORDER NO. 4 – PITTSBURG HISTORIC LIBRARY EAST ENTRY VESTIBULE PROJECT – On motion of Beezley, seconded by Henderson, the Governing Body approved Change Order No. 4 reflecting an increase of \$1,070.99 making a new contract construction amount of \$117,602.99 for the Pittsburg Historic Library East Entry Vestibule Project. Motion carried. Absent: Draper.

KELLY CONCESSION STAND AGREEMENT – On motion of Beezley, seconded by Henderson, the Governing Body approved a contract and addendum with Jason and Tasha Dean for the operation of the Kelly Concession Stand for the Summer and Fall 2010 Softball leagues, with the Dean's to pay the City 17% of the net receipts from all concessions sold during the term of the agreement. Motion carried. Absent: Draper.

APPROPRIATION ORDINANCE – On motion of Beezley, second by Henderson, the Governing Body approved the Appropriation Ordinance for the period ending June 9<sup>th</sup>, 2010, subject to the release of HUD expenditures when funds are received, with the following roll call vote: Yea: Beezley, Henderson, O'Bryan, and Rushton. Motion carried. Absent: Draper.

FACADE GRANT APPLICATION - 822 NORTH BROADWAY – On motion of Beezley, seconded by Henderson, the Governing Body approved a Facade Grant application submitted by Judith S. Dugan (Spigarelli), owner of the property located at 822 North Broadway, in the amount of \$1,772.79, with the conditions that the owner completes all work as presented in the application, meets or increases financial contribution toward facility upgrade matching costs, complies with the building and fire codes, and receives a positive historic preservation review, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried. Absent: Draper.

OFFICIAL MINUTES  
OF THE  
GOVERNING BODY  
OF THE  
CITY OF PITTSBURG, KANSAS  
June 8, 2010

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CONDITIONAL USE FOR CHURCH – On motion of Rushton, seconded by Henderson, the Governing Body approved the recommendation of The Planning and Zoning Commission to disapprove the request submitted by Hilario Andrade/Patterson Holdings for a Conditional Use under the provisions of Article 30 of the Pittsburg Zoning Ordinance to allow a church to be located at 307 N. Broadway. Motion carried. Absent: Draper.

SALES TAX ELECTION QUESTION REVISED WORDING – Commissioner Beezley moved to revise the Sales Tax question wording approved at the May 25<sup>th</sup>, 2010, Commission Meeting to read, “Shall a retailers’ sales tax in an additional amount of one quarter of one percent (.25%) be levied in the City of Pittsburg, Kansas, for a time period not to exceed ten (10) years from the date such additional sales tax is first collected beginning January 1, 2011, with the proceeds therefrom used to pay for the following projects: (A) Maintenance and repair of City streets; (B) Connect the sidewalk between 20<sup>th</sup> Street and 21<sup>st</sup> Street on Rouse; (C) Connect the sidewalk between Water Street and Highland Street on 4<sup>th</sup> Street; (D) Construct a sidewalk between Broadway and Joplin Street on Centennial; ( E) Construct a sidewalk from Randall Drive to 4<sup>th</sup> Street on Rouse; and (F) Construct a sidewalk between Helm Street and Centennial on Broadway?”. Motion died for lack of a second. Absent: Draper.

CHANGE ORDER NO. 1 - PUBLIC UTILITIES BUILDING – On motion of Rushton, seconded by Henderson, the Governing Body approved Change Order No. 1 for the Pittsburg Public Utilities Building Project reflecting an increase of \$13,385.00 making a new contract construction amount of \$647,885.00, and authorized the Mayor to sign the Change Order on behalf of the City. Motion carried. Absent: Draper.

PROFESSIONAL ENGINEERING CONSULTANTS, P.A. - SUPPLEMENTAL AGREEMENT NO. 2 - WATER TREATMENT PLANT IMPROVEMENTS - PHASE I – On motion of Beezley, seconded by Rushton, the Governing Body approved Supplemental Agreement No. 2 to the Agreement for Engineering Services Dated January 23, 2007 between the City of Pittsburg and Professional Engineering Consultants, P.A. for Construction Phase Services and Commissioning and Operations Services of the existing Agreement in conjunction with constructing the Water Treatment Plant Improvements, and authorized the City Manager and City Clerk to execute the supplemental agreement on behalf of the City. Motion carried. Absent: Draper.

OFFICIAL MINUTES  
OF THE  
GOVERNING BODY  
OF THE  
CITY OF PITTSBURG, KANSAS  
June 8, 2010

---

PROFESSIONAL ENGINEERING CONSULTANTS, P.A. AGREEMENT - PITTSBURG WASTEWATER TREATMENT PLANT NUTRIENT STUDY – On motion of Henderson, seconded by Rushton, the Governing Body approved an agreement between the City of Pittsburg and Professional Engineering Consultants, P.A. to provide professional services for the study of the Wastewater Treatment Plant and its ability to remove nutrients from the waste stream for a lump sum fee of \$17,000 EXCLUDING Task 101 and Task 102 for an additional cost of \$5,000, and authorized the Mayor to sign the agreement on behalf of the City. Motion carried. Absent: Draper.

NON-AGENDA REPORTS AND REQUESTS:

COMMISSIONER DRAPER – Interim City Manager John VanGorden stated that he visited with Commissioner Draper by phone today.

MEMORIAL AUDITORIUM FRONT ENTRY STEP PROJECT – Interim Parks and Recreation Director Jeff Wilbert announced that the front steps project at Memorial Auditorium will be complete once the interior handrails are installed.

CIRCUS AGREEMENT – On motion of Beezley, seconded by Henderson, the Governing Body approved an agreement with Kelly Miller Circus for a circus to be held on October 24<sup>th</sup>, 2010 in the vacant lot west of the YMCA at a cost at a cost to the City of \$290, with all proceeds from the circus to be applied to the 2011 fireworks display. Motion carried.

AQUATIC CENTER INCIDENT – Interim Parks and Recreation Director Jeff Wilbert stated that a recent incident occurred at the Aquatic Center involving a life guard rescuing another life guard who was overcome by heat and collapsed into the water. Wilbert praised the Aquatic Center staff and the life guards involved in the incident.

ADJOURNMENT: On motion of Henderson, seconded by Beezley, the Governing Body adjourned the meeting at 6:30 p.m. Motion carried.

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Patrick J. O'Bryan, Mayor

ATTEST:

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Tammy Nagel, City Clerk



## Interoffice Memorandum

**TO:** John D. VanGorden  
Interim City Manager

**FROM:** Jeff Wilbert  
Interim Parks and Recreation Director

**DATE:** June 16, 2010

**SUBJECT:** Agenda Item June 22<sup>nd</sup>, 2010

Approval of Fireworks Display Contract with the City of Pittsburg and J. & M. Displays Inc. for the City of Pittsburg's 4<sup>th</sup> of July celebration.

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The Parks & Recreation Department is requesting commission approval of the Fireworks Display Contract between the City Of Pittsburg and J. & M. Display Inc. This contract outlines the responsibilities of both parties and how payment is to be made to J. & M. Displays Inc. The funds have been raised from private individuals and businesses. No city funding is being used for the fireworks display. The Fireworks Display Contract has been reviewed and approved by City Attorney Henry Menghini. We are asking for City Commission approval and if approved have Mayor Patrick O'Bryan sign the agreement.

In this regard, would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday June 22nd, 2010?  
If you have any questions concerning this matter, please do not hesitate to contact me.

cc: Tammy Nagel, City Clerk



DEPARTMENT OF PUBLIC WORKS

201 West 4<sup>th</sup> Street · Pittsburg KS 66762

(620) 231-4170

www.pittks.org

## Interoffice Memorandum

TO: JOHN D. VANGORDEN  
Interim City Manager

FROM: WILLIAM A. BEASLEY  
Director of Public Works

DATE: June 16, 2010

SUBJECT: Agenda Item – June 22, 2010  
Change Order No. 5  
Pittsburg Historic Library East Entry Vestibule

---

During the addition of the east entrance to the library, the architect, contractor and City staff noted a large amount of storm water draining from the roof of the existing building and the new addition onto the new east entrance addition. Even before the east entrance had been considered, Pat Clement had indicated the library had always experienced tremendous amounts of water at this rear entrance and felt that some of the leaks that had occurred in the building were due to the way the water was collected and routed off the buildings.

Tri-State Building and City staff had the opportunity several times over the past several months to view this water and is proposing to add some additional guttering and downspouts to the roof to divert some of this water from the roof of the new east entrance addition. Currently during heavy rains, the water flow is so severe that it bypasses the current gutter and overflows onto the roof.

City staff is proposing a change order to this project in the amount of \$1,650 which includes adding additional downspouts, cutting a bigger hole in the existing diverter from the upper flat roof and re-caulking windows and cast stone above the new addition. It is anticipated that it should take two men at least two days to complete this work.

**MEMO TO: JOHN D. VANGORDEN**  
**JUNE 16, 2010**  
**PAGE TWO**

Would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, June 22, 2010. Action necessary will be approval or disapproval of the change order and, if approved, authorize the Mayor to sign the change order on behalf of the City.

If you have any questions concerning this matter, please do not hesitate to contact me.

Attachment: Change Order No. 5

cc: Tammy Nagel, City Clerk  
Andrew J. Huyett, Building Official  
Project File  
Memo File



# AIA Document G701™ – 2001

## Change Order

<b>PROJECT</b> <i>(Name and address):</i> Pittsburg Historic Library East Entry Vestibule	<b>CHANGE ORDER NUMBER:</b> 005 <b>DATE:</b> June 8, 2010	<b>OWNER:</b> <input checked="" type="checkbox"/> <b>ARCHITECT:</b> <input checked="" type="checkbox"/> <b>CONTRACTOR:</b> <input checked="" type="checkbox"/>
<b>TO CONTRACTOR</b> <i>(Name and address):</i> Tri-State Building & Supply Company 816 E. Jefferson Pittsburg, Kansas 66762	<b>ARCHITECT'S PROJECT NUMBER:</b> 08014 <b>CONTRACT DATE:</b> November 10, 2009 <b>CONTRACT FOR:</b> General Construction	<b>FIELD:</b> <input type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>

**THE CONTRACT IS CHANGED AS FOLLOWS:**  
*(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)*

1. Repair of existing roof leak: Straighten existing gutter (currently holds 5" of water). Add downspout and 45 degree elbow to north end of gutter. Remove vertical diverter from north end of gutter. Cut bigger holes in existing diverter from upper flat roof. Recaulk upper roof area above NW corner of addition. Patch 2" x 2" hole in roof above NW corner of addition. Recaulk entire west window above addition. Caulk broken cast stone window sill above north side of addition. (All caulking will be Sonneborne NP-1). Caulk north end of gutter and fascia where it butts into masonry.  
2 men, 2 days: Add: \$1,550.00
  2. Caulk existing open expansion joint above roof of new addition at south end, to prevent water from running directly into new addition. Used Sonneborne NP-1 caulking: Add: \$ 100.00
- Total Change Order No. Five: Add: \$1,650.00

The original Contract Sum was	\$ 114,367.00
The net change by previously authorized Change Orders	\$ 3,235.99
The Contract Sum prior to this Change Order was	\$ 117,602.99
The Contract Sum will be increased by this Change Order in the amount of	\$ 1,650.00
The new Contract Sum including this Change Order will be	\$ <u>119,252.99</u>

The Contract Time will be unchanged by Zero (0) days.  
The date of Substantial Completion as of the date of this Change Order therefore is April 24, 2010.

**NOTE:** This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

**NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.**

Williams Spurgeon Kuhl & Freshnock Architects, Inc. <hr/> <b>ARCHITECT</b> <i>(Firm name)</i>	Tri-State Building & Supply Company <hr/> <b>CONTRACTOR</b> <i>(Firm name)</i>	City of Pittsburg, Kansas <hr/> <b>OWNER</b> <i>(Firm name)</i>
110 Armour Road, North Kansas City, Missouri 64116	816 E. Jefferson, Pittsburg, Kansas 66762	201 W. Fourth Street, Pittsburg, Kansas 66762

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ADDRESS  
*Dustin Watkins*  
BY (Signature)  
DUSTIN WATKINS  
(Typed name)  
6/8/10  
DATE

ADDRESS  
*Danny J. Arek*  
BY (Signature)  
DANNY J. AREK  
(Typed name)  
6/14/10  
DATE

ADDRESS  
  
BY (Signature)  
  
(Typed name)  
  
DATE

## **INTEROFFICE MEMORANDUM**

To: JOHN VANGORDEN, JON GARRISON, TAMMY NAGEL  
From: DEENA HALLACY  
CC:  
Date: JUNE 9, 2010  
Subject: *AGENDA ITEM – JUNE 22<sup>ND</sup>, 2010  
PRESBYTERIAN CHURCH FUND  
LOW INTEREST LOAN APPLICATIONS*

The Citizen's Advisory Board met on June 2<sup>nd</sup>, 2010 to review applications for the Presbyterian Church Fund Housing Rehabilitation Low Interest Loan Program. The minutes of the meeting are attached. They detail the discussion of each of the applications noted.

The applications noted below are recommended for approval:

- |                            |                              |          |
|----------------------------|------------------------------|----------|
| 1) KIRK FORD               | 815 N. LOCUST                | \$18,000 |
| 2) JEAN AND JERRY HURLBERT | 1002 E. 9 <sup>TH</sup>      | \$18,000 |
| 3) RICHARD/MARTHA FOX      | #8 4 <sup>TH</sup> ST CIRCLE | \$18,000 |

Please place these requests on the governing body agenda for their review.

**CITIZEN'S ADVISORY BOARD  
ON NEIGHBORHOOD REVITALIZATION  
MINUTES OF MEETING  
JUNE 2, 2010**

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MEMBERS ATTENDING: CRAIG CHRONISTER, CHAIR  
TINA SMITH, 1<sup>ST</sup> VICE CHAIR  
JUDY WESTHOFF, VICE CHAIR  
JULIE JONES  
BRIAN PASTEUR  
DONNIE TALENT

MEMBERS ABSENT: MARILYN PETERSON, 2<sup>ND</sup> VICE CHAIR

STAFF ATTENDING: DEENA HALLACY  
CRAIG MCCULLOUGH

GUEST ATTENDING: NONE

Craig Chronister, Chair, called the meeting to order at 4:32PM.

- 1) **APPROVAL OF MINUTES OF LAST MEETING** – February 18, 2010  
Judy Westhoff made the motion to approve the minutes of the last meeting. Julie Jones seconded the motion and it passed unanimously.

- 2) **NEW BUSINESS:**

- A) **Rehabilitation Loan application –**

Craig McCullough inspected each home and took pictures to provide to the Board members. He discussed each site and answered questions regarding the conditions of the homes. His insight regarding the homes conditions was good for the members to assist in making some decisions. The pictures and the explanations of what was presented assisted the members in making informed decisions.

- i) Kirk Ford – 815 N. Locust

Discussion of this application included an explanation that an emergency loan had been approved and the City has paid out \$1500 toward the repair. The request for a loan is for the remainder of the cost to repair a very deep sewer collapse. The contractor agreed to make the repairs and if the owner could not pay the difference right away, he would wait until his loan was either approved or disapproved and work out something with Mr. Ford. Mr. Ford is requesting enough money to make some other

very minor repairs to the house. Home is in good shape and well kept. The owner does not have a mortgage and the home is appraised at \$37,000. Members of the Board requested that Mr. Ford be provided an application for weatherization. Judy Westhoff moved to approve the application for up to \$18,000. Brian Pasteur seconded the motion and it was approved unanimously.

ii) Jerry and Jean Hurlbert - 1002 E. 9<sup>th</sup>

This is a unit which does not have a mortgage. The occupants are both retired or disabled. They have a home which is appraised at \$35,900 and are interested in repairing the foundation and putting siding on the home. There was some discussion regarding the neighborhood conditions. There are homes in this area which are kept well. Tina Smith moved to approve the application for up to \$18,000 and Judy Westhoff seconded the motion. It was approved unanimously.

iii) Richard and Martha Fox - #8 4<sup>th</sup> Street Circle

There was a lot of discussion regarding the existing conditions of this home and the conditions of the neighborhood. It appeared the homeowner had tried to do some of the work themselves but became overwhelmed which the City came to inspect and informed the owners that the repairs do not meet code. The home is appraised only at \$19,100 and there was some concern in making an \$18,000 loan on the property when there is also a mortgage balance of \$18,674. After much discussion, the application was approved with the knowledge that after the unit is renovated it will still be in a neighborhood that is not in the best condition but there will be homeowners in this unit. Tina Smith moved to approved with Julie Jones seconding the motion. It passed unanimously.

iv) Allen Lenati – 101 W. 23<sup>rd</sup>

Deena explained that Mr. Lenati had been asked to bring in a contractor's estimate before the scheduled meeting. That had not been done, but Deena wanted to bring the file for review to the Board. Craig explained that this house had a house fire and was in bad shape. The reason for it coming to us was due to the City Codes Department asking the owner to do some work and he did not have the money at the time. They informed him of the availability of the low interest loan program. After review of the pictures and much discussion, Craig Chronister moved to table the application for further review until after the contractor estimates were available. Julie Jones seconded the motion and it passed unanimously.

v) Judy Bennett – 718 E. 9<sup>th</sup>

This is an application which was placed on the agenda for review by the Citizen's Advisory Board. However, Deena explained that she did not really notice that the actual owners of the property were the two daughters and the applicant's name is no longer on the deed as an owner. She explained that this application should not have been brought to the Board but denied at staff level. However, the Board took action on the review of the application. Craig Chronister moved to deny the application due to the applicant was not actually the owner-occupant. Tina Smith seconded the motion and it was passed unanimously.

(At this time, Brian Pasteur had to leave the meeting)

**3) OLD BUSINESS:**

**A) PROGRAM STATUS REPORT**

**• NON-PROFIT PROGRAM UPDATE**

Deena explained the grants that were given out last year to the five non-profits. She states that there is only one grantee that has not followed through with the final completion report which was required by May 1<sup>st</sup> of 2010. Two reminders have been sent with follow-up of several phone calls. Will try to get in touch with the pastor of The First Church of the Nazarene to again obtain completion information. This application will not be eligible for application for 2011.

Deena explained that she hopes to get notice out to the public regarding the opportunity to apply for 2011 by July 1<sup>st</sup>, 2010.

**4) ADDITIONAL ITEMS : None**

**5) ADJOURNMENT – Meeting adjourned at 6:05PM.**

Respectfully submitted,

Deena Hallacy



**Section Number: VII**  
**Effective Date: 12/22/2009**  
**Revision Date: 06/22/2010**

**Policy Number: 704**  
**Page 1 of 1**  
**Revision Number: 1**

<b>TITLE</b>	<b>FIREARMS AND OTHER WEAPONS</b>
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Employees, with the exception of duly authorized law enforcement officers, fire personnel authorized to carry a firearm pursuant to K.S.A. 31-157 and amendments thereto, and attorneys when the firearm is possessed solely for the purpose of attempting to submit the firearm into evidence or examining the firearm in the course of pending court proceeding, may not carry a firearm on their person while on City property. Firearms stored and transported by employees in their private vehicles on City property must be unloaded and encased in a container which completely encloses the firearm, unless the employee is licensed under the personal and family protection act.

Weapons, including, but not limited to, any bludgeon, sandclub, metal knuckles or throwing star, or any knife commonly referred to as a switch-blade, which has a blade that opens automatically by hand pressure applied to a button, spring or device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward, or centrifugal thrust or movement, may not be carried, possessed or stored on City property.

Employees are prohibited from carrying concealed on one's person or possessing with intent to use unlawfully against another, a dagger, dirk, billy, blackjack, slung shot, dangerous knife, straight-edged razor, stiletto or any other dangerous or deadly weapon or instrument of like character, is prohibited. Provided however, an ordinary pocket knife with a blade no more than four inches (4") in length shall not be construed to be a dangerous knife, or a dangerous or deadly weapon or instrument.



**Section Number: VIII**  
**Effective Date: 12/22/2009**  
**Revision Date: 06/22/2010**

**Policy Number: 804**  
**Page 1 of 1**  
**Revision Number: 1**

<b>TITLE</b>	<b>TOBACCO FREE WORKPLACE</b>
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The City of Pittsburg is dedicated to providing a healthy tobacco free workplace for its employees. The use of tobacco products in all city enclosed facilities and vehicles is prohibited. Smoking is also prohibited within a ten foot (10') radius of any doorway, open window or air intake of any city enclosed facility.

Departments may designate a smoking area for use by employees that is not less than a ten foot (10') radius from any doorway, open window or air intake of any city enclosed facility. Littering with remains of tobacco products on city property is prohibited, and all city employees who smoke must dispose of their tobacco product remains in fireproof receptacles.



**Section Number: VIII**  
**Effective Date: 12/22/2009**  
**Revision Date: 06/22/2010**

**Policy Number: 812**  
**Page 1 of 3**  
**Revision Number: 1**

<b>TITLE</b>	<b>DISCIPLINARY APPEAL</b>
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An employee who receives disciplinary action may ask for an appeal. Appeals are granted to guarantee that the employee has his/her employment concerns reviewed and responded to in a timely and appropriate manner in accordance with established City policies and procedures.

An employee shall not be retaliated against for raising concerns of this nature brought forward with a good faith belief that a problem exists. This procedure is intended to supplement, rather than discourage or replace informal discussion between supervisors and employees. A supervisor should make a reasonable effort to resolve employee concerns outside the formal appeal process.

### **Eligibility**

The provisions of this policy are available to all full and part time employees; however, the provisions of this policy are not available to individuals employed in a temporary status.

An employee who has received disciplinary action or has been involuntarily terminated is eligible to submit an appeal concerning issues related to the discipline or termination within the time constraints noted in the policy. The initiation of the employee appeal process in good faith by an employee who has not been terminated shall not adversely affect his or her standing as an employee. Group appeals are not permitted. A disciplined employee may only appeal the final decision on the following grounds:

1. proof that a substantial procedural error occurred that unreasonably impaired the employee's ability to achieve a fair decision;
2. new evidence of substantive nature, impossible for the supervisor to have heard at the time of the decision, has been discovered; or
3. inappropriateness of the initial sanction(s).

**STEPS OF PROCESS** - The Employee Appeal Process consists of three steps, which are outlined below. Outside counsel will not be permitted to attend any of the meetings. However, appropriate witnesses may be permitted to attend.



**Section Number: VIII**  
**Effective Date: 12/22/2009**  
**Revision Date: 06/22/2010**

**Policy Number: 812**  
**Page 2 of 3**  
**Revision Number: 1**

All formal appeals beginning with Step 2 will be submitted in writing and will receive a written response. The employee submitting an appeal will state the specific response desired to resolve the problem satisfactorily.

Appeals regarding involuntary termination or issue(s) involving the immediate supervisor will be heard directly at Step 2.

### **Step 1: Supervisory Level**

**Employee's Role** - The employee should verbally present the concern to his/her supervisor within five (5) working days of the final decision for the appeal or from the date the employee learned the cause for the appeal.

**Supervisor's Role** - The supervisor will respond verbally within five (5) working days.

### **Step 2: Discipline Appeal Request**

**Employee's Role** - If an employee does not agree with the supervisor's response, he or she should submit a written appeal to his/her department head within five (5) working days of receiving the answer to Step 1. The employee may contact the Human Resources Department, for assistance.

**Department Head's Role** - The Department Head or his/her designee will review and investigate the facts of the appeal. The Department Head will then arrange and conduct a meeting with the employee, a representative from Human Resources may be present.

Regardless of the outcome of the meeting, the Department Head will provide the employee with a written response, briefly outlining the decision. This response will be delivered to the employee no later than five (5) working days following the meeting.

### **Step 3: Appeal**

If the employee is not satisfied with the decision of the Department Head, he/she will give written notice within five (5) working days of receipt of the Step 2 written response to the City Manager stating his/her request to appeal the decision.



**Section Number: VIII**  
**Effective Date: 12/22/2009**  
**Revision Date: 06/22/2010**

**Policy Number: 812**  
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### **Final Decision**

The City Manager or his/her designee will review the entire record (decision, corrective action, recommendation, appeal process) and issue a final and binding written decision within seven (7) working days. In all cases, the City Manager or his/her designee may affirm, modify or reverse the disciplinary action. The City Manager or designee's decision is final with no right to appeal to the City Commission.

VENDOR SET: 99 City of Pittsburg, KS

BANK: \* ALL BANKS

DATE RANGE: 6/02/2010 THRU 6/15/2010

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
C-CHECK	VOID CHECK	V	6/04/2010			162510		
C-CHECK	VOID CHECK	V	6/04/2010			162511		
C-CHECK	VOID CHECK	V	6/04/2010			162518		
C-CHECK	VOID CHECK	V	6/11/2010			162569		
C-CHECK	VOID CHECK	V	6/11/2010			162570		

* * T O T A L S * *	NO	CHECK AMOUNT	DISCOUNTS	TOTAL APPLIED
REGULAR CHECKS:	0	0.00	0.00	0.00
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
EFT:	0	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	5 VOID DEBITS	0.00		
	VOID CREDITS	0.00	0.00	0.00
TOTAL ERRORS:	0			
VENDOR SET: 99 BANK: *	TOTALS:	5	0.00	0.00
BANK: *	TOTALS:	5	0.00	0.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
5949	KENMARK INC	N	6/15/2010			000000		
2519	EAGLE BEVERAGE CO INC	R	6/03/2010			162456		113.10
6500	RACHEL KOFF	R	6/03/2010			162502		794.92
6500	RACHEL KOFF	R	6/03/2010			162503		217.00
6500	RACHEL KOFF	R	6/03/2010			162504		500.00
0869	CITY OF PITTSBURG	R	6/04/2010			162505		1,900.00
0012	ANDERSON CAR & TRACTOR CORPORA	R	6/04/2010			162506		469.09
1	BROOKS, JOHN	R	6/04/2010			162507		10.00
0372	CONNER REALTY	R	6/04/2010			162508		100.00
4263	COX COMMUNICATIONS	R	6/04/2010			162509		2,057.57
1	EBBERT, LISA	R	6/04/2010			162512		50.00
1	FUCHS, CRAIG	R	6/04/2010			162513		100.00
2877	KDHE - BUREAU OF WATER	R	6/04/2010			162514		320.00
1	MARTIN, HELEN	R	6/04/2010			162515		60.00
2224	PITNEY BOWES	R	6/04/2010			162516		157.30
2916	US CELLULAR	R	6/04/2010			162517		970.50
1	VANBECELAERE, JOEL	R	6/04/2010			162519		50.00
1	COUNTRYSIDE GOLF COURSE	R	6/07/2010			162520		264.00
1089	LABETTE COMMUNITY COLLEGE	R	6/08/2010			162521		75.00
2934	BILL RUSHTON	R	6/09/2010			162553		192.50
1010	HORTON'S PIZZA PLUS	R	6/10/2010			162554		52.00
1	A&M RENTALS	R	6/11/2010			162555		25.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
5561	AT&T MOBILITY	R	6/11/2010			162556		78.21
1	CITY OF JOPLIN	R	6/11/2010			162557		500.00
1	CONNER, LEAH	R	6/11/2010			162558		100.00
0497	CRAWFORD COUNTY DISTRICT COURT	R	6/11/2010			162559		0.50
6505	KELLY-MILLER BROTHERS CIRCUS	R	6/11/2010			162560		290.00
1	LEDLOW, LILY	R	6/11/2010			162561		45.00
1	LUCERO, CHAD	R	6/11/2010			162562		500.00
0094	M&I BANK	R	6/11/2010			162563		800.00
0188	SECRETARY OF STATE, RON THORNB	R	6/11/2010			162564		25.00
5406	KAREN SOOTER	R	6/11/2010			162565		50.00
3885	STATE OF KANSAS	R	6/11/2010			162566		300.00
5589	VERIZON WIRELESS	R	6/11/2010			162567		32.41
1108	WESTAR ENERGY	R	6/11/2010			162568		78,846.85
1	CARL, TESS	R	6/11/2010			162571		50.00
2519	EAGLE BEVERAGE CO INC	R	6/15/2010			162689		130.40
5776	LDF SALES & DISTRIBUTING INC	R	6/15/2010			162690		103.80
1		R	6/15/2010			162691		475.00
1222	ALL SEASONS CARPET	R	6/15/2010			162692		6,792.57
2229	BLOCK & COMPANY, INC.	R	6/15/2010			162693		305.61
0272	BO'S 1 STOP INC	R	6/15/2010			162694		265.68
5966	BOBCAT OF SPRINGFIELD	R	6/15/2010			162695		150.00
6192	KATHLEEN CERNE	R	6/15/2010			162696		600.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0748	CONRAD FIRE EQUIPMENT INC	R	6/15/2010			162697		57.81
6008	CONTINENTAL CARBONIC PRODUCTS	R	6/15/2010			162698		1,530.00
6506	4 STATES SEA FOOD INC	R	6/15/2010			162699		450.00
0118	FED EX	R	6/15/2010			162700		20.29
6358	FIRE X INC	R	6/15/2010			162701		111.00
5763	G&H REDI MIX	R	6/15/2010			162702		15,375.00
6501	KANSAS CITY SPORTS	R	6/15/2010			162703		1,045.00
6066	ELLIOTT LODGING LTD	R	6/15/2010			162704		695.76
2441	PNEUDART, INC.	R	6/15/2010			162705		60.24
2509	POWERPLAN	R	6/15/2010			162706		308.75
6323	R&B TROPHIES	R	6/15/2010			162707		984.00
5934	STOUFFER COMMUNICATIONS	R	6/15/2010			162708		40.00
4052	TRAVELERS	R	6/15/2010			162709		1,272.80
2350	WCA WASTE SYSTEMS INC	R	6/15/2010			162710		13,373.17
4741	WESTAR ENERGY	R	6/15/2010			162711		10,418.00
6480	WHITE CAP CONSTRUCTION SUPPLY	R	6/15/2010			162712		840.00
0011	AMERICAN ELECTRIC INC	E	6/09/2010			999999		269.28
0026	STANDARD INSURANCE COMPANY	R	6/02/2010			999999		1,328.32
0034	CRONISTER BROTHERS, INC	E	6/09/2010			999999		263.81
0039	BATTERY MART INC	E	6/09/2010			999999		112.95
0044	CRESTWOOD COUNTRY CLUB	E	6/09/2010			999999		318.14
0046	ETTINGERS OFFICE SUPPLY	E	6/09/2010			999999		1,270.81

VENDOR SET: 99 City of Pittsburg, KS

BANK: 80144 M&amp;I Bank

DATE RANGE: 6/02/2010 THRU 6/15/2010

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0054	JOPLIN SUPPLY COMPANY	E	6/09/2010			999999		452.44
0055	JOHN'S SPORT CENTER	E	6/09/2010			999999		96.99
0062	LINDSEY SOFTWARE SYSTEMS, INC.	E	6/09/2010			999999		669.10
0063	LOCKE WHOLESALE SUPPLY	E	6/09/2010			999999		289.93
0078	SUPERIOR LINEN SERVICE	E	6/09/2010			999999		282.13
0084	INTERSTATE EXTERMINATOR, INC.	E	6/09/2010			999999		487.00
0101	BUG-A-WAY INC	E	6/09/2010			999999		80.00
0105	PITTSBURG AUTOMOTIVE INC	E	6/09/2010			999999		401.16
0129	PROFESSIONAL ENGINEERING CONSU	E	6/09/2010			999999		3,360.00
0133	JIM RADELL CONSTRUCTION INC	E	6/09/2010			999999		7,755.50
0135	PITTSBURG AREA CHAMBER OF COMM	E	6/09/2010			999999		500.00
0145	BROADWAY LUMBER COMPANY, INC.	E	6/09/2010			999999		3.51
0146	CHAPMAN'S LOCKSMITHING	E	6/09/2010			999999		60.00
0154	BLUE CROSS & BLUE SHIELD	D	6/04/2010			999999		11,848.24
0154	BLUE CROSS & BLUE SHIELD	D	6/07/2010			999999		26,575.52
0154	BLUE CROSS & BLUE SHIELD	D	6/11/2010			999999		25,985.84
0177	BOOK WHOLESALEERS INC	E	6/09/2010			999999		204.47
0181	INGRAM	E	6/09/2010			999999		34.94
0185	MISSION CLAY PRODUCTS	E	6/09/2010			999999		365.85
0199	KIRKLAND WELDING SUPPLIES	E	6/09/2010			999999		269.24
0200	SHERWIN WILLIAMS COMPANY	E	6/09/2010			999999		1,160.09
0201	SPICER-ADAMS WELDING, INC.	E	6/09/2010			999999		536.25

VENDOR SET: 99 City of Pittsburg, KS

BANK: 80144 M&amp;I Bank

DATE RANGE: 6/02/2010 THRU 6/15/2010

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0207	PEPSI-COLA BOTTLING CO OF PITT	E	6/09/2010			999999		612.65
0224	KDOR	D	6/08/2010			999999		2,072.73
0224	KDOR	D	6/09/2010			999999		3,021.96
0273	CHIEF SUPPLY CORPORATION	E	6/09/2010			999999		336.96
0276	JOE SMITH COMPANY, INC.	E	6/09/2010			999999		270.95
0278	LAWSON PRODUCTS INC	E	6/09/2010			999999		59.55
0286	R&R PRODUCTS INC	E	6/09/2010			999999		155.67
0289	TITLEIST	E	6/09/2010			999999		584.95
0292	UNIFIRST CORPORATION	E	6/09/2010			999999		34.15
0294	COPY PRODUCTS INC	E	6/09/2010			999999		586.50
0300	PITTSBURG FORD-MERCURY, INC.	E	6/09/2010			999999		239.77
0306	CASTAGNO OIL CO INC	E	6/09/2010			999999		100.99
0308	DOBRAUC OIL COMPANY INC	E	6/09/2010			999999		2,856.16
0329	O'MALLEY IMPLEMENT CO INC	E	6/09/2010			999999		256.47
0335	CUSTOM AWARDS PLUS INC	E	6/09/2010			999999		264.98
0337	CROSS-MIDWEST TIRE	E	6/09/2010			999999		86.63
0345	VICTOR L PHILLIPS CO	E	6/11/2010			999999		106,950.00
0348	TYRELL'S SERVICE INC	E	6/09/2010			999999		48.81
0375	CONVENIENT WATER COMPANY	E	6/09/2010			999999		55.90
0409	WISEMAN'S DISCOUNT TIRE INC	E	6/09/2010			999999		26.95
0420	CONTINENTAL RESEARCH CORP	E	6/09/2010			999999		215.12
0422	DEMCO INC	E	6/09/2010			999999		206.46

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0496	UNIQUE BOOKS INC	E	6/09/2010			999999		23.61
0534	TYLER TECHNOLOGIES	E	6/09/2010			999999		711.00
0573	WORLDWIDE DIRECTORY PRODUCT SA	E	6/09/2010			999999		78.67
0583	DICKINSON INDUSTRIES INC	E	6/09/2010			999999		128.76
0627	BOETTCHEM SUPPLY INC	E	6/09/2010			999999		140.49
0695	BERBERICH TRAHAN & CO PA	E	6/09/2010			999999		11,750.00
0704	NEPTUNE RADIATOR AND AUTO	E	6/09/2010			999999		154.90
0746	CDL ELECTRIC COMPANY	E	6/09/2010			999999		723.08
0786	RICHARD RHEUMS	E	6/09/2010			999999		76.65
0803	OLD DOMINION BRUSH CO	E	6/09/2010			999999		388.63
0805	BROADWAY ANIMAL HOSPITAL	E	6/09/2010			999999		942.00
0806	JOHN L CUSSIMANIO	E	6/09/2010			999999		206.00
0810	OMB POLICE SUPPLY INC	E	6/09/2010			999999		54.93
0823	TOUCHTON ELECTRIC INC	R	6/08/2010			999999		516.00
0843	LAB SAFETY SUPPLY INC	E	6/09/2010			999999		274.50
0969	SEK-CAP INC	E	6/09/2010			999999		8,400.00
1033	BOB DITMANN AGENCY INC	E	6/09/2010			999999		200.00
1150	INDUSTRIAL SALES CO INC	E	6/09/2010			999999		212.20
1306	DIVERSIFIED INSPECTIONS INC	E	6/09/2010			999999		3,509.60
1369	CITY ATTORNEYS ASSOCIATION OF	E	6/09/2010			999999		35.00
1478	KANSASLAND TIRE OF PITTSBURG	E	6/09/2010			999999		366.44
1490	ESTHERMAE TALENT	E	6/09/2010			999999		50.00

VENDOR SET: 99 City of Pittsburg, KS

BANK: 80144 M&amp;I Bank

DATE RANGE: 6/02/2010 THRU 6/15/2010

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1619	MIDWEST TAPE	E	6/09/2010			999999		324.87
1792	B&L WATERWORKS SUPPLY INC	E	6/09/2010			999999		1,486.50
1923	AUTOZONE	E	6/09/2010			999999		24.99
1977	CDW GOVERNMENT, INC.	E	6/09/2010			999999		3,002.39
2111	DELL MARKETING L.P.	E	6/09/2010			999999		1,935.99
2161	RECORDED BOOKS	E	6/09/2010			999999		2,307.50
2165	CP COMMUNICATIONS	E	6/09/2010			999999		19.95
2621	MONICA LAFORTE	E	6/09/2010			999999		75.00
2664	UNIVAR USA INC	E	6/09/2010			999999		1,957.94
2960	PACE ANALYTICAL SERVICES INC	E	6/09/2010			999999		253.00
3079	COMMERCE BANK	D	6/04/2010			999999		18,078.96
3145	HUBER INC	E	6/09/2010			999999		7.20
3147	INTERNAL REVENUE SERVICE	D	6/11/2010			999999		70.38
3248	AIRGAS MID-SOUTH, INC	E	6/09/2010			999999		326.01
3570	AMERICAN EXPRESS	D	6/04/2010			999999		188.06
3964	CALLAWAY GOLF	E	6/09/2010			999999		153.96
3972	WASHINGTON ELECTRONICS INC	E	6/09/2010			999999		178.75
4071	DISCOVER BUSINESS SERVICE	D	6/02/2010			999999		26.65
4072	MERCHANT E-SOLUTIONS	D	6/04/2010			999999		967.12
4133	T.H. ROGERS HOMECENTER	E	6/09/2010			999999		46.79
4183	BARBIZON LIGHT	E	6/09/2010			999999		94.50
4307	HENRY KRAFT, INC.	E	6/09/2010			999999		123.60

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
4354	LIFESTYLE LEASING INC	E	6/09/2010			999999		3,750.00
4390	SPRINGFIELD JANITOR SUPPLY, IN	E	6/09/2010			999999		411.86
4453	UNITED INDUSTRIES INC.	E	6/09/2010			999999		397.00
4520	ETS CORPORATION	D	6/02/2010			999999		2,844.97
4603	KANSAS GOLF AND TURF INC	E	6/09/2010			999999		191.58
4638	SOUND PRODUCTS	E	6/09/2010			999999		46.35
4711	RANDOM HOUSE, INC.	E	6/09/2010			999999		86.66
5025	WILLIAMS SPURGEON KUHL & FRESH	E	6/09/2010			999999		389.85
5049	CRH COFFEE INC	E	6/09/2010			999999		31.40
5275	US LIME COMPANY-ST CLAIR	E	6/09/2010			999999		3,094.20
5371	PITTSBURG FAMILY YMCA	E	6/09/2010			999999		330.00
5391	GLASS DEPOT LLC	E	6/09/2010			999999		65.96
5420	AQUIONICS INC	E	6/09/2010			999999		742.79
5474	THE UPS STORE	E	6/09/2010			999999		20.64
5552	NATIONAL SIGN CO INC	E	6/09/2010			999999		240.00
5677	FIRST DATA	D	6/03/2010			999999		438.58
5761	JUSTIN HENDERSON	E	6/09/2010			999999		1,900.00
5855	SHRED-IT USA INC	E	6/09/2010			999999		64.20
5862	HEATHER HORTON	E	6/09/2010			999999		90.00
5883	SPROULS CONSTRUCTION INC	E	6/10/2010			999999		55,395.00
5904	TASC	D	6/11/2010			999999		6,350.16
6117	ALEXANDER OPEN SYSTEMS INC	E	6/09/2010			999999		48.75

VENDOR SET: 99 City of Pittsburg, KS

BANK: 80144 M&I Bank

DATE RANGE: 6/02/2010 THRU 6/15/2010

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6139	BOB MARTIN	E	6/09/2010			999999		1,190.00
6203	SOUTHWEST PAPER CO INC	E	6/09/2010			999999		184.73
6262	CLEAN THE UNIFORM COMPANY	E	6/09/2010			999999		364.35
6308	PITTSBURG TITLE LLC	E	6/09/2010			999999		300.00
6309	TAMMY FRYE	E	6/09/2010			999999		400.00
6423	JCI INDUSTRIES INC	E	6/09/2010			999999		413.70
6471	H&K CAMPER SALES INC	E	6/09/2010			999999		1,145.00
6477	KEITH KING	R	6/14/2010			999999		240.00
6494	BRIAN'S APPLIANCE REPAIR & INS	E	6/09/2010			999999		131.85

* * T O T A L S * *	NO	CHECK AMOUNT	DISCOUNTS	TOTAL APPLIED
REGULAR CHECKS:	62	147,585.15	0.00	147,585.15
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	13	98,469.17	0.00	98,469.17
EFT:	109	245,364.48	30.64	245,395.12
NON CHECKS:	1	0.00	0.00	0.00
VOID CHECKS:	0 VOID DEBITS	0.00		
	VOID CREDITS	0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 99 BANK: 80144	TOTALS:	185	491,418.80	30.64	491,388.16
BANK: 80144	TOTALS:	185	491,418.80	30.64	491,449.44

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0011	AMERICAN ELECTRIC INC	E	6/07/2010			999999		199.96
0133	JIM RADELL CONSTRUCTION INC	E	6/14/2010			999999		977.81
0152	JOHN VAN GORDEN	E	6/14/2010			999999		398.46
0231	JAMES CLARKSON	E	6/14/2010			999999		16.00
0253	TAMARA N NAGEL	E	6/14/2010			999999		43.06
0577	KANSAS GAS SERVICE	E	6/14/2010			999999		5,269.29
0866	AVFUEL CORPORATION	E	6/14/2010			999999		20,072.53
1609	PHILLIP H O'MALLEY	E	6/14/2010			999999		310.00
2352	DONNA PASHIA	E	6/14/2010			999999		1,211.00
2921	CSG SYSTEMS INC	E	6/14/2010			999999		7,388.65
3435	PURCHASE POWER (POLICE METER)	E	6/07/2010			999999		268.99
3668	MID AMERICA PROPERTIES OF PITT	E	6/14/2010			999999		5,927.25
4892	JODY PHILLIPS DANCE COMPANY IN	E	6/14/2010			999999		3,617.17
5003	SOUTHEAST KANSAS FIREFIGHTERS'	E	6/07/2010			999999		225.00
5482	JUSTIN HART	E	6/14/2010			999999		29.95
5565	TIM TOMPKINS	E	6/14/2010			999999		105.65
5786	KEVIN CRAWFORD	E	6/14/2010			999999		35.00
6203	SOUTHWEST PAPER CO INC	E	6/14/2010			999999		355.00
6402	BEAN'S TOWING & AUTO BODY	E	6/14/2010			999999		820.54
6440	KATHLEEN E MARTINEZ	E	6/14/2010			999999		550.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
* * T O T A L S * *								
	REGULAR CHECKS:	0		0.00		0.00		0.00
	HAND CHECKS:	0		0.00		0.00		0.00
	DRAFTS:	0		0.00		0.00		0.00
	EFT:	20		47,821.31		4.63		47,825.94
	NON CHECKS:	0		0.00		0.00		0.00
	VOID CHECKS:	0	VOID DEBITS	0.00				
			VOID CREDITS	0.00		0.00		0.00
TOTAL ERRORS: 0								
VENDOR SET: 99	BANK: EFT	TOTALS:	20	47,821.31		4.63		47,816.68
BANK: EFT	TOTALS:	20		47,821.31		4.63		47,825.94

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0140	A&M RENTALS	E	6/02/2010			999999		1,941.00
0266	JOHN S KUTZ	E	6/02/2010			999999		513.00
0372	CONNER REALTY	E	6/02/2010			999999		1,532.00
0855	CHARLES HOSMAN	E	6/02/2010			999999		522.00
0969	SEK-CAP INC	E	6/02/2010			999999		2,084.34
1008	BENJAMIN M BEASLEY	E	6/02/2010			999999		1,201.00
1231	JOHN LOVELL	E	6/02/2010			999999		647.00
1421	SMITH RENTALS	E	6/02/2010			999999		602.00
1454	BETTY J WILSON	E	6/02/2010			999999		234.00
1542	LARRY SHANKS	E	6/02/2010			999999		989.00
1603	GARY SAKER	E	6/02/2010			999999		420.00
1609	PHILLIP H O'MALLEY	E	6/02/2010			999999		4,434.00
1638	VERNON W PEARSON	E	6/02/2010			999999		1,296.00
1649	HAROLD O'MALLEY	E	6/02/2010			999999		874.00
1688	DORA WARE	E	6/02/2010			999999		1,073.00
1961	DUSTIN D MAJOR	E	6/02/2010			999999		310.00
1982	KENNETH STOTTS	E	6/02/2010			999999		2,919.00
2256	TODD MERANDO	E	6/02/2010			999999		252.00
2304	DENNIS HELMS	E	6/02/2010			999999		724.00
2339	CHRIS WINDSOR	E	6/02/2010			999999		162.00
2348	MARY D VANLEEUEWEN	E	6/02/2010			999999		644.00
2398	WILLIAM E SAMSON	E	6/02/2010			999999		500.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
2542	CHARLES YOST	E	6/02/2010			999999		792.00
2624	JAMES ZIMMERMAN	E	6/02/2010			999999		2,293.00
2718	KENNETH B DUTTON	E	6/02/2010			999999		516.00
2771	MICHELLE PRYOR	E	6/02/2010			999999		86.00
2850	VENITA STOTTS	E	6/02/2010			999999		454.00
2913	KENNETH N STOTTS JR	E	6/02/2010			999999		780.00
3002	BARBARA MINGORI	E	6/02/2010			999999		317.00
3067	STEVE BITNER	E	6/02/2010			999999		3,519.00
3082	JOHN R JONES	E	6/02/2010			999999		845.00
3114	PATRICIA BURLESON	E	6/02/2010			999999		496.00
3142	COMMUNITY MENTAL HEALTH CENTER	E	6/02/2010			999999		1,018.00
3158	BETTY L. FARRIS	E	6/02/2010			999999		389.00
3162	THOMAS A YOAKAM	E	6/02/2010			999999		671.00
3187	DEAN POWELL	E	6/02/2010			999999		324.00
3193	WILLIAM CROZIER	E	6/02/2010			999999		152.00
3215	REA RAE DONNA RHODES	E	6/02/2010			999999		88.00
3218	CHERYL L BROOKS	E	6/02/2010			999999		625.00
3241	CHARLES P SIMPSON	E	6/02/2010			999999		640.00
3252	LINDA S LLOYD	E	6/02/2010			999999		204.00
3272	DUNCAN HOUSING LLC	E	6/02/2010			999999		1,957.00
3273	RICHARD F THENIKL	E	6/02/2010			999999		1,036.00
3317	PHIL MARTIN	E	6/02/2010			999999		371.00

VENDOR SET: 99 City of Pittsburg, KS

BANK: HAP M&amp;I Bank - HAP

DATE RANGE: 6/02/2010 THRU 6/15/2010

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
3520	DON T. BUCHE	E	6/02/2010			999999		322.00
3593	REMINGTON SQUARE	E	6/02/2010			999999		6,581.00
3668	MID AMERICA PROPERTIES OF PITT	E	6/02/2010			999999		3,243.00
3708	GILMORE BROTHERS RENTALS	E	6/02/2010			999999		484.00
3724	YVONNE L. ZORNES	E	6/02/2010			999999		696.00
3746	JAROLD BONBRAKE	E	6/02/2010			999999		608.00
3929	MDI LIMITED PARTNERSHIP #49	E	6/02/2010			999999		6,066.00
3977	EUGENE HUNT	E	6/02/2010			999999		440.00
3978	TBSW HOLDINGS, LLC	E	6/02/2010			999999		198.00
4154	JOSEPH L. BOURNONVILLE	E	6/02/2010			999999		412.00
4218	MEADOWLARK TOWNHOUSES	E	6/02/2010			999999		1,691.00
4308	KENNETH BATEMAN	E	6/02/2010			999999		596.00
4388	RICHARD L PERRY	E	6/02/2010			999999		187.00
4492	PITTSBURG APARTMENTS	E	6/02/2010			999999		4,025.00
4546	C & M PROPERTIES LLC	E	6/02/2010			999999		34.00
4550	JIM RUSSELL	E	6/02/2010			999999		550.00
4752	S & N MANAGEMENT, LLC	E	6/02/2010			999999		590.00
4928	PITTSBURG STATE UNIVERSITY	E	6/02/2010			999999		1,200.00
5000	RAY COSTANTINI	E	6/02/2010			999999		215.00
5035	ZACK QUIER	E	6/02/2010			999999		484.00
5036	TRACY STAHL	E	6/02/2010			999999		525.00
5356	MICHAEL SIMMONS	E	6/02/2010			999999		524.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
5393	CARLOS ANGELES	E	6/02/2010			999999		917.00
5411	HERMAN A KUPLEN	E	6/02/2010			999999		383.00
5549	DELBERT BAIR	E	6/02/2010			999999		290.00
5583	ROBERT L NANKIVELL SR	E	6/02/2010			999999		85.00
5614	JAMES DAVID VAUGHN	E	6/02/2010			999999		550.00
5653	PEGGY HUNT	E	6/02/2010			999999		159.00
5656	EARL HARTMAN	E	6/02/2010			999999		532.00
5660	HERBERT WARING	E	6/02/2010			999999		421.00
5676	BARBARA TODD	E	6/02/2010			999999		245.00
5748	COZY LIVING PROPERTIES INC	E	6/02/2010			999999		181.00
5806	GARY M WILKINSON	E	6/02/2010			999999		231.00
5817	JAMA ENTERPRISES LLP	E	6/02/2010			999999		246.00
5829	LORN BURDICK	E	6/02/2010			999999		491.00
5833	GERRY DENNETT	E	6/02/2010			999999		490.00
5854	ANTHONY A SNYDER	E	6/02/2010			999999		289.00
5870	ANTHONY E SIMONCIC	E	6/02/2010			999999		400.00
5875	BRIAN WARE	E	6/02/2010			999999		323.00
5885	CHARLES T GRAVER	E	6/02/2010			999999		382.00
5896	HORIZON INVESTMENTS GROUP INC	E	6/02/2010			999999		517.00
5897	NIESE WOODY-FAIR	E	6/02/2010			999999		1,990.00
5906	JOHN HINRICHS	E	6/02/2010			999999		197.00
5939	EDNA R TRENT	E	6/02/2010			999999		222.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
5957	PASTEUR PROPERTIES LLC	E	6/02/2010			999999		1,297.00
5961	LARRY VANBECELAERE	E	6/02/2010			999999		160.00
6002	SALLY THRELFALL	E	6/02/2010			999999		252.00
6032	TIM J. RIDGWAY	E	6/02/2010			999999		990.00
6043	BRENDA CAVIN	E	6/02/2010			999999		365.00
6062	MARC D SCHROEDER	E	6/02/2010			999999		354.00
6068	MICHAEL CREEL	E	6/02/2010			999999		242.00
6073	REBECCA FOSTER	E	6/02/2010			999999		700.00
6090	RANDAL BENNEFELD	E	6/02/2010			999999		963.00
6101	KENNETH D GIEFER	E	6/02/2010			999999		255.00
6108	TILDEN BURNS	E	6/02/2010			999999		238.00
6130	T & K RENTALS LLC	E	6/02/2010			999999		351.00
6150	JAMES L COX	E	6/02/2010			999999		391.00
6155	HOUSING AUTHORITY OF DEKALB CO	E	6/02/2010			999999		716.80
6161	SJM INTERESTS INC	E	6/02/2010			999999		423.00
6172	ANDREW A WACHTER	E	6/02/2010			999999		871.00
6186	TROY ROSENSTIEL	E	6/02/2010			999999		342.00
6227	ANGELA BOLLINGER	E	6/02/2010			999999		447.00
6265	THERENCE E STEELE	E	6/02/2010			999999		142.00
6284	FRED TWEET	E	6/02/2010			999999		287.00
6294	RONALD E WUERDEMAN	E	6/02/2010			999999		308.00
6295	DAVID L PETERSON	E	6/02/2010			999999		211.00

VENDOR SET: 99 City of Pittsburg, KS

BANK: HAP M&I Bank - HAP

DATE RANGE: 6/02/2010 THRU 6/15/2010

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6298	KEVAN L SCHUPBACH	E	6/02/2010			999999		3,705.00
6300	MARTY STAHL	E	6/02/2010			999999		223.00
6306	BALKANS DEVELOPMENT LLC	E	6/02/2010			999999		117.00
6314	PARKVIEW HOUSING INC	E	6/02/2010			999999		267.00
6317	RONALD L EMERSON	E	6/02/2010			999999		177.00
6333	JANA DALRYMPLE	E	6/02/2010			999999		425.00
6380	WAYNE E THOMPSON	E	6/02/2010			999999		600.00
6394	KEVIN HALL	E	6/02/2010			999999		430.00
6406	PITTSBURG STATE UNIVERSITY	E	6/02/2010			999999		262.00
6440	KATHLEEN E MARTINEZ	E	6/02/2010			999999		396.00
6441	HEATHER D MASON	E	6/02/2010			999999		275.00
6442	MELISSA BERMAN	E	6/02/2010			999999		440.00
6450	PICKET FENCE PROPERTIES INC	E	6/02/2010			999999		627.00
6464	CASEY-BIRD PROPERTIES LLC	E	6/02/2010			999999		189.00
6499	HUTCHINS RENTAL TRUST	E	6/02/2010			999999		135.00

** T O T A L S **	NO	CHECK AMOUNT	DISCOUNTS	TOTAL APPLIED
REGULAR CHECKS:	0	0.00	0.00	0.00
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
EFT:	125	99,232.14	0.00	99,232.14
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0 VOID DEBITS	0.00		
	VOID CREDITS	0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 99	BANK: HAP	TOTALS:	125	99,232.14	0.00	99,232.14
BANK: HAP	TOTALS:		125	99,232.14	0.00	99,232.14

VENDOR SET: 99 City of Pittsburg, KS

BANK: PY PAYROLL PAYABLES

DATE RANGE: 6/02/2010 THRU 6/15/2010

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0224	KDOR	D	6/04/2010			000000		20.31
0224	KDOR	D	6/11/2010			000000		12,843.18
0321	KP&F	D	6/04/2010			000000		76.43
0321	KP&F	D	6/11/2010			000000		29,055.62
0728	ICMA	D	6/11/2010			000000		5,286.47
1050	KPERS	D	6/11/2010			000000		20,572.01
3147	INTERNAL REVENUE SERVICE	D	6/04/2010			000000		57.06
3147	INTERNAL REVENUE SERVICE	D	6/11/2010			000000		64,591.72
6415	ING FINANCIAL ADVISORS	D	6/11/2010			000000		1,511.00
1503	FAMILY SUPPORT PAYMENT CENTER	R	6/11/2010			162544		347.73
2228	KANSAS PAYMENT CENTER	R	6/11/2010			162545		1,319.19
6135	MCNEARNEY & ASSOCIATES LLC	R	6/11/2010			162546		200.09
6158	TODD A NORRIS	R	6/11/2010			162547		309.34
2577	OK CENTRALIZED SUPPORT RE	R	6/11/2010			162548		130.97
2335	UNITED STATES TREASURY	R	6/11/2010			162549		443.15
0349	UNITED WAY OF CRAWFORD COUNTY	R	6/11/2010			162550		35.00
6136	US DEPARTMENT OF EDUCATION	R	6/11/2010			162551		187.13
6434	WINDHAM PROFESSIONALS INC	R	6/11/2010			162552		58.56
0028	PAYROLL CLEARING	E	6/11/2010			999999		74,879.75

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
* * T O T A L S * *								
		NO		CHECK AMOUNT	DISCOUNTS			TOTAL APPLIED
	REGULAR CHECKS:	9		3,031.16	0.00			3,031.16
	HAND CHECKS:	0		0.00	0.00			0.00
	DRAFTS:	9		134,013.80	0.00			134,013.80
	EFT:	1		74,879.75	0.00			74,879.75
	NON CHECKS:	0		0.00	0.00			0.00
	VOID CHECKS:	0	VOID DEBITS	0.00				
			VOID CREDITS	0.00	0.00			0.00
TOTAL ERRORS: 0								
VENDOR SET: 99	BANK: PY	TOTALS:	19	211,924.71	0.00			211,924.71
BANK: PY	TOTALS:		19	211,924.71	0.00			211,924.71
REPORT TOTALS:			354	850,396.96	35.27			850,361.69

Passed and approved this 22<sup>nd</sup> day of June, 2010.

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Patrick J. O'Bryan, Mayor

ATTEST:

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Joye VanGorden, Deputy City Clerk

**RESOLUTION NO. 1104**

**A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE OF TEMPORARY NOTES, SERIES 2010A OF THE CITY OF PITTSBURG, KANSAS, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$1,020,000 FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COSTS OF CERTAIN IMPROVEMENT PROJECTS IN THE CITY.**

**WHEREAS**, the **City of Pittsburg, Crawford County, Kansas**, (the "City") has in accordance with the requirements of law, heretofore authorized pursuant to Resolutions Nos. 1099, 1100, and 1101 the construction of certain main trafficway improvements, together with all things necessary and incidental thereto, in the City (the "Improvements") under the statutory authority of K.S.A. 12-685 et seq., as amended; and

**WHEREAS**, the cost of the Improvements is payable either in whole or in part with the proceeds of general obligation bonds of the City (the "Bonds") or other legally available funds of the City; and

**WHEREAS**, the City has no funds to finance the costs incurred by the City in providing the Improvements until Bonds are issued by the City for such purposes; and

**WHEREAS**, under the statutory authority of K.S.A. 10-123 proper and full authority is conferred upon the City to issue its temporary notes for the purpose of financing on an interim basis the costs of constructing the Improvements until bonds of the City to permanently finance the cost of the Improvements can be issued.

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF PITTSBURG, KANSAS**, that for the purpose of providing funds to finance on an interim basis the costs of constructing the Improvements, as previously described, the governing body of the City be, and it is hereby, authorized to issue its Temporary Notes, Series 2010A in the aggregate principal amount of One Million Twenty Thousand Dollars (\$1,020,000) (the

“Notes”). The Notes will consist of fully registered notes in the denomination of \$5,000 or any integral multiple thereof. The Notes shall initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, (along with its successors and assigns, the "Securities Depository") to which payments of principal on the Notes will be made by the Treasurer of the State of Kansas, Topeka, Kansas, (the “Note Registrar” and “Paying Agent”) in lawful money of the United States of America upon presentation of the Notes for payment and cancellation. Individual purchases of Notes will be made in book-entry form only. Purchasers will not receive certificates representing their interest in Notes purchased. It is anticipated that during the term of the Notes, the Securities Depository will make book-entry transfers among those financial institutions (the "Participants") for whom it effects book entry transfers and pledges of securities deposited with it from time to time and receive and transmit payment of principal of and interest on the Notes to the Participants until and unless the Note Registrar (hereinafter designated) authenticates and delivers Replacement Notes to the beneficial owners as described in subsection (b). The Notes shall be dated July 15, 2010, bearing interest at the rate of \_\_\_\_ and \_\_\_\_\_ hundredths percent (\_\_\_\_%) per annum and maturing on or before July 15, 2011, being redeemable and cancelable at the time Bonds are issued in lieu thereof. Interest on the Notes shall be payable at the maturity of the Notes on July 15, 2011, or on the Redemption Date if the Notes are called for redemption prior to maturity, (the “Interest Payment Date”) to the Registered Owner thereof appearing on the books of the Note Registrar as of the 1st day of the month next preceding the applicable interest payment date (the “Record Date”).

(b) (1) If the City determines (A) that the Securities Depository is unable to properly discharge its responsibilities, or (B) that the Securities Depository is no longer qualified to act as a securities depository and registered clearing agency under the Securities and Exchange Act of 1934, as amended, or (C) that the continuation of a book-entry system to the exclusion of any Notes being issued to any registered owner of any of the Notes ("Registered Owner") other than Cede & Co. is no longer in the best interests of the beneficial owners of the Notes, or (2) if the

Note Registrar receives written notice from Participants having interests in not less than 50% of the Notes as are outstanding and unpaid, as shown on the records of the Securities Depository (and certified to such effect by the Securities Depository), that the continuation of a book-entry system to the exclusion of any Notes being issued to any Registered Owner other than Cede & Co. is no longer in the best interests of the beneficial owners of the Notes, then the Note Registrar shall notify the Registered Owners of such determination or such notice and of the availability of certificates to beneficial owners requesting the same, and the Note Registrar shall register in the name of and authenticate and deliver replacement Notes to the beneficial owners or their nominees in principal amounts representing the interest of each, making such adjustment as it may find necessary or appropriate as to accrued interest; provided, that in the case of a determination under (1)(A) or (1)(B) of this subsection (b), the City may after consultation with the Note Registrar select a successor securities depository in accordance with subsection (c) hereof to effect book-entry transfers. In such event, all references to the Securities Depository herein shall relate to the period of time when the Securities Depository has possession of at least one Note. Upon the issuance of any replacement Notes ("Replacement Notes"), all references herein to obligations imposed upon or to be performed by the Securities Depository shall be deemed to be imposed upon and performed by the Note Registrar, to the extent applicable with respect to such Replacement Notes. If the Securities Depository resigns and the City is unable to locate a qualified successor of the Securities Depository in accordance with subsection (c) hereof, then the Note Registrar shall authenticate and cause delivery of Replacement Notes to the beneficial owners thereof, as provided herein. The Note Registrar may rely on information from the Securities Depository and its Participants as to the names of the beneficial owners of the Notes. The cost of printing, registration, authentication and delivery of Replacement Notes shall be paid for by the City.

(c) In the event the Securities Depository resigns, is unable to properly discharge its responsibilities, or is no longer qualified to act as a securities depository and registered clearing agency under the Securities and Exchange Act of 1934, as amended, the City may appoint a

successor Securities Depository provided the Note Registrar receives written evidence satisfactory to it with respect to the ability of the successor Securities Depository to discharge its responsibilities. Any such successor Securities Depository shall be a securities depository which is a registered clearing agency under the Securities and Exchange Act of 1934, as amended, or other applicable statute or regulation that operates a securities depository upon reasonable and customary terms. The Note Registrar upon its receipt of any of the Notes for cancellation shall cause the delivery of such Notes to the successor Securities Depository in appropriate denominations and form as provided herein.

(d) The execution and delivery of the Blanket Issuer Letter of Representation to Depository Trust Company, New York, New York, by the Mayor in the form attached hereto as Exhibit A (the “Representation Letter”) with such changes, omissions, insertions and revisions as the Mayor shall deem advisable, is hereby authorized, and execution of the Representation Letter by the Mayor shall be conclusive evidence of such approval. The Representation Letter shall set forth certain matters with respect to, among other things, notices, consents and approvals by the owners (both the Registered Owner and beneficial owners) of the Notes and payments of the principal of and interest on the Notes. The principal amount of the Notes shall not exceed the lesser of the amount of Bonds to be issued to permanently finance the costs of making the Improvements or the estimate of the cost of making the Improvements as prepared by the project engineer and approved by the governing body of the City.

**BE IT FURTHER RESOLVED** that the City may call the Notes for redemption and payment prior to maturity on or after January 15, 2011, in whole or in part, (selection of the Notes to be redeemed to be determined by the City), at the redemption price (the “Redemption Price”) of 100% (expressed as a percentage of the principal amount), plus accrued interest thereon to the date of such redemption (the “Redemption Date”).

Notes shall be redeemed only in the principal amount of \$5,000 or any integral multiple thereof. When less than all of the Notes are to be redeemed and paid prior to their stated maturity, such Notes shall be redeemed in such manner as the City shall determine. Notes of less than a full stated maturity shall be selected by the Note Registrar in \$5,000 units of principal amount in such equitable manner as the Note Registrar may determine. In the case of a partial redemption of Notes by lot when Notes of denominations greater than \$5,000 are then outstanding, then for all purposes in connection with such redemption each \$5,000 of face value shall be treated as though it were a separate Note of the denomination of \$5,000. If it is determined that one or more, but not all, of the \$5,000 units of face value represented by any Note is selected for redemption, then upon notice of intention to redeem such \$5,000 unit or units, the Registered Owner or the Registered Owner's duly authorized agent shall forthwith present and surrender such Note to the Note Registrar: (1) for payment of the Redemption Price and interest to the Redemption Date of such \$5,000 unit or units of face value called for redemption, and (2) for exchange without charge to the Registered Owner thereof, for a new Note or Notes of the aggregate principal amount of the unredeemed portion of the principal amount of such Note. If the Registered Owner of any such Note fails to present such Note to the Paying Agent for payment and exchange as aforesaid, such Note shall, nevertheless, become due and payable on the redemption date to the extent of the \$5,000 unit or units of face value called for redemption (and to that extent only).

Unless waived by any Registered Owner of Notes to be redeemed, if the City shall call any Notes for redemption and payment prior to the stated maturity thereof, the City shall give written notice of its intention to call and pay said Notes to the Note Registrar, and the Underwriter. In addition, the City shall in accordance with the requirements of K.S.A. 10-129,

as amended, cause the Note Registrar to give written notice of redemption to the Registered Owners of said Notes. Each of said written notices shall be deposited in the United States first class mail not less than 30 days prior to the Redemption Date.

All official notices of redemption shall be dated and shall contain the following information: (a) the Redemption Date; (b) the Redemption Price; (c) if less than all outstanding Notes are to be redeemed, the identification (and, in the case of partial redemption of any Notes, the respective principal amounts) of the Notes to be redeemed; (d) a statement that on the Redemption Date the Redemption Price will become due and payable upon each such Note or portion thereof called for redemption and that interest thereon shall cease to accrue from and after the Redemption Date; and (e) the place where such Notes are to be surrendered for payment of the Redemption Price, which shall be the principal office of the Paying Agent. The failure of any Registered Owner to receive notice given as heretofore provided or an immaterial defect therein shall not invalidate any redemption.

Prior to any Redemption Date, the City shall deposit with the Paying Agent an amount of money sufficient to pay the Redemption Price of all the Notes or portions of Notes that are to be redeemed on such Redemption Date. Official notice of redemption having been given as aforesaid, the Notes or portions of Notes to be redeemed shall become due and payable on the Redemption Date, at the Redemption Price therein specified, and from and after the Redemption Date (unless the Issuer defaults in the payment of the Redemption Price) such Notes or portion of Notes shall cease to bear interest.

In addition to the foregoing notice, the Paying Agent is also directed to comply with any mandatory or voluntary standards then in effect for processing redemptions of municipal

securities established by the State or the Securities and Exchange Commission. Failure to comply with such standards shall not affect or invalidate the redemption of any Note.

**BE IT FURTHER RESOLVED** that the Notes shall contain recitals and be in the form as prescribed by law. The Notes shall in addition to all other requirements be subject to the terms and conditions of the agreement entitled “Agreement Between Issuer and Agent” by and between the City and the Treasurer of the State of Kansas.

**BE IT FURTHER RESOLVED** that the Notes shall be executed by the facsimile or manual signature of the Mayor and City Clerk or Deputy City Clerk and the seal of the City shall be printed or affixed thereon and, after such execution and the registration of the Notes by the City Clerk and the State Treasurer, Topeka, Kansas, hereby designated as both the City’s Note Registrar and Paying Agent in connection with the Notes, they shall be countersigned by the City Clerk or Deputy City Clerk and delivered to the purchaser thereof upon receipt of the purchase price thereof, said purchase price to be not less than the principal amount thereof plus accrued interest. The proceeds of the Notes shall be placed in the City Treasury and applied solely to pay on an interim basis the costs of the Internal Improvements and to pay the costs of issuing the Notes.

**BE IT FURTHER RESOLVED** that the Notes shall be issued and sold to \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, in accordance with both the Note Bid Form (the “Note Bid Form”) between such purchasers and the City, the execution of which Note Bid Form is hereby authorized, and the terms and conditions of this Resolution.

**BE IT FURTHER RESOLVED** that the City covenants and agrees that no part of the proceeds of the Notes or other proceeds shall be used, at any time, directly or indirectly in a manner which if such use had been reasonably anticipated on the date of the issuance of the Notes would have caused the Notes to be or become "Arbitrage Bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, and the Regulations of the

Treasury Department thereunder proposed or in effect at the time of such use applicable to obligations issued on the date of issuance of the Notes.

**BE IT FURTHER RESOLVED** that the forms of preliminary Official Statement and the final Official Statement, both of which will be dated as of the date set forth thereon, all in the form presented at the meeting at which this Resolution is adopted, are hereby approved, ratified and confirmed, and the execution, circulation and distribution thereof are hereby approved, ratified and confirmed for and on behalf of the City, in substantially the form presented at this meeting.

**BE IT FURTHER RESOLVED** that the Notes are designated as "qualified tax-exempt obligations" for the purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code").

**BE IT FURTHER RESOLVED** that the City hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate attached to the Final Certificate of the City included in the transcript of proceedings regarding the Notes. Notwithstanding any other provision of this Resolution, failure of the City to comply with the Continuing Disclosure Certificate shall not be considered an event of default of the City's obligations either under this Resolution or in connection with the Notes; provided, however, any owner of the Notes may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the City to comply with its obligations under this Resolution.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect and be in force from and after its passage and approval.

**IT IS SO RESOLVED.**

**PASSED** and approved this 22nd day of June, 2010.

CITY OF PITTSBURG, KANSAS

\_\_\_\_\_  
Patrick J. O'Bryan, Mayor

ATTEST:

\_\_\_\_\_  
Joye VanGorden, Deputy City Clerk

(SEAL)

EXHIBIT A

(LETTER OF REPRESENTATION)

ATTACHED



DEPARTMENT OF PUBLIC WORKS

201 West 4<sup>th</sup> Street · Pittsburg KS 66762

(620) 231-4170

www.pittks.org

## Interoffice Memorandum

TO: JOHN D. VANGORDEN  
Interim City Manager

FROM: WILLIAM A. BEASLEY  
Director of Public Works

DATE: June 16, 2010

SUBJECT: Agenda Item – June 22, 2010  
Authorization to Enter Into Airport Hangar Lease

---

Mike Gall dba Mike's Aircraft Repair has moved into the hangar that was formerly occupied by Miller's, Inc. This left Hangar Space C of the quad hangar available for lease (see attached floor plan and site plan). Terry Calloway dba Data Technique currently leases Hangar Space D and has requested to lease Hangar Space C. This would provide more space for Mr. Calloway and his aircraft.

During the Airport Advisory Committee meeting of June 15<sup>th</sup>, the committee recommended that a hangar lease of \$475 per month be established for this space. This amount is slightly more than the \$456 per month currently paid by the occupant of Hangar Space A, but Hangar Space A has less square footage. The staff has informed Mr. Calloway the lease could be \$475 per month and he was fine with that amount.

Mr. Calloway would like to make improvements to Hangar Space C which would improve the marketability and usability of this space. He is currently gathering price quotes for these improvements to submit them for review by the City. He would like to possibly offset the cost of this hangar for a short period of time until the cost of improvements is paid. This is similar to what the City negotiated with other hangar occupants. The staff will provide a future lease to the City Commission with the list of improvements and a negotiated lease based on the improvements and a monthly lease of \$475 if approved.

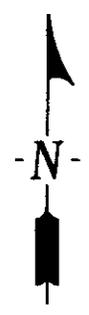
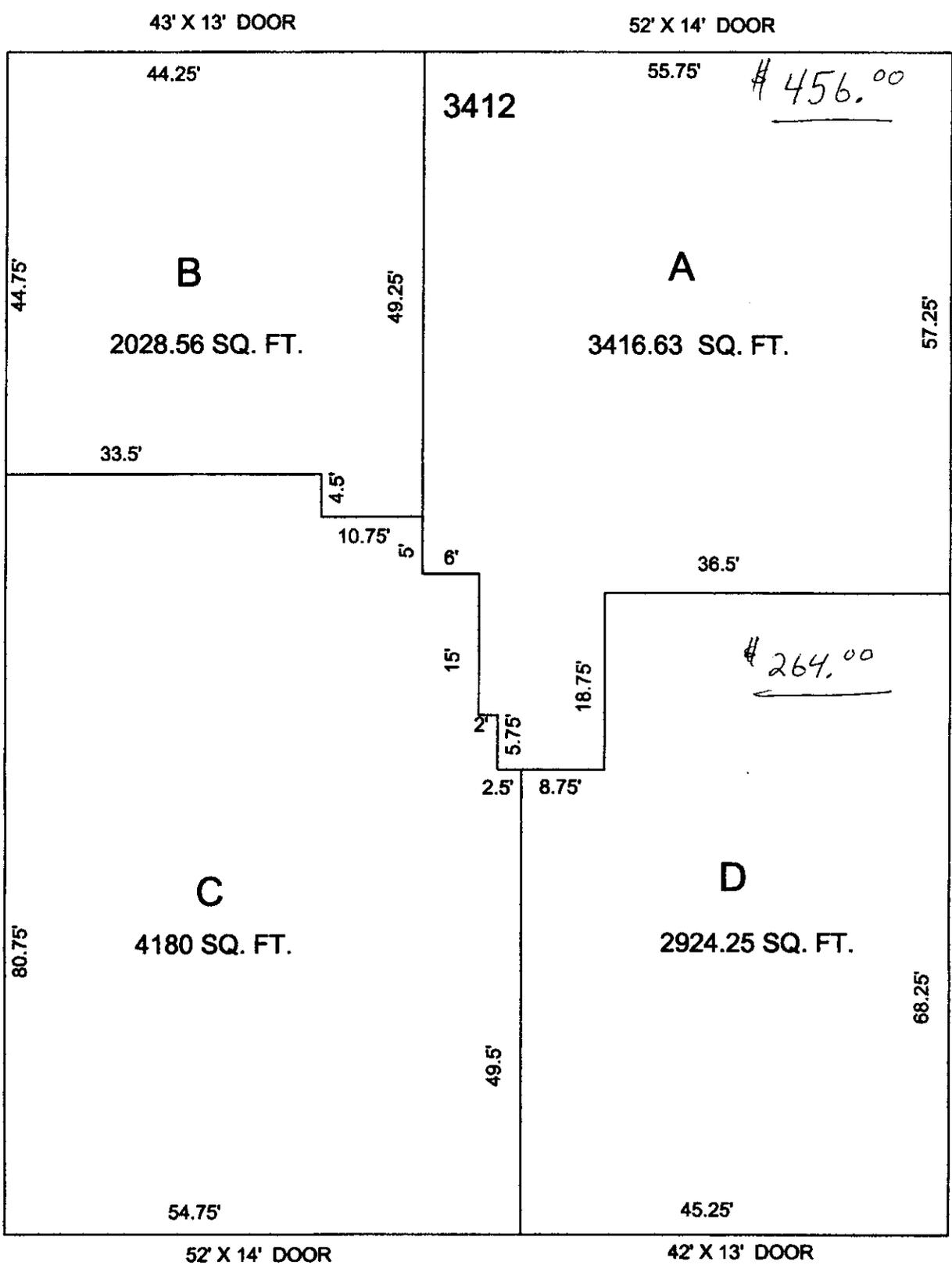
**MEMO TO: JOHN D. VANGORDEN**  
**JUNE 16, 2010**  
**PAGE TWO**

Would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, June 22, 2010. Action being requested is to approve the lease amount of \$475 per month for Hangar Space C and authorize the staff to negotiate a lease agreement with Data Technique.

If you have any questions concerning this matter, please do not hesitate to contact me.

Attachment: Maps

cc: Tammy Nagel, City Clerk  
Bill Pyle, Airport Manager  
Project File  
Memo File







DEPARTMENT OF PUBLIC WORKS

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## Interoffice Memorandum

TO: JOHN D. VANGORDEN  
Interim City Manager

FROM: WILLIAM A. BEASLEY  
Director of Public Works

DATE: June 16, 2010

SUBJECT: Agenda Item – June 22, 2010  
Request to Submit Application to KDOT Aviation Division  
Ground Communications Outlet Equipment

---

During the review of the airport operations as part of the Master Plan, the committee discussed the current ground communications and expressed a desire for improvement. Currently, aircraft leaving the airport radio a remote location in Ft. Worth, Texas who then communicates with the air traffic control (ATC) center for this area out of Kansas City. Because of this remote communication, there are times that 15-30 minute delays in the airplanes being able to take off awaiting response back from the ATC.

A lot of airports have a direct communication with the ATC and are able to get immediate response. City staff has investigated this issue with the FAA. The City can provide a direct communication to the ATC through an independent company that would provide a ground communications outlet. The staff visited with two of these companies that provide the equipment for the services. The price for this equipment ranges from \$10,000-\$12,000 to provide a radio, antenna and communicating telephone line.

The staff has also been in communication with the KDOT Aviation Division about a possible grant to purchase and install this equipment. They have indicated this would be a fundable project but their maximum funding source for an airport the size of Atkinson Municipal Airport is 50% of the cost. The staff had considered the additional cost of approximately \$6,000 coming from RLF funds since this operation will directly improve the communication abilities of the industrial users of the airport.

**MEMO TO: JOHN D. VANGORDEN**  
**JUNE 16, 2010**  
**PAGE TWO**

City staff is asking permission to submit the application to the KDOT Aviation Division for this project at a cost of approximately \$12,000. If awarded, the staff would then request City Commission approval for the matching funds.

Would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, June 22, 2010. Action being requested is to authorize City staff to submit an application to the KDOT Aviation Division for the equipment and installation of a ground communications outlet.

If you have any questions concerning this matter, please do not hesitate to contact me.

cc: Tammy Nagel, City Clerk  
Bill Pyle, Airport Manager  
Project File  
Memo File