

OFFICIAL MINUTES
OF THE
GOVERNING BODY
OF THE
CITY OF PITTSBURG, KANSAS
June 14th, 2011

A Regular Session of the Board of Commissioners was held at 5:30 p.m., Tuesday, June 14th, 2011, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor Marty Beezley presiding and the following members present: Rudy Draper, Michael Gray, John Ketterman, and Patrick O'Bryan.

Larry DeOrnellis of the Church of God Holiness provided the invocation.

Mayor Beezley led the flag salute.

PUBLIC INPUT –

Ralph McGeorge, 2301 North Rouse, thanked City employees for the hard work they are doing while short staffed. He further thanked Interim City Manager John VanGorden for his dedication to the City during the hard economic times.

APPROVAL OF MINUTES – MAY 24th, 2011 - On motion of Draper, seconded by Gray, the Governing Body approved the minutes of the May 24th, 2011, City Commission Meeting as submitted. Motion carried.

ORDINANCE NO. G-1144 – On motion of Draper, seconded by Gray, the Governing Body approved Ordinance No. G-1144 amending Section 78-116 of the Pittsburg City Code to prohibit parking on both sides of East 23rd Street from Broadway Street to Michigan Street and on the east side of Elm Street from Ford Avenue to Hudson Street, on second reading with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman, and O'Bryan. Motion carried.

ORDINANCE NO. G-1145 – On motion of Draper, seconded by Gray, the Governing Body approved Ordinance No. G-1145, amending Section 82-111 of the Pittsburg City Code fixing rates and minimum charges for water service, on first reading. Motion carried.

ORDINANCE NO. G-1146 – On motion of Draper, seconded by Gray, the Governing Body approved Ordinance No. G-1146, amending Section 82-141 of the Pittsburg City Code fixing rates and minimum charges for sewer service, on first reading. Motion carried.

GLENN MILLER ORCHESTRA CONTRACT – On motion of Draper, seconded by Gray, the Governing Body approved staff recommendation to enter into a contract with The Glenn Miller Orchestra for a performance on Sunday, February 12th, 2012, at Memorial Auditorium. Motion carried.

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DISPOSITION OF BIDS – GENERATOR MAINTENANCE – On motion of Draper, seconded by Gray, the Governing Body approved the low bid submitted by CDL Electric, of Pittsburg, Kansas, to provide the annual maintenance for a 3-year period of eleven (11) generators located at City facilities on the basis of their low bid of \$3,584.00 per year, and authorized the Mayor to sign the contract on behalf of the City once prepared. Motion carried.

DISPOSITION OF BIDS – POLYMER – On motion of Draper, seconded by Gray, the Governing Body approved the annual purchase of Polymer for use at the Wastewater Treatment Plant to Polydyne, Inc., of Riceboro, Georgia, on the basis of their low bid meeting specifications of \$1.24 per pound, and authorized the issuance of the necessary purchase order. Motion carried.

DISPOSITION OF BIDS – HYDRATED LIME – On motion of Draper, seconded by Gray, the Governing Body approved the annual purchase of Hydrated Lime for use at the Wastewater Treatment Plant to U.S. Lime Company-St. Clair, of Dallas, Texas, on the basis of their low bid meeting specifications of \$158.00 per ton, and authorized the issuance of the necessary purchase order. Motion carried.

DISPOSITION OF BIDS – BIOLOGICAL TREATMENT – On motion of Draper, seconded by Gray, the Governing body approved the annual purchase of Biological Treatment for use at the Wastewater Treatment Plant to BioLogix Products Group, Inc., of St. Louis, Missouri, on the basis of their low bid meeting specifications of \$3.00 per pound, and authorized the issuance of the necessary purchase order. Motion carried.

USE OF LIBRARY CAPITAL FUND – On motion of Draper, seconded by Gray, the Governing Body approved the request submitted by the Library Board of Trustees to use up to \$10,000 from the Library's Capital Fund to replace the carpet in the computer areas of the library. Motion carried.

SILVER DOLLAR CITY DISCOUNT TICKET PROGRAM – On motion of Draper, seconded by Gray, the Governing Body approved staff recommendation to enter into an online corporate discount ticket program contract with Silver Dollar City Attractions at no cost to the City and authorized the Director of Human Resources to sign the contract on behalf of the City. Motion carried.

APPROPRIATION ORDINANCE – On motion of Draper, seconded by Gray, the Governing Body approved the Appropriation Ordinance for the period ending June 14th, 2011, subject to the release of HUD expenditures when funds are received, with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman, and O'Bryan. Motion carried.

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ORDINANCE NO. S-990 – On motion of Ketterman, seconded by O'Bryan, the Governing Body approved Ordinance No. S-990, amending Ordinance No. S-989, fixing the salary and compensation of the officers and employees of the City of Pittsburg, Kansas, on second reading with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman, and O'Bryan. Motion carried.

Commissioner Ketterman stated that he is not opposed to the salary ordinance; however he does not agree with the creation of the Public Relations position at this time, as funding is not available. Director of Human Resources Megan Fry assured the Commissioners that the Public Relations position was inserted into the salary ordinance for planning purposes only and will only be filled when funding is available.

PUBLIC HEARING - REQUEST TO VACATE – Following Public Hearing, on motion of Ketterman, seconded by O'Bryan, the Governing Body granted the request submitted by the Crawford County Health Department to vacate the northern 170 feet of the utility easement lying on Lots 3 and 4, Saia's Mt. Carmel First Addition to the City of Pittsburg, Crawford County, Kansas, and directed the preparation of the necessary Order. Motion carried.

SPECIAL PRESENTATION - COMMUNITY SAFE ROOM FUNDING APPLICATION – Following a presentation by Director of Public Utilities John Bailey and Fire Chief Scott Crain, on motion of Ketterman, seconded by Gray, the Governing Body directed staff to pursue a grant through the Kansas Division of Emergency Management Hazard Mitigation Grant Program for possible funding of a community safe room. Motion carried.

REVIEW OF BIDS/AWARD OF SALE - TEMPORARY NOTES, SERIES 2011A - Following a presentation by Assistant Director of Finance Jamie Clarkson and the City's Financial Advisor Tom Kaleko, on motion of O'Bryan, seconded by Draper, the Governing Body approved the purchase of \$1,230,000 aggregate principal Temporary Notes, Series 2011A, by Country Club Bank at a percentage rate of .67%, and authorized the Mayor to sign the appropriate documents. Motion carried.

RESOLUTION NO. 1113 – On motion of Draper, seconded by Ketterman, the Governing Body approved Resolution No. 1113, authorizing and directing the issuance of Temporary Notes, Series 2011A of The City of Pittsburg, Kansas, in the aggregate principal amount of \$1,230,000 for the purpose of providing funds to (i) pay the cost of renewing the City's Series 2010A Temporary Notes dated July 15, 2010 and (ii) pay additional costs of the improvement projects in the City, and authorized the Mayor to sign the appropriate documents. Motion carried.

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KLINK RESURFACING PROJECTS – Following a presentation by Director of Public Works William A. Beasley, it was the consensus of the Governing Body to postpone consideration of the request to split the FY2012 KLINK Resurfacing Project and to submit a new application to KDOT for the second half of this project for KLINK Resurfacing funding, until information regarding the proposed Quincy Street Project can be received and analyzed by Commissioners.

Commissioner Gray requested a detailed presentation on the Quincy Street Project detailing options on how the project could be scaled back. Commissioner Gray would like to see the price of each option listed, along with the funding sources available for the project.

APPLICATION FOR GEOMETRIC IMPROVEMENTS – Following a presentation by Director of Public Works William A. Beasley, it was the consensus of the Governing Body to postpone consideration of the request to submit an application to KDOT for improvements to the intersection of Broadway and Centennial as a Geometric Improvements of City Connecting Links Project, until information regarding the proposed Quincy Street Project can be received and analyzed by Commissioners.

CONSTRUCTION ENGINEERING (INSPECTION) SERVICES - ATKINSON ROAD BRIDGE REPLACEMENT PROJECT – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the estimated fees provided by Professional Engineering Consultants, P.A. (PEC) for Construction Engineering (Inspection) Services for the Atkinson Road Bridge Replacement Project, and authorized the Mayor to sign the three party agreement between the City of Pittsburg, PEC and the Kansas State Secretary of Transportation on behalf of the City. Motion carried.

AUTHORITY TO AWARD CONTRACT AND COMMITMENT OF FUNDS - ATKINSON ROAD BRIDGE REPLACEMENT PROJECT – On motion of Draper, seconded by Gray, the Governing Body concurred with the recommendation of the Kansas Department of Transportation to award the contract for the Atkinson Road Bridge Replacement Project (KDOT Project No. 19 U-2000-01) to B & B Bridge Company, LLC, of St. Paul, Kansas, for their low bid of \$1,494,926.25, and authorized the Mayor to execute the appropriate documents including an "Authority to Award Contract and Commitment of City Funds" form for this project pledging the City's share of \$381,000 and any other appropriate documents on behalf of the City. Motion carried.

EXECUTIVE SESSION - On motion of Draper, seconded by Ketterman, the Governing Body recessed into Executive Session not to exceed 30 minutes for discussion regarding personnel matters of nonelected personnel. Motion carried.

The Governing Body recessed into Executive Session at 6:37 p.m.

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The Governing Body reconvened into Special Session at 7:05 p.m.

Mayor Beezley announced that no decisions were made and no votes were taken during the Executive Session.

EXECUTIVE SESSION - On motion of Draper, seconded by Ketterman, the Governing Body recessed into Executive Session not to exceed 45 minutes for discussion regarding personnel matters of nonelected personnel. Motion carried.

The Governing Body recessed into Executive Session at 7:05 p.m.

The Governing Body reconvened into Special Session at 7:48 p.m.

Mayor Beezley announced that no decisions were made and no votes were taken during the Executive Session.

EXECUTIVE SESSION - On motion of Draper, seconded by Ketterman, the Governing Body recessed into Executive Session not to exceed 15 minutes for discussion regarding items deemed confidential in the attorney client relationship. Motion carried.

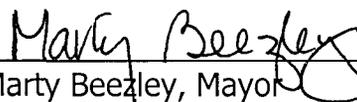
The Governing Body recessed into Executive Session at 7:48 p.m.

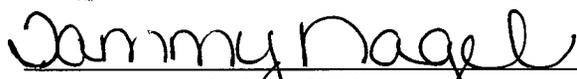
The Governing Body reconvened into Special Session at 8:01 p.m.

Mayor Beezley announced that no decisions were made and no votes were taken during the Executive Session.

ADJOURNMENT: On motion of O'Bryan, seconded by Draper, the Governing Body adjourned the meeting at 8:02 p.m. Motion carried.




Marty Beezley, Mayor


Tammy Nagel, City Clerk