

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
March 13th, 2012

A Regular Session of the Board of Commissioners was held at 5:30 p.m., Tuesday, March 13th, 2012, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor Marty Beezley presiding and the following members present: Michael Gray, John Ketterman and Patrick O'Bryan. Commissioner Rudy Draper was absent.

Jim Sukraw of the First Church of the Nazarene provided the invocation.

Mayor Beezley led the flag salute.

PUBLIC INPUT -

Gary Wilson, 7274 Northeast Weir Road, urged the City Commission to not consider any request for transgender restrooms in the city should it be brought to them.

Michael Wheeler originally of Kansas City, Missouri, spoke in opposition to any ordinance to be considered in the future to allow transgender restrooms in the City.

APPROVAL OF MINUTES – FEBRUARY 28th, 2012 – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the minutes of the February 28th, 2012, Special City Commission Meeting as submitted. Motion carried. Absent: Draper.

APPROVAL OF MINUTES – FEBRUARY 28th, 2012 – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the minutes of the February 28th, 2012, City Commission Meeting as submitted. Motion carried. Absent: Draper.

PURCHASE OF REPLACEMENT POLICE VEHICLE – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved staff request to utilize \$13,432.85 from the Sales Tax Capital Outlay fund to combine with insurance proceeds to replace a Police Department vehicle that was recently declared a total loss due to damage the vehicle received during a wind storm. Motion carried. Absent: Draper.

ROY ROGERS JR CHRISTMAS SHOW AGREEMENT – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved staff request to enter into an agreement with Roy Rogers Jr. for a Christmas Show to be presented at Memorial Auditorium on Sunday, December 16th, 2012. Motion carried. Absent: Draper.

AVIMET DATA LINK AGREEMENT – VAISALA, INC. – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved an agreement with Vaisala, Inc., of Louisville, Colorado, to provide AviMet Data Link services to the Atkinson Municipal Airport, and authorized the Mayor to sign the agreement on behalf of the City. Motion carried. Absent: Draper.

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APPROPRIATION ORDINANCE – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the Appropriation Ordinance for the period ending March 13th, 2012, subject to the release of HUD expenditures when funds are received, with the following roll call vote: Yea: Beezley, Gray, Ketterman and O'Bryan. Motion carried. Absent: Draper.

CITIZENS ADVISORY BOARD – GRANT AWARDS – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the recommendation of the Citizens Advisory Board for grant awards to Habitat for Humanity in the amount of \$3,200, Hearts & Hammers in the amount of \$6,000, and Broadway Tower Corp. in the amount of \$1,800. Motion carried with Gray abstaining. Absent: Draper.

CONDITIONAL USE REQUEST - Commissioner Ketterman moved to table consideration of the recommendation of the Planning and Zoning Commission to grant the request submitted by MW Towers LLC (for AT&T) for a Conditional Use under the provisions of Article 30 of the Pittsburg Zoning Ordinance to allow a 120 foot communications tower to locate behind the American Legion at 2815 North Joplin, to allow staff time to gather additional information and devise a plan for future construction of communication towers. Motion died for lack of a second. Absent: Draper.

Commissioner Gray suggested a plan be devised to determine how communication tower requests will be handled by City staff in the future.

Commissioner O'Bryan requested staff visit with other communities to see how they handle requests to construct communication towers.

David Lowe, owner of property adjacent to the proposed communication tower location, spoke in opposition to the proposed tower request.

Scott Gobl, on behalf of M.W. Towers, LLC, spoke in favor to the proposed tower request. Mr. Gobl indicated that the request is for a tower 150 foot in height, not 120 as provided in the City Commission reading information and agenda packet.

Michael Creel, 1803 North Home Street, spoke in opposition to the proposed tower request.

Robert Munsen, 215 West 18th Street and Legion Commander, spoke in favor of the proposed tower request.

Patty McCullough inquired if there are any health concerns for citizens and residents around the proposed tower site.

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CONDITIONAL USE REQUEST - On motion of O'Bryan, seconded by Gray, the Governing Body approved the recommendation of the Planning and Zoning Commission to grant the request submitted by MW Towers LLC (for AT&T) for a Conditional Use under the provisions of Article 30 of the Pittsburg Zoning Ordinance to allow a 150 foot communications tower to locate behind the American Legion at 2815 North Joplin. Motion carried with Ketterman voting in opposition. Absent: Draper.

LIBRARY UPDATE - Pittsburg Public Library Director Pat Clement provided an update on recent events at the library. Absent: Draper.

LIVE WELL CRAWFORD COUNTY - Parks and Recreation staff provided a presentation on the Live Well Crawford County grants that have been awarded to the City. Absent: Draper.

Parks and Recreation Director Kim Vogel indicated that grants have been received as follows:

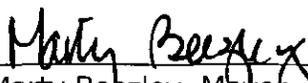
- * \$500 to be used as startup money to replace unhealthy snacks with healthy options at the Aquatic Center.
- * \$1,000 to be used as startup money for the Schlanger Park disc golf course.
- * \$1,000 to be used for Phase Two of the 23rd Street Bike Park.
- * \$1,500 to be used to produce a bicycle safety guide and a "Ride Guide" for citizens to utilize to determine bicycle routes in town.

FARMER'S MARKET REQUEST - Ed Cook, on behalf of the Farmer's Market, withdrew his request for the Commission to consider granting the Farmers Market permission to use a portion of 2nd Street in the future. Absent: Draper.

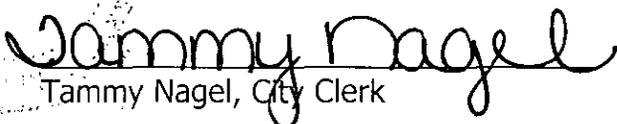
NON-AGENDA REPORTS AND REQUESTS - Director of Memorial Auditorium Jeff Wilbert announced that the Roy Rogers Jr. Christmas Show would be provided to citizens free of charge on December 16th, 2012, due to donations provided by Millers (Mpix), Watco, Pitsco, Names and Numbers and Pitt Plastics. Absent: Draper.

OPERATION CLEAN SWEEP - Mayor Beezley reminded citizens to clean up their neighborhoods in conjunction with Operation Clean Sweep.

ADJOURNMENT: On motion of Gray, seconded by O'Bryan, the Governing Body adjourned the meeting at 6:43 p.m. Motion carried. Absent: Draper.


Marty Beezley, Mayor

CITY CLERK ATTEST:


Tammy Nagel, City Clerk