

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
June 12th, 2012

A Regular Session of the Board of Commissioners was held at 5:30 p.m., Tuesday, June 12th, 2012, in Lincoln Park at Shelter House #3, with Mayor John Ketterman presiding and the following members present: Marty Beezley, Rudy Draper, Michael Gray and Patrick O'Bryan.

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

Mayor Ketterman led the flag salute.

APPROVAL OF MINUTES – MAY 22nd, 2012 – On motion of O'Bryan, seconded by Gray, the Governing Body approved the minutes of the May 22nd, 2012, City Commission Meeting as submitted. Motion carried.

ORDINANCE NO. G-1163 – On motion of O'Bryan, seconded by Gray, the Governing Body approved Ordinance No. G-1163 amending Section 78-76 of the Pittsburg City Code to prohibit the operation of trucks or commercial vehicles on Tucker Street from 21st Street to a point 180 feet north of its centerline of the intersection with 23rd Street on first reading. Motion carried.

ORDINANCE NO. G-1164 – On motion of O'Bryan, seconded by Gray, the Governing Body approved Ordinance No. G-1164 creating Section 2-3 of the Pittsburg City Code for the purpose of creating a voluntary electronic mail service and notification system on second reading with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman and O'Bryan. Motion carried.

RESOLUTION NO. 1124 – On motion of O'Bryan, seconded by Gray, the Governing Body approved Resolution No. 1124, a Resolution authorizing filing of an application with the Kansas Department of Health and Environment for a loan under the Kansas Water Pollution Control Revolving Fund Act (K.S.A. 1988 SUPP. 65-3321 through 65-3329). Motion carried.

FIREWORKS DISPLAY AGREEMENT – On motion of O'Bryan, seconded by Gray, the Governing Body approved staff request to enter into an agreement with J. & M. Displays, Inc. of Yarmouth, Iowa, in the amount of \$16,244 for the 2012 fireworks display to be entirely funded by private donations collected through the Southeast Kansas Community Foundation and authorized the Mayor to sign the agreement on behalf of the City. Motion carried.

PLASTICS RESOURCE GROUP LOAN AGREEMENT – On motion of O'Bryan, seconded by Gray, the Governing Body approved the request to modify the Loan Agreement document from Plastics Resource Group, Inc., d/b/a Prototyping to Harrell Properties, LLC. and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
June 12th, 2012

DISPOSITION OF BIDS – WATER TREATMENT PLANT CHEMICALS – On motion of O'Bryan, seconded by Gray, the Governing Body accepted low bids meeting specifications for the annual purchase of chemicals for use at the Water Treatment Plant as follows: Lime (Calcium Oxide) to U.S. Lime Company-St. Clair, of Dallas, Texas, for \$158.00 per ton; Liquid Chlorine to Brenntag Southwest, Inc., of Nowata, Oklahoma, for \$28.00 per 100 lbs.; Sodium Fluorosilicate to Brenntag Mid-South, Inc., of Springfield, Missouri, for \$43.95 per 100 lbs.; Liquid Polymeric Phosphate to Brenntag Mid-South, Inc., of Springfield, Missouri, for \$0.565 per lb.; Soda Ash to Brenntag Mid-South, Inc., of Springfield, Missouri, for \$28.75 per 100 lbs.; Aluminum Sulfate to Brenntag Mid-South, Inc., of Springfield, Missouri, for \$32.75 per 100 lbs.; Polymer to Brenntag Southwest, Inc., of Nowata, Oklahoma, for \$0.90 per lb.; and Liquid Carbon Dioxide to Airgas Midsouth, of Pittsburg, Kansas, for \$135.00 per ton; and authorized the issuance of the necessary purchase orders. Motion carried.

DISPOSITION OF BIDS – BIOLOGICAL TREATMENT – On motion of O'Bryan, seconded by Gray, the Governing Body accepted the bid for the annual purchase of Biological Treatment for use at the Wastewater Treatment Plant to Kay Jay Services, Inc., of New York, New York, on the basis of their low bid meeting specifications of \$2.80 per pound, and authorized the issuance of the necessary purchase order. Motion carried.

DISPOSITION OF BIDS – HYDRATED LIME – On motion of O'Bryan, seconded by Gray, the Governing Body accepted the bid for 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 \$162.75 per ton, and authorized the issuance of the necessary purchase order. Motion carried.

DISPOSITION OF BIDS – POLYMER – On motion of O'Bryan, seconded by Gray, the Governing Body accepted the bid for 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 \$1.27 per pound, and authorized the issuance of the necessary purchase order. Motion carried.

APPROPRIATION ORDINANCE – On motion of O'Bryan, seconded by Gray, the Governing Body approved the Appropriation Ordinance for the period ending June 6th, 2012, 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.

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
June 12th, 2012

CHARTER ORDINANCE NO. 28 – On motion of Beezley, seconded by Draper, the Governing Body approved Charter Ordinance No. 28 exempting the City of Pittsburg, Kansas, from the provisions of K.S.A. 12-4113(g), 12-4202, 12-4203, 12-4204, 12-4205a, and 12-4207, and any amendments thereto, which relate to the preparation, filing and service of complaints and notices to appear in Municipal Court; and, providing substitute and additional provisions on the same subject on first reading. Motion carried.

2011 COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) - Karen Linn of Berberich Trahan & Company, the City's auditing firm, presented the 2011 audit and CAFR.

Commissioner Gray requested additional information be provided to the Commissioners regarding the cash control deficiency identified during the audit.

City Manager Daron Hall stated that he would visit with staff regarding steps to be taken to correct the deficiencies that exist at the Library regarding bank reconciliations.

REVIEW OF BIDS/AWARD OF SALE - GENERAL OBLIGATION BONDS SERIES 2012A AND TEMPORARY NOTES SERIES 2012A – Following a verbal presentation by the Assistant Director of Finance and Administration Jamie Clarkson and the City's Financial Advisor Tom Kaleko, on motion of Gray, seconded by Beezley, the Governing Body awarded the sale of \$855,000 aggregate principal amount of General Obligation Bonds, Series 2012A, to Country Club Bank on the basis of their true interest cost of 1.52%, and the sale of \$1,555,000 Temporary Notes, Series 2012A to Country Club Bank, on the basis of their true interest cost of .55%. Motion carried.

ORDINANCE NO. S-996 – On motion of O'Bryan seconded by Gray, the Governing Body approved Ordinance No. S-996, authorizing the issuance of \$855,000 aggregate principal amount of General Obligation Bonds, Series 2012A, of The City of Pittsburg, Kansas, under the authority of K.S.A. 10-101 to 125, inclusive, and K.S.A. 12-685 et seq., all as amended on second reading with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman and O'Bryan. Motion carried.

RESOLUTION NO. 1123 – On motion of O'Bryan, seconded by Gray, the Governing Body approved Resolution No. 1123 prescribing the form and details of the City of Pittsburg, Kansas, General Obligation Bonds, Series 2012A, in the aggregate principal amount of \$855,000 the issuance of which was authorized by the City pursuant to its Ordinance No. S-996 passed and approved June 12, 2012; and authorizing certain other documents and actions in connection with the issuance of the bonds, and authorized the Mayor to sign the appropriate documents. Motion carried.

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
June 12th, 2012

RESOLUTION NO. 1125 – On motion of Gray, seconded by Beezley, the Governing Body approved Resolution No. 1125, authorizing an directing the issuance of Temporary Notes, Series 2012A, of The City of Pittsburg, Kansas, in the aggregate principal amount of \$1,550,000 for the purpose of providing funds to (i) pay the cost of renewing a portion of the City's Series 2011A Temporary Notes, dated July 1, 2011, and (ii) pay the costs of the improvement projects in the City. Motion carried.

REQUEST TO REZONE – On motion of Beezley, seconded by Draper, the Governing Body approved the recommendation of the Planning and Zoning Commission to grant the submitted by Kevin Seward dba Seward Rentals to rezone 408 East Monroe from R-2 Two-Family Residential to RP-3 Planned Medium Density Residential to allow for the construction of a small apartment complex (13 units). Motion carried.

DISPOSITION OF BIDS – On motion of Gray, seconded by Beezley, the Governing Body tabled consideration of the bid for the Sanitary Sewer Line Repair 2012 Project to allow staff time to check references on Layne Inliner, LLC. Motion carried.

NON-AGENDA REPORTS AND REQUESTS:

SITE ACCESS AGREEMENT – 108 WEST 25th STREET – On motion of O'Bryan, seconded by Gray, the Governing Body approved a Site Access Agreement between Metso Minerals Industries, Inc., August Mack Environmental, Inc. and the City of Pittsburg to allow an environmental investigation on the property located at 108 West 25th Street. Motion carried.

ADJOURNMENT: On motion of Beezley, seconded by Draper, the Governing Body adjourned the meeting at 6:27 p.m. Motion carried.



John Ketterman

John Ketterman, Mayor

Tammy Nagel

Tammy Nagel, City Clerk