

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
January 22nd, 2013

A Regular Session of the Board of Commissioners was held at 5:30 p.m., Tuesday, January 22nd, 2013, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor John Ketterman presiding and the following members present: Marty Beezley, Rudy Draper, Michael Gray, and Patrick O'Bryan.

K.O. Noonoo of the Pittsburg Presbyterian Church provided the invocation.

Mayor Ketterman led the flag salute.

APPROVAL OF MINUTES – JANUARY 8th, 2013 - On motion of Beezley, seconded by Draper, the Governing Body approved the January 8th, 2013, City Commission Meeting minutes as submitted. Motion carried.

ORDINANCE NO. G-1174 – On motion of Beezley, seconded by Draper, the Governing Body approved Ordinance No. G-1174 repealing Section 26-79 of the Pittsburg City Code regarding the secretary of the Economic Development Revolving Loan Fund (Sales Tax) Advisory Committee, on second reading with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman and O'Bryan. Motion carried.

ORDINANCE NO. G-1175 – On motion of Beezley, seconded by Draper, the Governing Body approved Ordinance No. G-1175, amending Section 2-131 of the Pittsburg City Code to delete the Department of Economic Development and add the Department of Innovation and Technology as departments for the administration of the affairs of the City, on second reading with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman and O'Bryan. Motion carried.

ORDINANCE NO. G-1176 – On motion of Beezley, seconded by Draper, the Governing Body approved Ordinance No. G-1176, amending Sections 2-72, 2-94 (c), 2-191 (c), 18-354 (a), 18-534 (1), 18-535, 18-536, 18-538 and 22-35 (c) and (d) and 74-10 (b) of the Pittsburg City Code in order to change the references therein from the Director of Finance and Administration to the Director of Finance and to delete the Director of Economic Development as a department head, on first reading. Motion carried.

ORDINANCE ON. G-1177 – On motion of Beezley, seconded by Draper, the Governing Body approved Ordinance No. G-1177, amending Sections 2-273, 10-73, 42-31, 42-33, 42-39, 42-40, 42-203 (b) and (c), 42-275, 70-122, 70-124, 70-126, 70-127 (3) and (4), 74-126, 82-32 (a) and (b), 82-33, 82-51, 82-52, 82-53, 82-54, 82-56, 82-57, 82-82, 82-83, 82-84 (a) and (b), 82-116, 82-117, 82-119, 82-283, 82-284, 82-285, 82-286, 82-290 and 82-291 (c) of the Pittsburg City Code in order to change the references therein from the Department of Finance and Administration to the Department of Finance, on first reading. Motion carried.

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CHANGE ORDER NO. 2 AND FINAL PAYMENT – SANITARY SEWER MANHOLE REHABILITATION 2011 PROJECT – On motion of Beezley, seconded by Draper, the Governing Body approved Change Order No. 2 reflecting an increase of \$1,358.80, making a new contract construction amount of \$530,608.70, and final payment in the amount of \$41,997.19 to Corgill Construction, Inc., of Greenwood, Arkansas, for the Sanitary Sewer Manhole Rehabilitation 2011 Project. Motion carried.

CEREAL MALT BEVERAGE LICENSE – On motion of Beezley, seconded by Draper, the Governing Body approved the application submitted by Pittsburg Shell, 1117 West 4th Street, to sell cereal malt beverages for the year 2013 and directed the City Clerk to issue the license. Motion carried.

APPROPRIATION ORDINANCE – On motion of Beezley, seconded by Draper, the Governing Body approved the Appropriation Ordinance for the period ending January 22nd, 2013, 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.

SURPLUS PROPERTY DECLARATION – On motion of O'Bryan, seconded by Gray, the Governing Body approved staff request to declare used Police Department vehicles, which have been removed from daily service, as surplus property and authorized staff to dispose of the vehicles. Motion carried.

SPECIAL PRESENTATION - SOLID WASTE TASK FORCE - City Manager Daron Hall provided information prepared by Solid Waste Task Force Co-Chair Monica Murnan regarding the recommendation of the Solid Waste Task Force concerning solid waste collection service within the boundaries of the City of Pittsburg. The recommendation includes a non-exclusive free market system, much like the system currently in place. City Attorney Henry Menghini described the ordinance changes that will be made as a result of the Solid Waste Task Force recommendation. Ordinance changes include the deletion of the provision that allows citizens to dispose of their own solid waste every seven days. Mr. Menghini explained that a provision will be added to the existing solid waste Ordinance to allow the City to set regulations to ensure citizens are complying with the Ordinance. Commissioner Grey thanked the Solid Waste Task Force members for their commitment to the process. He added that the recommendations from the Solid Waste Task Force are positive. Commissioner Beezley thanked the Solid Waste Task Force members for the civility in which the meetings were conducted. Mayor Ketterman thanked the Solid Waste Task Force members and commented on the positive relationship that has been formed between the City and the solid waste haulers.

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LEASE AGREEMENT – PITTSBURG STATE UNIVERSITY – On motion of Beezley, seconded by O'Bryan, the Governing Body authorized staff to enter into a Lease Agreement with Pittsburg State University for the Indoor Event Facility to be constructed at 1701 South Homer, and authorized the Mayor to sign the lease on behalf of the City. Motion carried.

Commissioner O'Bryan stated that this opportunity to collaborate with PSU is something that Pittsburg should be proud of, and that with give and take, we move ourselves forward. Commissioner Draper thanked Shawn Naccarato of Pittsburg State University for providing information regarding the proposed partnership to City Commissioners. Mayor Ketterman reiterated that the proposed partnership will be good for the Pittsburg community.

FORGIVABLE LOAN CDL ELECTRIC COMPANY, INC. – On motion of Beezley, seconded by O'Bryan, the Governing Body approved a forgivable loan in the amount of \$150,000 to CDL Electric Company, Inc., to help close the financing gap for the purchase of a new, larger facility to accommodate their continued growth and diversification of services, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

Commissioner Beezley noted that METSO Minerals will remediate the environmental issues located on the property.

PARKS AND RECREATION EQUIPMENT LEASE – On motion of O'Bryan, seconded by Draper, the Governing Body authorized staff to enter into a five year lease with a dollar buyout option and five year warranty with VanWall Equipment of Olathe, Kansas, in the amount of \$50,817.23 per year for one new trim mower (52"-60"); one new trim mower (48"-52"); one new area wide mower; one new bank mower; one new tees & collars mower; two new greens mowers; two new rotary mowers; one new fairway mower; one new bunker rake mower; and one new field rake mower, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

RESOLUTION OF SUPPORT – On motion of Beezley, seconded by Gray, the Governing Body authorized staff to submit an application to the Kansas Department of Transportation for use of Transportation Enhancement Funds for the East/West Connector Trail Project in Pittsburg, and authorized the Mayor to sign the Resolution on behalf of the City. Motion carried.

ECONOMIC DEVELOPMENT ADVISORY COMMITTEE APPOINTMENT – On motion of Draper, seconded by Beezley, the Governing Body appointed Jim Hoskins to fill an unexpired term as a member of the Economic Development Advisory Committee (EDAC) effective immediately and to expire on December 31, 2013. Motion carried.

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NON-AGENDA REPORTS AND REQUESTS:

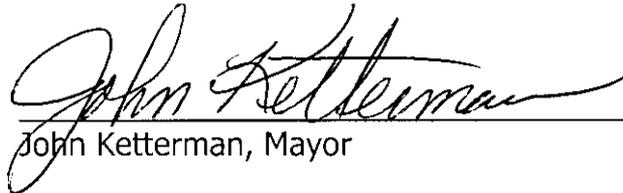
Commissioner O'Bryan stated that several of his constituents received letters in the mail from Home Serve regarding insurance on residential water lines. Commissioner O'Bryan stated that the City is not associated with Home Serve.

Commissioner Beezley reminded citizens to pick up their trash and to keep their properties clean.

Commissioner Gray thanked the audience for attending the meeting.

ADJOURNMENT: On motion of O'Bryan, seconded by Draper, the Governing Body adjourned the meeting at 6:26 p.m. Motion carried.





John Ketterman, Mayor



Tammy Nagel, City Clerk