

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
September 10th, 2013

A Regular Session of the Board of Commissioners was held at 5:30 p.m., on Tuesday, September 10th, 2013, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor Michael Gray presiding and the following members present: John Ketterman, Chuck Munsell and Patrick O'Bryan. Commissioner Monica Murnan participated by phone.

Mayor Gray led a moment of silence in memory of former City Commissioner and Mayor Ruth Lemon, who recently passed away.

Roger John Rank of the Independent Cross Ministries provided the invocation.

Mayor Gray led the flag salute.

PROCLAMATION – CONSTITUTION WEEK - Mayor Gray proclaimed September 17th through 23rd, 2013, as Constitution Week in Pittsburg.

Mayor Gray acknowledged that Commissioner Murnan is participating in the meeting by phone.

APPROVAL OF MINUTES – AUGUST 27th, 2013 - On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the August 27th, 2013, City Commission Meeting minutes as submitted. Motion carried.

ORDINANCE NO. G-1182 – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved Ordinance No. G-1182, amending Section 78-31 of the Code of the City of Pittsburg, Kansas, and providing for the protection of public health, property, and safety, and the regulation of traffic by adopting by reference the 2013 Edition of the "Standard Traffic Ordinance for Kansas Cities" as published by The League of Kansas Municipalities, save and except such parts or portions as supplemented, deleted or changed and repealing Ordinance No. G-1168, on second reading with the following roll call vote: Yea: Gray, Ketterman, Munsell, Murnan, and O'Bryan. Motion carried.

ORDINANCE NO. G-1183 – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved Ordinance No. G-1183 amending Section 54-41 of the Code of the City of Pittsburg, Kansas, regulating certain public offenses within the corporate limits of the City of Pittsburg, Kansas, by adopting by reference the 2013 Edition of the "Uniform Public Offense Code for Kansas Cities" as published by The League of Kansas Municipalities, save and except such parts or portions as supplemented, deleted or changed; and repealing Ordinance No. G-1169, on second reading with the following roll call vote: Yea: Gray, Ketterman, Munsell, Murnan, and O'Bryan. Motion carried.

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FAÇADE GRANT – 602 NORTH BROADWAY – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the Downtown Facade Grant Advisory Committee's recommendation to award a facade grant in the amount of \$375 to Lori Horton for her building located at 602 North Broadway (Celebrations by Lori) to purchase new signage for the business, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

FAÇADE GRANT – 311 NORTH BROADWAY – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the Downtown Facade Grant Advisory Committee's recommendation to award a facade grant in the amount of \$1,855 to Roger and Heather Horton for their building located at 311 North Broadway (Sweet Designs Cakery) to purchase new signage for the business, a fresh coat of paint and general repair, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

FAÇADE GRANT – 412 NORTH BROADWAY – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the Downtown Facade Grant Advisory Committee's recommendation to award a facade grant in the amount of \$1,327.90 to Betty Farris for her building located at 412 North Broadway (Harry's Cafe) to purchase a new awning for the business, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

FAÇADE GRANT – 621 NORTH BROADWAY – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the Downtown Facade Grant Advisory Committee's recommendation to award a facade grant in the amount of \$6,007 to Phil Minton for his building located at 621 North Broadway (Madill's) to purchase new windows, paint, and mason work to rebuild block bottom on the north side, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

FINAL PAYMENT – TAYLOR BRANCH SANITARY SEWER – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved final payment in the amount of \$9,222.80 to Bennett, Inc., of Lamar, Missouri, for the Taylor Branch Sanitary Sewer Replacement Project. Motion carried.

NO PARKING – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved staff recommendation to post both sides of West 10th Street from Walnut Street to Catalpa Street and East Quincy Street from Broadway Street to Rouse Street as "No Parking" and authorized the City Attorney to prepare the necessary Ordinance. Motion carried.

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CEREAL MALT BEVERAGE LICENSE – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the application submitted by Danielle Sharpe for a 2013 Cereal Malt Beverage License for Smokey Racks BBQ, Inc., located at 4022½ Parkview Drive, and directed the City Clerk to issue the license. Motion carried.

SALE OF 213 EAST QUINCY – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved staff recommendation to award the bid for the sale of real estate at 213 East Quincy to the highest bidder, Tammy Nagel, of Pittsburg, in the amount of \$43,333.33 and authorized the Mayor to sign the Contract for Sale and Purchase of Real Estate. Motion carried.

LOT #10 LINCOLN SQUARE - ABRUZZO BUILDERS – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved staff recommendation to deed Abruzzo Builders, Inc. Lot #10 in the Lincoln Square Development and authorized the Mayor to sign the Development Agreement, Certificate of Restrictions, and Quit Claim Deed on behalf of the City. Motion carried.

APPROPRIATION ORDINANCE – On motion of O'Bryan, seconded by Ketterman, the Governing Body approved the Appropriation Ordinance for the period ending September 10th, 2013, subject to the release of HUD expenditures when funds are received, with the following roll call vote: Yea: Gray, Ketterman, Munsell, Murnan and O'Bryan. Motion carried.

PUBLIC HEARING - ALLEY VACATION – Following Public Hearing, on motion of Ketterman, seconded by Munsell, the Governing Body approved the request submitted by James Huebner to vacate the alley located in the 700 Block of West 4th Street described as beginning at the Southwest Corner of Lot 19, thence North 15 feet, thence East 37 feet, thence South 14.25 feet, thence West 37 feet, to the point of beginning in Joplin Addition to Pittsburg, Crawford County, Kansas, and directed the City Attorney to prepare the necessary Order. Motion carried.

LOAN REQUEST - PITTSBURG COMMUNITY CHILD CARE LEARNING CENTER (PCCCLC) – On motion of O'Bryan, seconded by Munsell, the Governing Body approved the recommendation of The Economic Development Advisory Committee (EDAC) to grant the request submitted by the Pittsburg Community Child Care Learning Center for a ten-year loan in the amount of \$35,000 from the Revolving Loan Fund with a 1.25% fixed interest rate and repayment not to begin until the 11th month following draw-down and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

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DISPOSITION OF BIDS – On motion of Ketterman, seconded by O'Bryan, the Governing Body approved the low bid meeting specifications submitted by Polston Construction, Inc., of Lamar, Missouri, based on their bid of \$86,823.00 for the Meadowbrook Mall Sanitary Sewer Extension Project and authorized the Mayor and City Clerk to execute the contract documents when prepared. Motion carried.

NON-AGENDA REPORTS & REQUESTS –

BI-MONTHLY BUDGET REPORT - Director of Finance Jamie Clarkson presented the bi-monthly budget report as of August 31st, 2013.

TOWER LEASE AGREEMENT – On motion of Gray, seconded by Ketterman, the Governing Body approved a First Amendment to a Tower Lease Agreement and Memoranda of First Amendment to a Tower Lease Agreement between the City of Pittsburg and Alltel Communications, LLC dba Verizon Wireless and authorized the Mayor to sign the documents on behalf of the City. Motion carried.

STREET REPAIR PROGRAM - Director of Public Works William Beasley provided an update on the Street Repair Program.

LITTLE BALKANS DAY - Mayor Gray thanked City Staff and the Little Balkans Committee for their work on the recent Little Balkans Day Celebration.

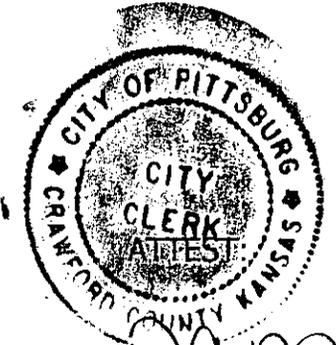
PAINT THE TOWN RED - Mayor Gray thanked the City Staff, the Pittsburg Area Chamber of Commerce, USD #250 and PSU for their work and cooperation on the recent Paint the Town Red Celebration.

INCIDENT ON SOUTH BROADWAY - Commissioner Munsell asked City Manager Daron Hall to address the fights and pedestrian/vehicle accident that occurred on South Broadway on Saturday, September 7th following the Pittsburg State University football game. City Manager Daron Hall indicated that the City and University are taking the incident very seriously. Mr. Hall further indicated that City Staff will be meeting with PSU Officials to discuss the incident later this week.

PSU NURSING SCHOOL ANNOUNCEMENT - Commissioner Ketterman congratulated Pittsburg State University on their announcement regarding a \$1 million gift to the nursing program which was renamed Tuesday as the Irene Ransom Bradley School of Nursing.

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ADJOURNMENT: On motion of O'Bryan, seconded by Murnan, the Governing Body adjourned the meeting at 6:00 p.m. Motion carried.



Michael E. Gray, Mayor

A stylized, handwritten signature in black ink, appearing to read 'M. Gray', written over a horizontal line.

Tammy Nagel, City Clerk

A large, flowing handwritten signature in black ink, appearing to read 'Tammy Nagel', written over a horizontal line.