

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

A Regular Session of the Board of Commissioners was held at 5:30 p.m., on Tuesday, October 22nd, 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, Monica Murnan and Patrick O'Bryan.

Michael Hart of the Trinity Baptist Church provided the invocation.

Mayor Gray led the flag salute.

Mayor Gray proclaimed Wednesday, November 6th, 2013, as Disability Mentoring Day in Pittsburg.

APPROVAL OF MINUTES – OCTOBER 8th, 2013 - On motion of O'Bryan, seconded by Murnan, the Governing Body approved the October 8th, 2013, City Commission Meeting minutes as submitted. Motion carried.

ORDINANCE NO. G-1185 – On motion of O'Bryan, seconded by Murnan, the Governing Body approved Ordinance No. G-1185 amending Section 2-72 of the Pittsburg City Code to add the Director of Planning and Community Services to the list of department heads which must reside within an eight linear mile radius from the intersection of Fourth Street and Broadway Street, on first and only reading. Motion carried.

ORDINANCE NO. G-1186 – On motion of O'Bryan, seconded by Murnan, the Governing Body approved Ordinance No. G-1186 amending Section 2-131 of the Pittsburg City Code adding the Department of Planning and Community Services to the list of departments created and established for the administration of the affairs of the City, on first and only reading. Motion carried.

ORDINANCE NO. G-1188 – On motion of O'Bryan, seconded by Murnan, the Governing Body approved Ordinance No. G-1188 amending Section 2-133 of the Pittsburg City Code by removing Division of Community Development as a division of the Department of Finance, on first and only reading. Motion carried.

ORDINANCE NO. G-1189 – On motion of O'Bryan, seconded by Murnan, the Governing Body approved Ordinance No. G-1189 creating Section 2-139 of the Pittsburg City Code creating the Department of Planning and Community Services and setting forth the purposes and divisions of the Department, on first and only reading. Motion carried.

ORDINANCE NO. G-1190 – On motion of O'Bryan, seconded by Murnan, the Governing Body approved Ordinance No. G-1190 amending Section 18-351 of the Pittsburg City Code by providing that the definition of the term "Department" is the building services division of the Public Works Department instead of the codes enforcement division, on first and only reading. Motion carried.

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ORDINANCE NO. G-1191 – On motion of O'Bryan, seconded by Murnan, the Governing Body approved Ordinance No. G-1191 amending Section 50-33 of the Pittsburg City Code providing that it is unlawful to deny the Director of Planning and Community Services access or entry upon private property for the purpose of making inquiry and inspection to determine whether a nuisance exists or to abate and terminate a nuisance instead of the Director of Public Works, on first and only reading. Motion carried.

ORDINANCE NO. G-1192 – On motion of O'Bryan, seconded by Murnan, the Governing Body approved Ordinance No. G-1192 amending Section 50-38 of the Pittsburg City Code providing that the Director of Planning and Community Services is the department head responsible for issuing orders to abate nuisances instead of the Director of Public Works, on first and only reading. Motion carried.

ORDINANCE NO. G-1193 – On motion of O'Bryan, seconded by Murnan, the Governing Body approved Ordinance No. G-1193 amending Section 74-211 of the Pittsburg City Code providing that the administrative fee assessed for abating a nuisance shall be reimbursed to the Department of Planning and Community Services instead of the Department of Public Works, on first and only reading. Motion carried.

HOME REHABILITATION PROGRAM BIDS – On motion of O'Bryan, seconded by Murnan, the Governing Body approved the recommendation of the Citizen's Advisory Board to award bids received for the HOME Rehabilitation Program projects as follows: Nance Construction in the amount of \$20,000 for the rehabilitation of 106 North College owned by John Cussimano; D&D Construction in the amount of \$17,800 for the rehabilitation of 205 East 14th Street owned by Marjorie Fields; and D&D Construction in the amount of \$22,600 for the rehabilitation of 912 North Pine owned by Frank Bettega, and approved a loan through the Presbyterian Church Fund in the amount of \$2,600 at 2% interest for ten years to Frank Bettega, as the maximum amount of HOME Program funds per residence is \$20,000 and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

ADDENDUM NO. 6 – KIDDIELAND – On motion of O'Bryan, seconded by Murnan, the Governing Body approved staff recommendation to accept Addendum No. 6 between the City of Pittsburg and Corey Stewart to extend the Kiddieland lease through October 31, 2016, and authorized the Mayor to sign the Addendum on behalf of the City. Motion carried.

DISPOSITION OF BIDS – SANITATION SERVICE – On motion of O'Bryan, seconded by Murnan, the Governing Body approved staff recommendation to award the bid for the 2014 sanitation service contract for City of Pittsburg facilities to Deffenbaugh Industries, of Joplin, Missouri, based on their low bid submitted in the amount of \$872.00 per month. Motion carried.

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DISPOSITION OF BIDS – DUMPSTER SERVICE – On motion of O'Bryan, seconded by Murnan, the Governing Body approved staff recommendation to award the bid for 2014 dumpster service (30-yard and 40-yard containers emptied on an as-needed basis) to Deffenbaugh Industries, of Joplin, Missouri, based on their low bid submitted in the amount of \$140 per pull for either a 30-yard or a 40-yard dumpster. Motion carried.

FINAL PAYMENT – WASTEWATER TREATMENT PLANT ROOFS – On Motion of O'Bryan, seconded by Murnan, the Governing Body approved final payment in the amount of \$6,145.00 to Guarantee Roofing, of Joplin, Missouri, for the newly installed roofs on the barscreen, pump house, aerobic, nitrification and anaerobic digester buildings at the Wastewater Treatment Plant. Motion carried.

APPROPRIATION ORDINANCE – On motion of O'Bryan, seconded by Murnan, the Governing Body approved the Appropriation Ordinance for the period ending October 22nd, 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.

ORDINANCE NO. G-1187 – On motion of O'Bryan, seconded by Murnan, the Governing Body approved Ordinance No. G-1187 amending Section 2-132 of the Pittsburg City Code by removing the Division of Codes Enforcement as a division of the Public Works Department, on first and only reading. Motion carried with Ketterman and Munsell voting in opposition.

DISPOSITION OF BIDS – LINCOLN SQUARE SIDEWALK – On motion of Murnan, seconded by O'Bryan, the Governing Body approved staff recommendation to award the bid for the Lincoln Square Sidewalk Improvements Project to Home Center Construction Co., Inc., of Pittsburg, at the negotiated Engineer's Estimate of \$68,670.00, and authorized the Mayor and City Clerk to execute the contract documents once prepared. Motion carried.

Commissioner Munsell asked that the weighted local bidders policy be reviewed to possibly increase the percentage allowed for local bidders. City Manager Daron Hall indicated that the local bidders policy is currently being reviewed and that findings will be brought to the City Commission once they are prepared.

City Manager Daron Hall provided information on the recent City efforts to clean sidewalks in residential areas located on main arteries in town. Commissioner Munsell asked if staff will continue to clean sidewalks for citizens who are elderly or not financially able to clean their sidewalks. Discussion was held regarding organizations that are available to assist those unable to maintain their sidewalks.

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NON-AGENDA REPORTS & REQUESTS –

DONATION OF POLICE VEHICLE - On motion of Gray, seconded by Ketterman, the Governing Body approved staff request to donate a police vehicle previously deemed as surplus property to be disposed of at public auction, to the Pittsburg State University Police Department, as one of their vehicles was recently damaged in an accident. Motion carried.

STREET UPDATE - Director of Public Works William Beasley provided an update on the current street projects in Pittsburg. Beasley announced that Broadway in the vicinity of the Carlton railroad crossing will be closed from October 26 through October 28 during repair to the crossing.

SOLID WASTE UPDATE - Commissioner Murnan requested an update on the recommendations of the Solid Waste Committee, including the tracking of households that currently have trash service vs. those that do not, be provided at an upcoming City Commission meeting. City Manager Daron Hall stated that an update would be placed on the November 12th City Commission meeting agenda.

EXECUTIVE SESSION - On motion of Ketterman, seconded by O'Bryan, the Governing Body recessed into Executive Session not to exceed 30 minutes for preliminary discussions regarding the acquisition of real property. Motion carried.

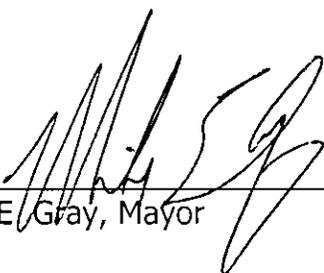
The Governing Body recessed into Executive Session at 5:58 p.m.

The Governing Body reconvened into Special Session at 6:25 p.m.

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

ADJOURNMENT: On motion of Munsell, seconded by O'Bryan, the Governing Body adjourned the meeting at 6:25 p.m. Motion carried.





Michael E. Gray, Mayor



Tammy Nagel, City Clerk