

OFFICIAL MINUTES  
OF THE MEETING OF THE  
GOVERNING BODY OF THE  
CITY OF PITTSBURG, KANSAS  
November 12<sup>th</sup>, 2013

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A Regular Session of the Board of Commissioners was held at 5:30 p.m., on Tuesday, November 12<sup>th</sup>, 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.

Roger John Rank of KSEK Radio provided the invocation.

Mayor Gray led the flag salute.

**PUBLIC INPUT -**

Becky Harryman, 110 West 6<sup>th</sup> Street, spoke in opposition to the proposed Downtown Overlay District Ordinances.

David Fish, 110 West 6<sup>th</sup> Street, spoke in opposition to the proposed Downtown Overlay District Ordinances.

Dennis and Leah Posterick, 831 East 510<sup>th</sup> Avenue, spoke in favor of the proposed Downtown Overlay District Ordinances.

Terri Steele, 4035 Parkview Drive, Frontenac, spoke in favor of the proposed Downtown Overlay District Ordinances.

Vonnie Corsini, 1045 East 520<sup>th</sup> Avenue, spoke in favor of the proposed Downtown Overlay District Ordinances.

Timothy Kundiger, 313 North Broadway, spoke in favor of the proposed Downtown Overlay District Ordinances, but also provided details of potential flaws with the Ordinances.

**APPROVAL OF MINUTES – OCTOBER 22<sup>nd</sup>, 2013** - On motion of Ketterman, seconded by Munsell, the Governing Body approved the October 22<sup>nd</sup>, 2013, City Commission Meeting minutes as submitted. Motion carried.

**STREET LIGHT FIXTURE – 200 BLOCK OF EAST 10<sup>th</sup> STREET** – On motion of Ketterman, seconded by Munsell, the Governing Body approved staff recommendation to increase the size of the existing street light fixture on the west end of the 200 Block of East 10<sup>th</sup> Street from a 70-watt high pressure sodium street light fixture to a 150-watt high pressure sodium street light fixture and the installation of a 150-watt high pressure sodium street light fixture at the mid-block crossing at a cost of \$10.82 per month per light and authorized the Mayor to sign the modification order on behalf of the City. Motion carried.

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FAÇADE GRANT – 313 NORTH BROADWAY – On motion of Ketterman, seconded by Munsell, the Governing Body approved the Downtown Facade Grant Advisory Committee's recommendation to award a facade grant in the amount of \$3,600 to Timothy Kundiger for his building located at 313 North Broadway (JAX Lab, LLC) to remove the current facade, update signage in the front of the building, and add a new door, window and fencing in the back of the building, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

FAÇADE GRANT – 611 NORTH BROADWAY – On motion of Ketterman, seconded by Munsell, the Governing Body approved the Downtown Facade Grant Advisory Committee's recommendation to award a facade grant in the amount of \$451.25 to Carley Kimberling for her building located at 611 North Broadway (Deja-Vu) to place new signage on the building, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

FAÇADE GRANT – 913 NORTH BROADWAY – On motion of Ketterman, seconded by Munsell, the Governing Body approved the Downtown Facade Grant Advisory Committee's recommendation to award a facade grant in the amount of \$263.98 to Dustin Gales for his building located at 913 North Broadway (The Game Shoppe) to place new signage on the building, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

APPROPRIATION ORDINANCE – On motion of Ketterman, seconded by Munsell, the Governing Body approved the Appropriation Ordinance for the period ending November 12<sup>th</sup>, 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.

KANSAS INCLUSIVE COMMUNITIES AWARD – Stephanie Webb of Mosaic SEK presented the Kansas Inclusive Communities Award to the City Commission.

ORDINANCE No. G-1194 – On motion of Murnan, seconded by O'Bryan, the Governing Body approved Ordinance No. G-1194, creating Article 22 of the Zoning Ordinance of Pittsburg, Kansas, as incorporated by reference in Section 62-81 of the Pittsburg City Code, for the purpose of creating the Downtown Overlay District (DO) and amending the Zoning District Boundary Map and Zoning Ordinance No. G-663, as amended, of the City of Pittsburg, Kansas, on first and only reading, with the correction that Section 22-104 be changed to Section 22-105 as referenced in Section 22-108 of the Ordinance. Motion carried.

Commissioner Murnan's original motion referenced an incorrect Ordinance number. The number was corrected and a new motion was made by Commissioner Murnan.

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Commissioner O'Bryan inquired if only the business owner can place items for sale on the sidewalk in front of their stores. Director of Innovation Jay Byers and Director of Planning and Community Services Troy Graham indicated that the parameters have not been established as to who can and can not sell items on the sidewalks in the Overlay District.

Mr. Byers noted that in Section 22-108 of the Ordinance, the reference to Section 22-104 should actually be Section 22-105.

ORDINANCE NO. G-1195 – On motion of Ketterman, seconded by Murnan, the Governing Body approved Ordinance No. G-1195, amending Section 1-104 of Article 1 of the Zoning Ordinance of Pittsburg, Kansas, as incorporated by reference in Section 62-81 of the Pittsburg City Code, to add the Downtown Overlay District (DO) as a zoning district in the City of Pittsburg, Kansas and amending and supplementing the Zoning District Boundary Map and Zoning Ordinance No. G-663, as amended, of the City of Pittsburg, Kansas, on first and only reading. Motion carried.

EQUIPMENT LEASE – On motion of Murnan, seconded by O'Bryan, the Governing Body authorized staff to enter into a Government Obligation Contract with University Bank, of Pittsburg for the purchase of one (1) Bobcat E50 A70 Excavator with 18" Bucket for use by the Public Utilities Department and one (1) Bobcat S770 Skid Steer Loader for use by the Public Works Department for a total annual cost of \$13,000, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

#### NON-AGENDA REPORTS & REQUESTS –

BI-MONTHLY BUDGET REPORT - Director of Finance Jamie Clarkson presented the October 31, 2013 Bi-monthly Budget Report.

STAGE FRIGHT SPOOKHOUSE - Commissioner John Ketterman thanked Parks and Recreation Director Kim Vogel and the Parks and Recreation Staff for their work on the Stage Fright Spookhouse which raised funds for the Everybody Plays Playground.

HEALTH INSURANCE RENEWAL – On motion of Murnan, seconded by O'Bryan, the Governing Body approved the 2014 health insurance renewal contract with Blue Cross Blue Shield of Kansas, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried with Ketterman and Munsell voting in opposition.

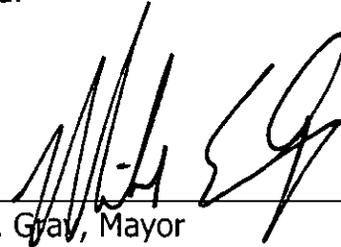
STREET UPDATE - Director of Public Works William Beasley noted that the Broadway Paving Project has been complete and that work continues on the Walnut Paving Project.

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ADJOURNMENT: On motion of Murnan, seconded by O'Bryan, the Governing Body adjourned the meeting at 7:27 p.m. Motion carried.



  
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Michael E. Gray, Mayor

  
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Tammy Nagel, City Clerk