

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
May 26, 2015

A Regular Session of the Board of Commissioners was held at 5:30 p.m. on Tuesday, May 26th, 2015, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor Chuck Munsell presiding and the following members present: Michael Gray, John Ketterman, Jeremy Johnson, and Monica Murnan.

Mayor Munsell led the flag salute.

Mark Chambers of the First United Methodist Church provided the invocation.

APPROVAL OF MINUTES – MAY 12th, 2015 - On motion of Murnan, seconded by Gray, the Governing Body approved the May 12th, 2015, City Commission Meeting minutes as submitted. Motion carried.

PLASTER INDOOR EVENT FACILITY ANNUAL APPROPRIATION – On motion of Murnan, seconded by Gray, the Governing Body approved the annual appropriation for the first year of a twenty year lease between the City of Pittsburg and Pittsburg State University for the Plaster Indoor Event Facility. Motion carried.

DISPOSITION OF BIDS – CHAT AND ROCK – On motion of Murnan, seconded by Gray, the Governing Body approved staff recommendation to award the bid for the purchase of HM-4 Flint Chat, AB-3 Limestone Rock and 3/4 Clean Rock for the period of June 1st through December 31st, 2015, to the low bidders meeting specs, Kunshek Chat & Coal, Inc., of Pittsburg, based on their low bid of \$9.88 per ton for HM-4 Flint Chat and \$8.18 per ton for AB-3 Limestone Rock, and Randy Vilela Trucking, Hauling & Demolition, of Pittsburg, based on their low bid of \$10.91 per ton for 3/4 Clean Rock and authorized the issuance of the necessary purchase orders. Motion carried.

DISPOSITION OF BIDS – READY MIX CEMENT/FLOWABLE FILL – On motion of Murnan, seconded by Gray, the Governing Body approved staff recommendation to award the bid for the purchase of Ready Mix Cement/Flowable Fill for the period of June 1st through December 31st, 2015, to O'Brien Ready Mix, of St. Paul, Kansas, based on their low bids meeting specs in the amount of \$82.39 per cubic yard for 3500 psi concrete, \$84.13 per cubic yard for 4000 psi concrete, \$93.58 per cubic yard for high early strength concrete, \$64.16 per cubic yard for flowable fill, \$5.00 per cubic yard hot water and \$5.15 per cubic yard for 2% calcium chloride and authorized the issuance of the necessary purchase order. Motion carried.

DROUGHT CONTINGENCY PLAN UPDATE – On motion of Murnan, seconded by Gray, the Governing Body approved an update to the City of Pittsburg's 2003 drought contingency plan as required by the Kansas Department of Health and Environment and the Kansas Water Office that outlines when the City may declare a water watch or water emergency and provides for the City to issue voluntary/mandatory conservation procedures during water emergency conditions. Motion carried.

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APPROPRIATION ORDINANCE – On motion of Murnan, seconded by Gray, the Governing Body approved the Appropriation Ordinance for the period ending May 26th, 2015, subject to the release of HUD expenditures when funds are received, with the following roll call vote: Yea: Gray, Johnson, Ketterman, Munsell, and Murnan. Motion carried.

PUBLIC HEARING – SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) – Following Public Hearing, on motion of Murnan, seconded by Johnson, the Governing Body authorized staff to submit an application to the Kansas Department of Commerce for Small Cities Community Development Block Grant Special Round funds, adopted Resolution No. 1170, certifying legal authority to apply for the grant, and adopted Resolution No. 1171, assuring the Kansas Department of Commerce that funds will be continually provided for the operation and maintenance of the improvements made with grant funds. Motion carried.

PUBLIC HEARING - RENEWAL OF THE CITY RETAILERS SALES TAX – Following Public Hearing, on motion of Ketterman, seconded by Murnan, the Governing Body supported the renewal of the City Retailers Sales Tax, used to maintain and repair City streets, in the amount of one-quarter of one percent (0.25%) for an additional five years to take effect on the first day of April, 2016, and directed staff to prepare the necessary Ordinance. Motion carried.

2014 COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) - Brian Nyp of Mize Houser and Company PA, the City's auditing firm, presented the City's 2014 audit and CAFR.

REVIEW OF BIDS/AWARD OF SALE – Following a verbal recommendation, on motion of Murnan, seconded by Ketterman, the Governing Body awarded the bid for the purchase of \$6,370,000 aggregate principal amount of General Obligations Bonds, Series 2015A, to SunTrust Robinson Humphrey, Inc., of Nashville, Tennessee, based on their true interest cost of 2.314494%. Motion carried.

ORDINANCE NO. S-1020 – On motion of Gray, seconded by Johnson, the Governing Body approved Ordinance No. S-1020, authorizing the issuance of General Obligation Refunding Bonds, Series 2015A, of the City of Pittsburg, Kansas, under the authority of Article 12, Section 5, of the Constitution of the State of Kansas, Home Rule Ordinance No. HR-5 of the City, K.S.A. 12-101, and K.S.A. 10-101 to 125, inclusive, all as amended, and authorized the Mayor to sign the Ordinance on behalf of the City. Motion carried.

RESOLUTION NO. 1169 – On motion of Ketterman, seconded by Gray, the Governing Body approved Resolution No. 1169, prescribing the form and details of the City of Pittsburg, Kansas, General Obligation Refunding Bonds, Series 2015A, the issuance of which was authorized by the City pursuant to its Ordinance No. S-1020 passed and approved May 26, 2015; and authorizing certain other documents and actions in connection with the issuance of the Bonds, and authorized the Mayor to sign the Resolution on behalf of the City. Motion carried.

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ORDINANCE NO. S-1021 – On motion of Gray, seconded by Ketterman, the Governing Body approved Ordinance No. S-1021 granting to Kansas Gas and Electric Company, a Kansas Corporation, doing business as Westar Energy, its successors and assigns, an electric franchise, prescribing the terms thereof and relating thereto, and repealing Ordinance S-917, and authorized the Mayor to sign the Ordinance on behalf of the City. Motion carried.

DEVELOPMENT AGREEMENT – On motion of Murnan, seconded by Gray, the Governing Body approved the Development Agreement between the City of Pittsburg, Kansas, and Wal-Mart Real Estate Business Trust for the design and construction of improvements and associated cost for the wiring and installation of a traffic signal at the intersection of East Centennial Drive and South Rouse Street and authorized the Mayor to execute the Development Agreement on behalf of the City of Pittsburg. Motion carried.

APPOINTMENTS - LAND BANK BOARD OF TRUSTEES – On motion of Ketterman, seconded by Gray, the Governing Body appointed Kala Spigarelli (legal professional - 1 year term), Tom Spurgeon (financial professional - 2 year term), Troy Graham (Crawford County representative - 1 year term), Destry Brown (USD #250 representative - 3 year term) and Marty Beezley (EDAC Representative - 2 year term), Matt Hess (construction industry representative) and Brian Jones (real estate profession) as members of the Land Bank Board of Trustees, effective immediately. Motion carried.

PURCHASING POLICY REVISION – On motion of Gray, seconded by Ketterman, the Governing Body approved a revision to the Weighted Local Preference portion of the City’s Purchasing Policy. Motion carried.

This revision included the addition of the wording, “The local preference applies to businesses in an area within a mile of the City of Pittsburg corporate limits; however, in a case where a bidder within the corporate City limits and a bidder outside the City limits are the lowest bidders (including the preference), then the bidder within the City limits would be awarded the contract”, and the removal of wording in conflict with the revision.

ADJOURNMENT: On motion of Gray, seconded by Johnson, the Governing Body adjourned the meeting at 6:12 p.m. Motion carried.



Chuck Munsell, Mayor



Tammy Nagel, City Clerk