

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
November 8th, 2016

A Regular Session of the Board of Commissioners was held at 5:30 p.m. on Tuesday, November 8th, 2016, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor John Ketterman presiding and the following members present: Michael Gray, Jeremy Johnson, Chuck Munsell and Monica Murnan.

Jim Sukraw of the First Church of the Nazarene provided the invocation.

Mayor Ketterman led the flag salute.

Mayor Ketterman proclaimed Wednesday, November 30th, 2016, as Disability Mentoring Day in Pittsburg.

APPROVAL OF MINUTES – OCTOBER 25th, 2016 - On motion of Gray, seconded by Johnson, the Governing Body approved the October 25th, 2016, City Commission Meeting minutes as submitted. Motion carried.

AMENDMENT TO REAL ESTATE SALES CONTRACT – ARVEST BANK – On motion of Gray, seconded by Johnson, the Governing Body approved the request submitted by Arvest Bank to change the date the Real Estate Sales Contract between the City and Arvest Bank was entered into for the purchase of 1.23 acres of land in the Pittsburg Research and Development Park Addition from August 30, 2016, to September 13, 2016, and extend the date in which the city's obligation to provide a title insurance commitment begins to run to September 29, 2016, as the earnest money deposit was not tendered until that date and authorized the Mayor to sign the Amendment on behalf of the City. Motion carried.

FINAL PAYMENT – ASPHALT SURFACE MAINTENANCE PROJECT – On motion of Gray, seconded by Johnson, the Governing Body approved final payment in the amount of \$79,617.60 to ProSeal, Inc., of El Dorado, Kansas, for the Asphalt Surface Maintenance with an Asphalt Rejuvenating Agent (Furnished and Applied). Motion carried.

APPROPRIATION ORDINANCE – On motion of Gray, seconded by Johnson, the Governing Body approved the Appropriation Ordinance for the period ending November 8th, 2016, 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.

KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT AGREEMENT – On motion of Gray, seconded by Murnan, the Governing Body approved staff request to enter into an agreement with the Kansas Department of Health and Environment (KDHE) in which KDHE will prepare a Corrective Action Plan regarding the area in the vicinity of 28th and Walnut Streets at no cost to the City, contingent upon final negotiations and legal review, and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

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ORDINANCE NO. G-1262 – On motion of Murnan, seconded by Gray, the Governing Body adopted Ordinance No. G-1262, amending and replacing Section 54-136 of the Pittsburg City Code setting standards for measurement of excessive, unnecessary or loud sounds and noises within the Pittsburg city limits, and authorized the Mayor to sign the Ordinance on behalf of the City. Motion carried with Munsell voting in opposition.

ORDINANCE NO. G-1263 – On motion of Munsell, seconded by Gray, the Governing Body adopted Ordinance No. G-1263, amending Section 82-141 of the Pittsburg City Code fixing rates and minimum charges for water service, and authorized the Mayor to sign the Ordinance on behalf of the City. Motion carried.

ORDINANCE NO. G-1264 – On motion of Murnan, seconded by Johnson, the Governing Body adopted Ordinance No. G-1264, amending Section 82-141 of the Pittsburg City Code fixing rates and minimum charges for sewer service, and authorized the Mayor to sign the Ordinance on behalf of the City. Motion carried.

RESOLUTION NO. 1193 – On motion of Gray, seconded by Munsell, the Governing Body adopted Resolution No. 1193, amending Resolution No. 1180 establishing the equivalent residential unit, ERU rate and undeveloped property rate; and providing an effective date of January 1, 2017, and authorized the Mayor to sign the Resolution on behalf of the City. Motion carried.

BI-MONTHLY BUDGET REVIEW – City Manager Daron Hall provided the October 31, 2016, bi-monthly budget review.

MID-CITY RENAISSANCE OPEN HOUSES – Assistant City Manager Jay Byers announced that the Mid-City Renaissance Open House will be held on Tuesday, November 15th, 2016, from 11 a.m. until 7 p.m. in the lower level of Memorial Auditorium.

EXECUTIVE SESSION - On motion of Gray, seconded by Johnson, the Governing Body recessed into Executive Session not to exceed 40 minutes to consult with legal counsel regarding items deemed privileged in the attorney-client relationship. Motion carried.

The Governing Body recessed into Executive Session at 5:53 p.m.

The Governing Body reconvened into Regular Session at 6:31 p.m.

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

EXECUTIVE SESSION - On motion of Johnson, seconded by Gray, the Governing Body recessed into Executive Session not to exceed 15 minutes to consult with legal counsel regarding items deemed privileged in the attorney-client relationship. Motion carried.

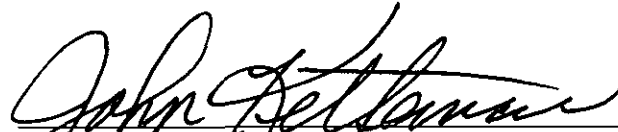
The Governing Body recessed into Executive Session at 6:31 p.m.

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The Governing Body reconvened into Regular Session at 6:43 p.m.

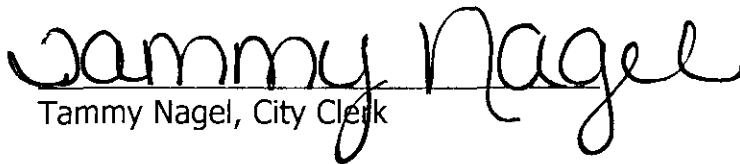
Mayor Ketterman announced that no decisions were made and no votes were taken during the Executive Session.

ADJOURNMENT: On motion of Murnan, seconded by Gray, the Governing Body adjourned the meeting at 6:43 p.m. Motion carried.



John Ketterman, Mayor

ATTEST:



Tammy Nagel, City Clerk

