

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
July 10th, 2018

A Regular Session of the Board of Commissioners was held at 5:30 p.m. on Tuesday, July 10th, 2018, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor Jeremy Johnson presiding and the following members present: Sarah Chenoweth, Dawn McNay, Chuck Munsell, and Patrick O'Bryan.

PUBLIC INPUT -

INVOCATION – Pete Mayo of Via Christi provided an invocation.

SILVERBACK LANDING PROJECT –

William Strenth, 1515 Hampton Road, expressed his concerns regarding storm water issues, soil density and the plat related to the Silverback Landing Project. Mr. Strenth stated that he is concerned the houses will become HUD assisted properties.

Shannon Nicklaus, 1306 Franklin Road, spoke in regard to the procedures that were used by the City's Planning and Zoning Commission/Board of Zoning Appeals when they considered the plat for the Silverback Landing Project.

Scott Norman, 1501 Bitner Place, spoke in opposition to the rezoning of the proposed Silverback Landing property from R1-A to R1-B. Mr. Norman also spoke on storm water issues in his neighborhood.

Mary Beth Grimes, 1508 Imperial Circle, stated that modern, affordable housing is needed in Pittsburg. She explained that the Silverback Landing Project will raise the property values of the homes in the East Hills Addition. She indicated that she is in favor of the project.

David Rua, 1210 Imperial Drive, expressed his concerns regarding the potential for increased traffic in the Bitner Addition associated with the Silverback Landing Project. Mr. Rua cited the safety of pedestrians, noise, air pollution, and street damage as specific concerns. Mr. Rua requested the Commissioners vote in opposition to the East Hills Addition entrance/exit to Silverback Landing Project.

Kristen Humphrey, 1501 Bitner Place, suggested that in lieu of constructing sidewalks in the East Hills Addition, the funds be used to enhance Rouse Street to accommodate an entrance/exit to the Silverback Landing Project.

APPROVAL OF MINUTES – JUNE 19th, 2018 – On motion of O'Bryan, seconded by Chenoweth, the Governing Body approved the June 19th, 2018, City Commission Meeting minutes as submitted. Motion carried.

FINAL PAYMENT – TRICKLING FILTER RENOVATIONS – On motion of O'Bryan, seconded by Chenoweth, the Governing Body approved final payment in the amount of \$19,781.80 to Burns & McDonnell / CAS Contractors, LLC, of Kansas City, Missouri, for renovations to the Trickling Filter at the Wastewater Treatment Plant. Motion carried.

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
July 10th, 2018

FINAL PAYMENT – LEGACY CONTROLS – On motion of O'Bryan, seconded by Chenoweth, the Governing Body approved final payment in the amount of \$8,916.39 to Greenway Electric, Inc., of Wichita, Kansas, for the upgrade of the Legacy Controls at the Wastewater Treatment Plant. Motion carried.

APPROPRIATION ORDINANCE – On motion of O'Bryan, seconded by Chenoweth, the Governing Body approved the Appropriation Ordinance for the period ending July 10th, 2018, subject to the release of HUD expenditures when funds are received with the following roll call vote: Yea: Chenoweth, Johnson, McNay, Munsell, and O'Bryan. Motion carried.

PRESENTATION OF THE CITY MANAGER'S SUBMITTED BUDGET - City Manager Daron Hall and Director of Finance Jamie Clarkson presented the City Manager's Submitted Budget for 2019.

REQUEST TO REZONE - SILVERBACK LANDING – On motion of O'Bryan, seconded by Johnson, the Governing Body approved the recommendation of the Planning Commission/Board of Zoning Appeals to grant the request submitted by Mickey Vena, P&L Company, LLC, to rezone the area located south of the Bitner Addition and north of Centennial Drive from R1-A, Single Family Residential, to R1-B, Single Family Residential, to allow for the future construction of a residential development, and directed staff to prepare the necessary Ordinance. Motion carried with Munsell abstaining.

City Manager Daron Hall, City Staff, Mr. Vena, and Pete Earles, of Earles Engineering, addressed the storm water, procedural, zoning, and traffic concerns regarding the Silverback Landing Project expressed during the Public Input portion of the meeting. Commissioner Munsell stated that due to his concerns regarding storm water issues associated with the project, he would abstain from voting on the Silverback Landing Project agenda items.

PLAT - SILVERBACK LANDING – On motion of McNay, seconded by O'Bryan, the Governing Body approved the recommendation of the Planning Commission/Board of Zoning Appeals to accept the preliminary and final plat of the Silverback Landing Addition submitted by Mickey Vena, P&L Development, LLC, for the platting of the area located to the south of the Bitner Addition and north of Centennial Drive, and authorized the Mayor and City Clerk to sign the plat on behalf of the City. Motion carried with Munsell abstaining.

RESOLUTION NO. 1205 – On motion of Chenoweth, seconded by Munsell, the Governing Body adopted Resolution No. 1205, confirming the City of Pittsburg's priority of projects 69-2019 KA-1554-02 and 69-019 KA-1554-03 to upgrade the US-69 Highway from the US-69/K-47 junction north to the Bourbon County/Crawford County line to a four-lane expressway, and authorized the Mayor to sign the Resolution on behalf of the City. Motion carried.

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
July 10th, 2018

KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT AGREEMENT - WEIR CITY ZINC WORKS NO. 2 - 2811 NORTH BROADWAY – On motion of O'Bryan, seconded by Munsell, the Governing Body approved staff recommendation to enter into an agreement with the Kansas Department of Health and Environment (KDHE) regarding the remediation of hazardous materials in conjunction with the North Walnut Street extension project and authorized the Mayor to sign the agreement on behalf of the City. Motion carried.

DEVELOPMENT OF 113 WEST 5th STREET – On motion of McNay, seconded by Chenoweth, the Governing Body accepted the Letter of Intent submitted by Rise Redevelopment, LLC, for the development of the vacant property located at 113 West 5th Street. Motion carried with O'Bryan and Munsell voting in opposition.

RECESS – On motion of Chenoweth, seconded by O'Bryan, the Governing Body recessed for 5 minutes. The recess began at 7:27 p.m. The Governing Body reconvened into Regular Session at 7:38.

SUSTAINABILITY ADVISORY COMMITTEE APPOINTMENTS – On motion of Munsell, seconded by Chenoweth, the Governing Body appointed Ashlei Bockover, Denise Fitzpatrick, Shane Kannarr, Nidia Lopez, Daniel McNally, Joel Stewart, and James Triplett to first two-year terms as members of the Sustainability Advisory Committee, effective immediately and to expire on December 31st, 2020. Motion carried.

BI-MONTHLY BUDGET REVIEW - Director of Finance Jamie Clarkson provided the June 30, 2018 bi-monthly budget review.

NOTIFICATION OF BOARD COMMITTEE MEMBER APPLICANTS – Commissioner Chenoweth requested that all applicants be notified of the appointments to the Sustainability Advisory Committee. She asked that those applicants not selected be encouraged to participate in Sustainability Advisory Committee initiatives.

EXECUTIVE SESSION - On motion of O'Bryan, seconded by McNay, the Governing Body recessed into Executive Session for twenty minutes for consultation with the City Attorney regarding matters deemed privileged in the attorney-client relationship pursuant to KSA 75-4319(b)(2), to discuss the mortgage foreclosure action by Bonneville Mortgage Company against Downtown Pittsburg Housing Partners, LP and the City. Motion carried.

The Governing Body recessed into Executive Session at 7:50 p.m.

The Governing Body reconvened into Regular Session at 8:08 p.m.

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

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
July 10th, 2018

ADJOURNMENT: On motion of Chenoweth, seconded by Munsell, the Governing Body adjourned the meeting at 8:08 p.m. Motion carried.



Jeremy Johnson, Mayor

ATTEST:



Tammy Nagel, City Clerk

