

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
November 8, 2022

A Regular Session of the Board of Commissioners was held at 5:30 p.m. on Tuesday, November 8, 2022, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor Cheryl Brooks presiding and the following members present: Stu Hite, Dawn McNay, Chuck Munsell and Ron Seglie.

Mayor Brooks led the flag salute.

INVOCATION – Mark Chambers, on behalf of the First United Methodist Church, provided an invocation.

PROCLAMATION – Mayor Brooks proclaimed November 2022 as Adoption Month in Pittsburg.

APPROVAL OF MINUTES – On motion of McNay, seconded by Hite, the Governing Body approved the October 25, 2022, City Commission Meeting minutes as presented. Motion carried.

ORDINANCE NO. S-1090 – On motion of McNay, seconded by Hite, the Governing Body adopted Ordinance No. S-1090, granting an ad valorem tax exemption to Atkinson Industries, Inc., pursuant to the City of Pittsburg's Policy and Procedures adopted November 10, 1987, as authorized by Section 13, Article 11, of the Constitution of the State of Kansas, and authorized the Mayor to sign the Ordinance on behalf of the City. Motion carried.

SECOND AMENDMENT TO ANTENNA COLLOCATION LEASE AGREEMENT – On motion of McNay, seconded by Hite, the Governing Body approved a Second Amendment to Antenna Collocation Lease Agreement with T-Mobile Central, LLC, updating the lease to reflect the name change from Sprint to T-Mobile Central, LLC, and authorized the Mayor to sign the Agreement on behalf of the City. Motion carried.

RINK WATER SERVICE – On motion of McNay, seconded by Hite, the Governing Body approved the application submitted by Brody Rink for water service outside the City limits for the property located at 773 South 196th Street. Motion carried.

CHANGE ORDER NO. 1 – EAST QUINCY PROJECT – On motion of McNay, seconded by Hite, the Governing Body approved Change Order No. 1 for the East Quincy Street Reconstruction Project to represent the removal of 160' of existing fence at 929 East Quincy Street in order to construct new storm sewer and grading, the installation of 110' of temporary fence to be utilized as the storm sewer and new grade are being constructed, and the installation of 160' of chain fence with a double gate after the construction is complete, with the contract amount increasing \$2,546.25, making the new total contract amount \$5,376,445.32, and authorized the Mayor to sign the Change Order on behalf of the City. Motion carried.

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CHANGE ORDER NO. 4 – 2022 CCLIP PROJECT – On motion of McNay, seconded by Hite, the Governing Bod approved Change Order No. 4 to the 2022 Pittsburg CCLIP Project, to represent a deduction in the amount of \$97,169.10 due to the deletion of concrete pads for the water valves and manholes, and a deduction of Hot Mix Asphalt material, making the new total contract amount \$1,140,992.27, and authorized the Mayor to sign the Change Order on behalf of the City. Motion carried.

PURCHASE OF CHEMICALS – On motion of McNay, seconded by Hite, the Governing Body approved staff recommendation to waive the City's bid policy to purchase chemicals for the Wastewater Treatment Plant, Water Treatment Plant, and Aquatic Center for the upcoming contract year and/or until the market conditions have stabilized, and continue to work with current vendors and/or new vendors to ensure a constant supply of essential chemicals needed for the City's water requirements. Motion carried.

APPROPRIATION ORDINANCE – On motion of McNay, seconded by Hite, the Governing Body approved the Appropriation Ordinance for the period ending November 8, 2022, subject to the release of HUD expenditures when funds are received. Motion carried with the following roll call vote: Yea: Brooks, Hite, McNay, Munsell and Seglie.

CITY HALL FRONT ENTRY PROJECT FINAL CONCEPT – Following a presentation by Echelon Arch + Design representative Miranda Bruening, on motion of Hite, seconded by McNay, the Governing Body approved the concrete stem wall coating, precast quartz panels, window sealant replacement, exterior brick sealant and landscaping in regard to the City Hall Front Entry Project at a cost of \$107,357.10. Motion carried.

MT. OLIVE CEMETERY SERVICES AGREEMENT – On motion of Munsell, seconded by Seglie, the Governing Body approved staff recommendation to enter into a Mt. Olive Cemetery Services Agreement with Notch8.llc, in which Notch8.llc will provide maintenance and repair services at the Mt. Olive Cemetery, and authorized the Mayor to sign the agreement on behalf of the City. Motion carried.

THE FINISHING TOUCH – On motion of Brooks, seconded by Seglie, the Governing Body tabled consideration of the recommendation of the Economic Development Advisory Committee (EDAC) to allocate \$25,000 in non-repayable funds to be used specifically toward infrastructure improvements by The Finishing Touch at their facility located at 808 East Jefferson Street, based on an expected \$250,000 investment in the project by The Finishing Touch. Motion carried.

NEISLER MORTGAGE RELEASE – On motion of Hite, seconded by Seglie, the Governing Body approved the recommendation of the Economic Development Advisory Committee (EDAC) to release the mortgage against the property located at 915 North Broadway, owned by Dexter and Jennifer Neisler, as the Neislars have satisfied the City's requirements to have their City loan forgiven and the mortgage released, and authorized the Mayor to sign the release on behalf of the City. Motion carried.

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ZONING CHANGE - 211 WEST 11th STREET – On motion of Hite, seconded by McNay, the Governing Body approved the recommendation of the Planning Commission/Board of Zoning Appeals to grant the request submitted by CDL to change the zoning of 211 West 11th Street from R-1C: Single-Family Residential to IP-3: Planned Heavy Industrial, and directed staff to prepare the appropriate Ordinance. Motion carried with the following roll call vote: Yea: Brooks, Hite and McNay. No: Munsell and Seglie.

CONDITIONAL USE PERMIT REQUEST – On motion of Seglie, seconded by Munsell, the Governing Body approved the recommendation of the Planning Commission/Board of Zoning Appeals to grant a Conditional Use Permit request submitted by Pamela Hudson to allow chickens at 1231 East 11th Street under the provisions of Article 30 of the Pittsburg Zoning Ordinance. Motion carried.

AXON TASER-7 PURCHASE REQUEST – On motion of Seglie, seconded by Hite, the Governing Body approved staff recommendation to purchase 55 Taser-7 Electronic Control Weapons (ECW's) and other related items from Axon Enterprises, Inc., of Scottsdale, Arizona, in the total amount of \$240,040 utilizing funds from the Public Safety Sales Tax, with \$235,000 of the cost to be reimbursed to the City by the Bureau of Justice Assistance's Fiscal Year 2022 Byrne Discretionary Community Project Funding/Byrne Discretionary Grants Program, and authorized the Mayor to sign the necessary documents on behalf of the City. Motion carried.

NON-AGENDA REPORTS & REQUESTS –

BI-MONTHLY BUDGET REVIEW - Director of Finance Larissa Bowman provided the October 31, 2022, bi-monthly budget review.

ADJOURNMENT: On motion of McNay, seconded by Seglie, the Governing Body adjourned the meeting at 6:36 p.m. Motion carried.


Cheryl L. Brooks, Mayor

ATTEST:


Tammy Nagel, City Clerk

