

**REGULAR COMMISSION MEETING MINUTES
TUESDAY, NOVEMBER 25, 2014
6:30 P.M.**

The Board of Commissioners met in Regular Session at 6:30 p.m. with Vice Mayor Marcus Kastler presiding.

Present:

COMMISSIONER DON EDWARDS
COMMISSIONER MARCUS KASTLER
COMMISSIONER JUSTIN MARTIN
COMMISSIONER CHRIS WILLIAMS

Absent:

MAYOR JIM FALKNER

City Staff in attendance were:

INTERIM CITY MANAGER JAMESS GRIMMETT
CITY CLERK CINDY PRICE
FINANCE DIRECTOR STEPHANIE RICHARDSON
IT DIRECTOR CHRIS FELIX
POLICE CHIEF TONY CELESTE
PUBLIC WORKS DIRECTOR CHUCK SHIVELY
ENGINEERING TECH THOMAS OSBORN
ELECTRIC UTILITY DIRECTOR GENE RATZLAFF

- A. CALL TO ORDER** – Vice Mayor Marcus Kastler
- B. INVOCATION** – Margie Miller, Crossroads Community of Christ
- C. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- D. REVIEW OF AGENDA**
- E. CONSENT AGENDA ITEMS**
 - 1. Regular City Commission Meeting Minutes – Wednesday, November 12, 2014
 - 2. Special City Commission Meeting Minutes – Wednesday, November 19, 2014
 - 3. 2014 Appropriation Ordinance No. AO-14-21 – \$5,213,300.59
 - 4. Resolution No. R-14-87 – A Resolution to submit an application to KDOT for the Nighttime Seatbelt Program.

MOTION: Move to approve the consent agenda as presented.

ACTION: MOTION: EDWARDS SECOND: MARTIN
ALL AYE EXCEPT FALKNER WHO WAS ABSENT

REGULAR AGENDA ITEMS

- F. PUBLIC HEARING(s), SPECIAL PRESENTATION(s), & PROCLAMATION(s).**

G. COMMENTS FROM THE PUBLIC

The public is free to comment on items not listed on agenda. Public participation is welcome and encouraged for all items on the agenda as the topics are discussed. Please be mindful of others who may also wish to speak and limit your time at the podium appropriately.

H. OLD BUSINESS

I. NEW BUSINESS

1. Resolution No. R-14-88 – A Resolution to sell 503 Centennial to Craig and Tamara Males.
 - City Clerk Cindy Price stated on October 28 the Commission approved accepting an offer from Craig and Tamara Males on 503 Centennial of \$75,000 less closing costs. This property was purchased in October, 2013, with KHRC grant funds. The proceeds from the sale will go back to the KHRC grant fund.

MOTION: Move to approve Resolution No. R-14-88 for adoption.

ACTION: MOTION: EDWARDS SECOND: KASTLER
ALL AYE EXCEPT FALKNER WHO WAS ABSENT

2. Resolution No. R-14-89 – A Resolution for Change Order 7 from SFS for the Youth Activities Center and Library projects.
 - SFS Architect Steve Wise reviewed the change orders necessary for the Youth Activities Center with the biggest addition being a moisture mitigation system due to the high relative humidity at the Youth Activities Center. Commissioners expressed concern over the number of change orders which have been requested for these projects.

MOTION: Move to approve Resolution No. R-14-89 for adoption with the total amount of the change order \$47,012.

ACTION: MOTION: EDWARDS SECOND: MARTIN
ALL AYE EXCEPT FALKNER WHO WAS ABSENT

3. Resolution No. R-14-90 – A Resolution to reallocate the FY 2014 local alcoholic liquor funds.
 - Finance Director Stephanie Richardson stated Big Brothers/Big Sisters recently returned their last allocation stating the local organization has closed.

MOTION: Move to approve Resolution No. R-14-90 for adoption with the funds being split between the Boys & Girls Club and DARE.

ACTION: MOTION: WILLIAMS SECOND: EDWARDS
ALL AYE EXCEPT FALKNER WHO WAS ABSENT AND KASTLER WHO ABSTAINED.

4. Resolution No. R-14-91 – A Resolution to execute an engagement letter with J. P. Morgan for underwriting services.
 - Finance Director Stephanie Richardson stated the Commission has expressed an interest in issuing the electric revenue bonds for the New Generation Project

through a negotiated sale with the investment bank of J. P. Morgan. Springsted, the City's financial advisors, requested information from J. P. Morgan to evaluate the firm's qualifications to underwrite the transaction and believes they are qualified. There will be no expense to the City by executing the engagement letter in the event the bonds are not issued.

MOTION: Move to approve Resolution No. R-14-91 for adoption.

ACTION: MOTION: EDWARDS SECOND: WILLIAMS
ALL AYE EXCEPT FALKNER WHO WAS ABSENT

5. Discussion on a change order to the contract for JRB Industries for the demolition of 23 properties.

■ Interim City Manager James Grimmer stated Jim Beachner with JRB Industries has requested a two-week extension on his demolition contract due to the ten-day waiting period with the state on the asbestos demolition paperwork. The Commissioners declined to grant an extension on the contract.

6. Resolution No. R-14-92 – A Resolution to purchase dispatch equipment for the Police Department.

■ Police Chief Tony Celeste stated he is working with the WSCA-NASPO cooperative purchasing agreement to purchase dispatch equipment which would be paid for from 911 funds. Commissioners expressed concern with receiving only one bid through the cooperative purchasing plan and requested Celeste solicit additional bids.

NO ACTION

7. Resolution No. R-14-93 – A Resolution to approve Task Authorization #1 with Burns & McDonnell for the New Generation project.

■ Electric Utility Director Gene Ratzlaff stated after approval by Commission to select Burns & McDonnell as the City's Owner's Engineer for the New Generation project, staff met with them to negotiate cost and scope for engineering services for engineering design, procurement and support services. Their not to exceed proposal is \$2,200,000. Commissioners questioned if the City should wait until the bond proceeds are in hand to move forward, however, by doing so we would lose the cost saving advantages of working with Stillwater; the savings is estimated to be \$1.5 to \$3 million. It is anticipated the bonds will be issued the end of January or the first of February.

MOTION: Move to approve Resolution No. R-14-93 for adoption.

ACTION: MOTION: EDWARDS SECOND: MARTIN
ALL AYE EXCEPT FALKNER WHO WAS ABSENT

8. Resolution No. R-14-94 – A Resolution to approve Task Authorization #2 with Burns & McDonnell for the New Generation project.

- Electric Utility Director Gene Ratzlaff stated Task Authorization #2 is for engineering services for construction management and support services at a not to exceed cost of \$3,300,000.

MOTION: Move to approve Resolution No. R-14-94 for adoption.

ACTION: MOTION: EDWARDS SECOND: MARTIN
ALL AYE EXCEPT FALKNER WHO WAS ABSENT

9. Discussion on agreement with Tom Carlson for housing development loan.

- Commissioner Chris Williams questioned where the funds will come from for the \$200,000 loan Commissioners approved for Tom Carlson for the 18 houses on South Walnut. It was determined the loan would come from the one-time funds from the CRNF tax funds. Commissioners want to renegotiate the agreement with Carlson requesting he use local contractors and buy materials locally.

10. City Manager's Report

- Interim City Manager James Grimmett updated Commissioners on department activities.

11. Comments from Commissioners and Staff

- Commissioner Martin questioned whether we are citing people for items in their backyard stating not everyone had alleys and the items are not visible.
- Commissioner Kastler stated he is no longer in favor of putting flowers at the Pfister Park fountain but would rather see a gazebo or stage
- Commissioner Edwards requested a cost estimate on renovating the bathhouse and fountain and suggested in order to find out if the citizens supported utilizing tax dollars a special election could be called with those items on the ballot. If it doesn't pass, the bathhouse would be torn down.
- Commissioner Williams asked for clarification on how the KHRC grant funds for housing rehabilitation could be spent. Commissioners requested the remaining houses in the KHRC funded program be listed with a realtor and offers taken to get the properties sold as soon as possible.
- Commissioners discussed the advisability of having a community panel involved with the search for city manager. A consensus agreement was reached to extend the search process through April 1 in order for the commission election to be over when a new city manager is hired and to make the salary range \$90,000 to \$150,000.

J. EXECUTIVE SESSION(s)

MOTION: Move to recess to executive session for the discussion of non-elected personnel to reconvene on or before 9:15 p.m.

ACTION: MOTION: WILLIAMS SECOND: EDWARDS
ALL AYE EXCEPT FALKNER WHO WAS ABSENT

Time the meeting was reconvened: 8:55 p.m.

K. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

1. Library Minutes

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2. CRC Report

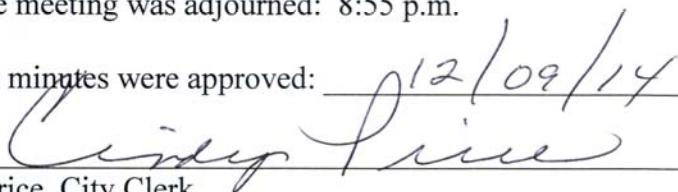
L. ADJOURN

MOTION: Move to adjourn.

ACTION: MOTION: WILLIAMS SECOND: EDWARDS
ALL AYE EXCEPT FALKNER WHO WAS ABSENT

Time the meeting was adjourned: 8:55 p.m.

Date the minutes were approved: _____


Cindy Price, City Clerk