

COMMISSION MEETING MINUTES

TUESDAY, MAY 9TH, 2023 6:30 P.M.

The Board of Commissioners met in Regular Session at 6:30 p.m. in the Commission Room. The meeting was called to order by Mayor Vannoster.

Present:

COMMISSIONER JUSTIN DOANE
COMMISSIONER DEBORAH MAPLES
COMMISSIONER JASON SWINDELL
COMMISSIONER ANN MARIE VANNOSTER
COMMISSIONER ROBERT YORK

City Staff in attendance (for procedure or agenda items):

CITY MANAGER MARK HALL
CITY CLERK MELISSA CARTER
DIRECTOR OF IT CHRIS FELIX
DIRECTOR OF FINANCE STEPHANIE RICHARDSON
DIRECTOR OF ELECTRIC UTILITY MIKE SHOOK
SUPERINTENDENT OF ELECTRIC GENERATION TONY LAWSON

- A. **CALL TO ORDER** – Mayor Ann Marie Vannoster
- B. **ROLL CALL**
- C. **INVOCATION** – Jason Swindell
- D. **PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**
- E. **REVIEW OF AGENDA**
- F. **CONSENT AGENDA**
 - 1. Special City Commission Meeting Minutes – Monday, April 24th, 2023
 - 2. City Commission Meeting Minutes – Tuesday, April 25th, 2023
 - 3. 2023 Appropriation Ordinance No. AO-23-09 \$867,959.86

MOTION: Move to approve items 1 -3 of the consent agenda as presented.

ACTION: MOTION: VANNOSTER SECOND: YORK
ROLL CALL: ALL AYE

G. **COMMENTS**

1. Comments from Public

Any citizen desiring to address the Commission shall be recognized, advance to the podium, state his/her name and address for the record. Comments shall be limited to 3 minutes unless extended by a vote of the majority of the Commission. The Commission does not hear matters involving litigation or City Personnel. The Commission does not take action on subjects not on the agenda unless unusual or hardship conditions exist. Citizens may address the Commission on agenda items as they are brought to the floor.

- Loran Osborne, 613 W. 6th came to the podium and said that he believes one of the big disconnects that has occurred is the fire and vigor that people have been putting their points forward with. It is a lot harder to listen to a loud barking dog than it is to a quietly speaking person. Mr. Osborn said a lot of them have made that mistake because they thought their points were righteous but their behavior was not. He

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stated that he served in the Navy for 5 years before transitioning to the Army. Honor, courage, commitment, loyalty, duty, respect, selfless service and integrity are not just words they are core values that are invested and inculcated into the very fabric of being for people who live their service. Mr. Osborn stated we are buried in the midst of a situation in which lies have definitely been spoken but not by the people accused and he believes they will be able to show the Commission evidence of several instances which are direct mendacity from officials in this room. They have black and white evidence this time and a news camera to show it on. He said it will be their choice whether the old business on the Agenda stays empty or fills up with things that should have been dealt with for the last month and a half. Mr. Osborn said the Kansas Open Meetings Act specifically forbids interaction communications in collectively involve a majority of the public body or agency without the public present a common topic is discussed concerning business or affairs of the public body without the entire body present or there is an intent by any or all of the participants to reach agreement on a topic that requires binding action or open meeting by a public body or agency. Mr. Osborn stated they have evidence of 3 City Commission videos that information had to be shared outside the view of the public in order for the questions and responses that were given during several of those sessions.

- Sonya Cantrell, 108 Cedar Drive, came to the podium and stated that she wanted to comment on the April 26th Press Release from the City Manager. She said these are Mr. Hall's exact words "The State Fire Marshal explained that the Coffeyville Fire Department has improperly submitted reimbursement requests to the Office of the State Fire Marshal on multiple occasions." Mrs. Cantrell then read from an email obtained through an Open Records Request dated April 4th to the City of Coffeyville from the State Fire Marshall Doug Jorgensen. Please note that she has confirmed with the State Fire Marshal that the date of October 21, 2021 date in this email was a typo and should read October 2022. "I've attached copies of the paperwork we have from the October 2021 Hazmat response and the personnel sheets that have gone back to 2015. All of the Personnel cost receipts sheets prior to October 2022 only shows straight time reimbursement for all participants. The October 2022 reimbursement was the first one requesting a double time rate not only for the call in personnel but also for the actual Hazmat incident responders. Reimbursement of those was an error on our part." Mrs. Cantrell stated that the State Fire Marshal is accepting the responsibility for the mistake and in no way tried to blame the local firefighters as spelled out in the Fire Marshal's email. The only reimbursement claiming double time was the single one in October not multiple times as Mr. Hall tried to convince the Commission. Another statement in Mr. Hall's press release - the Fire Marshal added that the Coffeyville Fire Department personnel altered the Office of the State Fire Marshal reimbursement forms or spreadsheets by changing locked calculations. Again, from the April 4th e-mail from the State Fire Marshal said "Our Hazmat teams have a fillable workbook to submit their costs for reimbursement. I was under the impression that the workbook was locked down and the figures could not be altered from what was entered I now realize I was wrong." This is on April 4th that he said he was wrong and whoever filled out the workbook with the cost for reimbursement manually altered the totals on the personnel cost page, they did add a note stating that they put double time so they were saying this is double time, they weren't sure what they were supposed to do. That is not in accordance, this is him speaking, that is not in accordance with the current contract

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that is in place and our staff should have caught that mistake and had it corrected. Since that was our error we will let the total reimbursement stand. Again Mr. Hall's statement in the press release does not coincide with Fire Marshal's email, the workbook was not locked. The State Fire Marshal is not blaming the Coffeyville firefighters. Mrs. Cantrell asked, what's going on here, why is a City Manager providing false information to the Commissioners and the community? She stated she has it here in black and white from the State Fire Marshal. Please also note that after a Hazmat event the firefighters are paid for this duty on their next paycheck even sometimes before they are reimbursed from the State. When reimbursement from the State comes in it goes directly to the City so why would it make sense for them to purposely falsify their request for reimbursement as it never goes directly to the firefighters. They've already been paid what they have due. Does the City not reconcile through reimbursements with what has been paid out for extra Hazmat calls, in this case the City has received money they should not have so who's in the wrong here? Also, the actual last Hazmat response was not October of 22 as stated by Mr. Hall numerous times. It's recorded, he said it multiple times. The last response from the Hazmat team was March of 2023 which is what instigated this entire mess. Why have these facts not been presented in an honest manner? They may never know the answer but what they do know is that the City Commissioners and the citizens of Coffeyville need to become vigilant in what the City Manager is reporting to them. It's a sad day when numerous folks have expressed their concerns regarding issues with Mr. Hall and the Commissioners continue to ignore the problems. Mr. Hall is no longer working in a productive manner with various entities across town. She's personally spoken with Representatives from such local entities as USD 445, Boys and Girls Club, CRMC, Library Board and Montgomery County Action Council. She's done her homework and expressed her concerns to several of the Commissioners. This lack of the City Manager's desire to collaborate with these entities is hurting the entire community of Coffeyville. Mrs. Cantrell stated that the Commission is allowing this man to hurt the entire community. Something needs to be done now and that something is relieving Mr. Hall of his duties as City Manager. She cannot speak for everyone but she knows there are many who no longer feel Mark Hall is a valuable leader for Coffeyville or can contribute in a positive way especially after the way he degraded the Fire Department. They did not deserve that. She is also appalled at the manner in which the Commission responded by absolutely buying into his rhetoric. They didn't bother to find out the truth. She stated that she has the truth here in black and white. The comment about there being an investigation by Mr. Doane would not have even been necessary if the true information had been shared from the State Fire Marshal by Mark Hall. Commissioners, do what you are elected to do and represent the citizens of Coffeyville instead of following along blindly believing everything Mr. Hall has to say. She has proven it tonight that he has not been truthful, she has it in writing. She would be glad to share it with the Commission. Too many issues have been brought to life to ignore any longer, the Commission owes it to the citizens of Coffeyville to act on this manner immediately.

- Pete Caresio, 2274 N Hwy 169, came to the podium and said he has been a firefighter with the City of Coffeyville for 31 years. He stated they were through, they made their last statement and then left the room. All they had to do was let it go but they couldn't do that because they had to make one last jab at the Fire Department. Mr. Caresio asked, what did you think was going to happen after you

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made those accusations? Not only that but what was said was not true in the manner it was projected and beyond that they have been standing behind personnel issues as a reason for not speaking for the last few weeks but yet they openly discussed a personnel issue. An issue that should have been discussed with the Fire Department before making any statements to the public. He questioned, is the Commission okay with this? They must be because they agreed and asked questions as though everything he said was gospel. Through conversation this could have been resolved but they chose to make public accusations against members of the Fire Department, for what purpose, because they were writing their grievance? They never gave them the opportunity to defend ourselves, they still haven't. This is why there is still anger in the community, not because of them because of Mark Hall and the Commission who refused to talk. They have made several statements in the past that are just not true. It was said that the mistake in billing by the Fire Department has happened more than once, that's not true. It was said that there were codes in the billing for Hazmat pay forever, that's not true. It was said someone instructed them to change the Excel sheet, that's not true. These are just a few, he's sure others have taken notes on more. The firefighters are paid before the City receives the reimbursement from the State. They were paid correctly for the Hazmat incident, the City was overpaid, not the Fire Department. After the Hazmat incident in October, Mr. Hall told Chief Ward that they would not be paid the single pay twice, aka double time then proceeded to find excuses as to why he wouldn't pay it. Mr. Caresio said that Chief Ward told him before he entered payroll after the last Hazmat incident that overtime pay for the firefighters on duty could not be entered. It was not put into payroll that is when the grievance was started and people have stated he was fired because he went against Chief Ward. That cannot be the reason for Chief Ward being fired so many people have wrongly stated. The next topic is communication. Those who make conversations impossible make escalation inevitable. How many times does this word have to be talked about? There have been zero communications from the City Manager before this incident or after. How do they function as a City without it? He guesses we're showing that now and is really disgusted by the lack of communication from the Commission. After sending three Commissioners messages Mr. Doane Mr. York and Mrs. Vannoster on different occasions and only getting one response in the last few weeks from the mayor saying she would like to talk and then nothing. They hate the fact that rumors are being spread yet they facilitate those rumors by not talking. To be clear, he has reached out to Commissioner Swindell early on and he did listen. He has not reached out to Commissioner Maples and apologized for that because he didn't know if she would have listened or not but would like to believe she would have. Mr. Caresio said he will end this because he only has three minutes to talk. He is not afforded the right to defend himself and the firefighters from an hour-long accusation from the City Manager. Their First Amendment right shall not be infringed upon yet someone or individuals decided that they did not like the statements made in one of the commission meetings and took it upon themselves to contact the person's boss and complain. That eventually got to their top boss who by the way is a very influential person. They watched the meeting on YouTube and reached out to this person saying they had no problem with them speaking as a citizen of Coffeyville, they also added that speech was excellent. It is a First Amendment right to speak at a Commission Meeting and any attempt to retaliate for that should probably be looked at by the Attorney General, especially if those

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complaints came from a Commissioner but he doesn't know that it did. Just to be clear at the very least the Fire Department deserves an apology for Mr. Hall and then they need to sit down and discuss all the problems they are having. They are willing to work with Mr. Hall but they can't because he won't communicate with them.

- Wesliann McCartney, 701 Lincoln St, came to the podium and said the last time she spoke she came up there knowing what she wanted to say and how she needed to say it. When she spoke, she spoke without fear of retaliation because she very much believed in the First Amendment and that would be able to protect her. Today she is not so sure. She heard what she thought were just rumors of retaliation towards some citizens of Coffeyville who spoke out but she recently found out these are very much true. Ms. McCartney would like to remind people of why we have the First Amendment. It protects of the fundamental rights, the freedom to believe and express different ideas in a variety of ways. Without freedom speech we as individuals cannot openly speak to government officials without fear of retaliation. First Amendment gives us the right to petition to the government and express our concerns over how we are governed. She stands here tonight feeling as though her First Amendment rights are not being respected or being upheld. She feels like her concerns are not being heard, she feels ignored, like her feelings are not valid and she feels like she not important. She feels like the Commission doesn't care. Ms. McCartney has lived in Coffeyville her whole life and is scared to go outside her house and drive because she's afraid that a Police Officer is going to pull her over for what she has said. She is scared that she is going to lose her job because she stood up there and fought for what was right. She shared a scripture from Proverbs 15 - A gentle answer turns away wrath but a harsh word stirs up anger the tongue of the wise adorns knowledge but the mouth of the fool gushes fully. The lips of the widespread knowledge but the hearts of the fools are not upright. Mockers resent correction so they avoid wise. A hot tempered person starts off conflict but the one who is patient comes a quarrel. Ms. McCartney said she is terrified knowing that she stands up there and speaks for what is right in fear of her family and her safety. She has lived in Coffeyville her whole life and has loved living in this City but is now terrified. This will lead firefighters to quit their jobs, if that happens we have no firefighters, fires will go out of control and people will die. She doesn't want to live in Coffeyville anymore and is scared because they are not doing anything to help. They're not listening to any of them, her, her sister or the firefighters. She asked them to please think of the future of Coffeyville and what they are feeling. They're watching this whole thing play out and some of them are scared and don't understand but their feelings are just as valid as everyone else's.
- Jim Falkner, 1014 W. 3rd, came to the podium and said he would like to add just a bit of technical expertise to the issue. He stated he has seen and manipulated personally the spreadsheet in question. He's seen a copy of it and there are no computational cells on the spreadsheet in question that compute the amount of pay to be sent back to the City. There are no cells that are locked. There's a cell for name, hours, rate and then the final cell is hours times rate. He would have expected to see a formula in that final cell that multiplies the two previous. There isn't, that third cell calculation is done with a handheld calculator. There is a formula that adds that entire column and gives a total of all of that money and that figure is in a locked formula that transfers to another file in another spreadsheet that summarizes all the

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payment, but for the specific entries of hours and rates and the totals on that one sheet, there are no locked cells. He just wanted to clarify that for the Commission.

- Drew Cantrell, 1607 W. 6th, came to the podium and said since they all know what everybody out there has known for a month and a half, he asked what are they going to do about the lying? He knows they're not going to say anything but it's come time to deal with the liar and it's not the firefighters it's the City Manager. He stated they need to apologize to the Fire Department for the way they've been treated. It's terrible and he doesn't understand why they're allowing this. He stated one of them is a preacher, what is it the ninth commandment - thou shalt not lie or in a newer version it's don't bear false witness against your neighbor. Mr. Cantrell said he guesses if you're a tourist then nobody's your neighbor so obviously it can't apply to him. He said make him accountable, make him apologize for the egregious acts he has done. It's time for him to go, we can't continue with this, he asked them to please just do their jobs
- Kent Allison, 612 W. 5th, came to the podium and said our history fuels our future, it doesn't get any more real than what you heard from that young lady. She and her age group are the future of Coffeyville. He said when he spoke the first time he said we went through this back in the 80's and it didn't benefit anyone then and he doesn't think it's benefiting anyone now. There are people on all sides of this spectrum. There are good people who are siding here, there are good people siding with the Commission but we're not together. We talked about the First Amendment, there are a lot of people in the community who would just like to go along to get along. Mr. Allison questioned if anything has ever been settled permanently by just going along to get along. He doesn't think so and thank God in 1776 our founding fathers didn't decide to just go along to get along with Britain. Or December 8th, 1941 or 9/12/2001. They have a right to disagree, they have a right to seek redress of their grievances and that's what they've been doing. Tempers have gotten out of control, the rhetoric's gotten hot and it's done none of us any good. They've wanted to see some action, they need to see some action and they need to see some positive action. He stated they don't really have an ax to grind personally, this is about the community. For Heaven's sake we all need to act like adults, they voted for the Commission and elected them as our governing body and they're all they have to turn to and they have pleaded with them to please do something.
- James Cantrell, 108 Cedar Drive, came to the podium and said when this all started they wanted to get a full grasp of it. Not just what we hear over the fence from neighbors and people that we know. His wife reached out to Mark Hall, nothing he wouldn't return her email so she waited a couple days fired off another one. Mr. Cantrell said he couldn't see fit to return a phone call, email or anything. Mr. Cantrell looked at Mr. Hall and said "yeah just keep sitting there doodling, its fine." They spoke with the different commissioners and with Mrs. Maples. He stated she was very direct and said give me specifics. Mr. Cantrell said they gave her specifics tonight and she has been given specifics of how Mr. Hall lied. There's no other way to put it, they have evidence of what the Fire Marshal for the state of Kansas said and they have his lies. They've been given the proof and asked when are they going to do something about it. When are they going to act? Mr. Cantrell then addressed Commissioner York and said "you can just quit smirking." Commissioner York replied "I've never smirked once." Mr. Cantrell replied that it comes across that way. They want the Commission to go into Executive Session, whether it happens tonight or whatever Mr. Hall needs to go. They've been given the proof. Mr.

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Cantrell said that Ann Marie told him he doesn't know the backside. He said we know the backside, we know the front side and he's the backside. It's time to remove him.

- Antonia Lawson, 409 Highland, came to the podium and said for months the stance of the commission is that personnel issues are not to be spoken of publicly. That changed on April 25th as publicly, Mr. Hall stated not just on recorded YouTube video but also in writing the following false accusations. Page two, first paragraph of Hall's written statement: "The State Fire Marshal further explained that the Coffeyville Fire Department has improperly submitted reimbursement requests (plural) to the Office of the State Fire Marshal on multiple occasions." Ms. Lawson stated that she has in her possession the same email that was sent to Stephanie Richardson from Mr. Doug Jorgensen with the Kansas State Fire Marshal on Tuesday April, 4th 2023 at 11:42 a.m. stating the following: "I have attached copies of the paperwork we have from the October 2022 Hazmat response and the personnel cost sheets we have going back to 2015. All the Personnel cost sheets prior to October 2022 only show straight time reimbursement requested for all participants. The October 2022 reimbursement was the first one requesting a double time rate not only for the call in personnel but also for the actual Hazmat incident responders. Reimbursement of those costs was an error on our part. Our Hazmat teams use a fillable workbook to submit their costs for reimbursement. I was under the impression that the workbook was locked down and the figures could not be altered from what was entered. I now realize I was wrong and whoever filled out the workbook with the cost for reimbursement manually altered the totals on the personnel cost page. They did add a note that rates were figured at double time but that's not in accordance with the current contract that is in place. Our staff should have caught that mistake and had it corrected. Since it was our error we will let that reimbursement stand. We will be making some changes to our reimbursement workbook in the next couple of days and will request some additional detail separating regular rate, overtime rate and callback rate. We will also be locking the form down so no changes can be made manually." Ms. Lawson stated 21 days prior to the April 25th Commission Meeting Mr. Hall was well aware that the Fire Department did not attempt to mislead or steal funds from the State Fire Marshal's Office. She questioned why it is that Mr. Hall made such a valiant effort to discredit our Fire Department by making allegations that there have been multiple instances of this which clearly was a one-time instance. Mr. Hall also stated that Fire Department personnel changed locked cell calculations to allow for input of double time pay. The email read above clearly states that the cells were unlocked and if a cell is locked there is no way it can be changed which is why per the email the Fire Marshal says that he will be locking the cells so this issue doesn't happen again. Mr. Hall has intentionally misled the Commission and the residents of Coffeyville. This continues to show direct retaliation to the Fire Department and sends a very clear message of distrust to the community. She asked is this the form of behavior or actions that follow the oath that each of the Commissioners have taken? Is this faithfully discharging the duties of Coffeyville and the Commission? Her research, along with help from members of the community, has allowed her to lay a very clear foundation of what she personally believes. As they all can see and read this was an unintentional clerical error, to say otherwise only questions the integrity of the Coffeyville Fire Department. Ms. Lawson stated they now have been provided document of proof of inconsistencies of Mr. Hall's statements. She asked what they

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will do with this information. She stated this has continued the division of our community and in a call for peace has only taken a smoldering fire and added gasoline to it. Tonight she, along with others, once again ask the Commission to do what is right, go into Executive Session and relieve Mr. Hall of his duties. Ms. Lawson said let us heal ourselves with the leadership that she knows each of them possess. Their silence and lack of action have caused the community to question if they are listening. It is time to unite Coffeyville with them rather than against them. They need to see quick and decisive movement from the five of them so that true peace can begin.

Vice Mayor Doane said he is tired of sitting there and being quiet. Some things he wants some clarification on is the first time that this happened was October of 22. The initial argument that came up was that double time was paid from the beginning so he is confused about that. Second, the Fire Marshal responded and said this wasn't in accordance with the contract. The initial argument was that it was in the contract, so he'd like some clarification on that as well. Vice Mayor Doane does not disagree that we need better communication, absolutely 100 percent agree with that, but he doesn't feel like he's getting all the facts either.

- Loren Osborn responded to Vice Mayor Doane stating that as it has been disclosed by the State Fire Marshal, on recording in several instances and in the press statement by Mr. Mark Hall the long-standing practice which is referred to both in the statement by Chief Jorgensen and by Mr. Hall, over 16 years has been to pay two straight times. Therefore when the Chief refers to only straight time appearing from 2015 to present he is referring to an accurate statement in that two straight times have been requested for all of the Hazmat calls. The answer to the second question is that the first occurrence, according to Chief Jorgensen in the email sent directly to the city, occurred in October of 2022. Mr. Osborn stated that the reason we're having this conversation is because the City Manager refused at that point in time and in conversation with Chief Ward, stated specifically that he would not be paying double time for that Hazmat event in November and refused to pay properly until a settlement was reached which is improper because the City is being reimbursed, not the Fire Department. The Fire Department is paid straight.
- Lieutenant Cozzo of Coffeyville Fire Department, 1305 West 2nd, came to the podium and stated he could answer Commissioner Doane's questions because he is the Lieutenant that does the billing. He said on the original billing, when they bill it is straight time for on-duty personnel and double time for callback as they come back in. The way it is paid is the on duty guys are already getting their 24 hours for being on duty, if they go on a call for two hours, they bill the state the two hours of straight time for the on duty guys. Lieutenant Cozzo said when they get paid, they get their 24 hours and then they get the two hours of straight time on top of the 24. That one and one adds to two so the verbiage of double time sometimes gets misconstrued. On the October incident, he was out of state and another firefighter submitted the paperwork, it was a clerical error and also the person that he usually submits the paperwork to, the Director of the Hazmat teams, had also left at the time he went to KDEM so there were two people that had never seen this paperwork before, they submitted it and it got passed through. Over 16 years, and Mr. Hall even said in his statement the other day, they average 2.33 calls a year so whatever that is times 16, one incident was wrongly misplaced and it was a clerical error both on themselves and the State Fire Marshal's Office. It's already been corrected. Vice Mayor Doane asked if that's where the possible

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triple time came from. Lieutenant Cozzo stated there's no way to get triple time. Vice Mayor Doane questioned if that one time it was submitted as doubled instead of two singles and they had a double and their regular single that would incorporate. He said he is trying to figure out where the comment of possible triple time came from, he knows it's a misunderstanding but could that possibly have been where that came from if that was the only time. Lieutenant Cozzo answered that he doesn't believe so because he believes in the payroll the people that were on that call in October, were paid the correct way as far as our payroll. Now the reimbursement from the state came back as double time so there was no way that the firefighters received triple or they received what they got as past practice for the last 16 years. Lieutenant Cozzo stated that he is more than happy to answer any questions if the Commission wants to reach out or is more than willing to show them the spreadsheet that he does. He is personally working with Stephanie Richardson now through the process so they have barriers in place to make sure that this doesn't happen again.

- Becky Caresio came to the podium and stated if they wanted the proof where this started, why it went to grievance and why it's been happening if they got their pay. She said it started because of emails that the Fire Department received from Mr. Hall saying that he wasn't going to pay the straight time which would equal the double time. He was going to stop the practices that have been going on for 16 years is what the email implied. Those emails are in the Fire Department, that's why Pete reached out to all of the Commissioners because he had those emails to share but nobody would get back with him. So the proof that they need, that they've been searching for that even if it just validates what they've said, they've got it but somebody's got to return their phone calls and have a sit down with them because she feels like that's what they were asking about - where did this go wrong. They're getting the pay they got so where was the grievance, that's why the grievance was filed because it was going to be changed according to an email. Mrs. Caresio stated that there are more emails following that she's not going to pretend to understand all of. She wanted to let them know that there are copies of those emails and the Fire Department has them and all they have to do is call them and they will sit down with any of the Commissioners, that's what they've been trying to do.
- Sonya Cantrell spoke from the audience and said are we providing them with the copy of the email from the State Fire Marshal in comparison to the statement that Mark Hall put out to the public. It's there in black and white, the things that she brought up that what he said is untruthful and if any of them want to sit down with her and go over that, she would be glad to do that.

REGULAR AGENDA ITEMS

H. PUBLIC HEARING(s), SPECIAL PRESENTATION(s), & PROCLAMATION(s).

I. OLD BUSINESS

J. NEW BUSINESS

1. Resolution R-23-25 a Resolution to execute a Purchase Order to Cooling Tower Depot for Emergency Repair of Cooling Tower #4 Hot Deck Support Joist and Distribution Plume. Superintendent of Electric Generation Tony Lawson stated this is for cooling tower number four emergency repair, it's to execute a purchase order to the Cooling Tower Depot for the emergency repair of our cooling tower number four hot deck joist and distribution plume. Cooling tower number four is the one that operates with their steam turbine unit number seven which is currently in operations right now. Upon inspection by staff, they found the

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main cross support joist and hot deck were splitting and settling in spots causing the hot deck to sag and become unstable along with the water distribution plume which was causing it to settle and twist. Current conditions of the joists could lead to catastrophic collapse from the way to the water during operations of this unit we were able to receive pricing from two certified cooling tower contractors complete this work selecting the lowest cost proposal.

MOTION: Move to approve Resolutions R-23-25 as presented.

ACTION: MOTION: VANNOSTER SECOND: DOANE
ROLL CALL: ALL AYE

2. City Manager's Report

City Manager Mark Hall stated staff is preparing for the summer season. The pool will open on Memorial Day so they're in the process of filling that and getting staff familiar with the operation. They do have some returning but there a lot of new staff. They have received the outdoor fitness equipment that was donated by the Beach Family Foundation for Sycamore Park. After their approval tonight of the playground equipment, it should be in within two weeks. They'll start setting that up first, children won't be allowed to use it when it's under construction but instead of wait until the park is done, it will be open opened up as they go along. So the playground area, swing area, fitness area will be open to the public as we go through the summer. Then this fall they'll be creating the walking path that six times around will equal one mile. Then they'll also do the nature trail that connects First Street to Fourth street. Mr. Hall will be arranging for the Parks Board, Commission and media to do a groundbreaking sometime in the very near future.

3. Comments from Commissioners and Staff

Mayor Vannoster stated that in accordance with the main topic of this evening, the City does maintain its position based upon the information they received directly from the Fire Marshal himself through the email on April, 4th of 2023 that the submission workbook was in fact manually altered to allow for the input of double time pay reimbursement which is not in accordance with the current contract we have in place. The altering was done, as it was noted, the calculations used were for double time rates but we do not believe it was done with malicious intent. The Office of the State Fire Marshal has made changes to the reimbursement workbook in order to separate the various rates - straight time, double time, callback, etc. and they have made sure that that form is locked down so nothing can be manually altered moving forward by anybody. At the same time the City has implemented a process for the documents to be reviewed before submission to the Office of the State Fire Marshal for reimbursement and that was stated by Lieutenant Cozzo this evening that he is working with our Finance Director and we have checks and balances in place. Right now the City considers this matters closed. They need to get back to their jobs - all of the City departments, the Commission and all of the community have much work to do. They have a lot of projects that they are planning and a lot of things that they have started and need to get back and resume those. Mayor Vannoster stated it's her hope that as a community they can begin the healing process with better communication so that together they can grow Coffeyville and make it stronger. She thanked everyone in advance for their assistance in making that possible for Coffeyville and its citizens. She then asked her fellow Commissioners if they had anything to add on that topic, to do so now. Vice Mayor Doane said this just got way out of hand really quick and he thinks it goes back to communication. He supports the statement Mayor Vannoster just made and they don't think it was

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intentional. He addressed Mrs. Cantrell and said the initial email that they received from the Fire Marshal had a much different tone. As he told prior Chief James Grimmett, he completely understand why they changed their tone. Vice Mayor Doane said that he understands it wasn't intentional, he didn't think it was ever intentional but that may have been where some of the communication came from between the first email and the second e-mail. Mrs. Cantrell stated that the email on April 4th clarified that and then Mr. Hall sat there and made untrue statements about the situation after it had been clarified. Vice Mayor Doane said that he doesn't think it was intentional and they need to move forward. Communication needs to be better and relationships need to be mended. They've got to be able to move forward. Mrs. Cantrell spoke from the audience and said they need to look at the berating he did to the Fire Department intentionally. There was then several comments from the public at once. Mayor Vannoster tapped her gavel to bring order back. Vice Mayor Doane said that he appreciated everyone being there, we got to move forward. The system of checks and balances it's not to micromanage, Stephanie is not a micromanager and he hopes Tony perceives it as a method of support if he's ever got any questions, it's there. He hopes we can move forward. Commissioner York said that he supports the Mayors statement. Antonia Lawson spoke from the audience and asked how they plan on moving forward and resolving and changing things where they're supposed to be able to just start fresh after all of this. Loren Osborn spoke from the audience and said the fact is they can crumple a piece of foil up and smooth it back out again but they can't take the wrinkles out without a new piece of foil. Unfortunately the old piece still sitting there enjoying the freedom from the lies that he put forward that they have evidence of. That's wrong, that's a public statement made in the commission of an office of trust in front of the people. made not only to the press, but also on open camera and they're refusing to deal with it is an ostrich with their head in the sand. You can't move forward with an ostrich with its head in the sand. Vice Mayor Doane said he is going to request that some meetings take place, they've got to start at some point. He wants the Fire Department and the City to sit down and to start communicating. Commissioner York asked in regards to the email on the golf course if Mr. Hall got a copy of that. Mr. Hall said yes he got that late and read it. He said he will be in touch with Scott and they've been short-handed but it is also due to the drought and the City cutting back on watering. They will address the cart situation in the next few meetings. They've had discussion with a car company for a lease purchase and would 31 or 32 carts, we have carts that are dating back to 2006 and usually it's a rotation of every five years and they're starting to get more problems so they've already started that discussion. Mr. Hall believes Scott is close to getting full staff for the summer.

K. EXECUTIVE SESSION(s)

L. GENERAL STAFF, COMMITTEE & BOARD REPORTS AND MINUTES

1. Coffeyville Police Department Crime Stats – April 2023
2. Sales Tax Report – April 2023
3. Hillcrest Golf Course Report – April 2023

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M. ADJOURN

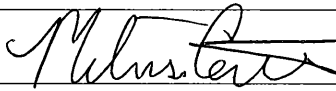
MOTION: Move to Adjourn

ACTION: MOTION: YORK SECOND: MAPLES
ROLL CALL: ALL AYE

Time the meeting was adjourned: 7:30 pm

Date the minutes were approved:

5/23/2023



Melissa Carter, City Clerk

