CITY OF FORT SCOTT
CITY COMMISSION MEETING

Minutes of April 3, 2012 Regular Meeting #7

The regular meeting of the Fort Scott City Commission was held April 3rd, 2012 at 6:00 p.m. in the City Commission Room, 123 S. Main, Fort Scott, Kansas.

ROLL CALL:

Commissioners Bartelsmeyer, Bukowski, Mason and Parker were present with Mayor Adams presiding.

INVOCATION: Pastor Ken Van, First United Methodist Church said a prayer asking God for guidance for the city and all government and city officials.

AUDIENCE IN ATTENDANCE: Richard Cook, Linda Cook, Paul Ballou, Macy Cullison, Ken Van, Kaleb Bailey, Eric W. Bailey, Brent Crays, Darrell Parker, Ron Puterbaugh, Brent Crays, Connie McKee, Audra Young and representing the press, Jason Silvers, Staff Reporter, Fort Scott Tribune and Randy Handly, Bourbon County Review.

PROCLAMATIONS/RECOGNITIONS: Fair Housing Month – Mayor Adams read a Proclamation which proclaimed April as Fair Housing Month in the City of Fort Scott.

APPROVAL OF MINUTES AND APPROPRIATIONS/CONSENT AGENDA:

A. Approval of minutes of the regular meeting of March 20, 2012.

B. Approval of Appropriation Ordinances 709, 710, 1015-A, 1016-A, and 1017-A totaling $628,975.04.

C. Request to Pay – Felsburg, Holt & Ullevig - $25,880.88 – Hwy 69 Project

D. Request to Pay #6 – Hofer & Hofer – BRCC Addition - $55,361.70

E. Resolution 10-2012 and Notice of Hearing with Reference to Alleged Unsafe and Dangerous Structure and Accessory Structure located at 316 Holbrook – Public Hearing Date – 5/15/2012 – 6:15 p.m.

F. Final Pay Request to CBH Construction, LLC – 12th Street Sidewalk Improvements - $14,760.69

Parker moved to approve the Consent Agenda. Mason seconded. All voted aye.

APPROVED CONSENT AGENDA.

APPEARANCE/COMMENTS/PUBLIC HEARING:

A. APPEARANCE: None

B. CITIZEN COMMENTS (Concerning Items Not on Agenda – 3 minute limit per citizen) - Connie McKee – She asked about a leash law in the city for dogs and if there is one. She recently walked out of her house with her small dog and they were both attacked by a large dog. Her little dog is still at the vet and she is bruised from this attack. She asked about any recourse that can be done.

City Attorney informed her that there is a leash law in the City and that it is enforced by the Police Department and the Animal Control Officer. He urged her to speak with the Chief of Police.

City Manager said he would be glad to assist her also.

C. PUBLIC HEARINGS: None

CONSIDERATION:

1. Consideration of Bids – Mower – Parks Department – Eric Bailey, Public Works Director informed the Commission that bids were taken for the purchase of a mower for the Parks department. There were seven (7) bids received with the low bid from Moridge Manufacturing of Moundridge, Kansas in the amount of $10,797.00. Due to the cost of the mower, he asked approval to purchase two mowers at a cost of $21,594.00.

   Mayor Adams said that he looked at the specifications of the mower that was bid and talked to Tom Coffman, Mechanic Supervisor. The local bid is from R & R Equipment and the engine is a 30 hp engine that is bigger than the low bid which is a 25 hp engine. The Mayor said that he would like to see us buy locally. He asked Susan Brown if there were funds to purchase both mowers and she said there were.

Adams moved to approve to purchase of two (2) Gravely mowers from R & R Equipment of Fort Scott in the amount of $26,576.00. Parker seconded. All voted aye.

APPROVED TO PURCHASE TWO (2) GRAVELY MOWERS FROM R & R EQUIPMENT OF FORT SCOTT, KANSAS IN THE AMOUNT OF $26,576.00.

2. Nuisance Ordinance Amendment (2nd & final reading) - Brent Crays, Code Manager informed the Commission that this is the second and final reading of a proposed amendment to the Nuisance Ordinance which defines furniture and household appliances deposited outside a building. Approval was recommended.

   Mason moved to approve the Nuisance Ordinance Amendment. Bukowski seconded. All voted aye.

   APPROVED ORDINANCE NO. 3411 AMENDING CHAPTER 8.20, NUISANCE OF THE FORT SCOTT MUNICIPAL CODE BY AMENDING SECTION 8.20.010, NUISANCES UNLAWFUL – DEFINED WITH REGARD TO FURNITURE AND HOUSEHOLD APPLIANCES DEPOSITED OUTSIDE A BUILDING.

3. Consideration of Agreement for Professional Services – Felsburg, Holt & Ullevig – Widening of 19th to 23rd Street – Highway 69 - Susan Brown, Assistant City Manager informed the Commission that before them is the agreement for professional services for the widening of 19th to 23rd Street. This did not go through the usual selection process due to the fact that this engineering firm has been involved with the Highway 69 Corridor and the 18th and 23rd Street improvements and compiled engineering for both of those projects. This engineering is paid for completely by the City as well as any land acquisition and K.D.O.T. will pay completely for the construction of the project which amounts to approximately $750,000. She said this amount could be taken from Special Streets and Streets budget and that we would be at the limit for these funds for the year. This agreement is for professional services not to exceed $69,700.

   APPROVED AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES FOR FELSBURG, HOLT & ULLEVIG FOR THE

WIDENING OF 19TH STREET TO 23RD STREET ON HIGHWAY 69 AT A COST NOT TO EXCEED $69,700.

COMMISSION/STAFF:

A. Director Updates:

Ron Puterbaugh updated the Commission on the following:

Storm Sirens – The Chief informed the Commission that some of the sirens that have been removed to install the new sirens are still usable. He asked the Commission for approval to donate these to Bourbon County Emergency Management for Keith Jeffers to distribute to various communities in need.

Bartelsmeyer moved to authorize the City to donate the used storm sirens to Bourbon County Emergency Management for Keith Jeffers to distribute to communities in need of sirens. Parker seconded. All voted aye.

AUTHORIZED THE CITY TO DONATE THE USED STORM SIRENS TO BOURBON COUNTY EMERGENCY MANAGEMENT FOR KEITH JEFFERS TO DISTRIBUTE TO COMMUNITIES IN NEED OF SIRENS

S-A-F-E Program – Chief informed them that the recent enforcement program went well with only 15 citations issued. Out of these citations only three were issued to students. Mercy has also donated $750.00 for this program.

B. City Commission:

Bartelsmeyer – Nothing to report.

Bukowski – Nothing to report.

Mason – Nothing to report.

Parker – Nothing to report.

Adams – Remarked that the Skate Park looks great! He said the slides at the new aquatic center are going up and look great also and that the pool is being painted!

C. City Attorney: Nothing to report.

D. Assistant City Manager: Nothing to report.

E. City Manager:

1. Gunn Park Second Lake – City Manager informed the Commission that they were going to fill the second lake at the park but he received a call from Don George of Kansas Wildlife and Parks. Mr. George believes that the City will receive a grant in August to do some updates at the lake. He asked for guidance whether to fill the lake or leave it empty.

   Commission asked about how difficult it is to drain and it is not difficult at all.

   Mason moved to fill the second lake at Gunn Park and if the grant is received it can be drained again. Parker seconded. All voted aye.

   APPROVED TO FILL THE SECOND LAKE AT GUNN PARK AND IF GRANT IS RECEIVED IN AUGUST, IT CAN BE DRAINED AGAIN.

2. Lake Fort Scott – City Manager informed the Commission that he has had a couple of meetings with the Lake Committee. They are meeting as a group on May 5th and he will be working with a member from that committee in lieu of the entire committee.

3. Town Wide Clean Up – City Manager informed the Commission that the town wide clean up will be held the last week of April. They will meet with the County on Friday to see if the fees can be waived.

4. Audit – City Manager said that he and Susan met with Terry Sercer who is conducting the audit of the City's books this week. He said the audit is going well but with as many projects as we have going on we will have to stay on top of them.

ADJOURNMENT:

Mason moved to adjourn the meeting at 6:36 p.m. Parker seconded. All voted aye.

ADJOURNED MEETING AT 6:36 P.M.

The next regularly scheduled meeting is to be held on April 17th, 2012 at 6:00 p.m.

RECORDED BY:

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DIANE K. CLAY
CITY CLERK