CITY OF FORT SCOTT
CITY COMMISSION MEETING

Minutes of May 3, 2011 Regular Meeting #9

The regular meeting of the Fort Scott City Commission was held May 3, 2011 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 Tim Davish, First Baptist Church said a prayer asking God for guidance for the city and all government and city officials.

AUDIENCE IN ATTENDANCE: Reed Hartford, Ian Goodyear, Ron Puterbaugh, Jim Pitts, Paul Ballou, Darrell Parker, Tim Davish, Audra Young, Richard Cook, Eric W. Bailey, Max Fanning, Tom Robertson, Janet Braun, Don Miller, Lindsay Madison, and representing the press, Ruth Campbell, Editor, Fort Scott Tribune.

PROCLAMATIONS/RECOGNITIONS:

Chief of Police Ron Puterbaugh introduced the new Lake Patrol Officer Ian Goodyear to the Commission.

National Day of Prayer – May 5, 2011 – Mayor Adams read the National Day of Prayer Proclamation which will be observed on Thursday, May 5th, 2011.

National Nursing Home Week – May 6-9, 2011 - Mayor Adams read the National Nursing Home Week Proclamation which will be observed May 6-9, 2011.

National Police Week Proclamation – May 15-21, 2011 - Mayor Adams read the National Police Week Proclamation which will be observed May 15-21, 2011.

APPROVAL OF MINUTES AND APPROPRIATIONS/CONSENT AGENDA: Mayor Adams asked that Item G be added – Cereal Malt Beverage License for 116 E. Wall.

A. Approval of minutes of the regular meeting of April 19th, 2011.

B. Approval of Appropriation Ordinances 685, 947-A, 948-A, and 949-A totaling $314,815.76.

C. Certificate of Appropriateness – Life + Style – 22 N. Main – approval of repairs to storefront and paint schemes

D. Certificate of Appropriateness – Papa Don's – 10 N. Main – addition of deck and improvements

E. Appointment of two new Board members – Design Review Board – Shane Walker to fill unexpired term of Don Stewart expiring September 2013 and Peggy Cummings to fill the expired term of Merl Humphrey expiring May 2014.

F. Request to Pay – Estimate #1 – Rogers & Sons Concrete - $57,690 – Gunn Park Shelter House #1.

G. Cereal Malt Beverage License – Consumption on the Premises – J. P.'s Restaurant and Lounge – 116 E. Wall

Bukowski moved to approve the Consent Agenda with the addition of Item G. Mason seconded. All voted aye.

APPROVED CONSENT AGENDA WITH THE ADDITION OF ITEM G.

APPEARANCE/COMMENTS/PUBLIC HEARING:

A. <u>APPEARANCE</u>: None

B. <u>CITIZEN COMMENTS</u> (Concerning Items Not on Agenda – 3 minute limit per citizen) - Reed Hartford and Don Miller – Mr. Hartford appeared before the Commission representing the "Friends of the Fort" and Mr. Miller represented "Historic Preservation Association" to inform them of a recent decision made to move the museum collection and artifacts currently not on display at the Fort Scott National Historic Site to a remote location to be stored. Their concern is that these items belong to the City of Fort Scott and many of its citizens and they will be moved where it will be difficult to gain access to. H.P.A. has a location where these items could be moved to that is climate controlled. They have both written letters of support to keep the items in Fort Scott to the National Parks Office in Omaha, Nebraska and asked the City to write a letter of support also or adopt a resolution of support. It would be a tragedy to for these items to leave our City.

Mason moved to authorize the Mayor to write a letter of support in keeping the museum artifacts in our city. Parker seconded. All voted aye.

AUTHORIZED THE MAYOR TO WRITE A LETTER OF SUPPORT TO THE NATIONAL PARKS OFFICE IN OMAHA, NEBRASKA TO KEEP OUR MUSEUM ARTIFACTS HOUSED IN FORT SCOTT LOCALLY.

C. PUBLIC HEARINGS: None

CONSIDERATION:

1. Consideration of Bids – VFD – Richard Cook, Public Utilities Director informed the Commission that bids were taken for the purchase of a Variable Frequency Drive for the College booster station. The purchase and installation of this device will give the City the ability to isolate and maintain the south water tower which we currently do not have the capability to do so and will provide substantial energy cost savings. This device could be paid for in electrical savings in 6 years. Approval of the low bid from R. W. Vaught Technical Services of Yellville, Arkansas was recommended in the amount of $28,875.00. They have a local technician in Overland Park and the City has worked with them in the past.

   Mason moved to approve the low bid from R.W. Vaught Technical Services in the amount of $28,875.00. Bartelsmeyer seconded. All voted aye.

   APPROVED LOW BID FROM R. W. VAUGHT TECHNICAL SERVICES OF YELLVILLE, ARKANSAS IN THE AMOUNT OF $28,875.00 FOR PURCHASE AND INSTALLATION OF A VARIABLE FREQUENCY DRIVE AT THE COLLEGE BOOSTER STATION.

2. Consideration of Bids – Sanitation Service – City of Fort Scott – City Manager informed the Commission bids were taken for the pickup of sanitation at City locations. There were two bids received: Fort Scott Sanitation - $825.00 per month and Waste Corporation of Joplin, Mo in the amount of $1021.00 per month. Approval for Fort Scott Sanitation was recommended.

   Mason moved to approve the bid of Fort Scott Sanitation in the amount of $825.00 per month for sanitation collection for the City of Fort Scott. Parker seconded. All voted aye.

APPROVED THE BID OF FORT SCOTT SANITATION IN THE AMOUNT OF $825.00 PER MONTH FOR SANITATION COLLECTION FOR THE CITY OF FORT SCOTT.

3. Consideration of Resolution adopting a policy for granting of exemptions from ad valorem taxation for economic development purposes – City Attorney informed the Commission that they were approached from Labconco Corporation who will be adding a 41,000 square foot expansion in the near future regarding any tax abatements available. The tax abatement will be given the same process as Industrial Revenue Bonds are with a cost benefit analysis completed, a public hearing and a resolution passed. The City can offer up to 100% of an abatement up to a ten (10) year period. A formal request has not been received from Labconco but adoption of the proposed resolution would prepare the City for any manufacturing or warehouse company wanting to expand. This also allows the City to charge a "Payment in Lieu of Taxes" (PILOT).

   Mason moved to approve the Tax Abatement Resolution. Parker seconded. All voted aye.

   APPROVED RESOLUTION NO. 29-2011 ADOPTING A POLICY FOR THE GRANTING BY THE CITY OF FORT SCOTT, KANSAS OF EXEMPTIONS FROM AD VALOREM TAXATION FOR ECONOMIC DEVELOPMENT PURPOSES.

4. Consideration of fees – Golf Course – Susan Brown, Assistant City Manager/Finance Director informed the Commission that they had a proposed golf course fee schedule before them for approval. It is as follows:

   <u>Membership & Golf Fees</u>

Single Annual Membership	$300.00
Youth Annual Membership	$ 75.00
Family Annual Membership (Golf only)	$350.00
Family Annual Membership (Pool/BRCC)	$450.00
9 Holes Weekday	$ 10.00
18 Holes Weekday	$ 10.00
9 Holes Weekend	$ 12.00
18 Holes Weekend	$ 12.00
25 Pass	$250.00

   <u>Carts, Cart Sheds & Trail Fees</u>

9 Hole Cart Rental	$ 10.00
18 Hole Cart Rental	$ 18.00
Annual Trail Fee	$100.00
Annual Cart Sheds*	$300.00

* In order to rent a cart shed, an individual must purchase an annual membership

The Course will be closed on Mondays to fee play in order to perform maintenance to the course. Individuals with memberships will be allowed on the course. If a holiday falls on a Monday, the following Tuesday will be the recognized maintenance day. Hours of operation will be from sunup to sundown.

In order to stimulate play during certain times of the year, the Manager will advertise twilight play which will provide a round of golf and a cart rental at a discounted price.

Discussion was held regarding the closing of the course on Monday and if this would affect the senior golfers. It was decided it could be looked at again at a later date if there were problems with this.

Mason moved to accept the Golf Course Fee Schedule and Rates. Bukowski seconded. All voted aye.

APPROVED THE GOLF COURSE FEE SCHEDULE AND RATES.

5. Consideration of Design Engineering Award – Storm Drainage Study – Eric Bailey informed the Commission that Request for Qualifications were taken and eleven (11) qualified engineering firms submitted their qualifications. These were reviewed by a selection of five individuals and the top three were selected and interviewed. Those interviewed were U.R.S, P.E.C. and Shafer, Kline & Warren. It was a unanimous decision to select Shafer, Kline & Warren as the design engineering firm to conduct the Storm Drainage Study for the City of Fort Scott.

   Parker moved to approve Shafer, Kline & Warren as the design engineering firm for the Storm Drainage Study for the City. Mason seconded. All voted aye.

   APPROVED SHAFER, KLINE & WARREN AS THE DESIGN ENGINEERING FIRM FOR THE STORM DRAINAGE STUDY FOR THE CITY.

COMMISSION/STAFF:

A. Director Updates:

1) Richard Cook – Utility Update – Richard Cook, Public Utilities Director gave an update on Water, Water Distribution, Waste Water and Waste Water Collection operations.

2) Ron Puterbaugh – Chief of Police – Chief Puterbaugh informed the Commission that he was recently notified the City received a storm siren grant that will replace five (5) sirens in the City. It is a 75/25 match or up to $15,000 per siren. Approval to accept the grant was requested.

Bartelsmeyer moved to accept the Storm Siren Grant. Bukowski seconded. All voted aye.

APPROVED STORM SIREN GRANT AT A 75/25 MATCH OR $15,000 PER SIREN TO REPLACE FIVE SIRENS.

B. City Commission:

Bartelsmeyer – Said she was excited about the resolution for the tax abatement for economic development.

Mason – Said he was glad to see Fort Scott moving forward.

Parker – Remarked she enjoyed hearing the report from Richard Cook and the savings the crew saved the City. People are getting motivated and excited about Fort Scott.

Bukowski – Nothing to report.

Adams – Nothing to report.

C. City Attorney: Bob Farmer, City Attorney informed the Commission that he had an agreement before them with the new owner of the former Prairie Pride Company. It was purchase by Archer, Daniels Midland and they want to purchase the wastewater from the City as Prairie Pride did in the past. This is the exact agreement as Prairie Pride had with the same figures. Approval was recommended.

Mason moved to approve the Agreement to sell waste water to Archer Daniels Midland. Parker seconded. All voted aye.

APPROVED ARCHER DANIELS MIDLAND AGREEEMENT WITH THE CITY OF FORT SCOTT FOR SALE OF TREATED WASTE WATER.

D. Assistant City Manager: Susan Brown gave the City Commission an update on the following:

Sales Tax – She said sales tax took a dip in 2010 but 2011 is looking more promising and at a 3% increase currently.

Compensating Use Tax – She said that this is also currently increasing due to internet sales and the charging of sales tax by companies.

Community Improvement District – She explained this is the district that was created and is rising slowing. These funds are set in an account and will be released back to the contractor when requested.

Transient Guest Tax – There has been a large decline in revenues in this fund. The City had budgeted $50,000 but it is looking that only around $30,000 will be coming in. They have been in discussions with Lindsay and the Chamber regarding this.

Susan Brown also recognized Audra Young as Administrative Professionals Day and apologized for missing her at the last meeting.

E. City Manager:

1) Golf Course Update – City Manager informed the Commission that the golf course is aerating the greens and there will be sand arriving soon. He hired a greens-keeper instead of a maintenance superintendent. His name is Adam Cole and he has been around golf courses all his life as his father managed a course in Moran. He is still hoping to have the first 9 holes open by the end of May. Jessica Uhler has also been hired as part-time office worker at the golf course. He asked the Commission to adopt a No Fishing policy at the golf course.

   Mason moved to place "No Fishing" at the golf course in place. Parker seconded. All voted aye.

   APPROVED "NO FISHING" AT FORT SCOTT GOLF COURSE.

2) National Day of Prayer – City Manager reminded the Commission that Thursday is the National Day of Prayer. There is a Prayer Breakfast at 7:30 a.m. at F.S.C.C., an observance at Memorial Hall steps at 12:00 noon, and a prayer walk around the walking trail at F.S.C.C.

3) Immigration Ceremony – May 13th, 2011 – City Manager informed the Commission that this ceremony will be held at the Fort Scott National Historic Site from 1:30 p.m. to 3:00 p.m. If rain occurs, the event will be held in Memorial Hall.

4) Governing Body Institute – May 13-14, 2011 – Topeka, Ks – City Manager told the Commission to let Diane know if you want to attend.

5) Phoenix Committee update – City Manager said he had a meeting with this committee as there are still funds remaining. He visited with them about forming one committee and that they can work with the Chamber or the City. Monthly meetings will be held.

6) Economic Development update – City Manager said that they are still meeting on Friday afternoons and moving forward. They are still talking to prospective businesses. They are excited about Papa Don's opening downtown also. He is working with Mercy on filling their building also.

7) Equipment Update – City Manger said he visited with the directors regarding equipment of the City. There are 13 tagged motor vehicles that are old and need removed from the City. A plan is being put together for replacement of City vehicles.

8) Motel – Lindsay Madison informed the Commission that Sunflower Bank purchased the Fort Scott Inn at their sale and they plan to sign an agreement with the Dillion's to continue to manage the motel for the present time.

ADJOURNMENT:

Mason moved to adjourn the meeting at 7:12 p.m. Parker seconded. All voted aye.

ADJOURNED MEETING AT 7:12 P.M.

The next regularly scheduled meeting is to be held on May 17th, 2011 at 6:00 p.m.

RECORDED BY:

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DIANE K. CLAY
CITY CLERK