CITY OF FORT SCOTT
CITY COMMISSION MEETING

Minutes of December 6, 2011 Regular Meeting #23

The regular meeting of the Fort Scott City Commission was held December 6th, 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 Paul Rooks, Grace Baptist Tabernacle said a prayer asking God for guidance for the city and all government and city officials.

AUDIENCE IN ATTENDANCE: Paul Ballou, Darrell Parker, Kaleb Bailey, Jim Cox, Paul Rooks, Randy Handley, Ron Puterbaugh, Eric W. Bailey, Macy Cullison, Brent Crays, Richard Cook, Jim Pitts, Audra Young and representing the press, Jason Silvers, Staff Reporter, Fort Scott Tribune.

PROCLAMATIONS/RECOGNITIONS: None

APPROVAL OF MINUTES AND APPROPRIATIONS/CONSENT AGENDA: Mayor Adams asked that Item L – Request to Pay #2 – Carrothers Construction Co., LLC - $223,147.85 – Aquatic Center be added to the Consent Agenda.

A. Approval of minutes of the regular meeting of November 15th, 2011.

B. Approval of Appropriation Ordinances 700, 990-A, 991-A, 992-A, 993-A, and 994-A totaling $1,272,925.77.

C. Request to Pay Estimate #2 – Marbery Concrete, Inc. – Rock Creek Flume - $10,455.00.

D. Request to Pay – Final Payment – APAC Missouri - $50,217.12 and Certificate of Final Completion – 2011 Street Program

E. Request to Pay – Final Payment – Ron Hurd Construction – Golf Cart Path - $17,394.03 (1,220 linear feet)

F. Modification Order F-0023 – Remove one (1) 175 watt mercury vapor street lights on wood pole at Fisher Park.

G. Request to Pay – Felsburg, Holt & Ulevig – Hwy 69 Engineering-18th and 23rd Street - $53,528.40

H. Certificate of Appropriateness – 119 S. Main – Meeks Law Firm – signage

I. Certificate of Appropriateness – 119 S. Main – Wise Accounting – signage and change of paint color on awning

J. Request to Pay #2 – Hofer & Hofer – BRCC Addition - $28,034.10

K. Reappointment of Mary Lou Schafer to Fort Scott Housing Authority for a four (4) year term expiring January 27, 2016.

L. Request to Pay #2 – Carrothers Construction Co., LLC - $223,147.85 – Aquatic Center

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

APPROVED CONSENT AGENDA WITH ADDITON OF ITEM L.

APPEARANCE/COMMENTS/PUBLIC HEARING:

A. APPEARANCE: None

B. CITIZEN COMMENTS (Concerning Items Not on Agenda – 3 minute limit per citizen) - None

C. PUBLIC HEARINGS:

Parker moved to open the public hearing at 6:15 p.m. Bukowski seconded. All voted aye.

OPENED PUBLIC HEARING AT 6:15 P.M.

6:15 p.m. Resolution directing the Repair or Removal of an Unsafe and Dangerous Structure and Accessory Structure located at 720 S. Holbrook – Brent Crays, Codes Manager informed the Commission that he has been in contact with the owner of the property by telephone as they reside in California. This structure is unsafe due to the fact that it is physically moving due to an unsecured north wall. He believes this

house is dilapidated and in a deteriorating state. His recommendation is to allow 60 days for repair or removal of this structure.

Mason moved to approve Resolution 43-2011 directing the repair or removal of the structure at 720 S. Holbrook. Bartelsmeyer seconded. All voted aye.

APPROVED RESOLUTION 43-2011 DIRECTING THE REPAIR OR REMOVAL OF AN UNSAFE AND DANGEROUS STRUCTURE AND ACCESSORY STRUCTURE LOCATED AT 720 S. HOLBROOK. STRUCTURE MUST BE BROUGHT UP TO 2006 INTERNATIONAL BUILDING CODE BY 2/3/2012 OR DEMOLITION PROCEEDINGS WILL BEGIN.

Bartelsmeyer moved to close the Public Hearing at 6:17 p.m. Parker seconded. All voted aye.

CLOSED PUBLIC HEARING AT 6:17 P.M.

CONSIDERATION:

1. Consideration of Bids – 59 VHF Mobile Radios – Paul Ballou, Fire Chief informed the Commission that F.C.C. has set a date of January 1st, 2013 to narrow band all two-way radios used in the U.S. These radios were bid to replace all radios currently being used in the City to comply with the F.C.C. mandates. Bids were taken to purchase 47 Vertex 2100 mobile radios for Public Works and Public Utilities, 12 Vertex 2200 mobile radios for the Police and Fire Departments, and 3 CP200 hand held radios for the Fire Department along with 20 antennas with Coax Kit and the programming computer software for these radios. There were four (4) bids received but only two (2) of them met the bid specifications. TBS Electronics of Topeka, Kansas is the low bid at $13,355.00 and that is the recommendation for approval. There is $20,000 budgeted for this item.

   Mason moved to approve the bid from TBS Electronics of Topeka, Kansas in the amount of $13,355 for purchase of the mobile radios. Bartelsmeyer seconded. All voted aye.

   APPROVED BID FROM TBS ELECTRONICS OF TOPEKA, KANSAS IN THE AMOUNT OF $13,355.00 FOR PURCHASE

OF MOBILE RADIOS FOR POLICE, FIRE, PUBLIC WORKS AND PUBLIC UTILTIES DEPARTMENTS.

2. Consideration of Bids – Dispatch Radio Bids – Ron Puterbaugh, Chief of Police informed the Commission that because of the F.C.C. mandates, bids were taken to replace six (6) control stations in the Dispatch area at the Police Department. Due to the age of the equipment, the control stations are not capable of being narrow banded and must be replaced. Two bids were received with the low bid from TFM Communications, Inc. of Topeka, Kansas in the amount of $4,645.00. There are funds for this purchase in the E-911 budget.

   Bukowski moved to approve the low bid from TFM Communications, Inc. of Topeka, Kansas in the amount of $4,645,00 to replace the six control stations in Dispatch. Parker seconded. All voted aye.

   APPROVED LOW BID FROM TFM COMMUNICATIONS, INC. OF TOPEKA, KANSAS IN THE AMOUNT OF $4,645.00 TO REPLACE THE SIX (6) CONTROL STATIONS IN DISPATCH AT THE POLICE DEPARTMENT.

3. Consideration of Bids – Extension of Sewer – Richard Cook, Public Utilities Director informed the Commission that bids were taken from the Pump Station #2 Sewer Extension which will eventually eliminate Lift Station #2. There were eleven (11) bids received with the low bid from Tom Adams Construction of Garnett, Kansas in the amount of $146,500. The engineer's estimate was $238,000. Approval of the low bid was recommended.

   Mason moved to approve the low bid from Tom Adams Construction of Garnett, Kansas in the amount of $146,500 for construction of the sewer extension project. Parker seconded. All voted aye.

   APPROVED LOW BID FROM TOM ADAMS CONSTRUCTION OF GARNETT, KANSAS IN THE AMOUNT OF $146,500 FOR CONSTRUCTION OF THE SEWER EXTENSION PROJECT.

4. Modification of Original Grant Award Agreement – Take Charge Challenge – Susan Brown, Assistant City Manager informed the Commission that this is the Addendum to modify the original grant award agreement to allow the City to spend the grant award money of $100,000 it was recently awarded.

Parker moved to approve Addendum No. 1 of the Take Charge Grant Agreement. Bartelsmeyer seconded. All voted aye.

ADDENDUM NO. 1 OF THE ORIGINAL GRANT AWARD AGREEMENT FOR THE TAKE CHARGE CHALLENGE.

COMMISSION/STAFF:

A. Director Updates:

Paul Ballou – Chief Ballou explained to the Commission about Mutual Aid Agreements between the City and the County and how they assist each other with calls. He also explained about the Rescue Truck and assisting with calls in the county if needed.

Brent Crays – Mr. Crays showed the Commission pictures of 416 S. Eddy and the improvements made to the structure.

He recognized the Fire Department and their assistance in using one of their fire hoses to assist in locating a storm drain line at Buck Run Community Center.

He also recognized Richard Cook and Bill Lemke and their assistance in changing a sewer line that was at Buck Run also. Their assistance along with individuals in their department saved the City approximately $4,000 to $6,000.

He commended Eric Bailey and his employees in securing the windows at the Western Insurance building so the street could be opened again in time for the Christmas parade.

Mr. Crays shared with the Commission a sign which read "Curb Appeal of the Month". City staff has created guidelines and criteria a house must meet to qualify for this recognition. He is also working with the Chamber on this project and it will begin after the 1st of the year.

B. City Commission:

Bartelsmeyer – Remarked that it is nice to hear about the cooperation between the City departments and how they work together.

Bukowski – Remarked that he was glad to see the Mayor's Christmas tree lit back up again. He had heard comments that it was not lit. Susan Brown said there was breaker issue.

Mason – Remarked that he appreciated the public informing the City what they need. He thanked the City crews and the staff at City Hall. He also thanked the City Commission and said it was tremendous to be able to all work together for the community.

Parker – Remarked that she was thankful for the mutual aid agreements between the City and the County. The more people helping assist, the better off you are! She thanked the Christmas in the Park and all the City employees who helped with this event. They made a lot of children very happy!

Adams – Nothing to report.

C. City Attorney: Nothing to report.

D. Assistant City Manager:

1. Riverfront Authority Loop Road and Parking – RFQ – Engineering – Susan announced that RFQ's were sent out recently and eleven (11) engineering firms submitted proposals. She asked the Commission if one of them would like to sit on the selection panel and to let her know.

2. Buck Run Community Center Agreement – Susan informed the Commission that this is a continuation of the agreement between the City of Fort Scott and U.S.D. 234 Recreation Commission. The City pays $7,500 quarterly for its portion of the agreement. Commencing with the quarterly installment due for the third and fourth quarters of 2011, the City will pay an additional $1,000 each quarter and will therefore pay $8,500 for the July 2011 quarterly payment and $8,500 for the October 2011 quarterly payment. The City will pay $32,000 in quarterly installments in 2012 and each year thereafter with $8,000 due in January, April,

July and October to pay for a manager of said facility to be provided by the Recreation Commission. The Agreement will be reviewed annually on or before December 31 and each year thereafter beginning in 2013.

Mason moved to approve the Buck Run Community Center Agreement between the City and USD #234 Recreation Commission. Parker seconded. All voted aye.

APPROVED THE BUCK RUN COMMUNITY CENTER AGREEMENT BETWEEN THE CITY AND USD #234 RECREATION COMMISSION.

E. City Manager:

1. KACM Meeting Update – City Manager gave the Commission an update regarding the meeting he and Susan recently attended in Topeka.

2. Update on Public Meeting to address parking concerns – City Manager said City staff is reviewing a couple more areas in the city with parking issues and this meeting will be held after the first of the year.

3. Unemployment Rate in Bourbon County – City Manager announced that the unemployment rate in Bourbon County has dropped from 7.2% to 6.5%.

ADJOURNMENT:

Mason moved to adjourn the meeting at 6:37 p.m. Parker seconded. All voted aye.

ADJOURNED MEETING AT 6:37 P.M.

The next regularly scheduled meeting is to be held on December 20th, 2011 at 6:00 p.m.

RECORDED BY:

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DIANE K. CLAY
CITY CLERK