

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JANUARY 6, 1999

The governing body met in regular session on January 6, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Hattan.

Absent: None.

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Armand Balthazor, Kirk Lowell, Judith McKee, Marie Dale, Larry and Pauline Schlaefli, Tom Fisher, Burl Maley, Larry Remmenga, Brad Lowell and Joe Jindra.

Minutes of the December 16, 1998 regular meeting were approved as written.

EMPLOYEE HANDBOOK

TABLED

City Manager Smith advised the commission that the proposed amendments would be to the areas of definitions, general provisions, compensation, attendance and leave, employee conduct, separation, computers and electronic mail policy. Commissioner Hattan advised that he had a problem with section 3.8, Merit Awards and that it needed to be defined more. Following discussion, Commissioner Hattan moved to table the employee handbook ordinance. Commissioner Strecker seconded. Motion carried.

REVOLVING LOAN FUND APPLICATION

APPROVED

Kirk Lowell, CloudCorp, presented the Coast to Coast revolving loan fund application. Mr. Lowell advised that the proposed project would allow Schaeffli to restructure and expand their Coast-to-Coast business in the following ways:

- Rename the business True Value Hardware.
- Convert all future merchandising over to True Value product lines.
- Eliminate houseware, bicycle and automotive departments.
- Enhance plumbing, hardware, electrical, lawn & garden and paint departments.
- Expand the current small rental department to a True Value Just Ask Rental Center.
- Relocate the frame shop from personal residence to business location.
- Pay supplier debt.

The Schaeffli True Value project has a total cost of \$160,000. It is proposed that said funds are provided from the following sources:

- | | |
|---------------------------------|----------|
| • CRLF | \$80,000 |
| • NCRPC-RLF | \$30,000 |
| • Schaeffli Personal Investment | \$50,000 |

Mr. Lowell stated that there is no bank participation with new funding in this project. A bank turn down letter, provided by Citizens National Bank of Concordia, is contained in the CRLF application. However, Citizens is willing to aid in the success of the proposed project through the restructuring of existing debt.

The \$80,000 CRLF loan will have a seven (7) year term, 3.0% fixed interest rate, with six (6) months of interest only payments and seventy-eight (78) monthly principal and interest payments.

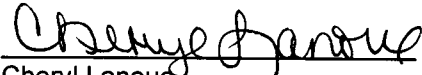
Mr. Lowell advised that the \$80,000 of CRLF funds will be used as follows:

- | | |
|--|----------|
| • Working capital (including accounts payable) | \$30,000 |
| • Rental equipment inventory | \$30,000 |
| • Office computer | \$ 2,000 |
| • Rental equipment computer & software | \$ 6,000 |
| • Fixtures for rental equipment inventory | \$12,000 |

Following discussion, Commissioner Strecker moved to set a public hearing date for the Coast to Coast revolving loan for January 13, 1999, at 6:30 p.m. Commissioner Hattan seconded. Motion carried.

There being no further business, Commissioner Bombardier moved to adjourn the meeting to January 13, 1999 at 6:30 p.m. at City Hall. Commissioner Hattan seconded. Motion carried.

(Seal)


Cheryl Lanoue
City Clerk

MINUTES OF THE ADJOURNED CITY COMMISSION MEETING HELD JANUARY 13, 1999

The governing body met in adjourned session on January 13, 1999, at 6:30 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Hattan.

Absent: None.

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Judith McKee, Tom Fisher, Larry and Pauline Schlaefli, Burl Maley, Kirk Lowell, Bill Fellows, Armand Balthazor and Debra Peters.

APPROPRIATION ORDINANCE NO. 24 APPROVED

Appropriation Ordinance No. 24 was approved according to law.

PUBLIC HEARING - COAST TO COAST - REVOLVING LOAN FUND APPROVED

Mayor Bombardier opened the public hearing to provide an opportunity to explain the details surrounding the application from Larry and Pauline Schlaefli for funds from the Cocnordia Revolving Loan Fund to finance a restructuring and expansion of the Concordia Coast-to-Coast business.

Mr. Lowell advised that the proposed project would allow Schlaeflis to restructure and expand their Coast-to-Coast business in the following ways:

- Rename the business True Value Hardware.
- Convert all future merchandising over to True Value product lines.
- Eliminate houseware, bicycle and automotive departments.
- Enhance plumbing, hardware, electrical, lawn & garden and paint departments.
- Expand the current small rental department to a True Value Just Ask Rental Center.
- Relocate the frame shop from personal residence to business location.
- Pay supplier debt.

The Schlaefli True Value project has a total cost of \$160,000. It is proposed that said funds are provided from the following sources:

- | | |
|---------------------------------|----------|
| • CRLF | \$80,000 |
| • NCRPC-RLF | \$30,000 |
| • Schlaefli Personal Investment | \$50,000 |

Mr. Lowell advised that the \$80,000 of CRLF funds will be used as follows:

- | | |
|--|----------|
| • Working capital (including accounts payable) | \$30,000 |
| • Rental equipment inventory | \$30,000 |
| • Office computer | \$ 2,000 |
| • Rental equipment computer & software | \$ 6,000 |
| • Fixtures for rental equipment inventory | \$12,000 |

Mr. Lowell advised that the project will create 1.0 full time equivalent (FTE) jobs and retain 5.5 FTE jobs.

Mayor Bombardier asked for public comments.

Bill Fellows, ABB Preheater, stated that he felt that the City should support the application in order to retain and maintain jobs.

There being no more public comments, Commissioner Hattan moved to close the public hearing. Commissioner Strecker seconded. Motion carried.

Commissioner Strecker moved to approve the Revolving Loan Fund Application for Coast to Coast. Commissioner Hattan seconded. Motion carried.

RESOLUTION NO. 99-1246 - 18TH STREET PROJECT PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DEFINING THE REQUEST FOR CONSTRUCTION PROJECT FOR THE 18TH STREET PROJECT

MINUTES OF THE ADJOURNED CITY COMMISSION MEETING HELD JANUARY 13, 1999 CONT.

Thereupon, Commissioner Hattan moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioner Bombardier, Strecker and Hattan.

Nay: None.

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1246 and was signed by the Mayor and attested by the Clerk.

EXECUTIVE SESSION

At this time Commissioner Hattan moved that the Commission recess into executive session for sixty (60) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Strecker seconded. Motion carried. Time: 7:00 p.m.

The commission reconvened at 8:00 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Bombardier moved that the Commission recess into executive session for an additional sixty (60) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Hattan seconded. Motion carried. Time: 8:00 p.m.

The commission reconvened at 9:00 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Hattan moved that the Commission recess into executive session for an additional forty-five (45) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Strecker seconded. Motion carried. Time: 9:00 p.m.

The commission reconvened at 9:45 p.m.

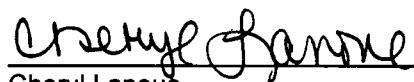
Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Hattan moved that the Commission recess into executive session for an additional fifteen (15) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Strecker seconded. Motion carried. Time: 9:45 p.m.

The commission reconvened at 10:00 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

There being no further business, Commissioner Bombardier moved to adjourn the meeting. Commissioner Strecker seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JANUARY 20, 1999

The governing body met in regular session on January 20, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Hattan.

Absent: None.

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Armand Balthazor, Eric Johnson, Donald Dean, Irene Brown, Phil Gilliland Kirk Lowell, Judith McKee, Marie Dale, Tom Fisher, Burl Maley, Brad Lowell and Dallas Nading.

Minutes of the January 6th regular meeting and January 13th adjourned meeting were approved as written.

APPROPRIATION ORDINANCE NO. 1

APPROVED

Appropriation Ordinance No. 1 was approved according to law.

ORDINANCE NO. 99-2711 EMPLOYEE HANDBOOK

APPROVED

City Manager Smith advised the commission that the proposed amendments would be to the areas of definitions, general provisions, compensation, attendance and leave, employee conduct, separation, computers and electronic mail policy.

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE AMENDING THE OFFICIAL PERSONAL MANUAL OF THE CITY OF CONCORDIA, KANSAS, AS ADOPTED BY ORDINANCE NO. 2683 OF SAID CITY, AS AMENDED FROM TIME TO TIME ("PERSONNEL MANUAL" HEREIN); ORDERING THE PERSONNEL MANUAL TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AMENDING THE VARIOUS SECTIONS AND SUBSECTIONS OF THE PERSONNEL MANUAL AS PROVIDED IN THE BODY OF THIS ORDINANCE; AND READOPTING THE PERSONNEL MANUAL AS AMENDED.

Thereupon, Commissioner Strecker moved that said Ordinance be adopted. The motion was seconded by Commissioner Hattan. Said Ordinance was duly read and considered, and upon being put the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Hattan and Strecker.

Nay: None.

Thereupon, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2711 and was signed by the Mayor and attested by the Clerk.

FOURTH QUARTER INVESTMENT REPORT

APPROVED

City Manager Smith presented the fourth quarter investment report per Ordinance No. 1860. Total interest for the fourth quarter of 1998 was \$82,827.45 compared to 57,127.33 for 1997. The city total interest for all funds for 1998 of \$148,231.69 compared to \$131,723.11 for 1997. Commissioner Hattan moved to place on file the fourth quarter investment report. Commissioner Strecker seconded. Motion carried.

CLOUDCORP ANNUAL FUNDING AGREEMENT

APPROVED

Mr. Kirk Lowell, Cloudcorp, updated the commission on all the projects for the last year and the current projects. Mr. Lowell stated that the increase of \$10,000 was for Cloudcorp to hire support staff, move to a different location and purchase some office equipment. Following discussion, Commissioner Strecker moved to authorize the mayor and the city clerk to sign the funding agreement. Commissioner Hattan seconded. Motion carried.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JANUARY 20, 1999 CONT.ADDENDUM FOR ENGINEERING SERVICES(11TH STREET)APPROVED

City Manager Smith advised the commission that KDOT has upped their project list and in order to have engineering complete it would require overtime for Campbell & Johnson staff. Following discussion, Commissioner Hattan moved to approve the addendum for engineering services on 11th street. Commissioner Strecker seconded. Motion carried.

DECLARATION FOR PARTICIPATION IN THE FIREFIGHTERS RELIEF FUND APPROVED

Staff recommended that the Commission authorize the Mayor and City Clerk to execute the State of Kansas Declaration of Participation in the Firefighters Relief Fund for 1999. Commissioner Hattan moved to authorize the Mayor and City Clerk to execute the State of Kansas Declaration for Participation in the Firefighters Relief Fund for 1999. Commissioner Strecker. Motion carried.

RESOLUTION NO. 99-1247(IRB'S PAWNEE MENTAL HEALTH)APPROVED

Thereupon there was presented to the City Commission a Resolution entitled:

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF CONCORDIA, KANSAS DETERMINING THE ADVISABILITY OF ISSUING HEALTH CARE FACILITY REVENUE BONDS OF SAID CITY FOR THE PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A MENTAL HEALTH CLINIC FACILITY TO BE LOCATED IN SAID CITY.

The Resolution was considered and discussed; and thereupon on motion by Commissioner Strecker seconded by Commissioner Hattan, the Resolution was adopted by the following roll call vote:

Aye: Commissioners Bombardier, Hattan and Strecker.

Nay: None.

Thereupon, the Resolution having been adopted by vote of the members of the City Commission, it was given No. 99-1247, and was directed to be signed by the Mayor and attested by the City Clerk.

PUBLIC COMMENTS

Armand Balthazor asked about the merit awards.

EXECUTIVE SESSION

At this time Commissioner Bombardier moved that the Commission recess into executive session for fifteen (15) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Hattan seconded. Motion carried. Time: 5:00 p.m.

The commission reconvened at 5:15 p.m.

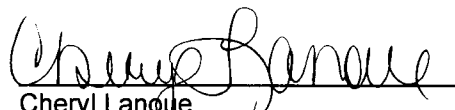
Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Hattan moved that the Commission recess into executive session for an additional fifteen (15) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Strecker seconded. Motion carried. Time: 5:15 p.m.

The commission reconvened at 5:30 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

There being no further business, Commissioner Strecker moved to adjourn the meeting. Commissioner Hattan seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD FEBRUARY 3, 1999

The governing body met in regular session on February 3, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Hattan.

Absent: None.

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Armand Balthazor, Judith McKee, Larry Remmenga, Mary Amanda Dailey, Beldon Blosser, Jack Kaufman, Marie Dale, Tom Fisher, Burl Maley, Brad Lowell and Joe Jindra.

Minutes of the January 20th regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 2

APPROVED

Appropriation Ordinance No. 2 was approved according to law.

RESOLUTION NO. 99-1248 219 W. 3RD (ABATEMENT ASSESSMENT)

PASSED

City Manager Smith advised that Resolution No. 98-1227 was passed August 5, 1998 for the property owner to abate the nuisance at 219 W. 3rd Street. The nuisance was not abated and the Concordia Public Grounds Department abated the nuisance. The property owner was billed \$217.50 on September 1, 1998, October 1, 1998, and November 3, 1998 and the bill remains unpaid. Staff is recommending the City Commission consider passing a resolution to assess the amount of \$217.50 to the property taxes of the property owner. Commissioner Hattan moved to pass Resolution No. 99-1248 assessing the amount of \$217.50 to the property owner. Commissioner Strecker seconded. Motion carried.

RESOLUTION NO. 99-1249 233 W. 3RD (ABATEMENT ASSESSMENT)

PASSED

City Manager Smith advised that Resolution No. 98-1234 was passed September 2, 1998 for the property owner to abate the nuisance at 233 W. 3rd Street. The nuisance was not abated and the Concordia Public Grounds Department abated the nuisance. The property owner was billed \$322.50 on October 1, 1998, November 3, 1998, and December 3, 1998 and the bill remains unpaid. Staff is recommending the City Commission consider passing a resolution to assess the amount of \$322.50 to the property taxes of the property owner. Commissioner Hattan moved to pass Resolution No. 99-1249 assessing the amount of \$322.50 to the property owner. Commissioner Strecker seconded. Motion carried.

PUBLIC HEARING - CURB & GUTTER PROJECTS FRANK CARLSON LIBRARY, HERBERT & MARCINE JOHNSON JACK & ARLENE KAUFMAN & JAMES & THERESA PELTIER

HELD

Mayor Bombardier opened the public hearing. Mayor Bombardier announced that this was a hearing on proposed assessments as set out in the assessment rolls prepared by the City Clerk, and on file in the Office of the City Clerk, for the following improvements:

Curb and gutter replacement at the following locations: 702 Broadway, 117 W. 10th, 515 W. 5th and 214 E. 5th, all in the City of Concordia, Cloud County, Kansas.

The Governing Body determined that the notice of hearing and a statement of the costs proposed to be assessed had been mailed to the owners of the property made liable to pay such assessments, all as provided by Section 9(b) of Chapter 99, of the Kansas Legislative Session Laws of 1957, otherwise cited as K.S.A. 12-6a09(b).

No one objected to the projects during the public hearing.

Commissioner Hattan moved to close the public hearing. Commissioner Strecker seconded. Motion carried.

ORDINANCE NO. 99-2712(FRANK CARLSON LIBRARY - 702 BROADWAY)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ASSESSING TO EACH LOT, PIECE AND PARCEL OF LAND LIABLE FOR SPECIAL ASSESSMENT THE AMOUNT TO BE PAID IN INSTALLMENTS FOR THE COST

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD FEBRUARY 3, 1999, CONT.

OF: CURBING AND GUTTERING ALONG THE EAST EDGE OF THE IMPROVED SURFACE OF BROADWAY STREET ADJACENT TO THE FOLLOWING DESCRIBED REAL ESTATE: LOTS ONE (1), TWO (2), THREE (3), FOUR (4) AND FIVE (5) AND EAST EIGHTEEN (18') OF LOT SIX (6), AND SOUTH 9.5' OF VACATED SEVENTH (7TH) STREET IN BLOCK ONE HUNDRED TWENTY SIX (126), WEST FOUR FEET (4') OF LOT SIX (6) ALL OF LOTS SEVEN (7), EIGHT (8) AND SOUTH 9.5' VACATED SEVENTH (7TH) STREET ADJACENT IN BLOCK ONE HUNDRED TWENTY SIX (126), ALL IN THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Hattan and Strecker.

Nay: None.

Thereupon, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2712 and was signed by the Mayor and attested by the Clerk.

ORDINANCE NO. 99-2713(HERBERT & MARCINE JOHNSON - 117 W. 10TH)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ASSESSING TO EACH LOT, PIECE AND PARCEL OF LAND LIABLE FOR SPECIAL ASSESSMENT THE AMOUNT TO BE PAID IN INSTALLMENTS FOR THE COST OF: CURBING AND GUTTERING ALONG THE NORTH EDGE OF THE IMPROVED SURFACE OF 10TH STREET ADJACENT TO THE FOLLOWING DESCRIBED REAL ESTATE: THE EAST 31' OF LOT THIRTEEN (13) AND ALL OF LOT FOURTEEN (14) IN BLOCK ONE HUNDRED FOUR (104), IN THE CITY OF CONCORDIA, CLOUD COUNTY, KANSAS.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Hattan and Strecker.

Nay: None.

Thereupon, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2713 and was signed by the Mayor and attested by the Clerk.

ORDINANCE NO. 99-2714(JACK & ARLEYNE KAUFMAN - 515 W. 5TH)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ASSESSING TO EACH LOT, PIECE AND PARCEL OF LAND LIABLE FOR SPECIAL ASSESSMENT THE AMOUNT TO BE PAID IN INSTALLMENTS FOR THE COST OF: CURBING AND GUTTERING ALONG THE SOUTH EDGE OF THE IMPROVED SURFACE OF 5TH STREET ADJACENT TO THE FOLLOWING DESCRIBED REAL ESTATE: ALL OF LOTS FOUR (4), FIVE (5), SIX (6), THIRTEEN (13), FOURTEEN (14), FIFTEEN (15) AND THE WEST SEVENTEEN FOOT (17') OF LOTS THREE (3) AND SIXTEEN (16) AND THE EAST FOURTEEN FEET (14') OF LOT SEVEN (7) AND TWELVE (12) VACATED ALLEY ADJ. AND NORTH FIFTEEN FEET(15') OF VACATED FIFTH STREET (5TH STREET) ADJ. EXCEPT CONDEMNED PORTION OF WEST SEVENTEEN FEET (17') OF LOT THREE (3), FOUR (4), FIVE (5), SIX (6) AND FOURTEEN FEET (14') OF LOT SEVENTEEN (17), IN THE CITY OF CONCORDIA, CLOUD COUNTY, KANSAS.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Hattan and Strecker.

Nay: None.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD FEBRUARY 3, 1999, CONT.

Thereupon, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2714 and was signed by the Mayor and attested by the Clerk.

ORDINANCE NO. 99-2715(JAMES & THERESA PELTIER) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ASSESSING TO EACH LOT, PIECE AND PARCEL OF LAND LIABLE FOR SPECIAL ASSESSMENT THE AMOUNT TO BE PAID IN INSTALLMENTS FOR THE COST OF: CURBING AND GUTTERING ALONG THE SOUTH EDGE OF THE IMPROVED SURFACE OF 5TH STREET ADJACENT TO THE FOLLOWING DESCRIBED REAL ESTATE: THE WEST THREE (3) FEET OF LOT 10 AND ALL OF LOTS ELEVEN (11) AND TWELVE (12), IN BLOCK ONE HUNDRED FORTY-SIX (146) IN THE CITY OF CONCORDIA, CLOUD COUNTY, KANSAS.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

- Aye: Commissioners Bombardier, Hattan and Strecker.
- Nay: None.

Thereupon, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2715 and was signed by the Mayor and attested by the Clerk.

WARRANTY DEED (MOUNT JOSEPH) AUTHORIZED

City Manager Smith advised the commission that the warranty deed would transfer ownership back to Mount Joseph, Inc.. Commissioner Strecker moved to authorize the mayor to sign the Warranty Deed. Commissioner Hattan seconded. Motion carried.

ORDINANCE NO. 99-2716(ANNEXATION - BLOSSER TRACT 2) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE WITH THE CORPORATE BOUNDARIES OF THE CITY OF CONCORDIA, KANSAS, AND PROVIDING THE DETAILS THEREOF.

Thereupon, Commissioner Strecker moved that said Ordinance be adopted. The motion was seconded by Commissioner Hattan. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

- Aye: Commissioners Bombardier, Hattan and Strecker.
- Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered ordinance No. 99-2716 and was signed by the Mayor and attested by the clerk.

COMMUNICATION CONSOLE BIDS PIERCE ELECTRONICS

City Manager Smith advised the commission that the city accepted bids for communication equipment for the new police facility as follows:

<u>Vendor</u>	<u>Amount</u>
Pierce Electronics	\$12,228.43
Ka-Comm, Inc.	\$12,210.00

Burl Maley, Director of Public Safety, went through the specifics and identified items that were different.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD FEBRUARY 3, 1999, CONT.

Following discussion, Commissioner Hattan moved to accept Pierce Electronics bid with this stipulation: First that the DC Channel Adapter misquote is corrected and second that Pierce Electronics adds the side mount kit for the low band. Commissioner Strecker seconded. Motion carried.

PUBLIC COMMENTS

Jack Kaufman asked about the semi-trucks parking along the streets. Commissioner Hattan stated that there is parking at 3rd & Broadway for the trucks and that the city had looked at the issue a long time ago and he thought that the problem was signage. City Attorney Uri would look into this.

Mr. Kaufman also asked about his sewer charge for 1999.

Commissioner Hattan thanked everyone for the good job in 1998.

EXECUTIVE SESSION**NON-ELECTED PERSONNEL**

At this time Commissioner Bombardier moved that the Commission recess into executive session for thirty (30) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Hattan seconded. Motion carried. Time: 4:45 p.m.

The commission reconvened at 5:15 p.m.

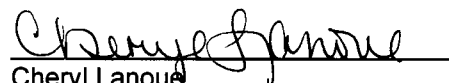
Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Hattan moved that the Commission recess into executive session for an additional ten (10) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Strecker seconded. Motion carried. Time: 5:15 p.m.

The commission reconvened at 5:25 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

There being no further business, Commissioner Hattan moved to adjourn the meeting. Commissioner Strecker seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD FEBRUARY 17, 1999

The governing body met in regular session on February 17, 1999, at 4:15 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier and Hattan.

Absent: Commissioner Strecker.

Other Officers: City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Armand Balthazor, Judith McKee, Larry Remmenga, Marie Dale, Tom Tuggle, Nancy DeArmond, Denise deRocheffort-Reynolds, Peggy Doyen, Tom Fisher, Burl Maley, Brad Lowell and Joe Jindra.

Minutes of the February 3, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 3

APPROVED

Appropriation Ordinance No. 3 was approved according to law.

ORDINANCE NO. 99-2717(MOUND STREET VACATION)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE PURSUANT TO K.S.A. 15-427, AS AMENDED, VACATING A PORTION OF MOUND STREET IN THE CITY OF CONCORIDA, CLOUD COUNTY, KANSAS.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier and Hattan.

Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2717 and was signed by the Mayor and attested by the clerk.

LIBRARY BOARD UPDATE

Nancy DeArmond advised the commission on the updating of technology and communication equipment. Mrs. DeArmond stated that the library could have up to fifteen (15) new computers for approximately \$35,000, which would be funded by the library's Capital Improvement Fund. Mrs. DeArmond thanked the commission for the installation of the light in the alley. Denise advised that three (3) or four (4) would be used for staff and that all computers would be networked. Mrs. deRocheffort-Reynolds stated that the installation is scheduled for May 1999.

RETRO DEVELOPMENT - CONTRACT

APPROVED

City Attorney Uri advised the commission that Retro Development has provided the city with \$35,000 for the Performance Bond and the City would hold the \$35,000 for one (1) year. Following discussion, Commissioner Hattan moved to authorize the city manager to sign the contract with Retro Development. Commissioner Bombardier seconded. Motion carried.

PUBLIC COMMENTS

Tom Tuggle stated that with the changing world the City should look at the utility services to the City. Mr. Tuggle stated that he was paying \$34 for basic cable and knew it had gone to \$38 for the basic package. Mr. Tuggle is wondering if the City should provide these services.

Commissioner Hattan asked Mr. Tuggle what he is wanting the City to do.

Mr. Tuggle stated that he would like the City to start with a clean slate and to see what options there are for the City.

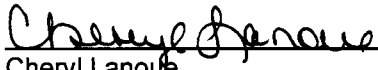
MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD FEBRUARY 17, 1999 CONT.

Commissioner Hattan stated that the city could benchmark around.

Armand Balthazor inquired about the \$100,000.

Commissioner Hattan stated that the city is attempting to resolve this issue.

There being no further business Commissioner Hattan moved to adjourn the meeting. Commissioner Bombardier seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 3, 1999

The governing body met in regular session on March 3, 1999, at 4:25 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier and Hattan.

Absent: Commissioner Strecker.

Other Officers: City Manager Smith and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Armand Balthazor, Larry Remmenga, Marie Dale, Kirk Lowell, Lowell Moon, Tom Fisher, Burl Maley, Brad Lowell and Joe Jindra.

Minutes of the February 17, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 4

APPROVED

Appropriation Ordinance No. 4 was approved according to law.

STREET TRUCK PARKING

Mayor Bombardier advised that this item would be postponed and on the next regular meeting.

RESOLUTION NO. 99-1250(BOUNDARY)

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DEFINING THE CORPORATE LIMITS OF THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Hattan moved that said Resolution be adopted. The motion was seconded by Commissioner Bombardier. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioner Bombardier and Hattan.

Nay: None.

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1250 and was signed by the Mayor and attested by the Clerk.

ORDINANCE NO. 99-2718(ABB TAX EXEMPTION)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CONTINUING THE EXEMPTION OF CERTAIN PROPERTY FROM AD VALOREM TAXATION FOR ECONOMIC DEVELOPMENT PURPOSES.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier and Hattan.

Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2718 and was signed by the Mayor and attested by the clerk.

STREET DEPARTMENT DUMP TRUCK BID

BABE HOUSER MOTOR

City Manager Smith advised the commission that the city received bids from the following:

**CITY OF CONCORDIA
TABULATION SHEET
STREET DEPARTMENT**

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 3, 1999, contd.

DATE: 2-23-99
TIME: 12:00 P.M.

<u>BIDDER</u>	<u>BID WITHOUT TRADE</u>	<u>BID WITH TRADE-IN</u>
Babe Houser Motor Co.	\$30,888.00	\$28,388.00

City Manager Smith stated that the model would be 2000. Following discussion, Commissioner Hattan moved to accept the low bid from Babe Houser Motor Co. of \$28,388.00. Commissioner Bombardier seconded. Motion carried.

URGENT NEED GRANT(SOUTH OF THE SUPER 8 BETWEEN LINCOLN & BROADWAY)

City Manager Smith advised the commission that the Kansas Department of Housing and Commerce has committed all of their funds for this year, but had found funds from the 1996 year, in the amount of \$50,000. KDHC would be willing to allocate the \$50,000 to this project and the city would have to pickup approximately \$69,000. Commissioner Hattan asked if there was other funding sources. City Manager Smith stated that FEMA and KDOT both rejected the project. Commissioner Hattan asked where the funds would come from. City Manager stated special projects.

TOUR OF THE SOUTH END OF CONCORDIA(PROPOSED DEVELOPMENT)

City Manager Smith advised that Commissioner Hattan asked if the commission could tour the proposed development site south of Concordia. The commissioner will tour the south development sites on March 17, 1999, during their regular meeting.

PUBLIC COMMENTS

Lowell Moon, with the Dairy Queen, advised that he had concern about the maintenance of Jail Hill. Commissioner Bombardier asked him if he could attend the KDOT meeting on Thursday at 10:00 a.m.

EXECUTIVE SESSIONNON-ELECTED PERSONNEL

At this time Commissioner Hattan moved that the Commission recess into executive session for seventy (70) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Bombardier seconded. Motion carried. Time: 4:50 p.m.

The commission reconvened at 6:00 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Bombardier moved that the Commission recess into executive session for an additional thirty (30) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Hattan seconded. Motion carried. Time: 6:00 p.m.

The commission reconvened at 6:30 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Hattan moved that the Commission recess into executive session for an additional five (5) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Hattan seconded. Motion carried. Time: 6:30 p.m.

The commission reconvened at 6:35 p.m.

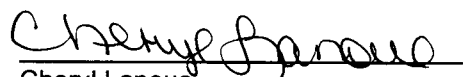
Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

MORRIS, LAING, EVANS, BROCK AND KENNEDYATTORNEY FOR THE CITY

Commissioner Hattan moved to appoint Mr. Rich Hayse, with Morris, Laing, Evans, Brock and Kennedy to represent the City regarding the Philip Kloster issue. Commissioner Bombardier seconded. Motion carried.

There being no further business, Commissioner Hattan moved to adjourn the meeting. Commissioner Bombardier seconded. Motion carried.

(Seal)


Cheryl Lanoue
City Clerk

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 17, 1999

The governing body met in regular session on March 17, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Hattan.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Armand Balthazor, Larry Remmenga, Marie Dale, Kirk Lowell, Tom Fisher, Burl Maley, Mark Paul, Susie Haver, Jeff Kymer, Beldon Blosser, Sarah Budreau, Kara Maxwell, Rich Hayse, Brad Lowell and Joe Jindra.

Minutes of the March 3, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 5

APPROVED

Appropriation Ordinance No. 5 was approved according to law.

PROCLAMATION – ARBOR DAY

Mayor Bombardier read the proclamation and declared March 26, 1999 as Arbor Day.

CLOUD COUNTY STAINED GLASS

Susie Haver, with Cloud County Stained Glass Committee, presented to the City Commission a box of cookies. Ms. Haver advised that the committee has declared March as Stained Glass Month.

STREET TRUCK PARKING

City Attorney Uri advised the commission that staff has researched the city ordinances on truck parking and it seems that the ordinances that the city has are sufficient.

RESOLUTION NO. 99-1251(LABARGE CLAIM)

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DENYING AN ALLEGED CLAIM ON ROBERT AND VEEDA J. LABARGE'S PROPERTY

Thereupon, Commissioner Hattan moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioner Bombardier, Strecker and Hattan.

Nay: None.

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1251 and was signed by the Mayor and attested by the Clerk.

URGENT NEED GRANT AGREEMENT – 98-IT-005 (SOUTH OF THE SUPER 8 BETWEEN LINCOLN & BROADWAY)

APPROVED

City Manager Smith presented an Urgent Need Grant Agreement between the State of Kansas, Department of Commerce & Housing and the City of Concordia. Commissioner Strecker moved to authorize the Mayor to sign the Urgent Need Grant Agreement 98-IT-005 and any other documentation as needed. Commissioner Hattan seconded. Motion Carried.

ORDINANCE NO. 99-2719 (REZONING - BLOSSER & F&A FOOD SALES)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; DEFINING THE CHANGES

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 17, 1999, contd.

OR BOUNDARIES AS AMENDED; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS; AND RE-INCORPORATING THE OFFICIAL CITY ZONING DISTRICT MAP AS AMENDED.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Hattan.

Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2719 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2720 (REZONING - BLOSSER) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; DEFINING THE CHANGES OR BOUNDARIES AS AMENDED; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS; AND RE-INCORPORATING THE OFFICIAL CITY ZONING DISTRICT MAP AS AMENDED.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Hattan.

Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2720 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2721(REZONING – SUNSET HOME) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; DEFINING THE CHANGES OR BOUNDARIES AS AMENDED; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS; AND RE-INCORPORATING THE OFFICIAL CITY ZONING DISTRICT MAP AS AMENDED.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Hattan.

Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2721 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2722(REZONING – GILBERT/HUBER) PASSED

Thereupon there was presented an Ordinance entitled:

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 17, 1999, contd.

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; DEFINING THE CHANGES OR BOUNDARIES AS AMENDED; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS; AND RE-INCORPORATING THE OFFICIAL CITY ZONING DISTRICT MAP AS AMENDED.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Hattan.

Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2722 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2723(ANNEXATION – CLOUD COUNTY COOP)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF CONCORDIA, KANSAS; AND PROVIDING THE DETAILS THEREOF.

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Hattan.

Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2723 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2724 (WATER PIPE MATERIALS)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE AMENDING THE CONCORDIA CODE BY ADDING A NEW SUBSECTION THREE (3) OF SECTION 26-5.1

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioner Bombardier, Strecker and Hattan.

Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered ordinance No. 99-2724 and was signed by the Mayor and attested by the clerk.

MOWER BID – PARK DEPARTMENT

REJECTED

City Manager Smith advised the commission that the city received bids from the following:

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MARCH 17, 1999, contd.

CITY OF CONCORDIA
TABULATION SHEET
PARK DEPARTMENT

DATE: 3-5-99
TIME: 1:00P.M.

<u>BIDDER</u>	<u>BID WITHOUT TRADE</u>	<u>BID WITH TRADE-IN</u>
Schlaefli's True Value Hardware		
64" Deck	\$9,300.00	\$7,800.00
54" Deck	\$9,000.00	\$7,500.00
Concordia Tractor, Inc.		
John Deere F6202 Trak Mower	\$8,900.00	\$6,900.00
John Deere F932 Front Mower	\$13,750.00	\$11,750.00
Excel Sales		
Hustler 3300	\$12,240.00	\$10,770.00

Commissioner Strecker advised that he has researched the bid specifications and it looks as if they came out of a Hustler handbook. Commissioner Strecker stated that he felt that the bids should be rejected. Following discussion, Commissioner Hattan moved to reject all bids. Commissioner Strecker seconded. Motion carried.

PUBLIC COMMENTS

Armand Balthazor asked if the city was drawing interest on the \$100,000. Commissioner Hattan advised that the \$200,000 CD was drawing interest.

EXECUTIVE SESSION - ATTORNEY CLIENT PRIVILEGES

At this time Commissioner Hattan moved that the Commission recess into executive session for thirty-five (35) minutes to discuss attorney client privileges and invited City Manager Smith and the attorney, Rich Hayse. Commissioner Strecker seconded. Motion carried. Time: 4:40 p.m.

The commission reconvened at 5:15 p.m.

Mayor Bombardier announced that the Commission had been discussing attorney client privileges and no binding action had been taken.

Commissioner Hattan moved that the Commission recess into executive session for an additional fifteen (15) minutes to discuss attorney client privileges and invited City Manager Smith and Rich Hayse. Commissioner Bombardier seconded. Motion carried. Time: 5:15 p.m.

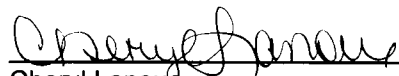
The commission reconvened at 5:30 p.m.

Mayor Bombardier announced that the Commission had been discussing attorney client privileges and no binding action had been taken.

TOUR OF THE SOUTH END OF CONCORDIA(PROPOSED DEVELOPMENT)

Mayor Bombardier announced that the commission would at this time be touring the proposed development south of Concordia. Time: 5:30 p.m. Returned at 6:30 p.m.

There being no further business, Commissioner Bombardier moved to adjourn the meeting. Commissioner Strecker seconded. Motion carried.


 Cheryl Lanoue
 City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 7, 1999

The governing body met in regular session on April 7, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Hattan.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Paul Abram, Nancy DeArmond, Fred DeArmond, Dale Taylor, Eunice Taylor, Don Dean, Ken Johnson, Angie Buckley, Clint Walker, Matt Elniff, Alissa Bombardier, Beldon Blosser, Marcus Deaver, Judith McKee, Marie Dale, Brent Cummings, Larry Remmenga, Tom Fisher, Darrell Walden, John Benson, Darlene Walden, Doug McKinney, Burl Maley, Kirk Lowell, Armand Balthazor, Gerald Bachamp, Darlene Bachamp, Monica Bachamp, Mark Bachamp, Brad Lowell, Joe Jindra and Joe Knopp.

Minutes of the March 17, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 6

APPROVED

Appropriation Ordinance No. 6 was approved according to law.

FIRST QUARTER INVESTMENT REPORT

APPROVED

City Clerk Lanoue presented the first quarter investment report per Ordinance No. 1860. Total interest for the first quarter of 1999 was \$12,586.98 compared to \$10,809.24 for 1998. Commissioner Hattan moved to place on file the first quarter investment report. Commissioner Strecker seconded. Motion carried.

Mayor Bombardier welcomed the High School students that were in attendance.

CAMPBELL & JOHNSON ENGINEERING AGREEMENT PROJECT 98-IT-005

APPROVED

City Manager Smith presented an agreement between Campbell & Johnson, Engineers and the City of Concordia, Kansas, to provide engineering services for Project 98-IT-005 (Storm Sewer). This is an urgent need grant project. The cost of the engineering services for this project is \$5,000.00. Commissioner Hattan moved to authorize the Mayor and City Clerk to sign this Agreement. Commissioner Strecker seconded. Motion carried.

NCRP COMMISSION ADMINISTRATION AGREEMENT PROJECT 98-IT-005

APPROVED

City Manager Smith presented an agreement between North Central Regional Planning Commission and the City of Concordia, to serve as the Administrator of the Urgent Need Grant for the storm sewer project between Lincoln and Broadway south of Super 8. NCRPC will provide these services for an amount not to exceed \$3,000.00. Commissioner Hattan moved to authorize the Mayor and City Clerk to sign the Agreement. Commissioner Strecker seconded. Motion carried.

ORDINANCE NO. 99-2725 DESIGNATING 18TH STREET AS MAIN TRAFFICWAY

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE DESIGNATING 18TH STREET WITHIN THE CITY OF CONCORDIA, KANSAS,
AS A MAIN TRAFFICWAY

Thereupon, Commissioner Hattan moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 7, 1999, contd.

Aye: Commissioners Bombardier, Hattan and Strecker

Nay: None

Thereupon, the Ordinance having been received by at least two-thirds (2/3rds) majority vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2725 and was signed by the Mayor and attested by the Clerk.

**RESOLUTION NO. 99-1252 – FINANCING
FOR 18TH STREET PROJECT****PASSED**

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS; AUTHORIZING THE IMPROVEMENT OR REIMPROVEMENT OF A MAIN TRAFFICWAY WITHIN THE CITY OF CONCORDIA, KANSAS; AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

Thereupon, Commissioner Strecker moved that said Resolution be adopted. The motion was seconded by Commissioner Hattan. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Hattan and Strecker

Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1252 and was signed by the Mayor and attested by the Clerk.

**CAMPBELL & JOHNSON ENGINEERING AGREEMENT –
18TH STREET PROJECT****APPROVED**

City Manager Smith presented an agreement between Campbell & Johnson, Engineers and the City of Concordia, Kansas, for engineering services for Project No. ST-2001-1 (18th). Commissioner Hattan moved to authorize the Mayor and City Clerk to sign the Agreement. Commissioner Bombardier seconded. Motion carried.

**CAMPBELL & JOHNSON ENGINEERING AGREEMENT –
21ST STREET PROJECT****APPROVED**

City Manager Smith presented an agreement between Campbell & Johnson, Engineering and the City of Concordia, Kansas to provide engineering services for 21st Street Project. Mark Bachamp stated that there has not been a preliminary plat or a final plat that has been approved and the city's sub-division regulations state that this must be done first. Commissioner Hattan stated he didn't feel that we need a plat to consider an engineer for the inspection of the project. Commissioner Hattan moved to authorize the Mayor and City Clerk to sign the Agreement. Commissioner Bombardier seconded. Motion carried.

BID AWARD – 21ST STREET PROJECT (ST-97-21ST STREET-PAWNEE)**TABLED**

City Manager Smith advised the commission that the city had received two (2) bids for 21st Street, with the low bid being with Hall Brothers for \$66,104.80 for an asphalt street with curb & guttering. Commissioner Hattan asked questions regarding the maintenance of asphalt versus concrete. Following discussion, Commissioner Hattan moved to table the 21st Street Bid Award. Commissioner Strecker seconded. Motion carried.

**CAMPBELL & JOHNSON ENGINEERING
AGREEMENT – 17TH STREET PROJECT****ACCEPTED**

City Manager Smith presented an agreement between Campbell & Johnson, Engineering and the City of Concordia, Kansas to provide engineering services for 17th Street project. Commissioner Hattan moved to authorize the Mayor and City Clerk to sign the Agreement. Commissioner Strecker seconded. Motion carried.

RESOLUTION NO. 99-1253 - WAIVER OF GAAP**PASSED**

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS HAS CONSIDERED AND DEEMED IT ADVISABLE TO WAIVE THE REQUIREMENTS OF LAW RELATING TO THE PREPARATION

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 7, 1999, contd.

OF FINANCIAL STATEMENTS AND FINANCIAL REPORTS THAT CONFORM TO THE GENERALLY ACCEPTED ACCOUNTING PRINCIPLES.

Thereupon, Commissioner Hattan moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Aye: Commissioners Bombardier, Hattan and Strecker

Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then numbered Resolution No. 99-1253 and was signed by the Mayor and attested by the Clerk.

PURCHASING POLICY & PROCUREMENT PROCEDURES

APPROVED

City Manager Smith advised the commission that for the Urgent Need Grant, the city needed to update the purchasing policy and procurement procedures as follows:

PURCHASING POLICY CITY OF CONCORDIA

POLICY STATEMENT

The purpose of this policy is to set guidelines, which govern the majority purchases of goods and/or major services by the City of Concordia. It shall also serve as an informational document to be given to local vendors so they are completely aware and informed as to the City's purchasing guidelines.

GENERAL GUIDELINES

Whenever possible, a commodity or service is to be obtained at both the lowest cost possible and highest quality required in order to maintain efficient City departmental operations. Department Heads shall determine the quantities needed of each item based upon such factors as usage, price discounts, shipping time, shelf life, price and any other factors as determined relevant by City staff.

All purchases made on behalf of the City of Concordia are to be made in accordance with the following objectives:

1. Provides for effective expenditure of City funds;
2. Provides for best protection of City residents;
3. Provides for accurate accounting documentation;
4. Provides for equal opportunity, fairness and competitiveness with all vendors;
5. Provides for compliance with all applicable federal, state and local laws and regulations.

The level of expenditures for each department is determined by annual adoption of the Budget by the Governing Body. The City Manager is responsible for ensuring the purchasing practices are in accordance with this policy. The Governing Body reviews all disbursements by an appropriations ordinance and approves certain competitive bids.

All purchases are to be based upon need.

METHODS OF PURCHASING

There are five (5) basic purchasing methods utilized by City personnel. These methods are as follows:

DAILY PURCHASING - There are any number of items which are needed on a daily basis and are purchased on a routine basis from local vendors. Because of their commonality, it is not normal to formally bid such products, however, attention is made to price and quality. Under emergency conditions, purchasing of major items may be made in this matter.

EXAMPLES: Bolts, screws, nails, small amounts of lumber, automotive parts, office supplies, repair of office equipment, professional repair services, etc.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 7, 1999, contd.

COMPETITIVE PRICING (VERBAL) - This involves contacting local vendors and receiving competitive prices on goods and services which are routine but are of a high enough cost to justify shopping around in order to receive the best price.

EXAMPLES: Automotive parts, tires, ball field chalk, paint, building materials for a moderate size project, certain office equipment, clothing, office supplies, etc.

COMPETITIVE PRICING (WRITTEN) - This method is utilized when the quantity is of sufficient size to warrant informal review by the City Staff and/or Governing Body. This method is generally used when there exists several vendors who market the same product.

EXAMPLES: Gasoline, major repair services, major professional services, major building projects, etc.

COMPETITIVE SEALED BIDS: This method is utilized when major equipment or professional services are being secured which may be out of the ordinary and the City wants to obtain the best price and service available. This method is also used when such factors as scheduling requirements, beginning time, delivery time, total cost, warranty and other factors need to be evaluated. This method is also used when required by State or Federal grant programs.

EXAMPLES: Infrastructure projects such as sanitary sewer or water distribution systems; major capital equipment such as vehicles or computers; professional services such as legal or planning; grant projects, etc. These bids are generally submitted to and approved by the Governing Body.

COMPETITIVE NEGOTIATIONS. Competitive negotiations are initiated by publishing a Request For Proposals (RFP) or a Request For Qualifications (RFQ). The RFP is used when price is a factor in selection; the RFQ is used when price is primarily considered after selection (generally for engineering and architectural services).

- a. In both RFP and RFQ, the services to be procured are clearly defined, as are the factors to be used in evaluation and selection.
- b. All proposals received are to be reviewed according to the defined selection criteria; the review should be in writing such as a ranking system.
- c. For RFQ's, an invitation is made to one or more respondents to negotiate a price or fee.
- d. For both RFQ's and RFP's, selection is made on the basis of the most responsible offer or price and other factors considered.
- e. Preparation and signing of a contract formalizing a scope of work and the terms of compensation is required.

It should be noted that while the above methods are considered normal purchasing procedures, situations may dictate a deviation from utilizing one method as opposed to another.

SUMMARY

This purchasing policy is a guideline for all City purchases and is to be used as an explanation to all vendors when questions arise concerning our purchasing methods. whenever possible, the City of Concordia will attempt to do the majority of business with local vendors provided that the service or commodity being considered is of a competitive price and equal quality.

PROCUREMENT PROCEDURES

Below is an attachment to the written purchasing policy adopted by the Grantee, the City of Concordia, Kansas for use during Small Cities Community Development Block Grant projects and related federal or state-funded endeavors. These procedures are in general accord with federal requirements set forth in Public Law 103-355. The intent of the procedures is to describe how the Grantee obtains services and supplies for project activities. For each procurement procedure listed herein, direct solicitation of minority-owned and woman-owned business enterprises will occur. Price or rate quotations should be obtained (either by phone or in writing) from an ample number of qualified sources (usually 3 or more).

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 7, 1999, contd.

1. *Small Purchases.* Small purchases are a simple and informal method used where goods or services do not cost in aggregate more than \$25,000.
 - a. Documentation regarding businesses contacted and the prices quoted should be maintained in the procurement file.
 - b. Written documentation regarding basis for selection and cost should be maintained in the procurement file. Action taken by the Grantee should be recorded in meeting minutes.
 - c. Preparation and signing of a contract formalizing a scope of work and the terms of compensation is required for purchases totaling \$1,000 or greater.
2. *Competitive Sealed Bids.* Competitive sealed bids are initiated by publishing an Invitation for Bids (IFB) or similar notice in a local newspaper, local television access channel and/or in contractor trade publications.
 - a. The IFB process is used when detailed specifications for the goods or services to be procured can be prepared and the primary basis for award is cost.
 - b. All bids received must be opened in public and tabulated according to published selection criteria; the results are provided in writing to bidders.
 - c. The contract awarded must firm-fixed-price contract (based on lump sum or unit price)
 - d. Preparation and signing of a contract formalizing a scope of work and the terms of compensation is required on once local officials endorse the bid action and contract amount.
3. *Competitive Negotiations.* Competitive negotiations are initiated by preparing a Request For Proposals (RFP) or a Request For Qualifications (RFQ). The RFP is used when price is a factor in selection; the RFQ is used when price is not considered until after selection. If Local funds only are used to pay for any of the services being procured through this process, the Grantee can elect to consider and discuss the project and proposed scope of services with a minimum of firms it has had prior experience with. If CDBG funds are used to pay for any of the services being procured, then the RFP or RFQ is published in newspapers with general circulation in counties where consultants are located. If no CDBG funds are used, then, the requests are simply mailed or provided directly to three or more engineering firms in the region.
 - a. In both RFP and RFQ, the services to be procured are clearly defined, as are the factors to be used in evaluation and selection.
 - b. All proposals received are to be reviewed according to the defined selection criteria; the review should be in writing such as a ranking system.
 - c. For RFQ's, an invitation is made to one or more respondents to negotiate a price or fee for services to be provided.
 - d. For both RFQ's and RFP's, final selection is made on the basis of the most responsible offer or price and other factors considered such as qualifications.
 - e. Preparation and signing of a contract formalizing a scope of work and the terms of compensation occurs after selection and contact is made with the chosen firm.

Regarding the administration of CDBG projects, the Grantee will either administer the project, or contract with a regional planning commission, depending on the project location and proposed complexities it presents. No procurement is needed for either of these scenarios.

1. *Non-Competitive Negotiations.* Non-competitive negotiations can be used only when (1) the use of competitive negotiations is not feasible, (2) there is some public emergency, or (3) the results of the competitive negotiations are inadequate.

In summary, if CDBG funds are used to pay for a product or service, or any part thereof, CDBG procurement procedures will apply to the project activity unless the aforementioned local procurement policies are stricter. If CDBG funds are not used to pay for any of a contract, the Grantee written procurement procedures will apply.

Following discussion, Commissioner Hattan moved to accept the Purchasing Policy and Procurement Procedures. Commissioner Strecker seconded. Motion carried.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 7, 1999, contd.

**AUDIT BIDS(GOTTSCHALK & COMPANY, CPA's JOINTLY WITH
BRAUNSDORF, CARLSON & CLINKINBEARD, CPA's LLC)**

ACCEPTED

City Clerk Lanoue advised the commission that the city solicited proposals for the performance of audits for the fiscal years of 1999, 2000 and 2001. The city received two proposals, as follows:

CITY OF CONCORDIA
TABULATION SHEET
AUDITS
1999, 2000,2001

DATE: 3-16-1999
TIME: 10:00A.M.

BIDDER

BID

	<u>1999</u>	<u>2000</u>	<u>2001</u>
Mapes & Miller, CPA's (maximum fees)	\$12,900*	\$13,400	\$13,800
Gottschalk & Company, CPA's jointly with Braunsdorf, Carlson & Clinkinbeard, CPA's LLC (total all-inclusive price)	\$12,000	\$12,000	\$12,000

*Includes Single Audit if required.

After discussion, Commissioner Hattan moved to accept the low bid from Gottschalk & Company, Belleville jointly with Braunsdorf, Carlson & Clinkinbeard, Topeka in the amount of \$12,000 for each year, 1999, 2000 and 2001 (total all-inclusive price). Commissioner Bombardier seconded. Motion carried.

ORDINANCE ZONING TEXT CHANGE

TABLED

John Benson advised the commission that the zoning text change needs to be modified for the tree ordinance and would recommend that the commission table the zoning change for two (2) weeks. Mr. Benson went through the zoning of Residential , Soft C and C zones with the commission. The soft C would create a buffer between the R zone and soft C zone. There was discussion about what types of buildings could be in a Residential and soft Commercial zone.

Mark Bachamp stated that the property owners would like to see only housing on 20th Street and on 21st Street multi-family housing then to Commercial.

Kirk Lowell, CloudCorp, stated that CloudCorp had been working with Pawnee to find a site since 1994. Mr. Lowell stated that before the Developer annexed, anything could have been built there, there were no restrictions on the development of the land.

Joe Knopp, stated that all along 21st Street was being rezoned to commercial and it appears that there would be some type of development in the flood retention area.

Mr. Lowell stated that as far as he knew that there was not going to be any development in the flood retention pond.

Commissioner Hattan asked Mr. Lowell if CloudCorp had taken an official position on the rezoning? Mr. Lowell stated No.

Mrs. Walden stated that she would like to see residential houses on 20th Street, multi-family on 21st Street and then commercial.

Following discussion, Commissioner Hattan moved to table the rezoning of the text changes. Commissioner Strecker seconded. Motion carried.

ORDINANCE - REZONING – BLOSSER

TABLED

City Manager Smith advised the commission that the city received a protest petition on the rezoning and that Scott Condray was verifying the petition and had not completed it yet. Commissioner Hattan moved to table the rezoning of the Blosser land. Commissioner Bombardier seconded. Motion carried.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 7, 1999, contd.

GEAR DRIVE PROPOSALS

ACCEPTED

City Manager Smith advised the commission that the city accepted bids for two (2) manual combination gear drives with reverse rotation. These gear drives will allow the city to continue the production of water for the residents of the City of Concordia, in the event of electrical power loss.

CITY OF CONCORDIA						
TABULATION SHEET						
GEAR DRIVES - WATER DEPARTMENT						
DATE: 3-26-1999						
TIME: 12:00P.M.						
			BIDDER AND BID AMOUNT			
ACCEPTED BIDS ON THE FOLLOWING:			LAYNE-WESTERN, INC.	CLARKE DRILLING	COX-BESWICK	A-1 WELL
					WELL DRILLING	DRILLING, INC.
GEAR DRIVES WITH INSTALLATION						
WELL #19			\$4,976.00		\$4,442.80	\$3,985.00
WELL #18			\$4,976.00		\$4,442.80	\$3,985.00
GEAR DRIVES WITHOUT INSTALLATION						
WELL #19			\$4,476.00		\$4,042.80	\$3,670.00
WELL #18			\$4,476.00		\$4,042.80	\$3,670.00
HEAD SHAFT WITH INSTALLATION						
WELL #19			\$437.65		\$126.15	\$114.50
WELL #18			\$437.65		\$126.15	\$112.70
HEAD SHAFT WITHOUT INSTALLATION						
WELL #19			\$437.65		\$126.15	\$114.50
WELL #18			\$437.65		\$126.15	\$112.70
DRIVE SHAFT WITH INSTALLATION						
WELL #19			\$473.55		\$663.25	\$585.00
WELL #18			\$473.55		\$663.25	\$585.00
DRIVE SHAFT WITHOUT INSTALLATION						
WELL #19			\$473.55		\$588.25	\$585.00
WELL #18			\$473.55			\$585.00
TOTAL BID WITH INSTALLATION			\$11,774.40	\$11,103.00	\$10,464.40	\$9,367.20
TOTAL BID WITHOUT INSTALLATION			\$10,774.40	\$10,303.00	\$8,926.15	\$8,737.20

Following discussion, Commissioner Hattan moved to accept the low bid from A-1 Well Service of Lindsborg, Kansas with an installed price of \$9,367.20. Commissioner Strecker seconded. Motion carried.

PRESENTATION – TREE CITY USA FLAG

Judith McKee, Director of Public Grounds, advised the commission, that Concordia, Kansas has been named a Tree City USA and presented the commission with a Tree City USA Flag.

VACATION REQUEST – SUNSET HOME – 3RD AVE.

ACCEPTED

City Manager Smith advised the commission that he received a request to have 3rd Avenue vacated between 6th Street and 8th Street, in Concordia, Kansas. Sunset Home, Inc. is requesting this vacation to allow them to develop a retirement community (WestView on Eighth). Commissioner Hattan moved to have the City Attorney and City Engineer prepare an Ordinance for the Vacation of 3rd Avenue. Commissioner Strecker seconded. Motion carried.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 7, 1999, contd.**PUBLIC COMMENTS**

Armand Balthazor asked if there is any progress on the return of the \$100,000. City Manager Smith advised that he knew of no advancement.

EXECUTIVE SESSION - NON-ELECTED PERSONNEL

At this time Commissioner Bombardier moved that the Commission recess into executive session for forty-five (45) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Hattan seconded. Motion carried. Time: 6:15 p.m.

The commission reconvened at 7:00 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Bombardier moved that the Commission recess into executive session for an additional fifteen (15) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Hattan seconded. Motion carried. Time: 7:00 p.m.

The commission reconvened at 7:15 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Bombardier moved that the Commission recess into executive session for an additional fifteen (15) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Strecker seconded. Motion carried. Time: 7:15 p.m.

The commission reconvened at 7:30 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

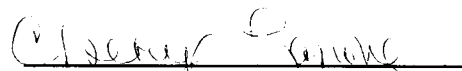
Commissioner Bombardier moved that the Commission recess into executive session for an additional fifteen (15) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Strecker seconded. Motion carried. Time: 7:30 p.m.

The commission reconvened at 7:45 p.m.

Mayor Bombardier announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

There being no further business, Commissioner Hattan moved to adjourn the meeting. Commissioner Strecker seconded. Motion carried.

(Seal)


Cheryl Lanoue
City Clerk

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 21, 1999

The governing body met in regular session on April 21, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Hattan.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Paul Abram, Nancy DeArmond, Don Dean, Ken Johnson, Beldon Blosser, Judith McKee, Larry Remmenga, Tom Fisher, John Benson, Burl Maley, Kirk Lowell, Armand Balthazor, Gearld Bachamp, Darlene Bachamp, Mark Bachamp, Sharon Coy, Joe Jindra, Velda Cook, Jami Istas, Lora Duis, Heavy Layton, Rita Layton, Ruth Bombardier, Donna Dejmal, Shirley Moynehan, May Forshee, Jennifer Hattan, Janice Hattan, Margaret Hattan, Hugh Hattan, Dide Kistner, Alberta Schoen, Verna Ferguson, Darrell Walden, Darlene Walden, Jim Douglass, Dave Swenson, Susie Haver, Wayne Akers, Adam Akers, Marilyn Douglass, Nancy Layton, Shirley Sanders, Ruth Harris, Jay Lowell, Dale Ferguson, Vince Crough, Theresa Bonebrake, Francine Smith and Irene Brown.

Minutes of the April 7, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 7 APPROVED

Appropriation Ordinance No. 7 was approved according to law.

ELECTION RESULTS

City Clerk Lanoue read the report from the Cloud County Clerk and Election Officer, Betty Musick, certifying the results of the City Election for the City of Concordia held on April 6, 1999, to be as follows:

For City Commissioner:

Verna Ferguson	1001
Armand Balthazor	416
Greg Hattan (W-I)	5
Write-Ins	1
Bill Smith, Joe Goedert, Pete Beaumont, Joe Gerard, Merle Demars	

Following the reading of the election results from the County Clerk, Mayor Bombardier declared Verna Ferguson to the Office of City Commissioner for a three (3) year term.

OATH OF OFFICE

City Ordinance prescribes that elected officials take the Oath of Office before entering into the duties of their office. City Clerk Lanoue administered the Oath of Office to Verna Ferguson for a three (3) year term.

ANNUAL COMMISSION REORGANIZATION

City Ordinance requires that Commission to annually elect one of its members as a chairman to serve as Mayor and preside at Commission meetings and perform as official head of the City on formal occasions. Commissioner Bombardier moved that Commissioner Strecker be elected to serve as Mayor for the ensuing year. Commissioner Ferguson seconded. Motion carried.

RECOGNITION OF COMMISSIONER HATTAN

Commissioner Bombardier presented to Mr. Greg Hattan a plaque and gift for the years of dedicated service to the city.

City Manager Smith presented to Mr. Hattan a picture of the City Hall.

Kirk Lowell, CloudCorp, did a presentation on Mr. Hattan's leadership during his years on the commission and went through a number of economic development projects that he supported.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 21, 1999, contd.

PRESENTATION OF PLAQUE TO COMMISSIONER BOMBARDIER

Mayor Strecker presented to Commissioner Bombardier a plaque for service as Mayor for the City of Concordia the last year.

ELECTION OF PRESIDENT OF THE BOARD

**VERNA FERGUSON
PRESIDENT OF COMMISSION**

City Manager Smith advised the commission that they needed to elect a president of the Board. Commissioner Bombardier moved to appoint Commissioner Ferguson to be president of the Board. Commissioner Strecker seconded. Motion carried.

APPOINTMENTS TO LIBRARY BOARD

PEGGY DOYEN & JANICE SWENSON

City Manager Smith advised the commission that the Library contacted the City and advised that Peggy Doyen is willing to serve a second term and Janice Swenson is willing to serve on the Library Board for four (4) year terms. Commissioner Ferguson moved to appoint Peggy Doyen and Janice Swenson to the Library Board for four (4) year terms. Commissioner Bombardier seconded. Motion carried.

ORDINANCE NO. 99-2726(ZONING TEXT CHANGES)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE AMENDING ARTICLE XII OF THE CITY OF CONCORDIA, KANSAS ZONING ORDINANCE AS ADOPTED BY ORDINANCE 1829 OF THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2726 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2727(REZONING BLOSSER TRACTS)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF CONCORDIA, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2727 and was signed by the Mayor and attested by the clerk.

BID AWARD - 21ST STREET PROJECT (ST.-97-21ST STREET - PAWNEE)

(WRENCH CONSTRUCTION)

City Manager Smith stated that this item was tabled from the last meeting. City Manager Smith advised that the City received two (2) bids for 21st Street, with the low bid being with Hall Brothers for \$66,104.80 for an asphalt street with curb & guttering. City Manager Smith stated that an alternate bid for concrete was received from the following: Wrench Construction for \$78,997.20. Following discussion, Commissioner Bombardier moved to accept the low bid of concrete from Wrench Construction for \$78,997.20. Commissioner Strecker seconded. Motion carried.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD APRIL 21, 1999, contd.**PUBLIC COMMENTS**

Mark Bachamp, son of Gearld and Darlene Bachamp, 229 W. 19th, and an engineer from Manhattan, aksed the Mayor and commissioners to reconsider their votes of rezoning the property south of 20th Street.

Nancy DeArmond, 233 W. 20th, stated she had some concerns with the rezoning, such as noise and lights.

Gearld Bachamp asked what was wrong with the protest petition filed by residents, living in the area of the rezoning, and presented to City Staff. City Attorney Uri stated the petition did not comply with statutory requirements.

Mr. Bachamp questioned why they were not allowed to make comments before the vote of the ordinance. Mayor Strecker informed him the commission had heard comments on this issue at the last commission meeting.

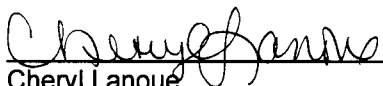
Mark Bachamp asked the commission if they could reverse something they had voted on. City Attorney Uri stated the commission could rescind, but did not have to.

Attorney David Swenson, representing Beldon Blosser, stated this issue has been hashed and rehashed. He informed the commission he felt they made the correct decision.

Armand Balthazor questioned the charge for information the Concerned Citizens obtained from the city. He felt the charge of \$43 was to high, when the County only charged \$.30 cents for the same information. City Attorney Uri informed Mr. Balthazor, he was not charged for the information but for the labor to assemble to information.

Mayor Strecker welcomed the High School Government.

There being no further business, Commissioner Ferguson moved to adjourn the meeting. Commissioner Bombardier seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MAY 5, 1999

The governing body met in regular session on May 5, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Mona Reed, Michelle Fuller, Mark Paul, Albert Hubert, Brenton Deal, Beth Carlgren, Nancy Champlin, Dale Ferguson, Will St. Pierre, Kirk Lowell, Peggy Doyen, Denise deRocheffort-Reynolds, Tom Fisher, Judith McKee, Larry Remmenga and Ken Johnson.

Minutes of the April 21, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 8

APPROVED

Appropriation Ordinance No. 8 was approved according to law.

PROCLAMATION

MENTAL HEALTH MONTH

Mayor Strecker read the proclamation for Mental Health Month and declared May, 1999 as Mental Health Month in Concordia and calls upon all citizens, government agencies, organizations, and businesses to promote Create a Healthy Balance: Body, Mind, Spirit in their own lives and the lives of their families, employees, and constituents and to recommit to the original vision for community mental health care through education, prevention, affordable treatment, acceptance, and understanding.

FRANK CARLSON LIBRARY PRESENTATION

Denise deRocheffort-Reynolds, Director of Frank Carlson Library, stated that the Library would be closed all next week for the installation and training on their new computer system. Mrs. deRocheffort-Reynolds stated that there would be six (6) public access computers, twelve (12) employee computers and a server. The expense would be no greater than \$35,000, which came from investments. Mrs. deRocheffort-Reynolds advised that there would be a Public Reception on May 21st from 9:30 to 11:00, to show the public the new system.

ORDINANCE NO. 99-2728(REZONING SUNSET)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; DEFINING THE CHANGES OR BOUNDARIES AS AMENDED; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS; AND RE-INTEGRATING THE OFFICIAL CITY ZONING DISTRICT MAP AS AMENDED.

Thereupon, Commissioner Ferguson moved that said Ordinance be adopted. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2728 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2729(REZONING AGMARK)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; DEFINING THE CHANGES OR BOUNDARIES AS AMENDED; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AMENDING SECTION 2 OF ARTICLE

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MAY 5, 1999, contd.

IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS; AND RE-INCORPORATING THE OFFICIAL CITY ZONING DISTRICT MAP AS AMENDED.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2729 and was signed by the Mayor and attested by the clerk.

RESOLUTION NO. 99-1254 - 3RD AVENUE VACATION

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE GOVERNING BODY HAS DETERMINED IT TO BE APPROPRIATE TO VACATE A PORTION OF THIRD AVENUE IN THE CITY OF CONCORDIA, KANSAS:

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then numbered Resolution No. 99-1254 and was signed by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1255 - MOUND STREET VACATION

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE GOVERNING BODY HAS DETERMINED IT TO BE APPROPRIATE TO VACATE A PORTION OF MOUND STREET IN THE CITY OF CONCORDIA, KANSAS:

Thereupon, Commissioner Ferguson moved that said Resolution be adopted. The motion was seconded by Commissioner Bombardier. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then numbered Resolution No. 99-1255 and was signed by the Mayor and attested by the Clerk.

QUITCLAIM DEED COOP

APPROVED

City Attorney Uri advised the Commission that there was an error identified in the legal description on the deed when the original documentation was drafted for the Industrial Revenue Bond Issue when it was prepared in 1997. Commissioner Ferguson moved to authorize the Mayor to sign the quitclaim deed to Coop. Commissioner Strecker seconded. Motion carried.

MOWER PROPOSALS

City Manager Smith advised that we received the following proposals for the Public Grounds Mower:

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MAY 5, 1999, contd.

TABULATION SHEET
PUBLIC GROUNDS DEPARTMENT MOWER BID

DATE: 4-28-99
TIME: 1:00P.M.

	WITHOUT TRADE-IN	WITH TRADE-IN
Schlaefli's True Value Hardware		
Zipper Model TS2293 K - 64" Deck	\$8,800.00	\$8,800.00
Optional Dual Tailwheels	\$500.00	\$500.00
Less Trade		<u>\$1,500.00</u>
Total less trade and with the optional dual tailwheels		\$7,800.00
Zipper Model TS2293 K - 54" Deck	\$8,500.00	\$8,500.00
Optional Dual Tailwheels	\$500.00	\$500.00
Less Trade		<u>\$1,500.00</u>
Total less trade and with the optional dual tailwheels		\$7,500.00
Excel Sales		
Hustler 3300	\$12,365.00	\$10,715.00

Following discussion, Commissioner Ferguson moved to accept the mower from Excel Sales for \$10,715.00. Commissioner Strecker seconded. Motion carried.

RESOLUTION NO. 99-1256 - CENTEL/WESTPLAINS/UTILICORP/ENERGY ONE PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION ON JUNE 6, 1990, THE CITY ENTERED INTO A FRANCHISE AGREEMENT WITH CENTEL CORPORATION, BY THE TERMS OF WHICH CENTEL CORPORATION AGREED TO PAY TO THE CITY FIVE PERCENT OF THE TOTAL GROSS RECEIPTS FOR ELECTRICITY SOLD BY CENTEL CORPORATION TO RESIDENTIAL AND COMMERCIAL CONSUMERS LOCATED IN THE PRESENT OR FUTURE CORPORATE BOUNDARIES OF THE CITY OF CONCORDIA.

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.
Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then numbered Resolution No. 99-1256 and was signed by the Mayor and attested by the Clerk.

KDOT - FIVE (5) YEAR PLAN ACCEPTED

City Manager Smith read the projects as follows:

- 1. 11th Street - Lincoln to East City limits - Bid Letting Sept. 1999
- 2. 18th Street - Lincoln to Archer - Tentative Letting Feb. 2002
- 3. Cedar Street - 7th to 11th
- 4. 2nd Street - Cedar to Kansas
- 5. 2nd Street - Kansas to Valley & Valley 2nd - 6th
- 6. Church Street - 7th to 11th

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MAY 5, 1999, contd.

Commissioner Bombardier moved to accept the five (5) year Plan. Commissioner Ferguson seconded. Motion carried.

ANNUAL OPERATIONS AND MAINTENANCE ASSURANCE STATEMENT

APPROVED

Each year the State of Kansas Department of Wildlife & Parks requests an "Annual Operation and Maintenance Assurance Statement". City Manager Smith stated that certification was an annual agreement that we have complied with the conditions. Following discussion, Commissioner Ferguson moved to authorize the Mayor to sign the Annual Operation and Maintenance Assurance Statement. Commissioner Bombardier seconded. Motion carried.

EASEMENT FROM CHARLES A. & JACQUELINE J. SJOLANDER

ACCEPTED

City Attorney Uri advised the Commission that Charles & Jacqueline Sjolander would be providing permanent easement on 11th Street for the purpose of permanent drainage. Following discussion, Commissioner Bombardier moved to accept the easement from Charles and Jacqueline Sjolander for \$250. Commissioner Strecker seconded. Motion carried.

CLOUDCORP SOUTHWESTERN BELL FOUNDATION GRANT APPLICATION

APPROVED

Kirk Lowell, CloudCorp, advised the Commission that CloudCorp and the Chamber were applying for a grant for new technology and needed the City to apply with the two entities. Mr. Lowell advised that the donations from the remodel project would be the local match. Commissioner Ferguson moved to approve the partnership with CloudCorp and the Chamber with the City for the Southwestern Bell Grant Application. Commissioner Bombardier seconded. Motion carried.

EXECUTIVE SESSION - NON-ELECTED PERSONNEL

At this time Commissioner Ferguson moved that the Commission recess into executive session for twenty (20) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Bombardier seconded. Motion carried. Time: 4:30p.m.

The commission reconvened at 4:50 p.m.

Mayor Strecker announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

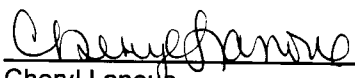
Commissioner Strecker moved that the Commission recess into executive session for an additional ten (10) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Ferguson seconded. Motion carried. Time: 4:50 p.m.

The commission reconvened at 5:00 p.m.

Mayor Strecker announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

There being no further business, Commissioner Bombardier moved to adjourn the meeting to May 12, 1999, at 6:00 p.m., in the City Commission Room in the City Hall. Commissioner Ferguson seconded. Motion carried.

(Seal)


Cheryl Lanoue
City Clerk

MINUTES OF THE ADJOURNED CITY COMMISSION MEETING HELD MAY 12, 1999

The governing body met in adjourned session on May 12, 1999, at 6:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Larry Remmenga, Burl Maley, Becky Derouseau Dusty Hodgins, Indigo Ashland and Mel Giersch.

RESOLUTION NO. 99-1257 - CEDAR STREET 7TH TO 11TH

PASSED

Thereupon, there was presented a Resolution entitled:

THE SECRETARY WILL BE DESIGNATED AS AGENT FOR THE CITY OF CONCORDIA UNDER AN AGREEMENT TO BE EXECUTED.

Thereupon, Commissioner Ferguson moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then numbered Resolution No. 99-1257 and was signed by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1258 - 2ND STREET CEDAR TO KANSAS

PASSED

Thereupon, there was presented a Resolution entitled:

THE SECRETARY WILL BE DESIGNATED AS AGENT FOR THE CITY OF CONCORDIA UNDER AN AGREEMENT TO BE EXECUTED.

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then numbered Resolution No. 99-1258 and was signed by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1259 - 2ND STREET KANSAS TO VALLEY & VALLEY 2ND TO 6TH

PASSED

Thereupon, there was presented a Resolution entitled:

THE SECRETARY WILL BE DESIGNATED AS AGENT FOR THE CITY OF CONCORDIA UNDER AN AGREEMENT TO BE EXECUTED.

Thereupon, Commissioner Strecker moved that said Resolution be adopted. The motion was seconded by Commissioner Bombardier. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

MINUTES OF THE ADJOURNED CITY COMMISSION MEETING HELD MAY 12, 1999, contd.

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then numbered Resolution No. 99-1259 and was signed by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1260 - CHURCH STREET 7TH TO 11TH**PASSED**

Thereupon, there was presented a Resolution entitled:

THE SECRETARY WILL BE DESIGNATED AS AGENT FOR THE CITY OF CONCORDIA UNDER AN AGREEMENT TO BE EXECUTED.

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

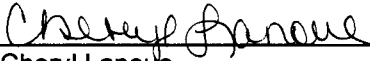
Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then numbered Resolution No. 99-1260 and was signed by the Mayor and attested by the Clerk.

Mayor Strecker announced that there would be a study session following the meeting.

There being no further business, Commissioner Bombardier moved to adjourn the meeting. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MAY 19, 1999

The governing body met in regular session on May 19, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Larry Remmenga, Burl Maley, Judith McKee, Ken Johnson, Beldon Blosser, Joe Jindra and Brad Lowell.

Minutes of the May 5, 1999 regular meeting and May 12, 1999 adjourned meeting were approved as written.

APPROPRIATION ORDINANCE NO. 9

APPROVED

Appropriation Ordinance No. 9 was approved according to law.

21ST STREET CONTRACT AGREEMENT WRENCH CONSTRUCTION

AUTHORIZED

City Manager Smith advised the commission that the City Commission accepted the bid from Wrench for the construction of 21st Street. Commissioner Bombardier moved to authorize the Mayor to sign the contract with Wrench Construction for 21st Street. Commissioner Strecker seconded. Motion carried.

ORDINANCE NO. 99-2730(FIRE INSURANCE)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ESTABLISHING AN INSURANCE PROCEEDS FUND PURSUANT TO K.S.A. 40-3901 ET SEQ.; AND AMENDING THE CONCORDIA CODE BY INCORPORATING SECTIONS NUMBERED 1-6 OF THIS ORDINANCE INTO THE CONCORDIA CODE AS SECTIONS 7-80 TO 7-85, AND REPEALING EXISTING ORDINANCES OF THE CITY OF CONCORDIA, KANSAS IN CONFLICT HERewith.

Thereupon, Commissioner Ferguson moved that said Ordinance be adopted. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2730 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2731(REZONING BLOSSER)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; DEFINING THE CHANGES OR BOUNDARIES AS AMENDED; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS; AND RE-INTEGRATING THE OFFICIAL CITY ZONING DISTRICT MAP AS AMENDED.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD MAY 19, 1999, CONTD.

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2731 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2732(REZONING BLOSSER) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; DEFINING THE CHANGES OR BOUNDARIES AS AMENDED; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS; AND RE-INCORPORATING THE OFFICIAL CITY ZONING DISTRICT MAP AS AMENDED.

Thereupon, Commissioner Strecker moved that said Ordinance be adopted. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2732 and was signed by the Mayor and attested by the clerk.

RESOLUTION NO. 99-1261 - (SANITARY SEWER OLIVE STREET SOUTH) PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF A CERTAIN INTERNAL IMPROVEMENT IN THE CITY OF CONCORDIA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENT IN ACCORDANCE WITH SUCH FINDINGS (OLIVE STREET SOUTH SEWER COLLECTION SYSTEM).

The Resolution was considered and discussed; and thereupon on motion of Commissioner Ferguson, seconded by Commissioner Bombardier, the Resolution was adopted by the following roll call vote:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Resolution having been adopted by majority vote of the City Commission, it was given No. 99-1261; was further directed to be signed by the Mayor and attested by the City Clerk; and the City Clerk was further directed to cause the publication of the Resolution one time in the official City newspaper and to record the Resolution in the Office of the Register of Deeds of Cloud County, Kansas, all as required by law.


FIRE DEPARTMENT BID ON 1990 FORD TAURUS ACCEPTED

City Manager Smith advised the commission that the City accepted bids on the 1990 Ford Taurus in the Fire Department and we received the following bids:

<u>Bidder</u>	<u>Bid</u>
Brian Saltkill	\$252.00
Joe Goedert	\$602.00

Following discussion, Commissioner Bombardier moved to accept the bid from Joe Goedert for \$602.00. Commissioner Strecker seconded. Motion carried.

There being no further business, Commissioner Bombardier moved to adjourn the meeting to a study session. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 2, 1999

The governing body met in regular session on June 2, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, Assistant City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Judith McKee, Larry Remmenga, Burl Maley, Tom Fisher, Armand Balthazor, Joe Jindra and Sharon Coy.

Minutes of the May 19, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 10

APPROVED

Appropriation Ordinance No. 10 was approved according to law.

APPOINTMENTS TO THE AIRPORT ADVISORY BOARD

GARY BALDWIN AND HERMAN HILL

City Manager Smith advised that the terms of Gary Baldwin and Herman Hill expire in July of 1999 and that they are willing to serve. Commissioner Ferguson moved to appoint Gary Baldwin and Herman Hill to the Airport Advisory Board for four-year terms, July 1999 through July 2003. Commissioner Bombardier seconded. Motion carried.

RESOLUTION NO. 99-1262(JOHN BUCKNER)

NUISANCE ABATEMENT

Mayor Strecker stated that at this time a hearing before the Governing Body was convened as prescribed under Section 15-6, Code of the City of Concordia to consider whether a nuisance exists at the following location:

1. John Buckner, 446 W 7th

City Clerk Lanoue advised the Commission of the property.

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Bombardier to approve Resolution No.99-1262 with zero (0)days. Motion carried.

RESOLUTION NO. 99-1263(BRIAN MYERS)

NUISANCE ABATEMENT

Mayor Strecker stated that at this time a hearing before the Governing Body was convened as prescribed under Section 15-6, Code of the City of Concordia to consider whether a nuisance exists at the following location:

1. Brian Myers, 308 E 12th

City Clerk Lanoue advised the Commission of the property.

No one was present to represent the property owner.

Commissioner Bombardier moved and seconded by Commissioner Strecker to approve Resolution No.99-1263 with zero (0) days. Motion carried.

RESOLUTION NO. 99-1264(MORRIS WIDEN)

NUISANCE ABATEMENT

Mayor Strecker stated that at this time a hearing before the Governing Body was convened as prescribed under Section 15-6, Code of the City of Concordia to consider whether a nuisance exists at the following location:

1. Morris Widen, 808 Julie

City Clerk Lanoue advised the Commission of the property.

No one was present to represent the property owner.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 2, 1999, contd.

Commissioner Ferguson moved and seconded by Commissioner Bombardier to approve Resolution No.99-1264 with zero (0) days. Motion carried.

RESOLUTION NO. 99-1265(MYRTLE MAGAW)

NUISANCE ABATEMENT

Mayor Strecker stated that at this time a hearing before the Governing Body was convened as prescribed under Section 15-6, Code of the City of Concordia to consider whether a nuisance exists at the following location:

1. Myrtle Magaw, 124 W 9th

City Clerk Lanoue advised the Commission of the property.

No one was present to represent the property owner.

Commissioner Bombardier moved and seconded by Commissioner Strecker to approve Resolution No.99-1265 with zero (0) days. Motion carried.

ORDINANCE NO. 99-2733(VACATING MOUND STREET)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE PURSUANT TO K.S.A. 12-504 AND 12-505, AS AMENDED, VACATING A PORTION OF MOUND STREET IN THE CITY OF CONCORDIA, CLOUD COUNTY, KANSAS.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. Commissioner Ferguson seconded the motion. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2733 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2734(VACATING THIRD AVENUE)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE PURSUANT TO K.S.A. 12-504 AND 12-505, AS AMENDED, VACATING A PORTION OF MOUND STREET IN THE CITY OF COCNORDIA, CLOUD COUNTY, KANSAS.

Thereupon, Commissioner Strecker moved that said Ordinance be adopted. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2734 and was signed by the Mayor and attested by the clerk.

PUBLIC HEARING - SANITARY SEWER PROJECT
PAWNEE/BLOSSER; LYLE & THERESA BONEBRAKE;
NEIL & BRENDA LOSH; PHIL ANDERSON, TINA DUNCAN,
HAZEL M. CHAMBERS AND ESTATE OF JAMES CHAMBERS

HELD

Mayor Strecker opened the public hearing. Mayor Strecker announced that this was a hearing on proposed assessments as set out in the assessment rolls prepared by the City Clerk and on file in the Office of the City Clerk, for the following improvements:

Extension of a Sanitary Sewer Collector.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 2, 1999, contd.

The governing body determined that the notice of hearing and a statement of costs proposed to be assessed had been mailed to the owners of the property made liable to pay such assessments, all as provided by Section 9(b) of Chapter 99, of the Kansas Legislative Session Laws of 1957, otherwise cited as K.S.A. 12-6a09(b).

No one objected to the projects during the public hearing.

Mayor Strecker closed the public hearing.

ORDINANCE NO. 99-2735(PAWNEE MENTAL HEALTH) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ASSESSING TO EACH LOT, PIECE AND PARCEL OF LAND LIABLE FOR SPECIAL ASSESSMENT THE AMOUNT TO BE PAID IN INSTALLMENTS FOR THE COST OF; CONSTRUCT SEWER MAIN COLLECTOR LINE FROM ALLEY BETWEEN 19TH & 20TH STREET ALONG EAST SIDE OF LOT 4, BLOCK 7, SOUTH 425 FEET THENCE WEST PARALLEL TO 21ST STREET, 310 FEET.

Thereupon, Commissioner Ferguson moved that said Ordinance be adopted. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2735 and was signed by the Mayor and attested by the clerk.

ORDINANCE NO. 99-2736(LYLE & THERESA BONEBRAKE; NEIL & BRENDA LOSH; PHIL ANDERSON, TINA DUNCAN, HAZEL M. CHAMBERS AND ESTATE OF JAMES CHAMBERS) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ASSESSING TO EACH LOT, PIECE AND PARCEL OF LAND LIABLE FOR SPECIAL ASSESSMENT THE AMOUNT TO BE PAID IN INSTALLMENTS FOR THE COST OF; CONSTRUCT APPROXIMATELY 110 LINEAL FEET OF SANITARY SEWER LATERAL LINE FROM MAIN COLLECTOR LINE.

Thereupon, Commissioner Strecker moved that said Ordinance be adopted. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2736 and was signed by the Mayor and attested by the clerk.

COMPUTER PROPOSALS

The City Manager advised that we received the following proposals for the Police Department's upgrading and networking computers to be Y2K compliant.

Computer Solutions	\$25,617.77
AmeriComp	\$20,239.54

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 2, 1999, contd.

Burl Maley, Director of Public Safety advised the commission on the specification of the computers. Following discussion, Commissioner Bombardier moved to accept the computer upgrading and networking from AmeriComp for \$20,239.54. Commissioner Ferguson seconded. Motion carried.

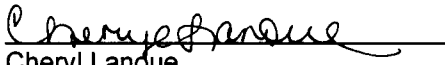
AIRPORT DEVELOPMENTAL GRANT APPLICATION

City Manager Smith advised the commission that this application would be 75/25, the city portion being 25% of \$119,969. Mr. Smith stated that this would be for the runways and taxiway. Commissioner Ferguson moved to authorize the City Manager to sign the Airport Developmental Grant Application. Commissioner Bombardier seconded. Motion carried.

FARM LEASE**DR. JAMES WALKER**

City Manager Smith advised that the Mr. Copple had terminated the farm lease and recommended Dr. James Walker to farm the ground for the same amount, \$261.00. Following discussion, Commissioner Bombardier moved to authorize the Mayor to sign the farm lease agreement with Dr. James Walker. Commissioner Ferguson seconded. Motion carried.

There being no further business, Commissioner Bombardier moved to adjourn the meeting. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 16, 1999

The governing body met in regular session on June 16, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Larry Remmenga, Burl Maley, Tom Fisher, Armand Balthazor, Joe Jindra, Jim Nachtigal, Kenneth Remfry and Brad Lowell.

Minutes of the June 2, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 11

APPROVED

Appropriation Ordinance No. 11 was approved according to law.

RESOLUTION NO. 99-1266(TERRY & LINDA EATON)

NUISANCE ABATEMENT

Mayor Strecker stated that at this time a hearing before the Governing Body was convened as prescribed under Section 15-6, Code of the City of Concordia to consider whether a nuisance exists at the following location:

1. Terry & Linda Eaton, 323 E 12th

City Clerk Lanoue advised the Commission of the property.

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Bombardier to approve Resolution No. 99-1266. Motion carried.

ORDINANCE NO. 99-2737(FRANCHISE FEES WESTPLAINS)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE INCREASING THE FRANCHISE FEE TO BE PAID TO IN ACCORDANCE WITH THE TERMS OF A FRANCHISE GRANTED ON JUNE 6, 1990 TO CENTEL CORPORATION, NOW KNOWN AS WESTPLAINS ENERGY, A DIVISION OF UTILICORP UNITED/ENERGY ONE.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the adoption of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioners Bombardier, Strecker and Ferguson.

Nay: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2737 and was signed by the Mayor and attested by the clerk.

RESOLUTION NO. 99-1267(11TH STREET FEDERAL AID)

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION RELATING TO BENEFITS OBTAINABLE BY CITIES UNDER PROGRAM FOR FEDERAL AID ON HIGHWAY CONSTRUCTION.

Thereupon, Commissioner Ferguson moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 16, 1999, contd.

No: None

Thereupon, the Resolution having been adopted by majority vote of the City Commission, it was given No. 99-1267; was further directed to be signed by the Mayor and attested by the City Clerk.

ORDINANCE NO. 99-2738(DSIGNATING 5TH STREET A MAIN TRAFFICWAY) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE DESIGNATING 5TH STREET WITHIN THE CITY OF CONCORDIA, KANSAS, AS A MAIN TRAFFICWAY.

Thereupon, Commissioner Bombardier moved that said Ordinance be passed. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 99-2738 and was signed and approved by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1268(AUTHORIZING 5TH STREET IMPROVEMENT) PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS AUTHORIZING THE IMPROVEMENT OR REIMPROVEMENT OF A MAIN TRAFFICWAY WITHIN THE CITY OF CONCORDIA, KANSAS; AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1268 and was signed by the Mayor and attested by the Clerk.

FINAL PLAT – WESTVIEW ON 8TH (SUNSET) ACCEPTED

City Manager Smith advised that Sunset Home, Inc. is seeking approval of the final plat for the Westview on 8th Addition.

Mr. Smith advised the Planning Commission considered the final plat at the June 8, 1999 meeting. The Commission approved the plat by a unanimous vote with the recommendation that no Certificates of Occupancy be issued until the construction of Third Avenue is complete.

Following discussion, Commissioner Ferguson moved to accept the easements and right-of-way dedicated by the final plat of the Westview on 8th Addition in the City of Concordia, Kansas. Commissioner Bombardier seconded. Motion carried.

MISSION STATEMENT/CITY OF CONCORDIA ADOPTED

Mayor Strecker read the following Mission Statement for the City of Concordia:

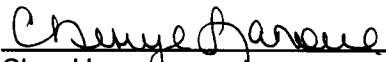
The City of Concordia provides the best possible service to its citizens at a reasonable cost. It is responsive to all citizens, provides an environment for positive quality life, and works with neighboring entities to improve Cloud County, North Central Kansas Region and the State of Kansas.

Commissioner Ferguson moved adopt the above Mission Statement. Commissioner Bombardier seconded. Motion carried.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JUNE 16, 1999, contd.**PUBLIC COMMENTS**

Armand Balthazor asked about the progress on the \$100,000 and the open meeting law. City Manager Smith advised that there is an executive session June 23rd on the issue and explained the open meeting law.

There being no further business, Commissioner Bombardier moved to adjourn the meeting to June 23, 1999 at 4:00 p.m., at City Hall. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE ADJOURNED CITY COMMISSION MEETING HELD JUNE 23, 1999

The governing body met in adjourned session on June 23, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Larry Remmenga, Armand Balthazor, Kent Buer, Dusty Moshier, Rich Hayse and Kirk Lowell.

EXECUTIVE SESSION - CONSULTATION WITH AN ATTORNEY ON MATTERS THAT ARE DEEMED PRIVILEGED IN AN ATTORNEY-CLIENT RELATIONSHIP

At this time Commissioner Bombardier moved that the Commission recess into executive session for sixty (60) minutes to discuss attorney-client privileges and invited City Manager Smith, Mr. Rich Hayse, attorney for the City of Concordia, Mr. Dusty Moshier, attorney for the Citizens National Bank, Mr. Gary Padgett and Kent Buer, Citizens National Bank. Commissioner Strecker seconded. Motion carried. Time: 4:00 p.m.

The commission reconvened at 5:00 p.m.

Mayor Strecker announced that the Commission had been discussing attorney-client privileges and no binding action had been taken.

Commissioner Bombardier moved that the Commission recess into executive session for an additional thirty (30) minutes to discuss attorney-client privileges and invited City Manager Smith, Mr. Rich Hayse, attorney for the City of Concordia, Mr. Dusty Moshier, attorney for the Citizens National Bank, Mr. Gary Padgett and Kent Buer, Citizens National Bank. Commissioner Ferguson seconded. Motion carried. Time: 6:00 p.m.

The commission reconvened at 6:30 p.m.

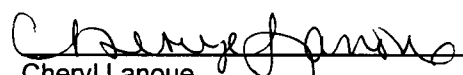
Mayor Strecker announced that the Commission had been discussing attorney-client privileges and no binding action had been taken.

Commissioner Bombardier moved that the Commission recess into executive session for an additional fifteen (15) minutes to discuss attorney-client privileges and invited City Manager Smith, Mr. Rich Hayse, attorney for the City of Concordia, Mr. Dusty Moshier, attorney for the Citizens National Bank, Mr. Gary Padgett and Kent Buer, Citizens National Bank. Commissioner Ferguson seconded. Motion carried. Time: 6:30 p.m.

The commission reconvened at 6:45 p.m.

Mayor Strecker announced that the Commission had been discussing attorney-client privileges and no binding action had been taken.

There being no further business, Commissioner Bombardier moved to adjourn the meeting. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JULY 7, 1999

The governing body met in regular session on July 7, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Burl Maley, Tom Fisher, Armand Balthazor, Joe Jindra, Beldon Blosser, Kirk Lowell, Roberta Lowrey, Judith McKee and Brad Lowell.

Minutes of the June 16, 1999 regular meeting and June 23, 1999 adjourned meeting were approved as written.

APPROPRIATION ORDINANCE NO. 12 APPROVED

Appropriation Ordinance No. 12 was approved according to law.

SECOND QUARTER INVESTMENT REPORT APPROVED

City Clerk Lanoue presented the second quarter investment report per Ordinance No. 1860. Total interest for the second quarter of 1999 was \$21,044.44 compared to \$9,548.42 for 1998. Commissioner Ferguson moved to place on file the second quarter investment report. Commissioner Bombardier seconded. Motion carried.

GRIEVANCE COMMITTEE APPOINTMENT JANICE DETHLOFF

City Clerk Lanoue advised that Janice Dethloff currently holds the non-employee position of the City of Concordia Grievance Board. Her term expires July 1999. She has been contacted and is willing to serve another three (3) year term. Following discussion, Commissioner Ferguson moved to appoint Janice Dethloff to the Grievance Board from July 1999 to 2002. Commissioner Strecker seconded. Motion carried.

RESOLUTION NO. 99-1269(KLOSTER) PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS CONSENTS TO CITIZENS NATIONAL BANK INSTITUTING SEPARATE LEGAL ACTION AGAINST PHILLIP KLOSTER TO OBTAIN JUDGMENT AND SATISFACTION ON AMOUNTS OWED UNDER THE CREDIT ARRANGEMENT HEREIN.

Thereupon, Commissioner Bombardier moved that said Resolution is adopted. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly passed and the Resolution was then duly numbered Resolution No. 99-1269 and was signed and approved by the Mayor and attested by the Clerk.

98-IT-005 STORMSEWER GRANT PROJECT BETWEEN SUPER 8 AND MCDONALDS CONTRACT AWARD WRENCH CONSTRUCTION

City Manager Smith advised that the City received two (2) bids on the project as follows:

<u>CONTRACTOR</u>	<u>BASE BID</u>	<u>START/COMPLETION DATE</u>
Wrench Construction	\$112,141.50	9-7-1999/11-1-1999
Smokey Hill, LLC	\$136,630.00	8-1-1999/9-30-1999

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JULY 7, 1999, contd.

The low bid of \$112,141.50 is over the engineer's estimate. Following discussion, Commissioner Ferguson moved to accept the low bid from Wrench Construction Co. of \$112,141.50 contingent upon the approval of Kansas Department of Housing and Commerce. Commissioner Bombardier seconded. Motion carried.

SEWER FEES FOR COMMERCIAL LAUNDRIES

City Clerk Lanoue advised the commission of the two commercial laundry mats in town. Lanoue advised the percent reduction and the increase/decrease per year that the city could anticipate in revenue. Following discussion, Commissioner Bombardier moved to instruct the City Attorney to draft an ordinance to reflect the twenty percent reduction. Commissioner Strecker seconded. Motion carried.

ORDINANCE NO. 99-2739(DSIGNATING 22nd STREET A MAIN TRAFFICWAY) **PASSED**

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE DESIGNATING 22ND STREET WITHIN THE CITY OF CONCORDIA, KANSAS, AS A MAIN TRAFFICWAY.

Thereupon, Commissioner Ferguson moved that said Ordinance be passed. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 99-2739 and was signed and approved by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1270(AUTHORIZING 22ND STREET IMPROVEMENT) **PASSED**

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS AUTHORIZING THE IMPROVEMENT OR REIMPROVEMENT OF A MAIN TRAFFICWAY WITHIN THE CITY OF CONCORDIA, KANSAS; AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1270 and was signed by the Mayor and attested by the Clerk.

ORDINANCE NO. 99-2740(INCREASING COURT COST) **PASSED**

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE INCREASING COURT COSTS ASSESSED BY CONCORDIA MUNICIPAL COURT; REPEALING SUBSECTION (A) OF CONCORDIA CODE SECTION 16-10; AND AMENDING THE CONCORDIA CODE, BY ADDING A NEW SUBSECTION, TO BE IDENTIFIED AS SUBSECTION (A), TO SECTION 16-10.

Thereupon, Commissioner Strecker moved that said Ordinance be passed. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JULY 7, 1999, contd.

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 99-2740 and was signed and approved by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1271(LABARGE CLAIM)

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS DENYING THE CLAIM OF ROBERT AND VEEDA J. LABARGE, ALLEGING THAT ON AUGUST 18, 1998, CITY EMPLOYEES ENTERED THEIR PROPERTY AND CUT GRASS, AND THAT THEY WERE DAMAGED THEREBY IN THE AMOUNT OF \$150,000.00 IS DENIED.

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

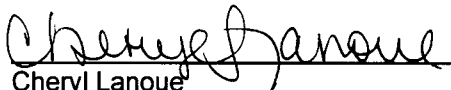
Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1271 and was signed by the Mayor and attested by the Clerk.

ROBERTA LOWREY, CHAMBER OF COMMERCE

DISCUSSION

Roberta Lowrey, Chamber of Commerce, advised that she was here for the retail division of the Chamber on three areas: First parking in the downtown, second trees and third the sidewalks. Mrs. Lowrey stated that the latter two are being addressed currently with the city. Mrs. Lowrey stated that the retail division of the Chamber would like to see no parking tickets issued for three (3) months, to see if the business owners could police the parking themselves and if not then go back to issuing tickets, but to have a courtesy ticket for out of county tags. Mr. Uri, City Attorney advised that the city could do an ordinance to that affect or to do an ordinance that would eliminate the fee until the city did another ordinance. Mr. Smith stated that he would like the Downtown to have a master plan, not only to address this issue but others.

There being no further business, Commissioner Bombardier moved to adjourn the meeting to July 14, 1999 at 4:00 p.m. at City Hall. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE ADJOURNED CITY COMMISSION MEETING HELD JULY 14, 1999

The governing body met in adjourned session on July 14, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The President declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Judith McKee, Roberta Lowrey and Larry Remmenga.

Commissioner Strecker arriving at 4:05.

ORDINANCE NO. 99-2741(DOWNTOWN PARKING) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE REPEALING PENALTIES FOR PARKING INFRACTIONS IN CERTAIN ZONES OF THE CITY OF CONCORDIA, KANSAS; REPEALING SUBSECTION (I) OF CONCORDIA CODE SECTION 23-48; AND AMENDING THE CONCORDIA CODE, BY ADDING A NEW SUBSECTION, TO BE IDENTIFIED AS SUBSECTION (I), TO SECTION 23-48.

Thereupon, Commissioner Ferguson moved that said Ordinance be passed. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 99-2741 and was signed and approved by the Mayor and attested by the Clerk.

Mayor Strecker announced that there would be a study session immediately following the meeting.

PUBLIC COMMENTS

Armand Balthazor presented the Commission with population information. The figures he presented for Cloud County and the surrounding counties are listed below.

Cloud County

1890	19,000
1900	18,000
1910	18,000
1920	17,000
1930	18,000
1950	16,000
1960	14,000
1990	11,000

Republic County

1890	19,000
1990	6,000

Ottawa County

1890	12,000
1990	5,000

Mitchell County

1890	15,000
1990	7,000

Population Projection for Cloud County

1995	10,684
2000	10,000
2005	9,000
2010	9,000
2020	8,398

Population Projection for City

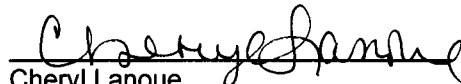
1990	6,167
1998	5,594
2000	5,015
2010	4,995
2020	4,496
2030	4,046

Mr. Balthazor suggested doing something to help out the City of Concordia. He voiced his concern about paying \$50,000 to an out of town firm to perform planning and zoning duties. If we would keep the money in Concordia, it would help the city grow.

Commissioner Ferguson stated we can not base our growth on what happened in the 1900's.

Commissioner Strecker stated that we need to have faith.

There being no further business, Commissioner Bombardier moved to adjourn the meeting to a study session. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JULY 21, 1999

The governing body met in regular session on July 21, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Burl Maley, Tom Fisher, Armand Balthazor, Joe Jindra, Kirk Lowell, Roberta Lowrey, Judith McKee, Nancy DeArmond, Winston Shrader, Kevin Steinert, Denise deRocheffort-Reynolds, Larry Remmenga, Peggy Doyen, Lee Doyen and Brad Lowell.

Minutes of the July 7, 1999 regular meeting and July 14, 1999 adjourned meeting were approved as written.

APPROPRIATION ORDINANCE NO. 13

APPROVED

Appropriation Ordinance No. 13 was approved according to law.

RESOLUTION NO. 99-1272(GEORGE SCHOENBRUNN)

NUISANCE ABATEMENT

Mayor Strecker stated that at this time a hearing before the Governing Body was convened as prescribed under Section 15-6, Code of the City of Concordia to consider whether a nuisance exists at the following location:

1. George Schoenbrunn , 527 W 2nd

City Clerk Lanoue advised the Commission of the property.

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Bombardier to approve Resolution No. 99-1272. Motion carried.

ORDINANCE NO. 99-2742 (INDUSTRIAL DRY CLEANERS)

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ESTABLISHING A WATER EVAPORATION LOSS PERCENTAGE FOR INDUSTRIAL DRY CLEANERS; AND AMENDING THE CONCORDIA CODE, BY ADDING A NEW SUBSECTION, TO BE IDENTIFIED AS (g), TO SECTION 26-49

Thereupon, Commissioner Ferguson moved that said Ordinance be passed. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 99-2742 and was signed and approved by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1273(DOWNTOWN FIRE DEBRIS CLEAN-UP)

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS, THE ENFORCING OFFICER PURSUANT TO K.S.A 12-1750 ET SEQ., AS PROVIDED BY SECTION 7-47 (c) OF THE CODE OF ORDINANCES OF THE CITY OF CONCORDIA, KANSAS, HAS INFORMED THE GOVERNING BODY THAT IN HIS OPINION AN IMMEDIATE HAZARD REQUIRING IMMEDIATE ACTION TO PROTECT THE PUBLIC EXISTS BY REASON OF THE CONDITION OF THE STRUCTURES AND DEBRIS LOCATED ON THE FOLLOWING TRACTS:

LOTS ONE (1), TWO (2), THREE (3), FOUR (4) AND FIVE (5) IN BLOCK ONE HUNDRED THIRTY-FIVE (135), IN THE CITY OF CONCORDIA, CLOUD COUNTY, KANSAS.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD JULY 21, 1999, contd.

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1273 and was signed by the Mayor and attested by the Clerk.

ORDINANCE NO. 99-2743 – FIREWORKS

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE AUTHORIZING THE SALE AND DISCHARGE OF FIREWORKS BETWEEN DECEMBER 28, 1999 AND JANUARY 1, 2000; AND AMENDING THE CONCORDIA CODE, BY ADDING SECTION 10-63.

Thereupon, Commissioner Bombardier moved that said Ordinance be passed. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 99-2743 and was signed and approved by the Mayor and attested by the Clerk.

KLINK RESURFACING PROJECT – YEAR 2002

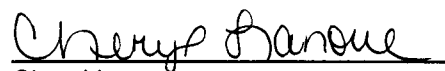
APPROVED

City Manager Smith presented the engineer's estimate of cost for the KLINK resurfacing project on K-9 Highway from US 81 (Lincoln Street) east to Cloud Street. State participation on this project is seventy-five percent (75%) of the construction cost or not more than \$200,000. The city's share of the project is \$114,592.85. Following discussion, Commissioner Ferguson moved to approve the KLINK Resurfacing Project from K-9 Highway from US 81 (Lincoln Street east to Cloud Street. Commissioner Bombardier seconded. Motion carried.

PUBLIC COMMENTS

Denise deRochfort-Reynolds, Librarian of the Frank Carlson Library, advised the commission on the request for the year 2000 for \$92,930 the maximum amount that they can levy. Mrs. deRochfort-Reynolds stated that the Library Board would like the commission to consider a new charter ordinance to increase their levy by two (2) mills. They would request a one (1) mill increase for the budget 2001 and the other mill would be optional. Mrs. deRochfort-Reynolds explained to the commission that the library doesn't have the resources to do the necessary improvements that they would like to do, for example windows, air conditioning, upgrade of the entrance into the library, the Frank Carlson Room needs some attention and additional staff.

There being no further business, Commissioner Bombardier moved to adjourn the meeting to July 28, 1999 at 4:00 p.m. at City Hall. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE ADJOURNED CITY COMMISSION MEETING HELD JULY 28, 1999

The governing body met in adjourned session on July 28, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier and Ferguson.

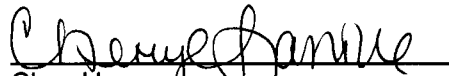
Absent: None

Other Officers: City Manager Smith and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Judith McKee, Larry Remmenga and Burl Maley.

There being no business, Commissioner Bombardier moved to adjourn the meeting to a study session to discuss the Budget 2000. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD AUGUST 4, 1999

The governing body met in regular session on August 4, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Dallas Nading, Beldon Blosser, Kirk Lowell, Roberta Lowrey, Judith McKee, Rob Mahan, Ross Olson, Victor Collins, Marie Dale, Denise deRocheft Reynolds, Paul and Verletta Moon, Annie and Dennis Bergmann and Brad Lowell.

Minutes of the July 21, 1999 regular meeting and July 28, 1999 adjourned meeting were approved as written.

APPROPRIATION ORDINANCE NO. 14 **APPROVED**

Appropriation Ordinance No. 14 was approved according to law.

CHARTER ORDINANCE NO. 19 – FRANK CARLSON LIBRARY **PASSED**

Thereupon there was presented a Charter Ordinance entitled:

A CHARTER ORDINANCE REPEALING CHARTER ORDINANCE NO. 17, CONCERNING THE TAX RATE OF LEVY FOR LIBRARY PURPOSE, AND PROVIDING THAT THE TAX RATE OF LEVY FOR LIBRARY PURPOSES SHALL HENCEFORTH BE DETERMINED BY ORDINANCE.

Thereupon, Commissioner Ferguson moved that said Charter Ordinance be passed. The motion was seconded by Commissioner Bombardier. Said Charter Ordinance was duly read and considered, and upon being put, the motion for the passage of said Charter Ordinance was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Charter Ordinance duly passed and the Charter Ordinance was then duly numbered Charter Ordinance No. 19 and was signed and approved by the Mayor and attested by the Clerk.

WATER TOWER PAINTING BIDS **HOGAN'S PAINTING & SANDBLASTING**

Rob Mahan, Bucher, Willis & Ratliff advised that the City received four (4) bids on the project as follows:

<u>CONTRACTOR</u>	<u>BASE BID</u>
Hogan's Painting & Sandblasting	\$56,100.00
Midwest Tank Co.	\$73,480.00
J.R. Stelzer Co.	\$93,466.00
Cunningham Sandblasting	\$113,130.00

There will be a third party to inspect the interior of the water tower and a change order will be done to reflect the interior inspection. Following discussion, Commissioner Ferguson moved to accept the low bid from Hogan's Painting & Sandblasting of \$56,100.00 Commissioner Bombardier seconded. Motion carried.

5TH STREET – BROADWAY TO **BRYANT & BRYANT**
KANSAS RECONSTRUCTION & 22ND STREET

Tom Fisher, Director of Streets advised that the City received two (2) bids on the projects as follows:

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD AUGUST 4, 1999, contd.

<u>CONTRACTOR</u>	<u>BASE BID</u>	<u>BASE BID</u>
	<u>5th Street</u>	<u>22nd Street</u>
Bryant & Bryant	\$158,074.05	\$133,288.00
Smoky Hill	\$182,972.60	\$133,122.00

The Engineer's Estimate for 5th Street was \$173,863.25 and for 22nd Street \$138,963.00 with a start date of 2nd week in September, 1999 and complete in 50 working days. Campbell & Johnson Engineers recommended having one contractor for both projects.

Following discussion, Commissioner Ferguson moved to accept the bids from Bryant & Bryant for the 5th Street in the amount of \$158,074.05 and 22nd Street in the amount of \$133,288.00. Commissioner Bombardier seconded. Motion carried.

RESOLUTION NO. 99-1274(ACCEPTING A CONVEYANCE

OF REAL ESTATE FROM SUNSET HOME, INC.)

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS DEEMS IT ADVISABLE TO ACCEPT A CONVEYANCE OF CERTAIN REAL ESTATE FROM SUNSET HOME, INC., FOR THE RIGHT-OF-WAY PURPOSES.

Thereupon, Commissioner Ferguson moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1274 and was signed by the Mayor and attested by the Clerk.

PUBLIC COMMENTS

Dennis Bergmann and Jim Conn addressed the commission advising that they had several questions regarding their properties locate in the downtown. Mr. Bergmann stated that on June 30, 1999 at 3:00 p.m. Burl Maley, Tom Fisher, Larry Remmenga, Jim Conn, Vic Collins, Annie Bergmann and himself attend a meeting with city personnel, to discuss issues on the removal of the debris. Mr. Bergmann stated that he felt that they all were in agreement that the following items were what needed to be done. 1. Asbestos, 2. Debris removal, 3. Water lines, 4. Sewer lines, 5. Barricades, 6. Time frame, 7. Hall roads and 8. Permit. Mr. Bergmann stated that he would like the commission to revoke or revise Resolution 99-1273.

City Manager Smith advised Mr. Bergman of the Torts Claim Act and of the liability exposure that the City has.

Ross Olson, Insurance Agent for Jim Conn, Dennis and Annie Bergmann and Robert Jager stated that the insurance has agreed to cleanup the two (2) properties and if the City would pickup the cost on Jim Conn's then they could proceed as planned.

Larry Uri, City Attorney, asked for copies of the bids submitted to the insurance and he would look at this to see if the contractor would need to be bonded.

There being no further business, Commissioner Bombardier moved to adjourn the meeting to August 11, 1999 at 4:00 p.m. at City Hall. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE ADJOURNED CITY COMMISSION MEETING HELD AUGUST 11, 1999

The governing body met in adjourned session on August 11, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Burl Maley, Tom Fisher, Armand Balthazor, Joe Jindra, Kirk Lowell, Judith McKee, Larry Remmenga, Annie and Dennis Bergmann, Bob Jager, Jim Conn, Dale Ferguson and Brad Lowell.

ORDINANCE NO. 99-2744(POSSIBLE INCREASE IN TAXES FOR 2000)

APPROVED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ATTESTING TO THE POSSIBLE INCREASE IN TAXES LEVIED FOR BUDGET YEAR 2000 NECESSARY TO FINANCE PUBLIC SERVICES FOR THE CITY OF CONCORDIA, KANSAS:

Thereupon, Commissioner Bombardier moved that said Ordinance be passed. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 99-2744 and was signed and approved by the Mayor and attested by the Clerk.

PUBLIC HEARING 2000 BUDGET

HELD

Mayor Strecker opened the public hearing for the 2000 Budget.

Armand Balthazor stated that there was \$575,000 increase in taxes and the six (6) mill increase will raise \$115,000 and wondered where the additional revenue will come from. City Manager Smith advised that the additional revenue will come from sales tax, water sales, etc. Mr. Balthazor stated that employee benefits was up twelve (12) to fifteen (15) percent, there were four (4) or more new full-time positions and a \$65,000 building at the cemetery. Mr. Balthazor asked what the difference was on the quarterly report versus what was published as indebtedness for the public hearing. City Clerk Lanoue stated that the program on the state forms pulled the total indebtedness and put in the temporary note line. The temporary notes should have been \$550,000. Mr. Balthazor stated that the population of Concordia is still dropping.

Commissioner Strecker stated the six (6) mill increase would increase property tax by approximately twenty some dollars a year or a nickel and half a day.

There being no further comments, Mayor Strecker closed the public hearing.

ORDINANCE NO. 99-2745(ADOPTING THE 2000 BUDGET)

APPROVED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE APPROVING, ADOPTED AND APPROPRIATING BY FUND THE CITY OF CONCORDIA FOR THE YEAR BEGINNING JANUARY 1, 2000, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CONCORDIA, KANSAS:

Thereupon, Commissioner Ferguson moved that said Ordinance be passed. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

MINUTES OF THE ADJOURNED CITY COMMISSION MEETING HELD AUGUST 11, 1999, contd.

No: None

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 99-2745 and was signed and approved by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1275(CLASSIFIED EMPLOYEES)APPROVED

Thereupon there was presented a Resolution entitled:

**A RESOLUTION ESTABLISHING A SCHEDULE OF PAY GRADES FOR CLASSIFIED
EMPLOYEES OF THE CITY OF CONCORDIA, KANSAS:**

Thereupon, Commissioner Bombardier moved that said Resolution be passed. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the passage of said Resolution was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly passed and the Resolution was then duly numbered Ordinance No. 99-1275 and was signed and approved by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1276(NON-CLASSIFIED EMPLOYEES)APPROVED

Thereupon there was presented a Resolution entitled:

**A RESOLUTION ESTABLISHING A SCHEDULE OF PAY GRADES FOR NON-CLASSIFIED
EMPLOYEES OF THE CITY OF CONCORDIA, KANSAS:**

Thereupon, Commissioner Ferguson moved that said Resolution be passed. The motion was seconded by Commissioner Bombardier. Said Resolution was duly read and considered, and upon being put, the motion for the passage of said Resolution was carried by the vote of the City Commission, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None


Thereupon, the Mayor declared said Resolution duly passed and the Resolution was then duly numbered Ordinance No. 99-1276 and was signed and approved by the Mayor and attested by the Clerk.

PUBLIC COMMENTS

Bob Jager, Concordia Office Supply, asked who was going to pay the additional cost that the city may incur because the property owners are maxed out on their insurance for clean-up. Mr. Uri, City Attorney, advised that the affected departments have had meetings, and the city received what they were awaiting on today. Mr. Uri advised that there is a meeting scheduled for Monday.

Dennis Bergmann asked the commission to consider revising the 99-1273 resolution to cover only Lot 3 and that this issue be put on the agenda for August 18.

There being no further business, Commissioner Bombardier moved to adjourn the meeting. Commissioner Strecker seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD AUGUST 18, 1999

The governing body met in regular session on August 18, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and Deputy City Clerk Deneault.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Ron Thomas, Dustin Thomas, Armand Balthazor, Marie Dale, Dale Ferguson, Judith McKee, Kenneth Johnson, Tom Fisher, Burl Maley, Larry Remmenga, Ed Raines, Don Kalivoda, Paul and Verletta Moon, Victor Collins, Annie and Dennis Bergmann, Kirk Lowell, Don Willson, Bill Roberts, Beverly Mortimer, Chris Fall and Joe Jindra.

Minutes of the August 4, 1999 regular meeting and August 11, 1999 adjourned meeting were approved as written.

APPROPRIATION ORDINANCE NO. 15

APPROVED

Appropriation Ordinance No. 15 was approved according to law.

RESOLUTION NO. 99-1277 – 808 JULIE (ABATEMENT ASSESSMENT)

PASSED

City Manager Smith advised that Resolution No. 99-1264 was passed June 2, 1999 for the property owner to abate the nuisance at 808 Julie Street. The nuisance was not abated and the Concordia Public Grounds Department abated the nuisance. The property owner was billed \$427.50 on July 1, 1999 and the bill remains unpaid. Staff is recommending the City Commission consider passing a resolution to assess the amount of \$427.50 to the property taxes of the property owner. Commissioner Ferguson moved to pass Resolution 99-1277 assessing the amount of \$427.50 to the property owner. Commissioner Strecker seconded. Motion carried.

RESOLUTION NO. 99-1278 – 308 E. 12TH (ABATEMENT ASSESSMENT)

PASSED

City Manager Smith advised that Resolution No. 99-1263 was passed June 2, 1999 for the property owner to abate the nuisance at 308 E. 12th Street. The nuisance was not abated and the Concordia Public Grounds Department abated the nuisance. The property owner was billed \$305.00 on July 1, 1999 and the bill remains unpaid. Staff is recommending the City Commission consider passing a resolution to assess the amount of \$305.00 to the property taxes of the property owner. Commissioner Strecker moved to pass Resolution 99-1278 assessing the amount of \$305.00 to the property owner. Commissioner Bombardier seconded. Motion carried.

RESOLUTION NO. 99-1279 – 124 W. 9th (ABATEMENT ASSESSMENT)

PASSED

City Manager Smith advised that Resolution No. 99-1265 was passed June 2, 1999 for the property owner to abate the nuisance at 124 W. 9th Street. The nuisance was not abated and the Concordia Public Grounds Department abated the nuisance. The property owner was billed \$340.00 on July 1, 1999 and the bill remains unpaid. Staff is recommending the City Commission consider passing a resolution to assess the amount of \$340.00 to the property taxes of the property owner. Commissioner Ferguson moved to pass Resolution 99-1279 assessing the amount of \$340.00 to the property owner. Commissioner Bombardier seconded. Motion carried.

RESOLUTION NO. 99-1280 – 446 W. 7th (ABATEMENT ASSESSMENT)

PASSED

City Manager Smith advised that Resolution No. 99-1262 was passed June 2, 1999 for the property owner to abate the nuisance at 446 W. 7th Street. The nuisance was not abated and the Concordia Public Grounds Department abated the nuisance. The property owner was billed \$147.50 on July 1, 1999 and the bill remains unpaid. Staff is recommending the City Commission consider passing a resolution to assess the amount of \$147.50 to the property taxes of the property owner. Commissioner Bombardier moved to pass Resolution 99-1280 assessing the amount of \$147.50 to the property owner. Commissioner Ferguson seconded. Motion carried.

RESOLUTION NO. 99-1281 – 323 E. 12th (ABATEMENT ASSESSMENT)

PASSED

City Manager Smith advised that Resolution No. 99-1266 was passed June 16, 1999 for the property owner to abate the nuisance at 323 E. 12th Street. The nuisance was not abated and the Concordia Public Grounds Department abated the nuisance. The property owner was billed \$567.50 on July 1, 1999 and the bill remains unpaid. Staff is recommending the City Commission consider passing a resolution to assess the amount of \$567.50 to the property taxes of the property owner. Commissioner

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD AUGUST 18, 1999, contd.

Ferguson moved to pass Resolution 99-1281 assessing the amount of \$567.50 to the property owner. Commissioner Bombardier seconded. Motion carried.

RESOLUTION NO. 99-1282 – DOWNTOWN CLEAN-UP LOT 3, BLOCK 135 PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS, CONSIDERS IT APPROPRIATE TO ENTER INTO A CERTAIN CONSTRUCTION CONTRACT WITH VICTOR COLLINS.

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1282 and was signed by the Mayor and attested by the Clerk.

SANITARY SEWER PROJECT – 18TH STREET DEROWITSCH CONSTRUCTION

City Manager Smith advised the city received two bids on the project as follows:

<u>CONTRACTOR</u>	<u>BASE BID</u> <u>18TH STREET</u>
Derowitsch Construction	\$35,630.00
Smoky Hill	\$40,065.00

The Engineer's Estimate for 18th Street was \$38,753.00 with a start date of September 7, 1999 and complete in 30 working days.

Following discussion, Commissioner Ferguson moved to accept the bid from Derowitsch Construction in the amount of \$35,630.00. Commissioner Bombardier seconded. Motion carried.

SANITARY SEWER PROJECT – F & A/BLOSSER DEROWITSCH CONSTRUCTION

City Manager Smith advised the city received two bids on the project as follows:

<u>CONTRACTOR</u>	<u>BASE BID</u> <u>F& A/BLOSSER</u>
Derowitsch Construction	\$28,940.07
Smoky Hill	\$41,165.00

The Engineer's Estimate for F&A/Blosser was \$36,110.25 with a start date of September 7, 1999 and complete in 30 working days.

Following discussion, Commissioner Ferguson moved to accept the bid from Derowitsch Construction for F&A/Blosser in the amount of \$28,940.07. Commissioner Strecker seconded. Motion carried.

ORDINANCE NO. 99-2746(AMENDING ZONING ORDINANCE) PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE AMENDING ARTICLE XXVII OF THE CITY OF CONCORDIA, KANSAS ZONING ORDINANCE AS ADOPTED BY ORDINANCE 1829 OF THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Strecker moved that said Ordinance be passed. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD AUGUST 18, 1999, contd.

put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2746 and was signed and approved by the Mayor and attested by the Clerk.

DISCUSSION – PARKING AROUND SCHOOLS

Commissioner Ferguson voiced her concern about the parking problem that still exists around the Junior/Senior High School. She said signs had been installed but the students were still parking in the "No Parking" areas. Commissioner Ferguson asked USD #333 administrators present at the meeting if it would be possible to inform the students in the school bulletin about the no parking areas, as a way to start educating the students toward compliance. Police Chief Maley stated that they could also start issuing tickets for parking in the no parking zones to get the students to comply. Ms. Ferguson said that there still needs to be more parking made available to the students. Restricting the parking to one side of the street helps the problem of congestion on those streets for emergency purposes, but does not open up parking anywhere else for the students. Moving them to other streets only creates the same problem on those streets. Don Willson, Superintendent of USD #333, stated that there was not much money left in the budget this year to do anything but they would be willing to get together with city officials to work toward trying to eliminate parking problems. The City Manager suggested that maybe both the City and USD #333 could look at their calendars to set a date when both parties could get together to discuss the parking problem. The commissioners agreed that at the September 1, 1999 commission meeting, a time and date would be set for a meeting with the administration of USD #333 to discuss the parking issue.

PUBLIC COMMENTS

Armand Balthazor was present to voice his concern about an error on the budget that shows the city's indebtedness. Stan Smith assured Mr. Balthazor that the incorrect figure had been changed to reflect the correct amount. He explained to Armand that an error with the budget program was responsible for that figure not being calculated properly. He also said the City Clerk had called to find out if the budget would have to be republished and found it was not necessary.

There being no further business, Commissioner Bombardier moved to adjourn the meeting. Commissioner Ferguson seconded. Motion carried.


 Phil Deneault
 Deputy City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD SEPTEMBER 1, 1999

The governing body met in regular session on September 1, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, City Attorney Uri and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Judith McKee, Dallas Nading, Ken Johnson, Burl Maley, Larry Remmenga, Marie Dale and Brad Lowell.

Minutes of the August 18, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 16

APPROVED

Appropriation Ordinance No. 16 was approved according to law.

LIBRARY BOARD APPOINTMENT

ANNE SEVERANCE

City Manager Smith advised the commission that the Library Board is recommending Anne Severance to fill the unexpired term of Janice Engle. Commissioner Ferguson moved to appoint Anne Severance to fill the unexpired term, from September 8, 1999 to April 30, 2002, on the Library Board. Commissioner Strecker seconded. Motion carried.

RESOLUTION NO.99-1283(RETRO DEVELOPMENT)

NUISANCE ABATEMENT

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

1. The property described as Lots Eight (8) through Thirteen (13), Block Forty (40), and Lots One (1) through Seven (7), Block Twenty-one (21), in the City of Concordia, Cloud County, Kansas, according to the recorded Plat thereof.

City Clerk Lanoue advised the Commission that the property owner had been contacted and requested the additional ten (10) days.

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Bombardier to approve Resolution No. 99-1283 with an additional ten (10) days. Motion carried.

RESOLUTION NO. 99-1284 - 440 W. 7TH(ABATEMENT ASSESSMENT)

PASSED

City Manager Smith advised that Resolution No. 99-1262 was passed June 2, 1999 for the property owner to abate the nuisance at 440 W. 7th Street. The nuisance was not abated and the Concordia Public Grounds Department abated the nuisance. The property owner was billed \$147.50 on July 1, 1999 and the bill remains unpaid. Staff is recommending the City Commission consider passing a resolution to assess the amount of \$147.50 to the property taxes of the property owner. Commissioner Bombardier moved to pass Resolution 99-1284 assessing the amount of \$147.50 to the property owner. Commissioner Ferguson seconded. Motion carried.

COMMISSIONER COMMENT

ISADORE BOMBARDIER

Commissioner Bombardier directed City Manager Smith to send a note of appreciation to the Kansas Department of Transportation for working on "Jail Hill" and making its appearance very pleasant.

VOTING DELEGATES TO 1999 LEAGUE CONFERENCE

Commissioner Bombardier moved to appoint Mayor Strecker and Commissioner Ferguson, as voting delegates to the 1999 League Conference and Stan Smith, City Manager and Cheryl Lanoue, City Clerk/Director of Finance, as alternate voting delegate. Commissioner Ferguson seconded. Motion carried.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD SEPTEMBER 1, 1999, contd.

WATER DEPARTMENT TRUCK BID

WOMACK SUNSHINE FORD

Larry Remmenga, Director of Utilities, advised the commission that the city received bids from the following:

<u>BIDDER</u>	<u>BID WITHOUT TRADE</u>	<u>BID WITH TRADE-IN</u>
Bade Houser Motor	\$20,255.00	\$18,755.00
Womack Sunshine Ford	\$17,957.00	\$16,957.00

Following discussion, Commissioner Bombardier moved to accept the low bid from Womack Sunshine Ford of \$16,957.00 with trade-in. Commissioner Strecker seconded. Motion carried.

KDOT AGREEMENT - 11TH STREET

ACCEPTED

City Manager Smith presented an agreement with Kansas Department of Transportation and the City of Concordia for the 11th Street project (11th Street, from a point 64.491 meters east of US-81 (Lincoln Street) to the East city limits. Following discussion, Commissioner Ferguson moved to authorize the Mayor to sign the agreement with Kansas Department of Transportation. Commissioner Strecker seconded. Motion carried.

EASEMENT – DALE J. DENEULT, II

ACCEPTED

City Attorney Uri advised the Commission that Dale J. Deneault, II would be providing permanent easement on 11th Street for the purpose of permanent drainage. Following discussion Commissioner Ferguson moved to accept the easement from Dale J. Deneault, II for \$250.00. Commissioner Strecker seconded. Motion carried.

WATERLINE PROJECTS(11TH STREET-KANSAS TO OLIVE-
CHURCH STREET WEST; 22ND STREET(F&A) AND STATE STREET(1ST TO 2ND)

MIDLAND CONTRACTING

Ken Johnson, Campbell and Johnson advised that the City received two (2) bids for 11th Street (Kansas to Olive & Church Street West); 22nd Street and State Street (1st to 2nd) waterline projects. The city received two bids. The low bidder was over the engineer's estimate on two of the projects. After staff conferred with the city attorney approval was given to reject both bids. After negotiations with the low bidder, Midland Contracting, the following are the costs and start dates for each project.

Project WL-99-1(11 th Street)	\$58,492.00
Start date 9/13/99, completion date 11/1/99	
Project WL-99-2(22 nd Street)	\$15,150.00
Start date 11/1/99, completion date 4/15/2000	
Project WL-99-3(State Street)	\$32,760.50
Start Date 11/1/99, completion date 4/15/2000	

Following discussion, Commissioner Ferguson moved to accept the negotiated bid on Project WL-99-1(11th Street), the low bid on Project WL-99-2(22nd Street) and the bid on Project WL-99-3(State Street, which was over the engineer's estimate, from Midland Contracting in the amount of \$58,492.00, \$15,150.00 and \$32,760.50, respectively. Commissioner Bombardier seconded. Motion carried.

ORDINANCE NO.99-2747 - ANNEXATION

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE WITH THE CORPORATE BOUNDARIES OF THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Ferguson moved that said Ordinance be adopted. The motion was seconded by Commissioner Strecker. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2747 and was signed and approved by the Mayor and attested by the Clerk.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD SEPTEMBER 1, 1999, contd.**COMMISSION DIRECTION TO THE CITY MANAGER
PHILIP KLOSTER'S LOAN**

Commissioner Ferguson moved that the City Manager is hereby authorized, after consultation with counsel representing the City, to negotiate and conclude a compromise with Citizens National Bank, Concordia, regarding conflicting claims to a \$100,000 certificate of deposit pledged by the City as collateral for a loan to Philip Kloster, as well as rights to any future recovery on account of Mr. Kloster. Commissioner Bombardier seconded. Motion carried.


EXECUTIVE SESSION – NON-ELECTED PERSONNEL

At this time Commissioner Strecker moved that the Commission recess into executive session for thirty (30) minutes to discuss non-elected personnel and invited City Attorney Uri. Commissioner Ferguson seconded. Motion carried. Time: 4:28 p.m.

The commission reconvened at 4:58 p.m.

Mayor Strecker announced that the Commission had been discussing non-elected personnel and no binding action had been taken.

There being no further business, Commissioner Bombardier moved to adjourn to September 15, 1999 at 4:00 p.m. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD SEPTEMBER 15, 1999

The governing body met in regular session on September 15, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, Acting City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Larry Uri, Armand Balthazor, Judith McKee, Joe Jindra, Burl Maley, Larry Remmenga, Sharon Coy, Bruce and Irene Brown, Steve Wetter, Beldon Blosser, Kirk Lowell and Larry Wood.

Minutes of the September 1, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 17

APPROVED

Appropriation Ordinance No. 17 was approved according to law.

RESOLUTION NO. 99-1285 (TERRY CYRE)

NUISANCE ABATEMENT

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

709 E. 6TH

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Strecker to approve Resolution No. 99-1285. Motion carried.

RESOLUTION NO. 99-1286 (BRIAN MYERS)

NUISANCE ABATEMENT

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

308 E. 12TH

No one was present to represent the property owner.

Commissioner Bombardier moved and seconded by Commissioner Ferguson to approve Resolution No. 99-1286. Motion carried.

RESOLUTION NO. 99-1287(TERRY EATON)

NUISANCE ABATEMENT

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

323 E. 12TH

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Strecker to approve Resolution No. 99-1287. Motion carried.

RESOLUTION NO. 99-1288(MORRIS WIDEN)

NUISANCE ABATEMENT

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

808 Julie

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD SEPTEMBER 15, 1999, contd.

No one was present to represent the property owner.

Commissioner Bombardier moved and seconded by Commissioner Strecker to approve Resolution No. 99-1288. Motion carried.

EASEMENT – F & A FOOD SALES

ACCEPTED

Acting City Attorney Vernon advised the Commission that F & A Food Sales Company, Inc. would be providing permanent easement on 22nd Street for the purpose of permanent drainage. Following discussion, Commissioner Bombardier moved to accept the easement from F & A Food Sales Company, Inc. for \$200.00. Commissioner Strecker seconded. Motion carried.

POLICE DEPARTMENT CAR BID

BABE HOUSER MOTOR

Burl Maley, Director of Public Safety, advised the commission that the city received a bid from the following:

BIDDER

BID WITHOUT TRADE

Bade Houser Motor

\$20,108.00

Following discussion, Commissioner Ferguson moved to accept the bid from Babe Houser Motor Company, Inc. in the amount of \$20,108.00 without trade. Commissioner Bombardier seconded. Motion carried.

ORDINANCE NO.99-2748 - REZONING BLOSSER/BONEBRAKE

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF CONCORDIA, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Ferguson moved that said Ordinance be adopted. The motion was seconded by Commissioner Bombardier. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2748 and was signed and approved by the Mayor and attested by the Clerk.

ORDINANCE NO.99-2749 – DESIGNATING
13TH STREET MAIN TRAFFICWAY IMPROVEMENT

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE DESIGNATING 13TH STREET WITHIN THE CITY OF CONCORDIA, KANSAS, AS A MAIN TRAFFICWAY.

Thereupon, Commissioner Strecker moved that said Ordinance be adopted. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD SEPTEMBER 15, 1999, contd.

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2749 and was signed and approved by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1289 (AUTHORIZING 13TH STREET IMPROVEMENT)

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS AUTHORIZING THE IMPROVEMENT OR REIMPROVEMENT OF A MAIN TRAFFICWAY WITHIN THE CITY OF CONCORDIA, KANSAS; AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

Thereupon, Commissioner Strecker moved that said Resolution be adopted. The motion was seconded by Commissioner Bombardier. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1289 and was signed by the Mayor and attested by the Clerk.

LARRY WOOD - PARAMOUNT COMPANIES - REGARDING RETRO DEVELOPMENT

Larry Wood, Vice President of Paramount Companies, advised the commission that the Retro Development Project currently has twenty (20) units, with sixteen (16) of the units being tax credit units and he was here today to ask the City Commission to authorize the four (4) remaining units to be tax credit units. Mr. Wood explained that the project was approximately \$300,000 over cost currently. This was caused by cost over runs and after discussion with the State Housing Authority, they advised that tax credits could be issued for cost over runs, if the City would authorize the four (4) to be tax credit units. Mr. Wood advised that if the letter was sent to the State authorizing the release of the four (4) units they could pay the contractors within thirty (30) days. Following discussion, Commissioner Ferguson moved to authorize the City Manager to prepare and send a letter to the Kansas Department of Commerce & Housing authorizing the release of the four (4) units. Commissioner Bombardier seconded. Motion carried.

EXECUTIVE SESSION –NON-ELECTED PERSONNEL

At this time Commissioner Strecker moved that the commission recess into executive session for thirty (30) minutes to discuss non-elected personnel. Commissioner Bombardier seconded. Motion carried. Time: 4:35p.m.

The commission reconvened at 5:05 p.m.

Mayor Strecker announced that the commission had been discussing non-elected personnel and no binding action had been taken.

Commissioner Ferguson moved that the commission recess into executive session for an additional ten (10) minutes to discuss non-elected personnel and invited City Manager Smith. Commissioner Strecker seconded. Motion carried. Time: 5:05p.m.

The commission reconvened at 5:15 p.m.

Mayor Strecker announced that the commission had been discussing non-elected personnel and no binding action had been taken.

EXECUTIVE SESSION – ATTORNEY CLIENT PRIVILEGES

At this time Commissioner Strecker moved that the commission recess into executive session for twenty (20) minutes to discuss attorney client privileges and inviting City Attorney Uri and Acting City Attorney Vernon and City Manager Smith. Commissioner Ferguson seconded. Motion carried. Time: 5:20p.m.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD SEPTEMBER 15, 1999, contd.

The commission reconvened at 5:40 p.m.

Mayor Strecker announced that the commission had been discussing attorney client privileges and no binding action had been taken.

EXECUTIVE SESSION –NON-ELECTED PERSONNEL

At this time Commissioner Strecker moved that the commission recess into executive session for twenty (20) minutes to discuss non-elected personnel. Commissioner Ferguson seconded. Motion carried. Time: 5:45.m.

The commission reconvened at 6:05 p.m.

Mayor Strecker announced that the commission had been discussing non-elected personnel and no binding action had been taken.

ADDENDUM TO CITY MANAGER CONTRACT

APPROVED

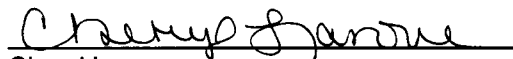
Commissioner Bombardier moved to authorize the Mayor to sign the addendum to the contract with Stanley Smith. Commissioner Ferguson seconded. Motion carried.

CITY MANAGER'S COMMENTS

City Manager Smith advised the commission of the following:

1. The League Governing Body is accepting nominees. City Manager Smith wanted to know if one of the commissioners would like to be nominated.
2. WestPlains had set a date of October 6 for a session with the city commission and wondered if that would work. Commissioner Ferguson asked if it could be scheduled for a week or two later.
3. October 12, 1999 at 5:00 p.m. there would be a work session for the City Commission and Planning Commission to review the Comprehensive Plan and Subdivision Regulations, with representatives from Bucher, Willis & Ratliff.
4. October 13, 1999 he would like to have a study session.

There being no further business, Commissioner Bombardier moved to adjourn to October 6, 1999 at 4:00 p.m. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD OCTOBER 6, 1999

The governing body met in regular session on October 6, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, Acting City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Burl Maley, Larry Remmenga, Kirk Lowell, Donna Barrett, Denis Miller, Wynndee Lee, Charles Bouilly, Carl Folster, Beldon Blosser, Marie Dale, Joe Jindra and Brad Lowell.

Minutes of the September 15, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 18

APPROVED

Appropriation Ordinance No. 18 was approved according to law.

RESOLUTION NO.99-1290(404 W 9TH)

NUISANCE ABATEMENT

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

404 W 9th - Frank Brown

City Clerk Lanoue advised the Commission that the property owner had been contacted.

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Strecker to approve Resolution No. 99-1290 with no additional days. Motion carried.

RESOLUTION NO. 99-1291(226 E 8TH)

NUISANCE ABATEMENT

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

226 E 8th - Ron Caron

City Clerk Lanoue advised the Commission that the property owner had been contacted.

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Bombardier to approve Resolution No. 99-1291 with no additional days. Motion carried.

ACCEPTANCE OF 1998 AUDIT

ACCEPTED

Mr. Denis Miller, with Mapes & Miller, went over the 1998 audit, noting that the City was not aware of any statute violations. Following discussion, Commissioner Ferguson moved to accept the 1998 audit. Commissioner Strecker seconded. Motion carried.

PUBLIC HEARING – HEALTH CARE FACILITY REVENUE BONDS

HELD

Mayor Strecker opened the public hearing.

Mayor Strecker stated that the purpose of the public hearing was to provide the public an opportunity to comment about the issuance of the Health Care Facility Revenue Bonds (Pawnee Mental Health Service, Inc. Project).

Armand Balthazor asked if the City would be responsible for the bonds, if the facility defaulted.

Charles Bouilly, with George K. Baum & Company, advised that the City is just the mechanism to issue the bonds. The Trustee of the bonds would liquidate the assets, if the bonds were in default.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD OCTOBER 6, 1999, contd.

Commissioner Bombardier moved to close the public hearing. Commissioner Ferguson seconded. Motion carried.

FINAL PLAT – AGMARK

ACCEPTED

City Manager Smith advised that AgMark is seeking approval of the final plat for property northwest of the intersection of Highway 9 and Third Avenue.

Mr. Smith advised the Planning Commission approved the final plat at a regularly scheduled meeting held April 27, 1999.

Following discussion, Commissioner Strecker moved to accept the easements and right-of-way dedicated by the final plat of the AgMark Addition in the City of Concordia, Kansas. Commissioner Ferguson seconded. Motion carried.

RESOLUTION NO.99-1292

APPROVED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS EXPRESSING
OPPOSITION TO H.R. 1691 "RELIGIOUS LIBERTY PROTECTION ACT OF 1999"

Thereupon, Commissioner Ferguson moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1292 and was signed by the Mayor and attested by the Clerk.

TEMPORARY NOTE ISSUE 99-1 – BID AWARD

PEOPLES NATIONAL BANK

The Clerk reported that pursuant to the Notice of Note Sale heretofore duly given, sealed bids for the purchase of \$700,000 principal amount of Temporary Notes, Series 1999-1, dated November 1, 1999, of the City had been received. A tabulation of said bids is set forth as *Exhibit A* hereto.

Thereupon, the governing body reviewed and considered the bids and it was found and determined that the bid of Peoples National Bank, Concordia, Kansas, was the best bid for the Notes, a copy of which is attached hereto as *Exhibit B*.

Commissioner Ferguson moved that said bid be accepted and that the Mayor and Clerk be authorized and directed to execute the bid form selling the Notes to the best bidder on the basis of said bid and the terms specified in the Notice of Note Sale. The motion was seconded by Commissioner Strecker. Said motion was carried by a vote of the governing body with the vote being as follows:

Aye: Commissioner Bombardier, Strecker and Ferguson.

Nay: None.

RESOLUTION NO. 99-1293

PASSED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE, SALE AND DELIVERY OF \$700,000 PRINCIPAL AMOUNT OF TEMPORARY NOTES, SERIES 1999-1, OF THE CITY OF CONCORDIA, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX, IF NECESSARY, FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID NOTES AS THEY BECOME DUE; MAKING CERTAIN CONVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD OCTOBER 6, 1999, contd.

Thereupon, Commissioner Bombardier moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioner Bombardier, Strecker and Ferguson.

Nay: None.

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1293 and was signed by the Mayor and attested by the Clerk.

SOUTHWESTERN BELL FOUNDATION GRANT

PRESENTATION

Carl Folster, with Southwestern Bell Foundation, presented to the City Commission a \$17,000 check for the Information Management System for CloudCorp.

Commissioner Ferguson moved to accept the \$17,000 check from Southwestern Bell Foundation for the Information Management System, for CloudCorp. Commissioner Bombardier seconded. Motion carried.

INTRODUCTION OF WYNNDEE S. LEE

City Manager Smith introduced Wynndee S. Lee as the new Community Development Director/Assistant City Manager.

PUBLIC COMMENTS

Armand Balthazor asked the Commission if they received his letter recommending that they keep the agenda information at the library for thirty (30) days. All three Commissioners had no problem with that.

Kirk Lowell, CloudCorp, introduced his new part-time administrative assistant, Donna Barrett.

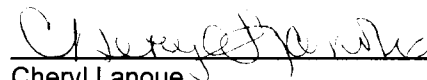
CITY MANAGER'S COMMENTS

City Manager Smith advised the Commission of the following:

- October 11, 1999, 11:00 a.m. KDOT to celebrate the expressway.
- October 12, 1999, 5:00 p.m. joint Planning and City Commission meeting on the Comprehensive Plan.
- October 13, 1999, 5:00 p.m. City Commission study session
- October 27, 1999, luncheon with WestPlains
- November 9, 1999, the City is hosting the Regional Supper for the League, Country Club at 5:30 p.m.
- November 18, 1999, Retirement Seminar for City Employees

All of the Commissioners plan to attend the October 11th, 12th, 13th and 27th meetings and November 9, 1999 Regional Supper.

There being no further business, Commissioner Bombardier moved to adjourn the meeting. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

\$700,000
CITY OF CONCORDIA, KANSAS
TEMPORARY NOTES
SERIES 1999-1
DATED: NOVEMBER 1, 1999

Sale Date: Wednesday, October 6, 1999, 2:00 p.m. CDT

BIDDER	NET INTEREST COST	AVERAGE ANNUAL NET INTEREST RATE	\$14,000 GOOD FAITH DEPOSIT
PEOPLES NATIONAL BANK, Concordia, Kansas	\$60,270.00	4.30499%	X
UMB Bank, N.A., Kansas City, Missouri	\$63,122.74	4.508767%	X
Davidson Securities, Inc., Wichita, Kansas	\$64,225.00	4.5875%	X
Cooper Malone McClain, Inc., Wichita, Kansas	\$67,500.00	4.82142%	X
		-	

OFFICIAL BID FORM
PROPOSAL FOR THE PURCHASE OF CITY OF CONCORDIA, KANSAS
TEMPORARY NOTES

TO: Cheryl Lanoue, Clerk
City of Concordia, Kansas

October 6, 1999

For \$700,000 principal amount of Temporary Notes, Series 1999-1, of the City of Concordia, Kansas, to be dated November 1, 1999, as described in your Notice of Note Sale dated September 15, 1999, said Notes to bear interest as follows:

<u>Maturity</u>	<u>Principal</u>	<u>Interest</u>
<u>November 1</u>	<u>Amount</u>	<u>Rate</u>
2001	\$700,000	4.10 %

the undersigned will pay the par value of the Notes plus accrued interest to the date of delivery, less a total discount, plus a total premium in the amount set forth below.

Total interest cost to maturity at the rates specified	\$ 57,400.00
Discount (if any) not to exceed 1 %	\$ 2,870.00
Premium (if any)	(\$ ---)
Net interest cost	\$ 60,270.00
Average annual net interest rate	4.30499 %

☒ The Bidder elects to have the Notes issued in "book-entry-only" form.

This proposal is subject to all terms and conditions contained in said Notice of Note Sale, and if the undersigned is the successful bidder, the undersigned will comply with all of the provisions contained in said Notice. A cashier's or certified check or a qualified financial surety bond in the amount of \$14,000 payable to the order of the Issuer, accompanies this proposal as an evidence of good faith. The acceptance of this proposal by the Issuer shall constitute a contract between the Issuer and the successful bidder.

[LIST ACCOUNT MEMBERS ON REVERSE]

Submitted by: PEOPLES NATIONAL BANK

By: 

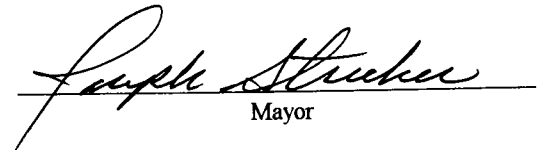
Telephone No. (785) 243-4000

ACCEPTANCE

Pursuant to action duly taken by the Governing Body of the City of Concordia, Kansas, the above proposal is hereby accepted on October 6, 1999.

Attest:


Clerk


Mayor

For completion if this bid is unsuccessful

Firm: _____

Return of good faith deposit is hereby acknowledged:

By: _____

NOTE: No additions or alterations in the above proposal form shall be made, and any erasures may cause rejection of any bid. Sealed bids may be filed with the Clerk, Cheryl Lanoue, City Hall, P.O. Box 603, Concordia, Kansas 66901, at or prior to 2:00 p.m., Central Daylight Time, on October 6, 1999. Any bid received after such time will be returned to the bidder.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD OCTOBER 20, 1999

The governing body met in regular session on October 20, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier and Ferguson.

Absent: Commissioner Strecker

Other Officers: City Manager Smith, Acting City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Burl Maley, Larry Remmenga, Wynndee S. Lee, Bryson Benne, L. Thrash, Joe Jindra and Brad Lowell.

Minutes of the October 6, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 19

APPROVED

Appropriation Ordinance No. 19 was approved according to law.

THIRD QUARTER INVESTMENT REPORT

APPROVED

City Clerk Lanoue presented the third quarter investment report per Ordinance No. 1860. Total interest for the third quarter of 1999 was \$22,256.91 compared to \$14,828.85 for 1998. Commissioner Ferguson moved to place on file the third quarter investment report. Commissioner Bombardier seconded. Motion carried.

ORDINANCE NO. 99-2750

PASSED

Thereupon, there was presented an Ordinance entitled:

AN ORDINANCE AUTHORIZING THE CITY OF CONCORDIA, KANSAS TO ISSUE ITS HEALTH CARE FACILITY REVENUE BONDS, SERIES 1999 (PAWNEE MENTAL HEALTH SERVICES, INC.) IN THE AGGREGATE PRINCIPAL AMOUNT OF \$1,200,000 FOR THE PURPOSES OF ACQUIRING, CONSTRUCTING AND EQUIPPING A HEALTH CARE FACILITY; AUTHORIZING EXECUTION OF A BOND AGREEMENT BY AND AMONG THE CITY, UMB NATIONAL BANK OF AMERICA, MANHATTAN, KANSAS, AND PAWNEE COMPREHENSIVE MENTAL HEALTH ENDOWMENT ASSOCIATION, INC.; AUTHORIZING THE CITY TO LEASE SUCH FACILITY TO PAWNEE COMPREHENSIVE MENTAL HEALTH ENDOWMENT ASSOCIATION, INC. AND AUTHORIZING EXECUTION OF A LEASE BETWEEN SAID CITY AND PAWNEE COMPREHENSIVE MENTAL HEALTH ENDOWMENT ASSOCIATION, INC.; APPROVING THE FORM OF A GUARANTY AGREEMENT BY AND AMONG THE TENANT, PAWNEE MENTAL HEALTH SERVICES, INC., AND UMB NATIONAL BANK OF AMERICA.

Thereupon, Commissioner Bombardier moved that said Ordinance be passed. The motion was seconded by Commissioner Ferguson. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Aye: Commissioner Bombardier and Ferguson.

Nay: None.

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. 99-2750 and was signed by the Mayor and attested by the Clerk.

EMPLOYEE SERVICE AWARD

CHERYL LANOUE

Acting Mayor Ferguson presented Cheryl Lanoue with an award for ten (10) years of service with the City of Concordia.

LOUIS THRASH

Mr. Thrash advised the commission that he had purchased the house at 524 E. 6th and was issued a demolition permit for this address, but the permit stated that he had to cap the sewer at the main which would cost approximately \$500 to \$600 and if he capped 5' to 6' from the alley it would cost

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD OCTOBER 20, 1999, contd.

approximately \$120. Mr. Thrash felt that since there was no state law or city ordinance that stated that you had to cap at the main, he should be allowed to cap the sewer 5' to 6' from the alley.

Larry Remmenga, Director of Utilities, advised the commission that there is not a statute or requirement by Kansas Department of Health and Environment nor does the city have an ordinance stating where a sewer line should be capped, but it is his responsibility to ensure the safety of the citizens of Concordia. Mr. Remmenga advised that the demolition permit had all the conditions attached, that Mr. Thrash had to comply with.


City Manager Smith advised the commission that the city does have a responsibility to uphold the Federal and State laws. Mr. Smith stated that the environmental laws are from the Federal Government. Mr. Smith stated that if there was inflow/infiltration contamination the liability would fall with whomever approved the connection or capping.

Mr. Thrash stated that he would not cap at the main, but in time would cap 5' to 6' from the alley.

PUBLIC COMMENTS

Armand Balthazor asked about several items on the 1998 audit and on the third quarter investment report.

There being no further business, Commissioner Bombardier moved to adjourn the meeting to November 3, 1999 at 4:00 p.m. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD NOVEMBER 3, 1999

The governing body met in regular session on November 3, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, Acting City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Wynndee Lee, Tom Fisher, Armand Balthazor, Burl Maley, Larry Remmenga, Joe Jindra and Brad Lowell.

Minutes of the October 20, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 20

APPROVED

Appropriation Ordinance No. 20 was approved according to law.

RESOLUTION NO. 99-1294 – 527 W. 2nd(ABATEMENT ASSESSMENT)

PASSED

City Manager Smith advised that Resolution No. 99-1272 was passed July 21, 1999 for the property owner to abate the nuisance at 527 W. 2nd Street. The nuisance was not abated and the Concordia Public Grounds Department abated the nuisance. The property owner was billed \$946.55 on September 1, 1999 and the bill remains unpaid. Staff is recommending the City Commission consider passing a resolution to assess the amount of \$946.55 to the property taxes of the property owner. Commissioner Ferguson moved to pass Resolution 99-1294 assessing the amount of \$946.55 to the property owner. Commissioner Strecker seconded. Motion carried.

KDOT AGREEMENT – RAILROAD CROSSING – K-9 (6TH STREET)

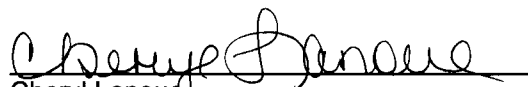
ACCEPTED

City Manager Smith presented an agreement with Kansas Department of Transportation and the City of Concordia for the K-9 (6th Street) railway-highway crossing signals. City Manager Smith advised that there would be no cost to the city except for supplying electric and traffic markings. Following discussion, Commissioner Ferguson moved to authorize the Mayor to sign the agreement with Kansas Department of Transportation. Commissioner Bombardier seconded. Motion carried.

MAYOR COMMENTS

Mayor Strecker advised that the Commission, City Manager Smith and Wynndee Lee would be at the North Central Regional Planning Commission Regional Supper at the Catholic Parish Hall at 6:00 p.m., November 4, 1999 and November 9, 1999 will attend the League of Municipalities Regional Supper at the Country Club, at 5:30 p.m.

There being no further business, Commissioner Bombardier moved to adjourn to November 17, 1999 at 4:00 p.m. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD NOVEMBER 17, 1999

The governing body met in regular session on November 17, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, Acting City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Judith McKee, Joe Jindra, Burl Maley, Larry Remmenga, Wynndee Lee, Beldon Blosser, Marie Dale and Brad Lowell.

Minutes of the November 3, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 21

APPROVED

Appropriation Ordinance No. 21 was approved according to law.

PLANNING COMMISSION REAPPOINTMENT

PHIL GILLILAND, JUDIE DEAL & DAVID ERICKSON

City Manager Smith stated that Phil Gilliland, Judie Deal and David Erickson had been contacted and indicated a willingness to be reappointed. Commissioner Ferguson moved to reappoint Phil Gilliland, Judie Deal and David Erickson to the Planning Commission for three (3) year terms, beginning 11-1-99 to 11-1-2002. Commissioner Strecker seconded. Motion carried.

ORDINANCE NO.99-2751 – INCREASE LIBRARY MILLS

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ESTABLISHING A RATE OF TAX LEVY FOR LIBRARY PURPOSES;
AND AMENDING THE CONCORDIA CODE, BY ADDING A NEW SECTION 13-3.

Thereupon, Commissioner Strecker moved that said Ordinance be adopted. Commissioner Bombardier seconded the motion. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2751 and was signed and approved by the Mayor and attested by the Clerk.

ORDINANCE NO.99-2752 – ANNEXATION – BLOSSER PROPERTY

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE INTO THE CORPORATE
BOUNDARIES OF THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Ferguson moved that said Ordinance be adopted. Commissioner Bombardier seconded the motion. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2752 and was signed and approved by the Mayor and attested by the Clerk.

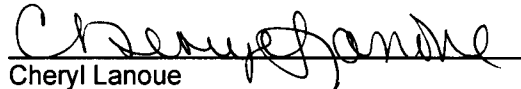
PUBLIC COMMENTS

Armand Balthazor asked about the \$100,000 loan to Philip Kloster. City Manager Smith advised that there is fifty some thousand that is pending litigation. Mr. Balthazor also asked if we had additional cellular phones? Mr. Smith stated that the city has upgraded their communications equipment.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD NOVEMBER 17, 1999, contd.**CITY MANAGER'S COMMENTS**

City Manager Smith advised the City Commission, HWS Consulting could provide the city with consulting services on the System Enhancement Project (K-9), for submittal to the Kansas Department of Transportation by December 8, 1999. Mr. Smith asked the commission if any of them had a problem with him signing it, the maximum dollar amount would be \$10,800. The City Commission was in agreement.

There being no further business, Commissioner Bombardier moved to adjourn to December 1, 1999 at 4:00 p.m. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE SPECIAL CALL COMMISSION MEETING HELD NOVEMBER 23, 1999

The governing body met in special call session on November 23, 1999, at 4:00 p.m. in the City Commission room in the City Hall, the following members being present and participating, to wit: Commissioner Bombardier and Strecker.

Absent: Verna Ferguson.

Other Officers: City Manager Smith, Acting City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Armand Balthazor, Jason Brown, Jordan Aggson, John Hake, Dave Aggson, Ron Culwell, Shirley LeDuc, Jim and Michelle Metro, Jera Metro, Steve Bauer, Bill Roberts, Seth Vernon, Larry, Remmenga, Matt Cyre, Derek Smith and Zach Stover.

**CALL FOR THE SPECIAL CITY COMMISSION MEETING
CITY OF CONCORDIA, KANSAS**

TO THE BOARD OF CITY COMMISSIONERS:

A special meeting of the Board of Commissioners is hereby called to be held as follows:

Place: City Commission Room, City Hall, Concordia, Kansas
Date: November 23, 1999
Time: 4:00 o'clock p.m.

The object of said meeting will be as follows:

- 1. Call to order
- 2. Present Proclamation
- 3. Adjournment

JOSEPH STRECKER
MAYOR

ISADORE BOMBARDIER
COMMISSIONER

VERNA FERGUSON
COMMISSIONER

**"NOTICE OF SPECIAL CITY COMMISSION MEETING
CITY OF CONCORDIA, KANSAS**

TO: Joseph Strecker, Isadore Bombardier & Verna Ferguson:

You are hereby notified that there will be a special meeting of the Board of Commissioners at 4:00 o'clock p.m. on the 23 day of November, 1999, at the City Commission Room, City Hall, Concordia, Kansas, the object of said meeting to be as follows:

PLACE: City Commission Room, City Hall
DATE: November 23, 1999
TIME: 4:00 o'clock p.m.

The object of said meeting will be as follows:

- 1. Call to Order.
- 2. Proclamation.
- 3. Adjournment.

(Seal)

MINUTES OF THE SPECIAL CALL COMMISSION MEETING HELD NOVEMBER 23, 1999, cont.

To Any Person Authorized to Serve Notice of Special City Commission Meeting Pursuant to K.S.A. (Weeks) 14-1403:

You are hereby directed to serve the above notice at once personally upon Commissioner (s) Joseph Strecker, Isadore bombardier and Verna Ferguson, or leave said notice at the usual place of residence of said Commissioner before 4:00 o'clock p.m. on the 22 day of November, 1999, and to make a return in writing of said service, showing the manner of such service.

Cheryl Lanoue
City Clerk

(Seal)

RETURN OF SERVICE

The undersigned received the original notice of Special City Commission meeting of which the foregoing is a copy at, 12:25 o'clock p.m., November 22, 1999 (Joseph Strecker); and 11:40 o'clock a.m. on November 22, 1999 (Isadore Bombardier).

1. Served the same personally on Joseph Strecker. /s/ Cheryl Lanoue.
2. Served the same personally on Isadore Bombardier. /s/ Cheryl Lanoue.

PROCLAMATION HONORING CONCORDIA HIGH SCHOOL PANTHERS

Mayor Strecker read the proclamation as follows:

"WHEREAS, we realize that participation in organized athletics helps build character and teaches a wholesome sense of fair play and good sportsmanship among our youth; and

WHEREAS, to really excel in any one sport, a young person must demonstrate, in addition to a great deal of natural ability, an outstanding spirit of dedication, enthusiasm, and hard work; and

WHEREAS, we, the citizens of this community, desire to honor these athletes for their proficiency, physical conditioning, and sportsmanship displayed throughout their athletic careers;

WHEREAS, it takes a village to raise a child, parents and family to support each player, a community to enable a team, and citizens to support the school district; and

WHEREAS, a successful season can elevate an entire community by raising the sense of pride in self, team and community;

NOW, THEREFORE, BE IT PROCLAIMED by the Governing Body of the City of Concordia, Kansas:

SECTION 1. That the 1999 Concordia High School Panther athletes and coaches are commended and recognized for their positive contributions to the tradition of excellence in sports at Concordia High School.

SECTION 2. November 27, 1999 is hereby proclaimed "Panther Day" in the City of Concordia, Kansas.

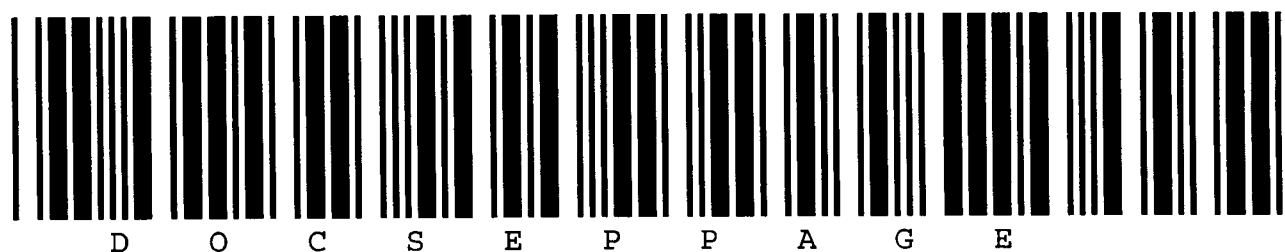
PASSED by the Governing Body and signed by the Mayor this 23rd day of November, 1999."

There being no further business, Commissioner Bombardier moved to adjourn the meeting. Commissioner Strecker seconded. Motion carried.

Cheryl Lanoue
City Clerk

(Seal)

Concordia Document Separator



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MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD DECEMBER 1, 1999

The governing body met in regular session on December 1, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, Acting City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Judith McKee, Joe Jindra, Burl Maley, Larry Remmenga, Wynndee Lee, Beldon Blosser, Kirk Lowell, Ken Johnson, Ed Pick, Jim Nechtigal, Roy Reif, Phil Gilliland, Irene Brown, David Lee, Eric Johnson, Lowell Thoman, Mark Paul and Brad Lowell.

Minutes of the November 17, 1999 regular meeting and November 23, 1999 Special Call meeting were approved as written.

APPROPRIATION ORDINANCE NO. 22 APPROVED

Appropriation Ordinance No. 22 was approved according to law.

RESOLUTION NO.99-1295 APPROVED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS HAS CHECKED AND REVIEWED SAID PLANS, SPECIFICATIONS AND ESTIMATES AND IS READY FOR FINAL APPROVAL BY THE SECRETARY.

Thereupon, Commissioner Ferguson moved that said Resolution be adopted. The motion was seconded by Commissioner Bombardier. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1295 and was signed by the Mayor and attested by the Clerk.

ORDINANCE NO.99-2753- BOETTCHER - REZONING PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AND AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Ferguson moved that said Ordinance be adopted. Commissioner Bombardier seconded the motion. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2753 and was signed and approved by the Mayor and attested by the Clerk.

ORDINANCE NO.99-2754- BLOSSER/LOSH - REZONING PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD DEC. 1, 1999 cont.

REFLECT SUCH AMENDMENTS; AND AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. Commissioner Ferguson seconded the motion. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.
No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2754 and was signed and approved by the Mayor and attested by the Clerk.

WESTVIEW DEVELOPMENT AGREEMENT

City Manager Smith advised the commission that the Westview Development would be a forty (40) plus housing development on 8th Street.

Kirk Lowell, Director of Cloudcorp, presented the Westview Development Agreement to the City Commission. Mr. Lowell advised that the total cost of the project would be \$680,299.80, with the city paying an estimated cost of \$93,961. Following discussion Commissioner Ferguson moved to accept the Westview Development Agreement. Commissioner Bombardier seconded. Motion carried.

**ACCEPT TEMPORARY EASEMENT –
TERRY & MELINDA NELSON APPLICATION**

ACCEPTED

Stan Smith, City Manager advised this easement was needed for 11th Street project. The Nelsons agreed to the temporary easement for \$500.00. Commissioner Bombardier moved to accept the temporary easement from Terry and Melinda Nelson for \$500.00. Commissioner Ferguson seconded. Motion carried.

**PRESENTATION OF OPTIONS BY HWS CONSULTANTS
K-9 SYSTEM ENHANCEMENT GRANT PROJECT OVERVIEW**

APPROVED

City Manager Smith advised the commission that Jack Messer, with HWS, is here to give the commission an overview on the K-9 System Enhancement Project.

Mr. Messer presented the two(2) categories: 1. Corridor Improvement 2. By-pass. Mr. Messer stated the process the City would go through to submit an application. Mr. Messer presented the four(4) alternatives: 1. 5th street option, 2. 3rd Street option, 3. 1st Street option and 4. By-pass option. Following discussion, Commissioner Bombardier moved to submit the by-pass application. Commissioner Ferguson seconded. Motion carried.

K-9 FUNDING SYSTEM ENHANCEMENT

KDOT FUNDS

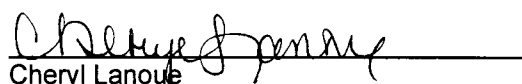
City Manager asked the commission if the City of Concordia wanted to add a local match, for the project. Following discussion, Commissioner Bombardier moved that the city not add any local match for the project, but should be funded 100% by KDOT. Commissioner Strecker seconded. Motion carried.

PRESENTATION – CLOUDCORP – SOUTH DEVELOPMENT

Kirk Lowell, Director of Cloudcorp, presented to the commission the south development project, a Wal-Mart Super Center. The Super Center would be 109630 square feet, thirteen (13) plus acres, six million-dollar capital investment by Wal-Mart and would be built in nine (9) months. Mr. Lowell stated that this project would be assessed on the property tax roll and that Wal-Mart is proposing the new tax revenue (sales tax) to be used to pay for the infrastructure. Mr. Lowell advised that the land purchase closing would be March 1, 2000.

Mr. Lowell stated that Cloudcorp is requesting that the City Commissioners authorize staff to begin studying TIF and to present a plan to the community. Following discussion, Commissioner Strecker moved to authorize city staff to move forward on the study. Commissioner Ferguson seconded. Motion carried.

There being no further business, Commissioner Bombardier moved to adjourn to December 15, 1999 at 4:00 p.m. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD DECEMBER 1, 1999

The governing body met in regular session on December 1, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, Acting City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Judith McKee, Joe Jindra, Burl Maley, Larry Remmenga, Wynndee Lee, Beldon Blosser, Kirk Lowell, Ken Johnson, Ed Pick, Jim Nechtigal, Roy Reif, Phil Gilliland, Irene Brown, David Lee, Eric Johnson, Lowell Thoman, Mark Paul and Brad Lowell.

Minutes of the November 17, 1999 regular meeting and November 23, 1999 Special Call meeting were approved as written.

APPROPRIATION ORDINANCE NO. 22

APPROVED

Appropriation Ordinance No. 22 was approved according to law.

RESOLUTION NO.99-1295

APPROVED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS HAS CHECKED AND REVIEWED SAID PLANS, SPECIFICATIONS AND ESTIMATES AND IS READY FOR FINAL APPROVAL BY THE SECRETARY.

Thereupon, Commissioner Ferguson moved that said Resolution be adopted. The motion was seconded by Commissioner Bombardier. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the City Commission, being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1295 and was signed by the Mayor and attested by the Clerk.

ORDINANCE NO.99-2753- BOETTCHER - REZONING

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO REFLECT SUCH AMENDMENTS; AND AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Ferguson moved that said Ordinance be adopted. Commissioner Bombardier seconded the motion. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2753 and was signed and approved by the Mayor and attested by the Clerk.

ORDINANCE NO.99-2754- BLOSSER/LOSH - REZONING

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN SPECIFICALLY DESCRIBED PROPERTY IN THE CITY OF CONCORDIA, KANSAS; ORDERING THE OFFICIAL CITY ZONING DISTRICT MAP TO BE CHANGED TO

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD DEC. 1, 1999 cont.

REFLECT SUCH AMENDMENTS; AND AMENDING SECTION 2 OF ARTICLE IV OF THE ZONING ORDINANCE FOR THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. Commissioner Ferguson seconded the motion. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.
No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2754 and was signed and approved by the Mayor and attested by the Clerk.

WESTVIEW DEVELOPMENT AGREEMENT

City Manager Smith advised the commission that the Westview Development would be a forty (40) plus housing development on 8th Street.

Kirk Lowell, Director of Cloudcorp, presented the Westview Development Agreement to the City Commission. Mr. Lowell advised that the total cost of the project would be \$680,299.80, with the city paying an estimated cost of \$93,961. Following discussion Commissioner Ferguson moved to accept the Westview Development Agreement. Commissioner Bombardier seconded. Motion carried.

ACCEPT TEMPORARY EASEMENT –
TERRY & MELINDA NELSON APPLICATION

ACCEPTED

Stan Smith, City Manager advised this easement was needed for 11th Street project. The Nelsons agreed to the temporary easement for \$500.00. Commissioner Bombardier moved to accept the temporary easement from Terry and Melinda Nelson for \$500.00. Commissioner Ferguson seconded. Motion carried.

PRESENTATION OF OPTIONS BY HWS CONSULTANTS
K-9 SYSTEM ENHANCEMENT GRANT PROJECT OVERVIEW

APPROVED

City Manager Smith advised the commission that Jack Messer, with HWS, is here to give the commission an overview on the K-9 System Enhancement Project.

Mr. Messer presented the two(2) categories: 1. Corridor Improvement 2. By-pass. Mr. Messer stated the process the City would go through to submit an application. Mr. Messer presented the four(4) alternatives: 1. 5th street option, 2. 3rd Street option, 3. 1st Street option and 4. By-pass option. Following discussion, Commissioner Bombardier moved to submit the by-pass application. Commissioner Ferguson seconded. Motion carried.

K-9 FUNDING SYSTEM ENHANCEMENT

KDOT FUNDS

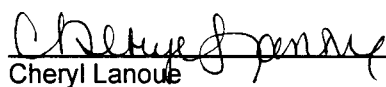
City Manager asked the commission if the City of Concordia wanted to add a local match, for the project. Following discussion, Commissioner Bombardier moved that the city not add any local match for the project, but should be funded 100% by KDOT. Commissioner Strecker seconded. Motion carried.

PRESENTATION – CLOUDCORP – SOUTH DEVELOPMENT

Kirk Lowell, Director of Cloudcorp, presented to the commission the south development project, a Wal-Mart Super Center. The Super Center would be 109630 square feet, thirteen (13) plus acres, six million-dollar capital investment by Wal-Mart and would be built in nine (9) months. Mr. Lowell stated that this project would be assessed on the property tax roll and that Wal-Mart is proposing the new tax revenue (sales tax) to be used to pay for the infrastructure. Mr. Lowell advised that the land purchase closing would be March 1, 2000.

Mr. Lowell stated that Cloudcorp is requesting that the City Commissioners authorize staff to begin studying TIF and to present a plan to the community. Following discussion, Commissioner Strecker moved to authorize city staff to move forward on the study. Commissioner Ferguson seconded. Motion carried.

There being no further business, Commissioner Bombardier moved to adjourn to December 15, 1999 at 4:00 p.m. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD DECEMBER 15, 1999

The governing body met in regular session on December 15, 1999, at 4:00 p.m. in the City Commission Room in the City Hall, the following members being present and participating, to wit: Commissioners Bombardier, Strecker and Ferguson.

Absent: None

Other Officers: City Manager Smith, Acting City Attorney Vernon and City Clerk Lanoue.

The Mayor declared that a quorum was present and called the meeting to order.

Visitors: Tom Fisher, Armand Balthazor, Judith McKee, Joe Jindra, Burl Maley, Larry Remmenga, Wynndee Lee, Kirk Lowell, Eric Johnson, Ed Pick, Jim Nechtigal, Geo K. Ganstrom, Gene Johnson, Roy Reif, Marty Molter and Brad Lowell.

Minutes of the December 1, 1999 regular meeting were approved as written.

APPROPRIATION ORDINANCE NO. 23

APPROVED

Appropriation Ordinance No. 23 was approved according to law.

RESOLUTION NO. 99-1296(119 STRAIN)

PASSED

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

119 Strain – Roy Lawrence

City Clerk advised the Commission that the property owner had been contacted.

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Bombardier to approve Resolution No. 99-1296 with ten (10) additional days. Motion carried.

RESOLUTION NO. 99-1297(109 STRAIN)

PASSED

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

109 Strain – James Mendenhall

City Clerk advised the Commission that the property owner had been contacted.

No one was present to represent the property owner.

Commissioner Ferguson moved and seconded by Commissioner Strecker to approve Resolution No. 99-1297 with ten (10) additional days. Motion carried.

RESOLUTION NO. 99-1298(103 STRAIN)

PASSED

Mayor Strecker stated at this time a hearing before the Governing Body was convened as prescribed under Section 15-6 and 15-7, Code of the City of Concordia to consider whether a nuisance exists at the following location:

103 Strain – Delbert Mendenhall

City Clerk advised the Commission that the property owner had been contacted.

No one was present to represent the property owner.

Commissioner Bombardier moved and seconded by Commissioner Ferguson to approve Resolution No. 99-1298 with ten (10) additional days. Motion carried.

CLOUDCORP FUNDING AGREEMENT

APPROVED

Kirk Lowell, Director of CloudCorp, presented the 2000 Funding Agreement to the City Commission. Mr. Lowell presented the Economic Development Pyramid and Total Development Paradigm. Following

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD DECEMBER 15, 1999, contd.

discussion, Commissioner Ferguson moved to approve the 2000 CloudCorp Funding Agreement, for \$25,000, payable in the following February, before the first Tuesday of the month. Commissioner Bombardier seconded. Motion carried.

ORDINANCE NO.99-2755-- ABB

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE CONTINUING THE EXEMPTION OF CERTAIN PROPERTY FROM AD VALOREM TAXATION FOR ECONOMIC DEVELOPMENT PURPOSES.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. Commissioner Ferguson seconded the motion. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2755 and was signed and approved by the Mayor and attested by the Clerk.

DESIGNATION OF OFFICIAL DEPOSITORIES

APPROVED

City Manager Smith advised the commission that state law requires that banking institutions holding public funds need to be designated by the elected officials. Commissioner Ferguson moved to authorize The Citizens National Bank, Peoples National, UMB and Peoples Exchange Bank the official depositories for 2000. Commissioner Bombardier seconded. Motion carried.

RESOLUTION NO. 99-1299(BOUNDARY)

APPROVED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS, DEFINING THE CORPORATE LIMITS OF THE CITY OF CONCORDIA, KANSAS.

Thereupon, Commissioner Ferguson moved that said Resolution be adopted. The motion was seconded by Commissioner Strecker. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1299 and was signed by the Mayor and attested by the Clerk.

ORDINANCE NO.99-2756-- SEWER RATE

PASSED

Thereupon there was presented an Ordinance entitled:

AN ORDINANCE ESTABLISHING RATES FOR THE MONTHLY SEWER SERVICE CHARGE FOR PREMISES CONNECTED TO THE SEWAGE DISPOSAL SYSTEM OF THE CITY OF CONCORDIA, KANSAS; AND PROVIDING THE DETAILS THEREOF, REPEALING EXISTING Concordia Code Section 26-49, and amending the Concordia Code by adding a new section numbered 26-49.

Thereupon, Commissioner Bombardier moved that said Ordinance be adopted. Commissioner Strecker seconded the motion. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD DECEMBER 15, 1999, contd.

Thereupon, the Ordinance having received a unanimous vote of the members of the governing body, the Mayor declared said Ordinance duly adopted and the Ordinance was then duly numbered Ordinance No. 99-2756 and was signed and approved by the Mayor and attested by the Clerk.

PETITION FOR STREET WESTVIEW ON 8TH**ACCEPTED**

City Manager Smith advised the commission that Westview on 8th has filed a petition with the City Clerk for a street improvement. Commissioner Strecker moved to accept the petition. Commissioner Ferguson seconded. Motion carried.

RESOLUTION NO. 99-1300(AUTH. WESTVIEW STREET)**APPROVED**

Thereupon, and among other business, there was presented to the City Commission a Petition, which has been filed in the Office of the City Clerk requesting the making of certain internal improvements in the City pursuant to the authority of K.S.A. 12-6a01 et seq.

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF A CERTAIN INTERNAL IMPROVEMENET IN THE CITY OF CONCORDIA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENET IN ACCORDANCE WITH SUCH FINDINGS (STREET IMPROVMENTS/WESTVIEW ON 8TH ADDITION).

The Resolution was considered and discussed; and thereupon on motion of Commissioner Bombardier, seconded by Commissioner Ferguson, the Resolution was adopted by the following roll call vote:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1300 and was signed by the Mayor and attested by the Clerk.

PETITION FOR WATER LINE - WESTVIEW ON 8TH**ACCEPTED**

City Manager Smith advised the commission that Westview on 8th has filed a petition with the City Clerk for a water line improvement. Commissioner Strecker moved to accept the petition. Commissioner Ferguson seconded. Motion carried.

RESOLUTION NO. 99-1301(AUTH. WESTVIEW WATER LINE)**APPROVED**

Thereupon, and among other business, there was presented to the City Commission a Petition, which has been filed in the Office of the City Clerk requesting the making of certain internal improvements in the City pursuant to the authority of K.S.A. 12-6a01 et seq.

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF A CERTAIN INTERNAL IMPROVEMENET IN THE CITY OF CONCORDIA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENET IN ACCORDANCE WITH SUCH FINDINGS (WATER LINE IMPROVMENT/WESTVIEW ON 8TH ADDITION).

The Resolution was considered and discussed; and thereupon on motion of Commissioner Ferguson, seconded by Commissioner Bombardier, the Resolution was adopted by the following roll call vote:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1301 and was signed by the Mayor and attested by the Clerk.

PETITION FOR SANITARY SEWER LINE - WESTVIEW ON 8TH**ACCEPTED**

City Manager Smith advised the commission that Westview on 8th has filed a petition with the City Clerk for a sanitary sewer line improvement. Commissioner Ferguson moved to accept the petition. Commissioner Strecker seconded. Motion carried.

MINUTES OF THE REGULAR CITY COMMISSION MEETING HELD DECEMBER 15, 1999, contd.RESOLUTION NO. 99-1302(AUTH. WESTVIEW-SANITARY SEWER)APPROVED

Thereupon, and among other business, there was presented to the City Commission a Petition, which has been filed in the Office of the City Clerk requesting the making of certain internal improvements in the City pursuant to the authority of K.S.A. 12-6a01 et seq.

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF A CERTAIN INTERNAL IMPROVEMENET IN THE CITY OF CONCORDIA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVMENT IN ACCORDANCE WITH SUCH FINDINGS (SANITARY SEWER IMPROVEMENTS/WESTVIEW ON 8TH ADDITION).

The Resolution was considered and discussed; and thereupon on motion of Commissioner Bombardier, seconded by Commissioner Strecker, the Resolution was adopted by the following roll call vote:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1302 and was signed by the Mayor and attested by the Clerk.

RESOLUTION NO. 99-1303(CITY PUBLIC WATER SUPPLY SYSTEM)APPROVED

Thereupon, there was presented a Resolution entitled:

A RESOLUTION OF THE CITY OF CONCORDIA, KANSAS, AUTHORIZING IMPROVEMENTS TO THE CITY PUBLIC WATER SUPPLY SYSTEM; AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

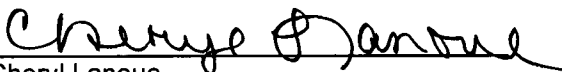
Thereupon, Commissioner Strecker moved that said Resolution be adopted. The motion was seconded by Commissioner Ferguson. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Yes: Commissioners Bombardier, Strecker and Ferguson.

No: None

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. 99-1303 and was signed by the Mayor and attested by the Clerk.

There being no further business, Commissioner Bombardier moved to adjourn to January 5, 2000 at 4:00 p.m. Commissioner Ferguson seconded. Motion carried.


Cheryl Lanoue
City Clerk

(Seal)