

**CITY COMMISSION
Regular Meeting Minutes
Commission Chambers
101 S. Hickory, Ottawa, Kansas
Minutes of June 2, 2010**

The City Governing Body met at 7 pm this date for the Regular City Commission Meeting with the following members present and participating to wit: Mayor Reed, Commissioner Ramsey, Commissioner Humm, Commissioner Fleer, and Commissioner Jorgensen. A quorum was present.

The Mayor called the meeting to order and welcomed the Chamber Audience and led the Pledge of Allegiance to the American flag and the invocation was given by Pastor Leonard Cheasbro, New Life in Christ Church.

Public Comments

None offered at this time.

Declaration

Thereupon, the Mayor asked the City Commission for declarations of any conflict or outside communications that might influence their ability to impartially consider today's issues and come to a fair decision. None were declared.

Proclamation-Cancer Awareness Days

Thereupon, Mayor Reed read a proclamation recognizing May 29-June 5, 2010 as Cancer Awareness Days. The American Cancer Society's Relay for Life is Friday, June 5 and will be held at Ottawa High School. This proclamation recognizes this event, as well as those who lives have been touched by cancer. Thereupon, the following representatives for Relay for Life Committee were present to accept the proclamation: Paula Willford, Melissa Pippin, Michelle Williams, and Lori Smith.

Ordinance-Rezone 1121 N Main

Thereupon, the Governing Body reviewed an ordinance to rezone the property located at 1121 N Main from C-3, General Commercial District, to MU/CR, Mixed Use Commercial/Residential District. Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Fleer, to adopt the ordinance.

During discussion it was explained this rezone request has been made by ECKAN, the property owner. The Planning Commission recommended approval of this rezone action by a 5-0 vote. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the ordinance duly adopted and the ordinance was duly numbered Ordinance No. 3757-10.

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Ordinance-Rezone Urban Growth Area

Thereupon, the Governing Body reviewed an ordinance to rezone an area in the Urban Growth Area (UGA) from Franklin County Zoning to City Zoning. Thereupon, Commissioner Humm made a motion, seconded by Commissioner Ramsey, to adopt the ordinance.

During discussion it was explained addresses included in this rezone are: 4070 Montana Road, 3800 Montana Road, 3728 Montana Road, 2850 Reno Road, 3827 US-59 Highway, 3893 US-59 Highway, 3994 Montana Road, 3855 Montana Road, 3775 Montana Road, 3935 Montana Road and 3032 Sand Creek Road. The Planning Commission recommended approval of this rezone by a 5-0 vote. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the ordinance duly adopted and the ordinance was duly numbered Ordinance No. 3758-10.

2010 Street Rehabilitation Program

Thereupon, the Governing Body reviewed a request for authorization of the 2010 Street Rehabilitation Program. Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Humm, to approve authorization on the recommended 2010 Streets for Rehabilitation.

During discussion it was explained the proposed 2010 Street Rehabilitation Program includes the following projects: 15th Street, from Montana to Rock Creek Bridge; K-68 from the bridge to Beech Street; Willow Street, 15th Street to 17th Street; and Parking Lot B in the 100 Block of East Walnut. These projects have not yet been released for bids. Staff requested permission to advance these projects to the bidding process. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared authorization to allow staff to move to the bidding process duly approved.

Board Appointments

Thereupon, the Governing Body considered appointments to the Planning Commission, Construction Board of Appeals and the Board of Zoning Appeals. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jorgensen, to approve the following appointments:

Planning Commission

Gregg Colbern-reappointment
Deana Garner Bond-new appointment
Richard Jackson-reappointment

Construction Board of Appeals

Jason Dials-new appointment
Donna Hines Rayson-new appointment
Marlin Porter-new appointment
David Rossman-reappointment

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Board of Zoning Appeals

John Wise-reappointment

The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the appointments duly approved.

SAK Construction Settlement Agreement

Thereupon, the Governing Body reviewed the SAK Construction Settlement Agreement with City Attorney Bob Bezek. Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Jorgensen, to approve the agreement.

During discussion it was explained a settlement has been reached regarding a utility infrastructure project with SAK Construction. Mr. Bezek stated the settlement agreement amount is \$50,000. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agreement duly approved.

Report by Mayor

Thereupon, Mayor Reed discussed the Neosho County Community College (NCCC) ground breaking and acknowledged all the assistance City Staff put into working with NCCC on this project.

Thereupon, Mayor Reed announced the City of Ottawa had been nominated by ECKAN for an ACE Award which was the "Award for Collaborative Excellence". The ceremony had been held recently and the City was named recipient of the award. The award was presented by the Kansas Association of Community Action Programs. The nomination was partially based on the appreciation in partnerships between ECKAN and the City of Ottawa.

Announcements

Thereupon, the Mayor announced:

1. June 7, 2010: Study Session at 4 pm
2. June 14, 2010: Study Session at 4 pm
3. **June 16, 2010: Next Regular Meeting, rescheduled to 8 am**
4. June 16, 2010: Joint City/County/USD 290 Luncheon, City Commission Chambers at City Hall, 101 S. Hickory, KDOT representatives to participate in a Transportation Roundtable

Adjournment

There being no further business to come before the Governing Body Commissioner Fleer made a motion, seconded by Commissioner Humm, to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned at 7:23 pm.

Carolyn S. Snethen, City Clerk
June 2, 2010