

REVISED
OTTAWA CITY COMMISSION -- REGULAR MEETING AGENDA
CITY HALL, 101 S. HICKORY
March 7, 2012 – 7:00 pm



If you need this information in another format or require a reasonable accommodation to attend this meeting, please contact the City Clerk's office at 785-229-3600. Please give advance notice of at least two (2) working days. TTY users please call 711.

Please notify the City Clerk before the meeting if you wish to address the City Commission.

1. **Call to Order**
2. **Roll Call** _____ Ramsey _____ Richards _____ Jorgensen _____ Caylor _____ Reed
3. **Welcome**
4. **Pledge of Allegiance**
5. **Invocation**

Consent Agenda - Item 6

6. Agenda Approval

Motion: _____ Second: _____ Vote: _____

Regular Agenda

7. **Public Comments.** Persons who wish to address the City Commission regarding items on the agenda may do so as that agenda item is called. Persons who wish to address the City Commission regarding items not on the agenda and that are under the jurisdiction of the City Commission may do so at this time when called upon by the Mayor. Comments on personnel matters and matters pending in court or with other outside tribunals are not permitted. Speakers are limited to three minutes. Any presentation is for information purposes only. No action will be taken.

8. **Declaration.** At this time I'd like to give Commissioners a chance to declare any conflict or communication they've had that might influence their ability to consider today's issues impartially.

New Business

9. **An Ordinance Authorizing the Issuance and Delivery of \$840,000 Principal Amount of General Obligation Bonds, Series 2012A, of the City of Ottawa, Kansas, and providing for the Levy and Collection of an Annual Tax for the Purpose of Paying the Principal of and Interest on the Bonds as They Become Due.**

Comments: David Arteberry, George Baum and Associates, will discuss the financing plan for the Ottawa Municipal Airport Temporary Notes. Mr. Arteberry will speak to Items 9 – 12 on this agenda.

Motion: _____ Second: _____ Vote: _____

10. **A Resolution Prescribing the Form and Details of and Authorizing the Delivery of \$840,000 Principal Amount of General Obligation Bonds, Series 2012A, of the City of Ottawa, Kansas, Previously Authorized by an Ordinance of the City and Approving Certain Policies and Procedures Relating to Compliance with Federal Tax Law and Disclosure Obligations.**

Comments: This resolution is a procedural step in the issuance of the bonds named in Item 9.

Motion: _____ Second: _____ Vote: _____

11. **An Ordinance Authorizing the Issuance and Delivery of \$825,000 Principal Amount of General Obligation Refunding Bonds, Series 2012B, of the City of Ottawa, Kansas, for the Purpose of Providing Funds to Refund Certain Outstanding General Obligation Bonds, and Making Certain Covenants with Respect Thereto.**

Comments: David Arteberry, George Baum and Associates, will discuss the financing plan and refunding (refinancing) of Series 2003 Bonds.

Motion: _____ Second: _____ Vote: _____

12. **A Resolution Prescribing the Form and Details of and Authorizing the Delivery of \$825,000 Principal Amount of General Obligation Refunding Bonds, Series 2012B, of the City of Ottawa, Kansas, Previously Authorized by an Ordinance of the City and Approving Certain Policies and Procedures Relating to the City's General Obligation Debt.**

Comments: This resolution is a procedural step in the issuance of the bonds named in Item 11.

Motion: _____ Second: _____ Vote: _____

13. **A Request to Adopt Policies Related to Post-Issuance Tax Compliance and Continuing Disclosure Undertaking Policies and Procedures for Governmental and Airport Exempt Facility Operations.**

Comments: As a result of new IRS regulations, this policy is recommended for adoption by the City's Bond Counsel.

Motion: _____ Second: _____ Vote: _____

14. **A Resolution Authorizing the City of Ottawa, Kansas to Create and Enter into a Contract with Mac Fasteners, Inc. for the Purpose of Granting a Property Tax Exemption Pursuant to Article 11, Section 13, of the Constitution of the State of Kansas and the Tax Exemption Policy of the City of Ottawa, Kansas.**

Comments: Items 14 – 16 on this agenda, including this resolution, are procedural steps in issuing a tax exemption for Mac Fasteners, Inc. Staff will provide a report explaining this proposed tax exemption.

Motion: _____ Second: _____ Vote: _____

15. **An Ordinance Exempting Certain Property from Ad Valorem Taxation for Economic Development Purposes in the City of Ottawa, Franklin County, Kansas, Specifically for a 28,000-Square-Foot Manufacturing and Warehouse Facility.**

Comments: This ordinance is a procedural step in the issuance of the tax exemption named in Item 14.

Motion: _____ Second: _____ Vote: _____

16. **A Request to Approve Annual Updates to the Ottawa Municipal Airport Project List.**
Comments: Each year the Airport Improvement Program project list is reviewed and updated and sent to the Federal Aviation Administration for consideration for grant funding. This review and submission process provides an updated list of priorities and does not commit the City to any of the projects listed.
- Motion: _____ Second: _____ Vote: _____
17. **A Request to Approve the Airspace Protection Planning Grant Application.**
Comments: This project protects approaches to the Ottawa Municipal Airport. This Kansas Department of Transportation Kansas Airport Improvement Program grant is for 95% of the total project cost of \$18,865. Total estimated expenses to the City are \$943.25.
- Motion: _____ Second: _____ Vote: _____
18. **A Resolution Accepting Public Improvements with Neosho County Community College Addition in the City of Ottawa, Kansas.**
Comments: This resolution accepts public improvements such as public streets, storm drainage system, sanitary sewer system, water lines and electrical service as approved by the City Engineers.
- Motion: _____ Second: _____ Vote: _____
19. **A Resolution Approving the Final Plat and Accepting the Dedication of all Easements within Neosho County Community College Addition in the City of Ottawa, Kansas.**
Comments: The final plat dedications new utility, storm water and pedestrian easements along with street right-of-way. The Planning Commission recommends approval of the final plat with a 6-0 vote.
- Motion: _____ Second: _____ Vote: _____
20. **An Ordinance Rezoning an Area within the Urban Growth Area, Franklin County, Kansas and Updating the Section of the Zoning Map which is Part of Ordinance No. 3501-05 of the City of Ottawa, Kansas.**
Comments: Addresses in this Phase 26 rezone include: 2730, 2641, 2804, 2340, 2550, 2530, 2441, 2740, 2410, 2739, 2450, 2640, 2510, 2715, 2729, 2316, 2341, 2435, 2621, 2720, 2631, 2427, 2719, 2710, 2449, 2411, 2315 Greenwood Dr., 2721, 2736, 2740, 2726, 2716, 2711 Maple Terrace, 2446, 2439, 2440, 2435 Autumn Court. The Planning Commission recommends approval of this rezone with a 6-0 vote.
- Motion: _____ Second: _____ Vote: _____
21. **An Ordinance Rezoning an Area within the Urban Growth Area, Franklin County, Kansas and Updating the Section of the Zoning Map which is Part of Ordinance No. 3501-05 of the City of Ottawa, Kansas.**
Comments: Addresses in this Phase 27 rezone include: 2615, 2679, and 2671 Louisiana Road, 2350 Labette Road, 2320, 2326, 2344, and 2354 Labette Road, 2635, 2641, and 2663 Louisiana Road. The Planning Commission recommends approval of these rezones with a 6-0 vote.
- Motion: _____ Second: _____ Vote: _____

22. A Constitutional Charter Ordinance Exempting the City of Ottawa, Kansas from the Provisions of the Kansas Water Pollution Act, K.S.A. 12-3101 Et Seq. and Providing for the Creation of an Ordinance Establishing a Stormwater Management Program and a Stormwater Utility Fee.

Comments: This charter ordinance is the first procedural step in the establishment of a stormwater management program, stormwater utility fee and credit system. Staff will provide an overview of the proposed stormwater utility, addressing Items 22 – 24 on this agenda.

Motion: _____ Second: _____ Vote: _____

23. An Ordinance Establishing a Stormwater Management Program and a Stormwater Utility Fee for the City of Ottawa, Kansas.

Comments: This ordinance establishes a Stormwater Utility for the City of Ottawa.

Motion: _____ Second: _____ Vote: _____

24. A Resolution Finding the Advisability of and Ordering the Adoption and Establishment of a Stormwater Utility Fee and Establishment of a Stormwater Utility Credit System, and Providing for the Enforcement Thereof and Establishing an Effective Date Thereof.

Comments: This resolution establishes the Stormwater Utility Fee and credit system.

Motion: _____ Second: _____ Vote: _____

25. An Appointment to the Fourth Judicial Community Corrections Advisory Board.

Comments: Upon receipt of application and interview of Crystal Camis, Ms. Camis is recommended for appointment to the Fourth Judicial Community Corrections Advisory Board.

Motion: _____ Second: _____ Vote: _____

26. A Request to Provide Financial Assistance to the City of Harveyville, Kansas.

Comments: A tornado destroyed an estimated 40% of the community of Harveyville, Kansas on February 28, 2012. As an act of good will and neighborliness, a request to support the restoration efforts in Harveyville with a donation of \$2,500 has been made.

Motion: _____ Second: _____ Vote: _____

27. Report by City Manager

28. Reports by City Commissioners

29. Report by Mayor

Announcements

- March 12, 2012 Study Session, 4:00 pm
- March 19, 2012 Study Session, 4:00 pm
- March 21, 2012 **NEXT REGULAR MEETING**, 9:30 am
- March 21, 2012 Joint City/County/USD 290 Luncheon Canceled
- March 26, 2012 Study Session, 4:00 pm
- March 27, 2012 Mayor's Prayer Breakfast, 7:30 am Westminster Presbyterian Church, 401 W. 13
- April 2, 2012 Study Session, 4:00 pm
- April 4, 2012 Regular Meeting, 7:00 pm

Adjourn

Motion: _____

Second: _____

Time: _____