

THE REGULAR MEETING OF THE LIBERAL CITY COMMISSION

January 10, 2012

The regular meeting of the Liberal City Commission was held at 6:30 p.m. in the Commission Chambers located at 325 North Washington on Tuesday, January 10, 2012.

Commissioners Present: Mayor Tim Long, Vice Mayor Joe Denoyer, Larry Koochel and Janet Willimon.

City Staff Present: City Manager Mark Hall, Public Works Director Joe Sealey, Finance Director Chris Ford, City Clerk Debbie Giskie, Economic Development Director Jeff Parsons, Human Resources Director Sheena Schmutz, Building Inspector Kory Krause, Code Enforcement Officers Juan Diaz De Leon, Larry Mastellar and C.J. Torres, Police Chief Al Sill and City Attorney Shirla McQueen.

Mayor Long declared the meeting called to order, and City Clerk Giskie read the roll call declaring all members present. The Pledge of Allegiance was recited, and the invocation was given by Ann Holman of the Risen Glory Church.

The Commission paused for a Moment of Silence in memory of Commissioner Bob Carlile, who recently passed away.

1. Awards/Proclamations/Presentations. *None were presented.*

2. Approval of Agenda.

Mayor Long noted the agenda had been amended to include Item 15; a fifteen (15) minute Executive Session per K.S.A. 75-4319(b)(2) for the purpose of consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship. *Vice Mayor Denoyer moved to approve the agenda, as amended. Commissioner Koochel seconded the motion, which carried by a vote of 4 to 0.*

3. Approval of Minutes.

Commissioner Koochel moved to approve the minutes of the December 27, 2011 regular meeting, as presented. The motion was seconded by Vice Mayor Denoyer and carried by a vote of 4 to 0.

4. Items from Citizens.

Mayor Long read the rules of the Commission and requested members of the audience approach the podium to address the Commission. *No items were presented.*

5. Items from Groups.

Mayor Long read the rules of the Commission and requested members of the audience approach the podium to address the Commission. *No items were presented.*

6. Consent Agenda.

a. Acknowledge Receipt of Minutes:

1. Parks & Recreation Advisory Board, December 16, 2011.
2. Liberal Memorial Library, December 28, 2011.

Mayor Long inquired if the Commission wished to remove any items for further discussion. *Commissioner Koochel moved to approve the Consent Agenda, as presented, with Commissioner Willimon seconding the motion. The motion carried by a vote of 4 to 0.*

7. Resolution No. 2146, Environmental Violation Abatements.

Mayor Long requested Commission consideration of Resolution No. 2146, entitled, "A RESOLUTION AUTHORIZING THE ABATEMENT OF CONDITIONS WHICH ARE INJURIOUS TO THE HEALTH, SAFETY AND GENERAL WELFARE OF THE RESIDENT OF THE CITY OF LIBERAL, KANSAS, PURSUANT TO SECTION 8-210, CODE OF THE CITY OF LIBERAL, KANSAS".

Code Enforcement Officer Mastellar referred to the resolution and photographs showing violations at numerous mobile home parks in the community. He noted the property owners and/or tenants have been notified, and the 15-day period of abatement as elapsed.

Vice Mayor Denoyer moved to adopt Resolution No. 2146, as presented, with Commissioner Koochel seconding the motion.

- The Commission voiced concern about the terrible conditions found in the mobile home parks. Discussion was held on options to strengthen the rules and regulations in order to increase code enforcement efforts.
- City Manager Hall noted the passage of the resolution tonight would allow City staff to move forward with cleaning up the properties and billing the owners for those costs. He advised that research would be done on possible options by the next meeting.

The motion carried by a vote of 4 to 0.

8. Resolution No. 2147, Vehicle Abatements.

Mayor Long requested Commission consideration of Resolution No. 2147, entitled, "A RESOLUTION AUTHORIZING THE REMOVAL OF MOTOR VEHICLE NUISANCES FROM CERTAIN PROPERTIES IN THE CITY OF LIBERAL, KANSAS, PURSUANT TO SECTION 8-510 OF THE CODE OF ORDINANCES OF THE CITY OF LIBERAL, KANSAS".

Code Enforcement Officers De Leon and Mastellar referred to the resolution and photographs showing violations at the mobile home parks in town. They noted the property owners have been notified, and the 10-day period of abatement as elapsed.

Vice Mayor Denoyer moved to adopt Resolution No. 2147, as presented, with Commissioner Koochel seconding the motion. The motion carried by a vote of 4 to 0.

9. Anadarko Pipeline.

Public Works Director Sealey reported last year the Commission accepted the Anadarko pump house south of the wastewater treatment plant, and at that time, discussion was held about the pipeline that serviced the water flood field northwest of the City. He referred to correspondence from legal counsel and requested Commission consideration to approve the acceptance of the pipeline.

- Discussion was held on the need to renegotiate right-of-way agreements in two locations. *Commissioner Koochel moved to accept the Anadarko pipeline, as presented, with Commissioner Willimon seconding the motion. The motion carried by a vote of 4 to 0.*

10. WWTP Pump. Public Works Director Sealey reported the City has two electric powered pumps to transfer wastewater from the #7 lagoon to the #8 lagoon and that one of the pumps is beyond repair and needs to be replaced. He referred to the two quotes received and recommended the pump from The Pump House for \$15,320, to be funded from the wastewater reserve fund and installed in-house.

Vice Mayor Denoyer moved to approve the purchase of an electric pump from The Pump House in the amount of \$15,320, as recommended. Commissioner Koochel seconded the motion, which carried by a vote of 4 to 0.

11. Joint Economic Development Council (JEDC) Board Appointment.

Economic Development Director Parsons reported the Joint Economic Development Council has a vacancy created by Dr. Duane Dunn's term expiring at the end of last year. He explained Dr. Dunn has decided not to re-apply and he expressed appreciation for his years of service on the JEDC.

- Mr. Parson reported the vacancy had been advertised, and one resume was received from Roger Crossman. He recommended the appointment of Mr. Crossman to the JEDC for a 3-year term.

Commissioner Koochel moved to appoint Roger Crossman to the JEDC for a 3-year term, as recommended, with Vice Mayor Denoyer seconding the motion. The motion carried by a vote of 4 to 0.

12. CITY MANAGER'S REPORT.

City Manager Hall reported he would keep the Commission informed if a Council of Governments meeting is scheduled for later this month. He further noted City staff is working hard and is preparing for the annual State of the City Address to be held in February.

- Mr. Hall advised there would be a meeting scheduled with the Commission to discuss several projects for 2012.
- Mr. Hall extended condolences to the Carlile family and to the City Commission. He expressed appreciation for the guidance and assistance provided to the community over the years and that he will be truly missed.

13. ITEMS FROM COMMISSIONERS.

Commissioner Koochel offered condolences to the Carlile family.

Commissioner Willimon offered condolences to the Carlile family, City staff and Commission. She congratulated the Recreation Department for implementing a new program by opening up the activity center for soccer programs a couple nights a week.

Vice Mayor Denoyer said Commissioner Carlile will be greatly missed by the Commission and the community and offered condolences to the family.

Mayor Long also offered condolences to the Carlile family and noted Commissioner Carlile will be missed. He expressed appreciation for the knowledge and input he provided to the community.

14. VOUCHERS.

\$487,859.69, dated January 10, 2011. Commissioner Koochel moved to approve the vouchers, as presented. Vice Mayor Denoyer seconded the motion, which passed by a vote of 4 to 0.

15. EXECUTIVE SESSION.

Vice Mayor Denoyer moved to adjourn into a fifteen (15) minute Executive Session per K.S.A. 75-4319(b)(2) for the purpose of consultation with an attorney for the body or agency which would be deemed privileged in the attorney-client relationship. The motion was seconded by Commissioner Koochel and passed by a vote of 4 to 0.

The Commission invited City Manager Hall, City Clerk Giskie and City Attorney McQueen to the executive session.

- Mayor Long inquired if the Commission wished to take any action as a result of the Executive Session. *No action was taken.*

The meeting was adjourned by motion of Vice Mayor Denoyer, seconded by Commissioner Willimon.

Tim Long, Mayor

ATTEST:

Debra S. Giskie, CMC, City Clerk