

**CITY COMMISSION
Regular Meeting Minutes
Commission Chambers
101 S. Hickory, Ottawa, Kansas
Minutes of July 7, 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 Finance Director Scott Bird.

Consent Agenda

Thereupon, Commissioner Humm made a motion, seconded by Commissioner Ramsey, to approve the consent agenda which included the Regular Agenda. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Consent Agenda duly approved.

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-Park & Recreation Month

Thereupon, Mayor Reed read a proclamation recognizing July 2010 as Park and Recreation Month. The City of Ottawa and the Ottawa Recreation Commission work in partnership to provide aspects of healthy, active lifestyles for our citizens and community. Since 1985, the National Recreation and Park Association have sponsored Park and Recreation Month to emphasize the exciting and vital role that parks and recreation play in the lives of Americans. Thereupon, Therron Dieckmann, Executive Director, Ottawa Recreation Commission, accepted the proclamation.

Public Hearing Condemnation 727 S Mulberry

Thereupon, the Governing Body held a public hearing to consider the condemnation of the property located at 727 S Mulberry.

Thereupon, Mayor Reed opened the Public Hearing at 7:11 pm.

This public hearing has been called for the consideration of the condemnation of the property located at 727 S Mulberry. Wynndee Lee, Director of Planning/Codes/Inspection presented the details of this request for condemnation.

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There being no one else to speak to this issue Mayor Reed closed the Public Hearing at 7:14 pm.

Public Hearing Condemnation 831 Cypress

Thereupon, the Governing Body held a public hearing to consider the condemnation of the property located at 831 Cypress.

Thereupon, Mayor Reed opened the Public Hearing at 7:15 pm.

This public hearing has been called for the consideration of the condemnation of the property located at 831 Cypress. Wynndee Lee, Director of Planning/Codes/Inspection presented the details of this request for condemnation.

There being no one else to speak to this issue Mayor Reed closed the Public Hearing at 7:18 pm.

Resolution-Condemn 727 S Mulberry

Thereupon, the Governing Body reviewed a resolution to condemn and unsafe and dangerous structure located at 727 S. Mulberry in the City of Ottawa, Kansas. Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Fleer, to adopt the resolution.

During discussion it was explained this resolution authorizes this Governing Body to declare the structure at 727 S Mulberry to be unsafe or dangerous, and to direct that such structures be made safe and secure, or be demolished. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adopted and the resolution was numbered Resolution No. 1520-10.

Resolution-Condemn 831 Cypress

Thereupon, the Governing Body reviewed a resolution to condemn an unsafe and dangerous structure located at 831 Cypress in the City of Ottawa, Kansas. Thereupon, Commissioner Humm made a motion, seconded by Commissioner Ramsey, to adopt the resolution.

During discussion it was explained this resolution authorizes the Governing Body to declare the structure at 831 Cypress to be unsafe or dangerous, and to direct that such structures be made safe and secure, or be demolished. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adopted and the resolution was numbered Resolution No. 1521-10.

Ordinance-Mixed Use District

Thereupon, the Governing Body reviewed an ordinance amending Article 17, Section 17-3 and Section 17-6, Mixed Use District regulations, for the City of Ottawa Zoning regulations. Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Humm, to adopt the ordinance.

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During discussion it was explained the Planning Commission recommended approval of this amendment by a 6-0 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. 3760-10.

Ordinance-Rezone

Thereupon, the Governing Body reviewed an ordinance rezoning an area within the City of Ottawa, Kansas and repealing the corresponding section of the zoning map which is part of Ordinance No. 3501-05 of the City of Ottawa, Kansas. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jorgensen, to adopt the ordinance.

During discussion it was explained a request to rezone the properties located at 1102, 1112, 1120 and 1124 N Main from C-3, General Commercial District, to MU/CI Mixed Use/Industrial District. The property owners have requested this rezone. The Planning Commission recommended approval of this rezone action by a 6-0 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. 3761-10.

General Obligation Bonds Bid Opening

Thereupon, the Governing Body heard from Director of Finance Scott Bird who reported on the bid opening for General Obligation Bonds and request for acceptance of a bid. Bids were received for the sale of \$2,645,000 principal amount in General Obligation Refunding (Refinancing) Bonds for the purpose of refunding/refinancing General Obligation Bonds initially issued in 2002 and 2005.

Thereupon, Director of Finance Scott Bird requested George K Baum representative David Arteberry explained the issue. Mr. Arteberry explained the interest rate came in lower than estimated which will create a savings of \$137,500. However, most of the saving would be recognized in the 2011 budget and would be \$129,007. Mr. Arteberry stated Security Bank of Kansas City, Kansas City, Kansas will be the Escrow Trustee for the issuance of the \$2,645,000 General Obligation Refunding Bonds; Series 2010A; Dated July 15, 2010.

Ordinance-General Obligation Refunding Bonds

Thereupon, the Governing Body reviewed an ordinance authorizing the issuance and delivery of \$2,645,000 principal amount of General Obligation Refunding (Refinancing) Bonds, Series 2010A, of the City of Ottawa, Kansas for the purpose of refunding (refinancing) certain outstanding General Obligation Bonds. Thereupon, Commissioner Ramsey made a motion, seconded by Jorgensen, to adopt the ordinance. 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. 3762-10.

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Resolution-General Obligation Refunding Bonds

Thereupon, the Governing Body reviewed a resolution prescribing the form and details of and authorizing the delivery of \$2,645,000 principal amount of the General Obligation Refunding (Refinancing) Bonds, Series 2010A, of the City of Ottawa, Kansas. Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Humm, to adopt the resolution. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the resolution duly adopted and the resolution was duly numbered Resolution No. 1522-10

Reports by City Commissioners

Thereupon, Commissioner Humm stated the July 4th fireworks display was very enjoyable and thanked the Ottawa Jaycees for putting on the show.

Thereupon, Commissioner Jorgensen encouraged everyone to register to vote with the deadline to register in order to be eligible to vote in the August 3 primary is quickly approaching.

Thereupon, Commissioner Ramsey announced there would be a Legislative Action Candidate Forum July 13th, at 7 pm @ the Franklin County Annex.

Announcements

Thereupon, the Mayor announced:

1. July 12, 2010: Study Session at 4 pm
2. July 19, 2010: Study Session at 4 pm
3. July 21, 2010: Next Regular Meeting, 9:30 am

Executive Session

Recess

Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Jorgensen, to recess into Executive Session to discuss matters of attorney-client privilege with the City Attorney and City Manager present. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed for a period of 15 minutes at 7:40 pm.

Reconvene

Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Ramsey, to reconvene the meeting into Regular Session at 7:55 pm. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly reconvened.

Recess

Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Ramsey, to recess back into Executive Session to continue discussion on matters of attorney-client privilege. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed for a period of 10 minutes at 7:56 pm.

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Reconvene

Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Fler to reconvene the meeting into Regular Session at 8:06 pm. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly reconvened.

Adjournment

There being no further business to come before the Governing Body Commissioner Fler 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 8:07 pm.

Carolyn S. Snethen, City Clerk

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