

**Greensburg City Council
November 19, 2012
CITY HALL**

Item 1: Opening Session

Call to Order; Pledge of Allegiance; Invocation; Roll Call

Mayor Bob Dixon called the November 19, 2012 City Council meeting to order at 6:00 p.m. The Pledge of Allegiance was said, and the invocation was given by Dixon. Roll call was taken. Council present: Mark Trummel, Matt Christenson, Erica Goodman, and Rex Butler. Sandra Jungemann was absent.

Additions/Deletions to the Agenda

Dixon requested Council consideration of a lease agreement between the City of Greensburg and L.E. Myers for a space at the Greensburg Business Park be added as Business Item "G". Trummel made a motion, seconded by Christenson, to approve the agenda with one addition. Motion passed 4-0.

Mayor's Report

Dixon and City Administrator Ed Truelove attended the ITC groundbreaking ceremony in Medicine Lodge last Thursday for the transmission line that will be coming through Kiowa County. The line will take 18-24 months to complete.

Council Member's Report

There were no reports from Council Members.

City Administrator Comments

Truelove advised that there are several board positions that are set to expire December 31st for Convention and Tourism and Housing Board. Also, staff is continuing to contact possible replacements for the unexpired terms of Mary Racette on the Planning Commission and Housing Board. Staff will have recommendations to Council at the December 3rd meeting.

Truelove has received an email from Hans Nettleblad, BNIM, with a report from USGBC, documenting the status of the City's request for LEED Certification for City Hall. The City has acquired 32 of the 52 required points for LEED Platinum. Currently the City would only receive LEED Certified. BNIM must respond within 25 days to questions posed by USGBC, to attempt to receive additional points. BNIM has stated that they will be contacting Staff, in an attempt to document the additional points needed. Truelove confirmed that the contract with BNIM states that the City will pay \$85,000 for LEED Platinum Certification. Orr Construction has indicated that they are willing to assist the City. Council was made aware that BNIM has received numerous LEED Platinum design awards for City Hall and has been advertising a LEED Platinum building on their website for quite some time. Staff will provide Council with the points card that was sent to Truelove by Nettleblad.

Item 2: Public Comment

Dixon welcomed those in attendance. Steve Kirk asked if Staff has access to the online score card for City Hall. Staff has received a PDF of the card, but has not been allowed on-line access.

Item 3: Consent Agenda

Christenson made a motion to approve the Consent Agenda as presented. Goodman seconded. Motion passed 5-0.

Item 4: Items of Business

Councilman Butler left the room at 6:15 pm.

11.19.12

A) Consider payment of an invoice in the amount of \$408.75 from Outdoor Power Service, Rex and Shirley Butler.

Truelove advised Council that consideration of payment of an invoice in the amount of \$408.75 from Outdoor Power Service was tabled at the November 5th meeting. The invoice is for reimbursement of a mowing fee paid by Rex Butler for a property that he was hired to maintain. Three late charges were noted on the invoice as well. Butler previously paid the mowing bill but argues that the lot was not out of compliance and all fees should be dismissed. Staff has contacted the property owner regarding the issue. He is aware of the possibility that, depending on the Council's decision, he may receive an invoice for the city mowing.

Shirley Butler was invited to meet with Council to discuss the invoice. She requests the cost of the mowing be refunded to Outdoor Power Service, but that due to lack of evidence of non-compliance the fee should not be assessed to the property owner either.

After discussion between the Council and Mrs. Butler, Butler left the room and asked that she be notified of Council's decision. Goodman made a motion to reimburse Outdoor Power Service the original fee of \$375 for mowing costs. Christenson seconded. Motion carried 3-0. Following additional discussion, Trummel made a motion to follow City procedure and invoice the property owner for the cost of the City mowing the lot. Christenson seconded. Motion passed 3-0.

Councilman Butler returned to the room at 6:40 p.m.

B) Consider Ordinance 1028 amending Chapter X Article 1 of the City Code, establishing a Municipal Police Department.

Staff was instructed at the November 5th meeting to prepare an Ordinance establishing a Municipal Police Department. In the absence of City Attorney Gordon Stull, John Beverlin of Stull Law authored Ordinance 1028 for Council's consideration.

Following a brief discussion, Trummel made a motion to approve Ordinance 1028. Christenson seconded. Roll Call Vote: Christenson – Yes; Trummel – Yes; Jungemann – absent; Goodman – Yes; Butler – No. Motion passed 3-1.

C) Consider amending the mowing fees for property located at 110 E. Pennsylvania.

Truelove advised that Mr. Earl Liggett purchased the property located at 110 E Pennsylvania at the October 23, 2012 Sheriff's auction. Liggett was subsequently notified that two mowing fees would be assessed against the property for mowing services that occurred in 2012. Liggett has informed staff that his daughter, who lives in the house to the north of the property, has been mowing a portion of the property. Mike Hayes, Public Works Director, has confirmed this. Staff asked Council to consider waiving one of the two mowing fees that will be assessed to Liggett.

Butler made a motion to waive one of the assessed mowing fees, with Liggett to pay the second fee. Trummel seconded. Motion carried 4-0.

D) Consider a proposal for signage at the Fleener-Beck Memorial.

At the November 5th Council meeting, Staff was asked to provide an example of the sizes of prospective signage at the Fleener-Beck Memorial Plaza. Stacy Barnes, Tourism Director, provided two possible sizes for consideration, an 18"x24" and a 24"x 36". Council was asked to approve the size of the sign and the vendor, Luminous Neon or Commercial Sign.

11.19.12

Following a brief discussion, Trummel made a motion to purchase a 24"x36" sign from Luminous Neon. Christenson seconded. Motion passed 4-0.

E) Consider an inscription for the approved 8"x8" paver at the Kiowa County Veteran's Memorial.

During the November 5th Council meeting, Council approved the purchase of an 8"x8" paver at the Kiowa County Veteran's Memorial. Provided in the Council packet for tonight's meeting were three suggestions for an inscription that meet the parameters set by the memorial committee. Council was asked to offer Staff a consensus on which of the three they would prefer. The consensus was Option 2 which reads "The City of Greensburg Honors Our Veterans."

F) Consider authorizing the City Administrator to approve temporary street closures for special annual events that are for a short duration.

Recently Truelove was asked by a merchant to approve a last minute street closing for Trunk-Or-Treat in the 100 block of South Main Street. The timing of the request did not allow sufficient lead time to place the request on a Council Agenda. Because of the nature of the request, Truelove approved the temporary street closure. Truelove requested Council consider approving City Administrator action on routine, short-duration street closings for public events. Street closings that are all day, multiple days, or non-routine, would still be presented to Council. With approval from Council, Staff will bring a policy regarding the matter at the next Council meeting. It was the consensus of the Council that Staff move forward with creating such a policy. Staff is asked to notify affected merchants and the Sheriff's Office of any street closings. Council was invited to stop by City Hall, phone, or email Administration regarding the development of the policy.

G) Consider a lease agreement between the City of Greensburg and L.E. Myers for property located in the Greensburg Business Park.

Dixon requested a 10 minute Executive Session for Attorney Client. Christenson made a motion, seconded by Trummel, to go into Executive Session until 7:20 p.m. Motion passed 4-0.

Dixon declared the meeting back in open session at 7:20 p.m. and requested consideration for a ground lease document to be formulated and presented at the next Council meeting. The lease will be between the City and L.E. Myers, a contractor participating in the transmission line construction that will come through Kiowa County, for ground located in the Greensburg Business Park. Trummel made a motion to move forward with the lease document. Butler seconded. Motion passed 4-0.

Item 5: City Attorney's Report

There was no report from the City Attorney.

Item 6: Executive Session

Truelove requested a 10 minute Executive Session for Attorney Client, non-elected personnel. Trummel made a motion to go into Executive Session until 7:35 p.m. Butler seconded. Motion passed 4-0.

Dixon declared the meeting back in open session at 7:35 p.m. No action was taken

Item 7: Adjournment

Wishing those present a Happy Thanksgiving, Dixon declared the meeting adjourned at 7:35 p.m.

Robert A. Dixon, Mayor

Christy Pyatt, City Clerk