

Minutes of the Independence City Commission's December 14, 2017 Meeting

The Independence City Commission met on December 14, 2017 at 5:30pm in the Veterans Room at Memorial Hall. Commissioner Leonhard Caflisch, Commissioner Fred Meier and Commissioner Gary Hogsett were present. Others present included:

City Staff

Craig Whitehead, City Manager
Kelly Passauer, Assistant City Manager
Michael Borovetz, Director of Finance/City Clerk
David Cowan, Public Safety Director
Jeff Chubb, City Attorney
Shawn Wallis, Fire Chief
Terry Lybarger, Director of Utilities
April Nutt, Housing Authority Director
Don Cushing, Building Inspector
Jerry Harrison, Police Chief
Aaron Cook, Fire/EMS
Katy Foreman, Fire/EMS
Keith Matlock, Fire/EMS
Jordan Drybread, Fire/EMS
Keith Copithke, Fire Captain

Visitors

Larry McHugh	Jon Risner
Amanda Williams	Judith Ysusi
Jerry Bright	Louis Ysusi
Dean Hayse	Angela Barnett
Cody Dixon	Mark Wade
Lori Kelley	Charlotte Caflisch
Dorcus Sutton	Brian Rogers

Call to Order

Mayor Meier called the meeting order at 5:30 p.m.

Pledge of Allegiance to the United States of America

Executive Session

Motion:

On the motion of Mayor Meier, seconded by Commissioner Hogsett, the commission moved to recess executive session for consultation with the City's attorney regarding ongoing litigation pursuant to the attorney client privilege exemption, KSA75-4319(b)(2). The open meeting will resume at 5:47 p.m. in the Veteran's Room of the Memorial Hall. The executive session included

Minutes of the Independence City Commission's December 14, 2017 Meeting

Mayor Meier, Commissioner Hogsett, Commissioner Caflisch, Craig Whitehead, Kelly Passauer, Terry Lybarger, and Mike Borovetz.

Aye: Caflisch, Meier, Hogsett

Nay: None

Mayor Meier called the meeting back to order at 5:47.

Motion:

On the motion of Mayor Meier, seconded by Commissioner Hogsett, the commission moved to extend the Executive Session for 10 minutes with the open meeting to resume at 5:57.

Aye: Caflisch, Meier, Hogsett

Nay: None

Mayor Meier called the meeting back to order at 5:57.

Motion:

On the motion of Commissioner Caflisch, seconded by Commissioner Hogsett, the commission moved to extend the Executive Session for 10 minutes with the open meeting to resume at 6:07.

Aye: Caflisch, Meier, Hogsett

Nay: None

Mayor Meier called the meeting back to order at 6:07.

Adoption of the Consent Agenda

- A. Appropriations**
 - 1. A-1804**
 - 2. P-1771**
- B. Consider minutes of the November 9 and 21, 2017 City Commission meetings.**
- C. Consider 2018 City Commission meeting and City holiday schedule.**

Item C was moved to Items for Commission Action

Minutes of the Independence City Commission's December 14, 2017 Meeting

Motion:

On the motion of Commissioner Hogsett, seconded by Mayor Meier, the Commission approved the 2018 City Commission meeting and City holiday schedule.

Aye: Caflisch, Meier, Hogsett

Nay: None

D. Consider chemical bids for the water treatment plant.

Motion:

On the motion of Commissioner Hogsett, seconded by Commissioner Caflisch, the Commission approved the Consent Agenda as presented excluding Item C.

Aye: Caflisch, Meier, Hogsett

Nay: None

Presentation

A. Presentation of Lifesaving Awards to Aaron Cook and Katy Foreman.

The Commission joined Fire Chief Shawn Wallis in recognizing and presenting Lifesaving Awards to Fire/EMS staff Aaron Cook and Katy Foreman for their work in saving the life of an Independence resident.

Public Hearing

A. Public hearing to consider condemnation of a structure located at 223 W. Main Street as dangerous and unsafe.

The Mayor opened the Public Hearing. Don Cushing discussed the condition of the property and that a local realtor is working with a potential buyer for the the property. He recommended adjourning the public hearing to the January 25th meeting. After no comments from the public, the Mayor closed the Public Hearing.

Motion:

On the motion of Commissioner Hogsett, seconded by Commissioner Caflisch, the Commission adjourned the public hearing for 223 W. Main to the January 25th Commission meeting.

Aye: Caflisch, Meier, Hogsett

Nay: None

Minutes of the Independence City Commission's December 14, 2017 Meeting

Items for Commission Action

- A. Consider approving a revised design of a Park & Zoo entrance sign and installation at the northeast corner of Penn Avenue and Oak Street as submitted by FORPAZ.**

Motion:

On the motion of Commissioner Hogsett, seconded by Commissioner Caflisch, the Commission approved the revised design and installation of a Park & Zoo sign at the northeast corner of Penn Avenue and Oak Street.

Aye: Caflisch, Meier, Hogsett

Nay: None

- B. Consider the following regarding the 2017 KLINK project:**
- 1. Four change orders with Mission Construction Co. Inc.; and**
 - 2. An amendment to TranSystems' inspection contract.**

Motion:

On the motion of Mayor Meier, seconded by Commissioner Hogsett, the Commission approved the four change orders with Mission Construction Co. Inc; and the amended agreement with TranSystems as presented.

Aye: Caflisch, Meier, Hogsett

Nay: None

- C. Consider adopting the following ordinances prepared by the City Attorney:**
- 1. An ordinance adopting the 2012 Edition of the International Residential Code with amendments and deletions;**
 - 2. An ordinance adopting the 2012 Edition of the International Building Code with amendments and deletions;**
 - 3. An ordinance adopting the 2011 Edition of the National Electric Code with amendments and deletions;**
 - 4. An ordinance adopting the 2012 Edition of the Uniform Public Plumbing Code with amendments and deletions;**
 - 5. An ordinance adopting the 2012 Edition of the Uniform Swimming Pool, Spa, & Hot Tub Code;**
 - 6. An ordinance regulating the building trades;**
 - 7. An ordinance repealing City Code Sections 18-269, 18-270 and 18-271 and replacing them with new requirements pertaining to the moving of buildings;**
 - 8. An ordinance repealing City Code Sections 46-171 through 46-181 and**

Minutes of the Independence City Commission's December 14, 2017 Meeting

- replacing them with new language pertaining to claims upon property insurance proceeds for charges upon real property;
9. An ordinance adopting the 2012 Edition of the International Existing Building Code;
 10. An ordinance adopting the 2012 Edition of the Uniform Mechanical Code with amendments and deletions; and
 11. An ordinance amending and supplementing Appendix D regarding Building Permit Fees.

Motion:

On the motion of Mayor Meier, seconded by Commissioner Caflisch, the Commission adopted the ten building code ordinances with amendments to the residential code, building code, and building trades ordinances; and the ordinance amending Appendix D regarding Building Permit Fees as presented.

Aye: Caflisch, Meier, Hogsett

Nay: None

- D. Extra Item - Consider approving a settlement agreement with the Montgomery County Lateral Sewer District #2

Motion:

On the motion of Mayor Meier, seconded by Commissioner Hogsett, the Commission approved a settlement agreement with the Montgomery County Lateral Sewer District #2 and authorized the Mayor to sign the settlement agreement.

Aye: Caflisch, Meier, Hogsett

Nay: None

Motion:

On the motion of Commissioner Hogsett, seconded by Commissioner Caflisch, the Commission approved the amended agenda.

Aye: Caflisch, Meier, Hogsett

Nay: None

Reports

- A. Report on the nomination of the William Inge Boyhood Home located at 514 N. 4th Street to the National Register of Historic Places.
- B. City Board Minutes
 1. November 15, 2017 Recreation Commission

Minutes of the Independence City Commission's December 14, 2017 Meeting

Commissioner Comments

Commissioner Caflisch asked for an update on the negotiated contract on the Peter Pan extension. Craig Whitehead said he wasn't aware of any holdups and everything was moving forward.

Commissioner Caflisch also asked if there were any updates on the PEC drawings for the water treatment plant electrical upgrades. Whitehead said that a meeting was scheduled for December 20th and they were 30% done with the drawings. Commissioner Caflisch stated that it seemed that it was taking them longer than expected to get started and maybe it was time to start pressing them.

Public Concerns

There were no Public Concerns for this meeting

Executive Session

Motion:

On the motion of Mayor Meier, seconded by Commissioner Hogsett, the commission moved to recess executive session for discussion of an employee's performance pursuant to the non-elected personnel exemption, KSA75-4319(b)(1). The open meeting will resume at 7:25 p.m. in the Veteran's Room of the Memorial Hall. The executive session included Mayor Meier, Commissioner Hogsett, Commissioner Caflisch, and Craig Whitehead.

Aye: Caflisch, Meier, Hogsett

Nay: None

Mayor Meier called the meeting back to order at 7:25.

Minutes of the Independence City Commission's December 14, 2017 Meeting

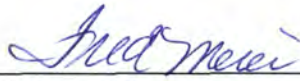
Adjournment

Motion:

On the motion of Commissioner Hogsett, seconded by Commissioner Caflisch, the Commission adjourned the meeting.

Aye: Caflisch, Meier, Hogsett

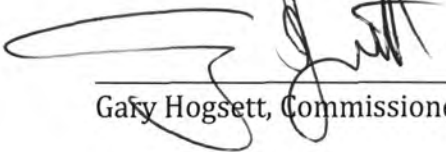
Nay: None



Fred Meier, Mayor

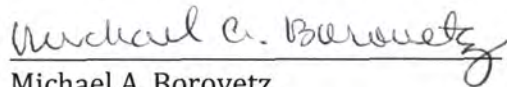


Leonhard Caflisch, Commissioner



Gary Hogsett, Commissioner

Attest:



Michael A. Borovetz
Director of Finance/City Clerk