

Minutes of the Independence City Commission's December 12, 2019 Meeting

The Independence City Commission met for a regular meeting on December 12, 2019 at 5:30 P.M. in the Veterans Room at the Memorial Hall. Mayor Louis Ysusi, Commissioner Leonhard Cafilisch, and Commissioner Gary Hogsett were present. Others present included:

City Staff

Jeff Chubb, City Attorney
Kelly Passauer, Assistant City Manager/Zoning Administrator
David Schwenker, City Clerk/City Treasurer
Lacey Lies, Director of Finance
Mike Passauer, Public Works Director
Terry Lybarger, Director of Utilities
Brian McHugh, Memorial Hall Supervisor
Shawn Wallis, Fire/EMS Chief
David Cowan, Director of Safety/ADA Coordinator
Jerry Harrison, Police Chief
Barb Beurskens, Park and Zoo Director
April Nutt, Director of Housing Authority

Visitors

Taina Copeland
Larry McHugh
Mike Conway
Alexandra Jahubowski
Callie Younger
Wendy Guiou
Blake Escott
Leslie Fox
Dean Hayse
Trisha Purdon
Dorcus Sutton
Ned Stichman
Jerry Bright
Dominick Eck

I. REGULAR SESSION

A. Call to Order

Mayor Ysusi Called the meeting to order.

B. Pledge of Allegiance to the United States of America

C. Adoption of Agenda

Motion:

On the motion of Mayor Ysusi, seconded by Commissioner Hogsett the Commission adopted the agenda with the modification that Item "C" be

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removed from the Consent Agenda and moved to Items for Commission Action.

Aye: Ysusi, Caflisch, Hogsett

Nay: None

II. CONSENT AGENDA

(*Consent* is that class of Commission action that requires no further discussion or which is routine in nature. All items on the Consent Agenda are adopted by a single motion unless removed from the Consent Agenda.)

A. Appropriations

1. A-1852
2. D-1910
3. D-1911
4. P-1824

B. Consider approving the minutes of the September 25, September 26, October 9, October 10, and October 23, 2019 City Commission Meetings.

C. Consider authorizing the 5-year CIP for the Independence Municipal Airport to be submitted to the FAA. – Remove from consent for discussion.

This item was removed from the consent agenda and moved to items for Commission action

D. Consider authorizing the Mayor to sign the Tree City USA application for certification.

E. Consider setting the date of January 23, 2020 at 5:30 PM for a public hearing to consider adoption of the Southeast, Southwest and Central Neighborhood Revitalization Plans.

Motion:

On the motion of Mayor Ysusi, seconded by Commissioner Caflisch the Commission adopted the Consent Agenda with the modification that Item "C" be removed from the Consent Agenda and moved to Items for Commission Action.

Aye: Ysusi, Caflisch, Hogsett

Nay: None

III. PUBLIC HEARING

A. Public hearing to consider condemnation of 301 Cement Street (adjourned from

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November 21, 2019).

Director Cowan asked to recess to January 23rd to conduct a title search on the property.

Motion:

On the motion of Mayor Ysusi, seconded by Commissioner Hogsett the Commission recessed the Public Hearing to January 23rd, 2020.

Aye: Ysusi, Cafilisch, Hogsett

Nay: None

IV. ITEMS FOR COMMISSION ACTION

- A. Consider authorizing the issuance of \$1,200,000 in Taxable Industrial Revenue Bonds, Series 2019 (Textron Aviation Inc.).

Dominick Eck with Gilmore & Bell, Bond Counsel to the City presented the issuance and noted that this does not count toward the debt limit of the City nor obligates the City in any way.

Commissioner Cafilisch asked if this was for equipment and facility upgrades at the Cessna plant.

Mr. Eck replied that it does.

Motion:

On the motion of Mayor Ysusi, seconded by Commissioner Cafilisch the Commission approved an ordinance authorizing the issuance of the City's Taxable Industrial Revenue Bonds Series 2019 (Textron Aviation Inc.), authorizing certain documents and actions in connection with the issuance of the Series 2019 Bonds.

Aye: Ysusi, Cafilisch, Hogsett

Nay: None

- B. Consider authorizing a Memorandum of Understanding with Independence-USD 446 recreation Commission regarding property east of the 800-900 block of North Penn Avenue and west of the 800-900 block of North Park Blvd.

Assistant City Manager Passauer reviewed the modifications to the memorandum.

Mayor Ysusi stated that the memorandum defines the property that the Recreation Commission would be responsible for maintaining and that any improvements would be approved by the Commission before the start of construction.

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Commissioner Caflisch asked if the aerial map should be referenced to identify the property.

City Attorney Chubb noted the section of the memorandum that references the map.

Commissioner Caflisch asked if the MOU states that they are responsible for ADA compliance for both existing and future development.

City Attorney Chubb stated that it does.

Motion:

On the motion of Mayor Ysusi, seconded by Commissioner Hogsett the Commission authorized the Mayor to sign the Memorandum of Understanding with the Independence Recreation Commission.

Aye: Ysusi, Caflisch, Hogsett

Nay: None

- C. Consider authorizing the 5-year CIP for the Independence Municipal Airport to be submitted to the FAA.

This item was removed from the consent agenda and moved to items for Commission action

Commissioner Caflisch asked about funding sources for the local match.

Director Lies stated that KDOT funds could be applied for to supplement the City match portion of the project. She also felt that the City's best bet for KDOT assistance would be the big runway project and that there is leftover monies from over airport projects that could fund the smaller projects.

Commissioner Caflisch noted that as the special use sales tax comes to an end the City should consider including the airport in another special use sales tax ballot question to be approved by the voters.

Director Lies noted that the Economic Development/Transportation Fund has been the primary funding source for these types of projects but, it is always an option to use sales tax funding.

Commissioner Hogsett asked if the odds were favorable in getting the Federal government to pay for these improvements.

Mike Conway stated that the chances are very good especially on the big project.

Commissioner Hogsett asked if it was harder to get funding for the terminal.

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Mr. Conway said it depends on how much funding the City is willing to put into it.

Commissioner Caflisch asked if the City funds the smaller projects and then receives funding from KDOT could the City's funding be used for the next project.

Director Lies stated that it wouldn't be in the City's best interest to ask for funding for the smaller projects. The main goal is to get funding for the big runway project and showing the State that the City is willing to fund the smaller projects would help in getting the larger project funded.

Motion:

On the motion of Mayor Ysusi, seconded by Commissioner Caflisch the Commission authorized City staff to sign the proposed CIP and submit it to the FAA.

Aye: Ysusi, Caflisch, Hogsett

Nay: None

V. DISCUSSION

- A. Consider discussing a Commission Orientation and Facility Tour scheduled for December 18, 2019.

Assistant City Manager Passauer advised Mayor Ysusi that Commissioner Caflisch would be unable to attend and since it would only be Mayor Ysusi and Commissioner-elect Hayse in attendance it would not be required to have a Special Meeting for the tour.

VI. REPORTS

- A. November 2019 Sales Tax Report.

Director Lies reviewed the report.

- B. 223 W. Main Street Update.

Director Cowan reported that the State Fire Marshall had denied Mr. Morrison's plans. Mr. Morrison is working to respond back to them and when he does get approval, he will submit all the plans to the City.

- C. Reminder of City Employee Appreciation Luncheon on December 13, 2019.

Assistant City Manager Passauer noted that Commissioner Caflisch would be filling in for the Mayor who will be out of town that day.

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D. City Board Minutes

1. October 1, 2019 Planning Commission/Board of Zoning Appeals.
2. November 20, 2019 Recreation Commission.

VII. CITY MANAGER'S COMMENTS

Assistant City Manager Passauer invited Director Beurskens to give an update on the Zoo's recent inspection.

Director Beurskens reported that they had an inspection by the USDA and there were no violations for the fourth year in a row.

Assistant City Manager Passauer invited Chief Harrison to give an update on the active shooter drill that was performed the previous day.

Chief Harrison reported that it was a collaborative effort with the Sheriff's office, Independence Fire/EMS and Labette Health. He reported that there were no injuries and he was pleased with everyone's performance.

Commissioner Hogsett asked how often this is done.

Chief Harrison reported that Director Cowan usually does this drill about twice a year. He noted that many entities around the Community are interested in this and want the drills conducted at their facility.

Commissioner Cafilisch asked if they are training these entities on how to respond to an active shooter.

Chief Harrison replied that they do.

VIII. COMMISSIONERS' COMMENTS

No comments.

IX. PUBLIC CONCERNS

None

X. EXECUTIVE SESSION

- A. For the purpose of reviewing and considering City Manager applications.

Motion:

On the motion of Mayor Ysusi, seconded by Commissioner Cafilisch the Commission moved to recess for an executive session for review and discussion of City Manager applications pursuant to the non-elected

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personnel exception (K.S.A. 75-4319(b)(1)). In attendance will be the Commission and Commissioner Elect Dean Hayse. The open meeting will resume at 6:33 P.M.

**Aye: Ysusi, Caflisch, Hogsett
Nay: None**

The meeting resumed at 6:33 P.M. No action was taken.

XI. ADJOURNMENT

Motion:

Mayor Ysusi moved to adjourn. Commissioner Hogsett seconded.

**Aye: Ysusi, Caflisch, Hogsett
Nay: None**

Louis Ysusi, Mayor

Leonhard Caflisch, Commissioner

Gary Hogsett, Commissioner

Attest:

City Clerk/Treasurer