

## **Minutes of the Independence City Commission's April 26, 2018 Meeting**

The Independence City Commission met on April 26, 2018 at 5:30pm in the Veterans Room at Memorial Hall. Commissioner Leonhard Cafilisch, Commissioner Louis Ysusi 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  
Mike Passauer, Director of Public Works  
April Nutt, Director of Independence Housing Authority  
Jerry Harrison, Police Chief  
Shawn Wallis, Fire Chief  
Barb Beurskens, Director of Park & Zoo  
Don Cushing, Building Inspector  
Ty Lupardus, Police Officer  
Hilary Cook, Police Officer  
Ike Dye, Police Officer

### **Visitors**

Larry McHugh	Shelby Demo
Amanda Williams	Tabitha Snodgrass
Anita Chappuie	Lisa Wilson
Debbie Miller	Dean Hayse
Robert Meadows	Dorcus Sutton
Jeri Hopkins	Ned Stichman
Truman Kocb	Judy Ysusi
Carolyn Torrance	Tamisha Sewell

### **Call to Order**

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

### **Pledge of Allegiance to the United States of America**

### **Adoption of Agenda**

#### **Motion:**

**On the motion of Commissioner Hogsett, seconded by Commissioner Ysusi, the Commission added an executive session and adopted the agenda.**

**Aye: Cafilisch, Ysusi, Hogsett**

**Nay: None**

Minutes of the Independence City Commission's April 26, 2018 Meeting

Appointments

1. Housing Authority - Two terms expire April 11, 2018 - One eligible for reappointment

Motion:

On the motion of Mayor Cafilisch, seconded by Commissioner Hogsett, the Commission reappointed Keli Tuschman to the Housing Authority Board.

Aye: Cafilisch, Ysusi, Hogsett

Nay: None

Motion:

On the motion of Mayor Cafilisch, seconded by Commissioner Ysusi, the Commission appointed Eddie Rodgers to the Housing Authority Board.

Aye: Cafilisch, Ysusi, Hogsett

Nay: None

2. Library Board - Two terms expire May 1, 2018 - One eligible for reappointment

Motion:

On the motion of Mayor Cafilisch, seconded by Commissioner Ysusi, the Commission reappointed Janice Shaver to the Library Board.

Aye: Cafilisch, Ysusi, Hogsett

Nay: None

Motion:

On the motion of Mayor Cafilisch, seconded by Commissioner Hogsett, the Commission appointed Michelle Anderson to the Library Board.

Aye: Cafilisch, Ysusi, Hogsett

Nay: None

Adoption of the Consent Agenda

- A. Appropriations
  1. A-1813
  2. P-1782

**Minutes of the Independence City Commission's April 26, 2018 Meeting**

- B. Consider minutes of the March 22, 2018 and April 12, 2018 City Commission Meetings.**
- C. Consider approving the sale of 1906 Bradley Court and 1900 Bradley Court.**
- D. Consider a request from Independence Main Street to block the 200 block of North Penn Avenue on August 18th at 3:30 PM until 6 PM for a Welcome Back Block Party in conjunction with ICC orientation and move in day.**
- E. Consider a request from the Chamber of Commerce to block the parking and street from the Garden House to the Shelter House from 1:30 PM to 3:30 PM for the Veterans Freedom Square dedication.**
- F. Consider a request from FORPAZ to have a Zoo Brew fundraiser at the zoo on June 1, 2018.**
- G. Consider rescheduling public hearings for June 28, 2018 at 5:30 PM to consider the following structures as dangerous and unsafe:**
  - 1. 221 S. 15th**
  - 2. 419 S. 2nd**
  - 3. 905 W. Sycamore**
- H. Consider scheduling a public hearing for June 28, 2018 at 5:30 PM to consider a garage structure located at 301 S. 4th as dangerous and unsafe.**

**This item was moved to Items for Commission Action.**

**Motion:**

**On the motion of Commissioner Ysusi, seconded by Commissioner Hogsett, the Commission approved to set the date of June 28, 2018, for a public hearing to consider condemnation of the garage structure located at 301 So. 4<sup>th</sup> St.**

**Aye: Caflich, Ysusi, Hogsett**

**Nay: None**

- I. Consider a request to use the Park Oval and approve closing the north end of Oval Street on May 20th from Noon to 4:00 p.m. for Celebrating EMS Week.**

**Minutes of the Independence City Commission's April 26, 2018 Meeting**

**Motion:**

**On the motion of Commissioner Hogsett, seconded by Commissioner Ysusi, the Commission approved the Consent Agenda except for Item H.**

**Aye: Caflich, Ysusi, Hogsett**

**Nay: None**

**Presentations**

**A. Present Meritorious Conduct Awards to Independence Police Department employees Hilary Cook and Ty Lupardus.**

**Jerry Harrison, Police Chief, and the Commissioners presented Meritorious Conduct Awards to Independence Police Department employees Hilary Cook and Ty Lupardus.**

**B. Swear in new Police Officer Ike Dye**

**Jerry Harrison, Police Chief, introduced new Independence Police Officer Ike Dye followed by Mike Borovetz, City Clerk, swearing in Officer Dye.**

**Items for Commission Action**

**A. Consider proclaiming May 6-12, 2018 as Public Service Recognition Week.**

**Motion:**

**On the motion of Commissioner Hogsett, seconded by Commissioner Ysusi, the Commission proclaimed May 6-12, 2018 as Public Service Recognition Week.**

**Aye: Caflich, Ysusi, Hogsett**

**Nay: None**

**B. Consider proclaiming May 20-26, 2018 as Emergency Medical Services Week.**

**Motion:**

**On the motion of Commissioner Ysusi, seconded by Commissioner Hogsett, the Commission proclaimed May 20<sup>th</sup> through the 26<sup>th</sup> as EMS Week in Independence in recognition of the commitment to excellence the members of the Independence Fire/EMS Department demonstrate every day.**

**Aye: Caflich, Ysusi, Hogsett**

**Nay: None**

Minutes of the Independence City Commission's April 26, 2018 Meeting

- C. Consider a request from R-Turn to approve the artwork for the North Penn railroad trestle.

**Motion:**

On the motion of Commissioner Ysusi, seconded by Commissioner Hogsett, the Commission approved a request from R-Turn to approve the artwork for the North Penn railroad trestle.

Aye: Cafilisch, Ysusi, Hogsett

Nay: None

- D. Consider a request from Eclectix Art Gallery to paint the traffic control box at Penn and Laurel.

**Motion:**

On the motion of Commissioner Hogsett, seconded by Commissioner Ysusi, the Commission moved to authorize Eclectix Art Gallery to paint the traffic control box at Penn and Laurel as long as they meet the following conditions:

1. Any proposed artwork must be preapproved by the City Manager and Main Street;
2. Ensure during or after the traffic control box is painted, that the vents are not obstructed in any way; and
3. Work with Main Street to ensure the painted traffic control box is repainted or touched up as needed.

Aye: None

Nay: Cafilisch, Ysusi, Hogsett

The motion failed and the request was not authorized.

- E. Consider bids for asphalt work.

**Motion:**

On the motion of Mayor Cafilisch, seconded by Commissioner Hogsett, the Commission authorized the resurfacing of North 5<sup>th</sup> Street from Oak Street to the County line accepting Alternate 2, and negotiating a change order to extend the paving of the parking from the south end of the designated paving project to Oak Street and remain in the \$150,000.00 budget.

Aye: Cafilisch, Ysusi, Hogsett

Nay: None

**Minutes of the Independence City Commission's April 26, 2018 Meeting**

- F. Consider authorizing the purchase of two vehicles for the Independence Police Department.**

**Motion:**

**On the motion of Commissioner Hogsett, seconded by Commissioner Ysusi, the Commission authorized the police department to purchase the used 2015 Dodge Charger from the Kansas Highway Patrol Fleet Sales and a new 2017 Ford Police Interceptor SUV from TCS Upfitting.**

**Aye: Caflich, Ysusi, Hogsett**

**Nay: None**

- G. Consider an ordinance amending City Code Section 6-4 pertaining to the consumption of alcoholic beverages on public property.**

**Motion:**

**On the motion of Mayor Caflich, seconded by Commissioner Hogsett, the Commission adopted Ordinance 4270 Sections A, B, C and E with Section D deleted and renumbering.**

**Aye: Caflich, Ysusi, Hogsett**

**Nay: None**

**Reports**

- A. 2016 Audit Compliance Status Report**

**Commissioner Comments:**

**Commissioner Hogsett commented on the City Hall project and said that only one proposal was provided and he was surprised at how high it was. Mayor Caflich said he had visited with Craig Whitehead and they were in agreement that there was no need to evaluate things that had already been identified. Commissioner Ysusi stated that it seemed like the City was getting charged again on services that had already been provided. Whitehead said this had been brought up to Treanor and a meeting had been set to discuss the proposal.**

**Hogsett also stated that he was very excited about Love Independence Day.**

**Ysusi took a moment to thank City staff for providing the Commission the information on the efficiency study from Westar.**

**Ysusi then asked about where the City was at on the Access Management Plan. Jeff Chubb said that he does not believe that KDOT is going to change the language in the agreement to address business owners' concerns regarding**

## **Minutes of the Independence City Commission's April 26, 2018 Meeting**

the change of use and access closings. Caflich noted that there are alleys on North Penn that the program could be used for and suggested that the City make a decision to sign the agreement or not and put the matter to put bed.

Caflich asked about the issue of increasing the size of the Commission and Chubb said that an ordinance would need to be adopted and then it could be put to a vote.

Caflich also asked for an update on the fire truck purchase. Whitehead said he will get a report to the Commission on the research done on the available used fire apparatus in Tulsa.

Ysusi asked for an update on the truck route for Beachner Grain. Whitehead said that Jerry Harrison will get a proposal together to bring to the Commission..

### **Public Concerns:**

There were no Public Concerns for this meeting.

### **Executive Session:**

#### **Motion:**

On the motion of Mayor Caflich, seconded by Commissioner Hogsett, the Commission recessed for an executive session for consultation with the City's Attorney regarding an ongoing legal issue pursuant to the attorney client privilege exception, KSA 75-4319 (b)(2).

The open meeting will resume at 7:45 p.m. in the Veteran's Room of Memorial Hall.

Those in attendance are the Commission, Jeff Chubb and Craig Whitehead.

Aye: Caflich, Ysusi, Hogsett

Nay: None

Mayor Caflich called the meeting back to open session at 7:45 p.m.

**Minutes of the Independence City Commission's April 26, 2018 Meeting**

**Adjournment**

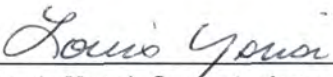
**Motion:**

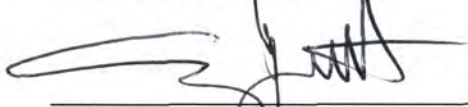
**On the motion of Mayor Caflisch, seconded by Commissioner Ysusi, the commission adjourned the meeting.**

**Aye: Caflisch, Ysusi, Hogsett**

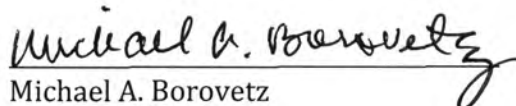
**Nay: None**

  
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Leonhard Caflisch, Mayor

  
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Louis Ysusi, Commissioner

  
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Gary Hogsett, Commissioner

Attest:

  
\_\_\_\_\_  
Michael A. Borovetz  
Director of Finance/City Clerk