

June 7, 2004
6:15 P.M.
City Hall Commission Room

The Commissioners of the City of Horton met for a regularly scheduled meeting on Monday, June 7, 2004 at 6:15 p.m. in the Commission Room at City Hall.

Mayor White opened the meeting and the prayer was given by Candy Schmitt.

Present: Mayor White, Commissioners Smith, Lentz, and K. Stirton.

Absent: Commissioner B. Stirton.

An executive session was added to the end of the agenda. The agenda was approved as amended.

Motion by Commissioner Lentz to approve the minutes of the May 7, 2004 special meeting. Seconded by Commissioner K. Stirton. All aye.

The minutes of the May 17, 2004 regular meeting were corrected as follows, (a) note that the motion made by Commissioner B. Stirton not to take the rock from Bromley Quarry failed, (b) add that the Commission advised Mr. Gorrell to contact the Enterprise Facilitator to assist in developing his business. Motion by Commissioner Lentz to approve the minutes of May 17, 2004 regular meeting as amended. Seconded by Commissioner Smith. All aye.

Motion by Commissioner Smith to approve Appropriation Ordinance #2771 (Payroll) in the amount of \$29,194.69. Seconded by Commissioner Lentz. All aye.

There was a question about the invoice for website maintenance. Some businesses are having items put on the website and the City is paying for the service. The Chamber of Commerce and the Website designer will be asked to be at the next meeting. Another question was raised concerning the paying of appointed attorneys through the court. It was mentioned that a policy for the appointments of attorneys should be developed. Motion by Commissioner Smith to approve Appropriation Ordinance #2772 (Disbursements) in the amount of \$117,314.00. Seconded by Commissioner Lentz. All aye.

Water Well Project

Mr. Funk will be at the next meeting. The City Clerk reported that the final inspection had been completed and the pumps were in good shape and the pressures were good. There are still some small items that need to be completed and a final report will be given at the next meeting along with the request for payments.

Eagle Scout Project

Marc Tinio was not present. The Mayor reported that Mr. Tinio requested to be allowed to complete the painting of the fire hydrants that was started by the elementary school. They will be painted red, white and blue.

It was noted that the sign on the west end of town needs to be redone. This sign lists the businesses and is outdated. The Commission will discuss this with the Chamber of Commerce when they attend the next meeting.

Report on Generation

Ken Fairchild was present to report that Inco had received the report from Siemens on the test results on the generator. Inco advised they contacted Baylor and they would like to have Baylor inspect the generator for damage. It was decided to have Mr. Fairchild gather information on the cost of having the inspection and repairs done by Baylor and Siemens. A special meeting will be held next week to make a decision.

Mr. Fairchild advised that the contractors on the electrical and mechanical portion of the project were requesting that the retainage be reduced. Motion by Commissioner K. Stirton to reduce the retainage from 10% to 5% and pay them what is owed. Seconded by Commissioner Smith. All aye.

Resolution for KMEA

Motion by Commissioner K. Stirton to adopt Resolution No. 0467, A RESOLUTION OF THE CITY OF HORTON, KANSAS, AUTHORIZING THE KANSAS MUNICIPAL ENERGY AGENCY TO REPRESENT THE CITY IN CONTRACTING FOR ELECTRIC POWER TO BE DELIVERED TO THE CITY. Seconded by Commissioner Smith. All aye.

Motion by Commissioner Smith to sign a letter allowing Westar Energy's transmission function to share the City's information with Suzanne Eristurk and Terrance Wilson as representatives of Westar Energy's Wholesale Merchant Function. Seconded by Commissioner K. Stirton. All aye.

Discussion of CMK

Motion by Commissioner Smith to bring the issue of purchasing CMK from Bromley Quarry off the table for discussion. Seconded by Commissioner K. Stirton. All aye. Commissioner Smith stated that if the City buys the rock it would be stored and used next year. Commissioner K. Stirton requested that he be allowed to contact Doniphan County because he had heard they wanted rock and it wasn't available. He will check with them and report back at the next meeting.

Resolution for Salary and Wage Ranges

A resolution was presented adding a sergeant position at range 12 and police officer II at range 11. Motion by Commissioner Smith to adopt Resolution No. 0467A. The motion died for lack of a second. During discussion, it was noted that when Chief Luzier presented his request he had placed the sergeant at range 13 and police officer II at range 12. The City Clerk reported that when preparing the resolution it was noticed that the sergeant position would be on the same range as the assistant chief position. She contacted Commissioner B. Stirton and he advised to put sergeant on range 12 and police officer II at range 11. Some of the Commission felt this was not what was voted on at the previous meeting and that the minutes should have reflected that the motion was to add the positions as presented. Mayor White stated that there was no one in the assistant chief position at the present time.

Motion by Commissioner Lentz to place the sergeant position on range 13 and police officer II on range 12. Seconded by Commissioner Smith. All aye.

Motion by Commissioner Smith to adopt Resolution No. 0467A as amended. Seconded by Commissioner Lentz. All aye.

Review City Administrator Applications

Five candidates were chosen to be interviewed. The City Clerk was instructed to have the League of Municipalities set up interviews on Wednesday and Thursday, June 16 and 17 at 6:30 p.m.

Review Economic Development Director Applications

Four candidates were chosen to interview. The interviews will be set up sometime after July 10 because of Commissioners having other commitments.

Review Letters of Interest for City Attorney Position

Letters were received from Kevin Hill, Joel Euler, Steven Deiter, and Leonard Buddenbaum. Motion by Commissioner Lentz to appoint Kevin Hill as the City Attorney. Seconded by Commissioner K. Stirton. All aye.

Appointments to Boards

Motion by Ron Smith to approve the appointments made by Mayor White of Dr. Billy Richardson and Adam Thornton to the Park Board, Erin Thornton to the Planning Commission and Pat Scott to the Zoning Appeals Board. Seconded by K. Stirton. All aye.

Discussion of Budget

There will be a budget workshop held at the regular meeting on July 6. The department heads will be asked to attend. The City Clerk will conduct a survey of sewer rates and mill levy rates including the value of a mill in the surrounding communities.

Report on Blue Building

It was decided to talk about the air conditioning of the blue building at the special meeting next week.

Report on Fair

Nothing new to report.

Report on Firing Range

The work has been completed and the City is waiting on the Department of Wildlife and Parks to complete the inspection. The Advisory Board has determined hours of operation. The Commission would like to have someone from the Board at the July 6 meeting to report on fees, hours of operation and procedures.

Report on Mission Lake

The City Clerk will check on the sediment report results and request a report of progress be made to the Commission before the next meeting.

Report on Metal Building

No new report.

City Staff Agenda

The subject of expanding the sewer line on E. 3rd Street and 8th Ave. E. was discussed. A resident planning to build a new home is requesting the line be brought closer to his property. The cost would be about \$3300-\$3500 and then the street would have to be repaired as well. The City Clerk will check on assessment procedures and report back to the Commission.

Another resident is building on 2nd Ave. E. and requested the City bring the sewer line closer to their property line. The current line is within 150 foot of the property as dictated by the ordinance. The consensus of the Commission is to inform the resident they will have to come to the existing line.

The matter with the resident who was requesting a refund on sewer charges was tabled until the Commission could get more information about what was spent installing the new line in the residents yard and the reseeding and cleanup of the work.

Ludeen Curless, who is wishing to donate her vacant lot to the city, asked that the cost for demolishing the structure on her property be forgiven by the city. The Commission agreed to forgive the bill.

The City Clerk reported that Donna Crawford, Governmental Assistance Services, has been paid to write a housing grant for the City and wanted to let the Commission know that if they decide to do a sewer grant instead that she would write that instead of the housing grant.

Officer Swenson had suggested that an ordinance be written requiring that all houses have the address posted in at least 3" numbers to assist emergency personnel and law enforcement. The Commission agreed this would be a good idea. The City Clerk will research and visit with the City Attorney.

Chief Luzier requested that the door at the dog pound be repaired and he had a quote of \$425 from Gene Gormley. The Commission agreed to this expense.

It was suggested that an ordinance setting a service charge for fires be adopted. Insurance companies will pay these fees if an ordinance exists. The Commission agreed to pursue such an ordinance.

Commissioner's Agenda

Commissioner Smith

Commissioner Smith reported that the Homestead Committee is looking at 12 acres that could be developed.

Commissioner B. Stirton

Not present.

Commissioner Lentz

The pool filters have been acidized and cleaned. The gauges aren't working and new ones have been ordered. Commissioner Lentz would like a thank you note sent to Lonnie Boller for all his help on the pool.

Merle Rake has a used 10-ton air conditioning unit that he would sell to the City for \$6,300. Dirk Waser will inspect the unit to see if it is in working condition and the City Clerk will get estimates on installation of ductwork for the blue building. This will be discussed at the special meeting next week.

The Commission agreed to have Bill Delzeit get current pricing on baseball lights and then the City will check with Sprint to see if they would donate any thing to the project. One citizen has donated \$5,000.

Commissioner K. Stirton

Commissioner K. Stirton reported that the cemetery looked good for Memorial Day.

Mark Compton is requesting permission to cut the curbs at his hardware store to allow access for big trucks. The Commission agreed.

Commissioner K. Stirton asked permission to check into purchasing a truck for the water department. He was instructed to check the budget and look for a used truck.

Mayor White

Mayor White inquired about the progress of the marketing study being done for HIDC. There is no report from the company yet.

Executive Session

Motion by Commissioner Smith to into executive session for 10 minutes to discuss legal issues. Seconded by Commissioner K. Stirton. All aye. Upon reconvening, Mayor White stated that no action was taken.

The meeting adjourned at 10:30 p.m.

Candy Schmitt, City Clerk

Dale A. White, Mayor