

January 15, 2007
7:15 P.M.
Commission Room

The Commissioners of the City of Horton met for a regularly scheduled meeting on Monday, January 15, 2007 at 7:15 p.m. in the City Hall Commission Room.

Mayor White called the meeting to order and the prayer was given by Candy Schmitt.

Present: Mayor White, Commissioners Krug, Madere, Luscombe and Davies.

An executive session was added to the end of the agenda. Motion by Commissioner Davies to approve the agenda as amended. Seconded by Commissioner Luscombe. All aye.

Motion by Commissioner Davies to approve the minutes of the January 3, 2007 regular commission meeting. Seconded by Commissioner Madere. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2904 (Payroll) in the amount of \$38,082.13. Seconded by Commissioner Madere. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2905 (Disbursements) \$119,429.75. All aye.

Public Hearing for KANSTEP project

Mayor White opened the public hearing at 7:22 p.m. Mr. Henry reported that the total cost of the project to renovate the Blue Building is \$516,860 with \$300,000 being paid by the CDBG funds and \$216,000 being paid by volunteerism through the citizens of Horton. The City will have to contribute \$6,587.20 in cash.

One citizen inquired about the cost of maintenance for the building and Mr. Henry advised that the cost would be approximately \$4,000 annually and could be done by current personnel. There were no further questions or comments from the public. Mayor White closed the hearing at 7:27 p.m.

Resolution 2007-01, Authority to apply for CDBG program

Motion by Commissioner Davies to adopt Resolution 2007-001, A RESOLUTION CERTIFYING LEGAL AUTHORITY TO APPLY FOR THE KANSAS SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FROM THE KANSAS DEPARTMENT OF COMMERCE AND AUTHORIZING THE MAYOR TO SIGN AND SUBMIT SUCH AN APPLICATION. Seconded by Commissioner Krug. All aye.

Resolution 2007-002, Assuring KDOC of fund availability for maintenance of Horton Community Center

Motion by Commissioner Madere to adopt Resolution 2007-002, A RESOLUTION ASSURING THE KANSAS DEPARTMENT OF COMMERCE THAT FUNDS WILL BE CONTINUALLY PROVIDED FOR THE OPERATION AND MAINTENANCE OF IMPROVEMENTS TO BE FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS. Seconded by Commissioner Davies. All aye.

City Administrator's Agenda

- a. KRWA response to request for help on line loss study. Greg Duryea sent a response concerning the request for assistance on a line loss study in the water department. He suggested that the City meter usage everywhere possible and he listed several steps for the water department to take before the KRWA could step in and assist. Mr. Henry reported that the water department staff is working on the recommended steps.
- b. Real Time Metering. Mr. Henry reported that at the current time there are 2 competing power pools and they are the KPP and KMEA. Mr. Henry will be writing an RFP to test the CT & PT and will be working with Westar. On January 26th Mr. Henry and Jim Martin will view the Landys & Gyr software in Kansas City. KPP is using ION metering and KMEA is using Landys & Gyr.
- c. Electricity Operating Agreements & KPP Meeting. Mr. Henry will be attending a conference in Wichita on January 16-18.
- d. Conceal & Carry Notice & Ordinance Request. Concealed firearms are prohibited in City Hall except for the Police Department personnel. Mr. Henry requested that an ordinance be written to prohibit the public from bringing concealed weapons on City property. The Commission directed the City Administrator and the City Attorney to draft an ordinance for review. This should include the City Hall, Fairgrounds, Baseball Fields and Airport.
- e. Mission Lake Project Update. Mr. Henry met with Hakim Saadi on the MPSTLP program. Several entities will be involved in the project. This will include the Kansas Water Office, Kansas Biological Survey, KDHE, City of Horton and the Kansas State Conservation Commission. Dr. Denoyles will be in Horton next week to start gathering data. Mr. Henry stated that the City needs to schedule public forums to inform the public of the short term negative impacts. The consensus of the Commission is to proceed with the preliminary engineering report from an independent engineer after the bathymetric study is completed. It will take 30 days to issue bonds and it was decided to wait at this time until the bids for the project are received unless the interest rate changes drastically.
- f. Upcoming Calendar. Mr. Henry will be gone on the following dates: January 26—Household Hazardous Waste Program and KMEA meeting. February 2—in the afternoon. January 22—Present resolutions to Brown

County Commission. Hammersmith's project will begin the last week in February or first week in March.

Commissioner's Agenda

Commissioner Krug

No report.

Commissioner Madere

Commissioner Madere commended the street crews for the snow removal.

Commissioner Davies

Commissioner Davies reported that he talked with YMCA in Atchison and they are interested in putting a branch in Horton.

Commissioner Luscombe

Commissioner Luscombe stated that the streets were cleared well and the crews did a good job.

Mayor Dale White

Mayor White reported that the Manor issue is proceeding with talks with the local banks. They are close to hiring a permanent administrator.

The trip to Washington with the Kickapoo Tribe went well and was very positive. Items discussed were water and health care.

Executive Session

Motion by Commissioner Madere to go into executive session for 10 minutes to discuss attorney/client privilege to include the Commission, City Administrator, and City Attorney. Seconded by Commissioner Krug. All aye. Upon reconvening, Mayor White stated that the Commission had received a request from a former employee to review their situation. The Commission found no basis for a grievance and directed the City Attorney to write a letter to the employee to be signed by the Mayor.

The Commission took a 5 minute break.

Motion by Commissioner Madere to go into executive session for 30 minutes to discuss personnel to include the Commission and the City Attorney. Seconded by Commissioner Luscombe. All aye. Motion by Commissioner Davies to go back into the executive session for 15 minutes to discuss personnel to include the Commission and the City

Attorney. Seconded by Commissioner Madere. All aye. Motion by Commissioner Davies to go back into executive session for 28 minutes to discuss personnel to include the Commission and City Attorney. Seconded by Commissioner Luscombe. All aye. Motion by Commissioner Krug to go back into executive session for 15 minutes to discuss personnel to include the Commission and the City Attorney. Seconded by Commissioner Davies. All aye. No action taken.

Motion by Commissioner Madere to go into executive session for 15 minutes to discuss personnel to include the Commission, City Attorney and Levi Henry. Seconded by Commissioner Krug. All aye. Motion by Commissioner Davies to go back into executive session for 15 minutes to discuss personnel to include the Commission, City Attorney and Levi Henry. Seconded by Commissioner Madere. All aye. Upon reconvening, Motion by Davies to give Mr. Henry a 4% COLA to be retroactive to January 1, 2007. Seconded by Commissioner Madere. All aye.

Motion by Commissioner Krug to give Mr. Henry a grant management fee of \$5,700 for the KANSTEP grant administration. The amount to be prorated over the next 9 months. Seconded by Commissioner Luscombe. All aye.

Motion by Commissioner Madere to adjourn at 11:22 p.m. Seconded by Commissioner Luscombe. All aye.

Candy Schmitt, City Clerk

Dale A. White, Mayor