

December 3, 2007  
6:15 P.M.  
Commission Room

The Commissioners of the City of Horton met for a regularly scheduled meeting on Monday, December 3, 2007 at 6:15 p.m. in the City Hall Commission Room.

Mayor Lentz called the meeting to order and the prayer was given by Pastor Richard Crooks of the First Baptist Church. Pastor Crooks thanked the City for all its help during the annual Luminaries.

Present: Mayor Lentz, Commissioners Krug, Forkenbrock, Luscombe and Davies.

Motion by Commissioner Davies to approve the agenda. Seconded by Commissioner Luscombe. All aye.

Motion by Commissioner Davies to approve the minutes of the November 19, 2007 regular Commission meeting. Seconded by Commissioner Forkenbrock. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2949 (Payroll) \$32,346.49. Seconded by Commissioner Forkenbrock. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2950 (Disbursements) \$29,196.30. Seconded by Commissioner Forkenbrock. All aye.

### **Discussion of 6<sup>th</sup> Full Time Police Officer Position**

The Commission discussed the hiring of a 6<sup>th</sup> full time officer. There was some confusion over whether or not the funds were included in the budget for the position. Mr. Henry answered to a statement made at the last meeting that he had lied about the budget. He reiterated that the position was not budgeted in 2007 but was in the 2008 budget. Commissioner Forkenbrock apologized for the comment about lying. Mayor Lentz stated that the Commission was not notified of the hiring of a part time officer. Commissioner Krug stated that if a 6<sup>th</sup> full time officer is hired the City needs to look at the "D" shifts and Overtime hours.

Motion by Commissioner Forkenbrock to change the part time officer's status to full time beginning January 1, 2008. Seconded by Commissioner Krug. All aye.

### **Police Reserve Program**

Several changes need to be made to the by-laws for the Police Reserve Program. Some of the changes include making sure the meetings follow the open meetings act, defining a quorum, including a sexual harassment policy. Mr. Henry is checking on the carrying of firearms by reserves. The Commission asked that the changes be made and wait to hear from the

insurance carrier concerning the carrying of firearms. The Commission would like a cost for uniforms and accessories per officer at the next meeting as well as a suggested minimum and maximum number of members.

The City Commission still has some questions they feel have not been answered or clarified. The City Clerk was directed to put all the information on costs comparisons for maintenance in a chart format for easier viewing. Also a clarification on the County Commission's feelings on waiting until after the dredging project has been completed to work on the road. A vote on the agreement was postponed until this information could be obtained.

### **Discussion of Request from Rainbow Telecommunications to Place an Antennae on the Water Tower**

Representatives could not attend and will be at the next meeting. The City currently has a contract with USC to market the placement of antennae on the water tower. In order to cancel the contract the City will need to send a 180 day notice.

Motion by Commissioner Davies to cancel the contract with USC by sending the 180 day notice. Seconded by Commissioner Krug. All aye.

### **Request to hold Blue Rock Shoot at Mission Lake Campground on December 8**

Kevin Linck, representing the Christian Campground, appeared to request permission to hold a blue rock shoot event at the campground by a church group. The City Ordinances prohibit the possession of firearms on city owned property. The Commission would have to amend the ordinance and there would not be time before the meet would be held. The group would also have to have event insurance. Mr. Henry also stated that he would want the ammunition to be steel shot and not lead.

**The Commission took a 5 minute recess.**

### **Discussion of sign at Soccer Fields—Staff recommends this go to Parks and Recreation Board**

Mary Pickerill noticed a sign frame by the soccer field and the sign had been removed. She made several suggestions for a sign to be placed there. Commissioner Davies informed her that the Soccer Association had a sign at that location and the Senior Class had removed it to re-paint the sign and now it is unknown if there will be a soccer association in the future. It was also noted that the sign about the soldiers needs to be touched up.

### **Discussion of Interlocal Agreement for Yates Avenue**

The Commission discussed the offer from Brown County Commissioners to chip and seal Yates Avenue. There was concern about the width of the road. The Commission would prefer the road be 20' wide instead of 14'. Some of the Commission had received mostly

negative comments from the citizens of Horton. The proposed interlocal agreement failed for lack of a motion.

### **Report on KAN STEP Project**

An oral report from Terracon was received and they recommend that when repairing the piers the city over excavate by 2 feet. The written report should be in by the beginning of next week. The Commission is concerned that the written report has not been received yet. The Commission directed that the City Attorney contact Steve Pretsch from Terracon and advise him that the City is not pleased and would like to have their report. Mr. Henry will meet with the core committee and the representative from KRWA to develop a construction calendar.

### **Report on Central Avenue Project**

Mr. Henry advised the Commission that the inspector was not correct when he stated to the Mayor that he was not to inspect the concrete. Mr. Henry has a list of the testing protocol which includes testing the concrete material. Mr. Henry found one of the risers on the storm sewer was too high and an 18" section was cut out and lowered.

### **Report on Mission Lake Dredging Project**

The easements have been received from the City Attorney and Mr. Henry will begin getting the surveys done on the Confined Disposal Facilities. Mr. Henry is finishing the RFQ for the engineering services.

The contract with George K. Baum is ready for signatures.

Mr. Henry will be taking a trip to Iowa with gentlemen from the SCC on December 19.

### **Discussion of Beginning Process to Build a New Swimming Pool**

Mr. Henry met with the Parks and Recreation Board concerning creating a committee for a new swimming pool. A possible source for funding the project could be a \$.01 sales tax increase. Some recommended members would be Sandy Paden, Virginia Radford, Candy Schmitt, Levi Henry, and Commissioner Davies. City Attorney Hill recommended that the City consider a public building commission for financing the project.

Motion by Commissioner Forkenbrock to authorize the Parks and Recreation Board to spend \$3,000 to \$5,000 for a consultant on a preliminary engineering report for the swimming pool. Seconded by Commissioner Krug. All aye.

### **Report on Sidewalk at 17<sup>th</sup> and Central**

Commissioner Davies had inquired at an earlier meeting about the repair done on the sidewalk at 17<sup>th</sup> and Central. Mr. Henry advised it was a mistake by a former employee and can be fixed easily.

### **City Administrator's Agenda**

The pumps at the Waste Water Treatment plant are completed. The cost of a winch in the amount of \$2,000 was deducted from the payment made to Savannah Machine. The pumps are running properly.

Mr. Henry would like to purchase 3 new pumps for the ADUs at a cost of \$8,600 each to be paid out of the project fund.

### **Commissioner's Agenda**

#### **Commissioner Krug**

Commissioner Krug stated that the old tree dump located at the west end of 11<sup>th</sup> Street needs to be sold by sealed bid or auction. Mr. Henry will get a list of all properties owned by the City for the next meeting so it can be determined if the City would want to sell any of them.

#### **Commissioner Forkenbrock**

Commissioner Forkenbrock stated that the trees on the corners need to be trimmed back for traffic and the Police Department needs to check cars that are parked to close to the intersections because of visibility issues.

#### **Commissioner Davies**

Commissioner Davies reported that the trees that a plan has been developed for the trees that are being donated for the cemetery. The Park Board has approved the plan and the Commission agreed to the plan as well.

The YMCA has stated that the yearly expense to have a facility in Horton would be approximately \$78,000 and the planned revenue would be \$79,000 per year. Commissioner Davies should have a plan at the next meeting.

K-State is willing to give trees to plant at the Lake.

#### **Commissioner Luscombe**

Commissioner Davies thanked Levi for a good job. He also expressed that he feels the City needs a Superintendent of Utilities.

#### **Mayor Tim Lentz**

Mayor Lentz received a request from Carol Barton to get an adjustment on her sewer bill because she had a water leak on her side of the meter. The Commission would like to see the amounts of her bills at the next meeting. A form needs to be put together for individuals to fill out when these kind of issues arise.

Motion by Commissioner Forkenbrock to go into executive session at 10:13 pm for 10 minutes to discuss personnel, to include the Commission and the City Attorney. Seconded by Commissioner Davies. All aye. Motion by Commissioner Forkenbrock to extend the executive session at 10:24 pm for 10 minutes to discuss personnel, to include the Commission and City Attorney. Seconded by Commissioner Davies. All aye. The Commission reconvened at 10:34 pm and no action was taken in executive session.

Motion by Commissioner Davies to give Mayor Lentz support to sign a document in support of the new hospital. Seconded by Commissioner Krug. All aye.

Motion by Commissioner Davies to adjourn at 10:38 pm. Seconded by Commissioner Forkenbrock. All aye.

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Candy Schmitt, City Clerk

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Tim Lentz, Mayor