

January 4, 2010
5:15 P.M.
Commission Room

The Commissioners of the City of Horton met for regular meeting on Monday, January 4, 2010 at 5:15 p.m. in the City Hall Commission Room.

Mayor Lentz called the meeting to order and the prayer was given by Candy Schmitt, City Clerk.

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

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

The minutes of the previous meeting were corrected to read Commissioner Edwards instead of Commissioner Wade. Motion by Commissioner Forkenbrock to approve the minutes of the December 22, 2009 regular meeting as amended. Seconded by Commissioner Edwards. All aye.

Motion by Commissioner Forkenbrock to approve appropriation ordinance #3060 (Payroll) in the amount of \$35,025.59. Seconded by Commissioner Edwards. All aye.

Commissioner Forkenbrock inquired about the purchase of stop sticks in the police department and wanted to know who approved the purchase. Mr. Whisenant advised he approved the purchase after he was told that the department had received training on the stop sticks currently in service. Motion by Commissioner Forkenbrock to approve appropriation ordinance #3061 (Disbursements) in the amount of \$50,048.87. Seconded by Commissioner Davies. All aye.

Motion by Commissioner Forkenbrock to approve appropriation ordinance #3062 (Disbursements) in the amount of \$40,261.35. Seconded by Commissioner Edwards. All aye.

Public Comments

Mr. Rice was present to give some history of the National Guard Armory to the City Attorney. He also had a copy of the letter he sent to Representatives Lukert and Henry and to Senator Pyle. He asked if the City had passed a resolution on saving the armory and Mr. Hill advised that Dean Tollefson had not given him any history information as promised. Mr. Hill will use the history given to him tonight to write the resolution and the Commission will have a special meeting on January 6 at 1:00 p.m. to consider the resolution.

Representative Lukert was present and advised that he had called the Governor and was told that the decision was irreversible and that the memorials can stay in Horton. The building reverts back to the city. The city could maintain the services such as head start, school use of the building, etc. if they desire. The State government is looking to cut expenses and this is one of those cuts. Commissioner Davies commented that the state should tell how they made the selections for the closings and why Northeast Kansas was hit so hard.

Recommendation of Planning Commission for Rezoning Property at 1701 Central Avenue

Commissioner Davies reported that he went to the property with the Code Enforcement Officer and all of his questions were answered satisfactorily. Commissioner Krug stated that he felt the Commission should listen to the Boards that have been appointed. Motion by Commissioner

Davies to adopt Ordinance 1104, AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF HORTON, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING REGULATIONS OF THE CITY OF HORTON, KANSAS. Seconded by Commissioner Edwards. All aye.

Public Hearing on the De-annexation of Property

Mayor Lentz opened the public hearing on de-annexation. City Attorney, Kevin Hill, explained the process. There was no public comment. The hearing was closed at 5:45 p.m.

Motion by Commissioner Forkenbrock to adopt Ordinance 1105, AN ORDINANCE RELATING TO THE DE-ANNEXATION OF REAL PROPERTY LOCATED IN SECTION 36, TOWNSHIP 4, RANGE 16 IN BROWN COUNTY, KANSAS. Seconded by Commissioner Davies. All aye.

Discuss Needs on Water System for USDA/RD Application

The Commission discussed some of the options they wanted to look at to add to the application for grant funds for the Mission Lake Dredging Project. Those items included the dam and spillway repair, water plant modifications, water distribution lines, water tower, sewer plant and distribution system, and land use in the parks and recreation area.

Pat Cox, BG Consultants, advised the Commission that the sewer plant project would be suited to a CDBG grant and for state revolving loan funds or a separate USDA/RD loan/grant. It would be for a 20 year loan and would require a KIAC meeting with the Department of Commerce, State Water Office and KDHE.

The Commission requested that the City check with Hakim Saadi about whether or not there are requirements on the dredging project for the amount of water to be used from Mission Lake.

It was decided to have a special meeting on January 14, 2010 at 3:00 p.m.

Discussion of Water Rates

Mr. Whisenant reported that it is time to start working on refunding the temporary notes in the amount of \$995,000.

There was discussion of the rate structure of the water usage. The Commission would like to see a list of large users. The City Clerk will gather the information and provide it for the next meeting. It was reiterated that the utility rate structures should all be reviewed on an annual basis.

Discussion of Plan for Lake Habitat Renovation (removal of fish, restocking, fishing piers and boat ramp, etc.)

It was noted that the large rocks from the CDF site could be used as a base for the planned fishing piers at Mission Lake. There was a question as to the placement of the fishing piers and the new boat ramp that is planned with KDWP grant funds. The Park and Recreation Board will discuss

at their next meeting where these should be located. Kurt Tjemeland, KDWP, will be asked to meet with the Park and Recreation Board at a later date.

Resolution on National Guard Armory

A resolution will be prepared by Mr. Hill and sent to the City Clerk by Wednesday's special meeting. Representative Lukert said he would deliver the resolution to the Governor and Adjutant General.

On Site Coordinator for Blue Building

Mr. Whisenant proposed the need for someone to coordinate the KANSTEP project and suggested some form of payment for these services. Larry Pottroff is considering performing this task. Mayor Lentz will discuss the cost with Mr. Pottroff.

Blue Building—Power Assist Door Location

Mr. Whisenant has been talking with Larry Pottroff, Karl Gaskell and Todd Stallbaumer about the installation of the handicap power assist door for the blue building. He will talk to the vendor about options for being able to use the south doors.

Approval of Purchase of Transformers for the Blue Building

Larger transformers are required for the Blue Building due to the size of equipment being installed. A purchase request for three 75KVA transformers in the amount of \$5,235 from Wesco was presented to the Commission for approval. Motion by Commissioner Davies to approve the purchase. Seconded by Commissioner Forkenbrock. All aye.

Resolution for Demolition of Unsafe or Dangerous Structures

Motion by Commissioner Forkenbrock to adopt Resolution 2010-001, A RESOLUTION FINDING THAT CERTAIN STRUCTURES LOCATED WITHIN THE CITY OF HORTON, KANSAS, ARE UNSAFE OR DANGEROUS AND DIRECTING THE STRUCTURES TO BE REPAIRED OR REMOVED AND THE PREMISES MADE SAFE AND SECURE. Seconded by Commissioner Davies. All aye.

Staff Report

Mr. West reported that the crews have been spending most of their time in snow removal. The bucket truck repairs have been made and it will be picked up on Wednesday. Five employees will be in training on January 5. The check valve at the Willis pump house froze and broke. The City of Willis will make the repairs.

City Administrator's Agenda

Mr. Whisenant reported that the community kitchen will be placed in Horton according to Gary Satter of Glacial Hills RC&D. It will be housed in the previous Francisco Clinic which was donated to Glacial Hills.

Mr. Whisenant checked with the KDOT to see if there is a bidding requirement on projects over \$20,000 and they advised there was no requirement.

The Commission reviewed the list of surplus items to be sold and decided not to sell the benches because they could be reconditioned for the parks, the flag pole goes back to the Blue Building when completed. There was a question about the curbing forms since they were practically new. Mr. West advised they don't use them anymore. An ad will be placed in the paper for sealed bids on the rest of the items.

Commissioner's Agenda

Commissioner Krug

No report.

Commissioner Forkenbrock

Commissioner Forkenbrock asked about the dog run. Mr. West reported the City only had about 50' of light weight chain link fence. Laura Cowart left a cost estimate for the Commission to consider. The City staff will review and report back to the Commission.

Commissioner Edwards

No report.

Commissioner Davies

No report

Mayor Lentz

No report.

Executive Session to Discuss Possible Land Acquisition

Motion by Commissioner Davies to go into executive session to discuss possible land acquisition for 10 minutes to include the Commission, City Attorney, City Administrator and the City Clerk. Seconded by Commissioner Forkenbrock. All aye. No action was taken in executive session.

Motion by Commissioner Davies to adjourn at 7:30 p.m. Seconded by Commissioner Edwards. All aye.

Candy Schmitt, City Clerk

Tim Lentz, Mayor