

May 20, 2019  
5:15 P.M.  
City Hall

The Commissioners of the City of Horton met for a regular meeting on Monday, May 20, 2019 at 5:15 p.m. at City Hall.

Mayor Stirton called the meeting to order and the prayer was led by John Calhoon. The Pledge of Allegiance was recited by all.

Present: Mayor Bryan Stirton, Commissioners Wade Edwards, Rex West, Bobby Bacon, and Ken Krug. City Attorney Kevin Hill and City Administrator John Calhoon were also present.

Motion by Commissioner West to adopt the agenda. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner Edwards to approve the minutes from the May 6, 2019 regular meeting after requesting a revision to the minutes. Seconded by Commissioner Krug. All aye.

Motion by Commissioner Edwards to approve Appropriation Ordinance #3558 (Payroll) for the amount of \$35,357.56. Seconded by Commissioner Krug. All aye.

Motion by Commissioner Edwards to approve Appropriation Ordinance #3559 (Disbursements) for the amount of \$241,791.86. Seconded by Commissioner Krug. All aye.

#### **Public Comments**

None.

#### **Request to be placed on Agenda**

Connie Werner shared that the Big Kansas Road Trip will be in Brown, Doniphan, and Nemaha counties on May 7<sup>th</sup> – 10<sup>th</sup> 2020. The planning is in the infant stages right now, but every city will promote their own county by coming up with ideas to endorse restaurants, attractions, and events. Connie will keep the Commission updated as things progress.

#### **Request to be placed on Agenda**

Casey Bratton would like to purchase the lot north of the water tower all the way to the alley. Bratton has been maintaining the property. The Commission tasked Bratton with going to the county to get a legal description of the property, make sure there are no back taxes owed, and get an aerial of the property. Commissioner West also recommended that the administrator get with the water tower company to make sure they don't use the land.

#### **Consider Approval of Zoning Change Request**

Kevin Hill stated that the rezoning of 1400 5<sup>th</sup> Avenue West would have to be adopted via Ordinance, and that he could prepare for the first reading at the next Commission meeting. Motion by Edwards to accept the recommendation of the Planning Commission to approve the zoning change. Seconded by Commissioner West. All aye.

#### **Revisit Consideration for Approval of APPA Annual Fee**

Edwards finds the proposal is minimally beneficial to the city and not worth the monthly fee. Motion by Commissioner Edwards to decline the proposal from KMEA regarding joining APPA. Seconded by Commissioner West. All aye.

KMEA proposed that all the EMP cities join APPA (American Public Power Association) through KMEA. The city's yearly fee would be \$1,014.19. KMEA would pay the membership and then pass it through on the city's EMP bill.

#### **Consider Approval of Dock Requests**

Motion by Commissioner Bacon to approve the three dock installation requests that were presented to the Park Board and allow them to sign the Boat Dock Agreement. Seconded by Commissioner West. All aye. The dock requests were submitted by Jeremy Becker, Jerry & Loretta Fitzgerald, and Cary Stone.

#### **Sale of Surplus Property on Purple Wave**

Calhoon would like to place big ticket items such as vehicles, scrap iron, and asset forfeiture items for sale on Purple Wave. Krug mentioned giving the bikes away to local kids in town.

Motion by Commissioner Krug authorizing the sale of asset forfeiture and surplus property with Purple Wave. Seconded by Commissioner West. All aye.

Calhoon will provide a list of items for sale to the Commissioners.

#### **Follow-up Discussion on Razo Property**

##### **10 Minute Executive Session to Discuss Attorney-Client Privilege**

Motion by Commissioner West to go into a 10 minute executive session to discuss attorney client privilege to include Mayor Stirton, Commissioners Edwards, Krug, West, and Bacon, John Calhoon, Kim Knudson, and Kevin Hill. Seconded by Commissioner Edwards. All aye.

After executive session, Motion by Commissioner Edwards for the city attorney to draft a Resolution for abatement of the property referred to as The Razo Property. Seconded by Commissioner West. All aye.

#### **City Administrator/Chief of Police Calhoon**

Motion by Commissioner Edwards to appoint Lynn Marie Allen to the library board per the recommendation of the library board and Mayor Stirton. Seconded by Commissioner Bacon. All aye. Lynn will replace Kristin Fassnacht.

Calhoon thanked Bobby Bacon and his wife for dedicating their time to paint the dugouts at the ballfields.

Chasity Sinclair, one of the fulltime dispatchers submitted her resignation effective 06/05/2019.

Jim Martin announced his retirement effective 06/14/2019.

Calhoon stated that Randy Mayfield, current Public Works Supervisor is very limited in being able to do what he needs to help with as far as motivating his team and getting things done. Calhoon feels that it takes time away from him performing his Administrator duties since he is spending a lot of time in the field going back over what was asked of the team to do. Calhoon suggested that the city post for a Street/Public Works Supervisor in hopes of getting more productivity.

Motion by Commissioner West to allow Brad Farr to hay the open field located to the east of Mission Village and borders Hwy 73 for this year. Seconded by Commissioner Bacon. All aye.

Chuck Oswald proposed that the city limit sign on the west entrance of town be moved to the city limits. After discussion the Commission decided to leave it where it is at because there is not a better place to place it.

**Mayor Stirton**

Lanter SPS LLC has looked at doing repairs on the roof at Mission Village. Lanter SPS LLC is asking to make a claim with the insurance provider for Mission Village, or plan B would be for them to bid the repairs on the roof. West wants to make sure that the roof is even covered under the insurance policy.

The Commission recommended that Mission Village contact their insurance provider for a copy of the policy and provide it to the city and see if the roof is covered.

Dr. Richard Brown made an announcement to the news that the clinic is tentatively set to open on July 1st and the hospital itself in August.

**Commissioner Bacon**

Bacon gave updates about the progress and current conditions of the dugouts at the ballfields that he and his wife have been painting.

Bacon asked the Commission that since he is down to one vehicle in his household, if he could use the city admin vehicle to do his rounds around the city. The Commission was not in favor.

**Commissioner West**

West asked if the core drilling has been done at Hwy 73 near 18<sup>th</sup> Street. Calhoon said that Terracon should get to it by the end of the month.

West would like to see the replacement of corner electric poles in town be considered during the 2020 budget prep.

West is concerned by the lack of preparation for chip seal that is coming up in June.

**Commissioner Edwards**

Edwards inquired about the Park Board being established in the 70's as a Recreation Commission that morphed into an advisory board. His concern is that if the public vote established the board, what was the authority to change it? He feels the Commission should be doing what the public wanted them to do. Motion by Commissioner Edwards to authorize the city attorney to review the issue regarding the Park Board as it standing as a Recreation Commission or as an Advisory Board. Seconded by Commissioner Bacon. All aye.

**Commissioner Krug**

It was the general consensus to allow Kim Knudson to perform limited duties pertaining to Mission Village during work hours since she is on the Board of Directors.

Krug recommended that the city provide Glen Obbards and Matt Howell packet information for the upcoming Commission meetings since they have their names in the hat for the upcoming election.

Motion by Commissioner Edwards to adjourn at 7:23 p.m. Seconded by Commissioner West. All aye.

---

Kim Knudson, City Clerk

---

Bryan Stirton, Mayor