

June 3, 2019  
5:15 P.M.  
City Hall

The Commissioners of the City of Horton met for a regular meeting on Monday, June 3, 2019 at 5:15 p.m. at City Hall.

Mayor Stirton called the meeting to order and the prayer was led by Theola Carter. 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 Calhoun were also present.

Motion by Commissioner West to adopt the agenda after adding a 10 minute executive session to discuss attorney client privilege. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner West to approve the minutes from the May 20, 2019 regular meeting after requesting a revision to the minutes. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner West to approve the minutes from the May 28, 2019 special meeting after requesting a revision to the minutes. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner West to approve Appropriation Ordinance #3560 (Payroll) for the amount of \$35,036.65. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner West to approve Appropriation Ordinance #3561 (Disbursements) for the amount of \$45,773.41. Seconded by Commissioner Bacon. All aye.

#### **Public Comments**

John Broberg was present to update the Commission on the Hiawatha Community Hospital. Broberg provided the Commission with a copy of the Hospital Leadership Report and said that the board decided to reinstate the 2% for employee salaries that was cut back in January 2019.

#### **Consider Approval of Ordinance No. 1180 (Rezoning of 1400 5th Ave. West)**

Motion by Commissioner Edwards to adopt Ordinance No. 1180, AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF CERTAIN LAND LOCATED IN THE CITY OF HORTON, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING REGULATIONS OF THE CITY OF HORTON, KANSAS. Seconded by Commissioner West. All aye. 1400 5<sup>th</sup> Avenue West was rezoned from a C-1 to an I-2 district.

#### **Consider Approval of Revised Resolution No. 2019-004**

Motion by Commissioner Edwards to approve revised Resolution No. 2019-004, A RESOLUTION AUTHORIZING THE PUBLIC OFFICER OR AGENTS OF THE CITY OF HORTON, KANSAS TO ABATE CONDITIONS OF THE FOLLOWING DESCRIBED PROPERTIES THAT ARE INJURIOUS TO THE HEALTH, SAFETY OR GENERAL WELFARE OF THE COMMUNITY OR DETRIMENTAL TO ADJOINING PROPERTIES, THE NEIGHBORHOOD OR THE CITY BY REPAIRING, DEMOLISHING OR REMOVING THE SAME AFTER THE PASSAGE OF 30 DAYS FROM THE DATE THIS RESOLUTION IS PASSED; FIXING THE TIME AND PLACE AND PROVIDING FOR NOTICE OF HEARING BEFORE THE GOVERNING BODY OF THE CITY OF HORTON, KANSAS, AT WHICH TIME THE OWNER, HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS OR OTHERS WITH CHARGE, CARE, CONTROL OR RESPONSIBILITY FOR MAINTENANCE OF THE PREMISES, REGARDLESS OF STATUS AS OWNER, RENTER, TENANT OR LESSEE, WHETHER OR NOT IN POSSESSION OF THE FOLLOWING DESCRIBED

REAL ESTATE MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURES AND CONDITIONS SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED, DEMOLISHED OR REMOVED OR MADE SAFE AS TO THE SAID DANGEROUS STRUCTURES OR DANGEROUS CONDITIONS. Seconded by Commissioner West. All aye. The hearing date was revised to July 15<sup>th</sup>, which is 30 days from the last publication.

#### **Revisit Discussion about Recreation Commission/Advisory Board**

Kevin Hill recommended that the Commission review state statutes that he provided prior to the next meeting, and then they can decide on whether the Park Board will act independently or in the control of the Commission. Motion by Commissioner Edwards to table the discussion until the next meeting on June 17<sup>th</sup>. Seconded by Commissioner Bacon. All aye.

#### **Discuss Potential Agreement with Certified Operator for Wastewater Treatment Facility**

Due to the upcoming retirement of Jim Martin, John provided clarification on the wastewater operator certifications. The city needs to either contract or hire someone who has an Operator II license as required by the state. The city does not qualify for an operator in training. Lonnie Boller has offered to operate under his Operator II license for \$150.00 a month. He would oversee the operations, get readings, submit monthly financial reports regarding water samples, etc.

Motion by Commissioner Edwards to accept the offer from Lonnie Boller to oversee the wastewater treatment facility for \$150.00 a month pending the cities operator successfully completing the Operator II test. Seconded by Commissioner Krug. All aye.

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

Sam Johnson solicited proposals from two geotechnical engineers for the exploration and engineering needed to complete the foundation design for the structures that are part of the Phase III sewer project. He received proposals from Terracon Consultants and GSI Engineering. Based on the requested timeline for the project, Terracon's experience in the City of Horton and along the Little Delaware River, and BG's experience with Terracon's report delivery, Sam recommends signing and returning the proposal from Terracon as quickly as possible to reserve a spot on their field work schedule.

Mark Tollefson complimented the mowing at the cemetery over Memorial Day weekend. He said it looked as good as it ever has.

Calhoon complimented the city mowing crews on their hard work so far this season.

Mellissa Morse was hired as the new fulltime dispatcher. Mellissa started with the city on Friday, May 31<sup>st</sup> and brings a lot of dispatch experience with her. There are still part-time dispatch positions open that the city is trying to fill.

#### **Mayor Stirton**

Casey Bratton was present to discuss the purchase of the lot north of the water tower all the way to the alley. Kevin Hill requested that he get a copy of the deed from the county appraiser's office so he can proceed with the legal paperwork.

Motion by Commissioner West to allow the administrator to proceed with what needs to be done once the deed is received by the city. Seconded by Commissioner Bacon. All aye.

**Commissioner Bacon**

Commissioner Bacon hopes to wrap up the painting of the dugouts at the ballfields by the end of next week. The continuous rain has slowed down the process.

**Commissioner West**

No report.

**Commissioner Edwards**

No report.

**Commissioner Krug**

Commissioner Krug was approached by a citizen who voiced concern over the library director not allowing the summer lunch program this year.

Motion by Commissioner Edwards 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 Bacon. All aye. After executive session no action taken. Information only.

Motion by Commissioner Edwards to adjourn at 6:29 p.m. Seconded by Commissioner West. All aye.

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Kim Knudson, City Clerk

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Bryan Stirton, Mayor