

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

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

Commissioner Krug called the meeting to order and the opening prayer was led by Dan Gardner. The Pledge of Allegiance was recited by all.

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

Motion by Commissioner Edwards to adopt the agenda after adding a 15 minute executive session to discuss acquisition of real property. Seconded by Commissioner West. All aye.

Motion by Commissioner Edwards to approve the minutes from the August 19, 2019 regular meeting. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner Edwards to approve Appropriation Ordinance #3573 (Payroll) for the amount of \$35,742.43. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner Edwards to approve Appropriation Ordinance #3574 (Disbursements) for the amount of \$78,890.76. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner Edwards to go into a 15 minute executive session to discuss acquisition of real property to include LaMont Cook, Bruce Bird, Commissioners Edwards, Krug, West, and Bacon, John Calhoon, Kim Knudson, and Kevin Hill. Seconded by Commissioner West. All aye. Shortly after the executive session began, Kevin Hill recommended that the topic be discussed in open session since it didn't fall under executive session guidelines.

LaMont Cook and Bruce Bird, current managers for Mission Village Living Center presented the Commission with a Proposal for Lease Purchase Agreement for the facility. The lease agreement included, amongst other items, that should the property be sold after purchase, the City of Horton shall have the right of first refusal to repurchase the building, and the city will retain the metal building on property.

The Commission was in favor of further negotiations, but weren't willing to make a decision that evening, partly because Mayor Stirton was not in attendance. The consensus was for the management company to proceed with a non-binding agreement to present to the Commission at a future meeting. If approved the agreement would cancel the existing lease between the City of Horton and Tri-County Manor Living Center, Inc.

The managers will also present the proposal to the Mission Village Board of Directors at their next meeting.

#### **Public Comments**

None.

#### **Request to be Placed on Agenda**

Maggie Heinen was not present.

**Request to be Placed on Agenda**

Bobby Bacon discussed city permits and zoning issues on the property at 505 West 9<sup>th</sup>. City Attorney Kevin Hill recommended that Bacon get with Officer Boller to have him investigate to see if it is in violation of zoning. If so, there are procedures in place. If Boller feels that they are in violation Kevin would like it sent to him for review. The Commission would not have a role in enforcement.

**Consider Approval of Parks & Recreation Ordinance**

The first reading of Ordinance No. 1183 was done. The Ordinance will be considered for approval at the next meeting on September 16<sup>th</sup>.

**Request to be Placed on Agenda**

John Broberg presented the Hiawatha Community Hospital Leadership Report to the Commission. He pointed out several items on the report including that The Kansas Hospital Association has been working collaboratively with its membership to develop an alternative rural health model, the Primary Health Center/Rural Emergency Medical Center. This model is intended for those communities that cannot sustain the current health care delivery structure, like Horton.

Motion by Commissioner Edwards to go into a 10 minute executive session to discuss attorney client privilege to include Commissioners Edwards, Krug, West, and Bacon, John Calhoon, Kim Knudson, and Kevin Hill. Seconded by Commissioner West. All aye. After executive session no action taken. Information only.

**City Administrator/Chief of Police Calhoon**

A dumpster will be placed at City Hall from Friday September 6<sup>th</sup> through Thursday September 19<sup>th</sup> for Fall Cleanup. Fall Cleanup is sponsored by the City of Horton for its residents.

Calhoon received a quote from Custom Forestry Applications LLC for \$950.00 to cut down the trees at the CDF site. Krug requested time to speak to George Bruning from the Brown County Noxious Weed Department and bring information to the next Commission meeting.

Due to the several electrical issues in the past months, the Commission discussed installing recloser controls inside the power plant. The Commission requested a formal bid before they consider approval of installation.

**Mayor Stirton**

Not present.

**Commissioner Bacon**

No report.

**Commissioner West**

Commissioner West stated that the 20 MPH School Zone sign by REA is missing.

West also recommended that the cities summer help cut and spray the trees at the shooting range that are coming up on the berms.

**Commissioner Edwards**

Commissioner Edwards pointed out three addresses that need pothole repairs, and he asked if one of the trees that has died at the cemetery has been replaced. Calhoon said he would address both items.

**Commissioner Krug**

Commissioner Krug said that the lily pads and the cattails at the Little Lake are out of hand. He also asked why no trimming is being done at the Little Lake.

Motion by Commissioner Edwards to adjourn at 7:06 p.m. Seconded by Commissioner West. All aye.

---

Kim Knudson, City Clerk

---

Bryan Stirton, Mayor