

October 7, 2019
5:15 P.M.
City Hall

The Commissioners of the City of Horton met for a regular meeting on Monday, October 7, 2019 at 5:15 p.m. at City Hall.

Mayor Stirton called the meeting to order and the opening prayer was given by Al Schirmacher. The Pledge of Allegiance was recited by all.

Present: Mayor Stirton, 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 as presented. Seconded by Commissioner West. All aye.

Motion by Commissioner West to approve the minutes from the September 16, 2019 regular meeting. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner West to approve the minutes from the September 23, 2019 regular meeting. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner West to approve Appropriation Ordinance #3577 (Payroll) for the amount of \$34,421.71. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner West to approve Appropriation Ordinance #3578 (Disbursements) for the amount of \$146,304.92. Seconded by Commissioner Bacon. All aye.

Public Comments

Luke Pollock said that he is continuing to work on some options with the buildings downtown to see if he can come up with something that is more cost effective and more economically beneficial to the city than demolishing the buildings.

Rick Clement asked for a status on the third building that is collapsing downtown. Calhoon is hopeful that the city will legally be able to deem it as an immediate hazard and demolish it at the same time as 103 & 105 East 8th.

Sapulpa Digging Discussion

Motion by Commissioner Krug to go into a 15 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 no action taken. Information only.

Consider Approval of Ordinance No. 1184 & Resolution No. 2019-006

David Arteberry went over the Calendar of Events and Terms Sheet for Series 2019-1 General Obligation Temporary Notes.

Motion by Commissioner Edwards to approve Ordinance No. 1184, AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE CONSTRUCTION OF SEWAGE DISPOSAL IMPROVEMENTS TO SERVE THE CITY OF HORTON, KANSAS; AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF BY THE

ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY. Seconded by Commissioner Bacon. All aye.

Motion by Commissioner Edwards to approve Resolution No. 2019-006, A RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL OBLIGATION TEMPORARY NOTES, SERIES 2019-1, OF THE CITY OF HORTON, KANSAS. Seconded by Commissioner Krug. All aye.

Updates on Ballfields

Samuel Johnson and Tim Lentz presented the Commission with Ballfield Project Updates. BG Consultants and HIDC have applied for CDBG (Community Development Block Grant) funding. The minimum matching funds recommended is 50% to have a successfully funded application. Total Project Cost Estimate is \$380,100
CDBG Grant Request is \$190,050
Local Committed Funds (*per Tim Lentz is \$191,000*) is \$160,050
City of Horton Funds: \$30,000

Tim presented ways to cut costs on the project that were listed on the Architects Opinion of Probable Costs.

Motion by Commissioner Edwards to approve Horton ballfield improvement recommendations for \$380,100 dollars. Seconded by Commissioner West. All aye.

Motion by Commissioner West to select a Public Hearing date of October 16th at 5:15p.m. Seconded by Commissioner Edwards. All aye.

Hiawatha Hospital Update

John Broberg went over the Hiawatha Community Hospital Leadership Report with the Commission. The report included, among other items that the notice for the sales tax on the November 5 ballot will be posted on October 7th and October 14th. The ten-year county wide ½ cents sales tax will allow the hospital to refinance their bonds and have access to funds to replace capital equipment and make facility repairs. During 2019, they have had more equipment failures than any other year, they have included equipment in radiology, surgery, laboratory and other patient care areas. The capital budget is \$1.5 million a year, for the next three years. The sales tax generated will only fund about 50% of the capital budget.

Request to be Placed on Agenda

Dirk Waser addressed the potential for conflict of interest by having the Chief of Police and the City Administrator as the same person, code enforcement questions, and the decision-making process of the construction work at City Hall. Some of Waser's concerns were that the City Administrator should reside in Horton, that some of the city owned properties aren't mowed, yet the officers are issuing code enforcement citations to residents for their grass not being cut, and that the current construction project at City Hall was not advertised for local bidders in the newspaper.

Consider Appointment of KCAMP Voting Delegates

Edwards voiced his concern that the KCAMP annual meeting will be held Tuesday, November 12th at 6:00 p.m. in Wichita, KS. None of the Commissioners showed any interest in being named a voting delegate or an alternate for the City of Horton to vote on KCAMP matters. Calhoon doesn't think it is imperative to select a voting delegate, and is going to ask KCAMP if the city could vote by proxy.

Consider Approval of Razo Resolution

Motion by Commissioner Edwards to approve Resolution 2019-007, A RESOLUTION OUTLINING THE FINDINGS OF THE GOVERNING BODY OF THE CITY OF HORTON, KANSAS THAT CERTAIN STRUCTURES LOCATED ON PROPERTIES IN THE CITY OF HORTON, KANSAS ARE UNSAFE AND/OR

DANGEROUS; DIRECTING THAT SAID STRUCTURES ON THE PROPERTIES BE REPAIRED AND/OR REMOVED AND THE PREMISES MADE SAFE AND SECURE IF THE SAME ARE NOT REPAIRED AND/OR REMOVED BY THE OWNER OR INTERESTED PARTIES WITHIN 20 DAYS FROM THE DATE THIS RESOLUTION IS APPROVED AND DELIVERED TO THE OWNER OF THE SAME. Seconded by Commissioner Bacon. All aye. The properties are located at 103 & 105 East 8th.

The asbestos survey was performed last Friday on the buildings. Results will be ready in 7-10 days.

107 & 109 Downtown Buildings

Motion by Commissioner Edwards to allow John Calhoon to begin the process to declare the building at 109 East 8th, and 109 East 8th #1 (lower) as an immediate hazard to the City of Horton, requiring immediate action to protect the public. Seconded by Commissioner West. All aye.

Consider Approval of Scott Shreve Contract

EMG, Inc. was purchased by a new firm, Priority Power Management, LLC. Scott Shreve will continue to provide energy management and consulting services to the City of Horton under the new management. Motion by Commissioner Edwards for Scott Shreve to continue to provide energy management and consulting services on the condition that we terminate the existing contract upon current contract. Seconded by Commissioner West. All aye. Kevin Hill requested that Kim send him a copy of the previous contract.

Dispatch Pay Period Discussion

Calhoon proposed changing the dispatcher's hours to where they would work 36 hours one week, and work 48 hours the next. They would work 12 hour shifts which would give them rotating weekends off. Motion by Commissioner West to reschedule dispatchers to 80 hours per pay period while working 12 hours shifts. Seconded by Commissioner Bacon. All aye.

City Administrator/Chief of Police Calhoon

Calhoon addressed some of the issues that Dirk Waser spoke about earlier in the meeting. He stated that the enforcement officers took an oath and they are doing their job by writing code enforcement citations. The officers can't choose who they write. Recently Calhoon was asked to step up code enforcement by the Commissioners.

Calhoon applied for a JAG (Justice Assistance Grant) Grant and was approved for \$24,890.

Calhoon attended the Friends of Reservoirs 10th annual meeting in Kansas City this past weekend.

Mayor Stirton

Mayor Stirton thanked the Horton Chamber for their hard work they put into Octoberfest this year!

Commissioner Bacon

Bacon stated that any rumors that are circling saying that he has turned his back on the community are untrue. He also said that he voluntarily dedicated 119 hours to paint at the ballfields this summer.

Commissioner West

West asked Calhoon if he has updated bids for electrical upgrades from Scobee Powerline Construction, LLC. Calhoon said they have been busy with storm related issues.

West commended Tim Lentz and HIDC on their hard work and hours put in to get potential new ballfields.

Commissioner Edwards

Edwards is going to invite Scott Shreve to attend a future Commission meeting to discuss KMEA's request for the city to participate in APPA, which they declined on 05/20/2019.

KMEA was proposing 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. Scott will also discuss and make a recommendation on possibly joining a different power pool.

Commissioner Krug

Burning at the CDF site will be done soon.

Motion by Commissioner Edwards to adjourn at 7:45 p.m. Seconded by Commissioner West. All aye.

Kim Knudson, City Clerk

Bryan Stirton, Mayor