

July 1, 2002  
6:00 P.M.  
Commission Room

The Commissioners of the City of Horton met for a regularly scheduled meeting on Monday, July 1, 2002 at 6:00 p.m. in the Commission Room.

Candy Schmitt opened the meeting with prayer.

Present: Mayor Bohannon and Commissioners Stirton, Dave McClain, Lentz and John McClain.

Motion by Commissioner Dave McClain to approve the minutes of the June 17, 2002 regular meeting. Seconded by Commissioner Stirton. All aye.

Motion by Commissioner Dave McClain to approve appropriation ordinances 2668 (Payroll) in the amount of \$33,435.09 and #2669 (Disbursements) in the amount of \$38,334.36. Seconded by Commissioner Lentz. All aye.

#### **Ken Fairchild—Change Order on Electric Project**

Mr. Fairchild presented a change order for the electric generation project that included four additional feeders for the City, moved the switchgear control cubicles to a controlled environment, connected the existing and the new buildings and small cleanup items on the existing plant and generators. The cost of these changes would be \$119,790.

Motion by Commissioner John McClain to approve the change order in the amount of \$119,790. Seconded by Commissioner Dave McClain. All aye.

#### **USD #430—Steve Davies**

Mr. Davies presented the Commission with drawings showing proposed changes the school would like to make at the elementary and high schools. These changes would be made to promote safety for the students. He will approach the Commission later to present a sidewalk project on 16<sup>th</sup> Street between 1<sup>st</sup> Ave. E. and Central.

Motion by Commissioner John McClain to approve the improvements at the elementary and high schools as presented. Seconded by Commissioner Dave McClain. All aye.

#### **Discussion of Alley Between E. 14<sup>th</sup> Street and E. 15<sup>th</sup> Street from 2<sup>nd</sup> Ave. E. to 3<sup>rd</sup> Ave. E.**

Steve Handke, Union State Bank, requested that the alley behind their new building be paved. The bank would pay for the section from their entrance to the street but feel the whole alley should be paved for drainage reasons. Shilling Construction Company has been asked to give a bid and the Commission decided to wait to make a decision until the bid was received.

#### **Ordinance—Prohibiting Operation of ATV within City Limits**

Several citizens were present to express their opinions on the use of ATVs in the City Limits and on private property. Jack Walker presented a petition with 145 signatures that stated that ATVs should not be allowed on streets but should be allowed on streets and alleys that are not maintained by the City.

Lyle Kirlin inquired if the ordinance would affect riding lawn mowers on the streets and was advised that it would not. Commissioner Stirton read the definition of an ATV from the Standard Traffic Ordinance. Mr. Kirlin was asked to leave because of the language he was using.

Mr. Walker proposed that the City put up a fence and he would allow people to use his land to ride ATVs.

Kathy Madere stated that the speed needs to be regulated because the riders are losing control of the vehicles.

Motion by Mayor Bohannon to adopt Ordinance 1039, AN ORDINANCE AMENDING THE UNIFORM TRAFFIC OFFENSE CODE FOR THE CITY OF HORTON, KANSAS; ORDINANCE NO. 1032 PROHIBITING THE OPERATION OF AN ALL TERRAIN VEHICLE (ATV) WITHIN THE CITY LIMITS OF THE CITY OF HORTON, KANSAS, and insert "except in those areas that are designated by the Governing Body." Seconded by Commissioner Stirton. Aye—Mayor Bohannon and Commissioner Stirton. Nay—Commissioners Dave McClain, Lentz, and John McClain. Motion failed.

### **1<sup>st</sup> Ave. W. Overlay Bids**

There was a discussion of the bids for a 1 ½" overlay of asphalt on 1<sup>st</sup> Ave. W. between 15<sup>th</sup> Street and 17<sup>th</sup> Street.

Motion by Commissioner John McClain to award the contract to Shilling Construction Co. for the overlay with the petromat at a cost of \$18,600. Seconded by Commissioner Dave McClain. All aye.

### **City Administrator**

The tree dump will need to be closed July 18-August 3 while the National Guard is working on the firing range.

### **Commissioner's Agenda**

#### **Commissioner Stirton**

Commissioner Stirton proposed changing the 200 block of E. 11<sup>th</sup> Street from one-way traffic to two-way traffic. This matter was tabled to the next meeting to talk to Steve Davies from USD 430 for his view and to measure the street and look at the loss of parking spaces.

The school painted the bleachers at the football field and they look good.

The Lake looks good.

#### **Commissioner Lentz**

Commissioner Lentz thanked Mr. Evans for getting the lake mowed. The City needs to purchase a sickle bar mower for keeping the edge of the lake mowed. The consensus of the Commission was that this was needed but the right size mower for the tractor that the city has would have to be purchased. There had been comments in the past that the tractor would not handle a larger sickle bar.

There was discussion about putting a camera on the outside of City Hall to monitor the parking area. Police Chief Luzier stated that it would need to be taped. The Police Chief will get information on what would work and the cost figures together for the next meeting.

The Park Board is not opposed to putting more light on the volleyball courts.

### **Executive Session to Discuss Personnel**

Motion by Mayor Bohannon to go into executive session for 45 minutes to discuss personnel. Seconded by Commissioner Dave McClain. All aye. Upon reconvening, Mayor Bohannon stated that no action had been taken.

Commissioner John McClain inquired if the Commission would be participating in the Fair Parade. Those who are available will take part in the parade on July 16, 2002 at 6:30 p.m.

Motion by Mayor Bohannon to adjourn at 8:28 p.m. Seconded by Commissioner Lentz. All aye.

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Candy Schmitt, City Clerk

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Jeanne Thomas-Bohannon, Mayor