

May 17, 2004
6:15 P.M.
City Hall Commission Room

The Commissioners of the City of Horton met for a regularly scheduled meeting on Monday, May 17, 2004 at 6:15 p.m. in the Commission Room at City Hall.

Mayor White opened the meeting and the prayer was given by Candy Schmitt.

Present: Mayor White, Commissioners Smith, B. Stirton, and K. Stirton.

Absent: Commissioner Lentz.

An executive session was added to the end of the agenda. The agenda was approved as amended.

Motion by Commissioner K. Stirton to approve the minutes of the May 3, 2004 regular meeting. Seconded by Commissioner Smith. All aye.

Motion by Commissioner Smith to approve Appropriation Ordinance #2769 (Payroll) in the amount of \$30,799.65. Seconded by Commissioner B. Stirton. All aye.

Motion by Commissioner Smith to approve Appropriation Ordinance #2770 (Disbursements) in the amount of \$123,571.04. Seconded by Commissioner B. Stirton. All aye.

Update on Sanitation Plant Study

Karen Weathers and Pat Cox of BG Consultants were present to give an update on the study of the sanitation plant. KDHE gave the City specific dates to submit different reports. They are requesting an operations review, short-term review and long-term review. A written report was given to the Commission, which explained some of the reasons the plant has been out of compliance and some of the possible solutions. Some more research is needed before the final report can be made. Mr. Cox advised the Commission that a work session might be needed when the final report is presented.

Audit Report

Audrey Odermann of Lowenthal, Singleton and Webb presented the final audit report for 2003. No material violations were found. The firing range fund had a negative cash balance because it is a grant fund and had not yet been reimbursed. Several recommendations were made 1) journal entries should be checked by a second person, 2) when employees are reimbursed for mileage and meals that reimbursement should show on the W-2, 3) the attorney should review all tri-party agreements with financial institutions, 4) a tool inventory should be kept to track tools, 5) IRS notices should be opened by someone other than the person doing payroll, 6) 941 reports should be sent certified, 7) the GFOA recommends 10% of revenues should be kept in reserve in the general fund.

Motion by Commissioner Smith to accept the audit report. Seconded by Commissioner K. Stirton. All aye.

Discussion of CMK

Barbara Bromley was not present. Commissioner K. Stirton had contacted Bromley Quarry and discussed the situation with them. Bromley's had called the City Clerk and inquired how much CMK the City wanted. The City Clerk contacted the street department and the street superintendent was gone that day, the other employees thought it was 1500 ton and that is what the City Clerk passed on to Bromley's Quarry. When the superintendent returned to work it was discovered that he had ordered ½" chat from the company that had been awarded that bid and did not want to order CMK this year. When he contacted Bromley Quarry, they advised the material had already been made and the City would have to purchase it. After discussion, Commissioner B. Stirton made a motion not to take the rock from Bromley Quarry. Seconded by Commissioner K. Stirton. Aye—Commissioners B. Stirton and K. Stirton. Nay—Mayor

White and Commissioner Smith. The motion failed. Motion by Commissioner Smith to table the issue to the next meeting. Seconded by Commissioner K. Stirton. All aye.

Commissioner K. Stirton stated that requisition forms need to be used for all purchases.

Report on High School Projects

Mr. Davies presented the Commission with a handout explaining the projects that had been completed and the ones that could be worked on next year. The Commission thanked Mr. Davies and the Senior Class for all the hard work.

Westar Contract

Motion by Commissioner K. Stirton to sign the Master Power and Purchase Sale Agreement and the Supplemental Agreement with Westar. Seconded by Commissioner Smith. All aye.

Bill Delzeit reported that the cost of the Kansas Power Pool will be more than originally anticipated. He recommended that the City withdraw their letter of intent. Motion by Commissioner K. Stirton to pay any costs incurred so far and to withdraw the letter of intent to participate in the Kansas Power Pool. Seconded by Commissioner Smith. All aye.

Bill Delzeit gave a report on the generation project. The radiator will be piped in on the last 2 days of May. The generator will be inspected and then Inco should come back to finish the startup.

Discussion of Wrestling

Chad Gorrell was present to discuss the issue of liability insurance. He stated that he could not afford the amount of insurance the Commission was requiring because it would cost him \$800 a month. After some discussion the Commission reaffirmed that Mr. Gorrell would have to carry \$1,000,000 liability insurance for the wrestling matches. The Commission advised Mr. Gorrell to contact the Enterprise Facilitator to assist in developing his business.

Economic Development Director Applications

It was decided to have the City Clerk write a letter to all of the applicants explaining the residency requirement and requesting their salary expectations. Each Commissioner will choose their top 5 applicants and the Commission will review at the next meeting.

Discussion of Police Force

Chief Luzier presented the Commission with a figure of \$156,000 for salaries for one year is the ranges were changed to what he is recommending. This figure would not include overtime or part time wages. Motion by Commissioner B. Stirton to add an Officer II and Sergeant positions. Seconded by Commissioner Smith. Aye—Mayor White, Commissioners Smith and B. Stirton. Nay—Commissioner K. Stirton.

Appointments to Boards

Tabled to the next meeting

Discussion of Budget

Commissioner Smith presented the Commission with a worksheet for the budget. The City Clerk asked if the Department Heads should submit their requests or if the Commission would want them to attend the workshop when it is set up. The Commission would like the Department Heads to attend the workshop sometime in June.

Report on Blue Building

A spreadsheet showing the comparison of estimates for air conditioning was presented to the Commission. No action was taken.

Report on Fair

Nothing new to report.

Report on Firing Range

Lowes Construction has started on the dirt work and Compton has started to put up the side walls.

Report on Mission Lake

Mayor White reported that he had talked to the engineer on the Lake Study and a report should be ready by the end of June.

Report on Water Well Project

The pumps were tested and the leaks repaired.

Report on Metal Building

Commissioner K. Stirton reported that he had inspected the metal building and there doesn't appear to be any rust. The Commission requested that bids be solicited for erecting the building.

City Staff Agenda

The City Clerk reported that an inspection of the water tower showed some problems that need attention. There are holes that need to be welded shut, the ladder needs to be repaired, a vent installed, the hatch needs to be repaired, a ladder lock and safety climb need to be installed. The total cost to the City would be \$5,600. Motion by Commissioner Smith to approve the repairs to the water tower. Seconded by Commissioner K. Stirton. All aye.

The Chamber of Commerce reported that the Pony Express would be going through Horton on June 11 at 1:00 p.m. and asked for assistance from the City. The Commission agreed to work with the Chamber on this event.

A resident will be building a new home at 1723 2nd Ave. West and is requesting the City bring the sewer line closer to their property. The ordinance states the city has to provide the line within 150' of the property. The existing line is within the 150' at this time. The Commission tabled this until Commissioner K. Stirton can review it and make a recommendation to the Commission.

The matter with the resident who was requesting a refund on sewer charges was also tabled until Commissioner K. Stirton could review and make a recommendation.

Commissioner's Agenda

Commissioner Smith

Commissioner Smith reported that the Homestead Committee will meet on May 20 at 6:30 and will talk about the options available to the City.

Commissioner B. Stirton

Commissioner B. Stirton reported that the police department had hired a new officer and Tom Williams will be going to part-time.

Commissioner Stirton stated that if there are any complaints concerning his department he would like to be informed before calls are made.

Commissioner Lentz

Not present.

Commissioner K. Stirton

Commissioner K. Stirton recommended that Randy Ashton be hired in the sanitation department. The Commission agreed.

Commissioner K. Stirton reported that the sewer plant was not locked earlier in the week. There was also discussion of the amount of gasoline used at the sewer plant being a little excessive in the last month. The Commission instructed the City Clerk to advise the Plant Operator to make sure the gate and the gas tank were locked and to put new locks on both. It was also noted that the area needs to be patrolled regularly.

Commissioner K. Stirton instructed the Street Foreman to trim trees and brush on the ditches at 4th Ave. E and E. 13th Street to widen the driving area of the street.

Mayor White

Mayor White pointed out that the Code Enforcement has sent 72 letters on mowing and junk vehicles. 17 residents have complied.

Motion by Commissioner Smith to go into executive session for 10 minutes to discuss legal issues. Seconded by Commissioner K. Stirton. All aye. Upon reconvening, Mayor White stated that no action was taken.

The meeting adjourned at 10:30 p.m.

Candy Schmitt, City Clerk

Dale A. White, Mayor