

August 15, 2005
7:15 P.M.
City Hall Commission Room

The Commissioners of the City of Horton met for a regularly scheduled meeting on Monday, August 15, 2005 at 7:15 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 and Commissioners Krug, Davies and K. Stirton.

Absent: Commissioner B. Stirton

The agenda was approved as presented.

Motion by Commissioner Davies to adopt the minutes of the August 1, 2005 regular meeting. Seconded by Commissioner Krug. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2833 (Payroll) in the amount of \$34,245.09. Seconded by Commissioner Krug. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2834 (Disbursements) in the amount of \$67,544.41. Seconded by Commissioner Krug. All aye.

Public Hearing on 2006 Budget

Mayor White opened the public hearing for the 2006 Budget at 7:18 p.m. There were no comments from the public and the hearing was closed at 7:25 p.m. Motion by Commissioner Krug to adopt the 2006 budget as published. Seconded by Commissioner K. Stirton. All aye.

Discussion of Stop Signs at 8th and Central

The Pickerills were not present.

Discussion of Energy Issues

Bill Delzeit was present and reported that he had attended another meeting concerning the purchase of power. His recommendation to the Commission is to wait for more information before a decision is made on which power pool to join.

Approval of RFP on Lake Project

The City Attorney, Kevin Hill, explained to the Commission that there is a state statute that mandates a public works bond for projects the size of the lake project. He also advised that he would recommend that a bid bond and a performance bond be required on this project. Dave Penny from The Aquatic Group expressed that he felt a retainage of 10% is better than requiring a performance bond. He does agree that a bid bond is necessary.

The State Water Board has authorized \$400,000 in next year's budget for a pilot project.

The consensus of the Commission is to get more information on bonding projects and the state required public works bond before passing the RFP. Mayor White and Dave Penny will talk with the state officials and will bring the City Attorney in at the appropriate time.

Request to Pave Alley Behind United Bank of Kansas

United Bank of Kansas requested that the alley behind them be paved. The Commission requested that the Street Foreman look at the alley and determine if it needs to have work done and determine the cost and report back to the Commission.

Discussion of Tree Dump

The City Clerk/City Administrator reported that residents in the area of the current tree dump are complaining of the smoke when the City burns the trees and brush. The recommendation of the staff is to move the tree dump to the northwest corner of the airport, which is currently being used as crop ground. The current land being used for the tree dump could be substituted for the ground being taken at the airport. The Commission suggested using property at the sanitation plant east of the equalization basin. Candy Schmitt will check for approval from the State.

City Clerk/Interim City Administrator's Agenda

Motion by Commissioner Davies to approve a cereal malt beverage license for Peggy Watton-Gilkerson dba The Hole in the Wall. Seconded by Commissioner Krug. All aye.

The City received an application for the homestead program from an individual who wants to build self-storage units. Motion by Commissioner Davies to table this matter to allow the homestead committee to develop policies and procedures. Seconded by Commissioner K. Stirton. All aye.

The resident at 251 E. 5th requested that the City sell a tract of land attached to his property. The piece of land is 10' by 50' and is shown on the aerial map as an alley but the resident has been maintaining this property for several years. Motion by Commissioner K. Stirton to table until further information can be gathered. Seconded by Commissioner Davies. All aye.

The Fire Chief would like to enter into an auto aid dispatching agreement with the City of Everest, City of Hiawatha and possibly City of Effingham. The consensus of the Commission is to proceed with these agreements.

The City was contacted about donating to the Wisdom-Clary memorial. These men were killed in Iraq and funds are being raised to place memorials at the different national guard armories in the area. Motion by Commissioner Krug to donate \$250 to the memorial. Seconded by Commissioner Davies.

The Emergency Action Plan for Mission Lake Dam is almost completed and will be brought to the Commission for approval.

The information that the State requested has been sent on the KANSTEP program and the City is waiting to hear back from the Department of Commerce.

Commissioner's Agenda

Commissioner Krug

Commissioner Krug inquired about the problems with All Terrain Vehicles in the City limits. The Commission instructed the Chief of Police to meet with the group of offenders and explain the ordinances to them.

Commissioner B. Stirton

Not present.

Commissioner Davies

Commissioner Davies commented on the good job done at the entrance to the ball fields. There were less complaints at the swimming pool this year and the staff did a good job. There are two residences that have torn up brick sidewalks and just left the brick stacked around the area. Commissioner Davies requested that the Code Enforcement Officer talk with the residents about cleaning the areas.

Commissioner Davies requested that the Boy Scouts be allowed to cut walking trails in the wooded areas around the north end of Mission Lake. The Commission agreed that they could cut the trails on City property.

The lease agreement between the City and USD #430 was presented and it was noted that a statement needed to be included giving the use of the land back to the City if they were to use it for recreational purposes.

Commissioner K. Stirton

Commissioner K. Stirton reported that one of the seasonal mowers was seen driving the tractor at an excessive speed and should be counseled.

Mayor White

No report.

The Commission took a 5-minute recess.

Motion by Commissioner Krug to go into executive session to discuss personnel for 5 minutes to include the City Attorney, City Administrator and the Chief of Police. Seconded by Commissioner Davies. All aye.

Motion by Commissioner K. Stirton to extend the executive session for 10 minutes. Seconded by Commissioner Davies. All aye.

Motion by Commissioner Krug to extend the executive session for another 10 minutes. Seconded by Commissioner Davies. All aye. No action was taken in executive session.

The meeting was adjourned at 9:55 p.m.

Candy Schmitt, City Clerk

Dale A. White, Mayor