

December 19, 2005
7:15 P.M.
City Hall Commission Room

The Commissioners of the City of Horton met for a regularly scheduled meeting on Monday, December 19, 2005 at 7:15 p.m. in the Commission Room at City Hall.

Mayor White opened the meeting and the prayer was given by Pastor Tom Stone of the Church of the Lord Jesus Christ, who also led in the Pledge of Allegiance to the flag.

Present: Mayor White, Commissioners Krug, B. Stirton, Davies and K. Stirton.

The agenda was approved as presented.

Motion by Commissioner Davies to approve the minutes of the December 5, 2005 regular meeting. Seconded by Commissioner Krug. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2850 (payroll) in the amount of \$30,249.27. Seconded by Commissioner Krug. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2851 (Disbursements) in the amount of \$95,293.26. Seconded by Commissioner Krug. All aye.

Discussion of repairs to alley by contractor

Dirk Waser was not present. Mr. Henry informed the Commission of the situation. A break in the sewer line of Mrs. Ortez occurred due to an incorrect connection to the City's main line. Mr. Waser was called to repair the problem and he requested that the City pay the bill for the repairs. The Commission did not approve the payment of this bill at the last meeting. The ordinances state that the Contractor is responsible to repair the alley to a like condition when repairs have been made. Mr. Waser requested that the City help with the repair of the alley. Currently the City has put rock in the alley to make it passable.

Motion by Commissioner Krug to table this discussion to get more information and a proposal from the contractor. Seconded by Commissioner K. Stirton. All aye.

Storm water Pollution Prevention Plan

Mr. Cox was not able to attend due to the weather. The paperwork to apply for a No Exposure Certification for Exclusion was presented to the Commission for signature. All of the requirements have been completed to qualify for this exclusion. The transformers have been moved to another location and a mitigation plan will be developed this spring for containment and storage of the transformers.

Motion by Commissioner Davies to sign the application. Seconded by Commissioner Krug. All aye.

Approval of purchases for Fire Department

Gary Behrnes, Fire Chief, was present to request the purchase of radios and pagers in the amount of approximately \$4,950 and a foam applicator for approximately \$1,000.

Motion by Commissioner B. Stirton to purchase the radios and pagers from TBS at a cost of \$4,950. Seconded by Commissioner K. Stirton. All aye.

Bids on Repair of Slope Protection on the Spillway

One bid was received from Claycamp Construction Inc. in the amount of \$98,500.

The engineers estimate was \$20,000. The Commission directed that the project be rebid.

Bids on Surplus Property

Bids for several pieces of property were received and are as follows:

1977 Chevrolet pickup

S & S Truck and Equipment Sales	\$210.15
Dale Monson	\$131.00
Lynn Tawzer	\$129.75

Motion by Commissioner Krug to accept the bid from S & S Truck and Equipment Sales. Seconded by Commissioner Davies. Aye—Mayor White, Commissioners Krug, B. Stirton and Davies. Commissioner K. Stirton abstained.

1978 Dodge pickup

Kirk Gaskell	\$466.55
Gary Merz	\$131.91
Dale Monson	\$131.00

Motion by Commissioner Krug to accept the bid from Kirk Gaskell. Seconded by Commissioner Davies. All aye.

1991 Chevrolet utility bed

S & S Truck and Equipment Sales	\$159.16
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Motion by Commissioner Davies to accept the bid from S & S Truck and Equipment Sales. Seconded by Commissioner Davies. Aye—Mayor White, Commissioners Krug, B. Stirton and Davies. Commissioner K. Stirton abstained.

Salt Spreader

S & S Truck and Equipment Sales	\$416.65
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Motion by Commissioner Krug to accept the bid from S & S Truck and Equipment Sales. Seconded by Commissioner Davies. Aye—Mayor White, Commissioners Krug, B. Stirton and Davies. Commissioner K. Stirton abstained.

1998 Woods mower

Elmer Strahm

\$249.50

Motion by Commissioner Krug to accept the bid from Elmer Strahm. Seconded by Commissioner K. Stirton. All aye.

Approval of Cereal Malt Beverage Licenses

Motion by Commissioner Krug to approve the renewal of a CMB license for Lyle Kirlin, Super Store. Seconded by Commissioner K. Stirton. All aye.

Motion by Commissioner B. Stirton to approve the renewal of a CMB license for Mary Ann Bontrager, Wagon Wheel Restaurant. Seconded by Commissioner Krug. All aye.

Motion by Commissioner B. Stirton to approve the renewal of a CMB license for Jim Gormley, Horton Pool Hall. Seconded by Commissioner Krug. All aye.

Motion by Commissioner Davies to approve the renewal of a CMB license for Lesa Bratton, Charger Stop. Seconded by Commissioner K. Stirton. All aye.

Discussion of Permanent 4-Way Stop at 8th & Central

The Commission had previously asked for public input on this topic. The City Clerk had received one comment in favor of the permanent 4-way stop. City Administrator, Levi Henry, recommended that the 4-way stop remain permanently.

Motion by Commissioner B. Stirton to keep the 4-way stop at 8th and Central permanently. Seconded by Commissioner Davies. All aye.

Amendment to pole rental agreement with Carson Communications

An amendment to the original agreement with Carson Communications was presented by the City Attorney for a signature. Mayor White signed the addendum increasing the rate.

City Administrator's Agenda

Mr. Henry provided a sample of an SPCC plan from Sterling for the Commission to review.

Mr. Henry had reviewed the ordinances and policies for utility shut offs and reported some possible discrepancies between the two. The Commission directed that the City

Attorney review the ordinances and report what needs to be done to make them meet the procedures that are being followed. The City Administrator will draft a procedural policy and clarify who is responsible for the decision making process on utility delinquencies by the first meeting in February.

Mr. Henry requested to be allowed to sell the 1991 Ford Crown Victoria. Motion by Commissioner K. Stirton to sell the 1991 Ford Crown Victoria by sealed bids. Seconded by Commissioner B. Stirton. All aye.

Mr. Henry would like to rebid the website maintenance contract. Motion by Commissioner K. Stirton to rebid the contract and to allow the City Administrator to write the specifications. Seconded by Commissioner Davies. All aye.

An auction for impounded vehicles will be held on January 17, 2006 and Clifford Reese will be the auctioneer.

The Street Department is requesting that the bids on street materials be taken soon. There was discussion of making the bidding process a quarterly item rather than yearly due to the frequent change in fuel prices. The Commission directed that Commissioner K. Stirton meet with the City Administrator to develop specifications for the bidding process.

A resident, Steve Hochstetler contacted Mr. Henry to complain about the no parking on the east side of 1st Ave. East. He advised he cannot back his vehicle out of his driveway because of the cars on the west side of the street. The Commission directed that KDOT be contacted about exiting north instead of south of their facility during the inclement weather. The City Administrator will review all of the options and will revisit the topic at a later date.

Mr. Henry reported that a renewal of the contract for the CFAP program with the Department of Wildlife and Parks was due. Motion by Commissioner Krug to authorize the signing of the contract. Seconded by Commissioner B. Stirton. All aye.

Commissioner's Agenda

Commissioner Krug

No report.

Commissioner B. Stirton

No report.

Commissioner Davies

Commissioner Davies reported that the Boy Scouts cut trees in the creek below the spillway and that Mr. Henry had assisted them. The Senior projects will start back up after the Christmas break.

Commissioner Davies will be presenting an idea for a new shed at the caretakers residence at a later date.

Commissioner K. Stirton

No report.

Mayor White

Mayor White read a letter from Rita Higley, Librarian, requesting that Kim Dishon be appointed to fulfill an unexpired term due to the resignation of Tammy Shoemaker. The term will expire April 30, 2007.

Motion by Commisisoner B. Stirton to appoint Kim Dishon to the Library Board.
Seconded by Commissioner Davies. All aye.

Mayor White reported that the Lake Dredging Project is still on track and the City is waiting for some decisions from the state. A draft of the preliminary regulations should be received by the end of the year.

A proposed contract for the City Administrator was given to the Commissioners for their comments to be made to the City Attorney.

Executive Session

Motion by Commissioner B. Stirton to go into executive session for 20 minutes to discuss non-elected personnel to include the Commission, City Administrator and City Attorney.
Seconded by Commissioner Davies. All aye.

No action was taken in executive session.

The meeting adjourned.

Candy Schmitt, City Clerk

Dale A. White, Mayor