

April 21, 2008
5:15 P.M.
Commission Room

The Commissioners of the City of Horton met for a regularly scheduled meeting on Monday, April 21, 2008 at 5:15 p.m. in the City Hall Commission Room.

Present: Mayor Lentz, Commissioners Krug, Forkenbrock, Davies and Luscombe.

Mayor Lentz called the meeting to order and the prayer was given by Candy Schmitt, City Clerk.

Motion by Commissioner Forkenbrock to approve the agenda. Seconded by Commissioner Davies. All aye.

Motion by Commissioner Davies to approve the minutes of the April 7, 2008 regular meeting. Seconded by Commissioner Luscombe. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2969 (payroll) \$30,465.28. Seconded by Commissioner Luscombe. All aye.

Motion by Commissioner Davies to approve Appropriation Ordinance #2970 (Disbursements) \$28,977.66. Seconded by Commissioner Luscombe. All aye.

Public Hearing for CDBG Economic Development Grant

Mayor Lentz opened the public hearing for an economic development CDBG grant for Harvest Fuels, Inc. through the Kansas Department of Commerce at 5:20 pm. The purpose of this hearing is to inform the public of an application process to help fund an expansion for Harvest Fuels, Inc. The total project cost will be \$452,500 with \$346,274 being funded by CDBG and \$106,274 being a match from Harvest Fuels, Inc. This grant will require the company to develop 10 new jobs. The City will not be required to have any funds in the project and will hold a first lien on the new equipment that will be purchased. It was noted that RDA has been hired to write the application. There was no public comment or questions from the audience and Mayor Lentz closed the hearing at 5:33 pm.

Motion by Commissioner Krug to adopt Resolution 2008-004, A RESOLUTION CERTIFYING LEGAL AUTHORITY TO APPLY FOR THE 2008 KANSAS SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FROM THE KANSAS DEPARTMENT OF COMMERCE AND AUTHORIZING THE MAYOR TO SIGN AND SUBMIT SUCH AN APPLICATION. Seconded by Commissioner Forkenbrock. All aye.

Tri-County Manor Report

Mary Brown was present to report that the Manor now has 37 residents and operated with a profit of \$4,400 so far this year. There are several large invoices coming in for repairs that will amount to approximately \$25,000. They have not had to access the line of credit since the last report.

Discussion of Blue Building

It will cost an additional \$27,000 for the engineering, surveying and geo-technical testing that needs to be done before continuing with the KAN STEP project. The Commission agreed to approve \$6,000 for the geo technical testing. Mr. Henry will organize the volunteers to take the red iron down before the fair and remove the concrete slab. It was agreed to stay with BG Engineering to do both the civil and structural engineering that needs to be done. Mr. Henry will bring a contract to the next meeting. The Commission instructed Mr. Henry to talk with the Brown County Commission to request some financial assistance for the building since it is used for the county fair.

The Waser building downtown will be used to house the exhibits for this year and the City will furnish the electricity. The Fair Board also requested a plug in at the parking lot north of the old blue building site for their office trailer.

Bids for Debris Removal

The bids received for debris removal were as follows:

Name	Debris Removal Per cubic yard	Hanger Removal per tree
Gudenkauf Tree Service	\$3.06	
Brown's Tree Service	\$4.50	\$40.00
Custom Tree Care, Inc.	\$3.68	\$29.00
Capital City Tree Care, Inc	\$3.46	\$28.50

Officer Stuart reported that he had called Hiawatha and Gudenkauf Tree Service is charging them \$98.00 per tree for the hanger removal but he had not talked with the company. The Commission directed that the staff get a starting date and end date from each bidder and find out if the City is required by FEMA to take the lowest bid since they would like to get someone who can start as soon as possible. A cutoff date will need to be published for the citizens to clean up their yards.

Pool Maintenance

The edges of the swimming pool are collapsing and it cannot be opened as it is. The areas of bad concrete need to be removed and rebar installed and new concrete poured. There are six areas that need this type of repair and several others that could be patched. It was decided that the City crews will do this work.

The Park Board recommended that Katy Paden be hired as the pool manager and Randi Martin as the assistant manager. Motion by Commissioner Forkenbrock to approve the recommendation of the Park Board. Seconded by Commissioner Krug. All aye.

Approval for Signing Contracts for the Sale of the Land

Motion by Commissioner Luscombe to ratify the decision to have Commissioner Davies sign the contracts for the sale of the land sold at auction on April 19, 2008. Seconded by Commissioner Krug. All aye.

Appoint Director #2 and Alternate for KMEA

Motion by Commissioner Krug to appoint Bill Delzeit to the Director #2 position and Kevin Dalen to the Alternate position on the KMEA Board of Directors. Seconded by Commissioner Forkenbrock. All aye.

Discussion of Police Officer I and Police Officer II Positions

The City Clerk gave the history of the Police Officer II position. The position was added to the wage resolution in June of 2004. At that time the Commission requested a job description be written. At a later meeting Chief Luzier presented the job description and the Commission felt the years of service required to become an Officer II should be higher than was listed. There is no record of any further action on the job description and one was never approved.

Commissioner Forkenbrock stated that he felt 2-5 years for a police officer II would be sufficient and that a police officer III position should be added with the years of experience being 6 years or more. Chief Luzier is to get job descriptions and this will be placed on the next agenda. Commissioner Forkenbrock would like a comparison of the cost for insurance if the City pays 100% and 80/20.

City Administrator's Agenda

Motion by Commissioner Krug to approve Resolution 2008-003, A RESOLUTION AUTHORIZING THE KPP OPERATING AGREEMENT. Seconded by Commissioner Davies. All aye. The KPP is going to require \$50,000-\$60,000 be paid for power costs in advance. Commissioner Luscombe and Mr. Henry will get together and bring back options on this.

Mr. Henry will be preparing an RFP to get frame relay and real time metering to prepare for the changeover to purchasing power from KPP.

The Fair Board had previously requested that ventilators be installed at the Civic Center. The Historical Society said that would not be a problem. The Commission would like to see the plan in writing.

Mr. Henry attended a WRAPS session and they have received \$173,000 in funding for protecting the watersheds. There is a need to educate the public on the watersheds.

Commissioner's Agenda

Commissioner Krug

No report.

Commissioner Forkenbrock

The car donated by the Kickapoo Tribal Police is in service and the decals were \$50 less than originally thought. There were some repairs that were done to this vehicle.

Chief Luzier is working on getting a part time officer until a full time officer can be hired. Motion by Commissioner Forkenbrock that all police purchases need to be approved by the Chief before going to the City Administrator. Seconded by Commissioner Davies. All aye.

There was discussion concerning the nepotism clause in the personnel manual that states no one can work in the same department as a relative or be supervised by a relative. The Chief of Police would like to hire the wife of one of the officers to be a dispatcher. After much discussion, a motion was made by Commissioner Krug to clarify that the Communications and Police Department are two separate departments and that the Police Chief supervises both departments. Seconded by Commissioner Davies. All aye.

Commissioner Forkenbrock stated that he would like to create a court clerk/part-time dispatcher position and to have the current court clerk do only water department duties. A job description will be developed and brought back to the Commission.

Commissioner Davies

Commissioner Davies reported that the Bike Across Kansas event will be held June 13 and there will be 800-850 participants spending the night in Horton. They will be using the soccer fields and the high school.

The cemetery trees are all planted.

The post at the soccer field will be installed shortly.

The Safe School Zones application is due May 2 and if awarded this will fund new signs for the school zones.

A request to use the property south of the dam for a mud run was presented. It was noted that this area is regulated by the Department of Water Resources and cannot be used for that purpose. Motion by Commissioner Davies that approval be given to use the south end of the new land on Hwy 73 for the mud run if event insurance is provided. Seconded by Commissioner Forkenbrock. All aye.

Commissioner Davies left the meeting at 7:50 p.m.

Commissioner Luscombe

Rex West was present to ask the Commission to prioritize the jobs that need to be completed. The Commission directed that the sidewalks on Central Avenue be done first, have the electric crews trim trees and then prepare for the chip and seal.

It was reported that all the bidders on the hauling of street material had rescinded their bids. Mr. West is checking with Marlin Johansen about doing the hauling.

Mayor Tim Lentz

Mayor Lentz reminded Mr. Henry that the water meter at Pat Rodvelt's for Tommie Stirton needs to be moved to the east side of the road.

Motion by Commissioner Luscombe to go into executive session for 10 minutes to discuss non-elected personnel to include the Commission and Rex West. Seconded by Commissioner Krug. All aye. No action was taken in executive session.

Motion by Commissioner Luscombe to go into executive session for 5 minutes to discuss non-elected personnel to include the Commission and Rex West. Seconded by Commissioner Krug. All aye. No action was taken in executive session.

The Commission directed that a special meeting be set for sometime the following week for an executive session to discuss personnel.

Motion by Commissioner Forkenbrock to adjourn at 8:59 pm. Seconded by Commissioner Luscombe. All aye.

Candy Schmitt, City Clerk

Tim Lentz, Mayor