

April 20, 2009  
5:15 P.M.  
Commission Room

The regularly scheduled meeting for the Horton Commissioners was held on Monday, April 20, 2009 at 5:15 p.m. in the City Hall Commission Room.

Mayor Lentz called the meeting to order and offered the prayer.

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

Absent: Commissioner Luscombe.

Life Scout Michael Tinio attended the meeting.

Mayor Lentz asked to add the Drege America bill to the agenda. Motion by Commissioner Forkenbrock to adopt the agenda as amended. Seconded by Commissioner Davies. All aye.

Motion by Commissioner Forkenbrock to approve the minutes of the April 6, 2009 regular meeting. Seconded by Commissioner Davies. All aye.

Motion by Commissioner Forkenbrock to approve Appropriation Ordinance #3024 (Payroll) \$32,777.17. Seconded by Commissioner Davies. All aye.

Motion by Commissioner Forkenbrock to approve Appropriation Ordinance #3025 (Disbursements) \$181,056.52. Seconded by Commissioner Davies. All aye.

### **Bids on KAN STEP Project Materials**

Donna Crawford, Grant Administrator, presented the Commission with a summary of the low bids received for the Blue Building materials. There was a question on the Waser Plumbing line item which included a variable item of insulation wrap in the amount of \$600.00. This item was added in the total in error. The low bid amount for Waser Plumbing & Heating in the plumbing portion of the bid was lowered from \$24,998.69 to \$24,398.69. The summary for all low bids received total was \$207,234.71 as follows:

Framing L1-L25	Stallbaumer Lumber	\$ 11,262.52
Painting/Ceiling PT1-PT4	Stallbaumer Lumber	\$ 14,376.70
Restroom Accessories TC1-TC2	Stallbaumer Lumber	\$ 4,860.00
Kitchen Cabinets KC1	Stallbaumer Lumber	\$ 2,949.69
Hollow Metal Doors/Frames:	Stallbaumer Lumber	\$ 29,500.00
Aluminum Windows:	Stallbaumer Lumber	\$ 451.00
Movable Wall Supports:	Stallbaumer Lumber	\$ 1,215.43
Canopy Steel Columns:	Stallbaumer Lumber	\$ 119.99
Rollup Service Window:	J&N Elliott Construction, Inc.	\$ 3,957.00
Metal Building Wall/Roof Framing:	Stallbaumer Lumber	\$ 2,708.20
Metal Building Wall & Roof Sheeting:	Stallbaumer Lumber	\$ 20,262.24
Two Color Wall Sheet Additional Cost	Stallbaumer Lumber	\$ 382.70
Metal Building Insulation:	Stallbaumer Lumber	\$ 11,387.28
Plumbing:	Waser Plumbing & Heating	\$ 24,398.69
Heating & Air Conditioning	Waser Plumbing & Heating	\$ 59,776.58

Electrical:	Stallbaumer Lumber	\$ 19,626.69
Total All Bids Received		\$207,234.71

Motion by Commissioner Davies to accept the bid document. Seconded by Commissioner Krug. All aye.

### **Cat Ordinance**

There were many residents present to here the discussion on a proposed Cat Ordinance. Code Enforcement Officer/Assistant Police Chief James Stuart had provided documentation to the Commission on the pros and cons of adopting a Cat Ordinance. The high cost of enforcing such an Ordinance is not in the City's budget at this time. Commissioner Davies made a motion to table the Cat Ordinance. Seconded by Commissioner Forkenbrock. All aye.

### **Fire Department-FEMA Grant & Foam**

Rex Lockwood informed the Commission that the cost of foam could be billed to insurance companies for reimbursement when used for a fire. Lockwood requested that reimbursements be applied to Fire Department Funds. Lockwood was informed that the funds are recorded as a Fire Department Revenue but all revenues no matter what department they are initiated from are available for the City's use.

Lamar Shoemaker was present to explain about a FEMA Grant the department is wanting to apply for to replace the 1975 tanker truck. The Grant is 95/5 and the Fire Department is working with another governmental entity to possibly pay the 5% which could be approximately \$10,000.00. Shoemaker requested that the City of Horton back the 5% in case the other entity was unable to do so. Commissioner Krug made a motion for the Fire Department to pursue the application for the FEMA Grant. Commissioner Davies seconded. All aye.

### **Request to Use Porta-Potties**

Betty Wellman requested the use of the porta-potties for the 4<sup>th</sup> of July. She has 3 family members in the National Guard that are leaving for Egypt and is expecting over 200 family and friends to attend a gathering. There are several annual community events already taking place for the 4<sup>th</sup> so there may not be enough porta-potties to spare. Rex West is going to check on how many the City owns and how many will be needed for the regular events. It was suggested that in the mean time Mrs. Wellman may want to check on renting the City of Everest's.

### **Bids on HVAC for Upstairs at City Hall**

Two bids were received on the HVAC for upstairs at City Hall. They were:

R & S Plumbing & HVAC	\$4,048.61
Waser Plumbing & Heating	\$4,400.00

Commissioner Forkenbrock made a motion to accept the bid of \$4,048.61 from R & S Plumbing & HVAC. Seconded by Commissioner Davies. All aye.

### **Dredge America Contract Changes & Request for Payment**

The Mission Lake Design-Dredge Agreement with Dredge America on the Mission Lake Project was amended to lower the amounts of insurance listed under Section 10.2. The per occurrence decreased from \$3,000,000 to \$1,000,000 and the Vehicle was decreased from \$2,000,000 to \$1,000,000. Motion by Commissioner Davies to accept the document with conditions that the insurance amounts are consistent with the original bid requirements and is the same as what was in the original proposal that was previously voted on. Second by Commissioner Forkenbrock. All aye.

Dredge America submitted an invoice that includes the bond and surveying in the amount of \$72,500.00. Commissioner Davies made a motion to approve the payment of \$72,500.00 to Dredge America. Commissioner Forkenbrock seconded. All aye.

### **Life Scout Michael Tinio**

Life Scout Michael Tinio asked permission to clean and paint the Mission Lake Dam rocks and to paint the benches by the fairgrounds as an Eagle Scout project. The cost will be well under \$500.00. Motion by Commissioner Davies to allow Michael to complete his project. Seconded by Commissioner Forkenbrock. All aye.

### **Customer Owned Electric Generating Facilities and City of Horton Responsibilities**

A contractor for a local business applied for a building permit for a wind turbine which was declined due to the fact that part of the support structure would be on City owned property. There were some safety concerns about generated electricity coming back into the City's system. A packet which included Interconnection Standards, Zoning and Rate Structuring was presented by Administrator Jim Whisenant as a guideline of steps the City should consider to protect the City's citizens and crews. Bill Delzeit spoke about margins of distance that turbine blades would need to be from main City lines. The Commission directed Mr. Whisenant and Mr. Delzeit to work with City Attorney Kevin Hill on the Interconnection Standards and Zoning to represent a first reading at the next regular Commission meeting.

### **Appointment to Housing Authority Board**

There are two positions due for appointment on the Housing Authority Board. Mayor Lentz recommended that Eugene Sawyer and Teresa Wiggins positions be reappointed. Motion by Commissioner Davies to appoint Eugene Sawyer and Teresa Wiggins to the Housing Authority Board. Seconded by Commissioner Forkenbrock. All aye.

### **Staff Report**

Rex West reported that the footings were poured for the Blue Building and the next step is getting the area ready to start putting up the metal. Crews started painting the Pool this week, the spraying has been done, there is some work to be done on the fence at the ball field and mowing is being done on City properties.

## **City Administrator's Agenda**

Otho Stevens had asked that an article be put in the paper calling for volunteers again for the Blue Building. There will be a lot of manpower needed for pouring the slabs and some plumbing matters.

Mr. Whisenant gave an update on the Mission Lake Project . The Watershed Group in our area wants to sit in with Susan Metzger from the Water Office to help offset some of the mitigation expenses through the Corp of Engineers. Mr. Whisenant will attempt to set up a meeting with WRAPS and Ms. Metzger. Susan Metzger has talked to the USDA. USDA is swamped so it may be a while before we qualify for the \$4,000,000.

Our financial consultant David Attebury has contacted us and wants to meet about what to do with our \$500,000 temporary note, if we want to up it or look into a General Obligation Bond.

Mr. Whisenant informed the Commission that a Water Maintenance Operator has not been hired yet. Seasonal workers have been hired and they are being used to fill in. Mayor Lentz directed Mr. Whisenant to go ahead and advertise for the position.

## **Commissioner's Agenda**

### **Commissioner Krug**

Commissioner Krug stated that the City should reimburse Compton for the rental of the Confinement Facility farm ground with interest. They have not planted. Kevin Hill stated that the contract should be mutually rescinded. Motion by Commissioner Krug to rescind the contract with Compton and reimburse their fee with interest. Seconded by Commissioner Davies. All aye.

### **Commissioner Forkenbrock**

Commissioner Forkenbrock inquired as to whether or not the Blue Police Truck was going to be removed from the fleet. Chief Luzier thought the Commission was going to consider moving it to another department.

Commissioner Forkenbrock received a quote on the City's logo that could be used on some things. He stated that vectormagic.com that will give you two free vector images. Commissioner Davies questioned what happened with the City Flag from the Chamber of Commerce contest.

### **Commissioner Davies**

Commissioner Davies asked the Commission if they wanted the Boy Scouts to clean the Civic Center after Better Beef Days as had been done in the past. The consensus of the Commission was to have the Boy Scouts clean the Civic Center and pay them the same as last year.

A report of senior projects was given.

Commissioner Davies thanked the City crew for fixing the damaged fence from when the electric pole fell on it.

Mr. Whisenant contacted Commissioner Davies about the Safe Routes to School Program.

There is a pole that needs to be replaced before baseball starts.

**Commissioner Luscombe**

Not present.

**Mayor Lentz**

No report.

Motion by Commissioner Davies to adjourn at 7:36 p.m. Seconded by Mayor Lentz. All aye.

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Carol Stirton, Assistant City Clerk

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Tim Lentz, Mayor