

April 15, 2024  
5:15 P.M.  
Commission Room

The Commissioners of the City of Horton met for a regular meeting on Monday, April 15, 2024, at 5:15 p.m. in the City Hall Commission Room.

Mayor Stirton called the meeting to order, and the opening prayer was led by Pastor John Kress from the Horton First Baptist Church. The Pledge of Allegiance was recited by all.

Present: Mayor Bryan Stirton, Commissioners Josh White, Avery Thornton, Carmela Boller and Tina Nigh, City Attorney Kevin Hill.

Motion by Commission Boller to adopt the agenda as presented. Seconded by Commissioner Nigh. All aye.

Motion by Commissioner Boller to approve the minutes from the April 1, 2024, regular meeting. Seconded by Commissioner Thornton. All aye.

Motion by Commissioner Boller to approve Appropriation Ordinance #3806 (Payroll) for \$38,504.23. Seconded by Commissioner Thornton. All aye.

Motion by Commissioner Boller to approve Appropriation Ordinance #3807 (Disbursements) for \$225,637.14. Seconded by Commissioner Thornton. All aye.

### **Ballfield Updates**

Derek Richardson was present

Richardson advised that he has spoken with Michael Lanter the head of the little league and they came to an agreement to have some of the age groups play down here in Horton and some will still play in Everest. He think more the older kids are going to play here and the younger ones in Everest with first games are believed to be the second or third week of May. A test at the April 4th High School game or baseball game and before the game started and I checked it after the game ended the residential rate of 13 cents per KW what it cost for electric, majority of the games are going to be played on the softball field which currently we don't have a meter so the numbers will change a little bit but that \$12 is based off of collagen lights and the softball field is LED lights so should be more efficient so roughly it's going to be 50 dollars or so a week and that just to see if maybe they cannot charge the league his thought process behind not charging any electricity is how many people are going to come and buy food at our restaurants, gas stations and grocery store because they are now here in town and the league is going to bring more Revenue to the city than what that 50 bucks will do just is a Grace to them. It was stated that the city wants to get a common goal for the usage with having to buy more red Shale which is 90 a ton delivered there's expenses there that maintaining it whether the school uses it or whether the leagues uses it or whether you put on a tournament as well and wanted it to work for everybody, not knowing what to suggest this time around where it's all so new and haven't really got our feet wet yet to do anything to wait a month and or get through this season and then reevaluate at the end of the season. The consensus is to move along with this season and then get a better grasp of at the end of the season and see where the costs are.

### **2024 City Pool Updates**

Tara Speer was present

Paint was purchased to repaint the pool; it's usually supposed to be done every 3 to 4 years and we're in year seven. Tara has spoken with Sarah Gerving who does the foundation, and she is going to work with us on

helping donate towards that to help cover that expense. It was discussed on increasing rates for pool parties from \$75 an hour to \$100 an hour and adding a school or a school a student pass like from age 12 and up, along with outside city limit resident's rates to be increased by \$1 for daily rate and \$5 for seasonal rates with all other rates to stay the same. Also discussed was the increase in wages for the lifeguards, it was stated that the increase of the pool parties would cover the cost of the increase in wages for the lifeguards.

- Daily pool rates: \$ 3.00 in city limits & \$ 4.00 dollar outside city limits. Motion by Commissioner White – Second by Commissioner Boller. All aye.
- Season pass: 125.00 in city limits 130.00 outside city limits - additional members stay the same at \$10.00 each. Motion by Commissioner Boller - Second by Commissioner Nigh. All aye.
- Single pass \$ 75.00 – Student pass \$ 50.00 12 & up Motion by Commissioner Boller- Second by Commissioner Thornton. All aye.
- Senior passes leave as is, Pool party \$100.00 up to 40 people each additional person \$2.00, Keep swimming lessons the same, Early Bird \$ 110.00 in city limits & \$115.00 outside city limits. Motion by Commissioner Boller – Second by Commissioner White. All aye

#### **Request to be Placed on Agenda**

Bobby Bacon was present

Mr. Bacon inquired about the ballfield cost and maintenance and would like to see better upkeep with the ballfield. Mr. Bacon also discussed the code violations and stated his concern that it is not being kept up and would like to see something done.

#### **Request to be Placed on Agenda**

Connie Werner was present

Werner discussed the byway that is being done at the Pony Express Byway that was started two years ago and the counties that the Pony Express ran through and have been through taking pictures of the towns they go through sites around towns and it's been submitted it to the state, we have been approved for the byway and so it'll be through the five counties that the that the Pony Express runs. KDOT is working on a resolution so that when we get to that point we can take the resolution to the counties and cities and present that and so that they can accept it.

#### **Request to be Placed on Agenda**

Luke Lott was present

Lott presented a net sample for the baseball field from National Sports Products. Lott presented a mural idea and has to do with the railroad but basically the idea is going back in the past, the foundation that was built on you know buildings and stuff basically the ones that aren't there anymore we start at the bottom of the m and Things based around the schools the church and the city and then up into top which be like a sunset the sky's the limit where we're going from where we're at now that's just kind of an idea to present. Lott discussed volunteering and working with school districts to get students involved, more time is needed to find a place for the mural.

#### **Discussion on Campers Being Used as Residence in Town**

Chief Entrikins assessment, not permit campers, will need a complete Amendment of the zoning regs through the board to get that accomplished right now it does not authorize it, there's several Provisions in there that address it. It was stated zoning is outdated and the Zoning Board needs to get together. Hill clarified it would be the Planning Commission since it's a zoning Amendment it would have to first be submitted to them. Minutes pulled from when the discussion of the tiny house and the way it read it was requested to be placed on the agenda talked about possibility of purchasing property currently own by the city they wanted to place a tiny house in Horton and the way the minutes were left is that if utilities are not present at the property of the front office will discuss additional fees that will be charged. Another option discussed is to request rezoning the property to accommodate manufactured homes but there would be a cost incur with that so it doesn't really reflect there. Hill stated he had Entrikin pull that, it really doesn't mean the 30-day doesn't supersede the prohibition of having campers on R1 that 30-day was a separate provision and that was under temporary housing and it's 30 days on a premises so moving it 10 ft so if that was allowed that probably wasn't consistent with what the that's under a Health and Welfare code book. That doesn't supersede the zone so as far as temporary housing on the 30 days, there's a really specific provision that prohibits campers on the residential area. Entrikin stated specifically R1 that you can't live in a camper period not even for the 30 days so the zoning book has an article four that says anything that you find that is stronger than whatever else you find you have to go with the strongest or the most strict rule and then when you find that one for R1 that says you can't live in a camper in an R1 Zone period not 30 days not 24 hours not at all that supersedes everything else that you find which is where the 30 days fell into the code section and everything else and at the beginning just pretty much says that you can't do a period. He thinks it's in the lake section on the 30 days that apply at the lake that's different because that's a camping area, but in an R1 Zone you can't really camp at all. If there's a request for Amendment then they would meet as a Planning Commission and there's a whole lot that goes into zoning regs, you have a comprehensive plan that the Planning Commission would be involved in updating if needed. It was noted that the legal option is very straightforward about zoning regs.

### **Public Works Updates**

Randy Mayfield was present

Andrew passed his class two water operator test and Randy passed his class 4 sewer operator test.

Mayfield presented an estimate on the smart Shore and inflatable trench box, it was discussed to use the equipment revenue fund. Mayfield also advised that had received one estimate and is still waiting on two more that was on the fifth, when talking with rural water they estimate they had was from Granger and an estimate of what average cost would be to install it so that's where he came up his numbers. Motion by Commissioner Boller to authorize Randy to purchase a smart Shore for the amount not to exceed \$12,000 to be paid out of the Equipment Reserve Fund and if it doesn't, he'll bring it back to the Commission. Second by Commissioner Nigh. All aye. Limestone \$45,850 and haydite is \$50,450.00 for 19,000 square yards which is about 20 to 30 blocks depending on length of each street so Mayfield suggest since we didn't have any money in the highway fund that we not do chip and seal this year, that we wait until next year and if the City has any money in budget we buy rock this year for next year's chip and seal.

### **Police Department / Dispatch Updates**

Chief Entrikin was present

Kickapoo PD recently donated a ballistic shield. Valley Falls PE Chief told me they had some interest in the Tahoe they're starting up a K9 program. The estimated cost of getting it where it's drivable was \$3,400. That vehicle's been donated like three or four times already somebody thought that the tradition should continue. It does have a radar and camera that will be pulled out. A motion was made to donate the Tahoe to Valley Falls Police Department taking out and with the removal of the radar and camera. Entrikin advised back in maybe November the computer tower that runs the radios decided to crash today we're currently operating

on handheld Portables to dispatch on the radio. Midwest Mobile came down today the motherboard fried the circuit. Midwest Mobile took the tower back to St Joe they're going to try to find a replacement computer to work but they should have it back tomorrow morning sometime to get us back up and running off the normal system they're also supposed to be getting a quote. They're also looking for a quote for a new computer tower or some more modern Tower with Windows 10 to and we can upgrade the firmware to hopefully keep that stuff going a little longer till we can get a grant to replace all that, roughly \$160,000 worth of equipment. Entrikin is also asking for permission to be able to dispose of the property that was listed on the inventory that was broken.

Motion to donate Tahoe to Valley Falls Police Department. Motion by Commissioner Boller – Second by Commissioner Thornton. All aye.

### **Consider Approval of Ordinances 1211, 1212 and 1213**

Motion by Commissioner Nigh to approve Ordinance No. 1211, An ordinance repealing section 1-316 of the Horton City Code by eliminating the position of City Administrator and amending Sections of the Horton Municipal Code by deleting reference to the position of City Administrator therein. Second by Commissioner Thornton. Nigh, Thornton, White and Stirton Aye. Commissioner Boller Nay. Motion passed.

Motion by Commissioner Nigh to approve Ordinance No. 1212, An ordinance amending Section 1-305 of the City of Horton Code pertaining to the duties of City Clerk. Second by Josh White. All aye.

Motion by Commissioner Nigh to approve Ordinance No. 1213, An ordinance amending Section 1-303 of the Horton City Code pertaining to removal of Appointed Officers or City Employees. Second by Commissioner Thornton. All aye.

### **Consider Horton Library Board Trustee**

An application for trustee to the board of the of the Horton Public Library Mary Mahkuk was presented. Motion to appoint Mary Mahkuk to the Horton Library Trustee. Motion by Commissioner Boller – Second by Commissioner Nigh. All aye.

### **Employee Recognition Program Discussed**

Employees recognition was discussed that the city gives employees a day off instead of a 20-gift card, other options were brought to the table to consider but it was decided to have recognition and Kudos for the day off. A motion to replace the \$20 gas card on the longevity bonus with a paid day off the table by Commissioner Boller second by Commissioner Thornton all aye and then Boller made a motion for the Kudos recognition to be a paid day off motion on table by Commissioner Boller second by commission Thornton all aye

### **15- Minutes Executive Session to Discuss Non-Elected Personnel**

Motion by Commissioner Boller to go into a 15-minute executive session to discuss personnel matters of non-elected personnel to protect the privacy interests of the employee to include the Commission, Kim Knudson, and Kevin Hill. Seconded by Commissioner Nigh. All aye. After executive session no action taken. Information only.

## **Consider Approval of Contracts for Technology Coordinator**

Motion by Commissioner Nigh to table considering the approval for the technology coordinator until the next meeting. Second by Commissioner Thornton. All aye.

## **Administrative Updates**

Kim Knudson was present

Discussed about the Boating at the Mission Lake, if you're fishing you get it free apparently with our CFAP agreement we have with the Community Fisheries Assistance Program that is a point in there that we cannot charge boaters, CF feedback Cooperators who allow boating must allow fishermen that boat have boating access for free this is part the access agreement the city. Another topic was offering employment testing like physicals, workman's comp has a program called poet post offer employment testing there's no cost to joining, there's no setup costs, the city would pay \$75 of the \$175 cost for each test. No other physical is really needed any other physical has no beneficial effects for workmen comp, there's no obligation for the city to join. Motion by Commissioner Boller to approve for the poet program for pre-employment screening. Second by Commissioner Nigh. Boller, Nigh, Stirton and White aye. Commissioner Thornton nay. Also discussed was the spy glass, which is a company that goes through all of our bills so they would ask for like the last year of all those bills and they would they would go in and find any contracts we have with these companies and they really look at those bills and say you know they shouldn't be charging you that or they charge you too much for that or find all these charges that are overcharges and efficiencies basically they're trying to find all those errors so that they can find a savings so at the end of the call and we won't pay them unless they find savings for us basically so but they would keep 50% of anything that they recover, which then was stated that there was no benefit to it. About a year ago the city received a grant from the KCAMP. The City bought five cameras and now these camera companies are doing yearly licenses you can do multi-year like three year, five year or one year but when the City purchased these cameras we of course got a one-year license with them through this grant well now that license is up in October and we're at the option of if we sign another 5 year license for each camera they want \$599 per camera for a five year license which includes firmware updates support the 10-year warranty that's part of it on the hardware, other options were also discussed. A motion for Andrew Jones was made to get some quotes on cameras that have licensing expiring in October Motion on the table by Commissioner Boller second Thornton all aye. There was also an appeals board meeting last week for Sunny Boado and one of the members resigned after that meeting which puts the City down to two members on that board so I put it on Facebook the next day and then I got an email from Daniel Tangen who is interested in serving on either of the boards I told him right now he's probably more needed on the appeals board rather than the zoning board. Motion by Commissioner Nigh that we appoint Daniel Tangen as a member of the Appeals Board. Second by Commissioner Boller. All aye. A grant was applied for the street lights which Garrett is working on, he read into it, and it is more geared towards the school zone.

## **Mayor's Agenda**

Bryan Stirton was present

Stirton brought up with the announcement of Randy's license and Andrew's license there's a problem with our Public Works incentive development plan that was previously approved approximately 10-16 of 23. It limits it to a water three license and a waste water three license and they go up to Fours Stirton would like to see an update to include Water four and Wastewater four, that's as high as they go. It should have been included in it the first time. Motion by Commissioner Thornton to add Water four for another dollar an hour and Wastewater four for another dollar an hour. Second by Commissioner Boller. All aye. Also discussed who had access to the security cameras and if you can limit access, with a new system can you give rights to anybody and see what cameras they can view, if the grant goes the way the school is hopefully we can get the city

cameras as well as the schools district and then the police department can monitor all of them. It's called the school balance prevention program Grant that is coming up soon to apply,

#### **Commissioner White**

A proposal for a dock at the lake for Camp spot I2. They want to build a deck coming off their camper and then have the dock come off that. There is a possibility of putting in a cornhole area like permanent concrete cornhole boards, we talked about either at Hickory Point somewhere or take a couple of the horseshoe pits out and leave a couple of them. A motion to approve for the building of the deck at spot I2 motion on table by Commissioner White. Second by Commissioner Thornton. All aye.

#### **Commissioner Thornton**

Request to approve ordinance change from \$750 to \$2500 spending limit for Chief of Police, Dennis Entrikin. Motion by Commissioner Nigh. Second Commissioner Thornton. All aye. The wage increases for Chief of Police proposed would be \$25.57 per hour to \$28.50. Motion by Commissioner Thornton to raise Chief of Police pay by \$1.00 per hour for now and then revisit in October. Second by Commissioner Nigh. All aye.

#### **Commissioner Boller**

Our GRDA (Grand River Dam Association) is going to be expiring here soon and so they are proposing an extension there's not a lot of information currently we are waiting on some proposals, right now it's just information that we need to be prepared that we may not sign back with GRDA for our energy. I think when we buy our energy, we need to have it like a basket, so we have a diverse set of energy sources, the federal government is pushing for natural renewable energies and pushing out gas and coal with the energy market being unstable it's just something to be on our radar.

#### **Adjournment**

Motion by Commissioner Boller to adjourn at 8:45 pm, Seconded by Commissioner Thornton. All aye.

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Evva Mayfield, Utility Clerk

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Bryan Stirton, Mayor