



City Commission Regular Meeting

Tuesday, October 05, 2021 at 6:00 PM
Commission Chambers, 124 S Bluff, Anthony, KS 67003

MINUTES

OPENING

- Welcome / Call to Order
- Invocation / Pledge of Allegiance
- Roll Call

PRESENT

Mayor Greg Cleveland
Commissioner Sherrie Eaton
Commissioner Jan Lanie
Commissioner Kenny Hodson Jr.
Commissioner Eric Smith

City Administrator Cyndra Kastens, Police Chief Kenny Hodson, Water/WW Foreman Terry Stark, Power Plant Superintendent Larry Berry, Brick Prickett, Chet Barber and Steve Bellesine.

- Approval of Agenda

A motion was made to approve the agenda.

Motion made by Mayor Cleveland, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

PUBLIC COMMENT

The Mayor read aloud a thank you note from the Harper County Health Foundation.

PUBLIC HEARINGS - NONE

CONSENT AGENDA

1. Approve Minutes Regular Meeting September 21st and Special Meeting September 27th
2. Special Appropriations:

Lake Board Capital Fund #34 - Wahoo Docks \$848.97 - Balance of deposit payment

Lake Maint & Imp Capital Fund #34 - EBH \$4,400.00 - RV Dump Engineering & Design

3. Appropriation Ordinance No. 6097 \$283,893.54
4. Approve 9.28.2021 Payroll \$53,901.79
5. Municipal Court Report September 2021

The Mayor asked if any consent agenda items should be pulled for further discussion. Hearing none, a motion was made to approve the consent agenda as presented.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

REGULAR BUSINESS

6. Golf Course Irrigation Water

Chet Barber, Brick Prickett and Steve Bellesine were present representing the Anthony Golf Club. They are concerned about having enough water for irrigation needs. The Commission discussed possibilities and costs. It was recommended to go to the Wayne Dennis Committee to seek funding assistance to rehab the current irrigation wells to make sure we can utilize the currently permitted water right volume. A motion was made to have Mayor Cleveland gather data for further investigation of the Bluff Creek Wells.

Motion made by Commissioner Lanie, Seconded by Commissioner Eaton.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

7. RV Dump Site Plans and Specs Adjustment

A motion from the September 21st meeting was to move the RV Dump location to the west side to accommodate traffic flow but we were able to leave the dump site in the original location (on the east) and relocate it across the road so the dump will be on the correct side of the trailer. A motion was made to locate the RV Dump location back on the east side.

Motion made by Commissioner Hodson Jr., Seconded by Commissioner Smith. Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

8. **Winter Fixed Price Electric Energy Contract**

Admin Kastens informed the Commission that we have been contacted by KMEA regarding concern they have over the rising cost of natural gas as we enter the cold months. After much discussion, a motion was made to secure a fixed price energy contract for December 2021, January and February, 2022.

Motion made by Commissioner Lanie, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

9. **Powerplant Diesel for Winter**

A motion was made to go out for bid for two loads of diesel for the Power Plant, with reserve that the city may only purchase one load depending on the price.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

10. **Contract for Purchase of Lot 10W Deer Creek Trail to Jim & Becky Forsyth \$8,000**

A motion was made to approve the contract for purchase of 10W Deer Creek Trail to Jim and Becky Forsyth for \$8,000 and authorize Admin Kastens to execute documents at closing.

Motion made by Commissioner Hodson Jr., Seconded by Commissioner Eaton. Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

11. **Lake Camping Winter Longevity and Cost Comparisons**

Admin Kastens updated the Commission on the findings of the cost review of camping fees at the lake. Admin Kastens also asked for approval to temporarily lift the Lake Camping Longevity Restriction to allow campers extended stay at the lake from October 1 thru May 1, 2022. A motion was made to temporarily remove the camping longevity restriction for the period of October 1 to May 1, 2022.

Motion made by Commissioner Smith, Seconded by Mayor Cleveland.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

12. Unified Development Code - Kennels

Admin Kastens asked for direction concerning a potential zoning text amendment regarding kennels in the City of Anthony. The Planning Commission will review the issue and report back to the commission.

13. Update on Dangerous Structure 112 S Jennings

Admin Kastens updated the Commission on the Dangerous Structure at 112 S Jennings.

14. Resolution 1093 Vehicle Nuisance 536 S. Kansas Foss 2021

RESOLUTION NO. 1093

A RESOLUTION AUTHORIZING THE PUBLIC OFFICERS
OR OTHER AGENTS OF THE CITY TO ABATE INOPERABLE
VEHICLES AS AUTHORIZED BY ARTICLE 3 OF CHAPTER VII
OF THE CITY OF ANTHONY CITY CODE.

WHEREAS, it is in the interest of the City Commission that the health, safety, and general welfare of the citizens of the City of Anthony be maintained;

WHEREAS, that a vehicle nuisance has developed in Lot Seventeen (17) in Block Six (6) of Cade's Addition in the City of Anthony, Harper County, Kansas, as shown by the recorded plat thereof, 536 S. Kansas, Anthony, KS 67003.

WHEREAS, Notice of Violations has been served in person to the property owner of record, William Leonard Foss II, 536 S. Kansas, Anthony, Kansas 67003.

WHEREAS, the property owner has not alleviated the alleged violations nor requested a hearing before the City Commission within the time periods specified;

WHEREAS, the public officer and other agents of the City of Anthony presents this Resolution to the City Commission;

BE IT RESOLVED BY THE CITY COMMISSION that the Public Officers and other Agents of the City of Anthony are authorized to abate the conditions causing the violations at the end of October 15th, 2021; and

BE IT FURTHER RESOLVED that the cost incurred by the City to abate such conditions shall be charged against the Lot or Lots or parcel of ground on which the nuisance or nuisances were located. The City Clerk shall, at the time of certifying other taxes to the County Clerk certify the cost as provided and the County Clerk shall extend the same on the tax roll and it shall be collected by the County Treasurer and paid to the City as other City taxes are collected and paid.

If any assessments levied pursuant to unpaid costs remain for a period of one year or more after their initial levy the City may collect the amount due in the same manner as a personal debt of the property owner to the City by bringing an action in District Court. Interest will accrue from and after the date a delinquency occurs. The City may pursue collection by levying a special assessment in addition to any other manner provided by law. Amount is due from property owner(s) for services rendered by the City of Anthony upon presentation of bill. Failure of property owner(s) to pay amount due may result in the City bringing an action in district court, or causing a special assessment to be levied on the property, or any other manner of collection provided by law.

ADOPTED at Anthony, Kansas, this 5th day of October, 2021.

A motion was made to approve Resolution 1093 as presented.

Motion made by Mayor Cleveland, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

STAFF REPORTS

15. Administrator Report

The Admin provided a written report on ADA Boat Dock, KDOT Cost Share Grant, Hp. Co. Emergency Operations Plan, Airport KAIP Grant and Leasing ground, Hp. Co. Creatives Commission, Anthony Lake Board/Walking Path, RV Dump Project, Anthony Dog Pound, COW Day, CORE Community Harper County and other department activities.

16. Chief of Police report

Inspected some properties

Served some papers

We arrested David Jordan on a warrant

We arrested Robert Henry on a probation violation

We arrested Lance Cummings on traffic offenses

We arrested Nelson Schwarts for traffic offenses

We had the Homecoming parade here.

EXECUTIVE SESSION

17. Executive Session to discuss Staffing/Personnel Pursuant to "Personnel Matters of Non-Elected Personnel, K.S.A. 75-4319 (b) (1)."

Mayor Cleveland made a motion to go into Executive Session for ten minutes until 7:50 p.m. Commissioner Lanie seconded the motion. Motion carried 4-0. Commissioner Hodson recused himself and left the room.

At 7:40 p.m. chambers were cleared. Remaining present were the City Commission Members: Mayor Greg Cleveland, Jan Lanie, Sherrie Eaton, Eric Smith and the City Administrator.

At 7:50 p.m., Mayor Cleveland made a motion to extend the executive session five minutes until 7:55 p.m. Commissioner Smith seconded the motion. Motion carried 4-0.

At 7:55 p.m. Mayor Cleveland called the regular meeting back to order. No binding action was taken.

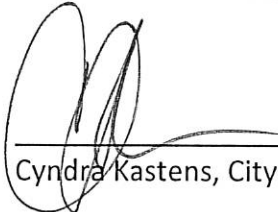
ADJOURNMENT

A motion was made to adjourn the regular commission meeting.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith

The Commission also discussed Inventory of street signs and Bond price quotes on Treasurer and Administrator bonds.



Cyndra Kastens, City Clerk/Administrator

Jan Lanie, Acting Mayor