CITY OF PHILLIPSBURG
CITY COUNCIL MEETING
November 21, 2016

The Phillipsburg City Council met in regular session on November 21, 2016, 6:00 P.M., at the Phillipsburg City Office, 945 Second Street.

CALL TO ORDER — The meeting was called to order by Mayor Patrick Hewitt.

ATTENDANCE — PRESENT: Council members Mike James; Lynette Voorhees; Rod Innes; Travis Stites; Donna Speake.

ABSENT: Council member Pete Rogers.

ALSO PRESENT: Scott Sage, City Attorney; Tim Driggs, Public Works Supervisor Jesse Rhea, reporter KKAN/KQMA; Kirby Ross, reporter Phillips County Review; Shawn Ellenberger; Brenda Chance, City Clerk.

MINUTES APPROVED — Moved by Innes, seconded by Voorhees, to approve the minutes of the November 7, 2016 meeting as written. Voting Aye: ALL. Opposed: NONE.

APPROPRIATION ORDINANCE #1055-11-16A — Moved by Voorhees, seconded by Stites, to approve an ordinance to pay the bills for the month of November. Voting Aye: ALL. Opposed: NONE. Statutory majority having voted for this ordinance; the city clerk assigned it ordinance #1055-11-16A.

RESOLUTION #237 — Moved by Innes, seconded by James, to adopt Resolution #237. Voting Aye: ALL. Opposed: NONE. A copy of Resolution #237 is attached and made a part of these minutes.

RESOLUTION #238 — Moved by Voorhees, seconded by Speake, to adopt the Resolution #238. Voting Aye: ALL. Opposed: NONE. A copy of Resolution #238 is attached and made a part of these minutes.

RESOLUTION #239 — Moved by James, seconded by Voorhees, to adopt the Resolution #239. Voting Aye: ALL. Opposed: NONE. A copy of Resolution #239 is attached and made a part of these minutes.

RESOLUTION #240 — Moved by Stites, seconded by James, to adopt the Resolution #240. Voting Aye: ALL. Opposed: NONE. A copy of Resolution #240 is attached and made a part of these minutes.

CHAMBER NOMINATIONS — The award nomination form for the annual Chamber of Commerce and Main Street banquet was provided to the Council.

TITLE VI — Discussion was held concerning the Title VI policy.

AIRPORT — It was the consensus of the Council to not purchase the airport hangar from Dustin Cheney.

PUBLIC WORKS	Driggs reported on activities of the public works department. Discussion was held concerning the public works master plan. Discussion was held concerning the need for roof repairs at the armory, brick street repair/replacement, and Highway 36 repairs. Driggs will be on vacation November 30 – December 3.
GEOCORE 2nd & G ST	Moved by Innes, seconded by James, to authorize the mayor to sign the agreement with Geocore for a monitoring well on G Street near the alley between 1st and 2nd streets. Voting Aye: ALL. Opposed: NONE.
DISASTER	FEMA officials will be meeting with Driggs and Chance November 22nd.
AQUATIC CENTER	Discussion was held concerning repairs needed for the jets in the therapy pool at the seating section.
VEHICLES	It was the consensus of the Council to authorize the purchase of 2 vehicles for the public works department at a cost of no more than $50,000.
POLICY	Discussion was held concerning the Councils duty to set policy for guidance and let supervisors make the decisions within the policy limits.
JPPC	Stites presented recommendations from the Joint Personnel Policy Committee (JPPC) concerning the employee recognition supper. JPPC recommended renting the Huck Boyd Center at a cost of $90 and have Bon Appetit cater the meal for $15 per plate with one entree or $18 per plate with two entrée choices. A $225 deposit for the meal will be required. It was the consensus of the Council to go with the $18 per plate meal and approve the deposit be paid. The next JPPC meeting will be November 29th. Employees will be asked to vote for an employee to fill the vacancy on the committee prior to the next meeting. The JPPC recommended the following recognition for employee years of service for: 5 years – $50 — 25 years - $750 10 years - $125 — 30 years - $1,000 15 years - $250 — 35 years - $1,250 20 years - $500 Moved by Voorhees, seconded by Stites, to accept the JPPC recommendation for longevity and leaving out retirement recognition. Voting Aye: Innes; Voorhees; Stites. Opposed: James; Speake.
ADJOURN	Moved by Stites, seconded by Speake, to adjourn time – 6:59 p.m.

Brenda L. Chance, City Clerk

(First published in the Advocate of Phillips County on December 1 __, 2016.) 1t

RESOLUTION NO. 237

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED ON WEST 75' OF LOTS 7 AND 8, EXCEPT NORTH 20' OF LOT 8, BLOCK 3, RANGE 4, BISSELLS ADDITION TO THE CITY OF PHILLIPSBURG, KANSAS, COMMONLY KNOWN AS 400 THIRD STREET, PHILLIPSBURG, KANSAS, IS NOT UNSAFE AND NOT DANGEROUS AND DIRECTING THE STRUCTURE BE REPAIRED AND THE PREMISES MADE SECURE.

WHEREAS, the Enforcing Officer of the City of Phillipsburg, Kansas, did on the 15th day of August, 2016, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and

WHEREAS, the governing body did by Resolution dated the 6th day of September, 2016, fix the time and place of a hearing at which the owner, his or her agent, any lienholders of record and any occupant of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and

WHEREAS, such Resolution was published in the official city paper on the 15th day of September, 2016, and on the 22nd day of September, 2016, and a copy of such Resolution was served on all persons entitled thereto in all respects as provided by law; and

WHEREAS, on this 7th day of November, 2016, the governing body heard all evidence submitted by the enforcing officer of the City. The owners, agents, lienholders and occupants of such structure appeared.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF PHILLIPSBURG, KANSAS:

That said governing body hereby finds that the structure located on West 75' of Lots 7 and 8, Except North 20' of Lot 8, Block 3, Range 4, Bissells Addition to the City of Phillipsburg, Phillips County, Kansas, commonly known as 400 Third Street, Phillipsburg, Kansas, is safe and not dangerous and hereby directs such structure to be repaired and the premises made secure. The owner or owners of such structure are hereby given 60 days from the date of publication of this Resolution within which to commence the repair of such structure, such repair to said structure shall be completed by June 2, 2017, and if such owners fail to commence the repair of such structure within the time stated or fail to diligently prosecute the same until the work is completed, said governing body will cause the structure to be repaired and the costs of such repairing, less salvage if any, to be assessed as a special assessment against the lot or parcel of land upon which the structure is located as provided by law.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city paper and a copy mailed to the owners, agents lienholders and occupants as provided by law.

PASSED BY THE CITY COUNCIL THE 21st day of November, 2016.

APPROVED BY THE MAYOR THIS 21st day of November, 2016.

(SEAL)

Patrick E. Hewitt, Mayor
City of Phillipsburg, Kansas

ATTEST:

Brenda L. Chance, City Clerk
City of Phillipsburg, Kansas

(First published in the Advocate of Phillips County on December 1 __, 2016.) 1t

RESOLUTION NO. 238

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED ON LOTS 14 & 15, BLOCK 65, C.K.&N. ADDITION TO THE CITY OF PHILLIPSBURG, KANSAS, COMMONLY KNOWN AS 314 SEVENTH STREET, PHILLIPSBURG, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THE STRUCTURE TO BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Phillipsburg, Kansas, did on the 15th day of August, 2016, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and

WHEREAS, the governing body did by Resolution dated the 6th day of September, 2016, fix the time and place of a hearing at which the owner, his or her agent, any lienholders of record and any occupant of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and

WHEREAS, such Resolution was published in the official city paper on the 29th day of September, 2016, and on the 6th day of October, 2016, and a copy of such Resolution was served on all persons entitled thereto in all respects as provided by law; and

WHEREAS, on this 7th day of November, 2016, the governing body heard all evidence submitted by the enforcing officer of the City. The owners, agents, lienholders and occupants of such structure appeared.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF PHILLIPSBURG, KANSAS:

That said governing body hereby finds that the structure located on Lots 14 and 15, Block, 65, C.K.&N. Addition to the City of Phillipsburg, Phillips County, Kansas, commonly known as 314 Seventh Street, Phillipsburg, Kansas, is unsafe and dangerous and hereby directs such structure to be removed and the premises made safe and secure. The owner or owners of such structure are hereby given 60 days from the date of publication of this Resolution within which to commence the removal of such structure, such removal of said structure shall be completed within 120 days after commencement, and if such owners fail to commence the removal of such structure within the time stated or fail to diligently prosecute the same until the work is completed, said governing body will cause the structure to be razed and removed and the costs of such razing and removing, less salvage if any, to be assessed as a special assessment against the lot or parcel of land upon which the structure is located as provided by law.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city paper and a copy mailed to the owners, agents lienholders and occupants as provided by law.

PASSED BY THE CITY COUNCIL THE 21st day of November, 2016.

APPROVED BY THE MAYOR THIS 21st day of November, 2016.

(SEAL)

Patrick E. Hewitt, Mayor
City of Phillipsburg, Kansas

ATTEST:

Brenda L. Chance, City Clerk
City of Phillipsburg, Kansas

(First published in the Advocate of Phillips County on December 1 __, 2016.) 1t

RESOLUTION NO. 239

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED ON NORTH 75' OF LOTS 4, 5, & 6, BLOCK 2, RANGE 4, ORIGINAL TOWN TO THE CITY OF PHILLIPSBURG, KANSAS, COMMONLY KNOWN AS 1290 THIRD STREET, PHILLIPSBURG, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THE STRUCTURE TO BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Phillipsburg, Kansas, did on the 15th day of August, 2016, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and

WHEREAS, the governing body did by Resolution dated the 6th day of September, 2016, fix the time and place of a hearing at which the owner, his or her agent, any lienholders of record and any occupant of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and

WHEREAS, such Resolution was published in the official city paper on the 15th day of September, 2016, and on the 22nd day of September, 2016, and a copy of such Resolution was served on all persons entitled thereto in all respects as provided by law; and

WHEREAS, on this 7th day of November, 2016, the governing body heard all evidence submitted by the enforcing officer of the City. The owners, agents, lienholders and occupants of such structure appeared.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF PHILLIPSBURG, KANSAS:

That said governing body hereby finds that the structure located on North 75' of Lots 4, 5, and 6, Block 2, Range 4, Original Town to the City of Phillipsburg, Phillips County, Kansas, commonly known as 1290 Third Street, Phillipsburg, Kansas, is unsafe and dangerous and hereby directs such structure to be removed and the premises made safe and secure. The owner or owners of such structure are hereby given 60 days from the date of publication of this Resolution within which to commence the removal of such structure, such removal of said structure shall be completed within 180 days after commencement, and if such owners fail to commence the removal of such structure within the time stated or fail to diligently prosecute the same until the work is completed, said governing body will cause the structure to be razed and removed and the costs of such razing and removing, less salvage if any, to be assessed as a special assessment against the lot or parcel of land upon which the structure is located as provided by law.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city paper and a copy mailed to the owners, agents lienholders and occupants as provided by law.

PASSED BY THE CITY COUNCIL THE 21st day of November, 2016.

APPROVED BY THE MAYOR THIS 21st day of November, 2016.

(SEAL)

Patrick E. Hewitt, Mayor
City of Phillipsburg, Kansas

ATTEST:

Brenda L. Chance, City Clerk
City of Phillipsburg, Kansas

(First published in the Advocate of Phillips County on December 1 __, 2016.) 1t

RESOLUTION NO. 240

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED ON WEST HALF OF LOT 12, BLOCK 3, RANGE 3, BISSELLS ADDITION TO THE CITY OF PHILLIPSBURG, KANSAS, COMMONLY KNOWN AS 206 'H' STREET, PHILLIPSBURG, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THE STRUCTURE TO BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Phillipsburg, Kansas, did on the 15th day of August, 2016, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was unsafe and dangerous; and

WHEREAS, the governing body did by Resolution dated the 6th day of September, 2016, fix the time and place of a hearing at which the owner, his or her agent, any lienholders of record and any occupant of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and

WHEREAS, such Resolution was published in the official city paper on the 15th day of September, 2016, and on the 22nd day of September, 2016, and a copy of such Resolution was served on all persons entitled thereto in all respects as provided by law; and

WHEREAS, on this 7th day of November, 2016, the governing body heard all evidence submitted by the enforcing officer of the City. The owners, agents, lienholders and occupants of such structure appeared.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF PHILLIPSBURG, KANSAS:

That said governing body hereby finds that the structure located on West Half of Lot 12, Block 3, Range 3, Bissells Addition to the City of Phillipsburg, Phillips County, Kansas, commonly known as 206 'H' Street, Phillipsburg, Kansas, is unsafe and dangerous and hereby directs such structure to be removed and the premises made safe and secure. The owner or owners of such structure are hereby given 60 days from the date of publication of this Resolution within which to commence the removal of such structure, such removal of said structure shall be completed within 120 days after commencement, and if such owners fail to commence the removal of such structure within the time stated or fail to diligently prosecute the same until the work is completed, said governing body will cause the structure to be razed and removed and the costs of such razing and removing, less salvage if any, to be assessed as a special assessment against the lot or parcel of land upon which the structure is located as provided by law.

BE IT FURTHER RESOLVED, that the City Clerk shall cause this Resolution to be published once in the official city paper and a copy mailed to the owners, agents lienholders and occupants as provided by law.

PASSED BY THE CITY COUNCIL THE 21st day of November, 2016.

APPROVED BY THE MAYOR THIS 21st day of November, 2016.

(SEAL)

Patrick E. Hewitt, Mayor
City of Phillipsburg, Kansas

ATTEST:

Brenda L. Chance, City Clerk
City of Phillipsburg, Kansas