

Hillsboro, Kansas
July 21, 2020

1. The city council met in regular session on Tuesday, July 21, 2020 at 4:00 p.m. in the City Hall East Meeting Room with Mayor Lou Thurston and Council members David Loewen, Byron McCarty, Renee Gehring, and Brent Driggers present.

2. Others Present: Laura Paulus, Hillsboro Free Press; Phyllis Zorn, Hillsboro Star Journal; Amy Zeller, 704 S. Main and Phoebe Janzen, Amy's mother; Josh Boehm, City Attorney; Matt Stiles, City Administrator; and, Jan Meisinger, City Clerk.

3. CALL TO ORDER – Mayor Thurston called the meeting to order at 4:00 p.m.

4. PUBLIC COMMENTS – none

5. APPROVAL OF MINUTES FROM 7-7-2020 REGULAR MEETING & 7-14-2020 SPECIAL MEETING – Motion was made by Council member McCarty and seconded by Council member Loewen to approve the minutes of the 7-7-2020 regular meeting and 7-14-2020 special meeting as distributed. Motion carried unanimously.

6. VOUCHERS – Motion was made by Council member McCarty and seconded by Council member Driggers to approve the vouchers in the amount of \$167,896.48. Motion carried unanimously.

7. ORDINANCE 1310 – AMENDING CERTAIN MAIN TRAFFICWAYS – This ordinance adds Industrial Road and the railroad right-of-way to the city's main trafficways and main trafficway connections so bond funds can be allocated to pay for the projects. Motion was made by Council member McCarty and seconded by Council member Driggers to approve Ordinance 1310 – (*AN ORDINANCE OF THE CITY OF HILLSBORO, KANSAS AMENDING ORDINANCE NOS 1207, 1282, 1289 AND 1298; DESIGNATING CERTAIN ADDITIONAL MAIN TRAFFICWAYS AND MAIN TRAFFICWAY CONNECTIONS; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE, DELIVER AND ATTEST TO THE EXECUTION OF SUCH DOCUMENTS AS ARE NECESSARY IN CONNECTION WITH SUCH DESIGNATION AND DECLARATION*). Council was polled with the following vote: Council member McCarty, yes; Council member Gehring, yes; Council member Driggers, yes; Council member Loewen, yes. Motion carried unanimously.

8. ORDINANCE 1311 – AMENDING BOND ORDINANCE – Ordinance 1311 will allow the city to use 2019 bond funds for the city's share of the current KDOT projects for the US 56/Industrial Road intersection and the railroad right-of-way trail. There was approximately \$230,000.00 in bond proceeds left over after the completion of the 2019 projects. The trail project has a 20% cost share of \$87,000.00. The US 56/Industrial Road intersection has a 5% cost share of \$85,000.00. Motion was made by Council member Driggers and seconded by Council member McCarty to approve Ordinance 1311 – (*AN ORDINANCE AMENDING ORDINANCE NO. 1301 OF THE CITY OF HILLSBORO, KANSAS*). Council was polled with the following vote: Council member Loewen, yes; Driggers, yes; Gehring, yes; McCarty, yes. Motion carried unanimously.

9. ORDINANCE 1312 – ZONE CHANGE – 704 S. MAIN (AMY ZELLER) – Amy Zeller, owner of 704 S. Main, requested a zone change from C2 to R2 because she wanted to use the upper floor as a residence. The Planning Commission held a public hearing in June and determined that it would be more beneficial to her in the future to rezone this property to R3, which would allow for multiple family dwellings, such as an apartment complex, on the property in the future. The Planning Commission unanimously recommended approval of the zone change to the City Council. Motion was made by Council member Loewen and seconded by Council member McCarty to approve Ordinance 1312 – (*AN ORDINANCE REZONING A PARCEL OF PROPERTY FROM C2 (GENERAL BUSINESS DISTRICT) TO R3 (MULTIPLE FAMILY DWELLING DISTRICT) PROVIDED FOR BY CHAPTER 24-1.01 OF THE ZONING REGULATIONS FOR THE CITY OF HILLSBORO, KANSAS*). Council was polled with the following vote: Council member McCarty, yes; Gehring, yes; Driggers, yes; Loewen, yes. Motion carried unanimously.

10. ORDINANCE 1313 – REPEALING TERM LIMITS FOR BOARDS AND COMMISSIONS – Ordinance 1313 repeals Ordinance 1174 that created term limits for citizen boards. The new ordinance removes those limits. Motion was made by Council member Driggers and seconded by Council member McCarty to approve Ordinance 1313 – (*AN ORDINANCE REPEALING ORDINANCE 1174 SETTING THE MAXIMUM NUMBER OF TERMS OF OFFICE*). Council was polled with the following vote: Council member Loewen, yes; Driggers, yes; Gehring, yes; McCarty, yes. Motion carried unanimously.

11. RESOLUTION 2020-06 COVID-19 FUNDING – Resolution 2020-06 authorizes the city to accept SPARK (Strengthening People and Revitalizing Kansas) funding from the State. Over \$2 million of funding was awarded to Marion County, with priority going to public entities to receive the funding first. The County is requesting that all public entities that receive SPARK funding approve a resolution accepting responsibility for the funds. Motion was made by Council member McCarty and seconded by Council member Driggers to approve Resolution 2020-06 – (*A RESOLUTION OF THE CITY OF HILLSBORO, KANSAS AUTHORIZING THE ACCEPTANCE OF FUNDING FROM THE STATE OF KANSAS RELATED TO RESPONSE TO THE COVID-19 PANDEMIC*). Council was polled with the following vote: Council member McCarty, yes; Gehring, yes; Driggers, yes; Loewen, yes. Motion carried unanimously.

12. AMENDMENT TO POLICY #90 – FLEET & VEHICLE POLICY – The following was added to Policy #90: Police officers may transport passengers in the course of the normal duties as required by police procedures. Motion was made by Council member McCarty and seconded by Council member Gehring to approve the amended Policy No. 90. Motion carried unanimously.

13. BOARD APPOINTMENTS – none

14. CITY ADMINISTRATOR’S REPORT –

KPP – City Administrator Stiles said we received our financial scorecard for 2019 for the electric utility. Overall, it’s better than the previous year, but we still have work to do. KPP will be doing another distribution assessment, which is part of our membership dues. Automatic meter read meters could be financed through KPP with the cost being added to our monthly power bill. More information will be forthcoming on that. KPP also wants to do training with council, probably after a council meeting, that will take approximately 1 ½ hours.

2019 Audit – The City’s audit is complete and will be presented at the next council meeting.

Website – City Administrator Stiles said he would like to see our website refreshed and rebuilt by the end of the year. The quote from David Baker is \$2,500.00 to do this. He also wants to add more features as we move forward.

Improvement at D & Ash Intersection – City Administrator Stiles said he had been talking to the engineer about how the intersection could be improved. Rumble strips and signage could be added or pedestrian lights. We can move forward once we know the financial impact. Mayor Thurston thought bicycle education for both children and adults should not be overlooked.

Steve Fast – Steve is off furlough.

MOU with Tabor College, Re: Old Hospital – Tabor College has asked the City to allow them to use the old hospital for the housing of students for quarantining and isolation related to COVID19. City Administrator Stiles distributed a draft copy of a Memorandum of Understanding. This agreement will allow Tabor to use Mennonite Disaster Services to help prepare for the upcoming semester. Working with the city attorney, we have requested some changes to clarify the liability for students being with Tabor with the city named as additional insured. This has also been discussed with Peter Mungai, CEO, Salem Home. He does not have a problem with Tabor using the old hospital because Salem has closed off the access to the hospital area already and does not see any reason for the students to have any interaction with the home. The City assumes any costs associated with making the property functional. The biggest issue is the fire sprinkler system, which will need to be serviced and recharged. Tabor will be responsible for costs associated with housing students in the building. All those costs should be eligible for SPARKS funding through the County. Tabor would use the facility at no cost, but would be required to pay all utilities for housing students. Motion was made by Council member McCarty and seconded by Council member Driggers to approve the MOU pending additions recommended by the city attorney and authorize the mayor to execute the agreement when those changes are made. Motion carried unanimously.

Adding Holidays – Council member McCarty said a long time ago, Veteran’s Day was taken away as one of the City’s observed holidays. He would like to see that reinstated as a holiday and add Martin Luther King, Jr Day as another holiday. City Administrator Stiles said the financial impact for this would be minimal. This item will be on the next council agenda.

Masks – Mayor Thurston said he would like to encourage all citizens to wear masks in public when 6’ of social distancing cannot be maintained; and, he wanted the city employees to set a good example. This is not a mandate, but he asked for everyone’s cooperation. The community has stepped up in many ways during this tough situation, and he is asking them to step up again.

15. ADJOURNMENT – Meeting adjourned at 4:47 p.m.

/s/

LOUIS THURSTON, MAYOR

ATTEST:

/s/

JANICE K. MEISINGER, CITY CLERK