

Hillsboro, Kansas
October 19, 2021

1. The City Council met in regular session via Zoom and in person, on Tuesday, October 19, 2021 at 4:00pm with Mayor Lou Thurston and Council members Brent Driggers, Renee Gehring, David Loewen and Byron McCarty participating.

2. **Others Participating:** Kimberlyn Gilchrist, City Attorney; Laura Paulus, Hillsboro Free Press; Daryl Amstutz; Matt Stiles, City Administrator; and Danielle Bartel, City Clerk.

3. **CALL TO ORDER:** Mayor Lou Thurston called the meeting to order at 4:00pm.

4. **MINUTES:** Council member Gehring motioned to approve the minutes dated October 5, 2021 and Council member Loewen seconded. Motion carried.

5. **VOUCHERS:** Council member Driggers motioned to approve vouchers in the amount of \$353,459.56; Council member McCarty seconded. Motion carried.

6. **PUBLIC COMMENTS:** None.

Lou noted there are two times for public comments and Administrator Stiles will be working on a Public Comments policy.

7. BUSINESS

ORDINANCE 1337: Administrator Stiles presented a grandfathering provision to address the issues raised by Mr. Amstutz at the October 5, 2021 Council meeting. The provision would allow the existing three solar customers to remain on the previous net metering rate structure for a period of 10 years. All future solar customers would be subject to the new parallel generation rate. Council member Loewen motioned to approve Ordinance 1337 and authorize the Mayor to sign. Council member McCarty seconded. Motion approved 4-0.

LEASE-PURCHASE AGREEMENT AT 111 EAST 1ST STREET: Administrator Stiles reviewed the lease-purchase agreement between the City and Tabor College. Council member Driggers motioned to approve the proposed lease agreement with Tabor College for property at 111 East 1st Street and authorize the Mayor to sign. Council member McCarty seconded. Motion approved.

ELCON INVOICES: Administrator Stiles reviewed the invoice from Elcon. Council member McCarty motioned to approve the invoice. Council member Loewen seconded. Council member Gehring abstained. Motion carried.

TRANSFER FROM GENERAL FUND TO LAND BANK: Administrator Stiles requested a transfer of \$6,500 from General Fund to the Land Bank to ensure there are sufficient funds to purchase the building at 128 S Main Street. Council member Driggers motioned. Council member McCarty seconded. Motion carried.

EXECUTIVE SESSION: Council member Loewen motioned that the City Council recess into executive session for the purpose of consultation with the city attorney for matters privileged in the attorney-client relationship pursuant to KSA 75-4319 (b)(2) for a period of 10 minutes. The meeting will include the City Administrator and the City Attorney. The open meeting will resume at 4:25pm. Council member Driggers seconded. Motion carried.

The Council recessed into an Executive Session at 4:25pm with Administrator Stiles and City Attorney Kimberlyn Gilchrist participating. The Council meeting resumed at 4:25pm. No action was taken during the executive session.

Council recessed into a Land Bank meeting at 4:25pm.

Council resumed with regular meeting at 4:29pm.

8. **BOARD APPOINTMENTS:** None.

9. **CITY ADMINISTRATOR'S REPORT:** City Administrator Stiles reported on the following:

- Police Grant
- LKM Conference
- KMIT Health Insurance Pool
- KPP Bill
- Ed Richert's Retirement Party
- Resignation in the Water Department
- Sanitation & Street Department Opening

- Future Rate Discussions
- 2021 International Code
- Pyrotechnics at Home Football Games

McCarty motioned to approve utilizing pyrotechnics during USD 410 home football games at the Joel Wiens Stadium, and not to exceed 15 minutes after the game, for the duration of the 2021 football schedule. Driggers seconded. Motion carried.

10. PUBLIC COMMENTS: Daryl Amstutz thanked the Council for grandfathering the current solar customers and asked the Council to consider going back to the previous policy for future solar customers. The Mayor thanked Daryl for his comments.

11. COUNCIL COMMENTS: None.

12. ADJOURNMENT: Council meeting adjourned at 4:45pm.

ATTEST:



LOUIS THURSTON, MAYOR



DANIELLE BARTEL, CITY CLERK