

**CITY OF HIGHLAND, KANSAS  
REGULAR COUNCIL MEETING  
CITY HALL  
October 9, 2019  
5:00 P.M.**

**COUNCIL MEMBERS PRESENT:** Greg Delzeit, Terry Gibson, Matt Peterson and Dana Clary (5:03 p.m.)

**COUNCIL MEMBERS ABSENT:** Rocky Ruhnke

**CITY EMPLOYEES PRESENT:** City Attorney Ted Collins, City Clerk Joann Karn, City Superintendent Kevin Lackey, Chief Brandon Whetstine and City Maintenance Trevor Saunders

**GUESTS PRESENT:** Ron McCoy and Dee Tollakson, A-1 Pump & Jet; Jeremy and Wyatt Prawl

**PRESIDING:** Mayor Charles Batchelder

Mayor Batchelder called the regular city council meeting to order.

Terry Gibson moved and Greg Delzeit seconded a motion to approve the minutes of the September 11, 2019, regular city council meeting. Motion carried 3-0

Greg Delzeit moved and Terry Gibson seconded a motion to approve the bills as presented. Motion carried 3-0

**PRESENTATIONS**

Wyatt Prawl described his Eagle Scout project of a 4' x 8' metal welcome sign to be placed at the east entrance of town. The consensus of the council was approval of the project and coordinate with the maintenance personnel on details. The council thanked him for his service in promoting our city.

Ron McCoy and Dee Tollakson, A-1 Pump, provided a preliminary overview of the city-wide sewer cleaning and camera inspection. The final report will be completed and provided to the city near the end of October which at that time a special council meeting may be called to review the findings. A-1 indicated there was not any line breaks. They suggested a routine maintenance of the system be performed every 3-4 years and they could provide root cutting at \$250/hr. Council thanked them for attending the meeting to provide the update.

**COMMUNICATIONS AND REPORTS:**

**Mayor Batchelder** – Nothing at this time

**Attorney Collins** – Explained Midwest Assistance Program (MAP) receives funding from USDA Rural Development to assist communities through the process of applying for loan/grant funding at no charge to the community. With the attorney's recommendation, Terry Gibson moved and Dana Clary seconded a motion to utilize Midwest Assistance Program when possible. Motion carried 4-0 Attorney Collins provided information on the Opioids class action law suit and not be excluded from the class; two negligence claims pending to be discussed in executive session; postponed drafting a \$28,500 lease-purchase agreement with the Highland Cemetery for equipment pending paying in full by December 31, 2019; provide input on the water tower maintenance agreement later with Supt. Lackey; and Attorney Collins asked for council approval for him to attend the City Attorneys Association of Kansas conference, October 11<sup>th</sup> with council paying registration and lodging. Matt Peterson moved and Terry Gibson seconded a motion to pay Attorney Collins registration and lodging for the CAAK conference on Friday October 11, 2019.

**Clerk Karn** – Nothing at this time

**Police Chief Whetstine** – a) Outside post office boxes at various locations in Doniphan County have been damaged with the contents removed b) Ten notices have been sent to owners of vehicles without current registration c) will be assisting Doniphan West schools in safety drills.

**Superintendent Lackey** – Receiving proposals from several companies for asset management on the water towers. If council wishes to terminate the current contract, notice should be given by May 2020. After receiving new information, Supt. Lackey decided to continue with the current company on providing maintenance on the lift station pumps instead of switching companies.

## **COMMITTEE UPDATES:**

**Finance Committee** – Greg Delzeit – Nothing at this time

**Law Enforcement Committee** – Matt Peterson – Asked for an executive session later

**Parks and Rec. Committee** – Dana Clary – Wished to thank Mr. Dave Reist for power washing and staining benches in Degginger Park; city established parking at Minier Park, contacted Highland Christian Church if they'd like assistance in improving the corner of the parking lot since its first impression coming into town and reminder of the upcoming Trunk or Treat and Snowflake Festival.

**Street and Alley/Bldg & Grounds Committee** – Terry Gibson – Receiving compliments on completed work and the need for a committee to visit with HCC officials on various topics.

**Water and Sewer Committee** – Rocky Ruhnke – Absent

**Planning & Zoning** – Matt Peterson – Nothing at this time

**Personnel Committee** – Greg Delzeit – Nothing at this time

## **NEW BUSINESS**

Matt Peterson moved and Dana Clary seconded a motion to designate Trevor Saunders as the water and wastewater operator for the city. Motion carried 4-0

## **ORDINANCE**

Matt Peterson moved and Dana Clary seconded a motion to adopt Ordinance #557, an ordinance of the City of Highland, Kansas, enacted in accordance with Article 13 of Ordinance Number 513 of said City, amending boundaries of zoning districts in effect pursuant to said ordinance, defining the changes as amended, and changing the official zoning map of said city, specifically, changing the zoning classification of Lots 1 and 2, in block 71, from R-2, medium density residential, to B-2, General Business. By roll call vote: Delzeit – yes, Gibson – yes, Peterson – yes, and Clary – yes. Motion carried 4-0.

Matt Peterson moved and Dana Clary seconded a motion to adopt Ordinance #558, an ordinance of the City of Highland, Kansas, providing for the transfer and conveyance of certain real estate owned by said city, described as North 65' of Lots 1 & 2, Block 71, and authorizing the Mayor and City Clerk of said city to execute, acknowledge and deliver documents and deeds of conveyance, for and on behalf of the city, upon payment for such real estate. By roll call vote: Delzeit – yes, Gibson – yes, Peterson – yes, and Clary – yes. Motion carried 4-0.

## **EXECUTIVE SESSION:**

Matt Peterson moved and Dana Clary seconded a motion to recess into executive session at 6:35 p.m. for 10 minutes to review individual employee(s) pursuant to the non-elected personnel for the protection of the privacy rights of the protected employee(s) and the open meeting will resume in the city council chamber at 6:45 p.m. Motion carried 4-0. Mayor asked the city attorney to remain. Dana Clary left at 6:43

Matt Peterson moved and Terry Gibson seconded a motion to recess into executive session at 6:45 p.m. for 10 minutes to review individual employee(s) pursuant to the non-elected personnel for the protection of the privacy rights of the protected employee(s) and the open meeting will resume in the city council chamber at 6:55 p.m. Motion carried 3-0. Mayor asked the city attorney to remain.

Terry Gibson moved and Matt Peterson seconded a motion to recess into executive session at 6:55 p.m. for 5 minutes for consultation with an attorney on legal matters that would be deemed privileged in attorney-client relationship and the open meeting will resume in the city council chamber at 7:00 p.m. Motion carried 3-0 Mayor asked the city attorney and clerk to remain

Terry Gibson moved and Greg Delzeit seconded a motion to adjourn at 7:13 p.m. Motion carried 3-0

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Mayor

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City Clerk