

**CITY OF PHILLIPSBURG  
CITY COUNCIL MEETING  
May 16, 2022**

The Phillipsburg City Council met in regular session on May 16, 2022, 6:00 P.M, at 945 2<sup>nd</sup> Street, Phillipsburg, KS.

CALL TO ORDER	The meeting was called to order by Mayor Bret Miles.
ATTENDANCE	PRESENT: Councilmembers Vickie Gibbs; Mike James; Terry McConnell; Tracy Sanson; Angie Wells.  ABSENT: Pete Rogers.  ALSO PRESENT: Tim & Shawn Ellenberger; Ron Jansonius; Lauren Weinert; Daryl Clark; Kirby Ross, Phillips County Review; S. Scott Sage, City Attorney; Rachel Martin; Tim Driggs, Director of Public Works; Tiffini Gross, City Clerk.
PLEDGE OF ALLEGIANCE	The Pledge of Allegiance to the United States was led by Mayor Miles.
PUBLIC COMMENT	There was no public comment.
MINUTES APPROVED	Moved by James, seconded by McConnell to approve the May 2, 2022 minutes as written. Voting Aye: Gibbs, James, McConnell, Wells. Opposed: NONE.  Tracy Sanson joined the meeting- time 6:02 p.m.
APP ORD 1055-05-22A APPROVED	Moved by James, seconded by Gibbs to approve ordinance #1055-05-22A, to pay the bills for the month of May. Voting Aye: ALL. Opposed: NONE.
DANGEROUS STRUCTURE CLEANUP	Gibbs said the dangerous structure property on 7 <sup>th</sup> Street has made a lot of progress this week.
PUBLIC WORKS WEEK	Wells commented in honor of Public Works week, she thanked the guys for everything they do.
HOUSING AUTHORITY BOARD APPOINTMENTS	Mayor Miles recommended the reappointment of Karin Patton, Chris Hugunin, and Sue Delaney to the Housing Authority Board. Moved by Gibbs, seconded by Sanson to approve the mayor's reappointments. Voting Aye: ALL. Opposed: NONE.
DOWNTOWN BRICKS	Wells said Driggs is looking into replacing the concrete area downtown near the pharmacy and Isernhagen's with bricks.
KORA/KOMA TRAINING MAY 24TH	Driggs announced a Kansas Open Records Act and Kansas Open Meetings Act training will be held at the city office on May 24 <sup>th</sup> at 5:30 p.m. The Council and all board members are invited. The training will be a public meeting conducted by the Attorney General's Office. There is no cost to attend. The Council consented to having Driggs invite Phillips County employees as well.

**LEAD & COPPER MEETING**

Driggs and Kent Footh plan to attend the Lead & Copper Rules Meeting May 24<sup>th</sup> in McPherson.

**PUBLIC WORKS ACTIVITIES**

Public works crews have been attending safety training, mowing, spraying cactus at cemetery, repairing sink holes, fixing softball field lights, and cleaning up the city park.

**EXECUTIVE SESSION**

Moved by James, seconded by Gibbs for the City Council to recess into executive session for preliminary discussions relating to the acquisition of real property exception, K.S.A. 75-4319 (b)(6) with Council, Mayor Miles, Driggs, Gross, and City Attorney Sage in attendance and the open meeting to resume in the city council chamber at 6:38 p.m. Voting Aye: ALL. Opposed: NONE.

Martin, Jansonius, Ellenbergers, Weinert, Clark, and Ross left the meeting-time 6:08 p.m.

Gibbs left the meeting-time 6:25 p.m.

Jansonius, Tim & Shawn Ellenberger, Weinert, Ross, and Martin returned to meeting.

Mayor Miles called the regular meeting back to order- time 6:38 p.m.

**PETITION TO VACATE REJECTED BY COUNTY AND ANNEXATION ORDINANCE PASSED**

Driggs reported the County Commissioners rejected the City Council's petition to vacate. James asked what the options are for the next steps. Driggs said the Council can stop and walk away from the project or they can continue by annexing the additional property required for the road to be closed. He presented a draft annexation ordinance. Moved by James, seconded by Sanson to annex the land and pass Ordinance #1442 as written. Voting Aye: ALL. Opposed: NONE.

**PETITION TO VACATE AUTHORIZED FOR PLANNING COMMISSION RECOMMENDATION**

Driggs explained the Council then has the option to have the Planning Commission review a petition to vacate, who would hold a public hearing, review and decide on the vacation. Moved by James, seconded by McConnell to authorize the mayor to sign a petition to vacate and submit to the Planning Commission. Voting Aye: ALL. Opposed: NONE.

**COUNCIL REQUESTS PROPOSALS FOR LEASE OR PURCHASE**

Driggs said he has received the appraisals and information for the land acquisition for the two properties in question for the airport extension. Moved by James, seconded by McConnell for Driggs to prepare proposals for Council's review; one option for purchase and one option for lease or easement. Voting Aye: ALL. Opposed: NONE.

**STATE STREET PHASE II TO REBID**

Driggs said the State Street Phase II project bids came in high at \$1.3 million and \$1.6 million, both above the engineer's estimate of \$1 million. He said at last meeting the Council rejected the bids and authorized a request to KDOT to rebid. The new bid date will be in September. He said the project may be modified or shortened. Driggs reminded the public that specific bid tabs are not given to the city until a bid is awarded in order to keep things competitive in the case of rebidding.

AQUATIC CENTER ESTIMATES REQUESTED	Driggs said the Aquatic Center outdoor pool is filled with water, but has two malfunctioning motors, one will be repaired, the other needing replaced. He said he paid extra money to expedite shipping to get the pool up and running on time for the season.
AQUATIC CENTER REPAIRS	Discussion was held on the condition of the mechanical system at the pool and the option for replacement. Moved by James, seconded by Sanson for Driggs to gather bids to replace the mechanical equipment at the pool. Voting Aye: ALL. Opposed: NONE.
SPORTS COMPLEX PROPERTY RELEASED	Driggs said he has been approached about the status of the sports complex project. Moved by Wells, seconded by McConnell to release the property back to Morgan Foundation and take down the sign. Voting Aye: ALL. Opposed: NONE.
ARBOR DAY OBSERVED	Driggs reported the Shade Tree Commission planted a tree in Stan Munyon's yard in observance of Arbor Day.
WATER WELLS	Driggs said Well 34 has been out of service for quite some time and he is wanting to transfer those water rights to another well. He said he also intends to drill a new large well to replace Wells 46 & 47.
DOWNTOWN PAINTING	Driggs said next week public works crews will be painting the crosswalks and pavement markings downtown from E to G Street, between 3 <sup>rd</sup> and 4 <sup>th</sup> Street.
BZA APPOINTMENT	Moved by Sanson, seconded by McConnell to approve moving Roger Jackson's appointment from the Planning Commission to the Board of Zoning Appeals. Voting Aye: ALL. Opposed: NONE.
AIRPORT BOARD APPOINTMENT	Moved by Sanson, seconded by McConnell to approve the appointment of Jay Mulder to the Airport Advisory Board. Voting Aye: ALL. Opposed: NONE.
PLANNING COMMISSION	Planning Commission is scheduled to meet on May 18 <sup>th</sup> at 5:30 p.m. to swear in a new member and to discuss chickens.
EMC REFUND	Gross reported EMC Insurance issued a refund in the amount of \$17,844.34 for the Kansas Municipality Safety Group Dividend Program.
HAIL CLAIM	Gross reported a claim has been submitted to insurance for rural fire truck's hail damage and the deductible is \$1,000 for which the rural fire department will reimburse the city.
AUDIT	Gross reported Mapes and Miller will be onsite for the audit next week.
ARPA GRANT	Gross said the next ARPA Grant deposit should be received in July.
AIRPORT FUEL	Gross provided a short history of the amount received for airport fuel over the last few years.
REPORTS	Gross presented the April 2022 financial and municipal court reports.

EXECUTIVE SESSION

Moved by James, seconded by Sanson for the City Council to recess into executive session to discuss an individual employee's performance pursuant to the non-elected personnel matter exception, K.S.A. 75-4319 (b)(1) with the council and the mayor in attendance and the open meeting to resume in the city council chamber at 7:12 p.m.

ADJOURN

Driggs, Gross, Martin, Sage, Weinert, Ellenbergers, Jansonius, Ross left the meeting- time 6:59 p.m.

Driggs and Gross returned to the meeting- time 7:12 p.m.

Moved by Sanson, seconded by McConnell to adjourn- time 7:12 p.m. Voting Aye: ALL. Opposed: NONE.

These minutes are not official until approved by the Phillipsburg City Council at the next regular meeting.

*Please visit [www.cityofphillipsburg.com](http://www.cityofphillipsburg.com) to view a full video recording of the meeting afterwards.*