

**CITY OF PHILLIPSBURG
CITY COUNCIL MEETING
October 2, 2023**

The Phillipsburg City Council met in regular session on October 2, 2023, 6:00 P.M, at 945 2nd Street, Phillipsburg, KS.

CALL TO ORDER

The meeting was called to order by Mayor Bret Miles.

ATTENDANCE

PRESENT: Councilmembers Jeanette Harris; Pete Rogers; Mike James, Brian Shrader.

ABSENT: Terry McConnell; Tracy Sanson.

ALSO PRESENT: Tim & Shawn Ellenberger; Lauren Weinert; Kevin and Crystal O'Rourke; Alex Parks; Kenneth Craig; Denis Miller; Rachel Martin; Kirby Ross, Phillips County Review; S. Scott Sage, City Attorney; Tim Driggs, Director of Public Works; Brandi Spray, City Clerk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the United States was led by Mayor Bret Miles.

2022 AUDIT REPORT APPROVED

Denis Miller, Mapes & Miller, LLP, reviewed the 2022 Audit Report. He gave an overview on compliance with regulations and an overview of the city's funds in 2022. Miller recommended the City Clerk and any elected officials attend a KMAAG training seminar. He also reported that the city has a policy where anything over \$200 needs pre-approval and in testing some expenditures, it was found that some purchases over \$200 were not pre-approved. Moved by Shrader, seconded by Harris to approve the 2022 audit report. Voting Aye: ALL. Opposed: None.

Max and Peggy Campbell arrived to the meeting at 6:02pm.

Chris Beach arrived to the meeting at 6:24pm

Denis Miller left the meeting at 6:24pm.

MINUTES APPROVED

Moved by Rogers, seconded by Shrader to approve the September 18, 2023 minutes as written. Voting Aye: ALL. Opposed: NONE.

APP ORD 1055-09-23B

Moved by Rogers, seconded by Harris to approve ordinance #1055-09-23B to pay the bills for the month of September. Voting Aye: ALL. Opposed: NONE.

CODE ENFORCEMENT

James stated that there were 7 mowing violations and recommended the minimum charge policy be reviewed.

Moved by James, seconded by Harris to have City Attorney, S. Scott Sage file the appropriate charges for the code violations that were not taken care of within the 15-day time period that was given at the September 5th, 2023 City Council Meeting. Voting Aye: ALL. Opposed: NONE.

PLANNING COMMISSION	James stated that the next planning commission will be held on October 18 th at 5:30pm.
STATE STREET PHASE II	Harris stated that the State Street Project Phase II is on schedule to be completed next week.
CITY WIDE FALL CLEANUP	Driggs stated that the Phillips County Landfill's schedule does not work for the city's Fall Cleanup to be held October 23 rd -27 th . Moved by James, seconded by Shrader to change the Fall Cleanup dates to October 30 th -November 3 rd . Voting Aye: ALL. Opposed: NONE.
FORT BISSELL ADDITIONAL PARKING	Harris said that the Street Committee met on Friday September 29 th to discuss the additional parking requested at Fort Bissell. The recommendations from the committee were that Fort Bissell should hire an engineer to look at the space and that they research funding for the project.
SHADE TREE PROJECT	Harris stated that the middle school students completed the shade tree project, they had planted 60 trees.
DANGEROUS STRUCTURE-1676 1ST	Driggs reported he investigated the property and found that the structure's doors, siding, vents, and windows are broken or missing and have been left open to the elements and show signs of decay. City Attorney Sage invited the owners of MPRM Estates to appear before the Council to discuss the dangerous structure. Max Campbell stated that he believes he can fix the property within the time limit given. Sage presented a resolution regarding the dangerous structure to the Council for review.
DANGEROUS STRUCTURE-1699 CABLE	Driggs reported he investigated the property and found that the structure's doors, siding, vents, and windows are broken or missing and have been left open to the elements and show signs of decay. City Attorney Sage invited Chris Beach to appear before the Council to discuss the dangerous structure. Chris stated that he uses the property for storage and it's not meant for human habitation. Sage presented a resolution regarding the dangerous structure to the Council for review.
DANGEROUS STRUCTURE-831 8TH	Driggs reported he investigated the property and found that the structure's doors, siding, vents, and windows are broken or missing and have been left open to the elements and show signs of decay. He also determined that the building is currently housing animals. City Attorney Sage invited the owners of MPRM Estates to appear before the Council to discuss the dangerous structure. Max Campbell said that he has made some repairs but believes he can fix it within the time limit given. James asked Campbell how long the property has been without electricity and he stated he was unsure. Sage presented a resolution regarding the dangerous structure to the Council for review.
DANGEROUS STRUCTURE-415 B	Driggs reported he investigated the property and found that the structure's doors, siding, vents, and windows are broken or missing and have been left open to the elements and show signs of decay. City Attorney Sage invited the owners of MPRM Estates to appear before the Council to discuss the dangerous structure. Max Campbell stated that he has made some repairs to the property. Sage presented a resolution regarding the dangerous structure to the Council for review.

DANGEROUS
STRUCTURE-1655
PROSPECT

Driggs reported he investigated the property and found that the structure's doors, siding, vents, and windows are broken or missing and have been left open to the elements and show signs of decay. City Attorney Sage invited the owners of MPRM Estates to appear before the Council to discuss the dangerous structure. Max Campbell stated that he has cleaned up some vegetation that has grown around the property. Sage presented a resolution regarding the structure to the Council for review.

DANGEROUS
STRUCTURE-66
IMPERIAL

Driggs reported he investigated the property and found that the structure's doors, siding, vents, and windows are broken or missing and have been left open to the elements and show signs of decay. He also stated that a complaint has been issued that chicken, ducks, and an opossum along with two dogs are living in the structure. City Attorney Sage invited the O'Rourke's to appear before the Council to discuss the dangerous structure. Kevin O'Rourke stated that the broken window has been replaced with plexiglass, the 2x4s are holding the siding on as reinforcement. He also stated that he is currently living in the building and is planning to move the structure outside of city limits. Sage presented a resolution regarding the dangerous structure to the Council for review.

EXECUTIVE SESSION

Moved by James, seconded by Shrader that the city council recess into executive session for consultation with the attorney for the city council or city for information deemed privileged in the attorney-client relationship exception, K.S.A. 75-4319 (b)(2) with the City Council, Mayor, City Attorney, Driggs and Spray in attendance and the open meeting to resume in the city council chamber at 8:10pm. Voting Aye: ALL. Opposed: NONE.

Ellenbergers, Weinert, Craig, Campbell's, O'Rourke's, Beach, Ross, and Martin left the meeting at 7:45pm.

Weinert and Martin returned to the meeting at 8:10pm.

ADJOURN

Moved by Harris, seconded by Shrader to adjourn – time 8:10pm. Voting Aye: ALL. Opposed: NONE.



Brandi Spray, City Clerk

Please visit www.cityofphillipsburg.com to view a full video recording of the meeting afterwards.