

**CITY OF PHILLIPSBURG
CITY COUNCIL MEETING
October 3, 2022**

The Phillipsburg City Council met in regular session on October 3, 2022, 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; Mike James; Terry McConnell; Pete Rogers; Tracy Sanson via Zoom.

ABSENT: Vickie Gibbs.

ALSO PRESENT: Tommy Jackson, Family Dollar via Zoom; Matt McDonald via Zoom; Ron Jansonius; Lauren Weinert; Shawn and Tim Ellenberger; Daryl Clark; Jeanette Harris; S. Scott Sage, City Attorney; Rachel Martin; Kirby Ross, Phillips County Review; 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.

**COUNCILMEMBER
HARRIS SWORN IN**

Mayor Miles recommended the appointment of Jeanette Harris as Councilmember Ward III to fill the vacant position. Moved by McConnell, seconded by Rogers to approve the Mayor's Appointment of Jeanette Harris as Councilmember Ward III. Voting Aye: ALL. Opposed: NONE. Clerk Gross swore Harris into office.

George Searight arrived at the meeting- time 6:02 p.m.

**FAMILY DOLLAR CMB
LICENSE APPROVED**

Tommy Jackson with Taylor English representing Family Dollar requested Council approval of the Cereal Malt Beverage License for Family Dollar. Moved by James, seconded by Rogers to approve the CMB License for Family Dollar. Voting Aye: ALL. Opposed: NONE.

Jackson left the meeting- time 6:04 p.m.

**RESOLUTION #317
ALCOHOL IN STREET
FOR SPECIAL EVENT
ADOPTED**

Matt McDonald announced plans to have a Phillips County Community Foundation Fundraiser and requested permission to have alcohol in the street. Moved by James, seconded by McConnell to adopt Resolution #317 for the special event. Voting Aye: ALL. Opposed: NONE.

McDonald left the meeting- time 6:05 p.m.

PUBLIC COMMENT

There was no public comment.

EXECUTIVE SESSION

Moved by James, seconded by McConnell that the city council recess into executive session for preliminary discussions relating to the acquisition of real property exception, K.S.A. 75-4319 (b)(6) with Mayor, Council except Rogers, Sage, Gross, and Driggs in attendance and the open meeting to resume in the city council chamber at 6:17 p.m. Voting Aye: ALL. Opposed: NONE.

Jansonius, Weinert, Ellenbergers, Clark, Martin, Ross, Searight and Rogers left the meeting- time 6:07 p.m.

Jansonius, Weinert, Ellenbergers, Clark, Martin, Ross, Searight and Rogers returned to the meeting. Mayor Miles called the meeting back to order- time 6:17 p.m.

**PUBLIC WORKS
ACTIVITIES**

Driggs reported the public works department has been working on repairing water leaks, mowing, and spraying weeds.

**WATER TOWER
CONTEST COMMITTEE**

Driggs said the water tower contest has ended and received 30 entries. He requested to form a committee including Driggs, Gross, two members of the public, and Sanson and James volunteered to be on the committee.

**STATE STREET
PROJECT**

Driggs said State Street Phase II Project bid was held and he is waiting for the final numbers. He said Kansas Department of Transportation has the information and is going to help pay the difference of the increased price.

**EMINENT DOMAIN
RESOLUTION #318
ADOPTED & PETITION
AUTHORIZED**

Driggs presented a proposed eminent domain resolution that was previously passed but Mr. Hoffman asked to redo with a change in wording. He also presented a petition to the Phillips County District Court and a notice of eminent domain. Driggs pointed out a correction in the total acres from 32.00 to 33.56 on all the documents. Moved by James, seconded by McConnell to adopt the Eminent Domain Resolution #318 with the amended correction in Exhibit A from 32.00 acres to 33.56 acres. Voting Aye: James, McConnell, Sanson. Opposed: NONE. Abstain: Harris, Rogers. Moved by James, seconded by McConnell to approve the mayor to sign the petition for eminent domain with the amended correction in Exhibit A from 32.00 acres to 33.56 acres. Voting Aye: James, McConnell, Sanson. Opposed: NONE. Abstain: Harris, Rogers.

**PLANNING
COMMISSION**

Driggs said the Planning Commission will meet the third Wednesday of October.

STORM CLEAN UP

Driggs said the public works crews picked up a lot of branches from the storm and it took longer since the landfill was closed from the rain. Mayor Miles said to thank the crews.

MINUTES APPROVED

Moved by McConnell, seconded by James to approve the September 20, 2022 minutes as written. Voting Aye: ALL. Opposed: NONE.

**APP ORD 1055-09-22B
APPROVED**

Moved by James, seconded by Rogers to approve ordinance #1055-09-22B, to pay the bills for the month of September. Voting Aye: ALL. Opposed: NONE.

STORM CLEAN UP

James commented the crews did a good job with cleaning up the storm damage.

**AIR AMULANCE
INSPECTIONS**

Rogers said 2-3 air ambulances are flying in to the airport for inspections tomorrow, Tuesday, October 4th.

CONGRATULATIONS

Gross gave congratulations to Brandi Spray and Dillon Coomes on their new baby girl, Daphne Elizabeth.

SALES TAX RECEIPTS

Gross reported sales tax received is \$153,000 more year-to-date than last year.

EAP RENEWAL
APPROVED

Gross presented the Employee Assistance Program renewal information. Moved by James, seconded by McConnell to authorize the mayor to sign the renewal. Voting Aye: ALL. Opposed: NONE.

RESOLUTION #319
DANGEROUS
STRUCTURE- 66
IMPERIAL

Sage presented a proposed resolution from the dangerous structure hearing that was held last meeting for O'Rourke at 66 Imperial Dr, finding that the structure is unsafe or dangerous and directs the structure to be repaired and the premises made safe and secure. Moved by Rogers, seconded by McConnell to adopt Resolution #319. Voting Aye: ALL. Opposed: NONE.

DANGEROUS
STRUCTURE
HEARING- 903 8TH ST

Sage reviewed a hearing to determine if the structure at 903 8th Street was dangerous was set for Sept 19th. Driggs confirmed that he had a discussion with the owners prior to that hearing date, who wanted to postpone the hearing to the next meeting at 6:30 p.m. Owners were not present at this time; Sage called the hearing to order at 6:32 p.m. Driggs reported he investigated the property on July 12, 2022 and the structure's roof, siding, and windows were in severe signs of decay. He said the property owner has begun repairing it and recommended that it is in the city's best interest to allow the owner to repair it. Moved by Rogers, seconded by James to find the structure at 903 8th to be a dangerous structure and for repair work to begin in 60 days after the publication and finish repairs within 60 days after beginning work. Voting Aye: ALL. Opposed: NONE.

ADJOURN

Moved by McConnell, seconded by James to adjourn- time 6:40 p.m.
Voting Aye: ALL. Opposed: NONE.



Tiffini Gross, City Clerk

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