

**CITY OF PHILLIPSBURG
CITY COUNCIL MEETING
October 18, 2021**

The Phillipsburg City Council met in regular session on October 18, 2021, 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 Vickie Gibbs; Mike James; Pete Rogers; Tracy Sanson; Terry McConnell; Angie Wells.

ABSENT: NONE.

ALSO PRESENT: Stephanie McDonald; Carla Bruning; Ron Jansonius; S. Scott Sage, City Attorney; Rachel Martin, My Phillips County Online; Shawn Ellenberger; 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.

**RESOLUTION #302
SPECIAL EVENT-
LIQUOR PERMITTED
IN STREET**

Stephanie McDonald and Carla Bruning presented information about a Phillips County Community Foundation fundraiser October 23rd that will include games, giveaways, and a silent auction. They requested permission to take alcohol into a marked off, designated area in the street. The following resolution was considered:

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF PHILLIPSBURG, KANSAS APPROVING A SPECIAL EVENT KNOWN AS THE PHILLIPS COUNTY COMMUNITY FOUNDATION ART AUCTION.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF PHILLIPSBURG, KANSAS, that:

Section 1. Pursuant to state law, alcoholic liquor may be consumed at a special event to be held on designated public streets, alleys, and sidewalks when a temporary permit has been issued by the Kansas Division of Alcohol Beverage Control (ABC) and the governing body has approved the event as required by K.S.A. 41-719 and 41-2645 and amendments thereto.

Section 2. Having considered the request of the sponsor of OZ BREWING to allow the possession and consumption of alcoholic liquor, the governing body hereby approves the event to be held on October 23, 2021 between the hours of 2:00 p.m. and 5:30 p.m., provided the sponsor secures a temporary permit from Kansas Department of Revenue Alcoholic Beverage Control and complies with all state laws and ordinances regulating alcoholic liquor.

Section 3. The following street shall be closed to motor vehicle traffic during the dates and times identified in Section 2: 600 block of 4th Street. Pursuant to K.S.A. 41-719 and 41-2645, the sponsor shall ensure that the

RESOLUTION #302
SPECIAL EVENT-
LIQUOR PERMITTED
IN STREET CONT.

area in which alcoholic liquor is possessed or consumed is clearly marked by signs, a posted map, or other means (Designated Barricaded Area).

Section 4. Event attendees may purchase, possess, and consume alcoholic beverages within the Designated Barricaded Area. Pursuant to K.S.A. 41-719, no alcoholic liquor may be removed from the Designated Barricaded Area or consumed inside vehicles while on public streets or alleys at the event.

Section 5. This resolution shall take effect and be in force after its approval by the governing body.

Moved by Rogers, seconded by James to adopt Resolution #302 as presented. Voting Aye: ALL. Opposed: NONE.

Bruning left meeting- time 6:02 p.m.

MINUTES APPROVED

Moved by McConnell, seconded by Sanson to approve the October 4, 2021 minutes as written. Voting Aye: ALL. Opposed: NONE.

APPROPRIATION
ORD #1055-10-21A

Moved by Gibbs, seconded by Sanson to approve ordinance #1055-10-21A, to pay the bills for the month of October. Voting Aye: ALL. Opposed: NONE.

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

COVID

Rogers reported there are currently 25 active COVID cases in Phillips County. He said several of the cases have already received the vaccine, but appear to not be as sick as others, and cases under five years old have not shown any symptoms. Gibbs inquired about the results of the wastewater testing. Driggs reported KDHE has been testing for three weeks, and need more time to develop baselines. Driggs will share results with Rogers and Gibbs for more qualified interpretations of the data. Rogers said that the required quarantine period at this time is 10 days.

VETERAN FLAGS
DOWNTOWN

Wells complimented the Veteran flags and thanked those that helped hang them downtown.

CITY-WIDE
CLEANUP

Wells reminded the public that this week is city-wide cleanup and thanked the crews helping with cleanup.

HOSTILE PUBLIC
DISCUSSION

City Attorney Sage reported following up on the Council's request for a resolution in dealing with hostile public. He said that he did not find any similar examples from other cities or LKM. City Attorney Sage said that utilizing the criminal statutes through law enforcement such as harassment or disorderly conduct may be faster and more effective than a city resolution. It was the consensus of the Council to have law enforcement involved when necessary and for the issues to be discussed further with the Law Enforcement Committee.

PUBLIC WORKS
ACTIVITIES

Driggs reported on public works department activities including: mowing the cemetery, repairing Quanz's driveway to finish up Quanz Reservoir Replacement Project, preparing equipment for cleanup week, water leak repair

PUBLIC WORKS
ACTIVITIES CONT.

at 4th Street and F Street, repairing two air lines at the sewer plant, working on the storm drains at 500 block of B Street, and working on special use permits.

SPECIAL USE PERMIT
DISCUSSION

Discussion was held on special use permits which are necessary for a business located in a zone that does not specifically allow businesses, except by permit, such as a daycare in a residential zone. Driggs explained that remote office workers, or home offices are not required to be permitted, but a business that has customers or bulk products would need to apply for a permit. James explained that the process is quick and easy if the applicant follows all of the procedures correctly. Permits are ultimately approved by the Board of Zoning Appeals, but applicants can contact Driggs for more information.

PROPOSED
CAMPGROUND
EXPANSION
PROJECT

Driggs presented a proposal for expanding the city park campground with 10 additional sites to the south and upgrading current sites with 50-amp electrical outlets and water hydrants that can be open year-round. He gave a rough estimate of \$15,000 for water, \$50,000 for electrical, and \$150,000 for sewer if the sewer would add a second lift station that would have capability to expand sewer services to the west in the future. It was the consensus of the Council to move forward and have Driggs gather more definite dollar estimates on the project.

SEWER EXTENSION
PROJECT

Driggs said there has been no response from the USDA grant applications for the sewer extension project for the seven residences on the west side of town. Driggs estimated the design to cost \$16,000. It was the consensus of the Council to move forward with the design.

ORDINANCE
#1436 ADOPTED

Moved by James, seconded by McConnell, to adopt Ordinance #1436 vacating part of certain unopened public streets, alleys, and easements within the City of Phillipsburg. Voting Aye: ALL. Opposed: NONE.

AIRPORT RUNWAY
EXTENSION PROJECT

Driggs reported the Airport Runway Extension Project Environmental Assessment was returned approved with the finding of no significant environmental impact. Driggs will upload it to the website for the public to view. He said that he has applied for Hansen, Morgan, and Cole Foundation grants and hopes to hear back soon.

AIRPORT ACCESS
ROAD PROJECT

Driggs said the Airport Access Road change order #1 was approved for \$8,424, of which five percent will be with city funds. The final pay application has been submitted for payment and the project will begin the close out process.

ARPA GRANT FOR
AIRPORT

Driggs said he spoke with the FAA and the city will be receiving an additional \$30,000 in ARPA funds to reimburse airport operation costs.

DEPT OF LABOR
INSPECTION REPORT

Driggs said he received the inspection report from Department of Labor for all city facilities. He reviewed the list of minor violations said the report was overall good and better than in past years.

PLANNING COM.

Driggs said Planning Commission will meet October 20th.

WEBSITE LAUNCH
REVIEW

City Clerk Gross went over the analysis of the website launch. A few broken links and formatting issues have been corrected. With the help of local businesses, the business listing is also being updated.

FINANCIAL REPORTS

Clerk Gross presented the financial reports.

EXECUTIVE SESSION

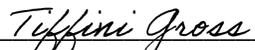
Moved by Rogers, seconded by James for the City Council to recess into executive session for preliminary discussions relating to the acquisition of real property exception, K.S.A. 75-4319 (b)(6) with Mayor, Driggs, Gross, and Sage in attendance and the open meeting to resume in the city council chamber at 7:30 p.m. Voting Aye: ALL. Opposed: NONE.

Ellenberger, Jansonius, Martin left the meeting- time 6:54 p.m.

No action taken.

ADJOURN

Moved by Gibbs, seconded by McConnell to adjourn- time 7:30 p.m.
Voting Aye: ALL. Opposed: NONE.



Tiffini Gross, City Clerk

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