



# City Commission Regular Meeting

Tuesday, January 17, 2023 at 6:00 PM  
Commission Chambers, 124 S Bluff, Anthony, KS 67003

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## MINUTES

### OPENING

- Welcome / Call to Order
- Invocation / Pledge of Allegiance
- Roll Call

### PRESENT

Mayor Greg Cleveland  
Commissioner Sherrie Eaton  
Commissioner Jan Lanie  
Commissioner Kenny Hodson Jr.  
Commissioner Eric Smith

City Administrator Cyndra Kastens, Police Chief Kenny Hodson, City Superintendent Randy Moore, Deputy City Clerk Sherri Miller, Allen Finley, Emily Kohler, Brian Hilgeman, Howard Hatfield and Dedra Rathgeber.

- Approval of Agenda

A motion was made to approve the agenda.

Motion made by Mayor Cleveland, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

### PUBLIC COMMENT

Howard Hatfield was present to express concern regarding the truck traffic going north on Jennings Ave. and the potential sale of the archery land.

### CONSENT AGENDA

1. Approve January 3, 2023 Regular Meeting Minutes
2. Special Appropriations:

Fund #34 Lake Maintenance - Border States - RV Dump Water Station \$56.33 - Conduit

Fund #34 Lake Maintenance - Salina Supply -RV Dump Water Station \$808.74- 2" Check Valve

Fund #34 Police Capital - Home Lumber - Security Wall - \$14.78 - Brads/Nails

Fund #34 Police Capital - Larry Berry - Security Wall - \$316.59 - Trim Wood

3. Appropriation Ordinance No. 6127 \$186,806.73 (2022 Expenses)
4. Appropriation Ordinance No. 6128 \$97,258.46 (2023 Expenses)
5. Approve 01.17.2023 Payroll \$107,028.88
6. Reappoint Jeremy Graves to the Anthony Airport Board for a Four Year Term to Expire November 2026
7. Reappoint Connie Jacobs and Bill Slankard to the Anthony Lake Board for a Four-Year Term to Expire December 2026
8. Reappoint Jessica Bradley to the Anthony Recreation Commission for a Four-Year Term to Expire July 2026

Mayor Cleveland asked if any items should be pulled from the consent agenda for further review. Hearing none, a motion was made to approve the consent agenda.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

9. Appoint Zack Anderson, Eric Berryman, and Jaden Eslinger to the Anthony Fire Department

## **PUBLIC HEARINGS - NONE**

## **REGULAR BUSINESS**

### **10. 2023 Outlook and Swimming Pool - Anthony Recreation**

Allen Finley and Emily Kohler representing the Recreation Commission were present to report the 2023 project planning outlook for the Recreation Commission as follows: Rec Sports, Adult Co-Leagues, Mother/Son Cornhole, Father/Daughter Dance and their main project of the year will be the continued work on the ball fields. The Rec also officially requested the city to take over management of the pool beginning in 2023. The Commission agreed to evaluate their request further.

### **11. Campsite A Lake Wi-Fi - Lake Board**

Lake Board representation was not present so the Administrator will place this item on the next agenda when they can be here.

**12. Waiver Request Approved for All Municipal Hall Fees for February 18th Fundraiser - Higher Grounds Leather Bounds**

Brian Hilgeman was present to request a waiver of all fees for the Higher Grounds Leather Bounds fundraiser at Municipal Hall. A motion was made to approve the waiver request for all Municipal Hall rental fees for February 18, 2023, Fundraiser for Higher Grounds and Leather Bounds.

Motion made by Commissioner Eaton, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

**13. Dangerous Structure Request for Extension - Lot 1 Block 73 a.k.a. Southwest Corner of Grant and S. Massachusetts Rathgeber**

Dedra Rathgeber was present to request an extension of the dangerous structure demolition order for Resolution No.1113. A motion was made to extend the Dangerous Structure deadline for demolition for Lot 1 Block 73 a.k.a. Southwest Corner of Grant and S. Massachusetts to April 4, 2023 and to work with Chief Hodson to secure the sight.

Motion made by Commissioner Lanie, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

**14. HPCO Growth Initiative Housing Committee**

Administrator Kastens updated the Commission on the formulation of a local housing committee to aid in the implementation of the Housing Assessment Tool (HAT) that will be completed as part of the housing crisis and the Rural Champion grant. The Commission appointed Mayor Cleveland to serve with the City Administrator on the HPCO Growth Initiative Housing Committee and report progress to the City Commission.

**15. Dangerous Structure Resolution No. 1109 Fixing Time and Place 422 N. Massachusetts Williams 2023 Packet**

**RESOLUTION NO. 1109**

A RESOLUTION FIXING A TIME AND PLACE AND PROVIDING FOR NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF ANTHONY, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS A DANGEROUS OR UNSAFE STRUCTURE.

WHEREAS, the enforcing officer of the City of Anthony, Kansas, did on the 17th day of January, 2023, file with the governing body of said city, a statement in writing that the structure, hereinafter described, is dangerous or unsafe.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ANTHONY, KANSAS:

That a hearing will be held on the 7<sup>th</sup> day of March, 2023, before the governing body of the city at 6:00 p.m. at City Hall, 124 S Bluff, Anthony, Kansas 67003 at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at:

Lot Nineteen (19) in Block Three (3) in Gray's Addition in the City of Anthony  
Harper County, Kansas  
422 N. Massachusetts  
Anthony, KS 67003

may appear and show cause why such structure should not be condemned as a dangerous or unsafe structure and ordered repaired or demolished.

BE IT FURTHER RESOLVED, that the City Clerk, or designated representative, shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.

Adopted this 17<sup>th</sup> day of January, 2023.

A motion was made to approve Dangerous Structure Resolution No. 1109 Fixing Time and Place 422 N Massachusetts Williams.

Motion made by Mayor Cleveland, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

#### **16. Resolution No. 1114 Employee Retirement Benefit Commitment**

### **RESOLUTION NO. 1114**

#### **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ANTHONY, KANSAS ESTABLISHING THE RETIREMENT COMMITMENT TO QUALIFIED EMPLOYEES THROUGH TRANSITIONAL PERSONNEL POLICIES AND GUIDELINES**

**WHEREAS**, it is beneficial for the City of Anthony to have written and adopted Personnel Policies and Guidelines;

**AND WHEREAS**, effective January 1, 2023, the City of Anthony did by passing of Resolution No. 1111 amend and update the City's Personnel Policies and Guidelines to best serve the City;

**AND WHEREAS**, in the amendment the Short Term Disability Retirement Benefit was removed from the new Personnel Policies and Guidelines;

**AND WHEREAS**, some employees already qualified for the retirement benefit as stated in the former Personnel Policies and Guidelines prior to the amendment;

**AND WHEREAS**, it is the desire of the Governing Body to honor the retirement commitment to those employees that currently qualified for said benefit at the time of policy change for the remaining length of their current employment with the City of Anthony.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the City of Anthony, Kansas, that the City of Anthony does hereby agree to pay said retirement benefit to employees with at least 240 hours of Short Term Disability leave as of December 31, 2022 as follows:

- I. One-third (1/3) of the employee's total Short Term Disability hours on December 31, 2022, shall be deducted from their total Short Term Disability leave and will be held separately as a retirement benefit for the employee.
- II. At retirement from the City of Anthony, the employee with qualifying retirement hours will be paid the 1/3 hours held to honor this benefit at the employee's then current rate of pay.
- III. To remain eligible for the retirement benefit, the employee must remain continuously employed with the City of Anthony from December 31, 2022, to the date of retirement and retire from the City of Anthony through the Kansas Public Employee Retirement System. Hours held to honor this retirement benefit shall no longer qualify for any compensation for the qualifying employee that does not meet this eligibility requirement.
- IV. A list of employees and their total retirement hours qualifying for this retirement benefit is attached as Exhibit A and shall remain on file in the office of the City Administrator.
- V. Throughout the remainder of the employee's employment with the City of Anthony, no additional hours shall be eligible to be added to the employees total qualifying retirement hours as determined on December 31, 2022.

The passing of this resolution is the commitment to honor this benefit to the individuals listed on Exhibit A throughout the remaining tenure of their employment with the City of Anthony regardless of future Personnel Policy and Guideline changes.

This Resolution shall take effect and be in full force from and after its adoption by the governing body of the City.

**ADOPTED** by the Governing Body of the City of Anthony, Kansas, this 17th day of January 2023.

A motion was made to approve Resolution No 1114 Employee Retirement Benefit Commitment.

Motion made by Commissioner Smith, Seconded by Commissioner Eaton.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

## **STAFF REPORTS**

### **17. Administrator Report**

The Administrator provided a written report on CMB & Liquor License, Salt Plains Outfitters Proposal, BASE Grant/Sunrise 2nd, Rural Champions Grant, SEED Grant, Compensation Study, Airport CRRSA Grant, Tunnel to Towers, End of Year, Staffing and Annual Evaluations.

### **18. Chief of Police report**

We investigated an identity theft

We investigated a domestic disturbance in the 400 block of south LL&G and we turned the case over to the CA for possible charges

We investigated a disturbance in the 100 block of south Springfield

We picked up a juvenile for driving with no driver's license

We worked on another possible dangerous structure  
We investigated a dog bite

**19. Superintendent Report**

Superintendent reported on morning meetings, #2 High Service Pump, Permits, Lake sewer, County Industrial Park Water, Fire Rings at Lake, Electric service at ID Park and other department activities.

**EXECUTIVE SESSION - NONE**

**ADJOURNMENT**

A motion was made to adjourn the meeting.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

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Gregory Cleveland, Mayor

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Cyndra Kastens, City Clerk/Administrator