



City Commission Regular Meeting

Tuesday, October 07, 2025 at 6:00 PM
Commission Chambers, 124 S Bluff, Anthony, KS 67003

MINUTES

OPENING

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

PRESENT

Mayor Greg Cleveland
Commissioner Sherrie Eaton
Commissioner Jan Lanie
Commissioner Eric Smith
Commissioner Howard Hatfield

City Administrator Cyndra Kastens, Chief of Police Kenny Hodson, ID/Eco Devo Chair Curt Miller, Land Bank Trustees Connie Jacobs, Diana Schmidt, and Pam Giesen, Sid Burkholder, Stacy Gensler, and Randy and Jacqueline Wiseley.

- Approval of Agenda

A motion was made to apporve the agenda as presented.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield

PUBLIC COMMENT

Mayor Cleveland read a Thank You from Harper 6th Grade for inviting the school to the Air Tour. The Mayor read another Thank You from Thomas Deviney for the summer internship with the City of Anthony.

CONSENT AGENDA

1. Approve Regular Meeting Minutes of September 16, 2025
2. Appropriations Requiring Special Approval Within App. Ord. 3223

Fund #34 Capital Improvement-Amazon-IRA Grant Expenses- \$524.71 Gators, Spikes, Root

Fund #34 Capital Improvement-Bomgaars-IRA Grant Expenses- \$596.40 Miracle Grow

3. Appropriations Requiring Special Approval Within App. Ord 3223
Fund #30 Municipal Equipment-First Wireless-\$2653.59 Pagers & Batteries
4. Appropriation Ordinance No. 3223 \$187,145.37
5. Approve 9/23/25 Payroll \$61,834.80
6. Approve 10/07/2025 Payroll \$58,432.71
7. Rescind Approval of Dangerous Structure Resolution No 1169 208 E Main Boyd 2025 Approve September 16, 2025
8. Approval to Bid Airport Jet-A Fuel Tank and Upgraded Fuel System
9. Approve September 2025 Court Report
10. Approve to Purchase FR City Employee Clothing and Waive Sealed Bid Requirement

The Mayor removed item #3 and placed it before item #15 on the agenda. The Mayor then asked if any other items should be removed from the consent agenda for further review. Hearing none, a motion was made to approve the consent agenda as amended.

Motion made by Mayor Cleveland, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion carried.

PUBLIC HEARINGS - NONE

11. Dangerous Structure 206 E Main Hearing

Mayor Cleveland opened the public hearing. The Mayor asked if anyone was present to represent this property. Hearing none. The Police Chief presented his case. After discussion by the Governing body, the Mayor declared that based upon the findings of this hearing, the Commission has determined this structure is dangerous and unsafe. The Commission orders the structure to be removed. Said removal is to commence October 15, 2025, and be completed by November 14, 2025. If the structure is not removed by said date, the city will cause removal of the structure and the costs of such will be paid by the property owner.

The Mayor closed the public hearing.

12. Dangerous Structure 304 S Springfield Hearing

Mayor Cleveland opened the public hearing. The Mayor asked if anyone was present to represent this property. Hearing none. The Police Chief presented his case. After discussion by the Governing body, the Mayor declared that based upon the findings of this hearing, the Commission has determined this structure is dangerous and unsafe. The Commission orders

the structure to be removed. Said removal is to commence October 15, 2025, and be completed by November 14, 2025. If the structure is not removed by said date, the city will cause removal of the structure and the costs of such will be paid by the property owner. The Mayor closed the public hearing.

13. **Dangerous Structure 501 S Lincoln (Garage) Davidson 2025 Hearing**

Mayor Cleveland opened the public hearing. The Mayor asked if anyone was present to represent this property. Hearing none. The Police Chief presented his case. After discussion by the Governing body, the Mayor declared that based upon the findings of this hearing, the Commission has determined this structure is dangerous and unsafe. The Commission orders the structure to be removed. Said removal is to commence October 15, 2025, and be completed by November 14, 2025. If the structure is not removed by said date, the city will cause removal of the structure and the costs of such will be paid by the property owner. The Mayor closed the public hearing.

14. **Dangerous Structure 512 S Lincoln Turner 2025 Hearing**

Mayor Cleveland opened the public hearing. The Mayor asked if anyone was present to represent this property. Hearing none. The Police Chief presented his case. After discussion by the Governing body, the Mayor declared that based upon the findings of this hearing, the Commission has determined this structure is dangerous and unsafe. The Commission orders the structure to be removed. Said removal is to commence October 15, 2025, and be completed by November 14, 2025. If the structure is not removed by said date, the city will cause removal of the structure and the costs of such will be paid by the property owner. The Mayor closed the public hearing.

REGULAR BUSINESS

3. **Appropriations Requiring Special Approval Within App. Ord 3223**

Fund #30 Municipal Equipment-First Wireless-\$2653.59 Pagers & Batteries

A motion was made to approve the special appropriations approval for Fund 30 Municipal Equipment for pagers and batteries for \$2,653.59.

Motion made by Commissioner Eaton, Seconded by Mayor Cleveland.

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

Voting Abstaining: Commissioner Hatfield (Under Protest). Motion Carried.

15. **Request to Waive Municipal Hall Rental Fees for Anthony Gun Club Annual Banquet - Sid Burkholder**

Sid Burkholder with the Anthony Gun Club requested the Commission to waive the rental fees for Municipal Hall for the 2025 Annual Banquet.

A motion was made to approve the request to waive the rental fees for the Anthony Gun Club Annual Banquet.

Motion made by Commissioner Eaton, Seconded by Commissioner Smith.
Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith,
Commissioner Hatfield. Motion Carried.

16. **911 Memorial Flags at West Park - 911 Committee**

Commissioner Hatfield was present to ask the Commission if the 911 Committee could purchase flags to line the fence at the west park for the September 11th anniversary. The committee would be responsible for putting them out and taking them down, as well as purchase and maintenance. The Commission gave direction to allow the flags.

17. **KWCH Marketing Proposal Update**

Administrator Kastens updated the Commission on the marketing initiative to support economic development and tourism via a one-year-long marketing campaign focused on various community attributes, housing, recreation, annual events, businesses, and more. The Commission guided the Admin to continue to pursue the initiative.

18. **Anthony Land Bank Update**

Connie Jacobs, Chair for the Anthony Land Bank, updated the City Commission on their funding initiatives.

19. **BASE Grant Closeout**

Administrator Kastens presented the final BASE grant closeout report and interest payment.

20. **Approve Bid for Lake Trail Construction Project No. NRT2023-1**

Administrator Kastens presented the bid tabulations for the construction of the lake trail project as follows: Kansas Concrete \$738,899.50 and Prado Construction \$766,043.50. After review, a motion was made to go with the Kansas Concrete LLC bid from Nickerson KS for \$738,899.50.

Motion made by Commissioner Hatfield, Seconded by Commissioner Smith.
Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith,
Commissioner Hatfield. Motion Carried.

21. **Award Bids and Approve Funds for CDBG Housing Grant Bid Tour #2 and Target Area Expansion Request Letter to CDBG**

Administrator Kastens presented the bid tab for Bid Tour #2 with the CDBG Housing Grant as follows:

411 S Lincoln - NWFA \$26,200, S&A \$33,874.00, Arambula \$36,613.00

A motion was made to approve the bid for \$26,200 from NWFA.

Motion made by Commissioner Smith, Seconded by Commissioner Eaton.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith,
Commissioner Hatfield. Motion Carried.

124 S Springfield - Arambula \$36,150, ISI Asbestos (demo + asbestos) \$63,840, ISI Asbestos (asbestos only) \$3,760

A motion was made to approve the bid for asbestos only for \$3,760 from ISI.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

411 E Washington - Arambula \$40,600, ISI Asbestos (demo + asbestos) \$71,600, ISI Asbestos (asbestos only) \$14,760

A motion was made to approve the bid for asbestos only for \$14,760 from ISI.

Motion made by Mayor Cleveland, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

A motion was then made to go back out to bid for demo only on 124 S Springfield and 411 E Washington.

Motion made by Commissioner Smith, Seconded by Mayor Cleveland.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

A motion was made to submit the target area expansion request to the CDBG program through the KDOC.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

22. **Dangerous Structure Resolution No 1177 206 E Main Gensler 2025**

The property owner at 206 E Main, Gensler, arrived at the Commission Meeting so the Mayor reopened the Public Hearing for 206 E Main. Mr. Gensler stated to the Commission he did not believe the property was dangerous but did not have any documentation to support the claim. The Commission directed that it was important to proceed with the resolution for public safety which does provide a 30-day period for the property owner to appeal and provide an engineering report indicating the property is not dangerous.

RESOLUTION NO. 1174

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED ON LOT FIVE (5) IN BLOCK FIFTY-ONE (51) IN THE CITY OF ANTHONY, HARPER COUNTY, KANSAS, COMMONLY KNOWN AND REFERRED TO AS 208 E MAIN ST ANTHONY, KANSAS, IS DANGEROUS OR UNSAFE AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Anthony, Kansas did on the 16th day of July, 2025, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was dangerous or unsafe; and,

WHEREAS, the governing body did by Resolution No. 1161 dated the 16th day of July, 2025, fix the time and place of a hearing at which the owner, his or her agent, lienholders, any occupants and all other parties of interest of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

WHEREAS, Resolution No. 1161 was published in the official city paper on the 23rd day of July, 2025, and on the 30th day of July, 2025, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,

WHEREAS, on the 16th day of September, 2025, the governing body did conduct the hearing scheduled in Resolution No. 1161 and took evidence from the following: the enforcing officer, Kenny Hodson on behalf of the city. The following parties in interest failed to appear or appeared and did not present evidence: David Boyd.

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

1. The governing body hereby finds that the structure located at:

LOT FIVE (5) IN BLOCK FIFTY-ONE (51) IN THE CITY OF ANTHONY, HARPER COUNTY, KS.

and commonly known and referred to as 208 E MAIN ST Anthony, Kansas, is dangerous or unsafe and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the property within 30 days from the date of publication of this resolution (not later than the 15th day of October 2025,) and to have the removal completed within 30 days of the date of commencement (not later than the 14th day of November, 2025). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion, may grant the owner additional time to complete the removal of the property. The owner shall bear full responsibility for any and all expenses associated with the removal of the structure and making the premises safe and secure.

3. If the owner fails to commence the removal [repair] of the structure within the time stated herein, or any additional time granted by the governing body, or fails to diligently prosecute the same until the work is completed, the governing body will cause the structure to be razed and removed, make the premises safe and secure, or let the same to contract, and the costs of razing and removing and making secure, less salvage if any, shall be collected in the manner provided by K.S.A. 12-1,115, and amendments thereto, shall be assessed as a special assessment against the lot of parcel of land upon which the structure is located, and or by an action in district court, and any other manner of collection provided by law.

4. The owner of any structure, upon removing the same, shall fill any basement or other excavation located upon the premises and take any other action necessary to leave the premises in a safe condition, with the ground level and free of debris, at owner's expense. If the owner fails to take such action, the enforcing officer may proceed to make the site safe. The cost of which shall be recovered by any means stated in Section 3 of this resolution.

5. The owner of the structure must obtain an approved demolition permit from the City of Anthony prior to starting construction/demolition.

APPEAL, Any person affected by an order issued by the governing body under this resolution may, within 30 days following service of the order, petition the district court of Harper County for an injunction restraining the enforcing officer from carrying out the provisions of the order pending final disposition of the case.

BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same until it is completed, the governing body may take such further action as it deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk or designated representative shall cause this Resolution to be published once in the official city paper and mail a copy to the owner, agents, lienholders, occupants, and other parties in interest.

Adopted this 7th day of October, 2025.

After discussion, a motion was made to approve Resolution No. 1177.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

23. **Dangerous Structure Resolution No 1175 304 S Springfield Henderson 2025**
RESOLUTION NO. 1175

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED ON ANTHONY, BLOCK 79, Lot 004. IN THE CITY OF ANTHONY, HARPER COUNTY, KANSAS, COMMONLY KNOWN AND REFERRED TO AS 304 S SPRINGFIELD ANTHONY, KANSAS, IS DANGEROUS OR UNSAFE AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Anthony, Kansas did on the 5th day of August 2025, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was dangerous or unsafe; and,

WHEREAS, the governing body did by Resolution No. 1164 dated the 5th day of August 2025, fix the time and place of a hearing at which the owner, his or her agent, lienholders, any occupants and all other parties of interest of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

WHEREAS, Resolution No. 1164 was published in the official city paper on the 13th day of August 2025, and on the 20th day of August 2025, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,

WHEREAS, on the 7th day of October, 2025, the governing body did conduct the hearing scheduled in Resolution No. 1164 and took evidence from the following: the enforcing officer, Kenny Hodson on behalf of the city. The following parties in interest failed to appear or appeared and did not present evidence: June Henderson.

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

1. The governing body hereby finds that the structure located at:

ANTHONY, BLOCK 79, Lot 004. IN THE CITY OF ANTHONY, HARPER COUNTY, KS.

and commonly known and referred to as 304 S Springfield Anthony, Kansas, is dangerous or unsafe and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the property within 30 days from the date of publication of this resolution (not later than the 15th day of October 2025,) and to have the removal completed within 30 days of the date of commencement (not later than the 14th day of November, 2025). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion, may grant the owner additional time to complete the removal of the property. The owner shall bear full responsibility for any and all expenses associated with the removal of the structure and making the premises safe and secure.

3. If the owner fails to commence the removal [repair] of the structure within the time stated herein, or any additional time granted by the governing body, or fails to diligently prosecute the same until the work is completed, the governing body will cause the structure to be razed and removed, make the premises safe and secure, or let the same to contract, and the costs of razing and removing and making secure, less salvage if any, shall be collected in the manner provided by K.S.A. 12-1,115, and amendments thereto, shall be assessed as a special assessment against the lot of parcel of land upon which the structure is located, and or by an action in district court, and any other manner of collection provided by law.

4. The owner of any structure, upon removing the same, shall fill any basement or other excavation located upon the premises and take any other action necessary to leave the premises in a safe condition, with the ground level and free of debris, at owner's expense. If the owner fails to take such action, the enforcing officer may proceed to make the site safe. The cost of which shall be recovered by any means stated in Section 3 of this resolution.

5. The owner of the structure must obtain an approved demolition permit from the City of Anthony prior to starting construction/demolition.

APPEAL, Any person affected by an order issued by the governing body under this resolution may, within 30 days following service of the order, petition the district court of Harper County for an injunction restraining the enforcing officer from carrying out the provisions of the order pending final disposition of the case.

BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same until it is completed, the governing body may take such further action as it deems necessary to raze and remove the structure without further notice to the owner or other parties in interest

BE IT FURTHER RESOLVED, that the City Clerk or designated representative shall cause this Resolution to be published once in the official city paper and mail a copy to the owner, agents, lienholders, occupants, and other parties in interest.

Adopted this 7th Day of October 2025.

A motion was made to approve Resolution No. 1175.

Motion made by Commissioner Lanie, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

RESOLUTION NO. 1176

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED ON MEIG'S ADD, BLOCK 09, LOT 002 & N 40 LOT 4. IN THE CITY OF ANTHONY, HARPER COUNTY, KANSAS, COMMONLY KNOWN AND REFERRED TO AS 501 S LINCOLN (GARAGE) ANTHONY, KANSAS, IS DANGEROUS OR UNSAFE AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Anthony, Kansas did on the 5th day of August 2025, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was dangerous or unsafe; and,

WHEREAS, the governing body did by Resolution No. 1165 dated the 5th day of August 2025, fix the time and place of a hearing at which the owner, his or her agent, lienholders, any occupants and all other parties of interest of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

WHEREAS, Resolution No. 1165 was published in the official city paper on the 13th day of August 2025, and on the 20th day of August 2025, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,

WHEREAS, on the 7th day of October, 2025, the governing body did conduct the hearing scheduled in Resolution No. 1165 and took evidence from the following: the enforcing officer, Kenny Hodson on behalf of the city. The following parties in interest failed to appear or appeared and did not present evidence: Kimberly Davidson.

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

1. The governing body hereby finds that the structure located at:

MEIG'S ADD, BLOCK 09, LOT 002 & N 40 LOT 4. IN THE CITY OF ANTHONY, HARPER COUNTY, KS.

and commonly known and referred to as 501 S Lincoln (Garage) Anthony, Kansas, is dangerous or unsafe and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the property within 30 days from the date of publication of this resolution (not later than the 15th day of October 2025,) and to have the removal completed within 30 days of the date of commencement (not later than the 14th day of November, 2025). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion, may grant the owner additional time to complete the removal of the property. The owner shall bear full responsibility for any and all expenses associated with the removal of the structure and making the premises safe and secure.

3. If the owner fails to commence the removal [repair] of the structure within the time stated herein, or any additional time granted by the governing body, or fails to diligently prosecute the same until the work is completed, the governing body will cause the structure to be razed and removed, make the premises safe and secure, or let the same to contract, and the costs of razing and removing and making secure, less salvage if any, shall be collected in the manner provided by K.S.A. 12-1,115, and amendments thereto, shall be assessed as a special assessment against the lot of parcel of land upon which the structure is located, and or by an action in district court, and any other manner of collection provided by law.

4. The owner of any structure, upon removing the same, shall fill any basement or other excavation located upon the premises and take any other action necessary to leave the premises in a safe condition, with

the ground level and free of debris, at owner's expense. If the owner fails to take such action, the enforcing officer may proceed to make the site safe. The cost of which shall be recovered by any means stated in Section 3 of this resolution.

5. The owner of the structure must obtain an approved demolition permit from the City of Anthony prior to starting construction/demolition.

APPEAL, Any person affected by an order issued by the governing body under this resolution may, within 30 days following service of the order, petition the district court of Harper County for an injunction restraining the enforcing officer from carrying out the provisions of the order pending final disposition of the case.

BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same until it is completed, the governing body may take such further action as it deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk or designated representative shall cause this Resolution to be published once in the official city paper and mail a copy to the owner, agents, lienholders, occupants, and other parties in interest.

Adopted this 7th day of October 2025.

A motion was made to approve Resolution No. 1176.

Motion made by Commissioner Smith, Seconded by Commissioner Hatfield.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

25. Dangerous Structure Resolution No 1178 512 S Lincoln Turner 2025

RESOLUTION NO. 1178

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED ON MEIG'S ADD, BLOCK 08, Lot 005. IN THE CITY OF ANTHONY, HARPER COUNTY, KANSAS, COMMONLY KNOWN AND REFERRED TO AS 512 S LINCOLN ST ANTHONY, KANSAS, IS DANGEROUS OR UNSAFE AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Anthony, Kansas did on the 5th day of August 2025, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was dangerous or unsafe; and,

WHEREAS, the governing body did by Resolution No. 1167 dated the 5th day of August 2025, fix the time and place of a hearing at which the owner, his or her agent, lienholders, any occupants and all other parties of interest of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

WHEREAS, Resolution No. 1167 was published in the official city paper on the 13th day of August 2025, and on the 20th day of August 2025, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,

WHEREAS, on the 7th day of October, 2025, the governing body did conduct the hearing scheduled in Resolution No. 1167 and took evidence from the following: the enforcing officer, Kenny Hodson on behalf of the city. The following parties in interest failed to appear or appeared and did not present evidence: David & Daniel Turner.

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

1. The governing body hereby finds that the structure located at:

MEIG'S ADD, BLOCK 08, Lot 005. IN THE CITY OF ANTHONY, HARPER COUNTY, KS.

and commonly known and referred to as 512 S Lincoln Anthony, Kansas, is dangerous or unsafe and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the property within 30 days from the date of publication of this resolution (not later than the 15th day of October 2025,) and to have the removal completed within 30 days of the date of commencement (not later than the 14th day of November, 2025). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion, may grant the owner additional time to complete the removal of the property. The owner shall bear full responsibility for any and all expenses associated with the removal of the structure and making the premises safe and secure.

3. If the owner fails to commence the removal [repair] of the structure within the time stated herein, or any additional time granted by the governing body, or fails to diligently prosecute the same until the work is completed, the governing body will cause the structure to be razed and removed, make the premises safe and secure, or let the same to contract, and the costs of razing and removing and making secure, less salvage if any, shall be collected in the manner provided by K.S.A. 12-1,115, and amendments thereto, shall be assessed as a special assessment against the lot of parcel of land upon which the structure is located, and or by an action in district court, and any other manner of collection provided by law.

4. The owner of any structure, upon removing the same, shall fill any basement or other excavation located upon the premises and take any other action necessary to leave the premises in a safe condition, with the ground level and free of debris, at owner's expense. If the owner fails to take such action, the enforcing officer may proceed to make the site safe. The cost of which shall be recovered by any means stated in Section 3 of this resolution.

5. The owner of the structure must obtain an approved demolition permit from the City of Anthony prior to starting construction/demolition.

APPEAL, Any person affected by an order issued by the governing body under this resolution may, within 30 days following service of the order, petition the district court of Harper County for an injunction restraining the enforcing officer from carrying out the provisions of the order pending final disposition of the case.

BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same until it is completed, the governing body may take such further action as it deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk or designated representative shall cause this Resolution to be published once in the official city paper and mail a copy to the owner, agents, lienholders, occupants, and other parties in interest.

Adopted this 7th day of October 2025.

A motion was made to approve Resolution No. 1178.

Motion made by Commissioner Hatfield, Seconded by Commissioner Smith.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

26. **Dangerous Structure Resolution No 1174 208 E Main Boyd 2025**

RESOLUTION NO. 1174

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED ON LOT FIVE (5) IN BLOCK FIFTY-ONE (51) IN THE CITY OF ANTHONY, HARPER COUNTY, KANSAS, COMMONLY KNOWN AND REFERRED TO AS 208 E MAIN ST ANTHONY, KANSAS, IS DANGEROUS OR UNSAFE AND DIRECTING THAT THE STRUCTURE BE REMOVED AND THE PREMISES MADE SAFE AND SECURE.

WHEREAS, the Enforcing Officer of the City of Anthony, Kansas did on the 16th day of July, 2025, file with the governing body of said City a statement in writing that a certain structure, hereinafter described, was dangerous or unsafe; and,

WHEREAS, the governing body did by Resolution No. 1161 dated the 16th day of July, 2025, fix the time and place of a hearing at which the owner, his or her agent, lienholders, any occupants and all other parties of interest of such structure could appear and show cause why such structure should not be condemned and ordered repaired or demolished, and provided for giving notice thereof as provided by law; and,

WHEREAS, Resolution No. 1161 was published in the official city paper on the 23rd day of July, 2025, and on the 30th day of July, 2025, and a copy of said resolution was served upon all persons entitled thereto as provided by law; and,

WHEREAS, on the 16th day of September, 2025, the governing body did conduct the hearing scheduled in Resolution No. 1161 and took evidence from the following: the enforcing officer, Kenny Hodson on behalf of the city. The following parties in interest failed to appear or appeared and did not present evidence: David Boyd.

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

1. The governing body hereby finds that the structure located at:

LOT FIVE (5) IN BLOCK FIFTY-ONE (51) IN THE CITY OF ANTHONY, HARPER COUNTY, KS.

and commonly known and referred to as 208 E MAIN ST Anthony, Kansas, is dangerous or unsafe and directs that such structure is to be removed and the premises made safe and secure.

2. The owner of such structure is hereby directed to commence the removal of the property within 30 days from the date of publication of this resolution (not later than the 15th day of October 2025,) and to have the removal completed within 30 days of the date of commencement (not later than the 14th day of November, 2025). Provided, that upon due application by the owner and for good cause shown, the governing body, in its sole discretion, may grant the owner additional time to complete the removal of the property. The owner shall bear full responsibility for any and all expenses associated with the removal of the structure and making the premises safe and secure.

3. If the owner fails to commence the removal [repair] of the structure within the time stated herein, or any additional time granted by the governing body, or fails to diligently prosecute the same until the work is

completed, the governing body will cause the structure to be razed and removed, make the premises safe and secure, or let the same to contract, and the costs of razing and removing and making secure, less salvage if any, shall be collected in the manner provided by K.S.A. 12-1,115, and amendments thereto, shall be assessed as a special assessment against the lot of parcel of land upon which the structure is located, and or by an action in district court, and any other manner of collection provided by law.

4. The owner of any structure, upon removing the same, shall fill any basement or other excavation located upon the premises and take any other action necessary to leave the premises in a safe condition, with the ground level and free of debris, at owner's expense. If the owner fails to take such action, the enforcing officer may proceed to make the site safe. The cost of which shall be recovered by any means stated in Section 3 of this resolution.

5. The owner of the structure must obtain an approved demolition permit from the City of Anthony prior to starting construction/demolition.

APPEAL, Any person affected by an order issued by the governing body under this resolution may, within 30 days following service of the order, petition the district court of Harper County for an injunction restraining the enforcing officer from carrying out the provisions of the order pending final disposition of the case.

BE IT FURTHER RESOLVED, that if the owner fails to commence the repair or removal of the structure within the time provided herein or fails to diligently prosecute the same until it is completed, the governing body may take such further action as it deems necessary to raze and remove the structure without further notice to the owner or other parties in interest.

BE IT FURTHER RESOLVED, that the City Clerk or designated representative shall cause this Resolution to be published once in the official city paper and mail a copy to the owner, agents, lienholders, occupants, and other parties in interest.

Adopted this 7th day of October 2025.

A motion was made to approve Resolution No. 1174.

Motion made by Commissioner Eaton, Seconded by Commissioner Lanie.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

STAFF REPORTS

27. Administrator Report

The Administrator provided a written report on EPA Water TA, Water Main Replacement Funding Initiatives, Sunrise 2nd, KCC 40101d, 2025 Tax Sale, Lake Trail, KMU Asset Mgmt Video, Harper County Appraiser, USD 361 Superintendent, Community Solar Project, Solar Customer Billing, Copier, PD Cruiser, City Software Update, City Staff, City Uniforms, and the Kansas Association of Airports.

28. Chief of police report

We had the city crew mow several properties

We served resolutions for the health code violations.

We investigated domestic disturbance in the 400 block of south Springfield and arrested Heather Bruce for domestic battery.

We investigated a domestic disturbance in the 200 block of north Lincoln and turned the case over to the C.A. for possible charges.

We investigated two minor traffic accidents.

We parked cars at the airport.

We investigated a criminal damage to property case in the 200 block of south Anthony.

29. Department Reports

Department activity updates were provided for Electric Distribution, Power Plant/Lake, Street, Water/Wastewater and Mechanic.

EXECUTIVE SESSION

Executive Session to Discuss Electric System Improvements Pursuant to "Preliminary discussions relating to the acquisition of real property, K.S.A. 75-4319 (b)(6)".

At 7:35 p.m. Mayor Cleveland made a motion to go into Executive Session for 5 minutes until 7:40 p.m. to discuss electric system improvements pursuant to "Preliminary discussions relating to the acquisition of real property, K.S.A. 75-4319 (b) (6)." Commissioner Lanie Seconded the motion. Motion Carried.

The commission chambers were cleared with the Commissioners and City Administrator remaining present.

At 7:40 p.m. Mayor Cleveland called the regular meeting back to order.

A motion was made to approve the Real Estate Purchase Contract for the City to purchase 15-acres south of the sub-station in the amount of \$37,500. Motion made by Mayor Cleveland, Seconded by Commissioner Hatfield.

Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

A motion was made to adjourn the meeting.

Motion made by Mayor Cleveland, Seconded by Commissioner Hatfield. Motion Carried.

Mayor Cleveland immediately readjoined the meeting.

The motion was amended to approve the City Administrator to execute all documents at closing to complete the purchase of the real estate. Motion made by Mayor Cleveland, Seconded by Commissioner Hatfield. Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Smith, Commissioner Hatfield. Motion Carried.

ADJOURNMENT

Mayor Cleveland made a motion to adjourn the meeting again. Seconded by Commissioner Hatfield.
Motion Carried.

Greg Cleveland, Mayor

Cyndra Kastens, City Administrator/Clerk