



# City Commission Regular Meeting

Tuesday, June 20, 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, Deputy City Clerk Sherri Miller, Chief of Police Kenny Hodson, Creighton Cullop and Cheryl Adelhardt.

- Approval of Agenda

A motion was made to approve the agenda.

Motion made by Mayor Cleveland, Seconded by Commissioner Eaton.

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

### PUBLIC COMMENT

Creighton Cullop was present to thank the city for mowing the lot beside him and to follow up on the demolition of 432 S Anthony.

### CONSENT AGENDA

1. Approve June 6, 2023 Regular Meeting Minutes
2. Special Appropriations:

Fund# 3 Electric - Dutton Lainson - Meters (Stock and Penn Place) \$7,789.81

Border States - Meter Sockets (Stock and Penn Place) \$2,928.16

3. Appropriation Ordinance No. 3168 \$336,281.22

4. Approve 6.20.23 Payroll \$71,279.17
5. Reappoint Jerry Turner and Brandon Hazel to the Industrial Development Board for a Four-Year Term to Expire in 2027
6. Appoint Laurie Patterson to the Industrial Development Board for the expiring term of Ron Poor for a Four-Year Term to Expire in 2027
7. Approve July 4, 2023 Regular Commission Meeting Date to be Changed to July 5, 2023 in Observation of Independence Day

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

#### **PUBLIC HEARINGS - NONE**

#### **REGULAR BUSINESS**

##### **8. Bid Opening ID Board Farmland Lease (Garfield)**

Commissioner Smith opened the sealed bids for the ID Board Farmland Lease. One bid was received. A motion was made to approve the bid from Jansen Parsons for \$55 per acre on 15.3 acres for a total of \$841.50

Motion made by Commissioner Smith, Seconded by Commissioner Hodson Jr..

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

##### **9. Approve AV Gas Purchase 2500 Gallons**

A motion was made to approve the AV Gas Purchase of 2500 gallons from Dark Oil for \$6.399 per gallon.

Motion made by Commissioner Eaton, Seconded by Commissioner Smith.

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

##### **10. Request for Free Water Service - Garden of Hope/Chris Weston**

This item was removed from the agenda at the request of the customer.

##### **11. Approve to Submit Bid for Replacement Power Plant Mower**

This item was moved to the July 5th meeting.

**12. RFQ Approval CCLIP 039 KA-6909-01 Main & Anthony**

Proposals were opened for the RFQ for preconstruction engineering and project management for the CCLIP 039 KA-6909-01 Main & Anthony intersection reconstruction project. One bid was received from E.B.H. & Associates. After review, a motion was made to approve the RFQ from EBH for the CCLIP 039 KA-6909-01 Project.

Motion made by Commissioner Hodson Jr., Seconded by Commissioner Smith.  
Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

**13. Rural Champion Project One-Year Extension**

Administrator Kastens informed the Commission of the opportunity to continue the Rural Champion project in cooperation with the City of Harper for an additional year, made possible by the Office of Rural Prosperity. A motion was made to continue to work with the Rural Champion Cooperative Project for an additional year.

Motion made by Commissioner Eaton, Seconded by Commissioner Lanie.  
Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

**14. Approval to Submit Bids for New Street Signs**

Administrator Kastens sought guidance from the Commission as to the number of street signs the city wanted to replace at this time. After reviewing the numbers damaged or unreadable, the Commission guided the Administrator to pursue replacing all of the street signs. The Commission will review style and color and gave direction for the Administrator to pursue alternate sign types and materials in an effort to find a longer lasting type of street sign, and report back at the July 5<sup>th</sup> meeting.

**15. Housing Assessment - Cheryl Adelhardt Rural Housing Champion**

Cheryl Adelhardt, Rural Housing Champion presented the Housing Assessment completed by the local Housing Assessment committee. After the public surveys, town hall meeting, and a review of all compiled housing and statistical data, the Anthony Housing Assessment Committee recommended the following top three priorities of focus to address the lack of available adequate housing in Anthony:

- The need for 3-4 bedroom mid-sized quality homes.
- Educational opportunities and assistance to aid citizens in utilizing existing housing programs and grants.
- Address dilapidated/deteriorated/vacant properties.

**16. Health Nuisance 540 S. Springfield Bagnell 2023**

A motion was made to approve the findings of fact and issue the order for a Health Nuisance at 540 S Springfield Bagnell.

Motion made by Mayor Cleveland, Seconded by Commissioner Eaton.  
Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

**17. Health Nuisance 542 S. Springfield Bagnell 2023**

A motion was made to approve the findings of fact and issue the order for a Health Nuisance at 542 S Springfield Bagnell.

**18. Inoperable Vehicle Nuisance 542 S Springfield Bagnell 2023**

A motion was made to approve the findings of fact and issue the order for an Inoperable Vehicle Nuisance at 542 S Springfield Bagnell.

Motion made by Mayor Cleveland, Seconded by Commissioner Hodson Jr..  
Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

**19. Health Nuisance 217, 221 S Bluff 115, 117 W Grant Bloyer 2023**

A motion was made to approve the findings of fact and issue the order for a Health Nuisance at 217, 221 S Bluff 115, 117 W Grant Bloyer.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.  
Voting Yea: Mayor Cleveland, Commissioner Eaton, Commissioner Lanie, Commissioner Hodson Jr., Commissioner Smith

**20. Health Resolution No. 1127 501 S. Kansas Bush 2023**

RESOLUTION NO. 1127

A RESOLUTION AUTHORIZING THE PUBLIC OFFICERS  
OR OTHER AGENTS OF THE CITY TO ABATE HEALTH NUISANCES  
AS AUTHORIZED BY ARTICLE 2 OF CHAPTER VII OF  
THE CITY OF ANTHONY CITY CODE.

WHEREAS, it is in the interest of the City Commission that the health, safety, and general welfare of the citizens of the City of Anthony be maintained;

WHEREAS, that a health nuisance has developed in the North Forty-six (46) ft. of Lot Two (2) in Block Seven (7) in Cades Addition, in the City of Anthony, Harper County, Kansas; as shown by the recorded Plat thereof, 501 S. Kansas, Anthony, Kansas.

WHEREAS, Notice of Violations was served in person to the property owner of record Mary Jo Bush, on May 3, 2023, by Officer Herman Manning.

WHEREAS, the property owner has not alleviated the alleged violations nor requested a hearing before the City Commission within the time periods specified;

WHEREAS, Resolution 1122 is hereby voided and the subject matter herein shall be controlled by the passage of this resolution.

WHEREAS, the public officer and other agents of the City of Anthony presents this Resolution to the City Commission;

BE IT RESOLVED BY THE CITY COMMISSION that the Public Officers and other Agents of the City of Anthony are authorized to abate the conditions causing the violations at the end of June 30, 2023; and

BE IT FURTHER RESOLVED that the cost incurred by the City shall be charged against the Lot or Lots or parcel of ground on which the nuisance or nuisances were located. The City Clerk shall, at the time of certifying other taxes to the County Clerk certify the cost as provided and the County Clerk shall extend the same on the tax roll and it shall be collected by the County Treasurer and paid to the City as other City taxes are collected and paid.

Amount is due from property owner(s) for services rendered by the City of Anthony upon presentation of bill. Failure of property owner(s) to pay amount due may result in the City bringing an action in district court, or causing a special assessment to be levied on the property, or any other manner of collection provided by law.

ADOPTED at Anthony, Kansas, this 20th day of June, 2023.

A motion was made to approve Resolution No. 1127 501 S Kansas Bush as presented.

Motion made by Mayor Cleveland, Seconded by Commissioner Eaton.

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

**21. Health Resolution No. 1128 218 S. Bluff Elliott 2023**

RESOLUTION NO. 1128

A RESOLUTION AUTHORIZING THE PUBLIC OFFICERS  
OR OTHER AGENTS OF THE CITY TO ABATE HEALTH NUISANCES  
AS AUTHORIZED BY ARTICLE 2 OF CHAPTER VII OF  
THE CITY OF ANTHONY CITY CODE.

WHEREAS, it is in the interest of the City Commission that the health, safety, and general welfare of the citizens of the City of Anthony be maintained;

WHEREAS, that a health nuisance has developed in Lot Nine (9) in Block Sixty-five (65), in the City of Anthony, Harper County, Kansas; as shown by the recorded Plat thereof, 218 S. Bluff, Anthony, Kansas.

WHEREAS, Notice of Violations was served in person to the property owner of record Rocky J. Elliott, on May 3, 2023, by Officer Herman Manning.

WHEREAS, the property owner has not alleviated the alleged violations nor requested a hearing before the City Commission within the time periods specified;

WHEREAS Resolution No. 1123 is hereby voided and the subject matter herein shall be controlled by the passage of this Resolution.

WHEREAS, the public officer and other agents of the City of Anthony presents this Resolution to the City Commission;

BE IT RESOLVED BY THE CITY COMMISSION that the Public Officers and other Agents of the City of Anthony are authorized to abate the conditions causing the violations at the end of June 30, 2023; and

BE IT FURTHER RESOLVED that the cost incurred by the City shall be charged against the Lot or Lots or parcel of ground on which the nuisance or nuisances were located. The City Clerk shall, at the time of certifying other taxes to the County Clerk certify the cost as provided and the County Clerk shall extend the same on the tax roll and it shall be collected by the County Treasurer and paid to the City as other City taxes are collected and paid.

Amount is due from property owner(s) for services rendered by the City of Anthony upon presentation of bill. Failure of property owner(s) to pay amount due may result in the City bringing an action in district court, or causing a special assessment to be levied on the property, or any other manner of collection provided by law.

ADOPTED at Anthony, Kansas, this 20th day of June, 2023.

A motion was made to approve Resolution No. 1128 218 S Bluff Elliott as presented.

Motion made by Mayor Cleveland, Seconded by Commissioner Lanie.

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

## **22. Fire Department Request to Donate \$5,000 to Pat & Gerald Wolff**

The Commission discussed a request from the Fire Department to donate \$5,000 to Pat & Gerald Wolff. Alternate opportunities for aid were discussed such as a fund raiser, staff collection, etc. so much warranted support could still be given without the use of public funds.

A motion was made by Commissioner Hodson to approve the request from the Fire Department to donate \$5,000 to Pat & Gerald Wolff. Motion died for lack of a second.

## **STAFF REPORTS**

### **23. Administrator Report**

The Administrator provided a written report on RHID Meeting, BASE Grant/HCCF, KDOT Cost Share Grant, KDWLP's Recreation Trail Grant, Water Research Project, and the 2023 Budget.

### **24. Superintendent Report**

The Superintendent provided a written report on lake mowing and caretaking, repair jobs, new lake sign, remove dead trees at scout cabin, final inspection at Lake RV Dump Station and other department activities.

## **25. Chief of police report**

We inspected some properties to be cleaned up

We served several weed notices

We cleaned up the property on S. Madison

We investigated a disturbance in the 300 block of N. Jefferson

We served a search warrant in the 400 block of S Lincoln and turned the case over to the C.A.

We arrested Castillo Del Carmen on an out of county warrant

We investigated a burglary and theft from and auto in the 800 block of W. Main

## **EXECUTIVE SESSION - NONE**

## **ADJOURNMENT**

A motion was made to adjourn the meeting.

Motion made by Mayor Cleveland, Seconded by Commissioner Smith.

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