

The Regular Council Meeting was called to order by Mayor Armstrong at 7:01 p.m. in the Haysville Municipal Building, 200 West Grand Avenue.

Roll was called by Recording Secretary Pam Robbins: Conyac here, Rooney here, Rardin here, Pile here, Cloyd present, Konkel here, Crum here, Harris here.

Invocation was given by Pastor Mike Bradshaw, Haysville Christian Church.

Mayor Armstrong led everyone present in the Pledge of Allegiance.

Under Special Order of Business Mayor Armstrong presented the Presentation of Certificate to Councilperson Daniel Rooney Re: Municipalities Workshop Completion – Presented by H. Edward Flentje, Director of Hugo Wall School of Public Administration.

Mr. H. Edward Flentje addressed Council and stated he was there to present Councilperson Daniel Rooney with his certificate for completion of the Municipalities Workshop. Flentje explained that in the year of 1988, the University started what is called the Institute for Municipal Leadership that has a series of workshops held on Saturdays for subjects relevant to City Governments, Public Policy, Public Finance, and a variety of things that cities would get involved with. Flentje informed Council that Rooney was one of the fourteen city officials who had completed those classes in the last few months. Flentje presented Rooney his award and stated that after the April elections, classes would start up again and invited the Councilmembers to enroll.

Mayor Armstrong presented for approval the Minutes of November 12, 2002.

Motion by Rooney – Second by Rardin

Mr. Chair, I make a motion we approve the Minutes of November 12, 2002.

Conyac yea, Rooney yea, Rardin yea, Pile abstain, Cloyd yea, Konkel abstain, Crum yea, Harris yea.

Motion declared carried.

Mayor Armstrong stated there were no Citizens to be Heard.

Mayor Armstrong stated there were no Licenses and Bonds.

Mayor Armstrong presented for approval A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF A CERTAIN INTERNAL IMPROVEMENT IN THE CITY OF HAYSVILLE, KANSAS, AND SETTING FORTH THE GENERAL NATURE OF THE IMPROVEMENT, THE ESTIMATED OR PROBABLE COSTS THEREOF, THE EXTENT OF THE IMPROVEMENT DISTRICT TO BE ASSESSED FOR THE COSTS THEREOF, THE METHOD OF ASSESSMENT, AND THE APPORTIONMENT OF THE COSTS BETWEEN THE IMPROVEMENT DISTRICT AND THE CITY AT LARGE; AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENT IN ACCORDANCE WITH THE FINDINGS OF THE GOVERNING BODY (SANITARY SEWER IMPROVEMENTS/PEAR TREE ADDITION).

REGULAR COUNCIL MEETING

NOVEMBER 25, 2002

PAGE 2

Motion by Pile – Second by Konkel

Mr. Mayor, I make a motion we approve the resolution for the sanitary sewer improvements for the Pear Tree Addition.

Conyac yea, Rooney yea, Rardin yea, Pile yea, Cloyd yea, Konkel yea, Crum yea, Harris yea.

Motion declared carried.

Mayor Armstrong presented for approval A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF A CERTAIN INTERNAL IMPROVEMENT IN THE CITY OF HAYSVILLE, KANSAS, AND SETTING FORTH THE GENERAL NATURE OF THE IMPROVEMENT, THE ESTIMATED OR PROBABLE COSTS THEREOF, THE EXTENT OF THE IMPROVEMENT DISTRICT TO BE ASSESSED FOR THE COSTS THEREOF, THE METHOD OF ASSESSMENT, AND THE APPORTIONMENT OF THE COSTS BETWEEN THE IMPROVEMENT DISTRICT AND THE CITY AT LARGE; AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENT IN ACCORDANCE WITH THE FINDINGS OF THE GOVERNING BODY (WATER IMPROVEMENT/PEAR TREE ADDITION).

Motion by Cloyd – Second by Rooney

Mr. Mayor, I make a motion we approve the water improvements for Pear Tree Addition.

Conyac yea, Rooney yea, Rardin yea, Pile yea, Cloyd yea, Konkel yea, Crum yea, Harris yea.

Motion declared carried.

Mayor Armstrong presented for approval A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF A CERTAIN INTERNAL IMPROVEMENT IN THE CITY OF HAYSVILLE, KANSAS, AND SETTING FORTH THE GENERAL NATURE OF THE IMPROVEMENT, THE ESTIMATED OR PROBABLE COSTS THEREOF, THE EXTENT OF THE IMPROVEMENT DISTRICT TO BE ASSESSED FOR THE COSTS THEREOF, THE METHOD OF ASSESSMENT, AND THE APPORTIONMENT OF THE COSTS BETWEEN THE IMPROVEMENT DISTRICT AND THE CITY AT LARGE; AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENT IN ACCORDANCE WITH THE FINDINGS OF THE GOVERNING BODY (PAVING IMPROVEMENTS/PEAR TREE ADDITION).

Motion by Konkel – Second by Rooney

Mr. Mayor, I make a motion that we pass the resolution for the paving improvements in Pear Tree Addition.

Conyac yea, Rooney yea, Rardin yea, Pile yea, Cloyd yea, Konkel yea, Crum yea, Harris yea.

Motion declared carried.

Mayor Armstrong presented Notices and Communications.

Mayor Armstrong explained there had been some changes made on the Council Agenda. Armstrong said the City Attorneys had advised them some of the items under the Consent

REGULAR COUNCIL MEETING

NOVEMBER 25, 2002

PAGE 3

Agenda, which did not take a vote by Council, should be moved to the Notices and Communications area of the Agenda.

Mayor Armstrong presented the City Clerk Activity Report for October.

Mayor Armstrong presented the Governmental Services Activity Report for October.

Mayor Armstrong presented the Police Department Activity Report for October.

Mayor Armstrong asked for Governing Body Announcements.

Councilperson Harris stated the Park Board would be announcing the name of the fourth quarter Park Board Volunteer Award at the next Council meeting.

Councilperson Crum reported the Friends of the Library were still having a membership drive and stated anyone interested could call the Library. Crum reminded everyone other than the computer classes available at the Library, citizens could also check out books, audio books, and videos without having to pay a rental fee for the use.

Councilperson Rooney informed Council while he had attended the Municipalities Workshops at WSU, he learned that no matter where you lived, there were problems in governing. Rooney stated he was amazed how well the City of Haysville functioned with their staff and how the City did things. Rooney stated it was not uncommon for other cities to hold their Council meetings until midnight. Rooney said he appreciated the efficient way everyone at the City did his or her job.

Mayor Armstrong announced that on December 6, 2002 there would be a preview dinner for the Silent Christmas Tree Auction. Armstrong stated the City was still accepting reservations for the dinner, and if anyone was interested to contact Planning/Community Relations Coordinator Angela Millspaugh. Armstrong informed everyone the tickets were \$15.00 per person and would start at 6:30 p.m. Armstrong also announced that on December 7, 2002, from 6:30 p.m. to 8:00 p.m., the City would have their annual lighting sponsored by the Chamber of Commerce.

Mayor Armstrong presented the League of Kansas Municipalities Re: Municipal Leadership Academy – Cultural Diversity (Elective Course).

Mayor Armstrong presented the Memorandum for Public Works Director Randy Dorner Re: Max Behrns, Full Time Meter Reader – New Hire.

Mayor Armstrong presented the Memorandum from Police Chief Mike McElroy Re: Recruit Communications Officer Samantha Millspaugh – End of Recruit Training.

Mayor Armstrong presented the Memorandum from Public Works Director Randy Dorner Re: Patrick Jeanneret Full Time Maintenance Worker – New Hire.

REGULAR COUNCIL MEETING

NOVEMBER 25, 2002

PAGE 4

Mayor Armstrong presented the Memorandum from Assistant City Clerk/Finance Director Beverly Rodgers Re: Brian L. Allen, Assistant Court Clerk – End of Training.

Mayor Armstrong presented the Resignation from Lieutenant John Coleman – Police Department.

Under Other Business Mayor Armstrong presented for approval the Consideration of Sewer Rate.

Mayor Armstrong explained the listing before Council was the same one done back in 1996 when everything had been put together to upgrade and expand the sewer. Armstrong stated the City refinanced the bonds for that project, which had lowered the interest cost. Armstrong stated it would be hard to give the citizens a rebate, and asked the Council if they would like to redo the resolution for the next year for a reduction of eighty cents. There was a discussion on keeping the rate the same and using the funds for something else. Councilperson Crum suggested giving the money back to the people. Councilperson Cloyd suggested reducing the whole amount to have the bonds paid off quicker and not give back a rebate. Councilperson Rooney stated the funds that would go into surplus should be used for an early pay off, go to the sewer treatment plant, or go back to the people. Armstrong stated the funds were paying for drainage. Armstrong stated the water rates had not been raised for several years. Director of Governmental Services Carol Neugent stated it had been since 1984 that the water rates had been raised. Armstrong stated nothing could be done unless Council wanted to do something about it. There was no motion made.

Mayor Armstrong presented for approval the Consideration of Change Order Re: Timberlane North Addition, Sanitary Sewer Improvements (PEC Project No. 34-2098-6-1263).

Professional Engineering Consultant Rod Young addressed Council and explained the area was the subdivision south of the floodway on Meridian. Young stated there was an existing sewer along the north of the existing homes. Young stated there was a utility easement on the existing homes on the common property line. Young said during construction, the contractor came back and wanted to propose an alternative solution versus going into every back yard and digging a sixteen-foot deep hole to connect the sewers. Young stated there had been concerns about finding a sand layer in the excavation that would not hold the slopes well and a pool that had been leaking. Councilperson Harris asked if the sewer would be the primary sewer for the entire development. Young stated it would be a dead end sewer for the homes in the back of the area. Mayor Armstrong stated it would not be paid by the City but by the developer. Young explained the cost would go with the specials. Armstrong stated it would help out the citizens in the area. Councilperson Cloyd asked if it would be distributed to all the homes in the area. Young stated that was correct.

Motion by Pile – Second by Konkel

Mr. Mayor, I make a motion we approve the change order for Timberlane North Addition Sanitary Sewer.

Conyac yea, Rooney yea, Rardin yea, Pile yea, Cloyd yea, Konkel yea, Crum yea, Harris yea.

REGULAR COUNCIL MEETING

NOVEMBER 25, 2002

PAGE 5

Motion declared carried.

Mayor Armstrong presented for approval the Consideration of Memorandum from Haysville Planning Commission Re: Response to Council Requests.

Mayor Armstrong explained the Planning Commission had set up subcommittees for what the Council had asked them to do for signs, screening, and the wording of platting for building permits for un-platted areas. Armstrong asked for volunteers for the sign committee. Councilperson Harris and Councilperson Rardin stated they would be on the sign committee. Armstrong asked for volunteers for the screening committee. Councilperson Crum and Councilperson Konkel stated they would be on the screening committee. Armstrong asked for volunteers for the platting committee. Councilperson Cloyd and Councilperson Pile stated they would like to be on the platting committee.

Mayor Armstrong appointed Councilperson Harris and Councilperson Rardin to be on the sign committee. Armstrong appointed Councilperson Crum and Councilperson Konkel to be on the screening committee. Armstrong appointed Councilperson Cloyd and Councilperson Pile to be on the platting committee. Armstrong stated he needed a motion to state that.

Motion by Cloyd – Second by Rardin

So moved.

Conyac yea, Rooney yea, Rardin yea, Pile yea, Cloyd yea, Konkel yea, Crum yea, Harris yea.

Motion declared carried.

Mayor Armstrong presented for approval the Consideration of Memorandum from Haysville Planning Commission Re: Street Name Change Request – Southampton Estates Addition.

Motion by Pile – Second by Konkel

Mr. Mayor, I make a motion we approve the street name changes for Southampton Estates Addition.

Conyac yea, Rooney yea, Rardin yea, Pile yea, Cloyd yea, Konkel yea, Crum yea, Harris yea.

Motion declared carried.

There was no Old Business.

Mayor Armstrong asked for Department Head Reports.

City Clerk Carol McBeath was absent.

Director of Governmental Services Carol Neugent had nothing to report.

Police Chief Mike McElroy had nothing to report and introduced Patrol Officer Aaron Tabing as the attending officer.

Public Works Director Randy Dorner had nothing to report.

**REGULAR COUNCIL MEETING
NOVEMBER 25, 2002
PAGE 6**

Recreation Director Wendy Wilkinson was absent.

Under Appointments Mayor Armstrong stated there were none but there would be some appointments for the next month on some positions that would be expiring.

Under Off Agenda Citizens to be Heard Mayor Armstrong asked for any citizens to be heard.

There were none.

There was no Executive Session.

Mayor Armstrong presented for approval the Bills to be Paid for the Last Half of November.

Motion by Cloyd – Second by Crum

Mr. Mayor, I make a motion we pay the bills for the last half of November.

Conyac yea, Rooney yea, Rardin yea, Pile yea, Cloyd yea, Konkel yea, Crum yea, Harris yea.
Motion declared carried.

Mayor Armstrong presented for approval the Consent Agenda.

Motion by Konkel – Second by Rooney

Mr. Mayor, I make a motion we approve the Consent Agenda as published.

Conyac yea, Rooney yea, Rardin yea, Pile yea, Cloyd yea, Konkel yea, Crum yea, Harris yea.
Motion declared carried.

Mayor Armstrong asked for Council Concerns.

Councilperson Rooney asked about the resignation of Lieutenant John Coleman. Rooney stated he did not know what had been going on, but he had hoped the resignation would be reconsidered. Rooney said he thought Coleman had been a respected officer and hoped something could work out with the “deal.”

Councilperson Rardin stated he thought the resignation of Lieutenant John Coleman needed to be looked into. Rardin stated Coleman had worked twenty years for the City.

Councilperson Rardin asked Police Chief Mike McElroy if the City had taken the Police cars in to get the shields put on the gas tanks for the safety recall. McElroy stated it was in the process of being taken care of.

Councilperson Cloyd said he had the same concern that Councilperson Rooney and Councilperson Rardin had about the resignation of Lieutenant John Coleman. Cloyd said he had known Coleman since he was a young boy. Cloyd stated he did not know the circumstances for the resignation, but understood Coleman had been under a lot of stress and after a few days had

REGULAR COUNCIL MEETING

NOVEMBER 25, 2002

PAGE 7

second thoughts about resigning. Cloyd stated Coleman had asked for his resignation letter back and it was not given to him. Cloyd told Council he had concerns about that.

Councilperson Konkel stated she would like to express her agreement with everyone else on the Council regarding Lieutenant John Coleman's rescinding of his resignation letter.

Councilperson Crum said he felt the same way about Lieutenant John Coleman. Crum said he knew Coleman and had done some ride-alongs with him in the police cars. Crum said he hoped something could be worked out for someone who had given that much time to the City.

Councilperson Crum wanted to remind everyone the children were out of school Wednesday, Thursday, and Friday and to keep that in mind while they were out driving.

Councilperson Crum asked about a truck with a trailer attached to it on 5th Street and Turkle. Crum stated he had heard the truck had been parked there since May. Police Chief Mike McElroy stated there was no provision for the owner to move the vehicle. McElroy stated the vehicle was legally parked and the matter had been looked into before. Crum asked if the trailer and truck were both tagged and up to date. McElroy stated to the best of his knowledge, the truck and trailer were tagged and the Police Department would keep track of the situation.

Councilperson Harris stated he thought the City had an ordinance to take care of the truck and trailer they were talking about. Police Chief Mike McElroy stated the trailer had to be attached to the truck.

Councilperson Harris stated that knowing Lieutenant John Coleman wanted his resignation rescinded, he would like for Council to go to a vote to do that if the City attorney thought that was something they should do. Mayor Armstrong advised Council had no power to hire or fire employees. Armstrong stated Council did not deal with personnel issues but dealt with policy. Harris asked if that would include resignations. Armstrong stated that would include resignations. Armstrong stated the matter was not there for Council to vote on that evening and it would never be there for Council to vote on. Armstrong said again, the Council had no power and was a policy making body only. Armstrong advised that if the Council got into personnel issues, they would cause problems additionally for the City that they would not want to get into. Armstrong stated policy was what the Council set, and policy was what their job was. Armstrong said there were things that went on in the City with personnel issues that was not privy to the Councilmembers, but dealt with him and staff only. Harris told the Mayor he understood.

Councilperson Konkel reported the bike/hike path had been finished all but a small area by the drainage on Marlen. Konkel said citizens were using the path already and thanked the staff for getting the project done before the winter.

Mayor Armstrong asked for a motion to adjourn.

Motion by Pile – Second by Rooney

REGULAR COUNCIL MEETING

NOVEMBER 25, 2002

PAGE 8

So moved.

Conyac yea, Rooney yea, Rardin yea, Pile yea, Cloyd yea, Konkel yea, Crum yea, Harris yea.

Motion declared carried.

The Regular Council Meeting adjourned at 7:41 p.m.

City Clerk, Carol McBeath