

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

Roll was taken by Recording Secretary Jessica Chilcote: Slocum here, Ewert here, Kessler here, Rardin here, Konkel here, and Pierce here. Councilpersons Conrady and Kanaga were not present.

Mayor Ken Hampton led everyone in a moment of silence.

Mayor Ken Hampton led everyone present in the Pledge of Allegiance.

Under Special Order of Business, Mayor Ken Hampton introduced a Consideration of Addendum to Interlocal Agreement for Inspection Services.

Motion by Konkel- Second by Rardin

I move that we approve the Addendum to the Interlocal Agreement for Inspection Services.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Under Special Order of Business, Mayor Ken Hampton introduced a Consideration of Code Changes.

Motion by Konkel- Second by Rardin

I move that we approve the proposed code changes as presented.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Under Presentation and Approval of Minutes, Mayor Ken Hampton presented for approval the Minutes of December 10, 2012.

Motion by Konkel- Second by Ewert

If there are no changes or questions, I move that we approve the December 10, 2012 minutes.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Under Citizens to be Heard, Mayor Ken Hampton introduced Mitch Clothier, 1508 Jubilee. Re: Food Vendor for Bicycle Swap Meet.

Mitch Clothier, 1508 Jubilee, stated he was the organizer for the Midwest Bicycle Swap Meet. Clothier advised they would be having the 4th Annual Swap Meet at the Hometown Market April 22, 2013. Clothier stated the event has grown every year and has become a big deal for the City of Haysville. Clothier advised the event was free and open to the public and was a great way to buy, sell, and trade bicycles. Clothier asked Council for permission to get a temporary portable business permit to bring in a food

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truck for the event, called The Flying Stove. Clothier stated The Flying Stove was a business out of Wichita, and were a licensed, inspected, and insured business. Clothier advised he was not looking to have any fees waived, or to bypass any permit processes. Clothier handed out pictures of The Flying Stove food truck. Councilperson Seth Konkel asked what the process was for allowing food vendors in the park and on City owned property. Chief Administrative Officer Will Black advised for a temporary portable business permit, staff will go over regulations that will allow or disallow for those to be in certain locations, and if staff feels that code does not allow for them to be placed in a certain location, there is an appeal process that goes through the Public Works Director. Black stated it will then go through Council, and with this issue being brought to Council, it is up to them to decide if they will allow it at the location in question. Konkel asked if the code is waived for the Haysville Fall Festival. Black advised there are certain exemptions that are put into code, including the Fall Festival. Councilperson Keith Pierce advised he had difficulty finding the issue clearly stated in City Code. Black stated the language states that temporary food vendors are not allowed in City right-of-way, but there are specific exemptions for events like Hometown Market. Black advised based on what code allows, staff did not feel comfortable authorizing the temporary portable business permit. Black stated City staff did not have any issues with the item being allowed, but it was something Council had to do.

Motion by Slocum- Second by Rardin

I move that we approve the exemption for the portable business for April 22, 2013 with a possible rain date, if needed, of April 29, 2013.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Under Approval of Licenses and Bonds, Mayor Ken Hampton introduced a Renewal of CMB License for Homeland, 201 N. Main.

Motion by Konkel- Second by Rardin

I move that we approve the cereal malt beverage license for Homeland, located at 201 N. Main.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Under Approval of Licenses and Bonds, Mayor Ken Hampton introduced a Renewal of CMB License for Mini Stop, 7200 S. Broadway.

Motion by Konkel- Second by Rardin

If there are no questions, I move that we approve the cereal malt beverage license for Mini Stop, located at 7200 S. Broadway.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

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Under Ordinances and Resolutions, Mayor Ken Hampton introduced AN ORDINANCE ADOPTING THE RECODIFICATION OF ORDINANCES OF THE CITY OF HAYSVILLE, KANSAS, 2013 EDITION, PROVIDING FOR THE EFFECTIVE DATE THEREOF, PROVIDING FOR THE REPEAL OF CERTAIN OTHER ORDINANCES NOT INCLUDED THEREIN, SAVING CERTAIN ORDINANCES FROM REPEAL AND SAVING CERTAIN ACCRUED RIGHTS AND LIABILITIES.

Motion by Slocum- Second by Ewert

I move that we approve the ORDINANCE ADOPTING THE RECODIFICATION OF ORDINANCES OF THE CITY OF HAYSVILLE, KANSAS, 2013 EDITION, PROVIDING FOR THE EFFECTIVE DATE THEREOF, PROVIDING FOR THE REPEAL OF CERTAIN OTHER ORDINANCES NOT INCLUDED THEREIN, SAVING CERTAIN ORDINANCES FROM REPEAL AND SAVING CERTAIN ACCRUED RIGHTS AND LIABILITIES.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Under Ordinances and Resolutions, Mayor Ken Hampton introduced A RESOLUTION DEFINING THE CITY LIMITS AND BOUNDARIES OF THE CITY OF HAYSVILLE, KANSAS.

Motion by Konkel- Second by Kessler

If there are no questions, I move that we pass the RESOLUTION DEFINING THE CITY LIMITS AND BOUNDARIES OF THE CITY OF HAYSVILLE, KANSAS.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Under Ordinances and Resolutions, Mayor Ken Hampton introduced KANSAS PRIDE PROGRAM 2013 ENTRY GOVERNMENT RESOLUTION.

Cathy Hurley of the Haysville PRIDE Committee advised this was the yearly form that has to be submitted to the Kansas PRIDE Program. Hurley stated it was an agreement between the City and the Kansas PRIDE Program that Haysville PRIDE would provide services in the City of Haysville. Mayor Ken Hampton advised the PRIDE committee does quite a bit for the City and he appreciated the Christmas lights and scenes that were put up in PRIDE Park and the Historic District. Hurley stated they are trying to update the Christmas scenes and they are open to suggestions.

Motion by Kessler- Second by Rardin

Mr. Mayor and Council, I would make a motion that we allow you to sign the resolution.
Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Under Notices and Communications, Mayor Ken Hampton asked for Governing Body Announcements.

There were no announcements.

Mayor Ken Hampton announced Bond Arbitrage Analysis Letters from Gilmore & Bell.

Councilperson Keith Pierce asked for an explanation of the negative numbers. Chief Administrative Officer Will Black stated the City cannot earn more interest than the City pays out on tax-exempt bonds. Black advised it is the difference of what the City earned and what the City paid out.

Mayor Ken Hampton announced a Memorandum Re: Mileage Rates.

Under Other Business, Mayor Ken Hampton presented the South Broadway Corridor Overlay.

Mayor Ken Hampton explained there would be a staff presentation first, citizens to be heard, and then Council discussion.

Chief Administrative Officer Will Black advised he would try to clarify some points that would happen, if the Broadway Corridor Overlay was adopted. Black stated the overlay is a planning tool that does allow the City to bring uses into conformance with the current Code over a period of time. Black advised it allows the base zoning to stay intact and doesn't cause or need immediate changes. Black stated changes would be triggered by new development or a redevelopment of the area. Black advised another use for the overlay is the fact the City has 16 zoning districts that are defined in the Planning & Zoning Code, and 4 districts for the Broadway Corridor for overlay, and to combine all of those, it would create an enormous section of code. Black stated in using the overlay, the City could just use the base zoning and list off a few more permitted and prohibited uses with each type of overlay. Black advised it would reduce the amount of the length of the code. Black stated it could help with protection of property values as well. Black advised by looking at future development or redevelopment of areas, the current uses continue on, but uses may be restricted if the use changes. Black stated new development would have to comply with new standards of the area. Black stated there was a question asking who was involved in the Broadway Corridor Plan. Black answered saying the Advisory Committee, which gave the overall direction, included three members of the Governing Body, one Planning Commissioner, a member of USD 261 School Board, a member of both Haysville Forward and the PRIDE Committee, a Sedgwick County Commissioner, and a member with Kansas Department of Transportation. Black advised there was a core group, which included members of City staff, members of the Wichita Area Metropolitan Planning and Organization, and members of the Metropolitan Area Planning Department. Black stated the core group did more of the nuts and bolts of the Plan after getting the vision from the Advisory Committee. Black advised the plan was actually drafted by Professional Engineering Consultants, who won the bid for the project. Black stated the project was funded through W.A.M.P.O. Black stated if the overlay was adopted and a current business use was prohibited by the overlay placed on

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the property, that business use would continue as a non-conforming use. Black stated there is discussion in the Planning & Zoning Code that outlines the registration process for a business to become a legal non-conforming and to be covered under all of the non-conforming section of the Code. Black advised businesses have a year from the moment they become non-conforming to register. Black stated non-conforming businesses would be able to continue on, but would be limited based on the non-conforming code as to expansions, and redevelopments, which would trigger coming into compliance with standards set by the Broadway Corridor Overlay. Black advised the use can be changed from current uses as long as it is a less intense use that brings it closer to compliance with the current code at the Public Works Director's discretion. Black stated another concern that was brought up was for properties not currently in use. Black advised if a property was not in use at the time of the overlay being adopted; those properties would have to be in compliance with the new standards set by the Broadway Corridor Overlay. Black stated the Broadway Corridor Overlay for residential is for businesses that would be serving the residential area, and is not a classification that allows for residences. A citizen in the audience asked for Black to define what that means. Black stated it would include businesses such as convenience stores, dry cleaners, and businesses like that. A citizen in the audience asked if a business such as a tire repair shop would be allowed. Black answered yes. There were several remarks and questions from the audience. A citizen in the audience asked if someone were to sell their car lot, would they be able to sell it as a car lot. Black answered yes, if the use doesn't change, it would be allowable. Mayor Ken Hampton addressed the audience, stating they could come up and speak, individually, after the staff presentation. Black stated there was a question about the language in the Broadway Corridor Overlay code about businesses receiving an administrative waiver. Black advised the wording of the code, including: expansions, or additions to buildings in existence before August 1, 2012, may be allowed an administrative waiver from additional exterior building material requirements reflected in the plan. Black advised they had chosen to use the word may, instead of shall, because some building additions may occur at the rear of a facility, not always on the side. Black stated with the expansions that happen toward the rear of a facility could potentially be less noticeable than one that is placed on the side or front. Black advised they would like to have the waiver language to apply fair and equal treatment for expansions based on common scenarios. Black stated another issue that was brought up at the Planning Commission meeting on November 15, 2012, was for residential homes in the Broadway Corridor Overlay. Black advised it was not the intent of the overlay to tell citizens what color they could paint their homes. Black stated staff had suggested the wording to be changed to "exempt homeowners in A or AAA single family districts, from the permitting, reviewing, and design standards compliance with this article." Black advised if either of those districts were to be redeveloped; the requirements of the overlay plan would kick in at that time. Councilperson Seth Konkel asked what the direction was for the South Broadway Corridor Overlay in this meeting. Mayor Ken Hampton advised they could send the item back to the Planning Commission, or Council could make a final decision.

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Gary Raine, 7345 S. Broadway, asked if the Planning Commission was incapable of making a decision. Raine stated the Planning Commission had voted to deny the South Broadway Corridor overlay. Raine asked why the item had to come to Council after they had denied it. City Attorney Alison McKenney-Brown stated that state statute requires the process and the final decision has to be made by City Council. Raine stated he did not like or want the South Broadway Corridor Overlay. Raine advised he had lived in Haysville since 1947 and he loved the City the way it was.

Elvin Leady, 6731 S. Broadway, stated he moved to Haysville in 1999. Leady stated he had purchased Park Avenue Storage at 6731 S. Broadway for his retirement. Leady advised it was new, modern, and zoned heavy commercial. Leady stated he believed the Broadway Overlay was harsh to many businesses and homeowners. Leady advised he believed the overlay was to beautify the area for people going through Haysville on the way to the casino. Leady stated he thought the casino should help pay for the improvements. Leady advised his property does not currently fit any of the uses described in the overlay. Leady stated he feels he has asked questions and not gotten any answers. Leady also stated he thought the South Broadway Corridor was a project to fix the street and landscape, but not the overlay. Leady advised he agreed with the Planning Commission for the overlay to be denied. Leady asked for his property to be left as heavy commercial. Chief Administrative Officer Will Black stated the overlay came from the land use plan aspect of the South Broadway Corridor project. Leady stated he didn't understand a lot of the aspects of the plan, and didn't think many other people did either.

Carl Kelly, 6803 S. Broadway, advised he practiced law in Wichita and Wellington. Kelly stated he bought the building located at 6803 S. Broadway as an investment. Kelly advised the overlay will greatly restrict what he can now do with the property. Kelly stated he believed the property would stay vacant longer with the overlay. Kelly also stated he was very unhappy with the procedure and how everything has turned out. Kelly advised he had come to the Planning Commission meeting on November 15, 2012, as well as many others. Kelly stated he believed the Planning Commission did a very good job, and many questions were answered. Kelly advised he didn't believe the right answers were given to the citizens that came to the meeting. Kelly stated with the economy the way it is, it would be a bad time to limit growth in the community. Kelly advised Planning Commission unanimously denied the South Broadway Corridor Plan. Kelly stated Planning/Community Relations Coordinator Jeana Morgan stated the issue was dead. Kelly also stated the citizens should have been told the issue still had to go before City Council. Kelly advised the citizens did not know to come to the City Council meeting. Chief Administrative Officer Will Black stated he had reviewed the Planning Commission meeting and there was a point in the meeting where the question was asked what happens now. Black stated Morgan answered, "This is a dead issue". Black also stated Planning Commissioner Tim Aziere asked the audience to check online to see if it would go to Council. Black advised the City also sent out a letter on December 14, 2012 letting everyone in the notification area know the significant future meeting dates. Kelly stated everyone started leaving after Morgan stated it was a dead issue and Aziere

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advised he wasn't really certain what would happen. Kelly stated everyone that left assumed the issue was over. Shannon Kelly stated most people left after hearing the issue was dead, so many may not have heard that it may go to City Council.

Mayor Ken Hampton stated Planning Commission is an advisory committee. Mayor Hampton advised Planning Commission gives City Council their opinions, but everything is still up to Council on whether an item gets approved.

Sherilyn Hurst, 7127 S. Broadway, stated nobody wanted this change. Hurst advised her and her husband have owned and operated Hurst Liquor for 31 years. Hurst stated their business has survived the closing of Broadway, for the highway and Grand for the railroad, and now they are trying to survive this economy. Hurst asked if the other liquor stores in town are going to have the same rules she has. Hurst also asked if her liquor store would be permitted and if she sold it, what could it be zoned for. Hurst stated she wanted to be left alone to work and pay her taxes.

Richard Keiter, 6441 S. Broadway, showed pictures of empty businesses on Main Street, stating the buildings meet the aesthetic requirements that may be required on South Broadway, but are empty. Keiter advised he owns a non-conforming business on Broadway. Keiter stated if 25 percent of his business is damaged, he will have to conform to the new standards if the overlay passes. Keiter stated he would not be able to afford to build a brick or glass building if something happened to one of his greenhouses. Keiter advised his greenhouses are currently insured for \$30,000.00 and he would be put out of business if something happened. Keiter stated if something were to happen to his property, and the new standards were set, he would not be able to keep his business open. Keiter also stated he thought it was best to set the conditions for Meridian, as it wasn't developed yet, but to leave Broadway the way it is. Keiter asked if he would be out of business if his property was damaged. Chief Administrative Officer Will Black stated if a structure was non-conforming, and was damaged 50 percent or more, it would trigger the new code if the overlay was adopted. Keiter advised he didn't think anyone would be interested in buying any properties on Broadway if they have to rebuild in order to fit the new code. Black explained if a building was sold for a different use; it would not have to be redeveloped if it was a less intense use. City Attorney Alison McKenney-Brown stated when a property is modified, the modification would have to comply with the standards that were set. Keiter stated the South Broadway Corridor would be full of empty buildings if the overlay was adopted. Keiter also stated if the overlay was approved, he would not put any more money into his business, as he thought he would have to relocate.

Mike Dirck, 9141 York Lane, stated he owned property at 7550 S. Broadway. Dirck advised he had received no letter from the City and only heard about the Planning Commission meeting when he spoke to someone at Haysville Rental.

Ken Boote, 6603 S. Broadway, stated many of his questions had already been addressed, but asked what the motivation was for support of such an extreme measure. Boote

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advised everything being discussed can already be handled through building permits. Boote stated he thought it would be wiser to simply zone the property for what its intended purpose is. Boote also stated it would create a hardship for his business. Boote advised Planning/Community Relations Coordinator Jeana Morgan answered every question, stating it would be ok and nothing would change. Boote then stated if nothing was going to change, why would the City be working so hard for this. Boote advised he thought Haysville should be able to handle the City in their own way and not have to listen to WAMPO or WABA on how to proceed. Boote stated this is not Wichita, and it doesn't need to be Wichita. Boote also stated he agreed with most of the citizens at the meeting, and he doesn't care what people driving to the casino think. Boote advised he didn't understand the importance of the overlay, when we already have codes in place. Boote asked Council to listen to the citizens of Haysville, who were not involved in the process. Chief Administrative Officer Will Black stated he was not in a position at the time of the beginning of the plan, to know so he was not sure what got it started. Black also Stated Morgan works within the City Code to make sure businesses are meeting specifications and therefore it may not always be a happy meeting.

Terry Misak, 6701 S. Broadway, advised he owned Wichita Body and Equipment. Misak stated his concern about the process, is that they went to the meetings a year ago, with the intent of what Haysville wants to do to enhance the traffic on South Broadway. Misak advised it somehow turned in to a massive overlay project that takes the investments that business owners have made with the current zoning and put it at risk. Misak stated their understanding was that the issue was done, and now it is going back up for vote and additional information.

Mayor Ken Hampton stated there are several options that can come of the meeting tonight. Mayor Hampton advised they could accept what Planning Commission has recommended, go against what Planning recommended and accept it, or it can be sent back to Planning Commission with recommendations of changes that Council feels need to be made. Mayor Hampton stated it has caused so much confusion, and he doesn't feel like it is worth it. Councilperson Keith Pierce stated the issue does not need to be heavy handed and forced upon anyone. Pierce also stated the businesses have been paying their way for years, and to have something that will limit them is crazy. Pierce advised months ago this may have seemed like a good idea, but has turned bad. Pierce stated he would like to see efforts on Meridian, and liked the idea of a turn lane on Broadway and improve the street and sidewalk. Pierce recommended accepting Planning Commission's recommendation. Pierce stated he was incredibly disappointed that he never got a clear understanding from Planning Commission on why they did recommend denial. Councilperson Russ Kessler stated it seemed to be creating a hardship on businesses and residents and agreed they should accept Planning Commission's recommendation. Kessler advised he thought some good things came out of the Broadway Corridor study, such as the traffic counts and the signalization that will go in at 79th and Broadway. Councilperson Derrick Slocum asked who put the overlay together. Chief Administrative Officer Will Black advised planning staff put the overlay together based off what they saw in the land use plan. Slocum stated there are a lot of uses that are prohibited, with a

handful of allowed uses. Slocum also stated he thought people may have gotten confused in the aesthetics part of the code. Slocum advised he understood that if a new business comes into a building, and no changes were made to the outside, it would not have to come up to the new code. McKenney-Brown stated changing uses would in some circumstances change to the new aesthetic code, but it would depend on the circumstance. McKenney-Brown also stated nothing would have to change if it was a less intense use. Councilperson Seth Konkel stated he did like some pieces of the overlay, and asked if Council is planning to use any part of the Corridor project. Konkel advised he would like to see the good things that came out of the project move forward, such as turn lanes and sidewalks. Black advised the Broadway Corridor Plan was adopted into the Comprehensive Plan by Council action, so everything is still available, but without the overlay. Konkel advised he would like to see Broadway look better. Konkel stated he would like some of the new businesses that go in follow some of the codes, but doesn't want to punish current business owners in the area. Richard Keiter said he had spoken with many business owners, and they all agree that they need to keep their properties clean. Konkel advised he would like to see undeveloped areas become a prime area for retail and asked how the City could go about doing that. Mayor Hampton advised they would try to answer those questions at the next Council meeting. Konkel stated he believed the issue should be done for current business owners, but would like to see the current undeveloped areas have certain codes.

Motion by Rardin- Second by Kessler

If there is no further discussion, I move that we accept Planning Commission's recommendation.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

There was a question from the audience, asking who was responsible for putting the new light at 79th and Broadway. Councilperson Bob Rardin answered KDOT was putting it in.

Gene Trotter, 330 S. Twin Pines, stated there is a water issue behind the V.F.W. Trotter stated something needed to be done to fix the drainage in that area. Councilperson Bob Rardin advised he had spoken with Mr. Trotter as well as Assistant Public Works Director of Projects Randy Dorner about the issue. Mayor Ken Hampton advised the problem would be looked into.

Mayor Ken Hampton presented a Consideration of Bids for Cured-In-Place-Pipe.

Assistant Public Works Director of Projects Randy Dorner presented a map showing the wastewater system in the City. Dorner advised there were 49 miles of gravity sewer in the City of Haysville, 7 lift stations. Dorner stated 33.5 miles of the pipeline was clay pipe, and 15.5 miles was PVC pipe with 109 manholes through the whole system. Dorner advised they had put cameras into the pipe and looked at flow and how well the pipes looked. Dorner stated clay pipe has a 50 year lifespan, with some of them being

put in during the '50s and '60s; they have almost reached the end of their lifespan. Dorner advised some issues they are having are with the rubber they used to put the clay pipes together. Dorner stated they had lined several locations to help inflow and infiltration. Dorner mapped out for Council what areas would be lined. Dorner stated by lining the pipe it would give it more strength and better flow. Dorner stated they are proposing to line 5,000 linear feet. Dorner asked for authorization to accept the bid from Layne Inliner for \$162,800.00. Dorner advised this was a budgeted item coming out of the Wastewater budget. Dorner stated it is a combination of two projects, including the Turkle Street project. Dorner advised they were looking into manhole rehab for next year. Councilperson Bob Rardin asked if the red areas on the map were being replaced. Dorner advised yes. Councilperson Pat Ewert wanted Randy to tell the public where the money would come from. Dorner stated it was a budgeted item and would come out of the Wastewater budget.

Motion by Rardin- Second by Kessler

If there is no other discussion, I make a motion that we accept the bid to Layne Inliner for \$162,800.00.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Ken Hampton presented a Consideration of Authorization to Update the SCADA System at Public Works.

Assistant Public Works Director of Projects Randy Dorner stated the SCADA system at the Wastewater Treatment Plant controlled the plant and communicates with the operators. Dorner advised the current system was put in with the plant, almost 14 years ago. Dorner stated the lift stations around the City are currently on a different SCADA system, but would communicate with the new system. Dorner advised by updating the current system, there would be new computers, and all of the systems would communicate with each other. Dorner asked for authorization to purchase the SCADA software upgrade from Microcom for \$61,000.00 to be paid for out of the Wastewater budget. Councilperson Russ Kessler asked if there were any competing bids. Dorner answered no. Dorner stated if they were to choose a different vendor, there would be no communication between the different software. Councilperson Bob Rardin asked how alarms would work. Dorner stated the computer would send an alert to the on-call employee's phone, telling them there was an alert condition. Dorner advised with the new software, they would be able to get on the internet and check conditions.

Motion by Konkel- Second by Pierce

If there is no other questions, I move that we approve a Wastewater system software upgrade with Microcom for \$61,000.00.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

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Mayor Ken Hampton presented a Consideration of Authorization for Communications Upgrade to Emmett Lift Station.

Assistant Public Works Director of Projects Randy Dörner stated Emmett Lift Station does not currently communicate with other lift stations, and is a visual inspection only station. Dörner advised there was never an RTU unit installed in the Emmett Lift Station, but is set up to be able to have the capabilities. Dörner stated the Emmett Lift Station runs the industrial parks. Dörner advised with growth in the area, it has seen more use, and needs to be added to the system with the other lift stations. Dörner asked for authorization for a communications upgrade from Microcom for \$10,500.00 and is a budgeted item in the Capital Improvements Program. Dörner advised this is not for the full upgrade, but is one piece of it. Dörner stated there was some fencing and other repairs that needed to be made as well.

Motion by Konkel- Second by Rardin

If there are no questions, I move that we approve the Emmett Lift Station Upgrade with Microcom in the amount of \$10,500.00.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Ken Hampton presented a Consideration of Authorization to Enter into Agreement for Engineering Services with PEC for the 79th Street Pond and Stream Diversion.

City Engineer Joe Hickle stated this was a contract for the 79th Street Pond project. Hickle said the contract was to analyze the drainage basin, including putting a drain across City property to help drain the property, modifications to the pond, and the later design of the formal stream diversion, and the preparation of various permits through environmental agencies. Hickle stated the contract as written includes a lump sum amount of \$25,500.00 for the design. Councilperson Bob Rardin asked if this project would help clear out water that gets stuck in the South Brooke area that Gene Trotter had spoken about earlier. Hickle stated yes, ultimately it would. Assistant Public Works Director of Projects Randy Dörner pointed out on a map, where storm water would go. Councilperson Russ Kessler asked where the pond would be located. Hickle advised it was north of 79th Street. Dörner pointed to the location on the map. Kessler also asked if this project had to do with the Sedgwick County project of cleaning up the Cowskin Creek. Hickle advised that project was in a different area. Councilperson Keith Pierce asked what the time line for completion of the project was. Dörner explained it could take a few years to get permits through the Core of Engineers and other agencies. Dörner stated it could take five to six years.

Motion by Konkel- Second by Rardin

If there is no other questions, I move that we approve the design contract for the 79th Street Pond and stream diversion with PEC.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

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Motion declared carried.

Mayor Ken Hampton presented a Consideration of Renewal of Gold Star Program for Existing Homes.

Chief Administrative Officer Will Black advised on March 12, 2012, City Council approved 25 homes in the Gold Star program for existing homes to receive \$1,000.00 grants to be used for closing costs. Black stated it also included Haysville Activity Center memberships and pool passes. Black advised there were well over 25 applicants for the grants, where 16 of those came from outside City limits and the other 9 were already Haysville residents. Black stated he has been told by many realtors that this program helps set Haysville apart from other small towns for people wanting to buy an existing home. Black asked Council if they would like to extend the program for 2013. Mayor Ken Hampton stated if Council did want to extend the program, it would not set back any projects that are planned. Black advised there was money set aside within the Capital Improvements Fund for business and residential incentives.

Motion by Konkel- Second by Rardin

I would move that we approve the renewal of the Gold Star Program for existing homes. Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Mayor Ken Hampton presented a Consideration of Changes to the Personnel Manual.

Chief Administrative Officer Will Black advised Council there was an organizational chart in the packet that shows changes within the Administrative Services Department, including the creation of a Planning & Economic Development Director. Black stated there was also a job description included for the Planning & Economic Development Director. Black advised he was seeking approval of the creation of the position.

Motion by Konkel- Second by Rardin

I make a motion that we approve the changes to the personnel manual as presented. Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

There was no Old Business.

Mayor Ken Hampton asked for Department Reports.

Deputy Administrative Officer Will Black advised he was hoping to receive an email from the Haysville Community Library on the library's decision about their minutes and agendas but he did not receive one.

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City Clerk Janie Cox advised there would be five open seats for the April 2013 election, including Mayor and one seat from each Ward. Cox stated those interested must file at the City Clerk's office by Tuesday, January 22, 2013 by noon, with a filing fee of \$10.00.

Chief of Police/Public Works Director Jeff Whitfield stated the times for firework detonation on New Years Eve was from 6:00 p.m. to 1:00 a.m. Whitfield reminded everyone not to drink and drive. Whitfield advised everyone to find a designated driver and stay off the streets if you're impaired. Whitfield explained the order of street clearings during winter storms. Whitfield stated Main and Grand got cleared first, and then bus routes for the schools. Whitfield advised the City of Haysville has received the Gold Star Award for 2012 from KMIT. Whitfield stated the award was given for workplace safety and is the City's 8th Gold Star Award.

Recreation Director Georgie Carter reminded everyone the Haysville Activity Center will close at 5:00 p.m. on Monday, December 31 and would be closed on Tuesday, January 1. Carter advised there would be no school on January 2 & 3, so the HAC would have SOS days for kindergarten through fifth grade. Carter stated they were taking registrations for youth gymnastics for ages 3 to 9, and indoor swimming lessons for levels 3 through 5.

There were no Appointments.

There were no Off Agenda Citizens To Be Heard.

There was not an Executive Session.

Mayor Ken Hampton presented the Bills to be Paid for the Last Half of December.

Motion by Ewert- Second by Konkel
I'd like to make a motion that we pay the last half of December bills.
Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Mayor Ken Hampton presented the Year End Encumbrances.

Motion by Konkel- Second by Rardin
I move that we approve the year end encumbrances.
Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Mayor Ken Hampton presented the Authorization to Reimburse Petty Cash on December 31, 2012.

Motion by Konkel- Second by Rardin
I move that we authorize the reimbursement of petty cash on December 31, 2012.
Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

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Motion declared carried.

Mayor Ken Hampton presented the Authorization to Pay Any Unanticipated Invoices Dated 2012 and Received after Year End.

Motion by Konkel- Second by Rardin

If there is no questions, I move that we authorize the payment of any unanticipated invoices dated 2012 and received after end of the year.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Under Consent Agenda Mayor Ken Hampton advised the City received a Thank You card from Alison McKenney-Brown.

Under Council Items Mayor Ken Hampton asked for any Council concerns.

Councilperson Derrick Slocum stated in regards to the overlay, he believes something needs to be done on Broadway. Slocum stated he thought this overlay was too heavy handed and some things were not clear. Slocum advised he thought something should happen in phases or have meetings while developing the overlay. Slocum stated these things take time and no one like change. Slocum also stated some conditional uses should be added.

Councilperson Russ Kessler asked about the sports complex on 79th Street that the City had entered into an agreement on with PEC. City Engineer Joe Hickle stated they were waiting on the layout design of the drainage ditch from the D21 project. Hickle advised they hope to know something within a month.

Councilperson Keith Pierce stated he was not opposed to seeing something come back on changing Broadway. Pierce advised he did not want Broadway to be forgotten.

Mayor Ken Hampton stated staff was still working on the council action request for the library.

Mayor Ken Hampton thanked Council members for their service this year.

Mayor Ken Hampton presented for approval Adjournment.

Motion by Pierce- Second by Rardin

Mr. Mayor and Council, I move that we adjourn tonight's meeting.

Slocum yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

The Regular Council Meeting adjourned at 9:07 p.m.

Janie Cox, City Clerk