

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, here, Ewert, Absent, Youngers, here, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton, here.

Invocation was given by Dr. George Lespagnard, First Christian Church.

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of December 27, 2007.

Motion by Crum – Second by Hampton

Mr. Mayor, I make a motion that we go ahead and approve the minutes as presented at the table tonight.

Kanaga yea, Youngers yea, Holub abstain, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Citizens To Be Heard Mayor Bruce Armstrong presented Superintendent John Burke.

John Burke, Superintendent, USD #261, invited Council and the Community to a parent meeting with nationally known bullying prevention expert Barbara Coloroso at Haysville Middle School gymnasium on January 21, 2008 from 7:00 p.m. to 9:00 p.m. Burke stated the district had come up with anti-bullying policies and procedures and wanted to make sure the community, parents, school workers, and students worked together to prevent bullying not only in schools, but in the community. Councilperson Ken Hampton asked Burke if it was an interactive or informative meeting. Burke stated it was mostly informative. Councilperson Keith Pierce asked Burke if it was a significant problem in the district. Burke said he thought there was more than we even know about, with bullying that goes on in families, in schools, with upper classmen and also cyber bullying. Burke stated it is not a gigantic problem but it is a problem for our district and it is time to do something about this.

Mayor Bruce Armstrong presented Carl Hayes, 334 German.

Carl Hayes, 334 German, addressed Council to complain about his neighbor at 340 German. He requested that the City have them either tear down the fence they just put up on the 16 ft easement or install a gate, as he stated was required by City code. Mr. Hayes stated different utility companies have trouble getting into the neighbor's yard and always come to his house and bothers his wife. Mr. Hayes also complained about the items stored in the two sheds on the neighbor's property and wanted someone to investigate what they were storing in those sheds. Mayor Armstrong stated the City staff would research the matter and then would give Mr. Hayes an answer to his complaints.

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Under Approval of Licenses and Bonds Mayor Bruce Armstrong presented a Refuse Hauler License – Lies Trash Service, LLC., 4631 S. Palisade (renewal).

Motion by Crum – Second by Pierce

Mr. Mayor, I'll go ahead and make a motion that we approve the license for Lies Trash Service, LLC. at 4631 for a refuse hauler license renewal.

Kanaga yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Refuse Hauler License – Waste Management, 4330 W. 31st St. South (renewal).

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we approve the refuse hauler license renewal for Waste Management of 4330 W. 31st St. South.

Kanaga yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval A RESOLUTION OF SUPPORT AND APPROVAL FOR THE DEVELOPMENT OF AN AFFORDABLE RENTAL HOUSING COMMUNITY, BRIDGEWATER APARTMENTS, PHASE II.

Mayor Bruce Armstrong stated they had done this previously for Bridgewater; they continue to apply and try for tax credits to build this, which would be right next to the one that they own. To be able to apply they need to have the resolutions from the community.

Director of Governmental Services Carol Neugent announced the representative for Bridgewater was there to speak.

James McDonald, Zimmerman Properties of Springfield, Missouri, stated they applied for two different developments in the Wichita area and were awarded a second phase in Maize. They resubmitted for the second round and with the disasters that were declared the state took all of the tax credits and any funds of that nature and moved it to those counties. McDonald stated that the state had changed their application process as far as the scoring criteria. The properties that are attempting to do a second phase have to have a strong market, which Haysville does. They currently have a waiting list for their apartments. The state will give them points for that this year. McDonald advised that the second phase was 48 units, split between 2 and 3 bedrooms. Rents are comparable. Councilperson Ken Hampton asked about how many units they were going to set aside to get their tax credits. McDonald advised they would set aside the complete development, all 48 units. Hampton also asked about the rent after the ten year restriction. McDonald stated they do get a ten year credit but they must comply with it for fifteen years. In

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Kansas they sign an extended affordability period for ten years which means they guarantee twenty five years for the rents to be affordable. Councilperson Joe Holub asked how soon they planned on starting the construction. McDonald advised if all goes well, and weather permitting, they would start sometime in the fall.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council, I move that we go ahead and approve the resolution of support for the development of an affordable renting, rental housing community, being Bridgewater Apartments, Phase II.

Kanaga yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval A RESOLUTION ESTABLISHING AND DESIGNATING THOSE MULTI-FAMILY PROPERTIES WITHIN THE CITY LIMITS AND FRONTING ON SOUTH JANE AS A REDEVELOPMENT AREA.

James McDonald, Zimmerman Properties of Springfield, Missouri explained that tax credits were in need. They try to score as much as they can under the current application process to ensure that they are being funded. They can earn additional points if they build in a redevelopment area. Councilperson Ken Hampton asked if this meant that they supported the project but did not obligate them to it. Mayor Bruce Armstrong stated it did.

Motion by Pierce – Second by Holub

Mr. Mayor and Council, I make a motion that we also approve this resolution that establishes and designates multi-family properties within the city limits and fronting on South Jane as a development area, redevelopment area.

Kanaga yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Notices and Communications Mayor Bruce Armstrong stated they did not receive the Sedgwick County Fire Department Activity Report for December.

Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum reminded everyone about computer classes that were being offered at the library.

Councilperson Keith Pierce invited everyone to the Historic Committee meeting that was held at 5:00 on January 15, 2008.

Councilperson Bill Youngers announced that the Haysville Activity Center was approaching the end of the remodeling and invited everyone to go and take a look around

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and take the opportunity to make use of it. Councilperson Joe Holub asked if they had solved the leaking roof problem at the HAC. Public Works Director Randal Dorner stated they were still working on it. Mayor Bruce Armstrong stated that it would be solved.

Mayor Bruce Armstrong announced the Home Show would be January 31st through February 3rd and stated times were still available to sign up.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: Sherry Satterfield – New Hire.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: Anita Cooley – Resignation.

Mayor Bruce Armstrong presented a Letter from Sarah Kauffman, Cox Communications Re: Channel Removal.

There was no Other Business on the Agenda.

There was no Old Business on the Agenda.

Mayor Bruce Armstrong asked for department reports.

Police Chief Mike McElroy introduced Visiting Officer Master Police Officer Malcolm Young.

Public Works Director Randal Dorner reported he had an update on a Council Action Request. Dorner gave an update on 7048 S. Broadway. Dorner also stated they still had no salt. They were hoping to get some soon. Dorner stated they should be getting their building to store salt at the end of the month. Dorner showed pictures of the construction that had begun on the Senior Center. Dorner stated the road crew began on Karla also. Councilperson Ken Hampton asked about the price difference between the road salt and the calcium chloride. Hampton also asked about how much salt could be stockpiled in the new building. Dorner stated approximately 100 to 150 tons and they would also be able to store the sand in there. Councilperson Joe Holub asked if soil tests were done on Karla Street and the floor of the Senior Center. Dorner stated they would do compaction tests. Councilperson Bill Youngers asked if there was any information on the River Forest area. Dorner stated the surveyors were out and that had been completed. The City has a force main and water line through the area.

Recreation had nothing to report.

Councilperson Joe Holub asked about the computers for Council. Director of Governmental Services Carol Neugent stated they were finalizing the order.

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Under Appointments Mayor Bruce Armstrong presented for approval the appointment of Brooke Aziere, 1306 Hannah Ln. Re: Historic Committee (Re-appointment).

Motion by Youngers – Second by Pierce

Mr. Mayor, I make a motion that we approve Brooke Aziere's appointment to this committee.

Kanaga yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the appointment of Nancy Harris, 302 Ranger, Re: Historic Committee (Re-appointment).

Motion by Youngers – Second by Pierce

I will also make a motion to approve Nancy Harris's re-appointment to the Historic Committee.

Kanaga yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong announced there were two positions open on the Historic Committee and one on Park Board. Councilperson Steve Crum announced there would also be one on the Tree Board.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard. There were none.

There was no Executive Session on the Agenda.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the last Half of January.

Motion by Hampton – Second by Pierce

I'll make a motion, Mr. Mayor, that we pay the bills for the first half of January 2008.

Kanaga yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Card from Barbara Tafoya Re: Kenny Swart and Staff.

Mayor Bruce Armstrong also presented a Thank You Letter from Wanda Plank Re: Police Officer Assistance.

Mayor Bruce Armstrong asked for Council Concerns.

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Councilperson Bill Youngers stated a little over a year ago they discussed the franchising of trash service and the trash companies contacted the citizens. Youngers felt they misled the citizens on what they were told. Youngers stated they assured citizens that the prices would remain low and they had gone up every quarter since that time. Youngers advised citizens to call their trash companies and remind them what they had promised. Youngers said he knew gas prices had gone up, but they had not continued to go up.

Councilperson Keith Pierce asked Police Chief Mike McElroy if he would be willing to put together an overview to date that the Vandalism Committee worked on and the committee could meet and have the review. McElroy said he would. Pierce stated he knew the Mayor was going to work something up for a Finance workshop and he wanted to reiterate his desire to do so, with or without a Comptroller.

Councilperson Rob Wilkerson asked if there was any new information on the Kwik Shop. Mayor Bruce Armstrong stated he had received no response from anywhere.

Councilperson Steve Crum asked about the ground breaking for the new Library. Mayor Bruce Armstrong stated there would be a pre-construction meeting and they would have the Library set a ground breaking date and time. Crum also asked about having a shed elevated off the ground as Mr. Hayes had reported. Mayor Armstrong stated they would have pictures and Council could see the shed and conditions of the house and they would get a full written report. Crum also mentioned recycling and encouraged citizens to take advantage of it and check with their trash haulers.

Councilperson Ken Hampton asked for an update on the Comptroller. Mayor Bruce Armstrong advised the person they offered it to decided not to leave their position. Armstrong advised they would begin advertising for the position again.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Crum

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

Kanaga yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

The Regular Council Meeting Adjourned at 7:42 p.m.

City Clerk, Beverly Rodgers

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, here, Ewert, here, Youngers, here, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton, here.

Mayor Bruce Armstrong asked that during the invocation Claire Shipe be remembered, as she had passed away. Armstrong stated that Shipe had been active on several committees for the City.

Invocation was given by Reverend Paul Greene, First Assembly of God.

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of January 14, 2008.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no discussion, I'll go ahead and make a motion that we approve the minutes from January 14, 2008.

Kanaga yea, Ewert abstain, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong stated that Johnna Crawford and Oleta Conrow needed to be added under Appointments for the Historic District Committee.

Motion by Holub – Second by Ewert

I'll make a motion that we add, under appointments, Item 8, Johnna Crawford and Oleta Conrow.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Citizens To Be Heard Mayor Bruce Armstrong presented Pat Lemmons.

Pat Lemmons, 327 W. 7th, addressed Council regarding the Haysville Amateur Softball and Baseball Association. Lemmons announced that last year they had six hundred and forty players, over fifty teams, and one state champion team. Lemmons stated they had spent more money on awards, uniforms, equipment, maintenance on the Nelson fields, and bought an equipment shed. Lemmons stated that sign-ups started on February 16th and the four weekends after that. Lemmons announced that Haysville had bid and been accepted as the host City for the nine and under State Tournament of Champions for the Babe Ruth and Cal Ripken league to be held July 24th through 28th. Lemmons explained that seven teams from out of the area plus one Haysville team will be represented in the tournament. Lemmons asked for help from the Council; either reducing or waiving fees for the use of the Community building, Riggs Park, Pool, and Plagens-Carpenter fields.

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Councilperson Joe Holub advised they needed dates and how long they would need the pool and community building. Mayor Bruce Armstrong asked when they needed the final decision. Lemmons stated that he had to report back to the state committee in March with everything confirmed. Councilperson Steven Crum stated this was something they definitely wanted to work on. Crum requested that the department heads figure out the cost of the fees and bring it back to Council on February 11th. Director of Governmental Services Carol Neugent stated that they had a tentative hold on the park shelters and the community building, but they didn't have the pool calendar yet. Councilperson Rob Wilkerson applauded Lemmons for his efforts in the past couple of years. Wilkerson stated in his opinion they should waive all fees. Wilkerson advised Lemmons if there was anything else they could help with to let them know. Armstrong stated they would make a decision at the next Council Meeting.

Mayor Bruce Armstrong presented Alex Deane, 205 Timberlane Dr.

Alex Deane, 205 Timberlane Dr, addressed Council regarding the problem at the skate park with other people sitting on the skate ramps, getting in the way, smoking, and doing drugs. Deane requested that a Police Officer patrol the park every two hours by walking down there, which he thought would deter the problem. Police Chief Mike McElroy stated they had been doing some patrolling and a week ago they had an arrest and property seizure. Councilperson Rob Wilkerson stated he had spoken to McElroy and they were going to do something to help solve his concerns. Councilperson Steven Crum thanked Deane for coming down and telling them about this problem. Councilperson Joe Holub also thanked Deane for coming and telling them about the problem and stated that they would try to take some action so that he could enjoy the skate park. Councilperson Bill Youngers asked about a loitering sign posted over there. Public Works Director Randal Dorner stated there is one. Mayor Bruce Armstrong thanked him for coming and stated there would be some action taken.

There were no Licenses and Bonds on the Agenda.

There were no Ordinances and Resolutions on the Agenda.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Rob Wilkerson announced senior game night on Tuesday, Panera Bread on Wednesdays, and Fanagle on Thursdays at the Senior Center. Wilkerson stated the Senior Center was having a membership drive drawing on Monday.

Councilperson Bill Youngers announced the Historic Committee was getting ready for the opening of the Hometown Market and if you were interested to contact Kelsey at the Activity Center.

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Mayor Bruce Armstrong presented the Court Department Activity Report for December and Year end.

Mayor Bruce Armstrong presented the Probation Activity Report for December and Year End.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: Keith Hill – Promotion.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: Alex Brooks – Promotion.

Mayor Bruce Armstrong Presented a Memorandum from Public Works Director Randal Dorner Re: Heavy Equipment Operator Bradley Bohanan – New Hire.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: Keith Luongo – Reassignment.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: Communications Supervisor Debra Mann – Resignation.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: Master Communications Officer Guy Mitchell – Resignation.

Mayor Bruce Armstrong presented a letter from Sarah Kauffman, Cox Communication, Re: Additional Channels.

Mayor Bruce Armstrong presented a Brochure from Municipal Leadership Academy Re: KOMA/KORA.

Under Other Business Mayor Bruce Armstrong asked Council to move Item “D” to Item “A”.

Motion by Crum – Second by Ewert

Mr. Mayor, I’ll make a motion that we go ahead and move Item “D” up to “A” and move “A”, “B”, and “C” down one spot.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Proposal from Cody Holloway, Klean Kut Inc., to purchase Lot(s) in Grand Ave. Industrial Park 3rd Add.

Mayor Bruce Armstrong stated it was not a formal contract but an offer to purchase either one or both of the lots in the Industrial Park. Armstrong advised Cody Holloway was

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offering to buy one for \$15,000.00 or both for \$25,000.00. Cody Holloway asked about the survey of the lot and if the lines could be clearly marked. Armstrong stated they would check into it. Holloway asked about the signage for the building. Director of Governmental Services Carol Neugent stated that Community Development Director Larry Powell and Public Works Director Randal Dorner had been discussing it and they felt it would fit neatly. Holloway also asked about the fire codes and if it didn't meet all codes if a fire hydrant could be placed closer to the building. Armstrong stated if he wanted to make those contingences of the formal contract he could do that. Armstrong also stated if they went into a contract with him they would ask that he build within a certain time frame and if not they would be able to buy it back. Councilperson Steven Crum asked why he was willing to pay \$15,000.00 for one lot, which was a discount of \$1,500.00, but for two lots it's a \$9,500.00 discount. Holloway stated it would help him with the cost of building a bigger building. Holloway stated if he bought the one lot it would be for his business only, but if he bought both he would lease out a part of the building. Councilperson Keith Pierce asked what Council action should be taken. Armstrong stated he would like Council to approve selling the land pending an actual contract to come back to Council or give him the ability to sign off on it when they did get a contract. Councilperson Bill Youngers asked what percent of his business was maintenance and what percent was actual landscape construction. Holloway advised they did more maintenance. Youngers asked what his projections were. Holloway stated they have had a successful three years and growth had been rapid. Holloway advised the first year the business made \$38,000.00, second year it was a little over \$80,000.00, and this year they project \$350,000.00. Youngers asked if this land would be adequate. Holloway stated that was the reason he would like to have both of the lots, but it would be adequate on one if it was just for them. Youngers asked if he had looked into the supplies he would need. Holloway advised he had. Holloway asked about the crushed asphalt and if he could dispose of it at the City dump. Mayor Bruce Armstrong stated it would not be a problem.

Motion by Hampton – Second by Wilkerson

If there is no other questions, I'll make a motion that we allow the Mayor to sign off on a contract between Mr. Holloway and the City for the purchase of two lots for twenty-five thousand with the restrictions you talked about as far as time to build and so forth.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Director of Governmental Services Carol Neugent Re: Paperless Council Meeting.

Director of Governmental Services Carol Neugent stated they had their quotes and were ready to buy and then realized there had never been a motion to approve and since it was over \$5,000.00 they needed to do it. Councilperson Rob Wilkerson asked about the company "Lenovo". Multimedia Specialist Sean Conley advised they had purchased IBM's mobile computers. Councilperson Steven Crum asked if they were going to get

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carrying cases with them. Neugent stated they would and it was included in the cost. Councilperson Joe Holub asked how soon it was going to be implemented. Neugent stated if they get here quickly they would try to have them ready for the next meeting although they would do a dual set. Holub asked if they would get some training. Neugent advised they would. Councilperson Bill Youngers asked about software cost and spare units. Neugent stated the software was included in the quotes and there would be a spare unit. Youngers asked what the average per unit cost was. Neugent advised the laptop was \$552.53, the adapter was \$63.41, and the carrying case was \$29.62. Councilperson Steven Crum asked what kind of warranty they have; if they got at least a 90-day. Neugent advised they would have something and she would check into it. Councilperson Ken Hampton stated when they did the budget last year they had approved it. Neugent stated it was in the budget but since it was over \$5,000.00 it had to come back before Council.

Motion by Wilkerson – Second by Hampton

No more questions, I'll make a motion that we let Carol go get the Lenovo 3000 power adapter laptop briefcase \$5,883.37 at Best Buy.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Department Heads Re: Personnel Manual – Revisions.

Councilperson Ken Hampton stated that it was a good job done and questioned if employees get a cost of living. Director of Governmental Services Carol Neugent stated this year they did not do cost of living, it was all step based. Neugent stated it is every other year; next year they anticipate it will be a cost of living. Neugent advised when they do a cost of living it then rolls the chart and the next year they do a step. Hampton asked if the cost of living is a quarter then everything is increased by a quarter on the chart. Neugent advised they increase the first step and then they apply the percentage. Councilperson Keith Pierce stated he had trouble with attendance and tardiness and infractions of that nature when there is no timecard system and are just relying on eye witness reports.

Motion by Pierce – Second by Holub

I will then go ahead and make a motion that we go ahead approve these amendments as written before us.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Supplemental Agreement No. 1 Re: Grading and Surfacing (East Grand Widening).

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Mayor Bruce Armstrong advised the state had passed caps on projects so it had to come back to Council to approve with the additional caps. Councilperson Ken Hampton asked if the estimates are high on the bids how that would affect the other capital improvement projects that were going on this year, if it would be a problem. Armstrong stated he did not see it being a problem. Hampton asked if the bid came back too high if they could still stop the project. Armstrong stated they could. Councilperson Joe Holub asked why it was a million plus, if utilities were being moved and asked who came up with the estimate. Rod Young of PEC stated that PEC did the design to KDOT standards, and a lot of the cost would be traffic control and storm sewer. Young stated that everything is just getting more expensive. Holub asked if it was going to the bridge of the turnpike or just the entrance. Public Works Director Randal Dorner stated it goes to the bridge.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we go ahead and approve this supplemental agreement on project number 87N-0368-01.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There was no Old Business on the Agenda.

Mayor Bruce Armstrong asked for department reports.

City Clerk/Treasurer Beverly Rodgers presented the City Clerk Activity Report for December and Year End.

Director of Governmental Services Carol Neugent Presented the Governmental Services Activity Report for December and Year End. Neugent also showed Council a video on "How To Make Your Business Successful In Haysville". Neugent stated it was still being edited. Councilperson Steven Crum stated that on the City Website the "City Talk" link was not updated. Councilperson Joe Holub asked where the video would be shown. Neugent stated it was part of the Home Show production, it would be on Channel 7, the Website and link it to the Haysville Forward Inc. Website, and there is a packet that it could be put into if someone is thinking about opening a business. Holub stated he liked it and it was well done. Councilperson Bill Youngers stated it looked pretty good but it needed to show flourishing businesses. Neugent stated that was what they were working on when they ran into some trouble with a computer.

Police Chief Mike McElroy presented the Police Activity Report for December and Year End. McElroy introduced visiting officer Master Police Officer Greg Wright. McElroy stated the yearly calls for 2007 were 12,498 which averages to about 34 ¼ calls per twenty four hour period. McElroy advised there were 2,054 summons issued which averaged out to 5 ½ summons per twenty four hour period. McElroy stated arrests averaged out to under one per day. McElroy advised motor vehicle accidents averaged out to one accident every 2 ¼ days. McElroy advised incoming calls were 24,578 which

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averaged out to 67.3 per twenty four hour period. Councilperson Ken Hampton stated that Debra Mann would be missed. Hampton asked why McElroy did not advertise for employees on the hrepartners website. McElroy explained they used the KPOA website, which was also free, and they tend to get a lot more qualified applicants from that website. Hampton also questioned the demotion of an employee in regards to the definitions in the Personnel Manual for allowing reassignments. McElroy explained it was at the employee's request to take another position. McElroy advised since he had performed his job adequately they did not want to lose the opportunity to maintain an employee.

Public Works Director Randal Dorner reported he had updates on Council Action Requests. Dorner gave an update on 7048 S. Broadway. Dorner advised 150 Wire had a lot of debris around the house and the carport area with a lot of trash stored in and around it. Dorner stated most of that had been taken care of. Dorner advised 242 Wire had a lot of debris on the north side of the house and in the backyard. Dorner stated just about everything there had been taken care of except for the stuff on the side of the garage. Dorner stated 214 Western had two trailers parked in the front yard and numerous violations there. Dorner advised a letter had been sent to the address. Dorner gave an update on 340 S. German, the house that Carl Hayes had complained about last council meeting. Councilperson Ken Hampton asked about the violations timeline, from the time they get a door hanger to what happens next. Dorner stated it depends on the violation. Dorner advised some get five days, others get ten days. If there is no response from the door hanger then it goes to a certified letter. If they pick the certified letter up it's usually ten days they have, and if they don't pick the letter up, they try to serve it three times, which could take up to thirty days. Dorner stated once they have been served it goes into court action at that time. Councilperson Rob Wilkerson asked about the wood pile at 7048 S. Broadway. Dorner stated they had done a lot of work but they still have a lot of wood left. Wilkerson asked about a trailer on Summey. Dorner stated they had looked into it. Councilperson Joe Holub asked if they had talked to Carl Hayes. Dorner stated he had been out every time they had been there and they have had some discussions with him. Holub asked if he was satisfied with what had been presented to him. Dorner stated they had discussed the options with him and he would get the letter and hoped that would answer all of his questions. Dorner announced that they had been able to purchase some salt from a local supplier. Dorner advised that KAKE channel 10 came down to look at the salt shortage and how the City was handling it. Dorner showed the news clip about the salt shortage that channel 10 provided.

Director of Governmental Services Carol Neugent advised that Recreation Director Georgie Carter would be back from maternity leave on February 6th. Neugent commended Jenny Sohm, who was acting Department Head while Georgie was on leave, and her staff on a really good job done.

Under Appointments Mayor Bruce Armstrong presented for approval the appointment of Johnna Crawford to the Historic District.

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Motion by Pierce – Second by Wilkerson

Mr. Mayor, I move that we go ahead and appoint Johnna Crawford to the Historic Committee.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the appointment of Oleta Conrow to the Historic District.

Motion by Pierce – Second by Ewert

Mr. Mayor, I also move that we also appoint Oleta Conrow to the Historic Committee.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard. There were none.

There was no Executive Session on the Agenda.

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

Councilperson Ken Hampton asked about the money being paid to the builders of the Senior Center. Public Works Director Randal Dorner stated it was for mobilization, bonding, and administrative costs. Mayor Bruce Armstrong stated they were applying to get fifty percent of that back.

Motion by Pierce – Second by Hampton

If there are no other questions, Mr. Mayor, I move that we go ahead and pay the bills for the last half of January 2008.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Card from the Schneider Family Re: City of Haysville.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Pat Ewert asked how much longer they were going to give the Kwik Shop. Mayor Bruce Armstrong stated he had a letter ready to go to Kroger.

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Councilperson Joe Holub asked how the City of Mulvane can annex over to the Turnpike from where they are located. City Attorney Allison McKenney-Brown stated she had not studied what Mulvane had done. Brown stated there were a couple of ways they could do it; one was to do an island annexation, which requires approval of the County Commission. Brown stated another way they could do it was to run a small narrow area over to the area to be annexed.

Councilperson Keith Pierce asked if the subsequent testing of the water had been good. Public Works Director Randal Dorner stated that it has been real good. Pierce asked how many times a month the water was tested. Dorner stated it was twelve times a month through the state. Dorner stated they had daily chlorine readings that they take everyday. Pierce asked how many different sites and if they were random or if they were the same ones. Dorner stated at least ten. Dorner stated the samples for the state are random houses. Pierce asked if they knocked on doors and took water from people's taps. Dorner advised they did.

Councilperson Steven Crum asked about the groundbreaking on the new Library. Zoe Burgess stated they will decide at the next Board meeting on Thursday. Burgess stated some wanted to have it as soon as possible and other wanted to wait until it is warmer. Crum also asked about the lights at North Main and Grand. Public Works Director Randal Dorner stated they have a camera that is out and it just came in a week ago. Dorner said he is trying to pick a day it is not windy or snowing to get the camera put in.

Councilperson Ken Hampton asked about the paper that was sent out and at the bottom it stated about possibly flushing the lines and increasing the sampling but it didn't say what was going to be done, it stated maybe. Hampton wanted to know what was going to be done. Public Works Director Randal Dorner stated when they were notified that there might possibly be a problem they did one day of intense testing throughout the whole City. Dorner explained they took over fifty tests that day. Dorner stated they also sent a sample to their lab to test it. Dorner advised they did some flushing in different areas throughout the town. The retest that they did all came back negative. Hampton asked if they were going to increase the samples. Dorner stated the samples are determined by the state how many samples are sent to them. Hampton asked what day in December they went out of compliance. Dorner advised it was before the eighteenth. Hampton asked how many days they were allowed to notify the public. Dorner stated it was thirty days after they were notified. Dorner stated that everything was done by the book. Dorner advised they still had not found any contamination. Dorner advised it could have been a matter of the handling of the sample, if it was after it left their hands. Dorner stated that immediately they did a chain of custody from the time they received them to the time they left and who handled them. Dorner stated they did a two day investigation on the whole process. Hampton asked how many times this situation had come up in the last couple of years. Dorner advised they had never had three failed samples like this one. Dorner stated occasionally they get a bad sample and they do a retest and everything will come up fine.

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Mayor Bruce Armstrong asked Zoe Burgess if she had something else to say. Zoe Burgess asked if the progress on the Library would continue whether they had a groundbreaking or not. Armstrong advised it would. Public Works Director Randal Dorner advised the notice to proceed was January 28th on the Library.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Ewert

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

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

The Regular Council Meeting Adjourned at 8:13 p.m.

City Clerk, Beverly Rodgers

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, here, Ewert, here, Youngers, here, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton, absent.

Invocation was given by Reverend Tim Leaf, Resurrection Lutheran Church.

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of January 28, 2008.

Motion by Pierce – Second by Crum

Mr. Mayor and Council, pending any corrections, I make a motion that we approve the minutes of January 28, 2008 regular meeting.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.
Motion declared carried.

Under Citizens To Be Heard Mayor Bruce Armstrong presented Jack Elgin.

Jack Elgin, 301 E. 2nd, addressed Council regarding putting up the sign for the Masonic Lodge to advertise the breakfasts they serve. Councilperson Keith Pierce asked if the sign would be the same as it had been in the past. Mayor Bruce Armstrong stated it was. Councilperson Steven Crum asked if any projects were going to be happening that would impede where the sign would be placed. Public Works Director Randal Dorner stated that they were planting trees and they were looking at putting the sign across the road by Lee's Cleaners. Crum asked if they were to move it, would it come back before Council first. Public Works Director Randal Dorner stated that it wouldn't and it was all in the same area.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I'll go ahead and make a motion that we give approval to this request from Haysville Masonic Lodge with regard to this request of placing the portable sign on public property.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.
Motion declared carried.

Mayor Bruce Armstrong thanked Jack Elgin for serving the breakfasts. Elgin thanked Council for their support and stated if there was anything they could do for them to let them know.

Mayor Bruce Armstrong presented Linda Long.

Linda Long, 814 Karla Ct, passed out some informational flyers and applications for Council. Long addressed Council regarding the Multiple Choices Mentoring Program for the Haysville School District. Long stated the Multiple Choices Mentoring Program was

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a brand new program in the Haysville School District. Long stated they were the only district in the State of Kansas to receive a federal grant. Long stated the program would serve children in grades four through eight. Long stated they were actively looking for mentors to work with the children before school, after school, during lunch, or any time throughout the day. Long advised they were in partnership with an organization called Youth Friends Kansas, who has districts throughout Kansas, who help with mentor recruitment and matching children with mentors. Long asked the Council to consider becoming a mentor for their program. Long stated that they ask for one hour a week with a student and they can pick the grade level that they want to mentor. Long advised they were looking to make long term matches; that research showed that a match of at least twelve months improved the quality for a child. Long stated when a person is matched with a child, research has shown that grades improve without even opening a book because they have a caring adult that they need. Long asked again that Council considered becoming a mentor and stated that her office was at the new learning center, which was the old Dollar General. Long invited everyone to go and take a look around and turn in their application. Long advised that they would be matched up with a student and it would fit into their schedule. Long advised that they were working on getting former Kansas State football coach Bill Snyder to come to Haysville. Long stated that Snyder was very interested in coming to town and since he retired has sat on the Kansas Mentors Council and is very active in promoting mentors throughout the state. Councilperson Steven Crum asked if there was information on the school district web site for citizens who are interested in becoming a mentor. Long stated they were working on it; there would be something on Channel 7 soon and they would be putting something on the school district web site soon. Crum asked if the applications would be available online. Long advised they would. Long stated that the applications are long but they wanted to make sure that the program is safe so they have a four point background check they require for the safety of the students.

Mayor Bruce Armstrong presented Marc Campbell.

Marc Campbell, 325 N. Main, informed Council that he had purchased most of the assets of the Haysville Sun Times. Long stated they would be operating it out of the hardware store for a while. Campbell stated that Johnna Crawford did not enjoy the business side of running a newspaper and she would continue to work and put the paper together each week. Campbell stated that there would not be many changes made to the paper. Campbell stated that some of the changes they might consider doing would be moving the publishing date to Thursday, and may charge for the paper. Campbell advised since it was the official paper of the City of Haysville, he wanted to make everyone aware of the change. Councilperson Keith Pierce asked if the change altered the arrangement of the "official" paper. Mayor Bruce Armstrong stated it didn't as long as there was no change in the name or the publication times. Campbell stated they would still operate weekly but they may go to a Thursday publication. Mayor Bruce Armstrong thanked Campbell for letting them know.

Mayor Bruce Armstrong presented Carl Hayes.

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Carl Hayes, 334 German, stated that Mayor Bruce Armstrong asked Public Works Director Randal Dorner to advise him about the buildings at 340 German. Hayes stated he tried to talk to Dorner one time when he was taking pictures. Hayes stated he did not receive a letter that he was promised until February 7th, which did not fully satisfy his grievance. Hayes stated he did not think the neighbor should be able to incorporate part of the easement into their personal property. Hayes stated that the shed in question was eight by ten in the letter he received but the plan showed the shed as eight by twenty. Hayes claimed that numerous things had been done by Linda Mitchell to harass him and the latest thing she had done to harass him was painted on her shed "The Chicken Coop". Hayes stated that on the other side they had painted "Peeping Carl mind your own business". Hayes stated on approximately the thirtieth or thirty first of January two people went to 340 German and one vehicle had Public Works identification on it. Hayes stated that they did some measuring of the property and he asked them what they were doing. Hayes stated they replied to him in a rude manner. Hayes stated they were looking for property markers and he showed them where one was. Hayes claimed that he did not agree with the procedure that was done to mark the property line. The property line was claimed to be wrong so Hayes stated that within a couple of hours he went and cut part of his fence and moved it so that it would be on his property. Hayes asked that public works inspect the fence after it is finished. Hayes stated that he doesn't want the neighbor on his property. Councilperson Joe Holub asked if the fence was built with a permit and if there were any problems with the permit. Public Works Director Randal Dorner stated that it was built with a permit and all the requirements had been met. Dorner stated that they had gone out there to locate property pins and they were successful in finding some of the pins. Holub asked if they were original property pins. Dorner stated the one in the rear was not there, so they measured off of a known distance. Councilperson Keith Pierce asked about the discrepancy on the building description that Hayes had mentioned. Public Works Director Randal Dorner stated that the building is smaller than the roof, the roof hangs over and they have a little porch.

Under Approval of Licenses and Bonds Mayor Bruce Armstrong presented a New Drinking Establishment – The Gypsy, 1421 E. Grand.

Mayor Bruce Armstrong announced that the owner was present and would like to speak to Council.

Brenda Hines, Owner of The Gypsy, stated that she had fulfilled all of the requirements. Mayor Bruce Armstrong stated they had a recommendation that it be approved.

Motion by Crum – Second by Kanaga

Mr. Mayor, if there's no discussion I'll go ahead and make a motion that we go ahead and approve The Gypsy at 1421 E. Grand regarding it as being a new drinking establishment in the City limits.

Kanaga yea, Ewert yea, Youngers yea, Holub nay, Pierce yea, Wilkerson yea, Crum yea, Motion declared carried.

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There were no Ordinances and Resolutions on the Agenda.

Under Notices and Communications Mayor Bruce Armstrong stated that the Sedgwick County Fire Department Activity Report for January was not received.

Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Keith Pierce announced there was a Utility Committee Meeting on February 13th at 4:00 p.m. at Public Works. Pierce invited the public to attend.

Councilperson Rob Wilkerson announced the Senior Center had Panera bread on Wednesdays, they had a sweetheart party on February 14th, and the Center was closed on February 21st.

Councilperson Steven Crum invited everyone to the groundbreaking of the new Library that was held on Saturday February 16th. Crum also encouraged everyone to go see the updated Activity Center. Crum reminded everyone that there was no school on February 14th through the 21st and to watch out for the children.

Under Other Business Mayor Bruce Armstrong presented a Consideration of Naming of the New Library.

Mayor Bruce Armstrong stated the person who asked for this item to be put on the agenda had asked Council to table it to a later date.

Motion be Pierce – Second by Ewert

Mr. Mayor and Council, I move that we table the consideration of the name of the new Library for a later date.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Director of Governmental Services Carol Neugent Re: Rental Fees.

Mayor Bruce Armstrong stated previously they had a request from the Amateur Softball and Baseball Association to use Plagens-Carpenter field, Community Building, Riggs Park, and the Pool for their tournament in July. Mayor Armstrong stated staff had presented a breakdown of the fees and if Council waived all the fees it would amount to \$1,170.00 Councilperson Bill Youngers stated if they were to waive the fees he would like to see in the agreement they assume a large portion of the maintenance and clean-up during and after the tournament. Mayor Bruce Armstrong stated this was outside of the usual contract and they have had problems when someone else had done maintenance. Youngers stated it was mainly cleaning up the debris. Mayor Bruce Armstrong stated that would be stated in the contract. Recreation Director Georgie Carter stated it was in the contract when someone is renting the fields they are responsible for cleaning up after the

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event. Youngers asked if Carter had good luck with that process. Carter stated they have had a lot of luck with HASBA. Councilperson Steven Crum stated that if the fees were waived he didn't think the deposits should be waived considering they would get those back.

Motion by Crum – Second by Wilkerson

Mr. Mayor, if there's no other discussion, I'll go ahead and make a motion that we waive the fees in the areas that are in this memorandum except to leave the fifty dollar deposit on the community building, leave the fifty dollar deposit on the pool, for that weekend for the baseball league.

Councilperson Steven Crum asked if he needed to specify that it was the one with electric.

Councilperson Steven Crum amended his motion to say with electric. Wilkerson seconded the amendment.

Councilperson Keith Pierce asked for the motion to be repeated. Councilperson Steven Crum stated he was making a motion that they approve the areas in the memorandum waive the usage fees but to keep the fifty dollar deposit on the Community Building and the fifty dollar deposit on the Pool with electric.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.
Motion declared carried.

Councilperson Keith Pierce asked if they had seen the swim club contract yet. Recreation Director Georgie Carter stated they hadn't seen it. Carter stated she would be getting it soon.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: 2008 Chevrolet Colorado.

Public Works Director Randal Dorner stated the vehicle was for the Water Department and it was in last year's budget but they decided to wait until the beginning of this year. Dorner stated with the State contract it was getting harder to get certain dealers to bid on vehicles. Dorner stated the State once a year does a bid throughout all of Kansas and most of the bidding is done through the State department and they are given the opportunity to buy vehicles at that price. Dorner stated that was some of the problems they had run into with some equipment also. Dorner stated they would shuffle some trucks around as they had one quit working. Dorner stated the truck would replace one and the older one would go to the park department. Councilperson Steven Crum asked with the State fleet contracted price, sending out for bids is a mute point. Dorner stated what the State contract does is the same on patrol cars; it locks in a certain price depending on certain things plus the dealer has delivery charges and it depends on how much money they want to put in there for that. Councilperson Bill Youngers asked if the

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Colorado was the mid size vehicle and if it was a three passenger or if it was an extended version. Dorner stated it was mid sized and it was an extended cab. Dorner stated the Water Supervisor was the one who was going to have this truck because he was one of the highest mileage drivers they have. Councilperson Joe Holub asked what the truck was used for. Dorner stated the Water Supervisor would be using the new one. Dorner stated he puts a lot of mileage on his vehicle because he does all of the locates, the mail run, and he goes to the water wells everyday.

Motion by Crum – Second by Pierce

Mr. Mayor, I'll go ahead and make a motion, if there's no more discussion, that we allow Randy to go ahead and purchase a 2008 Chevy Truck Colorado from Don Hattan Chevrolet at the price of \$16,447.00.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.
Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Haysville Planning Commission Re: Historic Preservation Regulations.

Mayor Bruce Armstrong stated that it had gone to Planning and they had approved it. Armstrong stated once it was reviewed there were some difficulties with it. Director of Governmental Services Carol Neugent stated there was a communication breakdown because by the time they reviewed it and saw the errors it had already gone to Planning Commission Public Hearing and they try not to have that happen. Neugent stated because of that they needed to bring it forward to Council so it can follow the process. Neugent stated that she had met with Councilperson Bill Youngers and they discussed, since he was on the committee, what they were running into with keeping the integrity of the process that they had in mind, but there were some glitches once they started reviewing it. Mayor Bruce Armstrong asked if they would need to send it back to Planning Commission for their review and tell them specifically why they were sending it back to them. Neugent stated that was correct, which was the reason they placed the corrections they had discovered along with the City Attorney to the back of the memorandum. Councilperson Steven Crum asked if the City Attorney had gone through it. Neugent stated they had. Mayor Bruce Armstrong stated he needed a motion to return it to the Planning Commission to review what was stated in the memo of February 6, 2008. Councilperson Keith Pierce asked by stating that if they were only limiting the review of what was highlighted. Neugent stated that was correct and if there were other things they had found that would need to be included as well. Mayor Bruce Armstrong stated if there were other things that needed to be looked at, they needed to be pointed out now. Neugent stated once Planning receives it again and makes their recommendation back to Council; at that point Council can do what they wish. Crum asked if the motion was made that they were sending it back, instead of stating "in the memorandum" if they could just say "Historic Preservation Regulations" would that let them look at the whole thing if they wanted to. Neugent stated they needed to specify what they wanted them to look at. Pierce stated he would like to table then and take more time and look at it a little harder.

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Motion by Pierce – Second by Holub

I'll go ahead and float a motion that we table this until the next meeting and discuss it then.

Councilperson Bill Youngers stated what they had done was try to adapt Topeka's and several other cities historic plan and after going through it they realized they needed to make it Haysville's and that is where the glitches came in. Youngers stated it was just the wording and terminology used to adapt to the City.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.
Motion declared carried.

There was no Old Business on the agenda.

Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers reminded everyone about the Special Election that would be on March 11th. Rodgers stated it was for the School District to increase the budget by one percent in order to have all day kindergarten and other learning things. Rodgers announced there was advanced voting at the Haysville Activity Center on Thursday March 6th from 12 p.m. until 7 p.m., Friday March 7th from 12 p.m. until 7 p.m., and Saturday March 8th from 9 a.m. until 4 p.m. Rodgers stated the election on March 11th was held where you normally vote. Rodgers stated Ward I, III, and IV voted at the First Christian Church at 7465 S. Meridian and Ward II voted at the Haysville Activity Center at 7106 S. Broadway. Rodgers stated people who live outside of the City limits could contact the Sedgwick County Election Commission's office to see where they vote in Wichita. Rodgers announced that phone number was 660-7100. Councilperson Bill Youngers asked if it was too late to register for that vote and where people could register. Rodgers stated you could register until February 25th and you could register at City Hall. Councilperson Steven Crum asked if anybody in the school district could do advanced voting, even those not living in City limits. Rodgers stated that was correct.

Police Chief Mike McElroy introduced visiting officer Master Police Officer Keith Luongo. McElroy stated the Post Office and the Library was hosting a Passport Fair at the Library on February 16th from 12 p.m. until 5 p.m. McElroy stated residents should have received a card in the mail.

Public Works Director Randal Dorner gave updates on Council Action Requests. Dorner stated at 314 Western they left a door hanger and a certified letter was mailed to them. Dorner stated there was no progress at that address. Dorner stated at 242 Wire they had taken everything except for the limbs and they still had a few days. Dorner stated at 150 Wire they still had a few things to pick up and a few more days left. Dorner stated that 7048 S. Broadway still had quite a bit of wood and they will have to do a lot of work in the few days they have left. Councilperson Steven Crum asked how the Senior Center was going. Dorner stated there had been some weather issues but the dirt pad was built

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and some of the electric lines had been run. Dorner stated on Karla Street all of the curbs have been poured and half of the street was poured.

Recreation Director Georgie Carter stated that registration had started for youth soccer. Carter stated youth soccer was for four year olds to sixth graders. Carter stated games would be on Saturdays and would start on March 29th and run through May 3rd. Carter stated they were also taking registrations for tiny tot t-ball. Carter stated that it was a four week clinic for three to six year olds and would begin on February 23rd.

There were no Appointments on the Agenda.

Mayor Bruce Armstrong asked for any Off Agenda Citizens To Be Heard.

Johnna Crawford, 1318 Cottonwood, stated she was representing Friends of the Library and wanted to tell Council why it was so important that the Library be named after Betty Cattrell. Crawford stated the Friends of the Library would very much like Betty Cattrell to be in the title of the name of the Library to personalize the history of Haysville. Crawford stated they didn't want to take the Haysville name out of it; they just wanted to be sure that Betty Cattrell was a part of it because she was the first public librarian and had been there over 30 years. Crawford stated Betty Cattrell was one of the few people who sat at every Hometown Market event and sold books and cookies even though she is almost 82 years old. Crawford stated she thinks it is the greatest honor a person like Betty could get. Crawford stated she and the Friends of the Library wanted to make sure Council was aware that they only want to honor Betty and Haysville all in one name and give her the honor they think she deserves.

There was no Executive Session on the Agenda.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the First Half of February.

Councilperson Keith Pierce asked what point in time stormwater utility would be responsible for some of the billing and he asked if the back hoe would be split sometime between the stormwater also. Public Works Director Randal Dorner stated down the line it could be used by stormwater. Dorner stated the biggest item that would be used in stormwater would be the street sweeper.

Motion by Pierce – Second by Kanaga

Mr. Mayor and Council, I move that we go ahead and approve the bills for the first half of, approve paying the bills for the first half of February.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

There was nothing on the agenda under Consent Agenda.

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Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Steven Crum asked when a workshop would be set up for the paperless Council Meetings. Director of Governmental Services Carol Neugent stated there would not be a workshop. Neugent stated when the computers come in and get loaded there would be some one on one with all the Council. Crum thanked Community Development Director on the Home Show. Crum stated he received a lot of compliments on how good the booth looked. Crum stated that when the Middle School lets out there was some questionable activity and wanted to know if they could watch the area East of the railroad in the parking lot. Crum stated there had been some bullying going on in that area and he had run some kids off.

Councilperson Keith Pierce asked how long it would be until the street in front of the Senior Center would be complete. Public Works Director Randal Dorner stated as soon as the weather breaks in the next couple of weeks they would have it to the overpass. Pierce asked about beyond that. Rod Young from PEC stated it would probably be sometime in the fall. Pierce asked if they would be able to drive completely through by fall. Dorner stated they would not be able to go completely through; maybe to Delos Street. Pierce asked about the crosswalk at Sarah Lane. Mayor Bruce Armstrong stated it was in the grant the City applied for. Pierce also asked when water main work was done, what was the procedure for getting the dirt out of the street. Dorner stated they scoop up as much as they can and haul it away. Pierce stated a job was done and the dirt had not been cleaned up. Dorner stated they would be cleaning it up soon. Pierce asked if fences should be up where the splashpad is being constructed along the curb. Dorner stated the contractor was hoping to have the rock in place before it showed up and that was the day a snow storm came.

Councilperson Steven Crum announced the Special Olympics would be having the regional basketball tournament, the Kristen Schwartzendruber tournament they have every year. Crum stated it was an all day event that starts at 8:30 a.m. at the high school and games are at the high school and middle school. Crum stated if anyone was interested in volunteering for it to contact Laura Spears at the Haysville Middle School or show up that morning.

Councilperson Joe Holub stated there was a comment in the local paper about the sensor at the stoplights at Main and Grand. Public Works Director Randal Dorner stated that the timing control box is set for a certain amount of time for a person to cross the street. Dorner stated the most anyone could wait if they hit a red light is 90 seconds in the worst conditions of the intersection. Holub stated they were waiting 2 or 3 minutes. Dorner stated it may seem that long but 90 seconds is the most. Dorner stated if there is no traffic, it always defaults to Grand. Dorner stated that on foggy days, low visibility, rain, and snow it goes into a safe mode. Dorner stated it gives the full amount of time to clear the intersection. Dorner stated the factory representative was down and reviewed all the timings and changed a camera. Dorner stated the push button problem had been corrected also.

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Councilperson Bill Youngers asked about the Kirby Park vandalism and what was done in Riggs Park to reduce the vandalism. Police Chief Mike McElroy stated they had seven offences in Riggs Park, some of which were viewable. McElroy stated they had less than the total amount at Riggs Park scattered among the other parks. McElroy stated he felt the numbers were down. Youngers stated in the summer months, when the vandalism is up, to do a campaign to have citizens to keep an eye out too. McElroy stated it would be great if citizens would call in when they see or hear anything. Youngers asked if the building had been delivered for the salt storage. Dorner stated there was a delay; the factory was running behind. Dorner stated they did receive some salt.

Councilperson Mike Kanaga stated there was a street sign missing at Ranger and Jubilee.

Councilperson Pat Ewert asked if the sign had been put back up on Baughman and Alice. Public Works Director Randal Dorner stated they had put it back up. Dorner stated there had been a rash of signs hit or laid over.

Mayor Bruce Armstrong stated he had met with the president of Kwik Shop and their land development person and were informed that because of the over run in their cost, the project was no longer feasible to build a new Kwik Shop. Armstrong stated he informed them they needed to sign the deed back over to the City but they didn't want to do that at that point. Mayor Bruce Armstrong stated he would like a motion for the attorneys to start the necessary paperwork to have Kwik Shop return the ground back to the City as was stated in the deed that was passed by Council stating if it was not built on, it would revert back to the City. Armstrong stated Kwik Shop wanted them to do that because when the land was transferred to them the title company left that off of their title work, so they are saying at the time they bought it they did not realize that there was a stipulation on the time to be built. Armstrong stated doing that gives them a legal remedy to go back to the title company to get their purchase price back if the City was to go ahead and have the property redeemed back to the City. Armstrong stated Kwik Shop wanted the City to move forward so that they could start their process against the title company. Councilperson Steven Crum stated when they approved the contract it did state that if they didn't start within a certain time period the contract could be revoked and the land be brought back to the City. Crum asked if they were saying that information was not on the title. Armstrong stated the deed that was filed when the land was sold to Mr. Myers is where the stipulation was stated. Armstrong stated when they purchased the land from Mr. Myers through a life kind exchange it asked for title insurance. Armstrong stated the title insurance company should have picked up that and it should have been placed on the deed that they were given from Mr. Myers.

Motion by Crum – Second by Wilkerson

If there's no other discussion, I make a motion that we go ahead and have the City Attorney draw up paper work to reclaim that land that is rightfully ours.

Armstrong stated that it needed to be clarified that it is a filing to be done against the land owner of the Kwik Shop themselves and leave it open enough that if we want to search

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the title ourselves to do any filing to make sure how the deed was taken and who the City needed to file against. Armstrong stated to leave it open enough to say whoever the owner may be.

Crum amended his motion to whoever the owner may be, we believe to be Kwik Shop right now for the land located on North Main.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.
Motion declared carried.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion be Pierce – Second by Ewert

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

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

The Regular Council Meeting Adjourned at 8:19 p.m.

City Clerk, Beverly Rodgers

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, here, Ewert, here, Youngers, here, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton, here.

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

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of February 11, 2008.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council, pending any corrections, I move that we approve the minutes of our February 11th meeting 2008.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Councilperson Mike Kanaga stated at the last Council Meeting a license was approved for a drinking establishment called “The Gypsy” and the establishment was not being called “The Gypsy”; it was called “H D Saloon”. Kanaga asked if that was common. City Attorney Alison Brown advised she would look into it and that it may not be valid now. Mayor Bruce Armstrong stated if the owner was “The Gypsy”, a corporate name, and they are calling it a different name, then they would look into it.

Under Citizens To Be Heard Mayor Bruce Armstrong announced that Linda Mitchell, 340 German, had changed her mind and would not be there.

There were no Approval of Licenses and Bonds on the Agenda.

There were no Ordinances and Resolutions on the Agenda.

Councilperson Steven Crum stated that he had been in contact with Linda Mitchell and had advised her that Council does not get involved in neighbor disputes. Crum stated that Mitchell wanted to thank Council for having Code Enforcement go to her house and find that there were no code violations. Crum stated Mitchell was going to try and clean up some of the things she shouldn't have done to antagonize the situation and hopefully that would be the last Council would hear about it.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Bill Youngers announced his resignation effective March 9th. Youngers stated that he had accepted a position with the Public Works Parks Department and employee policy doesn't allow him to be on the Council. Mayor Bruce Armstrong stated they need to start the procedure to fill the position. Armstrong stated they have thirty days

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after March 9th to fill the position. Armstrong stated if Council, or anyone, knows of anybody for the position they would be starting the application process.

Councilperson Rob Wilkerson announced the Senior Center would have Dandy Bandies, and bingo on Tuesday the 26th. Wilkerson announced on Wednesday the 27th Panera bread and commodities were available. Wilkerson advised Thursday was Fanagle and crafts and Friday was a movie at 12:30.

Councilperson Steven Crum announced the Library was holding two book discussions. Crum stated the first was on March 1st at two o'clock and they would be discussing the book "In Cold Blood". Crum advised the second would be on March 10th and the book that would be discussed would be "Charming Billy". Crum stated if anyone had any questions to call the Library.

Mayor Bruce Armstrong presented the Court Department Activity Report for January.

Councilperson Keith Pierce stated that Wichita and a group of Cities were appealing the County Jail fee processing program and asked if that came to some kind of conclusion. City Attorney Alison Brown advised any discussion on that would fall under Attorney/Client privilege. Pierce asked if the City was paying any fees. Mayor Bruce Armstrong stated they have been billed but have not paid it yet. Pierce asked if the court fees were keeping pace with the cost or legal projections they were concerned about. Mayor Bruce Armstrong stated it had not been looked at in that manner.

Mayor Bruce Armstrong presented the Probation Activity Report for January.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Jenny Sohm – Promotion.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Kelsey Andreas – Full Time Employment.

Mayor Bruce Armstrong presented a Letter from Sarah Kauffman, Cox Communications, Re: Channel Removal.

Under Other Business Mayor Bruce Armstrong presented a Consideration of Funding for the Haysville Chamber of Commerce.

Mayor Bruce Armstrong stated they received a report from Wade Taylor of the Chamber of Commerce. Armstrong advised Wade Taylor was available for questions. Armstrong stated they were requesting ten thousand dollars for their budget. Armstrong stated the Chamber had been very successful in the past year increasing the membership and budget wise to make the Chamber stronger. Armstrong stated if the City has a good strong Chamber then it will have a good strong City as far as bringing in additional businesses. Armstrong advised funds were encumbered in 2006 through the Economic Development fund and paid to them, and the funds would come from the Economic Development for

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the 2008 funding. Councilperson Keith Pierce asked if the ten thousand dollars was available. Armstrong advised it was. Pierce stated that it appears the Chamber is becoming a bigger and more viable presence. Pierce asked about the various memberships with the City, if that was above and beyond the grant. Armstrong advised it was. Pierce asked about the downturn on the chart from 2003 through 2005 before it started to come back up, if that was from the railroad. Wade Taylor stated it was primarily the railroad and other situations that were going on with members and participating people that were on the Board of Directors and dynamics that were going on, but primarily the railroad. Taylor also thanked those who refereed in the Harlem Ambassadors basketball game.

Motion by Pierce – Second by Kanaga

Mr. Mayor, I move that we go ahead and continue with the grant, ten thousand dollar grant, to the Haysville Chamber of Commerce.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented the Consideration of 2008 Codification.

Director of Governmental Services Carol Neugent stated as the changes are incorporated into the code they would be giving it one last look through for typos and things like that. Neugent advised the ordinances that had been passed throughout the year had been incorporated in it and there were a couple of sections that would be changed through the codification. Neugent advised any specific questions on that would need to be directed to the City Attorney Alison Brown. Councilperson Steven Crum asked about a common law that people assumed was there but had been left out having to do with fireworks and cleanup if that had been taken care of with this change; the littering part of the law. Police Chief Mike McElroy stated he didn't know if that had been addressed. Crum asked if that was something that needed to be checked into before the codification was approved or if it was something that could be done later. Police Chief Mike McElroy stated either way. Neugent advised if it was something that needed to be included in this codification then it needs to be addressed and brought back to Council; otherwise it would be something that could be done through ordinance. Councilperson Rob Wilkerson asked if anywhere in the code they could put microchip or tattoo a dog. City Attorney Alison Brown stated it was in there under vicious dog. Brown explained if a dog was declared vicious by the judge, part of the identification is the dog must be microchipped to stay within the City. Mayor Bruce Armstrong stated these were ordinances that had been done over the year. Crum asked if they did approve the codification, would they be able to add the littering in an ordinance this year and put it in the codification next year, but it would still be in effect? Director of Governmental Services Carol Neugent advised they would have ordinances all year long that would take affect when they are published and then it would become part of the code for next year.

Motion by Kanaga – Second by Wilkerson

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Mr. Mayor, I move that we approve these changes to the code and incorporate them into the code pending the final check over of typos and so forth.

Councilperson Joe Holub asked if they would receive a disk of new codes. Neugent advised they would make all of the changes and then everyone would get a new disk.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Change Order No. One – Timber Creek Addition Storm Water Drain Improvements.

Rod Young from PEC stated the area was Ron Meyer's Plat on South Main. Young stated during the construction of a pond they found a buried oil well. Young stated the State was involved and there are rules and regulations on abandoned oil wells. Young stated after several meetings, it was decided the best thing to do was to leave it there and put earth fill around it. Young stated the cost was twenty four thousand nine hundred eighty one dollars and a big cost of that was dewatering. Young advised while this was being resolved with the State, they had to have diesel pumps there and keep the pond from being watered while it all was taking place. Young stated Ron Meyer had been in contact with P.E.C., staff, and the contractors and he was in agreement with the amount and it is under the petition amount; it is part of the petition. Councilperson Steven Crum asked if the cost would still just go to the area. Young stated it would. Crum asked if this was something that Ron should have been aware of before he bought the property. Young advised that it was buried. Public Works Director Randal Dorner stated it was in the 1950's when it was capped. Dorner stated when Meyer bought the property there was no disclosure about the oil well. Crum stated this was something that he should have been advised of. Young stated it was below ground and it was hit during construction. Dorner stated it was below plow depth. Councilperson Ken Hampton asked how do they know if the price is good. Young stated it was a unit price bid so they have changes that can easily identify the cost like more sewer pipe, more dirt and more road paving. Young stated you are somewhat at the mercy of the contractor in this situation, but most times you are not. Young stated Meyers thought the price seemed a little high until he broke it down and figured it was justifiable. Councilperson Joe Holub asked about the capping of the well. Public Works Director Randal Dorner advised when KCC, Kansas Corporation Commission, came down they said if the well was touched in any way then the developer would take liability. Dorner advised they left it intact and put a steel casing around it and filled it full of concrete. Dorner stated that left the liability to whoever owned that oil well at a prior time. Dorner stated there was no disruption to it. Holub asked if they put the concrete on or if it was there originally. Dorner stated the concrete cap was already installed in the pipe itself. Councilperson Keith Pierce asked if it was on a map or a record of it anywhere. Dorner stated not that they were aware of. Councilperson Ken Hampton asked about ground and water contamination and if it had been tested. Young stated that is why KCC got so heavily involved because of those concerns. Dorner advised KCC handled all of that and they had no reports back from them. Holub asked

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why the City had to bear the Change Order and the developer didn't even have a part. Mayor Bruce Armstrong stated the City was not paying it; the whole thing would be put on specials against the developer. Armstrong advised the developer pays it and all the City does is approve the Change Order.

Motion by Crum – Second by Kanaga

Mr. Mayor, if there's no more discussion, I'll go ahead and make a motion that we approve the Change Order of an increase of \$24,981 for Timber Creek Addition's storm water drain improvements having to do with the, with the abandoned oil well that was found.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Haysville Swim Club Agreement.

Recreation Director Georgie Carter stated the first agreement was the regular agreement that is signed with the Swim Club every year. Carter advised it just approves the dates of when they have practices and swim meets. Carter advised the only thing that had been added was the City was requesting a copy of financial statements and current bylaws. Councilperson Steven Crum asked if they had seen the contract and if they had a problem with it. Carter advised they had seen it and signed it. Councilperson Ken Hampton asked if their financial records and bylaws were open for anybody to look at. Carter stated they were.

Motion by Pierce – Second by Crum

Mr. Mayor and Council, if there's no other questions for Georgie, I make a motion that we allow her to enter into a contract with the Haysville Swim Club per this agreement.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Haysville Swim Club Finals Meet Agreement.

Recreation Director Georgie Carter stated this was different because it is for finals meet, which they had once before. Carter stated this would be letting them use the pool all day on Friday and Saturday July 18th and 19th, which will bring people into town. Carter advised in the contract it states they will pay for the life guards and extra trash service for those dates. Carter advised this also covers the meet in 2009. Councilperson Steven Crum asked about having a guard there to watch the splashpad. Crum stated they weren't going to set it up that way for people who rent the pool for parties, and asked if the splashpad was going to be available at any time. Carter stated it still had to go to the Governing Body to approve but what they wanted to do was have the splashpad available to anybody and once the pool opens up it was going to be incorporated with the pool, and then when

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the pool closes it would be available to anybody again so it would be open before the pool and after. Crum asked when it is incorporated with the pool if there would be a life guard there. Carter advised during the busier part of the day, when the day care groups are there, there would be a life guard. Crum stated in the agreement it is stated to monitor the uses in a safe manner and would it be cheaper to have one of the people working in the concession stand to go over there and make sure that everything is okay or does it have to be a life guard. Carter advised the pay for the lifeguards and the concession workers were going to be the same this year. Councilperson Mike Kanaga stated that the Hike and Bike path needed to stay clear and there was nothing in the agreement about that, but as long as they understand it's okay. Carter stated she thought she had added that, but she will make sure they know it.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no more discussion, I make a motion that we go ahead and allow Georgie to come into agreement on the finals swim meet with the Haysville Swim Club, the finals swim meet agreement.

Councilperson Keith Pierce advised that item number six advised about the Hike and Bike path.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Contract Agreement with USD 261.

Recreation Director Georgie Carter advised the contract was the same contract they sign with Campus Baseball team every year; the only difference is the start date.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no more discussion, I'll go ahead and make a motion that we allow Georgie to go ahead and go into contract agreement with USD 261 for the baseball team, softball team agreement on Plagens-Carpenter Sports Complex.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Old Business Mayor Bruce Armstrong presented a Memorandum from Haysville Planning Commission Re: Historic Preservation Regulations – Tabled on February 11, 2008.

Mayor Bruce Armstrong asked if Council found any changes they would like made. Councilperson Keith Pierce stated he requested they table it and he had read it a couple of times and did not find anything he felt needed changed outside of the corrections that were previously highlighted.

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Motion by Pierce – Second by Ewert

Mr. Mayor, I make the motion that we send this back to Planning for them to redo per the attached memo and act with it accordingly.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers announced there is a proposed finance workshop date for March 31st, which is the fifth Monday of the month.

Motion by Crum – Second by Pierce

If there's no discussion, I'll go ahead and make a motion that we set up a finance workshop for March 31st at seven o'clock here in the Council chambers.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

City Clerk/Treasurer Beverly Rodgers presented the City Clerk Activity Report for January.

Director of Governmental Services Carol Neugent stated there hasn't been a Town Hall meeting and there's a proposed date for this year, which is Wednesday April 16th at the Activity Center at seven o'clock.

Motion by Pierce – Second by Hampton

Council, I make a motion we set aside April 16th, seven o'clock at the HAC for a Town Hall meeting.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Director of Governmental Services Carol Neugent presented the Governmental Services Activity Report for January.

Police Chief Mike McElroy introduced visiting Police Officer Sergeant Bud Anthis.

Police Chief Mike McElroy presented the Police Activity Report for January.

Public Works Director Randal Dorner gave updates on Council Action Requests. Dorner advised that on 7048 S. Broadway their time was up and they still had not completed the stacking of the wood. Dorner advised a formal complaint had been filed. Dorner advised that 214 Western had everything cleaned up except one vehicle and they were given one extra day to get it done. Dorner advised 813 Karla is going to court. Dorner advised the sand/salt storage building had been shipped. Dorner advised in the initial proposal that

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was brought to Council he was going off of the concept from the manufacturer. Dorner stated they said with the building a six inch wall could be put up for materials inside. Dorner stated once they signed the contract to purchase the building the information to design the footings and the stem wall to hold the sand and salt was delivered to the City, and then it was delivered on to PEC and they designed the stem walls to hold the sand and salt. Dorner stated originally he was looking at a minor steel wall and six inch walls. After engineering looked at it and took in consideration the weight of the sand and the salt and the load of the building, the walls came back with a lot more steel in it plus a thicker wall. Dorner stated using more concrete makes the price go up. Dorner stated PEC designed the walls for no fee and they delivered a set of three plans meeting the load criteria. Dorner stated he had discussed with the utility committee adding some more aprons on the outside so that when they dump the sand and salt and have to shove it in, they can dump it on concrete. Dorner stated on the west side of the building they looked at an apron along there with divider bins so that the rock, pea gravel, and some of the asphalt would be off the ground. Dorner stated looking at the budget with the increase cost of the concrete for the walls and the apron outside, he needs the authority to go ahead and add thirty thousand dollars to the original request. Dorner stated it would be paid for out of the water and sewer accounts. Dorner stated the original building was only going to be thirty six feet wide but when he placed the original order they said they had a special on a forty two foot wide building at the same price. Councilperson Joe Holub asked how much he needed. Dorner stated it was thirty thousand dollars. Dorner advised not all of it was for the building; most of it was for the concrete apron. Councilperson Steven Crum asked what would happen if Council didn't approve it. Dorner stated he had a contingency plan. Crum asked if he had the money in the budgets or if he was going to have to take something out. Dorner advised he would move some things around. Councilperson Bill Youngers asked what the approximate amount of the square footage of concrete. Dorner stated it would be six inch concrete on the aprons and two thousand square foot of additional square footage. Councilperson Ken Hampton asked how much the aprons just on the outside would cost. Dorner stated ten thousand was for the building and twenty thousand for the apron and the bins on the outside.

Motion by Crum – Second by Wilkerson

Mr. Mayor, I'll go ahead and make a motion to allow Randy to go ahead and get the thirty thousand out of those two budgets and perhaps another if he needs to go ahead and get his wish list for the increased wall settings in there and the footing on the aprons around to go with it.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Recreation Director Georgie Carter announced that youth soccer sign-ups were through March 1st. Carter also advised they were having a daddy/daughter date night on Saturday March 8th. Carter advised the theme would be Hollywood's Red Carpet. Carter advised they were now accepting pool applications. Councilperson Bill Youngers asked if they were still having the tiny tots t-ball. Carter advised it started last week but if anyone was still interested they would prorate the fees for three weeks.

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There were no Appointments on the Agenda.

There were no Off Agenda Citizens To Be Heard.

There was no Executive Session on the Agenda.

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

Councilperson Ken Hampton had a question on the bills to be paid on the payment to C & E Investments on page 3. Mayor Bruce Armstrong stated it was to pay for the damage done to Norland Plastics from the temporary structures put up for the Farm and Art Market, which the wind blew into their building. Armstrong stated the City's insurance denied the claim. Councilperson Bill Youngers stated that they should look into a different procedure for handling things like this. Hampton asked if the insurance gave a reason for not paying. Director of Governmental Services Carol Neugent stated they felt like the City was not negligent.

Motion by Pierce – Second by Kanaga

Mr. Mayor and Council, I move that we go ahead and authorize payment of the Bills for the last half of February.

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There was nothing under Consent Agenda.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Ken Hampton reminded everyone that the School Board was having a vote on the budget to increase it by one percent on March 11th.

Councilperson Steven Crum announced there was an opening on the Tree Board. Crum asked who to thank for the new logo on the electronic sign. Mayor Bruce Armstrong stated Community Development Director Larry Powell talked to one of the City's local businesses and they designed it and put it out there. Crum asked if anything was heard back from the school district on Mimosa Street. Public Works Director Randal Dorner stated about one month ago the school board, engineering, and Dorner met and their architect is doing a layout to get to the City's engineers to design Mimosa Street. Dorner stated they were still waiting on the designs. Crum asked if any bids had been made. Dorner stated it hadn't even been designed.

Councilperson Ken Hampton thanked Rod Young for his engineering work on the salt and sand building. Hampton also requested they get an update from Economic Development. Armstrong stated they would have an update.

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Councilperson Rob Wilkerson thanked the staff for helping them with the training on the laptops. Wilkerson stated he thought it was wonderful not to have paper anymore. Wilkerson also advised Public Works Director Randal Dorner to do more checking into prices in the future.

Councilperson Keith Pierce stated that more intersections needed more attention. Pierce asked Dorner to look at the street markings on Hungerford; the turn lane from Hungerford to Grand just north of Sarah Lane. Dorner stated they were going to have to do a double painting this year because of all of the salt and sand they have used on the streets.

Councilperson Joe Holub asked about using the laptops for personal use. City Attorney Alison Brown stated if you did not purchase your own, you should use it strictly for business. Director of Governmental Services Carol Neugent advised the City has a strict computer policy for its employees and it needs to be adapted for the Governing Body. Neugent stated they were for City use and not for personal use.

Councilperson Bill Youngers stated last year they issued a conditional use permit for the mower shop to take in trade ins so he could sell vehicles. Youngers stated it was just a car lot now and wanted to know if it was the same owner or if it had changed hands. Director of Governmental Services Carol Neugent stated it is the same owner and the person is renting it out. Youngers asked if that was within the terms of the conditional use. Neugent advised conditional use runs with the property. Mayor Bruce Armstrong stated they need to look up the conditional use and review it. Planning/Community Relations Coordinator Jeana Morgan stated there was no limit on the vehicles for the lot. Neugent advised a copy would be made and e-mailed out.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Ewert

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

Kanaga yea, Ewert yea, Youngers yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

The Regular Council Meeting Adjourned at 8:04 p.m.

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, here, Ewert, here, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton, here. There was one vacant chair.

Invocation was given by Lynn Sporleder, Reverend's Assistant, Haysville United Methodist Church.

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Under Special Order of Business Mayor Bruce Armstrong presented Jim Weber, Sedgwick County Public Works Re: Wichita Valley Center Floodway Certification.

Jim Weber advised in January 2007 Sedgwick County, Haysville, Valley Center, Park City, and Wichita all entered into an agreement with the Federal Emergency Management Agency that definated the levies in the Wichita Valley Center Flood control project as provisionally accredited levies. Weber stated this provisional status allowed the current County wide floodplain maps to become affected and allow the communities in Sedgwick County to remain in the flood insurance program. Weber stated under the terms of the agreement they had until February 2, 2009 to provide FEMA with certification that the levies meet current standards. Weber advised failure to meet the requirement would result in a remapping of the communities in Sedgwick County as if the levies do not exist. Weber advised that would result in higher flood insurance premiums and the inclusion of large areas of the community in the floodplain even though they are protected by the levy. Weber advised the US Army Corps of Engineers designed the system and constructed the levies. Wichita and Sedgwick County acquired the right of way and are responsible for maintenance of the system through a jointly funded flood control department. Weber stated the system was inspected annually by the Corps of Engineer staff from the Tulsa District office. Weber stated the system included approximately one hundred miles of levies, and protects properties along the big Arkansas River, little Arkansas River, middle branch of the Chisholm Creek, main branch of the Chisholm Creek, and the west branch of the Chisholm Creek. Weber stated the most well known project is what is commonly called the "Big Ditch". Weber stated one year ago the cost to accomplish the task was unknown. Weber stated the City of Wichita went through a selection process and has contracted with Amack Earth and Environmental to perform the accreditation study. Weber stated the contract with Amack is for approximately 2.4 million dollars. Weber advised they would be performing seepage analysis, field surveys, soil borings, and hydraulic analysis for the levy system. Weber stated the cost would be split equally between Wichita and Sedgwick County. Weber stated another element of the study is a requirement to complete a topographic survey of the entire system. Weber stated Wichita has contracted with an aerial mapping firm to complete the mapping of the flood control system.

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Weber stated since the mapping was so large, Wichita decided to contract the mapping of the entire City and asked if any other cities would like to participate. Weber stated Sedgwick County did decide to participate and take advantage of the opportunity and has contracted with Wichita to have the entire County flown. Weber stated they would have two foot contour maps of the entire County. Weber stated that Wichita and some of the other cities would have one foot contour maps. Weber stated that they went ahead and contracted for a piece southwest of Haysville and were going to do one foot contours there due to some existing drainage issues along Meridian. Weber stated the \$900,000 investment would expedite the completion of the levy study, but would also provide accurate topographic mapping that could be helpful for the next several decades. Weber stated in the next few months the City of Wichita expects to negotiate an agreement with the Corps of Engineers to provide some additional services for the levy accreditation project which would be covered by Wichita and Sedgwick County. Weber stated they expect this study to identify some areas of the system that will require improvements in order to be accredited. Weber stated on January 24th the local officials met with FEMA and the Corps of Engineers to discuss the status of the project. Weber stated FEMA seemed to be satisfied with the progress to date. Weber stated they were told the project was not expected to be completed by February 2, 2009. Weber stated they expected the study to be completed by the end of 2009. Weber stated FEMA noted that Sedgwick County was the first community in the nation to enter into a pal agreement. Weber advised the staff in the Kansas City area seemed to be willing to work with them on the dead line. Weber advised they would need to submit a formal progress report to FEMA by May 2, 2008. Weber suggested, given the time line for completion, they start communicating to FEMA with that progress report that they need at least a one year extension to complete the study. Weber advised, depending what improvements are needed to the levy system, additional extensions may be needed. Weber assured that the properties that were already protected by the levies would continue to receive insurance credit for that protection while the work is being completed. Councilperson Steven Crum asked if Haysville was receiving the one or two foot contour. Weber advised most of Haysville was covered by the one foot contours that were being flown for the levy system. Weber advised he was not sure if it was all covered and wasn't sure if Haysville was one of the communities that picked up the option to do it.

Mayor Bruce Armstrong presented for approval the Minutes of February 25, 2008.

Motion by Hampton – Second by Ewert

Mr. Mayor, I'll make a motion that we approve the minutes for February 25, 2008. Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

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There were no Citizens to be Heard on the Agenda.

There were no Approval of Licenses and Bonds on the Agenda.

Mayor Bruce Armstrong presented for approval AN ORDINANCE ADOPTING THE CODIFICATION OF ORDINANCES OF THE CITY OF HAYSVILLE, KANSAS, PROVIDING FOR THE EFFECTIVE DATE THEREOF, PROVIDING FOR THE APPEAL OF CERTAIN ORDINANCES FROM REPEAL AND SAVING CERTAIN ACCRUED RIGHTS AND LIABILITIES.

Mayor Bruce Armstrong stated this was the ordinance that follows the resolution to complete the codification ordinances.

Motion by Crum – Second by Hampton

If there's no discussion, I'll go ahead and make a motion that we pass this ordinance adopting the codification of ordinances of the City of Haysville, Kansas, providing for the effective date thereof, providing for the appeal of certain ordinances from repeal and saving certain accrued rights and liabilities.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steven Crum reminded everyone about the LOB vote. Crum also mentioned Spring Break was next week and to watch out for kids. Crum suggested taking the kids to the library to check out movies or do some other activity.

Councilperson Rob Wilkerson announced that the Senior Center had Panera bread on Wednesday's, a movie on Friday the 14th, the 17th were the Silver Foxes, tax rebate, and Harrah's Foot Care, and on the 19th was blood checks with the Fire Department, and the 21st at 10:00 they are going to the zoo.

Councilperson Pat Ewert stated that Spring Break was March 17th through the 21st.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: Part Time Office Clerk Brooke E. Wisley.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: Comptroller William Black – New Hire.

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City Clerk/Treasurer Beverly Rodgers introduced the new Comptroller Will Black. Mayor Bruce Armstrong welcomed him.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Haysville Junior Basketball League.

Recreation Director Georgie Carter stated the HAC would be running its own basketball league next year.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: Police Officer Ann T. Meyer – New Hire.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: Recruit Communications Officer Carla G. Loffland – New Hire.

Mayor Bruce Armstrong presented the Haysville Community Development Report – Fourth Quarter 2007.

Councilperson Ken Hampton asked about what grants they were trying to obtain for the library. Community Development Director Larry Powell advised the one he was working with was the Sunderland foundation out of Kansas City, which is a concrete company. Powell stated they were working with two others. Hampton asked if they were close to being due. Powell stated the Sunderland one was almost complete and the other two are being completed and sent in. Hampton asked about when they would have any response. Powell stated Sunderland was quarterly. Hampton asked if they were working with people about putting up a sign for Haysville. Mayor Bruce Armstrong stated in both of the main entrances they are looking at putting up some monument signs. Hampton asked about County Commissioner Tim Norton having money to pay for it. Armstrong advised he would talk to him but they didn't have a price of the sign. Hampton asked about the pond in the industrial park next to the lot that was sold to Klean Kut; if that was needed. Public Works Director Randal Dorner stated when the pond to the south is fully developed and can take the drainage that one can go away. Councilperson Steven Crum asked if there was anything that the City Council could do to help bring a restaurant into town. Powell advised the incentives that are allowed by state law are very few. Mayor Bruce Armstrong stated the Council could be proactive and talk to restaurants they know and like about coming to town. Armstrong stated there was a committee from Haysville Forward, Inc. that would be looking into retail businesses. Hampton asked if they could get information as far as rebates and things to give to them. Armstrong advised he could.

Under Other Business Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Plagens Carpenter Usage Fees.

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Recreation Director Georgie Carter stated she sat down with the City electrician and went over the bills. Carter advised the proposed increase would be to cover their cost. Councilperson Steven Crum asked why the maintenance fee per field was going up also. Carter advised the price of chalk and paint had also gone up. Crum asked about the fields that had doubled in price. Carter advised they had more light fixtures on those fields. Crum asked if these prices had been shown to anybody that they had contracts with. Carter advised Pat Lemmons of HASBA knew the price increase was coming but hadn't actually seen the actual fees.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no more discussion, I'll go ahead and make a motion that we allow Georgie to go ahead and change the fees for Plagens Carpenter Sports Complex to the fees in the memo given to us tonight.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: 2008 Council Meeting Changes.

City Clerk/Treasurer Beverly Rodgers advised two of the changes were due to holidays and the last one was to set the last Council Meeting of the year.

Motion by Kanaga – Second by Ewert

Mr. Mayor, I move that we approve the Council meeting changes for 2008 as presented.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There was no Old Business on the Agenda.

Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers advised everyone that Ward I, III, and IV vote at the First Christian Church at 7465 South Meridian. Rodgers advised Ward II votes at the Haysville Activity Center at 7106 South Broadway.

Director of Governmental Services Carol Neugent advised the date that was set for the Town Hall Meeting already had set activities. Neugent asked the Council to consider moving the Town Hall Meeting from Wednesday, April 16th, to Tuesday, April 15th at the same time and place.

Motion by Pierce – Second by Ewert

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I was going to go ahead and Council make a motion that we go ahead change the date of the Town Hall Meeting to April 15th at the HAC at 7:00.

Councilperson Steven Crum asked if before the date was changed if they needed to go back and amend the old date. Mayor Bruce Armstrong stated they didn't.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Director of Governmental Services Carol Neugent advised they had received requests from Mr. Cook, among others, if since they were now doing paperless packets, if it would be possible to put the packets on the web site. Neugent advised the packets were always available through records requests. Neugent asked Council if that was something they would like to consider. Neugent stated while they were considering it, they had started running the What's Happening in Haysville again and would like to show a clip from it. Councilperson Joe Holub asked if the packets had always been available. Neugent advised before they went paperless someone had to come in and make a records request and staff would make copies and they would have to pay for the copies. Neugent advised since they were now paperless they have the ability to post it to the web site along with the agendas if Council would like to do that. Neugent advised once it is distributed in packets anything that is not public information is not put in the packets so it doesn't become a public record. Mayor Bruce Armstrong advised the reason they were records requests before is because of the volume of paper. Neugent advised that was correct and the minutes alone could be fifteen pages. Armstrong advised it wasn't because of information that couldn't be put out there. Councilperson Pat Ewert asked how many requests staff usually received. Neugent advised it didn't happen very often but it does happen. Holub asked if Mr. Cook had a computer at home. Neugent stated if someone doesn't have a computer at home the library has computers available to the public. Councilperson Steve Crum asked the City Attorney if he knew of other cities that put their packets on the web and if he saw any problem with it. City Attorney Lee Parker advised he represented other cities that are paperless and the difference is that Director of Governmental Services Carol Neugent stated everything that comes out in the packet is public record anyway. Parker advised some cities are not like that. Parker stated in some cities packets are not public until the Council deals with them. Parker stated in those cities they are hesitant because of those kinds of documents. Parker stated after they have been dealt with they then become public on the Internet so you can't see it before the meeting but you have access to it after the meeting. Armstrong stated anything that could be confidential would be withheld anyway. Neugent stated typically they try not to have confidential documents in the packets just for the reason of not becoming public record. Crum asked if they wanted to do it if there was some way they could put a stipulation in it that the packets would be available online as long as

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everything was public record and if they did have to put something in there then they wouldn't have to post the whole thing. Parker stated you can note the ongoing public record portions. Parker advised a motion could be made to that affect, that the public record of the packet could be placed online.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we allow our packets to be put online as long as it is paper of public record. If anything would come up that shouldn't be online we won't post that with it but they can make it available on our Website to people to download the packets.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Police Chief Mike McElroy introduced visiting officer Master Police Officer Chad Case. McElroy advised it was severe weather awareness week in Kansas. McElroy stated the state wide tornado drill was scheduled and the information was posted on the weather bureau web page. McElroy gave some statistics from 2007. McElroy stated the State of Kansas had 137 tornados in 2007 which was 80 above the average. McElroy stated the average was based on the amount of tornados from 1950 through 2007. McElroy stated an average year is approximately 57. McElroy stated there were 14 deaths in the state and 82 injuries. McElroy stated the strongest tornado was an EF5 which was in Greensburg on May 4th and that was the first EF5 since the May 3rd tornado outbreak in 1999. McElroy stated the first tornado last year was on February 23rd and the last tornado was September 28th. McElroy advised generally April, May, and June are the highest tornado months. McElroy advised if anyone wanted more information they could go to the weather bureau web site. Councilperson Ken Hampton stated he was glad to see that they now have a new female officer and communication officer. Hampton asked how many they were short presently. McElroy advised they were short one officer and they had a certified candidate and if he makes it through the testing they should have that position filled within the next thirty days or less.

Public Works Director Randal Dorner gave updates on council action requests forms. Dorner advised 310 Turkle they inspected the property and left a door hangar and they were given ten days and their time was not up. Dorner advised they left a door hangar at 317 Sunset and they still had two days left. Dorner advised 145 Moy Court stated they were waiting for the insurance company to pick up the car. Dorner stated they gave them ten days to remove the car and the ten days were almost up. Dorner advised 214 Western had everything done except for one car and they didn't get the car removed in the allotted time so a complaint had been filed. Dorner stated 7048 South Broadway went to court and they had one week to clean it up and once it is cleaned up they are on probation for one year to keep the property clean. Dorner advised he had received four

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council action requests and twelve phone calls on 813 Karla. Dorner stated they went to court and have two weeks to clean it up. Dorner stated if they didn't get it cleaned up they would be in violation of court. Dorner advised at that time they would go clean it up and charge it back to the property owner and then there would be a legal action that would take place. Dorner stated there is an ordinance if something is hazardous or causes a safety issue they can then go in and clean it. Dorner stated they have looked at it and there was nothing hazardous. Dorner advised that he had met with the school and their architects and they had designed a layout which he will be giving to Rod Young of PEC so that the engineering can get done on Mimosa Street. Dorner stated they were trying to get bids back and get started about the time school is out or a little after so the project can be completed before school starts next year. Dorner showed pictures and gave updates of the progress on the Library and Senior Center. Councilperson Steve Crum stated it seemed like they started the Senior Center about a month before the Library but just driving by and looking it looks like the Library is a month ahead of the Senior Center. Dorner stated they did a lot of work on the rebar for the Senior Center and there was no way to get to the site, it was just too muddy. Crum asked if they were behind and going to be looking at extensions. Dorner stated they were behind where they were hoping to be but right now they hope to be done close to the time of the completion of the project original contract. Councilperson Joe Holub asked who was giving Cale Topinka the concrete certification. Dorner advised he went to Salina to KDHE and got his LPA certificate.

Recreation Director Georgie Carter announced they were having a flash light Easter egg hunt for children ages ten and younger for free at the Activity Center. Carter also announced that they were having a Spring Break Camp for kindergarten through fifth graders from 6:30 a.m. to 6:00 p.m.

There were no Appointments on the Agenda.

Mayor Bruce Armstrong reminded everyone that an ad had been placed for Mr. Youngers position. City Clerk/Treasurer Beverly Rodgers announced the applications were due in by noon on the 19th. Councilperson Steve Crum asked if it was on the Website or in the paper. Rodgers advised it was on Channel 7, on the Website, and an ad was in the paper.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard.

Howard Cook, 323 S. Twin Pines, asked Public Works Director Randal Dorner about the car that was wrecked in the driveway if they said the insurance was coming to pick it up. Dorner advised they said the insurance company was to come and get it at anytime. Cook asked if they would still take them to court if the insurance didn't pick it up. Dorner advised they would. Cook asked why they would take them to court if it is not their responsibility. Mayor Bruce Armstrong

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advised there was an ordinance that they can only leave it there for so long. Cook stated he understood that but didn't agree with taking them to court.

Mayor Bruce Armstrong presented for approval Executive Session Attorney/Client Privilege – 15 Minutes.

Motion by Hampton – Second by Ewert

I'll make a motion that we have an executive session client/attorney privilege to include the Council, the Mayor, Public Works Director, and Governmental Services not to exceed fifteen minutes, and the attorney.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Council went into executive session at 7:49 p.m.

Council returned from executive session at 8:04 p.m. Mayor Bruce Armstrong announced there was no binding action taken during the executive session.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the first half of March.

Councilperson Ken Hampton asked a couple of questions about the Bills to be Paid.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we approve payment of the bills for the first half of March.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There was nothing under Consent Agenda.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Joe Holub advised that Willow Street needed some patching. Public Works Director Randal Dorner stated they would do some patching.

Councilperson Rob Wilkerson also asked about some patching on the main street. Public Works Director Randal Dorner stated that it had been patched.

Councilperson Steve Crum asked about the island annexation done on Hydraulic and if they had the outdoor tornado siren coverage. Police Chief Mike McElroy advised they should be covered under the county's sirens. McElroy advised

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people should not rely just on the outdoor sirens. McElroy stated everyone needed to have a weather radio. Crum also asked about certain standards that businesses had to meet with their parking lots as far as being presentable and not causing car damage. Public Works Director Randal Dorner advised that was up to the business.

Councilperson Ken Hampton asked if the Trial Balance and reports that City Clerk/Treasurer Beverly Rodgers gives them could be put on disks. Mayor Bruce Armstrong advised they could. Hampton also asked about the library land acquisition that was approved for two hundred five thousand dollars. Hampton stated he would like to get with the library and get some kind of legal document. Mayor Bruce Armstrong stated he would like to wait until the end and see how much is left.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Kanaga

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

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

The Regular Council Meeting Adjourned at 8:20 p.m.

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga here, Ewert here, Holub here, Pierce here, Wilkerson here, Crum here, Hampton here. There was one vacant chair.

In the absence of Father Tom Wai, Pastor, St. Cecilia Catholic Church, Mayor Bruce Armstrong asked for a moment of silence.

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Under Special Order of Business Mayor Bruce Armstrong presented a Consideration of Council Member Resumes' for Ward II.

Mayor Bruce Armstrong stated they had two resumes. Armstrong stated the first one was Derrick Slocum, who was unable to attend the meeting, and the second one was Lisa Scarrow who was present. Mayor Bruce Armstrong asked Scarrow if she would like to address Council. Scarrow stated she was present if anyone had questions. Councilperson Keith Pierce asked if she had read in Article three, Ordinance Powers, to see what the responsibilities and duties of Council were. Scarrow stated she had not but she had gone through the recent agendas and meeting minutes to see what issues Council had been dealing with recently. Scarrow stated she also read the online newsletter. Armstrong stated the next step would be to turn it over to the City Clerk to conduct a vote from Council to see who becomes seated. Director of Governmental Services Carol Neugent stated previously the names were presented and a visual vote was done by the City Clerk. Armstrong asked all those in favor of Derrick Slocum to raise their hand. Council voted. Armstrong asked all those in favor of Lisa Scarrow to raise their hand. Council again voted. City Clerk/Treasurer Beverly Rodgers announced the results were four to three in favor of Derrick Slocum. Armstrong thanked Scarrow for her interest in the Council and stated if she was interested in other positions they would be glad to have her help. Scarrow stated she was interested in being involved but she didn't know the process. Armstrong stated they would get her some information on some open boards or positions to see if she would be interested.

Mayor Bruce Armstrong presented for approval the Minutes of March 10, 2008.

Motion by Kanaga – Second by Ewert

Mr. Mayor, I move that we approve the minutes of the March 10, 2008 Council meeting as presented.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

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There were no Citizens to be Heard on the Agenda.

There were no Licenses and Bonds on the Agenda.

Mayor Bruce Armstrong presented for approval a KANSAS PRIDE PROGRAM ENTRY GOVERNMENT RESOLUTION.

Mayor Bruce Armstrong stated this was the resolution they ask for every year to make sure the City wants to continue to support the local PRIDE group.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no discussion, I'll go ahead and make a motion that we go ahead and have you sign the Kansas PRIDE Program Entry Government Resolution for our local PRIDE group.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Rob Wilkerson announced on the 26th there would be Panera bread available, there would also be a discussion on generic drugs, and there would be a movie on Friday the 28th at the Senior Center.

Mayor Bruce Armstrong presented the Probation Activity Report for February.

Mayor Bruce Armstrong presented the Court Department Activity Report for February.

Mayor Bruce Armstrong presented a Letter from Todd Tiaht Re: National Arbor Day Foundation's Tree City USA Recognition. Armstrong stated this was seven years for recognizing the Tree City USA. Armstrong stated they would be planting another tree for Arbor Day. Councilperson Steve Crum stated it would be on May 3rd. Crum stated he thought it would be in the Historic District but they would know for sure at the next Tree Board meeting.

Mayor Bruce Armstrong presented a Letter from Mark E. Gerard, Kansas Department of Health and Environment Re: Domestic Sludge Form Review.

Mayor Bruce Armstrong presented the Celebrating 40 Years of Fair Housing Proclamation that he signed.

Under Other Business Mayor Bruce Armstrong presented Tony Madrigal, Madrigal & Welch Re: Insurance Renewal.

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Tony Madrigal stated it had been a pleasure handling the insurance for the City of Haysville and it was their 20th year for handling the City's insurance. Madrigal stated he would answer any question Council had for him. Councilperson Keith Pierce asked why they had the existing Senior Center covered for \$315,000 when the appraised value is \$99,000. Madrigal advised that was the replacement cost. Madrigal stated the replacement cost is the construction cost; what it would cost to rebuild with the cost of construction today. Pierce also questioned the price for the bandstand. Pierce asked if staff or Rod Young from PEC worked with them when they came up with the replacement cost. Madrigal stated they have the square footage and type of construction of all the City's buildings and what they have done is someone from the City gives them a cost of what they paid to build the particular structure. Madrigal stated every year they have an inflation clause that automatically increases that because of construction costs going up every year and usually it is about three percent. Pierce asked if staff agreed with the costs. Mayor Bruce Armstrong stated staff had looked at it and what they are going to do is sit down and going over each and everything that is insured. Pierce stated there were two buildings on Hays street that don't exist anymore. Director of Governmental Services Carol Neugent stated they had spent quite a bit of time going through it and have found several discrepancies, some of which were buildings that had been moved out since it was last done. Neugent stated she had talked to Mr. Madrigal about how quickly they can get the information to him so he can turn it around. Pierce asked if staff agreed with insuring the concrete at the skate park. Neugent stated that was one thing they had discussed. Neugent stated they were thinking about tornados, floods, or an explosion. Neugent stated on some of the things they need to go back and either not insure or reduce the insurance. Pierce asked about the two gazebos that were insured on Main Street; if one of those was the Farm and Art Market structure. Neugent stated that was correct. Neugent stated some of the structures the City had installed and some of the costs are material costs only. Pierce asked what the standard deduction was. Madrigal stated it was one thousand dollar deductible per occurrence. Pierce questioned insuring basketball courts for \$18,000. Neugent stated that was one of the things that she had marked to look at. Neugent stated the ones at the HAC were expensive. Pierce stated he was not questioning the HAC facilities, but the four City parks. Pierce stated he was looking for a comparative value on the Lion's shelter because it was listed at \$145,000 but he couldn't find it on the appraisal website. Neugent stated they were looking at replacement cost, as compared to appraisal. Armstrong asked Public Works Director Randal Dorner what the cost of building the shelters are now. Dorner stated it was about \$80,000. Dorner stated the Lion's Club shelter has a full kitchen and about twice the square footage than the others. Neugent stated the information was provided to Mr. Madrigal from the City and he has applied some inflationary factors over it, but it was information that the City had supplied so any errors come back to the City. Councilperson Steve Crum asked when the new Senior Center and the new Library was built how would that be insured and will it be prorated. Madrigal advised it would be

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prorated. Councilperson Ken Hampton asked since the policy was due April 1st if any changes they make could be put in after that. Madrigal advised they could put them in after that. Hampton asked if some of the things could be self insured. Neugent stated that was one of the discussions they would like to have with Mr. Madrigal because there were some structures that the City owns that if they were totally demolished the City would probably not replace. Hampton suggested more discussion on raising the deductible. Madrigal advised that if the City didn't want to insure a structure and it was partially damaged by a tornado it would be very expensive to have that structure demolished and cleaned up. Crum stated then they wouldn't need to cover it for replacement value; they could just insure it for depreciated value. Madrigal stated that was correct. Madrigal stated in that case they would pay the City actual cash value of the property. Neugent stated the FEMA people who do this for a living were very impressed with the City's insurance. Armstrong stated the premium is dropping by \$21,000 even though they may have some things over insured. Hampton stated that he read in an article that the City of Greensburg City Building was seventy five percent paid for by the Federal Government to rebuild that. Madrigal stated FEMA will come in and help you in that kind of situation but his guess is that they were underinsured. Pierce asked if they had ever solicited any other estimates. Neugent stated they did about three years ago and Madrigal & Welch were the least expensive. Madrigal stated they even take all of the information to the market and see what kind of price they have and from the pricing they have done, nobody else is competitive. Madrigal stated that it matters what kind of coverage the City has. Madrigal advised that someone could come in ten to fifteen thousand dollars cheaper but they would not have the coverage that the City needs.

Motion by Pierce – Second by Crum

I'll make a motion, Mr. Mayor and Council, that we go ahead and approve this insurance contract with Madrigal and Welch.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Director of Governmental Services Carol Neugent stated that once they negotiate what the changes would be, they would put it together and let Council be aware of it.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: In Car Video Systems.

Police Chief Mike McElroy explained they had three vendors ranging in cost from \$32,200 to \$39,360. McElroy advised they took it a step further and added the associated costs for either servers to store the data or DVD's and looked at the labor costs that were involved. McElroy stated after applying all that he felt that

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even though Watch Guard had a higher upfront cost, long term for the project it had a lower cost. Councilperson Steve Crum asked if they were to approve it where were they going to get the extra \$4,428.40. McElroy stated he had that in savings from last year in law enforcement. Councilperson Keith Pierce thanked McElroy for going to the trouble to show the figures.

Motion by Wilkerson – Second by Kanaga

Mr. Mayor, I make a motion that we approve the Watch Guard for \$39,360.00 for the total price being \$43,788.40.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Contract Agreement with Haysville Amateur Softball & Baseball League.

Recreation Director Georgie Carter advised this was the standard agreement they have with the local softball and baseball league that is signed with them every year. Carter stated most of the changes are dates and at the last council meeting the new fees were approved, and they are updated. Carter advised everything that was new was highlighted in red. Councilperson Steve Crum asked if HASBA had any reaction on the price increase. Carter stated she spoke with Pat Lemmons of HASBA and he included it in his budget for the year; that is what he had anticipated and he had already signed it. Councilperson Keith Pierce asked if they always ask for and get a certificate of insurance from the teams. Carter advised they did.

Motion by Hampton – Second by Ewert

Mr. Mayor, I'll make a motion that we approve the contract agreement between the City of Haysville and the Haysville Amateur Softball League for the use of Plagen-Carpenters sports complex for the 2008 summer.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Pool Manual.

Recreation Director Georgie Carter advised it was the 2008 pool manual. Carter advised everything that was changed was highlighted in red. Carter stated there were quite a few things highlighted and a lot of it was rearrangements done within the manual. Carter stated the new policies that were adopted last year were included and the splashpad opening and the rules that she would like to post for the splashpad are included. Councilperson Steve Crum wanted to clarify

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about the splashpad. Crum stated when they had talked about having it open up before and after the pool, Crum stated he didn't think of it as it being the season that the pool is open. Crum stated he thought the splashpad was going to be open and available to anybody that wanted to go in at any time from ten o'clock in the morning to ten o'clock at night. Crum stated the manual reads if you want to go to the splashpad from 1 p.m. to 7 p.m. you have to pay to go into the pool, so it won't be open to the public. Crum stated he also asked her about renting it for a party and if the water was already turned on from 7 p.m. to 10 p.m. why they would charge someone thirty dollars to use something that was already turned on. Crum stated he thought it was a problem because he would like to see it open and available for people with young kids if they weren't interested in using the pool. Crum stated he would like them to be able to use it for free all day. Crum advised the problem was the way the gate system is set up; how do you keep people from entering the pool through it without paying or how do you separate it. Councilperson Pat Ewert asked about the City's liability. Crum stated he didn't believe there was a lot of liability involved. Mayor Bruce Armstrong stated it would fall in the same as the skate park and it would be posted that there was no lifeguard on duty. Armstrong stated during the pool hours from 1 p.m. to 7 p.m. that is where the control problem comes in. Crum stated even if you locked the gate and you had someone say that is what they wanted to use and try to do some type of stamp then you would still have to have someone standing there watching the gate. Armstrong stated that would become costly on labor to do that. Armstrong stated they would have from 10 a.m. until 1 p.m. and then 7 p.m. until 10 p.m. when it would be open free to the public. Armstrong stated it was to be added to the pool; it wasn't supposed to be a separate attraction. Mayor Armstrong said it was to be an attraction with the pool to bring more people to use the pool and have something people could use when they had to shut down early. Crum stated he was hoping that it was going to be available all the time for everybody without a price. Crum stated he understood as far as staffing that it was impossible to do. Councilperson Keith Pierce asked if during the hours it was open, at the same time that the City pool is open, if it was going to be included in the lifeguard rounds. Carter advised during the busiest part of the day, which it typically from 1:00 p.m. to 3:00 p.m. and depending on the day and how many kids are there, they would have someone over there watching it from those times. Pierce stated that he thought it was reasonable before and after the pool hours it is at their own risk; but if someone is paying to get in then it should be included on the rounds. Carter stated what she had originally proposed on the pool was from the opening day, April 26th to the time the pool opens on May 24th, it would be open from 10:00 a.m. to 10:00 p.m.; they would unlock the gates in the morning and then lock them in the evening when it's closed. Carter stated when the pool opens, the outside gates would be closed and it would only be used with the pool; and then once the pool closed the outside gates would be open again and open to the public. Carter stated what was just talked about is different than what was previously talked about. Armstrong asked if what she talked about was the splashpad would not open

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until 1:00 p.m. Carter stated that was correct. Carter stated if they wanted it open earlier they could do that. Armstrong stated he thought it was going to be open free to the public from 10 a.m. to 1 p.m. and then after the pool closed. Crum stated he would much rather see those hours than not having it open. Crum asked if there were any changes that would have to be made in the manual. Carter stated there was; she would need to change one paragraph and then the part under rentals that the splashpad would not be included. Crum asked if this should be tabled until the next meeting. Armstrong asked Carter about the time frame. Carter advised pool sales start April 1st. Armstrong asked Council if there were any other changes that they would like to make. Crum stated the only question he had was on the splashpad. Armstrong stated they could go forward with it.

Motion by Crum – Second by Wilkerson

I'd like to make a motion that we approve the pool manual with changes showing that the splashpad will be open during the off season from April 26th to May 23rd from 10 a.m. to 10 p.m. free to the public and again from August 17th to the third weekend of October from ten to ten, free to the public and then during the pool season it will be open free to the public from 10 a.m. to 1 p.m. and from 7 p.m. to 10 p.m. and then from 1 p.m. to 7 p.m. you will only be able to get to it by purchasing a pool, by paying to go into the pool, and to remove the thirty dollar fee for party rental.

Carter stated she gave the wrong date for the closing because it should be the Sunday before. Carter advised it should be the 10th of August.

Crum amended his motion to say August 10th instead of August 17th.

Councilperson Joe Holub asked why the thirty dollars party rental was being removed. Councilperson Steve Crum stated that he didn't want to charge someone for something that was free. Armstrong stated if you rent it for a party then nobody else could come in. Crum stated he didn't think that should be a choice. Crum stated he didn't want to close it off to the public. Armstrong stated if you have a party you will not be able to use the splashpad because it is going to be locked. Carter advised what was just stated is that the splashpad would be opened up when the pool closes. Carter stated when there is a rental the party would be on the inside of the pool and the splashpad would be on the outside so it would be free and that is why it would be taken off of the rental. Crum stated if someone rented the pool for a party and wanted to go to the splashpad they would have to go around the outside gate because the gate would be locked.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

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Councilperson Keith Pierce asked if they could take a four minute recess.

Motion by Pierce – Second by Crum

Council, I make a motion that we take a four minute recess.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Council went to recess at 7:51 p.m.

Council returned from recess at 7:55 p.m.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: Purchase of 2008 Blazer.

Public Works Director Randal Dorner stated they had a Blazer replacement in last year's budget and the cash flow wasn't very good due to a wet season. Dorner stated at the end of the year they allocated the money for that Blazer and put it into the equipment reserve account. Dorner stated at the beginning of the year they started looking for a Blazer. Dorner stated they found one that was double ordered. Dorner stated it was ordered in November of last year and has last year's price on it. Dorner stated he went ahead and looked at what it would cost now if he was bidding a Blazer. Dorner stated at today's prices, using the fleet and municipal discount, the Blazer from Don Hattan would cost \$22,392. Dorner stated he also called the Chevy dealer in Mulvane and they gave about the same information. Dorner stated the sticker price on the Blazer is \$28,000.00 at November's prices and it was \$29,500 at today's prices. Dorner stated it was a fleet Blazer. Dorner stated he was asking for authorization to purchase the second hand fleet Blazer. Dorner stated he was notified by the dealer that American Axle Company went on strike and Blazers along with several other models of cars were delayed in delivery throughout the year. Dorner stated if they ordered one now it wouldn't be delivered until the end of the year, or beginning of next year if the strike ends. Dorner stated the City of Wichita is the one who originally ordered one Blazer and received two. Dorner stated they had signed all of the paperwork so that the dealer could sell it to the City of Haysville. Dorner stated they called and if it is not purchased by the City of Haysville, the City of Wichita would go ahead and take it. Councilperson Steve Crum asked if he was comparing like vehicles to check gas mileage and things like that with gas prices the way they are. Dorner stated they have. Dorner stated they looked at several vehicles and gas mileage wise they are all in the same range. Dorner stated this one would get 22 MPG on the highway and 16 MPG in town. Dorner stated they usually hit that or exceed it in their vehicles now. Dorner stated they had ordered a Colorado pickup that is for the Water Department and the gas mileage is what they had looked at for that department. Councilperson Keith Pierce asked if he hadn't found this deal, when was he going to start looking for

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one. Dorner stated he had already started looking for one and when this happened, it saved him some time and money. Pierce stated a couple of weeks ago Dorner asked for and received an additional thirty thousand dollars for the sand and salt building and that night he thought the money was going to come from Water, Sewer, and perhaps Streets. Pierce stated they now realized that he didn't have to get any from Streets, but he did have to get into the Water and Sewer fund to pick up the unexpected money. Pierce asked if this money could be used to fill back in what they had taken. Dorner stated the money is already in an equipment replacement fund and it has to be used as an equipment replacement. Dorner stated it was actually last year's money. Pierce asked if it had to be used for equipment. Mayor Bruce Armstrong stated it was in the equipment reserve from last year. Councilperson Joe Holub asked what it was to be used for. Dorner stated it would be the Public Works Director's vehicle. Dorner stated his Blazer would go to the Assistant Director and the Inspector would receive a Blazer, which she doesn't have right now. Holub asked if one was going to be discarded. Dorner stated it would fill a hole where one is needed. Dorner stated they had been swapping vehicles to accommodate the inspector. Councilperson Ken Hampton stated part of the equipment reserve account would be used to replace the Cat and a few other items that were discussed at utility meetings. Hampton stated he was concerned about the equipment reserve account and maybe they should be saving for different items. Dorner stated he puts some money every year in there for that; not only that equipment, but tractors and mowers. Hampton asked if he knew how much was in the account. Dorner stated well over \$100,000. Hampton asked if that was his portion or combined. Dorner stated he was over \$100,000. Hampton asked what the replacement on the Cat was. Dorner stated it depended on the trade in value; it would be about \$100,000 to \$115,000. Councilperson Steve Crum asked if the inspector had to share vehicles. Dorner stated she was. Crum asked if they were saving about ten percent. Dorner stated that was correct. Dorner stated if they looked into the used market with 50,000 miles on it and no discount it would cost about \$18,000 to \$22,000. Hampton asked if they wanted to vote this in, it wouldn't be available until 2009. Dorner stated they would be able to pick this one up immediately, but to order one would take over six to nine months to get it. Holub asked if they didn't get the Blazer would it go to the City of Wichita? Dorner stated that was correct.

Motion by Crum – Second by Wilkerson

If there was no more discussion, I was going to go ahead and make a motion to allow Randy to purchase the Blazer for Public Works from Don Hattan Chevrolet at a price of \$19,927.00

Kanaga yea, Ewert yea, Holub yea, Pierce nay, Wilkerson yea, Crum yea, Hampton nay.

Motion declared carried.

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Mayor Bruce Armstrong presented a Consideration of Change Order No. Two – Timber Creek Addition Storm Water Drain Improvements.

Rod Young of PEC stated this was the Timber Creek Addition on South Main and this item is on the interior portion of the pond. Young stated their plans state the contractor is required to put up silt fences, berms, and erosion control mat. Young stated the number and location was up to him based on how he wants to do the temporary control. Young stated that any of that is subsidiary to the project which means you build in a price with other items. Young stated he met with the contractor and his sub, staff, and the Mayor and what happened was they got a four inch rain in ninety minutes and a lot of erosion occurred. Young stated he wanted to know if he could get paid for the mat so it wouldn't happen again. Young stated PEC felt like this was covered under the contract but he did want to present it. Mayor Bruce Armstrong asked if the recommendation of Public Works and PEC is that this was in the contract originally and was not needed for a change order. Councilperson Steven Crum asked if it was up to the developer on how the specials will be distributed. Armstrong stated the petition would show that. Young stated they would be spread under the project number for the original petitions. Crum asked if they chose not to approve the change order, if they had to vote on it. Armstrong stated they needed to vote on it.

Motion by Crum – Second by Hampton

If there's no more discussion, I'd like to make a motion that we go ahead and not approve the change order for \$2,734.70 because it's already covered in the contract.

Councilperson Ken Hampton asked if Young was stating the amount was covered in the contract. Mayor Bruce Armstrong stated it wasn't, he said the original work was covered in the contract and this was over and above the original work and it should have been in the original contract.

Kanaga nay, Ewert yea, Holub yea, Pierce nay, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Petition of Water Distribution Line Re: Phase 1 River Forest 2nd Addition.

Mayor Bruce Armstrong asked if Council had any questions. Armstrong stated it was on the other side of the underpass. Rod Young of PEC stated they were standard petitions and Don Merton was the developer. Young stated PEC and staff had worked with them on this particular project to keep the specials down. Councilperson Ken Hampton asked if they needed to be done one at a time. Armstrong stated they did.

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Motion by Hampton – Second by Pierce

I'll go ahead and make a motion, if there's no other questions, that we approve a petition of Water Distribution Line for Phase 1 of the River Forest 2nd Addition.

Councilperson Steve Crum stated it said it was going to be spread over 1/45th so there should be 45 lots there. Councilperson Ken Hampton stated there was.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Petition of Water Distribution Line Re: Phase 2 River Forest 2nd Addition.

Motion by Hampton – Second by Pierce

Mr. Mayor, if there's no discussion on this, I'll go ahead and make a motion that we pass a petition of Water Distribution Line for Phase 2 of River Forest 2nd Addition.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Petition of Sanitary Sewer Re: Phase 1 River Forest 2nd Addition.

Motion by Crum – Second by Pierce

Mr. Mayor, I'll go ahead and make a motion that we approve the Sanitary Sewer petition for Phase 1 of River Forest 2nd Addition.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Petition of Sanitary Sewer Re: Phase 2 River Forest 2nd Addition.

Motion by Crum – Second by Wilkerson

Mr. Mayor, I'll go ahead and make a motion that we approve the petition of Sanitary Sewer for Phase 2 of River Forest 2nd Addition.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Petition Paving and Incidental Drainage Re: Phase 1 River Forest 2nd Addition.

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Councilperson Ken Hampton asked about the 3.6% to be paid by the City for this one. Mayor Bruce Armstrong stated the developer pays for what he is developing and several years ago the City did not get the developer of Pear Tree, who did those entrances, to pay for those, so this developer is doing what the City's policy requires now to pay for his development. Councilperson asked what was meant by entrances. Armstrong stated the one off of Delos and the one off of Kay. Rod Young stated it was just to the plat boundary; so many feet of street leading into the development. Armstrong stated it was actually inside the boundaries of what Pear Tree should have been. Hampton asked if they were going to pay the percentage up front or spread it out over twenty years. Armstrong stated it depended on how much funds they had, but recommended paying them up front. Councilperson Joe Holub asked how soon they intended on getting started. Young stated they were anxious to get started.

Motion by Pierce – Second by Wilkerson

If there are no more questions, Mr. Mayor and Council, I'll make a motion that we approve this Petition of Paving and Incidental Drainage regarding Phase 1, River Forest 2nd Addition.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Petition of Paving and Incidental Drainage Re: Phase 2 River Forest 2nd Addition.

Motion by Pierce – Second by Crum

Mr. Mayor, if there are no questions, I make a motion that we approve this Petition of Paving and Incidental Drainage regarding Phase 2 River Forest 2nd Addition.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Storm Water Drain Improvements Re: River Forest 2nd Addition.

Motion by Pierce – Second by Wilkerson

Mr. Mayor, if there are no further questions, I move that we approve this Petition of Storm Water Drain Improvements regarding River Forest 2nd Addition.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There was no Old Business on the Agenda.

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Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers presented the Activity Report for February. Director of Governmental Services Carol Neugent presented the Activity Report for February.

Police Chief Mike McElroy introduced visiting officer Lieutenant Jeff Whitfield. Councilperson Ken Hampton asked if they had started on a policy on the in car cameras. McElroy advised they would look at the County's and other Communities policy and procedure manuals and create their own. Hampton asked if that was something Council would approve or if that was in house. Mayor Bruce Armstrong stated those were internal operations.

Public Works Director Randal Dorner gave updates on Council Action Requests. Dorner stated they filed a complaint on 310 Turkle. Dorner stated they had most things cleaned up but they didn't meet the deadline. Dorner stated 214 Western cleaned up quite a bit but there were still some things that didn't get completed; therefore, a complaint was filed. Dorner advised that 813 Karla had been through court and they would be abating the property. Dorner stated the information will go back to court. Dorner advised that Cornejo & Sons was the low bidder for the widening of East Grand at one million one hundred ninety five thousand two hundred and fifteen dollars and sixty five cents. Dorner stated APAC of Kansas was the second bidder but was over the cap that was put on the project. Councilperson Ken Hampton asked what the City's twenty percent cost would be on the project. Dorner stated it was two hundred thirty nine thousand dollars. Hampton stated he thought it was around the one hundred seventy thousand dollar range. Director of Governmental Services Carol Neugent stated that sounded correct in the very beginning. Dorner stated at the initial start of it several years ago it was an eight hundred thousand dollar project. Dorner stated once engineering got done and KDOT added requirements, they had estimates up to 1.2 million. Armstrong stated they did have the funds in the highway reserve so they won't have to do any bonding. Councilperson Rob Wilkerson asked about regulations as far as parking in the street. Wilkerson stated there were semi trailers parking there again. Dorner stated if they are parked in the yard they take care of them, otherwise it goes to police. Police Chief Mike McElroy stated to give him the location and he would take care of it. Councilperson Pat Ewert asked how long someone can keep a dumpster parked in the driveway. Dorner stated if someone is doing a remodel it is the length of the permit. Ewert asked how long the length of the permit was. Dorner stated a person has two years to complete the permit.

Recreation Director Georgie Carter announced that Friday was the Grand Re-Opening of the Activity Center at 7:30 a.m. and refreshments would be served. Carter stated there would be several give-aways that day and they would be running a special on six month memberships on that day only. Carter invited

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everyone to attend. Carter stated Belly Dancing and Zumba would be starting again on Mondays and Wednesdays and to call the Activity Center if anyone was interested. Carter advised that on April 1st summer registration begins. Carter stated that summer elements, which is a summer camp for kids, pool passes, swimming lessons, and pool party rentals would begin on that day. Councilperson Steve Crum asked if the Haysville Activity Center was free on the Friday of the grand re-opening. Carter stated it was; they were open from 5:30 a.m. to 7:00 p.m.

Under Appointments Mayor Bruce Armstrong presented Kelly Kennedy, 1216 W. 4th, Re: Library Board (Re-appointment).

Motion by Crum – Second by Pierce

Mr. Mayor, I'll make a motion that we go ahead and allow you to appoint Kelly Kennedy to the Library Board re-appointment.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented Ken Reavis, 711 Chelsea, Re: Library Board.

Motion by Crum – Second by Ewert

Mr. Mayor, I make a motion that we go ahead and allow you to appoint Ken Reavis, 711 Chelsea, to the Library Board.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard. There were none.

There was no Executive Session on the Agenda.

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

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, if there's no questions or corrections, I move that we pay the bills for the last half of March.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Card from Wanda Bailey and Family.

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Mayor Bruce Armstrong presented a Thank You Card from Janie Cox and Family.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Keith Pierce asked when the entrance to the public dump site would be opening. Public Works Director Randal Dorner advised it would be in April. Pierce also asked about the Council Action Request on the ditch from Sarah Lane to Grand. Dorner stated most of it had been removed. Pierce stated the reason he voted no on the new vehicle for Public Works was at the utility meetings Dorner had talked about a lot of new tools that he needs and Pierce thought they could have spent less money and considered a used vehicle.

Councilperson Steve Crum stated that he had received an e-mail about some grants available for vests and wanted to know if the police was looking into trying to get a grant for some. Police Chief Mike McElroy stated they have vests on order already. Crum asked if they could get grants on the ones that were ordered. McElroy stated he could check into it. Crum asked about when the potholes were going to get filled. Dorner stated they do them on Fridays.

Councilperson Ken Hampton asked about some CD's that were not posted on the trial balance. Mayor Bruce Armstrong stated they sent out for bids and the rates they received back were less than what they could get in the money fund. Hampton reminded everyone about the financial meeting scheduled for the following Monday.

Mayor Bruce Armstrong stated there was the workshop on March 31, 2008 and if there was anything they wanted to see, to make sure and let them know so they could make sure they bring all of the information to cover what they want to see. Armstrong stated there was a packet of information put together.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Ewert

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

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

The Regular Council Meeting Adjourned at 8:42 p.m.

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga here, Ewert here, Slocum here, Holub here, Pierce here, Wilkerson here, Crum here, Hampton here.

Invocation was given by Dr. George Lespagnard, First Christian Church.

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Under Special Order of Business Mayor Bruce Armstrong presented Police Department Promotions.

Mayor Bruce Armstrong stated two individuals would be moving into Lieutenant positions and three individuals would be moving into Sergeant positions. Armstrong stated the officers had to do testing to make sure they had the experience to move into the positions. Armstrong stated the Sergeants had to go through the testing and oral boards, which were made up of citizens and Council, before they were promoted. Armstrong stated the Lieutenant rank is a position between Police Sergeant and Police Captain. Armstrong stated the rank is responsible for the operations of a section within the Police Department. Armstrong stated the first promotion is Sergeant Robert Crites. Armstrong stated Crites is a graduate of Western University and began his law enforcement career with the Haysville Police Department in December of 1996. Armstrong stated while at the Police Department he has served as a Police Officer, Master Police Officer, Field Training Officer, Investigator, and Sergeant. Armstrong stated Sergeant Kevin Sexton was also being promoted. Armstrong stated Sexton began his career with the Sedgwick County Sheriff's Department in February 1996. Armstrong stated he became employed with the Haysville Police Department in February 1999. Armstrong stated while at the Haysville Police Department Sexton has served as Police Officer, School Resource Officer, DARE Officer, Master Police Officer, Field Training Officer, and Sergeant in Investigations. Armstrong stated these officers have had a lot of experience. Mayor Bruce Armstrong presented them with their badges. Mayor Bruce Armstrong stated there were three officers moving into the Sergeant positions. Armstrong stated the Sergeant Rank is positioned between Master Police Officer and Police Lieutenant. Armstrong stated they are responsible for the operation of shift within the patrol section. Armstrong stated the first one was Master Police Officer Jason Whipple, who is a graduate of Cowley County Community College. Armstrong stated he began his career with the Towanda Police Department in 1996. Armstrong stated Officer Whipple has served with the following departments: Towanda Police Department, Sedgwick County Sheriff's Department, and the Haysville Police Department. Armstrong stated Whipple became employed with the Haysville Police Department in January 1999.

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Armstrong stated while employed in Haysville he has been a Police Officer, Master Police Officer, Range Master, Field Training Officer, and Task Force Agent. Armstrong stated the second officer being promoted is Master Police Officer Rene LaMarche. Armstrong stated LaMarche began his law enforcement career with the Sedgwick County Sheriff's Department in 1998. Armstrong stated LaMarche has served with the Sedgwick County Sheriff's Department and the Haysville Police Department. Armstrong stated he became employed in Haysville in March 1999. Armstrong stated while employed in Haysville LaMarche has served as Police Officer, Master Police Officer, Field Training Officer, Court Officer, and Investigator. Armstrong stated the third officer to be promoted is Master Police Officer Brian Daily. Armstrong stated Daily began his career with the United States Air Force in 1999. Armstrong stated Officer Daily has served with the following Departments: Tonganoxie Police Department, Galena Police Department, and Haysville Police Department. Armstrong stated he became employed in Haysville in January 2006. Armstrong stated, while with the department, Daily has served as Police Officer, Master Police Officer, Field Training Officer, Warrant Officer, and Range Master. Armstrong presented them with their badges.

Mayor Bruce Armstrong presented William F. Youngers with a plaque of recognition for his time as a City Councilmember.

Sedgwick County Commissioner Tim Norton gave updates on various projects that he has been working on. Norton stated that the Cowskin clean up has gone from the Sumner County line past 87th Street and they are moving towards 79th. Norton stated this has made a huge difference in the water flow and the safety of the creek. Norton stated he anticipated they would be to the Haysville city limits sometime late summer and they would need to work on an agreement with the City where they can move forward and help out. Norton stated they were slowed down a little bit because they received a resolution from the Kansas Department of Wildlife and Parks that they could proceed into that area but someone stated that was the habitat for the spotted skunk, so they had to slow down and make sure they didn't destroy the habitat. Norton stated they were moving forward with the solid waste plan and they have to do an update every five years. Norton stated the County was going to have a discussion about it. Norton stated some of the topics would be lawn and leaf ban, curbside recycling, pay as you throw system, and trash franchising. Norton stated the next issue was smoking bans. Norton stated the City of Wichita had been dealing with this. Norton stated a smoking ban is something the County as the board of health could mandate and then each city can opt out of the ban. Norton stated it didn't make sense to mandate a larger ban and then have cities opt out. Norton stated the Meridian project design work is being done and they are starting to work on the right of way. Norton stated they were hoping to bid it late summer and start work late summer and complete it in 2009. Norton stated he had been working on drainage

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on the south side and there are some problematic areas where there is ground water problems and storm water run off problems. Norton stated they will continue to work on drainage on the south side. Norton stated he had been working on arena parking. Norton advised he had a meeting with the City and they will start defining some places where they can put some surface parking lots. Norton stated he has also been working on the homeless task force. Norton stated they have moved from studying it to a recommendation and it is in the County Manager's hands. Norton stated he was working on a health access project. Norton stated he came to the conclusion that there is no reason for sixty thousand people in our community to not have health insurance. Norton stated they are getting close to having recommendations that will not cost a lot of money. Norton stated April is "Insure the Uninsured Month" so they will be having some outreaches to kick that off. Norton stated they are moving ahead on the tech training center. Norton advised they had received bids and groundbreaking was done on the first phase. Norton stated he went to the announcement of the Cessna Thousand Job Movement and one of the things that Jack Felton outlined as a reason for them to stay here and build their new facility was tech training. Norton stated they knew they were going to have a thousand people upwards to maybe two thousand over the course and they needed to be highly skilled and trained. Councilperson Joe Holub stated he went down and looked at the arena construction and it appeared to him that the County and the City are going to have to condemn some more buildings for surface parking. Norton stated he didn't know if they would have to condemn but they have been in conversation with land owners, property owners, and developers of some the old buildings and he thinks that free market arm lengths transaction will get some of that without condemning it. Norton advised there was some land there with buildings on it that the City of Wichita already owns. Councilperson Ken Hampton stated that when Norton was at the Council meeting on December 10th, he had mentioned that they were going to try to get another \$25,000 for the Senior Center and bring back a contract for them to sign; they had received the first one but not the second one. Norton stated the County authorized that on December 12th so the second phase was done. Norton stated he thinks it had slipped through the cracks. Norton stated he thinks they just need a letter from Haysville requesting the money, but the money is sitting there. Norton stated he would follow up with that. Hampton stated Norton had mentioned that the arena money was drawing interest in an account and Norton had mentioned there was no law saying that the money had to be spent on the arena. Hampton asked if Norton could push for an ordinance to make sure the money is spent on the arena. Norton stated they had a conversation with their finance people, the County Manager, and a couple of commissioners but they haven't brought it up in open session. Hampton stated Norton had mentioned there is a problem with the chronic homeless and Norton also mentioned each homeless person was using the resources from the County; between thirty to forty thousand per year. Hampton questioned why it cost so much for the homeless. Norton replied by stating you have to look at it different

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ways. Norton stated the homeless are in and out of jail for sixty dollars per day, in mental health services, they use the homeless services, and housing services and it all adds up. Hampton asked about WATC and USD 259 adult education; when USD 259 quit funding it the County picked up the funding for less money and all Hampton stated he saw was a reduction in staff. Norton stated they did run a few less classes but they have brought that back up. Hampton asked if the participants had any cost. Norton advised the State system mandates that it is free. Councilperson Steve Crum asked about the overcrowding in the jail and the County was talking about starting some new programs to thin some of that out. Crum asked how many of those were up and going and if they had noticed a decrease in the jail population. Norton stated they took some of the money they garnered from the tax increase and put it into three programs. Norton stated they expanded the work release program, expanded the day reporting program, and they came up with a program called Scope, which is an offender reassessment program. Crum also asked about the corner of Seneca and Grand; if Norton knew where they were at with doing anything else to finish it up. Norton stated he is raising money. Councilperson Rob Wilkerson stated Norton had mentioned "pay as you throw" and he had done some research on that. Wilkerson asked if Norton knew how many communities were using it. Norton stated he couldn't name any, but there are plenty of them around the United States.

Mayor Bruce Armstrong presented for approval the Minutes of March 24, 2008.

Councilperson Keith Pierce requested a correction on page fifteen where he was explaining why he did not support the new vehicle for public works. Pierce stated the minutes stated he was talking about a lot of new tools that he needed. Pierce stated what he had said was the Utility Committee had discussed various equipment that Public Works had that were in need of repair and one needed replaced. Pierce asked if that could be listened to again and worded a little closer to what he had said.

Motion by Pierce – Second by Crum

I move that with the exception of the correction that we approve the minutes as presented.

Kanaga yea, Ewert yea, Slocum abstain, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There were no Citizens to be Heard on the agenda.

There were no Licenses and Bonds on the agenda.

Mayor Bruce Armstrong presented A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS

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IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (WATER LINE IMPROVEMENTS-PHASE 1/RIVER FOREST 2ND ADDITION).

Director of Governmental Services Carol Neugent advised that Mr. Bouilly was available for questions. Mayor Bruce Armstrong advised these resolutions go along with the petitions that were passed at the last meeting. Councilperson Ken Hampton asked about the difference of the specials between Phase 1 and Phase 2. Rod Young of PEC advised it was based on the benefiting area.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we approve this resolution for the water line improvements of Phase 1 River Forest 2nd addition.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (WATER LINE IMPROVEMENTS-PHASE2/RIVER FOREST 2ND ADDITION).

Motion by Crum – Second by Hampton

Mr. Mayor, I'll make a motion that we approve the resolution for the water line improvements of Phase 2 River Forest 2nd Addition.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (SANITARY SEWER IMPROVEMENTS-PHASE 1/RIVER FOREST 2ND ADDITION).

Motion by Crum – Second by Hampton

Mr. Mayor, I'll make a motion that we approve the resolution for the sanitary sewer improvements of Phase 1 River Forest 2nd Addition.

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Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (SANITARY SEWER IMPROVEMENTS-PHASE 2/RIVER FOREST 2ND ADDITION).

Motion by Crum – Second by Hampton

Mr. Mayor, I'll make a motion that we approve the resolution for sanitary sewer improvements of Phase 2 River Forest 2nd Addition.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING & DRAINAGE IMPROVEMENTS-PHASE 1/RIVER FOREST 2ND ADDITION).

Motion by Crum – Second by Hampton

Mr. Mayor, I make a motion that we approve the resolution for paving and drainage improvements to Phase 1 River Forest 2nd Addition.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING & DRAINAGE IMPROVEMENTS-PHASE 2/RIVER FOREST 2ND ADDITION).

Motion by Crum – Second by Wilkerson

Mr. Mayor, I'll go ahead and make a motion that we approve the resolution for paving and drainage improvements of Phase 2 River Forest 2nd Addition.

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Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (STORM WATER DRAIN IMPROVEMENTS/RIVER FOREST 2ND ADDITION).

Motion by Crum – Second by Hampton

Mr. Mayor, I make a motion that we pass the resolution for storm water drainage improvements of River Forest 2nd Addition.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared Carried.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Ken Hampton reminded everyone about the town hall meeting Tuesday at 7:00 p.m. at the HAC.

Councilperson Steve Crum announced on Tuesday evenings from 4 p.m. to 8 p.m. beginning May 13th through September 23rd they will be having the Haysville Hometown Market. Crum invited everyone on May 10th from 10 a.m. to 2 p.m. to Springnigans in the Historic District. Crum stated the Wire House Art Gallery will begin on April 19th from 10 a.m. to 1 p.m. Crum announced this is National Library Week and invited everyone to go to the library.

Councilperson Rob Wilkerson announced the seniors could see Kim or Sherry for adult CPR classes. Wilkerson thanked the Senior Center Assistant and the Senior Advisory Board President Glenn Crum for the mystery lunch that was a great success. Wilkerson stated every Tuesday and Thursday the Senior Center had Dandy Bandies and every Wednesday was Panera Bread, Silver Foxes, and this Wednesday they were having blood pressure checks with the Fire Department.

Community Development Director Larry Powell reminded everyone about the town hall meeting and stated they would be handing out a survey for retail services and products to Haysville. Powell stated this was an effort on the Economic Development Board to try and ascertain from the citizens what type of retail services and product lines and additional businesses they would like to recruit or add to an existing business. Powell announced that Saturday April 19th

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was the Community Expo at the HAC with a series of events going on at that time and encouraged everyone to attend. Powell stated the Expo opens at 9 a.m. and ends at 3 p.m.

Mayor Bruce Armstrong presented the Sedgwick County Fire Department Station #34 Activity Report for December 2007 and First Quarter 2008.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: Teri Sanders – New Hire.

Mayor Bruce Armstrong presented a Memorandum from Municipal Court Judge Greg Keith Re: Stacy Hamman – Resignation.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: Bruce Loper – New Hire.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: Mileage Rate.

Mayor Bruce Armstrong presented a Letter from Keith Hill, Tree Board Secretary, Re: Arbor Day Tree Planting. Councilperson Steve Crum advised this would be on May 3rd at 9 a.m. in the Historic District. Crum stated they were going to have a plaque in memory of Claire Shipe who was a long time Haysville volunteer.

Under Other Business Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: Colt Stadium Pedestrian Foot Bridge.

Public Works Director Randal Dorner stated they were ready to order the bridge and just needed approval. Mayor Bruce Armstrong asked if he was estimating the City's part would be ten thousand dollars, for which he was asking approval. Councilperson Keith Pierce asked how Dorner came up with that figure. Dorner stated he calculated how much concrete it would take and went off of some estimates. Pierce asked how much Dorner was figuring for sod. Dorner stated he thought it was about fifteen hundred dollars. Pierce stated that he had asked repeatedly for worksheets. Pierce stated when staff says it will cost "X" amount of dollars, it would be nice if they would have a line item bid. Armstrong advised Dorner had made an estimate but it was a not to exceed bid. Dorner stated he had not bid anything out because he didn't have anything to show them because engineering isn't done and they can't do engineering until the bridge is ordered. Dorner stated the school has agreed to pay for the bridge and if this is approved and City has approved their portion then the order goes in for the bridge. Then in two weeks you get the reactions to give to the engineers to get the steel layout. Councilperson Ken Hampton asked why they didn't get three bids on this item. Dorner stated this bridge matches the other bridge and it is what the school had asked for and the school is paying for the bridge. Councilperson Steve Crum

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asked when this is all said and done who is responsible for the upkeep on the bridge. Dorner stated one thing they had looked at was down below there is drainage that goes up to the abutment and that is one of the reasons they tried to make it as wide as possible so they wouldn't have any erosion around it. Dorner stated it is a weathered seal so there is no painting required and the deck is concrete. Councilperson Joe Holub asked what would happen with the old bridge. Dorner stated our machine will pick it up and set the new one in place. Armstrong stated the bridge wasn't paid for by the City or the School and he didn't know what there was to salvage, but someone would get it. Dorner stated it would go in the metal dumpster if nobody wants it. Hampton asked what fund this would come from. Armstrong stated they hadn't talked about it, but the only place he thought it would come from was the capital improvements dollars. Councilperson Keith Pierce asked when Dorner received the bids if they would come back to Council. Dorner stated it would just be a bid on the concrete and the footings. Armstrong stated he saw no reason for it to come back to Council.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we allow Randy the improvements around the bridge that the school district is paying for over by Colt Stadium not to exceed ten thousand dollars.

Councilperson Ken Hampton asked if they would also have to approve Contech Bridge Solutions for the sixteen thousand four hundred eighty nine dollars or do they take it. Mayor Bruce Armstrong stated the school pays for that.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented an Authorization for the Mayor to Sign Community Acknowledgement for PAL Report & Extension Request.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no discussion, I'll go ahead and make a motion that we go ahead and authorize you to sign the Community Acknowledgement for the PAL reporting agreement.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Contract for Federal-Aid Road Construction Engineering by City.

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Councilperson Joe Holub asked what this was for. Mayor Bruce Armstrong stated it was for the East Grand widening. Councilperson Ken Hampton asked if he just needed approval to sign a contract with KDOT for this project. Mayor Bruce Armstrong stated that was correct.

Motion by Hampton – Second by Crum

I'll make a motion that we allow the Mayor to enter into a contract with KDOT for project number 87 N-0368-01.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Petition of Paving and Incidental Drainage.

Mayor Bruce Armstrong stated this was one that Council had approved and agreed the City would pay up to 20% of the improving of that street. Armstrong stated they were asking for an alternative on concrete. Armstrong stated he didn't know that the City agreed they would go that far.

Councilperson Ken Hampton asked if they were also approving the engineering that goes along with it. Mayor Bruce Armstrong stated engineering was one of the next items. Councilperson Mike Kanaga asked if Saint Marks Presbyterian Church was involved in this. Mayor Bruce Armstrong stated they weren't, as there was no spread on them at this time.

Motion by Hampton – Second by Wilkerson

I'll make a motion that we approve the paving and incidental drainage petition 80/20 split between the School and the City of Haysville.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Petition of Parking Lot Paving.

Mayor Bruce Armstrong stated since the school is approving that street they know they need to do additional parking and they are going to do it with special assessments.

Motion by Hampton – Second by Wilkerson

Mr. Mayor, if there's no other discussion, I'll make a motion that we approve the petition for parking lot paving for the school.

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Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Contract for Engineering Services – Mimosa Street; Parking Lot.

Rod Young of PEC stated this was the contract they had talked about. Young stated this was not just Mimosa Street, it goes south of Grand about 525 feet and also includes the parking lot the school wants them to design to include retaining walls and lighting. Young stated it was a basic contract. Young stated he wanted to point out the schedule; it's 45 days, a very fast schedule and they will try their best to hit that. Councilperson Ken Hampton stated it looked to him as if the City is responsible for the entire bill for the engineering for both the road and the parking. Mayor Bruce Armstrong stated the contract is being presented to them because they have to have the engineering part come through them. Armstrong stated the motion could be that it is paid by the school district for the engineering. Director of Governmental Services Carol Neugent stated they were handling this the same way they would handle any internal improvement with the development that engineering contract costs have been included in their petition.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we go into a contract with PEC in regard to the Mimosa Street and parking lot.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Contract for Engineering Services – River Forest 2nd Improvements.

Rod Young of PEC stated this was a standard contract.

Motion by Hampton – Second by Crum

Mr. Mayor, I'll make a motion that we enter into a contract with PEC for engineering services for River Forest 2nd Addition.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Old Business Mayor Bruce Armstrong presented a Consideration of Historic District Regulations as Revised.

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Director of Governmental Services Carol Neugent advised there was one thing they need to change. Neugent stated on page 3 where it talks about the preservation plan, it refers to a landmarks commission and that should be the Haysville Historic Committee. Neugent stated they could incorporate that change into any motion to adopt them.

Motion by Pierce – Second by Slocum

Let's go ahead and approve this as written, contingent upon the correction Carol noted being done to the paragraph with regards to preservation planning.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Department Reports.

Director of Governmental Services Carol Neugent stated Sean had produced a new informational PSA that would be run on Channel 7 and would like Council to see it.

Police Chief Mike McElroy introduced visiting officer Sergeant Rene LaMarche. McElroy advised the video cameras had arrived and one was installed. McElroy stated he had two officers scheduled for training in Texas in early to mid part of May. McElroy stated he had another officer that was scheduled to start on the 28th. Councilperson Steve Crum asked they were utilizing the speed limit trailer. McElroy stated they had a schedule to put it out but he didn't know if it had been out everyday. McElroy said he would check on it.

Public Works Director Randal Dorner presented the Activity Report for March. Dorner gave an update on a Council action request. Dorner stated the drinking fountain is ready to be put in the ground at the volleyball court. Dorner showed pictures of the progress of the Senior Center.

Recreation Director Georgie Carter presented the Activity Report for March. Carter announced the Wire house grand opening and ribbon cutting was at 10 a.m. on Saturday. Carter stated Campus High School would be the first exhibitors; their show would run for a month and they hope to have a new show every month. Carter stated the hours would be on Tuesday's from 4 p.m. to 8 p.m. Carter stated the Splashpad grand opening was Saturday April 26th at 1 p.m. Councilperson Ken Hampton stated he attended a soccer game and there was no referee. Hampton stated some of the other games appeared to have two referees. Hampton stated that games had been canceled and some people didn't even know the games had been canceled. Carter advised the games had been canceled because of the wind chill factor and they had contacted the coaches and the coaches are responsible for contacting parents. Carter stated the four to

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six year olds are set up more as a learning environment where the coaches go onto the fields and that is why there are no officials on those fields.

Under Appointments Mayor Bruce Armstrong asked to add Steve Crum to the agenda to be appointed as Chairman of Park Board.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we add Item “C” to Item 8 Appointments, Steve Crum, Chairman of Park Board.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum abstain, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented Bill Youngers, 720 Hemphill, Re: Board of Trustees, Haysville Community Library.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we permit the appointment of Bill Youngers to the Haysville Community Library Board of Trustees.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented Robert Mader, 162 Ranger, Re: Tree Board.

Motion by Crum – Second by Hampton

I'd go ahead and like to make an appointment, make a motion that we allow the Mayor to appoint Robert Mader of 162 Ranger to a year term on Tree Board.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented Steve Crum Re: Chairman of Park Board.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we permit the appointment of Steve Crum to Chairman of Park Board.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum abstain, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard. There were none.

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Mayor Bruce Armstrong presented for approval Executive Session Attorney/Client Privilege, Land Acquisition – 20 Minutes.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we adjourn into executive session for Attorney/Client privileges regarding land acquisition for a period of twenty minutes; attendees to include Council, Mayor, City Attorney, Director of Governmental Services, and Director of Public Works.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Council went into executive session at 8:30 p.m.

Council returned from executive session at 8:51 p.m. Mayor Bruce Armstrong announced there was no binding action taken during the executive session.

Mayor Bruce Armstrong asked for a motion to add Item 11 B the payment of \$39,500.00 for the condemnation proceedings.

Motion by Pierce – Second by Slocum

Mr. Mayor and Council, I make motion that we add an item number eleven “B” for the purpose of approving or disapproving payment of \$39,500 to resolve the Curless condemnation issue.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the First Half of April.

Councilperson Ken Hampton had some questions on the Bills to be Paid.

Motion by Hampton – Second by Kanaga

I’ll make a motion that we pay the bills for the first half of April.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented the payment of \$39,500 for the condemnation proceeding for the Curless property.

Motion by Pierce – Second by Wilkerson

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Mr. Mayor and Council, I move that we move forward and approve payment, \$39,500, to resolve this issue.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Card from Jody and the Leadership Class.

Mayor Bruce Armstrong presented a Thank You Card from David Schmeidler and the Leadership Class.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Mike Kanaga asked if just grass clippings could be dumped by the wastewater plant. Public Works Director Randal Dorner stated they could take shredded paper.

Councilperson Joe Holub asked what was going to happen to that pile of grass and shredded paper. Public Works Director Randal Dorner stated they used it in the parks and they are stocking up for some ball fields at Plagens-Carpenter.

Councilperson Keith Pierce stated his work schedule conflicts with the Historic Committee meetings and he finds it difficult to attend. Pierce stated if there was anyone on Council that would like to give them the attention that they would want; he would be willing to step aside. Mayor Bruce Armstrong advised Council to think about it. Councilperson Steve Crum asked when the meetings were held. Pierce stated they were the third Tuesday of every month. Pierce asked if investigations were running on schedule. Police Chief Mike McElroy advised they had been cycling depending upon personnel. Pierce stated after this meeting he would find it difficult to approve bids that don't have more information with them.

Councilperson Rob Wilkerson asked about the suggestions that had been made about the new Senior Center that didn't seem to be happening. Public Works Director Randal Dorner stated they did happen. Dorner stated they didn't get some things done on time but they would happen. Wilkerson stated he agreed with Councilperson Pierce about getting a breakdown of information.

Councilperson Steve Crum reminded everyone that the trash companies offer recycling and to check with your carrier. Crum stated the city wide clean up was coming up. Crum stated the west side of the tracks was on June 7th and the east side was on June 14th.

Councilperson Ken Hampton asked what they were going to do with the old Senior Center. Mayor Bruce Armstrong stated he just got the appraisal in so they

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would know what it was worth. Armstrong stated they would be discussing it now that they have the appraisal.

Mayor Bruce Armstrong stated that Dr. Burke had stepped in and asked if there was anything that he would like to add. Dr. Burke stated that the School Board approved the petitions for Mimosa Street. Armstrong stated the City's petitions were approved also.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Wilkerson

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

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

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

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, here, Ewert, here, Slocum, absent, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton, here.

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

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of April 14, 2008.

Motion by Pierce – Second by Ewert

Mr. Mayor, if there's no comments or questions about the minutes, I move that we approve the minutes of April 14, 2008.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Citizens to be Heard Mayor Bruce Armstrong presented Clarence Deaver.

Clarence Deaver, VFW, thanked Council, on behalf of VFW Post 6957 in Haysville, for allowing them to present the award. Deaver stated they were giving a Certificate of Appreciation to Mark Mullin. Deaver presented the award to Mullin and thanked him.

There were no Approval of Licenses and Bonds on the agenda.

Mayor Bruce Armstrong presented AN ORDINANCE CONCERNING THE AMENDMENT OF CHAPTER XVI (B), ARTICLE 1, OF THE CITY CODE OF HAYSVILLE, KANSAS, IN CONNECTION WITH ADOPTING REVISED HISTORIC PRESERVATION REGULATIONS, AND REPEALING ALL CONFLICTING HISTORIC PRESERVATION ORDINANCES AND/OR CODES, ALL WITHIN THE CITY OF HAYSVILLE, SEDGWICK COUNTY, KANSAS.

Mayor Bruce Armstrong stated this was the ordinance going along with the changes that were adopted last time to the historic regulations.

Motion by Pierce – Second by Kanaga

Council, I move that we permit passage of an ordinance concerning the amendment of chapter 16b, article 1, of the City code of Haysville, Kansas, in connection with adopting revised historic preservation regulations, and repealing all conflicting historic preservation ordinances and/or codes, all within the City of Haysville, Sedgwick County, Kansas.

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Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum reminded everyone that May 3rd in the Historic District was the Arbor Day Tree Planting at 9:00 a.m.. Crum also thanked Police Chief Mike McElroy for doing the DARE program with the 5th graders again.

Councilperson Rob Wilkerson announced that on April 29th the seniors had dandy bandies and senior game night. Wilkerson stated on Wednesdays Panera bread was available. Wilkerson advised on April 30th there was a luncheon lecture and crafts. Wilkerson reminded everyone that bricks were still available to purchase to put a loved one's name on for twenty five dollars. Wilkerson advised the forms were available at the Senior Center.

Mayor Bruce Armstrong presented the Probation Activity Report for March.

Under Other Business Mayor Bruce Armstrong presented a Consideration of Senior Center Appraisal.

Mayor Bruce Armstrong stated Council had the first few pages of the appraisal since it was quite lengthy. Armstrong advised they were welcome to come in and read the whole document if they would like. Armstrong advised the appraisal shows the price as \$140,000 with the building there. Armstrong asked Council what they would like to do with the Senior Center. Councilperson Joe Holub asked if they were looking to put it up for sale. Armstrong stated his recommendation would be to put it up for sale for \$140,000. Councilperson Ken Hampton stated he thought they should put it up for sale. Hampton stated it would probably cost twenty to twenty five thousand dollars to tear it down, and he thought they could put it on the market for 45 days and see who comes up with the highest bid and go that route. Councilperson Keith Pierce stated he supported marketing it but he thought 45 days was a little short. Armstrong stated he would like to market it until they feel they need to bring in a real estate agent.

Motion by Crum – Second by Ewert

Mr. Mayor, if there's no more discussion, I'll go ahead and make a motion then the City market the Senior Center at 711 E. Grand and the land that goes along with it for sale for a price of \$140,000.

Councilperson Ken Hampton asked how long they were going to try and sell it themselves before they go to a realtor. Mayor Bruce Armstrong stated he hadn't

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set a time but if they don't have something within a 90 day time then they would consider it. Armstrong stated four people have already toured the building.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Review of Street Worksheets. Armstrong stated what was put in the packet was a listing of the streets that the committee put together in 2006. Armstrong stated he wanted Council to see what methods and what streets were recommended at that time. Armstrong advised Council to start looking to see if there are other streets, or if they needed to be prioritized differently, or if other streets had broken down more than the ones on the list so they can start putting together a workshop to see what streets need to be replaced this next year. Councilperson Ken Hampton stated they need up to date numbers as far as prices. Hampton stated the numbers aren't adding up. Armstrong stated they were 2006 numbers; he just wanted them to have the street names themselves so they knew which streets they were. Councilperson Rob Wilkerson asked what they were going to do with some of the streets that still had big potholes. Armstrong stated when they get the workshop set up he would like to present a plan to start replacing not only those, but additional maintenance on the street. Armstrong stated he had a figure in mind and he thought he knew where they could get the money to do that. Councilperson Keith Pierce asked why they deferred Delos street. Public Works Director Randal Dorner stated the Hike and Bike Trail was being done at that time. Hampton stated they wanted to get away from the old slurry type repairs and they had been talking about going to the spray type that was done outside the City building. Hampton asked if they had done the street they were going to donate to us. Dorner stated they were trying to get that coordinated with the parking lot in the Historic District so when they come down they can do the demo and do the parking lot at the same time. Hampton asked if the information was going to be available at the workshop. Dorner stated he hoped to have it. Councilperson Joe Holub stated there was a problem under Alexander where it crosses the Cowskin Creek. Holub stated the three larger concrete pipes are collapsing and there is a void under Alexander where it crosses over the Cowskin Creek. Holub stated he would like to get some County input and it is not going to be cheap. Holub stated the street looks like it could collapse eventually. Armstrong stated that was something Public Works Director Randal Dorner and Rod Young of PEC could look at to see what they would have to do to get that concrete in there. Dorner stated a couple of contractors came and looked at it last fall and none of them gave them a price. Dorner stated he and Young had talked about it. Holub stated it looks like one of them had collapsed already. Dorner stated he didn't know if it had collapsed or if it was joint separation. Armstrong stated this may be one of the things to be done with the drainage money. Holub stated a major concern was that it didn't collapse. Councilperson Steve Crum asked, if they were going

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to get a demo on a street, have they selected that street? Dorner stated they haven't selected the street; he was going to have the sales person come down and give them the worst case scenario and they were going to do that street. Crum asked if they were going to take one off of the list. Dorner stated they probably would. Armstrong advised Council to continue to look at the streets.

There was no Old Business on the agenda.

Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers presented the City Clerk Activity Report for March.

Director of Governmental Services Carol Neugent presented the Governmental Services Activity Report for March. Neugent advised Multimedia Specialist Sean Conley had produced a new video called "Spotlight on Public Works" and would like to show it.

Police Chief Mike McElroy presented the Police Activity Report for March. McElroy introduced visiting officer Master Police Officer Mark Mullin. McElroy advised the camera equipment had been installed in the vehicle and two officers will be going to training in a couple of weeks. McElroy stated the new Police Officer had started employment with the City.

Public Works Director Randal Dorner gave updates on Council Action Requests. Dorner stated they are redoing the park plan and that would change the location of the drinking fountain. Dorner showed pictures of the progress on the Senior Center and the Library. Councilperson Ken Hampton asked if they could speed the process up any for repeat offenders that the Council writes up. City Attorney Alison Brown advised it depended on what the citation is written for. Brown stated it was a case by case basis. Hampton asked if there was a reason they didn't put up silt protection on Karla Street. Dorner stated they planted grass and they had an inlet protection. Dorner stated they discussed a silt fence around it but there is not enough room.

Recreation Director Georgie Carter announced on May 10th from 10 a.m. to 2 p.m. they will be holding Springnigans in the Historic District. Carter stated the art gallery opened on April 19th and is open every Tuesday from 4 p.m. to 8 p.m. Carter stated if anyone is interested in displaying their art work to contact Kelsey at the HAC. Carter stated the Splashpad is now open. Carter showed a video of the Splashpad.

There were no Appointments on the agenda.

Mayor Bruce Armstrong asked for any Off Agenda Citizens To Be Heard.

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Howard Cook, 323 S. Twin Pines, stated he has had problems with his water. Cook stated he had found small rocks in his aerators on his water faucets and in his toilet fill valve. Cook stated he didn't know how the problem could be fixed. Councilperson Keith Pierce asked what type of pipes he had. Cook stated he had copper pipes in his house. Public Works Director Randal Dorner stated he and Rod Young of PEC would look into what type of pipe is in the ground there.

Mayor Bruce Armstrong presented for approval Executive Session Attorney/Client Privilege, Non-Elected Personnel – 20 Minutes.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we retire into an executive session for attorney client privileges regarding non-elected personnel attendees to include Council, the Mayor, City Attorney, Police Chief, and Director of Governmental Services.

Mayor Bruce Armstrong stated there were two different things there.

Pierce amended his motion.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we retire into an executive session for two reasons; one being attorney client privilege, the other being non-elected personnel for a time period not to exceed 20 minutes. Attendees to be the Mayor, Council, City Attorney, Police Chief, and Director of Governmental Services.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Council went into Executive Session at 7:43 p.m.

Council returned from Executive Session at 8:04 p.m. Mayor Bruce Armstrong announced there was no binding action taken during the executive session.

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

Motion by Pierce – Second by Kanaga

Mr. Mayor and Council, I move that we approve the bills to be paid for the last half of April.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

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Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Card from the 2008 Leadership Class.

Mayor Bruce Armstrong presented a Thank You Card from Brandon and the Leadership Boys.

Mayor Bruce Armstrong presented a Thank You Card from Prairie Elementary School.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Mike Kanaga advised he had a resident from the west side of town approach him at the Haysville Expo and commented on the nice street lights the City has been putting up and he would like to see some of them on the west side. Mayor Bruce Armstrong stated he would eventually like them all the way through town.

Councilperson Joe Holub stated he heard there was damage to Plagens-Carpenter shelter and ask if it was very expensive. Public Works Director Randal Dorner stated they hadn't received all of the estimates. Holub asked Police Chief Mike McElroy if they had any leads. McElroy stated they had suspects in an open case. Holub stated they needed to do something about the vandalism in town. McElroy stated they were hoping for prosecution.

Councilperson Keith Pierce asked if they were going to remove the old street lights. Mayor Bruce Armstrong stated they were. Public Works Director Randal Dorner stated they had the call into Westar within the thirty day period.

Councilperson Rob Wilkerson asked about the property behind Hemphill and asked who the developer was. Public Works Director Randal Dorner stated it was Don Mertens and he had just delivered the plans on the water and sewer. Wilkerson stated he heard a rumor that they were going to burn the land there to get rid of the weeds. Dorner stated it was not a City thing, but they are going to have to do some clean up. Wilkerson stated he walked the property and it is a mess. Wilkerson stated the citizens are concerned about burning the poison ivy back there. Dorner stated it would need to meet the minimum requirements of the Sedgwick County Fire Department's permit they would get. Wilkerson asked what the citizens need to do to fight that issue. City Attorney Alison Brown stated she had no answer. Mayor Bruce Armstrong stated we could find out if there is any recourse they have at this point.

Councilperson Steve Crum asked if the minutes had been mailed out from the Town Hall Meeting. Director of Governmental Services Carol Neugent advised she had proofed the overview and they would be going out soon. Crum stated one couple north of Main Street Place complained about the trash.

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Councilperson Rob Wilkerson stated he had talked to Sedgwick County Commissioner Tim Norton and he contacted his people to go clean it up and they have to go to Wichita to get the money to do it. Crum asked if the City was moving forward to put some more fields at Plagens-Carpenter. Mayor Bruce Armstrong stated they were working with the School District to put two more fields there and it is in the planning stage.

Councilperson Ken Hampton stated maybe they could put a little bit of money in each Ward to do the streets. Hampton asked about a follow up report on the City's insurance. Director of Governmental Services Carol Neugent advised they met with the insurance agent and they are revising the list and types of coverage based on the list they had received. Hampton asked if they would be seeing something shortly on that. Neugent advised they should. Hampton asked about the mowing policy and mowing properties that aren't owned by the City. Hampton asked if they are mowing properties that aren't owned, shouldn't they mow them all? Mayor Bruce Armstrong stated in the past they have done the ones they have put in to maintain, and the others the City looks for them to maintain them. Armstrong stated they were things that need to be done to attract people to the City. Hampton stated the field east of the Senior Center is in grass we planted and we have ordinances to make people take care of those properties. Armstrong stated 71st Street is the same as Main Street, in being one of the main streets through town. Hampton stated he had a problem with us mowing other people's property, especially when we have overworked park workers. Armstrong stated he had always looked at road right of way as something to attract people into town. Hampton stated he just wanted to do things fair to everyone.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Ewert

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

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

The Regular Council Meeting adjourned at 8:16 p.m.

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, here, Ewert, absent, Slocum, here, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton, here.

Invocation was given by Reverend Steven Dezotell, Church of the Nazarene.

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of April 28, 2008

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no discussion, I'll go ahead and make a motion that we approve the minutes from April 28, 2008.

Kanaga yea, Slocum, abstain, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Citizens to be Heard Mayor Bruce Armstrong presented Tom Gibson.

Tom Gibson, PRIDE, thanked Council for approving them again this year. Gibson stated PRIDE committee was getting ready to do their seventh annual City wide clean up. Gibson showed pictures from the last years clean up. Gibson stated he appreciated the volunteers that helped. Gibson stated in the past they have used thirty to fifty volunteers per weekend to accomplish the job. Gibson stated he hoped that someday the number of trash permits would go down. Gibson stated they sell anywhere from 650 to 675 trash certificates every year. Gibson stated they are always looking for additional volunteers. Gibson stated they take hundreds of tons of trash out of the community every year and will continue to do so as long as the community supports them and the City supports the activity. Gibson showed a picture of the front of the trash certificate. Gibson stated the cost was a ten dollar donation. Gibson stated they come and pick it up; all the citizens had to do was take it to the curb. Gibson stated west of the railroad tracks was June 7th and the east side of the tracks was June 14th. Gibson stated they would meet both mornings at the Masonic lodge. Gibson stated they had agreed to open the first and second Saturday of the month to serve breakfast. Gibson stated PRIDE furnishes all of it. Gibson stated the first Saturday they would have lunch at the Senior Center and the second Saturday they would have lunch at the Activity Center. Gibson stated it all seems like a lot of work, but the volunteers all seem to have a good time. Gibson showed a picture of the back of the certificate. Gibson stated on the back was some of the do's and don'ts. Gibson stated citizens have to post the trash certificate where it could be seen. Gibson stated they would appreciate things kept as light as possible. Gibson stated it had to be curb side by 7:00 a.m. and sorted. Gibson stated they would not accept any normal household waste; they would not empty your trash cart. Gibson stated they would pick up one of each washer, dryer, water heater, or dishwasher. Gibson stated they would not take anything that has

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or had refrigeration in it. Gibson stated they would not take tires, vehicle batteries, cement and asphalt, landscape timbers or railroad ties. Gibson stated on the back of the certificate there were numbers where those things can be disposed of. Gibson stated on May 31st the Sedgwick County Hazardous Waste material will be in town to pick up paint, pesticides, oil, and any hazardous chemical laying around. Gibson thanked Lies Trash Service for helping them every year. Gibson stated the trash certificates were sold for ten dollars a piece. Gibson stated out of that amount, one dollar goes to the Friends of the Library. Gibson stated the trash certificates could be purchased at the library or True Value Hardware. Gibson thanked the Activity Center, Senior Center, and the Haysville Times for all they do to help. Gibson asked that everyone purchase their own certificate and not have their families bring their trash into town for this. Gibson stated this was for Haysville to clean up, not anyone else. Gibson stated the money earned goes back to the community. Gibson stated the Christmas decorations, yard of the month, and the holiday house are funded by this. Gibson encouraged everyone to volunteer. Gibson stated without the volunteers in the community a lot of things wouldn't be done. Gibson stated the circles at the corner were built primarily with volunteers, the Christmas decorations that are put up, and the banners on the streets were all done by volunteers. Gibson stated they were always looking for volunteers. Gibson stated if you wanted to be a member of PRIDE you can be a member. Gibson stated they would send the members an e-mail of events going on. Gibson advised they meet the first Thursday of every month at the Senior Center. Gibson stated there was no cost to be a member, just a little bit of time.

Mayor Bruce Armstrong stated they need to approve the paying of tipping fees. Armstrong stated this was one thing the City does because it is not up to the trash hauler to pay the fees.

Motion by Hampton – Second by Wilkerson

I'll make a motion that we approve the tipping fees for both June 7th and June 14th for this PRIDE clean up days.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There were no Licenses and Bonds on the agenda.

Mayor Bruce Armstrong presented A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING & DRAINAGE IMPROVEMENTS-MUNICIPAL PARKING LOT).

Councilperson Steve Crum asked if this resolution states they are approving the improvements but the School District is actually paying for the improvements.

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Mayor Bruce Armstrong stated that was correct and the City was paying twenty percent of the street.

Motion by Crum – Second by Hampton

If there's no discussion on this resolution, I'll go ahead and make a motion to approve this resolution determining the advisability of the making of certain internal improvements in the City of Haysville, Kansas; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings for the paving and drainage improvements of municipal parking lot.

Kanaga yea, Slocum yea, Holub nay, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING & DRAINAGE IMPROVEMENTS-MIMOSA STREET).

Mayor Bruce Armstrong stated the City had agreed to pay twenty percent of the Mimosa Street.

Councilperson Ken Hampton asked if it was decided how they would pay for this. Mayor Bruce Armstrong stated it would come out of the highway fund reserve. Hampton asked if they were going to stretch it out over years. Armstrong stated they were going to pay cash for it.

Motion by Kanaga – Second by Slocum

Mr. Mayor, I'll make a motion that we approve a resolution determining the advisability of the making of certain internal improvements in the City of Haysville, Kansas; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings; paving and drainage improvements on Mimosa Street.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements

Councilperson Rob Wilkerson advised May 13th was the Senior Advisory Board, every Wednesday was Panera bread, May 16th was a movie matinee, and May 19th they had Harris Foot Care Clinic. Wilkerson stated they would be having a CPR class on May 21st. Wilkerson thanked Police Chief Mike McElroy and the Police Department for the participation they had for DARE. Wilkerson thanked Johnna Crawford for her involvement in the reading at the library.

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Councilperson Steve Crum stated the Hometown Market starts May 13th from 4 p.m. to 8 p.m. and every Tuesday after that. Crum stated they would be having different types of entertainment each time. Crum stated anyone can go to the City's Website and get a list of events scheduled. Crum stated there would be three different times over the summer when the Humane Society would bring animals down that would be available for adoption. Crum stated the Wire house would also be open on Tuesday's from 4 p.m. to 8 p.m. Crum stated the Arbor Day Tree Planting went well and they received a nice tree. Crum stated the Park Board meetings were the first Monday of every month and used to be held at the City Building but they were being moved to the Public Works building. Crum stated they would still be the first Monday of every month at 5:15 p.m. Crum encouraged everyone to take their kids to the library to sign up for reading programs and activities over the summer.

Councilperson Ken Hampton stated there was an opening on the Utility Committee for any Councilmember that was interested.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: Heidi L. Hitch – New Hire.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: Sherry Satterfield – To Full Time Employment.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: David Melcher – Police New Hire.

Mayor Bruce Armstrong presented a Letter from Sarah Kauffman, Cox Communication Re: Additional Channels.

Mayor Bruce Armstrong presented a Letter from Sarah Kauffman, Cox Communication Re: Additional Channels.

Under Other Business Mayor Bruce Armstrong presented a Consideration of Patrol Vehicle Replacement.

Police Chief Mike McElroy stated on three of the bids, the vehicles were not in stock and it could be anywhere from a twelve to fifteen week delay and there was some concern the delay could be longer.

Councilperson Steve Crum asked if the one it would be replacing was still in service. Police Chief Mike McElroy stated it had 151,000 miles and they have tried not to put any large maintenance items on the vehicle. McElroy stated it could last three more months or it could fail in two weeks, but it is in service at the current time. Councilperson Ken Hampton asked if it would be a problem again of getting the equipment on the car. McElroy stated to his understanding, all of the equipment for the vehicle would either come with the vehicle or it is already in stock. McElroy stated whenever they look at one vehicle they buy the equipment for the next vehicle so they are a vehicle ahead on replacement items.

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Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we go ahead and accept the bid from Shawnee-Mission Ford for \$24,729.00.

Kanaga yea, Slocum yea, Holub nay, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Agreement with PEC Re: South Turkle Drainage Improvements.

Rod Young, PEC, stated these contracts came out of the CIP plan they helped the City with the last couple of years. Young stated it is indicated the scope of services is for the work on Turkle Avenue on the south part of town between 5th and 7th streets. Young stated there were two valley gutters in Turkle Street and they are supposed to drain to the east to a twelve to eighteen inch pipe to the railroad. Young stated the contract will modify Turkle so it would drain to the inlets and then move through a storm sewer back to the railroad. Councilperson Ken Hampton stated on the prices they had a contingency of fifteen percent and then there was a project cost of twenty five percent which is forty percent more than what they think the project was going to cost. Young stated the project cost at that time was for CIP which was a budget number, and now they have a contract for \$8,800 which would be a lot less than what was in there. Mayor Bruce Armstrong stated this project would come out of the storm water funding.

Motion by Hampton – Second by Crum

I'll make a motion, Mr. Mayor, that we approve the contract between PEC and the City for the South Turkle Drainage Improvements.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Agreement with PEC Re: Timberlane Drainage – Grand Avenue to Timberlane Drive.

Rod Young, PEC, stated this was another project out of the CIP plan. Young stated the drainage project was north of Grand Avenue and West of Mimosa Street. Young stated Public Works Director Randal Dorner did the first piece with their assistance. Young stated this was a continuation of that same project. Councilperson Joe Holub asked when these projects would begin. Mayor Bruce Armstrong stated he would like to set them so they would be done this year with the first payment coming due in 2009. Councilperson Ken Hampton asked about the Timberlane drainage going all the way down the 1200 feet, if once it hits the ditch in the road, if it would be a project down the road to continue that over to the Riggs Park pond. Armstrong stated they looked at leaving that ditch open the way it is now because it's grassed and seemed to be working well. Armstrong stated what was not working is behind all of the houses.

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Motion by Hampton – Second by Crum

I'll make a motion that we approve the contract agreement with PEC and the City regarding the Timberlane Drainage, Grand Avenue to Timberlane Drive project.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Agreement with PEC Re: Haysville Library Waterline Extension.

Rod Young, PEC, stated they submitted plans to City staff and the Fire Department and received comments back from the Fire Department after the bid opening and the award of the contract. Young stated Sedgwick County Fire Department requested a waterline extension for fire service down to the new library. Young stated it was just a water main extension from South Main to the library. Councilperson Ken Hampton asked if both the water line extension and the contract with PEC were coming out of the library bond money. Mayor Bruce Armstrong stated that was correct.

Motion by Crum – Second by Wilkerson

Mr. Mayor, I'll make a motion, if there's no more discussion, I'll make a motion that we go into agreement with PEC regarding the Haysville Library waterline extension.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There was no Old Business on the agenda.

Mayor Bruce Armstrong asked for Department Reports.

Director of Governmental Services Carol Neugent showed a video from the HAHS appreciation day. Neugent advised May 2nd the City was host to over one hundred students and staff from the Haysville Alternative High School for the first ever "Survivor Haysville Challenge Course and Picnic". Neugent stated Survivor Haysville was the City's way to express appreciation for the 1,100 plus hours of community service provided by HAHS students and staff. Neugent stated the challenge course was designed around City functions; meter readings, backhoe rodeo, mechanical aptitude, gator course, sobriety test chalk line, and various recreational activities. Neugent stated the students were split into twelve teams, who then competed to win the title of top survivors. Neugent stated individual awards were also given for the best backhoe time and gator proficiency. Neugent stated in 2006 the HAHS administration thought it would benefit their students to experience community service in a positive way. Neugent stated, starting with that school year, four community service days were scheduled. Neugent stated the City embraced the partnership that not only benefits the students, but provides the City with numerous hours of much appreciated community service during the school year. Neugent stated this year they had three community

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service days and the City again gained from those hours provided by the students and staff. Neugent stated students painted offices, provided landscaping services, planted trees, helped with recreation activities, spruced up the Senior Center, interacted with seniors, washed equipment and vehicles, clean drying beds, painted hydrants, and provided general cleaned up to many areas throughout the City. Neugent stated the HAHS community service days have been so successful that they now plan specific maintenance and improvement activities those days.

Councilperson Ken Hampton asked if the Commissioner had sent the \$25,000 for the Senior Center. City Clerk/Treasurer Beverly Rodgers stated he had, and the money had been invested.

Police Chief Mike McElroy introduced visiting officer Sergeant Scott Holton. McElroy advised that the past Friday was their DARE end of the year celebration. McElroy stated they had 385 students in this year's DARE courses. McElroy stated for the DARE celebration they had 216 students attend, which was about 56%. McElroy stated they had a wonderful time and there were many activities there. McElroy stated the DJ had them do different games and dances. McElroy stated they provided pizza and pop for them. McElroy stated Mr. Crum and Mr. Wilkerson were there to help. McElroy showed various pictures from the event.

Public Works Director Randal Dorner gave updates on Council Action Requests. Dorner advised KDOT has started on the East Grand project. Dorner stated there were 105 KDOT working days; depending on the weather and holidays it should stretch out about four months. Dorner stated they are cleaning out the ditch on the south side of the road; then they will fill that with dirt and make a shoofly along the south side. Dorner stated they planned to have that done by next week. Dorner stated with that the traffic would go to the new lane and the far south lane right now. Dorner stated once the traffic is diverted to there, they think it will take about a month to put in the storm sewer and then do the street work on the north side. Dorner stated once the traffic is to those two lanes, Cain Drive will be closed to traffic. Dorner stated part of Plaza Drive will be closed off also during phase one. Dorner stated once that is done it will shift to the south side of the road. Dorner stated he would give updates as things progress on the project. Mayor Bruce Armstrong asked if they were going to do dirt only or if they were going to put asphalt on the other lane. Dorner stated they would put asphalt on the lane. Dorner advised he hoped to get more information on the household hazardous waste before the next Council meeting. Dorner stated the limb drop off recycling down at Public Works would be open on the third Saturday of the month from 9 a.m. to 1 p.m. Dorner stated they would be inspecting every load because they have been getting a lot of tires and TVs lately. Dorner stated they do take limbs, grass clippings, leaves, concrete, or metal. Rod Young stated they went to look at the Alexander situation but it was submerged from the rain. Young stated he thought it might have been an offset joint in the crossroad pipe, but he thinks now it is nothing more than a beaver den. Young stated he and Dorner had talked about methods to fix it. Young stated once the water recedes they would go back out and look at it. Young stated he didn't think it was as big of

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concern as he first thought. Young stated, regarding the water situation at Howard Cook's house, they talked at a meeting and a possible alternative would be to have a sample of what was dug out of the screens. Young stated he first thought it could come from the well field, but he and Dorner talked and the wells pump to a clear well and then it is drawn out of the clear well so it would be tough for the sand to be dumped into a tank and picked back up in a tank. Young stated it could come from tuberculation from the older water mains in town. Young stated as the County does fire hydrant flow tests the higher velocity knocks off some of the roughness on the inside of the pipes, which could be the problem. Young stated it could have come from repairs. Young stated he guessed it was from tuberculation from the fire hydrant flushing. Young stated if he could get a sample he could probably tell where it is coming from. Councilperson Ken Hampton stated he had noticed someone had placed white sandbags along the culverts of the Country Lakes pumping station on Meridian and 79th. Hampton stated he was concerned when they first put that in, that being 1800 to 2000 gallons a minute, that some would migrate north. Hampton stated it appears that it has migrated north last time he saw it pump into Mr. Curless's field. Hampton asked if that was why those sandbags were there. Young stated this was a temporary fix. Young stated the County is still pursuing an open channel similar to what is behind the wastewater plant to take the water south. Young stated they knew there would be some clean up requirement in the ditch along Meridian. Young stated the County hadn't had a chance to get out there to clean it because of the rainfall. Hampton asked, until the County cleans the ditch, if they could do something with the pump to lower the output and the volume so it doesn't flood. Young stated his staff had been down with the City on this several times. Young stated they had closed valves to reduce the flow. Young stated right now it is just trying to get it drawn down and have dry weather so the County can clean the ditch. Hampton asked how high the lakes were right now. Young stated this past Friday it was about a foot and a half. Dorner stated before all the rain it was down close to two foot to a foot and a half. Councilperson Joe Holub stated he would like to have a real answer on what is wrong on Alexander. Young stated as soon as the water drops they would have an answer.

Recreation Director Georgie Carter reminded everyone the pool opens on May 24th. Carter stated pool passes, ticket books, and swim lesson registrations are being taken at the Activity Center. Carter advised when the pool opens, everything would be done there. Carter stated a citizen had contacted her about starting a running club and anyone that is interested in finding someone to run with to contact her.

Mayor Bruce Armstrong presented for approval an Executive Session Non-Elected Personnel for 15 minutes.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council, I move that we move into an executive session regarding non-elected personnel for a period of fifteen minutes, attendees to include Council and the Mayor.

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Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Council went into Executive Session at 7:50 p.m.

Council returned from Executive Session at 8:06 p.m. Mayor Bruce Armstrong announced there was no binding action taken.

Motion by Hampton – Second by Crum

Mr. Mayor, I'd like to make a motion that we have another executive session for non-elected personnel not to exceed ten minutes.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson nay, Crum yea, Hampton yea.

Motion declared carried.

Council went into Executive Session at 8:07 p.m.

Council returned from Executive Session at 8:19 p.m. Mayor Bruce Armstrong announced there was no binding action taken.

Under Appointments Mayor Bruce Armstrong presented Municipal Judge – Greg Keith.

Motion by Pierce – Second by Crum

Mr. Mayor and Council, I move that we allow the appointment of Greg Keith as our Municipal Judge.

Councilperson Ken Hampton stated they didn't have a lot to do with the Municipal Judge and asked if there were any complaints from the City Attorney or Chief. City Attorney Alison McKenney Brown stated she didn't and she respects the work he does. Councilperson Rob Wilkerson stated he agrees with her some but he disagrees with her on certain instances of a personal nature. Wilkerson stated he thought he was a little soft on some of the crime. Wilkerson stated there was one dog still loose that shouldn't be.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson nay, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented Chief of Police – Mike McElroy.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we permit the appointment the re-appointment of Mike McElroy as Chief of Police.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

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Mayor Bruce Armstrong presented Director of Governmental Services – Carol Neugent.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council, I move that we approve the re-appointment of Carol Neugent as the Director of Governmental Services.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented City Clerk/Treasurer – Beverly D. Rodgers.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we permit the re-appointment of Beverly D. Rodgers as City Clerk/Treasurer.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented Public Works Director – Randal Dorner.

Motion by Crum – Second by Wilkerson

Mr. Mayor, I'll make a motion that we go ahead and allow you to appoint, re-appoint Public Works Director Randal Dorner.

Kanaga yea, Slocum yea, Holub yea, Pierce nay, Wilkerson yea, Crum yea, Hampton nay.

Motion declared carried.

Mayor Bruce Armstrong presented City Attorney(s) – Alison McKenney Brown (Primary) & Lee Parker (Secondary).

Motion by Pierce – Second by Kanaga

Mr. Mayor and Council, I move that we approve the appointment of Alison McKenney Brown as our primary City Attorney and also Lee Parker as our Secondary City Attorney.

Councilperson Ken Hampton asked if they renegotiate the City Attorney's contract. Mayor Bruce Armstrong stated it comes up annually in the budget. City Attorney Alison McKenney Brown stated the contract runs from January 1 through January 1 and it continues year to year as long as neither party asked to renegotiate it.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented Recreation Director – Georgie Carter.

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Motion by Crum – Second by Wilkerson

Mr. Mayor, I'll go ahead and make a motion that we allow you to re-appoint Georgie Carter Recreation Director.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard. There were none.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the First Half of May.

Motion by Hampton – Second by Kanaga

Mr. Mayor, I'll make a motion that we pay the bills for the first half of May.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Letter to the Police Department from Roxanne Brotsky.

Mayor Bruce Armstrong presented a Thank You Letter to Public Works from Roxanne Brotsky.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Steve Crum encouraged everyone to take advantage of the City Wide clean up. Crum asked Police Chief Mike McElroy to have curfew times for the next meeting. Crum asked if there was any way to prevent people from going through people's trash when they put it out for the City wide clean up and taking the metal. Crum stated the City has been able to recoup some of the expenses from the metal but last year most of it was gone before they could pick it up. City Attorney Alison McKenney Brown stated the way the law works on solid waste is that once it's moved to your curb, it is considered trash. Brown stated the rules of trash are that it is abandoned property. Brown stated the right to control it lawfully ends. Brown stated it would be very difficult to get an enforceable rule about protecting what has been put out as abandoned.

Councilperson Rob Wilkerson stated that Waste Connection and Waste Management are speeding through his neighborhood and wanted to know if there was anything they could do to make them be more courteous. Mayor Bruce Armstrong stated they have had the problem in the past and they have met with them and let them know. Police Chief Mike McElroy stated they had run radar in the area and at that time they were not speeding.

Councilperson Joe Holub asked about the force main on the Curless farm. City Attorney Alison McKenney Brown stated it was settled. Public Works Director

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Randal Dorner stated he was currently reviewing the plans. Mayor Bruce Armstrong asked if they were past the time for filing protest. Brown stated she believed it was. Holub asked why there was a safety fence around the merry-go-round at Riggs Park. Dorner stated he would check on it and get back to him.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Wilkerson

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

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

The Regular Council Meeting adjourned at 8:32 p.m.

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, here, Ewert, here, Slocum, here, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton here.

Invocation was given by Joe Edwards, Assistant Pastor, First Assembly of God.

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Under Special Order of Business Mayor Bruce Armstrong presented Tony Madrigal.

Tony Madrigal, Madrigal & Associates, stated he was presenting the City with a dividend check from Employers Mutual. Madrigal stated not all cities receive dividend checks. Madrigal stated last year the dividend check was \$23,757.80 and this year it is \$39,035.03. Madrigal stated the City of Haysville is part of 450 cities that are insured by Employers Mutual. Mayor Bruce Armstrong stated he appreciated it and hoped they could continue to do it. Madrigal thanked the City for their business. Armstrong stated the committee has met with them and will have a report at a later time about the changes in coverage that were talked about.

Mayor Bruce Armstrong presented for approval the Minutes of May 12, 2008.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no discussion, I'll go ahead and make a motion that we approve the minutes from May 12, 2008.

Kanaga yea, Ewert abstain, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There were no Citizens to be Heard on the agenda.

There were no Licenses and Bonds on the agenda.

There were no Ordinances and Resolutions on the agenda.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum reminded everyone on Tuesday nights from 4 p.m. to 8 p.m. the Farmers Art Market and the Wire House Art Gallery were open in the Historic District. Crum stated the first Monday of the month is when Park Board and Tree Board meet. Crum stated Park Board still meets at 5:15 p.m. but it has

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been moved to the Public Works building. Crum stated Tree Board meets at approximately 6:30 p.m. following the Park Board meeting. Crum encouraged everyone to use the swimming pool and library for activities this summer.

Councilperson Keith Pierce encouraged everyone to use the swimming pool and the splash pad. Pierce stated the splash pad is getting a lot of use and appears to be enjoyed.

Mayor Bruce Armstrong presented the Probation Activity Report for April.

Mayor Bruce Armstrong presented the Court Activity Report for April.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: Grady Germany – Police New Hire.

Councilperson Ken Hampton stated they had hired an officer and he thought they were at full staff then. Hampton asked if that included Grady Germany coming in. Police Chief Mike McElroy stated commissioned officers were at full staff and this was a communications officer.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: Rick Linebarger – Promotion.

Mayor Bruce Armstrong presented a Household Hazardous Waste Remote Collection Flyer.

Under Other Business Mayor Bruce Armstrong presented a Consideration of River Forest Water and Sewer Bids.

Rod Young, PEC, stated the bids were for River Forest which is the new addition east of the Senior Housing, Senior Center, and Railroad tracks. Young stated they took bids last Thursday just for the water and sewer. Young stated they received three bids. Young stated the low bidder was Nowak Construction for a total amount of \$204,808. Young stated it was well below the engineers estimate. Young stated it was a standard practice and Nowak has done quite a bit of work here and is a very reputable company. Councilperson Mike Kanaga asked if Young was bothered at all by the wide discrepancy between Nowak and the others. Young stated he wasn't; it wasn't that uncommon right now. Young stated prices are going higher because of petroleum economy but also offsetting that is because there is less work than there has been. Councilperson Derrick Slocum asked about some of the bids in regard to the erosion protection. Slocum stated the engineering estimate is over \$1,700 and the highest bid after that is \$600 from Nowak. Slocum asked what would be the explanation as to why there is such a discrepancy in that kind of bidding from what the estimate is from the engineer. Young stated the erosion protection is kind of a gamble based on how

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much you have to go back and maintain it. Young stated if there is calm weather and no rainfall, there is not a lot of maintenance afterwards. Young stated it was okay to look at unit prices but the main thing to look at is the bottom line because they will shift money around. Mayor Bruce Armstrong stated they would still have to meet all of the standards even though they may have a low bid. Councilperson Steve Crum stated last time they did one of these south of town, they ran into an old oil well that was capped. Crum asked if there was any chance they would run into anything there. Young stated there is always a chance. Young stated they did find two wells on this site and they have platted around them. Crum asked what that area would be used for. Young stated they would use some for green space. Crum asked if there was going to be any kind of problem with drainage. Young stated they were going to dig a big hole and the dirt would be used for fill. Councilperson Keith Pierce asked if this was the area where an old abandoned pump station was. Public Works Director Randal Dorner stated it was still there and it would be in the project with the storm water drain and streets lot grading. Pierce asked if this was the development they were talking about when they were going to hold off demolition of that until this development got going. Dorner stated that was correct. Dorner stated this was where the drainage from North Main and Karla Street drains over under the tracks and goes out into the field and backs up. Dorner stated with the pond in there all the water will run through the pond. Pierce asked if they were going to tear that station down or will that be part of it. Dorner stated it was in the middle of the drainage way so it will have to come out. Councilperson Ken Hampton asked if they had a generator pumping over to Baughman Street. Dorner stated they were not pumping into Baughman anymore; they were pumping out into River Forest.

Motion by Hampton – Second by Pierce

If there's no other questions, I'll make a motion that we approve the bid from Nowak Construction company for \$204,808 for the sanitary sewer and water line improvements to serve River Forest 2nd Addition Phase 1.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Intersection Improvements – Clinton and Sarah Lane.

Public Works Director Randal Dorner stated in the area, if they constructed it back like it was, there would only be four inches of fall in one hundred feet. Dorner stated there was a storm sewer just below that intersection so they are going to take advantage of the storm sewer and put an inlet there, slope everything to drain and they will gain from that four inches almost eight to ten inches of slope across there. Dorner stated also instead of it being eight feet wide in the valley gutter; they went ahead and improved it to twenty four feet. Dorner stated that gives it a little bit of an apron so cars can stop there without

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shoving the asphalt in that area. Dorner stated the box that is to be in there, the inlet, it will be three to four weeks before it's delivered. Councilperson Keith Pierce asked if Dorner was comfortable with twenty four feet since most of them have been one hundred feet. Dorner stated there was a drive and a parking lot there. Dorner stated if he went much further he would be getting into it. Dorner stated one hundred foot would be great but with everything in that area twenty four looks good. Pierce asked if this would survive any improvement that they may do at some time. Dorner stated it would. Dorner stated by going to the twenty four feet, if they do put a sidewalk in there, that gives a good concrete apron for the sidewalk to be on.

Motion by Hampton – Second by Pierce

If there are no other questions, I'll make a motion that we approve the proposed project for Sarah Lane and Clinton intersection for Helmers with the total being \$9,220.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Bids for Sewer Pipes Force Main Project – South Hampton.

Public Works Director Randal Dorner stated this is just from the park to where it ties in down on Turtle Street. Dorner stated this was just the materials only. Dorner stated PEC has done the engineering on it. Dorner stated it will be delivered and stored at Public Works to prevent vandalism and theft, and as the project progresses it will be delivered out to the site.

Motion by Kanaga – Second by Ewert

Mr. Mayor, I'll make motion that we approve the purchase of the pipe from HD Supply Waterworks Limited for \$32,076.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Alison McKenney Brown, City Attorney, Re: Kansas Open Meetings Act.

Alison McKenney Brown stated she made a typographical error in stating that two people can now be three people. Brown stated for this Governing Body it can be five people. Brown stated they got rid of the language majority of a quorum and made it an actual quorum. Brown stated more people can speak without it violating open meetings act but limits the ways in which you can speak. Brown stated she thought they intended to tighten it up but in some ways they loosened it up and other ways they tightened up. Mayor Bruce Armstrong stated they still

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wanted to make sure they did everything in public. Councilperson Steve Crum asked if they were supposed to have a workshop on it. Brown stated they would have some workshop. Brown stated that is why she sent this memo out because they are required as part of the new state law to show there was some training to all the Governing Body members because violating this is a crime and you can be prosecuted by the District Attorney. Brown stated none of it goes into effect for one year but just to protect everybody, everyone is required to have some training. Brown stated even though in some ways it's harder to violate Kansas Open Meetings Act, it is never hard to have the appearance of impropriety. Brown stated to always do it as publicly as possible.

Mayor Bruce Armstrong presented a Consideration of Improvements to Blue Slide at Pool.

Recreation Director Georgie Carter stated when doing yearly maintenance the blue slide is always something they have to work on. Carter stated the slide was installed in 1997 and it was supposed to be coated every eight to ten years. Carter stated over time the joints contracts and expands and the fiberglass gets worn down. Carter stated every year they have to caulk those joints to make them safe. Carter stated they could probably baby it and make it through this season, but didn't know if it would make it all the way through. Carter showed pictures of the slide. Carter stated she contacted the manufacturer and they gave a bid and a warranty of three years. Councilperson Ken Hampton asked how they knew that was a good bid if they didn't get any other fiberglass company. Carter stated the only other people she could get a bid for, as far as a slide, is a slide manufacturer. Carter stated she went with the people who installed the slide. Carter stated she thought that was the best person to get it done since it was their product. Hampton stated if they had other slide companies available to get bids, shouldn't they have done that. Carter stated it would be a different company as far as the slide, and she didn't know if it would be the exact product to use on this slide since different slide manufacturers do different things. Hampton stated he thought they should get another bid from someone else. Councilperson Joe Holub stated he agreed with Mr. Hampton. Holub stated it seemed like they keep having single source bids and he would like another bid. Councilperson Keith Pierce stated he agreed with Hampton and Holub although he understands Carter's thought process. Pierce stated Carter did her homework and this is a big draw to the pool. Pierce stated he was inclined to move forward with it. Councilperson Steve Crum asked if leaving it a month like it is would leave the City open to problems. Carter stated she thought it would do that. Carter stated there was a pretty good bump on the slide. Mayor Bruce Armstrong asked if they were going to open the slide at all. Carter stated they hadn't opened it yet because they didn't spend the expense of the caulking and using the wax. Carter stated they would have to do that to get it open. Carter stated if they do wait they will run into the problem of people that have rented the pool and want the slide; they won't be able to have it. Councilperson Derrick Slocum asked how

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long it would take to get more bids and would that be delaying the amount of time that the slide would be open. Slocum stated he wouldn't want anyone to take any chances and be responsible for people getting hurt. Slocum stated going with the people who did it before made sense to him and he didn't have a problem going ahead and approving it at this time. Armstrong stated they could compromise and have Carter call and if the bids come in higher she could go ahead with this one. Hampton stated he would agree with that.

Motion by Pierce – Second by Wilkerson

I'll go ahead and, Mr. Mayor and Council, make a motion that we allow Georgie to go ahead and pursue repair of the pool for an amount not to exceed, the pool slide, for an amount not to exceed \$11,650 contingent upon her doing some due diligence and checking with at least two other vendors to insure that this the best bid.

Councilperson Derrick Slocum asked how long it would take to get those other bids. Recreation Director Georgie Carter stated she would be calling tomorrow and hoping pretty quickly. Carter stated it took her three days, once she knew the problem and how bad it was, to get this one. Councilperson Steve Crum stated if she called and someone has a lower bid but they don't have as good of warranty, he would not consider that a better bid.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There was no Old Business on the agenda.

Under Department Reports Mayor Bruce Armstrong presented the City Clerk Activity Report for April.

Mayor Bruce Armstrong presented the Governmental Services Activity Report for April.

Mayor Bruce Armstrong presented the Police Activity Report for April.

Police Chief Mike McElroy introduced visiting officer Brady Simmons. McElroy gave updates on Council Action Requests. McElroy reminded everyone of the curfew times. McElroy stated they were in the middle of their special traffic enforcement program. McElroy stated they would be conducting a safety check lane on May 30th from 2 p.m. to 4 p.m. on North Hungerford checking seat belts and drivers licenses. Councilperson Steve Crum stated there was a house that had a throw rug that caught on fire and the Police put it out before the Fire Department got there. Crum asked what that would be listed under on the Activity Report. McElroy stated it would be under incidents. Crum stated there was an

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accident on Freeman the other night when all the ball games were going on and there was always concern whether or not an ambulance or fire trucks could get down those roads. Crum asked if McElroy knew if there were any problems. McElroy stated he did not. Councilperson Ken Hampton asked, with the price of gas, if the Police Department was doing fine on the budget. McElroy stated they would have to slow down their mileage to make it within their numbers. McElroy stated they could over run fuel and oil, as long as they don't over run the bottom line of their budget. McElroy stated it was something they were watching. Hampton stated, in looking at other municipalities in what they are doing to reduce the cost on gasoline, some of them have gone to smaller cars or some went to hybrids. McElroy stated he wasn't sure how they were going to put their officers in a smaller car with the equipment they have in the cabs at this time. McElroy stated to his knowledge, the Crown Victorias are the largest patrol vehicle made at this time and he knows they have some personnel at this time that are tight in those vehicles. McElroy stated it was something they could start looking into. Councilperson Keith Pierce asked if McElroy could talk about the vacation home service they provide. McElroy stated if someone is going to be away from their home for a period of time and would like to have it checked, they can call dispatch and they will take the information and the officers, as best as they can depending on the call load, will try to get by and do a minimum of a visual. McElroy stated if they have more time they will check a little further. McElroy stated this way they have contact numbers so if there is a problem they have emergency contact information and can get in touch with people. Pierce stated certain instructions were on the form; if no one should be there and the officer notices someone there they will get out of the car and check it out. McElroy stated it lets them know of things that are supposed to be stopped.

Public Works Director Randal Dorner gave updates on Council Action Requests. Dorner stated at the last Council meeting it was brought up that the merry go round at Riggs Park had a security fence around it. Dorner reported one of the boards was starting to crack so they barricaded it off, put new boards on it and reopened it. Dorner stated the hole around the pipes on Alexander was still under water. Dorner stated East Grand Avenue traffic has been switched to the south lanes. Dorner stated they were supposed to start today on the storm drain work but with all the rain they called the day off. Dorner stated it might be a few days before they can start. Dorner stated schedule wise they are right on schedule even though they have lost a few days due to weather. Councilperson Ken Hampton asked for an update on the salt and sand building and asked if there was anyway they could go ahead and order. Dorner stated they poured the footings several weeks ago and they poured the walls last Friday. Dorner stated they had to let that cure out for fourteen days and they will be putting the floor in at that time. Dorner stated the suggestion of the engineers at PEC was twenty eight days after the last concrete has been poured to let it cure completely before the salt is put on it. Dorner stated that puts them at the end of July. Dorner stated they have contacted Hutchinson and they are starting to release salt now. Dorner

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stated they will try to have on hand enough salt to last a winter to a winter and a half. Councilperson Rob Wilkerson reported he had a citizen come to his house stating they were getting their house roofed, they had a contractor there, the contractor went out of town so this person went ahead and roofed his house and doesn't have a permit. Wilkerson asked what they were going to do for the person. Mayor Bruce Armstrong asked City Attorney Alison McKenney Brown if this was something that needed to be discussed in open Council. Brown stated this was not a matter appropriate for Council because there is the possibility of legal action. Councilperson Steve Crum asked if the Senior Center was weathered in. Dorner stated it was; they have begun sheet rocking, taping, and mudding. Dorner stated they should have the doors and windows in by next week. Crum asked how the library was going. Dorner stated they were going to try and finish the building pad. Dorner stated the basement was poured. Dorner stated they were going to close off Hays street for a couple of days, move the material out, work the parking lot over and get some drainage going. Dorner stated it would be several days, if not the week, to get it dried up. Councilperson Ken Hampton stated they moved a house from the area months ago and the foundation is still sitting there. Hampton asked when they were planning on moving that. Dorner stated it would be soon.

Recreation Director Georgie Carter announced swimming lessons would begin on June 2nd. Carter stated there were four sessions in the morning and one in the evening. Carter advised all registrations were now being taken at the pool.

There were no Appointments on the agenda.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard.

Johnna Crawford, 1318 Cottonwood, stated the Hometown Market is struggling. Crawford stated if it weren't for Friends of the Library and the Historic District having booths, there were only two other vendors signed up for the summer. Crawford stated last year people said they lost money so they were not coming back. Crawford stated they are already losing money. Crawford stated the people on the committee are doing everything they possibly can. Crawford stated they had many ideas on what they would like to do to bring people down there. Crawford stated they need more signs, not in the Historic District, but around town. Crawford stated they were looking for support from Council and the City to hear their ideas. Mayor Bruce Armstrong stated the Historic District needed to be working with the staff. Armstrong stated they knew it was a problem getting people, that is why it was changed from Saturday to Tuesday to try and get more people there. Councilperson Steve Crum asked if this was something they needed to look at and maybe change again. Recreation Director Georgie Carter stated they had been trying to do more advertising. Armstrong stated this was not a problem for Council to be dealing with; staff needs to be working with committees and committees need to be working with staff on these matters.

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Armstrong stated they did their homework; this is something that has not been looked at lightly. Armstrong stated it was not something that was not being advertised. Armstrong stated it was something that needed to be brought back through staff. Crawford asked if the Governing Body could announce it in their announcements.

Mayor Bruce Armstrong presented for approval an Executive Session for Attorney/Client Privilege – 15 minutes.

Motion by Hampton – Second by Pierce

Mr. Mayor, I'll make a motion that we have an executive session attorney client privilege not to exceed fifteen minutes to include the Council, Mayor, and City Attorney.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Council went into Executive Session at 7:57 p.m.

Council returned from Executive Session at 8:13 p.m. Mayor Bruce Armstrong announced there was no binding action taken.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the last half of May.

Motion by Pierce – Second by Ewert

Mr. Mayor, if there's no question or comment, I move that we approve the bills to be paid for the last half of May.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Card from David Schmeilder and the Leadership Class.

Mayor Bruce Armstrong presented a Thank You Card from Chamber of Commerce Expo Committee to Carol and City Staff.

Mayor Bruce Armstrong presented a Thank You Card from Chamber of Commerce Expo Committee to Georgie.

Mayor Bruce Armstrong presented a Thank You Card from Haysville Community Library.

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Mayor Bruce Armstrong presented a Thank You Card from St. Cecilia Catholic School.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Mike Kanaga asked if they could get an update on the storm water ordinance regarding lawn waste. Public Works Director Randal Dorner stated it was a violation to mow a lawn and intentionally blow the clippings out into the street. Dorner stated if you do blow it out into the street, you are to get it back into your yard. Dorner stated they have talked with the professional lawn services and told them the regulations. Dorner stated they all follow the regulations. Dorner stated they have run some public service announcements on Channel 7 stating it is a violation to intentionally blow your grass into the street. Dorner stated they have gone to seminars and have information and are setting up for the contractors to borrow what the City's requirements are to give them the education. Dorner stated if someone intentionally dumps oil or any hazardous materials in the street, that is a violation also. Dorner stated anyone can be cited if they are caught in the act.

Councilperson Joe Holub asked Community Development Director Larry Powell if he knew what the successful bidders of the Pizza Hut building were planning to do with it. Powell stated he didn't, as they wanted to wait until closing to discuss any of their plans, which is June 15th. Powell stated it will be in the hands of a local owner.

Councilperson Keith Pierce stated they approved a new City logo a couple of years ago and wondered why all of the City vehicles didn't have the logo on them yet. Pierce stated at one of the last utility committee meetings he made the comment about putting public works phone number on the vehicles. Pierce stated it was explained to him they didn't want to open themselves up to a lot of phone calls from everybody on the street. Pierce stated the more he thought about it he thinks it would be a step in the right direction, improve the City's visibility and let people know that public works is no further than their finger tip. Pierce asked what the per unit price was on synthetic oil. Dorner stated it was almost twice as expensive but they run it three times as long.

Councilperson Rob Wilkerson asked where they were at on having a meeting about the streets. Mayor Bruce Armstrong stated he was waiting on a list of streets that need repaired. Armstrong stated once they got that they would be able to sit down and have a meeting. Armstrong stated if Council has picked out any streets, they need to be gathered.

Councilperson Steve Crum reminded everybody about the City Wide clean up. Crum stated the first week is June 7th on the west side of the tracks and the east side of the tracks is on the 14th. Crum stated the certificates were sold at the

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library and True Value. Crum asked Public Works Director Randal Dorner to give an update on the household hazardous materials waste day. Dorner stated it was on May 31st at the Vickers building from 8 a.m. to noon. Dorner stated there would be flyers available at City Hall and Public Works. Crum thanked Police Chief Mike McElroy for the information on curfew times and encouraged everyone to follow it. Crum asked that everyone keep our town looking clean by cleaning your own area and to get out and support activities around town.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Ewert

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

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

The Regular Council Meeting adjourned at 8:24 p.m.

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, absent, Ewert, here, Slocum, here, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton, here.

Invocation was given by Pastor David Vetter, West Haysville Baptist Church.

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of May 27, 2008.

Motion by Hampton – Second by Ewert

Mr. Mayor, I'll make a motion that we approve the minutes for May 27, 2008.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Citizens to be Heard Mayor Bruce Armstrong presented Larissa Dunn, Katie Bruner, & Lizzy Spence, Campus High School Cross Country Team.

Larissa Dunn stated they had hand outs to pass out that were also posted around the City. Dunn stated it contained information about pre-registration for the Walk-a-thon they would be holding. Dunn stated they would like to do a community run/walk fundraiser for the team to raise money for new uniforms. Dunn stated the run would be on July 12th starting at 8:00 a.m. Registration would start at 6:30 a.m. at Colt stadium and the general area around there. Dunn stated they have talked to various people in sponsoring the event to have prizes, food, and drinks available. Councilperson Steve Crum asked if they would need streets closed during a certain time. Dunn stated runners can run on the side of the street; it would be helpful, but cars can drive around the runners. Crum asked Police Chief Mike McElroy if he saw a problem with that. McElroy stated they would need to see the route and they could go from there. Councilperson Joe Holub asked the track coach, Mr. Rick Curless, if he had anything to say. Mr. Curless stated the District wants the athletic teams to have a fundraiser this year, and since running is what they are involved with, they thought this would be the best thing for the Cross Country Team to do. Curless stated they originally wanted it during the Fall Festival, but they have the regional cross country meet that weekend. Councilperson Keith Pierce stated he was okay with it as long as the Chief can reach a level of comfort with it. Mayor Bruce Armstrong stated there was no need for an approval, just so they know the Council supports this event. Crum stated they could give the information to Sean Conley to put on Channel 7. Dunn stated they would appreciate it and they would appreciate Council's participation in the event also. Armstrong asked for just a show of support, if Council would like to make a motion for approval.

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Motion by Slocum – Second by Ewert

I move to approve the Haysville road race run/walk on Saturday July 12th.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under of Approval of Licenses and Bonds Mayor Bruce Armstrong presented Frosty Treats, 4538 S. Oak, Re: Ice Cream Vendor License – New.

Mayor Bruce Armstrong asked Police Chief Mike McElroy if everything was fine with the license and trucks. McElroy stated everything was fine.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move we go ahead and approve the licensing of Frosty Treats for the purpose of selling and vending ice cream.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented Main Street Liquor, 237 N. Main, Re: Retail Liquor License – Renewal.

Motion by Crum – Second by Wilkerson

Mr. Mayor, if there's no more discussion, I'll go ahead and make a motion to approve Main Street Liquor for their retail liquor license renewal.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton abstain.

Motion declared carried.

Mayor Bruce Armstrong presented A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (STORM WATER PUMP STATION IMPROVEMENTS – COUNTRY LAKES ADDITION).

Councilperson Keith Pierce asked about the fourth paragraph where it stated “the Governing Body of the City intended and thought it had passed”. Pierce stated he thought that sounded weak. Chuck Bouilly stated the situation was the petition was approved in 2001 and all of the resolutions were adopted but this particular project was not intended to be done at that point in time, so the resolution slipped through the cracks. Bouilly stated it was the intent of the Council at that time to authorize the project, but because it wasn't going to be done right then it didn't get done and that is why that paragraph is in there. Mayor Bruce Armstrong

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asked if the wording was strong enough to take care of what needs to be done. Bouilly stated it was prepared by Gilmore and Bell, the City's Bond Counsel. Pierce asked if it was a matter of record. Bouilly stated that was correct.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion to approve a resolution determining the advisability of making of certain internal improvements in the City of Haysville, Kansas making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings storm water pump station improvements for Country Lakes Addition.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum stated Tree Board is starting to recognize nice trees in town once a month with one in each ward. Crum stated hopefully at the next meeting they would have the addresses. Crum stated they had someone who would go around and take pictures of those and they have a yard sign much like the PRIDE yard of the month sign, which will say Tree Board Tree of the Month. Crum reminded everyone the Hometown Market is open on Tuesdays from 4 p.m. to 8 p.m. in the Historic District. Crum stated the Wire House was also open during that time. Crum stated Tom Coleman was the featured artist of this month.

Councilperson Rob Wilkerson announced on Tuesday at 1:00 pm the Senior Advisory Board was meeting at the new Senior Center. Wilkerson stated the Senior Center was having Panera bread on Wednesdays, June 13th is a movie matinee and the senior dinner was that evening at Riggs Park. Wilkerson stated June 17th is Senior Law Day at the Sedgwick County extension office and on the 18th are blood pressure checks with the fire department. Wilkerson congratulated Don Smith for being Senior of the month.

Councilperson Keith Pierce stated over 360 stops were made by the trash pick up crew for the City wide clean up. Pierce stated the East side was this Saturday and volunteers were always welcome. Pierce stated they would meet at 6:30 a.m. at the Masonic Lodge.

Councilperson Pat Ewert reminded everyone the can drive at Nelson Elementary was still going on at 245 N. Delos. Ewert stated you could bring aluminum cans by on Mondays from 8:00 a.m. to 3:00 p.m. or you can call her and she will come by and pick them up.

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Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Robert Arneson – Promotion.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: Nicholas Cox – New Hire.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: James Bell – New Hire.

Mayor Bruce Armstrong presented a Memorandum from Director of Governmental Services Carol Neugent Re: Insurance Policy Changes.

Councilperson Ken Hampton stated he didn't recall anybody leaving and questioned why they hired a park worker. Public Works Director Randal Dorner stated it was one of the summer full time temporary workers they hire. Dorner stated they do have a full time park worker position open from the one who left.

Mayor Bruce Armstrong presented a Letter from Kansas Department of Transportation Re: Transportation Enhancement Project.

Armstrong stated they applied for the grant and they were being turned down. Councilperson Keith Pierce asked if this was the project that included the pedestrian crosswalk at Sarah Lane and Main. Armstrong stated it was and the grant also required a 50/50 match. Armstrong stated out of the City's fifty percent they should move forward and look at some of the improvements they still need to do which one of those is the crosswalk with the number of people needing to use it and where it's going to be located. Pierce stated he was concerned to see that dropped and would still like to find a way to put it in.

Under Other Business Mayor Bruce Armstrong presented a Consideration of Final Costs (Country Lakes Phase III, Timber Creek Phase I, Historic District Improvements, USD 261 Sanitary Sewer, Pool Improvements).

Mayor Bruce Armstrong introduced Chuck Bouilly from George K. Baum, who could answer Council's questions. Bouilly stated they could take all four items in one action. Bouilly stated these were the final costs on a number of projects they have temporary notes out on. Bouilly stated the staff has compiled the final costs. Bouilly stated they need to approve the final costs and set a hearing date for the special assessments, which are Country Lakes, Timber Creek, and the School District Sewer Line. Bouilly stated they would publish the notice of hearing on the 27th of June. Bouilly stated all of the property owners would also be mailed a notice of their proposed assessment at that same time, then they would have a hearing on the 14th of July where any property owner that has a question or doesn't understand their special assessment can come before Council at that time. Bouilly stated once the assessment hearing was over, and assuming there

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were no changes, they would publish the assessment ordinance, Council would act on that after the hearing and they would mail a notice again to all property owners saying this is your assessment and you have thirty days to pay that or it will be put on the tax rolls. Bouilly stated once those thirty days were up, they would know exactly how many bonds they would have to issue to pay off the temporary financing. Armstrong asked if they could run Item #5 A, B, C, D, and E all into one motion. Bouilly stated that was correct. Councilperson Ken Hampton asked about Historic District, they have the entry, the Gazebo, Market Place, and Lighting. Hampton stated he didn't believe they were going to go through with the entry arch if he understood their purpose. Hampton stated the lighting hadn't been done yet. Armstrong stated they estimated those costs so they could get it in the bonding while they were doing them all. Armstrong stated any funding that was left over then gets paid back to the bond.

Motion by Hampton – Second by Crum

I'll make a motion that we approve the consideration of final costs, consideration of assessed rolls, consideration of notice of public hearing on July 14, 2008, and consideration of form of notice of hearing and statement of cost proposed to be assessed.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Fishing Ban at Riggs Pond – (July 4th)

Director of Governmental Services Carol Neugent stated this was the standard thing that has been requested.

Motion by Wilkerson – Second by Crum

Mr. Mayor, if there's no questions, I move that we ban fishing at Riggs Park on July 4th as part of the July 4th celebration, excuse me June 27th through July 4th.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Bids for East Grand Sidewalks.

Mayor Bruce Armstrong stated they were trying to make sure all the sidewalks on the south side of 71st street are ADA compliant so people can use wheelchairs and bicycles. Armstrong stated these are the curb cuts that need to be done to finish up along Ward Parkway, Sunnyside, and Twin Pines. Public Works Director Randal Dorner stated this is the last part of what needs to be done. Armstrong stated when this is finished, someone could leave the Activity Center

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and go all the way to Meridian with all of the curb cuts. Councilperson Steve Crum asked if there would have to be any improvements done by the corner that leads to the sidewalk where all the businesses are. Dorner stated all of the parking lots lead into that and they are wheelchair accessible with wheelchair crosswalks. Dorner stated that was done in the 2001 or 2002 project. Dorner stated he sent out three bid packs and talked to a couple of others but with the wet season, the contractors are extremely behind schedule and these were the three bids they got back. Dorner said one of them stated he was too busy to even consider it. Councilperson Keith Pierce asked if they would be punching out and replacing the curb that is adjacent with the ramp or will they be replacing the whole curb around the corner. Dorner stated just the curb cut itself for the wheelchair ramp. Pierce asked if that was all they were going to have to do because he had noticed one was scaly and flaky and it looked like the whole curb itself was weak. Dorner stated he had a couple of feet extra considering going back to the next joint. Dorner stated he added enough to where the curb has its own structural joints in it; he figured enough in it to go to those joints.

Motion by Hampton – Second by Crum

I'll make a motion that we approve the East Grand Sidewalks project with Helmers for the amount of \$7,363.50.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Bids for River Forest 2nd Addition.

Rod Young, PEC, stated they took bids on River Forest 2nd Addition for the paving and storm water sewer which includes the pond. Young stated they received four bids and the low bidder was Cornejo & Sons for a total amount of \$978,801.77. Young stated he would like to point out Part "B" was over the petition amount. Young stated they are working with the developer and City staff on creating a new petition for Part B. Young stated they would need to award the bid subject to an approved petition for Part "B". Young stated they had a hard time finding contractors to look at this project because they are so far behind on existing contracts due to the weather. Councilperson Ken Hampton asked if Young was suggesting approving Kansas Paving with the exception of Part "B". Mayor Bruce Armstrong stated it was Cornejo & Sons subject to the approval of a new petition on schedule "B".

Motion by Pierce – Second by Hampton

I'll make the motion that we accept, improve the bid by Cornejo & Sons at \$978,801.77 contingent upon the successful conclusion of the petition for bid, for part "B".

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Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Purchase Contract for the Senior Center at 711 E. Grand.

Councilperson Keith Pierce asked if they contracted Beehler Realty. Mayor Bruce Armstrong stated they did not; they listed it themselves. Pierce asked if half of the six percent should be the City's. Armstrong stated it could be if they would like to do it that way. Councilperson Steve Crum stated the contract states it would be finalized by August 15th. Crum asked if there was going to be some place for the seniors to go by then. Armstrong stated they were very much sure the Senior Center would be done by then. Public Works Director Randal Dorner stated the new Senior Center is running right on schedule right now. Dorner stated there had been a few minor delays with the rain, but interior wise they are right on schedule. Armstrong asked how many days they had left in their contract. Dorner stated he would have to look at his documents but it's right around the fourth of July for substantial completion. Crum asked if they had a four or five week cushion. Dorner stated that was correct. Councilperson Joe Holub asked what kind of business was Body Wellness Therapeutic Massage Clinic. Director of Governmental Services Carol Neugent stated it was body wellness. Holub stated it has him concerned. Armstrong stated she is currently in business across the street and has been here for several years. Holub asked if this was a hometown business wanting to expand. Armstrong stated that was correct.

Motion by Hampton – Second by Pierce

I'll go ahead and make a motion that we accept the contract between Body Wellness Therapeutic Massage Clinic LLC and the City of Haysville with the exception of the sales commission being reduced 6% to 3%.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval to Establish Street Workshop for June 30, 2008.

Mayor Bruce Armstrong stated it was the fifth Monday of the month. Armstrong asked how that would work for Council. Councilperson Keith Pierce stated that would work fine for him. Councilperson Steve Crum asked if it would be at 7:00 p.m. Armstrong stated that was correct if that works for Council. Councilperson Ken Hampton stated he worked that night but he would try to switch some things around.

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Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we go ahead and establish for the purpose of the street workshop, a workshop, the evening of June 30, 2008 7:00 here in the Council chambers.

Councilperson Ken Hampton asked if they were going to limit their discussion as to the streets they want to repair or limit it to how we're going to pay for the streets. Mayor Bruce Armstrong stated what he planned on doing was having the streets that need to be repaired, slurried, and budgeting. Armstrong stated he planned later on having an additional workshop that they will talk about the bonding when they do all the streets.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong presented a Discussion of 2009 Budget.

Mayor Bruce Armstrong stated they were starting into the budget season and it would be helpful for the department heads to know any certain direction or the Council's thoughts on what they would like to look at in the 2009 budget. Armstrong stated what he was thinking at this point is values have been increased considerably, more than they should have been and they need to look at some way to give back some of that value that has been assessed against people. Councilperson Keith Pierce stated he wanted to recap, when they wrapped up 2007, Pierce thought they had some monies left over. Pierce stated after the process had completed, it became evident that there was some money left over from that year's budget. Pierce asked where that money ended up. Armstrong stated the money is in the carry over. Pierce stated he was anxious to see what Comptroller Will Black has been working on. Pierce stated he hoped to see some restructuring done in some fashion so that more than just a token amount of the gas tax money for streets actually ends up in a position to be put on the streets. Armstrong stated that is what they would see at the workshop; what the breakdown is and where the money goes for salaries and that type of things. Pierce stated he realized it has all been there and okay for that money to go in that direction, but disagreed how that had been handled. Councilperson Ken Hampton stated he agreed with the Mayor that the County assessing the properties from three to six to nine percent was quite high. Hampton stated he would like to see a reduction in the mill levy. Hampton stated he didn't know if department heads had any plans on increasing personnel, but he would like to see, after the positions were filled, to put a freeze on adding more people if they don't absolutely need them. Councilperson Joe Holub stated he thought one of their biggest problems was going to be fuel costs for the Police Department and Maintenance. Holub stated he hoped that the Chief and Mr. Dorner could make a fairly accurate estimate for them to work with. Public Works Director Randal

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Dorner stated they were in discussions. Councilperson Steve Crum stated he would like to see if they could do some checking around to see if there is someone they could buy a large amount of fuel from ahead of time. Crum stated they talked about it last year and he didn't know if it was possible, but it would be nice to lock into a cheaper price. Crum stated they were going to run into the same thing when it comes to heating bills. Crum stated he thought natural gas would follow right behind oil, so they would have to be looking at that. Crum stated he would like to see them cut down the mill levy too, but at the same time he doesn't want to see the services that they offer suffer any. Crum stated he thought they could cut the mill levy and keep services the same or even improve them. Armstrong stated if Council thought of anything else to let him or the department heads know. Councilperson Ken Hampton asked if they could get a timeline on some of the CIP's that they are going to do this year. Armstrong stated they just did the ones on the streets. Armstrong stated the main ones are the money on drainage and streets. Armstrong stated he sees them being able to pay cash on most of it except on the long term bonding on the storm water and the long term bonding on the replacement of the streets.

There was no Old Business on the agenda.

Mayor Bruce Armstrong asked for Department Reports.

Police Chief Mike McElroy introduced visiting officer Toni Meyer. McElroy gave updates on Council Action Requests.

Public Works Director Randal Dorner gave updates on Council Action Requests. Dorner showed pictures and gave updates on the Senior Center and the Library. Councilperson Steve Crum stated on the activity report there was a mag meter failed. Crum asked if that was something that had to be replaced. Dorner stated during some rain storms they had a lot of flow at the plant and it went over what the meter was designed to calculate so they couldn't get an accurate reading for the month. Councilperson Keith Pierce stated on the activity report it shows wastewater was watering the newly planted trees around town, and there are six activities related to trees. Pierce stated trees are important to the town but as the cost of fuel goes up and the cost of operations increase, at what point do the have-to-do's take over the want-to-do's. Crum stated some of the trees they are watering are trees the Park Board has purchased and Tree Board has purchased so it is already City money out there on trees and they are not going everyday and watering them. Crum stated they try to purchase gator bags, which Tree Board has just purchased ten more of those. Crum stated they go out once a week and fill up the gator bag. Councilperson Joe Holub asked if they had an estimate on the shelter house at Plagens Carpenter yet. Dorner stated they had an estimate and he just received the documents and it will be at the next Council meeting. Holub asked Police Chief Mike McElroy if they knew who did this.

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McElroy stated they were presenting charges at the juvenile level of District Court.

There were no Appointments on the agenda.

Mayor Bruce Armstrong stated they still had a seat on Park Board available.

There were no Off Agenda Citizens to be Heard.

There was no Executive Session scheduled on the agenda.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the First Half of June.

Councilperson Ken Hampton asked if they rekey all of the 2008 Crown Victorias. Police Chief Mike McElroy stated all the marked fleets are keyed alike so everybody has one set of keys that fit all the vehicles.

Motion by Hampton – Second by Holub

I'll go ahead and make a motion that we pay the bills for the first half of June.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Letter from The Ladies at First Baptist Church.

Mayor Bruce Armstrong presented a Thank You Card from Pat Ewert and Family.

Mayor Bruce Armstrong presented a Thank You Card from 2008 Leadership.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Pat Ewert asked Public Works Director Randal Dorner how often they drive the bike path. Ewert stated she had some people concerned about cracks in the cement. Dorner stated they had park personnel going around trimming trees every other week. Dorner stated the only concerns he heard of cracks were over by the school and the school addressed those with the contractor and they replaced some pieces of sidewalk.

Councilperson Joe Holub asked if they could have a second Saturday with extended hours for the disposal of grass and branches. Dorner stated they do it on the third Saturday of the month and they could possibly do it on the first and third Saturday. Dorner stated one of the secretaries goes in and does paper work

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while she is waiting. Armstrong asked if they were checking the loads. Dorner stated before they started checking the loads they were getting televisions and tires. Dorner stated they check every load that comes through and they have turned a few loads away. Holub asked if they could do it from 9 am to 3 pm. Dorner stated that between the hours of 9 am and 10 am they have very few people. Councilperson Steve Crum stated he had talked to someone and 9 am seemed a little early because a lot of people would be getting stuff ready to load to take down. Mayor Bruce Armstrong asked what kind of challenge it would be to do every Saturday. Dorner stated it would be labor intensive; he would have to bring in other personnel. Crum stated they should try doing the first and third and see if it's busy. Councilperson Rob Wilkerson asked if they did this if they could write down how many people they do get. Dorner stated they do keep a tally on the weekends and sometimes on the nice weekends they get twenty to twenty five people. Armstrong stated to make it official they should have a motion.

Motion by Wilkerson – Second by Holub

Mr. Mayor, if there's no other questions, I make a motion that we open the recycling center from 10:00 am to 3:00 pm the first and third Saturdays of the month.

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Councilperson Steve Crum asked Public Works Director Randal Dorner if he could explain to everyone what they mean by recycle. Dorner stated they can bring their limbs, grass clippings, leaves, concrete, white goods non refrigerated, and any metal product, bicycle, hot water heater, and motor oil. Crum asked Director of Governmental Services Carol Neugent if Sean Conley could make a commercial for Channel 7 of what all is available. Neugent stated they could.

Councilperson Keith Pierce stated he received an e-mail from someone about the tornado sirens around the area of Anita and Slade stating the siren is barely audible. Police Chief Mike McElroy asked if it was weak on Mondays or during the storm because with the wind and the rain the other night they probably weren't going to hear it. Pierce stated the person said last Monday. McElroy stated they can check it on the outside. McElroy stated they are not designed to be heard on the inside; they are outside warning devices. Pierce asked if they have tentative start times on the drainage projects that were recently approved. Mayor Bruce Armstrong stated Rod Young, PEC, is working on the design. Pierce stated he was asked about the County project on the creek but it has probably been too rainy.

Councilperson Steve Crum stated at the last Tree Board meeting they had a discussion about a pine disease going around and killing the pine trees. Crum stated it is very important if you have a pine tree or any tree that is dying to get it

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removed. Crum stated if it has a disease it is going to pass it on to the trees down the line. Crum stated it was something the Tree Board talked to him about. Crum stated he thinks there is an ordinance about dead trees. Crum asked if that was something code enforcement could do or if it could be tied in with the weeds. Dorner stated they have seen an increase in code enforcement tremendously. Crum stated trash clean up went well last week. Crum stated they had asked that people not bring things in from out of town and they did see some of that. Crum asked the east side not to do this.

Councilperson Ken Hampton asked that since budgets are coming up that everyone call their Councilmember and express your concerns or any questions they may have on the upcoming budget.

Mayor Bruce Armstrong stated he was going to re-do the council action forms. Armstrong stated not the form itself but the way it is presented to Council. Armstrong stated right now it is being presented orally and he is going to have it presented in written form so you will have a list of the council action forms and it will stay there until it is taken care of so nothing falls through the crack from this point forward.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Holub

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

Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

The Regular Council Meeting Adjourned at 8:14 p.m.

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Rebecca Treadwell: Kanaga, here, Ewert, here, Slocum, here, Holub, here, Pierce, here, Wilkerson, here, Crum, here, Hampton, here.

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

Mayor Bruce Armstrong led everyone in the Pledge of Allegiance.

Mayor Bruce Armstrong asked for a motion to add a real estate purchase contract from Caro Properties LLC under Other Business.

Motion by Hampton – Second by Wilkerson

Mr. Mayor, I'll make a motion that we include under item five number "F" a contract with Caro with the City.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Special Order of Business Mayor Bruce Armstrong asked for a motion to open a Public Hearing for a Vacation Request – Lot 5, Nelson's First Addition.

Motion by Pierce – Second by Holub

Mr. Mayor, I make a motion that we open a public hearing portion of the issue regarding the vacation request, Lot 5 Nelson's First Addition.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked if any Council members had any outside contact regarding this case. Councilperson Ken Hampton stated he had talked to Planning/Community Relations Coordinator Jeana Morgan about a few questions and also Public Works Director Randal Dorner. Armstrong asked if any Council members had a conflict of interest in this case. There were none. Armstrong asked if the City had received any written or any kind of communications in the matter. Planning/Community Relations Coordinator Jeana Morgan stated they had received comments from the utility companies stating there was nothing in the easements. Armstrong asked what the findings were of the Planning Commission. Morgan stated they were recommending approval. Morgan stated their motion had stated contingent upon moving the storm sewer; which has been moved, inspected, and approved by the City. Armstrong asked if the applicants were present; if so to step forward and let them know why they need to grant the vacation. Senior Pastor Bo Graves, First Baptist Church stated the vacation of the property was to add a new addition on the south end of the current facility.

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Armstrong asked if anyone in the public would like to speak for or against the vacation. There were none. Armstrong asked if Council had any questions. Councilperson Steve Crum asked if they had to move the storm drain over if they would have to raise the ground. Public Works Director Randal Dorner stated it had no inlets on it, they just moved the pipe itself. Dorner stated it still had the same elevation. Armstrong asked for a motion to approve or deny the vacation request.

Motion by Pierce – Second by Holub

Mr. Mayor, I'd like to make a motion that we approve this vacation request with regards to the drainage easement of lot 5 in Nelson's First Addition.

Councilperson Ken Hampton stated Pierce stated drainage easement and wondered if they should put in utility easement instead of drainage. Mayor Bruce Armstrong stated they should verify it to make sure there is no problem with the utility companies.

Councilperson Keith Pierce amended his motion to included utilities.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion declared carried.

Mayor Bruce Armstrong asked for a motion to close the public hearing.

Motion by Pierce – Second by Wilkerson

Mr. Mayor, I move that we close this public hearing.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion declared carried.

Mayor Bruce Armstrong presented Commissioner Tim R. Norton.

Commissioner Tim Norton, 200 Timberlane Drive, stated he would give updates on what the County had been working on and try to answer any questions Council may have. Norton stated they were in the middle of their budget time like many people. Norton stated one thing they think would be problematic this year would be juvenile justice, criminal justice, jails, courts, and DA. Norton stated the jail is overloaded right now. Norton stated they have been putting many programs in place to take the load off of the jail but they are expensive. Norton stated he has been working on tech education. Norton stated the Southside Center now houses WATC instead of Cowley Community College. Norton stated the aircraft industry is in high demand for skilled workers and tech education is going to be a big part of it. Norton stated he is also working on health access. Norton stated he thinks Haysville is medical short. Norton stated Haysville could use a few more

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medical clinics and doctors. Norton stated there is sixty thousand who don't have insurance or are under insured in Sedgwick County. Norton stated he has been working on drainage. Norton stated south of Haysville it is very problematic; people are getting ground water in their basements. Norton stated he has received some positive calls about some drainage which had to do with cleaning out the cowskin creek. Norton stated the water that got there moved quickly and didn't pile up because there were no obstructions. Norton stated Council would have to make some decisions on what they would want to do in Haysville and the County would help with that. Norton stated he continues to attend meetings about arena parking and they are dedicated to figure it out. Norton stated they are close to making some announcements on what they think the solution would be. Norton stated they have been working on the solid waste plan; which has been given to KDHE. Norton stated it described some things that were important. Norton stated one of them is franchising. Norton stated the County can't mandate that; they can talk about it and say they want it, but each individual municipality has the ability to decide what they would like to do. Councilperson Joe Holub asked if the water problem south of Haysville could be beyond the scope of the County and should possibly involve the State or the Federal Government. Norton stated they had, and they have worked with FEMA but because so much of it is ground water coming up and not flood water going in, it's not considered a disaster. Councilperson Ken Hampton stated with the economic problems with the housing he didn't think there should have been an increase in anybody's valuation this year. Hampton stated he read they were cutting forty five thousand jobs across the country at different state levels and municipalities, Hampton said he watched one of the meetings a couple of months ago and they were talking about the juvenile system and there was a grant for two hundred ten thousand dollars with the State and half of it was with the County. Hampton stated they increased eleven to thirteen positions and since it was a one year contract one of the department heads stated they would just absorb them. Hampton stated places are getting bigger and when are they going to start cutting so that people can afford to live. Norton stated that was his point; the grants run out. Norton stated he was trepid with moving ahead. Norton stated they would be looking at it real hard and they have had discussions about lowering the mill levy. Norton stated sometimes that gets tough. Norton stated they don't control the appraisals; there is a state system that is computerized that has certain check points that the appraiser has to look at. Norton stated if they are out of compliance, they haven't been fined, but they get an out of compliance. Norton stated they have to be in a tolerance of ten percent below or above the state average. Norton stated our housing values have held up better than the rest of the nation because our bankers and financiers are more conservative. Norton stated for the race that Amy Driskill is going to be talking about; he thinks the County will be able to accommodate them.

Mayor Bruce Armstrong presented the Minutes of June 9, 2008.

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Motion by Crum – Second by Hampton

Mr. Mayor, if there's no discussion, I'll go ahead and make a motion that we approve the minutes from June 9, 2008.

Kanaga abstain, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Citizens to be Heard Mayor Bruce Armstrong presented Amy Driskill & Becky Austin.

Amy Driskill and Becky Austin stated they both run a lot and one day they decided they would like to put on a race to benefit some kids. Driskill stated they discussed their ideas with a professional race director, Dr. Hollenbeck, Dr. Mauer, and Dr. Burke. Driskill stated they have met with Kathy Adkins of the Haysville Drug Free Coalition. Driskill stated after speaking with her they thought they had a great cause to support. Driskill stated the Haysville Drug Free Coalition would like to start an after school program for middle school youth with the possibility of later adding elementary youth. Driskill stated they had a route picked out that starts at Ruth Clark Elementary and ends at the Haysville Middle School. Driskill stated the race would be a 10K relay race and each person would do a 5K. Driskill stated there would be an after party at Ruth Clark Elementary with drinks, snacks, and prizes. Driskill stated they would like Council's support and approval. Driskill stated they hoped to make this an annual event to showcase what a great town and wonderful school district Haysville has. Councilperson Joe Holub asked if the route goes down Meridian or Seneca. Driskill stated it will go down Meridian. Mayor Bruce Armstrong asked if they would need streets closed. Driskill stated she would need one lane of 55th and one lane of Meridian with someone directing traffic. Driskill stated she had talked to Lieutenant Whitfield and he stated they could help them once they got to the Haysville City limits. Councilperson Pat Ewert asked when the race would be held. Driskill stated it was August 2nd and they had some flyers if Council would like to look at them. Mayor Bruce Armstrong asked what time it was going to start. Driskill stated it would start at 7:30 a.m. Armstrong asked if there was a registration fee. Driskill stated they were going to try and get some corporate sponsors but there would be an entry fee of \$40.00 or \$20.00 per person and they will receive a shirt and there will be prizes inside the bag that each person would receive. Councilperson Keith Pierce asked if EMS would be available. Driskill stated she needed to talk to them because the race is called "Hot in Haysville" since it will be August 2nd. Councilperson Steve Crum asked if they needed to make a motion to show support. Armstrong stated they should.

Motion by Crum – Second by Hampton

I'll go ahead and make a motion that the City Council will go ahead and throw our support behind the race to benefit the Haysville Drug Free Coalition that's going

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to be held on August 2nd and will be run from Ruth Clark to Haysville Middle School and back again.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There were no Licenses and Bonds on the agenda.

Mayor Bruce Armstrong presented a RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (STORM WATER DRAIN IMPROVEMENTS/RIVER FOREST 2ND ADDITION); AND REPEALING RESOLUTION NO. 08-10.

City Attorney Alison McKenney Brown stated this needed to be tabled until after the petition under Other Business had been passed.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we table the consideration of this resolution until a later date.

Mayor Bruce Armstrong stated it just needed to be later in the meeting.

Councilperson Keith Pierce amended his motion to table this until later in tonight's meeting.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Rob Wilkerson stated the Senior Center would have Panera bread available on Wednesday's, Commodities on the June 25th from 1 p.m. to 4 p.m., Movie Matinee on June 27th at 12:30 p.m. Wilkerson advised the Haysville Baptist Church first annual car show would be Saturday June 28th from 10 a.m. to 3 p.m. and the entry fee is ten dollars with food and refreshments available.

Councilperson Steve Crum reminded everyone about different activities going on at the library. Crum thanked the PRIDE committee, City staff, volunteers, and Lies Trash for the City Wide clean up. Crum stated they ended up doing over 600 homes between the two weekends. Crum reminded everyone about the activities that would be going on in the park for the 4th of July and invited everyone out to

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enjoy them. Mayor Bruce Armstrong stated there was a brochure available with all of the information.

Mayor Bruce Armstrong presented the Court Activity Report.

Councilperson Steve Crum asked if Haysville sends all the juveniles to County or if they were handled in town. City Attorney Alison McKenney Brown stated most juvenile matters go to the County under the juvenile law. Brown stated there were a few juvenile matters that do come through the City involving juvenile trafficking infractions, or smoking, and those types of infractions that were not violations of State law.

Mayor Bruce Armstrong presented the Probation Activity Report.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randal Dorner Re: Alex Brooks – Resignation.

Mayor Bruce Armstrong presented a letter from AT&T Re: AT&T U-Verse Internet Protocol.

Mayor Bruce Armstrong presented a Letter from Scott Schneider, Cox Communication, Re: Additional Channels.

Mayor Bruce Armstrong presented a Brochure from League of Kansas Municipalities Re: Civility and Public Service.

Under Other Business Mayor Bruce Armstrong presented a Consideration of Storm Water Drain Improvement Petition.

Mayor Bruce Armstrong stated this new petition was needed because the previous bids exceeded the first petition.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council, I move that we go ahead and approve this new petition with regards to water drain improvements for River Forest 2nd Addition.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS

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(STORM WATER DRAIN IMPROVEMENTS/RIVER FOREST 2ND ADDITION);
AND REPEALING RESOLUTION NO. 08-10.

Motion by Pierce – Second by Ewert

Mr. Mayor and Council, I move that we approve a resolution determining the advisability of the making of certain internal improvements in the City of Haysville, Kansas; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings the storm water drain improvements for River Forest 2nd Addition; and also repealing resolution no. 08-10.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Repair to Plagens Carpenter Shelter Ceiling.

Public Works Director Randal Dorner stated several weeks back the shelter was vandalized with the ceiling ripped down. Dorner stated the cost they have is to repair it, paint it, and seal it back up and make it back like it was. Dorner stated they tried to get several contractors to go and look at it. Dorner stated one came down and didn't put a bid in and another one didn't show up. Dorner stated they did receive two bids. Dorner stated one was from Gold Eagle and the other one from Hampton and Sons. Councilperson Steve Crum asked if Gold Eagle had ever done any work here before. Dorner stated they have never done any work around town. Crum asked if he had any references for them and if he knew how long they had been in business. Dorner stated he did not have any references at this time and their brochure states they have been in business for years. Dorner stated they called people until they found someone who was interested in doing just a ceiling portion. Councilperson Joe Holub asked if they should consider the contractor with the higher bid because they don't know the Gold Eagle contractor. City Attorney Alison McKenney Brown stated that was a policy decision. Brown stated she didn't think there was a legal requirement. Mayor Bruce Armstrong stated they did not have to take the low bid if they feel there is a reason not to take the low bid. Holub stated he would feel more comfortable with Hampton and Sons since they didn't know Gold Eagle. Councilperson Steve Crum stated if they were going to get someone else in town to work, he would rather do it on a \$5,000.00 job.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council, I move we go ahead and approve the bid from Gold Eagle for the price of \$5,032 for repair of the Plagens Carpenter shelter.

Kanaga nay, Ewert nay, Slocum yea, Holub nay, Pierce yea, Wilkerson nay, Crum yea, Hampton abstain.

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Mayor Bruce Armstrong asked for the count. Recording Secretary Rebecca Treadwell stated it was four no's and three yes's. Armstrong stated that was turned down and asked for an additional motion.

Motion by Holub – Second by Ewert

I'll go ahead and make the motion that we accept Hampton and Sons bid of \$5,805 to repair the ceilings for Plagens Carpenter shelter house.

Kanaga yea, Ewert yea, Slocum nay, Holub yea, Pierce nay, Wilkerson yea, Crum nay, Hampton abstain.

Motion declared carried.

Councilperson Steve Crum stated he wanted people to remember if something comes up about an electronic sign that they just approved something \$800.00 over the low bid. Councilperson Rob Wilkerson and Councilperson Joe Holub stated their mind was made up.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Proposed Half Price Pool Passes.

Recreation Director Georgie Carter stated this is coming a little bit early but the next meeting wouldn't be until the half way mark. Carter stated she would like approval to sell pool passes half price beginning July 7th.

Motion by Kanaga – Second by Ewert

Mr. Mayor, I'll make a motion that we approve Georgie to reduce the pool prices to half price.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Membership Rates.

Recreation Director Georgie Carter stated this is something she wanted to look at for the last two years but with the state of the facility, she didn't think it was something she could do. Carter stated looking at competition in the area, she felt Haysville's rates were low. Carter stated increasing the rates would be a little more profitable. Carter stated even with the increase, they would still be lower than the competition in the area. Councilperson Steve Crum asked if they ever thought about doing a monthly charge also. Carter advised with a monthly charge, a lot of places make you sign a year contract. Carter stated more fitness facilities do a three month. Carter stated she prefers not to get into the contracts. Councilperson Ken Hampton asked if Carter had ran any numbers to see how much profit this would make assuming nobody would drop their membership due to the increase. Carter stated it wouldn't be a major increase for them. Carter

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stated they would like to do specials sometimes, and if they do a special now they are practically nothing. Carter stated it is hard to come up with specials when prices are that low. Councilperson Steve Crum asked if this did get approved if she would notify the school district ahead of time because they have the deduction the district pays out. Carter stated theirs begins in August and they would do it then.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council, I move that we approve and permit the rate increase proposed by Georgie for the HAC.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Re: Soccer Field Agreement.

Recreation Director Georgie Carter advised this is the same agreement they have signed for the last three years with the school district. Carter stated the only thing that has changed is the dates. Councilperson Steve Crum stated in the contract it only talks about the policy for no tobacco when they have the policy for no guns or weapon, and no drugs. Crum stated he had talked to the Superintendent about this and he stated they would need to post some signs out there.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we approve the contract between the school district for the soccer field agreement.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Real Estate Purchase Contract for Caro Properties LLC.

Mayor Bruce Armstrong stated this is the contract they had been trying to get on the second lot next to where the Family Dollar is located. Councilperson Steve Crum asked why there wasn't an addendum already added. Armstrong stated this contract came from them to us so they need to make the addendum back to them if they choose. Councilperson Ken Hampton stated they were financing the whole thing for twenty years and it's not costing anything because the land is already paid for; but what would happen if they quit paying every month as there is nothing in the contract. Armstrong stated they would have a note and a mortgage so the City is the holder of the mortgage.

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Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we go in with this real estate purchase contract with Caro with the same addendum we had on the first one with dates changed and also underneath construction commencement, instead of 90 days switch that to after section 13 of the contract is completed.

City Attorney Alison McKenney Brown stated "as soon as" is a term that could be interpreted between both parties. Brown stated it might be appropriate to state within 14 days or some drop dead date. Armstrong stated they needed to amend the motion to allow that construction begin immediately after the 90 day period or within so many days.

Councilperson Steve Crum amended his motion to state on the addendum to include on the construction commencement that we change 90 days from the date of closing to 7 days from the date of closing.

Councilperson Joe Holub asked City Attorney Alison McKenney Brown if she was clear on this contract. Brown stated she has not yet reviewed it. Mayor Bruce Armstrong stated this contract was previously reviewed by Counsel. Armstrong stated it is the exact same contract that was presented last time.

Mayor Bruce Armstrong stated they needed to vote on the amended motion first.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion declared carried.

Mayor Bruce Armstrong stated they needed to vote on the motion itself.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion declared carried.

There was no Old Business on the agenda.

Under Department Reports Mayor Bruce Armstrong presented the City Clerk Activity Report for May.

Councilperson Ken Hampton stated he had read in the City Talk that someone was promoted to City Clerk. City Clerk/Treasurer Beverly Rodgers advised she was the only City Clerk.

Mayor Bruce Armstrong presented the Governmental Services Activity Report for May.

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Director of Governmental Services Carol Neugent stated they had two new PSA's to show Council; one on City recycling and the other on Police Department vacation checks.

Mayor Bruce Armstrong presented the Police Activity Report for May.

Police Chief Mike McElroy introduced visiting officer Master Police Officer Malcolm Young. McElroy handed out a firework brochure with the 4th of July approaching. McElroy handed out an Outside Warning Device brochure. McElroy stated they had tested the tornado sirens and all of them were functioning correctly except for the one out east which currently has a malfunction that they are working on. Councilperson Steve Crum asked if the firework brochure would be available at the firework stands. McElroy stated it is available in the lobby of the City Building and other locations but at this point he could not answer that. Crum asked if he could make that happen. Crum stated every year they receive complaints from people that don't like the fireworks that are allowed in town. Crum stated what concerns him is that people try and take advantage of what they have. Crum stated people complain every year and at some point they could say they are not going to allow those types of fireworks any more and they could change the amount of time they are allowed to shoot legally. Crum stated it is not legal yet to shoot fireworks. It does not become legal until the 27th of June. Councilperson Keith Pierce asked if the tornado warning brochure was also available at City Hall. McElroy stated they will be soon.

Public Works Director Randal Dorner gave updates on the Library and showed pictures. Dorner gave updates on the East Grand Project and showed pictures. Dorner gave updates on the Senior Center and showed pictures. Dorner advised they would hold a storm water meeting on Wednesday June 25th from 4 pm to 6 pm. Dorner stated they had 26 truck loads of tree limbs come to Public Works over the five hour period on Saturday.

There were no Appointments on the agenda.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard. There were none.

There was no Executive Session on the agenda.

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

Councilperson Keith Pierce asked about the four workman compensation claims. Pierce asked if that was four separate filings. City Clerk/Treasurer Beverly Rodgers stated she thought it was two separate people. Pierce asked why a claim would get divided up between different departments. Director of

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Governmental Services Carol Neugent stated she thought that is how they are paid. Director of Governmental Services Carol Neugent stated they could check into it and get the specifics. Pierce had a question about the terminology on the bills to be paid. Pierce asked about some charges billed to the street department. Public Works Director Randal Dorner stated they started a storm water department and there are no funds in there for equipment maintenance. Pierce asked if this would eventually be covered under that. Dorner stated that was correct. Councilperson Ken Hampton asked about some charges for the air conditioner for the library. Hampton stated he thought they replaced one about a year ago and wondered if it would still be under warranty. Dorner stated he would check into it and see if it is the same one under warranty.

Motion by Crum – Second by Ewert

Mr. Mayor, I'll make a motion that we go ahead and pay the bills for the last half of June.

Councilperson Keith Pierce asked if they are going to go ahead and pay the charge based off of Councilperson Hampton's concern. Mayor Bruce Armstrong stated they would hold the check until they find out.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented the Council Action Request Updates.

Councilperson Keith Pierce stated seeing them in the packet is useful. Pierce stated what is most important to him is timely acknowledgment.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Steve Crum stated he had some people asking him why the lights on the path and North Main were on all the time. Public Works Director Randal Dorner stated they were having some problems. Dorner stated they have a timer and photo cell on them. Dorner stated they would get the timer to working right and the photo cell would take over. Dorner stated they were going to use one or the other. Crum asked where they were at in getting Mimosa Street bids in. Rod Young of PEC stated it was in their hands right now. Crum stated there are a lot of residents getting new roofs put on their homes right now. Crum wanted to know if Public Works checks to see if the roofers have current licenses and if residents could call and check and see if their contractor is licensed. Dorner stated they do.

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Councilperson Rob Wilkerson asked what kind of building materials they can keep on their yard. Public Works Director Randal Dorner stated they can have building materials on the premises for 90 days. Wilkerson stated the Pastor of the Church of Christ on Osage called him and asked him if the City could put some gravel there and grade it or if they need some drainage. Dorner stated they have done some drainage work in that area and it is a flat area. Dorner stated he would check into it.

Councilperson Keith Pierce stated someone over a week ago called the police for a suspicious person. Pierce stated it turned out to be a Public Works employee in an unmarked vehicle. Pierce stated they should have markings on the City equipment. Dorner stated they have a couple of new ones that have the markings on the rear but don't have it on the side door yet. Mayor Bruce Armstrong stated they would be marked. Pierce asked about the police vehicles that go home with employees; if they have a way to monitor the mileage. Police Chief Mike McElroy stated they do a monthly mileage report. McElroy stated the employees understand the consequences.

Councilperson Joe Holub asked about the progression of the walking bridge over the drainage north of Colt stadium. Public Works Director Randal Dorner stated it would be sometime in July.

Mayor Bruce Armstrong asked for a motion to adjourn.

Motion by Pierce – Second by Wilkerson

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

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

The Regular Council Meeting adjourned at 8:46 p.m.

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Jeana Morgan: Kanaga here, Slocum here, Holub here, Pierce here, Wilkerson here, Crum here, Hampton here. Ewert was absent.

Invocation was given by Dr. George Lespagnard, First Christian Church.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Under Special Order of Business Mayor Bruce Armstrong presented a Public Hearing Re: Vacation Request – Lots 1, 2, 3, & 4, Page Place Addition.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I move that we open a public hearing regarding the vacation request of lots 1, 2, 3, and 4 of Page Place Addition.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked Council if they had any outside discussion or conflict of interest in the case. No one had. Armstrong asked if the City received any communications regarding the case. Planning/Community Relations Coordinator Jeana Morgan stated that she received information from Kansas Gas Services indicating the need to have a gas line capped and advised that the applicants had already started the process. Morgan stated Westar Energy had requested a portion of the easement to remain for access to a pole on the property and advised that had been fulfilled at the Planning Commission Meeting. Morgan stated Cox Communications indicated they had no utilities in the easement and no issues with the vacation. Armstrong asked for the recommendation of the Planning Commission. Morgan advised the Planning Commission was recommending approval.

Shawn McCafferty, 6608 S. Seneca informed Council he would like the easements vacated in order to construct a garage on the property.

Councilperson Rob Wilkerson stated the property neighbored his house and said they had done a good job making the place look nice. Councilperson Steve Crum asked about parameter easement comments in the Planning Commission Minutes. Planning/Community Relations Coordinator Jeana Morgan advised that was stated to the applicants and no residents had come forward with complaints.

Motion by Pierce – Second by Wilkerson

Council, I move that respecting Planning's recommendation that we go ahead and approve this vacation request in regards to lots 1, 2, 3, and 4 of Page Place Addition.

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Councilperson Steve Crum asked if the exact description needed to be said in the motion. Mayor Bruce Armstrong advised it was taken care of from the Planning Commission's motion.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Motion by Pierce – Second by Kanaga

Mr. Mayor and Council, I move that we close this public hearing.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Public Hearing Re: Special Assessments.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we open a public hearing regarding special assessments.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Chuck Bouly, George K. Baum & Associates, advised the hearing was for questions or comments on Country Lakes Addition and Timber Creek Estate Addition special assessments. Bouly said property owners were given a notice of public hearing and it was published in the newspaper. Bouly stated Country Lakes Addition special assessments would be 15 year financing and Timber Creek Estates Addition special assessments would be 20 year financing.

Royce Franklin, 711 Windrose, asked if the assessments were to deal with drainage in the neighborhood. Chuck Bouly advised the citizen that if he lived in Country Lakes Addition, it was for a force pump. Franklin asked if it had been approved before hand. Mayor Bruce Armstrong advised the petitions were done when the developer began the development but was just recently completed. Franklin stated the outlet to the pond was full of weeds.

Amanda Aaron, 1922 Country Lakes, asked who benefited from the improvements and questioned why Phase I was included in the costs. Professional Engineering Consultant Rod Young explained how the amount of runoff from the properties could not exceed what it had been before development and advised the addition was flat and there was no natural fall to help with drainage. Young stated they knew about the issue during the original platting, however Sedgwick County let development continue on Phase I and II. Young advised citizens that the pump station was needed. Young said the County promised to clean the ditches out to help with drainage and the location where water

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would be pumped was temporary until it could be moved further south. Members of the audience had comments and concerns over the level of the water in comparison with the manholes and the possibility of manholes filling with water. Some asked if they would be assessed again for future solutions, since this was a temporary fix. Mayor Bruce Armstrong advised the audience that the title companies should have known about the assessments. Aaron asked why the developer was not responsible for the assessments since he had known about the issue for seven years. Armstrong stated the developer would have to pay the assessments on any lots he currently owned. Aaron asked what the interest rate would be. Chuck Bouilly stated it would be around four to four and a quarter percent but would depend on the rates.

Shea Reust, 583 Schoolhouse Ct., stated they had just purchased their house and asked why they were not informed of the costs. Mayor Bruce Armstrong stated the realtor should have known about the assessments and told them. Reust asked if the City could keep assessing costs to property owners. Armstrong stated only for items which had approved petitions. Director of Governmental Services Carol Neugent advised there was one more petition that had not been assessed yet to Phase II for the force main rerouting. Reust asked who would pay for a permanent fix. Armstrong stated there were no petitions assessing anyone for the long term solution and hoped to have Sedgwick County pay those costs.

Steve Burden, 7931 Shady Creek Circle, stated most people were concerned because they knew nothing about the assessments and had purchased the house after plats had been approved. Burden suggested the costs be reduced for current property owners and to assess a portion of the costs to future lots. Mayor Bruce Armstrong advised there were no final plats for additional lots. Burden asked if the Council had to make a decision tonight. Armstrong stated they were looking to pass it tonight unless Council had a reason not to. Burden stated when the pump station turned on you would contribute to other peoples' flooding and the ditch couldn't prevent flooding. Burden stated it would be an expensive proposition to correct it. Burden stated it was difficult for young families to get by and now they hear about additional assessments and will get more assessments when the pump doesn't work. Burden stated his concern was to have a long term plan and only do this once. Burden said the City would grow west and to have that builder contribute to the costs. Burden said he had issues with the builder knowing there was a problem then passing along the cost to people at a later time and asked what could be done or what evidence Council would need to postpone their decision or change their minds. Armstrong stated interest rates would continue to rise and could cost residents more in the future. Armstrong stated he was not sure what costs would be and how much the County would cover for drainage issues further south. Armstrong advised that if the Council waited to spread the special assessments future residents could be upset. Burden asked if they couldn't spread the specials to them since the rest of the addition wasn't platted. Armstrong stated there were no petitions for that. Burden asked if there was anything that would change the Council's mind. Armstrong stated it would not make sense because the residents would end up paying more.

Teresa Rosendale, 1658 Windrose Ct, stated she had just moved back two years ago and was proud of the improvements and expansions made in town. Rosendale said she was concerned that the area already had to be replatted. Rosendale stated she was aware when she purchased the house that she would have special assessments but those had already been put on a payment plan. Rosendale said her husband had two jobs and she recently got a job, due to the economy. Rosendale stated her concern was that young families were struggling to make ends meet and it was putting her and her husband in a bind that was making them consider having to sell and move out of the community. Rosendale stated she had two boys that were seniors in high school. She said she didn't understand how the City could come back and assess more charges on top of those they already pay. Rosendale said the builders should have used geological surveys. She did not appreciate being taxed for a temporary solution and stated that being charged in the future for a permanent solution would be a double taxation. Rosendale said she wanted to live here and see the town continue to grow. Rosendale stated Council needs to figure out a way to get a solution and get it fixed. Rosendale said current homeowners should not be penalized for something when it is still in development and to charge assessments to other homes being put in. Rosendale stated they were building homes too close to the water. Rosendale said she has had no problems with standing water at her home but she did have a problem with being charged for it and not the developer. Armstrong clarified that all lots would pay the assessment and not just those that had houses already built on them. Professional Engineering Consultant Rod Young stated the only thing temporary about the fix was the location the water will be pumped to and not the actual pump station itself.

Terry Gillham, 563 Country Lakes Ct., stated the letter he received from the city led him to believe the assessment was just a proposal but had found out it was a done deal. Gillham stated he built his house in January of 2003 and the area proposed for water to be moved is outside of the City. Gillham stated he received 55 pages of documents at his closing. Gillham went on to read document numbers of petitions recorded at the Sedgwick County Register of Deeds and stated none of the documents were furnished at closing. Gillham said five and a half years later he and other home owners had been bushwhacked. Gillham said the City knew of this for at least five years and now residents had thirty days. Gillham asked what other ambushes the City had for them. Armstrong stated they had already discussed them and there was no solid answers at this time.

Steven Latimer, 615 Blue Stem Circle, stated the assessments were not a proposal because the City wanted money back. Latimer said it was not a proposal because the City had already paid for it. Mayor Bruce Armstrong stated if Council did not pass it then it would be up to Council to find the money for it so it truly was a proposal. Latimer stated they should have told them that and said they all feel bushwhacked since the City didn't tell them for three years. Latimer stated he was currently trying to sell his property and he had to disclose this to potential buyers. Armstrong stated they depended on the title companies to inform people of the information.

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Kelly Estep, 616 Schoolhouse Place, stated she purchased her home using the development's real estate agent. Estep stated she called the realtor and the realtor did not know about the assessments and had received several calls on it. Estep asked if she would have to pay the assessments if she sold her home in the next thirty days. Mayor Bruce Armstrong stated it would remain with the property. Estep asked if the lump sum was paid up front and she moved in a year if they would be reimbursed the funds. Armstrong said no. Estep asked about payment of the different assessments. Armstrong stated the County would bill her.

Chuck Bouilly stated the proposed term was meant for people to come if they had a question about the amount of costs and not the funding. Bouilly stated the petitions were authorized appropriately in 2001 and now it had to be paid for. Bouilly stated whoever pays for it is a mute point and that the proposal is just in regards to the amount. Mayor Bruce Armstrong stated the Council could still change who paid for the improvements but it could cost more money.

Jim Pernice, 713 Blue Stem Place, asked if he would be assessed again after this assessment. Mayor Bruce Armstrong stated a sewer line was being engineered and built and that would be assessed to Phase II. Director of Governmental Services Carol Neugent advised the project could be complete by late summer or early fall. Armstrong stated costs could come in about a year. Pernice asked what other charges would be coming. Armstrong stated that was all the petitions the City had.

George Matthews, 767 Windrose, asked what would happen if the water backed up on them. Professional Engineering Consultant Rod Young stated that 79th Street South was lower than any of the Country Lakes Addition and it would flood there before the houses would. Matthews stated the pump was about ready to fall into the pond and asked if they would have to pay for that. Mayor Bruce Armstrong stated the City would be responsible for maintenance costs.

Bill Tomlinson, 776 Windrose, asked what determined the depth of the lakes and if there were ordinances or codes that determined how deep they were. Professional Engineering Consultant Rod Young stated the ponds needed to be at least eight feet deep. Tomlinson asked why they didn't make them fifteen feet deep. Young advised that across the street they went too deep and hit sand. Tomlinson stated the water was supposed to drain down Meridian and asked if they were putting in a drainage ditch. Young stated the project was being handled by the County and their desire was to have an open drainage ditch. Tomlinson asked if the ditch could be made low enough to put a pipe in. Tomlinson stated he didn't think it sounded like a good plan to him.

Amy Winter, 2226 Schoolhouse, asked how they would be financing the assessments. Mayor Bruce Armstrong stated it would depend on the lot and what they were being assessed for. Winter asked if she didn't come up with the lump sum in thirty days would she have to pay the financing for all fifteen years even if they paid it off early. Chuck Bouilly stated that was correct. Winter stated she might as well string it out because

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either way they would have to pay all the interest. Bouilly stated that if they had a down payment that down payment would be interest free.

Brandi Latimer, 615 Blue Stem Circle, stated she was respectfully requesting Council to postpone the issue. Latimer asked that Council please make a motion that they would look at the issue in a month so residents could contact the title company. Latimer stated they didn't feel they were disclosed information and would like time to see if it was their error. Latimer stated she would like to talk to the developer if he was present. Latimer asked Council to postpone their decision.

Councilperson Steve Crum asked if they were given an estimate of specials in their mortgage. Mayor Bruce Armstrong stated only the ones that had already been assessed and not possible future assessments. Councilperson Ken Hampton stated that when they passed the petitions they then passed resolutions, but a resolution had not been passed for the pump station because Council just recently passed it. Hampton asked if that might be the reason why the realtors didn't know about the assessments. Hampton asked if Council could table the pump station and pass the rest of the assessments. Chuck Bouilly stated that could be done by excluding that resolution number from the motion needed to pass the ordinance. Hampton asked why the sewer main was being charged only to Phase II. Rod Young stated the developer made that decision. Young explained that Phase I could use existing facilities but those facilities could not handle demand from Phase II.

Motion by Pierce – Second by Wilkerson

Mr. Mayor, I move, and Council, I move that we close this public hearing.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Minutes of June 23, 2008.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no discussion I'll make a motion that we approve the minutes of June 23, 2008.

Under Citizens to be Heard Mayor Bruce Armstrong introduced Tom Gibson, Haysville PRIDE Re: Haysville PRIDE.

Tom Gibson, 247 Ranger, addressed Council and gave a recap of the PRIDE City Wide Clean Up. Gibson stated there were 375 permits sold on the west side of town and 208 permits sold on the east side. Gibson said he kept hoping it would go down, but it hadn't. Gibson stated PRIDE would be presenting the Friends of the Library a check for \$583. Gibson stated this was the seventh year of doing the event and they had picked up close to 10 million pounds of trash. Gibson stated the Kansas Department of Commerce had done an article on the clean up days. Gibson advised Council that the PRIDE Committee meets on the first Thursday of each month and stated they cleared about \$3000 from the

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clean up, after expenses. Gibson advised they had purchased five banners that were placed on the Wichita Valley Center Floodway Bridge. Gibson asked Mayor Bruce Armstrong, Councilperson Steve Crum, Councilperson Keith Pierce, Public Works Director Randy Dorner, Police Chief Mike McElroy, Community Development Director Larry Powell, Recreation Director Georgie Carter, Planning/Community Relations Coordinator Jeana Morgan, and Howard Cook to step forward. Gibson presented them with a Workhorse Award from the PRIDE Committee for volunteering at the PRIDE City Wide Clean Up. Gibson stated he also had an award for the Senior Center for providing a place for lunch. Gibson said he would like to see someone from Council be on the PRIDE Committee and he invited anyone interested to join. Gibson stated he didn't know what happened the first hour and ten minutes of the meeting due to the volume of the lobby television. Gibson stated it sounded like a 1950's AM radio station and he couldn't hear anything. He encouraged someone to fix a temporary sound system. Councilperson Keith Pierce asked how much the PRIDE Committee spent on the City motto contest. Gibson stated a lot of time was put into it, \$200 was given to the winning motto, and gift certificates were given to advisors. Pierce asked if it was about \$250 worth of cash. Gibson stated that was correct.

Mayor Bruce Armstrong introduced Marion Renner, Friends of the Library Re: Garage Sale Permit Fee.

Johnna Crawford, Friends of the Library, addressed Council and asked for permission to sell garage sale permits for the City Wide Garage Sale, as they had requested every year. Councilperson Steve Crum asked what the dates were. The City Wide Garage Sale is August 9 and August 10, 2008.

Motion by Crum – Second by Wilkerson

Mr. Mayor I'd make a motion that, for the weekend, for the week of August, well we probably ought to do it from Monday because people have them on Thursday, from August 4th through August 10th the only garage sale permits sold will be allowed to go to the City Wide Garage Sale which would limit those permits to only be on the 9th and 10th. Those permits would be for....

Johnna Crawford stated the prices were raised. It would be \$7 for one day and \$8 for both days.

...\$7 for one day and \$8 for both days.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

There were no Licenses or Bonds on the Agenda.

Under the Introduction of Ordinances and Resolutions Mayor Bruce Armstrong presented AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON CERTAIN PROPERTY

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TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN THE CITY OF HAYSVILLE, KANSAS, AS HERETOFORE AUTHORIZED BY RESOLUTION NOS. 07-04, 06-20, 07-06, 07-07, 06-31, 07-12, 06-14, 06-33, 06-30, 06-29, AND 08-13 OF THE CITY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

Motion by Pierce – Second by Holub

Mr. Mayor and Council, I move that we adopt an ordinance levying special assessments on certain property to pay the costs of internal improvements in the City of Haysville, Kansas, as heretofore authorized by Resolution Nos. 07-04, 06-20, 07-06, 07-07, 06-31, 07-12, 06-14, 06-33, 06-30, 06-29, and 08-13 of the City; and providing for the collection of such special assessments.

Councilperson Ken Hampton stated he had problems with the pump house costs but he was unsure how they could pay for it if they didn't assess it. Hampton stated if you spread it City wide then people who aren't benefiting from the pump end up paying for it. Councilperson Rob Wilkerson asked how much the pump station cost. Chuck Bouilly stated it was \$311,000. It was figured that it would cost each resident less than ten dollars a month. There was discussion over who would benefit from the pump house and who should be responsible for the costs.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton nay.

Motion declared carried.

Mayor Bruce Armstrong presented AN ORDINANCE AMENDING THE SIGN CODE OF THE CITY OF HAYSVILLE REGARDING REGULATIONS FOR THE PERMITTED GROSS SURFACE AREA OF SIGNS IN THE HEAVY COMMERCIAL DISTRICT AND THE INDUSTRIAL DISTRICTS.

Director of Governmental Services Carol Neugent advised there was a typographical error in the City Code and the ordinance would solve the issue. Neugent stated the code read 200 square feet of surface area and it should be 400 square feet. Councilperson Steve Crum had concerns over the size of possible signs near residential areas. Neugent advised that more restrictive zones, which commonly abutted residential properties, allowed the larger surface area.

Motion by Hampton – Second by Slocum

Well Mr. Mayor, if there's no other questions, I'll make a motion that we pass an ordinance amending the sign code of the City of Haysville regarding regulations for the permitted gross surface area of signs in the heavy commercial district and the industrial districts.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

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Mayor Bruce Armstrong presented AN ORDINANCE AUTHORIZING THE OPERATION OF WORK-SITE UTILITY VEHICLES ON THE STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF HAYSVILLE; PROVIDING FOR RELATED MATTERS INCLUDING PENALTIES FOR VIOLATION THEREOF; AND, PROVIDING FOR THE REPEAL OF SECTION 114.2, OF ORDINANCE 928 OF THE CODE OF THE CITY OF HAYSVILLE.

City Attorney Alison McKenney Brown stated the ordinance dealt with the Standard Traffic Ordinance. Brown stated that cities were able to determine if they wanted to prohibit certain vehicles like a John Deere Gator. Brown stated they had worked on the ordinance for six months to make regulations very specific and stated without the ordinance the City could not use the Gator on the road. There was discussion over tagging the vehicles and weight limits in regards to the State statute requirements. Councilperson Steve Crum asked if all of the current equipment complied with the regulations. Public Works Director Randy Dorner stated they only had the Gator and it did comply.

Motion by Hampton – Second by Kanaga

Mr. Mayor, I'll make a motion that we pass an ordinance authorizing the operation of work-site utility vehicles on the streets within the corporate limits of the City of Haysville; providing for related matters including penalties for violation thereof; and, providing for the repeal of Section 114-2, or 114.2, of Ordinance 928 of the Code of the City of Haysville.

Councilperson Steve Crum asked if the construction companies were aware of the regulations. City Attorney Alison McKenney Brown stated she was not sure what type of enforcement was being done. Councilperson Ken Hampton asked if it was a statute where home rule does not rule. Brown advised they did not have to do a charter ordinance because the law remained the same except with slightly higher requirements.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum announced the Hometown Market on Tuesdays from 4:00 p.m. to 8:00 p.m. and gave upcoming events at the market. Crum stated the Wire House Art Gallery had a new exhibit by Dean Day and Kelly Carson. Crum advised the Wire House would be open during the Hometown Market and on Saturdays from 10:00 a.m. to 1:00 p.m. Crum stated the Library had movie nights on Saturday evenings.

Councilperson Rob Wilkerson announced Senior Center events. Steps would be July 15, 2008 at 10:00 a.m., free Panera Bread on Wednesdays beginning at 9:00 a.m. with free blood pressure checks from the Sedgwick County Fire Department at 11:00 a.m. Movies

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on Fridays at 12:30 p.m. Wilkerson encouraged everyone to sign up for a Senior Center Membership.

Mayor Bruce Armstrong presented the Sedgwick County Fire Department Report.

Mayor Bruce Armstrong presented a Memorandum from Director of Governmental Services Carol Neugent Re: Rebecca Treadwell – Resignation.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randy Dorner Re: Nathan Reynolds – New Hire.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randy Dorner Re: Michael Byers – New Hire.

Mayor Bruce Armstrong presented a Letter from Scott Schneider, Cox Communications Re: On-Demand Service Prices.

Mayor Bruce Armstrong presented a Letter from Scott Schneider, Cox Communications Re: DVR Charges.

Mayor Bruce Armstrong presented a flyer from the Sedgwick County Election Office Re: Primary Election Advance Voting.

Under Other Business Mayor Bruce Armstrong presented for approval a Consideration of Bids for Force Main Reroute, Part I.

Professional Engineering Consultant Rod Young advised this was for a portion of the force main reroute for the Country Lakes Addition and would be done with a local contractor. Young stated the low bid was Duling Construction. This portion would go from Kirby Park to the private properties. Councilperson Steve Crum asked why it was being done in two parts. Young stated that Public Works could help with the second portion to save on costs and the first portion would have to be contracted out. Crum asked if the residents would be charged for all of the cost. Director of Governmental Services Carol Neugent stated costs were being split between Country Lakes Phase II and the City. There was discussion over the costs and what portion the Country Lakes Addition would be paying. Crum asked why Country Lakes Phase II was responsible for the cost of the rerouting. Public Works Director Randy Dorner explained that the original force main was paid for by Southhampton Estates 1st Addition and could handle demand from Country Lakes Phase I. Once Country Lakes Phase II was developed, it could no longer handle the demand. Crum asked who was benefiting from the force main. Dorner stated it was Southhampton Estates, Country Lakes, USD 261, and an area of future development. Crum asked why Phase II was the only one required to pay for it. Young stated that was how the developer set it up and explained that developers try to get special assessments to balance for all additions, regardless of benefit district. There was discussion over benefit districts and how costs were being assessed to different phases.

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There was a question over the City's portion of the costs. Director of Governmental Services Carol Neugent explained that the petition called for six inch force main and a ten inch was being installed, with the City paying for the upgrade in size.

Motion by Crum – Second by Kanaga

Well Mr. Mayor, I'll go ahead and make a motion that we accept the bid from Duling Construction in the amount of \$52,408 having to do with part one of the force main reroute.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Consideration of Bids for Force Main Reroute, Part II.

Public Works Director Randy Dorner stated he had already purchased the piping and advised prices had gone up \$2.40 a foot since he had purchased it. Dorner stated Nowak Construction was the low bid. There was discussion over the differences in bids.

Motion by Hampton – Second by Crum

I'll make a motion that we accept a bid from Nowak Construction for \$59,410 for the force main reroute for part two improvements.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Public Works Director Randy Dorner informed Council that they were currently working on the mechanics of the pump and he would have specific pricing in the future. Councilperson Ken Hampton asked if all the piping would be underground. Dorner stated there would be one release valve, and it is on the property line on the east side.

Mayor Bruce Armstrong presented for approval the Consideration of Bids for Street Patching.

Public Works Director Randy Dorner advised the streets to be patched were from the list presented at the Street Workshop. Dorner gave a summary of the streets to be repaired. Dorner stated he needed repairs done before beginning the sealing process. Councilperson Keith Pierce asked if it would be done in cold or hot patch. Dorner stated it was hot patch and gave a summary of the process. Dorner said the Heavy Equipment Operator went out and determined which streets could be repaired and sealed and which needed to be replaced. Dorner stated they would only pay for the amount actually repaired, rather than the estimated figures in the bid. Hampton asked if the money came from the capital improvement fund. Mayor Bruce Armstrong stated it dealt with the budget changes previously discussed and that it would be split funding from capital improvements and the general fund.

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Motion by Crum – Second by Hampton

Mr. Mayor, if there's no more discussion, I'll make a motion that we approve the bid for street patching from APAC Kansas in the amount of \$53,250.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Consideration of Proposal for Crack Filling and Sealing of Certain Roads.

Public Works Director Randy Dorner stated they would use the best technique ProSeal offered unless it was determined the road could use a less extensive repair. Councilperson Steve Crum asked for a final total to be put on future worksheets.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll go ahead and make a motion that we approve the costs for the crack filling and sealing of certain roads as presented.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval a Consideration of Geotechnical Engineering Services.

Professional Engineering Consultant Rod Young stated the contract was necessary to obtain subgrade information on the streets. Young stated Public Works would be doing locates and marking areas for boring. Young advised this was necessary before doing any street improvements. Young stated the contract was for \$3,000 to bore fifteen holes in various locations provided by Public Works Director Randy Dorner. Councilperson Ken Hampton stated he was unsure how the City would benefit from knowing the subgrade. Dorner explained the subgrade could determine which process was necessary to replace the street. Councilperson Joe Holub stated the borings needed to be done.

Motion by Holub – Second by Hampton

I'll make that motion that we accept a proposal from Allied Labs for the geotechnical engineering services, not to exceed \$3,000.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Replacement Patrol Vehicle.

Police Chief Mike McElroy stated the vehicle had been budgeted for and would be paid for from the general fund. Councilperson Joe Holub asked which vehicle would be replaced. McElroy stated it would be a 2003 vehicle. Councilperson Steve Crum asked

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about mileage. McElroy stated they hoped to replace vehicles around the 85,000 to 100,000 mile range to save on repairs and get a better resale value. McElroy explained that one hour of idle time is worth 33 miles of driving and stated the supervisor's vehicle was constantly used. Councilperson Derrick Slocum asked about the warranty. McElroy stated it was three years or 36,000 miles.

Motion by Kanaga – Second by Hampton

Mr. Mayor, I'd like to make the motion that we allow the Chief to purchase a 2008 Ford Crown Victoria Police Interceptor from Shawnee Mission Ford for the amount of \$24,589.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval Adjustment of Pool Hours.

Recreation Director Georgie Carter advised pool swim lessons enrollment was high and asked to adjust the pool hours to allow for two sessions. Councilperson Steve Crum asked if there were people who had purchased season passes that would be upset by the change. Carter stated on average there were fifteen to twenty people at the pool after 6:30 p.m. Carter said it would only be for two weeks and she didn't see any problems with it.

Motion by Pierce – Second by Kanaga

Mr. Mayor and Council, I move that we allow Georgie to go ahead and rearrange her schedule as she's outlined here.

Councilperson Steve Crum asked if it would conflict with any contracts. Recreation Director Georgie Carter explained that it would not.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Consideration of 2008 Budget Amendment.

Mayor Bruce Armstrong stated this is what had been discussed at the Street Workshop to fund street improvements.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council I move that we approve and accept these amendments to the 2008 budget as spelled out here in front of us.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

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Motion declared carried.

Mayor Bruce Armstrong presented for consideration to Establish a Utility Rate Review Workshop for July 17, 2008.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council, I move that we establish a Utility Rate Review Workshop for July 17, 2008, 7:00 p.m., here in the Council Chambers.

Councilperson Joe Holub advised he would not be at the workshop. Councilperson Steve Crum advised he may not be able to attend either. There was discussion over changing the date or time. No change was made.

Kanaga yea, Slocum yea, Holub abstain, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for consideration to Establish a Budget Workshop for July 21, 2008.

Motion by Holub – Second by Hampton

I'll make a motion that we have a Budget Meeting Workshop on July the 21st at 7:00 p.m. at the City Building.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

There was no Old Business on the Agenda.

Under Department Reports City Clerk/Treasurer Beverly Rodgers reported that voting registrations would cease on July 21, 2008 and would resume on August 6, 2008.

Director of Governmental Services Carol Neugent had nothing to report.

Police Chief Mike McElroy introduced the visiting officer Lieutenant Kevin Sexton.

Public Works Director Randy Dorner gave project updates on the Senior Center, Sarah Lane and Clinton, Library, and the East Grand widening.

Recreation Director Georgie Carter reported the pool would be closed Friday and Saturday. Carter gave information on swimming lessons, yoga, and latchkey enrollment.

Mayor Bruce Armstrong presented for approval the Appointment of David Straub, Senior Citizens Advisory Board, Senior At Large.

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Motion by Crum – Second by Wilkerson

Mr. Mayor, I'll go ahead and make a motion we allow you to appoint David Straub to the Senior Citizen Advisory Board, Senior At Large.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Appointment of Daniel Landers, Planning Commission, Ward IV.

Motion by Crum – Second by Hampton

Mr. Mayor I'll go ahead and make a motion we allow you to appoint Daniel Landers to Planning Commission in the Ward IV position.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard.

There were none.

Mayor Bruce Armstrong presented for approval an Executive Session for Attorney/Client Privilege – Not to Exceed 15 Minutes.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I move that we retire into an executive session for the purpose of attorney client privilege for a time frame not to exceed 15 minutes, those in attendance to be the Haysville City Attorney, Police Chief, Director of Governmental Services, Council, and the Mayor.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Council adjourned to the executive session at 9:51 p.m.

Council returned from the executive session at 10:07 p.m. There was no binding action taken.

Mayor Bruce Armstrong presented the Bills to be Paid for the First Half of July.

Motion by Hampton – Second by Kanaga

Mr. Mayor, I'll make a motion that we pay the bills to be paid for the first half of July.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

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Under the Consent Agenda Mayor Bruce Armstrong presented the Council Action Request Update.

Councilperson Steve Crum had questions about the procedure and a previous request that he disagreed as being cleared. Public Works Director Randy Dorner stated he would look into it.

Mayor Bruce Armstrong presented a Thank You Letter from Tresa Miller Noyes.

Mayor Bruce Armstrong presented Council Concerns & Update.

There was no discussion.

Mayor Bruce Armstrong presented the Concerns of Councilmember Pierce.

Mayor Bruce Armstrong stated he felt councilmembers were mixing their job roles and he passed out a response from the City Attorney in regards to Councilperson Keith Pierce's concerns. Pierce stated he was concerned with the precedent that was being set by mowing property not belonging to the City. Pierce reminded everyone of a letter from Public Works Director Randy Dorner, stating several members of his staff were swamped. Armstrong said it was the responsibility of the City to maintain and mow areas of main thoroughfares and park property. Councilperson Ken Hampton commented that the time clock concerns could be dealt with by Council because it is a policy decision. Councilperson Steve Crum asked if they could create a policy that requires a Public Works vehicle to be marked prior to being used in public. Armstrong stated he didn't want to cause any problems when they need to use a vehicle and they are unable due to policy. Councilperson Joe Holub asked about the item discussing job responsibilities. Armstrong stated that was a personnel issue and was the responsibility of Director of Governmental Services Carol Neugent. Councilperson Derrick Slocum stated in his opinion that Public Works is a hard job and said it gets old going over the same issues. Slocum stated he sees things getting done.

Mayor Bruce Armstrong presented the Concerns of Councilmember Wilkerson.

Councilperson Rob Wilkerson stated he would like to see changes made to the complaint process and notification time periods. City Attorney Alison McKenney Brown advised that the State statutes were very specific and Haysville has to follow that same structure. Brown stated the City Code of Haysville mimicked the regulations of the State. There was discussion over the time periods of notification. Mayor Bruce Armstrong stated blighted areas could become a problem to the town. Brown stated it was the court process that took a long period of time. Wilkerson asked to look into shortening the notification time. Brown advised that she would look into it.

Mayor Bruce Armstrong opened the floor to any other council concerns.

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Councilperson Steve Crum thanked staff and the Park Board for their involvement in the Fourth of July activities. Crum stated his concern with lighting in Riggs Park. Crum advised trees were blocking street lights and asked if they could be trimmed or if additional lights could be added. Mayor Bruce Armstrong asked if Crum wanted more lighting permanently or for special events. Crum stated both. Public Works Director Randy Dorner stated he would look into it. Councilperson Keith Pierce asked if there was anything the City could do to prevent the issues they had with the Country Lakes Addition assessments that evening. Armstrong stated that issues occur with delays of improvements being completed. Armstrong stated no one from Timber Creek Estates was present at the meeting to discuss assessments because the improvements had occurred quickly.

Mayor Bruce Armstrong asked for Adjournment.

Motion by Pierce – Second by Hampton

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

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

The Council Meeting adjourned at 10:41 p.m.

Beverly D. Rodgers, City Clerk

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

Roll was taken by Recording Secretary Jeana Morgan: Kanaga here, Ewert here, Holub here, Pierce here, Wilkerson here, Crum here, Hampton here. Slocum was absent.

Mayor Bruce Armstrong led everyone present in a moment of silence.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of July 14, 2008.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no discussion, I'll go ahead and make a motion that we approve the minutes from the meeting of July 14, 2008.

Kanaga yea, Ewert abstain, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Under Citizens to be Heard, Krista Sheldon Re: Girl Scout Gold Award – Painting Curb Numbers, was not present.

There were no Licenses and Bonds on the Agenda.

Mayor Bruce Armstrong presented A RESOLUTION WAIVING THE GAAP REQUIREMENTS OF K.S.A. 75-1120a(a) FOR THE CITY OF HAYSVILLE, KANSAS.

Mayor Bruce Armstrong advised this was needed to opt out of full GAAP requirements of depreciation on streets, water lines, and sewer lines. The resolution needed to be passed annually.

Motion by Hampton – Second by Ewert

Mr. Mayor, I'll make a motion that we pass a resolution waving the GAAP Requirements of K.S.A. 17-17-20a(a) for the City of Haysville, Kansas.

It was stated that the motion was incorrect.

Amendment by Hampton – Second by Kanaga

I would like to amend my motion to read K.S.A. 75-1120a(a) for the City of Haysville, Kansas.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

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Mayor Bruce Armstrong present AN ORDINANCE CONCERNING AMENDMENTS OF CHAPTER 17, OF THE HAYSVILLE MUNICIPAL CODE REGARDING ASSESSMENTS OF COURT COSTS AND RELATED FEES, AND REPEALING CERTAIN ORDINANCES AND SECTIONS OF CHAPTER 17.

Mayor Bruce Armstrong advised the ordinance would put into effect the previously approved court cost changes. Councilperson Steve Crum had a question about probation violation fines. City Attorney Alison McKenney Brown advised the judge could fine anywhere from \$50 to \$500 at his discretion.

Motion by Hampton – Second by Crum

Mr. Mayor I would like to try again and make a motion to approve an ordinance concerning amendments of Chapter 17, of the Haysville Municipal Code regarding assessments of court cost and related fees, and repealing certain ordinances and sections of Chapter 17.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum stated the Park Board was now meeting at the Public Works Office and the Tree Board would not be meeting in August. Crum reminded everyone the Library held a movie night on Saturdays. Crum gave a summary of the swim meet finals and information on the baseball tournament being held at Plagens-Carpenter.

Councilperson Rob Wilkerson announced a movie on August 1, 2008 at the Senior Center. Wilkerson encouraged citizens to pick up a calendar of events at the Senior Center.

Councilperson Pat Ewert announced Nelson Elementary was still collecting cans if anyone would like to donate them. Ewert stated there would be a new student enrollment at the Haysville Middle School on July 31, 2008.

Councilperson Steve Crum said he forgot to remind everyone of the Hometown Market. Crum stated there was produce available and the next market would have free gifts and music. Crum said the Wire House Art Gallery would be open at the same time.

Mayor Bruce Armstrong presented the Court Activity Report for June.

Mayor Bruce Armstrong presented the Probation Activity Report for June.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randy Dorner Re: Nicholas Cox – Resignation.

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Mayor Bruce Armstrong presented the Annual Neighborhood Revitalization Program Report.

Mayor Bruce Armstrong presented a Letter from the Sedgwick County Department on Aging.

Under Other Business Mayor Bruce Armstrong presented for approval a Consideration of Bids for Library Waterline Extension.

Professional Engineering Consultant Rod Young stated the Sedgwick County Fire Department wanted a new water line, sprinklers, and a hydrant installed at the new library. Young advised there was little interest in the job from contractors and the only bidder was Mies Construction. Councilperson Ken Hampton asked if it was to be funded by the library bond money. Mayor Bruce Armstrong stated that was correct.

Motion by Hampton – Second by Wilkerson

Mr. Mayor, I'll make a motion that we accept the bid from Mies Construction for the water extension for the Haysville Community Library, PEC Project Number 35-08395-1263, in the amount of \$34,000.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval a Consideration of Change Order Number 1, Haysville Community Library.

Public Works Director Randy Dorner stated the fire department had requested the water line be upsized and asked that they put in tamper proof switches and additional fire extinguishers in the building. Councilperson Ken Hampton asked why the architects had not known to include the items. Dorner advised the fire department requested the increased flow to the building. Hampton stated the architect should have known about the fire extinguishers and tamper proof switches. Dorner stated some were included in the bid but the fire department wanted more. Hampton asked if there would be anymore change orders. Mayor Bruce Armstrong stated there would be since they were looking at finishing the basement.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no more discussion, I'll go ahead and make a motion that we approve the change order number one for the Haysville Community Library in the sum of \$5,625.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

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Mayor Bruce Armstrong presented for approval a Consideration of Proposals, Cured in Place Lining, Wastewater Interceptor Line.

Public Works Director Randy Dorner stated the interceptor line that runs from South Main Street to Riggs Park had areas of infiltration at the Cowskin Creek. Dorner advised there were two areas of high infiltration and said he would like to install a liner in those areas. Dorner stated the liner was comparable to installing a new PVC line. Mayor Bruce Armstrong asked what the cost for a new line would be. Dorner stated it would be almost twice the cost. Councilperson Ken Hampton asked about the life expectancy of the liner versus a new pipe. Dorner stated it was about the same lifespan and said Wichita had used the system for 30 years. Professional Engineering Consultant Rod Young stated the company had lost their patent and that is why the lining was becoming more well known.

Motion by Hampton – Second by Crum

Mr. Mayor, I'll make a motion that we approve the bid from Utility Maintenance Contractors for the amount of \$54,108 for the cured in place sewer main repair.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval a Replacement Patrol Vehicle.

Police Chief Mike McElroy stated a patrol vehicle had been totaled from a single car accident. McElroy said Shawnee Mission Ford had a vehicle available and stated Council had a breakout of costs. Councilperson Rob Wilkerson stated he had concerns with the amount the insurance company had offered. McElroy advised it originally came in at a lower amount, it had been raised some, and the City had asked to have the insurance company review it again. Councilperson Steve Crum said he was curious if the vehicle would change the replacement cycle. McElroy said it would be looked at in the year 2012. Councilperson Joe Holub asked if any of the equipment could be reused. McElroy stated some of the equipment could be used but some had been damaged. Councilperson Ken Hampton asked what failed on the vehicle to cause the wreck. McElroy stated they were still looking into it.

Motion by Kanaga – Second by Pierce

Mr. Mayor, I'll make a motion that we allow the Police Department to purchase the 2008 Ford Crown Victoria Police Interceptor from Shawnee Mission Ford to replace vehicle 06-07 in the amount of \$23,899 with \$14,615.26 from the insurance and \$9,283.74 from the Law Enforcement fund and if any additional is recovered from the insurance it would go back into that fund.

Councilperson Ken Hampton asked if they would be made aware of the investigation when it was complete. Mayor Bruce Armstrong stated they would be provided with any information if available.

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Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented an Approval of Publication of Notice of Hearing.

Councilperson Ken Hampton asked if the motion was for a public hearing. Mayor Bruce Armstrong advised it was to publish the notice of hearing, with budget information.

Motion by Hampton – Second by Crum

I'll make a motion that we approve the notice of hearing to be put in the paper for the 2009 Budget for the numbers we have presented before us tonight.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

There was no Old Business on the Agenda.

Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers presented the City Clerk Activity Report for June.

Director of Governmental Services Carol Neugent presented the Governmental Services Activity Report for June.

Police Chief Mike McElroy presented the Police Department Activity Report for June. McElroy introduced the visiting officer MPO Mark Mullin.

Public Works Director Randy Dorner gave a summary of construction on the Library, Senior Center, and East Grand Widening.

Recreation Director Georgie Carter had nothing to report.

There were no Appointments on the Agenda. Mayor Bruce Armstrong advised there was still an opening for the Park Board in Ward III.

Mayor Bruce Armstrong asked for any Off Agenda Citizens.

There were none.

Mayor Bruce Armstrong presented an Executive Session for Attorney/Client Privilege – Not to Exceed 15 Minutes.

Motion by Pierce – Second by Wilkerson

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Mr. Mayor and Council, I move that we retire into executive session for the purpose of attorney client privilege for a time frame not to exceed fifteen minutes; those in attendance to be the Mayor, Council, City Attorney, Police Chief and the Director of Governmental Services.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Council adjourned to an executive session at 7:38 p.m.

Council returned from the executive session at 7:52 p.m. There was no binding action taken.

Motion by Hampton – Second by Wilkerson

Mr. Mayor, I'll make a motion that we add an item C to the Consent Agenda for allowing the Chief to start up a K-9 unit.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented the Bills to be Paid for the Last Half of July.

Councilperson Ken Hampton stated he thought an insurance rate was high on the Chevrolet Colorado. Mayor Bruce Armstrong stated they could check to make sure the amount was correct. Hampton asked if the school helped pay for a portion of SRO training. Police Chief Mike McElroy stated it was for three new officers training to be SRO and said the Police Department usually pays for that training.

Motion by Crum – Second by Hampton

Mr. Mayor, if there's no more discussion, I'll go ahead and make a motion we pay the bills for the last half of July.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented the Council Action Request Update.

Mayor Bruce Armstrong presented a Thank You Letter from Air Capital Salvage.

Mayor Bruce Armstrong presented the Start Up of a K-9 Unit by the Haysville Police Department.

Motion by Kanaga – Second by Wilkerson

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Mr. Mayor, I move that we allow the Police Department to initiate a K-9 program to be funded through the Federal Law Enforcement Trust Fund not to exceed \$20,000.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

Councilperson Steve Crum stated he would like to read the thank you letter from Air Capital Salvage. Crum went on to read the letter.

Mayor Bruce Armstrong presented Council Concern Updates and asked for any other Council Concerns.

Councilperson Ken Hampton said he was concerned the insurance company had not provided an update. Director of Governmental Services Carol Neugent stated they had received three adjustments equaling approximately \$35. Hampton stated he believed the City needed to shop around for insurance. Mayor Bruce Armstrong stated it had been three years since they sent out RFP's. Neugent stated they would send out RFP's at the beginning of the year.

Councilperson Steve Crum asked about Mimosa Street improvements. Professional Engineering Consultant Rod Young stated there were some issues with lights and overhead lines. Young advised they did not have time to make changes before the bid. Young stated there was little interest in the project and bidding at this time could be unfavorable. Crum stated the school didn't want it done if it couldn't be completed before the first football game. Mayor Bruce Armstrong stated they would work with the school's timeframe.

Mayor Bruce Armstrong asked for a motion to Adjourn.

Motion by Pierce – Second by Wilkerson

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

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, and Hampton yea.

Motion declared carried.

The Council Meeting adjourned at 8:03 p.m.

Beverly D. Rodgers, City Clerk

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

Roll was taken by Recording Secretary Jeana Morgan: Kanaga here, Ewert here, Slocum here, Holub here, Pierce here, Wilkerson here, Crum here. Hampton was absent.

Invocation was given by Reverend Phillip “Bo” Graves, First Baptist Church.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Mayor Bruce Armstrong stated he would like an item added to the agenda to discuss an amendment to the agreement with the library’s architect firm.

Motion by Crum – Second by Ewert

Mr. Mayor, if there’s no more discussion, I’d like to make a motion that we add “Amendment to the Owner Architect Agreement” for the Haysville Community Library, make it under Item 5, A.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

Under Special Order of Business Mayor Bruce Armstrong presented a Public Hearing, Proposed 2009 Budget.

Motion by Crum – Second by Slocum

Mr. Mayor, I’ll go ahead and make a motion to open a public hearing on the proposed 2009 budget.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

Councilperson Keith Pierce stated the mill levy was pretty much the same as last year. Mayor Bruce Armstrong said there was a reduction. Pierce asked about the total budgeted expenditures. Armstrong advised they needed to budget spending for any projected income. Pierce asked where the projected \$1.8 million increase in revenue came from. Armstrong stated if you looked at each line item on the revenue you could find the increases. Pierce had concerns with the water utility rate increase. Armstrong stated they were not approving the rates and said it would come back by ordinance.

Motion by Crum – Second by Wilkerson

Mr. Mayor, I’ll go ahead and make a motion we close the public hearing on the proposed 2009 budget.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

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Motion by Crum – Second by Wilkerson

Mr. Mayor, I'll go head and make a motion that we approve the proposed 2009 budget to be put in the paper and posted and sent to the State.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce nay, Wilkerson yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented the Presentation of Financial Statements for Year Ending 2007 – Gary George of George, Bowerman & Noel.

Gary George, George, Bowerman & Noel, gave a summary of the City's financial statements. Councilperson Keith Pierce asked if items from the library not included needed to be submitted. George stated they should be included to conform to standard accounting principles but he had noted in the summary that they were not included. George said if the library did not want to provide the documents, they did not have to.

Mayor Bruce Armstrong presented for approval the Minutes of July 24, 2008, Special Meeting.

Motion by Crum – Second by Wilkerson

Mr. Mayor, I'll make a motion that we go ahead and approve the minutes from the special meeting from July 24, 2008.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Minutes of July 28, 2008.

Motion by Crum – Second by Wilkerson

Mr. Mayor I'll make a motion that we approve the minutes from July 28, 2008.

Kanaga yea, Ewert yea, Slocum abstain, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

There were no Citizens to be Heard.

There were no Licenses and Bonds on the Agenda.

Under Introduction of Ordinances and Resolutions Mayor Bruce Armstrong presented for approval A RESOLUTION SETTING FORTH CERTAIN FINDINGS OF FACT AND DECLARING THAT NUISANCE CONDITIONS EXIST ON PROPERTY KNOWN AS 543 E. GRAND AND PROVIDING FOR ABATEMENT AND ASSESSMENT OF ALL COSTS RELATED THERETO.

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Code Enforcement Officer Rick Linebarger gave a summary of the case, explaining the property had an abandoned pole. Linebarger stated they were given notice and made no attempt to remove the pole. Councilperson Steve Crum stated he spoke with someone about the pole and they asked to have the item tabled so they could get the pole removed.

Motion by Crum – Second by Ewert

Go ahead and table this for two weeks, bring it back at the next meeting.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval A RESOLUTION SETTING FORTH CERTAIN FINDINGS OF FACT AND DECLARING THAT NUISANCE CONDITIONS EXIST ON PROPERTY KNOWN AS 347 W. 4TH STREET, AND PROVIDING FOR ABATEMENT AND ASSESSMENT OF ALL COSTS RELATED THERETO.

Code Enforcement Officer Rick Linebarger gave a summary of the property and stated the house and a vehicle had been abandoned. Linebarger said he would like to have the truck removed and stated the grass in the easement was ten to twelve feet high. There was discussion over the classification of abandoned and inoperable vehicles.

Motion by Crum – Second by Wilkerson

Mr. Mayor, I go ahead and make a motion that we approve this resolution setting forth certain findings of fact and declaring that nuisance conditions exist on property known as 347 W. 4th Street, and providing for abatement and assessment of all costs related thereto.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval A RESOLUTION SETTING FORTH CERTAIN FINDINGS OF FACT AND DECLARING THAT NUISANCE CONDITIONS EXIST ON PROPERTY KNOWN AS 6510 S. COREY, AND PROVIDING FOR ABATEMENT AND ASSESSMENT OF ALL COSTS RELATED THERETO.

Code Enforcement Officer Rick Linebarger gave a summary of the address and stated that trash had continued to build and harbored rodents. Linebarger said the tenants had no trash service. There was discussion on the property owner and notification process.

Motion by Crum – Second by Slocum

Mr. Mayor I'll go ahead and make a motion that we pass this resolution setting forth certain findings of fact and declaring that nuisance conditions exist on property known at 6510 S. Corey, and providing for abatement and assessment of all costs related thereto.

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Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum announced the Haysville Community Library was putting together a fundraising bus trip to Branson. Crum stated they had Saturday night movies. Crum stated there would be no Park Board Meeting in September, due to Labor Day. Crum gave a summary of the Cal Ripkin Tournament at Plagens-Carpenter.

Councilperson Rob Wilkerson announced upcoming events at the new Senior Center. Wilkerson said the Senior Center Advisory Board would be meeting the next day, Panera Bread would be on Wednesday, and the Senior Olympics would be August 18, 2008.

Councilperson Pat Ewert announced school would be starting August 13 and August 14, 2008.

Councilperson Steve Crum announced the Hometown Market and stated there were eighteen vendors. Crum said there was produce but advised it sold quickly.

Mayor Bruce Armstrong presented a Memorandum from Public Works Director Randy Dorner Re: Michael Byers – Resignation.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Re: Municipal Leadership Class.

Under Other Business Mayor Bruce Armstrong presented for approval an Amendment to Owner and Architect Agreement.

Mayor Bruce Armstrong advised the agreement was to allow architects to design the basement of the library and stated the funds were available in the library bond money.

Motion by Crum – Second by Pierce

Mr. Mayor, I'll go ahead and make a motion that we approve this amendment to the owner and architect agreement for the Haysville Community Library, increase it to a for a sum of \$3,200.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

There was no Old Business on the Agenda.

Mayor Bruce Armstrong asked for Department Reports.

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City Clerk/Treasurer Beverly Rodgers showed various interior pictures of the new Senior Center.

Councilperson Joe Holub asked if final payment had been made on the Senior Center. Mayor Bruce Armstrong said no. Armstrong stated there would be additional punch lists and said they were still working on things.

Director of Governmental Services Carol Neugent showed a video featuring the Haysville Police Department. The video was created by the Governmental Services Department.

Police Chief Mike McElroy introduced visiting officer Sergeant Brian Daily.

Public Works Director Randy Dorner presented the Public Works Activity Report for July.

Recreation Director Georgie Carter presented the Recreation Activity Report for July. Carter gave information on youth soccer sign ups and a Middle School dance. Carter stated Fall program information was available on the website. Councilperson Steve Crum asked when the pool closed. Carter stated the pool had already closed, except for rentals. Carter advised the splashpad would be open from 10:00 a.m. to 10:00 p.m. through October, weather permitting.

There were no Appointments on the Agenda.

Mayor Bruce Armstrong reminded everyone there was an opening on Park Board for Ward III. Councilperson Steve Crum stated he had spoken with someone interested in the position and hoped to have that appointment for the next meeting.

There were no Off Agenda Citizens to be Heard.

There was no Executive Session on the Agenda.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the First Half of August.

Motion by Crum – Second by Ewert

Mr. Mayor, if there's no discussion, I'll go ahead and make a motion we pay the bills for the first half of August.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

Under the Consent Agenda Mayor Bruce Armstrong presented the Council Action Request Update.

Councilperson Steve Crum asked if in the future, additional pictures could be provided on properties with resolutions for abatement. Public Works Director Randy Dorner said yes.

Mayor Bruce Armstrong asked for Council Concerns.

Mayor Bruce Armstrong stated the contract to sell the old Senior Center fell through and advised the City would put the building back on the market.

Councilperson Steve Crum asked about Mimosa. Director of Governmental Services Carol Neugent said the school indicated they were fine with the delay. Neugent advised they were not yet aware of the price increases. Crum asked if they were looking at concrete bids. Public Works Director Randy Dorner stated there was an alternate for concrete in the bid.

Councilperson Mike Kanaga asked if people were being cited for grass clippings in the street. Public Works Director Randy Dorner stated they had been warning first time offenders. Kanaga asked if it was only Code Enforcement regulating it. Police Chief Mike McElroy stated if an officer saw a violation, they would probably contact Code Enforcement.

Councilperson Joe Holub asked about the status of the sand and salt storage building. Public Works Director Randy Dorner stated the floor had been poured and they needed to wait twenty-eight days for the concrete to cure.

Mayor Bruce Armstrong asked for a motion to Adjourn.

Motion by Pierce – Second by Slocum

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

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum yea.

Motion declared carried.

The Council Meeting adjourned at 8:07 p.m.

Beverly D. Rodgers, City Clerk

The Regular Council Meeting was called to order by Mayor Bruce Armstrong at 7:00 p.m. in the Haysville Municipal Building, 200 West Grand Avenue.

Roll was taken by Recording Secretary Jeana Morgan: Kanaga here, Ewert here, Slocum here, Holub here, Pierce here, Crum here. Wilkerson and Hampton were absent.

Invocation was given by Reverend Walter David, First Assembly of God.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Under Special Order of Business Mayor Bruce Armstrong presented a Budget Hearing for Amending the 2008 Budget.

Motion by Slocum – Second by Kanaga

Mr. Mayor, I move that we open a public hearing for budget amendment for the 2008 budget.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong advised everyone that the item would not increase the mill levy. There was no one present to speak on the amended budget.

Motion by Crum – Second by Ewert

Mr. Mayor, I'll make a motion that we close the public hearing on the budget for amending the 2008 budget.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Motion by Pierce – Second by Slocum

Council, I move that we approve this budget amendment before us tonight.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce nay, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented the 2008 Park Board Volunteer of the Year Award.

Councilperson Steve Crum presented the award to Patty Waters. Waters is president of the Historic Committee and Tree Board.

Mayor Bruce Armstrong presented a Proclamation of Senior Center Month.

Motion by Crum – Second by Pierce

Mr. Mayor, I'll go ahead and make a motion that we allow you to sign the presentation of the Proclamation of Senior Center Month.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Minutes of August 11, 2008.

Motion by Pierce – Second by Crum

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Mr. Mayor and Council, barring any corrections I move that we approve the minutes of the August 11, 2008 meeting, as presented.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

There were no Citizens to be Heard.

Under Licenses and Bonds Mayor Bruce Armstrong presented for approval the Retail Liquor Sales License – Hurst Liquor (Renewal).

Motion by Slocum – Second by Ewert

Mr. Mayor, I move that we approve the Retail Liquor Sales License for Hurst's Liquor.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Under Introduction of Ordinances and Resolutions Mayor Bruce Armstrong presented a RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL OBLIGATION BONDS, SERIES 2008, OF THE CITY OF HAYSVILLE, KANSAS.

Mayor Bruce Armstrong advised the resolution was to sell bonds and the issue had already been through public hearing.

Motion by Pierce – Second by Ewert

Mr. Mayor and Council, I move that we approve this resolution authorizing the offering for sale of General Obligation Bonds, Series 2008, of the City of Haysville, Kansas.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum announced the last Hometown Market would be September 23, 2008. Crum stated the new exhibit in the Wire House Art Gallery would be August 29, 2008. Crum said the Library needed male actors for the Mystery Dinner Theatre.

Mayor Bruce Armstrong presented the Probation Activity Report for July.

Mayor Bruce Armstrong presented the Court Department Activity Report for July.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: Police Officer Grady Germany – Transfer.

Mayor Bruce Armstrong presented a Memorandum from Police Chief Mike McElroy Re: Communications Officer Guy Mitchell – New Hire.

Mayor Bruce Armstrong presented a Memorandum from Mayor Bruce Armstrong Re: Community Development Director Larry Powell – Resignation.

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Mayor Bruce Armstrong presented an Email from Galen Davis Re: Bike Path Foot Bridge.

Under Other Business Mayor Bruce Armstrong presented a Consideration of Real Estate Land Sales Agreement – K&M Enterprise Company LLC.

Mayor Bruce Armstrong asked Council to consider tabling the issue due to other information they had not yet received. Councilperson Joe Holub asked where the property was located. Armstrong stated it was between Emprise Bank and the Family Dollar.

Motion by Holub – Second by Ewert

I'll therefore make a motion that we table this until the next meeting which will be...could someone else help me out here...until September the 8th.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers presented the City Clerk Activity Report for July.

Director of Governmental Services Carol Neugent presented the Governmental Services Activity Report for July.

Police Chief Mike McElroy introduced visiting officer Master Police Officer Glen Davidson.

Public Works Director Randy Dorner gave updates on the East Grand widening, Library, Foot Bridge, Senior Center, and River Forest 2nd Addition. Councilperson Joe Holub had a concern with an approach on East Grand. Dorner stated the approach to the bridge was raised. Councilperson Steve Crum asked if the street patching was being inspected. Dorner said there was staff with them at all times. Councilperson Pat Ewert asked how long the trucks would continue to use Delos. Dorner advised they were almost complete with the clay liner in River Forest 2nd Addition.

Recreation Director Georgie Carter was absent. Mayor Bruce Armstrong stated the splashpad was open to the public.

Under Appointments Mayor Bruce Armstrong presented for approval Steve Twitty, 1324 Cottonwood, Board of Zoning Appeals, Ward II (Reappointment – 3 year term).

Motion by Crum – Second by Pierce

Mr. Mayor, I'll make a motion we allow you to reappoint Steve Twitty, 1324 Cottonwood to the Board of Zoning Appeals, representing Ward II.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

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Motion declared carried.

Mayor Bruce Armstrong presented for approval Tom Nickel, 133 Van Arsdale, Board of Zoning Appeals, Ward III (Reappointment – 3 year term).

Motion by Crum – Second by Pierce

Mr. Mayor I make a motion that we allow you to reappoint Tom Nickel, 133 Van Arsdale to the Board of Zoning Appeals, representing Ward III.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval Sandra Bradshaw, 110 Champion, Board of Zoning Appeals, Ward IV (Reappointment – 3 year term).

Motion by Crum – Second by Pierce

Mr. Mayor, I'll make a motion that we allow you to reappoint Sandy Bradshaw, 110 Champion to the Board of Zoning Appeals, representing Ward IV.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval Don Schneiter, 315 W. 6th, Board of Zoning Appeals, At Large/Planning Commission Representative (Reappointment – 3 year term).

Motion by Crum – Second by Pierce

Mr. Mayor, I'd make a motion we allow you to reappoint Don Schneiter, 315 W. 6th to the Board of Zoning Appeals, at an At Large spot.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong advised there was an opening for Ward I on the Board of Zoning Appeals.

There were no Off Agenda Citizens to be Heard.

Mayor Bruce Armstrong presented an Executive Session for Attorney/Client Privilege – Not to Exceed 15 Minutes.

Motion by Pierce – Second by Ewert

Mr. Mayor and Council, I move that we adjourn into executive session for the purpose of attorney/client privilege, for a time frame not to exceed fifteen minutes, those in attendance to be Council, the Mayor, the City Attorney and the Director of Governmental Services.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Council adjourned to executive session at 7:23 p.m.

Council returned from executive session at 7:39 p.m. There was no binding action taken.

Mayor Bruce Armstrong asked Council to add an item to the agenda to discuss the purchase contract with the City and Caro Properties, LLC.

Motion by Crum – Second by Ewert

I'll make that motion, Mr. Mayor.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented the Bills to be Paid for the Last Half of August.

Motion by Slocum – Second by Ewert

Mr. Mayor, I move that we pay the bills for the last half of August.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented the Council Action Request Update.

Mayor Bruce Armstrong presented the Council Concerns Update.

Councilperson Steve Crum had a concern with property located in Sedgwick County that needed to be mowed. Crum stated the corner of 63rd Street and Seneca was overgrown and there were trees in the big ditch. Public Works Director Randy Dorner stated part of the property might be flood control and said he would contact the County.

Councilperson Keith Pierce asked where they were at with the patrol vehicle accident investigation. Police Chief Mike McElroy stated those involved with the investigation were assigned to another case. Pierce asked if the curb in front of the new pedestrian bridge could be labeled for no parking. McElroy stated they could put up no parking signs. Public Works Director Randy Dorner said they could paint the curb and he would work with the Chief on it. Pierce asked about crosswalk markings around town and stated they needed to be painted. Dorner said they had painted the crosswalks. Pierce clarified he also meant the intersection markings. Dorner advised some of the markings were done in thermal plastic and they have a seven to ten year life expectancy.

Councilperson Joe Holub said he was concerned with broken sidewalk sections. Holub advised they were located near 600 East Grand. Public Works Director Randy Dorner said he would look at it.

Councilperson Pat Ewert said she would like to thank whoever was responsible for cleaning up the area behind the Main Street Place Senior Residences. Public Works Director Randy Dorner said Sedgwick County did it.

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Councilperson Steve Crum asked if anyone had heard from Sedgwick County about work on the Cowskin Creek. Mayor Bruce Armstrong advised the permit from Haysville was being processed.

Mayor Bruce Armstrong presented for discussion the Purchase Contract with the City and Caro Properties, LLC.

City Attorney Alison McKenny-Brown stated an amendment needed to be made to the contract to change the construction time. Mayor Bruce Armstrong asked if an amendment needed to be made to section four. Brown stated that was correct and advised Council to extend the time Caro Properties, LLC had to respond.

Motion by Crum – Second by Ewert

Mr. Mayor, I'll make a motion that we amend the contract with Caro, paragraph thirteen we had asked for seven days for construction commencement, lets change the seven days to ninety days and also make the same change in section four and to add that we would like the approval or disapproval for this contract by noon, Friday September 5th.

Mayor Bruce Armstrong advised it was section one of the amendment, not thirteen. Councilperson Steve Crum stated it was in paragraph thirteen. Armstrong stated paragraph thirteen dealt with the contract itself.

Councilperson Steve Crum amended his motion

To strike paragraph thirteen from his motion and have the change be for section one and section four.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

Mayor Bruce Armstrong asked for a motion to Adjourn.

Motion by Pierce – Second by Ewert

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

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, and Crum yea.

Motion declared carried.

The Council Meeting adjourned at 7:59 p.m.

Beverly D. Rodgers, City Clerk

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

Roll was taken by Recording Secretary Chase Brizendine: Kanaga here, Ewert here, Holub here, Pierce here, Wilkerson here, Crum here. Slocum and Hampton were absent.

President Crum stated he would be voting on items.

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

President Crum led everyone present in the Pledge of Allegiance.

President Crum presented for approval of the Minutes of August 25, 2008.

City Clerk Beverly Rodgers stated there were two errors in votes by Councilperson Pierce. The minutes show Pierce voting nay, but he actually voted yea. The minutes have been corrected.

Motion by Pierce – Second by Kanaga

I'll make the motion that we approve the Minutes with the corrections for the meeting of August 25, 2008

Kanaga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea.

Motion declared carried

There were no Citizens to be Heard on the Agenda

The were no Licenses or Bonds on the Agenda

President Crum presented for approval AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS, SERIES 2008, OF THE CITY OF HAYSVILLE, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO.

Chuck Bouly, George K. Baum and Company, gave a summary of bids, explaining that two bids were received. Bouly stated United Missouri Bank was the low bid. Bouly advised both bids were good since we were projecting a higher rate. Bouly recommended Council approve the bid from UMB. President Crum advised there was a resolution that needed to be approved after the ordinance.

Motion by Pierce – Second by Kanaga

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I'll go ahead and make the motion that with regards to the General Obligation Bond Series 2008, that we accept the low bid from UMB Bank, at a net interest cost of \$1,247,232.17 at the average net interest rate of 4.07127%.

President Crum stated the interest rate was 4.087127%.

Pierce stated I'll correct that: at the average net interest rate of 4.087127%.

Kanaga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea
Motion declared carried.

President Crum requested a motion to pass the ordinance.

Motion by Pierce – Second by Wilkerson

I'll make the motion, Mr. President and Council that we pass an ordinance authorizing and providing for the issuance of General Obligation Bonds, Series 2008, of the City of Haysville, Kansas; providing for the levy and collection of an annual tax for the purpose of paying the principal of and interest on said bonds as they become due; authorizing certain other documents and actions in connection therewith; and making certain covenants with respect thereto. (Ord. No. 934)

Kanga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea.

Motion declared carried.

President Crum stated that there was a resolution that needed to be approved. A RESOLUTION PRESCRIBING THE FORM AND DETAILS OF AND AUTHORIZING AND DIRECTING THE SALE AND DELIVERY OF GENERAL OBLIGATION BONDS, SERIES 2008, OF THE CITY OF HAYSVILLE, KANSAS, PREVIOUSLY AUTHORIZED BY ORDINANCE NO. [____] OF THE ISSUER; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.

Motion by Pierce - Second by Kanaga

Mr. President and Council, I will move that we pass the resolution prescribing the form and details of and authorizing and directing the sale and delivery of general obligation bonds, series 2008, of the city of Haysville, Kansas, previously authorized by Ordinance No. ____ of the issuer; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith. (Res. No. 08-19)

Kanga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea.

Motion declared carried.

Under Introduction of Ordinances and Resolutions President Crum presented A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION TEMPORARY NOTES, SERIES A, 2008,

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OF THE CITY OF HAYSVILLE, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX, IF NECESSARY, FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID NOTES AS THEY BECOME DUE; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.

Chuck Bouly, George K. Baum and Company, advised that the temporary notes were to finance River Forest 2nd Addition improvements, and the Country Lakes sewer relocation. Bouly stated after the projects were completed they will go through the same assessment procedure.

Motion by Pierce – Second by Ewert

Mr. President and Council, I move that we approve this resolution authorizing and directing the issuance, sale and delivery of General Obligation Temporary Notes, Series A, 2008, of the City of Haysville, Kansas; providing for the levy and collection of an annual tax, if necessary, for the purpose of paying the principal of and interest on said notes as they become due; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith. (Res. No. 08-20)

Kanaga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea.

Motion declared carried.

President Crum asked for Governing Body Announcements.

Councilperson Rob Wilkerson announced the upcoming events at the Senior Center.

President Crum announced events and updates at the Hometown Market and the Wire House Art Gallery. Crum stated the last day the Home Town Market would be open is September 23, 2008. Crum stated September 11, 2008 was approaching and encouraged everyone to wear red, white, and blue on that day.

President Crum presented Memorandum from Public Works Director Randal Dorner Re: Resignation – Max Behrns

President Crum presented a Memorandum from Public Works Director Randal Dorner Re: New Hire Jonathan Simons.

President Crum presented a Memorandum from Director of Governmental Services Carol Neugent Re: New Hire Chase Brizendine.

Under Other Business President Crum presented for approval a Consideration of American Red Cross Shelter Agreement.

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Recreation Director Georgie Carter stated she met with the Red Cross regarding the designation of the Haysville Activity Center as a Disaster Shelter Facility. She advised that with this agreement the assistance from the American Red Cross would come quickly and the City could decline or set time periods for the shelter. Carter said if the agreement was approved, there would be a practice exercise on September 27, 2008. City Attorney Alison McKenney-Brown advised that the unfilled line should say "The Governing Body of the City of Haysville".

Motion by Pierce – Second by Wilkerson

Mr. President, I move that we allow Georgie to enter an agreement with the Red Cross for this purpose, noting and correcting this contract per the recommendation of the City Attorney.

Kanaga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea.

Motion declared carried.

President Crum presented for approval the Consideration of Contract Agreement with Haysville Amateur Softball and Baseball Association.

Recreation Director Georgie Carter stated HASBA used Plagens-Carpenter for the summer league, and said this year they had a fall league for boys. Carter advised the agreement stated HASBA's use of the Vulcan Field.

Motion by Holub – Second by Kanaga

Mr. President I'll make the motion, and council, that we accept the contract agreement between the Haysville Amateur Softball and Baseball League as stated.

Kanaga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea.

Motion declared carried.

Under Old Business President Crum presented the Consideration of Real Estate Land Sales Agreement – K&M Enterprise Company LLC. President Crum asked the item be tabled until the next City Council Meeting on September 22, 2008.

Motion by Pierce – Second by Wilkerson

Mr. President and Council, I'll move that we table Item 6A, the consideration of real estate land sales agreement until the next meeting.

Kanaga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea.

Motion declared carried.

President Crum asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers had nothing to report.

Director of Governmental Services, Carol Neugent had Media Specialist Sean Conley show the PSA on the City Clerk's Department. President Crum asked when these were shown and Conley stated 7:00 a.m., noon, and 7:00 p.m. daily.

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Police Chief Mike McElroy introduced visiting officer Lieutenant Bob Crites. McElroy stated Lieutenant Crites was in charge of the Patrol Section. Councilperson Joe Holub complimented McElroy on the new K-9 unit. Holub stated a citizen questioned him on the purpose of the K-9 unit, and he informed them it was primarily for drug investigation. McElroy advised the dog and handler were currently training in Topeka.

Recreation Director Georgie Carter stated they had made changes to the youth dance classes, and information was available at the HAC.

There were no Appointments of the Agenda.

There were no Off Agenda Citizens to be Heard. However, President Crum stated the Council sends their condolences to Howard Cook's family.

President Crum presented Attorney/Client Privilege - Not to Exceed 15 Minutes. President Crum suggested tabling the item until September 22, 2008.

Motion by Pierce – Second by Ewert

Mr. President and Council, I move that we table the executive session until whatever time seems prudent.

Kanaga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea.

Motion declared carried.

President Crum presented for approval the Bills to be Paid for the First Half of September.

Motion by Kanaga –Second by Ewert

I move that we pay the bills for the first half of September.

Kanaga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, and Wilkerson yea.

Motion declared carried.

Under the Consent Agenda President Crum presented the Council Action Request Update. There were no questions or comments.

President Crum presented a Thank You Letter from the Chief of Police Dave Williams of Mulvane.

President Crum presented a Thank You Letter from Deputy Assistant Director Mark Damitio of the Kansas Law Enforcement Training Center.

President Crum asked for Council Concerns and present the Council Concerns Update.

Councilperson Joe Holub presented a concern about the cleanliness and condition of the Sonic Drive In. Holub asked that they be contacted about the condition of their drive in.

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Councilperson Keith Pierce asked Council to reconsider the pros and cons of four year terms of Council versus the two year terms. Pierce said it could be discussed at a later date.

Councilperson Rob Wilkerson asked about trees burning in the River Forest 2nd Addition. Wilkerson was concerned about when burning had been taking place due to the wind. Wilkerson reminded everyone there were noxious weeds being burned. Public Works Director Randy Dorner stated the guidelines for burning were very strict and a permit was required. Governmental Services Director Carol Neugent said, on that particular day, they received the complaint and they shut down the burning right away. Neugent stated they should not have been burning and the complaint was rightfully made.

President Crum asked for a Motion to Adjourn.

Motion by Pierce – Second by Ewert

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

Kanaga yea, Ewert yea, Holub yea, Crum yea, Pierce yea, Wilkerson yea.

Motion declared carried.

The Council Meeting adjourned at 7:36 p.m.

Beverly D. Rodgers, City Clerk

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

Roll was taken by Recording Secretary Chase Brizendine: Kanaga here, Ewert here, Slocum here, Holub here, Pierce here, Wilkerson here, Crum here. Hampton was absent.

Invocation was given by Reverend Tim Leaf, Resurrection Lutheran Church.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval for the Minutes of September 8, 2008.

Motion by Crum – Second by Ewert

Mr. Mayor if there are no discussions I'll go ahead and make the motion that we approve the Minutes from September 8, 2008.

Kanaga yea, Ewert yea, Slocum abstain, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Under Citizens to be Heard Mayor Bruce Armstrong presented Gary Gerringer, 1273 E Southbrook, Haysville Re: Fair and Equal Treatment of the Law (Code Enforcement).

Gary Gerringer, 1273 E Southbrook stated he would like to thank the Mayor and Council for hearing him this evening. Gerringer passed out booklets with pictures and information to the Governing Body. Gerringer informed everyone of the condition of his property, including some of the improvements made. Gerringer stated information about his career as a Firefighter, and then gave information about his family. Gerringer stated in five years he had received five visits from the Public Works Department. Gerringer stated the first complaint he received was May 26, 2002, about adding a rock driveway to his property in the street right-of-way to support storage of an RV, which gave him 10 days to make the required changes. Gerringer was then informed the improvement was still in violation of the City Code. Gerringer stated he hired a company to pour a concrete approach in the right-of-way entrance and they moved the rocks to his backyard, resulting in the necessary repairs which needed to be made to correct the violation. Gerringer said all the repairs cost a total of \$3,355.23. Gerringer explained between the dates of May 26, 2002 and August 27, 2008 Champion built an addition to his house and went to the City for a permit. Gerringer explained how Champion left debris at 1249 Ward Parkway. On the following Saturday he was approached by two Haysville Police Officers and one Public Service Employee regarding the debris. Gerringer said he called the contractor and they cleaned it up that day. Gerringer stated that for four years he was dumping his grass near the lift pump station. Gerringer stated the reason for dumping his grass near the lift pump station was to kill the noxious weeds growing in that area, such as ragweed, and Johnson grass. Gerringer stated he never put any grass down the storm sewer drain, although he had spilled grass near the drain when dumping it in the field. Gerringer explained receiving a certified letter on August 27, 2008 from Rick Linebarger signed on August 26, 2008. Gerringer stated he called Rick Linebarger on August 28, 2008 to get

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the issue resolved. Gerringer stated that Rick Linebarger told him that his boss was trying to catch him for two years dumping the grass. Gerringer stated that all he wanted was a knock on the door saying that he had a violation and it would have been corrected. Gerringer stated he cleaned up all the grass on August 29, 2008 and had to buy \$50 worth of tools to clean it all up. Gerringer stated that after he had finished cleaning up the grass he went to Rick Linebarger's office and asked if the problem was resolved. Gerringer stated Rick Linebarger said, I think so. Gerringer stated he was unaware that a summons had already been signed on August 26, 2008 for him to appear in court. Gerringer stated that a police officer showed up at his door on September 2, 2008 with the summons. Gerringer explained when the City mows grass near the lift pump station they miss the tall weeds where the grass is dumped. Gerringer read the summons he had received, which stated violations of dumping waste prohibited: unlawful for any person to place, leave, or dump any garbage, rubbish, trash, or debris on any property and so forth. Gerringer admitted he was guilty of that charge. Gerringer stated the second violation he was charged with was a storm water violation. Gerringer went on to show pictures of violations he claimed the City had made in the same area as his home and near the Vickers building. Gerringer stated he was not asking for any City employee to receive any disciplinary action and he was not there on a vendetta. Gerringer explained he felt he had been treated unfairly and continued to show other violations around the City of Haysville.

Mayor Bruce Armstrong asked Gary Gerringer if he would stand to be questioned. Gerringer replied, "sure." Mayor Armstrong stated his appreciation and thanks to Mr. Gerringer for presenting this information to the City of Haysville. Mayor Armstrong stated the information given was truly enlightening. Councilperson Joe Holub asked Gerringer how much the fine was for the violation committed. Gerringer replied the court cost was \$80 and a fine of \$50 resulting in a total cost of \$130. Councilperson Keith Pierce thanked Gerringer for his time and effort. Councilperson Steve Crum stated his congratulations towards Gerringer for his integrity to admit he did violate a City Code. Crum stated his concern for the overlapping of notifications. He said this is something the City needs to look at with all the new housing developments. Mayor Armstrong stated his thanks towards Mr. Gerringer once again and said although Gerringer does not want to bring problems to the people, it is something that will have to be taken care of so it is truly equal for everyone; whether it is a fine or cleaning up something it will get taken care of. Gerringer stated the reason he was here was for fair and equal treatment and thanked Mayor Armstrong and the Council once again.

There were no Licenses or Bonds on the Agenda.

There were no Introductions of Ordinances and Resolutions.

Mayor Bruce Armstrong asked for Governing Body Announcements.

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Councilperson Steve Crum announced Tuesday, September 23, 2008 will be the last Hometown Market. Crum stated the Friends of the Library have their annual Mystery Dinner play coming up on October 3, 2008 and October 4, 2008.

Councilperson Rob Wilkerson announced the upcoming events for the Senior Center.

Mayor Bruce Armstrong presented the Probation Activity Report.

Mayor Bruce Armstrong presented the Court Department Activity Report.

Mayor Bruce Armstrong presented the Memorandum from Public Works Director Randy Dorner Re: Full Time Water Meter Reader Tony Martinez - Transfer.

Mayor Bruce Armstrong presented for approval Consideration of Farm Lease Agreement

Motion by Crum – Second by Kanaga

I'll make the motion that we sign an agreement on the Farm Lease Agreement with Mr. Albert Vanderhoff

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval consideration of Bids for Timberlane Drainage Improvements.

Mayor Armstrong stated after reviewing the bids, although they are under the engineer's estimates, he recommended Council does not accept any of the bids and have the project re-bid with new specifications. Mayor Armstrong stated the City does not have the funding to fund the Drainage Improvements in the right manner, unless they were to stretch the funding out over a ten-year period of time. Mayor Armstrong stated if the type of piping and dirt was changed some money could possibly be saved in the project making it more affordable. Mayor Armstrong stated he would like the project to be completed by the end of the year or after the first of the year, but at this cost the City cannot afford it right now.

Motion by Kanaga - Second by Pierce

I move that we refuse all of the bids for us on the Timberlane Drainage Improvements.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Mayor Bruce Armstrong stated there will need to be a motion to send the bids out with the new specifications to be re-bid.

Motion by Crum - Second by Ewert

I'll go ahead and make the motion that we re-bid the Timberlane Drainage Improvements with some new specifications on that.

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Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.
Motion declared carried.

Mayor Bruce Armstrong presented for approval Consideration of Bids for Turkle Drainage Improvements.

Mayor Armstrong stated this bid came in very close and is a different type of project. Professional Engineering Consultant Rod Young stated the bids were opened last Thursday and this improvement is in the Capital Improvements Plan. On Turkle, 5th and 6th streets there are very small pipes to get the water to the railroad. Young stated there will be work on Turkle Street to improve drainage to the curb inlets. The low bid is from Conspec dba Kansas Paving for \$161,089.50. Mayor Bruce Armstrong stated that the funding from this will come from the storm water funds the City had been collecting. Councilperson Ewert asked for information on the company doing the paving. Young stated the company's name was Kansas Paving, and had done a lot of local work in the area. Councilperson Crum and Public Works Director Randy Dorner discussed the requirements for cleanup needed to be done after the project was completed. Dorner explained that all the specifications of the cleanup and finalization were up to the City of Haysville. Young stated there is a one year bond after the project had been completed.

Motion by Crum - Second by Ewert

I'll make a motion that we accept the bid from Conspec with Kansas Paving for paving and drainage improvements to serve the S. Turkle St. at the cost of \$161,089.50.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.
Motion declared carried.

Mayor Bruce Armstrong presented for approval Consideration of Bids for Plagens-Carpenter Sports Complex Fields 5 & 6 Irrigation Improvements.

Mayor Bruce Armstrong stated when the City met with Haysville-USD 261, the school asked the City if they would partner with them on this project. Mayor Armstrong stated if Council approves this, it would be contingent upon the School Board paying for it. Public Works Director Randy Dorner stated five sets of plans were sent out and the low bidder was Lawn Sprinkler Services. Dorner stated some of the parking will be relocated to the east of the two fields being created. Mayor Armstrong asked for a motion to accept the bids.

Motion by Crum – Second by Slocum

I'll go ahead and make the motion that we accept this bid contingent on the school board agreeing to pay for it, for the project number 091508 for the sum of \$19,986.98 for sprinkler system on two softball fields at Plagens-Carpenter.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.
Motion declared carried.

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Mayor Bruce Armstrong presented for approval Consideration of Change Order for the Haysville Community Library.

Mayor Armstrong stated, as was discussed previously when the bids came in for the library, there were funds left over in the bond money. Mayor Armstrong stated the Haysville Community Library was looking to finish the basement with the left over funding from the Bond Issue.

Motion by Crum - Second by Holub

I'll go ahead and make a motion that we approve this change order for \$115,620.00 for the Haysville Community Library to finish the basement from this Change Order.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Under Old Business Mayor Bruce Armstrong presented for approval Consideration of Real Estate Land Sales Agreement K&M Enterprise Company LLC. (Tabled from 9-8-08)

Mayor Armstrong requested the item be tabled until after the Executive Session.

Motion by Pierce - Second by Ewert

I move that we table this item until after the Executive Session this evening.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers reported the Presidential Election is coming up and encouraged residents to register to vote because the last day to register is October 20, 2008. Rodgers stated there will be advance voting available at the Haysville Activity Center on various dates and times. Rodgers stated anyone can call the City office for assistance.

Director of Governmental Services, Carol Neugent reported Sean Conley continues to be busy creating and producing PSA's and tonight will be unveiling the Body Fat Check Video.

Public Works Director Randy Dorner reported on project updates for 71st Street, the new Haysville Library, and River Forest.

There were no Appointments on the Agenda.

The Off Agenda Citizen to be Heard was Zoe Burgess. Burgess announced a fundraiser debate at the Haysville Methodist Church put on by the Friends of the Library on October 3rd and 4th, 2008.

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Mayor Bruce Armstrong presented the Executive Session, Attorney Client Privilege – Not to Exceed 15 Minutes.

Motion by Pierce – Second by Ewert

I move that we retire into an Executive Session for the purpose of Attorney Client Privilege for a time frame not to exceed 15 minutes. Those in attendance to be the Council, the Mayor, the Director of Governmental Services and the City Attorney.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Council went into Executive Session at 8:14 p.m.

Council returned from Executive Session at 8:29 p.m.

Mayor Bruce Armstrong presented for approval Consideration of Real Estate Land Sales Agreement – K&M Enterprise Company.

Motion by Pierce - Second by Wilkerson

I move that we do not entertain acceptance of this or neither entertaining motion of a counter.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval Bills to Be Paid for the last half of September.

Motion by Crum – Second by Ewert

I make a motion to pay the bills for the last half of September.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong asked for questions on Council Action Requests.

Councilperson Keith Pierce asked questions concerning lane markings on Main and Grand. Public Works Director Randy Dorner stated they would try to get it done in the next 2 to 3 weeks.

Councilperson Joe Holub asked if the City will be getting a report from Nicole Green from the Health Department Restaurant Division concerning the Sonic Drive-In. City Attorney Alison McKenney Brown stated she had been trying to contact Rick Linebarger as she knew he had made the phone call.

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Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Letter from Brian and Roxy Cook.

Under Consent Agenda Mayor Bruce Armstrong presented a Thank You Letter from the City of Dodge City.

Under Consent Agenda Mayor Bruce Armstrong presented Thank You Letter from Councilperson Ken Hampton.

Under Council Concerns Mayor Bruce Armstrong asked for updates.

Councilperson Mike Kanaga asked if the court costs for Gary Gerring can be waived. Mayor Armstrong stated that he would have to be sent through the court system. City Attorney Alison McKenney Brown informed, with all wastewater cases that come to the court, the City does not do plea agreements on those because KDHE monitors them, so when it comes to the court everyone is treated the same. McKenney Brown stated on the first offense situations the court works very hard to impose only the minimum fine. McKenney Brown stated the same goes for dogs running at large. Mayor Armstrong stated if the City does not impose a fine, KDHE may fine the City for a larger amount than \$130. Mayor Armstrong stated it is a problem that will have to be addressed and taken care of.

Councilperson Pat Ewert stated when she previously drove on Turkle and other areas of Haysville she noticed five houses with grass clippings violations. Ewert asked whose position was to enforce the violations. Public Works Director Randy Dorner stated since July 1, 2008 the City had been enforcing violations, but before that date they worked on educating the City about codes and ordinances. Dorner stated when a citation is given the violator has a period of time to correct the violation before a fine is given. Dorner stated the number of previous warnings and violations given throughout the year. Dorner stated if the best management practice effort is given, codes and violations will not be enforced. Public Works Director Randy Dorner stated, to educate the City, information had been aired on Channel 7 and many flyers had been mailed. Councilperson Ewert gave suggestions on how to further educate the City on code enforcement violations. Ewert stated, west of the Haysville trailer park entrance, the grass is very high and there is a pile of dirt which no one seems to do anything with. Director of Governmental Services Carol Neugent said she would pass the information along to Chief Mike McElroy.

Councilperson Joe Holub stated the City needs to make sure City employees don't leave their grass clippings in the gutters, especially if the City expects citizens to do the same.

Councilperson Rob Wilkerson stated City employees need to set an example for the citizens. Councilperson Wilkerson asked how many City employees enforce violations. Public Works Director Randy Dorner stated only one. Mayor Bruce Armstrong stated the

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hours of the code enforcement officer may need to be shifted towards the evening due to the fact citizens normally mow their grass in the evening hours.

Councilperson Steve Crum asked if the pictures that Gary Gerring showed were City property. Public Works Director Randy Dorner stated the pictures that Gerring showed of property across from his house was City property. Mayor Bruce Armstrong stated if contractors and developers violate codes they will be cited for the violations as well.

Councilperson Crum announced the addition of a new cell phone tower near the railroad tracks and asked if a temporary moratorium could be put on cell towers and things of that sort while the Planning Commission and Zoning Boards look into adding those as a special use permit, and stated perhaps the City won't have towers popping up in many areas. Mayor Bruce Armstrong stated the motion could be made that night.

Motion by Crum – Second by Ewert

I would like to make a motion that we go ahead and put a temporary moratorium for 60 days on cell towers while our Planning Commission and Zoning Boards take a look at including those into a special permit so that those won't be allowed in town without first going through new regulations or perhaps not be allowed in town at all.

Councilperson Derrick Slocum asked what the regulations were for putting up cell phone towers. Mayor Bruce Armstrong stated that cell phone towers fall under light industrial zoning.

Kanaga yea, Ewert yea, Slocum abstain, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval Consideration of Reimbursement to PRIDE: Re: Motto Contest - Councilperson Keith Pierce.

Councilperson Keith Pierce read a letter sent out to Director of Governmental Services Carol Neugent which stated PRIDE has about \$250 invested in the Haysville Motto effort and had a contest to come up with the motto; Council was involved, informed, and given a chance to have input in this effort. Pierce stated this was also a community effort. Pierce stated a winner was selected and prize money was awarded, then Council voided the selection. Pierce stated the intent of that time was to create an official City slogan or motto. Pierce stated that currently the effort to create a City slogan or motto ceased to exist. Pierce stated that his only intent was to refund PRIDE the \$250 they invested.

Motion by Wilkerson –Second by Slocum

I'll make a motion that we reimburse PRIDE \$250 they invested into the motto effort.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, and Crum abstained.

Motion declared carried.

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Mayor Bruce Armstrong presented for approval Adjournment.

Motion by Pierce –Second by Ewert

I move that we adjourned tonight's meeting.

Kanaga yea, Ewert yea, Slocum abstain, Holub yea, Pierce yea, Wilkerson yea, Crum yea.

Motion declared carried.

Meeting Adjourned at 8:53 PM.

Beverly D. Rodgers, City Clerk

The Regular Council Meeting was called to order by Mayor Bruce Armstrong at 7:00 p.m. in the Haysville Municipal Building, 200 West Grand Avenue.

Roll was taken by Recording Secretary Chase Brizendine: Kanaga here, Ewert here, Slocum here, Holub here, Pierce here, Wilkerson here, Hampton here. Councilperson Crum was absent.

Invocation was given by Reverend Tim Leaf, Resurrection Lutheran Church.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Mayor Bruce Armstrong presented a Public Hearing for the purpose of evaluating the performance of Grant No. 07-PF-607 for the construction of the Haysville Senior Center at 160 Karla.

Motion by Hampton - Second by Ewert

Mr. Mayor I'll make a motion that we open tonight a public hearing for the Community Development Block Grant.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Hampton yea.

Motion declared carried

Bill Bolin, Executive Director of South Central Kansas Economic Development District stated the project had two monitorings, and they were both clean monitorings. Bolin said that the project was two months ahead of schedule and met budget requirements. Bolin stated the entire project flowed very smoothly. Bolin reported the Public Hearing was a final act on the grant and all the paperwork to submit had been turned over to the City Clerk for the Mayor's signature. Bolin stated, after that was completed, it would be submitted to the Kansas Department of Commerce and once they close out their paperwork they would send the City of Haysville a check for approximately \$6300. Bolin asked if anyone in the audience or any council members had any questions or comments about the project. Councilperson Keith Pierce stated his thanks towards the project and said that everything went smoothly. Councilperson Joe Holub asked if the final payment had been made on the Senior Center. Mayor Bruce Armstrong stated the State owes the City of Haysville approximately \$6300. Mayor Armstrong stated the grand opening for the Senior Center is scheduled for November 13, 2008. Mayor Armstrong stated if there were no other questions or comments a motion needs to be made to close the Public Hearing.

Motion by Hampton – Second by Ewert

Mr. Mayor I'll make the motion that we close the Public Hearing.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval of the Minutes of September 22, 2008.

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Motion by Kanaga – Second by Ewert

Mr. Mayor I'll move that we approve the minutes of September 22, 2008 Council meeting.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Hampton abstain.

Motion Declared Carried

There were no Citizens to be Heard.

Under Approval of Licenses and Bonds, Mayor Bruce Armstrong presented; Karrie's Korner, 1421 E. Grand Re: New Drinking Establishment.

Motion by Hampton – Second by Wilkerson

I'll make a motion Mr. Mayor that we approve Karrie's Korner, 1421 E. Grand for the new drinking establishment.

Kanaga yea, Ewert yea, Slocum yea, Holub no, Pierce yea, Wilkerson yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong presented for approval AN ORDINANCE AMENDING ORDINANCE 928, SECTION 11-901(p) BY REPEALING 11-901(p), 11-901(q), and 11-901(r) REGARDING LOUD AND UNNECESSARY NOISE AND ADOPTING ALTERNATIVE LANGUAGE PROHIBITING EXCESSIVE, UNREASONABLE OR UNUSUALLY LOUD NOISE.

Police Chief Mike McElroy stated the new ordinance would replace the current noise violation section in our code and was much more streamline. McElroy stated the new ordinance would be much easier to work with and would give police officers the authority to stop any noise violations. McElroy stated the new ordinance also has a section which would allow police officers to contact property owners regarding noise violations. Councilperson Joe Holub asked if this new ordinance addresses loud noise from vehicles. McElroy stated there was a separate ordinance to address that issue. Councilperson Keith Pierce stated the current ordinance was very specific on sound level decibels but did not give police officers empowerment to correct noise violations and asked if he was correct. McElroy stated with the previous ordinance there was virtually nothing police officers could have done to stop a noise violation. McElroy stated in the incidence of noise violations, police officers could have cited the violating party but theoretically the noise violation could have continued. City Attorney Alison McKenney Brown stated the new ordinance was more usable because the previous ordinance could only be enforced by using some type of sound detection device, such as a decibel meter. Brown stated Sedgwick County only had one sound device to use for enforcing noise violations, which belongs to the Sedgwick County Health Department. Brown stated that even if the device was used, the person who used it would be required to come to court and testify. Brown stated the city would be using the standard ordinance used in the criminal code. Brown stated the criminal code looks at both the subjective and objective standard.

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Councilperson Crum arrived at 7:17 PM.

Councilperson Keith Pierce asked if the sound device was an expensive tool. Brown stated she did not know how much the tool cost, but she was aware of an extensive training program required to use it. Councilperson Mike Kanaga asked if the standard to be set for noise was to be set by the reporting police officer. McElroy stated the way to approach the situation was to report to calls made by citizens who have deemed the said noise to be unreasonable. McElroy said the police officer who reports would normally warn the violator before shutting him down. Kanaga asked if the term "too loud" was subject to variation in opinion from multiple people. McElroy stated a reasonable person should be able to decide what types of noise are acceptable or not. Brown stated the draft of this ordinance was created around the officer being able to work with the property owner or violator. Brown stated imposing a penalty was always the last thing a person should do. Councilperson Ken Hampton stated the ordinance seemed much too vague. Mayor Armstrong asked for some background on why a new ordinance was being created. McElroy explained how a loud party was not able to be effectively dealt with. McElroy stated some of the wording in the new ordinance comes from the town of Lawrence, Kansas, which has a reputation of being a louder town. Mayor Armstrong stated the new ordinance was specifically created to resolve complaints from citizens and the community. Councilperson Hampton stated his concerns for the penalties enforced. Brown stated the six month jail sentence for a noise violation was something she would never ask the judge to enforce, so she changed it to a maximum of a one month sentence. Councilperson Rob Wilkerson asked if the current ordinance allowed officers to do anything at all when a noise violation was made. McElroy stated the only thing officers could do is cite the offending party. McElroy stated in most cases when a noise violation is made, compliance isn't uncommon. Councilperson Wilkerson stated that the most recent noise violation was made from a building which was not even near any residential property. Wilkerson stated with the new ordinance officers would be able to shut down the party. Councilperson Joe Holub stated he was impressed that the ordinance was based from Lawrence, Kansas which was known for being a large party town. Councilperson Holub stated Council should vote on the ordinance.

Motion by Pierce –Second by Wilkerson

Mr. Mayor I'll make the motion that we go ahead and approve an ordinance amending Ordinance 928, Section 11-901(p) by repealing 11-901(p), 11-901(q), and 11-901(r) regarding loud and unnecessary noise and adopting alternative language prohibiting excessive, unreasonable or unusually loud noise.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong presented for approval A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF HAYSVILLE , KANSAS DECLARING A MORATORIUM ON THE GRANTING OF PERMITS FOR CERTAIN WIRELESS COMMUNICATIONS

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FACILITIES INCLUDING COMMERCIAL COMMUNICATIONS TOWERS AND ANTENNAS.

City Attorney Alison McKenney Brown stated Council wanted to put a temporary moratorium on the building of cell phone towers to make some policy decisions. Brown stated the resolution had a small error, which was the wording Community Unit Plan, which needed to be changed to Planned Unit Development. Councilperson Keith Pierce stated the resolution expires in 60 days. Councilperson Steve Crum asked why certain exceptions to the moratorium were made in the resolution, such as disguised cell phone towers. Brown stated it was a common policy decision and could be changed by Council.

Motion by Crum – Second by Hampton

Mr. Mayor I'll make a motion that we pass this resolution without allowing the height of the facility to extend more than 20 feet above the average roofline. I like to approve this striking that, and also striking the area in section 4 about the stealth tower structures out of the exceptions of this moratorium, and to change the wording on the CUP's to PUD's.

Councilperson Keith Pierce stated this is essentially a true moratorium. Brown stated everything involving the moratorium on cell phone towers has to come back to Planning Commission regardless.

Kanaga no, Ewert no, Slocum no of, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum reminded everyone of the Haysville Fall Festival. Crum stated there would be no more Hometown Market and the Wire House Gallery was still in effect.

Mayor Bruce Armstrong presented for approval Consideration of Real Estate Purchase Contract.

Mayor Bruce Armstrong stated the contract is from Steve Ruud and Melvin Curtis Hampton Jr. to purchase Lot 3, Block A, Main Street Place Second Addition. Armstrong stated this lot was behind the shopping center where the Dollar General and Pizza Hut is, located right across from the new Senior Center. Armstrong stated the contract had things that cannot be agreed on; one of those being the extending of the wall on the railroad. Armstrong stated zoning would need to be changed, the City would maintain the architectural approval, and the City would maintain a start time. Councilperson Ken Hampton asked about the fees waived in Item 10. Hampton stated the City should not have to pick up the cost for a water meter. Councilperson Keith Pierce asked if it was a common request for the water meter to be paid for by the City. Mayor Armstrong stated it was not commonplace for the cost of a water meter to be paid for by the City. Councilperson Joe Holub asked what was going to be built on this property. Mayor

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Armstrong stated the intent was to build a more upscale senior housing development. Councilperson Steve Crum asked if the City covered closing fees. Mayor Armstrong stated the costs were split 50%. Mayor Armstrong stated the reason for covering more costs this time was due to the fact this is not prime property.

Motion by Pierce – Second by Slocum

I make a motion that we make a counter this offer. Number one splitting the closing costs 50/50. We'll strike number 10, because I feel that is effectively struck anyhow by virtue of the neighborhood that that's in. I'd like to remove 11; I'd like to remove 12. I don't agree with either of those. I'd like to add instead, however Alison feels it needs to be worded, that we need to maintain architectural control over that site and I think we also need to specify a time to start a time frame after closing, and there I'm kind of vacillating, I'll say 90 days then leave it.

Mayor Armstrong stated it needed to be zoned correctly.

Motion by Pierce – Second by Ewert

I'll amend my motion to accommodate the zoning changes required to make this work best for them.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton abstain.

Motion declared carried

Mayor Bruce Armstrong presented for approval Consideration of Park Plan.

Planning/Community Relations Coordinator Jeana Morgan stated a few members from the Park Board and a few members from Planning formed a subcommittee and made updates to the Park Plan. It has gone to the Planning Commission and they have passed a resolution recommending approval.

Mayor Bruce Armstrong recommended this item be tabled to give everyone time to go through it.

Motion by Kanaga – Second by Ewert

Mr. Mayor I'll make a motion that we table this Consideration of Park Plan until the next Council meeting.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong presented a memorandum from Police Chief Mike McElroy regarding property disposal.

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Police Chief Mike McElroy stated the Police Department had two vehicles which were ready for disposal and requested permission to dispose of them through the Internet only sale through Purple Wave Auction Service at their convenience. McElroy stated Car 50 and Car 71 are the City's parade cars and need various repairs.

Motion by Hampton –Second by Kanaga

I make a motion that we allow the Chief to dispose of these two vehicles: the 2000 Ford Crown Victoria and the 1981 Chevy Caprice through Purple Wave Auction.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong presented a memorandum from Recreation Director Georgie Carter regarding Dedication of Park Land.

Recreation Director Georgie Carter stated, at the October Park Board meeting, members approved the land south of the Vickers building as park property. Mayor Bruce Armstrong stated, although there was a park built in that area, it had never been dedicated as a park. Councilperson Joe Holub asked if the park was to be dedicated without a name. Mayor Armstrong stated it can be dedicated without a name. Councilperson Steve Crum stated, because the park is showcased at Christmas and it's at a very busy intersection in the City, some time should be taken to name it.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I make a motion that we proceed with the dedication of the green area south of the Vickers building as a park area, naming to be done later if necessary.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong presented Consideration of Proposal to Repair Flow Meter at Wastewater Treatment Plant.

Public Works Director Randy Dorner stated the flow meter had been giving the City problems in the past and currently, especially during high flow times. Dorner stated repairs were attempted by the City but the problems were too severe and re-programming would be required. Dorner stated the cost of the repairs were \$12,300 out of the Wastewater Treatment Fund. Councilperson Ken Hampton asked why only one vendor had been looked at to repair the flow meter. Dorner stated the parts were to replace the internals of an existing flow meter, which required specifically made parts. Dorner stated, in order to get parts from a different vendor, the entire flow meter would have to be replaced rather than rebuilt. Councilperson Hampton asked why \$650 was spent on calibrating meters that were not in working order. Dorner stated it was to keep the readers in regulation for the NPDES permit. Councilperson Steve Crum asked if the company giving the bid was the same manufacturer of the pump. Dorner stated the parts required

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were coming from the manufacturer of the pump and the pump was approximately 11 to 12 years old. Councilperson Crum asked if the \$12,300 was to repair both meters. Dorner stated the cost was to repair both. Councilperson Crum asked if the manufacturer of the parts required would also be the ones to repair the meter and if they were, was the work guaranteed. Dorner stated the city had worked with this manufacturer many times in the past and had not had any problems with their work, but he was unaware of any warranty on labor.

Motion by Pierce – Second by Kanaga

I'll move that we go ahead and permit Randy to accept this proposal from Enviro-Line Company to replace Flow Meters for the proposed price of \$12,300.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong presented for approval Consideration of Proposal to Repair Aerator for the Digester at the Wastewater Treatment Plant.

Public Works Director Randy Dorner stated quotes given were older quotes because problems with the aerator began in the summer. Dorner stated there would be a window of time where the digester would be empty giving the City the opportunity to repair the aerator. Dorner stated the aerator would be replaced with a new one and the old one would be sent back to the factory for refurbishing. Dorner stated the new unit comes with a new motor, a new propellor, and everything else to get the aerator back in service. Dorner stated observations were made and the aerator was taking longer times to run creating higher energy costs. Councilperson Steve Crum asked if the quote to repair the aerator was still in effect due to the age of the quote. Dorner stated that the company is still honoring the quote. Councilperson Ken Hampton asked why only one vendor was contacted to repair the aerator. Dorner stated many things would have to be changed in order to switch vendors and the cost would have been more efficient to stay with the same vendor. Councilperson Kanaga stated he was dealing with a similar issue at work.

Motion by Crum - Second by Hampton

Mr. Mayor I'll make a motion to that we allow Randy to go ahead and spend the \$11,394.46 to repair the aerator for the digester at the Wastewater Treatment Plant.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong presented for approval Consideration of Bids for Water Materials.

Public Works Director Randy Dorner presented bids received on water materials. Dorner stated there were opportunities for other bids on these materials, but American Water Works was the only company that makes the master meter. Dorner stated he would like

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approval for purchasing the water meter service brass from Hajoca for the price of \$4,866.68, miscellaneous water materials from HD Supply for \$3611.20, and our master meter from American Water Works for \$4,856.90.

Motion by Pierce – Second by Slocum

Mr. Mayor and Council I move that we go ahead and permit Randy to follow through on these purchases. I recommend we go ahead and approve his water meter service brass to come from Hajoca for the price of \$4,866.68, permit him to get his water materials from HD Supply for the price of \$3,611.20, and his master meter from American Water Works for the price of \$4,856.90.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Mayor Bruce Armstrong presented for approval Consideration of Bids for Timberlane Drainage Improvements.

Mayor Bruce Armstrong stated Council previously did not accept any of the bids with the idea of reducing costs with alternative ideas. Mayor Armstrong stated, after looking at the alternative ideas, they were not able to save any money. Mayor Armstrong stated the bid is still at the \$454,226.00 price. Councilperson Steve Crum questioned price changes in the bids. Councilperson Ken Hampton asked if there were any alternative solutions to the drainage problems. Professional Engineering Consultant Rod Young stated the study for solving the drainage issue goes back to the 1980's and he feels this is the only solution to the problem. Councilperson Joe Holub asked how far the new drainage pipe would extend. Public Works Director Randy Dorner stated the pipe would end 150 foot west of the new walking bridge. Councilperson Keith Pierce asked if there were any possible solutions other than the enclosed pipe underground. Mayor Bruce Armstrong stated the current solution is the best. Councilperson Keith Pierce asked why the project was not phased. Mayor Bruce Armstrong stated the reason the project was not phased was due to time difference in the phases and there would be unnecessary temporary fixes during the project. Dorner stated it also causes elevation problems and drainage issues with the piping. Councilperson Hampton stated that the elevation would be higher than people's backyards by approximately 2 feet and asked if there was to be a retaining wall built. Rod Young stated various solutions to the problems. Councilperson Crum asked what the lowest bid was the first time the bid went out with the original material. Mayor Armstrong stated it was the same as before. Councilperson Crum asked why there was only one bidder. Young stated the bidder was \$50,000.00 cheaper because he had a relative who he could obtain the dirt from. Councilperson Hampton asked if the costs were related to bond interest rates. Mayor Armstrong stated the cost was mainly in concrete.

Motion by Pierce – Second by Crum

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Mr. Mayor and Council I make a motion that we move forward with this project and accept the bid from Duling Construction Company Inc. for \$454,226.00 to complete the Timberlane Drainage Project.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton no.

Motion declared carried

Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers reported on the general election being held November 4, 2008 advising who should register or re-register and the dates to vote by mail and by advanced voting. Rodgers stated the dates and time for advanced voting at the Haysville Activity Center. Councilperson Crum asked if those dates could be placed on Channel 7 and the City Sign and Rodgers stated that would be done.

Chief of Police Mike McElroy introduced the visiting officer for the Council meeting, Master Police Officer Keith Luongo. McElroy stated he is assigned to patrol and stated his working schedule.

Public Works Director Randy Dorner presented the revised street seal schedule. Dorner stated that the street seal product can be applied on semi-wet pavement. Councilperson Ken Hampton asked if it was the same product used previously on Haysville streets. Dorner stated this product was several grades higher but they would use the previous kind on streets not needing extensive repair to cracks. Mayor Armstrong stated all the residents would receive a flyer warning them when the street crew would be working in their neighborhood, what to do during the process, and how long it would take to complete. Dorner stated due to Fall Festival's arrival, he requested changes to the tree limb drop-off schedule.

Motion by Crum – Second by Wilkerson

Mr. Mayor I'll make a motion the public works limb drop-off would not happen on the 18th of October due to Fall Festival, and that the first and third Saturdays in November it would run; and then it would stop until the first Saturday in April.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Recreation Director Georgie Carter reported on activities held by the Recreation Department during Fall Festival. Carter stated the Haysville Activity Center would be taking youth basketball sign-ups and the season will run from December 6, 2008 through February 7, 2009. Councilperson Ken Hampton asked if the leak at the Haysville Activity Center was fixed under warranty. Carter stated she contacted the contractor and someone was supposed to come out and look at the leak. Councilperson Hampton asked how many times the leak had been repaired. Carter stated at least two other times. Councilperson

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Hampton asked questions about the warranty given by the contractor. City Attorney Alison McKenney Brown stated she would look at the language in the warranty.

There were no Appointments on the agenda.

There were no Off Agenda Citizens to be Heard.

There was no Executive Session scheduled.

Mayor Bruce Armstrong presented for approval Bills to Be Paid for the First Half of October.

Councilperson Ken Hampton asked questions about various charges in the bills to be paid.

Motion by Pierce – Second by Ewert

Mr. Mayor and Council I move that we approve the payment of the bills for the first half of October 2008.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried

Under Consent Agenda Mayor Bruce Armstrong asked for Council Action Request Updates.

Councilperson Ken Hampton thanked Public Works Director Randy Dorner for getting to the requests in a timely fashion.

Councilperson Mike Kanaga asked when the curb repair schedule was going to get to a previous Council Action Request that was submitted. Dorner stated it was on the schedule for either the end of 2008 or the beginning of 2009. Dorner stated, if a citizen wanted to repair a curb in their own driveway, that would be allowed.

Councilperson Keith Pierce stated his thanks to Dorner for repairs made to a hole near the bike path.

Mayor Bruce Armstrong presented a Thank You Letter from Ladies Auxiliary President Lisa Coon

Mayor Bruce Armstrong asked for Council Concerns Update.

Councilperson Mike Kanaga stated citizens were upset about the condition of Kirby Park Lake. Councilperson Kanaga stated the citizens feel Kirby Park Lake is the least maintained out of all other City ponds or lakes.

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Councilperson Joe Holub asked when Cornejo Construction Company would be finishing the East Grand Project. Public Works Director Randy Dorner said Cornejo has 31 days left on the contract and should be finishing by Thanksgiving.

Councilperson Rob Wilkerson asked about the condition of the landscaping at the Senior Center. Dorner stated the landscaper and contractor have come together to start repairing the problem.

Councilperson Steve Crum asked if the developers in the City have cleaned up their messes that Gary Gerringer pointed out at the previous Council meeting. Mayor Bruce Armstrong stated the messes have been cleaned up considerably but not 100%.

Councilperson Crum asked about future plans for putting a stop light at the intersection of Grand and Meridian. Crum stated he was aware of plans to put a stop light when Meridian was widened. Crum asked if traffic counts were being made. Mayor Bruce Armstrong stated counts were made but were too low.

Councilperson Ken Hampton asked if salt had been purchased for the roads for this winter. Dorner stated salt was ordered and a dock time had to be scheduled.

Councilperson Ken Hampton stated his interest in generating alternative types of revenue for the City. Councilperson Hampton stated the Kansas Journal had an article regarding community wind projects. Hampton stated the article featured the town of Jetmore, Kansas purchasing a used Wind Turbine for \$250,000. Hampton said Jetmore would see a return in 5 to 7 years. Hampton asked for any feedback concerning the idea of bringing a Wind Turbine to the City of Haysville. Councilperson Crum stated he liked the idea. Councilperson Rob Wilkerson stated it was worth looking into. Councilperson Keith Pierce stated he liked the idea of saving money in other places. Councilperson Holub stated he would like to have a study started regarding Wind Turbines. Councilperson Derrick Slocum stated he liked the idea and agrees with having a study performed. Councilperson Kanaga stated it would be a great idea. Mayor Bruce Armstrong stated his intent to have Wind Turbines studied and looked into.

Mayor Bruce Armstrong presented for approval Adjournment.

Motion by Ewert –Second by Pierce

I move that we adjourned tonight's meeting.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Meeting Adjourned at 9:04 PM .

The Regular Council Meeting was called to order by Mayor Bruce Armstrong at 7:00 p.m. in the Haysville Municipal Building, 200 West Grand Avenue.

Roll was taken by Recording Secretary Chase Brizendine: Kanaga here, Slocum here, Holub here, Pierce here, Wilkerson here, Crum here, Hampton here. Councilperson Ewert was absent.

Invocation was given by Reverend Walter Steven Dezotell, Church of Nazarene.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of October 14, 2008.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I move that we approve the minutes of the October 14th meeting of 2008.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion Declared Carried.

There were no Citizens to be Heard.

There was no Approval of Licenses and Bonds.

Under Introduction of Ordinances and Resolutions Mayor Bruce Armstrong presented an AN ORDINANCE OF THE CITY OF HAYSVILLE, KANSAS, AUTHORIZING AND PROVIDING FOR THE CONSTRUCTION OF STORM WATER DRAINAGE IMPROVEMENTS IN THE CITY; AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY TO PAY THE COSTS THEREOF.

Motion by Pierce –Second by Slocum

Mr. Mayor and Council, if there are no questions on this, I move that we approve an ordinance of the City of Haysville, Kansas, authorizing and providing for the construction of storm water drainage improvements in the city; and authorizing the issuance of general obligation bonds of the city to pay the costs thereof.

Councilperson Ken Hampton asked if the money was coming out of the storm water utility fund to pay the G.O. bond, and that was for 10 years. Mayor Armstrong said yes.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton nay.

Motion Declared Carried.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

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Councilperson Steve Crum reminded everyone of times the Wire House was still open and stated the art inside was for sale. Crum stated the Park board was missing one Park Board member from Ward 3 and encouraged interested citizens to visit with the Mayor or himself about joining. Crum stated next weekend daylight savings time was changing and encouraged everyone to change their batteries in their smoke detectors.

Councilperson Rob Wilkerson announced events at the Senior Center, and stated the grand opening was on November 13, 2008 at 11:00 AM.

Mayor Bruce Armstrong presented the Court Department Activity Report for October.

Councilperson Steve Crum asked if 35 dismissals was a larger number than normal. City Attorney Alison McKenney Brown stated it was a typical number for the beginning of the month when people had not re-registered vehicles. Brown said they try to work with those people.

Mayor Bruce Armstrong presented the Sedgwick County Fire Department Report.

Mayor Bruce Armstrong presented a Notice from the Municipal Leadership Academy regarding Ethics Training.

Councilperson Ken Hampton asked if a yearly schedule was available and if the cost was paid by Governmental Services. Mayor Armstrong said there was a calendar on the website and the cost was paid by Governmental Services.

Mayor Bruce Armstrong presented a Notice from the Kansas League of Municipalities regarding Regional Suppers.

Mayor Bruce Armstrong presented Cox Communications Change in Channel Lineup.

Under Other Business Mayor Bruce Armstrong presented the Presentation of Police Taser Use and Purchase.

Chief of Police Mike McElroy introduced a presentation regarding police taser use and cost. McElroy stated there was a short video to view from the show Modern Marvels, and a power point presentation about tasers. McElroy showed the X-26 Taser to Council members. McElroy stated funding for the purchase of the X-26 Tasers will come from the Federal Law Enforcement Trust Fund. Councilperson Keith Pierce asked what activates the camera on the taser. McElroy stated when the unit is turned on the camera turns on as well. Lieutenant Kevin Sexton stated three different ways to hold officers accountable built in when the taser is deployed. Councilperson Joe Holub asked what happened to the barbs after the taser was deployed. McElroy stated the barbs are recovered for evidence. Holub asked how young a person could be to be tased. McElroy stated it depends on the situation. Holub asked what liabilities come with the use of tasers. City Attorney Alison McKenney Brown stated tasers are still new, so there is no real answer to the question.

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Councilperson Steve Crum asked why the Police Department will only need ten tasers. McElroy stated three to four people would normally be on duty and the four School Resource Officers will also be carrying them as well. McElroy demonstrated the X-26 taser showing the 5 second stun times. McElroy stated training will consist of sending one person to the Taser Corporation to be officially trained as a trainer, then that person would come back and train the rest of the department. Councilperson Keith Pierce asked about policies relating to tasers. McElroy stated they would probably use the County's policy as a guide. Councilperson Ken Hampton asked if the Officers would be shocked before they are allowed to use the taser. McElroy said he did not plan for his officers to be tased. Hampton stated his concerns on the X-26 Taser. Councilperson Mike Kanaga stated he did not agree with having the officers tased. Sexton stated officers were not required to be sprayed with mace or tased. Councilperson Crum asked if there had been a time where the taser could be used against animals, and asked if that would be put in the guidelines of use. McElroy stated all those circumstances would be in the guidelines. Crum asked what color of taser would be ordered. McElroy stated the research had not been that extensive yet. Hampton stated other concerns regarding the use of tasers.

Motion by Wilkerson – Second by Kanaga

I'd like to make a motion that the Chief goes to Ed Roehr Safety Products and purchases these items for \$14,840.10.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion Declared Carried.

Mayor Bruce Armstrong presented a Memorandum from Director of Governmental Services Carol Neugent regarding Telecommunications Regulations.

Director of Governmental Services Carol Neugent stated with the new regulations cell phone towers would be allowed in light and heavy industrial areas under conditional use scenarios. Councilperson Mike Kanaga stated the current tower is in a light industrial area. Councilperson Derrick Slocum stated the new regulations were what Council was looking for. Councilperson Steve Crum asked questions regarding placement and interference, and old style towers with guide wires. Councilperson Keith Pierce asked if the new regulations were standard. City Attorney Alison McKenney Brown stated the research showed these regulations were very common to Sedgwick County and other surrounding areas. Councilperson Ken Hampton stated he agreed with the new regulations and he said the FCC would be in control of the radio frequency emissions.

Motion by Crum – Second by Hampton

I'd like to go ahead and make a motion to approve this draft for new telecommunication regulations.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion Declared Carried.

Mayor Bruce Armstrong presented a Change Order for the Library.

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Mayor Bruce Armstrong stated this Change Order was to finish the parking lot and funding was still available through the bond issue. Councilperson Keith Pierce asked why this was done. Public Works Director Randy Dorner stated this had to be because of removal of all the old homes that used to be there left the soil with high moisture content. Dorner said putting down the Geogrid was the best way to stabilize the parking lot. Dorner stated Geogrid has been used on a lot of our newer streets, especially in the sandy areas. Councilperson Ken Hampton asked what the Geogrid was made from. Dorner stated it was a hard plastic. Councilperson Steve Crum asked why 34 days was added to the project. Dorner stated it had to do with weather and other variables and they had numbers to back it up.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council, I move that we approve this contract change order for the sum of an additional \$6,380.00 and also change the date of substantial completion to being now, March 23, 2009.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion Declared Carried.

Mayor Bruce Armstrong presented the Consideration of Listing Agent Agreement on the Industrial Park and the old Senior Center.

Motion by Pierce – Second by Crum

Mr. Mayor and Council I move that we go ahead and enter into contractual agreement with Ray Beehler to market and sell the industrial park lot and old Senior Center with these contracts in front of us.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion Declared Carried.

Mayor Bruce Armstrong presented Consideration of River Forest 2nd Addition Drainage Concerns.

Mayor Bruce Armstrong stated Council has the concerns that came from Planning Commission and the answers to those concerns showing that there was engineering done and River Forest was not in the water table. Armstrong said they would then send it back to Planning Commission so they would be aware that Council checked on it and what they had done with it in their consideration. Councilperson Keith Pierce asked if they still perceive there is a drainage problem in that area. Mayor Armstrong said his understanding was they did not perceive it was there; they were talking in general about all drainage retention ponds that may be going into a water table. Mayor Armstrong said this item was only for informational purposes and did not require action.

Mayor Bruce Armstrong presented Proposal for Old Oaks Drainage Improvements.

Motion by Hampton – Second by Crum

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Mr. Mayor I'll make a motion that we table the Old Oaks Drainage Proposal until after the executive session.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion Declared Carried.

Under Old Business Mayor Bruce Armstrong presented the Consideration of Park Plan tabled on 10/14/08.

Councilperson Mike Kanaga stated his concerns on the condition of the pond in Kirby Park and suggested the issues of maintenance be taken care of before the timeline of the Park Plan. Mayor Bruce Armstrong said that is why you see in the Park Plan an additional section for these detention ponds that ended up being recreational areas to be better taken care of along the banks. Armstrong stated the City ended up with maintenance on things we should not have to maintain, as it should have gone back to the homeowners, who should be taking care of the ponds in their areas. Armstrong said this is how it is done in Country Lakes Addition and one or two others. Armstrong said hopefully the City can get these taken care of so they are not such eyesores.

Motion by Crum – Second by Hampton

Mr. Mayor, I'll make a motion that we approve this Park Plan; AN ORDINANCE AMENDING AND UPDATING THE PARK SECTION OF THE COMPREHENSIVE PLAN OF THE CITY OF HAYSVILLE, KANSAS AND REPEALING CONFLICTING PREVIOUSLY ADOPTED SECTIONS OF THE COMPREHENSIVE PLAN OF THE CITY OF HAYSVILLE, KANSAS.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion Declared Carried.

Mayor Bruce Armstrong presented a memorandum from Director of Governmental Service Carol Neugent regarding Real Estate Purchase Contract Clarification.

Mayor Armstrong stated, after reviewing the Neighbor Revitalization area, the waiving of certain fees were not there. Mayor Armstrong stated clarification needs to be made before the contract was sent back.

Motion by Pierce – Second by Kanaga

I'll make the motion that we restore to that contract, item number 10 and we agree to waive the building permit fees, the sewer tap fees, and the water tap fees.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton abstain.

Motion Declared Carried.

Mayor Bruce Armstrong asked for Department Reports.

For the City Clerk's Department, Comptroller Will Black stated information on voting.

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Director of Governmental Services has nothing to report.

Police Chief Mike McElroy presented the visiting officer Sergeant Bud Anthis.

Public Works Director Randy Dorner presented the Council with revised street seal plans and stated that November 3rd everything should be completed to schedule. Dorner said there were several streets that have been scheduled for a second sealing through the middle driving section. Councilperson Steve Crum asked how long the street sealing liquids take to dry and asked if the street crews could work only in the morning on Halloween due to the children being out on the streets in the evening. Dorner said he would talk to the contractor. Councilperson Keith Pierce asked if the cracks and potholes were going to be taken care of on Timberlane Court, as the street plan shows that has been sealed. Dorner stated they will go back and do the larger cracks with rubberized crack fill and said the City crews would probably be taking care of the potholes, as they had some tree root issues over there that have to be addressed first.

Recreation Director Georgie Carter stated on October 30, 2008 the City of Haysville will have the first annual Halloween Parade in the Historic District. Councilperson Ken Hampton asked about repairs at the Haysville Activity Center. Carter stated the repairs were in progress.

There were no Appointments.

There were no Off Agenda Citizens to be Heard.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I move that we retire into an Executive Session for the purpose of attorney client privilege for a time frame not to exceed 15 minutes, those in attendance to be Council, the Mayor, Director of Governmental Services, the Director of Public Works and our City Attorney.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion Declared Carried.

Council went into Executive Session at 8:25 PM.

Mayor Bruce Armstrong called the meeting back to order at 8:40 PM and stated there was no binding action taken in the Executive Session.

Mayor Bruce Armstrong presented Proposal for Old Oak Drainage Improvements.

Motion by Pierce – Second by Crum

Mr. Mayor and Council, I'll move we go ahead and set aside or approve for use \$27,378.26 to work this issue with Old Oak Drainage.

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Councilperson Steve Crum asked if Mr. Lusk will be requested to give the City some monetary help.

Motion amended by Pierce - Second amended by Crum

Pierce stated he would like to amend his motion to include notice be sent to all those parties involved who have a stake this project.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion Declared Carried.

Mayor Bruce Armstrong presented the Bills to be Paid for the Last Half of October.

Motion by Crum – Second by Hampton

I'll go ahead and make a motion that we pay the bills for the last half of October.

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion Declared Carried.

Mayor Bruce Armstrong asked for Council Action Request Updates.

Councilperson Steve Crum asked if approaching the School District would help the installing of a traffic light. Mayor Armstrong stated anything will help.

Councilperson Mike Kanaga showed pictures of broken curbs and stated his he would like the curbs to be repaired before the scheduled time in the street repair plan. Public Works Director Randy Dorner stated all the work is contracted out. Mayor Armstrong stated the City can get bids for the repairs and see from that point if there is storm water funding available to repair the curbs.

Mayor Bruce Armstrong presented a Thank You Letter from the KU School of Medicine.

Mayor Bruce Armstrong presented a Thank You Letter from Rex 3rd Grade Classes.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Joe Holub stated patching needed to be done on Willow Street.

Councilperson Keith Pierce stated 9 or 10 of the street lights on Main still need to be removed by Westar, and asked about solutions to fix the problem. Director of Governmental Services Carol Neugent said we would talk to the City Attorney Alison McKenney Brown about that.

Councilperson Rob Wilkerson stated issues regarding the Senior Center that are not being taken care of in a timely manner. Dorner stated some items need to be taken care of by the City and some things need to take care of by the contractor. Dorner said they need to sit down and see what is on Councilperson Wilkerson's list.

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Councilperson Steve Crum asked who is responsible for elections signs near the curb being removed. Police Chief Mike McElroy stated officers had taken down some signs already. Crum asked about parking problems on the end of Stewart Street. McElroy stated he has the authority to ban parking in that area for 90 days and for it to be permanent more research would have to be done. City Attorney Alison McKenney Brown stated the Standard Traffic Ordinance authorizes the Chief of Police to install “no parking” signs and there are two different provisions; one is a 90 day study period allowing the Chief of Police to determine this is going to be effective long-term before bringing it back to Council, and the other provision is in an emergency situation the Chief is authorized to put up signs were he believes it is necessary. There was discussion as to how it would impact the church.

Councilperson Ken Hampton asked if staff was full at the Police Department and Public Works. Police Chief Mike McElroy stated his staff was full. Public Works Director Randy Dorner stated he was one part-time person short. Hampton asked about property near 79th street where they dug out dirt for the railroad property. Mayor Armstrong stated it would eventually be turned into drainage. Hampton asked if could be sold for homes. Mayor Armstrong stated the project of dredging the pond would be very costly.

Mayor Bruce Armstrong presented for approval Adjournment.

Motion by Pierce –Second by Wilkerson

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

Kanaga yea, Slocum yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion Declared Carried..

Meeting Adjourned at 8:55 pm.

Beverly Rodgers, City Clerk

The Regular Council Meeting was called to order by Mayor Bruce Armstrong at 7:00 p.m. in the Haysville Municipal Building, 200 West Grand Avenue.

Roll was taken by Recording Secretary Chase Brizendine: Kanaga here, Ewert here, Slocum here, Holub here, Pierce here, Crum here, Hampton here. Councilperson Wilkerson was absent.

Invocation was given by Reverend David Vetter, West Haysville Baptist Church.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Mayor Bruce Armstrong presented for approval the Minutes of October 27, 2008.

Motion by Crum – Second by Hampton

Mr. Mayor I'll go ahead and make the motion that we approve the Minutes of the October 27th meeting of 2008.

Kanaga yea, Ewert abstain, Slocum yea, Holub yea, Pierce yea, Crum yea, Hampton yea.

Motion Declared Carried.

There were no Citizens to be Heard.

There were no Approval of Licenses and Bonds.

There were no Introductions of Ordinances and Resolutions.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum reminded everyone the Library was closed for software updates and was to be reopened on Thursday, November 13, 2008. Crum stated the new software was going to make it easier to locate books, and people could look to see if books were available from home. Crum announced a Veteran's Day Service was going to be held on November 11, 2008 at 11:00 AM outside the Haysville City Building.

Councilperson Joe Holub stated the gas pumps for the Visitors Center were looking very good and gave his thanks to Adrian Rodgers, John McPherson, Richard Riggs and Automobilia. Mayor Bruce Armstrong stated the refurbished gas pumps were for the Vickers Building.

Councilperson Pat Ewert stated Nelson Elementary would be holding a family movie night featuring the movie Kung Fu Panda and invited parents and their children to attend.

Mayor Bruce Armstrong presented Establish Street Workshop.

Mayor Armstrong stated Council had been given a list of streets with updated costs and suggested some dates for Council to consider for a street workshop.

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Motion by Crum – Second by Pierce

I'll go ahead and make a motion that we set a workshop to discuss streets on December 15, 2008 to be held here in the council room at 6:30 PM.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented the Consideration of Space Utilization Agreement.

City Clerk/Treasurer Beverly Rodgers stated this is the City's annual agreement to have the GNNP dinners at the Senior Center. Rodgers stated there were no changes from the previous year. Councilperson Ken Hampton asked what the costs of the meals were. Rodgers stated the meals were \$2.00 and \$5.55 for those under 60 years old.

Motion by Crum – Second by Hampton

Mr. Mayor I'll go ahead and make a motion we approve this contract with the American Red Cross Good Neighbor Nutrition program for consideration of the Space Utilization.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter regarding Plagens Carpenter Bleacher Cover.

Recreation Director Georgie Carter stated, at the October 6, 2008 Park Board meeting the Board approved \$8,000 to purchase bleacher covers for field four. Councilperson Ken Hampton asked if different companies were using the same type of material as the company the City chose for the bleacher covers. Carter stated different facts about the product and said one reason this company was selected was for the ease of removal and re-installation of the canvas structure.

Motion by Hampton – Second by Crum

I'll make a motion that we allow Georgie to enter into a contract with Aero-Fence for \$6,748.00 to purchase structures covering concrete paths on field four.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Crum yea, Hampton yea.

Motion declared carried.

There was no Old Business.

Mayor Bruce Armstrong asked for Department Reports.

Councilperson Ken Hampton asked about sales tax down turns in state money and gasoline money with the economy turning sour. City Clerk/Treasurer Beverly Rodgers stated all state and county gasoline tax has been received and the City was running a little behind last years amount. Mayor Bruce Armstrong stated it was running about 97% to 98% of the budgeted amount. Rodgers stated the state tax was running a little low. Mayor Armstrong stated the City was still running about 4% ahead overall.

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Police Chief Mike McElroy presented the visiting officer, School Resource Officer Leonard Adams for Campus High School.

Public Works Director Randy Dorner stated East Grand's surface was put on and striping was going to be done the following week. Dorner stated all that was left after that was to lay grass on the sides of the roads and finish landscaping. Dorner stated the progress of River Forest curbs and streets. Dorner said the Library's roof was finished and there is a small amount of masonry work left and window work was to be done after that. Dorner stated the rough in was continuing with plumbers and electricians. Dorner showed a video of the construction of the sand/salt storage bin. Dorner stated having the sand/salt bin would make it so the sand would not freeze and clump due to moisture in the sand. He said the City should be able to hold three times more salt with the larger facility. Dorner gave updates on the street seal project and presented pictures that showed improvements in the cracks in the streets.

Councilperson Joe Holub asked about a 3 inch wide crack on Apple Lane and whether or not the City planned on filling those cracks. Dorner stated the cracks are on schedule to be filled with a polymer base resin. Holub asked if the cracks were going to be filled up so they were flush with the street. Dorner stated all the cracks will be filled flush.

Recreation Director Georgie Carter announced the City received its 4th Gold Star award from KMIT for their proactive safety programs. Carter stated it entitles the City to a 5% reduction in worker compensation rates in 2009.

Mayor Bruce Armstrong asked for Off Agenda Citizens to be Heard.

Andrew Cookson stated his name and he lived in Haysville. Cookson stated he had a concern he would like to address which would be something that could be helped by the attention of the Council. Cookson stated he would be giving statistics about driving issues that may point toward teen drivers but encouraged Council to look at every driver. Cookson mentioned the young girl who was struck in front of the Middle School. Cookson stated it was an unfortunate event and the Police Department did everything they could for that particular situation. Cookson stated he believed there was a bigger problem that needed to be addressed. Cookson said the hours from 3:00PM to 6:00 PM were the most dangerous times to drive and the leading cause of teen deaths were car accidents. Cookson stated distractions from other drivers, radios, and visual distractions were all reasons people get into car accidents. Cookson stated he would like to encourage Council to look at legislation on the State level to encourage responsible driving habits. Cookson stated the section of legislation he liked most was the section that said, if you have an accident or get a ticket while under a restricted license, you are not eligible for a full license for an extended amount of time. Cookson stated he felt this would help lower accidents and fatalities. Cookson asked Council to consider formally contacting the state representatives asking them to reintroduce a form of this legislation and to support it.

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There was no Executive Session.

Mayor Bruce Armstrong presented the Bills to Be Paid for the First Half of November.

Councilperson Ken Hampton asked why there were light fixtures ordered from American Electric for a total of \$17,650. Public Works Director Randy Dorner said the bases for the fixtures were ordered a while back to complete the Oak Oaks project and other poles were for replacement of several hit and run incidents and some of the cost will be covered under insurance. Dorner stated the City likes to have a couple fixtures available for spares. Hampton asked why the City gave Haysville Forward, Inc. \$5,000 for Marketing and Imaging and asked if this was an ongoing cost. Mayor Bruce Armstrong stated Haysville Forward had an ongoing marketing plan and USD-261 helped with that cost as well. Mayor Armstrong said there was another billing cycle in December for \$5,000 to the City. Hampton asked about the termite inspection. City Clerk/Treasurer Beverly Rodgers said it was an annual inspection. Hampton asked why the rental of a Rug Doctor for carpet cleaning was charged to the street miscellaneous fund. Dorner stated a Public Works employee came into a highly carpeted area and made a large mess that needed to be cleaned up. Director of Governmental Services Carol Neugent said the carpet was ruined. Hampton asked if the City had any luck searching for applicants for the Community Development Director position and if the Credit Card Machine service should be disconnected until then. Mayor Armstrong said he doesn't know if there is a disconnect fee or other costs involved with having the service reconnected. Mayor Armstrong stated the City hopes to have someone by the end of the year.

Motion by Hampton – Second by Ewert

I'll go ahead and make a motion that we pay the bills for the first half of November.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Crum yea, Hampton yea.

Motion Declared Carried.

Mayor Bruce Armstrong asked for Council Action Request Updates.

Councilperson Joe Holub stated his concerns about smoking in family style restaurants. Mayor Bruce Armstrong stated previous ordinances regarding smoking bans were shut down by council. Councilperson Steve Crum said he would like to see the issue be brought up again and he supports different types of smoking bans.

Motion by Holub – Second by Crum

I'll make a motion that we revisit the smoking ban again in eating establishments within the City of Haysville city limits.

Councilperson Steve Crum stated he would like to see the smoking ban in all businesses.

Councilperson Joe Holub amended his motion to include all business.

Councilperson Steve Crum amended his second.

Kanaga nay, Ewert yea, Slocum nay, Holub yea, Pierce nay, Crum yea, Hampton yea.

Motion declared carried.

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Mayor Bruce Armstrong presented a Thank You Letter from the H.A.H.S Class.

Mayor Bruce Armstrong asked for Council Concerns.

Mayor Armstrong said the School Board would like for the City to set a Joint School Board meeting on February 1, 2009 at 6:30 PM at the Learning Center.

Motion by Pierce – Second by Ewert

Mr. Mayor and Council I'll make a motion we set aside the evening of February 1, 2009 at 6:30 at the Learning Center for a joint meeting between City Council and School Board.

Councilperson Steve Crum asked if 6:30 was set by the School Board and if could be changed to 7:00 due to conflicts with Park Board and Tree Board. Director of Governmental Services Carol Neugent said February 1, 2009 is a Sunday.

Councilperson Keith Pierce amended his motion to set the date to February 2, 2008 at 7:00pm.

Councilperson Pat Ewert amended her second.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Crum yea, Hampton yea.

Motion declared carried.

Councilperson Keith Pierce asked what Westar Energy's reaction was to the City not paying for the street lights. Public Works Director Randy Dorner stated Westar Energy said they would get right on the problem. Dorner said Westar Energy is running behind on projects due to the previous winter season cleanup. Pierce stated the City applied for a grant in the past to provide sidewalks along Sarah Lane and a crosswalk across Main Street. Pierce stated the City did not get the grant. Pierce asked if the crosswalk would be considered in the Capital Improvements Program. Pierce stated the plan scheduled the crosswalk to be put in by November, 2009 and asked if it could be done any sooner. Mayor Bruce Armstrong stated the City would like to have the crosswalk put in the first quarter of next year. Mayor Armstrong stated there is an additional grant the City applied for and has not heard a response from yet. Councilperson Joe Holub asked where exactly the crosswalk would be put. Public Works Director Randy Dorner stated it would be from the south side of the driveway near the electrical substation to north of Dairy Queen. Dorner stated the crosswalk would be signaled and have the push button system and count down timer.

Councilperson Steve Crum stated he would like to see sidewalks along Sarah Lane funded by the Capital Improvements Program. Crum asked about speed limits on Meridian. Public Works Director Randy Dorner stated the City controls only what is within the limits of the City. Crum asked about the area near where the girl was struck by the car and if the City was ready to write a recommendation or anything. Mayor Bruce Armstrong stated the City was researching statutes on what it takes to put a stop sign or school crossing in that area. Crum asked about the calendar feature on the City's Web page. Crum stated he would like to see the calendar feature used more. Director of

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Governmental Services Carol Neugent stated the City would look into utilizing the calendar more.

Councilperson Ken Hampton stated his concerns on the Capital Improvements money. Mayor Bruce Armstrong stated the last meeting of the year would give a full update and breakdown of the Capital Improvements Program.

Mayor Bruce Armstrong presented for approval Adjournment.

Motion by Pierce –Second by Ewert

Mr. Mayor and Council I move that we adjourn tonights meeting.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea, Crum yea, Hampton yea.

Motion Declared Carried.

Meeting Adjourned at 7:51 PM.

Beverly Rodgers, City Clerk

The Regular Council Meeting was called to order by Mayor Bruce Armstrong at 7:00 p.m. in the Haysville Municipal Building, 200 West Grand Avenue.

Roll was taken by Recording Secretary Chase Brizendine: Kanaga here, Ewert here, Holub here, Pierce here, Wilkerson here, Crum here, Hampton here. Councilperson Slocum was absent.

In the absence of Reverend Mike Bradshaw, Haysville Christian Church, Mayor Bruce Armstrong asked for a moment of silence.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Mayor Bruce Armstrong asked for a Senior Center Contract to be added to the Agenda under Other Business.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I move that we add an item under Item #5, letter C and that topic would be the Senior Center Contract.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Minutes of November 10, 2008.

Motion by Crum – Second by Hampton

Mr. Mayor I'll go ahead and make a motion we approve the Minutes of November 10, 2008.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson abstain, Crum yea, Hampton yea.

Motion declared carried.

Under Citizens to be Heard Mayor Bruce Armstrong presented Shandy Turner, Re: Crosswalks.

Shandy Turner stated she was addressing crosswalk issues near the middle school on Hungerford and Sarah Lane. Turner stated she would like to see a fence put up along the sidewalks, a three way stop put up on the intersection of Hungerford and Sarah Lane, a lighted crosswalk, and a school zone in that area. Turner asked why the current school zone on Grand Avenue ended at Rex Elementary. Mayor Bruce Armstrong stated some of those concerns would be addressed at a later time. Mayor Armstrong stated the school zone was set up with all legal requirements. Rod Young stated school zones were not required for middle schools.

There was no Approval of Licenses and Bonds.

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Under Introduction of Ordinances and Resolutions Mayor Bruce Armstrong presented A RESOLUTION ENDORSING PASSENGER RAIL SERVICE IN THE 10-YEAR STATE WIDE COMPREHENSIVE TRANSPORTATION PROGRAM.

Councilperson Ken Hampton asked if City of Haysville would be committing to any financial obligations. Mayor Bruce Armstrong stated there would be no financial obligations.

Motion by Pierce – Second by Ewert

I move that we approve this resolution number 822 with regards to endorsing passenger rail service in the 10-year state wide comprehensive transportation program.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum stated Village Christmas activities would be held on December 6th and reviewed the events going on.

Councilperson Pat Ewert stated the Historic Committee would be starting a Historic Society and to contact Kelsey at the Haysville Activity Center for any additional information.

Mayor Bruce Armstrong presented the Probation Activity Report.

Mayor Bruce Armstrong presented the Court Department Activity Report.

Councilperson Joe Holub asked what “Flee Officer” meant in the Court Department Activity Report. City Attorney Alison McKenney Brown stated it meant to elude an officer or not pull over when signaled to do so.

Mayor Bruce Armstrong presented the Court Department Activity Report.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers regarding Sherri Satterfield’s Resignation.

Mayor Bruce Armstrong presented a Memorandum from Planning/Community Relations Coordinator Jeana Morgan Re: Zone Change Request – Lot 3, Block A, Main Street Place 2nd Addition

Planning/Community Relations Coordinator Jeana Morgan stated the Planning Commission recommended this zone change which would change it from light commercial to apartment zoning.

Motion by Pierce – Second by Wilkerson

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Mr. Mayor and Council I move that we accept Planning's recommendation and approve this zone change request for Lot 3, Block A, Main Street Place 2nd Addition.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton abstain.

Motion declared carried.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I move that we approve the passage of AN ORDINANCE CHANGING THE ZONE CLASSIFICATION FROM D TO CC ON CERTAIN PROPERTY LOCATED WITHIN THE CORPORATE CITY LIMITS OF THE CITY OF HAYSVILLE KANSAS.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton abstain.

Motion declared carried.

Mayor Bruce Armstrong presented Consideration of Recommendation for Improvements to Hungerford and Sarah Lane Intersection.

Councilperson Keith Pierce stated a three way stop would be good during school hours but didn't like the idea of having it throughout all hours of the day. Pierce said he would like to consider more appropriate signage and a lighted signal in the area of Hungerford and Sarah Lane. Rod Young stated the signage in the area of the middle school is sufficient now. Young stated the City of Haysville looked at two options which were moving warning signs ahead of the curves or a 3 way stop. Young stated the City did not look at putting up a pedestrian crossing because it would require the entire intersection to be signalized. Young stated the City can either embellish what is there already or add a three way stop. Director of Governmental Services Carol Neugent stated one of the concerns the City had discussed was the crossing in that area was already ignored. Neugent stated the City did not see the complete benefit of adding additional signage which could also be ignored. Neugent said the City's concern was getting the traffic to stop. Neugent explained school zones slow down traffic and since the speed limit in that area is 20 miles per hour already there would be an added benefit of stopping the traffic completely. Pierce asked if there was a risk of backing up traffic in that area. Neugent said there is no greater risk of backing up traffic because kids walk across there and traffic has to wait anyway. Neugent said there was also a previous issue with school busses not being able to get through that intersection and stop signs would also address that issue. Mayor Bruce Armstrong stated it would be a good idea for all times of day because of other activities in the City such as Fall Festival.

Motion by Crum –Second by Hampton

I'll make a motion that we approve the recommendations as presented for the intersection of Hungerford and Sarah Lane.

Kanaga nay, Ewert yea, Holub nay, Pierce nay, Wilkerson nay, Crum yea, Hampton yea.

Motion Denied.

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Mayor Bruce Armstrong stated the next option would be to approve funding for a traffic study. There was additional discussion regarding the intersection. Councilperson Joe Holub asked how much a traffic study cost. Mayor Armstrong stated the last traffic study was \$5,000 to \$6,000 dollars and a light would be around \$30,000. Councilperson Ken Hampton asked if the issue could be sent over to the School Board. Mayor Armstrong said all the School Board could do, would be to make a recommendation to the City. Rod Young stated if a traffic study was done, it would more than likely come back saying everything was fine and would not warrant a stop light in that area.

Motion by Pierce – Second by Holub

I'll make a motion that we go ahead and authorized a traffic study and revisit this whole topic again after the results of the traffic study.

Councilperson Steve Crum asked how much the stop signs would cost. Public Works Director Randy Dorner stated it would be under \$1,000.

Kanaga nay, Ewert nay, Holub yea, Pierce nay, Wilkerson nay, Crum nay, Hampton nay.
Motion Denied.

Motion by Crum – Second by Ewert

I'd like to make a motion to put this back on the agenda for the next meeting.

Kanaga nay, Ewert yea, Holub nay, Pierce yea, Wilkerson nay, Crum yea, Hampton yea.
Motion declared carried.

Mayor Bruce Armstrong presented the Contract from the Senior Center.

City Clerk/Treasurer Beverly Rodgers said the contract was the same as before with one change, which was non-supplanting existing funds. Councilperson Ken Hampton asked if the City was given \$25,000 and an extra \$25,000 for the Senior Center. Rodgers stated that money was extra for furnishings and equipment and not a part of the contract.

Motion by Hampton – Second by Crum

I'll make a motion that we approve the 2009 contract for the Haysville Senior Center as proposed before us.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.
Motion declared carried.

There was no Old Business on the Agenda

Mayor Bruce Armstrong asked for Department Reports.

Chief of Police Mike McElroy gave the results of the Purple Wave Auction. McElroy introduced visiting officer Master Police Officer Randy Nowak and K9 Unit Officer Rox. McElroy stated the two officers completed training with the Kansas Highway Patrol and

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are certified as drug detection and patrol officers. Mayor Bruce Armstrong presented K9-Unit Officer Rox with his official police badge

Under Appointment Mayor Bruce Armstrong presented Tom Coleman, 149 S. Wayne Regarding Appointment to Park Board.

Motion by Crum – Second by Hampton

Mr. Mayor I'll go ahead and make a motion that we allow you to appoint Tom Coleman, 149 S. Wayne to Ward 3 position on Park Board.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Off Agenda Citizens to be Heard, Pat Kennedy, owner of Bingo Royal stated she would like to discuss the smoking ban. Mayor Bruce Armstrong stated it will be discussed at a later date.

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

Councilperson Ken Hampton asked about insurance for the Tasers, Software Licensing fees, and Notary Bond renewals.

Motion by Crum –Second by Hampton

Mr. Mayor I'll go ahead and make a motion that we pay the bills for the last half of November.

Kanaga yea, Ewert yea, Holub yea, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Council Action Request Updates.

Councilperson Joe Holub stated concerns he had with Cox Communications.

Councilperson Ken Hampton asked if the City had done any research on wind turbines. Director of Governmental Services Carol Neugent stated Public Works Director Randy Dorner and Administrative Secretary Chase Brizendine would be attending a Wind Turbine Conference and more research was in progress.

Mayor Bruce Armstrong asked for Council Concerns.

Councilperson Joe Holub asked when the street seal project would be finished. Public Works Director Randy Dorner stated the street seal crew still had a week or so left of work to do. Holub stated he would like to see his e-mail address and picture updated on Channel 7.

Councilperson Steve Crum asked if the construction of the new Library would interfere with Village Christmas activities. Public Works Director Randy Dorner stated he had a

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progress meeting with the construction crew working at the new Library and everything would be cleaned up and taken care of before Village Christmas.

Councilperson Ken Hampton asked about updating the HR Partners website. Media Specialist Sean Conley stated he had made several attempts to update the website and would continue his efforts.

Councilperson Keith Pierce asked if the Chief of Police had the authority to add a stop sign at the intersection of Hungerford and Sarah Lane. Mayor Bruce Armstrong stated if a stop sign was put up in that area and then taken back down, the City would have an even greater liability for any other accidents at that intersection.

Mayor Bruce Armstrong presented for approval Adjournment.

Motion by Pierce –Second by Ewert

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

Kanaga yea, Ewert yea, Holub nay, Pierce yea, Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Meeting Adjourned at 7:57 pm.

Beverly Rodgers, City Clerk

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

Roll was taken by Recording Secretary Chase Brizendine: Kanaga here, Ewert here, Slocum here, Holub here, Pierce here, Wilkerson here, Crum here, Hampton here.

In the absence of Reverend Paul Green, First Assembly of God, Mayor Bruce Armstrong asked for a moment of silence.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Under Special Order of Business Mayor Bruce Armstrong presented Police Department Promotions. Officer Leonard Adams, Officer Toni Meyer, and Officer David Melcher were promoted to the Master Police Officer position. Mayor Armstrong presented the officers with their badges.

Mayor Bruce Armstrong presented for approval the Minutes of November 24, 2008.

Motion by Hampton – Second by Ewert

Mr. Mayor I'll make a motion that we approve the Minutes of November 24, 2008.

Kanaga yea, Ewert yea, Slocum abstain, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Approval of Licenses and Bonds Mayor Bruce Armstrong asked for approval, Homeland, 201 North Main Street, Cereal Malt Beverage Renewal.

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I make a motion that we approve the renewal application for Cereal Malt Beverage license for the Homeland Food Market at 201 N. Main Street in Haysville.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for approval, Diamond Shamrock, 115 West Grand Avenue, Cereal Malt Beverage Renewal

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I make a motion that we approve the renewal application for Cereal Malt Beverage license for the Diamond Shamrock located at 115 W. Grand Avenue in Haysville.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

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Mayor Bruce Armstrong asked for approval, Kwik Shop, 424 W. Grand Ave, Cereal Malt Beverage Renewal.

Motion by Pierce – Second by Slocum

Mr. Mayor and Council I make a motion that we approve the renewal application for Cereal Malt Beverage license for the Kwik Shop located at 424 W. Grand Avenue in Haysville.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for approval, Mini Stop, 7200 S. Broadway, Cereal Malt Beverage Renewal

Motion by Pierce – Second by Wilkerson

Mr. Mayor and Council I make a motion that we approve the renewal application for Cereal Malt Beverage license for the Mini Stop located at 7200 S. Broadway in Haysville.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Introduction of Ordinances and Resolutions Mayor Bruce Armstrong presented A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION TEMPORARY NOTES, SERIES A, 2009, OF THE CITY OF HAYSVILLE, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX, IF NECESSARY, FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID NOTE AS THEY BECOME DUE; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.

Mayor Bruce Armstrong stated the resolution was the temporary note for the City's Timberlane Drainage project.

Motion by Pierce – Second by Holub

Mr. Mayor and Council I move that we approve, authorizing and directing the issuance, sale and delivery of General Obligation Temporary Notes, Series A, 2009, of the City of Haysville, Kansas; providing for the levy and collection of an annual tax, if necessary, for the purpose of paying the principal of and interest on said note as they become due; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton nay.

Motion declared carried.

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Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum stated there would not be a Tree Board meeting in January or February of 2009. Crum stated the next meeting would be the first Monday of March 2009. Crum stated his thanks to Public Works and other City offices for putting up Christmas lights. Crum asked everyone to go and enjoy some of the Christmas open houses, which would be going on the next couple of weeks. Crum said to check with the Chamber of Commerce for locations.

Councilperson Rob Wilkerson stated activities going on at the Senior Center for the following week.

Mayor Bruce Armstrong presented a Letter from Scott Schneider, Cox Communication Re: Channel Addition.

Mayor Bruce Armstrong presented a Letter from Scott Schneider, Cox Communication Re: Channel Addition.

Under Other Business Mayor Bruce Armstrong presented for approval Consideration of Memorandum from City Clerk/Treasurer Beverly Rodgers, regarding Audit Request for Proposals.

City Clerk/Treasurer Beverly Rodgers stated the City notified 2 audit firms who gave proposals 5 years ago, placed an ad in the Wichita Eagle, and also placed an ad in the Wichita Business Journal for bids on the proposal. Rodgers stated the only bid was from the City's current auditor, George Bowerman and Noel. Mayor Bruce Armstrong asked which audit the City was recommending. Rodgers stated the City recommended the statutory basis audit. Councilperson Ken Hampton asked if the City had to go with GASB. Rodgers stated as long as the Resolution was passed, the City was not required to use GASB.

Motion by Crum – Second by Hampton

Mr. Mayor I'll go ahead and make a motion that we approve the memorandum from Treasurer Beverly Rodgers regarding the Audit Request for Proposal to be signed on with our present provider under the statutory basis.

Councilperson Joe Holub asked if the City was approving the total for 2011 and 2012. Councilperson Ken Hampton stated the total was for 5 years.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Consideration of Lease Agreement on 240 S. Main.

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There was discussion about property pricing and usage.

Motion by Kanaga – Second by Crum

Mr. Mayor I'll make a motion that we proceed with the Lease Agreement on 240 S. Main in Haysville.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented the Consideration on Process to Discuss Smoking Ban.

Mayor Bruce Armstrong referred Council to the ordinances from Derby and Wichita. Mayor Armstrong stated this was only for discussion and possibly deciding how the decision was going to be made. Councilperson Steve Crum stated he would like to put an ordinance to vote by the citizens. Councilperson Rob Wilkerson stated he went to local businesses and asked people about their views on the smoking ban. Councilperson Joe Holub stated he believed this was a health issue that needed to be addressed by the City. Councilperson Mike Kanaga stated he was opposed to the smoking ban. Councilperson Derrick Slocum stated he would like to introduce an ordinance similar to Wichita's. Mayor Armstrong stated this would be put on the next agenda and would give Council more time to discuss and research more about other ordinances and how to present the ban.

Mayor Bruce Armstrong presented for approval Consideration of Recommendation for Improvements to Hungerford and Sarah Lane Intersection.

Councilperson Keith Pierce stated his concerns for the Hungerford and Sarah Lane Intersection Improvements and suggested, in lieu of stop signs putting advanced warning signs near the crosswalk already there. Director of Governmental Services Carol Neugent stated she contacted Superintendent John Burke and he told her he just wanted to see something done at that intersection and did not have any particular suggestions. Pierce stated there had only been 3 previous accidents there in an 8 year time frame. Councilperson Derrick Slocum stated he liked the suggestions for the 3-way stop and that he believed people would not ignore a stop sign as much as they would ignore crosswalk signs. Councilperson Mike Kanaga stated he supported the crosswalk signs. Councilperson Steve Crum said the people who drive in that area are the people who drive there every single day and will still ignore crosswalk signs. Crum stated lots of kids walk in that area and stop signs would make it safer for the kids to cross the street. Councilperson Pat Ewert stated Nelson Elementary has a crosswalk and a crossing guard and people still ignore the crosswalk. Ewert said she supported the stop sign configuration. Councilperson Joe Holub stated he would like to try the crosswalk signs initially and then, if the problem still exists, the City could go to the stop sign configuration. Councilperson Rob Wilkerson said he thinks the stop signs would be an extreme.

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Motion by Pierce – Second by Holub

I'll make a motion that we, in lieu of the stop signs at this point in time, proceed with accurately marking this intersection and giving it the presentation that it deserves to the motorists as indicated in this sketch.

Councilperson Ken Hampton stated he agreed with Councilperson Holub as far as putting up the pedestrian crosswalk signs, and if they don't work then putting up stop signs.

Wilkerson asked about the police in that area. Police Chief Mike McElroy stated the Police Department works the school zones and the areas around the school before and after school each day.

Pierce said he believed more kids would get hit in a given time frame but would get hit at a slower speed.

Crum said he believed to err on the side of safety is the most important thing to focus on.

Kanaga stated he thought that with the given information putting stop signs up was an extreme.

Kanaga yea, Ewert nay, Slocum nay, Holub yea, Pierce yea Wilkerson yea, Crum nay, Hampton nay.

Mayor Bruce Armstrong voted nay to break the tie.

Motion declared denied.

Motion by Crum –Second by Hampton

Mr. Mayor I'll go ahead and make a motion that we approve the original suggestion from staff to put in a 3-way stop as presented.

Kanaga nay, Ewert yea, Slocum yea, Holub nay, Pierce nay, Wilkerson nay, Crum yea, Hampton yea.

Mayor Bruce Armstrong voted yea to break the tie.

Motion declared carried.

Councilperson Keith Pierce stated he appealed the decision by the chair. Pierce stated he was appealing the Mayor's decision because he believed it was wrong. Pierce stated his purpose of appealing the decision was to put the decision back on the Council.

City Attorney Alison McKenney Brown stated State Statute supersedes local procedure. Brown stated State Statute provides that in the case of ties, tied votes shall be broken by the Mayor. Brown said she does not believe there is any way around that through State Statute.

Councilperson Ken Hampton stated other parts of State Statute involving the voting process.

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Mayor Bruce Armstrong stated the stop sign addition decision would have an ordinance brought before Council to vote on at the next Council Meeting.

Mayor Bruce Armstrong asked for Department Reports.

Police Chief Mike McElroy presented visiting officer Master Police Officer David Melcher.

There were no Appointments.

There were no Off Agenda Citizens to Be Heard.

There was no Executive Session.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the First Half of December.

Councilperson Ken Hampton asked about the purchase of a digital camera and pricing on salt for the streets.

Motion by Pierce – Second by Hampton

Mr. Mayor and Council I'll make a motion that we pay the Bills for the First Half of December and let's also include the supplement placed before us.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented Council Action Request Update.

Councilperson Keith Pierce discussed a Council Action Request regarding road issues in the Twin Pines area a citizen was concerned about. Public Works Director Randy Dorner said he would call the citizen.

Mayor Bruce Armstrong presented a Thank You Letter from First Assembly of God.

Mayor Bruce Armstrong presented a Thank You Letter from Marc and Diane Davis.

Mayor Bruce Armstrong presented a Thank You Letter from the Kansas Department of Health and Environment.

Mayor Bruce Armstrong asked for Council Concerns

Councilperson Rob Wilkerson stated he would like to make sure citizens were following the laws pertaining to their animals.

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Councilperson Steve Crum stated he would like to take a closer look at the City's Vicious Dog Ordinance to make sure all areas were covered. Crum asked why the lighted crosswalk by Nelson Elementary was blinking. Public Works Director Randy Dorner stated it means there was a problem with a light and Public Works fixed the problem the next day. Crum asked if street patching was going to continue through the winter months. Dorner stated Public Works patches street on Fridays, weather permitting.

Councilperson Ken Hampton asked when the last date someone could register to run for Council or Mayor. City Clerk/Treasurer Beverly Rodgers stated it was sometime around January 20th, 2009. Rodgers stated it would be placed on the City's Website.

Mayor Bruce Armstrong stated he would like to postpone the street workshop until a later date.

Motion by Pierce – Second by Slocum

Mr. Mayor and Council I'll make a motion the we postpone until further notice our December 15, 2008 scheduled street workshop.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion Declared Carried.

Motion by Pierce – Second by Ewert

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

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Meeting Adjourned at 8:06 pm.

Beverly Rodgers, City Clerk

The Regular Council Meeting was called to order by Mayor Bruce Armstrong at 7:00 p.m. in the Haysville Municipal Building, 200 West Grand Avenue.

Roll was taken by Recording Secretary Chase Brizendine: Kanaga here, Ewert here, Slocum here, Holub here, Pierce here, Wilkerson here, Crum here, Hampton here.

Mayor Bruce Armstrong asked for a moment of silence.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Mayor Bruce Armstrong asked for a motion to add Lies Trash Service to Approval of Licenses and Bonds. Mayor Armstrong stated it was for renewal of their Refuse Haulers License.

Motion by Crum – Second by Hampton

Mr. Mayor I'd like to go ahead and make a motion that we, under item number 2-C we add a Refuse Haulers License for Lies Trash Service.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval the Minutes of December 8, 2008.

Motion by Hampton – Second by Wilkerson

Mr. Mayor I'll make a motion that we approve the Minutes of December 8, 2008.

Kanaga yea, Ewert yea, Slocum abstain, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Citizens to be Heard Mayor Bruce Armstrong presented Andrew Cookson, 426 W. 4th Street Re: Smoking Ban.

Andrew Cookson introduced himself and stated he was going to speak on how to proceed with the discussion on the smoking ban. Cookson stated he is not for or against the smoking ban. Cookson stated he believed it was inappropriate for this item to be turned over to the public for a vote. Cookson went on to explain why he believed Council should be the ones to vote on the smoking ban.

Councilperson Joe Holub asked Andrew Cookson what he did for a living.

City Attorney Alison McKenney Brown stated Cookson was saying that Council had the legal authority to make the decision. Brown stated that Cookson may or may not have known that Council was not asking the public to make a binding vote but was asking for an advisory opinion.

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Under Approval of Licenses and Bonds Mayor Bruce Armstrong presented for approval Waste Connections, 2745 N. Ohio, Wichita, Kansas 67219, Refuse Haulers License for Renewal.

Motion by Hampton – Second by Ewert

Mr. Mayor I'll make a motion that we approve Waste Connections' Refuse Hauler License Renewal for Waste Connections, 2745 N. Ohio, Wichita, Kansas.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for approval, Waste Management, 4330 W. 31st St. So., Wichita, Kansas 67215, Refuse Haulers License for Renewal.

Motion by Hampton – Second by Kanaga

I'll make a motion that we approve the Waste Management located at 4330 W. 31st Street South for their Refuse Hauler License renewal.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson nay, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for approval, Lies Trash Service, 4631 S. Palisade, Wichita, Kansas, Refuse Haulers License for Renewal.

Motion by Crum – Second by Hampton

I'll go ahead and make a motion that we approve the renewal of the Refuse Haulers License for Lies Trash Service at 4631 N. Palisade.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

There were no Introductions of Ordinances and Resolutions.

Under Notices and Communications Mayor Bruce Armstrong asked for Governing Body Announcements.

Councilperson Steve Crum stated there would not be a Park Board meeting in January. Crum stated the next meeting would be on February 2nd, 2009. Crum stated there will be no Tree Board meeting in January or February of 2009. Crum stated the next meeting would be the first Monday of March 2009. Crum gave updates on the Library's new website.

Councilperson Rob Wilkerson stated activities going on at the Senior Center for the following week.

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Councilperson Pat Ewert stated school started on January 5th, 2009

Mayor Bruce Armstrong presented Notices & Communications Regarding Advanced Municipal Finance Course from League of Kansas Municipalities.

Mayor Bruce Armstrong presented a Memorandum from City Clerk/Treasurer Beverly Rodgers Regarding New Hire, Jacquelin Stephenson.

Mayor Bruce Armstrong presented a Memorandum from Recreation Director Georgie Carter Regarding Resignation, April Knudson, Fitness/Wellness Supervisor.

Mayor Bruce Armstrong presented a Memorandum from Bruce Armstrong, Mayor Regarding David A. New, New Hire.

Mayor Bruce Armstrong presented a Letter from Cox Communications Regarding Channel Addition.

Under Other Business Mayor Bruce Armstrong presented for approval Consideration of New Color Copier Lease.

City Clerk/Treasurer Beverly Rodgers stated she contacted 7 different companies and gathered information from each regarding a new copy machine. Rodgers stated she brought what information she had to a Department Head meeting and 4 different companies were selected to get bids from. Rodgers stated when she began her research she was looking at black and white copiers, but learned throughout the process that the color copiers had dropped in price significantly. Rodgers stated only 3 bids were turned in and she was recommending the Konica Minolta C550. Rodgers stated the City had been working with this company for over 5 years now and they had a very good reputation with the City. Rodgers stated if Konica Minolta was chosen they would pay off the remaining 6 months on the old copy machine and also have it shipped back to Canon Financial Services. Rodgers stated the City would be entitled to a \$1,500.00 rebate if the lease was sign within 30 days.

Councilperson Steve Crum asked about additional costs in the purchasing of color ink/toner. Rodgers stated the costs were included in the costs per copy per month. Rodgers stated this would be a big savings for the City.

Motion by Crum – Second by Wilkerson

Mr. Mayor, if there is no more discussion, I'll make a motion that we allow Bev to go ahead and go into an agreement with Konica Minolta for their C550, with the saddle stitch for \$343.75 per month as well as the monthly maintenance fee as presented.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

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Mayor Bruce Armstrong presented for approval Consideration of Change Order Number 4 – Haysville Community Library.

Public Works Director Randy Dorner stated the Change Order was for some additional computer and electrical connections. Dorner said these were for flexibility when the Library moves things around so computers can be set up in different areas. Mayor Armstrong stated there would be no over runs at all. Councilperson Ken Hampton asked how much money was available in over runs. Mayor Armstrong stated it was somewhere between \$300,000 and \$400,000. Councilperson Joe Holub stated he would like to see a privacy fence along the east side of the property.

Motion by Hampton – Second by Ewert

Mr. Mayor I'll make a motion that we approve the Change Order for \$2429.00 for the 9 receptacles for the computer drops and the installation for 9 data drops also.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Old Business Mayor Bruce Armstrong presented Discussion on How to Proceed with Smoking Ban.

Mayor Armstrong stated if the City were to put the Smoking Ban to a public vote it would be a binding decision because the Election Commission no longer allows advisory items to be put on the ballot. Council discussed further on whether or not Council should vote on the smoking ban and discussed having a more customized ordinance made for Council to vote on.

Motion by Pierce – Second by Holub

Mr. Mayor and Council I'll go ahead make a motion tonight that however this ends up the decision be made here at the Council bench and we not put this out for a ballot question.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented Update on Hungerford and Sarah Lane Intersection Improvements.

There was quite a bit of discussion on the Hungerford and Sarah Lane Intersection improvements; however, it was stated this was decided at the last Council meeting to install the stop signs and the memo tonight was for informational purposes only. Councilperson Crum asked Public Works Director Randy Dorner how long it would take to get those signs up. Dorner stated they would have to call for locates, they had the stop signs in their inventory, the lights might take a little time, but they would try to get it up by the time school starts up again.

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Mayor Bruce Armstrong presented for approval Consideration of Parking Lot Petition.

Mayor Armstrong stated this petition replaces an earlier one and there were only a few changes. Councilperson Joe Holub asked if the City was paying a percentage of the total amount on the petition. Mayor Armstrong said there are no costs involved to the City.

Motion by Crum – Second by Hampton

Mr. Mayor I'll go ahead and make a motion that we accept this updated petition for the school district, for the parking lot improvements track A, the southeast quarter of the southwest quarter, of Section 31, T28S, R1E of the 6th Principal Meridian, except dedicated street rights-of-way.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers reported on the final date of January 27th at Noon for filing for City office.

Chief McElroy introduced Officer Kasey Kielhorn as the visiting officer. Chief McElroy reported the fireworks could be set off Wednesday, December 31, 2008 from 6:00 p.m. until 1:00 a.m. on Thursday, January 1, 2009. McElroy asked that citizens do not shoot the fireworks in the streets and clean up their mess when they were finished. Councilperson Crum asked if an update on the K-9 program could be added to the Police Activity Reports. Chief McElroy stated the program was still in the initial phases and they were building their history now, but they had done some school checks already.

Public Works Director Randy Dorner announced their limb drop off would be closed from January 5th to February 1st for clean up and rearranging things. Dorner stated the Christmas tree drop off would be open until Friday, January 16th by the old Senior Center building. Councilperson Crum asked Dorner to have that listed in the Eagle with the other Christmas tree drop off sites and on KWCH.com. Councilperson Slocum asked Dorner about snow plowing. Dorner stated up to 6 inches they plow the main thoroughfares and intersections, which would be Grand Avenue from the water tower to the toll booth road and then North Main they cover the bridge and south. Dorner stated if it is over 6 inches they do Sarah Lane and 2nd Street also.

Recreation Director Georgie Carter announced they would be starting new programs of Gentle Yoga, Belly Dancing and Power Yoga.

Under Appointments Mayor Bruce Armstrong presented for approval Debbie Coleman, 149 S. Wayne Re: Appointment to Historic Committee.

Motion by Crum – Second by Hampton

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Mr. Mayor I'll make a motion that we allow you to appoint Debbie Coleman, 149 S. Wayne to the Historic Committee.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval Barbara Pacheco, 136 Champion Re: Appointment to Historic Committee

Motion by Crum – Second by Hampton

Mr. Mayor I'll make a motion that we allow you to appoint Barbara Pacheco, 136 Champion to an Appointment to the Historic Committee

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong asked for any Off Agenda Citizens to be Heard.

Andrew Cookson, 426 W. 4th Street recommended looking into an ordinance regarding obstructions on windows of vehicles and also recommended looking into having a police officer watch the intersection.

Under Executive Session Mayor Bruce Armstrong asked for a motion for an executive session.

Motion by Pierce – Second by Crum

Mr. Mayor and Council I move that we retire into an Executive Session for the purpose of Attorney Client Privilege for a time frame not to exceed 15 minutes, those in attendance to be the Mayor, Council, our City Attorney, and the Director of Governmental Services.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Council went into and Executive Session at 7:50 p.m.

The meeting was called back to order at 8:06 p.m.

Mayor Bruce Armstrong stated there was no binding action taken in the Executive Session.

Mayor Bruce Armstrong presented for approval the Bills to be Paid for the last half of December.

Motion by Crum – Second by Hampton

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Mr. Mayor I'll go ahead and make a motion that we pay the bills for the last half of December.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval Year End Encumbrances.

Mayor Armstrong stated the City had an amount of excess funds over and above what their revenue and expenses were. Mayor Armstrong recommended that Council encumber \$78,000.00 just in case the City lost the jail fees case.

Motion by Hampton –Second by Crum

Mr. Mayor I'll make a motion that we approve all year end encumbrances as presented before us tonight.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval Authorization to Reimburse Petty Cash on December 31, 2008.

Motion by Crum – Second by Wilkerson

Mr. Mayor I'll go ahead and make a motion that we do authorization to reimburse any petty cash that's due on or before December 31, 2008.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Mayor Bruce Armstrong presented for approval Authorization to Pay Any Unanticipated Invoices Dated 2008 and Received after Year End.

Motion by Crum – Second by Ewert

Mr. Mayor I'll go ahead and motion that we give authorization to pay any unanticipated invoices dated 2008 and received after year end.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Under Consent Agenda Mayor Bruce Armstrong presented the Council Action Request Updates.

Under Council Concerns Mayor Bruce Armstrong presented Council Concerns Update.

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On the Council Concerns Update, Councilperson Crum said when he asked about the vicious dog ordinance, Alison mentioned there was another ordinance we were looking at that had something about it. City Attorney Alison McKenney Brown stated the City already had it last summer and actually modified it. Brown said they were looking at a criminal action they could file and that was added last summer and approved.

Councilperson Hampton asked if any inquiries had been sent out to insurance companies. City Clerk/Treasurer Beverly Rodgers stated no, the insurance was not due until April 2009.

Councilperson Ewert advised Randy Dorner that some of the people on Turkle were wondering when the work would begin on that street. Dorner stated with the way the weather had been, the actual street work would be done in the spring.

Councilperson Slocum stated last meeting they had a lot of discussion about school crossing walks. Slocum said the City could put up signs but the main thing is people out there driving should pay attention to what is going on. Slocum urged citizens to just think if it was their child out there and to drive safely.

Councilperson Holub mentioned the \$500.00 fine for failure to yield and stated it may be a good idea to get people to slow down.

Councilperson Crum asked if the City had heard anything from Westar about the lights on Seneca. Randy Dorner stated the lights were gone and had been gone about six weeks. Crum asked if the City had heard anything on the grant on Sarah Lane for sidewalks. Mayor Armstrong stated we heard negative.

Mayor Bruce Armstrong presented for approval Adjournment.

Motion by Pierce – Second by Ewert

Mr. Mayor and Council I move that we adjourn this last meeting of the year.

Kanaga yea, Ewert yea, Slocum yea, Holub yea, Pierce yea Wilkerson yea, Crum yea, Hampton yea.

Motion declared carried.

Meeting Adjourned at 8:16 pm.

Beverly Rodgers, City Clerk