

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

Roll was taken by Recording Secretary Chase Brizendine: Pierce here, Wilkerson here, Bradshaw here, Kanaga here, Ewert here, Slocum here, and Conrady here. Councilperson Steve Crum was absent.

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

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

Under Special Order of Business Mayor Ken Hampton presented a Public Hearing on Special Assessments for River Forest 2nd Addition, Country Lakes, Mimosa Street and the USD 261 Municipal Parking Lot.

Mayor Hampton asked Public Works Director Randy Dorner to hand out maps of Country Lakes Addition and explain what was done in the different phases of the development. Mayor Hampton stated he wanted Council to understand why the force main was put in Phase 2. Mayor Hampton stated the reason they waited was because they had some issues with where they were going to run the force main and they had to acquire the land and decide on the flow.

Financial Advisory Chuck Bouilly, George K. Baum & Company stated the purpose of the hearing was to give homeowners the opportunity to come and speak about the special assessments. Bouilly said he had one clarification on the Rex School Parking Lot, as there were some costs that were not received when the final costs were turned in, so that final cost figure went up. Bouilly said the School District was aware of it. Bouilly stated the process after the hearing would be to adopt the ordinance to be published on the following Friday and letters to the property owners would be mailed out the following Friday saying they had thirty days to pay all or part of their specials and whatever was left would be put on special assessments to pay off the bonds. Bouilly stated the assessments for River Forest 2nd Addition are for 20 years, and Country Lakes, Mimosa Street and Municipal Parking Lot are for 15 years.

Mayor Ken Hampton asked for a motion to open the Public Hearing.

Motion by Pierce – Second by Kanaga

I move that we open a Public Hearing on Special Assessments for River Forest 2nd Addition, Country Lakes, Mimosa Street and the USD 261 Municipal Parking Lot.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

No Council members had any outside contacts regarding these assessments.

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Councilperson Wilkerson stated his son lived in that area and he wondered if that would be considered a conflict of interest. City Attorney Alison McKenney Brown said if Wilkerson felt his personal decision would determine his vote, he had the right to abstain.

City Clerk Beverly Rodgers presented Mayor and Council with copies of a letter received from Jason and Demetra Bond of 2202 Schoolhouse St.

Mayor Ken Hampton asked for any members of the public who wished to speak.

Nick Meadows, 1947 Country Lakes St. spoke against the assessments since he was never aware of any further assessments to be placed on his property.

There were no other citizens to speak on the assessments.

Mayor Ken Hampton asked for a motion to close the Public Hearing.

Motion by Pierce – Second by Slocum

I move that we close this portion of the Public Hearing.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Councilperson Sandy Bradshaw asked if these assessments were all apart of the original costs. Financial Advisory Chuck Bouilly, George K. Baum & Company stated it was. Director of Governmental Services Carol Neugent stated this was all part of the original development concept. Neugent said the City knew when the petitions came in this force main was going to have to be put in and upgraded. Neugent stated she felt there had been some confusion on this and the pump station from before. Councilperson Kanaga wanted to know why these people buying these houses did not know about these specials. Financial Advisor Chuck Bouilly stated when the City authorizes the improvements; the resolution was published and also recorded with the Sedgwick County Register of Deeds so it was a matter of record. Bouilly said it was the responsibility at closing for the title company to have that information on the closing document.

Nick Meadows, 1947 Country Lakes Street stated when he bought his home, the person selling the home gave him a breakdown of \$15,000.00 in specials and they were broken down by 15 years. Meadows said there was nothing else to show him that down the road there was going to be a problem.

Council continued to discuss the details of the assessments.

Under Presentation and Approval of Minutes, Mayor Ken Hampton presented for approval the Minutes of December 29, 2009.

Motion by Slocum – Second by Ewert

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I move that we approve the minutes from December 29, 2009.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

There were no Citizens to be Heard.

There were no Licenses or Bonds.

Under Ordinances and Resolutions Mayor Ken Hampton presented for approval 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. 08-04, 08-06, 08-08, 08-14, 03-29, 08-11 AND 09-01 OF THE CITY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

Motion by Pierce – Second by Kanaga

I move that we enact 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. 08-04, 08-06, 08-08, 08-14, 03-29, 08-11 and 09-01 of the City; and providing for the collection of such special assessments.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

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

Mayor Ken Hampton announced that Councilperson Steve Crum was not at the meeting because he had surgery and was still recovering.

Mayor Ken Hampton presented a Letter from the Kansas Department of Agriculture Re: Appropriation of Water.

Under Other Business Mayor Ken Hampton presented the Discussion of 2010 Code Changes (Information Previously Distributed).

Mayor Ken Hampton presented a Memorandum from Planning/Community Relations Coordinator Jeana Morgan Re: Vacation Request – Platted ROW and Setback.

Motion by Pierce - Second by Wilkerson

I move that we approve this request based upon Planning's recommendation along with the contingency.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea

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Motion declared carried.

Mayor Ken Hampton presented the Consideration of Rebate Analyst Contract with Gilmore & Bell Re: \$4,083,000 General Obligation Bonds, Series 2004.

Motion by Pierce – Second by Slocum

I move that we approve going into a contract with Gilmore and Bell in regards to this Rebate Analyst Contract.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Mayor Ken Hampton presented for approval the Consideration of Approval of Statement of Final Costs, Assessment Roll Certification, Form of Notice of Hearing and Statement of Cost Proposed to be Assessed, and Notice of Public Hearing on January 11, 2010 at 7:00 p.m.

Bond Financial Advisor Chuck Bouilly of George K. Baum & Company was present to answer Council's questions regarding the special assessment documents for River Forest 2nd Addition, Country Lakes Addition, Mimosa Street and the Municipal Parking Lot at the School.

Motion by Pierce – Second by Wilkerson

Council I make a motion that we approve the of Statement of Final Costs, the Assessment Roll Certification, Notice of Public Hearing for January 11, 2010 at 7:00 p.m., and the Form of Notice of Hearing and Statement of Cost Proposed to be Assessed, and that we authorize the City Clerk to publish the Notice of Public Hearing, Mail the Form of Notice of Hearing and Statement of Cost Proposed to be Assessed to each and all owners of property affected by such assessment and file each of said documents of record in the office of the City Clerk to make available for public inspection.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Mayor Ken Hampton presented for approval the Authorization for the Mayor to Sign KDOT Agreement.

Motion by Bradshaw – Second by Ewert

I would make a motion that we authorize the Mayor to sign a letter of agreement with KDOT for the West Grand project.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Mayor Ken Hampton presented for approval the Authorization to Purchase Body Armor.

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Councilperson Keith Pierce asked what happened to the old vests. Captain Powers said sometimes the vests are donated to other Police Departments who do not have vests and sometimes they are taken to the range to test ballistics.

Motion by Kanaga – Second by Ewert

I would make a motion that we approve this purchase of body armor for \$13,741.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Mayor Ken Hampton presented for approval the Consideration of Farm Lease Renewal.

Motion by Bradshaw – Second by Ewert

I would make a motion that we approve the Farm Lease Agreement with Albert Vanderhoof.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Mayor Ken Hampton presented the Discussion of 2010 Personnel Manual Changes.

Director of Governmental Services Carol Neugent requested the item be tabled to give staff time to make corrections.

Motion by Pierce – Second by Wilkerson

I move that we table Item 5, Letter H, Discussion of 2010 Personnel Manual Changes until such time staff brings it back to us.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Mayor Ken Hampton presented the Discussion of 2010 Code Changes.

Director of Governmental Services Carol Neugent requested the item be tabled to give staff time to make corrections. Neugent said if Council had any questions to contact the Department Head the question applies to.

Motion by Pierce – Second by Kanaga

I move that we table Item I also the Discussion of 2010 Code Changes until such time staff brings it back to us.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

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There was no Old Business.

Mayor Ken Hampton asked for Department Reports.

City Clerk/Treasurer Beverly Rodgers had nothing to report.

Director of Governmental Services Carol Neugent had nothing to report.

Captain Bruce Powers reported the Police Department had received six new radios under the Justice Assistance Grant and would be asking for reimbursement from Sedgwick County. Powers also reported the Police Department had sold a 1969 Ford Taurus through Purple Wave Auction and received \$1,850.00.

The Public Works Activity Report for November was presented. Public Works Director Randy Dorner had nothing to report.

The Recreation Department Activity Report for November was presented. Recreation Director Georgie Carter reminded everyone that the Haysville Activity Center would be closed on Christmas Eve and Christmas Day.

There were no Appointments.

There were no Off Agenda Citizens to Be Heard.

Under Executive Session Mayor Ken Hampton asked for a motion to enter into an Executive Session for Land Acquisition (Not to Exceed 15 Minutes).

Motion by Bradshaw – Second by Ewert

I'd make a motion that Council go into an Executive Session for the purpose of Land Acquisition discussion not to exceed 15 minutes to include Council, the Mayor the City Attorney, Director of Governmental Services and Public Works Director.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Council went into an Executive Session at 7:27 p.m. and reconvened the meeting at 7:41 p.m. Mayor Ken Hampton stated no binding action was taken in the executive session.

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

Councilperson Michael Conrady asked about gasoline purchases, the electric bill for the pool, and repair costs for police vehicles.

Motion by Kanaga – Second by Ewert

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I move that we pay the bills for the first half of December.

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Under Council Items Mayor Ken Hampton presented the Council Action Request Update.

Mayor Ken Hampton presented the Council Concerns Update.

Mayor Ken Hampton asked for any New Council Concerns.

Councilperson Mike Conrady had a concern about the safety of the intersection of Grand and Meridian. Public Works Director Randy Dorner stated they had looked at it, talked to the inspector and it was determined the contractor needed traffic control in that area and everything was still going as planned Mayor Ken Hampton asked if there had been any incidents there. Captain Bruce Powers stated he was not aware of any incidents.

Mayor Ken Hampton presented for approval Adjournment.

Motion by Pierce – Second by Ewert

Pierce yea, Wilkerson yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Meeting Adjourned at 7:48 p.m.

Beverly Rodgers, City Clerk