

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 Camille Tullis: Pierce here, Wilkerson here, Crum here, Bradshaw here, Kanaga here, Ewert here, Slocum here, and Conrady here.

Invocation was given by Reverend David Vetter, West Haysville Baptist.

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

Under Presentation and Approval of Minutes, Mayor Ken Hampton presented for approval the Minutes of April 12, 2010.

Motion by Crum – Second by Ewert

Mayor, I'll go ahead and make a motion that we approve the minutes from April 12, 2010.

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

Motion declared carried.

Under Citizens to be Heard Mayor Ken Hampton presented Chris Chad, Haysville Community Library, Re: Waive Pool Rental Fees for Summer Reading Year End Party.

Chris Chad introduced himself and stated he was the Children's Librarian at the Haysville Community Library. Chad explained the yearly summer reading program would be starting in June and the theme would be "Make a Splash". Chad stated the Library would like to have a pool party at the Haysville swimming pool for all of the children who would complete the program. Chad advised he is requesting the rental fee at the pool to be waived for the party.

Councilperson Steve Crum asked when the date would be for the party. Chris Chad stated it would be July 30th. Crum stated that there would be no summer school this year at an elementary level and the Library had several programs lined up to keep children engaged this summer. Crum advised he thought this was a great idea to help children get excited about reading.

Motion by Bradshaw – Second by Crum

I would just make a motion that we allow the Library to use the pool and waive the fee for doing so, for the summer reading year end party.

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

Motion declared carried.

Mayor Ken Hampton presented Tom Gibson, PRIDE Re: City Wide Clean Up.

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Tom Gibson introduced himself and explained the Pride Committee would be hosting their 9th annual City Wide Clean Up this summer. Gibson stated the event would be for Haysville residents only and it would cost \$10 to participate. Gibson explained the first Saturday in June would be for the west side of the railroad tracks and the second Saturday in June would be for the east side. Gibson advised he was seeking approval for the manpower and finances for the tipping fees at the transfer station. Mayor Ken Hampton asked if Gibson was also seeking approval to use the City's trucks and loaders; Gibson stated he was.

Councilperson Sandy Bradshaw asked if they would consider doing the east side first due to the construction. Tom Gibson stated it didn't matter which side they completed first because the construction was going to be there. Bradshaw asked if they had considered delaying the event until the construction on Grand was completed. Gibson stated they had not because the weather would be too warm if it was delayed. Bradshaw asked if the City knew what their financial commitment would be toward the event. Mayor Ken Hampton stated they had figured the event into the City's budget previously with about \$13,000 to \$15,000.

Motion by Crum – Second by Ewert

I'd like to go ahead and make a motion that we provide equipment and manpower like we have in the past, and the City will also cover the tipping fees for the trash for those two weekends.

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

Motion declared carried.

Tom Gibson added that they were still looking for volunteers for the event. Gibson stated the Pride Committee would provide breakfast at the Masonic Lodge and lunch at the Haysville Community Library each Saturday. Gibson announced the Pride Committee would be holding their annual Car Seat Check event Saturday in the Homeland Grocery parking lot from 9 a.m. to 1 p.m. Gibson stated they would be making sure the car seats fit properly and that they were not recalled. Gibson advised if the car seat was recalled they would replace it at no charge. Gibson asked that people bring their children to insure they fit properly in the car seat. Gibson commended Chief of Police Mike McElroy because Haysville has the most officers that are certified child passenger safety technicians than any other law enforcement in Sedgwick County. Gibson explained the left over car seats would be donated to the Police Department and they were still looking for volunteers.

There were no Licenses and Bonds.

There were no Ordinances and Resolutions.

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

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Councilperson Michael Conrady stated on May 13th there would be a concert and benefit at the Robert Dole VA Hospital in honor of Military Appreciation Day. Conrady stated local businesses would be taking cash donations and needed items for hospice rooms at the hospital. Conrady stated for a full list of accepted donations items to call 990-5944. Conrady advised that at 6 p.m. on May 8th there would be a truck at Smokey Butts BBQ collecting the donated items.

Councilperson Pat Ewert announced on April 28th there would be Panera Bread given out at 9 a.m. at the Senior Center. Ewert also announced on April 30th Texas Hold'Em would be held at the Senior Center.

Councilperson Sandy Bradshaw announced the local observance of the National Day of Prayer would be held at the City Building on May 6th at noon.

Councilperson Steve Crum announced the annual Arbor Day tree planting would be on May 3rd. Crum explained he was not sure where the site would be this year but he would have it posted on the website.

Mayor Ken Hampton presented the Court Activity Report for March.

Mayor Ken Hampton presented a Memorandum from Director of Public Works Randy Dorner Re: William Youngers – Resignation.

Mayor Ken Hampton presented a Memorandum from Director of Public Works Randy Dorner Re: New Hire, Bruce Loper.

Under Other Business Mayor Ken Hampton presented Consideration of Revision to Plagens Carpenter Park Rental Agreement.

Assistant Recreation Director Jennifer Sohm explained the Wichita Blasters softball team was interested in holding a tournament at the Plagens Carpenter Park in June. Sohm stated the tournament would have about 40 to 50 teams playing and it would run from Friday to Sunday. Sohm advised the current agreement states youth under 16 years old cannot participate in games before 1 p.m. on Sundays. Sohm explained they had requested to start the games at 8 a.m. on Sunday June 27th.

Councilperson Steve Crum asked Director of Public Works Randy Dorner if the sod would be set in enough at the fields to host a tournament. Dorner stated field #5 would be set in enough but he was not sure about field #6. Assistant Recreation Director Jennifer Sohm stated she told them the sod might not be ready and they decided they would put the 10 year old girls at that field.

Councilperson Mike Kanaga stated he would like to speak against the proposal. Kanaga advised by starting the games at 8 a.m. it puts parents and children in a difficult position.

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Kanaga stated he felt the current arrangement was a good and he did not want to change it.

Councilperson Steve Crum stated he was in favor of the one time agreement because it would bring a lot of teams into Haysville. Crum said if children know in advance that there would be a game it should not create a problem.

Motion by Crum – Second by Slocum

I'm going to go ahead and make a motion that we allow this one change for this tournament to allow games to start early on that Sunday June 27th start before 1 p.m. with kids that are under 16 years old.

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

Motion denied.

Mayor Ken Hampton presented Acquisition of New Equipment - Communications Logger.

Chief of Police Mike McElroy stated a new Communications Logger would be needed to equip the new Police Department building. McElroy explained the previous one was purchased in the late 1980s and has failed so the Police Department has been leasing one. McElroy said three bids were solicited and he was requesting approval for the lowest.

Councilperson Sandy Bradshaw asked if the money was already budgeted that would be used to purchase this system. Chief of Police Mike McElroy explained the money would be taken from the Equipment Reserve Fund. McElroy stated they knew the previous equipment would fail so they made the funds available.

Motion by Bradshaw – Second by Kanaga

I would make a motion that we approve the purchase of a Nice Call Focus III 16 channel system from Voice Products Incorporated in the amount of \$16,839.

Councilperson Keith Pierce asked if they were taking a risk by accepting the low bid because the prices were so different. Chief of Police Mike McElroy explained the equipment was all priced the same but the difference was because the others were charging for installation and training. McElroy stated Voice Products included installation and training in their base price and a \$1,700 discount.

Councilperson Michael Conrady asked if this included the whole dispatch console. Chief of Police Mike McElroy stated this equipment only includes the communications logger, which would record everything digitally. McElroy stated they would wait for installation until June when new facility would be ready.

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

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Motion declared carried.

Mayor Ken Hampton presented Consideration of Farm Agreement.

Director of Public Works Randy Dorner explained the 78 acres the City owns will soon meet its maximum agronomical limit. Dorner stated this agreement is for the farmer adjacent to the City's current fields. Dorner stated 1/3 of the profits would go to the City and 2/3 would go to the farmer. Dorner advised the City would provide the fertilizer and keep the fields tilled. Dorner explained they would be planting soy beans because it is the highest uptake of what is allowed to be produced on a sludge dump ground. Dorner stated the farmer would plant the seeds, harvest the soy beans, and use weed killer all at his own cost.

Councilperson Keith Pierce asked if a one year term was the most comfortable way to make the agreement. Director of Public Works Randy Dorner stated the agreement was made that way in case they needed to change the crop due to different conditions. Pierce asked for clarification on the distribution of proceeds in the agreement. City Attorney Alison McKenney-Brown answered the contract is a standard 1/3, 1/3, 1/3 agricultural contract.

Councilperson Sandy Bradshaw asked if the City was the provider in regards to the compensation of services. City Attorney Alison McKenney-Brown answered the farmer would be the provider in the agreement. Bradshaw asked if the City would receive 1/3 of the profits and the farmer would receive 2/3. Brown stated that was correct.

Motion by Bradshaw – Second by Crum

I would make a motion that we approve the farm agreement that is presented to Council this evening.

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

Motion declared carried.

Mayor Ken Hampton presented Consideration of Certain Improvements in River Forest.

Director of Randy Dorner stated a pond was built in River Forest that was designed to maintain itself with the water run off. Dorner stated the pond was unable to perform this way because there had not been enough rain to fill it up making the pond dry. Dorner advised the developer asked the City to build a water well for the pond. Dorner explained there are 35 remaining lots in the development and each time a building permit is sold for the lot they will be charged \$218 per lot. Dorner said once all the lots were sold the City would then recoup all the \$7,629.93 it cost for the water well.

Councilperson Steve Crum asked how many people are living in the homes now. Director of Public Works Randy Dorner answered only one house is currently being lived in. Crum stated he was concerned that the City would be charging people the \$218 if they

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had already purchased their lot. Dorner advised the fee would only apply to people who have not purchased their building permit yet and it would not be attached to their specials.

Motion by Crum – Second by Pierce

I'd go ahead and make a motion that we go ahead and allow this improvement for River Forest in the way it is presented to us tonight.

Mayor Ken Hampton stated the money for the water well would be coming out of Capital Improvements.

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

Motion declared carried.

Mayor Ken Hampton presented Consideration of Clean Air Policy. Mayor Hampton advised this policy would allow the City to be in compliance with the new State law by July 1st.

Director of Governmental Services Carol Neugent advised this would be an amendment to the Personnel Policy regarding smoking. Neugent requested the policy go into effect on June 1st if Council decides to pass it.

Councilperson Steve Crum asked City Attorney Alison McKenney-Brown if the policy would read the same as the State law. Brown stated the policy is the same as the language associated with employer and employee in the State law. Crum asked if this was already in the City's Personnel Policy. Director of Governmental Services Carol Neugent stated the City has two facilities that allow smoking inside the break rooms and this would no longer be allowed.

Motion by Crum – Second by Bradshaw

Mr. Mayor I'll go ahead and make a motion that we accept this Clean Air Policy to take effect on June 1st, 2010.

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

Motion declared carried.

There was no old business.

Mayor Ken Hampton asked for Department Reports.

The City Clerk Activity Report for March was presented. City Clerk Beverly Rodgers had nothing to report.

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The Governmental Services Activity Report for March was presented. Director of Governmental Services Carol Neugent had nothing to report.

The Police Department Activity Report for March was presented. Chief of Police Mike McElroy had nothing to report.

Director of Public Works Randy Dorner gave an update on the West Grand Project. Dorner advised the project was moving along well and it should be done by mid June depending on weather. Dorner also announced that the Household Hazardous Waste drop off would be on Saturday May 22nd, 2010 at the Vickers Building. Dorner did not have the hours but they would be posted on the website.

Assistant Director of Public Works Jennifer Sohm announced that the Haysville Activity Center would start offering Zumba classes starting Monday May 3rd. Sohm advised they were still taking pool and Summer Elements registrations. Sohm also announced that Springnigans would be on Sunday, May 8th at The Historic District from 10 a.m. to 2 p.m.

Mayor Ken Hampton asked for a motion to add an item B under appointments for the Tree Board. Mayor Hampton advised the appointments include: Patty Waters, Tom Coleman, Luetta Yoder, Robert Mader, and Dave Harper.

Motion by Crum – Second by Ewert

Mr. Mayor I'll make a motion that we approve to add to the agenda Item B for some appointments for Tree Board in Patty Waters, Tom Coleman, Luetta Yoder, Robert Mader, and Dave Harper.

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

Motion declared carried.

Under Appointments Mayor Ken Hampton presented Sarah Sampson – 616 W. Grand, Re: Appointment to Library Board – 4 Year Term

Motion by Bradshaw – Second by Ewert

Mr. Mayor I make a motion that we approve your appointment of Sarah Sampson to the Library Board for a term of four years.

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

Motion declared carried.

Mayor Ken Hampton asked for a motion to appoint Patty Waters to the Tree Board.

Motion by Crum – Second by Bradshaw

Mr. Mayor I'll make a motion that we go ahead and have you reappoint Patty Waters to the Tree Board.

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

Motion declared carried.

Mayor Ken Hampton asked for a motion to appoint Tom Coleman to the Tree Board.

Motion by Crum – Second by Ewert

Mayor I'd ask that we allow you to appoint Tom Coleman to the Tree Board.

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

Motion declared carried.

Mayor Ken Hampton asked for a motion to appoint Luetta Yoder to the Tree Board.

Motion by Crum – Second by Bradshaw

Mayor I'd ask that we allow you to appoint Luetta Yoder to the Tree Board.

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

Motion declared carried.

Mayor Ken Hampton asked for a motion to appoint Robert Mader to the Tree Board.

Motion by Crum – Second by Bradshaw

Mr. Mayor I ask that we allow you to reappoint Robert Mader to the Tree Board

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

Motion declared carried.

Mayor Ken Hampton asked for a motion to appoint Dave Harper to the Tree Board.

Motion by Crum – Second by Bradshaw

Mayor I move that we allow you to reappoint Dave Harper to the Tree Board.

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

Motion declared carried.

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 Attorney Client Privilege (Not to Exceed 30 minutes) to include Council, The Mayor, Governmental Services, City Attorney, and outside counsel.

Motion by Bradshaw – Second by Ewert

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Mr. Mayor I would make a motion that Council go into Executive Session for the purpose of Attorney Client Privilege for a period of time not to exceed 30 minutes to include Mayor, Council, Director of Governmental Services, City Attorney, and outside counsel. Pierce yea, Wilkerson yea, Crum yea, Bradshaw yea, Kanaga yea, Ewert yea, Slocum yea, Conrady yea.

Motion declared carried.

Council went into an Executive Session at 7:43 p.m. and reconvened the meeting at 8:13 p.m. Mayor Ken Hampton stated there was no binding action taken in the executive session.

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

Councilperson Keith Pierce asked why hand dryers were charged to the Street Materials account. Director of Governmental Services Carol Neugent explained the hand dryers were charged to the Recreation Department. Neugent explained the Street Materials account was referring to the previous item listed above hand dryers. Director of Public Works Randy Dorner stated they had put hand dryers into the Plagens Carpenter Sports Complex so the bills were correct.

Motion by Kanaga – Second by Ewert

I'll move that we pay the bills for the second half of April.

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

Motion declared carried.

Under Consent Agenda Mayor Ken Hampton presented a thank you letter from Parents as Teachers.

Mayor Ken Hampton presented the Council Items and asked for comments or new Council concerns.

Councilperson Michael Conrady asked Director of Public Works Randy Dorner to check into an unfinished home in the Timberlane North addition on Hickory. Dorner advised a few projects in that area had gone bankrupt but he was not sure if the home was one of them. Dorner advised he would look into it.

Councilperson Derrick Slocum thanked everyone for their work in removing the red boxes. Slocum advised he had received an e-mail from a citizen questioning if the employees of JoJac's Landscaping & Mowing should be allowed to park in the street. Slocum advised that the employees park along Cain Street next to the business making the street very narrow and difficult to pass. Slocum asked Assistant Recreation Director Jennifer Sohm if the Plagens Carpenter Park would still be considered for the tournament even though Council denied their request for an earlier start time. Sohm advised they had told her they would not be able to host the tournament in Haysville if they could not start

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before 1 p.m. Slocum asked how many teams would come to the event and how many of those were Haysville teams. Sohm answered that 40 or 50 teams would attend the tournament but was not sure how many Haysville teams. Sohm stated the tournament would be a sanctioned invitation tournament so Haysville teams would be invited. Slocum expressed his confusion to the Sunday rule and asked for clarification on it.

Councilperson Mike Kanaga stated that most people would like a day off a week for religious and personal reasons. Kanaga said he believed that allowing Sunday games to start at 1 p.m. was already a compromise by the City.

Councilperson Sandy Bradshaw explained that the 1 p.m. start time was in fact a compromise for the City to have play on Sundays. Bradshaw stated the rule was created so tournaments could be structured with the 1 p.m. start time in mind.

Councilperson Steve Crum asked what determines a team is a Haysville team. City Attorney Alison McKenney-Brown answered that the provision preceded her and no one has asked for it to be clarified so it's been carried that way from year to year. Crum asked Assistant Recreation Director Jennifer Sohm how it is interpreted to them. Sohm advised there had never been an instance where someone wanted to rent the park because they require a half of a million dollar insurance liability. Sohm advised this particular team carries a three million dollar liability, which makes it the only instance she's had where someone meets that requirement besides HASBA.

Councilperson Derrick Slocum expressed he did not feel that the City should be the determining factor if someone should be able to play before 1 p.m. Slocum stated if this were approved it would have brought people into Haysville, which would have been a good thing.

Councilperson Steve Crum asked Assistant Recreation Director Jennifer Sohm to encourage the teams to make the 1 p.m. start time work. Sohm advised she had told him they could start as early as they wanted on Friday but that would cause problems with people who work. Sohm stated she would reiterate to them that Haysville would like them to play at Plagens Carpenter. Crum said he hated to see the City pass up this opportunity for people to come into Haysville and play at Plagens Carpenter. Crum asked Director of Public Works to remove grass growing on the sidewalk west of Ballard on Grand. Dorner advised he would take care of the problem.

Councilperson Rob Wilkerson stated, in reference to the tournament, he also felt that Sunday should be a day of rest and used for religious purposes. Wilkerson asked Mayor Ken Hampton if there had been any news on the Dairy Queen. Mayor Hampton advised it was still up in the air. Wilkerson asked Public Works Director Randy Dorner what the numbers had been for the North Main traffic count. Dorner stated the numbers did not warrant enough to put in the crosswalk but because of the populace it could work. Dorner advised a letter would be put together in the next week to get the crosswalk.

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Councilperson Keith Pierce asked Director of Public Works Randy Dorner if tree trimming was scheduled for Christine Court. Dorner advised the trimming was scheduled to be done that week depending on weather.

Councilperson Steve Crum asked Director of Public Works Randy Dorner if Westar's tree trimming project had begun. Dorner advised they were in town trimming trees. Dorner advised there had been a delay in the start of the project because they had been sent to other areas due to weather.

Mayor Ken Hampton presented for approval Adjournment.

Motion by Pierce – Second by Wilkerson

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

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

Motion declared carried.

Meeting Adjourned at 8:32 p.m.

Beverly Rodgers, City Clerk