

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 Jessica Chilcote: Benner here, Ewert here, Kanaga here, Kessler here, Rardin here, Konkel here, and Pierce here. Councilperson Crum was not present.

Pastor Elizabeth Cummings of Resurrection Lutheran Church led everyone in prayer.

Mayor Bruce Armstrong led everyone present in the Pledge of Allegiance.

Under Special Order of Business, Mayor Bruce Armstrong presented Older Americans Month 2013 "Unleash the Power of Age!" Proclamation.

Motion by Konkel- Second by Rardin

Mr. Mayor, I move that we approve the Older Americans Month 2013 Proclamation. Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea. Motion declared carried.

Under Presentation and Approval of Minutes, Mayor Bruce Armstrong presented for approval the Minutes of April 8, 2013.

Motion by Konkel- Second by Pierce

If there are no questions or concerns, I move that we approve the minutes for the April 8, 2013 meeting.

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea. Motion declared carried.

Under Citizens to be Heard, Mayor Bruce Armstrong introduced the Sedgwick County Fire Department.

Captain Judd Brackeen stated the Sedgwick County Fire Department helped set up and take down the Father/Daughter Dance at the Haysville Activity Center. Brackeen advised they also were on stand by for the Haysville Christian Church 5k Run. Brackeen stated they were also at Rex Elementary Fun Night and gave out prizes and attended the Big Truck Night for USD 261. Brackeen gave an update on the new fire station, stating the bid was approved and the contractors will have approximately 300 days from start time to complete the station. Brackeen stated they are currently doing company inspections. Brackeen stated they responded to 115 calls last month, with 424 calls for the year.

Mayor Bruce Armstrong introduced Janet Parton, 1330 Cottonwood Lane, Re: Use of Riggs Park for Haysville Fall Festival

Janet Parton, 1330 Cottonwood Lane, asked for permission to use Riggs Park October 18-20 for the 29th Annual Haysville Fall Festival.

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Motion by Kanaga- Second by Kessler

Mr. Mayor, if there is no other discussion, I would move that we approve the use of Riggs Park for the Fall Festival on October 18-20th.

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Bruce Armstrong introduced Gloria Vance, 7900 Nina Ct., Re: Zoning Change.

Gloria Vance, 7900 Nina Ct., stated she would be speaking for herself and those in the audience, against the rezoning of the property at 418 W. 79th St. S. Vance introduced a slide show stating the 9 Golden Rules for Rezoning a Property. The Golden Rules included:

1. Character of the Neighborhood. Vance stated the rezoning would not keep in with the character of the neighborhood.
 2. Suitability of Subject Property. Vance stated "AA" Single Family is the only use that stays in character with the neighborhood and is suitable for the property in question.
 3. Detrimentially affects nearby properties if "AA" zoning is removed. Vance showed homes in the neighborhood and pictures of the applicant's property.
 4. Length of time the property is vacant. Vance stated the property was recently purchased as "AA" Single Family, after only 20 days on the market.
 5. Public Health and Safety Issues. Vance showed pictures of animal waste and trash on the applicant's property. Vance showed pictures of the animals and stated she was also worried about the health and well being of the animals.
 6. Recognized Master Plan for the City of Haysville. Vance showed a map of the master plan and pointed out there is no "AAA" zoning in the master plan.
 7. Impact on Community Facilities. Vance stated there is no water or sewer present, and the City of Haysville does not have a place to take large animals if the welfare of the animals becomes an issue. Vance advised the City has had legal and welfare concerns for the animals already.
 8. Opposition of Neighborhood Residents. Vance stated the residents have been in opposition from the beginning. Vance advised a petition was signed by 29 verified owners, 15 non-verified owners, and 11 residents who rent their property.
 9. Recommendations of Staff. Vance advised the Planning Commission voted not to recommend the rezoning from "AA" Single Family to "AAA" Single Family.
- Vance asked Council to keep their neighborhood "AA" Single Family and not to allow the change.

Mayor Bruce Armstrong introduced Kent Elder, 7935 Nina Circle, Re: Zoning Change.

Kent Elder, 7935 Nina Circle, stated there was great opposition for the rezoning of 418 W. 79th St. S. Elder advised the recommendation from the Planning Commission had good data. Elder stated the Planning Commission has good vision of what Haysville is going to be. Elder advised the comprehensive plan for 2012 does not have the zone change fitting in. Elder stated the rezone would have an impact on appearances and what

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people see when they come into the City. Elder also stated he hoped Council would vote to unanimously accept the Planning Commissions recommendation.

Under Approval of Licenses and Bonds, Mayor Bruce Armstrong presented a Renewal of Private Club License- Keever-Wire VFW Post #6957, 7507 S. Broadway.

Motion by Konkel- Second by Pierce

I move that we approve the private club renewal for the VFW Post #6957.

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

There were no Introduction of Ordinances and Resolutions.

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

Councilperson Russ Kessler reminded everyone that the City Park and Community Forestry Board and the City of Haysville will be observing Arbor Day on May 3 at 5:15 p.m., by planting a tree on the west side of North Lamar. Kessler stated Haysville P.R.I.D.E. along with the Haysville Police Department and Safe Kids will be sponsoring a kids safety day in front of City Hall on May 4, from 9:00 a.m. to 1:00 p.m. Kessler advised there will be car seat checks and a bicycle safety clinic. Kessler invited citizens to both events.

Councilperson Pat Ewert stated commodities would be distributed on April 24 at 1:00 p.m. at the Senior Center. Ewert advised the Senior Breakfast would be held on April 27 at 8:00 a.m.

Mayor Bruce Armstrong presented a New Business License, C & K Services, 6803 S. Broadway.

Mayor Bruce Armstrong announced a letter from Cox Communications regarding a new channel.

Mayor Bruce Armstrong introduced a Thank You Letter from Tim Massey, Haysville Chamber of Commerce.

There was no Old Business.

Under Other Business, Mayor Bruce Armstrong introduced a Consideration of 79th Street Zone Change.

Mayor Bruce Armstrong reminded citizens in attendance that they would not be able to speak at this time, as the public hearing had already been held. Mayor Armstrong stated Council had the minutes of the Planning Commission hearing and the recommendation

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and information as well. Mayor Armstrong stated the petition was found to be a valid petition and the vote would have to be a $\frac{3}{4}$ of Council to overturn the recommendation of the Planning Commission and also allows the Mayor to vote.

Councilperson Keith Pierce stated he thought in view of the petition, Planning's recommendation, the presentation, and the overwhelming support of the neighborhood; there was only one course of action, and that was to agree with, and support Planning's recommendation.

Motion by Pierce-Second by Rardin

If there is no other discussion, I make a motion that we abide by Planning's interpretation and recommendation, and deny the zone change.

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Armstrong yea.

Motion declared carried.

Mayor Bruce Armstrong presented a Consideration of Repairs to Dump Truck.

Public Works Director Randy Dorner stated the dump truck was taken in for repair on April 9 to have vibration issues fixed and an exhaust manifold replaced. Dorner advised once work was being done, there were more problems found. Dorner stated this was one of two large dump trucks in the City's fleet. Dorner advised it needed to be repaired, and is already taken apart in the service bay at Inland Truck Parts. Dorner stated the dump truck would be needed soon. Dorner asked for authorization to have Inland Truck Parts do the work for \$7,047.09. Dorner advised 50% would come from the Street fund, 25% would come from the Water fund, and 25% from the Wastewater fund.

Councilperson Keith Pierce asked how long the truck would be out of service. Public Works Director Randy Dorner stated it should take about 10 days.

Motion by Konkel-Second by Rardin

I move that we approve the repairs to the truck, through Inland Truck Parts in the amount of \$7,047.09.

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Bruce Armstrong asked for Department Reports.

Chief Administrative Officer Will Black stated the National Day of Prayer services would be held on May 2 in the City Hall parking lot at noon.

City Clerk Janie Cox had nothing to report.

Chief of Police Jeff Whitfield reminded everyone of the Drug Take Back on April 27 from 10:00 a.m. until 2:00 p.m. at the Police and Courts building. Whitfield advised that

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any old medications or prescription medications could be brought in at that time. Whitfield reminded everyone not to flush medicine. Whitfield stated the Child Passenger Safety Check would be on May 4, including the bicycle rodeo. Whitfield advised bicycle helmets would be available to give away also.

Public Works Director Randy Dorner stated he had received part of the paper work on the Notice of Intent for Turkle Street. Dorner advised the bid was still set to come to the next Council meeting.

Recreation Director Georgie Carter stated the Splash Pad would open on May 1, as well as the pool opening on May 25 with the hours of 1:00 p.m. to 6:30 p.m. Carter advised May 18 was National Kids to Park Day in the Historic District from 9:30 a.m. to 1:00 p.m. Carter stated there would be different outdoor activities, including 1 mile run/walk and many other events.

Under Appointments, Mayor Bruce Armstrong presented Tim Aziere, 1306 Hannah, Appointment to Planning Commission Ward I (3 year term).

Motion by Kessler- Second by Rardin

Mr. Mayor and Council, I recommend the reappointment of Tim Aziere to Planning Commission, Ward I, for a three year term.

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Bruce Armstrong presented Janet Parton, 1330 Cottonwood, Appointment to Planning Commission Ward II (3 year term).

Motion by Konkel- Second by Ewert

I move that we appoint Janet Parton to the Planning Commission.

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Bruce Armstrong presented Marion Renner, 1207 Riley Ave., Appointment to Library Board.

Motion by Rardin- Second by Ewert

Mr. Mayor, I make a motion that we appoint Marion Renner at 1207 Riley, to the Library Board.

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Bruce Armstrong presented Off Agenda Citizens to be Heard.

Chasity Kuffler, 6200 S. Madison, Wichita, advised she had background in equine rescue and animal cruelty investigations. Kuffler stated she saw disturbing things at 418

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W. 79th St. S. Kuffler advised she felt the animals were being severely neglected. Kuffler stated she called Haysville Police Department and they sent the K-9 unit out. Kuffler advised a veterinarian was called out, but the veterinarian didn't know much about equines. Kuffler stated the veterinarian had concern for the donkeys. Kuffler advised one of the horses was having trouble breathing. Kuffler stated she would like to see an equine vet go check on the animals and do a complete check. Kuffler advised the animals were eating the ply board off the stalls, and the animal's water was not fit to drink. Kuffler stated she would be happy to share any information that she has. Kuffler went into more detail on issues at the property. Kuffler asked Council to look into the neglect of the animals.

Mayor Bruce Armstrong stated officers were checking on the animals and the City will be moving forward and contacting Sedgwick County Animal Control if things do not improve.

Under Executive Session, Mayor Bruce Armstrong introduced an Executive Session for Attorney/Client Privilege not to Exceed 15 Minutes.

Motion by Konkel- Second by Rardin

I move that we go into executive session for attorney/client privilege, not to exceed 15 minutes, to include Council, Mayor, City Attorney, and City Administrative Officer. Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea. Motion declared carried.

Council went in to Executive Session at 7:46 p.m.

Council returned from Executive Session at 8:02 p.m.

Mayor Bruce Armstrong stated there was no binding action.

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

Motion by Ewert-Second by Rardin

I make a motion that we pay the last half of April bills. Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea. Motion declared carried.

There was nothing under the Consent Agenda.

Under Council Items, Mayor Bruce Armstrong asked for any Council concerns.

Councilperson Seth Konkel encouraged Council to reconsider a way to allow staff to approve large purchases like the dump truck repairs. Konkel advised the truck has been out of service for almost two weeks. Konkel stated the City cannot be as efficient when the equipment is down. Konkel advised staff could have made an administrative decision

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and gotten the truck back in operation faster. Konkel asked Council to reconsider the issue, even if only in emergency situations. Konkel asked what the plans for the Broadway Corridor were. Konkel advised he believed the Broadway Corridor plan needed to be looked at again.

Councilperson Pat Ewert asked about the south end of Lamar Street. Public Works Director Randy Dorner stated they had been patching pot holes for several years. Dorner advised they are reevaluating street projects. Ewert stated the street was bad and was getting worse.

Councilperson Russ Kessler asked about the sidewalk project by Haysville Healthcare. Public Works Director Randy Dorner stated it was in the Capital Improvement Plan for 2014.

Mayor Bruce Armstrong stated he would like to set a Council workshop before the next Council meeting to start at 6:00 p.m. Mayor Armstrong stated he would like to hear from Council members and hear what direction they would like to go. Mayor Armstrong stated the workshop would be televised as well.

Motion by Rardin- Second by Ewert

Mr. Mayor, I make a motion that we set a Council and Mayor workshop with department heads for 6:00 p.m. before the next Council meeting.

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

There were no Council Action Request Updates.

Mayor Bruce Armstrong presented for approval Adjournment.

Motion by Pierce-Second by Konkel

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

Benner yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

The Regular Council Meeting adjourned at 8:09 p.m.

Janie Cox, City Clerk