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 Ginger Cullen: Crum here, Benner here, Ewert here, Kessler here, Rardin here, Konkel here, Pierce here. Councilperson Mike Kanaga was not present.

Invocation was given by Pastor Kurt Coleman of the River of Life Worship Center.

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

Under Presentation and Approval of Minutes, Mayor Bruce Armstrong presented for approval the Minutes of November 10th, 2014.

Motion by Konkel – Second by Rardin
I move that we approve the minutes for November 10th, 2014 meeting.
Crum yea, Benner yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Under Citizens to be Heard, Mayor Bruce Armstrong called for the Sedgwick County Fire Department. Captain Sam Konkel was present to advise that of the 102 calls received last month, most were medical related. Konkel stated the Fire Department is 90% done testing fire hydrants. He also stated the Fire Department would deliver Santa Claus to the lighting ceremony taking place for Village Christmas on December 6th.

Under Approval of Licenses and Bonds, Mayor Bruce Armstrong introduced the Renewal of Refuse Hauler's License for Waste Management, 4330 W. 31st St. Wichita, KS 67215

Motion by Konkel – Second by Rardin
I move that we approve the Refuse Hauler's License for Waste Management.
Crum yea, Benner yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Under Approval of Licenses and Bonds, Mayor Bruce Armstrong introduced the Renewal of a Cereal Malt Beverage License for Kwik Shop #776, 7150 S. Meridian.

Motion by Crum – Second by Konkel
I'll make a motion that we approve the Cereal Malt Beverage License Renewal for Kwik Shop #776.
Crum yea, Benner yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Under Ordinances and Resolutions, Mayor Bruce Armstrong presented AN ORDINANCE CONCERNING THE AMENDMENT OF CHAPTER 16A, ARTICLES 1-7, OF THE CITY CODE OF HAYSVILLE, KANSAS, IN CONNECTION WITH ZONING REGULATIONS, ALL WITHIN THE CITY OF HAYSVILLE, SEDGWICK

COUNTY, KANSAS. Planning and Community Relations Coordinator Zach McHatton stated he received an email from Councilperson Steve Crum with questions. He stated the first question was regarding the requirement of a hard surface, except in the flood plain, which would only require an all-weather surface. He stated due to drainage requirements, Plagen's Carpenter would be a good example of why there would be an exception to the hard surface requirement. McHatton stated if a home were in the flood plain, they would be protected from the hard surface requirement as well.

The next question was regarding using the word easement rather than utility easements, regarding the requirement of hard and all-weather surfaces. Planning and Community Relations Coordinator Zach McHatton reviewed the definition of an easement as stated in the Zoning Code. McHatton stated Planning Commission was referring to utility easements, which are typically, but not always in the back of a property. Crum stated there are several types of easements, so the wording should specify which specific types of easements are being referred to. McHatton stated Planning could be more specific. Mayor Bruce Armstrong clarified they were referring to the installation of all-weather surfaces. Crum stated he was referring to multiple places in the proposed changes which say easement, but not utility easement. McHatton stated in the definitions in the current Zoning Code utility easements are not individually defined. Crum stated he would like it changed for clarity.

Planning and Community Relations Coordinator Zach McHatton stated Crum's next question referred to parking a car/boat/trailer in a side or back yard and how a hard surface drive would be required to move said vehicle to that parking spot. McHatton stated Planning Commission had made changes after the redline document was posted, but because the public hearing had already been called, the redline document is what was required to be used for the purpose of the Ordinance, even though it is not the most recent document. McHatton stated "hard surface" had been changed to "all-weather surface" in subsequent drafts and was therefore added as an amendment to the proposed ordinance.

Councilperson Steve Crum stated the one item that most concerned him was on page 122 where landscaping is discussed. Crum stated the document said you can't park in the front of your building, which he took to mean the front of a business. Mayor Bruce Armstrong stated this should be referring to residential buildings, not businesses. Councilperson Keith Pierce clarified page 122 paragraph I, which Crum affirmed. Crum read the paragraph and stated he interpreted it to me that if you have a business that buts up against, or is within, a residential district, no parking can occur in the front yard, and that the yard must be landscaped. City Attorney Alison McKenney-Brown clarified that the definition of front yard setback is differently defined for commercial properties and residences. Crum stated he would like the difference between commercial and residential yards clearly defined.

Councilperson Steve Crum stated the last question he had regarding the redline document. He stated the redline is based off of a December 2011 Zoning Code, but an updated Zoning Code was passed in August of 2012. Planning and Community Relations

Coordinator Zach McHatton stated the two documents had been merged and he was double-checking them for accuracy.

Councilperson Bob Rardin had a question regarding the requirements for all-weather surfaces. He stated the proposed Zoning Code appeared to read as though residential properties would be required to have the same parameters for their all-weather surfaces as commercial properties have. Rardin stated that if that were the case, most generally people would have to have the work done by a contractor. Planning and Community Relations Coordinator Zach McHatton stated the City's Engineer, Professional Engineering Consultants, had been consulted regarding the matter. In addition, McHatton looked at examples from three other cities and the standards for commercial properties is more intense than what they are asking to change for residences. Rardin asked if homes would be required to come up to code. McHatton stated existing homes would be grandfathered in, and therefore not required to come up to code. However, if a current homeowner were to do improvements, they would have to comply with updated standards.

Councilperson Steve Crum asked if the address or the homeowner were grandfathered in. Planning and Community Relations Coordinator Zach McHatton stated zoning refers to property, so unless the new owners of a property did improvements, they would not have to comply.

Councilperson Keith Pierce referred to page 111, under Specific Requirements, General. He read clause regarding off-street parking in front yards, side yards, and rear yards. Planning and Community Relations Coordinator Zach McHatton stated any accessory parking must have an all-weather surface and you must be able to drive from your driveway to your accessory parking on an all-weather surface. Mayor Bruce Armstrong clarified that people could still park in their back yard. McHatton agreed, but stated they would have to drive on an all-weather surface. Pierce stated the document only says easement, so if it is meant to refer to utility easements, it should specify as such. City Attorney Alison McKenney-Brown stated there may be some properties in Haysville that, due to small lot size, do not have enough room in their backyard to put an all-weather surface without infringing on an existing easement or building setback. McHatton stated the nuisance code already requires non-operable vehicles to be stored on an all-weather surface.

Councilperson Keith Pierce read wording regarding no parking in established easements. He asked if this was only referring to utility easements. Planning and Community Relations Coordinator Zach McHatton stated it referred to a dedicated easement, which is any easement demarcated on the plat map. Pierce stated he is reading into this that if someone were to create an all-weather path from the back or side to the front, it has to originate in the front and connect to a hard surface in the rear. Mayor Bruce Armstrong answered in the affirmative. Pierce stated if that is the case someone would be required to expand their driveway. McHatton clarified that if someone wants to park in a back or side yard they would have to add an all-weather surface on the path in between their

driveway and the rear parking area. McHatton stated Planning could be clearer in their definitions.

Councilperson Keith Pierce asked if he was confusing easements and setbacks. Planning and Community Relations Coordinator Zach McHatton stated he may be. Pierce asked if Trudo's automotive would be non-compliant. McHatton stated he pulled their plat and Trudo's is fine. Their current parking arrangement does not infringe on any easements or rights of way. Pierce asked if the rear parking at Doug's would be rendered non-compliant. Mayor Bruce Armstrong stated they would be grandfathered in so nothing would have to change. Pierce asked if Planning researched the scope of these changes and the potential number of businesses that are now conforming which would become legal non-conforming. Mayor Armstrong stated he didn't this section is not changing from what is already there. Councilperson Steve Crum referred to a building at Main and Anita which recently received a conditional use permit. He asked if that building would fall into this category. McHatton stated all of their storage areas were compliant.

Councilperson Steve Crum, asked if, regarding having an all-weather surface from a front or side yard to rear parking, someone would be required to install an all-weather surface if the vehicle in the rear yard were only being repaired and not being driven. Mayor Bruce Armstrong stated if the vehicle was inoperable, it has to be on an all-weather surface, has to be shielded, and has to be covered. Mayor Armstrong stated this was in regard to operable vehicles, as the nuisance code already has protocol in place regarding inoperable vehicles. He also clarified that an inoperable vehicle is being stored, not parked.

Councilperson Keith Pierce referred to page 180, which talks about governing body action and requirement of a 2/3 majority to override Planning's recommendations. City Attorney Alison McKenney-Brown stated everything in chapters 6 and 7 was created by state statute and is what has been followed by Planning already, but wasn't spelled out completely. McKenney-Brown clarified that a 2/3 majority of members of the Governing Body would be 6 votes, as mayors are members of the governing body.

Mayor Bruce Armstrong asked for additional questions. When none were presented, Mayor Armstrong offered to entertain a motion. After the motion was made and seconded, Mayor Armstrong stated advised the ordinance would be returned to Planning Commission along with minutes of this meeting so we can cover what needs to be shown to Planning Commission that the Council would like to have discussed.

Motion by Crum – Second by Rardin
I'd make a motion that we send it back to Planning and have it come back to us as the state laws regulate.
Crum yea, Benner yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

After the motion carried, Councilperson Steve Crum thanked Planning and Community Relations Coordinator Zach McHatton, recognizing the task as a huge undertaking. McHatton thanked Council.

Under Ordinances and Resolutions, Mayor Bruce Armstrong presented A RESOLUTION AUTHORIZING THE CITY OF HAYSVILLE, KANSAS TO PARTICIPATE IN THE MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION INITIATIVE AND MATTERS RELATED THERETO. Chief Administrative Officer Will Black stated the memo received by Council should have explained the initiative, but he could answer any additional questions from Council.

Motion by Konkel – Second by Pierce
I move that we approve A RESOLUTION AUTHORIZING THE CITY OF HAYSVILLE, KANSAS TO PARTICIPATE IN THE MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION INITIATIVE AND MATTERS RELATED THERETO.
Crum yea, Benner yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Under Notices and Communications, Mayor Bruce Armstrong asked for Governing Body Announcements. Councilperson Pat Ewert gave details of upcoming events at the Haysville Senior Center. Ewert also gave details of Village Christmas on December 6th from 4:00 p.m. to 8:30 p.m.

Councilperson Steve Crum stated the Haysville Community Library would be closed on Thanksgiving but would be open on Friday from 10:00 a.m. 5:00 p.m., which are their regular hours. Crum also stated the library needs volunteers to help decorate for Christmas on November 29th, beginning at 10:00 a.m. Lunch would be provided. Crum stated there would be a lock-in at the library for 12-15 year olds for a $5.00 fee, from 9:00 p.m. on November 29th to 9:00 a.m. on November 30th.

Councilperson Steve Crum also stated he recently attended a Teacher of the Year award banquet. Dennis Monk from Campus High was one of eight finalists nominated for the honor. Crum stated he knew of many Campus alumni or Haysville USD 261 teachers who are recognized for their achievements regularly. Crum stated positive publicity of this nature is good for USD 261 and the City as a whole.

Under Notices and Communications, Mayor Bruce Armstrong presented a Memo to Council Regarding New Businesses, which were O'Reilly Auto Parts and Immediate Medical Care. Mayor Armstrong also presented a letter from Cox Communications regarding channel changes.

There was no Old Business.

Under Other Business, Mayor Bruce Armstrong presented Consideration of Purchasing Policy Update for Disposal of Property. Chief Administrative Officer Will Black was available to answer any questions. Councilperson Seth Konkel stated he would like to see wording regarding Public Notices that would require a notification length of one week before the disposal of property. Black stated that is reasonable.

Motion by Konkel – Second by Pierce
With an amendment adding a minimum one week public notification period for the disposal of property, I would move that we approve the Disposal of Property Addition to the Purchasing Policy as presented
Crum yea, Benner yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Mayor Bruce Armstrong asked for Department Reports.

Chief Administrative Officer Will Black presented a Public Service Announcement, which Council viewed in its entirety.

City Clerk Janie Cox stated City offices would be closed on Thursday and Friday for the Thanksgiving holiday.

Police Chief Jeff Whitfield advised the visiting officer was Sergeant Malcolm Young, who is currently the Records Supervisor. Whitfield also urged citizens to designate a driver if they will be drinking.

Public Works Director Randy Dorner reminded citizens that Public Works is working to make streets safer and encouraged drivers to obey signage on Public Works equipment which warns them to stay back 50 feet. Councilperson Bob Rardin asked about the status of the East Grand construction punch list. Dorner advised the list has been drafted and should be sent to KDOT on Wednesday.

Recreation Director Georgie Carter advised the Haysville Activity Center would be closed on Thanksgiving, but would be open on Friday, November 28th from 7:00 a.m. to Noon for an event called Turkey Detox. She stated non-members can get free admission on Friday if they bring a canned food item. Carter also stated there was a survey regarding hours at the HAC available online, on Facebook, and in person at the HAC.

Under Appointments, Mayor Bruce Armstrong presented the Appointment of Phil Harris, 302 Ranger Regarding Appointment to Senior Advisory Board, At-Large.

Motion by Crum – Second by Kessler
I make a motion that we allow the Mayor to appoint Phil Harris, 302 Ranger, to an Appointment to the Senior Advisory Board, At-Large.
Crum yea, Benner yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

Under Appointments, Mayor Bruce Armstrong presented the Appointment of Valerie Blackburn, 115 Timberlane Regarding Appointment to the Senior Advisory Board, Buiness Community.

Motion by Crum – Second by Ewert
I make a motion that we allow the Mayor to appoint Valerie Blackburn, 115 Timberlane, to the Senior Advisory Board, Business Community
Crum yea, Benner yea, Ewert yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.
Motion declared carried.

There were no Off Agenda Citizens to be Heard.

There was no Executive Session.

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

Motion by Ewert-Second by Konkel
I would like to make a motion that we pay the Last Half of November bills.
Crum yea, Benner yea, Ewert 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 Council Concerns. Councilperson Steve Crum stated he noticed there was nothing on the north side of the clock tower or the fountain. Mayor Bruce Armstrong stated the budget could be reviewed to see if a clock face on the north side of the tower would be feasible.

Under Council Items, Councilperson Russ Kessler thanked Multimedia Specialist Sean Conley for the communication information he gave to Kessler's Boy Scout troop.

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

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

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Janie Cox, City Clerk

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