

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 Misti Elliott: Conrady here, Slocum here, Ewert here, Kanaga here, Kessler here, Rardin here, Konkel here and Pierce here.

Invocation was given by Pastor Paul Greene, River of Live Worship Center.

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

Under Special Order of Business, Mayor Ken Hampton presented Chairman Tim Norton, Sedgwick County Commission. Hampton congratulated Chairman Norton on becoming Chairman of the County Commission, and thanked him for his role in several projects in and around Haysville.

Chairman Tim Norton advised that the projects in and around Haysville were important to the infrastructure, and that the City and the County could work together and make good things happen. Norton stated that there would not be a mill levy increase for the County. Norton stated that counties were created to deliver state services at the local level, and as the State revenues changed, County revenues would be affected as well. Norton said that he had spent two days with the Kansas Association of Counties as they met for County Government Day in Topeka. Norton advised that he was also the Chairman of the Kansas Association of Counties. Norton stated that he got a broad view of the State's plan, and what it may mean for local governments. Norton spoke about the new tax plan, and managed care systems for services such as public health, Medicaid, mental health, and disabilities. Norton stated that he was also involved locally with the Quad-City group which includes Haysville, Derby, Mulvane and South Wichita, the cities came together to understand land uses, sphere of influence, and how to bring infrastructure and growth to the area between those four jurisdictions. Norton stated it was important when dealing with zoning and growth in those areas that everyone involved work together, and the four cities had done that. Norton stated that he believed the Broadway Corridor Study was complete, and that it would set the marker for what that corridor would look like in the future. Norton said that tied to the Broadway Corridor Study was the Highway 53 and Highway 81 studies, both being done by PEC. Norton stated that he wanted to continue to work hard in thinking about the best future for Broadway. Norton applauded Haysville in applying for, promoting, and receiving the Study. Norton said the Quad-City group was also working on marketing and taking advantage of the casino traffic. Norton advised that a traffic study on Hydraulic and Highway 53 showed an increase from 1,000 cars per day to about 1,800 cars per day and that those cars were probably going to the casino. Norton stated that it was a matter of how Haysville would get economic value out of the casino. Norton said that having the Sleep Inn sign up was a watermark day for Haysville and it was the kind of economic value that Haysville needed. Norton advised that he had just come from a Greater Wichita Economic Development Coalition meeting where they were working on the new five year strategic plan on how to be pro-growth, how to create jobs, and help companies capitalize and invest. Norton spoke on drainage and stated that the county was about to wrap up the 103rd and Hillside drainage project, and he was also working on some

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groundwater issues at 87th and Hydraulic. Norton also stated that they were in phases to contract for final design on the Meridian and 79th Street area and that he hoped to have it in the budget in early 2013. Norton advised that he was working on building a fully functional, multi-purpose, child advocacy center. Norton said that two hundred communities in the United States had a fully functional child advocacy center. He said there was a caseload of about twenty-five hundred children abused and neglected in Sedgwick County every year and that there was a potential of between eight and ten thousand. Norton then opened the floor for questions, and there were none.

Under Presentation and Approval of Minutes Mayor Ken Hampton presented for approval the Minutes of January 9, 2012.

Motion by Ewert-Second by Rardin

I'd like to make a motion that we accept the minutes of the January 9th meeting.

Conrady yea, Slocum abstain, Ewert yea, Kanaga yea, Kessler abstain, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Under Citizens to be Heard, Mayor Ken Hampton presented Kelly Kennedy, 1216 W. 4th. Hampton stated that there were a lot of citizens present that wanted to speak and that everyone would have a chance.

Kelly Kennedy, 1216 W. 4th St., brought forward his water bill and stated that he had questions. Kennedy stated that he had received the letter that the City had sent out and he had thought that the bill had gone up, but that it was not that big of a change. Then he received the new bill and it had gone from an average of \$50.00 to \$65.00 to \$154.66. Kennedy stated that he was confused about how he could be undercharged by \$100.00. Kennedy stated that he came to the City Building to get an explanation, and was told that the City had hired a company to do water readings, and that the person who was in charge of doing his area decided not to do it. Kennedy asked where the numbers came from that stated that he was undercharged. Kennedy stated that he monitored when he gets his bill to set his watering table for the next month. He was shocked when he got the bill. Kennedy stated that when he asked how he could take care of it, he was told that he could either pay it in one lump sum or stretch it out over three months and pay it on top of his current bill. Kennedy said that when he came back to ask to be on the agenda for council, he was told that he would need to show how he was going to pay his bill before he would be put on the agenda. Kennedy stated that he averaged his bills out for the year and the average was \$65.72, his highest bill was \$98.75 and the lowest was \$53.14 in December. Kennedy asked, if the City hired a company to come in and that company didn't do what they were hired to do, why was the company not held responsible. Kennedy asked if he could just pay his average and the City absorb the excess. Mayor Ken Hampton advised that any time anyone wanted to speak in front of Council, there is no prerequisite to speak. Hampton said that the City used the contract workers along with the full time City employees to help with reading meters. Hampton stated that there was still a possibility that the contract company would be held responsible. Hampton explained that the meters

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were misread in September and October. Hampton said that when water is used in September, it is read in October and billed in November, and so forth with October and November. Hampton advised that he believed the meter readings in November were correct and reflected the over-reads or under-reads. Hampton said that if there were still questions about the reading, Public Works could re-read the meter or pull the meter and have it checked for accuracy. Kennedy asked where the readings came from for the two months that were not read correctly. Hampton explained how the billing cycle worked. There was discussion about averaging the bills and the accuracy of the bills. Hampton stated that the corrections had been made.

Ken Reavis, 711 Chelsea, addressed Council and stated that he also had a problem with his water bill. Reavis stated that having lived in Haysville for forty years and served on City Council, the biggest problem that the City had was the water meter system. Reavis said there were more complaints from citizens about water than anything else, and that he understood that it was a tough problem to handle. Reavis advised that he had looked at all his bills for two years and the bills for the months that his meter was not read correctly were a little higher than what they had normally been. Reavis said that he thought it was odd, since he and his wife were gone for three weeks out of that time period. Reavis said he had a plumber come out and check for leaks and there were none. Reavis stated that his water bill was for \$100.00 extra and that he was on a fixed income. Reavis said that he could afford to pay the bill, but that there were a lot of folks in town that couldn't. Reavis advised that he didn't feel that the City had gotten to the bottom of the solution. Reavis asked that the City look further into the problem and come up with a solution that is best for everyone. Mayor Ken Hampton stated that the City had decided to go to radio read meters that would take out some of the human error, but that it was an ongoing problem.

George Matthews, 767 Windrose, advised that he had a renter that had a \$280.00 water bill in October and had it read several times that month, and then the next month had a \$40.00 bill. Matthews stated that in December she received a \$450.00 water bill. Matthews stated that she had come and talked with someone at the City and got something worked out so that she didn't have to pay it. Matthew stated that he believed the meters were malfunctioning. Mayor Hampton stated that it was possible that meters fail. Mayor Hampton asked that Director of Public Works Randy Dorner explain how the meters are checked. Dorner stated that the Public Works Department had a certified tank that holds exactly one hundred gallons of water. The meter is attached to it and it runs the hundred gallons through the meter. The meter should read exactly one hundred gallons, plus or minus two percent, according to the American Waterworks Association. Dorner stated that a slow meter is one point five percent, a real slow drip is three percent and that two percent is used as the average which meets the American Waterworks Association requirements for testing water meters. Hampton asked if there were a certain number of times a homeowner was allowed to have the meter tested, Dorner stated no. Matthews stated that something had to be wrong because he had a plumber come out and could not find a leak. Matthews stated that the tenant shorted him \$200.00 in rent for the issue. Hampton suggested that he have the meter pulled and checked.

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Tammie Milner, 146 N. Lamar, Haysville Mental Health and Substance Abuse, stated that she was actually at Council on another matter, but was also having an issue with her water bill. Milner said that her water bill is never over \$100.00, and her bill for January was \$713.00. Milner said that she had the meter and the building checked and there were no leaks. Milner stated that she would have to pay the bill. Mayor Ken Hampton, asked if the meter had been pulled. Milner stated no, that it had been checked twice. Milner stated that she was surprised that so many other people were having the same problem. Milner said that there was no way she could have used that much water. Hampton advised Milner to have the meter pulled and if there was an inaccuracy, the bill would be adjusted. Milner stated that she found it hard to believe that so many meters had failed at the same time. Hampton stated that is was not out of the question.

Lauren Peil, 1216 W, 4th St. stated that she lived at the Kennedy residence. Peil stated that she didn't understand how the Council could tell everyone to have their meters pulled. Peil said that everyone had the same problem. Peil asked if it was her problem. Mayor Ken Hampton stated that the meter read what it read, he did not say that it was her problem. Peil asked if his solution to a mass problem was to have each individual have their meter pulled. Hampton stated that it would be one solution. There was discussion about water averages and consistencies. Peil asked if the Mayor had received a letter from the City as well. Hampton stated that he had. Peil stated that the letter said the corrections would be reflected in the January bill but that the Mayor had told Mr. Kennedy that it was in the November reading. Hampton advised that the November readings were reflected in the January bill. There was discussion about when the readings were found to be in error, and when the meters were reread to be corrected. City Clerk Janie Cox advised that the errors started to show up in the October bills, which would have been August usage. Peil asked if meters could be reread for the back months. Cox stated that they couldn't, but that the readings were continuously going up so the correct readings caught up the incorrect months. Peil stated that she still did not understand, but would let someone else speak.

Jeff Gurnow, 1927 W. Country Lakes stated that he wanted to address the fact that he didn't think the residents were as upset about the fact that the meters were read wrong or that the City had to let somebody go because they didn't do their job. Gurnow stated that the anger was because the residents had to absorb the debt. Gurnow advised that it could be a meter itself. Gurnow stated that there was an issue in Wichita several months prior where they had bad meters and they had to be replaced. Gurnow said that made more sense to him. Gurnow stated that his bill was high by about \$100.00 and that he was not that concerned about it, but that he was concerned for the other citizens. Gurnow said that he was a second time resident to Haysville and he loved the area. Gurnow thanked the Mayor and Council for serving. Gurnow stated that he was not going to do without water, but that when he got his bill, he had the City check the meter. However, he did not believe the problem had been corrected. Gurnow asked that if the meters were not working properly, how did the City know that the problem had been corrected. Gurnow asked that if the meters needed to be pulled, were the citizens going to have to absorb the

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price. Gurnow said that he loved the area and didn't want to see that happen. Gurnow stated that Haysville water is higher than other communities in the area, and he would like to see that the citizens got what they paid for. Mayor Ken Hampton stated that he didn't believe that the City charged to check the meters, but if that were so, they would waive the fees.

Blair Stephens, 811 Shira, stated that he believed everyone was in agreement that there was a big problem. Stephens suggested that an independent audit be done on how much the customers paid, how much was changed, how much water was said to have been used and how much water was actually used. Stephens said that he had a radio read meter, and had been threatened that his water would be shut off if he didn't pay it. Stephens stated that he had it checked and was told not to pay it, and the City would recheck it. Stephens said that he waited two weeks and when he went back to the City, they acted like they had never seen him. Stephens stated that he left a voice mail message for Kenny Swart and never received a call back. Stephen stated that he had been in the water business all his life, and he did not think that the answer was to pull all the meters but to have an independent audit performed. Stephen advised that he started watering and got a bill stating he used 16,100 gallons of water. He had that bill three months in a row, then got a small bill and then received a very large bill. Stephens said he did not understand where the figures came from. Stephens said he was upset with the way the situation had been handled. Stephens said someone needs to take charge of the situation and handle it. Stephens said he expected a phone call the next day.

Michael Rockhill, 114 Wire stated that his water bill averaged 6,000 to 7,000 gallons a month. In October the reading was 27,500 gallons and the month following was 3,100 gallons and then went back up to 15,000 gallons. Rockhill stated that if the meters were radio controlled, how could the person reading the meter input a fictitious number. Rockhill stated that he had a radio read meter. Mayor Ken Hampton asked Director of Public Works Randy Dorner to explain the system. Dorner stated that he probably had a touch pad meter.

There was a question from the audience about how many devices the City had that read meters. Mayor Ken Hampton allowed the question and asked Director of Public Works Randy Dorner to answer. Dorner stated there were four. Dorner said that there were two touchpad readers. Rockhill asked how the readings could be fictitious. Dorner stated that the wand could be told not to pick up the reading.

There were more comments from the audience.

Steve Crum, 315 Linden Ln., stated that he was not at the meeting for the water bills but that he would have his meter pulled. Crum said that he didn't get a letter and was not effected by it. However, from what he was hearing, the residents were getting bills that were three times the amount of the normal bills, and to his understanding, the best the City would do was break up the payments over three months on top of the current bill, and that it was putting people at a hardship.

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Mayor Ken Hampton stated that he didn't want to create a hardship on the citizens. Crum stated that was putting people at a hardship. Crum asked how they could get the correct readings in December, if the readings were incorrect in November. Crum asked if the usages were averaged from those three months. Hampton stated that as an example, if the total usage for those three months was 100 units, then it could be broken down by month how much was used. Crum said that if someone used 20 units in November, but the meter reader only wrote down that they used 5 units, then the person was paying for the other 15 units for that month. Crum stated that he believed it was a good idea to do an audit. Crum said that he understood that the water department had to pay for itself, but that he was not sure if this method was the accurate and fair way to do it. Crum stated that he believed that the council should be more involved in the issue and come up with a fair solution.

Lori Stephens, 811 Shira, asked if there was a possibility that they were being double billed. Mayor Ken Hampton stated that he did not believe that to be the case. Stephens stated that she had only lived in Haysville since April and that the water bills had been erratic and that there was no average. Stephens stated that it had been a hard time and that she could not budget for the water bill. Stephens stated that her husband had checked for leaks himself because he could not get any help, and that there was no way they were using the amount of water that the bill reflected.

There were comments from the audience.

Mayor Ken Hampton asked for comments from Councilmembers.

Councilperson Bob Rardin asked what part of the City the problem encompassed. Mayor Ken Hampton stated that he believed it was primarily Ward VI. City Clerk Janie Cox stated that it was in several books including book one, seven, eight, nine, ten and eleven. Rardin stated that he felt that the City hired a temp to do the work and the employee did not do it. Rardin stated that he understood that the people had to pay for their fair share but that he had issue with it.

Councilperson Keith Pierce asked if the meter calibration process took the home out of service and if so, for how long. Public Works Director Randy Dorner stated that it took about an hour, but if someone was home, a replacement meter was put in. Pierce asked if the yard was dug up at all. Dorner stated that it was not. Pierce asked what the total was of the overages. City Clerk Janie Cox stated that she did not have a total. Cox stated that 1,900 letters were sent out but that only about half of those were actually affected. Pierce stated that it did not seem that the City had gotten to the root of the problem. Pierce stated that the City had a position to defend, that no one understood it and that everyone was confused. Pierce said that not often did the City take such a tight fist approach on an issue but that was the case. Pierce said that he believed that the residents affected should be billed on their average usage. Pierce stated that the meters should be pulled for every home affected and that the City could not get to the root cause of the problem without ruling out every variable.

Councilperson Mike Conrady stated that he agreed with Councilperson Pierce about going back to averages and that if it were him, that is what he would want the City to do. Conrady stated that obviously something went very wrong and asked if the City knew how many residents were affected. Hampton stated that about one thousand customers were affected. Conrady asked if the areas affected were the responsibility of the temporary service employee. Director of Governmental Services Carol Neugent stated that the problem was isolated to the single temporary employee and there was no reason to have any concerns with any of the permanent employees. Conrady asked if there was a way to manually override the touchpad wands. Dorner stated that there was. Conrady stated that he wanted to move forward in finding out the issue.

Councilperson Derrick Slocum stated that he also agreed with Councilperson Pierce and that he believed the temporary company that employed the person should pay the difference.

Councilperson Pat Ewert stated that she had also received a letter from the City. Ewert advised that she was shocked at the letter and asked why the problem was not caught earlier.

Councilperson Mike Kanaga asked if the water bills went up to \$300.00 to \$400.00 in the summer months. City Clerk Janie Cox stated that there were some bills that went that high.

Councilperson Russell Kessler stated that he agreed that the bills should be averaged. Kessler stated that an audit also needed to be done.

Motion by Rardin

Mr. Mayor, as the saying goes, we can beat a dead horse, I get the same feeling from everyone on council, so I am going to make a motion that we average the bills for everybody's bill and forgive the overcharges or however you want to stipulate it, for the people who were affected, so that is my motion. Mayor Ken Hampton asked that Rardin restate the motion.

I make a motion that the City average the water bill out for the three months in question. The September, October, and November usage, that the citizens pay that amount, and the city absorb any overages, and we try to go other avenues and recoup our money from the temp service. Councilperson Kanaga asked if the average would be from January to August, because the correct average could not be achieved from the months that were read incorrectly. Rardin amended the motion that the City average the water bills for the previous twelve months and then that is what the citizens would pay. Hampton asked if that was from August to August and if it would be citywide. Rardin stated he made it for the whole city. Councilperson Konkell asked if the average put him over the amount, does he pay it. Konkell asked that since there was not a second to the motion, could he ask that the issue be sent back to staff to do an internal audit and make a motion at the next meeting. Konkell asked that the City not turn anyone off for nonpayment of bills until the

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next meeting. City Attorney Alison McKenny Brown stated that there were two motions on the floor and the first motion should be declared dead before the second motion could be voted on. Hampton then declared the first motion by Rardin dead.

Motion by Konkel – Second by Slocum

I will restate that motion, in the fact that, I would ask the City Staff over the next two weeks to come up with a plan to look at the water problems, in the mean time, nobody's water will be turned off for nonpayment.

Director of Governmental Services Carol Neugent clarified that there were five Monday's in January, and there would not be another Council meeting for three weeks. Konkel stated that at the time of the next meeting, the City should have written letters to the citizens on what the findings are.

Councilperson Conrady stated that he remembered something being done when a water bill jumps. Hampton stated that the City could shut the water off at a residence and tag it if there has been a large amount of usage. Conrady asked if that was how the problem came to light. City Clerk Janie Cox stated that when the journals were run it was noticed that there were high readings and that is what prompted the City to catch the problem.

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

There were comments from the audience about the issue affecting the sewer rate. City Clerk Janie Cox stated that it would not affect the sewer rate.

There were no Licenses or Bonds.

There were no Ordinances and Resolutions.

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

Councilperson Pat Ewert advised there would be commodities at the Senior Center on January 25th and the Senior Breakfast was on Saturday the 28th from 8:00 to 9:00 a.m. Ewert also advised that there would be an Alzheimer's Support Group on February 16th at 2:00 p.m. at the Senior Center.

Mayor Ken Hampton presented a letter from Cox Communications for Franchise Partner Information.

Mayor Ken Hampton advised there was a new business license for Neptune Limousine, 303 N. James.

Under Other Business, Mayor Ken Hampton presented a Consideration of Zoning Use Exception – Computer Rescue, 210 N. Main, Ste. E.

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Planning/Community Relations Coordinator Jeana Morgan stated that both Computer Rescue and Haysville Medical Transport had submitted applications for a business license. Morgan stated that both uses were permitted by Governing Body Exception. Morgan stated that in June of 2011, Council changed the zoning regulations classifying certain uses as Governing Body Exceptions. Mayor Ken Hampton stated that Council would start with Computer Rescue.

Motion by Kanaga- Second by Konkel

Mr. Mayor, I would like to move that we grant the zoning use exception and grant the business license to Computer Rescue, 210 N. Main, Ste. E.

Councilperson Derrick Slocum asked if there was a fee charged for the Zoning Use Exception. Planning/Community Relations Coordinator Jeana Morgan stated that there was no fee charged.

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Ken Hampton presented a Consideration of Zoning Use Exception – Haysville Medical Transport, 146 N. Lamar.

Motion by Konkel- Second by Slocum

I moved that we approve the Zoning Use Exception for Haysville Medical Transport.

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Ken Hampton stated that the owners of the two companies were present to speak on behalf of the businesses, and asked for the owner of Computer Rescue to come forward.

Paul Saas, Computer Rescue, 210 N. Main Ste. E., thanked the Council and stated that he was excited to bring Computer Rescue to Haysville. Saas advised that he also had a store in Wichita that would be maintained.

Mayor Ken Hampton asked for the owner of Haysville Medical Transport to come forward.

Tammie Milner, Haysville Medical Transport, 146 N. Lamar, stated that she also owned Haysville Mental Health and Substance Abuse, and recently opened Haysville Medical Transport. Milner stated that the business would transport senior citizens and people on disability to doctor visits. Milner stated that there was some question as to whether the business could be considered a taxi company. Milner stated that she worked strictly for Medicaid at the moment, but that in the future she would accept cash rides for no more than what the state would pay, which would be about half of the cost of a cab.

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Milner stated that she would work within a ten mile radius. Milner said that she had been in business in Haysville for three years and could not be happier with the City.

Mayor Ken Hampton presented for approval Consideration of Water Adjustment Policy

City Clerk Janie Cox stated that the new policy would allow for three different adjustments in a twelve month period. Cox stated the first adjustment would be sixty percent, the second a thirty percent adjustment and the third would be a fifteen percent adjustment. Cox stated that it was for leaks that reflected a twenty-five percent increase on the bill. Cox advised that to get the adjustment, citizens would need to come to the City Building and fill out the forms, and provide proof that the leak was fixed by a licensed plumber, or receipts of supplies bought to repair leaks inside the home. Cox said that if a service line or a hot water heater broke, it would need to be repaired by a plumber licensed with the City of Haysville. Councilperson Keith Pierce asked what the intent was of paragraph seven of the policy. Cox stated that it had to do with the code. Cox said that if there was a large leak on the customer's side, the City could turn the water off and blue tag the door. Pierce stated that he liked the three adjustments, but had questions about the justification of the percentages. Cox stated that most cities in the area offered fifty percent adjustments so the City went a little higher for the first adjustment. Cox also stated that most cities did not allow for leaks inside the house. Pierce stated that he would like to see the first adjustment to be seventy-five percent. Councilperson Mike Kanaga stated that he had a concern with the allowances for leaks inside the home. Kanaga stated that if there was enough of a leak in the toilet or faucet to reflect a twenty-five percent increase in the bill, that it was hard to believe that the resident was unaware of the problem. Councilperson Mike Conrady stated that he agreed with the percentages. Conrady stated that his concern was with the in home repairs, and the dishonesty that could come from that. Conrady said that he would like to see exception that in-house repairs had to be done by a licensed plumber. Councilperson Seth Konkel stated that he was of the same opinion. Konkel asked what was defined as normal bills. Cox stated to look at the history to see what the bills were running before the leak. Kanaga stated that he agreed with the seventy-five percent adjustment on the first repair, but that there should be verification that the leak was repaired by a licensed plumber. Councilperson Bob Rardin stated that he had a problem with requiring everyone to get a plumber for in-house repairs. Mayor Ken Hampton stated that there were certain repairs in house that did require a licensed plumber. Director of Public Works Randy Dorner stated that toilet and sink repairs and replacements could be done by the resident. However, any repair that included pulling plumbing out of the walls, hot water heaters, or ventilation required a licensed plumber per code.

Motion by Pierce – Second by Rardin

Mr. Mayor and Council, I move that we approve this rendition of a change to the City's water adjustment policy.

Mayor Ken Hampton asked if that was with no changes. Pierce stated it was.

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel nay, Pierce yea.

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Motion declared carried.

Mayor Ken Hampton presented a Consideration of Agreement for Engineering Services Between the City of Haysville and PEC for Paving Improvements within the Country Plaza Villas Addition.

Joseph Hickle, PEC, stated there was a design contract before council for paving improvements of the Country Plaza Villas Addition. Hickle stated that the contract totaled the amount of \$65,000.00, \$26,000.00 of which would be construction and inspection services at the City's request, the remaining \$39,000.00 would be for design and construction administration services. Hickle advised that PEC would like the council to approve it for the \$65,000.00 in case the City needed PEC to help with construction and inspection services. Councilperson Seth Konkel asked about the \$26,000.00 and wanted clarification that the city would not be locked into that full amount if those services weren't warranted. Hickle advised that was correct. Director of Public Works Randy Dorner stated that by approving the higher rate, the city would be covered if those services were needed.

Motion by Kanaga- Second by Rardin

Mr. Mayor, if there is no other discussion, I move that we approve the agreement with PEC in the amount of \$65,000.00

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

There was no Old Business.

Mayor Ken Hampton asked for Department Reports.

City Clerk Janie Cox had nothing to report.

Governmental Services Director Carol Neugent had nothing to report.

Chief of Police Jeff Whitfield had nothing to report.

Public Works Director Randy Dorner updated council on several projects. Dorner stated that the bases had been poured to stand the poles on the Grand and Meridian project. Dorner stated the LED lights would be delivered sometime in February. Dorner stated that the upgraded generator at the water plant was set to be shipped in late February. Dorner stated that the final inspection at the hotel was set for the next day. Dorner advised that McDonald's was shooting for a mid March opening. Dorner stated that Palmer Dentistry would be moving to the new building sometime in late February or the beginning of March. Councilperson Rardin asked if the dirt that was piled by Smith Mortuary was for another project. Dorner stated that in the initial plan there was a pad

built for another business to go in. Dorner said that at the time there were not prospective businesses, but that they were ready.

Recreation Director Georgie Carter had nothing to report.

Under Appointments, Mayor Ken Hampton presented for Reappointment to the Historic Committee (3 year term) Debbie Coleman, 149 Wayne.

Councilperson Ewert asked if both appointments on the agenda could be voted on at the same time since they were both for a three year term. City Attorney Alison McKenney Brown stated that they could.

Motion by Ewert – Second by Slocum

I make motion that we reappoint Debbie Coleman and Barbara Pacheco to the Historic Committee for the next three years.

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

Mayor Ken Hampton presented Off Agenda Citizens to be Heard.

Steve Crum 315 Linden Ln. asked if there was a fee to have his water meter pulled and checked. Director of Public Works Randy Dorner stated that there was paperwork to be filled out, but there would be no charge. Crum stated that the other reason he came to speak was about the dispatch calls being forwarded to Sedgwick County. Crum stated that it was his understanding, when he was on council, that the citizens would still have a way to contact the police department without going through county, that the positions were still there and that if a citizen called 529-5912, they would still be able to talk to a dispatcher or an employee. Crum stated that the dispatchers apparently were not able to speak with the police officers. Crum said that his concern was that the citizens are not able to contact the police for local nonemergency matters. Crum said that his experience was that a rolled up rug was in the street on Seneca. Crum stated that he was not able to stop, so he called the police department, and was told that he would have to call 911 because the dispatcher was not able to talk to the police officers. Crum stated that it was not an emergency, however, he had to call 911. Chief of Police Jeff Whitfield stated that any call for service had to be routed through 911. Whitfield stated that the dispatchers could reach officers on the radio, but the call still had to be routed through 911 to generate a call. Crum said that was a problem, that a step was added to the process and that is not what he believed was going to happen when he was on Council. Crum stated that he was under the impression that the county would be adding people to dispatch, and that to his understanding that had not happened. Crum asked if that was a fact. Whitfield stated that the county had added dispatch chairs because there were additional channels but he was unaware if they had actually hired more people. Crum stated that to his understanding, they had not. Crum advised that there had been two other instances in which he had to call 911 to get a Haysville officer, and in one instance they were too late.

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Crum asked if there would be a check to see if the program was really working out. Crum stated that as a citizen, he did not feel as comfortable calling 911 as he did calling the local dispatch. Mayor Ken Hampton stated that there were many times that the dispatchers would have to call the county anyway. Hampton stated it was a safer system than what Haysville had. Hampton stated that he did not believe the response time had increased. Whitfield stated that he had not seen an increase in response times. Councilperson Seth Konkel stated that the actual officer response time may not have increased, however, the time may have increased from the initial call. Whitfield stated that the entire process could be tracked. Crum stated that he was concerned about the priority of calls and where Haysville fell on the list. Hampton stated that they had not lowered the number of officers available for calls. Crum stated that he would like the dispatchers to be able to communicate with the officers.

Director of Governmental Services Carol Neugent stated that the Water Adjustment Policy was intended to be retroactive to October 1, 2011. Mayor Ken Hampton asked if there needed to be another motion. City Attorney Alison McKenney Brown stated that there should.

Motion by Pierce – Second by Rardin

Mr. Mayor and Council with regard to the changes to the Water Adjustment Policy that we recently made, leaving that the same but amending it to make it retroactively back to the month of October, 2011.

Conrady nay, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel nay, Pierce yea.

Motion declared carried.

There was no Executive Session.

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

Motion by Ewert- Second by Konkel

I make a motion that we pay the last half of the January bills.

Conrady yea, Slocum 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 Ken Hampton asked for comments, requests, or updates.

Councilperson Keith Pierce stated that Mr. Crum was not the only one who believed there were two methods to get in touch with the Haysville Police Department, one being through 911 for emergency issues and the other was the 529-5912 number for non emergencies.

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Councilperson Seth Konkel asked if the City had voicemail. Director of Governmental Services Carol Neugent stated that it did not. Konkel asked if City staff cell phone numbers were given out. Neugent stated that it was not typical but that she could not say it had never been done depending on the individual case. Konkel stated that the statement of voicemails being left was potentially not accurate. Neugent stated that at times people had called and believed they were leaving messages on the answering machine, when in reality they were not.

Councilperson Rardin stated that there were quite a few lights out at the library and that the streetlight at the southwest corner had apparently been broken out.

Mayor Ken Hampton presented for approval Adjournment.

Motion by Pierce- Second by Ewert

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

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea, Pierce yea.

Motion declared carried.

The Regular Council Meeting adjourned at 9:20 p.m.

Janie Cox, City Clerk