

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 Jessica Chilcote: Conrady here, Slocum here, Ewert here, Kanaga here, Kessler here, Rardin here, Konkel here and Pierce here.

Invocation was given by Jim Shellenberger of Haysville United Methodist Church.

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

Under Special Order of Business, Mayor Ken Hampton presented Police Department Promotions.

Chief of Police Jeff Whitfield announced the promotion of Master Police Officer Malcolm Young to Sergeant.

Under Special Order of Business, Mayor Ken Hampton presented a Public Hearing for Vacation of Complete Access Control-344 Main St.

Motion by Kanaga- Second by Rardin

Mr. Mayor, I move that we open a public hearing to consider vacation of the access control.

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

Motion declared carried.

Mayor Ken Hampton stated the Public Hearing was now open and if anyone had any questions to come to the podium. There were no questions from the public. Mayor Hampton stated the hearing was now closed to the public and opened it to Council. Mayor Hampton asked if any Council members had any outside contacts regarding the access control. No Council members had. Mayor Hampton asked if any Council members had a conflict of interest with the access control. No Council members did. Mayor Hampton asked if the City had received any written or electronic communication on the matter. Planning/Community Relations Coordinator Jeana Morgan advised she had one phone conversation with the owner of 360 N. Main that included general questions about what was being requested and possible effects on surrounding properties. Morgan advised the calling party did not give an opinion either for or against the vacation request. Morgan stated the requesting party is Sedgwick County and they are requesting to vacate the North 90 feet of the South 219 feet of the West line of Lot Two Block A, Main Street Place, Second Addition, commonly known as 344 N. Main. Morgan advised Sedgwick County recently purchased the property from the City in order to construct a new fire station. Morgan stated they are requesting the access control be vacated to allow for the fire trucks to directly exit from the station on to North Main Street. Morgan stated the property currently has two improved entrances. Mayor Hampton asked the requesting parties to the podium to state the reason for the request. Chris Rose of Baughman Company, agent for Sedgwick County, asked for the vacation of 90 feet of access control

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for the exiting of emergency vehicles, with very little incoming traffic. Mayor Hampton asked if anyone from the public wanted to speak. There were no questions or comments from the public. There were no questions or comments from Council.

Motion by Slocum- Second by Ewert

I move that we approve the vacation of complete access control at 344 N. Main Street.

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

Motion declared carried.

Motion by Kanaga- Second by Ewert

Mr. Mayor, I move that we close the public hearing on the vacation request.

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

Motion declared carried.

Under Presentation and Approval of Minutes, Mayor Ken Hampton presented for approval the Minutes of June 11, 2012.

City Clerk Janie Cox advised two changes were needed in the minutes, including correcting Jeana Morgan's title of Planning/Community Relations Coordinator on page four and facade instead of sod on page five.

Motion by Konkel- Second by Rardin

Mr. Mayor, I move that we approve the minutes for the June 11th meeting, with the recommended changes from staff.

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

Motion declared carried.

Under Citizens to be Heard, Mayor Ken Hampton introduced Jack Elgin, Masonic Lodge
Re: Masonic Lodge Signage.

Jack Elgin, 8029 S. Berniece, addressed Council and stated the Masonic Lodge holds a breakfast once a month. Elgin advised they had a portable sign they put up for the week before, announcing the breakfast. Elgin asked if they could have permission to put the sign by Lee's Cleaners, South of the electronic sign, North of the Library. Mayor Hampton stated the library had stated concerns about the sign being so close to their electronic sign. Councilperson Konkel asked where the sign had been placed before. Mayor Hampton advised they placed it on the West side of Seneca, but the City had recently put up fencing that made it hard to see. Councilperson Pierce asked why the library had concerns about the placement of the sign. Public Works Director Randy Dorner advised they stated they were concerned it would block their sign, but by putting it South of their sign, it would not be a problem.

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Motion by Pierce- Second by Ewert

Mr. Mayor and Council, if there is no other questions on this, I move that we say yes and approve the request for them to put this sign, indeed where we are talking about.

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

Motion declared carried.

Under Citizens to be Heard, Mayor Ken Hampton introduced Marion Renner, Friends of the Library Re: City Wide Garage Sale Permits.

Marion Renner, 1207 E. Riley, addressed Council and asked that the City suspend selling garage sale permits from August 9th through August 11th and let the Library sell the permits for the annual City Wide Garage Sale. Councilperson Konkel asked if the City could get the word out that no garage sales were allowed on the Thursday and Friday before the City Wide. Renner stated they do the best they can to get the word out. Renner advised a permit for both Saturday, August 11th and Sunday, August 12th was only ten dollars.

Motion by Ewert- Second by Slocum

If there is no other questions, I move that we allow the library to sell the garage sale permits for Saturday, August 11th and Sunday, August 12th and that no garage sale permits will be sold for Thursday, August 9th and Friday, August 10th.

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

Motion declared carried.

There were no Licenses or Bonds.

Mayor Ken Hampton introduced Chuck Bouilly of George K. Baum and Company. Bouilly presented A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION TEMPORARY NOTES, SERIES A, 2012, OF THE CITY OF HAYSVILLE, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX, IF NECESSARY, FOR THE PURPOSE OF PAYING THE PRINCIPLE OF AND INTEREST ON SAID NOTES AS THEY BECOME DUE; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH. Bouilly advised the resolution authorizes \$406,000.00 in temporary notes, to temporarily finance the construction of the street improvements in Country Plaza Villas. Bouilly stated Intrust Bank has agreed to purchase the notes at eight-tenths of one percent interest rate. Bouilly also stated once the construction was completed, the final costs will be compiled and the property owners will then be assessed for those costs. Bouilly advised the property owner can either pay that amount up front or financing will be put in place. Councilperson Konkel asked if the property owner

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financed the amount if they would be charged interest. Bouilly stated yes, they would have to pay the accrued interest.

Motion by Konkel- Second by Rardin

Mr. Mayor, I move that we approve A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION TEMPORARY NOTES, SERIES A, 2012, OF THE CITY OF HAYSVILLE, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX, IF NECESSARY, FOR THE PURPOSE OF PAYING THE PRINCIPLE OF AND INTEREST ON SAID NOTES AS THEY BECOME DUE; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.

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

Motion declared carried.

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

There were no announcements.

Mayor Ken Hampton announced a Memorandum of Understanding with Sedgwick County Re: Outdoor Warning Devices.

Police Chief Jeff Whitfield advised this was an agreement between the City and Sedgwick County. Whitfield stated the County has been working on a project to upgrade the outdoor warning devices. Whitfield advised the County is proposing to take ownership of the City's existing sirens to build a digital system that will be capable of providing geographically targeted warnings using information supplied by the National Weather Service. Whitfield asked authorization from Council to have Mayor Hampton sign the Memorandum of Understanding with Sedgwick County to allow this project to continue.

Motion by Konkel- Second by Rardin

If there is no questions, I move that we allow the Mayor to sign a Memorandum of Understanding for outdoor warning sirens with Sedgwick County.

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

Motion declared carried.

Under Other Business, Mayor Ken Hampton presented a Consideration of Agreement for Engineering Services between the City of Haysville and PEC.

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City Engineer Joe Hickle advised this was a design contract with PEC, for design and rehabilitation of a sanitary sewer on Turkle. Hickle stated before Turkle can be repaved, the sewer needs to be fixed. Hickle advised the contract is for \$5,200.00 for design, \$1,500.00 for construction administration and \$3,750.00 for construction inspection for a total of \$10,450.00.

Motion by Konkel- Second by Rardin

Mr. Mayor, I move that we approve the agreement before us with Professional Engineering Consultants.

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 Mutual Aid Agreement with Riverside Township.

Deputy Administrative Officer Will Black advised the City sent crews from the Public Works department to help clean up Oaklawn after the April 14th tornado. Black stated the Emergency Mutual Aid Agreement will allow the City to bill Riverside Township for wages and equipment usage used during clean up. Black advised Riverside Township would be reimbursed through federal and state funding.

Motion by Konkel- Second by Rardin

If there is no questions, I move that we approve a consideration of mutual aid agreement with Riverside Township.

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

Motion declared carried.

Mayor Ken Hampton presented an Authorization to Sell Pool Passes for Half Price.

Recreation Director Georgie Carter stated the pool season will be half over as of July 4th, and asked to be able to sell pool passes at half price beginning Wednesday, July 5th. Carter advised family passes will be \$57.50 and \$12.50 for each additional person and individual passes will be \$30.00 each.

Motion by Kanaga- Second by Ewert

If there is no questions, I would move that we allow Georgie to sell the pool passes at half price beginning July 5th.

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 Soccer Field Agreement with USD 261.

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Recreation Director Georgie Carter advised this is the annual agreement with USD 261, with the only changes being dates and names. Carter stated this agreement would be for the Fall and Spring season.

Motion by Konkel- Second by Ewert

I move that we approve the soccer field agreement with Haysville USD 261.

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.

Deputy Administrative Officer Will Black advised City had received their new evaluation and it is \$53,837,000.00 and is \$302,000.00 less than the last evaluation.

City Clerk Janie Cox stated the primary election would be on August 7th, with voter registration closing on Tuesday, July 17th and will reopen again on Wednesday, August 8th.

Chief of Police Jeff Whitfield reminded everyone that fireworks sales would be July 27 through July 4th. Whitfield stated firework detonation is allowed from June 27th to July 2nd from 8 a.m. and 10:30 p.m. Fireworks can be shot on July 3rd and 4th from 8 a.m. until midnight. Whitfield advised fireworks should only be used on private property and to clean up when done detonating them. Whitfield reminded everyone to be safe, watch children with fireworks and don't drink and drive. Whitfield stated if anyone had firework complaints, not to call 911, which is for emergencies only. Whitfield advised the new number to call for complaints is 290-1011. Whitfield also stated that with July 4th being on a Wednesday this year, he had received a lot of questions about whether or not people could shoot off fireworks later on the weekends. Whitfield advised the police department is bound to enforce the ordinance as it is. Mayor Ken Hampton asked if there had been any problems in the past with complaints about fireworks on weekends when July 4th falls during a weekday. Whitfield stated they had less than 20 calls last year, when it fell on a Monday. Mayor Hampton asked if Council wished to do anything with the ordinance or if they wanted to leave it the way it is. Councilperson Slocum asked what would be required to change the ordinance on short notice. City Attorney Alison McKinney-Brown advised the action would have to be taken at that Council meeting and she would have to rewrite the ordinance. Councilperson Konkel advised he would like to see the ordinance change for less problems in the future. Konkel asked if there was anyway to suspend the ordinance for this year. McKinney-Brown stated it would have an action by ordinance, since it would be a modified ordinance. McKinney-Brown stated they only usually do that if it is an emergency situation, so if Council believes it to be an emergency she would be able to write something up. Councilperson Pierce stated he

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would like to leave the ordinance alone for this year, and get it done beforehand for next year. Councilpersons Conrady and Kanaga agreed with Pierce that the ordinance could wait until next year. Councilperson Ewert asked how long before next year they needed to do the change. McKinney-Brown stated they could do it with the annual code updates to take effect January 1.

Public Works Director Randy Dorner advised they had removed the trees on Maynard and put the curbs in the north half of the street and will be starting on the driveways. Dorner stated they have also replaced the storm sewer on Maynard as well. Dorner advised the Country Plaza Villas project should start soon, and there will be road closures with that.

Recreation Director Georgie Carter stated there would be a blood drive on Saturday, June 29 at the HAC from 8:30 a.m. to noon. Carter advised the Fourth of July Celebration would be on Wednesday, July 4th. Carter stated the parade would be at 8:30 a.m. this year with the fishing derby starting at 9:30 a.m., frog races at 10:45 a.m., raft races at 11:45 a.m., the water carnival will run from 1 p.m. to 6 p.m., the youth firecracker parade would be at 5:45 p.m. and the concert by Second Nature will be at 6:45 p.m. with fireworks following at 9:45 p.m. Carter advised the rain out day would be July 5th.

Under Appointments, Mayor Ken Hampton introduced Luetta Yoder, 141 Wayne, Reappointment to City Parks and Community Forestry Board, Ward III (2 year term) and Ken Bell, 138 Ranger, Reappointment to City Parks and Community Forestry Board, Ward IV (2 year term).

Motion by Kessler- Second by Rardin

Mr. Mayor, I would recommend we allow you to reappoint Luetta Yoder, 141 Wayne for Ward III and Ken Bell at 138 Ranger for Ward IV, both to two year terms.

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

Motion declared carried.

There was no Off Agenda Citizens To Be Heard.

Mayor Ken Hampton presented an Executive Session for Non-Elected Personnel for a period not to exceed 20 minutes to include Council, Mayor, City Attorney, and Deputy Administrative Officer.

Motion by Kanaga- Second by Ewert

Mr. Mayor, I move that we retire into executive session for a period of time not to exceed 20 minutes. The executive session to include the Mayor, Council, City Attorney and Will Black.

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

Motion declared carried.

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Council went into Executive Session at 7:42 p.m. and reconvened at 8:03 p.m.

Mayor Ken Hampton stated that no binding action was taken during the Executive Session.

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

Motion by Ewert- Second by Rardin

Yes, I would like to make a motion to pay the last half of June bills.

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

Motion declared carried.

There was nothing on the Consent Agenda.

Under Council Items Mayor Ken Hampton asked for any Council concerns.

Councilperson Rardin thanked Public Works Director Randy Dorner for fixing the lights on the bike path.

Mayor Ken Hampton stated he had been approached by a Planning Board member asking him to bring up carports to City Council. Planning/Community Relations Coordinator Jeana Morgan explained carports are not allowed in the front setbacks of homes and have to be located in the side or rear yard. Morgan advised this is consistent with other communities in our area. Morgan stated the reason structures are not allowed in a front set back is for uniformity. Morgan advised the Planning Commission had denied changing the ordinance in the past. Councilperson Konkel asked what the person wanted and if they wanted to change the current ordinance. Morgan advised he wanted to change the ordinance to allow structures in the front setback. Konkel stated he did not agree with changing the ordinance. Councilperson Pierce asked how many requests the City normally got for the issue. Morgan stated on average, she was asked about it ten times a year.

Motion by Slocum- Second by Kessler

I move that we leave the ordinance regarding carports the way it is, without any changes.

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

Motion declared carried.

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.

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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 8:09 p.m.

Janie Cox, City Clerk