

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, and Konkel here. Councilperson Pierce was not present.

Invocation was given by Pastor Kurt Henson of Haysville Christian Church.

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

Under Special Order of Business, Mayor Ken Hampton presented a Consideration of Waiver Request for Sale of Cereal Malt Beverage (Tabled 10.24.11).

Mayor Hampton introduced Dennis Free, 225 Sarah Lane, Free stated after reviewing the history of the past ordinances; the country has gone through cultural changes including buying alcohol on Sundays. Free stated he hoped Council took those things into consideration while making their decision. Free advised he was asking for the sale of cereal malt beverage only, he is not trying to open a bar or liquor store. Free stated he is trying to work on the economic development of Haysville for the City to grow. Free advised the property was bought with the intent to develop the land. Free stated he would like to market it to possible drug stores or gas stations, but without the cereal malt beverage sale being accepted, none of those companies were interested.

Director of Governmental Services Carol Neugent stated she did have a statement from Councilperson Keith Pierce that she would like to read. Neugent read the statement. "Regarding cereal malt beverages, I have no issue with the location or placement of certain businesses that sell cereal malt beverages. I agree with Derrick's opinion that planning could manage this by defining the "certain businesses" permitted or by defining the non-permitted exceptions. The examples presented at the past meeting posed no issue for me and sort of indicate the type of business that should be given a simpler path to Haysville. Thanks, Keith"

Councilperson Mike Kanaga asked if the granting of this waiver opened the door for any on-site consumption. City Attorney Alison McKenney-Brown stated the waiver that is approved, will bind this property, until if for any reason there were a change, it would take further action by the governing body. Brown advised the answer was no, unless the governing body made that change. Kanaga then asked what if the state statute regarding the sale of liquor at stores was to change. Brown stated no, it would not and is pursuant to the City's zoning provisions which the state has allowed municipalities the right to determine where things happen. Councilperson Derrick Slocum advised he wanted to clear up some things that he mentioned at the last meeting. Slocum stated he made it sound like the process they have in Sedgwick County was the be all, end all and that wasn't his intention. Slocum advised that was just part of the process to get a liquor license. Slocum stated he also made the presumption to lump residential and commercial together, but that is not how things are done in Haysville. Slocum advised he is

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personally for the waiver, but the rest of Council is not, possibly amending the ordinance to the October 20, 1969 amendment with the provision for limited retail with a distance of 150 feet measured from the closest point of the building and not the property. Slocum stated the possible businesses might have one or two cooler windows for cereal malt beverages and is not the primary product they are selling. Slocum advised he would have problems with the ordinance if it was for a liquor store or bar, but for a drug store or gas station he did not see an issue with it. Kanaga advised the City of Derby had more restrictive distances than the City of Haysville. Councilperson Russ Kessler stated he agreed with Councilperson Slocum.

Motion by Konkel- Second by Ewert

I would make the motion that we approve the waiver request for the sale of cereal malt beverage as presented.

City Attorney Alison McKenney-Brown clarified the cereal malt beverages be sold in a package as opposed to open packaging.

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

Motion declared carried

Under Special Order of Business, Mayor Ken Hampton presented a Presentation of a Draft Broadway Corridor Study by Scott Dunakey of PEC.

Scott Dunakey presented the Draft Plan Summary of the South Broadway Corridor Plan. Dunakey stated the final draft would be posted on Wednesday, November 17th. Dunakey advised the area consisted of South Broadway from 63rd Street South to 87th Street South. Dunakey presented a slide show, including plans. Dunakey stated they were looking at corridor issues and concerns, including transportation, land use and aesthetics. Dunakey advised they had come up with transportation recommendations, including widening lanes and adding signal lights at different spots. Dunakey also went over land use recommendations, including better access for commercial businesses along Broadway. Dunakey recommended a higher level of standards for public amenities, making sure they are a consistent design and quality. Dunakey stated corridor sign standards should also be developed as well as architectural design guidelines for commercial and industrial buildings. Councilperson Seth Konkel asked if everything would be done by Wednesday. Dunakey stated yes. Councilperson Derrick Slocum thanked Scott and PEC for getting everything done so quickly.

Under Presentation and Approval of Minutes, Mayor Ken Hampton presented for approval the Minutes of October 24, 2011.

Councilperson Russ Kessler advised there were some corrections to be made, including missing his name as being here during the last Council meeting. Kessler also stated he and Councilperson Conrady abstained from voting on the minutes of October 11, 2011.

Motion by Kanaga- Second by Konkel

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Mr. Mayor, I move that we approve the minutes of the October 24, 2011 council meeting as amended.

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

Motion declared carried

There were no Citizens to be Heard.

Mayor Ken Hampton presented a Renewal of Liquor License for Main Street Liquor.

Motion by Kanaga- Second by Slocum

Mr. Mayor, I move that we approve the renewal license for Main Street Liquor.

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

Motion declared carried

There were no Ordinances and Resolutions.

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

Councilperson Pat Ewert advised flu shots would be given at the Senior Center November 15th starting at 1:30 p.m. Ewert stated signups for the November 19th Senior Breakfast were going on. Ewert also advised the Senior Center would be closed on November 24th and 25th for the Thanksgiving holiday. Ewert stated there would be no commodities this month. Ewert also advised the community is invited to the Church of the Nazarene, 407 W. Grand, November 22nd for a Thanksgiving dinner at 7:00 p.m.

Mayor Ken Hampton advised the planning commission would have their public hearing December 8th for the Manufactured Home Park Regulations.

Mayor Ken Hampton stated the City had received a letter from Cox Communications on some moving of channels.

Under Other Business, Mayor Ken Hampton presented a Consideration of the 2012 Contract for the Haysville Senior Center.

City Clerk Janie Cox stated the contract was with the Department on Aging and the contract remained the same with the exception of SHICK and other training. Cox stated the City has been in compliance with the new SHICK changes. Cox advised the City has passed its audits and surpasses the requirements of the contract.

Motion by Konkel- Second by Ewert

Mr. Mayor, if there are no questions, I move that we authorize yourself to sign the 2012 contract for the Haysville Senior Center.

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

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Motion declared carried.

Mayor Ken Hampton presented an Authorization to Purchase a Replacement Sod Cutter.

Public Works Director Randy Dorner advised the City has had a sod cutter for over ten years and it has been used for cutting grass out before connecting new water service in new lawns. Dorner stated it is also used for erosion around the pond and also in some drainage areas. Dorner stated they received three bids, with two being exactly the same. Dorner asked for authorization to buy the one from the local dealer, Haysville Rental for \$3,280.00.

Motion by Conrady- Second by Rardin

I was gonna recommend that we give Randy the approval for Haysville Rental in the amount of \$3,280.00 for the sod cutter.

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea.
Motion declared carried.

Mayor Ken Hampton presented an Authorization to Purchase a Concrete Grinder.

Public Works Director Randy Dorner stated the City had used this particular grinder to grind down some areas on the sidewalks. Dorner advised there are numerous sites in the City that also need to be leveled. Dorner asked for authorization to buy the concrete grinder from PMSI for \$4,679.00.

Motion by Konkel- Second by Ewert

I move that we approve the purchase of the concrete grinder from PMSI in the amount of \$4,679.00.

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea.
Motion declared carried.

Mayor Ken Hampton presented an Authorization to Purchase Wood Chips for the City Parks.

Recreation Director Georgie Carter stated the City Parks and Community Forest Board had approved the purchase of up to \$8,000.00 for wood chip replacement throughout all City Parks. Carter advised this happens about every two years. Carter asked for authorization to buy wood chips from Playscapes for \$7,083.06.

Motion by Kanaga- Second by Kessler

Mr. Mayor, if there is no discussion, I would like to move that we approve the purchase from Playscapes for \$7,083.06.

Conrady yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea.
Motion declared carried.

There was no Old Business.

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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 gave an update on the prescription pill take back that had been done a few weeks beforehand. Whitfield advised that the City took in 32 pounds, the State of Kansas took in 3,809 pounds, the St. Louis division took in 377,000 pounds and the nation took in 188.5 tons. Whitfield stated there would be more pill take backs in the future and not to flush old pills.

Public Works Director Randy Dorner stated the Hotel should be opening in late January to mid-February. Dorner advised the poles had been ordered for the 71st and Meridian signalization project and should be installed around the first of the year. Dorner stated the slurry seal and reclamation projects have all been completed, and the crack fill on the concrete streets was due to start soon.

Recreation Director Georgie Carter advised Parent's Night Out would be Friday, November 18th from 6-10 p.m. for kindergarten through sixth grade. Carter stated it was \$10.00 per child and to contact the HAC for signups. Carter stated the Turkey Shoot Out would be November 22nd and winners could win a turkey for their turkey dinner. Carter advised it was \$1.00 for children and \$3.00 for adults to participate. Carter also stated the Village Christmas would be on December 3rd, with the lighting at 6 p.m.

There were no Appointments.

There were no Off Agenda Citizens to be Heard.

There was no Executive Session.

Mayor Ken Hampton presented the Bills to be Paid for the First Half of November.

Motion by Ewert- Second by Slocum

If there isn't any questions, I'll make a motion that we allow you to pay the first half of November bills.

Conrad yea, Slocum yea, Ewert yea, Kanaga yea, Kessler yea, Rardin yea, Konkel yea.
Motion declared carried.

There was nothing under the Consent Agenda.

Under Council Items Mayor Ken Hampton asked for comments or new Council concerns.

There were no Council Action Request Updates.

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Under Council Concerns, Councilperson Konkel stated he had no concerns, but would like to thank staff for pulling together the information on the cereal malt beverage ordinance that was requested.

Mayor Ken Hampton presented for approval Adjournment.

Motion by Rardin- Second by Ewert

Mr. Mayor, I make a motion that we adjourn.

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

Motion declared carried.

The Regular Council Meeting adjourned at 7:52 p.m.

Janie Cox, City Clerk