

MINUTES OF A MEETING OF
THE GOVERNING BODY OF
THE CITY OF HAYS, KANSAS
HELD ON APRIL 11, 2013

1. CALL TO ORDER BY CHAIRMAN: The Governing Body of the City of Hays, Kansas met in regular session on Thursday, April 11, 2013 at 6:30 p.m.

Roll Call: Present: Troy Hickman
Kent Steward
Henry Schwaller IV
Eber Phelps
Absent: Ron Mellick

Chairperson Hickman declared that a quorum was present and called the meeting to order.

2. MINUTES: There were no corrections or additions to the minutes of the regular session held on March 28, 2013; the minutes stand approved as presented.

3. MAYOR'S COMMENTS: Chairperson Hickman did not seek re-election; therefore this meeting is his last Commission meeting. He re-capped the many events, activities, and numerous improvements that occurred during his 16 years as a City Commissioner. He expressed his thanks and gratitude to the many people he has worked with through out the years.

4. SWEARING IN CEREMONY: City Clerk Doris Wing administered the oath of office to Eber Phelps and Shaun Musil, who were recently elected to the City Commission. Commissioner Mellick, who was re-elected to a two-year term on the Commission was absent and will be sworn in at a later date.

5. REORGANIZATON OF GOVERNING BODY: A. Henry Schwaller IV moved, Eber Phelps seconded, that Kent Steward be elected to the position of Mayor.

Vote: Ayes: Kent Steward
Henry Schwaller IV
Eber Phelps
Shaun Musil

B. Kent Steward moved, Shaun Musil seconded, that Henry Schwaller IV be elected to the position of Vice-Mayor.

Vote: Ayes: Kent Steward
Eber Phelps
Shaun Musil

Not Voting: Henry Schwaller IV

6. RECOGNITION OF FORMER COMMISSIONER: Chairperson Steward presented Troy Hickman with a plaque for his 16 years of service as a City Commissioner and 4 ½ terms as Mayor. He read a proclamation that highlighted the many accomplishments that have occurred during his term in office and proclaimed April 11, 2013 as Troy Hickman Day.

Commissioners Schwaller and Phelps thanked Mr. Hickman for the many hours he has put in and the great job he has done on behalf of the citizens of Hays.

7. CITIZEN COMMENTS: There were no comments.

8. CONSENT AGENDA: Henry Schwaller IV moved, Eber Phelps seconded, that the following mayoral appointments be approved:

CARE Council

Kayla Lonnon - two-year term to expire March 1, 2015

Trisha Sauer - two-year term to expire March 1, 2015

Vote: Ayes: Kent Steward
Henry Schwaller IV
Eber Phelps
Shaun Musil

NEW BUSINESS

9. A-1 SCAFFOLD MFG., INC. TAX ABATEMENT: In 2010, the Commissioners approved Ordinance No. 3811 that allowed property belonging to A-1 Scaffold Mfg., Inc. that is used in A-1's business of manufacturing to be tax exempt. In February 2013, the Commission approved a Nunc Pro Tunc ordinance for A-1 Scaffold which essentially changed the date of the previously passed ordinance. This was done at the request of A-1's attorneys in order to satisfy the Court of Tax Appeals. A-1 asked for the wrong date and is now requesting the Commissioners to pass a First Amended Nunc Pro Tunc ordinance.

Henry Schwaller IV moved, Shaun Musil seconded, that Ordinance No. 3811 being the First Amended Nunc Pro Tunc ordinance exempting certain property in the city of Hays from ad valorem taxation for economic development purposes be approved.

Vote: Ayes: Kent Steward

Henry Schwaller IV

Eber Phelps

Shaun Musil

10. REPORT OF THE CITY MANAGER: City Manager Toby Dougherty discussed the recent water release from Cedar Bluff and the positive effect it is having on City wells in the Smoky Hill Wellfield. The recharge has taken the wells back to their July 2011 levels. Hays has two main sources of water, the Smoky Hill Alluvial Aquifer and the Big Creek Aquifer. The Big Creek Aquifer is still stressed; it has seen no significant recharge over the winter. Either wellfield can trigger a water watch, warning or emergency as defined in the City's Emergency Water Operating Plan. Presently the city is in a water watch. If it is necessary to go to a water warning, it is more than likely that it will be because of the Big Creek Aquifer. This means that the Smoky Hill Alluvial Aquifer might have to be pumped heavier, which will draw down the well levels more quickly.

The water watch requests citizens to voluntarily cut back on water use and practice water conservation measures. a water warning limits the outdoor watering; a water emergency bans all outside usage of water. At this time, it is hard to predict what the summer will bring.

Commissioner Schwaller recommended that no one plant a garden or a yard this year because the area is still in a severe drought. Additionally, he requested citizens be very careful when watering lawns to make sure the water goes on the lawn and not on the sidewalk or the street. The City will enforce outdoor watering restrictions this year as in the past.

Commissioner Phelps reminded citizens that the Kansas State University Agriculture Extension office is holding a series of Water Wise programs on Tuesday evenings that have been very helpful.

11. COMMISSION INQUIRIES AND COMMENTS: Newly installed Commissioner Musil thanked his family, the Commissioners, and City staff for helping him during his campaign and election.

Commissioner Musil was welcomed to the Commission by Chairperson Steward and Commissioners Schwaller and Phelps.

The meeting was adjourned.

Submitted by: _____

Doris Wing – City Clerk

