

MINUTES OF A MEETING OF
THE GOVERNING BODY OF
THE CITY OF HAYS, KANSAS
HELD ON MAY 9, 2013

1. CALL TO ORDER BY CHAIRMAN: The Governing Body of the City of Hays, Kansas met in regular session on Thursday, May 9, 2013 at 6:30 p.m.

Roll Call: Present: Kent Steward
Eber Phelps
Shaun Musil
Ron Mellick

Absent: Henry Schwaller IV

Chairperson Steward declared 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 April 25, 2013; the minutes stand approved as presented.

3. CITIZEN COMMENTS: There were no comments.

4. CONSENT AGENDA: There were no items on the consent agenda for consideration.

5. HAYS DOG PARK RESOLUTION OF INTENT: A resolution authorizing Friends of Hays Dog Park (FHDP) to develop a dog park in phases was presented for approval.

Ron Mellick moved, Eber Phelps seconded, that Resolution 2013-012, being a resolution authorizing Friends of the Hays Dog Park to develop a dog park in phases, be approved.

Kent Steward commented that he is not in favor of this resolution or doing the project in phases; he will vote against approval of the resolution. However, he will not continue to vote against everything related to the dog park in order to move the project ahead.

Vote: Ayes: Eber Phelps

Shaun Musil

Ron Mellick

No: Kent Steward

Agenda Item No. 7 was discussed and voted upon before Agenda Item No. 6.

7. AIRPORT SNOW BLOWER – AWARD OF BID: Eber Phelps moved, Ron Mellick seconded, to accept the low bid submitted by Kodiak America, LLC, in the amount of \$75,300, to be funded from the New Equipment Reserve fund, contingent upon FAA grant funding.

Vote: Ayes: Kent Steward

Eber Phelps

Shaun Musil

Ron Mellick

6. AIRPORT SNOW BLOWER – FAA GRANT APPLICATION: The 2013 budget includes funds for the purchase of a snow blower for the Hays Regional Airport. The snow blower is eligible for Federal Aviation Administration (FAA) Improvement Program funding, which covers 90% of eligible costs. FAA requires actual bids prior to awarding a grant to cover the costs. The low bid, submitted by Kodiak America, came in at \$75,300. Administration and acquisition costs bring the total cost to \$89,891, with the City's share being \$9,080. The City's Airport Engineer, Burns & McDonnell, has prepared a grant application to be submitted to FAA to fund 90% of the cost of the snow blower. Staff requested authorization to apply for federal assistance in paying for the snow blower.

Eber Phelps moved, Shawn Musil seconded, that the City Manager be authorized to submit an application for federal assistance to the FAA for the purchase of the Kodiak America snow blower.

Vote: Ayes: Kent Steward

Eber Phelps

Shaun Musil

Ron Mellick

8. LINING OF METAL STORM SEWER AWARD OF BID: Funds in the amount of \$180,000 are budgeted in 2013 for lining of metal storm sewers. This is the third year the City is aggressively rehabbing metal storm sewer pipe.

Shaun Musil moved, Ron Mellick seconded, that the City Manager be authorized to enter into a contract with Utility Solutions, LLC for storm sewer lining, in the amount of \$175,735.50, to be funded from the Stormwater Management Projects line item.

Vote: Ayes: Kent Steward
Eber Phelps
Shaun Musil
Ron Mellick

9. ELIMINATION OF VARIOUS SCHOOL ZONES: Certain school zones exist in locations that no longer have active schools. Those locations include the area around the former Kennedy Middle School at 14th and Fort and High Plains Baptist Church at 27th and Canterbury.

Ron Mellick moved, Eber Phelps seconded, that Ordinance No. 3861, being an ordinance amending Chapter 62 of the City of Hays, Kansas, Municipal Code, by modifying Article III, Division 3, Section 62-109, regarding school zones be approved and staff be directed to remove related signage.

Vote: Ayes: Kent Steward
Eber Phelps
Shaun Musil
Ron Mellick

**10. SCHEDULING OF TEFRA PUBLIC HEARING FOR JUNE 13, 2013 –
RETIREMENT OF HEALTH CARE FACILITY REVENUE BONDS, SERIES**

2012-A: On September 20, 2012, the City of Hays, Kansas issued \$13,000,000 of its Kansas Health Care Facility Revenue Bonds, Series 2012-A (St. John's, Inc.) for the construction of the new St. John's care center located on Canterbury (now known as Via Christi Village Hays, Inc.). Effective this April, Via Christi's sole member and owner has been changed to 'Ascension Health' through the Sisters of St. Joseph sponsorship. Accordingly, Via Christi is exercising

its option to purchase back St. John's under the Industrial Revenue Bond Lease and is requesting the City hold a TEFRA (Tax Equity and Fiscal Responsibility Act of 1982) public hearing to consider whether Ascension may use proceeds from its Wisconsin Health and Educational Facility Revenue Bonds to pay off all the debt on St. John's.

Eber Phelps moved, Shaun Musil seconded, that the TEFRA public hearing be scheduled for June 13, 2013.

Vote: Ayes: Kent Steward

Eber Phelps

Shaun Musil

Ron Mellick

11. REPORT OF THE CITY MANAGER: The City Manager had no additional items to report on.

12. COMMISSION INQUIRIES AND COMMENTS: Commissioner Musil thanked Assistant City Manager Paul Briseno and City staff for the informative department tours.

The meeting was adjourned at 7:04 p.m.

Submitted by: _____

Doris Wing – City Clerk