

MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THE CITY OF HAYS, KANSAS
HELD ON OCTOBER 24, 2013

1. CALL TO ORDER BY CHAIRMAN: The Governing Body of the City of Hays, Kansas met in regular session on Thursday, October 24, 2013 at 6:30 p.m.

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

Absent: Henry Schwaller IV

Chairperson Steward 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 October 10, 2013; the minutes stand approved as presented.

3. HAYS EMPLOYEE SERVICE RECOGNITION: Chairperson Steward presented service awards to the following City employees:

5-Year Awards

Kim Rupp	Eamonn Coveney	Eric Borger
Kyla Jurgensen	Kyle Pfannenstiel	Jeremy Rupp
Brian Meis	Toby Alexander	Bobbi Pfeifer
Jamie Salter	Mark Luck	

10-Year Awards

Amy Thompson	Janet Kuhn	Gary Brown
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15-Year Awards

Aaron Ditter	Chris Stegman	Jason Bonczynski
Andrea Windholz	Tim Greenwood	Jason Knipp

20-Year Awards

Karen Randa	Shawn Swift	Tim Huck
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Don Scheibler

25-Year Awards

Jana Jordan

Dan Younger

Jim Cooper

30-Year Awards

Ron Rice

Mike Kline

4. FINANCIAL STATEMENT: Finance Director Kim Rupp reported that month-to-date general fund sales tax collections were \$611,782 which brings us back up \$39,500 or 6.9% as compared to this time last year. The year-to-date general fund sales tax collections are up \$32,835 or .6%. The six month running average on general fund sales tax collections is slightly up at .87%.

The Finance/City Clerk's Office invested \$4,950,000 of maturing or renewing certificates with a weighted average interest rate of .17%. The portfolio of certificates of deposit on September 30, 2013 totaled \$53,000,000 with a weighted average interest rate of .24%. The total balance of the Money Market account on September 30, 2013 was \$1,000,000 with a current yield of .20%. Total investments are up \$5,250,000 when compared to this time last year.

Ron Mellick moved, Eber Phelps seconded, that the Financial Statement for the month of September 2013 be approved.

Vote: Ayes: Kent Steward

Eber Phelps

Shaun Musil

Ron Mellick

5. CITIZEN COMMENTS: There were no comments.

6. PRESENTATION OF SMART RURAL COMMUNITY AWARD: The City of Hays was nominated for and received a Smart Rural Community Award. Nex-Tech representatives Mike Pollock, Chief Operating Officer; Mendi Alexander, Economic Development/Networking Specialist; and Dustin Schlaefli, Marketing/Sales Manager presented the award to Mayor Steward on behalf of the City of Hays.

7. CONSENT AGENDA: Eber Phelps moved, Shaun Musil seconded, that the following business resolution and mayoral appointment be approved.

A. Business Resolution AR-01, Series 2013, expressing appreciation for establishing a new business to Jonathan Burk and Dora Lee Davis the owners of Dora Lee's Upscale Resale, which is located at 2013 Vine Street in Hays.

B. Hays Area Board of Zoning Appeals

Shane Pruitt – 3-year term to expire May 1, 2016

Vote: Ayes: Kent Steward

Eber Phelps

Shaun Musil

Ron Mellick

NEW BUSINESS

8. HAYS DOG PARK – PHASE 1 AND PHASE 2 FUNDING: The City of Hays sent out Request for Bids, with input from the Friends of the Hays Dog Park (FHDP), for the fencing and obtained quotes for the remaining amenities necessary to complete Phase 1 of the Hays Dog Park. The actual expected costs are \$23,859.13, or \$8,986.04 below the estimated amount for Phase 1 of the Hays Dog Park. The cost savings are due mainly to the competitive bid process and in-house labor. All construction oversight will be completed by City staff for this project.

Staff contacted the low fence bidder to request costs for the fence for Phase 2 to determine if cost savings would be realized if we went ahead and completed the fence portion of Phase 2 along with Phase 1. The cost for Phase 2 fencing only is \$22,951.00 if completed now along with Phase 1 fencing. Future fencing costs are expected to continue to rise. This would bring the total cost for Phase 1 and Phase 2 (fencing only) to \$46,810.13, and would allow use of the entire proposed dog park. Staff recommends approving both phases with the understanding that the remaining items in Phase 2 have minimal costs. If

approved, these items could be purchased once the FHDP obtain adequate funds.

Shaun Musil moved, Ron Mellick seconded, to approve construction bids for Phase 1 and Phase 2 of the Hays Dog Park with funds transferred from the Friends of the Hays Dog Park into the Special Park Budget for a total amount of \$46,810.13, and remaining items of Phase 2 to be purchased once FHDP raises adequate funds.

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

9. RESOLUTION TO REPEAL RESOLUTION NO. 2013-017 WHICH ESTABLISHED A BENEFIT DISTRICT FOR LOTS 1-24 WITHIN THE REPLAT OF LOT 2, BLOCK 9, GOLDEN BELT 8TH ADDITION:

In May of 2013, Laverne W. Schumacher petitioned the City for alley paving, storm sewer, water, and sanitary sewer improvements to an area containing 24 lots within the Replat of Lot 2, Block 9, Golden Belt 8th Addition. However, Mr. Schumacher has decided to pay for the improvements in full and will not be assessing the improvement costs to the individual lots. The developer is intending to finance the development in full with private funds with no costs being assessed to the property and no City expenditures.

Eber Phelps moved, Shaun Musil seconded, that Resolution No. 2013-022 repealing Resolution 2013-017 which allowed the creation of a benefit district for the construction of improvements to lots 1-24 within the Replat of Lot 2, Block 9 of the Golden Belt 8th Addition be approved.

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

10. GOLDEN BELT ESTATES 5TH ADDITION PHASE II RESOLUTION TO ESTABLISH BENEFIT DISTRICT (JAGGER COURT): Western Plains Service

Corp. has petitioned the City for street, storm sewer, water, and sanitary sewer improvements to an area containing 16 lots adjacent to West 45th St. within the Golden Belt Estates 5th Addition on the street known as Jagger Court. The engineer's estimate for total construction costs are \$473,093.40. This project is consistent with past residential developments within the City of Hays.

Ron Mellick moved, Shaun Musil seconded, that Resolution No. 2013-023 authorizing the creation of a special benefit district for infrastructure improvements in the estimated amount of \$473,093.40 for the development of 16 lots adjacent to Jagger Court within the Golden Belt Estates 5th Addition be approved.

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

11. SCHOOL ZONE ORDINANCE: USD 489 has requested the establishment of a school zone at the Westside School in the area of 12th and Walnut Streets. The City Attorney has prepared an Ordinance amending Section 62-109 of the Municipal Code to add school zones on 12th Street from Walnut to Ash Street and on Walnut Street from 12th to 13th Street.

Eber Phelps moved, Shaun Musil seconded, that Ordinance No. 3874 amending Section 62-109 of the Municipal Code be approved, and directed staff to install related signage.

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

12. WATER AND SEWER LINE IMPROVEMENTS: FORT STREET, 26TH STREET AND US-183 BYPASS – AWARD OF BID: Bids have been received for the replacement of City water main on Fort Street from 20th to 27th Street and on 26th Street from Fort to Ash, and the replacement of a section of 10" sanitary

sewer force main along the US-183 By-pass. The low bid is from APAC-Kansas, Inc. of Hays in the amount of \$614,795.84.

Shaun Musil moved, Ron Mellick seconded, to authorize the City Manager to enter a contract with APAC-Kansas, Inc. in the amount of \$614,795.84 for the waterline upgrades on Fort and 26th Street, and for replacement of sanitary sewer force main along the US-183 By-Pass, funded from the Water and Sewer Capital Reserve Fund.

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

13. PURCHASE OF ONE TON UTILITY TRUCK FOR THE UTILITIES

DEPARTMENT: The 2013 fleet replacement schedule authorized the purchase of a new one ton utility truck for use by the Utility Department during emergency repairs and maintenance activities related to the City's utility infrastructure throughout the year. Funding allotted for the replacement of the current unit was budgeted at \$41,500.00. Bob Moore Ford LLC., Oklahoma City, Oklahoma had the low bid for the truck in the amount of \$40,493.00.

Ron Mellick moved, Eber Phelps seconded, to authorize the City Manager to approve the bid from Bob Moore Ford, LLC for \$40,493.00 for the purchase of the one ton utility truck to be funded from the New Equipment Reserve Fund.

Commissioner Musil favored giving the bid to the local dealership, Lewis Ford Lincoln of Hays, whose bid was just \$400.00 higher. It was suggested to review the City policy for bids at a future work session.

Vote: Ayes: Kent Steward
Eber Phelps
Ron Mellick
No Shaun Musil

14. PROGRESS REPORT: Assistant City Manager Paul Briseno reported on various city related events, activities and projects.

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

16. COMMISSION INQUIRIES AND COMMENTS: The Commissioners once again thanked the City employees that were recognized for their years of service.

Commissioner Steward mentioned that the City of Hays was recognized as the second best city in the State of Kansas for raising young children. Commissioner Steward also stated he has heard many comments from citizens concerned about the changes on 13th Street and asked for patience; he thinks the traffic flow will be better once it is completed.

The meeting was adjourned at 7:36 p.m.

Submitted by: _____

Brenda Kitchen – City Clerk