

MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THE CITY OF HAYS, KANSAS
HELD ON AUGUST 10, 1995

1. CALL TO ORDER BY CHAIRMAN: The Governing Body of the City of Hays met in regular session, at City Hall, Thursday, August 10, 1995, at 7:30 p.m.

Roll Call: Present: Sharon Leikam
Daniel Rupp
Eber Phelps
Jayne Clarke
Errol Wuertz

2. MINUTES: Eber Phelps moved, Errol Wuertz seconded, that the minutes of the July 27, 1995, regular session, be approved.

Vote: Ayes: Sharon Leikam
Daniel Rupp
Eber Phelps
Jayne Clarke
Errol Wuertz

3. CITIZEN COMMENTS: Chris Zvolanek stated he has detected a foul odor near Dillons Grocery Store, and asked if this odor was related to the PCE contamination. City Manager Zacharias said he doubted the odor was coming from the PCE contamination, but he would have City staff investigate the matter.

Mr. Zvolanek also gave several suggestions for improvements to the library structure and services of the Hays Public Library.

4. COMMISSION INFORMATIONAL MEMORANDUM: Commissioner Wuertz asked why the pumping rate for the Dakota wells increased dramatically in July. Public Works Director Leo Wellbrock said the Dakota wells were totally shut down for a period during June, and restarted in July.

5. CONSENT ITEMS: Daniel Rupp moved, Jayne Clarke seconded, that the following Mayor's appointment be approved:

Trades Board (four year terms expiring August 27, 1999)

Steve Paul
Dale Befort
Albert Klaus
Ralph Augustine
Mel Ehrlich

Business Improvement District Board of Advisors

(unexpired term ending January 19, 1997)

Jeff Nelssen
Vote: Ayes: Sharon Leikam
Daniel Rupp
Eber Phelps
Jayne Clarke
Errol Wuertz

6. LIONS CLUB PRESENTATION: Ed Dies, representing the Hays Lions Club, gave the City a donation of \$437.50 to be used towards the construction of a volleyball court at Northridge Park.

7. GREENBRIER LANE: Jeff Lewis and Don Hoffman, representing Smoky Hill Country Club, appeared before the Commission to inform them of the Country Club's decision to close Greenbrier Lane to public access this fall.

Commissioner Rupp questioned whether they could legally close the street. City Attorney John Bird said this could be a legal issue. If the City has taken over some maintenance of the street, and the public has been allowed to use the street, the street may in fact already be dedicated to public use. He would need to know more facts before he could give a legal opinion.

City Manager Zacharias recommended the Planning and Zoning Commission study the issue, and see if closing this street would have any effect on traffic in the area. Following their review, the issue will be placed back on the City Commission agenda.

8. 1995 CITIZEN SURVEY: Patrick McGinnis and Mark Bannister, representing The Docking Institute of Public Affairs Survey

Research Center at Fort Hays State University, were present, and reported on the City of Hays services survey conducted in June. A telephone poll of 466 adult residents in Hays gave favorable evaluations overall. Some residents voiced concerns with work not getting done right the first time and road maintenance. Over 60% of the respondents support using tax dollars to recruit or retain businesses. Approximately 61% of the respondents think the Hays government operates well or very well. The largest concern stated in the survey was water availability and quality. The second largest concern was crime.

9. BUDGET HEARING: Eber Phelps moved, Daniel Rupp seconded, that August 24, 1995, at 7:30, be set as the date for the public hearing on the 1996 City of Hays Budget.

Vote: Ayes: Sharon Leikam
Daniel Rupp
Eber Phelps
Jayne Clarke
Errol Wuertz

10. TEMPORARY NOTES: Jayne Clarke stated she would be abstaining from the vote because her husband is the Senior Vice-President of Emprise Bank.

Daniel Rupp moved, Eber Phelps seconded, that Resolution No. 180, being a resolution authorizing the issuance and delivery of \$391,000 principal amount of Temporary Notes (Vine Street Improvement Project), Series 1995D, of the City of Hays, Kansas, for the purpose of temporarily financing a portion of the costs of certain internal improvements of the City; and prescribing the terms and details of said notes, be approved, and further, that the low bid from United Missouri Bank of Kansas City, Missouri, having a average annual net interest rate of 4.225% with a net interest cost of \$11,013.17, be approved.

Vote: Ayes: Sharon Leikam
Daniel Rupp
Eber Phelps
Errol Wuertz
Abstain: Jayne Clarke

11. YUASA TOWER: City Manager Zacharias reviewed the history of the water tower located on Yuasa Exide property and Yuasa Exide's offer to donate the water tower to the City of Hays. He said the water tower needs to be repainted. An evaluation of the tower made by Bucher, Willis, & Ratliff in October 1990, indicated that the tower location, elevation, and size would be ineffective for use in the City's water distribution system. At this time, there is not any need to dismantle the tower and erect it at any other location. Mr. Zacharias recommends that the City not accept the water tower and relinquish control back to Yuasa Exide, who could then sell the tower to another party.

Commissioner Rupp expressed thanks to Yuasa Exide for their generosity in offering this tower to the City of Hays. He stated he was very impressed with Yuasa Exide's cooperation and display of corporate citizenship.

Daniel Rupp moved, Errol Wuertz seconded, that the City of Hays relinquish control of the water tower and return it to Yuasa Exide.

Vote: Ayes: Sharon Leikam
Daniel Rupp
Eber Phelps
Jayne Clarke
Errol Wuertz

12. ANNEXATION ORDINANCE: City Manager Zacharias stated this was the last of three ordinances required to fully annex the property under the recently adopted agreement with Fort Hays State University. This 27 acre tract, which is outside of the city limits, has recently been voted upon by the County Commission, which found that annexation will not hinder or prevent the proper growth and development of the area or that of any other incorporated City located within Ellis County.

Eber Phelps moved, Jayne Clarke seconded, that Ordinance No. 3347, being an ordinance annexing land to the City of Hays, be approved.

Vote: Ayes: Sharon Leikam
Daniel Rupp
Eber Phelps
Jayne Clarke
Errol Wuertz

13. ADD-ON ITEMS: Errol Wuertz stated he has been contacted by several residents in the area of 41st & Hall Streets. They would like to have Hall Street striped into a four-lane street. Commissioner Rupp recommended that the Traffic Advisory Committee take another look into this situation and report back to the City Commission. Mayor Leikam suggested the previous information supplied by the Traffic Advisory Committee be brought to the Commission to be reviewed by the present Commission at a future meeting.

Commissioner Phelps complimented all the City departments for their good work and high marks received in the citizen's survey.

Commissioner Rupp and Mayor Leikam stated they have recently visited by telephone with residents concerning various problems. They do not know who these people are and would like to report back to them on their concerns. They are encouraging citizens to tell them who they are so that they can be updated on the progress of their concern.

City Manager Zacharias reported the road in front of the new nine hole golf course will be asphalted and additionally, millings will be placed on the road north of the intersection to the by-pass. This work will be done by County personnel, paid by the Department of Transportation.

Thereupon the Governing Body adjourned.

Submitted

by: _____

Clerk of the Board