

MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THE CITY OF HAYS, KANSAS
HELD ON FEBRUARY 22, 1996

1. CALL TO ORDER BY CHAIRMAN: The Governing Body of the City of Hays, Kansas, met in regular session, Thursday, February 22, 1996, at 7:30 p.m.

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

Mayor Leikam declared that a quorum was present and called the meeting to order. The Mayor welcomed Boy Scout Troop 101 to the Commission meeting. The Troop is working on its Citizen's Badge.

2. MINUTES: Eber Phelps moved, Daniel Rupp seconded, that the minutes of the February 8, 1996, regular session, be approved.

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

3. FINANCIAL STATEMENT: Errol Wuertz moved, Eber Phelps seconded, that the Financial Statement for the month of January, 1996, be approved:

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

4. CITIZEN COMMENTS: There were no citizen comments. Commissioner Phelps stated that he attended the graduation ceremony for DARE graduates at Washington Elementary School. He introduced Andrew Wyatt, a DARE Program student, who read his essay on what the DARE Program taught him.

5. COMMISSION INFORMATIONAL MEMORANDUM: Commissioner Wuertz asked when the City would be receiving a map update. City

Manager Zacharias stated we have a contract with Bucher & Willis to update our maps. Currently, we are in the process of making sure all the new additions are included in the update before the contract is brought before the Commission.

6. CONSENT ITEMS: There were no consent items.

7. PUBLIC WHOLESALE WATER SUPPLY DISTRICT CONTRACT: City Manager Zacharias stated the Russell City Commission approved the Agreement and the By-Laws to Organize a Public Wholesale Water Supply District with only minor changes to the By-Laws. Changes made eliminate the need for a corporate seal and the desire to have two separate people in the positions of secretary and treasurer. Mr. Zacharias passed out correspondence received from Mr. Terry Fuller, the attorney for Edwards County, regarding the formation of the Water District. The letter indicated that Edwards County officials felt they should have some say as to whether or not a water district is formed.

Eber Phelps moved, Daniel Rupp seconded, that the Agreement to Organize a Public Wholesale Water Supply District with the City of Russell, be approved.

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

Errol Wuertz moved, Eber Phelps seconded, that the following people be appointed to serve as representatives of the City of Hays on the Water District Board:

Robert Albers - one year term
Lavern Squier - two year term
Jayne Clarke - three year term
Elden Hammerschmidt - three year term

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

8. FORT HAYS STATE UNIVERSITY SCHOLARSHIP PROGRAM REPORT: Fort Hays State University President Edward Hammond presented the

Fall 1995 Progress Report on the FHSU/City of Hays Scholarship Program for Scholastic Achievement. The Program is designed to support both recruitment and retention. The City of Hays' \$100,000 investment can produce 120 new scholarships and 80 renewable scholarships bearing the name of the City of Hays. For the 1995-96 academic year, \$47,500 of Silver Awards have been disbursed to Ellis County students. An additional \$303,016 in other scholarship aid has been paid to Ellis County students to date. This figure includes athletic awards, endowed scholarships, State of Kansas scholarships and outside scholarships, but excludes Federal Title IV aid. In partnership with the City, the University has invested \$83,500 to fund this program. Mr. Hammond stated the economic impact of the University in the City of Hays has increased by 94.19 percent in the last ten years. Total University expenditures represent about 1/3 of city retail sales.

9. LEWIS FIELD RENOVATION GIFT: Fort Hays State University President Edward Hammond and Scott Barrett, Assistant to the President, appeared before the Commission to request a \$30,000 gift, payable over three fiscal years, to assist with the renovation of Lewis Field Stadium. The University received a challenge grant of \$300,000 from the R.D. and Joan Dale Husband Foundation. In accepting the grant, the University agreed to match the \$300,000 amount with an additional \$200,000 contribution to the Lewis Field Stadium Renovation Project. Activities held at Lewis Field draw thousands of participants to Hays, in some fashion or another. This alone has a major economic impact on Hays.

Mayor Leikam stated she felt the City did not have the money to contribute at this time. She feels the City is doing its share by contributing to the Scholarship Program.

Commissioner Phelps stated he felt Lewis Stadium is a facility that a lot of people see when they come to Hays for sporting events. He said he is not opposed to contributing to this renovation if funds can be allocated.

Commissioner Wuertz stated that funding in other areas

might need to be cut in order to fund this renovation. He would not be able to decide until budget time.

Commissioner Rupp stated he would be more inclined to vote for contributing to the renovation if it were an academic building. Mr. Rupp also feels the community high schools pay approximately \$15,000 a year for use of the facility. The taxpayers indirectly pay for this.

City Manager Zacharias stated he would put this request in the 1997 budget process for the Commission's consideration.

President Hammond encouraged citizens to show their support of the FHSU Women & Men's Basketball Team this week as they participate in the RMAC Mile High Shootout.

10. BOND ORDINANCES: Roger Edgar, Financial Advisor for the City, was present and gave the results of the refunding of Water and Sewer Revenue Bonds and Sales Tax Bonds. He said the negotiated bidding process went very well, and he is pleased with the results. He pointed out that the purpose of the refunding was to refinance old bond issues to reduce interest costs, and not to incur new debt. He said the net savings to the City will be approximately \$1,009,000. Interest on the Water and Sewer Bonds was reduced by approximately 1.6 percentage points for a saving of \$764,000, and interest on the Sales Tax Bonds was reduced by 2.6 percentage points for a net saving of approximately \$764,000. This reduction in interest will allow the issues to be paid off three years sooner than anticipated.

Mr. Edgar said at the request of the Commission, a Selling Group was formed to market the bonds locally. Twenty-five percent of the bonds were offered to local brokers. Edward D. Jones, Hays, Kansas, received \$500,000 in bonds, and Commerce Bank, Hays, Kansas, received \$65,000 in bonds to market locally. Two other Hays financial institutions, Boatmen's Bank (formerly Bank IV) and Berthel Fisher, had expressed an interest in marketing some of the bonds, but both declined to participate.

Daniel Rupp moved, Errol Wuertz seconded, that Ordinance No. 3361, being an ordinance authorizing and providing for the

issuance of \$3,230,000 principal amount of Water and Sewage System Revenue Refunding Bonds, Series 1996, of the City of Hays, Kansas, for the purpose of providing funds to refund certain outstanding Water and Sewage System Revenue Bonds; and making certain covenants and agreements with respect thereto, be approved.

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

Daniel Rupp moved, Errol Wuertz seconded, that Resolution No. 197, being a resolution prescribing the form and details of and authorizing the delivery of \$3,230,000 principal amount of Water and Sewage System Revenue Refunding Bonds, Series 1996, of the City of Hays, Kansas, previously authorized by Ordinance No. 3361 of the City; providing for the collection, segregation and application of the revenues of said Water and Sewage System for the purposes authorized by law; and making certain covenants and agreements with respect thereto, be approved.

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

Daniel Rupp moved, Eber Phelps seconded, that Ordinance No. 3362, being an ordinance authorizing and providing for the issuance of \$3,080,000 principal amount of Sales Tax Revenue Refunding Bonds, Series 1996, of the City of Hays, Kansas, for the purpose of providing funds to refund certain outstanding Sales Tax Revenue Bonds; and making certain covenants and agreements with respect thereto, be approved.

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

Daniel Rupp moved, Eber Phelps seconded, that Resolution No. 198, being a resolution prescribing the form and details of

and authorizing the delivery of \$3,080,000 principal amount of Sales Tax Revenue Refunding Bonds, Series 1996, of the City of Hays, Kansas, previously authorized by Ordinance No. 3362 of the City; providing for the collection, segregation and application of the Sales Tax Revenues; and making certain covenants and agreements with respect thereto, be approved.

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

11. COLUMBINE DRIVE DRAINAGE STUDY: City Manager Zacharias reviewed a overhead of the area surrounding Columbine Drive. Concern about adequate drainage along the proposed Columbine Drive was raised during consideration of the formation of a special assessment district to fund the paving. Mr. Zacharias recommended the proposed agreement with Bucher, Willis, and Ratliff for a storm water study for drainage system improvements to the waterway that corresponds to the proposed location of Columbine Drive be accepted. The proposed agreement calls for a two phase study. The first phase would evaluate whether or not an open channel ditch paralleling Columbine Drive would provide adequate storm water drainage for the area. If the phase one study determines that an open channel is not feasible, then phase two would involve evaluating the cost of installing a storm water pipe and inlets in the area. The cost for phase one will not exceed \$5,950. If phase two is necessary, the cost will not exceed \$4,825.

Commissioner Wuertz stated he would abstain from voting because he has property listed for sale in that area.

Eber Phelps moved, Sharon Leikam seconded, that the agreement with Bucher, Willis, and Ratliff, in the amount of \$5,950 for Alternate A (Phase 1), and \$4,825 for Alternate B (Phase 2), to perform a drainage study in the Columbine Drive area, be accepted.

Vote: Ayes: Sharon Leikam
Daniel Rupp

Eber Phelps

Abstain: Errol Wuertz

12. FORT STREET RAILROAD CROSSING: Director of Public Works Elden Hammerschmidt explained to the Commission why the cost of the engineering agreement with Bucher, Willis, and Ratliff for the Fort Street railroad crossing is considerably higher than the contract for the Ash Street railroad crossing. The cost for the Ash Street crossing was \$5,000 versus \$12,250 for the Fort Street crossing. Bucher, Willis, and Ratliff underestimated the time needed on the Ash Street crossing, and because additional time will be needed to tie the Fort Street crossing to the Railroad Green Space Improvement Project.

Eber Phelps moved, Daniel Rupp seconded, that the agreement for engineering services with Bucher, Willis, and Ratliff, totaling \$12,500, for improvement to the Fort Street railroad crossing, be approved.

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

13. PICK-UP TRUCK BIDS: The following bids were received for a replacement 3/4 ton 4 wheel drive truck for the Fire Department:

	<u>TRADE-IN</u>	<u>NO TRADE-IN</u>
Harries Motors Co.		\$22,799.00
\$22,300.00		
Hays Ford Toyota		21,910.60
20,410.60		
Paul MacDonald Chevrolet	22,985.45	20,985.45

The Service Department is interested in acquiring the trade-in truck and will pay the \$1,500.00 trade-in allowance.

Eber Phelps moved, Daniel Rupp seconded, that the bid from Hays Ford Toyota in the amount of \$21,910.60, be accepted, and the trade-in truck be given to the Service Department for a cost of \$1,500.

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

The following bids were received for a 1996 1/2 ton pick-up for the Park Department:

Paul MacDonald Chevrolet	\$14,130.74
McLaren Lincoln Mercury	14,632.25
Hays Ford Toyota	15,390.60

Daniel Rupp moved, Errol Wuertz seconded, that the bid from Paul MacDonald Chevrolet, in the amount of \$14,130.74, be accepted.

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

14. BALL FIELD IMPROVEMENT PROJECT RESOLUTION: City Manager Zacharias stated that a previous Commission meeting authorized the bids for improvements to Speier and Stramel Ball Fields. He presented a Resolution authorizing the City to enter into a Lease-Purchase Agreement with Kansas State Bank for financing the Project.

Daniel Rupp moved, Eber Phelps seconded, that a Resolution authorizing the City of Hays to enter into a Lease-Purchase Agreement with Kansas State Bank, Manhattan, in the amount of \$250,000, be approved.

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

15. ADD-ON ITEMS: City Manager Zacharias reviewed a graph showing water usage since 1991. Water usage has steadily declined since 1991. However, the first two months of 1996 show a 22% increase in usage over the first two months of 1995. Part of the increase may be attributed to the watering of lawns due to the warm weather we are experiencing, and also some major

water line breaks. The increase is noticeable at both the Water Treatment Plant and the Pollution Control Plant. Mr. Zacharias also mentioned a recent article regarding high nitrate levels in Kansas public water supplies. Mr. Zacharias reassured the public that the nitrate level in our water supply is around 2 to 5.5 parts per million, which is well within the 10 parts per million as required by law.

Eber Phelps moved, Errol Wuertz seconded, that the Cereal Malt Beverage License renewal for Hays Baseball Association Larks Park Concession be approved.

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

Eber Phelps commended Police Officer Tim Dreiling and the DARE program for the enthusiasm and the reaction of the children involved in the DARE program. He also congratulated Gerard Wellbrock for being named "Broadcaster of the Year".

Daniel Rupp commended Hays Public Library staff and volunteers for attaining the highest per capita in the state for usage. Mayor Leikam concurred with his statement.

Mayor Leikam announced that Hays has been named "1995 Tree City USA" due to our effective community forestry program. Park Director John Shaver deserves a lot of credit for this.

Mayor Leikam stated that the Economic Coalition had recently held a meeting at Adronics-Elrob. Mrs. Leikam commended Adronics-Elrob for the hiring of 250 local employees and the cleanliness of their operation.

Thereupon the Governing Body adjourned.

Submitted by: _____

Clerk of the Board