

MINUTES OF A MEETING OF  
THE GOVERNING BODY OF  
THE CITY OF HAYS, KANSAS  
HELD ON JULY 23, 1998

**1. CALL TO ORDER BY CHAIRMAN:** The Governing Body of the City of Hays, Kansas, met in regular session, Thursday, July 23, 1998, at 7:30 p.m.

Roll Call: Present: Jayne Clarke  
Wayne Billinger  
Howard Rome  
Sharon Leikam  
Absent: Troy Hickman

Mayor Clarke declared that a quorum was present and called the meeting to order.

**2. MINUTES:** Sharon Leikam moved, Howard Rome seconded, that the minutes of the regular session held on July 9, 1998, be approved.

Vote: Ayes: Jayne Clarke  
Wayne Billinger  
Howard Rome  
Sharon Leikam

**3. FINANCIAL STATEMENT:** Howard Rome moved, Sharon Leikam seconded, that the Financial Statement for June, 1998, be approved.

Vote: Ayes: Jayne Clarke  
Wayne Billinger  
Howard Rome  
Sharon Leikam

**4. CITIZEN COMMENTS:** There were no comments.

**5. COMMISSION INFORMATIONAL MEMORANDUM:** City Manager Hannes Zacharias informed the Commission of a Transportation 2000 meeting which will be held at various locations throughout the State. He invited anyone interested to attend

the meeting in Salina, Kansas, on September 2, 1998, with other staff members. Issues regarding the next highway plan will be discussed.

**6. CONSENT ITEMS:** Wayne Billinger moved, Howard Rome seconded, that Gary Wentling be appointed to the Golf Course Advisory Board.

Vote: Ayes: Jayne Clarke  
Wayne Billinger  
Howard Rome  
Sharon Leikam

**7. VOLGA GERMAN SOCIETY REQUEST:** Leo Dorzweiler representing the Volga German Society, appeared before the Commission requesting a variance from ordinances regarding noise and alcohol consumption on public right-of-way. He also made request to barricade 10<sup>th</sup> Street between Main and Fort Street. Plans are to hold a celebration in conjunction with a plaque dedication ceremony along the Union Pacific Railroad corridor between Main and Fort on August 16, 1998.

City Attorney John Bird said to allow consumption of alcohol on public right-of-way would require an amendment to the Alcoholic Beverage Ordinance. There would not be time to pass an amended ordinance and have it published prior to the event. If the park was leased to the Volga German Society, and the alcohol consumption would take place within the leased park area, there would not be a problem.

Wayne Billinger moved, Howard Rome seconded, that a lease of the Union Pacific Park on August 16, 1998, a variance from the Noise Ordinance, and a request to barricade 10<sup>th</sup> Street between Main and Fort Street be granted to the Volga German Society for activities associated with the dedication of a plaque.

Vote: Ayes: Jayne Clarke  
Wayne Billinger  
Howard Rome  
Sharon Leikam

**8. ANNEXATION ORDINANCE:** Community Development Coordinator Kent Laas presented a "Consent to Annexation" submitted by Darrel Seibel. This property lies on both sides of the recently completed Sternberg Drive and represents the last portion of property available for development. A preliminary and final plat of the area will be

reviewed and considered at the July 20, 1998 meeting of the Hays/Ellis County Planning Commission. Mr. Seibel is also preparing to submit a zoning request for this area. The majority of the area is intended for residential development, with the area adjacent to East 27<sup>th</sup> Street reserved for commercial use.

Wayne Billinger moved, Sharon Leikam seconded that Ordinance No. 3445, being an ordinance annexing land located north of 27<sup>th</sup> Street and adjoining Sternberg Drive into the city limits of Hays, Kansas, be approved.

Vote: Ayes: Jayne Clarke

Wayne Billinger

Howard Rome

Sharon Leikam

**9. 1999 BUDGET REVIEW:** City Manager Zacharias and Assistant City Manager Penny Postoak reviewed the proposed 1999 Budget. The City Manager said the total 1999 Budget for the City is \$23,567,490. The greatest portion of that amount is the General Fund, totaling \$6,200,000, the Water Fund, totaling \$7,100,000, and the Bond & Interest Fund, totaling \$3,000,000.

City Manager Zacharias noted that the Bond and Interest expenditures are inflated due to the bond payment of \$1,600,000 for the sales tax bond issue, which must be filtered through the Bond and Interest Fund. While there is a payment of \$1,600,000, there is also \$1,600,000 sales tax revenue coming into that fund to offset the expenditure

The City Manager said there is no cost of living adjustment included in the 1999 Budget for salaries. The Budget includes a merit increase of 2.5 percent.

The two greatest sources of revenue are sales tax and property tax. The City has in place a 1.5 percent sales tax, with ½ cent being dedicated to general operating expenses, ½ cent being dedicated to water exploration, and ½ cent to finance the new municipal pool. The total mill levy for 1999 is 30.88 mills compared to 31.96 mills for 1998, a decrease of approximately one and one-third mills. The assessed valuation for the 1999 budget is \$108,229,741. The 30.88 mills will generate \$3,342,133 in property tax revenue.

Assistant City Manager Penny Postoak explained the various budget changes made since the Budget Work Session. Commissioner Rome said in light of the fact that the City is realizing an increase of \$39,200 as a result of the increase in assessed valuation, he would like to increase the allocation to the Fort Hays State University Scholarship Fund to the original \$100,000. The consensus of the Commission was to leave the scholarship funding at \$60,000 and allocate the excess revenue to street maintenance, and include funds to replace the water lines under 27<sup>th</sup> Street.

Commissioner Rome asked if this Scholarship funding decision could be put off until the next meeting. Mayor Clarke said the budget public hearing will be held at the next meeting, and there is always the option of changing the budget at that time.

**10. 1999 BUDGET HEARING DATE:** Wayne Billinger moved, Howard Rome seconded, that a Public Hearing for the 1999 Budget be set for August 13, 1998, at 7:30 p.m.

Vote: Ayes: Jayne Clarke  
Wayne Billinger  
Howard Rome  
Sharon Leikam

**11. UNION CONTRACTS:** Sharon Leikam moved, Wayne Billinger seconded, that the Mayor be authorized to sign the Addendum to Agreement between the City of Hays and Hays Service Employees Local 513, AFL-CIO, Hays Fraternal Order of Police Lodge 48, and Hays Firefighters Local 2119.

Vote: Ayes: Jayne Clarke  
Wayne Billinger  
Howard Rome  
Sharon Leikam

**12. POOL UPDATE:** Assistant City Manager Postoak updated the Commission on the Municipal Pool Project. The pool plans include opening up the second floor for sunbathing and parties, additional restrooms and family changing rooms, and a larger concession stand. There will be a handicap lift for access to the second floor. Bids for demolition of the existing pool will be opened on August 7, 1998, and accepted at the

August 13, 1998 meeting. The Notice to Proceed is tentatively scheduled to be signed on August 17, 1998.

**13. CHANGE ORDER:** Public Works Director Elden Hammerschmidt said there is some settlement of asphalt pavement along the toe of the curb and gutter on Washington Circle west of Smoky Hill Drive. Bucher, Willis and Ratliff engineers inspected the affected area and recommended that no milling and overlay be done, nor any patching take place at this time. Since the project is less than perfect, it was agreed to deduct the one- percent retainage from the original contract amount and close the Project. The Change Order is a deduction of \$1,521.71. The City will keep this amount since the potential for some repair in future years is probable.

Sharon Leikam moved, Wayne Billinger seconded, that Change Order No 3-Final for 41<sup>st</sup> Street Plaza First Addition, Phase II, be approved.

Vote: Ayes: Jayne Clarke  
Wayne Billinger  
Howard Rome  
Sharon Leikam

**14: ADD-ON ITEMS:** Commissioner Leikam encouraged the Ellis County Coalition to focus on attracting retail businesses. More and more citizens are leaving Hays to shop elsewhere due to the lack of variety and diversity available in Hays.

Thereupon the Governing Body adjourned.

Submitted by: \_\_\_\_\_

Clerk of the Board