

**CITY OF HAYS COMMISSION MEETING
THURSDAY, MAY 23, 2013 – 6:30 P.M.
AGENDA**

1. Call to order by Chairperson.
2. **MINUTES:** Consider approval of the minutes from the regular meeting held on May 9, 2013. (PAGE 1)
3. **FINANCIAL STATEMENT:** Consider accepting the Financial Statement for the month of April 2013. (PAGE 5)
4. **CITIZEN COMMENTS:** (non-agenda items).
5. **CONSENT AGENDA:** (Items to be approved by the Commission in one motion, unless objections are raised).
[Mayoral Appointments \(recommendations\):](#) Airport Advisory Committee (PAGE 65)

UNFINISHED BUSINESS

(No business to review)

NEW BUSINESS

6. **SALE AND USE OF FIREWORKS IN 2013:** Consider suspending the sale and use of fireworks in Hays for 2013. (PAGE 69)
7. **BICKLE-SCHMIDT SPORTS COMPLEX SHADE STRUCTURE:** Consider approving the purchase of a shade structure for the Bickle-Schmidt Sports Complex to be funded from the Bickle-Schmidt Sports Complex budget. (PAGE 75)
8. **REQUEST FOR REZONING (A-L TO C-2) - PROPOSED LUECKE ADDITION:** Consider returning the rezoning request back to the Hays Area Planning Commission for additional consideration of all eight factors required by the Kansas Supreme Court, including the character of the neighborhood and the zoning and uses of nearby properties and how they relate to the remaining Agricultural-zoned property. (PAGE 79)
9. **REQUEST FOR REZONING (A-L TO R-3) - PROPOSED LUECKE ADDITION:** Consider returning the rezoning request back to the Hays Area Planning Commission for additional consideration of all eight factors required by the Kansas Supreme Court, including the character of the neighborhood and the zoning and uses of nearby properties and how they relate to the remaining Agricultural-zoned property. (PAGE 99)
10. **SIDEWALK REPAIR ASSESSMENT ORDINANCE:** Consider approving Ordinance No. 3862 assessing the cost of services rendered for sidewalk repair, and determine whether assessment should be paid in full or spread over five years. (PAGE 121)

11. [RESOLUTION SETTING PUBLIC HEARING TO CONSIDER SPECIAL ASSESSMENTS](#): Consider approving Resolution No. 2013-013 providing for a notice of public hearing to be held on June 13, 2013 to consider proposed special assessments. (PAGE 127)
12. **PROGRESS REPORT**
13. [REPORT OF THE CITY MANAGER](#) (PAGE 137)
14. **COMMISSION INQUIRIES AND COMMENTS**
15. **EXECUTIVE SESSION (IF REQUIRED)**
16. **ADJOURNMENT**

ANY PERSON WITH A DISABILITY NEEDING SPECIAL ACCOMMODATIONS TO ATTEND THIS MEETING SHOULD CONTACT THE CITY MANAGER'S OFFICE 48 HOURS PRIOR TO THE SCHEDULED MEETING TIME. EVERY ATTEMPT WILL BE MADE TO ACCOMMODATE ANY REQUESTS FOR ASSISTANCE.

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

Memo

DATE: May 16, 2013
TO: Toby Dougherty, City Manager
CC: Paul Briseno, Asst City Manager
FROM: Kim Rupp, Finance Director
RE: April 2013 Monthly Financial

The attached report contains the financial summaries of the revenue and expenditure activities of the City of Hays for the month ended April 30, 2013.

Period to Date Financial Performance

Revenues in April totaled \$1,772,336 a decrease of \$142,238 compared to the same period as last year.

- Notable areas of increased revenue compared to April 2012
 - Golf course revenue rebounded this month as compared to this time last year up \$7000
 - Miscellaneous revenue for the solid waste fund was up \$5200 due to the timing of payments from the recycler Sunco
- Notable areas of revenue decrease compared to April 2012
 - Transient guest tax fell \$16,200 for the CVB
 - Miscellaneous revenue for the Employee Benefits fund dropped \$12,495 due to the KMIT audited refund received this time last year as a result of the workers compensation insurance switch at that time
 - General government revenues were down due in large part to the \$113,000 transfer made from storm water management at this time last year for the late year storm sewer emergency projects that were completed
 - Sewer service charges fell \$19,000 as a result of new sewer averages but also as mentioned below consumption is down

dramatically and the sewer service charges are directly affected by the decrease in business water consumption

- Water consumption fell considerably as compared to April 2012 therefore staff felt compelled to explain a little more detail in this area:
 - Consumption: Residential -28.14% Business -23.69%
 - Revenue: Residential -16.39% Business -12.92%
 - Conservation Revenue: Residential -81.14% Business -74.63%

All this translates into a decrease in water sales and conservation collections of \$53,332.....for one month. YTD total water revenue is down about \$47,342 or -6%

Expenditures in April totaled \$1,414,194 which is a decrease of \$314,562 as compared to 2012.

- Notable areas of increased expenditures compared to April 2012
 - City Manager contingency jumped due in large part to the replacement of the HVAC system covering the Fire and IT Departments in City Hall in the amount of \$11,224
 - CVB rentals expenditures rose \$50,291 as a result of the timing for the lease/purchase payment. It was completed in May last year.
 - Health insurance in the employee benefits fund is up about \$50,000 as compared to last year for the increase in claims
- Notable areas of decreased expenditures compared to April 2012
 - You will notice a large credit in the amount of \$43,246 in the grant funding expenditure line item for the airport fund. This is due to the Small Community Air Service Development Program (SCASD) grant receipts. They have finally cleared up many of the bugs in this system and are getting caught up on their reimbursements to the City
 - New equipment expenditures for the Bickle Schmidt Sports Complex fell \$39,000. Site amenities such as tables, benches and trash receptacles were purchased at this time last year
 - Buildings and grounds electricity fell \$25,000 this month as a result of the timing of bill payments
 - Another timing issue in the employee benefits fund for workers compensation insurance dropping \$171,495

MTD sales tax collections for the Sports Complex were \$214,082 which was an increase of \$6,067 when compared to last year. Total YTD collections are \$978,690 and ITD collections total \$10,904,539.

MTD general fund sales tax collections were at \$523,623 up \$13,678 or 2.68% as compared to last year. The six month running average on sales tax collections is up slightly at .19%.

The report of quarter to date (QTD) sales tax collections by industry classification shows a nice increase again of \$149,301 or 6.98% when comparing the top ten sales tax collecting industries for the City of Hays. These top ten now represent 70.41% of the total QTD sales tax distribution.

The Finance/City Clerks office invested \$3,750,000 of maturing or renewing certificates with a weighted average interest rate of .22%. The portfolio of certificates of deposit on April 30, 2013 totaled \$53,050,000 with a weighted average interest rate of .28%. The total balance of the Money Market account on April 30, 2013 was \$700,000 with a current yield of .20%. Total investments are up \$7,700,000 when compared to this time last year.

FINANCIAL STATEMENT CITY OF HAYS, KANSAS

This Document is for Internal Use and Represents Un-audited Figures

As of April 30, 2013

CASH BALANCE

Total Cash in All Funds	\$54,032,772.42
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STATEMENT OF CREDITS

Checking Accounts with Banks	\$281,272.42
Money Market Accounts	\$700,000.00
Investments	\$53,050,000.00
Cash in Office	<u>\$1,500.00</u>
TOTAL	\$54,032,772.42

STATEMENT OF CURRENT OBLIGATIONS

General Obligation Bonds	\$13,970,000.00
Temporary Notes	\$0.00
State Revolving Loan Fund	\$387,751.45
Revenue Bonds	\$3,835,000.00
Lease Purchase Agreements	<u>\$656,524.13</u>
	\$18,849,275.58

**CITY OF HAYS
INVESTMENTS AS OF
4/30/2013**

<u>Commerce Bank</u>	<u>Certificates of Deposit</u>	<u>Date Issued</u>	<u>Maturity Date</u>	<u>Interest Rate</u>	<u>Interest at Maturity</u>
CD #					
747	500,000.00	5/30/2012	5/3/2013	0.14%	648.22
748	500,000.00	5/30/2012	5/17/2013	0.14%	675.07
32*	1,000,000.00	6/7/2012	6/14/2013	0.17%	1,732.60
230*	1,000,000.00	6/15/2012	6/28/2013	0.17%	1,695.34
698	1,000,000.00	6/28/2012	6/28/2013	0.17%	1,769.86
731*	1,000,000.00	6/29/2012	7/12/2013	0.17%	1,695.34
813	1,000,000.00	7/27/2012	7/16/2013	0.19%	1,842.74
205	1,000,000.00	8/10/2012	7/26/2013	0.19%	1,821.92
931*	1,000,000.00	8/1/2012	8/9/2013	0.20%	2,043.84
003	1,000,000.00	9/7/2012	8/23/2013	0.17%	1,630.14
652	1,000,000.00	8/24/2012	8/23/2013	0.21%	2,094.24
876*	750,000.00	8/31/2012	9/6/2013	0.21%	1,570.69
917	1,000,000.00	2/22/2013	9/20/2013	0.09%	517.81
901	1,450,000.00	10/21/2011	10/21/2013	0.33%	9,583.11
757	1,000,000.00	10/5/2012	11/1/2013	0.22%	2,362.74
348	1,300,000.00	11/4/2011	11/4/2013	0.31%	8,060.00
453	1,200,000.00	10/30/2012	11/30/2013	0.20%	2,597.26
538*	1,000,000.00	11/2/2012	12/13/2013	0.20%	2,224.65
487*	1,000,000.00	12/3/2012	12/27/2013	0.19%	2,024.93
486*	1,000,000.00	12/3/2012	1/10/2014	0.20%	2,208.22
923*	1,000,000.00	12/14/2012	2/6/2014	0.20%	2,295.89
194*	1,000,000.00	12/24/2012	3/7/2014	0.20%	2,339.73
595*	1,000,000.00	1/7/2013	3/21/2014	0.20%	2,400.00
050	1,200,000.00	4/6/2012	4/6/2014	0.25%	5,999.99
002	3,000,000.00	1/18/2013	4/18/2014	0.21%	7,853.42
341*	1,500,000.00	1/31/2013	5/2/2014	0.21%	3,935.34
33*	2,000,000.00	6/7/2012	5/30/2014	0.30%	11,868.49
566*	2,500,000.00	2/8/2013	6/13/2014	0.21%	7,047.95
968*	1,000,000.00	2/25/2013	7/11/2014	0.20%	2,745.21
110*	1,000,000.00	4/5/2013	7/25/2014	0.21%	2,738.63
764	750,000.00	4/26/2013	8/26/2014	0.18%	1,801.23

Sunflower Bank Certificates of Deposit
CD #

Equity Bank Certificates of Deposit
CD #

486	2,000,000.00	6/1/2012	5/31/2013	0.16%	3,191.23
531	2,000,000.00	9/21/2012	9/20/2013	0.28%	5,584.66
549	1,000,000.00	9/27/2012	10/4/2013	0.31%	3,159.45
558	1,750,000.00	10/1/2012	10/18/2013	0.25%	4,578.77
594	1,000,000.00	10/8/2012	11/15/2013	0.24%	2,649.86
423	3,000,000.00	1/23/2012	1/24/2014	0.40%	24,065.74
540	2,000,000.00	9/21/2012	2/21/2014	0.38%	10,785.75
477	1,000,000.00	5/30/2012	5/16/2014	0.31%	6,200.00
909	2,000,000.00	4/19/2013	8/4/2014	0.24%	6,207.12
828	1,650,000.00	3/28/2013	3/28/2015	0.32%	10,560.00

First National Bank Certificates of Deposit
CD #

Emprise Bank Certificates of Deposit
CD#

Bank of Hays Certificates of Deposit
CD#

53,050,000.00

176,807.18

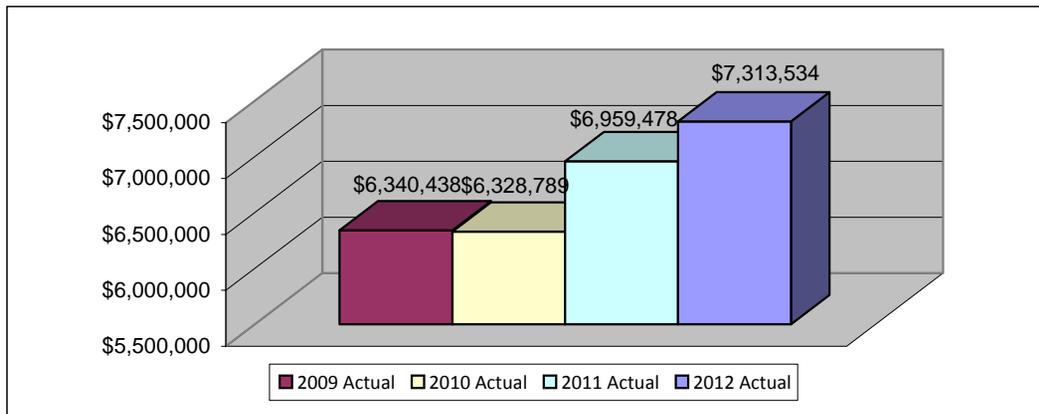
<u>Emprise Bank</u>	
MMA	0.00
<u>Commerce Bank</u>	
MMA	700,000.00

0.20%

SALES TAX RECEIPTS
City of Hays
General Fund 1.25%

	2009 actual	2010 actual	2011 actual	2012 actual	2013 actual	Change from 2012	YTD % Change from 2012
January	\$618,869	\$539,129	\$543,135	\$611,353	\$630,469	\$19,116	3.13%
February	\$524,074	\$496,164	\$686,869	\$702,298	\$687,316	(\$14,982)	0.31%
March	\$587,117	\$551,958	\$576,013	\$563,583	\$561,055	(\$2,528)	0.09%
April	\$482,080	\$417,362	\$460,066	\$509,945	\$523,623	\$13,678	0.64%
May	\$420,206	\$519,366	\$569,624	\$611,234			
June	\$477,236	\$522,834	\$573,474	\$608,325			
July	\$564,768	\$511,370	\$570,421	\$621,448			
August	\$455,451	\$567,989	\$555,561	\$671,019			
September	\$546,619	\$543,507	\$573,336	\$572,295			
October	\$583,108	\$592,063	\$648,649	\$648,340			
November	\$522,049	\$525,702	\$580,035	\$638,490			
December	\$558,861	\$541,345	\$622,295	\$555,204			

TOTALS \$6,340,438 \$6,328,789 \$6,959,478 \$7,313,534 \$2,402,463 \$15,284
 -2.88% -0.18% 9.97% 5.09%
 Total Inc/dec over previous year



2011 - 2012 - 2013 6 month running avg	
January	3.47%
February	-0.16%
March	-0.19%
April	0.19%
May	
June	
July	
August	
September	
October	
November	
December	

**General Fund revenues provide funding for City services including police, fire, street, parks, swimming pool and golf course. It also provides funding to outside agencies such as Economic Development, Downtown Hays Development, United Way CARE Council and Fort Hays State Scholarships.

Sales Tax Collections by Industry Classification - Top Ten
 QTD 2012-2013 Feb, Mar, Apr

	2012	2013	\$\$ inc/dec	% inc/dec	% of 2013 Total
452 General Merchandise Stores	\$539,174	\$632,564	\$93,390	17.32%	19.48%
441 Motor Vehicle and Parts Dealers	\$446,078	\$472,397	\$26,319	5.90%	14.54%
722 Food Services and Drinking Places	\$272,717	\$278,099	\$5,382	1.97%	8.56%
444 Building Material and Garden Supply	\$195,318	\$211,948	\$16,630	8.51%	6.53%
445 Food and Beverage	\$247,225	\$262,458	\$15,233	6.16%	8.08%
517 Telecommunications	\$88,254	\$94,896	\$6,642	7.53%	2.92%
448 Clothing and Clothing Accessories	\$119,595	\$125,549	\$5,954	4.98%	3.87%
423 Merchant Wholesalers, Durable Goods	\$127,742	\$104,750	(\$22,992)	-18.00%	3.23%
721 Accommodation	\$41,253	\$44,907	\$3,654	8.86%	1.38%
451 Sporting Goods, Hobby, Book & Music	\$60,226	\$59,315	(\$911)	-1.51%	1.83%
	\$2,137,582	\$2,286,883	\$149,301	6.98%	70.41%

**MONTHLY STATEMENT OF CITY TREASURER
4/1/2013 THROUGH 4/30/2013**

FUND	BALANCE 4/1/2013	RECEIPTS	DISBURSEMENTS	BALANCE 4/30/2013
Cash Drawer	\$1,500.00			\$1,500.00
General	\$5,028,086.64	648,029.83	645,300.49	\$5,030,815.98
Petty Cash	\$1,000.00			\$1,000.00
Reserve Budget Stabilization	\$3,221,180.75			\$3,221,180.75
Library	\$86,355.65			\$86,355.65
Airport	\$199,015.16	57,407.91	17,601.25	\$238,821.82
Public Safety Equipment	\$243,900.08	0.00	1,971.37	\$241,928.71
Employee Benefit Contribution	\$1,370,570.98	4,816.84	255,954.85	\$1,119,432.97
Special Highway	\$274,437.22	132,814.70	14,216.48	\$393,035.44
Special Park & Recreation	\$326,077.67	0.00	410.97	\$325,666.70
Special Alcohol Program	\$194,959.58			\$194,959.58
Convention & Tourism	\$731,702.42	123,023.18	77,931.12	\$776,794.48
New Equipment Reserve	\$2,607,701.59	310.47	16,594.50	\$2,591,417.56
Grants	\$0.00			\$0.00
Library Employee Benefit	\$10,193.44			\$10,193.44
Golf Course Improvement	\$41,965.39	0.00	(1,870.00)	\$43,835.39
Park Development - Green Space	\$5,026.93			\$5,026.93
Sports Complex	\$1,919,957.19	214,082.00	5,950.00	\$2,128,089.19
Stormwater Management	\$374,864.53	0.00	(47,213.63)	\$422,078.16
Capital Projects	\$2,464,488.53	0.00	125,174.36	\$2,339,314.17
Airport Improvement	\$944,088.70	6,365.00	7,071.91	\$943,381.79
Bond & Interest	\$782,899.00			\$782,899.00
TDD Sales Tax	\$19,395.81	13,250.04	20,095.81	\$12,550.04
Home Depot Econ Dev Bds	\$169,858.78	8,833.00	0.00	\$178,691.78
Home Depot Econ Dev Bds (Cash Restr.)	\$24,608.90			\$24,608.90
48th/Roth Ave. - CID	\$0.00			\$0.00
				\$0.00
Restricted Cash - 2009 A Bonds	\$65,352.00			\$65,352.00
Sales Tax (Cash Reserve)	\$22,453,427.42	280.00	21,438.11	\$22,432,269.31
Water & Sewer	\$6,629,891.77	858,028.54	419,670.83	\$7,068,249.48
Water & Sewer (Bond & Interest Reserve)	\$102,030.92			\$102,030.92
Water & Sewer (Bond Reserve Account)	\$118,334.00			\$118,334.00
Water & Sewer (Capital Reserve)	\$1,415,907.82	0.00	41,695.30	\$1,374,212.52
Water & Sewer(Reserve 2009A)	\$459,611.08	0.00	(24,962.92)	\$484,574.00
Solid Waste Fund	\$604,587.50	5,462.67	(22,937.85)	\$632,988.02
Solid Waste Reserve	\$501,676.22			\$501,676.22
Fire Insurance Trust	\$0.00			\$0.00

FUND	BALANCE 4/1/2013	RECEIPTS	DISBURSEMENTS	BALANCE 4/30/2013
	\$0.00			\$0.00
Municipal Court Agency Fund	\$135,418.02	0.00	(4,089.50)	\$139,507.52
	<u>\$53,530,071.69</u>	<u>\$2,072,704.18</u>	<u>\$1,570,003.45</u>	<u>\$54,032,772.42</u>

City of Hays Revenues

Month of April

	<u>Budgeted</u> 2013	<u>Collections</u> Current Mo.	<u>Collections</u> To Date	<u>Balance</u>
General				
<u>CULTURE & RECREATION REVENUES</u>				
Total Revenues	\$431,153.00	\$42,591.52	\$225,559.86	(\$205,593.14)
<u>GENERAL GOVERNMENT REVENUES</u>				
Total Revenues	\$11,262,885.00	\$620,791.46	\$2,958,231.80	(\$8,304,653.20)
<u>PUBLIC SAFETY REVENUES</u>				
Total Revenues	\$533,000.00	\$59,997.50	\$234,352.70	(\$298,647.30)
<u>PUBLIC WORKS REVENUES</u>				
Total Revenues	\$10,300.00	\$925.00	\$4,125.00	(\$6,175.00)
Library				
<u>LIBRARY FUND REVENUES</u>				
Total Revenues	\$1,190,401.00	\$0.00	\$691,454.41	(\$498,946.59)
Airport				
<u>AIRPORT FUND REVENUES</u>				
Total Revenues	\$343,161.00	\$14,833.21	\$157,691.92	(\$185,469.08)
Employee Benefit				
<u>EMPLOYEE BENEFIT REVENUES</u>				
Total Revenues	\$3,449,819.00	\$232.85	\$1,425,130.90	(\$2,024,688.10)
Special Highway				
<u>SPECIAL HIGHWAY REVENUES</u>				
Total Revenues	\$578,560.00	\$132,814.70	\$273,336.99	(\$305,223.01)
Special Park & Rec				
<u>SPECIAL PRK & REC REVENUES</u>				
Total Revenues	\$126,153.00	\$0.00	\$35,335.07	(\$90,817.93)
Special Alcohol Fund				
<u>SPECIAL ALCOHOL FUND REVENUES</u>				
Total Revenues	\$126,153.00	\$0.00	\$34,235.07	(\$91,917.93)
Convention & Visitors Bureau				
<u>CONVENTION & VISITOR'S REVENUE</u>				
Total Revenues	\$762,000.00	\$123,023.18	\$358,153.73	(\$403,846.27)
Library Employee Benefit				
<u>LIBRARY EMP. BENEFIT REVENUES</u>				
Total Revenues	\$173,425.00	\$0.00	\$100,419.96	(\$73,005.04)
Risk Management				
<u>RISK MANAGEMENT REVENUES</u>				
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
Golf Course Improvement				
<u>GOLF COURSE IMPR. FUND REVENUE</u>				
Total Revenues	\$0.00	\$1,870.00	\$15,980.00	\$15,980.00
Park Development				
<u>PARK DEVELOPMENT FUND-REVENUE</u>				
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
Sports Complex				
<u>SPORTS COMPLEX-REVENUES</u>				
Total Revenues	\$0.00	\$214,082.00	\$995,790.00	\$995,790.00
<u>STORMWATER MANAGEMENT REVENUES</u>				
Total Revenues	\$772,500.00	\$58,272.55	\$249,558.86	(\$522,941.14)
Bond & Interest				
<u>BOND & INTEREST REVENUES</u>				
Total Revenues	\$1,244,693.00	\$0.00	\$720,920.99	(\$523,772.01)

	<u>Budgeted</u> <u>2013</u>	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>To Date</u>	<u>Balance</u>
TDD Sales Tax				
<u>TDD SLS TAX REVENUES</u>				
Total Revenues	(\$56,562.92)	\$13,250.04	\$66,393.36	\$122,956.28
Home Depot Economic Dev Bonds				
<u>HDEPOT-ECON DEV BND-REVENUES</u>				
Total Revenues	\$222,925.00	\$8,833.00	\$79,841.76	(\$143,083.24)
48th/Roth Ave. - CID				
<u>48TH/ROTH AVE CID-REVENUES</u>				
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
Water & Sewer				
<u>WATER & SEWER FUND REVENUES</u>				
Total Revenues	\$8,685,252.00	\$584,477.31	\$2,580,934.78	(\$6,104,317.22)
Solid Waste				
<u>SOLID WASTE FUND REVENUES</u>				
Total Revenues	\$1,268,900.00	\$110,424.06	\$434,738.41	(\$834,161.59)
Fire Insurance Trust				
<u>FIRE INS TRUST REVENUES</u>				
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
 Grand Totals	 <u>\$31,124,717.08</u>	 <u>\$1,986,418.38</u>	 <u>\$11,642,185.57</u>	 <u>(\$19,482,531.51)</u>

City of Hays Expenditures

Month of April

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>
General				
<u>BALLFIELD MAINTENANCE</u>				
Total Expenditures	\$60,500.00	\$1,262.21	\$11,537.61	\$48,962.39
<u>BICKLE-SCHMIDT SPORTS COMPLEX</u>				
Total Expenditures	\$257,093.00	\$14,659.03	\$44,502.12	\$212,590.88
<u>BUILDINGS & GROUNDS</u>				
Total Expenditures	\$531,260.00	\$12,376.03	\$154,841.15	\$376,418.85
<u>CEMETERIES</u>				
Total Expenditures	\$18,000.00	\$725.51	\$2,577.04	\$15,422.96
<u>CITY ATTORNEY</u>				
Total Expenditures	\$101,000.00	\$10,118.75	\$32,881.25	\$68,118.75
<u>CITY COMMISSION</u>				
Total Expenditures	\$2,786,813.00	\$1,623.50	\$6,885.75	\$2,779,927.25
<u>CITY MANAGER</u>				
Total Expenditures	\$454,097.00	\$37,662.51	\$140,344.49	\$313,752.51
<u>DISPATCH</u>				
Total Expenditures	\$552,452.00	\$36,839.81	\$160,125.13	\$392,326.87
<u>ECONOMIC DEVELOPMENT</u>				
Total Expenditures	\$256,205.00	\$528.04	\$142,183.04	\$114,021.96
<u>FINANCE/CITY CLERK</u>				
Total Expenditures	\$403,146.00	\$25,851.57	\$113,081.02	\$290,064.98
<u>FIRE DEPARTMENT</u>				
Total Expenditures	\$1,387,544.00	\$92,722.90	\$422,477.11	\$965,066.89
<u>FLEET MAINTENANCE</u>				
Total Expenditures	\$884,650.00	\$60,710.25	\$237,212.85	\$647,437.15
<u>GOLF COURSE</u>				
Total Expenditures	\$350,878.00	\$43,018.05	\$121,910.06	\$228,967.94
<u>HUMAN RESOURCES</u>				
Total Expenditures	\$223,417.00	\$15,881.00	\$65,665.19	\$157,751.81
<u>INFORMATION TECHNOLOGY</u>				
Total Expenditures	\$520,851.00	\$34,540.40	\$180,088.94	\$340,762.06
<u>INTERGOVERNMENTAL ACCOUNT</u>				
Total Expenditures	\$360,850.00	\$9,455.05	\$48,349.35	\$312,500.65
<u>MUNICIPAL COURT</u>				
Total Expenditures	\$151,626.00	\$10,421.17	\$46,875.43	\$104,750.57
<u>P.W.-GENERAL ADMINISTRATION</u>				
Total Expenditures	\$349,867.00	\$24,444.51	\$94,885.82	\$254,981.18
<u>PARKS & PLAYGROUNDS</u>				
Total Expenditures	\$842,410.00	\$70,211.95	\$270,826.15	\$571,583.85
<u>PLANNING INSPECTION ENFORCEMENT</u>				
Total Expenditures	\$314,238.00	\$19,332.58	\$81,635.34	\$232,602.66
<u>POLICE DEPARTMENT</u>				
Total Expenditures	\$2,098,965.00	\$146,540.48	\$658,885.25	\$1,440,079.75
<u>PUBLIC WORKS-SERVICE DIVISION</u>				
Total Expenditures	\$868,197.00	\$45,698.96	\$260,596.54	\$607,600.46
<u>QUALITY OF LIFE</u>				
Total Expenditures	\$38,747.00	\$0.00	\$38,747.00	\$0.00
<u>SOCIAL SERVICES</u>				
Total Expenditures	\$164,000.00	\$0.00	\$82,000.00	\$82,000.00
<u>SWIMMING POOL</u>				
Total Expenditures	\$137,900.00	\$5,099.98	\$14,235.63	\$123,664.37
Library				
<u>LIBRARY FUND EXPENDITURES</u>				
Total Expenditures	\$1,210,787.00	\$0.00	\$670,810.21	\$539,976.79
Airport				
<u>AIRPORT FUND EXPENDITURES</u>				
Total Expenditures	\$507,086.00	(\$24,973.45)	\$70,076.98	\$437,009.02

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>To Date</u>	<u>Balance</u>
Employee Benefit				
<u>EMPLOYEE BENEFIT EXPENDITURES</u>				
Total Expenditures	\$3,998,165.00	\$251,370.86	\$1,347,210.67	\$2,650,954.33
Special Highway				
<u>SPECIAL HIGHWAY EXPENDITURES</u>				
Total Expenditures	\$1,085,329.00	\$14,216.48	\$368,290.62	\$717,038.38
Special Park & Rec				
<u>SPECIAL PRK & REC EXPENDITURES</u>				
Total Expenditures	\$382,099.00	\$410.97	\$16,630.15	\$365,468.85
Special Alcohol Fund				
<u>SPECIAL ALCOHOL FUND EXPENDITURE</u>				
Total Expenditures	\$299,538.00	\$0.00	\$30,000.00	\$269,538.00
Convention & Visitors Bureau				
<u>CVB EXPENDITURES</u>				
Total Expenditures	\$1,310,497.00	\$77,931.12	\$216,397.71	\$1,094,099.29
Library Employee Benefit				
<u>LIBRARY EMP. BENEFIT EXPENDITURE</u>				
Total Expenditures	\$175,746.00	\$0.00	\$97,532.30	\$78,213.70
Risk Management				
<u>RISK MGT. FUND EXPENDITURES</u>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
Golf Course Improvement				
<u>GOLF COURSE IMPR. EXPENDITURES</u>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
Park Development				
<u>PARK DEVELOPMENT EXPENDITURES</u>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
Sports Complex				
<u>SPORTS COMPLEX-EXPENDITURES</u>				
Total Expenditures	\$0.00	\$5,950.00	\$5,950.00	(\$5,950.00)
<u>STORMWATER MANAGEMENT EXPENDITURE</u>				
Total Expenditures	\$944,974.00	(\$653.99)	\$15,324.20	\$929,649.80
Bond & Interest				
<u>BOND & INTEREST EXPENDITURES</u>				
Total Expenditures	\$1,487,873.00	\$0.00	\$236,301.68	\$1,251,571.32
TDD Sales Tax				
<u>TDD SLS TAX EXPENDITURES</u>				
Total Expenditures	\$0.00	\$20,095.81	\$74,691.57	(\$74,691.57)
Home Depot Economic Dev Bonds				
<u>H DEPOT ECON DEV BND-EXPENDITURE</u>				
Total Expenditures	\$212,618.00	\$0.00	\$51,308.76	\$161,309.24
48th/Roth Ave. - CID				
<u>48TH/ ROTH AVE CID-EXPENDITURE</u>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
Water & Sewer				
<u>DEBT SERVICE</u>				
Total Expenditures	\$823,949.00	\$58,245.66	\$233,702.57	\$590,246.43
<u>DEBT SERVICE - SALES TAX</u>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
<u>UTILITIES DEPT./WATER CONSERV.</u>				
Total Expenditures	\$87,565.00	\$11,125.99	\$17,198.25	\$70,366.75
<u>W/S NON-OPERATING EXPENDITURES</u>				
Total Expenditures	\$6,472,280.00	\$62,125.97	\$153,221.23	\$6,319,058.77
<u>WASTEWATER TREATMENT & COLL.</u>				
Total Expenditures	\$1,103,900.00	\$53,483.82	\$287,160.26	\$816,739.74
<u>WATER PRODUCTION & DIST.</u>				
Total Expenditures	\$1,647,476.00	\$83,117.37	\$429,654.21	\$1,217,821.79
Solid Waste				
<u>SOLID WASTE FUND EXPENDITURE</u>				
Total Expenditures	\$1,477,452.00	\$82,023.54	\$234,029.62	\$1,243,422.38

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>To Date</u>	<u>Balance</u>
Fire Insurance Trust				
<u>FIRE INS TRUST EXPENDITURES</u>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
Grand Totals	<u>\$37,342,040.00</u>	<u>\$1,414,194.39</u>	<u>\$7,988,840.25</u>	<u>\$29,353,199.75</u>

GENERAL FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	5,030,815.98
Petty Cash	1,000.00
Cash Drawer	1,500.00
Reserve-Budget Stabilization	3,221,180.75
Accts. Receivable-Police Court	0.00
Accts. Receivable-Misc. Sources	0.00

TOTAL ASSETS

8,254,496.73

LIABILITIES

Accounts Payable	0.00
Accrued Payroll	123,865.28
Accrued Vacation/PTO	431,708.57
Accrued Sick Leave	34,918.50
Accrued Comp Time	
W/H -Payable	
State W/H Payable	
FICA/Med Payable	
KPERS-Payable	
Prior Year Encumbrance	0.00
Lease Purchase Agreements	0.00

TOTAL LIABILITIES

590,492.35

FUND BALANCE

Revenues	3,419,009.36
Expenditures	-3,125,049.06
Fund Balance Reserved for Enc	37,289.88
Fund Balance Unreserved	4,111,573.45
Bdgt Stabilization Reserved Fund Bl	3,221,180.75

TOTAL FUND BALANCE

7,664,004.38

**TOTAL LIABILITIES
& FUND BALANCE**

8,254,496.73

LIBRARY FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

86,355.65

TOTAL ASSETS

86,355.65

FUND BALANCE

Revenues

691,454.41

Expenditures

-670,810.21

Fund Balance Unreserved

65,711.45

TOTAL FUND BALANCE

86,355.65

AIRPORT FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	238,821.82
Accts. Receivable-	
Accts. Receivable-Misc. Sources	
TOTAL ASSETS	<u>238,821.82</u>

LIABILITIES

Accounts Payable	
Accrued Payroll	1,410.15
Accrued Vacation/PTO	4,353.45
Accrued Sick Leave Payout	
Prior Year Encumbrance	0.00
TOTAL LIABILITIES	<u>5,763.60</u>

FUND BALANCE

Revenues	157,741.92
Expenditures	-53,624.58
Fund Balance Reserved for Enc	0.00
Fund Balance Unreserved	128,940.88
TOTAL FUND BALANCE	<u>233,058.22</u>

TOTAL LIABILITIES & FUND BALANCE	<u><u>238,821.82</u></u>
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PUBLIC SAFETY EQUIPMENT FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

241,928.71

TOTAL ASSETS

241,928.71

LIABILITIES:

Accounts Payable

0.00

TOTAL LIABILITIES

0.00

FUND BALANCE

Revenues

243,510.97

Expenditures

-83,652.01

Fund Balance Reserved for Enc

12,883.53

Fund Balance Unreserved

69,186.22

TOTAL FUND BALANCE

241,928.71

EMPLOYEE BENEFIT FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash		1,119,432.97
Accts. Receivable-Misc. Sources		0.00
	TOTAL ASSETS	<u>1,119,432.97</u>

LIABILITIES

Accounts Payable		99,397.70
	TOTAL LIABILITIES	<u>99,397.70</u>

FUND BALANCE

Revenues		1,425,130.90
Expenditures		-1,278,234.53
Fund Balance Reserved for Enc		
Fund Balance Unreserved		873,138.90
	TOTAL FUND BALANCE	<u>1,020,035.27</u>

	TOTAL LIABILITIES & FUND BALANCE	<u><u>1,119,432.97</u></u>
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SPECIAL HIGHWAY FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	393,035.44
Grants Receivable	0.00
TOTAL ASSETS	<u>393,035.44</u>

LIABILITIES

Accounts Payable	0.00
Due To Other Funds	0.00
Prior Year Encumbrance	0.00
TOTAL LIABILITIES	<u>0.00</u>

FUND BALANCE

Revenues	273,336.99
Expenditures	-368,290.62
Fund Balance Reserved for Enc	21,098.98
Fund Balance Unreserved	466,890.09
TOTAL FUND BALANCE	<u>393,035.44</u>

TOTAL LIABILITIES & FUND BALANCE	<u><u>393,035.44</u></u>
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SPECIAL PARK & RECREATION FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

325,666.70

TOTAL ASSETS

325,666.70

LIABILITIES

Accounts Payable

0.00

TOTAL LIABILITIES

0.00

FUND BALANCE

Revenues

35,335.07

Expenditures

-16,030.15

Fund Balance Reserved for Enc

4,653.79

Fund Balance Unreserved

301,707.99

TOTAL FUND BALANCE

325,666.70

TOTAL LIABILITIES

& FUND BALANCE

325,666.70

SPECIAL ALCOHOL FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

194,959.58

TOTAL ASSETS

194,959.58

LIABILITIES

Accrued Payroll

Accrued Vacation

Accounts Payable

0.00

TOTAL LIABILITIES

0.00

FUND BALANCE

Revenues

34,235.07

Expenditures

-30,000.00

Fund Balance Unreserved

190,724.51

TOTAL FUND BALANCE

194,959.58

**TOTAL LIABILITIES
& FUND BALANCE**

194,959.58

CONVENTION & VISITOR'S BUREAU FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	776,794.48
Accts. Receivable-Misc. Sources	0.00
TOTAL ASSETS	<u>776,794.48</u>

LIABILITIES

Accounts Payable	0.00
Accrued Payroll	3,753.33
Accrued Vacation/PTO	10,863.96
Accrued Comp Time	0.00
Prior Year Encumbrance	0.00
TOTAL LIABILITIES	<u>14,617.29</u>

FUND BALANCE

Revenues	358,153.73
Expenditures	-197,798.26
Fund Balance Reserved for Enc	0.00
Fund Balance Unreserved	601,821.72
TOTAL FUND BALANCE	<u>762,177.19</u>

TOTAL LIABILITIES & FUND BALANCE	<u><u>776,794.48</u></u>
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NEW EQUIPMENT RESERVE FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

2,591,417.56

TOTAL ASSETS

2,591,417.56

LIABILITIES

Accounts Payable

TOTAL LIABILITIES

0.00

FUND BALANCE

Revenues

735.30

Expenditures

-16,594.50

Fund Balance Reserved for Enc

0.00

Fund Balance Unreserved

2,607,276.76

TOTAL FUND BALANCE

2,591,417.56

**TOTAL LIABILITIES
& FUND BALANCE**

2,591,417.56

GRANTS- MULTI FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash		0.00
Loan Receivable		0.00
	TOTAL ASSETS	0.00

LIABILITIES

Accounts Payable		0.00
	TOTAL LIABILITIES	0.00

FUND BALANCE

Revenues		0.00
Expenditures		0.00
Fund Balance Unreserved		
	TOTAL FUND BALANCE	0.00
	TOTAL LIABILITIES & FUND BALANCE	0.00

LIBRARY EMPLOYEE BENEFIT FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

10,193.44

TOTAL ASSETS

10,193.44

FUND BALANCE

Revenues

100,419.96

Expenditures

-97,532.30

Fund Balance Unreserved

7,305.78

TOTAL FUND BALANCE

7,305.78
10,193.44

GOLF COURSE IMPROVEMENT FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

	43,835.39
TOTAL ASSETS	<u>43,835.39</u>

LIABILITIES

Accounts Payable

	<u>0.00</u>
TOTAL LIABILITIES	0.00

FUND BALANCE

Revenues

15,895.00

Expenditures

0.00

Fund Balance Reserved for Enc

0.00

Fund Balance Unreserved

27,940.39

TOTAL FUND BALANCE	<u>43,835.39</u>
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TOTAL LIABILITIES & FUND BALANCE	<u><u>43,835.39</u></u>
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PARK DEVELOPMENT FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

5,026.93

TOTAL ASSETS

5,026.93

FUND BALANCE

Revenues

Expenditures

Fund Balance Reserved for Enc

Fund Balance Unreserved

0.00

5,026.93

TOTAL FUND BALANCE

5,026.93

SPORTS COMPLEX FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	2,128,089.19
Accts. Receivable-Misc. Sources	0.00
Due From Other Funds	
TOTAL ASSETS	<u>2,128,089.19</u>

LIABILITIES

Accounts Payable	0.00
TOTAL LIABILITIES	<u>0.00</u>

FUND BALANCE

Revenues	995,790.00
Expenditures	-5,950.00
Fund Balance Reserved for Encumbrances	72,606.13
Fund Balance Unreserved	1,065,643.06
TOTAL FUND BALANCE	<u>2,128,089.19</u>

TOTAL LIABILITIES & FUND BALANCE	<u><u>2,128,089.19</u></u>
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STORMWATER MANAGEMENT

4/30/2013

BALANCE SHEET

ASSETS:

Cash	422,078.16
Due From Other Funds	
TOTAL ASSETS	<u>422,078.16</u>

LIABILITIES

Accounts Payable	0.00
Accrued Payroll	1,059.24
TOTAL LIABILITIES	<u>1,059.24</u>

FUND BALANCE

Revenues	249,558.86
Expenditures	-14,095.74
Fund Balance Reserved for Encumbrances	61,113.37
Fund Balance Unreserved	124,442.43
TOTAL FUND BALANCE	<u>421,018.92</u>

TOTAL LIABILITIES & FUND BALANCE	<u><u>422,078.16</u></u>
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CAPITAL PROJECTS FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	2,339,314.17
Accts. Receivable-Misc. Sources	0.00
Due From Other Funds	0.00

TOTAL ASSETS 2,339,314.17

LIABILITIES

Accounts Payable	0.00
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TOTAL LIABILITIES 0.00

FUND BALANCE

Revenues	188,112.00
Expenditures	233,214.49
Fund Balance Reserved for Enc	46,783.83
Fund Balance Unreserved	1,871,203.85

TOTAL FUND BALANCE 2,339,314.17

**TOTAL LIABILITIES
& FUND BALANCE** 2,339,314.17

CAPITAL PROJECTS 2001 FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash		0.00
Due From Other Funds		
	TOTAL ASSETS	0.00

LIABILITIES

Due To Other Funds		0.00
Accounts Payable		0.00
	TOTAL LIABILITIES	0.00

FUND BALANCE

Revenues		
Expenditures		
Fund Balance Unreserved		0.00
	TOTAL FUND BALANCE	0.00

	TOTAL LIABILITIES & FUND BALANCE	0.00
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AIRPORT IMPROVEMENT FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	943,381.79
Accts. Receivable-	0.00
TOTAL ASSETS	<u>943,381.79</u>

LIABILITIES

Accounts Payable	0.00
Due To Other Accounts	0.00
TOTAL LIABILITIES	<u>0.00</u>

FUND BALANCE

Revenues	18,220.37
Expenditures	0.00
Fund Balance Reserved for Enc	7,379,146.10
Fund Balance Unreserved	-6,453,984.68
TOTAL FUND BALANCE	<u>943,381.79</u>

TOTAL LIABILITIES & FUND BALANCE	<u><u>943,381.79</u></u>
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BOND & INTEREST FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	782,899.00
Due From Other Funds	0.00
TOTAL ASSETS	782,899.00

LIABILITIES

Lease Purchase Agreements	0.00
TOTAL LIABILITIES	0.00

FUND BALANCE

Revenues	720,920.99
Expenditures	-236,301.68
Fund Balance Reserved	0.00
Fund Balance Unreserved	298,279.69
TOTAL FUND BALANCE	782,899.00

TOTAL LIABILITIES & FUND BALANCE	782,899.00
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TRANSPORTATION DD SALES TAX FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash		12,550.04
Due From Other Funds		
	TOTAL ASSETS	<u>12,550.04</u>

LIABILITIES

Accounts Payable		0.00
	TOTAL LIABILITIES	<u>0.00</u>

FUND BALANCE

Revenues		66,393.36
Expenditures		-74,691.57
Fund Balance Reserved		24,253.62
Fund Balance Unreserved		-3,405.37
	TOTAL FUND BALANCE	<u>12,550.04</u>

	TOTAL LIABILITIES & FUND BALANCE	<u><u>12,550.04</u></u>
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HOME DEPOT-ECONOMIC DEVELOPMENT BONDS

4/30/2013

BALANCE SHEET

ASSETS:

Cash	178,691.78
Cash-Restricted	24,608.90
TOTAL ASSETS	<u>203,300.68</u>

LIABILITIES

Accounts Payable	0.00
TOTAL LIABILITIES	<u>0.00</u>

FUND BALANCE

Revenues	79,841.76
Expenditures	-51,308.76
Fund Balance Reserved	0.00
Fund Balance Unreserved	174,767.68
TOTAL FUND BALANCE	<u>203,300.68</u>

TOTAL LIABILITIES & FUND BALANCE	<u><u>203,300.68</u></u>
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48th & ROTH AVE.-CID

4/30/2013

BALANCE SHEET

ASSETS:

Cash		0.00
Due From Other Funds		
	TOTAL ASSETS	0.00

LIABILITIES

Accounts Payable		0.00
	TOTAL LIABILITIES	0.00

FUND BALANCE

Revenues		0.00
Expenditures		0.00
Fund Balance Reserved		
Fund Balance Unreserved		0.00
	TOTAL FUND BALANCE	0.00

	TOTAL LIABILITIES & FUND BALANCE	0.00
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WATER & SEWER FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	7,068,249.48
Accts. Receivable-Misc. Sources	
Cash-Water Sales Tax	22,432,269.31
Reserve-Capital Improvement	1,374,212.52
Reserve Bond & Int. Sales Tax	
Reserve Bond & Interest W/S	102,030.92
2003 Bond Reserve W/S	118,334.00
2003 Bond Reserve -Sales Tax	0.00
Consumers Accounts Receivable	322,688.86
Issuance Cost-Sales Tax Fund	
Issuance Costs Water /Sewer	50,671.56
Restricted Cash-2009A Bond	65,352.00
Reserve-W/S Revenue Bond 2009A	484,574.00
Due From Other Funds	0.00
Land	139,109.47
Land-R-9 Ranch	4,262,039.65
Accum Depreciation- R-9 Ranch	-910,998.29
Infrastructure	16,283,528.63
Accum Depreciation-Infrastruct	-8,466,159.91
Buildings	11,782,909.54
Accum Depreciation-Bldgs.	-6,263,324.17
Machinery & Equipment	11,194,327.94
Accum Dep-Machinery/Equipment	-8,724,337.46
Work in Progress-Big Creek	2,082,833.90
Water Sales Tax Expenditures	445,205.41
R-9 Ranch Expenditures	0.00

TOTAL ASSETS

53,843,517.36

LIABILITIES

Accounts Payable	2,496.77
Due To Other Funds	
Accrued Payroll	19,421.91
Accrued Vacation/PTO	79,894.72
Sales Tax	-1,397.95
State Water Fee	5,974.31
Meter Deposit Payable	205,231.00
Refuse Collection	41,124.57
Accrued Int. Payable-Bonds	35,173.72
State Rev. Loan Payment	387,751.46
G O Bond Payable-Serv. Bldg.	0.00
Bonds Payable-W/S Rev. Bonds	0.00
Bonds Payable-Sales Tax Fund	0.00
Accrued Int. Pybl-Revolv Loan	5,686.76
Contributed Capital	3,215,104.63
Reserve for Bad Debts	3,835,000.00
Bonds Payable-W/S 2009 A	0.00
Advance Developer Fee	0.00
Stormwater Fee	75,276.82
Over & Short	10.01
Prior Year Encumbrance	0.00
Monitoring Well Deposit	4,500.00
Overpayment-Water Sales	0.00

TOTAL LIABILITIES

7,911,248.73

FUND BALANCE

Revenues	2,579,075.81
Expenditures	-1,015,826.44
Fund Balance Reserved for Enc	45,239.79
Fund Balance Unreserved	44,478,787.90
Capital Imprv. Reserve Fund Balance	-155,008.43

TOTAL FUND BALANCE

45,932,268.63

TOTAL LIABILITIES

53,843,517.36

SOLID WASTE FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash	632,988.02
Reserve Account	501,676.22
Accts. Receivable-Misc. Sources	0.00
Due From Other Funds	38,427.83
Buildings	289,324.00
Machinery & Equipment	1,602,860.00
Accum Dep-Machinery/Equipment	-855,607.80
TOTAL ASSETS	2,209,668.27

LIABILITIES

Accounts Payable	0.00
Accrued Payroll	6,484.55
Accrued Vacation/PTO	23,032.75
Contributed Capital	115,383.00
Lease Purchase Obligation	270,752.00
TOTAL LIABILITIES	415,652.30

FUND BALANCE

Revenues	434,738.41
Expenditures	-220,709.53
Fund Balance Reserved for Enc	7,804.98
Fund Balance Unreserved	1,159,528.84
Solid Waste Reserve	412,653.27
TOTAL FUND BALANCE	1,794,015.97

TOTAL LIABILITIES & FUND BALANCE	2,209,668.27
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FIRE INSURANCE FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

0.00

TOTAL ASSETS

0.00

FUND BALANCE

Revenues

0.00

Expenditures

Fund Balance Unreserved

0.00

TOTAL FUND BALANCE

0.00

MUNICIPAL COURT AGENCY FUND

4/30/2013

BALANCE SHEET

ASSETS:

Cash

139,507.52

TOTAL ASSETS

139,507.52

LIABILITIES

Accounts Payable

0.00

Due To Other Accounts

41,446.00

Bonds Payable

27,791.00

Over & Short

-0.50

TOTAL LIABILITIES

69,236.50

FUND BALANCE

Revenues

80,136.80

Expenditures

-61,655.80

Fund Balance Unreserved

51,790.02

TOTAL FUND BALANCE

70,271.02

**TOTAL LIABILITIES
& FUND BALANCE**

139,507.52

City of Hays Revenues

Month of April

	<u>Budgeted</u> 2013	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Collections</u> <u>Current YTD</u>
<u>48TH/ROTH AVE CID-REVENUES</u>				
LOCAL SALES TAX	0.00	0.00	0.00	0.00
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00
Total Revenues	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
<u>AIRPORT FUND REVENUES</u>				
16/20 M TRUCK TAX	168.00	0.00	0.00	181.08
AD VALOREM PROPERTY TAX	191,379.00	0.00	0.00	114,702.70
AIRPORT-FUEL SALES	13,500.00	665.36	825.84	2,919.03
BUSINESS LICENSES	5,550.00	550.00	0.00	6,050.00
DELINQUENT TAXES	0.00	0.00	0.00	-4.69
FARMING (LEASES)	16,512.00	10,015.00	0.00	10,015.00
FEDERAL GOVERNMENT AID/GRANT	0.00	0.00	0.00	0.00
LANDING FEES	5,460.00	315.00	415.00	1,102.50
MISCELLANEOUS REVENUE	10,000.00	140.92	1,034.89	2,856.02
MOTOR VEHICLE TAX	17,691.00	0.00	0.00	6,785.15
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00
RECREATIONAL VEHICLE TAX	241.00	0.00	0.00	91.94
RENTALS	82,660.00	3,146.93	3,785.78	12,993.19
Total Revenues	<u>\$343,161.00</u>	<u>\$14,833.21</u>	<u>\$6,061.51</u>	<u>\$157,691.92</u>
<u>BOND & INTEREST REVENUES</u>				
16/20 M TRUCK TAX	820.00	0.00	0.00	656.36
AD VALOREM PROPERTY TAX	725,161.00	0.00	0.00	434,517.95
DELINQUENT TAXES	0.00	0.00	0.00	1,188.52
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00
MOTOR VEHICLE TAX	86,220.00	0.00	0.00	26,129.41
RECEIVED FROM TIF PROCEEDS	0.00	0.00	0.00	0.00
RECREATIONAL VEHICLE TAX	1,173.00	0.00	0.00	348.48
SPECIAL ASSESSMENT TAX	431,319.00	0.00	0.00	258,080.27
TRANSFER FROM CAPITAL PROJECTS	0.00	0.00	0.00	0.00
TRANSFER FROM GENERAL FUND	0.00	0.00	0.00	0.00
TRANSFER FROM SPECIAL HIGHWAY	0.00	0.00	0.00	0.00
TRANSFER FROM WATER/SEWER FUND	0.00	0.00	0.00	0.00
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00
Total Revenues	<u>\$1,244,693.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$720,920.99</u>
<u>CONVENTION & VISITOR'S REVENUE</u>				
MISCELLANEOUS REVENUE	37,000.00	3,287.00	1,350.00	13,397.28
TRANSIENT GUEST TAX	725,000.00	119,736.18	135,994.00	344,756.45
Total Revenues	<u>\$762,000.00</u>	<u>\$123,023.18</u>	<u>\$137,344.00</u>	<u>\$358,153.73</u>
<u>CULTURE & RECREATION REVENUES</u>				
GOLF COURSE REVENUE	305,000.00	42,591.52	35,584.05	191,324.79
LOCAL ALCOHOL LIQUOR TAX	126,153.00	0.00	0.00	34,235.07
Total Revenues	<u>\$431,153.00</u>	<u>\$42,591.52</u>	<u>\$35,584.05</u>	<u>\$225,559.86</u>

	<u>Budgeted</u> 2013	<u>Collections</u> Current Mo.	<u>Collections</u> Current Mo. Previous Year	<u>Collections</u> Current YTD
<u>EMPLOYEE BENEFIT REVENUES</u>				
16/20 M TRUCK TAX	1,749.00	0.00	0.00	2,100.30
AD VALOREM PROPERTY TAX	2,243,446.00	0.00	0.00	1,344,347.23
DELINQUENT TAXES	0.00	0.00	0.00	-54.98
INSURANCE REFUNDS	0.00	0.00	0.00	0.00
INTEREST ON INVESTMENTS	3,000.00	232.85	300.96	480.02
MISCELLANEOUS REVENUE	0.00	0.00	12,495.00	0.00
MOTOR VEHICLE TAX	183,845.00	0.00	0.00	77,206.65
RECREATIONAL VEHICLE TAX	2,500.00	0.00	0.00	1,051.68
TRANSFER FROM AIRPORT	0.00	0.00	0.00	0.00
TRANSFER FROM CVB	77,705.00	0.00	0.00	0.00
TRANSFER FROM GENERAL FUND	271,323.00	0.00	0.00	0.00
TRANSFER FROM RISK MANAGEMENT	0.00	0.00	0.00	0.00
TRANSFER FROM SOLID WASTE FUND	159,376.00	0.00	0.00	0.00
TRANSFER FROM SPECIAL ALCOHOL	24,045.00	0.00	0.00	0.00
TRANSFER FROM SPECIAL HIGHWAY	0.00	0.00	0.00	0.00
TRANSFER FROM SPORTS COMPLEX	18,109.00	0.00	0.00	0.00
TRANSFER FROM STORMWATER MGT	10,702.00	0.00	0.00	0.00
TRANSFER FROM WATER/SEWER FUND	454,019.00	0.00	0.00	0.00
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00
Total Revenues	\$3,449,819.00	\$232.85	\$12,795.96	\$1,425,130.90
<u>FIRE INS TRUST REVENUES</u>				
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
<u>GENERAL GOVERNMENT REVENUES</u>				
16/20 M TRUCK TAX	0.00	0.00	0.00	0.00
AD VALOREM PROPERTY TAX	0.00	0.00	0.00	0.00
BUILDING PERMITS	55,000.00	4,252.72	5,360.46	21,313.74
BUSINESS LICENSES	15,000.00	367.50	725.00	2,495.00
CITY-COUNTY REVENUE SHARING	0.00	0.00	0.00	0.00
CMB & LIQUOR LICENSES	11,250.00	600.00	1,500.00	4,750.00
DELINQUENT TAXES	0.00	0.00	0.00	0.00
FEDERAL GOVERNMENT AID/GRANT	0.00	0.00	0.00	540.98
FRANCHISE FEES	1,430,000.00	92,764.19	96,778.01	451,993.72
INTEREST ON INVESTMENTS	34,425.00	3,133.69	4,938.97	7,836.38
LOCAL AD VALOREM TAX REDUCTION	0.00	0.00	0.00	0.00
LOCAL SALES TAX	7,311,628.00	507,228.40	454,779.63	2,385,116.85
MISCELLANEOUS REVENUE	140,000.00	10,437.56	2,094.67	69,785.01
MOTOR VEHICLE TAX	0.00	0.00	0.00	0.00
OTHER LICENSES	500.00	40.00	60.00	120.00
PET LICENSES	18,000.00	1,302.00	1,018.00	10,038.00
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00
RECREATIONAL VEHICLE TAX	0.00	0.00	0.00	0.00
RENTALS	1,200.00	100.00	100.00	300.00
STATE GOVERNMENT AID/GRANT	0.00	565.40	1,500.00	3,942.12
TRANSFER FROM AIRPORT	0.00	0.00	0.00	0.00
TRANSFER FROM CVB	61,625.00	0.00	0.00	0.00
TRANSFER FROM POOL CONSTRUCTIO	0.00	0.00	0.00	0.00
TRANSFER FROM SOLID WASTE FUND	245,000.00	0.00	0.00	0.00
TRANSFER FROM SPECIAL ALCOHOL	52,854.00	0.00	0.00	0.00
TRANSFER FROM SPECIAL HIGHWAY	0.00	0.00	0.00	0.00
TRANSFER FROM SPORTS COMPLEX	257,093.00	0.00	0.00	0.00
TRANSFER FROM STORMWATER MGT	64,260.00	0.00	113,622.09	0.00
TRANSFER FROM WATER SLS TAX	596,850.00	0.00	0.00	0.00
TRANSFER FROM WATER/SEWER FUND	968,200.00	0.00	0.00	0.00
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00
Total Revenues	\$11,262,885.00	\$620,791.46	\$682,476.83	\$2,958,231.80

	<u>Budgeted</u> <u>2013</u>	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Collections</u> <u>Current YTD</u>
<u>GOLF COURSE IMPR. FUND REVENUE</u>				
GOLF COURSE REVENUE	0.00	1,870.00	1,495.00	15,980.00
MISCELLANEOUS REVENUE	0.00	0.00	335.00	0.00
Total Revenues	\$0.00	\$1,870.00	\$1,830.00	\$15,980.00
<u>H DEPOT-ECON DEV BND-REVENUES</u>				
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00
RECEIVED FROM TIF PROCEEDS	222,925.00	8,833.00	10,093.00	79,841.76
Total Revenues	\$222,925.00	\$8,833.00	\$10,093.00	\$79,841.76
<u>LIBRARY EMP. BENEFIT REVENUES</u>				
16/20 M TRUCK TAX	140.00	0.00	0.00	140.47
AD VALOREM PROPERTY TAX	158,362.00	0.00	0.00	94,878.95
DELINQUENT TAXES	0.00	0.00	0.00	-3.88
MOTOR VEHICLE TAX	14,723.00	0.00	0.00	5,332.41
RECREATIONAL VEHICLE TAX	200.00	0.00	0.00	72.01
Total Revenues	\$173,425.00	\$0.00	\$0.00	\$100,419.96
<u>LIBRARY FUND REVENUES</u>				
16/20 M TRUCK TAX	993.00	0.00	0.00	1,086.50
AD VALOREM PROPERTY TAX	1,083,573.00	0.00	0.00	649,255.97
DELINQUENT TAXES	0.00	0.00	0.00	-26.55
MOTOR VEHICLE TAX	104,415.00	0.00	0.00	40,588.03
RECREATIONAL VEHICLE TAX	1,420.00	0.00	0.00	550.46
Total Revenues	\$1,190,401.00	\$0.00	\$0.00	\$691,454.41
<u>PARK DEVELOPMENT FUND-REVENUE</u>				
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
<u>PUBLIC SAFETY REVENUES</u>				
ANIMAL CONTROL REVENUE	3,000.00	220.00	340.00	660.00
COURT APPOINTED REIMBURSEMENT	0.00	678.50	2,442.50	1,683.50
COURT COSTS	65,000.00	10,876.62	6,908.57	42,988.59
COURT FINES	465,000.00	48,222.38	41,753.43	189,020.61
Total Revenues	\$533,000.00	\$59,997.50	\$51,444.50	\$234,352.70
<u>PUBLIC WORKS REVENUES</u>				
GRAVE OPENING	4,000.00	900.00	700.00	2,350.00
SALE OF CEMETERY LOTS	6,300.00	25.00	75.00	1,775.00
Total Revenues	\$10,300.00	\$925.00	\$775.00	\$4,125.00
<u>RISK MANAGEMENT REVENUES</u>				
INSURANCE REFUNDS	0.00	0.00	0.00	0.00
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00
TRANSFER FROM EMPLOYEE BENEFIT	0.00	0.00	0.00	0.00
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
<u>SOLID WASTE FUND REVENUES</u>				
INTEREST ON INVESTMENTS	2,000.00	77.62	270.87	215.87
MISCELLANEOUS REVENUE	40,000.00	5,253.80	10.00	14,483.30
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00
REFUSE COLLECTION	1,225,000.00	104,961.39	103,626.58	419,865.99
YARD WASTE TAGS	1,900.00	131.25	346.50	173.25
Total Revenues	\$1,268,900.00	\$110,424.06	\$104,253.95	\$434,738.41
<u>SPECIAL ALCOHOL FUND REVENUES</u>				
LOCAL ALCOHOL LIQUOR TAX	126,153.00	0.00	0.00	34,235.07
Total Revenues	\$126,153.00	\$0.00	\$0.00	\$34,235.07

	<u>Budgeted</u> <u>2013</u>	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Collections</u> <u>Current YTD</u>
<u>SPECIAL HIGHWAY REVENUES</u>				
CONNECTING LINK MAINTENANCE	44,760.00	11,036.71	11,128.85	22,287.86
INTEREST ON INVESTMENTS	0.00	0.00	0.00	0.00
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00
STATE GASOLINE TAX	533,800.00	121,777.99	127,993.11	251,049.13
TRANSFER FROM CAPITAL PROJECTS	0.00	0.00	0.00	0.00
Total Revenues	\$578,560.00	\$132,814.70	\$139,121.96	\$273,336.99
<u>SPECIAL PRK & REC REVENUES</u>				
DOG PARK DONATIONS	0.00	0.00	0.00	1,100.00
LOCAL ALCOHOL LIQUOR TAX	126,153.00	0.00	0.00	34,235.07
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00
Total Revenues	\$126,153.00	\$0.00	\$0.00	\$35,335.07
<u>SPORTS COMPLEX-REVENUES</u>				
LOCAL SALES TAX	0.00	212,982.00	208,015.00	978,690.00
MISCELLANEOUS REVENUE	0.00	1,100.00	0.00	17,100.00
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00
Total Revenues	\$0.00	\$214,082.00	\$208,015.00	\$995,790.00
<u>STORMWATER MANAGEMENT REVENUES</u>				
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00
STORMWATER FEE	756,000.00	58,272.55	57,919.56	249,558.86
TRANSFER FROM GENERAL FUND	16,500.00	0.00	0.00	0.00
TRANSFER FROM WATER/SEWER FUND	0.00	0.00	0.00	0.00
Total Revenues	\$772,500.00	\$58,272.55	\$57,919.56	\$249,558.86
<u>TDD SLS TAX REVENUES</u>				
LOCAL SALES TAX	(56,562.92)	13,250.04	15,139.74	66,393.36
Total Revenues	(\$56,562.92)	\$13,250.04	\$15,139.74	\$66,393.36
<u>WATER & SEWER FUND REVENUES</u>				
DEVELOPER CONTRIBUTION	0.00	0.00	0.00	0.00
FEDERAL & STATE GRANTS	0.00	0.00	0.00	0.00
INTEREST ON INVESTMENTS	25,000.00	1,133.19	1,896.08	2,822.11
INTEREST-SALES TAX COLLECTION	50,000.00	3,259.88	6,019.31	7,940.01
LOCAL SALES TAX	2,984,252.00	212,982.00	208,015.00	978,690.00
MISCELLANEOUS REVENUE	10,000.00	1,020.00	830.55	13,218.98
NOTE/BOND PROCEEDS	0.00	0.00	0.00	0.00
PENALTY	25,000.00	1,910.99	1,928.04	8,991.88
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00
R-9 RANCH REVENUE	350,000.00	0.00	0.00	100,000.00
SEWER SERVICE CHARGES	2,214,500.00	169,976.17	189,411.81	655,972.15
STORMWATER FEE	0.00	0.00	0.00	0.00
TAPS-TURN ONS	35,000.00	1,351.13	5,456.82	8,833.82
TRANSFER FROM SOLID WASTE FUND	0.00	0.00	0.00	0.00
TRANSFER FROM SPECIAL HIGHWAY	0.00	0.00	0.00	0.00
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00
WATER SALES	2,626,500.00	187,481.33	219,908.21	765,568.08
WATER SALES-CONSERVATION RATE	365,000.00	5,362.62	26,268.14	38,897.75
Total Revenues	\$8,685,252.00	\$584,477.31	\$659,733.96	\$2,580,934.78
Grand Totals	\$31,124,717.08	\$1,986,418.38	\$2,122,589.02	\$11,642,185.57

City of Hays Expenditures

Month of April

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Current Year</u> <u>Expenses YTD</u>
<u>48TH/ ROTH AVE CID-EXPENDITURE</u>				
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
Total Expenditures	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
<u>AIRPORT FUND EXPENDITURES</u>				
COMMUNICATION	3,200.00	209.87	161.76	544.95
CONTINGENCY	50,000.00	0.00	0.00	7,454.00
ELECTRICITY	32,480.00	517.19	2,445.12	10,454.45
GENERAL SUPPLIES & MATERIALS	36,000.00	3,221.00	6,506.42	21,587.80
GRANT FUNDING	0.00	(43,245.90)	-2.58	-29,309.03
LEGAL PUBLICATIONS & PRINTING	500.00	0.00	0.00	0.00
NATURAL GAS	10,800.00	170.17	774.81	3,763.49
NEIGHBORHOOD REVIT REBATE	1,022.00	0.00	0.00	636.04
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	24,000.00	5,430.95	1,792.71	8,260.95
OVERTIME	2,000.00	94.17	18.29	1,761.33
PROFESSIONAL SERVICES	1,000.00	0.00	0.00	0.00
PROJECTS	0.00	0.00	0.00	0.00
PROMOTIONS	15,000.00	0.00	-872.19	31.55
REPAIRS TO BLDGS & STRUCTURES	24,000.00	257.36	2,547.85	4,885.58
SALARIES	103,165.00	8,004.15	7,454.79	36,879.53
SEASONAL/PART TIME	5,000.00	0.00	0.00	0.00
TAX INCREMENT FINANCING DIST	3,000.00	0.00	0.00	1,423.42
TRANSFER TO AIRPORT IMPROVEMEN	177,154.00	0.00	0.00	0.00
TRANSFER TO BOND & INTEREST	0.00	0.00	0.00	0.00
TRANSFER TO EMPLOYEE BENEFIT	0.00	0.00	0.00	0.00
TRANSFER TO GENERAL FUND	0.00	0.00	0.00	0.00
TRANSFER TO NEW EQUIP. RESERVE	6,540.00	0.00	0.00	0.00
TRANSFERS	0.00	0.00	0.00	0.00
TRAVEL & TRAINING	11,550.00	323.99	-2,802.00	1,517.62
UNIFORMS	675.00	43.60	0.00	185.30
Total Expenditures	<u>\$507,086.00</u>	<u>(\$24,973.45)</u>	<u>\$18,024.98</u>	<u>\$70,076.98</u>
<u>BALLFIELD MAINTENANCE</u>				
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00
CHEMICALS	8,000.00	48.10	1,883.77	1,111.19
COMMUNICATION	700.00	35.99	48.28	107.13
ELECTRICITY	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	2,000.00	63.31	41.72	590.93
GENERAL SUPPLIES & MATERIALS	12,800.00	478.23	1,138.68	1,468.51
NATURAL GAS	0.00	0.00	0.00	0.00
NEW EQUIPMENT	5,800.00	183.92	0.00	4,878.92
OTHER CONTRACTUAL SERVICES	8,100.00	90.42	417.00	1,163.02
PROJECTS	0.00	0.00	0.00	0.00
RENTALS	500.00	0.00	0.00	0.00
REPAIRS TO BLDGS & STRUCTURES	22,400.00	362.24	1,258.63	2,217.91
TRAVEL & TRAINING	200.00	0.00	0.00	0.00
UNIFORMS	0.00	0.00	0.00	0.00
Total Expenditures	<u>\$60,500.00</u>	<u>\$1,262.21</u>	<u>\$4,788.08</u>	<u>\$11,537.61</u>

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Current Year</u> <u>Expenses YTD</u>
<u>BICKLE-SCHMIDT SPORTS COMPLEX</u>				
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00
CHEMICALS	20,000.00	196.45	870.72	356.79
COMMUNICATION	700.00	18.30	18.59	59.48
CONTINGENCY	0.00	0.00	0.00	0.00
ELECTRICITY	40,000.00	3,529.90	3,135.58	15,055.48
EQUIPMENT EXPENSE	4,500.00	240.36	138.61	865.18
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	57.01	0.00	57.01
EQUIPMENT EXPENSE	0.00	181.40	0.00	285.40
EQUIPMENT EXPENSE	0.00	0.00	0.00	135.68
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
FUEL EXPENSE	12,000.00	0.00	0.00	0.00
FUEL EXPENSE	0.00	0.00	0.00	35.60
FUEL EXPENSE	0.00	0.00	0.00	44.84
FUEL EXPENSE	0.00	0.00	83.39	46.02
FUEL EXPENSE	0.00	0.00	119.54	205.91
FUEL EXPENSE	0.00	0.00	0.00	65.50
FUEL EXPENSE	0.00	0.00	0.00	52.06
FUEL EXPENSE	0.00	46.67	0.00	133.32
FUEL EXPENSE	0.00	0.00	0.00	102.79
FUEL EXPENSE	0.00	0.00	0.00	0.00
FUEL EXPENSE	0.00	0.00	0.00	114.65
GENERAL SUPPLIES & MATERIALS	42,400.00	6,771.58	1,203.57	11,999.96
NATURAL GAS	6,000.00	50.01	101.64	256.08
NEW EQUIPMENT	29,200.00	0.00	39,161.23	827.42
OFFICE SUPPLIES	200.00	0.00	18.01	17.16
OTHER CONTRACTUAL SERVICES	15,100.00	210.47	69.00	290.77
OVERTIME	2,000.00	167.77	322.90	382.13
PROJECTS	0.00	0.00	0.00	0.00
RENTALS	1,000.00	0.00	18.00	0.00
REPAIRS TO BLDGS & STRUCTURES	8,000.00	187.75	2,046.93	1,821.99
SALARIES	26,368.00	1,988.36	1,840.08	8,947.65
SEASONAL/PART TIME	28,900.00	990.00	1,886.25	2,245.50
TRANSFER TO NEW EQUIP. RESERVE	19,525.00	0.00	0.00	0.00
TRAVEL & TRAINING	400.00	0.00	0.00	0.00
UNIFORMS	800.00	23.00	28.75	97.75
Total Expenditures	<u>\$257,093.00</u>	<u>\$14,659.03</u>	<u>\$51,062.79</u>	<u>\$44,502.12</u>
<u>BOND & INTEREST EXPENDITURES</u>				
BOND PRINCIPAL	880,000.00	0.00	0.00	0.00
CASH BASIS RESERVE	60,000.00	0.00	0.00	0.00
ECONOMIC DEVELOPMENT BONDS	0.00	0.00	0.00	0.00
INTEREST COUPONS	457,000.00	0.00	0.00	228,500.01
INTEREST ON TEMPORARY NOTE	0.00	0.00	0.00	0.00
INTEREST ON TIF	0.00	0.00	0.00	0.00
LEVY STABILIZATION	75,000.00	0.00	0.00	0.00
NEIGHBORHOOD REVIT REBATE	3,873.00	0.00	0.00	2,409.46
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
TAX INCREMENT FINANCING DIST	12,000.00	0.00	0.00	5,392.21
TRANSFER TO RESERVE FOR TIF	0.00	0.00	0.00	0.00
Total Expenditures	<u>\$1,487,873.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$236,301.68</u>

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> Current Mo. Previous Year	<u>Current Year</u> Expenses YTD
<u>BUILDINGS & GROUNDS</u>				
COMMUNICATION	0.00	0.00	0.00	0.00
ELECTRICITY	420,000.00	4,820.23	29,838.86	118,326.41
GENERAL SUPPLIES & MATERIALS	8,000.00	135.44	26.73	500.85
NATURAL GAS	52,000.00	1,990.37	1,409.96	15,511.93
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	25,360.00	1,465.24	1,254.36	6,602.37
PROJECTS	16,400.00	3,964.75	0.00	13,264.72
REPAIRS TO BLDGS & STRUCTURES	9,500.00	0.00	0.00	634.87
Total Expenditures	\$531,260.00	\$12,376.03	\$32,529.91	\$154,841.15
<u>CEMETERIES</u>				
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00
CHEMICALS	3,000.00	288.60	1,699.70	1,582.73
COMMUNICATION	200.00	12.06	12.34	36.94
ELECTRICITY	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	1,700.00	51.23	64.24	299.55
GENERAL SUPPLIES & MATERIALS	4,600.00	373.62	353.57	617.82
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	1,200.00	0.00	0.00	40.00
PROJECTS	0.00	0.00	0.00	0.00
RENTALS	500.00	0.00	0.00	0.00
REPAIRS TO BLDGS & STRUCTURES	6,500.00	0.00	0.00	0.00
TRAVEL & TRAINING	300.00	0.00	0.00	0.00
UNIFORMS	0.00	0.00	0.00	0.00
Total Expenditures	\$18,000.00	\$725.51	\$2,129.85	\$2,577.04
<u>CITY ATTORNEY</u>				
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	1,000.00	0.00	0.00	0.00
PROFESSIONAL SERVICES	100,000.00	10,118.75	19,151.70	32,881.25
Total Expenditures	\$101,000.00	\$10,118.75	\$19,151.70	\$32,881.25
<u>CITY COMMISSION</u>				
COMMUNICATION	0.00	0.00	0.00	0.00
FINANCIAL POLICY PROJ-CAPITAL	2,757,313.00	0.00	0.00	0.00
FINANCIAL POLICY PROJ-CAPITAL	0.00	0.00	0.00	0.00
GENERAL SUPPLIES & MATERIALS	1,500.00	128.79	85.50	335.14
LEGAL PUBLICATIONS & PRINTING	500.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	3,000.00	0.00	0.00	0.00
PROFESSIONAL SERVICES	500.00	0.00	0.00	0.00
PROJECTS	0.00	0.00	0.00	0.00
SALARIES	9,000.00	900.00	750.00	3,150.00
TRAVEL & TRAINING	15,000.00	594.71	5,149.40	3,400.61
Total Expenditures	\$2,786,813.00	\$1,623.50	\$5,984.90	\$6,885.75
<u>CITY MANAGER</u>				
COMMUNICATION	3,500.00	215.94	214.00	930.96
CONTINGENCY	100,000.00	13,239.93	3,387.32	18,491.06
EXPENSE ALLOWANCE-CAR	0.00	461.54	0.00	2,076.93
GENERAL SUPPLIES & MATERIALS	2,000.00	29.99	61.25	366.31
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00
NEW EQUIPMENT	0.00	0.00	0.00	0.00
ORGANIZATION DEVELOPMENT	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	35,000.00	445.42	-183.00	15,610.64
OVERTIME	3,500.00	484.80	65.92	848.40
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00
PROJECTS	0.00	0.00	0.00	0.00
SALARIES	287,097.00	22,057.54	21,119.22	97,520.67
TRAVEL & TRAINING	23,000.00	727.35	2,013.38	4,499.52
Total Expenditures	\$454,097.00	\$37,662.51	\$26,678.09	\$140,344.49

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> Current Mo. Previous Year	<u>Current Year</u> Expenses YTD
<u>CVB EXPENDITURES</u>				
COMMUNICATION	6,000.00	465.78	509.27	1,378.64
CONTINGENCY	553,900.00	0.00	0.00	678.50
ELECTRICITY	8,500.00	0.00	523.49	2,507.48
GENERAL SUPPLIES & MATERIALS	0.00	0.00	0.00	0.00
GRANT FUNDING	0.00	0.00	0.00	0.00
LEGAL PUBLICATIONS & PRINTING	80,000.00	5,354.23	5,087.50	42,356.12
NATURAL GAS	2,000.00	0.00	106.00	608.44
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OFFICE SUPPLIES	5,000.00	213.71	551.71	792.51
OTHER CONTRACTUAL SERVICES	80,000.00	3,921.25	2,969.00	29,436.19
OVERTIME	1,500.00	0.00	0.00	414.91
PROJECTS	29,000.00	(41.97)	0.00	0.00
PROMOTIONS	60,000.00	1,041.50	1,396.20	13,123.17
RENTALS	101,000.00	50,291.01	0.00	50,291.01
REPAIRS TO BLDGS & STRUCTURES	5,000.00	41.97	2,790.00	1,700.45
SALARIES	219,957.00	15,736.71	15,024.76	70,528.09
SEASONAL/PART TIME	10,050.00	348.00	478.50	910.25
TRANSFER TO EMPLOYEE BENEFIT	77,705.00	0.00	0.00	0.00
TRANSFER TO GENERAL FUND	61,625.00	0.00	0.00	0.00
TRANSFER TO NEW EQUIP. RESERVE	2,760.00	0.00	0.00	0.00
TRANSFERS	0.00	0.00	0.00	0.00
TRAVEL & TRAINING	6,500.00	558.93	639.63	1,671.95
Total Expenditures	\$1,310,497.00	\$77,931.12	\$30,076.06	\$216,397.71
<u>DEBT SERVICE</u>				
INT-REVENUE BND PAYMENT 2009A	139,556.00	11,629.58	12,087.92	46,518.34
INTEREST-REVENUE BOND	0.00	0.00	93.33	0.00
PRINCIPAL & INT. REVOLVING LOA	399,393.00	33,282.74	33,282.74	133,850.91
PRINCIPAL PAYMENT-SLS TX BOND	0.00	0.00	0.00	0.00
PWWSD #15	0.00	0.00	0.00	0.00
REV BOND PAYMENT 2009-A	285,000.00	13,333.34	22,916.67	53,333.32
REVENUE BOND PAYMENT	0.00	0.00	2,916.67	0.00
SALES TAX BOND ISSUE-INTEREST	0.00	0.00	0.00	0.00
UNAMORTIZED 1996 BOND IS.COST	0.00	0.00	0.00	0.00
WATER EXPLORATION	0.00	0.00	0.00	0.00
Total Expenditures	\$823,949.00	\$58,245.66	\$71,297.33	\$233,702.57
<u>DEBT SERVICE - SALES TAX</u>				
PRINCIPAL PAYMENT-SLS TX BOND	0.00	0.00	0.00	0.00
PWWSD #15	0.00	0.00	0.00	0.00
SALES TAX BOND ISSUE-INTEREST	0.00	0.00	0.00	0.00
TRANSFER-SALES TAX RESERVE	0.00	0.00	0.00	0.00
UNAMORTIZED 1996 BOND IS.COST	0.00	0.00	0.00	0.00
WATER EXPLORATION	0.00	0.00	0.00	0.00
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
<u>DISPATCH</u>				
COMMUNICATION	5,400.00	17.52	0.00	17.52
CONTINGENCY	5,000.00	156.00	0.00	193.80
LEGAL PUBLICATIONS & PRINTING	2,800.00	0.00	0.00	0.00
OFFICE SUPPLIES	900.00	95.23	0.00	110.39
OTHER CONTRACTUAL SERVICES	3,300.00	133.50	0.00	1,824.04
OVERTIME	34,049.00	1,586.28	0.00	7,363.77
SALARIES	492,008.00	33,171.28	0.00	148,825.61
TRAVEL & TRAINING	5,830.00	1,680.00	0.00	1,790.00
UNIFORMS	3,165.00	0.00	0.00	0.00
Total Expenditures	\$552,452.00	\$36,839.81	\$0.00	\$160,125.13

	<u>Budgeted</u> 2013	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Current Year</u> <u>Expenses YTD</u>
<u>ECONOMIC DEVELOPMENT</u>				
DOWNTOWN DEVELOPMENT CORP.	0.00	0.00	0.00	0.00
JOB BOUNTY	15,000.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	241,205.00	528.04	150.00	142,183.04
Total Expenditures	\$256,205.00	\$528.04	\$150.00	\$142,183.04
<u>EMPLOYEE BENEFIT EXPENDITURES</u>				
CONTINGENCY	300,000.00	0.00	0.00	0.00
EMPLOYEE RETIREMENT	1,007,781.00	67,202.76	60,663.11	320,272.00
HEALTH INSURANCE	1,719,500.00	127,721.76	78,055.13	639,026.45
NEIGHBORHOOD REVIT REBATE	12,047.00	0.00	0.00	7,454.55
OTHER CONTRACTUAL SERVICES	60,181.00	5,224.38	4,221.04	26,030.06
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00
SOCIAL SECURITY	673,924.00	45,751.78	43,561.16	206,250.82
TAX INCREMENT FINANCING DIST	33,625.00	0.00	0.00	16,682.86
TRANSFER TO BOND & INTEREST	0.00	0.00	0.00	0.00
TRANSFER TO RISK MANAGEMENT	0.00	0.00	0.00	0.00
UNEMPLOYMENT COMPENSATION	8,809.00	5,470.18	1,748.17	7,867.93
WORKERS COMPENSATION	182,298.00	0.00	171,495.00	123,626.00
Total Expenditures	\$3,998,165.00	\$251,370.86	\$359,743.61	\$1,347,210.67
<u>FINANCE/CITY CLERK</u>				
COMMUNICATION	1,320.00	89.03	104.49	263.29
CONTINGENCY	5,000.00	0.00	953.00	628.99
GENERAL SUPPLIES & MATERIALS	600.00	0.00	44.67	10.85
INSURANCE & SURETY BONDS	0.00	0.00	0.00	0.00
LEGAL PUBLICATIONS & PRINTING	12,000.00	1,588.70	720.34	2,721.17
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	8,100.00	135.00	49.00	1,827.72
OVERTIME	500.00	106.00	8.70	371.41
PROFESSIONAL SERVICES	40,000.00	0.00	0.00	0.00
PROJECTS	0.00	0.00	20,000.00	0.00
SALARIES	323,776.00	23,586.17	22,569.53	105,647.52
TRAVEL & TRAINING	11,850.00	346.67	527.27	1,610.07
Total Expenditures	\$403,146.00	\$25,851.57	\$44,977.00	\$113,081.02

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> Current Mo. Previous Year	<u>Current Year</u> Expenses YTD
<u>FIRE DEPARTMENT</u>				
COMMUNICATION	6,500.00	451.51	478.09	1,344.35
CONTINGENCY	5,000.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	51,000.00	34.43	0.00	2,154.09
EQUIPMENT EXPENSE	0.00	0.00	0.00	167.25
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	368.19	291.10
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	24.99	117.97	657.23
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	442.52	0.00	442.52
EQUIPMENT EXPENSE	0.00	658.00	0.00	668.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	361.14	69.75	2,281.88
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	69.85
EQUIPMENT EXPENSE	0.00	0.00	260.07	0.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
GENERAL SUPPLIES & MATERIALS	30,600.00	3,124.11	1,562.87	5,882.57
GRANT FUNDING	0.00	0.00	0.00	-75.00
LEGAL PUBLICATIONS & PRINTING	800.00	0.00	136.22	145.16
NEW EQUIPMENT	0.00	0.00	0.00	459.00
OTHER CONTRACTUAL SERVICES	4,800.00	279.65	98.75	1,348.16
OVERTIME	121,160.00	5,378.81	5,994.97	34,354.40
PAID PER CALL	20,000.00	2,134.04	773.53	6,783.43
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00
PROJECTS	0.00	0.00	0.00	0.00
REPAIRS TO BLDGS & STRUCTURES	48,200.00	2,187.04	0.00	6,450.34
SALARIES	1,047,684.00	75,459.70	75,303.34	343,711.96
TRAINING CERTIFICATION	17,300.00	227.43	0.00	227.43
TRAVEL & TRAINING	26,000.00	1,645.98	124.80	11,755.41
UNIFORMS	8,500.00	313.55	85.59	3,357.98
Total Expenditures	\$1,387,544.00	\$92,722.90	\$85,374.14	\$422,477.11
<u>FIRE INS TRUST EXPENDITURES</u>				
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
<u>FLEET MAINTENANCE</u>				
Total Expenditures	\$884,650.00	\$60,710.25	\$64,679.00	\$237,212.85

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> Current Mo. Previous Year	<u>Current Year</u> Expenses YTD
<u>GOLF COURSE</u>				
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00
CHEMICALS	82,800.00	26,394.72	59,577.45	52,463.85
COMMUNICATION	5,800.00	174.43	127.82	507.23
ELECTRICITY	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	2,000.00	4.89	36.26	436.76
GENERAL SUPPLIES & MATERIALS	30,100.00	4,917.51	3,466.08	11,031.21
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00
NATURAL GAS	0.00	0.00	0.00	0.00
NEW EQUIPMENT	3,500.00	0.00	0.00	466.96
OFFICE SUPPLIES	400.00	22.74	3.25	95.38
OTHER CONTRACTUAL SERVICES	33,900.00	2,044.20	1,825.40	8,782.34
OVERTIME	7,000.00	585.39	579.37	990.55
PRO SHOP CR CARD ACTIVITY	0.00	(2,256.57)	-1,831.58	-2,590.83
PROJECTS	0.00	0.00	0.00	0.00
RENTALS	1,500.00	96.00	0.00	96.00
REPAIRS TO BLDGS & STRUCTURES	16,000.00	0.00	2,817.69	4,547.30
SALARIES	121,978.00	8,935.24	9,041.53	40,208.58
SEASONAL/PART TIME	43,400.00	1,857.50	3,918.50	4,590.00
TRAVEL & TRAINING	1,600.00	0.00	0.00	42.73
UNIFORMS	900.00	242.00	350.00	242.00
Total Expenditures	\$350,878.00	\$43,018.05	\$79,911.77	\$121,910.06
<u>GOLF COURSE IMPR. EXPENDITURES</u>				
GENERAL SUPPLIES & MATERIALS	0.00	0.00	8,911.24	0.00
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00
REPAIRS TO BLDGS & STRUCTURES	0.00	0.00	78.55	0.00
Total Expenditures	\$0.00	\$0.00	\$8,989.79	\$0.00
<u>H DEPOT ECON DEV BND-EXPENDITURE</u>				
BOND PRINCIPAL	110,000.00	0.00	0.00	0.00
INTEREST COUPONS	102,618.00	0.00	0.00	51,308.76
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
Total Expenditures	\$212,618.00	\$0.00	\$0.00	\$51,308.76
<u>HUMAN RESOURCES</u>				
COMMUNICATION	1,200.00	65.14	58.47	184.78
LEGAL PUBLICATIONS & PRINTING	9,500.00	417.48	0.00	2,225.01
ORGANIZATION DEVELOPMENT	27,500.00	1,025.53	657.90	7,125.49
OTHER CONTRACTUAL SERVICES	2,500.00	20.00	20.00	895.40
OVERTIME	250.00	0.00	0.00	0.00
PROFESSIONAL SERVICES	44,000.00	1,705.25	2,551.75	6,934.00
PROJECTS	35,000.00	5,019.95	0.00	13,618.61
SALARIES	98,467.00	7,518.15	6,729.91	33,831.69
TRAVEL & TRAINING	5,000.00	109.50	12.34	850.21
Total Expenditures	\$223,417.00	\$15,881.00	\$10,030.37	\$65,665.19
<u>INFORMATION TECHNOLOGY</u>				
COMMUNICATION	3,400.00	264.02	223.80	783.63
EQUIPMENT EXPENSE	9,250.00	86.25	2,045.94	646.13
GENERAL SUPPLIES & MATERIALS	3,500.00	89.92	120.86	620.65
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00
NEW EQUIPMENT	30,480.00	0.00	-24.24	0.00
OFFICE SUPPLIES	14,500.00	929.49	433.05	3,493.03
OTHER CONTRACTUAL SERVICES	168,720.00	12,437.91	7,945.47	82,890.25
OVERTIME	1,200.00	0.00	0.00	322.85
PROJECTS	0.00	0.00	0.00	0.00
SALARIES	274,051.00	20,107.81	19,198.44	90,485.02
TRAVEL & TRAINING	15,750.00	625.00	391.97	847.38
Total Expenditures	\$520,851.00	\$34,540.40	\$30,335.29	\$180,088.94

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> Current Mo. Previous Year	<u>Current Year</u> Expenses YTD
<u>INTERGOVERNMENTAL ACCOUNT</u>				
COMMUNICATION	59,000.00	3,000.00	3,063.03	16,500.00
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00
INSURANCE & SURETY BONDS	270,000.00	5,123.70	5,436.80	20,404.20
OFFICE SUPPLIES	24,500.00	511.48	550.96	8,016.16
OTHER CONTRACTUAL SERVICES	7,350.00	819.87	817.63	3,428.99
Total Expenditures	\$360,850.00	\$9,455.05	\$9,868.42	\$48,349.35
<u>LIBRARY EMP. BENEFIT EXPENDITURE</u>				
NEIGHBORHOOD REVIT REBATE	846.00	0.00	0.00	526.10
OTHER CONTRACTUAL SERVICES	172,400.00	0.00	0.00	95,828.79
TAX INCREMENT FINANCING DIST	2,500.00	0.00	0.00	1,177.41
Total Expenditures	\$175,746.00	\$0.00	\$0.00	\$97,532.30
<u>LIBRARY FUND EXPENDITURES</u>				
NEIGHBORHOOD REVIT REBATE	5,787.00	0.00	0.00	3,600.21
OTHER CONTRACTUAL SERVICES	1,188,000.00	0.00	0.00	659,152.97
TAX INCREMENT FINANCING DIST	17,000.00	0.00	0.00	8,057.03
Total Expenditures	\$1,210,787.00	\$0.00	\$0.00	\$670,810.21
<u>MUNICIPAL COURT</u>				
INSURANCE & SURETY BONDS	0.00	0.00	0.00	0.00
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OFFICE SUPPLIES	1,200.00	0.00	0.00	306.91
OTHER CONTRACTUAL SERVICES	2,500.00	417.47	368.16	1,502.55
OVERTIME	3,000.00	0.00	0.00	116.18
PROFESSIONAL SERVICES	35,000.00	2,048.00	1,920.00	8,184.00
PROJECTS	0.00	0.00	0.00	0.00
SAFE RIDE	0.00	0.00	0.00	0.00
SALARIES	108,926.00	7,955.70	7,937.94	36,765.79
TRAVEL & TRAINING	1,000.00	0.00	10.46	0.00
Total Expenditures	\$151,626.00	\$10,421.17	\$10,236.56	\$46,875.43
<u>P.W.-GENERAL ADMINISTRATION</u>				
COMMUNICATION	3,000.00	271.51	202.34	843.84
CONTINGENCY	5,000.00	0.00	0.00	258.01
GENERAL SUPPLIES & MATERIALS	4,000.00	831.53	137.20	2,011.68
OFFICE SUPPLIES	5,000.00	1,216.33	74.07	1,759.97
OTHER CONTRACTUAL SERVICES	1,300.00	0.00	131.25	956.09
OVERTIME	500.00	0.00	0.00	25.88
PROFESSIONAL SERVICES	20,000.00	2,163.00	0.00	7,549.86
PROJECTS	91,250.00	2,091.06	0.00	3,549.90
SALARIES	211,817.00	16,761.68	14,932.36	75,996.19
TRAVEL & TRAINING	8,000.00	1,109.40	0.00	1,934.40
Total Expenditures	\$349,867.00	\$24,444.51	\$15,477.22	\$94,885.82
<u>PARK DEVELOPMENT EXPENDITURES</u>				
CONTINGENCY	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Current Year</u> <u>Expenses YTD</u>
<u>PARKS & PLAYGROUNDS</u>				
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00
CHEMICALS	18,000.00	3,388.09	12,224.94	11,332.27
COMMUNICATION	2,500.00	189.35	194.08	889.90
CONTINGENCY	5,000.00	136.23	0.00	136.23
ELECTRICITY	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	8,000.00	626.43	330.16	3,397.08
GENERAL SUPPLIES & MATERIALS	45,000.00	4,175.85	6,717.82	23,495.91
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00
NATURAL GAS	0.00	0.00	0.00	0.00
NEW EQUIPMENT	10,400.00	2,420.00	0.00	4,625.95
OFFICE SUPPLIES	800.00	51.34	0.00	62.31
OTHER CONTRACTUAL SERVICES	24,000.00	7,883.69	346.20	9,079.95
OVERTIME	10,000.00	1,246.63	999.73	5,447.80
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00
PROJECTS	0.00	0.00	0.00	0.00
RENTALS	800.00	427.50	0.00	517.50
REPAIRS TO BLDGS & STRUCTURES	14,400.00	1,427.55	1,707.18	4,472.13
SALARIES	595,990.00	43,954.99	42,301.21	198,125.85
SEASONAL/PART TIME	97,920.00	3,279.00	6,890.00	6,664.25
TRAVEL & TRAINING	4,500.00	232.77	308.42	902.81
UNIFORMS	5,100.00	772.53	793.65	1,676.21
Total Expenditures	<u>\$842,410.00</u>	<u>\$70,211.95</u>	<u>\$72,813.39</u>	<u>\$270,826.15</u>
<u>PLANNING INSPECTION ENFORCEMEN</u>				
COMMUNICATION	6,700.00	532.14	187.58	1,099.53
EQUIPMENT EXPENSE	600.00	0.00	0.00	0.00
GENERAL SUPPLIES & MATERIALS	1,500.00	37.65	139.03	133.16
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OFFICE SUPPLIES	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	7,000.00	52.42	897.97	467.03
OVERTIME	10,000.00	338.29	136.53	932.84
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00
PROJECTS	0.00	0.00	226.30	0.00
SALARIES	266,362.00	16,108.49	16,080.87	72,488.13
SEASONAL/PART TIME	11,476.00	1,254.42	906.55	4,541.48
TRAVEL & TRAINING	9,000.00	888.17	1,459.93	1,556.84
UNIFORMS	1,600.00	121.00	182.00	416.33
Total Expenditures	<u>\$314,238.00</u>	<u>\$19,332.58</u>	<u>\$20,216.76</u>	<u>\$81,635.34</u>

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Current Year</u> <u>Expenses YTD</u>
<u>PUBLIC WORKS-SERVICE DIVISION</u>				
COMMUNICATION	2,600.00	24.12	84.97	229.89
ELECTRICITY	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	32,000.00	1,131.97	366.07	8,127.28
GENERAL SUPPLIES & MATERIALS	181,000.00	420.98	2,409.54	29,225.84
GRANT FUNDING	0.00	0.00	0.00	0.00
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00
NATURAL GAS	0.00	0.00	0.00	0.00
NEW EQUIPMENT	14,000.00	0.00	0.00	5,500.00
OFFICE SUPPLIES	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	37,000.00	224.00	105.00	14,334.16
OVERTIME	15,900.00	1,427.35	164.77	12,654.68
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00
PROJECTS	0.00	0.00	0.00	-925.00
RENTALS	2,500.00	40.50	0.00	108.00
REPAIRS TO BLDGS & STRUCTURES	0.00	0.00	0.00	0.00
SALARIES	575,197.00	41,686.57	38,311.62	188,061.30
SEASONAL/PART TIME	0.00	0.00	0.00	0.00
TRANSFERS	0.00	0.00	0.00	0.00
TRAVEL & TRAINING	1,800.00	354.55	0.00	1,264.53
UNIFORMS	6,200.00	388.92	323.02	2,015.86
Total Expenditures	\$868,197.00	\$45,698.96	\$41,764.99	\$260,596.54
<u>QUALITY OF LIFE</u>				
OTHER CONTRACTUAL SERVICES	38,747.00	0.00	0.00	38,747.00
Total Expenditures	\$38,747.00	\$0.00	\$0.00	\$38,747.00
<u>RISK MGT. FUND EXPENDITURES</u>				
CONTINGENCY	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
TRANSFER TO EMPLOYEE BENEFIT	0.00	0.00	0.00	0.00
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
<u>SOCIAL SERVICES</u>				
OTHER CONTRACTUAL SERVICES	164,000.00	0.00	0.00	82,000.00
TRANSFERS	0.00	0.00	0.00	0.00
Total Expenditures	\$164,000.00	\$0.00	\$0.00	\$82,000.00

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Current Year</u> <u>Expenses YTD</u>
<u>SOLID WASTE FUND EXPENDITURE</u>				
COMMUNICATION	1,190.00	80.23	86.74	453.45
CONTINGENCY	50,000.00	27,996.40	0.00	27,996.40
DEBT SERVICES	0.00	0.00	27,996.40	0.00
DEPRECIATION EXPENSE	0.00	0.00	0.00	0.00
ELECTRICITY	3,750.00	267.15	291.75	1,118.25
EQUIPMENT EXPENSE	10,900.00	79.37	14.63	539.72
GENERAL SUPPLIES & MATERIALS	23,240.00	505.03	3,595.17	1,233.00
LEGAL PUBLICATIONS & PRINTING	2,000.00	0.00	127.50	158.32
NATURAL GAS	3,084.00	206.72	237.94	1,465.66
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OFFICE SUPPLIES	550.00	0.00	0.00	34.67
OTHER CONTRACTUAL SERVICES	368,080.00	26,839.51	28,926.56	78,025.89
OVERTIME	5,500.00	360.72	302.06	1,914.24
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00
PROJECTS	5,000.00	0.00	0.00	5,000.00
RENTALS	0.00	0.00	0.00	0.00
REPAIRS TO BLDGS & STRUCTURES	3,600.00	246.60	700.00	701.20
SALARIES	348,633.00	25,237.51	23,495.07	114,488.65
SEASONAL/PART TIME	0.00	0.00	0.00	0.00
TRANSFER TO EMPLOYEE BENEFIT	159,376.00	0.00	0.00	0.00
TRANSFER TO GENERAL FUND	245,000.00	0.00	0.00	0.00
TRANSFER TO RESERVES	242,839.00	0.00	0.00	0.00
TRANSFER TO WATER/SEWER FUND	0.00	0.00	0.00	0.00
TRANSFERS	0.00	0.00	0.00	0.00
TRAVEL & TRAINING	800.00	8.86	246.98	8.86
UNIFORMS	3,500.00	195.44	161.60	891.31
UTILITY-WATER	410.00	0.00	0.00	0.00
Total Expenditures	\$1,477,452.00	\$82,023.54	\$86,182.40	\$234,029.62
<u>SPECIAL ALCOHOL FUND EXPENDITURE</u>				
CONTINGENCY	162,639.00	0.00	480.00	0.00
OTHER CONTRACTUAL SERVICES	60,000.00	0.00	0.00	30,000.00
TRANSFER TO EMPLOYEE BENEFIT	24,045.00	0.00	0.00	0.00
TRANSFER TO GENERAL FUND	52,854.00	0.00	0.00	0.00
TRANSFERS	0.00	0.00	0.00	0.00
Total Expenditures	\$299,538.00	\$0.00	\$480.00	\$30,000.00

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> Current Mo. Previous Year	<u>Current Year</u> Expenses YTD
<u>SPECIAL HIGHWAY EXPENDITURES</u>				
2001 SIDEWALK RAMPS	0.00	0.00	0.00	0.00
BUDGETED CAPITAL PROJECTS	1,035,329.00	0.00	1,775.22	354,074.14
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00
BUDGETED CAPITAL PROJECTS	0.00	14,216.48	0.00	14,216.48
BUDGETED CAPITAL PROJECTS	0.00	0.00	786.35	0.00
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00
CONTINGENCY	50,000.00	0.00	0.00	0.00
CORR MGT - GENERAL HAYS RD.	0.00	0.00	0.00	0.00
CORR MGT-REVERSE ACCESS 48-55	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
TRANSFER TO BOND & INTEREST	0.00	0.00	0.00	0.00
TRANSFER TO EMPLOYEE BENEFIT	0.00	0.00	0.00	0.00
TRANSFER TO GENERAL FUND	0.00	0.00	0.00	0.00
TRANSFER TO WATER/SEWER FUND	0.00	0.00	0.00	0.00
TRANSFERS	0.00	0.00	0.00	0.00
VINE ST.-MILL & OVERLAY--13/27	0.00	0.00	0.00	0.00
Total Expenditures	\$1,085,329.00	\$14,216.48	\$2,561.57	\$368,290.62
<u>SPECIAL PRK & REC EXPENDITURES</u>				
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00
CONTINGENCY	0.00	0.00	0.00	0.00
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
PROJECTS	382,099.00	410.97	2,709.33	16,630.15
TRANSFER TO NEW EQUIP. RESERVE	0.00	0.00	0.00	0.00
Total Expenditures	\$382,099.00	\$410.97	\$2,709.33	\$16,630.15
<u>SPORTS COMPLEX-EXPENDITURES</u>				
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00
PROFESSIONAL SERVICES	0.00	5,950.00	0.00	5,950.00
TRANSFER TO EMPLOYEE BENEFIT	0.00	0.00	0.00	0.00
TRANSFER TO GENERAL FUND	0.00	0.00	0.00	0.00
Total Expenditures	\$0.00	\$5,950.00	\$0.00	\$5,950.00
<u>STORMWATER MANAGEMENT EXPENDIT</u>				
COMMUNICATION	650.00	64.67	53.33	142.54
CONTINGENCY	50,000.00	0.00	0.00	0.00
GENERAL SUPPLIES & MATERIALS	7,400.00	120.36	0.00	723.84
NEW EQUIPMENT	0.00	0.00	0.00	0.00
OFFICE SUPPLIES	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	9,000.00	0.00	0.00	1.32
PROFESSIONAL SERVICES	20,000.00	0.00	0.00	0.00
PROJECTS	746,897.00	3,850.00	116,311.04	3,850.00
SALARIES	31,065.00	(4,689.02)	4,321.68	10,550.30
TRANSFER TO EMPLOYEE BENEFIT	10,702.00	0.00	0.00	0.00
TRANSFER TO GENERAL FUND	64,260.00	0.00	0.00	0.00
TRANSFER TO NEW EQUIP. RESERVE	1,800.00	0.00	0.00	0.00
TRAVEL & TRAINING	3,000.00	0.00	0.00	56.20
UNIFORMS	200.00	0.00	0.00	0.00
Total Expenditures	\$944,974.00	(\$653.99)	\$120,686.05	\$15,324.20

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> Current Mo. Previous Year	<u>Current Year</u> Expenses YTD
<u>SWIMMING POOL</u>				
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00
CHEMICALS	41,500.00	296.70	0.00	6,478.20
ELECTRICITY	0.00	0.00	0.00	0.00
EQUIPMENT EXPENSE	10,000.00	1,759.25	71.86	1,759.25
GENERAL SUPPLIES & MATERIALS	10,900.00	2,739.92	620.50	4,241.17
INSURANCE & SURETY BONDS	0.00	0.00	0.00	0.00
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00
NATURAL GAS	0.00	0.00	0.00	0.00
NEW EQUIPMENT	6,000.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	34,000.00	8.00	204.92	1,297.60
PROJECTS	30,000.00	0.00	0.00	0.00
RENTALS	0.00	0.00	0.00	0.00
REPAIRS TO BLDGS & STRUCTURES	5,500.00	296.11	869.28	459.41
TRAVEL & TRAINING	0.00	0.00	0.00	0.00
Total Expenditures	\$137,900.00	\$5,099.98	\$1,766.56	\$14,235.63
<u>TDD SLS TAX EXPENDITURES</u>				
OTHER CONTRACTUAL SERVICES	0.00	20,095.81	17,636.58	74,691.57
Total Expenditures	\$0.00	\$20,095.81	\$17,636.58	\$74,691.57
<u>UTILITIES DEPT./WATER CONSERV.</u>				
COMMUNICATION	0.00	0.00	0.00	0.00
GENERAL SUPPLIES & MATERIALS	2,500.00	247.95	0.00	247.95
GRANT FUNDING	0.00	0.00	0.00	0.00
LEGAL PUBLICATIONS & PRINTING	2,000.00	0.00	0.00	0.00
NEW EQUIPMENT	5,000.00	0.00	0.00	0.00
OFFICE SUPPLIES	0.00	0.00	0.00	0.00
OTHER CONTRACTUAL SERVICES	5,000.00	0.00	0.00	0.00
OVERTIME	0.00	0.00	0.00	0.00
PROJECTS	40,000.00	1,500.00	0.00	6,400.00
SALARIES	31,065.00	9,378.04	0.00	10,550.30
TRANSFER TO NEW EQUIP. RESERVE	0.00	0.00	0.00	0.00
TRAVEL & TRAINING	2,000.00	0.00	0.00	0.00
Total Expenditures	\$87,565.00	\$11,125.99	\$0.00	\$17,198.25
<u>W/S NON-OPERATING EXPENDITURES</u>				
CAPITAL EXPENDITURES	0.00	0.00	0.00	0.00
CLEAN DRINKING WATER FEE	18,000.00	3,858.54	0.00	8,453.31
CONTINGENCY	50,000.00	64.26	0.00	3,219.23
GRANT FUNDING	0.00	0.00	0.00	0.00
INTEREST ON METER DEPOSITS	5,000.00	35.74	20.36	115.39
OTHER CONTRACTUAL SERVICES	0.00	1,349.78	1,184.38	5,247.07
PROJECTS	0.00	0.00	2,100.00	0.00
R-9 RANCH EXPENDITURES	280,000.00	40,286.05	453.62	97,940.08
TRANSFER TO BOND & INTEREST	0.00	0.00	0.00	0.00
TRANSFER TO CAPITAL IMPROVEMEN	1,152,267.00	0.00	0.00	0.00
TRANSFER TO EMPLOYEE BENEFIT	454,019.00	0.00	0.00	0.00
TRANSFER TO GENERAL FUND	968,200.00	0.00	0.00	0.00
TRANSFER TO NEW EQUIP. RESERVE	60,941.00	0.00	0.00	0.00
TRANSFER TO STORMWATER MGT	0.00	0.00	0.00	0.00
TRANSFER-SALES TAX RESERVE	2,759,000.00	0.00	0.00	0.00
TRNSF TO GEN. FROM WA SLS TX	596,850.00	0.00	0.00	0.00
WATER TAPS, HYDRANTS, METERS	128,003.00	16,531.60	9,621.81	38,246.15
Total Expenditures	\$6,472,280.00	\$62,125.97	\$13,380.17	\$153,221.23

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>Current Mo.</u> <u>Previous Year</u>	<u>Current Year</u> <u>Expenses YTD</u>
<u>WASTEWATER TREATMENT & COLL.</u>				
CHEMICALS	85,000.00	1,929.60	5,361.99	18,543.55
COMMUNICATION	3,000.00	239.80	196.95	617.89
ELECTRICITY	165,900.00	154.70	13,477.65	51,952.46
EQUIPMENT EXPENSE	58,112.00	5,529.91	8,874.95	16,870.44
GENERAL SUPPLIES & MATERIALS	23,381.00	4,658.92	1,884.05	10,797.13
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00
NATURAL GAS	40,925.00	1,579.85	2,564.30	7,683.00
OFFICE SUPPLIES	600.00	29.87	0.00	168.39
OTHER CONTRACTUAL SERVICES	33,000.00	939.70	1,060.80	5,285.68
OVERTIME	15,000.00	1,419.21	1,246.76	8,191.79
PROFESSIONAL SERVICES	28,189.00	544.00	1,124.00	3,150.00
PROJECTS	158,000.00	0.00	12,521.79	7,079.47
REPAIRS TO BLDGS & STRUCTURES	5,150.00	729.92	0.00	3,654.41
SALARIES	453,484.00	34,012.37	32,089.64	147,088.70
SEASONAL/PART TIME	23,957.00	1,096.95	221.08	3,280.55
TRAVEL & TRAINING	6,000.00	410.62	507.86	886.38
UNIFORMS	4,202.00	208.40	222.07	1,910.42
Total Expenditures	<u>\$1,103,900.00</u>	<u>\$53,483.82</u>	<u>\$81,353.89</u>	<u>\$287,160.26</u>
<u>WATER PRODUCTION & DIST.</u>				
CHEMICALS	494,210.00	30,280.78	32,913.38	112,697.30
COMMUNICATION	4,300.00	388.28	419.37	1,610.95
ELECTRICITY	256,800.00	1,248.90	19,365.46	76,924.68
EQUIPMENT EXPENSE	56,140.00	2,397.05	3,536.44	12,215.47
GENERAL SUPPLIES & MATERIALS	42,000.00	1,380.02	1,692.27	5,720.13
INSURANCE & SURETY BONDS	0.00	0.00	0.00	0.00
LEGAL PUBLICATIONS & PRINTING	3,150.00	0.00	0.00	0.00
NATURAL GAS	13,360.00	0.00	1,120.72	5,135.84
OFFICE SUPPLIES	1,100.00	0.00	54.30	25.58
OTHER CONTRACTUAL SERVICES	91,720.00	551.83	14,314.46	2,856.64
OVERTIME	22,000.00	2,603.70	1,858.89	8,384.36
PROFESSIONAL SERVICES	15,540.00	0.00	0.00	3,464.00
PROJECTS	40,000.00	0.00	0.00	369.06
RENTALS	0.00	0.00	0.00	0.00
REPAIRS TO BLDGS & STRUCTURES	4,500.00	130.35	261.70	1,562.15
SALARIES	567,680.00	41,366.85	39,939.34	188,301.60
SEASONAL/PART TIME	23,976.00	1,694.02	1,626.98	7,688.57
TRAVEL & TRAINING	6,000.00	799.11	550.24	839.11
UNIFORMS	5,000.00	276.48	216.08	1,858.77
Total Expenditures	<u>\$1,647,476.00</u>	<u>\$83,117.37</u>	<u>\$117,869.63</u>	<u>\$429,654.21</u>
Grand Totals	<u>\$37,342,040.00</u>	<u>\$1,414,194.39</u>	<u>\$1,728,756.57</u>	<u>\$7,988,840.25</u>

CITY OF HAYS
AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 5

MEETING DATE: 5-23-13

TOPIC:

Mayoral Appointment Recommendations

ACTION REQUESTED:

Receive Mayor Steward's proposed appointments to the Airport Advisory Committee.

NARRATIVE:

The following proposed appointments will be presented for approval at the June 13, 2013 City Commission meeting.

Airport Advisory Committee

Lyle Noordhoek – 3-year term to expire 4-30-16 (5th term)

Gary Wentling – 3-year term to expire 4-30-16 (2nd term)

PERSON/STAFF MEMBER(S) MAKING PRESENTATION:

Mayor Steward

ADMINISTRATION RECOMMENDATION:

N/A

COMMITTEE RECOMMENDATION(S):

N/A

ATTACHMENTS:

Applications Received for this Committee

CITY OF HAYS
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

Email: [Noordhoek@media-net.net](mailto: Noordhoek@media-net.net)

Date: 3/31/2013

Name: Lyle Noordhoek

Address: 2509 Felten

Day Time Phone Number: 785 650 2819

Evening Phone Number: 785 625 3933

Place of Employment: Hays Med Center and Ellis CO Coroner

How long have you been a Resident of Hays: 26 years

Name of Board(s) you are interested in serving on: Airport Board my Term is expiring April 2013

How much time could you devote per month: as required

Are you related to anyone who is currently serving on a Board/Committee?: No

If Yes, Explain:

Briefly describe why you are interested in serving on a Board/Committee for the City of Hays: I have an interest in seeing continued growth of Hays and the airport is a vital part of the city. I have enjoyed sharing my perspectives with the airport management and the city of Hays commissioners. Look forward to continuing the relationship.

Please list any groups or activities that you participate in, or have previously participated in, that demonstrates your involvement in the community: Rotary ,Optimus member and Hays Hurricane Swim Team volunteer and at times coach.

CITY OF HAYS
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

Email: gwentling@bankofhays.com

Date: 4/17/2013

Name: Gary E. Wentling

Address: 2706 walnut

Day Time Phone Number: 785-621-2265

Evening Phone Number: 7856281621

Place of Employment: Bank of Hays

How long have you been a Resident of Hays: It will be 36 years June of this year

Name of Board(s) you are interested in serving on: Airport Advisory committee

How much time could you devote per month: 12 hrs

Are you related to anyone who is currently serving on a Board/Committee?: No

If Yes, Explain:

Briefly describe why you are interested in serving on a Board/Committee for the City of Hays: I'm currently serving my first 3 year term and would like to see some projects completed that was initiated during my present term. I would like to see the airport continue to grow in boardings and expansion of physical plant. I've found it to be very interesting working with the city staff and the members of our committee the past three and feel like I can continue to benefit this committee with my involvement.

Please list any groups or activities that you participate in, or have previously participated in, that demonstrates your involvement in the community: Chamber of Commerce board, Hays municipal golf course advisory board, Ellis county extension council chairman & board member, Hays Medical Center fund drive, KBA consumer credit committee chairman, FHSU Tiger club president, FHSU athletic auction chairman, Optimist club.....more if needed

CITY OF HAYS

AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 6

MEETING DATE: 5-23-13

TOPIC:

Sale and Use of Fireworks in Hays for 2013

ACTION REQUESTED:

Suspend the sale and use of fireworks in Hays for 2013.

NARRATIVE:

At this time, City staff is recommending the Commission suspend the sale and use of fireworks for 2013. If you recall, last year the City Commission authorized the sale and use in May as conditions, while dry, were still conducive to the use of fireworks. Conditions immediately turned extremely hot and dry which led to a public outcry for the banning of fireworks. This led to a last-minute decision to ban the use of fireworks in the city limits which upset many people. To avoid the same for 2013, City staff is recommending the Commission suspend the sale and use of fireworks for 2013. If conditions are later conducive to the sale and use of fireworks, the City Commission could make that decision at its last regular meeting in June. City staff feels vendors will have no problem finding supply if the sale and use is allowed at the last minute.

PERSON/STAFF MEMBER(S) MAKING PRESENTATION:

Toby Dougherty, City Manager
Gary Brown, Fire Chief
Don Scheibler, Chief of Police

ADMINISTRATION RECOMMENDATION:

Staff recommends suspending the sale and use of fireworks in the city limits for 2013.

COMMITTEE RECOMMENDATION(S):

N/A

ATTACHMENTS:

Staff Memos
Ordinance No. 3851

Commission Work Session Agenda

Memo

From: Toby Dougherty, City Manager

Work Session: May 16, 2013

Subject: Sale and Use of Fireworks for 2013

Person(s) Responsible: Toby Dougherty, City Manager

Summary

According to Chapter 32 of the City of Hays Municipal Code, the City Commission will make a final determination as to whether or not to suspend the sale and use of fireworks at its final regular meeting in May. City staff recommends suspending the sale and use of fireworks for 2013. Staff feels fireworks could be allowed at the last minute if conditions are favorable. Doing it this way would cause fewer problems than last year.

Background

In August of 2012, the City Commission amended Chapter 32 of the Code of Ordinances dealing with the sale and use of fireworks. At this time, the sale and use of fireworks is limited to the 2nd, 3rd and 4th of July with the use being between the hours of 10:00 a.m. and 11:00 p.m. each day. The ordinance also gives the Commission the ability to suspend the sale and use of fireworks within the city limits if the weather conditions so require. One provision of the ordinance states that the City Commission will make a preliminary determination as to whether or not to suspend the sale and use of fireworks at its final regular meeting in May.

Discussion

The City of Hays is in the midst of a prolonged drought, though the year-to-date precipitation is normal, and the recent rains welcome. Last year the Commission allowed the sale and use of fireworks as conditions in mid-May were not too severe. Shortly after the sale and use was allowed, the weather turned extremely hot and it stopped raining. The severe conditions led to a last-minute decision to ban fireworks. This upset a lot of residents who expected to shoot off fireworks, as well as the vendors who purchased fireworks.

In an effort to avoid a repeat of last year, staff is recommending the Commission suspend the use and sale of fireworks for 2013. If the commission wanted to make a last minute

decision to allow at the last meeting in June it could still do so. The Police and Fire Chief sat in on a webinar hosted by the Kansas League of Municipalities specifically purposed to discuss fireworks. There were a lot of cities in the same situation as Hays last year, forced to ban the use at the last minute. Because of this, the League is recommending that those cities who are concerned about hot and dry condition on the 4th ban the use now. According the League, if a city chose to allow the sale and use immediately prior to the 4th, the vendors would have no problem obtaining supply.

Legal Consideration

There are no known legal obstacles to proceeding as recommended by City Staff.

Options

Option 1: Suspend the sale and use of fireworks within the city limits for 2013.

Option 2: Allow the sale and use of fireworks within the city limits for 2013.

Recommendation

Staff recommends suspending the sale and use of fireworks in the city limits for 2013.

Action Requested

Suspend the sale and use of fireworks in the city limits for 2013.

Supporting Documentation

Ordinance Approved August 2012 – Sec 32-76, City of Hays Code of Ordinances

Memo from Fire Chief Gary Brown and Police Chief Don Scheibler.

MEMO

To: All Members

From: Don Scheibler, Police Chief
Gary Brown, Fire Chief

Date: May 10, 2013

Re: FIREWORKS RECOMMENDATION 2013
Reference: City Code Section 32-76. Fireworks Sales

Because of the forecast of continuing drought, we recommend that the City Commission not permit the sale and use of consumer fireworks during the Independence Day holiday this year.

In making this recommendation, we suggest that it will be more effective and fair if the fireworks dealers and users be put on notice now. It will be more difficult for everyone involved if the decision to suspend the sale and use of consumer fireworks is made later because the drought conditions continue.

This recommendation is consistent with information presented in a recent League of Kansas Municipalities webinar regarding fireworks regulations. This recommendation may be reconsidered if the city experiences adequate rainfall over the next several weeks. We suggest that citizens will still be able to purchase fireworks if the City Commission changes this decision at a later time.

ORDINANCE NO. 3851

AN ORDINANCE AMENDING CHAPTER 32 OF THE CITY OF HAYS, KANSAS, MUNICIPAL CODE, BY MODIFYING ARTICLE II, DIVISION 3, SECTION 32-76, REGARDING FIREWORKS SALES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HAYS, KANSAS:

Section 1. Chapter 32, Article II, Division 3, Section 32-76 of the City of Hays, Kansas Municipal Code is hereby amended as follows:

CHAPTER 32

FIRE PROTECTION AND PREVENTION

ARTICLE II. FIRE CODES AND STANDARDS

DIVISION 3. HAZARDOUS MATERIALS

Sec. 32-76. FIREWORKS SALES.

(a) The sale and use of common fireworks within the city limits will be permitted, as to type of fireworks, as provided by the laws of the state. The City Commission may suspend the sale and use of common fireworks within the city limits in any given year and will determine whether to suspend the sale and use of fireworks in a particular year at its final regular meeting in May of that year. If the sale and use of common fireworks within the city limits is permitted by the City Commission in a particular year, it shall be limited to sale on July 2, 3 and 4 only. Consumer use of fireworks within the city limits will be limited to July 2, 3 and 4, between the hours of 10:00 a.m. and 11:00 p.m. on each of those days. The intent of the city commission is to coordinate the use of fireworks with Ellis County for uniform enforcement. The City Commission reserves its right to suspend the sale and use of common fireworks within the city limits at any time, if weather conditions so require.

(b) In years when the sale and use of common fireworks within the city limits is permitted, at least one sign, two-foot by three-foot in size, on a contrasting background shall be posted at each entrance to a fireworks stand or sales area that shall read as follows:

THE HAYS CITY CODE ALLOWS FIREWORKS TO BE
DISCHARGED ONLY ON JULY 2, 3 AND 4 BETWEEN
THE HOURS OF 10:00 A.M. AND 11:00 P.M.
PERSONS USING FIREWORKS ARE RESPONSIBLE
FOR CLEANING UP ALL DEBRIS.

THOSE FOUND IN VIOLATION OF THE HAYS CITY CODE
MAY BE FINED UP TO \$500.00 AND 30 DAYS IN JAIL.

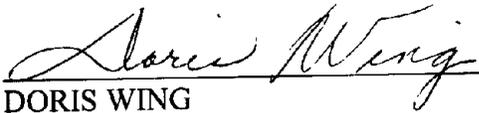
Section 2. The ordinance shall take effect and be in force from and after its passage and publication in the Hays Daily News, the official city newspaper.

PASSED by the Commission on August 23, 2012.



KENT STEWARD
Vice Mayor

ATTEST:



DORIS WING
City Clerk

(SEAL)



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CITY OF HAYS

AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 7

MEETING DATE: 5-23-13

TOPIC:

Bickle-Schmidt Sports Complex Shade Structure

ACTION REQUESTED:

Approve the purchase of a 24'x50 shade structure from Athco in Lenexa, Ks for an amount of \$15,644.00 which is \$11,256.00 under budget. Funding for this project is budgeted in the Bickle-Schmidt Sports Complex Budget.

NARRATIVE:

The City of Hays sent out a Request for Bids for a 24'x50' shade structure for the southwest four-plex at the Bickle-Schmidt Sports Complex. This shade structure will match the existing shade structures that are located in the northeast four-plex and the one by the soccer concession building. The initial construction of the Bickle-Schmidt Sports Complex did not include a shade structure for the southwest four-plex.

PERSON/STAFF MEMBER(S) MAKING PRESENTATION:

Toby Dougherty, City Manager
Jeff Boyle, Director of Parks

ADMINISTRATION RECOMMENDATION:

As Director of Parks, I recommend approval to proceed with the purchase of a 24'x50' shade structure for the southwest four-plex at the Bickle Schmidt Sports Complex from Athco for an amount of \$15,644.00. This amount is \$11,256.00 under budget.

COMMITTEE RECOMMENDATION(S):

N/A

ATTACHMENTS:

Memo from the Director of Parks
Picture

Commission Work Session Agenda

Memo

From: Jeff Boyle, Director of Parks

Work Session: May 16, 2013

Subject: Bickle-Schmidt Sports Complex Shade Structure

Person(s) Responsible: Jeff Boyle, Director of Parks

Summary

The Bickle-Schmidt Sports Complex is in need of a shade structure for the southwest four-plex. The recommended shade structure was not part of the original construction project but has become one of the most requested items for the Bickle-Schmidt Sports Complex. An amount of \$26,900.00 is budgeted in the 2013 Bickle-Schmidt Sports Complex budget for this purpose. The low bid received meets all specification requirements as outlined in the Request for Bid. Approval of this structure will provide the same shade for visitors at the southwest four-plex that is available to visitors at the northeast four-plex and at the soccer concession area. The recommendation from City Staff is to approve the purchase of a 24'x50 shade structure from Athco in Lenexa, Ks for an amount of \$15,644.00 which is \$11,256.00 under budget. Funding for this project is budgeted in the Bickle-Schmidt Sports Complex Budget.

Background

The City of Hays sent out a Request for Bids for a 24'x50' shade structure for the southwest four-plex at the Bickle-Schmidt Sports Complex. This shade structure will match the existing shade structures that are located in the northeast four-plex and the one by the soccer concession building. The initial construction of the Bickle-Schmidt Sports Complex did not include a shade structure for the southwest four-plex.

Discussion

City Staff reviewed the needs of a shade structure for the southwest four-plex at the Bickle-Schmidt Sport Complex that was not part of the original construction project. Once the need was identified a Request for Bids was prepared with the following results:

Athco	\$15,644.00
Efficient Amenities	\$16,660.00
Sterling West	\$18,819.00

ABCreative	\$20,853.00
Recreation Resource	\$21,982.00
Shade Systems	\$22,853.00
Riggs Recreation	No Bid

The shade structure that the low bidder provided meets all specifications outlined in the Request for Bids and is \$11,256.00 below the 2013 budget amount of \$26,900.00.

Legal Consideration

There are no known legal obstacles to proceeding as recommended by staff.

Financial Consideration

An amount of \$26,900.00 is budgeted in the 2013 Bickle-Schmidt Sports Complex budget for the purchase of a shade structure for the southwest four-plex at the Bickle-Schmidt Sports Complex. The low bidder is Athco for an amount of \$15,644.00. This amount is \$11,256.00 below the 2013 budgeted amount.

Options

This agenda item will be presented at the May 16, 2013 City Commission meeting for action. The City Commission has the following options:

Option 1: Deny staff's recommendation to purchase a shade structure for the southwest four-plex at the Bickle-Schmidt Sports Complex.

Option 2: Approve staff's recommendation to purchase the shade structure for an amount of \$15,644.00 which is \$11,256.00 below budget.

Option 3: Direct staff to explore other options.

Recommendation

City Staff recommends approval to proceed with the purchase of a 24'x50' shade structure for the southwest four-plex at the Bickle Schmidt Sports Complex from Athco for an amount of \$15,644.00. This amount is \$11,256.00 under budget.

Action Requested

Approve the purchase of a 24'x50' shade structure for the southwest four-plex at the Bickle-Schmidt Sports Complex from Athco for the amount of \$15,644.00. Funding for this project is budgeted in the Bickle-Schmidt Sports Complex Budget.

Supporting Documentation

- Picture of existing shade structures



CITY OF HAYS

AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 8

MEETING DATE: 5-23-13

TOPIC:

Request for Rezoning (A-L to C-2) – Proposed Luecke Addition

ACTION REQUESTED:

Return the rezoning request back to the Planning Commission for additional consideration of all 8 factors required by the Kansas Supreme Court, including the character of the neighborhood and the zoning and uses of nearby properties and how they relate to the remaining Agricultural zoned property.

NARRATIVE:

The owners of the property located along and south of 41st St. east of Home Depot (Proposed Luecke Addition) have submitted a request to rezone a portion of the property from A-L (Agriculture District) to C-2 (General Commercial and Service District) A public hearing was conducted on April 15, 2013 at the regular meeting of the Planning Commission., and by vote of 7-0, a recommendation was made by the Planning Commission to the City Commission to approve the rezoning as requested. HOWEVER, staff recommends sending this item back to the Planning Commission as allowed per State Statute on the basis that not all 8 factors set forth by the Kansas Supreme Court were properly considered, including the character of the neighborhood and the zoning and uses of nearby properties. The contributing factor in this recommendation is the failure of the developer to rezone the remaining Agriculture tract into a more suitable and compatible use with that of the requested rezoning.

PERSON/STAFF MEMBER(S) MAKING PRESENTATION:

Toby Dougherty, City Manager
I.D. Creech, Director of Public Works

ADMINISTRATION RECOMMENDATION:

Staff recommends sending this item back to the Planning Commission as allowed per State Statute on the basis that not all 8 factors set forth by the Kansas Supreme Court were properly considered, including the character of the neighborhood and the zoning and uses of nearby properties. The contributing factor in this recommendation is the failure of the developer to rezone the remaining Agriculture tract into a more suitable and compatible use with that of the requested rezoning.

COMMITTEE RECOMMENDATION(S):

By a vote of 7-0, the Planning Commission recommends approving this rezoning request from A-L (Agriculture) to C-2 (General Commercial and Service District) as was submitted.

ATTACHMENTS:

Staff Memo
Planning Commission Findings of Fact
Planning Commission Draft Minutes
Ordinance
Map(s)

Commission Work Session Agenda

Memo

From: Jesse Rohr, PIE Superintendent

Work Session: May 16, 2013

Subject: Request for Rezoning (A-L to C-2)
Proposed Leucke Addition

Person(s) Toby Dougherty, City Manager
Responsible: I.D. Creech, Director of Public Works

Summary

The owners of the property located along and south of 41st St. east of Home Depot (Proposed Leucke Addition) have submitted a request to rezone a portion of the property from A-L (Agriculture District) to C-2 (General Commercial and Service District) A public hearing was conducted on April 15, 2013 at the regular meeting of the Planning Commission., and by vote of 7-0, a recommendation was made by the Planning Commission to the City Commission to approve the rezoning as requested. HOWEVER, staff recommends sending this item back to the Planning Commission as allowed per State Statute on the basis that not all 8 factors set forth by the Kansas Supreme Court were properly considered, including the character of the neighborhood and the zoning and uses of nearby properties. The contributing factor in this recommendation is the failure of the developer to rezone the remaining Agriculture tract into a more suitable and compatible use with that of the requested rezoning.

Background

The owner/developer of the proposed Leucke Addition has started the platting process, as well as the rezoning process for the property located along and south of 41st St. east of Home Depot. The intention is to provide for a commercial zoned area as well as a residential zoned area. The residential zoning request has been requested under a separate agenda item. The property is also currently outside of the City limits but the developer does intend to annex the property into the City.

Discussion

The owners of the property located along and south of 41st St. east of Home Depot (Proposed Leucke Addition) have submitted a request to rezone a portion of the property from A-L (Agriculture District) to C-2 (General Commercial and Service District). (See attached map) Zoning of adjacent properties is primarily commercial and agricultural districts. A public hearing was conducted on April 15, 2013 at the regular meeting of the Planning Commission. All property owners within 1000' of the subject property were notified of the public hearing.

Two nearby property owners were present and made comments regarding the rezoning. They were concerned about the type of commercial uses that may be developed and were opposed to such uses as storage units. Draft minutes are attached.

The Planning Commission voted in favor of the request by a vote of 7-0 based on the consideration it meets the character of the neighborhood and the zoning of surrounding properties, both of which are factors required to be considered in any rezoning case per *Golden V. City of Overland Park, 1978*.

Legal Consideration

There are no known legal obstacles to proceeding as recommended by City staff.

Financial Consideration

None identified at this time.

Options

Options include the following:

- Send the request back to the Planning Commission for further consideration with specific basis for further review
- Approve the rezoning request from A-L to C-2 as recommended by the Planning Commission
- Deny the rezoning request from A-L to C-2 (Requires a 2/3 majority vote to overturn the P.C. recommendation)

Recommendation

By a vote of 7-0, the Planning Commission recommends approving this rezoning request from A-L (Agriculture) to C-2 (General Commercial and Service District) as was submitted. HOWEVER, staff recommends sending this item back to the Planning Commission as allowed per State Statute on the basis that not all 8 factors set forth by the Kansas Supreme Court were properly considered, including the character of the neighborhood and the zoning and uses of nearby properties. The contributing factor in this recommendation is the failure of the developer to rezone the remaining Agriculture tract into a more suitable and compatible use with that of the requested rezoning.

Action Requested

Return the rezoning request back to the Planning Commission for additional consideration of all 8 factors required by the Kansas Supreme Court, including the character of the neighborhood and the zoning and uses of nearby properties and how they relate to the remaining Agricultural zoned property.

Supporting Documentation

Map(s)
Planning Commission Findings of Fact
Planning Commission Draft Minutes
Ordinance

PLANNING COMMISSION FINDINGS OF FACT

1. CASE NO.: **13-01Z** FILING FEE PAID: **\$200.00**
 2. DATE FILED: **03-11-2013**
 3. DATE ADVERTISED FOR HEARING: **03-22-2013 and 03-24-2013**
 4. PUBLIC HEARING DATE: **04-15-2013**
 5. APPLICANT'S NAME: **Luecke Properties LLC**
 6. LOCATION OF PROPERTY: **East 41st Street East of Sherman**
 7. DESCRIPTION OF PROPERTY: **Tract proposed to be lot for commercial use in the process to be platted on a tract of land in the NW/4 of Section 27-T13S-R18W, Ellis County, Kansas**
 8. PRESENT USE OF PROPERTY: **Private Hobby Buildings**
 9. PRESENT ZONING: **"A-L"** REQUESTED ZONING: **"C-2"**
-

1. CHARACTER OF THE NEIGHBORHOOD:
DIRECTION

NORTH: **Single Family Residence**

SOUTH: **Agricultural**

EAST: **City Park**

WEST: **Commercial**
2. THE ZONING OF SURROUNDING PROPERTY:
DIRECTION

NORTH: **"A-L"**

SOUTH: **"A-L"**

EAST: **"A-L"**

WEST: **"C-2"**

3. CONSIDERATION OF THE RECOMMENDATIONS OF PERMANENT PROFESSIONAL STAFF:
Area is identified as Urban Reserve in the current adopted Comprehensive Plan; although with commercial land use directly to the west, the property would be well suited for commercial development.
 - A. DEDICATION OR RESERVATION NEEDED FOR:
 1. DRAINAGE: **Provided**
 2. STREETS: **Not Yet platted**
 3. UTILITY EASEMENTS:
 - a. ELECTRICITY: **Not yet platted**
 - b. GAS: **Not yet platted**
 - c. SEWERS: **Not yet platted**
 - d. WATER: **Not yet platted**
 4. SHOULD PLATTING BE REQUIRED: **Not Yet platted**
 - B. TRAFFIC CONDITIONS:
 1. CLASSIFICATION OF STREET ON WHICH PROPERTY FRONTS: **Arterial/Commercial**
 2. RIGHT-OF-WAY WIDTH: **100'**
 3. SIGHT DISTANCE: **OK**
 4. TURNING MOVEMENTS: **OK**
 5. COMMENTS ON TRAFFIC: **Local/Commercial**
4. THE SUITABILITY OF THE SUBJECT PROPERTY FOR THE USES TO WHICH IT HAS BEEN RESTRICTED: **The property is suited for Agricultural ground, however with being located adjacent to an arterial street, this is an area of projected/anticipated commercial growth.**
5. THE EXTENT TO WHICH REMOVAL OF THE RESTRICTIONS WILL DETRIMENTALLY AFFECT NEARBY PROPERTY: **Removal of the agricultural designation should not have a negative affect on the most nearby properties.**
6. THE LENGTH OF TIME THE SUBJECT PROPERTY HAS REMAINED VACANT AS ZONED: **With the exception of agricultural uses, the property has been in it's current state since the adoption of 3-mile zoning regulations – 30 plus years.**
7. THE RELATIVE GAIN TO THE PUBLIC HEALTH, SAFETY, AND WELFARE BY THE DESTRUCTION OF THE VALUE OF THE NEIGHBORING PROPERTY, AS COMPARED TO THE HARDSHIP IMPOSED ON THE INDIVIDUAL LANDOWNER: **Neighboring property values should tend to increase as development takes place and infrastructure is extended. The impact of the rezoning, if approved, should not be destructive to neighboring property and should actually enhance the surrounding area.**

8. THE CONFORMANCE OF THE REQUESTED CHANGE TO THE ADOPTED OR RECOGNIZED MASTER PLAN BEING UTILIZED BY THE CITY: **The property in question has been identified on the adopted Comprehensive Plan as Urban Reserve making it fitting for development once infrastructure is extended to the area.**

The request for the commercial zoning as presented does fit the overall scheme of the adopted Comprehensive Plan.

**DRAFT MINUTES
HAYS AREA PLANNING COMMISSION
CITY HALL IN COMMISSION CHAMBERS
APRIL 15, 2013
MINUTES
6:30 P.M.**

1. CALL TO ORDER: The Hays Area Planning Commission met in regular session Monday, April 15, 2013 at 6:30 p.m. in Commission Chambers at City Hall. Chairman Larry Gould declared that a quorum was present and called the meeting to order.

Present: Larry Gould Lou Caplan Jim Fouts Pam Rein
 Paul Phillips Tom Denning Jake Glover Emery Jennings

Absent: Terry Claycamp

City Staff: John Braun, Assistant Director of Public Works, Jesse Rohr, Superintendent of Planning, Inspection and Enforcement, Nick Willis, Stormwater Superintendent and Administrative Secretary Linda K. Bixenman.

2. MINUTES: There were no additions or corrections to the minutes from the March 18, 2013 meeting that were approved by consensus.

3. CITIZEN COMMENTS: - None.

4. CITY/COUNTY COMMISSION ACTION & PLANNING & DEVELOPMENT ISSUE UPDATES: There were no updates from the City Commission meetings.

5. REZONING CASE # 13-01 - PUBLIC HEARING FOR A REQUEST OF CHANGE OF ZONING CLASSIFICATION FROM "A-L" AGRICULTURE TO "C-2" GENERAL COMMERCIAL & SERVICE DISTRICT ON A TRACT OF LAND IN THE NW/4 OF S27-T13S-R18W OF THE 6TH P.M. - LOCATION IS EAST 41ST ST EAST OF SHERMAN AVE (2.186 ACRES): Jesse Rohr presented the property location of the property requested to be rezoned as listed above on the overhead visual. He explained the first case was a rezoning request for "C-2" General Commercial and Service District and the second case would be a request for rezoning the southern part of property to "R-3" Two-Family Dwelling District.

Jesse Rohr explained that the L-shaped hatched area on the copy of the publication notice reflected the area to be rezoned consisting of 2.186 acres.

Chairman Larry Gould explained that because of the Open Meetings Act by Kansas Law, the first part of the hearing would be the public hearing on this request. After the public hearing, it will be closed for the commission members to discuss the issues relative to this request to make a substantive motion for a recommendation to the City Commission.

Emery Jennings recused himself from the public hearing since he was the representative of the applicant.

Emery Jennings, agent for the owner Luecke Family Trust, presented the application to request the change of zoning as listed above. He used an easel to display the L-shaped property for the rezoning request.

Paul Phillips asked if he was reserving a portion of the property to remain as agriculture. John Braun answered that the adjoining area would remain agriculture where he has his hobby buildings.

Larry Gould asked if there was anyone in the audience opposed to the request.

Leroy L Herrman, nearby property owner, came before the commission stating the importance to keep the land commercial to continue to attract nice commercial development as it has like Home Depot, I-hop and the motels. He was against any change of zoning for residential land use. He was fearful that would prevent nice commercial developments to continue to occur.

Mr. Herrman explained that per the history of commercial development in that area; they struggled a long time to get sewer and water to have everything the way they want to have it. Lewis Chrysler and Goodwill were two of the original commercial properties that were developed in that area. They sure do not want a housing project to move in there.

Darrell Unrein, business owner of 635 E 41st, came before the commission emphasizing the importance to keep the land commercial to attract nice clean commercial development like what is already in that area.

He was opposed to the residential rezoning request because he did not believe residents would want to see commercial businesses next door and he voiced concern people coming and going could increase the inherit risk for theft. He voiced concern that if it is not developed in a similar manner, there would be a decline in market value of properties in that area and it would kill the development that is there now.

He explained the history of how things developed around his property. He expressed gratitude of his location because he has good exposure to his business property. With the good things, there has also been the inherit risk of theft. He has to keep everything locked up.

Larry Gould explained to the audience that this respective case was the request to change from Agriculture to "C-2" General and Commercial and Service District; the next case would be the request for the "R-3" Two-Family Dwelling District. He explained that the commission had to consider all the uses and exceptions for the

"C-2" zoning classification. He pointed out that the potential land uses for agriculture are less restrictive.

Bill Luecke, representing his family that own the property, came before the board to ask his good neighbor Darrell Unrein how a commercial endeavor would impact the nearby businesses in a negative way.

Darrell Unrein stated that all the traffic in that area is business traffic. He asked that the land stay the same type of commercial land uses as is there now to continue to attract more similar commercial businesses as is there now.

Tom Denning noted the L shape of the subject property; he asked about access and width of the long strip and number of acres. Bill Luecke and Jesse Rohr answered that the long strip from east to west is 135 feet wide; there is a 60 foot street right of way to access at 41st Street.

Jim Fouts asked where the infrastructure stops from the west. Jesse Rohr answered that it stops on the west edge of Home Depot.

Jake Glover asked what designation of land use was identified for this area in the comprehensive plan. He also asked city staff if they had any concerns regarding how the new development would impact the new Vineyard Park. Jesse Rohr answered that the park would not be impacted in a negative way. Parks are to be used by people. The area is designated as 'Urban Reserve' in the Comprehensive Plan; it is reserved for development once the infrastructure is in place to sustain the development. Urban reserve includes a whole variety of mixed land uses of commercial and residential.

Larry Gould asked for staff findings of fact.

Jesse Rohr presented the staff findings of fact. The way the land lays with 41st Street (Arterial Street) for access to the north, Interstate 70 near the south border and the City Vineyard Park on the east border with commercial properties nearby lend itself to a commercial zoning classification.

Larry Gould closed the public hearing.

There was a motion by Jim Fouts with a second by Lou Caplan to concur with staff findings of fact.

Vote: Ayes	Larry Gould	Tom Denning	Jake Glover	Paul Phillips
	Jim Fouts	Lou Caplan	Pam Rein	

Recused: Emery Jennings Conflict of Interest

Larry Gould reopened the public hearing as a courtesy to those in the audience that had further comments.

Darrell Unrein acknowledged that Mr. Luecke is a good neighbor. He suggested to Mr. Luecke to make his prime area of land work for him without him having to do any work. There has been interest for properties in that area for commercial developments. There are good real estate agents in town that could match up a buyer without him ever having to put up a sign. He asked him to keep it a nice clean attractive area. With the type of development as being proposed, it would put Mr. Luecke's hobby items of pride and joy at risk of theft.

Jake Glover asked if there was a limit how small of an area could qualify for rezoning. Jesse Rohr answered that there are no state or city regulations that dictate the size of property requested to be rezoned.

Larry Gould closed the public hearing and asked for a substantial motion.

There was a motion by Jake Glover with a second by Lou Caplan to recommend to the City Commission to approve the request of the change of zoning classification from "A-L" Agriculture to "C-2" General Commercial and Service District on a tract of land in the NW/4 of S27-T13S-R18W (See Legal) 2.186 acres based on the consideration it meets the character of the neighborhood and the zoning of surrounding properties and the recommendation of Professional Staff.

Vote: Ayes	Larry Gould	Tom Denning	Jake Glover	Paul Phillips
	Jim Fouts	Lou Caplan	Pam Rein	

Recused: Emery Jennings Conflict of Interest

Jesse Rohr explained to the audience that this was a recommendation that will go before the City Commission for formal action if anyone would like to attend the City Commission meeting for that agenda item.

6. REZONING CASE # 13-02 - PUBLIC HEARING FOR A REQUEST OF CHANGE OF ZONING CLASSIFICATION FROM "A-L" AGRICULTURE TO "R-3" TWO-FAMILY DWELLING DISTRICT ON A TRACT OF LAND IN THE NW/4 OF S27-T13S-R18W OF THE 6TH P.M. - LOCATION IS EAST 41ST STREET EAST OF SHERMAN AVE (11.767 ACRES):

Jesse Rohr presented the property location and proposed plat of the property requested to be rezoned as listed above on the overhead visual. He explained that the hatched area on the copy of the publication notice reflected the area to be rezoned consisting of 11.767 acres.

Chairman Larry Gould explained that because of the Open Meetings Act by Kansas Law, the first part of the hearing would be the public hearing on this request. After the public hearing, it will be closed for the commission members to discuss the issues relative to this request to make a substantive motion for a recommendation to the City Commission.

Emery Jennings recused himself from the public hearing since he was the agent for the applicant.

Emery Jennings, agent for the owner Luecke Family Trust, presented the application to request the change of zoning as listed above. He displayed the proposed residential development on an easel.

Larry Gould asked if there were any comments from the Planning Commission.

Tom Denning asked about the entrance/exit reflected on east side. Emery Jennings answered that it would be an alley.

Larry Gould asked if there was anyone in opposition to the rezoning.

Darrell Unrein, business owner of 635 E 41st, came before the commission to state that he was against any change of zoning to residential land use. He also emphasized the importance to leave the land to attract nice clean commercial development so it can continue the same type of commercial development already in that area. He continued to say that his comments from the first case are the same for this case all the way. There is a better spot for residential; not this spot.

He asked everyone to rethink the land use for this property so it would remain attractive to bring more businesses to Hays similar to the ones already there.

He commented that the pedestrian traffic in the city park is people and their pets out to litter.

Larry Gould asked if there was anyone in favor of the rezoning. There was no response.

Larry Gould asked for Staff Findings of Fact.

Jesse Rohr presented the staff findings of fact. He stated that over the last three months, staff had looked at different proposals from this request that calls for opening up residential where there has never been residential. There were many staff meetings as well as meeting with City Management. Upon review of the comprehensive plan, and adjacent properties, staff recommends this property would be fitting to be rezoned to "R-3" Two-Family Dwelling District.

Jesse Rohr explained that they understand those property owners voicing their concern; it is a unique piece of land. The proposed development plans for homes or duplexes in the \$160,000.00 range.

Larry Gould asked for any comments to staff findings of fact.

Darrell Unrein came before the board to ask the commission to put their heads together and come out and see other nearby property owners before they make this recommendation. He has seen where it takes a petition before it is understood what is not wanted.

More importantly what would help Mr. Luecke would be for the City to concentrate on extending the infrastructure from the edge of Home Depot east to connect to Commerce Parkway to Interstate 70 so trucks making deliveries coming from the east would not crowd up the interstate exits to Highway 183/Vine and keep the bottleneck from occurring at the stop lights. He asked the Planning Commission "To make it Happen".

He emphasized the importance of keeping development for the clean commercial developments like the ones already there; developments that are good for Hays. They would like the property values to be maintained for what they worked hard to get.

He expressed to Mr. Luecke that he could find a buyer for a nice commercial development good for Hays. Having it residential would mean people being able to walk around and thru the business area and around his hobby building increasing the risk for theft.

He did not think residents would want to wake up to commercial businesses around them.

Jesse Rohr explained that there are screening requirements between residential and commercial properties. Because the commercial development is already there, it will be up to the residential developer to provide the screening required at time of development.

Pam Rein explained that notification was sent to nearby properties within 1,000 feet of the subject property. Darrell Unrein stated that in the future for them to knock on doors to get a census.

Larry Gould clarified as per the Kansas Open Meetings Act that the Planning Commission did not come up with this request. They cannot get together to discuss this request made by a citizen; they can listen and discuss it at a public hearing only. The Planning Commission represents the citizens of the City of Hays to balance their interest and make a recommendation to the City Commission.

Paul Phillips asked if fire protection has been considered for that area. Jesse Rohr answered that the Fire Chief did include a memo in the agenda packet of fire protection; the response time will be seven minutes.

He also asked about the proposed lot sizes, if they were comparable to the lots near the Fort Hays State University. Jesse Rohr answered that the proposed lots would be larger.

There was a motion by Pam Rein with a second by Lou Caplan to concur with staff findings of fact.

Vote: Ayes	Larry Gould	Tom Denning	Jake Glover	Paul Phillips
	Jim Fouts	Lou Caplan	Pam Rein	

Recused: Emery Jennings Conflict of Interest

Larry Gould explained that the next motion was a substantive motion. He closed the public hearing.

Jim Fouts commented that in most cases he can envision if the area is suited for the requested change of zoning; if it will work or not work. He stated that all he can envision is an isolated patch of houses with the city park to the east, commercial properties to the west and I-70 to the south. It is difficult for him to envision especially with all the commercial development up to that area.

He pointed out what about the possibility of a truck thoroughfare as from I-70/Commerce Parkway along 41st Street of how that would affect the growth of this area.

Paul Phillips pointed out that if there was a residential development to the east, it would be easier to envision this development; it could go residential or commercial to the east.

Pam Rein noted that there are residential developments behind commercial properties along Vine Street. The new comprehensive plan calls for mixed uses.

Lou Caplan stated that he did not believe a box store would develop that far east. He noted that there are residential behind commercial businesses all over town. He stated that there is a shortage of affordable housing; the problem is the location.

Larry Gould reopened the public hearing as a courtesy to those in the audience that had further comments.

Darrell Unrein came before the board pleading not to ruin the frontage. He asked what would they rather look at storage buildings or something similar to the beautiful Best Western that was formerly a location of storage units. Let us quit stacking and cluttering and do what is best for the citizens of Hays, Kansas. This is just not a good spot for residential. He emphasized to keep 41st Street clean on both sides for more commercial businesses or you will kill further nice commercial development such as restaurants and motels. The off ramp to the east brings in a tremendous amount of business.

He noted that he has been approached by potential commercial businesses of an interest in his property and that same potential is there for Mr. Luecke. He pointed out the motels combined have a total of 300 rooms and only two restaurants to accommodate them on that side of 41st Street. It is dangerous to cross Highway 183 to go to the restaurants to the west.

Leroy Herrman came before the board stating that he has lived on the east side of the town for 44 years. The growth for residential housing is to the south of Interstate 70 and to the east. They do not need any housing developments out here.

Larry Gould closed the public hearing.

Jake Glover stated that he grew up in a multi-family residential district, more condensed than the requested zoning district, next to some large box stores. Having a park nearby would have been fantastic.

He suggested that the City plan for pedestrian traffic across Highway 183 to Walmart and the restaurants to the west. With the growth of more businesses is the need for homes for people to live that work in the businesses.

Emery Jennings stated that a potential commercial entity had done a feasibility study of eight sites and placed this property at number eight because it is difficult to get to this property.

Emery Jennings stated that the large businesses would want their customers close by. This is an extension of Vine Street. Growth has to start somewhere. Hays needs affordable housing for a place for people to live that work in the commercial businesses. This is an extension of Vine Street. Darrell Unrein stated that local people go out of town to shop; out of town people come to Hays to shop.

Larry Gould pointed out that the issue is location versus needs. As per the housing needs assessment, there is a need for affordable residential housing.

Larry Gould closed the public hearing and asked for a substantial motion.

There was a motion by Lou Caplan with a second by Jake Glover to recommend to the City Commission to approve the request for the change of zoning classification from "A-L" Agriculture to "R-3" Two-Family Dwelling District on a tract of land in the NW/4 of S27-T13S-R18W (See Legal) 11.767 acres based on the consideration it meets the consistency with the comprehensive plan and ordinances of the city and the extent to which the zoning amendment does not detrimentally affect nearby property and the recommendation of professional staff.

Vote: Ayes	Larry Gould	Tom Denning	Jake Glover	Paul Phillips
	Jim Fouts	Lou Caplan	Pam Rein	

Recused: Emery Jennings Conflict of Interest

Jesse Rohr explained to the audience that this was a recommendation that will go before the City Commission for formal action if anyone would like to attend the City Commission meeting for that agenda item.

Submitted by: Administrative Secretary,
Planning, Inspection and Enforcement

DRAFT

Leucke



GENERAL HAYS RD

SHERMAN AVE

E 41ST ST

GENERAL HAYS RD

C-2

BROADWAY AVE

INTERSTATE 70

ORDINANCE NO. _____

AN ORDINANCE REZONING A TRACT OF LAND SITUATED ON A PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP THIRTEEN (13) SOUTH, RANGE EIGHTEEN (18) WEST OF THE 6TH P.M. IN ELLIS COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE ON AN ASSUMED BEARING OF SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1,727.50 FEET; THENCE SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET; THENCE SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 60.00 FEET TO THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED; THENCE CONTINUING SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 75.00 FEET; THENCE SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 276.00 FEET; THENCE SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST A DISTANCE OF 320.96 FEET; THENCE SOUTH 00 DEGREES 44 MINUTES 27 SECONDS EAST A DISTANCE OF 187.07 FEET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST A DISTANCE OF 401.08 FEET; THENCE NORTH 00 DEGREES 49 MINUTES 44 SECONDS EAST A DISTANCE OF 463.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET AND THE POINT OF BEGINNING;

FROM "A-L" AGRICULTURAL DISTRICT TO "C-2" GENERAL COMMERCIAL AND SERVICE DISTRICT.

WHEREAS, the Hays Area Planning Commission, after due and legal notice published in the Hays Daily News, the official city newspaper, on March 22, 2013 and March 24, 2013, and after a public hearing held in conformity with such notice on April 15, 2013, did, on the last-mentioned date, recommend to the Governing Body of the City of Hays, Kansas, the re-zoning of the following-described real estate:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 13 SOUTH, RANGE 18 WEST OF THE 6TH PRINCIPAL MERIDIAN, ELLIS COUNTY, KANSAS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE ON AN ASSUMED BEARING OF SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1,727.50 FEET; THENCE SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET; THENCE SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF

60.00 FEET TO THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED; THENCE CONTINUING SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 75.00 FEET; THENCE SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 276.00 FEET; THENCE SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST A DISTANCE OF 320.96 FEET; THENCE SOUTH 00 DEGREES 44 MINUTES 27 SECONDS EAST A DISTANCE OF 187.07 FEET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST A DISTANCE OF 401.08 FEET; THENCE NORTH 00 DEGREES 49 MINUTES 44 SECONDS EAST A DISTANCE OF 463.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET AND THE POINT OF BEGINNING;

from "A-L" AGRICULTURAL DISTRICT to "C-2" GENERAL COMMERCIAL AND SERVICE DISTRICT;

WHEREAS, upon due consideration, it appears that the best interests of the City of Hays, Kansas, will be subserved by the following recommendation of the Hays Area Planning Commission,

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HAYS, KANSAS:

Section 1. That the following-described real estate, to-wit:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 13 SOUTH, RANGE 18 WEST OF THE 6TH PRINCIPAL MERIDIAN, ELLIS COUNTY, KANSAS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE ON AN ASSUMED BEARING OF SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1,727.50 FEET; THENCE SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET; THENCE SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 60.00 FEET TO THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED; THENCE CONTINUING SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 75.00 FEET; THENCE SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 276.00 FEET; THENCE SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST A DISTANCE OF 320.96 FEET; THENCE SOUTH 00 DEGREES 44 MINUTES 27 SECONDS EAST A DISTANCE OF 187.07 FEET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST A DISTANCE OF 401.08 FEET; THENCE NORTH 00 DEGREES 49 MINUTES 44 SECONDS EAST A DISTANCE OF 463.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET AND THE POINT OF BEGINNING;

FROM "A-L" AGRICULTURAL DISTRICT to "C-2" GENERAL COMMERCIAL
AND SERVICE DISTRICT.

Section 2. This ordinance shall take effect upon its publication in the Hays Daily
News, the official city newspaper.

PASSED by the Governing Body on the 23rd day of May, 2013.

Kent L. Steward, Mayor

ATTEST:

Doris Wing, City Clerk

(SEAL)

CITY OF HAYS

AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 9

MEETING DATE: 5-23-13

TOPIC:

Request for Rezoning (A-L to R-3) - Proposed Luecke Addition

ACTION REQUESTED:

Return the rezoning request back to the Planning Commission for additional consideration of all 8 factors required by the Kansas Supreme Court, including the character of the neighborhood and the zoning and uses of nearby properties and how they relate to the remaining Agricultural zoned property.

NARRATIVE:

The owners of the property located along and south of 41st St. east of Home Depot (Proposed Luecke Addition) have submitted a request to rezone a portion of the property from A-L (Agriculture District) to R-3 (Two-Family Dwelling District) A public hearing was conducted on April 15, 2013 at the regular meeting of the Planning Commission., and by vote of 7-0, a recommendation was made by the Planning Commission to the City Commission to approve the rezoning as requested. Staff's concerns and additional comments are noted in the Discussion Section below. HOWEVER, staff recommends sending this item back to the Planning Commission as allowed per State Statute on the basis that not all 8 factors set forth by the Kansas Supreme Court were properly considered, including the character of the neighborhood and the zoning and uses of nearby properties. The contributing factor in this recommendation is the failure of the developer to rezone the remaining Agriculture tract into a more suitable and compatible use with that of the requested rezoning.

PERSON/STAFF MEMBER(S) MAKING PRESENTATION:

Toby Dougherty, City Manager
I.D. Creech, Director of Public Works

ADMINISTRATION RECOMMENDATION:

Staff recommends sending this item back to the Planning Commission as allowed per State Statute on the basis that not all 8 factors set forth by the Kansas Supreme Court were properly considered, including the character of the neighborhood and the zoning and uses of nearby properties. The contributing factor in this recommendation is the failure of the developer to rezone the remaining Agriculture tract into a more suitable and compatible use with that of the requested rezoning.

COMMITTEE RECOMMENDATION(S):

By a vote of 7-0, the Planning Commission recommends approving this rezoning request from A-L (Agriculture) to R-3 (Two-Family Dwelling District) as was submitted.

ATTACHMENTS:

Staff Memo
Planning Commission Findings of Fact
Planning Commission Draft Minutes
Ordinance
Map(s)

Commission Work Session Agenda

Memo

From: Jesse Rohr, PIE Superintendent

Work Session: May 16, 2013

Subject: Request for Rezoning (A-L to R-3)
Proposed Leucke Addition

Person(s) Toby Dougherty, City Manager
Responsible: I.D. Creech, Director of Public Works

Summary

The owners of the property located along and south of 41st St. east of Home Depot (Proposed Leucke Addition) have submitted a request to rezone a portion of the property from A-L (Agriculture District) to R-3 (Two-Family Dwelling District) A public hearing was conducted on April 15, 2013 at the regular meeting of the Planning Commission., and by vote of 7-0, a recommendation was made by the Planning Commission to the City Commission to approve the rezoning as requested. Staff's concerns and additional comments are noted in the Discussion Section below. HOWEVER, staff recommends sending this item back to the Planning Commission as allowed per State Statute on the basis that not all 8 factors set forth by the Kansas Supreme Court were properly considered, including the character of the neighborhood and the zoning and uses of nearby properties. The contributing factor in this recommendation is the failure of the developer to rezone the remaining Agriculture tract into a more suitable and compatible use with that of the requested rezoning.

Background

The owner/developer of the proposed Leucke Addition has started the platting process, Along with the rezoning process for the property located along and south of 41st St. east of Home Depot. The intention is to provide for a residential zoned area as well as a commercial zoned area. The commercial zoning request has been requested under a separate agenda item. The property is also currently outside of the City limits but the developer does intend to annex the property into the City prior to development.

Discussion

The owners of the property located along and south of 41st St. east of Home Depot (Proposed Leucke Addition) have submitted a request to rezone a portion of the property from A-L (Agriculture District) to R-3 (Two-Family Dwelling District). (See attached map) Zoning of adjacent properties is primarily commercial and agricultural districts. A public hearing was

conducted on April 15, 2013 at the regular meeting of the Planning Commission. All property owners within 1000' of the subject property were notified of the public hearing. Two nearby property owners were present and made comments regarding the rezoning. They were concerned about having any residential uses in the area for several reasons. Draft minutes are attached. Primarily, one property owner was concerned about people in the area that would possibly cause trouble for his business. In their words, "riff-raff" is a concern as people move into the area and the perceived risk of theft and vandalism increases.

Staff provided a recommendation to the Planning Commission which included the following language:

Staff has reviewed this addition during several recent meetings with the developer and does generally agree with the overall plan; so long as, during development, proper attention is given to aesthetics, ingress/egress, and other issues typical of development along commercial corridors. Furthermore, staff expects the entire property to be annexed and developed in its entirety rather than piece-meal. Failure of the developer to rezone, annex, and/or plat the entire existing tract is a major concern.

The Planning Commission voted in favor of the request by a vote of 7-0 based on the consideration it is consistent with the intent of the Comprehensive Plan, the extent to which it will NOT affect nearby property, and the recommendation of staff, all of which are some of the factors required to be considered in any rezoning case per *Golden V. City of Overland Park, 1978*. However staff feels the remaining Agriculture tract may present some compatibility concerns and issues in the future.

Legal Consideration

There are no known legal obstacles to proceeding as recommended by City staff.

Financial Consideration

None identified at this time.

Options

Options include the following:

- Send the request back to the Planning Commission for further consideration with specific basis for further review
- Approve the rezoning request from A-L to R-3 as recommended by the Planning Commission
- Deny the rezoning request from A-L to R-3 (Requires a 2/3 majority vote to overturn the P.C. recommendation)

Recommendation

By a vote of 7-0, the Planning Commission recommends approving this rezoning request from A-L (Agriculture) to R-3 (Two-Family Dwelling District) as was submitted. HOWEVER, staff recommends sending this item back to the Planning Commission as allowed per State Statute on the basis that not all 8 factors set forth by the Kansas Supreme Court were properly considered, including the character of the neighborhood and the zoning and uses of nearby properties. The contributing factor in this

recommendation is the failure of the developer to rezone the remaining Agriculture tract into a more suitable and compatible use with that of the requested rezoning.

Action Requested

Return the rezoning request back to the Planning Commission for additional consideration of all 8 factors required by the Kansas Supreme Court, including the character of the neighborhood and the zoning and uses of nearby properties and how they relate to the remaining Agricultural zoned property.

Supporting Documentation

Map(s)
Planning Commission Findings of Fact
Planning Commission Draft Minutes
Ordinance

PLANNING COMMISSION FINDING OF FACT

1. CASE NO.: **13-02Z** FILING FEE PAID: **\$200.00**
 2. DATE FILED: **03-11-2013**
 3. DATE ADVERTISED FOR HEARING: **03-22-2013 and 03-24-2013**
 4. PUBLIC HEARING DATE: **04-15-2013**
 5. APPLICANT'S NAME: **Luecke Properties LLC**
 6. LOCATION OF PROPERTY: **East 41st Street East of Sherman Ave**
 7. DESCRIPTION OF PROPERTY: **Tract proposed to be platted to 35 residential lots on a tract of land in the NW/4 of S27-T13S-R18W of the 6th p.m.**
 8. PRESENT USE OF PROPERTY: **Vacant – Farm Ground**
 9. PRESENT ZONING: **"A-L"** REQUESTED ZONING: **"R-3"**
-

1. CHARACTER OF THE NEIGHBORHOOD:
DIRECTION

NORTH: **Privately owned hobby buildings**

SOUTH: **Right of Way (Interstate 70)**

EAST: **City Park**

WEST: **Commercial**
2. THE ZONING OF SURROUNDING PROPERTY:
DIRECTION

NORTH: **"A-L"**

SOUTH: **Right of Way (Interstate 70)**

EAST: **"A-L"**

WEST: **"C-2"**

3. CONSIDERATION OF THE RECOMMENDATIONS OF PERMANENT PROFESSIONAL STAFF:

Area is identified as Urban Reserve in the current adopted Comprehensive Plan. Property is well suited for residential development; it would be the first residential area north of I-70. This residential area would be fronted by commercially zoned property. The proposed residential development should help provide some affordable housing options for Hays. Proper screening will be required between adjacent residential and commercial properties.

 - A. DEDICATION OR RESERVATION NEEDED FOR:
 1. DRAINAGE: **Completed**
 2. STREETS: **Not Yet platted**
 3. UTILITY EASEMENTS:
 - a. ELECTRICITY: **Not yet platted**
 - b. GAS: **Not yet platted**
 - c. SEWERS: **Not yet platted**
 - d. WATER: **Not yet platted**
 4. SHOULD PLATTING BE REQUIRED: **Platting is in process**
 - B. TRAFFIC CONDITIONS:
 1. CLASSIFICATION OF STREET ON WHICH PROPERTY FRONTS: **Local**
 2. RIGHT-OF-WAY WIDTH: **60'**
 3. SIGHT DISTANCE: **OK**
 4. TURNING MOVEMENTS: **OK**
 5. COMMENTS ON TRAFFIC: **Local**
4. THE SUITABILITY OF THE SUBJECT PROPERTY FOR THE USES TO WHICH IT HAS BEEN RESTRICTED: **The property is suited for Agricultural ground, however this is an area of projected/anticipated growth.**
5. THE EXTENT TO WHICH REMOVAL OF THE RESTRICTIONS WILL DETRIMENTALLY AFFECT NEARBY PROPERTY: **Removal of the agricultural designation should not have a negative affect on the most nearby properties including the adjacent City Park and adjacent Home Depot property.**
6. THE LENGTH OF TIME THE SUBJECT PROPERTY HAS REMAINED VACANT AS ZONED: **With the exception of agricultural uses, the property has been in it's current state since the adoption of 3-mile zoning regulations – 30 plus years.**
7. THE RELATIVE GAIN TO THE PUBLIC HEALTH, SAFETY, AND WELFARE BY THE DESTRUCTION OF THE VALUE OF THE NEIGHBORING PROPERTY, AS COMPARED TO THE HARDSHIP IMPOSED ON THE INDIVIDUAL LANDOWNER: **Neighboring property values should tend to increase as development**

takes place and infrastructure is extended. The impact of the rezoning, if approved, should not be destructive to neighboring property and should actually enhance the surrounding area.

8. THE CONFORMANCE OF THE REQUESTED CHANGE TO THE ADOPTED OR RECOGNIZED MASTER PLAN BEING UTILIZED BY THE CITY: **The property in question has been identified on the adopted Comprehensive Plan as Urban Reserve. It is suitable for development once utilities and other infrastructure are extended to serve the property.**

The request for the residential zoning as presented does fit the overall scheme of the adopted Comprehensive Plan.

**DRAFT MINUTES
HAYS AREA PLANNING COMMISSION
CITY HALL IN COMMISSION CHAMBERS
APRIL 15, 2013
MINUTES
6:30 P.M.**

1. CALL TO ORDER: The Hays Area Planning Commission met in regular session Monday, April 15, 2013 at 6:30 p.m. in Commission Chambers at City Hall. Chairman Larry Gould declared that a quorum was present and called the meeting to order.

Present: Larry Gould Lou Caplan Jim Fouts Pam Rein
Paul Phillips Tom Denning Jake Glover Emery Jennings

Absent: Terry Claycamp

City Staff: John Braun, Assistant Director of Public Works, Jesse Rohr, Superintendent of Planning, Inspection and Enforcement, Nick Willis, Stormwater Superintendent and Administrative Secretary Linda K. Bixenman.

2. MINUTES: There were no additions or corrections to the minutes from the March 18, 2013 meeting that were approved by consensus.

3. CITIZEN COMMENTS: - None.

4. CITY/COUNTY COMMISSION ACTION & PLANNING & DEVELOPMENT ISSUE UPDATES: There were no updates from the City Commission meetings.

5. REZONING CASE # 13-01 - PUBLIC HEARING FOR A REQUEST OF CHANGE OF ZONING CLASSIFICATION FROM "A-L" AGRICULTURE TO "C-2" GENERAL COMMERCIAL & SERVICE DISTRICT ON A TRACT OF LAND IN THE NW/4 OF S27-T13S-R18W OF THE 6TH P.M. - LOCATION IS EAST 41ST ST EAST OF SHERMAN AVE (2.186 ACRES): Jesse Rohr presented the property location of the property requested to be rezoned as listed above on the overhead visual. He explained the first case was a rezoning request for "C-2" General Commercial and Service District and the second case would be a request for rezoning the southern part of property to "R-3" Two-Family Dwelling District.

Jesse Rohr explained that the L-shaped hatched area on the copy of the publication notice reflected the area to be rezoned consisting of 2.186 acres.

Chairman Larry Gould explained that because of the Open Meetings Act by Kansas Law, the first part of the hearing would be the public hearing on this request. After the public hearing, it will be closed for the commission members to discuss the issues relative to this request to make a substantive motion for a recommendation to the City Commission.

Emery Jennings recused himself from the public hearing since he was the representative of the applicant.

Emery Jennings, agent for the owner Luecke Family Trust, presented the application to request the change of zoning as listed above. He used an easel to display the L-shaped property for the rezoning request.

Paul Phillips asked if he was reserving a portion of the property to remain as agriculture. John Braun answered that the adjoining area would remain agriculture where he has his hobby buildings.

Larry Gould asked if there was anyone in the audience opposed to the request.

Leroy L Herrman, nearby property owner, came before the commission stating the importance to keep the land commercial to continue to attract nice commercial development as it has like Home Depot, I-hop and the motels. He was against any change of zoning for residential land use. He was fearful that would prevent nice commercial developments to continue to occur.

Mr. Herrman explained that per the history of commercial development in that area; they struggled a long time to get sewer and water to have everything the way they want to have it. Lewis Chrysler and Goodwill were two of the original commercial properties that were developed in that area. They sure do not want a housing project to move in there.

Darrell Unrein, business owner of 635 E 41st, came before the commission emphasizing the importance to keep the land commercial to attract nice clean commercial development like what is already in that area.

He was opposed to the residential rezoning request because he did not believe residents would want to see commercial businesses next door and he voiced concern people coming and going could increase the inherit risk for theft. He voiced concern that if it is not developed in a similar manner, there would be a decline in market value of properties in that area and it would kill the development that is there now.

He explained the history of how things developed around his property. He expressed gratitude of his location because he has good exposure to his business property. With the good things, there has also been the inherit risk of theft. He has to keep everything locked up.

Larry Gould explained to the audience that this respective case was the request to change from Agriculture to "C-2" General and Commercial and Service District; the next case would be the request for the "R-3" Two-Family Dwelling District. He explained that the commission had to consider all the uses and exceptions for the

"C-2" zoning classification. He pointed out that the potential land uses for agriculture are less restrictive.

Bill Luecke, representing his family that own the property, came before the board to ask his good neighbor Darrell Unrein how a commercial endeavor would impact the nearby businesses in a negative way.

Darrell Unrein stated that all the traffic in that area is business traffic. He asked that the land stay the same type of commercial land uses as is there now to continue to attract more similar commercial businesses as is there now.

Tom Denning noted the L shape of the subject property; he asked about access and width of the long strip and number of acres. Bill Luecke and Jesse Rohr answered that the long strip from east to west is 135 feet wide; there is a 60 foot street right of way to access at 41st Street.

Jim Fouts asked where the infrastructure stops from the west. Jesse Rohr answered that it stops on the west edge of Home Depot.

Jake Glover asked what designation of land use was identified for this area in the comprehensive plan. He also asked city staff if they had any concerns regarding how the new development would impact the new Vineyard Park. Jesse Rohr answered that the park would not be impacted in a negative way. Parks are to be used by people. The area is designated as 'Urban Reserve' in the Comprehensive Plan; it is reserved for development once the infrastructure is in place to sustain the development. Urban reserve includes a whole variety of mixed land uses of commercial and residential.

Larry Gould asked for staff findings of fact.

Jesse Rohr presented the staff findings of fact. The way the land lays with 41st Street (Arterial Street) for access to the north, Interstate 70 near the south border and the City Vineyard Park on the east border with commercial properties nearby lend itself to a commercial zoning classification.

Larry Gould closed the public hearing.

There was a motion by Jim Fouts with a second by Lou Caplan to concur with staff findings of fact.

Vote: Ayes	Larry Gould	Tom Denning	Jake Glover	Paul Phillips
	Jim Fouts	Lou Caplan	Pam Rein	

Recused: Emery Jennings Conflict of Interest

Larry Gould reopened the public hearing as a courtesy to those in the audience that had further comments.

Darrell Unrein acknowledged that Mr. Luecke is a good neighbor. He suggested to Mr. Luecke to make his prime area of land work for him without him having to do any work. There has been interest for properties in that area for commercial developments. There are good real estate agents in town that could match up a buyer without him ever having to put up a sign. He asked him to keep it a nice clean attractive area. With the type of development as being proposed, it would put Mr. Luecke's hobby items of pride and joy at risk of theft.

Jake Glover asked if there was a limit how small of an area could qualify for rezoning. Jesse Rohr answered that there are no state or city regulations that dictate the size of property requested to be rezoned.

Larry Gould closed the public hearing and asked for a substantial motion.

There was a motion by Jake Glover with a second by Lou Caplan to recommend to the City Commission to approve the request of the change of zoning classification from "A-L" Agriculture to "C-2" General Commercial and Service District on a tract of land in the NW/4 of S27-T13S-R18W (See Legal) 2.186 acres based on the consideration it meets the character of the neighborhood and the zoning of surrounding properties and the recommendation of Professional Staff.

Vote: Ayes	Larry Gould	Tom Denning	Jake Glover	Paul Phillips
	Jim Fouts	Lou Caplan	Pam Rein	

Recused: Emery Jennings Conflict of Interest

Jesse Rohr explained to the audience that this was a recommendation that will go before the City Commission for formal action if anyone would like to attend the City Commission meeting for that agenda item.

6. REZONING CASE # 13-02 - PUBLIC HEARING FOR A REQUEST OF CHANGE OF ZONING CLASSIFICATION FROM "A-L" AGRICULTURE TO "R-3" TWO-FAMILY DWELLING DISTRICT ON A TRACT OF LAND IN THE NW/4 OF S27-T13S-R18W OF THE 6TH P.M. - LOCATION IS EAST 41ST STREET EAST OF SHERMAN AVE (11.767 ACRES):

Jesse Rohr presented the property location and proposed plat of the property requested to be rezoned as listed above on the overhead visual. He explained that the hatched area on the copy of the publication notice reflected the area to be rezoned consisting of 11.767 acres.

Chairman Larry Gould explained that because of the Open Meetings Act by Kansas Law, the first part of the hearing would be the public hearing on this request. After the public hearing, it will be closed for the commission members to discuss the issues relative to this request to make a substantive motion for a recommendation to the City Commission.

Emery Jennings recused himself from the public hearing since he was the agent for the applicant.

Emery Jennings, agent for the owner Luecke Family Trust, presented the application to request the change of zoning as listed above. He displayed the proposed residential development on an easel.

Larry Gould asked if there were any comments from the Planning Commission.

Tom Denning asked about the entrance/exit reflected on east side. Emery Jennings answered that it would be an alley.

Larry Gould asked if there was anyone in opposition to the rezoning.

Darrell Unrein, business owner of 635 E 41st, came before the commission to state that he was against any change of zoning to residential land use. He also emphasized the importance to leave the land to attract nice clean commercial development so it can continue the same type of commercial development already in that area. He continued to say that his comments from the first case are the same for this case all the way. There is a better spot for residential; not this spot.

He asked everyone to rethink the land use for this property so it would remain attractive to bring more businesses to Hays similar to the ones already there.

He commented that the pedestrian traffic in the city park is people and their pets out to litter.

Larry Gould asked if there was anyone in favor of the rezoning. There was no response.

Larry Gould asked for Staff Findings of Fact.

Jesse Rohr presented the staff findings of fact. He stated that over the last three months, staff had looked at different proposals from this request that calls for opening up residential where there has never been residential. There were many staff meetings as well as meeting with City Management. Upon review of the comprehensive plan, and adjacent properties, staff recommends this property would be fitting to be rezoned to "R-3" Two-Family Dwelling District.

Jesse Rohr explained that they understand those property owners voicing their concern; it is a unique piece of land. The proposed development plans for homes or duplexes in the \$160,000.00 range.

Larry Gould asked for any comments to staff findings of fact.

Darrell Unrein came before the board to ask the commission to put their heads together and come out and see other nearby property owners before they make this recommendation. He has seen where it takes a petition before it is understood what is not wanted.

More importantly what would help Mr. Luecke would be for the City to concentrate on extending the infrastructure from the edge of Home Depot east to connect to Commerce Parkway to Interstate 70 so trucks making deliveries coming from the east would not crowd up the interstate exits to Highway 183/Vine and keep the bottleneck from occurring at the stop lights. He asked the Planning Commission "To make it Happen".

He emphasized the importance of keeping development for the clean commercial developments like the ones already there; developments that are good for Hays. They would like the property values to be maintained for what they worked hard to get.

He expressed to Mr. Luecke that he could find a buyer for a nice commercial development good for Hays. Having it residential would mean people being able to walk around and thru the business area and around his hobby building increasing the risk for theft.

He did not think residents would want to wake up to commercial businesses around them.

Jesse Rohr explained that there are screening requirements between residential and commercial properties. Because the commercial development is already there, it will be up to the residential developer to provide the screening required at time of development.

Pam Rein explained that notification was sent to nearby properties within 1,000 feet of the subject property. Darrell Unrein stated that in the future for them to knock on doors to get a census.

Larry Gould clarified as per the Kansas Open Meetings Act that the Planning Commission did not come up with this request. They cannot get together to discuss this request made by a citizen; they can listen and discuss it at a public hearing only. The Planning Commission represents the citizens of the City of Hays to balance their interest and make a recommendation to the City Commission.

Paul Phillips asked if fire protection has been considered for that area. Jesse Rohr answered that the Fire Chief did include a memo in the agenda packet of fire protection; the response time will be seven minutes.

He also asked about the proposed lot sizes, if they were comparable to the lots near the Fort Hays State University. Jesse Rohr answered that the proposed lots would be larger.

There was a motion by Pam Rein with a second by Lou Caplan to concur with staff findings of fact.

Vote: Ayes	Larry Gould	Tom Denning	Jake Glover	Paul Phillips
	Jim Fouts	Lou Caplan	Pam Rein	

Recused: Emery Jennings Conflict of Interest

Larry Gould explained that the next motion was a substantive motion. He closed the public hearing.

Jim Fouts commented that in most cases he can envision if the area is suited for the requested change of zoning; if it will work or not work. He stated that all he can envision is an isolated patch of houses with the city park to the east, commercial properties to the west and I-70 to the south. It is difficult for him to envision especially with all the commercial development up to that area.

He pointed out what about the possibility of a truck thoroughfare as from I-70/Commerce Parkway along 41st Street of how that would affect the growth of this area.

Paul Phillips pointed out that if there was a residential development to the east, it would be easier to envision this development; it could go residential or commercial to the east.

Pam Rein noted that there are residential developments behind commercial properties along Vine Street. The new comprehensive plan calls for mixed uses.

Lou Caplan stated that he did not believe a box store would develop that far east. He noted that there are residential behind commercial businesses all over town. He stated that there is a shortage of affordable housing; the problem is the location.

Larry Gould reopened the public hearing as a courtesy to those in the audience that had further comments.

Darrell Unrein came before the board pleading not to ruin the frontage. He asked what would they rather look at storage buildings or something similar to the beautiful Best Western that was formerly a location of storage units. Let us quit stacking and cluttering and do what is best for the citizens of Hays, Kansas. This is just not a good spot for residential. He emphasized to keep 41st Street clean on both sides for more commercial businesses or you will kill further nice commercial development such as restaurants and motels. The off ramp to the east brings in a tremendous amount of business.

He noted that he has been approached by potential commercial businesses of an interest in his property and that same potential is there for Mr. Luecke. He pointed out the motels combined have a total of 300 rooms and only two restaurants to accommodate them on that side of 41st Street. It is dangerous to cross Highway 183 to go to the restaurants to the west.

Leroy Herrman came before the board stating that he has lived on the east side of the town for 44 years. The growth for residential housing is to the south of Interstate 70 and to the east. They do not need any housing developments out here.

Larry Gould closed the public hearing.

Jake Glover stated that he grew up in a multi-family residential district, more condensed than the requested zoning district, next to some large box stores. Having a park nearby would have been fantastic.

He suggested that the City plan for pedestrian traffic across Highway 183 to Walmart and the restaurants to the west. With the growth of more businesses is the need for homes for people to live that work in the businesses.

Emery Jennings stated that a potential commercial entity had done a feasibility study of eight sites and placed this property at number eight because it is difficult to get to this property.

Emery Jennings stated that the large businesses would want their customers close by. This is an extension of Vine Street. Growth has to start somewhere. Hays needs affordable housing for a place for people to live that work in the commercial businesses. This is an extension of Vine Street. Darrell Unrein stated that local people go out of town to shop; out of town people come to Hays to shop.

Larry Gould pointed out that the issue is location versus needs. As per the housing needs assessment, there is a need for affordable residential housing.

Larry Gould closed the public hearing and asked for a substantial motion.

There was a motion by Lou Caplan with a second by Jake Glover to recommend to the City Commission to approve the request for the change of zoning classification from "A-L" Agriculture to "R-3" Two-Family Dwelling District on a tract of land in the NW/4 of S27-T13S-R18W (See Legal) 11.767 acres based on the consideration it meets the consistency with the comprehensive plan and ordinances of the city and the extent to which the zoning amendment does not detrimentally affect nearby property and the recommendation of professional staff.

Vote: Ayes	Larry Gould	Tom Denning	Jake Glover	Paul Phillips
	Jim Fouts	Lou Caplan	Pam Rein	

Recused: Emery Jennings Conflict of Interest

Jesse Rohr explained to the audience that this was a recommendation that will go before the City Commission for formal action if anyone would like to attend the City Commission meeting for that agenda item.

Submitted by: Administrative Secretary,
Planning, Inspection and Enforcement

DRAFT

Leucke



GENERAL HAYS RD

SHERMAN AVE

E 41ST ST

GENERAL HAYS RD

R-3

BROADWAY AVE

INTERSTATE 70

ORDINANCE NO. _____

AN ORDINANCE REZONING A TRACT OF LAND SITUATED ON A PART OF THE NORTHWEST QUARTER (NW/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP THIRTEEN (13) SOUTH, RANGE EIGHTEEN (18) WEST OF THE 6TH P.M. IN ELLIS COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE ON AN ASSUMED BEARING OF SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1,727.50 FEET; THENCE SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET AND THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED; THENCE CONTINUING SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 1,249.43 FEET; THENCE SOUTH 59 DEGREES 26 MINUTES 40 SECONDS EAST A DISTANCE OF 599.72 FEET; THENCE NORTH 00 DEGREES 44 MINUTES 27 SECONDS WEST A DISTANCE OF 1,547.39 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST, ALONG SAID RIGHT OF WAY, A DISTANCE OF 30.01 FEET; THENCE SOUTH 00 DEGREES 44 MINUTES 27 SECONDS EAST A DISTANCE OF 463.17 FEET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST A DISTANCE OF 401.08 FEET; THENCE NORTH 00 DEGREES 49 MINUTES 44 SECONDS EAST A DISTANCE OF 463.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 60.00 FEET TO THE POINT OF BEGINNING;

FROM "A-L" AGRICULTURAL DISTRICT TO "R-3" TWO-FAMILY DWELLING DISTRICT.

WHEREAS, the Hays Area Planning Commission, after due and legal notice published in the Hays Daily News, the official city newspaper, on March 22, 2013 and March 24, 2013, and after a public hearing held in conformity with such notice on April 15, 2013, did, on the last-mentioned date, recommend to the Governing Body of the City of Hays, Kansas, the re-zoning of the following-described real estate:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 13 SOUTH, RANGE 18 WEST OF THE 6TH PRINCIPAL MERIDIAN, ELLIS COUNTY, KANSAS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE ON AN ASSUMED BEARING OF SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1,727.50 FEET; THENCE SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY

LINE OF 41ST STREET AND THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED; THENCE CONTINUING SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 1,249.43 FEET; THENCE SOUTH 59 DEGREES 26 MINUTES 40 SECONDS EAST A DISTANCE OF 599.72 FEET; THENCE NORTH 00 DEGREES 44 MINUTES 27 SECONDS WEST A DISTANCE OF 1,547.39 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST, ALONG SAID RIGHT OF WAY, A DISTANCE OF 30.01 FEET; THENCE SOUTH 00 DEGREES 44 MINUTES 27 SECONDS EAST A DISTANCE OF 463.17 FEET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST A DISTANCE OF 401.08 FEET; THENCE NORTH 00 DEGREES 49 MINUTES 44 SECONDS EAST A DISTANCE OF 463.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 60.00 FEET TO THE POINT OF BEGINNING;

from "A-L" AGRICULTURAL DISTRICT to "R-3" TWO-FAMILY DWELLING DISTRICT;

WHEREAS, upon due consideration, it appears that the best interests of the City of Hays, Kansas, will be subserved by the following recommendation of the Hays Area Planning Commission,

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HAYS, KANSAS:

Section 1. That the following-described real estate, to-wit:

THAT PART OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 13 SOUTH, RANGE 18 WEST OF THE 6TH PRINCIPAL MERIDIAN, ELLIS COUNTY, KANSAS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE ON AN ASSUMED BEARING OF SOUTH 89 DEGREES 10 MINUTES 16 SECONDS EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1,727.50 FEET; THENCE SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 50.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET AND THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED; THENCE CONTINUING SOUTH 00 DEGREES 49 MINUTES 44 SECONDS WEST A DISTANCE OF 1,249.43 FEET; THENCE SOUTH 59 DEGREES 26 MINUTES 40 SECONDS EAST A DISTANCE OF 599.72 FEET; THENCE NORTH 00 DEGREES 44 MINUTES 27 SECONDS WEST A DISTANCE OF 1,547.39 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST, ALONG SAID RIGHT OF WAY, A DISTANCE OF 30.01 FEET; THENCE SOUTH 00 DEGREES 44 MINUTES 27 SECONDS EAST A DISTANCE OF 463.17 FEET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST A DISTANCE OF 401.08

FEET; THENCE NORTH 00 DEGREES 49 MINUTES 44 SECONDS EAST A DISTANCE OF 463.00 FEET TO A POINT ON THE SOUTH RIGHT OF WAY LINE OF 41ST STREET; THENCE NORTH 89 DEGREES 10 MINUTES 16 SECONDS WEST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 60.00 FEET TO THE POINT OF BEGINNING;

FROM "A-L" AGRICULTURAL DISTRICT to "R-3" TWO-FAMILY DWELLING DISTRICT.

Section 2. This ordinance shall take effect upon its publication in the Hays Daily News, the official city newspaper.

PASSED by the Governing Body on the 23rd day of May, 2013.

Kent L. Steward, Mayor

ATTEST:

Doris Wing, City Clerk

(SEAL)

CITY OF HAYS

AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 10

MEETING DATE: 5-23-13

TOPIC:

Ordinance Approving Sidewalk Repair Assessments Against Three Property Owners

ACTION REQUESTED:

Approve Ordinance No. 3862 assessing the cost of services rendered for sidewalk repair, and determine whether assessment should be paid in full or spread over five years.

NARRATIVE:

Sidewalk repairs were completed for seven properties last fall per Commission approval. Four of the properties have paid and it is now necessary to assess the other three. If the ordinance is approved notice will be sent to the three property owners, giving them 30 days after publication of the ordinance to pay. If they fail to pay, the sidewalk assessment plus four percent interest will be levied to be paid in one installment or in not more than five installments at the discretion of the commission.

PERSON/STAFF MEMBER(S) MAKING PRESENTATION:

Toby Dougherty, City Manager
I. D. Creech, Public Works Director

ADMINISTRATION RECOMMENDATION:

Staff recommends approval of Ordinance No. 3862 assessing the cost of sidewalk repairs.

COMMITTEE RECOMMENDATION(S):

N/A

ATTACHMENTS:

Staff Memo
Ordinance No. 3862

Commission Work Session Agenda

Memo

From: Doris Wing, City Clerk

Work Session: May 16, 2013

Subject: Sidewalk Repair Assessment Ordinance

Person(s) Responsible: Kim Rupp, Director of Finance

Summary

City Ordinances provide for the City Manager, through staff, to give notice to property owners of non-compliant sidewalks, and then to have the sidewalks repaired, if the owner does not. After the work has been done and the costs determined, the City Clerk will present a special assessment ordinance, levying the costs against the abutting property, and if those costs are not paid according to the Ordinance, then the costs will be assessed against the property and collected along with the taxes.

Background

Sidewalk repairs were completed for seven properties last fall per Commission approval. Four of the properties have paid and it is now necessary to assess the other three.

Discussion

If the ordinance is approved, notices will be sent to the three property owners, giving them 30 days after publication of the ordinance to pay. If they fail to pay, the sidewalk assessment plus four percent interest will be levied to be paid in one installment or in not more than five installments at the discretion of the commission.

Legal Consideration

There are no known legal obstacles to proceeding as recommended by City Staff.

Financial Consideration

The City spent \$6,025.00 on sidewalk repairs to the seven properties. The outstanding three property assessments total \$1919.09:

- Jason McDaneld
421 West 5th St.
\$370.84

- Lawrence, John, Janet, and Kirkland Bradshaw, and Charles & Loretta Wilson
307 West 6th St.
\$445.01
- James C. Wacker and Zeshan Haq
217 West 6th St.
\$1103.24

Options

- Approve Ordinance No. XXXX
- Not approve Ordinance

Recommendation

Staff recommends approval of Ordinance No. XXXX assessing the cost of sidewalk repairs.

Action Requested

Approval of Ordinance No. XXXX assessing the cost of sidewalk repairs to 421W 5th, 307 W 6th, and 217 W 6th totaling \$1,919.09

Supporting Documentation

Ordinance No. XXXX

ORDINANCE NO. 3862

AN ORDINANCE ASSESSING THE COST OF SERVICES RENDERED BY THE CITY BENEFITTING THE PROPERTIES LOCATED AT 421 W. 5th STREET, 307 W. 6th STREET, AND 217 W. 6th STREET.

WHEREAS, it is the duty of the owners of real property in the City of Hays to keep the sidewalks abutting their property in repair, and

WHEREAS, the City of Hays, Kansas, has authorized its City Manager to make all necessary repairs to sidewalks in need of such repair, upon proper notice given to the property owner, with the costs assessed against the owner of the property abutting the sidewalk, and

WHEREAS, the City of Hays, Kansas, repaired, constructed or reconstructed sidewalks abutting the properties located at 421 W. 5th Street, Hays, Kansas; 307 W. 6th Street, Hays, Kansas; and 217 W. 6th Street, Hays, Kansas, in compliance with the ordinances of the City of Hays, Kansas, at significant cost to the City. The repair, construction or reconstruction of sidewalks provided a benefit to the abutting properties.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HAYS, KANSAS:

Section 1. The Governing Body finds that all acts and notices prerequisite to the assessment of costs relating to the properties described herein have been done and given in the manner and form required by law.

Section 2. For the purpose of paying the costs of the benefits provided, there is hereby levied, assessed and charged against the following described real properties situated in the City of Hays, County of Ellis and State of Kansas:

421 W. 5th Street, more particularly described as Lots Nine (9), Ten (10), and Eleven (11), in Block Three (3), in NORMAL COURT ADDITION to Hays City, now the City of Hays, Ellis County, Kansas, located on a portion of Lots Five (5) of Section Five (5), Township Fourteen (14) South, Range Eighteen (18) West of the 6th P.M. and that portion of Lots Seven (7) and Nine (9) in Block Three (3) in C.W. REEDER'S ADDITION to Hays, Kansas, lying North of Section line between Section Thirty-two (32), Township Thirteen (13) South, Range Eighteen (18) West and South of the Alley in said Block, adjoining the Lots first herein before described on the North side thereof, being located on a portion of Lots Three (3) and Four (4) of Section Thirty-two (32), Township Thirteen (13) South, Range Eighteen (18) West of the 6th P.M., Ellis County, Kansas, the sum of \$370.84, which shall become

a perpetual lien thereon and collected in the manner set forth in the Code of Ordinances of the City of Hays, Kansas.

307 W. 6th Street, more particularly described as Lot Eleven (11), partly in Fractional Block West of Block Eight (8), in H.P. Wilson's Addition to Hays, Kansas, and partly in Fractional Block South of Block Thirty (30), in the Original Town of Hays City, now the City of Hays, Kansas and partly in an unplatted triangular tract in the Northeast corner of Section Five (5), Township Fourteen (14) South, Range Eighteen (18) West of the 6th P.M., Ellis County, Kansas, more particularly described as follows: Beginning at a point on the Northerly line of Wilson Avenue (now 6th Street) 150 feet Northwesterly of the point of intersection of the Northerly line of Wilson Avenue (now 6th Street) with the Westerly line of Ash Street; thence Northwesterly along the Northerly line of Wilson Avenue (now 6th Street) a distance of 50 feet; thence Northeasterly at right angles with the Northerly line of Wilson Avenue (now 6th Street) and parallel with the Westerly line of Ash Street a distance of 125 feet to the Southerly line of the Alley; thence Southeasterly at right angles and along the Southerly line of said alley and parallel with the Northerly line of Wilson Avenue (now 6th Street) a distance of 50 feet; thence Southwesterly at right angles and parallel with the Westerly line of Ash Street a distance of 125 feet to the Northerly line of Wilson Avenue (now 6th Street) and the place of beginning, the sum of \$445.01, which shall become a perpetual lien thereon and collected in the manner set forth in the Code of Ordinances of the City of Hays, Kansas.

217 W. 6th Street, more particularly described as Lot One (1) in Block Eight (8), Hill P. Wilson's Addition to the City of Hays City, now the City of Hays, Kansas, the sum of \$1,103.24, which shall become a perpetual lien thereon and collected in the manner set forth in the Code of Ordinances of the City of Hays, Kansas.

Section 3. Said assessments shall become due and payable 30 days after publication of this ordinance. At the expiration of such 30 day period, a copy of this ordinance shall be certified by the City Clerk to the County Treasurer of Ellis County for collection.

Section 4. This Ordinance shall take effect upon its publication in the Hays Daily News, the official City newspaper.

Passed by the Commission on the 23rd day of May, 2013.

KENT L. STEWARD
Mayor

ATTEST:

DORIS WING
City Clerk

X:\GBBS Client Files\City of Hays\Ordinances\Sidewalk Assessment Ordinance (13-01-31).docx

CITY OF HAYS
AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 11

MEETING DATE: 5-23-13

TOPIC:

Special Assessment Proceedings

ACTION REQUESTED:

Approve Resolution No. 2013-013 providing for a notice of public hearing to be held on June 13, 2013 to consider proposed special assessments.

NARRATIVE:

Special assessments for two Special Improvement Districts within the City of Hays, Golden Belt 4th and 46th Street First Addition Phase 2, are ready to be finalized and assessed to the property owners. To begin the Special Assessment Proceedings a resolution must be approved setting a Public Hearing for June 13, 2013 to consider the proposed assessments.

PERSON/STAFF MEMBER(S) MAKING PRESENTATION:

City Manager Toby Dougherty
Finance Director Kim Rupp

ADMINISTRATION RECOMMENDATION:

n/a

COMMITTEE RECOMMENDATION(S):

n/a

ATTACHMENTS:

Staff Memo
Resolution No. 2013-013
Notice of Public Hearing
Assessment Roll

Commission Work Session Agenda

Memo

From: Kim Rupp, Director of Finance

Meeting: May 16, 2013

Subject: Special Assessment Proceedings

Person(s) Responsible: Kim Rupp, Director of Finance

Summary

Special assessments for two Special Improvement Districts within the City of Hays are ready to be finalized and assessed to the property owners. To begin the Special Assessment Proceedings a resolution must be approved setting a Public Hearing for June 13, 2013 to consider the proposed assessments.

Background

The statement of final costs for each of the two districts is summarized below as prepared by Bond Counsel, Gina Riekhof with Gilmore and Bell.

**GOLDEN BELT ESTATES FOURTH ADDITION –
WATER, SANITARY SEWER, STORM SEWER & STREETS
GRADING, PAVING, CURBING AND GUTTERING**

RESOLUTION NO. 2011-019

ENGINEERING	\$35,800.00
CONSTRUCTION	431,210.05
COSTS OF ISSUANCE	9,107.83
<i>TOTAL</i>	<i><u>\$476,117.88</u></i>
<i>City Share</i>	<i><u>\$0.00</u></i>
<i>Amount to be Assessed</i>	<i><u>\$476,117.88</u></i>

**REPLAT OF 46TH STREET FIRST ADDITION –
WATER, SANITARY SEWER, STORM SEWER & STREETS
GRADING, PAVING, CURBING AND GUTTERING**

RESOLUTION NO. 2011-002

ENGINEERING	\$9,200.00
CONSTRUCTION	139,718.60
COSTS OF ISSUANCE	1,947.21
LESS UP-FRONT PAYMENT BY DEVELOPER	(43,896.78)
<i>TOTAL</i>	<u><i>\$106,969.03</i></u>
<i>City Share</i>	<u><i>\$0.00</i></u>
<i>Amount to be Assessed</i>	<u><i>\$106,969.03</i></u>

Discussion

This resolution providing for the notice of public hearing is the first step in properly assessing the improvements to these two areas. As we continue we will also be requiring an ordinance and then approval of the entire bond process as state statute requires these costs to be bonded. Golden Belt Estates Fourth Addition will be a fifteen year assessment split equally among 21 lots. Replat of 46th Street First Addition will be assessed for fifteen years with costs shared equally among the 7 lots.

Legal Consideration

Bond Counsel for the City has approved all documents and proceedings and there are no known legal obstacles to proceeding as recommended by staff.

Financial Consideration

All costs for the improvements to these developments along with the legal fees and costs of issuance will be included in the assessment to the property owners. There are no financial or budgetary considerations for the City other than those identified as “City Share” in the statement of final costs above.

Options

Option 1: The City Commission can approve the requested resolution calling for a public hearing to be held on June 13, 2013 with respect to the proposed assessments.

Option 2: The City Commission can decline the resolution and provide alternate guidance to staff.

Recommendation

City staff recommends approving the resolution providing for a notice of public hearing to consider the proposed special assessments as listed above.

Action Requested

Approval of Resolution XXXX-XXX a resolution providing for a notice of public hearing to be held on June 13, 2013 to consider proposed special assessments.

Supporting Documentation

Resolution XXXX-XXX
Notice of Public Hearing
Assessment Roll

RESOLUTION NO. 2013-013

RESOLUTION PROVIDING NOTICE OF A PUBLIC HEARING TO CONSIDER PROPOSED ASSESSMENTS AS TO THE PUBLIC IMPROVEMENTS FOR: GOLDEN BELT ESTATES FOURTH ADDITION (WATER, SANITARY SEWER, STORM SEWER AND STREETS); REPLAT OF 46TH STREET FIRST ADDITION (WATER, SANITARY SEWER, STORM SEWER AND STREETS).

WHEREAS, the City of Hays, Kansas (the “City”) has previously authorized certain internal improvements (the “Improvements”) to be constructed pursuant to K.S.A. 12-6a01 *et seq.* (the “Act”); and

WHEREAS, the total final costs of such Improvements has been determined and a Statement of Final Costs for each project is on file with the City Clerk; and

WHEREAS, the Assessment Roll for each of such Improvements has been determined and is on file with the City Clerk; and

WHEREAS, the governing body desires to call a public hearing with respect to the proposed assessments.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the City of Hays, Kansas:

Section 1. A public hearing shall be conducted by the Governing Body of the City of Hays, Kansas, at the City Commission Meeting Room, 1507 Main Street, Hays, Kansas, on June 13, 2013 at 6:30 p.m., to consider proposed assessments as to the Improvements described in the notice of public hearing attached hereto as Exhibit A, the total costs of which have been determined. The proposed assessments rolls have been or will be placed on file with the office of the City Clerk and open for public inspection, all in accordance with K.S.A. 12-6a09, as amended.

Section 2. The City Clerk is hereby directed to provide notice of the public hearing (in the form attached hereto as Exhibit A) by publication at least once, not less than 10 days prior to such hearing, and to further mail to the owners of the property proposed to be made liability for these assessments at their last known post office address, a notice of the hearing and a statement of the costs proposed to be assessed against the land owned and assessed.

PASSED AND RESOLVED by the Governing Body of the City of Hays, Kansas, on this 23rd day of May, 2013.

Kent L. Steward
Mayor

[SEAL]

Doris Wing
City Clerk

EXHIBIT A

NOTICE OF PUBLIC HEARING

(Published in the *Hays Daily News*, on May 30, 2013)

NOTICE OF PUBLIC HEARING

TO: RESIDENTS OF THE CITY OF HAYS, KANSAS

You and each of you are hereby notified that the governing body of the City of Hays, Kansas (the “City”) will meet for the purpose of holding a public hearing, as provided by K.S.A. 12-6a01 *et seq.*, at City Hall, 1507 Main Street, on June 13, 2013 at 6:30 p.m.. Said public hearing is for the purpose of hearing any and all oral or written objections to proposed assessments in connection with the following described improvements:

GOLDEN BELT ESTATES FOURTH ADDITION – Water, Sanitary Sewer, Storm Sewer & Streets

Resolution No. 2011-019

The installation of water lines, sewer lines, storm sewers, and grading, paving, curbing and guttering of Larned Circle and Tam Court.

Property Description:

Lot 1 through Lot 5, Block 1; Lot 1 through Lot 16, Block 2; all in Golden Belt Estates 4th Addition to City of Hays, Ellis County, Kansas.

Cost of Improvements:

\$476,117.88. 100% to be assessed against the Improvement District and 0% to be paid by the City-at-large

REPLAT OF 46TH STREET FIRST ADDITION – Water, Sanitary Sewer, Storm Sewer & Streets

Resolution No. 2011-002

The installation of water lines, sewer lines, storm sewers and grading, paving, curbing and guttering for Hoover Drive and Jefferson Drive, all in the Replat of 46th Street First Addition.

Property Description:

Lot 6, Block 1; Lots 2, 3, 12 and 13, Block 3; and Lots 2 and 3, Block 4, all in the Replat of 46th Street First Addition to the City of Hays, Ellis County, Kansas.

Cost of Improvements:

\$106,969.03. 100% to be assessed against the Improvement District and 0% to be paid by the City-at-large.

An Assessment Roll prepared in accordance with the referenced Resolutions approved by the governing body is on file in the Office of the City Clerk and may be examined by any interested party. At the conclusion of the public hearing, the governing body will consider an Ordinance levying such special assessments.

DATED May 23, 2013.

/s/Doris Wing, City Clerk

ASSESSMENT ROLL CERTIFICATION

The undersigned having been designated by the City of Hays, Kansas (the “City”), to determine the amounts of the respective assessments and to prepare the proposed Assessment Roll herefore in connection with certain internal improvements heretofore authorized by the governing body hereby reports that each and all of said respective assessments have been determined to be as shown on the Schedule attached hereto and made a part hereof by reference as though fully set out herein.

Dated May 2, 2013.

CITY OF HAYS, KANSAS

By: John Braun, Assistant Director of Public Works

SCHEDULE I

ASSESSMENT ROLL

**GOLDEN BELT ESTATES FOURTH ADDITION –
WATER, SANITARY SEWER, STORM SEWER & STREETS**

RESOLUTION NO. 2011-019

<u>Description of Property</u>	<u>Amount of Proposed Assessment</u>
Lot 1, Block 1, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 2, Block 1, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 3, Block 1, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 4, Block 1, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 5, Block 1, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 1, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 2, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 3, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 4, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 5, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 6, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 7, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 8, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 9, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 10, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 11, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 12, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 13, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 14, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28

Lot 15, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
Lot 16, Block 2, in the Golden Belt Estates 4th Addition to the City of Hays, Ellis County, Kansas.	\$22,672.28
TOTAL ASSESSMENTS =	\$476,117.88
CITY-AT-LARGE SHARE =	0.00
TOTAL COST =	\$476,117.88

**REPLAT OF 46TH STREET FIRST ADDITION –
WATER, SANITARY SEWER, STORM SEWER & STREETS**

RESOLUTION NO. 2011-002

<u>Description of Property</u>	<u>Amount of Proposed Assessment</u>
Lot 6, Block 1, in the Replat of Replat of 46th Street First Addition to the City of Hays, Ellis County, Kansas.	\$15,281.29
Lot 2, Block 3, in the Replat of Replat of 46th Street First Addition to the City of Hays, Ellis County, Kansas.	\$15,281.29
Lot 3, Block 3, in the Replat of Replat of 46th Street First Addition to the City of Hays, Ellis County, Kansas.	\$15,281.29
Lot 12, Block 3, in the Replat of Replat of 46th Street First Addition to the City of Hays, Ellis County, Kansas.	\$15,281.29
Lot 13, Block 3, in the Replat of Replat of 46th Street First Addition to the City of Hays, Ellis County, Kansas.	\$15,281.29
Lot 2, Block 4, in the Replat of Replat of 46th Street First Addition to the City of Hays, Ellis County, Kansas.	\$15,281.29
Lot 3, Block 4, in the Replat of Replat of 46th Street First Addition to the City of Hays, Ellis County, Kansas.	\$15,281.29
TOTAL ASSESSMENTS =	\$106,969.03
CITY-AT-LARGE SHARE =	0.00
TOTAL COST =	\$106,969.03

COMMISSION INFORMATIONAL MEMORANDUM

TO: City Commission
FROM: Toby Dougherty, CPM
City Manager
DATE: May 16, 2013

Attached are the following items:

1. The minutes of the November 15, 2012 and January 17, 2013 meetings of the **Hays Beautification Committee.**
2. The minutes of the March 7, 2013 meeting of the **Hays Sister Cities Advisory Board.**
3. The minutes of the April 1, 2013 meeting of the **Airport Advisory Committee.**
4. The minutes of the April 1, 2013 meeting of the **Fort Hays Municipal Golf Course Advisory Board.**
5. The minutes of the April 9, 2013 meeting of the **Hays Public Library Board.**
6. The minutes of the April 10, 2013 meeting of the **Downtown Hays Development Corporation Board.**
7. The minutes of the April 10, 2013 meeting of the **Hays Area Board of Zoning Appeals.**
8. The minutes of the April 17, 2013 meeting of the **Ellis County Wellhead Protection Committee.**
9. The minutes of the April 17, 2013 meeting of the **Hays Recreation Commission Board.**
10. The minutes of the April 19, 2013 meeting of the **CARE Council.**
11. The **Great Lakes On-Time Report** for May 2013.

If you have any questions regarding this information, please do not hesitate to contact me.

ab

HAYS BEAUTIFICATION COMMITTEE
Minutes of November 15th, 2012 Meeting

Members Present: Marlis Fletcher, Carol Heiman, Joni Phelps, Linda Stahlman,

Ex-officio Present: Jim Strine, Jo Ann Schroller

Members Absent: Glenn Cox, Vaughn O'dea

Ex-officio Absent: Jeff Boyle, Holly Dickman

1. Minutes of October 18th, 2012 Meeting: Approved after 2 corrections “BlueStar” not Bluestem & “Beach Project” instead of “Beach Foundation Park.”

2. Old Business:

- Election of Officers was tabled till next meeting
- Discussion on fence around cemetery with no new ideas or solution

3. New Business:

- * Discussed possible name options for Garden, all agreed to table till next meeting & thought getting input from Beach family might be appropriate

4. Committee Project Reports

- **Tree Rebate: Year-To-Date spread sheet was handed out:** 2012 Tree Rebates to Date: \$8,080.94 with remaining balance \$3,457.06; Rebate Tags \$462.00; Trees Planted 95; Trees Removed 65; Rebates Denied 5.
- **Adopt A Spot:** (Joni) More teams have picked up now that weather is cooler & Joni decided to send out one more reminder
- **Red Bud: (Marlis)** 244 total 5th grade students according to USD 489
- **Arbor Day:** no report till Jan 2013
- **Commercial Improvement:** Carol will chair this committee
- **Lawn & Garden Show:** Is considering skipping this year do to lack of exposure and organization of show
- **Christmas Decorations (Jo Ann)** Finished putting up decorations downtown before deadline.

Next meeting will be December 20th 2012.

**Joni Phelps,
For the HBC**

HAYS BEAUTIFICATION COMMITTEE
Minutes of January 17th, 2013 Meeting

Members Present: Carol Heiman, Joni Phelps, Linda Stahlman,

Ex-officio Present: Jo Ann Schroller, Jeff Boyle

Members Absent: Glenn Cox, Marlis Fletcher, Vaughn O'dea

Ex-officio Absent: Holly Dickman, Jim Strine

Special Guest Hays City Manager Toby Dougherty attended our meeting to explain why the City Commission has had some discussions recently as to vitality/purpose/focus of HBC and other committee appointed by the city, which is a normal process within our city commission.

We were asked as a committee to discuss/review several components:

- Should there be term limits of committee members?
- Is HBC a viable committee with a real focus or purpose
- Is HBC functioning under proper entity or should viable parts be merged elsewhere
- Is the HBC in need of re-organization starting with the appointment process & new mission statement.

Suggestions from our City Manager:

- Best practices model example- Commercial Improvement Award given to xeriscape landscaping or low water landscaping
- Change our goals to developing xeriscape gardens to help educate our community on the beauty and necessity of this trend

We reviewed 2 examples of xeric landscape designs Jo Ann has already created

- In front of City Hall
- 21st & Pershing Garden

Final discussion lead to Jeff asking committee members to come up with some of our own creative ideas that we would all enjoy while beautify our city in 2013.

Next meeting will be February 28th, 2013

Joni Phelps,
For the HBC

Hays Sister Cities Advisory Board Agenda
Thursday March 7, 2013
Center for Life Experiences – 6:00 pm

Call to Order – Meeting was called to order at 6:08 pm at the Center for Life Experiences meeting room by Ann Leiker.

Members Present: Ann Leiker, Armando Orozco, Mehran Shahidi, Greg Sund, Max Maximov and Carol Solko-Olliff

Members Absent: Tom Thomas, Ed Stehno and Jenny Jiang

Minutes: Carol S. presented minutes from the February 14, 2013 meeting. It was moved by Armando O. and seconded by Max M. to approve the minutes. Minutes were approved.

Treasurer's Report: Armando O. presented the financials statement for Tom Thomas who was unable to attend. He reported that one distribution had been made for \$500 to support the Hispanic youth program. It was moved by Mehran S. and seconded by Armando O. to accept the financial statement presented.

Additions to the Agenda – No additions were made

Old Business

FHSU International Student Report – Carol S. did not have anything new to report regarding programs or activities on campus related to the international students. Everyone is busy with classes and getting ready for spring break.

Ross Beach Memorial – Paraguay Sternberg project - Ed S. was not available to give an update.

Hispanic Celebration Report – Ann L. & Armando O. – Armando and Ann met with Fr. Fred Gatschet and presented him with the check for \$500.00 to support the development of a Hispanic cultural celebration that would be open to the community and include the sponsorship and promotion of the Hays Sister Cities program. Fr. Fred was going to be turning the funds over to Fr. Kevin who will facilitate the development of this cultural celebration. It was suggested in the discussion with Fr. Fred that the choice of the cultural celebration perhaps not be Cinco de Mayo but another culturally significant event.

Update Goals and Objectives with new calendar of events: Tabled

Sister Cities Goals for economic partnership opportunities: Ann mentioned that she hoped we were getting to a place where we could meet with Aaron White, the new Ellis County Economic Development Coordinator soon.

New Business

Application from Chinese Student Association: The group met with representatives from the Chinese Student Association to review the application they had submitted and give the group information about the funding policies for Sister Cities and how the goals and

mission of the Sister Cities program needed to be a significant part of the application. It was suggested that if they wanted to continue to pursue funding that they needed to get their application to the Advisory Board well in advance and with a specific dollar-for-dollar request. It seemed to be the consensus of all present that it would be best to re-submit an application in the future now that the funding guidelines were explained and understood.

Meeting with City Commissioners: Still scheduled for April 2, 2013 at 6:30pm.

Renewal of Advisory Board Member Terms – 2013: Pat Austin's position is now open and needs to be filled since she has opted to not re-apply for committee re-appointment.

Meeting time for 2013:

Next Meeting Date: April 9th pending the outcome of the session with the Commissioners.

Meeting was adjourned at:7:14pm.

Airport Advisory Committee Meeting Minutes
April 1, 2013

Members Present;

Gary Wentling, Errol Wuertz, Mike Konz, Don Benjamin, I.D. Creech, Bob Johnson,
Chris Springer, John Braun, Dan Stecklein

1.) Call to Order

2.) Approval of March 4, 2013 Meeting Minutes.
Approved.

3.) Discuss Airport CIP Projects - John Braun

John Braun shared the proposed CIP plan with the committee showing projects through several years. The terminal expansion project proposal would see an additional area of 2000 square feet. The TSA expanded area would be covered by the FAA while others areas may not.

4.) Discuss Boarding's Report

Passenger activity on commuter airline is still slightly behind last years performance. However numbers seem to be increasing. Weather was a factor in the decreased numbers.

5.) Discuss Runway Ground Breaking Ceremony - update

Monday, May 6 is the tentative date for the ground breaking ceremony. Committee members encouraged to be there. The event will have to be scheduled between commuter flights.

6.) Discuss FAA Needs at the Airport

Bob Johnson discussed how some of the new rulings at airports are driving the capital budgeting process.

7.) Add-On's

Chris Springer shared the proposed wording to change the private parking policy at the airport. The revised policy would allow hangar owners to build a parking pad next to a hangar if such a structure could be approved by the airport manager and the ground be rented from the city. The wording would also make the whole airport a non parking area except established areas approved by leases or airport manager authority.

8.) Schedule Next Meeting

May 6, 2013 at 6:30 PM

Respectfully submitted,

Errol Wuertz

Fort Hays Municipal Golf Course Advisory Board Meeting April 1, 2013

In Attendance:

Bill Bieker, President	Jeff Boyle, Director, Parks Department
Jim Krob, Vice President	Travis Haines, Parks Superintendent (absent)
Karen Schueler, Secretary	Mike Cure, Golf Course Superintendent
Doug Huston	
Ron Speier (absent, out of town)	
Ron Augustine, Men's Association	(open position) Historical Fort Hays
Janet Schmidt, Ladies Association	Rich Guffey, ProShop Manager, Tournament Chair

The meeting was called to order at 5:30 pm by President Bill Bieker. Deb Guffey was sitting in for Rich Guffey, who is out of town.

1. Approval of the minutes from March 4, 2013 meeting: Approved with no corrections needed.

2. Board membership: current status - appointed members (3 year terms)

Bill Bieker 07/01/15 (4 th term)	Ron Speier, 07/01/13 (1 st term)
Karen Schueler 07/01/15 (5 th term)	Doug Huston 7/01/14 (4 th term, non consecutive)
	Jim Krob 07/01/14 (1 st term)

3. Historical Fort Hays: (open position)

4. Old Business: Jeff Boyle provided clarification on the City Commission decision regarding the junior golf fee and the \$100 increase fee for tournaments. These items were voted down, primarily because the Commissioners felt this was not the time of year to be making those changes. Jeff will bring these up again, later in the year, to the Commission.

5. New Business: none

6. Pro-Shop report: Deb Guffey provided the following:

	Rounds Played 2013	Rounds Played 2012	Rounds Played 2011	Year-to-Date Rounds Played	Green Fees 2013	Total Green Fees for Year
March	897	2139	1313			
February	489	474	0			
January	456	23				

All cart sheds have been filled, with approximately fifteen names left on the waiting list. There was discussion regarding how to deal with people who have a cart shed but don't pay their membership on time; this has been an on-going issue in regards to one or two members. Deb provided a draft of a newsletter to be released soon, which Karen Schueler had volunteered to create. There was one correction suggested by Jeff.

7. Tournament report: In regards to the 2013 tournament schedule, the organizers of the Law Enforcement Tournament scheduled for August, have cancelled. The United Way of Ellis County will be the sponsor for the May 26th, 3-Person Scramble.

8. Course report: Mike Cure provided the monthly course report which indicated that the greens on both the front and back have started greening up in recent weeks. He has started sodding the bad areas on the back nine

greens, and hopes to finish that this week. They have mowed and widened the tee boxes; will v-cut and mow the tees and fringes tomorrow, weather permitting. Fairways have also started to take off; plan to mow and possibly open those up to cart traffic by the weekend. They have received all the aerifying tines today and hope to get started on the greens later in the week, or first of next week. They plan to aerate the clean-up lap on the greens every couple of weeks until the weather gets too hot, to help stimulate root growth.

The additional aerifying has been recommended to help prevent the brown/dead grass on the edge of the greens. Jeff plans to have another consultant for a second opinion, to be sure that this is an effective solution to the problem.

There have been indications that there have been horses on the course, but are not sure if from the rodeo grounds or individual riders.

9. Parks Department update: Jeff Boyle

Golf Course improvement Balance - 3/20/13

Cart Path Trail Fees: \$37,974.54

Donation Money: \$1,525.85 includes

- *Putting Green (Men's Association): \$1,224.00*
- *Trees: \$ 226.41*
- *Carry over from previous tournament funds: \$75.44*

Hot mix will be used on the cart paths, in the areas that are in the worse shape. In regards to a new putting green, he would prefer to hire an outside source to build that; have it done by a professional, and "do it right". This will be put "on hold" for now, and getting the greens on the course healthy will be a priority. There was some general discussion on water conditions, water resources, and such.

10. Ladies' Association report: Janet Schmidt: play will begin Tuesday, April 9th, at 5:30 pm, weather permitting. She added that the Ladies' Association is willing to donate \$500 towards a new putting green.

11. Men's Association report: Ron Augustine reported they will start on Wednesday evening, April 10th, weather permitting. He extended a "thank you" to the City of Hays for providing an updated computer at the pro-shop for GHIN.

Add-ons:

Mike: planted six trees today between #14 and #15, with the help of Nick Niernberger, and will be putting in more trees, primarily cedars.

Ron Augustine: asked about the bare areas in some of the fairways, where mounds were removed. Mike said they want to check soil samples there, before seeding more grass.

Jeff: someone voiced a concern that there are too many tournaments

Adjourned: 7:20 pm.

Submitted by Karen Schueler, Secretary

April 10, 2013

Board Of Trustees

Hays Public Library

Minutes of April 9, 2013 Board Meeting

Board Members present: Avry, Judy, Jenifer, Dave, Ann

Guests present: Eric, Patty, Luci, Melissa Rome and Megan from Adams, Brown, Beran and Ball Accounting Firm

Avry called meeting to order at 4:01pm

Melissa and Megan went over the Audit. Their comments included:

The Capital Improvement fund needs to have a plan in place for a 5 – 10 yr idea of what that amount is being put aside for.

There were no violations of state statutes.

They went over the Management letter and noted especially the part that mentions that there is no proper segregation of duties to establish a good system of control. This has been discussed in the past.

The Governance Letter was also discussed with the following recommendations stated briefly:

- 1) The bank reconciliation should have a second person from the Board review it.
- 2) Gift cards that are used in all departments, especially the YA area need to have tighter control and a "Thank You" letter should be sent to the business donating them.
- 3) The five-day vacation recommendation needs to be put in the policy manual.
- 4) Individuals need to be cross-trained, especially for Patty's position.

Judy moved to approve the Auditors Report. Ann seconded the motion. Motion passed.

Dave moved to pay the March bills.

Jenifer Seconded. Motion passed.

Jenifer moved to approve the minutes from the March meeting.

Judy seconded. Motion Passed.

Director's Report:

Bank reconciliation recommended by the auditors is already in place for the chairman to sign at each meeting.

Brandon has put a spreadsheet in place to track and make a receipt for gift cards.

Eric has had some cross-training for Patty's job. He is looking into having 2 Library Asst II people cross-trained in that position as well.

In regards to the restructuring of the Trust:

The by-laws are being re-written. Luci – having had experience with a Trust in a previous job explained that what was passing for the bylaws all this time is actually a “Trust Agreement” and did not really fit our organization. So we have been out of compliance with it for quite a while. Check the updated by-laws for changes.

Other items regarding the Trust that were discussed were:

- 1) Requests for funds
- 2) Standing Rules – these are what the Trust will be working under.
- 3) Advisory Board
- 4) Ability to amend by-laws

Hopefully this new agreement will go into effect in July.

Dave Dunn volunteered to be the Board representative on the Trustee Board.

The timeline for all this to take place appears to be as follows:

We have to get an agreement by an attorney familiar with Trusts. The Library Board then gives our approval. The by-laws are then sent to the IRS so that everything jives with what they have on file for our Trust.

The TLC update is on track for the May 13th & 14th to go live on May 15th. The TLC advisor will be here for a week during and after the update time.

Eric had asked the Auditors “What if we don't have a quorum, but need to get bills paid though they won't be approved until the next month. The Auditors said that the approval process is already in place and the Board is just to make sure what is being paid is accurate.

Aaron Dome is leaving as part time janitor. Eric has another person in mind to take that 20hr position. Maintenance will be bid out to independent contractors.

We are still waiting to hear about the new gun laws and how they will affect us. We will do whatever the City does in that respect.

The Friends of the Library had a book sale last weekend. Eric heard that it went very well.

Dept Reports

It was noted that Luci's reports are very extensive. She put on an event at Gella's that was a "Smashing Success".

No old Business

New business

The tables in the Gallery are in very bad shape. They are heavy for the staff to move and set up. Eric is looking to purchase 12 – 15 new lightweight but sturdy tables.

Judy moves to give Eric permission to purchase new tables.

Jenifer seconded. Motion passed.

Board asked Eric to draft a policy for the 5 consecutive days' vacation recommendation made by the Auditors.

Board Open Discussion

Judy mentioned the drainage of snow and slush on Main Street seems to be right where people get out of their cars.

Executive Session

Avry moves the Board go into Executive Session at 5:05 pm for the purpose of discussion personnel matters not to exceed 15 minutes and to include the Board and Eric.

Board comes out of Executive Session at 5:20 with no action taken.

Ann moves to give Eric authority to hire a Children's Librarian.

Judy Seconded. Motion passed.

Dave Dunn mentions the celebration for Ann and Jenifer at the end of their final meeting as Board members. They are thanked for their 4 years of service.

Meeting adjourned 5:25pm

Downtown Hays Development Corporation

April 10, 2013, Meeting Minutes

April 10, 2013

11:30 a.m. – Welcome Center

Attendees: Board Members/Staff: Traci Konrade, Michele Flax, Chris Wente, Elodie Jones, Stacey Smith, Michael Billinger, Sara Cearley, Eddie Perrett, Pam Joy, Henry Schwaller, Karen Dreiling, Andy Rupp

Absent: Sandy Jacobs, Sarah Cearley, Bill Overbey

Guests: Paul Briseno, City of Hays

CALL TO ORDER: Vice-President Stacey Smith called the meeting to order at 11:35 a.m.

PUBLIC COMMENT: Stacey advised that a new bbq restaurant was opened this week – Smokin’ Barrell on Cody Avenue. The Sweet Shop on Main Street will be opening next week.

CORRESPONDENCE: None.

APPROVAL OF MINUTES: After a motion by Chris and seconded by Eddie, the March 13, 2013 minutes were approved as presented. Passed unanimously

TREASURER’S REPORT: Eddie reported the net income for YTD as \$42,752.37 and total in checking/savings as \$130,970.91. Past Due Invoices – Traci reported there were none over 30 days. Motion by Chris, seconded by Karen

ECC REPORT: Karen reported there was work being done on the convention center. The Coalition is working on the 501C-3 application. There is a new sporting goods store going to be constructed west of the new Wendy’s restaurant. AMPS has moved to Hays. It works with diesel engines and generators. They are looking to buy a building for their location. Karen didn’t know where they are located now. Chris said they had 6-8 employees now and are looking to add more in the future.

CURRENT BUSINESS: Traci reported we are working with the City on the 17th and Main location for the gateway marker. John Braun has said it was ok to put the marker in the spot we have chosen. We will now get on the agenda for a City work session to get final approval.

NEW BUSINESS:

DHDC is on the City agenda for our funding request on June 6. We are asking for the same amount as last year. Traci is working on her presentation to the commissioners. We are required to inform the public that we receive funding from the City. This verbage will be placed on our website. All board members should be in attendance to show support.

Traci reported that the Sweet Shop is opening next week, JDR Painting is opening in the old Hub building. It is just a warehouse for his business, no products/merchandise will be sold. Hays Academy of Hair Design building has been sold to Michael Graham. He received approval from the City that the area can be rezoned for housing. He is going to build apartments on the site. Hamm’s True Value has been sold but no information available at this time.

Traci reported that a summer intern (unpaid), Lea Shriwise, will be working with DHDC, CVB and FHSU to make students more aware of downtown. We want to connect with the students with a large kick-off the first week of school. There are many ideas how to do this. Traci has also interviewed Becca Kohl as a second intern (unpaid) to work to make this event even bigger. They will try and coordinate things with the TGOF also.

COMMITTEE UPDATES:

Pavilion – Michele showed us an engraved brick sample from a Texas firm. Selling the bricks would help raise funds for the Pavilion. A 4 x 8 brick costs between \$20-25 to imprint and ship. It was thought we could sell the brick for \$50 a piece. There will also be 8 x 8 brick available also for \$100 each. Michele said the brick may fade in time. We could potentially sell 15,000 bricks. The board would like to be able to sell the bricks at various downtown events. The board raised some warranty issues which Michele will research. Michele will create a form for selling the bricks.

Railroad Lease – Paul reported that the railroad has agreed to the lease of property east of UP Park at \$250/year. This is a year-to-year lease. It is for parking purposes only.

Farmers Market – Traci has been in contact with the Department of Ag and the Emporia, KS, farmers market. Traci was pleased to find out that there were not as many rules and regs we would have to follow. They suggested hiring a market manager to oversee opening/closing the market, advertising, marketing the booths, general overseer. We are hoping to have the first market open Memorial Day weekend through Octoberfest. A fee for vendors is being discussed.

Branding/Marketing – Traci reported for Sarah that the branding piece was deemed a success, especially by Gella's.

Business Retention – Karen said she and Kelly are meeting with Kelly Hansen to see what Liberty's plans were for the hotel/convention center in the downtown area.

Wines & Stines – The event is set for September 14, 2013. Save the Date cards will be sent out in the very near future. It was decided that give-away chances would be sold for only \$20 each.

Blues, BBQ & Bargains – Pam reported that 23 teams have registered to date, two bands will be playing, KidsQ is adding 10 new cooking positions to the competition.

Bargains on the Bricks – Traci reported that it was decided to let outside vendors sell at BotB. Looking for vendors now. Farmers Market will be open then also.

Partnership Program – Andy reported that we have received \$17,400 in donations with 49 contributors. \$1,600 is still needed to reach our goal. He asked the board to make the final push to reach contacts that contributed last year but have not yet this year.

ANNOUNCEMENTS & ACTIVITIES:

Blues, BBQ & Bargains Meeting – April 29 – 5:30 at Welcome Center

DHDC Executive Board Meeting – May 6, 4:00 p.m. Welcome Center

DHCD April BOD Meeting – April 10, 11:30 at Gella's (Board photos will be taken)

Traci gone May 8-19

**HAYS AREA BOARD OF ZONING APPEALS
PUBLIC HEARING
COMMISSION CHAMBERS IN CITY HALL
MINUTES
APRIL 10, 2013
8:15 A.M.**

1. CALL TO ORDER: The Hays Area Board of Zoning Appeals met on Wednesday, April 10, 2013 at 8:15 a.m. in Commission Chambers of City Hall. The meeting was called to order by Chairman Lou Caplan.

Present: Lou Caplan Gerald Befort Jerry Sonntag

City Staff Present: Jesse Rohr, Superintendent and Linda Bixenman, Administrative Secretary of Planning, Inspection and Enforcement

2. MINUTES: There was a motion by Jerry Sonntag with a second by Gerald Befort to approve the minutes from the March 20, 2013 meeting.

Vote: Ayes: Lou Caplan Gerald Befort Jerry Sonntag

3. CASE #04-13 MICHAEL GRAHAM 119 W 10th St Exception Request ZONED "C-3"

Jesse Rohr presented the above property on the overhead visual that included the proposed floor plans for the project.

Michael Graham, potential buyer of the above property, came before the commission to request a special use permit to allow for the construction of 10 apartment dwelling units within the existing structure at the above address within the "C-3" Central Business Zoning District. A licensed architectural firm has been hired for this project.

It fits the need for housing for downtown and the college area. The building was formerly the Hays Academy of Hair Design.

He explained that if this exception is granted, it will have to be with the condition that it is approved by the State Historical Preservation Office since it is located within 500 feet of the Chestnut Street Historical State Preservation District.

Jesse Rohr explained that the structure would be completely gutted and completed with new plumbing and electrical.

Jerry Sonntag stated that staff has a concern with inside garbage service. It may work well under the ownership of Mr. Graham, but not so well with the next owner. He suggested redesign options in the patio area for room to set a dumpster. There is alley access from 11th Street; although it does not go through to Fort or Main Street. Michael

Graham stated that they were planning to add another sewer line, so the redesign to incorporate an area for an outside garbage collection would be no problem.

Gerald Befort asked if the parking requirements would be met. Jesse Rohr answered that within this zoning district, there are no off street parking requirements; although there is significant parking on 10th Street and beyond.

Lou Caplan asked if there were any comments from the audience.

Leon Staab, nearby property owner, pointed out that there is ample parking in that area. He had several questions.

He asked if this apartment unit would be categorized as residential or commercial for meeting the building code requirements and garbage collection. Jesse Rohr answered that because of the number of units, it would be categorized as commercial. It would require a private hauler for the garbage collection.

He asked if the sewer line that drains east would be adequate to handle the amount of flow that would be generated by the number of potential tenants. He was concerned of the implications if there would be a backup of the sewer; he has a sump pump in their building because the basement sets slightly below the sewer line. Jesse Rohr answered that the Utilities Department will look at this as well as the history on this line. Michael Graham stated that there will be sump pumps in their basement apartments also.

Mr. Staab asked if this special use permit, if granted, would set precedence for similar requests. He was in favor of residential use down town; it encourages and grows businesses downtown. Jesse Rohr answered that this request is specific to this property; however there is a recommendation as per reference to the Comprehensive Plan and Smart Growth Study and Housing Needs Assessment study that the use be allowed by right rather than exception to encourage residential growth downtown.

Executive Director of the Downtown Hays Development Corporation, Traci Konrade, stated that as per their work on the strategic Plan, their major goal is to support housing. They push for an ease on the regulations for an exception as this to encourage an increase in housing.

There was a motion by Jerry Sonntag with a second by Gerald Befort to grant the exception of a special use permit to allow construction of 10 apartment dwelling units in the existing structure of 119 W 10th Street based on the consideration it does meet the exception as provided in Section 71-352 (1) of the "C-3" Central Business District.

Jesse Rohr reminded the board to add the condition that the project is subject to approval by the State Historical Preservation Office.

**Minutes of the Ellis County Wellhead Protection Committee Meeting
April 17, 2013**

Members Present: John Heinrichs, Allen Roth, James Leiker, Ken Richmeier, Hendratta Ali

Non-Voting members: Karen Purvis- Recording Secretary.

Guests- None present

John Heinrichs, Chairman, **called the meeting to order** at 7:04 PM.

Minutes- It was moved by Hendratta and seconded by James that we accept the minutes with one minor spelling error. Motion carried.

Treasurer's Report- The treasurer was absent. We need to check and see if the check for the pet waste stations had been written to the City of Hays.

Old Business-

- a) Events- *Home and Garden Show wrap-up-* Karen and Hendratta gave an overview of the Home and Garden show that was held on March 9 and 10th. They worked the booth on Saturday along with Stacie Minson. They commented that there were many more people that stopped by the booth this year. They ran out of pet dispensers mid afternoon on Saturday.
- b) Education- *Dog days-* Karen read an email from Stacie Minson asking if the committee can bring a couple of grills for the event. Karen stated that she can bring one if somebody transports it. The committee was reminded of the time and date. We will have a signup sheet at the next meeting.
Earth Day Activities- John told the committee of the *Earth Day Rally* Event that was being held at the FHSU campus on Monday the 22nd 12-8. James stated that there is an *Earth Day Celebration* that the Hays middle schools were invited to on that same day from 8:30-2:30 at the Sternberg Museum.
- c) c) Legislative- *HDN article-* John read an article that had to do with threats to DWR employees. Other items that were talked about was the Country View boil water notice recall, The Hays dog park, the water smart classes, and the Cedar Bluff release. It was noted that the City commission was to discuss the Hays Dog Park project at the April 18th meeting. It was moved by Allen and seconded by Ken to have John write a note to the City of Hays manager about points that the committee discussed and to offer our help with making BMP plans on the project. Motion carried.
- d) Membership- The letters to the various leaders of the City's and County leaders, along with RWD contacts. It was noted that there were some errors on that letter. It is suggested that we follow up in about a month with a calendar of when our meetings are held.
- e) Research- John hadn't heard anything of the graduate student's thesis project.
- F) Other- no report

New Business-

- a) Speaker- It was suggested that we have Nickolas Willis come and speak to the committee. Another name that was suggested that we have Swede Holmgren. After discussion. James was going to talk to Shawn Musil, the new City of Hays Commissioner, and have him come and talk about the Hays Dog Park. John will

- invite Kim Perez which is the head of the Hays Dog Park Project. These will be for the May Meeting.
- b) Other- James told the committee that the USD 489 has talked about making the school district more water efficient. Allen stated that his email had changed. He also stated that he is running for a spot on the Basin Advisory committee. He asked the committee if they could write a letter of support. It was moved by Ken and seconded by Hendratta that we have John write a letter of support for Allen to be on the Smoky Hill Basin Advisory committee. Motion carried.

Date for **Next Meeting**- The next meeting will be held on May 15th at 7:00 P.M.

It was moved by Allen and seconded by Hendratta that we adjourn the meeting. The meeting was adjourned..

Submitted by Karen Purvis, Recording Secretary

**HAYS RECREATION COMMISSION
REGULAR MEETING
April 17, 2013**

Chair called the meeting to order at 12pm.

Roll Call

Chair	Todd Lynd
Secretary	Mark Junk
Commissioner	Nancy Jeter
Commissioner	Lynn Maska
Superintendent	Roger Bixenman

Vice-Chair Jeff Briggs was absent.

Approval of Agenda

Motion by Lynn Maska to approve the April 17, 2013 agenda. Second by Mark Junk.
Motion carried 4-0.

Approval of Minutes

Motion by Mark Junk to approve the minutes of the regular meeting for March 21, 2013.
Second by Nancy Jeter. Motion carried 4-0.

Audience Participation

Melissa Romme-ABB&B discussed with the board the financials year to date.
Terry Ault-Architectural Solutions discussed and answered any questions the board had concerning cost estimates for possible building project.

Written Communication

Thank you letters were shared with the board.

Finances

Financial Statement

Motion by Lynn Maska to approve the financial statement for March 2013. Second by Nancy Jeter. Motion carried 4-0.

Staff Reports

Sports Director

Information was shared with the board concerning sports.

Program Director

Information concerning all programming was shared with the board.

Aquatics Director

Information was shared with the board concerning aquatics.

Wellness Director

Information was shared with the board concerning wellness.

Sports Complex Director

Information was shared with the board concerning the sports complex.

Superintendent

Discussion was held concerning time clock system and additional maintenance building for equipment at the Bickle/Schmidt Sports Complex.

Unfinished Business

No Unfinished Business

New Business

Golf Cart Bid

Motion by Lynn Maska to approve purchase of the 2008 Electric Golf Cart from Copper Carts in the amount of \$3,900 for use at the Bickle/Schmidt Sports Complex. Second by Nancy Jeter. Motion carried 4-0.

Board Member Reports

No Reports

Other Action

None

Executive Session

None

Adjournment

Motion by Mark Junk to adjourn the meeting. Second by Lynn Maska. Motion carried 4-0.

Respectfully submitted,

Roger Bixenman CPRP
Superintendent

CARE COUNCIL OF ELLIS COUNTY

Meeting Date: Friday, April 19th, 2013
Meeting Time: 11:00 AM – 12:00 PM
Location: Commerce Bank Building – Meeting Room (Basement)

Council Members:

Greg Sund – Chair (UW)	Allyssa Weigel – Vice-Chair (UW)
Kim Thomason (UW)	Terry Siek (UW)
Lisa Karlin (UW)	Nikki Adams (UW)
Trisha Sauer (City)	Mike Billinger (City)
Mark St. Peter (City)	Kayla Lonnon (City)
Becky Howland (County)	Dr. Katherine McGonigal (County)
John Braun (County)	Jake Schulte (County)

Council Members Present:

Greg Sund	Kim Thomason	Lisa Karlin
Trisha Sauer	Becky Howland	John Braun
Nikki Adams	Mike Billinger	Kayla Lonnon
Jake Schulte	Dr. Kathryn McGonigal	

United Way Staff Present:

Jason Rauch Rachel Albin

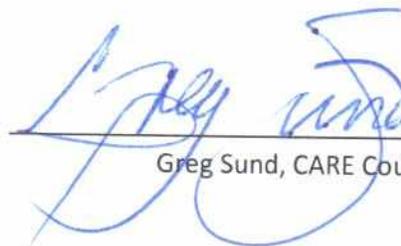
The CARE Council met at 11:00am on Friday, April 19th, 2013 at the Commerce Bank Meeting Room (basement).

Greg Sund, Chair for the CARE Council initiated introductions of the CARE Council members. He reviewed the purpose, responsibilities and roles of the CARE Council team/members.

Jason Rauch, United Way Executive Director, reviewed the allocation applications and evaluation sheets. Funding available for 2014 allocations was discussed. CARE Council members were directed to contact Greg Sund, Chair or the United Way office for further questions or clarifications. The time frame for completing site visits with the agencies and the final meeting to approve allocations was discussed. The final CARE Council meeting will be Friday, May 10th at 11am at the Commerce Bank Meeting Room (basement).

Jason Rauch and Rachel Albin, United Way staff, distributed the CARE Council binders to each CARE Council member. Members were asked to sign a Confidentiality Agreement and a Conflicts of Interest Statement.

The meeting ended at 12:00pm.



Greg Sund, CARE Council Chair

Great Lakes Airlines On-Time Report

May-13	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Under 15 Min On-Time	15-44 Min Late	45-74 Min Late	75 -104 Min Late	105 Min Late or more	Canceled	
Mon-Fri																																						
630	x	x	x			x	x	C	x	C			x	x	C																		73%					27%
645	x	x	x			x	x	x	x	L			x	x	C																		82%				9%	9%
1016	L	x	x			x	x	x	x	x			x	x	x																	91%	9%					
1026	L	x	x			x	x	x	L	x			x	L	x																	73%	18%	9%				
1311	C	x	x			x	x	x	x	x			x	x	L																	82%	9%				9%	
1321	C	x	x			x	x	x	x	L			L	x	L																	64%	27%				9%	
1425	C	x	x			x	x	x	x	L			L	x	x																	73%	18%				9%	
1435	C	x	x			x	x	x	x	x			L	x	x																	82%	9%				9%	
1626	L	x	x			x	x	L	x	x			x	x	x																	82%		9%			9%	
1636	L	x	x			x	x	L	x	x			L	x	x																	73%	9%	9%			9%	
2156	L	x	x			x	L	L	x	L			x	L	L																	45%	9%	27%			18%	
2206	L	x	x			x	C	L	C	L			x	L	L																	36%	9%	18%	9%		18%	
Saturday																																						
715				x							x																					100%						
725				x							x																						100%					
1250				x							C																					50%					50%	
1300				x							C																					50%					50%	
1406				L							x																					50%		50%				
1416				L							x																					50%		50%				
1931				x							x																						100%					
1941				x							x																						100%					
Sunday																																						
845				x							x																						100%					
855				x							x																						100%					
1250				x							x																						100%					
1300				x							x																						100%					
1626				x							x																						100%					
1636				x							x																						100%					
2156				x							x																						100%					
2206				x							x																						100%					

No time logged =na
 Late=L
 On Time=x
 Canceled=C

Average **74%** **8%** **6%** **1%** **4%** **7%**
Total Flights - 164 **122** **13** **10** **1** **6** **12**
Percentage of flights delayed or canceled **26%**

On time means <= 15 minutes