

MINUTES OF A MEETING OF
THE GOVERNING BODY OF
THE CITY OF HAYS, KANSAS
HELD ON FEBRUARY 8, 2001

1. CALL TO ORDER BY CHAIRMAN: The Governing Body of the City of Hays, Kansas met in regular session, Thursday, February 8, 2001, at 7:30 p.m.

Roll Call: Present: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

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

2. MINUTES: Wayne Billinger moved, Howard Rome seconded, that the minutes of the regular meeting held on January 25, 2001, be approved.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

3. CITIZEN COMMENTS: There were no comments.

4. CONSENT ITEMS: Henry Schwaller IV moved, Howard Rome seconded, that the following mayoral appointments be approved:

<u>Beautification Committee</u>	Jason Milbradt – term expiring 08-01-01
<u>Care Council</u>	Mona Severson – term expiring 03-01-03 Harriet Caplan – term expiring 03-01-03
<u>Public Wholesale Water Supply District</u>	Lavern Squier – term expiring 03-01-04
<u>Trades Board</u>	Steve Schmidt – term expiring 08-27-03

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

OLD BUSINESS

5. WATER TURN-OFF ORDINANCE: Commissioner Schwaller requested the Commissioners reconsider their earlier decision concerning the placement of a penalty fee on bills that are not paid by the due date. Since the City is extending the amount of time for a customer to pay their bill, the City should be able to compensate for the loss of approximately \$900 in interest that would be gained if all bills were paid by the due date

The consensus of the Commission was to add a 5% penalty to all bills not paid within a 25-day time frame. The past due bill, including the penalty, would be added to the next month's bill, with a statement notifying the customer the bill is in arrears and allow the customer ten additional days to pay the arrearage.

Wayne Billinger moved, Howard Rome seconded, that Ordinance No. 3550, being an ordinance amending Title Thirteen (13), Chapter 13.12 of the City of Hays, Kansas, Municipal Code, by modifying Section 13.12.070 regarding the shut-off dates and penalties for delinquent water bills, be approved with a 5% penalty added to bills not paid within a 25-day time frame.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

6. SPEED LIMIT ORDINANCE: Henry Schwaller IV moved, Howard Rome seconded, that Ordinance No. 3551, being an ordinance amending Title Ten (10), Chapter 10.16 of the City of Hays, Kansas, Municipal Code, by modifying

Section 10.16.010, Subsection B., Subsection 3, by establishing a maximum speed limit of 20 miles per hour on Country Lane, Cottonwood Lane and from 32nd and Oak Streets to 33rd and Fort Streets and by modifying Section 10.16.020 by removing the school zone from 32nd and Oak Streets to 33rd and Fort Streets, be approved.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

7. WATER DEMAND REPORT: City Manager Zacharias displayed a graphic indicating current and projected water needs for the next 40 years. Based upon a 2% growth rate and a regional average of 155 gallons per person per day, the projected water demand in the year 2040 is approximately 7,300-acre feet.

Howard Rome moved, Wayne Billinger seconded, that projected water demand needs for the City of Hays for the next 40 years, as projected to be approximately 7,300 acre-feet, be established as requested by the Public Wholesale Water Supply District #15.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

8. STREET LIGHTS NORTH OF I-70: KDOT has indicated that they will pay for any costs exceeding \$100,000 for the installation of streetlights north of I-70. Kurt Hassler, Director of Engineering, stated it would cost approximately \$140,000 to install video detection signal lights. These lights will remain in place until the Vine Street Enhancement Project commences, possibly in 2005.

City Attorney John Bird reviewed the proposed contract with Bucher, Willis and Ratliff to perform engineering services. Mr. Bird suggested several changes to the contract.

Wayne Billinger moved, Howard Rome seconded, that a design bid contract with Bucher, Willis and Ratliff for installation of traffic lights at the I-70 ramps on Vine Street, with the recommended changes suggested by the City Attorney, be approved.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

NEW BUSINESS

9. HAYS GAS UTILITY ASSISTANCE PROGRAM: City Manager Zacharias reviewed a draft copy for the Natural Gas Utility Assistance Program that will be funded from excess gas franchise fees that will be collected this year. The purpose of this program is to provide emergency assistance to City of Hays residents with increasing gas utility bills who may have limited or no financial resources to pay. The program will be administered by First Call for Help. First Call for Help will determine the eligibility of those who apply and issue vouchers for direct payment to Midwest Energy. First Call for Help will reconcile all vouchers once a month and forward the bill to the City of Hays. The program will be for four months, February through April 2001.

Sue Rouse, United Way director, and Dave Herl, president of First Call for Help, discussed the criteria necessary to apply for funds and how First Call for Help will determine the amount of assistance. The City Commission made minor changes to the criteria necessary for assistance.

City Manager Zacharias reviewed information on projected gas franchise fees to be collected in 2001 and actual franchise fees collected in 1999 and 2000. It was determined to set aside \$30,000 for the first month of the program and review the program monthly.

Henry Schwaller IV moved, Wayne Billinger seconded, that the City of Hays Natural Gas Utility Assistance Program be established, in order to help Hays residents in need of assistance in paying their individual residential natural gas utility bills, given guidelines approved by consensus of the Commission. The program shall be funded in the amount of \$30,000 for the first month; the funds shall come from excess gas franchise fees collected. Administrative fees, not to exceed \$1,200 per month, shall be paid to First Call for Help.

Vote: Ayes: Troy Hickman

Henry Schwaller IV

Larry Schmidt

Howard Rome

Wayne Billinger

10. PREPARATION OF PRELIMINARY PLAT: Tom Bieker has submitted a proposal to complete a preliminary plat for a parcel of property that lies north of East 41st Street and east of US 183 for a total cost of \$3,600. The owner of the property has already hired Mr. Bieker to provide surveys for several parcels of property within the targeted area. The work Mr. Bieker has already done on the owner's behalf will greatly complement and significantly reduce the cost of a preliminary plat for the overall area. The City Engineer and the Community Development Coordinator requested Mr. Bieker submit a proposal.

This proposal was presented to the Enhancement Steering Committee. The Ellis County Coalition for Economic Development supports planning/platting efforts north of I-70 and feels preliminary platting activities should be funded by the City of Hays. The City normally does not pay for preliminary plats. The Coalition Board has moved that if the City would not fund the entire amount, the coalition would contribute up to \$2,500.

City Manager Zacharias stated the issue here is that the Enhancement Committee feels that if the Commission wants to accelerate the time frame to put in a reverse access road; this partnership will make that happen.

Commissioner Schmidt stated he felt the next developer that comes along would expect the City to foot the bill for his preliminary plat if the City does it this time. This is a deviation from normal procedures.

Henry Schwaller IV moved, Wayne Billinger seconded, that City staff prepare a preliminary plat through Bieker Surveying of a portion of property owned by Tom Braun, located north of East 41st Street and east of US 183, for a total of \$3,600, as recommended by the Enhancement Steering Committee.

Vote: Ayes: Troy Hickman

Henry Schwaller IV

Howard Rome

Wayne Billinger

No: Larry Schmidt

11. VINE STREET SANITARY SEWER: City Engineer Kurt Hassler reviewed two options for relocating a sanitary sewer line serving the Holiday Inn and the Amoco Station. The line needs to be moved to allow for the installation of a storm sewer box culvert to divert street run-off and storm water from Vine to the west into the draw along Skyline Drive. Mr. Hassler recommended that the cheaper of the two options be chosen. This option would route the new line around the parking lot south of the Holiday Inn.

Bids were received from two firms:

APAC-Kansas, Inc.	\$24,975.80
J-Corp	21,389.00

Henry Schwaller IV moved, Larry Schmidt seconded, that the bid from J-Corp in the amount of \$21,389.00 be accepted for the Vine Street sanitary sewer line relocation.

Commissioner Rome stated he would be voting against accepting J-Corp's bid because J-Corp has not completed promised repairs to the golf cart paths at the Fort Hays Municipal Golf Course.

Commissioner Billinger stated he would vote to accept this bid, but would like to revisit the cart path repair issue this spring.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Wayne Billinger
No: Howard Rome

12. WATER AND SEWER LINE ENGINEERING ADDENDUM: This addendum is to extend the water and sanitary sewer main lines from the intersection of Old Highway 40 and Commerce Parkway north approximately 1,750 feet along Commerce Parkway to the proposed north entrance into the industrial park currently planned by the Development Corporation.

Wayne Billinger moved, Howard Rome seconded, that the addendum to the contract with Bucher, Willis and Ratliff for water and sewer line engineering services on Commerce Parkway, as proposed in the updated version of the Capital Improvement Plan, at a cost not to exceed \$51,700, be approved.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

13. WATER AND SEWER MASTER PLAN ENGINEERING ADDENDUM: This addendum addresses the City's request for a Water and Sanitary Sewer Master Plan for the area north of I-70.

Howard Rome moved, Wayne Billinger seconded, that the addendum to the contract with Bucher, Willis and Ratliff for water and sewer line master plan engineering services north of I-70, as proposed in the updated version of the Capital Improvement Plan, at a cost not to exceed \$14,000, be approved.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt

Howard Rome

Wayne Billinger

14. AIRPORT ISSUES: A. A grant offer has been received from the Federal Aviation Administration for improvements to the Hays Regional Airport. The grant is for \$929,737; the City's share of the project is \$103,304, which will come out of the Airport Improvement Fund

Wayne Billinger moved, Howard Rome seconded, that a grant in the amount of \$929,737 from the Federal Aviation Administration to extend Runway 16-34, including the relocation of the glide slope indicator and approach lighting system, be accepted.

Vote: Ayes: Troy Hickman

Henry Schwaller IV

Larry Schmidt

Howard Rome

Wayne Billinger

B. A Memorandum of Agreement between the FAA and Hays Regional Airport to relocate the glide slope indicator and the medium intensity approach light system on Runway 16-34 is necessary because of the 400 foot runway extension. The total dollars that are to be reimbursed to FAA AF per this agreement are \$94,700 for labor, travel, administration and flight checks. The Approach Light System is eligible for AIP funds and will be part of the -12 grant, which means 90% of \$54,960 will be reimbursed to the City. The Glide Slope is not eligible for AIP funds, which means the City will be responsible for the \$39,740 portion of this agreement. These are estimated costs.

Howard Rome moved, Wayne Billinger seconded, that the Mayor be authorized to sign an agreement with the Federal Aviation Administration to relocate the glide slope indicator and the medium intensity approach light system on Runway 16-34.

Vote: Ayes: Troy Hickman

Henry Schwaller IV

Larry Schmidt

Howard Rome
Wayne Billinger

C. Howard Rome moved, Larry Schmidt seconded, that the City Manager be authorized to sign "Supplement No. 8 to Contract No. DTFA09-81-L-10024" with the Federal Aviation Administration regarding glide slope boundaries.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

15. BOUNDARY RESOLUTION: Henry Schwaller IV moved, Wayne Billinger seconded, that Resolution No. 360, being a resolution establishing the revised boundaries for the city limits of Hays, be approved.

Vote: Ayes: Troy Hickman
Henry Schwaller IV
Larry Schmidt
Howard Rome
Wayne Billinger

16. COMMISSION INFORMATIONAL MEMORANDUM: Commissioner Schwaller requested that City staff visit with Fort Hays State University officials concerning the Lark's Park contractual agreement. FHSU has implemented a \$100 fee per day for each day of competition during tournaments because of an increase in electrical costs that are a result of the installation of new lights.

Commissioner Billinger made the recommendation that the salary of Commissioners be raised from \$100 a month to \$150 a month, effective April 1, 2003. This would not affect any of the present Commissioners unless they were re-elected.

Commissioner Schwaller stated he would be voting no. There are so many other things in the City that need to be fixed; it's an honor to serve as a Commissioner.

Commissioner Billinger agreed it is an honor to serve as a Commissioner, but these monies could help offset other costs associated with being a Commissioner.

Commissioner Schmidt stated it is not a lot of money; it doesn't hurt to be reimbursed a little bit for the meetings the Commissioners attend. It's only a token at best; no one is going to make a living off of \$150.

Wayne Billinger moved, Howard Rome seconded, that staff be directed to prepare an ordinance regarding Commissioner's salaries, changing the monthly salary from \$100 a month to \$150 a month, effective April 1, 2003.

Vote: Ayes: Larry Schmidt

Howard Rome

Wayne Billinger

No: Troy Hickman

Henry Schwaller IV

Mayor Hickman stated he enjoyed receiving the Convention and Visitors Bureau annual report and suggested other City departments do the same in the future.

City Manager Zacharias stated that staff has considered having one annual report that would summarize activities in all the departments.

17. ADD-ON ITEMS: City Manager Zacharias stated that there would be two public meetings of the Park and Recreation Master Plan Steering Committee. The meetings will be held on February 27th and February 28th starting at 6:00 p.m.

Mayor Hickman read a Proclamation proclaiming Tuesday, February 13, 2001 as "Paint It Black – Pack The House Day" to support the Fort Hays State University men's basketball game against the University of Nebraska at Kearney.

Thereupon the Governing Body adjourned.

Submitted by: _____

Clerk of the Board

