

MINUTES OF A MEETING OF
THE GOVERNING BODY OF
THE CITY OF HAYS, KANSAS
HELD ON MAY 23, 2002

1. CALL TO ORDER BY CHAIRMAN: The Governing Body of the City of Hays, Kansas met in regular session on Thursday, May 23, 2002 at 7:30 p.m.

Roll Call: Present: Henry Schwaller IV
Troy Hickman
Sunell Koerner
Dick Bedard

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

2. MINUTES: Sunell Koerner moved, Dick Bedard seconded, that the minutes of the regular session held on Thursday, May 9, 2002, be approved.

Vote: Ayes: Henry Schwaller IV
Troy Hickman
Sunell Koerner
Dick Bedard
Larry Schmidt

3. FINANCIAL STATEMENT: Troy Hickman moved, Sunell Koerner seconded, that the Financial Statement for the month of April 2002, be approved.

Vote: Ayes: Henry Schwaller IV
Troy Hickman
Sunell Koerner
Dick Bedard
Larry Schmidt

4. CITIZEN COMMENTS: Alexis Wilson, Elizabeth Debusk, and Brittany Mullen, students of Mrs. Pam Rein's civics class at Hays High School addressed the Commission regarding smoking in restaurants. They presented facts about second hand smoke and submitted a petition to abolish smoking in restaurants.

Stan Kruse inquired about the maintenance of the city tennis courts.

City Manager Randy Gustafson stated the City is in the process of putting together the budget for 2003 and he will consider Mr. Kruse's request for proper maintenance of the courts.

5. CONSENT ITEMS: A. Dick Bedard moved, Troy Hickman seconded, that the following mayoral appointments be approved:

Board of Zoning Appeals

Lou Caplan – 3-year unexpired term expiring May 1, 2004

Convention & Visitors Bureau Advisory Committee

Chris Norris – 3-year unexpired term expiring December 1, 2004

Planning Commission

Larry Gould – 3-year term expiring April 30, 2005

Jim Fouts – 3-year term expiring April 30, 2005

Roger Staab – 3-year term expiring April 30, 2005

B. And that the Park Lease Agreement with Midwest Energy for the use of Municipal Park on June 1, 2002, for a company picnic, be approved,

C. And that the sale of hangar G-9 at the Hays Regional Airport from John Britting to Rich's Air Service in the amount of \$78,000, be approved.

Vote: Ayes: Henry Schwaller IV

Troy Hickman

Sunell Koerner

Dick Bedard

Larry Schmidt

OLD BUSINESS

6. PUBLIC WHOLESALE WATER SUPPLY DISTRICT #15 REPORT: Mayor Schwaller read a letter to the Commission from Public Wholesale Water Supply District #15.

The PWWSD #15 board approved a plan to engage an outside consultant through a Request for Proposal process to evaluate the options of conveying

water from either of the reservoirs of Kanopolis and Wilson. The board also passed a motion to establish a policy that would consider hiring an independent review at appropriate points during the design and construction.

City Manager Gustafson recommended the Commission endorse the activities of PWWSD #15 in pursuing a two phase water development effort utilizing southeast Russell County groundwater assets as Phase I, with the second phase being the sourcing of surface water from Kanopolis or Wilson reservoirs. This should provide a reliable drought proof water supply for our City's projected needs.

Commissioner Schmidt stated he didn't see how the Commission could endorse the PWWSD #15 proposal when the Commission doesn't have the review yet. All the engineering and all the information should be presented before decisions are made where to go in the search for water. He would endorse their plan to hire an outside consultant to evaluate the options of Kanopolis and Wilson.

Henry Schwaller IV moved, Sunell Koerner seconded, that the Hays City Commission endorse the PWWSD #15 plan to hire an outside consultant through an RFP process to evaluate the options of conveying water from either/or the reservoirs of Kanopolis and Wilson.

Commission Schmidt stated he could vote for that motion because it doesn't endorse the South Russell option which may or may not become a part of this plan. The South Russell option should not be approved before the report is finished by the state and by the third party.

Vote: Ayes: Henry Schwaller IV

Troy Hickman

Sunell Koerner

Dick Bedard

Larry Schmidt

Henry Schwaller IV moved, Troy Hickman seconded, that the Hays City Commission endorse the PWWSD#15 plan to consider hiring an independent

consultant review at benchmark points during the design engineering and construction of Phase I and Phase II.

Vote: Ayes: Henry Schwaller IV

Troy Hickman

Sunell Koerner

Dick Bedard

Larry Schmidt

NEW BUSINESS

7. KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT (KDHE)

REMEDIATION PROJECT: A leaking underground storage tank was found at the Service Department site in the early 1990's and was placed into the Underground Storage Tank Trust Fund. The Kansas Department of Health and Environment has been monitoring the site since then. KDHE notified the Public Works Department that the site would be exiting the monitoring phase of remediation and entering remediation. The trust fund will fund the costs for remediation and the City will not have a fiscal responsibility. The selection of the contractor to perform the remediation has been made by KDHE. It is required of the City to endorse and approve the contractor.

Troy Hickman moved, Sunell Koerner seconded, that the City of Hays enter into an agreement with the Kansas Department of Health and Environment to commence remediation of the underground storage tank located at the Service Department.

Vote: Ayes: Henry Schwaller IV

Troy Hickman

Sunell Koerner

Dick Bedard

Larry Schmidt

Troy Hickman moved, Sunell Koerner seconded, that the Mayor be authorized to sign a contract with Blue Stem Environmental Engineering to provide services for groundwater investigation to be paid by KDHE.

Vote: Ayes: Henry Schwaller IV

Troy Hickman

Sunell Koerner

Dick Bedard

Larry Schmidt

8. COMMUNITY ALLOCATION, REVIEW AND EVALUATION (CARE)

COUNCIL ALLOCATION: Sue Rouse, Carolyn Bird, and Christie Brungardt, representing the CARE Council, recommended allocating the 2002 distribution of human resource funds to the following:

American Red Cross, Ellis County Chapter	\$ 5,000
Big Brothers – Big Sisters	4,000
Cancer Council of Ellis County	3,450
CASA of the High Plains, Inc.	4,000
Ellis County Ministerial Alliance	6,000
First Call for Help	7,500
Hays Area Children’s Center	3,450
Northwest Kansas Family Shelter	8,000
Senior Companion Program	<u>1,100</u>
TOTAL	\$42,500

The CARE Council recommended the following distribution of City of Hays alcohol tax funds:

Dream, Inc.	\$22,000
Smoky Hill Foundation for Chemical Depend.	13,000
Regional Prevention Center	11,000
Allocation to Special Prevention Grant	<u>4,000</u>

TOTAL

\$50,000

Troy Hickman moved, Dick Bedard seconded, that the recommendations of the CARE Council regarding the 2002 distribution of budgeted human resource funds and alcohol tax funds be accepted.

Vote: Ayes: Henry Schwaller IV

Troy Hickman

Sunell Koerner

Dick Bedard

Larry Schmidt

9. COMMISSION INFORMATIONAL MEMORANDUM: City Manager Gustafson stated he has met several times with representatives of the Downtown Hays Development Corporation and intends to report to the Commission in the near future what the City's participation, in his judgement, should be in regards to the project.

Mayor Schwaller stated the DHDC has started renovation work on the old Midwest Energy building on 11th Street. DHDC has received a grant in the amount of \$78,000 from the Kansas Historic Preservation Trust for the Philip Hardware building, the oldest commercial building still standing in Hays.

10. ADD-ON ITEMS: There were none.

Thereupon the Governing Body adjourned.

Submitted by: _____

Clerk of the Board

