

**REGULAR CITY COUNCIL MEETING
CITY ADMINISTRATIVE OFFICES
511 N. COMMERCIAL**

**April 2, 2012
7:30 P.M.**

PRESIDING: Mayor Keith DeHaven

GOVERNING BODY MEMBERS PRESENT: Jon Jenson, Lynne Vigil, Larry Emmel, Rick Jacob arrived 7:32 pm, Thom Noone arrived 7:37 pm

ALSO ATTENDING: Jaci Reimer, City Administrator; Janise Enterkin, City Clerk; Brad Jantz, City Attorney; Karen, Harvey County Independent; John Pittinger, Eric Vogel, WB Services; Nicole Crotts, Ryan Schmidt, Walter Hoyt

ADDITIONS/DELETIONS TO THE AGENDA

MOVED BY EMMEL AND SECONDED BY JENSON TO APPROVE THE AGENDA AS PRESENTED. MOTION CARRIED.

CONSENT AGENDA

MOVED BY JENSON AND SECONDED BY VIGIL TO APPROVE THE CONSENT AGENDA INCLUDING:

MINUTES OF THE REGULAR COUNCIL MEETING OF MARCH 19, 2012 .

PAYROLL CHECKS 25958 - 26002

GENERAL DISBURSEMENT CHECKS 57760 - 57798.

MOTION CARRIED.

PUBLIC COMMENT

Mayor DeHaven opened the continuation of the hearing for 202 W. 8th at 7:38 p.m.

Nicole Crotts, new owner of 202 W. 8th, presented Council with a list of repairs and requested a continuation of 6 months to complete. She said she would keep the Council aware of progress.

MOVED BY JENSON AND SECONDED BY VIGIL TO APPROVE THE CONTINUATION OF THE HEARING FOR 202 W 8th FOR 6 MONTHS, OCTOBER 1, 2012. MOTION CARRIED.

Eric Vogel, WB Services came before Council requesting an extension of 60 days to move Healy Biodiesel into their new facility at the Industrial Park. He explained that the new building was taking longer than anticipated.

Council asked Vogel if production had ceased at the current Healy Biodiesel location as noted in the agreement. They discussed the storage of tanks on the city property and asked that the tanks be stored on WB Services property.

Council member Emmel said he would agree with giving a 60 day extension with the stipulation that the property is to be turned over to the city without debris, tanks, totes, etc. no later than 60 days. Council stressed that they would like better oversight to the Healy operation from WB Services while in the process of moving to the new location.

Council member Emmel recommended that a letter be sent to WB Services that involved the separation of the lease and the requirements that Mr. Healy had in not producing product at the current location so Mr. Vogel has something to go on when he addresses that issue.

MOVED BY EMMEL AND SECONDED BY VIGIL TO APPROVE THE EXTENSION OF 205 W. 1ST FOR 60 DAYS WITH THE STIPULATION THAT PROPERTY MUST BE READY FOR POSSESSION ON JUNE 4, 2012. MOTION CARRIED.

STAFF REPORTS

Jaci Reimer, City Administrator reviewed:

- a) Residential Electronic waste (E-waste) month of May with Harvey County transfer station. A coupon has been sent to residents giving them free E waste disposal (any electronic devices that have a circuit board, does not include microwaves). The cost of this service is a nominal charge to city. Harvey County will keep track of how many citizens use this benefit.
- b) The city has contracted with Document Resources, Inc. for a City Wide Shred Day to be offered at the City Shop on April 28 from 9am to 11am. Residential household and personal shredding only, each resident is limited to 3-5 large plastic leaf bags. Two city staff people will be on site.
- c) PWWSD sent notification that the water rates will increase by 1 cent in 2013. This will not require a cost increase to the city water charges.
- d) Revised Recreational Vehicle parking at a residence is included in packet for review.
- e) Set time and dates for discharge and sales of fireworks for Fourth of July celebration.
- d) Calendar for bonds to cover Medical Clinic. The clinic design has been scaled down from 4700 square feet to 3000 square feet. Engineers will present a task order for final design. Steve Kelley and Val Gleason of Newton Medical will come before Council in April or May. Tenant will be out of 522/524 N Commercial by April 30th. The community shelter is being designed.
- e) The next council meeting will include staff reports.
- f) Council discussed alley easement at 7th between Franklin and Madison.

Brad Jantz, City Attorney, reported on:

- a) The letter of intent for 520 N. Commercial.
- b) The letter regarding culverts on Harrison, action has been taken to correct the problem.
- c) Council discussed a letter received April 28, 2010, received from the legal counsel of the Sedgwick Valley Joint Drainage District No. 1 giving permission for the city to mow and remove debris in the outlet channel from 7th Street to 125th Street until a written notice of termination is received from either the Drainage District or the city. The city was verbally told by the Drainage District that they can not mow or remove debris on the Alderson property. This order was given by the property owner through the Drainage District. Council member Emmel and Jenson were troubled by the lack of maintenance in that channel and felt that if they continue the agreement that was stated in the letter, the city may be liable along with the Drainage District if flooding should occur due to the lack of maintenance.

MOVED BY EMMEL AND SECONDED BY JENSON TO GIVE THE DRAINAGE DISTRICT 30 DAYS NOTICE THAT THIS AGREEMENT DATED APRIL 28, 2010 IS TERMINATED. MOTION FAILED 3 NAYS (VIGIL, JACOB, NOONE) 2 YAYS (JENSON, EMMEL)

NEW BUSINESS

MOVED BY VIGIL AND SECONDED BY NOONE TO APPROVE APRIL 29TH - MAY 5TH AS MUNICIPAL CLERKS WEEK PROCLAMATION. MOTION CARRIED.

Consensus of Council to approve the changes to the Zoning Regulations Section 6, 1. 'front setback lines on both streets' to 'clear of the site triangle line of both streets'.

OLD BUSINESS

MOVED BY JACOB AND SECONDED BY NOONE TO APPROVE THE FOURTH OF JULY HOLIDAY FIREWORK SALE AND DISCHARGE DATES OF JUNE 30 – JULY 4, 2012, SATURDAY 10-10, SUNDAY 12-10 MONDAY 10-10 TUESDAY 10-12 WEDNESDAY 10-12. MOTION CARRIED. EMMEL & JENSON OPPOSED.

MEETING REMINDERS

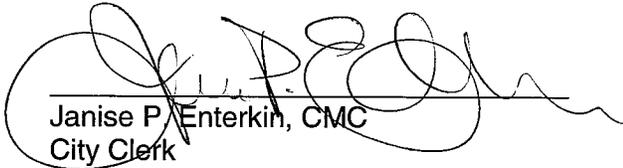
April 4, 1:30 PM – Wichita Metro Chamber of Commerce at City Hall

April 14, 8:30 am – SCAC – Valley Center City Hall

April 28, 9 am – 11 am – City Shred Day at City Shop

MOVED BY EMMEL AND SECONDED BY JACOB TO ADJOURN. MOTION CARRIED.

Meeting adjourned at 9:25 p.m.


Janise P. Enterkin, CMC
City Clerk