

**MINUTES-REGULAR MEETING
MAIZE CITY COUNCIL
Monday, January 22, 2007**

The Maize City Council met in a regular meeting at 7:30 p.m., Monday, **January 22, 2007**, in the Community Building, 401 Khedive, with **Mayor Clair Donnelly** presiding. Councilmembers present were **Raynol Herndon, Donna Clasen, Cathy Reed, Karen Fitzmier, and Nick Ard**.

Also present were: **Richard LaMunyon**, City Administrator, **Jean Silvestri**, City Clerk, **Tom Powell**, Attorney, **Kim Edgington**, Planning and Zoning Administrator, **Bill McKinley**, City Engineer, **Ron Smothers**, Public Works Director, **Matt Jensby**, Police Chief, **Jerry Rayl**, Financial Advisor and **Rose Mary Saunders**, Grant Writer.

APPROVAL OF AGENDA:

The Agenda was submitted for approval.

MOTION: *Clasen* moved to approve the agenda as amended with removal of Agenda Item 8C, Watercress 2nd Addition and Hampton Lakes Phase 2.
Ard seconded. Motion declared carried.

CONSENT AGENDA:

The Consent Agenda was submitted for approval.

MOTION: *Clasen* moved to approve the consent agenda with the correction on the December 18, 2006 Council Minutes on the sludge amount to be .0275 rather than 2.75.
Fitzmier seconded. Motion declared carried.

PUBLIC COMMENTS:

None.

FINANCIAL PACKAGE:

The proposed 2007 financing plan was submitted to Council for approval. Recommendations in the plan include refunding the outstanding Wastewater Revolving Loan giving the City \$2,094,412 for projects in 2007. Project recommendations include Watercress Addition Paving 2A, Fiddler's Cove @ Prairies Pines 2nd Addition \$1,153,440, Hampton Lakes Phase Two \$551,700, Wadley Ranch Addition 38,700, Watercress 2nd Addition 615,600, and Carriage Crossing VI \$540,000 for a total of \$3,034,440.

MOTION: *Ard* moved to approve the 2007 financial plan and to direct staff to begin necessary steps for implementation.
Herndon seconded. Motion declared carried.

GENERAL OBIGATION BONDS, SERIES A, 2007:

A resolution outlining the final costs of the Wynwood Addition Phase I, South Meadows III, Carriage Crossing V, and Creekside Estates & Balmoral Briar Additions were submitted for Council approval.

MOTION: *Fitzmier* moved to approve the final costs of the projects in an amount of \$1,402,920 and to set a public hearing for Monday, February 5, 2007 at 7:00 pm.
Clasen seconded. Motion declared carried.

City Clerk assigned Resolution 391-07.

**FIDDLERS COVE @ Prairie 2nd Addition, HAMPTON LAKES 2 and WADLEY RANCH ADDITION
PETITIONS, RESOLUTIONS OF ADVISABILITY, CONSTRUCTION ORDINANCES:**

Improvement petitions, Resolutions of Advisability and construction ordinances for Fiddlers Cove @ Prairie Pines 2nd, Hampton Lakes Phase 2 and Wadley Ranch Addition were submitted to Council for approval.

MOTION: *Ard* moved to accept the Fiddler's Cove @ Prairie Pines 2nd improvement petitions and the engineer's estimate of \$1,281,600, to adopt the Resolution Advisability and to adopt the Construction Ordinance for said project.
Clasen seconded. Motion declared carried.

City Clerk assigned Resolution # 392-07.
City Clerk assigned Ordinance #720.

MOTION: *Ard* moved to accept the Hampton Lakes Addition Phase 2 improvement petitions and the engineer's estimate of \$941,000, to adopt the Resolution Advisability and to adopt the Construction Ordinance for said project.
Clasen seconded. Motion declared carried.

City Clerk assigned Resolution # 394-07.
City Clerk assigned Ordinance #722.

MOTION: *Ard* moved to accept the Wadley Ranch Addition improvement petitions and the engineer's estimate of \$43,000, to adopt the Resolution Advisability and to adopt the Construction Ordinance of said project.
Clasen seconded. Motion declared carried.

City Clerk assigned Resolution # 393-07.
City Clerk assigned Ordinance #721.

TRANSYSTEMS MAIZE ROAD DRAINAGE REPORT:

The Transystems Maize Road drainage report was discussed. No action was taken.

CONTINENTAL ANALYTICAL SERVICES AGREEMENT:

Groundwater Management District #2 has given approval to our proposed groundwater-monitoring plan for the detention pond. The City of Wichita will do the organic analysis as a courtesy to the City. An agreement to perform the inorganic sampling by Continental Analytical Services Agreement was presented to Council for approval.

MOTION: *Fitzmier* moved to approve the Continental Analytical Services Agreement not exceed \$12,000.
Ard seconded. Motion declared carried.

AGRI ENTERPRISES AGREEMENT ADDENDUM:

An addendum to the December 18, 2006 agreement from Agri Enterprises addressing weekends and holiday maintenance requirements for both the wastewater and water utilities was presented to Council for approval.

MOTION: *Clasen* moved to approve the Agri Enterprise Agreement Addendum to assist the City in weekend and holiday requirements for the Water & wastewater utilities at \$35.00 per day.
Reed seconded. Motion declared carried.

GRANT WRITER'S AGREEMENT:

A proposal from Rose Mary Saunders of Ranson Financial Consultants, LLC for administrative grant writer services to complete the water hook-up services was submitted for Council approval. Rose Mary has been in charge of the grant project but has changed companies.

MOTION: *Ard* moved to approve the Grant Writer's proposal for Administrative services and the Grant Writer's Agreement to complete the water hook-up services not exceed \$4,250 per the schedule in Section 4.1 of the agreement.
Clasen seconded. Motion declared carried.

NON-SMOKING ORDINANCE:

A non-smoking ordinance was submitted to Council for approval, Discussion followed. No action was taken.

FLOODPLAIN ORDINANCE:

A Floodplain Ordinance was submitted to the Council for approval. The State of Kansas has delegated the responsibility of adopting Floodplain management regulations to the local government units in order to protect the general welfare of the public. The Ordinance establishes the City's eligibility for participation in the National Flood Insurance Program.

MOTION: *Clasen* moved to approve the Floodplain Ordinance as presented and authorize the Mayor to sign.
Herndon seconded. Motion declared carried.

City Clerk assigned Ordinance #723.

EMPLOYEE SALARY ADJUSTMENT:

Upon review, it was recommended by the Personnel Policy Review Committee that a salary adjustment of 0.25 per hour be authorize for non-contract employees effective January 1, 2007. Committee members include Councilmember Clasen and Fitzmier, Richard LaMunyon, Chief Jensby, Ron Smothers and Jean Silvestri.

MOTION: *Ard* moved to approve salary adjustment in the amount of 0.25 per hour for non-contract employees effective January 1, 2007.
Herndon seconded. Motion declared carried.

ZIMMERMAN RESOLUTION:

A Resolution supporting the development of affordable rental housing from Zimmerman Properties, LLC to allow for application of federal tax credits for a second phase to the Fieldstone Apartments was submitted for Council approval.

MOTION: *Clasen* moved to adopt the Resolution of support for Zimmerman Properties, LLC and for application of federal tax credits for a second phase to the Fieldstone Apartments.
Reed seconded. Motion declared carried.

City Clerk assigned Resolution #395-07.

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RAILROAD AGREEMENT FOR 53RD STREET:

An agreement to upgrade the RR crossing on 53rd street to highway standards that includes flashing lights and gates was presented to Council. The Kansas and Oklahoma Railroad plans to facilitate the upgrades in partnership with KDOT. The City of Maize will incur no cost for installation or maintenance; however, we are being asked to install and maintain advanced warning signs and pavement markings. The agreement involving all parties was presented to Council for consideration.

MOTION: *Reed* moved to approve the agreement with the Kansas and Oklahoma Railroad Company, KDOT and the City of Maize, and authorize the Mayor to sign.
Ard seconded. Motion declared carried.

EXECUTIVE SESSION:

Mayor Donnelly requested an executive session to discuss legal matters.

MOTION: *Clasen* moved to go into executive session for 15 minutes at 11:10 pm to discuss legal issues.
Herndon seconded. Motion declared carried.

Council reconvened at 11:20 pm. No action was taken.

ADJOURNMENT:

With no further business coming before the Council,

MOTION: *Fitzmier* moved to adjourn.
Clasen Seconded. Motion declared carried.
Meeting adjourned.

Respectfully submitted by: _____
Jean Silvestri, City Clerk