

Council Chambers  
City Hall  
April 1, 2008  
7:30 P.M.

Council met in regular session with Mayor Sharon Brown presiding and roll call showing Councilmembers: Steve Fox, Justin Begnoche, Daton Hess, Rhys Baker, Butch Hess, Charles Smith and Connie Jordan present.

There was a Public Hearing at 7:30 p.m. before the Council went into regular session. The hearing was to listen to any comments in regard to establishing a Rural Housing Incentive District within the City and adopting a plan for the development of the housing in the district. The incentive district would be the annexed addition known as Center Heights. Joe Norton, of Gilmore Bell, spoke to the Council to present the plan for development and introduce the developer. Pat Hinojos, Stifel, Nicolaus and Company, Inc., appeared before the Council to summarize the feasibility of the development plan. Donna Long, representing a group of citizens, appeared before the Council to voice some concerns about the development and the way it is to be financed. Don Cooper, the developer, also appeared before the Council to explain how the development will take place. The Public Hearing lasted one hour and fifteen minutes.

The regular meeting was called to order at 8:45 p.m.

Joe Norton, with Gilmore Bell, appeared before the Council to ask for the adoption of Ordinance No. 2212 that had been presented to the Council for review.

**Ordinance No. 2212**, entitled "AN ORDINANCE OF THE GOVERNING BODY OF THE CITY OF CLAY CENTER, KANSAS, ESTABLISHING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY AND ADOPTING A PLAN FOR THE DEVELOPMENT OF HOUSING AND PUBLIC FACILITIES IN SUCH DISTRICT, AND MAKING CERTAIN FINDINGS IN CONJUNCTION THEREWITH (CENTER HEIGHTS PROJECT).", was read and considered by sections. Moved by Councilmember Begnoche, seconded by Councilmember D. Hess, to adopt Ordinance No. 2212 as presented. The motion carried 5-2. Councilmembers Fox, Begnoche, D. Hess, Baker and Jordan voted "yea" and councilmembers B. Hess and Smith voted "nay".

Copies of the minutes of the previous meeting were presented and approved by the Council. Copies of the minutes of the previous Public Utilities Commission meeting were presented.

Cash balances for the month of March 2008 were presented. Expenditures and Revenues with balance of the budget for the month of March 2008 were presented.

Appropriation Ordinance Nos. 3221 and 3222, allowing claims, which had been checked by the Council, were presented. Moved by Councilmember Smith, seconded by Councilmember B. Hess, that these ordinances be approved for payment. Upon being put to a vote by roll call this motion carried by a unanimous vote of all Councilmembers present.

The following communication items were read by City Clerk, Calvin Wohler:

A "Thank You" from the family of Steve Cooper for a plant sent in memory of his father who passed away.

A letter from Clay County Emergency Medical Service informing the City that Sharon Brown, Bill Robinson, Brian Probst and Jerry Davies had completed the Incident Command System Course, ICS300 on March 18 and 19, 2008.

A letter from the National Arbor Day Foundation informing Clay Center it has been named a 2007 Tree City USA.

City Attorney, Michael Ryan, presented a Proclamation for approval. The Proclamation proclaims the month of April as Child Abuse Prevention Month. The Proclamation was originated by SRS and submitted by Clay County Child Care. Moved by Councilmember Begnoche, seconded by Councilmember Jordan, to approve the Proclamation as stated above. The motion carried unanimously.

A 2008-2009 Liquor License for KADS LLC d/b/a Kidwells Liquor was presented for approval. Moved by Councilmember B. Hess, seconded by Councilmember Baker, to approve the above mentioned liquor license. The motion carried unanimously.

Mayor Brown and some members from the City Tree Board held a Tree City USA flag presentation. A picture was taken.

Butch Swihart, representing the Clay County Wrestling Club, appeared before the Council to ask for a donation of \$250.00 to go toward expenses of an ad in a State Wrestling Club program. The Council had approved this same amount last year. Moved by Councilmember Smith, seconded by Councilmember B. Hess, to donate \$250.00 out of the Special Park and Recreation Fund to the Clay County Wrestling Club. The motion carried 6-0-1. Councilmember Begnoche abstained.

Steve Blackwood, representing a local roping club, appeared before the Council asking for permission to have roping cattle at the fairgrounds from April 1, 2008 through November 1, 2008. The Council has given a special exemption for this the last several years. Moved by Councilmember Smith, seconded by Councilmember B. Hess, to grant another exemption for the number of cattle that can be kept at the fairgrounds from April 1, through November 1, 2008. The motion carried unanimously.

Committee reports were as follows:

**Ways and Means**-Mayor Brown has been making some contacts for new janitorial service for City Hall. Mayor Brown is recommending that Big Lakes Development Center be hired at \$458.10 per month for cleaning services and Kim Harding be hired to polish floors at \$200.00 per month. Moved by Councilmember Begnoche, seconded by Councilmember B. Hess, to make the above mentioned hirings as presented. The motion carried unanimously.

**Streets and Alleys**-The department has located a 1999 International Dump Truck with a sand spreader and snow plow for \$22,000.00. Street Superintendent, Greg Jensen, has been to Topeka, Kansas to look at the truck and he feels it is a good truck. Moved by Councilmember Begnoche, seconded by Councilmember B. Hess, to purchase the 1999 International Dump Truck for \$22,000.00, which includes a \$5,000.00 trade in for an older dump truck. The motion carried unanimously.

Committee met to discuss a Spring Clean-Up. The Spring Clean-up will begin April 21, 2008.

**Building Permits**-Moved by Councilmember Jordan, seconded by Councilmember Smith, to approve the following permits:

Jon Wernette for a 10' x 12' room addition at 2231 Eisenhower Drive.

Luella Klataske for a 24' x 24' garage at 315 S. 9<sup>th</sup> Street.

**Old Business**-There will be a bid opening for a street improvement project on April 14, 2008 at 10:30 a.m. The bids will be for the Health Department Sub-Division improvement.

**New Business**-The Clay County Extension Office has made a request to have "Down Town Farmers Market" again this year. They are requesting the use of the east side of Fifth Street between Lincoln Avenue and Court Street. The days will be on Saturday, starting June 21<sup>st</sup> until October. Moved by Councilmember Smith, seconded by Councilmember B. Hess, to allow the Farmers Market to be held again this year. The motion carried unanimously.

Moved by Councilmember Smith, seconded by Councilmember B. Hess, to adjourn the meeting. The motion carried unanimously. The meeting was adjourned.