

**CITY OF HESSTON
CITY COUNCIL MEETING**

MINUTES of November 9, 2009

Council Meeting No.11

The regular meeting of the Hesston City Council was held on Monday, November 9, 2009 at 6:00 p.m. in the City Council Chambers of the Hesston Municipal Building.

PRESENT

Council member's LuAlan Willems, Phil Regier, David Kauffman, and Brad Unruh; City Administrator John Carder, City Attorney Tim Larson, and City Clerk Jason Thrasher with Mayor John Waltner presiding. A quorum was present.

ABSENT

Council member Des Martens

OTHERS PRESENT

Bob Latta with the Hesston Record; Harvey County residents Dale Koehn, Royce Enns, Dean Alison, Mervin and Betsy Ann Bontrager, Bill Luzier, Tina Luzier, and Sharon and Chad Wages; Hesston resident Susan Moore

ADDITIONS TO THE AGENDA

City Administrator John Carder requested that the following items be added to the agenda:

- Add Resolution No. 1072 – Resolution of Intent for Silverstone IRB's
- Add Resolution No. 1073 – Harvey County Multi-Hazard Mitigation Plan
- Remove Item 8-A Water Tower Invoices from the Agenda

CONSENT AGENDA

David Kauffman moved to adopt the Consent Agenda as presented. Brad Unruh seconded. Motion carried 4-0.

CONSTITUENCY COMMENTS

Susan Moore addressed the Council regarding the decision to allow the consumption of cereal malt beverage at the golf course that was made at the October Meeting. She also requested that the agenda be published and that Council Member telephone contact information be made available to the public. Mayor Waltner stated that her requests would be considered.

PUBLIC HEARING

At 6:15 p.m. Mayor Waltner opened the floor to the public to receive and hear comments from all interested parties to the proposed unilateral annexation of certain properties that are contiguous with the City limits of the City of Hesston, Harvey County, Kansas.

It was requested that Ordinance No. 010-2009-182 be considered prior to the Public Hearing.

ORDINANCE NO. 010-2009-182

David Kauffman made motion to adopt Ordinance No. 101-2009-182 which amends Section 15-316 of Chapter XV, Article 3 of the City Code relating to the type, capacities, location, and layout of private wastewater disposal systems. Language was added which exempts properties zoned agricultural or residential suburban with functioning septic systems from the requirement to connect to the public wastewater collection system. LuAlan Willems seconded. Motion carried 4-0.

At 6:30 p.m. the public hearing continued.

Interested property owners Royce Enns, Dale Koehn, Bill Luzier, Tina Luzier, Chad and Sharon Wages, Mervin Bontrager, and Dean Allison were each given the opportunity to comment and ask questions relating to Ordinance No. 090-2009-089, which would include and incorporate certain land within the limits and boundaries of the City of Hesston, Kansas.

At 8:20 p.m. Mayor Waltner closed the Public Hearing.

ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 090-2009-089

LuAlan Willems made motion to adopt Ordinance No. 090-2009-089 which includes and incorporates certain land within the limits and boundaries of the City of Hesston, Kansas. None seconded. Motion failed for lack of a second.

OLD BUSINESS

VENDOR INVOICES FOR THE WATER TOWER PROJECT

This item was removed from the Agenda.

SET DATES AND PERMIT FEE FOR SALE AND DISCHARGE OF FIREWORKS IN 2010 WITHIN THE CITY LIMITS OF HESSTON

Brad Unruh moved to allow the sale and discharge of fireworks on July 2, 3, & 4, 2010 and set the permit fee at \$500. Phil Regier seconded. Motion carried 4-0.

NEW BUSINESS

NOTICE OF BOARD AND COMMITTEE APPOINTMENTS TO BE MADE IN DECEMBER COUNCIL MEETING

The Council considered this to be an information item since appointments will actually take place during the December Council Meeting. Consequently no action was taken by the Council.

RESOLUTION NO. 1072

David Kauffman moved to adopt Resolution No. 1072, which determines the advisability of issuing taxable industrial revenue bonds in the amount of \$1,100,000 for the purpose of financing the acquisition and construction of an existing commercial warehouse facility to be located in Hesston. Brad Unruh seconded. Motion carried 4-0.

RESOLUTION NO. 1073

Hesston Fire / EMS Director explained the Harvey County Multi-Hazard Mitigation Plan and answered questions.

David Kauffman moved to adopt Resolution No. 1073, which recognizes and adopts the Harvey County Multi-Hazard Mitigation Plan. LuAlan Willems seconded. Motion carried 4-0.

EXECUTIVE SESSION

PERSONNEL / CONTRACTUAL MATTERS OF A THIRD PARTY

Phil Regier moved to call an executive session at 8:55 p.m. for 30 minutes for the purpose of discussing personnel and contractual matters of a third party with participants in the session being the mayor, council members, city administrator, city attorney, and city clerk. LuAlan Willems seconded. Motion carried 4-0.

The executive session reconvened at 9:25 p.m. with no action taken.

CONTRACT WITH GOLF PROFESSIONAL

It was the consensus of the Council to direct staff to enter into negotiations with the Golf Pro.

ADJOURNMENT

Phil Regier moved to close the regular meeting at 9:25 p.m. Brad Unruh seconded. Motion carried 4-0.

Recorded by
Jason Thrasher
City Clerk