The Honorable Mayor Brian Withrow, March 7, 2006 at 7:00 p.m., called the City of Bel Aire Council Meeting to order. Council members present: Gary Breault, Peggy O’Donnell, Carolyn Marlger and Teresa Reynolds. Absent: Mark Keene. Also Present: City Attorney Lee Parker, City Administrator Barb Crouse, Police Chief Chris Ludiker, and City Clerk Sherryl Cutter.

MOMENT OF SILENT PRAYER - A moment of silent prayer was held.

PLEDGE OF ALLEGIANCE TO THE NATIONAL FLAG - Led by Mayor Brian Withrow.

CONSENT AGENDA

Approval of minutes of previous meetings

MOTION C.Marlier moved to approve the Consent Agenda. P.O’Donnell seconded.

Motion carried 4 – 0

DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

Appropriations Ordinance 06-04 in the amount of $84,060.57.

MOTION T.Reynolds moved to approve the Appropriations Ordinance. C.Marlier seconded. Motion carried 4 – 0

CITY REQUESTED APPEARANCES: PROFESSIONAL DISK GOLF ASSOCIATION

Robert Decker, President of Air Capital Disc Golf of Wichita, gave a presentation on Disk Golf with a video showing people playing disk golf which was throwing a round plastic disk into an elevated wire basket. Mr. Decker stated many Community Benefits of Disc Golf.

• Low cost of construction and maintenance – Can play all year round.
• Attracts players to the local community
• Provides a low impact and safe means of exercise for all
• Mental strategy is involved in negotiating obstacles
• Reduction of mental fatigue
• Aesthetic enhancement of park
• Low resource impacts
• Crime deterrent as the park is utilized by more people
• Schools may introduce the course into their curricula
• Games and tournaments bring community members together
• Families and friends can share time together

Bill Paulson, Vice President, a certified course designer spoke of course design and that their primary concern is safety and being environmentally friendly. A course does not require major land improvement. Most courses are 9 or 18 holes and what land is available determines what type of course to build.

Ken Voth, resident of Bel Aire for over 15 years, stated he enjoys disk golf, it is easy to learn and a lot of fun and you do get exercise. He encouraged Council to allow Bel Aire to open a course. It would be a great draw in bringing people to our city. Mr. Voth stated if there was an area with trees, near a recreation center, with a playground, picnic area and skate park,
they could all share a single parking lot, and build bike paths along all the streets to the recreation area. This would be a great asset to Bel Aire. Mr. Decker offered his support, cooperation and expertise to the Council on pursuing a Disk Golf course in Bel Aire.

CITIZEN CONCERNS:
Mike Robinson stated his concern of stocking the lakes in Central Park and having the public fishing that close to the homes. There would be dead fish left and trash left around.

REPORTS:
A. Mayor’s Report – Good evening and again welcome to city hall. Mayor Withrow introduced Boy Scouts Braden Hoak and Logan Posson and their leader Keith Hoak from Troop 405, which meets at Central Christian Church. They are working on their Communication merit badge.

1. On Wednesday, February 22, 2006 I attended a public meeting of the K-254 Coalition. This county sponsored group has completed a study on the economic development of the K-254 corridor. Based on their analysis Bel Aire will realize between 35 and 45 percent of the commercial and industrial development of the corridor. This is encouraging.

2. On Thursday, February 23, 2006, the council met in a special meeting to complete the sale of the Certificates of Participation. This issue effectively completes this council’s plan to refinance the debt associated with the land purchased by the previous Governing Body. Furthermore, it constitutes the demise of the Bel Aire Development Authority, LLC and insures citizens of Bel Aire will have a direct say in future developmental issues and land transactions.

3. On Friday, February 24, 2006, I participated as a judge in WSU’s History Day competition. Every time I am around young people I am encouraged about the future of our nation. Later that day Tim Brown and I taped a rather extensive version of our increasingly popular “Ask the Mayor” segment.

4. On Monday February 27, 2006 I chaired the regular meeting of the Chisholm Creek Utility Authority. At this meeting I made a motion, that was unanimously passed by the Authority, that may be of interest to Bel Aire residents. This motion called for a change in the daily management of the Authority. Currently, the water/wastewater facility located in Park City is managed by OEl, Inc. This is the same company that built the plant. Given the recent accountability issues associated with water and our water/wastewater delivery system I felt it best to initiate more direct control over the facility. My motion effectively removes OEl, Inc. from daily management of the facility at the end of the year. After this transition the individuals that work for the Authority will answer directly to the elected representatives of the Authority. These representatives include myself, Council Member Reynolds, Park City Mayor Dee Stuart and Park City Administrator Jack Whitson.

5. The remainder of last week was spent at an academic conference sponsored by the Academy of Criminal Justice Sciences, in Baltimore Maryland.

6. Last Sunday’s Wichita Eagle included an article that should be of interest to citizens of Bel Aire. The Wichita Heights High School Women’s Bowling Team came from behind and won the state championship. In the photo accompanying the story was Dene Eickbush; she is the one with her mouth open. Dene, her mother and brother live in Bel Aire. The coach Jolie Plumley also lives in Bel Aire with her husband and two sons. We congratulate the team and our residents for their come from behind win.

7. On Tuesday, March 14th at 7:00 pm the council and I will host another quarterly town hall meeting. The purpose of this meeting is to discuss the city’s 2007 budget process.
and to update the community on various issues relating to water, roads and economic development. The format of this meeting will be a bit different. The formal part will last only about an hour. Following this I will turn the room over to Dr. Jay Price and his WSU students that are working on our history project. I spoke with Dr. Price yesterday and he asked me to encourage individuals attending the town hall meeting to bring old photos, memorabilia and their recollections to the meeting. The students will be interviewing residents and asking for information about their experiences in Bel Aire. Of course this is entirely voluntary, but I think many residents would enjoy participating in this community project.

8. The next council workshop will be Monday, March 13th at 6:30 p.m.

B. Council Member Reports
- C.Marlier reported attending the Senior Club potluck dinner with the speaker being Jay Prater with Channel 12, the Senior Center Mardi Gras party, and the Senior Center potluck dinner with the speaker being Master Gardener Kathy Terrebonne speaking of things that grow best in our area.
- C.Marlier reported the next SCAC meeting will be held Saturday in Sedgwick, Kansas.
- C.Marlier reported the next MAPD meeting is Tuesday.
- P.O'Donnell asked where we are on the coin design. Mayor Withrow stated he has been collecting and the designs are in his office.
- T.Reynolds asked where we will get the money to make these coins. Mayor Withrow stated the Council has not discussed this at this time.

C. City Attorney Report:
- Attorney Parker reported the big bill we have been watching on exempting personal property is going to pass. This is on new equipment on businesses so we may see less sales tax coming in next year. The League has asked people to speak against this bill. This decision may bolster economic development in the State.
- Attorney Parker stated he needed a 15 minute executive session for attorney/client relations.

D. City Administrator Report
- Adm. Crouse reported that today we had about 40 city clerks visit our City Hall as part of their Pre-Conference at their annual meeting. She gave a talk on Economic Development and they toured city hall. We served them pie ala-mode and iced tea and coffee.
- Adm. Crouse reported the culvert on Perryton has been completed and the street was reopened today. They will move over to Danbury to start that culvert next week. The street will be closed 2 – 3 weeks.
- Adm. Crouse reported our web site and e-mails were down for a week and she apologized to the public for this inconvenience. If someone tried to send an e-mail during this period, please resend it as we probably never received it.
- Mr. Robinson was in and we discussed the Central Park lakes fishing program. Mr. Banister will contact all the residents in Central Park within the next couple of weeks to explain the program with Kansas Wildlife & Parks Community Fishing Grant.
- Adm. Crouse stated she has been asked for $200 for refreshments for the Town Hall meeting and asked for Council approval. Mayor Withrow stated the WSU students requested cookies and punch to serve the people they interview. Discussion followed with no action taken.
- Adm. Crouse reported that she needed 10-minutes in executive session.
E. Committee/Board/Commissions Reports – No reports

ORDINANCES, RESOLUTIONS AND FINAL ACTIONS:

A. ORDINANCE SBC FRANCHISE
Attorney Parker reported the current Franchise Ordinance #3 approved in 1981 is for 3% and expiring at the end of March. The new ordinance that would be in effect until Dec 31st and a new one must be adopted annually. The city needs to decide on the amount of franchise fee. Mr. Parker presented three options:

- Charge $2.25 per access line per month (SBC claims 1,533 access lines)
- Charge 3% of gross receipts
- Charge 5% of gross receipts

All franchise fees are passed on to the consumer, collected by the utility company, and then sent to each city charging the franchise fee. All utilities pay franchise fees for the right to use the city’s rights-of-ways. Cable TV is now using wire connections for telephones and they have not come to us to ask for franchise. Topeka is looking into franchising this and we haven’t heard how the negotiations have gone.

MOTION T. Reynolds moved to table this ordinance until the next meeting to allow us to have further discussion prior to acting on it. P. O’Donnell seconded. Motion carried 4 – 0.

B. FINAL PUD – REPLAT OF BEL AIRE EAST 2ND ADDITION
Adm. Crouse reported the Planning Commission held a public hearing and has approved passing this PUD and replat of Bel Aire East 2nd Addition on to the Governing Body. They are allowing 5 access roads off of Woodlawn and one off of 45th North. Attorney Parker suggested he talk with the fire department about the access roads and bring their recommendation back to the next meeting. Adm. Crouse stated she has a larger map they could look at to check access roads.

MOTION P. O’Donnell moved to recess for 5-minutes. G. Breault seconded. Motion carried 4 – 0. Time 8:20 pm
Regular meeting reconvened 8:25 p.m.

Attorney Parker stated originally Lot 1 had 2 access roads off of Woodlawn and on this new plat they have vacated one and built a new access road. They did not vacate the second access road off of Woodlawn.

MOTION P. O’Donnell moved to approve the PUD and Final Plat of Bel Aire East 2nd Addition allowing a single driveway access off of Woodlawn as designated on the face of the PUD for Lot 1, and that future driveway accesses to the PUD may be requested and approved as part of the additional development of the other lots. T. Reynolds seconded. Motion carried 4 – 0.

C. CONTRACT - APAC
Adm. Crouse stated that Temporary Note for Central Park Phase II included funds for paying, but we didn’t have the contract for approval at the same time we approved the other contracts. She presented the contract with APAC for paving and recommended approval.
MOTION  G.Breault moved to approve the contract with APAC for Paving Central Park Addition Phase 2 in the amount of $695,134.50, and authorize the Mayor to sign. T.Reynolds seconded. Motion carried 4 – 0.

DISCUSSION AND FUTURE ISSUES

A. RESOLUTION – SCHOOL BOUNDARIES

Mayor Withrow announced yesterday he received a letter at City Hall from the Wichita School District USD 259 with a non-binding letter on intent to purchase land from the City with 7 conditions, one of which the school district boundaries for USD 259 and Circle School District USD 375 be changed. This would put all of Bel Aire into one school district. If the two school districts do not agree to move boundaries, then it is subject to approval by the Kansas State Board of Education.

Eliese Holt, Superintendent of Circle School District USD 375, spoke of the Circle USD 375 school district and stated the towns of Benton, Towanda, Greenwich, the western edge of El Dorado and northeastern Wichita make up the District’s communities.

Superintendent Holt explained the different schools and locations. Circle High School and Towanda Elementary are in Towanda, Oil Hill Elementary is in El Dorado, Benton Elementary and Circle Middle School are in Benton. Circle High School is a 4A school and there are 1,531 students in the District with 118 Certified Staff Members. She explained their Kansas State Assessments Scores and the extracurricular activities available to students. Also present were Assistant Superintendent Dr. Robert Grassino, Vice President Marvin Dodson, Board Member Stu Stephens, and teacher Stacy Veager.

The Governing Body was invited to visit each of the schools. Mrs. Holt presented the idea of a neighborhood campus school in Bel Aire with students K – 6 and 7th & 8th.

B. Mayor’s Boards and Commissions Recommendations

Mayor Withrow asked Council if they are interested in creating the following Boards and Commissions:

- The Bel Aire Youth Commission
- The Bel Aire Parks and Recreation Board
- The Bel Aire Library Board
- The Bel Aire Economic Advisory Board

G.Breault stated he felt it is an excellent idea, but it is difficult to fill the positions. He suggested combining some of the boards.

Attorney Parker stated that there are state statutes regarding a Library Board and a Recreation Board.

Kay Atterbery stated she felt they were all good recommendations and she would support them and would volunteer to work on the Library Board and the Youth Commission.

Mayor Withrow stated we would discuss this again at the next meeting.

C. Installation of Water Meters on Water Main from CCUA

Adm. Crouse presented a detailed report on the water system with CCUA, the billing mechanism and problems we have encountered. Council will discuss this item at the next workshop.

D. Policy for Consent Search & Seizure

Attorney Parker stated this policy isn’t ready for discussion.

Police Chief Ludiker stated this is one of several policies they are working on. He has given a manual to the Attorney and Governing Body to Review.
Attorney Parker requested a 5-minute executive session for attorney/client relations.

MOTION T.Reynolds moved to go into executive session for attorney/client relations for a period of 5-minutes. P.O’Donnell seconded. Motion carried 4 – 0. Time 9:26 p.m. Regular meeting reconvened 9:31 p.m. Mayor Withrow stated executive session was held for 5-minutes for attorney/client relations. No binding action was taken.

E. **Bid Specifications on City Liability Insurance**

Adm. Crouse reported the commercial insurance coverage for the City of Bel Aire expires March 31, 2006. In anticipation of the deadline, bids have been sent out for coverage of the following categories: Workers Compensation, Property (Blanket Building and Personal Property, including all machinery and equipment), Electronic Data Processing, Equipment Breakdown, Crime (employee theft, includes specified non-compensated officers as employees, all board members excluding treasurer), General Liability, Business Auto, Public Official Liability (Law enforcement, firefighters, council, employees, etc), and Equipment Floater. Policy coverage is April 1, 2006 through April 1, 2007.

F. **Regional Economic Area Partnership – Air Fare**

Mayor Withrow reported REAP is lobbying in support of securing State participation in affordable Aire Fare through Mid-Continent Airport. REAP has been advised that broad-based local participation through financial commitments will be critical in gaining state legislative action on this priority. They are requesting Bel Aire’s voluntary support of $250. They projected a flat fee to each REAP member based on population. This item will be placed on the next agenda.

G. **Reminder of Town Hall Meeting March 14th at 7 pm**

The purpose of this meeting is to discuss budget ideas for 2007 and the WSU students working on our history project will also be present to interview long time residents.

EXECUTIVE SESSION

MOTION G.Breault moved to go into executive session for attorney/client relations and non-elected personnel for a period of 30 minutes and to invite in the City Administrator. C.Marlier seconded. Motion carried 4 – 0. Time 9:40 p.m. Regular meeting reconvened 10:17 p.m. Mayor Withrow stated executive session was held for 30-minutes for attorney/client relations and non-elected personnel and we invited in the City Administrator. No binding action was taken.

ADJOURNMENT:

MOTION C.Marlier moved to adjourn. P.O’Donnell seconded. Motion carried 4 – 0. Time of Adjournment: 10:19 P.M.

Next Regular Meeting March 21, 2006 @ 7:00 p.m.

7651 E. Central Park Ave., Bel Aire, KS

Sherryl L. Cutter, City Clerk