I. CALL TO ORDER  By Mayor Harold Smith - Mayor Harold Smith called the City of Bel Aire Council meeting to order, April 15, 2008 at 7:00 p.m.

II. ROLL CALL  Council Members present: Gary Breault, Peggy O’Donnell, Teresa Reynolds, Dave Sly and Carolyn Marlier. Also present: City Administrator Ty Lasher, and City Clerk Vicki Bradford. City Attorney Lee Parker was absent.

III. MOMENT OF SILENT PRAYER – A moment of silent prayer was led by Mayor Harold Smith.

IV. PLEDGE OF ALLEGIANCE TO THE FLAG – Led by Mayor Harold Smith.

V. DETERMINE AGENDA ADDITIONS

VI. CONSENT AGENDA

A. Approval of minutes of the April 1, 2008 Council Meeting.

   MOTION: Gary Breault made a motion to approve the Consent Agenda and authorized the Mayor to sign. Seconded by Dave Sly. Motion carried 5-0.

VII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

   A. Appropriations Ordinance 08-07 in the amount of $229,395.80
   B. Withhold the March payment of $1,040.82 to Sedgwick County for prisoner holding.

   MOTION: Gary Breault made a motion to approve Appropriations Ordinance 08-07 in the amount of $229,395.80 and withhold the March payment of $1,040.82 to Sedgwick County for prisoner holding. Seconded by Peggy O’Donnell. Motion carried 5-0.

VIII. CITY REQUESTED APPEARANCES: None

IX. CITIZENS CONCERNS: None

X. REPORTS

   A. Mayor’s Report:
   Mayor Smith reminded residents that Arbor Day will be celebrated on April 26th at 10:00 a.m. at City Hall. This year the Tree Board will plant a tree in honor of Ellie Skokan, a long time supporter of Bel Aire.
Mayor Smith announced the names of 4 residents willing to serve on the Special Events Committee: Vern Slaby, Lois Hiebert, Carolyn Smith and Wanda Urquhart.

**MOTION:** Carolyn Marlier made a motion to approve the appointment of Vern Slaby, Lois Hiebert, Carolyn Smith and Wanda Urquhart to the Special Events Committee. Seconded by Gary Breault. **Motion carried 5-0.**

Mayor Smith stated that part of his job as mayor is to learn all he can about the financial condition of the City. He stated it is his job to report the facts as he sees them.

Mayor Smith recently completed a study on land prices and the total amount of sales possible at the current prices. The amount was then compared with the amount needed to pay off the debt on the land. The study shows that the City will be able to pay off the debt if the land sells fast enough. At the next meeting he will ask the council to approve a price list for all the land; this is a necessary part of the future marketing efforts. Mayor Smith invited council member who would like to discuss this prior to the next meeting, to please make an appointment.

Mayor Smith further stated that he is aware of the needs in the older parts of the City. Many residents are tired of all the attention and money going to the new areas. He also knows that serious financial concerns will keep the primary focus on the land development business. This year, the City should know if the land development business will be successful. If the land does not sell, it will be extremely difficult to avoid additional large increases in the tax mill levy. Mayor Smith stated that City should put off the approval of additional spending requests until the City has the 2007 audited financial statement and the first draft of the 2009 budget. The only exception would be costs deemed necessary to market the land. The audited financial statement is expected by July 1st and the first draft of the 2009 budget should be ready by June 9th.

**B. Council Members Report:**

Teresa Reynolds and Peggy O'Donnell attended the Sedgwick County Association of Cities meeting on April 12th. The meeting was held at the Westar Energy headquarters in downtown Wichita. Topics that were discussed were: Jail Fees, cities that are not paying the jail fees are asked to submit a letter stating their position. The Solid Waste Committee met concerning curbside recycling that should be implemented by 2010 and the option of “Pay-As-You-Throw”, the use of two different size recycling containers; using one hauler for waste management to cut down on traffic noise and pavement wear; conducting a waste analysis; E-Waste Collection, implementing a way of disposing of old TV’s, computers etc. items that are hazardous and should not go to the landfill.

Earth Day is April 19th. Residents have the opportunity to dispose of any hazardous materials that can not be taken to the landfill. These items can be taken to the Household Hazardous Facility at 801 Stillwell. The facility opens at 9:00 a.m.

**C. City Attorney Report:** No Report
D. Administrator Report:
Mr. Lasher shared with the council members, the new Welcome Packet that will be given to new residents when they come in and sign up for utility service.

Mr. Lasher reminded residents that water bills will be going out and the bill will reflect the new sewer rate. The new rate is based on the winter average. The amount residents are charged for sewer will remain the same every month for the next 12 months.

Committees/Boards/Commission Reports:  None

XI. ORDINANCES, RESOLUTIONS AND FINAL ACTIONS

A. Consideration of a RESOLUTION DECLARING THE ELIGIBILITY OF THE CITY OF BEL AIRE, KANSAS TO SUBMIT AN APPLICATION TO THE KANSAS DEPARTMENT OF TRANSPORTATION FOR USE OF SAFE ROUTES TO SCHOOL FUNDS SET FORTH BY SAFETEA-LU FOR THE SRTS: PHASE 1 PROJECT IN THE CITY OF BEL AIRE AND AUTHORIZING THE MAYOR OF BEL AIRE TO SIGN THIS APPLICATION.

MOTION:  Peggy O’Donnell made a motion to approve Resolution R-08-02 and authorized the Mayor to sign.  Seconded by Teresa Reynolds.  Motion carried 5-0.

B. Consideration of approving the final plat for Elk Creek Addition

MOTION:  Dave Sly made a motion to approve the final plat for Elk Creek Addition and authorized the Mayor to sign.  Seconded by Carolyn Marlier.  Motion carried 5-0.

C. Consideration of approving the Developers Agreement for the Elk Creek Addition.

MOTION:  Dave Sly made a motion to approve the Developers Agreement for the Elk Creek Addition upon review by the City Attorney and authorized the Mayor to sign.  Seconded by Teresa Reynolds.  Motion carried 5-0.

D. Consideration of accepting the paving, storm water, sewer and water petitions for Elk Creek Addition.

MOTION:  Dave Sly made a motion to approve the paving, storm water, sewer, water petitions and to amend the action to included drainage for the Elk Creek Addition.  Seconded by Gary Breault.  Motion carried 5-0.

E. Consideration of A RESOLUTION ENDORSING TRANSPORTATION IMPROVEMENTS FOR THE CITY OF BEL AIRE, KANSAS CONCERNING THE ENACTMENT BY THE KANSAS LEGISLATURE OF A NEW STATE-WIDE COMPREHENSIVE TRANSPORTATION PLAN.
MOTION: Peggy O’Donnell made a motion to approve Resolution R-08-03 and authorize the Mayor to sign. Seconded by Dave Sly. **Motion carried 5-0.**

F. Consideration of a Special Use Permit by Almars Automotive to allow an automotive repair garage located in Suite 3, Lot 1, Block 2 of the Bel Aire Plaza III Addition.

**MOTION:** Dave Sly made a motion to approve the SUP 08-01 by Almars Automotive to allow an automotive repair garage located in Suite 3, Lot 1, Block 2 of the Bel Aire Plaza III Addition and authorized the Mayor to sign. Seconded by Carolyn Marlier. **Motion carried 5-0.**

G. Consideration of replacing the fence at the Bel Aire Public Works facility.

- American Fence Company $13,917.00
- Hesse Fence Company $11,740.00

**MOTION:** Dave Sly made a motion to table replacing the fence at the Bel Aire Public Works facility. Seconded by Teresa Reynolds. **Motion carried 5-0.**

H. Consideration of approving the agreement with Schwab–Eaton for engineering of street replacement on Memphis Street.

**MOTION:** Dave Sly made a motion to approve the agreement with Schwab-Eaton at a cost not to exceed $16,900.00 for engineering of street replacement on Memphis from Janesville to Bellmore and authorized the Mayor to sign. Seconded by Carolyn Marlier. **Motion carried 5-0.**

I. Consideration of approving pool hours, fees and policies for public use of Central Park Pool.

Dave Sly made a motion to approve the Central Park pool hours, fees and policies for public use. Seconded by Peggy O’Donnell. **Motion carried 5-0.**

**EXECUTIVE SESSION:** None

XII. **DISCUSSION AND FUTURE ISSUES:**

Central Park Wall: The council discussed the Central Park wall issue at their workshop that was held on April 7th. A consultant has been hired to address the design standards for Central Park. One possible solution would be for lot owners to agree on one type of privacy fence and each lot owner would pay for the fence behind their property. A meeting with the Central Park homeowners affected by this issue is planned in the near future. Mr. Parker will be consulted as to whether an amendment to the Central Park covenants is needed.

Sales Tax: The City Attorney is drafting an ordinance for a one percent sales tax. A town meeting will be held in the near future.
XIII. ADJOURNMENT

Action: Motion to adjourn.

**MOTION**: Gary Breault made a motion to adjourn. Seconded by Dave Sly. **Motion carried 5-0. Time 8:30 p.m.**

Next Regular Meeting: May 6, 2008 at 7:00 P.M.
Submitted by Vicki Bradford, City Clerk