



**MINUTES
COUNCIL MEETING
City Hall – Bel Aire, Kansas
July 07, 2009
7:00 P.M.**

- I. CALL TO ORDER** By Mayor Harold Smith - Mayor Harold Smith called the City of Bel Aire Council meeting to order, July 07 2009 at 7:00 p.m.
- II. ROLL CALL** Council Members present, David Austin, Gary Breault, Peggy O'Donnell, Dave Sly., Carolyn Marlier, Peggy O'Donnell. Members Absent: None. Also present, City Administrator Ty Lasher, City Attorney Lee Parker, City Clerk Vicki Bradford.
- 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:** None
- VI. CONSENT AGENDA**
 - A.** Approval of minutes of the June 16, 2009 Council Meeting.
MOTION: Dave Sly made a motion to approve the consent agenda as listed and authorized the Mayor to sign. Seconded by David Austin. **Motion carried 5-0.**
- VII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE**
 - A.** Appropriations Ordinance 09-12 in the amount of \$252,164.81.
MOTION: Carolyn Marlier made a motion to approve Appropriations Ordinance 09-12 in the amount of \$252,164.81. Seconded by Dave Sly. **Motion carried 5-0.**

VIII. CITY REQUESTED APPEARANCES:

- Lynn Rogers, USD 259 Board President – Introduction of John Allison, USD 259 Superintendent.
The Governing Body had the pleasure of meeting Mr. John Allison, the new Superintendent, of USD #259.

IX. PUBLIC FORUM – Receive public comments regarding the upcoming 2010 budget.

X. CITIZEN CONCERNS: Justin Newman of 4541 N. Westlake Ct. addressed council members requesting they change the fireworks ordinance in Bel Aire and allow fireworks on the 4th of July.

XI. REPORTS:

A. Mayor's Report:

Mayor Smith stated that a concern has been raised on how to handle the purchase of an expensive piece of equipment on the agenda. He suggested that a change could be made to the Agenda Policy which would require some guidelines being established as to which items would qualify being handled in this manner. He also suggested that council could vote to table the item until the next council meeting which would give them more time to consider the purchase and this would also give time for any citizen input. Mayor Smith did not ask for any action to be taken at this meeting but he did request that council members consider a possible change.

B. Council Member Reports:

Mr. Sly stated he had received several e-mail from residents requesting that Fireworks Policy be discussed and possibly changed in the future.

Mrs. Marlier announced she attended the Senior Club and the Senior Center Dinners. The Senior Center asked Mrs. Marlier to thank the Governing Body for purchasing the meat for the 4th of July potluck dinner.

Dr. Breault asked the Governing Body to consider updating the Bel Aire Animal Ordinance.

C. City Attorney Report: No Report

D. City Administrator Report:

Mr. Lasher reported on the following:

The signs prohibiting fireworks in Bel Aire were distributed by the Sedgwick County Fire Department.

The painting repairs to the north water tower are complete and the tower is back in service.

The Kansas Department Wildlife & Parks in conjunction with our Parks Department and Rec Department will host a fishing clinic on July 22nd at Alley Park. Time of the fishing clinic will be posted on the website.

Mr. Lasher thanked the Special Events Committee for all their effort with the Music and Moonlight Event. He stated that the event was a great success.

E. Committees/Boards/Commission Reports:

Vyron Slaby, Special Events Committee, gave the Second Quarter Treasurer's Report

XI. ORDINANCES, RESOLUTIONS AND FINAL ACTIONS

A. Consideration of approving Ordinance 482 which makes changes to the creation of the Water Board

MOTION: Peggy O'Donnell made a motion to Approve Ordinance 482 and authorized the Mayor to sign. Seconded by Carolyn Marlier. **Motion carried 5-0.**

David Austin yea Dr. Gary Breault yea Carolyn Marlier yea

Peggy O'Donnell yea Dave Sly yea

B. Consideration of a **RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL OBLIGATION TEMPORARY NOTES, SERIES B, 2009, OF THE CITY OF BEL AIRE, KANSAS.**

MOTION: Dave Sly made a motion to approve Resolution Number R-09-12 as amended and authorize the Mayor to sign all appropriate documents. Seconded by Carolyn Marlier. **Motion carried 5-0.**

C. Consideration of accepting a quote from MKEC for the final platting of the Landing in Central Park.

MOTION: Peggy O'Donnell made a motion to deny the quote from MKEC at a cost not to exceed \$14,600.00 for final platting of the Landing at Central Park. Seconded Dave Sly. **Motion carried 5-0.**

XII. DISCUSSION AND FUTURE ISSUES:

- Workshop – July 13 at 6:30 pm.
- 2010 Budget Preparation – Council comments regarding preparations for the 2010 budget. (See Attached)
- City Administrator review.

XIII. EXECUTIVE SESSION: None

XIV. ADJOURNMENT

Action: Motion to adjourn.

MOTION: Carolyn Marlier made a motion to adjourn. Seconded by Peggy O'Donnell.

Motion carried 5-0. TIME: 8:30 pm.

Submitted by Vicki Bradford, City Clerk
Next Regular Meeting: July 21, 2009 at 7:00 P.M.

To: City Council
Re: 2010 Budget.
From: Harold Smith
Date: 6-29-09 (4th draft)

We need to give the administrator some directions on preparing the 2010 budget and how much money to include in the budget for the land business. We all know there are pending land sales that may cause us to re-think our entire plan. However, the budget process must start now with what we know today. No doubt there will be adjustments up to August 25th, when the final budget must go to the state.

At the July 7 meeting I will identify 6 questions (below) that need to be answered, give my recommendation and then ask the opinion of each council member. (If you cannot be at this meeting, I will be pleased to read your remarks.) We can do the same thing if there are other questions not on this list.

I am very disgusted that we are forced to do this. By 2011 the annual cost to support the land business could increase to over \$900,000. Just think what the mill levy could be or what we could do with that amount of money each year.

Next, I need to answer citizens who have asked, "Why don't you cut our losses and just get out of the land business?" First, we have not yet found a satisfactory way to do that. Some options could cost more than the current plan. Second, land sales now being considered could give us a reasonable chance to work our way out of the land business. We need another year to work on a final solution. By this time next year, we should know what that will be.

Below are 6 key decisions that need to be made:

""*Should the budget include an annual payment of \$180,000 so that the city can borrow approximately \$1,900,000 to have a reserve fund for shortages on interest payments and/or for losses on the sale of land?

Discussion: The 2009 budget had \$160,000 for the shortage on land payments. The 2010 budget would need an additional \$20,000.

My answer: Yes. I only hope this is enough!

""Should the city increase the budget by \$70,000 for the annual payment on a loan of about \$725,000 to buy approximately 50 acres for a new rec. center site?

Discussion: This may be necessary if USD 259 buys land in Bel Aire for a high school.

My answer: Yes, if 259 buys land for a high school in Bel Aire.

***Should the city continue to budget \$300,000 for general and special taxes on the vacant land we have for sale?

Discussion: This amount was also in the 2009 budget.

My answer: Yes. The COP agreement requires this.

***Should the city continue to budget \$176,000 for the annual payments on the \$2,000,000 grant from the city for early land development?

Discussion: To not budget for this would result in a default on a general obligation bond. This amount was also in the 2009 budget.

My answer: Yes.

***Should the city borrow \$2,000,000 with an annual payment of about \$190,000, for the purpose of extending water and sewer to the 808 acres being offered for sale to the county?

Discussion: This will not be in the 2010 budget but would have a large impact on future budgets.

My answer: Yes, if needed to sell the 808 acres and the land stays in Bel Aire.

***Should the city decrease the cost of normal city operations by \$90,000 to offset the additional cost shown above for the land business and thereby avoid any increase in the mill levy for 2010?

My answer: Yes

It is obvious that doing what is being proposed will be a gamble. It will also be a gamble if we don't.

It is also obvious that we won't get out of the land business without additional cost to taxpayers.