

City of Hays
City Commission
Work Session Notes
Thursday, August 15, 2019 – 6:30 p.m.

Present: Henry Schwaller, IV, Shaun Musil, Sandy Jacobs, Ron Mellick, Eber Phelps, John T. Bird, Toby Dougherty, and Kim Rupp

August 1, 2019 Work Session Notes

There were no corrections or additions to the minutes of the work session held on August 1, 2019; the minutes stand approved as presented.

Back 9 Cart Paths – Award of Bid

Jeff Boyle, Director of Parks, reported that the asphalt cart paths on the Back 9 of the Fort Hays Municipal Golf Course were installed in 1998 and have deteriorated to the point where they need to be replaced. Staff recommends replacing approximately 1,720 lineal feet of deteriorated 6' wide asphalt cart paths with new 6' wide concrete cart paths. Three bids were received for this project with the low bid submitted by JCorp for a total amount of \$48,675. This project would be funded from the Golf Course Improvement Trail Fee Fund. If approved, work would begin October 15, 2019 and should be complete by November 16, 2019. He added that they would be using the sled to clean out and pour the concrete as they have used in the past.

Commissioner Mellick asked if JCorp is familiar with using the sled for pouring these paths. Mr. Boyle stated that JCorp will probably take it to their facility and do some test runs. He added that the Golf Course Superintendent will be on site when they begin and he has experience with the process.

Commissioner Jacobs asked if the trail fees charged at the golf course are used for anything other than golf cart paths. Mr. Boyle stated the fees are not used for anything else. He said they will continue to use those funds for upkeep and replacement of the cart paths.

At the August 22, 2019 Commission meeting, Commissioners will be asked to approve the bid proposal, for the removal and replacement of cart paths on the Back 9, to JCorp for a total amount of \$48,675.

2019 Uniform Public Offense Code/2019 Standard Traffic Ordinance

Don Scheibler, Chief of Police, stated the League of Kansas Municipalities (LKM) publishes a revised version of the Uniform Public Offense Code for Kansas Cities and the Standard Traffic Ordinance for Kansas Cities on a yearly basis. These publications are made available for purchase by municipalities and are designed to provide comprehensive laws for Kansas communities and for the most part they parallel the state traffic & criminal codes of the State of Kansas.

Municipalities may adopt these two sets of ordinances for their use. These ordinances contain the most current legislative changes and updates put into place annually by the Kansas Legislature.

Don Scheibler, Chief of Police, reviewed the notable changes to the documents for 2019.

Mr. Scheibler noted a change in the marijuana law which allows for an affirmative defense for those being treated by a doctor with CBD oil with up to 5% THC, the active ingredient in marijuana. A person in possession of CBD oil with no more than 5% THC; that has been prescribed by a doctor, will not be found guilty of this section if the person, or their child, has a debilitating medical condition, and is being treated by a doctor for such illness with CBD oil.

Mr. Scheibler added that CBD oil is only legal in Kansas if it is a pharmaceutical prescription prescribed by a doctor or if the CBD product does not contain THC, the type that is sold over the counter. This change in the law allows a person to receive prescribed medical treatment using CBD oil with THC without being convicted of a crime.

At the August 22, 2019 Commission meeting, Commissioners will be asked to approve the ordinances adopting the 2019 revised versions of the Uniformed Public Offense Code and Standard Traffic Ordinance for use in the City of Hays.

Self-Contained Breathing Apparatus Air Compressor System – Award of Bid

Ryan Hagans, Fire Chief, stated the 2019 Budget included \$45,000 to replace the 1993 self-contained breathing apparatus air compressor system used by the Hays Fire Department. The current air compressor was rebuilt in 2016, but continuously fails air quality testing. Five proposals were received. Staff recommends approval of the proposal from Air and Fire Systems of Salina, Kansas in the amount of \$37,954. Air & Fire Systems submitted two proposals, one for \$33,221 and the other for \$37,954. The proposals are for two different styles of air compressors, both being under the budgeted amount. The difference between them is one is contained in an enclosure and the other is open. Staff recommends purchasing the \$37,954 compressor with the enclosure because it is quieter and will provide protection for the equipment.

At the August 22, 2019 Commission meeting, Commissioners will be asked to award the bid for the purchase of a new Self Contained Breathing Apparatus Air Compressor System from Air and Fire Systems of Salina, Kansas in the amount of \$37,954 to be funded out of the New Equipment Reserve.

Other Items for Discussion

Commissioner Phelps stated City crews have done a great job cleaning up after the recent storm.

Commissioner Mellick asked for information regarding the road work on the median at 45th and Vine Street. City Manager, Toby Dougherty, stated the Public Works Department is tearing out the brick paver inlays in the median that have not aged well and putting in a stamp concrete raised median.

Commissioner Jacobs thanked the first responders and City employees that were out working in the recent storm. She stated Tuesday night's storm was the worst storm she's witnessed in her many years living in Hays. She added that she witnessed neighbors helping neighbors and that's what makes this community great and makes her proud to be a citizen of Hays.

Vice-Mayor Musil agreed and noted that the Hays High football players were out helping people and that's what this community is all about.

Mayor Schwaller reminded everyone that on Monday August 19th City crews will be making one pass through the community to pick up tree limbs next to the curb. He also thanked the Ellis County Commission for accepting tree limbs for free at the Ellis County Landfill.

City Manager, Toby Dougherty, clarified the process. He stated City crews will not go onto private property and asked citizens to put the tree limbs curbside. He added if you have a curbside sidewalk to not block the sidewalk, but to have the limbs as close as possible to the sidewalk on the edge of your property.

Executive Session

Ron Mellick moved, Sandy Jacobs seconded, that the Governing Body recess to executive session at 6:50 p.m. for a period not to exceed 30 minutes to discuss matters related to attorney-client privilege information. The executive session included the City Commission, City Manager, City Attorney John T. Bird, and City Attorney Todd Powell. K.S.A 75-4319 authorizes the use of executive session to discuss the topics stated in the motion.

Vote: Ayes: Henry Schwaller, IV

Shaun Musil

Sandy Jacobs

Ron Mellick

Eber Phelps

No action was taken during the executive session.

The work session was adjourned at 7:10 p.m.

Submitted by: _____

Brenda Kitchen – City Clerk