

CITY OF VALLEY CENTER

FINAL AGENDA

DECEMBER 27, 2012

THE CITY COUNCIL SHALL HOLD ITS REGULAR MEETINGS IN THE COUNCIL CHAMBER IN THE CITY HALL, LOCATED AT 121 S. MERIDIAN, BEGINNING AT 7:00 P.M.

January 3, 2013

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **INVOCATION: MINISTERIAL ALLIANCE**
4. **PLEDGE OF ALLEGIANCE**
5. **APPROVAL OF AGENDA** p 2
6. **CLERK'S AGENDA** p 3
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 - B. Appropriation Ordinance p 9
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11. **OLD BUSINESS** p 17
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 - B. Ordinance 1253-12; Ridgefield Addition Zone Change, 2nd reading p 20
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15. **GOVERNING BODY REPORTS** p 32
16. **ADJOURN**

All items listed on this agenda are potential action items unless otherwise noted. The agenda may be modified or changed at the meeting without prior notice.

At anytime during the regular City Council meeting, the City Council may meet in executive session for consultation concerning several matters (real estate, litigation, non-elected personnel and security).

This is an open meeting, open to the public, subject to the Kansas Open Meetings Act (KOMA). The City of Valley Center is committed to providing reasonable accommodations for persons with disabilities upon request of the individual. Individuals with disabilities requiring an accommodation to attend the meeting should contact the City Clerk in a timely manner, at cityclerk@valleycenter-ks.gov or by phone at (316)755-7310.

For additional information on any item on the agenda, please visit www.valleycenter-ks.gov or call (316) 755-7310.

APPROVAL OF AGENDA

RECOMMENDED ACTION:

Staff recommends motion to approve the agenda as presented / amended.

CLERK'S AGENDA

A. MINUTES:

Attached are the Minutes from the December 18, 2012 Regular City Council Meeting as prepared by the Assistant City Clerk.

RECOMMENDED ACTION:

Staff recommends motion to approve the Minutes of the December 18, 2012 Regular Council Meeting Minutes as presented / amended.

REGULAR COUNCIL MEETING
DECEMBER 18, 2012
CITY HALL
121 S. MERIDIAN

Mayor McNown called the meeting to order at 7:00 p.m. with the following members present: Judith Leftoff, Lou Cicirello, Terry Ishman, Harrison Gerling, Marci Maschino, Lionel Jackson, Kate Jackson, and Al Hobson.

Members Absent: None

Staff Present: Joel Pile, City Administrator
Kristine Polian, City Clerk
Jose Santiago, Assistant City Clerk
Mark Hephner, Chief of Police
Robert Tormey, Fire Captain
Warren Utecht, Community Development Director
Neal Owings, Parks and Public Buildings Superintendent
Mike Kelsey, City Engineer
Barry Arbuckle, City Attorney

Press present: The Ark Valley News

APPROVAL OF THE AGENDA

The Mayor requested Resolution 608-12 be added to the Agenda as Item E under New Business.

K. Jackson moved, second by L. Jackson, to approve the Agenda as amended. Vote yea: Unanimous. Motion carried.

CLERK'S AGENDA

A. MINUTES – DECEMBER 04, 2012 REGULAR CITY COUNCIL MEETING

L. Jackson moved, second by Cicirello, to approve the Minutes from the December 04, 2012 as presented. Vote yea: Unanimous. Motion carried.

B. APPROPRIATION ORDINANCE – 12/18/2012

Cicirello moved, second by Ishman, to approve the December 18, 2012 Appropriation Ordinance as presented. Vote yea: Unanimous. Motion carried.

C. TREASURER'S REPORT for NOVEMBER 2012

Maschino moved, second by Cicirello, to receive and file the November 2012 Treasurer's Report. Vote yea: Unanimous. Motion carried.

PRESENTATIONS/PROCLAMATIONS

A. KANSAS ESGR PATRIOT AWARD PRESENTATION

Patrol Officer David A. Adams submitted the recommendation to ESGR (Employee Support Guard Reserve) Office of Secretary of Defense. Jim Wishart area 6 Chairman and Ombudsman presented ESGR Patriot award to Police Chief Mark Hephner. Hephner accepted the award.

PUBLIC FORUM – None

APPOINTMENTS – None

COMMITTEES, COMMISSIONS**A. ITEMS FOR COUNCIL REVIEW**

- Pedestrian & Bicycle Facilities Master Plan Steering Committee, November 29, 2012 Minutes.
- Valley Center Recreation Commission, December 10, 2012 Agenda and November 12, 2012 Minutes.
- Planning Commission/Board of Appeals, December 11, 2012 Minutes.

OLD BUSINESS**A. ORDINANCE 1249-12; RE: CURFEW ORDINANCE AMENDMENT, 2ND READING**

An Ordinance amending Title 9 of the Valley Center, Kansas, Municipal Code; by amending Chapter 9.69 "Curfew".

- Ordinance 1249-12

Officers Virginia Crice, Kevin Cole, and Gregory Jackson presented their research about how they believe the proposed amendment could reduce crime in the City.

Mayor McNown asked Police Chief Hephner his recommendation about curfew ordinance amendment. Hephner recommended any day from 11:00 p.m. to 6:00 a.m. to prevent confusion about which particular dates the different hours are to be enforced.

Cicirello moved, second by Hobson, to adopt Ordinance 1249-12 (as presented), amending Title 9 of the Valley Center, Kansas; Municipal Code by amending Chapter 9.69 "Curfew", for 2nd Reading. Vote yea: Judith Leftoff, Lou Cicirello, Terry Ishman, Harrison Gerling, Lionel Jackson, and Al Hobson. Opposed: Marci Maschino and Kate Jackson. Motion carried.

B. PUBLIC HEARING TO AMEND 2012 BUDGET

Kansas Statute requires Notice of Public Hearings to be published 10 days prior to the Hearing. The Council approved holding the Public Hearing to Amend the FY12 Budget on December 18, 2012. Publication occurred on December 8, 2012 providing 12 days notification.

City Administrator Joel Pile recommended opening the Public Hearing to receive comments from citizens.

Mayor McNown opened Public Hearing, for the purpose of hearing and answering objections of taxpayers relating to the proposed amended use of funds, at 7:21 p.m. The audience did not have any comments. McNown closed Public Hearing at 7:21 p.m.

Ishman moved, second by Maschino, to approve amendments to the 2012 City Budget as presented. Vote yea: Unanimous. Motion carried.

C. ORDINANCE 1251-12; ZONING CHANGE, 2ND READING

An Ordinance changing the Zoning Classification of certain property located in The City of Valley Center, Kansas, under the authority granted by the Zoning Regulations of the City.

Utecht stated Ordinance 1251-12 is an Ordinance changing a property located at 123 N. Cedar Avenue, Valley Center, Kansas re-zoning from C2 (General Business District) to R2 (Two-Family Residential District).

Cicirello moved, second by Ishman, to adopt Ordinance 1251-12, changing the Zoning District Classification of certain property located in the City of Valley Center, Kansas for 2nd reading. Vote yea: Unanimous. Motion carried.

NEW BUSINESS**A. RESOLUTION 607-12; SUPPORTING MCLAUGHLIN STREET PATH PROJECT**

- Map of Project

NEW BUSINESS (Continued)

- Construction Estimate (PEC)
- Estimated Project Cost: \$130,405

1. City Responsibility	\$ 6,600	Engineering
	\$ 33,905	26% Match
2. Request KDOT Funds	\$ 96,500	74%
- If Project is selected for funding, City Matching Funds would come from Both FY 13 Streets Improvement Program and Park Improvement Fund.
- Resolution 607-12

Maschino moved, second by Cicirello, to adopt Resolution 607-12, declaring the eligibility of The City of Valley Center to submit an application to KDOT requesting funds for the McLaughlin Street Path Project and authorizing the Mayor to sign. Vote yea: Unanimous. Motion carried.

B. CONSIDERATION OF INTERLOCAL AGREEMENT FOR CODE ENFORCEMENT

- Memo from City Administrator
- Addendum to Interlocal Agreement for Code Enforcement

City Administrator, Joel Pile recommended approval of the addendum to the Interlocal Service Agreement for Code Inspection and Enforcement by Sedgwick County.

Maschino moved, second by Cicirello, to approve the Addendum to the Interlocal Service Agreement for Code Inspection and Enforcement of Building, Electrical, Mechanical, and Plumbing Codes by Sedgwick County and authorize the Mayor to sign. Vote yea: Unanimous. Motion carried.

C. ORDINANCE 1252-12; ADOPTING THE AMENDED ZONING REGULATIONS, 1ST READING

An Ordinance amending the Zoning Regulations, governing the use of land and the location of buildings within the City of Valley Center, Kansas.

- Ordinance 1252-12

Cicirello moved, second by Ishman to adopt Ordinance 1252-12, amending the zoning regulations governing the use of land and the location of buildings within the City of Valley Center, Kansas for 1st reading. Vote yea: Judith Leftoff, Lou Cicirello, Terry Ishman, Harrison Gerling, Marci Maschino, Lionel Jackson, and Al Hobson. Opposed: Kate Jackson. Motion carried.

D. ORDINANCE 1253-12; RIDGEFIELD ADDITION ZONE CHANGE, 1ST READING.

An Ordinance changing the zoning district classification from PUD with an underlying R-1B One-Family Residential District to PUD with an underlying R-2 Two Family Residential District (legal description Lots 47-65 Block A, Lots 1-14 Block B, and Lots 1-29 Block C, Ridgefield Addition Subdivision, Sedgwick County, Kansas), located in the City of Valley Center, Kansas, under the authority granted by the Zoning Regulations of the City.

- Ordinance 1253-12

Cicirello moved, second by L. Jackson, to adopt Ordinance 1253-12, changing the Zoning District Classification from PUD with an underlying R-1B One-Family Residential District to PUD with an underlying R-2 Two Family Residential District (legal description Lots 47-65 Block A, Lots 1-14 Block B, and Lots 1-29 Block C, Ridgefield Addition Subdivision, Sedgwick County, Kansas), located in the City of Valley Center, Kansas for 1st reading. Vote yea: Unanimous. Motion carried.

NEW BUSINESS (Continued)**E. RESOLUTION 608-12; STORMWATER MANAGEMENT AMENDMENT**

City Administrator Pile stated Ordinance 1167-08 established a Valley Center Storm Water Utility and requires the associated Storm Water Management Fee be established and set by Resolution of the Governing Body. The Council initially established the fee with Resolution 548-08. The Fee needs to be adjusted to provide adequate revenue for the recently approved project to improve South Meridian and Ford Street. The proposed Resolution 608-12, adjusts the fee structure originally established by Resolution 548-08.

K. Jackson moved, second by L. Jackson to adopt Resolution 608-12, adjusting the fee structure originally established by Resolution 548-08. Vote yea: Unanimous. Motion carried.

CONSENT AGENDA

- A. REVENUE and EXPENSE FINANCIAL SUMMARIES for NOVEMBER 2012
- B. BAD DEBT/DELINQUENT ACCOUNTS for NOVEMBER 2012 REPORT
- C. CHECK RECONCILIATION REPORT for NOVEMBER 2012
- D. CONSIDERATION OF SENIOR CLUB COORDINATOR AGREEMENT

Cicirello moved, second by Hobson, to approve the Consent Agenda as presented. Vote yea: Unanimous. Motion carried.

STAFF REPORTS**CITY ADMINISTRATOR PILE**

Pile stated Connie Owings will be missed at City Hall; she is a good asset. Pile wished everyone Happy Holidays.

COMMUNITY DEVELOPMENT DIRECTOR UTECHT

Utecht presented Connie Owings with a Service award and stated Ms. Owings has been a model employee, conducts herself in a professional manner at all times, is a joy to work with, and Ms. Owings constantly looks for innovative ways of improving the operation of the front desk.

PARKS AND PUBLIC BUILDINGS SUPERINTENDENT OWINGS

Owings stated Veterans Park will be the site for Christmas trees recycling at no expense.

GOVERNING BODY REPORTS**MAYOR MCNOWN**

McNown echoed comments about Ms. Owings; good job and award well deserved. McNown stated tonight an item on the Agenda on the re-zoning received a lot of useful, productive discussion. He felt the following has been brought up before, but he would like to address it again: The 1st reading is so the item on the Agenda is considered for discussion, and 2nd reading is so the public has been provided notice of an item and has an opportunity to provide Council with their input or attend the meeting to benefit from the Council's discussions about the item. McNown's opinion is that elaborated discussion during the 2nd reading will be more beneficial because more people would be aware of the item. McNown wished everyone Merry Christmas, and a safe New Years.

COUNCILMEMBER LEFTOFF

Leftoff stated last Thursday, December 13th; she attended the Wichita Area Builders Association Open House.

GOVERNING BODY REPORTS (Continued)COUNCILMEMBER CICIRELLO

Cicirello asked about two unauthorized burn calls last month; if they get cited? Fire Captain Tormey answered that it depends on what they are burning, but Tormey was unsure about the specific call Cicirello referenced. Cicirello wished Merry Christmas and Happy New Years to all.

COUNCILMEMBER ISHMAN

Ishman offered his "Congratulations" to both service awards.

COUNCILMEMBER GERLING

Gerling wished Merry Christmas to all.

COUNCILMEMBER MASCHINO

Wished Happy Holidays and stated she and her kids will miss Ms. Owings.

COUNCILMEMBER L. JACKSON

Thanked Ms. Owings for her services. L. Jackson noticed the following three improvements to the City were discussed tonight on the Agenda: Walking Paths, affordable senior housing, and drainage improvements and stated he is pleased to see we are moving forward. L. Jackson wished Merry Christmas to all.

COUNCILMEMBER K. JACKSON

Thanked Ms. Owings and Officers who worked on curfew recommendations. K. Jackson stated she voted against the Curfew Ordinance because she favored adjusting the times as Chief Hephner recommended.

COUNCILMEMBER HOBSON

Hobson thanked Ms. Owings and wished Merry Christmas to all.

Hobson moved, second by K. Jackson, to adjourn the meeting. Vote yea: Unanimous. Motion carried.

Meeting adjourned at 8:08 PM

Jose A. Santiago, Assistant City Clerk

12/26/2012 11:26 AM

A/P HISTORY CHECK REPORT

PAGE: 1

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0241	COX COMMUNICATIONS KANSAS LLC							
C-CHECK	COX COMMUNICATIONS	VOIDED V	12/14/2012			043361		384.61CR
0242	KANSAS GAS SERVICE							
C-CHECK	KANSAS GAS SERVICE	VOIDED V	12/21/2012			043367		1,612.89CR
0243	WESTAR ENERGY, INC.							
C-CHECK	WESTAR ENERGY, INC.	VOIDED V	12/21/2012			043368		14,955.98CR

* * T O T A L S * *	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:	0	0.00	0.00	0.00
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
EFT:	0	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	3 VOID DEBITS	0.00		
	VOID CREDITS	16,953.48CR	16,953.48CR	0.00

TOTAL ERRORS: 0

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BANK: *	TOTALS:		3	0.00	0.00	0.00

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A/P HISTORY CHECK REPORT

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DATE RANGE: 0/00/0000 THRU 99/99/9999

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0085	LAURIE B WILLIAMS							
I-BJE201212125001	CASE # 09-14039	R	12/14/2012	55.00		043345		
I-BSM201212125001	CASE # 08-10028-13	R	12/14/2012	84.00		043345		
I-GJB201212125001	CASE # 11-13654	R	12/14/2012	172.00		043345		311.00
0210	SECURITY BENEFIT							
I-SCB201212125001	DEFERRED COMPENSATION	R	12/14/2012	38.00		043346		38.00
0313	VANTAGEPOINT TRANS AGENTS							
I-ICM201212125001	RETIREMENT 457 DEFERRED COMP	R	12/14/2012	65.00		043347		
I-ICP201212125001	RETIREMENT 457 DEFERRED COMP	R	12/14/2012	118.19		043347		183.19
0372	U S DEPT OF EDUCATION							
I-JED201212125001	CASE #- S447705160	R	12/14/2012	175.37		043348		175.37
0421	FAMILY SUPPORT PAYMENT CENTER							
I-JHC201212125001	CASE # 11LWAD00059	R	12/14/2012	67.00		043349		67.00
0020	ACS FIREHOUSE SOLUTIONS							
I-INVOICE # 842207	FH SUPPORT CONTRACT RENEW	R	12/14/2012	625.00		043350		625.00
0092	TYLER TECHNOLOGIES INC							
I-2013 CIS YR MAINTEN	2013 CIS YR MAINTENANC	R	12/14/2012	3,691.66		043351		
I-DEC 2012 MONTHLY F	DEC 2012 MONTHLY FEE	R	12/14/2012	205.00		043351		
I-JAN - DEC 2013	UTILITY PAYMENT MAINTENAN	R	12/14/2012	607.75		043351		
I-OCT 2012 MONTHLY F	OCT 2012 MONTHLY FEE	R	12/14/2012	205.00		043351		4,709.41
0118	BAYSINGER POLICE SUPPLY							
I-INV # 61407	UNIFORMS	R	12/14/2012	167.94		043352		
I-INV # 66600, UNIFO	UNIFORMS	R	12/14/2012	244.91		043352		412.85
0147	TRAFFIC CONTROL SERVICES, INC.							
I-MERIDIAN NORTH-NEW	MERIDIAN NORTH-NEW PAVEME	R	12/14/2012	2,740.03		043353		
I-MERIDIAN-MAIN TO 5	MERIDIAN-MAIN TO 5TH STRI	R	12/14/2012	2,050.00		043353		
I-RAILROADS PERFORM	RAILROADS PERFORM THERMO	R	12/14/2012	4,148.20		043353		8,938.23
0153	THE ARK VALLEY NEWS							
I-ACCT 06-1124	LEGALS	R	12/14/2012	52.48		043354		52.48
0156	BEALL, MITCHELL AND SULLIVAN,							
I-CS # 090461	ATTORNEY SRVCS WALKER	R	12/14/2012	150.00		043355		150.00
0168	DRS. CRUM AND TODD, PA							
I-INV # 05052010-4	RESTITUTION FOR ADDISON	R	12/14/2012	10.00		043356		10.00

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A/P HISTORY CHECK REPORT

PAGE: 3

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DATE RANGE: 0/00/0000 THRU 99/99/9999

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0183	KANSAS ONE-CALL SYSTEM, INC							
I-NOVEMBER 2012, 100	NOVEMBER 2012, 100 LOCATE	R	12/14/2012	105.00		043357		105.00
0198	P S I							
I-1211051-IN	NOV 2012 SUPPORT SERVICES	R	12/14/2012	945.00		043358		945.00
0220	UNDERGROUND VAULTS & STOR							
I-INV # 312278	CVC FILE STORAGE-SALT MIN	R	12/14/2012	150.00		043359		150.00
0227	SEDGWICK COUNTY TREASURE							
I-2012 PROPERTY TAXE	2012 PROPERTY TAXES	R	12/14/2012	64.18		043360		
I-AIN # GWU 00171	2012 PROPERTY TAX	R	12/14/2012	208.50		043360		
I-AIN # GWU 00251	2012 PROPERTY TAX	R	12/14/2012	56.25		043360		
I-AIN # GWU 00437	2012 PROPERTY TAXES	R	12/14/2012	402.00		043360		
I-AIN # GWU 00550	2012 PROPERTY TAX	R	12/14/2012	60.00		043360		
I-AIN # GWU 00551	2012 PROPERTY TAXES	R	12/14/2012	41.25		043360		
I-AIN # GWU 00552	2012 PROPERTY TAX	R	12/14/2012	184.13		043360		1,016.31
0241	COX COMMUNICATIONS KANSAS LLC							
I-001-1001 018903601	DEC 2012 CABLE-CH	V	12/14/2012	34.81		043361		
I-001-1001 027195101	DEC 2012 INTERNET	V	12/14/2012	59.95		043361		
I-001-1001 035986301	DEC 2012 INTERNET	V	12/14/2012	79.95		043361		
I-001-1001 036426001	DEC 2012 INTERNET	V	12/14/2012	129.95		043361		
I-001-1001 036946001	DEC 2012 INTERNET	V	12/14/2012	79.95		043361		384.61
0241	COX COMMUNICATIONS KANSAS LLC							
M-CHECK	COX COMMUNICATIONS	VOIDED	V	12/14/2012		043361		384.61CR
0452	AMERICAN EXTERIORS							
I-REFUND PERMIT # 12	REFUND PERMIT # 120088	R	12/14/2012	146.50		043362		146.50
0512	NANCY NEWTON							
I-CASE # VC12-636	ATTORNEY SRVCS WYATT	R	12/14/2012	150.00		043363		150.00
0514	HOWARD BOTTS							
I-GYM EQUIPMENT	GYM EQUIPMENT	R	12/14/2012	870.00		043364		870.00
0242	KANSAS GAS SERVICE							
I-NOV 2012	10/29 THRU 12/03/12 SRVCS	V	12/21/2012	1,612.89		043367		1,612.89
0242	KANSAS GAS SERVICE							
M-CHECK	KANSAS GAS SERVICE	VOIDED	V	12/21/2012		043367		1,612.89CR

12/26/2012 11:26 AM

A/P HISTORY CHECK REPORT

PAGE: 4

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DATE RANGE: 0/00/0000 THRU 99/99/9999

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0243	WESTAR ENERGY, INC.							
M-CHECK	WESTAR ENERGY, INC.	VOIDED V	12/21/2012			043368		14,955.98CR
0252	CIERO COMMUNICATIONS							
I-TICKET # 208117	JOB TICKET # 208117	R	12/21/2012	551.00		043369		
I-TICKET # 208118	JOB TICKET # 208118	R	12/21/2012	142.50		043369		
I-TICKET # 210031	JOB TICKET # 210031	R	12/21/2012	85.00		043369		
I-TICKET # 21206	JOB TICKET # 212067	R	12/21/2012	48.50		043369		
I-TICKET # 212064	JOB TICKET # 212064	R	12/21/2012	279.75		043369		
I-TICKET # 212065	JOB TICKET # 212065	R	12/21/2012	209.85		043369		
I-TICKET # 212068	JOB TICKET # 212068	R	12/21/2012	59.90		043369		1,376.50
0270	INTRUST CARD CENTER							
I-12-3837	OCT 2012	R	12/21/2012	0.01		043370		
I-INTRUSTPCARDNOV'12	NOV 2012 TRANSACTIONS	R	12/21/2012	35,015.40		043370		35,015.41
0509	NOWAK CONSTRUCTION CO., INC.							
I-12-3906	\$12,851.53 MERIDIAN WATER LINE REPLA	R	12/21/2012	12,851.53		043371		12,851.53
0515	GARY GLIDEWELL							
I-05052010-4	PARTIAL BOND REFUND	R	12/21/2012	3,500.00		043372		3,500.00
0516	HERBST/WINTER CONSTRUCTION LLC							
I-637739	GOFF DRAINAGE DITCH	R	12/21/2012	1,225.00		043373		1,225.00

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EFT:	0	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00

VOID CHECKS:	3 VOID DEBITS	0.00		
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12/26/2012 11:26 AM

A/P HISTORY CHECK REPORT

PAGE: 5

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0014	JOEL D PILE							
I-NOV 2012 MILEAGE	NOV 2012 MILEAGE REIMBURS	R	12/14/2012	62.72		043365		62.72
0050	LLOYD C. NEWMAN							
I-CCC TUITION REIMBU	CENTRAL CHRISTIAN TUITION	R	12/14/2012	225.00		043366		225.00

* * T O T A L S * *	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
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DRAFTS:	0	0.00	0.00	0.00
EFT:	0	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0	VOID DEBITS 0.00		
		VOID CREDITS 0.00	0.00	0.00

TOTAL ERRORS: 0

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REPORT TOTALS:			32	73,616.16	0.00	73,311.50

12/26/2012 11:26 AM

A/P HISTORY CHECK REPORT

PAGE: 6

SELECTION CRITERIA

 VENDOR SET: * - All
 VENDOR: ALL
 BANK CODES: All
 FUNDS: All

CHECK SELECTION

CHECK RANGE: 043345 THRU 043373
 DATE RANGE: 0/00/0000 THRU 99/99/9999
 CHECK AMOUNT RANGE: 0.00 THRU 999,999,999.99
 INCLUDE ALL VOIDS: YES

PRINT OPTIONS

SEQUENCE: CHECK NUMBER

PRINT TRANSACTIONS: YES
 PRINT G/L: NO
 UNPOSTED ONLY: NO
 EXCLUDE UNPOSTED: NO
 MANUAL ONLY: NO
 STUB COMMENTS: NO
 REPORT FOOTER: NO
 CHECK STATUS: NO
 PRINT STATUS: * - All

PRESENTATIONS / PROCLAMATIONS

PUBLIC FORUM

APPOINTMENTS

COMMITTEES, COMMISSIONS

No Items for Council Review:

OLD BUSINESS**A. ORDINANCE 1252-12; ADOPTING THE AMENDED ZONING REGULATIONS, 2nd READING:**

An Ordinance amending the Zoning Regulations governing the use of land and the location of buildings within the City of Valley Center, Kansas.

- Ordinance 1252-12

Should Council choose to proceed,

RECOMMENDED ACTION:

Staff recommends motion to adopt Ordinance 1252-12, amending the zoning regulations governing the use of land and the location of buildings within the City of Valley Center, Kansas for 2nd reading.

ORDINANCE NO. 1252-12

AN ORDINANCE ENACTED, APPROVING AND INCORPORATING BY REFERENCE CERTAIN **ZONING REGULATIONS** GOVERNING THE USE OF LAND AND THE LOCATION OF BUILDINGS WITHIN THE CITY OF VALLEY CENTER, KANSAS, AS A MODEL CODE IN BOOK FORM BY THE VALLEY CENTER CITY PLANNING COMMISSION PURSUANT TO K.S.A. 12-741, ET. SEQ., AS AMENDED, 12-736, 12-3009 TO 12-3012 INCLUSIVE, 12-3301 AND 12-3302; AND ESTABLISHING ZONING DISTRICT BOUNDARIES AND THE CLASSIFICATIONS OF SUCH DISTRICTS; DEFINING CERTAIN TERMS USED IN SAID REGULATIONS; REGULATING THE MAXIMUM DIMENSIONS OF BUILDINGS AND OTHER STRUCTURES THROUGH BULK REGULATIONS AND LOT AREAS; REGULATING THE LOCATION AND SIZE OF SIGNS; PROVIDING FOR AND REGULATING VEHICULAR PARKING SPACE; PROVIDING FOR THE APPOINTMENT OF A ZONING ADMINISTRATOR AND PRESCRIBING HIS OR HER DUTIES; PROVIDING FOR FEES TO BE CHARGED FOR AMENDMENTS, SITE PLANS, SPECIAL USES, CONDITIONAL USES, APPEALS AND PERMITS; ESTABLISHING A MEANS FOR AMENDING SAID REGULATIONS, MAP(S) AND ORDINANCE; PROVIDING FOR PENALTIES FOR VIOLATION OF ITS PROVISIONS AND A MEANS OF ENFORCEMENT; AND REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VALLEY CENTER, KANSAS:

Section 1. **Adoption:** Zoning regulations are hereby approved and adopted by the Governing Body of the City of Valley Center, Kansas, as prepared and published as a model code in book form by the Valley Center City Planning Commission and the City Zoning Administrator under the date of December 11, 2012, and entitled " Zoning Regulations of the City of Valley Center, Kansas " and the same are hereby incorporated by reference as fully as if set out herein.

Section 2. **Official Map(s):** There are further herein incorporated by reference and adopted an Official Zoning Map(s) delineating the boundaries of zoning districts and the classifications of such districts, which maps shall be marked "Official copy of zoning district map(s)" incorporated into zoning regulations by adoption of Ordinance No. 1252-12 by the Governing Body of the City of Valley Center on the _____ day of _____, _____ and filed with the Zoning Administrator to be open for inspection and available to the public at all reasonable business hours.

Section 2. **Public Hearing:** The advertised public hearings required by Kansas law was duly held on August 28, 2012, September 25, 2012, and October 23, 2012, and November 11, 2012 by the Valley Center City Planning Commission, and a discussion of said Zoning Regulations occurred at the four hearings; and the Zoning Regulations and map(s) in model code form herein adopted are a true and correct copy of those regulations as adopted by the Planning Commission.

Section 3. **Jurisdiction:** From the effective date of this Ordinance, the Zoning Regulations and Official Zoning Map(s) herein incorporated by reference shall govern all use of the land and location of buildings and other structures placed within the City of Valley Center, Kansas.

Section 4. **Official Copies:** Not less than one copy of the Zoning Regulations in book form marked "Official Copy as incorporated by Ordinance No. 1252-12" and to which there shall be a published copy of this Ordinance attached, shall be filed with the City Clerk to be open for inspection and available to the public at all reasonable business hours.

Section 5. **Invalidity of a Part:** Any provisions of this Ordinance which shall be declared by a competent court to be unconstitutional or invalid shall not affect the validity and authority of any other sections of said Ordinance.

Section 6. **Repeal:** Ordinance No. 1234-11 is hereby repealed and any other ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

Section 7. **Effective Date:** This Ordinance shall take effect from and after its passage, approval and publication once in the official city newspaper.

PASSED BY THE CITY COUNCIL this _____ day of _____, _____,

APPROVED BY THE MAYOR this _____ day of _____, _____,

First Reading: December 18, 2012

Second Reading: _____

(SEAL)

/s/ _____
Michael D. McNown, Mayor

ATTEST:

/s/ _____
Kristine A. Polian, City Clerk

OLD BUSINESS**B. ORDINANCE 1253-12; RIDGEFIELD ADDITION ZONE CHANGE,
2nd READING:**

An Ordinance changing the zoning district classification of certain property located in The City of Valley Center, Kansas, under the authority granted by the Zoning Regulations of the City.

- Ordinance 1253-12

Should Council choose to proceed,

RECOMMENDED ACTION:

Staff recommends motion to adopt Ordinance 1253-12, changing the Zoning District Classification of certain property located in the City of Valley Center, Kansas for 2nd reading.

ORDINANCE NO. 1253-12

AN ORDINANCE CHANGING THE ZONING DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED IN THE CITY OF VALLEY CENTER, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING REGULATIONS OF THE CITY.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VALLEY CENTER, KANSAS:

SECTION 1. Having received a recommendation from the Valley Center City Planning Commission on Case No. Z-2012-4, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of the amended Zoning Regulations of the City as approved by Ordinance No. 1234-11, the zoning district classification of the property legally described herein is changed as follows:

Change of zoning district classification from PUD with an underlying R-1B One-Family Residential District to PUD with an underlying R-2-Two Family Residential District, subject to the submitted site plan.

Legal description: Lots 47 – 65 Block A, Lots 1- 14 Block B and Lots 1 – 29 Block C, Ridgefield Addition Subdivision, Sedgwick County, Kansas

General location: Lots fronting the west side of Redbud Avenue, north of 65 Redbud Avenue, the block bounded by Redbud and Wakefield Avenues, and lots on the most northerly two Redbud Courts.

SECTION 2. Upon the taking effect of this Ordinance, the above zoning change shall be entered and shown on the Official Zoning Map(s) as previously adopted by reference and said map(s) is hereby reincorporated as a part of the Zoning Regulations as amended.

SECTION 3. This ordinance shall take effect and be in force from and after its passage, approval and publication once in the official city newspaper.

PASSED by the Governing Body and approved by the Mayor of the City of Valley Center, Kansas, on this ____ day of _____, ____.

First Reading: December 18, 2012

Second Reading: _____

(SEAL)

/s/ _____
Michael D. McNown, Mayor

ATTEST:

/s/ _____
Kristine A. Polian, City Clerk

NEW BUSINESS

CONSENT AGENDA

STAFF REPORTS

A. City Clerk Polian

B. Chief of Police Hephner

- Police Department November 2012 Report
- Municipal Court November 2012 Report
- Police Department Customer Service Awards
 - Sgt. Newman
 - Officer Schrag
 - Officer Easley
 - Detective Grayson

C. Fire Chief Tormey

D. Community Development Director Utecht

E. City Superintendent Dunn

F. Parks & Public Buildings Superintendent Owings

G. City Engineer Kelsey

H. City Attorney Arbuckle

I. City Administrator Pile

Officer's Report

December 12, 2012

Chief Mark V. Hephner #1

Attention: Joel Pile
 City Administrator
 Valley Center Kansas

Subject: Valley Center Police November Monthly Report

The Police Department answered 522 calls for service during November 2012. Of those calls, 89 generated police cases. Emergency Communications/Records recorded 52 Fire Department calls for service, 65 records dissemination requests and 1360 telephone calls. The following is a break down of the police department cases:

Calls for Service: One abandoned vehicles call for police; one alarm call; six animal calls; four assist a citizen call; six assist fire department calls; ten assist other LEO agency; fifteen assist EMS calls; four burglary reports; sixteen check residence/business calls; one check gun shots calls; two criminal damage reports; nine disorderly conduct reports; twenty-three disturbance/DV calls; one forgery report; six found property cases; five fraud cases; seven 911 hang up calls; six larceny cases; one lost juvenile call; one loud music complaint; eight-eight misc/calls reports; seven non-injury accidents; two subject stops; twenty-six suspicious character/activities reports; six suicidal person calls; twenty-one traffic related call; and six warrants served. Officers wrote seventy-eight citations for one hundred-fourteen violations during the month.

The chief attended the monthly Chief's Meeting on November 15. He attended one Lion's Club meeting during the month. He attended a meeting with the school superintendant on November 12. He met with youth and family to discuss VC Mentoring Program. He assisted PCPD by sitting on a promotional board on November 26. He attended the monthly chamber of commerce meeting. He met with a applicant for a college internship.

During the month, Detective Sergeant Lloyd Newman II completed the monthly fuel report. He along with Sgt Vogt supervised Municipal Court sessions during the month. He worked a power shift on the 10th. He initiated one "Customer Service Award" for an officer. He assisted officers working the school zones in the morning hours. He presented several cases to the city prosecutor for prosecution.

Sgt Vogt attended an Operation Impact Meeting on November 8th. He assisted with court twice during the month. He attended a Sidewalk committee meeting on November 29th. He worked on a felony DUI cases preparing it get them charged. He assisted on the aggravated assault investigation on Meridian.

Detective Grayson helped with the school zones this month and wrote ten speeding citations. He continues to work on getting charges on several past cases.

Detective Grayson worked numerous cases during the month including a rape. He presented one case to ADA's office and three cases to the JVDA's office.

Training: The department had the monthly safety meeting in November. Detective Grayson attended KIA Training Conference in Salina. All officers attended FATS/use of force training at KLETC during the month. Several officers received rifle training during the month. Several officers attended SFST training on the 7th. He worked power shifts on the 11th and 18th.

Community Outreach Programs: The cadets had their monthly meeting with Officer Easley and Officer Cole. The Valley Center Police Department is sponsoring a college intern for the semester. Detective Grayson met with Sedgwick County Sheriff Department on Christmas for Kids. He also is working with an organization to help a family in need for food, clothes and gifts for the holiday. He is also working with the middle school on donations of clothes.

Detective Grayson arranged for Abilene Elementary 3rd graders Miss Howie's class to come and decorate the Public Safety Christmas tree. He also started working with "Communities in Schools and this last month he started working with the 7th and 8th graders. He meets weekly with this group. Sgt Vogt presented an Operation Lifesaver Program to USD 262 bus drivers.

Response Times Average:

Priority calls-3 minutes

Non-priority calls (Report calls)-6 minutes

Miscellaneous items:

Chief Mark Hephner
Valley Center Police Chief
November 11, 2012

MUNICIPAL COURT NOVEMBER 2012 REPORT

November 14, 2012

81 TOTAL CASES
58 TOTAL PERSONS

2 CASES WITH NO STATUS CHG.
1 TRIAL TO NEW DATE
1 TRIAL
2 SENTENCING TO NEW DATE
20 CONTINUED
1 EXTENSION OF TIME TO PAY TO NEW DATE
6 EXTENSION OF TIME TO PAY
9 LATE NOTICE
2 REVOCATION HEARING TO NEW DATE
9 INITIAL APPEARANCE TO NEW DATE
2 NOTICE OF SUSPENSION SENT
1 COMMUNITY SERVICE ORDERED
3 DISMISSED WITHOUT PREJUDICE
10 FINALIZED - FOUND GUILTY
10 DISMISSED/PRESENTED INSURANCE
1 WARRANT ISSUED
1 DISMISSED HAD DL

93 TOTAL CASES
55 TOTAL PERSONS

7 CASES WITH NO STATUS CHG.
1 PROBATION
4 FINALIZED - FOUND GUILTY
3 TRIAL TO NEW DATE
3 TRIAL
10 CONTINUED TO NEW DATE
10 CONTINUED
12 DISMISSED WITHOUT PREJUDICE
10 PAYMENT PLAN
2 REVIEW HEARING
2 SENTENCING
4 EXTENSION OF TIME TO PAY
9 LATE NOTICE
5 DISMISSED/PRESENTED INSURANCE
3 NOTICE OF SUSPENSION SENT
8 INITIAL APPEARANCE TO NEW DATE



CUSTOMER SERVICE AWARD

Employee/Employees' Being Recognized: Sgt. Lloyd Newman, Det. Jay Grayson, Officer Duane Schrag, Officer Jason Easley

Reason for Recommendation: These officers assisted with the 2012 Christmas Kids program at Valley Center Middle School on December 15th, 2012. Janice Houston with the Communities in Schools program sent a thank you card to show their appreciation for their help.

Person Making Recommendation: Janice Houston, Sgt. Matt Vogt.

Supervisor Comments: Great job to all of you and your your family members that helped.

Signatures—Employee _____

Supervisor [Signature]
12-17-2012

Chief [Signature]

THANKS FOR YOUR GREAT COMMUNITY SUPPORT!

Copies to: Employee
Employees' File

Dear VCPID,

Just a quick note to thank the officers & their families who came to help us set up for our holiday assistance event Saturday. We know this is a busy time of year for all, and it meant a lot to our program & those in our community who benefitted from your help. Our event went very smoothly and several area children were served for the holidays. Thanks again for your time and Merry Christmas!

Janice Houston,
Communities In Schools

Schrag #10 + family
Newman #3 + Myranda
Jason #12
Grayson #8 + Twins lol.



CUSTOMER SERVICE AWARD

Employee/Employees' Being Recognized: Jay Grayson

Reason for Recommendation: Det. Grayson received a thank you card from Rosalie for putting her family's name in Sedgwick County's Christmas list. Because of Det. Grayson's thoughtfulness her family was helped out with food for the holidays.

Person Making Recommendation: Sgt. Lloyd Newman

Supervisor Comments: Jay your thoughts and actions are appreciated by all and you are such a positive influence on all of us whether it shows or not. I believe your cast a positive image for the entire department. Thanks

Signatures—Employee 

Supervisor 

Chief 

12-27-12

Copies to: Employee
Employees' File

Jay,

Thank You

for turning me onto the
Shuffs. It was nice to receive
3 boxes of food and paper goods
for I really needed it this month
this will probably last me a good
while, I really appreciate it.

Thanks Again

Rosalee

P.S. It's nice what you
do for others in the
need of help.



CUSTOMER SERVICE AWARD

Employee/Employees' Being Recognized: Jay Grayson

Reason for Recommendation: Det. Grayson received a thank you card from his middle school students and staff for his weekly class he puts on at the middle school.

Person Making Recommendation: Sgt. Lloyd Newman

Supervisor Comments: Again Jay your thoughts and actions are appreciated by all and you are such a positive influence on all of us whether it shows or not. I believe your cast a positive image for the entire department. I am certain these kids will be better citizens for the positive work you do with them. I also believe it creates a positive image of law enforcement in their minds which will help us all in the future. Thanks Again!!

Signatures—Employee [Signature]

Supervisor [Signature]

Chief [Signature]

Copies to: Employee
Employees' File

12-27-12

Detective Grayson-

We wanted to thank you for your time spent with us at the school this year! We really enjoy your "words of wisdom" & are looking forward to next semester! Have a Merry Christmas.

-CIS

Jessica Dakota Metzger

Ashley Stephanie
Brenna Claypool

Ashley Davis
MISS YOU!

JORDAN
I love miss you!

Merry Christmas!

Dylan Murphy

KANDYCEA UROCK

Brianna

Wade
Patrick

Alex Turner

GOVERNING BODY REPORTS

A. Mayor McNown

B. Councilmember Leftoff

C. Councilmember Cicirello

D. Councilmember Isham

E. Councilmember Gerling

F. Councilmember Maschino

G. Councilmember L. Jackson

H. Councilmember K. Jackson

I. Councilmember Hobson

ADJOURN