



June 25, 2019, 7:00 P.M.

**ROLL CALL**

**MEETING CALLED TO ORDER**

Invocation  
Pledge of Allegiance

**APPROVAL OF AGENDA**

**Suggested Motion:**

Council Member \_\_\_\_\_ moved to approve the agenda as presented.

Council Member \_\_\_\_\_ seconded the motion.

**Other:**

**AWARDS AND/OR PRESENTATIONS**

Citizen Life Saving Award

**RECESS**

Council Member \_\_\_\_\_ moved to recess the meeting.

Council Member \_\_\_\_\_ seconded the motion.

**Other:**

**PUBLIC FORUM**

**STAFF REPORTS**

**CONSENT AGENDA ITEMS 1 THROUGH 4**

1. [Minutes of June 11, 2019 Regular Meeting.](#)
2. [Minutes of June 18, 2019 Special Meeting.](#)
3. [Appropriations 420-2019 with Addendum.](#)
4. [May 2019 Financial Report.](#)

**Suggested Motion:**

Council Member \_\_\_\_\_ moved that the Consent Agenda, as presented, be approved.

Council Member \_\_\_\_\_ seconded the motion.

**Other:**

**NEW BUSINESS**

**5. HOLD PUBLIC HEARING AND CONSIDER APPROVAL OF ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR IMPROVEMENTS IN THE VILLAGE ESTATES ADDITION PHASE 5, SADDLEBROOK 3RD ADDITION PHASE 5, AND HIGH RIDGE 3RD ADDITION (BETH WARREN)**

**Public Hearing** – Special Assessments

**Recommended Action:** Staff Recommends Approval of the Ordinance

**Suggested Motion:**

Council Member \_\_\_\_\_ moved to approve Ordinance #1065-2019 Levying Special Assessments on Certain Property to Pay the Costs of Internal Improvements in the City of Park City as Heretofore Authorized, and Providing for the Collection of Such Special Assessments.

Council Member \_\_\_\_\_ seconded the motion.

**Other:**

**Roll Call**

Council Member John Lehnherr	_____	Council Member Tom Jones	_____
Council Member George Glover	_____	Council Member George Capps	_____
Council Member Ben Saucedo	_____	Council Member Brandi Baily	_____
Council Member Melvin Kerr	_____	Council Member Jim Schroeder	_____



6. [CONSIDER CONTRACT RENEWAL FOR BMX TRACK \(DM\)](#)

**Recommended Action:** Staff Recommends Approval

**Suggested Motion:**

Council Member \_\_\_\_\_ moved to approve a Contract with Park City BMX Track Operator for Operation of the BMX Track in McLean Park and to Authorize the Mayor to Execute the Agreement.

Council Member \_\_\_\_\_ seconded the motion.

**Other:**

7. [DISCUSS AND CONSIDER MANHOLE REHABILITATION EAST OF GROVE ST., SOUTH OF 69<sup>th</sup> ST. \(EM\)](#)

**Recommended Action:** Staff Recommends Approval.

**Suggested Motion:**

Council Member \_\_\_\_\_ moved to approve the Proposal with Utility Maintenance Contractors, LLC in the Amount of \$8,788 to be Paid out of the Sewer Department.

Council Member \_\_\_\_\_ seconded the motion.

**Other:**

8. [CONSIDER ORDINANCE AMENDING PROVISIONS OF CHAPTER 8, ARTICLE 1 OF THE MUNICIPAL CODE PERTAINING TO THE PROCEDURES OF OBTAINING COMPLIANCE IN ABATING NUISANCES \(DM\)](#)

**Recommended Action:** Staff Recommends Approval.

**Suggested Motion:**

Council Member \_\_\_\_\_ moved to approve Ordinance #1066-2019 Amending Provisions of Chapter 8, Article 1 of the Municipal Code Pertaining to the Procedures of Obtaining Compliance in Abating Nuisances.

Council Member \_\_\_\_\_ seconded the motion.

**Other:**



**Roll Call**

Council Member John Lehnerr \_\_\_\_\_  
Council Member George Glover \_\_\_\_\_  
Council Member Ben Saucedo \_\_\_\_\_  
Council Member Melvin Kerr \_\_\_\_\_

Council Member Tom Jones \_\_\_\_\_  
Council Member George Capps \_\_\_\_\_  
Council Member Brandi Baily \_\_\_\_\_  
Council Member Jim Schroeder \_\_\_\_\_



**GOVERNING BODY REPORTS**

Mayor's Remarks

Remarks by Council Members

**ADJOURN**

**Suggested Motion:**

Council Member \_\_\_\_\_ moved to adjourn the meeting.

Council Member \_\_\_\_\_ seconded the motion.

**Other:**



**MINUTES OF THE GOVERNING BODY OF  
THE CITY OF PARK CITY, KANSAS  
COUNCIL CHAMBERS – 1941 E. 61<sup>st</sup> STREET NORTH  
June 11, 2019**

**ROLL CALL**

The following were present: Council Members George Glover, John Lehnherr, Ben Saucedo, Melvin Kerr, Brandi Baily, Tom Jones, George Capps and Jim Schroeder.

Also present: Mayor Ray Mann, City Administrator Sean Fox, Assistant City Administrator/Human Resources Manager Dana Walden, Finance Director/City Clerk Dee Anne Grunder, Police Chief Phil Bostian, and City Attorney Doug Moshier.

**VISITORS**

Taylor Messick, Ark Valley News  
Eric Miner  
Steve Brown  
Russell Shipley  
Jan Shire  
Terry Ford

**MEETING CALLED TO ORDER**

The meeting was called to order by Mayor Ray Mann at 7:00 pm. Pastor John Whitmore gave the invocation, and Council Member George Glover led the Pledge of Allegiance.

**APPROVAL OF AGENDA**

Council Member George Glover moved to approve the agenda as presented. Council Member Jim Schroeder seconded the motion. Motion carried 8-0.

**AWARDS & PRESENTATIONS**

None

**PUBLIC FORUM**

Steve Brown thanked the City for their support and the use of the City's facilities on the 4<sup>th</sup> of July. Mr. Brown stated the Miss 4<sup>th</sup> of July Pageant will be held on June 29, 2019 from 2:00 p.m. to 4:00 p.m. at the Best Western Hotel. He stated a new event was added this year, Movies at Sunset on July 3, 2019. Mr. Brown went through the July 4<sup>th</sup> itinerary. He stated registration for the Car Show, Parade, Pet Show, and Miss 4<sup>th</sup> of July Pageant can all be found at [www.parkcityks4th.com](http://www.parkcityks4th.com). He invited everyone to attend the 4<sup>th</sup> of July Events.



## **STAFF REPORTS**

City Administrator Sean Fox stated a preconstruction meeting for the 61<sup>st</sup> Street Bridge Over Chisholm Creek was held June 11, 2019. Mr. Fox stated the bridge project will start on June 24, 2019 and scheduled completion is June 12, 2020. He stated a final clean up date is July 10, 2020.

## **CONSENT AGENDA ITEMS 1 THROUGH 3**

1. Minutes of May 28, 2019 Regular Meeting.
2. Minutes of June 4, 2019 Special Meeting.
3. Appropriations 914-2019 with Addendum.

Council Member Ben Saucedo moved that the Consent Agenda, as presented, be approved.

Council Member George Glover seconded the motion. Motion carried 8-0.

## **NEW BUSINESS**

### **4. CONSIDER PRESENTATION OF 2018 FINANCIAL AUDIT**

Russell Shipley with James Gordon & Associates stated he did not encounter any difficulties during the audit process. Mr. Shipley commended Finance Director/City Clerk Dee Anne Grunder for her work and eagerness to resolve any issues there may have been. Mr. Shipley stated there were prior period adjustments made for accrued vacation. He stated the accrued vacation records are not allowed to be recorded in the financial statements. Mr. Shipley stated the City had an unmodified opinion on the regulatory basis of accounting. Mr. Shipley stated there were no cash basis violations or budget violations.

Council Member Ben Saucedo moved to Receive and File the 2018 Financial Audit.

Council Member George Glover seconded the motion. Motion carried 8-0.

### **5. CONSIDER APPROVAL OF A 1-YEAR EXTENSION TO THE 3-YEAR AUDIT SERVICES AGREEMENT WITH JAMES GORDON & ASSOCIATES**

Finance Director/City Clerk Dee Anne Grunder stated in 2016 Council approved James Gordon & Associates CPA firm for a 3-year agreement for audit services. She stated the 2018 audit was completed and was the last year of the 3-year agreement. Ms. Grunder stated a proposal for a 1-year extension was received, \$16,700 for the regular audit and \$3,500 for each major program if a single audit is needed. Ms. Grunder stated staff recommends approval of the proposal for a one-year extension of the agreement with James Gordon & Associates CPA, P.A.

Council Member Ben Saucedo moved to approve the Proposal for a one-year Extension of the Agreement with James Gordon & Associates CPA, P.A. for the Audit of the 2019 Financial Statements, at a Cost of \$16,700 and an Additional \$3,500 per Major Program if a Single Audit is Needed, to be Funded from Administration (50%) and Water Fund(50%).

Council Member Jim Schroeder seconded the motion. Motion carried 8-0.



**6. CONSIDER CONSTRUCTION ENGINEERING CONTRACT WITH WSP ON THE 61<sup>ST</sup> STREET BRIDGE OVER CHISHOLM CREEK PROJECT**

City Administrator Sean Fox stated bids were opened on May 22, 2019. Mr. Fox stated two bids were received, and the lowest bid came from Donlinger & Sons. He stated the Kansas Department of Transportation (KDOT) considers the bids provided to be satisfactory when compared with the engineer's estimate. Mr. Fox stated if Council agrees with KDOT, it is being requested they authorize the award of the contract by approving the attached resolution and returning it to KDOT by June 14, 2019. He stated once KDOT receives the signed resolution and it is approved by the Secretary of Transportation, the contract will be awarded. Mr. Fox stated the City's matching funds are \$921,000 and will be paid by using temporary financing and a future bond sale. Mr. Fox stated staff recommends approval of the resolution.

Council Member Jim Schroeder moved to approve a Construction Engineering Contract with WSP in the Amount of \$921,000 for the 61<sup>st</sup> Street Bridge Over Chisholm Creek Project.

Council Member Tom Jones seconded the motion. Motion carried 8-0.

**7. CONSIDER AN ORDINANCE ESTABLISHING A CONSOLIDATED STREET AND HIGHWAY FUND**

Finance Director/City Clerk Dee Anne Grunder stated the City currently budgets street maintenance in two funds. Ms. Grunder stated this creates some difficulty in budgeting and spending, as expenditures must be strategically allotted to the two funds to avoid overspending one of the budgets. She stated under Kansas Statutes, cities are allowed to adopt an ordinance to combine the street funding and expenditures into one consolidated fund. Ms. Grunder stated this would simplify the work for staff to charge and track expenditures in one fund. She stated the state gas tax revenue the City receives is not sufficient to fund all street maintenance costs, so a transfer from the General Fund to the consolidated fund would be budgeted annually to provide the additional funding necessary to cover that deficit. Ms. Grunder stated this would not cost the City any additional money, but it would increase expenditures, as state law requires that both the transfer and the spending be budgeted. Ms. Grunder stated staff recommends approval of the ordinance.

Council Member Tom Jones moved to approve Ordinance #1064-2019 Establishing a Consolidated Street and Highway Fund.

Council Member Ben Saucedo seconded the motion.

**Roll Call**

Council Member John Lehnerr	Yes	Council Member Tom Jones	Yes
Council Member George Glover	Yes	Council Member George Capps	Yes
Council Member Ben Saucedo	Yes	Council Member Brandi Bailly	Yes
Council Member Melvin Kerr	Yes	Council Member Jim Schroeder	Yes





**8. CONSIDER ORDINANCE AMENDING PROVISIONS OF CHAPTER 8, ARTICLE 1 OF THE MUNICIPAL CODE PERTAINING TO THE PROCEDURES OF OBTAINING COMPLIANCE IN ABATING NUISANCES**

City Attorney Doug Moshier stated that he, the Police Department, Code Enforcement and the City Administrator discussed the City's nuisance processes. He stated the discussion was to streamline and make the process more efficient. Mr. Moshier stated this is the first of many changes, and further



changes in other chapters will be made at a later date. He stated the changes will allow Code Enforcement officers to operate more efficiently. He stated the maximum fine was increased from \$100 to \$200 due to time and effort spent by the Code Enforcement officers. Mr. Moshier recommended Council approve the changes made in Chapter 8 Article 1 of the Municipal Code.

Council Member George Capps stated he was opposed to Section 5 of the ordinance. He stated the wording authorizes the City to enter any premises. Mr. Capps stated this is a Constitutional violation. Mr. Moshier stated he would be glade to delete 8-109.

Council Member Ben Saucedo moved to Table this Item to the Next Meeting to Make the Appropriate Changes in the Ordinance.

Council Member George Glover seconded the motion.

Council Member John Lehnerr stated Section 5, 8-108 (A) also gives authorization to enter premises. Mr. Lehnerr requested the City Attorney make the necessary changes in that section also.

Motion carried 8-0.

## **GOVERNING BODY REPORTS**

### **Mayor's Remarks**

None.

### **Remarks by Council Members**

Council Member George Capps stated he received two complaints about Jardine Park. Mr. Capps stated the complaints related to people performing wheelies, throwing gravel, and smoking marijuana. He stated he wanted to make the Council aware of the complaints.

Council Member Ben Saucedo thanked Steve Brown for his work on the 4<sup>th</sup> of July event, and Council Member Brandi Baily for her work on the Miss 4<sup>th</sup> of July Pageant. Mr. Saucedo stated there is an increase in theft during the summer months. He stated to be aware of your belongings, so law enforcement's jobs will be much easier.

Council Member George Glover stated the 11<sup>th</sup> Annual Fishing Derby is June 15, 2019 at Chisholm Pointe Pond from 9:00 a.m. to 11:00 a.m. He stated it is free to the public. Mr. Glover also wished everyone a Happy Father's Day.

## **ADJOURN**

Council Member John Lehnerr moved to Adjourn the Meeting at 7:37 pm.

Council Member Ben Saucedo seconded the motion. Motion carried 8-0.



\_\_\_\_\_  
Ray Mann, Mayor

Attest:

\_\_\_\_\_  
Dee Anne Grunder, City Clerk

The foregoing minutes were considered at the June 25, 2019 meeting and approved with the following amendment\_\_\_\_\_.

The vote to approve the minutes\_\_\_\_\_.



**MINUTES OF THE SPECIAL MEETING OF  
THE GOVERNING BODY OF  
THE CITY OF PARK CITY, KANSAS  
1941 EAST 61ST St N, PARK CITY, KS 67219  
June 18, 2019, 6:00 P.M.**

The following were present: Council Members John Lehnerr, George Glover, Melvin Kerr, Tom Jones, George Capps, Brandi Baily, and Jim Schroeder. Council Member Ben Saucedo arrived at 6:10 pm.

Also present: Mayor Ray Mann, City Administrator Sean Fox, Assistant City Administrator/Human Resources Manager Dana Walden, Finance Director/City Clerk Dee Anne Grunder, Public Works Director Eric Miner, Chief of Police Phil Bostian, City Attorney Doug Moshier, Senior Center Director Madison Shriner, Building Inspector Bob Walker, and Information Technology Manager Ted Wallender.

**VISITORS**

None.

**MEETING CALLED TO ORDER**

The meeting was called to order by Mayor Ray Mann at 6:00pm.

**AGENDA**

**1. 2020 BUDGET WORK SESSION**

City Administrator Sean Fox provided some opening remarks and noted challenges related to the 2020 budget process.

Finance Director/City Clerk Dee Anne Grunder provided information on changes that impacted several budgets. Ms. Grunder requested input on a pay increase for staff and also on how Council would like to handle \$23,578 that was in excess of the tax lid.

Staff presented highlights of each of their departmental budgets to the Council and responded to questions.

After all budgets had been discussed, Council's consensus was to budget a 3% salary increase. Due to adjustments in the tax lid calculation related to Law Enforcement expenditures, this could reduce the amount of the tax lid issue. Council requested staff enter the changes, determine the resulting impact on the tax lid, and then provide some options for how to fund the salary increase.

**ADJOURN**

Council Member Ben Saucedo moved to adjourn the meeting at 9:12pm. Council Member John Lehnerr seconded the motion. Motion carried 8-0.



\_\_\_\_\_  
Ray Mann, Mayor

Attest: \_\_\_\_\_  
Dee Anne Grunder, City Clerk

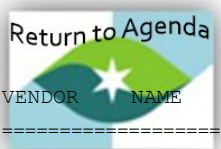
The foregoing minutes were considered at the June 25, 2019 meeting and approved with the following amendment\_\_\_\_\_.

The vote to approve the minutes\_\_\_\_\_.



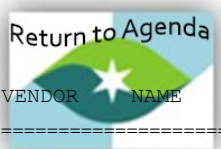
CITY OF PARK CITY  
APPROPRIATION  
6/10/2019 - 6/21/2019

OPEN PURCHASE ORDERS	\$ 952,152.57
APPROPRIATION - 6/10/2019 - 6/21/2019	\$1,158,345.45



VENDOR NAME	NO# INVOICES	TOTAL AMOUNT	G/L 1099 ACCT NO#	G/L NAME	G/L AMOUNT
=====					
06-21-2019 11:27 AM 01-0003 WESTAR ENERGY	1				
A C C O U N T S P A Y A B L E					
VENDOR SET: 01 City of Park City, KS		66.73	N		
D I S B U R S E M E N T R E P O R T					
VENDOR CLASS(ES): ALL CLASSES 01-0011 KS DEPT OF REVENUE PAYROL	1	4,023.78	N		
SORTED BY VENDOR					
01-0014 AIRGAS	2	1,735.52	N		
01-0031 POSTMASTER	1	400.00	N		
01-0047 AAA PORTABLE SERVICES LLC	2	210.00	Y		
01-0063 IRS PAYROLL TAXES	3	24,097.62	N		
01-0067 GREAT WEST FINANCIAL	2	1,769.99	N		
01-0096 UNIFIRST	2	209.19	N		
01-0097 DANA WALDEN	1	170.97	N		
01-0105 WHITE STAR MACHINERY & SU	1	84.78	N		
01-0111 USA BLUEBOOK	1	1,808.75	N		
01-0114 KPERS	5	18,653.34	N		
01-0129 MOTOROLA INC	1	6,770.40	N		
01-0131 THE WICHITA EAGLE	1	118.70	N		
01-0136 WICHITA PUBLIC WORKS & UT	1	695.24	N		
01-0137 KANSAS GOLF & TURF INC	1	31.66	N		
01-0150 GRAINGER	1	99.77	N		
01-0153 WSP USA INC.	1	1,141.50	N		
01-0175 CHRISTOPHER M. DAVIS	1	315.00	Y		
01-0207 FREMAR CORP	1	415.35	N		
01-0219 GALLS, LLC	2	1,040.87	N		
01-0235 KANSAS DEPARTMENT OF TRAN	1	921,000.00	N		
01-0269 FOSTER & ASSOCIATES	1	31.55	Y		
01-0277 PATTON TERMITE & PEST CON	1	375.00	N		
01-0307 HENRY HELGERSON CO	1	655.60	N		
01-0313 CULLIGAN OF WICHITA	1	36.85	N		
01-0317 CHISHOLM TRAIL STATE BANK	1	1,221.87	N		

PAGE: 1  
BANK: ALL



VENDOR NAME	NO# INVOICES	TOTAL AMOUNT	G/L 1099 ACCT NO#	G/L NAME	G/L AMOUNT
=====					
06-21-2019 11:27 AM		A C C O U N T S P A Y A B L E		PAGE: 2	
01-0334	KANSAS ONE CALL SYSTEM IN	252.00	N		
VENDOR SET: 01 City of Park City, KS		D I S B U R S E M E N T R E P O R T		BANK: ALL	
=====					
VENDOR CLASS(ES): ALL CLASSES		124.80		N	
01-0348	INTERSTATE BATTERY	SORTED BY VENDOR			
01-0375	WICHITA WINWATER WORKS CO	1,974.77	N		
01-0383	GALLAGHER BENEFITSERVICE	357.00	Y		
01-0385	HACH COMPANY	497.12	N		
01-0394	RICHARD VARGAS	160.00	N		
01-0440	KDHE-BUREAU OF WATER	20.00	N		
01-0443	INVESTIGATIONS, LLC	100.00	N		
01-0465	KANSAS SECRETARY OF STATE	25.00	N		
01-0552	CORNEJO & SONS	199.00	N		
01-0600	CDWG, LLC	108.20	N		
01-0625	WESTERN NRG, INC.	3,877.47	N		
01-0630	K.E. MILLER ENGINEERING	2,335.00	Y		
01-0631	LOCKE SUPPLY CO	64.98	N		
01-0637	SIMPLOT PARTNERS	1,103.50	N		
01-0679	MAXIMUM OUTDOOREQUIP	528.60	N		
01-0696	OFFICE PLUS OF KANSAS	326.53	N		
01-0699	SYMBOLARTS, LLC.	1,092.75	N		
01-0709	CITY OF WICHITA	1,080.00	N		
01-0802	LONGHOFER SERVICES INC.	282.00	Y		
01-0869	JESSE D WALLENDER	1,000.00	Y		
01-0901	SUPERIOR EMERGENCYRESPON	910.00	N		
01-0909	SUPERIOR SERVICE COMPANY	31.30	N		
01-0914	ICI	100.00	N		
01-0927	NEOFUNDS	800.00	N		
01-0956	THE POLICE AND SHERIFFS P	17.55	N		
01-0993	PRO-WELD	2,100.00	N		





06-21-2019 11:27 AM

A C C O U N T S P A Y A B L E  
D I S B U R S E M E N T R E P O R T

PAGE: 3  
BANK: ALL

VENDOR SET: 01 City of Park City, KS  
VENDOR CLASS(ES): ALL CLASSES

SORTED BY VENDOR

VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	G/L 1099 ACCT NO#	G/L NAME	G/L AMOUNT
01-1	MISCELLANEOUS VENDOR	3	1,403.15	N		
01-1017	AIRCAPITOL CONSTRUCTION	1	103,425.00	N		
01-1025	FOLEY RENTAL	3	2,430.68	N		
01-1051	RAPID SERVICES LLC	2	801.92	N		
01-1057	FLEETPRIDE	2	656.24	N		
01-1058	ADT SECURITY SERVICES	1	547.34	N		
01-1078	FASTENAL INDUST & CONSTRU	1	13.62	N		
01-1080	CHENEY DOOR CO	1	84.00	N		
01-1322	PETTY CASH	1	262.95	N		
01-1343	WASTE CONNECTIONS OF KS,	1	39,133.27	N		
01-1371	SANDIFER ENGINEERING & CO	1	2,939.68	N		
*** REPORT TOTALS ***		89	1,158,345.45			



6/21/2019 11:37 AM  
 VENDOR SET: ALL  
 VENDORS : ALL

PURCHASE ORDER STATUS REPORT  
 == SUMMARY REPORT ==

\* = Sales Tax Included

PO #	REQ #	VENDOR #	VENDOR NAME	STAT DEPT	DATE ORDERED	DATE LAST RECEIVED	ORDERED	RECEIVED	VARIANCE	OUTSTANDING
15-02870	15-02870	01-0193	GEAR FOR YOU	P C & T	8/17/15	1/19/17	2,000.00	1,172.35		827.65
18-03660	18-03660	01-0484	GARDNER DESIGN	P C & T	4/11/18	3/21/19	23,550.00	13,350.00		10,200.00
18-03672	18-03672	01-0812	KANSAS PAVING	P ST&HWY	6/04/18	6/07/19	84,286.00	75,857.40		8,428.60
18-03689	18-03689	01-0542	APAC KANSAS, INC	P COUNCIL	8/16/18	3/22/19	104,869.00	95,464.00		9,405.00
18-03721	18-03721	01-0141	GT DISTRIBUTORS -	O PD	11/07/18		1,269.28			1,269.28
18-03744	18-03744	01-0402	ALFRED'S SUPERIOR	O PARK BD	12/13/18		1,075.00			1,075.00
18-03751	18-03751	01-0838	TYLER TECHNOLOGIE	O PD	12/13/18		4,000.00			4,000.00
18-03754	18-03754	01-0996	IDEMIA	O PD	12/17/18		19,650.00			19,650.00
18-03757	18-03757	01-1009	SALTUS TECHNOLOGI	P PD	12/18/18	1/15/19	24,905.02	16,776.01		8,129.01
18-03758	18-03758	01-0153	WSP USA INC.	O ADMIN	12/19/18		150,000.00			150,000.00
18-03760	18-03760	01-1010	VIA CHRISTI HEALT	O PD	12/19/18		3,603.14			3,603.14
18-03762	18-03762	01-1017	AIR CAPITOL CONST	P COUNCIL	12/27/18	6/19/19	394,567.00	374,802.00		19,765.00
18-03776	18-03776	01-0630	K.E. MILLER ENGIN	P COUNCIL	11/13/18	6/07/19	33,000.00	25,290.00		7,710.00
18-03777	18-03777	01-0630	K.E. MILLER ENGIN	P COUNCIL	12/31/18	1/18/19	15,500.00	5,970.00		9,530.00
18-03778	18-03778	01-1025	FOLEY RENTAL	P C & T	12/31/18	6/20/19	5,000.00	3,864.51		1,135.49
18-03785	18-03785	01-0603	CARD SERVICES	O ADMIN	12/31/18		1,008.90			1,008.90
19-03768	19-03768	01-1164	SIMS ELECTRIC SER	P STREET	1/08/19	2/20/19	2,995.00	1,965.00		1,030.00
19-03769	19-03769	01-0834	SINK, GORDON & AS	P ADMIN	1/14/19	5/08/19	16,700.00	10,700.00		6,000.00
19-03771	19-03771	01-1276	HARTMAN ARENA, LL	O C & T	1/14/19		15,000.00			15,000.00
19-03779	19-03779	01-0841	MCCULLOUGH EXCAVA	P ADMIN	1/25/19	4/04/19	70,866.00	60,710.40		10,155.60
19-03787	19-03787	01-0542	APAC KANSAS, INC	P COUNCIL	2/15/19	6/07/19	137,865.75	78,798.38		59,067.37
19-03790	19-03790	01-0661	JULY EVENT TEAM	O C & T	3/11/19		5,500.00			5,500.00
19-03791	19-03791	01-1239	JEEPS MOTORCYCLE	O C & T	3/11/19		10,000.00			10,000.00
19-03792	19-03792	01-0161	81 SPEEDWAY	P C & T	3/11/19	4/18/19	22,200.00	11,100.00		11,100.00
19-03795	19-03795	01-1276	HARTMAN ARENA, LL	P C & T	3/11/19	3/22/19	8,000.00	3,000.00		5,000.00
19-03796	19-03796	01-1	PARK CITY BMX	O C & T	3/11/19		5,000.00			5,000.00
19-03802	19-03802	01-0919	HUBER ASSOCIATES,	O PD	3/21/19		2,500.00			2,500.00
19-03804	19-03804	01-0630	K.E. MILLER ENGIN	P COUNCIL	3/28/19	6/07/19	95,600.00	23,300.00		72,300.00
19-03808	19-03808	01-0375	WICHITA WINWATER	P WATER	4/08/19	5/08/19	2,800.00	2,532.70		267.30
19-03809	19-03809	01-0600	CDWG, LLC	O PD	4/10/19		9,545.68			9,545.68
19-03811	19-03811	01-0375	WICHITA WINWATER	P WATER	4/11/19	5/08/19	1,200.00	671.25		528.75
19-03812	19-03812	01-0261	CORRPRO COMPANIES	O WATER	4/24/19		2,690.00			2,690.00
19-03814	19-03814	01-1048	CILLESSEN \$ SONS,	O STREET	5/06/19		4,248.00			4,248.00
19-03815	19-03815	01-1050	FLUID EQUIPMENT C	O SEWER	5/07/19		6,529.00			6,529.00
19-03819	19-03819	01-0503	CITYCODE FINANCIA	P GOVT BOD	5/17/19	5/22/19	5,500.00	4,000.00		1,500.00
19-03821	19-03821	01-0563	BAUGHMAN COMPANY	O COUNCIL	5/28/19		55,800.00			55,800.00
19-03823	19-03823	01-0153	WSP USA INC.	O COUNCIL	5/30/19		19,651.00			19,651.00
19-03824	19-03824	01-0625	WESTERN NRG, INC.	O P.W.	6/03/19		3,882.80			3,882.80
19-03825	19-03825	01-0113	MIES CONSTRUCTION	O COUNCIL	6/07/19		389,120.00			389,120.00

REPORT TOTALS:	PO'S	ORDERED	RECEIVED	VOIDED	VARIANCE	BALANCE
OUTSTANDING	20	710,072.80	0.00	0.00	0.00	710,072.80
PARTIAL	19	1,051,403.77	809,324.00	0.00	0.00	242,079.77



RECEIVED	0	0.00	0.00	0.00	0.00	0.00
COMPLETED	0	0.00	0.00	0.00	0.00	0.00
VOIDED	0	0.00	0.00	0.00	0.00	0.00
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** TOTALS **	39	1,761,476.57	809,324.00	0.00	0.00	952,152.57



CITY OF PARK CITY KANSAS  
GENERAL FUND REVENUE REPORT  
May-19

DEPARTMENT	BUDGET	8%		17%		25%		33%		42%		BUDGET BALANCE
		JAN YTD	%	FEB YTD	%	MAR YTD	%	APR YTD	%	MAY YTD	%	
Ad Valorem Tax	\$ 2,789,557	\$ 1,363,615	49%	\$ 1,363,615	49%	\$ 1,395,968	50%	\$ 1,395,968	50%	\$ 1,395,968	50%	\$ 1,393,589
Local Liquor Tax	\$ 15,700	\$ -	0%	\$ -	0%	\$ 4,498	29%	\$ 4,498	29%	\$ 4,498	29%	\$ 11,202
State Assessed Utility	\$ 76,500	\$ 155,655	203%	\$ 155,656	203%	\$ 155,655	203%	\$ 155,655	203%	\$ 155,655	203%	\$ (79,155)
Delinquent Tax	\$ 30,000	\$ 10,507	35%	\$ 10,507	35%	\$ 20,311	68%	\$ 20,311	68%	\$ 20,311	68%	\$ 9,689
Motor Vehicle Tax	\$ 249,755	\$ 8,961	4%	\$ 8,961	4%	\$ 28,468	11%	\$ 28,468	11%	\$ 28,468	11%	\$ 221,287
Recreational Vehicle Tax	\$ 3,084	\$ 144	5%	\$ 144	5%	\$ 420	14%	\$ 420	14%	\$ 420	14%	\$ 2,664
16/20M Truck Tax	\$ 1,017	\$ 415	41%	\$ 415	41%	\$ 452	44%	\$ 452	44%	\$ 452	44%	\$ 565
In Lieu of Taxes	\$ 11,000	\$ 18,782	171%	\$ 18,782	171%	\$ 18,782	171%	\$ 18,782	171%	\$ 18,782	171%	\$ (7,782)
KCOVRS CMV Tax	\$ 55,622	\$ 2,800	5%	\$ 2,800	5%	\$ 33,725	61%	\$ 33,725	61%	\$ 33,725	61%	\$ 21,897
Watercraft Tax	\$ 1,349	\$ 683	51%	\$ 683	51%	\$ 853	63%	\$ 853	63%	\$ 853	63%	\$ 496
Retailers Sales Tax	\$ 1,202,000	\$ -	0%	\$ 132,009	11%	\$ 235,037	20%	\$ 462,262	38%	\$ 588,901	49%	\$ 613,099
Franchise Fees	\$ 670,000	\$ 142,634	21%	\$ 209,121	31%	\$ 286,478	43%	\$ 233,195	35%	\$ 289,884	43%	\$ 380,116
Department of Aging	\$ 35,000	\$ 275	1%	\$ 660	2%	\$ 660	2%	\$ 16,654	48%	\$ 22,007	63%	\$ 12,993
Contractors Applications	\$ 4,106	\$ 350	9%	\$ 788	19%	\$ 1,288	31%	\$ 1,575	38%	\$ 2,000	49%	\$ 2,106
Plan Review Fees	\$ 8,600	\$ 2,172	25%	\$ 2,502	29%	\$ 2,502	29%	\$ 5,357	62%	\$ 5,357	62%	\$ 3,244
Contractors License	\$ 18,500	\$ 2,400	13%	\$ 4,525	24%	\$ 7,513	41%	\$ 8,913	48%	\$ 10,445	56%	\$ 8,055
Building Permits	\$ 55,000	\$ 6,808	12%	\$ 22,006	40%	\$ 28,752	52%	\$ 39,691	72%	\$ 47,092	86%	\$ 7,908
Liquor License	\$ 3,192	\$ 825	26%	\$ 825	26%	\$ 1,425	45%	\$ 1,525	48%	\$ 1,625	51%	\$ 1,567
Animal Permits	\$ 6,800	\$ 635	9%	\$ 1,285	19%	\$ 1,975	29%	\$ 2,755	41%	\$ 3,590	53%	\$ 3,210
Garage Sales	\$ 500	\$ 3	1%	\$ 3	1%	\$ 7	1%	\$ 24	5%	\$ 306	61%	\$ 194
Fireworks Permits	\$ 25,000	\$ -	0%	\$ -	0%	\$ -	0%	\$ -	0%	\$ 20,000	80%	\$ 5,000
Misc Permits	\$ 13,500	\$ 8,495	63%	\$ 8,605	64%	\$ 8,695	64%	\$ 9,365	69%	\$ 9,535	71%	\$ 3,965
Zoning & Sub-divisions	\$ 1,100	\$ 440	40%	\$ 925	84%	\$ 1,350	123%	\$ 1,350	123%	\$ 1,350	123%	\$ (250)
Municipal Court Fines	\$ 92,000	\$ 14,011	15%	\$ 25,928	28%	\$ 41,489	45%	\$ 51,793	56%	\$ 64,842	70%	\$ 27,158
Municipal Court Costs	\$ 23,000	\$ 3,119	14%	\$ 6,658	29%	\$ 9,841	43%	\$ 12,884	56%	\$ 16,014	70%	\$ 6,986
Misc Court Income	\$ 4,000	\$ 1,390	35%	\$ 3,189	80%	\$ 4,225	106%	\$ 5,121	128%	\$ 6,506	163%	\$ (2,506)
Senior Center Rental	\$ 650	\$ 100	15%	\$ 100	15%	\$ 100	15%	\$ 300	46%	\$ 500	77%	\$ 150
Misc. Police Reports	\$ 2,000	\$ 136	7%	\$ 370	19%	\$ 590	29%	\$ 850	42%	\$ 1,229	61%	\$ 772
C.H. MISC REPORTS	\$ -	\$ -	0%	\$ -	0%	\$ 92	0%	\$ 125	0%	\$ 125	0%	\$ (125)
Community Build Rental	\$ 6,100	\$ 675	11%	\$ 1,620	27%	\$ 2,195	36%	\$ 3,145	52%	\$ 3,745	61%	\$ 2,355
Reimbursed Expenses	\$ 5,000	\$ -	0%	\$ -	0%	\$ 193	4%	\$ 193	4%	\$ 31,257	625%	\$ (26,257)
Click it or Ticket	\$ 3,000	\$ -	0%	\$ -	0%	\$ -	0%	\$ -	0%	\$ -	0%	\$ 3,000
Interest Income	\$ 5,000	\$ 215	4%	\$ 391	8%	\$ 500	10%	\$ 591	12%	\$ 664	13%	\$ 4,336
Bond Admin Fees	\$ -	\$ 4,805	0%	\$ 4,805	0%	\$ 4,805	0%	\$ 4,805	0%	\$ 4,805	0%	\$ (4,805)
Misc Income	\$ 25,000	\$ 3,190	13%	\$ 3,935	16%	\$ 4,135	17%	\$ 4,185	17%	\$ 18,095	72%	\$ 6,905
Returned Check Fee	\$ 1,250	\$ 60	5%	\$ 150	12%	\$ 240	19%	\$ 270	22%	\$ 360	29%	\$ 890
Animal Shelter Reimb.	\$ 500	\$ 140	28%	\$ 350	70%	\$ 370	74%	\$ 380	76%	\$ 380	76%	\$ 120
Senior Center Activity Fees	\$ 6,000	\$ -	0%	\$ 80	1%	\$ 80	1%	\$ 405	7%	\$ 635	11%	\$ 5,365
Insurance Proceeds	\$ -	\$ -	0%	\$ -	0%	\$ -	0%	\$ -	0%	\$ -	0%	\$ -
Sales of Properties	\$ 20,000	\$ -	0%	\$ -	0%	\$ -	0%	\$ -	0%	\$ 97,088	485%	\$ (77,088)
Transfer in-Utility Fund	\$ 80,000	\$ 6,667	8%	\$ 13,333	17%	\$ 20,000	25%	\$ 26,667	33%	\$ 33,333	42%	\$ 46,667
Transfer in-MTBE Fund	\$ 100,000	\$ 8,333	8%	\$ 16,667	17%	\$ 25,000	25%	\$ 33,334	33%	\$ 41,667	42%	\$ 58,333
<b>TOTALS</b>	<b>\$ 5,650,382</b>	<b>\$ 1,769,438</b>	<b>31%</b>	<b>\$ 2,022,393</b>	<b>36%</b>	<b>\$ 2,348,665</b>	<b>42%</b>	<b>\$ 2,586,843</b>	<b>46%</b>	<b>\$ 2,982,466</b>	<b>53%</b>	<b>\$ 2,667,917</b>

May YTD Misc Income \$18,095 consist of the sale proceed of the old street sweeper \$ 11,500 in May  
May YTD Sales of Properties \$97,088 is the sale proceed of the old maintenance building \$97,088 in May



**CITY OF PARK CITY KANSAS**  
**2019 GENERAL FUND EXPENDITURE REPORT**  
**May-19**

DEPARTMENT	BUDGET	8%		17%		25%		33%		42%		ENCUMB.	BUDGET BALANCE
		JAN YTD	%	FEB YTD	%	MAR YTD	%	APR YTD	%	MAY YTD	%		
Administration	\$ 750,827	\$ 40,846	5%	\$ 95,551	13%	\$ 137,189	18%	\$ 349,380	47%	\$ 470,596	63%	\$3,000	\$ 277,231
Court	\$ 345,441	\$ 16,414	5%	\$ 41,899	12%	\$ 60,572	18%	\$ 80,777	23%	\$ 102,984	30%		\$ 242,457
Governing Body	\$ 258,006	\$ 6,983	3%	\$ 25,589	10%	\$ 74,898	29%	\$ 93,182	36%	\$ 107,990	42%		\$ 150,016
Human Resources	\$ 151,800	\$ 7,878	5%	\$ 25,022	16%	\$ 35,653	23%	\$ 45,964	30%	\$ 59,863	39%		\$ 91,937
Police	\$ 2,478,818	\$ 67,919	3%	\$ 209,339	8%	\$ 367,522	15%	\$ 524,441	21%	\$ 776,678	31%		\$ 1,702,140
Code Enforcement	\$ 325,508	\$ 5,704	2%	\$ 14,402	4%	\$ 20,952	6%	\$ 31,734	10%	\$ 40,977	13%		\$ 284,531
Legal	\$ 67,811	\$ 3,448	5%	\$ 8,081	12%	\$ 12,669	19%	\$ 17,317	26%	\$ 24,448	36%		\$ 43,363
Building Inspection	\$ 150,297	\$ 6,758	4%	\$ 15,398	10%	\$ 24,437	16%	\$ 33,488	22%	\$ 45,940	31%		\$ 104,357
Planning	\$ 105,074	\$ 4,942	5%	\$ 11,762	11%	\$ 17,902	17%	\$ 24,003	23%	\$ 31,362	30%		\$ 73,712
Pride	\$ 5,308	\$ 183	3%	\$ 941	18%	\$ 6,958	131%	\$ 7,262	137%	\$ 7,751	146%		\$ (2,443)
Senior Center	\$ 153,414	\$ 5,884	4%	\$ 15,384	10%	\$ 24,211	16%	\$ 31,375	20%	\$ 41,685	27%		\$ 111,729
Maintenance	\$ 131,772	\$ 6,864	5%	\$ 17,508	13%	\$ 27,113	21%	\$ 37,176	28%	\$ 50,858	39%	\$1,661	\$ 79,253
Park Board	\$ 32,111	\$ (5,225)	-16%	\$ (975)	-3%	\$ (945)	-3%	\$ 363	1%	\$ 386	1%		\$ 31,725
Parks	\$ 472,234	\$ 20,940	4%	\$ 46,439	10%	\$ 73,795	16%	\$ 110,658	23%	\$ 145,405	31%		\$ 326,829
Community Building	\$ 7,923	\$ 110	1%	\$ 715	9%	\$ 915	12%	\$ 1,111	14%	\$ 1,399	18%		\$ 6,524
Streets	\$ 559,220	\$ 18,079	3%	\$ 52,701	9%	\$ 86,981	16%	\$ 131,931	24%	\$ 171,017	31%	\$4,248	\$ 383,955
Transfer Out	\$ 76,473	\$ 6,373	8%	\$ 12,746	17%	\$ 21,268	28%	\$ 27,641	36%	\$ 34,014	44%		\$ 42,459
<b>Totals</b>	<b>\$ 6,072,037</b>	<b>\$ 214,100</b>	<b>4%</b>	<b>\$ 592,501</b>	<b>10%</b>	<b>\$ 992,091</b>	<b>16%</b>	<b>\$ 1,547,802</b>	<b>25%</b>	<b>\$ 2,113,353</b>	<b>35%</b>	<b>\$8,909</b>	<b>\$ 3,949,775</b>

**EXPENDITURES:**

ADMINISTRATION - ICI insurance premiums payment of \$168,560 (to be allocated amongst funds/depts later)  
 PRIDE BUILDING - Roofing \$5,750

**ENCUMBRANCES:**

ADMINISTRATION - \$3,000 - remaining 2018 auditing fee balance.  
 MAINTENANCE - \$1,661 welder tigs  
 STREET - \$4,248 - 2 days street sweeping contract



## City of Park City

### Utility Fund Revenue & Expense Report

#### 2018 WATER

	BUDGET	Jan-18	Feb-18	Mar-18	Apr-18	May-18	ENCUMB.	TOTAL	%
<b>Revenues</b>	\$ 1,528,470	\$ 116,871	\$ 141,946	\$ 115,981	\$ 124,744	\$ 127,709		\$ 627,251	41%
<b>Expenses</b>	\$ 1,631,045	\$ 62,433	\$ 170,070	\$ 122,565	\$ 145,590	\$ 194,885		\$ 695,543	43%
<b>Transfers**</b>	\$ 50,000	\$ 4,167	\$ 4,167	\$ 4,167	\$ 4,167	\$ 4,167		\$ 20,832	42%
<b>NET</b>	\$ (152,575)	\$ 50,272	\$ (32,292)	\$ (10,750)	\$ (25,013)	\$ (71,343)	\$ -	\$ (89,123)	

#### 2019 WATER

	BUDGET	Jan-19	Feb-19	Mar-19	Apr-19	May-19	*ENCUMB.	TOTAL	%
<b>Revenues</b>	\$ 1,541,450	\$ 142,598	\$ 111,933	\$ 114,039	\$ 111,121	\$ 119,020		\$ 598,711	39%
<b>Expenses</b>	\$ 1,641,291	\$ 127,658	\$ 139,930	\$ 170,786	\$ 143,015	\$ 125,871	\$ 6,171	\$ 713,431	43%
<b>Transfers**</b>	\$ 73,000	\$ 6,083	\$ 6,083	\$ 6,083	\$ 6,083	\$ 6,083		\$ 30,416	42%
<b>NET</b>	\$ (172,841)	\$ 8,856	\$ (34,080)	\$ (62,830)	\$ (37,978)	\$ (12,934)	\$ 6,171	\$ (145,137)	

Encumbrances:

\$3,000 - Remaining balance of 2018 Auditing fee.

\$875 - Corpro Co for water tank inspection

\$2,296 Wichita Winwater - parts

#### 2018 SEWER

	BUDGET	Jan-18	Feb-18	Mar-18	Apr-18	May-18	*ENCUMB.	TOTAL	%
<b>Revenues</b>	\$ 1,175,000	\$ 101,154	\$ 98,937	\$ 102,493	\$ 104,024	\$ 104,522		\$ 511,130	44%
<b>Expenses</b>	\$ 1,157,979	\$ 40,822	\$ 89,413	\$ 90,002	\$ 95,786	\$ 94,470		\$ 410,493	35%
<b>Transfers**</b>	\$ 8,000	\$ 667	\$ 667	\$ 667	\$ 667	\$ 667		\$ 3,332	42%
<b>NET</b>	\$ 9,021	\$ 59,665	\$ 8,857	\$ 11,824	\$ 7,571	\$ 9,385	\$ -	\$ 97,306	

#### 2019 SEWER

	BUDGET	Jan-19	Feb-19	Mar-19	Apr-19	May-19	*ENCUMB.	TOTAL	%
<b>Revenues</b>	\$ 1,202,268	\$ 104,096	\$ 105,205	\$ 107,000	\$ 104,673	\$ 105,891		\$ 526,865	44%
<b>Expenses</b>	\$ 1,186,239	\$ 67,922	\$ 78,808	\$ 79,613	\$ 68,794	\$ 83,583	\$ 6,529	\$ 385,250	32%
<b>Transfers**</b>	\$ 73,000	\$ 6,083	\$ 6,083	\$ 6,083	\$ 6,083	\$ 6,083		\$ 30,416	42%
<b>NET</b>	\$ (56,971)	\$ 30,090	\$ 20,313	\$ 21,304	\$ 29,795	\$ 16,225	\$ (6,529)	\$ 111,199	

Encumbrances:

\$6,529 - Rebuild a sewer pump

#### 2018 TRASH

	BUDGET	Jan-18	Feb-18	Mar-18	Apr-18	May-18	*ENCUMB.	TOTAL	%
<b>Revenues</b>	\$ 426,600	\$ 39,060	\$ 39,301	\$ 39,403	\$ 39,381	\$ 39,608		\$ 196,753	46%
<b>Expenses</b>	\$ 398,050	\$ 36,761	\$ 36,931	\$ 37,258	\$ 38,830	\$ 36,443	\$ -	\$ 186,224	47%
<b>NET</b>	\$ 28,550	\$ 2,299	\$ 2,370	\$ 2,144	\$ 552	\$ 3,165	\$ -	\$ 10,529	

#### 2019 TRASH

	BUDGET	Jan-19	Feb-19	Mar-19	Apr-19	May-19	*ENCUMB.	TOTAL	%
<b>Revenues</b>	\$ 441,600	\$ 40,577	\$ 40,547	\$ 40,657	\$ 40,795	\$ 40,830		\$ 203,407	46%
<b>Expenses</b>	\$ 398,050	\$ 36,637	\$ 38,840	\$ 37,482	\$ 38,961	\$ 38,028		\$ 189,948	48%
<b>NET</b>	\$ 43,550	\$ 3,940	\$ 1,707	\$ 3,176	\$ 1,834	\$ 2,802	\$ -	\$ 13,459	



## **Agenda Item #5**

**Prepared By: Dee Grunder, Finance Director/City Clerk**

### **Summary:**

**HOLD PUBLIC HEARING AND CONSIDER APPROVAL OF ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR IMPROVEMENTS IN THE VILLAGE ESTATES ADDITION PHASE 5, SADDLEBROOK 3RD ADDITION PHASE 5, AND HIGH RIDGE 3RD ADDITION**

### **Background:**

On May 28, 2019, Council approved documents initiating the special assessment process for improvements in the Village Estates Addition Phase 5, Saddlebrook 3rd Addition Phase 5, and High Ridge 3rd Addition. Council also established June 25, 2019 at 7:00 P.M as the public hearing date and time to hear any written or oral objections to the assessments. The Notice of Public Hearing was published on June 6, 2019.

### **Fiscal Impact**

The due dates of the special assessments and the future bond payments are being timed with the intent to have little or no net impact on the Bond & Interest Fund.

### **Staff Recommendation**

Staff recommends holding the public hearing, followed by approval of Ordinance #1065-2019 levying special assessments on certain property to pay the costs of internal improvements in the city of Park City as heretofore authorized, and providing for the collection of such special assessments.

### **Attachments**

Ordinance #1065-2019



Gilmore & Bell, P.C.  
06/11/2019

## ORDINANCE NO. 1065-2019

**AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON CERTAIN PROPERTY TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN THE CITY OF PARK CITY, KANSAS, AS HERETOFORE AUTHORIZED BY RESOLUTION NOS. 957-2017, 958-2017, 959-2017, 945-2016, 946-2016, 947-2016, 948-2016, 974-2017 AND 975-2017; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.**

**WHEREAS**, the governing body of the City of Park City, Kansas (the "City") has heretofore authorized certain internal improvements (the "Improvements") to be constructed pursuant to K.S.A. 12-6a01 *et seq.* (the "Act"); and

**WHEREAS**, the governing body has heretofore conducted a public hearing in accordance with the Act and desires to levy assessments on certain property benefited by the construction of the Improvements.

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PARK CITY, KANSAS:**

**Section 1. Levy of Assessments.** For the purpose of paying the costs of the following described Improvements:

### **Project No. 1 – Paving Improvements-Phase 5 - Village Estates Addition**

#### **Resolution No. 957-2017**

Construction of pavement on **Prairie Hill Street** from the west line of Lot 1, Block 4 to the west line of Ashford/Prairie Hill Court; **Forestor Drive** from the north line of Prairie Hill to the south line of Lot 3, Block 4; and **Ashford/Prairie Hill Court** from the south line of Lot 24, Block 2 and including the cul-de-sac, in accordance with plans and specifications to be furnished by the City of Park City, Kansas;

### **Project No. 2 – Sanitary Sewer Improvements-Phase 5 - Village Estates Addition**

#### **Resolution No. 958-2017**

Construct a lateral sanitary sewer to serve the area described as the Improvement District, in accordance with plans and specifications to be furnished by the City of Park City, Kansas;

### **Project No. 3 – Water Improvements-Phase 5 - Village Estates Addition**

#### **Resolution No. 959-2017**

Construct a water distribution system, including necessary water mains, pipes, valves, hydrants, and appurtenance to serve the area described as the Improvement District, in accordance with plans and specifications to be furnished by the City of Park City, Kansas;





600530.20008\ASSESSMENTS PHASE II v.1



**Project No. 4 – Paving Improvements-Phase 5 - Saddlebrook 3rd Addition**

**Resolution No. 945-2016**

Construction of pavement on Sprucewood, Sprucewood Ct, and Saddlebrook Ct., in accordance with plans and specifications to be furnished by the City of Park City, Kansas;

**Project No. 5 – Water Line Improvements-Phase 5 - Saddlebrook 3rd Addition**

**Resolution No. 946-2016**

Construction of a water distribution system, including necessary water mains, pipes, valves, hydrants, meters and appurtenances, to serve the area described as the Improvement District, in accordance with plans and specifications to be furnished by the City of Park City, Kansas;

**Project No. 6 – Sanitary Sewer Improvements-Phase 5 – Saddlebrook 3rd Addition**

**Resolution No. 947-2016**

Construction of a sanitary sewer collection system, including necessary manholes, cleanouts, and appurtenances to serve the area described as the Improvement District, in accordance with plans and specifications to be furnished by the City of Park City, Kansas;

**Project No. 7 – Storm Sewer Improvements-Phase 5 – Saddlebrook 3rd Addition**

**Resolution No. 948-2016**

Construction of a storm sewer and drainage system, including necessary manholes, inlets, and appurtenances, to serve the area described as the Improvement District, in accordance with plans and specifications to be furnished by the City of Park City, Kansas;

**Project No. 8 – Sanitary Sewer Improvements – High Ridge 3<sup>rd</sup> Addition**

**Resolution No. 974-2017**

Construct eight inch (8”) sanitary sewer improvements to serve the area described as the Improvement District, in accordance with City standards and as approved by the Kansas Department of Health and Environment; and

**Project No. 9 – Water Line Improvements – High Ridge 3<sup>rd</sup> Addition**

**Resolution No. 975-2017**

Construct eight inch (8”) water line improvements to serve the area described as the Improvement District, in accordance with City standards;

there are hereby levied and assessed the amounts (with such clerical or administrative amendments thereto as may be approved by the City Attorney) against the property described on *Exhibits A-1 through A-9* attached hereto.

**Section 2. Payment of Assessments.** The amounts so levied and assessed in *Section 1* of this Ordinance shall be due and payable from and after the date of publication of this Ordinance. Such amounts may be paid in whole or in part by August 14, 2019.



600530.20008\ASSESSMENTS PHASE II v.1



**Section 3. Notification.** The City Clerk shall notify the described in *Exhibits A-1 through A-9* attached hereto insofar as known to said City Clerk, of the amounts of their respective assessments; and, said notice shall further state that unless such assessments are paid on or before August 14, 2019, bonds will be issued therefor, and the amount of such assessment will be collected in installments with interest.

**Section 4. Certification.** Any amount of special assessments not paid within the time prescribed in *Section 2* hereof shall be certified by the City Clerk to the Clerk of Sedgwick County, Kansas, in the same manner and at the same time as other taxes are certified and will be collected in annual installments, together with interest on such amounts at a rate not exceeding the maximum rate therefor as prescribed by the Act, as set forth as follows:

<i>Resolution No.</i>	<i>Years of Assessments</i>
957-2017	15
958-2017	15
959-2017	15
945-2016	15
946-2016	15
947-2016	15
948-2016	15
974-2017	15
975-2017	15

Interest on the assessed amount remaining unpaid between the effective date of this Ordinance and the date the first installment is payable, but not less than the amount of interest due during the coming year on any outstanding bonds issued to finance the Improvements, shall be added to the first installment. The interest for one year on all unpaid installments shall be added to each subsequent installment until paid.

**Section 5. Effective Date.** This Ordinance shall take effect and be in force from and after its passage, approval and publication of the Ordinance or a summary thereof once in the official City newspaper.

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**PASSED** by the governing body of the City on June 25, 2019 and signed and **APPROVED** by the Mayor.

(SEAL)

\_\_\_\_\_

Mayor

ATTEST:

\_\_\_\_\_

City Clerk

**CERTIFICATE**

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said Ordinance was passed on June 25, 2019; that the record of the final vote on its passage is found on page \_\_\_\_ of journal \_\_\_\_; and that it was published in *The Ark Valley News* on July 4, 2019.

DATED: July 4, 2019.

\_\_\_\_\_

City Clerk



**EXHIBIT A-1**

**PAVING IMPROVEMENTS-PHASE 5 -  
VILLAGE ESTATES ADDITION  
RESOLUTION NO. 957-2017**

Description of Property	Amount of Assessment
<b>Village Estates Addition, Park City, Sedgwick County, Kansas:</b>	
Lot 1, Block 2	\$ 8,787.08
Lot 2, Block 2	8,787.08
Lot 3, Block 2	8,787.08
Lot 4, Block 2	8,787.08
Lot 5, Block 2	8,787.08
Lot 6, Block 2	8,787.08
Lot 7, Block 2	8,787.08
Lot 8, Block 2	8,787.08
Lot 9, Block 2	8,787.08
Lot 10, Block 2	8,787.08
Lot 11, Block 2	8,787.08
Lot 12, Block 2	8,787.08
Lot 13, Block 2	8,787.08
Lot 14, Block 2	8,787.08
Lot 15, Block 2	8,787.08
Lot 16, Block 2	8,787.08
Lot 17, Block 2	8,787.08
Lot 18, Block 2	12,594.82
Lot 19, Block 2	12,594.82
Lot 20, Block 2	12,594.82
Lot 21, Block 2	12,594.83
Lot 22, Block 2	12,594.83
Lot 23, Block 2	12,594.83
Lot 1, Block 3	12,594.83
Lot 2, Block 3	12,594.83
Lot 9, Block 3	12,594.83
Lot 10, Block 3	12,594.83
Lot 1, Block 4	8,787.08
Lot 2, Block 4	<u>8,787.08</u>
<b>TOTAL</b>	<b>\$292,902.79</b>



A-1-1



*EXHIBIT A-2*

**SANITARY SEWER IMPROVEMENTS-PHASE 5 –  
VILLAGE ESTATES ADDITION  
RESOLUTION NO. 958-2017**

<b>Description of Property</b>	<b>Amount of Assessment</b>
<b>Village Estates Addition, Park City, Sedgwick County, Kansas:</b>	
Lot 1, Block 2	\$ 3,284.13
Lot 2, Block 2	3,284.13
Lot 3, Block 2	3,284.13
Lot 4, Block 2	3,284.13
Lot 5, Block 2	3,284.13
Lot 6, Block 2	3,284.13
Lot 7, Block 2	3,284.13
Lot 8, Block 2	3,284.13
Lot 9, Block 2	3,284.13
Lot 10, Block 2	3,284.13
Lot 11, Block 2	3,284.13
Lot 12, Block 2	3,284.13
Lot 13, Block 2	3,284.13
Lot 14, Block 2	3,284.13
Lot 15, Block 2	3,284.13
Lot 16, Block 2	3,284.13
Lot 17, Block 2	3,284.13
Lot 1, Block 4	3,284.14
Lot 2, Block 4	3,284.13
<b>TOTAL</b>	<b>\$62,398.48</b>





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**EXHIBIT A-3**

**WATER IMPROVEMENTS-PHASE 5 –  
VILLAGE ESTATES ADDITION  
RESOLUTION NO. 959-2017**

Description of Property	Amount of Assessment
<b>Village Estates Addition, Park City, Sedgwick County, Kansas:</b>	
Lot 1, Block 2	\$ 2,286.08
Lot 2, Block 2	2,286.08
Lot 3, Block 2	2,286.08
Lot 4, Block 2	2,286.08
Lot 5, Block 2	2,286.08
Lot 6, Block 2	2,286.08
Lot 7, Block 2	2,286.08
Lot 8, Block 2	2,286.08
Lot 9, Block 2	2,286.08
Lot 10, Block 2	2,286.08
Lot 11, Block 2	2,286.08
Lot 12, Block 2	2,286.08
Lot 13, Block 2	2,286.08
Lot 14, Block 2	2,286.08
Lot 15, Block 2	2,286.08
Lot 16, Block 2	2,286.08
Lot 17, Block 2	2,286.08
Lot 18, Block 2	2,286.08
Lot 19, Block 2	2,286.08
Lot 20, Block 2	2,286.08
Lot 21, Block 2	2,286.08
Lot 22, Block 2	2,286.08
Lot 23, Block 2	2,286.08
Lot 1, Block 3	2,286.08
Lot 2, Block 3	2,286.08
Lot 9, Block 3	2,286.07
Lot 10, Block 3	2,286.07
Lot 1, Block 4	2,286.07
Lot 2, Block 4	<u>2,286.07</u>
<b>TOTAL</b>	<b>\$66,296.28</b>

Return to Agenda



A-3-1



**EXHIBIT A-4**

**PAVING IMPROVEMENTS–PHASE 5 -  
SADDLEBROOK 3<sup>RD</sup> ADDITION  
RESOLUTION NO. 945-2016**

Description of Property	Amount of Assessment
<b>Saddlebrook 3<sup>rd</sup> Addition, Park City, Sedgwick County, Kansas:</b>	
Lot 9, Block A	\$ 5,137.06
Lot 10, Block A	5,137.06
Lot 53, Block A	5,137.06
Lot 54, Block A	5,137.06
Lot 55, Block A	5,137.06
Lot 56, Block A	5,137.06
Lot 57, Block A	5,137.06
Lot 8, Block C	5,137.06
Lot 9, Block C	5,137.06
Lot 10, Block C	5,137.06
Lot 11, Block C	5,137.06
Lot 12, Block C	5,137.06
Lot 13, Block C	5,137.06
Lot 14, Block C	5,137.06
Lot 15, Block C	5,137.06
Lot 16, Block C	5,137.06
Lot 17, Block C	5,137.06
Lot 18, Block C	5,137.06
Lot 19, Block C	5,137.06
Lot 20, Block C	5,137.06
Lot 21, Block C	5,137.06
Lot 22, Block C	5,137.05
<b>TOTAL</b>	<b>\$113,015.31</b>

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A-4-1



**EXHIBIT A-5**

**WATER LINE IMPROVEMENTS—PHASE 5 -  
SADDLEBROOK 3RD ADDITION  
RESOLUTION NO. 946-2016**

Description of Property	Amount of Assessment
<b>Saddlebrook 3<sup>rd</sup> Addition, Park City, Sedgwick County, Kansas:</b>	
Lot 9, Block A	\$ 1,676.73
Lot 10, Block A	1,676.73
Lot 53, Block A	1,676.73
Lot 54, Block A	1,676.73
Lot 55, Block A	1,676.73
Lot 56, Block A	1,676.73
Lot 57, Block A	1,676.73
Lot 8, Block C	1,676.73
Lot 9, Block C	1,676.73
Lot 10, Block C	1,676.73
Lot 11, Block C	1,676.73
Lot 12, Block C	1,676.73
Lot 13, Block C	1,676.73
Lot 14, Block C	1,676.73
Lot 15, Block C	1,676.74
Lot 16, Block C	1,676.74
Lot 17, Block C	1,676.74
Lot 18, Block C	1,676.74
Lot 19, Block C	1,676.74
Lot 20, Block C	1,676.74
Lot 21, Block C	1,676.74
Lot 22, Block C	1,676.74
	<u>1,676.74</u>
<b>TOTAL</b>	<b>\$36,888.14</b>

Return to Agenda



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**EXHIBIT A-6**

**SANITARY SEWER IMPROVEMENTS–PHASE 5 -  
SADDLEBROOK 3RD ADDITION  
RESOLUTION NO. 946-2016**

Description of Property	Amount of Assessment
<b>Saddlebrook 3<sup>rd</sup> Addition, Park City, Sedgwick County, Kansas:</b>	
Lot 9, Block A	\$ 2,993.95
Lot 10, Block A	2,993.95
Lot 1, Block C	2,993.95
Lot 2, Block C	2,993.95
Lot 3, Block C	2,993.95
Lot 4, Block C	2,993.95
Lot 5, Block C	2,993.95
Lot 6, Block C	2,993.95
Lot 7, Block C	2,993.95
Lot 8, Block C	2,993.95
Lot 9, Block C	2,993.95
Lot 10, Block C	2,993.95
Lot 11, Block C	2,993.94
Lot 12, Block C	2,993.94
Lot 13, Block C	<u>2,993.94</u>
<b>TOTAL</b>	<b>\$44,909.22</b>



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**EXHIBIT A-7**

**STORM SEWER IMPROVEMENTS—PHASE 5 -  
SADDLEBROOK 3RD ADDITION  
RESOLUTION NO. 948-2016**

Description of Property	Amount of Assessment
<b>Saddlebrook 3<sup>rd</sup> Addition, Park City, Sedgwick County, Kansas:</b>	
Lot 9, Block A	\$ 2,141.07
Lot 10, Block A	2,141.07
Lot 15, Block B	2,141.07
Lot 1, Block C	2,141.07
Lot 2, Block C	2,141.07
Lot 3, Block C	2,141.07
Lot 4, Block C	2,141.07
Lot 5, Block C	2,141.07
Lot 6, Block C	2,141.07
Lot 7, Block C	2,141.08
Lot 8, Block C	2,141.08
Lot 9, Block C	2,141.08
Lot 10, Block C	2,141.08
Lot 11, Block C	2,141.08
Lot 12, Block C	2,141.08
Lot 13, Block C	<u>2,141.08</u>
<b>TOTAL</b>	<b>\$34,257.19</b>

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A-7-1



**EXHIBIT A-8**

**SANITARY SEWER IMPROVEMENTS -  
HIGH RIDGE 3<sup>RD</sup> ADDITION  
RESOLUTION NO. 974-2017**

Description of Property	Amount of Assessment
<b>High Ridge 3<sup>rd</sup> Addition, Park City, Sedgwick County, Kansas:</b>	
Lot 1, Block A	\$ 9,208.81
Lot 2, Block A	9,208.81
Lot 3, Block A	9,208.81
Lot 4, Block A	9,208.81
Lot 5, Block A	9,208.81
Lot 6, Block A	9,208.81
Lot 7, Block A	9,208.81
Lot 8, Block A	9,208.81
Lot 9, Block A	9,208.81
Lot 10, Block A	9,208.81
Lot 11, Block A	9,208.81
Lot 12, Block A	9,208.81
Lot 13, Block A	9,208.81
Lot 14, Block A	9,208.81
Lot 15, Block A	9,208.81
Lot 16, Block A	9,208.81
Lot 17, Block A	9,208.81
Lot 18, Block A	9,208.81
Lot 19, Block A	9,208.81
Lot 20, Block A	9,208.81
Lot 21, Block A	9,208.81
Lot 22, Block A	9,208.80
Lot 23, Block A	9,208.80
Lot 24, Block A	9,208.80
Lot 25, Block A	9,208.80
Lot 26, Block A	9,208.80
Lot 27, Block A	9,208.80
Lot 28, Block A	9,208.80
Lot 29, Block A	9,208.80
Lot 30, Block A	9,208.80
Lot 31, Block A	9,208.80
Lot 32, Block A	9,208.80
<b>TOTAL</b>	<b>\$294,681.81</b>



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**EXHIBIT A-9**

**WATER LINE IMPROVEMENTS -  
HIGH RIDGE 3<sup>RD</sup> ADDITION  
RESOLUTION NO. 975-2017**

Description of Property	Amount of Assessment
<b>High Ridge 3<sup>rd</sup> Addition, Park City, Sedgwick County, Kansas:</b>	
Lot 1, Block A	\$ 2,957.83
Lot 2, Block A	2,957.83
Lot 3, Block A	2,957.83
Lot 4, Block A	2,957.83
Lot 5, Block A	2,957.83
Lot 6, Block A	2,957.83
Lot 7, Block A	2,957.83
Lot 8, Block A	2,957.83
Lot 9, Block A	2,957.83
Lot 10, Block A	2,957.83
Lot 11, Block A	2,957.84
Lot 12, Block A	2,957.84
Lot 13, Block A	2,957.84
Lot 14, Block A	2,957.84
Lot 15, Block A	2,957.84
Lot 16, Block A	2,957.84
Lot 17, Block A	2,957.84
Lot 18, Block A	2,957.84
Lot 19, Block A	2,957.84
Lot 20, Block A	2,957.84
Lot 21, Block A	2,957.84
Lot 22, Block A	2,957.84
Lot 23, Block A	2,957.84
Lot 24, Block A	2,957.84
Lot 25, Block A	2,957.84
Lot 26, Block A	2,957.84
Lot 27, Block A	2,957.84
Lot 28, Block A	2,957.84
Lot 29, Block A	2,957.84
Lot 30, Block A	2,957.84
Lot 31, Block A	2,957.84
Lot 32, Block A	2,957.84
<b>TOTAL</b>	<b>\$94,650.78</b>

## **Agenda Item #6**

**Prepared By: Doug Moshier, City Attorney**

### **Summary:**

**DISCUSS AND CONSIDER APPROVING CONTRACT WITH PARK CITY BMX TRACK OPERATOR FOR OPERATION OF THE BMX TRACK IN MCLEAN PARK.**

### **Background:**

The persons responsible for operation and maintenance of the BMX track in McClean Park under the existing contract the City has for such operation and maintenance have terminated their association with the BMX track. The City has been approached by persons familiar with the track operation and who wish to continue to hold events at the facility which are sanctioned by USA BMX.

The proposed contract with these individuals is similar in scope to the prior agreement. It does not obligate the City to provide any specific level of assistance in connection with the maintenance of the track and facilities but does provide that option to the City if appropriate. The contract continues to stress the public nature of the BMX track and provides that the track should remain open to Park City residents for use whenever sanctioned events are not scheduled by the track operators.

The agreement runs from the present through 2021 with an option to renew if agreed to by both parties. The track operators are obligated to provide the City with a report by January 31 of each year the contract is in effect which details usage over the past year and also provides financial information about the track's operation.

### **Fiscal Impact**

There is the potential for some cost to the City if a decision is made to provide assistance to the track operators in maintaining or repairing the track and/or related facilities. This cost would be controllable by the City since providing such assistance is discretionary with the City.

### **Staff Recommendation**

Staff recommends approval of the agreement with authorization for the Mayor to sign the same upon acceptance and execution by the track operators.

### **Attachments**

Proposed contract.



## **AGREEMENT**

**THIS AGREEMENT** made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2019, by and between the City of Park City and \_\_\_\_\_, hereinafter called “Park City BMX Track Operators”;

**WHEREAS**, the City of Park City exercises ownership, supervision and control over the BMX track located within McLean Park.

### **WITNESSETH:**

1. Yearly use of the BMX track including adjacent facilities connected with said track, shall be granted to the Park City BMX Track Operator, subject to the conditions hereinafter set out in this agreement, and subject to no other conditions or agreements not a part hereof. This decision is based upon the fact that McLean Park and the BMX track are dependent upon the General Fund and Ad Valorem Taxes of the City of Park City and therefore should be available to the public at large.
2. This agreement shall be in full force and effect from and after the date of this agreement for a period expiring January 31, 2021. This agreement may be renewed by the parties for an additional one-year term.
3. No fee shall be required to be paid by the Park City BMX Track Operator to the City of Park City for the use and occupancy of the BMX track for the term of this agreement.
4. A report concerning the activities of the Park City BMX Track Operator’s use and occupancy of the BMX track shall be made in writing to the Governing Body. Such report shall be presented by a member of the Park City BMX Track Operator capable of answering questions about activities at the BMX track. This report shall be presented on or before January 31 of each year that this agreement is in effect and shall detail the number and nature of events held at the BMX track; the number of participants in such events; the level of usage of the BMX track outside of event dates; the condition of the BMX track and related facilities; and a detailed accounting of the finances of the Park City BMX Track Operator for the preceding calendaryear.
5. The Park City BMX Track Operator shall be responsible for the care, upkeep and maintenance of the BMX track and related facilities and for the expenses related to the same. The City of Park City may provide assistance in preparing the track upon request from the Park City BMX Track Operator. Any request for assistance from the City of Park City shall be in writing. The decision whether to provide such assistance from the City of Park City shall be at the sole discretion of the City of Park City.
6. The City of Park City reserves the right to terminate this agreement in the event the Park City BMX Track Operator allows the general appearance of BMX track or their attendant structures and facilities to materially detract from the general appearance of the McLean Park or if in the discretion of the City, the needs and desires of the public at large are not being adequately met. The City of Park City shall provide ten (10) days written notice of its intent to terminate the agreement hereunder.





7. All structures which are attendant to the BMX track and any future structures which are to be built attendant to the track are deemed to be public property, the title to which is held by the City of Park City. The Park City BMX Track Operator shall, however, continuously maintain in a sanitary condition all such structures, and shall specifically maintain the public toilet facilities (except that which is otherwise maintained by a service agency) and maintain in a clean condition the food service areas, that are connected to and part of the BMX track. The Park City BMX Track Operator shall provide all cleaning and disinfecting agents for maintaining these areas as well as adequate supplies of paper goods, soaps, etc. for the public's use. The City of Park City, through its designated employees and/or officers shall have the right, at any time, to inspect all such structures and areas, including the restrooms, to see that they are being properly cleaned, and maintained in accordance with all requirements of the Kansas State Board of Health and such other requirements as the City of Park City shall deem necessary.
8. Any modification, addition or deletion of structures attendant to the BMX track in any manner whatsoever, must be done only after acquiring approval from the Governing Body. Proper permits, if necessary, must be secured from the City prior to such modifications. Park City BMX Track Operator shall notify the City of Park City of building or light pole damage or needed repairs to attendant structures or facilities.
9. During scheduled events, the Park City BMX Track Operator shall be responsible for the conduct of all persons within the BMX track area to assure that there is no conduct or operations on the grounds which would constitute a public nuisance or result in reasonable objections by Park City residents. Any necessary traffic control will be furnished by the Park City Police Department. No beer or other intoxicating beverage shall be sold or allowed on the premises. The Park City BMX Track Operator shall, however, be allowed to operate a concession stand in connection with races, exhibitions or they shall have the option of allowing other entities to bring in their own tents/tables/equipment, to sell concessions or products.
10. Donations for admittance to the races may be requested at the entrance to the BMX track, during scheduled events. Persons driving/riding or walking through the park or visiting areas other than the track shall not be subject to donation requests. Admission fees may be charged at the entrance to the BMX track. No barricades shall be placed, nor donations requested at the entrances to City Park unless further approved by the City of Park City. All paid personnel must meet all wage and hour requirements. No general admission fees may be charged to enter the public park.
11. No racing shall be scheduled which would normally run past midnight except as approved in advance by the City of Park City.
12. Expenses to provide electricity to the track lights and concession stands shall be paid 100% by the City. However, the Park City BMX Track Operator agrees to be prudent in using electricity by agreeing to the following:
  - A. Lights will be turned off as soon as possible. Consideration should be given to the safety of persons exit the track area.
  - B. Practices will not be scheduled at times when lights are required unless approved by the City of Park City.
  - C. The air conditioners will be turned to low power at night in both of the concession stands if installed. The Park City BMX Track Operator agrees to consolidate the inventory into one of the facilities after the regular season to limit the demand for electricity.



13. During the period of this agreement, the City of Park City and the Park City BMX Track Operator shall meet, at the discretion of the City, to discuss the operation of this agreement and any problems in connection therewith.
14. As a public facility funded by the General Fund, this facility will remain open to the general public when there is no scheduled event. Access to the BMX track may be restricted when weather conditions could cause damage to the track.
15. Both parties agree that the Park City BMX Track Operator shall have use of the track at the following times during the term of this agreement:
  - A. After 4:00 p.m. on weekdays and all-day Saturday, Sunday, and holidays. Holidays will only be reserved if there is a scheduled event.
  - B. The Park City BMX Track Operator shall have first opportunity to schedule the use of BMX Track and shall provide a copy of the track schedules to the City of scheduled events by April 1 of each year and shall update such schedule as soon as it is known that any event is cancelled or any new event(s) is/are added.
  - C. The City of Park City will schedule use of the track to the general public, including the Park City BMX Track Operator, when the track is not otherwise scheduled.
16. The Park City BMX Track Operator shall publicize and encourage participation in BMX track activities by Park City residents.
17. The City of Park City shall have access to the BMX track and attendant structures and facilities at any time.
18. Any time an injury of any kind occurs on the BMX track and/or adjacent facilities connected with said track, as covered by this agreement, the Park City BMX Track Operator shall notify the City of Park City immediately and follow up with a written incident report within twenty-four (24) hours or by the close of the next business day from the time of the occurrence of the injury. The Park City BMX Track Operator shall obtain and maintain a general liability policy of insurance with limits no less than \$500,000 per occurrence, and the City shall be included as an additional insured on said insurance policy. A certificate of insurance shall be provided to the City of Park City prior to Park City BMX Track Operator conducting any activities or events on the BMX track.
19. The Park City BMX Track Operator shall be allowed to schedule use of the Community Building without cost up to two (2) times each month, subject to availability, for meetings.
20. This agreement is entered into between the City of Park City and the Park City BMX Track Operator with the full and complete understanding that the BMX track will be operated at all times in a manner that shall be a credit and benefit to the City. If at any time, the specific purpose and intent of this agreement is not being carried out, the City



shall have the specific right to terminate the agreement in accordance with the provisions of paragraph 6 hereinabove. In the event of such termination, the Park City BMX Track Operator shall have no further rights with respect to the BMX track.

21. For any notices required to be given under the terms of this agreement the following shall be those person(s) for each party who are designated to receive notice:

CITY OF PARK CITY

Sean Fox, City Administrator

1941 E. 61<sup>st</sup> Street North

Park City, KS 67219

PARK CITY BMX TRACK OPERATOR

Chantel Rindt

5280 SW 84<sup>th</sup> St.

Sedgwick, KS 67135

Jamie Johnson

2339 S. Upland Hills St.

Wichita, KS 67235

22. Park City BMX Track Operator designates the following persons who shall have keys to the BMX track and attendant structures and who shall be authorized to have access to the BMX track and attendant structures for purposes of conducting events, providing maintenance and repairs, and for such other purposes as are authorized under this agreement:

1.

2.

3.

4.

23. It is expressly agreed that this agreement is at all times conditioned upon the Park City BMX Track Operator obtaining and maintain sanctioned or certified status as a track operator under the authority of USA BMX and conducting background checks on all persons associated with events and activities conducted at the BMX track by the Park City BMX Track Operator. Failure to meet these conditions shall constitute a basis for termination of this agreement under paragraph 6 hereinabove.

**IN WITNESS WHEREOF**, we have hereunto signed this agreement by our duly authorized representative this \_\_\_\_ day of \_\_\_\_\_, 2019.

**CITY OF PARK CITY, KANSAS**

**PARK CITY BMX TRACK OPERATOR**

Return to Agenda



\_\_\_\_\_  
Ray Mann, Mayor

\_\_\_\_\_

Attest: \_\_\_\_\_  
Dee Grunder, City Clerk

\_\_\_\_\_



## **Agenda Item #7**

**Prepared By: Doug Moshier, City Attorney**

### **Summary:**

**CONSIDER ADOPTING AN ORDINANCE AMENDING PROVISIONS OF CHAPTER 8, ARTICLE 1 OF THE MUNICIPAL CODE PERTAINING TO PROCEDURES ESTABLISHED FOR ABATING NUISANCES AND FIXING FINES FOR VIOLATIONS OF THE PROVISIONS OF CHAPTER 8, ARTICLE 1.**

**Background:** At present there are several outdated references in Chapter 8, Article 1 of the Municipal Code and some procedures for obtaining voluntary abatement of certain nuisances that are unnecessary or unnecessarily lengthy.

By updating these references, cleaning up some confusing and ambiguous language, and providing a slightly more streamlined procedure for dealing with both voluntary abatement and abatement by the City, the work load for Code Enforcement should be lightened and the efficiency in dealing with nuisance conditions in the City should be improved.

The section dealing with Right of Entry has been substantially amended to provide for inspections but making it clear that a refusal to allow access to City Code Enforcement personnel is not a violation of ordinance and that the City, in the face of such a refusal, must comply with all State and Federal laws in moving to gain access if that is deemed necessary.

### **Fiscal Impact**

The most notable fiscal impact is an increase in the maximum fine that can be imposed by the Municipal Court for a violation of the provisions of Chapter 8, Article 1 from \$100.00 to \$200.00.

There should be some positive impact to the overall efficiency of Code Enforcement in the area of their efforts to deal with nuisance conditions in the City.

### **Staff Recommendation**

Staff recommends adoption of the ordinance for the reasons set out above.

### **Attachments**

Proposed ordinance amending Sections 8-105, 8-106, 8-107, 8-108, 8-108A, 8-109, 8-110 and 8-116 of the Municipal Code.



**City of Park City  
Ordinance No. 1066-2019**

**AN ORDINANCE AMENDING SECTIONS 8-105, 8-106, 8-107, 8-108, 8-108A, 8-109, 8-110, AND 8-116 OF THE MUNICIPAL CODE OF THE CITY OF PARK CITY, KANSAS, PERTAINING TO NUISANCES, THEIR ABATEMENT, THE PROCESS FOR OBTAINING THE COMPLIANCE OF OWNER, TENANTS, OCCUPANTS AND PERSONS IN CHARGE OF PROPERTY WHERE NUISANCES EXIST AND THE PENALTIES FOR FAILURE TO COMPLY; AND REPEALING THE ORIGINALS OF SAID SECTIONS 8-105, 8-106, 8-107, 8-108, 8-108A, 8-109, 8-110 AND 8-116.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PARK CITY, KANSAS:**

**SECTION 1.** Section 8-105 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-105. **ENFORCEMENT** ~~RESPONSIBILITY OF BOARD OF HEALTH.~~

The City’s **Code Enforcement Officer(s)** ~~Compliance officer(s)~~ shall be responsible for the enforcement of this title and is hereby authorized to make such investigations, to issue notices, orders and directions as are necessary for the enforcement of the provisions of this title.”

**SECTION 2.** Section 8-106 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-106. NOTICE OF VIOLATION.

Whenever the **Code Enforcement Officer** ~~City’s Compliance officer~~ determines that there has been a violation of any provisions of this Title, he **or she** shall give notice of such alleged violation to the person or persons responsible therefor, as hereinafter provided. The **Code Enforcement Officer** ~~City’s Compliance officer~~ shall only be required to give notice to the responsible person or persons once each calendar year for a same or similar violation of any provisions of this title, with no written notice of violation being required to be given by said ~~Compliance~~ officer for a repeat violation of the same or similar type within the same calendar year. Such notices shall:

- (a) Be in writing;
- (b) Particularize the violations alleged to exist or to have been committed;
- (c) Include a description of the real estate sufficient for identification;
- (d) Provide a reasonable time for correction of the violation particularized;
- (e) Be addressed to and served upon the owner and/or occupant of the premises.



(f) Notice requiring the removal of abandoned junk or dismantled vehicles from private property is to be made to the landowner or person in lawful possession upon which such vehicle is located, and the registered owner of any vehicle which is in violation of this title advising that the motor vehicle violates provisions of this title and directing that the vehicle be moved to a place of lawful storage within ten days or that within ten days the said vehicle be housed within a building.

In the event of a subsequent violation on the same private property, whether involving the same abandoned, junk, inoperable, or dismantled vehicle or one or more other similarly abandoned, junk, or dismantled vehicle(s) is located within any calendar year, and a prosecution for the violation of this section and of this title may proceed forthwith without further notice to the landowner or person in lawful possession of the private property upon which such vehicle is located, and the registered owner of any vehicle which is in violation of this title.

An attempt to serve written notice upon the registered owner at the last known address of record of the Department of Motor Vehicles is to be made as well as an attempt to serve written notice upon the landowner and/or occupant of record upon which such vehicle is located, provided that copies of such notice shall be conspicuously posted upon the premises.”

**SECTION 3.** Section 8-107 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-107. METHOD OF SERVICE **OF NOTICE.**

Such notice shall be deemed properly served upon such owner, operator, or occupant, if a copy thereof is served upon him **or her** personally or if a copy thereof is sent by certified mail to his **or her** last known address.; ~~provided further, if the notice cannot be conveniently served by the aforesaid, service of the notice is to be made upon such person or persons by at least one publication in the official newspaper of the City, such publication to contain the conditions and reasons of notice, and if~~ **If** notice is returned showing that the letter was not delivered, a copy thereof shall be posted in a conspicuous place in or about the property affected by such notice **and may be published once in the official City newspaper.”**

**SECTION 4.** Section 8-108 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-108. NUISANCES.

It is unlawful for any person to maintain or to permit to exist any nuisance as herein described. **It shall be the responsibility of the owner, tenant, occupant or person in charge of any property on which there exists any nuisance as herein described to abate the same when given notice of its existence and a failure to do so shall constitute a violation of this title.** The following conditions or materials are declared to be injurious to the health and well being of citizens of the City of Park City and are hereby declared to be nuisances.

(a) Waste water discharged or allowed to accumulate in such a manner that it does or may allow direct human contact with human or animal excreta, organic or inorganic pollution of



ground or surface water, breeding, harboring or attraction of insects and rodents, or the emission of offensive odors.

(b) Dead animals except those at slaughterhouses and except those considered industrial refuse that are properly maintained for processing or disposal.

(c) The discharge into the atmosphere of any gaseous or particulate matter resulting from the combustion, reduction, processing or manufacturing of materials in industrial or commercial operations which cause or may cause injury to the health of individuals, damage to business or property, cause annoyance to a majority of persons so subjected, or be considered an objectionable odor, or particulate emissions from a single source for a period or periods aggregating more than three minutes in any one hour which is of such opacity as to obscure an observer's view to a degree equal to or greater than does a smoke as dark in shade as Ringlemann No. 2.

(d) Open basement structures, excavations, swimming pools, storm cellars, or other excavations that offer hazards to children or other persons, collect water, or produce mosquitoes except those excavations authorized by a current building permit and those excavations in use as part of occupied premises if maintained with adequate drainage and fencing consisting of material recognized for the purpose and having openings not larger than two inches in the last dimension.

(e) Weeds **and Tall Grass**: It shall be unlawful for any owner, agent, lessee, tenant or other person occupying or having charge or control of any premises to permit weeds **or tall grass** to remain upon said premises or any area between the property lines of said premises and the centerline of any adjacent street or alley, including but not specifically limited to sidewalks, streets, alleys, easements, right-of-way and all other areas, public or private. All weeds **and tall grass** as hereinafter defined are hereby declared a nuisance and are subject to abatement as hereinafter provided. "Weeds **and Tall Grass**" as used herein, mean any of the following:

(1) Brush and woody vines ~~shall be classified as weeds~~;

(2) Weeds and indigenous grasses which may attain such large growth as to become, when dry, a fire menace to adjacent improved property;

(3) Weeds which bear or may bear seeds of a downy or wingy nature;

(4) Vegetation which is located in an area which harbors rats, insects, animals, reptiles or any other creature which either may or does constitute a menace to health, public safety or welfare.

(5) Vegetation and grasses on or about residential property which, because of its height, has a blighting influence on the neighborhood. Any such growth shall be presumed to be blighting if they exceed 8 inches in height.

(6) Vegetation as used herein, means any growth or product of the soil except a vegetable garden, ornamental flowers or shrubs, trees, grain or food crops, if kept and maintained free of weeds and grass over 8 inches in height.





~~That the owner or agent in charge of the property is ordered to cut the weeds within ten (10) days of the receipt of notice, and that said owner or agent in charge of the property may request a hearing before the governing body or its designated representative within five (5) days of the receipt of notice.~~

(f) Water impoundments, as defined in this Title capable of causing mosquito infestations.

(g) Refuse not stored or disposed of as provided for herein:

(1) Residential refuse: The occupant of each single family dwelling shall provide sufficient containers to store all residential refuse accumulated on such premises between weekly collections. The container shall be of such material and design as approved by the compliance officer and shall consist of thirty to thirty-five gallon plastic or metal containers with or without plastic bag liners or such other containers as approved by the compliance officer. Plastic bags may be used for yard wastes. Subject to the approval of the compliance officer, seventy (70) to one hundred eight (108) gallon containers on wheels with an attached lid which can be emptied mechanically into the solid waste collection vehicle may be used with the permission of the solid waste collector, and if used shall be placed by the occupant of the dwelling on the day of collection at a location designated by the solid waste collector.

All such residential trash produced on each single family dwelling premises shall be stored in the containers on the premises where produced and such thirty (30) to thirty-five (35) gallon containers located, on the day of collection for convenient access by the solid waste collector and limited to seventy-five pounds maximum weight per container. All such residential trash containers shall be water tight, rodent proof, fly proof, with lids or closures maintained in place.

(2) Multi-Family dwellings: The owner of each occupied multi-family dwelling shall provide, for the use of the occupants, containers as required for single family dwellings of sufficient quantity to contain all residential trash produced on the premises between collection or in lieu of such containers shall provide a containerized unit of sufficient size to contain all residential refuse produced on the premises between collection. The owner of each multi-family dwelling shall be responsible for the refuse being in the containers and the condition and maintenance of the containers.

(3) Apartments and mobile home parks: The owner of each apartment and mobile home park shall provide sufficient containers or containerized units to contain all of the residential refuse produced by the occupants of the premises between collection periods. Mobile home parks may provide individual thirty to thirty-five gallon containers for each mobile home and in such case shall provide weekly collection for each mobile home. The owner shall be responsible for the trash being in the containers and for the condition and maintenance of the containers.

(4) Commercial refuse: Commercial refuse which is not disposed of through garbage grinders or by incinerators constructed and operated in accordance with the laws



of the State of Kansas shall be stored on the premises where produced in containers approved by the compliance officer and which is liquid tight, fly tight, and closed by a liquid tight, fly tight cover. The occupancy of each premise producing commercial refuse shall arrange for all such stored commercial refuse to be collected by a solid waste collector at least two times each week or at more frequent intervals so as to prevent nuisances as determined by the compliance officer and transported and disposed of at a sanitary land fill or licensed processing facility.

(5) Location of trash and/or trash carts: Except on the day before pickup until the day after pickup, trash, trash carts, trash containers, and/or other similarly describable containers shall not be in the front of the residence or business.

(h) Sanitary sewage or waste water not managed or properly disposed of.

(i) Salvage material, junk or other materials on residential and/or commercial lots and/or premises or vacant lots in residential areas except as provided for herein, except any business enterprise in compliance with existing zoning ordinance(s) allowing said materials.

(j) Animal excretion not managed or disposed of.

(k) Excessive noise resulting from industrial or commercial operations.

(l) Minor auxiliary or accessory buildings or structures such as privies, sheds, barns, garages, tool houses and vacant houses and commercial structures which have become so dilapidated and deteriorated as to be a potential accident hazard, rat harborage, attractive nuisance to children or be offensive to the senses.”

**SECTION 5.** Section 8-108A of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-108A. ABATEMENT OR SUPPRESSION OF NUISANCES.

(a) In addition to the remedy of prosecution and enforcement as provided in this title, the ~~Board of Health~~ **City** is hereby authorized, empowered, and directed on proper notice as herein provided to abate or suppress any nuisance ~~and for the purpose of carrying out the provisions of this title, the Board of Health or its authorized representative is hereby authorized to enter into or upon any premises or establishment for the purpose of making a thorough examination and to determine whether a nuisance exists.~~ If upon investigation the ~~compliance officer~~ **Code Enforcement Officer** determines that a nuisance exists, he **or she** shall after giving proper notice as herein provided to the owner, **tenant**, ~~or~~ occupant **or person in charge** of the premises on which the nuisance is located and proceed to cause the nuisance to be abated or suppressed by enlisting the services of the director of the department of public works or private contractor and tax the cost thereof against the lot or tract of ground upon which the nuisance is located and maintained as provided by law. The cost of such abatement is to be certified to the City Clerk of the City after the nuisance has been abated or suppressed; provided further that the ~~compliance officer~~ **Code Enforcement Officer** shall charge the cost of removal of an abandoned vehicle as herein defined to the owner of the motor vehicle in violation of this ordinance or as a tax against the real property on which the nuisance occurred. The City may thereafter maintain an action in the appropriate



court against any person or persons upon whom notice was served as required by herein to recover the cost of removing or disposing of such motor vehicle in the event the cost of abatement is not assessed against the real property. The abatement of a nuisance under the direction of the ~~health board~~ **City** shall not be a defense or excuse to the owner of a vehicle or property for not conforming with the provisions of this title.

~~Note: Special circumstances relating to grass and weeds:~~

~~(ab) Upon the expiration of ten (10) days after receipt or publication or other service of the notice required above to abate any nuisance related to Weeds and Tall Grass for a premises which has received a similar notice at any time in the past calendar year and in the event that the owner, tenant, occupant or agent in charge of the premises shall neglect or fail to comply with the requirements of this Article~~ **abate such nuisance**, the ~~compliance officer~~ **Code Enforcement Officer** ~~or an authorized assistant~~ shall cause to be cut, destroyed and/or removed all such weeds and abate the nuisance created thereby ~~at any time during the current calendar year.~~

~~(bc) The compliance officer~~ **Code Enforcement Officer** ~~or an assistant~~ shall give notice to the owner or agent in charge of such property by ~~restricted~~ **certified** mail of the costs of abatement of the nuisance. The notice shall state that payment of the cost is due and payable within thirty (30) days following ~~receipt~~ **the date** of the notice.

~~(ed) If the costs of removal or abatement remain unpaid after thirty (30) days following receipt~~ **the date** of the notice, a record of the costs of cutting and destruction and/or removal shall be certified to the city clerk who shall cause such costs to be assessed against the particular lot or piece of land on which such weeds were so removed, and against such lots or pieces of land in front of or abutting on such street or alley on which such weeds were so removed. The City Clerk shall certify the assessment to the County Clerk at the time other special assessments are certified for spreading on the tax rolls of the County.”

**SECTION 6.** Section 8-109 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

**“8-109. RIGHT OF ENTRY. INSPECTIONS**

**The City’s Code Enforcement Officer(s) is hereby authorized and directed to make inspections to determine the condition of premises and structures located within the City, in order that he or she may perform his or her duty of safeguarding the welfare and safety of the occupants of structures and of the general public and in order that he or she may identify and take steps to cause to be abated any and all nuisances that may exist in and around said premises and structures. For the purpose of making such inspection the Code Enforcement Officer is hereby authorized to enter, examine, and survey at any reasonable time all premises and structures. The owner, operator, and occupant of every premises and structures shall give the Code Enforcement Officer access to such premises and structures at all reasonable times for the purpose of such inspection. The failure to give such access to the Code Enforcement Officer shall not be a violation of this ordinance, and shall not be subject to the penalties set in this Article. Every tenant, occupant or person in charge of any premises and structures shall give the owner thereof, or his agent or employee, access to the same at all reasonable times for the purpose of allowing the making of such repairs or**



alterations or the doing of such work that are necessary to effect compliance with the provisions of this Article or with any lawful rule or regulation adopted or any lawful order issued pursuant to the provisions of this ordinance.

Notwithstanding anything to the contrary herein, the Code Enforcement Officer shall at all times in making such inspection comply with federal and state laws, rules and regulations regarding going upon private property to make inspections, and the Code Enforcement Officer shall make application to procure right of entry and inspection to a court of competent jurisdiction when such is required in order to comply with federal and state laws, rules and regulations.”

~~The compliance officer, and the compliance officer’s authorized assistants, employees, contracting agents or other representatives are hereby expressly authorized to enter upon private property at all reasonable hours for the purpose of determining the existence of a nuisance, and if such nuisance exists, for the purpose of abating, removing, and/or suppressing said nuisance.”~~

**SECTION 7.** Section 8-110 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-110. UNLAWFUL INTERFERENCE.

It shall be unlawful for any person to interfere with or to attempt to prevent the ~~compliance officer or the compliance officer’s representative~~ **Code Enforcement Officer** from entering upon any such lot or piece of ground or from proceeding with such identifying and abating of nuisances. Such interference shall constitute a misdemeanor.”

**SECTION 8.** Section 8-116 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-116 PENALTIES.

Any person who shall be convicted in the Park City Municipal Court for violating any provision or provisions of this title of the Municipal Code of the City of Park City, Kansas, shall be deemed guilty of a misdemeanor. Each day that any such violation of this title occurs or continues to occur ~~the same~~ shall constitute a separate offense and shall be separately punishable as hereinafter designated as a new and different violation.

Any ~~such~~ violation **of this title** shall be punishable by a sentence to be imposed at the discretion of the Court of not more than a ~~\$100.00~~ **\$200.00** fine and 30 days in jail for each such separate violation ~~of this title~~. Provided, however, that upon trial of any person charged with a violation of this title who is found guilty **or upon a plea of guilty or nolo contendere to a violation of this title**, it shall appear to the Court that a nuisance complained of as proscribed in this title continues, the Court ~~may~~ **shall further** enter such **further** orders as necessary to cause said nuisance to be abated.”

**SECTION 9.** The originals of Sections 8-105, 8-106, 8-107, 8-108, 8-108A, 8-109, 8-110 and 8-116 of the Municipal Code of the City of Park City, Kansas, are hereby repealed.



**SECTION 10.** This Ordinance shall be included in the Municipal Code of the City of Park City and shall take effect and be in force from and after its publication in the official city newspaper.

**ADOPTED** by the governing body of the City of Park City, Kansas, on June 11, 2019 and approved and signed by the Mayor.

**CITY OF PARK CITY, KANSAS**

\_\_\_\_\_  
Ray Mann, Mayor

**ATTEST:**

\_\_\_\_\_  
Dee Grunder, City Clerk



## **Agenda Item #8**

**Prepared By: Eric Miner, Public Works Director**

### **Summary:**

**DISCUSS AND CONSIDER APPROVING MANHOLE REHABILITATION EAST OF GROVE ST., SOUTH OF 69<sup>th</sup> ST.**

### **Background:**

The current manhole is experiencing excessive amounts of I&I (Inflow and Infiltration). This repair will extend its operational life approximately 15-20 years.

Staff has met with UMC and received a quote for rehabilitation of \$8,788.00 to complete.

### **Fiscal Impact**

Budgeted. To be paid out of the Sewer Fund Repair and Maintenance.

### **Staff Recommendation**

Staff recommends rehabilitate manhole.

### **Attachments**

- UMC Utility Maintenance Contractors, LLC Quote



Date: June 14, 2019

To: City of Park City, KS  
1941 E. 61<sup>st</sup> St. North  
Park City, KS 67219

Attn: Gary Cornelison [gcornelison@parkcityks.com](mailto:gcornelison@parkcityks.com)

Ref: **City of Park City, KS – Manhole Rehabilitation**

Utility Maintenance Contractors, LLC (UMC) places our employee's safety as our top priority on every job, every day. Through safe work practices we can continue to ensure our employee's safety and the safety of those around them. We emphasize that production is a result of working safe. UMC will be responsible for providing its employees with all required safety equipment and conducting regular maintenance and inspection of that equipment.

UMC will meet all minimum industry standards for safety related to this work including but not limited to; PPE, confined space, first aid/CPR/AED training, material handling, ventilation and air monitoring. All onsite UMC employees will follow all OWNER established rules, policies and guidelines regarding safety and security.

1. Utility Maintenance Contractors, LLC (UMC) proposes to provide the labor, supervision, equipment and material to complete the rehabilitation of the specified manhole, (East of Grove and South of 69<sup>th</sup>, 4' dia. x 13 1/2 vf), as follows:
  - a. UMC will prep the surface of manhole to be coated. All surface prep will be done with a 5,000 PSI power washer to provide a clean, sound surface for coating.
  - b. UMC will inject hydrophylic grout to control the active infiltration.
  - c. UMC will patch any voids using QSR.
  - d. UMC will protective coat the interior surface of the specified manholes with Strong-Seal

SAFE

QUALITY

SOLUTIONS





2. UMC will honor the following prices for 30 calendar days from the time submitted. UMC's prices are:

Item	Description	Qty	U.O.M.	Extended Price
<b>1</b>	<b>Manhole Rehabilitation with MS-2C</b>	1	LS	<b>\$8,788.00</b>
<b>2</b>	<b>Option – Vac Cattails in Overflow and wash down Basin</b>	1	LS	<b>\$2,800.00</b>

3. UMC's proposal excludes:

- a. UMC's proposal does not include taxes, city to provide UMC with tax exempt certificate prior to UMC beginning work.
- b. UMC's proposal does not include bonding.
- c. UMC's proposal does not include water for cleaning activities; City to provide water and meter at no cost to UMC.
- d. UMC does not include sewer line cleaning, City to clean lines prior to UMC starting work.
- e. UMC's proposal does not include special insurance, permits and fees.
- f. UMC's proposal does not include site clearing or restoration.
- g. UMC's proposal does not include severe infiltration or groundwater control.
- h. UMC's proposal does not include removal of existing coatings.
- i. UMC's proposal does not include sandblasting to remove existing coatings.
- j. UMC's proposal does not include dumpster to dispose of construction materials; Owner to provide dumpsite at plant.
- k. UMC's proposal does not include any bypass pumping or flow control.
- l. UMC's proposal does not include winter weather controls or any other weather controls.
- m. UMC's proposal does not include removal or replacement of MH frames and covers.
- n. UMC's proposal does not include BMP's or any erosion control.
- o. UMC's proposal does not include remediation, hauling or disposal of any hazardous materials discovered during UMC work.
- p. UMC's proposal assumes uninterrupted access to the job site for the duration of the project once UMC arrives on site to begin work.
- q. UMC's proposal includes standard confined space entry procedures per OSHA.

4. UMC's payment requirements:

- a. Once UMC has submitted billing payment is required within 30 calendar days





We appreciate the opportunity to quote this work.

A handwritten signature in black ink, appearing to read "G. Bruggeman".

Greg Bruggeman  
Project Manager

**ACCEPTANCE OF UTILITY MAINTENANCE CONTRACTOR'S PROPOSAL**

*PLEASE INITIAL NEXT TO THE **ACCEPTED** PROPOSAL ITEMS, SIGN, DATE & RETURN UPON ACCEPTANCE OF THIS PROPOSAL:*

**OWNER'S REPRESENTATIVE: (print)**

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**OWNER'S REPRESENTATIVE: (signature)**

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**DATE:**

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