



**AGENDA**  
**CITY OF AUGUSTA**  
**Council Meeting**  
**Monday, February 7, 2022**  
**7:00 P.M.**

*“Augusta – Where the metro’s edge meets the prairie’s serenity offering the perfect blend of opportunity and proximity for living, commerce and culture.”*

**A. CALL TO ORDER**

**B. PLEDGE OF ALLEGIANCE**

**C. PRAYER**

Pastor Rick Neubauer, First Baptist Church of Augusta

**D. MINUTES**

**1. CITY COUNCIL MEETING MINUTES**

Approval of minutes for the January 17, 2022 City Council meeting and January 28, 2022 Special Meeting.

**a) Council Motion/Vote**

**E. APPROPRIATION ORDINANCE**

**1. ORDINANCE(S)**

Consider approval of Appropriation Ordinances #1 dated January 5, 2022, #1A dated January 19, 2022, and #2 dated February 2, 2022.

**a) Council Motion/Vote**

**F. VISITORS**

- 1. Call for Other Visitors.** *(Visitors may be recognized at this time to address the Governing Body regarding items not specifically listed on the Agenda – 5-minute limit).*

**G. BUSINESS**

**1. ORDINANCE NO. 2185 AUTHORIZING THE SALE/ISSUANCE OF TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2022-A AND RESOLUTION NO. 2022-04 PRESCRIBING TERMS FOR THE SAME**

Consider approval of Ordinance No. 2185 authorizing the sale/issuance of Taxable General Obligation Refunding Bonds, Series 2022-A and related; consider approval of Resolution No. 2022-04 prescribing the form and details of Taxable General Obligation Refunding Bonds, Series 2022-A.

- a. Staff Report / Presentation of Bids
- b. Ordinance No. 2185
  - i. Council Motion / Roll Call Vote**
- c. Resolution No. 2022-04
  - i. Council Motion/Vote**

**2. ORDINANCE NO. 2186 LEVYING A TRANSIENT GUEST TAX AT A RATE OF 6% COMMENCING APRIL 1, 2022**

Consider approval of proposed Ordinance No. 2186 levying a transient guest tax at a rate of 6.00% commencing April 1, 2022.

- a. Staff Report
- b. Council Motion/Roll Call Vote**

**3. GRANT AGREEMENT WITH THE KANSAS HOUSING RESOURCES CORPORATION (KHRC) FOR \$400,000 FOR HOUSING ACTIVITIES SET FORTH IN THE CITY'S MODERATE INCOME HOUSING (MIH) GRANT APPLICATION**

Consider approval of grant agreement with Kansas Housing Resources Corporation (KHRC) for \$400,000 for housing activities set forth in the City's Moderate Income Housing (MIH) grant application.

- a. Staff Report
- b. Council Motion/Vote**

**4. BID AWARD FOR POLICE VEHICLE**

Consider approval of bid submitted by Rusty Eck Ford for one Ford Explorer police vehicle in the amount of \$35,997.00.

- a. Staff Report
- b. Council Motion/Vote**

**5. PURCHASE OF MULTIQUIP MQ62 TRASH (FLOOD) PUMP UNDER SOURCEWELL NATIONAL PURCHASING CONTRACT**

Consider approval of purchase of Multiquip MQ62 Trash (Flood) Pump utilizing Sourcewell National Purchasing contract number 041719-MTQ.

- a. Staff Report
- b. Council Motion/Vote**

**H. MATTERS FROM/FOR COUNCIL**

- 1. **City Manager.** Schedule City Council Strategic Retreat for Monday, February 14 at 6:00 p.m. and Saturday, February 19<sup>th</sup>?
- 2. **Call for Other Matters.** *(Council members may be recognized at this time to address the Governing Body regarding items not specifically listed on the Agenda).*

**I. INFORMATIONAL MEMORANDUM**

**J. ADJOURNMENT**

CITY COUNCIL  
JANUARY 17, 2022  
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on January 17, 2022, with Mayor Mike Rawlings presiding. Council present were Eric Birk, Jake Marr, Mike Huddleston, Bob Bailey, Tom Leffler, Kip Richardson and Jeff Brown. Councilmember Ron Reavis was absent. Also present: City Attorney Andrew Marino, City Manager Josh Shaw and City Clerk Erica Jones. Staff Present: Director of Public Safety Todd Ackerman, Director of Public Utilities Tim Johnson, Electric Production Superintendent Jim Sutton, Water Superintendent Brandon Green, City Inspector Travis Combes, Electric Distribution Superintendent Dave Warner, Susan Smith and Susie Geiger. Visitors: Shane Scott, Jayme Chapin, R Sroufe and Shawn Davis.

Pledge of Allegiance

Prayer: Mayor Rawlings gave the invocation.

Minutes: Richardson made a motion to approve the minutes from the January 3, 2022 City Council meeting. Marr seconded the motion. Motion carried without opposition.

Ordinance: Richardson made a motion to approve Ordinance #12B dated 12/25/2021 and Ordinance #12C dated 12/26/2021. Bailey seconded the motion. Motion carried without opposition.

Business:

Update to Condemnation Process for 234 East Broadway: Leffler made a motion to approve the proposal from State's Dirtwork, LLC in the amount of \$9,951 for the demolition of a single-family residential structure and a detached residential garage located at 234 East Broadway Avenue. Marr seconded the motion. Motion carried without opposition.

Joint Petition for Substitution of Trail Manager and Statement of Willingness to Assume Financial Responsibility: Richardson made a motion to approve a Joint Petition for Substitution of Trail Manager and Statement of Willingness to Assume Financial Responsibility, to be submitted jointly with Butler County to the Surface Transportation Board. Birk seconded the motion. Motion carried with Leffler voting in opposition.

Scope of Services Agreement with Schwab Eaton for Inspection of Augusta City Lake Dam: Leffler made a motion to approve a scope of services agreement with Schwab Eaton, P.A. in the amount of \$7,500 for the inspection of the dam at Augusta City Lake. Marr seconded the motion. Motion carried without opposition.

Resolution No. 2022-02 Establishing Governing Body Compensation and the 2022 Employee Job Classification and Salary Schedule: Huddleston made a motion to approve Resolution No. 2022-02 establishing governing body compensation and the employee job classification and salary schedule and policies for its implementation and management for the 2022 calendar year. Brown seconded the motion. Motion carried without opposition.

Vehicle Acquisition for Community Development and Public Utilities: Leffler made a motion to approve the bids for a 2022 Ram 1500 Tradesman from Winfield Motor Company for \$36,133 for the Solid Waste Division; a 2023 Ford F-250 from Shawnee Mission Ford for \$45,898 for the Solid Waste

Division; a 2023 Ford F-250 from Shawnee Mission Ford for \$45,898 plus tax for the Electric Distribution Division; a 2023 Ford F-250 from Shawnee Mission Ford for \$45,898 for the Wastewater Division; and a 2023 Ford F-350 from Shawnee Mission Ford for \$47,309 for the Streets Division. Marr seconded the motion. Motion carried without opposition.

Acceptance of Pedestrian Easement and Right of Way at Citizens Bank of Kansas: Richardson made a motion to approve and accept a pedestrian easement and right-of-way at Citizens Bank of Kansas located at 2330 North Ohio Street. Huddleston seconded the motion. Motion carried without opposition.

Purchase of Boring Machine & Track Loader Under Sourcewell National Purchasing Contracts: Leffler made a motion to approve the purchases of a Ditch Witch JT 10 Directional Drill (boring machine) utilizing Sourcewell National Purchasing contract number 012418-CMW and Case TV 370B Track Loader utilizing Sourcewell National Purchasing contract number 032119-CNH. Marr seconded the motion. Motion carried without opposition.

Assessment of Vision Metering AMI Pilot Project: Council received and filed a presentation on the AMI metering pilot project from Public Utilities Director Tim Johnson.

At 8:46 Richardson made a motion to take a 10 minute break and to return at 8:56 p.m. Brown seconded the motion. Motion carried without opposition.

At 8:56 p.m. Richardson made a motion to reconvene the meeting. Leffler seconded the motion. Motion carried without opposition.

Purchase a John Deere Gator TX 4x2 Utility Vehicle: Richardson made a motion to approve the purchase of a 2022 John Deere Gator TX 4x2 utility vehicle for the Parks & Recreation Division from PrairieLand Partners, LLC in the amount of \$8,075.93 as part of the KS Side by Side 48300F contract. Leffler seconded the motion. Motion carried without opposition.

Park Advisory Board Term Schedule and Appointments: Leffler made a motion to swap the appointments previously held by Bill Slade and Bob Bailey with both appointments expiring April of 2022. Marr seconded the motion. Motion carried without opposition.

Leffler made a motion to approve staff's proposal for correction of Park Advisory Board term schedule as provided with Andy Hall expiring April 2022, Bill Slade expiring April 2022, Shawn Davis expiring April 2023, Jayme Chapin expiring April 2023, Claire Carpenter expiring April 2024, Bob Bailey expiring April 2022, and Kip Richardson expiring April 2022. Brown seconded the motion. Motion carried without opposition.

Matters From/For Council and Informational Memorandum:

Shaw: Leffler made a motion to approve the request from the Augusta Public Library for ongoing use of the Shryock Park Pavilion by Augusta Public Library on Thursdays from 9:30 a.m. to 11:30 a.m. from March through October for the outdoor story time program and waive the shelter rental fee. Huddleston seconded the motion. Motion carried without opposition.

Huddleston: Huddleston stated we have citizens complaining about the brick roads. He stated that he has been instructed that if you neglect them long enough or the maintenance done under them is not done appropriately they will get in bad shape. Huddleston stated that 6<sup>th</sup> Street now looks like a canal after the water line repair. He stated we need to make sure that our crews have the training

and the equipment and supplies necessary to do the proper maintenance on the brick streets or they will get worse over time.

Richardson: Richardson stated he has been getting complaints about the 200 block of East Clark, specifically the condition of the brick street and the damage it is causing to vehicles. Rawlings stated that same area is where the top surface is popping off the bricks.

Richardson asked if there is a chance to look at removing the no parking in front of the theatre during the week and allowing parking there during the week and restricting parking when the theatre is open on Friday, Saturday and Sunday. Shaw stated that staff is looking into why it was built that way and will be speaking with the Arts Council to determine if it was required due to the delivery of the film and if that is still necessary.

Leffler: Leffler stated that the landfill coupons for this year are available in the utility office. He stated the Airport was very busy today, that Airport Manager Ray Seif is doing a great job at the airport and there will be more events coming.

Executive Session:

At 9:25 p.m. Richardson made a motion to go into executive session for 30 minutes to discuss an individual employee's performance to conduct the City Manager's annual evaluation pursuant to the non-elected personnel matter exception under the Kansas Open Meetings Act, K.S.A. 75-4319(b)(1), and to ask City Manager Josh Shaw to join the Council in executive session. The open meeting will resume in the City Council chambers at 9:55 p.m. Leffler seconded the motion. Motion carried without opposition.

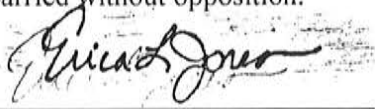
At 9:54 p.m. Richardson made a motion to exit executive session where no action was taken. Leffler seconded the motion. Motion carried without opposition.

At 9:55 p.m. Richardson made a motion to go into executive session for 30 minutes to discuss an individual employee's performance to conduct the City Manager's annual evaluation pursuant to the non-elected personnel matter exception under the Kansas Open Meetings Act, K.S.A. 75-4319(b)(1), and to ask City Manager Josh Shaw to join the Council in executive session. The open meeting will resume in the City Council chambers at 10:25 p.m. Leffler seconded the motion. Motion carried without opposition.

At 10:25 p.m. Richardson made a motion to exit executive session where no action was taken. Marr seconded the motion. Motion carried without opposition.

Richardson made a motion to extend the City Manager's contract to 12/31/2023 and to increase the City Manager's salary 2% in addition to the 2022 COLA. Marr seconded the motion. Motion carried without opposition

Adjourn: At 10:26 p.m., Richardson made a motion to adjourn. Huddleston seconded the motion. Motion carried without opposition.



City Clerk

CITY COUNCIL  
JANUARY 28, 2022  
6:00 P.M.

The Council of the City of Augusta, Kansas met in a special meeting on January 28, 2022, with Mayor Mike Rawlings presiding to review and consider approval of a resolution authorizing the city's participation in the opioid litigation settlement and releasing and assigning the city's opioid claims to the Kansas Attorney General and certifying costs attributable to substance abuse and addiction mitigation in excess of \$500. Council present were Jake Marr, Eric Birk, Mike Huddleston, Tom Leffler, Kip Richardson and Ron Reavis. Councilmembers Bob Bailey and Jeff Brown were absent. Also present: City Manager Josh Shaw, Assistant City Manager Cody Sims and Assistant to the City Manager Susie Geiger. Staff present: Director of Public Safety Todd Ackerman and Susan Smith. Visitors present were: None.

Pledge of Allegiance

Prayer: Mayor Rawlings gave the invocation.

Business:

Resolution No. 2022-03 Authorizing Participation in the Opioid Litigation Settlement Pursuant to HB2029 the "Kansas Fights Addiction Act": Leffler made a motion not to approve Resolution No, 2022-03 and approving the execution and delivery of an agreement to release and assign the city's opioid claims to the Kansas Attorney General and certifying costs attributable to substance abuse and addiction mitigation in excess of \$500. Huddleston seconded the motion. Motion carried without opposition.

Adjourn: At 6:12 p.m., Richardson made a motion to adjourn. Reavis seconded the motion. Motion carried without opposition.



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City Clerk

## City of Augusta

## A/P Warrant Register

ORDINANCE # 1(01/05/2022)

For checks after: 12/27/2021

PO Number	Vendor Nu	Claimant Name	PO Description	Warrant Ni	Warrant Amt	Fund	Fund Amt
0000176329	0334	AMERICAN FAMILY	DEDUCTION-P/R 1/5/2022	76971	\$ 1,791.35	37-0000	\$ 1,791.35
0000176340	1038	AQUIONICS, INC.	EQUIP MAINT-WW	76972	\$ 11,035.62	50-7000	\$ 11,035.62
0000176334	9598	BRUCE & LEHMAN, LLC	DEDUCTION-P/R 1/5/2022	76973	\$ 197.24	37-0000	\$ 197.24
0000176342	0743	CENTURY BUSINESS SOLUTIONS	PROF SERV-ELEC ADMIN	76974	\$ 65.00	40-6100	\$ 65.00
0000176332	0029	CITY - INSURANCE ACCOUNT	DEDUCTION-P/R 1/5/2022	76975	\$ 1,958.05	37-0000	\$ 1,958.05
0000176335	0333	COLONIAL LIFE & ACCIDENT		76976	\$ 152.37	37-0000	\$ 152.37
0000176326	0168	EMPRISE BANK	FWTH-P/R 1/5/2022	76977	\$ 44,595.02	37-0000	\$ 44,595.02
0000176339	3775	FRISCO SHOPS, LLC	MONTHLY RENT	76978	\$ 600.00	06-3300	\$ 600.00
0000176330	0711	ICMA RETIREMENT TRUST-457	DEDUCTION-P/R 1/5/2022	76979	\$ 2,941.20	37-0000	\$ 2,941.20
0000176327	0303	K P E R S	KPERS-1/5/2022	76980	\$ 37,651.46	37-0000	\$ 37,651.46
0000176337	0104	KANSAS EMPLOYMENT SECURITY FUND	DEDUCTION-P/R 1/5/2022	76981	\$ 212.02	09-3600	\$ 122.79
						15-4100	\$ 4.99
						20-4500	\$ 9.97
						30-5100	\$ 4.92
						30-5200	\$ 12.65
						40-6100	\$ 11.91
						40-6200	\$ 14.43
						40-6300	\$ 14.62
						50-7000	\$ 9.43
						70-7100	\$ 6.31
0000176333	0813	KANSAS PAYMENT CENTER		76982	\$ 427.87	37-0000	\$ 427.87
0000176328	0106	KS DEPT OF REVENUE	ST WTH-P/R 1/5/2022	76983	\$ 7,776.00	37-0000	\$ 7,776.00
0000176336	2548	LEGALSHIELD	DEDUCTION-P/R 1/5/2022	76984	\$ 262.59	37-0000	\$ 262.59
0000176338	3612	REGIONAL MEDIA CORPORATION	MONTHLY SERV	76985	\$ 131.67	01-1600	\$ 131.67
0000176344	3647	STANDARD INSURANCE CO-BASIC	LIFE INSURANCE	76986	\$ 305.15	09-3600	\$ 170.67
						15-4100	\$ 6.56
						20-4500	\$ 13.12
						30-5100	\$ 3.28
						30-5200	\$ 19.68
						40-6100	\$ 22.96
						40-6200	\$ 22.96
						40-6300	\$ 19.68
						50-7000	\$ 16.40
						70-7100	\$ 9.84
0000176331	3638	STANDARD INSURANCE COMPANY	DEDUCTION-P/R 1/5/2022	76987	\$ 663.30	37-0000	\$ 663.30
0000176343	2180	U.S. BANK EQUIPMENT FINANCE	EQUIP LEASING-COM DEV, AP	76988	\$ 604.06	01-1200	\$ 426.28
						70-7100	\$ 177.78
0000176341	3201	YMCA	YMCA FEES	76989	\$ 400.08	09-3600	\$ 266.72
						15-4100	\$ 16.67
						20-4500	\$ 33.34
						40-6200	\$ 16.67
						40-6300	\$ 33.34
						50-7000	\$ 16.67
						70-7100	\$ 16.67
						TOTAL	\$ 111,770.05



ORD 1 (01/05/2022)

A/P WARRENT REGISTER SUMMARY BY FUND & DEPT  
For checks after: 12/27/2021

Fund	Dept	Description	Dept-Amt	Fund Total
01	1200	INSP	\$426.28	
01	1600	SANTA FE LAKE	\$131.67	\$557.95
06	3300	SPECIAL PARK	\$600.00	\$600.00
09	3600	EMPLOYEE BENEFIT	\$560.18	\$560.18
15	4100	SPECIAL CITY/COUNTY	\$28.22	\$28.22
20	4500	REFUSE	\$56.43	\$56.43
30	5100	WATER ADMINISTRATION	\$8.20	
30	5200	WATER PRODUCTION	\$32.33	\$40.53
37	0000	REVENUE	\$98,416.45	\$98,416.45
40	6100	ELECTRIC ADMINISTRAT	\$99.87	
40	6200	ELECTRIC PRODUCTION	\$54.06	
40	6300	ELECTRIC DISTRIBUTIO	\$67.64	\$221.57
50	7000	WASTEWATER	\$11,078.12	\$11,078.12
70	7100	AUGUSTA AIRPORT	\$210.60	\$210.60
			Total:	\$111,770.05

## City of Augusta

## A/P Warrant Register

ORDINANCE #1A (01/19/2022)

For checks after:01/06/2022

PO Number	Vendor Nu	Claimant Name	PO Description	Warrant Nu	Warrant Amt	Fund	Fund Amt
0000176360	1622	AMERICAN CONTROL & ENGINEERING SR	EQUIP MAINT-WTR PROD	76990	\$ 371.25	30-5200	\$ 371.25
0000176349	0334	AMERICAN FAMILY	DEDUCTION-P/R 1/19/2022	76991	\$ 1,758.77	37-0000	\$ 1,758.77
0000176406	2515	ANTHRAFILTER (U.S.) INC	STRUCTURE&IMPROVE-WTR PROD	76992	\$ 16,168.17	30-5200	\$ 16,168.17
0000176358	3563	ARCHIVESOCIAL, INC	OTHER SERV-ADMIN	76993	\$ 2,988.00	01-1000	\$ 2,988.00
0000176359	2369	ASCENT AVIATION GROUP, INC	EQUIP LEASING-AP	76994	\$ 46.00	70-7100	\$ 46.00
0000176400	1632	AT&T	OTHER SERV-E911	76995	\$ 258.80	24-2440	\$ 258.80
0000176401	1682	AT&T LONG DISTANCE	OTHER SERV-SAF	76996	\$ 58.30	24-2440	\$ 58.30
0000176403	0866	AT&T MOBILITY	MONTHLY SERV	76997	\$ 1,583.74	01-1200	\$ 100.71
						01-1400	\$ 23.24
						01-1500	\$ 46.48
						01-1600	\$ 847.78
						01-1800	\$ 23.24
						20-4500	\$ 69.72
						30-5200	\$ 30.99
						40-6100	\$ 209.16
						40-6200	\$ 108.46
						40-6300	\$ 30.99
						50-7000	\$ 61.98
						70-7100	\$ 30.99
0000176361	0773	AUGUSTA RENTAL	BLDG & GRNDS MAINT-SFL	76998	\$ 583.33	01-1600	\$ 583.33
0000176362	0668	AXLE & WHEEL ALIGNING CO, INC	VEH MAINT-ELEC DIST	76999	\$ 191.00	40-6300	\$ 191.00
0000176374	3824	BADGEANDWALLET.COM	PERS SUPP-SAFETY	77000	\$ 398.00	01-1300	\$ 398.00
0000176399	3269	BARDAVON HEALTH INNOVATIONS	OTHER SERV, PROF SERV-SAFE	77001	\$ 365.00	01-1300	\$ 110.00
						40-6100	\$ 110.00
						40-6300	\$ 145.00
0000176375	0185	BLUE VALLEY PUBLIC SAFETY, INC	ELEC REPAIR SUPP-ELEC DIST	77002	\$ 2,589.35	40-6300	\$ 2,589.35
0000176354	9598	BRUCE & LEHMAN, LLC	DEDUCTION-P/R 1/19/22	77003	\$ 208.39	37-0000	\$ 208.39
0000176415	0310	CAMI R. BAKER, P.A.	PROF SERV-COURT	77004	\$ 800.00	01-1350	\$ 800.00
0000176365	3756	CAVENDER STORES, LTD	PERS SUPP-SANIT	77005	\$ 160.00	20-4500	\$ 160.00
0000176352	0029	CITY - INSURANCE ACCOUNT	DEDUCTION-P/R 1/19/22	77006	\$ 1,958.05	37-0000	\$ 1,958.05
0000176385	0582	CITY ATTORNEYS ASSOCIATION OF KS	MEMBERSHIP & DUES-COURT	77007	\$ 35.00	01-1350	\$ 35.00
0000176363	3405	CITYCODE FINANCIAL LLC	PROF SERV-ADMIN	77008	\$ 1,500.00	01-1000	\$ 1,500.00
0000176402	0966	COX COMMUNICATIONS	MONTHLY SERV	77009	\$ 4,276.51	01-1000	\$ 460.38
						01-1100	\$ 87.75
						01-1200	\$ 230.77
						01-1300	\$ 687.64
						01-1400	\$ 50.95
						01-1500	\$ 115.52
						01-1600	\$ 20.75
						01-1700	\$ 31.00
						01-1800	\$ 25.00
						01-1900	\$ 115.12
						15-4100	\$ 23.97
						20-4500	\$ 98.98
						30-5100	\$ 108.38
						30-5200	\$ 367.19
						40-6100	\$ 616.22
						40-6200	\$ 244.35
						40-6300	\$ 93.69
						50-7000	\$ 305.32
						70-7100	\$ 593.53
0000176364	3445	CYPRESS FACILITY SERVICES	PROF SERV-ADMIN	77010	\$ 1,115.00	01-1000	\$ 1,115.00
0000176376	3324	DBT TRANSPORTATION SERVICES LLC	MEMBERSHIP&DUES-AP	77011	\$ 1,100.00	70-7100	\$ 1,100.00
0000176366	3714	DI'S ALTERATIONS	PERS SUPP-SAFETY	77012	\$ 26.40	01-1300	\$ 26.40
0000176367	3189	DIGITAL OFFICE SYSTEMS	EQUIP LEASING-ADMIN	77013	\$ 167.67	01-1000	\$ 167.67
0000176369	3276	E.EDWARDS, INC	PERS SUPP-WTR PROD	77014	\$ 160.00	30-5200	\$ 160.00
0000176395	0324	EMC INSURANCE COMPANIES	VEH, EQUIP INS	77015	\$ 30,469.37	01-1000	\$ 1,125.02
						01-1100	\$ 79.77
						01-1200	\$ 298.97

						01-1300	\$	2,916.96	
						01-1350	\$	52.52	
						01-1400	\$	216.42	
						01-1500	\$	1,095.00	
						01-1600	\$	225.10	
						01-1700	\$	333.08	
						01-1800	\$	105.68	
						01-1900	\$	335.26	
						15-4100	\$	871.22	
						20-4500	\$	1,903.90	
						30-5100	\$	85.58	
						30-5200	\$	2,392.65	
						40-6100	\$	3,719.24	
						40-6200	\$	11,046.81	
						40-6300	\$	1,421.49	
						50-7000	\$	1,336.20	
						70-7100	\$	908.50	
0000176368	2693	EMPAC, INC	WELLNESS-ALL DEPTS	77016	\$	596.70	09-3600	\$	321.75
							15-4100	\$	29.25
							20-4500	\$	35.10
							30-5100	\$	5.85
							30-5200	\$	40.95
							40-6100	\$	46.80
							40-6200	\$	35.10
							40-6300	\$	35.10
							50-7000	\$	29.25
							70-7100	\$	17.55
0000176347	0168	EMPRISE BANK	FWTH-P/R 1/19/2022	77017	\$	45,983.51	37-0000	\$	45,983.51
0000176411	3827	EN-PRO LLC	STRUCT & IMPROVE-AP	77018	\$	850.00	70-7100	\$	850.00
0000176407	3706	EVERGY	MONTHLY SERV	77019	\$	689.41	30-5200	\$	689.41
0000176417	1369	FARWEST LINE SPECIALTIES	TOOLS-ELEC DIST	77020	\$	2,250.00	40-6300	\$	2,250.00
0000176409	3826	GODFREY'S INDOOR SHOOTING AND ARCHERY	PERS SUPP-SAFETY	77021	\$	259.32	01-1300	\$	259.32
0000176370	2826	HALO BRANDED SOLUTIONS, INC	PROF SERV-WW	77022	\$	709.75	50-7000	\$	709.75
0000176413	3424	HOOVER MOWERS, LLC	EQUIP SUPP-SFL	77023	\$	252.53	01-1600	\$	252.53
0000176412	0433	HUTCHINSON SALT COMPANY, INC.	SNOW REMOVAL-SPCC	77024	\$	1,849.32	15-4100	\$	1,849.32
0000176350	0711	ICMA RETIREMENT TRUST-457	DEDUCTION-P/R 1/19/2022	77025	\$	4,879.54	37-0000	\$	4,879.54
0000176416	3183	ISERVE INC	BLDG & GRNDS MAINT-SAF	77026	\$	958.00	01-1300	\$	958.00
0000176346	0303	K P E R S	KPERS-P/R 1/19/2022	77027	\$	37,739.18	37-0000	\$	37,739.18
0000176377	3301	KANSAS 911 COORDINATING COUNCIL	OTHER SERV-E911	77028	\$	18,000.00	24-2440	\$	18,000.00
0000176420	0104	KANSAS EMPLOYMENT SECURITY FUND	LABOR DISTR-P/R 1/19/22	77029	\$	1,039.89	09-3600	\$	597.93
							15-4100	\$	23.92
							20-4500	\$	47.29
							30-5100	\$	25.65
							30-5200	\$	67.68
							40-6100	\$	58.18
							40-6200	\$	63.71
							40-6300	\$	79.40
							50-7000	\$	44.29
							70-7100	\$	31.84
0000176382	1188	KANSAS MAYORS ASSOCIATION	DUES-ADMIN	77030	\$	50.00	01-1000	\$	50.00
0000176379	0277	KANSAS MUNICIPAL UTILITIES INC	EDUCATION-ELEC DIST,ELEC PROD	77031	\$	2,350.00	40-6200	\$	1,750.00
							40-6300	\$	600.00
0000176353	0813	KANSAS PAYMENT CENTER	DEDUCTION-P/R 1/19/22	77032	\$	427.87	37-0000	\$	427.87
0000176380	1586	KMGA GAS SUPPLY OPERATING FUND	GAS UTILITY-ELEC PROD, WW	77033	\$	1,419.35	40-6200	\$	504.39
							50-7000	\$	914.96
0000176378	2072	KS ASSOC COURT MANAGEMENT	MEMBERSHIP & DUES-COURT	77034	\$	50.00	01-1350	\$	50.00
0000176381	9325	KS ASSOC OF CITY/COUNTY MGMT	DUES-ADMIN, COM DEV	77035	\$	600.00	01-1000	\$	400.00
							01-1200	\$	200.00
0000176348	0106	KS DEPT OF REVENUE	ST WTH-P/R 1/19/2022	77036	\$	7,939.00	37-0000	\$	7,939.00
0000176391	0110	LEAGUE OF KS. MUNICIPALITIES	DUES-ADMIN, WTR ADMIN, ELEC AD	77037	\$	4,312.03	01-1000	\$	1,437.34
							30-5100	\$	1,437.34
							40-6100	\$	1,437.35
0000176418	2804	LEASE FINANCE PARTNERS	EQUIP LEASING-SAF	77038	\$	283.77	01-1300	\$	283.77
0000176355	2548	LEGALSHIELD	DEDUCTION-P/R 1/19/22	77039	\$	262.59	37-0000	\$	262.59
0000176421	2811	MERITAIN HEALTH INC	HEALTH INS	77040	\$	51,295.62	39-3950	\$	51,295.62

0000176410	3825	MILLS EXCAVATING	BLDG & GRNDS MAINT-AP	77041	\$	6,785.00	70-7100	\$	6,785.00
0000176372	3428	NATIONAL AIR TRANSPORTATION ASSC	DUES, EDUCATION-AP	77042	\$	571.00	70-7100	\$	571.00
0000176414	3823	NAVIGATE WELLNESS, LLC	WELLNESS	77043	\$	3,000.00	09-3600	\$	3,000.00
0000176356	3518	PAYLOCITY	PROF SERV-ALL DEPTS	77044	\$	2,042.45	09-3600	\$	1,243.90
							15-4100	\$	36.59
							20-4500	\$	102.07
							30-5100	\$	36.59
							30-5200	\$	105.92
							40-6100	\$	129.99
							40-6200	\$	122.29
							40-6300	\$	126.44
							50-7000	\$	89.55
							70-7100	\$	49.11
0000176383	0292	PITNEY BOWES PURCHASE POWER	POSTAGE-WTR ADMIN, ELEC ADMIN	77045	\$	4,000.00	30-5100	\$	2,000.00
							40-6100	\$	2,000.00
0000176345	1090	POWERPLAN	MACHINERY & EQUIP-SPCC	77046	\$	6,159.00	15-4100	\$	6,159.00
0000176373	3682	PYE BARKER FIRE & SAFETY LLC	DEPT EQUIP-AP	77047	\$	363.75	70-7100	\$	363.75
0000176388	0204	SALINA SUPPLY CO	WTR REPAIR SUPP-WTR PROD	77048	\$	405.00	30-5200	\$	405.00
0000176389	1070	SERVI-TECH, INC	PROF SERV-WW	77049	\$	129.00	50-7000	\$	129.00
0000176387	3380	SMITH BROS EXCAVATING, LLC	ELEC REPAIR SUPP-ELEC DIST	77050	\$	7,000.00	40-6300	\$	7,000.00
0000176408	0657	SOUTHWIND OIL CORP	FUEL, DIESEL FUEL	77051	\$	7,833.99	01-1600	\$	694.98
							20-4500	\$	4,353.99
							40-6200	\$	634.66
							40-6300	\$	2,150.36
0000176351	3638	STANDARD INSURANCE COMPANY	DEDUCTION-P/R 1/19/2022	77052	\$	654.30	37-0000	\$	654.30
0000176390	0517	SUPERIOR RUBBER STAMP & SEAL	OFC SUPP-SEV DEPTS	77053	\$	189.35	01-1100	\$	34.44
							01-1200	\$	17.15
							01-1300	\$	103.32
							01-1350	\$	17.22
							40-6100	\$	17.22
0000176386	2681	SUPERIOR VISION	VISION INS	77054	\$	1,566.90	09-3600	\$	882.65
							15-4100	\$	39.68
							20-4500	\$	47.37
							30-511	\$	(12.15)
							30-5200	\$	114.58
							40-6100	\$	146.57
							40-6200	\$	106.89
							40-6300	\$	106.89
							50-7000	\$	87.05
							70-7100	\$	47.37
0000176394	2584	TERRA BOUND SOLUTIONS	BLDG & GRNDS MAINT-PARKS	77055	\$	250.00	01-1500	\$	250.00
0000176393	3439	THE POLICE & SHERIFFS PRESS, INC	PERS SUPP-SAFETY	77056	\$	50.16	01-1300	\$	50.16
0000176392	1517	TK ELEVATOR CORPORATION	BLDG&GRNDS MAINT-ADMIN	77057	\$	1,501.97	01-1000	\$	1,501.97
0000176404	3569	TKFAST, INC	IT SERVICES-ALL DEPTS	77058	\$	8,039.50	01-1000	\$	1,169.61
							01-1100	\$	60.82
							01-1200	\$	1,525.64
							01-1300	\$	2,036.17
							01-1350	\$	44.41
							01-1400	\$	84.82
							01-1500	\$	44.41
							01-1600	\$	64.82
							01-1800	\$	44.41
							01-1900	\$	44.41
							20-4500	\$	647.85
							30-5100	\$	455.09
							30-5200	\$	234.46
							40-6100	\$	927.50
							40-6200	\$	128.82
							40-6300	\$	89.23
							50-7000	\$	413.03
							70-7100	\$	24.00
0000176384	3520	TRUNORTH DYNAMICS	IT SERVICES-ELEC ADMIN	77059	\$	92.50	40-6100	\$	92.50
0000176396	0573	UCI UTILITY CONSULTANTS	OTHER SERV-ALL DEPTS	77060	\$	2,120.00	01-1400	\$	145.00
							01-1500	\$	145.00
							15-4100	\$	115.00

							20-4500	\$	205.00
							30-5200	\$	385.00
							40-6200	\$	370.00
							40-6300	\$	430.00
							50-7000	\$	325.00
0000176397	0347	UNITED LABORATORIES	EQUIP MAINT-ELEC PROD	77061	\$	667.42	40-6200	\$	667.42
0000176398	1045	USEWARE, INC	PROF SERV-WTR ADMIN, ELEC ADMI	77062	\$	7,650.00	30-5100	\$	3,825.00
							40-6100	\$	3,825.00
0000176419	3224	WATCHGUARD VIDEO	EQUIP SUPP-SAF	77063	\$	112.00	01-1300	\$	112.00
0000176405	1842	WICHITA STATE UNIVERSITY	MEMBERSHIP&DUES-CC	77064	\$	75.00	01-1100	\$	75.00
							TOTAL	\$	315,641.77

A/P WARRENT REGISTER SUMMARY BY FUND & DEPT  
 For checks after: 1/6/2022

ORD 1A (01/19/2022)

Fund	Dept	Description	Dept-Amt	Fund Total
01	1000	ADMINISTRATION	\$11,914.99	
01	1100	CITY CLERK	\$337.78	
01	1200	INSP	\$2,373.24	
01	1300	SAFETY	\$7,941.74	
01	1350	COURT	\$999.15	
01	1400	STREET	\$520.43	
01	1500	PARKS	\$1,696.41	
01	1600	SANTA FE LAKE	\$2,689.29	
01	1700	SWIMMING POOL	\$364.08	
01	1800	ANIMAL CONTROL	\$198.33	
01	1900	CEMETERY	\$494.79	
				\$29,530.23
06	3300	SPECIAL PARK		
09	3600	EMPLOYEE BENEFIT	\$6,046.23	
				\$6,046.23
15	4100	SPECIAL CITY/COUNTY	\$9,147.95	
				\$9,147.95
20	4500	REFUSE	\$7,671.27	
				\$7,671.27
24	2440	EMERG COMM (2012)	\$18,317.10	
				\$18,317.10
30	5100	WATER ADMINISTRATION	\$7,967.33	
30	5200	WATER PROD	\$21,533.25	
				\$29,500.58
37	0000	REVENUE	\$101,811.20	
				\$101,811.20
39	3950	EMP HEALTH INSURANCE	\$51,295.62	
				\$51,295.62
40	6100	ELECTRIC ADMINISTRAT	\$13,335.73	
40	6200	ELECTRIC PROD	\$15,782.90	
40	6300	ELECTRIC DIST	\$17,338.94	
				\$46,457.57
50	7000	WASTEWATER	\$4,445.38	
				\$4,445.38
70	7100	AIRPORT	\$11,418.64	
				\$11,418.64
				\$315,641.77
			Total:	

## City of Augusta

## A/P Warrant Register

ORDINANCE #2(02/02/2022)

For checks after: 01/20/2022

PO Number	Vendor Nu	Claimant Name	PO Description	Warrant N	Warrant Amt	Fund	Fund Amt
0000176427	1431	AAKC-ADM. ASST. OF KS CITIES	MEMBERSHIPS & DUES-COM DEV	77068	\$ 35.00	01-1200	\$ 35.00
0000176458	1641	ALTEC INDUSTRIES, INC	PROF SERV-ELEC DIST	77069	\$ 1,720.99	40-6300	\$ 1,720.99
0000176455	1622	AMERICAN CONTROL & ENGINEERING SR	EQUIP MAIN-WTR PROD	77070	\$ 1,088.75	30-5200	\$ 1,088.75
0000176466	0334	AMERICAN FAMILY	DEDUCTION-P/R 2/2/22	77071	\$ 1,758.77	37-0000	\$ 1,758.77
0000176476	2369	ASCENT AVIATION GROUP, INC	EQUIP LEASING-AP	77072	\$ 46.00	70-7100	\$ 46.00
0000176459	1632	AT&T	MONTHLY SERV	77073	\$ 2,300.14	01-1200	\$ 115.99
						01-1300	\$ 908.99
						30-5200	\$ 115.25
						40-6100	\$ 115.99
						40-6200	\$ 231.98
						50-7000	\$ 811.94
0000176452	3401	AUGUSTA HOTEL LLC	CID SALES TAX, CID GUEST TAX	77074	\$ 14,198.24	13-0000	\$ 3,623.38
						13-2430	\$ 10,574.86
0000176482	0019	AUGUSTA PUBLIC LIBRARY	APPROPRIATION-LIBRARY	77075	\$ 206,410.10	02-2900	\$ 160,304.02
						08-3500	\$ 46,106.08
0000176457	0024	AUGUSTA SAW & MOWER	EQUIP SUPP-ELEC DIST, PARKS	77076	\$ 579.50	01-1500	\$ 360.00
						40-6300	\$ 219.50
0000176424	3903	BEACON TIRE	TIRES&BATTERIES-PARKS	77077	\$ 608.60	01-1500	\$ 608.60
0000176474	9598	BRUCE & LEHMAN, LLC	DEDUCTION-P/R 2/2/22	77078	\$ 254.26	37-0000	\$ 254.26
0000176428	0036	BU RURAL ELEC COOP ASS'N, INC	MONTHLY SERV	77079	\$ 515.95	01-1600	\$ 454.71
						30-5200	\$ 61.24
0000176442	1485	CARLSON HYDRAULICS	VEH SUPP-SANIT, ELEC PROD	77080	\$ 57.00	20-4500	\$ 28.40
						40-6200	\$ 28.60
0000176444	1086	CERTIFIED LABORATORIES	EQUIP MAINT-ELEC PROD	77081	\$ 637.00	40-6200	\$ 637.00
0000176469	0029	CITY - INSURANCE ACCOUNT	DEDUCTION-P/R 2/2/22	77082	\$ 1,958.05	37-0000	\$ 1,958.05
0000176471	0333	COLONIAL LIFE & ACCIDENT	INS DEDUCTION-P/R 2/2/22	77083	\$ 152.37	37-0000	\$ 152.37
0000176434	0966	COX COMMUNICATIONS	MONTHLY SERV	77084	\$ 89.00	30-5200	\$ 44.50
						40-6300	\$ 44.50
0000176435	3828	DCF-LIEAP	REUND PAYMENT IN ERROR	77085	\$ 214.00	40-0000	\$ 214.00
0000176438	3169	DE LAGE LANDEN	EQUIP LEASING-ADMIN, CC	77086	\$ 341.72	01-1000	\$ 170.86
						01-1100	\$ 170.86
0000176478	3830	DOMARE	OFC SUPP, WELLNESS-SAF	77087	\$ 560.00	01-1300	\$ 420.00
						09-3600	\$ 140.00
0000176436	3542	DONLEVY LITHOGRAPH	OTHER COMM-PARKS	77088	\$ 42.00	01-1500	\$ 42.00
0000176477	0226	DOONAN TRUCK & EQUIPMENT	VEH SUPP-SANITATION	77089	\$ 164.42	20-4500	\$ 164.42
0000176450	1420	ECONOMY ENGRAVERS	OTHER COMM-SAFETY	77090	\$ 15.00	01-1300	\$ 15.00
0000176463	0168	EMPRISE BANK	FWTH-P/R 2/2/2022	77091	\$ 54,693.55	37-0000	\$ 54,693.55
0000176454	3706	EVERGY	MONTHLY SERV	77092	\$ 2,377.21	01-1600	\$ 285.15
						30-5200	\$ 289.72
						40-6100	\$ 64.93
						70-7100	\$ 1,737.41
0000176475	3415	FAHNESTOCK LLC	EQUIP SUPP-ELEC PROD	77093	\$ 5,837.00	40-6200	\$ 5,837.00
0000176440	1301	FLINTHILLS FIRE & RESCUE APPARATUS	VEH MAINT-SAF	77094	\$ 855.00	01-1300	\$ 855.00
0000176439	3775	FRISCO SHOPS, LLC	BUILDING RENT-SP PARKS	77095	\$ 600.00	06-3300	\$ 600.00
0000176456	0418	GALLS, LLC	PERS SUPP-SAFETY	77096	\$ 113.80	01-1300	\$ 113.80
0000176479	3429	GIBSON WATSON MARINO LLC	PROF SERV-COURT, ADMIN, AP	77097	\$ 4,773.04	01-1000	\$ 1,181.44
						01-1350	\$ 2,911.60
						70-7100	\$ 680.00
0000176437	0084	GRAINGER	PERS SUPP-PARKS	77098	\$ 54.01	01-1500	\$ 54.01
0000176446	1300	HALE'S SALES & SERVICE	DEPT EQUIP-CEMETERY	77099	\$ 5,132.00	01-1900	\$ 5,132.00
0000176462	0302	HAWKS INTER-STATE	BLDG&GRNDS MAINT-ADMIN, CM DEV	77100	\$ 245.52	01-1000	\$ 107.76
						01-1200	\$ 55.00
						40-6200	\$ 82.76
0000176447	2805	HUBER & ASSOCIATES, INC	OTHER SERV, EQUIP MAINT-E911,	77101	\$ 15,582.88	01-1300	\$ 12,020.56
						24-2440	\$ 3,562.32
0000176467	0711	ICMA RETIREMENT TRUST-457	DEDUCTION-P/R 2/2/22	77102	\$ 2,961.00	37-0000	\$ 2,961.00
0000176449	3183	ISERVE INC	BLDG&GRNDS MAINT-SAFETY	77103	\$ 958.00	01-1300	\$ 958.00
0000176464	0303	K P E R S	KPERS-P/R 2/2/22	77104	\$ 39,908.46	37-0000	\$ 39,908.46
0000176473	0104	KANSAS EMPLOYMENT SECURITY FUND	DEDUCTION-P/R 2/2/22	77105	\$ 1,165.66	09-3600	\$ 694.17

						15-4100	\$	23.50
						20-4500	\$	47.94
						30-5100	\$	23.81
						30-5200	\$	81.41
						40-6100	\$	60.11
						40-6200	\$	70.28
						40-6300	\$	90.10
						50-7000	\$	42.73
						70-7100	\$	31.61
0000176453	0074	KANSAS GAS SERVICE	MONTHLY SERV	77106	\$	9,218.85	01-1000	\$ 1,868.60
							01-1200	\$ 292.65
							01-1400	\$ 2,203.04
							01-1500	\$ 377.98
							01-1800	\$ 370.06
							40-6200	\$ 2,557.19
							40-6300	\$ 1,549.33
0000176441	0277	KANSAS MUNICIPAL UTILITIES INC	EDUCATION-ELEC PROD	77107	\$	550.00	40-6200	\$ 550.00
0000176483	2007	KANSAS ONE-CALL SYSTEMS, INC	MONTHLY SERV	77108	\$	142.80	30-5100	\$ 71.40
							40-6100	\$ 71.40
0000176470	0813	KANSAS PAYMENT CENTER	DEDUCTION-P/R 2/2/22	77109	\$	427.87	37-0000	\$ 427.87
0000176465	0106	KS DEPT OF REVENUE	ST WTH-P/R 2/2/22	77110	\$	9,369.00	37-0000	\$ 9,369.00
0000176461	0110	LEAGUE OF KS. MUNICIPALITIES	EDUCATION-ELEC ADMIN	77111	\$	75.00	40-6100	\$ 75.00
0000176472	2548	LEGALSHIELD	DEDUCTION-P/R 2/2/22	77112	\$	262.59	37-0000	\$ 262.59
0000176430	0511	LOWE'S COMPANIES, INC	OTHER COMM, DEPT EQUIP-SFL	77113	\$	250.75	01-1600	\$ 250.75
0000176480	3273	MARTENS COMPANIES INC	PRIDE & PROGRES PJ	77114	\$	1,125.00	56-5610	\$ 1,125.00
0000176460	1684	MATHESON TRI-GAS, INC	EQUIP MAINT-ELEC PROD	77115	\$	518.27	40-6200	\$ 518.27
0000176432	3533	MEM INDUSTRIAL	DEPT EQUIP-POOL	77116	\$	1,843.76	01-1700	\$ 1,843.76
0000176445	1572	MIDWEST TRUCK EQUIPMENT, INC	EQUIP SUPP-AP	77117	\$	430.74	70-7100	\$ 430.74
0000176433	0124	PACE ANALYTICAL	PROF SERV-WW	77118	\$	853.00	50-7000	\$ 853.00
0000176429	1895	PEREGRINE CORPORATION	PERS SUPP-PARKS, CEM	77119	\$	701.88	01-1500	\$ 390.40
							01-1900	\$ 311.48
0000176431	1090	POWERPLAN	EQUIP SUPP-SPCC	77120	\$	741.78	15-4100	\$ 741.78
0000176448	4104	REEVES	PERS SUPP-SAFETY	77121	\$	56.63	01-1300	\$ 56.63
0000176425	0343	RUSTY ECK FORD	VEH MAINT-SAF	77122	\$	88.50	01-1300	\$ 88.50
0000176481	0657	SOUTHWIND OIL CORP	FUEL-SANIT	77123	\$	370.00	20-4500	\$ 370.00
0000176468	3638	STANDARD INSURANCE COMPANY	DEDUCTION-P/R 2/2/22	77124	\$	659.46	37-0000	\$ 659.46
0000176443	0195	STANION WHOLESALE ELEC CO	ELEC REPAIR SUPP-ELEC DIST	77125	\$	63.88	40-6300	\$ 63.88
0000176451	3515	SUGAR SHANES LLC	CID SALES TAX	77126	\$	1,189.53	13-0000	\$ 1,189.53
0000176426	0222	UNIFIRST CORPORATION	BLDG&GRNDS MAINT, PERS SUPP	77127	\$	1,198.65	01-1000	\$ 44.45
							40-6200	\$ 562.76
							40-6300	\$ 591.44
0000176422	3761	WALMART COMMUNITY/CAPITAL ONE	OFC SUPP, PERS SUPP-ALL DEPTS	77128	\$	167.01	01-1300	\$ 56.71
							01-1800	\$ 5.76
							50-7000	\$ 73.74
							70-7100	\$ 30.80
0000176423	3224	WATCHGUARD VIDEO	EQUIP SUPP-SAFETY	77129	\$	880.00	01-1300	\$ 880.00
							TOTAL	\$ 400,188.94



OPD 2 (02/02/2022) A/P WARRENT REGISTER SUMMARY BY FUND & DEPT  
 For checks after: 1/20/2022

Fund	Dept	Description	Dept-Amt	Fund Total
01	1000	ADMINISTRATION	\$3,373.11	
01	1100	CITY CLERK	\$170.86	
01	1200	COMMUNITY DEVELOPMEN	\$498.64	
01	1300	SAFETY	\$16,373.19	
01	1350	COURT	\$2,911.60	
01	1400	STREET	\$2,203.04	
01	1500	PARKS	\$1,832.99	
01	1600	SANTA FE LAKE	\$990.61	
01	1700	SWIMMING POOL	\$1,843.76	
01	1800	ANIMAL CONTROL	\$375.82	
01	1900	CEMETERY	\$5,443.48	
				\$36,017.10
02	2900	LIBRARY	\$160,304.02	
				\$160,304.02
06	3300	SPECIAL PARK	\$600.00	
				\$600.00
08	3500	LIBR EMPL BENEFIT	\$46,106.08	
				\$46,106.08
09	3600	EMPLOYEE BENEFIT	\$834.17	
				\$834.17
13	0000	REVENUE	\$4,812.91	
13	2430	CID APPROPRIATION	\$10,574.86	
				\$15,387.77
15	4100	SPECIAL CITY/COUNTY	\$765.28	
				\$765.28
20	4500	REFUSE	\$610.76	
				\$610.76
24	2440	EMERG COMM (2012)	\$3,562.32	
				\$3,562.32
30	5100	WATER ADMINISTRATION	\$95.21	
30	5200	WATER PROD	\$1,680.87	
				\$1,776.08
37	0000	REVENUE	\$112,405.38	
				\$112,405.38
39	3950	EMP HEALTH INSURANCE		
40	0000	REVENUE	\$214.00	
40	6100	ELECTIRC ADMINISTRAT	\$387.43	
40	6200	ELECTRIC PROD	\$11,075.84	
40	6300	ELECTRIC DIST	\$4,279.74	
				\$15,957.01
50	7000	WASTEWATER	\$1,781.41	
				\$1,781.41
56	5610	2016 PRIDE&PROGRESS	\$1,125.00	
				\$1,125.00
70	7100	AIRPORT	\$2,956.56	
				\$2,956.56
		Total:		\$400,188.94



## CITY OF AUGUSTA CITY COUNCIL AGENDA REPORT

Meeting Date: February 7, 2022  
 Department: Administration  
 Submitted By: Josh Shaw, City Manager  
 Prepared By: Susie Geiger, Assistant to the City Manager  
 Agenda Title: **Ordinance No. 2185 Authorizing the Sale/Issuance of Taxable General Obligation Refunding Bonds, Series 2022-A and Resolution No. 2022-04 Prescribing Terms for the Same**

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### **RECOMMENDED ACTION:**

- b(i) Approval of Ordinance No. 2185 authorizing the sale/issuance of Taxable General Obligation Refunding Bonds, Series 2022-A and related.
- c(i) Approval of Resolution No. 2022-04 prescribing the form and details of Taxable General Obligation Refunding Bonds, Series 2022-A.

### **BACKGROUND:**

At the September 7, 2021 City Council meeting, staff presented analysis from Financial Advisor Piper Sandler demonstrating that the City could generate considerable savings by refinancing two series of outstanding bonds: Series 2014-A and Series 2015-A. The Series 2014-A bonds financed the construction of the flood control levee project. The Series 2015-A bonds financed improvements to the public water supply system and acquisition of solid waste trucks/equipment. At the time, Piper Sandler estimated that the City would save about \$178,961.94 by refinancing Series 2014-A and about \$428,036.85 by refinancing Series 2015-A.

At that meeting, City Council approved Resolution 2021-13 authorizing the offering for sale of Taxable General Obligation Refunding Bonds Series 2021. Council also approved a financial advisory services agreement with Piper Sandler for the issuance of the Series 2021 Taxable General Obligation Refunding Bonds.

The City was later advised by Financial Advisor Dustin Avey to delay the refinancing due to the volatility of the bond interest rate environment near the end of 2021. The outlook for early 2022 looked more favorable based on indicators from the federal reserve. In December 2021, Avey recommended the City proceed with a refinance at the first meeting in February, as the environment seemed to be improving based on favorable bids from a bond sale in Andover.

**ANALYSIS:**

The original plan was to refinance both the Series 2014-A and Series 2015-A bonds at the same time. However, Avey advised the city to wait on the Series 2014-A bonds because they become callable this summer. Therefore, city staff authorized Avey to proceed with bidding process on the Series 2015-A bonds. The [bid opening](#) is scheduled for Monday morning on February 7<sup>th</sup>. Our finance advisor will review the bids and make one of the following recommendations for the City Council's consideration:

1. If the bond rates are favorable and result in a meaningful savings that justifies moving forward with the refinancing, our advisor will recommend moving forward with the attached ordinance and resolution authorizing the refinancing.
2. If the bond rates are poor, reject the bids and do not proceed with the refinancing.

Attached for Council's review and consideration are proposed Ordinance No. 2186 and proposed Resolution No 2022-04 to execute the issuance of the general obligation bonds. The formal bond sale will be conducted at 11:00 am on Monday, February 7, 2022. Since the bid opening is scheduled for the morning of February 7<sup>th</sup>, many of the blanks in the attached ordinance and resolution will not be filled in until Monday night.

**FISCAL IMPACT/FUNDING SOURCE:**

Financial analysis on this refinancing from financial advisor Dustin Avey was presented at the September 7, 2021 City Council meeting. His estimate for refinancing the Series 2015-A bonds was \$428,036.85 in generated savings. The forecast for savings at this point in time is unclear.

**Department Head Approval Date:****City Manager Approval Date:** 2/4/2022**Bond Counsel Approval Date:** 2/3/2022**Attachments** (*list in packet assembly order*):

1. Proposed Ordinance No. 2185 and related documents
2. Proposed Resolution No. 2022-04 and related documents

**EXCERPT OF MINUTES OF A MEETING  
OF THE GOVERNING BODY OF  
THE CITY OF AUGUSTA, KANSAS  
HELD ON FEBRUARY 7, 2022**

The Governing Body (the "Governing Body") met in regular session at the usual meeting place in the City, at 7:00 p.m., the following members being present and participating, to-wit:

Absent:

The Mayor declared that a quorum was present and called the meeting to order.

\* \* \* \* \*

(Other Proceedings)

The Clerk reported that pursuant to the Notice of Bond Sale heretofore duly given, bids for the purchase of Taxable General Obligation Refunding Bonds, Series 2022-A, dated March 2, 2022, of the City had been received. A tabulation of said bids is set forth as *EXHIBIT A* hereto.

The Governing Body reviewed and considered the bids and it was found and determined that the bid of [\_\_\_\_\_] was the best bid for the Bonds, a copy of which is attached hereto as *EXHIBIT B*.

Councilmember \_\_\_\_\_ moved that the bid be accepted and that the Mayor and Clerk be authorized and directed to execute the bid form selling the Bonds to the best bidder on the basis of the bid and the terms specified in the Notice of Bond Sale. The motion was seconded by Councilmember \_\_\_\_\_. The motion was carried by a vote of the Governing Body as follows:

Yea: \_\_\_\_\_.

Nay: \_\_\_\_\_.

There was presented an Ordinance entitled:

**AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2022-A, OF THE CITY OF AUGUSTA, KANSAS, FOR THE PURPOSE OF PROVIDING FUNDS TO REFUND A PORTION OF THE CITY'S OUTSTANDING GENERAL OBLIGATION BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO.**

Councilmember \_\_\_\_\_ moved that the Ordinance be passed. The motion was seconded by Councilmember \_\_\_\_\_. The Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the Governing Body as follows:

Yea: \_\_\_\_\_.

Nay: \_\_\_\_\_.

The Mayor declared the Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. [\_\_\_\_], was signed and approved by the Mayor and attested by the Clerk and the Ordinance or a summary thereof was directed to be published one time in the official newspaper of the City.

There was presented a Resolution entitled:

**A RESOLUTION PRESCRIBING THE FORM AND DETAILS OF AND AUTHORIZING AND DIRECTING THE SALE AND DELIVERY OF TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2022-A, OF THE CITY OF AUGUSTA, KANSAS, PREVIOUSLY AUTHORIZED BY ORDINANCE NO. [\_\_\_\_] OF THE ISSUER; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.**

Councilmember \_\_\_\_\_ moved that the Resolution be adopted. The motion was seconded by Councilmember \_\_\_\_\_. The Resolution was duly read and considered, and upon being put, the motion for the adoption of the Resolution was carried by the vote of the Governing Body as follows:

Yea: \_\_\_\_\_.

Nay: \_\_\_\_\_.

The Mayor declared the Resolution duly adopted and the Resolution was then duly numbered Resolution No. [\_\_\_\_], and was signed by the Mayor and attested by the Clerk.

\*\*\*\*\*

(Other Proceedings)

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On motion duly made, seconded and carried, the meeting thereupon adjourned.

**CERTIFICATE**

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the Governing Body of the City of Augusta, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

---

Clerk

**EXHIBIT A**

**BID TABULATION**

**CITY OF AUGUSTA, KANSAS  
TAXABLE GENERAL OBLIGATION REFUNDING BONDS**

Dated: March 2, 2022  
Series 2022-A  
Good Faith Deposit: \$117,600

Sale Date: February 7, 2022  
11:00 A.M., Central Time  
Max Interest Rate: [\_\_\_\_\_]%

**BIDDERS**

	_____	_____	_____	_____
GOOD FAITH DEPOSIT	_____	_____	_____	_____
INTEREST RATES:				
2022	%	%	%	%
2023	%	%	%	%
2024	%	%	%	%
2025	%	%	%	%
2026	%	%	%	%
2027	%	%	%	%
2028	%	%	%	%
2029	%	%	%	%
2030	%	%	%	%
2031	%	%	%	%
2032	%	%	%	%
2033	%	%	%	%
2034	%	%	%	%
2035	%	%	%	%
2036	%	%	%	%
2037	%	%	%	%
2038	%	%	%	%
2039	%	%	%	%
2040	%	%	%	%
2041	%	%	%	%
2042	%	%	%	%
2043	%	%	%	%
2044	%	%	%	%
TOTAL INTEREST COST:	\$ _____	\$ _____	\$ _____	\$ _____
PREMIUM:	\$( _____ )	\$( _____ )	\$( _____ )	\$( _____ )
[DISCOUNT:]	\$ _____	\$ _____	\$ _____	\$ _____
NET INTEREST COST:	\$ _____	\$ _____	\$ _____	\$ _____
TRUE INTEREST COST:	_____%	_____%	_____%	_____%

***EXHIBIT B***

**(BID OF PURCHASER)**



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**ORDINANCE NO. [\_\_\_\_]**

**OF**

**THE CITY OF AUGUSTA, KANSAS**

**PASSED**

**FEBRUARY 7, 2022**

---

**TAXABLE GENERAL OBLIGATION REFUNDING BONDS  
SERIES 2022-A**

---

ORDINANCE NO. [\_\_\_\_]

**AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2022-A, OF THE CITY OF AUGUSTA, KANSAS, FOR THE PURPOSE OF PROVIDING FUNDS TO REFUND A PORTION OF THE CITY'S OUTSTANDING GENERAL OBLIGATION BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO.**

---

**WHEREAS**, the City of Augusta, Kansas (the “City”) is a city of the second class, duly created, organized and existing under the Constitution and laws of the State; and

**WHEREAS**, the City heretofore issued and has outstanding the Refunded Bonds and is authorized by K.S.A. 10-427 *et seq.* to issue general obligation refunding bonds of the City for the purpose of refunding the Refunded Bonds; and

**WHEREAS**, in order to achieve interest cost savings through early redemption of the Refunded Bonds, and provide an orderly plan of finance for the City, it has become desirable and in the best interest of the City and its inhabitants to refund the Refunded Bonds; and

**WHEREAS**, the Governing Body has advertised the sale of the Bonds in accordance with the law and at a meeting held in the City on this date awarded the sale of such Bonds to the best bidder.

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF AUGUSTA, KANSAS, AS FOLLOWS:**

**Section 1. Definitions of Words and Terms.** In addition to words and terms defined elsewhere herein, the following words and terms in this Ordinance shall have the meanings hereinafter set forth. Unless the context shall otherwise indicate, words importing the singular number shall include the plural and vice versa, and words importing persons shall include firms, associations and corporations, including public bodies, as well as natural persons.

**“Act”** means the Constitution and statutes of the State including K.S.A. 10-101 to 10-125, inclusive, K.S.A. 10-620 *et seq.*, and K.S.A. 10-427 *et seq.*, all as amended and supplemented from time to time.

**“Bond and Interest Fund”** means the Bond and Interest Fund of the City for its general obligation bonds.

**“Bond Resolution”** means the resolution to be adopted by the Governing Body prescribing the terms and details of the Bonds and making covenants with respect thereto.

“**Bonds**” means the City's Taxable General Obligation Refunding Bonds, Series 2022-A, dated March 2, 2022, authorized by this Ordinance.

“**City**” means the City of Augusta, Kansas.

“**Clerk**” means the duly appointed and acting Clerk of the City or, in the Clerk's absence, the duly appointed Deputy, Assistant or Acting Clerk.

“**Governing Body**” means the Governing Body of the City.

“**Mayor**” means the duly elected and acting Mayor of the City or, in the Mayor's absence, the duly appointed and/or elected Vice Mayor or Acting Mayor of the City.

“**Ordinance**” means this Ordinance authorizing the issuance of the Bonds.

“**Refunded Bonds**” means the Series 2015-A Bonds maturing in the years 2024 to 2045, inclusive, in the aggregate principal amount of \$5,480,000.

“**Series 2015-A Bonds**” means the City's General Obligation Bonds, Series 2015-A, dated May 21, 2015.

“**State**” means the State of Kansas.

**Section 2. Authorization of the Bonds.** There shall be issued and hereby are authorized and directed to be issued the Taxable General Obligation Refunding Bonds, Series 2022-A, of the City in the principal amount of \$5,880,000\*, for the purpose of providing funds to: (a) refund the Refunded Bonds; and (b) pay costs of issuance of the Bonds.

**Section 3. Security for the Bonds.** The Bonds shall be general obligations of the City payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the City. The full faith, credit and resources of the City are hereby irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

**Section 4. Terms, Details and Conditions of the Bonds.** The Bonds shall be dated and bear interest, shall mature and be payable at such times, shall be in such forms, shall be subject to redemption and payment prior to the maturity thereof, and shall be issued and delivered in the manner prescribed and subject to the provisions, covenants and agreements set forth in the Bond Resolution hereafter adopted by the Governing Body.

**Section 5. Levy and Collection of Annual Tax.** The Governing Body shall annually make provision for the payment of principal of, premium, if any, and interest on the Bonds as the same become due by levying and collecting the necessary taxes upon all of the taxable tangible property within the City in the manner provided by law.

The taxes above referred to shall be extended upon the tax rolls in each of the several years, respectively, and shall be levied and collected at the same time and in the same manner as the general ad valorem taxes of the City are levied and collected, shall be used solely for the payment of the principal of and interest on the Bonds as and when the same become due and the fees and expenses of the paying agent for the Bonds. The proceeds derived from said taxes shall be deposited in the Bond and Interest Fund.

If at any time said taxes are not collected in time to pay the principal of or interest on the Bonds when due, the City Treasurer is hereby authorized and directed to pay said principal or interest out of the general funds of the City and to reimburse said general funds for money so expended when said taxes are collected.

**Section 6. Further Authority.** The Mayor, Clerk and other City officials are hereby further authorized and directed to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of the Ordinance, and to make alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

**Section 7. Governing Law.** This Ordinance and the Bonds shall be governed exclusively by and construed in accordance with the applicable laws of the State.

**Section 8. Effective Date.** This Ordinance shall take effect and be in full force from and after its passage by the Governing Body, approval by the Mayor and publication of the Ordinance or a summary thereof in the official City newspaper.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

**PASSED** by the Governing Body on February 7, 2022 and **APPROVED AND SIGNED** by the Mayor.

(SEAL)

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Mayor

ATTEST:

---

Clerk

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**CERTIFICATE**

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said Ordinance was passed on February 7, 2022; that the record of the final vote on its passage is found on page \_\_\_\_ of journal \_\_\_\_; and that the Ordinance or a summary thereof was published in *The Butler County Times-Gazette* on February [\_\_\_\_], 2022.

DATED: February 7, 2022.

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Clerk

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(PUBLISHED IN *THE BUTLER COUNTY TIMES-GAZETTE* ON FEBRUARY [\_\_\_], 2022)

**SUMMARY OF ORDINANCE NO. [\_\_\_]**

On February 7, 2022, the governing body of the City of Augusta, Kansas passed an ordinance entitled:

**AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2022-A, OF THE CITY OF AUGUSTA, KANSAS, FOR THE PURPOSE OF PROVIDING FUNDS TO REFUND A PORTION OF THE CITY'S OUTSTANDING GENERAL OBLIGATION BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO.**

The Series 2022-A Bonds approved by the Ordinance are being issued in the principal amount set forth therein to refund previously issued general obligation bonds of the City, and constitute general obligations of the City payable as to both principal and interest, to the extent necessary, from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the City. A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk, 113 E. 6th, Augusta, Kansas 67010. A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at [www.augustaks.org](http://www.augustaks.org).

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: February 7, 2022.

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City Attorney

**RESOLUTION NO. [\_\_\_\_\_]**

**OF**

**THE CITY OF AUGUSTA, KANSAS**

**ADOPTED**

**FEBRUARY 7, 2022**

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**TAXABLE GENERAL OBLIGATION REFUNDING BONDS  
SERIES 2022-A**

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**RESOLUTION NO. [\_\_\_\_\_]**

**A RESOLUTION PRESCRIBING THE FORM AND DETAILS OF AND AUTHORIZING AND DIRECTING THE SALE AND DELIVERY OF TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2022-A, OF THE CITY OF AUGUSTA, KANSAS, PREVIOUSLY AUTHORIZED BY ORDINANCE NO. [\_\_\_\_\_] OF THE ISSUER; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.**

---

**WHEREAS**, the Issuer has heretofore passed the Ordinance authorizing the issuance of the Bonds;  
and

**WHEREAS**, the Ordinance authorized the Governing Body of the Issuer (the “Governing Body”) to adopt a resolution prescribing certain details and conditions and to make certain covenants with respect to the issuance of the Bonds; and

**WHEREAS**, in order to provide for the payment of the Refunded Bonds it is desirable to enter into the Escrow Agreement, by and between the Issuer and the Escrow Agent; and

**WHEREAS**, the Governing Body hereby finds and determines that it is necessary for the Issuer to authorize the issuance and delivery of the Bonds in the principal amount of \$5,880,000\* to refund the Refunded Bonds.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF AUGUSTA, KANSAS, AS FOLLOWS:**

**ARTICLE I**

**DEFINITIONS**

**Section 101. Definitions of Words and Terms.** In addition to words and terms defined elsewhere herein, the following words and terms as used in this Bond Resolution shall have the meanings hereinafter set forth. Unless the context shall otherwise indicate, words importing the singular number shall include the plural and vice versa, and words importing persons shall include firms, associations and corporations, including public bodies, as well as natural persons.

“**Act**” means the Constitution and statutes of the State including K.S.A. 10-101 to 10-125, inclusive, K.S.A. 10-620 *et seq.*, and K.S.A. 10-427 *et seq.*, all as amended and supplemented from time to time.

“**Authorized Denomination**” means \$5,000 or any integral multiples thereof.

“**Beneficial Owner**” of the Bonds includes any Owner of the Bonds and any other Person who, directly or indirectly has the investment power with respect to such Bonds.

“**Bond and Interest Fund**” means the Bond and Interest Fund of the Issuer for its general obligation bonds.

**“Bond Counsel”** means the firm of Gilmore & Bell, P.C., or any other attorney or firm of attorneys whose expertise in matters relating to the issuance of obligations by states and their political subdivisions is nationally recognized and acceptable to the Issuer.

**“Bond Payment Date”** means any date on which principal of or interest on any Bond is payable.

**“Bond Register”** means the books for the registration, transfer and exchange of Bonds kept at the office of the Bond Registrar.

**“Bond Registrar”** means the State Treasurer, Topeka, Kansas and any successors and assigns.

**“Bond Resolution”** means this resolution relating to the Bonds.

**“Bonds”** or **“Bond”** means the Taxable General Obligation Refunding Bonds, Series 2022-A, authorized and issued by the Issuer pursuant to the Ordinance and this Bond Resolution.

**“Business Day”** means a day other than a Saturday, Sunday or any day designated as a holiday by the Congress of the United States or by the Legislature of the State and on which the Paying Agent is scheduled in the normal course of its operations to be open to the public for conduct of its operations.

**“Cede & Co.”** means Cede & Co., as nominee of DTC and any successor nominee of DTC.

**“City”** means the City of Augusta, Kansas.

**“Clerk”** means the duly appointed and acting Clerk of the City or, in the Clerk's absence, the duly appointed Deputy, Assistant or Acting Clerk.

**“Code”** means the Internal Revenue Code of 1986, as amended, and the applicable regulations promulgated thereunder by the United States Department of the Treasury.

**“Costs of Issuance”** means all costs of issuing the Bonds, including but not limited to all publication, printing, signing and mailing expenses in connection therewith, registration fees, financial advisory fees, all legal fees and expenses of Bond Counsel and other legal counsel, expenses incurred in connection with compliance with the Code, all expenses incurred in connection with receiving ratings on the Bonds, and any premiums or expenses incurred in obtaining municipal bond insurance on the Bonds.

**“Costs of Issuance Account”** means the Costs of Issuance Account for Taxable General Obligation Refunding Bonds, Series 2022-A created pursuant to **Section 501** hereof.

**“Dated Date”** means March 2, 2022.

**“Debt Service Account”** means the Debt Service Account for Taxable General Obligation Refunding Bonds, Series 2022-A created within the Bond and Interest Fund pursuant to **Section 501** hereof.

**“Debt Service Requirements”** means the aggregate principal payments (whether at maturity or pursuant to scheduled mandatory sinking fund redemption requirements) and interest payments on the Bonds for the period of time for which calculated; provided, however, that for purposes of calculating such amount, principal and interest shall be excluded from the determination of Debt Service Requirements to the extent that such principal or interest is payable from amounts deposited in trust, escrowed or otherwise set aside for the payment thereof with the Paying Agent or other commercial bank or trust company located in the State and having full trust powers.

**“Defaulted Interest”** means interest on any Bond which is payable but not paid on any Interest Payment Date.

**“Defeasance Obligations”** means any of the following obligations:

(a) United States Government Obligations that are not subject to redemption in advance of their maturity dates; or

(b) obligations of any state or political subdivision of any state, the interest on which is excluded from gross income for federal income tax purposes and which meet the following conditions:

(1) the obligations are (i) not subject to redemption prior to maturity or (ii) the trustee for such obligations has been given irrevocable instructions concerning their calling and redemption and the issuer of such obligations has covenanted not to redeem such obligations other than as set forth in such instructions;

(2) the obligations are secured by cash or United States Government Obligations that may be applied only to principal of, premium, if any, and interest payments on such obligations;

(3) such cash and the principal of and interest on such United States Government Obligations (plus any cash in the escrow fund) are sufficient to meet the liabilities of the obligations;

(4) such cash and United States Government Obligations serving as security for the obligations are held in an escrow fund by an escrow agent or a trustee irrevocably in trust;

(5) such cash and United States Government Obligations are not available to satisfy any other claims, including those against the trustee or escrow agent; and

(6) such obligations are rated in a rating category by Moody's or Standard & Poor's that is no lower than the rating category then assigned by that Rating Agency to United States Government Obligations.

**“Derivative”** means any investment instrument whose market price is derived from the fluctuating value of an underlying asset, index, currency, futures contract, including futures, options and collateralized mortgage obligations.

**“Disclosure Undertaking”** means the Continuing Disclosure Undertaking, dated as of the Dated Date, relating to certain obligations contained in the SEC Rule.

**“DTC”** means The Depository Trust Company, a limited-purpose trust company organized under the laws of the State of New York, and its successors and assigns, including any successor securities depository duly appointed.

**“DTC Representation Letter”** means the Blanket Letter of Representation from the Issuer and the Paying Agent to DTC which provides for a book-entry system, or any agreement between the Issuer and Paying Agent and a successor securities depository duly appointed.

**“Escrow Agent”** means Security Bank of Kansas City, Kansas City, Kansas, and its successors and assigns.

**“Escrow Agreement”** means the Escrow Trust Agreement, dated as of the Dated Date, between the Issuer and the Escrow Agent.

**“Escrow Fund”** means the Escrow Fund for Refunded Bonds referred to in *Section 501* hereof.

**“Escrowed Securities”** means the direct, noncallable obligations of the United States of America, as described in the Escrow Agreement.

**“Event of Default”** means each of the following occurrences or events:

(a) Payment of the principal and of the redemption premium, if any, of any of the Bonds shall not be made when the same shall become due and payable, either at Stated Maturity or by proceedings for redemption or otherwise;

(b) Payment of any installment of interest on any of the Bonds shall not be made when the same shall become due; or

(c) The Issuer shall default in the due and punctual performance of any other of the covenants, conditions, agreements and provisions contained in the Bonds or in this Bond Resolution (other than the covenants relating to continuing disclosure requirements contained herein and in the Disclosure Undertaking) on the part of the Issuer to be performed, and such default shall continue for thirty (30) days after written notice specifying such default and requiring same to be remedied shall have been given to the Issuer by the Owner of any of the Bonds then Outstanding.

**“Federal Tax Certificate”** means the Issuer's Federal Tax Certificate, dated as of the Issue Date, as the same may be amended or supplemented in accordance with the provisions thereof.

**“Fiscal Year”** means the twelve month period ending on December 31.

**“Fitch”** means Fitch Ratings, a corporation organized and existing under the laws of the State of New York, and its successors and assigns, and, if such corporation shall be dissolved or liquidated or shall no longer perform the functions of a securities rating agency, “Fitch” shall be deemed to refer to any other nationally recognized securities rating agency designated by the Issuer.

**“Funds and Accounts”** means funds and accounts created pursuant to or referred to in *Section 501* hereof.

**“Governing Body”** means the Governing Body of the Issuer.

**“Independent Accountant”** means an independent certified public accountant or firm of independent certified public accountants at the time employed by the Issuer for the purpose of carrying out the duties imposed on the Independent Accountant by this Bond Resolution.

**“Interest Payment Date(s)”** means the Stated Maturity of an installment of interest on any Bond which shall be March 1 and September 1 of each year, commencing September 1, 2022.

**“Issue Date”** means the date when the Issuer delivers the Bonds to the Purchaser in exchange for the Purchase Price.

**“Issuer”** means the City and any successors or assigns.

**“Kroll”** means Kroll Bond Rating Agency, Inc., a corporation organized and existing under the laws of the State of Delaware, and its successors and assigns, and, if such corporation shall be dissolved or liquidated or shall no longer perform the functions of a securities rating agency, “Kroll” shall be deemed to refer to any other nationally recognized securities rating agency designated by the Issuer.

**“Maturity”** when used with respect to any Bond means the date on which the principal of such Bond becomes due and payable as therein and herein provided, whether at the Stated Maturity thereof or call for redemption or otherwise.

**“Mayor”** means the duly elected and acting Mayor, or in the Mayor's absence, the duly appointed and/or elected Vice Mayor or Acting Mayor of the Issuer.

**“Moody's”** means Moody's Investors Service, a corporation organized and existing under the laws of the State of Delaware, and its successors and assigns, and, if such corporation shall be dissolved or liquidated or shall no longer perform the functions of a securities rating agency, “Moody's” shall be deemed to refer to any other nationally recognized securities rating agency designated by the Issuer.

**“Notice Address”** means with respect to the following entities:

(a) To the Issuer at:

113 E. 6th, P.O. Box 489  
Augusta, Kansas 67010  
Fax: (316) 775-4566

(b) To the Paying Agent at:

State Treasurer of the State of Kansas  
Landon Office Building  
900 Southwest Jackson, Suite 201  
Topeka, Kansas 66612-1235  
Fax: (785) 296-6976

(c) To the Purchaser:

[\_\_\_\_\_]
[\_\_\_\_\_]

Fax:

(d) To the Rating Agency(ies):

Moody's Municipal Rating Desk
7 World Trade Center
250 Greenwich Street, 23rd Floor
New York, New York 10007

S&P Global Ratings, a division of S&P Global Inc.
55 Water Street, 38th Floor
New York, New York 10004

Fitch Ratings  
One State Street Plaza  
New York, New York 10004

Kroll Bond Rating Agency  
845 Third Avenue, 4<sup>th</sup> Floor  
New York, New York 10022

- (e) To the Escrow Agent at:

Security Bank of Kansas City  
701 Minnesota Avenue, Suite 206  
P.O. Box 171297  
Kansas City, Kansas 66117  
Fax: (913) 279-7960

or such other address as is furnished in writing to the other parties referenced herein.

**“Notice Representative”** means:

- (a) With respect to the Issuer, the Clerk.
- (b) With respect to the Bond Registrar and Paying Agent, the Director of Fiscal Services.
- (c) With respect to any Purchaser, the manager of its Municipal Bond Department.
- (d) With respect to any Rating Agency, any Vice President thereof.
- (e) With respect to the Escrow Agent, the Manager of the Corporate Trust Department.

**“Official Statement”** means Issuer’s Official Statement relating to the Bonds.

**“Ordinance”** means Ordinance No. [\_\_\_\_\_] of the Issuer authorizing the issuance of the Bonds, as amended from time to time.

**“Outstanding”** means, when used with reference to the Bonds, as of a particular date of determination, all Bonds theretofore authenticated and delivered, except the following Bonds:

- (a) Bonds theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;
- (b) Bonds deemed to be paid in accordance with the provisions of *Article VII* hereof; and
- (c) Bonds in exchange for or in lieu of which other Bonds have been authenticated and delivered hereunder.

**“Owner”** when used with respect to any Bond means the Person in whose name such Bond is registered on the Bond Register. Whenever consent of the Owners is required pursuant to the terms of this Bond Resolution, and the Owner of the Bonds, as set forth on the Bond Register, is Cede & Co., the term Owner shall be deemed to be the Beneficial Owner of the Bonds.



**“Participants”** means those financial institutions for whom the Securities Depository effects book-entry transfers and pledges of securities deposited with the Securities Depository, as such listing of Participants exists at the time of such reference.

**“Paying Agent”** means the State Treasurer, Topeka, Kansas and any successors and assigns.

**“Permitted Investments”** shall mean the investments hereinafter described, provided, however, no moneys or funds shall be invested in a Derivative: (a) investments authorized by K.S.A. 12-1675 and amendments thereto; (b) the municipal investment pool established pursuant to K.S.A. 12-1677a, and amendments thereto; (c) direct obligations of the United States Government or any agency thereof; (d) the Issuer's temporary notes issued pursuant to K.S.A. 10-123 and amendments thereto; (e) interest-bearing time deposits in commercial banks or trust companies located in the county or counties in which the Issuer is located which are insured by the Federal Deposit Insurance Corporation or collateralized by securities described in (c); (f) obligations of the federal national mortgage association, federal home loan banks, federal home loan mortgage corporation or government national mortgage association; (g) repurchase agreements for securities described in (c) or (f); (h) investment agreements or other obligations of a financial institution the obligations of which at the time of investment are rated in either of the three highest rating categories by Moody's or Standard & Poor's; (i) investments and shares or units of a money market fund or trust, the portfolio of which is comprised entirely of securities described in (c) or (f); (j) receipts evidencing ownership interests in securities or portions thereof described in (c) or (f); (k) municipal bonds or other obligations issued by any municipality of the State as defined in K.S.A. 10-1101 which are general obligations of the municipality issuing the same; (l) bonds of any municipality of the State as defined in K.S.A. 10-1101 which have been refunded in advance of their maturity and are fully secured as to payment of principal and interest thereon by deposit in trust, under escrow agreement with a bank, of securities described in (c) or (f); or (m) other investment obligations authorized by the laws of the State, all as may be further restricted or modified by amendments to applicable State law.

**“Person”** means any natural person, corporation, partnership, joint venture, association, firm, joint-stock company, trust, unincorporated organization, or government or any agency or political subdivision thereof or other public body.

**“Purchase Price”** means the principal amount of the Bonds plus accrued interest to the date of delivery[, plus a premium of \$[\_\_\_\_\_]],[, less an underwriting discount of \$[\_\_\_\_\_]],[, less an original issue discount of \$[\_\_\_\_\_]].

**“Purchaser”** means [\_\_\_\_\_] \_\_\_\_\_], the original purchaser of the Bonds, and any successor and assigns.

**“Rating Agency”** means any company, agency or entity that provides, pursuant to request of the Issuer, financial ratings for the Bonds.

**“Record Dates”** for the interest payable on any Interest Payment Date means the fifteenth day (whether or not a Business Day) of the calendar month next preceding such Interest Payment Date.

**“Redemption Date”** means, when used with respect to any Bond to be redeemed, the date fixed for the redemption of such Bond pursuant to the terms of this Bond Resolution.

**“Redemption Price”** means, when used with respect to any Bond to be redeemed, the price at which such Bond is to be redeemed pursuant to the terms of this Bond Resolution, including the applicable redemption premium, if any, but excluding installments of interest whose Stated Maturity is on or before the Redemption Date.

**“Refunded Bonds”** means the Series 2015-A Bonds maturing in the years 2024 to 2045, inclusive, in the aggregate principal amount of \$5,480,000.

**“Refunded Bonds Paying Agent”** means the respective paying agent for each series of the Refunded Bonds as designated in the respective Refunded Bonds Resolution, and any successor or successors at the time acting as paying agent for any of the Refunded Bonds.

**“Refunded Bonds Redemption Date”** means September 1, 2023.

**“Refunded Bonds Resolution”** means the ordinance and resolution which authorized the Refunded Bonds.

**“Replacement Bonds”** means Bonds issued to the Beneficial Owners of the Bonds in accordance with *Section 213* hereof.

**“SEC Rule”** means Rule 15c2-12 adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934.

**“Securities Depository”** means, initially, DTC, and its successors and assigns.

**“Series 2015-A Bonds”** means the Issuer's General Obligation Bonds, Series 2015-A, dated May 21, 2015.

**“Special Record Date”** means the date fixed by the Paying Agent pursuant to *Article II* hereof for the payment of Defaulted Interest.

**“Standard & Poor's” or “S&P”** means S&P Global Ratings, a division of S&P Global Inc., a corporation organized and existing under the laws of the State of New York, and its successors and assigns, and, if such corporation shall be dissolved or liquidated or shall no longer perform the functions of a securities rating agency, Standard & Poor's shall be deemed to refer to any other nationally recognized securities rating agency designated by the Issuer.

**“State”** means the state of Kansas.

**“State Treasurer”** means the duly elected Treasurer or, in the Treasurer's absence, the duly appointed Deputy Treasurer or acting Treasurer of the State.

**“Stated Maturity”** when used with respect to any Bond or any installment of interest thereon means the date specified in such Bond and this Bond Resolution as the fixed date on which the principal of such Bond or such installment of interest is due and payable.

[ **“\_\_\_ Term Bonds”** means the Bonds scheduled to mature in the year \_\_\_\_\_.]

[ **“\_\_\_ Term Bonds”** means the Bonds scheduled to mature in the year \_\_\_\_\_.]

[ **“Term Bonds”** means collectively the [\_\_\_\_] Term Bonds[, the [\_\_\_\_] Term Bonds] and the 20\_\_ Term Bonds.]

**“Treasurer”** means the duly appointed and/or elected Treasurer of the Issuer or, in the Treasurer's absence, the duly appointed Deputy Treasurer or acting Treasurer of the Issuer.

**“United States Government Obligations”** means bonds, notes, certificates of indebtedness, treasury bills or other securities constituting direct obligations of, or obligations the principal of and interest on which are fully and unconditionally guaranteed as to full and timely payment by, the United States of America, including evidences of a direct ownership interest in future interest or principal payment on obligations issued by the United States of America (including the interest component of obligations of the Resolution Funding Corporation), or securities which represent an undivided interest in such obligations, which obligations are rated in the highest rating category by a nationally recognized rating service and such obligations are held in a custodial account for the benefit of the Issuer.

**“Verification Report”** means the verification report referenced in *Article V* hereof relating to the sufficiency of money and obligations deposited in the Escrow Fund to be applied in accordance with the Escrow Agreement.

## ARTICLE II

### AUTHORIZATION AND DETAILS OF THE BONDS

**Section 201. Authorization of the Bonds.** The Bonds have been heretofore authorized and directed to be issued pursuant to the Ordinance in the principal amount of \$5,880,000\*, for the purpose of providing funds to: (a) refund the Refunded Bonds; and (b) pay Costs of Issuance.

**Section 202. Description of the Bonds.** The Bonds shall consist of fully registered bonds in an Authorized Denomination, and shall be numbered in such manner as the Bond Registrar shall determine. All of the Bonds shall be dated as of the Dated Date, shall become due in the amounts, on the Stated Maturities, subject to redemption and payment prior to their Stated Maturities as provided in *Article III* hereof, and shall bear interest at the rates per annum as follows:

#### SERIAL BONDS

<u>Stated Maturity</u> <u>September 1</u>	<u>Principal</u> <u>Amount</u>	<u>Annual Rate</u> <u>of Interest</u>	<u>Stated Maturity</u> <u>September 1</u>	<u>Principal</u> <u>Amount</u>	<u>Annual Rate</u> <u>of Interest</u>
2022	\$30,000	_____%	2034	\$255,000	_____%
2023	55,000	_____%	2035	265,000	_____%
2024	340,000	_____%	2036	270,000	_____%
2025	340,000	_____%	2037	275,000	_____%
2026	220,000	_____%	2038	280,000	_____%
2027	225,000	_____%	2039	290,000	_____%
2028	235,000	_____%	2040	300,000	_____%
2029	235,000	_____%	2041	305,000	_____%
2030	240,000	_____%	2042	320,000	_____%
2031	240,000	_____%	2043	325,000	_____%
2032	245,000	_____%	2044	335,000	_____%
2033	255,000	_____%			

#### [TERM BONDS

<u>Stated Maturity</u> <u>September 1</u>	<u>Principal</u> <u>Amount</u>	<u>Annual Rate</u> <u>of Interest</u>
	\$ _____	_____ %]

The Bonds shall bear interest at the above specified rates (computed on the basis of a 360-day year of twelve 30-day months) from the later of the Dated Date or the most recent Interest Payment Date to which interest has been paid on the Interest Payment Dates in the manner set forth in **Section 204** hereof.

Each of the Bonds, as originally issued or issued upon transfer, exchange or substitution, shall be printed in accordance with the format required by the Attorney General of the State and shall be substantially in the form attached hereto as **EXHIBIT A** or as may be required by the Attorney General pursuant to the Notice of Systems of Registration for Kansas Municipal Bonds, 2 Kan. Reg. 921 (1983), in accordance with the Kansas Bond Registration Law, K.S.A. 10-620 *et seq.*

**Section 203. Designation of Paying Agent and Bond Registrar.** The State Treasurer, Topeka, Kansas, is hereby designated as the Paying Agent for the payment of principal of and interest on the Bonds and Bond Registrar with respect to the registration, transfer and exchange of Bonds. The Mayor of the Issuer is hereby authorized and empowered to execute on behalf of the Issuer an agreement with the Bond Registrar and Paying Agent for the Bonds.

The Issuer will at all times maintain a Paying Agent and Bond Registrar meeting the qualifications herein described for the performance of the duties hereunder. The Issuer reserves the right to appoint a successor Paying Agent or Bond Registrar by (a) filing with the Paying Agent or Bond Registrar then performing such function a certified copy of the proceedings giving notice of the termination of such Paying Agent or Bond Registrar and appointing a successor, and (b) causing notice of appointment of the successor Paying Agent and Bond Registrar to be given by first class mail to each Owner. No resignation or removal of the Paying Agent or Bond Registrar shall become effective until a successor has been appointed and has accepted the duties of Paying Agent or Bond Registrar.

Every Paying Agent or Bond Registrar appointed hereunder shall at all times meet the requirements of K.S.A. 10-501 *et seq.* and K.S.A. 10-620 *et seq.*, respectively.

**Section 204. Method and Place of Payment of the Bonds.** The principal of, or Redemption Price, and interest on the Bonds shall be payable in any coin or currency which, on the respective dates of payment thereof, is legal tender for the payment of public and private debts.

The principal or Redemption Price of each Bond shall be paid at Maturity to the Person in whose name such Bond is registered on the Bond Register at the Maturity thereof, upon presentation and surrender of such Bond at the principal office of the Paying Agent.

The interest payable on each Bond on any Interest Payment Date shall be paid to the Owner of such Bond as shown on the Bond Register at the close of business on the Record Date for such interest (a) by check or draft mailed by the Paying Agent to the address of such Owner shown on the Bond Register or at such other address as is furnished to the Paying Agent in writing by such Owner; or (b) in the case of an interest payment to Cede & Co. or any Owner of \$500,000 or more in aggregate principal amount of Bonds, by electronic transfer to such Owner upon written notice given to the Bond Registrar by such Owner, not less than 15 days prior to the Record Date for such interest, containing the electronic transfer instructions including the bank ABA routing number and account number to which such Owner wishes to have such transfer directed.

Notwithstanding the foregoing provisions of this Section, any Defaulted Interest with respect to any Bond shall cease to be payable to the Owner of such Bond on the relevant Record Date and shall be payable to the Owner in whose name such Bond is registered at the close of business on the Special Record Date for the payment of such Defaulted Interest, which Special Record Date shall be fixed as hereinafter

specified in this paragraph. The Issuer shall notify the Paying Agent in writing of the amount of Defaulted Interest proposed to be paid on each Bond and the date of the proposed payment (which date shall be at least 30 days after receipt of such notice by the Paying Agent) and shall deposit with the Paying Agent at the time of such notice an amount of money equal to the aggregate amount proposed to be paid in respect of such Defaulted Interest or shall make arrangements satisfactory to the Paying Agent for such deposit prior to the date of the proposed payment. Following receipt of such funds the Paying Agent shall fix a Special Record Date for the payment of such Defaulted Interest which shall be not more than 15 nor less than 10 days prior to the date of the proposed payment. The Paying Agent shall promptly notify the Issuer of such Special Record Date and, in the name and at the expense of the Issuer, shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefore to be mailed, by first class mail, postage prepaid, to each Owner of a Bond entitled to such notice at the address of such Owner as it appears on the Bond Register not less than 10 days prior to such Special Record Date.

The Paying Agent shall keep a record of payment of principal and Redemption Price of and interest on all Bonds and at least annually shall forward a copy or summary of such records to the Issuer.

**Section 205. Payments Due on Saturdays, Sundays and Holidays.** In any case where a Bond Payment Date is not a Business Day, then payment of principal, Redemption Price or interest need not be made on such Bond Payment Date but may be made on the next succeeding Business Day with the same force and effect as if made on such Bond Payment Date, and no interest shall accrue for the period after such Bond Payment Date.

**Section 206. Registration, Transfer and Exchange of Bonds.** The Issuer covenants that, as long as any of the Bonds remain Outstanding, it will cause the Bond Register to be kept at the office of the Bond Registrar as herein provided. Each Bond when issued shall be registered in the name of the Owner thereof on the Bond Register.

Bonds may be transferred and exchanged only on the Bond Register as provided in this Section. Upon surrender of any Bond at the principal office of the Bond Registrar, the Bond Registrar shall transfer or exchange such Bond for a new Bond or Bonds in any Authorized Denomination of the same Stated Maturity and in the same aggregate principal amount as the Bond that was presented for transfer or exchange.

Bonds presented for transfer or exchange shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in a form and with guarantee of signature satisfactory to the Bond Registrar, duly executed by the Owner thereof or by the Owner's duly authorized agent.

In all cases in which the privilege of transferring or exchanging Bonds is exercised, the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Bond Resolution. The Issuer shall pay the fees and expenses of the Bond Registrar for the registration, transfer and exchange of Bonds provided for by this Bond Resolution and the cost of printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the Bond Registrar, are the responsibility of the Owners of the Bonds. In the event any Owner fails to provide a correct taxpayer identification number to the Paying Agent, the Paying Agent may make a charge against such Owner sufficient to pay any governmental charge required to be paid as a result of such failure. In compliance with Code § 3406, such amount may be deducted by the Paying Agent from amounts otherwise payable to such Owner hereunder or under the Bonds.

The Issuer and the Bond Registrar shall not be required (a) to register the transfer or exchange of any Bond that has been called for redemption after notice of such redemption has been mailed by the Paying Agent pursuant to *Article III* hereof and during the period of 15 days next preceding the date of mailing of

such notice of redemption; or (b) to register the transfer or exchange of any Bond during a period beginning at the opening of business on the day after receiving written notice from the Issuer of its intent to pay Defaulted Interest and ending at the close of business on the date fixed for the payment of Defaulted Interest pursuant to this *Article II*.

The Issuer and the Paying Agent may deem and treat the Person in whose name any Bond is registered on the Bond Register as the absolute Owner of such Bond, whether such Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal or Redemption Price of and interest on said Bond and for all other purposes. All payments so made to any such Owner or upon the Owner's order shall be valid and effective to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the Issuer nor the Paying Agent shall be affected by any notice to the contrary.

At reasonable times and under reasonable regulations established by the Bond Registrar, the Bond Register may be inspected and copied by the Owners (or a designated representative thereof) of 10% or more in principal amount of the Bonds then Outstanding or any designated representative of such Owners whose authority is evidenced to the satisfaction of the Bond Registrar.

**Section 207. Execution, Registration, Authentication and Delivery of Bonds.** Each of the Bonds, including any Bonds issued in exchange or as substitutions for the Bonds initially delivered, shall be executed for and on behalf of the Issuer by the manual, electronic or facsimile signature of the Mayor, attested by the manual, electronic or facsimile signature of the Clerk, and the seal of the Issuer shall be affixed thereto or imprinted thereon. The Mayor and Clerk are hereby authorized and directed to prepare and execute the Bonds in the manner herein specified, and to cause the Bonds to be registered in the office of the Clerk, which registration shall be evidenced by the manual, electronic or facsimile signature of the Clerk with the seal of the Issuer affixed thereto or imprinted thereon. The Bonds shall also be registered in the office of the State Treasurer, which registration shall be evidenced by the manual, electronic or facsimile signature of the State Treasurer with the seal of the State Treasurer affixed thereto or imprinted thereon. In case any officer whose signature appears on any Bonds ceases to be such officer before the delivery of such Bonds, such signature shall nevertheless be valid and sufficient for all purposes, as if such person had remained in office until delivery. Any Bond may be signed by such persons who at the actual time of the execution of such Bond are the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

The Mayor and Clerk are hereby authorized and directed to prepare and execute the Bonds as herein specified, and when duly executed, to deliver the Bonds to the Bond Registrar for authentication.

The Bonds shall have endorsed thereon a certificate of authentication substantially in the form attached hereto as *EXHIBIT A* hereof, which shall be manually executed by an authorized officer or employee of the Bond Registrar, but it shall not be necessary that the same officer or employee sign the certificate of authentication on all of the Bonds that may be issued hereunder at any one time. No Bond shall be entitled to any security or benefit under this Bond Resolution or be valid or obligatory for any purpose unless and until such certificate of authentication has been duly executed by the Bond Registrar. Such executed certificate of authentication upon any Bond shall be conclusive evidence that such Bond has been duly authenticated and delivered under this Bond Resolution. Upon authentication, the Bond Registrar shall deliver the Bonds to the Purchaser upon instructions of the Issuer or its representative.

**Section 208. Mutilated, Lost, Stolen or Destroyed Bonds.** If (a) any mutilated Bond is surrendered to the Bond Registrar or the Bond Registrar receives evidence to its satisfaction of the destruction, loss or theft of any Bond, and (b) there is delivered to the Issuer and the Bond Registrar such security or indemnity as may be required by each of them, then, in the absence of notice to the Issuer or the

Bond Registrar that such Bond has been acquired by a bona fide purchaser, the Issuer shall execute and, upon the Issuer's request, the Bond Registrar shall authenticate and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of the same Stated Maturity and of like tenor and principal amount.

If any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the Issuer, in its discretion, may pay such Bond instead of issuing a new Bond.

Upon the issuance of any new Bond under this Section, the Issuer and the Paying Agent may require the payment by the Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses (including the fees and expenses of the Paying Agent) connected therewith.

Every new Bond issued pursuant to this Section shall constitute a replacement of the prior obligation of the Issuer, and shall be entitled to all the benefits of this Bond Resolution equally and ratably with all other Outstanding Bonds.

**Section 209. Cancellation and Destruction of Bonds Upon Payment.** All Bonds that have been paid or redeemed or that otherwise have been surrendered to the Paying Agent, either at or before Maturity, shall be cancelled by the Paying Agent immediately upon the payment, redemption and surrender thereof to the Paying Agent and subsequently destroyed in accordance with the customary practices of the Paying Agent. The Paying Agent shall execute a certificate in duplicate describing the Bonds so cancelled and destroyed and shall file an executed counterpart of such certificate with the Issuer.

**Section 210. Book-Entry Bonds; Securities Depository.** The Issuer and Paying Agent have entered into a DTC Representation Letter with DTC. The Bonds shall initially be registered to Cede & Co., the nominee for the Securities Depository, and no Beneficial Owner will receive certificates representing their respective interests in the Bonds, except in the event the Bond Registrar issues Replacement Bonds as provided in this Section. It is anticipated that during the term of the Bonds, the Securities Depository will make book-entry transfers among its Participants and receive and transmit payment of principal of, premium, if any, and interest on, the Bonds to the Participants until and unless the Bond Registrar authenticates and delivers Replacement Bonds to the Beneficial Owners as described in the following paragraph.

The Issuer may decide, subject to the requirements of the Operational Arrangements of DTC (or a successor Securities Depository), and the following provisions of this section to discontinue use of the system of book-entry transfers through DTC (or a successor Securities Depository):

(a) If the Issuer determines (1) that the Securities Depository is unable to properly discharge its responsibilities, or (2) that the Securities Depository is no longer qualified to act as a securities depository and registered clearing agency under the Securities and Exchange Act of 1934, as amended, or (3) that the continuation of a book-entry system to the exclusion of any Bonds being issued to any Owner other than Cede & Co. is no longer in the best interests of the Beneficial Owners of the Bonds; or

(b) if the Bond Registrar receives written notice from Participants having interests in not less than 50% of the Bonds Outstanding, as shown on the records of the Securities Depository (and certified to such effect by the Securities Depository), that the continuation of a book-entry system to the exclusion of any Bonds being issued to any Owner other than Cede & Co. is no longer in the best interests of the Beneficial Owners of the Bonds, then the Bond Registrar shall notify the Owners of such determination or such notice and of the availability of certificates to Owners requesting the same, and the Bond Registrar shall register in the name of and authenticate and deliver Replacement Bonds to the Beneficial Owners or

their nominees in principal amounts representing the interest of each, making such adjustments as it may find necessary or appropriate as to accrued interest and previous calls for redemption; provided, that in the case of a determination under (a)(1) or (a)(2) of this paragraph, the Issuer, with the consent of the Bond Registrar, may select a successor securities depository in accordance with the following paragraph to effect book-entry transfers.

In such event, all references to the Securities Depository herein shall relate to the period of time when the Securities Depository has possession of at least one Bond. Upon the issuance of Replacement Bonds, all references herein to obligations imposed upon or to be performed by the Securities Depository shall be deemed to be imposed upon and performed by the Bond Registrar, to the extent applicable with respect to such Replacement Bonds. If the Securities Depository resigns and the Issuer, the Bond Registrar or Owners are unable to locate a qualified successor of the Securities Depository in accordance with the following paragraph, then the Bond Registrar shall authenticate and cause delivery of Replacement Bonds to Owners, as provided herein. The Bond Registrar may rely on information from the Securities Depository and its Participants as to the names of the Beneficial Owners of the Bonds. The cost of printing, registration, authentication, and delivery of Replacement Bonds shall be paid for by the Issuer.

In the event the Securities Depository resigns, is unable to properly discharge its responsibilities, or is no longer qualified to act as a securities depository and registered clearing agency under the Securities and Exchange Act of 1934, as amended, the Issuer may appoint a successor Securities Depository provided the Bond Registrar receives written evidence satisfactory to the Bond Registrar with respect to the ability of the successor Securities Depository to discharge its responsibilities. Any such successor Securities Depository shall be a securities depository which is a registered clearing agency under the Securities and Exchange Act of 1934, as amended, or other applicable statute or regulation that operates a securities depository upon reasonable and customary terms. The Bond Registrar upon its receipt of a Bond or Bonds for cancellation shall cause the delivery of Bonds to the successor Securities Depository in an Authorized Denominations and form as provided herein.

**Section 211. Nonpresentment of Bonds.** If any Bond is not presented for payment when the principal thereof becomes due at Maturity, if funds sufficient to pay such Bond have been made available to the Paying Agent all liability of the Issuer to the Owner thereof for the payment of such Bond shall forthwith cease, determine and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the Owner of such Bond, who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Bond Resolution or on, or with respect to, said Bond. If any Bond is not presented for payment within four (4) years following the date when such Bond becomes due at Maturity, the Paying Agent shall repay, without liability for interest thereon, to the Issuer the funds theretofore held by it for payment of such Bond, and such Bond shall, subject to the defense of any applicable statute of limitation, thereafter be an unsecured obligation of the Issuer, and the Owner thereof shall be entitled to look only to the Issuer for payment, and then only to the extent of the amount so repaid to it by the Paying Agent, and the Issuer shall not be liable for any interest thereon and shall not be regarded as a trustee of such money.

**Section 212. Preliminary and Final Official Statement.** The Preliminary Official Statement dated January 21, 2022, is hereby ratified and approved.

The Official Statement is hereby authorized to be prepared by supplementing, amending and completing the Preliminary Official Statement, with such changes and additions thereto as are necessary to conform to and describe the transaction. The Mayor and Clerk are hereby authorized to execute the Official Statement as so supplemented, amended and completed, and the use and public distribution of the Official Statement by the Purchaser in connection with the reoffering of the Bonds is hereby authorized. The proper



officials of the Issuer are hereby authorized to execute and deliver a certificate pertaining to such Official Statement as prescribed therein, dated as of the Issue Date.

The Issuer agrees to provide to the Purchaser within seven business days of the date of the sale of Bonds sufficient copies of the Official Statement to enable the Purchaser to comply with the requirements of the SEC Rule and Rule G-32 of the Municipal Securities Rulemaking Board.

**Section 213. Sale of the Bonds.** The sale of the Bonds to the Purchaser is hereby ratified and confirmed. The Mayor and Clerk are hereby authorized to execute the official bid form submitted by the Purchaser. Delivery of the Bonds shall be made to the Purchaser on the Issue Date (which shall be as soon as practicable after the adoption of this Bond Resolution), upon payment of the Purchase Price.

**Section 214. Authorization of Escrow Agreement.** The Issuer is hereby authorized to enter into the Escrow Agreement and the Mayor and Clerk are hereby authorized and directed to execute the Escrow Agreement with such changes therein as such officials may deem appropriate, for and on behalf of and as the act and deed of the Issuer. The Escrow Agent is hereby authorized to carry out, on behalf of the Issuer, the duties, terms and provisions of the Escrow Agreement, and the Escrow Agent, the Purchaser and Bond Counsel are authorized to take all necessary actions for the subscription and purchase of the Escrowed Securities described therein, including the subscription for United States Treasury Securities – State and Local Government Series.

### ARTICLE III

#### REDEMPTION OF BONDS

**Section 301. Redemption by Issuer.**

**Optional Redemption.** At the option of the Issuer, Bonds maturing on September 1 in the years 2030, and thereafter, will be subject to redemption and payment prior to their Stated Maturity on September 1, 2029, and thereafter, as a whole or in part (selection of maturities and the amount of Bonds of each maturity to be redeemed to be determined by the Issuer in such equitable manner as it may determine) at any time, at the Redemption Price of 100% (expressed as a percentage of the principal amount), plus accrued interest to the Redemption Date.

**Mandatory Redemption.** [(a) [\_\_\_\_] Term Bonds.] The [\_\_\_\_] Term Bonds shall be subject to mandatory redemption and payment prior to Stated Maturity pursuant to the mandatory redemption requirements of this Section at a Redemption Price equal to 100% of the principal amount thereof plus accrued interest to the Redemption Date. The taxes levied in **Article IV** hereof which are to be deposited into the Debt Service Account shall be sufficient to redeem, and the Issuer shall redeem on September 1 in each year, the following principal amounts of such [\_\_\_\_] Term Bonds:

**Principal  
Amount**  
\$

**Year**

\*

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\*Final Maturity

[ (b) [\_\_\_\_\_] *Term Bonds*. The [\_\_\_\_\_] *Term Bonds* shall be subject to mandatory redemption and payment prior to Stated Maturity pursuant to the mandatory redemption requirements of this Section at a Redemption Price equal to 100% of the principal amount thereof plus accrued interest to the Redemption Date. The taxes levied in *Article IV* hereof which are to be deposited into the Debt Service Account shall be sufficient to redeem, and the Issuer shall redeem on September 1 in each year, the following principal amounts of such [\_\_\_\_\_] *Term Bonds*:

**Principal  
Amount**  
\$

**Year**

[\_\_\_\_\_]\*

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\*Final Maturity]

[ (c) 20\_\_ *Term Bonds*.] The 20\_\_ *Term Bonds* shall be subject to mandatory redemption and payment prior to Stated Maturity pursuant to the mandatory redemption requirements of this Section at a Redemption Price equal to 100% of the principal amount thereof plus accrued interest to the Redemption Date. The taxes levied in *Article IV* hereof which are to be deposited into the Debt Service Account shall be sufficient to redeem, and the Issuer shall redeem on September 1 in each year, the following principal amounts of such 20\_\_ *Term Bonds*:

**Principal  
Amount**  
\$

**Year**

2044\*

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\*Final Maturity]

At its option, to be exercised on or before the 45th day next preceding any mandatory Redemption Date, the Issuer may: (1) deliver to the Paying Agent for cancellation *Term Bonds* subject to mandatory redemption on said mandatory Redemption Date, in any aggregate principal amount desired; or (2) furnish the Paying Agent funds, together with appropriate instructions, for the purpose of purchasing any *Term Bonds* subject to mandatory redemption on said mandatory Redemption Date from any Owner thereof whereupon the Paying Agent shall expend such funds for such purpose to such extent as may be practical; or (3) receive a credit with respect to the mandatory redemption obligation of the Issuer under this Section for any *Term Bonds* subject to mandatory redemption on said mandatory Redemption Date which, prior to such date, have been redeemed (other than through the operation of the mandatory redemption requirements of this subsection) and cancelled by the Paying Agent and not theretofore applied as a credit against any redemption obligation under this subsection. Each *Term Bond* so delivered or previously purchased or redeemed shall be credited at 100% of the principal amount thereof on the obligation of the Issuer to redeem *Term Bonds* of the same Stated Maturity on such mandatory Redemption Date, and any excess of such amount shall be credited on future mandatory redemption obligations for *Term Bonds* of the same Stated Maturity as designated by the Issuer, and the principal amount of *Term Bonds* to be redeemed by operation of the requirements of this Section shall be accordingly reduced. If the Issuer intends to exercise any option granted by the provisions of clauses (1), (2) or (3) above, the Issuer will, on or before the 45th day next preceding each mandatory Redemption Date, furnish the Paying Agent a written certificate indicating to what extent the provisions of said clauses (1), (2) and (3) are to be complied with, with respect to such mandatory redemption payment.]

**Section 302. Selection of Bonds to be Redeemed.** Bonds shall be redeemed only in an Authorized Denomination. When less than all of the Bonds are to be redeemed and paid prior to their Stated Maturity, such Bonds shall be redeemed in such manner as the Issuer shall determine. Bonds of less than a full Stated Maturity shall be selected by the Bond Registrar in a minimum Authorized Denomination of principal amount in such equitable manner as the Bond Registrar may determine.

In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than a minimum Authorized Denomination are then Outstanding, then for all purposes in connection with such redemption a minimum Authorized Denomination of face value shall be treated as though it were a separate Bond of the denomination of a minimum Authorized Denomination. If it is determined that one or more, but not all, of a minimum Authorized Denomination of face value represented by any Bond is selected for redemption, then upon notice of intention to redeem a minimum Authorized Denomination, the Owner or the Owner's duly authorized agent shall forthwith present and surrender such Bond to the Bond Registrar: (1) for payment of the Redemption Price and interest to the Redemption Date of a minimum Authorized Denomination of face value called for redemption, and (2) for exchange, without charge to the Owner thereof, for a new Bond or Bonds of the aggregate principal amount of the unredeemed portion of the principal amount of such Bond. If the Owner of any such Bond fails to present such Bond to the Paying Agent for payment and exchange as aforesaid, such Bond shall, nevertheless, become due and payable on the redemption date to the extent of a minimum Authorized Denomination of face value called for redemption (and to that extent only).

**Section 303. Notice and Effect of Call for Redemption.** In the event the Issuer desires to call the Bonds for redemption prior to maturity, written notice of such intent shall be provided to the Bond Registrar in accordance with K.S.A. 10-129, as amended, not less than 45 days prior to the Redemption Date. The Bond Registrar shall call Bonds for redemption and payment and shall give notice of such redemption as herein provided upon receipt by the Bond Registrar at least 45 days prior to the Redemption Date of written instructions of the Issuer specifying the principal amount, Stated Maturities, Redemption Date and Redemption Prices of the Bonds to be called for redemption. [The foregoing provisions of this paragraph shall not apply in the case of any mandatory redemption of Term Bonds hereunder, and Term Bonds shall be called by the Paying Agent for redemption pursuant to such mandatory redemption requirements without the necessity of any action by the Issuer and whether or not the Paying Agent holds moneys available and sufficient to effect the required redemption.]

Unless waived by any Owner of Bonds to be redeemed, if the Issuer shall call any Bonds for redemption and payment prior to the Stated Maturity thereof, the Issuer shall give written notice of its intention to call and pay said Bonds to the Bond Registrar and the Purchaser. In addition, the Issuer shall cause the Bond Registrar to give written notice of redemption to the Owners of said Bonds. Each of said written notices shall be deposited in the United States first class mail not less than 30 days prior to the Redemption Date.

All official notices of redemption shall be dated and shall contain the following information:

- (a) the Redemption Date;
- (b) the Redemption Price;
- (c) if less than all Outstanding Bonds are to be redeemed, the identification (and, in the case of partial redemption of any Bonds, the respective principal amounts) of the Bonds to be redeemed;

(d) a statement that on the Redemption Date the Redemption Price will become due and payable upon each such Bond or portion thereof called for redemption and that interest thereon shall cease to accrue from and after the Redemption Date; and

(e) the place where such Bonds are to be surrendered for payment of the Redemption Price, which shall be the principal office of the Paying Agent.

The failure of any Owner to receive notice given as heretofore provided or an immaterial defect therein shall not invalidate any redemption.

Prior to any Redemption Date, the Issuer shall deposit with the Paying Agent an amount of money sufficient to pay the Redemption Price of all the Bonds or portions of Bonds that are to be redeemed on such Redemption Date.

For so long as the Securities Depository is effecting book-entry transfers of the Bonds, the Bond Registrar shall provide the notices specified in this Section to the Securities Depository. It is expected that the Securities Depository shall, in turn, notify its Participants and that the Participants, in turn, will notify or cause to be notified the Beneficial Owners. Any failure on the part of the Securities Depository or a Participant, or failure on the part of a nominee of a Beneficial Owner of a Bond (having been mailed notice from the Bond Registrar, the Securities Depository, a Participant or otherwise) to notify the Beneficial Owner of the Bond so affected, shall not affect the validity of the redemption of such Bond.

Official notice of redemption having been given as aforesaid, the Bonds or portions of Bonds to be redeemed shall become due and payable on the Redemption Date, at the Redemption Price therein specified, and from and after the Redemption Date (unless the Issuer defaults in the payment of the Redemption Price) such Bonds or portion of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with such notice, the Redemption Price of such Bonds shall be paid by the Paying Agent. Installments of interest due on or prior to the Redemption Date shall be payable as herein provided for payment of interest. Upon surrender for any partial redemption of any Bond, there shall be prepared for the Owner a new Bond or Bonds of the same Stated Maturity in the amount of the unpaid principal as provided herein. All Bonds that have been surrendered for redemption shall be cancelled and destroyed by the Paying Agent as provided herein and shall not be reissued.

In addition to the foregoing notice, the Issuer shall provide such notices of redemption as are required by the Disclosure Undertaking. Further notice may be given by the Issuer or the Bond Registrar on behalf of the Issuer as set out below, but no defect in said further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if official notice thereof is given as above prescribed:

(a) Each further notice of redemption given hereunder shall contain the information required above for an official notice of redemption plus (1) the CUSIP numbers of all Bonds being redeemed; (2) the date of issue of the Bonds as originally issued; (3) the rate of interest borne by each Bond being redeemed; (4) the maturity date of each Bond being redeemed; and (5) any other descriptive information needed to identify accurately the Bonds being redeemed.

(b) Each further notice of redemption shall be sent at least one day before the mailing of notice to Owners by first class, registered or certified mail or overnight delivery, as determined by the Bond Registrar, to all registered securities depositories then in the business of holding substantial amounts of obligations of types comprising the Bonds and to one or more national information services that disseminate notices of redemption of obligations such as the Bonds.

(c) Each check or other transfer of funds issued for the payment of the Redemption Price of Bonds being redeemed shall bear or have enclosed the CUSIP number of the Bonds being redeemed with the proceeds of such check or other transfer.

The Paying Agent is also directed to comply with any mandatory standards then in effect for processing redemptions of municipal securities established by the State or the Securities and Exchange Commission. Failure to comply with such standards shall not affect or invalidate the redemption of any Bond.

## **ARTICLE IV**

### **SECURITY FOR BONDS**

**Section 401. Security for the Bonds.** The Bonds shall be general obligations of the Issuer payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the Issuer. The full faith, credit and resources of the Issuer are hereby irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

**Section 402. Levy and Collection of Annual Tax; Transfer to Debt Service Account.** The Governing Body shall annually make provision for the payment of principal of, premium, if any, and interest on the Bonds as the same become due by, to the extent necessary, levying and collecting the necessary taxes upon all of the taxable tangible property within the Issuer in the manner provided by law.

The taxes referred to above shall be extended upon the tax rolls in each of the several years, respectively, and shall be levied and collected at the same time and in the same manner as the other ad valorem taxes of the Issuer are levied and collected. The proceeds derived from said taxes shall be deposited in the Bond and Interest Fund, shall be kept separate and apart from all other funds of the Issuer shall thereafter be transferred to the Debt Service Account and shall be used solely for the payment of the principal of and interest on the Bonds as and when the same become due, taking into account any scheduled mandatory redemptions, and the fees and expenses of the Paying Agent.

If at any time said taxes are not collected in time to pay the principal of or interest on the Bonds when due, the Treasurer is hereby authorized and directed to pay said principal or interest out of the general funds of the Issuer and to reimburse said general funds for money so expended when said taxes are collected.

## **ARTICLE V**

### **ESTABLISHMENT OF FUNDS AND ACCOUNTS DEPOSIT AND APPLICATION OF BOND PROCEEDS**

**Section 501. Creation of Funds and Accounts.** Simultaneously with the issuance of the Bonds, there shall be created within the Treasury of the Issuer the following Funds and Accounts:

- (a) Debt Service Account for Taxable General Obligation Refunding Bonds, Series 2022-A (within the Bond and Interest Fund).

The Funds and Accounts established herein shall be administered in accordance with the provisions of this Bond Resolution so long as the Bonds are Outstanding.

In addition to the Funds and Accounts described above, the Escrow Agreement establishes the following Funds and Accounts to be held and administered by the Escrow Agent in accordance with the provisions of the Escrow Agreement:

- (a) Escrow Fund for Refunded Bonds.
- (b) Costs of Issuance Account for Taxable General Obligation Refunding Bonds, Series 2022-A.

**Section 502. Deposit of Bond Proceeds.** The net proceeds received from the sale of the Bonds shall be deposited simultaneously with the delivery of the Bonds as follows:

- (a) All accrued interest received from the sale of the Bonds shall be deposited in the Debt Service Account.
- (b) An amount necessary to pay the Costs of Issuance (\$[\_\_\_\_]) shall be transferred to the Escrow Agent for deposit in the Costs of Issuance Account and applied in accordance with the Escrow Agreement.
- (c) The remaining balance of the proceeds derived from the sale of the Bonds (\$[\_\_\_\_]) shall be transferred to the Escrow Agent for deposit in the Escrow Fund and applied in accordance with the Escrow Agreement.

**Section 503. Application of Moneys in Debt Service Account.** All amounts paid and credited to the Debt Service Account shall be expended and used by the Issuer for the sole purpose of paying the principal or Redemption Price of and interest on the Bonds as and when the same become due and the usual and customary fees and expenses of the Bond Registrar and Paying Agent. The Treasurer is authorized and directed to withdraw from the Debt Service Account sums sufficient to pay both principal or Redemption Price of and interest on the Bonds and the fees and expenses of the Bond Registrar and Paying Agent as and when the same become due, and to forward such sums to the Paying Agent in a manner which ensures that the Paying Agent will receive immediately available funds in such amounts on or before the Business Day immediately preceding the dates when such principal, interest and fees of the Bond Registrar and Paying Agent will become due. If, through the lapse of time or otherwise, the Owners of Bonds are no longer entitled to enforce payment of the Bonds or the interest thereon, the Paying Agent shall return said funds to the Issuer. All moneys deposited with the Paying Agent shall be deemed to be deposited in accordance with and subject to all of the provisions contained in this Bond Resolution and shall be held in trust by the Paying Agent for the benefit of the Owners of the Bonds entitled to payment from such moneys.

Any moneys or investments remaining in the Debt Service Account after the retirement of the Bonds shall be transferred and paid into the Bond and Interest Fund.

**Section 504. Deposits and Investment of Moneys.** Moneys in each of the Funds and Accounts shall be deposited in accordance with laws of the State, in a bank, savings and loan association or savings bank organized under the laws of the State, any other state or the United States: (a) which has a main or branch office located in the Issuer; or (b) if no such entity has a main or branch office located in the Issuer, with such an entity that has a main or branch office located in the county or counties in which the Issuer is located. All such depositories shall be members of the Federal Deposit Insurance Corporation, or otherwise as permitted by State law. All such deposits shall be invested in Permitted Investments as set forth in this

Article or shall be adequately secured as provided by the laws of the State. All moneys held in the Funds and Accounts shall be kept separate and apart from all other funds of the Issuer so that there shall be no commingling with any other funds of the Issuer.

Moneys held in any Fund or Account other than the Escrow Fund may be invested in accordance with this Bond Resolution and the Federal Tax Certificate in Permitted Investments; provided, however, that no such investment shall be made for a period extending longer than to the date when the moneys invested may be needed for the purpose for which such fund was created. All earnings on any investments held in any Fund or Account shall accrue to and become a part of such Fund or Account.

**Section 505. Application of Moneys in the Costs of Issuance Account.** Moneys in the Costs of Issuance Account shall be used by the Escrow Agent to pay the Costs of Issuance. Any funds remaining in the Costs of Issuance Account, after payment of all Costs of Issuance, but not later than the later of 30 days prior to the first Stated Maturity of principal or one year after the date of issuance of the Bonds, shall be transferred to the Issuer for deposit into the Debt Service Account.

**Section 506. Application of Moneys in the Escrow Fund.** Under the Escrow Agreement, the Escrow Agent will apply moneys in the Escrow Fund to purchase the Escrowed Securities and to establish an initial cash balance in accordance with the Escrow Agreement. The cash and Escrowed Securities held in the Escrow Fund will be applied by the Escrow Agent solely in the manner authorized by the Escrow Agreement. All money deposited with the Escrow Agent shall be deemed to be deposited in accordance with and subject to all of the provisions contained in the Refunded Bond Resolution and the Escrow Agreement.

**Section 507. Verification of Certified Public Accountant.** Prior to or concurrently with the issuance and delivery of the Bonds and the creation of the Escrow Fund, the Issuer shall obtain a Verification Report from an independent certified public accountant that such accountant has verified the accuracy of the calculations that demonstrate that the money and obligations required to be deposited with the Escrow Agent pursuant to this *Article V* and the Escrow Agreement, together with the earnings to accrue thereon, will be sufficient for the timely payment of the principal of, redemption premium, if any, and interest on the Refunded Bonds in accordance with the Escrow Agreement.

## ARTICLE VI

### DEFAULT AND REMEDIES

**Section 601. Remedies.** The provisions of the Bond Resolution, including the covenants and agreements herein contained, shall constitute a contract between the Issuer and the Owners of the Bonds. If an Event of Default occurs and shall be continuing, the Owner or Owners of not less than 10% in principal amount of the Bonds at the time Outstanding shall have the right for the equal benefit and protection of all Owners of Bonds similarly situated:

(a) by mandamus or other suit, action or proceedings at law or in equity to enforce the rights of such Owner or Owners against the Issuer and its officers, agents and employees, and to require and compel duties and obligations required by the provisions of the Bond Resolution or by the Constitution and laws of the State;

(b) by suit, action or other proceedings in equity or at law to require the Issuer, its officers, agents and employees to account as if they were the trustees of an express trust; and

(c) by suit, action or other proceedings in equity or at law to enjoin any acts or things which may be unlawful or in violation of the rights of the Owners of the Bonds.

**Section 602. Limitation on Rights of Owners.** The covenants and agreements of the Issuer contained herein and in the Bonds shall be for the equal benefit, protection, and security of the Owners of any or all of the Bonds, all of which Bonds shall be of equal rank and without preference or priority of one Bond over any other Bond in the application of the funds herein pledged to the payment of the principal of and the interest on the Bonds, or otherwise, except as to rate of interest, date of maturity and right of prior redemption as provided in this Bond Resolution. No one or more Owners secured hereby shall have any right in any manner whatever by his or their action to affect, disturb or prejudice the security granted and provided for herein, or to enforce any right hereunder, except in the manner herein provided, and all proceedings at law or in equity shall be instituted, had and maintained for the equal benefit of all Outstanding Bonds.

**Section 603. Remedies Cumulative.** No remedy conferred herein upon the Owners is intended to be exclusive of any other remedy, but each such remedy shall be cumulative and in addition to every other remedy and may be exercised without exhausting and without regard to any other remedy conferred herein. No waiver of any default or breach of duty or contract by the Owner of any Bond shall extend to or affect any subsequent default or breach of duty or contract or shall impair any rights or remedies thereon. No delay or omission of any Owner to exercise any right or power accruing upon any default shall impair any such right or power or shall be construed to be a waiver of any such default or acquiescence therein. Every substantive right and every remedy conferred upon the Owners of the Bonds by this Bond Resolution may be enforced and exercised from time to time and as often as may be deemed expedient. If action or proceedings taken by any Owner on account of any default or to enforce any right or exercise any remedy has been discontinued or abandoned for any reason, or shall have been determined adversely to such Owner, then, and in every such case, the Issuer and the Owners of the Bonds shall, subject to any determination in such action or proceeding or applicable law of the State, be restored to their former positions and rights hereunder, respectively, and all rights, remedies, powers and duties of the Owners shall continue as if no such suit, action or other proceedings had been brought or taken.

## ARTICLE VII

### DEFEASANCE

**Section 701. Defeasance.** When any or all of the Bonds, redemption premium, if any, or scheduled interest payments thereon have been paid and discharged, then the requirements contained in this Bond Resolution and the pledge of the Issuer's faith and credit hereunder and all other rights granted hereby shall terminate with respect to the Bonds or scheduled interest payments thereon so paid and discharged. Bonds, redemption premium, if any, or scheduled interest payments thereon shall be deemed to have been paid and discharged within the meaning of this Bond Resolution if there has been deposited with the Paying Agent, or other commercial bank or trust company located in the State and having full trust powers, at or prior to the Stated Maturity or Redemption Date of said Bonds or the interest payments thereon, in trust for and irrevocably appropriated thereto, moneys and/or Defeasance Obligations which, together with the interest to be earned on any such Defeasance Obligations, will be sufficient for the payment of the principal of or Redemption Price of said Bonds and/or interest accrued to the Stated Maturity or Redemption Date, or if default in such payment has occurred on such date, then to the date of the tender of such payments. If the amount to be so deposited is based on the Redemption Price of any Bonds, no such satisfaction shall occur until (a) the Issuer has elected to redeem such Bonds, and (b) either notice of such redemption has



been given, or the Issuer has given irrevocable instructions, or shall have provided for an escrow agent to give irrevocable instructions, to the Bond Registrar to give such notice of redemption in compliance with *Article III* hereof. Any money and Defeasance Obligations that at any time shall be deposited with the Paying Agent or other commercial bank or trust company by or on behalf of the Issuer, for the purpose of paying and discharging any of the Bonds, shall be and are hereby assigned, transferred and set over to the Paying Agent or other bank or trust company in trust for the respective Owners of the Bonds, and such moneys shall be and are hereby irrevocably appropriated to the payment and discharge thereof. All money and Defeasance Obligations deposited with the Paying Agent or such bank or trust company shall be deemed to be deposited in accordance with and subject to all of the provisions of this Bond Resolution.

## ARTICLE VIII

### CONTINUING DISCLOSURE REQUIREMENTS

**Section 801. Disclosure Requirements.** The Issuer hereby covenants with the Purchaser and the Beneficial Owners to provide and disseminate such information as is required by the SEC Rule and as further set forth in the Disclosure Undertaking, the provisions of which are incorporated herein by reference. Such covenant shall be for the benefit of and enforceable by the Purchaser and the Beneficial Owners.

**Section 802. Failure to Comply with Continuing Disclosure Requirements.** In the event the Issuer fails to comply in a timely manner with its covenants contained in the preceding section, the Purchaser and/or any Beneficial Owner may make demand for such compliance by written notice to the Issuer. In the event the Issuer does not remedy such noncompliance within 10 days of receipt of such written notice, the Purchaser or any Beneficial Owner may in its discretion, without notice or demand, proceed to enforce compliance by a suit or suits in equity for the specific performance of such covenant or agreement contained in the preceding section or for the enforcement of any other appropriate legal or equitable remedy, as the Purchaser and/or any Beneficial Owner shall deem effectual to protect and enforce any of the duties of the Issuer under such preceding section. Notwithstanding any other provision of this Bond Resolution, failure of the Issuer to comply with its covenants contained in the preceding section shall not be considered an Event of Default under this Bond Resolution.

## ARTICLE IX

### MISCELLANEOUS PROVISIONS

**Section 901. Annual Audit.** Annually, promptly after the end of the Fiscal Year, the Issuer will cause an audit to be made of the financial statements of the Issuer for the preceding Fiscal Year by an Independent Accountant. Within 30 days after the completion of each such audit, a copy thereof shall be filed in the office of the Clerk, and a duplicate copy of the audit shall be mailed to the Purchaser. Such audit shall at all times during the usual business hours be open to the examination and inspection by any taxpayer, any Owner of any of the Bonds, or by anyone acting for or on behalf of such taxpayer or Owner. Upon payment of the reasonable cost of preparing and mailing the same, a copy of any annual audit will, upon request, be sent to any Owner or prospective Owner. As soon as possible after the completion of the annual audit, the Governing Body shall review such audit, and if the audit discloses that proper provision has not been made for all of the requirements of this Bond Resolution, the Issuer shall promptly cure such deficiency.

**Section 902. Amendments.** The rights and duties of the Issuer and the Owners, and the terms and provisions of the Bonds or of this Bond Resolution, may be amended or modified at any time in any respect by ordinance or resolution of the Issuer with the written consent of the Owners of not less than a majority in principal amount of the Bonds then Outstanding, such consent to be evidenced by an instrument or instruments executed by such Owners and duly acknowledged or proved in the manner of a deed to be recorded, and such instrument or instruments shall be filed with the Clerk, but no such modification or alteration shall:

- (a) extend the maturity of any payment of principal or interest due upon any Bond;
- (b) effect a reduction in the amount which the Issuer is required to pay as principal of or interest on any Bond;
- (c) permit preference or priority of any Bond over any other Bond; or
- (d) reduce the percentage in principal amount of Bonds required for the written consent to any modification or alteration of the provisions of this Bond Resolution.

Any provision of the Bonds or of this Bond Resolution may, however, be amended or modified by ordinance or resolution duly adopted by the Governing Body at any time in any legal respect with the written consent of the Owners of all of the Bonds at the time Outstanding.

Without notice to or the consent of any Owners, the Issuer may amend or supplement this Bond Resolution for the purpose of curing any formal defect, omission, inconsistency or ambiguity herein, to grant to or confer upon the Owners any additional rights, remedies, powers or authority that may lawfully be granted to or conferred upon the Owners, to conform this Bond Resolution to future applicable federal law concerning tax-exempt obligations, or in connection with any other change therein which is not materially adverse to the interests of the Owners.

Every amendment or modification of the provisions of the Bonds or of this Bond Resolution, to which the written consent of the Owners is given, as above provided, shall be expressed in a resolution or ordinance adopted by the Governing Body amending or supplementing the provisions of this Bond Resolution and shall be deemed to be a part of this Bond Resolution. A certified copy of every such amendatory or supplemental ordinance or resolution, if any, and a certified copy of this Bond Resolution shall always be kept on file in the office of the Clerk, and shall be made available for inspection by the Owner of any Bond or a prospective purchaser or owner of any Bond authorized by this Bond Resolution, and upon payment of the reasonable cost of preparing the same, a certified copy of any such amendatory or supplemental ordinance or resolution or of this Bond Resolution will be sent by the Clerk to any such Owner or prospective Owner.

Any and all modifications made in the manner hereinabove provided shall not become effective until there has been filed with the Clerk a copy of the ordinance or resolution of the Issuer hereinabove provided for, duly certified, as well as proof of any required consent to such modification by the Owners of the Bonds then Outstanding. It shall not be necessary to note on any of the Outstanding Bonds any reference to such amendment or modification.

The Issuer shall furnish to the Paying Agent a copy of any amendment to the Bonds or this Bond Resolution which affects the duties or obligations of the Paying Agent under this Bond Resolution.

**Section 903. Notices, Consents and Other Instruments by Owners.** Any notice, consent, request, direction, approval or other instrument to be signed and executed by the Owners may be in any

number of concurrent writings of similar tenor and may be signed or executed by such Owners in person or by agent appointed in writing. Proof of the execution of any such instrument or of the writing appointing any such agent and of the ownership of Bonds, if made in the following manner, shall be sufficient for any of the purposes of this Bond Resolution, and shall be conclusive in favor of the Issuer and the Paying Agent with regard to any action taken, suffered or omitted under any such instrument, namely:

(a) The fact and date of the execution by any person of any such instrument may be proved by a certificate of any officer in any jurisdiction who by law has power to take acknowledgments within such jurisdiction that the person signing such instrument acknowledged before such officer the execution thereof, or by affidavit of any witness to such execution.

(b) The fact of ownership of Bonds, the amount or amounts, numbers and other identification of Bonds, and the date of holding the same shall be proved by the Bond Register.

In determining whether the Owners of the requisite principal amount of Bonds Outstanding have given any request, demand, authorization, direction, notice, consent or waiver under this Bond Resolution, Bonds owned by the Issuer shall be disregarded and deemed not to be Outstanding under this Bond Resolution, except that, in determining whether the Owners shall be protected in relying upon any such request, demand, authorization, direction, notice, consent or waiver, only Bonds which the Owners know to be so owned shall be so disregarded. Notwithstanding the foregoing, Bonds so owned which have been pledged in good faith shall not be disregarded as aforesaid if the pledgee establishes to the satisfaction of the Owners the pledgee's right so to act with respect to such Bonds and that the pledgee is not the Issuer.

**Section 904. Notices.** Any notice, request, complaint, demand or other communication required or desired to be given or filed under this Bond Resolution shall be in writing, given to the Notice Representative at the Notice Address and shall be deemed duly given or filed if the same shall be: (a) duly mailed by registered or certified mail, postage prepaid; or (b) communicated via fax, with electronic or telephonic confirmation of receipt. Copies of such notices shall also be given to the Paying Agent. The Issuer, the Paying Agent and the Purchaser may from time to time designate, by notice given hereunder to the others of such parties, such other address to which subsequent notices, certificates or other communications shall be sent.

All notices given by: (a) certified or registered mail as aforesaid shall be deemed duly given as of the date they are so mailed; (b) fax as aforesaid shall be deemed duly given as of the date of confirmation of receipt. If, because of the temporary or permanent suspension of regular mail service or for any other reason, it is impossible or impractical to mail any notice in the manner herein provided, then such other form of notice as shall be made with the approval of the Paying Agent shall constitute a sufficient notice.

**Section 905. Electronic Transactions.** The transactions described in this Bond Resolution may be conducted, and documents related to the Bonds may be sent, received, executed, and stored, by electronic means or transmissions. Copies, telecopies, electronic files and other reproductions of original executed documents (or documents executed by electronic means or transmissions) shall be deemed to be authentic and valid counterparts of such documents for all purposes, including the filing of any claim, action or suit in the appropriate court of law.

**Section 906. Further Authority.** The officers and officials of the Issuer, including the Mayor and Clerk, are hereby authorized and directed to execute all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of this Bond Resolution and to make ministerial alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

**Section 907. Severability.** If any section or other part of this Bond Resolution, whether large or small, is for any reason held invalid, the invalidity thereof shall not affect the validity of the other provisions of this Bond Resolution.

**Section 908. Governing Law.** This Bond Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State.

**Section 909. Effective Date.** This Bond Resolution shall take effect and be in full force from and after its adoption by the Governing Body.

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**ADOPTED** by the Governing Body on February 7, 2022.

(SEAL)

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Mayor

ATTEST:

---

Clerk

**CERTIFICATE**

I hereby certify that the above and foregoing is a true and correct copy of the Bond Resolution of the Issuer adopted by the Governing Body on February 7, 2022, as the same appears of record in my office.

DATED: February 7, 2022.

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Clerk

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**EXHIBIT A  
(FORM OF BONDS)**

**REGISTERED  
NUMBER** \_\_

**REGISTERED  
\$**

**Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York Corporation (“DTC”), to the Issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.**

**UNITED STATES OF AMERICA  
STATE OF KANSAS  
COUNTY OF BUTLER  
CITY OF AUGUSTA  
TAXABLE GENERAL OBLIGATION REFUNDING BOND  
SERIES 2022-A**

**Interest  
Rate:**

**Maturity  
Date:**

**Dated  
Date: March 2, 2022**

**CUSIP:**

**REGISTERED OWNER:**

**PRINCIPAL AMOUNT:**

**KNOW ALL PERSONS BY THESE PRESENTS:** That the City of Augusta, in the County of Butler, State of Kansas (the “Issuer”), for value received, hereby acknowledges itself to be indebted and promises to pay to the Registered Owner shown above, or registered assigns, but solely from the source and in the manner herein specified, the Principal Amount shown above on the Maturity Date shown above, unless called for redemption prior to the Maturity Date, and to pay interest thereon at the Interest Rate per annum shown above (computed on the basis of a 360-day year of twelve 30-day months), from the Dated Date shown above, or from the most recent date to which interest has been paid or duly provided for, payable semiannually on March 1 and September 1 of each year, commencing September 1, 2022 (the “Interest Payment Dates”), until the Principal Amount has been paid.

**Method and Place of Payment.** The principal or redemption price of this Bond shall be paid at maturity or upon earlier redemption to the person in whose name this Bond is registered at the maturity or redemption date thereof, upon presentation and surrender of this Bond at the principal office of the Treasurer of the State of Kansas, Topeka, Kansas (the “Paying Agent” and “Bond Registrar”). The interest payable on this Bond on any Interest Payment Date shall be paid to the person in whose name this Bond is registered on the registration books maintained by the Bond Registrar at the close of business on the Record Date(s) for such interest, which shall be the 15th day (whether or not a business day) of the calendar month

next preceding the Interest Payment Date. Such interest shall be payable (a) by check or draft mailed by the Paying Agent to the address of such Registered Owner shown on the Bond Register or at such other address as is furnished to the Paying Agent in writing by such Registered Owner; or (b) in the case of an interest payment to Cede & Co. or any Owner of \$500,000 or more in aggregate principal amount of Bonds by electronic transfer to such Owner upon written notice given to the Bond Registrar by such Registered Owner, not less than 15 days prior to the Record Date for such interest, containing the electronic transfer instructions including the bank, ABA routing number and account number to which such Registered Owner wishes to have such transfer directed. The principal or redemption price of and interest on the Bonds shall be payable in any coin or currency that, on the respective dates of payment thereof, is legal tender for the payment of public and private debts. Interest not punctually paid will be paid in the manner established in the within defined Bond Resolution.

**Definitions.** Capitalized terms used herein and not otherwise defined herein shall have the meanings assigned to such terms in the hereinafter defined Bond Resolution.

**Authorization of Bonds.** This Bond is one of an authorized series of Bonds of the Issuer designated “Taxable General Obligation Refunding Bonds, Series 2022-A,” aggregating the principal amount of \$5,880,000\* (the “Bonds”) issued for the purposes set forth in the Ordinance of the Issuer authorizing the issuance of the Bonds and the Resolution of the Issuer prescribing the form and details of the Bonds (collectively the “Bond Resolution”). The Bonds are issued by the authority of and in full compliance with the provisions, restrictions and limitations of the Constitution and laws of the State of Kansas, including K.S.A. 10-427 *et seq.*, as amended, and all other provisions of the laws of the State of Kansas applicable thereto.

**General Obligations.** The Bonds constitute general obligations of the Issuer payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the Issuer. The full faith, credit and resources of the Issuer are hereby irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

**Redemption Prior to Maturity.** The Bonds are subject to redemption prior to maturity as set forth in the Bond Resolution.

**Book-Entry System.** The Bonds are being issued by means of a book-entry system with no physical distribution of bond certificates to be made except as provided in the Bond Resolution. One Bond certificate with respect to each date on which the Bonds are stated to mature or with respect to each form of Bonds, registered in the nominee name of the Securities Depository, is being issued and required to be deposited with the Securities Depository and immobilized in its custody. The book-entry system will evidence positions held in the Bonds by the Securities Depository's participants, beneficial ownership of the Bonds in authorized denominations being evidenced in the records of such participants. Transfers of ownership shall be effected on the records of the Securities Depository and its participants pursuant to rules and procedures established by the Securities Depository and its participants. The Issuer and the Bond Registrar will recognize the Securities Depository nominee, while the Registered Owner of this Bond, as the owner of this Bond for all purposes, including (i) payments of principal of, and redemption premium, if any, and interest on, this Bond, (ii) notices and (iii) voting. Transfer of principal, interest and any redemption premium payments to participants of the Securities Depository, and transfer of principal, interest and any redemption premium payments to beneficial owners of the Bonds by participants of the Securities Depository will be the responsibility of such participants and other nominees of such beneficial owners. The Issuer and the Bond Registrar will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing the records maintained by the Securities Depository, the Securities Depository nominee, its participants or persons acting through such participants. While the

Securities Depository nominee is the owner of this Bond, notwithstanding the provision hereinabove contained, payments of principal of, redemption premium, if any, and interest on this Bond shall be made in accordance with existing arrangements among the Issuer, the Bond Registrar and the Securities Depository.

**Transfer and Exchange.** EXCEPT AS OTHERWISE PROVIDED IN THE BOND RESOLUTION, THIS GLOBAL BOND MAY BE TRANSFERRED, IN WHOLE BUT NOT IN PART, ONLY TO ANOTHER NOMINEE OF THE SECURITIES DEPOSITORY OR TO A SUCCESSOR SECURITIES DEPOSITORY OR TO A NOMINEE OF A SUCCESSOR SECURITIES DEPOSITORY. This Bond may be transferred or exchanged, as provided in the Bond Resolution, only on the Bond Register kept for that purpose at the principal office of the Bond Registrar, upon surrender of this Bond, together with a written instrument of transfer or authorization for exchange satisfactory to the Bond Registrar duly executed by the Registered Owner or the Registered Owner's duly authorized agent, and thereupon a new Bond or Bonds in any Authorized Denomination of the same maturity and in the same aggregate principal amount shall be issued to the transferee in exchange therefor as provided in the Bond Resolution and upon payment of the charges therein prescribed. The Issuer shall pay all costs incurred in connection with the issuance, payment and initial registration of the Bonds and the cost of a reasonable supply of bond blanks. The Issuer and the Paying Agent may deem and treat the person in whose name this Bond is registered on the Bond Register as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes. The Bonds are issued in fully registered form in Authorized Denominations.

**Authentication.** This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication and Registration hereon shall have been lawfully executed by the Bond Registrar.

**IT IS HEREBY DECLARED AND CERTIFIED** that all acts, conditions, and things required to be done and to exist precedent to and in the issuance of this Bond have been properly done and performed and do exist in due and regular form and manner as required by the Constitution and laws of the State of Kansas, and that the total indebtedness of the Issuer, including this series of bonds, does not exceed any constitutional or statutory limitation.

**IN WITNESS WHEREOF**, the Issuer has caused this Bond to be executed by the manual, electronic or facsimile signature of its Mayor and attested by the manual, electronic or facsimile signature of its Clerk, and its seal to be affixed hereto or imprinted hereon.

**CITY OF AUGUSTA, KANSAS**

(Facsimile Seal)

By: \_\_\_\_\_ (facsimile)  
Mayor

ATTEST:

By: \_\_\_\_\_ (facsimile)  
Clerk



**CERTIFICATE OF AUTHENTICATION AND REGISTRATION**

This Bond is one of a series of Taxable General Obligation Refunding Bonds, Series 2022-A, of the City of Augusta, Kansas, described in the within-mentioned Bond Resolution.

Registration Date: \_\_\_\_\_

Office of the State Treasurer,  
Topeka, Kansas,  
as Bond Registrar and Paying Agent

By \_\_\_\_\_

Registration Number: \_\_\_\_\_

**LEGAL OPINION**

The following is a true and correct copy of the approving legal opinion of Gilmore & Bell, P.C., Bond Counsel, which was dated and issued as of the date of original issuance and delivery of such Bonds:

**GILMORE & BELL, P.C.**  
Attorneys at Law  
100 N. Main Suite 800  
Wichita, Kansas 67202

(PRINTED LEGAL OPINION)

**BOND ASSIGNMENT**

FOR VALUE RECEIVED, the undersigned do(es) hereby sell, assign and transfer to

\_\_\_\_\_  
(Name and Address)

\_\_\_\_\_  
(Social Security or Taxpayer Identification No.)

the Bond to which this assignment is affixed in the outstanding principal amount of \$\_\_\_\_\_, standing in the name of the undersigned on the books of the Bond Registrar. The undersigned do(es) hereby irrevocably constitute and appoint \_\_\_\_\_ as agent to transfer said Bond on the books of said Bond Registrar with full power of substitution in the premises.

Dated \_\_\_\_\_

\_\_\_\_\_  
Name

\_\_\_\_\_  
Social Security or  
Taxpayer Identification No.

\_\_\_\_\_  
Signature (Sign here exactly as name(s)  
appear on the face of Certificate)

Signature guarantee:

By \_\_\_\_\_

---

**CERTIFICATE OF CLERK**

STATE OF KANSAS            )  
  ) SS.  
COUNTY OF BUTLER        )

The undersigned, Clerk of the City of Augusta, Kansas, does hereby certify that the within Bond has been duly registered in my office according to law as of March 2, 2022.

WITNESS my hand and official seal.

(Facsimile Seal)

By: \_\_\_\_\_ (facsimile)  
  Clerk

---

**CERTIFICATE OF STATE TREASURER**

OFFICE OF THE TREASURER, STATE OF KANSAS

LYNN W. ROGERS, Treasurer of the State of Kansas, does hereby certify that a transcript of the proceedings leading up to the issuance of this Bond has been filed in the office of the State Treasurer, and that this Bond was registered in such office according to law on March 2, 2022.

WITNESS my hand and official seal.

(Facsimile Seal)

By: \_\_\_\_\_ (facsimile)  
  Treasurer of the State of Kansas



**CITY OF AUGUSTA  
CITY COUNCIL AGENDA REPORT**

Meeting Date: February 7, 2022  
 Department: Administration  
 Submitted By: Josh Shaw, City Manager  
 Prepared By: Susie Geiger, Assistant to the City Manager  
 Agenda Title: **Ordinance No. 2186 Levying a Transient Guest Tax at a Rate of 6% Commencing April 1, 2022**

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**RECOMMENDED ACTION:**

Approve Ordinance No. 2186 levying a transient guest tax at a rate of 6% commencing April 1, 2022.

**BACKGROUND:**

The City of Augusta currently levies a transient guest tax at a rate of 5%. This tax is paid by the customers of hotels, motels, and other sleeping accommodation businesses (such as Airbnb). The transient guest tax is a local tax that is administered by the Kansas Department of Revenue (KDOR). It is collected by hotels, motels, and other sleeping accommodation businesses from their customers and remitted to KDOR. 98% of the transient guest tax is returned to cities and counties. The remaining 2% is kept by KDOR to cover their expenses in administering the tax.

K.S.A. 12-1696 authorizes the governing bodies of cities and counties to levy a transient guest tax at a rate not to exceed 2%. The City of Augusta has exempted itself from the 2% rate limit through multiple charter ordinances over the years. Authority for levying the current rate of 5% was granted through approval of Charter Ordinance No. 13 in 2008.

On October 7, 2013, the Augusta City Council approved Charter Ordinance No. 16, which gave the City authority to levy a transient guest tax rate of up to 6%. This was an increase of 1% from the previous limit established by Charter Ordinance No. 13. Charter Ordinance No. 16 also authorized the City of Augusta to utilize proceeds from the transient guest tax for economic development purposes, including convention and tourism promotion. Prior to this ordinance, state statute limited the use of these funds to convention and tourism promotion only.

However, the City Council never passed a regular ordinance to effectuate the increase of the transient guest tax rate to 6%, though the charter ordinance granted the authority to do so. The current rate remains at 5%. At the work sessions for the 2022 City Budget, the City Council discussed the possibility of raising the transient guest tax rate and using the additional revenue generated to fund

economic development efforts in Augusta. City staff engaged in discussions about this possibility with Augusta Progress Inc. and the Convention and Tourism Bureau and both groups were supportive. Additionally, we sent out a letter and posted information on the city website and social media to alert hotel owners of the potential increase. To date, we have not heard any responses or received any questions regarding the proposed change.

**ANALYSIS:**

The following table shows Augusta’s transient guest tax rate as well as the rates for 15 comparable municipalities. The average rate for those comparable communities is approximately 6.5%. Augusta and El Dorado are the only entities with a rate under 6%.

<b>City</b>	<b>Transient Guest Tax Rate</b>	<b>Effective Date</b>
Augusta	5.00%	1/1/2009
Abilene	8.00%	7/1/2016
Andover	8.00%	4/1/2017
Arkansas City	6.00%	10/1/2005
Atchison	8.00%	1/1/2010
Bel Aire	6.00%	10/1/2012
Derby	8.00%	1/1/2015
El Dorado	5.00%	4/1/1993
Fort Scott	6.00%	1/1/2014
Haysville	6.00%	1/1/2011
Kechi	6.00%	4/1/2018
McPherson	7.00%	7/1/2019
Park City	6.00%	4/1/1998
Parsons	6.00%	4/1/2007
Wellington	6.00%	7/1/2004
Winfield	6.00%	10/1/2014

To increase the City’s transient guest tax rate, the City will need to pass the proposed ordinance and file the appropriate documentation with the Kansas Department of Revenue. If the State receives the documentation by the end of February, the new rate can be made effective at the start of the second quarter (April 1, 2022).

Comfort Inn & Suites, one of Augusta’s two hotels, does not currently pay transient guest tax to the City. One of the terms of their development agreement approved in 2015 was that the hotel would be rebated an amount equal to 5% of their gross rental receipts on sales (the current transient guest tax rate) minus any administrative fees from the Department of Revenue and \$450 to cover the City’s administrative costs. This rebate will last for a period of 22 years, measured from the first day of operation of the hotel. Increasing the transient guest tax to 6% means that the Comfort Inn will actually start generating this revenue source to the city for the difference (1%).

Transient guest tax revenue is currently used for convention and tourism promotion, but Charter Ordinance No. 16 allows the City to use it for the broader purpose of economic development promotion. On September 7, 2010, the City Council approved Resolution No. 2010-15 designating Augusta Progress Inc. as the official economic development group for the City of Augusta and authorizing the creation of an economic development fund. The Economic Development Fund (numbered Fund 27) was established shortly after. The fund was established with a balance of \$20,000 via a \$10,000 transfer from Electric Administration and a \$10,000 transfer from the General Fund. The fund received regular transfers from those two funds until 2016 and was closed at the end of 2017 after the remaining balance was expended on the water line extension to the new Scooter's Coffee development. The fund had no ongoing source of revenue other than transfers.

If the increase to the transient guest tax rate is approved, staff's plan is to reactivate the Economic Development Fund and make the additional revenue generated by the rate increase an ongoing revenue source for it. Since transient guest tax revenue is required to be credited to the Convention & Tourism Fund, this will require some adjustments to the budget, which staff will work out internally. The funding can then be used by Augusta Progress Inc. for the eligible activities specified in Resolution 2010-15.

**FISCAL IMPACT/FUNDING SOURCE:**

Revenue from the transient guest tax goes into Fund 5 Convention and Tourism. The city currently generates about \$10,000 in transient guest tax annually from Motel 6 and Airbnbs in Augusta. If the guest tax rate is increased from 5% to 6%, that will generate approximately \$2,000 in additional revenue from those entities. Comfort Inn & Suites will continue to get their 5% transient guest tax rebated, but the additional 1% will come back to the city. We do not know for sure how much revenue that will generate, but have estimated the total impact of this change at \$8,000 - \$10,000 annually. A number of variables will impact this figure up or down since it is driven by occupancy.

**Department Head Approval Date:**

**City Manager Approval Date:** 2/4/22

**City Attorney Approval Date:**

**Attachments** (*list in packet assembly order*):

1. Letter to Hotel Owners and Accommodations Brokers
2. Proposed Ordinance No. 2186
3. Charter Ordinance No. 16
4. Resolution No. 2010-15

Mike Rawling  
Mayor

*City Council Members*  
Mike Huddleston  
Eric Birk  
Bob Bailey  
Tom Leffler  
Jake Marr  
Jeff Brown  
Kip Richardson  
Ronald Reavis



Post Office Box 489  
113 E. 6<sup>th</sup> Avenue, Augusta, Kansas 67010  
Phone (316) 775-4510 Fax (316) 775-4566  
www.augustaks.org

Josh Shaw  
City Manager  
Cody Sims  
Assistant City Manager  
Erica Jones  
City Clerk/Finance Director  
Todd Ackerman  
Public Safety Director  
Makala Navarro  
Human Resources Manager  
Tim Johnson  
Utilities Director

January 11, 2022

To Whom It May Concern,

This letter is directed to owners of hotels and motels as well as accommodation brokers (including Airbnbs) in Augusta, KS who currently pay transient guest tax. This February, the Augusta City Council will consider a recommendation from City staff to increase Augusta's local transient guest tax rate from 5% to 6%, with the additional funds being used to support local economic development efforts.

On October 7, 2013, the Augusta City Council approved Charter Ordinance 16 granting the City authority to increase the transient guest tax up to a rate of 6% and authorizing the use of transient guest tax funds for economic development purposes. However, since that meeting the City has not taken formal action to actually increase the tax rate. In 2021, City staff revisited the possibility of acting on the Charter Ordinance, discussing the issue with City Council, the Convention & Tourism Bureau, and local economic development organizations before forming their recommendation.

The transient guest tax is a local tax that is administered by the Kansas Department of Revenue (KDOR). It is collected by hotels, motels, and accommodation brokers from their customers and remitted to KDOR. 98% of the transient guest tax is returned to cities and counties. The remaining 2% is kept by KDOR to cover their expenses in administering the tax.

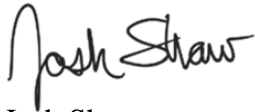
The following table shows Augusta's transient guest tax rate as well as the rates for 15 comparable cities. The average rate for those comparable communities is approximately 6.5%.

City	Transient Guest Tax Rate	Effective Date
Augusta	5.00%	1/1/2009
Abilene	8.00%	7/1/2016
Andover	8.00%	4/1/2017
Arkansas City	6.00%	10/1/2005
Atchison	8.00%	1/1/2010
Bel Aire	6.00%	10/1/2012
Derby	8.00%	1/1/2015
El Dorado	5.00%	4/1/1993

Fort Scott	6.00%	1/1/2014
Haysville	6.00%	1/1/2011
Kechi	6.00%	4/1/2018
McPherson	7.00%	7/1/2019
Park City	6.00%	4/1/1998
Parsons	6.00%	4/1/2007
Wellington	6.00%	7/1/2004
Winfield	6.00%	10/1/2014

If you have any questions or concerns about a potential increase to the Augusta transient guest tax rate, please contact the City Manager's Office at (316)775-4510 or [jshaw@augustagov.org](mailto:jshaw@augustagov.org).

Sincerely,



Josh Shaw  
City Manager  
City of Augusta, KS  
316-775-4510  
[jshaw@augustagov.org](mailto:jshaw@augustagov.org)

**ORDINANCE NO. 2186**

**AN ORDINANCE LEVYING A TRANSIENT GUEST TAX BEGINNING APRIL 1, 2022, UPON THE GROSS RECEIPTS DERIVED FROM, OR PAID BY, TRANSIENT GUESTS FOR SLEEPING ACCOMODATIONS IN ANY HOTEL, MOTEL OR TOURIST COURT LOCATED WITHIN THE CITY OF AUGUSTA.**

**WHEREAS**, the provisions of K.S.A. 12-1696, et.seq. (the “Act”), and City of Augusta Charter Ordinance No. 16 authorize the City of Augusta to levy a Transient Guest Tax, at a rate not to exceed six percent (6.0%), upon the gross receipts derived from or paid by transient guests for sleeping accommodations, exclusive of charges for incidental services or facilities, in any hotel, motel or tourist court within the City of Augusta; and,

**WHEREAS**, the Governing Body of the City of Augusta desires to levy such Transient Guest Tax at the rate of six percent (6.0%), commencing April 1, 2022.

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

**SECTION 1.** There is hereby levied, pursuant to the Act and Charter Ordinance No. 16, a Transient Guest Tax at the rate of six percent (6.0%), upon the gross receipts derived from or paid by transient guests for sleeping accommodations, exclusive of charges for incidental services or facilities, in any hotel, motel or tourist court located within the City of Augusta. Such levy shall be effective from and after April 1, 2022.

**SECTION 2.** The City Clerk is hereby authorized, and directed, to forward a certified copy of this ordinance to the Kansas Department of Revenue, who shall cause the Transient Guest Tax, levied hereunder, to be collected in accordance with Kansas law, effective April 1, 2022.

**SECTION 3.** This Ordinance shall be in full force and effect from and after its adoption and publication on the city website, [www.augustaks.org](http://www.augustaks.org).

**SECTION 4.** All ordinances in conflict herewith are hereby repealed as of April 1, 2022.



PASSED, ADOPTED and APPROVED by majority vote of the governing body of the City of Augusta this 7<sup>th</sup> day of February, 2022.

CITY OF AUGUSTA

[seal]

By \_\_\_\_\_  
Mike L. Rawlings, Mayor

ATTEST:

By \_\_\_\_\_  
Erica L. Jones, City Clerk

## Charter Ordinance No. 16

A CHARTER ORDINANCE EXEMPTING THE CITY OF AUGUSTA, KANSAS, FROM ALL THE PROVISIONS OF K.S.A. 12-1696, RELATING TO DEFINITIONS PERTAINING TO TRANSIENT GUEST TAX; FROM THE PROVISIONS OF K.S.A. 12-1697 (a) RELATING TO THE LEVY OF TRANSIENT GUEST TAX; FROM THE PROVISIONS OF K.S.A. 12-1698 (e), RELATING TO CITY TRANSIENT GUEST TAX FUND; FROM ALL THE PROVISIONS OF K.S.A. 12-16,101, RELATING TO A COMMITTEE TO MAKE RECOMMENDATIONS FOR PROGRAMS AND EXPENDITURES; AND FROM ALL THE PROVISIONS OF K.S.A. 12- 16,113, RELATING TO AN ANNUAL ACCOUNTING OF EXPENDITURES; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT; AND REPEALING CHARTER ORDINANCE NO. 13.

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

SECTION ONE: The City of Augusta, Kansas, a city of the second class (the "City"), by the power granted to it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to exempt, and does exempt itself from all the provisions of K.S.A. 12-1696, which applies to said City, but not uniformly to all cities, and provides the following substitute and additional provisions on the same subject:

"As used in this act, the following words and phrases have the meaning respectively ascribed to them herein:

- (a) 'Activities' mean planning, organizing, implementing, equipping, furnishing, staffing and managing of programs;
- (b) 'Business' means any person engaged in the business of renting, leasing or letting living quarters, sleeping accommodations, rooms or a part thereof in connection with any motel, hotel or tourist court;
- (c) 'Economic development promotion' means (1) activities to attract the location or relocation of industrial or commercial enterprises into the community through marketing efforts, including advertising and incentives; (2) activities designed to encourage retention and expansion of existing industrial or commercial enterprises in the community; (3) convention and tourism promotion activities designed to attract visitors into the community through marketing efforts, including advertising, directed to at least one of the five basic convention and tourism market segments consisting of group tours, pleasure travelers, association meetings and conventions, trade shows and corporate meetings and travel and support of those activities and organizations which encourage increased lodging facility occupancy; and (4) construction and management of hotel, motel or tourist courts in the City; and (5) annual payment of the transient guest tax generated at a hotel, motel or tourist court in the City to the operator of the hotel, motel or tourist court, upon terms agreed to by the Governing Body of the City, in exchange for the economic development investment generated by the hotel, motel or tourist court to the community;
- (d) 'Hotel, motel, or tourist court' means any structure or building which contains rooms furnished for the purposes of providing lodging, which may or may not also provide meals, entertainment or various other personal services to transient guests, and which is kept, used, maintained, advertised or held out to the public as a place where sleeping accommodations are sought for pay or compensation by transient or permanent guests and having more than two bedrooms furnished for the accommodation of such guests;
- (e) 'Person' means an individual, firm, partnership, corporation, joint venture or other association of persons;
- (f) 'Transient guest' means a person who occupies a room in a hotel, motel or tourist court for not more than 28 consecutive days;"

SECTION TWO: The City, by the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to exempt, and does exempt itself from, and makes inapplicable to it, the provisions of K.S.A. 12-1697(a), and provides the following substitute and additional provisions on the same subject:

“(a) In order to provide revenues to promote economic development, the Governing Body of the City is hereby authorized to levy a transient guest tax at not to exceed the rate of six percent (6%) upon the gross receipts derived from or paid by transient guests for sleeping accommodations, exclusive of charges for incidental services or facilities, in any hotel, motel or tourist court.”

SECTION THREE: The City, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt, and does exempt itself from, and makes inapplicable to it, the provisions of K.S.A. 12-1698(e), and provides the following substitute and additional provisions on the same subject:

“(e) Except as otherwise provided in K.S.A. 12-1774, and amendments thereto, all such moneys received by the City treasurer from disbursements from the City transient guest tax fund shall be credited to the tourism and convention promotion fund of such City and shall only be expended for economic development promotion purposes.”

SECTION FOUR: The City of Augusta, Kansas, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt, and does exempt itself from, and makes inapplicable to it, the provisions of K.S.A. 12-16,101 and provides the following substitute and additional provisions on the same subject:

“The Governing Body of the City shall establish a convention and tourism committee to make recommendations concerning the programs and expenditures for economic development promotion, including conventions and tourism, consisting of nine (9) members to be appointed by the Governing Body. The membership of this committee shall have two (2) members who are either owners, operators or employees of persons engaged in the hotel or motel business within said City; two (2) members who represent agencies or organizations that are actively engaged in promoting economic development, including tourism, or from facilities or organizations of historic or cultural attraction within the City; one (1) representative of the Augusta Chamber of Commerce; and four (4) representatives of the general public. The Governing Body shall provide, by resolution, for the appointment and terms of service not to exceed four (4) years for such members. The City shall have the authority to contract for economic development promotion programs to be implemented within the City.”

SECTION FIVE: The City of Augusta, Kansas, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt, and does exempt itself from, and makes inapplicable to it, the provisions of K.S.A. 12-16, 113, and provides the following substitute and additional provisions on the same subject:

“The Governing Body of the City shall require that any entity to which funds which in the aggregate in any year exceed \$25,000, are provided for economic development promotion purposes from moneys received pursuant to Section 2 of this Charter Ordinance, or other charter ordinance which imposes a transient guest tax, shall provide for the separate accounting of the receipt and disbursement of such funds and shall provide to the City, as the case requires, an accounting of the receipt and expenditures of such funds in accordance with standard accounting practices within 120 days after the end of the fiscal year of such entity. In the event no such accounting is provided within such time period, funds shall not be provided to the entity unless and until the accounting is provided.

SECTION SIX: Charter Ordinance No. 13 of the City is hereby repealed.

(10-07-2013)

**RESOLUTION NO. 2010-15**

**A RESOLUTION DESIGNATING AUGUSTA PROGRESS INC. AS THE OFFICIAL ECONOMIC DEVELOPMENT GROUP FOR THE CITY OF AUGUSTA AND AUTHORIZING THE CREATION OF AN ECONOMIC DEVELOPMENT FUND SUBJECT TO GUIDELINES ESTABLISHED HEREIN**

**WHEREAS**, the City of Augusta, Kansas, a Municipal corporation, (hereinafter referred to as "THE CITY") recognizes that it is necessary and for the best interests of THE CITY to relieve conditions of unemployment and to encourage the economic development of THE CITY thereby reducing the detrimental effects of unemployment, and to provide for the increased welfare and prosperity of the residents of THE CITY; and

**WHEREAS**, THE CITY does not have adequate resources to dedicate a staff person to economic development activities on a full-time basis; and

**WHEREAS**, in order to implement the public purposes set forth herein, THE CITY wishes to partner with Augusta Progress Inc., a not-for-profit corporation, (hereinafter referred to as "API"), whose stated mission is to promote economic development, facilitate redevelopment, and provide business growth and retention services; and

**WHEREAS**, API requires additional financial resources to support its general operations and pursue economic development activities that benefit THE CITY; and

**WHEREAS**, THE CITY is committed to providing funding to API for projects and activities believed to be in the best interests of THE CITY, and which are in accordance with THE CITY's stated goals and priorities; and

**WHEREAS**, THE CITY wishes both to enhance accountability for funding provided to API as well as streamline the process for gaining access to funding to allow API the greatest amount of flexibility to respond to economic development opportunities as they arise;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUGUSTA, KANSAS, AS FOLLOWS:**

**SECTION 1:** The City Council does hereby designate API as the official economic development group for THE CITY.

**SECTION 2:** The City Council supports the creation of an Economic Development Fund to administer funds appropriated for economic development activities conducted by API, and does hereby authorize the creation of said fund.

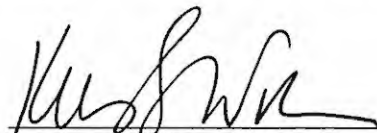
**SECTION 3:** The City Council does hereby adopt the following guidelines in the determination of whether or not certain activities of API are eligible for Economic Development Fund dollars.

- A. For the purposes of this resolution, activities eligible for Economic Development Fund dollars include and *are limited* to the following:
1. Area-wide Marketing and Branding Efforts;
  2. Removal of Blight;
  3. Brownfield and Greenfield Redevelopment;
  4. Land Acquisition for Industrial Park Development;
  5. Workforce Training;
  6. Economic Development/Impact Studies;
  7. Public Space Enhancements;
  8. Industrial and Retail Business Recruitment; and
  9. Professional Services (e.g. engineering, architectural, environmental, etc) directly associated with above-listed activities.
- B. Economic Development Fund dollars are not to be used for loans, e-community loan matches, cash grants, or other direct financial incentives without prior approval from the City Council.
- C. Economic Development Fund dollars shall not be used to benefit businesses located outside of THE CITY's designated Growth Area without prior approval from the City Council. Priority shall be given to projects and activities that promote economic development within THE CITY's corporate limits.
- D. The City Manager and/or designee is hereby authorized to approve expenditures out of the Economic Development Fund for API requests not exceeding \$5,000. Requests in excess of this amount must receive prior approval from the City Council.

**SECTION 4:** The foregoing guidelines are the current policy requirements of the City Council, and may be modified or waived by the City Council if necessary or desirable.

**SECTION 5:** The City Manager and/or designee is hereby authorized and directed to do all things reasonable and proper to carry out the intent and purpose of this Resolution.

**ADOPTED** by the City Council of the City of Augusta, Butler County, Kansas, this 7<sup>th</sup> day of September, 2010.

  
\_\_\_\_\_  
Kristey Williams, Mayor

Attest:

  
\_\_\_\_\_  
Erica L. Jones, City Clerk





At the September 21, 2020 meeting, the City Council approved Resolution 2020-19 authorizing the submittal of an application to Kansas Housing Resources Corporation for the Moderate Income Housing Grant program. The 2020 application was **not selected** for funding by KHRC.

### ***2021 MIH Application – Klausmeyer Construction***

Throughout 2021, City staff continued to work with Ross Vogel and regional builder Don Klausmeyer to evaluate the project submit another application to the MIH program in 2021. City staff pursued the funding opportunity again, with Don Klausmeyer Construction taking over as the project developer. The current plan is to bring 32 new (mostly moderate income) homes to Augusta. The specific area identified for development consists of various parcels adjoining Lakepoint 6<sup>th</sup> Addition and Belmont Place 3<sup>rd</sup> Addition., to be named Lakepoint 7<sup>th</sup> Addition.

On September 20, 2021, the City Council approved Resolution 2021-17 authorizing the submittal of another application to the MIH program for the 2021 round. In December 2021, the City received an award letter from KHRC for the \$400,000 grant. The grant agreement with KHRC is attached for the Council’s review and consideration. This agreement must be executed and submitted back to KHRC by February 11<sup>th</sup>, 2022.

### **ANALYSIS:**

As noted in the attached MIH grant agreement, construction of this development must begin by July 1, 2022 unless we request approval from KHRC to adjust the timeline. 24 of 32 homes will be subject to the MIH income restriction guidelines, which will be enforced through deed restrictions and mortgage lien. The city and developer will be responsible for implementing an income verification process to determine that home purchases are eligible. Again, since these are moderate income households and not low-income housing, the qualifying income range will be broad enough for most working class families to meet eligibility requirements (see income limits attachment).

### ***Next Steps***

The MIH grant funding is the first component of a two-pronged strategy for financing this new development in Augusta, which would be the first new housing subdivision in Augusta in two decades. The second component of this strategy is the designation of the project area as a Rural Housing Incentive District (RHID).

The RHID is a tax incentive district that makes developing affordable market rate housing more feasible for developers by allowing them to collect property taxes to recoup their investment in the infrastructure. Under this model, the developer would assume all the costs of development (including infrastructure), thus eliminating the need for special assessments or City bonding and allowing the lots to be sold or rented at more affordable prices for the end consumer. This is an alternative to a tax rebate program like the NRP that rebates property taxes to the end consumer to try to incentivize new housing starts and redevelopment in infill neighborhoods.

Now that the City has received MIH grant funding, the next step is for staff to proceed with drafting a development plan/agreement. The city will then draft a resolution initiating the public hearing process

to review the development agreement and formally create the RHID district. This hearing is expected to occur in late May/June.

**FISCAL IMPACT/FUNDING SOURCE:**

The \$400,000 in grant funding will go into a city project fund to eventually be disbursed to Don Klausmeyer Construction for the construction of the housing project. Klausmeyer has initiated preliminary site engineering and will be working with Ross Vogel and the city to put together development agreements in the coming months. The development agreement will govern the length of time Klausmeyer will collect the new property tax increments created by the development to reimburse project costs.

The City will ultimately assume responsibility for the cost of maintenance and upkeep of the public infrastructure once constructed, but the issue of a default on special assessments is mitigated by the RHID financing model.

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**Department Head Approval Date:**

**City Manager Approval Date:** 2/4/2022

**City Attorney Approval Date:**

**Attachments** (*list in packet assembly order*):

1. MIH Award Letter
2. MIH Grant Agreement
3. MIH Income Limits
4. [MIH Complete Application Attachments – Project RFP Overview](#)



## Attachment A: RFP Income Target

# KANSAS HOUSING

## Moderate Income Housing Income Range HUD's FY 2021 Income Limits

	1 Person	2 Persons	3 Persons	4 Persons	5 Persons	6 Persons	7 Persons	8 Persons
150%	\$ 81,281	\$ 92,906	\$ 104,531	\$ 116,063	\$ 125,344	\$ 134,719	\$ 144,000	\$ 153,281
60%	\$ 32,513	\$ 37,163	\$ 41,813	\$ 46,425	\$ 50,138	\$ 53,888	\$ 57,600	\$ 61,313

Based upon HUD's FY 2021 State Income Limits

*\*The Moderate Income Housing program is intended for households who do not qualify for other housing resources that are restricted to lower incomes. These funds are not intended to substitute housing resources specified for lower incomes. Therefore, if a community needs to develop housing for a population that includes households below 60% of AMI, KHRC has the right to make an exception on a circumstantial basis.*



December 17, 2021

Mr. Josh Shaw  
City of Augusta  
113 E. 6<sup>th</sup> St.  
Augusta, KS 67010

Re: Kansas Moderate Income Housing Application

Dear Mr. Shaw,

As administrator of the Kansas Moderate Income Housing (MIH) Program, Kansas Housing Resources Corporation (KHRC) would like to offer your City \$400,000 for the development you proposed. This award is conditioned on and subject to the following:

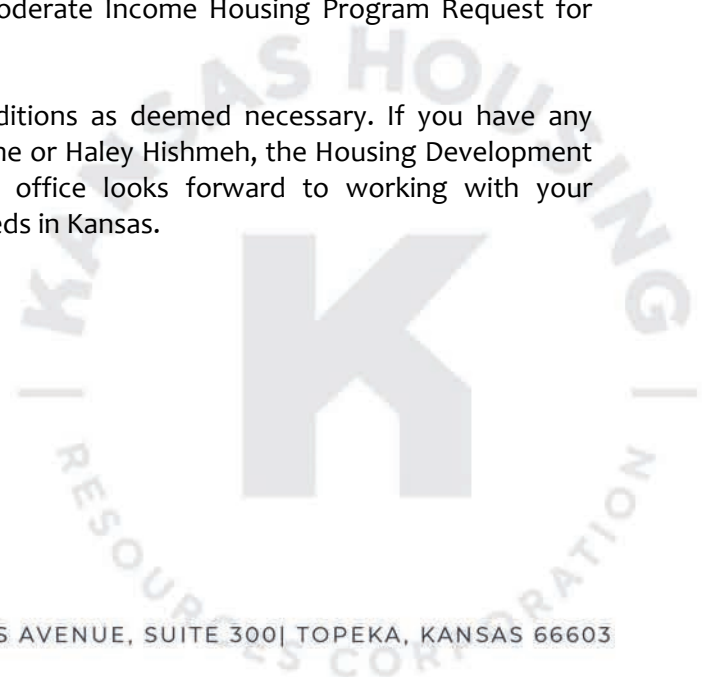
1. Providing the following information:
  - a. A pre-construction energy audit of at least one unit.
  - b. A copy of an environmental report. A Phase I environmental report if required by the lender or others, otherwise the enclosed form can be used;
2. Commitment to a pre-construction conference with KHRC staff and the applicant, developer and contractor;
3. Execution of and compliance with a grant agreement; and
4. Compliance with all rules and requirements of the MIH Program, as more fully identified in its enabling legislation and the 2021 Kansas Moderate Income Housing Program Request for Proposal.

KHRC reserves the right to require additional conditions as deemed necessary. If you have any questions you would like to discuss please contact me or Haley Hishmeh, the Housing Development Coordinate at [HHishmeh@kshousingcorp.org](mailto:HHishmeh@kshousingcorp.org). Our office looks forward to working with your community to address moderate income housing needs in Kansas.

Sincerely,

A handwritten signature in black ink, appearing to read 'Alissa Ice', with a long, sweeping underline.

Alissa Ice  
Director of Housing Development  
785-217-2036  
[Alce@kshousingcorp.org](mailto:Alce@kshousingcorp.org)



## GRANT AGREEMENT

**THIS GRANT AGREEMENT (“Agreement”)** is made by and between the City of Augusta, Kansas, (“**Grantee**”), 113 E. 6th, Augusta, Kansas 67010 and Kansas Housing Resources Corporation, 611 South Kansas Avenue, Suite 300, Topeka, Kansas 66603 (“**KHRC**”) this 31<sup>st</sup> day of January, 2022.

**WHEREAS**, KHRC is a non-profit public corporation responsible for administering Federal and State housing programs, as well as the State Housing Trust Fund (“**SHTF**”);

**WHEREAS**, the Kansas Legislature passed and the Governor signed Senate Substitute for Substitute for HOUSE BILL No. 2231 (“**Bill**”) which provided \$2 million to the **SHTF** administered by KHRC to be used for the purpose of loans or grants to cities or counties for infrastructure or housing development in rural areas;

**WHEREAS**, utilizing the funds provided under the Bill to the SHTF, KHRC issued a Kansas Moderate Income Housing (“**MIH**”) Request for Proposal (“**RFP**”) in July of 2021;

**WHEREAS**, Grantee requested MIH funds for proposed eligible activities through an application dated September 27, 2021 which is hereby incorporated by reference herein (“**Application**”), and which was relied upon by KHRC in entering into this Agreement; and

**WHEREAS**, KHRC’s Loans and Grants Committee at its December 6, 2021 meeting approved a grant totaling \$400,000 for Grantee’s proposed eligible activities set forth in its Application (“**Eligible Activities**”).

**NOW THEREFORE**, in consideration of the promises and covenants set forth herein, the parties do mutually agree as follows:

1. **Grant Funds**. KHRC hereby allocates Grantee up to \$400,000 (“**Funds**”) for Eligible Activities.
2. **Use of Grant Funds**. Grantee shall use the Funds solely on the Eligible Activities, as set forth in the Application approved by KHRC, and Grantee agrees as follows:
  - a. Construction and infrastructure of 32 units for homeownership.
  - b. Construction of this development shall begin by July 1, 2022, unless Grantee requests and obtains prior written approval from KHRC.
  - c. A minimum of 24 MIH homeownership units are committed to this development/project.

- d. The representations and commitments made in the Application are all hereby incorporated herein and remain a continuing representations and obligations of the Grantee.
3. **Leverage Commitment.** In addition to the Funds provided by KHRC, Grantee shall provide leveraged funds towards the costs of the Eligible Activities as set forth in the Application.
  4. **Disbursement of Grant Funds.** Grantee shall use its usual procurement processes for bidding out each portion of the Eligible Activities. As development costs are incurred, Grantee may make request to KHRC for a lump sum or partial payment from the Funds. With any request, Grantee agrees to provide documentation of such costs, as well as evidence that the leverage commitment in the Application is being used in the funded Eligible Activities. Grantee shall provide requests for payment in the form required by KHRC, and Grantee shall include with the request the KHRC required forms and any supporting documentation required by KHRC. Requests shall be made to the attention of Abigail Phillips, who may be reached as follows:

Abigail Phillips, HOME-ARP Program Manager  
E-mail: APhillips@kshousingcorp.org  
Phone: 785-268-8135

KHRC reserves the right to request additional documentation or information, in its sole discretion, prior to disbursement of Funds, and Grantee agrees to promptly respond to all requests.

5. **Compliance with Regulations.** Grantee shall ensure compliance with all MIH rules and restrictions, as stated in the Bill and the RFP, as well as other governing laws, **including the accessibility requirements of KSA 58-1401 et seq.** when applicable, and the 2018 International Energy Conservation Code. Prior to making any modifications to the Eligible Activities as set forth in the Application, Grantee shall obtain written approval from KHRC. If Grantee is using the Funds for single family housing development or assistance, Grantee shall also enact and monitor a recapture provision as explained in the RFP.
6. **Program Income.** Grantee agrees to use any income derived from or generated by the Eligible Activities, regardless of when the income is received, solely for housing purposes in accordance with the RFP.
7. **Reporting.** Beginning with the first business day of the month following the award being made to Grantee and continuing each month thereafter, Grantee shall submit in writing monthly status reports to KHRC until all Eligible Activities are completed and all Funds have been expended. Grantee agrees that each status report should detail the use of Funds to date, along with a self-assessment comparing that use with the Grantee's proposed use from its Application to KHRC.

The status report should include an evaluation of the Eligible Activities to date as well as the status of construction and the nature and reasons for any changes in the Eligible Activities. A monthly status report should be filed even if there has been no progress or activity from the previous month.

Within 60 days following completion of the Eligible Activities and expenditure of all Funds, Grantee shall submit a final accounting to KHRC using KHRC forms. Said accounting shall include details such as the use of any income generated from the Eligible Activities. Should KHRC have any questions regarding a status report or should there be any deficiency in a status report, Grantee agrees to provide any additional information requested by KHRC, or to correct its report as needed, within seven (7) days of any request from KHRC.

8. **Compliance Monitoring.** When Funds are used in the development of rental housing, either directly or indirectly, Grantee shall ensure that tenants are initially qualified with gross incomes within the established MIH ranges as outlined in the RFP. Grantee agrees to follow a consistent method and procedure to certify tenants and verify that incomes are within the MIH ranges as set forth in the RFP and shall provide KHRC with documentation of the procedures followed upon KHRC's request. Tenants need not be recertified once they are initially qualified. This process will be used for the first five years following completion of the development whenever a new tenant enters the property. At the end of the fifth year, there shall be no further qualification procedures.

When Funds are used for home ownership opportunities, either directly or indirectly, Grantee agrees to follow a consistent method and procedure to certify tenants and verify that incomes are within the MIH ranges as set forth in the RFP and shall provide KHRC with documentation of the procedures followed upon KHRC's request. There will be no certification required for subsequent purchasers of the subject real estate when the first purchaser was qualified under the MIH guidelines. However, the Grantee shall, when transferring the subject real estate to the initial purchaser, record a deed restriction on the subject real estate limiting the profit that can be achieved whenever such home is sold within a five year period of its initial occupancy. The Grantee agrees that the restriction shall require a declining refund of any profit payable to the Grantee in increments of ten percent annually. At the end of the fifth year of occupancy, the deed restriction shall be lifted and there shall be no restriction on the profit achieved by the sale of the home.

9. **Noncompliance by Grantee.** Noncompliance with the RFP, this Agreement, or any other reasonable requirements of KHRC, shall result in penalties to the Grantee in KHRC's discretion, including but not limited to recapture of funds, loss of eligibility for future funds and/or termination of this Agreement.
10. **Rescission/Unavailability of Funds.** Grantee understands that the RFP and Grantee's award is funded in whole or in part by State of Kansas funds

provided through the Bill. In the event the State funds supporting this Agreement become unavailable, are reduced, or rescinded, KHRC may terminate or amend this Agreement without penalty and will not be obligated to pay the Grantee from any other sources, including KHRC, SHTF, or State of Kansas monies.

11. **Miscellaneous.** The descriptive headings of this Agreement are for convenience only and shall not be deemed to affect the meaning of any provision. This Agreement may be modified only by the mutual written agreement of the parties. If any provision of this Agreement is determined by a court of competent jurisdiction to be invalid or unenforceable to any extent, the remainder of this Agreement shall not be affected and each provision of this Agreement shall be enforced to the fullest extent permitted by law. The failure of KHRC to exercise any of its rights or responsibilities under the Bill or this Agreement shall not constitute a waiver of the right to exercise the same or any other option at any subsequent time in respect to the same or any other event. This Agreement constitutes the entire agreement of the parties and supersedes all other prior written or oral contracts between the parties with respect to the subject matter hereof. Grantee shall not transfer or assign all or any of its rights, obligations or benefits under this Agreement without the prior written approval of KHRC, which approval may be withheld in KHRC's sole and absolute discretion.

**IN WITNESS WHEREOF**, the parties hereto have caused this instrument to be executed by their duly authorized official or officers on the date first indicated.

**GRANTEE:**

By: \_\_\_\_\_

Date: \_\_\_\_\_

**KANSAS HOUSING RESOURCES CORPORATION**

By: \_\_\_\_\_  
RYAN VINCENT, EXECUTIVE DIRECTOR

Date: \_\_\_\_\_



**CITY OF AUGUSTA  
CITY COUNCIL AGENDA REPORT**

Meeting Date: February 7, 2022  
Department: Public Safety  
Submitted By: Todd Ackerman, Public Safety Director  
Prepared By: Todd Ackerman, Public Safety Director  
Agenda Title: **Bid Award for Police Vehicle**

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**RECOMMENDED ACTION:**

Consider approval of bid award for 2022 Ford Explorer police vehicle to Rusty Eck Ford in the amount of \$35,997.00 (including trade).

**BACKGROUND:**

In the approved 2022 city budget, the city budgeted the continuation of placing the Ford Explorers into the patrol division. The approved 2022 budget contained funds intended to replace two vehicles. One being a 2011 Crown Victoria the second being Major Marbut’s 2015 Ford F-150. The F-150 cost is shared between the City of Augusta and Butler County Fire District. The F-150 is not being bid at this time as Ford is not taking orders or bids for fleet trucks. Bidding will take place later this calendar year. Bid packages were sent to 3 dealerships and 3 submitted responses. Two responses were received on time and one (Shawnee Mission Ford) was a day late and not opened.

**ANALYSIS:**

On February 1, 2022 at 2:00 pm bids were opened at City Hall per established procedures. The following bids were reviewed and found to meet specifications. However, the Shawnee Mission Ford bid was received a day late and not opened. The bid for the Ford Explorer is within the budgeted amount. This vehicle will be placed in the patrol fleet and the highest mileage Explorer transitioned into a transport/training car.

We will try bidding the Ford F-150 again in about six months.

**Don Hattan Ford**

Price for 1 Ford Explorer: \$41,800.00  
Trade-in Allowance: \$4,000.00  
Total Bid Price: **\$37,800.00**

**Rusty Eck Ford**

Price for 1 Ford Explorer: \$39,997.00

Trade-in Allowance: \$4,000.00

Total Bid Price: **\$35,997.00** (Low Bid)

**FISCAL IMPACT/FUNDING SOURCE:**

\$76,000 is provided in Fund 26 of the 2022 Budget (pg. 139) for replacing two vehicles. The second vehicle (Major Marbut 2015 F-150) will be bid at a later time because of availability.

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**Department Head Approval Date:** 2/2/2022

**City Manager Approval Date:** 2/4/2022

**City Attorney Approval Date:**

**Attachments** (*list in packet assembly order*):

1. Bid from Don Hattan Ford
2. Bid from Rusty Eck Ford



\*\*\*\* AND, YOU MUST BID ON THE FOLLOWING\*\*\*\*

TOTAL BID FOR ONE NEW POLICE CRUISER AS SPECIFIED, LESS TRADE-IN OF THE FOLLOWING:

Unit #02 2011 Ford Crown Victoria (police Package) Black in color Mileage 61105  
VIN: 2FABP7BVXBX155624.

TRADE-IN VEHICLE(S) MAY BE VIEWED BY CONTACTING SERGEANT HIGHBARGER AT 316-775-4500. ALL BIDS ARE FOR "AS IS" CONDITION.

THE CITY OF AUGUSTA, KANSAS RESERVES THE RIGHT TO  
ACCEPT OR REJECT ANY OR ALL ALLOWANCES FOR  
TRADE-IN VEHICLES FOR THIS BID PACKAGE.

TRADE ALLOWANCE FOR VEHICLE FOR: \$ < 4,000.00 >

NET BID PRICE VEHICLE #1 \$ 41,800.00

TOTAL PURCHASE PRICE: \$ 37,800.00

(LESS)

TOTAL TRADE ALLOWANCE: \$ < 4000.00 >

TOTAL PURCHASE PRICE: \$ 37,800.00

Company: Don Hatton Ford

Signed: [Signature]

Date: 2/1/22

**TOTAL BID FOR NEW POLICE CRUISER AS SPECIFIED:**

**BID PRICE:** \$ 41,800.00

Company: Don Nathan Ford

Signed: [Signature] Date: 2/2/22

EXCEPTION TO BID SPECIFICATIONS (Please note and describe below):

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\*\*\*\* AND, YOU MUST BID ON THE FOLLOWING\*\*\*\*

TOTAL BID FOR ONE NEW POLICE CRUISER AS SPECIFIED, LESS TRADE-IN OF THE FOLLOWING:

Unit #02 2011 Ford Crown Victoria (police Package) Black in color Mileage 61105  
VIN: 2FABP7BVXBX155624.

TRADE-IN VEHICLE(S) MAY BE VIEWED BY CONTACTING SERGEANT HIGHBARGER AT 316-775-4500. ALL BIDS ARE FOR "AS IS" CONDITION.

THE CITY OF AUGUSTA, KANSAS RESERVES THE RIGHT TO ACCEPT OR REJECT ANY OR ALL ALLOWANCES FOR TRADE-IN VEHICLES FOR THIS BID PACKAGE.

TRADE ALLOWANCE FOR VEHICLE FOR: \$ 4000.00

NET BID PRICE VEHICLE #1 \$ 39,997.00

TOTAL PURCHASE PRICE: \$ 39,997.00

(LESS)

TOTAL TRADE ALLOWANCE: \$ 4000.00

TOTAL PURCHASE PRICE: \$ 35,997.00 - FOB. Rusty E&L FD

Company: Rusty E&L Ford - 7370 S. Kellogg. Wichita. ks. 67207

Signed: Bill Kaseh Date: 01-24-2022



**CITY OF AUGUSTA  
CITY COUNCIL AGENDA REPORT**

Meeting Date: February 7, 2022  
 Department: Public Utilities  
 Submitted By: Tim Johnson, Public Utilities Director  
 Prepared By: Tim Johnson, Public Utilities Director  
 Agenda Title: **Purchase of Multiquip MQ62 Trash (Flood) Pump Under Sourcewell National Purchasing Contract**

**RECOMMENDED ACTION:**

Approve purchase of Multiquip MQ62 Trash (Flood) Pump utilizing Sourcewell National Purchasing contract number 041719-MTQ.

**BACKGROUND:**

The City Council appropriated funding in the 2022 budget for a flood pump to replace an existing pump (FP-5). Staff plans to make the purchase utilizing the Sourcewell national purchasing contract, which we have used multiple times over the past several years, most recently in January of this year to purchase a boring machine and track loader.

**ANALYSIS:**

The new pump will replace an existing 3” hand-carried 340 GPM pump (FP-5) with a 6" trailer mounted pump. The existing 3” pump is too small to be of any real use for flood events. Its maximum pumping capacity of 340 GPM is inadequate given the large quantities of water to be moved during flood events. The trailer-mounted 6” pump will be quicker and easier to deploy to where it is needed and is capable of pumping up to 1190 gallons per minute.

**FISCAL IMPACT:**

The electric division has been performing maintenance on Augusta’s flood pumps and overseeing the fleet, so they submitted the request for this piece of equipment that the City Council approved in the 2022 Budget. However, the intention is for the stormwater utility to own this equipment once it is created. Therefore, the electric production division budget is not the most appropriate place from which to purchase this equipment. Staff recommends that the Council authorize splitting the purchase price \$15,071 plus shipping (\$1,700) between General Fund Admin 1-10 (\$11,001.36) and Corps Levee Project Fund 52 (\$5,769.64 available). Once the stormwater utility

is created and generating revenue, it can be used to reimburse the amount paid by the general fund. Corps Levee Project Fund 52 will be zeroed out after this transaction.

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**Department Head Approval Date:**     2/2/2022

**City Manager Approval Date:**        2/4/2022

**City Attorney Approval Date:**

**Attachments:**

1. Multiquip MQ62 Trash (Flood) Pump proposal and brochure



MULTIQUIP INC.  
 6141 KATELLA AVE, SUITE 200  
 CYPRESS, CA 90630  
 PH: 800-421-1244 / 310-537-3700 FAX: 310-537-3927

# Quotation

**Sold-to** ( CASH-MQ )  
 City of Augusta  
 Augusta KS 67010

**Ship-to** ( CASH-MQ )  
 City of Augusta  
 Augusta KS 67010

**Document Information**  
 Quotation # 20802498 QT      **Date** 01/13/2022  
 P.O. # JIM SUTTON      **Date**  
 Estimated Ship 03/01/2022  
 Requested Ship 01/13/2022  
 Carrier No 18643 Best Way  
 Entered by JWOOTEN  
 Order Reason P22 ORDR-Sourcewell  
 Currency USD  
 Delivery PPC Prepay/Charge Frt  
 Payment Terms Net 30  
 Within 30 days without deduction

=====  
**Availability is subject to stock on hand at the time purchase order is received.**  
**Quote is valid for 30 days from issue date.**

Item	Material	Plant	B/O	Order Qty	Gross Price EA	Net Price EA	Total Value
0010	MQ62TKT Pump, Trash 6", KOHLER, Trailer 28GAL Sub-item 000011 belongs to item	A102	1	1.000	21,420.00	14,994.00	14,994.00
0011	EE36264 Coupler 3" Pintle 25K TRLRMP thru 400	A102	1	1.000	110.00	77.00	77.00
<b>Items total</b>							
Taxable amount							15,071.00
State/GST Tax							15,071.00
Local Tax							979.62
							301.42
<b>Total amount</b>							<b>16,352.04</b>
Sourcewell member # 82929 Multiquip Sourcewell Contract # 041719-MTQ							



# Skid/Trailer-Mount Diesel Powered Trash Pumps

The MultiQuip MQ62 Series Trash Pump is the perfect choice for demanding dewatering applications. The trusted MQ pump-end produces exceptional flow rates, easily handles high debris-

laden water, and maintains long operating life due to the strength of its industrial engineered casings and components.



Pump Model	Engine Model	Design	Fuel Capacity
MQ62TKS	Kohler KDW1404	Skid Mount	16 gal.
MQ62TKT	Kohler KDW1404	Trailer Mount	28 gal.

## MQ62T Series

6" Suction/Discharge • 1,190 GPM Flow • 111' Head  
 Moves up to 3" solids • Kohler KDW1404, 24.3 HP  
 Trailer or skid mount models

### Trailer Mount or Skid Mount

*Trailers are made in the USA. Heavy-duty design complies with all DOT standards.*

Trailers come standard with 2" Ball Hitch, or request Loop Hitch Option (No. 29369)

**Trusted Diesel Power Systems** — the MQ62 is driven by a powerful Tier IV (F) Kohler diesel engine that meets all EPA/CARB environmental requirements. A rugged Control Box and throttle assembly support engine operations.

**Industrial Grade Pump Body** — industrial grey iron casings ensure abrasion-resistance and high tolerances to pressure demands.

**Specially engineered Volute and Impeller** — easily removable, double passage design ensures the fastest priming actions, minimal clogging, and improved flow efficiency.

**Pro Style Mechanical Seal System** — the pump is supported by a lubricated double floating self-aligning seal design. The rotating and stationary seal faces are made of tungsten titanium carbide for heat and abrasion resistance.

## SPECIFICATIONS

**Table 1. Pump Specifications**

Maximum Pumping Capacity	1,190 gpm (4,505 lpm)
Maximum Suction Lift *	25 ft. (7.6 m)
Maximum Total Head	111 ft. (33.8 m)
Maximum Pressure	48 psi (331 kPa)
Maximum Solids	3 in. (76 mm)
Suction and Discharge Diameter	6 in. (152 mm)
Dry Net Weight **	1,700 lb. (771.1 kg)

\* Based on pump operation at sea level. Maximum suction lift will be reduced at higher altitudes.

\*\* Trailer-mounted.

**Table 2. Engine Specifications**

Engine Make	Kohler
Engine Model	KDW1404-5010
Engine Type	Liquid-cooled, diesel engine
Number of Cylinders	4
Displacement	83.72 in. <sup>3</sup> (1,372 cm <sup>3</sup> )
Bore x Stroke	2.95 in. x 3.10 in. (75 mm x 78 mm)
Max. Output	35.2 hp (26 kW) @ 2700 rpm
Max. Torque	8.57 kg/84 N·m (62 ft·lb.) @ 2000 rpm
Oil Type	SAE 15W-40 API service CD, CH, CI-4/SL
Oil Capacity	3.2 quarts (3.0 liters)
Lubricating System	Full pressure with full-flow filter
Fuel Type	ASTM D-975 1D or 2D, EN590, or equivalent diesel fuel
Fuel Capacity (Skid)	16 gal. (60.6 liters)
Fuel Capacity (Trailer)	28 gal. (106 liters)
Starting Method	12 VDC Electric start
Dimensions (L x W x H)	23.4 in. x 17.3 in. x 20.3 in. (593 mm x 439 mm x 516 mm)
Dry Net Weight	216 lb. (98 kg)



# Trash Pump Specifications

Model	Suction x Discharge in.	Max Capacity GPM	Max Lift ft.	Max Head ft.	Max Pressure psi.	Max Solids in.	Engine	HP	Operating RPM	Oil Alarm	Fuel Capacity gal.	Fuel Rate gal.	Start Method	Wheel Kit Option	Dimensions inch	Dry Wt lbs.
<b>GASOLINE POWERED TRASH PUMPS</b>																
QP2TH	2 x 2	211	25	98	42.4	1	Honda GX160	4.8	3,600	Std.	0.83	0.46	Recoil	UWKB	27 x 18.5 x 20.5	96
QP3TH	3 x 3	396	25	95	41.1	1.5	Honda GX240	7.9	3,600	Std.	1.4	0.67	Recoil	UWKB	29 x 22 x 23	163
QP3Ti	3 x 3	396	25	95	41.1	1.5	Honda iGX270	8.5	3,600	Std.	1.4	0.7	Electric	Included	40 x 27 x 30	200
QP3THX	3 x 3	396	25	95	41.1	1.5	Honda GX240	7.9	3,600	Std.	4.2	0.67	Recoil	UWK4	30 x 23.5 x 23	188
QP3TS	3 x 3	396	25	95	41.1	1.5	Honda GX270	8.5	3,600	Std.	2.9	0.7	Electric	Included	32 x 31 x 30	287
QP4TH	4 x 4	555	25	90	40	2	Honda GX340	10.7	3,600	Std.	1.6	0.92	Recoil	UWK4	29 x 25 x 28	216
<b>DIESEL POWERED TRASH PUMPS</b>																
QP2TK	2 x 2	172	25	85	37.7	1	Kubota OC60-E4	6.0	3,600	n/a	0.95	0.41	Electric	UWKB	27 x 23.5 x 24	157
QP3TK	3 x 3	325	25	85	37.7	1.5	Kubota OC60-E4	6.0	3,600	n/a	0.95	0.41	Electric	UWKB	27 x 23.5 x 24	176
QP4TK	4 x 4	475	25	85	37.7	2	Kubota OC95-E4	9.5	3,600	n/a	1.45	0.63	Electric	UWK4	30.5 x 24.5 x 28.5	286
QP4TKT16	4 x 4	475	25	85	37.7	2	Kubota OC95-E4	9.5	3,600	n/a	16	0.63	Electric	n/a	102 x 57 x 67	665
QP4TKT28	4 x 4	475	25	85	37.7	2	Kubota OC95-E4	9.5	3,600	n/a	28	0.63	Electric	n/a	102 x 57 x 67	735
MQ62TKS	6 x 6	1,190	25	111	48	3	Kohler KDW1404	24.3	2,700	Std.	16	1.85	Electric	Skid	80 x 23 x 44	1560
MQ62TKT	6 x 6	1,190	25	111	48	3	Kohler KDW1404	24.3	2,700	Std.	28	1.85	Electric	n/a	101 x 56 x 68	1960
MQ600H	6 x 6	1,600	25	150	64.9	3	Hatz 4H50TIC	68.4	2,000	Std.	40	1.76	Electric	Skid	80 x 39 x 49	2200
MQ600HTB	6 x 6	1,600	25	150	64.9	3	Hatz 4H50TIC	68.4	2,000	Std.	40	1.76	Electric	n/a	124 x 64 x 67	2850
MQ600HTP	6 x 6	1,600	25	150	64.9	3	Hatz 4H50TIC	68.4	2,000	Std.	40	1.76	Electric	n/a	124 x 64 x 67	2850

Note: Battery is included with the MQ600 pump models only.

## ACCESSORIES

	MODEL	DESCRIPTION
<b>Suction Hoses</b>	HS and HSQ series	2", 3", 4", and 6" diameter rigid PVC helix reinforced hose - NPT Thread and Cam/Groove Coupler
<b>Discharge Hoses</b>	HD and HDQ Series	2", 3", 4" and 6" diameter lay-flat synthetic PVC reinforced hose - NPT Thread and Cam/Groove Coupler
<b>Wheel Kits</b>	UWK Series	Wheel kits for pipe-frame pumps. 8" foam-filled tires, retractable handle, and necessary hardware for easy installation
<b>Q/D Couplers</b>	A200A, A300A, A400A, A600A	2", 3", 4" and 6" high quality Cam/Groove aluminium fittings that thread onto male NPT pump ports for quick-disconnect hose operations
<b>Vacuum Testing Kit</b>	7100031	Pump vacuum test guage that easily affixes to 2", 3", 4" and 6" port to check pump casing pressure integrity

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## CITY OF AUGUSTA CITY COUNCIL AGENDA REPORT

Meeting Date: February 7, 2022  
 Department: Administration  
 Submitted By: Josh Shaw, City Manager  
 Prepared By: Josh Shaw, City Manager  
 Agenda Title: **Informational Memorandum**

### **A. CURRENT JOB RECRUITMENTS:**

1. Public Safety Officer
2. Power Plant Operator/Trainee

### **B. CITY MANAGER OFFICE ACTIVITIES:**

1. Updated SAM.gov Registration
2. Meeting with Butler County to discuss public safety building and ambulance service.
3. Met with representatives from the Caring Center about proposed one-stop shop facility.
4. Met with School Superintendent Matt Ward.
5. Implemented employee wage adjustments pursuant to pay plan and Council strategy.
6. Participated in Dept. of Treasury webinar on ARPA funding.
7. Participated in local government manager's meeting through WSU.
8. Participated in MIH grantee welcome webinar.
9. Attended Go! Augusta Annual Dinner and State of the City Speech.
10. Attended Butler County Commission meeting to support Redbud Trail NITU transfer.
11. Worked with Susie to draft City Manager Newsletter.
12. Met with API Representatives to discuss grant opportunities.
13. Participated in Grassroots Economic Development trainings.
14. Participated in BASE Grant webinar.
15. Participated in Transportation Alternatives Grant webinar.
16. Attended sewer lift station bid opening.
17. Responded to (5) Public/Media Request(s) for information
  - Sand on Streets
  - Caring Center
  - Utility Bill Assistance
  - Bowling Alley
  - Library snow plowing
18. Responded to (3) Council Request(s) for information
  - Water rights perfection

- Customer water bill
  - Vacant structures ordinance
19. City Manager Update Email
- 2/1/2022 - Miscellaneous
  - 1/31/2022 - Miscellaneous
  - 1/27/2022 - Miscellaneous
  - 1/25/2022 - Miscellaneous

**B. ASSISTANT TO THE CITY MANAGER ACTIVITIES:**

1. Attended January 17, 2022 City Council Meeting
2. Attended January 18, 2022 Executive Team Meeting
3. Attended February 2, 2022 Augusta Progress Inc. Meeting
4. Finished and Distributed January 2022 City Manager Newsletter
5. Posted Two (2) Bids to the City Website
  - a. Lakeside and Simmons Sewer Pump Station Improvements
  - b. Taxable General Obligation Refunding Bonds, Series 2022-A
6. Wrote Six (6) Website Stories
  - a. 2022 Landfill Coupons Available
  - b. City Begins Burning Contents of Burn Pit
  - c. Congratulations to Faith Magruder for Winning “My City, My Home” Essay Contest
  - d. Announcement of Special City Council Meeting Scheduled for January 28, 2022
  - e. Backflow Prevention Devices Must Be Inspected by April 30, 2022
  - f. Winter Storm Watch Issued for Area Including Augusta
7. Responded to Four (4) Public Comments for Information
  - a. January Utility Bills
  - b. Picking Up Logs and Wood at the Compost Site Not Allowed
  - c. Trash Service During Winter Storm Watch
  - d. Snow Removal in Alleys in Augusta
8. Posted Thirteen (13) Items to Facebook
  - a. 5<sup>th</sup> Avenue Railroad Crossing Closure
  - b. Shared post from Public Safety About Volunteer Firefighter Dinner
  - c. City Utility Office Reopened and 2022 Landfill Coupons Available
  - d. February Public Library Board Meeting Rescheduled
  - e. January 17, 2022 City Council Meeting Video
  - f. Transient Guest Tax Rate Increase will be Considered at February 7, 2022 Meeting
  - g. City Begins Burning Contents of Burn Pit
  - h. Congratulations to Faith Magruder for Winning “My City, My Home” Essay Contest
  - i. Announcement of Special City Council Meeting Scheduled for January 28, 2022
  - j. Shared Post from League of Kansas Municipalities about Essay Contest Winners

- k. Backflow Prevention Devices Must Be Inspected by April 30, 2022
- l. January 28, 2022 City Council Meeting Video

**D. ATTACHMENTS:**

- 1. Public Utilities Report
- 2. Code Enforcement Report
- 3. Monthly Financial Reports – December 2021 and January 2022
- 4. SCARF Update



## **PUBLIC UTILITIES ACTIVITIES UPDATE**

Date: February 7, 2022  
Department: Public Utilities  
Prepared By: Tim Johnson, Public Utilities Director

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Work continues on equipment and vehicle acquisition within the electric and wastewater divisions. Specifications have been developed for a tree chipper truck that will be used by the tree maintenance crew the city council authorized in the 2022 budget. A new 6” flood pump has been sourced and submitted to the governing body at the February 7 council meeting. Several alternatives are being considered for the skid steer authorized for the wastewater treatment plant in the 2022 budget, and a recommendation to the city council will be made in the near future. An electric rate study kick-off meeting with KPP staff was held January 18. Bids for the lift stations project were scheduled for February 3 and a report to the governing body is anticipated at the February 22 city council meeting.

### **ELECTRIC PRODUCTION**

Staff have designed, fabricated, and are putting the final touches on three sets of heavy-duty shelving for the power plant as part of an ongoing program of cleaning and better organizing the plant to increase efficiency and productivity. Airport staff have requested plant staff prepare and paint a fuel tank access platform and stairs they recently acquired to provide access to the top of the aviation gas storage tank. Production staff are now preparing the galvanized surface for painting. Staff spent three days last week removing three sets of old pole storage racks. These racks had been set in concrete, but changes in the use of the power plant campus necessitate the use of moveable pole racks. The new racks have been fabricated of repurposed oil field pipe. Finally, the division recently acquired a small sign making printer that enables in-house production of small signs and stickers to mark vehicles, equipment, and buildings. Hearing of the need for new identification stickers for one of the meter reader vehicles, staff produced and forwarded two stickers for the truck.

### **ELECTRIC DISTRIBUTION**

The distribution division has been rebuilding the 1900 block of State St. This project includes five new poles, four new transformers and new 1/0 wire to replace the old copper lines. A new underground service for ATT was installed at 1519 Moyle and a temporary service was installed for a new house at 1216 State St. Improvements continue in the distribution shop. Old concrete

and cast-iron sewer line were removed and are being replaced with new PVC line. Additional cast iron line outside of the building was also removed and replaced with PVC pipe. Staff performed 110 standard locates and an additional 10 emergency locates. Seventeen streetlights were repaired or replaced, several of which also required replacement of wire. Finally, the division responded to a total of nine callouts.

## **WASTEWATER**

Wastewater staff completed a camera inspection of the sewer line serving the former bowling alley at 310 State St. A few cracks were identified, but nothing that warrants digging up the line in the near future. Superintendent Shane Noland completed his second NIMS course. NIMS, the National Incident Management System guides all levels of government, nongovernmental organizations, and the private sector to work together to prevent, protect against, mitigate, respond to, and recover from incidents. All staff have begun their first quarter safety training. Emergency plan development continues. Annual HVAC inspection and maintenance of the treatment plant buildings was completed. Three units were found in need of service and that has been scheduled. Several staff have been out due to illness. As mentioned above, the Simmons and Lakeside lift stations bids were tweaked and rebid, with bids due February 3. Finally, staff have been tightening up the process and documentation of sludge disposal. The gate to field #17 has been repaired. New signs are ordered for those fields needing them, written and electronic records have been reorganized and updated, and soil testing of the city-owned sludge disposal fields has been completed. The tests indicate those fields have enough capacity to be used for sludge disposal this next year.

## **WATER**

As this report is written staff are installing a new 2" meter at the Motel 6 in the snowstorm. Staff completed installation of another 10 meters as part of the meter change out program. They are finishing renovations on the chlorine room, lab, main office and main bathroom. Work on the Filter #1 project has begun. Staff also repaired a water service line at 911 Osage and installed a new angle stop at 522 State St. A service line for a new house at 1216 State St. was installed, and angle stops were installed at 1236 Spencer, 411 E. Clark, and 518 School. A leak in a service line at 1304 Euclid was repaired. Staff assisted electric distribution staff with replacement of a six-inch sewer line at the distribution shop. Finally, work on the water use report has begun, and two new employees have joined the team.

**1. WASTEWATER DIVISION**

## 1.1 Sewer Main Repair/Replacement/Installation (Location and Manhole Numbers)

Location (None)	Description

## 1.2 Manhole Adjustment/Rehabilitation/Installation (Location and Manhole Numbers)

Location (None)	Description

## 1.3 Sewer Main Cleaning (Manhole Numbers and Footage)

Address	Manhole Entrance	Manhole Exit	Total Cleaned (Feet)
			None

## 1.4 Utility Pothole &amp; Assistance for Other Divisions

Location (None)	Description

## 1.4 Sewer Callouts/Cleaning

Address	Manhole Entrance	Manhole Exit	Total Cleaned (Feet)
121 E Kelly	C-162	C-166	703
121 E Kelly	C-166	C-177	*Bypass reported to KDHE*
1035 Dearborn	C-238	C-239	205
310 State Alley	N/A	N/A	N/A
Street Shop	N/A	N/A	N/A
209 E Summit	C-233	C-235	210
N/A	A-51	A-56	241
424 E 14 <sup>th</sup>	C-331a	C-333	406
N/A	C-305a	C-303	616
			2381

## 1.5 Liftstations

Location	Description
All	Weekly / Monthly checks and cleaning.
Butler County	Pulled pump #2

## 1.6 Processing

Sewage processed/treated	4.535 million gallons
Solids produced	5.64 dry tons
Sludge Hauled	0 dry tons

## 1.7 Miscellaneous

- Chemical maintenance
  - Processed daily control labs
- Building maintenance
  - Monthly inspection of all fire extinguishers & eye wash stations

- Cleaned Ops Building
- Equipment maintenance
  - Ran Grit chamber
  - Cleaned/Greased Parkson
  - Cleaned Influent Basket
  - Vehicle checks on 345/346/420/VacCon, maintenance done on WW-346

## 2. WATER DIVISION

### 2.1. Locates

Standard locates	35
Locate updates	1
Emergency locates	10
Canc, Corr, Non-Comp, Non-Re	0
Meet locates	3

### 2.2. Water Main Leak Repair

Address	Description
Harrington / Money	Dirt work
1602 Sunset	N/A
1302 Euclid	N/A
El Dorado	Checked & shut off

### 2.3 Water Service Leak Repair

Address	Description
Old Cemetery	Shut off to bury hydrant
600 Walnut	Shut off & cut to abandon service
1616 Cron	Shut off, leak on customer side
522 State	Repaired service
143 E Broadway	Leak

### 2.4 New Water Service/Main Installation

Address	Description
1216 State	New service

### 2.5 Meter Can and Meter Problems

Location	Description
1203 Osage	Pulled meter
912 E Kelly	Read meter, 21
Old Casey's	Shut off
New Casey's	Read meter
1049 Dearborn	Setter valve broke, replaced
1302 Euclid	Leak, added salt to melt ice
2404 Mainsgate	Frozen meter
717 Ohio	Frozen meter



241 Westwood	Read meter
234 Broadway	Shut off & cut service
411 E Clark	Checked for leak at setter valve
518 School	Needs new setter valve

## 2.6 New/Replacement Meter Installation

Address	Description
N/A	Replaced 16 meters

## 2.7 Fire Hydrant Flushing/Repair/New Installation

Location (None)	Description

## 2.8 Valve Exercising/Repair/New Installation

Location	Description
N/A	Exercised 2

## 2.9 Miscellaneous

- Chemical maintenance
  - Changed Pre-Chlorine #1 & #2 and Post-Chlorine #1 & #2
  - Chemical and distribution checklist
  - Replaced inlet assembly on new chlorine analyzer
  - Troubleshoot Clearwell chlorine analyzer
  - Took samples: Nitrate, PFAS, Bacti, TOC
  - Cleaned rapid mixer screens
  - Filled acrylamide tank
  - Changed carbon bag
  - Chlorine & filter media delivered
- Building maintenance
  - Rehab work in main office & bathroom
  - Installed 2 new heaters & replaced 4 light bulbs in plant basement
  - Cleaned SPR work bench
- Equipment maintenance
  - Changed oil in WD-16
  - Set up new printer in Lab
  - Calibrated portable turbidity meter
  - Made blowdown timing changes
- Lawn and grounds maintenance
  - Replaced Clearwell pump
- Miscellaneous
  - Started water use report
  - New hires started (2), buried pipe for training
  - Read all 2" meters
  - Discussed new plant security cameras with 4PC

City of Augusta 's  
**Activity Report - By Violation Type**  
Month of January, 2022

	Total Complaints	Total Cases	Total Inspections	City Abatements
<b>Public Nuisance</b>				
Nuisance	0	59	95	0
<b>Totals</b>	<b>0</b>	<b>59</b>	<b>95</b>	<b>0</b>

**City of Augusta 's**  
**Case Details**  
**Start date**  
**Month of January, 2022**

ID #	Case Type	Case Start Date	Total Inspections	Archive Date	Short Address
22-00001	Nuisance	01/04/2022	3	01/24/2022	318 E 14Th Ave.
22-00002	Nuisance	01/04/2022	4		332 E Gregg Ave.
22-00003	Nuisance	01/04/2022	3	01/24/2022	1216 N Dearborn St.
22-00004	Nuisance	01/04/2022	3	01/24/2022	1147 N Dearborn St.
22-00005	Nuisance	01/04/2022	2	01/11/2022	1139 N Dearborn St.
22-00006	Nuisance	01/04/2022	4	01/31/2022	1126 N Osage St.
22-00007	Nuisance	01/04/2022	2	01/11/2022	235 E Wiley Ave.
22-00008	Nuisance	01/05/2022	3	01/24/2022	1139A N Ada St.
22-00009	Nuisance	01/05/2022	2	01/12/2022	1141 N Ada St.
22-00010	Nuisance	01/05/2022	2	01/12/2022	1143 N Ada St.
22-00011	Nuisance	01/05/2022	2	01/12/2022	1145 N Ada St.
22-00012	Nuisance	01/05/2022	2	01/12/2022	216 E 12Th Ave.
22-00013	Nuisance	01/05/2022	3	01/24/2022	1200 N School St.
22-00014	Nuisance	01/05/2022	2	01/12/2022	129 E 12Th Ave.
22-00015	Nuisance	01/05/2022	3	01/24/2022	1145 N School St.
22-00016	Nuisance	01/05/2022	2	01/12/2022	1137 N School St.
22-00017	Nuisance	01/05/2022	2	01/12/2022	1148 N School St.
22-00018	Nuisance	01/05/2022	4	01/31/2022	1117 N School St.
22-00019	Nuisance	01/10/2022	2	01/24/2022	906 N State St.
22-00020	Nuisance	01/10/2022	2	01/24/2022	1111 N State St.
22-00021	Nuisance	01/10/2022	2	01/24/2022	1122 N State St.
22-00022	Nuisance	01/10/2022	2	01/24/2022	1130 N State St.
22-00023	Nuisance	01/10/2022	2	01/24/2022	1210 N State St.

22-00024	Nuisance	01/10/2022	4	01/31/2022	1316 N Henry St.
22-00025	Nuisance	01/11/2022	2	01/25/2022	117 W Summit Ave.
22-00026	Nuisance	01/11/2022	4		1206 N Bobbie St.
22-00027	Nuisance	01/11/2022	2	01/24/2022	1209 N Bobbie St.
22-00028	Nuisance	01/12/2022	2	01/24/2022	128 E Main St.
22-00029	Nuisance	01/12/2022	2	01/24/2022	1226 N Helen St.
22-00030	Nuisance	01/13/2022	1		308 E Main St.
22-00031	Nuisance	01/13/2022	2	01/25/2022	1010 N Lulu St.
22-00032	Nuisance	01/13/2022	2	01/24/2022	1220 N Money Ave.
22-00033	Nuisance	01/14/2022	2	01/24/2022	1201 N Money Ave.
22-00034	Nuisance	01/24/2022	2	01/31/2022	1321 N Pauline St.
22-00035	Nuisance	01/25/2022	3		1303 N Money Ave.
22-00036	Nuisance	01/25/2022	1		1303 N Money Ave.
22-00037	Nuisance	01/25/2022	1		1303 N Money Ave.
22-00038	Nuisance	01/26/2022	1		1910 N Carter Ave.
22-00039	Nuisance	01/26/2022	1		407 W Augusta Ave.
22-00040	Nuisance	01/26/2022	1		1606 N Park Ln.
22-00041	Nuisance	01/26/2022	1		1601 N Park Ln.
22-00042	Nuisance	01/26/2022	1		1701 N Sunset Dr.
22-00043	Nuisance	01/26/2022	1		1604 N Washington Ln.
22-00044	Nuisance	01/26/2022	1		1612 N Washington Ln.
22-00045	Nuisance	01/27/2022	1		1515 N Cron St.
22-00046	Nuisance	01/27/2022	1		12 E Belmont Ct.
22-00047	Nuisance	01/27/2022	1		2327 N Dearborn St.
22-00048	Nuisance	01/28/2022	1		1 N Shamrock Ln.
22-00049	Nuisance	01/28/2022	1		1728 N Moyle St.
22-00051	Nuisance	01/28/2022	1		0000 N Ridgewood Dr.
22-00052	Nuisance	01/31/2022	1		614 E Kansas Ave.
22-00053	Nuisance	01/31/2022	1		2816 N Danbury Rd.

<b>TOTALS:</b>	Total Inspections:	<b>103</b>
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Total Cases:

52

## Monthly Financial Report

December 2021

Prepared by Director of Finance Erica Jones



### REVENUE OVERVIEW

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**Property Tax** Ad Valorem tax revenues come from taxes levied on real property, personal property and state assessed utilities. Ad Valorem taxes are the main source of revenue for the General, Library, Library Empl Benefits, Empl Benefits, and Bond & Interest Funds. Total property tax collections for 2021 to date are \$3,994,291.91, which is a 3% increase over the 2020 collections of \$3,885,995.72 for the same time period.

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**Sales Tax** The City of Augusta receives a 2.0% sales tax. Of the first 1.0%; 50% of is applied to the maintenance, repair and improvements to streets, 20% applied to capital improvement projects, 20% applied to reduce ad valorem property taxes and 10% applied to enhance the general fund. The 1.0% sales tax for streets was reaffirmed by voters in 2016. Of the second 1.0%; 90% applied to the costs of public water system improvements and 10% applied to the general fund. Total sales tax collections for 2021 to date are \$2,994,889.20, which is up 12% compared to 2020 collections of \$2,677,086.98 for the same time period. The second 1.0% became effective 4/1/2013.

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**Sanitation Fees** Customers are charged a monthly fee for sanitation services. Sanitation fees are up 6% in 2021 with collections of \$967,332.20, compared to 2020 collections of \$910,322.08 for the same time period. The last rate change occurred January 1, 2021.

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**Water Fees** Customers are charged a monthly fee for water services. Water fees are up 1% in 2021 with collections of \$1,781,440.78, compared to 2020 collections of \$1,755,372.35 for the same time period. The last rate change occurred January 1, 2021.

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**Electric Fees** Customers are charged a monthly fee for electric services. Electric fees are up 6% in 2021 with collections of \$8,914,273.18, compared to 2020 collections of \$8,404,671.06. The last rate change occurred January 2, 2007.

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**Sewer Fees** Customers are charged a monthly fee for sewer services. Sewer fee are up 4% in 2021 with collections of \$606,290.57, compared to 2020 collections of \$584,837.64 for the same time period. The last rate change occurred January 1, 2021.

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**WWP Fees** Customers are charged a monthly fee to pay the debt for the Wastewater Plant. WWP fees are up 4% in 2021 with collections of \$769,041.13, compared to 2020 collections of \$742,373.77 for the same time period. This fee has remained the same since it was first assessed in February 2001.

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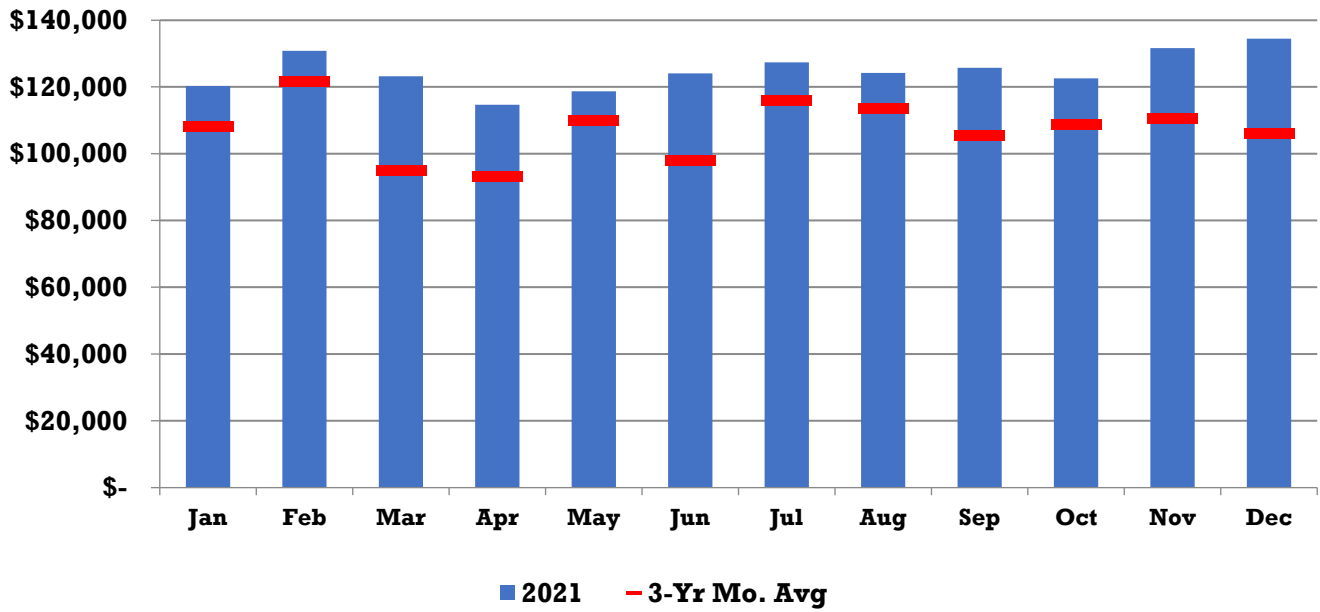
**2021 Monthly Financial Report**

**City of Augusta, Kansas**

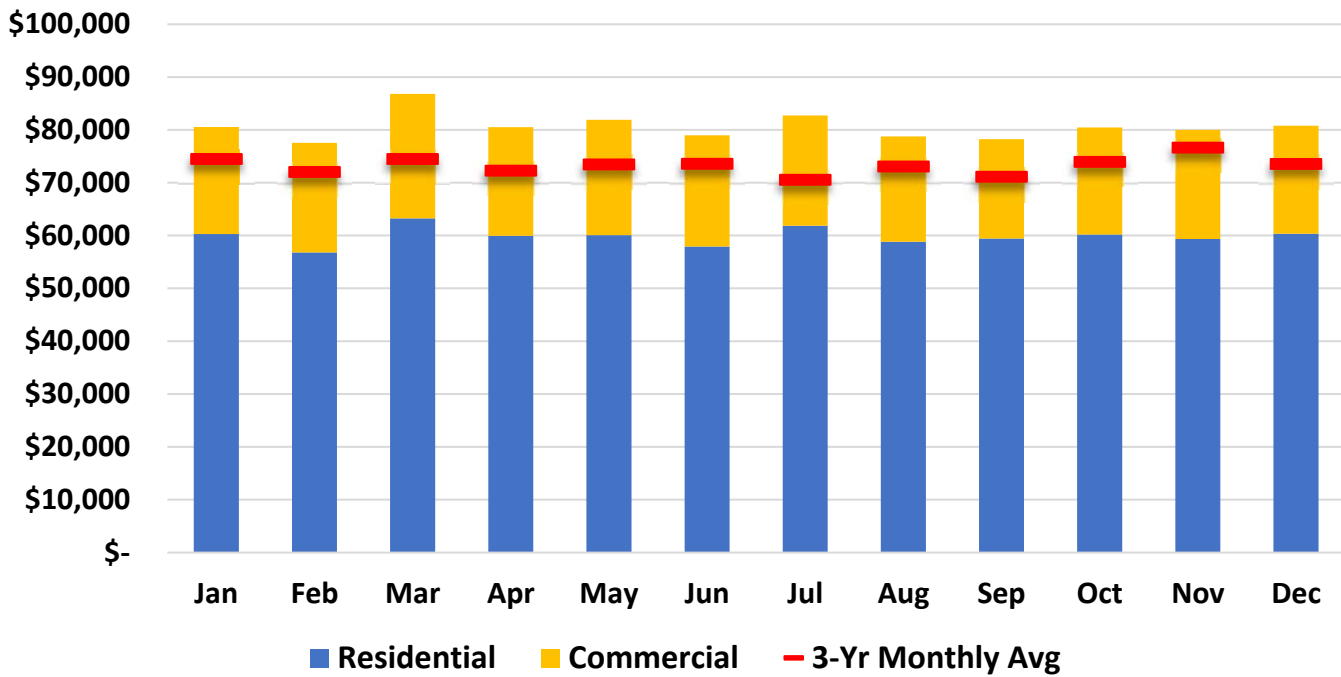
**Through December 31, 2021**

Fund		2021 YTD Actual	2021 Budget	% of 2021 Budget	2020 YTD Actual	% of Prior Year YTD
01	General Revenue	6,594,230	5,617,850	117.38%	6,143,908	107.33%
	General Expense	6,446,296	6,762,920	95.32%	5,991,972	107.58%
02	Library Revenue	321,630	314,500	102.27%	317,399	101.33%
	Library Expense	314,500	314,500	100.00%	313,280	100.39%
04	Special Alcohol Revenue	19,052	12,000	158.77%	9,798	194.45%
	Special Alcohol Expense	16,179	24,500	66.04%	25,499	63.45%
05	CTB Revenue	19,592	16,000	122.45%	12,852	152.44%
	CTB Expense	8,784	20,000	43.92%	3,328	263.94%
06	Special Parks Revenue	86,641	45,250	191.47%	51,929	166.84%
	Special Parks Expense	42,727	44,700	95.59%	38,672	110.49%
08	Library Emp Benefit Revenue	94,332	87,300	108.05%	92,925	101.51%
	Library Emp Benefit Expense	87,300	87,300	100.00%	96,875	90.12%
09	Employee Benefit Revenue	1,489,686	1,555,000	95.80%	1,568,020	95.00%
	Employee Benefit Expense	1,546,038	1,752,550	88.22%	1,572,957	98.29%
11	Cemetery Endowment Revenue	13,816	5,000	276.32%	14,656	94.27%
	Cemetery Endowment Expense	0	5,000	0.00%	42,182	0.00%
12	Street Sales Tax Revenue	841,696	555,000	151.66%	1,904,493	44.20%
	Street Sales Tax Expense	573,044	1,800,000	31.84%	1,992,225	28.76%
14	Ind Development Revenue	158,500	141,000	112.41%	29,506	537.18%
	Ind Development Expense	0	169,000	0.00%	438,000	0.00%
15	Special C/C Hwy Revenue	342,620	285,000	120.22%	298,642	114.73%
	Special C/C Hwy Expense	294,769	337,080	87.45%	546,479	53.94%
16	Capital Improv Revenue	609,489	532,000	114.57%	736,487	82.76%
	Capital Improv Expense	491,825	677,200	72.63%	635,407	77.40%
20	Sanitation Revenue	1,013,356	909,350	111.44%	935,932	108.27%
	Sanitation Expense	791,878	1,031,250	76.79%	836,173	94.70%
23	Solid Waste P & I Revenue	130,000	130,000	100.00%	127,000	102.36%
	Solid Waste P & I Expense	129,200	129,200	100.00%	126,400	102.22%
24	Emergency Comm Revenue	36,101	36,000	100.28%	36,673	98.44%
	Emergency Comm Expense	46,825	49,000	95.56%	44,116	106.14%
26	Equipment Reserve	151,200	150,000	100.80%	320,823	47.13%
	Equipment Reserve	124,650	156,000	79.90%	116,586	106.92%
30	Water Revenue	2,159,600	2,057,750	104.95%	2,092,030	103.23%
	Water Expense	1,813,083	2,160,165	83.93%	1,923,585	94.26%
31	Water Sales Tax Revenue	1,347,700	999,000	134.90%	1,138,918	118.33%
	Water Sales Tax Expense	350,000	950,000	36.84%	298,070	117.42%
33	Water Bond P & I Revenue	586,500	586,500	100.00%	433,039	135.44%
	Water Bond P & I Expense	582,856	585,000	99.63%	0	
40	Electric Revenue	10,221,967	9,267,300	110.30%	8,945,124	114.27%
	Electric Expense	10,577,306	11,128,420	95.05%	9,182,311	115.19%
41	Electric Reserve Revenue	0	0		252,556	0.00%
	Electric Reserve Expense	212,497	300,000	70.83%	490,475	43.32%
45	Electric Bond P & I Revenue	476,013	476,000	100.00%	531,094	89.63%
	Electric Bond P & I Expense	531,094	531,094	100.00%	25,000	2124.38%
47	Wastewater Reserve Revenue	0	0		25,000	0.00%
	Wastewater Reserve Expense	67,711	121,482	55.74%	218,514	30.99%
49	WWTP Revenue	769,041	745,000	103.23%	1,074,102	71.60%
	WWTP Expense	441,594	816,500	54.08%	1,217,028	36.28%
50	Wastewater Revenue	614,518	586,600	104.76%	594,324	103.40%
	Wastewater Expense	570,691	681,750	83.71%	444,304	128.45%
60	Bond & Interest Revenue	502,557	433,000	116.06%	538,909	93.25%
	Bond & Interest Expense	52,785	533,100	9.90%	554,125	9.53%
70	Airport Revenue	476,797	426,650	111.75%	423,261	112.65%
	Airport Expense	443,827	510,940	86.86%	469,781	94.48%

### 2021 Sales Tax Monthly Revenues

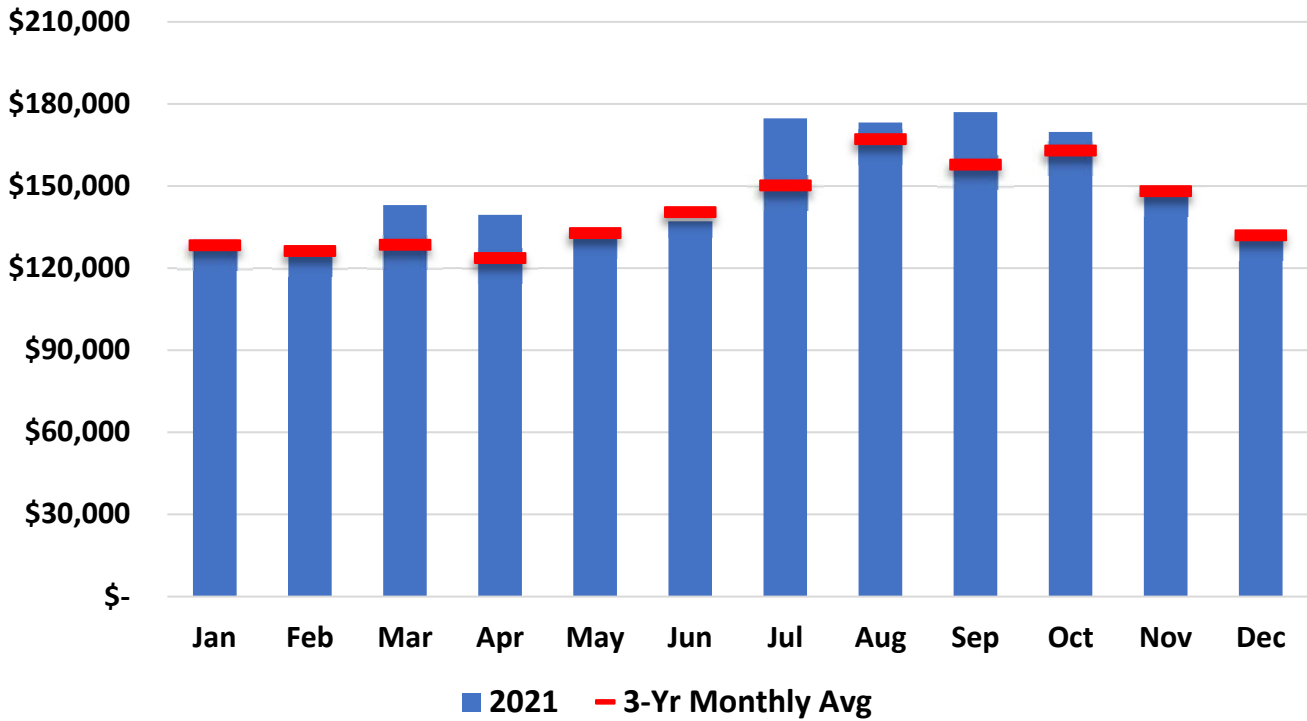


### 2021 Monthly Solid Waste Service Fees Comparison

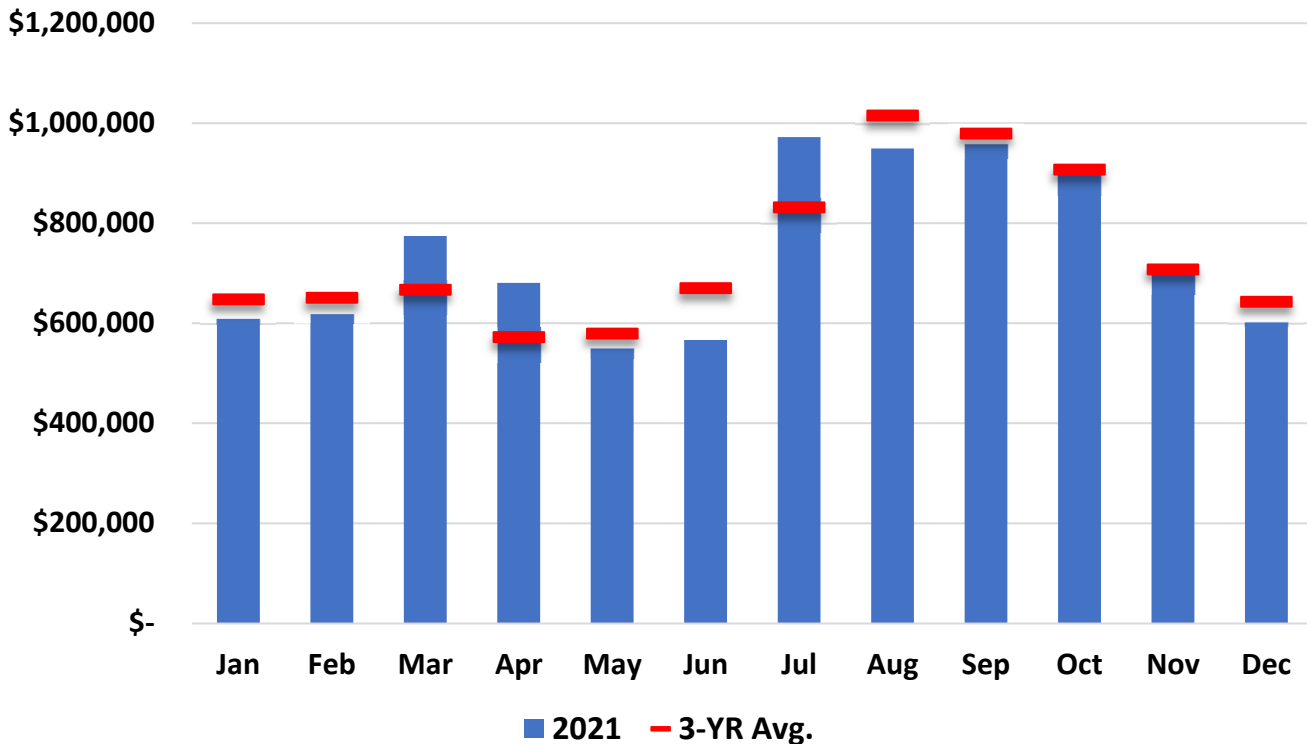




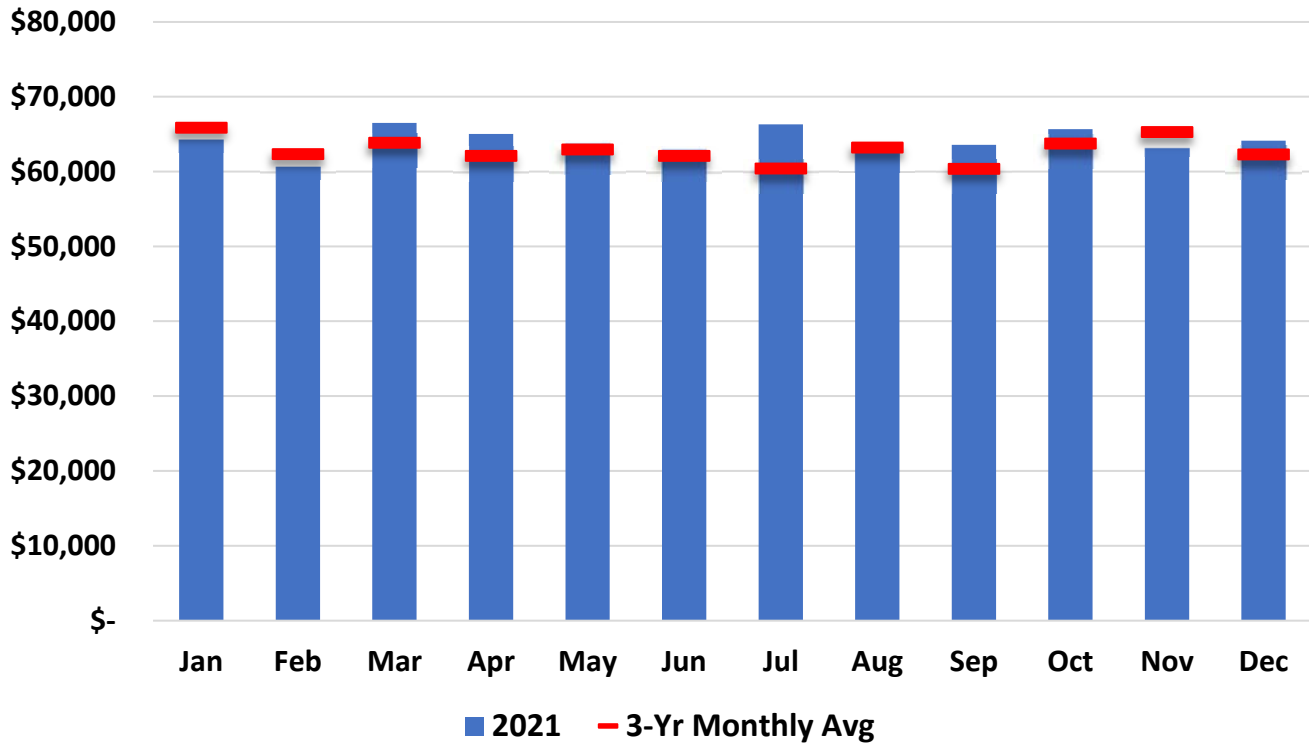
### 2021 Monthly Water Service Fees Comparison



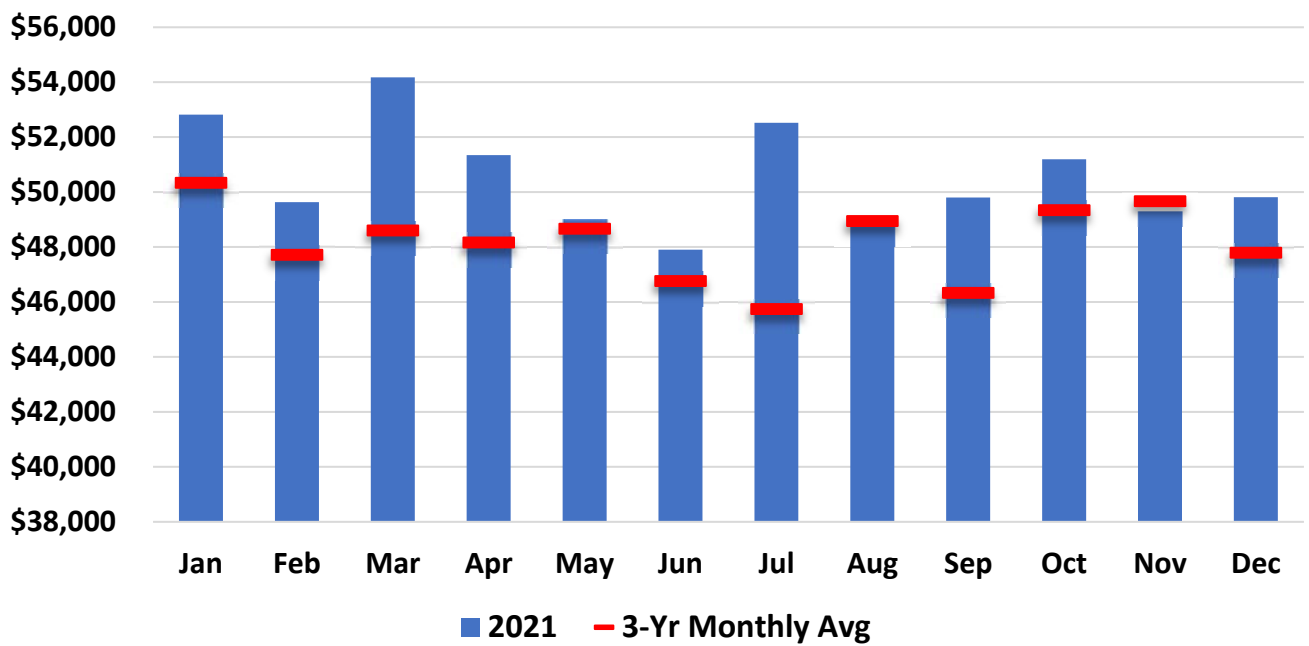
### 2021 Monthly Electric Services Fees (EFA included)



### 2021 Monthly WWTP Fees Comparison



### 2021 Monthly Wastewater Service Fees Comparison



# Monthly Financial Report

January 2022

Prepared by Director of Finance Erica Jones



## REVENUE OVERVIEW

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**Property Tax** Ad Valorem tax revenues come from taxes levied on real property, personal property and state assessed utilities. Ad Valorem taxes are the main source of revenue for the General, Library, Library Empl Benefits, Empl Benefits, and Bond & Interest Funds. Total property tax collections for 2022 to date are \$2,099,491.88, which is a 10% increase over the 2021 collections of \$1,915,967.15 for the same time period.

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**Sales Tax** The City of Augusta receives a 2.0% sales tax. Of the first 1.0%; 50% of is applied to the maintenance, repair and improvements to streets, 20% applied to capital improvement projects, 20% applied to reduce ad valorem property taxes and 10% applied to enhance the general fund. The 1.0% sales tax for streets was reaffirmed by voters in 2016. Of the second 1.0%; 90% applied to the costs of public water system improvements and 10% applied to the general fund. Total sales tax collections for 2022 to date are \$264,634.85 which is up 10% compared to 2021 collections of \$240,528.01 for the same time period. The second 1.0% became effective 4/1/2013.

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**Sanitation Fees** Customers are charged a monthly fee for sanitation services. Sanitation fees are up 3% in 2022 with collections of \$83,037.50, compared to 2021 collections of \$80,547.50 for the same time period. The last rate change occurred January 1, 2022.

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**Water Fees** Customers are charged a monthly fee for water services. Water fees are up 3% in 2022 with collections of \$134,157.44, compared to 2021 collections of \$130,251.44 for the same time period. The last rate change occurred January 1, 2022.

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**Electric Fees** Customers are charged a monthly fee for electric services. Electric fees are down 4% in 2022 with collections of \$584,090.02, compared to 2021 collections of \$610,168.94. The last rate change occurred January 2, 2007.

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**Sewer Fees** Customers are charged a monthly fee for sewer services. Sewer fee are up 16% in 2022 with collections of \$61,497.80, compared to 2021 collections of \$52,817.83 for the same time period. The last rate change occurred January 1, 2022.

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**WWP Fees** Customers are charged a monthly fee to pay the debt for the Wastewater Plant. WWP fees are down 8% in 2022 with collections of \$59,340.67, compared to 2021 collections of \$64,302.28 for the same time period. The last rate change occurred January 1, 2022.

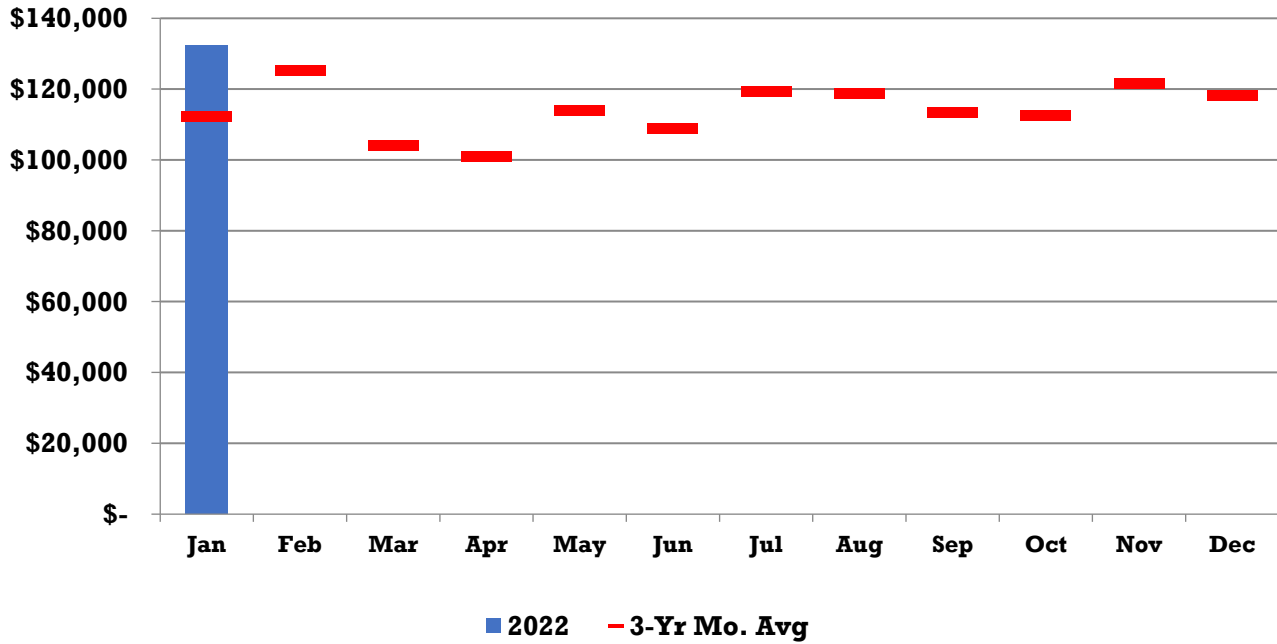
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**2020 Monthly Financial Report**

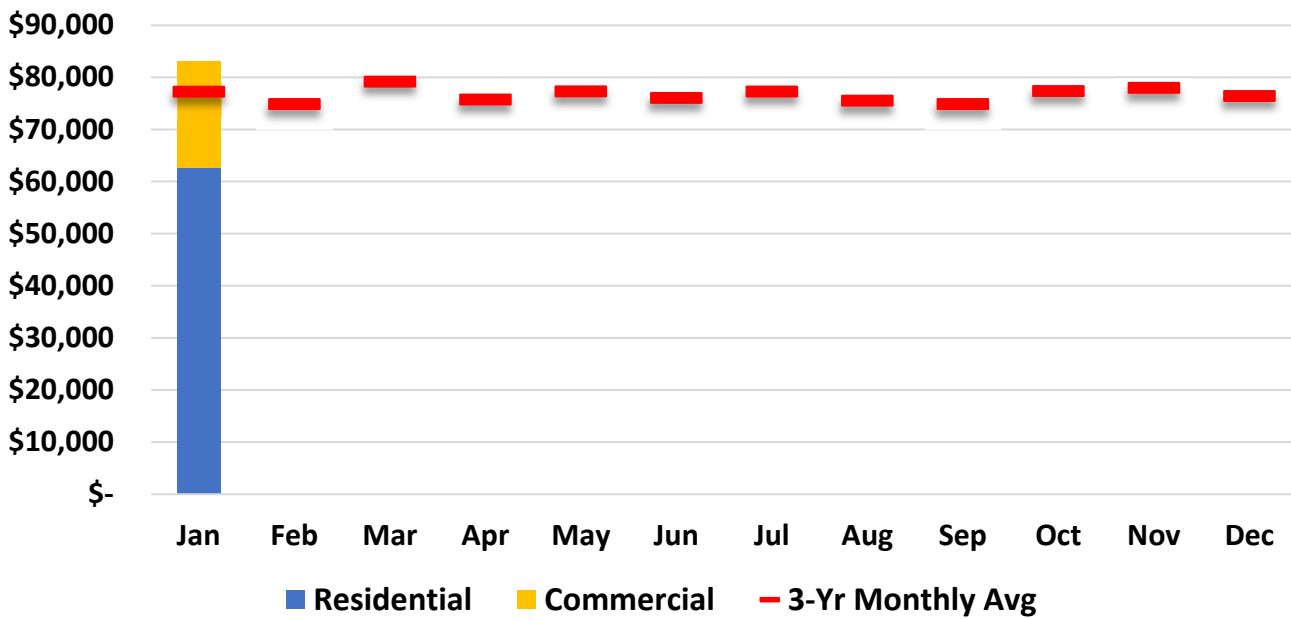
**City of Augusta, Kansas  
Through January 31, 2022**

<b>Fund</b>	<b>2022 YTD Actual</b>	<b>2022 Budget</b>	<b>% of 2022 Budget</b>	<b>2021 YTD Actual</b>	<b>% of Prior Year YTD</b>
01 General Revenue	1,696,429	5,981,860	28.36%	1,513,813	112.06%
General Expense	553,178	7,207,065	7.68%	632,659	87.44%
02 Library Revenue	160,304	322,280	49.74%	153,929	104.14%
Library Expense	0	329,400	0.00%	0	
04 Special Alcohol Revenue	0	11,000	0.00%	58	0.00%
Special Alcohol Expense	0	19,500	0.00%	2,499	0.00%
05 CTB Revenue	2,100	16,000	13.13%	0	
CTB Expense	0	25,000	0.00%	0	
06 Special Parks Revenue	41,361	55,500	74.52%	15,075	274.37%
Special Parks Expense	600	79,700	0.75%	1,038	57.80%
08 Library Emp Benefit Revenue	46,106	86,810	53.11%	45,148	102.12%
Library Emp Benefit Expense	0	91,350	0.00%	0	
09 Employee Benefit Revenue	756,340	1,564,700	48.34%	721,806	104.78%
Employee Benefit Expense	191,209	1,722,200	11.10%	241,930	79.03%
11 Cemetery Endowment Revenue	800	5,000	16.00%	1,000	80.00%
Cemetery Endowment Expense	0	24,000	0.00%	0	
12 Street Sales Tax Revenue	66,159	2,435,000	2.72%	60,132	110.02%
Street Sales Tax Expense	0	2,753,500	0.00%	0	
14 Ind Development Revenue	10,306	106,000	9.72%	11,314	91.09%
Ind Development Expense	0	180,000	0.00%	0	
15 Special C/C Hwy Revenue	63,598	285,000	22.32%	61,391	103.60%
Special C/C Hwy Expense	26,684	390,450	6.83%	17,344	153.85%
16 Capital Improv Revenue	126,463	538,000	23.51%	179,053	70.63%
Capital Improv Expense	240,500	678,500	35.45%	159,900	150.41%
20 Sanitation Revenue	96,378	966,600	9.97%	83,007	116.11%
Sanitation Expense	143,462	1,189,800	12.06%	131,814	108.84%
23 Solid Waste P & I Revenue	65,000	130,000	50.00%	65,000	100.00%
Solid Waste P & I Expense	0	127,000	0.00%	0	
24 Emergency Comm Revenue	2,972	36,000	8.26%	2,861	103.89%
Emergency Comm Expense	18,317	49,500	37.00%	18,000	101.76%
26 Equipment Reserve	50,000	400,000	12.50%	150,000	33.33%
Equipment Reserve	0	656,000	0.00%	0	
30 Water Revenue	155,439	2,112,750	7.36%	148,539	104.65%
Water Expense	179,228	2,352,975	7.62%	153,955	116.42%
31 Water Sales Tax Revenue	119,086	1,071,000	11.12%	108,238	110.02%
Water Sales Tax Expense	175,000	950,000	18.42%	350,000	50.00%
33 Water Bond P & I Revenue	265,039	622,500	42.58%	430,039	61.63%
Water Bond P & I Expense	0	617,000	0.00%	0	
40 Electric Revenue	649,498	10,223,300	6.35%	649,758	99.96%
Electric Expense	932,565	11,825,420	7.89%	988,042	94.39%
41 Electric Reserve Revenue	0	536,000	0.00%	0	
Electric Reserve Expense	0	300,000	0.00%	(13)	0.00%
45 Electric Bond P & I Revenue	0	0		238,000	0.00%
Electric Bond P & I Expense	0	0		0	
47 Wastewater Reserve Revenue	25,000	25,000	100.00%	0	
Wastewater Reserve Expense	0	0		0	
49 WWTP Revenue	59,341	745,000	7.97%	64,302	92.28%
WWTP Expense	25,000	390,000	6.41%	0	
50 Wastewater Revenue	69,117	596,600	11.59%	52,818	130.86%
Wastewater Expense	51,693	884,650	5.84%	37,982	136.10%
60 Bond & Interest Revenue	184,045	359,000	51.27%	249,571	73.74%
Bond & Interest Expense	0	419,200	0.00%	0	
70 Airport Revenue	60,133	459,200	13.10%	60,558	99.30%
Airport Expense	32,923	566,000	5.82%	19,597	168.00%

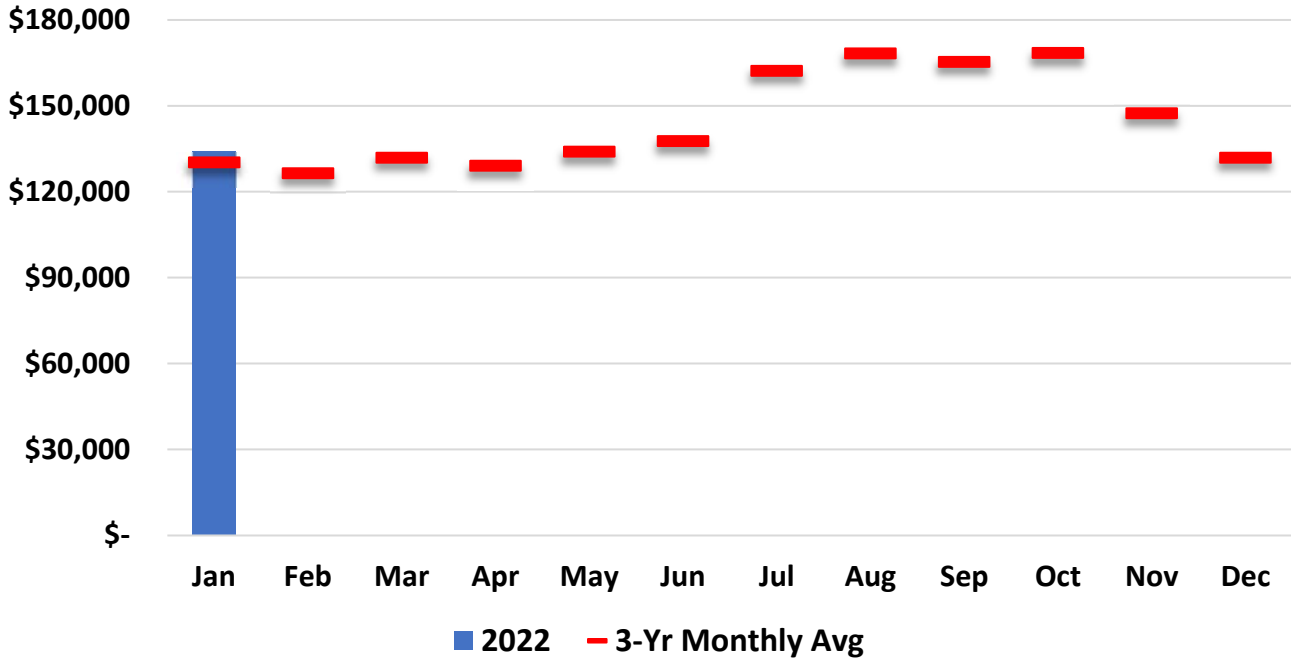
### 2022 Sales Tax Monthly Revenues



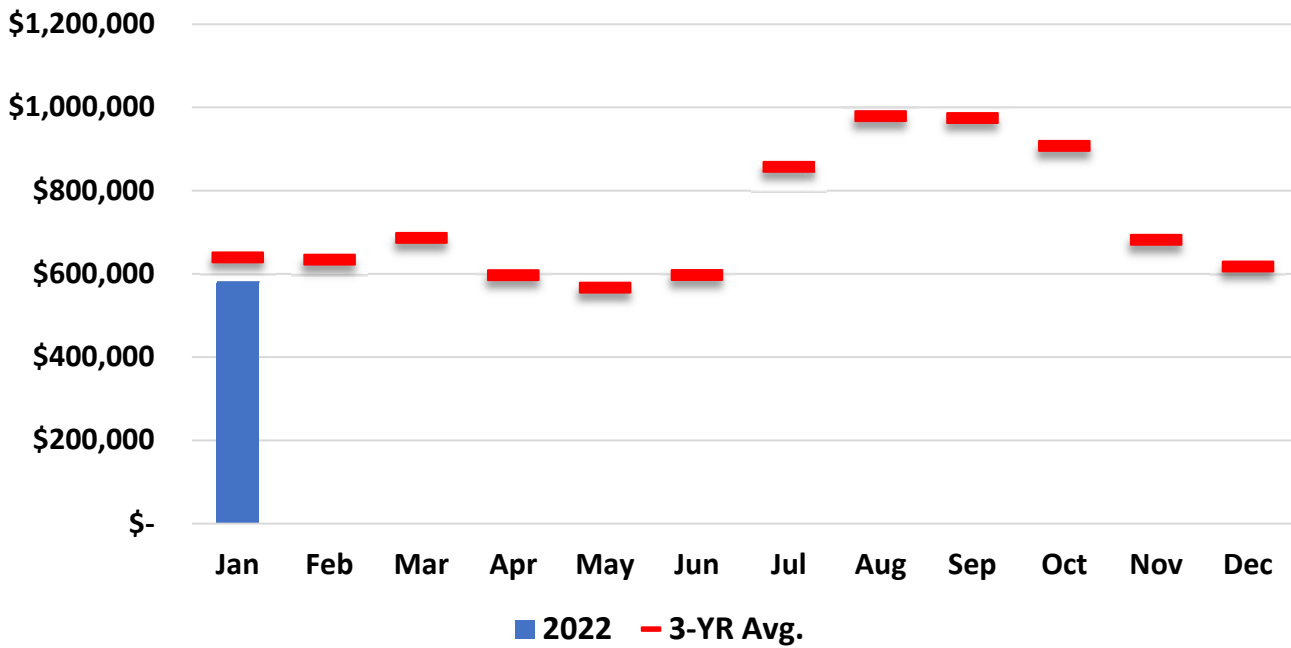
### 2022 Monthly Solid Waste Service Fees Comparison



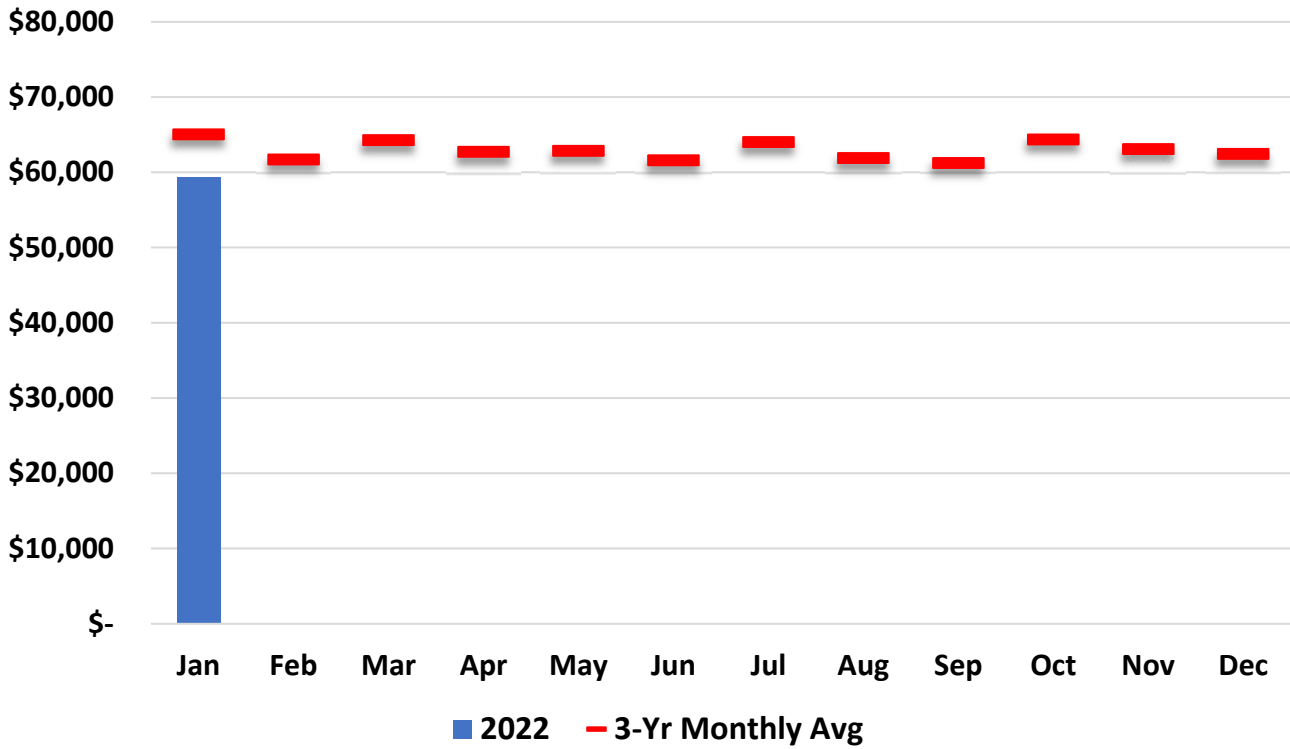
### 2022 Monthly Water Service Fees Comparison



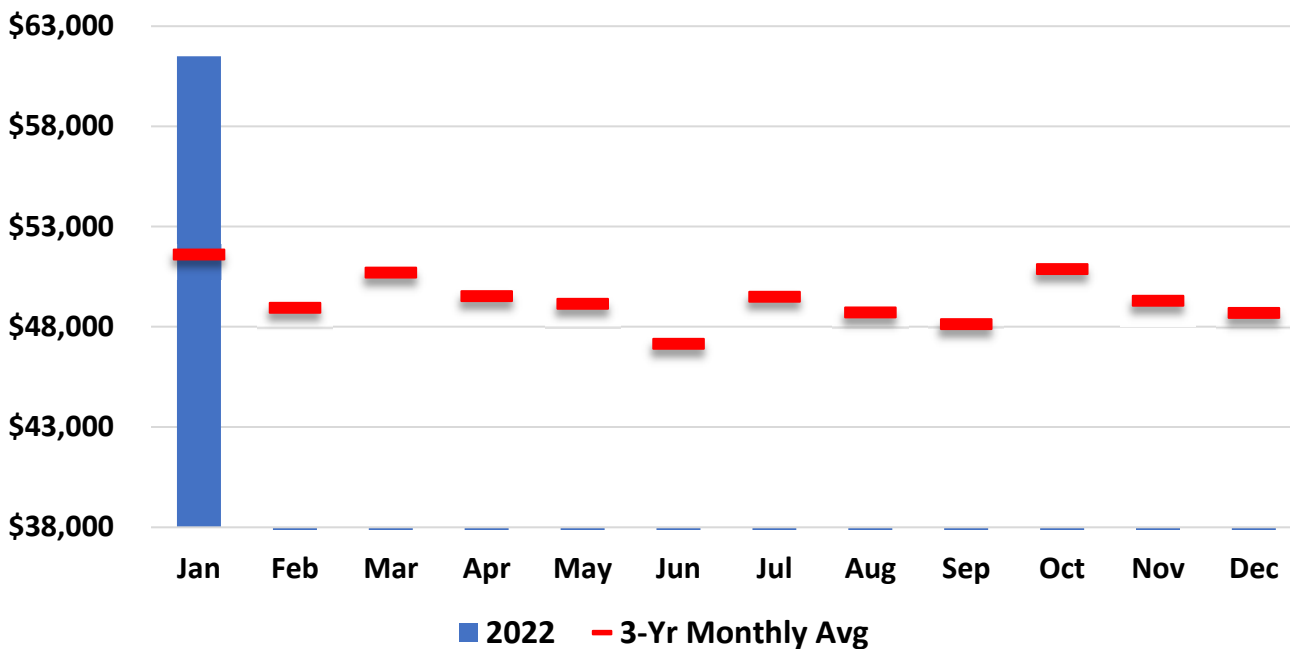
### 2022 Monthly Electric Services Fees (EFA included)



### 2022 Monthly WWTP Fees Comparison



### 2022 Monthly Wastewater Service Fees Comparison





Board of Directors

Dusty Buell, CEO  
Alana McNary, President  
Justin Phillips, Vice President  
Matt Morris, Treasurer  
Terry Huelskamp, Secretary  
Sabrina Esterline  
Cole Hoppock  
Tim Kice  
Melody Matulewic  
Jonathan May  
Melissa McCarthy  
Kellie Nesmith  
Brandon Wilson  
Rachael Woods

January 25, 2022

Josh Shaw  
City of Augusta  
113 E. 6th Avenue  
Augusta, KS 67010

Dear Josh:

The staff at Sunlight Child Advocacy Center would like to provide you with quarterly updates on the work being done at our facility. Enclosed are copies of a report that illustrates this information. We would appreciate it if you would share this data with your City Council.

We are grateful for your continued support of Sunlight Child Advocacy Center and value the partnership. We hope you find these reports helpful. Please let us know if you would like any additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Dusty Buell", is written over a horizontal line.

Dusty Buell  
CEO, Sunlight Children's Services



# Sunlight Child Advocacy Center

sunlightkids.org \* 316-313-4107 \* El Dorado Ks \* Data as of December 31, 2021

Year	# FI	Jan	Feb	Mar	April	May	June	July	Aug	Sept	Oct	Nov	Dec	Monthly Avg
2007-18	1,642	124	128	125	124	127	139	136	171	130	145	158	135	12 (130 mos)
2019	196	24	20	13	6	21	9	20	11	17	17	17	32	16
2020	243	25	25	15	16	24	25	17	15	32	15	22	12	20
2021	288	18	26	30	31	19	16	18	22	29	16	37	26	24
Total	2,369	191	199	183	177	191	186	180	228	202	193	234	205	
Avg	~169	14	14	13	13	13	13	12	16	14	14	16	14	

Highest Recorded Year	2021	288
Lowest Recorded Year	2007	74

Highest Recorded Month	November 2021	37
Lowest Recorded Month	March 2011	2

Alleged Victim's City of Residence	2007-2018	2019	2020	2021	Total
Andover	215	20	26	23	284
Augusta	141	19	19	45	224
Beaumont	2	0			2
Benton	38	3	14	8	63
Burns	1	1	1	1	4
Cassoday	5	0		3	8
Douglass	102	9	7	17	135
El Dorado	494	56	88	52	690
Elbing	1	0			1
Latham	7	0	2	4	13
Leon	49	8	8	23	88
Potwin	32	0	2	8	42
Moline	0	0	0	1	1
Rosalta	8	1	1	1	11
Rose Hill	100	14	9	9	132
Towanda	82	14	11	14	121
Whitewater	18	10	2	7	37
Elk Co	38	6	5	7	56
Greenwood Co	72	13	12	20	117
Outside Butler, Elk, Greenwood Counties	237	22	36	45	340
Total	1,642	196	243	288	2,369

Lead Investigating Agency	2007-2018	2019	2020	2021	Total
Andover PD	202	19	19	19	259
Augusta Dept Safety	16	0	0	21	37
Benton PD	15	0	3	0	18
Butler Co SO	524	76	60	100	760
DCF	210	36	49	74	369
El Dorado PD	386	33	76	36	531
Elk Co SO	48	5	5	4	62
Greenwood Co SO	52	6	7	12	77
Leon PD	18	0	0	1	19
Rose Hill PD	74	5	10	6	95
Towanda PD	6	0	0	0	6
Other	91	16	14	15	136
Total	1,642	196	243	288	2,369