

**CITY COMMISSION MEETING
Winfield, Kansas**

DATE: Monday, August 19, 2019
TIME: 5:30 p.m.
PLACE: City Commission – Community Council Room – First Floor – City Building

AGENDA

CALL TO ORDERMayor Ronald E. Hutto
ROLL CALL.....City Clerk, Brenda Peters
MINUTES OF PRECEDING MEETING.....Monday, August 05, 2019

BUSINESS FROM THE FLOOR

-Citizens to be heard

NEW BUSINESS

Ordinances & Resolutions

Bill No. 1968 – An Ordinance – Adopting an annual budget of the City of Winfield, Kansas, for the year ending December 31, 2020, and providing for expenditures not to exceed amounts stated herein.

Bill No. 1969 – An Ordinance – Relating to and providing an amount of ad valorem tax to be levied as provided for under K.S.A. 79-1801 et seq. for the purpose of raising revenue for the General Fund, Bond & Interest Fund, Library Fund, Special Liability Fund, and the Industrial Development Fund.

Bill No. 1970 – An Ordinance – Amending Chapter 74 of the Code of Ordinances of the City of Winfield, Kansas, relating to The Standard Traffic Ordinance and General Provisions, by the amendment of Sections 74-81 and 74-82.

Bill No. 1971 – An Ordinance – Amending Chapter 58, of the Code of Ordinances of the City of Winfield, Kansas, relating to the Uniform Public Offense Code, for Kansas Cities, 2019 Edition, by the amendment of Section 58-1.

Bill No. 1972 – A Resolution – Accepting and authorizing the filing of a certain permanent easement necessary to provide right-of-way for installation, construction, maintenance, repair, and removal of the utilities and the necessary appurtenances therefore, in, over, under, and across real estate in the Northeast Quarter of Section 2, Township 33 South of Range 3 East of the 6th P.M., Cowley County, Kansas.

OTHER BUSINESS

-Consider an agreement extension with Easter Seals Capper Foundation for lease of Baden Hall.
-Executive Session to discuss non-elected personnel

ADJOURNMENT

-Next Commission Work Session 10:00 a.m. Friday August 30, 2019
-Next regular meeting 5:30 p.m. Tuesday, September 03, 2019.

CITY COMMISSION MEETING MINUTES
Winfield, Kansas
August 5, 2019

The Board of City Commissioners met in regular session, Monday, August 05, 2019 at 5:30 p.m. in the City Commission-Community Council Meeting Room, City Hall; Mayor Ronald E. Hutto presiding. Commissioner Gregory N. Thompson was also present, and Commissioner Phillip R. Jarvis was present by Zoom. Also in attendance were Taggart Wall, City Manager; Brenda Peters, City Clerk and William E. Muret, City Attorney. Other staff members present were Gary Mangus, Assistant to the City Manager; Patrick Steward, Director of Public Improvements; and Jerred Schmidt, Director of Information Systems.

City Clerk Peters called roll.

Commissioner Thompson moved that the minutes of the July 15, 2019 meeting be approved. Commissioner Jarvis seconded the motion. With all Commissioners voting aye, motion carried.

PUBLIC HEARING

Mayor Hutto opened a public hearing to consider public comments on the proposed 2020 Annual Budget for the City of Winfield. City Manager Wall explains that there is a total expenditure authority of \$66,049,532.00 and that the Mill Levy remains unchanged at 54.245 mills. With no one present to comment, Mayor Hutto closed the public hearing.

BUSINESS FROM THE FLOOR

NEW BUSINESS

Bill No. 1963 – A Resolution – Determining the existence of certain nuisances in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City. Director of Public Improvements Steward explains to the Commissioners that this Resolution is to consider determining nuisances on the property at 417 W. 11th Avenue. City staff has been unable to get the issue resolved and this Resolution will authorize the City to enforce the cleanup of that property. Upon motion by Commissioner Jarvis, seconded by Commissioner Hutto, all Commissioners voting aye, Bill No. 1963 was adopted and numbered Resolution No. 4093.

Bill No. 1964 – A Resolution – Determining the existence of certain nuisances in the City of Winfield, Kansas, and authorizing further action pursuant to the City Code of said City. Director of Public Improvements Steward explains that this is a similar situation, and that this Resolution would authorize the City to enforce the cleanup of 608 E. 16th Avenue. Upon motion by Commissioner Thompson, seconded by Commissioner Jarvis, all Commissioners voting aye, Bill No. 1964 was adopted and numbered Resolution No. 4094.

Bill No. 1965 – A Resolution – Authorizing and directing the Mayor and Clerk of the City of Winfield, Kansas, to enter into an agreement with Lawrence Crushed Stone for the demolition and removal of the structure, a House on a tract of land legally described as; Lot 26, Block 143, Northfield Addition to the City of Winfield, Kansas. Commonly known as 303 Loomis St. Recorded in Book 0540 Page 442, in the Office of the Register of Deeds of Cowley County, Kansas. Director of Public Improvements Steward explains that this Resolution authorizes the Mayor to enter into an agreement with Lawrence Crushed Stone for the demolition of a structure

located at 303 Loomis Street. Upon motion by Commissioner Jarvis, seconded by Commissioner Thompson, all Commissioners voting aye, Bill No. 1965 was adopted and numbered Resolution No. 4095.

Bill No. 1966 – A Resolution – Authorizing and directing the Mayor and Clerk of the City of Winfield, Kansas, to enter into an agreement with Dennett Tree Service for the demolition and removal of the structure, a House on a tract of land legally described as; Lot 1, and the East Half of Lot 2, Block 26, Grand View Addition, to Winfield, Kansas. Commonly known as 909 High St. and Recorded in Book 0703 Page 885, in the Office of the Register of Deeds of Cowley County, Kansas. Director of Public Improvements Steward explains that this Resolution authorizes the Mayor to enter into an agreement with Dennett Tree Service for the demolition of the structure at 909 High Street. Upon motion by Commissioner Thompson, seconded by Commissioner Jarvis, all Commissioners voting aye, Bill No. 1966 was adopted and numbered Resolution No. 4096.

Bill No. 1967 – A Resolution – Authorizing and directing the Mayor and Clerk of the City of Winfield, Kansas, to enter into an agreement with Lawrence Crushed Stone for the demolition and removal of the structure, a House on a tract of land legally described as; Lot 1, and the East Half of Lot 2, Block 26, Grand View Addition, to Winfield, Kansas. Commonly known as 1421 E. 9th Ave. and Recorded in Book 0703 Page 885, in the Office of the Register of Deeds of Cowley County, Kansas. Director of Public Improvements Steward explains that this Resolution authorizes the Mayor to enter into an agreement with Lawrence Crushed Stone for the demolition of the structure at 1421 E 9th Avenue. Upon motion by Commissioner Jarvis, seconded by Commissioner Thompson, all Commissioners voting aye, Bill No. 1967 was adopted and numbered Resolution No. 5818.

OTHER BUSINESS

– Consider authorizing the City Manager to enter into an agreement with Tyler Technologies of Dallas TX, for the procurement of software. Director of Information Systems Schmidt explains to the Commissioners that the proposed software will replace the current software suite we use for various departments at a cost of \$598,145.00, which will be covered in the budget by the current software licensing costs that we are replacing. This new software suite will streamline efficiencies, streamline out costs, and provide self service portals for our customers. Commissioner Thompson made a motion to authorize the City Manager to enter into an agreement with Tyler Technologies of Dallas TX, for the procurement of software, subject to the review and approval by the City Attorney. Commissioner Jarvis seconded the motion. With all Commissioners voting aye, motion carried.

City Manager Wall announced that the next work session would be moved from Thursday, August 29th at 4:00 p.m. to Friday, August 30, 2019, at 10:00am.

ADJOURNMENT

Upon motion by Commissioner Jarvis, seconded by Commissioner Thompson, all Commissioners voting aye, the meeting adjourned at 5:44 p.m.

Signed and sealed this 15th day of August 2019.

Signed and approved this 19th day of August 2019

Brenda Peters, City Clerk

Ronald E. Hutto, Mayor



Request for Commission Action

Date: August 13, 2019

Requestor: Brenda Peters

Action Requested: Formal adoption of the 2020 Annual Budget and Annual Levy of Taxes for 2020

Analysis: A public hearing to consider public comments on the proposed 2020 Annual Budget was held on Monday August 5, 2019. Everything is in order to formally adopt the tax levy and expenditures for 2020.

Fiscal Impact: Budgeted expenditures

Attachments: An ordinance adopting the 2020 expenditures, an ordinance authorizing the levy of taxes for 2020.

(First Published in the Cowley Courier Traveler on Friday August 23, 2019)

BILL NO. 1968

ORDINANCE NO. 4114

AN ORDINANCE

ADOPTING an annual budget of the City of Winfield, Kansas, for the year ending December 31, 2020, and providing for expenditures not to exceed amounts stated herein.

WHEREAS, the laws of the State of Kansas K.S.A. 12-1014 and K.S.A. 79-2925 et seq., and Section 1-203 of the Revised Ordinances of the City of Winfield, direct the City Manager to submit an annual budget; and, further directs that a public hearing be held in regard to said budget to answer and hear objections from taxpayers and to consider recommendations to accept or revise said budget, with the final decision to be made solely by the Governing Body; and,

WHEREAS, in accordance with said state statutes and ordinances of the City of Winfield, Kansas, a proposed budget has been submitted and a public hearing conducted:

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS THAT:

Section 1. The following amounts are hereby adopted as the budget and appropriated from the City treasury to pay necessary expenditures of the City of Winfield, Kansas, for the year ending December 31, 2020, for the funds as follows.

General		10,934,875
Debt Service		3,719,449
Library		540,000
Special Liability		171,150
Industrial Development		6,634
Special Highway		1,011,454
Flood Control		25,409
Special Parks & Rec.		156,836
Special Alcohol/Drug Program		48,826
Law Enforcement Trust		34,190
Water Preservation		261,005
Senior Citizens		21,851
Convention & Tourism		126,665
Cemetery Improvements		37,900
Fairgrounds Improvements		179,587
Street Sales Tax		2,538,123
Electric Utility		27,398,986

Natural Gas Utility		4,110,469
Water Utility		2,994,463
Refuse Utility		2,165,363
Wastewater Utility		2,381,798
Stormwater Utility		433,827
Quail Ridge Golf Course		747,232
Management Services		3,851,060
Operational Services		664,214
Total Expenditures		64,561,366

Section 2. This Ordinance shall be in full force and effect from and after its publication in the official city newspaper.

ADOPTED this 19th day of August, 2019.

(SEAL)

Ronald E. Hutto, Mayor

ATTEST:

Brenda Peters, City Clerk

Approved as to form: _____
William E. Muret, City Attorney

Approved for Commission Action: _____
Taggart Wall, City Manager

(First Published in the Cowley Courier Traveler on Friday, August 23, 2019)

BILL NO. 1969

ORDINANCE NO. 4115

AN ORDINANCE

RELATING to and providing an amount of ad valorem tax to be levied as provided for under K.S.A. 79-1801 et seq. for the purpose of raising revenue for the General Fund, Bond & Interest Fund, Library Fund, Special Liability Fund, and the Industrial Development Fund.

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

Section 1. The Governing Body of the City of Winfield hereby sets the amount of ad valorem tax to be certified to the Clerk of Cowley County, Kansas, for levy on all real and personal property within the corporate limits of the City of Winfield, Kansas, taxable according to law, in the following amounts for the purpose of raising revenue for said City for the year 2020.

General	\$ 2,670,538
Bond & Interest	589,821
Library	486,396
Special Liability	158,623
Industrial Development	<u>0</u>
TOTAL AD VALOREM TAX TO BE LEVIED	\$ 3,905,378

Section 2. This Ordinance shall be in full force and effect from and after its publication in the official city newspaper.

ADOPTED this 19th day of August, 2019

(SEAL)

Ronald E. Hutto, Mayor

ATTEST:

Brenda Peters, City Clerk

Approved as to form: _____
William E. Muret, City Attorney

Approved for Commission Action: _____
Taggart Wall, City Manager

(First Published in the Cowley Courier Traveler on Friday August 23, 2019)

BILL NO. 1970

ORDINANCE NO. 4116

AN ORDINANCE

AMENDING Chapter 74 of the Code of Ordinances of the City of Winfield, Kansas, relating to The Standard Traffic Ordinance and General Provisions, by the amendment of Sections 74-81 and 74-82.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:

Section 1. Section 74-81 of Chapter 74 of the Code of Ordinances of the City of Winfield, Kansas, is hereby amended by the repeal of Section 74-81 and by adoption of a new Section 74-81, which new Section shall read as follows:

Section 74-81. Incorporated by reference.

There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Winfield that certain standard traffic ordinance known as the “Standard Traffic Ordinance for Kansas Cities”, Edition 2019, prepared and published in spiral form by the League of Kansas Municipalities, 300 S.W. Eighth Street, Topeka, Kansas 66603, save and except such articles, sections, parts or portion as are hereafter omitted, deleted, modified or changed. One copy of the Standard Traffic Ordinance shall be marked or stamped “Official Copy as Incorporated by Ordinance No. 4116 of the City of Winfield, Kansas”, with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of the incorporating ordinance and which shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable business hours. The police department, municipal judge and all administrative departments of the city charged with enforcement of this code shall be supplied, at the cost of the City, such number of official copies of such Standard Traffic Ordinance similarly marked, as may be deemed expedient.

Section 2. Section 74-82 of Chapter 74 of the Code of Ordinances of the City of Winfield, Kansas, is hereby amended by the repeal of Section 74-82 and by the adoption of a new Section 74-82, which shall read as follows:

Section 74-82. Deletions and additions.

The said Standard Traffic Ordinance is amended for use in the city as follows:

(a) Section 33, subsection (a) relating to and headed “Maximum Speed Limits” of said Standard Traffic Ordinance is hereby declared to be and is omitted, and in lieu thereof, a new subsection (a) of said Section 33 is substituted therefor, which shall read as follows:

“Except when a special hazard exists that requires lower speed for compliance with Section 32 of said Standard Traffic Ordinance, or Chapter 74, Article III, Section 74-82 of the Code of Ordinances of the City of Winfield, Kansas, the limits specified in this Section are established as hereinafter authorized shall be maximum, lawful speeds, and no person shall drive a vehicle at a speed in excess of such maximum limits:

- (1) Fifteen (15) m.p.h. in any park except Tunnel Mill;
- (2) Twenty (20) m.p.h. in any business district except the following locations:
 - (a) Main Street from Fifth Avenue to Seventh Avenue;
 - (b) Main Street from Eleventh Avenue to Twelfth Avenue;
 - (c) Ninth Avenue from Menor Street to Millington Street;
 - (d) Ninth Avenue from Loomis Street to Fuller Street.

Twenty (20) m.p.h. in the following locations:

- (a) Cherry Street from the Missouri Pacific Railroad tracks to Fourteenth Avenue;
 - (b) Fifteenth Avenue from John Street to Cherry Street;
 - (c) Fifteenth Avenue from Ritchie Street to Mound Street;
 - (d) John Street from Howland Street to Fifteenth Avenue;
 - (e) Manning Street from Seventeenth Avenue to Sixteenth Avenue;
 - (f) Ritchie Street from Fifteenth Avenue to Fourteenth Avenue;
 - (g) Sixteenth Avenue from Manning Street to Main Street;
 - (h) Seventeenth Avenue from Manning Street to Main Street;
 - (i) Tunnel Mill Dam Road throughout the park area;
 - (j) Warren Avenue from Houston Street to Stevens Street;
 - (k) In a school zone governed by a flashing yellow 20-miles-per-hour speed limit indicator when it is operating or in any marked school zone during the hours of 7:30 a.m. to 8:30 a.m., (10:45 a.m. to 12:30 p.m. on Eighth Avenue only) and 3:00 p.m. to 4:00 p.m. (2:45 p.m. to 4:00 p.m. on Eighth Avenue only) when school is in session;
 - (l) At the City Lake;
 - (m) In a hospital zone on Fifth Avenue from 52 feet west of Cherry Street to 97 feet east of Park Street.
- (3) Thirty (30) m.p.h. in the following locations:
 - (a) Any residence district;*
 - (b) College Street from Ninth Avenue to H.N. Banner Road;
 - (c) Fourteenth Avenue from Country Club Road to Main Street;
 - (d) Main Street from Fifteenth Avenue to Eleventh Avenue;
 - (e) Main Street from Seventh Avenue to Fourth Avenue;
 - (f) Nineteenth Avenue from Main Street to the east city limits;
 - (g) Ninth Avenue from 490 feet west of Mill Street to Manning Street;
 - (h) Ninth Avenue from Loomis Street to Alexander Street;

- (i) Viking Boulevard from 150 feet north of Warren Avenue to H.N. Banner Road;
- (j) Wheat Road from K-360 to Ninth Avenue.*
- (k) Twelfth Avenue between Wheat Road and K-360;
- (l) All streets within Winfield Industrial Park, Taylor Industrial Park, Utt Business and Industrial Park and Gottlob Business Park.

*Except when school zone is in effect.

- (4) Thirty-five (35) m.p.h. in the following locations:
 - (a) Main Street from K-360 to Fifteenth Avenue;
 - (b) Main Street from Fourth Avenue to Welfelt Drive;
 - (c) Welfelt Drive from Main Street to the north city limits;
 - (d) Ninth Avenue from Alexander Street to Wheat Road.
- (5) Forty (40) m.p.h. in the following locations:
 - (a) College Street from H.N. Banner Road to 210 feet west of the north entrance to the Winfield Correctional Facility;
 - (b) Ninth Avenue from Wheat Road to Simpson Street.
- (6) Forty-five (45) m.p.h. in the following locations:
 - (a) College Street from 210 feet west of the north entrance to the Winfield Correctional Facility to the north city limits;
 - (b) Country Club Road from the south city limits to Ninth Avenue;
 - (c) Main Street from 575 feet south of the Walnut River bridge to K-360;
 - (d) Ninth Avenue from the west city limits to 490 feet west of Mill Street;
 - (e) Ninth Avenue from Simpson Street to the east city limits;
 - (f) Thirty-third Avenue from the west city limits to U.S. Highway 77.
- (7) Fifty-five (55) m.p.h. on U.S. Highway 77 from the south city limits to 575 feet south of the Walnut River bridge.

The maximum speed limits established by or pursuant to this paragraph shall be of force and effect regardless of whether signs are posted giving notice thereof and notwithstanding any signs giving notice of maximum speed limits in excess thereof, and any sign giving notice of a maximum speed limit in excess of the limits established by or pursuant to this paragraph shall not be of any force or effect.

(b) Section 51 relating to and headed “U Turns, When No Signs; Where Prohibited” of said Standard Traffic Ordinance is hereby declared to be and is deleted, and in lieu thereof, a new Section 51 is substituted therefor, which shall read as follows:

“The driver of any vehicle shall not turn such vehicle so as to proceed in the opposite direction upon any street in a business district, nor upon any other street unless such movement can be made in safety without interfering with other traffic. Further, it is unlawful for the driver of any vehicle to turn such vehicle across the center line of a street located in the business district for the purpose of parking on the opposite side of the street.”

(c) Section 104 of said Standard Traffic Ordinance is hereby deleted.

Section 3. This ordinance shall be in full force and effect from and after its passage and publication in the official City newspaper.

ADOPTED this 19th day of August, 2019.

CITY OF WINFIELD, KANSAS

(SEAL)

By _____
Ronald E. Hutto, Mayor

ATTEST:

Brenda Peters, City Clerk

Approved as to form: _____
William E. Muret, City Attorney

Approved for Commission action: _____
Taggart Wall, City Manager

(First Published in the Cowley Courier Traveler on Friday August 23, 2019)

BILL NO. 1971

ORDINANCE NO. 4117

AN ORDINANCE

AMENDING Chapter 58, of the Code of Ordinances of the City of Winfield, Kansas, relating to the Uniform Public Offense Code, for Kansas Cities, 2019 Edition, by the amendment of Section 58-1.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:

Section 1. Section 58-1 of Chapter 58 of the Code of Ordinances of the City of Winfield, Kansas, is hereby amended by the repeal of Section 58-1 and the adoption of a new Section 58-1, which new section shall read as follows:

Section 58-1. Incorporated by reference.

There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City that certain code known as the Uniform Public Offense Code for Kansas Cities, 2019 Edition, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such Articles, Sections, parts or portions as are omitted, deleted, modified or changed. Not less than three copies of the Uniform Public Offense Code shall be marked or stamped "Official Copy as Incorporated by Ordinance No. 4117 of the City of Winfield, Kansas", with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of the incorporating ordinance and which shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable business hours. The police department, municipal judge and all administrative departments of the City charged with enforcement of this code shall be supplied, at the cost to the City, such number of official copies of such Uniform Public Offense Code similarly marked may be deemed expedient.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication in the official city newspaper.

ADOPTED this 19th day of August, 2019.

CITY OF WINFIELD, KANSAS

By _____
Ronald E. Hutto, Mayor

ATTEST:

Brenda Peters, City Clerk

Approved as to form: _____
William E. Muret, City Attorney

Approved for Commission action: _____
Taggart Wall, City Manager

A RESOLUTION

ACCEPTING and authorizing the filing of a certain permanent easement necessary to provide right-of-way for installation, construction, maintenance, repair, and removal of the utilities and the necessary appurtenances therefore, in, over, under, and across real estate in the Northeast Quarter of Section 2, Township 33 South of Range 3 East of the 6th P.M., Cowley County, Kansas.

WHEREAS, it was necessary to acquire a certain permanent easement to provide right-of-way for installation, construction, maintenance, repair, and removal of the utilities and the necessary appurtenances in Cowley County, Kansas; and,

WHEREAS, said easement has been successfully negotiated.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:

Section 1. The Mayor and Clerk of the City of Winfield, Kansas, are hereby authorized and directed to accept a certain permanent easement in Cowley County, Kansas, granted by Myrtle I. Posey, Trustee of the Myrtle I. Posey Marital Trust, owner in Cowley County, Kansas, necessary to provide right-of-way for the purpose of installation, construction, maintenance, repair, and removal of the utilities and the necessary appurtenances therefore, in, over, under, and across the real estate described as follows:

A tract of land, 30 feet in width, the center line of which is described as: Beginning at the Southeast corner of the Northeast Quarter of Section 2, Township 33 South of Range 3 East of the 6th P.M., Cowley County, Kansas; thence North, parallel with the East line of said Quarter section, 12.5 feet to the point of beginning; thence West, parallel with the South line of said Quarter section, 350 feet to the point of terminus.

Section 2. The Clerk of the City of Winfield, Kansas shall record said easement with the Register of Deeds of Cowley County, Kansas.

Section 3. This Resolution shall be in full force and effect from and after its adoption.

ADOPTED this 19th day of August, 2019.

(SEAL)

Ronald E. Hutto, Mayor

ATTEST:

Brenda Peters, City Clerk

Approved as to form: _____
William E. Muret, City Attorney

Approved for Commission action: _____
Taggart Wall, City Manager

PERMANENT EASEMENT

I, Myrtle I. Posey, Trustee of the Myrtle I. Posey Marital Trust, owner, in consideration of the benefits to be obtained from the access to utility lines which are the subject of this easement, payment of the sum of \$1.00 and other valuable consideration, receipt of which is hereby acknowledged, do hereby convey and assign to the CITY OF WINFIELD, Cowley County, Kansas, a permanent utility easement and right-of-way for the purpose of installation, construction, maintenance, repair, and removal of utilities and necessary appurtenances therefore, in, over, under, and across the real estate in the Northeast Quarter of Section 2, Township 33 South of Range 3 East of the 6th P.M., Cowley County, Kansas, described as follows:

A tract of land, 30 feet in width, the center line of which is described as: Beginning at the Southeast corner of the Northeast Quarter of Section 2, Township 33 South of Range 3 East of the 6th P.M., Cowley County, Kansas; thence North, parallel with the East line of said Quarter section, 12.5 feet to the point of beginning; thence West, parallel with the South line of said Quarter section, 350 feet to the point of terminus.

The amount of money as set forth herein is in full payment for the use of said property and the undersigned releases the grantee from any claims for damages for acts or omissions pertaining to the purpose as set forth herein except for negligence on the part of said grantee. There are no other agreements, oral or written, between the parties except as set forth herein.

This easement is binding upon the heirs, executors, administrators, successors, trustees, and assigns of the parties hereto.

Dated this _____ day of _____, 2019.

Myrtle I. Posey, Trustee
Myrtle I. Posey Marital Trust

STATE OF KANSAS
COWLEY COUNTY, SS.

On this _____ day of _____, 2019, before me a notary public in and for said county and state, personally appeared _____ to me known to be the person named in and who executed the foregoing instrument, and duly acknowledged the execution thereof.

Notary Public

My commission expires:

Accepted and authorized for filing in the Office of Register of Deeds, Cowley County, Kansas,
this_____day of_____2019, by Resolution No._____ of the Governing Body
of the City of Winfield, Kansas.

Ronald E. Hutto, Mayor

ATTEST:

Brenda Peters, City Clerk

City of Winfield
Proposed Utility Easement
Posey,
Myrtle I Mar Trust
August, 2019

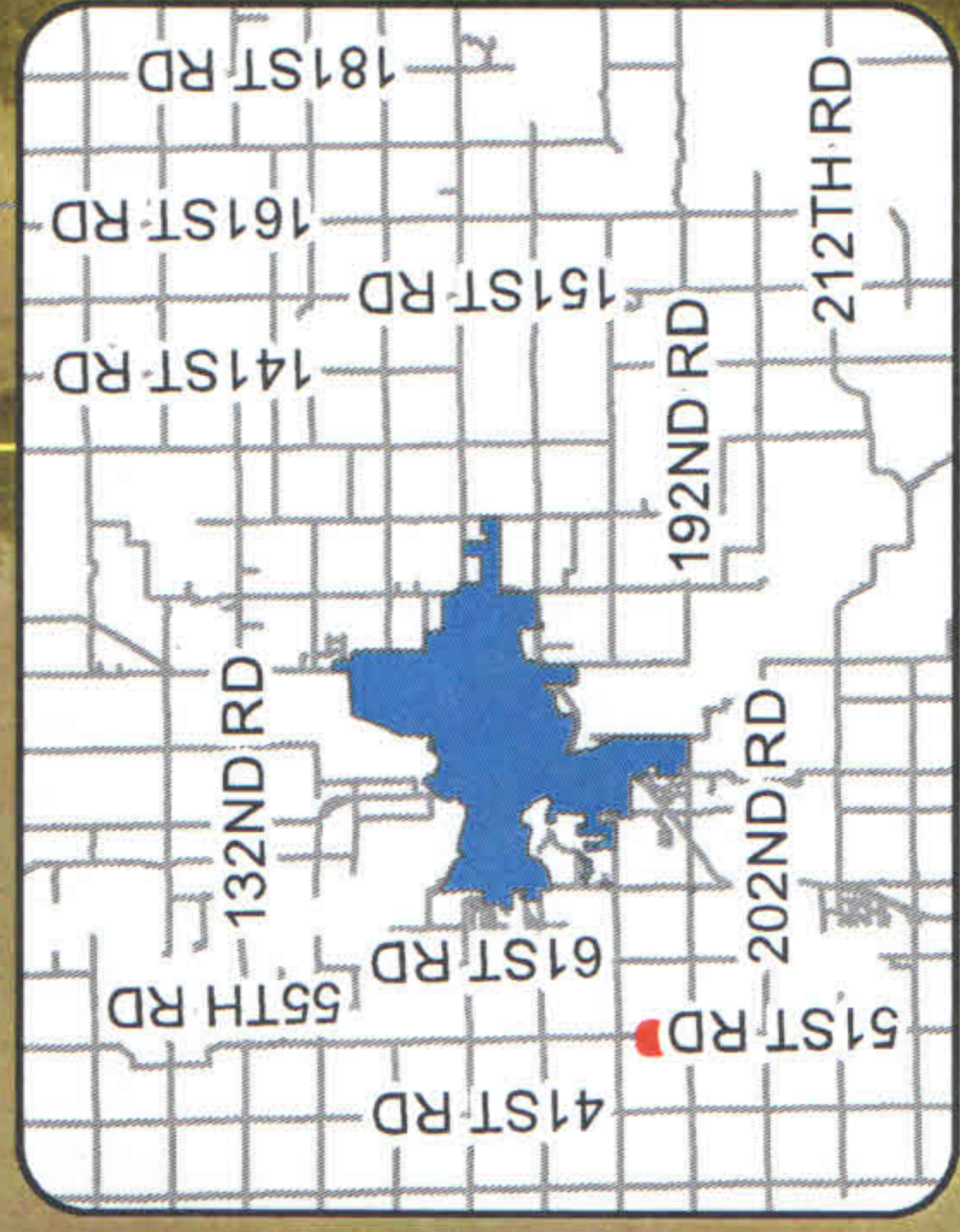


51ST RD

Proposed Utility Easement

Legend

- Existing Easements
- Proposed Easement





August 16, 2019

Kathy Stiffler
3500 SW Tenth Avenue
Topeka, KS 66604

Dear Ms. Stiffler—

The Governing Body has approved the requested extension/option to the current lease per your request dated August 7, 2019. Please let this letter serve as an agreement to extend the terms of the current lease between the City of Winfield and Capper Foundation for one year ending December 31, 2020 with a one-year renewal option.

We would also request a meeting with the applicable Capper representatives, at your convenience, to discuss the ongoing partnership between the City and Capper and what the future looks like for your organization and your presence in the Winfield community. We have long supported your efforts in the lives those you serve and are committed to continue that relationship for many years.

Please complete the signatory below confirming the agreement to the extension above.

Sincerely,

A handwritten signature in black ink, appearing to read "Taggart Wall".

Taggart Wall
City Manager

CAPPER FOUNDATION, INC.

Name: _____

Title: _____

Signature: _____

City Manager's Office
200 E. Ninth-PO Box 646
Winfield, KS 67156
620-221-5525 ph
620-221-5590 fax