

**CITY COMMISSION MEETING
Winfield, Kansas**

DATE: Monday, July 02, 2018
TIME: 5:30 p.m.
PLACE: City Commission – Community Council Room – First Floor – City Building

AGENDA

CALL TO ORDERMayor Gregory N. Thompson

ROLL CALL.....City Clerk, Brenda Peters

MINUTES OF PRECEDING MEETING.....Monday, June 18, 2018

PRESENTATION

-Announcement of Police Department Promotions

PUBLIC HEARING

-Consider Proposed 2019 Annual Budget

BUSINESS FROM THE FLOOR

-Citizens to be heard

NEW BUSINESS

Ordinances & Resolutions

Bill No. 1859 – An Ordinance – Amending the Code of Ordinances of the City of Winfield, Kansas by of the repeal of Chapter 34, Section 34-78 (q), charges for collection of solid waste, and the adoption in lieu thereof, a new Section 34-78 (q).

Bill No. 1860 – A Resolution – Authorizing and directing the Mayor of the City of Winfield, Kansas, to execute a Request to Exchange Federal Funds, between the City and the Secretary of the Kansas Department of Transportation, relating to making state funds available to the City in exchange for the City's allotment of federal funds.

Bill No. 1861 – 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. (1427 E 1st Ave)

Bill No. 1862 – 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. (515 E 3rd Ave)

Bill No. 1863 – 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. (209 Massachusetts)

Bill No. 1864 – 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. (1018 Stewart)

Bill No. 1865 – A Resolution – Determining the advisability of the making of certain internal improvements in the City of Winfield, Kansas; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings (Water Main Improvements/Stonebrook Addition, Phase 1).

Bill No. 1866 – A Resolution – Determining the advisability of the making of certain internal improvements in the City of Winfield, Kansas; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings (Sanitary Sewer Improvements/Stonebrook Addition, Phase 1).

Bill No. 1867 – A Resolution – Determining the advisability of the making of certain internal improvements in the City of Winfield, Kansas; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings. (Paving, Grading and Storm Sewer Improvements/Stonebrook Addition, Phase 1).

Bill No. 1868 - A Resolution – Authorizing the Mayor and the City Clerk of Winfield, Kansas to execute a contract for construction of a sludge dewatering lagoon at the Water Treatment Plant between the City of Winfield and Vogts-Para Construction, Newton, Kansas.

OTHER BUSINESS

- Consider Cherry Street Park Lighting Improvement Project
- Consider CMB application for One Stop LLC, U Pump It, 221 E 9th Ave

ADJOURNMENT

- Next regular meeting 5:30 p.m. Monday, July 16, 2018.

CITY COMMISSION MEETING MINUTES

Winfield, Kansas

June 18, 2018

The Board of City Commissioners met in regular session, Monday, June 18, 2018 at 5:30 p.m. in the City Commission-Community Council Meeting Room, City Hall; Mayor Gregory N. Thompson presiding. Commissioners Ronald E. Hutto and Phillip R. Jarvis were also present. Also in attendance were Jeremy Willmoth, City Manager; Brenda Peters, City Clerk and William E. Muret, City Attorney. Other staff member present was Gary Mangus, Assistant to the City Manager.

City Clerk Peters called Roll.

Commissioner Hutto moved that the minutes of the June 4, 2018 meeting be approved. Commissioner Jarvis seconded the motion. With all Commissioners voting aye, motion carried.

BUSINESS FROM THE FLOOR

NEW BUSINESS

Bill No. 1858 – A Resolution – Authorizing the City Manager to execute a non-binding letter of agreement between the City of Winfield, Kansas and Gridliance, Irving, Texas, regarding the possible development and purchase of a portion of the electric transmission system. City Manager Willmoth explains that this is a resolution to consider a non-binding letter of agreement with Gridliance, for future possible development and purchase of a portion of the City's transmission facilities. Willmoth explained some of the details covered in the agreement. Upon motion by Commissioner Jarvis, seconded by Commissioner Hutto all Commissioners voting aye, Bill No. 1858 was adopted and numbered Resolution No. 4818.

OTHER BUSINESS

- City Clerk Peters presented a list of board appointments for the Convention & Tourism Committee and the Winfield Housing Authority for the Commission's consideration.

Commissioner Hutto made a motion to accept the board appointments as follows:

CONVENTION & TOURISM COMMITTEE

Kaydee Riggs-Johnson

WINFIELD HOUSING AUTHORITY

Charissa Wall

Roxann Taylor

Commissioner Jarvis seconded the motion. With all Commissioners voting aye, motion carried.

ADJOURNMENT

Upon motion by Commissioner Jarvis, seconded by Commissioner Hutto, all Commissioners voting aye, the meeting adjourned at 5:39 p.m.

Signed and sealed this 28th day of June 2018.

Signed and approved this 2nd day of July 2018.

Brenda Peters, City Clerk

Gregory N. Thompson, Mayor





Request for Commission Action

Date: June 26, 2018

Requestor: Patrick Steward, Dir. Of Public Improvements / City Engineer

Action Requested: Seeking approval of a modification to the existing Ordinance pertaining to four cubic yard trailer dumpsters.

Analysis:

The City has provided these dumpsters for a rental fee for use by customers. These containers are typically utilized by customers when they are doing specific projects or a clean-up that goes beyond their typical waste disposal needs. Currently, there are three rates: one for residential demolition materials, one for commercial demolition materials, and one for yard waste.

The container is the same regardless of the waste material to be disposed of and they are paid for at the time of rental. Often, customers intend to only have yard waste but end up including items that do not meet the definition of yard waste which causes confusion and additional billing. The requested amendment is primarily to simplify the system to two rates. One for commercial and one for residential.

In addition, the proposed amendments specifically define prohibited items. The landfill accepts most of the prohibited items directly but they either require special handling by staff or cause damage to the equipment. Therefore, the amendment proposes an additional charge if prohibited items are included at the time of collection.

Fiscal Impact: There may be a very slight increase in revenue due to the change of fee schedule. However, most rentals already were paying the higher rate so it would be negligible.

Attachments: Proposed Ordinance

(Published in *The Cowley Courier Traveler*, Friday, July 6, 2018)

BILL NO. 1859

ORDINANCE NO. 4092

AN ORDINANCE

AMENDING the Code of Ordinances of the City of Winfield, Kansas by of the repeal of Chapter 34, Section 34-78 (q), charges for collection of solid waste, and the adoption in lieu thereof, a new Section 34-78 (q).

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

Section 1. Section 34-78 (q) of Chapter 34 of the Code of Ordinances of the City of Winfield Kansas is hereby amended by the repeal of section and the adoption in lieu thereof the following:

(q) *Charges for collection of solid waste.* The charges referenced in section 78-556 are as follows:

- (1) *Residential dwellings, commercial, office or other establishments, not serviced by a city container.* The charge for once-a-week collection of solid waste for each location shall be the sum of the solid waste & recyclables fee and the landfill disposal fee. That total shall be billed and payable monthly. Any commercial, office or other establishment that weekly requires more than once-a week collection shall pay solid waste & recyclables fee plus the landfill disposal fee, multiplied by the number of collections per week.

Effective date of rates	Solid Waste & Recyclables	Landfill disposal
January 17, 2005	\$ 7.61	\$ 3.75
July 17, 2005	\$ 8.42	\$ 3.83
January 17, 2006	\$ 9.11	\$ 3.90
July 17, 2006	\$ 9.82	\$ 3.98
January 17, 2007	\$ 10.52	\$ 4.06
July 17, 2007	\$ 11.17	\$ 4.14

- (2) *Two cubic yard and larger container rates.* The charge for one or more containers used by a single customer shall be based on a schedule of fees as established by Resolution No. 0105, adopted January 3, 2005.
- (3) *Use of a four-cubic-yard trailer.* The charge for the use of a four-cubic-yard solid waste collection trailer for the collection and disposal of light building demolition materials and/or light construction waste and/or the collection and disposal of yard waste and/or similar items from residential premises shall be based on the schedule of rental fee of \$50.00 for 24 hours or per dump in a day from time trailer is set unless on weekend/holiday (Friday morning to Monday morning) as follows:

Definitions:

Light Building Demolition Materials, Construction Waste, Yard Waste, and Similar items:

Items Accepted: include but not limited to lumber, pipe, tree branches, shrubbery trimmings when all these items are cut in four foot lengths and NO limbs over four inches in diameter, glass, tile, floorcoverings, old shingles, grass clippings, leaves, and metal.

Items Prohibited: include vehicle tires, oil, fuel, chemicals, batteries, paint, concrete, bricks, utility poles, railroad ties, appliances (stove, washer, dryer, refrigerator, freezer, air-conditioner, or other bulky items).

- (1) *Additional charge for Prohibited Items.* Prohibited Items that are found in the dumpster trailer when picked up from renter will receive one phone call to remove items first or if not removed renter will be assessed an additional \$50.00 charge added to the customer's city utility bill.

Effective date of rates	Residential Light Demolition Materials, Yard Waste, and Similar Items	Commercial/Contractors Light Demolition Materials, Yard Waste, and Similar Items
August 1, 2018	\$50.00	\$100.00

- (2) *Collection outside city limits.* The charges for collection of solid waste from property outside the corporate limits of the city shall be 125 percent of the charges for collection with in the city limits.

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

ADOPTED this 2nd day of July 2018.

Gregory N. Thompson, Mayor

ATTEST:

Brenda Peters, City Clerk

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

Approved for Commission action: _____
Jeremy Willmoth, City Manager/ps



Request for Commission Action

Date: June 25, 2018

Requestor: Patrick Steward, Dir. Of Public Improvements / City Engineer

Action Requested: Seeking approval of a request to exchange funds under the Federal Fund Exchange program with KDOT.

Analysis:

As may recall from earlier this year, the master agreement for the Federal Fund Exchange program with KDOT was approved. The requested action allows the City to request the funds for reimbursement of project expenditures. The project expenditure for the request is the City's share of the 14th Ave. Bridge project.

Fiscal Impact: The funds reimburse the funds expended for the City's share of the 14th Ave. project and provide funding for continued street projects.

Attachments: Request to exchange funds.

A RESOLUTION

AUTHORIZING and directing the Mayor of the City of Winfield, Kansas, to execute a Request to Exchange Federal Funds, between the City and the Secretary of the Kansas Department of Transportation, relating to making state funds available to the City in exchange for the City's allotment of federal funds.

WHEREAS, the Secretary has approved a program to exchange federal funds for state funds to be utilized on local projects; and

WHEREAS, the City desires to utilize these funds to enhance the local transportation network; and

WHEREAS, the amount of state funds provided by the Secretary will be calculated at an exchange rate of \$0.75 of state funds per dollar of federal funds; and

WHEREAS, state funds will be paid on a reimbursement basis as the City incurs costs on a project;

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

Section 1. The Mayor is authorized and directed to execute for and on behalf of the City of Winfield, Kansas, a Request to Exchange Federal Funds between the City and the Secretary of the Kansas Department of Transportation, to obtain for the City such funds as may be available to be utilized for the local transportation network.

Section 2. This resolution shall be in full force and effect from and after its passage.

ADOPTED this 2nd day of July, 2018.

(SEAL)

Gregory N. Thompson, Mayor

ATTEST:

Brenda Peters, City Clerk

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

Approved for Commission action: _____
Jeremy Willmoth, City Manager/ps



**REQUEST TO EXCHANGE FEDERAL FUNDS
under the Federal-Aid Fund Exchange Master Agreement**

Date:

County/City: City of Winfield

Federal Funds to Be Exchanged: \$145,533.69

Exchange Rate for 2018: \$0.75 State Funds/\$1.00 Federal Funds

The Secretary of Transportation is hereby requested to make available to the city/county State Funds in exchange for the city's/county's allotment of Federal Funds in the amount stated above. The Exchange will be made under the Terms and Conditions as set forth in the city/county's Federal Fund Exchange Master Agreement previously executed between the city/county and the Secretary. This request shall be attached to and become a part of the city/county's Federal Funds Exchange Agreement.

Contact Person: Patrick Steward Title: City Engineer

Address: 200 E 9th Ave., Winfield, Kansas 67156

Phone: 620-221-5520 Email: psteward@winfieldks.org

Signature* Date

Gregory N. Thompson

Typed or Printed Name

Mayor

Title

**The representative signing this request must be authorized by law to bind the city/county to an agreement.*



Request for Commission Action

Date: June 26, 2018

Requestor: John Adams, Code Enforcement Inspector

Action Requested: Seeking approval of 4 nuisance resolutions for trash and junk clean-up at 515 E. 3rd Ave., 209 Massachusetts St., 1018 Stewart St., and 1427 E. 1st Ave.

Analysis: Owners of all 4 properties have received certified letters and failed to comply with the directives and warnings to remove trash and junk from the yards. Inactivity by the owners will require 4 nuisance resolutions to move forward with the clean-up using contract labor. All 4 properties are currently unoccupied and no owner has contacted the city regarding any effort to address the violations. All but one certified letter was returned to sender with no forwarding address. One certified letter was serviced to the owner at the Jail.

Fiscal Impact: Unknown fiscal impact at this time.

Attachments: Nuisance resolutions for:
515 E. 3rd Ave.,
209 Massachusetts St.,
1018 Stewart St., and
1427 E. 1st Ave

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.

WHEREAS, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

WHEREAS, the City's inspector, on or about the 17th day of May, 2018 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

Section 1. The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

(1) Owner: CALVIN, JESSICA LYNN
311 E. 9TH AVE.
WINFIELD, KS. 67156

Occupant:	NONE
Property Address:	1427 E. 1 st Ave
Legal Description:	West Half of Lot 3, and all of Lot 4, Block 2, Fuller's Subdivision to the Highland Park, City of Winfield, Cowley County, Kansas.
Nature of Nuisance:	A nuisance consisting of miscellaneous trash, and junk throughout property and on front porch and a discarded appliance in the driveway.
Disposition of Items:	Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

Section 2. The Clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

Section 3. This resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 2nd day of July, 2018.

(SEAL)

Gregory N. Thompson, Mayor

ATTEST:

Brenda Peters, City Clerk

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

Approved for Commission action: _____
Jeremy Willmoth, City Manager/jha

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.

WHEREAS, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

WHEREAS, the City's inspector, on or about the 6th day of June, 2018 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

Section 1. The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

(1) Owner: Jonathan Coy
513 E. 3rd Ave
Winfield, KS. 67156

Occupant: Vacant
Property Address: 515 E. 3rd Ave
Legal Description: East half of Lot 7 and all of Lot 8, Block 202 Andrews Addition to the City of Winfield, Cowley County, Kansas

Nature of Nuisance: A nuisance consisting of a large amount of trash and junk. Junk vehicle parts including but not limited to tires and tire wheels, frames, motors, various other vehicle parts and components, scrap metal pieces, tools, file cabinet and a rapidly deteriorating and dilapidated wooden fence surrounding the backyard.

Disposition of Items: Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

Section 2. The Clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

Section 3. This resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 2nd day of July, 2018.

(SEAL)

Gregory N. Thompson, Mayor

ATTEST:

Brenda Peters, City Clerk

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

Approved for Commission action: _____
Jeremy Willmoth, City Manager/ja

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.

WHEREAS, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

WHEREAS, the City's inspector, on or about the 3rd day of May, 2018 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

Section 1. The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

(1) Owner: CALVIN, LINDA K
209 MASSACHUSETTS
WINFIELD, KS. 67156

Occupant: NONE
Property Address: 209 MASSACHUSETTS
Legal Description: Lot 10, Block 206, Citizen's Addition to the City of Winfield, Cowley County, Kansas.

Nature of Nuisance: A nuisance consisting of miscellaneous trash, and junk throughout property, furniture and boxes on front porch.

Disposition of Items: Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

Section 2. The clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

Section 3. This resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 2nd day of July, 2018.

(SEAL)

Gregory N. Thompson, Mayor

ATTEST:

Brenda Peters, City Clerk

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

Approved for Commission action: _____
Jeremy Willmoth, City Manager/jha

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.

WHEREAS, under the provisions of Section 54-3 and 70-2 of the Winfield City Code, Winfield, Kansas, adopted pursuant to K.S.A. 12-1617e, the Governing Body has the power to remove or abate from any lot or parcel of ground within the City any nuisance thereon, upon a finding and determination thereof by said Governing Body; and,

WHEREAS, the City's inspector, on or about the 15th day of May, 2018 and on prior and subsequent times, inspected the premises described below and observed the following conditions as set forth below;

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

Section 1. The conditions hereinafter described are hereby found to be nuisances, and determined to be a menace and dangerous to the health of the inhabitants of the city or of any neighborhood, family or resident of the city, to wit:

(1) Owner: ALBERTS, DORINDA S.
1018 STEWART
WINFIELD, KS. 67156

Occupant: NONE
Property Address: 1018 STEWART
Legal Description: Lot 8, Block 50, Manning's Addition to the City of Winfield, Cowley County, Kansas.

Nature of Nuisance: A nuisance consisting of miscellaneous trash, and junk throughout property and on front porch, a discarded mattress and TV on side yard, recliner and couch in backyard.

Disposition of Items: Property items determined by the City to be of value will be impounded and stored at the City impound lot. Such items may be retrieved after appropriate impound fees and other incurred expenses have been paid by the owners.

Section 2. The Clerk of the City of Winfield, Kansas is hereby authorized to issue notice for the removal and abatement of said nuisances and take any remedial action as authorized under Section 54-2 of the Winfield City Code, Winfield, Kansas.

Section 3. This resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 2nd day of July, 2018.

(SEAL)

Gregory N. Thompson, Mayor

ATTEST:

Brenda Peters, City Clerk

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

Approved for Commission action: _____
Jeremy Willmoth, City Manager/jha

(Published in *The Cowley CourierTraveler* on July 6, 2018)

BILL NO. 1865

RESOLUTION NO. 5418

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WINFIELD, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (WATER MAIN IMPROVEMENTS/STONEBROOK ADDITION, PHASE 1).

WHEREAS, a petition (the “Petition”) was filed with the City Clerk of the City of Winfield, Kansas (the “City”) proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City-at-large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a01 *et seq.*; and

WHEREAS, the governing body of the City hereby finds and determines that said Petition was signed by the owners of record of more than one-half of the area liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of K.S.A. 12-6a01 *et seq.* (the “Act”).

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

Section 1. Findings of Advisability. The governing body hereby finds and determines that:

(a) It is advisable to make the following improvements (the “Improvements”):

Install water main improvements to serve Lots 1 through 3, Block A; and Lots 15 through 17, Block A, Stonebrook Addition, City of Winfield, Cowley County, Kansas, in accordance with the City of Winfield Standard Specifications.

(b) The estimated or probable cost of the proposed Improvements is: \$20,000; said estimated cost to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of this Resolution.

(c) The extent of the improvement district (the “Improvement District”) to be assessed for the cost of the Improvements is:

Lots 1 through 3, Block A; and Lots 15 through 17, Block A, Stonebrook Addition, City of Winfield, Cowley County, Kansas.

(d) The method of assessment is: equally on a per connection basis, being computed without regard to lot size.

(e) The apportionment of the cost of the Improvements between the Improvement District and the City-at-large is: 75.00% to be assessed against the Improvement District and 25.00% to be paid by the City-at-large.

Section 2. Authorization of Improvements. The abovesaid Improvements are hereby authorized and ordered to be made in accordance with the findings of the governing body of the City as set forth in **Section 1** of this Resolution.

Section 3. Bond Authority; Reimbursement. The Act provides for the costs of the Improvements, interest on interim financing and associated financing costs to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation 1.150-2.

Section 4. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Cowley County, Kansas.

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ADOPTED by the governing body of the City on July 2, 2018.

(SEAL)

By: _____

Name: Gregory N. Thompson

Title: Mayor

ATTEST:

By: _____

Name: Brenda Peters

Title: City Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the City adopted by the governing body on July 2, 2018, as the same appears of record in my office.

DATED: July 2, 2018.

By: _____

Name: Brenda Peters

Title: City Clerk

(Published in *The Cowley CourierTraveler* on July 6, 2018)

BILL NO. 1866

RESOLUTION NO. 5518

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WINFIELD, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (SANITARY SEWER IMPROVEMENTS/STONEBROOK ADDITION, PHASE 1).

WHEREAS, a petition (the "Petition") was filed with the City Clerk of the City of Winfield, Kansas (the "City") proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City-at-large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a01 *et seq.*; and

WHEREAS, K.S.A. 12-6a19 provides that whenever the construction of any water, stormwater, sanitary sewer or arterial street improvement is initiated by petition pursuant to the Act, the City may require the imposition of a benefit fee on property which is benefitted by such improvements but was not included within the original improvement district established for the levy of special assessments for such improvements; and

WHEREAS, the Petition contains a request that the City create an area for which benefit fees will be imposed pursuant to K.S.A. 12-6a19; and

WHEREAS, the governing body of the City hereby finds and determines that said Petition was signed by the owners of record of more than one-half of the area liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of K.S.A. 12-6a01 *et seq.* (the "Act").

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

Section 1. Findings of Advisability. The governing body hereby finds and determines that:

(a) It is advisable to make the following improvements (the "Improvements"):

Install sanitary sewer improvements to serve Lots 1 through 3, Block A; and Lots 15 through 17, Block A, Stonebrook Addition, City of Winfield, Cowley County, Kansas, in accordance with the City of Winfield Standard Specifications.

(b) The estimated or probable cost of the proposed Improvements is: \$63,000; said estimated cost to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of this Resolution.

(c) The extent of the improvement district (the "Improvement District") to be assessed for the cost of the Improvements is:

Lots 1 through 3, Block A; and Lots 15 through 17, Block A, Stonebrook Addition, City of Winfield, Cowley County, Kansas.

(d) The method of assessment is: equally on a per connection basis, being computed without regard to lot size.

(e) The apportionment of the cost of the Improvements between the Improvement District and the City-at-large is: 48.00% to be assessed against the Improvement District and 52.00% to be paid by the City-at-large.

(f) The following described property benefits from the Improvements, but is not included within the Improvement District:

Lots 4 through 6, Block A, Stonebrook Addition, City of Winfield, Cowley County, Kansas.

Such property shall be subject to the imposition of benefit fees in the manner set forth in and pursuant to K.S.A. 12-6a19. The benefit fee shall be determined in the manner set forth in subsection (d) hereof as if the area was included in the Improvement District. The amount of such benefit fee shall not exceed the amount which would have been assessed against such property had it been included in the Improvement District at the time that the Improvements were approved by resolution of the Governing Body.

Section 2. Authorization of Improvements. The abovesaid Improvements are hereby authorized and ordered to be made in accordance with the findings of the governing body of the City as set forth in **Section 1** of this Resolution.

Section 3. Bond Authority; Reimbursement. The Act provides for the costs of the Improvements, interest on interim financing and associated financing costs to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation 1.150-2.

Section 4. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Cowley County, Kansas.

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ADOPTED by the governing body of the City on July 2, 2018.

(SEAL)

By: _____

Name: Gregory Thompson

Title: Mayor

ATTEST:

By: _____

Name: Brenda Peters

Title: Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the City adopted by the governing body on July 2, 2018, as the same appears of record in my office.

DATED: July 2, 2018.

By: _____

Name: Brenda Peters

Title: Clerk

(Published in *The Cowley CourierTraveler* on July 6, 2018)

BILL NO. 1867

RESOLUTION NO. 5618

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WINFIELD, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING, GRADING AND STORM SEWER IMPROVEMENTS/STONEBROOK ADDITION, PHASE 1).

WHEREAS, a petition (the “Petition”) was filed with the City Clerk of the City of Winfield, Kansas (the “City”) proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City-at-large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a01 *et seq.*; and

WHEREAS, the governing body of the City hereby finds and determines that said Petition was signed by the owners of record of more than one-half of the area liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of K.S.A. 12-6a01 *et seq.* (the “Act”).

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

Section 1. Findings of Advisability. The governing body hereby finds and determines that:

(a) It is advisable to make the following improvements (the “Improvements”):

Install paving, grading and storm sewer improvements, to serve Lots 1 through 3, Block A; and Lots 15 through 17, Block A, Stonebrook Addition, City of Winfield, Cowley County, Kansas, in accordance with the City of Winfield Standard Specifications.

(b) The estimated or probable cost of the proposed Improvements is: \$134,000; said estimated cost to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of this Resolution.

(c) The extent of the improvement district (the “Improvement District”) to be assessed for the cost of the Improvements is:

Lots 1 through 3, Block A; and Lots 15 through 17, Block A, Stonebrook Addition, City of Winfield, Cowley County, Kansas.

(d) The method of assessment is: equally per lot (6 lots)

(e) The apportionment of the cost of the Improvements between the Improvement District and the City-at-large is: 100.00% to be assessed against the Improvement District and 0.00% to be paid by the City-at-large.

Section 2. Authorization of Improvements. The abovesaid Improvements are hereby authorized and ordered to be made in accordance with the findings of the governing body of the City as set forth in **Section 1** of this Resolution.

Section 3. Bond Authority; Reimbursement. The Act provides for the costs of the Improvements, interest on interim financing and associated financing costs to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation 1.150-2.

Section 4. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Cowley County, Kansas.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

ADOPTED by the governing body of the City on July 2, 2018.

(SEAL)

By: _____

Name: Gregory Thompson

Title: Mayor

ATTEST:

By: _____

Name: Brenda Peters

Title: Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the City adopted by the governing body on July 2, 2018, as the same appears of record in my office.

DATED: July 2, 2018.

By: _____

Name: Brenda Peters

Title: Clerk

A RESOLUTION

AUTHORIZING and directing the Mayor and the City Clerk of the City of Winfield, Kansas to execute a contract for the addition of a third Lagoon, between the City of Winfield, Kansas and Vogts Parga, Newton, Kansas.

WHEREAS, proposals for lagoon improvements were negotiated by the petitioner; and,

WHEREAS, Vogts Parga submitted an acceptable proposal that is within the engineer's estimate,

NOW, THEREFORE, 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 execute a contract for the amount of two hundred forty-seven thousand one hundred seventy-four dollars and seventy-five cents (\$247,174.75) for 2740 S.Y. of 5" pavement and 28,435 S.Y. of Erosion Mat for the addition of Lagoon 17-WI864; between the City of Winfield, Kansas and Vogts Parga, a copy of which is attached hereto and made a part hereof the same if fully set forth herein.

Section 2. This resolution shall be in full force and effect from and after its passage and adoption.

ADOPTED this 29th day of June 2018

(SEAL)

Gregory N. Thompson, Mayor

ATTEST:

Brenda Peters, City Clerk

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

Approved for Commission action: _____
Jeremy Willmoth, City Manager/ps