

CITY COMMISSION AGENDA

City Hall Commission Chambers

Monday, April 15, 2013

7:00 p.m.

MEETING #4920

CALL TO ORDER

ROLL CALL

ELECTION OF MAYOR AND VICE MAYOR

INVOCATION: by Pastor Gerald Mendenhall of Dodge City Friends Church

PLEDGE OF ALLEGIANCE

PUBLIC HEARING

Public Hearing Concerning a Plan of Finance for the Issuance by the City of Wichita, KS of its Health Care Bonds for Presbyterian Manors, Inc. (Manor of the Plains).

PETITIONS & PROCLAMATIONS

Arbor Day Proclamation
Distracted Driving Month
National Library Week 2013

VISITORS

Dodge City Public Library Quarterly Update: Cathy Reeves

CONSENT CALENDAR

1. Approval of City Commission Meeting Minutes, April 1, 2013;
2. Approval of Joint City/County Meeting Minutes, April 3, 2013;
3. Appropriation Ordinance No. 8, April 15, 2013;
4. Cereal Malt Beverage License Applications;
 - (a) Lotus Garden, 1210 E Wyatt Earp Blvd
 - (b) Kwik Shop Store, 1811 Central Avenue
 - (c) Kwik Shop Store, 1500 W Wyatt Earp Blvd.

ORDINANCES & RESOLUTIONS

Resolution No. 2013-17: A Resolution Authorizing the Execution of an Amendment to the Interlocal Cooperation Agreement between the City of Dodge City, Kansas, and the City of Wichita, Kansas, and the Issuance of Certain Health Care Facilities Revenue Bonds by the City of Wichita, Kansas, in the principal amount not to exceed \$110,000,000 pursuant to such Interlocal Cooperation Agreement. Report by City Clerk/Director of Finance, Nannette Pogue.

Resolution No. 2013-18: A Resolution Determining the Advisability of the making of certain Internal Improvements in the City of Dodge City, Kansas, making certain findings with respect thereto; and Authorizing and Providing for the Making of Improvements in accordance with such findings (various Internal Improvements in Prairie Pointe Development). Report by City Clerk/Director of Finance, Nannette Pogue.

UNFINISHED BUSINESS

NEW BUSINESS

1. Approval of the Agreement for Engineering & Design Services for Airport Parking Lot.
Report by Assistant Superintendent of Public Works, Corey Keller.

OTHER BUSINESS

ADJOURNMENT

Memorandum

To: Ken Strobel, City Manager
Cherise Tieben, Assistant City Manager

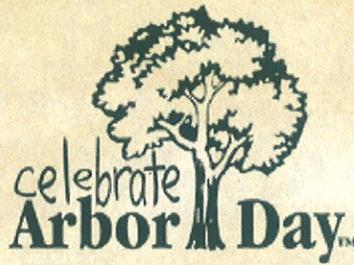
From: Nannette Pogue

Date: April 11, 2013

Subject: Public Hearing Related to the Proposed Issuance of City of Wichita, Kansas, Health Care Facilities Revenue Bonds (Presbyterian Manors, Inc.)

Agenda Item: Public Hearing

On the agenda Monday evening is a Public Hearing to listen to public comment concerning a plan of finance for the issuance by the City of Wichita, Kansas (the “Issuer”) of one or more series of its health care facilities revenue bonds issued under authority of K.S.A. 12-1740 *et seq.* in an aggregate principal amount not to exceed \$110,000,000 (the “Bonds”). Proceeds of the Bonds will be made available to Presbyterian Manors, Inc., a Kansas not-for-profit corporation (the “Corporation”), pursuant to a bond indenture to provide funds (1) to refund all or a portion of the Issuer’s Health Care Facilities Refunding and Improvement Revenue Bonds, Series III, 2004 and Series III, 2007 (Presbyterian Manors, Inc.) the proceeds of which were used to finance certain senior living and health care facilities owned and operated by the Corporation and located in several cities throughout the State of Kansas, including one facility within the limits of the City, at 200 Campus Drive, Dodge City, Kansas 67801 (together, the “Facilities”) and (2) to acquire, construct, improve, equip, reimburse or refinance the costs of certain improvements to the Facilities. A representative of Manor of the Plains in Dodge City will be available to answer any questions the Commission or the public may have regarding the issuance of these bonds.



Whereas, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

Whereas, Arbor Day is now observed throughout the nation and the world, and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

Whereas, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal.

Now, Therefore, I, _____, Mayor of the City of Dodge City Kansas, do hereby proclaim Friday, April 26th, 2013, as

Arbor Day

In the City of Dodge City, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Dated this day of 15th Day of April, 2013

Mayor

Proclamation

WHEREAS, Americans continue to use electronic devices while driving, despite warnings that it causes their own driving to deteriorate and can lead to crashes, injuries and even death; and

WHEREAS, drivers who use hand-held devices are four times more likely to get into crashes serious enough to injure themselves; and

WHEREAS, text messaging creates a crash risk 23 times worse than driving while not distracted; and

WHEREAS, sending or receiving a text takes a driver's eyes from the road for an average of 4.6 seconds, the equivalent -at 55 mph - of driving the length of an entire football field, blind ; and

WHEREAS, distracted driving exacts a tremendous cost from a wide range of people-- victims who have survived a crash; parents who have lost children and children who have lost parents or siblings; wives, husbands, and friends who have lost loved ones; law enforcement officers who are first on the scene at horrific crashes.

NOW, THEREFORE, by virtue of the authority vested in me as the Mayor of the City of Dodge City, do hereby proclaim April as

Distracted Driving Month

and call upon all Dodge City residents to pledge to drive cell phone free - Pledge like a life depends on it - Because it does.

Rick Sowers, Mayor

ATTEST

Nannette Pogue, City Clerk

National Library Week 2013 Proclamation

WHEREAS, libraries are the heart of their communities, campuses and schools;

WHEREAS; librarians work to meet the changing needs of their communities, including providing resources for everyone and bringing services outside of library walls;

WHEREAS, libraries and librarians bring together community members to enrich and shape the community and address local issues;

WHEREAS, librarians are trained, tech-savvy professionals, providing technology training and access to downloadable content like e-books;

WHEREAS, libraries offer programs to meet community needs, providing residents of all ages with a variety of services and resources such as books, audio books, movies, music, access to computers and the internet, magazines, and special programs;

WHEREAS, libraries continuously grow and evolve in how they provide for the needs of every member of their communities;

WHEREAS, libraries, librarians, library workers and supporters across America are celebrating National Library Week.

NOW, THEREFORE, be it resolved that I Rick Sowers, Mayor of Dodge City, proclaim National Library Week, April 14-20, 2013. I encourage all residents to visit the library this week to take advantage of the wonderful library resources available @ your library. Communities matter @ your library.

Rick Sowers, Mayor

Nannette Pogue, City Clerk

CITY COMMISSION MINUTES

City Hall Commission Chambers

Monday, April 1, 2013

7:00 p.m.

MEETING #4918

CALL TO ORDER

ROLL CALL: Mayor Rick Sowers, Commissioners, Joyce Warshaw, Jim Sherer, Kent Smoll and Brian Delzeit.

INVOCATION by Pastor Gerald Mendenhall of Dodge City Friends Church

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

Child Abuse Prevention Month
Michell Lynn Bogner Day

VISITORS

Crew Annual Report given by Corey Keller and Jane Longmeyer

Dr Snodgrass - Jetmore Kansas, A Petition requesting that the City adopt a Resolution encouraging the Federal Government to pass a Balanced Budget Amendment.

PUBLIC HEARING

Mayor Rick Sowers opened the Public Hearing on consideration of Establishing a Rural Housing Incentive District for Summerlon Phase III-NI Project, presented by Leslie Lomas. Commissioner Jim Sherer moved to close the Public Hearing. Commissioner Kent Smoll seconded the motion. The motion carried unanimously.

CONSENT CALENDAR

1. Approval of City Commission Meeting Minutes, March 18, 2013
2. Appropriation Ordinance No. 7, April 1, 2013;
3. Cereal Malt Beverage License Applications;
(a) El Korita Restaurant

Commissioner Kent Smoll moved to approve the Consent Calendar as presented; Commissioner Jim Sherer seconded the motion. The motion carried unanimously.

ORDINANCES & RESOLUTIONS

Charter Ordinance No. 37: A Charter Ordinance Amending Charter Ordinance No. 28 Relating to the Increase of the Amount of the Levy of a Transient Guest Tax was approved on a motion by Commissioner Jim Sherer, Commissioner Brian Delzeit seconded the motion. The motion carried unanimously.

Resolution No. 2013-11: A Resolution of the Governing Body of the City of Dodge City, Kansas providing for the Use and Expenditure of a Portion of the City's Transient Guest Tax was approved on a motion by Commissioner Jim Sherer with amended wording. Commissioner Kent Smoll seconded the motion. The motion carried unanimously.

Ordinance No. 3552: An Ordinance of the City of Dodge City, Kansas Amending the Official Zoning Map of the City, changing a portion of the Property Known as 511 Sunflower from R-1, Residential Low to C-2, Commercial Highway was approved on a motion by Commissioner Kent Smoll, motion was seconded by Commissioner Jim Sherer. The motion carried unanimously.

Ordinance No. 3558: An Ordinance of the Governing Body of the City of Dodge City, Kansas Establishing a Rural Housing Incentive District within the City and Adopting a Plan for the Development of Housing and Public Facility in Such District and Making Certain Findings in conjunction there with (Summerlon Properties LLC. Summerlon Phase III- N Project) was approved on a motion by Commissioner Brian Delzeit; motion was seconded by Commissioner Joyce Warshaw with Authority given to City Attorney to make any changes necessary because of statutory questions and authorize the City Manager to sign. The motion carried unanimously.

Ordinance No. 3559: An Ordinance Authorizing the City of Dodge City, Kansas to enter into a lease purchase agreement, the proceeds of which will be used to purchase a Fire Truck and to approve the execution of certain documents in connection therewith was approved on a motion by Commissioner Kent Smoll; motion was seconded by Commissioner Jim Sherer. The motion carried unanimously.

Ordinance No. 3560: An Ordinance determining that Pit Bull Dogs are uniquely Potentially Aggressive Dogs and Regulating their Ownership and Possession within the city limits, and Repealing Ordinance No. 3382 was approved on a motion by Commissioner Jim Sherer; motion was seconded by Commissioner Brian Delzeit. The motion carried unanimously.

Ordinance No. 3561: An Ordinance Dealing with Aggressive Animals; and Amending Chapter 2, Article 1 of the City of Dodge City Code was approved on a motion by Commissioner Kent Smoll; motion was seconded by Commissioner Joyce Warshaw. The motion carried unanimously.

Resolution No. 2013-16 A Resolution amending Resolution No 2013-13 by adding a Rate for Sanitary Sewer Service for National Beef in the City of Dodge City was approved on a motion by Commissioner Rick Sowers; motion was seconded by Commissioner Jim Sherer. The motion carried unanimously.

NEW BUSINESS

Agreement to approve the contract with Southwest Sports was approved on a motion by Commissioner Kent Smoll; motion was seconded by Commissioner Jim Sherer. The motion carried unanimously.

Approval of Bids to purchase Golf Carts for Mariah Hills Golf Course from Cofer Sales in the amount of \$42,212.80 representing a 3 year lease purchase, was approved on a motion by Commissioner Jim Sherer; motion was seconded by Commissioner Joyce Warshaw. The motion carried unanimously.

Approval of Bid from Guthrie Floor Covering in the amount of \$120,052.95 for the Dodge City Public Library Carpet was approved on a motion by Commissioner Jim Sherer; motion was seconded by Commissioner Brian Delzeit. The motion carried unanimously.

OTHER BUSINESS

City Manager, Ken Strobel:

- Reminder: Wednesday, April 3 at 5:30 Joint City/County Commission Meeting at City Hall;
- Glad Jim is back.

Commissioner, Joyce Warshaw:

- Good to have Jim back.

Commissioner, Jim Sherer:

- Appreciated Commissioners patience and is glad to be back;
- Thanked Chief Mellecker and Laura Stein for their work on the Pit Bull and Aggressive Dog Ordinance. Thanked for time spent and care taken.

Commissioner, Kent Smoll:

- Good Events at the United Wireless Arena;
- Sales Tax is strong, year to date.

Commissioner, Brian Delzeit:

- Thanks to Dennis for all the information regarding zoning.

Mayor, Rick Sowers:

- Thanked Cultural Relations Advisory Board;

- Look forward to trucks at the Race Track.

ADJOURNMENT

Commissioner Rick Sowers moved to adjourn the meeting; Commissioner Jim Sherer seconded the motion. The motion carried unanimously.

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, City Clerk

JOINT CITY/COUNTY COMMISSION MINUTES

City Hall Commission Chambers

City Hall

Wednesday, April 3, 2013

5:30 p.m.

Meeting #4919

CALL TO ORDER

ROLL CALL

City of Dodge City: Mayor Rick Sowers, Jim Sherer, Brian Delzeit and Kent Smoll. Joyce Warshaw was reported absent.

Ford County: Chairman Jerry King, Danny Gillum and Chris Boys

WELCOME

NEW BUSINESS

1. Review Recommendations for filling CFAB Vacancy

City Action: Mayor Rick Sowers moved to appoint Dan Schenkein to the vacant position on the Community Facilities Advisory Board (CFAB). Commissioner Delzeit seconded the motion. The motion carried 4-0.

County Action: Chairman King moved to appoint Dan Schenkein to the vacant position on the Community Facilities Advisory Board (CFAB). Commissioner Boys seconded the motion. The motion carried 3-0.

2. Review and approval of 2013 Special Sales Tax Project Budget.

City Action: Commissioner Delzeit moved to adopt the 2013 Special Sales Tax Projects Budget. Jim Sherer seconded the motion. The motion carried 4-0.

County Action: Commissioner King moved to adopt the 2013 Special Sales Tax Projects Budget. Commissioner Gillum seconded the motion. The motion carried 3-0.

3. Approval of Organizational Funding Requests. The recommended funding was for a total of \$571,862 to the following organizations:

Boot Hill Museum - \$100,000
Ford County Historical Society, Inc. - \$10,000
Dodge City Area Arts Council - \$15,716
Dodge City Trail of Fame, Inc. - \$16,000
The Depot Theater Company - \$150,000
Kansas Teacher's Hall of Fame - \$8,900
Dodge City Roundup, Inc. - \$20,000
Tourism Task Force - \$251,247

City Action: Commissioner Sherer moved to approve the Organizational Funding as presented. Mayor Sowers seconded the motion. The motion carried 3-1 with Commissioner Smoll voting no.

County Action: Commissioner Boys moved to approve the Organizational Funding as presented. Commissioner Gillum seconded the motion. The motion carried 3-0.

4. Review draft of Depreciation and Replacement Fund Policy.

City Action: Commissioner Sherer moved to approve the Depreciation and Replacement Fund Policy for the Special Sales Tax Projects as presented. Commissioner Smoll seconded the motion. The motion carried 4-0.

County Action: Commissioner King moved to approve the Depreciation and Replacement Fund Policy for the Special Sales Tax Projects as presented. Commissioner Gillum seconded the motion. The motion carried 3-0.

5. Review request for Location for Dennis Hopper Statues.

Summer Bates, representing the Dodge City Area Arts Council, presented information to the Commissions regarding two Statues that were commissioned by Dennis Hopper and donated to the Dodge City Area Arts Council by the Dennis Hopper Art Trust. Ms. Bates presented the history of the statues and logistics of relocating the statues from Los Angeles to Dodge City.

Jeff Thorpe, representing the Mariah Fund and Butler National presented the Commissions with a proposed location, which is near the Special Events Center and on ground owned by the City and County through the Special Sales Tax.

Much discussion ensued.

City Action: Commissioner Brian Delzeit moved to accept the proposed location as presented by Jeff Thorpe. Commissioner Sherer seconded the motion. The motion failed by a vote of 0-4.

County Action: Commissioner King moved to accept the proposed location as presented by Jeff Thorpe. Commissioner Boys seconded the motion. The motion carried 3-0.

City Action: Commissioner Sherer moved to table the action for further review. Mayor Sowers seconded the motion. The motion carried 4-0.

6. Discussion of Dodge City Roundup Special Funding Request, presented by Dr. R.C. Trotter.

City Action: Commissioner Sherer moved to approve a request for funding presented by Dodge City Roundup in the amount of \$60,000 for the construction of a new announcer stand/sound booth at the Roundup Arena. Commissioner Delzeit seconded the motion. The motion carried 4-0.

County Action: Commissioner King moved to approve a request for funding presented by Dodge City Roundup in the amount of \$60,000 for the construction of a new announcer stand/sound booth at the Roundup Arena. Commissioner Gillum seconded the motion. The motion carried 3-0.

ADJOURNMENT

City Action: Commissioner Sherer moved to adjourn the meeting. Mayor Sowers seconded the motion. The motion carried 4-0.

County Action: Commissioner King moved to adjourn the meeting. Commissioner Boys seconded the motion. The motion carried 3-0.

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, City Clerk

**INDIVIDUAL/SOLE PROPRIETOR
APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES**

(This form has been prepared by the Attorney General's Office)

City or County of _____

| SECTION 1 - LICENSE TYPE | |
|--|--|
| Check One: <input type="checkbox"/> New License <input checked="" type="checkbox"/> Renew License <input type="checkbox"/> Special Event Permit | |
| Check One: | |
| <input type="checkbox"/> License to sell cereal malt beverages for consumption on the premises. | |
| <input type="checkbox"/> License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensee's premises. | |

| SECTION 2 - APPLICANT INFORMATION | | | |
|--|----------------|---------------|--|
| Kansas Sales Tax Registration Number (required): | | | |
| Name | Phone No. | Date of Birth | |
| BILLY TAM VO | 620.227.7028 | Feb 21, 55 | |
| Residence Street Address | City | Zip Code | |
| 508 RUDYAN AVE | DODGE CITY K-5 | 67801 | |
| Applicant Spousal Information | | | |
| Spouse Name | Phone No. | Date of Birth | |
| BICH THI LAM | 620.225.6318 | 4-5-60 | |
| Residence Street Address | City | Zip Code | |
| SAME ABOVE. | SAME | | |

| SECTION 3 - LICENSED PREMISE | | | |
|--|--|---|--|
| Licensed Premise (Business Location or Location of Special Event) | | Mailing Address (If different from business address) | |
| DBA Name | Name | Name | |
| LOTUS GARDEN REST | | SAME | |
| Business Location Address | Address | Address | |
| 1202 E WYATT EARP BLV. | | | |
| City State Zip | City State Zip | City State Zip | |
| DODGE CITY KS 67801 | | | |
| Business Phone No. | <input checked="" type="checkbox"/> I own the proposed business or special event location. <input type="checkbox"/> I do not own the proposed business or event location. | | |
| 620-227-7028 | | | |
| Business Location Owner Name(s) | Billy TAM VO | | |
| 1202 E WYATT EARP BLV | | | |

| SECTION 4 - APPLICANT QUALIFICATION | |
|---|--|
| I am a U.S. Citizen | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| I have been a resident of Kansas for at least one year prior to application. | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| I have resided within the state of Kansas for <u>30</u> years. | |
| I am at least 21 years old. | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| I have been a resident of this county for at least 6 months. | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Within 2 years immediately preceding the date of this application, neither I nor my spouse ¹ has been convicted of, released from incarceration for or released from probation or parole for any of the following crimes: (1) Any felony; (2) a crime involving moral turpitude; (3) drunkenness; (4) driving a motor vehicle while under the influence of alcohol (DUI); or (5) violation of any state or federal intoxicating liquor law. | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Have Not Have |
| My spouse has previously held a CMB license. | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| My spouse has never been convicted of one of the crimes mentioned above while licensed. | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |

CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES

(This form has been prepared by the Attorney General's Office)

City or County of DODGE CITY

| SECTION 1 – LICENSE TYPE | |
|---|--|
| Check One: <input type="checkbox"/> New License <input checked="" type="checkbox"/> Renew License <input type="checkbox"/> Special Event Permit | |
| Check One: | |
| <input type="checkbox"/> License to sell cereal malt beverages for consumption on the premises. | |
| <input checked="" type="checkbox"/> License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises. | |

| SECTION 2 – APPLICANT INFORMATION | | | |
|---|--|--------------------------------|---|
| Kansas Sales Tax Registration Number (required): 00486112339F01 | | | |
| Name of Corporation Kwik Shop, Inc. | | Principal Place of Business | |
| Corporation Street Address 734 East 4th PO Box 1927 | | Corporation City Hutchinson | State KS Zip Code 67501 |
| Date of Incorporation 4/1/1960 | Articles of Incorporation are on file with the Secretary of State. | | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Resident Agent Name | | Phone No. | |
| Residence Street Address | | City | State Zip Code |

| SECTION 3 – LICENSED PREMISE | | | |
|---|--------------|---|--------------|
| Licensed Premise (Business Location or Location of Special Event) | | Mailing Address (If different from business address) | |
| DBA Name Kwik Shop #762 | | Name Kwik Shop Office-ATTN: Sharon McGhee | |
| Business Location Address 1811 Central | | Address P O Box 1927 | |
| City Dodge City, KS 67801 | State Zip | City Hutchinson, KS 67504 | State Zip |
| Business Phone No. 620-669-8504 | | <input checked="" type="checkbox"/> Applicant owns the proposed business or special event location. <input type="checkbox"/> Applicant does not own the proposed business or event location. | |
| Business Location Owner Name(s) Testimonial Trust/Melba Swaim - 114 Carefree Lane - Dodge City, KS 67801 | | | |

| SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK | | | |
|---|--|--------------------|----------------------------------|
| List each person and their spouse, if applicable. Attach additional pages if necessary. | | | |
| Name KROGER CORPORATION | | Position | |
| Residence Street Address 1014 VINE STREET | | City CINCINNATI | State OH Zip Code 45207 |
| Spouse Name | | Position | |
| Residence Street Address | | City | State Zip Code |
| Name | | Position | |
| Residence Street Address | | City | State Zip Code |
| Spouse Name | | Position | |
| Residence Street Address | | City | State Zip Code |
| Name | | Position | |
| Residence Street Address | | City | State Zip Code |
| Spouse Name | | Position | |
| Residence Street Address | | City | State Zip Code |

CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES

(This form has been prepared by the Attorney General's Office)

City or County of _____ DODGE CITY

| SECTION 1 – LICENSE TYPE | |
|--|--|
| Check One: <input type="checkbox"/> New License <input checked="" type="checkbox"/> Renew License <input type="checkbox"/> Special Event Permit | |
| Check One: <input type="checkbox"/> License to sell cereal malt beverages for consumption on the premises. <input checked="" type="checkbox"/> License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises. | |

| SECTION 2 – APPLICANT INFORMATION | | | |
|---|--|-------------|---|
| Kansas Sales Tax Registration Number (required): 00486112339F01 | | | |
| Name of Corporation Kwik Shop, Inc. | Principal Place of Business | | |
| Corporation Street Address 734 East 4th PO Box 1927 | Corporation City Hutchinson | State KS | Zip Code 67501 |
| Date of Incorporation 4/1/1960 | Articles of Incorporation are on file with the Secretary of State. | | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Resident Agent Name | Phone No. | | |
| Residence Street Address | City | State | Zip Code |

| SECTION 3 – LICENSED PREMISE | | | |
|--|-------|---|-------|
| Licensed Premise (Business Location or Location of Special Event) | | Mailing Address (If different from business address) | |
| DBA Name Kwik Shop #703 | | Name Kwik Shop Office-ATTN: Sharon McGhee | |
| Business Location Address 1500 W Wyatt Earp | | Address P O Box 1927 | |
| City Dodge City, KS 67801 | State | City Hutchinson, KS 67504 | State |
| Zip 67801 | Zip | Zip 67504 | Zip |
| Business Phone No. 620-669-8504 | | <input checked="" type="checkbox"/> Applicant owns the proposed business or special event location. <input type="checkbox"/> Applicant does not own the proposed business or event location. | |
| Business Location Owner Name(s) Dillon Real Estate - 2700 E. 4th - Hutchinson, KS 67501 | | | |

| SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK | | | |
|---|--------------------|-------------|-------------------|
| List each person and their spouse, if applicable. Attach additional pages if necessary. | | | |
| Name KROGER CORPORATION | Position | | Date of Birth |
| Residence Street Address 1014 VINE STREET | City CINCINNATI | State OH | Zip Code 45207 |
| Spouse Name | Position | | Date of Birth |
| Residence Street Address | City | State | Zip Code |
| Name | Position | | Date of Birth |
| Residence Street Address | City | State | Zip Code |
| Spouse Name | Position | | Age |
| Residence Street Address | City | State | Zip Code |
| Name | Position | | Date of Birth |
| Residence Street Address | City | State | Zip Code |
| Spouse Name | Position | | Age |
| Residence Street Address | City | State | Zip Code |

Memorandum

*To: Ken Strobel, City Manager
Cherise Tieben, Assistant City Manager*

From: Nannette Pogue

Date: April 11, 2013

Subject: Resolution No. 2013-17

Agenda Item: Ordinances and Resolutions

Recommendation: I recommend the City Commission approve Resolution No. 2014-17

Background: The City of Wichita has acted as issuer of bonds on behalf of Presbyterian Manors Inc (PMI) since 1990 to finance improvements to PMI communities throughout Kansas. Having a single issuer enables PMI to have an integrated financing structure, which benefits PMI and all the communities due to improved borrowing costs. Under this structure, PMI has spent in excess of \$17 million in bond proceeds on its communities in Kansas, including an estimated \$3.1 million at its community in Dodge City, Kansas. To enable Wichita to be the issuer, each Participant has entered into an Interlocal Cooperation Agreement with the City of Wichita.

PMI Project Financing

By letter dated March 13, 2013, PMI formally requested a Letter of Intent from the City of Wichita to issue the Bonds, the proceeds of which will be used by PMI to (1) finance approximately \$60 million in capital expenditures for a major repositioning of its Wichita, Kansas continuing-care retirement community; (2) finance approximately \$7 million of capital expenditures at other PMI continuing-care retirement communities in Kansas; (3) refund all or a portion of bonds previously issued by the City of Wichita on behalf of PMI in 2004 and 2007; and (4) pay certain costs associated with the issuance of the Bonds. To facilitate the issuance of the Bonds, PMI is requesting that each Participant authorize the issuance of the Bonds by the City of Wichita and authorize and execute an amendment extending the Interlocal Cooperation Agreement such Participant previously entered into to ensure the Interlocal Cooperation Agreements remain in force throughout the proposed term of the Bonds.

Each of the Participants previously entered into an Interlocal Cooperation Agreement as permitted by and in accordance with K.S.A. 12-2901 *et seq.*, as of the date provided in the list below:

| Participant | Date of Interlocal Agreement |
|--------------------|-------------------------------------|
| Arkansas City | February 1, 1994 |
| Clay Center | June 20, 2007 |
| Dodge City | November 7, 1994 |
| Emporia | November 27, 1990 |

| | |
|------------------------------|--------------------|
| Fort Scott | February 10, 1994 |
| Lawrence | September 22, 1993 |
| Newton | November 27, 1990 |
| Parsons | June 20, 2007 |
| Salina | November 27, 1990 |
| Topeka | July 3, 1995 |
| Wyandotte County/Kansas City | May 24, 1994 |

Each Interlocal Cooperation Agreement will terminate in 2030. Further, each Interlocal Cooperation Agreement:

- Grants the City of Wichita the authority to issue bonds on behalf of PMI for the benefit of PMI's communities inside the territorial limits of the Participants;
- Provides that the Participants will have no liability for the payment of principal or interest on any bonds issued by the City of Wichita on behalf of PMI pursuant to the Interlocal Cooperation Agreement;
- Permits the City of Wichita to own the property on which PMI's communities are located and lease such property to PMI as security for PMI's obligations on bonds issued by the city of Wichita. PMI is requesting that each Participant and the City of Wichita agree to amend the Interlocal Cooperation Agreements previously entered into to extend the stated termination date beyond the final maturity date of the Bonds to 2054. The proposed amendment will not affect any provisions of the Interlocal Cooperation Agreement other than the termination date.

Justification: To assist Presbyterian Manors in serving Dodge City by facilitating the issuance of Industrial Revenue Bonds through the City of Wichita

Financial Considerations: none

Purpose/Mission: On-going Improvement – We value progress, growth and new possibility by providing and preparing for the community's future.

Legal Considerations: None

Attachments: Resolution No. 2013-17 and Amendment to Interlocal Cooperation Agreement.

RESOLUTION NO. 2013-17

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF DODGE CITY, KANSAS, AND THE CITY OF WICHITA, KANSAS, AND THE ISSUANCE OF CERTAIN HEALTH CARE FACILITIES REVENUE BONDS BY THE CITY OF WICHITA, KANSAS IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$110,000,000 PURSUANT TO SUCH INTERLOCAL COOPERATION AGREEMENT.

WHEREAS, the City of Dodge City Kansas (the “City”), desires to promote, stimulate and develop the general economic welfare and prosperity of the City and its environs, and thereby to further promote, stimulate and develop the general economic welfare and prosperity of the State of Kansas; and

WHEREAS, the Kansas Interlocal Cooperation Act, K.S.A. 12-2901 *et seq.*, as amended (the “Interlocal Cooperation Act”), permits local governmental units to make the most efficient use of their powers by enabling them to cooperate with other localities, persons, associations and corporations on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, Presbyterian Manors, Inc., a Kansas not-for-profit corporation (the “Corporation”) with a health care facility within the boundaries of the City, previously requested that the City and certain other participating cities (herein referred to as the “Participants”) cooperate with one another to facilitate the refunding of certain outstanding revenue bonds and the financing of construction of improvements and additions to existing facilities (the “Facilities”) located within the boundaries of the respective Participants in order to secure to the Participants and to the Corporation the economic and other benefits to be derived through the orderly and efficient financing of such facilities to be leased by the City of Wichita, Kansas (the “Issuer”) to the Corporation; and

WHEREAS, in furtherance of the purposes set forth above, the City and the other Participants previously entered into Interlocal Cooperation Agreements with the Issuer authorizing the Issuer to issue certain health care facilities improvement and/or refunding bonds, in one or more series, pursuant to K.S.A. 12-1740 to 12-1749d, inclusive, as amended (the “Act”), for the purposes set forth therein; and

WHEREAS, the Corporation has requested that Participants amend the respective Interlocal Cooperation Agreements between the respective Participants and the Issuer to extend the termination date of such Interlocal Cooperation Agreements to December 31, 2054; and

WHEREAS, pursuant to the Interlocal Cooperation Act, the City is authorized to enter into an amendment to its existing Interlocal Cooperation Agreement with the Issuer to coordinate the financing of construction of improvements and additions to the Corporation’s facilities within the City and facilitate the refunding of certain outstanding revenue bonds; and

WHEREAS, pursuant to the Act, the Issuer is authorized to issue certain revenue bonds of the Issuer, and it is hereby found and determined to be advisable and in the interest and for the welfare of the

City and its inhabitants that health care facilities revenue bonds, in one or more series, in an aggregate principal amount not to exceed \$110,000 (the "Bonds") be authorized and issued by the Issuer for the purpose of (i) refunding all or a portion of the Issuer's outstanding Health Care Facilities Refunding and Improvement Revenue Bonds Series III, 2004 (Presbyterian Manors, Inc.) (the "Series 2004 Bonds") and the Issuer's outstanding Health Care Facilities Refunding and Improvement Revenue Bonds Series III, 2007 (Presbyterian Manors, Inc.) (the "Series 2007 Bonds" and together with the Series 2004 Bonds, the "Existing Bonds"), the proceeds of which were used to finance or refinance the cost of acquiring, purchasing, constructing, renovating, furnishing and equipping the Facilities; (ii) financing the construction of improvements and additions to the Facilities, including the Corporation's facility located within the limits of the City at 200 Campus Dr., Dodge City, Kansas 67801 (iii) funding a debt service reserve; and (iv) paying certain costs of issuance; and

WHEREAS, the Facilities, including the facility located within the limits of the City, are owned by the Issuer and are leased and will continue to be leased to the Corporation; and

WHEREAS, in accordance with notice published on March 30, 2013 in *The Dodge City Daily Globe*, a public hearing was held on this date by the Governing Body relating to the proposed issuance of the Bonds, and all interested persons were afforded an opportunity to present their views on the issuance of the Bonds and the location and nature of the Facilities to be financed with the proceeds of the Bonds.

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

Section 1. Pursuant to the Interlocal Cooperation Act and the Act, the Governing Body of the City hereby authorizes the Issuer to issue the Bonds for the purposes of set forth herein. The Bonds will be special limited obligations of the Issuer payable solely from the money and revenue derived by the Issuer from the Facilities and not from any other fund or source. The Bonds will not be general obligations of the Issuer or the City, nor constitute a pledge of the faith and credit of the Issuer or the City, and will not be payable in any manner by taxation.

Section 2. Pursuant to the Interlocal Cooperation Act, the City hereby authorizes the Issuer to execute and deliver on behalf of the City indentures of trust, leases, and such other documents and agreements as the Governing Body of the Issuer may determine to be necessary or desirable to issue and secure payment of the Bonds.

Section 3. The Mayor is hereby authorized and directed to execute such documents, certificates and instruments as may be necessary or desirable to carry out and comply with the purposes and intent of this Resolution and deliver the same for and on behalf of and as the act and deed of the City in the manner provided herein and in the Interlocal Cooperation Agreement by and between the Issuer and the City, as Participant. The City Clerk or any Deputy or Assistant Clerk of the City is hereby authorized and directed to attest the execution of such documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Resolution.

Section 4. The City is hereby authorized to enter into the Amendment to Interlocal Cooperation Agreement with the Issuer (the "Amendment") in substantially the form presented for review prior to adoption of this Resolution (a copy of which is on file with the City Clerk), with such corrections or amendments thereto as the Mayor may approve, which approval shall be evidenced by the Mayor's execution thereof. The City Clerk or any Deputy or Assistant Clerk of the City is authorized and directed to attest the Mayor's signature on the Amendment, to affix the seal of the City, if required, and to submit the Amendment to the Kansas Attorney General for approval in accordance with K.S.A. 12-2904(f).

Section 5. This Resolution shall be in full force and effect after its adoption by the Governing Body.

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ADOPTED AND APPROVED by the Governing Body of the City of Dodge City, Kansas, on April 15, 2013.

CITY OF DODGE CITY, KANSAS

(SEAL)

Mayor

ATTEST:

City Clerk

**AMENDMENT
TO
INTERLOCAL COOPERATION AGREEMENT**

THIS AMENDMENT (“Amendment”), made pursuant to the Interlocal Cooperation Act, K.S.A. 12-2901 *et seq.*, as amended (the “Interlocal Cooperation Act”), is entered into by and between the City of Wichita, Kansas (hereinafter referred to as the “Issuer”) and the City of Dodge City, Kansas (hereinafter referred to as “Participant”), amending the Interlocal Cooperation Agreement (the “Agreement”) between the Issuer and the Participant dated December 15, 1994 which authorizes the Issuer to issue certain health care facilities improvement and/or refunding bonds (the “Health Care Facilities Bonds”) in one or more series pursuant to K.S.A 12-1740 to 12-1749d, inclusive, as amended (the “Act”) for the purposes and in the aggregate amounts authorized therein.

RECITALS

WHEREAS, as originally entered into, the Agreement will terminate on December 1, 2030; and

WHEREAS, the Participant and the City intend to amend the Agreement in a manner acceptable to and in the best interest of both the Participant and the City to extend the term of the Agreement;

NOW, THEREFORE, in consideration of the premises set forth herein, and of the mutual benefits to the Participants and the Issuer which shall accrue by virtue of the Agreement and this Amendment, the parties hereto agree as follows:

1. Recitals; Definitions. The foregoing recitals are incorporated herein by reference. Any capitalized terms used but not otherwise defined in this Amendment shall have the meanings ascribed to them in the Agreement.

2. Replacement of Section 2. Section 2 of the Agreement is deleted in its entirety and replaced by the following:

“**Section 2.** This Agreement shall remain in full force and effect until the principal of and interest on all Health Care Facilities Bonds and all sums of money with respect thereto have been paid in full or provision made for the payment thereof in accordance with the provisions of said bonds, and the indentures and related agreements authorizing and securing payment of said bonds; provided, however, that in no event shall the term of this Agreement extend past 11:59 p.m., on December 31, 2054.

3. Remainder of Agreement. Except as modified by this Amendment, all terms, conditions and provisions of the Agreement, a true and correct copy of which is attached hereto as Exhibit A, shall remain undisturbed by this Amendment. The Agreement, as amended by this Amendment, is hereby ratified and affirmed.

[Remainder of this intentionally left blank]

THIS AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT WAS EXECUTED AND DELIVERED ON _____, 2013.

CITY OF WICHITA, KANSAS

By: _____
Carl Brewer, Mayor

(SEAL)

ATTEST:

By: _____
Karen Sublett, City Clerk

ACKNOWLEDGMENT

STATE OF KANSAS)
) SS:
COUNTY OF SEDGWICK)

This instrument was acknowledged before me on _____, 2013, by Carl Brewer, Mayor, and Karen Sublett, City Clerk, of the City of Wichita, Kansas, a municipal corporation.

[SEAL]

Notary Public

My Appointment Expires:

CITY OF DODGE CITY, KANSAS

By: _____
[_____] , Mayor

“PARTICIPANT”

(SEAL)

ATTEST:

By: _____
Nannette Pogue, City Clerk

ACKNOWLEDGMENT

STATE OF KANSAS)
) SS:
COUNTY OF FORD)

This instrument was acknowledged before me on _____, 2013, by [_____] , Mayor, and Nannette Pogue, City Clerk, of the City of Dodge City, Kansas, a municipal corporation.

[SEAL]

Notary Public

My Appointment Expires:

EXHIBIT A

**INTERLOCAL COOPERATION AGREEMENT BETWEEN THE
CITY OF WICHITA, KANSAS AND THE CITY OF DODGE CITY, KANSAS
DATED DECEMBER 15, 1994**

ATTORNEY GENERAL'S APPROVAL

The above and foregoing Amendment to Interlocal Agreement is in proper form and compatible with the laws of the State of Kansas and is hereby approved pursuant to K.S.A. 12-2904(f), as amended, on _____, 2013.

DEREK SCHMIDT

Attorney General for the State of Kansas

By: _____
Attorney General

Memorandum

*To: Ken Strobel, City Manager
Cherise Tieben, Assistant City Manager*

From: Nannette Pogue

Date: April 11, 2013

Subject: Resolution No. 2013-18

Agenda Item: Ordinances and Resolutions

Recommendation: I recommend the approval of Resolution No. 2013-18.

Background: A 6(a) petition has been submitted by Dan Walberg and Barney Asher for the City of Dodge City to make improvements in Prairie Point Addition. The improvements are streets, water and sewer not to exceed 460,000. Mr. Wald burg will be building an apartment complex with a total of 11 buildings with 12 units in each building for a total of 132 units when the complex is completely built out. This will add multi family units to the housing stock in Dodge City. This area is also a part of the Neighborhood Revitalization Program (NRP). The proposed resolution authorizes the City to make the improvements in the benefit district and specially assess the costs of those improvements back to the property owner over a period of years. The City's current development policy allows special assessments as a financing tool for development projects.

There will be action items in the future relating to this project.

Justification: To assist the developer in residential development.

Financial Considerations: The City will issue bonds to cover the costs of the improvements and the bond payments will be made through special assessments to the benefit district.

Purpose/Mission: To increase residential development in Dodge City.

Attachments: Resolution No. 2013-18

(PUBLISHED IN THE *DODGE CITY DAILY GLOBE* ON April __, 2013)

RESOLUTION NO. 2013-18

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF DODGE CITY, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (VARIOUS INTERNAL IMPROVEMENTS/PRAIRIE POINTE DEVELOPMENT).

WHEREAS, a petition (the "Petition") was filed with the City Clerk of the City of Dodge City, 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.* (the "Act"); 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 the Act.

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

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

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

Construct road and curb and gutters, water improvements, sewer improvements and associated engineering and design costs serving Lot 1 and Lot 2, Prairie Pointe Addition, an addition to the City of Dodge City, Ford County, Kansas.

(b) The estimated or probable cost of the Improvements is: \$460,000, 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:

Lot 1 and Lot 2, Prairie Pointe Addition, an addition to the City of Dodge City, Ford County, Kansas.

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

(e) The apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: 93% to be assessed against the Improvement District and 7% to be paid by the City-at-large.

Section 2. Authorization of Improvements. The above said 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 Improvements 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 Ford County, Kansas.

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ADOPTED by the governing body of the City on January 21, 2013.

(SEAL)

Mayor

ATTEST:

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 January 21, 2013, as the same appears of record in my office.

DATED:

Clerk

Memorandum

*To: City Manager
Assistant City Manager
City Commissioners*

From: Corey Keller

Date: April 11, 2013

*Subject: Professional Engineering Services
for Airport Parking Facility*

Agenda Item: New Business

Recommendation:

It is the recommendation of airport staff and Airport Advisory Board to approve the professional engineering services agreement with Burns and McDonnell of Kansas City, MO. for the rehabilitation of the airport parking lot for the total lump sum of \$ 27,434.00

Background:

In 2008 the City funded the removal and rehab of the Airport access road. At that time the parking lot was considered in the project but was cut due to the cost of replacing the access road. Since then the Dodge City Regional Airport has continued to submit Airport Capital Improvement Projects (ACIP) data sheets to the Federal Aviation Administration for funding the Airport Parking Facility project.

On January 8, 2013 The Dodge City Regional Airport was notified by the FAA that the parking lot would be considered for funding under the Airport Improvement Program. In the past FAA had not considered the parking lot due to its low rating of 17 on the National Plan of Integrated Airport Systems (NPIAS).

Every year the Airport receives \$150,000.00 entitlement money from FAA. This money is used to help support projects at the airport. Since the Airport has had no major projects for this year and the past year FAA has allowed Dodge City Regional Airport to bank roll that money resulting in a balance of \$302,597.00. As a result FAA is allowing the rehab of the parking lot to be considered and paid for using the entitlement money and \$150,000.00 of local money.

The first phase of this project will be the engineering and design of the parking facility.

Burns and McDonnell have submitted an engineering services agreement for the engineering and design for the parking facility. The agreement consists of preliminary phase, specifications, engineering, design and bidding and construction award. Burns & McDonnell will perform the scope of services for a total lump sum of \$27,434.00.

Justification:

The serviceable life of the airport parking lot pavement is in a critical state and has become a safety concern for the public. As a result, it will be necessary to remove and rehabilitate the parking facility. Since this project is rated so low on the National Plan of Integrated Airport Systems (NPIAS) it will most likely never be considered for this type of funding in the future.

Financial Considerations:

\$150,000.00 local money which is available for this project in the CIP for 2013 and the \$302,597.00 of entitlement money for a total of \$452,597.00. The \$27,434 is considered in the total cost of the project.

Attachment:

Burns and McDonnell professional services agreement.

**AUTHORIZATION NO. 12
FOR PROFESSIONAL AND ENGINEERING SERVICES
FOR
AIRPORT PARKING LOT REHABILITATION
AT DODGE CITY REGIONAL AIRPORT
AIP Project No. 3-26-0017-27**

In accordance with SECTION 2 – SCOPE OF PROJECT of the Agreement for Professional Engineering Services dated February 19, 2007, by and between CITY OF DODGE CITY, KANSAS (SPONSOR) and BURNS & McDONNELL (CONSULTANT), the following improvement project “Airport Parking Lot Rehabilitation at the Dodge City Regional Airport” authorization is hereby given and mutually agreed upon:

A. PROJECT NAME AND DESCRIPTION OF IMPROVEMENTS:

1. **Project Name:** Airport Parking Lot Rehabilitation
2. **Description of Improvements:** Provide professional engineering services for the rehabilitation of the existing parking lot. In 2008 a design package was created for the rehabilitation of the airport entrance road and parking facility. Due to financial constraints, only the entrance road portion of the project was constructed.

This effort is limited to the repackaging of the existing documents prepared in calendar year 2008 exclusively for the parking lot rehabilitation. The completed project will increase the size of the existing facility from 6,700 SY to approximately 7,100 SY.

B. DESCRIPTION OF SERVICES TO BE PERFORMED:

CONSULTANT has developed the following Scope of Services to perform engineering services for the aforementioned project. The Scope of Services is defined as follows:

1. **Preliminary Phase:** This phase includes activities for defining the scope of the aforementioned project and establishing preliminary requirements. The elements of work for this task include:
 - a. Meet with the SPONSOR (via conference call) and discuss the overall modifications required for the repackaging effort.
 - b. Update the original Storm Water Pollution Prevention Plan, (SWPPP) specifically for the parking facility.
2. **Design Phase:** This phase will include the activities required to develop the project repackaged design documents showing the character and scope of work to be performed by contractors on the project. The specific tasks that will be performed in this phase are:
 - a. Remove existing construction Bid Documents. The original construction documents consisted of 48 construction drawings and a project manual. The following drawings will not be repackaged:

1. C005-C006-Plan & Profiles: 0+00 to 24+00 (2 drawings)
2. C008-Intersection Details & Entrance
3. C019-Traffic Control Phase I
4. C020-Traffic Control Phase II
5. C021-Traffic Control Phase III
6. C022-Sediment & Erosion Control
7. C023-Sediment & Erosion Control
8. C025-Roadway Striping
9. C026-Roadway Striping
10. C014A-PCC Layout Road
11. C014B-PCC Layout Road
12. C----KDOT Joint Details
13. C----KDOT Joint Details
14. X029-X042- Cross Sections (14 drawings)

A total of 28 drawings will be removed from the repackaged document.

- b. Modify existing construction Bid Documents. The original construction documents consisted of 48 construction drawings and a project manual. The following drawings will be modified and/or included in the repackaged set:

1. Cover Sheet
2. C001-Index Sheet
3. C002-Typical Sections
4. C003-C004-Quantity Sheets (2 drawings)
5. C007-Plan & Profile: 24+00 to 34+88
6. C009-C010-Driveway Profiles (2 drawings)
7. C011-Parking Lot Grading
8. C012-Parking Lot Plan & Profile
9. C013-Parking Lot Curb Details
10. C014-Parking Lot Island Details
11. C015-Concrete End Section Details
12. C016-Storm Sewer & Utility Drawing
13. C017-Detail Sheet
14. C018-Drainage Details
15. C024-Erosion Control Details
16. C027-Parking Lot Striping
17. C028-Sign Details
18. C014C-PCC Layout for Parking Lot

A total of 20 drawings will be modified and/or included in the repackaged set.

- c. Additional Construction Drawings. The following drawings will be included in the repackaged set:

1. Concrete Jointing Details (per FAA guideline requirements).

- d. Project Specifications: The original project specifications will remain unchanged. However, an errata sheet will be included with the project manual to inform bidders to of applicable changes for this project.
 - e. Standard FAA and SPONSOR front-end documents: The original FAA standards for the General Provisions and Supplemental Provisions and Wage Rate information will be inserted into the project manual. The SPONSOR front end documentation will include updated information as noted on the errata sheet which will be included with the project manual.
 - f. Revise the preliminary cost estimate for final engineer's estimate of probable cost.
 - g. Revise the preliminary construction schedule.
 - h. Submit drawings, specifications and final report to SPONSOR and FAA for a 100% project review.
 - i. Revise contract documents and resubmit to SPONSOR for bidding.
 - j. Provide sealed pdf documents to a plan distribution center for the purpose of permitting perspective bidders to view and purchase documents.
3. **Bidding & Construction Award Phase:** This phase will include basic services to assist the SPONSOR with bidding of the contract documents and reviewing and award of the bid, including the following activities:
- a. Assist SPONSOR with advertising the project.
 - b. Attend (on site at Dodge City Regional Airport with one CONSULTANT Team member) and conduct a prebid meeting with the SPONSOR.
 - c. Prepare any addenda for the project.
 - d. Respond to questions during the bidding phase.
 - e. Tabulate bids, analyze and provide recommendations to the SPONSOR.
 - f. Assist SPONSOR with preparing contract documents.
4. **Construction Phase Services:** This phase includes activities for developing a construction observation program and providing construction services throughout the project. This Scope of Services will be developed as a separate work order and is not a part of Authorization No. 12

C. METHOD OF COMPENSATION:

Compensation of the Scope of Work for items shall be made by Method A – Fixed Lump Sum Payment according to ARTICLE VII – PAYMENTS TO CONSULTANT, paragraph A, which outlines compensation on a fixed lump sum basis.

D. AMOUNT OF COMPENSATION:

CONSULTANT will perform the Scope of Services for items identified in B.1-3 of this Authorization No. 12, per the terms and conditions set forth in the Agreement, for a Lump Sum Amount of Twenty Seven Thousand Four Hundred Thirty Four Dollars (**\$27,434**).

E. ESTIMATED TIME OF COMPLETION:

The estimated time to complete the Scope of Services B.1-3 of this Authorization No. 12 is estimated at (30) calendar days from the Notice to Proceed.

F. ENGINEERS' NOTICE TO PROCEED DATE:

CONSULTANT is prepared to commence work on this project immediately upon receiving a Notice to Proceed. The Notice to Proceed date for this project is _____.

It is further understood and agreed by the parties hereto that all of the terms and conditions of the AGREEMENT are hereby incorporated by reference as if set forth fully herein and are made a part of this Authorization.

IN WITNESS WHEREOF, the parties hereto have caused this Authorization to be executed in four (4) counterparts by their duly authorized representatives and made effective the day and year first written above.

**BURNS & McDONNELL
ENGINEERING COMPANY, INC**

CITY OF DODGE CITY, KANSAS

By  _____
David G. Hadel, P.E.
Director of Aviation Services

By _____
Rick Sowers
Mayor
Dodge City, KS

By _____
Michael Klein
Superintendent of Public Works/
Airport Manager

ATTEST:

By _____
Nannette Pogue
City Clerk