

CITY COMMISSION MEETING AGENDA

City Hall Commission Chambers

Monday, February 20, 7:00 p.m.

MEETING #5060

CALL TO ORDER

ROLL CALL

INVOCATION BY Jerre Nolte of First United Methodist Church

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

VISITORS (Limit of five minutes per individual and fifteen minutes per topic. Final action may be deferred until the next City Commission meeting unless an emergency situation does exist).

Boy Scouts

CONSENT CALENDAR

1. Approval of City Commission Meeting Minutes, February; 6, 2017;
2. Approval of Joint City/county Commission Meeting, February 13, 2017;
3. Appropriation Ordinance No. 4, February 201, 2017;
4. Cereal Malt Beverage License:
 - a. El Tinajon Cuban Restaurant, 506 Avenue B, Suite 2.

ORDINANCES & RESOLUTIONS

Resolution No. 2017-05: A Resolution Authorizing the Improvement or Reimprovement of Certain Main Trafficways Within the City of Dodge City, Kansas; and Providing for the Payment of the Costs Thereof. Report by Finance Director/City Clerk, Nannette Pogue.

Resolution No. 2017-06: A Resolution of the City of Dodge City, Kansas, Authorizing Certain Public Improvements and Providing for the Payment of the Costs Thereof. Report by Finance Director/City Clerk, Nannette Pogue.

UNFINISHED BUSINESS

NEW BUSINESS

1. Approval of Bids for Modified Cap Sheet Roof System for Police Department. Report by Director of Administration, Ryan Reid.
2. Approval of Bids for Sediment Removal from River Bed of the Arkansas River within the City Limits. Report by Director of Engineering Services, Ray Slattery.
3. Approval of the Conditions of the Up-Grade Bio-Gas Sales Agreement with Kinect Energy Group. Report by Director of Engineering, Ray Slattery.

OTHER BUSINESS

ADJOURNMENT

CITY COMMISSION MEETING MINUTES

City Hall Commission Chambers

Monday, February 6, 2017

7:00 p.m.

MEETING #5058

CALL TO ORDER

ROLL CALL Mayor Rick Sowers, Commissioners Jan Scoggins, Brian Delzeit, and Kent Smoll. Commissioner Joyce Warshaw was reported absent.

INVOCATION by Assistant Pastor Raciell Quintana of First Methodist Church

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

The Girl Scout Cookie Month Proclamation was read by Jenna Torrez and represented by other Girl Scouts and leaders. Mayor Rick Sowers proclaimed February, 2017, as Girl Scout Cookie Month.

Kim Reimer, School Counselor at Miller School read the National School Counseling Week Proclamation. She introduced fellow school counselors Melanie Scott and Sharon Stuart. Mayor Rick Sowers proclaimed February 6-10, 2017 as National School Counseling Week.

VISITORS (Limit of five minutes per individual and fifteen minutes per topic. Final action may be deferred until the next City Commission meeting unless an emergency situation does exist).

Mollea Wainscott passed out an invitation to the Commissioners to attend the Night to Shine, a prom for people with special needs, sponsored by the Tim Tebow Foundation and held at the Church of the Nazarene at 6:00 on Friday, February 10, 2017.

CONSENT CALENDAR

1. Approval of City Commission Work Session Minutes, January 17, 2017
2. Approval of City Commission Meeting Minutes, January 17, 2017;
3. Approval of City Commission Special Meeting Minutes February 3, 2017
4. Appropriation Ordinance No.3, February 6, 2017;
5. Cereal Malt Beverage License:
 - a. Water Sports Campground, 500 Cherry St.
 - b. Don Hector's, 208 S. 2nd Avenue.

Commissioner Jan Scoggins moved to approve the Consent Calendar as presented.

Commissioner Brian Delzeit seconded the motion. The motion carried 4-0.

ORDINANCES & RESOLUTIONS

Resolution No. 2017-04: A Resolution approving the Commitment of city funds in the amount of \$581,000 for the US 50 & Fairway Drive construction and construction engineering of the intersection project was approved on a motion by Commissioner Brian Delzeit. Commissioner Kent Smoll seconded the motion. The motion carried 4-0.

NEW BUSINESS

1. Commissioner Kent Smoll moved to approve the bid from Building Solutions, in the amount of \$98,939.75 for the 4th Avenue Reconstruction – Phase 2. Commissioner Jan Scoggins seconded the motion. The motion carried 4-0.
2. Commissioner Brian Delzeit moved to approve the Moderate Income Housing Program Grant Agreement in the amount of \$100,000 to build a new home on Mulberry Circle in partnership with the Dodge City Community College Building Trades program. Commissioner Jan Scoggins seconded the motion. The motion carried 4-0.
3. Commissioner Kent Smoll moved to appoint the following citizens to Boards & Commissions. Commissioner Jan Scoggins seconded the motion. The motion carried 4-0

Airport Advisory Board – Dan Cammack, Kerry Zimmerman.

Building Board of Appeals – Alex Chavez, Esteban Gallegos, Ryan Scott, Leonard Bockelman

Convention & Visitors Bureau – Hospitality Kim Cunningham; At-large Hayes Kelman.

Cultural Relations Advisory Board – Greta Clark, Mary Marquez, Oliver Bland

Dodge City Planning Commission – Bill Pennington, Tom Taylor.

Golf Advisory Board – Rick Shirley

Historic Landmark Commission – Terry Lee, Kathie Bell

Housing Authority Board – Mollea Wainscott

Library Board – Hazel Mead, Pat McLaughlin

Recycling Advisory Board – Luke Schulte, Ron Hamm, Kennedy St. George

Santa Fe Trail Community Corrections – Peggy Cecil, Leslie Lima

Shade Tree Commission – Lyle Smith

4. Commissioner Kent Smoll moved to appoint Jan Scoggins and Brian Delzeit to serve on the Dodge City/Ford County Board of Directors. Commissioner Rick Sowers seconded the motion. The motion carried 4-0.

Commissioner Kent Smoll moved to amend the agenda by removing the Executive Session from the agenda. Commissioner Brian Delzeit seconded the motion. The motion carried 4-0.

OTHER BUSINESS

Reminder – There will be a Joint City/County Commission meeting on Monday, February 13 at 6:00 p.m. in the Rose Room at the Ford County Government Center.

Elliott Linke reported on the radio project for communications, police and fire departments.

Drew Francis updated the Commission on his leadership training he attended at the National Academy ran through the FBI.

Kent Smoll

- Thanked the cleanup crews cleaning up after the ice storm. They have done a great job. It has involved a lot of labor and resources;
- Expressed his condolences to the Vierthaler family in the passing of Dr. Carl Vierthaler.

Jan Scoggins

- Thanked and commended the girl scouts. Asked the community to support them through their cookie sales;
- Thanked the school counselors for all they do for the children of the community;
- Remind people if they are not cutting and trimming their trees themselves, they need to hire a licensed arborist. The arborists are responsible to clean their work up and haul off the trees and limbs;
- Thanked the Park Department for the light and bench at the entrance to the walking path from Fairway;
- Thanks for all the citizens watching the meeting on television and inviting us into your homes.

Brian Delzeit

- Expressed condolences to the Vierthaler family. The funeral will be held on Friday, 10:00 a.m. at the Holy Cross Lutheran Church;
- Check out the United Wireless Arena website and check out all of the events happening at the arena. Just announced, Kenny Rogers on April 29.

Rick Sowers

- Expressed condolences to the Vierthaler family. Dr. Carl Vierthaler was a great asset to the community and will be truly missed;
- Thanks to all of the citizens who commit their time to serve on the City's Boards and Commissions;
- Wished the Girl Scouts good luck on selling their cookies.

ADJOURNMENT

Commissioner Kent Smoll moved to adjourn the meeting, seconded by Commissioner Jan Scoggins. The motion carried 4-0.

Mayor

ATTEST:

Nannette Pogue, City Clerk

Minutes
Joint City/County Commission Meeting
Monday, February 13, 2017
Building Solutions Conference Room
Western State Bank Expo Center
6:00 PM
Meeting No. 5059

CALL TO ORDER

ROLL CALL

Ford County: Chairman Shawn Tasset and Commissioner Chris Boys. Commissioner Ken Snook was reported absent.

City of Dodge City: Mayor Rick Sowers, Commissioners Jan Scoggins and Brian Delzeit. Commissioners Joyce Warshaw and Kent Smoll were reported absent.

REPORTS:

1. A Legends Park Turf Infield Update was given by Director of Parks and Recreation Paul Lewis.
2. A Long Branch Lagoon Aquatics Park Report was given by Director of Parks and Recreation Paul Lewis.

NEW BUSINESS:

1. CFAB Appointment

City Action: Commissioner Rick Sowers moved to appoint Michael Brakey to the Community Facilities Advisor Board (CFAB). The motion was seconded by Commissioner Brian Delzeit. The motion carried 3-0.

County Action: Commissioner Shawn Tasset moved to appoint Michael Brakey to the CFAB. The motion was seconded by Commissioner Boys. The motion carried 2-0.

2. Radio System User Agreement between Ford County, Kansas and the City of Dodge City.

City Action: Commissioner Brian Delzeit moved to approve the Radio System User Agreement between Ford County, Kansas and the City of Dodge City, Kansas. The motion was seconded by Commission Jan Scoggins. The motion carried 3-0.

County Action: Commissioner Chris Boys moved to approve the Radio System User Agreement between Ford County, Kansas and the City of Dodge City, Kansas. Commissioner Shawn Tasset seconded the motion. The motion carried 2-0.

3. Addendum to the Inter-Local Cooperation Agreement for Communications Board and Department between Ford County, Kansas and the City of Dodge City, Kansas.

City Action: Commissioner Jan Scoggins moved to approve the Addendum to the Inter-Local Cooperation Agreement for Communications Board and Department between Ford County, Kansas and the City of Dodge City, Kansas. Commissioner Brian Delzeit seconded the motion. The motion carried 3-0.

County Action: Commissioner Shawn Tasset moved to approve the Addendum to the Inter-Local Cooperation Agreement for Communications Board and Department between Ford County, Kansas and the City of Dodge City, Kansas. Commissioner Chris Boys seconded the motion. The motion carried 2-0.

4. Relocation of Communications Department to Heartland Tower Facility

City Action: Commissioner Brian Delzeit moved to approve the relocation of the Communications Department from the Government Center to the Heartland Tower Facility. The motion was seconded by Commissioner Jan Scoggins. The motion carried 3-0.

County Action: Commissioner Shawn Tasset moved to approve the relocation of the Communications Department from the Government Center to the Heartland Tower Facility. The motion was seconded by Commissioner Chris Boys. The motion carried 2-0.

Mayor Rick Sowers reported that the following meetings are currently scheduled:

1. Monday, May 8, 2017 6:00 pm-Joint Commission Meeting- City Commissioners
Chambers City Hall
2. Monday, August 14, 2017 6:00 pm -Joint Commission Meeting-Rose Room, Ford County
Government Center
3. Monday, November 13, 2017 6:00 pm -Joint Commission Meeting- City Commissioners
Chambers City Hall

ADJOURNMENT

City Action: Commissioner Brian Delzeit moved and Commissioner Jan Scoggins seconded the motion to adjourn the meeting. The motion carried 3-0.

County Action: Commissioner Shawn Tasset moved and Commissioner Chris Boys seconded the motion to adjourn the meeting. The motion carried 2-0.

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 checked="" type="checkbox"/> New License <input 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 licenses premises.	

SECTION 2 - APPLICANT INFORMATION		
Kansas Sales Tax Registration Number (required):		
Name	Phone No.	Date of Birth
<i>el Gabriela Viamonts</i>	<i>786-253-2126</i>	<i>03/24/1970</i>
Residence Street Address	City	Zip Code
<i>111 West Vine St.</i>	<i>Dodge City KS</i>	<i>67801</i>
Applicant Spousal Information		
Spouse Name	Phone No.	Date of Birth
<i>Andres Velasco</i>		
Residence Street Address	City	Zip Code
<i>111 West Vine St</i>	<i>Dodge City Kansas</i>	<i>67801</i>

SECTION 3 - LICENSED PREMISE		
Licensed Premise (Business Location or Location of Special Event)		Mailing Address (If different from business address)
DBA Name	Name	
<i>El Tivajon Cuban Restaurant</i>		
Business Location Address	Address	
<i>506 Avenue B Suite 2</i>		
City	City	State Zip
<i>Dodge City</i>	<i>Dodge City</i>	<i>KS 67801</i>
Business Phone No.	<input type="checkbox"/> I own the proposed business or special event location.	
<i>786-253-2126</i>	<input checked="" type="checkbox"/> I do not own the proposed business or event location.	
Business Location Owner Name(s)		
<i>Gabriela Viamonts</i>		

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No
I have resided within the state of Kansas for _____ 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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No Have Have Not
My spouse has previously held a CMB license.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
My spouse has never been convicted of one of the crimes mentioned above while licensed.	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No



City of Dodge City

806 N. Second Ave. Phone: 620-225-8100
P.O. Box 880 FAX: 620-225-8144
Dodge City, KS 67801 www.dodgecity.org

Memorandum

To: Cherise Tieben, City Manager & City Commission
From: Nannette Pogue, Finance Director
Date: February 16, 2017
Subject: Resolution No. 2017-05
Agenda Item: Ordinances and Resolutions

Recommendation: I recommend the City Commission approve Resolution No. 2017-05.

Background: So that the City can obtain financing for construction projects in the form of general obligation bonds, the project first needs to be authorized by Resolution of the City of Dodge City. Resolution No. 2017-05 is a resolution that provides the authorization to issue general obligation bonds, series 2017-A of the City of Dodge City for main traffic way improvements. Included in this authorization are two street improvement projects, which include Trail Street reconstruction near National Beef entrance in the amount of \$250,000 and 1st Avenue reconstruction and waterline replacement in the amount of 500,000.

Justification: To issue General Obligation Bonds to fund these projects, the projects needs to be authorized by Resolution.

Financial Considerations: Once the projects are authorized, funding will be issued to fund these projects.

Purpose/Mission: We strive for high service and performance standards

Legal Considerations: Legal obligations fulfilled by authorizing resolution.

Attachments: Resolution No. 2017-05

RESOLUTION NO. 2017-05

A RESOLUTION AUTHORIZING THE IMPROVEMENT OR REIMPROVEMENT OF CERTAIN MAIN TRAFFICWAYS WITHIN THE CITY OF DODGE CITY, KANSAS; AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

WHEREAS, K.S.A. 12-687 provides that the governing body of any city shall have the power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 *et seq.* (the “Act”), and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, building any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts and drainage, trafficway illumination, traffic control devices, pedestrian ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, the Act provides that all costs of improvements or reimprovements authorized thereunder, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, shall be paid by the city at large and may be funded, among others, by the issuance of general obligation bonds; and

WHEREAS, the City Commission (the “Governing Body”) of the City of Dodge City, Kansas (the “City”), has heretofore designated certain streets within the City as main trafficways, as provided by and under the authority of the Act; and

WHEREAS, THE Governing Body hereby finds and determines that it is necessary to improve or reimprove said main trafficways and to provide for the payment of the costs thereof, all as provided by and under the authority of the Act.

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

Section 1. Project Authorization. It is hereby deemed and declared to be necessary to improve or reimprove the main trafficways hereinafter set forth (collectively the “Project”) under the authority of the Act, in accordance with plans and specifications therefor prepared or approved by the City Engineer:

<u>Project Description</u>	<u>Main Trafficway Designation</u>	<u>Cost Estimate</u>
Trail Street reconstruction near National Beef entrance	Ord. 3572	\$250,000
1 st Avenue reconstruction & waterline replacement	Ord. 3038	500,000

Section 2. Financing Authority. The costs of the Project, interest on interim financing and associated financing costs shall be payable from the proceeds of general obligation bonds of the City issued under authority of the Act (the “Bonds”).

Section 3. Reimbursement. 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 take effect and be in full force from and after its adoption by the governing body of the City.

ADOPTED AND APPROVED by the governing body of the City of Dodge City, Kansas, on February 20, 2017.

(Seal)

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, 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 February 20, 2017, as the same appears of record in my office.

DATED: February 20, 2017.

Nannette Pogue, Clerk



City of Dodge City

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P.O. Box 880 FAX: 620-225-8144
Dodge City, KS 67801 www.dodgecity.org

Memorandum

To: Cherise Tieben, City Manager & City Commission
From: Nannette Pogue, Finance Director
Date: February 16, 2017
Subject: Resolution No. 2017-06
Agenda Item: Ordinances and Resolutions

Recommendation: I recommend the City Commission approve Resolution No. 2017-06.

Background: So that the City can obtain financing for construction projects in the form of general obligation bonds, the project first needs to be authorized by Resolution of the City of Dodge City. Resolution No. 2017-06 is a resolution to authorize public improvement projects that are not main trafficway improvements. Because the City approved the Charter Ordinance #41 exempting the City from KSA 13-1024a, certain public improvement can be bonded without a special election. Included in this authorization are several public improvements including: Stormwater Improvements-Arkansas River sediment in the amount of \$1,110,988; Street Improvements-Market St., Soule St., and 6th Ave. in the amount of \$300,000; Stormwater Improvements-Avenue K RCB design in the amount of \$50,000; and Street Improvements-4th Avenue reconstruction in the amount of \$150,000.

Justification: To issue General Obligation Bonds or Temporary Notes to fund these projects, street projects needs to be authorized by Resolution

Financial Considerations: Once the projects are authorized, funding will be issued to fund these projects.

Purpose/Mission: We strive for high service and performance standards

Legal Considerations: Legal obligations fulfilled by authorizing resolution.

Attachments: Resolution No. 2017-06

RESOLUTION NO. 2017-06

A RESOLUTION OF THE CITY OF DODGE CITY, KANSAS, AUTHORIZING CERTAIN PUBLIC IMPROVEMENTS AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

WHEREAS, K.S.A. 13-1024a, as amended by Charter Ordinance No. 41 (the “Act”) of the City of Dodge City, Kansas (the “City”), provides that for the purpose of paying for any bridge, viaduct, street, sidewalk or pedestrian way improvement, airport, public building or structure, parking improvement, or other public utility or works, including any appurtenances related thereto and the land necessary therefor, for lands for public parks and recreation facilities, including golf courses, stadiums and community centers, and developing and making improvements to the same, within or without the City, for the establishment, development and construction of crematories, desiccating or reduction works, including any appurtenances related thereto and the land necessary therefor, within or without the City, or for the improvement, repair or extension of any waterworks, sanitary sewer facilities, sewage treatment or disposal plant, sewerage system, storm water improvement, electric light plant, crematory, desiccating or reduction works or other public utility plant or works owned by the City, and for the purpose of rebuilding, adding to or extending to the same or acquiring land necessary therefor from time to time, as the necessities of the City may require, or for the acquisition of equipment, vehicles and other personal property to be used in relation to any of the improvements authorized herein, the City may borrow money and issue its general obligation bonds and/or temporary notes for the same; and

WHEREAS, the City may issue such general obligation bonds when authorized to do so by the adoption of a resolution by the City Commission (the “Governing Body”) describing the purpose to be provided for and the amount of general obligation bonds to be issued, such bonds to be issued, sold, delivered and retired in accordance with the provisions of the general bond law; and

WHEREAS, the Governing Body desires to authorize the issuance of general obligation bonds of the City to finance all or a portion of the public improvements set forth below.

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

Section 1. Public Improvements; Bond Authorization. The Governing Body hereby authorizes the issuance of general obligation bonds of the City (the “Bonds”) for the following described public improvements (collectively the “Improvements”):

<u>Description</u>	<u>Estimated Cost</u>
Stormwater Improvements – Arkansas River sediment removal	\$1,110,988.35
Street Improvements – Market St., Soule St. & 6 th Ave.	300,000.00
Stormwater Improvements – Ave. K RCB design	50,000.00
Street Improvements – 4 th Ave. reconstruction	150,000.00

The costs of the Improvements, interest on interim financing and associated financing costs shall be payable from the proceeds of the Bonds issued under authority of the Act.

Section 2. Reimbursement. 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 3. Effective Date. This Resolution shall take effect and be in full force from and after its adoption by the Governing Body.

ADOPTED AND APPROVED by the governing body of the City of Dodge City, Kansas, on February 20, 2017.

(Seal)

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, 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 February 20, 2017, as the same appears of record in my office.

DATED: February 20, 2017.

Nannette Pogue, Clerk

Memorandum

*To: City Manager
City Commissioners*
From: Ryan Reid
Date: 2017 02 13
Subject: PD Roof: Project Change
Agenda Item: New Business

Recommendation: Staff recommends accepting the proposal from Diamond Roofing for the Modified Cap Sheet roof system for \$64,800. This would cover all three sections of the police station's roof and is expected to stop their current roof leaking problems and provide a solution that should last ten to fifteen years. This would also allow Diamond to get the work started when they are done with the other projects that they are doing for us when the weather turns warm. We would then forego the fiber coating that was planned for that building and use those funds for this, the more complete repair being proposed.

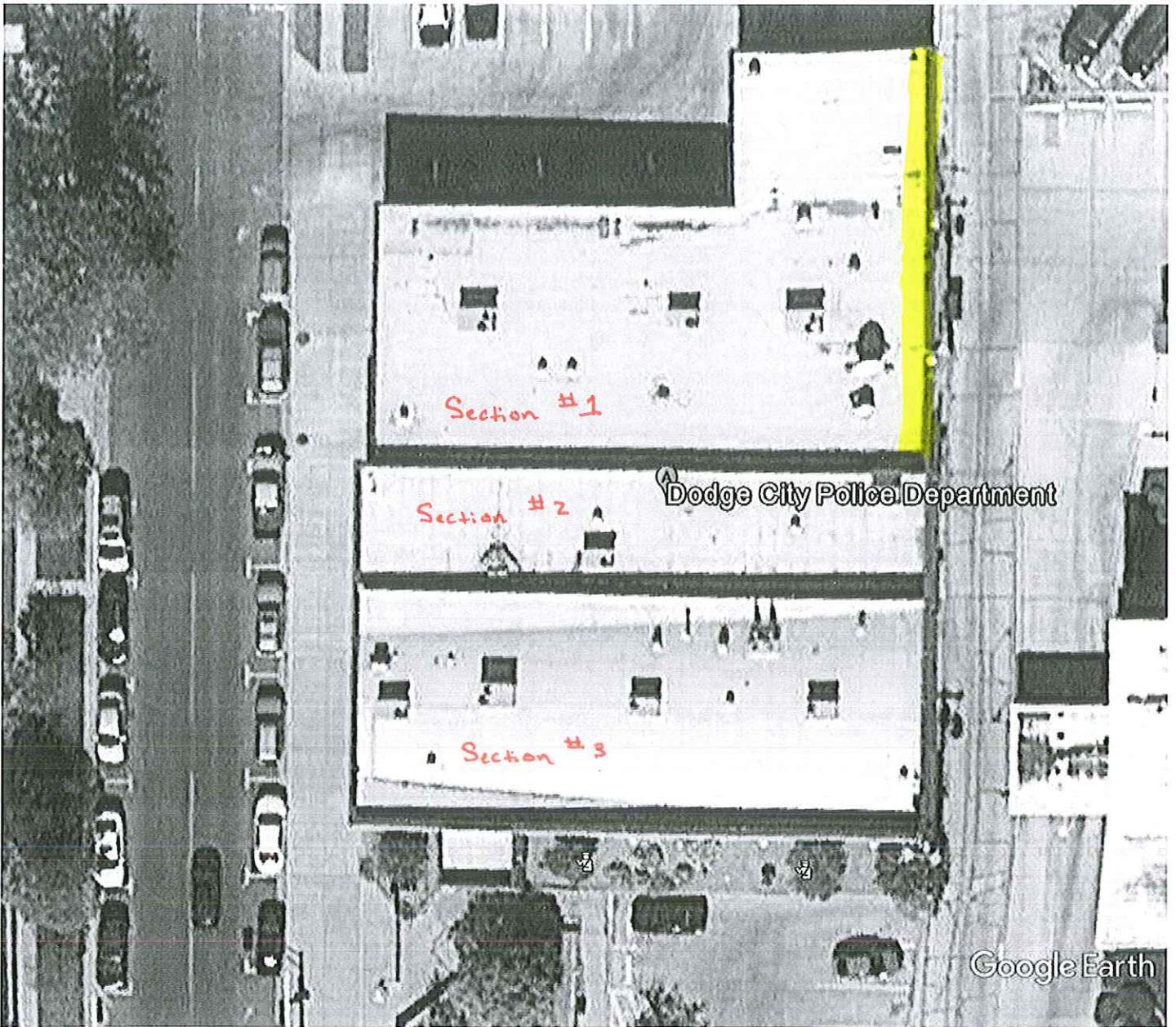
Background: In September 2016, the City Commission approved roofing repairs by Diamond Roofing. This was for all the buildings damaged by the hail storm from May of 2016. As part of that project, Diamond was awarded \$12,300 to do a fiber coating on the police station roof. This work was scheduled this Spring. That repair would not really address the leaking issues or the fundamental problems with the roof, however, and would be a very short term patch. The Police Department has spent over \$2000 this year so far on roofing repairs due to leaks and together we have been looking for a more lasting solution to their roofing challenges.

Justification: The roof was in pretty bad shape before the hail storm. PD has experienced leaks off and on for a few years in many of the rooms. The roof's age has been traced back to 1991 and has been patched/repared since then. Staff proposes using the \$12,300 intended for fiber coating and use it instead to add to the \$50,000 that is budgeted for roofing repairs this year (\$62,400) to fund this proposal by Diamond to affect a more lasting solution to the Police Department's roofing issue.

Financial Considerations:

See above.

Attachments: Proposal from Diamond, Google Photo of roof



Google Earth



 - Wall Coating - 88' l.f.

February 8, 2017



Dodge City Police Department – City of Dodge City
Attn: Ryan Reid
110 West Spruce
Dodge City, Kansas 67801

RE: Roof System (Modified Roof System) / Entire roof area

We hereby submit to provide material, labor, tools and equipment to repair roofing and sheet metal per the following scope of work:

Roofing

- Clean and remove all debris from roof area
- Prime existing roof area
- Install new Modified Cap Sheet over entire roof area
- Flash existing walls
- Flash existing curbs
- Flash existing drains and overflows
- Flash all roof top penetrations
- Install new skirt metal around cap metal and curb flashings
- Provide owner with 5 year workmanship warranty

Total Cost of SBS modified cap sheet: \$64,800.00

Fibrous Aluminum / Insurance Credit ~~(\$12,300.00)~~

Total Contract Amount: \$52,500.00

**Shawn Mead
Vice President of Diamond Roofing**

Should you have any questions regarding the above scope of work or exclusions herein, I am available at your convenience to discuss at (620) 225-2622, or via email at shawn@diamond-roofing.com. Thank you for your consideration of Diamond Roofing.

Shawn Mead – Vice President
Diamond Roofing Authorized Signature

To indicate acceptance of this proposal please sign and date below:

Accepted by: _____ **Date:** _____

This proposal is based upon the most recent edition of the Standard AIA Contract Document, which terms and conditions shall take precedence over any conflicting or inconsistent terms in contract/subcontract agreement.

Southwest Kansas Region:
100 McArtor Road, P.O. Box 37
Dodge City, KS 67801

Phone: 620-225-2622 | Fax: 620-225-6862

Flint Hills Region:
2720 Amherst Avenue
Manhattan, KS 66502

Phone: 785-537-8008 | Fax: 785-537-9899

Memorandum

*To: City Manager
City Commissioners*

*From: Ray Slattery, Director of Engineering
Services*

Date: February 14, 2017

*Subject: Sediment Removal from River Bed of
the Arkansas River within city limits
(SD 1601)*

Agenda Item: Consent Calendar

Recommendation: Approve Quotes for Construction for the Sediment Removal from the River Bed Project, SD 1601.

Background: In July of 2016 the City sent out an RFP for the removal of the sediment from the Arkansas River bed within the City Limits. The city received 4 proposals, staff reviewed the proposals and agreed the proposal from MJE (Max Jantz Excavating) best met the needs of the project. On October of 2016 the Commission authorized staff to enter into negotiations with MJE and allow the City Manager to sign the agreement with a price not to exceed. \$1,110,988.35.

Justification: The following items resulted in a deduct from the project;
Reduction of per Diem Charges, Negotiated and Value Engineering deductions, deleting the City Stock Pile from the project. These items resulted in a total deduct of \$95,565.00.

After discussions with MJE, staff and MJE agreed it would be beneficial to provide temporary seeding of the finished river bed to provide cover to prevent erosion of the river bed. MJE suggested planting oats at a rate of 120 lbs./ac. to try to establish some ground cover. The permanent seeding will take place during the appropriate seeding season. This is a requirement of our Erosion Control Permit with KDHE. The Temporary Seeding is an increase of \$37,050. Staff also requested a quote from MJE to repair the Ave. D & Ave. K drainage channels. These channels have seen erosion over the years and have actually exposed water and sewer lines that cross the channels. MJE has the necessary equipment on site and a supply of fill material. It seems to be very cost effective to repair the channels now instead of having to pay a contractor to mobilize and provide fill material. To Repair the Ave. D & Ave. K Drainage Channels is an increase of \$46,620.

Financial Considerations: The result of the fore mentioned items is a deduct of \$11,895.

Purpose/Mission: One of the City's core values in Ongoing Improvements. With the construction of these improvements the City is preparing for the community's future and providing new possibilities for current and future citizens of our community.

Legal Considerations: N/A

Attachments: Arkansas River Bed Sediment Removal Project Summary, MJE Quote for Construction regarding Temporary Seeding, MJE Quote for Construction regarding Repair of Ave. D & Ave. K Drainage Channels.

Arkansas River Bed Sediment Removal Project Summary
SD 1601

ITEM	QTY	UNIT	\$/UNIT	\$	PROJECT TOTAL
Amount of Purchase Order					\$ 1,110,988.35
Reduction of per Diem Charges	1	LS	\$ (52,000.00)	\$ (52,000.00)	\$ 1,058,988.35
Negotiated & Value Engineering Deductions	1	LS	\$ (10,265.00)	\$ (10,265.00)	\$ 1,048,723.35
Deduct City Stockpile	30,000	CY	\$ (4.96)	\$ (148,800.00)	\$ 899,923.35
"City" Sediment Removal to Waste Area	30,000	CY	\$ 3.85	\$ 115,500.00	\$ 1,015,423.35
Temporary Seeding	114	AC	\$ 325.00	\$ 37,050.00	\$ 1,052,473.35
Ave. D & Ave. K Channel Repair & Seeding	1	LS	\$ 46,620.00	\$ 46,620.00	\$ 1,099,093.35

Total Change Order \$ (11,895.00)

QUOTE FOR CONSTRUCTION



MJE, LLC

26503 Eleven Road
Montezuma, Kansas 67867

Contact: Heather Jantz
Phone: 620-846-2634
Email: heather@maxjantzexcavating.com

Quote To: Ray Slattery, P.E.
Director or Engineering Services
Phone: 620-225-8106
Email: rays@dodgecity.org

Job Name: Temporary Seeding
of Arkansas River in Dodge City, KS
Date of Plans: NA
Date of Quote: 1/24/17

ITEM	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
1	TEMPORARY SEEDING	114.00	AC	325.00	37,050.00
	Quote includes planting oats at 120 lbs per acre for the purposes of temporary erosion control. The cost of mulching is included in the permanent seed price but MJE will mulch after temporary seeding instead of mulching after permanent seeding. Final grading shall be performed one time before temporary seeding. After temporary seeding occurs, additional grading, if necessary, shall be performed by the hour.				
GRAND TOTAL					\$37,050.00

NOTES:

1. Quote does not include sales tax if MJE receives a valid Sales Tax Exemption Certification form ("Certification"). If MJE does not receive a completed Certification form from City, sales tax will apply to applicable transactions.

2. City to supply all well water for this project for the purposes of construction and dust control at no cost to MJE. Water shall be available to MJE at a reasonably near location. Waste water shall not be used in MJE water trucks. Quote does not include watering seed and/or grass.

3. Quote includes a performance or payment bond.

4. Additional work due to changes in the proposed plans shall be billed at the appropriate contract unit price with the use of change orders. If additional work is not quoted at a unit price, work will be charged at an hourly rate.

5. Quote does not include embankment for levee raise, PCECB, ACBs, RAP, cross section monuments, hand railing, plugging existing structures, topsoil stripping and return, fencing, caliche, road base, aggregate, electrical work, lighting, concrete or asphalt paving, culverts, or testing. Quote is for items listed on the attached bid sheet only.

6. All utilities must be relocated prior to MJE mobilization. Quote does not include locating and moving utilities, such as but not limited to, telephone lines, water lines, collection lines, or electrical lines. If lines are encountered, work to remove, repair, or relocate shall be performed by the hour.

7. Quote includes standard insurance coverages and a certificate of insurance can be provided prior to beginning construction. Quote does not include business interruption insurance, builder's risk insurance, professional liability insurance, or completed operations insurance.

8. Any construction ramps(s) installed during the sediment removal process must be constructed such that they do not harm the integrity of the existing levee(s). As such the construction ramp(s) shall be installed so that the ramp(s) go up and over the levee (s) and NOT cut into the levee(s). Once the project is completed, the construction ramp(s) shall be removed, jetty jacks replaced to prior condition, and the levee(s) seeded.

9. This quote and these qualifications shall be included as part of the contract documents between the Owner and MJE, LLC. If the quote and qualifications are the only written documents evidencing the agreement between the Owner and MJE, LLC such documents constitute the contract between Owner and MJE, LLC.

Presented by:
MJE, LLC

 1/24/17

Accepted by:
Cherise Tieben, City Manager of Dodge City, KS

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Presented by:
MJE, LLC

 1/30/17

Accepted by:

Cherise Tieben, City Manager of Dodge City, KS

Memorandum

*To: City Manager
City Commissioners*

*From: Ray Slattery, P.E.
Director of Engineering Services*

Date: February 15, 2017

*Subject: Conditions of Up-Grade Bio-Gas Sales
Agreement, SS 1601.*

Agenda Item: New Business

Recommendation: Approve the Conditions to be included in a negotiated Sales Agreement of the Renewable Bio-Gas (RB) produced at the South WWTP. The actual Sales Agreement will be drafted with these conditions and reviewed by Purchaser's and City Attorney.

Background: As you recall, the City entered into an agreement with U.S. Energy, now known as Kinect Energy Group (Kinect), to provide the City guidance in the marketing and sale of the RB, along with the sale of the environmental credits (RINS, Renewable Identification Number). They will also be responsible for the registration and certification of the RIN's. Over the past 6 months or so Kinect has been contacting buyers of RB. Kinect has informed the City of the benefits and disadvantages of the proposals from the companies they have contacted. To this point staff hasn't been comfortable with the sale conditions and has not come to the Commission with any conditions or agreements. Kinect has made contact with Kwik Trip, Inc. a convenience store retailer based in Wisconsin about purchasing the RB for transportation fuel. Since the RB will be used as a transportation fuel, it will qualify for environmental credits, RINs. Kinect and Staff have reviewed the conditions and feel an agreement should be negotiated under these conditions;

AGREEMENT CONDITIONS:

Agreement Term – 5 years

Purchase Price of RB – Market Price per MMBtu equal to the First of the Month Index Price for Monthly Deliveries.

RIN Share – 8% of net RIN revenues to Buyer

Minimum quantity required to be produced per day – 0 MMBtu/day

Maximum Gas quantity to be purchased by Buyer per day – 2,000 MMBtu/day*

*If additional RB is produced and needed by Buyer, Buyer and Seller agree to work in good faith for the additional volumes. Otherwise, Seller could commit the additional volumes to another party.

Termination of Agreement – Either Party may terminate the agreement for a breach of agreement provisions that is not corrected after 30 days written notice is provided to the breaching party.

Change in Law – In the event the EPA issues any regulations or rules that alter a party's responsibilities under an approved agreement, the parties agree to work in good faith for a period of 45 days to amend the agreement. If the economic result for the seller is not the same as prior to the change in regulations or rules, the Seller may terminate the agreement without penalty.

Justification: The conditions need to be agreed upon so that a Sales Agreement can be drafted, reviewed and approved. Once approved, Kinect will have to draft and submit the necessary paper work with the EPA for the registration of our facility and the end user, Kwik Trip, to insure the gas is actually “Green Gas” and it is being used as a transportation fuel.

Financial Considerations: None at this time.

Purpose/Mission: The completion of this project will enable the City to sell the upgraded bio-gas generated at the South WWTP for another income source for the City.

Legal Considerations: The conditions will be placed into a Sales Agreement that will be reviewed by both the City and Kwik Trip attorneys. Once the agreement is agreed upon by the attorneys, the Commission will approve the final agreement.

Attachments: None