

# **CITY COMMISSION MEETING AGENDA**

City Hall Commission Chambers

[www.facebook.com/cityofdodgecity](http://www.facebook.com/cityofdodgecity) or

Monday, August 3, 2020

7:00 p.m.

MEETING #5162

This Commission Meeting will be available virtually by four different methods. However, during the Public Hearings, the Commission Chambers will be temporarily opened to the public for comments and will close to visitors once the Public Hearings are closed.

Comments for the Visitors Section of the agenda will be open on the Facebook Live the Vimeo Live feeds. Watch and listen to the commission meeting; use one of the following platforms.

1. Watch, listen, and comment live on [www.facebook.com/cityofdodgecity](http://www.facebook.com/cityofdodgecity).

2. Watch, listen, and comment live on [www.vimeo.com/cityofdodgecity](http://www.vimeo.com/cityofdodgecity)

3. Watch and listen on Zoom webinar at

<https://us02web.zoom.us/j/87520943778?pwd=cEhkZ3RmVlRlRlZvcUFJQXZCcCtVUT09> Password: 128390

4. Listen on your phone by calling in to the Zoom platform on one of the following numbers and using the Webinar ID and Password: +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833 or +1 301 715 8592 or +1 312 626 6799 or +1 929 205 6099

Webinar ID: 875 2094 3778

Passcode: 128390

The meeting will be archived on both the Facebook page and the Vimeo page to be viewed after the live video has ended.

## **CALL TO ORDER**

## **ROLL CALL**

## **INVOCATION BY**

## **PLEDGE OF ALLEGIANCE**

## **PUBLIC HEARING**

“TEFRA” public hearing for the portion of the 2020-A Bonds that are financing improvements to the YMCA

## **SUBMIT QUESTIONS OR COMMENTS**

## **APPROVAL OF AGENDA**

## **PETITIONS & PROCLAMATIONS**

National Health Center Week Proclamation

American Wind Week Proclamation

**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).

## **CONSENT CALENDAR**

1. Approval of City Commission Work Session Minutes, July 20, 2020
2. Approval of City Commission Meeting Minutes, July 20, 2020.
3. Appropriation Ordinance No.15, August 3, 2020;
4. Cereal Malt Beverage License:
  - a. Love's Travel Stops, 1108 W. Wyatt Earp Blvd.
5. Approval of Change Order #1 of the Memorial Stadium Sewer Repairs.

## **ORDINANCES & RESOLUTIONS**

### **UNFINISHED BUSINESS**

### **NEW BUSINESS**

1. Approval of 2020 Asphalt Street Projects. Report by City Engineer, Tanner Rutschman.

### **OTHER BUSINESS**

### **ADJOURNMENT**



# Memorandum

**To:** Nick Hernandez, City Manager and City Commissioners  
**From:** Nicole May, Finance Director  
**Date:** July 29, 2020  
**Subject:** TEFRA Public Hearing  
**Agenda Item:** Public Hearing

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**Recommendation:** It is my recommendation to hold the TEFRA hearing for the portion of the 2020A GO Bonds that are financing the YMCA improvements.

**Background:** This public hearing is required due to the City owning the property but the YMCA being the primary user of the property. The amount of \$445,000 will be qualified 501(c)3 bonds. The improvements are being made to the Sheridan Activity Center located at 240 San Jose Drive.

**Justification:** Due to the YMCA operating the recreation programs and being a 501(c)3 but the City owning the building this public hearing must be held.

**Financial Considerations:** None

**Purpose/Mission:** We value progress and growth for the community's future.

**Legal Considerations:** None

**Attachments:** Notice of Public Hearing

## NOTICE OF PUBLIC HEARING

Notice is hereby given that at 7:00 P.M. on August 3, 2020, in the City Commission Room in City Hall, 806 N. Second Avenue, Dodge City, Kansas 67801, representatives of the City of Dodge City, Kansas (the “City”), will hold a public hearing regarding a plan of finance for the issuance by the City of one or more series of its tax-exempt obligations, a portion of which will be qualified 501(c)(3) bonds and issued in a principal amount not to exceed \$445,000 plus original issue premium (up to approximately 10%) (the “Obligations”).

Proceeds of the Obligations will be used together with other available funds to construct and equip improvements to the to the Sheridan Activity Center located at 240 San Jose Drive, Dodge City, Kansas 67801 (the “Activity Center”) and to pay associated costs of issuance and interest pursuant to the provisions of K.S.A. 12-1736 *et seq.* The Activity Center improvements are expected to consist of making improvements and renovations to the existing building, constructing an addition thereto, and providing furnishings and equipment, all in accordance with plans and specifications to be approved by the governing body of the City and placed on file with the City Clerk (the “Project”). The Activity Center is owned by the City and operated by the Young Men’s Christian Association of Southwest Kansas, Inc.

The hearing will be open to the public. All interested persons may attend and participate in the hearing in person at the City Commission Room, or may observe the hearing via videoconference as described below:

1. By accessing our Facebook page at [www.facebook.com/cityofdodgecity](http://www.facebook.com/cityofdodgecity)
2. By accessing our Zoom Webinar at <http://us02web.zoom.us/>. The webinar ID and password will be available on Monday, August 3, 2020 prior to the meeting at [www.dodgecity.org/78/agendas](http://www.dodgecity.org/78/agendas)

Interested persons attending the hearing in person will have an opportunity to express their views with respect to the plan of finance and the Obligations. The public may obtain additional information regarding the plan of finance and the Obligations and may submit written comments with respect to the plan of finance and the issuance of the Obligations prior to the hearing by emailing the undersigned at [nicolem@dodgecity.org](mailto:nicolem@dodgecity.org) or by calling (620-225-8100). All such requests must be received before Thursday, July 30<sup>th</sup> at noon.

Dated: July 27, 2020

**CITY OF DODGE CITY, KANSAS**

Nicole May, Director of Finance

## National Health Center Week, 2020

A Proclamation

**Whereas:** For over 50 years, Community Health Centers have provided high-quality, affordable, comprehensive primary and preventive health care in our nation's underserved communities, delivering value to, and having a significant impact on America's health care system.

**Whereas:** As the country's largest primary care network, Community Health Centers are the health care home for 30 million Americans in over 14,000 communities across the nation. One in every twelve people in the United States gets their care in a Community Health Center.

**Whereas:** Community Health Centers are a critical element of the health system, serving both rural and urban communities, and often providing the only accessible and dependable source of primary care in their communities. Nationwide, Community Health Centers serve one in every five residents of rural areas.

**Whereas:** Community Health Centers serve as beacons of essential resources and support in testing and treatment in the face of the global coronavirus pandemic, and will continue to offer reliable, affordable, high-quality care against COVID-19 for America's most vulnerable and underserved communities.

**Whereas:** Every day, Community Health Centers develop new approaches to integrating a wide range of services beyond primary care, including oral health, vision, behavioral health, and pharmacy services, to meet the needs and challenges of their communities.

**Whereas:** Community Health Centers are governed by patient-majority boards, ensuring that the patients of each health center are engaged in their own health care decisions.

**Whereas:** Community Health Centers are locally owned and operated small businesses that serve as critical economic engines, helping to power local economies by generating \$54.6 billion in economic activity in some of the country's most economically-deprived communities.

**Whereas:** Community Health Centers nationally employ more than 236,000 people, including physicians, nurse practitioners, physician assistants, and certified nurse midwives who work as part of multi-disciplinary clinical teams designed to treat the whole patient.

**Whereas:** The Community Health Center model continues to prove an effective means of overcoming barriers to healthcare access, including geography, income and insurance status - improving health care outcomes and reducing health care system costs.

**Whereas:** Community Health Centers reduce overall costs of care by helping manage patients' chronic conditions, which keeps them out of costlier health care settings like hospital emergency rooms.

**Whereas:** Community Health Centers are on the front lines of emerging health care crises, providing access to care for our nation's veterans, addressing the opioid epidemic, and responding to public health threats in the wake of natural disasters.

**Whereas:** National Health Center Week offers the opportunity to celebrate America's over 1,400 health center organizations with over 12,000 service delivery sites, their dedicated staff, board members, patients and all those responsible for their continued success and growth since the first health centers opened their doors more than 50 years ago.

**Whereas:** During National Health Center Week, we celebrate the legacy of America's Community Health Centers, and their vital role in shaping the past, present, and future of America's health care system.

**NOW, THEREFORE, I, MAYOR JOYCE WARSHAW, MAYOR OF DODGE CITY, KS,** do hereby proclaim August 9 - 15, 2020 as National Health Center Week. I encourage all Americans to take part in this week by visiting their local Health Center and celebrating the important partnership between America's Community Health Centers and the communities they serve.

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Mayor

## AMERICAN WIND WEEK PROCLAMATION

**WHEREAS**, wind energy is the largest provider of renewable energy in the country; and

**WHEREAS**, wind power provides more energy for the State of Kansas than any other form of energy generation; and

**WHEREAS**, the wind industry is a major economic driver in towns and counties all across Kansas, driving \$11.4 billion in total capital investments to date and providing \$36 million in annual lease payments to rural landowners in 2019 alone; and

**WHEREAS**, Kansas is home to 4 wind-related manufacturing facilities and 39 wind farms, providing more than 5,000 jobs for Kansans; and

**WHEREAS**, the state ranks fourth in the nation for installed wind capacity, and with continued investments in renewable energy, can continue to power local communities and businesses for years to come;

**THEREFORE, I, Joyce Warshaw, Mayor of Dodge City, do hereby proclaim:**

**THE CITY OF DODGE CITY, KANSAS**

**RECOGNIZES AMERICAN WIND WEEK**

**August 3, 2020**

and encourages its citizens to learn more about the benefits of wind energy in our community and celebrate Kansas' leadership in renewable energy production.

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Joyce Warshaw, Mayor

SEAL

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Connie Marquez, City Clerk

# **CITY COMMISSION MEETING MINUTES**

City Hall Commission Chambers

Monday, July 20, 2020

7:00 p.m.

MEETING #5161

This Commission Meeting will be available virtually by four different methods. Comments will be open on the Facebook Live the Vimeo Live feeds to be utilized for the Visitor's Section. To watch and listen to the commission meeting, use one of the following platforms.

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3. Watch and listen on Zoom webinar at

<https://us02web.zoom.us/j/83255952758?pwd=Wms0SXVieFNZWEEvSDk2MW9QajBFOT09>

Password: 427984

4. Listen on your phone by calling in to the Zoom platform on one of the following numbers and using the Webinar ID and Password: +1 346 248 7799 or +1 669 900 6833 or +1 253 215 8782 or +1 312 626 6799 or +1 929 205 6099 or +1 301 715 8592

Webinar ID: 832 5595 2758

Password: 427984

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## **CALL TO ORDER**

**ROLL CALL** Joyce Warshaw, Rick Sowers, Brian Delzeit, Kent Smoll, Joseph Nuci

## **INVOCATION by**

## **PLEDGE OF ALLEGIANCE**

**SUBMIT QUESTIONS AND COMMENTS** – No questions or comments to report

## **APPROVAL OF AGENDA**

Commissioner Rick Sowers made a motion to move Item 5 on the consent calendar to New Business #4. Commissioner Kent Smoll seconded the motion.

## **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).**

## **CONSENT CALENDAR**

1. Approval of City Commission Work Session Minutes, July 6, 2020

2. Approval of City Commission Meeting Minutes, July 6, 2020.
3. Appropriation Ordinance No.13, July 16, 2020;
4. Cereal Malt Beverage License:
  - a. Taylors Road House, LLC. 2305 W. Wyatt Earp Blvd.
  - b. Wal-Mart Store, 1905 N. 14<sup>th</sup> Avenue
  - c. Dodge House Restaurant, 2408 W. Wyatt Earp Blvd.
  - d. Miss Kitty's Café, 2110 E. Wyatt Earp Blvd.
5. Approval of Temporary Alcohol Consumption for Long Branch Lagoon.
6. Approval of Change Order #5 of the Central Avenue Reconstruction Project.

Commissioner Kent Smoll moved to approve the consent calendar with item #5 moved to new business. Commissioner Brian Delzeit seconded the motion. The motion carried 5 - 0.

#### **ORDINANCES & RESOLUTIONS**

**Ordinance No. 3738:** An Ordinance authorizing and providing for the issuance of General Obligation Bonds, Series 2020-A, of the City of Dodge City, Kansas; providing for the levy and collection of an annual tax for the purpose of paying the principal of and interest on said bonds as they become due; authorizing certain other documents and actions in connection therewith; and making certain covenants with respect thereto was approved on a motion by Commissioner Kent Smoll. Commissioner Joseph Nuci seconded the motion. The motion carried 5 - 0.

**Resolution No. 2020-21:** A Resolution prescribing the form and details of and authorizing and directing the sale and delivery of General Obligation Bonds, Series 2020-A, of the City of Dodge City, Kansas; previously authorized by Ordinance No. 3738 of the issuer; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith was approved on a motion by Commissioner Kent Smoll. Commissioner Joseph Nuci seconded the motion. The motion carried 5 - 0.

**Resolution No. 2020-22:** A Resolution authorizing and directing the issuance, sale and delivery of General Obligation Temporary Notes, Series 2020-1, and Taxable General Obligation Temporary Notes, Series 2020-2, of the City of Dodge City, Kansas; providing for the levy and collection of an annual tax if necessary, for the purpose of paying the principal of and interest on said notes as they become due; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith was approved on a motion by Commissioner Kent Smoll. Commissioner Joseph Nuci seconded the motion. The motion carried 5 - 0.

#### **UNFINISHED BUSINESS**

#### **NEW BUSINESS**

1. Commissioner Joseph Nuci moved to approve the agreement to terms regarding 5 Year Pop-Out Warranty with Pavers Inc. Commissioner Brian Delzeit seconded the motion. The motion carried 5 - 0.
2. Commissioner Kent Smoll moved to approve quote from Victory Electric in the amount of \$31,932.30 to install 4 LED street lights in the Wagon Wheel #3 Sub-Division. Commissioner Brian Delzeit seconded the motion. The motion carried 5 - 0.
3. Commissioner Brian Delzeit moved to approve the Plat for Dodge City Industrial Park Tract 4. Commissioner Joyce Warshaw seconded the motion. The motion carried 5 - 0.
4. Commissioner Brian Delzeit made a motion to approve the Temporary Alcohol Consumption for the Sungard Aquatics, Long Branch Lagoon with the exception that Sungard Aquatics limits the attendees to 100. Commissioner Joseph Nuci seconded the motion. The motion carried 3 – 2 with Commissioner Rick Sowers and Joyce Warshaw voting no.

#### **OTHER BUSINESS**

Ray Slattery, Director of Engineering gave an update on the Bio Gas Plant.

Ernestor De La Rosa, Assistant City Manager said that the Warrior Project was selected for the International City/County Management Association 2020 stability local government excellence program. City Manager will be receiving the reward and local government Excellence Award. It will also be featured in the Public Management Magazine in October of 2020.

#### **EXECUTIVE SESSION**

At 8:25 p.m. Commissioner Kent Smoll moved to recess into Executive Session pursuant to the preliminary discussion related to the acquisition of real property, exception found in K.S.A. 75-4319(b)(6). The justification for closing the meeting is to protect the City's position in the negotiations. The open meeting will resume in 10 minutes at 8:35 p.m. The Commission will not take action upon returning to the open session and prior to adjournment. The executive session will include Commissioners, City Manager, Nick Hernandez, Attorney Brad Ralph, and Ray Slattery, Director of Engineering. Commissioner Brian Delzeit seconded the motion. The motion carried 5 -0.

#### **ADJOURNMENT**

Commissioner Kent Smoll made a motion to adjourn the meeting. Commissioner Brian Delzeit seconded the motion. The motion carried 5 – 0.

ATTEST:

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Joyce Warshaw, Mayor

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Connie Marquez, City Clerk

# 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

| <b>SECTION 1 – LICENSE TYPE</b>  |                    |   |  |
|--|--------------------|---|--|
| Check One: <input type="checkbox"/> New License <input checked="" type="checkbox"/> Renew License <input type="checkbox"/> Special Event Permit  |                    |   |  |
| Check One:<br><input type="checkbox"/> License to sell cereal malt beverages for consumption on the premises.<br><input checked="" type="checkbox"/> License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises. |                    |   |  |
| <b>SECTION 2 – APPLICANT INFORMATION</b>   |                    |   |  |
| Kansas Sales Tax Registration Number (required): <u>004-731220756F01</u>   |                    |   |  |
| I have registered as an Alcohol Dealer with the TTB. <input checked="" type="checkbox"/> Yes (required for new application)  |                    |   |  |
| Name of Corporation<br><u>Love's Travel Stops &amp; Country Stores, Inc.</u>   |                    | Principal Place of Business<br><u>Love's Country Store #58</u>  |  |
| Corporation Street Address<br><u>10601 North Pennsylvania Avenue</u>   |                    | Corporation City<br><u>Oklahoma City</u>  | State<br><u>OK</u> Zip Code<br><u>73120</u>  |
| Date of Incorporation<br><u>December 29, 1986</u>  |                    | Articles of Incorporation are on file with the Secretary of State. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No                                |  |
| Resident Agent Name<br><u>CT Corporation</u>   |                    | Phone No.<br><u>(785) 233-0593</u>  |  |
| Residence Street Address<br><u>515 S. Kansas Avenue</u>  |                    | City<br><u>Topeka</u>   | State<br><u>KS</u> Zip Code<br><u>669603</u> |
| <b>SECTION 3 – LICENSED PREMISE</b>  |                    |   |  |
| Licensed Premise<br>(Business Location or Location of Special Event)   |                    | Mailing Address<br>(If different from business address)   |  |
| DBA Name<br><u>Love's Country Store #58</u>  |                    | Name<br><u>Love's Travel Stops &amp; Country Stores, Inc.</u>   |  |
| Business Location Address<br><u>1108 W. Wyatt Earp</u>   |                    | Address<br><u>Attn: Licensing, P.O. Box 26210</u>   |  |
| City<br><u>Dodge City</u>  | State<br><u>KS</u> | City<br><u>Oklahoma City</u>  | State<br><u>OK</u> Zip<br><u>73126</u>       |
| Business Phone No.<br><u>(620) 225-0654</u>  |                    | <input checked="" type="checkbox"/> Applicant owns the proposed business location.<br><input type="checkbox"/> Applicant does not own the proposed business location. |  |
| Business Location Owner Name(s)<br><u>Love's Travel Stops &amp; Country Stores, Inc.</u>   |                    |   |  |
| <b>SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK</b>   |                    |   |  |
| List each person and their spouse*, if applicable. Attach additional pages if necessary.   |                    |   |  |
| Name<br><u>Thomas Eugene Love</u>  |                    | Position<br><u>Executive Chairman</u>   |  |
| Residence Street Address<br><u>6824 NW Grand Blvd.</u>   |                    | City<br><u>Oklahoma City</u>  | State<br><u>OK</u> Zip Code<br><u>73126</u>  |
| Spouse Name  |                    | Position  |  |
| Residence Street Address   |                    | City  | State<br><u>OK</u> Zip Code                  |
| Name<br><u>Gregory Michael Love</u>  |                    | Position<br><u>Co-CEO</u>   |  |
| Residence Street Address<br><u>7520 Nichols Road</u>   |                    | City<br><u>Oklahoma City</u>  | State<br><u>OK</u> Zip Code<br><u>73120</u>  |
| Spouse Name  |                    | Position  |  |
| Residence Street Address   |                    | City  | State<br><u>OK</u> Zip Code                  |
| Name<br><u>Judith McCarthy Love</u>  |                    | Position<br><u>Secretary</u>  |  |
| Residence Street Address<br><u>6824 NW Grand Blvd.</u>   |                    | City<br><u>Oklahoma City</u>  | State<br><u>OK</u> Zip Code<br><u>73126</u>  |
| Spouse Name  |                    | Position  |  |
| Residence Street Address   |                    | City  | State<br><u>OK</u> Zip Code                  |



# Memorandum

**To:** Nick Hernandez, City Manager and City Commissioners  
**From:** Ray Slattery, PE, Director of Engineering Services  
**Date:** July 22, 2020  
**Subject:** Memorial Stadium Sewer Repairs, South Parking Lot, SS2001  
**Agenda Item:** Consent Calendar

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**Recommendation:** Approve Change Order #1 of the Memorial Stadium Sewer Repairs in the amount of \$7,486.40.

**Background:** The 12" City interceptor sewer line under the parking lot that is in need of repair was installed in the mid 1950's. At that time due to future plans for the property; cast iron pipe was used for this portion of the line under the parking lot. This 12" interceptor continues north under Memorial Stadium to the 1st Ave. and Layton Intersection. All the sewer generated from Layton south in between 6th Ave. to Central Ave., including the Village Square Mall, Gibson Mall, and Central Ave. to university Dr./Soule St. along with the 3 schools in the area and Civic Center/new Administration Building flow through this section of pipe. Over the years due to the pipe being Cast-Iron, mineral buildup (Tuberculation) has taken place in the pipe restricting flow. Late last year PEC was hired to study this sewer interceptor from Comanche St. to Morgan Blvd. As part of the study, the pipe was cleaned and videoed to determine the condition and what repairs were needed, if any. When crews started the cleaning process they found that they could not clean the cast-iron section of pipe due to the buildup with standard cleaning processes. Heavy mechanical cleaning could be done but the crews performing the cleaning believed the cast iron was too brittle and the pipe would fracture. In late January, PEC returned their findings of the study and determine one option would be to replace the cast iron section of pipe with new PVC pipe. The remaining sections of line from Comanche St. to Morgan Blvd. will need to be lined with a poly liner in the near future. Knowing that the School District had planned improvements to the stadium itself and the condition of the cast iron pipe section, staff decided to move forward with the recommendation to replace the cast iron pipe by means of open trenching. The project was advertised in early March 2020. Bids were opened on March 31, 2020. The commission awarded the project to Building Solutions, LLC at the April 6, 2020 meeting. Work began on the project on June 21, 2020 and was substantially completed on July 10, 2020.

**Justification:** The quantities shown in the Change Order represent actual filed measured quantities. The Overrun of Pavement Excavation and replacement was necessary to provide a safe working environment for the construction crews. Additional pavement had to be removed to provide the proper benching of the trench during construction. The Inlet Protection bid item was deleted from the project.

**Financial Considerations:** The cost of Change Order #1 is \$7,486.40. This additional cost will need to be covered by the Waste Water Fund.

**Purpose/Mission:** With this construction project we will ensure the safety of the public and ongoing improvement of the city's infrastructure.

**Legal Considerations:** By approving this Change order, additional payment will be made to Building Solutions, LLC.

**Attachments:** Change Order #1

# CITY OF DODGE CITY

## Change Order

CONTRACT FOR: Memorial Stadium Sewer Repairs, South Parking Lot

PROJECT NUMBER: SS 2001

CONTRACTOR: Building Solutions, LLC

REQUEST NUMBER: 1

| ITEM DESCRIPTION        | UNIT | CONTRACT OR PREVIOUS QUANTITY | ADJUSTED QUANTITY | AMOUNT OF OVERRUN OR <span style="color: red;">UNDERRUN</span> | CONTRACT UNIT PRICE | NEW UNIT PRICE | DOLLAR AMOUNT OF CHANGE |
|-------------------------|------|-------------------------------|-------------------|--|---------------------|----------------|-------------------------|
| Pavement Excavation     | SY   | 560                           | 711.6             | 151.6  | \$ 13.50            |                | \$ 2,046.60             |
| 6" Pavement Replacement | SY   | 560                           | 712               | 151.6  | \$ 40.50            |                | \$ 6,139.80             |
| Inlet Protection        | Each | 2                             | 0                 | -2   | \$ 350.00           |                | \$ (700.00)             |
|                         |      |                               |                   |  |                     |                |                         |
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|                         |      |                               |                   |  |                     |                |                         |
| <b>NET INCREASE</b>     |      |                               |                   |  |                     |                | <b>\$ 7,486.40</b>      |

RECOMMENDED FOR APPROVAL:

This is to affirm that I have inspected this change in plans and construction and hereby agree to the quantities, unit prices, and amounts shown above.

\_\_\_\_\_  
Ray Slattery, P.E.  
Director of Engineering Services

Contractor: Building Solutions, LLC

\_\_\_\_\_  
Connie Marquez, City Clerk

Mayor or City Manager

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



# Memorandum

**To:** Nick Hernandez, City Manager and City Commissioners  
**From:** Tanner Rutschman, PE, City Engineer  
**Date:** August 3, 2020  
**Subject:** 2020 Asphalt Street Projects, ST 2001  
**Agenda Item:** New Business

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**Recommendation:** Approve the proposal from Klotz Sand Co., Inc. for the construction of the 2020 Asphalt Street Projects. They were the low bidder on the project with a total bid of \$1,945,795.50. This bid is below the Engineer's estimate and the amount budgeted for the project. City staff is recommending approval of the bid from Klotz Sand Co., Inc. and asks permission to adjust quantities to utilize all the funding budgeted for this project.

**Background:** Several of these projects were slated for maintenance/reconstruction as part of the 2020 Street Program which was approved by the Commission earlier this year. When the 2020 Asphalt Street Projects were put out to bid earlier this year, all bids were rejected due to unknown financial implications due to COVID-19. The forecasted financial shortfalls have not come to pass and the Commission made the decision to go back out for bids while allocating an additional \$1.6 million towards the project. The asphalt streets to receive improvements with this project can be visualized in the attached list and map.

**Justification:** The street sections included in this project were selected based on their 2017 PCI score, consultation with Public Works street maintenance, and recent inspection by City staff. Through these resources the streets included in this year's project were determined to have deteriorated beyond the point where minor maintenance would be a viable option to extend the service life of the street.

**Financial Considerations:** This project will be funded through General Obligation Bonds. A total of \$2,100,000 was bonded for this year's projects and City Staff will be working with the contractor to increase quantities to utilize as much of the bonded funds as possible.

**Purpose/Mission:** The completion of this project aligns with the City's core value of ongoing improvement.

**Legal Considerations:** By approving the bid from Klotz Sand Co., Inc. the City will enter into a contract with Klotz Sand Co., Inc. and be responsible to make payments to Klotz Sand Co., Inc.

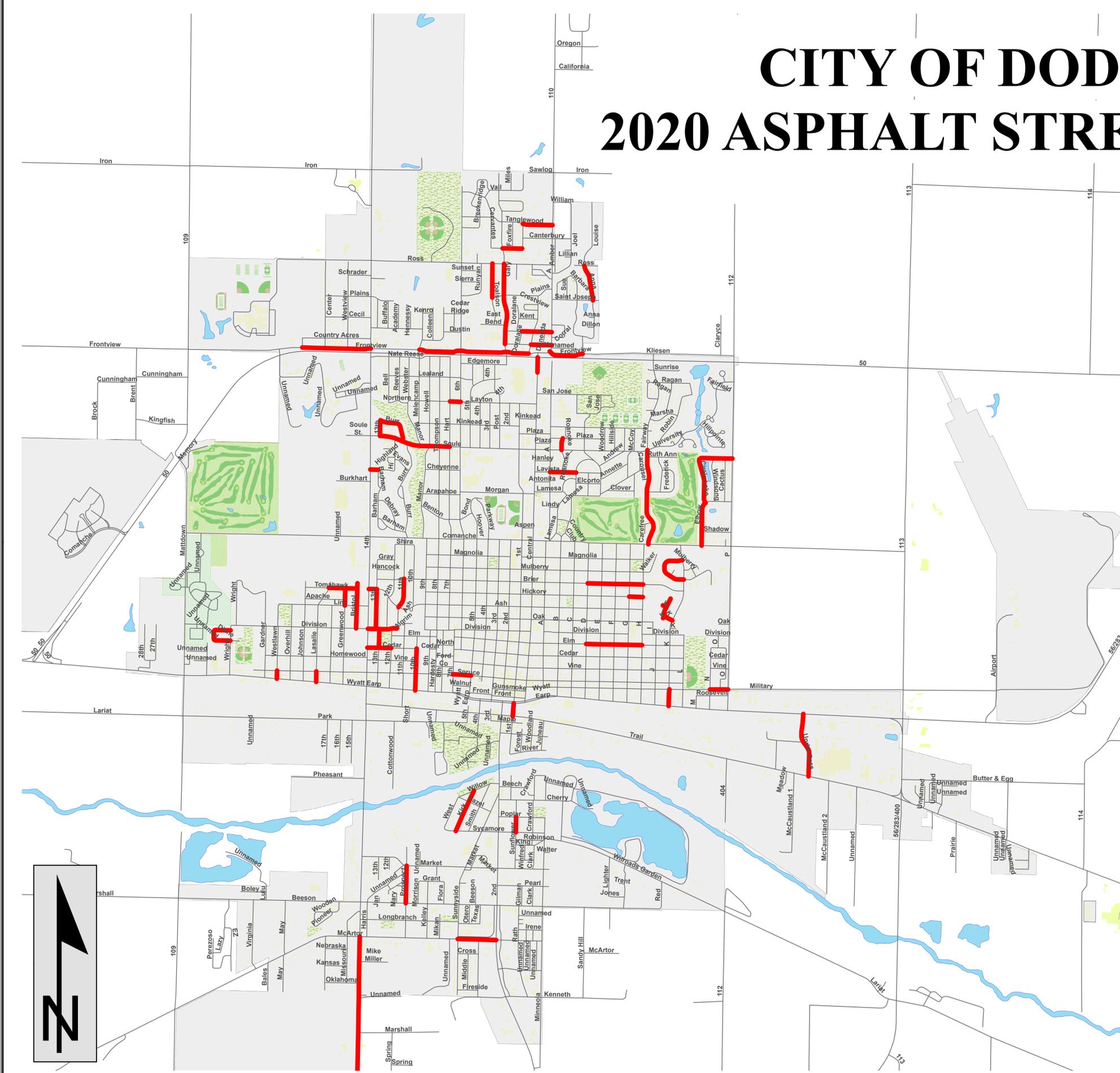
**Attachments:** Project Map with Street List and Bid Tab.

## ASPHALT STREET PROJECT LIST

| ZONE | STREET NAME    | PCI | AHEAD             | BEHIND            |
|------|----------------|-----|-------------------|-------------------|
|      | Central Ave    | 67  | US50 HWY          | SOUTH END         |
|      | Soule St       | 75* | HART ST           | 13TH AVE          |
|      | McArtor Rd     | 44* | S 2ND AVE         | SUNNYSIDE AVE     |
|      | Underpass Rd   | 69  | E WYATT EARP BLVD | E TRAIL ST        |
|      | S 14th Ave     | 48* | MCARTOR RD        | US400/56 HWY      |
|      | 1st Ave        | 46  | WYATT EARP BLVD   | TRAIL ST          |
| 1    | Shirlane St    | 42* | AVE A             | DORALANE AVE      |
| 1    | Mellane St.    | 55* | AVE A             | MARALANE AVE      |
| 1    | Tanglewood Dr  | 46  | AVE A             | CANNERY ROW       |
| 1    | Toalson Ave    | 46* | PLAINS ST         | W ROSS BLVD       |
| 1    | Gary Ave       | 65  | MELLANE ST        | W ROSS BLVD       |
| 1    | Cannery Row    | 56* | CANNERY ROW       | GARY AVE          |
| 1    | Anna Ave.      | 51  | SAINT JOSEPH ST   | E ROSS BLVD       |
| 1    | E Frontview Rd | 50  | KLIESEN ST        | W FRONTVIEW RD    |
| 1    | W Frontview Rd |     | MELLANE ST        | MELENCAMP ST      |
| 1    | W Frontview Rd | 48  | N 14TH AVE        | WEST of CENTER ST |
| 2    | Hi St.         | 51* | N 14TH AVE        | BARHAM BLVD       |
| 2    | Layton St.     | 34  | 6TH AVE           | HART ST           |
| 2    | 13th Ave       | 63  | SOULE ST          | BURR PKWY         |
| 2    | Burr Parkway   | 60* | BURR PARKWAY      | 13TH AVE          |
| 3    | Circle Lake Dr | 56* | AVE P             | ELBOW BEND        |
| 3    | Elbow Bend     | 55  | E COMANCHE ST     | CIRCLE LAKE DR    |
| 3    | Fairway Dr     | 45* | E COMANCHE ST     | UNIVERSITY DR     |
| 3    | Lavista Blvd   | 37  | CRESCENT DR       | AVE A             |
| 3    | Roanoke Rd     | 29  | UNIVERSITY DR     | E PLAZA AVE       |
| 4    | Lasalle St     | 52  | W WYATT EARP BLVD | W SPRUCE ST       |
| 4    | W Cedar St.    | 39* | 12TH AVE          | N 14TH AVE        |
| 4    | W Spruce St    |     | 7TH AVE           | 100' EAST         |
| 4    | 11th Ave       | 69  | W ASH ST          | W BRIER ST        |
| 4    | 12th Ave       | 65  | W SPRUCE ST       | VINE ST           |
| 4    | W Division St. | 45  | 11TH AVE          | 14TH AVE          |
| 4    | Diane Dr       | 55  | WRIGHT AVE        | WRIGHT AVE        |
| 4    | Bristol Ave    | 59* | NORTH END         | DIVISION ST       |
| 4    | Tomahawk Rd    | 39  | BRISTOL AVE       | LASALLE ST        |
| 4    | 10th Ave       | 39* | W WYATT EARP BLVD | W CEDAR ST        |
| 4    | 13th Ave       | 38  | W CEDAR ST        | W DIVISION ST     |
| 4    | 13th Ave       | 49  | W DIVISION ST     | W ASH ST          |
| 4    | Greenwood Ave  | 60* | LINN ST           | TOMAHAWK RD       |
| 4    | Westlawn Ave   | 36  | SPRUCE ST         | W WYATT EARP BLVD |
| 4    | W Ash St.      | 69  | 13TH AVE          | N 14TH AVE        |
| 5    | Ave K          | 41  | E WYATT EARP BLVD | MILITARY AVE      |
| 5    | Ave K Ct       | 47* | AVE K             | END               |
| 5    | E. Ash St      |     | AVE H             | AVE G             |
| 5    | Mulberry Cir   | 53  | AVE K             | AVE K             |
| 5    | Military Ave   | 59* | AVE N             | AVE P             |
| 5    | Elm St         | 58* | AVE D             | AVE H             |
| 5    | E Brier St.    | 53* | AVE D             | AVE H             |
| 6    | Sunflower Ave  | 15  | E SYCAMORE ST     | POPLAR ST         |
| 6    | Prospect Ave.  | 64* | MARKET ST         | BEESON RD         |
| 6    | Kirk St        | 51* | WILLOW ST         | W SYCAMORE ST     |

# CITY OF DODGE CITY

## 2020 ASPHALT STREET PROJECTS



| ASPHALT STREET PROJECT LIST |                |     |                   |                   |
|-----------------------------|----------------|-----|-------------------|-------------------|
| ZONE                        | STREET NAME    | PCI | AHEAD             | BEHIND            |
|                             | Central Ave    | 67  | US50 HWY          | SOUTH END         |
|                             | Soule St       | 75* | HART ST           | 13TH AVE          |
|                             | McArtor Rd     | 44* | S 2ND AVE         | SUNNYSIDE AVE     |
|                             | Underpass Rd   | 69  | E WYATT EARP BLVD | E TRAIL ST        |
|                             | S 14th Ave     | 48* | MCARTOR RD        | US400/56 HWY      |
|                             | 1st Ave        | 46  | WYATT EARP BLVD   | TRAIL ST          |
| 1                           | Shirlane St    | 42* | AVE A             | DORALANE AVE      |
| 1                           | Mellane St.    | 55* | AVE A             | MARALANE AVE      |
| 1                           | Tanglewood Dr  | 46  | AVE A             | CANNERY ROW       |
| 1                           | Toalson Ave    | 46* | PLAINS ST         | W ROSS BLVD       |
| 1                           | Gary Ave       | 65  | MELLANE ST        | W ROSS BLVD       |
| 1                           | Cannery Row    | 56* | CANNERY ROW       | GARY AVE          |
| 1                           | Anna Ave.      | 51  | SAINT JOSEPH ST   | E ROSS BLVD       |
| 1                           | E Frontview Rd | 50  | KLIESEN ST        | W FRONTVIEW RD    |
| 1                           | W Frontview Rd |     | MELLANE ST        | MELENCAMP ST      |
| 1                           | W Frontview Rd | 48  | N 14TH AVE        | WEST OF CENTER ST |
| 2                           | Hi St.         | 51* | N 14TH AVE        | BARHAM BLVD       |
| 2                           | Layton St.     | 34  | 6TH AVE           | HART ST           |
| 2                           | 13th Ave       | 63  | SOULE ST          | BURR PKWY         |
| 2                           | Burr Parkway   | 60* | BURR PARKWAY      | 13TH AVE          |
| 3                           | Circle Lake Dr | 56* | AVE P             | ELBOW BEND        |
| 3                           | Elbow Bend     | 55  | E COMANCHE ST     | CIRCLE LAKE DR    |
| 3                           | Fairway Dr     | 45* | E COMANCHE ST     | UNIVERSITY DR     |
| 3                           | Lavista Blvd   | 37  | CRESCENT DR       | AVE A             |
| 3                           | Roanoke Rd     | 29  | UNIVERSITY DR     | E PLAZA AVE       |
| 4                           | Lasalle St     | 52  | W WYATT EARP BLVD | W SPRUCE ST       |
| 4                           | W Cedar St.    | 39* | 12TH AVE          | N 14TH AVE        |
| 4                           | W Spruce St    |     | 7TH AVE           | 100' EAST         |
| 4                           | 11th Ave       | 69  | W ASH ST          | W BRIER ST        |
| 4                           | 12th Ave       | 65  | W SPRUCE ST       | VINE ST           |
| 4                           | W Division St. | 45  | 11TH AVE          | 14TH AVE          |
| 4                           | Diane Dr       | 55  | WRIGHT AVE        | WRIGHT AVE        |
| 4                           | Bristol Ave    | 59* | NORTH END         | DIVISION ST       |
| 4                           | Tomahawk Rd    | 39  | BRISTOL AVE       | LASALLE ST        |
| 4                           | 10th Ave       | 39* | W WYATT EARP BLVD | W CEDAR ST        |
| 4                           | 13th Ave       | 38  | W CEDAR ST        | W DIVISION ST     |
| 4                           | 13th Ave       | 49  | W DIVISION ST     | W ASH ST          |
| 4                           | Greenwood Ave  | 60* | LINN ST           | TOMAHAWK RD       |
| 4                           | Westlawn Ave   | 36  | SPRUCE ST         | W WYATT EARP BLVD |
| 4                           | W Ash St.      | 69  | 13TH AVE          | N 14TH AVE        |
| 5                           | Ave K          | 41  | E WYATT EARP BLVD | MILITARY AVE      |
| 5                           | Ave K Ct       | 47* | AVE K             | END               |
| 5                           | E. Ash St      |     | AVE H             | AVE G             |
| 5                           | Mulberry Cir   | 53  | AVE K             | AVE K             |
| 5                           | Military Ave   | 59* | AVE N             | AVE P             |
| 5                           | Elm St         | 58* | AVE D             | AVE H             |
| 5                           | E Brier St.    | 53* | AVE D             | AVE H             |
| 6                           | Sunflower Ave  | 15  | E SYCAMORE ST     | POPLAR ST         |
| 6                           | Prospect Ave.  | 64* | MARKET ST         | BEESON RD         |
| 6                           | Kirk St        | 51* | WILLOW ST         | W SYCAMORE ST     |



**Legend**

 2020 Project Locations

CITY OF DODGE CITY, KANSAS  
 BID TABULATION

PROJECT: 2020 Asphalt Streets Project  
 PROJECT #: ST 2001  
 BID DATE: 07/28/20

CONTRACTOR:  
 Klotz Sand Co., Inc.  
 ADDRESS:  
 P.O. Box 150  
 CITY: Holcomb  
 STATE: Kansas  
 ZIP: 67851  
**LOW BIDDER**

CONTRACTOR:  
 APAC Kansas Inc., Shears Division  
 ADDRESS:  
 PO Box 668  
 CITY: Dodge City  
 STATE: Kansas  
 ZIP: 67801

ENGINEER'S ESTIMATE

| ITEM                     | DESCRIPTION                      | UNIT | QTY    | UNIT PRICE   | AMOUNT          |
|--------------------------|----------------------------------|------|--------|--------------|-----------------|
| <b>STREET QUANTITIES</b> |                                  |      |        |              |                 |
| 1                        | Mobilization                     | L.S. | 1      | \$100,000.00 | \$ 100,000.00   |
| 2                        | Pavement Excavation              | S.Y. | 954    | \$7.50       | \$ 7,155.00     |
| 3                        | Sub-Grade Repair                 | C.Y. | 25     | \$50.00      | \$ 1,250.00     |
| 4                        | 6" Fly-Ash Sub-Grade Preparation | S.Y. | 954    | \$15.00      | \$ 14,310.00    |
| 5                        | Paving Fabric                    | S.Y. | 954    | \$2.50       | \$ 2,385.00     |
| 6                        | 4" HMA Base Course               | Ton  | 224    | \$82.00      | \$ 18,368.00    |
| 7                        | 3.5" HMA Surface Course          | Ton  | 57     | \$82.00      | \$ 4,674.00     |
| 8                        | 2.5" HMA Surface Course          | Ton  | 2496   | \$82.00      | \$ 204,672.00   |
| 9                        | 2" HMA Surface Course            | Ton  | 16580  | \$82.00      | \$ 1,359,560.00 |
| 10                       | Asphalt Patching                 | Ton  | 450    | \$135.00     | \$ 60,750.00    |
| 11                       | 1 1/2" Asphalt Mill              | S.Y. | 114760 | \$2.10       | \$ 240,996.00   |
| 12                       | 4" White Epoxy Pavement Marking  | L.F. | 9107   | \$1.00       | \$ 9,107.00     |
| 13                       | 8" White Epoxy Pavement Marking  | L.F. | 300    | \$2.00       | \$ 600.00       |
| 14                       | 4" Yellow Epoxy Pavement Marking | L.F. | 11449  | \$1.00       | \$ 11,449.00    |
| 15                       | 24" Stop Bar (Epoxy)             | L.F. | 139.5  | \$50.00      | \$ 6,975.00     |
| 16                       | 24" X 8' Crosswalk Bar (Epoxy)   | EA   | 28     | \$120.00     | \$ 3,360.00     |
| 17                       | Left Turn Arrow (Epoxy)          | EA   | 6      | \$275.00     | \$ 1,650.00     |
| 18                       | Right Turn Arrow (Epoxy)         | EA   | 2      | \$275.00     | \$ 550.00       |
| 19                       | Manhole Adjustment               | Each | 20     | \$500.00     | \$ 10,000.00    |
| 20                       | Water Valve Adjustment           | Each | 9      | \$250.00     | \$ 2,250.00     |
| 21                       | Traffic Control                  | L.S. | 1      | \$35,000.00  | \$ 35,000.00    |
| 22                       | Monitoring Well Lid Removal      | Each | 5      | \$1,000.00   | \$ 5,000.00     |
|                          |                                  |      |        |              |                 |
|                          |                                  |      |        |              |                 |

| UNIT PRICE  | CONTRACT AMOUNT |
|-------------|-----------------|
| \$64,000.00 | \$ 64,000.00    |
| \$18.50     | \$ 17,649.00    |
| \$50.00     | \$ 1,250.00     |
| \$8.00      | \$ 7,632.00     |
| \$5.00      | \$ 4,770.00     |
| \$81.00     | \$ 18,144.00    |
| \$81.00     | \$ 4,617.00     |
| \$81.00     | \$ 202,176.00   |
| \$80.00     | \$ 1,326,400.00 |
| \$100.00    | \$ 45,000.00    |
| \$1.70      | \$ 195,092.00   |
| \$0.50      | \$ 4,553.50     |
| \$1.50      | \$ 450.00       |
| \$0.50      | \$ 5,724.50     |
| \$25.00     | \$ 3,487.50     |
| \$200.00    | \$ 5,600.00     |
| \$250.00    | \$ 1,500.00     |
| \$250.00    | \$ 500.00       |
| \$750.00    | \$ 15,000.00    |
| \$750.00    | \$ 6,750.00     |
| \$13,000.00 | \$ 13,000.00    |
| \$500.00    | \$ 2,500.00     |
|             |                 |
|             |                 |

| UNIT PRICE   | CONTRACT AMOUNT |
|--------------|-----------------|
| \$133,765.00 | \$ 133,765.00   |
| \$6.80       | \$ 6,487.20     |
| \$62.00      | \$ 1,550.00     |
| \$13.75      | \$ 13,117.50    |
| \$3.40       | \$ 3,243.60     |
| \$82.65      | \$ 18,513.60    |
| \$89.65      | \$ 5,110.05     |
| \$76.35      | \$ 190,569.60   |
| \$80.80      | \$ 1,339,664.00 |
| \$140.00     | \$ 63,000.00    |
| \$1.72       | \$ 197,387.20   |
| \$0.35       | \$ 3,187.45     |
| \$0.60       | \$ 180.00       |
| \$0.35       | \$ 4,007.15     |
| \$2.50       | \$ 348.75       |
| \$30.00      | \$ 840.00       |
| \$150.00     | \$ 900.00       |
| \$150.00     | \$ 300.00       |
| \$880.00     | \$ 17,600.00    |
| \$600.00     | \$ 5,400.00     |
| \$41,853.00  | \$ 41,853.00    |
| \$215.00     | \$ 1,075.00     |
|              |                 |
|              |                 |

GRAND TOTAL \$ 2,100,061.00

GRAND TOTAL \$ 1,945,795.50

GRAND TOTAL \$ 2,048,099.10

BID SECURITY 5%  
 START DATE 9/29/2020

BID SECURITY 5%  
 START DATE 10/12/2020