

CITY COMMISSION AGENDA

City Hall Commission Chambers

Monday, March 19, 2012

7:00 p.m.

MEETING #4881

CALL TO ORDER

ROLL CALL

INVOCATION by Pastor Joel Tuche of Nueva Esperanza Church

PLEDGE OF ALLEGIANCE

PUBLIC HEARING

Establishment of STAR Bond District

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 Meeting minutes, March 6, 2012; and
2. Appropriation Ordinance No. 6, March 19, 2012
3. Cereal Malt Beverage License
 - a. El Korita Restaurant, 2001 W. Wyatt Earp Blvd.

ORDINANCES & RESOLUTIONS

Resolution No. 2012-09: A Resolution Establishing Fees and Rates for Water Utility Service for the City of Dodge City. Report by City Clerk/Director of Finance, Nannette Pogue.

Resolution No. 2012-10: A Resolution Establishing Fees and Rates for Sanitary Sewer Service for the City of Dodge City. Report by City Clerk/Director of Finance, Nannette Pogue.

Resolution No. 2012-11: A Resolution Establishing Fees and Rates for Solid Waste Collection Service for the City of Dodge City. Report by City Clerk/Director of Finance, Nannette Pogue.

Resolution No. 2012-12: A Resolution Establishing Fees and Rates for Storm Water Utility Service for the City of Dodge City. Report by City Clerk/Director of Finance, Nannette Pogue.

Resolution No. 2012-13: A Resolution of the Governing Body of the City of Dodge City, Kansas Determining That the City is Considering Establishing a Rural Housing Incentive District Within the City and Adopting a Plan For the Development of Housing and Public Facilities in Such Proposed District; Establishing the Date and Time of a Public Hearing on Such Matter, and Providing for the Giving of Notice of Such Public Hearing. (La Estancia Partners LLC Project Phase II & III). Report by Assistant City Manager, Cherise Tieben.

Ordinance No. 3527: An Ordinance of the City Commission of the City of Dodge City, Kansas, Establishing a STAR Bond Project District Within the City and Making Certain Findings in Conjunction Therewith. Report by City Manager, Ken Strobel.

Ordinance No. 3528: An Ordinance Establishing No Parking Zone and Loading Zone in the Vicinity of a Public School, Repealing Conflicting Ordinance and Providing Penalties for the Violation of the Provisions of this Ordinance. Report by Director of Engineering, Ray Slattery.

Ordinance No. 3529: An Ordinance Directing the Installation of a Stop Sign at Both Intersections of Corral Way and Avenue A and Brier Street and Avenue K and Brier Street and Avenue H and Providing Penalties for the Violation of the Provisions of this Ordinance. Report by Director of Engineering, Ray Slattery.

UNFINISHED BUSINESS

NEW BUSINESS

1. Approval of Change Order with UCI for the Reuse/Irrigation Project. Report by Director of Engineering, Ray Slattery.

OTHER BUSINESS

ADJOURNMENT

CITY COMMISSION MINUTES

City Hall Commission Chambers

Tuesday, March 6, 2012

7:00 p.m.

MEETING #4880

CALL TO ORDER

ROLL CALL: Mayor Rick Sowers, Commissioners Monte Broeckelman and Jim Sherer. Commissioners Michael Weece and Kent Smoll were both absent.

INVOCATION by Pastor Joel Tuche of Nueva Esperanza Church

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

Problem Gambling Awareness Week Proclamation was presented

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, February 20, 2012;
2. Approval of City Commission Meeting minutes, February 20, 2012;
3. Approval of Joint City/County Meeting minutes, February 29, 2012;
4. Appropriation Ordinance No. 5, March 6, 2012;
5. Approval of Disadvantage Business Enterprise Program

Commissioner Jim Sherer moved to approve the Consent Calendar as presented, seconded by Commissioner Monte Broeckelman. The motion carried 3-0.

UNFINISHED BUSINESS

NEW BUSINESS

1. Commissioner Monte Broeckelman moved to not fund the Lobbying Funds. Motion died for lack of second. Lobbying Funds for Amtrak's Southwest Chief in the amount of \$20,000 was approved on a motion by Commissioner Jim Sherer, seconded by Mayor Rick Sowers. Motion carried 2-1, Commissioner Monte Broeckelman voted no.

2. The Final Plat for Gladden Homes Addition was approved on a motion by Mayor Rick Sowers, seconded by Commissioner Jim Sherer. Motion carried 3-0.

OTHER BUSINESS

City Manager, Ken Strobel:

- Police & Sheriff Awards Ceremony was held on Saturday; and
- Dodge City Night in Topeka was held Monday night, thanks to National Beef for the steaks.

Commissioner, Jim Sherer:

- Attended League of Kansas Municipalities Meeting in Topeka;
- Will attend National League of Cities next week in Washington D.C.; and
- Thanked Staff.

Mayor, Rick Sowers:

- Condolences to Rochell Banning family;
- Commented and thanked Police for their efforts and it was a nice ceremony; and
- Thanked everyone's efforts at Dodge City Night in Topeka.

ADJOURNMENT: Commissioner Monte Broeckelman moved to adjourn the meeting; Commissioner Jim Sherer 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 Dodge City

SECTION 1 - LICENSE TYPE

Check One: New License Renew License Special Event Permit

Check One:
 License to sell cereal malt beverages for consumption on the premises.
 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 <u>Julie E. Sosa</u>	Phone No. <u>(620) 682-0738</u>	Date of Birth <u>6-25-76</u>
Residence Street Address <u>1100 W Elm St</u>	City <u>Dodge City</u>	Zip Code <u>67801</u>

Applicant Spousal Information

Spouse Name <u>Feliciano Sosa</u>	Phone No. <u>(620) 682-0738</u>	Date of Birth <u>6-09-71</u>
Residence Street Address <u>1100 W. Elm St.</u>	City <u>Dodge City</u>	Zip Code <u>67801</u>

SECTION 3 - LICENSED PREMISE

Licensed Premise (Business Location or Location of Special Event)	Mailing Address (If different from business address)
DBA Name <u>El Korita Restaurant</u>	Name <u>Monica Hernandez</u>
Business Location Address <u>2001 W. Wyatt Earp Blvd</u>	Address <u>1104 Ave A</u>
City <u>Dodge City</u> State <u>KS</u> Zip <u>67801</u>	City <u>Dodge City</u> State <u>KS</u> Zip <u>67801</u>
Business Phone No. <u>(620) 391-6008</u>	<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.
Business Location Owner Name(s) <u>Monica Hernandez</u>	

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>14</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 checked="" type="checkbox"/> No
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

Memorandum

To: City Manager
Assistant City Manager
City Commissioners

From: Nannette Pogue

Date: March 16, 2012

Subject: Utility Service Rates

Agenda Item: Ordinances and Resolutions

Recommendation: I recommend the approval of: Resolution No. 2012-09, setting fees for the water utility; Resolution No. 2012-10, setting fees for the sanitary sewer service, Resolution No. 2012-11, setting fees for solid waste collection; and Resolution No. 2012-12, setting fees for the storm water utility service for the City of Dodge City.

Background: In March of 1992 the City Commission adopted Ordinance No. 2997 that sets forth an annual review of utility rates. Rates for utility service are set by the City Commission through adoption of the appropriate ordinance. City Code requires the commission to review rates annually to ensure adequate income is received to cover operational maintenance, capital and debt requirements. At a minimum, the rates for each utility shall be adjusted by the amount of increase in the Consumer Price Increase, (CPI), for the Midwestern part of the U.S. The CPI is tabulated by the Bureau of Labor Statistics in Kansas City, KS. Information received from the Bureau in October, 2011, indicates that the Dodge City area had an annual increase of 3.3% in 2011. From this figure, the City of Dodge City will base their increase for water, wastewater, solid waste services and drainage for 2012. The increase in water is 3.3%. The sewer rate will increase by 3.3% plus a \$4.00 increase in the sewer monthly service charge. The accelerated increase in the monthly service charge is to cover debt payments for the construction of the north wastewater treatment plant. Both the sanitary sewer and drainage fees have a proposed increase of 3.3%.

Justification: The fee increases are part of an annual review of the fees to ensure adequate income is received to cover the costs of operation, capital and debt.

Additional Information: All fees including Industrial fees have been increased for the sanitary sewer fund. This will necessitate an adjustment to the National Beef bill beginning in April, 2012. In addition to the fee increase, I recommend combining the Water and Wastewater Funds. This will give us the opportunity to use both revenue streams for payment of debt obligations. I have checked with our auditor, financial advisor and bond counsel to make sure there wasn't any reason we couldn't combine the

two systems. When we issued the 2003 bonds to expand the south wastewater treatment plant, the bond documents actually shows that the two systems were combined for financial purposes.

On a future City Commission agenda, we will propose hook up fees for the sewer system.

Financial Considerations: As the operational costs increase, the fees will keep pace to cover the costs of operations, debt payments and capital costs. Other steps will need to be taken to insure the wastewater revenues are adequate to cover future bond payments.

Purpose/Mission: On-going improvement of the City's utility systems

Legal Considerations: None

Attachments: 1. Resolutions; 2. Spreadsheet that illustrates current rates vs. proposed rates; 3. Illustration of customer accounts; 4. a list of rates from other similar size cities in Kansas.

RESOLUTION NO. 2012-09

A RESOLUTION ESTABLISHING FEES AND RATES FOR WATER UTILITY SERVICE FOR THE CITY OF DODGE CITY.

WHEREAS, for the peace, health, safety, and welfare of the citizens of Dodge City, it is deemed necessary for the City to provide water utility service to its citizens; and

WHEREAS, it is necessary for each and every resident using the water utility of Dodge City to pay a fair and equitable share of the cost of operation for said utility; and

WHEREAS, Chapter 15, Article I, Section 123 requires the rates for water usage by all residents of the City to be set annually by Commission Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Dodge City, Kansas, that the following shall be the fee schedule for Water Utility Service in Dodge City.

Section 1: REPEAL: Resolution 2011-09; adopted on the 4th day of April, 2011, is hereby repealed.

Section 3: RATES ESTABLISHED:

A. Fees for residents within the corporate limits of the City of Dodge City:

New Service Connection Fee	\$26.00
New service connection fee	\$52.00
After normal business hours, Saturdays, Sundays and Holidays	
Monthly Base Fee	\$ 7.65
Cost per thousand Gallons water	\$ 2.04
Kansas Water Protection fee	
Per thousand gallons water	\$.032
Commercial Tax	8.95%

B. Fees for the residents within the service area of the City of Wright shall be the same as those listed above, plus any additional fees that were established when the City of Wright was originally provided with water service through the City of Dodge City's Water Utility.

- C. Fees will be one and one half times outside the corporate limits of Dodge City or the area serviced by the Wright Improvement District.

Section 4: LATE FEE: All bills for utility services furnished by the City are payable as specified under Chapter 15, Article I, Section 124. Failure to pay the total utility bill on the required date will result in a charge equal to 10% of the bill.

Section 5: DELINQUENCY FEE: a delinquency fee of \$40.00 will be charged to the past due account if not paid by the reminder due date

Section 6: RESTORATION OF SERVICE AFTER DISCONTINUANCE: Should the utility services be discontinued for being delinquent as outlined in Chapter 15, Article 1, Section 127, service shall be restored upon the payment of all rates, charges, penalties, and delinquency fees due. An additional charge for restoring service on Saturdays, Sundays and holidays is \$15.00.

Section 7: A fee of \$25.00 shall be charged to shut off water service for repair.

Section 8. New utility service applications will be required to provide a current signed and dated lease agreement prior to utility service being granted. The lease agreement will have the current lessee's name that is applying for utility service plus the landlord's name, address and phone number. The lease agreement shall be signed by both parties with current dates. Copies of the lease agreement will be required. If the applicant is delinquent for prior utility services, all delinquent accounts shall be paid and current before utility services is granted.

Section 9. EFFECTIVE DATE: The rates specified hereinabove shall be come effective during the month of April, 2012 as appropriate and upon its adoption by the City Commission and publication in the official City newspaper.

PASSED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY, KANSAS,
this 19th day of March, 2012.

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, City Clerk

RESOLUTION NO. 2012-10

A RESOLUTION ESTABLISHING FEES AND RATES FOR SANITARY SEWER SERVICE FOR THE CITY OF DODGE CITY.

WHEREAS, for the peace, health, safety, and welfare of the citizens of Dodge City, it is deemed necessary for the City to provide wastewater collection and treatment service to its citizens; and

WHEREAS, such wastewater collection and treatment services includes residential, commercial, and industrial users; and

WHEREAS, Federal Regulations require that all users pay a fair and equitable share of the collection of wastewater and for the costs of treatment plant construction, operation and maintenance, and replacement costs.,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Dodge City, Kansas, that the following shall be the fee schedule for Sewer Service in Dodge City.

Section 1: REPEAL: Resolution 2011-12; adopted on the 4th day of April, 2011, is hereby repealed.

Section 2: SEWER USE FEES:

Sewer use fees to pay for the cost of collection and treatment of wastewater, for operation and maintenance of the wastewater collection and treatment system and for the cost of replacement of components of the system shall be established, as set forth herein below:

2.1 Residential Customers

Monthly Service charge	\$15.45
Monthly volume charge per 1,000 gallons	\$2.09

2.2 Mobile Home Parks served by master meter (s)

Monthly service charge	\$15.45
Master meter monthly accumulative reading, Q, multiplied by \$2.09 per 1,000 gallons	A= (Q) (2.09) (1000)
Total Bill =	T= \$15.45 + A

2.3 Commercial Customers with wastewater having strengths not exceeding 300 mg/1 of five day biological oxygen demand (BOD) or 700 mg/1 of total dissolved solids (TDS) per day:

Monthly service charge	\$15.45
Monthly volume charge per 1,000 gallons	\$2.09

2.4 Industrial Customers and Commercial Customers exceeding the BOD and TDS limits set forth in 2.3 hereinabove but not using the City sewer system:

Monthly service charge	\$15.45
Monthly volume charge per 1,000 gallons	\$2.09
Monthly 5 day BOD charge per lb.	\$0.1088
Monthly TDS charge, per lb.	\$0.0668

2.5 Industrial Customers and Commercial customers exceeding the BOD and TDS limits set forth in 2.3 hereinabove and who use the City sewer system shall pay both a monthly service charge, and a monthly volume and strength charge as specified:

Monthly service charge	\$15.45
Monthly volume charge	\$2.09
Monthly 5 day BOD charge per lb.	\$0.1088
Monthly TDS charge, per lb.	\$0.0668

The calculation of the strength charges for BOD and TDS shall be made as follows:

$$SBOD = V_s \times 8.34 \times CBOD \times BOD$$

$$STDS = V_s \times 8.34 \times CTDS \times TDS$$

$$ST = SBOD + STDS$$

Where:

SBOD shall be the strength charge attributable to 5 day biochemical demand

STDS shall be the strength charge attributable to the Total Dissolved Solids

V_s shall be the wastewater volume in million gallons

8.34 shall be the weight of water, pounds per gallon

CBOD shall be the unit charge for 5 day Biochemical Oxygen Demand in dollars per pound

CTDS shall be the unit charge for Total Dissolved Solids in dollars per pound

BOD shall mean five day BOD in mg/l

TDS shall mean Total Dissolved Solids in mg/l

2.6 Dodge City Cheese, which is an industrial customer, has negotiated the following rate to discharge a high volume of wastewater that may exceed the limits allowed for industrial customers. The rate structure is based on a daily discharge of 450,000 gallons of wastewater.

Volume charge if flow <15 million gallons	\$1,999 per million gallons
Volume charge if flow >15 million gallons	\$3,998 per million gallons > 15 MGAL
BOD ₅ >50,666 lbs per month	\$0.0413 per pound above parameter
TSS>39,407 lbs per month	\$0.0413 per pound above parameter
TDS>78,813 lbs per month	\$0.0413 per pound above parameter
O&G>112,590 lbs per month	\$0.0413 per pound above parameter
Sodium>22,518 lbs per month	\$0.0413 per pound above parameter
Chlorides>22,518 lbs per month	\$0.0413 per pound above parameter

3.0 OTHER TYPES OF CONTRIBUTORS

Any person desiring to use the wastewater treatment system by transporting liquid matter to said system by a means other than through the sewer system may do so if the quantity, quality, type, and character of the liquid waste to be deposited in the system is of a type permitted under the laws of the City, and consists solely of organic or biodegradable waste from septic tanks and cesspools.

Such fees shall be based on two factors, a flat fee designed to pay for testing and the cost of administration and billing and a volume charge.

To simplify the administration and accounting for the material dumped, the volume charge will be based on the total volume of the tank used, rather than a measurement of the actual volume of material in the tank. The OMI staff has the right to measure any tank to determine the volume if there is any question about the reported volume.

The septage disposal fee shall be as follows:

Flat fee for administration and testing	\$34.35
Volume charge	\$ 0.1472 per gallon

4.0 EXTRA MONITORING FOR HIGH STRENGTH WASTES

When regulations require monitoring of wastewater from any user, whether for extra strength or for high discharges, that user shall pay a monitoring charge consisting of all costs for personnel,

materials and equipment necessary to collect and analyze samples of the wastewater and shall also pay an additional administrative charge of 10% of the cost of collection and analysis.

5.0 PERMIT APPLICATION FEES

All applicants required to obtain a Wastewater Contribution Permit shall pay permit fee, at the time their application is filed with the City, of \$100.00 to cover the costs of checking and processing said Application. No application shall be accepted by the City unless the fee is paid at the time of filing.

6.0 EFFECTIVE DATE: The rates specified hereinabove shall be come effective during the month of April, 2012 as appropriate and upon its adoption by the City Commission and publication in the official City newspaper.

PASSED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY, KANSAS, the 19th day of March, 2012.

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, City Clerk

RESOLUTION NO. 2012-11

A RESOLUTION ESTABLISHING FEES AND RATES FOR SOLID WASTE COLLECTION SERVICE IN THE CITY OF DODGE CITY

WHEREAS, for the peace, health, safety, and welfare of the citizens of Dodge City, it is deemed necessary for the City to provide Solid Waste Collection service to its citizens; and

WHEREAS, such Solid Waste Collection services includes both scheduled and non-scheduled garbage, refuse and trash pickup and disposal, and;

WHEREAS, because of current Ford County Landfill regulations, yard waste must be separated from municipal solid waste, now requiring the City to make separate collections, and;

WHEREAS, it is necessary for each and every citizen of the City of Dodge City to pay a fair and equitable share of the cost of this Solid Waste Collection Service.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Dodge City, Kansas:

Section 1: REPEAL: Resolution 2011-11; adopted on the 4th day of April, 2011, is hereby repealed.

Section 2: SERVICE TO DWELLINGS:

2.1 Dwellings shall include all single family residences, duplexes, or two family dwellings. Fees for dwellings shall be \$16.01 per month per dwelling plus an additional fee of \$1.24 per month per dwelling for recycling and the handling of disposal of household hazardous wastes.

2.2 Multiple family dwellings shall be all residential buildings, except hotels or motels, having three (3) or more separate living units. Fees for multiple family dwellings shall be \$16.01 for the first dwelling unit and \$10.79 for each additional dwelling unit plus an additional fee per month per unit of \$1.24 for recycling and the handling of disposal of household hazardous wastes.

2.3 Special fees. In addition to the base rates provided herein above, special fees shall be charged in those cases where the Sanitation Department personnel shall be required to collect such items as refrigerators, stoves, furniture, etc., and large accumulations of trash or metal. In addition, trash placed by either the poly-kart or dumpster will also be subject to an additional charge.

2.4 Commercial rate. The commercial rate will apply to landlords, contractors, or any other type of business that would require pick up of large accumulations of trash

Special fees for some items are as follows:

ITEM	FEE
Refrigerators	\$5.00 plus any fee for disposal of compressor or refrigerant
Freezers	\$5.00 plus any fee for disposal of compressor or refrigerant
Air Conditioners	\$5.00 plus any fee for disposal of compressor or refrigerant
Stoves, dishwashers or other white goods	\$5.00 per item
Metal goods	\$5.00 per item
Furniture, Mattresses, Carpet, or other large household items	\$5.00 per item
Bagged or loose trash not in poly-kart or dumpster	\$1.00 per 40 lb. Bag
Should there be more than three (3) items placed at curb for special pickup, these items will be considered as a bulky accumulation and subject to that charge.	
Trees and other large brush accumulations and other bulky large accumulations	Minimum of \$25.00 per load plus \$12.50 per hour plus landfill charges
Alley Cleanup	Minimum of \$25.00 per load plus \$12.50 per hour plus landfill charges
Late Pickup	A \$2.00 charge for pickup of items and karts not placed at the curb by 7:00 a.m. on the scheduled day for pickup
Commercial Rates as follows:	
Large accumulations of brush, loose or bagged household trash, and other bulky large accumulations	\$40.00 per load plus \$25.00 per hour plus landfill fees
Special Cleanup Fee	\$100 per hour equipment fee plus \$25 per hour staff fee plus landfill charges and any other costs associated to the cleanup

Section 3. SERVICE TO HOME OCCUPATIONS

Home occupations and similar activities, but not including child care facilities shall pay a \$16.01 per month fee for the residence and shall also pay an additional \$16.01 per month fee for service to the home occupation. Such home occupations shall also pay an additional \$1.24 each for the residence and for the home occupation for recycling and the handling and disposal of household hazardous wastes.

Section 4. SPECIAL CONDITIONS

Any special conditions not included in the above rate schedule shall be determined by the Superintendent of Public Works, subject to the approval of the Governing Body.

Section 5. YARD WASTE

As the Ford County Landfill requires that all yard wastes be separated from solid waste and that all yard wastes cannot be bagged, the City of Dodge City requires all residents desiring to have their yard waste disposed of by the City shall rent a container, provided by the City, for a cost of \$2.55 per month. Residents may dispose of yard waste by bagging the waste. Bags may not weigh more than 40 lbs. when full. Crews will pick up the bags for \$1.00 per bag.

Section 6. EFFECTIVE DATE: The rates specified hereinabove shall be come effective during the month of April, 2012 as appropriate and upon its adoption by the City Commission and publication in the official City newspaper.

PASSED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY, KANSAS, the 19th day of March, 2012.

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, City Clerk

RESOLUTION NO. 2012-12

**A RESOLUTION ESTABLISHING FEES AND RATES FOR STORM WATER
UTILITY SERVICE FOR THE CITY OF DODGE CITY.**

WHEREAS, for the peace, health, safety, and welfare of the citizens of Dodge City, it is deemed necessary for the City to provide Storm Water Utility Service to its citizens; and

WHEREAS, it is necessary for each and every resident of the City of Dodge City to pay a fair and equitable share of the cost of operation for said utility; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Dodge City, Kansas, that the following shall be the fee schedule for Storm Water Utility Service in Dodge City.

Section 1: REPEAL: Resolution 2011-12; adopted on the 4th day of April, 2011, is hereby repealed.

Section 2: RATES ESTABLISHED:

All properties are assessed \$1.14 per Drainage Unit per month. A Drainage Unit Has been established by Charter Ordinance No. 33.

Section 3. EFFECTIVE DATE: The rates specified hereinabove shall be come effective during the month of April, 2012 as appropriate and upon its adoption by the City Commission and publication in the official City newspaper.

PASSED BY THE GOVERNING BODY OF THE CITY OF DODGE CITY, KANSAS
this the 19th day of March, 2012.

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, City Clerk

City of Dodge City
Rate Comparison Current vs. Proposed

	<u>Current Rate</u>	<u>Proposed Rate</u>
Water		
Base Fee	7.41	7.65
Consumption charge	\$1.97 per 1000 gallons	\$2.04 per 1000 gallons
New Service Fee	25.00	26.00
Delinquency Fee	35.00	40.00
After Hours Fee	+15.00	+15.00
Shut off for repair	25.00	25.00
Sewer		
Residential		
Monthly Service Charge	11.45	15.45
Monthly Volume Charge	\$2.02 per 1000 gallons	\$2.09 per 1000 gallons
Mobile Home Parks served by Master Meters		
Monthly Service Charge	11.45	15.45
Master meter monthly accumulative	$A=(Q \times 2.02)/1000$	$A=(Q \times 2.09)/1000$
Total Bill	$T=11.45 + A$	$T+15.45 + A$
Commercial Customers		
Monthly Service Charge	11.45	15.45
Monthly volume charge	\$2.02 per 1000 gallons	\$2.09 per 1000 gallons
Industrial & Commercial Customers exceeding BOD and TDS limits set		
Monthly Service Charge	11.45	15.45
Monthly Volume Charge	\$2.02 per 1000 gallons	\$2.09 per 1000 gallons
Monthly 5 day BOD charge per lb.	0.1053	0.1088
monthly TDS charge per lb.	0.0647	0.0668
Dodge City Cheese		
Volume charge if < 15 million gal	\$1,935 per million gal	\$1,999 per million gal
Volume charge if > 15 million gal	\$3,870 per million gal	\$3,998 per M gal > 15 M gal
Septage disposal fee		
Flat fee for adm and testing	33.25	34.35
Volume charge	0.1425 per gallon	0.1472 per gallon
Solid Waste Collection		
Refuse	15.50	16.01
Recycle Fee	<u>1.20</u>	<u>1.24</u>
Total Solid Waste Collection Fee	16.70	17.25
Additional Unit		
Grass Kart	2.47	2.55
Drainage		
Per Unit Fee	1.10	1.14

Account Comparison for Utility Rate Increase 2011/2012

	<u>2011</u>	<u>2012</u>	<u>Difference</u>
COMMERCIAL ACCOUNTS			
#1 STORM DRAINAGE	\$ 14.96	\$ 15.45	\$ 0.49
SEWER	\$ 68.35	\$ 74.32	\$ 5.97
WATER	\$ 20.43	\$ 21.12	\$ 0.69
SALES TAX	\$ 1.80	\$ 1.87	\$ 0.07
TOTAL	\$ 105.54	\$ 112.76	\$ 7.22

#2 STORM DRAINAGE	\$ 93.72	\$ 96.82	\$ 3.10
SEWER	\$ 322.53	\$ 337.31	\$ 14.78
WATER	\$ 332.74	\$ 344.35	\$ 11.61
SATES TAX	\$ 29.31	\$ 30.36	\$ 1.05
TOTAL	\$ 778.30	\$ 808.84	\$ 30.54

SCHOOL

#1 STORM DRAINAGE	\$ 79.64	\$ 82.27	\$ 2.63
SEWER	\$ 120.26	\$ 128.03	\$ 7.77
WATER	\$ 279.68	\$ 289.44	\$ 9.76
TOTAL	\$ 479.58	\$ 499.74	\$ 20.16

RESIDENTIAL

#1 SANITATION	\$ 19.17	\$ 19.80	\$ 0.63
STORM DRAINAGE	\$ 1.10	\$ 1.14	\$ 0.04
SEWER	\$ 24.24	\$ 28.69	\$ 4.45
WATER	\$ 60.26	\$ 62.35	\$ 2.09
TOTAL	\$ 104.77	\$ 111.98	\$ 7.21

#2 SANITATION	\$ 19.17	\$ 19.80	\$ 0.63
STORM DRAINAGE	\$ 1.10	\$ 1.14	\$ 0.04
SEWER	\$ 19.33	\$ 23.60	\$ 4.27
WATER	\$ 125.92	\$ 130.31	\$ 4.39
TOTAL	\$ 165.52	\$ 174.85	\$ 9.33

#3 SANITATION	\$ 19.17	\$ 19.80	\$ 0.63
STORM DRAINAGE	\$ 1.10	\$ 1.14	\$ 0.04
SEWER	\$ 17.51	\$ 21.72	\$ 4.21
WATER	\$ 20.43	\$ 21.12	\$ 0.69
TOTAL	\$ 58.21	\$ 63.78	\$ 5.57

RESIDENTIAL ACCOUNTS, CONT.

	<u>2011</u>	<u>2012</u>	<u>Difference</u>
#4 SANITATION	\$ 19.17	\$ 19.80	\$ 0.63
STORM DRAINAGE	\$ 1.10	\$ 1.14	\$ 0.04
SEWER	\$ 20.88	\$ 25.20	\$ 4.32
WATER	\$ 162.37	\$ 168.03	\$ 5.66
TOTAL	\$ 203.52	\$ 214.17	\$ 10.65

#5 SANITATION	\$ 16.70	\$ 17.25	\$ 0.55
STORM DRAINAGE	\$ 1.10	\$ 1.14	\$ 0.04
SEWER	\$ 22.49	\$ 26.88	\$ 4.39
WATER	\$ 20.22	\$ 20.91	\$ 0.69
TOTAL	\$ 60.51	\$ 66.18	\$ 5.67

#6 SANITATION	\$ 16.70	\$ 17.25	\$ 0.55
STORM DRAINAGE	\$ 1.10	\$ 1.14	\$ 0.04
SEWER	\$ 18.59	\$ 22.83	\$ 4.24
WATER	\$ 60.06	\$ 62.14	\$ 2.08
TOTAL	\$ 96.45	\$ 103.36	\$ 6.91

#7 SANITATION	19.17	19.8	\$ 0.63
STORM DRAINAGE	1.1	1.14	\$ 0.04
SEWER	23.77	28.2	\$ 4.43
WATER	<u>20.22</u>	<u>20.91</u>	<u>\$ 0.69</u>
TOTAL	64.26	70.05	\$ 5.79

#8 SANITATION	16.7	17.25	\$ 0.55
STORM DRAINAGE	1.1	1.14	\$ 0.04
SEWER	22.83	27.22	\$ 4.39
WATER	<u>19.82</u>	<u>20.5</u>	<u>\$ 0.68</u>
TOTAL	60.45	66.11	\$ 5.66

UTILITY RATE COMPARISON
KANSAS CITIES
March 2012

City	Water Rates	Sewer Rates	Sanitation Rates	new service	new service after hrs	Reconnect fee	Reconnect fee after hrs	shut off repair	after hrs shut off repair
City of Sedgwick	For the first 1,000 gallons of water per month; base charge of \$22.50 over 1,000 gallons up to 15,000 gallons a charge of \$5.50 per thousand over 15,000 gallons up to 100,000 gallons a charge of \$5.50 per thousand			\$ 25.00	NO AFTER HRS	\$ 25.00	NO AFTER HRS	\$ 25.00	NC
City of Hutchinson	Inside City Minimum Charge \$9.07 0-500 HCF \$2.36 501-5000 HCF \$2.12 5000+ HCF \$1.92 Outside City Minimum Charge \$18.14 ** \$3.54 * * \$3.18 * \$2.88 *HCF=Hundred Cu. Feet	Inside City Minimum Charge \$ 5.00 \$1.92 per HCF flat rate \$25.36 Outside City Minimum Charge \$12.50 \$1.92 per HCF flat rate \$40.36	Residential: \$10.05 Additional Carts \$10.05 Walk-in Service \$16.00 Commercial: \$10.75 Additional Carts \$10.75 Walk-in Service \$16.70						
City of Hays	Inside City Lim base chg - \$9.18 for 5/8"; \$16.66 for 3/4", \$24.14 for 1", Outside CL - \$15.60 for 5/8", \$28.32 for 3/4", \$41.03 for 1" Tier chg = Avg. of Jan., Feb. March water useage at \$1.60 per 100 cu. Ft.(1st Tier) if average exceeds 500 cu ft., then \$3.50 per cu. Ft.(Conservation Tier) Outside CL is \$2.98 per cu ft. for 1st tier and \$5.96 per cu. Ft. for conservation tier	Inside CL base chg-\$4.87 for 5/8"; \$8.84 for 3/4"; \$12.80 for 1" First 100 cu ft included in min. base chg; \$1.91 per cu ft. (Inside) First 100 cu ft included in min. base chg; \$3.25 per cu ft. (Outside)	\$15.20 per living unit Additional Carts \$7.60	\$100.00 DEPOSIT	\$100.00 DEP + \$30.00	\$20.00	\$30.00	NC	NC
City of El Dorado	0-1,500 cu ft, \$1.39 per 100 cu. Ft. , base charge of \$6.90 for 5/8, 3/4 and 1" meters (larger meters additional base charge) 1,500 - 30,000 cu ft, \$1.22 per 100 cu. Ft. Over 30,000 cu ft, \$1.11 per 100 cu. Ft.	\$6.50 base charge, plus \$2.32 per 100 cu. Ft. of water used	Inside City Limits - \$12.60 Outside City Limits - \$14.06	\$ 15.00	NO AFTER HRS	\$ 50.00	NO AFTER HRS	NC	NC
City of Newton	\$12.75 for the first 200 cu ft and then \$5.95 for each 100 cu ft thereafter	Sewer is \$27.00 (minimum) for the first 300 cu ft. \$4.35 for each 100 cu ft thereafter	Residential \$18.87	\$60.00	NO AFTER HRS	\$60.00	NO AFTER HRS	NC	NC
City of Garden City	Inside CL - \$6.00 for 3/4" ; \$7.50 for 1"; \$10.00 for 1-1/2"; Outside CL - \$12.00 for 3/4"; \$15.00 for 1"; \$20.00 for 1 1/2" Inside CL - Rate is \$1.66/M for 0-15000; \$2.00/M for 150001-30000; \$2.45/M for 30001-60000; \$3.00/M for 60001 & over	RESIDENTIAL: Base charge \$7.00 + \$200 per thousand	Residential \$12.80	\$25.00	NO AFTER HRS	\$10.00	\$75.00	NC	NC
City of Liberal	\$2.60 per 1000 gal. after first 3000 gal. Base Rate \$6.70 for first 3000 gal.	\$5.45 for the first 3000 gal. and \$2.60 per 1000 gal. over 3000	Residential 12.80	\$20.00	NO AFTER HRS	\$30.00	\$30.00	\$20.00	\$30.00
City of Emporia	Inside CL base charge-\$7.53 for 5/8"; \$8.39 for 3/4"; \$9.39 for 1" and so on Outside CL base charge - \$18.79 for 5/8"; \$19.66 for 3/4"; \$20.53 for 1" and so on The first 10,000 gal is \$2.89 per 1000 gal (inside city limits) The first 10,000 gal is \$5.78 per 1000 gal (outside city limits)	Inside CL base charge \$13.26 for 5/8"; \$13.57 for 3/4"; \$13.75 for 1" Outside CL - \$24.35 for 5/8"; \$24.91 for 3/4"; \$25.27 for 1" Plus \$2.83 per 1000 gal (inside CL); or \$5.66 per 1000 gal (outside)	\$14.84 per unit (Residential)	\$15.00	\$50.00	\$30.00	\$50.00	NC	NC
City of Salina	Inside CL - under 2000 cu ft - \$3.88 per 100 cu ft. ; \$7.76 over -cap	Base charge \$6.73 + \$3.64 per 100 c.f.	no trash service	\$75.00 DEPOSIT W/SS# \$150.00 DEPOSIT WO/SS#	\$60.00	Del. Fee \$40.00	\$40.00 + \$60.00	NC	NC

Memorandum

To: City Commissioners
From: Cherise Tieben/Ken Strobel
Date: March 15, 2012
Subject: La Estancia RHID Phase II & III
Agenda Item: Resolution

Recommendation: Staff recommends adoption of Resolution 2012-13 which states City's intent to establish a Rural Housing Incentive District (RHID) for the construction of the La Estancia apartment complex Phase II & III and establishes a date for a Public Hearing concerning the matter.

Background: In 2008, the City commissioned a Housing Needs Analysis which reflected a critical shortage of housing available in the community. In 2009, the City Commission adopted a Resolution providing for several incentive programs in order to encourage housing development in the City. The RHID was identified as one of those programs. The program has captured the attention of several developers, including the Overland Property Group from the Kansas City Area, which has already completed Phase I that included two multi-family 16 unit complexes as well as a club house. Working with City Staff the group has prepared a development plan providing for additional multi-family apartment complexes to be located on the west side of 6th Avenue just north of Highway 50 on a tract of property acquired by the Overland Property Group.

Under the proposed RHID plan, the developer finances the infrastructure and apartment complex construction. The developer is then reimbursed for a portion of the infrastructure costs through the incremental real estate taxes assessed against the completed improvements, which allows the developer to price the duplexes at an affordable rate. Phase II of the development will include two multi-family 16 unit complexes and Phase III of the development to include one multi-family 16 unit complex. The apartments will provide high quality living accommodations and amenities at an affordable rental rate.

Justification: Establishment of the RHID is necessary in order to address the City's critical housing shortage.

Financial Considerations: Infrastructure costs are paid by the incremental real estate tax resulting from the development.

Purpose/Mission: To provide adequate housing in order for the City to accommodate present and future growth.

Legal Considerations: The RHID is established under the statutory provisions authorizing city's of our size to provide incentives for housing development as approved by the State Department of Commerce.

Attachments: Resolution 2012-13

RESOLUTION NO. 2012-13

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF DODGE CITY, KANSAS DETERMINING THAT THE CITY IS CONSIDERING ESTABLISHING A RURAL HOUSING INCENTIVE DISTRICT WITHIN THE CITY AND ADOPTING A PLAN FOR THE DEVELOPMENT OF HOUSING AND PUBLIC FACILITIES IN SUCH PROPOSED DISTRICT; ESTABLISHING THE DATE AND TIME OF A PUBLIC HEARING ON SUCH MATTER, AND PROVIDING FOR THE GIVING OF NOTICE OF SUCH PUBLIC HEARING. (LA ESTANCIA PARTNERS LLC PROJECT PHASE II & III)

WHEREAS, K.S.A. 12-5241 *et seq.* (the “Act”) authorizes any city incorporated in accordance with the laws of the state of Kansas (the “State”) with a population of less than 40,000 located in a county with a population of less than 60,000, to designate rural housing incentive districts within such city; and

WHEREAS, prior to such designation the governing body of such city shall conduct a housing needs analysis to determine what, if any, housing needs exist within its community; and

WHEREAS, after conducting such analysis, the governing body of such city may adopt a resolution making certain findings regarding the establishment of a rural housing incentive district and providing the legal description of property to be contained therein; and

WHEREAS, after publishing such resolution, the governing body of such city shall send a copy thereof to the Secretary of Commerce of the State (the “Secretary”) requesting that the Secretary agree with the finding contained in such resolution; and

WHEREAS, if the Secretary agrees with such findings, such city may proceed with the establishment of a rural housing incentive district within such city and adopt a plan for the development or redevelopment of housing and public facilities in the proposed district; and

WHEREAS, the City of Dodge City, Kansas (the “City”) has an estimated population of approximately 28,000, is located in Ford County, Kansas, which has an estimated population of approximately 34,000, and therefore constitutes a city as said term is defined in the Act; and

WHEREAS, the Governing Body of the City has performed a Housing Needs Analysis dated April 23, 2008 (the “Analysis”), a copy of which is on file in the office of the City Clerk; and

WHEREAS, the Governing Body of the City has heretofore adopted Resolution No. 2009-19 which made certain findings relating to the need for financial incentives relating to the construction of quality housing within the City, declared it advisable to establish a Rural Housing Incentive District pursuant to the Act and authorized the submission of such Resolution

and a Housing Needs Analysis to the Kansas Department of Commerce in accordance with the provisions of the Act; and

WHEREAS, the Secretary of the Kansas Department of Commerce, pursuant to a letter dated October 7, 2009, authorized the City to proceed with the establishment of a Rural Housing Incentive District pursuant to the Act (the “District”); and

WHEREAS, the City has caused to be prepared a plan for the development or redevelopment of housing and public facilities in the proposed District in accordance with the provisions of the Act (the “Plan”); and

WHEREAS, the Plan includes:

1. The legal description and map required by subsection (a) of K.S.A. 12-5245;
2. The existing assessed valuation of the real estate in the proposed District listing the land and improvement values separately;
3. A list of the names and addresses of the owners of record of all real estate parcels within the proposed District;
4. A description of the housing and public facilities project or projects that are proposed to be constructed or improved in the proposed District, and the location thereof;
5. A listing of the names, addresses and specific interests in real estate in the proposed District of the developers responsible for development of the housing and public facilities in the proposed District;
6. The contractual assurances, if any, the Governing Body has received from such developer or developers, guaranteeing the financial feasibility of specific housing tax incentive projects in the proposed District;
7. A comprehensive analysis of the feasibility of providing housing tax incentives in the proposed District as provided in the Act, which shows the public benefits derived from such District will exceed the costs and that the income therefrom, together with all public and private sources of funding, will be sufficient to pay for the public improvements that may be undertaken in such District; and

WHEREAS, the Governing Body of the City proposes to continue proceedings necessary to create a Rural Housing Incentive District, in accordance with the provisions of the Act, and adopt the Plan, by the calling of a public hearing on such matters.

THEREFORE, BE IT RESOLVED by the Governing Body of the City of Dodge City, Kansas as follows:

Section 1. Proposed Rural Housing Incentive District. The Governing Body hereby declares an intent to establish within the City a Rural Housing Incentive District. The District is proposed to be formed within the boundaries of the real estate legally described in *Exhibit A* attached hereto, and shown on the map depicting the existing parcels of land attached hereto as *Exhibit B*. A list of the names and addresses of the owners of record of all real estate parcels within the proposed District and the existing assessed valuation of said real estate, listing the land and improvement values separately, is attached hereto as *Exhibit C*.

Section 2. Proposed Plan. The Governing Body hereby further declares an intent to adopt the Plan in substantially the form presented to the Governing Body this date. A copy of the Plan shall be filed in the office of the City Clerk and be available for public inspection during normal business hours. A description of the housing and public facilities projects that are proposed to be constructed or improved in the proposed District, and the location thereof are described in *Exhibit D* attached hereto. A summary of the contractual assurances by the developer and the comprehensive feasibility analysis is contained in *Exhibit E* attached hereto.

Section 3. Public Hearing. Notice is hereby given that a public hearing will be held by the Governing Body of the City to consider the establishment of the District and adoption of the Plan on April 23, 2012, at the City Commission Meeting Room, City Hall, 806 N. Second Avenue, Dodge City, Kansas 67801; the public hearing to commence at 5:30 p.m. or as soon thereafter as the Governing Body can hear the matter. At the public hearing, the Governing Body will receive public comment on such matters, and may, after the conclusion of such public hearing, consider the findings necessary for establishment of the District and adoption of the Plan, all pursuant to the Act.

Section 4. Notice of Public Hearing. The City Clerk is hereby authorized and directed to provide for notice of the public hearing by taking the following actions;

- a. A certified copy of this resolution shall be delivered to:
 - (i) the Board of County Commissioners of Ford County, Kansas;
 - (ii) the Board of Education of U.S.D. No. 443; and
 - (iii) the Planning Commission of the City.

- b. This Resolution, specifically including *Exhibit A* thru *E* attached hereto, shall be published at least once in the official newspaper of the City not less than one week nor more than two weeks preceding the date of the public hearing.

Section 5. Further Action. The Mayor, City Manager, City Clerk and the officials and employees of the City, including the City Attorney, are hereby further authorized and directed to take such other actions as may be appropriate or desirable to accomplish the purposes of this Resolution.

Section 6. Effective Date. This Resolution shall take effect after its adoption by the Governing Body.

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ADOPTED by the Governing Body of the City of Dodge City, Kansas, on March 19, 2012.

(SEAL)

Rick Sowers, Mayor

ATTEST:

Nannette Pogue, City Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution No. 2012-13 adopted by the Governing Body of the City on March 19, 2012 as the same appear of record in my office.

DATED: March 19, 2012

Nannette Pogue, City Clerk

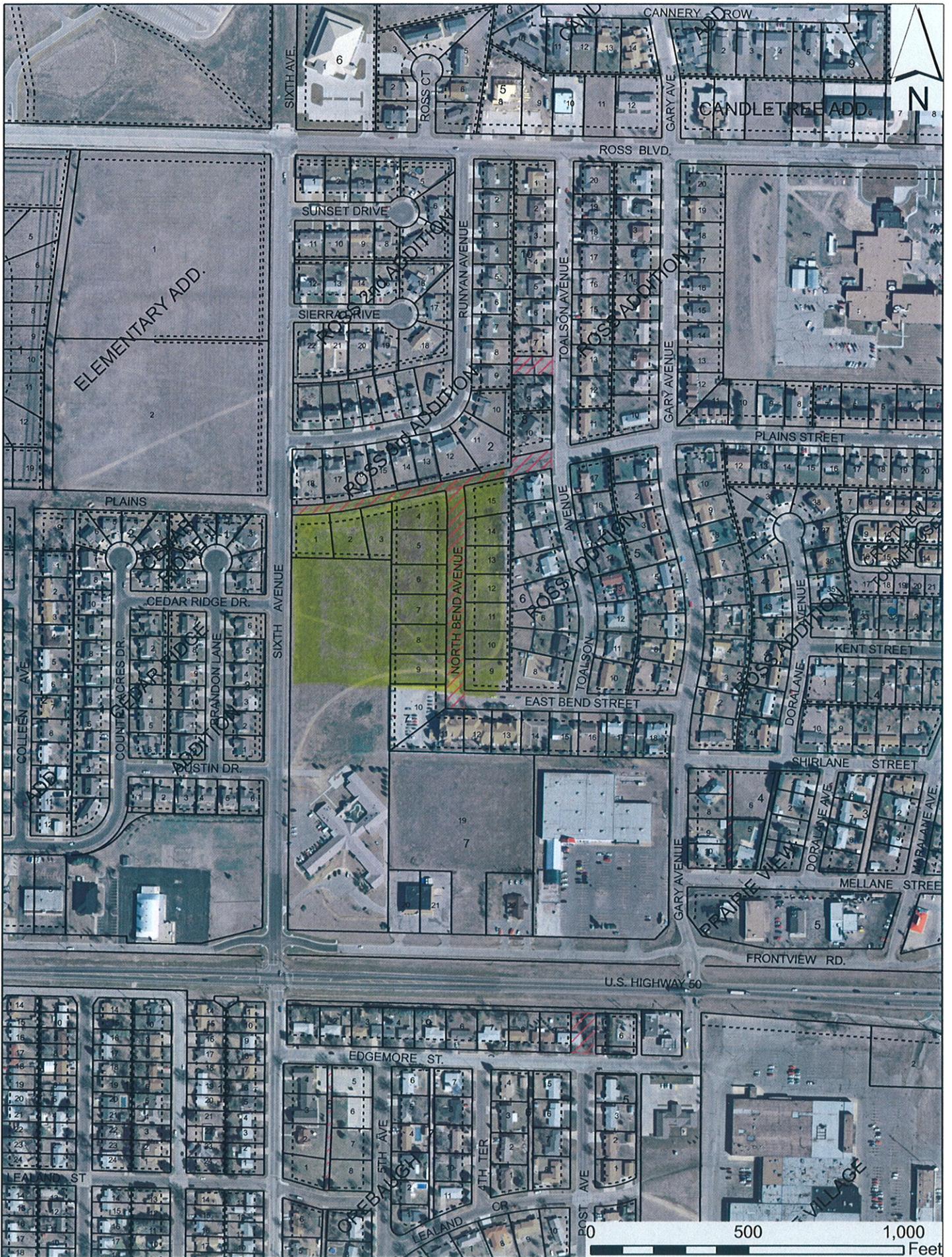
EXHIBIT A

**LEGAL DESCRIPTION OF PROPOSED
RURAL HOUSING IMPROVEMENT DISTRICT BOUNDARIES
FOR LA ESTANCIA PARTNERS LLC PROJECT**

Lots 1, 2, 3, 4 and 5, Block 1, La Estancia Addition to the City of Dodge City, Ford County, Kansas, a Replat of a portion of Blocks 6 & 7, Ross Addition and a Parcel of Land located in the Southeast Quarter of Section 14, Township 26 South, Range 25 West of the 6th Principal Meridian.

EXHIBIT B

**MAP OF PROPOSED
RURAL HOUSING IMPROVEMENT DISTRICT BOUNDARIES
FOR LA ESTANCIA PARTNERS LLC PROJECT**



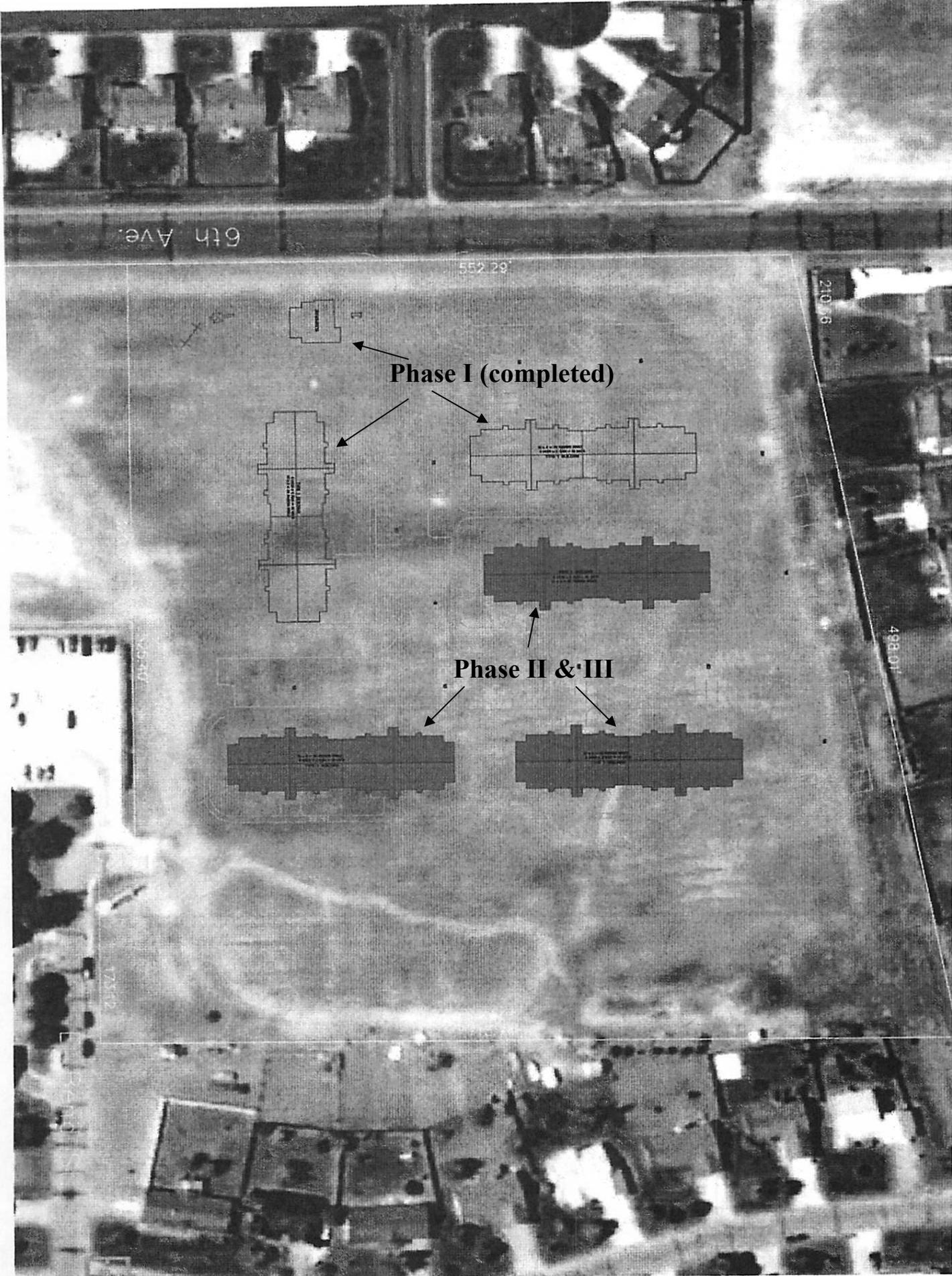


EXHIBIT C

**NAMES AND ADDRESSES OF THE OWNERS OF RECORD OF ALL REAL
ESTATE PARCELS WITHIN THE PROPOSED RURAL HOUSING INCENTIVE
DISTRICT AND THE EXISTING ASSESSED VALUATION OF SAID
REAL ESTATE PARCELS**

Owner of Record: La Estancia Partners, L.L.C.
7500 College Blvd., Suite 500
Overland Park, KS 66210

2011 Assessed Valuation: Land: \$236,460.00
Improvements: \$0 (vacant land)

EXHIBIT D

DESCRIPTION OF THE HOUSING AND PUBLIC FACILITIES PROJECT OR PROJECTS THAT ARE PROPOSED TO BE CONSTRUCTED OR IMPROVED IN THE PROPOSED RURAL HOUSING INCENTIVE DISTRICT

Housing Facilities

The housing facilities will include two (2) multi-family sixteen (16) unit apartment complexes. If adequate tax credits are provided by the State of Kansas then Phase III will be incorporated; which includes an additional multi-family sixteen (16) unit apartment. The apartment complexes will be constructed in two phases which are currently planned to include the following:

Phase II: Two (2) multi-family sixteen (16) unit apartment complexes.

Phase III: One (1) multi-family sixteen (16) unit apartment complexes.

A portion of the multi-family units may be developed as affordable rental housing. Each apartment unit will include individual laundry facilities, cable television hook-ups and on-site parking.

Public Facilities

Public improvements will include the extension of water and electric distribution lines along the boundaries of the development. Public improvements will also include construction of infrastructure improvements located within the boundaries of the development, including sanitary sewer, storm sewer, storm water detention, streets and street lighting. The public improvements will be constructed as necessary to serve each Project as described above.

EXHIBIT E

SUMMARY OF THE CONTRACTUAL ASSURANCES BY THE DEVELOPER AND OF THE COMPREHENSIVE FEASIBILITY ANALYSIS

Contractual Assurances.

The Governing Body of the City of Dodge City has entered into a development agreement with La Estanica Partners, LLC. This agreement, as supplemented and amended, includes the project construction schedule, a description of projects to be constructed, financial obligations of the developer and financial and administrative support from the City of Dodge City.

Feasibility Study.

The City conducted a study to determine whether the public benefits derived from the District will exceed the costs and that the income from the District, together with other sources of revenue provided by the developer, would be sufficient to pay for the public improvements to be undertaken in the District. The analysis estimates the property tax revenues that will be generated from the development, less existing property taxes to determine the revenue stream available to support the costs of the public infrastructure. The estimates indicate that the revenue realized from the project would be adequate to pay the costs of the public infrastructure.

CERTIFICATE OF DELIVERY AND PUBLICATION

STATE OF KANSAS)
) §:
COUNTY OF FORD)

The undersigned, City Clerk of the City of Dodge City, Kansas (the “City”), does hereby certify, as follows:

- (a) On March 20, 2012, I caused a certified copy of Resolution No. 2012-13 with *Exhibits A thru E* attached (the “Resolution”), to be delivered to the following:
 - (1) the Board of County Commissioners of Ford County, Kansas;
 - (2) the Board of Education of U.S.D. No. 443; and
 - (3) the Planning Commission of the City.

- (b) I caused a copy of the Resolution to be published one time in *The Dodge City Daily Globe*, the official newspaper of the City, on April ____, 2012, which date was not less than one week nor more than two weeks after preceding the date fixed for the public hearing. A true copy of the affidavit of publication of the Resolution is attached to this Certificate.

WITNESS my hand and seal on April ____, 2012.

(Seal)

Nannette Pogue, City Clerk

Memorandum

To: City Commissioners
From: Ken Strobel
Date: March 16, 2012
Subject: Establishing STAR Bond District
Agenda Item: Ordinances and Resolutions

Recommendation: As you know, we will be holding a public hearing at Monday's commission meeting regarding the designation of the City's STAR Bond District. Unless there are issues raised at the hearing which would result in the need for reconsideration, it is Staff's recommendation that Ordinance No. 3527 be adopted.

Background: At Monday's meeting representatives of the City's STAR Bond consulting team will be present and will provide a more detailed discussion of the City's STAR Bond Project. Over the past several months City Staff has been working closely with the CBC STAR Bond group in preparing an application to the State Department of Commerce requesting the designation of our STAR Bond District. A few weeks ago, the application was submitted to the Department and the Secretary of the Department of Commerce has declared that our proposed District is "an eligible District" within the meaning of the STAR Bond legislation. The Ordinance before you tonight serves to finalize this step in the STAR Bond process by officially establishing two geographic areas within the City which will comprise the STAR Bond Project District.

Justification: The official designation of the STAR Bond Project District is required as a part of the establishment of a STAR Bond Project Plan. The approval previously received from the Department of Commerce along with adoption of this Ordinance officially establishes the eligible STAR Bond Project District for the City.

Financial Considerations: None.

Purpose/Mission: To provide for progress, growth and new possibilities for the community's future.

Legal Considerations: All legal considerations have been reviewed and addressed by the City's legal advisors.

Attachments: Ordinance No. 3527

(Published in *The Dodge City Daily Globe* on March __, 2012)

ORDINANCE NO. 3527

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DODGE CITY, KANSAS, ESTABLISHING A STAR BOND PROJECT DISTRICT WITHIN THE CITY AND MAKING CERTAIN FINDINGS IN CONJUNCTION THEREWITH

WHEREAS, the state of Kansas (the “State”) desires to promote, stimulate and develop the general and economic welfare of the State and its communities and to assist in the development and redevelopment of eligible areas within a city or county, thereby promoting the general welfare of the citizens of the State, by authorizing cities and counties to acquire certain property and to issue sales tax and revenue (STAR) bonds for the financing of STAR bond projects pursuant to the provisions of K.S.A. 12-17,160 *et seq.*, as amended (the “Act”); and

WHEREAS, pursuant to the Act the City of Dodge City, Kansas (the “City”) is authorized to establish STAR bond project districts within eligible areas of the City, as said terms are defined in the Act, to approve STAR bond project district plans for the completion of STAR bond projects within such STAR bond project district, and to finance STAR bond project costs from the incremental increase in state and local sales revenues derived from the STAR bond project district, other revenues described in the Act, or a combination thereof or from the proceeds of special obligation tax increment bonds of the City payable from such described revenues; and

WHEREAS, prior to the creation of any STAR bond project district the governing body of the City must adopt a resolution stating that the City is considering the establishing of a STAR bond project district, which resolution shall: (1) Give notice that a public hearing will be held to consider the establishment of a STAR bond project district and fix the date, hour and place of such public hearing, which public hearing shall be held not less than 30 nor more than 70 days following adoption of such resolution, (2) describe the proposed boundaries of the STAR bond project district, (3) describe the proposed STAR bond project district plan, (4) state that a description and map of the proposed STAR bond project district are available for inspection at a time and place designated, and (5) state that the governing body will consider findings necessary for the establishment of a STAR bond project district; and

WHEREAS, notice of such public hearing shall be given by mailing a copy of the resolution calling the public hearing via certified mail, return receipt requested, to the board of county commissioners of the county, the board of education of any school district levying taxes on property within the proposed STAR bond project district, and to each owner and occupant of land within the proposed STAR bond project district not more than 10 days following the date of the adoption of such resolution and by publishing a copy of such resolution once in the official City newspaper not less than one week or more than two weeks preceding the date fixed for the public hearing, which publication shall include a sketch clearly delineating the area in sufficient detail to advise the reader of the particular land proposed to be included within the STAR bond project area; and

WHEREAS, upon the conclusion of such public hearing and a finding by the Secretary of Commerce that the STAR bond project district is an “eligible area” under the Act, the governing body

may pass an ordinance which shall: (1) make findings that the STAR bond project district proposed to be developed is a STAR bond project under the Act, (2) contain the STAR bond project district plan as approved, (3) contain the legal description of the STAR bond project district, and (4) may establish the STAR bond project district; and

WHEREAS, no privately owned property subject to ad valorem taxes shall be acquired and redeveloped under the provisions of the Act, if the board of county commissioners or the board of education levying taxes on such property determines by resolution adopted within 30 days following the conclusion of the hearing for the establishment of the STAR bond project district that the proposed STAR bond project district will have an adverse effect on such county or school district; and

WHEREAS, upon the creation of a STAR bond project district pursuant to the Act, the City may propose to undertake one or more STAR bond projects and shall prepare a STAR bond project plan, which may be implemented in separate development stages, in consultation with the City's planning commission; and

WHEREAS, the City Commission has heretofore adopted Resolution No. 2012-05 on February 6, 2012, which made a finding that the City is considering the establishment of a STAR bond project district pursuant to the Act, set forth the boundaries of the proposed STAR bond project district, provided a summary of the proposed STAR bond project district plan, called a public hearing concerning the establishment of a STAR bond project district for March 19, 2012 and provided for notice of such public hearing as provided in the Act; and

WHEREAS, on February 14, 2012, the Secretary of Commerce made a finding that the proposed STAR bond project district is an "eligible area" under the Act; and

WHEREAS, a public hearing was held this date, after due published, delivered and mailed notice in accordance with the provisions of the Act; and

WHEREAS, upon and considering the information and public comments received at the public hearing conducted this date, the City Commission hereby deems it advisable to make certain findings and to create the STAR bond project district.

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

Section 1. Findings. The City Commission hereby finds that due notice of the public hearing conducted this date was made in accordance with the provisions of the Act. The City Commission further finds that the proposed STAR bond project district is a STAR bond project as defined in the Act.

Section 2. Creation of STAR bond project district. A STAR bond project district is hereby created within the City in accordance with the provisions of the Act (the "STAR Bond Project District"). The STAR Bond Project District is comprised of two (2) separate, non-contiguous areas located within the City: (i) a historic, downtown area (the "Heritage Area") which is comprised of approximately 140 acres anchored by the Boot Hill Museum and Front Street located north of Wyatt Earp Blvd., but also including redevelopment opportunities south of Wyatt Earp and west of 2nd Avenue in and around Wright Park; and (ii) an entertainment area (the "Entertainment Area") which is approximately 375 acres of currently undeveloped ground generally located between U.S Highway 50 and 108th Road, south of Frontview Road. The STAR Bond Project District excludes the casino located adjacent to the Entertainment Area

A map depicting the boundaries of the STAR Bond Project District is attached hereto as *Exhibit A*, which is incorporated herein by reference and legally described on *Exhibit B*. The boundaries of the STAR Bond Project District do not contain any property not referenced in Resolution No. 2012-05, which provided notice of the public hearing on the creation of the STAR Bond Project District.

Section 3. STAR Bond Project District Plan. The proposed district plan for the STAR Bond Project District (the "District Plan") is hereby approved. The buildings and facilities to be constructed or improved in the STAR Bond Project District may be described in a general manner as follows:

Heritage Area.

Within the Heritage Area, the District Plan provides for: (1) the renovation and expansion of the Boot Hill Museum, including modernizing the exhibits and attractions; (2) infrastructure and themed aesthetic improvements to Front Street and other portions of Dodge City along and south of Wyatt Earp and throughout the Heritage Area; (3) a themed attraction, like a water park; and (4) construction, renovation and expansion of regional, specialty-themed retail and restaurants to enhance this portion of the community as a regional, national and international tourist destination.

Entertainment Area.

Within the Entertainment Area, the District Plan provides for: (1) the construction of approximately 200,000 to 220,000 square feet of big box and junior anchor stores in one or more buildings; (2) construction of approximately 50,000 to 70,000 square feet of restaurants and other pad sites in multiple buildings; (3) approximately 220,000 to 240,000 square feet of in-line soft goods retail in multiple buildings; and (4) construction of one or more hotels.

Section 4. Approval of Other Governmental Units. No privately owned property subject to ad valorem taxation within the STAR Bond Project District shall be acquired and redeveloped pursuant to the Act, if the Board of County Commissioners of Ford County, Kansas or the Board of Education of Unified School District No. 443 determines by resolution adopted within thirty days following the public hearing held this date, that the STAR Bond Project District will have an adverse effect on Ford County or Unified School District No. 443, respectively. As of this date, the City has not received a copy of any such resolution and is not aware of the adoption of any such resolution by the governing body of Ford County or Unified School District No. 443.

Section 5. Reimbursement. The Act authorizes the City to issue special obligation bonds (the "Bonds") to finance all or a portion of the costs of implementing the District Plan. The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of passage of this Ordinance, pursuant to Treasury Regulation §1.150-2. The maximum principal amount of Bonds that would be issued to reimburse for expenditures made prior to the issuance of the Bonds is limited to \$500,000.

Section 6. Further Action. The Mayor, City Manager, City Clerk and other officials and employees of the City, including the City Attorney, City consultants, and Gilmore & Bell, P.C., Bond Counsel, are hereby further authorized and directed to take such other actions as may be appropriate or desirable to accomplish the purposes of this Ordinance.

Section 7. Effective Date. This Ordinance shall be effective upon its passage by the City Commission and publication one time in the official City newspaper.

PASSED by the City Commission of the City of Dodge City, Kansas on March 19, 2012.

[SEAL]

Rick Sowers, Mayor

Attest:

Nannette Pogue, City Clerk

Approved As To Form Only:

Bradley C. Ralph, City Attorney

CERTIFICATE

I, the undersigned, hereby certify that the above and foregoing is a true and correct copy of the original Ordinance No. 3527 (the "Ordinance") of the City of Dodge City, Kansas (the "City"); that said Ordinance was passed by the City Commission on March 19, 2012; that the record of the final vote on its passage is found on page ____ of journal ____; that it was published in the official newspaper of the City on March __, 2012; and that the Ordinance has not been modified, amended or repealed and is in full force and effect as of this date.

DATED: March __, 2012.

City Clerk

EXHIBIT A

MAP OF STAR BOND PROJECT DISTRICT

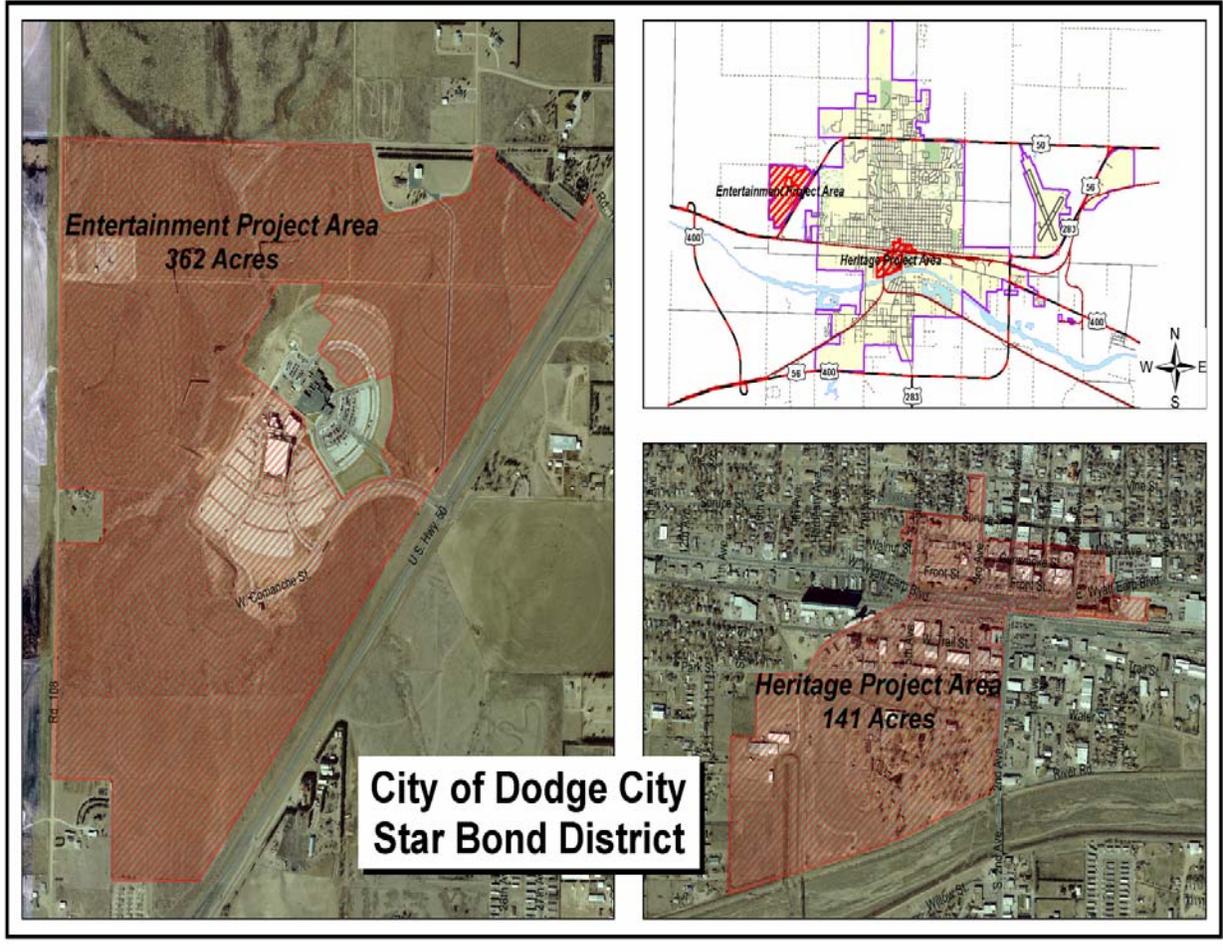


EXHIBIT B

LEGAL DESCRIPTION OF STAR BOND PROJECT DISTRICT

HERITAGE AREA LEGAL DESCRIPTION:

Beginning at the intersection of the east r/w line of Fifth Ave. and the south r/w line of Wyatt Earp Blvd. as the point of beginning; thence north along the east r/w line of Fifth Ave. to the extended south line of the north 60 feet of Lots 41,42,43 and 44 of Walnut Street, Original Town; thence west along the said extended line to the west line of Lot 44, Walnut Street, Original Town; thence north along the west line of said Lott 44 to the south line of the platted alley; thence east along the south line of said alley to a point that is 82 feet west of the west r/w line of Fifth Ave.; thence north and parallel with a line that is 82 feet west of the west r/w line of Fifth Ave. to the south r/w line of West Spruce Street; thence east along the south r/w line of said West Spruce Street to the extended east line of the n-s alley in Block 20, Original Town; thence north along the said n-s alley to the south r/w line of West Vine Street; thence east along the south r/w line of said West Vine Street to the west r/w line of Third Ave.; thence south along the west r/w line of said Third Ave. to the extended south line of the e-w alley along Lots 17 thru 24, Gunsmoke Street, Original Town; thence east along the south line of said alley and continuing east extending thru the vacated alley along Lots 9 thru 16, Gunsmoke Street, Original Town; thence continuing along the south line of the e-w alley along Lots 1 thru 8, Gunsmoke Street, Original Town to the west r/w line of Central Ave.; thence south along the west r/w line of said Central Ave. to the projected south r/w line of Military Ave.; thence east along the projected south r/w line of said Military Ave. to the east line of Lot 11, Block 1, F.W. Boyd's Addition; thence south along the east line of said Lot 11 for a distance of 170 feet to the north line of an e-w alley; thence east along the north line of said e-w alley to the projected west line of Lot 1, Block 9, Centennial Addition; thence south along the projected west line of said Lot 1 to a point that intersects the south r/w line of Wyatt Earp Blvd.; thence east for a distance of 387.07 feet; thence south for a distance of 187.9 feet to the north r/w line of the B.N.&S.F. Railroad; thence west along the north r/w line of said B.N.&S.F. Railroad to the extended east r/w line of Central Ave.; thence south along the extended east r/w line of said Central Ave. to the north r/w line of the BN&SF Railroad; thence west along the north r/w of said BN&SF Railroad which is also the south r/w line of Wyatt Earp Blvd. to extended west line of Lot 49, West Trail Street, Original Town; thence south along the extended west line of said Lot 49 to the north r/w line of West Trail Street; thence east along the north r/w line of said West Trail Street to the west r/w line of South Second Ave.; thence south along the west r/w line of said South Second Ave. to the north line of the Arkansas River; thence in a southwesterly direction along the north line of said Arkansas River to the east line of Young's Place; thence north along the east line of said Young's Place to a point that is 528 feet south of the south r/w line of Park Street; thence east for a distance of 245 feet; thence north for a distance of 528 feet to the south line of Park Street; thence east along the south r/w line of said Park Street to the west/north line of the Burlington Northern/Cimarron Valley Railroad; thence northeasterly along the north line of said Burlington Northern/Cimarron Valley Railroad and extending to the point of beginning.

ENTERTAINMENT AREA LEGAL DESCRIPTION:

All of the Replat of Mariah Center Lot 1, Block 1, a subdivision of land in Dodge City, Ford County, Kansas excluding Lot 6 and a tract of land described as follows: Commencing at a point that intersects northerly r/w line of Comanche Street with the westerly r/w line of U.S. Highway 50; thence northeasterly along the westerly r/w line of said U.S. Highway 50 for a distance 104 feet to the point of beginning; thence northwesterly and perpendicular with the westerly r/w line of said U.S. Highway 50 for a distance of 50 feet; thence northeasterly and parallel with the westerly r/w line of said U.S. Highway 50 for a distance of 30 feet; thence southeasterly and perpendicular with the westerly r/w line of said U.S. Highway 50 for a distance of 50 feet; thence southwesterly along the westerly r/w line of said U.S. Highway 50 for a distance of 30 feet to the point of beginning.

And all of BHC Resort Subdivision, a subdivision of land in Dodge City, Ford County, Kansas excluding Lot 1A.

Memorandum

To: City Commissioners
City Manager
Assistant City Manager

From: Ray Slattery,
Director of Engineering Services

Date: March 14, 2012

Subject: Ordinance No. 3528
No Parking Areas at Sunnyside School

Agenda Item: Ordinances and Resolutions

Recommendation: Approval of Ordinance No. 3528

Background: City Staff met with the principal of Sunnyside School about traffic concerns and students crossing the street between cars. It was noted that vehicles were parking too close to the signalized cross-walk and in no parking zones where the curb is painted yellow. Upon further review, the City found that there is not an Ordinance for no parking in the areas where the curb is painted yellow. The school has relocated the Bus Zone from Sunnyside Avenue to a private parking lot on the north side of the school. By moving the Bus Zone, this now opens this area to be converted into a pick up/drop off zone. The Handicap Parking on Sunnyside Avenue has also been relocated to the private parking lot on the north side of the school, providing better access to the school. With moving the Handicap Parking Zone, the on street Handicap Parking Zone can be removed to allow for more pick up/drop off zoning.

Justification: The Standard Traffic Ordinance for Kansas Cities which is adopted by the City, states there shall not be any parking allowed near a cross-walk or fire hydrant, nor shall there be any parking within the site triangle of an intersection.

Financial Considerations: The cost of installation of No Parking & Loading Zone signage.

Purpose/Mission: To provide Safety to the community.

Legal Considerations: N/A

Attachments: Ordinance No. 3528 and map of the area

ORDINANCE NO. 3528

AN ORDINANCE ESTABLISHING NO PARKING ZONE AND LOADING ZONE IN THE VICINITY OF A PUBLIC SCHOOL, REPEALING CONFLICTING ORDINANCE AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF THE CITY OF DODGE CITY:

Section 1: REPEAL. Section 2.1 SUNNYSIDE SCHOOL of Ordinance 3501, adopted on the 6th day of December, 2010, is hereby repealed.

Section 2: The following traffic control measures are hereby established in the vicinity of SUNNYSIDE SCHOOL.

- 2.1 A LOADING/UNLOADING ZONE** is hereby established along the westerly curb of Sunnyside Ave., starting 20' southwesterly of the crosswalk traffic signal in front of the school and extending southwesterly for 160'.
- 2.2 A NO PARKING, STOPPING, OR STANDING ZONE** is hereby established along the westerly curb of Sunnyside Ave. beginning 70' northeasterly of the crosswalk traffic signal in front of the school and extending southwesterly for 96'.
- 2.3 A NO PARKING, STOPPING, OR STANDING ZONE** is hereby established along the easterly curb of Sunnyside Ave. beginning 20' northeasterly of the crosswalk traffic signal in front of the school and extending southwesterly for 190' to the southeast curb return of Market Circle.

Section 3: This ordinance shall not repeal or alter the limits of any school zone, or school crossings.

Section 4: Any person convicted of a violation of the provisions of this ordinance shall be subject to penalties provided by Chapter I, Section 1-116 of the Code of the City of Dodge City.

Section 5: This ordinance shall take effect following its publication in the official City newspaper as provided by law, and after posting of the appropriate signs advising the motoring public of the provisions of this ordinance. In instances that signs cannot be posted, appropriate curb markings shall be used.

Passed by the Governing Body of the City of Dodge City and approved by the Mayor, this 19th day of March, 2012.

Rick Sowers, Mayor

Attest:

Nannette Pogue, City Clerk

Sunnyside School

Remove On-Street HC Stall, available in Lots

FH

70' of No Parking for Cross-walk & FH

20' of No Parking for Cross-walk

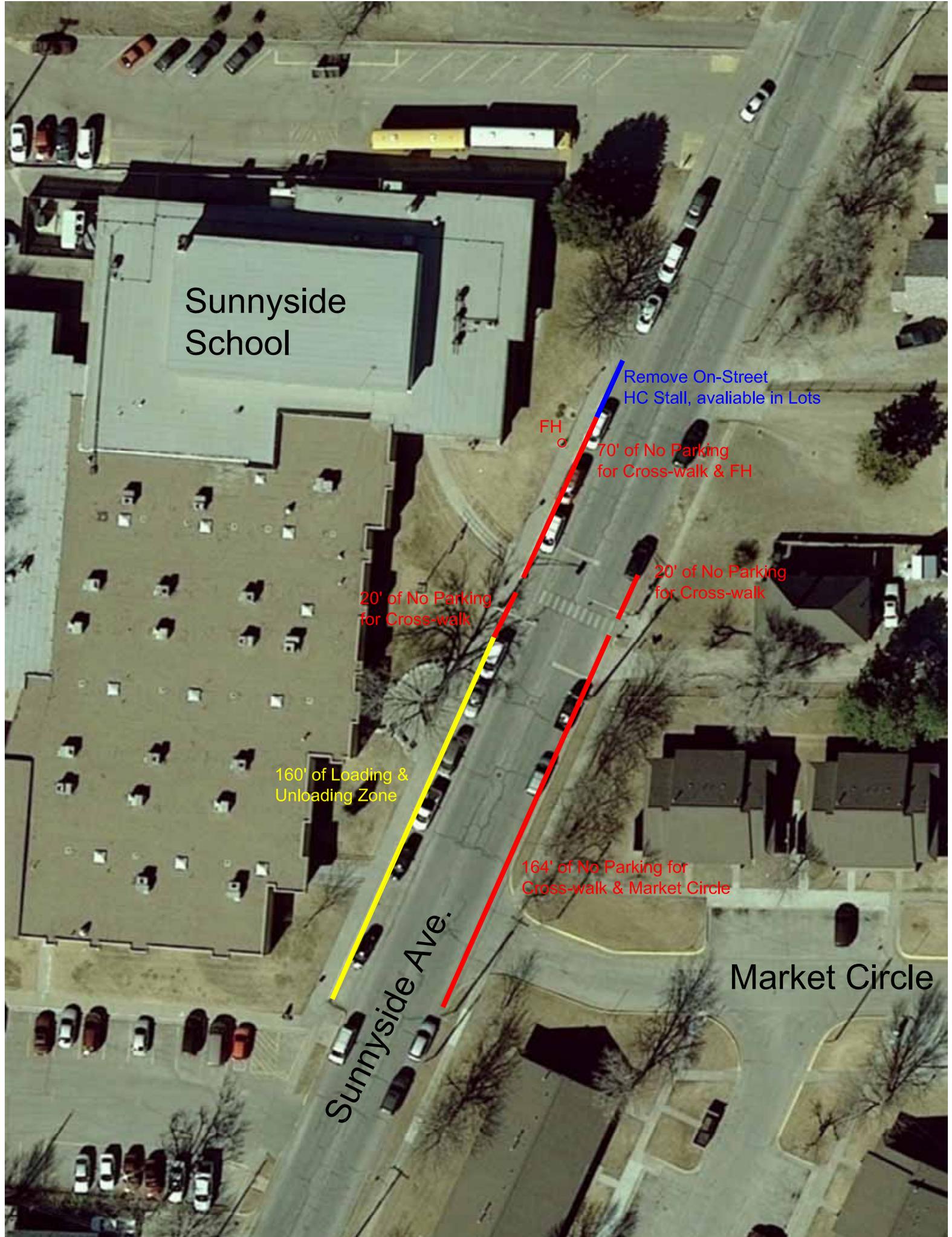
20' of No Parking for Cross-walk

160' of Loading & Unloading Zone

164' of No Parking for Cross-walk & Market Circle

Sunnyside Ave.

Market Circle



Memorandum

To: City Commissioners
City Manager
Assistant City Manager

From: Ray Slattery,
Director of Engineering Services

Date: March 14, 2012

Subject: Ordinance No. 3529
Installation of Stop Signs

Agenda Item: Ordinances and Resolutions

Recommendation: Approval of Ordinance No. 3529

Background: Two new residential streets, Brier Street and Corral Way, have been constructed in the past year. Each of these streets intersect with current paved streets within the City. The newly constructed portion of Brier Street referenced in this Ordinance intersects with Avenue H and Avenue K. Corral Way is a horseshoe shaped street which intersects at both entrances/exits with Avenue A.

Justification: Avenue A, as well as Avenue H and K are paved thru streets with relatively high residential traffic. Similar intersections on Avenue A, Avenue H and Avenue K are controlled with Stop Signs for safety. In order to provide for a safe community, Staff advises to install Stop Signs at the intersection of Avenue H and Brier Street, stopping the traffic on Brier Street prior to entering Avenue H; at the intersection of Avenue K and Brier Street, stopping the traffic on Brier Street prior to entering Avenue K; and at both entrances/exits of Avenue A and Corral Way, stopping the traffic on Corral Way prior to entering Avenue A.

Financial Considerations: The cost of installation of the Stop Signs.

Purpose/Mission: To provide Safety to the community.

Legal Considerations: N/A

Attachments: Ordinance No. 3529 and maps of the two streets.

ORDINANCE NO. 3529

AN ORDINANCE DIRECTING THE INSTALLATION OF A STOP SIGN AT BOTH INTERSECTIONS OF CORRAL WAY AND AVENUE A; BRIER STREET AND AVENUE K; AND BRIER STREET AND AVENUE H, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF THE CITY OF DODGE CITY:

Section 1: A stop sign shall be installed at both intersections of CORRAL WAY and AVENUE A, stopping traffic on CORRAL WAY at the intersections.

Section 2: A stop sign shall be installed at the intersection of BRIER STREET and AVENUE K, stopping traffic on BREIR STREET at the intersection.

Section 3: Stop signs shall be installed at the intersection of BRIER STREET and AVENUE H, stopping traffic on BRIER STREET at the intersection.

Section 4: Any person convicted of a violation of the provisions of this ordinance shall be subject to penalties provided by Chapter I, Section 1-116 of the Code of the City of Dodge City.

Section 5: This ordinance shall take effect following its publication in the official City newspaper as provided by law, and after posting of the appropriate signs advising the motoring public of the provisions of this ordinance.

Passed by the Governing Body of the City of Dodge City and approved by the Mayor, this 19th day of March, 2012.

Rick Sowers, Mayor

Attest:

Nannette Pogue, City Clerk

To see all the details that are visible on the screen, use the "Print" link next to the map.



To see all the details that are visible on the screen, use the "Print" link next to the map.



Memorandum

To: City Manager
Assistant City Manager
City Commissioners

From: Ray Slattery,
Director of Engineering
Services

Date: March 14, 2012

Subject: Re-Use Line SS 1004
Change Order #1

Agenda Item: New Business

Recommendation: Approve Change Order No. 1 of the Re-Use Line.

Background: The Re-Use Line Project was approved by the Commission on September 19, 2011. The Re-Use line was constructed to deliver reclaimed water from the North Treatment Plant to the Mariah Hills Golf Course Pond. This reclaimed water will then be used to irrigate the golf course. To efficiently use the reclaimed water will then be used to irrigate the golf course. To efficiently use the reclaimed water, a new sprinkler system is currently under design and will be constructed and installed in the near future. Because of the new pumping demands of the new sprinkler system to meet KDHE requirements, a new wet well and intake pipe needs to be constructed. The wet well and intake pipe needs to be constructed before irrigation season starts at the Mariah Hills Golf Course, when the water level of the pond needs to be maintained at a high level. To deal with the existing water level, the contractor will have to build a coffer dam and pump out the water inside the coffer dam before construction can start. The coffer dam is needed for the installation of the intake pipe and lower portions of the wet well. The lower the water level is in the golf course pond, the smaller the coffer dam will need to be.

Justification: By approving Change Order 1, the contractor can start on this project as soon as materials are delivered. Delivery of materials is anticipated to take approximately two weeks. The contractor indicates that construction will be completed by mid April, if the change order is approved. This would mean the project would be completed before the golf course pond needs to be filled to a full level to meet the high irrigation demands of late spring and early summer. City Staff and PEC have reviewed the change order and believe the cost is reasonable.

Financial Considerations: Change Order No. 1 is for an increase of \$57,271.00

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: Change Order No. 1

CHANGE ORDER No. 1

Date of Issuance: March 14, 2012

Project Name: Beneficial Re-Use Transmission Main	Owner: City of Dodge City	Owner's Project Number:
Engineer's Project Number (if applicable): 34-08827-005-1009	Date of Contract: October 19, 2011	
Contractor: Utility Contractors, Inc.	Funding Agency Project Number (if applicable): C20 1792 01	

The following changes are hereby made to the CONTRACT DOCUMENTS:

Justification: Addition of intake and wetwell construction at the Mariah Hills Golf Course.

Change to CONTRACT PRICE

Original CONTRACT PRICE:	\$ <u>697,260.00</u>
Current CONTRACT PRICE (as adjusted by previous CHANGE ORDERS):	\$ <u>697,260.00</u>
Increase in CONTRACT PRICE as of this Change Order:	\$ <u>57,271.00</u>
The new CONTRACT PRICE incorporating this CHANGE ORDER:	\$ <u>754,531.00</u>

Change to CONTRACT TIME:

Original Contract Times: Working Days Calendar Days

Substantial completion (days or date): January 7, 2012

Final completion (days or date): February 6, 2012

The CONTRACT TIME (as adjusted by previous CHANGE ORDERS):

Substantial completion (days or date): January 7, 2012

Final completion (days or date): February 6, 2012

Increase in CONTRACT TIME as of this Change Order:

Substantial completion (days or date): 100

Final completion (days or date): 77

CONTRACT TIMES with all approved CHANGE ORDERS:

Substantial completion (days or date): April 16, 2012

Final completion (days or date): April 23, 2012

REQUESTED:

By: Todd M. Wedel
Contractor (Authorized Signature)

Date: 3-14-12

Approved by Funding Agency (if applicable):

RECOMMENDED:

By: Maeh C. Uweil
Engineer (Authorized Signature)

Date: 3/14/12

ACCEPTED:

By: _____
Owner (Authorized Signature)

Date: _____

Date: _____