

COMMISSION AGENDA

November 20, 2006 - 7:00 p.m.

Commission Chambers

MEETING NO. 4663

CALL TO ORDER

ROLL CALL

INVOCATION by Juaquine Rangel of the Salvation Army

PLEDGE OF ALLEGIANCE

PETITIONS & PROCLAMATIONS

VISITORS (Limit of 5 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 Minutes of Regular Meeting of November 6, 2006
2. Approval of payment of bills.
3. Acceptance of deed in Russell Heights Addition.
4. Approval of Change Order #1 for the Bicycle/Pedestrian path.

ORDINANCES & RESOLUTIONS

Ordinance No. 3425: An Ordinance amending Ordinance No. 2997 and Chapter 15, Section 127 of the Code of the City of Dodge City. Report by Director of Administration, Mike Klein.

Resolution 2006-14: A Resolution amending Resolution No. 2006-03. Report by Director of Administration, Mike Klein.

UNFINISHED BUSINESS

NEW BUSINESS

1. Approval of bids for Hoover Pavilion renovation. Report by Director of Parks & Recreation, Paul Lewis.
2. Approval of bids for Vehicle purchase. Report by Director of Administration, Mike Klein.

If a reasonable accommodation is necessary to participate in a City of Dodge City event or service please contact us at 225-8100, 225-8155 TDD or by contacting the Kansas Relay Center at 1-800-766-3777.

3. Presentation - Performance Measurement. Report by S. L. Martin.

OTHER BUSINESS

Commissioners
City Manager

ADJOURNMENT

MINUTES
November 6, 2006 - 7:00 p.m.
MEETING NO. 4662

MAYOR Jim Sherer called the regular meeting to order at 7:00 p.m.

RESPONDING TO ROLL CALL were Mayor Jim Sherer, Commissioners Terry Lee, Kent Smoll, Rick Sowers and Jim Lembright.

INVOCATION was led by Elder David Smith of Hannah Memorial Church

The PLEDGE OF ALLEGIANCE was recited.

PETITIONS & PROCLAMATIONS

VISITORS (Limit of 5 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)

Dick Ranney made a presentation regarding an historical project being worked on at Ft. Dodge. He asked for a Letter of Acknowledgement of who we are and what we do to take to the State or other interested parties.

Vernon Bogart spoke in support of Dick Ranney's project. He talked about election and and veterans.

Pat Shrader spoke representing the American Cancer Society

Riley Skaggs presented information he gathered from his customers on the smoking an issue.

Alle Craig, President of Downtown Dodge Assoc. Would like signs in Downtown Dodge repaired or replaced.

Cheryl Pollington business choice for smoking in business.

Troy Robinson supported the repair of Downtown Dodge Signs and also the wooden awnings replaced or repaired.

Terry Malone talked about children and second hand smoke. He also said that employees in smoking environment have no choice. He asked for a public ban.

Kaly Simon of Wilroads Garden 4-H Club presented the Cit of Character trait for November – Hospitality.

The CONSENT CALENDAR was approved on a motion by Commissioner Lembright, seconded by Commissioner Lee, by unanimous vote.

1. Approval of Minutes of Regular Meeting of October 16, 2006
Approval of Minutes of Special Meeting of October, 23, 2006
2. Approval of payment of bills.
3. Approval of cereal malt beverage license applications for:
 - A. Presto Convenience Store #27, 2615 E. Trail Street
 - B. South Dodge Shamrock, 302 S. Second Avenue
(Pending inspections by Dodge City Fire and Inspection Depts.)
4. Approval of addendum to agreement for sewer extension at Happy Homes II and Ranchwood Estates.
5. Approval WestLink Tower Lease.

ORDINANCES & RESOLUTIONS

UNFINISHED BUSINESS

1. An OMI Contract Amendment # 19 was approved on a motion by Commissioner Smoll, seconded by Commissioner Sowers, by unanimous vote.
2. Medical findings on the effects of second-hand smoke was reviewed and discussed. It was discussed that City Staff would compose a charge for a task force to describe the parameters in working to develop a limited smoking ordinance.

NEW BUSINESS

1. An Engagement Letter with Gilmore & Bell, Bond Counsel was approved on a motion by Commissioner Smoll, seconded by Commissioner Lee, by unanimous vote.

OTHER BUSINESS

Commissioner Sherer encouraged everyone to get out and vote tomorrow at the Civic Center. He discussed the Depot and Rainers and let people know that there are meetings to discuss opportunities volunteering next week. Contact Ryan Carpenter if you're interested.

Commissioner Lee commented on the gang situation. Asked Joe Finley for and update on North 14th at a future meeting.

Commissioner Lembright asked Joe Finley about construction on West Wyatt Earp Blvd.

City Manager, Jeff Pederson reminded everyone that City Hall would be closed on Friday in observance of Veterans Day.

On a motion by Commissioner Smoll, seconded by Commissioner Lee, the meeting adjourned to Executive Session at 8:30 for 45 minutes to discuss land acquisition matters, by unanimous vote.

The meeting reconvened at 9:15. Commissioner Sowers moved to extend the meeting another 15 minutes. Commissioner Lembright seconded. Motion carried unanimously.

The meeting reconvened at 9:30.

Meeting adjourned by consensus.

V. James Sherer, Mayor

ATTEST:

Nannette Pogue, City Clerk

Memorandum

To: Nannette Pogue, City Clerk
From: Ken W. Strobel, City Attorney
Date: November 8, 2006
Subject: Laughead Deed



Nannette:

Enclosed you will find a Quitclaim Deed from the City of Dodge City to the Eleanor H. Laughead Trust concerning the small tract of ground in Russell Heights Addition. As you will recall, this property was actually deeded by the City to Mr. and Mrs. Laughead back in 1965, but the Deed was apparently never recorded and has been misplaced.

Since Mr. Laughead is now deceased, I contacted Dave Snapp who is assisting Mrs. Laughead with various legal matters. The enclosed Deed is a result of my conversations with Dave concerning the matter and conveys the property in accordance with Ms. Laughead's wishes.

I would ask that you place this matter on the consent calendar for the next commission meeting, so that the Deed can be executed and the title to this tract cleared.

If you have any questions, please give me a call.

KWS/skp

c: Jeff Pederson, City Manager
Dave Snapp

COPY

QUITCLAIM DEED
(Kansas Statutory Form)

THE CITY OF DODGE CITY, KANSAS, a Municipal Corporation,

QUITCLAIMS AND CONVEYS

the following described real estate in Ford County, Kansas:

This Part of:

Park in Block Ten (10), Russell Heights Subdivision.

Beginning at the Southeast corner of Lot Two (2), Block Ten (10), Russell Heights Subdivision; thence East sixty (60) feet; thence North parallel with the East line of said Lot Two (2) to the South line of Country Club Drive; thence Northwesterly to the East Corner of Lot One (1), in said Block Ten (10); thence Southwesterly to the south corner of said Lot One (1); thence South to the place of beginning

to **Eleanor H. Laughead, as Trustee of the Revocable Trust of Eleanor H. Laughead dated February 18, 2002**

in consideration of title clearance in the grantee.

Dated this _____, 2006.

THE CITY OF DODGE CITY, KANSAS
A Municipal Corporation

Jim Shearer, Mayor

Attest:
City Clerk

Nanette Pouge

ACKNOWLEDGMENT

STATE OF KANSAS,
COUNTY OF FORD, SS:

The foregoing Quitclaim Deed was acknowledged before me, a notary public, on the _____ day of _____, 2006 by Jim Shearer, Mayor of The City of Dodge City, Kansas, a Municipal Corporation, and by Nanette Pouge, City Clerk of the City of Dodge City, Kansas, a Municipal Corporation.

Notary Public
My Appt. Expires:



City of Dodge City

PO Box 880 • Dodge City KS 67801 • Phone: 620/225-8160 • Fax: 620/225-8184

Memorandum

To: City Commissioners
Jeff Pederson, City Manager
From: Paul Lewis, Parks & Recreation Director
Date: November 8, 2006
Subject: Bicycle/Pedestrian Path Change Order

A handwritten signature in black ink, appearing to be "P. Lewis", is located to the right of the "From:" line.

Attached for your review and consideration is Change Order #1 related to the Bicycle/Pedestrian path project. The major changes include:

- Providing irrigation and additional landscaping on the section of the path between Central Ave. and Gary;
- Changing the seed type from Bermuda to Fescue on the section between Central and Gary;
- A deduct for a reduction in pavement on the Legends Park site to accommodate the future 6th Ave. construction;
- A deduct for eliminating a spur connection to the St. Mary Soccer Complex to better provide for a future tie-in based on the proposed expansion of those facilities;
- Correcting a plan quantity discrepancy between the Bid Form and the Drawings;
- Various minor deducts and ads related to field changes during project construction.

The total dollar impact of these changes is \$49,085.80. Because this is an 80/20 project with Kansas Dept. of Transportation, the cost to the City is \$9,817.16. Additionally, installation of the irrigation system between Central and Gary was at the request of the property owner, Village Square Mall. Gary Turner, the Mall manager, has agreed to reimburse the City the portion of the cost related to the irrigation system which would be \$4,598.85.

This Change Order has been reviewed and approved by the project engineer and has been presented to KDOT for their review and acceptance. We have received acknowledgement from KDOT they will reimburse the proposed changes therefore; staff recommends approval by the Commission for Change Order #1.

If there are any questions, I'll be happy to answer them or provide additional information if necessary.

CHANGE ORDER

No. 1

DATE OF ISSUANCE 10/19/06

EFFECTIVE DATE 10/19/06

OWNER City of Dodge City, Kansas
 CONTRACTOR J.A.G. Construction Company, Inc.
 Contract: Dated 03/06/06
 Project: Pedestrian-Bicycle Path (KDOT Proj. No. 50-29 TE-0232-01)
 OWNER's Contract No. N/A ENGINEER's Project No. 04.031
 ENGINEER Schwab-Eaton, P.A.

You are directed to make the following changes in the Contract Documents:
 Description:

See Attached Exhibit "A"

Reason for Change Order:

See Attached Exhibit "A"

Attachments: (List documents supporting change)

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price \$ <u>904,708.20</u>	Original Contract Times: Substantial Completion: <u>300 calendar days</u> Ready for final Payment: <u>300 calendar days</u> (days or dates)
Net Increase (Decrease) from previous Change Orders No. <u>0</u> to No. <u>0</u> : \$ <u>0.00</u>	Net change from previous Change Orders No. <u>0</u> to No. <u>0</u> : Substantial Completion: <u>0</u> Ready for final payment: <u>0</u> (days)
Contract Price prior to this Change Order: \$ <u>904,708.20</u>	Contract Times prior to this Change Order: Substantial Completion: <u>300 calendar days</u> Ready for final payment: <u>300 calendar days</u> (days or dates)
Net increase (decrease) of this Change Order: \$ <u>49,085.80</u>	Net increase (decrease) this Change Order: Substantial Completion: <u>0</u> Ready for final payment: <u>0</u> (days)
Contract Price with all approved Change Orders: \$ <u>953,794.00</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>300 calendar days</u> Ready for final payment: <u>300 calendar days</u> (days or dates)

RECOMMENDED:

By: [Signature]
ENGINEER (Authorized Signature)

Date: 11/01/06

APPROVED:

By: _____
OWNER (Authorized Signature)

Date: _____

ACCEPTED:

By: [Signature]
CONTRACTOR (Authorized Signature)

Date: 10-24-06

EJCDC 1910-8B (1996 Edition)

Prepared by the Engineers Joint Contract Documents Committee and endorsed by the Associated General Contractors of America and the Construction Specifications Institute.

Dodge City Bicycle-Pedestrian Path

Dodge City, Kansas

KDOT Proj. #50-29 TE-0232-01

Contractor: JAG Construction Company
PO Box 1493
Dodge City, KS 67801

EXHIBIT "A": SUMMARY OF CHANGE ORDER #1 ITEMS

Date: October 19, 2006

The following is a description of changes that have occurred in the project. For purposes of the Pay Estimate Request Form they divided into changes in locations covered under the original Base Bid and in the original Bid Alternate. A synopsis combining the total cost changes follows. Some of the changes reflect quantities as measured (*) in the field on October 10, 2006. Field measurements were not performed on items that were incomplete as of that date.

CHANGES TO BASE BID WORK:

Changes generally include the following:

1. Crosswalk and curb ramp improvements at the intersection of Sixth Avenue and Ross Blvd.
2. Expansion of the greenspace area at the southwest corner of US Hwy. 50 and Central Avenue and adding landscaping to said location.
3. Changing from Bermudagrass seeding to Tall Fescue and installing irrigation along the entire frontage between Central Avenue and Gary Avenue on the south side of US Hwy. 50. Eradication of existing Bermudagrass is included.
4. Path re-alignment along the north side of the soccer complex to accommodate future soccer complex expansion.
5. Additional manhole castings.
6. Signage modifications along Sixth Avenue and along US Hwy. 50 to meet current MUTCD standards. Additional pavement markings at the Sixth Avenue crosswalk to correspond with signage changes.
7. Changing approximately 30 lin ft. of trail from 4-inch thick to 6-inch thick east of the Sheridan to accommodate service vehicle crossing.
8. Additional cable fence to meet current KDOT requirements.
9. Adding pavement flares to eliminate Type II barrier curb.

All the above Base Bid Work along with actual measured quantities result in the following additions or reductions to the current Contract quantities:

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>UNIT</u>	<u>QTY</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
#3	Pavement Removal	SY	551	\$3.75	\$2,066.25
* #4	Conc. C&G Removal	LF	-29	\$5.00	-\$145.00

*Dodge City Bicycle-Pedestrian Path
Change Order #1 Breakdown*

#50-29 TE-0232-01

Page 1 of 3

	#19	Storm Sewer (24" RCP)	LF	8	\$42.00	\$336.00
	#32	Site Excavation (Uncl)	CY	16	\$7.75	\$124.00
	#33	Off-Site Borrow	CY	308	\$10.00	\$3,080.00
	#34	Compaction	CY	243	\$3.00	\$729.00
*	#35	Conc. Ditch Liner	SY	-14	\$28.00	-\$392.00
*	#36	Pavement -- 4" Conc. Path	SY	-19	\$22.50	-\$427.50
*	#37	Pavement -- 4" Conc. Walk	SY	-2	\$22.50	-\$45.00
*	#38	Pavement -- 6" Conc.	SY	-132	\$32.00	-\$4,224.00
	#39	Curb Ramp Trnctd. Dome	SY	4	\$120.00	\$480.00
*	#40	Type I Barrier Curb	LF	183	\$12.50	\$2,287.50
*	#41	Type II Barrier Curb	LF	-42	\$11.00	-\$462.00
	#42	Pavement Markings	SF	-280	\$8.00	-\$2,240.00
	#43	Sign Posts (Roadway)	EA	2	\$106.00	\$212.00
	#45	Sign Panel (HP Reflective)	SF	-53.5	\$33.50	-\$1,792.25
	#48	Post & Cable Fence	LF	200	\$9.00	\$1,800.00
	#55	Deciduous Shrub (2 gal)	EA	40	\$76.50	\$3,060.00
	#56	Evergreen Shrub (2 gal)	EA	10	\$76.50	\$765.00
	#57	Seeding (Less Bermuda)	LS	-1	\$1,380.00	-\$1,380.00
	#62	K-31 & Erad. Bermuda	LS	1	\$14,377.30	\$14,377.30
	#63	Irrigation	LS	1	\$22,994.25	\$22,994.25
	#64	Manhole Castings	EA	3	\$185.00	\$555.00
	#65	Sign Panel (HP Refl. Y/G)	SF	69	\$38.00	\$2,622.00
	#66	Pvmt. Mrkg. (Y/G)	SF	280	\$12.75	\$3,570.00
	#67	Pvmt. Mrkg. (Yld Triangles)	LS	1	\$2,000.00	\$2,000.00

TOTAL BASE BID WORK COST CHANGE: \$49,950.55

(Note: Those items marked with an "*" were field measured. Items #62 thru #67 are new items not covered on the Bid Form. Items #57, 62 and 63 are the subcontractor proposal amounts with a 15% O&P mark-up for the General Contractor.)

CHANGES TO BID ALTERNATE WORK:

Changes generally include the following:

1. Reduction in the North Spur to accommodate future construction of Sixth Avenue extension.
2. Elimination of the Soccer Spur.
3. Add curb ramp, ADA access and incidental signage at Cavalier Field connection.
4. Substituting proposed trench drain at northwest corner of Sheridan parking lot with larger trench drain to increase drainage capacity.
5. Eliminate crosswalk at San Jose and utilize end of trail as temporary trailhead in anticipation of future extension under separate project. Add a removable bollard.
6. Correct earthwork quantity discrepancy between Bid Form and the Drawings.

All the above Bid Alternate Work along with actual measured quantities result in the following additions or reductions to the current Contract quantities:

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>UNIT</u>	<u>QTY</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
#4	Trench Drain	LS	-1	\$3,350.00	-\$3,350.00
#5	Site Excavation (Uncl)	CY	387	\$7.75	\$2,999.25
#6	Off-Site Borrow	CY	80	\$10.00	\$800.00
#7	Compaction	CY	348	\$3.00	\$1,044.00
* #8	Pavement -- 4" Conc. Path	SY	-564	\$22.50	-\$12,690.00
#10	Mono. Turn-Dn Curb	LF	9	\$7.00	\$63.00
#11	Pavement Markings	SF	-80	\$8.00	-\$640.00
#12	Sign Post (Bike Path)	LF	20	\$3.00	\$60.00
#13	Sign Panel (HP Non-Refl)	SF	3	\$33.00	\$99.00
#18	Modified Trench Drain	LS	1	\$9,400.00	\$9,400.00
#19	Removable Bollard	EA	1	\$1,350.00	\$1,350.00

TOTAL BID ALTERNATE WORK COST CHANGE: -\$864.75

(Note: Those items marked with an "*" were field measured. Items #18 thru #19 are new items not covered on the Bid Form. Unit price for Item #52 of Base Bid was used for Item #19 above)

TOTAL NET COST CHANGE TO PROJECT: \$49,085.80

Memorandum

*To: Jeff Pederson, City Manager
Mike Klein, Director of Administration*
From: Barb Slagle, Office Manager
Date: Wednesday, November 15, 2006
*Subject: Recommendation for Change of Wording
in Reminders for Utility Billing
Ordinance No. 3425 and
Resolution No. 2006-14*

The Utility Billing Department sends reminders to people who are past due on their utility accounts. Since we have two cycles, reminders are sent out twice a month. We average sending 400 reminders per cycle.

The wording on the reminders reminds people to pay their bill by a certain date or their utility service will be disconnected as of a certain date. There are several problems that occur each time Staff does shutoff for past due accounts with the wording on the current reminder and in our ordinance and resolution:

- Customers assume that if for some reason they are able to prevent the water department employee from shutting them off due to non-payment, that they do not owe a reconnect fee.
- Customers who see that shut-off is occurring and try to rush in to pay their bill before they are shut off. Staff then has to radio the water employee who is on their street and ask if they have shut them off yet. If the water employee is at the address ready to shut them off, then we go ahead and charge the reconnect fee, but if the water employee hasn't reached their address yet, then they end up not paying the fee. This results in treating customers unfairly, as those who are not home when shut-off occurs have their water shut off and the reconnect fee applies to their account and has to be paid when they come in to pay their past due balance.
- We normally do not shut off businesses, as a courtesy, but they are given a yellow tag to call the Utility Office to make payment arrangements, therefore they have not been paying a fee.
- Part of our concern with the old reminders is that they are a carbon form that is rather costly to purchase. Each reminder costs the City .50 plus the cost of postage. To send 400 reminders twice a month currently costs the City \$712.00.

Staff proposes to change the wording and format of the reminder to read as follows:

Your Utility service will be discontinued if payment of \$_____ is not received by 5:00 p.m. _____. If payment is not received by 5:00 p.m. on _____ a \$35.00 delinquency fee will be posted to your account.

The old reminder wording reads as follows:

Your utility service will be disconnected if payment of \$_____ is not received by 5pm _____. In addition there will be a reconnection fee of \$35.00.

This change in wording and format of the reminders would result in several things:

- When the shut-off list for past due accounts is generated, our software would automatically charge each account a \$35.00 delinquency fee, thus treating each customer on the shut off list the same. We would still continue to yellow tag businesses that are on the shut off list, but they would have to pay the delinquency fee and their past due balance.
- It would eliminate customers coming in the morning of shut-off, trying to prevent shut-off from occurring and trying to get out of paying the delinquency fee.
- The new form that Staff would be using is an 8-1/2 x 11 yellow sheet of paper that can be printed on our City Hall printer and stuffed into a window envelope. The approximate cost of this reminder would be less than .06 per reminder, plus the cost of postage, or \$360.00 for approximately 800 reminders that are sent out each month.

I attended a Kansas Municipal Clerk conference in September, during which this topic was discussed with approximately 100 Kansas cities represented. Many utility managers at the conference stated that their cities had changed the wording of their ordinance, resolution and reminders to read “delinquency fee” rather than “reconnect fee.” Many of the cities in attendance stated that they were implementing this change in the near future to alleviate some of the issues we have previously reviewed. Some of the cities that I personally visited with that use the automatic posting of delinquency fees to the customers’ accounts on shut-off day are as follows: City of Hutchinson, City of McPherson, City of Garnett, Johnson County (Lenexa, Overland Park area), City of El Dorado, and City of Salina.

This change of wording for the reminders necessitates changing the wording in our ordinance and resolution.

Our Ordinance No. 2997, section 15-127, reads as follows currently:

RECONNECTION AFTER DISCONNECTION. In the event that utility service is disconnected for any reason, the consumer thereof shall have the right to have the same reconnected only upon the payment of all rates, charges, and penalties due thereon, and in addition, a service charge to be set by City Commission Resolution for the reconnection of said utility service.

Staff would recommend changing the wording in Ordinance No. 2997, Section 15-127 as follows:

RESTORATION OF SERVICE AFTER DISCONTINUANCE: In the event that utility service is discontinued for any reason, the consumer thereof shall have the right to have the same restored only upon the payment of all rates, charges, and penalties due thereon, and in addition, a delinquency fee to be set by City Commission Resolution will be charged if the past due amount on the account is not paid by the reminder due date.

As you recall, on March 20, 2006, the City Commission adopted Resolution No. 2006-03, which reads as follows in Section 4:

RECONNECTION AFTER DISCONNECTION: Should the utility services be disconnected for being delinquent as outlined in Chapter 15, Article 1, Section 127, service shall be reconnected upon the payment of all rates, charges, and penalties due. In addition, a service charge of \$35.00 for reconnection will also be due prior to any reconnection, reconnection fee applies during normal business hours of the Water Billing Department, 8:00 a.m. To 5:00 p.m. The charge for such service after normal business hours of the Water Billing Department, or on Saturdays, Sundays and holidays is \$50.00.

Staff would recommend changing the wording in Section 4 to read as follows:

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, and penalties due. In addition, a delinquency fee of \$35.00 will be charged to the past due account if not paid by the reminder due date. The delinquency fee applies during normal business hours of the Water Billing Department, 8:00 a.m. To 5:00 p.m. The charge for such service after normal business hours of the Water Billing Department, or on Saturdays, Sundays and holidays is \$50.00.

Attached please find Ordinance No. 3425, which repeals Section 15-127 in Ordinance No. 2997 and replaces the language in Section 15-127, with the new language. Also attached is Resolution No.2006-14, which repeals Resolution No. 2006-03 and replaces the language in Section 4 with the new language.

Staff would recommend approval of the attached Ordinance and Resolution as submitted. If you have any questions or need further information, please let me know.

ORDINANCE NO. 3425

AN ORDINANCE AMENDING ORDINANCE NO. 2997 AND CHAPTER 15, SECTION 127
OF THE CODE OF THE CITY OF DODGE CITY

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

Section 1: Ordinance No. 2997 shall be amended as follows:

Sections of the ordinance will amend Chapter 15, Section 127 of the Code of the City of Dodge City, deleting the current language and replacing it with the following:

RESTORATION OF SERVICE AFTER DISCONTINUANCE: In the event that utility service is discontinued for any reason, the consumer thereof shall have the right to have the same restored only upon the payment of all rates, charges, and penalties due thereon, and in addition, a delinquency fee to be set by City Commission Resolution will be charged if the past due amount on the account is not paid by the reminder due date.

Section 2: This ordinance shall take effect following its publication in the official City newspaper as provided by law.

Passed by the Governing Body of the City of Dodge City and approved by the Mayor, this 20th day of November, 2006.

V. James Sherer, Mayor

ATTEST:

Nannette Pogue, City Clerk

RESOLUTION NO. 2006- 14

A RESOLUTION AMENDING RESOLUTION NO. 2006-03

WHEREAS, Resolution No. 2006-03, Section 4 shall be deleted and replaced with the following:

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, and penalties due. In addition, a delinquency fee of \$35.00 will be charged to the past due account if not paid by the reminder due date. The delinquency fee applies during normal business hours of the Water Billing Department, 8:00 a.m. To 5:00 p.m. The charge for such service after normal business hours of the Water Billing Department, or on Saturdays, Sundays and holidays is \$50.00.

EFFECTIVE DATE: This Resolution shall become effective 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 20th day of November, 2006.

V. JAMES SHERER, MAYOR

ATTEST:

NANNETTE POGUE, CITY CLERK



City of Dodge City

PO Box 880 • Dodge City KS 67801 • Phone: 620/225-8160 • Fax: 620/225-8184

Memorandum

To: City Commissioners
Jeff Pederson, City Manager
From: Paul Lewis, Parks & Recreation Director
cc: Mike Klein, Director of Administration
Date: November 8, 2006
Subject: Hoover HVAC and Flooring Bids

A handwritten signature in black ink, appearing to be "P. Lewis", is located to the right of the "From:" line.

Bids were opened on Tuesday, November 7th for sub-contract work related to the heating and cooling, electrical, and floor renovations planned for Hoover Pavilion. Attached with this memo is a tabulation of bids received.

This project will complete a major renovation to the main hall including:

- Replacing the existing space heaters with furnace/AC roof top units;
- Installation of soffits and drop in acoustical ceiling using an antique tin design;
- Extensive trim and moldings along the ceiling soffits and side walls;
- Providing all new electrical service and lighting including platform lighting and ceiling fans;
- Removing and replacing the existing floor with a new concrete stained floor;
- Installation of a code required fire alarm system with smoke detectors.

The City will serve as the general contractor for this project. Bids were solicited for three subcontracts broken down into electrical, mechanical, and concrete components. Two bids were received for each component.

The low bid for installation of the concrete floor was provided by JAG Construction in the amount of \$19,700. Stewart Plumbing and Heating provided the low mechanical bid in the amount of \$52,000 and Kugler Electric provided the low electrical bid in the amount of \$58,064.

The budget for this project is \$300,000 which includes funds from the 2006 and the 2007 CIP. The total of the low bids for these subcontracts equals \$129,764. The remaining funds will be needed to cover the estimated \$80,000 in materials and expenses to be incurred by City crews plus additional future bids for insulation, ceiling tile installation, and concrete staining still remaining to be solicited. The total estimated cost for this project is \$273,864.

Work on this project will begin right after the first of the year and is expected to take six months to complete. Staff recommends the Commission approve the low bids and authorizing staff to enter into contract for the work.

If there are any questions I'll be happy to address them or provide any additional information required.

Dodge City Parks & Recreation Bid Tabulation

Hoover HVAC & Floor Improvements

Nov. 7th, 2006

Bidder	Bid Bond	Addendum	Base Bid	Alternate Fire Alarm System
Concrete Floor				
JAG Construction	X	1,2	19,700.00	n/a
Brak-Hard Construction	X	1,2	26,776.59	n/a
Mechanical				
Ray Omo Inc.	X	1,2	58,250.00	n/a
Stewart Plumbing	X	1,2	52,000.00	n/a
Electrical				
3G Electric	X	1,2	86,450.00	No Bid
Kugler Electric	X		58,064.00	61,977.00

Memorandum

*To: Jeff Pederson, City Manager
City Commission*
From: Mike Klein, Director of Administration
Date: Wednesday, November 15, 2006
Subject: Bids 2006 City travel vehicle

Four bids were received and opened on November 14, 2006 at 2:00 p.m. for one four door sedan. The purpose of this request is to replace the 2002 Dodge Intrepid City travel vehicle that was involved in an accident on October 21, 2006. The vehicle was totaled as a result of the accident. Zoning Administrator, Dennis Veatch, was returning to Dodge City after attending a Community Development workshop in Pittsburgh, KS. Dennis was westbound on US 400 when another vehicle, also westbound on the entry ramp to US 400, made a U-turn on US 400 in front of Dennis. He didn't have the time or room to make an evasive maneuver and struck the other vehicle in the left rear fender. The good news is that both drivers walked away from the accident with only bruises.

The bids received are as follows:

G & G Motors, Dodge City 2006 Buick LaCrosse CX warranty 4 years/50,000 miles	\$20,840
2006 Buick LaCerne CX warranty 4 years/50,000 miles	\$24,346
Lopp Motors, Dodge City 2007 Dodge Charger warranty 3 years/36,000 miles 90 – 120 day delivery	\$21,988
Skaggs Motors, Dodge City 2006 Ford Crown Victoria warranty 3 years/60,000 miles	\$24,593
Lewis Toyota, Dodge City 2007 Toyota Avalon XL warranty 3 years/36,000 miles	\$25,673

Based on the bids received, staff recommends accepting the bid from G & G Motors of Dodge City for the 2006 Buick LaCrosse for a total bid of \$20,840. Funds for the purchase will come from the insurance settlement of \$8,200 and \$12,640 from the MERF for a total of \$20,840.

If you have any questions or need additional information, please contact my office.