John Garcia- Mayor<br>Aaron Thompson - Vice Mayor<br>Jay Dee Brumbaugh - Commissioner<br>JJ Howard - Commissioner<br>Gary Farris - Commissioner

1. CALL TO ORDER
A. Roll Call
B. Pledge of Allegiance
2. PUBLIC COMMENT
3. CONSENT AGENDA
A. 12-7-20 Commission Meeting Minutes
B. Appropriation Ordinances 2020-24; 202024A; 2020-P24
C. Appointment of Jason Showalter to the High Plains Museum Board
D. Reappointment of Jerry Nemechek to the High Plains Museum Board
E. Reappointment of Jessica Vignery to the High Plains Museum Board
F. Reappointment of Megan Thomas to the High Plains Museum Board
G. Reappointment of Dustin Stephenson to the Goodland Airport Board
H. Reappointment of Jon Yost to the Goodland Airport Board
4. FORMAL ACTIONS
A. Sherman County Community Development Board Interlocal Agreement
5. DISCUSSION ITEMS
A. Utility Rates
B. Cemetery Cameras
6. REPORTS
A. City Manager
B. City Commissioners
C. Mayor
7. ADJOURNMENT
A. Commissioner Photos
B. Next Regular Meeting:

Monday, January 4, 2021

NOTE: Background information is available for review in the office of the City Clerk prior to the meeting. The Public Comment section is to allow members of the public to address the Commission on matters pertaining to any business within the scope of Commission authority and not appearing on the Agenda. Ordinance No. 1730 requires anyone who wishes to address the Commission on a non-agenda item to sign up in advance of the meeting and to provide their name, address, and the subject matter of their comments.

Mayor John Garcia called the meeting to order with Vice-Mayor Aaron Thompson, Commissioner Jay Dee Brumbaugh, Commissioner J. J. Howard and Commissioner Gary Farris responding to roll call.

Also present were Dustin Bedore - Director of Electric Utilities, Frank Hayes - Chief of Police, Joshua Jordan - IT Director, Kenton Keith - Director of Streets and Facilities, Neal Thornburg - Director of Water and Wastewater, Danny Krayca - Director of Parks, Brian James - Fire Chief, Mary Volk - City Clerk and Alan Lanning - City Manager.

## Mayor Garcia led Pledge of Allegiance

## PUBLIC HEARING

A. Conditional Use Permit: 908 Broadway - Mayor Garcia opened public hearing at 5:00 p.m. Zeb Smith stated, my girlfriend owns the lot, her mother Regina Oldham is present. This is an old house torn up by renters so I want to turn it into storage units. Brian stated, the property is zoned C-2, Downtown District Area. The lot is between $9^{\text {th }}$ and $10^{\text {th }}$ Street on Broadway, south of the library. The west side of the street is zoned C-2 while the east side is zoned $\mathrm{R}-1$. In order to have storage units in a C-2 district, property owner has to apply for a conditional use permit to be approved by the Commission. The downside to this is he will tear down a house and build units between two residential houses. I have received negative comments for the conditional use permit from neighbors and they indicated they would appeal decision if approved. They have fourteen days to appeal the Commission decision. Vice-Mayor Thompson asked, how wide is the lot? Brian stated, it is fifty feet wide, then allowing ten feet on each side, they would build on thirty feet. Commissioner Howard asked, would there have to be fences put up? Brian stated, that is decided by the Commission as a condition of the conditional use permit. Mayor Garcia stated, for storage units that is a very narrow space to get into units. Brian stated, correct they will have to walk to access units. Commissioner Brumbaugh stated, my concerns are the neighbors. Brian stated, I agree, the process is to publish notice in newspaper twenty days prior to hearing and send letters to property owners within three hundred feet of property. Commissioner Farris stated, I have heard some neighbors not wanting it. Vice-Mayor Thompson asked, in a C-2 District if he decides to tear down the building, can he put in a business? Brian stated, yes as long as business is within code requirements. Vice-Mayor Thompson asked, why is the block zoned C-2 when it is all residential houses? Brian stated, I am unaware unless in 2002 when they rezoned City of Goodland that was part of their future land use. There is a commercial building at $10^{\text {th }}$ and Broadway. Mayor Garcia stated, remember the Commission adopted an ordinance that requires a driveway, with aesthetics on structure being correct. Brian stated, that is where conditional use permit comes in. Vice-Mayor Thompson asked, are conditional use permits for garages? Brian stated, a C-2 district requires half the building be brick for aesthetics. Mayor Garcia stated, for a conditional use permit the vote has to be a unanimous decision. There will be investment on the property either way. There have been concerns from neighbors. Vice-Mayor Thompson asked, do you know the size of your structure? Zeb stated, a $30 \times 17$ building with a shop and storage. Mayor Garcia closed public hearing at 5:12 p.m.
B. Rezoning of 1611 Kansas Ave. - Mayor Garcia opened public hearing at 5:12 p.m. Alan stated, purpose of hearing is to rezone property from an R-1to C-1. Zeb stated, this house is in bad shape and the foundation has caved in. I would like to tear down house and put in storage units. I would like to buy the neighbor's lot but am unable to get in touch with property owner. I would like to put storage units in the entire block. Vice-Mayor Thompson stated, a lot of $17^{\text {th }}$ Street is already

## MINUTES

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zoned commercial. Commissioner Howard stated, this is only half the block, other half is zoned commercial. Commissioner Brumbaugh asked, did you send letters to neighboring properties? Brian stated, yes and the only call I received was Joe Diaz because he was thinking of doing same thing at Sherman Street. Commissioner Howard asked, how big are units? Zeb stated, as big as you will let me. Mayor Garcia closed public hearing at 5:15 p.m.

## PUBLIC COMMENT

A. Joni Guyer cemetery caretaker stated, I am asking permission to put my own camera system up at the cemetery, which entails tapping into City WIFI. I feel the more eyes we can get, the better off we will be. The County Commission gave City permission to put a camera on their light pole outside cemetery. We have a lot of people noticing when people are in cemetery. Commissioner Howard stated, I have no problem with it. Commissioner Farris stated, sounds good to me. Joni asked, do I need my own WIFI? Josh stated, it is my understanding with a public facility you do not want a private system tapped into your WIFI. They have had same conversations for other locations. Alan stated, during public comment I would ask the Commission not to take action on the discussion. It would be appropriate to have staff review possibilities and bring recommendation back to Commission. Mayor Garcia stated, you are correct, I would ask Alan to work with Josh on recommendation to bring back to Commission. Joni stated, you need to look at the gap with County Commission. When the City has a surveillance system in place, is it being monitored? There is no contract with the County to monitor the cameras so there is a gap where you need to work with County Commission. We need to work together to figure out who is in charge of surveillance. If a business owner puts up their system that is not being monitored, it does not work.

## CONSENT AGENDA

A. 11/13/20 Special Commission Meeting Minutes
B. 11/16/20 Commission Meeting Minutes
C. $11 / 18 / 20$ Special Commission Meeting Minutes
D. 11/23/20 Special Commission Meeting Minutes
E. Appropriation Ordinances: 2020-23, 2020-23A, and 2020-P23
F. Approval of Library Contract 2021

ON A MOTION by Commissioner Brumbaugh to approve Consent Agenda seconded by Commissioner Farris. MOTION carried on a VOTE of 5-0.

## ORDINANCES AND RESOLUTIONS

A. Ordinance 1736: Conditional Use Permit at 908 Broadway Ave. - Alan stated. I do not know what the long term plan is for this corridor, but it needs to be considered. Vice-Mayor Thompson stated, property is zoned C-2 for whatever reason, so a conditional use permit is required. It is currently zoned properly so I do not see reason not to grant. If there is an issue with the zoning of this block that is a separate issue. Commissioner Brumbaugh stated, I am open to the zoning change at 1611 Kansas but I have concerns with 908 Broadway. The situation at 1611 Kansas is different and would be an update for the area. I am not in favor of the conditional use permit. Commissioner Howard stated, I am not in favor of this, feel we need to look out for residents in area. I know it is properly zoned but I would not want it out my back door. I would approve 1611 Kansas. Commissioner Farris stated, I say no to 908 Kansas and yes to 1611 Kansas. Mayor Garcia stated, we have heard concerns from commission. I welcome people to invest money in community but I received a lot of calls on this property. I have a hard time with the building

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dimensions, but my main concern is this is right in the middle of a residential area. I extend gratitude for your investment in the community. ON A MOTION by Mayor Garcia to approve Ordinance 1736: Conditional Use Permit at 908 Broadway Ave. seconded by Commissioner Farris. MOTION failed on a VOTE of 1-4 with Mayor Garcia, Commissioner Howard, Commissioner Farris and Commissioner Brumbaugh casting the dissenting votes.
B. Ordinance 1737: Rezoning of 1611 Kansas Ave. - Alan stated, this ordinance is to rezone area from R-1 to C-2. ON A MOTION by Commissioner Farris to approve Ordinance 1737: Rezoning of 1611 Kansas Ave. seconded by Commissioner Howard. MOTION carried on a VOTE of 5-0.

## FORMAL ACTIONS

A. CMB Licenses 2021 - Alan stated, this is the annual renewal of CMB licenses. Brian stated, Chief Hayes has done background checks and I have completed fire inspections on properties. Walmart and Dollar General did not pass fire inspection and Chief Hayes received the application for Travel Shoppe late so has not been able to complete background check. These are same issues as in past years. We recommend Commission approve renewal of all applications, contingent on Walmart and Dollar General passing fire inspections and Travel Shoppe \#6 passing background check. ON A MOTION by Commissioner Howard to approve application for consumption on the premises for Pizza Hut and applications in original and unopened containers, not for consumption on premises for Corner Market, Casey's General Store, 24/7 Travel Store, Cowboy Corner Express, Walmart, Dollar General and Travel Shoppe \#6 contingent upon approval of fire inspections and background checks seconded by Commissioner Farris. MOTION carried on a VOTE of 5-0.
B. KDOT Cost Share Engineering Agreement - Alan stated, this is the Cost Share Agreement for engineering with EBH for Street Improvements in conjunction with KDOT Cost Share Program. Andrew Brunner, EBH Engineer stated, the agreement is for the cost share project on $17^{\text {th }}$ Street between Montana and Sherman and extension of $2^{\text {nd }}$ Street. Design engineering is City responsibility and construction is paid $85 \%$ by KDOT program. Design engineering expense will be time required. ON A MOTION by Vice-Mayor Thompson to approve the KDOT Cost Share Engineering Agreement with EBH seconded by Commissioner Brumbaugh. MOTION carried on a VOTE of 5-0.

## DISCUSSION ITEMS

A. Sherman County Community Development Interlocal Agreement- Alan stated, the interlocal agreement is for the City and County to jointly fund Economic Development for one year. Gennifer House member of Sherman County Economic Development Board stated, members of the board are present. We were appointed in July and have been meeting monthly to create this agreement. We are meeting again Wednesday at NWKT College board meeting room. Our goal is to house at the Welcome Center which we will need an agreement. This agreement is for funding from City and County. We are hoping to encompass more for community on economic development. Mayor Garcia asked, is the 501 (c) 3 created? Gennifer stated, this is the Interlocal agreement; that paper work will be filed next week. Mayor Garcia stated, the County Commission is reviewing agreement at meeting tomorrow. Gennifer stated, the County Attorney has reviewed agreement so we could bring to City. Mayor Garcia stated, the agreement addresses concerns we want to accomplish. Alan stated, this includes CVB and Chamber of Commerce. Gennifer stated, that is correct. Gennifer introduced board members present: Gennifer House, Jacque Livengood, Ben Schears, Amy Sederstrom, Rachelle Standley and Steven West.
B. Review of Board Applicants - Alan stated, applications for appointments to the Airport and Museum Board are included in your packet for review. Consensus of Commission is bring back to next meeting for approval.
C. Insurance Consultant Discussion - Alan stated, item is on agenda to inform Commission that I would like to delay item until January $4^{\text {th }}$ meeting, then approve insurance on January $18^{\text {th }}$. I read Andrew Finzen's comments from previous meetings and have talked to both entities. PIC is coming to visit personally. This is an important decision and it behooves you to move to a later meeting to allow me time to give a better presentation. I feel we are fine in terms of the insurance renewal. Commissioner Brumbaugh stated, I am fine with the delay. Vice-Mayor Thompson stated, both entities have made it clear the earlier we make decision on insurance, the better. Will that prohibit getting the best quote for our insurance? Alan stated, I do not believe that is an issue. Given past experience they have a pretty good idea who is quoting. Commissioner Howard stated, I am fine with decision but we are getting same service, no matter who we go with. It will cost money to get out of PIC contract and need to consider employees being comfortable with decision. We have trouble finding employees right now but need to keep employees comfortable. Commissioner Farris stated, we need to look into both consultants. Vice-Mayor Thompson stated, I agree with Commissioner Howard, we have been looking into this for six months. Commissioner Farris stated, you have not been dealing with Rhonda for fourteen years. ViceMayor Thompson stated, that is correct but I have yet to hear a bad complaint about Rhonda from the staff. Staff is stressed about this decision. I agree with Commissioner Howard. Commissioner Howard stated, you are looking at just changing consultants but why are you changing if you have insurance? How much will it cost to get out of PIC contract? We are supposed to be looking out for the City money. Alan stated, I will have other things to consider beyond medical insurance. Mayor Garcia stated, we have been discussing for six months and been going back and forth. I feel we have been very open minded dealing with consultant services. I know and understand we have delayed formal action to be fair about decision. After listening to Alan at last meeting he is well educated in the insurance arena. We hire him to look out for the good of the City. He will bring a recommendation back to Commission. He is the new manager and we will rely on his expertise. He has asked for delay, consensus of Commission is to delay item until meeting on January 4, 2021.

## REPORTS

A. City Manager - 1. Alan asked, what questions does the Commission have of me? Mayor Garcia asked, how has it been going? Alan stated, well, I had a meeting with staff, been reading zoning code and started charter code documents. I am making list to bring back in January with questions and recommendations going forward to try to get stuff done. Mayor Garcia asked, have you looked at budget? Alan stated, I have looked at it but not a lot. I have ideas as to how it is laid out. There are always places to find a little money. Right now I am trying to find stuff on my computer. Mayor Garcia asked, have you met all the department heads? Alan stated, yes and we have a department head meeting in morning. The Commission will be seeing a new form that will standardize and answer questions for items on the agenda.

## B. City Commissioners

Vice-Mayor Thompson - 1. If someone is trying to find contact information on the website about the Commission, the information is not there. I feel information of who we are with our City email should be available on website. Mayor Garcia stated, that is a good point, it used to be that way. I feel we need to work on information.

Commissioner Brumbaugh - 1. Holiday lights look good, I appreciate the extra effort from employees.
Commissioner Howard - 1. Thank you to City employees for all you do, especially this time of year.

## Commissioner Farris - 1. No Report

C. Mayor-1. Thanks for what Commission does and thank you Alan for your input. Have a lot to deal with in coming months. Where did you find swags, they look good? Dustin stated, Suzanne McClure purchased them; they were all three up last year.

ADJOURNMENT WAS HAD ON A MOTION Commissioner Brumbaugh seconded by Commissioner Farris. Motion carried by unanimous VOTE, meeting adjourned at 5:56 p.m. Next meeting is scheduled for December 21, 2020.

## ATTEST:

John Garcia, Mayor

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3809 PRO TRACK \& TENNIS, INC
INVOICE NO LN DATE PO NO REFERENCE $\quad$ TRACK

CD GL ACCOUNT
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| 3809 PRO TRACK \& TENNIS, INC |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 1224 | $110 / 13 / 20$ | RESURFACE TENNIS COURTS | 38-01-4010 | 6200.00 | 62830 12/21/20 |
| 1224 | 2 10/13/20 | Resurface tennis courts | 26-01-4010 | 11719.55 | 62830 12/21/20 |
|  |  | PRO TRACK \& TENNIS, INC |  | 17919.55 |  |

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SALINA SUPPLY COMPANY
21-42-3050

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45-01-1050 15-40-1050 15-42-1050 15-44-1050 21-40-1050 21-42-1050 23-41-1050 23-43-1050

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|  | 972 | UNIFIRST CORPORATION |  |
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| 686735 | 1 | $11 / 02 / 20$ | UNIFORMS |
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| 19.78 | 62839 | $12 / 21 / 20$ |
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UNIFIRST CORPORATION

## CELL PHON

IPAD
CELL PHONE
CELL PHONE/IPAD
IPAD
VERIZON

## IPAD

NEWSLETTER PAPER
CITY MANAGER SEARCH MEAL TAX FORMS/ENVELOPES
WINDOWS 10 PRO UPGRADE
WINDOWS 10 PRO UPGRADE
INSULATED HIP BOOT/WEBER
GOOD GROUNDS/YEC JUDGES
QUALITY INN/SANTA SCHOOL REIND MADER NAMEPLATE/YRS SERVICE BACKGROUND CHECK
MADER-K9 CERTIFTCATION MADER-K9 CERTIFICATION MEAL FUEL-TRANSPORT JUVENILE FUEL-TRANSPORT JUVENILE MEAL-TRANSPORT JUVENILE DIGITAL ALLY EXT LIFE BATTERY EVOC FIRE ONLINE TRAINING
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| $11-09-3120$ | 20.00 | 62844 | $12 / 21 / 20$ |
| :--- | ---: | ---: | :--- |
| $11-02-3120$ | 141.49 | 62844 | $12 / 21 / 20$ |
| $11-02-3120$ | 85.80 | 62844 | $12 / 21 / 20$ |
| $15-44-3120$ | 198.35 | 62844 | $12 / 21 / 20$ |
| $36-01-4010$ | 107.92 | 62844 | $12 / 21 / 20$ |
| $36-01-4010$ | 107.92 | 62844 | $12 / 21 / 20$ |
| $21-42-3120$ | 170.95 | 62844 | $12 / 21 / 20$ |
| $38-01-4010$ | 60.00 | 62844 | $12 / 21 / 20$ |
| $38-01-4010$ | 91.65 | 62844 | $12 / 21 / 20$ |
| $11-03-3160$ | 15.25 | 62844 | $12 / 21 / 20$ |
| $11-02-3120$ | 5.00 | 62844 | $12 / 21 / 20$ |
| $11-03-2190$ | 24.21 | 62844 | $12 / 21 / 20$ |
| $11-03-2190$ | 9.73 | 62844 | $12 / 21 / 20$ |
| $11-03-2190$ | 26.01 | 62844 | $12 / 21 / 20$ |
| $11-03-2190$ | 25.50 | 62844 | $12 / 21 / 20$ |
| $11-03-2190$ | 9.24 | 62844 | $12 / 21 / 20$ |
| $36-01-4010$ | 207.84 | 62844 | $12 / 21 / 20$ |
| $11-07-2170$ | 75.00 | 62844 | $12 / 21 / 20$ |



JRNL ID/
OTHER NUMBER/

## UPDATE

ACCOUNT NUMBER
ACCOUNT TITLE
REFERENCE
DEBIT

PAYROLL
11-00-0011
11-00-0001
15-00-0011
15-00-0001
21-00-0011
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23-00-0011
23-00-0001
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45-01-1050
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15-44-1050 15-00-0001 21-40-1050 21-00-0001 21-42-1050 21-00-0001 23-41-1050 23-00-0001 23-43-1050 23-00-0001 07-01-5030 07-00-0001
07-01-5030

GENERAL EMP TAX A/P GENERAL OPERATING CASH ELECTRIC EMP TAX A/P ELECTRIC CASH
WATER EMP TAX A/P
WATER CASH
SEWER EMP TAX A/P SEWER CASH
GENERAL EMP TAX A/P
GENERAL OPERATING CASH
ELECTRIC EMP TAX A/P
Electric CASH
WATER EMP TAX A/P
WATER CASH
SEWER EMP TAX A/P
SEWER CASH
GENERAL EMP TAX A/P
GENERAL OPERATING CASH
ELECTRIC EMP TAX A/P
ELECTRIC CASH
WATER EMP TAX A/P
WATER CASH
SEWER EMP TAX A/P
SEWER CASH
GENERAL EMP TAX A/P
GENERAL OPERATING CASH
ELECTRIC EMP TAX A/P
ELECTRIC CASH
WATER EMP TAX A/P
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SEWER COLL. INSURANCE SEWER CASH $\begin{array}{ll}\text { SELF INSUR BCBS STOP LOSS PYMT } \\ \text { SELF INS } \\ \text { STOP } \\ \text { STOP } & \text { LOSS } \\ 12 / 08 \\ 12 / 08\end{array}$ SELF INSUR CASH SELF INSUR BCBS STOP LOSS PYMT STOP LOSS12/15

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|  | 4,152.65 | 1 |
| 2,251.23 |  |  |
|  | 2,251.23 | 1 |
| 477.34 |  |  |
|  | 477.34 | 1 |
| 298.18 |  |  |
|  | 298.18 | 1 |
| 4,152.65 |  |  |
|  | 4,152.65 | 1 |
| 2,251.23 |  |  |
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| 477.34 |  |  |
|  | 477.34 | 1 |
| 298.18 |  |  |
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| 3,558.45 |  |  |
|  | 3,558.45 | 1 |
| 1,884.33 |  |  |
|  | 1,884.33 | 1 |
| 471.79 |  |  |
|  | 471.79 | 1 |
| 222.92 |  |  |
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|  | 1,780.44 | 1 |
| 1,059.36 |  |  |
|  | 1,059.36 | 1 |
| 236.21 |  |  |
|  | 236.21 | 1 |
| 127.08 |  |  |
|  | 127.08 | 1 |
| 11,428.14 |  |  |
|  | 11,428.14 | 1 |
| 2,428.27 |  |  |
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| 2,405.07 |  |  |
|  | 2,405.07 | 1 |
| 1,991.58 |  |  |
|  | 1,991.58 | 1 |
| 136.30 |  |  |
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| 940.86 |  |  |
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| 355.98 |  |  |
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| 5,109.11 |  |  |
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GLJRNLUD
Wed Dec 16, 2020 8:40 AM POSTING DATE: 12/11/2020

JRNL ID/
ACCOUNT NUMBER
07-00-0001
15-44-2140
15-00-0001
14-01-5080
14-00-0001
15-50-5020
15-50-5020
15-00-0001 21-52-5080 21-00-0001 11-00-0893 11-00-0001 15-50-5020 15-00-0001

ELECTRIC CASH SALE TAX CASH

ELECTRIC CASH WATER CASH

GENERAL OPERATING CASH ELECTRIC CASH

OTHER NUMBER/ OTHER REFERENCE
ACCOUNT TITLE REFERENCE
SELF INSUR CASH STOP LOSS12/15
ELEC. COMM \& GEN PROF. SERV. CC TRANS
SALES TAX REMITTANCE TO STATE
ELECTRIC COMPENSATING TAX
WATER COMPENSATING TAX REMIT.
GENERAL OP. MISC RECEIPTS ELECTRIC COMPENSATING TAX

## CC TRANS

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| Journal Total : | 68,282.60 | 68,282.60 |  |
| Sub Total | 68,282.60 | 68,282.60 |  |

Report Total **
68,282. 60
CREDIT BANK
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3,257.04
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12,578.15 1
127.05
$127.05 \quad 1$
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$13.36 \quad 1$
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1
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| DEBITS | CREDITS |
| ---: | ---: |
| ------------------- | $8,366.15$ |
| $8,366.15$ | $13,644.46$ |
| $13,644.46$ | $12,578.15$ |
| $12,578.15$ | $17,664.96$ |
| $17,664.96$ | $2,753.20$ |
| $2,753.20$ | $1,847.54$ |
| $1,847.54$ | $11,428.14$ |
| $11,428.14$ | $68,282.60$ |

$68,282.60$

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68,282.60 \quad 68,282.60
$$

** Transactions affected cash may need to be entered in Bank Rec!
**

| ACCOUNT NUMBER | ACCOUNT TItLE | DEBITS | CREDITS | NET |
| :---: | :---: | :---: | :---: | :---: |
| 07-00-0001 | SELF INSUR CASH | . 00 | 8,366.15 | 8,366.15- |
| 07-01-5030 | SELF INSUR BCBS STOP LOSS PYMT | 8,366.15 | . 00 | 8,366.15 |
| 11-00-0001 | GENERAL OPERATING CASH | . 27 | 13,644.19 | 13,643.92- |
| 11-00-0011 | GENERAL EMP TAX A/P | 13,644.19 | . 00 | 13,644.19 |
| 11-00-0893 | GENERAL OP. MISC RECEIPTS | . 00 | . 27 | .27- |
| 14-00-0001 | SALE TAX CASH | . 00 | 12,578.15 | 12,578.15- |
| 14-01-5080 | SALES tax Remittance to State | 12,578.15 | . 00 | 12,578.15 |
| 15-00-0001 | ELECTRIC CASH | . 00 | 17,664.96 | 17,664.96- |
| 15-00-0011 | ELECTRIC EMP TAX A/P | 7,446.15 | . 00 | 7,446.15 |
| 15-40-1050 | Elec. Prod. Insurance | 2,428.27 | . 00 | 2,428.27 |
| 15-42-1050 | ELEC. DISt. Insurance | 2,405.07 | . 00 | 2,405.07 |
| 15-44-1050 | ELEC. COMM \& GEN INSURANCE | 1,991.58 | . 00 | 1,991.58 |
| 15-44-2140 | ELEC. COMM \& GEN PROF. SERV. | 2,606.55 | . 00 | 2,606.55 |
| 15-50-5020 | ELECTRIC COMPENSATING TAX | 787.34 | . 00 | 787.34 |
| 21-00-0001 | WATER CASH | . 00 | 2,753.20 | 2,753.20- |
| 21-00-0011 | WATER EMP TAX A/P | 1,662.68 | . 00 | 1,662.68 |
| 21-40-1050 | WATER PROD. INSURANCE | 136.30 | . 00 | 136.30 |
| 21-42-1050 | WATER DIST. INSURANCE | 940.86 | . 00 | 940.86 |
| 21-52-5080 | WATER COMPENSATING TAX REMIT. | 13.36 | . 00 | 13.36 |
| 23-00-0001 | SEWER CASH | . 00 | 1,847.54 | 1,847.54- |
| 23-00-0011 | SEWER EMP TAX A/P | 946.36 | . 00 | 946.36 |
| 23-41-1050 | SEWER TREATMENT INSURANCE | 355.98 | . 00 | 355.98 |
| 23-43-1050 | SEWER COLL. INSURANCE | 545.20 | . 00 | 545.20 |
| 45-00-0001 | EMP BENEFITS CASH | . 00 | 11,428.14 | 11,428.14- |
| 45-01-1050 | EMP BENEFIT HEALTH/ACC INSUR | 11,428.14 | . 00 | 11,428.14 |
|  | TRANSACTION TOTALS | 68,282.60 | 68,282.60 | . 00 |

## PAYROLL REGISTER

## ORDINANCE \#2020-P24

## 12/11/2020

| DEPARTMENT | GROSS PAY |
| :--- | ---: |
|  | $55,158.65$ |
| GENERAL | $30,072.66$ |
| ELECTRIC | $6,352.54$ |
| WATER | $3,946.86$ |
| SEWER | $95,530.71$ |

PASSED AND SIGNED THIS $\qquad$ DAY OF

2020

AGENDA ITEM \# 4C-H
CITY COMMISSION COMMUNICATION FORM
FROM: Jessica Bonner, Administrative Assistant
DATE: $\quad 12 / 18 / 20$
ITEM: Approve Board Appointments under Consent Agenda
NEXT STEP: Commission Approval
ORDINANCE MOTION
_x_APPROVAL
I. REQUEST OR ISSUE:
II. RECOMMENDED ACTION / NEXT STEP: Approval of these appointments under Consent Agenda
III. FISCAL IMPACTS: None
IV. BACKGROUND INFORMATION: Per $12 / 7 / 20$ meeting minutes: "Consensus of Commission is bring back to next meeting for approval."
V. LEGAL ISSUES: None
VI. CONFLICTS OR ENVIRONMENTAL ISSUES: None

Board and Commission Form
Please print clearly or type. Use additional sheets if necessary. Return form to the address above.

I am seeking:
X'New Appointment
Re-Appointment

Please indicate the Boards or Commissions in which you are interested:Airport Board
$\square$ Library Board
\& Museum Board

Full Name: $\qquad$ Jeson Showalter
$\square$ Cemetery Board
$\square$ Housing Authority Board
$\square$ Planning Commission/BZAConstruction Board of Trades/AppealsParks \& Recreation/Tree BoardOther: $\qquad$

Street Address: _812 Eustis
Phone: Home $\qquad$
$\qquad$ 890-1584

Years lived in Goodland: 36 Education: $\qquad$
Occupation: $\qquad$ Demo Scuts Employer: $\qquad$ AWKTC

Business Address: 1209 Herrison
Prior Appointed or Elected Offices held (if any): $\qquad$

Please described any present or past community involvement: $\qquad$ Ambossodors
$\qquad$ Why would you like to serve? Get involved in city Government.

Referred by (if any): $\qquad$
$\qquad$ Signature:


City of Woodland
204 W. 11 th St.
785-890-4500
P.O. Box 59

785-890-4532(F)

## Board and Commission Form

Please print clearly or type. Use additional sheets if necessary. Return form to the address above.

I am seeking:
$\square$ New Appointment
区 Re-Appointment

Please indicate the Boards or Commissions in which you are interested:
$\square$ Airport Board
$\square$ Cemetery Board
$\square$ Construction Board of Trades/Appeals
$\square$ Library Board
$\square$ Housing Authority Board
$\square$ Parks \& Recreation/Tree Board
区 Museum Board
$\square$ Planning Commission/BZA
$\square$ Other: $\qquad$

Full Name: $\qquad$ E-mail: JerryN@ebhengineering.com

Street Address: $\qquad$
Phone: Home N/A $\qquad$ Work 785-899-7019
Years lived in Goodland: _ 56 Education: GHS Graduate, 1 year college
Occupation:_CAD Technician / Inspector $\qquad$ Employer: EBH Engineering $\qquad$
Business Address: _ 596 Airport Road; Goodland, KS 67735
Prior Appointed or Elected Offices held (if any): $\qquad$

Please described any present or past community involvement: Goodland Ambassadors, Knights of Columbus

Why would you like to serve? _ I feel it is important to continue to showcase our county history and display it for future generations to learn from our past history.
$\qquad$
Referred by (if any): $\qquad$

Date $10 / 15 / 20$ Signature:


City of Goodland
204 W. 11 th St.
P.O. Box 59

Goodland, KS 67735

Board and Commission Form
Please print clearly or type. Use additional sheets if necessary. Return form to the address above.

I am seeking:New Appointment
Re-Appointment

Please indicate the Boards or Commissions in which you are interested:Airport BoardCemetery BoardConstruction Board of Trades/AppealsLibrary BoardHousing Authority BoardParks \& Recreation/Tree Board
Museum BoardPlanning Commission/BZAOther: $\qquad$
Fulliname Jessica Vignery E-mail:

Street Address:
$\qquad$ 1319 Caldwell Ave

Phone: Home $\qquad$ Cell $785-821-4603$ Work $785-890-6558$
$\qquad$ jessica, vigneryousd 352.0 m

Years lived in Goodand: 25 years Education: $M^{\text {sachelerof science in Elementary ECu }}$ a cation Masters in Curriculum of Instruction
Occupation: $\qquad$ $3^{\text {rd }}$ Grade Teacher Employer $\qquad$ USO 352
Business Address: 700 E 4 th St.
Prior Appointed or Elected Offices held (if any): $\qquad$ Museum Beard
 $\qquad$ First Christian Church, Education director FCC, Basketball Coach (Steam) Volleyball Coach (78) After School Program
Why would sou le os sere I would like to serve because I think keeping our Museum as a big part of our community is important. Also I think it is important to teach our comma about our history of our community.
Referred by (if any): $\qquad$

Date 09,9120 signature:

City of Goodland
204 W. 11th St.
785-890-4500
P.O. Box 59

785-890-4532(F)
Goodland, KS 67735

Board and Commission Form
Please print clearly or type. Use additional sheets if necessary. Return form to the address above.

I am seeking:New Appointment
C/ Re -Appointment
Please indicate the Boards or Commissions in which you are interested:Airport BoardCemetery BoardConstruction Board of Trades/Appeals
Library BoardHousing Authority BoardParks \& Recreation/Tree Board
1 Museum BoardPlanning Commission/BZAOther: $\qquad$
Full Name: Mean Thomas
Street Address: 3202 Sunset Dr.
Emil: man ford48@yahoo.Com
Phone: Home Cell $705-332-10183 /$ Work $\qquad$
Years lived in Goodland: 1141 Education: $\qquad$
Occupation: $\qquad$ Employer: $\qquad$
Business Address: $\qquad$
Prior Appointed or Elected Offices held (if any): Museum Bard
$\qquad$
Please described any present or past community involvement: $\qquad$
$\qquad$
$\qquad$
Why would you like to serve? $\qquad$
$\qquad$
$\qquad$
Referred by (if any):

Date $10,20,20$ signature:


City of Goodland
204 W. lIth St.
P.O. Box 59

785-890-4532(F)
Goodland, KS 67735

Board and Commission Form
Please print clearly or type. Use additional sheets if necessary. Return form to the address above.

I am seeking:New Appointment
区 Reappointment

Please indicate the Boards or Commissions in which you are interested:
$\times$ Airport BoardLibrary Board
Museum BoardCemetery BoardHousing Authority BoardPlanning Commission/BZAConstruction Board of Trades/AppealsParks \& Recreation/Tree BoardEconomic Dev./Tourism Board

Full Name: $\qquad$ Dustin Stephenson Email: dustin@rockyaviation.com
Street Address: 331 Cottonwood Rd. Goodland
Phone: Home $\qquad$ Cell $\qquad$ 816-935-8335 Work $\qquad$
Occupation: Professional Pilot Employer: Multiple, Also own Rocky Aviation Business Address: 524 Renner Field Rd.

Prior Appointed or Elected Offices held (if any): $\qquad$ Please described any present or past community involvement: airport board, current chair
$\qquad$
$\qquad$
Why would you like to serve? Enjoy using my education and experience
$\qquad$ to benefit the local community
$\qquad$
Referred by (if any): $\qquad$

Date $12 / 4 / 20$ Signature:


City of Goodland
204 W. 11th St. 785-890-4500
P.O. Box 59

785-890-4532(F)
Goodland, KS 67735

## Board and Commission Form

Please print clearly or type. Use additional sheets if necessary. Return form to the address above.

I am seeking:New Appointment
风 Reappointment

Please indicate the Boards or Commissions in which you are interested:
X Airport Board
$\square$ Cemetery Board
Construction Board of Trades/Appeals
$\square$ Library Board
Housing Authority BoardParks \& Recreation/Tree Board
$\square$ Museum Board
Planning Commission/BZA
Economic Dev./Tourism Board

Full Name: Jon Yost E-mail: jonyost@st-tel.net

Street Address: 115 Washington, P.O. Box 191
Phone: Home 785-890-7311 Cell 785-332-0102 Work 785-899-6565
Years lived in Goodland: 19 years Education: bachelors degrees - business finance and management
Occupation:Business owner Employer: Yost Farm Supply
Business Address: 725 W Hwy 24, Goodland, KS 67735
Prior Appointed or Elected Offices held (if any): Airport Board last 3 years

Please described any present or past community involvement: small business loan committe, Sugar Hills Country Club board/president

Why would you like to serve? We are a flying family and know the importance of the local airport to our small towns and our also to our business

Referred by (if any):

Date 12/01/2020Signature:


## FROM: Mary Volk, City Clerk

DATE: $\quad 12 / 21 / 2020$

ITEM: Sherman County Community Development Board Interlocal Agreement
NEXT STEP: Commission Motion
$\qquad$
_ORDINANCE
X
MOTION
$\qquad$ INFORMATION
I. REQUEST OR ISSUE: This agreement is for the City and County to fund Economic Development beginning 01/01/2021. The County Commission has approved and signed agreement.
II. RECOMMENDED ACTION / NEXT STEP: Recommend Commission approve agreement.
III. FISCAL IMPACTS: In 2021 budget, the Commission approved $\$ 90,000$ to be paid to the board for funding.
IV. BACKGROUND INFORMATION: Interlocal Agreement was a discussion item at the December $6^{\text {th }}$ meeting. The board was appointed in July and has been working with County Attorney on agreement.
V. LEGAL ISSUES: None with Interlocal Agreement; however, the City will need to draft an agreement for the services to be located in the Welcome Center which is owned by the City.
VI. CONFLICTS OR ENVIRONMENTAL ISSUES: Same as legal issues.

## VII. SUMMARY AND ALTERNATIVES:

Commission may take one of the following actions:

1. Approve the proposal as requested.
2. Reject the proposal and move to deny the request.
3. Direct staff to pursue an alternative approach.

## INTERLOCAL AGREEMENT

THIS INTERLOCAL AGREEMENT, HEREINAFTER REFERRED TO AS "AGREEMENT," EFFECTIVE JANUARY 1, 2021, BY AND BETWEEN THE CITY OF GOODLAND, KANSAS AND THE BOARD OF COUNTY COMMISSIONERS, SHERMAN COUNTY KANSAS, HEREINAFTER REFERRED TO INDIVIDUALLY BY NAME OR COLLECTIVELY AS THE "PUBLIC AGENCIES."

WHEREAS, K.S.A. 12-2904 allows Public Agencies to enter into interlocal agreements to jointly perform certain functions including economic development; and

WHEREAS, all parties are Public Agencies as defined in K.S.A. 12-2903(2), capable of entering into interlocal agreements; and

WHEREAS, it is the desire and intent of the parties hereto to provide maximum economic development incentive as provided for in K.S.A. 12-17,119 by acting jointly.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS, PROMISES AND AGREEMENTS CONTAINED HEREIN THE PARTIES AGREE AS FOLLOWS:

1. Sherman County Community Development Board. It is agreed that the City of Goodland, by separate ordinance, and the Board of County Commissioners, by separate resolution, shall set up an organization, composition and nature of a separate entity and administrative body known as the Sherman County Community Development Board for the purposes of administering, managing and controlling the economic development within Goodland and Sherman County. The Sherman County Community Development Board shall be a separate entity allowed to conduct the joint operation and promotion of economic development within Sherman County. This separate legal entity shall constitute a body corporate in politic and shall have all necessary authority and powers to conduct said activities.

The Sherman County Community Development Board shall be made up of seven members. The original make-up of the Board shall consist of three members appointed by the Board of County Commissioners and three members appointed by the City of Goodland with the seventh member to be selected by the six appointed members.

The appointees shall each serve a term of three (3) years and shall, after the expiration of the terms of the original appointees, be appointed annually by the members of the Board beginning January 1, 2021. The terms of the Board members shall be staggered with said staggered terms to be determined by the Board with no more than three Board members being replaced or reappointed at the same time. The Sherman County Community Development Board shall elect its own officers annually and shall meet at least once a month.

The Sherman County Community Development Board shall submit by May $1^{\text {st }}$ of each year an annual budget with recommendations to the Public Agencies.

The Sherman County Community Development board shall be subject to the cash basis law, K.S.A. 10-1101, et seq. and shall not create an indebtedness or financial obligation unless there is money on hand, unencumbered by previous commitments, with which to pay the indebtedness. All contracts and budgets of the Sherman County Community Development Board shall comply with the cash basis law. The Sherman County Community Development Board shall establish a purchasing policy and shall formalize procedures which are to be used to assure good prices and proper use of taxpayer dollars. The Sherman County Community Development Board shall assure that the funds of the Sherman County Community Development Board are invested in accordance with investment policies, which allow for the term of the investment, in types of allowable investments, the safety and protection of the funds.

Meetings of the Sherman County Community Development Board shall be subject to the Kansas Open Meeting Act. All meetings, gatherings and assemblies shall require an open meeting. The notice of meeting, the copies of agenda as requested and the submission of executive session shall only be as authorized by law, see K.S.A. 75-4317 et seq.

The Sherman County Community Development Board shall be subject to an annual audit and that the results of said audit shall be submitted to the respective public agencies participating in this agreement.

The Sherman County Community Development Board shall be subject to the Kansas Tort Claims Act as a "governmental entity" described therein. See K.S.A. 75-6101 et seq.
2. Financing. That it is necessary to provide financing for the purposes of ensuring that actions promoting economic development can take place pursuant to this agreement. The Public Agencies, upon reviewing the annual budget proposed by the Sherman County Community Development Board shall determine the amounts to be budgeted from each Public Agencies annual budget for the Sherman County Community Development Board. Budgeted funds shall be used only for the purposes of promoting, advancing, and administering economic development within Sherman County.

The Agreement is subject to the provisions of the Kansas Cash Basis Law, K.S.A. 101101 et seq., and amendments thereto, (the "Act"). By virtue of this Act, the County and the City are obligated only to pay periodic payments as contemplated by the Agreement as may lawfully be made from funds budgeted and appropriated for that purpose during the County's and City's current budget year (i.e., January 1 to December 31) or from funds made available from any lawfully operated revenue producing source. Should the County or City fail to budget, appropriate or otherwise make available funds for payments due under the Agreement in any budget year, the Agreement shall be deemed terminated on the last day of the then current budget year for which appropriations were received, without penalty or expense to the County or City of any kind whatsoever.
3. Interlocal Cooperation. It is understood and agreed that the Public Agencies are municipalities and have entered into this agreement pursuant to K.S.A. 12-2901, et seq. The purpose of this agreement is to allow the Public Agencies to cooperate on the basis of mutual advantage and provide economic development in a manner that will accord best with the geographic, economic, population and funding which influences the needs and development of the Sherman County community. It is understood and agreed that the Sherman County Community Development Board is a separate legal entity and will be allowed to conduct the joint and cooperative action provided for in this agreement.
4. Powers of the Sherman County Community Development Board. The powers of the Sherman County Community Development Board shall include the administration, promotion, advancement and promotion of economic development within Sherman County. The Sherman County Community Development Board shall manage and oversee the operations of the Sherman County Convention and Visitors Bureau, the Goodland Chamber of Commerce, Inc., and a newly created 501(c) designated entity which shall seek economic development grants, and shall have the responsibility to allocate the financial resources provided in this agreement among these organizations. The Board shall have broad general powers regarding matters concerning the economic development
5. Reports. As soon as possible at the end of each fiscal year, the Sherman County Community Development Board shall prepare and present to the Public Agencies a comprehensive annual report of its activities and finances.
6. Termination. The term of this agreement shall be for a period of one year commencing on January 1, 2021. The Public Agencies agree that termination of this Agreement by any party prior to December 31, 2021 would adversely impact the promotion of economic development in the City of Goodland and Sherman County. Unless notice of termination by one of the Public Agencies is provided on or before June 1 of each year, then this Agreement shall automatically renew on a year-to-year basis. Upon termination, any property held by the Sherman County Community Development Board shall be liquidated and the proceeds split evenly among the Public Agencies, unless otherwise agreed upon by the Public Agencies.
7. Notices. Any notices required under this agreement shall be made in writing and shall be addressed to either the City of Goodland, 204 West $11^{\text {th }}$ St, Goodland, KS 67735; or to the Board of County Commissioners at 813 Broadway, Goodland, Kansas 67735.
8. Amendments. The Public Agencies agree to undertake annual review of the Agreement commencing on or before May 1 of each year to determine any needed modifications to the Agreement. This agreement may be amended at any time by following the procedures used for the adoption of this agreement.

IN WITNESS WHEREOF, the parties have executed this agreement at Goodland, Sherman County, Kansas, on the day and year first above written.

# CITY OF GOODLAND, KANSAS 

By:<br>John Garcia, Mayor

Attest:

Mary P Volk, City Clerk (SEAL)

# BOARD OF COUNTY COMMISSIONERS 

By:
John Topliff, Chairman
Attest:

Ashley Mannis, County Clerk
(SEAL)

Approved:
$\qquad$
, (Asst.) Attorney General
State of Kansas

# AGENDA ITEM \# 7A <br> CITY COMMISSION COMMUNICATION FORM 

## FROM: Alan Lanning, City Manager

DATE: 12/21/2020

## ITEM: Utility Rates

## NEXT STEP: Commission Direction/Motion

$\qquad$
MOTION
__X_INFORMATION

## I. REQUEST OR ISSUE:

I understand there was a request to have an agenda item considering a change to the attached Ordinance from the previous administration. I am submitting the attached Ordinance for Commission consideration, discussion and further direction.

## II. RECOMMENDED ACTION / NEXT STEP:

I am seeking direction regarding the change in the attached Ordinance, either in the form of direction or a motion.

## III. FISCAL IMPACTS:

Fiscal impacts are not determinable at this time. However, it is believed the change would decrease revenue to the City, but not in a dramatically significant way. Impacts would depend upon applications submitted and KWH use thresholds.

## IV. BACKGROUND INFORMATION:

The Ordinance contemplates non-profits being charged a "large commercial" rate of about $\$ .09$ per KHW as a standardized rate. I believe the thought is to standardize rates for nonprofits, provided they meet the power threshold. Non-profits in my reading of 1671 are not specifically addressed, but treated as small commercial in the attached spreadsheet. Additionally attached is a Draft Ordinance, which would amend Ordinance 1671, with new language in Section 2.7, Definitions, which places non-profits in the large commercial section (2.7) of the Ordinance, specifically naming them as a group.

## V. LEGAL ISSUES:

A single public hearing and reading is required, provided the Commission moves in that direction.

## VI. CONFLICTS OR ENVIRONMENTAL ISSUES:

None.

## VII. SUMMARY AND ALTERNATIVES:

Commission may take one of the following actions:

1. Approve the proposal as requested.
2. Reject the proposal and move to deny the request.
3. Direct staff to pursue an alternative approach.

Topside Aquatics incentive Discount

| Billed | Usage Month | KW | Disc/p/kw | Charge w/disc |  | Disc Tax Rate |  | Small Commercial Rate $\$ 1,169.00$ |  | $\begin{aligned} & \text { Smallc tax } \\ & \$ 105.21 \end{aligned}$ |  | KW \$ Difference $\$ 618.80$ |  | Tax Difference |  | Total Difierente KW\&Tax |  | Large Commercial Rate |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 2/29/2020 | January | 10400 | 0.0505 | \$ | 550.20 | \$ | 49.52 |  |  |  | \$55.69 |  |  |  | \$674.49 | \$ | 956.00 |
| 3/31/2020 | February | 12440 | 0.05188 | \$ | 670.51 | \$ | 60.35 |  | \$1,393.40 |  |  |  | \$125.41 |  | \$722.89 |  | \$65.06 |  | \$787.95 | \$ | 1,139.60 |
| 4/30/2020 | March | 11440 | 0.05545 | \$ | 659.46 | \$ | 59.35 |  | \$1,283.40 |  | \$115.51 |  | \$623.94 |  | \$56.15 |  | \$680.09 | \$ | 1,049.60 |
| 5/31/2020 | April | 7440 | 0.05545 | \$ | 437.62 | \$ | 39.39 |  | \$843.40 |  | \$75.91 |  | \$405.78 |  | \$36.52 |  | \$442.30 | \$ | 689,60 |
| 6/30/2020 | May | 7960 | 0.05647 | \$ | 474,58 | \$ | 42.71 |  | \$900.60 |  | \$81.05 |  | \$426.02 |  | \$38.34 |  | \$464.36 | \$ | 736.40 |
| 7/31/2020 | June | 15120 | 0.05648 | \$ | 935.46 | \$ | 84.19 |  | \$1,798.20 |  | \$161.84 |  | \$862.74 |  | \$77.65 |  | \$940.39 | \$ | 1,470.80 |
| 8/31/2020 | July | 17800 | 0.067325 | \$ | 1,223,39 | \$ | 110.11 |  | \$1,983.00 |  | \$178.47 |  | \$759.61 |  | \$68,36 |  | \$827.97 | \$ | 1,622.00 |
| 09/31/2020 | August | 14240 | 0.053841 | \$ | 934.11 | \$ | 84.07 |  | \$1,591.40 |  | \$143.23 |  | \$657.29 |  | \$59.16 |  | \$716.45 | \$ | 1,301.60 |
| 10/31/2020 | September | 10600 | 0.06727 | \$ | 738.13 | \$ | 66.43 |  | \$1,191.00 |  | \$107.19 |  | \$452.87 |  | \$40.76 |  | \$493.63 | \$ | 974.00 |
| 11/30/2020 | October | 9040 | 0.049011 | \$ | 468.06 | \$ | 42.13 |  | \$1,019.40 |  | \$91.75 |  | \$551.34 |  | \$49.62 |  | \$600.96 | \$ | 833.60 |
|  |  |  |  | \$ | 7,091.52 | \$ | 638.24 | \$ | 13,172.80 | \$ | 1,185.55 | \$ | 6,081.28 | \$ | 547.32 | \$ | 6,628,60 | \$ | 10,773.20 |

ORDINANCE NO. 1738

# AN ORDINANCE PERTAINING TO THE PROVIDING OF ELECTRIC AND WATER UTILITIES, AMENDING ORDINANCE 1671, SECTION 2. DEFINITIONS, 7. LARGE COMMERCIAL. OF THE CODE OF THE CITY OF GOODLAND, KANSAS. 

ARTICLE I<br>DIVISION 1. - DEFINITIONS AND GENERAL PROVISIONS

## SECTION 1. - RATES

The governing body shall review annually the rates for the utilities provided by the City of Goodland. Said rates shall be set by ordinance of the governing body of said city and shall be based upon the following categories and their respective definitions.

## SECTION 2. - DEFINITIONS

1. CITY shall include all departments and operations of the City of Goodland, Kansas.
2. COMMERCIAL shall include but not be limited to all businesses, government operations, commercial enterprises, dwelling complexes containing 20 or more dwelling units, offices, shops, hotels, churches, schools and institutions.
3. SMALL COMMERCIAL. Service for commercial is AC, 60 cycles, 120 volts or $120 / 240$ volts single-phase 240 volts three-phase 3-wire, 120/240, 120/208 volts or 277/480 three-phase 4-wire, or at any of the city's standard distribution voltages as available. Customers requiring services at secondary voltages other than that already established by the city shall be required to provide suitable space for location of the city's transformation, metering and associated equipment. Secondary voltage other than that already established shall be provided by special permission of the utility. Singlephase motors and other single-phase power and heating units served under this schedule shall not exceed ten horse power and single-phase motors shall not aggregate more than 15 horse power, except by special permission of the electrical department of the City of Goodland. Service for industrial is AC, 60 cycles, single-phase or three-phase, at any of the city's standard voltage ( 13,800 volts or less) where the service may be supplied by a single power transformation location. Three-phase loads shall be balanced. All motors over five horse power are to be three--phased balanced loads.
4. DWELLING. A building or portion thereof, designed exclusively for residential occupancy, including single-family, two-family and multifamily dwellings, boarding and lodging houses, apartment houses and townhouses, but not hotels or motels.
5. DWELLING UNIT. A building or portion of a building that contains living facilities for not more than one family and that includes provisions for sleeping, cooking, eating and sanitation.
6. GOOD CREDIT. Good credit is not being delinquent, or in arrears, for any and all utility charges, more than two times in the prior 24 months.
7. LARGE COMMERCIAL shall include but not be limited to all businesses, government operations, commercial enterprises, dwelling complexes containing 20 or more dwelling units, offices, shops, hotels, churches, schools, institutions and non-profits and shall have a single meter at one location meeting or exceeding 2,000 KWH for three consecutive months, and said customers metered demand meeting or exceeding 40 KW per month for the same three consecutive months.
8. LOW-INCOME shall include any household whose total annual gross income is $\$ 18,000.00$ or less. Total annual gross income shall be calculated by adding together the income of all members of said household.
9. RESIDENTIAL shall include all residential dwellings containing less than 20 individual dwelling units.
10. RESIDENTIAL ELECTRIC SERVICE. Service for residential is AC, 60 cycles, $120 / 240$ volts, 3-wire, single-phase or 120 volt, 2-wire. Single-phase heating loads shall not aggregate over 25 KW except at the utility's option. Three-phase motors shall be on a separate meter, and may at the utility's option be assessed an additional charge.
11. RETURNED CHECK FEE. There is hereby set a fee for the return of a check to the city in the amount of $\$ 30.00$ plus the amount of the check.
12. STANDARD RESIDENTIAL ELECTRIC DROP. The standard residential electric service drop provided by the City of Goodland, Kansas, shall be above ground or overhead service within the corporate boundaries of the City of Goodland, Kansas.

## DIVISION 2. - UTILITY PAYMENT

## Sec. 17-103. - Billing; delinquency/termination notice

All electric, water, solid waste and sewer bills due the city shall be payable monthly and all such bills shall be paid on or before the fifteenth day of the month in which the said bill is received.

A delinquency and termination notice will be sent on the first day after the due date. Ten calendar days after the due date, service will be discontinued. The delinquency and termination notice shall provide the customer of record with the following information:
(a) The amount due;
(b) The type of service and the date on which said service will be terminated if the amount due is not paid, to be ten calendar days after the date of the notice hereinbefore set out.

## Sec. 17-104. - Over-due penalty

All electric, water, solid waste, sewer bills or any other bills for a city-operated utility due the City of Goodland, not paid by the fifteenth day of the month of billing, shall be subject to a one-time penalty of five percent of the unpaid balance of said monthly bill. Said penalty shall be added to the bill and shall be collected with and in the same manner as the original bill.

## DIVISION 3 - EXTENSION OF SERVICES

## Sec. 17-105. - Conditions of service

If the governing body of the city shall deem it in the best interest of the city and its inhabitants and economically feasible, utility service from the city may be furnished to any tract of real estate situated outside the city's corporate limits upon terms and conditions as set forth herein.

## Sec. 17-106. - Application for service

(a) Any person outside the city's corporate limits, desiring to make connection with any municipal utility service, shall first make application to the city clerk. Application shall include a plot plan, drawing and specifications completed by a licensed engineer within the State of Kansas. All plans and permits shall be in accordance with state and city specifications and be approved by the appropriate government entity. The
completed application must be received by the city clerk, at least 60 days prior to the start of any proposed utility extension.
(b) The appropriate department head shall prepare an estimated construction cost to include any service territory acquisition, and the applicant shall submit same with the application for utility extension.
(c) Within 30 days after receiving the completed application and required documentation the city manager shall furnish to the governing body, for its review, the completed application for the proposed extension of utilities, along with the estimated construction cost. The city governing body may approve or disapprove any application for utility extensions. The governing body shall set the tap fee for any approved application.

## Sec. 17-107. - Final payment of costs

The tap fee shall be paid to the city by applicant for the utility extension, prior to the construction of such utility.

## Sec. 17-108. - Location of utility; easements

(a) Selection and approval of extension location. The city shall select or approve the location of any utility extension to be constructed, and the applicant for such extension shall secure and provide any and all easements, in favor of the city, and in a form approved by it that may be required for such extension.
(b) Water extension:
(1) Water meters shall be placed in accordance with city specifications and approval;
(2) Service line taps shall be located to the closest water main that will provide adequate service;
(3) No potable water supply line shall be installed from the city water supply to any structure outside the city limits, without a cross connection device equal to that of a reduced pressure principle backflow preventor being installed immediately after the water meter. No device shall be moved or removed, without the approval of the director of public works and the building official;
(4) The water line extension shall not exceed a distance of one-half mile from the corporate limits of the city.
(c) Sewer extension:
(1) A sewer line extension shall be designed by a Kansas licensed engineer;
(2) A sewer extension shall extend from the nearest adequate sewer main within the corporate limits of the city;
(3) A sewer extension shall not exceed a distance of one-half mile from the corporate limits of the city.
(d) Electrical extension:
(1) All lots within a proposed development or subdivision shall have service drops installed;
(2) An electrical disconnect shall be placed on the outside of all structures before connecting to the city's electric utility;
(3) The electric line extension shall not exceed a distance of two miles from the corporate limits of the city.

## Sec. 17-109. - Connection

Prior to the connection of any utility extension to the city's utility service, all appropriate connection fees shall be paid.

## Sec. 17-110. - Rates, rules and regulations

Every person, company or corporation receiving an extension of the city's utilities shall be subject to all rates, rules and regulations governing any and all city utilities to which such extension has been granted.

## DIVISION 4 - PENALTIES

## Sec. 17-111. - Violations, penalties

Any person or persons, firms, partnership or corporation convicted of a violation of any provisions of this chapter shall upon conviction thereof be fined a sum of not less than $\$ 100.00$ nor more than $\$ 1,000.00$ and or confinement for a period not to exceed 30 days. Each separate day or any portion thereof, during which any violation of this chapter occurs or continues, shall be deemed to constitute a separate offense.

The imposition of one penalty for any violation shall not excuse the violation or permit it to continue. All persons found in violation shall be required to correct or remedy such violations or defects within a reasonable time.

The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

## Sec. 17-112. - Penalties for fraud

It shall be unlawful for any person or persons, firms, partnership or corporation to commit a fraud against the City of Goodland by knowingly providing false information of any kind upon the application form required hereunder and any person found guilty of furnishing false information upon said application shall be punished by a fine of not less than $\$ 50.00$ nor more than $\$ 1,000.00$ and/or confinement for a period not to exceed 30 days.

## ARTICLE II. - ELECTRIC UTILITY

## SECTION 1. UTILITY SERVICE FEE AND/OR DEMAND CHARGE

All users in categories of small and large commercial as defined in section 2, Article 1 of this ordinance having electrical service shall be subject to a customer charge and/or demand charge assessed and billed as set by ordinance. The users in these categories shall be subject to the following:
a. The maximum metered, 15 minutes demand per month, to be read each month and reset.
b. Those customers having a three-phase service to provide for but not limited to heating and or air conditioning and having a $2,000 \mathrm{KWH}$ consumption for any single month shall be subject to demand metering.
c. Accounts with a three-phase service; to provide lighting and or heating and air conditioning, with a service voltage 120/208 pr 120/240, and having KWH usage of 2,000 , and a KW demand of 40 for any month shall be subject to demand billing.
d. After a demand meter has been installed, it shall govern all future demand charges and shall not be removed or its use discontinued without approval and consent by the city governing body, unless the criteria for demand metering is not in excess of the minimums established by ordinance.
e. All users in those categories having 199 amp service or less shall be subject to an additional customer charge or a demand metering assessment and billed according to the rates established by ordinance.

## SECITON 2 MONTHLY RESIDENTIAL RATES

a. Customer charge: $\$ 15.00$ per meter
b. Energy charge, in city: $\$ 0.127$ per KWH
c. Energy charge, outside city: $\$ 0.169$ per KWH

## SECTION 3 MONTHLY SMALL COMMERCIAL RATE

a. Customer charge: $\$ 25.00$ per meter
b. Energy charge, in city: $\$ 0.11$ per KWH
c. Energy charge, outside city: $\$ 0.1511$ per KWH

## SECTION 4 MONTHLY LARGE COMMERCIAL RATE

For those customers meeting the criteria as set forth in Section 17-201 of the Code of the City of Goodland to be classified as an large commercial customer the rates for electrical service shall be as follows:
a. Customer charge: $\quad \$ 15.00$ per meter
b. Energy charge, in city: $\quad \$ 0.09$ per KWH
c. Energy charge, outside city: $\$ 0.1353$ per KWH
d. Metered demand charge: $\$ 9.50$ per KWH
e. All users in this section shall be subject to a demand charge. The current monthly demand charge shall be established by the highest measured demand (corrected for power factor if required) during any 15-minute period occurring during the current billing cycle, reset monthly.

## SECTION 5 OPERATIONAL COST ADJUSTMENT

A monthly cost adjustment will be added to monthly electrical utility bills for all classes of electric customer of the City of Goodland, Kansas. Said adjustment shall be known as Operational Cost Adjustment charge (OCA) and shall be calculated as follows:
a. Calculate total monthly operating costs for electric utility.
b. Multiply the total megawatts billed to customers for the month by the base rate of $\$ 110.00$ to obtain the total base costs. Deduct total base costs from the total monthly operating costs for the electric utility. The difference in operating costs and base costs is divided by the total number of megawatts billed for the month.
c. The operational cost adjustment (OCA) so determined shall be added to each customer's monthly utility billing and shall be identified as CA (cost adjustment).

## SECTION 6 CONNECTION FEE

There shall be a utility connection fee assessed to all city electrical customers for the connection to the electric utility of the city. The connection fee shall be due and payable at the time the connection of the utilities is requested by the customer.

There is hereby set a utility connection fee for the connection of electrical utility by the city in the amount of $\$ 10.00$ plus any applicable state and local sales tax.

## SECTION 7 TAP CHARGE

(a) Electric tap fee. The applicant for a new electrical service installation or the upgrade of an existing electrical service shall pay to the City of Goodland, Kansas, for a standard electric service drop, the following listed tap fee:

1. Single phase: 0-100 amp $\$ 125.00$
2. Single phase: $101-200 \mathrm{amp} \quad \$ 200.00$
3. Single phase: 201 amp and greater $\quad \$ 500.00$

The above fees shall include costs of materials for installing service to the service connection point. Labor shall be excluded.

The applicant for a new electrical service installation or the upgrade of an existing electrical service for a three phase, 100 amp and greater, shall be responsible for the cost of materials for installing service to the service connection point. Labor shall be excluded.

The service materials installed up to the service connection point shall be owned by the city from the source to the service connection point and shall be maintained by the city at all times. The city shall supply and connect the electric meter upon final inspection and approval from the city's building official.

The property owner shall be responsible for installing service from the service connection point to the owner's place of business or residence through the property owner's contractor, at the owner's expense. The property owner shall be responsible for obtaining all easements required for the installation of electric service.
(b) Underground electric service. The property owner may request the City of Goodland, Kansas, to install underground electric service to the service connection point. If the city agrees, the property owner shall be responsible for all cost over and above the standard electric service drop provided by the city. All electric service at the Goodland Municipal Airport shall be underground and any person, firm, partnership or corporation leasing land at the airport shall be required at their expense to install underground electric service for any electric service requirements.
(c) Electric service drop-Outside city limits. Any electric service drop outside the corporate limits of the city shall be negotiated, but in no case shall the fees be less
than the amount charged for the standard electric service drop as established in subsection (a) of this section. The city may require such fee to be paid prior to the construction of the service drop.

## SECTION 8 OWNERSHIP OF ELECTRICAL SERVICE AND EQUIPMENT

The city retains the title to the ownership of the electrical service, electrical meters, city service line and all service equipment used in connection with the supply of electricity to any premises or building. All service lines from the point of connection to the city's service lines to any premises or building shall be installed and maintained by the user.

## SECTION 9 SHUTTING OFF ELECTRICITY

The city may, at any time, shut off or require any consumer to shut off electricity for any of, but not limited to, the following reasons:
(a) Repair, install or extend electric lines and/or equipment;
(b) Make connections or disconnections from the city electric lines;
(c) For a violation of the rules and requirements governing the use of the city's electric power;
(d) For any major fire or other catastrophic incident.

## SECTION 10 RIGHT OF ACCESS

Authorized employees of the city may enter upon any premises at reasonable hours for the purpose of reading the electric meter or servicing or inspecting electric service and/or meters.

## SECTION 11 MEASURE OF ELECTRIC SERVICE TO CONSUMER:

(a) All electrical energy or current furnished by the city to any consumer shall be measured to said consumer thereof by a meter or meters as hereinbefore set out.
(b) Electrical meters shall be read once per month for billing purposes. If the consumer requests that the meter be read more than once per month, except as provided in section 17-217 then each additional reading shall cause a fee of $\$ 20.00$ plus any applicable state and local tax to be assessed to said consumer.

## SECTION 12 SERVICE DISCONNECTION OR RECONNECTION:

Any person, firm, partnership or corporation who fails, neglects, or refuses to properly pay any electric utility charges when due, shall be deemed delinquent, and as such, service
may be disconnected at the time and pursuant to the terms set forth in sections 17-103 and 17-104, as amended, and service shall be disconnected until such delinquent customers shall have paid all arrearages to the city, and if such customer then desires service he or she shall pay the city a sum as set by this article, plus any applicable state and local sales tax as a charge for reconnecting the service and he or she shall further deposit with the city an additional sum as set in this article as a guarantee that charges for electrical current or energy furnished by the city will be paid promptly when due.

It shall be unlawful for any person to reconnect electrical service or cause the same to be reconnected on any premises where electrical service has been shut off for any reason authorized under this article without the authority of the city.

There is hereby established a reconnection fee for reconnection of electrical utility for the city in the amount of $\$ 20.00$ plus any applicable state and local sales tax and an additional $\$ 50.00$ deposit for residential customers, or additional commercial deposit of twice the previous month's utility bill or $\$ 200.00$, whichever is greater.

## SECTION 13 METER DEPOSIT:

All persons, firms, partnerships, corporations, contractors, subcontractors, tenants or lessees desiring or proposing to use electrical current or energy shall make a deposit in an amount as set forth in this article. Said deposit will be required by the city as guarantee for charges for electrical current or energy furnished to the customer by the city and will be paid promptly when due. Such deposits are to be made prior to service by the city and are to be returned when electrical service ceases, less any sum due for electrical currents so furnished. Customers establishing good credit with the city will have their deposit returned at the customer's request. If said customers who have established good credit, discontinue service and then subsequently request a reconnection to electrical service within 24 months of previous disconnection, then that customer shall not be charged a deposit. If said customer's account has been delinquent, or in arrears, more than two times in the prior 24 months then the refund of the deposit shall not be returned until two years after the last date the account has been delinquent, and if a customer's account becomes delinquent after deposit has been returned for good credit or no deposit has been collected, subsequent to reconnection as hereinbefore set out, then a new deposit in an amount as set forth in the article will be required in order to re-establish service. The customer will receive interest annually on the deposit using the State of Kansas rules as a guideline.

## Deposits:

(1) Residential:
\$ 50.00.
(2) Commercial and industrial:
a. Initial meter: $\quad \$ 200.00$.
b. Second meter: $\quad \$ 150.00$.
c. Third and subsequent meters: $\$ 100.00$ per meter.

## SECTION 14 METER TESTING

Any customer of electrical energy or current who believes that his or her meter is incorrect and desires the same tested shall make application to the city clerk for the inspection of the meter. It shall be the duty of the electrical department to test such meter, and if such meter is found to be more than two percent fast, the customer shall have adjustment of electric utility charges covering the period of the preceding three months and if the meter is found to be running less rapidly than is proper, the customer shall pay the proper adjustment to the city for the preceding three months; provided that before any meter shall be tested as provided in this section, the party desiring the test shall deposit with the city $\$ 100.00$ and if the meter is shown by the test to be correct within two percent the deposit shall be forfeited to the city for the cost of inspection.

## SECTION 15 PLACING METERS

All meters to be used for the purpose of measuring electric current or energy, shall except by special permission of the electrical department be placed between five and seven feet from the floor or ground, and in the nearest readily accessible place outside where the wires enter the building and/or any other point of attachment. The location of all meters must be approved by the electrical department before the meter is set.

## SECTION 16 LICENSED ELECTRICTIANS TO DO WORK:

No person except a licensed electrician shall be permitted to install or repair electrical service connections from the city service line to the individuals main breaker box and/or disconnect.

## SECTION 17 PLACING METERS:

No person shall remove, obstruct, alter, injure, damage or attempt to remove, obstruct, alter injure, or damage any electric meter, transformer, conduit, wire, pole or any other appurtenances belonging to the electric system of the city.

## SECTION 18 SECURITY LIGHTS

The City will not install security lights on private property except in commercial applications. The property owner of a commercial property may request the city to install a security light or lights on the owner's property through application to the city and payment of fees as required herein.

Upon approval of the application and payment of fees, the city will install and maintain the security light. At any time fees are not paid when due, the city may remove or disconnect any security lights.

The city reserves the right to remove any security light for any reason it deems necessary and shall give property owner written notice of its intent and reason for doing so.

Fees for security lights shall be as follows:
100 watt light, per month or any part thereof
250 watt light, per month or any part thereof
400 watt light, per month or any part thereof
$\$ 10.00$

1,000 watt light, per month or any part thereof
$\$ 35.00$
\$52.00

## SECTION 19 AFTER-HOURS RECONNECTION FEE:

There is hereby established an after-hours reconnection fee for reconnection of electrical utility outside of normal business hours for the city in the amount of $\$ 50.00$ plus any applicable state and local sales tax. This fee is in addition to existing reconnection fees and deposits.

## ARTICLE III

## WATER UTILITY

## SECITON 1 MONTH WATER RATES:

a. The following monthly rates are hereby established and fixed for the consumption of water from the city's water system within the city's corporate limits:
(1) Customer Charge
1". $\$ 20.00$
$1^{1 / 2 "}$ ..... $\$ 40.00$
2" ..... $\$ 80.00$
3" ..... $\$ 100.00$
4" ..... $\$ 140.00$
(2) Rates

Residential: $\quad \$ 1.35$ per 100 cubic feet up to 4,000 cubic feet. $\$ 1.50$ for each 100 cubic feet over 4,000 cubic feet.

Commercial: $\quad \$ 1.20$ per 100 cubic feet of treated water. Untreated water, will be $50 \%$ less than that of treated water (Example: $\$ 0.60$ per 100 cubic feet)
b. The customers of water consumed outside of the corporate limits of the city from the city's water system, all rates shall be 50 percent greater than the rates set out above for the consumers of water from the system within the corporate limits of the city.
c. The following rate is hereby established for bulk sale of water from the dispensing site established by the city:

Each 100 gallons or part thereof $\$ 0.50$
(This rate includes all applicable state and local sales tax)

## SECTION 2 CONNECTION FEE:

There shall be a utility connection fee assessed to all consumers of water from the city's water system for connection to the water utility of the city. The connection fee shall be due and payable at the time connection of the utilities is requested by the consumer.

There is hereby set a utility connection fee for the connection of water utility by the city in the amount of $\$ 10.00$ plus applicable sales taxes.

## SECTION 3 DEPOSIT GUARANTEE:

(1) All persons, firms, partnerships, corporations, contractors, subcontractors, tenants or lessees desiring or proposing to use water shall make a deposit in an amount as set forth in this article. Said deposit will be required by the city as guarantee for charges for water furnished to the customer by the city and will be paid promptly when due. Such deposits are to be made prior to service by the city and are to be returned when utility service ceases, less any sum due for water so furnished. Customers establishing good credit with the city will have deposit returned at customer's request. If said customers who have established good credit discontinue service and then subsequently request a re-connection to water service, then that customer shall not be charged a deposit. If said customer's account has been delinquent, or in arrears, more than two times in the prior 24 months, then the refund of the deposit shall not be returned until two years after the last date the account has been delinquent, and if a customer's account becomes delinquent after deposit has been returned for good credit or no deposit has been collected, subsequent to reconnection as hereinbefore set out, then a new deposit in an amount as set forth in the ordinance will be required in order to re-establish service. The customer will receive interest annually on the deposit using the State of Kansas rules as a guideline.

## Deposits:

Meters one inch or smaller: $\$ 50.00$ per meter.
Meters larger than one inch: $\$ 100.00$ per meter.

## SECTION 4 WATER TAP CHARGE:

Applicants for new water service shall pay the following tap fees for each particular service. The fee shall include the tapping of the water main, service installation (not to exceed 100 feet), shut-off, meter box and meter. Such fees shall not include the service from the meter to the customer's or developer's building.
(a) All services and meters shall be actual cost excluding labor.
(b) In addition to the above schedule of fees for tapping the main, service and meter installation, the applicant for the new water service shall pay $\$ 0.022$ per square foot of property up to six acres ( 261,360 square feet) to defray the cost of water main installation. For property in excess of six acres, the city will figure the cost to the developer of extending the water main and will set the fee based upon the actual cost of construction; however, the minimum fee shall be the fee for six acres.
(c) The minimum fee based upon square feet of property shall be $\$ 137.50$.
(d) If the water main and complete service installation are constructed under an assessment district, the property within that district will not be subject to the fees under subsections (a) through (c). The phrase "complete service installation" as used in this subsection, includes installation of the water meters.
(e) All water main installation and all service materials installed shall be owned by and maintained by the City of Goodland, Kansas. This shall include the meter and meter box but not the service from the meter location to customer's building.
(f) The city may require an amount equal to the estimated cost for the main or service installation be paid by the customer or developer prior to the main or service work being started.
(g) The cost of service installation exceeding 100 feet, shall be paid by the customer or developer.

## SECTION 5 WATER SERVICE UNDER CONTROL OF THE CITY:

(a) The city shall have charge of the water lines in the streets and up to and including the water meter wheresoever located, and all valves shall be under direct control of the director of public works and utilities. It shall be unlawful for any person to manipulate any valve in the city's water lines, without orders from the director of public works and utilities.
(b) The city shall tap the water main and supply all materials and labor for the installation of the standard water service connection, and shall run a service line to the property line, furnish and set water meter and enclose and cover the same. The city expressly
retains the title to the ownership of the water service connection, the water meter, and all service equipment used in connection with the supply of water to any premises or buildings within the city. All such consumers and all other property owners whose premises are connected to the city water mains shall at their own expense repair, replace, remove all water service lines owned by them, or located on their own premises as may be required by the city in order to prevent loss or damage to the public at large.
(c) It is expressly stipulated by the city governing body that no claims shall be made against them, the city, or any agent, or employee of the city by reason of any break of any service line or other apparatus connected with the city water works, or if from any cause the supply of water should fail, or be disconnected, or shut off.

## SECTION 6 MEASURE OF WATER SERVICE TO CONSUMER

(a) All water furnished by the city to any consumer shall be measured to said consumer thereof by a meter or meters as hereinbefore set out.
(b) Water meters shall be read once per month for billing purposes. If the consumer requests that the meter be read more than once per month, except as provided herein, then each additional reading shall cause a fee of $\$ 20.00$ to be assessed to said consumer.

## SECTION 7 SHUTTING OFF WATER

The city may, at any time, shut off or require any consumer to shut off water for any of, but not limited to, the following reasons:
(a) Repair, install or extend water lines;
(b) Make connections or disconnections from the city water lines;
(c) For a violation of the rules and requirements governing the use of the city's water;
(d) For any major fire or other catastrophic incident;
(e) Failure to repair a water leak due to defective plumbing.

## SECTION 8 SEPARATE WATER SERVICE

It shall be unlawful for any person to connect more than one structure used as a dwelling unit or place of business to the same water line of the city, without having each structure properly metered by a separate meter.

## SECTION 9 METER ACCESS

Authorized employees of the city may enter upon any premises at reasonable hours for the purpose of reading the water meter or servicing or inspecting water meters or utility service. No person shall cover, block, hide, conceal, or any other manner hinder access to any water meter. Each individual water meter reading will be the basis of charge regardless of the number of meters.

## SECTION 10 CHARACTER OF WATER PIPES

All water pipes or lines connected with the water mains of the city for the purpose of conducting water from the mains, through or across any street, lot or alley, or for the purpose of connecting with any hydrant, or for any other purpose shall be of a type approved by the director of public works.

## SECTION 11 NEGLIGENCE

Any consumer or person who through his or her negligence or careless disregard allows the damage of his or her water meter shall be liable for the same and shall pay to the city the cost of labor, materials and repairs for the damage plus any applicable state and local sales tax.

## SECTION 12 WASTING WATER

Any person, firm, partnership or corporation that shall allow or cause any unreasonable waste or diversion of water of whatsoever sort or kind shall be guilty of a violation of this article.

## SECTION 13 TAKING OF WATER FROM FIRE HYDRANTS AND OTHER SOURCES

(a) No person or persons, except the city fire department for firefighting purposes, shall take away from any public watering place, fountain, hose pipe or fire hydrant, or in any way use or take away water for any use without the authorization of the director of public works.
(b) If the director of public works authorizes the taking of water, as outlined herein, the person or persons desiring to use water shall make application to the city clerk for a hydrant meter to measure the amount of water used. A deposit of $\$ 750.00$ will be required, before the hydrant meter may be obtained.
(c) After the application has been approved by the city clerk, the director of public works, or his or her designee, shall supply the hydrant needed to the applicant and record the beginning meter reading. When the person or persons have completed the use
of the hydrant meter, the director of public works, or his or her designee, shall be contacted to take charge of the hydrant meter and record the final reading. The release of the deposit shall be done by the city clerk only after all charges for water usage, billed at the current water rate, and any damage to the hydrant meter have been paid in full to the city.

## SECTION 14 ALTERATIONS

No addition, alteration, or change whatsoever in or about any water lines, except on the owners premises and after the water shall have passed the water meter, shall be made or caused to be made by any consumer without notice or a permit from the director of public works, and any and all additions, alterations or changes shall in all cases be made under the supervision, direction and control of the director of public works and in accordance with the ordinances of the city. No person, except the duly authorized employee of the city water department, shall tamper with any meter or break the seal of any meter.

## SECTION 15 MUTILATION OF WATER PROPERTY

No person shall remove, obstruct, alter, injure, damage or attempt to remove, obstruct, alter, injure, damage any fire hydrant, valve, valve box, valve cover, water meter, water meter box, water meter cover, or in any manner injure any building, machinery, or other appurtenances belonging to the water works system of the city, or carry off, or injure any pipe, tools, fixtures, apparatus, or property pertaining to the water works system of the city.

## SECTION 16 SERVICE DISCONNECTION OR RE-CONNECTION

Any person, firm, partnership or corporation who fails, neglects or refuses to properly pay any water charge, when due, shall be deemed delinquent and as such service may be disconnected at the time and pursuant to the terms set forth in sections 17-103 and 17104, and service may be disconnected until such delinquent customer shall have paid all arrearage to the city and, if such customer then desires service, he or she shall pay the city a sum, as set by this article, as a charge for reconnecting the service and he or she shall further deposit, with the city, an additional sum as set in this article as a guarantee that charges for water furnished by the city will be paid promptly when due.

It shall be unlawful for any person to reconnect water service or cause the same to be reconnected on any premises where water service has been shut off for any reason authorized under this article, without the authority of the city.

The city reserves the right, in lieu of disconnecting the water utility, to disconnect the electric utility and such shall remain disconnected until all fees, as specified herein, and arrearages have been paid.

There is hereby established a reconnection fee for reconnection of water utility for the city in the amount of $\$ 20.00$ plus applicable sales taxes and an additional deposit of $\$ 50.00$.

## SECTION 17 METER TESTING

Any customer of the city's water utility who believes his or her meter is incorrect and desires the same to be tested shall make application to the city clerk for the inspection of the meter. It shall be the duty of the water department to test such meter and, if such meter is found to be more than two percent fast, the customer shall have adjustment of water charges covering the period of the preceding three months and, if the meter is found to be running less rapidly than is proper, the customer shall pay the proper adjustment to the city for the preceding three months; provided, that before any meter shall be tested, as provided in this section, the party desiring the test shall deposit, with the city, $\$ 100.00$ and if the meter is shown by the test to be correct within two percent, the deposit shall be forfeited to the city for the cost of inspection.

## SECTION 18 EXCAVATIONS

No person or persons shall be permitted to make any excavation in any street or alley within the corporate limits of the city for purpose of laying any pipes for water service without having first procured a permit in writing to do so from the building official of the city, nor make excavation in any street or alley within the city within six feet of any water pipe, while the ground is frozen, or to dig up, or uncover so as to expose to frost any water pipe or sewer of the city, except under the direction of the director of public works. No person or persons shall leave any excavation made in any street or alley, within the city, opened at any time without barricades and during nights warning lights must be maintained at such excavations during all the time when the same are open or partially opened and when any excavations are made in the streets or alleys, within the city, the streets, sidewalks and pavements must be restored to as good condition as they were previous to the making of the excavation by the parties making or causing the same to be made, and should any person or persons leave any street, alley, sidewalk or pavement in a condition not as good as before such excavation was made, or should the work be improperly done, or the rubbish caused thereby not properly cleared away, the director of public works and utilities shall have the right to finish or correct the work and the expense shall be charged to the permit holder.

## SECTION 19 CONTRACT

The rates, rules and regulations herein set forth shall constitute and shall be considered part of the contract with every person, company or corporation who is supplied with water from the water works system of the city and every such person, company or corporation who accepts and uses water shall be held to and consent to be bound thereby.

## SECTION 20 AFTER-HOURS RECONNECTION FEE

There is hereby established an after-hours reconnection fee for reconnection of water utility outside of normal business hours for the city in the amount of $\$ 50.00$ plus any applicable state and local sales tax. This fee is in addition to existing reconnection fees and deposits.

## ARTICLE IV LOW INCOME HOUSEHOLDS

## SECTION 1 LOW INCOME ELECTRIC UTILITY RATE:

Any household whose total annual income is $\$ 18,000.00$ or less shall be eligible for a monthly low-income electric rate, which shall be charged as follows:
(1) Energy charge: $\$ 0.110$ per KWH.
(2) Customer charge: None.

## SECTION 2 LOW INCOME WATER UTILITY

Any household whose total annual income is $\$ 18,000.00$ or less shall be eligible for a monthly low income water rate. The monthly low income water utility rate shall be 15 percent lower than the monthly water rates currently set out in the Code of the City of Goodland, Kansas. There shall be no meter charge for low income customers.

## SECTION 3 APPLICATION

Any member of a household which qualifies hereunder may make an application with the city clerk to be approved for low income electric and water rates. Said application shall be on a form prepared by the city clerk and the city clerk shall be authorized to solicit such information on said form as may be necessary to properly evaluate said application. The annual gross income is defined to mean the full 12 calendar months immediately prior to
the filing of an application with the city clerk. Said application form shall contain an authorization, to be signed by said applicant, authorizing the city clerk to verify the information set forth in said application. Said application shall be duly subscribed and sworn to by the applicant.

Upon receipt of an application, the city clerk shall have 15 days in which to approve or disapprove an application. In the event of a disagreement between the applicant and the city clerk, the applicant shall be entitled to appeal the decision of the city clerk to the city manager, then to the city commission, which shall make a final determination upon said application.

Approval of an application shall be for a 12-month period. However, if during said 12month period the total annual gross income from all members of a household shall exceed the sum of $\$ 18,000.00$, it shall be the applicant's responsibility to so notify the city clerk so that said household will revert to the regular electrical and water rates. At the end of the 12-month period after approval of an application, said approval shall automatically terminate, unless the applicant shall, at least 15 days prior to the end of said 12-month period, file an application for an additional 12-month period of reduced electrical and water rates, as provided herein. Upon receipt of a reapplication, the city clerk shall have 15 days in which to approve or disapprove such reapplication.

This ordinance shall be in force and take effect after its publication in the Goodland Star News and on January 18, 2021.

PASSED AND ADOPTED this $4^{\text {th }}$ day of January, 2021, by the Governing Body of the City of Goodland, Kansas.

Annette Fairbanks, Mayor

## ATTEST:

[^2]AGENDA ITEM \#7B
CITY COMMISSION COMMUNICATION FORM

FROM: Joshua Jordan, IT Director
DATE: December 8, 2020
ITEM: Cemetery Cameras
NEXT STEP: Commission Motion
$\square$ Ordinance $\quad \square$ Resolution $\quad \square$ Motion $\quad \mathrm{X}$ Information
I. REQUEST OR ISSUE:

Joni Guyer, Cemetery Caretaker, has requested additional camera installations at the Goodland Cemetery.
II. RECOMMENDED ACTION / NEXT STEP:

I would recommend moving a couple of the existing cameras to a better vantage points, but would not recommend adding any additional cameras. I also advise against allowing the use of $3^{\text {rd }}$ party systems on any part of our network and network infrastructure.

## III. FISCAL IMPACTS:

While I do not have an exact dollar amount to install cameras in any other locations, I do know that it will become quite costly, due to the layout and landscape of the cemetery. The largest contributing factor for placing cameras is the location itself. There would have to be poles installed to house networking gear and cameras. Trenching and conduit would also be required in order to secure and prevent damage to networking cables.

## IV. BACKGROUND INFORMATION:

The city currently has 2 systems used in the storage and monitoring of security cameras installed and maintained by the City of Goodland IT Department. The first system was installed during the remodel of the armory facility that now houses the Goodland Police Department for their operational security and has 22 cameras currently. The second is used by the rest of the city and housed at City Hall. We currently have 7 cameras at the Steever Water Park, 4 at the High Plains Museum, 2 at the Welcome Center (will be removed upon completion of merger), 8 at the cemetery, and 17 at City Hall.

The cameras at the cemetery were first installed in 2017 as a way to deter unwanted people from damaging or visiting the chapel area after hours and damaging or moving things around the shop area.

I currently have 8 cameras at the cemetery. There are 4 in and around the chapel, and the other 4 in and around the shop. The internet is fed through point-to-point wireless bridges coming from the police department building and then to our fiber network back to the city office.

Due to the amount of trees and taller headstones, it is near impossible to create an instance where there is a high degree of coverage for the cemetery as a whole. While we can install more and more cameras, it would be increasing difficult to maintain the system.

We currently have most of our cameras set to record motion only in order to conserve space. In a natural environment like the cemetery, it is a battle to set the sensitivity high enough to pick up important movement while keeping it low enough to not pick up the wind blowing a tree.

Typically, security cameras are reactionary and not proactive. I do not monitor the cameras systems and usually only view when something has happened except for the cameras that directly affect me while at the office. Dispatch only monitors the cameras for the city hall building when it is directly affecting them, such as at night when someone buzzes the door. The museum staff only monitors their cameras when patrons are in the back of the building.

Due to security concerns of our network and infrastructure, we do not allow $3^{\text {rd }}$ parties access to our networks except for two software vendors that are on an as requested basis only. All other outside access is limited to only well-documented services that require it and are properly secured by the IT department by policy.

The cameras are powered and operated over a cable that has a limit on how far away it can be from its source. In consideration for this limit, it would require additional switches and power sources throughout the cemetery.

## V. LEGAL ISSUES:

I am not a lawyer and do not know all the legal ramifications of installing additional cameras either by the City or by a $3^{\text {rd }}$ party.

The same issue and response about another public location was asked about a few years ago, and at that time, legal counsel advised against proceeding. Legal counsel informed us that the largest legal issue is with a $3^{\text {rd }}$ party installing surveillance in what is considered a public place. Kansas abides by the rule of "Reasonable Expectation of Privacy".

Currently, the cameras are directed at known or past known issue areas only and not the cemetery as a whole.

## VI. CONFLICTS OR ENVIRONMENTAL ISSUES:

The adding of additional poles to mount cameras for the purpose of surveillance would also detract from the aesthetics of the cemetery. In order to obtain a full coverage of the cemetery would require the removal of dozens of trees.

## VII. SUMMARY:

While I agree that the loss of property and damage to the cemetery is always bad, I do feel like the cost is prohibitive for the number of occurrences since the first
installation.
Secondly, we have limited resources to provide additional storage of video and do not have the resources to monitor the cameras $24 / 7$. In order to provide the storage requirements to store weeks/month of footage from the 50+ cameras used by the city, it would take a massive storage array and additional networking capabilities.
VIII. ALTERNATIVES:

The commission can decide to allow Joni Guyer to install her own cameras at her expense and maintenance, but I would advise that the locations of any cameras should be approved by the commission and/or legal counsel due to it being on City owned property and considered a public space.

The commission can decide to implement expanded camera surveillance at the cemetery. This will take several weeks or months to fully complete between ordering more hardware, installing poles, and running both network and power.

Commission may take one of the following actions:

1. INFORMATION ONLY

AGENDA ITEM \# 9A
CITY COMMISSION COMMUNICATION FORM

## FROM: Alan Lanning, City Manager

DATE: 12/14/20
ITEM: Commissioner Photos
NEXT STEP: Action
ORDINANCE MOTION
INFORMATION
I. REQUEST OR ISSUE: Commissioner Communication requested by Commissioner Thompson
II. RECOMMENDED ACTION / NEXT STEP: Photos will be taken at the conclusion of this meeting.
III. FISCAL IMPACTS:
IV. BACKGROUND INFORMATION: Interest was expressed in Commissioners having a better presence on the City of Goodland website.
V. LEGAL ISSUES: None
VI. CONFLICTS OR ENVIRONMENTAL ISSUES: None


[^0]:    Mary P. Volk, City Clerk

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[^2]:    Mary P. Volk, City Clerk

