

DRAFT

City of Sedgwick

511 N. Commercial · P.O. Box 131 · Sedgwick, KS 67135

Phone: 316-772-5151 · Fax: 316-772-5592

**REGULAR COUNCIL MEETING
AGENDA**

February 1, 2016

7:30 p.m.

1. Call to Order

Mayor Rodney Eggleston	_____	Council member Kirby Stucky	_____
Council member Richard Ludowese	_____	Council member Rick Jacob	_____
Council member Thom Noone	_____	Council member Lynne Vigil	_____
City Attorney, Brad Jantz	_____	City Clerk, Janise Enterkin	_____
City Administrator, Jaci Reimer	_____	Maintenance, Eric Purk	_____
Police Chief, Ray Huff	_____	EMS Director, Tom Richardson	_____

2. Additions/Deletions to Agenda

MOTION _____ SECOND _____ VOTE _____

3. Consent Agenda:

The items listed on the Consent Agenda are considered by the Governing Body to be routine business items. Approval of the items may be made by a single motion, seconded and majority vote with no separate discussion of any item listed. Should a member of the Governing Body desire to discuss any item, upon request, the item may be removed from the Consent Agenda and considered separately.

- a. Minutes of the Regular Council Meeting held January 18, 2015.
- b. Approval of Payroll \$16,956.16 and General Disbursement Checks \$67,114.87.

MOTION _____ SECOND _____ VOTE _____

4. Public Forum

- a. Fran Miller – discussion on feral cats.
- b.
- c.

5. Staff Reports

- a. Jaci Reimer, City Administrator
- b. Brad Jantz, City Attorney
 - 1. Distressed property and compliance issues
 - 2. Policy reviews
 - 3. Election process

6. Mayor and Council Reports

- a. Set date for Comprehensive Plan review workshop – February 9th, 7PM?

MOTION _____ SECOND _____ VOTE _____

- b.

7. Unfinished Business

- a. Soil samples – 120 N. Washington

MOTION _____ SECOND _____ VOTE _____

- b.

- c.

8. New Business

- a. Water Policy – First Read
- b. Ordinance No. 838 - Court Cost Policy Amendment

MOTION _____ SECOND _____ VOTE _____

- c. Executive Session – Personnel – 10 minutes

MOTION _____ SECOND _____ VOTE _____

9. Meeting/Date Reminders

- a. Feb. 5, Planning Commission, 7pm
- b. Feb. 18, MLA training – Kan/Cap Board/Council Training-Salina
- c. Feb. 15, City Hall Closed – President’s Day
- d. Feb. 16, City Council Meeting – 7:30 pm
- e. Mar. 5, Legislature Coffee, Rep. Don Schroeder & Sen. Carolyn McGinn – 10am
Sedgwick Senior Center
- f. Mar. 29-31, KS Rural Water Assoc. – Century II, Wichita

10. Adjournment

MOTION _____ SECOND _____ VOTE _____

PRESIDING: Mayor Rodney Eggleston

GOVERNING BODY MEMBERS PRESENT: Thom Noone, Rick Jacob, Richard Ludowese, Kirby Stucky, Lynne Vigil

ATTENDING: Jaci Reimer, City Administrator; Janise Enterkin, City Clerk; Brad Jantz, City Attorney; Pilar Martin, Harvey County Independent; Ray Huff, Police Chief; Tom Richardson, Director of Emergency Services; Josh Garver, Andrew Paasch; Eric Purk, City Superintendent

ADDITIONS AND DELETIONS TO AGENDA

MOVED BY NOONE AND SECONDED BY VIGIL TO APPROVE THE AGENDA AS PRESENTED. MOTION CARRIED.

CONSENT AGENDA

MOVED BY VIGIL AND SECONDED BY STUCKY TO APPROVE THE CONSENT AGENDA INCLUDING:

MINUTES OF THE REGULAR COUNCIL MEETING HELD DECEMBER 21, 2015

PAYROLL CHECKS \$16,476.66

GENERAL DISBURSEMENT CHECKS \$138,967.66.

MOTION CARRIED.

PUBLIC FORUM

No public in attendance

STAFF REPORTS

2015 4th Quarter Staff Reports

Eric Purk, City Superintendent – presented his 4th quarter 2015 report to Council.

Council member Lynne Vigil thanked maintenance for cleanup after the ice storm and Christmas decorations looked great.

- a. Maintenance has been busy locating water and sewer lines for NPL Construction, who was hired by Kansas Gas to move gas lines.
- b. Maintenance has purchased a new truck that is now in service.

Ray Huff, Police Chief – presented his 4th quarter/year-end 2015 report to Council.

- a. Huff reported that our calls are better than most in the county.
- b. Officer numbers are down, hard to hire, not an easy job to do and budget is difficult. We have some prospects and will hire an officer next week.
- c. The department is changing uniforms. Received a donation of uniforms from another larger department.
- d. Found another police vehicle for sale from Enterprise, KS. A 2012 Charger with 58,000 miles for \$10,000. Consensus of Council to purchase vehicle from Enterprise, KS.
- e. The car purchased from the City of Maize will be picked up this week. Plans are to sell 2 of the vehicles we currently own.

Council member Lynne Vigil asked about smoking in government vehicles and what the policy is. She said she thinks it is something we should be sensitive to.

Chief Huff said he would like another full time officer. It takes a minimum of 5 full time officers to cover 24 hours.

Council discussed suggestions regarding speed zones. The suggestions were to place flashing lights on the speed zone signs and painting the pavement. Will bring some ideas and costs to the next meeting.

Council member Vigil asked for a comparison of calls from 2013 to 2015.

Tom Richardson, Director of Emergency Services – presented 4th quarter/year end 2015 report to Council.

- a. The forest service tanker chassis was completed with a 400 gallon tank. A picture and information was sent to Manhattan and satisfied our quota.
- b. Storage of foam trailer at Unruh Fire with intent to store at Green Energy.
- c. Air packs, no need to purchase any because the department received 12.
- d. SCBA masks, an additional 20 masks were purchased. 15 masks were unopened, will recover \$7000-\$8,000.
- e. Foam trailer stored at Unruh Fire, the intent is to store the foam trailer at Green Energy.
- f. The old tanker was sold on PurpleWave for \$3,000.
- g. McGinn family provided a pizza party for Fire and EMS.
- h. The Fire & EMS departments had a Christmas Party, Jeremy Liby smoked the meat.
- i. Radios have been installed in both ambulances and engine 32.
- j. DOT annual inspections.
- k. Old EMS cots were donated to Peabody and Moscow, KS.
- l. Meetings with architect to look at preliminary plans for future EMS building.
- m. Working on staffing/recruiting.

Jaci Reimer, City Administrator, reviewed the following items with Council:

- a. E-bill service is ready. Mailing will be going out tomorrow with sign-up sheets.
- b. Year-end is busy. Some bills are still coming in for year 2015. Final numbers should be ready in the next 10 days.
- c. New computer was purchased to replace Jaci's computer that 'blew up'.
- d. Alley work bids should be returned by the 2nd meeting of February.
- e. City of Shawnee purchased new uniforms and donated the old uniforms to us and other departments.
- f. Possible small manufacturer for industrial park II.
- g. Kansas Rural Water conference will be in March. Motion to select voting delegates is on agenda.
- h. Terracon gave basic soil sample cost at over \$5,000. Council said to check with Allied for their cost.
- i. Discussion and/or decision regarding online fees.
- j. Comprehensive Plan for discussion or decision.
- k. Council member Stucky, asked about the property on Garfield if it had been inspected for exterior code compliance. Jaci will contact Bryan Chapman regarding his findings.

Brad Jantz, City Attorney, for next agenda -

- a. Distressed and compliance issues.
- b. Former employee personnel issue – executive session for non-elected personnel.
- c. Policy reviews
- d. Election process

NEW BUSINESS

MOVED BY VIGIL AND SECONDED BY JACOB TO APPROVE KANSAS RURAL WATER ASSOCIATION VOTING DELEGATE ERIC PURK AND ALTERNATE SHAWN YOUNTS. MOTION CARRIED.

MAYOR AND COUNCIL REPORTS

No reports given.

OLD BUSINESS

City Administrator Reimer reported that the processing company will give a discount to the city for fees and no checking charge.

MOVED BY VIGIL AND SECONDED BY JACOB TO AUTHORIZE CITY STAFF TO INITIATE A GENERAL WAIVER OF ONLINE FEES FOR USE OF THE ELECTRONIC PAYMENT SERVICES IN SATISFYING UTILITY BILL PAYMENTS ONLY. ALL SUCH FEES ASSESSED FOR PAYMENT OF CITY UTILITY BILLS ONLY BY CREDIT CARD, DEBIT CARD, CHECKING, OR SAVINGS ACCOUNTS CARRYING A USE OR SERVICE FEE FOR SUCH ELECTRONIC PAYMENT SHALL BE SATISFIED BY THE CITY. MOTION CARRIED.

Council would like to set a date for work session to look at the Comprehensive Plan. No date was set.

MEETING/DATE REMINDERS

- a. Jan. 22, MLA training – Ethics & Civility-Bel Aire
- b. Jan. 27, Local Government Day-Topeka
- c. Feb. 18, MLA training – Kan/Cap Board/Council Training-Salina
- d. Mar. 29-31, KS Rural Water Assoc. – Century II, Wichita

MOVED BY NOONE AND SECONDED BY JACOB TO ADJOURN. MOTION CARRIED.

Meeting adjourned at 8:37 PM.

Janise P. Enterkin, CMC
City Clerk

February 1, 2016

January 29, 2016 PAYROLL CHECKS

\$16,956.16

01/22/16	GENERAL DISBURSEMENT CHECKS	62443-62465	\$	5,748.42
01/22/16	GENERAL DISBURSEMENT CHECKS	62466	\$	10,001.00
01/29/16	GENERAL DISBURSEMENT CHECKS Payroll Deductions	62467-62474	\$	21,045.02
01/29/16	GENERAL DISBURSEMENT CHECKS	62475-62502	\$	30,320.43

\$ 67,114.87

\$ 84,071.03

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City of Sedgwick (SEDGKS)
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Vendor	Description	Check Date	Invoice#	Check#	Check Total
BUTLER COMMUNITY COLLEGE	EDUCATION	01/22/2016	201610-00313814	62443	\$761.00
CITY ATTORNEYS ASSOCIATION OF I	2016 MEMBERSHIP DUES	01/22/2016	16-447	62444	\$35.00
COX BUSINESS SERVICES	WWTP INTERNET	01/22/2016	012216COX	62445	\$204.95
GALLS	JACKET	01/22/2016	004700787	62446	\$140.24
JOSH GARVER	MEAL REIMBURSEMENTS	01/22/2016	012216JG	62447	\$24.77
INTERNATIONAL INSTITUTE OF MUNI	CONFERENCE REGISTRA	01/22/2016	012216IIMC	62448	\$1,650.00
INDUSTRIAL SPECIALTIES	WASTE DEGRAD	01/22/2016	39914	62449	\$495.00
INTERSTATE ALL BATTERY CENTER	BATTERIES	01/22/2016	1913201004135	62450	\$42.00
J & H FARM EQUIPMENT, INC.	FILTERS	01/22/2016	47562	62451	\$100.72
KANSAS MUNICIPAL UTILITIES	2016 MEMBERSHIP DUES	01/22/2016	012216KMU	62452	\$719.00
KANSAS HEALTH & ENVIRONMENTAL	10-01-15 / 12-18-15	01/22/2016	012216KDHE	62453	\$427.00
KANSAS GAS SERVICE	402 S. COMM.	01/22/2016	012216KGS	62454	\$39.63
KANSAS SECRETARY OF STATE	2015 KSA SUPPLIMENTS	01/22/2016	012216KSS	62455	\$121.50
KURT'S SUPER SERVICE	VEHICLE REPAIRS	01/22/2016	7085	62456	\$65.00
ORSCHLN FARM AND HOME, CARD	TRAPS	01/22/2016	012216ORSCH	62457	\$15.17
ANDREW PAASCH	MEAL REIMBURSEMENT	01/22/2016	012216AP	62458	\$29.90
PETTY CASH	POSTAGE & REGISTRATI	01/22/2016	012216PC	62459	\$44.46
PITNEY BOWES	POSTAGE RENTAL	01/22/2016	2349845-JA16	62460	\$229.29
QUILL	OFFICE SUPPLIES	01/22/2016	012216QUILL	62461	\$64.99
ROBERTS HUTCH-LINE. INC.	COPY PAPER	01/22/2016	361457-362123	62462	\$99.25
VERIZON WIRELESS	DECEMBER CELL PHONE	01/22/2016	012216VERIZON	62463	\$89.28
WALMART	CHRISTMAS DECORATION	01/22/2016	012216WALMART	62464	\$25.67
WESTAR	12/04/15-01/07/16	01/22/2016	012216WESTAR	62465	\$324.60

Total Direct Expense:	\$5,748.42
Total Immediate Payments:	\$5,748.42

Report Summary

Report Selection Criteria

Report Type:	Detailed	
Transaction Number:	Start	End

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City of Sedgwick (SEDGKS)

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Vendor	Description	Check Date	Invoice#	Check#	Check Total
CITY OF ENTERPRISE	2012 DODGE CHARGER	01/22/2016	0000001	62466	\$10,001.00

Total Direct Expense: \$10,001.00
Total Immediate Payments: \$10,001.00

Report Summary

Report Selection Criteria

Report Type: Detailed
Start End
Transaction Number: Start End

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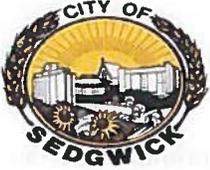
Vendor	Description	Check Date	Invoice#	Check#	Check Total
BOUND TREE MEDICAL, LLC	MEDICAL SUPPLIES	01/29/2016	82031270	62475	\$249.11
CARQUEST AUTO PARTS	VEHICLE MAINTENANCE	01/29/2016	JANUARY INVOICES	62476	\$790.28
BRYAN CHAPMAN	JANUARY TRIP CHARGES	01/29/2016	012916BC	62477	\$75.00
CULLIGAN OF WICHITA	WATER	01/29/2016	427140	62478	\$36.78
JANISE P ENTERKIN	CELL PHONE STIPEND	01/29/2016	012916JE	62479	\$40.00
FELD FIRE	MAINTENANCE	01/29/2016	0289829-IN	62480	\$256.00
ASA GALLOWAY	MILEAGE	01/29/2016	012916AG	62481	\$100.44
ZANE HANSEN	CELL PHONE STIPEND	01/29/2016	012916ZH	62482	\$25.00
DUANE HELMS	JANUARY TRIP CHARGES	01/29/2016	012916DH	62483	\$30.00
HARVEY COUNTY KANSAS	COG - 2016 LOBBYIST	01/29/2016	012916HCK	62484	\$750.00
RAY HUFF	PHONE STIPEND	01/29/2016	012916RH	62485	\$25.00
J. L. UNRUH, L.L.C.	ROAD MATERIAL	01/29/2016	16-0130	62486	\$1,471.28
SEDGWICK LILLIAN TEAR LIBRARY	APPROPRIATIONS	01/29/2016	012916	62487	\$17,490.17
MID-AMERICA RESEARCH CHEMICAL	WASP KILLER	01/29/2016	0570307-IN	62488	\$137.83
KRISTINA MITCHEM	REMOVE PATCHES	01/29/2016	012916KM	62489	\$95.00
ANDREW PAASCH	CELL PHONE STIPEND	01/29/2016	012916AP	62490	\$25.00
PACE ANALYTICAL SERVICES, INC.	ANALYSES	01/29/2016	164680	62491	\$350.10
PITNEY BOWES	POSTAGE	01/29/2016	012916PB	62492	\$700.00
ERIC PURK	PHONE STIPEND	01/29/2016	012916EP	62493	\$25.00
QUILL	RECEIPT BOOKS	01/29/2016	2169082	62494	\$259.05
JACLYN REIMER	PHONE STIPEND/MILEAG	01/29/2016	012916JR	62495	\$134.55
TOM RICHARDSON	PHONE STIPEND/MILEAG	01/29/2016	012916TR	62496	\$136.68
SALINA SUPPLY COMPANY	TOOL FOR WATER DEPT.	01/29/2016	S100043204.001	62497	\$30.99
SUPERIOR LAMP INC	LIGHT BULBS	01/29/2016	S3007612-01	62498	\$264.00
VALLEY REPAIR SERVICE, LLC	VEHICLE MAINTENANCE	01/29/2016	11903 - 11893	62499	\$1,646.15
LYNNE VIGIL	MILEAGE	01/29/2016	012916LV	62500	\$17.28
WESTAR	STREET LIGHTS	01/29/2016	012916WESTAR	62501	\$4,259.74
CITY OF WICHITA	SLUDGE HAUL	01/29/2016	AR642453	62502	\$900.00

Total Direct Expense:

\$30,320.43

Total Immediate Payments:

\$30,320.43



ADMINISTRATOR'S NOTES

February 1, 2016

- ❖ **CONSENT AGENDA ITEMS:**
 - a. Minutes from regular council meeting January 18, 2016
 - b. Payroll and general disbursement checks
- ❖ Fran Miller has asked to address the Council regarding a perceived feral cat issue in her neighborhood on west Eighth Street.
- ❖ Newsletters and information on the new e-bill service was sent to all water customers and in the first two weeks twenty (20) residents have signed up. We hope to have more sign up as the word gets out.
- ❖ Tom has continued to meet with Architect Randy Clark on updating plans for a future new fire/ems station. They have been able to reduce the costs associated with the structure and are diligently working to come up with a new station that will not only meet our needs but be financially feasible. He is also still putting together a final plan and costs for properly finishing the tanker truck so it can be utilized in its full capacity.
- ❖ Bids for the intersection and alley work were sent out to twelve area contractors. The schedule is that bids are to be received at City Hall and be opened at 4:00pm on Wednesday, February 10th. We will then prepare a bid tabulation sheet that will be in your packet for Monday, February 15th for your consideration and any appropriate action that you wish to take. We bid the three projects as separate bid items with the understanding that while the award will be to only one contractor we have the right to award only one of the projects or up to all three of the projects depending on final costs. The order of job priority is the intersection repairs first, then the alley west of Commercial between 4th & 5th, and lastly the alley between 5th & 6th.
- ❖ FYI – As I am sure you have been made aware, Booster Club voted at their last meeting to not hold a 2016 festival due to lack of volunteers and resources. They hope to use this time to recruit a more consistent volunteer base and possibly make some needed changes to the overall festival format. This could include many things such as the overall size and makeup, activities offered, and when it is held. It was a very hard decision, but the group feels that possibly this is what is needed to logically determine the long-term future and make-up of the event.
- ❖ We switched our annual HVAC maintenance on all city buildings from Denny's in Newton to Bryan's in Valley Center. The total quote was within \$50 of one another with Bryan's being less. We have been having some service issues with Denny's and would like to try another company.
- ❖ The water tower cleaning reports are in your packets as an FYI. They recommend that we consider painting the towers at the next cleaning to be performed in 2018. Other than that our checks were good and the towers are in good mechanical condition.
- ❖ The department heads recently held a table top disaster training regarding response and protocols for activities during severe weather and also a city-wide staff general safety meeting for personal protective equipment, slips and falls, electrical safety, lock-out tag-out, safe lifting, MSDS information, and accident reporting.
- ❖ Brad is currently working with staff on updating the general cemetery policies, a cemetery procurement policy, and reviewing our existing personnel policies and job descriptions. Brad has also been working on determining what action, if any, needs to be taken by the City to accommodate

the new election requirements. He can speak to these if requested or when he has the drafts ready for Council input and review.

- ❖ It was discussed at the last meeting to have a special meeting to discuss the Comprehensive Plan. Janise had sent out an email to all of you asking about the possibility of holding a joint meeting with the Planning Commission to discuss the Comprehensive Plan at their meeting on Tuesday, February 9, 7:00pm. Since they updated the plan, possibly discussion with them could be beneficial to the Council and help answer questions you may have. She received no response regarding this suggestion.
- ❖ I talked to Allied Labs regarding submitting a quote to do soil bores on the property at 120 N. Washington. You will find their proposal in your packet. They will perform 4 borings and take 6 samples at different depths. They will then perform field observation testing; color, moisture, smell, compactibility, etc., and make a recommendation as to whether or not full analytical testing needs to be performed and on which samples. So we may need to test a few, but not all. Cost of testing is on the City and you have an email from PACE Labs in Salina as to the cost of this testing. The cost for Allied's services is \$995 which is considerably cheaper than first quoted by Terracon. If action is taken on this item, the work can be performed in the next two weeks.
- ❖ The reports from our building inspector was sent to you via email on Friday on the two properties that are in need of repair. We also put the current distressed property ordinance in your packet so you can review the options available to you. The City Attorney can review this with you at the meeting and let you know how to proceed if you choose to do so.
- ❖ The City Attorney has put together an updated water policy with Amanda's assistance and it is in your packet for review and a first read. It will be on your agenda on February 15th for action. The main change was in regards to the process for discontinuing service for delinquent accounts. We will send out the first billing, and then a red/pink late bill if not paid by the 20th. The late bill will indicate time and date (the 3rd of the month at 10am) of shut-off. Final door hangars will no longer be used. We will leave a door hangar with instructions on how to get services restored when we shut-off the water. Other changes were calling a reconnect fee more properly a disconnect fee; allowing for online payments; and also adding the ability to retain credit balances that remain unclaimed on closed accounts as per state statute. When approved, city staff will provide notification to all customers regarding these changes.
- ❖ Brad discussed the increase from the State in Court Fees with you at the last meeting. He has prepared the amendment to our existing ordinance to accommodate this increase. You will see that court costs are going up by \$10.00.
- ❖ In May, the International Institute of Municipal Clerks conference is being held in Omaha. I am planning to send all three of the office staff to this event. It is a wonderful opportunity and a very good educational venue as well. They will leave on Saturday and return on Wednesday. It is the first time in a long time it has been this close. The dates are May 21-25. In March is the Spring City Clerks Conference put on by WSU in Wichita and Amanda and Janise will be attending. Asa will be going to the Kansas Association of Court Clerks conference in Junction City on April 1st and is currently still attending the Mini MPA program on Friday mornings at WSU. Three of the maintenance crew will be attending (at different times) the KRWA conference at Century II in Wichita from March 29-31st.
- ❖ There are several pieces of information in the back of your packets as an FYI to keep you informed of information provided to the City. There are reports from our lobbyist Bernie Koch, information from WAMPO, Harvey County Council of Governments meeting summary, upcoming KAN-CAP training for Councils, and also updates from Harvey County EDC.

ORDINANCE NO. 731

AN ORDINANCE EMPOWERING THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS TO CAUSE THE REPAIR OR REMOVAL OF UNSAFE OR DANGEROUS STRUCTURES WITHIN SAID CITY; PRESCRIBING A PROCEDURE FOR THE COMPLETION OF SUCH REPAIR OR REMOVAL; PROVIDING FOR A HEARING THEREON AND FOR NOTICE THEREOF; AUTHORIZING THE CITY TO COMPLETE SUCH REMOVAL IN CERTAIN INSTANCES AND PROVIDING A PROCEDURE FOR THE FINANCING AND RECOVERY OF THE COSTS THEREOF; PROVIDING FOR THE IMMEDIATE REMOVAL WITHOUT PRIOR NOTICE OR HEARING OF STRUCTURES WHICH CONSTITUTE AN IMMEDIATE HAZARD; AND, REPEALING ORDINANCE 357 OF THE CITY OF SEDGWICK, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS:

Section 1. PURPOSE. The governing body has found that there exist within the corporate limits of the city structures which are unfit for human use or habitation because of dilapidation, defects increasing the hazards of fire or accidents, structural defects or other conditions which render such structures unsafe, unsanitary or otherwise inimical to the general welfare of the city, or conditions which provide a general blight upon the neighborhood or surrounding properties. It is hereby deemed necessary by the governing body to require or cause the repair, closing or demolition or removal of such structures as provided in this ordinance.

Section 2. DEFINITIONS. For the purpose of this ordinance, the following words and terms shall have the following meanings:

- (a) Enforcing officer means the City of Sedgwick city code enforcement officer or his or her authorized representative.
- (b) Last known address includes the address where the property is located, or the address as listed in the tax records.
- (c) Parties in interest means any owner or owners of record, judgment creditor, tax purchaser, occupant or other party having any legal or equitable title or interest in the property.
- (d) Structure shall include any building, wall, superstructure or other structure which requires location on the ground, or is attached to something having a location on the ground.

Section 3. ENFORCING OFFICER; DUTIES. The enforcing officer is hereby authorized to exercise such powers as may be necessary to carry out the purposes of this ordinance, including the following:

- (a) Inspect any structure which appears to be unsafe, dangerous or unfit for human habitation;
- (b) Have authority to enter upon premises at reasonable hours for the purpose of making such inspections. Entry shall be made so as to cause the least possible inconvenience to any person in possession of the structure. If entry is denied, the enforcing officer may seek an order for this purpose from a court of competent jurisdiction;
- (c) Report all structures which he or she believes to be dangerous, unsafe or unfit for human habitation to the governing body;
- (d) Receive petitions as provided in this ordinance.

Section 4. PROCEDURE; PETITION. Whenever a petition is filed with the enforcing officer by at least five residents charging that any structure is dangerous, unsafe or unfit for human habitation, or whenever it appears to the enforcing officer on his or her own motion that any structure is dangerous, unsafe or unfit for human habitation, he or she shall, if his or her preliminary investigation discloses a basis for such charges, report such findings to the governing body.

Section 5. SAME; NOTICE. The governing body upon receiving a report as provided in Section 4 shall by resolution fix a time and place at which the owner, the owner's agent, any lienholder of records and any occupant of the structure may appear and show cause why the structure should not be condemned and ordered repaired or demolished.

Section 6. SAME; PUBLICATION.

(a) The resolution shall be published once each week for two consecutive weeks on the same day of each week. At least 30 days shall elapse between the last publication and the date set for the hearing.

(b) A copy of the resolution shall be mailed by certified mail within three days after its first publication to each owner, agent, lienholder and occupant at the last known address and shall be marked "deliver to addressee only."

Section 7. SAME; HEARING, ORDER. If, after notice and hearing, the governing body determines that the structure under consideration is dangerous, unsafe or unfit for human use or habitation, it shall state in writing its findings of fact in support of such determination and shall cause the resolution to be published once in the official city newspaper and a copy mailed to the owners, agents, lienholders of record and occupants in the same manner provided for the notice of hearing. The resolution shall fix a reasonable time within which the repair or removal of such structure shall be commenced and a statement that if the owner of such structure fails to commence the repair or removal of such structure within the time stated or fails to diligently prosecute the same until the work is completed, the governing body will cause the structure to be razed and removed.

Section 8. DUTY OF OWNER. Whenever any structure within the city shall be found to be dangerous, unsafe or unfit for human use or habitation, it shall be the duty and obligation of the owner of the property to render the same secure and safe or to remove the same.

Section 9. SAME; FAILURE TO COMPLY.

(a) If, within the time specified in the order, the owner fails to comply with the order to repair, alter, improve or vacate the structure, the enforcing officer may cause the structure to be repaired, altered, improved, or to be vacated and closed.

(b) If, within the time specified in the order, the owner fails to comply with the order to remove or demolish the structure, the enforcing officer may cause the structure to be removed and demolished.

Section 10. SAME; MAKE SITE SAFE. Upon removal of any structure, the owner shall fill any basement or other excavation located upon the premises and take any other action necessary to leave the premises in a safe condition. If the owner fails to take such action, the enforcing officer may proceed to make the site safe.

Section 11. ASSESSMENT OF COSTS: FINANCE.

(a) The cost to the city of any repairs, alterations, improvements, vacating, removal or demolition by the enforcing officer, including making the site safe, shall be reported to the city clerk.

(b) The city shall give notice to the owner of the structure by restricted mail of the cost of removing the structure and making the premises safe and secure. The notice shall also state that payment of the cost is due and payable within 30 days following receipt of the notice.

(c) If the costs remain unpaid after 30 days following receipt of notice, the city clerk may sell any salvage from the structure and apply the proceeds or any necessary portion thereof to pay the

cost of removing the structure and making the site safe. Any proceeds in excess of that required to recover the costs shall be paid to the owner of the premises upon which the structure was located.

(d) If the proceeds of the sale of salvage or from the proceeds of any insurance policy in which the city has created a lien pursuant to K.S.A. 40-3901, *et seq.*, and amendments thereto, are insufficient to recover the above stated costs, or if there is no salvage, the balance shall be collected in the manner provided by K.S.A. 12-1,115, and amendments thereto, or shall be assessed as special assessments against the lot or parcel of land on which the structure was located and the city clerk, at the time of certifying other city taxes, shall certify the unpaid portion of the costs to the county clerk and who shall extend the same on the tax rolls of the county against such lot or parcel of land and it shall be collected by the county treasurer and paid to the city as other city taxes are collected and paid. The city may pursue collection both by levying a special assessment and in the manner provided by K.S.A. 12-1,115, and amendments thereto, but only until the full cost and applicable interest has been paid in full.

(e) If there is no salvage material, or if the moneys received from the sale of salvage or from the proceeds of any insurance policy in which the city has created a lien pursuant to K.S.A. 40-3901, *et seq.*, and amendments thereto, are insufficient to pay the costs of the work and the costs of providing notice, such costs or any portion thereof in excess of that received from the sale of salvage or any insurance proceeds may be financed, until the costs are paid, out of the general fund or by the issuance of no-fund warrants.

Section 12. IMMEDIATE HAZARD. When in the opinion of the governing body any structure is in such condition as to constitute an immediate hazard requiring immediate action to protect the public, the governing body may direct the enforcing officer to erect barricades or cause the property to be vacated, taken down, repaired, shored or otherwise made safe without delay. Such action may be taken without prior notice to or hearing of the owners, agents, lienholders and occupants. The cost of any action under this section shall be assessed against the property as provided in Section 11.

Section 13. APPEALS FROM ORDER. Any person affected by an order issued by the governing body under this ordinance may, within 30 days following service of the order, petition the district court of the county in which the structure is located for an injunction restraining the enforcing officer from carrying out the provisions of the order pending final disposition of the case.

Section 14. SCOPE OF ORDINANCE. Nothing in this ordinance shall be construed to abrogate or impair the powers of the courts or of any department of the city to enforce any provisions of its ordinances or regulations, nor to prevent or punish violations thereof; and the powers conferred by this ordinance shall be in addition to and supplemental to the powers conferred by the constitution, any other law or ordinance. Nothing in this ordinance shall be construed to impair or limit in any way the power of the city to define and declare nuisances and to cause their removal or abatement by summary proceedings or otherwise or to exercise those powers granted specifically by K.S.A. 12-1750:1756f.

Section 15. REPEAL. Ordinance 357 and any and all other ordinances and parts of ordinances herewith are repealed.

Section 16. This ordinance shall be in full force and effect from and after its adoption and once publication in the official city newspaper.

ADOPTED AND APPROVED by the Governing Body of the City of Sedgwick, this 7th, day of August, 2006.


Donald K. DeHaven, Mayor

ATTEST:


Janise F. Enterkin, City Clerk

(SEAL)



January 27, 2016

Ms. Jaci Reimer
City of Sedgwick
511 North Commercial
Sedgwick, Kansas 67135

Re: **Proposal for Contract Drilling Services**
120 North Washington Avenue
Sedgwick, Kansas
Proposal No. 74-16P0006

Ms. Reimer,

Professional Engineering Consultants, P.A., Field Services (PFS) Geotechnical Engineering Division is pleased to submit this proposal for Contract Drilling Services for the above referenced project. It is our understanding that you request 4 borings extending to depths of 15 feet in depth below existing site grade. Sampling of the subsurface soils will be performed at intervals of 0.5, 2.0, 3.5, 5.0, 8.5, and 13.5 feet. Sampling will be performed using a truck-mounted mobile Drill B-31 Drill rig, using 6-inch diameter continuous flight auger.

Given the location of the project, it is estimated that sampling for the site will primarily be performed using a Split-Spoon Sampler. All split-spoon samples will be sealed in plastic bags and delivered to your office. Based on field observation, if contaminated soils are encountered, select samples will be placed in environmental sampling containers for testing by your agent. All samples obtained from the field exploration will be delivered to your office. **Fees for the Contract Drilling Services as outlined above are estimated to be \$995.00.** The estimate will be a lump sum cost for the scope of services presented. If additional borings are required while onsite, they will be billed at a rate of \$15.00 per foot. You will be contacted prior to performing any additional field services (if necessary) for your approval.

The fee estimate assumes that the boring locations are accessible with a truck-mounted drill rig. Prior to drilling, PFS will perform a utility check of the site by notifying the appropriate One Call utility locate system. However, on-site private utilities may not be identified by the One Call locate system.

Based on our current work schedule, we anticipate the field exploration portion of the project could begin within approximately 3 to 5 days after notice to proceed and completion of the utility check, barring site access or weather delays. The field exploration would likely require 1 days to complete. The actual schedule will be dependent on the weather conditions and our workload at notice to proceed.

We appreciate the opportunity to provide this proposal. Our General Provisions for Professional Services and Special Provisions for Geotechnical Services are presented on Attachments A and B,

FORWARD ALL MAIL TO
PEC Field Services
303 SOUTH TOPEKA
WICHITA, KANSAS 67202
E-MAIL: Fieldservices@PEC1.com

**CONSTRUCTION/SURVEY/GEOTECHNICAL
DIVISIONS LOCATED AT**
350 SOUTH WASHINGTON
WICHITA, KANSAS 67202
(316) 262-6457
FAX NO. (316) 262-6592

respectively. If this proposal is acceptable, please sign and return a copy to our office. If you have any questions, please contact us at your convenience.

Respectfully,

FIELD SERVICES: GEOTECHNICAL ENGINEERING DIVISION
A department of Professional Engineering Consultants, P.A.

Accepted By:



Nicholas K. Steele, E.I.
Geotechnical Division Project Manager

Client: _____

Date: _____

attachments

1. **STANDARD OF CARE.** PEC Field Services, a department of Professional Engineering Consultants, P.A. (herein referred to as PFS) shall provide professional services according to the agreed upon scope of services. PFS will perform the services with the level of care and skill ordinarily exercised by other Consultants of the same profession under similar circumstances at the time the services are performed and in the same locality. PFS makes no warranties, express or implied, under this Agreement, or in any report, opinion, document, or otherwise. Client shall give PFS prompt written notice of all suspected defects in the services.
2. **INITIATION.** PFS is authorized to proceed upon receipt of an executed copy of the Agreement or Notice to Proceed. If verbal notice to proceed is given, the terms of these provisions will apply whether or not a signed proposal is returned. Client shall provide PFS right-of-entry to property. Client shall notify PFS of all known health and safety hazards on the site. Client shall correctly identify the location of known subsurface structures and utilities. PFS shall not be responsible for damage to underground structures or utilities.
3. **TAXES.** Client shall reimburse PFS for any sales, use and value-added taxes which apply to these services. Client shall reimburse PFS for the amount of such taxes in addition to the compensation due for the services.
4. **INSURANCE.** PFS agrees to maintain during the performance of the services: Statutory Workers' Compensation coverage; and Comprehensive General and Automobile Liability insurance coverage in the sum of the agreed amount; and to the extent applicable, Professional Liability insurance for PFS's negligent acts, errors or omissions in providing services.
5. **FORCE MAJEURE:** Neither party shall hold the other responsible for damages or for delays in performance caused by force majeure, acts of God, or other acts or circumstances beyond the control of the other party, or that could not have been reasonably foreseen and prevented including, but not be limited to, weather, floods, earthquakes, epidemics, war, riots, terrorism, strikes, and unanticipated site conditions.
6. **INDEMNIFICATION/HOLD HARMLESS.** PFS shall indemnify and hold harmless the Client and its employees from any and all liability, settlements, loss, attorney's fees, and expenses in connection with damages resulting from PFS's negligent acts, errors, or omissions in services provided pursuant to this Agreement; provided, however, that if any such liability, settlements, attorney's fees or expenses result from the concurrent negligence of PFS and the Client, this indemnification applies only to the extent of PFS's negligence.
7. **USE OF DOCUMENTS.** Drawings, specifications, reports, programs, manuals, or other documents, including all documents on electronic media, prepared under this Agreement are instruments of service and as such are applicable only to the subject project. PFS shall retain an ownership and property interest therein.
8. **DISPUTES.** Any action for claims arising out of or relating to this Agreement or the project that is the subject of this Agreement shall be governed by the laws of the State of Kansas. Good faith negotiation and mediation are express conditions precedent to the filing of any legal action. Unless the parties agree otherwise, the mediation shall be conducted pursuant to the Construction Mediation Rules of the American Arbitration Association.
9. **TERMINATION OF AGREEMENT.** Each party reserves the right to terminate this Agreement at any time, upon a 15 day written notice, provided that PFS shall be paid the value of the services rendered up to the time of termination.
10. **AGREEMENT SOLELY FOR PARTIES' BENEFIT.** This agreement is solely for the benefit of PFS and Client. Nothing herein is intended in any way to benefit any third party or otherwise create any duty or obligation on behalf of PFS or Client in favor of such third parties.
11. **LIMITATION OF LIABILITY.** Client and PFS agree that to the fullest extent permitted by law, PFS's total liability to the Client is limited to \$20,000 for any and all damages or expenses arising out of this Agreement from any cause(s) or under any theory of liability. In no event shall PFS be liable for consequential damages, including, without limitation, loss of use or loss of profits, incurred by Client or its subsidiaries or successors, regardless of whether such damages are caused by breach of contract, willful misconduct, negligent act or omission, or other wrongful act of either of them.

1. **THE OWNER AGREES.** To furnish PEC Field Services (herein referred to as PFS) any information currently available relative to existing and proposed improvements in the project area which may be pertinent to the project. Such information may include, soil borings and geotechnical reports about the subsurface conditions, hazardous conditions and/or history of site contamination, underground utilities, etc.
2. **RIGHT OF ENTRY.** Client shall provide PFS right of entry to the project site. Client shall also provide all approvals, consents, permits and licenses necessary for the performance of our services. PFS will take reasonable precautions to minimize property damage. Client recognizes that damage may occur due to heavy equipment and drilling activities. Restoration of the project site is not included with our services unless specifically identified in the proposal.
3. **ACCESS.** The geotechnical proposal assumes all boring locations are accessible to our drilling equipment. Client shall provide access to all boring locations, including but not limited to, clearing of trees and vegetation, removal of fences or other obstructions, and leveling the site, unless specifically included in Allied's scope of services. PFS may terminate this agreement if access to the boring locations is not provided.
4. **HAZARDOUS MATERIALS.** Client shall inform PFS of all known or suspected health and safety hazards at the project site. If unanticipated hazardous materials are observed or suspected during performance of our services, PFS may terminate, or suspend work until a suitable safety plan is developed. PFS does not create hazardous materials and will not be responsible for hazardous materials resulting from drilling activities. Hazardous materials, including but not limited to fluids and soil cuttings, from the drilling activities are the property of the client and will be left at the site. The client is responsible for treatment or disposal of hazardous materials.
5. **UTILITIES.** Client shall correctly identify and mark the location of known subsurface structures and utilities. PFS will take reasonable precautions to avoid damage to underground structures and utilities including notifying Kansas One Call prior to drilling. PFS shall not be responsible for direct or indirect damages to Client or third parties caused by the failure to correctly locate and mark underground structures and utilities.
6. **BORING LOCATIONS AND ELEVATIONS.** Allied's drilling crew will locate borings by measuring distances and estimating angles from existing site features. Borings will be drilled at the approximate proposed or requested locations. PFS may move boring locations due to site access restrictions or subsurface variations. If ground surface elevations are included in our scope of work for the project, they will be determined by the drilling crew using a level survey referencing readily accessible benchmarks and an assumed elevation unless an established benchmark is provided. Boring locations and elevations will be approximate within the limits of these methods. If more accuracy is required, Client should employ a registered land surveyor to obtain locations and elevations.
7. **SAMPLES.** Samples obtained during the field exploration will be tested in the laboratory for index and engineering properties as outlined in the proposal referencing ASTM procedures. Samples will be disposed of immediately after completion of the geotechnical report unless other arrangements are made.
8. **SAFETY.** PFS has safety procedures for our drilling crew and personnel. PFS is not responsible for safety of persons other than PFS employees. PFS is not responsible for damages incurred by third parties due to drilling activities.
9. **SUBSURFACE RISKS.** Client recognizes that special risks occur whenever engineering disciplines are applied to identify subsurface conditions. Even a comprehensive sampling and testing program with appropriate equipment and experienced personnel in accordance with the professional standard of care may not detect all subsurface conditions. Site exploration identifies subsurface conditions only at those points where subsurface tests are conducted or samples are obtained. Geotechnical engineers review the field and laboratory data and then apply their professional judgment to render an opinion about subsurface conditions throughout the site. Actual subsurface conditions may differ from those indicated in the Geotechnical Report. Retaining the geotechnical engineer who developed the report to provide construction observation is the most effective method of managing the risks associated with unanticipated conditions.

Jaci Reimer

From: Petra Craddock - CAS <pmcraddock@cas-lab.com>
Sent: Tuesday, January 26, 2016 5:50 PM
To: Jaci Reimer
Subject: Pricing

Jaci,

Pricing per sample is TPH OA-1 - \$95.00, TPH OA-2 @ \$95.00 and BTEX @ \$95.00. City of Sedgwick has a 10% discount. The holding time for these are 14 days. Please let me know if you need further information.

*Petra M. Craddock
Project Manager
Pace Analytical
525 N. Eighth St.
Salina, KS 67401-3737
Phone: 785-827-1273 Ext. 116
Fax 785-823-7830
pmcraddock@cas-lab.com*

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January 13, 2016

City of Sedgwick
511 N. Commercial
Sedgwick, KS 67135

Attn: Ms. Jaci Reimer
P: (316) 772-5151
E: administrator@cityofsedgwick.org

Re: Proposal for Limited Site Investigation
120 Washington Street
Sedgwick, Harvey County, Kansas
Terracon Proposal No. P01167020

Dear Ms. Reimer:

Terracon Consultants, Inc. (Terracon) appreciates the opportunity to submit this proposal to the City of Sedgwick (client) to conduct a Limited Site Investigation (LSI) at the above-referenced site. The following sections outline the scope of services, schedule and compensation.

1.0 PROJECT INFORMATION

We understand the site consists of a former road maintenance yard and associated structure with salt and asphalt milling storage, and an AST. Additionally, the adjacent south property is an auto maintenance shop, and a filling station (Cenex cardtol) is located approximately 150 south of the site.

We understand that the client desires a LSI to assess the site for potential soil and groundwater impact associated with former site operations, the adjacent south property, and the Cenex Cardtrol. If this is not correct, please inform us immediately.



Terracon Consultants, Inc. 1815 S. Eisenhower Wichita, Kansas 67209
P (316) 262-0171 F (316) 262-6997 terracon.com

Environmental

Facilities

Geotechnical

Materials

2.0 COMMITMENT TO SAFETY

Terracon has a 100% commitment to the safety of all its employees. As such, and in accordance with our *Incident and Injury Free®* safety culture, Terracon will develop a safety plan to be used by our personnel during field services. Prior to commencement of on-site activities, Terracon will hold a meeting to review health and safety needs for this specific project. At this time, we anticipate performing fieldwork in a USEPA Level D work uniform consisting of hard hats, safety glasses, protective gloves, and steel-toed boots. It may become necessary to upgrade this level of protection, at additional cost, while sampling activities are being conducted in the event that petroleum or chemical constituents are encountered in soils or groundwater that present an increased risk for personal exposure.

3.0 SCOPE OF SERVICES

3.1 Soil and Groundwater Probes

Prior to intrusive investigation, Terracon will request location/clearance of public underground utilities onsite through the Kansas One-Call (Dig Safe) Program. We request that the client identify and locate any privately operated underground lines or structures in the proposed work areas (e.g., sewer lines, drains, equipment electric lines, etc.).

Three (3) direct-push probes are proposed across the site. Two (2) locations are proposed in the vicinity of the on-site building to assess past operations; and one (1) location is proposed along the southern portion of the site.

Soil cores will be collected continuously from each probe from ground surface to the top of the shallow water table, anticipated to be approximately 25 to 30 feet below ground surface (bgs). Soil samples will be collected from the soil cores at approximate 4 feet intervals (0 to 1 feet, 3 to 4 feet, 7 to 8 feet, and so on), or at points of obvious lithologic changes or zones of impact.

Part of each soil sample will be placed in a zip-closed plastic bag for field-screening, and part will be reserved on ice in a cooler for possible laboratory analysis. Field-screening samples will be screened for headspace volatile organic compounds (VOCs) using a photoionization detector (PID) equipped with a 10.6 eV lamp.

Groundwater samples will be collected for laboratory analysis using a screen point groundwater sampler positioned approximately 3 to 5 feet below the top of the shallow water table (as observed in the field). Groundwater level measurements will be taken using an electronic water level indicator. A groundwater sample will be collected from each probe.

Following collection of groundwater samples, the probes will be plugged with bentonite approximately to the ground surface.

Investigation-derived soil and water waste will be spread in unpaved areas onsite. Other investigation-derived waste will be disposed as municipal solid waste.

Re-usable down-hole soil sampling equipment and hand tools used in collecting soil samples will be cleaned between uses using a potable water wash and/or using a detergent/potable water solution wash and potable water rinse.

A total of two soil samples (based on PID readings or at the discretion of the field professional), and one groundwater sample per probe will be submitted under chain-of-custody procedures to a Kansas-certified laboratory for analysis.

The soil samples (two soil samples total) will be analyzed for total petroleum hydrocarbons low-range hydrocarbons (TPH LRH) per Test Method 8260 KS TPH Modified LRH, total petroleum hydrocarbons mid-range hydrocarbons (TPH MRH) per Test Method 8015 KS Modified MRH, total petroleum hydrocarbons high-range hydrocarbons (TPH HRH) per Test Method 8015 KS Modified HRH, and VOCs (full list) per EPA Test Method 8260B. The groundwater samples (three samples total) will be analyzed for the same.

Note that the scope of this LSI is not comprehensive, and is limited to assessment of certain contaminants often associated with printing shops and industrial facilities. If contaminants are identified, additional assessment would likely be required to delineate the extent of the observed impact.

3.2 Report

Following field services as described in Section 3.1, Terracon will discuss readily notable preliminary observations, if any, with the client. On receipt of the laboratory report, Terracon will prepare a brief LSI report describing and documenting the field investigation and summarizing the findings and results of the field investigation, and identifying instances where detected contaminant concentrations (if any) exceed applicable Kansas Department of Health and Environment (KDHE) action limits. The LSI Report will include maps, analytical data summary tables, and a copy of the laboratory report and chain-of-custody.

This LSI report will be prepared for the exclusive use and reliance of the City of Sedgwick. Use or reliance by any other party is prohibited without the written authorization of the City of Sedgwick and Terracon Consultants, Inc. (Terracon).

Reliance on the LSI by the client and all authorized parties will be subject to the terms, conditions and limitations stated in the proposal, LSI report, and Terracon's Agreement. The limitation of liability defined in the Agreement is the aggregate limit of Terracon's liability to the client and all relying parties.

4.0 SCHEDULE

Terracon is prepared to commence the LSI scope of services within approximately 5 business days of receipt of written notification to proceed, depending on equipment availability and favorable weather. It is anticipated that the field investigation should be completed in one business day. Laboratory reports are generally available in seven business days after receipt of samples, though preliminary analytical results may be available earlier. The LSI Report will be submitted within approximately 5 to 10 business days of receipt of laboratory analytical results.

5.0 COMPENSATION

The Scope of Services outlined in this proposal will be performed for a lump sum fee of \$5,700. If additional work is required outside the scope of this proposal, costs to perform that work will be provided. Client authorization will be obtained prior to commencement of any additional work outside the scope of this proposal.

This proposal and cost estimate were prepared based on the following assumptions:

- The client will provide to Terracon, prior to mobilization, legal right of entry to the site (and other areas if required) to conduct the scope of services.
- The client will notify Terracon, prior to mobilization, of any restrictions, special site access requirements, or known potentially hazardous conditions at the site (e.g., hazardous materials or processes, specialized protective equipment requirements, unsound structural conditions, etc.)
- Utilities on private land that are not located through the Kansas One-Call Program will be located by the client or the site owner/operator.
- Probe total depths do not exceed approximately 35 feet bgs, no more than three groundwater samples and two soil samples are submitted for analysis, and IDW can be disposed as outlined in this proposal.
- Use of temporary well casings to facilitate collection of groundwater samples is not necessary. Additional fees of approximately \$100 per probe will apply if temporary casings are utilized.
- Work can be performed during normal business hours (Monday through Friday, 7:00 am to 7:00 pm), and completed in one day

- The site and sample locations are readily accessible by two-wheel drive truck.

If any of these assumptions or conditions are not accurate or change during the project, the stated fee is subject to change. Please contact us immediately if you are aware of any inaccuracies in these assumptions and conditions, so we may revise the proposal or fee.

6.0 GENERAL COMMENTS

Terracon's services will be performed in a manner consistent with generally accepted practices of the professional undertaken in similar studies in the same geographic area during the same period. Terracon makes no warranties, express or implied, regarding its services, findings, conclusions or recommendations. Please note that Terracon does not warrant the work of laboratories, regulatory agencies or other third parties supplying information used in the preparation of the report. LSI services will be performed in accordance with the scope of work agreed with you, our client, as set forth in this proposal and are not intended to be in strict conformance with ASTM E1903-11.

Findings, conclusions, and recommendations resulting from these services will be based upon information derived from on-site activities and other services performed under this scope of work; such information is subject to change over time. Certain indicators of the presence of hazardous substances, petroleum products, or other constituents may have been latent, inaccessible, unobservable, non-detectable, or not present during these services, and we cannot represent that the site contains no hazardous substances, toxic substances, petroleum products, or other latent conditions beyond those identified during this LSI. Subsurface conditions may vary from those encountered at specific borings or wells or during other surveys, tests, assessments, investigations or exploratory services; the data, interpretations, findings and our recommendations are based solely upon data obtained at the time and within the scope of these services.

The terms, conditions, and limitations stated in the attached Agreement for Services and sections of this proposal incorporated therein, shall constitute the exclusive terms and conditions and services to be performed for this project. This proposal is valid only if authorized within 90 days from the proposal date.

We appreciate the opportunity to provide this proposal and look forward to working with you on this project. If you are ready for Terracon to proceed with this work, please sign the Supplement to Agreement for Services and return a copy to Terracon via US Mail, fax at 316-262-6997, or email at cmclough@terracon.com. If you should have any questions or comments regarding this proposal, please contact either of the undersigned.

Proposal for Limited Site Investigation
120 Washington Street ■ Sedgwick, Kansas
January 13, 2016 ■ Terracon Proposal No. P01167020



Sincerely,
Terracon Consultants, Inc.

A handwritten signature in black ink that reads "CeLena Clough". The signature is fluid and cursive.

CeLena Clough
Field Geologist

A handwritten signature in black ink that reads "Eric J. Gorman". The signature is fluid and cursive.

For Eric J. Gorman, P.G.
Principal – Env. Department Manager

Attachments: Agreement for Services
Probe Location Map



● Proposed Probe Location

AGREEMENT FOR SERVICES

This **AGREEMENT** is between City of Sedgwick, KS ("Client") and Terracon Consultants, Inc. ("Consultant") for Services to be provided by Consultant for Client on the 120 Washington Street project ("Project"), as described in the Project Information section of Consultant's Proposal dated 1/13/2016 ("Proposal") unless the Project is otherwise described in Exhibit A to this Agreement (which section or Exhibit is incorporated into this Agreement).

- 1. Scope of Services.** The scope of Consultant's services is described in the Scope of Services section of the Proposal ("Services"), unless Services are otherwise described in Exhibit B to this Agreement (which section or exhibit is incorporated into this Agreement). Portions of the Services may be subcontracted. Consultant's Services do not include the investigation or detection of, nor do recommendations in Consultant's reports address the presence or prevention of biological pollutants (e.g., mold, fungi, bacteria, viruses, or their byproducts) or occupant safety issues, such as vulnerability to natural disasters, terrorism, or violence. If Services include purchase of software, Client will execute a separate software license agreement. Consultant's findings, opinions, and recommendations are based solely upon data and information obtained by and furnished to Consultant at the time of the Services.
- 2. Acceptance/ Termination.** Client agrees that execution of this Agreement is a material element of the consideration Consultant requires to execute the Services, and if Services are initiated by Consultant prior to execution of this Agreement as an accommodation for Client at Client's request, both parties shall consider that commencement of Services constitutes formal acceptance of all terms and conditions of this Agreement. Additional terms and conditions may be added or changed only by written amendment to this Agreement signed by both parties. In the event Client uses a purchase order or other form to administer this Agreement, the use of such form shall be for convenience purposes only and any additional or conflicting terms it contains are stricken. This Agreement shall not be assigned by either party without prior written consent of the other party. Either party may terminate this Agreement or the Services upon written notice to the other. In such case, Consultant shall be paid costs incurred and fees earned to the date of termination plus reasonable costs of closing the project.
- 3. Change Orders.** Client may request changes to the scope of Services by altering or adding to the Services to be performed. If Client so requests, Consultant will return to Client a statement (or supplemental proposal) of the change setting forth an adjustment to the Services and fees for the requested changes. Following Client's review, Client shall provide written acceptance. If Client does not follow these procedures, but instead directs, authorizes, or permits Consultant to perform changed or additional work, the Services are changed accordingly and Consultant will be paid for this work according to the fees stated or its current fee schedule. If project conditions change materially from those observed at the site or described to Consultant at the time of proposal, Consultant is entitled to a change order equitably adjusting its Services and fee.
- 4. Compensation and Terms of Payment.** Client shall pay compensation for the Services performed at the fees stated in the Compensation section of the Proposal unless fees are otherwise stated in Exhibit C to this Agreement (which section or Exhibit is incorporated into this Agreement). If not stated in either, fees will be according to Consultant's current fee schedule. Fee schedules are valid for the calendar year in which they are issued. Fees do not include sales tax. Client will pay applicable sales tax as required by law. Consultant may invoice Client at least monthly and payment is due upon receipt of invoice. Client shall notify Consultant in writing, at the address below, within 15 days of the date of the invoice if Client objects to any portion of the charges on the invoice, and shall promptly pay the undisputed portion. Client shall pay a finance fee of 1.5% per month, but not exceeding the maximum rate allowed by law, for all unpaid amounts 30 days or older. Client agrees to pay all collection-related costs that Consultant incurs, including attorney fees. Consultant may suspend Services for lack of timely payment. It is the responsibility of Client to determine whether federal, state, or local prevailing wage requirements apply and to notify Consultant if prevailing wages apply. If it is later determined that prevailing wages apply, and Consultant was not previously notified by Client, Client agrees to pay the prevailing wage from that point forward, as well as a retroactive payment adjustment to bring previously paid amounts in line with prevailing wages. Client also agrees to defend, indemnify, and hold harmless Consultant from any alleged violations made by any governmental agency regulating prevailing wage activity for failing to pay prevailing wages, including the payment of any fines or penalties.
- 5. Third Party Reliance.** This Agreement and the Services provided are for Consultant and Client's sole benefit and exclusive use with no third party beneficiaries intended. Reliance upon the Services and any work product is limited to Client, and is not intended for third parties. For a limited time period not to exceed three months from the date of the report, Consultant will issue additional reports to others agreed upon with Client, however Client understands that such reliance will not be granted until those parties sign and return Consultant's reliance agreement and Consultant receives the agreed-upon reliance fee.
- 6. LIMITATION OF LIABILITY.** CLIENT AND CONSULTANT HAVE EVALUATED THE RISKS AND REWARDS ASSOCIATED WITH THIS PROJECT, INCLUDING CONSULTANT'S FEE RELATIVE TO THE RISKS ASSUMED, AND AGREE TO ALLOCATE CERTAIN OF THE ASSOCIATED RISKS. TO THE FULLEST EXTENT PERMITTED BY LAW, THE TOTAL AGGREGATE LIABILITY OF CONSULTANT (AND ITS RELATED CORPORATIONS AND EMPLOYEES) TO CLIENT AND THIRD PARTIES GRANTED RELIANCE IS LIMITED TO THE GREATER OF \$10,000 OR CONSULTANT'S FEE, FOR ANY AND ALL INJURIES, DAMAGES, CLAIMS, LOSSES, OR EXPENSES (INCLUDING ATTORNEY AND EXPERT FEES) ARISING OUT OF CONSULTANT'S SERVICES OR THIS AGREEMENT. PRIOR TO ACCEPTANCE OF THIS AGREEMENT AND UPON WRITTEN REQUEST FROM CLIENT, CONSULTANT MAY NEGOTIATE A HIGHER LIMITATION FOR ADDITIONAL CONSIDERATION. THIS LIMITATION SHALL APPLY REGARDLESS OF AVAILABLE PROFESSIONAL LIABILITY INSURANCE COVERAGE, CAUSE(S) OR THE THEORY OF LIABILITY, INCLUDING NEGLIGENCE, INDEMNITY, OR OTHER RECOVERY. THIS LIMITATION SHALL NOT APPLY TO THE EXTENT THE DAMAGE IS PAID UNDER CONSULTANT'S COMMERCIAL GENERAL LIABILITY POLICY.
- 7. Indemnity/Statute of Limitations.** Consultant and Client shall indemnify and hold harmless the other and their respective employees from and against legal liability for claims, losses, damages, and expenses to the extent such claims, losses, damages, or expenses are legally determined to be caused by their negligent acts, errors, or omissions. In the event such claims, losses, damages, or expenses are legally determined to be caused by the joint or concurrent negligence of Consultant and Client, they shall be borne by each party in proportion to its own negligence under comparative fault principles. Neither party shall have a duty to defend the other party, and no duty to defend is hereby created by this indemnity provision and such duty is explicitly waived under this Agreement. Causes of action arising out of Consultant's services or this Agreement regardless of cause(s) or the theory of liability, including negligence, indemnity or other recovery shall be deemed to have accrued and the applicable statute of limitations shall commence to run not later than the date of Consultant's substantial completion of services on the project.
- 8. Warranty.** Consultant will perform the Services in a manner consistent with that level of care and skill ordinarily exercised by members of the profession currently practicing under similar conditions in the same locale. EXCEPT FOR THE STANDARD OF CARE PREVIOUSLY STATED, CONSULTANT MAKES NO WARRANTIES OR GUARANTEES, EXPRESS OR IMPLIED, RELATING TO CONSULTANT'S SERVICES AND CONSULTANT DISCLAIMS ANY IMPLIED WARRANTIES OR WARRANTIES IMPOSED BY LAW, INCLUDING WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.
- 9. Insurance.** Consultant represents that it now carries, and will continue to carry: (i) workers' compensation insurance in accordance with the laws of the states having jurisdiction over Consultant's employees who are engaged in the Services, and employer's liability insurance (\$1,000,000); (ii) commercial general liability insurance (\$1,000,000 occ / \$2,000,000 agg); (iii) automobile liability insurance (\$1,000,000 B.I. and P.D. combined single

limit); and (iv) professional liability insurance (\$1,000,000 claim / agg). Certificates of insurance will be provided upon request. Client and Consultant shall waive subrogation against the other party on all general liability and property coverage.

- 10. CONSEQUENTIAL DAMAGES. NEITHER PARTY SHALL BE LIABLE TO THE OTHER FOR LOSS OF PROFITS OR REVENUE; LOSS OF USE OR OPPORTUNITY; LOSS OF GOOD WILL; COST OF SUBSTITUTE FACILITIES, GOODS, OR SERVICES; COST OF CAPITAL; OR FOR ANY SPECIAL, CONSEQUENTIAL, INDIRECT, PUNITIVE, OR EXEMPLARY DAMAGES.**
- 11. Dispute Resolution.** Client shall not be entitled to assert a Claim against Consultant based on any theory of professional negligence unless and until Client has obtained the written opinion from a registered, independent, and reputable engineer, architect, or geologist that Consultant has violated the standard of care applicable to Consultant's performance of the Services. Client shall provide this opinion to Consultant and the parties shall endeavor to resolve the dispute within 30 days, after which Client may pursue its remedies at law. This Agreement shall be governed by and construed according to Kansas law.
- 12. Subsurface Explorations.** Subsurface conditions throughout the site may vary from those depicted on logs of discrete borings, test pits, or other exploratory services. Client understands Consultant's layout of boring and test locations is approximate and that Consultant may deviate a reasonable distance from those locations. Consultant will take reasonable precautions to reduce damage to the site when performing Services; however, Client accepts that invasive services such as drilling or sampling may damage or alter the site. Site restoration is not provided unless specifically included in the Services.
- 13. Testing and Observations.** Client understands that testing and observation are discrete sampling procedures, and that such procedures indicate conditions only at the depths, locations, and times the procedures were performed. Consultant will provide test results and opinions based on tests and field observations only for the work tested. Client understands that testing and observation are not continuous or exhaustive, and are conducted to reduce - not eliminate - project risk. Client agrees to the level or amount of testing performed and the associated risk. Client is responsible (even if delegated to contractor) for requesting services, and notifying and scheduling Consultant so Consultant can perform these Services. Consultant is not responsible for damages caused by services not performed due to a failure to request or schedule Consultant's services. Consultant shall not be responsible for the quality and completeness of Client's contractor's work or their adherence to the project documents, and Consultant's performance of testing and observation services shall not relieve Client's contractor in any way from its responsibility for defects discovered in its work, or create a warranty or guarantee. Consultant will not supervise or direct the work performed by Client's contractor or its subcontractors and is not responsible for their means and methods.
- 14. Sample Disposition, Affected Materials, and Indemnity.** Samples are consumed in testing or disposed of upon completion of tests (unless stated otherwise in the Services). Client shall furnish or cause to be furnished to Consultant all documents and information known or available to Client that relate to the identity, location, quantity, nature, or characteristic of any hazardous waste, toxic, radioactive, or contaminated materials ("Affected Materials") at or near the site, and shall immediately transmit new, updated, or revised information as it becomes available. Client agrees that Consultant is not responsible for the disposition of Affected Material unless specifically provided in the Services, and that Client is responsible for directing such disposition. In the event that test samples obtained during the performance of Services (i) contain substances hazardous to health, safety, or the environment, or (ii) equipment used during the Services cannot reasonably be decontaminated, Client shall sign documentation (if necessary) required to ensure the equipment and/or samples are transported and disposed of properly, and agrees to pay Consultant the fair market value of this equipment and reasonable disposal costs. In no event shall Consultant be required to sign a hazardous waste manifest or take title to any Affected Materials. Client shall have the obligation to make all spill or release notifications to appropriate governmental agencies. The Client agrees that Consultant neither created nor contributed to the creation or existence of any Affected Materials conditions at the site. Accordingly, Client waives any claim against Consultant and agrees to indemnify and save Consultant, its agents, employees, and related companies harmless from any claim, liability or defense cost, including attorney and expert fees, for injury or loss sustained by any party from such exposures allegedly arising out of Consultant's non-negligent performance of services hereunder, or for any claims against Consultant as a generator, disposer, or arranger of Affected Materials under federal, state, or local law or ordinance.
- 15. Ownership of Documents.** Work product, such as reports, logs, data, notes, or calculations, prepared by Consultant shall remain Consultant's property. Proprietary concepts, systems, and ideas developed during performance of the Services shall remain the sole property of Consultant. Files shall be maintained in general accordance with Consultant's document retention policies and practices.
- 16. Utilities.** Client shall provide the location and/or arrange for the marking of private utilities and subterranean structures. Consultant shall take reasonable precautions to avoid damage or injury to subterranean structures or utilities. Consultant shall not be responsible for damage to subterranean structures or utilities that are not called to Consultant's attention, are not correctly marked, including by a utility locate service, or are incorrectly shown on the plans furnished to Consultant.
- 17. Site Access and Safety.** Client shall secure all necessary site related approvals, permits, licenses, and consents necessary to commence and complete the Services and will execute any necessary site access agreement. Consultant will be responsible for supervision and site safety measures for its own employees, but shall not be responsible for the supervision or health and safety precautions for any other parties, including Client, Client's contractors, subcontractors, or other parties present at the site.

Consultant: **Terracon Consultants, Inc.**
By:  Date: **1/13/2016**
Name/Title: **Steven M Linehan / Department Manager I- Professional**
Address: **1815 S. Eisenhower
Wichita, KS 67209**
Phone: **(316) 262-0171** Fax: **(316) 262-6997**
Email: **Steven.Linehan@terracon.com**

Client: **City of Sedgwick, KS**
By: _____ Date: _____
Name/Title: _____
Address: **Po Box 131
Sedgwick, KS 67135**
Phone: _____ Fax: _____
Email: _____

Reference Number: P01167020

Subject: Water and Sewer Extensions & Services	Effective Date: February 1, 2016
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POLICY DEVELOPMENT PROCESS

A. PURPOSE

Future extension of water and sewer utility services shall be in accordance with the Policy Statement outlined herein:

B. POLICY

1. SERVICE PRIORITIES

It is the mission of the City of Sedgwick to provide service within the following framework or priorities:

Priority 1. Serve existing users which are directly connected to the utility system.

Priority 2. Serve future users which will be directly connected to the utility system because of their location within the boundaries of the identified urban growth/service area.

Priority 3. Serve other quasi-public/public entities (i.e., cities, RWD's, improvement districts, etc.) for which the utility has existing contractual agreements for service delivery.

2. MANDATORY CONNECTION AND SERVICE PROVISION

A. As service is made available, users within the corporate limits shall be required to connect to both water and sewer facilities.

B. Users of City of Sedgwick water utility shall, as soon as available, be required to connect to City of Sedgwick sewer utility.

3. CONNECTIONS IN ABSENCE OF SPECIAL ASSESSMENTS
BENEFIT DISTRICT

- A. Requests for connections to water or sewer service by properties located within the boundaries of the identified urban growth/service area, which would not be able to receive utility service as part of a special assessment benefit district, can be considered under this program. In order to qualify for a connection in absence of a special assessment benefit district, determination must be made to verify that the property requesting service connection could not be served by a proposed or prospective benefit district. Subject to formal approval from the City Council, such determination would be made based upon the following criteria.
- B. A special assessment benefit district is by definition "proposed" if a petition has been prepared and mailed by the City Engineer proposing a benefit district that could give water or sewer service to the applying property, whether the property might be located within the proposed district or contiguous to it. If a proposed benefit district is not available to provide utility service to the connecting property, a determination must be made about the future availability of service through a prospective benefit district with the determination of the existence of a prospective benefit district being made jointly by the City Engineer and City Council.

4. URBAN GROWTH/SERVICE AREA MAP

Figure 1 (to be developed) identifies the urban growth/ service area. The urban growth/service area map is a composite of current utility service area maps, projected land needs based on available population projections, location of existing annexation agreements, and identified land development trends. This map shall delineate the boundaries for future extension of the water and sewer utilities to individual properties outside the City when feasible from an economic and engineering standpoint. The map is not intended to be a commitment to provide utility services to any particular area. Furthermore, this map shall be periodically reviewed and updated to reflect perceived changes in growth and development trends in the City of Sedgwick area. This map cannot be altered without approval of the City Council.

5. SERVICE EXTENSION OUTSIDE THE GROWTH/SERVICE AREA

The water or sewer utility may consider requests for providing service to existing municipalities, improvement districts, sewer districts, and RWDs outside the identified City of Sedgwick growth/service area, which are in need of reliable service delivery. These requests will be comprehensively reviewed on a case by case basis to ensure that, if granted, provision of such service would not negatively impact the short-, mid-, or long-range capability of the utility to meet the service priorities cited above. Future service considerations of this nature should examine the projected impact of service to any outside entity in order to detect any capacity or supply problem, or threat to maintaining utilities as "non-regional" services. These extension requests are subject to the same provisions herein.

6. SERVICE EXTENSION OUTSIDE THE CORPORATE LIMITS

A. Individual Properties in Unincorporated Areas

Any requests for extension of water or sanitary sewer service outside the corporate limits, but within the urban growth/service area, of the City of Sedgwick must be accompanied by a request for annexation, when eligible, in the form of a covenant (to be recorded) also prohibiting the person from petitioning for incorporation. The cost of any system extension outside the City limits will be paid 100% by the petitioner.

B. Rural Water Districts

Future water service extension to RWDs shall be subject to the following items:

1. Service connections will be allowed only to lots with existing structures intended for human occupancy.
2. Each benefit unit, whether existing at the time of the contract or created later, will be located on a lot of ten (10) acres or larger.
3. Each contract will specify the exact number of existing and future, benefit units to be served by the district and this figure cannot be altered without prior approval by the City Council.
4. Restrictions on service to commercial and industrial units such as have been used in past contracts will be included in future contracts.

5. District will be required to submit an ownership map describing and locating each benefit unit, so that use of the land can be determined.

7. SERVICE EXTENSION CONTRACTS

Any future contracts or amendments to existing contracts for water or sanitary sewer service shall include, but not be limited to, the following items:

- A. A map of agreed-to service area boundaries and system connection location.
- B. A schedule of maximum water use or wastewater discharge allowable through the connection point. This schedule shall be based upon a reasonable projection of need and available resource.
- C. Guidelines and standards for construction, operation, and maintenance.
- D. Terms for rates to be charged. This should include a clause for a "system equity or buy-in fee" and/or "take or pay" provision as applicable.
- E. A definition of the types of users (e.g., residential, etc.) to be served and under what restrictions (i.e., minimum lot size, defined service area, maximum number of connections, etc.) users can be connected.
- F. General terms regarding contract length, renegotiation, and termination. Time frames should correspond with acceptable planning periods for projecting service demand and resource availability.
- G. Provisions for adoption and enforcement of conservation measures equivalent to those of the City of Sedgwick.

8. SERVICE EXTENSION FEES, RATES, ETC.

Any water or sanitary sewer service extension outside the corporate limits of the City of Sedgwick shall be subject to all applicable provisions of the Municipal Code. Rates for various charges of service provision, including but not limited to, fees for hookup and delivery shall be established and maintained periodically by the City Council in resolution or city policy as appropriate.

9. METER READING AND BILLING PRACTICES

- A. All water meters shall be read on the 20th of the month and bills for services will be computed on a monthly basis.
- B. Bills for metered water service shall be mailed to the consumer by the 1st of the month. The bill shall include (1) Date of month (2) Meter readings (3) Gallons used (4) Charges (5) Information on late payment penalties.
- C. On all water services, a charge as established by policy shall be made for restoration of service discontinued for whatever reason.
- D. All bills for utility service are due and payable upon receipt. A bill shall be deemed delinquent and a late charge set by policy, will be charged, if payment thereof is not received by the city on or before the 20th of the month. All payments in person, mail or online must be received in the office before 5pm, to avoid delinquent charges to account.
- E. The consumer shall be responsible for payment for all utility service used by him or her until final meter readings of meters are made. Consumer shall not, by such notice, be relieved of any accrued obligations on his final utility bill.
- F. In the event the consumer, in good faith, disputes a bill, the city will make a reasonable investigation of the dispute. After such investigation, if the city determines that the bill is owing, the consumer shall not be relieved of the obligation. Bill not to become delinquent until fifteen (15) days after completion of investigation.
- G. The consumer shall be responsible to pay the full charges for all metered water and monetary adjustments shall not be made on normal water usage.
- H. Unclaimed, abandoned, or lapsed intangible property including, but not limited to, deposits, overpayments, penalties, or other fees shall be processed, assigned, paid, or defaulted consistent with the currently existing and applicable legal requirements outlined in Kansas Statutes Annotated, Chapter 58, Article 39 et seq.
- I. If the consumer can prove there was a water leak at his/her residence, the consumer shall be responsible for the actual costs of the first fifteen thousand (15,000) gallons and the remaining usage

shall be charged at the City's whole sale rate per 1,000 gallons. For all proven leaks an adjustment shall be made on the sewer bill. The adjustment will be determined by the prior twelve (12) months of actual metered water usage.

- J. A time period of thirty (30) days will be allowed for any water leaks to be repaired. No adjustments shall be made on charges for sewer service if the water leak is not repaired within the thirty (30) day time period.
- K. Failure of consumer to receive a bill for service shall not relieve him or her of their obligation for payment thereof.
- L. The City reserves the right to refuse to render service to a consumer at any new location until all bills of such consumer for prior utility service is paid in full.

10. CONNECTION AND SERVICE FEE

- A. The city shall require a connection and service fee set by policy. This is a non-refundable charge.
- B. No deposit shall be required by the city because of a consumer's race, sex, creed, national origin, marital status, age, number of dependents, source of income, or geographical area of residence.
- C. If the consumer moves to another place of residence within the city and acceptable credit has been established, a new connection and service fee will be waived by the city.

11. DISCONTINUANCE OF SERVICE

- A. The city may discontinue or refuse service for any of the following reasons:
 - 1. When the consumer requests it.
 - 2. When a utility bill becomes delinquent. Utility bills not paid by the 3rd of the next month following billing date become eligible for shut-off.

3. When a dangerous condition exists on the consumer's premises. In any case where the city has received notice that a condition dangerous to life or property exists on consumer's premises, the city may, without any advance notice, shut off the service, and it shall not be resumed until such dangerous condition shall have been eliminated. The city assumes no responsibility for any health hazard and/or other conditions resulting from said shut-off.
4. When the consumer fails to pay the connection and service charge required by policy.
5. When the consumer has a previous unpaid account with the city.
6. When the consumer misrepresents his or her identity for the purpose of obtaining utility service.
7. When the consumer refuses to grant city personnel access, during normal working hours, to equipment installed upon the premises of the consumer for the purpose of inspection, meter reading, maintenance or replacement.
8. When the consumer causes or permits unauthorized interference with, or diversion or use of, utility service situated or delivered on or about the consumer's premises.
9. For cross-connection of a consumer's water facilities with any other source of water supply.
10. For vacation of the property served without notice to the city.
11. Damaging or destruction of any water meter, any ancillary equipment or city connections, and appurtenances that are assigned by the city to provide service to the consumer's premises.
12. For violation of any of the city's rules and regulations.
13. For any act that would make it possible for the city to be defrauded thereby.
14. When the consumer violates any rule of the city which violation adversely affects the safety of the consumer or other persons, or the integrity of the city's delivery system.

12. PROCEDURES FOR DISCONTINUANCE OF SERVICE

Payments of accounts are due and payable by 5pm on the 20th of each month to avoid incurring a penalty. If the due date falls on a weekend or a celebrated holiday, it is due the following business day. Past due notices will be mailed out on the 21st (unless changed due to holiday/weekend) to all customers who have not paid their utility bills by the 20th of the month, notifying such customers of the total amount of utility bills then owed (utility billing plus late penalty) and advising that if said bills are not paid in full by 10am the 3rd of the following month that the utility service will be disconnected. There will be no further notice. If the total amount due for such utilities and service is not paid on or before the deadline established, and a payment agreement is not in effect, then such service shall be disconnected for nonpayment, without further notification.

A delinquency disconnection service charge (per the City's fee schedule as properly adopted by Resolution) for utilities disconnected due to delinquency shall be assessed plus the delinquent bill amount. The delinquent disconnection charge will be assessed at the moment the Public Works Department employee leaves the Municipal Building to begin the delinquent shut off process at 10am. Reconnections of utility service will be performed at 9:00 a.m., and 4:00 p.m. No reconnections will be made after 4:00 p.m.

Customers may request payment extension agreements. Customers must appear at City Hall to sign any payment agreements, prior to the 3rd of the month (utility shutoff date). No phone calls will be accepted. Payment agreements must be signed by an authorized person on the account. Customers will be permitted no more than three (3) extensions for payment of utility bills in a calendar year, unless undue hardship can be shown to the City and approved by the City prior to the 3rd of the month. If a payment agreement is in effect and not honored another agreement will not be granted for a full calendar year, and payment in full will be due. The limit of three (3) extensions applies to the customer's *account holder*, which may differ from the *check writer*. Extensions will not be granted for more than fifteen (15) days after the 3rd of the month.

Requests for a special extension of payment of a customer's utility bill due to a large water leak will be made on a case-by-case basis, but cannot exceed six months from the date of the initial resulting bill. The customer does not count the extension towards their annual allotment of three (3) extensions in a calendar year. The customer may request an extension of payment in excess of six months in extenuating circumstances.

E. Discontinuance in Special Circumstances:

1. If a residential consumer notifies the city and establishes that discontinuance would be especially dangerous to the health of the consumer, resident member of the consumer's family or other permanent resident of the premises where service is rendered, and such consumer is unable to pay for such service in accordance with the requirements of the city's billing or is able to pay for such service only in installments, the city will either allow payment in reasonable installments or postpone discontinuance of service for a least fourteen (14) days so that the consumer can make arrangements for reasonable installment payment.
2. In determining whether discontinuance would be especially dangerous to health, consideration shall be given to the weather, and the consumer's or other resident's medical condition, age or disability.

F. The Employee of the City Who is to Disconnect Service Shall:

Immediately preceding the discontinuance of service, the employee shall leave a notice upon the premises in a manner conspicuous to the consumer disclosing the date and time of discontinuance and giving the address and telephone number of the office where the consumer may arrange to have service restored.

G. Restoration of Service:

1. The city shall restore service when the cause of discontinuance of service has been eliminated, applicable charges paid, and if required, satisfactory credit arrangements have been made.
2. Every effort shall be made to restore service on the restoration day by 4:00 pm, and in any event, restoration shall be made within 24 hours.

H. Review of Disputes:

1. When a consumer advises the city prior to the date of the proposed discontinuance of service that all or any part of any billing as rendered is in dispute or that the utility's reasons for discontinuance are factually invalid, the city shall;

- a. Immediately record the date, time and place the complaint is made.
 - b. Postpone discontinuance until a full investigation is completed and the dispute found to be invalid.
 - c. Investigate the dispute promptly and completely.
 - d. Attempt to resolve the dispute informally in a manner mutually satisfactory to both parties.
2. A consumer may advise the city that a bill is in dispute in any reasonable manner such as by written notice, in person or by a telephone call directed to the appropriate personnel of the city.
 3. The city in attempting to resolve the dispute in a mutually satisfactory manner, may employ telephone communication, personnel meetings, formal and informal hearings, on-site visits or any other techniques reasonably conducive to settlement of the dispute.
 4. In the event that a dispute is not resolved to the satisfaction of the consumer, after full investigation, and the city intends to proceed with discontinuance, the city shall advise the consumer of formal and informal procedures available before the governing body. The city may then discontinue service if proper notice has been given.

I. Notice of Discontinuance of Service:

Any contract made for water service shall continue in full force and effect during its term. Service may be discontinued by consumer at any time. Consumer shall be liable for all service supplied to the premises for which consumer has made application for service until the date specified in consumer's written or oral notice of his or her intention of discontinuing service. When a change of occupancy takes place on any premises, which is served by the city, written or oral notice shall be given to the city office a minimum of two (2) days prior to the date of such change. In case no such notice is given to the city, the outgoing occupant shall be responsible for all service supplied until such written or oral notice is given to the city office.

J. Giving of Notice:

All notices addressed to the city shall be either oral or in writing. If oral orders are taken in person or over telephone by an employee of the city, it is done for the convenience of the consumer and at his/her risk. The city shall not be responsible for error, delay or expense resulting from such procedure, but the city shall exercise reasonable diligence in carrying out telephone communications from the consumer.

1. At the time of the proposed discontinuance, for one hour after discontinuance, and on the day following discontinuance, the city office shall be open or available to the consumer for the purposes of preventing discontinuance or obtaining reconnection.
2. The city employee who is to disconnect service is not to accept payment of amounts due for utility charges. Payment must be made at the city office.

K. Oral Agreements:

Agents of the city are not authorized to bind the city except in writing duly executed.

13. AMENDMENTS

This policy may be amended by action of the City Council.

PASSED AND ADOPTED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, HARVEY AND SEDGWICK COUNTIES, KANSAS, ON THE _____ DAY OF _____, 2016.

Rodney W. Eggleston, Mayor

ATTEST:

Janise P. Enterkin, City Clerk

[seal]

COPY

CITY OF SEDGWICK, KANSAS

POLICY MANUAL

Subject: Water and Sewer Extensions & Services	Effective Date: July 2, 2007
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POLICY DEVELOPMENT PROCESS

A. PURPOSE

Future extension of water and sewer utility services shall be in accordance with the Policy Statement outlined herein:

B. POLICY

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- Priority 1. Serve existing users which are directly connected to the utility system.
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2. MANDATORY CONNECTION AND SERVICE PROVISION

- A. As service is made available, users within the corporate limits shall be required to connect to both water and sewer facilities.
- B. Users of City of Sedgwick water utility shall, as soon as available, be required to connect to City of Sedgwick sewer utility.

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- E. A definition of the types of users (e.g., residential, etc.) to be served and under what restrictions (i.e., minimum lot size, defined service area, maximum number of connections, etc.) users can be connected.
- F. General terms regarding contract length, renegotiation, and termination. Time frames should correspond with acceptable planning periods for projecting service demand and resource availability.
- G. Provisions for adoption and enforcement of conservation measures equivalent to those of the City of Sedgwick.

8. SERVICE EXTENSION FEES, RATES, ETC.

Any water or sanitary sewer service extension outside the corporate limits of the City of Sedgwick shall be subject to all applicable provisions of the Municipal Code. Rates for various charges of service provision, including but not limited to, fees for hookup and delivery shall be established and maintained periodically by the City Council in resolution or city policy as appropriate.

9. METER READING AND BILLING PRACTICES

- A. All water meters shall be read on the 20th of the month and bills for services will be computed on a monthly basis.
- B. Bills for metered water service shall be mailed to the consumer by the 1st of the month. The bill shall include (1) Date of month (2) Meter readings (3) Gallons used (4) Charges (5) Information on late payment penalties.
- C. On all water services, a charge as established by policy shall be made for restoration of service discontinued for whatever reason.
- D. All bills for utility service are due and payable upon receipt. A bill shall be deemed delinquent and a late charge set by policy, will be charged, if payment thereof is not received by the city on or before the date stated on the bill which date shall be:

1. The 20th of the month of date of billing.
 2. When payments are made by mail they must be received on or before the due date regardless of the date shown by the postmark.
 3. If the last calendar day for remittance falls on Saturday, Sunday, legal holiday, or other day when the offices of the city are not open to the general public, the final payment date shall be extended through the next business day.
- E. The city may discontinue service for a delinquent bill after issuing the notice required by Sections 11 and 12. After disconnection of service for nonpayment of a bill, should service be reconnected in accordance with appropriate provisions of the city's rules, regulations, a reconnection charge as set by policy shall be applied.
- F. The consumer shall be responsible for payment for all utility service used by him or her until final meter readings of meters are made. Consumer shall not, by such notice, be relieved of any accrued obligations on his final utility bill.
- G. In the event the consumer, in good faith, disputes a bill, the city will make a reasonable investigation of the dispute. After such investigation, if the city determines that the bill is owing, the consumer shall not be relieved of the obligation. Bill not to become delinquent until fifteen (15) days after completion of investigation.
- H. The consumer shall be responsible to pay the full charges for all metered water and monetary adjustments shall not be made on normal water usage.
- I. If the consumer can prove there was a water leak at his/her residence, the consumer shall be responsible for the actual costs of the first fifteen thousand (15,000) gallons and the remaining usage shall be charged at the rate of \$1.50 per 1,000 gallons. For all proven leaks an adjustment shall be made on the sewer bill. The adjustment will be determined by the prior twelve (12) months of actual metered water usage.
- J. A time period of thirty (30) days will be allowed for any water leaks to be repaired. No adjustments shall be made on charges for sewer service if the water leak is not repaired within the thirty (30) day time period.
- K. Failure of consumer to receive a bill for service shall not relieve him or her of their obligation for payment thereof.

- L. The city reserves the right to refuse to render service to a consumer at any new location until all bills of such consumer for prior utility service is paid in full.

10. CONNECTION AND SERVICE FEE

- A. The city shall require a connection and service fee set by policy. This is a non-refundable charge.
- B. No deposit shall be required by the city because of a consumer's race, sex, creed, national origin, marital status, age, number of dependents, source of income, or geographical area of residence.
- C. If the consumer moves to another place of residence within the city and acceptable credit has been established, a new connection and service fee will be waived by the city.

11. DISCONTINUANCE OF SERVICE

- A. The city may discontinue or refuse service for any of the following reasons:
 - 1. When the consumer requests it.
 - 2. When a utility bill becomes delinquent. Utility bills not paid by the 3rd of the next month following billing date become eligible for shut-off.
 - 3. When a dangerous condition exists on the consumer's premises. In any case where the city has received notice that a condition dangerous to life or property exists on consumer's premises, the city may, without any advance notice, shut off the service, and it shall not be resumed until such dangerous condition shall have been eliminated. The city assumes no responsibility for any health hazard and/or other conditions resulting from said shut-off.
 - 4. When the consumer fails to pay the connection and service charge required by policy.
 - 5. When the consumer has a previous unpaid account with the city.
 - 6. When the consumer misrepresents his or her identity for the purpose of obtaining utility service.
 - 7. When the consumer refuses to grant city personnel access, during normal working hours, to equipment installed upon the premises of

the consumer for the purpose of inspection, meter reading, maintenance or replacement.

8. When the consumer violates any rule of the city which violation adversely affects the safety of the consumer or other persons, or the integrity of the city's delivery system.
9. When the consumer causes or permits unauthorized interference with, or diversion or use of, utility service situated or delivered on or about the consumer's premises.
10. For cross-connection of a consumer's water facilities with any other source of water supply.
11. For vacation of the property served without notice to the city.
12. Damaging or destruction of any water meter that was assigned by the city to provide service to the consumer's premises.
13. For violation of any of the city's rules and regulations.
14. For any act that would make it possible for the city to be defrauded thereby.

12. PROCEDURES FOR DISCONTINUANCE OF SERVICE

- A. The city will give the consumer seven (7) days written notice before discontinuing service, unless the discontinuance is upon consumer's request, or involves a dangerous condition, a violation of city rules or unauthorized interference consumer or members of the consumer's family are residing at the premises where unauthorized interference, diversion, or use is taking place, the city shall give such persons a one (1) day written or twenty-four (24) hour oral notice prior to discontinuance.
- B. Notice shall be sent to the account name and address where service is provided. Service of notice by mail is complete upon mailing. The city shall maintain an accurate record of the date of mailing.
- C. If the records of the city show that the service account which it proposes to discontinue serves more than one residential dwelling unit, the city shall also post a notice of discontinuance in a common area of the residential building served. Such notice shall be posted at least five (5) days prior to the discontinuance date specified therein.

D. The notice(s) shall contain the following information:

1. The name and address of the consumer.
2. A clear and concise statement of the reason for the proposed discontinuance of service and the cost and conditions for reconnection.
3. The date on or after which service will be discontinued unless the consumer takes appropriate action.
4. Terms under which the consumer may avoid discontinuance.
5. A statement that discontinuance may be postponed or avoided if consumer can demonstrate that special circumstances prevent complete payment and satisfactory credit arrangements are made with the city for monies not in dispute.
6. A statement reasonably calculated to apprise the consumer of the availability of an administrative procedure, which may be utilized in the event of a bona fide dispute or other circumstances that exist. The address, telephone number and name of the city office where personnel empowered to review disputed bills, rectify errors and prevent disconnection shall be clearly set forth. The notice shall state that the consumer may meet with a designated employee of the city and may present his or her reasons for disputing a bill or the city's reasons for discontinuance, requesting credit arrangements or requesting a postponement of discontinuance.

E. Discontinuance in Special Circumstances:

1. If a residential consumer notifies the city and establishes that discontinuance would be especially dangerous to the health of the consumer, resident member of the consumer's family or other permanent resident of the premises where service is rendered, and such consumer is unable to pay for such service in accordance with the requirements of the city's billing or is able to pay for such service only in installments, the city will either allow payment in reasonable installments or postpone discontinuance of service for a least fourteen (14) days so that the consumer can make arrangements for reasonable installment payments.
2. In determining whether discontinuance would be especially dangerous to health, consideration shall be given to the weather, and the consumer's or other resident's medical condition, age or disability.

F. The Employee of the City Who is to Disconnect Service Shall:

1. Immediately preceding the discontinuance of service make a reasonable effort to:
 - a. Contact and identify himself or herself to the consumer or responsible person then upon the premises and shall announce the purpose of his or her presence.
 - b. Identify and record the name of the person contacted.
 - c. Record statements disputing the accuracy of the delinquent bill and/or the accuracy of the utility's findings concerning the cause for discontinuance.
 - d. Record statements concerning the medical condition of any permanent resident of the premises.
2. If contact with the consumer is not made, the employee shall leave a notice upon the premises in a manner conspicuous to the consumer disclosing the date and time of discontinuance and giving the address and telephone number of the office where the consumer may arrange to have service restored.

G. Restoration of Service:

1. Upon the consumer's request, the city shall restore service promptly when the cause of discontinuance of services has been eliminated, applicable restoration charges paid, and if required, satisfactory credit arrangements have been made.
2. At all times, every effort shall be made to restore service on the restoration day requested, and in any event, restoration shall be made no later than the next business day following the day requested by the consumer.
3. The city shall charge a fee for the restoration of service as provided by policy.

H. Review of Disputes:

1. When a consumer advises the city prior to the date of the proposed discontinuance of service that all or any part of any billing as rendered is in dispute or that the utility's reasons for discontinuance are factually invalid, the city shall;

- a. Immediately record the date, time and place the complaint is made.
- b. Postpone discontinuance until a full investigation is completed and the dispute found to be invalid.
- c. Investigate the dispute promptly and completely.
- d. Attempt to resolve the dispute informally in a manner mutually satisfactory to both parties.

2. A consumer may advise the city that a bill is in dispute in any reasonable manner such as by written notice, in person or by a telephone call directed to the appropriate personnel of the city.

3. The city in attempting to resolve the dispute in a mutually satisfactory manner, may employ telephone communication, personnel meetings, formal and informal hearings, on-site visits or any other techniques reasonably conducive to settlement of the dispute.

4. In the event that a dispute is not resolved to the satisfaction of the consumer, after full investigation, and the city intends to proceed with discontinuance, the city shall advise the consumer of formal and informal procedures available before the governing body. The city may then discontinue service if proper notice has been given.

I. Notice of Discontinuance of Service:

Any contract made for water service shall continue in full force and effect during its term. Service may be discontinued by consumer at anytime. Consumer shall be liable for all service supplied to the premises for which consumer has made application for service until the date specified in consumer's written or oral notice of his or her intention of discontinuing service. When a change of occupancy takes place on any premises, which is served by the city, written or oral notice shall be given to the city office a minimum of two (2) days prior to the date of such change. In case no such notice is given to the city, the outgoing occupant shall be responsible for all service supplied until such written or oral notice is given to the city office.

J. Giving of Notice:

All notices addressed to the city shall be either oral or in writing. If oral orders are taken in person or over telephone by an employee of the city, it

is done for the convenience of the consumer and at his/her risk. The city shall not be responsible for error, delay or expense resulting from such procedure, but the city shall exercise reasonable diligence in carrying out telephone communications from the consumer.

1. At the time of the proposed discontinuance, for one hour after discontinuance, and on the day following discontinuance, the city office shall be open or available to the consumer for the purposes of preventing discontinuance or obtaining reconnection.
2. The city employee who is to disconnect service is not to accept payment of amounts due for utility charges. Payment must be made at the city office.

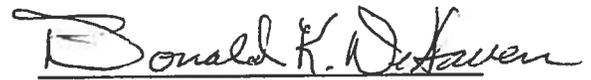
K. Oral Agreements:

Agents of the city are not authorized to bind the city except in writing duly executed.

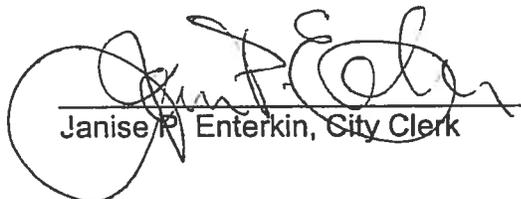
13. AMENDMENTS

This policy may be amended by action of the City Council.

**PASSED AND ADOPTED BY THE GOVERNING BODY OF THE CITY OF
SEDGWICK, HARVEY AND SEDGWICK COUNTIES, KANSAS, ON THE
2nd DAY OF JULY, 2007.**


Donald K. DeHaven, Mayor

ATTEST:


Janise P. Enterkin, City Clerk

ORDINANCE NO. 838

AN ORDINANCE OF THE CITY OF SEDGWICK, KANSAS AMENDING THE CITY ORDINANCE NO. 784 PERTAINING TO THE ESTABLISHMENT AND OPERATION OF A MUNICIPAL COURT; ESTABLISHING THE COSTS TO BE ASSESSED IN MUNICIPAL COURT PROCEEDINGS AS WELL AS THE AUTHORITY TO SET AND ASSESS CERTAIN OTHER COSTS AND FEES NECESSARY FOR THE EFFECTIVE ADMINISTRATION OF JUSTICE IN MUNICIPAL COURT; AND REPEALING ANY OTHER CURRENT ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS:

SECTION 1. Section 13 of said Ordinance No. 784 shall be amended and replaced in its entirety as follows:

SECTION 13. SAME; SCHEDULE. In each proceeding before the Municipal Court for the City of Sedgwick, Kansas, in which court costs are required or are determined to be assessed against any party thereunder, effective February 1, 2016 and thereafter, such court costs shall be in the amount of **\$85.00** regardless of appearance in court. Such amount shall include and not be in addition to any of the costs specified under K.S.A. 21-4112, as the same now provides or as the same may hereafter be amended. Exception shall be made for witness fees and mileage which, if incurred, shall be assessable against the subject defendant(s) under the provisions of K.S.A. 12-4411 and shall be assessed in addition to the court costs prescribed above

SECTION 2. Other and all other ordinances or portions thereof in conflict herewith, are hereby repealed.

SECTION 3. This Ordinance shall take effect and be in full force from and after its publication in the official City newspaper.

PASSED AND ADOPTED this ____ day of _____, 2016.

Rodney Eggleston, Mayor

ATTEST:

Janise P. Enterkin, City Clerk

(SEAL)

ORDINANCE NO. 784

AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEDGWICK, KANSAS PERTAINING TO THE ESTABLISHMENT AND OPERATION OF A MUNICIPAL COURT; ESTABLISHING THE COSTS TO BE ASSESSED IN MUNICIPAL COURT PROCEEDINGS AS WELL AS THE AUTHORITY TO SET AND ASSESS CERTAIN OTHER COSTS AND FEES NECESSARY FOR THE EFFECTIVE ADMINISTRATION OF JUSTICE IN MUNICIPAL COURT; AND REPEALING ANY OTHER CURRENT ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS.

SECTION 1. MUNICIPAL COURT ESTABLISHED. There is hereby established a municipal court for the City of Sedgwick, Kansas. The municipal court shall have jurisdiction to hear and determine cases involving violations of the ordinances of the city.

SECTION 2. SAME; PRACTICE AND PROCEDURE. The Kansas code of procedure for municipal courts, as set forth in K.S.A. 12-4101 *et seq.* and all acts amendatory or supplemental thereto shall govern the practice and procedure in all cases in the municipal court.

SECTION 3. TIME AND PLACE OF SESSIONS. Municipal court shall be held in the municipal courtroom in the city hall building on such days and at such hours as the municipal judge designates with the approval of the city administrator.

SECTION 4. MUNICIPAL JUDGE; APPOINTMENT. The municipal court shall be presided over by a municipal judge. The mayor, subject to the approval of the city council, shall appoint the judge of the municipal court.

SECTION 5. SAME; ABSENCE; VACANCY; PRO TEM. In the event the municipal judge is temporarily unable to preside due to absence, illness or disqualification, the municipal judge shall designate an attorney or other qualified person to act as judge pro tempore. In the event the municipal judge fails to appoint a judge pro tempore, the judge pro tempore shall be appointed in the same manner as the municipal judge is selected. The judge pro tempore shall receive compensation as shall be provided by contract, payable in the same manner as the compensation of the regular municipal judge. In the event a vacancy shall occur in the office of municipal judge, a successor shall be appointed to fill the unexpired term in the same manner as the municipal judge was appointed. (K.S.A. 12-4107)

SECTION 6. SAME; POWERS AND DUTIES. The municipal judge shall have such powers and duties as set forth in the Kansas code of procedure for municipal courts (K.S.A. 12-4101 *et seq.*) and all acts amendatory or supplemental thereto.

SECTION 7. SAME; SALARY. The municipal judge shall receive a salary as shall be fixed by contract and as approved by the governing body.

SECTION 8. COURT CLERK. There is hereby established the office of the clerk of the municipal court of the City of Sedgwick, Kansas, which office shall be filled by appointment by the city administrator. The duties of the office shall be those prescribed by the Code for Municipal Courts set forth in Chapter 12, Article 41 of the Kansas Statutes, and shall include the following duties:

(a) The clerk shall issue all process of the court, administer oaths, file and preserve all papers, docket cases and set same for trial and shall perform such further acts as may be necessary to carry out the duties and responsibilities of the court. The clerk shall receive, account for and pay to the city treasurer monthly all fines and forfeited bonds paid into the court. The clerk shall make reports to the judicial administrator and furnish the information when requested by him, her or a departmental justice on such forms furnished by the judicial administrator, and approved by the supreme court.

(b) The clerk of the municipal court shall within 10 days after selection and before entering upon the duties of office, execute to the city such bond as the governing body may require, which shall be approved by the governing body, and filed in the office of the city clerk, conditioned for the faithful performance of the duties required of him or her by law, and for the faithful application and payment of all moneys that may come into his or her hands in the execution of the duties of the office. The city shall pay the cost of such bond.

(c) The monthly salary of the clerk shall be fixed by the city administrator.

SECTION 9. PAYMENT OF FINE. Where a municipal court judgment against any person results in a fine and/or court costs only, the same shall be satisfied by paying the amount of such fine and/or court costs to the municipal court immediately on the rendition of judgment, or at such time as the municipal judge shall determine.

SECTION 10. SAME; FAILURE TO PAY SEPARATE VIOLATION. It shall be unlawful for any person to willfully fail to pay any lawfully imposed fine for a violation of any law of the city within the time authorized by the court and without lawful excuse having been presented to the court on or before the date the fine is due. Such conduct constitutes a violation of this article, regardless of the full payment of the fine after such time.

SECTION 11. FAILURE TO APPEAR. (a) It shall be unlawful for any person charged with violation of any law of the city to fail to appear before the municipal court when so scheduled to appear, unless lawful excuse for absence is presented to the court on or before the time and date scheduled for appearance. (b) For the purpose of subsection (a), failure to appear shall include willfully incurring a forfeiture of an appearance bond and failure to surrender oneself within 30 days following the date of such forfeiture by one who is charged with a violation of the laws of the city and has been released on bond for appearance before the municipal court for trial or other proceeding prior to conviction, or willfully incurring a forfeiture of an appearance bond and failing to surrender oneself within 30 days after his or her conviction of a violation of the laws of the city has become final by one who has been released on an appearance bond by any court of this state. (c) Any person who is released upon his or her own recognizance, without surety, or who fails to appear in response to a summons, notice to appear, or traffic citation duly served upon him or her personally shall be deemed a person released on bond for appearance within the meaning of subsection (b) of this section. (d) Failure to appear, upon conviction thereof, shall be punishable by incarceration for up to 30 days and/or a fine of up to \$250.

SECTION 12. COURT COSTS. When a defendant in a municipal court case is found guilty or enters a guilty plea or a plea of *nolo contendere*, the municipal judge shall assess court costs to defray the administrative expenses incurred therein.

SECTION 13. SAME; SCHEDULE. . In each proceeding before the Municipal Court for the City of Sedgwick, Kansas, in which court costs are required or are determined to be assessed against party thereunder, effective September 1, 2010 and thereafter, such court costs shall be in the amount of \$75.00 regardless of appearance in court, which shall include and not be in addition to any of the costs specified under K.S.A. 21-4112, as the same now provides or as the same may hereafter be amended. Exception shall be made for witness fees and mileage which, if incurred, shall be assessable against the subject defendant(s) under the provisions of K.S.A. 12-4411 and shall be assessed in addition to the court costs prescribed above.

SECTION 14. SAME; OTHER COURT COSTS AND FEES. The duly appointed Municipal Judge shall have the authority, by issuance of an administrative or general order, to establish or amend from time to time such fees and costs as shall be assessed or charged by the Municipal Court and which are not otherwise prescribed by law or ordinance.

SECTION 15. SAME; PAYMENT. All court costs and fees shall be collected by the municipal court, or clerk, and shall be paid into the general fund of the city.

SECTION 16. SAME; WAIVER; DEFERRAL. The municipal judge is empowered to permit the payment of court costs and fees in installments upon appropriate findings by the court.

SECTION 17. SAME; MULTIPLE COUNTS AND DEFENDANTS. If a conviction is on more than one count, the court costs imposed shall be the highest one applicable to anyone of the counts. The defendant, if assessed the cost, shall pay only one fee. Multiple defendants shall each pay one fee.

SECTION 18. Other ordinance or portions thereof in conflict herewith, are hereby repealed.

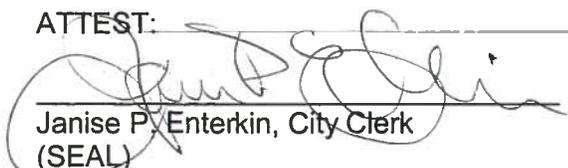
SECTION 19. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

PASSED AND ADOPTED by the Governing Body of the City of Sedgwick, Kansas, this 16th day of August, 2010.

Signed by the Mayor this 16th day of August, 2010.


Donald Keith DeHaven, Mayor

ATTEST:


Janise P. Enterkin, City Clerk
(SEAL)

Utility Service Co.

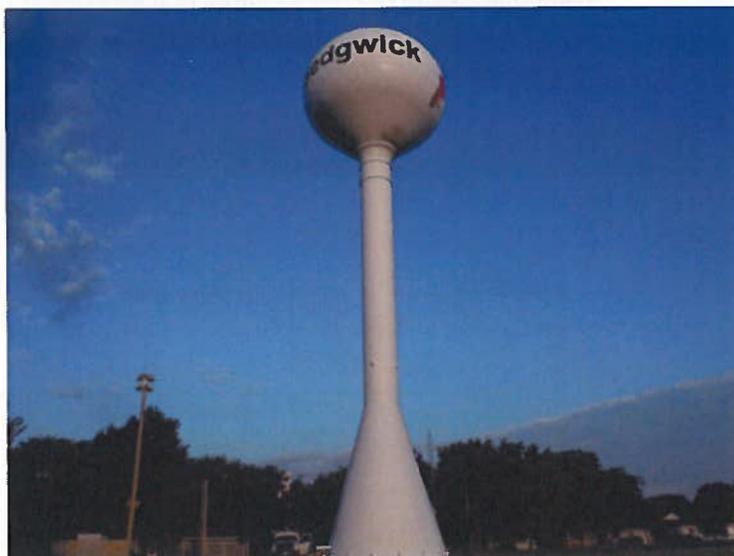
I N C O R P O R A T E D



17318 Spencer St.
Omaha, NE 68116
Jdugger@utilityservice.com
Phone (402) 651-6450

East Tank 200,000 Gallon Pedisphere Inspection Report

City of Sedgwick, Kansas



Prepared By:
Jake Dugger
Utility Service Co.
Water Systems Consultant
Date: 12/20/15

General Information

INTRODUCTION

Utility Service Co., Inc. conducted a washout inspection of the 200,000 gallon water tank/tower. The purpose of the inspection was to determine the condition of the **coatings and structure**, and evaluate the tank for compliance with **sanitation** guidelines, **safety & security** regulations and guidelines in accordance with Kansas Department of Health and Environment (**KDHE**) American Water Works Association (**AWWA**), Occupational Safety & Health Administration (**OSHA**), the United States Environmental Protection Agency (**EPA**), and the US Dept of Homeland Security (**DHS**) and related state and federal agencies.

The information gained from this inspection will be used to compile recommendations for ongoing maintenance and to offer a contractual agreement to provide this service. In this report, you will find a description of the condition of this tank along with photographs to support the recommendations.

TANK DETAILS

CAPACITY:	200,000 Gallons	DESIGN:	Pedisphere
INSPECTION DATE:	September, 2016	INSPECTOR:	Jake Dugger
CONSTRUCTION STYLE:	Welded Steel	HEIGHT/ DIMENSION:	101' LWL
CONSTRUCTION DATE:	1987		
EXTERIOR COATING:	Pigmented Acrylic Polyurethane	EXTERIOR LEAD /CHROMIUM PRESENCE: (*ND = NOT DETECTED)	ND ppm Lead ND ppm Chromium
INTERIOR COATING:	Epoxy	INTERIOR LEAD /CHROMIUM PRESENCE: (*ND = NOT DETECTED)	ND ppm Lead ND ppm Chromium
DRY INTERIOR:	Epoxy		

Exterior Coatings Conditions

BASE CONE AND PEDESTAL

The exterior coating system was observed in **fair** condition. The exterior coating system exhibits areas of erosion, chalking, and few areas of corrosion

TANK BOWL

The exterior coating system was observed in **fair** condition. The exterior coating system exhibits erosion, chalking, and heavy mildew.

TANK SIDEWALLS AND ROOF

The exterior coating system was observed in **fair** condition. The appearance of the coating system is fair. The exterior coating system exhibits areas of areas of erosion, and chalking.

RECOMMENDATIONS

- **The exterior coating system is near the end of its life expectancy and should be properly prepared and over-coated within the next few years to prevent damage to the base coating.**

Interior Coatings Conditions

ROOF

The interior coating system on the roof plates and the area above the high water level was observed in **fair** condition. The epoxy coating system exhibits few areas of corrosion.

SIDEWALLS

The interior coating system on the tank sidewalls was observed in **fair** condition. The epoxy coating system exhibits few areas of corrosion

BOWL

The interior coating system on the floor was observed in **fair** condition. The epoxy coating system exhibits few areas of corrosion

DRY RISER

The interior coating system in the dry riser was observed in **fair** condition. The epoxy coating system exhibits few areas of corrosion

RECOMMENDATIONS

- **The interior epoxy coating system appears to be in fair condition and properly protecting the steel. Maintain existing coating and cleanliness with washout inspections every 2 years.**

Safety/Sanitation/Structural/Security Conditions

SAFETY

Ladders

The ladders are in compliance with KDHE and OSHA guidelines. The access ladders are equipped with a safety climbing device. This tower is not equipped with an interior ladder.

Aviation Warning Lights

This tower is not equipped with an aviation warning light.

Secondary Access Hatch

Tank was equipped with a secondary hatch 24" in diameter located in tank dry area.

SANITATION

Roof Hatch

KDHE and AWWA guidelines require that a roof hatch be a minimum of 24 inch diameter and be framed 4" to 6" above the surface of the roof at the opening and that it should be fitted with a solid watertight cover which overlaps the framed opening and extends down around the frame a minimum of two inches to prevent contaminated rainwater from entering the tank. The roof hatch was not locked at the time of our inspection.

The roof hatch is in compliance with these current guidelines. **It is recommended to keep the roof hatch locked at all times**

Roof Vent

KDHE and AWWA guidelines require that a tank have a vent on the top of the tank which is both freeze-proof and insect-proof, equipped with a 16-mesh non corrodible screen to prevent contamination from rainwater, birds, animals and insects and be protected from direct contact with the elements.

The roof vent is in compliance with these current guidelines.

Overflow

Current KDHE and AWWA guidelines require overflows on elevated tanks; standpipes discharge at an elevation no higher than 12 to 24 inches above ground and discharge over a drainage inlet structure or splash plate and be fitted with a self-closing flap gate and integral screen.

The overflow is in compliance with these current guidelines.

STRUCTURAL

Foundations

The tank concrete foundations and grouting appear to be in **good** condition. The top of the concrete foundations have been coated. **It is recommended to repair all areas of damaged grouting and coat the foundations at time of exterior renovation.**

Anchor Bolts

The anchor bolts appear to be tight and in good condition.

SECURITY

Fencing

This tower site is not protected by a security fence.

Access Door

Access door was in good working order and was locked at the time of our inspection.

Roof Hatch

The roof hatch was not locked at the time of our inspection. **It is recommended to have roof hatch locked at all times.**

SUMMARY AND RECOMMENDATIONS

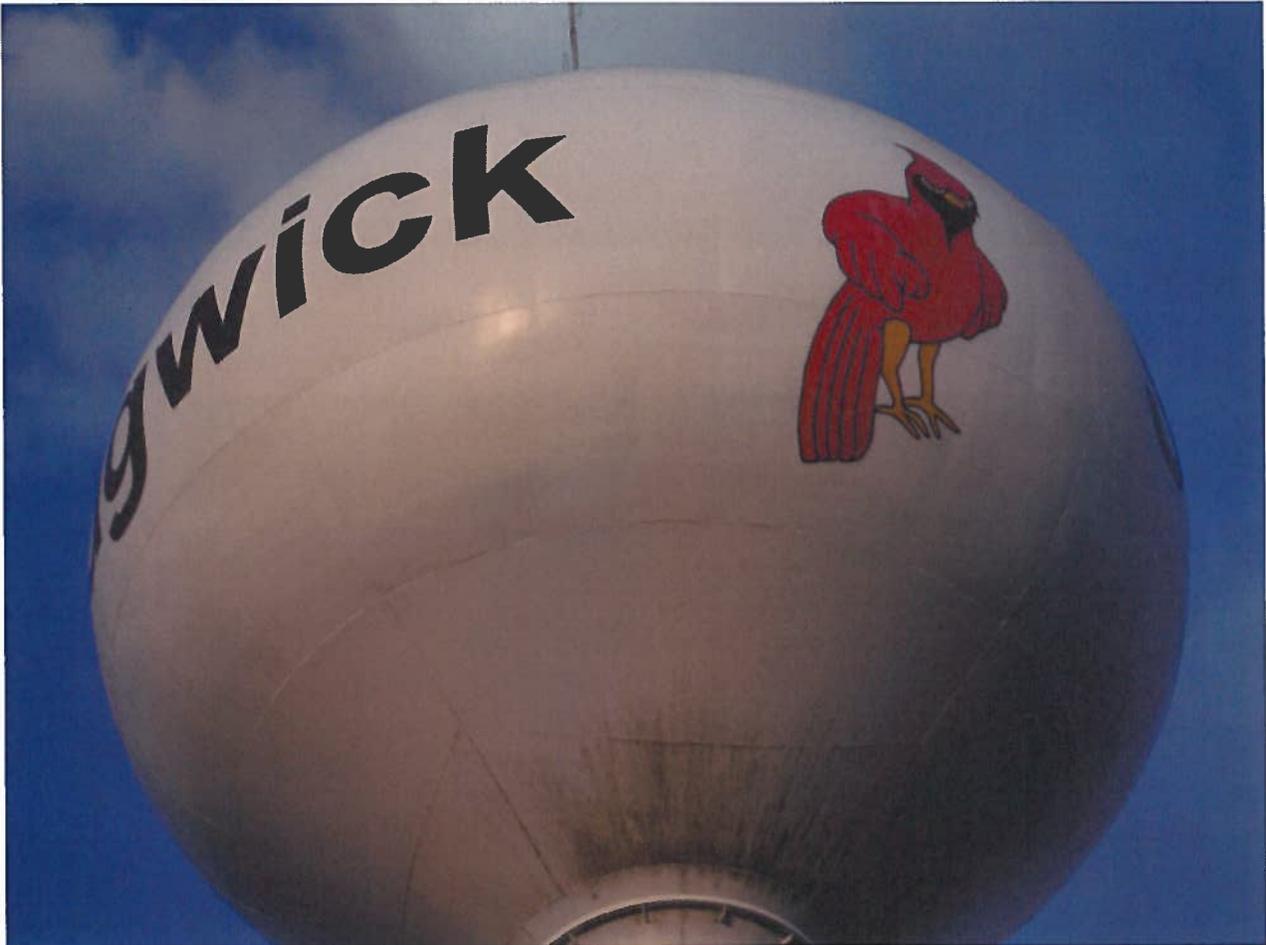
SUMMARY

Overall this water storage tower is in good to fair condition. The exterior coating system should be over-coated in next few years. The interior epoxy coating system is currently in fair condition and should be removed and relined in the coming years. In addition to the exterior and interior coating conditions, a modification is recommended to bring this tank into current standards. The safety and sanitary issues are the most important.

RECOMMENDATIONS

- **Overcoat exterior coating system in next few years.**
- **Monitor interior coating condition and maintain cleanliness with washout inspections every two years.**
-
- **Repairs**
- **Install interior ladder.**
- **Install a PAX active mixing system.**

City of Sedgwick, Kansas 200,000 Pedestal East Tank



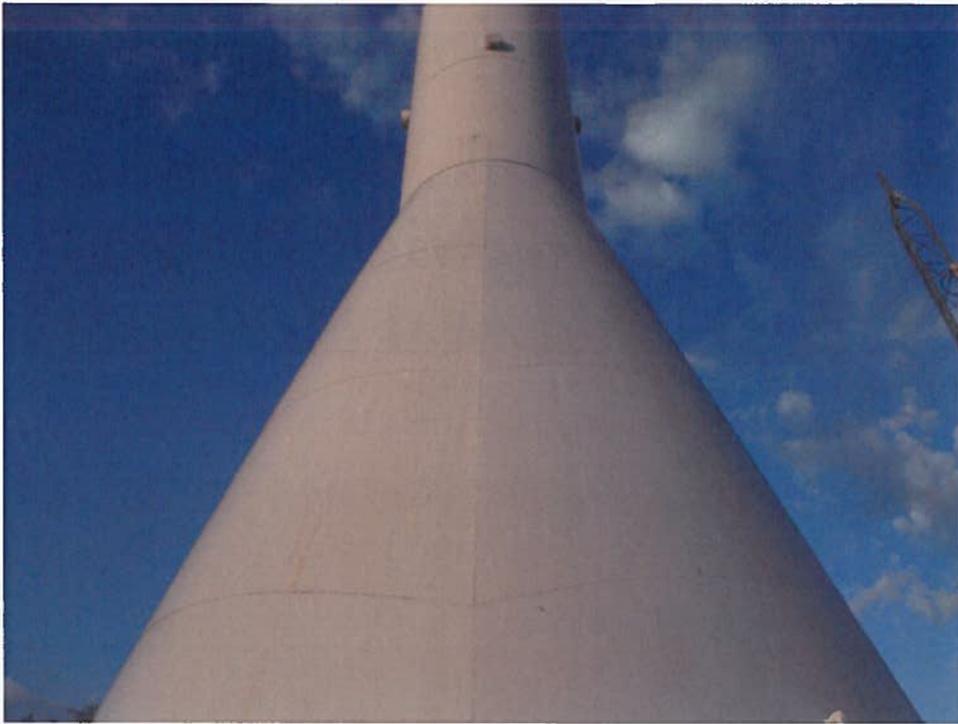


Photo #1



Photo #2



Photo #3

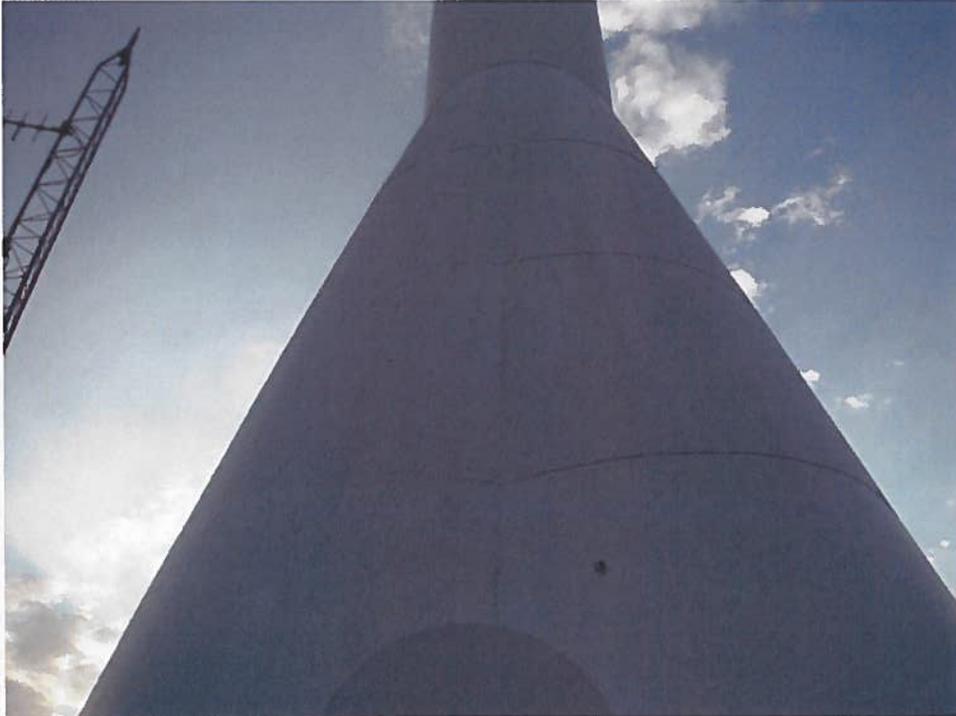


Photo #4



Photo #5



Photo #6

Photo #8



Photo #9



Photo #10



Photo #11



Photo #12

Photo #12

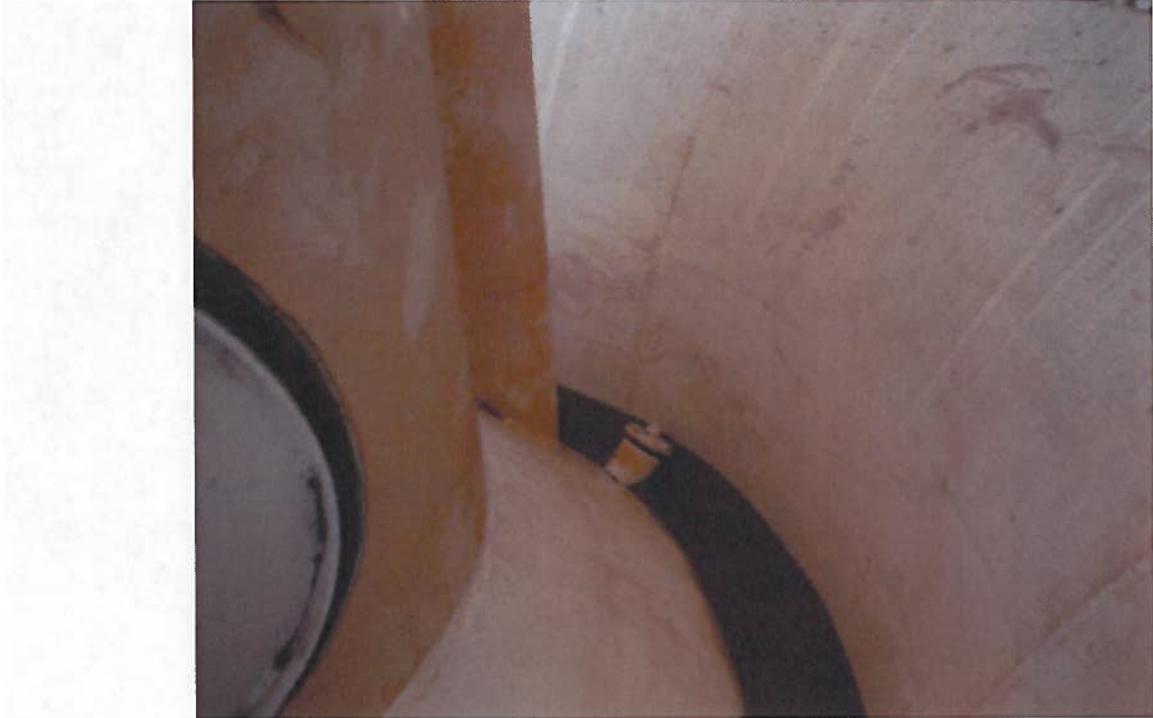


Photo #13

Photo #13



Photo #14



Photo #15



Photo #16

8/18/2011



Photo #17

8/18/2011

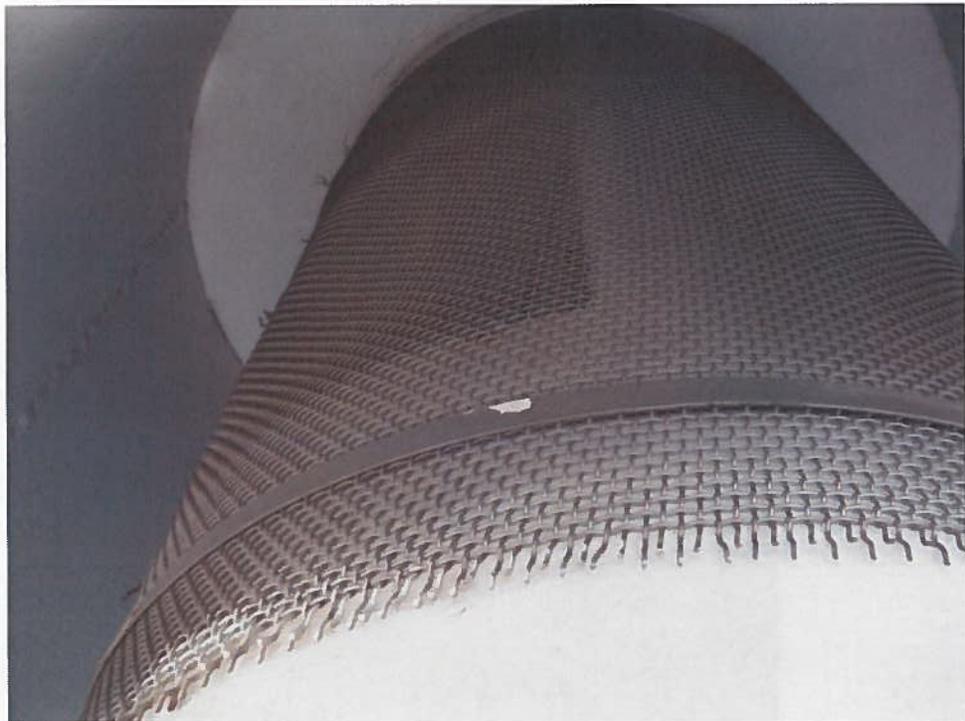


Photo #18

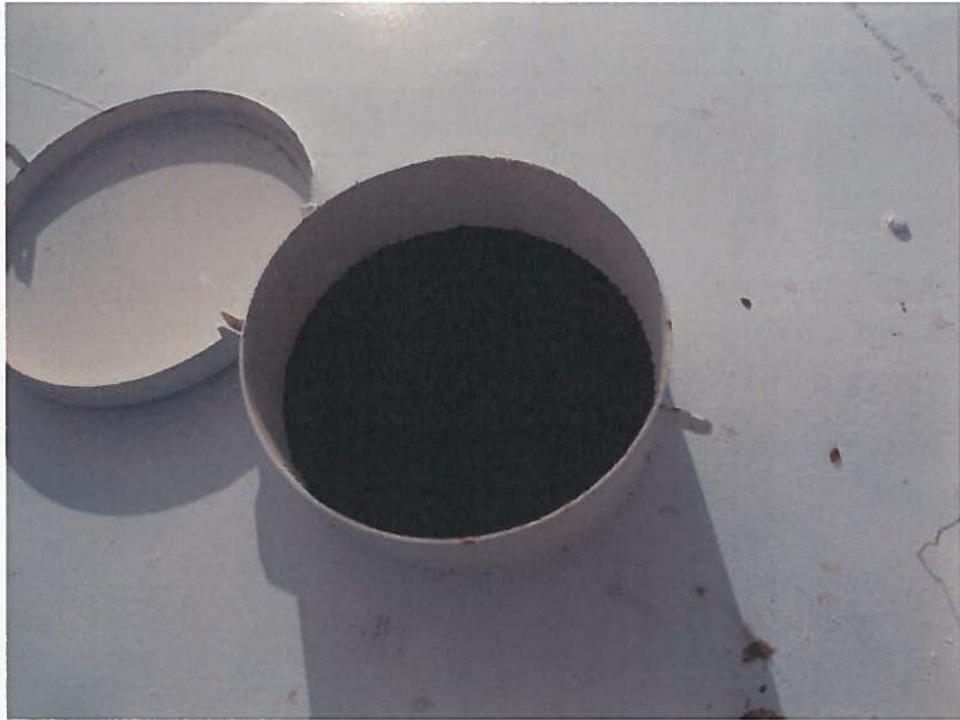


Photo #19



Photo #20

524-010-01



Photo #21

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Photo #22

02/24/2019



Photo #23

02/24/2019



Photo #24

Our Full Service Asset Management Maintenance Program provides the following tangible benefits for the tank owner:

1. GASB 34 Modified Approach for Asset Management is an option. If you choose the GASB 34 modified approach, as recommended by the American Public Works Association, depreciation schedules are not required and the new tanks' net value can remain at its initial high value level. USCI is the ONLY company that provides you this option through our asset management system with documentation to show asset preservation at the new tank's initial condition level.
2. Regular and Systematic Maintenance. Visual Engineering inspections alternating annually with washout and disinfectant inspections are conducted by our highly trained personnel. A detailed report with appropriate photographs of the inspection will be provided. This report provides proof of regulatory compliance and current tank conditions.
3. Perputal Tank Protection. We stand ready to provide needed repairs at ANYTIME at no additional charge, Repairs identified during inspections and repairs identified by the tank owner between inspections, including EMERGENCIES.
4. Future Renovations. Exteriors and interiors will be cleaned and repainted at such time as complete repainting is needed for both the protection of the tank and for cosmetic reasons. Touchups are routinely scheduled as needed during the systematic inspections. All painting is include for NO additional charge.
5. Security Measures. We install and maintain anti-climb devices on ladders and locks on the roof hatches to prevent unauthorized access by vandals or other intruders. Regular maintenance includes replacement of screens to ensure the tank's water is not contaminated.
6. Ease of Budgeting. Since total maintenance costs are defined upfront in our FULL SERVICE ASSET MANAGEMENT MAINTENANCE PROGRAM, you know your total costs in advance. We assist your budgeting efforts by providing you a fixed annual budget figure that includes ALL your tank maintenance needs.
7. Peace of Mind. The above benefits translate into peace of mind knowing your tanks are in compliance will regulatory agencies and will always provide reliable and clean water tanks for your customers. One annual fee provides all the above benefits and your tank is protected for decades to come. Your satisfaction is further enhanced by knowing that your records are available at all times from our portal web-based access to monitor your tank service histories.
8. Water Quality. In Addition to our FULL SERVICE ASSET MANAGEMENT MAINTENANCE PROGRAM, we can assist in in maintaining water quality in your storage tank. NSF certified Chemical cleaning and a "24/7/365" ACTIVE TANK MIXING SYSTEM (PAX) provide the cleanest water for your customers from your optimally maintained water tank.

Contact us today for more information.....



Utility Service Co.

I N C O R P O R A T E D



17318 Spencer St.
Omaha, NE 68116
Jdugger@utilityservice.com
Phone (402) 651-6450

Park Tank 200,000 Gallon Pedisphere Inspection Report

City of Sedgwick, Kansas



Prepared By:
Jake Dugger
Utility Service Co.
Water Systems Consultant
Date: 12/20/15

General Information

INTRODUCTION

Utility Service Co., Inc. conducted a washout inspection of the 200,000 gallon water tank/tower. The purpose of the inspection was to determine the condition of the **coatings and structure**, and evaluate the tank for compliance with **sanitation** guidelines, **safety & security** regulations and guidelines in accordance with Kansas Department of Health and Environment (KDHE) American Water Works Association (AWWA), Occupational Safety & Health Administration (OSHA), the United States Environmental Protection Agency (EPA), and the US Dept of Homeland Security (DHS) and related state and federal agencies.

The information gained from this inspection will be used to compile recommendations for ongoing maintenance and to offer a contractual agreement to provide this service. In this report, you will find a description of the condition of this tank along with photographs to support the recommendations.

TANK DETAILS

CAPACITY:	200,000 Gallons	DESIGN:	Pedisphere
INSPECTION DATE:	September, 2016	INSPECTOR:	Jake Dugger
CONSTRUCTION STYLE:	Welded Steel	HEIGHT/ DIMENSION:	137' LWL
CONSTRUCTION DATE:	2004		
EXTERIOR COATING:	Pigmented Acrylic Polyurethane	EXTERIOR LEAD /CHROMIUM PRESENCE: (*ND = NOT DETECTED)	ND ppm Lead ND ppm Chromium
INTERIOR COATING:	Epoxy	INTERIOR LEAD /CHROMIUM PRESENCE: (*ND = NOT DETECTED)	ND ppm Lead ND ppm Chromium
DRY INTERIOR:	Epoxy		

Exterior Coatings Conditions

BASE CONE AND PEDESTAL

The exterior coating system was observed in **fair** condition. The exterior coating system exhibits areas of erosion, chalking, and few areas of corrosion

TANK BOWL

The exterior coating system was observed in **fair** condition. The exterior coating system exhibits erosion, chalking, and heavy mildew.

TANK SIDEWALLS AND ROOF

The exterior coating system was observed in **fair** condition. The appearance of the coating system is fair. The exterior coating system exhibits areas of areas of erosion, and chalking.

RECOMMENDATIONS

- **The exterior coating system is near the end of its life expectancy and should be properly prepared and over-coated within the next few years to prevent damage to the base coating.**

Interior Coatings Conditions

ROOF

The interior coating system on the roof plates and the area above the high water level was observed in **good** condition. The epoxy coating system exhibits few areas of corrosion.

SIDEWALLS

The interior coating system on the tank sidewalls was observed in **fair** condition. The epoxy coating system exhibits few areas of corrosion

BOWL

The interior coating system on the floor was observed in **fair** condition. The epoxy coating system exhibits few areas of corrosion

DRY RISER

The interior coating system in the dry riser was observed in **fair** condition. The epoxy coating system exhibits few areas of corrosion

RECOMMENDATIONS

- **The interior epoxy coating system appears to be in good condition and properly protecting the steel. Maintain cleanliness with washout inspections every 2 years.**

Safety/Sanitation/Structural/Security Conditions

SAFETY

Ladders

The exterior ladders are in compliance with KDHE and OSHA guidelines. The access ladders are equipped with a safety climbing device and all appear to be in good working order. The interior ladder is not equipped with a fall prevention device. **It is recommended to install a cable type fall prevention device on interior ladder.**

Aviation Warning Lights

This tower is equipped with an aviation warning light that appears to be in good working order.

Secondary Access Hatch

Tank was equipped with a secondary hatch 24" in diameter located in tank dry area.

SANITATION

Roof Hatch

KDHE and AWWA guidelines require that a roof hatch be a minimum of 24 inch diameter and be framed 4" to 6" above the surface of the roof at the opening and that it should be fitted with a solid watertight cover which overlaps the framed opening and extends down around the frame a minimum of two inches to prevent contaminated rainwater from entering the tank. The roof hatch was not locked at the time of our inspection.

The roof hatch is in compliance with these current guidelines. **It is recommended to keep the roof hatch locked at all times**

Roof Vent

KDHE and AWWA guidelines require that a tank have a vent on the top of the tank which is both freeze-proof and insect-proof, equipped with a 16-mesh non corrodible screen to prevent contamination from rainwater, birds, animals and insects and be protected from direct contact with the elements.

The roof vent is in compliance with these current guidelines.

Overflow

Current KDHE and AWWA guidelines require overflows on elevated tanks; standpipes discharge at an elevation no higher than 12 to 24 inches above ground and discharge over a drainage inlet structure or splash plate and be fitted with a self-closing flap gate and integral screen.

The overflow is in compliance with these current guidelines. **It is recommended to install a new protective screen and equip with a flapper valve.**

STRUCTURAL

Foundations

The tank concrete foundations and grouting appear to be in good condition. The top of the concrete foundations have been coated. **It is recommended to repair all areas of damaged grouting and coat the foundations at time of exterior renovation.**

Anchor Bolts

The anchor bolts appear to be tight and in good condition.

SECURITY

Fencing

This tower site is not protected by a security fence.

Access Door

Access door was in good working order and was locked at the time of our inspection.

Roof Hatch

The roof hatch was locked at the time of our inspection.

SUMMARY AND RECOMMENDATIONS

SUMMARY

Overall this water storage tower is in good to fair condition. The exterior coating system should be over-coated. The interior epoxy coating system is currently in good condition. In addition to the exterior and interior coating conditions, a few modifications are recommended to bring this tank into current standards. The safety and sanitary issues are the most important.

RECOMMENDATIONS

- **Overcoat exterior coating system in next few years.**
- **Monitor interior coating condition and maintain cleanliness with washout inspections every two years.**
-
- **Repairs**
- **Install cable type fall prevention device on interior ladder.**
- **Replace overflow screen and equip with flapper valve**

City of Sedgwick, Kansas 200,000 Pedestal Park Tank



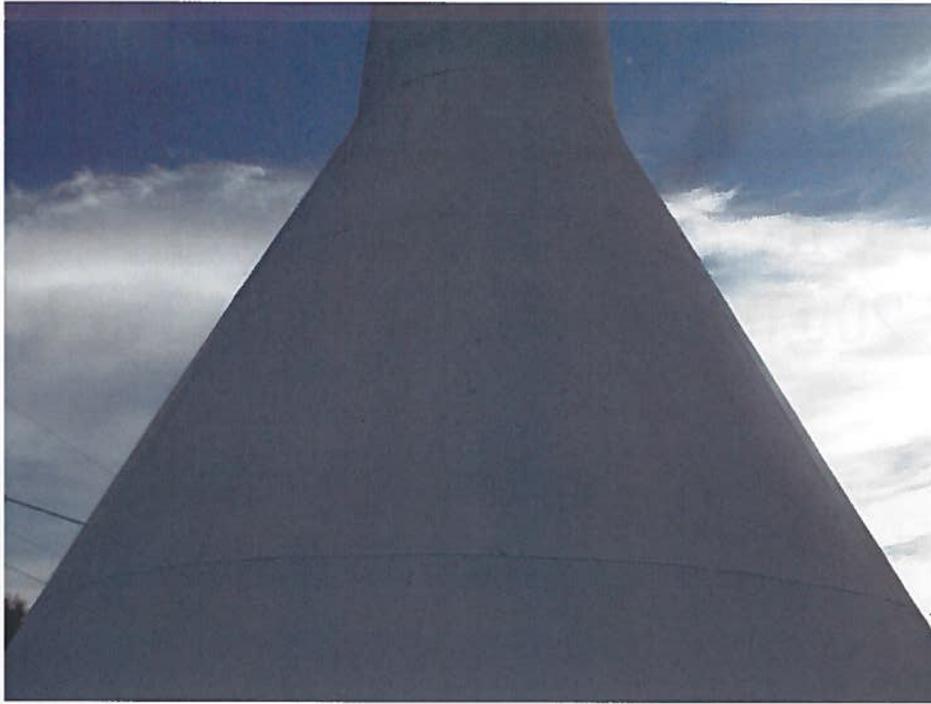


Photo #1

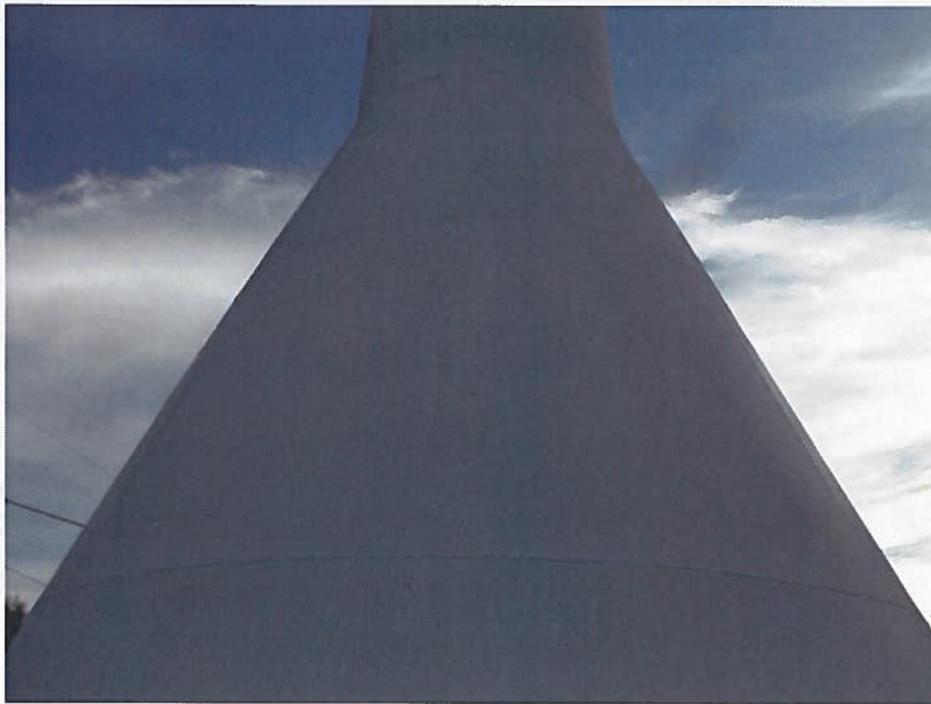


Photo #2



Photo #3



Photo #4



Photo #5

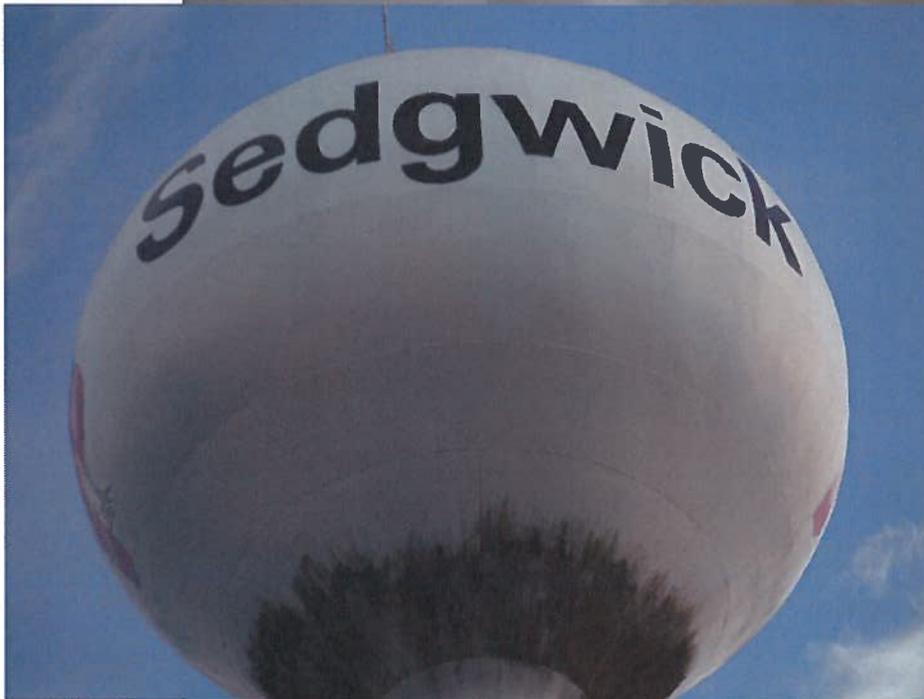


Photo #6

Photo #8

9/23/2011



Photo #9

9/23/2011



Photo #10

Photo #10



Photo #11

Photo #11



Photo #12

Photo #12



Photo #13

Photo #13



Photo #14



Photo #15



Photo #16

6/23/2017



Photo #17

6/23/2017



Photo #18



Photo #19



Photo #20

Photo #20



Photo #21

Photo #21



Photo #22

Photo #22

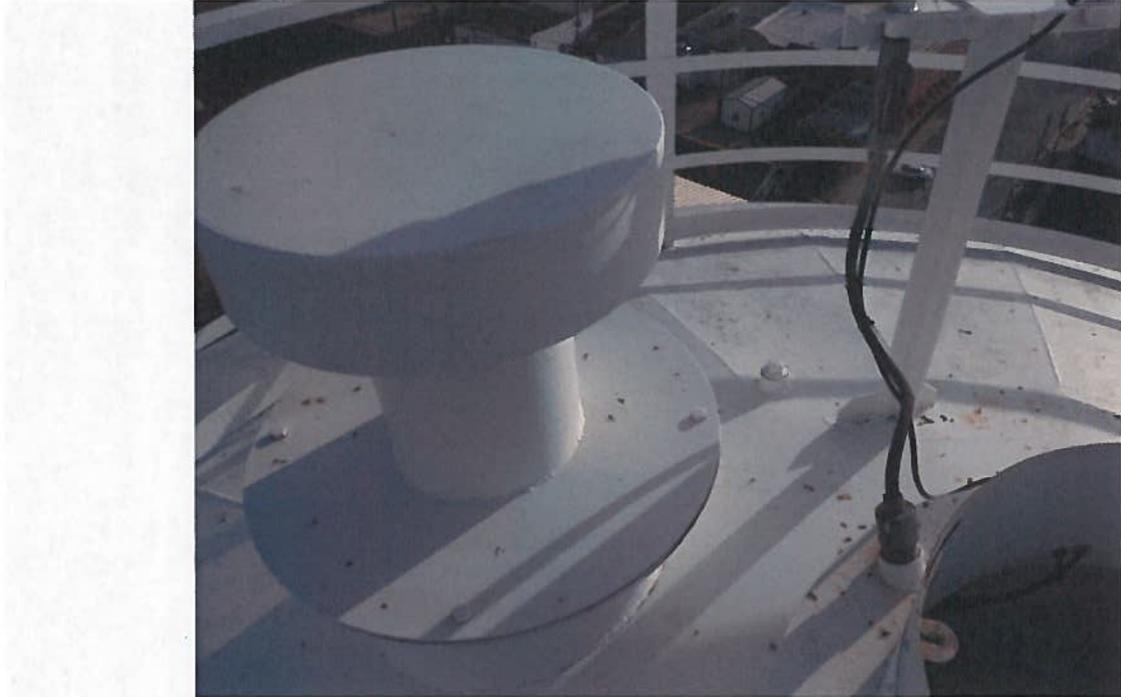


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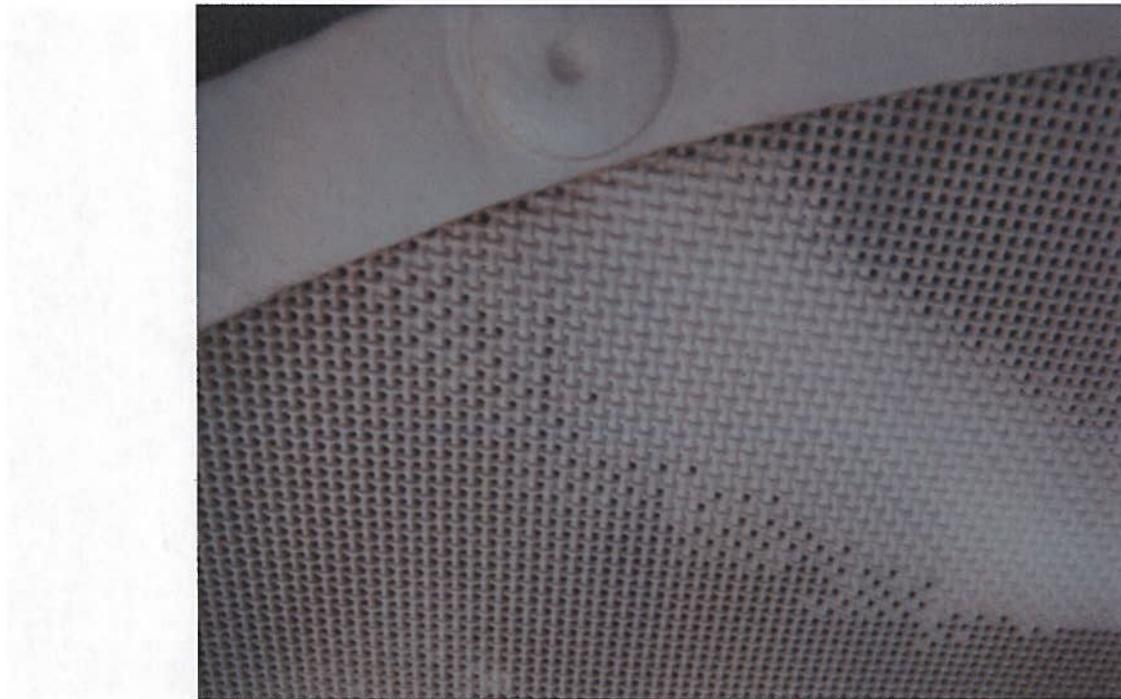


Photo #24

Photo #24



Photo #25

Photo #25



Photo #26

Photo #26



Photo #25

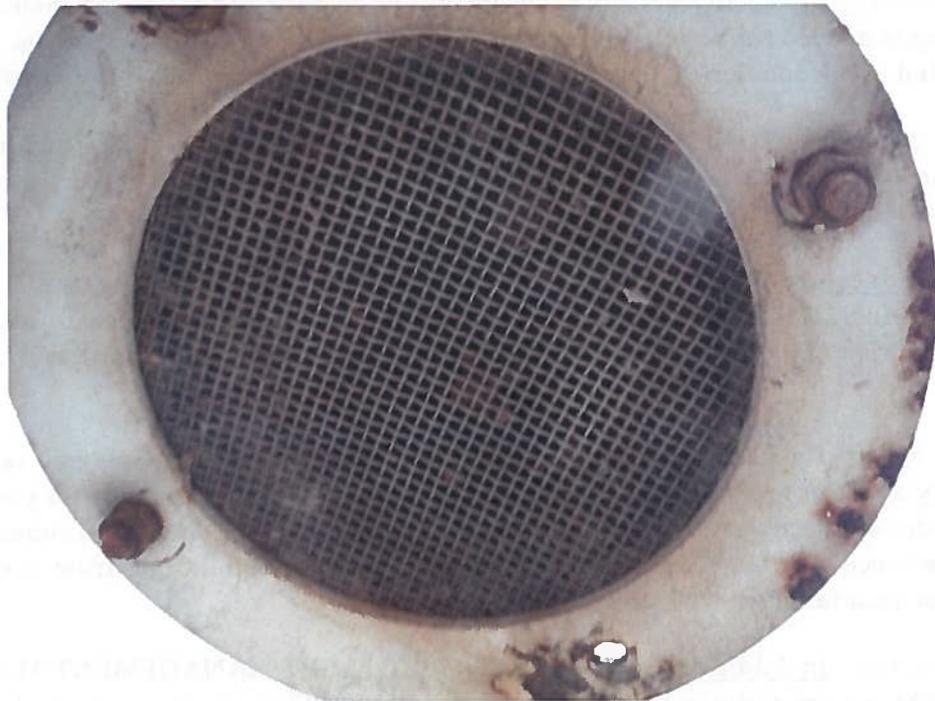
Photo #25



Photo #26



Photo #27



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Contact us today for more information.....



**Bernie Koch Government Relations
10246 Alamo Ct.
Wichita, Kansas 67212**

January 22, 2016

MEMORANDUM

To: Harvey County Council of Governments
From: Bernie Koch, Lobbyist
Re: Legislative update

The 2nd week of the 2016 Kansas Legislature was a short one. Lawmakers did not meet Monday due to the Martin Luther King, Jr. Holiday. Because of the weather, both the House and Senate planned to have “pro forma” days when no important business would be conducted.

Next week, the Senate Ways & Means Committee will take a couple of days to review the current fiscal year budget for the state. Otherwise, it doesn't look like there's much going on in committees. Kansas Day activities at the end of the week will probably make it a short work week once again.

KDOT answers questions about program/transfers

Kansas Department of Transportation Secretary Mike King spent a lot of time this week testifying before legislative committees about the T-WORKS Program and answering questions about the heavy transfers from the highway fund to the state general fund.

The total transferred from the highway fund to the state general fund since 2011 is \$2.124 billion, which doesn't include the \$47 million Governor Brownback transferred in November, or the \$25 million he is now recommending be transferred for the FY 2017 budget.

There were also questions about KDOT's bonds. The Department sold \$400 million in highway bonds in December which brought the total bonds issued to 20% of the program. Last year's legislature had lifted the 18% statutory cap on bonding the program for two years.

Some of the information provided:

- Secretary King said when some current bonds are paid down, the total bonding will drop to 15% in FY 2018
- King said borrowing the \$400 million in Fiscal Year 2016 takes advantage of low interest rates and would mean KDOT would not have to borrow in FY 2017
- King disagreed with the Alvarez and Marsal efficiency report that recommended closing KDOT area offices
- As the result of transfers from the highway fund last year, \$250 million was removed from preservation projects. KDOT Deputy Secretary Jerry Younger said that would have paid for resurfacing, overlay seals, and patching. Younger said KDOT savings has allowed \$50 million of that to be put back into preservation
- The low price of oil, which is a major cost in road projects, has resulted in savings
- Other savings have been realized by bids that are 10% to 15% lower than estimated on large projects

- King said the Department continues to find efficiencies, has been refinancing bonds at lower interest rates, and projects are coming in under budget
- King said modern asphalt mix is lasting longer, meaning roads that have it don't need attention as often
- The Secretary said that in the 6th year of a 10 year program, KDOT is beyond 60% of the projects it had scheduled. The bigger projects were handled at the beginning of the program

Representative Henry Helgerson (D-Wichita) asked probing questions about what is available to take from the transportation program in the future. King's answer was, "It depends." He said KDOT can do all of the work it's supposed to for FY 2016 and FY 2017.

Asked if bonding was borrowing money to give to the state general fund, King said, "No!"

However, many legislators have noted that the amount borrowed is very close to the amount that has been transferred.

Legislators question Revenue Secretary on economy and weak sales tax growth

Legislative committees spent much of this week trying to figure out the real state-of-the-state, with a particular emphasis on the budget and the economy. A recurring theme from the Administration and legislative leadership was that because the unemployment rate is so low, businesses cannot expand due to a shallow pool of workers.

The latest unemployment rate is 4.0%.

Kansas has been lagging the region and the country for some time in employment growth.

Lawmakers also quizzed Brownback Administration officials about the slow growth of the Kansas sales tax. The major answer they got was that the oil and agriculture sectors of the economy are down.

In an appearance before the House Taxation Committee on Wednesday, Secretary of Revenue Nick Jordan admitted, "Sales tax receipts have been a real challenge to us,"

Jordan said sales tax revenues are up in states on the East and West Coasts, but down in the Midwest. He said some of the problem with revenues may be timing. December Christmas shopping sales tax will not be reported until January.

Jordan said Kansas urban counties had healthy sales tax growth, but counties with economies heavy in oil and gas production and agriculture seemed to be where sales tax collections were down.

He also cited other reasons many Kansans might not be spending money on sales taxable items, including increased health care costs, online sales, and people using their income to pay off debt.

The sales tax growth question is important because Kansas is transitioning away from the income tax as a major revenue source, shifting the burden to a heavy dependence on the sales tax to fund state government.

Some legislators pushed back against Jordan's claim that the economy is improving. Representative Kathy Wolfe Moore (D-Kansas City) said the income tax cuts are not working.

Representative John Edmonds (R-Great Bend) said, “The sun does not shine so bright in Western Kansas.”

Perhaps the strongest challenges came from Representative Mark Hutton (R-Wichita), who questioned Jordan on the correlation between income tax cuts and jobs.

He pointed out Governor Brownback has been taking credit for creating 76,000 jobs, but Hutton said half of those were created before the 2012 tax plan took effect.

Citing the estimated \$700 million in income tax cuts, which he called an economic development investment, Hutton asked Administration officials, “What would you expect to be a return on that investment?” He could not get a straight answer in the opinion of many in the room.

Hutton’s question was pointed because some conservative legislators have been questioning the state’s traditional economic development programs, demanding that there be proof of a return on investment.

New Commerce Secretary quizzed

The man nominated to be Kansas Secretary of Commerce, Antonio Soave, appeared before a couple of legislative committees this week.

Already Acting Secretary of Commerce, Soave’s nomination must be approved by the full Kansas Senate. The Senate Commerce Committee recommended a favorable vote.

Some of Soave’s list of to-do items at the Commerce Department:

- Adopt a system of proactive messaging and marketing
- Emphasize Kansas quality of life
- Publish a Department of Commerce Newsletter, both electronically and printed for mailing
- Begin an extensive social media campaign on Kansas
- Focus on research for prospective businesses
- Don’t lead the conversation with prospects with incentive packages
- Emphasize the ease of doing business
- Tout the Kansas workforce
- Build trust with prospects
- A new Commerce Department website is planned: kscommerce.biz (not yet up)
- Commerce needs 8 to 12 “consultants,” perhaps part-timers, who will generate leads

Soave said Kansas is not taking advantage of “direct foreign investment” in the state.

Senator Jeff Longbine (R-Emporia) urged Soave to take advantage of local economic development organizations, something Soave did not mention in his prepared remarks.

Senator Jeff Melcher (R-Leawood), who has strongly questioned some of the state’s economic development programs, asked if the “products” were working and how to measure return on investment.

Soave promised to provide “due diligence and assessment” of the incentives.

Soave most recently was chairman and CEO of Capistrano Global Advisory Services. He is a lawyer and has a Master of Law degree. He has a widely varied background and lives in the Kansas City area.

“Realign” school districts?

A bill to “realign” Kansas school districts has been introduced by the Kansas House Federal and State Affairs Committee. It would result in cutting the number of Kansas school districts in half.

It would also result in Harvey County becoming one school district.

Representative John Bradford (R-Lansing) asked for the bill to be introduced.

The bill requires the State Board of Education to:

- Realign school districts every ten years
- In counties with less than 10,000 students, there will be one school district
- In counties with more than 10,000 students, boundaries are to be changed so that a district must have 1,500 or more students

There’s a lot more in the bill, including a limitation on the number of administrators.

Here’s a link to the bill:

http://www.kslegislature.org/li/b2015_16/measures/documents/hb2504_00_0000.pdf

No hearing has been scheduled on the measure, yet. It’s been sent to the House Education Committee.

Local Government Day is Wednesday

Wednesday is Local Government Day in Topeka. It’s a joint project of the League of Kansas Municipalities and the Kansas Association of Counties.

City and county officials from across the state will visit with legislators in the morning. League policy committees will meet in the afternoon to discuss pending legislation.

The entire legislature is invited to attend an evening reception at the Capitol Plaza Hotel.

Below are the bills I am tracking for the Harvey County Council of Governments, for those of you so inclined to get more information.

You should be able to click on the bill number and be taken to the Kansas Legislature’s web site page for that particular bill. You would be able to see all actions taken, read the bill, and read any supplemental notes (layman’s descriptions) and fiscal notes (how much does the bill cost the state) that have been prepared.

**These are the bills introduced in 2016
2015 bills still alive are below this list**

HB 2440 J. R. Claeys, R-69th	Personal and family protection act; regulating concealed carry in portions of public buildings	In House Federal and State Affairs	01/13/2016 - House Scheduled Hearing in Federal and State Affairs: Wednesday, 1/20, 9:00 AM, Rm 346-S
HB 2452 Jim Ward, D-86th	Enacting the Kansas protection against terrorists act	In House Federal and State Affairs	01/14/2016 - House Referred to Federal and State Affairs
HB 2466	Prohibiting the adoption of sanctuary ordinances and resolutions by municipalities	In House Judiciary	01/15/2016 - House Scheduled Hearing in Judiciary: Thursday, 1/21, 3:30 PM, Rm 112-N
HB 2474 House Taxation Committee	Extinguishing tax liens on personal property in certain circumstances	In House Taxation	01/20/2016 - House Scheduled Hearing in Taxation: Tuesday, 1/26, 3:30 PM, Rm 582-N
HB 2476 House Taxation Committee	County treasurer to check claims against delinquent real and personal property tax lists	In House Taxation	01/20/2016 - House Referred to Taxation
HB 2477 House Taxation Committee	Requiring proof of payment of real and personal property taxes for motor vehicle registration	In House Taxation	01/20/2016 - House Referred to Taxation
HB 2479 House Agriculture and Natural Resources Committee	Amendments to the Kansas noxious weed law	In House Agriculture and Natural Resources	01/20/2016 - House Scheduled Hearing in Agriculture and Natural Resources: Tuesday, 1/26, 3:30 PM, Rm 346-S

HB 2491 House Agriculture and Natural Resources Committee	Creating a penalty for failure to report annual water use	In House Agriculture and Natural Resources	01/21/2016 - House Referred to Agriculture and Natural Resources
HB 2493 House Taxation Committee	Removing requirements that certain city and county budget increases be approved by a local vote	In House Taxation	01/21/2016 - House Referred to Taxation
HB 2495 House Taxation Committee	Classification of improvements constructed with proceeds from industrial revenue bonds; timeframe for appeals	In House Taxation	01/21/2016 - House Referred to Taxation
HB 2496 House Taxation Committee	Property tax; providing a method for the county treasurer to calculate taxes on personal property when such taxes are due immediately but mill levy has not been certified	In House Taxation	01/21/2016 - House Referred to Taxation
HB 2498 House Taxation Committee	Removal of community improvement district sales tax administration fund aggregate cap	In House Taxation	01/21/2016 - House Referred to Taxation
HB 2499 House Taxation Committee	Authorizing public improvement districts to impose a retailers' sales tax within the district for certain purposes	In House Taxation	01/21/2016 - House Scheduled Hearing in Taxation: Tuesday, 1/26, 3:30 PM, Rm 582-N
HB 2504 House Federal and State Affairs Committee	School district realignment	In House Education	01/22/2016 - House Referred to Education
HB 2511 House Vision 2020	Increasing fees to fund water projects	In House Agriculture and	01/22/2016 - House Referred to Agriculture and Natural Resources and Vision

Committee		Natural Resources In House Vision 2020	2020, jointly
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Below are the bills that are still alive that were carried over from the 2015 legislative session. Although most are dormant, they can still be brought forward

Bill Number and Sponsor	Bill Subject	Current Status	Last Action
Sub for SB 18 Senate Judiciary Committee	Making certain law enforcement audio and video recordings confidential and exempt from the open records act	In House Judiciary	03/11/2015 - House Scheduled Hearing in Judiciary: Thursday, 3/19, 3:30 PM, Rm 112-N
Sub for SB 22 Senate Judiciary Committee	Municipal court; notice of expungement of certain records and notice of disposition of appeals	On General Orders in Senate	01/21/2016 - Senate Committee Report recommending substitute bill be passed by Judiciary
H Sub for SB 29 Senate Assessment and Taxation Committee	Concerning taxation; relating to income tax, rates, itemized deductions, credits, income modifications and rural opportunity zones; tax amnesty; sales and compensating use tax, rates, food and distribution thereof; sales tax authority for Bourbon, Douglas and Thomas counties; cigarettes, rates; property taxation, consolidated fire districts	On General Orders in House	05/28/2015 - House Not subject to limitations of Joint Rule 4(k); Motion to emergency to Final Action, amendment and debate, failed
SB 42 Senate Assessment and Taxation Committee	Governmental ethics; public funds used for lobbying	In House Elections	03/24/2015 - House Referred to Elections

SB 48	Sunset of property tax exemption for new qualifying pipeline property and retention of exemption for existing exemptions	In House Taxation	05/18/2015 - House Referred to Taxation
Senate Ways and Means Committee			
SB 59	Clarifying district magistrate judge jurisdiction	In House Appropriations	01/11/2016 - House Withdrawn from Calendar; referred to Appropriations
Senate Judiciary Committee			
SB 63	Cities; land banks; municipalities may defer or reamortize special assessments	In House Taxation	03/31/2015 - House Referred to Taxation
Senate Federal and State Affairs Committee			
SB 64	Public water supply storage; interest rate change	In House Agriculture and Natural Resources	03/31/2015 - House Referred to Agriculture and Natural Resources
Senate Federal and State Affairs Committee			
SB 65	Carrying of concealed handguns by public employees while engaged in employment	In Senate Federal and State Affairs	01/14/2016 - Senate Withdrawn from Calendar; rereferred to Federal and State Affairs
Senate Federal and State Affairs Committee			
SB 66	Personal and family protection act; regulating concealed carry in portions of public buildings	In Senate Federal and State Affairs	02/02/2015 - Senate Scheduled Hearing in Federal and State Affairs: Thursday, 2/5/2015, 10:30 AM, Rm 144-S
Senate Federal and State Affairs Committee			
SB 98	Open records, charges limited; open meetings; minutes required	In House Judiciary	03/24/2015 - House Referred to Judiciary
Jacob LaTurner, R-13th			
SB 107	Public entities expenditures for energy projects intended	In Senate	02/11/2015 - Senate Scheduled Hearing in

Senate Commerce Committee	to reduce energy costs	Commerce	Commerce: Tuesday, 2/17, 8:30 AM, Rm 548-S
SB 128	Creating an exception to the Kansas open records act for municipal judges and city attorneys	In House Judiciary	03/11/2015 - House Scheduled Hearing in Judiciary: Monday, 3/16, 3:30 PM, Rm 112-N
Senate Corrections and Juvenile Justice Committee			
Sub for SB 131	Relating to peer support counseling sessions; confidentiality of communications	On General Orders in House	03/20/2015 - House Committee Report recommending bill be passed by Corrections and Juvenile Justice
Senate Federal and State Affairs Committee			
SB 135	Option to exempt aviation fuel from city sales tax	In Senate Assessment and Taxation	02/03/2015 - Senate Referred to Assessment and Taxation
Garrett Love, R-38th			
SB 146	Racial profiling data collection and reporting requirements	In Senate Corrections and Juvenile Justice	02/05/2015 - Senate Referred to Corrections and Juvenile Justice
Senate Judiciary Committee			
SB 147	Creating the community defense act; regulation of sexually oriented businesses	In Senate Corrections and Juvenile Justice	02/11/2015 - Senate Scheduled Hearing in Corrections and Juvenile Justice: Tuesday, 2/17, 9:30 AM, Rm 118-N
Senate Judiciary Committee			
SB 153	Exempting public libraries from certain provisions of the personal and family protection act	In Senate Federal and State Affairs	02/11/2015 - Senate Scheduled Hearing in Federal and State Affairs: Tuesday, 2/17, 10:30 AM, Rm 144-S
Senate Federal and State Affairs Committee			

SB 165 Senate Ethics and Elections Committee	Open meetings, statements required regarding a closed or executive meeting; amending K.S.A. 75-4319	In Senate Judiciary	02/06/2015 - Senate Referred to Judiciary
Sub for SB 171 Senate Ethics and Elections Committee	Municipal elections; nonpartisan; fall odd-numbered years	In House Taxation	03/25/2015 - House Withdrawn from calendar; referred to Taxation
SB 178 Senate Ways and Means Committee	Valuation of agricultural land	In Senate Assessment and Taxation	02/11/2015 - Senate Referred to Assessment and Taxation
SB 185 Senate Judiciary Committee	Sexually violent predators; reimbursement for costs incurred by counties	In Senate Judiciary	02/18/2015 - Senate Scheduled Hearing in Judiciary: Monday, 2/23, 10:30 AM, Rm 346-S
SB 201 Anthony Hensley, D-19th	Personal electronic media devices subject to the open records act	In Senate Federal and State Affairs	02/12/2015 - Senate Referred to Federal and State Affairs
Sub for SB 216 Senate Federal and State Affairs Committee	Creating the Kansas school security act	In House Corrections and Juvenile Justice	03/18/2015 - House Scheduled Hearing (cont.) in Corrections and Juvenile Justice: Thursday, 3/19, 1:30 PM, Rm 152-S
SB 232 Senate Federal and State Affairs Committee	Lien filings against public officials; prohibitions; notice; criminal penalties	On General Orders in Senate	03/19/2015 - Senate Committee Report recommending bill be passed by Judiciary
SB 244	Municipal budgets; notifications	In House Local	03/19/2015 - House Scheduled Final Action in

Senate Ways and Means Committee		Government	Local Government: Friday, 3/20, Adjournment, Rm 281-N
SB 247 Senate Ways and Means Committee	Municipal audits	On General Orders in House	03/23/2015 - House Committee Report recommending bill be passed by Local Government
SB 253 Senate Federal and State Affairs Committee	Renewable energy standards act sunset	In Senate Utilities	03/04/2015 - Senate Scheduled Hearing in Utilities: Tuesday, 3/10, 1:30 PM, Rm 548-S
SB 258 Senate Assessment and Taxation Committee	Eliminating property tax exemption from statewide school levy for property used for residential purposes to the extent of \$20,000 of its appraised valuation	In Senate Assessment and Taxation	03/04/2015 - Senate Scheduled Hearing in Assessment and Taxation: Wednesday, 3/11, 9:30 AM, Rm 548-S
SB 259 Senate Assessment and Taxation Committee	Computation of amount of personal property tax on motor vehicles	In Senate Assessment and Taxation	03/11/2015 - Senate Scheduled Hearing in Assessment and Taxation: Wednesday, 3/18, 9:30 AM, Rm 548-S
SB 298 Senate Federal and State Affairs Committee	Alcoholic beverages; enacting the county option retailer's act	In Senate Federal and State Affairs	03/30/2015 - Senate Scheduled Hearing in Federal and State Affairs: Tuesday, 3/31, 10:30 AM, Rm 346-S
SB 306	Open records act; definitions, public agency and public record	In Senate Judiciary	05/20/2015 - Senate Withdrawn from Federal

Molly Baumgardner, R-37th			and State Affairs; referred to Judiciary
SB 307 Senate Ways and Means Committee	Open records act; definitions, public agency and public record	In Senate Judiciary	05/20/2015 - Senate Withdrawn from Federal and State Affairs; referred to Judiciary
SB 316 Jacob LaTurner, R-13th	Property tax lid; effective date; exemptions	In Senate Assessment and Taxation	01/12/2016 - Senate Referred to Assessment and Taxation
SB 337	Creating a penalty for failure to report annual water use	In Senate Natural Resources	01/21/2016 - Senate Scheduled Hearing in Natural Resources: Wednesday, 1/27, 8:30 AM, Rm 159-S
SB 338	Rehabilitation of abandoned property by cities	In Senate Commerce	01/21/2016 - Senate Referred to Commerce
HB 2001 Steven R. Brunk, R-85th	Property taxation; distribution of taxes paid under protest	In House Taxation	01/13/2015 - House Referred to Taxation
HB 2036 House Vision 2020 Committee	Electricity and the sale of renewable energy	In House Energy and Environment	01/20/2015 - House Referred to Energy and Environment
HB 2037 House Vision 2020 Committee	Renewable energy generation and tax exempt entities	In House Energy and Environment	01/20/2015 - House Referred to Energy and Environment

<p>S Sub for HB 2056</p> <p>House Corrections and Juvenile Justice Committee</p>	<p>Licensure of bail enforcement agents by the attorney general</p>	<p>On General Orders in Senate</p>	<p>03/12/2015 - Senate Committee Report recommending substitute bill be passed by Corrections and Juvenile Justice</p>
<p>HB 2063</p> <p>House Agriculture and Natural Resources Committee</p>	<p>Amending the definition of project in the public water supply project loan program</p>	<p>In Senate Natural Resources</p>	<p>03/11/2015 - Senate Scheduled Hearing in Natural Resources: Thursday, 3/19, 8:30 AM, Rm 159-S</p>
<p>HB 2068</p> <p>House Transportation Committee</p>	<p>Removing requirement that bicycles use path</p>	<p>In House Transportation</p>	<p>01/28/2015 - House Scheduled Hearing in Transportation: Thursday, 2/5/2015, 1:30 PM, Rm 582-N</p>
<p>HB 2070</p> <p>House Taxation Committee</p>	<p>Property exempt from taxation; allowing counties to exempt certain property</p>	<p>On General Orders in House</p>	<p>03/13/2015 - House Committee Report recommending bill be passed by Taxation</p>
<p>HB 2071</p> <p>House Taxation Committee</p>	<p>Property taxation; market study analysis, persons eligible to be appointed appraiser</p>	<p>On General Orders in House</p>	<p>03/13/2015 - House Committee Report recommending bill be passed by Taxation</p>
<p>HB 2076</p> <p>James Todd, R-29th</p>	<p>Sales tax holiday</p>	<p>In House Taxation</p>	<p>01/28/2015 - House Scheduled Hearing in Taxation: Thursday, 2/5/2015, 3:30 PM, Rm 582-N</p>

HB 2086 House Taxation Committee	Sales tax exemption; defining machinery and equipment used as integral or essential part of an integrated production operation	In House Taxation	01/23/2015 - House Referred to Taxation
HB 2087 House Federal and State Affairs Committee	Prohibiting local regulation of firearm sales by federal firearms licensees	In Senate Federal and State Affairs	03/31/2015 - Senate Referred to Federal and State Affairs
S Sub for HB 2096 House Commerce, Labor and Economic Development Committee	Public employees concerning public employer-employee relations act and deductions from wages	In Senate Ways and Means	03/25/2015 - Senate Withdrawn from Calendar; referred to Ways and Means
HB 2108 House Elections Committee	Elections; straight ticket ballots	Stricken from House calendar	03/04/2015 - House Stricken from Calendar, House Rule 1507
HB 2110 House Judiciary Committee	Election of chief judge in each judicial district	In House Judiciary	02/11/2015 - House Scheduled Hearing in Judiciary: Thursday, 2/19, 3:30 PM, Rm 112-N

Bill Number and Sponsor	Bill Subject	Current Status	Last Action
HB 2112 House Judiciary Committee	Relating to county law libraries	In Senate Judiciary	03/25/2015 - Senate Referred to Judiciary
HB 2137 House Corrections and Juvenile Justice Committee	Enacting the police and citizen protection act; relating to use of body cameras by law enforcement officers	In House Corrections and Juvenile Justice	02/04/2015 - House Scheduled Hearing in Corrections and Juvenile Justice: Tuesday,

			2/10/2015, 1:30 PM, Rm 152-S
HB 2138 House Corrections and Juvenile Justice Committee	Amending provisions relating to municipal appearance bonds	In House Corrections and Juvenile Justice	01/28/2015 - House Scheduled Hearing in Corrections and Juvenile Justice: Wednesday, 2/4/2015, 1:30 PM, Rm 152-S
HB 2146 Jim Ward, D-86th	County election officers; nepotism rule applied	In House Elections	01/28/2015 - House Referred to Elections
HB 2153 House Appropriations Committee	Taxpayer empowerment, accountability and transparency in state contracting act	In House Appropriations	01/29/2015 - House Referred to Appropriations
HB 2163 House Local Government Committee	Municipalities; contracts with other municipalities	In Senate Local Government	03/11/2015 - Senate Scheduled Hearing and Possible Action in Local Government: Tuesday, 3/17, 9:30 AM, Rm 159-S
HB 2164 House Local Government Committee	Certain sewer districts; construction contract bid threshold raised	In Senate Local Government	03/11/2015 - Senate Scheduled Hearing and Possible Action in Local Government: Tuesday, 3/17, 9:30 AM, Rm 159-S
HB 2167 House Taxation Committee	Increasing interest rate on delinquent real property taxes	On General Orders in House	03/11/2015 - House Committee Report recommending bill be passed by Taxation
HB 2168 House Taxation	Property tax exemption and classification for property used for bed and breakfast	On General Orders in House	03/11/2015 - House Committee Report recommending bill be passed by

Committee	purposes		Taxation
HB 2183 House Elections Committee	Campaign finance	Approved by Governor	06/05/2015 Approved by Governor Sam Brownback
HB 2190 House Federal and State Affairs Committee	Saving communities amendments to the personal and family protection act	In House Federal and State Affairs	01/30/2015 - House Referred to Federal and State Affairs
HB 2196 House Taxation Committee	De minimis abandoned property	On General Orders in House	03/11/2015 - House Committee Report recommending bill be passed as amended by Taxation
HB 2197 House Taxation Committee	Cities; land banks; municipalities may defer or reamortize special assessments	In Senate Local Government	03/13/2015 - Senate Referred to Local Government
Sub for HB 2200 House Federal and State Affairs Committee	Alcoholic liquor; county option retailers act; grocery stores and convenience stores	On General Orders in House	05/05/2015 - House Committee Report recommending substitute bill be passed by Commerce, Labor and Economic Development
HB 2210 House Elections Committee	County commission boards; expansion of commissioners; special election	In House Elections	01/20/2016 - House Scheduled Hearing in Elections: Monday, 1/25, 1:30 PM, Rm 281-N
HB 2212 House Elections Committee	City political committees	Stricken from House calendar	03/04/2015 - House Stricken from Calendar, House Rule 1507

HB 2214 House Elections Committee	Procedure of appointment when certain vacancies of office or nomination occur	Stricken from House calendar	03/04/2015 - House Stricken from Calendar, House Rule 1507
HB 2222 House Judiciary Committee	Requiring registration under the Kansas offender registration act for certain municipal ordinance violations	In House Judiciary	02/05/2015 - House Referred to Judiciary
HB 2235 House Local Government Committee	Elected county treasurer appointed by county commission; election required	In House Local Government	02/11/2015 - House Scheduled Hearing in Local Government: Thursday, 2/19, 1:30 PM, Rm 281-N
HB 2236 House Local Government Committee	Cities; rehabilitation of abandoned property; definitions; other	In House Appropriations	02/26/2015 - House Withdrawn from Local Government; referred to Appropriations
HB 2237 House Local Government Committee	Municipalities; use of internet as official publication	In House Commerce, Labor and Economic Development	03/13/2015 - House Scheduled Hearing in Commerce, Labor and Economic Development: Monday, 3/16, 1:30 PM, Rm 346-S
HB 2248 House Commerce, Labor and Economic Development Committee	Tax increment financing eligibility for projects involving very old buildings and adjacent vacant or condemned lots	In House Taxation	02/13/2015 - House Withdrawn from Commerce, Labor and Economic Development; referred to Taxation
HB 2251 House Elections Committee	Elections; ballot on demand; advance voting changes; electronic polling books	In House Elections	02/06/2015 - House Referred to Elections

HB 2253	Extending special employment after retirement provisions under KPERS for certain retirants who are teachers	On General Orders in House	03/24/2015 - House Committee Report recommending bill be passed as amended by Pensions and Benefits
House Pensions and Benefits Committee			
HB 2276	Eminent domain; authorized transfers to private entities; attorney fees	In House Judiciary	02/11/2015 - House Referred to Judiciary
House Judiciary Committee			
HB 2290	Relating to emergency observation and treatment of mentally-ill persons in communities with 24-hour crisis and observation facilities	In House Judiciary	02/11/2015 - House Referred to Judiciary
House Judiciary Committee			
HB 2294	Requiring the use of e-verify by employers	In House Federal and State Affairs	02/11/2015 - House Referred to Federal and State Affairs
House Federal and State Affairs Committee			
HB 2296	Cities and counties; public building commission; revenue bonds; election required	On General Orders in House	03/13/2015 - House Committee Report recommending bill be passed as amended by Local Government
House Federal and State Affairs Committee			
HB 2300	Personal electronic media devices subject to the open records act	In House Judiciary	02/12/2015 - House Referred to Judiciary
House Judiciary Committee			
HB 2340	Elections; municipal, spring to fall, even years, partisan; special districts spring to fall, odd years	In House Elections	02/13/2015 - House Referred to Elections
House Elections Committee			

HB 2346	Draft budgets subject to the open records act	In House Judiciary	02/16/2015 - House Referred to Judiciary
House Judiciary Committee			
HB 2350	Local governments and property assessments for qualified clean energy projects	In House Energy and Environment	02/16/2015 - House Referred to Energy and Environment
House Vision 2020 Committee			
HB 2359	Requiring law enforcement vehicle and body camera videos to be confidential	In House Corrections and Juvenile Justice	02/16/2015 - House Referred to Corrections and Juvenile Justice
House Corrections and Juvenile Justice Committee			
HB 2363	Repealing the statutory requirement that there be one judge of the district court in each county	In House Judiciary	02/16/2015 - House Referred to Judiciary
House General Government Budget Committee			
HB 2368	Establishing arts and cultural districts for the promotion of arts and culture	In House Federal and State Affairs	02/25/2015 - House Scheduled Hearing in Federal and State Affairs: Thursday, 3/5, 9:00 AM, Rm 346-S
House Taxation Committee			
HB 2377	Providing for a property tax averaging payment plan and a property tax installment payment plan	In House Taxation	01/20/2016 - House Scheduled Hearing in Taxation: Thursday, 1/28, 3:30 PM, Rm 582-N
House Taxation Committee			
HB 2380	Regional system of cooperating libraries; appointment of members; certain members appointed by board of county commissioners	In House Federal and State Affairs	02/20/2015 - House Referred to Federal and State Affairs
House Federal and State Affairs Committee			
HB 2400	Repealing the local ad valorem tax reduction	In House Taxation	03/11/2015 - House Scheduled Hearing in Taxation:

House Taxation Committee	fund		Tuesday, 3/17, 3:30 PM, Rm 582-N
HB 2404 House Taxation Committee	Allowing counties to submit question to voters to eliminate county property taxes and replace revenues with increased sales taxes	In House Taxation	03/11/2015 - House Referred to Taxation
HB 2408 House Taxation Committee	Repealing certain sales tax exemptions	In House Taxation	03/12/2015 - House Referred to Taxation
HB 2413 House Federal and State Affairs Committee	Alcoholic beverages; creating the art studio permit	In House Federal and State Affairs	03/17/2015 - House Scheduled Hearing in Federal and State Affairs: Wednesday, 3/18, 9:00 AM, Rm 346-S
HB 2415 House Taxation Committee	Property taxation; consolidated fire districts, powers and duties of the governing body	In House Taxation	03/18/2015 - House Referred to Taxation
HB 2435	Repealing sales tax exemptions for materials purchased by contractors to construct, equip, reconstruct, maintain, repair, enlarge, furnish or remodel public buildings	In House Taxation	05/19/2015 - House Scheduled Hearing in Taxation: Wednesday, 5/20, 10:00 AM, Rm 112-N
HB 2440 J. R. Claeys, R-69th	Personal and family protection act; regulating concealed carry in portions of public buildings	In House Federal and State Affairs	01/13/2016 - House Scheduled Hearing in Federal and State Affairs: Wednesday, 1/20, 9:00 AM, Rm 346-S
HB 2452 Tim Ward D-86th	Enacting the Kansas protection against terrorists act	In House Federal and State Affairs	01/14/2016 - House Referred to Federal and State

			Affairs
HB 2466	Prohibiting the adoption of sanctuary ordinances and resolutions by municipalities	In House Judiciary	01/15/2016 - House Scheduled Hearing in Judiciary: Thursday, 1/21, 3:30 PM, Rm 112-N
HB 2474 House Taxation Committee	Extinguishing tax liens on personal property in certain circumstances	In House Taxation	01/20/2016 - House Scheduled Hearing in Taxation: Tuesday, 1/26, 3:30 PM, Rm 582-N
HB 2476 House Taxation Committee	County treasurer to check claims against delinquent real and personal property tax lists	In House Taxation	01/20/2016 - House Referred to Taxation
HB 2477 House Taxation Committee	Requiring proof of payment of real and personal property taxes for motor vehicle registration	In House Taxation	01/20/2016 - House Referred to Taxation
HB 2479 House Agriculture and Natural Resources Committee	Amendments to the Kansas noxious weed law	In House Agriculture and Natural Resources	01/20/2016 - House Scheduled Hearing in Agriculture and Natural Resources: Tuesday, 1/26, 3:30 PM, Rm 346-S

Bill Number and Sponsor	Bill Subject	Current Status	Last Action
HB 2183 House Elections Committee	Campaign finance	Approved by Governor	06/05/2015 Approved by Governor Sam Brownback

HB 2190 House Federal and State Affairs Committee	Saving communities amendments to the personal and family protection act	In House Federal and State Affairs	01/30/2015 - House Referred to Federal and State Affairs
HB 2196 House Taxation Committee	De minimis abandoned property	On General Orders in House	03/11/2015 - House Committee Report recommending bill be passed as amended by Taxation
HB 2197 House Taxation Committee	Cities; land banks; municipalities may defer or reamortize special assessments	In Senate Local Government	03/13/2015 - Senate Referred to Local Government
Sub for HB 2200 House Federal and State Affairs Committee	Alcoholic liquor; county option retailers act; grocery stores and convenience stores	On General Orders in House	05/05/2015 - House Committee Report recommending substitute bill be passed by Commerce, Labor and Economic Development
HB 2210 House Elections Committee	County commission boards; expansion of commissioners; special election	In House Elections	01/20/2016 - House Scheduled Hearing in Elections: Monday, 1/25, 1:30 PM, Rm 281-N
HB 2212 House Elections Committee	City political committees	Stricken from House calendar	03/04/2015 - House Stricken from Calendar, House Rule 1507
HB 2214 House Elections Committee	Procedure of appointment when certain vacancies of office or nomination occur	Stricken from House calendar	03/04/2015 - House Stricken from Calendar, House Rule 1507
HB 2222	Requiring registration under the Kansas offender registration act for certain	In House Judiciary	02/05/2015 - House

House Judiciary Committee	municipal ordinance violations		Referred to Judiciary
HB 2235	Elected county treasurer appointed by county commission; election required	In House Local Government	02/11/2015 - House Scheduled Hearing in Local Government: Thursday, 2/19, 1:30 PM, Rm 281-N
House Local Government Committee			
HB 2236	Cities; rehabilitation of abandoned property; definitions; other	In House Appropriations	02/26/2015 - House Withdrawn from Local Government; referred to Appropriations
House Local Government Committee			
HB 2237	Municipalities; use of internet as official publication	In House Commerce, Labor and Economic Development	03/13/2015 - House Scheduled Hearing in Commerce, Labor and Economic Development: Monday, 3/16, 1:30 PM, Rm 346-S
House Local Government Committee			
HB 2248	Tax increment financing eligibility for projects involving very old buildings and adjacent vacant or condemned lots	In House Taxation	02/13/2015 - House Withdrawn from Commerce, Labor and Economic Development; referred to Taxation
House Commerce, Labor and Economic Development Committee			
HB 2251	Elections; ballot on demand; advance voting changes; electronic polling books	In House Elections	02/06/2015 - House Referred to Elections
House Elections Committee			
HB 2253	Extending special employment after retirement provisions under KPERS for certain retirants who are teachers	On General Orders in House	03/24/2015 - House Committee Report recommending bill be passed as amended by Pensions and Benefits
House Pensions and Benefits Committee			

HB 2276 House Judiciary Committee	Eminent domain; authorized transfers to private entities; attorney fees	In House Judiciary	02/11/2015 - House Referred to Judiciary
HB 2290 House Judiciary Committee	Relating to emergency observation and treatment of mentally-ill persons in communities with 24-hour crisis and observation facilities	In House Judiciary	02/11/2015 - House Referred to Judiciary
HB 2294 House Federal and State Affairs Committee	Requiring the use of e-verify by employers	In House Federal and State Affairs	02/11/2015 - House Referred to Federal and State Affairs
HB 2296 House Federal and State Affairs Committee	Cities and counties; public building commission; revenue bonds; election required	On General Orders in House	03/13/2015 - House Committee Report recommending bill be passed as amended by Local Government
HB 2300 House Judiciary Committee	Personal electronic media devices subject to the open records act	In House Judiciary	02/12/2015 - House Referred to Judiciary
HB 2340 House Elections Committee	Elections; municipal, spring to fall, even years, partisan; special districts spring to fall, odd years	In House Elections	02/13/2015 - House Referred to Elections
HB 2346 House Judiciary Committee	Draft budgets subject to the open records act	In House Judiciary	02/16/2015 - House Referred to Judiciary
HB 2350 House Vision 2020 Committee	Local governments and property assessments for qualified clean energy projects	In House Energy and Environment	02/16/2015 - House Referred to Energy and Environment

HB 2359 House Corrections and Juvenile Justice Committee	Requiring law enforcement vehicle and body camera videos to be confidential	In House Corrections and Juvenile Justice	02/16/2015 - House Referred to Corrections and Juvenile Justice
HB 2363 House General Government Budget Committee	Repealing the statutory requirement that there be one judge of the district court in each county	In House Judiciary	02/16/2015 - House Referred to Judiciary
HB 2368 House Taxation Committee	Establishing arts and cultural districts for the promotion of arts and culture	In House Federal and State Affairs	02/25/2015 - House Scheduled Hearing in Federal and State Affairs: Thursday, 3/5, 9:00 AM, Rm 346-S
HB 2377 House Taxation Committee	Providing for a property tax averaging payment plan and a property tax installment payment plan	In House Taxation	01/20/2016 - House Scheduled Hearing in Taxation: Thursday, 1/28, 3:30 PM, Rm 582-N
HB 2380 House Federal and State Affairs Committee	Regional system of cooperating libraries; appointment of members; certain members appointed by board of county commissioners	In House Federal and State Affairs	02/20/2015 - House Referred to Federal and State Affairs
HB 2400 House Taxation Committee	Repealing the local ad valorem tax reduction fund	In House Taxation	03/11/2015 - House Scheduled Hearing in Taxation: Tuesday, 3/17, 3:30 PM, Rm 582-N
HB 2404 House Taxation Committee	Allowing counties to submit question to voters to eliminate county property taxes and replace revenues with increased sales taxes	In House Taxation	03/11/2015 - House Referred to Taxation

HB 2408 House Taxation Committee	Repealing certain sales tax exemptions	In House Taxation	03/12/2015 - House Referred to Taxation
HB 2413 House Federal and State Affairs Committee	Alcoholic beverages; creating the art studio permit	In House Federal and State Affairs	03/17/2015 - House Scheduled Hearing in Federal and State Affairs: Wednesday, 3/18, 9:00 AM, Rm 346-S
HB 2415 House Taxation Committee	Property taxation; consolidated fire districts, powers and duties of the governing body	In House Taxation	03/18/2015 - House Referred to Taxation
HB 2435	Repealing sales tax exemptions for materials purchased by contractors to construct, equip, reconstruct, maintain, repair, enlarge, furnish or remodel public buildings	In House Taxation	05/19/2015 - House Scheduled Hearing in Taxation: Wednesday, 5/20, 10:00 AM, Rm 112-N

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January 29, 2016

M E M O R A N D U M

To: Harvey County Council of Governments
From: Bernie Koch, Lobbyist
Re: Legislative update

Happy Kansas Day! It's the 155th anniversary of Statehood.

Here's my update on activities in Topeka this week at the Statehouse.

Property tax lid

The big topic for local governments continues to be property tax lid legislation. The League of Kansas Municipalities and the Kansas Association of Counties are officially going to continue to push for repeal of last year's legislation.

However, many legislators who are sympathetic are "uncomfortable" with an all-out repeal, fearing support for repeal will be used against them in this year's elections.

The League and KAC are beginning to look at alternative language, but they don't want to signal compromise too soon or too late. Privately, the chairs of both the House and Senate Tax Committees don't like how the issue came up last year (an amendment in the Senate) and seem to be understanding of the viewpoint of local governments.

Some of the discussion revolves around changing the consumer price index (inflation) portion of the legislation to a five-year rolling average. Some lawmakers are also thinking about something like what Colorado has done: local governments could opt-out of the tax lid with a public vote.

The strategy may ultimately be to have sympathetic legislators offer lots of amendments, which could ultimately weigh down a bill so much it can't pass. Although that's not repeal, it keeps the current law, which delays implementation until January 1 of 2018.

Juvenile justice system bill has hearing next week

Senate Bill 367, which is a lengthy bill that makes changes to the juvenile justice system, will have a hearing Monday in the Senate Corrections and Juvenile Justice Committee. The bill is seen as good for some communities, but not for others. There is language about placing juveniles in secure facilities that may be a problem for some jurisdictions.

Open records bill

The local government organizations that lobby are watching Senate Bill 361, which makes changes to the open records law. It adds to the definition of public records, those that are in the possession of "any

officer or employee of a public agency in connection with the transaction of public or official business or bearing upon the public or official activities and functions of any public agency.”

The League believes this could mean that e-mails of government employees would be available through the Open Records law. They are keeping an eye on the issue.

Bill would remove certain oil and gas property from tax rolls

There’s a hearing Wednesday in the House Taxation Committee on HB 2264, which removes certain oil and gas equipment from the tax rolls by moving it from the category of real property to machinery and equipment.

Here’s some of the explanation from the fiscal note on the bill:

“HB 2264 would classify certain equipment and material used in operating oil and gas wells and certain equipment and material temporarily used at an oil or gas well site as personal property and assessed property taxes as commercial machinery and equipment beginning in tax year 2015. In order to qualify as personal property, the equipment and materials would be required to be used for a specific purpose on an oil and gas well site and cannot be attached to the real property.”

According to the Department of Revenue, “The bill would decrease property tax revenues by \$935,047 that school districts would receive through the state’s uniform mill levy. The bill would also decrease revenues to any local government that levies a property tax.”

Paying property taxes in monthly installments?

House Bill 2377 sets up a system where County Commissioners would be allowed to set up a monthly payment plan for certain property taxes. The bill was proposed by Representative Jim Kelly (R-Independence).

Commissioners could establish a property tax installment payment plan for homestead property taxes beginning in tax year 2016. Property taxes under the plan would be calculated by adding taxes levied on the homestead in the preceding year, including any special assessments, and divided into 12 equal monthly payments.

The taxpayer would be required to apply to the county treasurer by May 1st to participate in the property tax installment payment plan and the first monthly payment would be due on June 1st. If the amount of property taxes collected in the installment payment plan is less than the actual amount of property taxes assessed for that property, then the remaining property taxes would be due by May 10th.

The fiscal note prepared for the bill has some interesting information:

The Kansas Department of Education indicates that the bill has the potential to affect the budgeting process of school district and could result in school districts receiving less or more money than budgeted depending on the amount of property taxes that are deferred and when the deferred payments are eventually paid.

This could result in challenges particularly as it relates to bond and interest payments for school districts as well as being able to spend the amount budgeted when the school district budget is adopted.

The League of Kansas Municipalities and the Kansas Association of Counties indicate that local governments could potentially experience cash flow problems due to property tax revenue being deferred.

The deferred property tax revenue also has the potential to affect the budgeting process of local governments. If the amount of deferred property tax revenues increases in future tax years, the mill levy could be adjusted to accommodate budgetary needs of local governments.

The Kansas Association of Counties also believes counties would incur additional expenditures because new procedures would need to be developed to accommodate the new payment plans.

House Committee holds budget hearings next week

House Appropriations Committee Chairman Representative Ron Ryckman (R-Olathe) told committee members this week he plans to have hearings on the rescission bill next week and the supplemental appropriations bill the following week. Both of those major bills would be “worked” by the committee by the end of the week after that.

What does that mean?

The rescission bill is the legislation that makes cuts to the current budget (Fiscal Year 2016) that are necessary due to the state’s revenue problems. They include cuts Governor Brownback wants to make that need legislative approval.

The supplemental appropriations bill is the bill that makes other changes necessary to balance the FY 2016 budget and takes into account changes made necessary by circumstances that were not anticipated when the budget originally passed last year.

The Appropriations Committee held a meeting Wednesday where legislative research staff reviewed the changes proposed by Governor Brownback to the current budget.

Scenarios

The big question being asked during this third week of the 2016 Kansas Legislature is how are they going to get out of town, given the harsh budget picture?

Here are the options we’ve heard discussed so far:

- Cut the budget a lot
- Take the money from transportation
- Pass a budget that forces Governor Brownback to make cuts when the legislature is gone
- A combination of the above

Leaving the problems to Brownback is gaining in popularity. It’s what lawmakers did in 2015. The Governor’s popularity is low, and that includes among legislators. Leaving him with some of the responsibility for handling the budget is seen as a way to take the pressure off of those legislators running for re-election.

Odds and ends

- Monday, February 1, is the last day for members of the legislature to request individual bill drafts. That's the first deadline of the session.
- Today (Friday) is the last business day of the month of January. Start looking for a report from the Department of Revenue on how the state did this month on tax collections.

Below are the bills I am tracking for the Harvey County Council of Governments, for those of you so inclined to get more information.

You should be able to click on the bill number and be taken to the Kansas Legislature's web site page for that particular bill. You would be able to see all actions taken, read the bill, and read any supplemental notes (layman's descriptions) and fiscal notes (how much does the bill cost the state) that have been prepared.

These are 2015 AND 2016 bills. The bills are in numerical order, so the 2015 Senate bills are first, followed by the 2016 Senate bills; then the 2015 House bills followed by the 2016 House bills.

Bill Number and Sponsor	Bill Subject	Current Status	Last Action
Sub for SB 18 Senate Judiciary Committee	Making certain law enforcement audio and video recordings confidential and exempt from the open records act	In House Judiciary	01/27/2016 - House Scheduled Hearing in Judiciary: Thursday, 2/4, 3:30 PM, Rm 112-N
Sub for SB 22 Senate Judiciary Committee	Municipal court; notice of expungement of certain records and notice of disposition of appeals	On General Orders in Senate	01/21/2016 - Senate Committee Report recommending substitute bill be passed by Judiciary
H Sub for SB 29 Senate Assessment and Taxation Committee	Concerning taxation; relating to income tax, rates, itemized deductions, credits, income modifications and rural opportunity zones; tax amnesty; sales and compensating use tax, rates, food and distribution thereof; sales tax authority for Bourbon, Douglas and Thomas counties; cigarettes, rates; property taxation, consolidated fire districts	On General Orders in House	05/28/2015 - House Not subject to limitations of Joint Rule 4(k); Motion to emergency to Final Action, amendment and debate, failed

SB 42	Governmental ethics; public funds used for lobbying	In House Elections	03/24/2015 - House Referred to Elections
Senate Assessment and Taxation Committee			
SB 48	Sunset of property tax exemption for new qualifying pipeline property and retention of exemption for existing exemptions	In House Taxation	05/18/2015 - House Referred to Taxation
Senate Ways and Means Committee			
SB 59	Clarifying district magistrate judge jurisdiction	In House Appropriations	01/11/2016 - House Withdrawn from Calendar; referred to Appropriations
Senate Judiciary Committee			
SB 63	Cities; land banks; municipalities may defer or reamortize special assessments	In House Taxation	03/31/2015 - House Referred to Taxation
Senate Federal and State Affairs Committee			
SB 64	Public water supply storage; interest rate change	In House Agriculture and Natural Resources	03/31/2015 - House Referred to Agriculture and Natural Resources
Senate Federal and State Affairs Committee			
SB 65	Carrying of concealed handguns by public employees while engaged in employment	In Senate Federal and State Affairs	01/14/2016 - Senate Withdrawn from Calendar; referred to Federal and State Affairs
Senate Federal and State Affairs Committee			
SB 66	Personal and family protection act; regulating concealed carry in portions of public buildings	In Senate Federal and State Affairs	02/02/2015 - Senate Scheduled Hearing in Federal and State Affairs: Thursday, 2/5/2015, 10:30 AM, Rm 144-S
Senate Federal and State Affairs Committee			
SB 98	Open records, charges limited; open meetings; minutes	In House Judiciary	03/24/2015 - House

Jacob LaTurner, R-13th	required		Referred to Judiciary
SB 107	Public entities expenditures for energy projects intended to reduce energy costs	In Senate Commerce	02/11/2015 - Senate Scheduled Hearing in Commerce: Tuesday, 2/17, 8:30 AM, Rm 548-S
Senate Commerce Committee			
SB 128	Creating an exception to the Kansas open records act for municipal judges and city attorneys	In House Judiciary	03/11/2015 - House Scheduled Hearing in Judiciary: Monday, 3/16, 3:30 PM, Rm 112-N
Senate Corrections and Juvenile Justice Committee			
Sub for SB 131	Relating to peer support counseling sessions; confidentiality of communications	On General Orders in House	03/20/2015 - House Committee Report recommending bill be passed by Corrections and Juvenile Justice
Senate Federal and State Affairs Committee			
SB 135	Option to exempt aviation fuel from city sales tax	In Senate Assessment and Taxation	02/03/2015 - Senate Referred to Assessment and Taxation
Garrett Love, R-38th			
SB 146	Racial profiling data collection and reporting requirements	In Senate Corrections and Juvenile Justice	02/05/2015 - Senate Referred to Corrections and Juvenile Justice
Senate Judiciary Committee			
Sub for SB 147	Authorizing hemp treatments for seizure disorders	In Senate Public Health and Welfare	01/27/2016 - Senate Withdrawn from Calendar; referred to Public Health and Welfare
Senate Judiciary Committee			
SB 153	Exempting public libraries from certain provisions of the personal and family protection act	In Senate Federal and State Affairs	02/11/2015 - Senate Scheduled Hearing in Federal and State Affairs:
Senate Federal and State			

Affairs Committee			Tuesday, 2/17, 10:30 AM, Rm 144-S
SB 165 Senate Ethics and Elections Committee	Open meetings, statements required regarding a closed or executive meeting; amending K.S.A. 75-4319	In Senate Judiciary	02/06/2015 - Senate Referred to Judiciary
Sub for SB 171 Senate Ethics and Elections Committee	Municipal elections; nonpartisan; fall odd-numbered years	In House Taxation	03/25/2015 - House Withdrawn from calendar; referred to Taxation
SB 178 Senate Ways and Means Committee	Valuation of agricultural land	In Senate Assessment and Taxation	02/11/2015 - Senate Referred to Assessment and Taxation
SB 185 Senate Judiciary Committee	Sexually violent predators; reimbursement for costs incurred by counties	In Senate Judiciary	02/18/2015 - Senate Scheduled Hearing in Judiciary: Monday, 2/23, 10:30 AM, Rm 346-S
SB 201 Anthony Hensley, D-19th	Personal electronic media devices subject to the open records act	In Senate Federal and State Affairs	02/12/2015 - Senate Referred to Federal and State Affairs
Sub for SB 216 Senate Federal and State Affairs Committee	Creating the Kansas school security act	In House Corrections and Juvenile Justice	03/18/2015 - House Scheduled Hearing (cont.) in Corrections and Juvenile Justice: Thursday, 3/19, 1:30 PM, Rm 152-S
SB 232 Senate Federal and State Affairs Committee	Lien filings against public officials; prohibitions; notice; criminal penalties	On General Orders in Senate	03/19/2015 - Senate Committee Report recommending bill be

			passed by Judiciary
SB 244	Municipal budgets; notifications	In House Local Government	03/19/2015 - House Scheduled Final Action in Local Government: Friday, 3/20, Adjournment, Rm 281-N
Senate Ways and Means Committee			
SB 247	Municipal audits	On General Orders in House	03/23/2015 - House Committee Report recommending bill be passed by Local Government
Senate Ways and Means Committee			
SB 253	Renewable energy standards act sunset	In Senate Utilities	03/04/2015 - Senate Scheduled Hearing in Utilities: Tuesday, 3/10, 1:30 PM, Rm 548-S
Senate Federal and State Affairs Committee			
SB 258	Eliminating property tax exemption from statewide school levy for property used for residential purposes to the extent of \$20,000 of its appraised valuation	In Senate Assessment and Taxation	03/04/2015 - Senate Scheduled Hearing in Assessment and Taxation: Wednesday, 3/11, 9:30 AM, Rm 548-S
Senate Assessment and Taxation Committee			
SB 259	Computation of amount of personal property tax on motor vehicles	In Senate Assessment and Taxation	03/11/2015 - Senate Scheduled Hearing in Assessment and Taxation: Wednesday, 3/18, 9:30 AM, Rm 548-S
Senate Assessment and Taxation Committee			
SB 298	Alcoholic beverages; enacting the county option retailer's act	In Senate Federal and State Affairs	03/30/2015 - Senate Scheduled Hearing in Federal and State Affairs: Tuesday, 3/31, 10:30 AM,
Senate Federal and State Affairs Committee			

			Rm 346-S
SB 306	Open records act; definitions, public agency and public record	In Senate Judiciary	05/20/2015 - Senate Withdrawn from Federal and State Affairs; referred to Judiciary
Molly Baumgardner, R-37th			
SB 307	Open records act; definitions, public agency and public record	In Senate Judiciary	05/20/2015 - Senate Withdrawn from Federal and State Affairs; referred to Judiciary
Senate Ways and Means Committee			
SB 316	Property tax lid; effective date; exemptions	In Senate Assessment and Taxation	01/12/2016 - Senate Referred to Assessment and Taxation
Jacob LaTurner, R-13th			
SB 337	Creating a penalty for failure to report annual water use	In Senate Natural Resources	01/21/2016 - Senate Scheduled Hearing in Natural Resources: Wednesday, 1/27, 8:30 AM, Rm 159-S
SB 338	Rehabilitation of abandoned property by cities	In Senate Commerce	01/27/2016 - Senate Scheduled Hearing in Commerce: Tuesday, 2/2, 8:30 AM, Rm 548-S
SB 353	Allowing exemption of certain federal property without an order of the board of tax appeals	In Senate Assessment and Taxation	01/25/2016 - Senate Referred to Assessment and Taxation
Senate Assessment and Taxation Committee			
SB 359	Concerning property taxation; relating to county appraisers, market study analysis, persons eligible to be	In Senate Assessment and	01/26/2016 - Senate Referred to Assessment
Senate Assessment and			

Taxation Committee	appointed to office of appraiser	Taxation	and Taxation
SB 360	Open meetings; justifications for closing meetings	In Senate Judiciary	01/28/2016 - Senate Scheduled Hearing in Judiciary: Tuesday, 2/2, 10:30 AM, Rm 346-S
Senate Judiciary Committee			
SB 361	Open records act; definitions, public agency and public record	In Senate Judiciary	01/28/2016 - Senate Scheduled Hearing in Judiciary: Tuesday, 2/2, 10:30 AM, Rm 346-S
Senate Judiciary Committee			
SB 362	Adding electronically stored information to the criminal justice information system; amending the rules of civil procedure concerning official records and authentication	In Senate Judiciary	01/28/2016 - Senate Scheduled Hearing in Judiciary: Wednesday, 2/3, 10:30 AM, Rm 346-S
Senate Judiciary Committee			
SB 365	Enacting the contaminated property redevelopment act	In Senate Commerce	01/27/2016 - Senate Referred to Commerce
Senate Commerce Committee			
SB 366	Prohibiting price controls on the purchase or sale of private residential or commercial property	In Senate Commerce	01/27/2016 - Senate Referred to Commerce
Senate Commerce Committee			
SB 368	Prohibition against using public funds or resources to promote question submitted election issues; use of bond proceeds	In Senate Ethics and Elections	01/27/2016 - Senate Referred to Ethics and Elections
Senate Ethics and Elections Committee			
SB 376	Amending law enforcement duties concerning missing person reports	In Senate Corrections and Juvenile Justice	01/28/2016 - Senate Referred to Corrections and Juvenile Justice
Senate Corrections and Juvenile Justice Committee			

SB 377	Amending grounds for law enforcement officer to request preliminary screening test for drugs or alcohol	In Senate Judiciary	01/28/2016 - Senate Scheduled Hearing in Judiciary: Wednesday, 2/3, 10:30 AM, Rm 346-S
Senate Judiciary Committee			
SB 382	Repealing requirement that wrecker and towing service providers file notices, publications and affidavits with the county clerk	In Senate Financial Institutions and Insurance	01/29/2016 - Senate Referred to Financial Institutions and Insurance
Senate Transportation Committee			
SB 383	Election day voter registration	In Senate Ethics and Elections	01/29/2016 - Senate Referred to Ethics and Elections
Senate Federal and State Affairs Committee			
HB 2001	Property taxation; distribution of taxes paid under protest	In House Taxation	01/13/2015 - House Referred to Taxation
Steven R. Brunk, R-85th			
HB 2036	Electricity and the sale of renewable energy	In House Energy and Environment	01/20/2015 - House Referred to Energy and Environment
House Vision 2020 Committee			

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Bill Number and Sponsor	Bill Subject	Current Status	Last Action
HB 2037 House Vision 2020 Committee	Renewable energy generation and tax exempt entities	In House Energy and Environment	01/20/2015 - House Referred to Energy and Environment
S Sub for HB 2056 House Corrections and	Licensure of bail enforcement agents by the attorney general	On General Orders in Senate	03/12/2015 - Senate Committee Report recommending substitute bill be passed by

Juvenile Justice Committee			Corrections and Juvenile Justice
HB 2063	Amending the definition of project in the public water supply project loan program	In Senate Natural Resources	03/11/2015 - Senate Scheduled Hearing in Natural Resources: Thursday, 3/19, 8:30 AM, Rm 159-S
House Agriculture and Natural Resources Committee			
HB 2068	Removing requirement that bicycles use path	In House Transportation	01/28/2015 - House Scheduled Hearing in Transportation: Thursday, 2/5/2015, 1:30 PM, Rm 582-N
House Transportation Committee			
HB 2070	Property exempt from taxation; allowing counties to exempt certain property	On General Orders in House	03/13/2015 - House Committee Report recommending bill be passed by Taxation
House Taxation Committee			
HB 2071	Property taxation; market study analysis, persons eligible to be appointed appraiser	On General Orders in House	03/13/2015 - House Committee Report recommending bill be passed by Taxation
House Taxation Committee			
HB 2076	Sales tax holiday	In House Taxation	01/28/2015 - House Scheduled Hearing in Taxation: Thursday, 2/5/2015, 3:30 PM, Rm 582-N
James Todd, R-29th			
HB 2086	Sales tax exemption; defining machinery and equipment used as integral or essential part of an integrated production operation	In House Taxation	01/23/2015 - House Referred to Taxation
House Taxation Committee			
HB 2087	Prohibiting local regulation of firearm sales by federal firearms licensees	In Senate Federal and State Affairs	03/31/2015 - Senate Referred to Federal and State Affairs
House Federal and State Affairs Committee			

S Sub for HB 2096	Public employees concerning public employer-employee relations act and deductions from wages	In Senate Ways and Means	03/25/2015 - Senate Withdrawn from Calendar; referred to Ways and Means
House Commerce, Labor and Economic Development Committee			
HB 2108	Elections; straight ticket ballots	Stricken from House calendar	03/04/2015 - House Stricken from Calendar, House Rule 1507
House Elections Committee			
HB 2110	Election of chief judge in each judicial district	In House Judiciary	02/11/2015 - House Scheduled Hearing in Judiciary: Thursday, 2/19, 3:30 PM, Rm 112-N
House Judiciary Committee			
HB 2112	Relating to county law libraries	In Senate Judiciary	03/25/2015 - Senate Referred to Judiciary
House Judiciary Committee			
HB 2137	Enacting the police and citizen protection act; relating to use of body cameras by law enforcement officers	In House Corrections and Juvenile Justice	02/04/2015 - House Scheduled Hearing in Corrections and Juvenile Justice: Tuesday, 2/10/2015, 1:30 PM, Rm 152-S
House Corrections and Juvenile Justice Committee			
HB 2138	Amending provisions relating to municipal appearance bonds	In House Corrections and Juvenile Justice	01/28/2015 - House Scheduled Hearing in Corrections and Juvenile Justice: Wednesday, 2/4/2015, 1:30 PM, Rm 152-S
House Corrections and Juvenile Justice Committee			
HB 2146	County election officers; nepotism rule applied	In House Elections	01/28/2015 - House Referred to Elections
Jim Ward, D-86th			
HB 2153	Taxpayer empowerment, accountability and transparency in state contracting act	In House Appropriations	01/29/2015 - House Referred to Appropriations
House Appropriations			

Committee			
HB 2163 House Local Government Committee	Municipalities; contracts with other municipalities	In Senate Local Government	03/11/2015 - Senate Scheduled Hearing and Possible Action in Local Government: Tuesday, 3/17, 9:30 AM, Rm 159-S
HB 2164 House Local Government Committee	Certain sewer districts; construction contract bid threshold raised	In Senate Local Government	03/11/2015 - Senate Scheduled Hearing and Possible Action in Local Government: Tuesday, 3/17, 9:30 AM, Rm 159-S
HB 2167 House Taxation Committee	Increasing interest rate on delinquent real property taxes	On General Orders in House	03/11/2015 - House Committee Report recommending bill be passed by Taxation
HB 2168 House Taxation Committee	Property tax exemption and classification for property used for bed and breakfast purposes	On General Orders in House	03/11/2015 - House Committee Report recommending bill be passed by Taxation
HB 2183 House Elections Committee	Campaign finance	Approved by Governor	06/05/2015 Approved by Governor Sam Brownback
HB 2190 House Federal and State Affairs Committee	Saving communities amendments to the personal and family protection act	In House Federal and State Affairs	01/30/2015 - House Referred to Federal and State Affairs
HB 2196 House Taxation Committee	De minimis abandoned property	On General Orders in House	03/11/2015 - House Committee Report recommending bill be passed as amended by Taxation

HB 2197 House Taxation Committee	Cities; land banks; municipalities may defer or reamortize special assessments	In Senate Local Government	03/13/2015 - Senate Referred to Local Government
Sub for HB 2200 House Federal and State Affairs Committee	Alcoholic liquor; county option retailers act; grocery stores and convenience stores	On General Orders in House	05/05/2015 - House Committee Report recommending substitute bill be passed by Commerce, Labor and Economic Development
HB 2210 House Elections Committee	County commission boards; expansion of commissioners; special election	In House Elections	01/20/2016 - House Scheduled Hearing in Elections: Monday, 1/25, 1:30 PM, Rm 281-N
HB 2212 House Elections Committee	City political committees	Stricken from House calendar	03/04/2015 - House Stricken from Calendar, House Rule 1507
HB 2214 House Elections Committee	Procedure of appointment when certain vacancies of office or nomination occur	Stricken from House calendar	03/04/2015 - House Stricken from Calendar, House Rule 1507
HB 2222 House Judiciary Committee	Requiring registration under the Kansas offender registration act for certain municipal ordinance violations	In House Judiciary	02/05/2015 - House Referred to Judiciary
HB 2235 House Local Government Committee	Elected county treasurer appointed by county commission; election required	In House Local Government	02/11/2015 - House Scheduled Hearing in Local Government: Thursday, 2/19, 1:30 PM, Rm 281-N
HB 2236 House Local Government	Cities; rehabilitation of abandoned property; definitions; other	In House Appropriations	02/26/2015 - House Withdrawn from Local Government;

Committee			referred to Appropriations
HB 2237	Municipalities; use of internet as official publication	In House Commerce, Labor and Economic Development	03/13/2015 - House Scheduled Hearing in Commerce, Labor and Economic Development: Monday, 3/16, 1:30 PM, Rm 346-S
House Local Government Committee			
HB 2248	Tax increment financing eligibility for projects involving very old buildings and adjacent vacant or condemned lots	In House Taxation	02/13/2015 - House Withdrawn from Commerce, Labor and Economic Development; referred to Taxation
House Commerce, Labor and Economic Development Committee			
HB 2251	Elections; ballot on demand; advance voting changes; electronic polling books	In House Elections	02/06/2015 - House Referred to Elections
House Elections Committee			
HB 2253	Extending special employment after retirement provisions under KPERS for certain retirants who are teachers	On General Orders in House	03/24/2015 - House Committee Report recommending bill be passed as amended by Pensions and Benefits
House Pensions and Benefits Committee			
HB 2276	Eminent domain; authorized transfers to private entities; attorney fees	In House Judiciary	02/11/2015 - House Referred to Judiciary
House Judiciary Committee			
HB 2290	Relating to emergency observation and treatment of mentally-ill persons in communities with 24-hour crisis and observation facilities	In House Judiciary	02/11/2015 - House Referred to Judiciary
House Judiciary Committee			
HB 2294	Requiring the use of e-verify by employers	In House Federal and State Affairs	02/11/2015 - House Referred to Federal and State Affairs
House Federal and State Affairs Committee			

HB 2296	Cities and counties; public building commission; revenue bonds; election required	On General Orders in House	03/13/2015 - House Committee Report recommending bill be passed as amended by Local Government
House Federal and State Affairs Committee			
HB 2300	Personal electronic media devices subject to the open records act	In House Judiciary	02/12/2015 - House Referred to Judiciary
House Judiciary Committee			
HB 2340	Elections; municipal, spring to fall, even years, partisan; special districts spring to fall, odd years	In House Elections	02/13/2015 - House Referred to Elections
House Elections Committee			
HB 2346	Draft budgets subject to the open records act	In House Judiciary	02/16/2015 - House Referred to Judiciary
House Judiciary Committee			
HB 2350	Local governments and property assessments for qualified clean energy projects	In House Energy and Environment	02/16/2015 - House Referred to Energy and Environment
House Vision 2020 Committee			
HB 2359	Requiring law enforcement vehicle and body camera videos to be confidential	In House Corrections and Juvenile Justice	02/16/2015 - House Referred to Corrections and Juvenile Justice
House Corrections and Juvenile Justice Committee			
HB 2363	Repealing the statutory requirement that there be one judge of the district court in each county	In House Judiciary	02/16/2015 - House Referred to Judiciary
House General Government Budget Committee			
HB 2368	Establishing arts and cultural districts for	In House Federal and	02/25/2015 - House Scheduled Hearing in Federal and

House Taxation Committee	the promotion of arts and culture	State Affairs	State Affairs: Thursday, 3/5, 9:00 AM, Rm 346-S
HB 2377 House Taxation Committee	Providing for a property tax averaging payment plan and a property tax installment payment plan	In House Taxation	01/27/2016 - House Scheduled Hearing in Taxation: Thursday, 2/4, 3:30 PM, Rm 582-N
HB 2380 House Federal and State Affairs Committee	Regional system of cooperating libraries; appointment of members; certain members appointed by board of county commissioners	In House Federal and State Affairs	02/20/2015 - House Referred to Federal and State Affairs
HB 2400 House Taxation Committee	Repealing the local ad valorem tax reduction fund	In House Taxation	03/11/2015 - House Scheduled Hearing in Taxation: Tuesday, 3/17, 3:30 PM, Rm 582-N

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Bill Number and Sponsor	Bill Subject	Current Status	Last Action
HB 2404 House Taxation Committee	Allowing counties to submit question to voters to eliminate county property taxes and replace revenues with increased sales taxes	In House Taxation	03/11/2015 - House Referred to Taxation
HB 2408 House Taxation Committee	Repealing certain sales tax exemptions	In House Taxation	03/12/2015 - House Referred to Taxation

HB 2413 House Federal and State Affairs Committee	Alcoholic beverages; creating the art studio permit	In House Federal and State Affairs	03/17/2015 - House Scheduled Hearing in Federal and State Affairs: Wednesday, 3/18, 9:00 AM, Rm 346-S
HB 2415 House Taxation Committee	Property taxation; consolidated fire districts, powers and duties of the governing body	In House Taxation	03/18/2015 - House Referred to Taxation
HB 2435	Repealing sales tax exemptions for materials purchased by contractors to construct, equip, reconstruct, maintain, repair, enlarge, furnish or remodel public buildings	In House Taxation	05/19/2015 - House Scheduled Hearing in Taxation: Wednesday, 5/20, 10:00 AM, Rm 112-N
HB 2440 J. R. Claeys, R-69th	Personal and family protection act; regulating concealed carry in portions of public buildings	On General Orders in House	01/28/2016 - House Committee Report recommending bill be passed as amended by Federal and State Affairs
HB 2452 Jim Ward, D-86th	Enacting the Kansas protection against terrorists act	In House Federal and State Affairs	01/14/2016 - House Referred to Federal and State Affairs
HB 2466	Prohibiting the adoption of sanctuary ordinances and resolutions by municipalities	In House Judiciary	01/27/2016 - House Scheduled Hearing in Judiciary: Wednesday, 2/3, 3:30 PM, Rm 112-N
HB 2474 House Taxation Committee	Extinguishing tax liens on personal property in certain circumstances	In House Taxation	01/20/2016 - House Scheduled Hearing in Taxation: Tuesday, 1/26, 3:30 PM, Rm 582-N

HB 2476 House Taxation Committee	County treasurer to check claims against delinquent real and personal property tax lists	In House Taxation	01/20/2016 - House Referred to Taxation
HB 2477 House Taxation Committee	Requiring proof of payment of real and personal property taxes for motor vehicle registration	In House Taxation	01/20/2016 - House Referred to Taxation
HB 2479 House Agriculture and Natural Resources Committee	Amendments to the Kansas noxious weed law	In House Agriculture and Natural Resources	01/20/2016 - House Scheduled Hearing in Agriculture and Natural Resources: Tuesday, 1/26, 3:30 PM, Rm 346-S
HB 2491 House Agriculture and Natural Resources Committee	Creating a penalty for failure to report annual water use	In House Agriculture and Natural Resources	01/27/2016 - House Scheduled Hearing in Agriculture and Natural Resources: Tuesday, 2/2, 3:30 PM, Rm 346-S
HB 2493 House Taxation Committee	Removing requirements that certain city and county budget increases be approved by a local vote	In House Taxation	01/21/2016 - House Referred to Taxation
HB 2495 House Taxation Committee	Classification of improvements constructed with proceeds from industrial revenue bonds; timeframe for appeals	In House Taxation	01/21/2016 - House Referred to Taxation
HB 2496 House Taxation Committee	Property tax; providing a method for the county treasurer to calculate taxes on personal property when such taxes are due immediately but mill levy has not been certified	In House Taxation	01/27/2016 - House Scheduled Hearing in Taxation: Thursday, 2/4, 3:30 PM, Rm 582- N
HB 2498 House Taxation	Removal of community improvement district sales tax administration fund aggregate cap	In House Taxation	01/21/2016 - House Referred to Taxation

Committee			
HB 2499 House Taxation Committee	Authorizing public improvement districts to impose a retailers' sales tax within the district for certain purposes	In House Taxation	01/21/2016 - House Referred to Taxation
HB 2504 House Federal and State Affairs Committee	School district realignment	In House Education	01/27/2016 - House Scheduled Hearing in Education: Wednesday, 2/3, 1:30 PM, Rm 112-N
HB 2511 House Vision 2020 Committee	Increasing fees to fund water projects	In House Agriculture and Natural Resources	01/27/2016 - House Withdrawn from Agriculture and Natural Resources and Vision 2020; referred to Agriculture and Natural Resources
HB 2525 House Federal and State Affairs Committee	Prohibiting the employment of unauthorized aliens	In House Federal and State Affairs	01/26/2016 - House Referred to Federal and State Affairs
HB 2539	Counties; unsafe structures; power to repair, rehabilitate or remove unsafe structures in unincorporated platted areas	In House Local Government	01/27/2016 - House Referred to Local Government
HB 2541	Sharing of account information, tax treatment and local governmental unit plan option under Kansas public employees deferred compensation act	In House Pensions and Benefits	01/27/2016 - House Scheduled Hearing in Pensions and Benefits: Wednesday, 2/3, 9:00 AM, Rm 152-S
HB 2543	Elections; manual audit of certain election results by county election officer prior to canvass	In House Elections	01/27/2016 - House Referred to Elections

HB 2545	Release of information in support of arrest warrants and search warrants	In House Corrections and Juvenile Justice	01/27/2016 - House Scheduled Hearing in Corrections and Juvenile Justice: Monday, 2/1, 1:30 PM, Rm 152-S
HB 2546 House Vision 2020 Committee	Allowing for quarterly property tax payments	In House Vision 2020	01/28/2016 - House Referred to Vision 2020
HB 2553 House Judiciary Committee	Increasing municipal court assessments and directing to the commission on peace officers' standards and training	In House Judiciary	01/28/2016 - House Scheduled Hearing in Judiciary: Thursday, 2/4, 3:30 PM, Rm 112-N
HB 2564 House Transportation Committee	Creating the Eisenhower preservation fund; registration fees	In House Transportation	01/29/2016 - House Referred to Transportation
HB 2564 House Transportation Committee	Creating the Eisenhower preservation fund; registration fees	In House Transportation	01/29/2016 - House Referred to Transportation
HB 2568 House Vision 2020 Committee	Allowing the board of trustees of a community college to levy a tax on the territory where such community college operates a satellite campus	In House Vision 2020	01/29/2016 - House Referred to Vision 2020
HB 2569 House Vision 2020 Committee	Adjustments to the property tax levy for the Kansas educational building fund	In House Vision 2020	01/29/2016 - House Referred to Vision 2020
HB 2571 House Appropriations	Licensure renewal of community mental health centers	In House Health and Human Services	01/29/2016 - House Referred to Health and Human

Committee			Services
<u>HB 2575</u> House Federal and State Affairs Committee	Requirements for carrying a concealed handgun in a public building via a restricted access entrance	In House Federal and State Affairs	01/29/2016 - House Referred to Federal and State Affairs
<u>HCR 5007</u> House Veterans, Military and Homeland Security Committee	Constitutional amendment providing authority to the legislature to limit valuation increases for certain residential property owned by a person 65 years of age or older for property tax purposes	In House Taxation	01/23/2015 - House Referred to Taxation

Bernie Koch Government Relations – berniekoch@yahoo.com – (316) 207-3380

EDC Staff 2015 Highlights

- EDC hosted 36 site visits in 2015. Many based on the KLP but virtually every community was looked at.
- We hired Beth Shelton for Business Development Specialist from a large pool of applicants. Beth's experience in ED and our region allowed her to hit the ground running.
- Organized tour of Newton City Commission to tour Park Aerospace Technology. Giving them a better understanding of what is done out there.
- Worked closely with Excel Industries on their expansion/growth plans. Although some went to Kansas City, worked with State KDOC reps to make joint project to increase the package overall and keep growth in Hesston and KC and not in Missouri.
- Finished tax abatement for the RedGuard facility in Hesston.
- Worked closely with the City of Burrton on the closure of IMMI and the sale and re-use of the building to Stinger Corporation. This year 2016 will finish the tax abatement for them.
- Completed tax abatement procedures for Martin Machine in Halstead. CD Custom in Newton while helping both companies with their expansion needs.
- Worked closely with Budde Enterprises on their major expansion and 1st ever abatement with the county currently project is still in process.
- Finished up the paperwork and help set-up open house for ABI at the airport for their new facility.
- Worked closely with new owners/partnership to purchase Idaho Timber facility in Halstead. Now will be Mill Creek Truss LLC with over 30 employees. Still working to finish up their abatement paperwork.
- After several months of looking at sites and discussing local opportunities had groundbreaking in Newton Industrial Park for Tribine Inc. The new innovative combine being created. Already Tribine are working with five local companies for potential parts.
- GVL Poly notified EDC and Tucky they were working on a new very large contract and needed to ramp up hiring. Tucky went to work with company to start funneling potential candidates so far have been able to match demand.
- Tucky has placed 19 engineers this year in Harvey County companies using the H1B monies. That is a max of \$25,000 per engineer for the company. This is \$475,000 to help local existing companies. Companies like: AGCO, Bunting, Excel, CD Customs, GVL Poly, Tribune, and Park Aerospace.
- Received the complete supplier list for AGCO Corp to work thru for contacts.
- Worked with site consultant specializing in transportation to get Spirits supplier list. Now in process of follow-up on this list.
- Developed new ads for EDC and KLP and began deployment
- Developed new brochures for KLP with City of Newton, new jump drives to market with and now new brochures for each community in county are in process.
- Began the work to develop a plan for stronger broadband in County. Partnering with Newton Chamber of Commerce on this.
- Helped long term small Harvey County business sell to new owner through working with Network Kansas and other resources. Although retail retained the jobs and business.

- Developed with Tucky hiring plan and process for Mid-Continent Industries with the new HR leadership after several meetings.
- Mickey and Tucky met with 12 local employers to discuss employment and labor needs specific to them.
- Toured the entire county with Beth and Jennifer and while on tours stopped at each city and several companies to introduce staff.
- Launched EDC quarterly newsletter
- Designed pop-up booth display for use at Industry events.
- Sent KLP mailer to list of 40 National site selectors.
- Sponsored the KEDA Annual Conference.
- Tucky worked with 29 employers on workforce related needs and or issues.
- Have place 9 positions for O-J-T on-the-job training. Effecting 9 employers.
- Worked on three rapid responses for local companies.
- Attended ICE HOUSE entrepreneurial training as member of KARDO and excited to work with Bethel College to bring opportunity to Harvey County by partnering with Bethel.
- Worked with Millennium Machine and Tool on an addition to their facility and new equipment. Utilizing the NRP.

HARVEY COUNTY EDC, INC.

PROSPECT REPORT

November 18-2015 – January 26, 2015

NEW PROJECTS

Prospect: **16002001 Blue Star**
Project: Manufacturing
New Jobs: 500 over 10 years
Status: preliminary
Update: **Jan.** KDOC working with site selector for large company looking at green sites in several central states. Client interested in existing or green sites. EDC working on initial submittal for project.

Prospect: **Project Quick Shore**
Project: Manufacturing/ Industry
New Jobs: 100+
Status: **CLOSED**
Update: **Jan.** RFP requested from consultant for U.S. Manufacturer wanting to “re-shore” operations. Only looking for existing buildings for project. We had to decline as they needed 100,000 to 200,000 square feet.

Prospect: **Project Mini**
Project: Manufacturing/ Industry
New Jobs: N/A
Status: **CLOSED**
Update: **Jan.** Contacted by the State KDOC rep. looking for large manufacturing sites in Kansas requesting 800-1,000 acres. Harvey Co has no site available so we didn’t submit for this project.

Prospect: **16001001- Project Twin**
Project: Manufacturing
New Jobs: 100 +
Status: preliminary
Update: **Jan.** East coast consultant rep contacted EDC with request for information for information for a machine manufacturer. This would require 8-10 million in capital investment. We have submitted initial request for information on 2 sites within the county.

Prospect: **15012001- Project Newco**
Project: Manufacturing
New Jobs: 21 after five years 80
Status: Active
Site Visit: **3 pending**
Update: **Jan.** We were asked for additional information for client and submitted it. We have been told we will have site visits for all three Harvey County sites on January 27th.
Dec. International rep contacted EDC with potential international based manufacturing looking to create new facility in central U.S. We submitted required information for three Harvey County sites.

Prospect: **15011003- Project Rabbit**
Project: Logistics
New Jobs: N/A

Status: preliminary
Update: **Nov.** EDC director contacted by investor for large service related firm. They are growing and like our county. Discussed some options available. Very early in the thought process currently and very confidential.

Prospect: **15011002- Project Lurch**
Project: Logistics
New Jobs: N/A
Status: preliminary
Update: **Nov.** – EDC director has been talking with director of operations for a transportation firm based out of state looking to expand. We have provided maps and studies pertinent to KLP on review. We are anticipating site visit possibly first of the year.

Prospect: **15011001- Project Rockie**
Project: Manufacturing
New Jobs: N/A
Status: preliminary
Update: **Nov.** – EDC contacted by KDOC business recruiter with a manufacturing prospect for the KLP. They are interested in over 50 plus acres with rail siding. We have submitted a proposal for the initial requirements.

Prospect: **15010001- Project KC3**
Project: Logistics
New Jobs: 8-10
Status: active
Update: **Dec.** – Prospect talked with EDC director and they have worked out a deal for the site they toured with us. Currently working on timing issues and will revisit with the EDC after January of 2016
Nov. –Regional manufacturer contacted EDC needing additional space. Very interested in Harvey Co. facility. Timing issues created left principal more interested in finding an existing facility. EDC director and principal looked at 2 local sites that could work. Principal now talking with property owner's and real estate rep about site.

Prospect: **15009003- Project Windy**
Project: Distribution
New Jobs: N/A
Status: active
Update: **Nov.** Meeting went very well. Entire team met with Troy and Mickey. Now working on two follow up meetings.
Oct. – All information prepared for meeting and presentation.
Sept.- EDC director and Troy have secured meeting with a very large distribution group to discuss the KLP. Goal is to get them more familiar with the site to encourage a site visit.

Prospect: **15009002- Project Southwest**
Project: Industrial / Distribution
New Jobs: N/A
Status: active
Update: **Nov.** Site visit was held and the KLP team felt the meeting with their team went very well. We received very positive feedback on the KLP from their team. They are now reviewing all provided information
Sept.- KLP has been selected by a major site firm to submit information and host a site visit. No specific user listed yet.

Prospect: **15008003– Project Swish**
Project: Service
New Jobs: N/A
Status: Active
Update: **Nov** Principal has reviewed initial agreement. Has asked follow-up questions and is now working on his side to move ahead.
Sept./Oct. – EDC, City, and City’s legal counsel are putting together the development agreement for principal to review then take to council for approval.
Aug- EDC director and community reps met with local entrepreneur on a new project. Helped put presentation together for leadership to review the idea. Consensus is to move forward with full proposal.

Prospect: **1508002- Project Capture**
Project: Service
New Jobs: NA
Status: Active
Update: **Jan.** Principle had recent discussion with EDC director. They want to bring leadership to town in Feb/March to drive and look at sites.
Nov. Have had additional discussion about real estate with principals. They are still putting together their plan.
Oct. No new updates at this time.
Aug- EDC Director met with leadership of local service group to discuss new facility to support continued growth in region. Still in discussion stages.

Prospect: **1502003 – Project Double N**
Project: Manufacturing
New Jobs: 30
Status: Success
Site Visit: 1
Update: **Jan.** Project up and in the process. More to follow early in the spring.
Nov. EDC finalizing paperwork for the project. Have moved back announcement to December.
Oct. EDC director and City leadership have met with the company principals to over details of public announcement and the incentive package. Also, have introduced their HR professional to Tucky to begin with recruiting help. Announcement expected in November
Sept.- EDC director and principals have been reviewing CBA paperwork and working on next steps. Possible announcement in October if all in place.
Aug- Project site on track but due to some contract issues with vendors not yet ready to announce.
July- EDC director and principles met to discuss needs of project particularly some transportation questions and workforce needs. Following up with this needed information to move project ahead. Decision time frame is September.
June- Project is nearing an announcement but still working out certain details.
March/April – Principals are still in discussions on facility. The principals are very interested so have been doing a lot of due diligence for location and the needs to upgrade building.
February- EDC contacted by two investors looking for manufacturing site in Harvey Co. Want existing building. Were specifically asking about the Idaho Timber facility. EDC director met with principals to discuss project. Will be conducting site visit this week.

Year 2015: Building Permit Activity - for the Month of November																		
Type of Permit	Burton		Halstead		Hesston		Newton		North Newton		Sedgwick		Walton		Rural Harvey Cnty		Total	
	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value
New Residential - Custom	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	2	\$485,440	2	\$485,440
New Residential - Spec	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
Remodel Residential	0	\$0	0	\$0	0	\$0	28	\$203,814	0	\$0	0	\$0	0	\$0	2	\$105,000	30	\$308,814
Multi-Family Dwellings	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
New Institutional	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
Remodel Institutional	0	\$0	0	\$0	0	\$0	1	\$146,250	0	\$0	0	\$0	0	\$0	0	\$0	1	\$146,250
New Commercial	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
Remodel Commercial	0	\$0	0	\$0	1	\$5,762	1	\$50	0	\$0	0	\$0	0	\$0	0	\$0	2	\$5,812
Demolish	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
Move In	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
Residential Garage	0	\$0	0	\$0	1	\$30,000	7	\$40,770	0	\$0	0	\$0	0	\$0	2	\$20,400	10	\$91,170
Other	0	\$0	4	\$38,300	4	\$29,819	0	\$0	2	\$10,500	4	\$18,600	0	\$0	2	\$196,600	16	\$293,819
Total:	0	\$0	4	\$38,300	6	\$65,581	37	\$390,884	2	\$10,500	4	\$18,600	0	\$0	8	\$807,440	61	\$1,331,305

Year 2015: Year to Date Totals - Through the Month of November																		
Type of Permit	Burton		Halstead		Hesston		Newton		North Newton		Sedgwick		Walton		Rural Harvey Cnty		Total	
	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value
New Residential - Custom	0	\$0	1	\$148,600	3	\$718,615	17	\$2,891,399	0	\$0	3	\$380,000	0	\$0	6	\$1,092,476	30	\$5,231,090
New Residential - Spec	0	\$0	0	\$0	2	\$352,000	14	\$127,772	0	\$0	1	\$161,000	0	\$0	2	\$157,000	19	\$797,772
Remodel Residential	0	\$0	16	\$105,856	9	\$107,836	508	\$6,675,682	9	\$59,300	7	\$26,400	0	\$0	5	\$174,200	552	\$7,149,274
Multi-Family Dwellings	0	\$0	0	\$0	4	\$5,400	2	\$260,000	0	\$0	0	\$0	0	\$0	0	\$0	6	\$265,400
New Institutional	0	\$0	0	\$0	1	\$300,000	0	\$0	1	\$340,000	0	\$0	0	\$0	0	\$0	2	\$640,000
Remodel Institutional	0	\$0	0	\$0	4	\$2,126,000	17	\$771,373	6	\$111,823	0	\$0	0	\$0	0	\$0	27	\$3,009,196
New Commercial	0	\$0	0	\$0	1	\$80,000	1	\$16,400,000	0	\$0	1	\$29,000	0	\$0	0	\$0	3	\$16,509,000
Remodel Commercial	0	\$0	8	\$72,187	4	\$91,586	43	\$5,741,873	4	\$38,690	0	\$0	0	\$0	0	\$0	59	\$5,944,336
Demolish	0	\$0	1	\$50	0	\$0	13	\$52,828	0	\$0	1	\$400	0	\$0	0	\$0	15	\$53,278
Move In	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
Residential Garage	0	\$0	0	\$0	3	\$44,870	24	\$201,518	0	\$0	1	\$800	0	\$0	2	\$20,400	30	\$267,588
Other	0	\$0	41	\$204,460	45	\$206,189	0	\$0	10	\$98,166	27	\$116,275	0	\$0	12	\$389,943	135	\$1,015,033
Total:	0	\$0	67	\$531,153	76	\$4,032,496	637	\$33,122,445	30	\$647,979	41	\$713,875	0	\$0	27	\$1,834,019	878	\$40,881,967

Year 2014: Year to Date Totals - Through the Month of November																		
Type of Permit	Burton		Halstead		Hesston		Newton		North Newton		Sedgwick		Walton		Rural Harvey Cnty		Total	
	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value
New Residential - Custom	0	\$0	2	\$362,000	6	\$1,549,974	18	\$3,343,765	3	\$588,267	0	\$0	0	\$0	37	\$6,216,300	66	\$12,060,306
New Residential - Spec	0	\$0	0	\$0	4	\$730,000	35	\$268,741	0	\$0	1	\$150,000	0	\$0	0	\$0	40	\$1,148,741
Remodel Residential	6	\$50,500	16	\$180,129	11	\$154,075	270	\$2,179,111	12	\$108,000	13	\$123,550	0	\$0	19	\$926,875	347	\$3,722,240
Multi-Family Dwellings	0	\$0	0	\$0	2	\$722,200	2	\$380,000	0	\$0	0	\$0	0	\$0	0	\$0	4	\$1,102,200
New Institutional	0	\$0	0	\$0	2	\$394,500	0	\$0	1	\$305,000	0	\$0	0	\$0	0	\$0	3	\$699,500
Remodel Institutional	0	\$0	0	\$0	2	\$170,000	22	\$18,770,916	1	\$292,751	0	\$0	0	\$0	0	\$0	25	\$19,233,667
New Commercial	0	\$0	0	\$0	4	\$3,148,775	1	\$64,000	0	\$0	1	\$1,200,000	0	\$0	15	\$16,492,135	21	\$20,904,910
Remodel Commercial	1	\$14,300	2	\$19,000	9	\$1,566,585	32	\$8,261,183	1	\$5,500	2	\$303,000	0	\$0	4	\$24,635	51	\$10,194,203
Demolish	0	\$0	1	\$5,000	0	\$0	15	\$16,290	0	\$0	2	\$200	0	\$0	0	\$0	18	\$21,490
Move In	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	1	\$39,300	1	\$39,300
Residential Garage	0	\$0	0	\$0	5	\$126,250	13	\$184,962	4	\$81,048	8	\$82,350	0	\$0	11	\$155,500	41	\$630,110
Other	6	\$21,451	43	\$202,955	36	\$179,356	0	\$0	35	\$257,509	22	\$111,370	0	\$0	48	\$1,310,585	190	\$2,083,226
Total:	13	\$86,251	64	\$769,084	81	\$8,741,715	408	\$33,468,968	57	\$1,638,075	49	\$1,970,470	0	\$0	135	\$25,165,330	807	\$71,839,893

Year 2015: Building Permit Activity - for the Month of December																		
Type of Permit	Burton		Halstead		Hesston		Newton		North Newton		Sedgwick		Walton		Rural Harvey Cnty		Total	
	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value
New Residential - Custom	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	1	\$285,000	1	\$285,000
New Residential - Spec	0	\$0	0	\$0	0	\$0	22	\$140,750	0	\$0	0	\$0	0	\$0	0	\$0	22	\$140,750
Remodel Residential	0	\$0	0	\$0	1	\$43,000	0	\$0	0	\$0	0	\$0	0	\$0	3	\$115,000	4	\$158,000
Multi-Family Dwellings	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
New Institutional	0	\$0	0	\$0	0	\$0	1	\$585,000	0	\$0	0	\$0	0	\$0	0	\$0	1	\$585,000
Remodel Institutional	0	\$0	0	\$0	1	\$6,000	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	1	\$6,000
New Commercial	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	1	\$4,700,000	1	\$4,700,000
Remodel Commercial	0	\$0	1	\$100	0	\$0	3	\$89,577	0	\$0	0	\$0	0	\$0	0	\$0	4	\$89,677
Demolish	0	\$0	0	\$0	0	\$0	4	\$120	0	\$0	0	\$0	0	\$0	0	\$0	4	\$120
Move In	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
Residential Garage	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
Other	0	\$0	4	\$10,000	0	\$0	0	\$0	2	\$13,500	2	\$1,900	0	\$0	0	\$0	8	\$25,400
Total:	0	\$0	5	\$10,100	2	\$49,000	30	\$815,447	2	\$13,500	2	\$1,900	0	\$0	5	\$5,100,000	46	\$5,989,947

Year 2015: Year to Date Totals - Through the Month of December																		
Type of Permit	Burton		Halstead		Hesston		Newton		North Newton		Sedgwick		Walton		Rural Harvey Cnty		Total	
	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value
New Residential - Custom	0	\$0	1	\$148,600	3	\$718,615	17	\$2,891,399	0	\$0	3	\$380,000	0	\$0	7	\$1,377,476	31	\$5,516,090
New Residential - Spec	0	\$0	0	\$0	2	\$352,000	36	\$268,522	0	\$0	1	\$161,000	0	\$0	2	\$157,000	41	\$938,522
Remodel Residential	0	\$0	16	\$105,856	10	\$150,836	506	\$6,675,682	9	\$59,300	7	\$26,400	0	\$0	8	\$289,200	556	\$7,307,274
Multi-Family Dwellings	0	\$0	0	\$0	4	\$5,400	2	\$260,000	0	\$0	0	\$0	0	\$0	0	\$0	6	\$265,400
New Institutional	0	\$0	0	\$0	1	\$300,000	1	\$585,000	1	\$340,000	0	\$0	0	\$0	0	\$0	3	\$1,225,000
Remodel Institutional	0	TRUE	0	\$0	5	\$2,132,000	17	\$771,373	6	\$111,823	0	\$0	0	\$0	0	\$0	28	\$3,015,197
New Commercial	0	\$0	0	\$0	1	\$80,000	1	\$16,400,000	0	\$0	1	\$29,000	0	\$0	1	\$4,700,000	4	\$21,209,000
Remodel Commercial	0	\$0	9	\$72,287	4	\$91,586	46	\$5,831,450	4	\$38,690	0	\$0	0	\$0	0	\$0	63	\$6,034,013
Demolish	0	\$0	1	\$50	0	\$0	17	\$52,948	0	\$0	1	\$400	0	\$0	0	\$0	19	\$53,398
Move In	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0
Residential Garage	0	\$0	0	\$0	3	\$44,870	24	\$201,518	0	\$0	1	\$800	0	\$0	2	\$20,400	30	\$267,588
Other	0	\$0	45	\$214,460	45	\$206,189	0	\$0	12	\$111,666	29	\$118,175	0	\$0	12	\$389,943	143	\$1,040,433
Total:	0	\$0	72	\$541,253	78	\$4,081,496	667	\$33,937,892	32	\$661,479	43	\$715,775	0	\$0	32	\$6,934,019	924	\$46,871,915

Year 2014: Year to Date Totals - Through the Month of December																		
Type of Permit	Burton		Halstead		Hesston		Newton		North Newton		Sedgwick		Walton		Rural Harvey Cnty		Total	
	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value	Permits	Value
New Residential - Custom	0	\$0	2	\$362,000	7	\$1,779,974	19	\$3,464,565	3	\$588,267	0	\$0	0	\$0	37	\$6,216,300	68	\$12,411,106
New Residential - Spec	0	\$0	0	\$0	5	\$900,000	35	\$268,741	0	\$0	1	\$150,000	0	\$0	0	\$0	41	\$1,318,741
Remodel Residential	6	\$50,500	16	\$180,129	11	\$154,075	282	\$2,311,011	12	\$108,000	13	\$123,550	0	\$0	19	\$926,875	359	\$3,854,140
Multi-Family Dwellings	0	\$0	0	\$0	2	\$722,200	2	\$380,000	0	\$0	0	\$0	0	\$0	0	\$0	4	\$1,102,200
New Institutional	0	\$0	0	\$0	2	\$394,500	0	\$0	1	\$305,000	0	\$0	0	\$0	0	\$0	3	\$699,500
Remodel Institutional	0	\$0	0	\$0	2	\$170,000	27	\$19,219,022	1	\$292,751	0	\$0	0	\$0	0	\$0	30	\$19,681,773
New Commercial	1	\$14,300	0	\$0	4	\$3,148,775	1	\$64,290	0	\$0	1	\$1,200,000	0	\$0	15	\$16,492,135	22	\$20,919,500
Remodel Commercial	0	\$0	2	\$19,000	9	\$1,566,585	33	\$8,270,183	1	\$5,500	3	\$333,000	0	\$0	4	\$24,635	52	\$10,218,903
Demolish	0	\$0	1	\$5,000	0	\$0	15	\$16,290	0	\$0	2	\$200	0	\$0	0	\$0	18	\$237,814
Move In	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	1	\$39,300	1	\$39,300
Residential Garage	0	\$0	0	\$0	5	\$126,250	15	\$232,614	4	\$81,048	8	\$82,350	0	\$0	11	\$155,500	43	\$677,761
Other	6	\$21,451	46	\$231,367	38	\$194,606	0	\$0	36	\$266,509	25	\$118,670	0	\$0	50	\$1,339,185	201	\$2,171,788
Total:	13	\$86,251	67	\$797,496	85	\$9,156,965	429	\$34,226,426	58	\$1,647,075	53	\$2,007,770	0	\$0	137	\$25,193,930	842	\$73,115,914

HARVEY COUNTY COUNCIL OF GOVERNMENTS

January 13, 2016 7:00 AM Meeting (Bread Basket)

Burrton Rodney Redinger, Mayor Kim Ryan, Adm.	Halstead Bill Ewert, Mayor J. R. Hatfield, Adm	Hesston David Kaufman, Mayor Gary Emry, Ad.	Newton Kathy Valentine, Comm. Randy Riggs, Adm.
N. Newton Ron Braun, Mayor John Torline, Adm.	Sedgwick Rod Eggleston Jaci Reimer, Adm. Lynne Vigil, Com.	Walton Barry Wentz, Mayor Stephanie Ashby, Clerk	The Kansan Bethel College Perry White
Harvey Co. Randy Hague, Com. John Waltner, Adm Anthony Swartzendruber	HC EDC Mickey Farnaro-Dean REAP: keith@workforce-ks.com; mcanfield@workforce-ks.com	Legislators: Senator McGinn; Representatives Rhoades, Schroeder	

Names in Bold text present.... Willis Heck

AGENDA

- I. Mayor Ewert welcomed everyone to the meeting. Recognize Keith Lawing from REAP.
 - II. The summary of the November 2015 meeting was approved. Motion Mayor Braun, seconded by Commissioner Hague.
 - III. The legislative positions were recognized. Some comments were made about the tax lid and a bill has been introduced to continue the discussion in the legislative session. Also, it was pointed out the the state realtors are supportive of the cap on property tax.
 - IV. John Waltner opened the discussion about regionalism with some general comments about the importance of regionalism. One of our advantages, or strong points is our location, central US. What can we do? How do we develop the region? Greenville, South Carolina was mentioned as an example. Also, Kansas City Area Development Council was referenced. This organization is home to more than 250 companies that support KCADC efforts.
- Question:** What are the next steps for us, Harvey Co. Council of Governments, to develop or broaden our understanding of regionalism?

Some points:

- *Regionalism is driven by industry and manufacturing, not government
- *Collaboration is very important
- *The concept of a common voice is very important
- *Marketing is very important
- * What is the region definition or boundaries
- * Numbers matter
- * Workforce and labor pool are important
- * Water availability is important
- * Transportation is important

John Waltner and Keith Lawing referenced REAP and BREG in their comments. I went to the Web Site for both of those organization and captured information as a part of this summary. (I could not write fast enough to get John and Keith's comments written down.)

REAP

2016 REAP Work Plan

Adopted by the REAP Board of Directors on October 15, 2015

Role of REAP

1. To be a regional catalyst for strategies and actions to increase state and federal investments for economic development and job creation in South Central Kansas;
2. To be the regional convener on issues, projects and strategies that impact the economy in South Central Kansas

Items for the 2016 Work Plan

1. Serve as a catalyst to develop a regional strategy to brand and market South Central Kansas to promote economic growth.
2. Create partnerships to design and implement regional legislative strategies.
3. Create stronger working relationships between and among economic development and workforce development agencies/offices in the region.

4. Raise awareness of municipal water issues in South Central Kansas in relation to state policy, possible legislation, and best practices.
5. Support the Regional Transportation Taskforce.
6. Identify and implement services for REAP Members related to best practices, community development and leadership.
7. Identify and develop strategies to generate revenue to support REAP operations.

BREG

BREG was funded by seven sponsors who believed that the time is right to work together to grow our economy. They were: Greater Wichita Economic Development Coalition (GWEDC), Wichita Metro Chamber of Commerce, Wichita State University, City of Wichita, Sedgwick County, Wichita Downtown Development Corp., and Regional Economic Area Partnership (REAP).

BREG is overseen by two co-chairmen who are recognized regional leaders – Charlie Chandler, chairman and CEO of INTRUST Bank and Brad Dillon, founder of Gilliland & Hayes.

BREG will be guided by regionally focused institutions and business leaders who will “steward” the clusters by “coaching” to help bring stakeholders together and agree on strategy.

BREG will organize these eight clusters to define specific actions to increase strengths.

- *Advanced Manufacturing
- *Advanced Materials
- *Aerospace
- *Agriculture
- *Data Services and IT
- *Health care
- *Oil and Gas Production and Transportation
- *Transportation & Logistics

V. MEETING SCHEDULE:

- A. February 10, 2016 Joint meeting with school superintendents**
- B. March 9, 2016 (topics to be determined)**

VI. Adjourn

DRAFT
Harvey County Council of Governments
2016 Legislative Policies

The Budget

With the likelihood of continuing strong budget pressures due to lowered revenue expectations, we are very apprehensive about cuts to programs that will affect local governments in our area. Motor vehicle taxes, highway special funds, liquor taxes, health and mental health funding we receive could be reduced or go away. Making up those revenues could force us to reduce funding for other programs.

We understand legislators face difficult budget decisions. We would encourage careful review of sales and property tax exemptions as a way to capture revenue for the state.

We believe Kansas needs a fair, structurally sound, and balanced tax system that provides reliable revenue streams to fund the essential needs of government. Such a system should include some form of income tax on all businesses.

Property tax limitation

We continue to support flexibility to use property taxes to continue services and add new ones that local communities need and want. To that end, we oppose the 2015 legislation that limits certain increases without an election and urge its repeal. In addition to being unworkable from a timing standpoint, the 2015 legislation limits our ability to provide the services for which we are responsible.

The legislation dilutes local control and creates more bureaucracy.

It also seems to conflict with federal requirements for military ballots and could result in members of the military being denied their right to vote in a local election when they are stationed or deployed elsewhere.

Transportation

We discourage KDOT dollars being transferred to other purposes in the budget. We oppose moving the current dedicated 4/10 of a cent sales tax for highways to the state general fund. In addition to regular maintenance funding of roads, we are concerned about transportation projects in Harvey County.

Hundreds of millions have been siphoned from maintenance and preservation projects and even members of the Governor's administration say these takings are unsustainable.

Justice issues

We are concerned about reduced funding for the judicial system, which affects jail and law enforcement costs for local government.

Oil and Gas Valuation Depletion Trust Fund

We discourage transferring money from this fund to the State General Fund. In 2013, Governor Brownback proposed taking all \$14.7 million of this fund. This revenue goes to counties with oil and gas

production to help shore up their budgets as these natural resources are depleted. Later, the transfer was limited to half of the fund.

Municipal elections

We oppose further changes to municipal elections in Kansas by the legislature, including making them partisan. We also urge that 2015 legislation that moves municipal elections from Spring to Fall be repealed..

Use value appraisal of farmland

Agriculture is an important part of the Harvey County economy. We discourage changing the procedure for valuation of agricultural land.

Information technology

We oppose legislation that limits the ability of local government to provide broadband and other significant technologies needed by business, whether individually or in conjunction with a private enterprise. Providing broadband to Harvey County businesses is an ongoing issue that many of us deal with on a daily basis.

REAP agenda

As members of the Regional Economic Area Partnership, we support the REAP legislative agenda, including:

- Support for a long term water plan for the region, including funding for the Equus Beds Aquifer Storage and Recovery project
- Funding for post-secondary education institutions in the area
- Funding for the National Institute for Aviation Research (NIAR)
- Funding for the National Center for Aviation Training (NCAT)
- State investments in passenger rail service and a study to help make future decisions on such service
- State economic development programs that aid in regional job growth

Legislative Advocacy

We support the continued capacity for local officials to freely participate in the legislative process through advocacy and education on local issues.

REGISTRATION

PLEASE COMPLETE FORM AND RETURN TO KMU:

101 1/2 N Main, McPherson, KS 67460

ph 620.241.1423 | fx 620.241.7829 | kmu@kmunet.org

Online registration also available at www.kmunet.org.

NAMES/TITLES

1.

2.

3.

WORKSHOP DATES & LOCATIONS

Please select the workshop you will attend.

- NOVEMBER 5, 2015**
Emporia Water Treatment Plant
2910 W 24th Ave., Emporia, Kansas
- FEBRUARY 18, 2016**
Kansas Highway Patrol Training Academy
2025 E Iron, Salina, Kansas
- APRIL 28, 2016**
Location TBD
Jetmore, Kansas
- MAY 4, 2016**
Hyatt Regency Wichita (KMU Conference)
400 W Waterman, Wichita, Kansas
- JUNE 9, 2016**
City Hall, City Commission Room
204 W 11th, Goodland, Kansas
- JUNE 16, 2016**
Location TBD
Wamego, Kansas

City / Utility: _____

Address: _____

Phone: _____

E-mail: _____



101 1/2 North Main | McPherson, KS 67460
www.kmunet.org

KANCAP

BOARD/COUNCIL TRAINING

Better management for safe drinking water



NOVEMBER 5, 2015 · EMPORIA

FEBRUARY 18, 2016 · SALINA

APRIL 28, 2016 · JETMORE

MAY 4, 2016 · WICHITA

JUNE 9, 2016 · GOODLAND

JUNE 16, 2016 · WAMEGO

KANCAP

BOARD/COUNCIL TRAINING

Better management for safe drinking water



WATER IS THE FOUNDATION OF YOUR
COMMUNITY'S JOBS AND FUTURE.



Water is a business! City Council and rural water district boards have a lot to consider: water pressure, meeting all federal and state regulations and standards, and making rates affordable. In fact, their job is making the right choices about complex managerial, financial, and technical aspects of running a high quality water utility. Yes, it takes time to keep up on the laws, regulations, and rules. However, as a board/council member, you are personally responsible. Water is the foundation of your community's jobs and future.

Like any business, there are risks and options, but is your board/council keeping them in mind? Boards/Councils need to know the pros and cons concerning your managerial, financial, and technical decision about water. That is why KanCap, a component of the Kansas Capacity Development Program, was established by the state of Kansas. KanCap is designed to be an educational tool to assist board/council members in operating their water business.

NOV. 5, 2015 · EMPORIA | FEB. 18, 2016 · SALINA | APR. 28, 2016 · JETMORE | MAY 4, 2016 · WICHITA | JUNE 9, 2016 · GOODLAND | JUNE 16, 2016 · WAMEGO

AGENDA

KanCap training will discuss water system capacity. Each training session will begin with refreshments and sign-in at 8:30 a.m. Class will begin at 9:00 a.m. and adjourn at 4:30 p.m. Lunch will be provided.

WATER SYSTEM CAPACITY is the ability to plan for, achieve, and maintain compliance with applicable drinking water standards. Capacity consists of three elements: Technical, Financial, and Managerial (TFM).

Technical Capacity: The physical and operational ability of a water system to meet Safe Drinking Water Act requirements, including the adequacy of physical infrastructure, technical knowledge and capability of personnel, and adequate source water.

Financial Capacity: The ability of a water system to acquire and manage sufficient financial resources to allow the system to achieve and maintain compliance with SDWA requirements.

Managerial Capacity: The ability of a water system to conduct its affairs in a manner enabling the system to achieve and maintain compliance with SDWA requirements, including institutional and administrative capabilities.

Funding for the KanCap – Board/Council Training is provided at no cost through a contractual agreement between the Kansas Department of Health & Environment, Public Water Supply Capacity Development Program, using the State Revolving Fund Set-aside, and Kansas Municipal Utilities in partnership with Wichita State Environmental Finance Center and Ranson Financial Consultants LLC.





For immediate release
January 27, 2016

CONTACT
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berniekoch@yahoo.com

Kansas continues to lag the region in 10 separate measures

Governor's Council of Economic Advisors report shows Kansas trailing in many economic growth categories.

Topeka, Kan. – The November, 2015 report entitled “*Indicators of the Kansas Economy: A Review of Economic Trends and the Kansas Economy*,” shows Kansas lagging in growth behind other states in the region in the following categories:

- Population
- Gross domestic product
- Personal income
- Total nonfarm employment
- Private sector employment
- Manufacturing employment
- Service employment
- Private industry wage level
- Private establishment (business)
- Building permits

Although total personal income growth lagged the region, *per capita* personal income growth outpaced the region on a percentage basis with a 1.5% increase compared to 1.2% for the region.

The report is the result of a system of measurements put together over four years ago to monitor key economic indicators in the state. At the time, **Governor Brownback** was quoted as saying, “These economic metrics will allow us to determine the state’s relative economic position as it relates to the six-state region and the nation, and to monitor in a timely manner if our policies and initiatives are having the desired economic effect.”

~ more ~

Kansas Economic Progress Council Executive Director **Bernie Koch** said, “This is the third time since 2014 we have called attention to this report, which uses benchmarks established specifically to measure the success or failure of the state’s economic policies.

“We believe the report shows what a growing number of the public and policy-makers have concluded: the facts do not corroborate that the 2012 and 2013 income tax cuts have had any significant or measurable positive influence on the Kansas economy. While per capita personal income is now above the region, that’s only one of many factors and is inconclusive,” said Koch.

Although the Governor’s Council of Economic Advisors Report states that it “continues the initiative as a service to its members and the public at large,” the reports have not been readily available online since March of 2014.

Therefore, as a public service, the Kansas Economic Progress Council is making the report available on its web site: <http://ksepc.org/wp-content/uploads/2016/01/Nov.-2015-IKE-Report.pdf>.

#

The Kansas Economic Progress Council is a not for profit designed to draw together organizations and businesses interested in advancing sound public policy in Kansas to enhance our state’s quality of life.

Kansas Economic Progress Council
www.ksepc.org
212 SW 8th Avenue, Suite 200
Topeka KS 66612
Bernie Koch, Executive Director

Indicators of the Kansas Economy

*A Review of Economic Trends
and the Kansas Economy*

1000 S.W. Jackson St. Suite 100
Topeka, KS 66612-1354

Phone: (785) 296-0967

Fax: (785) 296-5055

sahlerich@kansascommerce.com

November 2015

Review and Analysis of the November 2015 IKE Report

The Indicators of the Kansas Economy (IKE) began as a research program under the stewardship of Kansas, Inc. The Governor's Council of Economic Advisors continues the initiative as a service to its members and the public at large.

IKE tracks a select set of economics-oriented metrics published by government sources. In many cases, these metrics come with a time lag, perhaps as much as one or two years. Even with a relatively long time lag, the most recently reported numbers often undergo one or more future revisions, as the government agencies reporting the data obtain access to more or better information. The metrics reported by IKE offer the best available indicators at the time they are published.

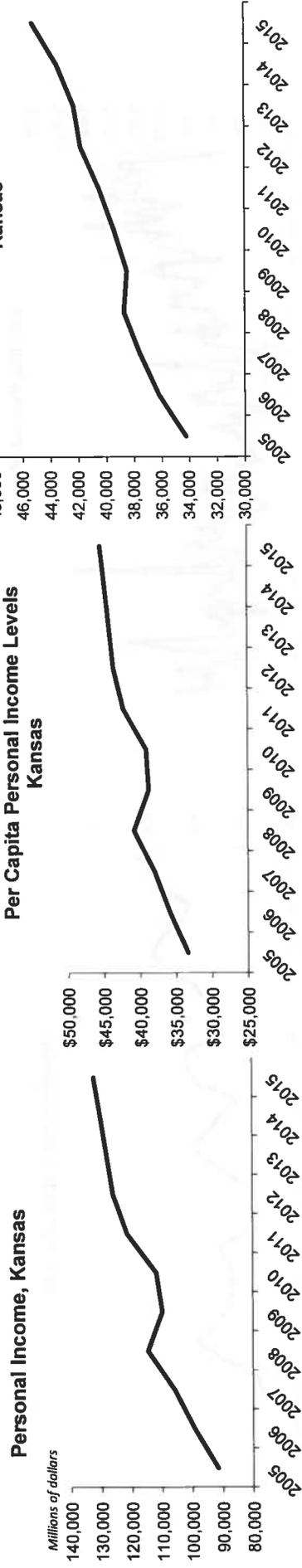
While IKE tracks the mid-west six state region due to geographical and logistical reasons, these states are not homogenous in nature: some states have twice the population and others have an entirely different sector mix. The figures should be interpreted with those differences in mind.

This most recent edition of the IKE report includes 17 updated metrics and 3 revised metrics. A select summary of those follows:

Personal income: Personal income for Kansas has increased to 132,554 million dollars based on the 2015 Q1-Q2 average, up from 130,364 million in 2014.

Per Capita: Kansas surpassed the region on per capita personal income with a figure of \$45,553 based on the 2015 Q1-Q2 average, versus the 6-state region average of \$44,589. Kansas also outpaced the region on a percentage basis with an increase of 1.5% versus the region percentage increase of 1.2%.

Private Industry Wage Levels: Kansas experienced an increase in private industry wage levels to \$45,292 in 2015 based on preliminary figures, a net increase of \$1,762 from \$43,530 in 2014.



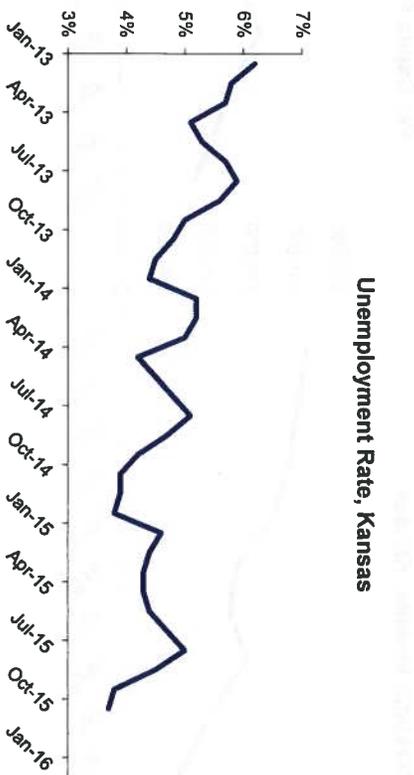
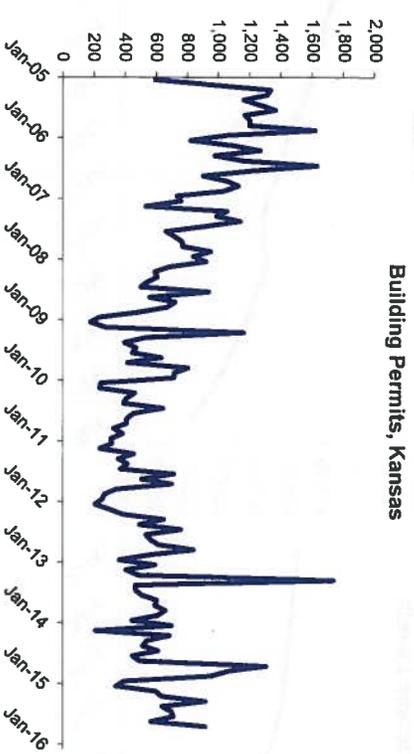
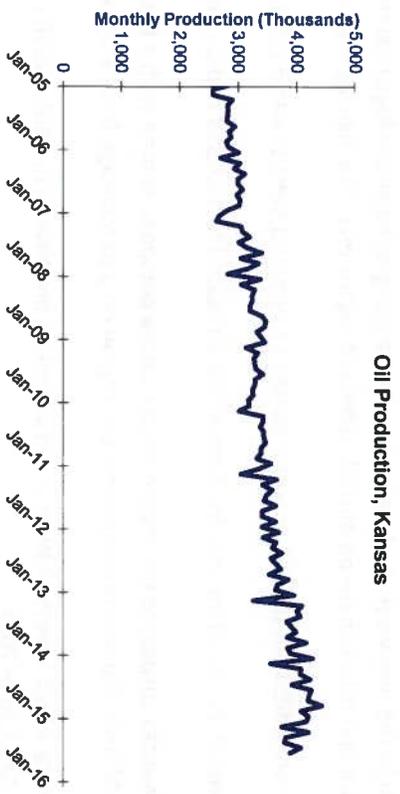
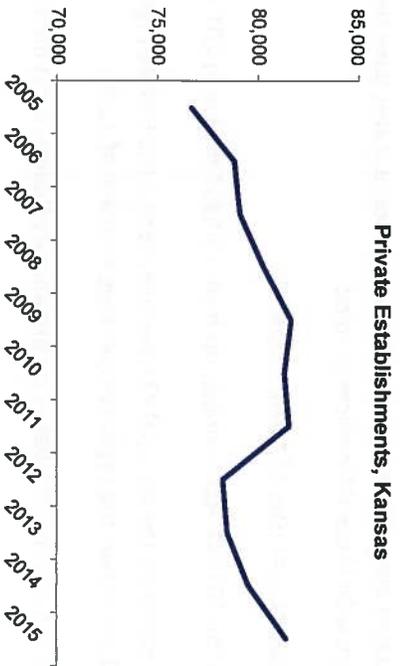
Private Establishment Data: From 2014 to 2015, preliminary estimates show Kansas total private establishments increased from 79,516 to 81,382.

Oil production was down in July 2015 from 4,254,376 bbl in July 2014, to 3,882,750 bbl in July 2015.

Building permits: In September 2015, 917 building permits were issued in Kansas, down from 1,305 in September 2014.

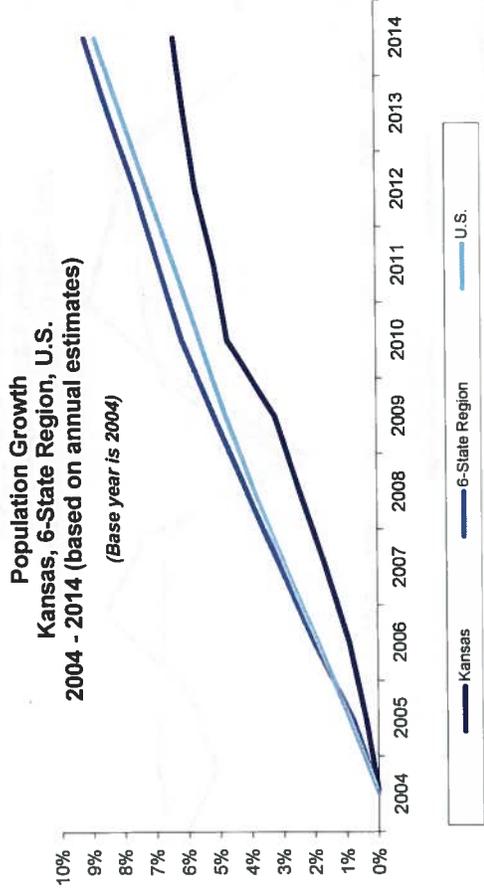
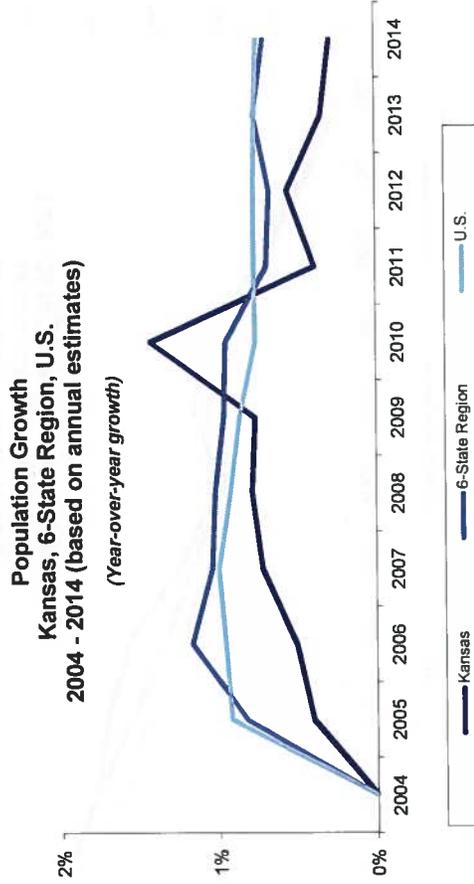
Unemployment: As of October 2015, unemployment in Kansas was 56,232, down from 58,940 unemployed in October 2014, a decrease of 4.6%.

Unemployment Rate: Kansas leads the region and the nation with a lower unemployment rate of 3.7%. The unemployment rate for the region was 3.9%, and the U.S. was 4.8%.



Indicators of the Kansas Economy - Population

Description This sheet provides both a year-over-year and annual comparison of growth in population. The data used to create this sheet illustrates year-over-year growth by comparing current year to previous year figures. (i.e. 2015 to 2014, 2014 to 2013, 2013 to 2012, etc.); and overall growth since 2004 (i.e. base year is 2004).



Annual Data - 2004 - 2014

Year	Population		Year-over-Year Growth (Base year is previous year)		2004-2014 Growth (Base year is 2004)		2014 Population			
	Kansas	U.S.	Kansas	6-St Region	U.S.	Kansas	6-St Region	U.S.	Region	Population
2004	2,730,765	293,045,739	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	Kansas	2,904,021
2005	2,741,771	295,753,151	0.4%	0.8%	0.4%	0.8%	0.9%	0.9%	Arkansas	2,966,369
2006	2,755,700	298,593,212	0.5%	1.2%	0.9%	2.0%	1.9%	2.9%	Colorado	5,355,866
2007	2,775,586	301,579,895	0.7%	1.0%	1.6%	3.1%	2.9%	3.9%	Iowa	3,107,126
2008	2,797,375	304,374,846	0.8%	1.0%	2.4%	4.1%	4.8%	4.8%	Missouri	6,063,589
2009	2,818,747	307,006,550	0.8%	1.0%	3.2%	5.1%	5.6%	5.6%	Nebraska	1,881,503
2010	2,858,949	309,347,057	1.4%	1.0%	4.7%	6.1%	6.4%	6.4%	Oklahoma	3,878,051
2011	2,869,965	311,721,632	0.4%	0.7%	5.1%	6.9%	7.2%	7.2%	6-State Region	23,252,504
2012	2,885,966	314,112,078	0.6%	0.7%	5.7%	7.6%	8.0%	8.0%	U.S.	318,857,056
2013	2,895,801	316,497,531	0.3%	0.8%	6.0%	8.4%	8.8%	8.8%		
2014	2,904,021	318,857,056	0.3%	0.7%	6.3%	9.2%				

About the data and graphs

The U.S. Census Bureau publishes total resident population estimates and demographic components of change (births, deaths, and migration) each year. The reference date for estimates is July 1. Estimates usually are for the present and the past, while projections are estimates of the population for future dates. These estimates are developed with the assistance of the Federal State Cooperative Program for Population Estimates (FSCE). These estimates are used in federal funding allocations, as denominators for vital rates and per capita time series, as survey controls, and in monitoring recent demographic changes. With each new issue of July 1 estimates, the estimates are revised for years back to the last census.

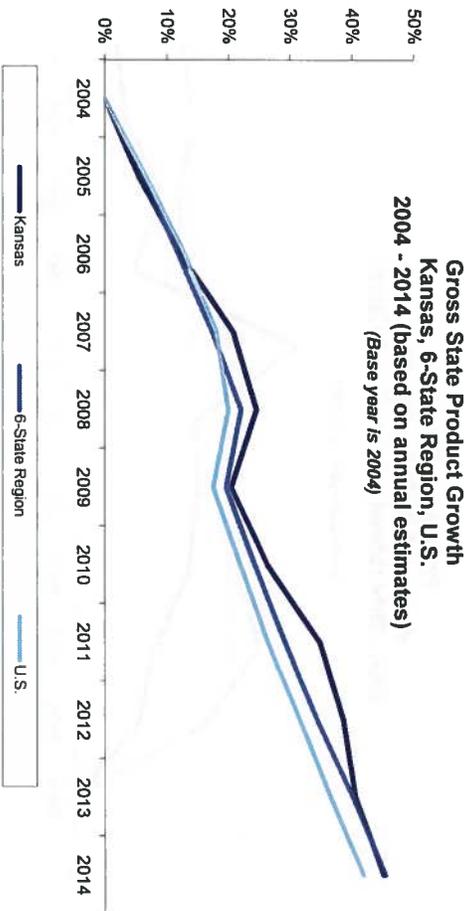
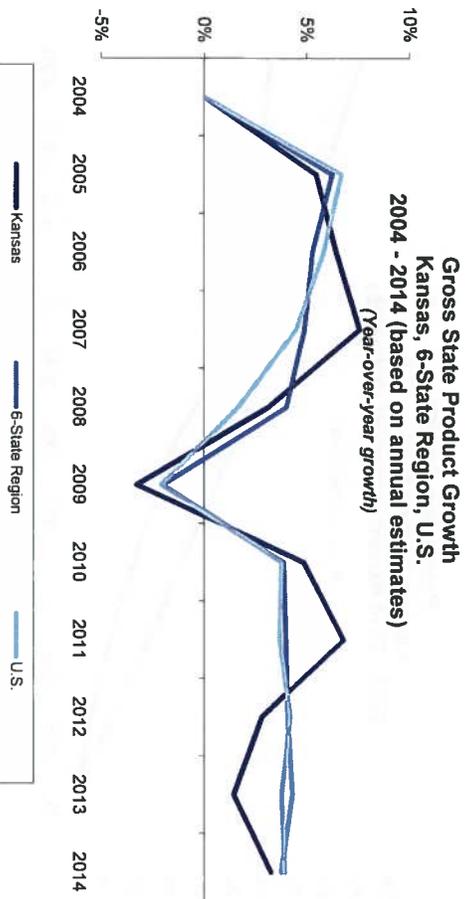
Source 2014 annual data - U.S. Census Bureau

<http://www.census.gov/popest/>

Indicators of the Kansas Economy - Gross State Product

Year-over-year/annual comparison

Description This sheet provides both a year-over-year and annual comparison of growth in gross state product. The data used to create this sheet illustrates year-over-year growth by comparing current year to previous year figures (i.e. 2015 to 2014, 2014 to 2013, 2013 to 2012, etc.); and overall growth since 2004 (i.e. base year is 2004).



Year	Annual Data - 2004 - 2014 (millions of current dollars)			Region (millions of current dollars)	Gross State Product						
	Gross State Product Annual Estimates	U.S.	Year-over-Year Growth (Base year is previous year)								
2004	Kansas 101,343	6-St Region 810,749	U.S. 12,206,995	Kansas 0.0%	6-St Region 0.0%	U.S. 0.0%	2004-2014 Growth (Base year is 2004)	Kansas 0.0%	6-St Region 0.0%	U.S. 0.0%	2014 Gross State Product (millions of current dollars)
2005	106,864	861,337	13,022,458	5.4%	6.2%	6.7%	5.4%	6.2%	6.7%	Kansas	147,075
2006	113,738	906,724	13,781,347	6.4%	5.3%	5.8%	12.2%	11.8%	12.9%	Arkansas	121,395
2007	122,349	951,079	14,399,635	7.6%	4.9%	4.5%	20.7%	17.3%	18.0%	Colorado	306,663
2008	126,152	989,163	14,635,348	3.1%	4.0%	1.6%	24.5%	22.0%	19.9%	Iowa	170,613
2009	122,029	969,314	14,329,566	-3.3%	-2.0%	-2.1%	20.4%	19.6%	17.4%	Missouri	284,462
2010	127,947	1,006,795	14,869,544	4.8%	3.9%	3.8%	26.3%	24.2%	21.8%	Nebraska	112,159
2011	136,613	1,046,866	15,416,873	6.8%	4.0%	3.7%	34.8%	29.1%	26.3%	Oklahoma	183,501
2012	140,441	1,089,407	16,060,678	2.8%	4.1%	4.2%	38.6%	34.4%	31.6%	6-State Region	1,176,793
2013	142,449	1,136,155	16,665,215	1.4%	4.3%	3.8%	40.6%	40.1%	36.5%	U.S.	1,176,793
2014	147,075	1,178,793	17,316,314	3.2%	3.8%	3.9%	45.1%	45.4%	41.9%		17,316,314

About the data and graphs

GSP captures state economic growth, providing an overall analysis of the performance of the economy. GSP is the value added in production by the labor and property located in the state. In concept, an industry's GSP, referred to as its "value added," is equivalent to its gross output (sales or receipts and other operating income, commodity taxes, and inventory change) minus its intermediate inputs (consumption of goods and services purchased from other U.S. industries or imported). All GSP data are displayed in millions of current dollars and are not adjusted for inflation.

Source

2014 annual data - U.S. Department of Commerce - Bureau of Economic Analysis

<http://www.bea.gov/regional/>

Indicators of the Kansas Economy Personal Income/Per Capita Personal Income

Short-Term (2014 to 2015)

- Kansas PI up \$2,190 million (1.7%)
- 6-State Region PI up \$20,782 million (2.0%)
- U.S. PI up \$445,980 million (3.0%)
- Kansas PCPI up \$662 (1.5%)
- 6-State Region PCPI up \$519 (1.2%)
- U.S. PCPI up \$1,138 (2.5%)

Long-Term (2005 to 2015)

- Kansas PI up \$40,634 million (44.2%)
- 6-State Region PI up \$331,353 million (46.4%)
- U.S. PI up \$4,518,807 million (42.6%)
- Kansas PCPI up \$12,070 (36.0%)
- 6-State Region PCPI up \$11,626 (35.3%)
- U.S. PCPI up \$11,283 (31.4%)

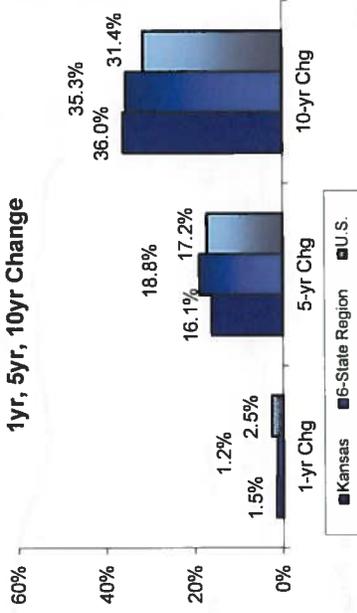
Personal Income Estimates (PI) - (millions of dollars)

	2015Q1,Q2	2014	2010	2005	1-yr Chg	5-yr Chg	10-yr Chg
Kansas	132,554	130,364	112,171	91,920	1.7%	18.2%	44.2%
6-State Region	1,045,407	1,024,625	850,985	714,053	2.0%	22.8%	46.4%
U.S.	15,129,127	14,683,147	12,459,613	10,610,320	3.0%	21.4%	42.6%

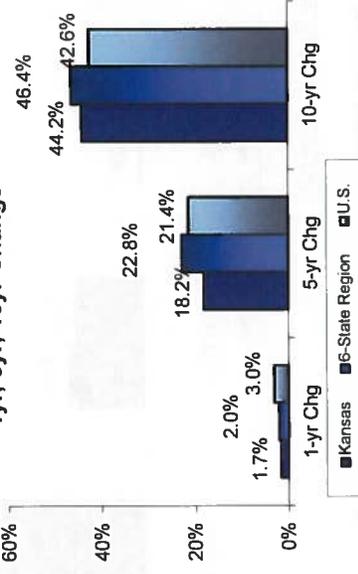
Per Capita Personal Income Estimates (PCPI) - (\$)

	2015Q1,Q2	2014	2010	2005	1-yr Chg	5-yr Chg	10-yr Chg
Kansas	45,553	44,891	39,235	33,483	1.5%	16.1%	36.0%
6-State Region	44,589	44,070	37,528	32,964	1.2%	18.8%	35.3%
U.S.	47,187	46,049	40,277	35,904	2.5%	17.2%	31.4%

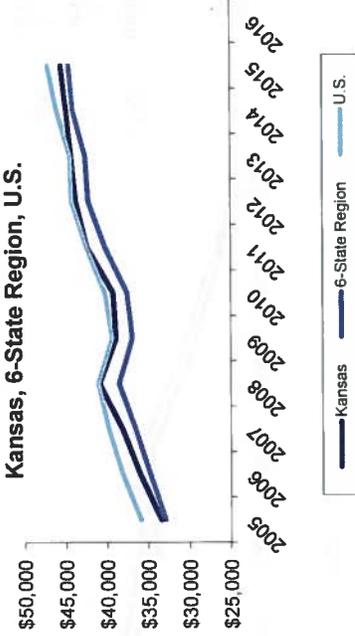
Per Capita Personal Income Growth 1yr, 5yr, 10yr Change



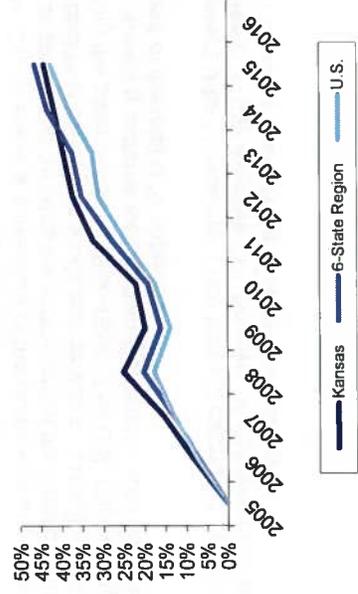
Personal Income Growth 1yr, 5yr, 10yr Change



Per Capita Personal Income Levels Kansas, 6-State Region, U.S.



Personal Income Growth Kansas, 6-State Region, U.S.



About the data and graphs

Personal income is the income that is received by all persons from all sources and is reported quarterly and is seasonally adjusted at annual rates. Per capita personal income is the annual personal income divided by the population.

Personal income is calculated as the sum of wage and salary disbursements, supplements to wages and salaries, proprietors' income with inventory valuation and capital consumption adjustments, rental income of persons with capital consumption adjustment, personal dividend income, personal interest income, and personal current transfer receipts, less contributions for government social insurance. The personal income of an area is the income that is received by, or on behalf of, all of the individuals who live in the area; therefore, the estimates of personal income are presented by the place of residence of the income recipients. All state estimates are in current dollars (not adjusted for inflation).

Source: 2014 annual data, 2015 quarterly data

U.S. Department of Commerce - Bureau of Economic Analysis <http://www.bea.gov/regional/>

Indicators of the Kansas Economy Consumer Price Index

Consumer Price Index (CPI)

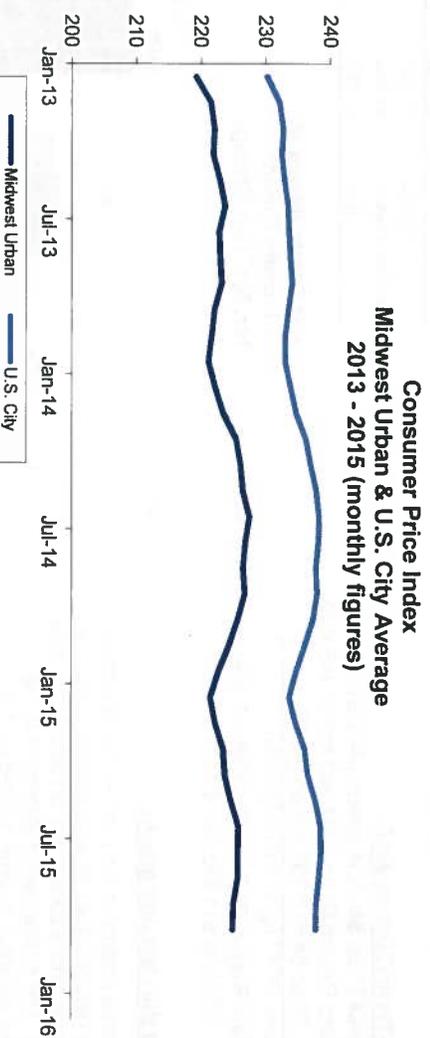
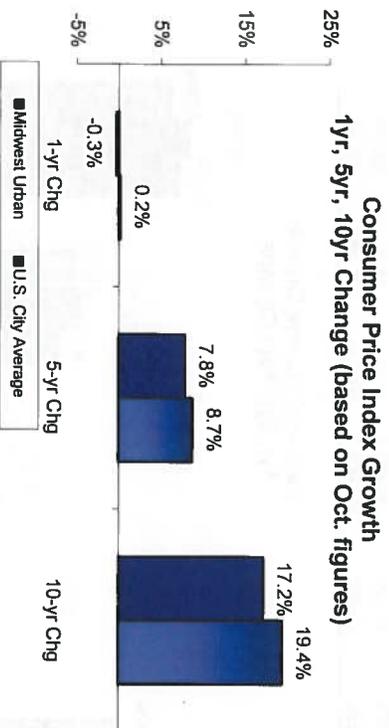
	Oct-15	Oct-14	Oct-10	Oct-05	1-yr Chg	5-yr Chg	10-yr Chg
Midwest Urban	225.1	225.8	208.7	192.1	-0.3%	7.8%	17.2%
U.S. City Average	237.8	237.4	218.7	199.2	0.2%	8.7%	19.4%

Short-Term (2014 to 2015)

- Midwest Urban CPI down 0.7 (-0.3%)
- U.S. City Average CPI up 0.4 (0.2%)

Long-Term (2005 to 2015)

- Midwest Urban CPI up 33.0 (17.2%)
- U.S. City Average CPI up 38.6 (19.4%)

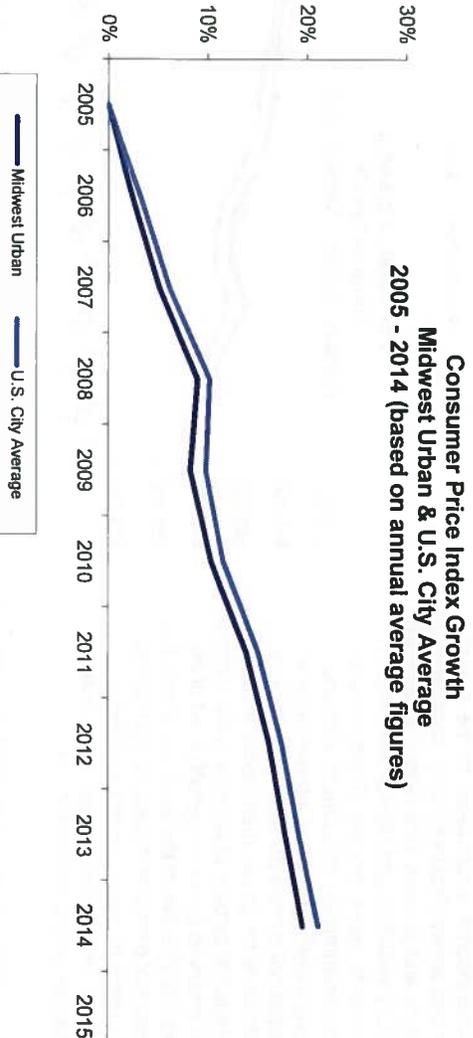


About the data and graphs

The CPI program produces monthly data on changes in the prices paid by urban consumers for a representative basket of goods and services. It is the most widely used measure of inflation.

The U.S. City Average is a measure of the average change over time in the prices paid by urban consumers throughout the United States for a market basket of consumer goods and services. It is adjusted to equal 100 during the base period of 1982-1984. The U.S. City Average CPI reflects spending patterns for all urban consumers, who represent about 87 percent of the total U.S. population.

The Midwest Urban Consumer Price Index is calculated in the same way as the U.S. City Average CPI, however, the Midwest CPI is limited to urban consumers within the Midwest Census region.



Source: 2015 monthly data

U.S. Department of Labor - Bureau of Labor Statistics

<http://stats.bls.gov/cpi/home.htm>

Indicators of the Kansas Economy Chicago Fed National Activity Index (CFNAI)

October 22, 2015 – The Chicago Fed National Activity Index (CFNAI) ticked down to -0.37 in September from -0.39 in August. Two of the four broad categories of indicators that make up the index decreased from August, and all four categories made nonpositive contributions to the index in September.

The contribution from production-related indicators to the CFNAI ticked up to -0.18 in September from -0.21 in August. Manufacturing production moved down 0.1 percent in September, following a decline of 0.4 percent in August. Similarly, the sales, orders, and inventories category made a neutral contribution to the CFNAI in September, up slightly from -0.03 in August. Employment-related indicators contributed -0.11 to the CFNAI in September, down slightly from -0.08 in August. Civilian employment declined by 0.2 percent in September, following an increase of 0.1 percent in August; however, the unemployment rate was unchanged at 5.1 percent in September. The contribution of the personal consumption and housing category to the CFNAI ticked down to -0.08 in September from -0.06 in August. Housing permits declined to 1,103,000 annualized units in September from 1,161,000 in the previous month. However, housing starts moved up to 1,206,000 annualized units in September from 1,132,000 in August.

The CFNAI was constructed using data available as of October 20, 2015. At that time, September data for 49 of the 85 indicators had been published. For all missing data, estimates were used in constructing the index. The August monthly index was revised to -0.39 from an initial estimate of -0.41 . Revisions to the monthly index can be attributed to two main factors: revisions in previously published data and differences between the estimates of previously unavailable data and subsequently published data. The revision to the August monthly index was due primarily to the former.

About the data and graphs

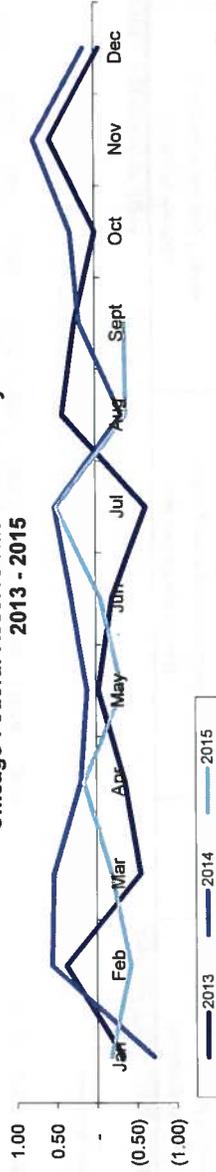
The performance of the U.S. economy has a major impact on the performance of the Kansas economy.

Since January 1990 the CFNAI has demonstrated excellent predictive power as CFNAI values have fallen substantially prior to recent recessions, including from July 1990 to March 1991, from March 2001 to November 2001, and most recently December 2007.

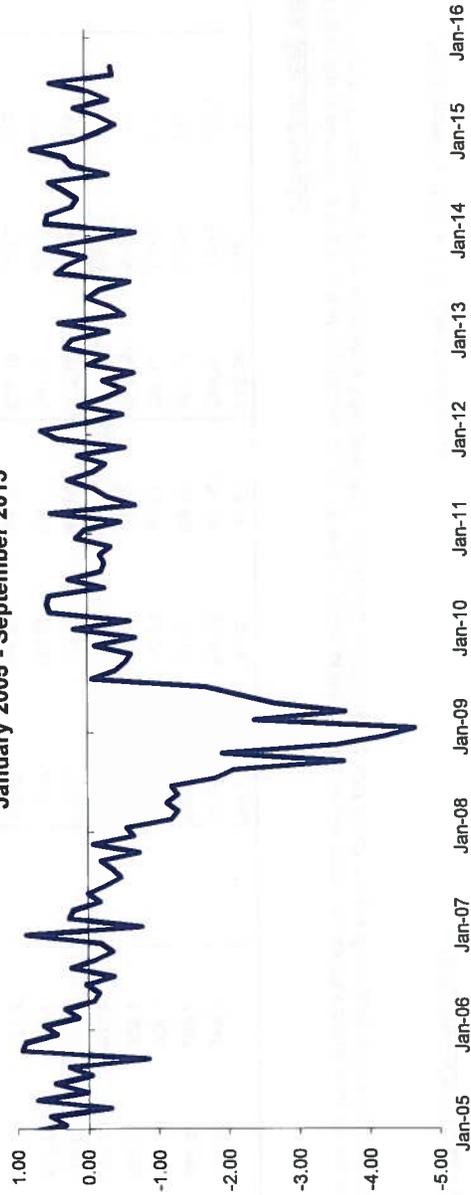
The Chicago Fed National Activity Index (CFNAI) is a monthly U.S. index designed to better gauge overall economic activity and inflationary pressure.

The index uses 85 economic indicators from four broad categories of data: production and income; employment, unemployment and hours; personal consumption and housing; and sales, orders and inventories. A positive number indicates above average growth while a negative number indicates below average growth. Sustained CFNAI readings above zero suggest increased inflationary pressures over the coming year.

Chicago Federal Reserve National Activity Index
2013 - 2015



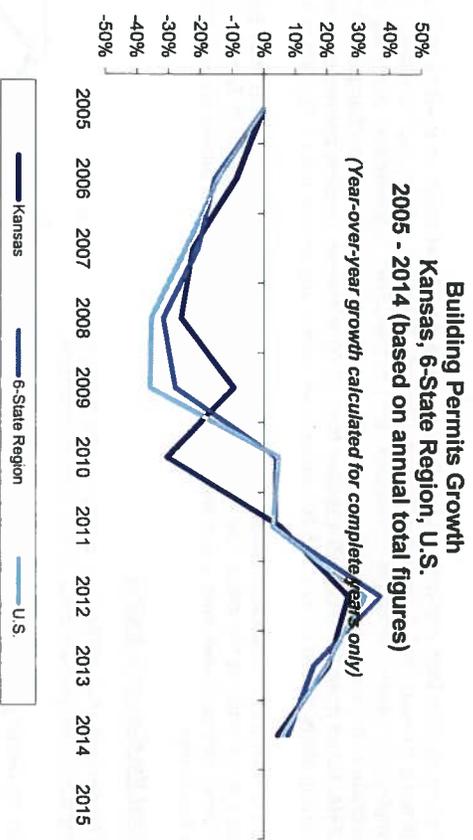
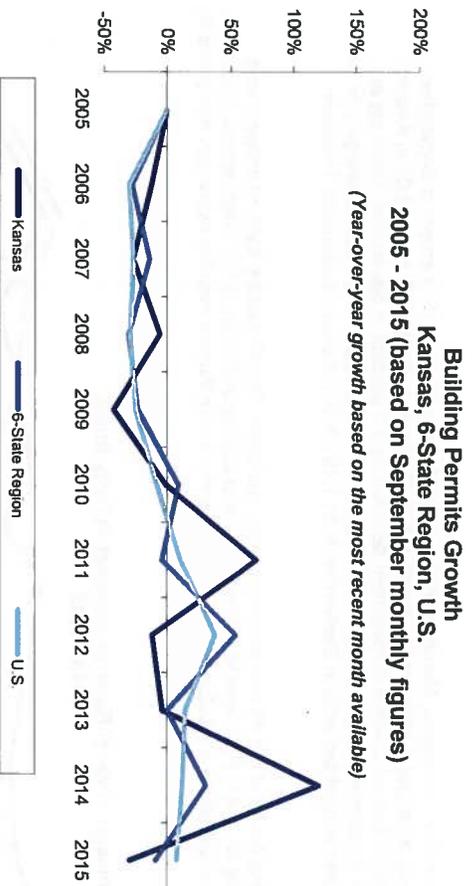
Chicago Federal Reserve National Activity Index
January 2005 - September 2015



Indicators of the Kansas Economy - Building Permits

Year-over-year comparison

Description This sheet provides a year-over-year comparison of growth in building permits. The data used to create this sheet illustrates year-over year growth by comparing current year to previous year figures. (i.e. 2015 to 2014, 2014 to 2013, 2013 to 2012, etc.)



Year	Building Permits September Monthly Figures		Year-over-Year Growth (Base year is previous year)		Building Permits Annual Total Figures		Year-over-Year Growth (Base year is previous year)	
	Kansas	U.S.	Kansas	U.S.	Kansas	U.S.	Kansas	U.S.
2005	1,203	191,304	0.0%	0.0%	14,266	2,114,645	0.0%	0.0%
2006	1,052	133,636	-12.6%	-27.8%	13,033	1,815,065	-8.6%	-14.2%
2007	767	97,722	-27.1%	-14.3%	10,107	1,368,752	-22.5%	-24.6%
2008	722	68,790	-5.9%	-30.6%	7,471	882,632	-26.1%	-31.7%
2009	416	51,336	-42.4%	-23.4%	6,760	565,525	-9.5%	-35.9%
2010	411	47,099	-1.2%	9.0%	4,704	592,911	-30.4%	3.9%
2011	701	51,836	70.6%	-4.1%	4,959	610,238	5.4%	2.9%
2012	617	71,383	-12.0%	54.0%	6,300	805,437	27.0%	32.0%
2013	593	81,336	-3.9%	0.0%	7,607	967,146	20.7%	16.0%
2014	1,305	90,696	120.1%	30.5%	7,945	1,024,971	4.4%	7.8%
2015	917	97,213	-29.7%	-9.4%				6.0%

About the data and graphs

Regarding building permits, a housing unit is a house, an apartment, a group of rooms or a single room intended for occupancy as separate living quarters. Separate living quarters are those in which the occupants live separately from any other individuals in the building and which have a direct access from the outside of the building or through a common hall.

Source 2015 monthly data - U.S. Census Bureau

<http://www.census.gov/construction/hps/statemonthly.html>

Indicators of the Kansas Economy Kansas Sales Tax Collections

Short-Term (2014 to 2015)

- Kansas sales tax collections up \$13,898,516 (6.5%)
- \$1,474,449,521 collected ytd during 2015
- \$2,539,208,639 collected total during 2014

Long-Term (2005 to 2015)

- Kansas sales tax collections ytd up \$79,841,413 (53.6%)
- \$1,744,411,563 collected total during 2005

About the data and graphs

Monthly sales tax collections have trended higher as the economy has grown and two sales tax rate increases have been enacted. Annually, December typically collects the highest sales tax revenue, with January and February collecting the least.

Consumers tend to delay purchases during a downturn in the economy, which can be reflected in lower sales tax collections in months preceding and during a recession. Monthly sales tax collections tend to increase as the economy improves and consumer spending increases.

Tracking sales tax collections in Kansas gives insight into consumer behavior and demand. Sales tax collections can fluctuate widely from month to month. Since January 1990, state sales tax rates have changed on five occasions. In June 1992, the state sales tax rate increased from 4.25% to 4.90%; in July 2002 the state sales tax rate increased to 5.30%; in July 2010 the state sales tax rate increased to 6.30%; in July 2013 the state sales tax rate changed to 6.15%; and in July 2015 the state sales tax rate changed to 6.50%.

Various cities and counties in Kansas have an additional local sales tax. The entire listing of local sales tax rates is available at

<http://www.ksrevenue.org/bustaxtypesales.html>

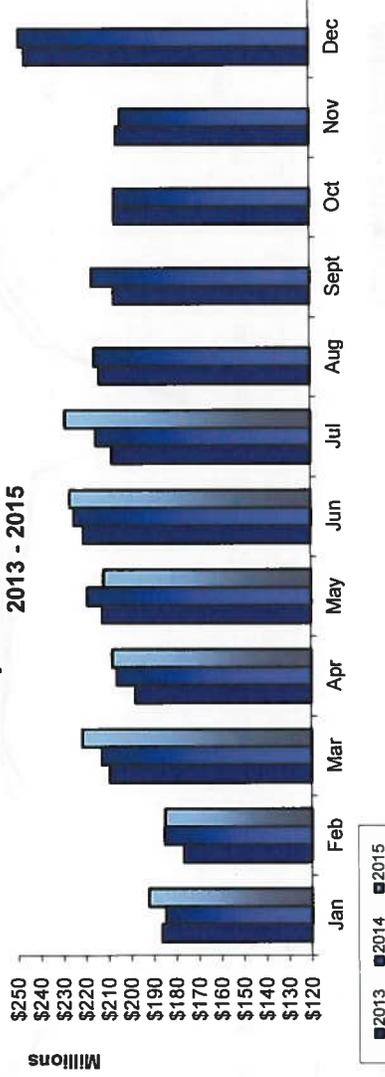
Source: 2015 monthly data
Kansas Department of Revenue

<http://www.ksrevenue.org/salesreports.html#state>

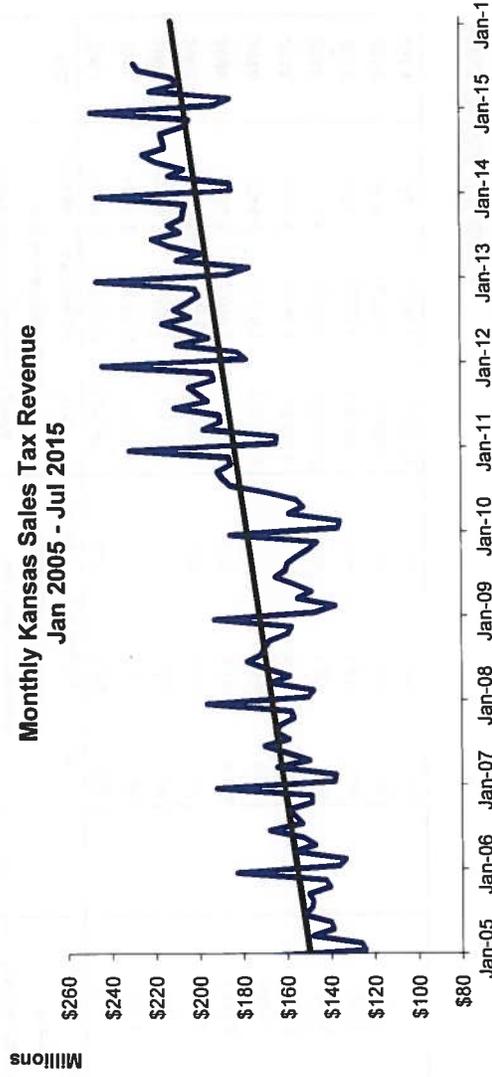
Sales Tax Collections

	Jul-15	Jul-14	Jul-10	Jul-05	1-yr Chg	5-yr Chg	10-yr Chg
Kansas \$	228,852,450	\$ 214,953,934	\$ 185,342,195	\$ 149,011,037	6.5%	23.5%	53.6%

**Monthly Kansas Sales Tax Revenue
2013 - 2015**



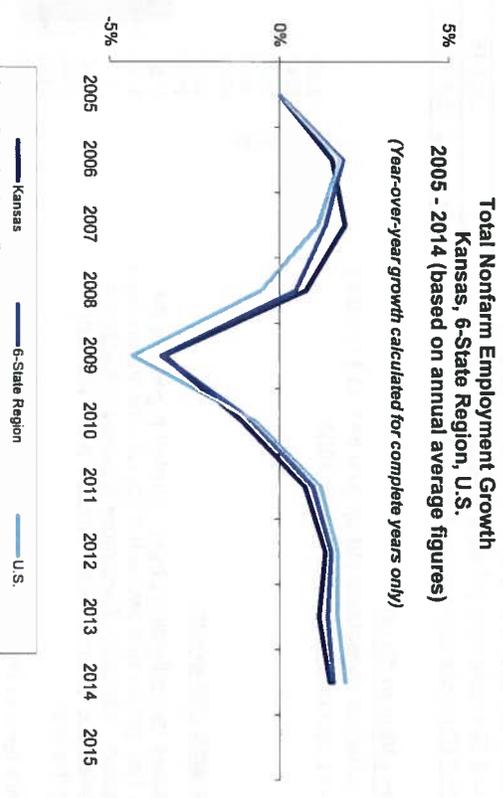
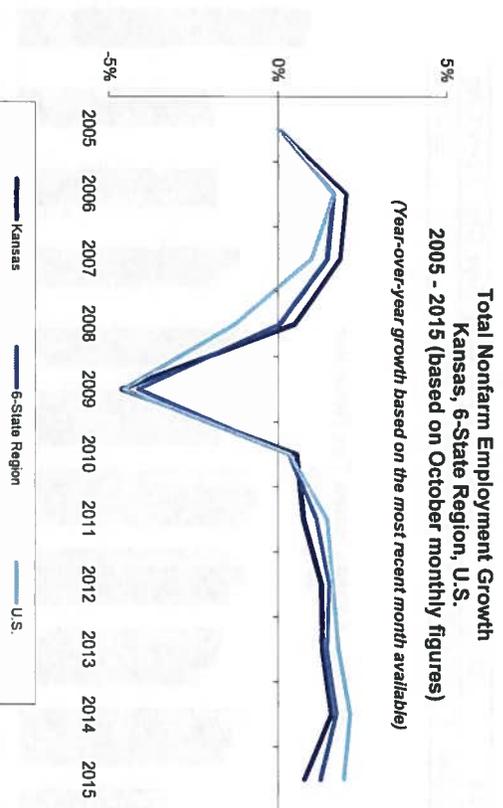
**Monthly Kansas Sales Tax Revenue
Jan 2005 - Jul 2015**



Indicators of the Kansas Economy - Total Nonfarm Employment

Year-over-year comparison

Description This sheet provides a year-over-year comparison of growth in total nonfarm employment. The data illustrates year-over year growth by comparing current year to previous year figures. (i.e. 2015 to 2014, 2014 to 2013, 2013 to 2012, etc.)



Monthly Data - October 2015

Year	Total Nonfarm Employment, 1,000's			Year-over-Year Growth (Base year is previous year)		
	Kansas	6-St Region	U.S.	Kansas	6-St Region	U.S.
2005	1,344.7	10,188.2	135,568.0	0.0%	0.0%	0.0%
2006	1,371.8	10,355.0	137,791.0	2.0%	1.6%	1.6%
2007	1,396.9	10,505.5	139,132.0	1.8%	1.5%	1.0%
2008	1,403.7	10,510.7	137,368.0	0.5%	0.0%	-1.3%
2009	1,339.0	10,077.6	131,106.0	-4.6%	-4.1%	-4.6%
2010	1,346.4	10,110.3	131,557.0	0.6%	0.3%	0.3%
2011	1,356.4	10,224.4	133,466.0	0.7%	1.1%	1.5%
2012	1,373.8	10,378.8	135,630.0	1.3%	1.5%	1.6%
2013	1,391.7	10,528.4	138,058.0	1.3%	1.4%	1.8%
2014	1,413.7	10,710.2	141,000.0	1.6%	1.7%	2.1%
2015	1,424.6	10,844.4	143,739.0	0.8%	1.3%	1.9%

Average Annual Data - 2005 to 2014

Year	Total Nonfarm Employment, 1,000's			Year-over-Year Growth (Base year is previous year)		
	Kansas	6-St Region	U.S.	Kansas	6-St Region	U.S.
2005	1,333.1	10,090.9	134,005.0	0.0%	0.0%	0.0%
2006	1,353.9	10,269.8	136,398.0	1.6%	1.9%	1.8%
2007	1,380.1	10,409.3	137,936.0	1.9%	1.4%	1.1%
2008	1,390.8	10,458.3	137,170.0	0.8%	0.5%	-0.6%
2009	1,343.3	10,096.0	131,233.0	-3.4%	-3.5%	-4.3%
2010	1,328.4	10,014.1	130,275.0	-1.1%	-0.8%	-0.7%
2011	1,338.3	10,111.9	131,842.0	0.7%	1.0%	1.2%
2012	1,356.4	10,266.3	134,104.0	1.4%	1.5%	1.7%
2013	1,372.2	10,413.0	136,393.0	1.2%	1.4%	1.7%
2014	1,392.6	10,578.8	139,042.0	1.5%	1.6%	1.9%

About the data and graphs

The Bureau of Labor Statistics (BLS) publishes several monthly data series on employment by sector from its Current Employment Statistics (CES) program. Data for the series come from a monthly survey of employers. The data are subject to major and minor revisions. The series counts the number of jobs in the state or region, not the number of employed people. Hence a person with two jobs, one in the manufacturing sector and one in the service sector, would be counted in both sectors. The data series chosen for IKE are not adjusted for seasonal variation. BLS total nonfarm employment calculations does not include non-civilian employment. Current month employment figures are preliminary (p).

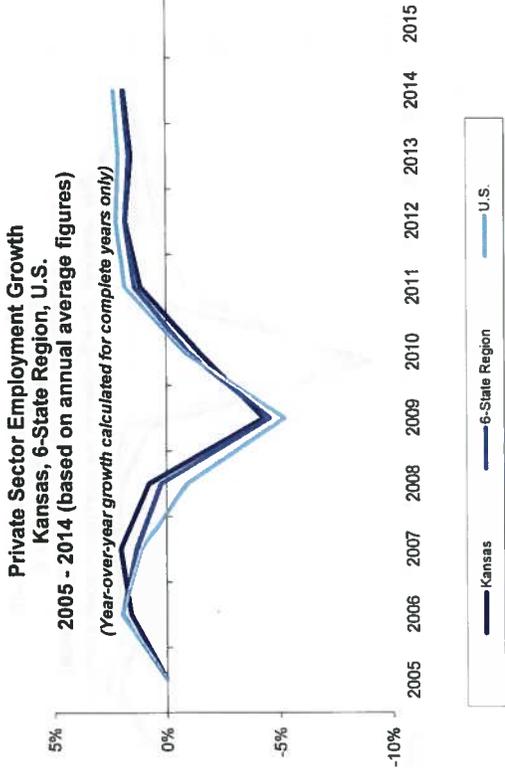
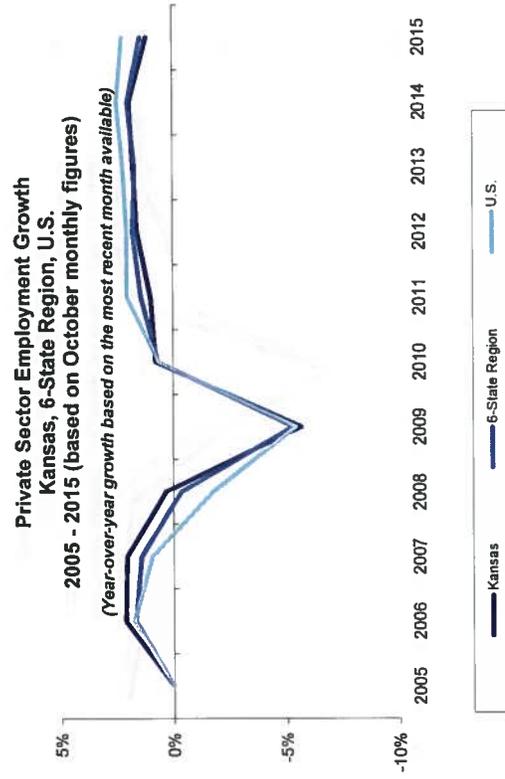
Source 2015 monthly data - U.S. Department of Labor - Bureau of Labor Statistics

<http://www.bls.gov/bsemployment.html>

Indicators of the Kansas Economy - Private Sector Employment

Year-over-year comparison

Description This sheet provides a year-over-year comparison of growth in private sector employment. The data illustrates year-over year growth by comparing current year to previous year figures. (i.e. 2015 to 2014, 2014 to 2013, 2013 to 2012, etc.)



Monthly Data - October 2015

Year	Private Sector Employment, 1,000's October Monthly Figures		Year-over-Year Growth (Base year is previous year)		Private Sector Employment, 1,000's Average Annual Figures		Year-over-Year Growth (Base year is previous year)	
	Kansas	6-St Region	Kansas	6-St Region	Kansas	6-St Region	Kansas	6-St Region
2005	1,086.2	8,426.4	0.0%	0.0%	1,082.3	8,358.1	0.0%	0.0%
2006	1,109.1	8,567.6	2.1%	1.7%	1,099.4	8,522.4	1.6%	2.0%
2007	1,131.9	8,690.3	2.1%	1.4%	1,121.9	8,637.9	2.0%	1.4%
2008	1,135.7	8,661.7	0.3%	-0.3%	1,130.8	8,660.2	0.8%	0.3%
2009	1,071.5	8,202.6	-5.7%	-5.3%	1,082.0	8,265.2	-4.3%	-4.6%
2010	1,079.8	8,257.8	0.8%	0.7%	1,066.2	8,183.1	-1.5%	-1.0%
2011	1,090.6	8,374.7	1.0%	1.4%	1,078.5	8,298.1	1.2%	1.4%
2012	1,107.9	8,523.2	1.6%	1.8%	1,097.9	8,448.2	1.8%	1.8%
2013	1,127.2	8,666.4	1.7%	1.7%	1,115.0	8,567.0	1.6%	1.6%
2014	1,148.9	8,839.6	1.9%	2.0%	1,135.8	8,751.1	1.9%	1.9%
2015	1,162.3	8,964.8	1.2%	1.4%			1.9%	2.3%

About the data and graphs

The Bureau of Labor Statistics (BLS) publishes several monthly data series on employment by sector from its Current Employment Statistics (CES) program. Data for the series come from a monthly survey of employers. The data are subject to major and minor revisions. The series counts the number of jobs in the state or region, not the number of employed people. Hence a person with two jobs, one in the manufacturing sector and one in the service sector, would be counted in both sectors. The data series chosen for IKE are not adjusted for seasonal variation. BLS private sector calculations include all nonfarm sectors, while excluding Federal, State, and Local government sectors. Current month employment figures are preliminary (p).

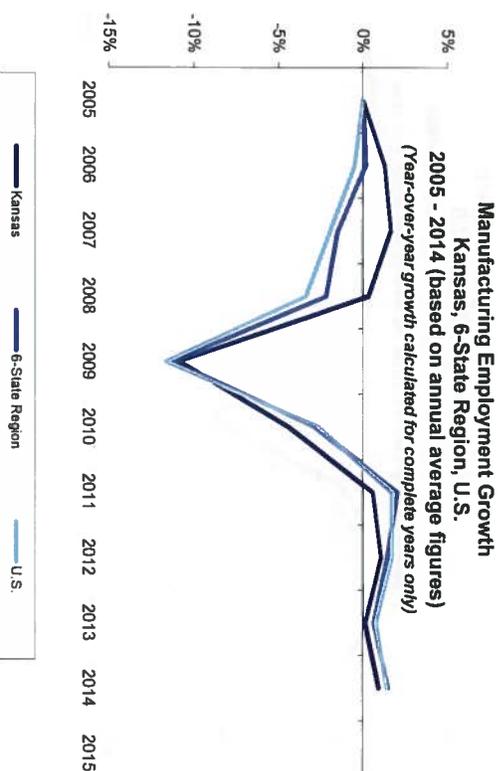
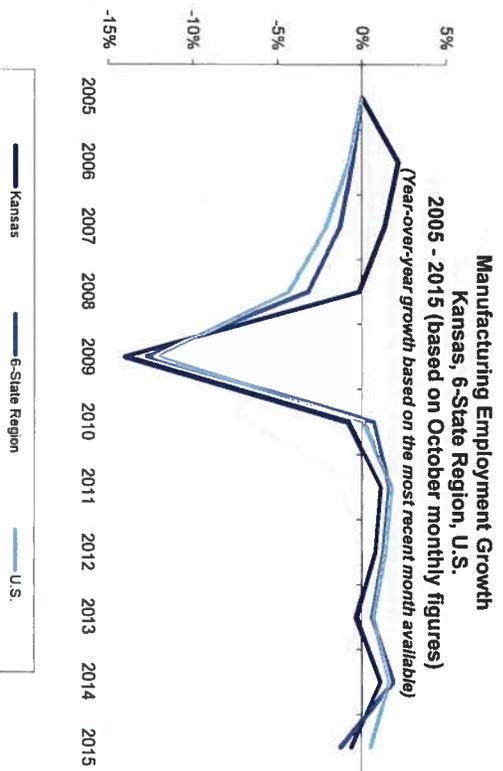
Source 2015 monthly data - U.S. Department of Labor - Bureau of Labor Statistics

<http://www.bls.gov/bls/employment.htm>

Indicators of the Kansas Economy - Manufacturing Employment

Year-over-year comparison

Description This sheet provides a year-over-year comparison of growth in manufacturing employment. The data illustrates year-over year growth by comparing current year to previous year figures. (i.e. 2015 to 2014, 2014 to 2013, 2013 to 2012, etc.)



Monthly Data - October 2015

Year	Manufacturing Employment, 1,000's			Year-over-Year Growth (Base year is previous year)		
	Kansas	6-St Region	U.S.	Kansas	6-St Region	U.S.
2005	179.3	1,140.8	14,224.0	0.0%	0.0%	0.0%
2006	183.2	1,134.4	14,114.0	2.2%	-0.6%	-0.8%
2007	185.7	1,119.6	13,812.0	1.4%	-1.3%	-2.1%
2008	185.4	1,083.8	13,214.0	-0.2%	-3.2%	-4.3%
2009	159.5	946.8	11,607.0	-14.0%	-12.6%	-12.2%
2010	158.2	953.6	11,619.0	-0.8%	0.7%	0.1%
2011	160.0	969.5	11,826.0	1.1%	1.7%	1.8%
2012	161.3	982.3	11,994.0	0.8%	1.3%	1.4%
2013	160.8	988.6	12,080.0	-0.3%	0.6%	0.7%
2014	162.6	1,007.2	12,281.0	1.1%	1.9%	1.7%
2015	161.6	994.6	12,346.0	-0.6%	-1.3%	0.5%

Average Annual Data - 2005 to 2014

Year	Manufacturing Employment, 1,000's			Year-over-Year Growth (Base year is previous year)		
	Kansas	6-St Region	U.S.	Kansas	6-St Region	U.S.
2005	179.4	1,137.2	14,227.0	0.0%	0.0%	0.0%
2006	181.7	1,138.7	14,155.0	1.3%	0.1%	-0.5%
2007	184.7	1,121.6	13,879.0	1.7%	-1.5%	-1.9%
2008	185.3	1,097.0	13,406.0	0.3%	-2.2%	-3.4%
2009	165.2	973.9	11,847.0	-10.8%	-11.2%	-11.6%
2010	157.9	946.1	11,528.0	-4.4%	-2.9%	-2.7%
2011	158.8	965.4	11,726.0	0.6%	2.0%	1.7%
2012	160.5	979.4	11,927.0	1.1%	1.5%	1.7%
2013	160.7	985.7	12,020.0	0.1%	0.6%	0.8%
2014	162.2	1,000.2	12,188.0	0.9%	1.5%	1.4%

About the data and graphs

The Bureau of Labor Statistics (BLS) publishes several monthly data series on employment by sector from its Current Employment Statistics (CES) program. Data for the series come from a monthly survey of employers. The data are subject to major and minor revisions. The series counts the number of jobs in the state or region, not the number of employed people. Hence a person with two jobs, one in the manufacturing sector and one in the service sector, would be counted in both sectors. The data series chosen for IKE are not adjusted for seasonal variation. The manufacturing sector comprises establishments engaged in the mechanical, physical, or chemical transformation of materials, substances, or components into new products. Current month employment figures are preliminary (p).

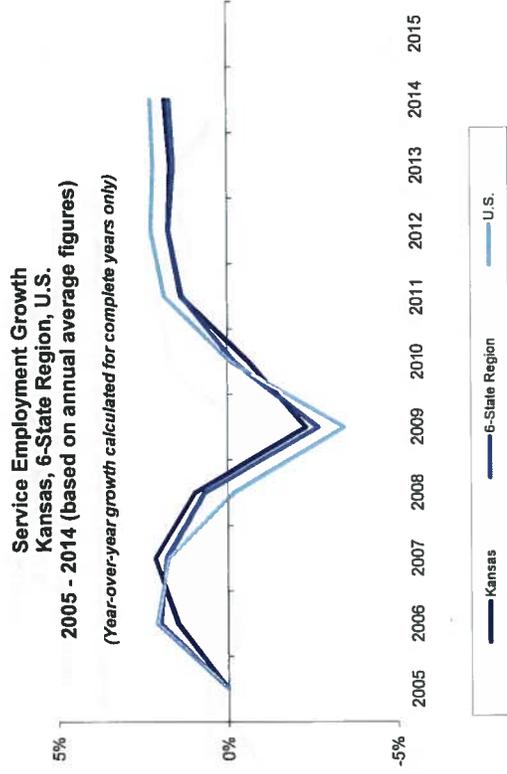
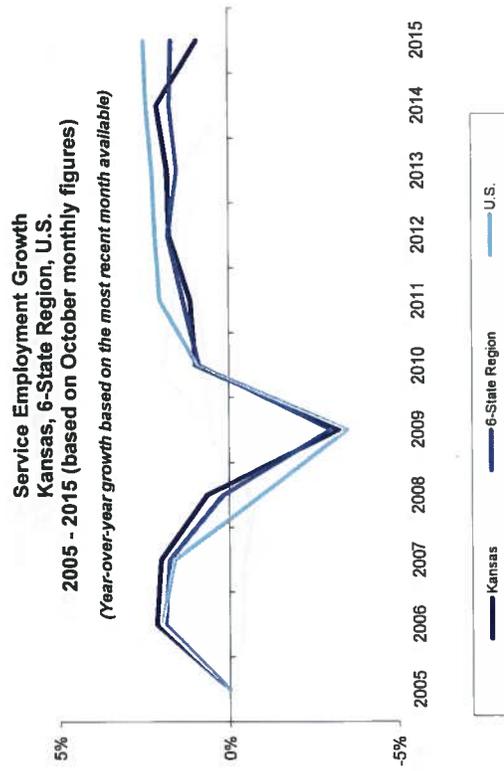
Source 2015 monthly data - U.S. Department of Labor - Bureau of Labor Statistics

<http://www.bls.gov/bsememployment.htm>

Indicators of the Kansas Economy - Service Employment

Year-over-year comparison

Description This sheet provides a year-over-year comparison of growth in service employment. The data illustrates year-over year growth by comparing current year to previous year figures. (i.e. 2015 to 2014, 2014 to 2013, 2013 to 2012, etc.)



Monthly Data - October 2015

Year	Service Employment, 1,000's October Monthly Figures		Year-over-Year Growth (Base year is previous year)		Average Annual Data - 2005 to 2014		Year-over-Year Growth (Base year is previous year)	
	Kansas	U.S.	Kansas	U.S.	Kansas	U.S.	Kansas	U.S.
2005	834.5	90,832.0	0.0%	0.0%	832.9	90,010.0	0.0%	0.0%
2006	852.4	92,635.0	2.1%	2.0%	845.0	91,893.0	1.5%	2.0%
2007	869.6	94,129.0	2.0%	1.6%	863.0	93,485.0	2.1%	1.8%
2008	875.2	93,218.0	0.6%	-1.0%	871.3	93,326.0	1.0%	0.7%
2009	846.9	89,967.0	-3.2%	-3.5%	851.2	90,120.0	-2.3%	-2.7%
2010	855.2	90,806.0	1.0%	0.9%	845.9	90,034.0	-0.6%	-0.2%
2011	864.8	92,643.0	1.1%	2.0%	857.5	91,709.0	1.4%	1.3%
2012	879.9	94,643.0	1.7%	2.2%	872.4	93,763.0	1.7%	1.7%
2013	895.7	96,767.0	1.8%	2.2%	887.0	95,802.0	1.7%	1.6%
2014	914.5	99,091.0	2.1%	2.4%	903.2	97,957.0	1.8%	1.7%
2015	922.9	101,547.0	0.9%	2.5%				

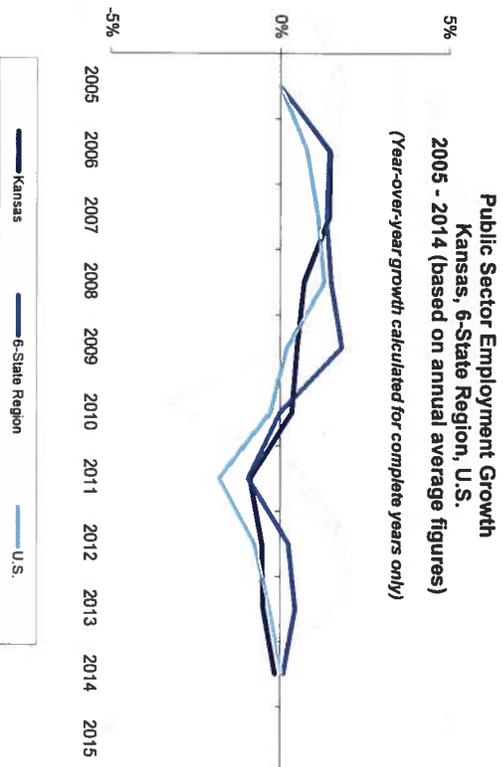
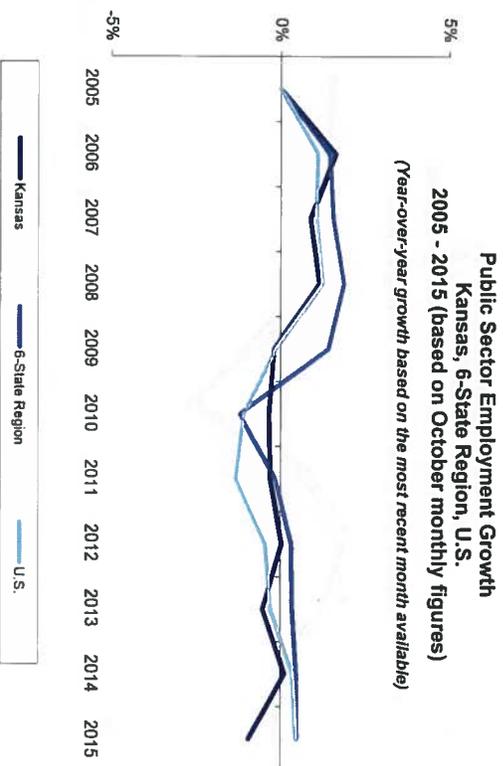
About the data and graphs

The Bureau of Labor Statistics (BLS) publishes several monthly data series on employment by sector from its Current Employment Statistics (CES) program. Data for the series come from a monthly survey of employers. The data are subject to major and minor revisions. The series counts the number of jobs in the state or region, not the number of employed people. Hence a person with two jobs, one in the manufacturing sector and one in the service sector, would be counted in both sectors. The data series chosen for IKE are not adjusted for seasonal variation. While BLS service sector calculations include government, for clarification purposes this page only includes the following BLS sectors: trade, transportation, and utilities; information; finance; professional and business; education and health; leisure and hospitality; and other services. Current month employment figures are preliminary (p).

Indicators of the Kansas Economy - Public Sector Employment

Year-over-year comparison

Description This sheet provides a year-over-year comparison of growth in public sector employment. The data illustrates year-over year growth by comparing current year to previous year figures. (i.e. 2015 to 2014, 2014 to 2013, 2013 to 2012, etc.)



Monthly Data - October 2015

Year	Public Sector Employment, 1,000's October Monthly Figures			Year-over-Year Growth (Base year is previous year)		
	Kansas	6-St Region	U.S.	Kansas	6-St Region	U.S.
2005	258.5	1,761.8	22,183.0	0.0%	0.0%	0.0%
2006	262.7	1,787.4	22,424.0	1.6%	1.5%	1.1%
2007	265.0	1,815.2	22,657.0	0.9%	1.6%	1.0%
2008	268.0	1,849.0	22,937.0	1.1%	1.9%	1.2%
2009	267.5	1,875.0	22,905.0	-0.2%	1.4%	-0.1%
2010	266.6	1,852.5	22,657.0	-0.3%	-1.2%	-1.1%
2011	265.8	1,849.7	22,359.0	-0.3%	-0.2%	-1.3%
2012	265.9	1,855.6	22,258.0	0.0%	0.3%	-0.5%
2013	264.5	1,862.0	22,193.0	-0.5%	0.3%	-0.3%
2014	264.8	1,870.6	22,271.0	0.1%	0.5%	0.4%
2015	262.3	1,879.6	22,373.0	-0.9%	0.5%	0.5%

Average Annual Data - 2005 to 2014

Year	Public Sector Employment, 1,000's Average Annual Figures			Year-over-Year Growth (Base year is previous year)		
	Kansas	6-St Region	U.S.	Kansas	6-St Region	U.S.
2005	250.8	1,722.8	21,804.0	0.0%	0.0%	0.0%
2006	254.5	1,747.6	21,974.0	1.5%	1.4%	0.8%
2007	258.2	1,771.5	22,218.0	1.5%	1.4%	1.1%
2008	260.0	1,798.2	22,509.0	0.7%	1.5%	1.3%
2009	261.3	1,831.0	22,555.0	0.5%	1.8%	0.2%
2010	262.2	1,830.9	22,490.0	0.3%	0.0%	-0.3%
2011	259.9	1,813.7	22,086.0	-0.9%	-0.9%	-1.8%
2012	258.5	1,818.1	21,920.0	-0.5%	0.2%	-0.8%
2013	257.2	1,826.1	21,853.0	-0.5%	0.4%	-0.3%
2014	256.8	1,827.9	21,863.0	-0.2%	0.1%	0.0%

About the data and graphs

The Bureau of Labor Statistics (BLS) publishes several monthly data series on employment by sector from its Current Employment Statistics (CES) program. Data for the series come from a monthly survey of employers. The data are subject to major and minor revisions. The series count the number of jobs in the state or region, not the number of employed people. Hence a person with two jobs, one in the public sector and one in retail, would be counted in both sectors. The data series chosen for this page are not adjusted for seasonal variation; hence the short term employment graph shows substantial decreases in July and August when many public school personnel are off the job. This page includes Federal, State, and Local Government figures. Current month employment figures are preliminary (p).

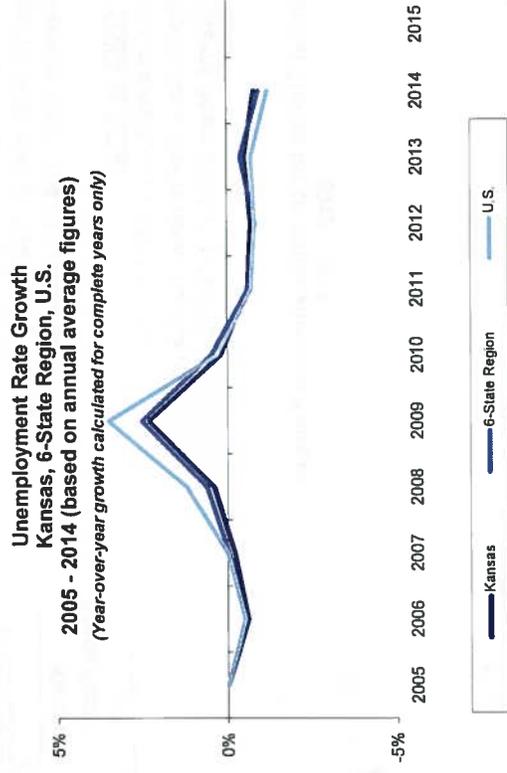
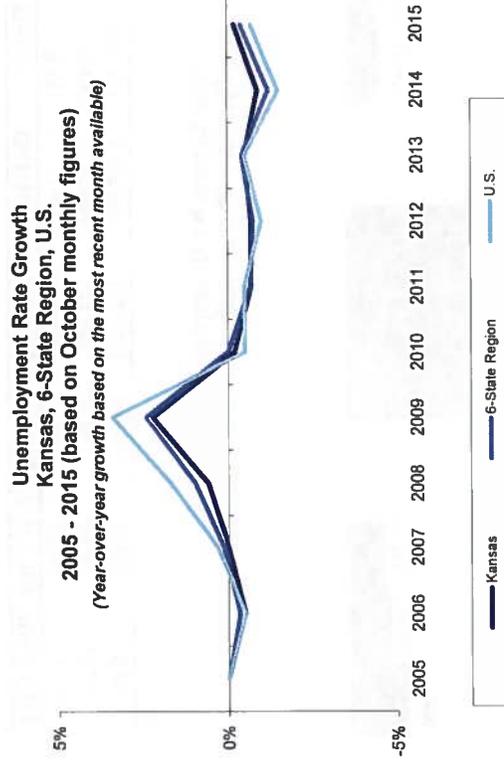
Source 2015 monthly data - U.S. Department of Labor - Bureau of Labor Statistics

<http://www.bls.gov/bsemployment.htm>

Indicators of the Kansas Economy - Unemployment Rate

Year-over-year comparison

Description This sheet provides a year-over-year comparison of growth in unemployment rate. The data illustrates year-over year growth by comparing current year to previous year figures. (i.e. 2015 to 2014, 2014 to 2013, 2013 to 2012, etc.)



Monthly Data - October 2015

Year	Unemployment Rate		Year-over-Year Growth		Average Annual Data - 2005 to 2014		Year-over-Year Growth	
	Kansas	U.S.	Kansas	U.S.	Kansas	U.S.	Kansas	U.S.
2005	4.6%	4.6%	0.0%	0.0%	5.0%	5.1%	0.0%	0.0%
2006	4.1%	4.1%	-0.5%	-0.5%	4.4%	4.6%	-0.6%	-0.5%
2007	4.1%	4.4%	0.0%	0.3%	4.2%	4.3%	-0.2%	0.0%
2008	4.7%	6.1%	0.6%	1.7%	4.6%	4.9%	0.4%	0.6%
2009	6.9%	9.5%	2.2%	3.4%	6.9%	7.4%	2.3%	2.5%
2010	6.7%	9.0%	-0.2%	-0.5%	7.1%	7.9%	0.2%	0.5%
2011	6.0%	8.5%	-0.7%	-0.5%	6.5%	7.2%	-0.6%	-0.6%
2012	5.3%	7.5%	-0.7%	-1.0%	5.8%	6.4%	-0.7%	-0.8%
2013	4.8%	7.0%	-0.5%	-0.4%	5.3%	6.1%	-0.5%	-0.4%
2014	3.9%	5.5%	-0.9%	-1.2%	4.5%	5.1%	-0.8%	-0.9%
2015	3.7%	4.8%	-0.2%	-0.4%	4.5%	6.2%	-0.8%	-1.2%

About the data and graphs

The unemployment rate represents the number unemployed as a percent of the labor force. As defined in the Current Population Survey, unemployed persons are persons aged 16 years and older who had no employment during the reference week, except for temporary illness, and had made specific efforts to find employment sometime during the 4-week period ending with the reference week. Persons who were waiting to be recalled to a job from which they had been laid off need not have been looking for work to be classified as unemployed. The data series chosen for IKE are not adjusted for seasonal variation.

Indicators of the Kansas Economy Initial Claims for Unemployment

Short-Term (2014 to 2015)

- Kansas initial claims down 1,353 (-14.8%)
- 6-State Region initial claims down 6,512 (-8.9%)
- U.S. initial claims down 124,011 (-10.4%)

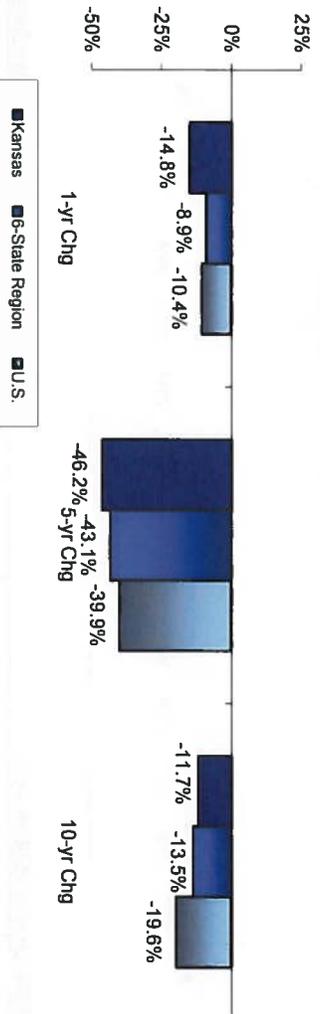
Long-Term (2005 to 2015)

- Kansas initial claims down 1,032 (-11.7%)
- 6-State Region initial claims down 10,469 (-13.5%)
- U.S. initial claims down 259,517 (-19.6%)

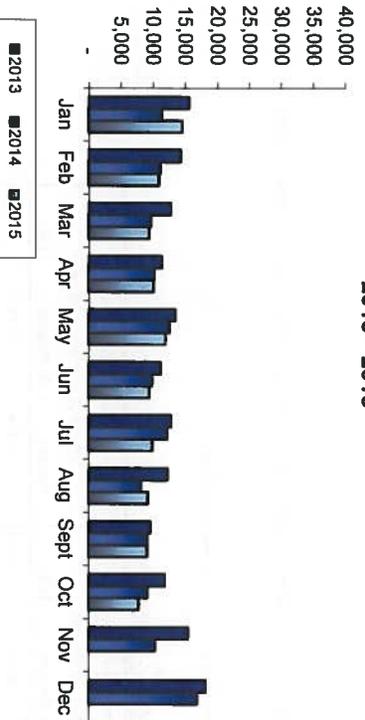
Initial Claims for Unemployment (all employees)

	Oct-15	Oct-14	Oct-10	Oct-05	1-yr Chg	5-yr Chg	10-yr Chg
Kansas	7,788	9,141	14,469	8,820	-14.8%	-46.2%	-11.7%
6-State Region	66,893	73,405	117,624	77,362	-8.9%	-43.1%	-13.5%
U.S.	1,063,090	1,187,101	1,767,996	1,322,607	-10.4%	-39.9%	-19.6%

Initial Claims for Unemployment Growth 1yr, 5yr, 10yr Change (based on Oct. figures)



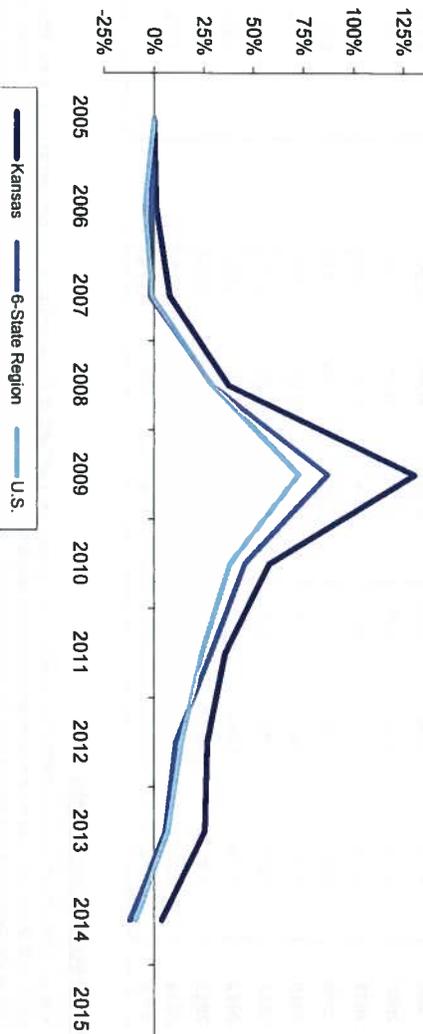
Initial Claims for Unemployment in Kansas 2013 - 2015



About the data and graphs

Initial claims for unemployment count the number of applications of workers who separated from their jobs and who wish to begin unemployment compensation or to extend the period of eligibility. The data are collected by the U.S. Department of Labor, Employment and Training Administration. The data produced by this agency are not seasonally adjusted. Initial claims for unemployment typically rise as the economy moves into recession and fall as the economy recovers. Initial claims for unemployment traditionally peak in the winter months of November, December, and January.

Initial Claims For Unemployment Growth Kansas, 6-State Region, U.S. 2005 - 2014 (based on annual average figures)



Source: 2015 monthly data

U.S. Department of Labor - Employment and Training Administration

<http://workforcesecurity.doleta.gov/unemploy/claimsum.asp>

Indicators of the Kansas Economy Private Industry Wage Levels

Short-Term (2014 to 2015)

- Kansas private industry wage level up \$1,762 (4.0%)
- 6-State Region private industry wage level up \$2,014 (4.6%)
- U.S. private industry wage level up \$3,616 (7.0%)

Long-Term (2005 to 2015)

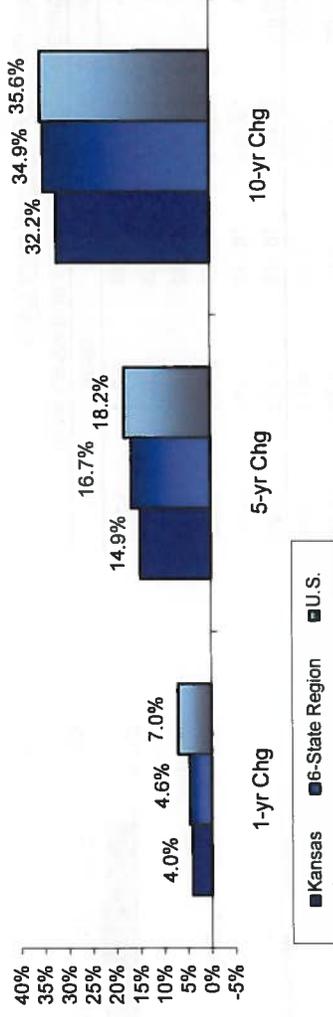
- Kansas private industry wage level up \$11,027 (32.2%)
- 6-State Region private industry wage level up \$11,914 (34.9%)
- U.S. private industry wage level up \$14,407 (35.6%)

Private Industry Wage Levels

(average annual wages, all employees, all private establishments)

	2015 (p)	2014	2010	2005	1-yr Chg	5-yr Chg	10-yr Chg
Kansas	\$ 45,292	\$ 43,530	\$ 39,431	\$ 34,265	4.0%	14.9%	32.2%
6-State Region	\$ 46,046	\$ 44,032	\$ 39,451	\$ 34,132	4.6%	16.7%	34.9%
U.S.	\$ 54,912	\$ 51,296	\$ 46,455	\$ 40,505	7.0%	18.2%	35.6%

Private Industry Wage Growth 1yr, 5yr, 10yr Change

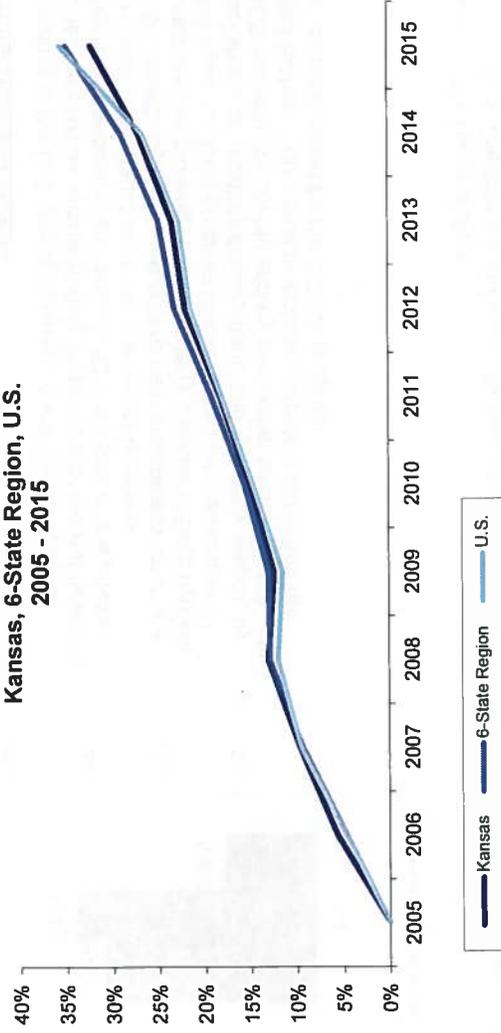


About the data and graphs

The Quarterly Census of Employment and Wages Program is a cooperative program involving the Bureau of Labor Statistics (BLS) of the U.S. Department of Labor and the State Employment Security Agencies (SESAs). The QCEW program produces a comprehensive tabulation of employment and wage information for workers covered by State unemployment insurance (UI) laws and Federal workers covered by the Unemployment Compensation for Federal Employees (UCFE) program. *Private Industry wage levels were calculated using QCEW program data. Wage levels were calculated as an average of all private industries and establishments.*

2015 data is based on 2015 Q1 weekly data.

Private Industry Wage Growth Kansas, 6-State Region, U.S. 2005 - 2015



Source: 2014 annual data, 2015 weekly data
U.S. Department of Labor - Bureau of Labor Statistics

<http://www.bls.gov/bis/employment.htm>

Indicators of the Kansas Economy Private Establishment Data

Short-Term (2014 to 2015)

- Kansas total establishments up 1,866 (2.3%)
- 6-State Region total establishments up 20,868 (3.0%)
- U.S. total establishments up 238,054 (2.6%)

Long-Term (2005 to 2015)

- Kansas total establishments up 4,696 (6.1%)
- 6-State Region total establishments up 87,112 (14.0%)
- U.S. total establishments up 1,029,511 (12.6%)

Private Establishment Data (total private establishments, all employee sizes)

	2015 (p)	2014	2010	2005	1-yr Chg	5-yr Chg	10-yr Chg
Kansas	81,382	79,516	81,318	76,686	2.3%	0.1%	6.1%
6-State Region	708,867	687,999	651,225	621,755	3.0%	8.9%	14.0%
U.S.	9,232,704	8,994,650	8,628,774	8,203,193	2.6%	7.0%	12.6%

Kansas Private Establishment Data (total private establishments, by employee size)

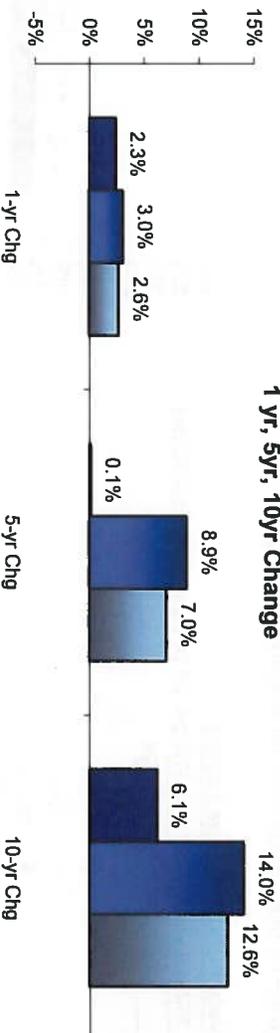
Year	1-9	10-49	50-99	100+
2010	62,480	15,283	2,031	1,524
2011	62,502	15,425	2,053	1,567
2012	58,837	15,682	2,147	1,595
2013	58,870	15,781	2,180	1,632
2014	59,598	16,042	2,194	1,682
2015 (p)	61,227	16,278	2,178	1,699
1-yr Chg	2.7%	1.5%	-0.7%	1.0%
5-yr Chg	-2.0%	6.5%	7.2%	11.5%

About the data and graphs

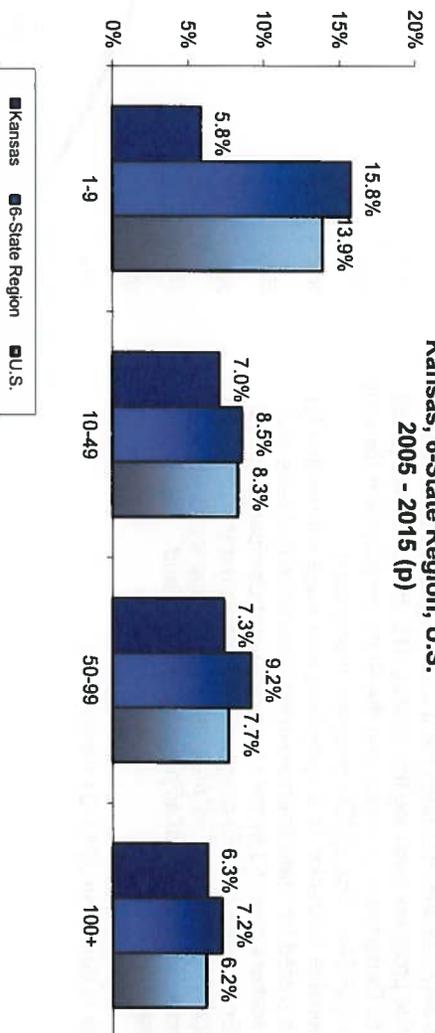
(p) - preliminary

According to the U.S. Small Business Administration, small businesses provide approximately 75 percent of the net new jobs added to the economy and employ 50.1 percent of the private work force. This data tracks the number of business establishments by employee size to help understand what size businesses are growing. The Quarterly Census of Employment and Wages (QCEW) program includes data on the number of establishments, monthly employment, and quarterly wages, by NAICS industry, by county and by ownership sector, for the entire United States. This variable includes private establishments only, as determined by the QCEW program.

Private Establishment Growth 1 yr, 5yr, 10yr Change



Private Establishment Growth by Employee Size Kansas, 6-State Region, U.S. 2005 - 2015 (p)



Source: 2015 annual data

U.S. Department of Labor - Bureau of Labor Statistics
Kansas Department of Labor - Labor Market Information

<http://www.bls.gov/blsememployment.htm>

Indicators of the Kansas Economy USDA Farm and Agriculture Data

October 29, 2015 – Agricultural Prices – U.S. – The September Prices Received Index for agricultural production is 98 percent of its 2011 base, down 3.9 percent from the August index and 8.4 percent lower than the September 2014 index.

Feed grain: The September index, at 63, declined 3.1 percent from last month but is 6.8 percent above a year ago. The corn price, at \$3.68 per bushel, remained unchanged from last month but is up 19 cents from September 2014. At \$7.36 per cwt, sorghum grain is 54 cents below August but is 83 cents higher than September a year earlier.

Food grain: At 69, the index for September is 1.5 percent higher than the previous month but is 16 percent below a year earlier. The September price for all wheat, at \$4.72 per bushel, is down 13 cents from August and is 99 cents below September 2014.

Oilseed: At 72, the index for September is down 7.7 percent from August and 17 percent lower than September 2014. The soybean price, at \$9.05 per bushel, decreased 66 cents from August and is \$1.85 below September a year earlier.

Other crop: The September index, at 90, is up 5.9 percent from the previous month but is 8.2 percent below September 2014. The all hay price, at \$145 per ton, is unchanged from August but is \$27.00 lower than September 2014. At 60.3 cents per pound, the price for upland cotton is up 2.3 cents from August but is down 8.6 cents from September 2014.

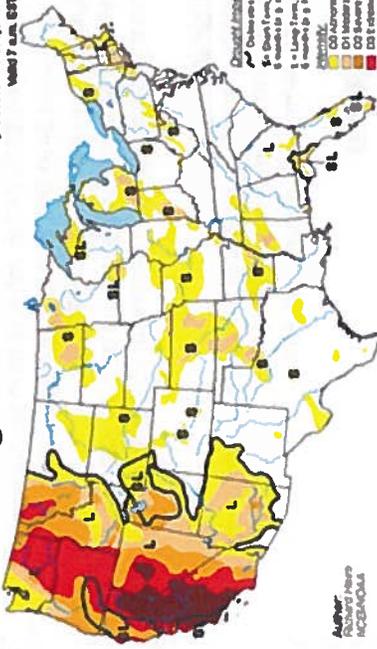
Livestock Production: The index for September, at 109, is 6.8 percent below the previous month and down 17 percent from September a year earlier. Compared with a year ago, prices are lower for milk, broilers, beef cattle, hogs, and calves and higher for market eggs and turkeys.

Meat animal: At 114, the September index is down 7.3 percent from the previous month and 15 percent lower than a year earlier. At \$54.50 per cwt, the September hog price declined \$4.50 from August and is \$21.20 lower than a year earlier. The September beef cattle price of \$139 per cwt is down \$9.00 from the previous month and \$18.00 lower than September 2014.

Dairy: The index for September, at 87, increased 4.8 percent from the previous month but is 32 percent lower than September a year earlier. The September all milk price of \$17.50 per cwt is 80 cents higher than August but is \$8.20 below September 2014.

U.S. Drought Monitor

November 17, 2015
Observed Thursday, Nov 19, 2015
Valid 7 a.m. CST



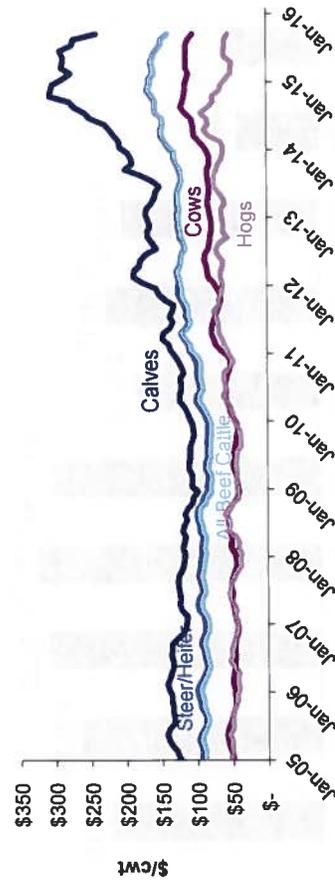
Drought Impact Tools
 - Click on a state to see its drought status.
 - Click on a county to see its drought status.
 - Click on a city to see its drought status.
 - Click on a zip code to see its drought status.
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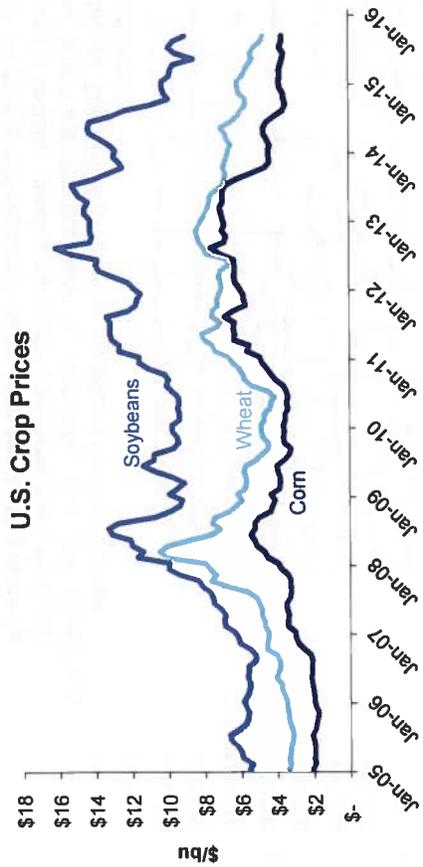


USDA
<http://droughtmonitor.unl.edu/>

U.S. Livestock Prices



U.S. Crop Prices



Source: 2015 monthly data
 United States Department of Agriculture - NASS
 National Drought Mitigation Center
<http://www.nass.usda.gov>
<http://droughtmonitor.unl.edu/>

Indicators of the Kansas Economy Kansas Farm Management Association Data

KFMA Average Net Farm Income by Region

Region	NW	NC	NE	SW	SC	SE	Avg. All Assn.
2013	\$ 48,966	\$ 137,633	\$ 160,350	\$ 105,061	\$ 151,464	\$ 162,281	\$ 140,356
2014	\$ 108,532	\$ 102,508	\$ 149,476	\$ 56,101	\$ 52,996	\$ 183,899	\$ 122,190
5-yr avg	\$ 243,068	\$ 122,802	\$ 155,547	\$ 99,684	\$ 121,552	\$ 156,876	\$ 149,114
10-yr avg	\$ 165,078	\$ 98,113	\$ 126,401	\$ 82,155	\$ 101,631	\$ 125,323	\$ 119,558

Short-Term (2014)

- 1,175 farms reported farm operation data to KFMA
- KFMA farms averaged \$613,243 in value of farm production
- KFMA farms averaged \$491,053 in total farm expense
- KFMA average net farm income was \$122,190
- SE region had the highest net farm income at \$183,899
- SC region had the lowest net farm income at \$52,996

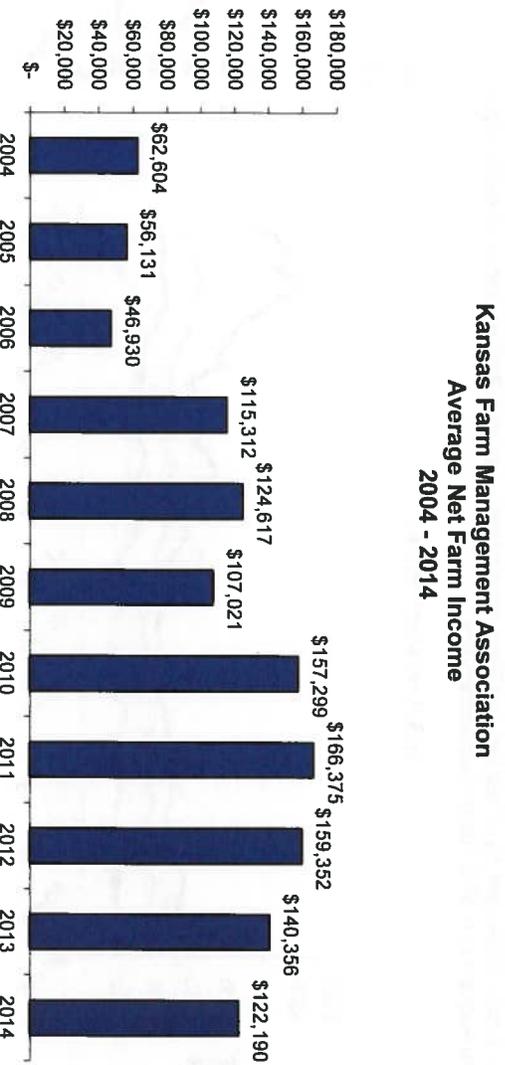
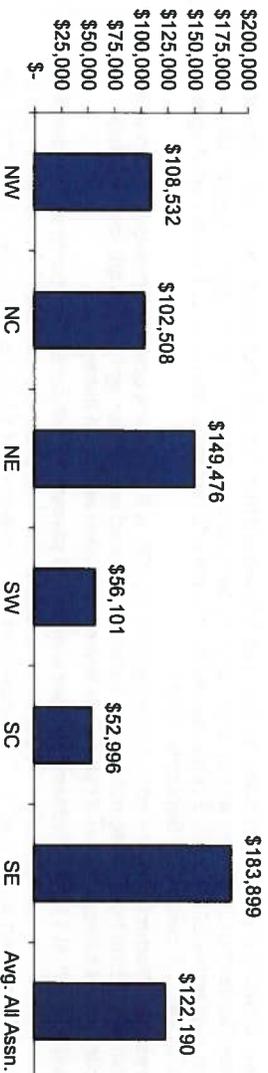
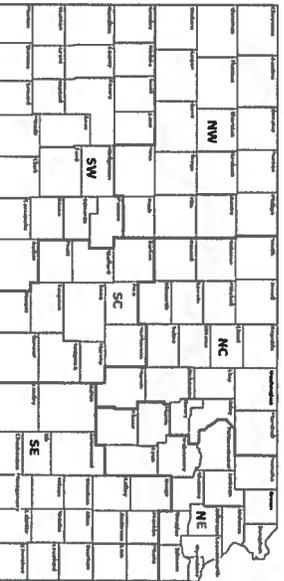
Long-Term (2004 to 2014)

- KFMA average net farm income varies widely from year to year
- 5-yr average net farm income was \$149,114
- 10-yr average net farm income was \$119,558

About the data and graphs

The Kansas Farm Management Association (KFMA) program is one of the largest publicly funded farm management programs in the U.S. With more than 80 years of experience serving producers, the Kansas Farm Management Association (KFMA) maintains a long term commitment to Kansas agriculture.

The goals of the KFMA program are to provide each member with information about business and family costs to improve farm business organization, farm business decisions, and farm profitability; and minimize risk. Through on-farm visits, whole-farm analysis, and other educational programs, Association Economists assist producers in developing sound farm accounting systems; improving decision making; comparing performance with similar farms; and integrating tax planning, marketing, and asset investment strategies. The KFMA program is organized into six regional associations.



Source: 2014 annual data
Kansas State University - Kansas Farm Management Association

www.agmanager.info/kfma

Indicators of the Kansas Economy Oil Production and Price

Short-Term (2014 to 2015)

- Kansas oil production down 371,626 bbl (-8.7%)
- Oil price down \$52.7 (-50.9%)

Long-Term (2005 to 2015)

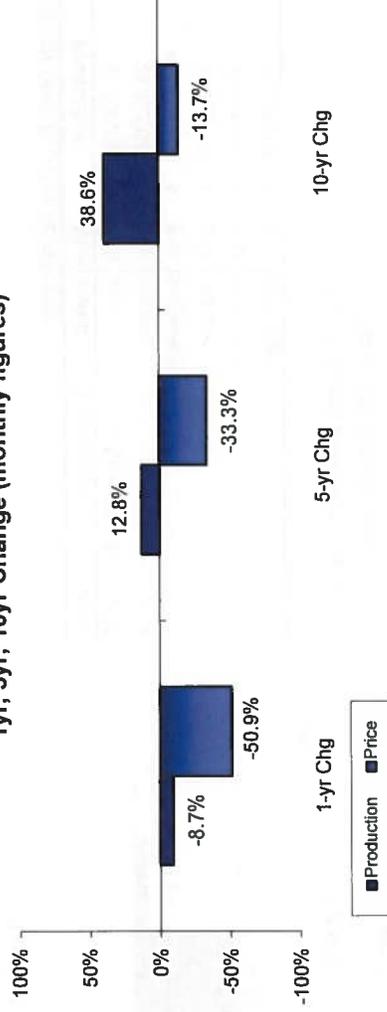
- Kansas oil production up 1,081,975 bbl (38.6%)
- Oil price down \$8.1 (-13.7%)

Oil Production* and Price

(most recent month of both production and price information)

	Jul-15	Jul-14	Jul-10	Jul-05	1-yr Chg	5-yr Chg	10-yr Chg
Production (bbl)	3,882,750	4,254,376	3,442,159	2,800,775	-8.7%	12.8%	38.6%
Price (\$/bbl)	\$ 50.90	\$ 103.59	\$ 76.32	\$ 58.99	-50.9%	-33.3%	-13.7%

Oil Production and Price Growth 1yr, 5yr, 10yr Change (monthly figures)



2015 Oil Production/Price

Month	Production*	Price	Month	Production*	Price
January	4,168,960	\$ 47.22	July	3,882,750	\$ 50.90
February	3,744,732	\$ 50.58	August		\$ 42.87
March	4,204,920	\$ 47.82	September		\$ 45.48
April	3,814,225	\$ 54.45	October		
May	3,792,135	\$ 59.27	November		
June	4,071,769	\$ 59.82	December		

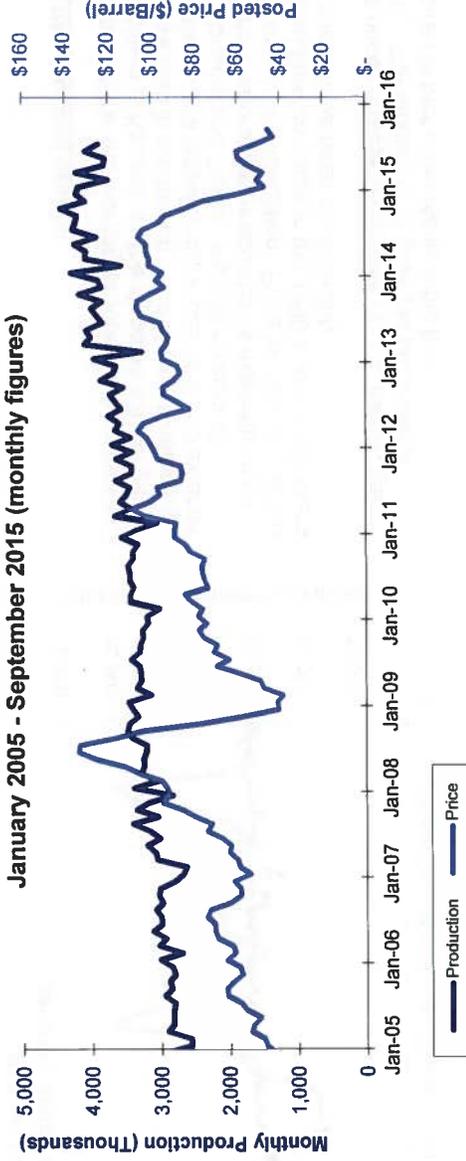
* Recent months production usually incomplete and revised upwards.

About the data and graphs

Since the 1990's, monthly production of oil has steadily declined in Kansas. Kansas has experienced a natural decline in oil production as it becomes increasingly difficult to extract oil over time. CO₂ sequestration and other oil recovery techniques show great promise in recovering a larger share of the known oil reserves in Kansas. The higher prices received for oil, along with new technology developments, have helped to stabilize oil production levels since 1999.

These prices represent the Cushing, OK WTI Spot Price FOB (\$/Barrel). The amount of oil produced is measured in bbl (barrels of oil).

Oil Production and Price January 2005 - September 2015 (monthly figures)



Source: 2015 monthly data

Kansas Geological Survey
Energy Information Administration

<http://www.kgs.ku.edu/PRS/petro/interactive.html>

<http://www.eia.doe.gov/>

Indicators of the Kansas Economy Natural Gas Production and Price

Short-Term (2014 to 2015)

- Kansas natural gas production down 1,126,587 mcf (-4.6%)
- Natural gas price down \$2.1 (-44.2%)

Long-Term (2005 to 2015)

- Kansas natural gas production down 8,855,096 mcf (-27.3%)
- Natural gas price down \$4.2 (-61.0%)

2015 Natural Gas Production/Price

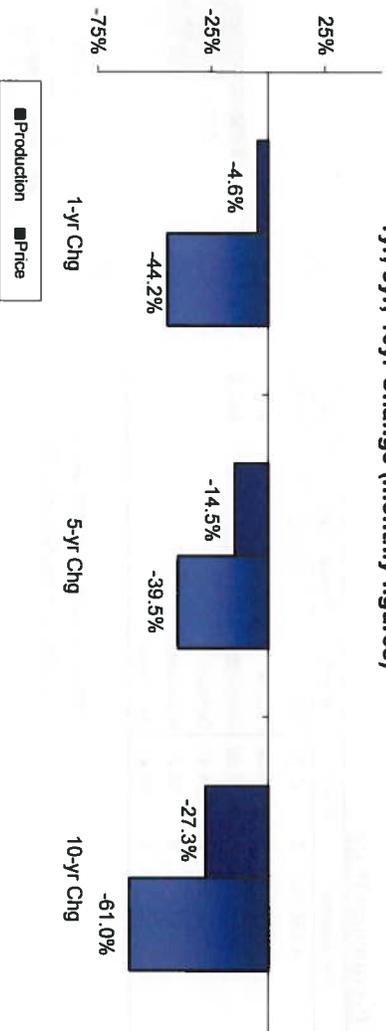
Month	Production*	Price	Month	Production*	Price
January	27,290,762	\$ 4.75	July	23,543,286	\$ 2.66
February	24,492,081	\$ 5.46	August		\$ 2.74
March	26,764,861	\$ 3.90	September		
April	23,350,978	\$ 2.59	October		
May	23,931,082	\$ 2.52	November		
June	23,078,614	\$ 2.56	December		

* Recent months production usually incomplete and revised upwards.

Natural Gas Production* and Price (most recent month of both production and price information)

	Jul-15	Jul-14	Jul-10	Jul-05	1-yr Chg	5-yr Chg	10-yr Chg
Production (mcf)	23,543,286	24,669,873	27,541,885	32,398,382	-4.6%	-14.5%	-27.3%
Price (\$/mcf)	\$ 2.66	\$ 4.77	\$ 4.40	\$ 6.82	-\$44.2%	-\$39.5%	-\$61.0%

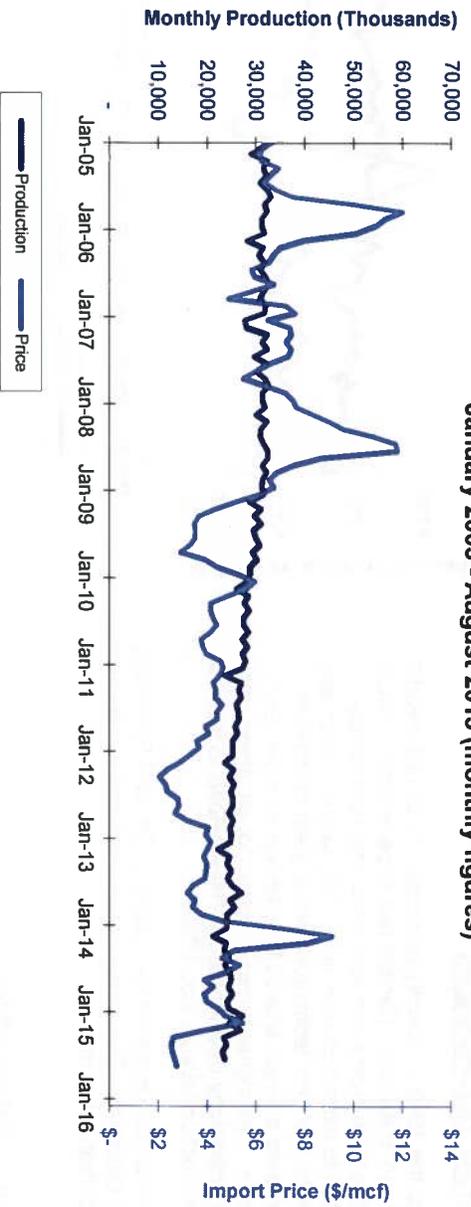
Natural Gas Production and Price Growth 1yr, 5yr, 10yr Change (monthly figures)



About the data and graphs

Since the 1990's, the monthly production of natural gas has declined in Kansas, as the Hugoton natural gas field has decreased in production. The Hugoton natural gas field is the state's largest natural gas field and extends into Oklahoma and Texas. As with Kansas oil production, natural gas production is experiencing a natural decline in production. Price for natural gas has remained fairly constant in the 1990's, and since March 1999 prices have risen considerably.

These prices represent the price of U.S. natural gas imports. The amount of natural gas produced is measured in Mcfs (thousand cubic feet).



Source: 2015 monthly data
Kansas Geological Survey
Energy Information Administration

<http://www.kgs.ku.edu/PRS/petro/interactive.html>
<http://www.eia.doe.gov/>

Indicators of the Kansas Economy

Summary of Commentary on Current Economic Conditions - Tenth District - Kansas City

October 14, 2015 - Tenth District - Kansas City - Economic activity in the Tenth District eased slightly since the prior Beige Book, although with mixed conditions across sectors. Consumer spending fell slightly overall, despite some pickup in auto sales. District manufacturing activity continued to decline, and transportation contacts noted a marked decrease in sales. Energy firms reported moderate declines in activity, and farm income remained subdued due to weak prices. On the positive side, District real estate activity increased modestly for both residential and commercial activity. Professional, high-tech, and wholesale trade firms reported moderate increases in sales, and bankers reported steady loan demand, deposit levels, and overall loan quality. Prices grew more slowly than in recent surveys, and eased in some sectors. Although wage pressures moderated somewhat, contacts in a few industries continued to report labor shortages for skilled and entry-level positions.

Consumer Spending - Consumer spending activity fell slightly, but activity remained higher than a year ago, with mixed expectations heading forward. Retail sales slowed further in August and early September but were higher than year-ago levels. Several retailers noted a drop in sales for luxury and home improvement products, although sales of lower-priced items were steady. Expectations for future sales slowed modestly but remained positive, and inventory levels were expected to be unchanged. Auto sales increased modestly and were higher than a year ago, although dealer contacts expected a slowdown in sales growth for the months ahead. Auto inventories increased from the previous month and were expected to remain stable. Restaurant sales declined sharply and were moderately below year-ago levels, with contacts expecting further declines in the months ahead. District tourism activity contracted further in August and early September, and was flat versus a year ago. Tourism contacts expected modest declines in activity for the upcoming months.

Manufacturing and Other Business Activity - Manufacturing activity declined at a similar pace as in previous months, while other business activity was mixed but generally more favorable. Both durable and nondurable goods production continued to decline, although some nondurable production such as plastics, chemicals, and food improved slightly. Durable goods production remained weak, particularly for metals and machinery products. Producers continued to cite weak oil and gas activity along with a strong dollar as key reasons for the sluggish activity. Manufacturers' capital spending plans remained weak, and producers' expectations for future activity dropped to their lowest levels since 2009. Professional, high-tech and wholesale trade firms reported moderate increases in activity, with sales well above year-ago levels and solid expectations for future months. Transportation contacts noted a marked decrease in sales from the previous survey, although many firms expected activity to rise steadily in the months ahead. Most service businesses reported fairly solid capital spending plans.

Real Estate and Construction - District real estate activity continued to increase at a modest pace in late August and September, and expectations remained positive for the months ahead. Residential real estate sales and home prices, led by strong gains in Colorado, rose moderately compared to the previous survey period, and inventories declined slightly. Sales of low- and medium-priced homes continued to outpace sales of higher-priced homes. Expectations for future residential sales were lower than the previous survey period but still slightly positive with many contacts citing seasonal factors as a reason for expected slower growth. Residential construction and related business activity slowed slightly since the last survey as housing starts and traffic of potential buyers declined but overall activity remained above year-ago levels. Commercial activity continued to expand at a modest pace in late August and September, and contacts expected this pace of growth to continue over the coming months.

Banking - Bankers reported steady overall loan demand, deposit levels and loan quality, compared to the results of the last survey. Respondents indicated a steady demand for commercial and industrial, commercial real estate, residential real estate and consumer installment loans. Demand for agricultural loans declined slightly. Most bankers indicated loan quality was unchanged compared to a year ago. In addition, a majority of respondents expected loan quality to remain essentially the same over the next six months. Credit standards remained largely unchanged in all major loan categories. Most respondents reported stable deposit levels.

Energy - Energy activity contracted moderately since the last survey period, and expectations for future activity fell sharply as the outlook for oil prices became more pessimistic. The number of active oil and gas drilling rigs fell marginally since the last survey period, particularly in Colorado. Sustained low oil prices tightened financing for several local producers, with many commenting that they will adjust activity to operate within cash flows or will put drilling on hold. Furthermore, most contacts expected future capital spending to decrease, with several expecting a large drop. Employment in the sector also declined and several respondents expected more layoffs in the coming months as they focus on cost and debt reduction. Natural gas prices were down slightly since the last survey period as cooler temperatures across the region eased demand for cooling.

Agriculture - Farm income expectations remained subdued as low crop prices persisted and livestock prices declined since the last survey period. With corn and soybean crops in good to excellent condition throughout most of the District, expectations of a large harvest kept prices near last year's level and slightly less than in the summer growing months. In addition to strong production expectations, sluggish export demand for agricultural products put further downward pressure on crop and livestock prices, as both fed and feeder cattle prices decreased significantly in September. An exception to the trend of weak prices is the cow-calf sector, where profits have remained strong. Weaker farm income and reduced cash flow also continued to drive demand for further short-term financing in the farm sector.

Wages and Prices - Both input and finished goods prices grew more slowly than in recent surveys and eased in some sectors. Wage pressures were also mostly lower even as contacts once again noted labor shortages in key skilled positions. Retail input and selling prices rose at a slightly slower pace as did construction final sales prices. Restaurant menu prices declined, and manufacturers' raw materials and finished goods prices continued to fall. Plant managers expected raw materials prices to increase, while their future selling prices were anticipated to decline. Transportation prices were steady, although contacts expected some input price increases. Retail wages rose at a slightly higher rate, while restaurants and transportation wages increased at a slower pace. Many respondents continued to report shortages in entry level positions, service workers, truck drivers, skilled technicians, and in information technology.

About the data - Each Federal Reserve Bank gathers anecdotal information on current economic conditions in its District through reports from Bank and Branch directors and interviews with key business contacts, economists, market experts, and other sources. This document summarizes comments received on business and other contacts outside the Federal Reserve and is not a commentary on the views of Federal Reserve officials. The Federal Reserve Bank of Kansas City covers the 10th District of the Federal Reserve, which includes Colorado, Kansas, Nebraska, Oklahoma, Wyoming, and portions of western Missouri and northern New Mexico.

Indicators of the Kansas Economy Kansas - Foreign Trade

Kansas: Exports, Jobs, and Foreign Investment - July 2015

Exports Support Jobs for American Workers

Total exports from Kansas helped contribute to the record-setting value of U.S. goods and services exports in 2014, which reached \$2.34 trillion. Nationally, U.S. jobs supported by exports reached an estimated 11.7 million in 2014, up 1.8 million since 2009. In 2014, goods exports from the state of Kansas supported nearly 71,000 jobs.

Exports Sustain Thousands of Kansas Businesses

A total of 3,322 companies exported from Kansas locations in 2013. Of those, 2,760 (83.1 percent) were small and medium-sized enterprises with fewer than 500 employees. Small and medium-sized firms generated nearly one-quarter (22.7 percent) of Kansas's total exports of merchandise in 2013.

Foreign Investment and Jobs in Kansas

In 2012, foreign-controlled companies employed 58,400 Kansas workers. Major sources of foreign investment in Kansas in 2012 included Canada, United Kingdom, Switzerland, and Germany. Foreign investment in Kansas was responsible for 5.2 percent of the state's total private-industry employment in 2012.

Kansas Depends on World Markets

Kansas's export shipments of merchandise in 2014 totaled \$12.0 billion. The state's largest market was Canada. Kansas posted merchandise exports of \$2.6 billion to Canada in 2014, representing 21.3 percent of the state's total merchandise exports. Canada was followed by Mexico (\$1.8 billion), China (\$1.2 billion), Japan (\$828 million), and Brazil (\$535 million). The state's largest merchandise export category was transportation equipment, which accounted for \$2.5 billion of Kansas's total merchandise exports in 2014. Other top merchandise exports were processed foods (\$2.2 billion); agricultural products (\$2.0 billion); machinery, except electrical (\$1.4 billion); and chemicals (\$1.1 billion).

Kansas's Metropolitan Exports

In 2014, merchandise exports from Kansas metropolitan areas included: Wichita (\$4.0 billion), Topeka (\$365 million), Lawrence (\$92 million) and Manhattan (\$63 million).

Free Trade Agreements

The United States currently has free trade agreements in force with 20 countries, which accounted for \$5.4 billion (45 percent) of Kansas's exports in 2014. Since 2004, exports from Kansas to these markets grew by 115 percent, with NAFTA, Australia, CAFTA-DR, Peru, and Korea showing the largest dollar growth during this period.

Office of Trade and Industry Information, International Trade Administration, U.S. Department of Commerce

Source: 2012 - 2014 annual data

<http://www.trade.gov/mas/ian/statereports/>

<http://www.census.gov/foreign-trade/statistics/state/data/ks.html>

Total U.S. Exports (Origin of Movement) via KANSAS - 2014

(millions of dollars)

Rank	Description	2014 Value	2014 % Share
	Total Kansas Exports and % Share of U.S. Total	\$ 12,046	0.7
	Total, Top 25 Commodities and % Share of State Total	7,224	60.0
1	CIVILIAN AIRCRAFT, ENGINES, AND PARTS	1,905	15.8
2	WHEAT AND MESLIN, NESOI	1,054	8.8
3	MEAT OF BOVINE ANIMALS, BONELESS, FRESH OR CH	714	5.9
4	SOYBEANS, NESOI	395	3.3
5	CORN (MAIZE), OTHER THAN SEED CORN	281	2.3
6	MEAT OF BOVINE ANIMALS, BONELESS, FROZEN	247	2.0
7	MEDICAMENTS NESOI, MEASURED DOSES, RETAIL PK	240	2.0
8	BREWING OR DISTILLING DRESS AND WASTE, WINT P	190	1.6
9	GRAIN SORGHUM, NESOI	177	1.5
10	DOG AND CAT FOOD, PUT UP FOR RETAIL SALE	174	1.4
11	GENERATING SETS, ELECTRIC, WIND-POWERED	170	1.4
12	ARPLANE & A/C UNLADEN WGT > 2000, NOV-5000	168	1.4
13	PASS VEH SPK-IG INT COM RCPR P ENG >1500 NOV	168	1.4
14	WHOLE HIDES & SKINS, OF A WT >16KG BOVINE/EQU	160	1.3
15	RADIO NAVIGATIONAL AID APPARATUS	158	1.3
16	MEAT OF SWINE, NESOI, FROZEN	123	1.0
17	BOV/EG HIDE/SKIN,FUL GRN,UNSP/LT,GRN SPL, WET	121	1.0
18	MECH FRONT- END SHOVEL LOADERS, SELF-PROPELLED	115	1.0
19	MEAT, BOVINE CUTS WITH BONE IN, FROZEN	112	0.9
20	MEAS & CHECKNG INSTRUMENT, APPLIANCES & MACH	108	0.9
21	NEW/PNUMAT RUB TIRE, CONST/INDUST VEH/MAC,RIM	101	0.8
22	ALUMINUM ALLOY RECT PLATES ETC, OVER .2 MM TH	97	0.8
23	LEAD-ACID BATTERIES OF A KIND USED FOR STG EN	90	0.7
24	WL HIDES&SKIN, WT/SK<=8KG DRD/10 DRY-SALT/16	81	0.7
25	TALLOW OF BOVINE ANIMALS, SHEEP OR GOATS, NES	76	0.6

* NESOI - Not Elsewhere Specified or Included

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LEAGUE OF KANSAS MUNICIPALITIES



LEAGUE NEWS



VOLUME 21 – NUMBER 1 – JANUARY 8, 2016

PUBLISHED BY THE LEAGUE OF KANSAS MUNICIPALITIES

Headlines (Click on the story title to go directly to that story)

- [1\) League Announces American Legal Publishing as its Codification Program Consultant](#)
- [2\) 2016 Legislative Session Begins Monday](#)
- [3\) Join City and County Officials for Local Government Day](#)
- [4\) Municipal Leadership Academy Renamed](#)
- [5\) Upcoming Hearings](#)

1) League Announces American Legal Publishing as its Codification Program Consultant

The League is excited to announce that American Legal Publishing (ALP) is now its Codification Program Consultant. As its consultant, ALP will assist the League in providing timely codifications with the options to regularly supplement and publish codes online. The League chose ALP over its competitors because of its outstanding 80-year history, excellent customer service, and ability to work with cities large and small. ALP currently works with 12 other state municipal leagues as a codification or folio consultant. We look forward to working with ALP and are excited for the changes it will bring to our codification program. To receive a code quote, please contact [Ray Bollhauer](#) at (800)445-5588 or contact [Nicole Proulx Aiken](#) at (785)354-9565 with any questions. For more information about ALP, [click here](#).

2) 2016 Legislative Session Begins Monday

The Kansas Legislature returns to Topeka on Monday, January 11, to begin work on the 2016 legislative session. The legislature will likely focus on balancing the state budget, which is currently in a deficit. Despite the concerns over the state budget, the League anticipates several bills affecting cities will be introduced this session. You can review our Statement of Municipal Policy (SMP) [here](#) to learn more about our legislative priorities.

To stay up-to-date on the legislative session watch for weekly League News and League alerts. You can also follow us on Twitter at @LeagueKSMunis or “like” our Facebook page. Contact any of the League’s [legislative team](#) if you have questions. In addition, please inform us if your city is pursuing legislation so we can assist you.

3) Join City and County Officials for Local Government Day

The League is proud to co-present Local Government Day with the Kansas Association of Counties on January 27, 2016. Don’t miss out on this opportunity to network with fellow city and county officials for an exciting and informative day! Contact your county (for KAC) officials and carpool together to Topeka and share local priorities with state officials. To see the full schedule of events and to register, [click here](#).

4) Municipal Leadership Academy Renamed

The League’s Municipal Leadership Academy has been renamed to the Municipal Training Institute (MTI), to reflect an increased emphasis on technical trainings, accreditation from professional continuing education programs, and more frequent use of state officials and other subject matter experts. The League is excited to announce the forming of an Education Committee made up of our membership’s various stakeholder groups. This committee will assist in topic and speaker/presenter selections, explore opportunities for offering innovative training through various technologies, and assess current offerings to identify opportunities to enhance them and ensure they are relevant.

The Municipal Training Institute will also incorporate new and innovative ways to present coursework. As a pilot project, the League will use “flipped classrooms” for a few trainings this year. Flipped classrooms are training models in which the typical lecture and homework portions of a course are reversed. Short, substantive video lectures will be made available to participants before the class session. The following in-class time will be devoted to case studies and in-depth topic discussions. Flipped classrooms will be held on Thursday evenings, from 6:00 – 8:00 p.m.

The 2016 schedule is posted [here](#), and watch for announcements via "Educational Opportunities" for registration information for all of the MTI courses as it becomes available.

5) Upcoming Hearings

Legislative Activities-January 11-15, 2016

Wednesday, January 13

Time	Committee	Location	Bill No.	Topic	Activity	
9:00	H, App	346-S		Joint meeting with Senate Ways and means Committee	Governor's Budget Report - Shawn Sullivan, Director of Budget	
	H, EE	582-N		Clean Power Plan Activities	Dr. Susan Mosier, Secretary, KDHE	Update
	S, WM	346-S		Joint meeting with House Appropriations	Governor's Budget Report - Shawn Sullivan, Director of Budget	
12:00	H, CLED	346-S		Joint meeting with Senate Committee on Commerce	"The Kansas and Regional Economies" - Jason P. Brown, PhD., Senior Economist, Federal Reserve Bank of Kansas City	Informational briefing
	S, Com	346-S		Joint meeting with House Committee on Commerce, Labor and Economic Development	"The Kansas and Regional Economies" - Jason P. Brown, PhD., Senior Economist, Federal Reserve Bank of Kansas City	Informational briefing
3:30	H, ANR	346-S			"Building for the Future" - Dr. John Floros, Dean of Agriculture, KSU	Presentation
	S, Ag	346-S			"Building for the Future" - Dr. John Floros, Dean of Agriculture, KSU	Presentation
	S, NR	346-S			"Building for the Future" - Dr. John Floros, Dean of Agriculture, KSU	Presentation

Thursday, January 14

Time	Committee	Location	Bill No.	Topic	Activity	
3:30	H, ANR	346-S			When the Well Runs Dry - A documentary about water in Kansas - Introduction by Julie Mulvihill, Kansas Humanities Council - A 30-minute film in which ranchers, farmers, and residents of small Kansas towns tell about water: the one resource upon which their lives and livelihoods most depend	
	H, Ju	112-N	<u>HB 2323</u>		Amending the Kansas Act Against Discrimination regarding sexual orientation and gender identity	Hearing
	H, Ju	112-N	<u>HB 2289</u>		DUI test refusal or failure; administrative hearing procedure	Hearing
	H, Ju	112-N	<u>HB 2323</u>		Amending the Kansas Act against discrimination regarding sexual orientation and gender identity	Hearing

H, Tax 582-N

Overview of State General Fund Receipts and Expenditures - Kansas Legislative Research Department Staff

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LEAGUE OF KANSAS MUNICIPALITIES



LEAGUE NEWS



VOLUME 21 – NUMBER 3 – JANUARY 22, 2016

PUBLISHED BY THE LEAGUE OF KANSAS MUNICIPALITIES

Headlines (Click on the story title to go directly to that story)

- [1\) Property Tax Lid Update](#)
 - [2\) House Tax Schedules Hearing on Property Tax Average Payment Plan](#)
 - [3\) Hearing Scheduled for Firearms Industry Nondiscrimination Act](#)
 - [4\) Local Government Day Quickly Approaching](#)
 - [5\) Upcoming Hearings](#)
-

1) Property Tax Lid Update

There was no action regarding the property tax cap on cities and counties this week. The bill introduced in the House repealing the lid is now available. Neither it, [HB 2493](#), nor the Senate bill moving the effective date up to this July and removing several exemptions, [SB 316](#), has been scheduled for hearings.

Several legislators will be hosting their first coffees or “eggs & issues” meetings back home this weekend. These are great opportunities for you to meet with your local representative and senator and express your concerns. At the same time, your citizens at those events are able to hear about the problems with implementing a tax lid. To assist you, we developed talking points you can download [here](#). Whenever possible, you should also share with them concerns specific to your city.

2) House Tax Schedules Hearing on Property Tax Average Payment Plan

House Tax will hold a hearing on Thursday, January 28, on [HB 2377](#) . This bill would permit counties to opt into a program allowing owners of qualified homesteads to enter into a property tax average payment plan. Property tax payments under this plan would be calculated by averaging the property tax levied against the homestead in the current year and the preceding four years. If the payment is less than the amount assessed, a lien would be created. An owner would be required to pay the lien plus interest if he/she dies, sells the homestead, no longer claims the property as a homestead, or chooses to no longer participate in the program. The League will provide neutral testimony with some concerns. These concerns include: (1) cities cannot opt into the program – they are dependent on the county’s decision; and (2) the five-year average may hurt budgets in the short term if a city loses a large business or other tax base. Please contact [Larry Baer](#) with any questions.

3) Hearing Scheduled for Firearms Industry Nondiscrimination Act

On Thursday, January 28th, the Senate Federal and State Affairs Committee will hold a hearing on [SB 331](#). If enacted, [SB 331](#) would make it unlawful to “refuse to provide any goods or services of any kind, to refrain from continuing an existing business relationship with or otherwise discriminate against a person or trade association solely because a person is engaged in the lawful commerce of firearms or ammunition products...” The League is concerned about [SB 331](#), because it creates a protected class based on a specific industry. While the League objects to any actions of a discriminatory nature, we also object to providing protection to one specific industry. Municipalities are already prohibited from regulating firearms dealers and there is concern that the language of this bill could further erode local control. For the above reasons, the League will oppose [SB 331](#).

4) Last Chance to Register for Local Government Day

The League is proud to co-present Local Government Day with the Kansas Association of Counties on January 27, 2016. Don’t miss out on this opportunity to network with fellow city and county officials for an exciting and informative day! Contact your county (for KAC) officials and carpool together to Topeka and share local priorities with state officials. To see the full schedule of events and to register, click [here](#).

5) Upcoming Hearings

[Top](#)

Legislative Activities-January 25-29, 2016

Monday, January 25

Time	Committee	Location	Bill No.	Topic	Activity
9:00	H, EE	582-N		Wind Energy Update - Kimberly Svaty, The Wind Coalition	Update
	H, EE	582-N		Oil and Gas Industry Update - Ed Cross, President, Kansas Independent Oil & Gas Association (KIOGA)	Update
1:30	H, EI	281-N	HB 2210	County commission boards; expansion of commissioners; special election	Hearing
	H, EI	281-N		Kris Kobach, Secretary of State	Presentation

Tuesday, January 26

Time	Committee	Location	Bill No.	Topic	Activity
8:30	S, Com	548-S		Update on Governor's Council on Economic Advisors by Stan Ahlerich, Kansas Department of Commerce	Presentation
9:30	S, CJJ	118-N	HB 2049	Amending penalty for first and second marijuana possession convictions; creating a program to research industrial hemp; authorizing hemp treatments for seizure disorders	Final action
	S, LG	159-S		Current bills in committee	Briefing
10:30	S, WM	548-S		FY2016 Appropriations	Informational hearing
3:30	H, ANR	346-S	HB 2479	Amendments to the Kansas noxious weed law	Hearing
	H, Tax	582-N	HB 2474	Extinguishing tax liens on personal property in certain circumstances	Hearing
	H, Tax	582-N	HB 2499	Authorizing public improvement districts to impose a retailers' sales tax within the district for certain purposes	Hearing

Wednesday, January 27

Time	Committee	Location	Bill No.	Topic	Activity
8:30	S, Com	548-S		Labor Market Overview by Justin McFarland, Kansas Department of Labor	Presentation
	S, NR	159-S		Kansas Water Authority, Gary Harshberger	Presentation
9:00	H, PB	152-S		Technical Bills	Informational hearing
9:30	S, AT	548-S	SB 332	Sales tax exemption for the Kansas DUI impact center, inc.	Informational hearing
10:30	S, WM	548-S		Possible continuation FY2016 Appropriations	Informational hearing
	S, WM	548-S		Legislative Post Audits, Scott Frank	Update
1:30	H, CJJ	152-S	HB 2451	Expanding mandatory reporters of child abuse	Hearing
3:30	H, ANR	346-S		Kansas Water Authority - Gary Harshberger; Chairman	Briefing
	H, Tax	582-N			

Matt Turkstra, Manager - Legislative Affairs
(Congress-House) at the National Federation of
Independent Business

Informational
briefing

Thursday, January 28

Time	Committee	Location	Bill No.	Topic	Activity
9:00	H, FSA	346-S	<u>SB 224</u>	Emergency medical services board authority to impose fines, investigate and issue subpoenas	Hearing
	H, UT	582-N		Steve Dorf, Kansas Fiber Network	Guest speaker
10:30	S, FSA	114-S	<u>SB 331</u>	Kansas firearms industry nondiscrimination act	Hearing
1:30	H, GGB	218-N		Review of Legislative Post Audit - Kansas Public Employees Retirement System: Evaluating controls to Detect and Prevent Fraud and Abuse	Informational briefing
	H, GGB	218-N		Review of Legislative Post Audit - Kansas Public Employees Retirement System: Financial Audit of Fiscal Year 2015	Informational briefing
3:30	H, Tax	582-N	<u>HB 2377</u>	Providing for a property tax averaging payment plan and a property tax installment payment plan	Hearing

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LEAGUE OF KANSAS MUNICIPALITIES



LEAGUE NEWS



VOLUME 21 – NUMBER 2 – JANUARY 15, 2016

PUBLISHED BY THE LEAGUE OF KANSAS MUNICIPALITIES

Headlines (Click on the story title to go directly to that story)

- [1\) Governor Supports Property Tax Lid in State of the State](#)
- [2\) State Budget Update](#)
- [3\) Hearing to be Held on Bill Concerning Firearms in Public Buildings](#)
- [4\) Local Government Day Quickly Approaching](#)
- [5\) Upcoming Hearings](#)

1) Governor Supports Property Tax Lid in State of the State

The property tax cap on cities and counties is the top legislative priority for the League. Judging by comments and activity this first week, it will be a priority for the legislature, as well. Sen. LaTurner, author of last year's amendment that created the cap, has introduced [SB 316](#). This legislation moves the effective date of the cap from January 2018, to July 1 of this year. The bill, which is supported by the Kansas Association of Realtors, Americans for Prosperity, and others, also proposes removal of several exemptions that were allowed in the law. Governor Brownback also weighed in on the issue in his State of the State address, saying, "I would welcome legislation that strengthens the property tax lid by closing the existing loopholes and puts it in place sooner."

The League, the Kansas Association of Counties, and other groups will be seeking a repeal of the property tax lid. Yesterday, Rep. Don Hineman introduced a repeal bill in the House Taxation Committee. Please continue reaching out to your state

representatives and senators, and also be visiting with your local citizens and businesses about the implications of imposing a tax lid on local governments.

2) State Budget Update

Wednesday morning, Governor Brownback provided his budget proposal to the legislature. The proposal may be accessed online [here](#).

League staff conducted a quick review of the more than 800-page proposal to determine its impact on local governments. So far we have not noted any adverse treatment of local government. We will continue reviewing the Budget Report and update you if anything of an adverse nature is found.

3) Hearing to be Held on Bill Concerning Firearms in Public Buildings

On Wednesday, January 20, the House Federal and State Affairs Committee will hold a hearing on [HB 2440](#). Under current law, cities must provide adequate security to an entire public building to prevent the conceal carry of firearms in any portion of that building. [HB 2440](#) would allow cities to make it unlawful to carry concealed firearms in certain areas of a public building as long as adequate security exists in those areas. For example, cities could allow the conceal carry of firearms in city hall, but prohibit them in council chambers as long as adequate security for the council chambers exists. The League is testifying in support of this bill. If you have any questions or would like to provide testimony concerning [HB 2440](#), please contact [Eric Smith](#).

4) Local Government Day Quickly Approaching

The League is proud to co-present Local Government Day with the Kansas Association of Counties on January 27, 2016. Don't miss out on this opportunity to network with fellow city and county officials for an exciting and informative day! Contact your county (for KAC) officials and carpool together to Topeka and share local priorities with state officials. To see the full schedule of events and to register, click [here](#).

5) Upcoming Hearings

[Top](#)

Legislative Activities-January 18-22, 2016

Tuesday, January 19

Time	Committee	Location	Bill No.	Topic	Activity
9:30	S, LG	159-S		Current bills in committee	Briefing
1:30	H, LG	281-N	<u>HB 2438</u>	Fire districts; city territory adjoining a fire district to be added	Hearing
3:30	H, Ju	112-N	<u>SB 133</u>	Possession or consumption of alcoholic beverage by minor; immunity from criminal prosecution for minor seeking medical assistance	Hearing
	H, Tax	582-N		Interim Report from the Special Committee on Taxation	Briefing

Wednesday, January 20

Time	Committee	Location	Bill No.	Topic	Activity
8:30	S, Com	548-S		Update on Revenue Receipts and the Kansas Economy by Secretary Nick Jordan, Kansas Department of Revenue	Update
	S, Tr	546-S		Agency Update: Mike King, Department of Transportation	Update
9:00	H, EE	582-N		Update of Seismicity, Rex Buchanan, Interim Director, Kansas Geological Survey; Ryan Hoffman, Director-Conservation Division, Kansas Corporation Division	Update
	H, FSA	346-S	<u>HB 2440</u>	Personal and family protection act; regulating concealed carry in portions of public buildings	Hearing
	H, PB	152-S		Update on \$1.5 Billion Pension Obligation Bonds	Informational briefing
9:30	S, CJJ	118-N	<u>HB 2049</u>	Amending penalty for first and second marijuana possession convictions; creating a program to research industrial hemp; authorizing hemp treatments for seizure disorders	Hearing (proponents)
10:30	S, Ju	346-S	<u>SB 22</u>	Municipal court; notice of expungement of certain records and notice of disposition of appeals	Hearing
	S, WM	548-S		Special Revenue Funds, Legislative Research Staff	Update
	S, WM	548-S		Consensus Revenue Estimate Update, Chris Courtwright, J G Scott, Legislative Research Department	Update
1:30	H, CLED	346-S		Unmanned Aerial Vehicle Industry in Kansas, John Ferguson, CEO, SkyNet UAV's; Mike King, Secretary of Transportation	Presentation
	H, EI	281-N		Review of 2015 House Elections legislation	Briefing
	H, Tr	582-N		Department of Transportation by Secretary Mike King	Update
	S, Ut	548-S		State of the Oil and Gas Industry, Ed Cross, Kansas Independent Oil and Gas Association	Presentation
3:30	H, ANR	346-S		New Federal Regulations regarding Agricultural Use of Drones	Briefing
	H, Tax	582-N		Update on Revenue Receipts and the Kansas Economy by Secretary Nick Jordan, Kansas Department of Revenue	Informational briefing

Thursday, January 21

Time	Committee	Location	Bill No.	Topic	Activity
8:30	S, Com	548-S			Presentation

				Labor Market Overview by Justin McFarland, Kansas Department of Labor	
9:30	S, CJJ	118-N	<u>HB 2049</u>	Amending penalty for first and second marijuana possession convictions; creating a program to research industrial hemp; authorizing hemp treatments for seizure disorders	Hearing (opponents)
1:30	H, LG	281-N		2015 Local Government legislation	Briefing
3:30	H, Ju	112-N	<u>HB 2466</u>	Prohibiting the adoption of sanctuary ordinances and resolutions by municipalities	Hearing

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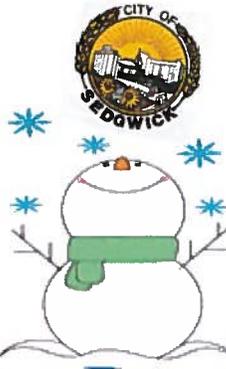
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P1 / 2016 New Year Review - City Hall Calendar
 -Online Bill Pay
 -Ice...NOT Nice!
 -Dog & Cat Tags



P2/ Ice & Snow
 -License Your Dog & Cat
 -Trash/Recycle Reminders
 -Lights Out!!
 -Building Permits

Sedgwick Scanner

2016 New Year Edition

City Hall Calendar

*City Council meets every 1st and 3rd Monday of the month at 7:30 PM unless the date falls on a Holiday.
 ** Public is always welcome to attend.

*2016 City Hall Holiday closings

Friday, Jan. 1, New Years Day
 Monday, Feb. 15, Presidents' Day
 Monday, May 30, Memorial Day
 Monday, July 4, Independence Day
 Monday, Sept. 5, Labor Day
 Thursday, Nov. 24 & Friday, Nov. 25, Thanksgiving Day
 Friday, Dec. 23 & Monday, Dec. 26, Christmas

IN SEARCH OF: Residents who are interested in serving their community by volunteering for the Fire Department or Ambulance Department.

Gain lifetime experience and the fulfillment of helping others. Education opportunities are available. Contact the Director of Emergency Services, Tom Richardson for more information, call 772-5700.



NEW WAYS TO PAY!!

The city contracted with PSN-Payment Service Network, to provide electronic payment and give you the ability to view your City of Sedgwick utility bill. PSN is a Madison, Wisconsin company which has achieved a level 1 certification by the credit card industry. They specialize in providing services to municipalities and utility companies. All PSN services are performed in the United States.

Now you can make a payment or set up Auto-Pay for the amount of your bill or a fixed amount. The payment posts the day you make it or you can specify what day of the month you want it paid.



Visit the City's website:
www.cityofsedgwick.org



New Ways to Pay & View Your City of Sedgwick Utility Bill

It's easy, fast and secure!
GET IT FIRST
 Make an online payment or view your bill at www.cityofsedgwick.org
 Auto-Pay your bill and we'll bill you on the day you want it paid.
 Please visit www.cityofsedgwick.org for more information.

Pay or View Go to www.cityofsedgwick.org
BILL ONLINE Click on the "Pay or View" link and you will go to our payment processor's website. You will be able to view your bill and make your payment. You can also view your bill online.

Pay with your smartphone! Download "PSN Payments" from the App Store or Google Play. Payment online before using the app.

Viewing your bill and payment due is FREE!
 This fee for utility bill viewing and payment will be covered by the City of Sedgwick.
 We assure Payment Service Network to provide excellent customer service. This app is available on the App Store and Google Play. Payment Service Network is a member of the Payment Service Network (PSN) and is a member of the Payment Service Network (PSN). All PSN services are performed in the United States.



Ice & Snow ❄️

For the safety of all, Council adopted, **Ordinance #823** stating that all snow and ice must be removed from sidewalks on Commercial from 4th to 6th & on 5th Street from Washington to Franklin within 12 hours after the snow and ice stops falling.

We encourage everyone to clear your sidewalks to keep our friends and family members safe!



LICENSE YOUR DOG & CAT

In Sedgwick, Dogs & Cats older than 6 months of age are required to be registered and tagged with the city. Registration must be completed by 5pm, January 29th to avoid a late charge.



What you need to register- A current copy of your pets rabies vaccination.

Cost of tags-\$5 for spayed/neutered, \$15 for unaltered pets.

**A \$5 late charge will be assessed to licenses purchased after January 29, 2016.

If you have a pet that was licensed last year and is deceased or no longer lives with you, please notify City Hall.

Trash/Recycle Cart Reminders

Trash is picked up every Thursday, unless that day falls on a holiday.

Recycling schedule is included in this mailing. Please note the dates of pickup.

**Trash/Recycle carts are to be at the curb by 6am the morning of pickup. There will be no call backs. Carts should be put away by 6pm the day of pickup.

**Please leave a 3 foot distance between your trash cart and any other object, including recycling carts, due to automated pickup service.

If you find your trash cart is too small or is too big you can request a different size but \$25 will be charged to your account for this service.

LIGHTS OUT!!

If you have a street light that is not working, please call City Hall to report it. When reporting the outage, make note of the number that is located on the light pole as pictured below.



This number was placed on light poles by Westar. It helps them to track locations and repairs.

Building Permits

Before you begin a building project, check with City Hall to see if a permit is required. The city staff will assist you in whether a permit is required, filling out the permits and the costs.



Volunteers are a crucial part of the success of a community.

The following commissions are needing volunteers:

Tree Board, Library Board, Historical Society

Applications at City Hall or call us at 772-5151

The City of Sedgwick Governing Body, City Staff, Maintenance, Police Department & Fire/EMS wish you a healthy, happy 2016!!

Jaci Reimer

From: WAMPO <tthomas@wichita.gov>
Sent: Friday, January 22, 2016 3:30 PM
To: administrator@cityofsedgwick.org
Subject: Newsletter Update

The WAMPO Organizational Development Plan is now available for review



January 22, 2016

Important update regarding the FAST Act figures:

Please note that some of the figures in the FAST Act article in our most recent addition of the WAMPO On The Go Newsletter were reflective of early reports of the new transportation bill, which can be found by clicking [here](#).

The original source showed highway spending to be \$205 billion. More current information shows this spending to be closer to \$226 billion. To review the FAST Act overview from the Federal Highway Administration please click [here](#).

Sincerely,

WAMPO Staff

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Obama signs \$305B highway bill



By Keith Laing - 12/04/15 05:05 PM EST

President Obama signed into a law a five-year, \$305 billion highway bill on Friday, with just hours to spare before the scheduled expiration of the nation's road and transit spending.

Funding had been set to expire at midnight.

The new law, paid for with gas tax revenue and a package of \$70 billion in offsets from other areas of the federal budget, calls for spending approximately \$205 billion on highways and \$48 billion on transit projects over the next five years. It also reauthorizes the controversial Export-Import Bank's expired charter until 2019.

The measure is the first long-term national transportation spending package in a decade. It follows a string of temporary patches that began before Obama entered office.

Ending the pattern of short stopgap funding fixes has been a priority this year for both the Obama administration and Republican leaders in Congress.

Obama has railed against short-term patches, and he noted Friday that the highway bill that he received from lawmakers fell short of a six-year, \$478 billion proposal he sent to Congress earlier this year.

"This bill is not perfect, but it is a commonsense compromise, and an important first step in the right direction," Obama said in a statement ahead of the bill signing on Friday.

"I look forward to signing this bill right away, so that we can put Americans to work rebuilding our crumbling roads, bridges, and transit systems, reauthorize the Export-Import Bank that helps our companies compete around the world, and give local and state governments and employers the certainty they need to invest and hire for the long term," he continued.

Congress has not passed a transportation funding bill that lasts longer than two years since 2005, much to the chagrin of infrastructure advocates in Washington.

Obama proposal relied largely on revenue from taxing corporate profits that are stored overseas to supplement gas tax revenue to pay for transportation projects. Lawmakers largely ignored the administration's plan, turning instead to other areas of the federal budget to pay for the measure they sent to Obama this week.

The new law, dubbed the Fixing America's Surface Transportation Act, or the FAST Act, formally reauthorizes the collection of the 18.4 cents per gallon gas tax that is typically used to pay for transportation projects, and also includes \$70 billion in "pay-fors" to close a \$16 billion deficit in annual transportation funding that has developed as U.S. cars have become more fuel-efficient.

The gas tax has been the traditional source for transportation funding since its inception in the 1930s, but lawmakers have resisted increasing the amount that drivers pay. The federal government typically spends about \$50 billion per year on transportation projects; the gas tax only brings in \$34 billion annually.

Congress has been struggling for years to come up with a way to pay for a long-term transportation funding extension without raising the gas tax. The offsets in the agreement that was announced on Tuesday include changes to custom fees and passport rules for applicants who have delinquent taxes.

Additional mechanisms include contracting out some tax collection services to private companies — over the objection of unions that represent federal IRS workers — and tapping dividends from the Federal Reserve Bank.

Obama said he will keep pushing Congress to come up with more sustainable way to pay for transportation projects than the patchwork of funding mechanisms lawmakers turned to pay for the measure he signed into law on Friday.

"As we applaud the kind of bipartisan compromise that was reached last night, we should also recognize that we still have work to do," he said.

"Congress should pass a bill like the GROW AMERICA Act I've proposed in the past, one that supports even more jobs and invests even more in our roads and highways than the bill passed last night so we can meet our country's infrastructure needs," Obama concluded.

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Fixing America's Surface Transportation (FAST) Act

Key Highway Provisions



U.S. Department
of Transportation
**Federal Highway
Administration**

FAST Act

- Signed by President Obama on December 4, 2015
- First long-term authorization act in a decade
- Result of bipartisan cooperation and compromise
- Provides 5 years of funding certainty for infrastructure planning and investment
- Authorizes \$305 B (all modes) over FY 2016-2020
- \$70 B in transfers to keep the Highway Trust Fund solvent; fully “paid for” (offset) by unrelated savings

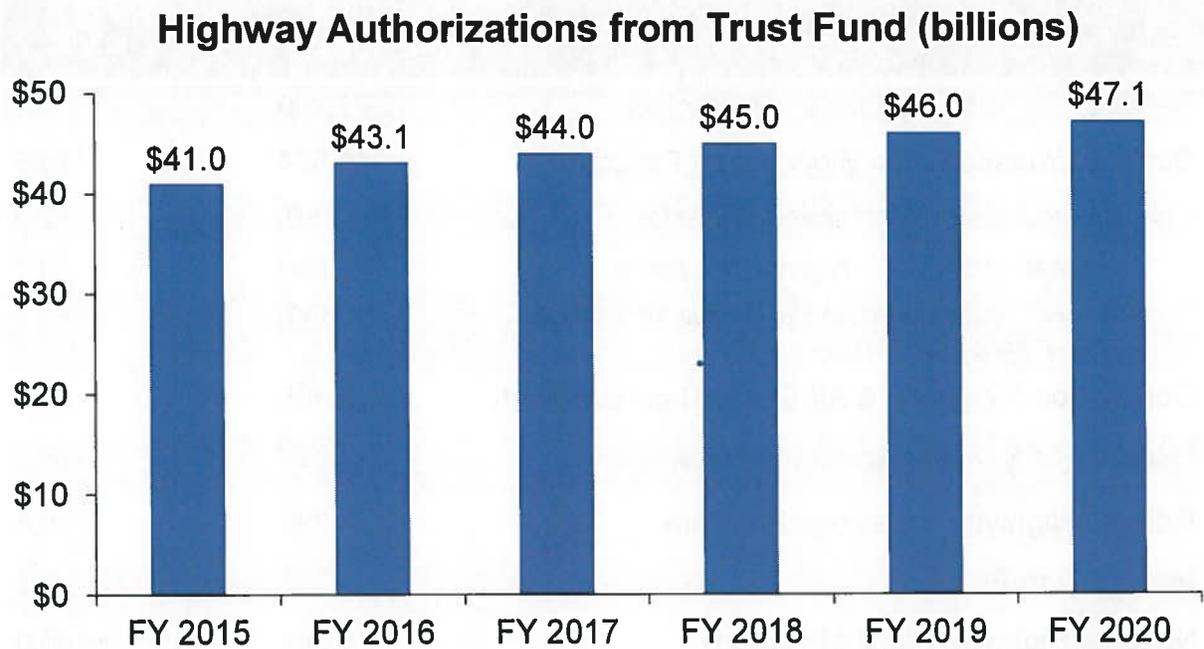
\$305 B (all modes) over FY2016-2020

Program	5-Year Funding (billions)
Federal Highway Administration	\$ 226.3
Federal Transit Administration	61.1
Federal Motor Carrier Safety Administration	3.2
Pipeline and Hazardous Materials Administration	0.4
National Highway Traffic Safety Administration	4.7
Federal Railroad Administration	10.3
Total	305.0

Key Highway Facts

- \$226.3 B for highways over five years (FY 2016-2020)
 - \$225.2 B in contract authority
 - \$1.1 B from the General Fund
- Builds on the program structure and reforms of MAP-21
- Continued focus on accelerating project delivery
- Adds a new freight formula and expands freight network
- Adds a new discretionary program for nationally significant freight and highway projects
- Provides a new tribal self-governance option

Highway contract authority grows each year

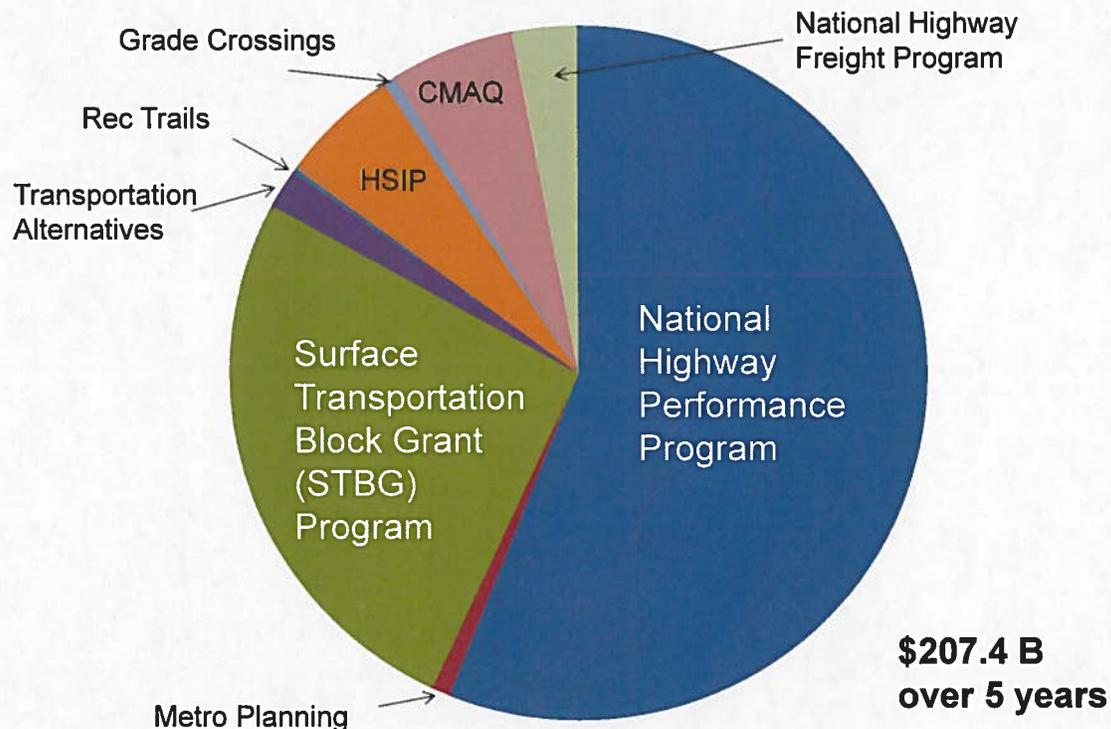


APPORTIONED
PROGRAMS

Growth Varies by Program

Program	Avg. Annual Funding (millions)	Change from FY 2015
National Highway Performance Program	\$ 23,280	+6.3%
Surface Transportation <u>Block Grant</u> Program	11,654	+15.6
<i>Transportation Alternatives Set-aside</i>	[760]	+3.3
<i>Recreational Trails Program Set-aside</i>	[84]	0.0
<i>Surface Transportation Block Grant Program (net of TA & Rec Trails)</i>	[10,809]	+7.3
Congestion Mitigation & Air Quality Improvement	2,405	+6.1
Highway Safety Improvement Program	2,317	+5.7
Railway-Highway Crossings Program	235	+6.8
Metropolitan Planning	343	+9.5
National Highway Freight Program	1,249	NEW +100.0

92% of Highway Funds Are Apportioned



Changes to NHPP and STP

Prgm	Changes
NHPP	<ul style="list-style-type: none"> TIFIA costs and V2I communication equipment now eligible Bridge resurfacing/preservation/reconstruction on <u>non-NHS</u> Federal-aid highways now eligible
STP	<ul style="list-style-type: none"> Renamed: Surface Transportation <u>Block Grant</u> Program (STBG) Eligibilities restated with none eliminated; new eligibilities for TIFIA costs, State P3 office, V2I communication equipment In border States, up to 5% for infrastructure projects eligible under the SAFETEA-LU border program More suballocation: +1%/year up to 55% (vs. 50% today) Set-asides for Transportation Alternatives and Recreational Trails (see next slide)

Changes to TAP, CMAQ, and HSIP

Prgm	Changes
"TAP"	<ul style="list-style-type: none"> Same program, but no longer called TAP; no name specified All funds set aside from STBG (vs. from all formula programs today) Nonprofits responsible for local transportation safety programs may be project sponsors
CMAQ	<ul style="list-style-type: none"> V2I communication equipment eligible Port-related equipment & vehicles eligible under PM2.5 set-aside Exception from PM2.5 set-aside for low population density States (under certain conditions)
HSIP	<ul style="list-style-type: none"> Only listed project types eligible—mostly infrastructure-related Adds eligibility for V2I communication equipment and certain pedestrian safety improvements State need not collect certain data on unpaved roads (but can't use HSIP funds on those roads until it collects the data)

FREIGHT

National Highway Freight Program | **NEW**

- \$1.2 B / year (average), apportioned to States by formula
- Eligible activities include construction, operational improvements, freight planning and performance measures
- Highway focus, but $\leq 10\%$ for rail/port/intermodal projects
- No State freight plan, no freight formula \$ (beginning FY 2018)
- Federal share is determined under 23 USC 120
- Repeals special Federal share for freight projects

Natl. Significant Freight & Hwy. Projects | **NEW**

- \$900 M/year (average) for competitive grants or TIFIA loans for projects >\$100 M (reduced for States w/ small programs)
- Eligible activities:
 - Highway freight projects on National Highway Freight Network
 - NHS highway/bridge projects, projects in National Scenic Areas
 - Freight rail/intermodal/port projects (\leq \$500 M over 5-year period)
 - Rail-highway grade crossing or grade separation projects
- States, large MPOs, Tribes, localities, and FLMAs may apply
- OST selects projects; Congress has 60 days to disapprove
- Set-asides for rural areas and projects below cost threshold

Other Freight Provisions

- Freight policy goals and multi-modal national freight strategic plan
- State freight plans (required) & advisory committees (encouraged)
- National multimodal freight network
- National Highway Freight Network, to include:
 - Primary Highway Freight System (PHFS); initially 41K miles
 - Critical rural freight corridors identified by States
 - Critical urban freight corridors with State-MPO consultation
 - Portions of Interstate System not included in the PHFS
- Highway network re-designated every 5 years (w/up to 3% growth)

FEDERAL LANDS & TRIBAL

Federal Lands & Tribal Programs

Program	Average Annual Funding (millions)	Change from FY 2015
Federal Lands Transportation Program	\$ 355	+18.3%
<i>National Park Service</i>	[284]	
<i>Fish & Wildlife Service</i>	[30]	
<i>Forest Service NEW</i>	[17]	
<i>Remainder (competitive)</i>	[24]	
Federal Lands Access Program	260	+4.0
Tribal Transportation Program	485	+7.8
Nationally Significant Federal Lands and Tribal Projects (General Fund) NEW	100	+100

Federal/Tribal Lands Program Changes

- Tribal Transportation Program
 - Less funding for BIA/FHWA oversight; more funding for tribal bridges
 - New annual reporting by Tribes
- Federal Lands Transportation Program
 - New partners: Bureau of Reclamation and other independent agencies
 - Dedicated funds for Park Service, Fish & Wildlife, Forest Service **NEW**
- Emergency Relief
 - Clarified eligibility for debris removal on ERFO-eligible facilities
 - Access program facilities no longer eligible for 100% Federal share
- Nationally Significant Federal Lands & Tribal Projects | **NEW**
 - Discretionary grants for large Federal and tribal lands projects
 - All funds subject to appropriation

Tribal Self-Governance Program | **NEW**

- More responsibility and flexibility for participating Tribes
 - Tribe assumes responsibility for use of highway/transit funding
 - Tribe receives significant flexibility in use of funds
 - Funding must be used for the authorized purpose
- To participate, Tribe must demonstrate three FYs of financial stability and capability in financial and program management
- DOT and Tribal relationship/terms specified in multi-year compact
- Under annual agreement, Tribe plans, consolidates, and receives—
 - Full Tribal share funding
 - Tribal transit formula funding
 - Discretionary/competitive grant funding administered by DOT
- DOT to initiate negotiated rule within 90 days; NPRM in 21 months

RESEARCH, DEVELOPMENT, TECHNOLOGY & EDUCATION

RDT&E Funding

Program	Avg. Annual Funding (millions)	Change from FY 2015
Highway R&D	\$ 125.0*	+8.7%
Alternative Funding Demonstration Grants	[19.0]	
Future Interstate Study	[1.0]	
Performance Management Data Support	[up to 10.0]	
Technology & Innovation Deployment Program	67.4*	+7.8
Accelerated Implementation of Pavement Tech.	[12.0]	
Training & Education	24.0	0.0
Intelligent Transportation Systems Research	100.0*	0.0
University Transportation Centers	75.5	+4.1
Bureau of Transportation Statistics	26.0	0.0
Advanced Transportation & Congestion Management Technologies Deployment Grants (to be funded from Highway R&D, TIDP, & ITS Research)	[\$60.0]	
Flexible funding in HRD, TIDP, and ITS programs	200.0	-24.7

PLANNING, PERFORMANCE & PROJECT DELIVERY

Planning & Performance

- More consultation and participation
 - Enables participation by public ports, private transportation providers
 - Encourages MPO consultation with other types of planning activities
- Changes to selection criteria for MPO officials
- Other changes to planning and performance
 - TIPs/STIPs/long-range plans must include facilities that support intercity transportation
 - New planning considerations: resiliency/reliability, stormwater mitigation, and enhancement of travel/tourism
 - Long-range State plan must describe perf. measures and targets
 - Consequence (reporting) for State making insufficient progress toward freight targets

Accelerating Project Delivery

A major theme of the FAST Act, with 18 separate provisions in the highway title alone.

The Act—

- Adds New Flexibilities
 - Section 4(f) exemption for some bridges
 - Authorizes taking of nesting swallows in at-risk bridges
- Refines Existing Provisions
 - Narrows concurrence requirement for PEL
 - Pilot for substitution of State law for NEPA

Accelerating Project Delivery, cont'd

- Adds to Procedural Requirements
 - Requires a schedule, a checklist, and response to project initiation
 - Adds some new specific time frames for notices and reviews
- Builds on Existing Activities
 - Requires permitting dashboard (but covers all EISs & EAs)
- DOT to maximize use of authority to delegate project oversight to States on both a project and programmatic basis

OTHER PROGRAMS & PROVISIONS

TIFIA and Ferry Boat Programs

- Changes to TIFIA (beyond 71% funding cut)
 - New eligibilities for transit-oriented development (TOD), capitalizing rural projects fund in a SIB
 - Lower min. cost (\$10 M) for local govt. applicants and for TOD
 - TIFIA now eligible under NHPP, STBGP, Nationally Significant Freight and Highway Projects
 - No more requirement to redistribute uncommitted TIFIA funds
 - Reserves at least \$2 M to be used in lieu of fee payment by applicants for loans for projects costing less than \$75 M
- Changes to ferry program
 - Formula now gives more weight to number of ferry passengers
 - After 4 years, FHWA withdraws unobligated Ferry program funds (and distributes them to other eligible recipients)

Tolling/HOV

- Tolling –
 - Technical clean up of statutory language
 - Requires same treatment on certain toll facilities for over-the-road buses and transit buses
 - Must consult MPO on toll placement/amount for HOT lanes on Interstate facilities within metropolitan planning area
- ISRRPP – Expiration timeframe for provisional approvals:
 - Those in place before FAST Act expire 1 year after enactment of FAST Act (with possible 1-year extension)
 - New ones (post-FAST) expire after 3 years (w/possible 1 yr. extension)
- Allows waiver of sanctions for degraded HOV operation under certain conditions

Highway Design

- On NHS, design "shall consider" (previously "may take into account")—
 - constructed/natural environment
 - environ., scenic, aesthetic, historic, community, & preservation impacts
 - access for other modes
 - cost savings via flexibility in current design guidance/regulations | **NEW**
- DOT to consider AASHTO Highway Safety Manual, NACTO Urban Street Design Guide
- Encouragement for States/MPOs to adopt standards for Fed. projects that accommodate motorized and non-motorized users
- Locality may use different roadway publication than State (with State approval) in certain circumstances

Other Provisions

- Specifically allows multiple similar bridge projects to be handled (“bundled”) into a single project
- DOT to designate national electric vehicle charging and hydrogen, natural gas, and propane fueling corridors
- Encouragement of vegetation management practices that improve habitat and forage for pollinators
- State may opt for Federal share <100% for Appalachian Development Highway System (ADHS) projects

Office of Policy & Governmental Affairs

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U.S. Department
of Transportation
**Federal Highway
Administration**

