



CITY OF PARK CITY, KANSAS
COUNCIL CHAMBERS
1941 E. 61ST STREET NORTH

February 11, 2020, 7:00 P.M.

ROLL CALL

MEETING CALLED TO ORDER

Invocation

Pledge of Allegiance

APPROVAL OF AGENDA

Suggested Motion:

Council Member _____ moved to approve the Agenda as Presented.

Council Member _____ seconded the motion.

Other:

AWARDS AND/OR PRESENTATIONS

PUBLIC FORUM

STAFF REPORTS

City Administrator

Consent Agenda:

1. Minutes of January 28, 2020 Regular Meeting.
2. Minutes of the January 21, 2020 Special Meeting.
3. Appropriations 930-2020 with Addendums.
4. Approve Cereal Malt Beverage License for F.O.E. Enterprises, LLC dba 81 Speedway, 7700 N. Broadway; Corner Market 133 LLC dba Corner Market, 61115 N. Air Cap Drive, Park City, Kansas.



Suggested Motion:

Council Member _____ moved that the Consent Agenda, as Presented, be Approved.

Council Member _____ seconded the motion.

Other:

NEW BUSINESS

5. DISCUSS AND RECEIVE ANNUAL PARK CITY BMX REPORT (JAMIE JOHNSON)

Recommended Action: Staff recommends to receive and file.

Suggested Motion:

Council Member _____ moved to receive and file the Park City BMX annual report

Council Member _____ seconded the motion.

Other:

6. DISCUSS AND CONSIDER DRINKING ESTABLISHMENT WAIVER FOR SPANGLES RESTURANT LOCATED AT 1023 E 61ST STREET NORTH (SF AND DAVE DOOMAN)

PUBLIC HEARING

Recommended Action: Staff recommends.

Suggested Motion:

Council Member _____ moved to approve a waiver for a Drinking Establishment License for Spangles, 1023 E 61st St. N, Park City, Kansas.



Council Member _____ seconded the motion.

Other:

7. **DISCUSS AND CONSIDER A RESOLUTION DELINEATING THE BOUNDARIES OF THE CITY OF PARK CITY AS OF DECEMBER 31, 2019 (DM)**

Recommended Action: Staff recommends approval.

Suggested Motion:

Council Member _____ moved to approve Resolution #1042-2020 defining the corporate Boundary of the City of Park City, Kansas as of December 31, 2019.

Council Member _____ seconded the motion.

Other:

8. **DISCUSS AND CONSIDER APPROVING REPLACEMENT OF MOTOR GRADER (EM)**

Recommended Action: Staff recommends approval.

Suggested Motion:

Council Member _____ moved to approve the purchase of a 2014 Case Model 865B Motor Grader for \$90,400 to be paid out of the Special Streets and Highway Fund Capital Outlay.

Council Member _____ seconded the motion.

Other:

9. **DISCUSS AND CONSIDER AMENDMENT TO THE MUNICIPAL CODE RELATED TO THE NOISE ORDINANCE. (DM)**



Recommended Action: Staff recommends approval.

Suggested Motion:

Council Member _____ moved to approve Ordinance #1089-2020 amending Sections 8-1201, 8-1204, 8-1205 and 8-1206 of the Municipal Code relating to prohibiting loud and unnecessary noise and establishing exceptions to that prohibition.

Council Member _____ seconded the motion.

Other:

Roll Call

Council Member John Lehnerr	_____	Council Member Tom Jones	_____
Council Member George Glover	_____	Council Member George Capps	_____
Council Member Ben Saucedo	_____	Council Member Brandi Baily	_____
Council Member Melvin Kerr	_____	Council Member Jim Schroeder	_____

10. DISCUSS AND CONSIDER SCHEDULING A SPECIAL WORKSHOP TO EVALUATE ALTERNATIVES FOR THE CONSTRUCTION OF THE 61ST STREET AND BROADWAY INTERSECTION. (SF)

Recommended Action: Staff recommends scheduling a Special Meeting on February 25, 2020 at 6:00 pm.

Suggested Motion:

Council Member _____ moved to approve scheduling a Special Workshop to discuss alternatives for the construction of the 61st Street North and Broadway intersection on February 25, 2020 at 6:00 pm.

Council Member _____ seconded the motion.

Other:



GOVERNING BODY REPORTS

Mayor's Remarks

Remarks by Council Members

ADJOURN

Suggested Motion:

Council Member _____ moved to Adjourn the Meeting.

Council Member _____ seconded the motion.

Other:



**MINUTES OF THE GOVERNING BODY OF
THE CITY OF PARK CITY, KANSAS
COUNCIL CHAMBERS – 1941 E. 61ST STREET NORTH
January 28, 2020**

ROLL CALL

The following were present: Council Members, John Lehnherr, George Glover, Ben Saucedo, Melvin Kerr Tom Jones, George Capps, Brandi Baily and Jim Schroeder.

Also present: Mayor Ray Mann, City Clerk Marlo Rugg, Assistant City Administrator/Human Resources Manager Dana Walden, Police Chief Phil Bostian, City Attorney Doug Moshier, Finance Director Dee Anne Grunder, and Public Works Director Eric Miner. City Administrator Sean Fox was absent.

VISITORS

Taylor Messick, Ark Valley News
Terry Ford
Kay Word
Mary Ondrejko
Kari Miner

Stephanie Hiss
Katie Harris
David Oldham
Carol Jones
Melvin Jones

MEETING CALLED TO ORDER

The meeting was called to order by Mayor Ray Mann at 7:00 pm. Council Member George Glover gave the invocation, and Council Member Brandi Baily led the Pledge of Allegiance.

APPROVAL OF AGENDA

Council Member John Lehnherr moved to approve the agenda as presented. Council Member Jim Schroeder seconded the motion. Motion carried 8-0.

AWARDS & PRESENTATIONS

PUBLIC FORUM



STAFF REPORTS

Assistant City Administrator Dana Walden referenced the City Administrators report that was provided in the packet. Ms. Walden stated the bridge at Hydraulic and 69th Street is now open. She stated the bridge on 61st Street is still on schedule. Ms. Walden stated Spyglass reported a cost savings of \$5,776.68 and the breakdown of savings was provided in the report. She stated the closing of the Shellenberger property closed on January 23, 2020. Ms. Walden stated the Exterior Grant Program is in operation and information can be found on City's Facebook, website, and in the Post. She gave an Economic Development and Incentive Policy update. Ms. Walden stated the Greater Wichita Partnership Board approved policy recommendations and expects staff to bring our policy to Council in late February or early March. She stated the 53rd Street lift station's main pump failed within the first two weeks and three weeks later the secondary pump failed as well. Ms. Walden stated JCI, the contractor, has been notified and is working on the issues. She stated that staff met with Lindebak the Stormwater Engineer and Danny Evans the Stream Maintenance Supervisor with Sedgwick County about cleaning out the water way/ditch located South of 53rd Street to the West of and running alongside of Primrose from 53rd to Chisholm creek diversion. Ms. Walden stated Sedgwick County has agreed to clear the vegetation overgrowth using heavy equipment with a forestry grinding attachment at their cost, with an expected completion date of March 1st.

Council Member John Lehnerr asked for the estimated completion date of the 61st Street bridge. Ms. Walden stated it was June or July. Mr. Lehnerr asked if information about the sump pump discharge ordinance been posted or sent out to City residents. Ms. Walden stated staff will follow up with that information in the next City Administrator's report.

Council Member Melvin Kerr asked about lights on the water tower on 85th Street. Ms. Walden stated staff would check up on the lights. Mr. Kerr reported the sign on 53rd Street was out of order. Ms. Walden stated staff is aware of the problem and is working on repairing the sign.

CONSENT AGENDA:

1. Minutes of January 14, 2020 Regular Meeting.
2. Minutes of the January 7, 2020 Special Meeting.
3. Appropriations 929-2020 with Addendums.

Council Member John Lehnerr moved that the Consent Agenda, as Presented, be Approved.

Council Member Ben Saucedo seconded the motion. Motion carried 8-0.

NEW BUSINESS

4. **DISCUSS AND CONSIDER ORDINANCE AMENDING SECTIONS 15-224 AND 15-419 OF THE MUNICIPAL CODE RELATED TO SCHEDULING OF THE ANNUAL REVIEW OF WATER AND SEWER RATES AND CHARGES.**



City Attorney Doug Moshier stated that 15-224 and 15-419 of the Municipal Code require the City to conduct an annual review of water and sewer rates on or before Jan 31st of each year. He stated staff can not provide meaningful data to the Council before January 31st each year. Mr. Moshier stated the amendment changes the date to March 31st of each year which will provide ample time to provide data for Council to review the utility rates. He stated changes were also made to these sections that would permit adjustment of rates during the year between required reviews. Mr. Moshier stated flexibility would be important in the event of significant unforeseen events affecting revenue or requiring major capital improvement projects.

Council Member Ben Saucedo moved to approve Ordinance #1087-2020 amending Section 15-224 and 15-419 of the Municipal Code of the City of Park City, Kansas, relating to water and sewer rates and charges for consumers served by the City’s water and sewer utility and repealing the original of said Sections 15-224 and 15-419.

Council Member Jim Schroeder seconded the motion.

Roll Call

Council Member John Lehnerr	Yes	Council Member Tom Jones	Yes
Council Member George Glover	Yes	Council Member George Capps	Yes
Council Member Ben Saucedo	Yes	Council Member Brandi Baily	Yes
Council Member Melvin Kerr	Yes	Council Member Jim Schroeder	Yes

5. DISCUSS AND CONSIDER ADOPTION OF ORDINANCE PROHIBITING LOUD AND UNNECESSARY NOISE; ESTABLISHING EXCESSIVE NOISE LEVELS; AND PROVIDING PENALTIES FOR VIOLATIONS OF THE ORDINANCE.

City Attorney Doug Moshier stated presently there is no provision of the Municipal Code which objectively establishes what noises and level of noise is prohibited in the city limits. He stated there are some generic provisions in the Code related to nuisances that could be applied but they rely on subjective criteria. Mr. Moshier stated the proposed ordinance would establish a prohibition against loud and unnecessary noise and establishes the method for measuring noise and the levels in different zoning classifications that are deemed to be a violation of the ordinance. He stated there are a few exceptions to the ordinance; a process for obtaining permission for the use of sound amplification equipment in connection with an event or activity.

Park City resident Kay Ward stated she supported the noise ordinance.

Park City resident Mary Ondrejko stated she supported the ordinance as well. She stated music is being played past midnight and can be heard inside her home with the windows shut.

Park City resident Stephanie Hiss asked what the noise ordinance states. Mr. Moshier gave a brief summary of the ordinance.

Park City resident Katie Harris stated she supported the proposed ordinance. She stated it is hard to maintain a bedtime schedule for her child when the noise is so loud.



A discussion ensued about how Code Enforcement would enforce this ordinance and how they would measure the noise. Council also stated their concerns on how this would affect 81 Speedway, Jeeps, and the firearms range.

Council Member George Capps moved to approve Ordinance #1088-2020 creating Chapter 8, Article 12 of the Municipal Code of the City of Park City, Kansas, pertaining to the regulation of loud and unnecessary noise within the City limits.

Council Member Brandi Baily seconded the motion.

Roll Call

Council Member John Lehnerr	No	Council Member Tom Jones	No
Council Member George Glover	Yes	Council Member George Capps	Yes
Council Member Ben Saucedo	No	Council Member Brandi Baily	Yes
Council Member Melvin Kerr	No	Council Member Jim Schroeder	Yes
Mayor Ray Mann	Yes		

Council Members Tom Jones and Ben Saucedo stated they support the ordinance and would like to have it amended with some exceptions.

6. DISCUSS AND CONSIDER ELECTION OF COUNCIL PRESIDENT

Council Member Brandi Baily nominated Tom Jones as Council President.

Council Member Melvin Kerr nominated Ben Saucedo as Council President.

Council Member George Capps moved to second the nominations of Ben Saucedo and Tom Jones.

Mayor Ray Mann asked for a show of hands for the nomination of Council Member Tom Jones as Council President. Motion carried 4-4.

Mayor Ray Mann asked for a show of hands for the nomination of Council Member Ben Saucedo as Council President. Motion carried 4-4.

Council Member Ben Saucedo changed his vote for the nomination of Council Member Tom Jones as Council President. Motion carried 5-3.

7. DISCUSS AND CONSIDER CHARTER ORDINANCE EXEMPTING RESIDENCY REQUIREMENTS FOR NON-ELECTED OFFICERS

City Attorney Doug Moshier stated Charter Ordinance 31-2010 requires all non-elected officers of the City, either elected or appointed, to be qualified electors of the City (residency in the City is an element of being a qualified elector), except for the city clerk, city attorney, municipal judge and



law enforcement officers when deemed necessary by the council. He stated the proposed Charter Ordinance would remove the requirement that non-elected officers of the City be qualified electors

(residents) of the City. Mr. Moshier stated the Personnel Policy states the City Administrator is required to be a resident of the City.

Mayor Ray Mann stated for retention and the ability to recruit quality people in the position of City Administrator, Council should remove the City from the State Statute and let the Council have the supreme authority on the requirement of residency.

Park City resident Carol Jones stated her opposition on changing the charter ordinance.

Park City resident David Jones stated he did not support the change in the charter ordinance.

A discussion ensued with a conflict of opinion among the Council Members. No action was taken.

GOVERNING BODY REPORTS

Mayor's Remarks

None.

Remarks by Council Members

Council Member Jim Schroeder thanked the citizens for coming to voice their concerns.

Council Member Brandi Baily stated she would like Council and staff to create a mission statement, vision statement, and values. She stated she would like the City to have a tag line too.

Council Member George Capps stated he and Council Member Tom Jones attended the Local Government Day in Topeka. Mr. Capps stated the day was very informative.

Council Member Tom Jones stated he heard the Sedgwick County Sheriff speak about jail conditions and mental health issues in the county jail at a Criminal Justice Coordinating Council meeting. He stated he also attended a passenger rail committee meeting.

Council Member Ben Saucedo stated lots are for sale in High Ridge.

Council Member George Glover stated he looked forward to the Council retreat on Saturday. He stated there is a new walk in clinic in Park City and advised citizens to use the clinic as a closer option rather than a hospital.



ADJOURN

Council Member John Lehnherr moved to adjourn the meeting at 8:45 pm.

Council Member Tom Jones seconded the motion. Motion carried 8-0.

Ray Mann, Mayor

Attest:

Marlo Rugg, City Clerk

The foregoing minutes were considered at the February 11, 2020 meeting and approved with the following amendment_____.

The vote to approve the minutes_____.



**MINUTES OF THE SPECIAL MEETING OF
THE GOVERNING BODY OF
THE CITY OF PARK CITY, KANSAS
1941 EAST 61ST St N, PARK CITY, KS 67219
January 21, 2020 6:00 P.M.**

The following were present: Council Members John Lehnherr, George Glover, Ben Saucedo, Melvin Kerr, Tom Jones, George Capps, Brandi Baily, and Jim Schroeder.

Also present: Mayor Ray Mann, City Administrator Sean Fox, Assistant City Administrator/Human Resources Manager Dana Walden, Finance Director Dee Anne Grunder, Public Works Director Eric Miner, and Chief of Police Phil Bostian. City Clerk Marlo Rugg was absent.

MEETING CALLED TO ORDER

The meeting was called to order by Mayor Ray Mann at 6:00 pm.

AGENDA

**1. DISCUSS AND RECEIVE TRAFFIC STUDY FOR THE INTERSECTION OF
61ST STREET NORTH AND NORTH BROADWAY STREET.**

Council received a briefing on the Traffic Study from City Administrator Sean Fox. They discussed the alternatives but ultimately took no action.

ADJOURN

Council Member John Lehnherr moved to adjourn the meeting at 7:04 pm.

Council Member Ben Saucedo seconded the motion. Motion carried 8-0.



Ray Mann, Mayor

Attest: _____
Marlo Rugg, City Clerk

The foregoing minutes were considered at the February 11, 2020 meeting and approved with the following amendment _____.

The vote to approve the minutes _____.



CITY OF PARK CITY
APPROPRIATION REPORT
01/27/2020 – 02/07/2020

OPEN PURCHASE ORDERS	\$307,739.12
APPROPRIATION	\$319,162.48



2/07/2020 7:01 AM PURCHASE ORDER STATUS REPORT PAGE: 1 VENDOR SET: ALL == SUMMARY REPORT ==
 VENDORS : ALL * = Sales Tax Included

PO #	REQ #	VENDOR #	VENDOR NAME	STAT	DEPT	DATE ORDERE	DATE LAST RECEIVED	ORDERED	RECEIVED	VARIANCE	OUTSTANDING
15-02870	15-02870	01-0193	GEAR FOR YOU	P	C & T	8/17/15	1/19/17	2,000.00	1,172.35		827.65
18-03660	18-03660	01-0484	GARDNER DESIGN	P	C & T	4/11/18	3/21/19	23,550.00	13,350.00		10,200.00
18-03689	18-03689	01-0542	APAC KANSAS, INC	P	COUNCIL	8/16/18	3/22/19	104,869.00	95,464.00		9,405.00
18-03758	18-03758	01-0153	WSP USA INC.	P	ADMIN	12/19/18	12/30/19	150,000.00	43,190.36		106,809.64
18-03760	18-03760	01-1010	VIA CHRISTI HEALT	O	PD	12/19/18		3,603.14			3,603.14
18-03762	18-03762	01-1017	AIR CAPITOL CONST	O	COUNCIL	12/27/18	6/19/19	394,567.00	397,302.00	22,500.00	19,765.00
18-03776	18-03776	01-0630	K.E. MILLER ENGIN	P	COUNCIL	11/13/18	6/07/19	33,000.00	25,290.00		7,710.00
18-03777	18-03777	01-0630	K.E. MILLER ENGIN	P	COUNCIL	12/31/18	1/18/19	15,500.00	5,970.00		9,530.00
19-03771	19-03771	01-1276	HARTMAN ARENA, LL	O	C & T	1/14/19		15,000.00			15,000.00
19-03796	19-03796	01-1	OVER THE EDGE GRA	P	C & T	3/11/19	7/18/19	5,000.00	3,775.00		1,225.00
19-03802	19-03802	01-0919	HUBER ASSOCIATES,	O	PD	3/21/19		2,500.00			2,500.00
19-03804	19-03804	01-0630	K.E. MILLER ENGIN	P	COUNCIL	3/28/19	11/20/19	95,600.00	84,355.00		11,245.00
19-03811	19-03811	01-0375	WICHITA WINWATER	P	WATER	4/11/19	5/08/19	1,200.00	671.25		528.75
19-03819	19-03819	01-0503	RANSON FINANCIAL	P	GOVT BOD	5/17/19	5/22/19	5,500.00	4,000.00		1,500.00
19-03823	19-03823	01-0153	WSP USA INC.	P	COUNCIL	5/30/19	12/30/19	19,651.00	17,994.98		1,656.02
19-03824	19-03824	01-0625	WESTERN NRG, INC.	O	P.W.	6/03/19		3,882.80			3,882.80
19-03832	19-03832	01-1	WICHITA INTERTRIB	O	C & T	6/26/19		1,000.00			1,000.00
19-03833	19-03833	01-1	TOTE BAGS	O	C & T	6/26/19		10,000.00			10,000.00
19-03847	19-03847	01-0812	KANSAS PAVING	P	COUNCIL	8/08/19	11/08/19	364,324.60	327,892.14		36,432.46
19-03854	19-03854	01-0153	WSP USA INC.	P	COUNCIL	9/11/19	12/06/19	3,444.70	1,476.30		1,968.40
19-03861	19-03861	01-1	WICHITA WINGS IND	P	C & T	9/30/19	1/23/20	30,000.00	12,500.00		17,500.00
19-03888	19-03888	01-0032	CUMMINS SALES AND	O	SEWER	12/03/19		3,096.28			3,096.28
19-03895	19-03895	01-0141	GT DISTRIBUTORS -	O	PD	12/23/19		1,245.00			1,245.00
19-03897	19-03897	01-1075	JOHN GRISHAM DBA	O	STREET	12/23/19		1,460.00			1,460.00
19-03898	19-03898	01-0999	EMPRISE BANK	O	ADMIN	12/24/19		1,104.28			1,104.28
19-03899	19-03899	01-1120	KIESLER POLICE SU	P	PD	12/23/19	1/23/20	14,878.84	12,473.34		2,405.50
19-03900	19-03900	01-0374	ARBOR MASTERS	O	PARK	1/06/20		1,675.00			1,675.00
19-03901	19-03901	01-0834	SINK, GORDON & AS	O	ADMIN	1/14/20		16,700.00			16,700.00
19-03904	19-03904	01-0531	WATCHGUARD VIDEO	O	PD	12/31/19		1,500.00			1,500.00
20-03905	20-03905	01-0978	CLARK EQUIPMENT C	O	ST&HWY	1/23/20		2,580.20			2,580.20
20-03906	20-03906	01-0418	AXON ENTERPRISE,	O	PD	1/23/20		3,684.00			3,684.00
REPORT TOTALS:				PO'S	ORDERED	RECEIVED	VOIDED	VARIANCE	BALANCE		
OUTSTANDING				16	463,597.70	397,302.00	0.00	22,500.00	88,795.70		
PARTIAL				15	868,518.14	649,574.72	0.00	0.00	218,943.42		
RECEIVED				0	0.00	0.00	0.00	0.00	0.00		
COMPLETED				0	0.00	0.00	0.00	0.00	0.00		
VOIDED				0	0.00	0.00	0.00	0.00	0.00		
** TOTALS **				31	1,332,115.84	1,046,876.72	0.00	22,500.00	307,739.12		



VENDOR	NAME	NO# INVOICES	TOTAL AMOUNT	G/L 1099 ACCT NO#	G/L NAME
01-0002	STRUNK PUBLISHING LLC	1	1,450.40	Y	
01-0011	KS DEPT OF REVENUE PAYROL	1	4,180.10	N	
01-0016	KANSAS STATE TREASURER	1	1,783.76	N	
01-0022	ANSWERING EXCHANGE	1	98.83	N	
01-0063	IRS PAYROLL TAXES	3	23,926.62	N	
01-0067	GREAT WEST FINANCIAL	2	1,922.05	N	
01-0092	AFLAC	1	282.93	N	
01-0096	UNIFIRST	1	79.64	N	
01-0104	KANSAS MAYOR'S ASSOCIATIO	1	50.00	N	
01-0105	WHITE STAR MACHINERY & SU	1	165.89	N	
01-0110	MID-AMERICAN RESEARCHCHE	1	1,121.78	N	
01-0114	KPERS	5	19,262.35	N	
01-0157	CHISHOLM CREEK UTILITY AU	1	6,180.00	N	
01-0219	GALLS, LLC	13	1,466.76	N	
01-0317	CHISHOLM TRAIL STATE BANK	3	21,360.64	N	
01-0367	BEALL & MITCHELL, LLC	1	2,416.67	Y	
01-0375	WICHITA WINWATER WORKS CO	4	2,936.86	N	
01-0405	SEDGWICK COUNTY	1	1,457.28	N	
01-0409	LEE REED ENGRAVING INC	1	19.55	N	
01-0417	KANSAS HEALTH & ENVIRONME	1	324.00	N	
01-0430	QUILL CORPORATION	3	203.65	N	



01-0438	LAUTZ LAW LLC	1	1,200.00	Y
01-0466	STOPSTICK LTD.	1	459.00	Y
01-0473	BRYAN'S HEATING & AIR CON	1	840.00	N
01-0527	APPLIED CONCEPTS INC	1	7,000.00	N
01-0538	GADES SALES CO INC	1	2,150.00	N
01-0549	JOY K WILLIAMS	1	1,800.00	Y
01-0556	KANSAS PAYMENT CENTER	1	733.85	N
01-0563	BAUGHMAN COMPANY PA	1	2,000.00	N
01-0575	LEGAL SHIELD	2	0.46CR	N
01-0618	CYBERTRON INTERNATIONAL I	1	65.00	N
01-0635	KS DEPARTMENT OF REVENUE	1	3,675.36	N
01-0637	SIMPLOT PARTNERS	1	54.60	N
01-0696	OFFICE PLUS OF KANSAS	2	680.33	N
01-0790	SEWING & EMBROIDERY WORKS	1	55.49	Y
01-0869	JESSE D WALLENDER	1	1,000.00	Y
01-0879	SURENCY LIFE AND HEALTH	1	590.00	N
01-0884	E GRAF-X INC.	1	80.00	N
01-0892	AETNA	2	3,528.03	N
01-0965	BNY MELLON TRUST CO	2	145,492.81	N
01-0974	MAYER SPECIALTY SERVICES	1	810.00	Y
01-0994	GUARDIAN LIFE	1	12.56	N
01-1059	DELTA DENTAL OF KANSAS	2	203.58	N



01-1093	CRAFCO, INC	1	155.75	N
01-1125	THE ELIM GROUP	1	6,950.00	Y
01-1136	THE SPYGLASS GROUP, LLC	1	5,776.68	Y
01-1137	AARON JAY WIEBE	1	2,500.00	Y
01-1138	BUD ROAT'S TOWING	1	164.00	N
01-1343	WASTE CONNECTIONS OF KS,	1	40,496.14	N
<hr/>				
	*** REPORT TOTALS ***	80	319,162.48	



CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES

(This form has been prepared by the Attorney General's Office)

Park City, Kansas

City or County of _____

SECTION 1 – LICENSE TYPE

Check One: New License Renew License Special Event Permit

Check One:

- License to sell cereal malt beverages for consumption on the premises.
- License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.

SECTION 2 – APPLICANT INFORMATION

Kansas Sales Tax Registration Number (required): **004-843325659F-01**

I have registered as an Alcohol Dealer with the TTB. Yes (required for new application)

Name of Corporation F.O.E. Enterprises, LLC		Principal Place of Business Park City, KS	
Corporation Street Address 1513 S. East Lake Rd.		Corporation City Newton	State KS
Date of Incorporation 10/08/2019		Articles of Incorporation are on file with the Secretary of State. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Resident Agent Name Kati Sartain		Phone No. 316-288-6711	
Residence Street Address 1513 S. East lake Rd.		City Newton	State KS
		Zip Code 67114	

SECTION 3 – LICENSED PREMISE

Licensed Premise (Business Location or Location of Special Event)		Mailing Address (If different from business address)	
DBA Name 81 Speedway		Name	
Business Location Address 7700 N. Broadway		Address	
City Park City, KS 67219	State KS	City Newton	State KS
Zip 67219		Zip 67114	
Business Phone No. 316-755-1781		<input checked="" type="checkbox"/> Applicant owns the proposed business location. <input type="checkbox"/> Applicant does not own the proposed business location.	
Business Location Owner Name(s) F.O.E Enterprises, LLC			

SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK

List each person and their spouse*, if applicable. Attach additional pages if necessary.

Name Kati Sartain	Position President	Date of Birth 09/11/1979
Residence Street Address 1513 S. East Lake Rd	City Newton	State KS
	Zip Code 67114	
Spouse Name Gerald D. Sartain, Jr.	Position	Date of Birth
Residence Street Address 1513 S East Lake Rd	City Newton	State KS
	Zip Code 67114	
Name	Position	Date of Birth
Residence Street Address	City	State
	Zip Code	
Spouse Name	Position	Age
Residence Street Address	City	State
	Zip Code	
Name	Position	Date of Birth
Residence Street Address	City	State
	Zip Code	
Spouse Name	Position	Age
Residence Street Address	City	State
	Zip Code	



CORPORATE APPLICATION FOR LICENSE TO SELL CEREAL MALT BEVERAGES

(This form has been prepared by the Attorney General's Office)

City or County of Park City

SECTION 1 – LICENSE TYPE			
Check One: <input checked="" type="checkbox"/> New License <input type="checkbox"/> Renew License <input type="checkbox"/> Special Event Permit			
Check One: <input type="checkbox"/> License to sell cereal malt beverages for consumption on the premises. <input checked="" type="checkbox"/> License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.			
SECTION 2 – APPLICANT INFORMATION			
Kansas Sales Tax Registration Number (required): 004-844169048-F01			
I have registered as an Alcohol Dealer with the TTB. <input checked="" type="checkbox"/> Yes (required for new application)			
Name of Corporation Corner Market 133 LLC		Principal Place of Business 6300 Richmond Ave., Suite 300	
Corporation Street Address 6300 Richmond Ave., Suite 300		Corporation City Houston	State Texas
		Zip Code 77057	
Date of Incorporation 07-02-1984		Articles of Incorporation are on file with the Secretary of State. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Resident Agent Name Duncan Law Office		Phone No. 785-233-2265	
Residence Street Address 212 SW 8th Ave., Suite 202		City Topeka	State Kansas
		Zip Code 66603	
SECTION 3 – LICENSED PREMISE			
Licensed Premise (Business Location or Location of Special Event)		Mailing Address (If different from business address)	
DBA Name Corner Market		Name Corner Market	
Business Location Address 6115 North Air Cap Drive		Address 6300 Richmond Ave., Suite 300	
City Park City	State Kansas	City Houston	State Texas
Zip 67219		Zip 77057	
Business Phone No. 316-744-2045		<input type="checkbox"/> Applicant owns the proposed business location. <input checked="" type="checkbox"/> Applicant does not own the proposed business location.	
Business Location Owner Name(s) Circle K Stores Inc, 1130 West Warner Road, Tempe AZ 85284			
SECTION 4 – OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK List each person and their spouse*, if applicable. Attach additional pages if necessary.			
Name Omar Bashir		Position Managing Member	
Residence Street Address 17915 Luminaire Lane		City Richmond	State Texas
		Zip Code 77407	
Spouse Name Maha Omar		Position Spouse	
Residence Street Address 17915 Luminaire Lane		City Richmond	State Texas
		Zip Code 77407	
Name		Position	
Residence Street Address		City	State
		Zip Code	
Spouse Name		Position	
Residence Street Address		City	State
		Zip Code	
Name		Position	
Residence Street Address		City	State
		Zip Code	
Spouse Name		Position	
Residence Street Address		City	State
		Zip Code	



Agenda Item # 6

Prepared By: Sean P. Fox, City Administrator

Summary:

DISCUSS AND CONSIDER APPROVING A DRINKING ESTABLISHMENT WAIVER FOR SPANGLES RESTURANT LOCATED AT 1023 E. 61st STREET NORTH

Background:

Section 3-102 of the Park City Municipal Code restricts the sale of alcoholic liquor (Drinking Establishment) by a business located within 300 feet of any church, school, nursing home, or hospital, measured from the nearest property line without receiving a waiver of the distance limitation from the governing body.

The governing body shall grant such a waiver only following public notice and hearing and a finding by the governing body that the proximity of the establishment is not adverse to the public welfare or safety.

Mr. Dave Dooman is the applicant of record and will be available to answer any questions Council may have.

Fiscal Impact

None.

Staff Recommendation

None.

Attachments

None.



Agenda Item # 7

Prepared By: Doug Moshier, City Attorney

Summary:

CONSIDER 2019 BOUNDARY RESOLUTION

Background:

Kansas statutes require cities to adopt and publish an annual boundary resolution.

The City added no property to its boundaries in 2019.

The 2019 boundary resolution describes a boundary of the City of Park City that is identical that described in 2018.

Fiscal Impact

None

Staff Recommendation

Staff recommends adoption of the Resolution.

Attachments

Proposed Resolution No. 1042-2020



THE CITY OF PARK CITY, KANSAS

RESOLUTION NO. 1042-2020

A RESOLUTION DEFINING THE CORPORATE BOUNDARY OF THE CITY
OF PARK CITY, KANSAS

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF PARK CITY, KANSAS
THAT THE BOUNDARIES OF PARK CITY ARE AS FOLLOWS:

(SEE ATTACHED)

PASSED AND ADOPTED by the City Council of the City of Park City on the 11th day of
February, 2020

APPROVED by the Mayor this 11th day of February, 2020.

Ray Mann, Mayor

ATTEST:

Marlo Rugg, City Clerk

CERTIFICATION

I, Marlo Rugg, City Clerk of the City of Park City, County of Sedgwick, State of Kansas,
do hereby certify that the above and foregoing is a full, true and correct copy of Resolution No.
1042-2020 of the City of Park City.

Witness my hand and the seal of said city this 11th day of February, 2020.

Seal

Marlo Rugg, City Clerk



CORPORATE BOUNDARY
OF THE CITY OF PARK CITY, KANSAS
AS OF December 31, 2019

All lying within Range 1 East of the Sixth Principal Meridian, Sedgwick County, Kansas:

Beginning at a point located 1628 feet east and 1355 feet south the northwest corner of the Northeast Quarter of Section 15, Township 26 South, thence west to the north/south center line of said Section 15, thence south a distance of 815 feet; thence east a distance of 530 feet; thence south 470 feet to the east/west centerline of said Section 15, thence west to the southwest corner of the Northwest Quarter of said Section 15, thence south on the west line of said Section 15 to a point 1,321.59 feet north of the southwest corner of said Section 15, thence east to the east line of the Southwest Quarter of Section 15, thence south to the southeast corner of the Southwest Quarter of Section 15, thence south along the east line of the Northwest 1/4 of Section 22, Township 26 South, to the southeast corner of the Northwest 1/4 of Section 22; thence west to the southwest corner of the east 1/2 of the Northwest 1/4 of Section 22; thence north to the south line of Section 15, Township 26 South, thence west along the south line of said Section 15 to a point located 152 feet east of the southwest corner of the Southwest 1/4; thence south 165 feet; thence west 132 feet; thence north 165 feet to the south line of said Section 15; thence west 735 feet; thence south to the south right-of-way line of 53rd Street North, thence west to the east right of way line of Deere Road; thence south on the east line of Deere Road to the southwest corner of Deere Road right of way; thence west to the east right-of-way of I-135, thence southerly on the east right-of-way of said I-135 to the north line of the southeast 1/4 of Section 21, Township 26 South; thence east along said north line to a point located 610.80 feet west of the east line of said Southeast 1/4 of Section 21, Township 26 South; thence north 375 feet; thence east 580.8 feet to the west right-of-way line of Hydraulic Avenue; thence south along said right-of-way a distance of 375 feet; thence east to the northeast corner of Wyndham Creek Addition to Park City, Kansas, said point being on the center line of Section 22, Township 26 South; thence south to a point 357.5 feet north of the south line of said Section 22; thence due west 396 feet; thence due south to the south line of said Section 22; thence west to the east right-of-way of the Saint Louis and San Francisco Railroad, thence northwesterly on the east right-of-way of said St. Louis and San Francisco Railroad to the north line of 45th Street North; thence west to a point located on the north line of 45th Street North and the east right-of-way of Broadway Avenue; thence due west to the east line of A.T. & S. F. Railroad; thence northwesterly along said railroad right-of-way to a point approximately 158 feet south of the center line of Section 17, Township 26 South; thence west to the west line of the A.T. & S.F. Railroad right-of-way; thence northwesterly along said right-of-way line to the south right-of-way line of 61st Street North; thence east along said right-of-way line to the east line of the S. L. & S. F. Railroad; thence southeasterly along said right-of-way line to the east line of the Wichita-Valley Center Flood Control; thence north along said east line to the east line of the Wichita-Valley Center Flood Control; to the north line of the Southeast 1/4 of Section 8, Township 26 South; thence west to the west line of the east 1/2 of the Northwest 1/4 of Section 8; thence north to the north line of the Wichita-Valley Center Flood Control; thence northwesterly along the north line of said flood



control to the south right-of-way line of 69th Street North; thence east along said right-of-way to the east line of the Northwest 1/4 of Section 8; thence south along said east line to the Northwest corner of the south 1/2 of the Northeast 1/4 of Section 8; thence east along the north line of said south 1/2 to the east right-of-way line of Broadway Avenue; thence along said right-of-way north to a point 280 feet south of the northwest corner of the Northwest Quarter of Section 9, Township 26 South; thence west to a point located 280 feet south and 325 feet west of the northeast corner of the Northeast Quarter of Section 8, Township 26 South; thence north to the south right-of-way line of 69th Street North, thence east to the west right of way line of Broadway Avenue; thence north along the west right of way line of Broadway Avenue to a point located 495 feet south of the north line of the Southwest 1/4 of Section 4, Township 26 South; thence east to the north/south center line of said Southwest 1/4 of Section 4; thence north 495 feet; thence west to the west right of way of Broadway Avenue; thence north along said west right-of-way to a point located on the south line of the northeast 1/4 of the Northeast 1/4, Section 5, Township 26 South; thence west 1320 feet; thence north to the south line of 77th Street North; thence east along the south right-of-way of 77th Street North to the west right-of-way of Broadway Avenue; thence north along said west right-of-way to a point located 471 feet north of the southwest corner of the Northwest 1/4 of Section 28, Township 25 South; thence east 368.18 feet; thence north 337.15 feet; thence west 368.18 feet to the west right-of-way line of Broadway Avenue; thence north along said west right-of-way to the north right-of-way of 93rd Street North; thence east to the east right-of-way of Broadway Avenue; thence north 70.7 feet; thence east 150 feet; thence north 108 feet; thence east 207.4 feet; thence north 150 feet; thence east 17.5 feet; thence north 90 feet; thence east 235 feet to a point located 665 feet east of the west section line of Section 21, Township 25 South; thence north along a line located 665 feet east of said west line of Section 21 a distance of 2,053.03 feet; thence west 605.01 feet to the east right-of-way of Broadway Avenue; north along said east right-of-way to a point 445 feet south of the north line of the southwest 1/4, Southwest 1/4, Section 16, Township 25 South; thence east 440 feet, thence north 445 feet; thence east along the north line of the south half of southwest 1/4, of Section 16 to a point east of the right-of-way line of I-135 an approximate distance of 1,907 feet, said point being the northwest corner of Parcel Number GT 00107000A; thence south an approximate distance of 1,330 feet to the north line of Section 21, Township 25 South; thence west to the east right-of-way line of I-135; thence south along said I-135 right-of-way to the center of Section 21, Township 25 South, thence east along the center of section to a point 330 feet west of the east line of the northwest 1/4, Southeast 1/4 of said Section 21; thence south to the south line of the northwest 1/4, Southeast 1/4 of said Section 21; thence east 88 feet; thence south to the north right-of-way line of 93rd Street North; thence along said right-of-way west to a point located 533.20 feet east of the center line (N/S) of said Section 21; thence north to the south line of the northwest 1/4, of the Southeast 1/4 of said Section 21; thence west 327.7 feet to the east right-of-way of I-135; thence south along I-135 right-of-way to the centerline of Section 28, Township 25 South; thence easterly on the center line of said Section 28 to the Southwest Corner of the Southeast Quarter of the Northeast Quarter of Section 28, Township 25 South; thence north to the northwest corner of Lot 1, Bole Addition; thence east to the northeast corner of Lot 2, Bole Addition; thence south to the northwest corner of Lot 3, Bole Addition; thence east to the



northeast corner of Bole Addition, said point being the west right-of-way line of Hydraulic Avenue; thence south along the west right of way of Hydraulic Avenue to the Southeast corner of Bole's Addition; thence east to the east right of way of Hydraulic Avenue; thence south along the east right of way of Hydraulic Avenue to the south line of southwest 1/4 of the northwest 1/4 of Section 34, Township 25 South, Range 1 East; thence east to southeast corner of the northwest 1/4 of the northwest 1/4 of Section 34, Township 25 South, Range 1 East; thence south to the half section line of said Section 34; thence east to the center of said Section 34; thence south to the south line of said Section 34; thence west to the Northeast corner of the Northwest 1/4 of Section 3, Township 26 South; Thence south to the East/West center line of said Section 3; thence west along said south line of the Northwest 1/4 of said Section 3 a distance of 1,967 feet; thence north 264 feet; thence west 270 feet; thence south 212 feet; thence west 403 feet; thence south 52 feet to the Southwest corner of the Northwest 1/4 of Section 3; thence west 1338.57 feet to the Northeast corner of the west 1/2 of the Southeast 1/4 thence to the Southeast corner of the west 1/2 of the Southeast 1/4 of said Section 4; thence west to a point located 300 feet east of the east right-of-way line of I-135; thence southerly parallel to and 300 feet east of the east right-of-way of said I-135 to the north right-of-way of 69th Street, thence easterly on the north right-of-way of 69th Street to the west line of Section 2, Township 26 South; thence north along said west line of said Section 2 to a point located 400 feet north of the south line of the Northwest 1/4 of said Section 2; thence east 845 feet; thence south 400 feet to the north line of Wildwood Acres; thence east to the Northeast corner of Wildwood Acres; thence south to the Northeast corner of lot 9, Wildwood Acres; thence west along the north line of said lot 9 to the east line of lot 8; thence north on the east line of lot 8 to the Northeast corner of said lot; thence southwesterly along the north line of lot 8 to the Northwest corner of said lot; thence southeasterly along the west line of lot 8 to the north line of lot 3; thence east on the north line of lot 3 to the east line of Wildwood Acres; thence south along the east line of Wildwood Acres projected to the south right of way line of 69th Street North; thence west along the south right of way line of 69th Street North to the east line of High Ridge 2nd Addition; thence south on the east line of High Ridge 2nd Addition projected to the south line of the Northeast 1/4 of Section 10, Township 26 South; thence westerly along said south line to a point located 100 feet west of the northeast corner of the west half of the southeast quarter of Section 10, Township 26 South, thence south 1319.92 feet parallel to the said west half of the Southeast Quarter of Section 10; thence east 100 feet back to the west half of the Southeast Quarter of Section 10; thence south on said line to the north right-of-way line of 61st Street North; thence west 548.40 feet; thence south 80 feet to the south right-of-way line of 61st Street North; thence east 856 feet; thence south parallel with the west line of the Northeast 1/4 of Section 15, Township 26 South; to the point of beginning.

AND

Hydraulic Avenue right-of-way beginning at the northwest corner of the Southwest Quarter of the Northwest Quarter of Section 34, Township 25 South, Range 1 East, south to the half section line of said Section 34, Township 25 South, Range 1 East.



AND

The east 1/2 of the southeast 1/4 of the Southeast 1/4 except beginning at the northeast corner of the southeast 1/4 of the Southeast 1/4; thence south 73.87 feet; thence west to the west line of the east 1/2 of the southeast 1/4 of the Southeast 1/4; thence north to the northwest corner of said east 1/2; thence east to beginning and except the east 30 feet for road, Section 21, Township 25 South,

AND

The east 1/2 of the west 1/2 of the southeast 1/4 of the Southeast 1/4; except beginning northeast corner of the east 1/2 of the west 1/2 of the southeast 1/4 of the Southeast 1/4; thence west 324.08 feet; thence south 83.05 feet; thence east to the east line of said east 1/2; thence north to the beginning, Section 21, Township 25 South,

AND

Beginning 700 feet east and 68.97 feet north of the southwest corner of the north 1/2 of the Southeast 1/4; thence east 1895.38 feet to the east line of the Southeast 1/4; thence north 485 feet; thence west 1899.9; thence south to beginning, Section 3, Township 26 South,

AND

Beginning 546.8 feet east of the Southwest Corner of Section 8, Township 26 South, Range 1 East; thence north 1321.98 feet to a point on the north line of the south half of the Southwest Quarter of said Section 8; thence east to the west right-of-way line of the Wichita-Valley Center Floodway as recorded in deed dated 4/25/57; thence south to a point on the section line of said Section 8, said point being 350 feet west of the Southeast Corner of the Southwest Quarter of said Section 8; thence west along said section line to the point of beginning.

AND

Beginning 1324.6 feet east of the NW corner of the NW 1/4 , then south 270.22 feet; thence east 161.2 feet; thence north 270.22 feet; thence west 161.2 feet back to the point of beginning, EXCEPT Street North Sec 9-T26S-R1E.

EXCEPT

Beginning 30 feet north of the Southeast corner of the Southwest 1/4 of Section 28, Township 25 South; thence west 231 feet; thence north 252.9 feet thence east 462 feet; thence south 252.86



feet; thence west 231 feet back to the point of beginning. Generally Known as: 617 East 69th Street North. PIN 00268568

EXCEPT

Beginning at a point located 821.4 feet east of the northwest corner of the Northwest 1/4, Section 9, Township 26 South; thence south to the north line of the south 1/2 of the Northwest Quarter of said Section 9; thence east along said south 1/2 line to the west right-of-way line of Interstate I-135, thence northerly on the west right-of-way of said I-135 to the north line of Section 9, Township 26 South, thence west to a point 732.2 feet west of the southeast corner of the southwest Quarter of Section 4, Township 26 South, thence north 30.00 feet to the north right-of-way of 69th Street; thence west along the north right-of-way line of 69th Street North to the west line of the east 1/2 of the Southwest Quarter of Section 4, Township 26 South; thence north along said west line 504.54 feet; thence west 560.24 feet; thence south back to the point of beginning.

EXCEPT

Lot 1, Block A of the Coliseum Park Second Addition to Park City, Sedgwick County, Kansas;

EXCEPT

A parcel beginning at the NE corner of Lot 1 Block A of the Coliseum Park Second Addition; thence north along the west right of way of Hydraulic Avenue 1051.33 feet; thence west 1471.14 feet; thence south 419.11 feet; thence west 1068.17 feet to the east line of I-135; thence south along said right of way of I-135 to the NWcorner of Coliseum Park Second Addition; thence east along the north line of said addition back to the point of beginning.



Agenda Item #8

Prepared By: Eric Miner, Public Works Director

Summary:

DISCUSS AND CONSIDER APPROVING REPLACEMENT OF MOTOR GRADER

Background:

The current Public Works motor grader is a 1985 Champion 720A. It was purchased used in 1992 for a cost \$37,500 and currently has 4,800 hours. Over the past couple of years, it has taken substantial effort to keep it operating as it is difficult to find replacement parts. Public Works maintains seven dirt roads throughout the City and this piece of equipment is vital to that process. The cost of a new grader ranges from \$225,000 and up, which prompted Staff to research gently used machines.

Working with Foley Equipment, Staff located a 2014 CASE Model 865B for \$100,000 with a trade-in allowance of \$10,000 for our old grader. Although a 5-year lease/purchase financing is available at 3.85% (Annual payments of \$22,904.79), Staff is recommending purchasing the grader utilizing the Special Streets and Highway Fund.

Fiscal Impact

Unbudgeted. The FY2020 budget has \$274,000 budgeted under Special Streets and Highway Fund Capital Outlay.

Staff Recommendation

Staff recommends purchasing the 2014 CASE Model 865B motor grader for \$90,400 (\$400 documentation fees).

Attachments

- Foley Equipment proposal



Quote 174025-01
January 22, 2020

CITY OF PARK CITY
1941 E 61ST ST N
PARK CITY
Kansas
67219-1909

Attention: ERIC MINER

Dear Sir,

We would like to thank you for your interest in our company and our products, and are pleased to quote the following for your consideration.

CATERPILLAR Model: 865B MotorGraders

STOCK NUMBER: SGU0129
1,268.30

SERIAL NUMBER: NEAF04758

YEAR: 2014

SMU:

We wish to thank you for the opportunity of quoting on your equipment needs. This quote is contingent upon Customer's acceptance of Foley's standard terms and conditions. This quotation is valid for 30 days, after which time we reserve the right to re-quote. If there are any questions, please do not hesitate to contact me.

Sincerely,

Ulises Treto
Regional Sales Representative



CATERPILLAR Model: 865B MotorGraders

STANDARD EQUIPMENT

POWERTRAIN, Air cleaner, dual stage dry type radial, seal with service indicator through, messenger and automatic dust ejector, Air-to-air after cooler (ATAAC), Brakes, oil disc, four-wheel, hydraulic, Demand fan, hydraulic, Differential, lock/unlock, auto, Drain, engine oil, ecology, Engine:, -C7.1 diesel, with automatic, engine derate, and idle control., -Optimized VHP Plus, -Engine ECO mode, -Fuel-water separator, Parking brake, multi-disc, sealed, and oil cooled, Priming pump, fuel, Transmission, 8 speed forward and 6, speed reverse, power shift, direct, drive

ELECTRICAL, Alarm, back-up, Alternator,, Batteries, maintenance free, Electrical system, 24V

OPERATOR ENVIRONMENT, Display, digital speed and gear, Gauge, machine level, Gauges (analog) inside the cab, (includes fuel, articulation, engine, coolant temp, engine RPM, and, hydraulic oil temp), Ladders, cab, left and right side, Message operator information display,, meter, hour, digital, ISO 6394 (70% fan speed), Throttle control, electronic,

SAFETY AND SECURITY, Clutch, circle drive slip, Doors, engine compartment,, Ground level engine shutdown, Seat belt, retractable 76.2 (3")

TIRES, RIMS, AND WHEELS, A partial allowance for tires, on 254mm x 609mm (10"x24") multi-, piece rims is included in the base, machine weight and price

OTHER STANDARD EQUIPMENT, CD ROM parts book, Doors, service compartment,, locking, SOS ports, engine, hydraulic,, transmission, coolant, fuel, Tool box, Fuel tank, 225 liters (59 gallon), Radiator, cleanout access



MACHINE SPECIFICATIONS

Description

Reference No

14' MOLDBOARD

AIR CONDITIONER

AIR SUSPENSION SEAT

ALL WHEEL DRIVE

BLADE EXTENSION

EROPS

LIGHTING

MIRRIORS

THROTTLE LOCK

VARIABLE HORSEPOWER



SELL PRICE	\$100,000.00
LESS GROSS TRADE ALLOWANCE	(\$10,000.00)
PLUS ANY APPLICABLE TAXES	\$90,000.00

TRADE-INS

Model	Make	Serial Number	Year	Trade Allowance
720A	CHAMPION (CH)	720a1472016372	1994	\$10,000.00

F.O.B./TERMS

Wichita, KS

PAYMENT TERMS

Lease Terms

CASH WITH ORDER	BALANCE TO LEASE	TERM	PERIOD PAYMENT	RATE	OPTIONAL BUY-OUT	DOCUMENT FEE	AMOUNT
\$0.00	\$90,400.00	5(Annual)	\$20,220.61	3.85	\$1.00	\$400.00	\$100,000.00

The above lease is based on the following:

- Taxes are extra on the monthly payments and the buy-out
- If the machine is not purchased at the end, then it must be returned in average condition with normal wear-and-tear
- The customer is responsible for all maintenance and repairs on the machine using genuine Cat parts only
- Tires, undercarriage, and all ground engaging tools (i.e. teeth, cutting edges) must be at 50% remaining, minimum, if the unit is not purchased at the end of the lease
- The above is subject to approval by Caterpillar Finance

Accepted by _____ on _____

Signature



Agenda Item # 9

Prepared By: Doug Moshier, City Attorney

Summary:

DISCUSS AND CONSIDER ORDINANCE AMENDING SECTIONS 8-1201, 8-1204, 8-1205 AND 8-1206 OF THE MUNICIPAL CODE RELATING TO PROHIBITING LOUD AND UNNECESSARY NOISE AND ESTABLISHING EXCEPTIONS TO THAT PROHIBITION

Background:

The Council recently adopted a comprehensive noise ordinance. In the discussions preceding the adoption councilmembers raised several concerns about the scope of the prohibitions set out in that ordinance.

Specific questions were raised concerning 81 Speedway, Jeeps and the Kansas Highway Patrol shooting range and the applicability of the noise limitations set out in the noise ordinance to these businesses and facilities.

The proposed amending ordinance would except these businesses and facilities from the noise ordinance prohibitions for all activities conducted between 8 am and 10 pm.

The exceptions also address the discharge of fireworks and the operation of trash trucks when they are lawfully performing trash removal services within the City. Fireworks discharge is regulated by the provisions of Chapter 7, Article 2 of the Municipal Code and any concerns over the noise generated from the normal operation of trash removal services can be dealt with within the structure of Chapter 15, Article 5 of the Municipal Code regulating solid waste collection.

In addition, the noise ordinance contained a list of activities which were declared to be noise nuisances regardless of the measured level of noise created. All but one of these specific activities are removed in the amending ordinance. The sole remaining activity is the one related to loud, amplified sound from electronic equipment or musical instruments which disturbs the quiet, comfort or repose of persons in the vicinity. The activities removed were



somewhat antiquated references (steam whistles; hawking of peddlers and the exhaust of steam engines) or can be addressed under other regulatory ordinances of the City.

Fiscal Impact

No fiscal impact on City.

Staff Recommendation

Staff believes that these proposed amendments address the concerns expressed by the Council when the comprehensive noise ordinance was recently adopted.

Attachments

Proposed ordinance amending Sections 8-1201, 8-1204, 8-1205 and 8-1206 of the Municipal Code and redlined copy of these sections showing the changes and deletions from the original sections.



THE CITY OF PARK CITY

ORDINANCE NO. 1089-2020

AN ORDINANCE AMENDING SECTIONS 8-1201, 8-1204, 8-1205 AND 8-1206 OF THE MUNICIPAL CODE OF THE CITY OF PARK CITY, KANSAS, PERTAINING TO THE REGULATION OF LOUD AND UNNECESSARY NOISE WITHIN THE CITY LIMITS.

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

SECTION 1. Section 8-1201 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-1201 Loud and Unnecessary Noise Prohibited.

(a) It is unlawful for any person to make, continue or allow to be made or continued, any excessive, unnecessary, unusual or loud noise which creates a nuisance or injures or endangers the comfort, repose, health or safety of others, or which interferes with the use or enjoyment of property of any person of reasonable sensibilities residing in or occupying the area unless the making and continuing of such noise is necessary for the protection and preservation of property or the health and safety of some individual.

(b) The following acts, which enumeration shall not be deemed to be exclusive, are hereby declared to be noise nuisances in violation of this section and are unlawful:

The playing or permitting or causing the playing of any radio, radio receiving set, television, phonograph, "boom box," loudspeaker, drum, juke box, nickelodeon, musical instrument, sound amplifier or similar device which produces, reproduces or amplifies sound when done in such a manner or with such volume, intensity or with continued duration so as to annoy, to distress or to disturb the quiet, comfort or repose of any person of reasonable sensibilities within the vicinity or hearing thereof. This subsection shall not apply to persons who have written authorization for an event which includes use of such a device, or to the police or public authorities who are using such a device in the performance of their duties.

(c) It shall be a defense to charges filed hereunder that such noise levels did not exceed those set forth in Section 8-1203. Such measurements shall be taken in accordance with the provisions of Section 8-1202 pertaining to noise levels. It shall be the burden of the individual charged to present evidence of decibel readings obtained from properly



calibrated testing equipment operated by an individual trained to operate such equipment. Such evidence shall be submitted to the city prosecutor no later than seven days prior to the trial date of any complaint. Failure to submit such evidence to the city prosecutor will waive any such defense.”

SECTION 2. Section 8-1204 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-1204 Exceptions.

(a) The following activities, so long as they are conducted in daytime hours as a normal function of a permitted use and the equipment is maintained in proper working condition, are excepted from the provisions of this chapter:

- (1) Lawn maintenance;
- (2) Repair of personal use vehicles.

(b) The following activities, so long as they are conducted between the hours of 8 o’clock AM and 10 o’clock PM and on property designated and designed for such activities, are excepted from the provisions of this chapter:

- (1) Automobile racing;
- (2) Motorcycle racing;
- (3) The operation of an outdoor shooting range.

(c) The discharge of fireworks so long as such discharge is done in compliance with the regulations contained in Chapter 7, Article 2 of the Municipal Code of the City of Park City, Kansas, is excepted from the provisions of this chapter.”

SECTION 3. Section 8-1205 of the Municipal Code of the City of Park City, Kansas is hereby amended to read as follows:

“8-1205 Application for One-Time Use of Sound Amplification Equipment.

To receive written authorization for the use of sound amplification equipment as permitted under 8-1201(b), a person must complete and file an application for such authorization with the City on a form approved by the City. The applicant must provide the following information:

- (a) The type of proposed event or activity;
- (b) The number of participants for the proposed event or activity;



- (c) The location, including street address of the area to be utilized for the activity;
- (d) The date or dates and specific times for the activity;
- (e) The plans for sound control and sound amplification, including the number, location and power of amplifiers and speakers.
- (f) The name, address and phone number of the party responsible for the event."

SECTION 4. Section 8-1206 of the Municipal Code of the City of Park City, Kansas is hereby created to read as follows:

“8-1206. Review process.

(a) In determining if written authorization should be granted as allowed by 8-1201 (b) the following factors are to be considered by the City Administrator or his or her designee:

- (1) The volume of the noise;
- (2) The volume of the existing background noise, if any;
- (3) The zoning of the area within which the noise emanates, as well as where the noise can be heard;
- (4) The time of the day or night the noise occurs;
- (5) The duration of the noise.

(b) No authorization may be issued for the use of sound amplifiers, loud-speakers or other similar devices between the hours of 10:00 p.m. and 8:00 a.m. Sunday through Thursday and the hours of 11:00 p.m. and 8:00 a.m. on Friday and Saturday.

(c) No authorization may be issued for noise levels in excess of eighty (80) db (A)."



SECTION 5. The originals of Sections 8-1201, 8-1204, 8-1205 and 8-1206 of the Municipal Code of the City of Park City, Kansas are hereby repealed.

SECTION 6. This Ordinance shall be included in the Municipal Code of the City of Park City and shall take effect and be in force from and after its publication in the official city newspaper.

ADOPTED by the governing body of the City of Park City, Kansas, on _____, 2020 and approved and signed by the Mayor.

ATTEST:

CITY OF PARK CITY, KANSAS

Marlo Rugg, City Clerk

Ray Mann, Mayor



“8-1201 Loud and Unnecessary Noise Prohibited.

(a) It is unlawful for any person to make, continue or allow to be made or continued, any excessive, unnecessary, unusual or loud noise which creates a nuisance or injures or endangers the comfort, repose, health or safety of others, or which interferes with the use or enjoyment of property of any person of reasonable sensibilities residing in or occupying the area unless the making and continuing of such noise is necessary for the protection and preservation of property or the health and safety of some individual.

(b) The following acts, which enumeration shall not be deemed to be exclusive, are hereby declared to be noise nuisances in violation of this section and are unlawful:

(1) The playing or permitting or causing the playing of any radio, radio receiving set, television, phonograph, "boom box," loudspeaker, drum, juke box, nickelodeon, musical instrument, sound amplifier or similar device which produces, reproduces or amplifies sound when done in such a manner or with such volume, intensity or with continued duration so as to annoy, to distress or to disturb the quiet, comfort or repose of any person of reasonable sensibilities within the vicinity or hearing thereof. This subsection shall not apply to persons who have written authorization for an event which includes use of such a device, or to the police or public authorities who are using such a device in the performance of their duties.

~~(2) Steam Whistles. The blowing of any steam whistle attached to any stationary boiler, except to give notice of the opening or closing of the establishment or institution, or of the time to begin or stop work, or as a warning of danger.~~

~~(3) Exhaust of Steam Engines, Etc. The discharge into the open air of the exhaust of any stationary steam engine, internal combustion engine, noise creating blower or power fans, or devices operated by compressed air, except through a muffler or other device which will effectively prevent loud or explosive noises therefrom.~~

~~(4) Motor Vehicles. The use of any motor vehicle, motorcycle, bus or other vehicle so out of repair or in such a manner as to create loud or unnecessary grating, grinding, rattling or other noise which shall annoy, distress or disturb the quiet, comfort or repose of any person of reasonable sensibilities within the vicinity.~~

~~(5) Peddlers, Hawkers, Etc. The raucous shouting, whistling, yelling, singing, hooting or crying of peddlers, hawkers, vendors before eight a.m. or after ten p.m.~~



~~(6) Loading and Unloading. The creation of loud, excessive and unreasonable noise in connection with loading or unloading any vehicle, in the opening and destruction of bales, boxes, crates and containers or in the handling of ash, trash and garbage cans, either in the loading or unloading, or the creation by improper loading of excessive and unreasonable noise by the transportation of any materials over and along streets.~~

(c) It shall be a defense to charges filed **hereunder** pursuant to ~~subsection (a)~~ that such noise levels did not exceed those set forth in Section 8-1203. Such measurements shall be taken in accordance with the provisions of Section 8-1202 pertaining to noise levels. It shall be the burden of the individual charged to present evidence of decibel readings obtained from properly calibrated testing equipment operated by an individual trained to operate such equipment. Such evidence shall be submitted to the city prosecutor no later than seven days prior to the trial date of any complaint. Failure to submit such evidence to the city prosecutor will waive any such defense.”

“8-1204 Exceptions.

(a) The following activities, so long as they are conducted in daytime hours as a normal function of a permitted use and the equipment is maintained in proper working condition, are excepted from the provisions of this chapter:

- (a1) Lawn maintenance;
- (b2) Repair of personal use vehicles.

(b) The following activities, so long as they are conducted between the hours of 8 o’clock AM and 10 o’clock PM and on property designated and designed for such activities, are excepted from the provisions of this chapter:

- (1) Automobile racing;
- (2) Motorcycle racing;
- (3) The operation of an outdoor shooting range.

(c) The discharge of fireworks, so long as such discharge is done in compliance with the regulations contained in Chapter 7, Article 2 of the Municipal Code of the City of Park City, Kansas, is excepted from the provisions of this chapter.”

“8-1205 Application for One-Time Use of Sound Amplification Equipment



To receive written authorization for the use of sound amplification equipment as permitted under 8-1201(b)(4), a person must complete and file an application for such authorization with the City on a form approved by the City. The applicant must provide the following information:

- (a) The type of proposed event or activity;
- (b) The number of participants for the proposed event or activity;
- (c) The location, including street address of the area to be utilized for the activity;
- (d) The date or dates and specific times for the activity;
- (e) The plans for sound control and sound amplification, including the number, location and power of amplifiers and speakers.
- (f) The name, address and phone number of the party responsible for the event."

“8-1206. Review process.

(a) In determining if written authorization should be granted as allowed by 8-1201(b)(4) the following factors are to be considered by the City Administrator or his or her designee:

- (1) The volume of the noise;
- (2) The volume of the existing background noise, if any;
- (3) The zoning of the area within which the noise emanates, as well as where the noise can be heard;
- (4) The time of the day or night the noise occurs;
- (5) The duration of the noise.

(b) No authorization may be issued for the use of sound amplifiers, loud-speakers or other similar devices between the hours of 10:00 p.m. and 8:00 a.m.



Sunday through Thursday and the hours of 11:00 p.m. and 8:00 a.m. on Friday and Saturday.

(c) No authorization may be issued for noise levels in excess of eighty (80) db (A)."



Agenda Item # 10

Prepared By: Sean Fox, City Administrator

Summary:

DISCUSS AND CONSIDER SCHEDULING A TRAFFIC STUDY WORKSHOP TO EVALUATE ALTERNATIVE GEOMETRIC CONFIGURATIONS AND TRAFFIC CONTROL ALTERNATIVES FOR THE RECONSTRUCTION OF THE 61ST STREET NORTH AND BROADWAY INTERSECTION ON FEBRUARY 25, 2020 AT 6:00 PM.

Background:

WSP recently completed an Intersection Control Evaluation (ICE) related to KDOT Project No. 087 N-0691-01. The study evaluated various intersection configurations and traffic control alternatives, based on review of existing conditions, traffic operations, safety, and total costs.

Staff recommends scheduling a follow-on Special Workshop on February 25, 2020 at 6:00 PM to review and discuss the merits of intersection alternatives outlined and to make a design recommendation going forward.

Fiscal Impact:

KDOT Project No. 087 N-0691-01 is a 80/20 WAMPO funded project.

Staff Recommendation:

Staff recommends scheduling a Special Workshop on February 25, 2020 at 6:00 PM

Attachments:

None.

