

EL DORADO CITY COMMISSION – REGULAR MEETING AGENDA
CITY HALL – 220 E. FIRST AVENUE
March 5, 2018 – 6:30 PM

- 1. Call to Order**
- 2. Roll Call**
- 3. Invocation – Andrew Conard – United Methodist Church**
- 4. Pledge of Allegiance**

Proclamations and Recognition

- 5. SWAW Proclamation**

Personal Appearances. Personal appearances are opportunities for organizations or citizens to make special presentations before the City Commission. Such appearances are scheduled in advance of the meeting by calling City Clerk Tabitha Sharp at (316) 321-9100 by 5:00 pm the Tuesday preceding the meeting. Presentations are limited to ten minutes. Any presentation is for information purposes only; no action will be taken.

- 6. Emily Connell – El Dorado Main Street**

- 7. Public Comments.** Persons who wish to address the City Commission regarding items not on the agenda and that are under the jurisdiction of the City Commission may do so when called upon the Mayor. Comments on personnel matters and matters pending in court are not permitted. Speakers are limited to three minutes. Any presentation is for information purposes only; no action will be taken.

Consent Agenda (*Consent agenda items will be acted on by one motion unless a majority of the City Commission votes to remove an item for discussion and separate action.*)

- 8. Meeting Minutes: February 19, 2017 City Commission Minutes.**

Old Business

- 9. None**

New Business

- 10. Sales Tax Allocation to the Elks Lodge**
- 11. USD 490 Facilities Lease Agreement**
- 12. Liquor Tax Monies**
- 13. Paving Oil Hill Rd/Rocky Rd**
- 14. No Parking Signs – North Residence**
- 15. Cross Connection Fee Increase**
- 16. Fats, Oils and Greases Ordinance**
- 17. Municipal Court Fees**

Reports

- 18. City Commission and Advisory Board Updates**
- 19. City Manager**
 - a. 4th Quarter Financial Report**

Executive Session

20. None

Adjournment

21. Consideration of a motion to adjourn the March 5, 2018 regular meeting

PUBLIC COMMENT POLICY:

Citizens are encouraged to address the City Commission during regularly scheduled meetings. This policy is intended to provide some guidelines to ensure that all El Dorado citizens have a chance to address the Commission.

1. Each citizen will state their name and address before making comments.
2. There are no residency requirements.
3. Each citizen will have 3 minutes to present his or her comments.
4. An extension of time, if necessary, may be approved but must be by a majority of the City Commission.
5. Comments or questions will be directed only to the City Commission.
6. Citizens will follow the decorum policy.
7. Debate or argument between parties in the audience will not be allowed.
8. Certain legal issues may not be discussed. (Examples include but are not limited to personnel issues, lawsuits, etc.)
9. Violation of this public comment policy will result in the citizen being directed to cease or resume sitting.

Approved by the Commission this 2nd day of May 2005.

The Mayor opened the floor for Public Comments.

PROCLAMATION

WHEREAS, the severe weather and tornado season in Kansas has always been known as a potentially dangerous time; and

WHEREAS, Butler County, Kansas has experienced over 70 reported tornadoes since 1950, resulting in almost 30 deaths and more than 250 injuries; and

WHEREAS, everyone is potentially at risk during thunderstorms and the tornado season, which can last from March through November; and

WHEREAS, the National Weather Service in conjunction with the State of Kansas and Butler County will be conducting a severe weather drill with local tornado sirens, NOAA Weather Radio alarms, and the Emergency Alert System on Tuesday, March 6th at 10:00 a.m.; and

WHEREAS, the purpose of the Severe Weather Awareness Week is to heighten the public's awareness to the dangers that severe weather and tornadoes can possess;

NOW, THEREFORE, BE IT RESOLVED THAT I, Vince Haines, Mayor of the City of El Dorado, do hereby proclaim March 5th – 9th, 2018 as

SEVERE WEATHER AWARENESS WEEK

in the City of El Dorado, and I urge all citizens to support efforts to recognize the need to increase awareness of the potential dangers of severe weather; and

IN WITNESS THEREOF, I have hereto set my hand and caused the Official Seal of the City of El Dorado, Kansas to be affixed this 5th day of March, 2018.

Vince Haines, Mayor

SEAL

Tabitha Sharp, City Clerk

EL DORADO CITY COMMISSION MEETING

February 19, 2018

The El Dorado City Commission met in a regular session on February 19, 2018 at 6:30 p.m. in the Commission Room with the following present: Mayor Vince Haines, Commissioner Matt Guthrie, Commissioner Nick Badwey, Commissioner Kendra Wilkinson, and City Manager David Dillner, City Engineer Scott Rickard and City Clerk Tabitha Sharp. Absent: Commissioner Gregg Lewis and City Attorney Ashlyn Lindskog.

VISITORS

Levi Yager	Butler County Times Gazette	El Dorado, KS
Brad Meyer	222 E 2 nd	El Dorado, KS
Kevin Wishart	220 E 1 st	El Dorado, KS
Ken and Kyle Huffman	6861 SW 18 th	El Dorado, KS
James Cook	719 Fredrick Dr	El Dorado, KS
Cheryl Acuff	1420 W 6 th Ave	El Dorado, KS
Tim Baker	128 N Vine	El Dorado, KS
Keith Lawing	REAP	Wichita, KS

CALL TO ORDER

Mayor Vince Haines called the February 19, 2018 meeting to order.

INVOCATION

Mark Somerville, Family Worship Center, opened the meeting with an invocation.

PLEDGE OF ALLEGIANCE

The City Commission led the Pledge of Allegiance.

RECOGNITION

Kyle Huffman was presented with an award for his construction of a Gaga Ball Pit in North Main Park.

PUBLIC COMMENT

Mayor Vince Haines opened the floor for public comment.

There were none.

CONSENT AGENDA

Approval of the City Commission Minutes from February 5, 2018.

Approval of Appropriation Ordinance No. 01-18 in the amount of \$1,564,717.54.

EL DORADO CITY COMMISSION MEETING

February 19, 2018

Approval of the following appointments:

Advisory Board	Term	Appointee
Board of Appeals/Code Review	Feb 2018-Dec 2019	Robbie Pollard
Board of Appeals/Code Review	Feb 2018-Dec 2021	Eddie Dean Jr.
El Dorado Inc.	Feb 2018-Dec 2021	Vince Haines Stacy Guthrie Chase Locke
CTC	Feb 2018-Dec 2019	Perry Schuckman
Sales Tax Committee	2018	Andy Waller Josh Hall Stacy Guthrie Dan Davis Patrick Todd Wendy Wilkinson David Stewart

Commissioner Nick Badwey moved to approve the consent agenda as presented.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 4 – 0.

NEW BUSINESS

REGIONAL ECONOMIC AREA PARTNERSHIP (REAP) PRESENTATION

Keith Lawing, Regional Economic Area Partnership, discussed the purpose of REAP. He also discussed how REAP will be moving forward to affect local business, industry and politics over the next year.

APPLICATION TO REZONE 2058 SE HIGHWAY 54

City Engineer Scott Rickard stated that we have received a request to rezone this property from Agricultural Residential to an R-3 Multiple Family Dwelling District. The property is within the City's growth area. The Planning Commission voted to approve the application 5 – 0.

Commissioner Matt Guthrie asked what the change was for.

Mr. Rickard stated that it would help facilitate future use as well as the current plan.

Commissioner Nick Badwey moved to approve Case No. 18-001-REZ, requesting a rezoning of 2058 SE Highway 54 to R-3 Multiple Family Dwelling District and that Ordinance No. G-1270 be approved.

Commissioner Kendra Wilkinson seconded the motion.

EL DORADO CITY COMMISSION MEETING

February 19, 2018

ROLL CALL VOTE

Position No. 1	Commissioner Matt Guthrie	Yes
Position No. 2	Commissioner Gregg Lewis	Absent
Position No. 3	Commissioner Nick Badwey	Yes
Position No. 4	Commissioner Kendra Wilkinson	Yes
	Mayor Vince Haines	Yes

ZONING ORDINANCE AMENDMENT

City Engineer Scott Rickard stated that staff are requesting an increase for the fees for rezoning, SUP's, and variance fees from \$100 to \$150. The Planning Commission has recommended approval of the increase. He stated that the increase is intended to cover costs associated with publication for these items.

Commissioner Matt Guthrie asked if this was enough compared to other cities.

Commissioner Nick Badwey asked if we would have to revisit this in a year or if staff were confident that it would cover the costs for some time.

Mr. Rickard stated that currently our larger publication costs run around \$115, so there is room to grow. He stated that the Planning and Zoning Coordinator is in the process of reviewing the zoning code and ensuring that we are taking care of items that need to be removed and costs that need to be increased.

Mayor Vince Haines stated that he was comfortable with moving it to \$150 if staff are going to keep an eye on the costs.

Mayor Vince Haines moved to approve the proposed zoning amendments, increasing rezoning, SUP and variance fees to one hundred fifty dollars and that Ordinance No. G-1271 be approved.

Commissioner Matt Guthrie seconded the motion.

ROLL CALL VOTE

Position No. 2	Commissioner Gregg Lewis	Absent
Position No. 3	Commissioner Nick Badwey	Yes
Position No. 4	Commissioner Kendra Wilkinson	Yes
	Mayor Vince Haines	Yes
Position No. 1	Commissioner Matt Guthrie	Yes

REFUSE ORDINANCE AMENDMENT

City Manager David Dillner stated that the proposed ordinance will increase the refuse fees \$1 which staff believe will be sufficient to cover the increase costs for recycling.

EL DORADO CITY COMMISSION MEETING

February 19, 2018

City Clerk Tabitha Sharp stated that the Ordinance will be effective March 1st and be seen by the citizens on their April utility bill.

Commissioner Nick Badwey moved to approve Ordinance No. G-1272, an Ordinance amending Chapter 8.04 of the municipal code pertaining to refuse collection and disposal rates.

Commissioner Kendra Wilkinson seconded the motion.

ROLL CALL VOTE

Position No. 3	Commissioner Nick Badwey	Yes
Position No. 4	Commissioner Kendra Wilkinson	Yes
	Mayor Vince Haines	Yes
Position No. 1	Commissioner Matt Guthrie	Yes
Position No. 2	Commissioner Gregg Lewis	Absent

INDUSTRIAL PARK MASTER PLAN

City Engineer Scott Rickard stated that there is approximately 280 acres west of the turnpike that the City and their partners wish to see developed. He stated that as we recruit prospects for this site, we need to understand the infrastructure needs, entrances, exits, access to the turnpike, and utility needs. He stated that it is difficult now to have a plan to present to these prospects, and so this plan will provide those items.

Mr. Rickard stated that after interviewing six candidates, PEC was selected as the best source for the plan. He stated that funding for our half of the plan will come from the Industrial Mill Levy. El Dorado Inc. has agreed to pay half of the costs which is \$40,650.

Commissioner Matt Guthrie asked what discussions were held prior.

Mr. Rickard stated that there was reluctance to spend money on bare ground. He stated that this will help us market that property better.

Mayor Vince Haines stated that this doesn't approve any work to be done on the property, but it allows us to see what road blocks might be in place prior to visiting with future prospects.

Mr. Rickard stated that understanding the costs will help us better choose a prospect that brings enough jobs and investment to our community. He stated that this will help us begin our growth to the west.

Commissioner Guthrie asked what the turnaround time was.

Mr. Rickard stated that it would be within the year, the City Manager will provide updates until it is completed.

EL DORADO CITY COMMISSION MEETING

February 19, 2018

Commissioner Matt Guthrie moved to allow the City Manager to sign the contract with PEC for the development of a Master Plan for the Industrial park west of the turnpike.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 4 – 0.

REPORTS

CITY COMMISSION

Commissioner Kendra Wilkinson stated that she has met with the Youth Commission, they worked with the Fire Department learning to use fire extinguishers. They are also discussing a community clean-up project.

Commissioner Nick Badwey expressed condolences to the Chase and Naill families.

Commissioner Matt Guthrie stated that the CTC board discussed the decrease in bed tax. He stated that they are also looking at increases in fees for the Civic Center and Train Depot.

Commissioner Guthrie encouraged citizens to be informed of the tethering law for animals. He stated that animals are not allowed to be tethered for more than an hour and the Commission has encouraged staff to look into animals that are being tethered too long.

Commissioners Badwey and Guthrie wished Commissioner Lewis a speedy recovery from his eye surgery.

Commissioner Guthrie stated that Scott Rickard did a good job presenting information on the drainage study at the Main Street meeting last week.

CITY MANAGER

City Manager David Dillner stated that he has attended a few of the partner meetings recently and the same conversation keeps occurring. He stated that he believes it is time for the city to facilitate a meeting with the partners so that everyone can understand what their responsibilities are.

City Manager Dillner stated that city staff met with the Butler County Youth Livestock group. They are interested in building an arena in our community. They have recently settled on building an arena in our business park near the turnpike. He stated that they are discussing how to move forward. He stated that discussion has been held regarding the old Honor Camp, but there is significant cost involved in raising the buildings and a discussion with the Corp must be had in order to approve use of the property.

City Manager Dillner stated that the Police Department has five open positions with two conditional offers out. He encouraged interested individuals to apply with the City.

EL DORADO CITY COMMISSION MEETING

February 19, 2018

Mayor Vince Haines asked if the \$30,000 granted to the arena group had been spent.

City Engineer Scott Rickard stated that the 4-H group is interested in a one-use facility and that is not what the City had in mind when the money was granted, so the money has not been released.

Mayor Haines asked if staff are maintaining conversations with the County to understand what the goals were.

City Manager Dillner stated that he had spoken to County Manager Will Johnson, but they have not gotten all of the groups together to discuss the project.

Mr. Rickard stated that the groups understand that if a larger regional facility is built, money will have to be raised to fund the project.

Mayor Haines asked if the City agreed that the Honor Camp property was a good place for this project.

Mr. Rickard stated that there are some infrastructure concerns.

Mayor Haines asked if the space would be annexed.

Mr. Rickard stated that there was not currently a plan because there is no benefit in doing so. He stated that we are not 100% sure of what the vision of the 4-H board is. He stated that he felt they would communicate throughout.

ADJOURNMENT

Commissioner Nick Badwey moved to adjourn the meeting at 7:34 p.m.

Commissioner Kendra Wilkinson seconded the motion.

Motion carried 4 – 0.

City Clerk Tabitha D. Sharp

Mayor Vince Haines

2018 Commission Priorities

Water Sales • Community Image • Industrial and Business Parks • Parks and Recreation • Public Safety

TO: City Commission
FROM: Tabitha Sharp, City Clerk
SUBJ: Sales Tax Allocation to the Elks Lodge
DATE: February 28, 2018

Background:

The Elks Lodge has received allocations from the 2015 and 2016 Excess Sales Tax Committees for the construction of a new building on Haverhill. The 2017 Excess Sales Tax Committee recommended to the Commission that the money allocated to the Elks be re-allocated in 2018 if they had not moved forward on the construction of the building on Haverhill. Members of the Elks Lodge approached the Commission at the previous work session and requested that the money be re-allocated to the purchase of a building downtown on Pine Avenue. They requested that the money be granted to them so that they make repairs to the upper floors of the building.

Policy Issue:

The City Commission must approve all allocations of excess sales tax.

Alternatives:

The City Commission may choose to allocate the funds elsewhere.

Fiscal Impact:

The 2015 allocation was for \$30,000 and the 2016 allocation was for \$25,000, a total of \$55,000. The funds are currently in the excess sales tax fund.

Trade-offs:

The City Commission can choose to re-allocate the funds elsewhere.

Staff Recommendation:

N/A

Commission Actions:

Commissioner _____ moved that the fund allocated to the Elks Lodge be provided to them for repairs on the conditions that the building be purchased within the next six months and that the Elks Lodge bid all contractor work and select local contractors if possible, and a contract be negotiated by the City Manager for the distribution of those funds once those conditions have been met.

Commissioner _____ seconded the motion.

2018 Commission Priorities

Water Sales • Community Image • Industrial and Business Parks • Parks and Recreation • Public Safety

TO: City Commission
FROM: Tabitha Sharp, City Clerk
SUBJ: USD 490 Facilities Lease Agreement
DATE: February 28, 2018

Background:

A Facilities Lease Agreement for the use of the City's ball fields. The agreement provides provisions for payment and use of the fields. USD 490 has signed the proposed Facilities Lease Agreement for McDonald Stadium and East Park Softball Complex.

Policy Issue:

The City Commission must vote to give the Mayor permission to sign the agreement.

Alternatives:

Not applicable

Fiscal Impact:

The annual lease payment of \$1,000 will assist the City in the operation of the ball fields.

Trade-offs:

Not applicable

Staff Recommendation:

Sign the contract

Commission Actions:

Commissioner _____ moved to direct the Mayor to sign the Lease Agreement with USD 490 regarding the use of McDonald Stadium and East Park Softball Complex.

Commissioner _____ seconded the motion.

LEASE AGREEMENT
McDonald Stadium and East Park Softball Complex

This **LEASE AGREEMENT** made this 14th day of Feb, 2018, ("Effective Date") by and between the City of El Dorado, hereinafter referred to as "City," and United School District No. 490, hereinafter referred to as "Lessee."

The City, for and in consideration of the covenants, agreements and stipulations hereinafter contained, by these presents does grant unto USD 490 ("the Lessee"), and the same hereby from the City, use of McDonald Stadium, located at 298 N. Griffith Street, and East Park Softball Complex, located at 100 S. Woodland Street, and the use of the adjacent parking facilities ("the Premises"), upon the following terms and conditions:

1. **Use of Premises.** Lessee shall be permitted to use and occupy, with first scheduling option, the Premises during all official Kansas State High School Activities Association (KSHSAA) sanctioned athletic events and athletic practices. The Lessee shall be provided with keys and passcodes to the Premises throughout the term of this Agreement. The City shall schedule and approve the use of the Premises by the Lessee and other users, as provided herein.
2. **Lease Rate.** Lessee shall remit to the City an annual lease payment of \$1,000 for use of the Premises. Lease payments shall be remitted to the City within thirty business days of the Effective Date of the Agreement, and in similar manner in future subsequent years the Agreement is effective.
3. **Term.** The term of this Agreement shall be for three years from the Effective Date of the Agreement. The Lessee may terminate its rights in the Agreement by notifying the City, in writing, of its intent to terminate the Agreement, at least thirty days prior to the expiration of the Agreement.
4. **Lessee Event Expenses.** The Lessee is responsible for all expenses related to their respective scheduled events, including setup, supervision, operation and cleanup following events. Requirements for operations and facility usage will be in accordance with usage policies as set by the City.
5. **Signs and Advertising.** The Lessee may shall not be entitled to sublease temporary advertising space at the Premises during their scheduled events without prior approval of the City. The Lessee shall be permitted to display temporary signage for honorees, championship teams, and special athletic events with prior approval of City.
6. **Exclusivity.** Exclusive advertising secured as part of initial funding campaigns is specified in a separate addendum. No advertising may preclude terms and timelines of this Agreement or any addendums thereto. Additional exclusive advertising agreements are at the discretion and approval of the City.
7. **Vendors.** The Lessee shall be entitled to sublease complex services to vendors, and receive the proceeds therefrom, on terms and conditions under this Agreement as acceptable to the City and the Lessee's governing body. The Lessee shall assume full responsibility for any damage resulting from subletting to a vendor.
8. **Non-affiliated Rentals.** The City may allow use of the Premises for events not affiliated with the Lessee, subject to scheduling and City approval. The City will coordinate a Use Schedule ("Schedule") for the Premises. The City shall be the final arbiter of any scheduling dispute if scheduling conflicts arise that cannot be amicably worked out between users. Non-lessee users that wish to have a standing usage agreement for regularly scheduled events will be governed under the terms of a Facility Usage Agreement approved by the City.

9. **Use of Alcohol.** The use of alcohol at the Premises shall be in accordance with all laws, rules, regulations and ordinances of every governmental body or agency whose authority extends to the Premises during any events.
10. **Condition of Premises.** The Lessee shall use all reasonable precaution to prevent waste, damage, or injury to the Premises. Lessee shall always keep the Premises in a clean and presentable condition. Trash shall be removed promptly after use of the Premises by the Lessee. Restrooms, seating areas, common areas, press boxes and other rooms and structures on site shall be free of trash and debris and cleaned after each use. The grounds shall be mowed, trimmed and maintained in a manner that will reflect well on the City and the Lessee. Lessee shall be responsible for providing security for their events. The Lessee shall return the Premises to the City at the expiration, or prior termination, of this Agreement in clean and good condition.

The City shall assess a fee of \$150 per occurrence for failure to maintain the Premises in a manner acceptable to the City, and as provided herein. The City will remedy conditions it deems unsatisfactory within twenty-four hours following an event or prior to the next scheduled event, whichever is sooner. The City shall invoice the Lessee, or other applicable user, within five business days of completing the work. The Lessee shall pay the invoice within ten business days of receipt. The City may elect to terminate the Lease Agreement with the Lessee for failure to remit any assessments invoiced for the City's remedy of unsatisfactory conditions.

11. **Alterations to Premises.** Except as otherwise provided herein, the Lessee shall not make any permanent alterations, additions or improvements to the Premises without the prior written consent of the City. All alterations, additions or improvements to the Premises which shall be made by the Lessee, except Lessee's equipment and supplies not permanently attached or affixed to the Premises, shall become the property of the City and shall remain upon and be surrendered with the Premises as part thereof, without disturbance or damage, upon expiration or termination of this Agreement, unless otherwise expressly agreed to in writing by both parties.
12. **Maintenance.** The City shall make routine improvements and repairs to the Premises caused by normal use, other than damages caused by another party. The City and Lessee will conduct an inspection prior to the commencement of use by Lessee for the season and another inspection following the close of the season. The inspection shall document the initial condition of the Premises and any necessary repairs to be done prior to the first game(s) at the Premises. The final inspection of the season shall document the condition of the Premises and any necessary repairs or improvements to be done prior to the beginning of the next season. The City reserves the right to perform periodic inspections of the Premises to assure compliance with the Agreement.
13. **Capital Improvements.** If a capital improvement to the Premises is desired by one or more of the Lessee, a request shall be made to the City in writing. After the request is delivered, the parties agree to negotiate in good faith on the scope of the project and how capital and ongoing maintenance costs will be shared among the parties, provided, however, that the City is not obligated to agree to any requests for capital improvements or the payment for any capital improvements unless otherwise agreed in writing.
14. **City Equipment.** Only persons authorized by the City may operate City equipment. Use of any City equipment shall be by request and scheduled through the Parks and Recreation Department of the City. Damages to City equipment by Lessee shall be reported immediately. Lessee shall be liable for costs associated with repair or replacement.

15. **Non-authorized Charges.** Lessee shall not charge supplies to the City without prior written approval of the City.
16. **Property Insurance.** The City will maintain all property casualty insurance coverage for the Premises. Lessee shall be responsible for maintaining suitable insurance coverage on contents owned by them. The City shall not be liable for damage or theft of contents owned by Lessee stored on the Premises.
17. **Employment Status.** All persons working for and under each Lessee shall be employees only of the Lessee and shall not be considered employees of the City. In this connection, should any liability arise under the Workers Compensation Act of the State of Kansas due to injury of an employee of the Lessee, the same shall be the sole responsibility of the Lessee.
18. **Assignment.** The rights and privileges of the Lessee under this Agreement are not assignable without the prior, written consent of the City.
19. **Non-Exclusive.** Nothing in this Agreement should be or is intended to be construed as an exclusive license to the Lessee for use of the Premises. The City may, at its sole discretion, enter into similar Agreements with other third parties for use of the Premises. The City will negotiate in good faith with such parties so as to not infringe upon Lessee's use of the Premises as provided herein. The City shall be the final arbiter of any dispute that may arise with another third party authorized to use the Premises that cannot be amicably worked out between users.
20. **Final Agreement.** Except for any separate agreements referenced herein, this Agreement is the entire and final expression of the Agreement between the parties, and it may not be contradicted by evidence of any prior or contemporaneous written or oral agreements or negotiations of the parties.
21. **Applicable Law.** This Agreement shall be construed and enforced in accordance with the laws of the State of Kansas.
22. **Indemnification and Tort Claims Act.** The Lessee shall indemnify and hold harmless the City against all claims for damages to persons or property by reason of Lessee's use or occupancy of the Premises. Notwithstanding any provision herein to the contrary, it is expressly agreed between the parties that the City has not waived any rights it may be entitled to under the Kansas Tort Claims Act, K.S.A. 75-6101 *et seq.*, as amended, and any agreements made by the City found to be inconsistent with the provisions of such Act are hereby declared to be inapplicable to the City.
23. **Amendment.** This Agreement may only be amended by a written amendment executed by all parties. The parties agree that they will meet from time to time, as necessary, to discuss the implementation of the Agreement, and to negotiate in good faith on any amendments that may be needed for the efficient operation and use of the Premises.
24. **Successors and Assigns.** The covenants, terms and conditions of this Agreement shall extend to and be binding upon the successors and assigns of the parties.
25. **Notices.** Notices and communications required to be in writing pursuant to this Agreement shall be effective only if delivered personally, or sent by facsimile, electronic mail, or certified mail, to the following:

El Dorado Public Schools – USD 490
Attn: Superintendent
124 W. Central Avenue
El Dorado, KS 67042

City of El Dorado, Kansas
Attn: City Manager
220 E. First Avenue
El Dorado, KS 67042

IN WITNESS WHEREOF, the parties have executed this Agreement in El Dorado, Butler County, Kansas, the day and year first above written.

EL DORADO PUBLIC SCHOOLS – USD 490

Signed: Licki M. Cash

By: BOE President

Dated: 2-12-18

CITY OF EL DORADO

Signed: _____

By: _____

Dated: _____

2018 Commission Priorities

Water Sales • Community Image • Industrial and Business Parks • Parks and Recreation • Public Safety

TO: City Commission
FROM: Tabitha Sharp, City Clerk
SUBJ: Liquor Tax Money Distribution
DATE: February 28, 2018

Background:

Annually the City distributes money to non-profit organizations through the collection of liquor taxes. The money can only be distributed to organizations that assist children who are victims of domestic violence. The applications are included.

Organization	2016	2017	2018 Request
Family Life Center	11,000.00	13,000.00	13,000.00
SCARF	4,000.00	4,500.00	4,500.00

Policy Issue:

The City Commission must determine whether to keep or remove the signs.

Alternatives:

Not applicable.

Fiscal Impact:

During 2017 the City received \$80,347.86 in Liquor Tax Revenue; \$40,173.94 was allocated to the General Fund and \$40,173.94 to the Special Parks and Recreation Fund. One-third of the revenue allocated to the Special Parks and Recreation Fund, \$16,228.54, is for the *Liquor Tax Program*. The requests are for \$1,271.46 more than available.

Trade-offs:

Not applicable.

Staff Recommendation:

Approve the allocations as recommended below.

Commission Actions:

Commissioner _____ moved to allocate the portion of the liquor tax monies in the Special Parks & Recreation Fund in the following manner and to authorize the City Manager to execute the appropriate documents and contracts with the following recipients and that these funds are disbursed consistent with Kansas statutes:

Requesting Organization	Requested Amount	Staff Recommendation	Commission Allocation
SCARF	\$ 4,500	\$4,500	
Family Life Center	\$ 13,000	\$11,728.54	
Total	\$ 17,500	\$16,228.54	

Commissioner _____ seconded the motion.



Board of Directors

Suzi Thien, Executive Director
Cindy Miles President
Tim Kice, Vice President
Matt Morris Treasurer
Terry Huelskamp, Secretary
Shawn Bauman
Lee Butler
Randy Coffman
Sabrina Esterline
Susan Koslowsky
Kellie Nesmith
Brandon Wilson

January 24, 2018
Tammy Schaffer
Finance Director
220 E. 1st
El Dorado, KS 67042

Dear Tammy:

Sunlight Children's Advocacy and Rights Foundation (SCARF) is applying to the City of El Dorado for funding through the Liquor Tax Program. SCARF is a Butler County not-for-profit organization that works with victims of child abuse, some of the most vulnerable members of our community. We currently have two programs.

Sunlight Child Advocacy Center is a safe, child-friendly place where alleged victims of child abuse are interviewed. We have completed more than 1,470 interviews since opening in March 2007. Sunshine Children's Home opened in October 2014. It is a temporary emergency shelter for children who have been removed from their homes and provides a safe and secure place to stay. We have cared for more than 1,500 children since opening. With these combined projects, we believe the children of Butler County will have the best experience possible following reports of abuse and neglect, as well as with out-of-home placement.

SCARF is requesting \$4,500 from the City of El Dorado. These funds will be used for rent for the CAC facility. We took occupancy of 110 and 114 S. Gordy Street in El Dorado in March 2007, signing a lease agreement on this space commencing November 1, 2006. Currently, our rent is \$1,500 per month.

Funds will also be used for program improvement for both programs, making it possible to expand services to assist more children in need. Funds previously received from the City of El Dorado have been used for support of the CAC facility and to provide critical resources to children and families.

Thank you for your past support and for your consideration of this matter. Please contact me at (316)313-4107 if you require any further information.

Sincerely,

Suzi Thien
Executive Director
Sunlight Children's Advocacy and Rights Foundation

Family Life Center of Butler County
P.O. Box 735
El Dorado, KS 67042

January 24, 2018

El Dorado City Commission
P.O. Box 792
El Dorado, KS 67042

Dear City Commissioners:

The Family Life Center – Safehouse is a shelter for domestic violence and sexual abuse for women and children. In 2017 the Safehouse sheltered 35 women and 29 children. The length of stay that women and children can reside in shelter is usually 30 days. With the decrease in housing and resources for housing assistance we have been seeing a longer length of stay for the women and children residing in shelter. We have had women stay overnight, which is long enough to have a protection order served, and up to as long as 90 days. There have been 21 women and children that have moved into permanent housing or a better living situation. This has been possible with the partnership we have with the Butler Homeless Initiative and Mid-Kansas CAP. These partnering agencies have assisted our clients with rent assistance. The Family Life Center – Safehouse received a grant from the Mary Kay Foundation in October, 2017 to assist Safehouse clients with obtaining permanent housing. We are able to pay first month's rent, security deposits, utilities and utility arrears to assist clients with getting back on their feet.

Our Court Advocate has helped 261 victims with filing protection orders, and has also attended municipal court hearings in our 8 municipalities. These protection orders have been protection from abuse, protection from stalking and sexual abuse orders. Our Teen Dating Violence Program is an interactive role playing activity presented to youth. The activity opens conversation and raises awareness about dating violence along with the red flags of unhealthy relationships. The Teen Dating Violence Program is presented to students in El Dorado, Augusta, Circle, Remington, Douglass and Rose Hill High Schools. 441 students have participated in this program this past year.

In July, 2017 the agency acquired Elk and Chautauqua counties in our service area. Our Advocate for these 2 counties has made great strides in forming partnerships with the civic clubs, chamber of commerce, law enforcement, court personnel and churches in these areas. We have presented our Teen Dating Violence program in 2 of the area school in these counties with 49 students participating.

We have always recognized the contribution that substance abuse plays in the dysfunctional roles in domestic violence and sexual assault and with this in mind we have tried to assist victims in

recognizing the effects of substance abuse. Although drug and alcohol abuse are not the cause of domestic violence or sexual assault, it certainly plays a large role.

The Family Life Center is requesting \$13,000.00 from the City of El Dorado Liquor Tax Funds. \$10,000 of the money from the El Dorado Liquor Tax Fund will assist in the salary for the facilitator of our domestic violence/sexual assault support group and a small portion of the funds will assist in the salary for our shelter advocate. This support group addresses drug and alcohol abuse along with domestic violence/sexual assault issues. The support group meets once a week and is open to any woman of abuse. \$3,000 of the money from the El Dorado Liquor Tax Fund will be used towards the crisis hotline of the Family Life Center.

289 hotline calls were received in 2017. 277 of these calls were domestic violence calls and 12 were sexual assault calls..

We realize that getting out of an abusive relationship and seeking help at the Safehouse is only one of the first steps in creating a new life for victims and their children. With the assistance and funding from the City of El Dorado Liquor Tax grant we hope to be able to help these victims of abuse.

Enclosed you will find a financial statement providing documentation for the 2016 El Dorado Liquor Tax Fund and Court Fees Program monies. Our fiscal year starts July 1st and ends June 30th. We use this money accordingly to our fiscal year. The enclosed financial documentation is for the fiscal year July 1, 2016 to June 30, 2017. Also included is the fiscal year July 1, 2017 through January 20, 2018 (which is monies currently being used from the 2017 Liquor Tax Fund and Court Fees Program).

If you have any questions please feel free to contact me at 316-321-7104.

Sincerely,



Darla Carter
Executive Director

2:07 PM

01/16/18

Accrual Basis

Family Life Center, Inc.
Profit & Loss by Class
March 1, 2017 through January 20, 2018

	<u>El Dorado Liquor Tax 2017/2018</u>	<u>TOTAL</u>
Ordinary Income/Expense		
Income		
426 · El Dorado Liquor Tax 2017/2018	13,000.00	13,000.00
Total Income	13,000.00	13,000.00
Expense		
500 · Payroll Expenses		
501 · Wages	4,441.50	4,441.50
502 · Social Security/Medicare	374.65	374.65
503 · KS Unemployment	9.74	9.74
500 · Payroll Expenses - Other	456.00	456.00
Total 500 · Payroll Expenses	5,281.89	5,281.89
513 · Telephone	1,103.68	1,103.68
Total Expense	6,385.57	6,385.57
Net Ordinary Income	6,614.43	6,614.43
Net Income	<u><u>6,614.43</u></u>	<u><u>6,614.43</u></u>

Family Life Center, Inc.
Profit & Loss by Class
March 2016 through June 2017

	El Dorado Liquor 2016/2017	TOTAL
Ordinary Income/Expense		
Income		
439 · El Dorado Liquor 2016/2017	11,000.00	11,000.00
Total Income	11,000.00	11,000.00
Expense		
500 · Payroll Expenses		
501 · Wages	6,869.50	6,869.50
502 · Social Security/Medicare	569.53	569.53
503 · KS Unemployment	11.45	11.45
500 · Payroll Expenses - Other	576.00	576.00
Total 500 · Payroll Expenses	8,026.48	8,026.48
513 · Telephone	2,991.90	2,991.90
Total Expense	11,018.38	11,018.38
Net Ordinary Income	-18.38	-18.38
Net Income	-18.38	-18.38

2018 Commission Priorities

Water Sales • Community Image • Industrial and Business Parks • Parks and Recreation • Public Safety

TO: City Commission
FROM: Scott Rickard
SUBJ: Paving Oil Hill Rd/Rocky Rd
DATE: February 28, 2018

Background:

BG Products has presented a petition for paving improvements of Oil Hill Rd & Rocky Rd from Haverhill to Kansas Turnpike.

Policy Issue:

The City Commission must determine the advisability and authorize the making of the improvements.

Alternatives:

Not applicable.

Fiscal Impact:

The total cost of the project is \$734,405.76. The costs assessed to the improvement district will be \$505,562.94 and city-at-large costs will be \$228,842.82. The total cost of the project will be bonded, therefore allowing the improvement district to pay off the debt over a twenty year period.

Trade-offs:

The decision of a governing body to provide public improvements often requires nearby property owners to equally be assessed a portion of the improvements. In such instances, this requires balancing community benefits with potentially negative impacts on the assessed property owners.

Staff Recommendation:

Accept the petition and authorize the project.

Commission Actions:

Commissioner _____ moved that Resolution No. _____ a resolution determining the advisability of the making of certain internal improvements in the City of El Dorado, Kansas; making certain findings with respect thereto; and authorizing and providing for the making of the improvements in accordance with such findings (paving improvements/Oil Hill Road/Rocky Road).

Commissioner _____ seconded the motion.

**PETITION
(PAVING IMPROVEMENTS – OIL HILL ROAD/ROCKY ROAD)**

TO: The Mayor and City Commission (the “Governing Body”)
City of El Dorado, Kansas

1. The undersigned, being the owners of record of more than one-half of the area liable for assessment for the hereinafter described proposed improvement of the City of El Dorado, Kansas (the “City”), do hereby request that said improvement be made in the manner provided by K.S.A. 12-6a01 *et seq.* (the “Act”).

(a) The improvement proposed to be made is as follows (the “Improvements”):

Paving Oil Hill Road and Rocky Road from Haverhill to the Kansas Turnpike, all in accordance with City standards and plans and specifications prepared or approved by the City Engineer.

(b) The estimated or probable cost of the proposed Improvements is: \$734,405.76, exclusive of interest on financing and administrative and financing costs; said estimated cost to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of a resolution authorizing the Improvements.

(c) The extent of the improvement district (the “Improvement District”) to be assessed for the costs of the proposed Improvements is:

See ***Exhibit A*** attached hereto.

(d) The method of assessment is: With respect to the costs of the Improvements to be assessed to the Improvement District, the method of assessment is: on a fractional basis, with TRACT A to be assessed 1/3 of such costs and TRACT B to be assess 2/3 of such costs.

In the event that unplatted property within the Improvement District is platted after adoption of a resolution authorizing the Improvements, each platted lot shall be equally assessed for the costs associated with the unplatted property

(e) The apportionment of the cost of the Improvements between the Improvement District and the City-at-large is: 69% to be assessed against the Improvement District and 31% to be paid by the City-at-large.

2. It is further requested that the proposed Improvements be made without notice and hearing as required by the Act.

3. Names may not be withdrawn from this Petition by the signers hereof after the Governing Body commences consideration of this Petition, or, later than seven (7) days after the filing hereof, whichever occurs first.

Signature	Dated	Property Owned Within Proposed Improvement District
		TRACT A GRIEZZLY
<i>R. L. ... , cos/cto</i>		TRACT B BG

THIS PETITION was filed in my office on _____; and was examined, considered and found sufficient by the Governing Body on _____.

City Clerk

EXHIBIT A

The following described property in the City of El Dorado, Butler County, Kansas:

TRACT A (Grizzly)

Beginning at a point 1270 feet South and 27.5 feet East of the Northwest Corner of Section 34, Township 25, Range 5 East, thence East 300 feet; thence South 950 feet; thence West 300 feet; thence North 950 feet to the point of beginning.

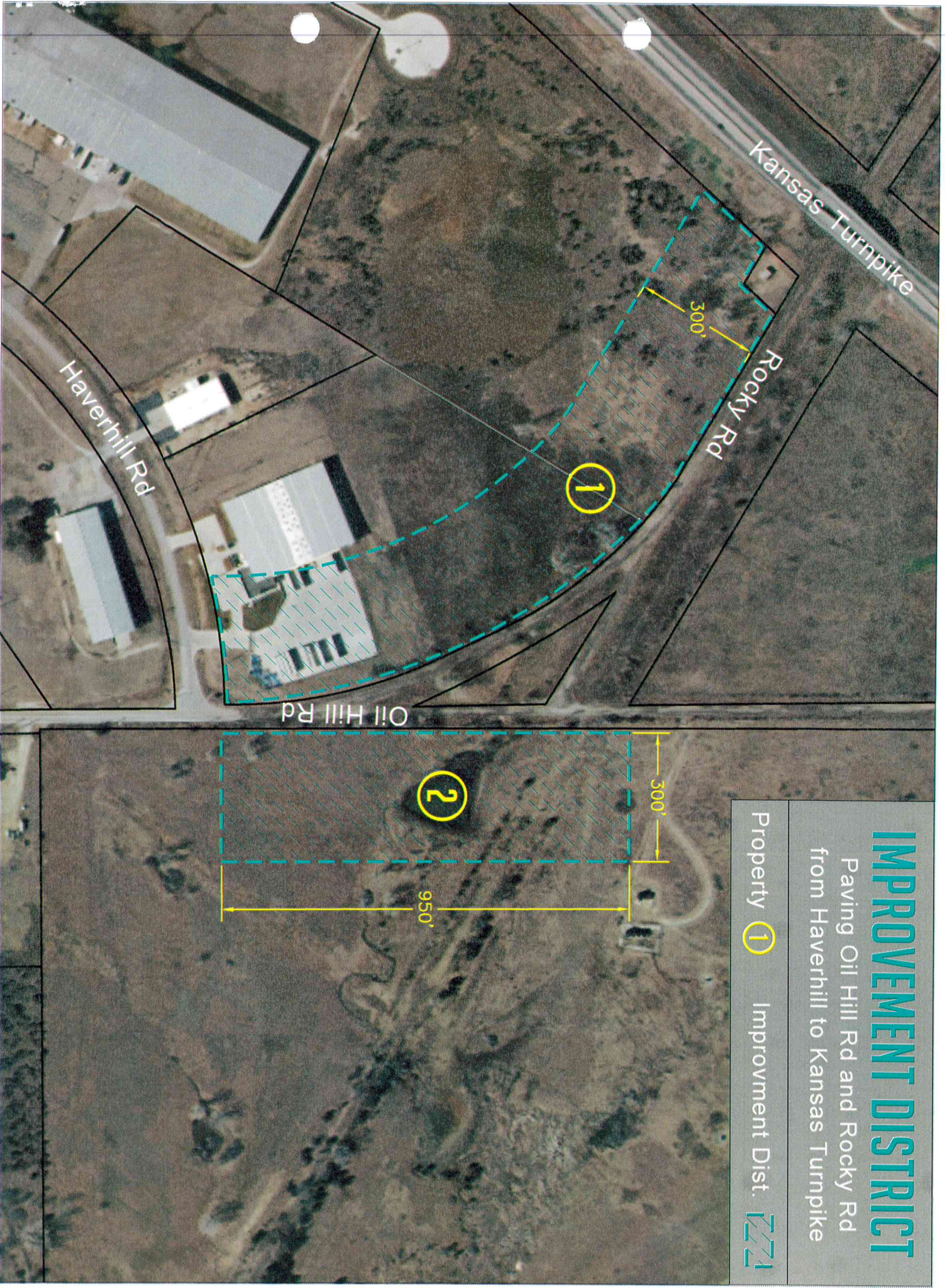
TRACT B (BG)

Beginning at a point 411.06 feet North and 40 feet West of the Southeast Corner of the Northeast $\frac{1}{4}$ of Section 33, Township 25, Range 5 East, thence Northwesterly 1552.77 feet along the Right-of-Way of Rocky Road; thence Southwest 100 feet; thence Northwest 100 feet; thence Southwest 200 feet; thence Southeasterly 1565+/- feet; thence Easterly 300 feet to point of beginning.

IMPROVEMENT DISTRICT

Paving Oil Hill Rd and Rocky Rd
from Haverhill to Kansas Turnpike

Property ① Improvement Dist. 



**ENGINEER'S ESTIMATE
TOTAL PROJECT**

Date: 7/11/17

Improvement: Paving Oil Hill Rd & Rocky Rd. N Industrial Park

CONSTRUCTION QUANTITIES

ITEM NO.	DESCRIPTION	UNITS	NO. OF UNITS	UNIT COST	TOTAL COST
1	Common Excavation	C.Y.	3,482.00	\$17.50	\$60,935.00
2	6 1/2" Reinforced Rock Base	S.Y.	6,965.00	\$15.50	\$107,957.50
3	BM-2(10%rap) Asph. Conc. Pvmt.	TONS	2,830.00	\$82.00	\$232,060.00
4	BM-2 Asph. Conc. Pvmt.	TONS	809.00	\$92.00	\$74,428.00
5	R.C.P. Storm Sewer	L.F.	200.00	\$90.00	\$18,000.00
6		L.S.	0.00		\$0.00
7	4" White Pavement Marking	L.F.	4,012.00	\$2.00	\$8,024.00
8	4" Yellow Pavement Marking	L.F.	350.00	\$2.00	\$700.00
9	24" White Pavement Marking	L.F.	25.00	\$8.00	\$200.00
10	6" White Pavement Marking	L.F.	50.00	\$3.00	\$150.00
11	Turn Arrows	E.A.	4.00	\$450.00	\$1,800.00
12	Mobilization	L.S.	1.00	\$50,000.00	\$50,000.00
13	Site Restoration	L.S.	1.00	\$8,500.00	\$8,500.00
14	Erosion Control	L.S.	1.00	\$7,000.00	\$7,000.00
15	Traffic Control	L.S.	1.00	\$4,000.00	\$4,000.00

CONSTRUCTION SUBTOTAL \$573,754.50

ADMINISTRATION ITEMS

TEMPORARY FINANCING \$28,687.73

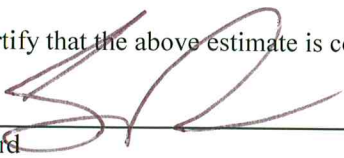
CONTINGENCIES 10% \$57,375.45

ENGINEERING/LEGAL \$74,588.09

TOTAL \$734,405.76

City at Large Cost of Project	\$228,842.82
Improvement District Cost	
(BG Cost of Project)	\$338,727.17
(Grizzly Development Cost of Project)	\$166,835.77

I hereby certify that the above estimate is correct to the best of my knowledge.



Scott Rickard
Engineering Department

**EXCERPT OF MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THE CITY OF EL DORADO, KANSAS
HELD ON MARCH 5, 2018**

The governing body met in regular session at the usual meeting place in the City, at 6:30 P.M., the following members being present and participating, to-wit:

Absent:

The Mayor declared that a quorum was present and called the meeting to order.

* * * * *

(Other Proceedings)

Thereupon, and among other business, there was presented to the governing body a Petition which has been filed in the Office of the City Clerk requesting the making of certain internal improvements in the City pursuant to the authority of K.S.A. 12-6a01 *et seq.*

Thereupon, there was presented a Resolution entitled:

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF EL DORADO, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING IMPROVEMENTS/OIL HILL ROAD/ROCKY ROAD).

Thereupon, Commissioner _____ moved that said Resolution be adopted. The motion was seconded by Commissioner _____. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Yea: _____.

Nay: _____.

Thereupon, the Mayor declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. _____ and was signed by the Mayor and attested by the Clerk; and the Clerk was further directed to cause the publication of the Resolution one time in the official City newspaper and to record the Resolution in the Office of the Register of Deeds of Butler County, Kansas, all as required by law.

* * * * *

(Other Proceedings)

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On motion duly made, seconded and carried, the meeting thereupon adjourned.

CERTIFICATE

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the governing body of the City of El Dorado, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

Clerk

NOTE: To be recorded with the Register of Deeds of Butler County, Kansas

(Published in the *Butler County Times-Gazette* on March ___, 2018)

RESOLUTION NO. _____

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF EL DORADO, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING IMPROVEMENTS/OIL HILL ROAD/ROCKY ROAD).

WHEREAS, a petition (the “Petition”) was filed with the City Clerk of the City of El Dorado, Kansas (the “City”) proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City-at-large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a01 *et seq.*; and

WHEREAS, the governing body of the City hereby finds and determines that said Petition was signed by the owners of record of more than one-half of the area liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of K.S.A. 12-6a01 *et seq.* (the “Act”).

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF EL DORADO, KANSAS:

Section 1. Findings of Advisability. The governing body hereby finds and determines that:

(a) It is advisable to make the following improvements (the “Improvements”):

Paving Oil Hill Road and Rocky Road from Haverhill to the Kansas Turnpike, [to serve the area described as the Improvement District,] all in accordance with City standards and plans and specifications prepared or approved by the City Engineer.

(b) The estimated or probable cost of the proposed Improvements is: \$734,405.76, exclusive of interest on financing and administrative and financing costs; said estimated cost to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of this Resolution.

(c) The extent of the improvement district (the “Improvement District”) to be assessed for the cost of the Improvements is:

See *Exhibit A* attached hereto.

(d) The method of assessment is: With respect to the costs of the Improvements to be assessed to the Improvement District, the method of assessment is: on a fractional basis, with TRACT A to be assessed 1/3 of such costs and TRACT B to be assess 2/3 of such costs.

In the event that unplatted property within the Improvement District is platted after adoption of a resolution authorizing the Improvements, each platted lot shall be equally assessed for the costs associated with the unplatted property

(e) The apportionment of the cost of the Improvements between the Improvement District and the City-at-large is: 69% to be assessed against the Improvement District and 31% to be paid by the City-at-large.

Section 2. Authorization of Improvements. The above said Improvements are hereby authorized and ordered to be made in accordance with the findings of the governing body of the City as set forth in **Section 1** of this Resolution.

Section 3. Bond Authority; Reimbursement. The Act provides for the costs of the Improvements, interest on interim financing and associated financing costs to be paid by the issuance of general obligation bonds or special obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation 1.150-2.

Section 4. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Butler County, Kansas.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

ADOPTED by the governing body of the City on March 5, 2018.

(SEAL)

By: _____

Name: Vince Haines

Title: Mayor

ATTEST:

By: _____

Name: Tabitha Sharp

Title: Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the City adopted by the governing body on March 5, 2018, as the same appears of record in my office.

DATED: March 5, 2018.

By: _____

Name: Tabitha Sharp

Title: Clerk

EXHIBIT A

The following described property in the City of El Dorado, Butler County, Kansas:

TRACT A

Beginning at a point 1270 feet South and 27.5 feet East of the Northwest Corner of Section 34, Township 25, Range 5 East, thence East 300 feet; thence South 950 feet; thence West 300 feet; thence North 950 feet to the point of beginning.

TRACT B

Beginning at a point 411.06 feet North and 40 feet West of the Southeast Corner of the Northeast $\frac{1}{4}$ of Section 33, Township 25, Range 5 East, thence Northwesterly 1552.77 feet along the Right-of-Way of Rocky Road; thence Southwest 100 feet; thence Northwest 100 feet; thence Southwest 200 feet; thence Southeasterly 1565+/- feet; thence Easterly 300 feet to point of beginning.

2018 Commission Priorities

Water Sales • Community Image • Industrial and Business Parks • Parks and Recreation • Public Safety

TO: City Commission
FROM: Scott Rickard
SUBJ: No Parking Signs-N Residence
DATE: February 28, 2018

Background:

In 2007 the Commission approved no parking signs be placed in the 100 block of North Residence. The current owners in the neighborhood are requesting those signs be removed.

Policy Issue:

The City Commission must determine whether to keep or remove the signs.

Alternatives:

Not applicable.

Fiscal Impact:

N/A

Trade-offs:

N/A

Staff Recommendation:

Remove the no parking signs

Commission Actions:

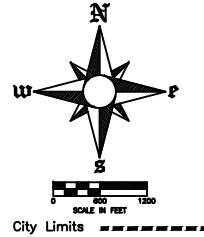
Commissioner _____ moved that Resolution No. _____ a resolution approving the removal of traffic control devices on the east side of the 100 block of North Residence and the amendment Ordinance No. G-1171 be approved.

Commissioner _____ seconded the motion.

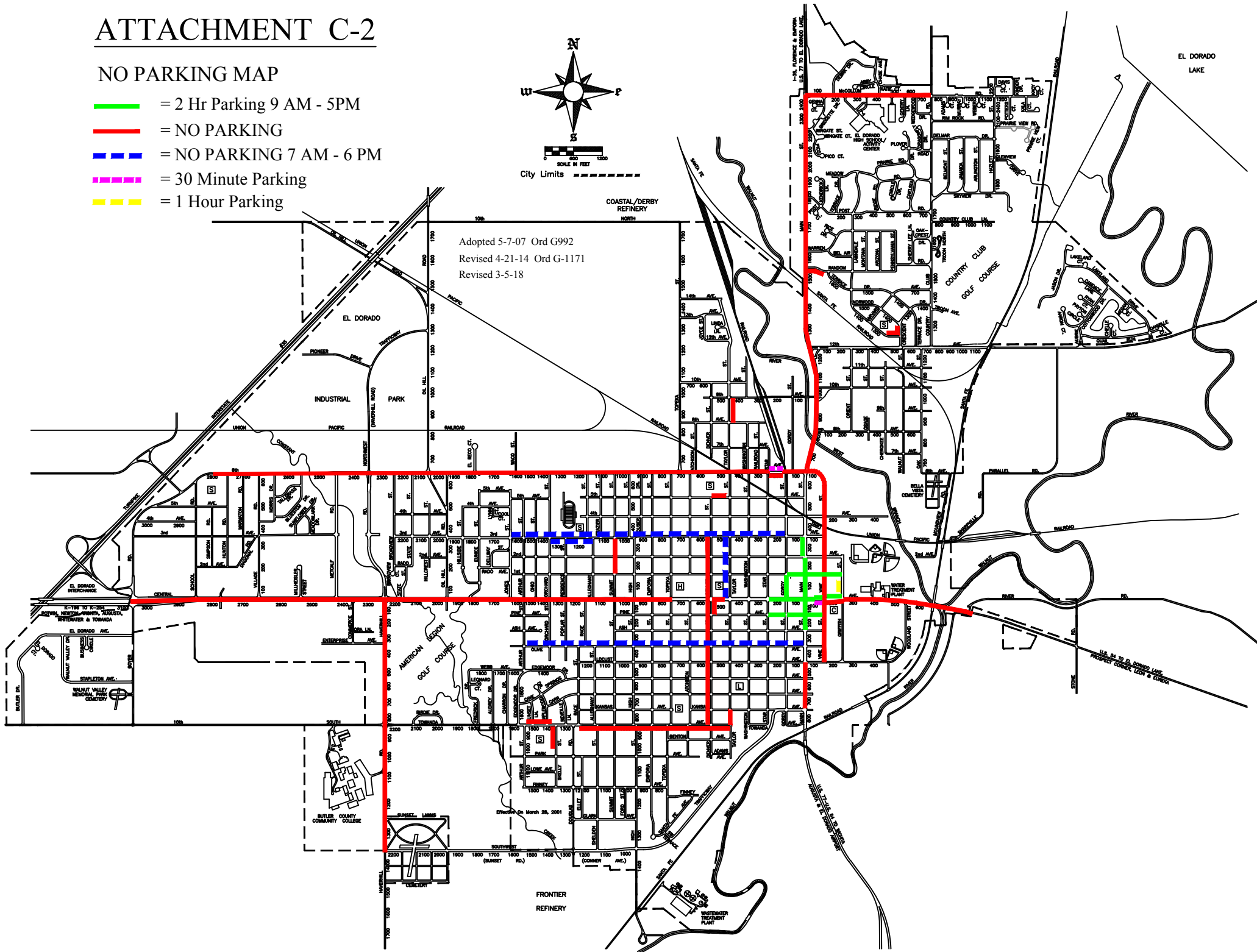
ATTACHMENT C-2

NO PARKING MAP

- = 2 Hr Parking 9 AM - 5PM
- = NO PARKING
- = NO PARKING 7 AM - 6 PM
- = 30 Minute Parking
- = 1 Hour Parking



Adopted 5-7-07 Ord G992
Revised 4-21-14 Ord G-1171
Revised 3-5-18



RESOLUTION NO. _____

**A RESOLUTION APPROVING THE REMOVAL OF TRAFFIC CONTROL DEVICES
ON EAST SIDE OF THE 100 BLOCK OF NORTH RESIDENCE**

WHEREAS, the Governing Body by Ordinance established the policy and procedure for the placement of traffic control devices; and

WHEREAS, the City Manager agrees that the no parking signs on the east side of the 100 block of North Residence be removed:

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF EL DORADO, KANSAS: That the City Manager is hereby directed to have traffic control devices removed on the east side of the 100 block of North Residence.

ADOPTED AND APPROVED by the Governing Body of the City of El Dorado, Kansas this 5th day of March, 2018.

Vince Haines, Mayor

ATTEST:

Tabitha Sharp, City Clerk

2018 Commission Priorities

Water Sales • Community Image • Industrial and Business Parks • Parks and Recreation • Public Safety

TO: City Commission
FROM: Tabitha Sharp, City Clerk
SUBJ: Cross Connection Fee Increase
DATE: February 28, 2018

Background:

The Cross Connection Ordinance has not been updated in nearly 25 years. The changes to the ordinance will provide stricter policies regarding cross connections and how they should be maintained.

Policy Issue:

The City Commission must approve all changes to the Municipal Code.

Alternatives:

Make no changes to the Municipal Code.

Fiscal Impact:

The City will not incur any increased costs with this revision.

Trade-offs:

N/A

Staff Recommendation:

Approve the ordinance.

Commission Actions:

Commissioner _____ moved that Ordinance No. _____, an Ordinance amending Chapter 13 of the Municipal Code pertaining to Cross Connections.

Commissioner _____ seconded the motion.

Roll Call Vote

Position No. 1	Commissioner Matt Guthrie	_____
Position No. 2	Commissioner Gregg Lewis	_____
Position No. 3	Commissioner Nick Badwey	_____
Position No. 4	Commissioner Kendra Wilkinson	_____
	Mayor Vince Haines	_____

CITY OF EL DORADO
Summary of Ordinance No. G-1273

On the 5th day of March, 2018, the Governing Body of the City of El Dorado, Kansas passed Ordinance No. G-1273, An Ordinance Amending the El Dorado Municipal Code Chapter 13.12, Pertaining to Cross Connections.

A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk or at www.eldoks.com.

The undersigned hereby certifies as prescribed by KSA 12-3007 that the foregoing Summary of Ordinance No. G-1273 is legally accurate and sufficient.

Dated: March 5, 2018

/s/ Benjamin Winters, City Attorney

ORDINANCE NO. G -1273

AN ORDINANCE AMENDING THE EL DORADO MUNICIPAL CODE CHAPTER 13.12, PERTAINING TO CROSS CONNECTIONS

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EL DORADO, KANSAS.

Section 1: Chapter 13.12.010, Title 13, Section 13.12.010, is hereby amended to read as follows:

13.12.010 – Purpose.

The purpose of this chapter is to protect the public water supply of the city from contamination due to backflow or back-siphonage from any cross-connection; and to provide for the maintenance of a continuing effective cross-connection control program. This program shall include regularly scheduled inspections to detect and eliminate unprotected cross-connections. The potable water supply system of the City of El Dorado and the potable water system of private users shall be designed, installed and maintained to best prevent contamination or pollution by non-potable liquids, solids or gases from being introduced into the potable water supply through cross-connections or any other piping connections to the system. Any water being directly provided by El Dorado water utilities will fall under the rules and regulations of the cross-connection program. All public or private users being supplied city water directly shall conform to standards set by the City of El Dorado.

Section 2: Chapter 13.12.015, Title 13, Section 13.12.015, shall read as follows:

13.12.015 - Definitions.

In addition to those terms defined in the Manual of Regulations Regulating Backflow and Back-siphonage of Contaminants Due to Cross Connections for The City of El Dorado, as adopted in this Code, for the purpose of this chapter, the following terms shall be defined to mean:

Air gap - A physical separation between a supply and the flood level rim of the receptor, of at least twice the supply outlet diameter, but never less than one inch.

Backflow - The unwanted reverse flow of water, other liquids, gases, mixtures or other substances into the distributing pipes of a potable water supply from any source or sources. For specific conditions of backflow, see "back-siphonage" and "back-pressure."

Backflow preventer, reduced pressure principle type - An assembly of two internally loaded, specially designed, and independently operated check valves including an intermediate relief valve specially designed to maintain a zone of reduced pressure between these check valves, with an automatically open spillage port to the atmosphere. This assembly is also incomplete without tightly closing, resilient seating shutoff valves immediately upstream and downstream of the device (i.e.; ball valve shutoffs, resilient wedge gate or butterfly valves).

Back-pressure - Pressure in a plumbing system higher than the supply pressure which causes a reversal of flow. (Example- pumps, thermal expansion from boilers.)

Back-siphonage - A backflow resulting from negative or sub-atmospheric pressures in the distributing pipes of a potable water supply.

Barometric loop - A loop of pipe rising at least 34 feet, at its topmost point, above the highest fixture it supplies.

Certified installer/tester - Any individual who has been duly certified by an accredited organization or training program, and approved by the Director of

Public Utilities, to install, alter, repair, replace and test approved testable backflow prevention devices.

Contaminant - Any substance that, upon entering a potable water supply, would render it a danger to life and health, as determined by the Director of Public Utilities.

Cross-connection - Any physical connection or arrangement between two otherwise separate piping systems, one of which contains potable water, and the other, water of unknown or questionable safety, or steam, gases or chemicals, whereby there may be a flow from one system to the other.

Director of Public Utilities - The Director of Utilities department or the director's authorized representative.

Double check valve assembly - A device consisting of two independently acting, internally loaded soft seated check valves with resilient seated, positive shutoff valves (ball valve, resilient wedge gate or butterfly valves) on both upstream and downstream ends, and properly located test ports.

Free water surface - A water surface that is at atmospheric pressure.

Manual of Regulations Regulating Backflow and Back-siphonage of Contaminants Due to Cross Connections for The City of El Dorado - The manual of regulations incorporated by reference for the purpose of regulating cross-connections between the public water supply and any source of contamination.

Plumbing - The practice, materials and fixtures used in the installation, maintenance, extension and alteration of all piping fixtures, appliances and appurtenances in connection with any of the following: sanitary drainage, venting system, storm drainage facilities, and the on-site water supply systems, within or beyond the supply point to any building, structure or conveyance; also, the practice and materials used in the installation, maintenance, extension, or alteration of storm water, liquid waste or sewage, and water supply systems of any premises to their connection with any point of public disposal or other acceptable terminal.

Pollutant - Any foreign substance (organic, inorganic, radiological or biological) in water that tends to degrade its quality, but does not constitute a health hazard, as determined by the Director of Public Utilities.

Pressure vacuum breaker - An assembly consisting of both upstream and downstream resilient seated shutoff valves, and at least one tight-seating check valve with an air inlet to atmosphere. The valve member opening to atmosphere shall be gravity or spring loaded to open under backsiphonage conditions.

Spill-resistant vacuum breaker - An assembly consisting of both upstream and downstream resilient seated shutoff valves, and at least one tight-seating check valve with an air inlet atmosphere. The valve member opening to atmosphere shall be gravity or spring loaded to open under back-siphonage conditions.

Testing Device - An approved differential pressure gage capable of testing testable backflow prevention devices.

Testable backflow preventers - Approved, pressure vacuum breakers, spill resistant vacuum breakers, double check valve assemblies, and reduced pressure principle type assemblies.

Vacuum - Any absolute pressure less than that exerted by the atmosphere.

Vacuum breaker - An assembly that permits air into a water supply distribution line to prevent back-siphonage.

Section 3: Chapter 13.12, Title 13, Section 13.12.020, shall read as follows:

13.12.020 - Cross-Connections Prohibited

- A. No person shall install any water-operated equipment or mechanism, or use any water treating chemical or substance if it is found that such equipment, mechanism or substance may cause pollution of the domestic water supply.
 - i. Such equipment or mechanism may be permitted only when equipped with an approved backflow prevention assembly.
 - ii. Said backflow prevention assembly shall be installed by a certified installer/tester.
 - iii. The backflow prevention assembly must be approved by the American Society of Sanitary Engineers; or the Foundation for Cross-Connection Control and Hydraulic Research, University of Southern California; or the Uniform Plumbing Code; or any other laboratory that has equivalent capabilities for both the laboratory and field evaluation of backflow prevention assemblies.
 - iv. The backflow prevention assembly must be installed in accordance with the laboratory approval standards or if the approval does not include specific installation information, the manufacturer's current published recommendations.
- B. All backflow and/or cross-connections shall be eliminated and/or protected by means of an airgap or backflow assembly as determined and required by the Director of Public Utilities.
 - i. Such airgaps or backflow assemblies shall be of such arrangement, location and design as determined by and subject to approval of the Director of Public Utilities and in accordance with the "Manual of Regulations Regulating Backflow and Back-siphonage of Contaminants Due to Cross Connections for The City of El Dorado".
 - ii. If any backflow and/or cross-connection is not adequately protected, the Director of Public Utilities may discontinue such water service. Water service may be reinstated upon determination that the hazard has been eliminated or adequately protected. If service is shut off applicable fees to re-establish water service will apply.
- C. Any irrigation system that is connected to a public or private potable water supply is considered to be a health hazard and must be connected through an approved backflow prevention method.
- D. No physical cross-connection shall be permitted between public and private water distribution systems without prior approval of the Director of Public Utilities and protection by an approved backflow prevention device.

Section 4: Chapter 13.12, Title 13, Section 13.12.040 shall read as follows:

13.12.040 - Inspection and Late Fees.

- A. Testing intervals shall not exceed one year beginning with testing on the date of installation of the assembly. If the assembly(ies) is(are) not tested as of July 1 of the current calendar year, a twenty dollar (\$20) per month late fee for all meters five eighths inch (5/8") to one and a half inch (1.5"); a fifty dollar \$50 per month late fee for all meters two inches (2") to four inches (4"); and a one hundred dollar (\$100) late fee per month for all meters greater than four inches (4"), will be added to the water bill for any report not received.
- B. If in the judgement of the Public Utilities Director, fees or fines are not warranted, the Director may waive or refund late fees or fines.
- C. The Director of Public Utilities may also adjust testing due dates based on the sale or transfer of premises to give adequate time for a tester to be scheduled and the assembly(ies) tested.
- D. The testing procedures shall be in accordance with the manufacturer's instructions and nationally accepted practices.
- E. Testing and repair of the backflow assemblies will be done by certified installer/testers. Maintenance workers, trained and certified as installers/testers can service backflow preventers in their place of employment.

- i. All installer/testers must provide the city with proof of current certification.
- ii. Certified installer/testers shall be tested and recertified every three years.
- iii. Recertification tests shall be to the latest accepted practice methods.
- iv. Testing devices shall be approved by the Director of Public Utilities, and shall be compared for accuracy at least once per year to a manometer located at the El Dorado Water Treatment Plant and recalibrated every three years by an accredited organization.
- v. Proof of certification of the testing device shall be submitted when the test report and tester certification are submitted.

Section 5: Chapter 13.12, Title 13, Section 13.12.050 read as follows:

13.12.050 - Protection from Contaminants.

As a water purveyor, the City of El Dorado Public Utilities, is required by the Federal Safe Drinking Water Act of 1974, to implement a cross connection control program to protect the water supply from materials connected to the water distribution system. Pursuant to the authority given under home rule powers and KSA 65-163a, the city may refuse to deliver water to any premises where a condition exists which might lead to the contamination of the public water and may continue to refuse to deliver water until the condition is corrected to the satisfaction of the Director of Public Utilities. In addition, the city may immediately terminate water service to a premise where a backflow or back-siphonage condition exists which may be hazardous to the health of customers served by the public water supply system of the city.

Section 6: In all other respects, Chapter 13.12 shall be and remain unchanged.

Section 7: All other ordinances or parts of other ordinances in conflict herewith are hereby repealed.

Section 8: This ordinance shall be in full force and effect after its publication once in the official city newspaper.

PASSED by the Governing Body of the City of El Dorado, Kansas, and APPROVED AND SIGNED by its Mayor, this 5th day of March 2018.

Attest:

Vince Haines - Mayor

Tabitha D. Sharp - City Clerk

Ashlyn Lindskog – City Attorney

2018 Commission Priorities

Water Sales • Community Image • Industrial and Business Parks • Parks and Recreation • Public Safety

TO: City Commission
FROM: Tabitha Sharp, City Clerk
SUBJ: Fats, Oils and Greases Ordinance
DATE: February 28, 2018

Background:

City staff have responded to a number of sewer issues caused by the discharge of fats, oils and greases into the sewer system. The Municipal Code does not currently address this issue, staff have provided an Ordinance modeled after the City of Wichita's.

Policy Issue:

The City Commission must approve all changes to the Municipal Code.

Alternatives:

Make no changes to the Municipal Code.

Fiscal Impact:

The City will not incur any increased costs with this revision.

Trade-offs:

N/A

Staff Recommendation:

Approve the Ordinance.

Commission Actions:

Commissioner _____ moved that Ordinance No. _____, an Ordinance amending Chapter 13 of the Municipal Code, pertaining to the Grease Interceptor Requirements for the Sanitary Sewer System.

Commissioner _____ seconded the motion.

Roll Call Vote

Position No. 2	Commissioner Gregg Lewis	_____
Position No. 3	Commissioner Nick Badwey	_____
Position No. 4	Commissioner Kendra Wilkinson	_____
	Mayor Vince Haines	_____
Position No. 1	Commissioner Matt Guthrie	_____

CITY OF EL DORADO
Summary of Ordinance No. G-1274

On the 5th day of March, 2018, the Governing Body of the City of El Dorado, Kansas passed Ordinance No. G-1274, An Ordinance Amending the El Dorado Municipal Code Chapter 13, Pertaining to Grease Interceptor Requirements for the Sanitary Sewer System.

A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk or at www.eldoks.com.

The undersigned hereby certifies as prescribed by KSA 12-3007 that the foregoing Summary of Ordinance No. G-1274 is legally accurate and sufficient.

Dated: March 5, 2018

/s/ Benjamin Winters, City Attorney

ORDINANCE NO. G -1274

AN ORDINANCE AMENDING THE EL DORADO MUNICIPAL CODE CHAPTER 13, PERTAINING TO GREASE INTERCEPTOR REQUIREMENTS FOR THE SANITARY SEWER SYSTEM

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EL DORADO, KANSAS.

Section 1: Chapter 13.18.010, Title 13, Section 13.18.010, is hereby amended to read as follows:

13.18.010 – Definitions.

Unless otherwise expressly stated, or the context clearly indicates a different intention, the following terms shall, for the purpose of this chapter, have the meaning indicated in this section:

- A. Automatic grease removal device - Units, which use devices such as belts, wheels, or skimmers to actively remove the floatable grease from the waste stream. Typical devices include a moving belt entering and exiting a trapped volume of wastewater. The mechanism captures the grease, which is deposited into a separate holding container.
- B. Building discharge line system - A sewer line or lines maintained and controlled by private persons for the purpose of conveying sewage from the waste producing location to the sanitary sewer collection system.
- C. Common grease interceptor - An interceptor to which grease wastes are directed from more than one facility having different operators or type of operations, such as in a food court.
- D. Current Adopted Plumbing Code of the City of El Dorado – This is the current plumbing code followed by the City of El Dorado Building Official, typically the International Plumbing Code.
- E. Drainage fixture unit (dfu) - A measurement unit for potential water use for a given plumbing fixture or appliance, as provided for in the International Plumbing Code and the Uniform Plumbing Code.
- F. Director - The director of the public utilities, or designee, who has been given the administrative authority to enforce this chapter.
- G. Food service establishment (FSE) - Any facility which cuts, cooks, bakes, prepares or serves food, or which disposes of food-related wastes; including, but not limited to, food courts, food manufacturers and packagers, restaurants, grocery stores, bakeries, lounges, hospitals, hotels, nursing homes, churches, and schools.
- H. Garbage grinder - A device, which shreds or grinds up solid or semisolid waste materials into smaller portions for discharge into the sanitary sewer collection system.
- I. Generator - A user, by site, who produces wastes from the user's process operations. The generator is responsible for assuring that the produced waste is disposed of in accordance with all federal, state and local disposal regulations.
- J. Gravity grease interceptor - A device that is constructed to intercept oily and greasy wastes from a food service establishment kitchen and food preparation area. Typical installation is located outside and in-ground as close to the kitchen fixtures as possible while allowing for accessibility for inspections and maintenance.
- K. Grease - A material composed primarily of fatty matter from animal or vegetable sources or from hydrocarbons of petroleum origins. The terms "oil and grease" or "oil and grease substances" shall be deemed as grease by definition.
- L. Grease interceptor - A plumbing appurtenance that is installed in a sanitary drainage system to intercept oily and greasy wastes from a wastewater discharge. The device is constructed to intercept, separate and hold, free-floating oil and grease substances in order to keep oil and grease substances from entering the sanitary sewer collection system.

- M. Hydro-mechanical grease interceptor - Also known as an “under the sink grease interceptor” is defined as "A plumbing appurtenance or appliance that is installed in a sanitary drainage system to intercept nonpetroleum fats, oil, and greases (FOG) from a wastewater discharge and is identified by flow rate, and separation and retention efficiency. The design incorporates air entrainment, hydromechanical separation, interior baffling, and / or barriers in combination or separately" These devices are required under the code to control the flow rate entering the device with either an external flow control or a built-in flow control (non-external), either directly connected or indirectly connected to the sewer system.
- N. NPDES - National Pollution Discharge Elimination System under which the city's wastewater treatment plant is permitted.
- O. POTW - A publicly owned treatment works or "treatment works" as defined by Section 212 of the Clean Water Act (33 U.S.C. Section 1292) which is owned or operated in this instance by the city. This definition includes any sewers that convey wastewater to the city sewage treatment plant.
- P. Pretreatment administrator - The Director of Public Utilities or his designee who is charged with the responsibility of administering the provisions of the pretreatment program to ensure compliance by users with applicable laws, rules, regulations, resolutions and ordinances relative to the concentration(s) of substances found in the waste stream of facilities connected to the POTW.
- Q. Sewage - The liquid and water-carried domestic or industrial wastes from dwellings, commercial establishments, industrial facilities and institutions, whether treated or untreated. The terms "waste" and "wastewater" shall be deemed as sewage by definition.
- R. Transporter - A user who transfers waste from the site of a generator to an approved site for disposal or treatment. The transporter is responsible for assuring that all federal, state and local regulations are followed regarding waste transport.
- S. Hydro mechanical grease interceptors - A device placed under or in close proximity to sinks or other fixtures likely to discharge grease to intercept, separate, or hold oil and grease substances to prevent their entry into the sanitary sewer collection system. These interceptors are identified by flow rate, separation and retention efficiency.
- T. User - The owner or operator of a facility meeting or coming under the herein-described food service categories.
- U. Waste - The liquid and water-carried domestic or industrial wastes from dwellings, commercial establishments, industrial facilities and institutions, whether treated or untreated. Wastes may include but not be limited to discharges from scullery sinks, pot and pan sinks, dishwashing machines, soup kettles and floor drains located in areas where grease-containing materials may exist. The terms "sewage" and "wastewater" shall be deemed as waste by definition.

Section 2: Chapter 13.18.020, Title 13, Section 13.18.020, is hereby amended to read as follows:

13.18.020 – General Criteria – Waste Discharge Requirements.

- A. Waste discharge in food service establishments from fixtures and equipment which may contain grease; including, but not limited to, scullery sinks, pot and pan sinks, pre-rinse/pre-wash sinks in dishwashing areas, work stoves, self-cleaning stove ventilation/exhaust hood, dishwashers, soup kettles, mop sinks, food prep sinks, and floor drains located in areas where grease-containing materials may exist, may be discharged into the sanitary sewer collection system only under the conditions of this chapter.
- B. If grease-containing materials are processed through garbage grinders, the waste from said garbage grinders should be directed to the grease interceptor. The director must approve garbage grinder disposal installations. Due to an accumulation of floating solids that may decrease the effectiveness of a grease trap, an additional 30 percent of wetted volume will be added to the calculated size of the grease interceptor that is to receive garbage grinder waste.

- C. Toilets, urinals, and other similar fixtures shall not discharge through the grease interceptor unless specifically approved, in writing, by the director.
- D. All waste shall enter the grease interceptor through the inlet pipe only.

Section 3: Chapter 13.18.030, Title 13, Section 13.18.030, is hereby amended to read as follows:

13.18.030 – General Criteria – Design.

- A. Grease traps, interceptors and separators shall be installed in accordance with current adopted Plumbing Code of the City of El Dorado, and the design(s) approved by the director.
 - i. Other grease removal devices or technologies not meeting the grease interceptor definition in Section 13.18.010 shall be subject to the written approval of the director. Such approval shall be based on demonstrated removal efficiencies of the proposed technology.
 - ii. Hydro mechanical grease interceptors, also known as "Under the sink" grease interceptors must be designed for the maximum rated flow of the interceptor and must remove FOG to the extent that the waste discharge does not exceed the maximum allowed concentration. FSE's must make any modifications required to achieve the FOG discharge requirements even if an exemption was granted.
- B. Access manholes, with a minimum diameter of 24 inches, shall be provided over each chamber and sanitary tee.
 - i. The access manholes shall extend at least to finished grade and shall be designed and maintained to prevent water inflow or infiltration.
 - ii. The manholes shall also have readily removable traffic bearing covers to facilitate inspection, grease removal, and wastewater sampling activities.
 - iii. There shall be an adequate number of access points for cleaning and inspecting all areas of the grease interceptor.
 - iv. Manhole covers shall be gas tight in construction.
 - v. In areas where additional weight loads may exist, the grease interceptor shall be designed to have adequate load-bearing capacity.
- C. Permission to use an automatic grease removal device as described in Section 13.18.010, Subsection A must be approved by the director.
 - i. If, after examining the information contained in the permission request, it is determined by the director that the proposed grease removal device meets the criteria of this chapter, installation of the device shall be approved.
 - ii. The device may be permitted in conjunction with, or in lieu of, a gravity grease interceptor.
 - iii. A solids separator or strainer of sufficient size shall be installed in-line prior to the wastewater entering the automated grease removal device as an integral part of the device.
 - iv. All manufacturer installation guidelines must be adhered to.

Section 4: Chapter 13.18.040, Title 13, Section 13.18.040, is hereby amended to read as follows:

13.18.040 – General Criteria – Location.

- A. Each grease interceptor shall be so installed and connected that it shall be at all times easily accessible for inspection, cleaning and removal of the intercepted grease.
 - i. A gravity grease interceptor may not be installed in any part of a building where food is handled.
 - ii. Location of the grease interceptor shall meet the approval of the director.
 - iii. Multiple grease interceptors installed at a single location shall be installed in series.
- B. All new construction multi-tenant buildings (strip centers) shall include a separate waste line for each leasable space that discharges to a common interceptor. This waste line shall be permanently marked to identify it as required by the director.
 - i. When a space is leased, sold, or rented to a food service establishment, all kitchen drains and any other drains that may carry grease waste shall be connected to this waste line; no domestic sewage may be connected to this line.

- ii. The property owner shall be responsible for proper maintenance of this interceptor in accordance with the provisions of this ordinance.
- iii. Food courts shall be considered a single facility for the purpose of this chapter.

Section 5: Chapter 13.18.050, Title 13, Section 13.18.050, is hereby amended to read as follows:

13.18.050 – General Criteria – Grease Interceptor Size.

Each required food service establishment shall be served by an approved grease interceptor(s) and sized by volume based on the maximum potential drainage fixture units. All fixtures with a potential to carry grease waste shall be plumbed to the grease interceptor. Sizing and capacity of all grease interceptors shall follow Chapter 10 of the 2006 International Plumbing Code.

Section 6: Chapter 13.18.060, Title 13, Section 13.18.060, is hereby amended to read as follows:

13.18.060 – General Criteria – Installation Requirements

A. New Facilities

- i. On or after the effective date of the ordinance codified in this chapter, all food service establishments which are newly proposed or constructed, or existing facilities which shall be expanded or renovated to include a food service establishment where such facilities did not previously exist, when determined to have the potential to carry grease, shall be required to have an approved grease interceptor.
- ii. Such food service establishments shall submit drainage plumbing plans to the director or designee for approval prior to obtaining a building permit.
- iii. The director shall approve the prerequisite for an approved, properly sized, type and location of the grease interceptor.
- iv. Sizing calculations shall be in accordance to the tables listed herein and shall be installed prior to the opening or reopening of said facilities.

B. Existing Facilities

- i. On or after the effective date of the ordinance codified in this chapter, all existing food service establishments, when determined to have the potential to carry grease, shall be required to install an approved, properly operated and maintained grease interceptor within 120 days of notification by the city that any of the following conditions exist:
 - a. The facilities are found by the director to be contributing grease in quantities sufficient to cause sanitary sewer line stoppages or to necessitate increase maintenance on the sanitary sewer collection system in order to keep main line stoppages from occurring.
 - b. Remodeling of the food preparation or kitchen waste plumbing facilities which are subject to a permit issued by the office of central inspection. The compliance date under this subsection (i), will be determined by the director.

C. Extensions

- i. Any requests for extensions to these required installation dates must be made in writing to the director at least seven days in advance of the compliance date.
- ii. The written request shall include the reasons for the user's failure or inability to comply with the compliance date set forth, the additional time needed to complete the remaining work, and the steps to be taken to avoid future delays.

Section 7: Chapter 13.18.070, Title 13, Section 13.18.070, is hereby amended to read as follows:

13.18.070 – General Criteria – Grease Interceptor Maintenance.

A. Pumping.

- i. All grease interceptors shall be maintained by the user at the user's expense. Maintenance shall include the complete removal of all contents, including floating materials, wastewater, and bottom sludge and solids.
 - ii. Decanting or discharging of removed waste back into the interceptor from which the waste was removed or any other grease interceptor, for the purpose of reducing the volume to be disposed, is prohibited.
- B. Pumping Frequency.
 - i. Grease interceptors must be pumped out completely a minimum of once every 90 days, or more frequently as needed, to prevent carry over of grease into the sanitary sewer collection system, unless it can be demonstrated to the director that the pumping frequency can be extended past the three-month period. If the owner/operator wishes to extend the pumping period of the interceptor past 90 days, the facility owner/operator must complete a variance to the grease interceptor maintenance schedule.
 - ii. A variance request fee of not less than \$50.00 may apply to recover the costs the city may incur for the variance study.
- C. Disposal of Grease Interceptor Pumpage.
 - i. All waste removed from each grease interceptor must be disposed of at an approved facility to receive such waste in accordance with the provisions of this chapter.
 - ii. In no way shall the pumpage be returned to any private or public portion of the sanitary sewer collection system or the sewage treatment plants, without prior written approval from the director.
- D. Additives.
 - i. Any additive(s) placed into the grease interceptor or building discharge line system on a constant, regular, or scheduled basis shall be reported to the director. Such additives shall include, but not be limited to, commercially available bacteria or other additives designed to absorb, purge, consume, treat or otherwise eliminate grease and oils.
 - ii. Additives containing enzymes are prohibited.
 - iii. The use of additives shall in no way be considered as a substitution to the maintenance procedures required herein.

Section 8: Chapter 13.18.080, Title 13, Section 13.18.080, is hereby amended to read as follows:

13.18.080 – Administrative Requirements.

- A. Manifest.
 - i. All pumpage from grease interceptors must be tracked by a manifest, which confirms pumping, hauling and disposal of waste. This manifest shall contain the following information:
 - a. Generator information:
 - Name
 - Address
 - Volume pumped
 - Date and time of pumping
 - Amount of floatable grease and settleable solids in inches
 - Signature of generator verifying generator information
 - ii. Transporter information:
 - a. Company name
 - Address
 - Driver name and signature verifying transporter information
 - iii. Receiving facility information:
 - a. Facility name
 - Address
 - Date and time of receiving signature verifying receipt of waste
 - iv. Upon receipt of the waste, the receiving facility shall send one copy of each manifest to the following address: City of El Dorado Sewage Treatment Department, FOG Program, 220 E. First, El Dorado, KS 67042.
- B. Maintenance Log.
 - i. A grease interceptor log shall be maintained for each grease interceptor, including automatic grease removal devices and hydro mechanical grease interceptors.

- ii. This log shall include the date, time, amount pumped, hauler and disposal site, and monthly inspection results of the floatable grease and settleable solids levels in inches and shall be kept in a conspicuous location for inspection.
- iii. Said log shall be made immediately available to any representative of the Public Utilities Department upon request.

C. Reporting.

- i. The information required in the maintenance log must be submitted by the food service representative to the Public Utilities Dept. every 15th day of the month following each quarter-year period.

Section 9: Chapter 13.18.090, Title 13, Section 13.18.090, is hereby amended to read as follows:

13.18.090 – Monitoring, inspection and entry.

A. Monitoring.

- i. When required for the purposes of this chapter, the user shall provide, operate and maintain, at user's expense, safe and accessible monitoring facilities (such as a suitable manhole) at all times to allow observation, inspection, sampling and flow measurement of the building sewer or internal drainage systems.
- ii. When the physical location and hydraulic conditions are suitable, a manhole or similar facility existing on the sanitary sewer collection system may be utilized as the user's manhole when agreed to by both the user and the director.

B. Inspection and Entry.

- i. Authorized personnel of the city, bearing proper credentials and identification, shall have the right to enter upon all properties subject to this chapter, at any reasonable time and without prior notification, for the purpose of inspection, observation, measurement, sampling, testing or record review, in accordance with this chapter.

Section 10: Chapter 13.18.100, Title 13, Section 13.18.100, is hereby amended to read as follows:

13.18.100 – Emergency Suspension of Services.

A. The city may suspend water or sewer service when such suspension is necessary, in the opinion of the director, in order to stop an actual or threatened discharge which:

- i. Presents or may present an imminent or substantial endangerment to the health or welfare of persons or the environment;
- ii. Causes stoppages, or excessive maintenance to be performed to prevent stoppages, in the sanitary sewer collection system;
- iii. Causes interference to the POTW; or
- iv. Causes the city to violate any condition of its NPDES permit. Any person notified of a suspension of the water or sewer service shall immediately stop or eliminate the discharge. In the event of a failure of the person to comply voluntarily with the suspension order, the city shall take such steps as deemed necessary, including immediate termination of water or sewer service, to prevent or minimize damage to the POTW system or sewer connection or endangerment to any individuals. The city shall reinstate the water or sewer service when such conditions causing the suspension have passed or been eliminated. A detailed written statement submitted by the user describing the cause(s) of the harmful discharge and the measure(s) taken to prevent any future occurrence shall be submitted to the city within fifteen days of the date of occurrence.

Section 11: Chapter 13.18.110, Title 13, Section 13.18.110, is hereby amended to read as follows:

13.18.110 – Violation.

It is unlawful for any user to discharge into the sanitary sewer collection system in any manner that is in violation of this chapter or of any condition set forth in this chapter.

Section 12: Chapter 13.18.120, Title 13, Section 13.18.120, is hereby amended to read as follows:

13.18.120 – Enforcement.

- A. The director shall have the administrative authority to enforce this chapter.
 - i. Whenever the city finds that any user has violated or is violating this chapter, or any prohibition, limitation, or requirements contained herein, the director will implement the water and sewer department's enforcement response plan.
 - ii. Enforcement response necessary to initiate corrective action may include but not be limited to the following:
 - i. Notice of Violation.

The city may serve upon any user a written notice stating the nature of violation. Within 15 days of the date of notice, a plan for the satisfactory correction thereof shall be submitted to the director by the user.
 - ii. Administrative Order.

When the director finds that a user has violated or continues to violate the provisions set forth in this chapter, or the order issued there under, the director may issue an order for compliance to the user responsible for the discharge. Orders may contain any requirements as might be reasonable, necessary and appropriate to address the noncompliance; including, but not limited, to the installation of pretreatment not technology, additional self-monitoring and management practices.
 - iii. Consent Order.

The director is empowered to enter into consent orders, assurances of voluntary compliance or other similar documents establishing an agreement with the user responsible for noncompliance. Such orders will include specific action to be taken by the user to correct the noncompliance within a time period specified by the order. Consent orders shall have the same force and effect as administrative orders issued pursuant to subsection (ii) of this section.

Section 13: Chapter 13.18.130, Title 13, Section 13.18.130, is hereby amended to read as follows:

13.18.130 – Administrative Penalty.

Notwithstanding any other remedies or procedures available to the city, any user who is found to have violated any provision of this chapter, or any permit or any order issued hereunder, may be assessed an administrative penalty of not to exceed \$1,000.00 per violation. Each day on which noncompliance shall occur or continue shall be deemed a separate and distinct violation. Such assessment may be added to the user's next scheduled sewer service charge and the city shall have such other collection remedies as are available at law.

Section 14: Chapter 13.18.140, Title 13, Section 13.18.140, is hereby amended to read as follows:

13.18.140 – Request for Hearing and Appeal.

- A. Hearing.
 - i. Any person affected by a penalty, order or directive of the city issued pursuant to this chapter may, within ten days of the issuance of such penalty, order, or directive, request a hearing before the director to show cause why such should be modified or made to not apply to such person.
 - ii. Such request shall be in writing and addressed to the director, located at the City of El Dorado, 220 E. First, El Dorado, Kansas, 67042.
 - iii. The director or a designee shall hold the requested hearing as soon as practical after receiving the request, at which time the person affected shall have an opportunity to be heard.
 - iv. At the conclusion of the hearing, the director shall issue a written response to the person requesting the hearing affirming, modifying or rescinding the penalty, order, or directive at issue.
- B. Appeal.

- i. Any person aggrieved by the decision of the director may appeal such decision to the city commission within ten days of the receipt of the decision by filing notice of appeal with the city clerk.
- ii. Upon hearing, the city commission may affirm, modify or reverse the decision of the director.
- iii. Any appeal of the City Commission's decision shall be as provided by state law.

Section 15: Chapter 13.18.150, Title 13, Section 13.18.150, is hereby amended to read as follows:

13.18.150 – Authorization.

The director is authorized to promulgate such rules and regulations as shall be reasonable and necessary to carry out the provisions of this chapter according to its terms and intent.

Section 16: Chapter 13.18.160, Title 13, Section 13.18.160, is hereby amended to read as follows:

13.18.160 – Criminal Penalties.

- A. Any person who shall be convicted of violating any provision of this chapter or any permit or order issued hereunder shall be deemed guilty of a misdemeanor and shall be punished by a fine of not more than \$1,000.00 or by imprisonment for not more than six months or by both.
- B. Each day that any such violation occurs shall constitute a separate offense and shall be punishable as a separate violation.
- C. If upon trial of any person found guilty of a misdemeanor hereunder, it shall appear to the court that the violation complained of is continuing, the court shall enter such order, as it shall deem appropriate to cause the violation to be abated.
- D. The provisions of this section are independent of and in addition to any administrative or other legal action that may be taken by the city under the provisions of this chapter.

Section 17: Chapter 13.18.170, Title 13, Section 13.18.170, is hereby amended to read as follows:

13.18.170 – Separability.

If any part or parts of this chapter shall be held to be invalid, such invalidity shall not affect the remaining parts of this chapter. The governing body declares that it would have passed remaining parts of this chapter if it had known that such part or parts thereof would be declared invalid.

Section 18: Chapter 13.16.060, Title 13, Section 13.16.060, Subsection F shall be repealed.

Section 19: In all other respects, Chapter 13.12 shall be and remain unchanged.

Section 20: The above modifications shall be in full force and effect as of March 6, 2018.

Section 21: This ordinance shall be in full force and effect after its publication once in the official city newspaper.

PASSED by the Governing Body of the City of El Dorado, Kansas, and APPROVED AND SIGNED by its Mayor, this 5th day of March 2018.

Attest:

Vince Haines - Mayor

Tabitha D. Sharp - City Clerk

2018 Commission Priorities

Water Sales • Community Image • Industrial and Business Parks • Parks and Recreation • Public Safety

TO: City Commission
FROM: Tabitha Sharp, City Clerk
SUBJ: Municipal Court Fees
DATE: February 28, 2018

Background:

City staff have requested that the funds previously allocated to local community groups be allocated back to the Police/Court Departments for use. The amount collected averages \$6,000 per year. This money could be used to purchase new equipment for the Brazos program, training equipment or for the purchase of other supplies.

Policy Issue:

The City Commission must approve all changes to the Municipal Code.

Alternatives:

Make no changes to the Municipal Code.

Fiscal Impact:

The \$5.50 previously allocated to local community groups will remain in the Police/Court budget for use.

Trade-offs:

N/A

Staff Recommendation:

Approve the Ordinance.

Commission Actions:

Commissioner _____ moved to approve Ordinance No. _____, an Ordinance amending Title 2 of the El Dorado Municipal Code relating to the Municipal Court.

Commissioner _____ seconded the motion.

Roll Call Vote

Position No. 3	Commissioner Nick Badwey	_____
Position No. 4	Commissioner Kendra Wilkinson	_____
	Mayor Vince Haines	_____
Position No. 1	Commissioner Matt Guthrie	_____
Position No. 2	Commissioner Gregg Lewis	_____

ORDINANCE NO. G-____

**AN ORDINANCE OF THE CITY OF EL DORADO AMENDING TITLE
2 OF THE EL DORADO MUNICIPAL CODE RELATING TO THE
MUNICIPAL COURT**

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EL DORADO, KANSAS:

Section 1: Chapter 2.32.100 of the El Dorado Municipal Code is amended to read as follows:

2.32.100 Costs: Court costs will be charged as follows:

- A. A fee of twenty-three dollars and fifty cents (\$23.50) will be assessed and distributed to the State of Kansas per Statute.
- B. A fee of sixty-one dollars (\$65.50) will be assessed and distributed to the Municipal Court.
- C. A fee of \$10 will be assessed for requests for continuance.
- D. A fee of \$10 will be assessed to process the suspension of driver's licenses.

Section 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3: That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Commission hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 4: That nothing in this ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5: In all other respects, Chapter 2.32 shall be and remain unchanged.

Section 6: That the City Clerk is hereby ordered and directed to cause this ordinance to be published once in the official city newspaper.

PASSED AND APPROVED by the Governing Body on this 5th day of March, 2018.

(SEAL)

Vince Haines, Mayor

ATTEST

Tabitha Sharp, City Clerk

APPROVED AS TO FORM

Ashlyn Lindskog, City Attorney



Quarterly Financial Report *(unaudited)*

City of El Dorado, Kansas

Fourth Quarter Summary

Date Range: 01/01/2017 - 12/31/2017

Fund	Beginning Fund Balance	Revenues	Expenses	Net Change Assets	Net Change Liabilities	Ending Fund Balance	Minimum Fund Balance
001 - GENERAL FUND	\$ 1,524,025	\$ 8,827,727	\$ 9,098,265	\$ 155,396	\$ (52,643)	\$ 1,150,734	\$ 1,299,545
002 - EQUIPMENT RESERVE FUND	\$ 430,958	\$ 101,606	\$ 11,390	\$ (91,413)	\$ -	\$ 612,587	\$ -
003 - AIRPORT FUND	\$ 18,175	\$ 249,334	\$ 248,858	\$ (7,326)	\$ 9,422	\$ 16,555	\$ 22,500
004 - FAMILY LIFE CENTER GRANT FUND	\$ 13,651	\$ 86,669	\$ 86,669	\$ (9,893)	\$ 11,840	\$ 11,704	\$ -
005 - EL DORADO SENIOR CENTER FUND	\$ (28,951)	\$ 73,857	\$ 94,939	\$ (56,055)	\$ 1,276	\$ 4,747	\$ -
006 - LIBRARY FUND	\$ 20,632	\$ 462,407	\$ 462,407	\$ 9,192	\$ (9,192)	\$ 20,632	\$ -
007 - MAJOR STREET FUND	\$ 166,167	\$ 609,481	\$ 694,259	\$ (5,555)	\$ 66,539	\$ 20,404	\$ 86,802
008 - CEMETERY FUND	\$ 27,978	\$ 150,316	\$ 171,089	\$ 345	\$ 1,076	\$ 5,785	\$ -
009 - STORMWATER FUND	\$ 163,238	\$ 243,451	\$ 238,593	\$ 80,599	\$ (81,811)	\$ 169,308	\$ 30,379
010 - ECONOMIC DEVELOPMENT SALES TAX FUND	\$ 202,693	\$ 79,574	\$ 52,038	\$ -	\$ 5,274	\$ 224,955	\$ -
011 - BRADFORD MEMORIAL LIBRARY FUND	\$ 184,883	\$ 557,932	\$ 557,038	\$ 99,860	\$ 6,960	\$ 78,959	\$ -
012 - LAKE DEBT RESERVE FUND	\$ 930,231	\$ 539,410	\$ -	\$ 84,060	\$ -	\$ 1,385,581	\$ -
013 - PRAIRIE TRAILS RESTAURANT/GOLF FUND	\$ 27,101	\$ 715,337	\$ 691,023	\$ 162	\$ 16,725	\$ 34,528	\$ -
014 - INDUSTRIAL MILL LEVY FUND	\$ 437,465	\$ 177,514	\$ 159,763	\$ 616	\$ 17,412	\$ 437,188	\$ -
015 - LIBRARY CAPITAL IMPROVEMENT FUND	\$ 45,367	\$ 52,889	\$ 97,070	\$ (54,663)	\$ (13,293)	\$ 69,141	\$ -
016 - SPECIAL PARKS & RECREATION FUND	\$ 65,362	\$ 25,985	\$ 76,591	\$ -	\$ -	\$ 14,757	\$ -
017 - SPECIAL ALCOHOL PROGRAM FUND	\$ -	\$ 16,229	\$ -	\$ -	\$ -	\$ 16,229	\$ -
018 - SELF INSURANCE RESERVE FUND	\$ 584,011	\$ 1,876,414	\$ 1,797,319	\$ -	\$ 152,947	\$ 510,160	\$ -
019 - COMMUNITY DEVELOPMENT DISTRICT	\$ -	\$ 35,878	\$ 34,080	\$ 11,355	\$ (13,183)	\$ 3,625	\$ -
020 - SALES TAX FUND	\$ 1,511	\$ 20,013	\$ 19,328	\$ 583	\$ (381)	\$ 1,992	\$ -
021 - CUSTOMER DEPOSIT FUND	\$ 3,409	\$ -	\$ -	\$ -	\$ -	\$ 3,409	\$ -
022 - LAW ENFORCEMENT TRUST FUND	\$ 15,971	\$ 40	\$ 4,346	\$ -	\$ -	\$ 11,664	\$ -
023 - POLICE DEPT SEIZED ASSETS FUND	\$ 1,317	\$ 12,400	\$ 895	\$ -	\$ -	\$ 12,823	\$ -
024 - TOURISM TAX FUND	\$ 341,311	\$ 280,605	\$ 354,171	\$ 3,673	\$ (5,411)	\$ 269,484	\$ 26,982
026 - ORDINANCE STREET SALES TAX FUND	\$ 1,028,478	\$ 600,000	\$ 779,595	\$ -	\$ 12,143	\$ 836,741	\$ -
027 - EXPENDABLE TRUST FUND	\$ 415,750	\$ 754,193	\$ 358,743	\$ -	\$ 91,575	\$ 719,626	\$ -
028 - EXCESS SALES TAX FUND	\$ 1,171,501	\$ 422,259	\$ 628,505	\$ -	\$ -	\$ 965,255	\$ -
030 - CONSTRUCTION FUND	\$ (359,241)	\$ 1,469,415	\$ 2,567,970	\$ (352,223)	\$ (130,718)	\$ (974,855)	\$ -
031 - BUILDING DEMOLITION FUND	\$ -	\$ 6,867	\$ 580	\$ 6,286	\$ -	\$ -	\$ -
040 - BOND & INTEREST FUND	\$ (171,875)	\$ 1,938,370	\$ 1,640,507	\$ 342,781	\$ (358,176)	\$ 141,384	\$ -
060 - WATER FUND	\$ 593,797	\$ 4,162,311	\$ 5,313,416	\$ (335,623)	\$ (1,063,880)	\$ 842,194	\$ 628,248
063 - SEWER FUND	\$ 83,385	\$ 2,984,955	\$ 2,296,399	\$ (210,590)	\$ 824,054	\$ 158,476	\$ 355,450
066 - REFUSE FUND	\$ 378,306	\$ 1,615,744	\$ 1,386,276	\$ 216,372	\$ 114,637	\$ 276,764	\$ 248,800
069 - COMPRESSED NATURAL GAS STATION FUND	\$ 18,192	\$ 28,501	\$ 25,622	\$ (8,871)	\$ (901)	\$ 30,842	\$ 2,660
070 - PAYROLL LIABILITIES FUND	\$ 1,595	\$ -	\$ -	\$ -	\$ (295,889)	\$ 297,484	\$ -
071 - EXTERNAL STORES FUND	\$ (64,005)	\$ -	\$ (77,706)	\$ 13,700	\$ -	\$ -	\$ -
072 - DATA PROCESSING FUND	\$ 219,776	\$ 638,796	\$ 804,160	\$ (3,051)	\$ 17,255	\$ 40,208	\$ -
075 - OTHER POST-EMPLOYMENT BENEFITS FUND	\$ -	\$ 84,379	\$ -	\$ 84,379	\$ -	\$ -	\$ -
099 - GENERAL FIXED ASSET FUND	\$ -	\$ -	\$ 1,143,278	\$ (1,143,278)	\$ -	\$ -	\$ -
TOTAL	\$ 8,492,165	\$ 29,900,858	\$ 31,817,476	\$ (1,169,180)	\$ (676,343)	\$ 8,421,070	\$ 2,701,366



Quarterly Financial Report (unaudited)

City of El Dorado, Kansas

Fourth Quarter Summary

Date Range: 01/01/2017 - 12/31/2017

Fund	Budgeted Revenues	Actual Revenues	Variance	Budgeted Expenses	Actual Expenses	Variance
001 - GENERAL FUND	\$ 8,995,498	\$ 8,827,727	98%	\$ 8,995,498	\$ 9,098,265	101%
002 - EQUIPMENT RESERVE FUND		\$ 101,606			\$ 11,390	
003 - AIRPORT FUND	\$ 299,640	\$ 249,334	83%	\$ 299,640	\$ 248,858	83%
004 - FAMILY LIFE CENTER GRANT FUND		\$ 86,669			\$ 86,669	
005 - EL DORADO SENIOR CENTER FUND	\$ 104,135	\$ 73,857		\$ 94,265	\$ 94,939	101%
006 - LIBRARY FUND	\$ 471,707	\$ 462,407		\$ 471,707	\$ 462,407	98%
007 - MAJOR STREET FUND	\$ 628,050	\$ 609,481	97%	\$ 628,050	\$ 694,259	111%
008 - CEMETERY FUND	\$ 176,084	\$ 150,316	85%		\$ 171,089	
009 - STORMWATER FUND	\$ 255,360	\$ 243,451	95%	\$ 255,360	\$ 238,593	93%
010 - ECONOMIC DEVELOPMENT SALES TAX FUND	\$ 50,000	\$ 79,574	159%	\$ 50,000	\$ 52,038	104%
011 - BRADFORD MEMORIAL LIBRARY FUND	\$ 563,557	\$ 557,932	99%		\$ 557,038	
012 - LAKE DEBT RESERVE FUND	\$ 455,512	\$ 539,410	118%		\$ -	
013 - PRAIRIE TRAILS RESTAURANT/GOLF FUND	\$ 695,620	\$ 715,337	103%	\$ 695,620	\$ 691,023	99%
014 - INDUSTRIAL MILL LEVY FUND	\$ 98,407	\$ 177,514	180%	\$ 98,407	\$ 159,763	162%
015 - LIBRARY CAPITAL IMPROVEMENT FUND		\$ 52,889			\$ 97,070	
016 - SPECIAL PARKS & RECREATION FUND	\$ 39,805	\$ 25,985	65%	\$ 76,591	\$ 76,591	100%
017 - SPECIAL ALCOHOL PROGRAM FUND		\$ 16,229			\$ -	
018 - SELF INSURANCE RESERVE FUND		\$ 1,876,414			\$ 1,797,319	
019 - COMMUNITY DEVELOPMENT DISTRICT		\$ 35,878			\$ 34,080	
020 - SALES TAX FUND		\$ 20,013			\$ 19,328	
021 - CUSTOMER DEPOSIT FUND		\$ -			\$ -	
022 - LAW ENFORCEMENT TRUST FUND		\$ 40			\$ 4,346	
023 - POLICE DEPT SEIZED ASSETS FUND		\$ 12,400			\$ 895	
024 - TOURISM TAX FUND	\$ 297,232	\$ 280,605	94%	\$ 297,232	\$ 354,171	119%
026 - ORDINANCE STREET SALES TAX FUND		\$ 600,000			\$ 779,595	
027 - EXPENDABLE TRUST FUND		\$ 754,193			\$ 358,743	
028 - EXCESS SALES TAX FUND		\$ 422,259			\$ 628,505	
030 - CONSTRUCTION FUND		\$ 1,469,415			\$ 2,567,970	
031 - BUILDING DEMOLITION FUND		\$ 6,867			\$ 580	
040 - BOND & INTEREST FUND	\$ 1,527,593	\$ 1,938,370	127%	\$ 1,644,747	\$ 1,640,507	100%
060 - WATER FUND	\$ 4,061,242	\$ 4,162,311	102%	\$ 4,061,242	\$ 5,313,416	131%
063 - SEWER FUND	\$ 2,216,667	\$ 2,984,955	135%	\$ 2,216,667	\$ 2,296,399	104%
066 - REFUSE FUND	\$ 1,554,800	\$ 1,615,744	104%	\$ 1,354,419	\$ 1,386,276	102%
069 - COMPRESSED NATURAL GAS STATION FUND	\$ 16,580	\$ 28,501	172%	\$ 16,580	\$ 25,622	155%
070 - PAYROLL LIABILITIES FUND		\$ -			\$ -	
071 - EXTERNAL STORES FUND		\$ -			\$ (77,706)	
072 - DATA PROCESSING FUND	\$ 809,505	\$ 638,796	79%	\$ 866,200	\$ 804,160	93%
075 - OTHER POST-EMPLOYMENT BENEFITS FUND		\$ 84,379			\$ -	
099 - GENERAL FIXED ASSET FUND		\$ -			\$ 1,143,278	
TOTAL	\$ 23,316,994	\$ 29,900,858	78%	\$ 22,122,225	\$ 31,817,476	144%

NOTES:

Revenues:

The variance of Budgeted Revenues to Actual Revenues ideally should be greater than or equal to 100%.

A variance that meets this standard means the City brought in more revenue than it budgeted.

Expenses:

The variance of Budgeted Expenses to Actual Expenses ideally should be less than or equal to 100%.

A variance that meets this standard means the City spent less than it budgeted.