

# CITY COUNCIL PROCEEDINGS

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## MINUTES OF THE MEETING OF THE CITY COUNCIL

Wichita, Kansas, September 25, 2007  
Tuesday, 9:35 A.M.

The City Council met in regular session with Vice-Mayor Fearey in the Chair. Council Members Gray, Longwell, Schlapp; Skelton, and Williams present.

George Kolb, City Manager; Gary Rebenstorf, Director of Law; Karen Sublett, City Clerk; present.

The Minutes of the regular meeting of September 18, 2007, approved 6 to 0, (Mayor Brewer absent)

Motion--  
--carried

Vice-Mayor Fearey moved that Consent items 1-15g be approved in accordance with the recommended action shown thereon. Motion carried 6 to 0, (Mayor Brewer absent).

## **BOARD OF BIDS**

### REPORT OF THE BOARD OF BIDS AND CONTRACTS DATED SEPTEMBER 24, 2007.

Minutes of the regular meeting dated September 10, 2007, were read and on motion approved.

Bids were opened September 14, 2007, and September 21, 2007 pursuant to advertisements published on:

Lateral 406 Four Mile Creek Sewer to serve Fawn Grove at Sunset Lakes Addition (south of Kellogg, west of Greenwich) (468-84383/744242/480930) Does not affect existing traffic. (District II)

McCullough Excavation - \$58,300.00

Stormwater Drain #326 to serve Edgewater Addition (north of K-96, west of Hoover) (468-84353/751451/485342) Does not affect existing traffic. (District VI)

Bob Bergkamp Construction - \$1,160,450.75

Blackstone from the north line of 13th Street North, north to the south line of Lot 1, Block B; Price from Obsidian to the west line of Blackstone; Obsidian and Obsidian Court from the north line of Lot 4, Block D, west to and including the cul-de-sac; Price from the east line of Blackstone, east to the east line of the plat; Blackstone Court (Lots 1 through 8, Block A) from the east line of Blackstone east to and including the cul-de-sac; Blackstone Court (Lots 1 through 14, Block C) from the west line of Blackstone west to and including the cul-de-sac; Sidewalk on Blackstone, Price and Obsidian to serve Blackstone Addition (north of 13th Street North, east of 151st Street West) (472-84397/766151/490169) Does not affect existing traffic.

Kansas Paving Company - \$434,671.62

East-West Alley 310' south of Harry Street from Woodlawn Avenue to Mission Street to serve Lincoln Hills 2nd Addition, (south of Harry, east of Woodlawn) (472-84022/765945/490058) Traffic to be maintained during construction using flagpersons and barricades. (District II)

Barkley Construction - \$52,000.00

The Purchasing Division recommended that the contracts be awarded as outlined above, same being the lowest and best bid.

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On motion, the Board recommended that the contracts be awarded as outlined above, subject to check, same being the lowest and best bids within the Engineer's construction estimate.

Motion--  
--carried

Vice-Mayor Fearey moved that the report be received and filed; Contracts approved; and the necessary signatures authorized. Motion carried 6 to 0, (Mayor Brewer absent).

## VARIOUS DEPARTMENTS/DIVISIONS: Concrete Requirements

CMC Concrete Materials - \$174,975.00\*

\* Contract approved on unit cost basis; refer to attachments.

## FIRE DEPARTMENT/TRAINING DIVISION: Hazardous Materials Team Physicals

Via Christi Rehabilitation Center - \$33,510.00\*

\* Contract approved on unit cost basis; refer to attachments.

## WATER UTILITIES DEPARTMENT/SEWER MAINTENANCE DIVISION AND SEWAGE TREATMENT DIVISION: Solidification/Disposal of non-hazardous liquid waste

Reddi-Rooter of Wichita, Inc. - \$96,850.00\*

\*Contract approved on unit cost basis; refer to attachments.

## PUBLIC WORKS DEPARTMENT/MAINTENANCE DIVISION: Boardwalk Replacement in Old Town

Sutherland Builders, Inc. - \$157,624.50

## PUBLIC WORKS DEPARTMENT/FLEET MAINTENANCE DIVISION: 35,000 GVWR Dump Trucks\*

Roberts Truck Center -	\$ 58,750.00 (Base Bid)
	\$ 550.00 (Option 1)
	\$ 200.00 (Option 2)
	\$ 100.00 (Option 3)
	\$ 458.00 (Option 4)
	\$ 566.00 (Option 5)
	\$ 28,208.00 (Option 6)

\* Award Fifteen (15) Additional Dump Trucks, Base Bid with Options 1-6, at the same Unit Cost for Total Net Bid of \$1,332,480.00

The Purchasing Division recommended that the contracts be awarded as outlined above, same being the lowest and best bid.

On motion, the Board recommended that the contracts be awarded as outlined above, same being the lowest and best bid.

Motion--  
--carried

Vice-Mayor Fearey moved that the contracts be awarded as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate, and the necessary signatures be authorized. Motion carried 6 to 0, (Mayor Brewer absent).

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## PRELIM. ESTS.

### PRELIMINARY ESTIMATES.

- a. Lateral 406 Four Mile Creek Sewer to serve Fawn Grove at Sunset Lakes Addition (south of Kellogg, west of Greenwich) (468-84383/744242/480930) Does not affect existing traffic. (District II) - \$110,000.00
- b. Stormwater Drain #326 to serve Edgewater Addition (north of K-96, west of Hoover) (468-84353/751451/485342) Does not affect existing traffic. (District VI) - \$1,450,000.00
- c. Blackstone from the north line of 13th Street North, north to the south line of Lot 1, Block B; Price from Obsidian to the west line of Blackstone; Obsidian and Obsidian Court from the north line of Lot 4, Block D, west to and including the cul-de-sac; Price from the east line of Blackstone, east to the east line of the plat; Blackstone Court (Lots 1 through 8, Block A) from the east line of Blackstone east to and including the cul-de-sac; Blackstone Court (Lots 1 through 14, Block C) from the west line of Blackstone west to and including the cul-de-sac; Sidewalk on Blackstone, Price and Obsidian to serve Blackstone Addition (north of 13th Street North, east of 151st Street West) (472-84397/766151/490169) Does not affect existing traffic. (District V) - \$542,000.00
- d. East-West Alley 310' south of Harry Street from Woodlawn Avenue to Mission Street to serve Lincoln Hills 2nd Addition (south of Harry, east of Woodlawn) (472-84022/765945/490058) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$86,350.00

Motion--carried

Vice-Mayor Fearey moved to receive and file. Motion carried 6 to 0, (Mayor Brewer absent).

## PETITION

### PAVE STREETS IN GRAY'S SIXTH ADDITION, SOUTH OF MACARTHUR, WEST OF HOOVER. (DISTRICT IV)

Agenda Item No 2a

On June 5, 2007, the City Council approved a Petition to pave streets in Gray's 6th Addition. An attempt to award a construction contract within the budget set by the Petition was not successful. The developer has submitted a new Petition with an increased budget. The signature on the new Petition represents 100% of the improvement district.

The project will serve a new residential development located south of MacArthur, west of Hoover.

The existing Petition totals \$128,000 with the total assessed to the improvement district. The new Petition totals \$148,000 with the total assessed to the improvement district.

This project will address the Efficient Infrastructure goal by providing street paving for a new residential development.

State Statutes provide that a Petition is valid if signed by a majority of resident property owners or owners of a majority of property in the improvement district.

Motion--  
--carried

Vice-Mayor Fearey moved that the City Council approve the new Petition, adopt the Resolution and authorize the necessary signatures. Motion carried 6 to 0, (Mayor Brewer absent)

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## **STREET CLOSURES**     **CONSIDERATION OF STREET CLOSURES/USES.**

There were no street closures to consider.

## **TALKING BOOKS**     **BLIND AND PHYSICALLY HANDICAPPED (TALKING BOOKS) CONTRACT.**

Agenda Item No 4a

The Wichita Public Library is one of five agencies that deliver library service to blind and physically handicapped residents of Kansas through contracts with the Kansas State Library. The Wichita site delivers service to eligible customers from all of Sedgwick County and fifteen counties in Southeast Kansas. Although Wichita's participation as a contracting agency has been in place for many years, annual contracts renewing the relationship with the State Library are required because federal funds are included in the contract payment.

Wichita's ability to house a sub regional library for the blind and physically handicapped allows the Library to enhance service to customers with special needs. While most users of this service must rely on toll-free phone and mail access to the library service, Wichita's customers have the added benefit of receiving walk-in service from Wichita's Central branch library. Senior centers, retirement and nursing homes, special education centers and other agencies also benefit from having sub regional staff locally available to promote and/or present training about this program. The program budget was reviewed and approved by the Library Board of Directors during its September 18, 2007 meeting.

The grant includes a base payment with supplemental funds divided by the share of the statewide service delivery. No local match is required. The Wichita contract for the 2007-2007 year will be \$126,552 a decrease of 0.3% (\$344) from the previous year.

The plan addresses the Quality of Life goal by enabling the Wichita Public Library system to extend access to information and recreation resources to citizens who do not have the visual or physical ability to use traditional print materials.

The contract has been reviewed and approved by Law Department staff.

Motion--  
--carried

Vice-Mayor Fearey moved that the City Council approve the 2007-2008 Talking Books Service contract and authorize the necessary signatures. Motion carried 6 to 0, (Mayor Brewer absent).

## **HILLSIDE BRIDGE**     **CONSTRUCTION ENGINEERING FOR HILLSIDE BRIDGE AT RANGE ROAD. (DISTRICT III)-SUPPLEMENTAL.**

Agenda Item No 4b

On May 4, 2004, the City entered into an Agreement with Cook, Flatt & Strobel Engineers, P.A. (CF&S) for designing a plan to rehabilitate the Hillside Bridge at Range Road. The fee was \$27,000. Further engineering review revealed that it would be more economical in the long run to replace the bridge rather than rehabilitate it. On February 14, 2006, the City approved a Supplemental Agreement for the additional design services to completely replace the bridge. The fee was \$13,660. The Design Agreement with CF&S requires CF&S to provide construction engineering and staking services if requested by the City.

The proposed Supplemental Agreement between the City and CF&S provides for construction engineering the bridge. Due to the current workload created by previous projects, City crews are not available to perform the construction engineering for this project.

Payment to CF&S will be on an hourly basis not to exceed \$96,730 and will be paid by General Obligations Bonds and Federal funds.

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This project addresses the Efficient Infrastructure goal by improving traffic flow through a major traffic corridor.

The Supplemental Agreement has been approved as to form by the Law Department.

Motion--  
--carried

Vice-Fearey Fearey moved that the Supplemental Agreement be approved and the necessary signatures authorized. Motion carried 6 to 0, (Mayor Brewer absent).

## WILLOW CREEK

### **STAKING & CONSTRUCTION ENGINEERING IN WILLOW CREEK EAST ADDITION, EAST OF GREENWICH, SOUTH OF HARRY.**

Agenda Item No 4c

The City Council approved the drainage improvements in Willow Creek East Addition on March 13, 2007. On April 24, 2007 the City approved an Agreement with Ruggles & Bohm, P.A. to design the improvements. The Design Agreement with Ruggles & Bohm requires Ruggles & Bohm to provide construction engineering and staking services if requested by the City.

The proposed Supplemental Agreement between the City and Ruggles & Bohm provides for staking and construction engineering the improvements. Due to the current workload created by previous projects, City crews are not available to perform the staking and construction engineering for this project.

Payment to Ruggles & Bohm will be on a lump sum basis of \$24,600 and will be paid by special assessments.

This Supplemental Agreement addresses the Efficient Infrastructure goal by providing the engineering services needed for the construction of drainage improvements in a new subdivision. It also addresses the Economic Vitality and Affordable Living goal by providing public improvements in new developments that are vital to Wichita's continued economic growth.

The Supplemental Agreement has been approved as to form by the Law Department.

Motion--  
--carried

Vice-Mayor Fearey moved that the City Council approve the Supplemental Agreement and authorize the necessary signatures. Motion carried 6 to 0, (Mayor Brewer absent).

## AGREEMENT

### **TARA CREEK AND CASA BELLA ADDITIONS, NORTH OF PAWNEE, WEST OF 127TH STREET EAST. (DISTRICT II)**

Agenda Item No 5a

The City Council approved the water, sanitary sewer, drainage, and paving improvements in Tara Creek & Casa Bella Additions on June 6, 2007.

The proposed Agreement between the City and Ruggles & Bohm, P.A. provides for the design of bond financed improvements consisting of water, sanitary sewer, drainage, and paving in Tara Creek & Casa Bella Additions. Per Administrative Regulation 1.10, staff recommends that Ruggles & Bohm be hired for this work, as this firm provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

Payment to Ruggles & Bohm will be on a lump sum basis of \$60,600 and will be paid by special assessments.

This Agreement addresses the Efficient Infrastructure goal by providing the engineering design services needed for the construction of water, sanitary sewer, drainage, and paving improvements in a new subdivision. It also addresses the Economic Vitality and Affordable Living goal by providing public improvements in new developments that are vital to Wichita's continued economic growth.

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Legal Considerations: The Agreement has been approved as to form by the Law Department.

Motion--  
--carried

Vice-Mayor Fearey moved that the City Council approve the Agreement and authorize the necessary signatures. Motion carried 6 to 0, (Mayor Brewer absent).

## CHANGE ORDER

### RIVER CORRIDOR IMPROVEMENTS. (DISTRICT VI)

Agenda Item No 6a

On April 5, 2005, the City Council approved a construction contract with Dondlinger and Sons Construction Company for River Corridor improvements to the Keeper of the Plains and the area along the east bank of the Little Arkansas River. A new entrance was constructed to allow westbound traffic on Central to access the Keeper of the Plains parking lot on the east bank. Prior to this, only right turns in and right turns out were possible. Also, improvements to the lighting for the USS Wichita were added.

A Change Order has been prepared for the additional work. Funding is available within the project budget.

The total cost of the additional work is \$57,921 with the total paid by General Obligation Bonds and Federal Grants. The original contract amount is \$20,595,000. This Change Order plus previous change orders represents 1.28% of the original contract amount.

This project addresses the Dynamic Core Area goal by enhancing the appearance and improving pedestrian access to the River Corridor.

The Law Department has approved the Change Order as to legal form. The Change Order amount is within the 25% of construction contract cost limit set by City Council policy.

Motion--  
--carried

Vice-Mayor Fearey moved that the City Council approve the Change Order and authorize the necessary signatures. Motion carried 6 to 0, (Mayor Brewer absent).

## BOARD MINUTES

### MINUTES OF ADVISORY BOARDS/COMMISSIONS:

Board of Code Standards and Appeals, August 6, 2007

Wichita Airport Advisory Board, August 6, 2007

Wichita Historic Preservation Board, August 13, 2007

District V Advisory Board, September 10, 2007

Motion--carried

Vice-Mayor Fearey moved to receive and file. Motion carried 6 to 0, (Mayor Brewer absent).

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**BUDGET ADJUST**

## **COMMODITIES BUDGET ADJUSTMENT.**

Agenda Item No 8

The Police Department purchases ammunition for training and practice for police officers. Officers qualify semiannually and are also provided up to 600 rounds annually for practice by contract. Recruits also consume ammunition during the firearms training portion of recruit training. SWAT has specialized ammunition needs. In addition, officers are issued duty ammunition.

The domestic market for ammunition has experienced supply constraints in recent months. To ensure an adequate supply of ammunition, orders must be placed this fall, for delivery next spring. This timing difference on ammunition ordering will accelerate expenditures that ordinarily would have been budgeted in 2008 instead into 2007. In addition, the price of ammunition has also been increasing, due to increased demand.

The Police Department budget includes \$70,000 annually for ammunition purchases. To ensure availability of ammunition for the Police Training Bureau, approximately \$40,000 in purchases initially scheduled for 2008 will be shifted instead to 2007. The Police Department commodities budget will most likely be able to absorb the additional ammunition costs. However, to avoid delaying the delivery of ammunition and any potential year end budget issues this purchase may create, approval of the budget adjustment from Police under expenditures in other line items is requested.

The Police Training Bureau enhances employee knowledge, skills and safety, by providing firearms training and semiannual qualifications. This also supports the policing strategies that provide for a Safe and Secure community.

Budget adjustments over \$25,000 require Council approval.

Motion--carried

Vice-Mayor Fearey moved that the City Council approve the budget adjustment. Motion carried 6 to 0, (Mayor Brewer absent).

**M-WELL**

## **M-WELL REPAIRS, APPROVAL OF CIP.**

Agenda Item No 9

The City of Wichita has 55 water supply wells located in the Equus Beds Aquifer, approximately 25 miles northwest of Wichita. These water supply wells are critical to the City's water supply.

There are currently four water supply wells, M-10, M-13, M-26 and M-44 that have collapsed and are no longer capable of producing water. Two wells, M-42 and M-48, have a significant reduction in performance. In order to restore these as producing wells, they need to be redrilled. Specifications for redrilling the wells will be based on the design of recharge/recovery wells, so that they can serve as both production wells and recharge wells as the City's Aquifer Storage and Recovery Project expands.

Capital Improvement Program W-1396, Repairs to M-Wells, includes \$500,000 for M-Well repairs in 2007, which includes redrilling nonproductive wells. It is estimated that each redrilled well will cost approximately \$115,000. The project will be funded from future Water Utility revenues and reserves and/or a future revenue bond issue.

The projects will Ensure Efficient Infrastructure by assuring that the City is able to utilize all of its available water rights.

The Law Department has approved the Resolution as to form.

Motion--  
--carried

Vice-Mayor Fearey moved that the project be authorized; the expenditure approved; the Resolution adopted; and the necessary signatures authorized. Motion carried 6 to 0, (Mayor Brewer absent).

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## RESOLUTION NO. 530

Notice of Intention to construct, reconstruct, alter, repair, improve, extend and enlarge the water utilities owned and operated by the City of Wichita, Kansas, and to issue revenue bonds, in a total principal amount which shall not exceed \$500,000, for the purpose of paying certain costs thereof, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

## INSURANCE

### 2007/2008 INSURANCE PROGRAM.

Agenda Item No 10

Background: The City uses a Health Insurance Advisory Committee (HIAC) to monitor health insurance programs for employees, and recommends new/renewal programs or changes in health and non-medical insurance coverage and cost, as required. The Committee includes representatives from the Fraternal Order of Police, International Association of Firefighters, Service Employees International, Teamsters unions, as well as the (non-union) Employees Council and Management staff.

The Health Insurance Advisory Committee directed staff to review and make recommendations for the City of Wichita's 2008 health, wellness, dental, vision, life, accidental death and dismemberment (AD&D) and long term disability insurance plans. The City used the approved independent Health and Benefits Consultant, Hilb Rogal & Hobbs (HRH) to assist in the review process of the 2007/2008 insurance plans. While there is considerable information in the agenda item, only two employee benefit programs will have increased premium costs for 2008: medical and dental.

The City of Wichita offers employees the following benefit programs:

PLAN	VENDOR	FUNDING	COST SHARE
Medical Coventry Health Care of Kansas			
Self-Insured 1/1/07			
80% City/20% Employee			
Vision	Vision Services Plan	Fully-insured	80% City/20% Employee
Wellness	Wellness Coaches USA	-	80% City/20% Employee
Basic Life	Minnesota Life	Fully-insured	66% City/33% Employee
Basic AD&D	Minnesota Life	Fully-insured	66% City/33% Employee
Dependent Life	Minnesota Life	Fully-insured	66% City/33% Employee
Supplemental Life	Minnesota Life	Fully-insured	100% Employee
Voluntary AD&D	Minnesota Life	Fully-insured	100% Employee
Dental	Delta Dental of Kansas	Fully-insured	100% Employee
Voluntary Long Term Disability			
CIGNA			
Fully-insured			
100% Employee			

The renewal status for each program and the recommendation of the Health Insurance Advisory Committee are as follows:

### MEDICAL PLAN

1/1/07

Execute 2007 Self-Insurance Legal Agreements

To consummate the 2007 Self-Insurance program, the City will need to execute a number of legal agreements with Coventry Health Care, Inc. These include the following:

### Stop-Loss Insurance Policy

This insurance policy is designed to limit the City's risk with high cost claimants. The insurance policy generally has a \$400,000 deductible with a maximum limit of \$1,600,000 per covered person.

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## Administrative Services Agreement

This agreement permits the City to purchase health care administrative services including claims administration, quality improvement, utilization review, provider network access and client appeal services. A basic concept of the agreement is that claims decisions under the plan will be made by Coventry, on an independent basis, to mitigate any potential conflict the City would have as the entity funding the benefits, and to prevent the City from having to review health information submitted by employees or their dependents in support of claims.

Under several provisions of the Administrative Services Agreement, the City would bear the risk of certain losses from overpayment errors made by Coventry. These could occur in the form of payments by Coventry of large claims later challenged by the Stop-Loss insurer, or in the form of payments in excess of amounts proper under network provider agreements, or amounts overpaid by simple error. In cases of overpayment, Coventry would reasonably attempt to recover the overpayments, but would not be liable to repay the City if recovery efforts prove unsuccessful. However, Coventry has contract provisions in its Network Provider contracts that state that the "Health Plan and Payors may recover payment or retain portions of future payments in the event the Health Plan or Payor determines that an individual was not an eligible Member at the time of services, or in the event of duplicate payment, overpayment, payment for non-covered services, error in payment uncovered as a result of a coordination of benefits or fraud." Coventry has contractual provisions to collect overpayments, duplicate payments, payment for non-covered services, ineligible Members and simple errors in its Network Provider contracts. Hilb, Rogal & Hobbs, the City's benefit consultant, has indicated that this is a typical and common approach in these types of administrative service agreements. HRH stated that the way the market adjusts for excessive overpayments is that Administrative Service Providers with a bad record of such overpayments lose ground to competitors, as Plan Sponsors (such as the City) replace them with Administrative Services Providers (ASPs) that have better track records. The City does not normally agree to bear losses caused by vendor errors, without recourse to the vendor, but based on the information provided by HRH, Staff left this feature in the agreement.

## Summary Plan Description Including the Group Health Benefit Plan Summary and the Benefit Eligibility Policy Handbook

The Summary Plan Description is a detailed description of the City of Wichita's Group Health Benefit Plan. It defines what services are covered and the deductibles and copays that apply to each specific service. Every City employee who enrolls in the Group Health Plan receives a copy of these documents.

## Recommendation

Approve the 2007 Self-Insurance legal documents.

## MEDICAL PLAN

1/1/08 Renewal Status: Administrative fee renewal increase is capped at 4%  
Stop Loss premium will renew 1/1/08

Effective January 1, 2007, the City changed the funding of the Coventry medical program from fully-insured to self-insure. As a result, the City is responsible for funding the actual cost of medical and prescription drug claims, there is no longer a "premium rate" to be negotiated with the health plan; HRH's actuaries will assist the City in determining the appropriate premium equivalent rates. Using the latest data available, the 2008 premium rates will be presented to the City Council on October 2, 2007.

The City pays Coventry an administrative fee for claims adjudication and other related services, and pays stop loss premium to limit the City's risk for high cost claimants. Coventry has guaranteed that the administrative fee will increase by no more than 4% per annum for 2008 and 2009. The mental health capitation fee is a pass-through cost and not subject to the guarantee. In addition, the nurse line, claim appeal and banking account fee components are not subject to the guarantee. Coventry has confirmed that there will be no increase to these components for 2008. The stop loss insurance premium is subject to annual renewal.

The Health Insurance Advisory Committee recommends renewing with Coventry Health Care to provide medical services for 2008 and provide an additional, optional, lower cost, medical plan to offer alongside the existing PPO medical plan effective 1/1/08. Coventry has approved the proposed "low option" PPO plan. No employee would be forced to take the "low option" plan. Employee participation



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Advisory Committee recommends the City exercise the third year renewal option (with premium caps) with Delta Dental of Kansas.

The chart below illustrates the impact of the negotiated renewal caps on the 2008 monthly dental premium rates:

Dental Plan		2007		2008 (Capped)	
(No plan changes)		2007		2008 (Capped)	
Premium Rates	2007	2008 (Capped)	2007	2008 (Capped)	2008 (Capped)
Rates			% Change	Monthly	
\$ Increase			Per Pay Period		
\$ Increase					
<b>Traditional Plan</b>					
Single	\$24.66	\$25.89	5%	\$1.23	\$0.62
2 Person	\$46.78	\$49.12	5%	\$2.34	\$1.17
Family	\$78.16	\$82.07	5%	\$3.91	\$1.95
<b>Preferred Plan</b>					
Single	\$15.46	\$16.39	6%	\$0.93	\$0.46
2 Person	\$29.42	\$31.18	6%	\$1.76	\$0.88
Family	\$51.20	\$54.27	6%	\$3.07	\$1.54

## Vision Program

1/1/08 Renewal Status: Third year of a three-year rate guarantee

The City offers a fully insured vision program through Vision Service Plan (VSP). Vision coverage is offered in conjunction with the medical plan, and the cost is shared between the City and employees. As part of the 2005 vision competitive procurement, VSP committed to a three-year rate guarantee.

## Recommendation

The Health Insurance Advisory Committee recommends that the City exercise the third year renewal option with VSP. Premiums will remain the same: Single-\$9.90 per month and Family-\$26.61 per month.

## Wellness Program

1/1/08 Renewal Status: Second year of a two-year rate guarantee

The City offers a one-on-one Wellness program for all City employees as a component of the health insurance plan. Although the Wellness program has only been in operation approximately four months they have: provided 100 presentations; conducted formal Health Risk Assessments for 1,729 employees; conducted 1,421 Biometric Screenings (Blood Pressure, Body Composition, Hydration etc.); conducted 6,532 health and wellness educational interactions with City employees; conducted 2,365 coaching interactions with employees regarding wellness and musculoskeletal disorder issues and participated in City of Wichita events such as "Walk at Work Day".

## Recommendation

The Health Insurance Advisory Committee reviewed the performance of the Wellness program and felt the

Wellness program is a good program. It is recommended that the City exercise the second year renewal option with Wellness Coaches USA. The cost will remain the same for 2008 at \$226,800, or less than 1% of 2006 actual medical costs.

## Basic and Optional Life and AD&D Program

1/1/08 Renewal Status: Third year of a three-year rate guarantee

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The City offers a fully insured, life and AD&D program through Minnesota Life. The City shares the cost of basic life, basic AD&D and dependent life with employees. The City employees can purchase additional optional life and additional, optional AD&D coverage for themselves and/or their dependents, at 100% of the cost. As part of the 2005 life and AD&D competitive procurement, Minnesota Life committed to a three-year rate guarantee.

## Recommendation

The Health Insurance Advisory Committee recommends that the City exercise the third year renewal option with Minnesota Life. Monthly premiums will remain the same for Basic Life, Basic AD&D, Dependent Life, Supplemental Life and Voluntary AD&D.

## Voluntary Long Term Disability (LTD) Program

1/1/08 Renewal Status: Voluntary LTD will renew 1/1/08

The City offers a fully insured, 100% employee paid, Voluntary LTD program through CIGNA. The two-year rate guarantee negotiated as part of the 2005 Voluntary LTD competitive procurement will expire 1/1/08. CIGNA has confirmed that there will be no change to the current rates for 1/1/08, and that the current fee structure will be held for two years, through 12/31/09.

## Recommendation

The Health Insurance Advisory Committee recommends that the City renew the current CIGNA Voluntary LTD program. Premiums will remain the same.

The dental program, supplemental life insurance, voluntary AD&D and the long-term disability plans are employee-pay-all programs. The current medical plan, wellness, and vision premium costs are 80% City-paid and 20% employee-paid. Basic life, dependent life and basic AD&D life insurance premium costs are paid: 1/3 City; 1/3 employee; and, 1/3 Life Insurance Fund.

City Council approval of the recommended plan, maintaining current premium splits, would result in a projected modest cost increase for the medical and dental plans in 2008 with no reduction in benefits. Final 2008 medical premium equivalent rates will be presented to the City Council on October 2, 2007 when more 2007 Self-Insurance medical utilization data is available.

The employee insurance program is a part of the Internal Perspective goal. The Self-Insured health and prescription drug program, wellness program and the fully-insured benefit programs are also a part of the City's strategic plan to combine employee wellness programs, self-insured health and Rx plans and fully-insured benefit plans to minimize future insurance premium increases for the employee and the City and improve the long-term health of City employees.

The Department of Law will review and approve all contracts as to form.

Motion--

Vice-Mayor Fearey moved to accept the recommendations of the Health Insurance Advisory Committee and: 1) approve Delta Dental, VSP, Wellness Coaches USA, Minnesota Life, and Cigna as providers for wellness, dental, vision, basic life, basic AD&D, dependent life, supplemental life, voluntary AD&D and long term disability for 2008; 2) approve the use of Step Therapy for new prescriptions starting in 2008; 3) approve adding a voluntary "low option" medical plan in 2008 with flexible cost sharing; 4) approve the rate guarantees for each vendor as recommended and authorize renewal at the guaranteed rates for 2008, as applicable; 5) approve the 2007 Self Insurance Stop-Loss Insurance Policy, the Administrative Services Agreement, Summary Plan Description including the Group Health Plan Summary and the Benefit Eligibility Policy Handbook and approve Coventry Health Care as the medical provider for 2008; 6) authorize and approve necessary budget transfers; and 7) authorize the required signatures. Motion carried 6 to 0, (Mayor Brewer absent).

--carried

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## CITY HALL PARKING CITY HALL PARKING GARAGE REPAIRS. (DISTRICT VI)

Agenda Item No 11

In April 2005, Walker Parking Consultants completed a condition appraisal of the City Hall Garage. The report identified deteriorated control joint sealants; surface spalling of the supported concrete topping slab; delaminated concrete in the supported slab and ramp; moisture infiltration of the spandrel brick façade; bearing pad issues in select locations; corrosion of the metal pan stairs and railings at the west stair tower; cracked brick façade at the northwest corner on the upper level; fading and corrosion of metal railing on the top of the spandrel beams; faded floor markings; deterioration of the traffic topping on the ramp; deteriorated floor tile and concrete spalling in the east elevator/stair tower and obstructed floor drains.

On March 21, 2006, Council approved a construction contract with Western Waterproofing Co., Inc. in the amount of \$452,115 to make the repairs that were identified in the Walker Report.

During the time Western Waterproofing Co., Inc. was performing the repairs additional items were identified as needing attention. The \$50,000 identified in the 2007 – 2016 CIP is to repair the control joint at the 1<sup>st</sup> floor ramp, repair the liners in the planter beds and to install electronic bird control at the west end of third floor.

The project is authorized in the 2007 – 2016 Capital Improvement Program (CIP) PB-350502 (Project No. 435392, OCA No. 792427) at \$50,000 in 2007.

This project addresses the Efficient Infrastructure goal by providing required maintenance and repair of a capital asset.

The Law Department has approved the Amended Resolution as to form.

It is recommended that the City Council adopt the Amended Resolution and authorize the necessary signatures.

Motion--  
--carried

Vice-Mayor Fearey moved that the amended resolution be adopted and the necessary signatures authorized. Motion carried 6 to 0, (Mayor Brewer absent).

### RESOLUTION NO. 07-531

A Resolution amending Resolution No. R-04-617 of the City of Wichita, Kansas (as previously amended by Resolution No. R-05-524 of the City of Wichita, Kansas) to pay all or a portion of the costs of repairing the City Hall parking garage located at 455 North Main Street in Wichita, Sedgwick County, Kansas and authorizing the issuance of Bonds by the City of Wichita At Large, and repealing Resolution R-05-524, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Brewer absent).

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## 1<sup>st</sup> FL REMODEL

### CITY HALL FIRST FLOOR REMODEL. (DISTRICT VI)

Agenda Item No 12

Background: In 1998, the City undertook a multi-year plan to renovate City Hall. The first phase of this project was the remodeling of the Council Chambers.

On August 1, 2000, the City Council approved a contract with Schaefer Johnson Cox Frey & Associates (SJCF) to provide a conceptual design to update the first floor of City Hall and the exterior plaza around the building.

Council at their September 16, 2003 meeting approved a contract amendment with SJCF to include security enhancements to the City Hall campus including landscaping features and security for the vehicle tunnel.

On September 21, 2004, the City Council approved a contract amendment with SJCF to design security enhancements to the City Hall campus to include modifications to the surface parking lots, garage and a redesign of the atrium.

On May 25, 2005, the City Council approved a contract amendment with SJCF to design the replacement and relocation of the existing emergency generator equipment at City Hall.

Projects completed to date include the Council Chamber remodel, relocation of the City Express, addition of a new security office, atrium expansion with security and new Council offices. To be completed by the end of the year will be a new Board Room with electronics to do live broadcasts of Council Workshops and upgrades to the Council Chamber electronics to include electronic voting. This fall the project to relocate the existing emergency generator and bollards at the tunnel will be bid. The final phase of the planned improvements will be bid next spring which will relocate the cooling towers, redesign the surface parking and garage and install landscape security for the campus.

The 2007 – 2016 CIP include \$556,000 in 2007, which are the remaining funds needed to complete the planned improvements and security enhancements.

The project is authorized in the 2007 – 2016 Capital Improvement Program (CIP) (Project No. 435407, OCA No. 792459) at \$556,000 in 2007.

This project addresses the Efficient Infrastructure goal by providing improvements to public facilities.

The Law Department has approved the Amended Resolution as to form.

Motion--  
--carried

Vice-Mayor Fearey moved that the Amended Resolution be adopted and the necessary signatures authorized. Motion carried 6 to 0, (Mayor Brewer absent).

#### RESOLUTION NO. 07-532

A Resolution amending Resolution No. R-05-405 of the City of Wichita, Kansas determining the advisability of making certain public improvements in the City of Wichita, Kansas; setting forth the general nature and the estimated cost of such improvements; and authorizing the issuance of bonds of the City of Wichita, Kansas to pay all or a portion of the cost thereof, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

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## LIBRARY

### PLANEVIEW COMMUNITY LIBRARY MEMORANDUM OF AGREEMENT. (DISTRICT III)

Agenda Item No 13

Since the summer of 2003, public library service for the Planeview neighborhood has been delivered through a partnership between Colvin Elementary School and the Wichita Public Library. A memorandum of agreement establishes the framework for shared decision-making concerning the design and delivery of library service. The original agreement was for a twelve-month period with a requirement that the document be reviewed on an annual basis. Staff from the school district and the public library has completed the review process and have reached consensus on a revised agreement to guide operation for the 2007-2008 year.

During 2006, 6,350 items were circulated to the public from the Planeview Community Library. Approximately 55% of the use is by adults with the remaining 45% by children. The proposed agreement updates the schedule of in-service closings and reduces the number of required meetings. In order to encourage a better return rate for loaned materials, the agreement now provides the option for the public library to send out public accounts with outstanding balances that meet or exceed \$10.00 to collection. The Library Board reviewed the agreement on August 21 and recommends approval. The USD259 School Board is scheduled to receive and act upon the proposed agreement on September 24.

The agreement assumes continuation of the City's materials budget for the Planeview Library at \$5000 per year. Approximately 10,000 city-owned items remain in the shared library collection. Assistance with special programs has been incorporated into the public library's youth outreach service schedule. Costs to transport public library materials to and from the library are incorporated into the Library's branch delivery route. All other operational expenses are the responsibility of the school district.

The agreement helps to address the community's Quality of Life by expanding access to the information and recreation resources of the public library system.

The Law Department has reviewed and approved the agreement as to form.

Motion--

Vice-Mayor Fearey moved that the City Council endorse the City's participation in the partnership for an additional year and authorize the Mayor to sign the memorandum of agreement. Motion carried 6 to 0, (Mayor Brewer absent).

--carried

## CITY HALL FIRE

### CITY HALL FIRE LOSS. (DISTRICT VI)

Agenda Item No. 14

On September 17, 2007, an explosion and fire occurred in the City Hall building. It appears that the event will be an insured loss. However, expenditures are necessary immediately to ensure the functionality of City Hall.

Staff is still evaluating the loss caused by the fire. Preliminarily, the estimated loss could be as high as \$950,000. These expenditures will likely be incurred prior to year-end, but may span City fiscal years. It is anticipated that insurance will cover the loss, subject to a policy deductible of \$100,000. To facilitate a full recovery from the city's insurance carrier, costs associated with the loss should be recorded in a New City Hall repair project account.

Based on preliminary estimates, project expenditure authority of \$950,000 is requested. To fund the anticipated deductible payment, a transfer of up to \$100,000 either from the General Fund appropriated reserves or Self Insurance Fund reserves. All other expenditures will be funded either through anticipated insurance proceeds, or transfers from the Self Insurance Fund.

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Repairing the insured loss will help insure that City infrastructure is maintained and operational.

Budget adjustments over \$25,000 require Council approval.

Motion--  
--carried

Vice-Mayor Fearey moved that the City Council approve the creation of the City Hall repair project and approve any necessary budget adjustments and transfers. Motion carried 6 to 0. (Mayor Brewer absent).

## ORDINANCES

### SECOND READING ORDINANCES: (FIRST READ SEPTEMBER 18, 2007)

a. 25th Street Bridge Rehabilitation over little Arkansas River. (District VI)

ORDINANCE NO. 47-578

An ordinance declaring the 25th Street Bridge at the little Arkansas River (472-84595) to be a main trafficway within the city of Wichita, Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same, read for the second time. Vice-Mayor Fearey moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0, Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

b. 21st Street and Broadway Intersection Improvement. (District VI)

ORDINANCE NO. 47-579

An ordinance amending ordinance no. 46-839 of the city of Wichita, Kansas declaring the intersection of 21st Street and Broadway (472-84295) to be a main trafficway within the city of Wichita Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of the same, read for the second time. Vice-Mayor Fearey moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0, Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

c. Amendment to Section 1.04.070 of the Code of the City of Wichita setting forth costs in the Municipal Court.

ORDINANCE NO. 47-580

An ordinance amending section 1.04.070 of the code of the city of Wichita, Kansas, pertaining to costs and witness fees in cases before the municipal court judge and repealing the original of said section, read for the second time. Vice-Mayor Fearey moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0, Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

d. Replacement of Fleet Heavy Equipment.

ORDINANCE NO. 47-581

An ordinance determining the necessity for acquiring fleet vehicles and equipment, and providing that the cost of said acquisition shall be paid by the city of Wichita, Kansas, at large through the issuance of general obligation bonds of the city of Wichita, Kansas, under the city's home rule authority as set out in article 12, section 5, of the constitution of the state of Kansas, read for the second time. Vice-Mayor Fearey moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0, Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

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f. CUP2007-00007 and ZON2007-00004 DP-8, University Gardens Community Unit Plan, Amendment #11 to alter allowed uses, maximum building coverage, gross floor area; the number of buildings allowed and zone change to LC Limited Commercial on Parcel 9. (District I)

## ORDINANCE NO. 47-582

An ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by section 28.04.010, as amended, read for the second time. Vice-Mayor Fearey moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0, Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

g. ZON2007-00030 – Zone change request from “LC” Limited Commercial to “MF-29” “MF-18” Multi-family Residential zoning. Generally located west of Oliver and south of extended 29th Street North. (District I)

## ORDINANCE NO. 47-584

An ordinance changing the zoning classifications or districts of certain lands located in the city of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by section 28.04.010, as amended, read for the second time. Vice-Mayor Fearey moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0, Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

h. A07-10R-The unilateral annexation of eligible properties generally located north of 13th Street North, to the east and west of 143rd Street East. (District II)

## ORDINANCE NO. 47-585

An ordinance including and incorporating certain blocks, parcels, pieces and tracts of land within the limits and boundaries of the city of Wichita, Kansas, read for the second time. Vice-Mayor Fearey moved that the Ordinance be placed upon its passage and adopted. Motion carried 6 to 0, Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent). (A07-10)

## PLANNING AGENDA

Motion--  
--carried

Vice-Mayor Fearey moved that Planning Consent items 16-20 be approved in accordance with the recommended action shown thereon. Motion carried 6 to 0, (Mayor Brewer absent).

**SUB 2007-39**

**SUB 2007-39 - PLAT OF RENNICK COMMERCIAL ADDITION LOCATED ON THE NORTHWEST CORNER OF 45TH STREET NORTH AND HOOVER ROAD. (DISTRICT VI)**

Agenda Item No 16

MAPC Recommendation: Approve the plat. (12-0)

This site, consisting of three lots on 5.74 acres, has recently been annexed into Wichita's city limits. A zone change (ZON 2006-48) has been approved from "SF-5" Single-Family Residential District to "LC" Limited Commercial District for Lot 1.

Petitions, 100 percent, and a Certificate of Petitions have been submitted for sewer, water, paving and drainage improvements. A Restrictive Covenant was submitted to prohibit development on this site until City water and sanitary sewer is available. A Cross-Lot Drainage Agreement has also been

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submitted. A Grant of Joint Access Easement has been submitted for the joint openings along Hoover Road.

This plat has been approved by the Planning Commission, subject to conditions. Publication of the Ordinance should be withheld until the plat is recorded with the Register of Deeds.

Ensure Efficient Infrastructure.

The Certificate of Petitions, Restrictive Covenant, Cross-Lot Drainage Agreement and Grant of Joint Access Easement will be recorded with the Register of Deeds.

Motion--

Vice-Mayor Fearey moved that the documents and plat be approved; the necessary signatures authorized; the Resolutions adopted; and the first reading of the Ordinance approved. Motion carried 6 to 0, (Mayor Brewer absent).

--carried

## ORDINANCE

An ordinance changing the zoning classifications or districts of certain lands located in the city of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick county unified zoning code, section v-c, as adopted by section 28.04.010, as amended, introduce and under the rules laid over.

## RESOLUTION NO. 07-533

Resolution of Findings of Advisability and Resolution authorizing construction of Water Distribution System Number 448-90324, north of 45th St. North, west of Hoover, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

## RESOLUTION NO. 07-534

Resolution of Findings of Advisability and Resolution authorizing construction of Lateral 525, Southwest Interceptor Sewer, north of 45th St. North, west of Hoover, 468-84414, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

## RESOLUTION NO. 07-535

Resolution of Findings of Advisability and Resolution authorizing improving Storm water sewer No. 637, north of 45th St. north, west of Hoover, 468-84415, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

## RESOLUTION NO. 07-536

Resolution of Findings of Advisability and Resolution authorizing constructing pavement on 45th St. North from the west line of the Plat to the west line of Hoover Road, north of 45th St. North, west of Hoover, 472-84600, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

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SUB2007-47

**SUB 2007-47-PLAT OF EASY CREDIT AUTO SALES ADDITION LOCATED NORTH OF 47TH STREET SOUTH AND ON THE EAST SIDE OF BROADWAY. (DISTRICT III)**

Agenda Item No 17

Staff Recommendation: Approve the plat.

MAPC Recommendation: Approve the plat. (12-0)

This site, consisting of one lot on 1.83 acres, is located within Wichita's city limits. This site is zoned "GC" General Commercial District.

A Petition, 100 percent, and a Certificate of Petition have been submitted for sewer improvements. A No-Protest Agreement has been submitted for the paving improvements on 43rd Street South. This Agreement assures the City of Wichita that this property will be included in the paving improvements, and the owners have waived their right to protest said paving improvements. An off-site Drainage Agreement and an off-site Sanitary Sewer Easement have also been submitted.

This plat has been approved by the Planning Commission, subject to conditions.

Ensure Efficient Infrastructure.

The Certificate of Petition, No-Protest Agreement, off-site Drainage Agreement and off-site Sanitary Sewer Easement will be recorded with the Register of Deeds.

Motion--  
--carried

Vice-Mayor Fearey moved that the documents and plat be approved; the necessary signatures authorized; and the Resolution adopted. Motion carried 6 to 0, (Mayor Brewer absent).

RESOLUTION NO. 07-537

Resolution of Findings of Advisability and Resolution authorizing construction of Lateral 34, Main 2, Southwest Interceptor Sewer, north of 47th St. South, east of Broadway, 468-84413, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

SUB2007-69

**SUB 2007-69 - PLAT OF CITY HALL COMPLEX ADDITION LOCATED ON THE SOUTHWEST CORNER OF CENTRAL AND MAIN STREET. (DISTRICT VI)**

Agenda Item No 18

Staff Recommendation: Approve the plat.

MAPC Recommendation: Approve the plat. (11-0)

This site, consisting of one lot on 13.32 acres, is a replat of portions of Administrative Center Addition, Waterman's Addition and Center Addition. This site is zoned "CBD" Central Business District, "GC" General Commercial District and "LI" Limited Industrial District and is located within Wichita's city limits.

Municipal services are available to serve the site. The City of Wichita is shown as the owner of this property.

This plat has been approved by the Planning Commission, subject to conditions.

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Ensure Efficient Infrastructure.

Motion--  
--carried

Vice-Mayor Fearey moved that the plat be approved and authorize the necessary signatures for approval of the plat and for the City's ownership of the property. Motion carried 6 to 0, (Mayor Brewer absent).

SUB2007-62

**SUB 2007-62 - PLAT OF WILLOW PLACE SECOND ADDITION LOCATED ON THE SOUTH SIDE OF 45TH STREET NORTH AND WEST OF WEBB ROAD. (DISTRICT II)**

Agenda Item No 19

Staff Recommendation: Approve the plat.

MAPC Recommendation: Approve the plat. (10-0)

This site, consisting of seven lots on 2.63 acres, is a replat of a portion of the Sun-Air Estates Addition. This site is located within Wichita's city limits. A zone change (ZON 2007-05) from "SF-5" Single-Family Residential District to "TF-3" Two-Family Residential District has been approved.

Petitions, 100 percent, and a Certificate of Petitions have been submitted for sewer, water, paving and drainage improvements. A Restrictive Covenant has been submitted to provide four off-street parking spaces per dwelling unit on each lot that abuts a 32-foot street. Since this plat proposes the platting of narrow street right-of-way with adjacent 15-foot street drainage and utility easements, a Restrictive Covenant has also been submitted outlining restrictions for lot-owner use of these easements. An off-site Sanitary Sewer Easement has been submitted.

This plat has been approved by the Planning Commission, subject to conditions. Publication of the Ordinance should be withheld until the plat is recorded with the Register of Deeds.

Ensure Efficient Infrastructure.

The Notice of Community Unit Plan, Certificate of Petitions and Restrictive Covenants will be recorded with the Register of Deeds.

Motion--  
--carried

Vice-Mayor Fearey moved that the documents and plat be approved; the necessary signatures authorized; the Resolutions adopted; and first reading of the Ordinance approved. Motion carried 6 to 0, (Mayor Brewer absent).

## ORDINANCE

An ordinance changing the zoning classifications or districts of certain lands located in the city of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick county unified zoning code, section v-c, as adopted by section 28.04.010, as amended, introduced an under the rules laid over.

## RESOLUTION NO. 07-538

Resolution of Findings of Advisability and Resolution authorizing construction of Water Distribution System Number 448-90325, south of 45th St. north, west of Webb, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

## RESOLUTION NO. 07-539

Resolution of Findings of Advisability and Resolution authorizing construction of Water Distribution System Number 448-90326, south of 45th St. North, west of Webb, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

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## RESOLUTION NO. 07-540

Resolution of Findings of Advisability and Resolution authorizing construction of Lateral 72, Main 9, Sanitary Sewer No. 23, south of 45th St. North, west of Webb, 468-84416, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

## RESOLUTION NO. 07-541

Resolution of Findings of Advisability and Resolution authorizing improving Storm Water Sewer No. 636, south of 45th St. North, west of Webb, 468-84417, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

## RESOLUTION NO. 07-542

Resolution of Findings of Advisability and Resolution authorizing construction of pavement on Wilderness Cir. from the south line of 45th St. North south to and including the cul-de-sac, south of 45th St. North, west of Webb, 472-84601, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Vice-Mayor Fearey moved that the Resolution be adopted. Motion carried 6 to 0. Yeas: Fearey, Gray, Longwell, Schlapp, Skelton, Williams, (Mayor Brewer absent).

**DED2007-20**

### **DED 2007-20 - DEDICATION OF A UTILITY EASEMENT LOCATED WEST OF WEST STREET AND NORTH OF MAPLE. (DISTRICT IV)**

Agenda Item No 20

The Dedication is associated with Lot Split Case No. SUB 2007-34 (part of Lot 5, Block 18, Parkwilde Addition). The Dedication is for construction and maintenance of public utilities.

Ensure Efficient Infrastructure.

The Dedication will be recorded with the Register of Deeds.

Motion--carried

Vice-Mayor Fearey moved that the Dedication be accepted. Motion carried 6 to 0, (Mayor Brewer absent).

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## CITY COUNCIL

### **BOARD APPTS.**

### **BOARD APPOINTMENTS.**

There were no board appointments to be made.

### **ADJOURNMENT**

Motion--carried

Vice-Mayor Fearey moved to adjourn the meeting at 9:37 a.m. Motion carried 6 to 0, (Mayor Brewer absent).

The meeting was adjourned at 9:37 a.m.

Respectfully submitted,

Karen Sublett, CMC  
City Clerk

\*\*\*Workshop followed in the Cherry Room, Hyatt Regency Hotel\*\*\*