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FINAL
CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
09:00 a.m. February 9, 2016

City Council Chambers
455 North Main

OPENING OF REGULAR MEETING

- Call to Order
- Invocation
- Pledge of Allegiance
- Approve the minutes of regular meeting on February 2, 2016

AWARDS AND PROCLAMATIONS

None

I. PUBLIC AGENDA

NOTICE: No action will be taken relative to items on this agenda other than referral for information. Requests to appear will be placed on a “first-come, first-served” basis. This portion of the meeting is limited to thirty minutes and shall be subject to a limitation of five minutes for each presentation with no extension of time permitted. No speaker shall be allowed to appear more frequently than once every fourth meeting. Members of the public desiring to present matters to the Council on the public agenda must submit a request in writing to the office of the city clerk prior to twelve noon on the Tuesday preceding the council meeting. Matter pertaining to personnel, litigation and violations of laws and ordinances are excluded from the agenda. Rules of decorum as provided in this code will be observed.

None

II. CONSENT AGENDA ITEMS 1 THROUGH 17

NOTICE: Items listed under the “Consent Agendas” will be enacted by one motion with no separate discussion. If discussion on an item is desired, the item will be removed from the “Consent Agendas” and considered separately

(The Council will be considering the City Council Consent Agenda as well as the Planning, Housing, and Airport Consent Agendas. Please see “ATTACHMENT 1 – CONSENT AGENDA ITEMS” for a listing of all Consent Agenda Items.)

COUNCIL BUSINESS

III. UNFINISHED COUNCIL BUSINESS

None

IV. NEW COUNCIL BUSINESS

1. Public Hearing and Tax Exemption Request, C.E. Machine Co., Inc. (District IV)

RECOMMENDED ACTION: Close the public hearing and approve first reading of the ordinance granting C.E. Machine Company, Inc. a 57.5% tax exemption on the identified real property improvements for a five-year term, plus a 57.5% tax exemption for a second five-year term, subject to City Council review.

2. 2016 Community Services Block Grant Application.

RECOMMENDED ACTION: Approve the 2016 Community Services Block Grant funding application and authorize the necessary signatures.

COUNCIL BUSINESS SUBMITTED BY CITY AUTHORITIES

PLANNING AGENDA

NOTICE:Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

V. NON-CONSENT PLANNING AGENDA

None

HOUSING AGENDA

NOTICE:The City Council is meeting as the governing body of the Housing Authority for consideration and action on the items on this Agenda, pursuant to State law, HUD, and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion. Carole Trapp Housing Member is also seated with the City Council.

Carole Trapp Housing Member is also seated with the City Council.

VI. NON-CONSENT HOUSING AGENDA

None

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport Authority for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

VII. NON-CONSENT AIRPORT AGENDA

None

COUNCIL AGENDA

VIII. COUNCIL MEMBER AGENDA

None

IX. COUNCIL MEMBER APPOINTMENTS AND COMMENTS

1. Board Appointments.

RECOMMENDED ACTION: Approve the appointments.

Adjournment

(ATTACHMENT 1 – CONSENT AGENDA ITEMS 1 THROUGH 17)

II. CITY COUNCIL CONSENT AGENDA ITEMS

1. Report of Board of Bids and Contracts dated February 8, 2016.

RECOMMENDED ACTION: Receive and file report; approve the contracts; and authorize the necessary signatures.

2. Applications for Licenses to Retail Cereal Malt Beverages:

<u>New</u>	<u>2016</u>	<u>(Consumption on Premises)</u>
Navid Haeri	La Carniceria Mexicana**	3108 East 31st South
<u>Renew</u>	<u>2016</u>	<u>(Consumption off Premises)</u>
Andy Buquet	Kwik Shop #749***	2142 North Webb Road
Terrance Moss	Quik Trip #315***	1500 South Maize Road
Terrance Moss	Quik Trip #316***	14402 East Kellogg
Terrance Moss	Quik Trip #396***	324 South West Street

**General/Restaurant (need 50% or more gross revenue from sale of food)

***Retailer (Grocery stores, convenience stores, etc.)

RECOMMENDED ACTION: Approve licenses subject to staff review and approval.

3. Preliminary Estimates:

- a. List of Preliminary Estimates.

RECOMMENDED ACTION: Receive and file.

4. Petitions for Public Improvements:

- a. Petition for Sanitary Sewer Improvements to Serve Lonely Pine Addition. (District I)

RECOMMENDED ACTION: Approve the petitions and adopt the resolutions.

5. Agreements/Contracts:

- a. Engineering and Management Bond Services.

RECOMMENDED ACTION: Approve the agreements/contracts and authorize the necessary signatures.

6. Design Services Agreements:

- a. Supplemental Design Agreement No. 1 for Drainage Improvements to Estancia Addition. (District V)
b. Supplemental Design Agreement No. 1 for Drainage Improvements to Estancia Commercial Addition. (District V)

RECOMMENDED ACTION: Approve agreements/contracts, adopt the resolution and authorize the necessary signatures.

7. Abatement of Dangerous and Unsafe Structures. (Districts I, III, IV and VI)

RECOMMENDED ACTION: Approve the proposed assessments and place ordinances on first reading.

8. Contracts and Agreements for January 2016.

RECOMMENDED ACTION: Receive and file.

9. Nuisance Abatement Assessments, Cutting Weeds.

RECOMMENDED ACTION: Approve the proposed assessments and place the ordinance on first reading.

10. Partial Loan Forgiveness Request, Home Repair Program. (District I)

RECOMMENDED ACTION: Approve the partial loan forgiveness request, provided a sale closes within 90 days, with \$13,750 from an approved sale to be paid to the City, and authorize the necessary signatures.

11. Request for Deferral Under Special Assessment Deferral Program for Storm Water Improvements for Clifton Cove Addition. (District III)

RECOMMENDED ACTION: Approve the storm water deferral.

12. Union Station Public Improvements. (District I)

RECOMMENDED ACTION: Approve the payments to Union Station, LLC and Phillips Southern Electric Co., Inc., adopt the resolution and authorize the necessary signatures.

II. CONSENT PLANNING AGENDA ITEMS

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

13. *ZON2015-00050 – Zone Change from NR Neighborhood Retail (“NR”) to LC Limited Commercial (“LC”) with a Protective Overlay on Property Generally Located at the Northeast Corner of East Central Avenue and Old Manor Road, 5308, 5314, 5320, 5326 East Central Avenue. (District I)

RECOMMENDED ACTION: Adopt the findings of the MAPC and approve the Zone Change, subject to the provisions of Protective Overlay #303, and place the ordinance on first reading (simple majority vote).

14. *ZON2015-00051 – Zone Change from SF-5 Single-Family Residential and GO General Office to LC Limited Commercial on Property Generally Located East of South Seneca Avenue and One Block North of West 31st Street South, 3122 S. Seneca. (District III)

RECOMMENDED ACTION: Adopt the findings of the MAPC and approve the Zone Change, and place the ordinance on first reading (simple majority vote).

15. *CON2015-00038 – City Conditional Use for Ancillary Parking in TF-3 Two-family Residential Zoning, Generally Located South of East Douglas Avenue and East of South Poplar, 116 South Poplar. (District I)

RECOMMENDED ACTION: Adopt the findings of the MAPC and approve the requested Conditional Use, subject to the MAPC recommended conditions, adopt the Resolution, and authorize the necessary signatures (simple majority vote).

II. CONSENT HOUSING AGENDA ITEMS

NOTICE: The City Council is meeting as the governing body of the Housing Authority for consideration and action on the items on this Agenda, pursuant to State law, HUD, and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

Carole Trapp, Housing Member is also seated with the City Council.

16. *2016 Utility Allowances - Public Housing and Section 8 Housing Choice Voucher Programs.

RECOMMENDED ACTION: Review and approve the 2016 utility allowances for the City of Wichita Housing Authority.

17. *2016 Payment Standards - Section 8 Housing Choice Voucher Program.

RECOMMENDED ACTION: Approve the 2016 payment standards for the Section 8 Housing Choice Voucher Program to be effective on April 1, 2016.

II. CONSENT AIRPORT AGENDA ITEMS

NOTICE: The City Council is meeting as the governing body of the Airport Authority for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

None

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council

SUBJECT: Public Hearing and Tax Exemption Request (C.E. Machine Co., Inc.)
(District IV)

INITIATED BY: Office of Urban Development

AGENDA: New Business

Recommendation: Close the public hearing and place the ordinance on first reading.

Background: C.E. Machine Company, Inc., (C.E. Machine) located at 1741 S. Hoover Court in southwest Wichita was founded in 1975 by Charles Eck. C.E. Machine is a manufacturer of medium sized precision machine parts and assemblies for the aerospace industry. The company has continually invested in new technology, such as computer numeric controlled (CNC) machining centers, to support its work in the aviation sector.

On October 8, 2015, C.E. Machine submitted a letter of intent to seek an Economic Development Tax Exemption (EDX) to the City for a plant expansion project. The expansion would occur in 2016 and the company is now requesting approval of an EDX.

C.E. Machine is in the Advanced Manufacturing cluster of the Blueprint for Regional Economic Growth (BREG) and is a supplier to another BREG cluster, Aerospace.

Analysis: The close-tolerance component aircraft parts machined by C.E. Machine help support the U.S. Department of Defense and major aircraft manufacturers worldwide. C.E. Machine utilizes the newest technology available for machines and tooling. Currently, C.E. Machine supports production with an array of CNC manufacturing equipment. The list of equipment includes 4 and 5-axis CNC mills, lathes, and an automated coordinate measuring machine.

C.E. Machine exports 99% of its products out of the State of Kansas by supplying original equipment manufacturers (OEMs) such as Bell Helicopters, Boeing, Cessna, Gulfstream and first tier suppliers such as Spirit AeroSystems. Its international customers include Embraer of Brazil, Alenia Aeronavali S.P.A of Italy, Labinal of Mexico, Fuji Heavy Industries of Japan, AOG Supply & Engineering of Singapore, Navfleet Logistics LTD of the United Kingdom, and Apollo Hi-Tech LTD of the United Kingdom.

The expansion project consists of the construction of a 25,000 square foot addition to its facility at a cost of \$1,000,000 and the acquisition of \$750,000 of new manufacturing equipment for a total capital investment of \$1,750,000. C.E. Machine currently employs 82 and plans to add at least 15 new employees over the next five years. The average annual salary for all employees will be \$57,113. C.E. Machine was approved for an EDX exemption in 2014 at which time it employed 62. It projected it would add 20 new employees within five years, which it has already achieved.

Based on the City's sliding scale for determining the total tax abatement percentage, C.E. Machine qualifies for a 32.5% abatement for job creation and an additional 25% for its capital investment, for a total abatement of 57.5%.

Financial Considerations: C.E. Machine intends to invest \$1,000,000 in real property improvements. Based on the most recent mill levy, the annual value of a 57.5% abatement could be as much as \$13,783. This calculation takes into account the fact that the Sedgwick County Appraiser's office often values property at 80% of the capital investment. The actual increase in value, will be determined by the Sedgwick County Appraisers Office in the future as part of its on-going reappraisal process. The estimated amount of forgone annual tax revenue for each of the taxing jurisdictions based on the real property tax exemption is as follows:

City	\$ 3,760	State	\$ 173
County	\$ 3,378	USD 259	\$ 6,472

Wichita State University's Center for Economic Development and Business Research performed a cost-benefit analysis indicating benefit-to-cost ratios, which are as follows:

City of Wichita	2.79 to 1
City General Fund	2.51 to 1
City Debt Serv Fund	3.17 to 1
Sedgwick County	2.27 to 1
USD 259	1.74 to 1
State of Kansas	34.27 to 1

Legal Considerations: The Law Department has approved the attached Ordinance and Economic Development Incentive Agreement as to form.

Recommendations/Actions: It is recommended that the City Council close the public hearing and approve first reading of the ordinance granting C.E. Machine Company, Inc. a 57.5% tax exemption on the identified real property improvements for a five-year term, plus a 57.5% tax exemption for a second five-year term, subject to City Council review.

Attachments: Ordinance, Economic Development Incentive Agreement

FIRST PUBLISHED IN THE WICHITA EAGLE ON FEBRUARY 19, 2016

ORDINANCE NO. 50-153

AN ORDINANCE EXEMPTING PROPERTY FROM AD VALOREM TAXATION FOR ECONOMIC DEVELOPMENT PURPOSES PURSUANT TO ARTICLE 11, SECTION 13, OF THE KANSAS CONSTITUTION; PROVIDING THE TERMS AND CONDITIONS FOR AD VALOREM TAX EXEMPTION; AND DESCRIBING THE PROPERTY OF C.E. MACHINE COMPANY, INC., SO EXEMPTED.

WHEREAS, Article 11, Section 13, of the Kansas Constitution provides that the governing body of the City may, by Ordinance, exempt from all ad valorem taxation all or any portion of the appraised value of certain property meeting the requirements of the constitutional provision; and

WHEREAS, the City of Wichita has adopted an Economic Development Incentive Policy by which the City will consider granting tax exemptions upon a clear and factual showing of direct economic benefit including the creation of additional jobs or the upgrading of existing jobs and the stimulation of additional private investment; and

WHEREAS, C.E. Machine Company, Inc., requests an ad valorem tax exemption on a proposed expansion project of 57.5% for a five-plus-five year term on the expansion and equipping of its existing facility; and

WHEREAS, C.E. Machine Company, Inc. has operated within the City for more than thirty-five years as a manufacturer; and

WHEREAS, C.E. Machine Company, Inc., proposes a \$1,750,000 expansion and equipping of a building located at 1741 S. Hoover Court in southwest Wichita; and

WHEREAS, the City Council of the City of Wichita has reviewed the application and supporting documentation supplied by C.E. Machine Company, Inc., has reviewed the impact statements provided by Staff, and the Cost-Benefit Analysis by the Wichita State University and has conducted a public hearing on such application on February 9, 2016; and

WHEREAS, the City Council of the City of Wichita has found and determined:

1. C.E. Machine Company, Inc. is an existing business located in Wichita, Kansas, and intends to expand its business by the expansion and equipping of an existing building.

2. The expansion and equipping for which the exemption is given occurred after January 1, 2016. No exemption will be given for expansion and equipping which occurred before that date.

3. Such expansion and equipping is to be used exclusively for manufacturing and warehousing and distribution of articles of commerce.

4. By such expansion, C.E. Machine Company, Inc. will retain 82 employees and create new employment for fifteen (15) employees within five years after the start of the project.

5. Tax exemption will be given only for the expansion and equipping of the existing building.

6. The property on which exemption is given will meet the requirements of the Kansas Constitution and the City of Wichita's Economic Development Incentive Policy.

7. Such ad valorem tax exemption is in the public interest providing for economic growth and benefit including the creation of jobs and stimulating additional private investment.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WICHITA, KANSAS,

1. The City Council of the City of Wichita, Kansas hereby makes a factual determination that an ad valorem tax exemption of the type requested by C.E. Machine Company, Inc. is required to retain jobs in the State of Kansas, and that the property to be exempted is to be used exclusively for manufacturing and warehousing and distribution of articles of commerce.

2. C.E. Machine Company, Inc. is hereby granted an ad valorem tax exemption of 57.5% for a five-year term and 57.5% for a second five years, subject to approval by the then current governing body on the expansion and equipping of an existing building, located within the Wichita City limits at 1741 S. Hoover Court in southwest Wichita, at an estimated cost of \$1,750,000. Such exemption is to begin in the calendar year after the calendar year in which the expansion is completed, and may be terminated early (and C.E. Machine Company, Inc. may be required to repay amounts previously abated), in the event of any failure by C.E. Machine Company, Inc., to perform its obligations under the Economic Development Incentive Agreement it has executed with the City.

3. The Economic Development Incentive Agreement between the City of Wichita and C.E. Machine Company, Inc. is hereby approved.

4. The Office of Urban Development shall be responsible for monitoring the performance of C.E. Machine Company, Inc. and shall provide annual reports on such performance.

5. Such exemption is subject to verification that the level of employment at the time of the completion of the project is at least equal to the level of employment as stated in C.E. Machine Company, Inc.'s written request for ad valorem tax exemptions as presented to the City Council and to administrative staff and dated October 8, 2015 and as stated in C.E. Machine Company, Inc.'s annually approved EEO/AA Plan.

6. Such exemption may hereafter be withdrawn by the City Council upon a finding that C.E. Machine Company, Inc. no longer is entitled to such exemption in accordance with the Economic Development Incentive Agreement, which C.E. Machine Company, Inc. has executed with the City.

7. The City Council may, at its discretion, require C.E. Machine Company, Inc. to return all funds exempted if there is a failure to meet the terms and conditions of the Economic Development Incentive Agreement which C.E. Machine Company, Inc. has executed with the City.

8. Upon finding that C.E. Machine Company, Inc. has failed to meet its obligations under the Economic Development Incentive Agreement, the City Council shall require the repayment of all prior amounts of taxes that have been exempted and shall withhold any future exemption of taxes on C.E. Machine Company, Inc.'s expansion project. All repayments shall be redistributed to the local taxing authorities at the proper taxing rates.

9. This Ordinance shall be in full force and effect from and after its passage and publication in the official City paper.

Passed by the governing body of the City of Wichita, Kansas this 16th day of February , 2016.

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

Approved as to Form:

Jennifer Magana, Director of Law

Economic Development Incentive Agreement

THIS ECONOMIC DEVELOPMENT INCENTIVE AGREEMENT (the “Agreement”) is made and entered into on this ____ day of February, 2016, by and between the City of Wichita, Kansas, hereinafter referred to as the “City,” and C.E. Machine Company, Inc. hereinafter referred to as the “Company.”

WHEREAS, the Company currently operates a manufacturing and warehousing and distribution facility in Wichita, Kansas, and will complete a building expansion, including equipping of said expansion, to its current facility; and

WHEREAS, both the City and the Company desire for the Company to continue operating its business in Wichita, Kansas; and

WHEREAS, the City desires to increase employment opportunities for the citizens of Wichita, Kansas, and to further the other goals advanced by its economic development incentive policy; and

WHEREAS, the Company warrants that it is capable of, and desires to, increase the number of employment positions at its Wichita, Kansas facility; and

WHEREAS, the City has designed an economic development incentive program to accomplish its goal of increasing employment opportunities in Wichita, Kansas; and

WHEREAS, the purpose of this Agreement is to state the terms and conditions under which the City will cooperate in furnishing said economic development incentives.

NOW, THEREFORE, in consideration of the mutual conditions, covenants and promises contained herein, the parties hereto agree as follows:

1. **THE COMPANY.** The Company agrees (to the extent not already hitherto performed) that it shall do the following:
 - A. Between January 1, 2016 and December 31, 2016, the Company will build and equip an expansion to its existing facility, located at 1741 S. Hoover Court, Wichita, Kansas, at a cost of \$1,750,000, to be used exclusively for the purposes of manufacturing and warehousing and distributing articles of commerce;
 - B. Maintain, throughout the period from the date of this Agreement to December 31, 2021, employment of not less than sixty-two (82) employees at the new facility;

- C. On or prior to December 31, 2021, the Company will add an additional fifteen (15) new jobs at the new facility, and thereafter, maintain employment of not less than eighty-two (97) employees through December 31, 2026;
- D. During the entire term of this Agreement, the Company will continuously maintain the average wage paid to its employees at a level (1) equal to or greater than the average wage paid by businesses in the Wichita Metropolitan Statistical Area with the Company's NAICS classification, or alternatively, (2) greater than the average wage for all jobs in the Wichita Metropolitan Statistical Area excluding wages paid by businesses classified in NAICS Sector 326;
- E. During the entire term of this Agreement, the Company will meet any Equal Employment Opportunity/Affirmative Action goals set forth in its periodic filings with the City, and will annually file its Equal Employment Opportunity/Affirmative Action Plan with the City;
- F. During the entire term of this Agreement, the Company will timely pay all *ad valorem* property taxes levied on its real or personal property within Sedgwick County, Kansas;
- G. During the entire term of this Agreement, the Company will ensure that it does not discriminate or permit discrimination against any person on the basis of race, color, national origin or ancestry, religion, sex, age, disability or marital status in its operations or services, and the Company will comply with all applicable provisions of the Civil Rights Act of 1964, as amended; the Equal Employment Opportunity Act of 1972; Presidential Executive Orders 11246, 11375 and 11141; Part 60 of Title 41 of the Code of Federal Regulations; the Age Discrimination in Employment Act of 1967; the Kansas Act Against Discrimination, K.S.A. 44-1000, *et seq.*; the Code of the City of Wichita Section 2.12.950; and, any laws, amendments or regulations promulgated thereunder, including any Ordinance of the City of Wichita, Kansas, presently existing or hereafter enacted, which pertains to civil rights and equal employment opportunity;
- H. During the entire term of this Agreement, the Company will comply with all applicable governmental laws, rules and regulations; and,
- I. During the entire term of this Agreement, the Company will cooperate with any annual compliance audit procedure(s) the City may adopt to monitor compliance with conditions, including any annual reports required of the Company and any inspection of the Company's premises or interviews with the Company's staff.

J. During the entire term of this Agreement and for at least five years thereafter, the Company will not relocate its business operations from the facility to any location outside the limits of the City of Wichita, Kansas.

2. **EFFECT OF COMPANY'S BREACH; REMEDIES.** The Company acknowledges that in the event of its noncompliance with any of its obligations or agreements under the foregoing Section 1, the City will not have received the social and economic development benefits expected in connection with its entry into this Agreement and its furnishing of the economic development incentives provided for hereunder, and the resulting loss to the City will be difficult to measure. In such event, Company shall be required to pay to the City, as liquidated damages, or as a payment in lieu of tax, an amount equal to the *ad valorem* taxes that would theretofore have been payable but for the tax exemption referred to in Section 3 of this Agreement, and the City shall be entitled to take action to cancel and revoke such exemption for any subsequent period. No delay or omission by the City to enforce any of its rights as provided for herein shall impair such right, nor shall any such delay or omission be construed to be a waiver of such right. Provided, however, that in the case of a breach of the obligation in Section 1.J., above, which occurs during the five years following the term of this Agreement, the required payment to the City shall be reduced twenty percent (20%) for each full year the Company maintained its business operations at the facility following the term of this Agreement.
3. **THE CITY.** So long as the Company meets and performs its obligations under this Agreement, it is the City's intention that the expansion and equipping of a building by the Company pursuant to Section 1.A., above, shall be entitled to an 57.5% exemption from *ad valorem* taxation for a period of five (5) calendar years, commencing January 1, 2017, such commencement date is contingent on the project actually being completed by December 31, 2016, and provided proper application is made therefor. It is the City's further intention that the building expansion shall be entitled to a 57.5% exemption from *ad valorem* taxation for an additional period of five years from January 1, 2022 to December 31, 2026, subject to the approval, in 2021, of the then current governing body. The City agrees that, during the term of this Agreement, and so long as the Company continues to meet and perform all of its obligations under this Agreement, the City will reasonably cooperate with the Company's efforts to perfect the intended exemption before the Kansas Court of Tax Appeals, and to make all necessary annual filings required to maintain such *ad valorem* tax exemption in full force and effect during the term of this Agreement, in accordance with K.S.A. 79-210 *et seq.*
4. **TERM.** This Agreement shall commence on the date first written above, and shall end on December 31, 2026, except that the provisions of section 1.J and section 2 remedies for breach thereof shall continue in effect until December 31, 2031.

5. **INCORPORATION OF APPENDIX.** Appendix A (Revised Non-Discrimination and Equal Employment Opportunity/Affirmative Action Program Requirements Statement for Contracts or Agreements) is attached hereto and made a part hereof as if fully set out herein.
6. **ENTIRE AGREEMENT.** This Agreement and any Appendices attached hereto contain all the terms and conditions agreed upon by both parties. No other understandings, oral or otherwise, regarding the subject matter of this agreement shall be deemed to exist or to bind any of the parties hereto. Any agreement not contained herein shall not be binding on either party, nor of any force or effect. In the event of a conflict between the terms of this Agreement and the terms contained in an Appendix, Statement of Work or other attachment, the terms of this Agreement will control.
7. **NOTIFICATION.** Notifications required pursuant to this Agreement shall be made in writing and mailed to the addresses shown below. Such notification shall be deemed complete upon mailing.

City: Office of Economic Development
 Attn: Economic Development Administrator
 455 North Main, 13th Floor
 Wichita, Kansas 67202

and

Department of Law
 Attn: City Attorney
 455 North Main, 13th Floor
 Wichita, Kansas 67202

Company: C.E. Machine Company, Inc.
 Attn: Brian Eck
 1741 S. Hoover Ct.
 Wichita, KS 67209

8. **AUTHORITY.** Each person executing this Agreement represents and warrants that they are duly authorized to do so on behalf of the entity that is a party hereto.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

CITY OF WICHITA, KANSAS

ATTEST:

 Jeff Longwell, Mayor

Karen Sublett, City Clerk

C.E. MACHINE COMPANY, INC.

APPROVED AS TO FORM:

Jennifer Magana, Director of Law

Name: _____
Title: _____

APPENDIX A

REVISED NON-DISCRIMINATION AND EQUAL EMPLOYMENT OPPORTUNITY/AFFIRMATIVE ACTION PROGRAM REQUIREMENTS STATEMENT FOR CONTRACTS OR AGREEMENTS

During the term of this contract, the contractor or subcontractor, vendor or supplier of the City, by whatever term identified herein, shall comply with the following Non-Discrimination--Equal Employment Opportunity/Affirmative Action Program Requirements:

- A. During the performance of this contract, the contractor, subcontractor, vendor or supplier of the City, or any of its agencies, shall comply with all the provisions of the Civil Rights Act of 1964, as amended: The Equal Employment Opportunity Act of 1972; Presidential Executive Orders 11246, 11375, 11131; Part 60 of Title 41 of the Code of Federal Regulations; the Age Discrimination in Employment Act of 1967; the Americans with Disabilities Act of 1990 and laws, regulations or amendments as may be promulgated thereunder.

- B. Requirements of the State of Kansas:
 - 1. The contractor shall observe the provisions of the Kansas Act against Discrimination (Kansas Statutes Annotated 44-1001, et seq.) and shall not discriminate against any person in the performance of work under the present contract because of race, religion, color, sex, disability, and age except where age is a bona fide occupational qualification, national origin or ancestry;
 - 2. In all solicitations or advertisements for employees, the contractor shall include the phrase, "Equal Opportunity Employer", or a similar phrase to be approved by the "Kansas Human Rights Commission";
 - 3. If the contractor fails to comply with the manner in which the contractor reports to the "Kansas Human Rights Commission" in accordance with the provisions of K.S.A. 1976 Supp. 44-1031, as amended, the contractor shall be deemed to have breached this contract and it may be canceled, terminated or suspended in whole or in part by the contracting agency;
 - 4. If the contractor is found guilty of a violation of the Kansas Act against Discrimination under a decision or order of the "Kansas Human Rights Commission" which has become final, the contractor shall be deemed to have breached the present contract, and it may be canceled, terminated or suspended in whole or in part by the contracting agency;

5. The contractor shall include the provisions of Paragraphs 1 through 4 inclusive, of this Subsection B, in every subcontract or purchase so that such provisions will be binding upon such subcontractor or vendor.
- C. Requirements of the City of Wichita, Kansas, relating to Non-Discrimination -- Equal Employment Opportunity/Affirmative Action Program Requirements:
1. The vendor, supplier, contractor or subcontractor shall practice Non-Discrimination -- Equal Employment Opportunity in all employment relations, including but not limited to employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship. The vendor, supplier, contractor or subcontractor shall submit an Equal Employment Opportunity or Affirmative Action Program, when required, to the Department of Finance of the City of Wichita, Kansas, in accordance with the guidelines established for review and evaluation;
 2. The vendor, supplier, contractor or subcontractor will, in all solicitations or advertisements for employees placed by or on behalf of the vendor, supplier, contractor or subcontractor, state that all qualified applicants will receive consideration for employment without regard to race, religion, color, sex, "disability, and age except where age is a bona fide occupational qualification", national origin or ancestry. In all solicitations or advertisements for employees the vendor, supplier, contractor or subcontractor shall include the phrase, "Equal Opportunity Employer", or a similar phrase;
 3. The vendor, supplier, contractor or subcontractor will furnish all information and reports required by the Department of Finance of said City for the purpose of investigation to ascertain compliance with Non-Discrimination -- Equal Employment Opportunity Requirements. If the vendor, supplier, contractor, or subcontractor fails to comply with the manner in which he/she or it reports to the City in accordance with the provisions hereof, the vendor, supplier, contractor or subcontractor shall be deemed to have breached the present contract, purchase order or agreement and it may be canceled, terminated or suspended in whole or in part by the City or its agency; and further Civil Rights complaints, or investigations may be referred to the State;
 4. The vendor, supplier, contractor or subcontractor shall include the provisions of Subsections 1 through 3 inclusive, of this present section in every subcontract, subpurchase order or subagreement so that such provisions will be binding upon each subcontractor, subvendor or subsupplier.
 5. If the contractor fails to comply with the manner in which the contractor reports to the Department of Finance as stated above, the contractor shall be deemed to have breached this contract and it may be canceled, terminated or suspended in whole or in part by the contracting agency;

D. Exempted from these requirements are:

1. Those contractors, subcontractors, vendors or suppliers who have less than four (4) employees, whose contracts, purchase orders or agreements cumulatively total less than five thousand dollars (\$5,000) during the fiscal year of said City are exempt from any further Equal Employment Opportunity or Affirmative Action Program submittal.
2. Those vendors, suppliers, contractors or subcontractors who have already complied with the provisions set forth in this section by reason of holding a contract with the Federal government or contract involving Federal funds; provided that such contractor, subcontractor, vendor or supplier provides written notification of a compliance review and determination of an acceptable compliance posture within a preceding forty-five (45) day period from the Federal agency involved.

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council

SUBJECT: 2016 Community Services Block Grant Application

INITIATED BY: Housing and Community Services Department

AGENDA: New Business

Recommendation: Approve the 2016 Community Services Block Grant funding application and authorize the necessary signatures.

Background: The Community Services Block Grant (CSBG) is a federal funding source provided by the U.S. Department of Health and Human Services. Community Services Block Grant funding is designed to alleviate the causes and conditions of poverty in communities, by supporting projects that:

- Lessen poverty in communities
- Address the needs of low-income individuals including the homeless, migrants and the elderly
- Provide services and activities addressing employment, education, better use of available income, housing, nutrition, emergency services and/or health

In Kansas, CSBG funds are administered by the Kansas Housing Resources Corporation (KHRC) and are awarded by formula to eight Community Action Programs (CAPs) throughout the state. For more than 30 years the City of Wichita has been a CAP participant and recipient of CSBG funding for the City and Sedgwick County. The Wichita Sedgwick County Community Action Partnership (WSCCAP) is a division of the Housing and Community Services Department and administers the CSBG program locally.

The Community Services Block Grant Review Committee (Review Committee) is the official administering board for CSBG and as such is required to fully participate in the development, planning, implementation and evaluation of programs in addition to operations supported by CSBG funds. These requirements are set forth in policies established by the KHRC.

Analysis: An annual application is required for receipt of CSBG funds. The process for completing an application begins when KHRC staff provides the WSCCAP with a preliminary budget allocation. Staff then prepares and submits materials to the Review Committee, including an analysis of prior year program expenses and outcomes as well as anticipated allocation levels for the next funding year. The Review Committee meets to discuss and prepare recommendations for the budget application. The recommendations are forwarded to the City Manager and City Council for final approval prior to submission to KHRC. The 2016 CSBG grant year begins on April 1, 2016.

On December 28, 2015, KHRC advised staff that the 2016 CSBG anticipated funding amount for Wichita/Sedgwick County would be \$943,594. This amount represents an increase of \$44,763 over the 2015 allocation of \$898,831. The final amount for the 2016-2017 grant will not be known until the receipt of the federal notification of an actual award.

On January 7, 2016, the Review Committee met to discuss funding for 2016. The following chart represents the Review Committee’s funding recommendations, with a comparison of those recommendations to the 2015-2016 grant year budget.

	Current – 2015	Proposed – 2016
INTERNAL		
Activity		Budget
WSCCAP Staff	\$371,088	\$446,385
Office Operations <i>Includes rent, phone, IT charges, supplies, printing, CSBG report database</i>	\$68,125	\$62,729
Indirect <i>Formula-based payment per the cost allocation plan</i>	\$16,449	\$16,230
Client Support-Adult <i>To assist with soft costs for persons in employment and training</i>	\$5,175	\$8,250
The Way to Work <i>Support of summer youth workers 14-15 year olds</i>	\$11,000	\$0
EXTERNAL/CONTRACTS		
Project Access <i>Prescriptions and DME for clients, staff salaries and benefits.</i>	\$175,000	\$200,000
Employment & Training <i>Employment and training. Recommend a community-wide RFP</i>	\$160,674	\$160,000
The Way to Work – For Life <i>Salaries and support of summer youth workers 16-17 year olds</i>	\$40,895	\$0
Summer Activity Camps <i>Covers registration fees and weekly fees for participating youth</i>	\$50,425	\$50,000
Total	\$898,831	\$943,594

The Committee recommended \$200,000 for Project Access. This expense is a continuation of the current level of funding, which includes \$175,000 from CSBG and a supplemental \$25,000 from the General Fund approved by the City Council. A total of \$160,000 is recommended for contractual employment and training support. Summer Activity Camps, a Park Department program that is used by eligible youth, was included in the future recommendation similar to 2015. Funding for The Way to Work (TWTW) was not recommended from the 2016 allocation. The current year (2015) CSBG funding will be used to support TWTW in the summer of 2016, coupled with approximately \$146,000 in Community Development Block Grant (CDBG) funding. For 2017, the City Council has approved a CDBG spending plan with \$225,000 for youth employment, pending a community dialogue and strategic review of youth services and related outcomes.

The Review Committee recommendation funds the six current City staff in the WSCCAP program, as well as related operating costs. These six staff administer the CSBG grant and also assist lower income individuals and families with the Individual and Family Development (IFD) program. The program attempts to remove barriers (including for employment) that lower income individuals often experience and to break the cycle of poverty. In as much so, the City of Wichita has a goal to develop a prepared labor force for future economic growth, staff recommend that a programmatic review of CSBG funding be considered prior to the 2017 grant year. This review could focus on job training outcomes and whether any strategic shift in future CSBG allocations should be considered.

Finally, the Review Committee recommends that staff be authorized to make minor adjustments to CSBG expenditure categories if the final amount of available funds is different than the anticipated amount. The application must be submitted to KHRC by February 19, 2016.

Financial Considerations: No general operating funds from the City budget are obligated by the application.

Legal Considerations: The Law Department has approved the 2016 Community Services Block Grant application as to form.

Recommendation/Action: It is recommended that the City Council approve the 2016 Community Services Block Grant funding application and authorize the necessary signatures.

Attachments: Minutes of the January 7, 2016, CSBG Review Committee meeting (the minutes have not yet been approved by the Review Committee).

Minutes of the
Community Services Block Grant (CSBG) Review Committee
Thursday, January 7, 2016, 11:30 a.m.
Greenway Manor Conference Room, Housing & Community Services Department
315 N. Riverview, Wichita, Kansas 67203

MEMBERS PRESENT

June Bailey, Chair
Sr. Karen Salsbery, Vice Chair
Denise O'Leary-Siemer, Secretary
Pamela Williams
Nancy Wilhite
James Thompson
Joshua Hofer
Bruce Gass
Joel Weihe
Janet Radig

MEMBERS ABSENT

Rhonda Arrington
Saajan Bahkta

STAFF PRESENT

Mark Manning, City of Wichita
Michelle Cole Rucker, City of Wichita
Donny Henning, City of Wichita
Ryan Tyree, City of Wichita
Sharene Thompson, City of Wichita

GUEST

Kameelah Alexander, City of Wichita
Atwater Neighborhood Resource Center

1. Meeting Call to Order, Introductions and Attendance Notifications

Michelle Cole Rucker Rucker called the meeting to order at 11:45 a.m., when Karen Sublett, City Clerk, arrived to administer the Oath of Office to Review Committee Members. A quorum was present. Committee members and staff introduced themselves. Rucker noted Rhonda Arrington and Saajan Bahkta, new Committee members, had made notification of their non-attendance at meeting. Sublett administered the Oath of Office to Review Committee members that had not already been sworn in. The Community Action Promise was read aloud in unison.

2. Seating of New Committee Members

Michelle Cole Rucker Rucker noted that the meeting was the first meeting of the 2016-2017 CSBG Review Committee membership term. Review Committee members have either been appointed or elected to serve on the two-year term. As defined by CSBG Review Committee Bylaws, a vote is taken to seat new members at the first meeting following the election or appointment. All 12 positions have been filled!

Motion-- Michelle Cole Rucker (Donny Henning) made a motion to seat the ten Review Committee members present at the meeting.

--Carried The motion passed unanimously.

Michelle Cole Rucker Rucker noted that newly elected/seated member Janet Radig participated in a new member orientation prior to the scheduled meeting.

3. Election of Committee Officers for 2016

Michelle Cole Rucker Rucker noted it is Review Committee tradition to elect officers at the first or second meeting of each year. Rucker asked for nominations and a motion to approve a Chairperson.

Motion-- James Thompson (Nancy Wilhite) nominated and made a motion for June Bailey to be elected as Chairperson. Bailey accepted the nomination.

--Carried Motion to approve June Bailey for Chairperson passed unanimously.

June Bailey After being elected Chairperson, Bailey assumed the duties of Chairperson for the remainder of the meeting. Bailey asked for nominations and a motion to approve a Vice-Chairperson.

Motion-- Bruce Gass (James Thompson) nominated and made a motion for Sr. Karen Salsbery to be elected as Vice-Chairperson. Sr. Karen accepted the nomination.

--Carried Motion to approve Sr. Karen Salsbery for Vice-Chairperson passed unanimously.

June Bailey Bailey asked for nominations and a motion to approve a Secretary.

Motion-- Sr. Karen Salsbery (James Thompson) nominated and made a motion for Denise O'Leary-Siemer to be elected as Secretary. O'Leary-Siemer accepted the nomination.

--Carried Motion to approve Denise O'Leary-Siemer for Secretary passed unanimously.

4. Approval of the Agenda

June Bailey The Community Action Promise was read aloud in unison. Bailey asked if there were any additions or recommended changes to the January 7, 2016 meeting agenda.

Sr. Karen Salsbery Sr. Karen noted that the next scheduled Review Committee meeting date is in error. The date should be March 3, 2016 and **not** March 4, 2016 as agenda indicates.

June Bailey Bailey asked for a motion to approve the January 7, 2016 agenda with the stated correction.

Motion-- Bruce Gass (Sr. Karen Salsbery) made a motion to approve the January 7, 2016 meeting agenda with the corrected date of March 3, 2016.

--Carried The motion passed unanimously.

5. Approval of the November 5, 2015 Meeting Minutes

June Bailey Bailey asked if there were any additions or recommended changes to the November 5, 2015 meeting minutes.

Bruce Gass Gass requested that a glossary of acronyms be added to meeting minutes.

June Bailey Bailey asked for a motion to approve the November 5, 2015 meeting minutes with the revision that a glossary of acronyms be added to meeting minutes.

Motion-- Nancy Wilhite (Joshua Hofer) made a motion to approve the November 5, 2015 meeting minutes with a glossary of acronyms be added to meeting minutes.

--Carried The motion passed unanimously.

6. CSBG FFY2016 Non-Discretionary Formula Grant Application

Mark Manning Manning announced that John Hall had been hired as the new Department Director, and starts on January 25, 2016. He comes from Washington D.C. and with a great deal of experience.

Michelle Cole Rucker For Review Committee review and discussion, staff distributed an analysis of prior year program expenses and outcomes and anticipated fund levels for the next funding year. The application instructions from the Kansas Housing Resources Corporation (KHRC) advised the anticipated allocation for WSCCAP is \$943,594, an increase of \$44,763 over the 2015 allocation of \$898,831. Included in the agenda packet was program and budget information for the previous five years with the status of currently funded programs. Also included was a summary of the United Way of the Plains Community Needs Assessment that was conducted in 2013. Rucker noted the community needs and how the currently funded WSCCAP programs are addressing the community needs and concerns. She also noted that WSCCAP had been approved to utilize the United Way reports as they were conducted every three

years. Rucker indicated that the Review Committee is required to formally accept the completed community needs assessment.

Rucker noted that per CSBG regulations, Community Action Agencies are required to have a Board-approved Strategic Plan in place. She distributed a draft Strategic Plan for the Review Committee's review and feedback. She stressed the importance for Review Committee feedback because the current Strategic Plan will expire and the revised Plan is scheduled to be adopted at the Review Committee meeting in March 2016.

Rucker noted that the City's application for CSBG funds must be submitted to KHRC by February 19, 2016. She reiterated that the Review Committee is asked to identify funding priorities for staff to submit to the City Manager and City Council for approval and submission to KHRC. Consequently, the City Council must approve the submission no later than the February 9, 2016 council meeting, to meet KHRC's deadline. Because the actual final amounts for the 2016-2017 will not be known until the receipt of the federal notification of an actual award, Rucker requested that the Review Committee also discuss their desire if the CSBG estimated funds are decreased and/or increased from the anticipated allocation.

Mark Manning

Manning reviewed the refunding application process and noted that the Review Committee's function is to provide recommendations for funding programs. He indicated that the United Way Needs Assessment is used as a tool to show the needs of the community. A few things Manning pointed out on the budget discussion document is that TWTW is not recommended for 2016 funding because \$225,000 is available from the Community Development Block Grant (CDBG) funds, which is more than enough to fund the program, and also relieves pressure on CSBG funding.

Manning noted that \$175,000 was approved for Project Access in 2015; however, the City of Wichita allocated an additional \$25,000 from the General Fund to Project Access, for a total of \$200,000. He added that the City Council is comfortable with an allocation of \$200,000 for Project Access. Manning informed the Review Committee that job training is a huge priority for City Council and they are very much interested in it. WSCCAP staff is funded at about one-half million dollars and may be shifted more towards job preparation in the future. Manning reiterated that he is providing a proposed budget, and that the Review Committee will need to make the recommendations.

June Bailey

After Review Committee discussion, Bailey noted that the recommended action for Agenda Item 6 is to identify funding priorities

for staff to submit to the City Manager and City Council for approval and submission to the KHRC.

Motion-- Joel Weihe (James Thompson) made a motion that the Review Committee accept staff's recommendations on funding for 2016 programs and budget.

--Carried The motion passed unanimously.

June Bailey Bailey asked for a motion to accept the completed United Way Community Needs Assessment.

Motion-- Bruce Gass (Pamela Williams) made a motion to accept the completed United Way Needs Assessment.

--Carried The motion passed unanimously.

June Bailey Bailey asked for a motion to authorize staff to make minor adjustments to CSBG expenditure categories if the final amount of available funds is different than the anticipated amount.

Motion-- James Thompson (Bruce Gass) made a motion to authorize staff to make minor adjustments to CSBG expenditure categories if the final amount of available funds is different than the anticipated amount.

--Carried The motion passed unanimously.

June Bailey Bailey asked for a motion for the vendor selected for the Employment and Training Contract be awarded through the City's Request for Proposal (RFP) process.

Motion-- Bruce Gass (Nancy Wilhite) made a motion that the vendor for the Employment and Training Contract be awarded through the City's Request for Proposal (RFP) process.

--Carried The motion passed unanimously.

7. CSBG FY2014 & FY2015 Expenditure Reports

Donny Henning Henning reviewed the FY2014 and FY2015 Expenditure Reports. He noted on the FY2014 Grant had been 100% expended before the November 30, 2015 deadline! Henning noted we had just started spending the FY2015 grant in October 2015. He distributed a visual description of the FY2014 and FY2015 Expenditures.

June Bailey Bailey noted that the recommended action for Agenda item 7 is to receive and file reports.

Respectfully Submitted, Denise O'Leary-Siemer 1.22.2016
Denise O'Leary-Siemer, CSBG Review Committee Secretary Date

June Bailey, Chairperson

Date

**PRELIMINARY ESTIMATES
FOR CITY COUNCIL FEBRUARY 9, 2016**

- a. Water Distribution System to serve Turkey Creek 3rd Addition (north of Pawnee, east of 135th Street West) (448-90264/735543/470216) Does not affect existing traffic. (District V) - \$76,000.00
- b. Lateral 6, Main 6, Cowskin Interceptor Sewer to serve Turkey Creek 3rd Addition (north of Pawnee, east of 135th Street West) (468-84289/744407/480099) Does not affect existing traffic. (District V) - \$105,000.00
- c. Water Distribution System to serve Marinita Addition (south of Central, west of 127th Street East) (448-90690/735542/470215) Does not affect existing traffic. (District II) - \$22,050.00
- d. Lateral 445, Four Mile Creek Sewer to serve Marinita Addition (south of Central, west of 127th Street East) (468-85065/744406/480098) Does not affect existing traffic. (District II) - \$30,450.00

PRELIMINARY ESTIMATE of the cost of:
Water Distribution System to serve Turkey Creek 3rd Addition
(north of Pawnee, east of 135th Street West)

All work done and all materials furnished to be in accordance with plans and specifications on file in the office of the City Engineer.

LUMP SUM BID ITEMS

1	Maintain Existing BMPs	1	LS
2	Seeding	1	LS
3	Site Clearing	1	LS
4	Site Restoration	1	LS

MEASURED QUANTITY BID ITEMS

5	Pipe, WL 6"	739	lf
6	Pipe, WL 8"	1,215	lf
7	Pipe, WL 8", DICL	18	lf
8	Fire Hydrant Assembly	2	ea
9	Valve Assembly, Blowoff 2"	3	ea
10	Valve Assembly, 6"	1	ea
11	Valve Assembly, 8"	1	ea
12	Valve Assembly, Anchored 8", Special	1	ea

Construction Subtotal _____

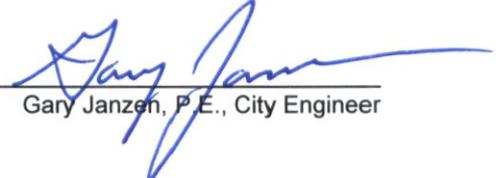
Design Fee
Engineering & Inspection
Administration
Publication
Contingency

Total Estimated Cost _____

\$76,000.00

CITY OF WICHITA)
STATE OF KANSAS) SS

I do solemnly swear that the above amount is correct, reasonable and just.



Gary Janzen, P.E., City Engineer

Sworn to and subscribed before me this _____
(DATE)

City Clerk

PRELIMINARY ESTIMATE of the cost of:

Lateral 6, Main 6, Cowskin Interceptor Sewer to serve Turkey Creek 3rd Addition
(north of Pawnee, east of 135th Street West)

All work done and all materials furnished to be in accordance with plans and specifications on file in the office of the City Engineer.

LUMP SUM BID ITEMS

1	Seeding	1	LS
2	Site Clearing	1	LS
3	Site Restoration	1	LS

MEASURED QUANTITY BID ITEMS

4	Pipe, SS 8"	1,411	lf
5	Pipe Stub, 8"	2	ea
6	Riser Assembly 4", Manhole Stub	3	ea
7	Riser Assembly 4", Vertical	22	ea
8	MH, Standard SS (4')	3	ea
9	MH, Standard SS (5')	3	ea
10	BMP, Construction Entrance	1	ea
11	BMP, Erosion Control Berm	480	lf
12	Air Testing, SS Pipe	1,411	lf
13	MH Adjusted, SS	2	ea

Construction Subtotal

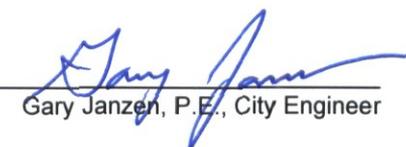
Design Fee
Engineering & Inspection
Administration
Publication
Contingency

Total Estimated Cost

\$105,000.00

CITY OF WICHITA)
STATE OF KANSAS) SS

I do solemnly swear that the above amount is correct, reasonable and just.



Gary Janzen, P.E., City Engineer

Sworn to and subscribed before me this _____
(DATE)

City Clerk

PRELIMINARY ESTIMATE of the cost of:
Water Distribution System to serve Marinita Addition
(south of Central, west of 127th Street East)

All work done and all materials furnished to be in accordance with plans and specifications on file in the office of the City Engineer.

LUMP SUM BID ITEMS - Group 1 (735542)

1	Seeding	1	LS
2	Site Clearing	1	LS
3	Site Restoration	1	LS

MEASURED QUANTITY BID ITEMS - Group 1 (735542)

4	Pipe, WL 6"	224	lf
5	Pipe, WL 8"	100	lf
6	Fire Hydrant Assembly	1	ea
7	Valve Assembly, Blowoff 2"	1	ea
8	Valve Assembly, 8" DO NOT BID	0	ea
9	Trees, Large, Removed	5	ea
10	Fill, Protective	290	lf

Construction Subtotal _____

Design Fee
Engineering & Inspection
Administration
Publication
Water Department Tap

Total Estimated Cost _____

\$22,050.00

CITY OF WICHITA)
STATE OF KANSAS) SS

I do solemnly swear that the above amount is correct, reasonable and just.



Gary Janzen, P.E., City Engineer

Sworn to and subscribed before me this _____
(DATE)

City Clerk

To be Bid:

January 29, 2016

PRELIMINARY ESTIMATE of the cost of:

Lateral 445, Four Mile Creek Sewer to serve Marinita Addition
Marinita Addition

All work done and all materials furnished to be in accordance with plans and specifications on file in the office of the City Engineer.

LUMP SUM BID ITEMS - Group 2 (744406)

1	Seeding	1	LS
2	Site Clearing	1	LS
3	Site Restoration	1	LS

MEASURED QUANTITY BID ITEMS - Group 2 (744406)

4	Pipe, SS 8"	316	lf
5	Air Testing, SS Pipe	316	lf
6	Manhole, Standard (4')	2	ea
7	Connect to Existing MH	1	ea
8	Pipe Stub, SS (4")	1	ea
9	Easement Grading DO NOT BID	0	lf
10	Trees, Large, Removed	6	ea
11	BMP, Construction Entrance	1	ea
12	BMP, Silt Fence DO NOT BID	0	lf

Construction Subtotal

Design Fee
Engineering & Inspection
Administration
Publication
Contingency

Total Estimated Cost

\$30,450.00

CITY OF WICHITA)
STATE OF KANSAS) SS

I do solemnly swear that the above amount is correct, reasonable and just.



Gary Janzen, P.E., City Engineer

Sworn to and subscribed before me this _____
(DATE)

City Clerk

480098 (744406) 468-85065
Page _____

EXHIBIT

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council

SUBJECT: Petition for Sanitary Sewer Improvements to Serve Lonely Pine Addition (District I)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve the petition and budget, and adopt the resolution.

Background: The signatures on the petition represent 100% of the improvement district. The petition is a requirement for a lot split and is valid per Kansas Statute 12-6a01.

Analysis: The project will provide sanitary sewer improvements required for a new commercial development located north of 21st Street North, east of Oliver.

Financial Considerations: The petition total for the sanitary sewer improvements is \$35,000. The funding source for the project is 100% special assessments.

Legal Considerations: The Law Department has reviewed and approved the petition and resolution as to form.

Recommendations/Actions: It is recommended that the City Council approve the petition and budget, adopt the resolution, and authorize the necessary signatures.

Attachments: Map, budget sheet, petition, and resolution.

(Published in the *Wichita Eagle*, on February 12, 2016)

RESOLUTION NO. 16-030

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WICHITA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (LATERAL 135, SANITARY SEWER NO. 23 – LONELY PINE ADDITION/NORTH OF 21ST STREET NORTH, EAST OF OLIVER) (468-85094).

WHEREAS, a petition (the "Petition") was filed with the City Clerk of the City of Wichita, 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.*, (the "Act"); and

WHEREAS, the City Council (the "Governing Body") of the City hereby finds and determines that said Petition was signed by **a majority of the resident owners of record of the property** liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

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

Section 1. Findings of Advisability. The Governing Body hereby finds and determines that:

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

Construction of a lateral sanitary sewer, including necessary sewer mains and appurtenances to serve the Improvement District defined below (the "Improvements").

(b) The estimated or probable cost of the Improvements is **Thirty-Five Thousand Dollars (\$35,000)**, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of the Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

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

Tract 1A and 1B; see Exhibit A attached hereto

(d) The method of assessment is: **On a fractional basis as described below:**

Tract 1A and 1B shall each pay 50% of the total improvements payable by the improvement district.

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

(e) The apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: **100%** to be assessed against the Improvement District and **0%** to be paid by the City-at-large.

(f) The payment of assessments to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

Section 2. Authorization of Improvements. The Improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body as set forth in **Section 1** of this Resolution.

Section 3. Plans and Specifications. The City Engineer shall prepare plans and specifications for said Improvements and a preliminary estimate of cost therefore, which plans, specifications and estimate shall be presented to the Governing Body for its approval.

Section 4. Bond Authority; Reimbursement. The Act provides for the Improvements 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 5. 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 Sedgwick County, Kansas.

ADOPTED by the City Council of the City of Wichita, Kansas, on February 9, 2016.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magaña, City Attorney and Director of Law

EXHIBIT A

LOT SPLIT TRACT 1A

Lot 1, Lonely Pine Addition, Wichita, Sedgwick County, Kansas, EXCEPT the east 94.00 feet of the south 247.00 feet thereof;

AND EXCEPT,

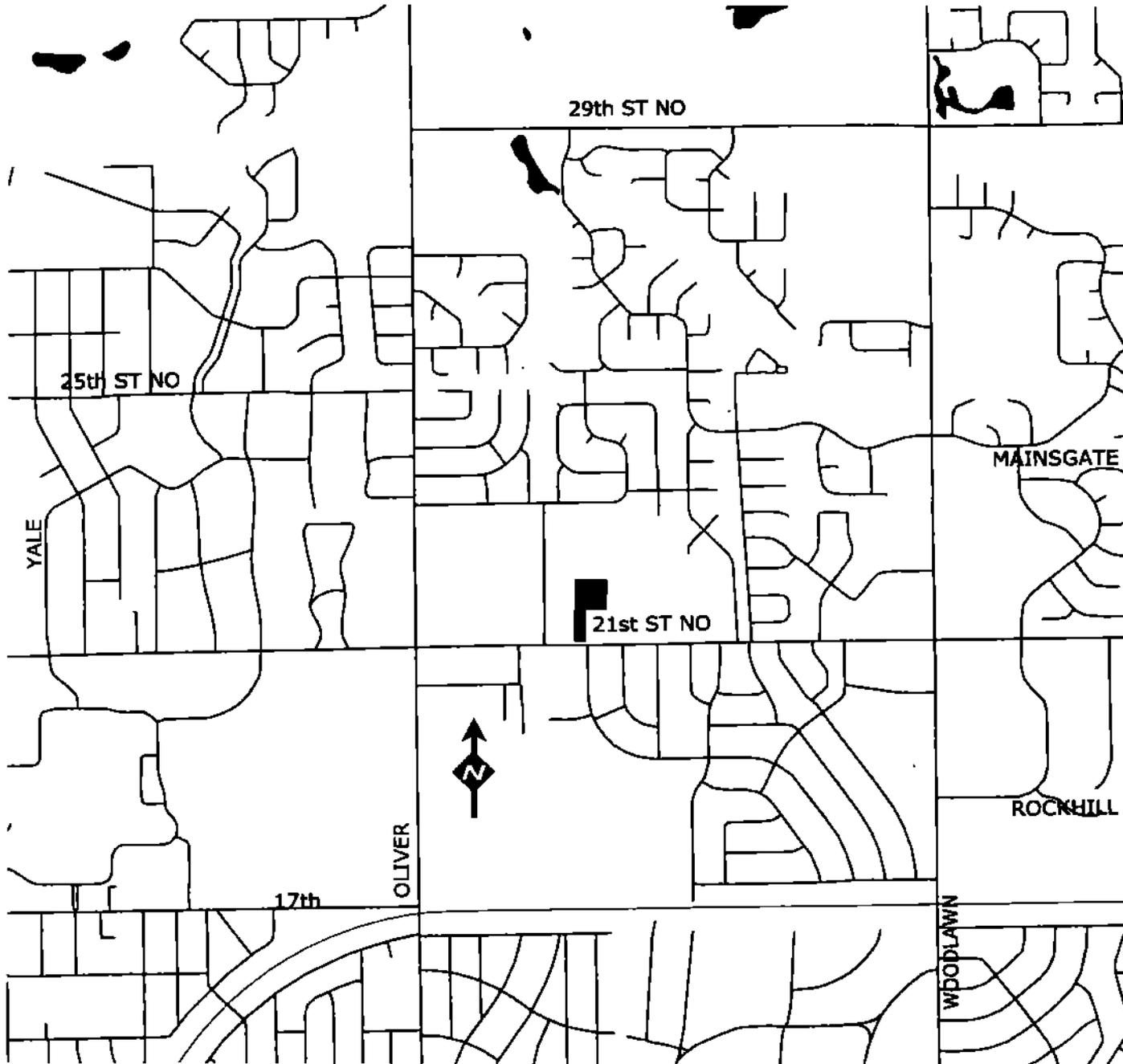
A tract of land lying in a portion of said Lot 1, said tract of land being more particularly described as follows: BEGINNING at the northeast corner of said Lot 1; thence along the east line of said Lot 1 on a Kansas coordinate system of 1983 south zone bearing of S00°37'41"E, 80.00 feet; thence N87°01'40"W, 166.60 feet to a point on the west line of said Lot 1; thence along said west line, N00°38'09"W, 68.11 feet to the northwest corner of said Lot 1; thence along the north line of said Lot 1, N88°52'40"E, 166.08 feet to the POINT OF BEGINNING.

Said tract CONTAINS 64,744 square feet or 1.49 acres of land more or less.

LOT SPLIT TRACT 1B

The east 94.00 feet of the south 247.00 feet of Lot 1, Lonely Pine Addition, Wichita, Sedgwick County, Kansas.

Said tract CONTAINS 23,219 square feet or 0.53 acres of land more or less.



Project Request



CIP Non-CIP

NEIGHBORHOOD IMPROVEMENT

ORDERED BY WCC

PETITION

PETITION PERCENTAGE: 100%

DEPARTMENT: 13 Public Works & Utilities

DIVISION: Engineering

RESOLUTION/ORDINANCE #: _____

FUND: 480 Sewer Improvements N.I.

SUBFUND: 480 Sanitary Sewers N.I.

ENGINEERING REFERENCE #: 468-85094

COUNCIL DISTRICT: 01 Council District 1

DATE COUNCIL APPROVED: 02-09-16

REQUEST DATE: _____

PROJECT # : _____

PROJECT TITLE: LAT 135, SS #23 Lonely Pine Addition

PROJECT DETAIL # : _____

PROJECT DETAIL DESCRIPTION: LAT 135, SS #23 Lonely Pine Addition

OCA # : _____

OCA TITLE: LAT 135, SS #23 Lonely Pine Addition

PERSON COMPLETING FORM: Jennifer Peterson

PHONE #: 268-4548

PROJECT MANAGER: Julianne Kallman

PHONE #: 268-4236

NEW BUDGET REVISED BUDGET

REVENUE

EXPENSE

Object Level 3	Budget	Object Level 3	Budget
9730 S.A. Bonds	\$35,000.00	2999 Contractuals	\$35,000.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
REVENUE TOTAL:	\$35,000.00	EXPENSE TOTAL:	\$35,000.00

NOTES: HOLD FOR LOC

Print Form

SIGNATURES REQUIRED

DIVISION HEAD: _____

DATE: 01/14/16

DEPARTMENT HEAD: _____

DATE: 1-27-16

BUDGET OFFICER: _____

DATE: 1-21-16

CITY MANAGER: _____

DATE: _____

RECEIVED

DEC 23 '15

CITY CLERK OFFICE

468-85094
Lateral 135, SS#23

**PETITION
SANITARY SEWER IMPROVEMENTS – LONELY PINE ADDITION**

TO: The Mayor and City Council (the “Governing Body”)
City of Wichita, Kansas

1. The undersigned, being a majority of the resident owners of record of the property liable for assessment set forth below for the proposed improvements of the City of Wichita, Kansas (the “City”), do hereby request that said improvements be made in the manner provided by K.S.A. 12-6a01 *et seq.* (the “Act”).

(a) The improvements proposed to be made are as follows (the “Improvements”):

Construction of a lateral sanitary sewer, including necessary sewer mains and appurtenances to serve the Improvement District defined below.

The Improvements shall be constructed 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: **\$35,000.00**, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of this Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

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

Tract 1A & 1B; See *Exhibit A* attached hereto]

(d) The proposed method of assessment is: **On a fractional basis as described below: Tract 1A and Tract 1B shall each pay 50% of the total improvements payable by the improvement district.**

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

(e) The proposed apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: 100% to be assessed against the Improvement District and 0% to be paid by the City-at-large.

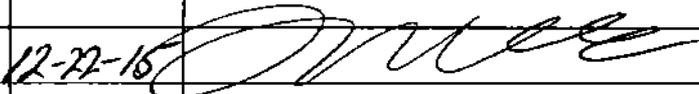
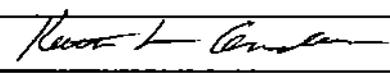
(f) The payment of assessments proposed to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City’s Special Assessment Deferral Program.

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

3. If the Improvements are: (i) abandoned, altered and/or constructed privately, in part or whole, precluding the building of the Improvement under the authority of this Petition and the Act; or (ii) it is necessary for the City to redesign, repair or reconstruct the Improvements after its initial design and/or construction because the design and/or construction does not meet the requirements of City code provisions; any costs incurred by the City as a result of submission of this Petition shall be assessed to property within the proposed Improvement District in accordance with the provisions hereof.

4. 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.

5. The Governing Body is further requested to proceed with adoption of a resolution authorizing the Improvements and establishing the Improvement District in accordance with the Act and the construction of the Improvements in an expeditious manner.

Signature	Dated	Property Owned Within Proposed Improvement District
LONELY PINE, LLC		Tract 1B (See Exhibit A attached)
Anh Le, Manager	12-22-15	
ROGER'S ENTERPRISES, INC.		Tract 1A (See Exhibit A attached)
Keith L. Anderson	12-22-15	

THIS PETITION was filed in my office on 12-23-15.


 Deputy City Clerk 

[EXHIBIT A]

LOT SPLIT TRACT 1A

Lot 1, Lonely Pine Addition, Wichita, Sedgwick County, Kansas, EXCEPT the east 94.00 feet of the south 247.00 feet thereof;

AND EXCEPT,

A tract of land lying in a portion of said Lot 1, said tract of land being more particularly described as follows:

BEGINNING at the northeast corner of said Lot 1; thence along the east line of said Lot 1 on a Kansas coordinate system of 1983 south zone bearing of $S00^{\circ}37'41''E$, 80.00 feet; thence $N87^{\circ}01'40''W$, 166.60 feet to a point on the west line of said Lot 1; thence along said west line, $N00^{\circ}38'09''W$, 68.11 feet to the northwest corner of said Lot 1; thence along the north line of said Lot 1, $N88^{\circ}52'40''E$, 166.08 feet to the POINT OF BEGINNING.

Said tract CONTAINS 64,744 square feet or 1.49 acres of land more or less.

LOT SPLIT TRACT 1B

The east 94.00 feet of the south 247.00 feet of Lot 1, Lonely Pine Addition, Wichita, Sedgwick County, Kansas.

Said tract CONTAINS 23,219 square feet or 0.53 acres of land more or less.

132019

(Published in the *Wichita Eagle*, on _____)

RESOLUTION NO. _____

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF WICHITA, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (LATERAL 135, SANITARY SEWER NO. 23 – LONELY PINE ADDITION/NORTH OF 21ST STREET NORTH, EAST OF OLIVER) (468-85094).

WHEREAS, a petition (the "Petition") was filed with the City Clerk of the City of Wichita, 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.*, (the "Act"); and

WHEREAS, the City Council (the "Governing Body") of the City hereby finds and determines that said Petition was signed by a **majority of the resident owners of record of the property** liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

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

Section 1. Findings of Advisability. The Governing Body hereby finds and determines that:

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

Construction of a lateral sanitary sewer, including necessary sewer mains and appurtenances to serve the Improvement District defined below (the "Improvements").

(b) The estimated or probable cost of the Improvements is **Thirty-Five Thousand Dollars (\$35,000)**, exclusive of interest on financing and administrative and financing costs; said estimated amount to be increased at the pro rata rate of 1 percent per month from and after the date of submission of the Petition to the City. If expenses have been incurred for the Improvements and construction has not started within two years of the initial design contract, the Improvements will be deemed abandoned and expenses incurred to date will be assessed against property in the Improvement District defined below in accordance with the provisions hereof.

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

Tract 1A and 1B; see Exhibit A attached hereto

(d) The method of assessment is: **On a fractional basis as described below:**

Tract 1A and 1B shall each pay 50% of the total improvements payable by the improvement district.

In the event all or part of the lots or parcels in the proposed Improvement District are reconfigured before or after assessments have been levied, the assessments against the replatted area shall be recalculated on a square foot basis.

(e) The apportionment of the cost of the Improvements, between the Improvement District and the City at large, is: **100%** to be assessed against the Improvement District and **0%** to be paid by the City-at-large.

(f) The payment of assessments to be imposed hereunder may be indefinitely deferred against those property owners eligible for deferral pursuant to the City's Special Assessment Deferral Program.

Section 2. Authorization of Improvements. The Improvements are hereby authorized and ordered to be made in accordance with the findings of the Governing Body as set forth in *Section 1* of this Resolution.

Section 3. Plans and Specifications. The City Engineer shall prepare plans and specifications for said Improvements and a preliminary estimate of cost therefore, which plans, specifications and estimate shall be presented to the Governing Body for its approval.

Section 4. Bond Authority; Reimbursement. The Act provides for the Improvements 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 5. 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 Sedgwick County, Kansas.

ADOPTED by the City Council of the City of Wichita, Kansas, on _____.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magaña

for Jennifer Magaña, City Attorney and Director of Law

EXHIBIT A

LOT SPLIT TRACT 1A

Lot 1, Lonely Pine Addition, Wichita, Sedgwick County, Kansas, EXCEPT the east 94.00 feet of the south 247.00 feet thereof;

AND EXCEPT,

A tract of land lying in a portion of said Lot 1, said tract of land being more particularly described as follows: BEGINNING at the northeast corner of said Lot 1; thence along the east line of said Lot 1 on a Kansas coordinate system of 1983 south zone bearing of S00°37'41"E, 80.00 feet; thence N87°01'40"W, 166.60 feet to a point on the west line of said Lot 1; thence along said west line, N00°38'09"W, 68.11 feet to the northwest corner of said Lot 1; thence along the north line of said Lot 1, N88°52'40"E, 166.08 feet to the POINT OF BEGINNING.

Said tract CONTAINS 64,744 square feet or 1.49 acres of land more or less.

LOT SPLIT TRACT 1B

The east 94.00 feet of the south 247.00 feet of Lot 1, Lonely Pine Addition, Wichita, Sedgwick County, Kansas.

Said tract CONTAINS 23,219 square feet or 0.53 acres of land more or less.

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council

SUBJECT: Engineering and Management Bond Services (All Districts)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve the contract and authorize the necessary signatures.

Background: On June 26, 2012, the City Council approved a contract with Burns & McDonnell for Engineering and Management Bond Services for an Operations and Conditions Report and Feasibility study for 2012, 2013, and 2015.

Analysis: Public Works & Utilities is legally required by the Water & Sewer Bond Ordinance #41-934 to hire an independent engineering firm every three years to evaluate and report on the conditions and operations of the utility. The last report was completed in 2015. In addition, a Bond Feasibility Study must be conducted prior to each selling of revenue bonds. It is the intent of the Utility to sell revenue bonds in 2016. The Utility may also sell revenue bonds in 2017 and/or 2018.

Much of the information required in these reports is the same. Staff proposes hiring one engineering firm to provide documents, and any subsequent Bond Feasibility Studies required through the year 2018. This will avoid paying two firms to collect the same information. One firm, Burns & McDonnell submitted a proposal. Since only one proposal was received and the proposed price was fair, a Staff screening and Selection screening was not required.

Financial Considerations: The cost proposed to provide the Operations and Conditions Report (due in 2018) and the Bond Feasibility Study are \$36,100 and \$32,600, respectively. If a second bond sale is required in 2016, the cost for the Feasibility Study will be billed at a reduced rate of \$16,300. The agreement also provides that Burns & McDonnell complete the Feasibility Study for 2017 and 2018 at the cost of \$36,100 for each year. This brings the total contract amount to \$157,200. The Operations and Conditions report is an operational expense paid from the utility operating budget, and the cost of the Bond Feasibility studies will be included in bond issuance expenses.

Legal Considerations: The triennial Operations and Conditions Report is required by the bond ordinance. The contract has been approved as to form by the Law Department.

Recommendation/Action: It is recommended that the City Council approve the contract with Burns & McDonnell and authorize the necessary signatures.

Attachment: Contract with Burns & McDonnell.

A G R E E M E N T

for

PROFESSIONAL SERVICES

by and between

THE CITY OF WICHITA, KANSAS

and

BURNS & MCDONNELL ENGINEERING COMPANY, INC.

for

ENGINEERING AND MANAGEMENT BOND SERVICES

THIS CONTRACT, made and entered into this 9th day of February, 2016, by and between the **CITY OF WICHITA, KANSAS**, a municipal corporation of the State of Kansas, having its principal office at 455 North Main Street, Wichita, Kansas, 67202 (hereinafter called "**CITY**"), and **BURNS & MCDONNELL ENGINEERING COMPANY, INC.** having its principal office at 9400 Ward Parkway, Kansas City, Missouri, 64141 (hereinafter called "**ENGINEER**").

WITNESSETH: That

WHEREAS, the **CITY** has solicited proposals for providing professional services pertaining to provision of a Condition & Operation Report, and up to three Bond Feasibility Studies; and

WHEREAS, the **ENGINEER** has submitted the proposal most beneficial to the **CITY** and is ready, willing, and able to provide the commodities and/or services required by the **CITY**;

NOW, THEREFORE, IT IS MUTUALLY AGREED by and between the parties hereto as follows:

1. **ENGINEER** shall provide to the **CITY** all those services specified in its response to Formal Proposal Number FP540071 which are incorporated herein by this reference to the same as if it were fully set forth. The proposal package, including all specifications, plans and addenda, provided by the **CITY** of Wichita as part of the proposal letting process for Formal Proposal FP540071, shall be considered a part of this contract and is incorporated by reference herein.

2. The **ENGINEER** hereby agrees to provide the 2016 Bond Feasibility Study to the **CITY** upon notice to proceed and anticipate an approximate two-month timeframe to complete the work. This assumes the timely receipt by the Engineer of all relevant documents and direction to be provided by the **CITY**.

3. The **ENGINEER** hereby agrees to provide the 2018 Condition & Operation Report to the **CITY** when needed and anticipates an approximate three-month timeframe to complete the O&C Report. This assumes the timely receipt by the Engineer of all relevant documents and direction to be provided by the **CITY**.

4. The charges for professional services will be on the basis of time spent and actual expenses incurred in performing services for and on behalf of the **CITY**. In addition, **CITY** agrees to pay the reasonable and necessary expenses and disbursements actually incurred by **ENGINEER**, including but not limited to out-of-pocket actual expenses for travel, duplicating, postage, and long distance telephone calls. The **ENGINEER** estimates the fee to prepare one Official Statement Bond Feasibility Report for the City in 2016 to be \$32,600.00. If an additional Feasibility Report is required in 2016, Vendor estimates it can be produced at a substantial discount to the first study. For Feasibility Reports that are expected to occur in 2017 or 2018, **ENGINEER** will perform each study for \$32,600.00 including 162 man hours. **ENGINEER** estimates the fee for completion of the 2018 Operations and Conditions Report to be \$36,100.00.

5. Payments shall be made in accordance with City purchasing procedures upon presentation of statements for services rendered and as approved by the Department

Director. There shall be no further compensation for services rendered or for expenses incurred in addition to those specified above in the absence of prior written consent. It is understood that **ENGINEER** shall have no responsibility to perform services if the **CITY** does not authorize additional funds for payment of same.

6. **ENGINEER** will maintain a contemporaneous record of hours billed, indicating in brief summary a description of the work performed. The statements submitted for services rendered under the terms of this Agreement will in no case be for more than this record will corroborate. A copy of such record shall be attached to the statement.

7. This Agreement may not be assigned, transferred, or in any way disposed of by **ENGINEER** without first having obtained written approval from the City Manager or City Council of the City of Wichita, Kansas.

8. **ENGINEER** agrees that it will be available at all reasonable times for conferences and consultation with the City Council, the City Manager, and/or the City Attorney and their staffs throughout the term of this Agreement.

9. Either party may terminate this Agreement upon thirty (30) days written notice to the other. In the event of such termination, **ENGINEER** shall be paid for services rendered and for which payment has not been made.

10. **ENGINEER** agrees that it will observe the provisions of the Wichita Ordinance Against Discrimination and will not discriminate against any person in the performance of services under this Agreement because of race, color, sex, religion, national origin, ancestry, marital status, age or physical handicap, except where age or physical handicap is a bona fide occupational qualification. The **ENGINEER** agrees to comply with the **CITY's** Revised Non-Discrimination and Equal Employment Opportunity/Affirmative Action Program Requirements Statement for Contracts or Agreements, which is attached hereto as Exhibit A, and is incorporated herein by this reference.

11. This Agreement contains no authorization in any event for **ENGINEER** to sign any papers or documents in the name of the **CITY**. Further, it is understood and agreed that **ENGINEER** shall have no authority to contract or incur any liability, cost or expense on the part of the **CITY** except as may be authorized by this Agreement or specifically authorized in writing by the City Manager or the City Attorney.

12. **ENGINEER** shall maintain Workman's Compensation and Employer's Liability Policy shall be procured and maintained. This policy shall include an "all state" endorsement. Said insurance policy shall also cover claims for injury, disease or death of employees arising out of and in the course of their employment, which, for any reason, may not fall within the provisions of the Workman's Compensation Law. The liability limit shall not be less than:

Workman's Compensation - Statutory

Employer's Liability - \$100,000.00 each occurrence

Further, a comprehensive general liability policy shall be maintained by the **ENGINEER** that shall be written in a comprehensive form and shall protect **ENGINEER** against all claims arising from injuries to persons (other than **ENGINEER'S** employees) or damage to property of the **CITY** or others arising out of any negligent act or omission of **ENGINEER**, its agents, officers, employees or subconsultants in the performance of **ENGINEER** services under this agreement. The liability limit shall not be less than \$500,000.00 per occurrence for bodily injury, death and property damage. Satisfactory Certificates of Insurance shall be filed with the **CITY** prior to the time **ENGINEER** starts any work under this Agreement. The **ENGINEER** shall furnish the **CITY** copies of all insurance policies or certificates of insurance that relate to the insurance policies that must be maintained hereunder. In addition, insurance policies applicable hereto shall contain a provision that provides that the **CITY** shall be given thirty (30) days written notice by the insurance company before such policy is substantially changed or canceled.

13. This Agreement may not be changed except by written amendment signed by both parties.

14. This Agreement shall be governed by, and construed in accordance with, the laws of Kansas. The parties agree that this contract has been created in Kansas.

IN WITNESS WHEREOF, the CITY and the ENGINEER have executed this Agreement on the date first above written.

CITY OF WICHITA

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

Approved as to Form:

Jennifer Magana

Jennifer Magana, City Attorney & Director of Law

BURNS & MCDONNELL ENGINEERING COMPANY, INC.

[Signature]

ATTEST: Senior VP

Samantha Vidal

Executive Assistant

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council

SUBJECT: Supplemental Design Agreement No. 1 for Drainage Improvements to Estancia Addition (District V)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve Supplemental Design Agreement No. 1.

Background: On December 8, 2015, the City Council approved a design agreement with MKEC Engineering, Inc. (MKEC), for drainage improvements to Estancia Addition.

Analysis: The project has now reached the staking and inspection phase. Due to engineering field staff's current workload, a supplemental agreement has been prepared for MKEC to provide the additional services.

Financial Considerations: The original design services fee was \$115,050. The cost of the additional services is \$95,700, which brings the total design fee to \$210,750. Funding is available within the existing budget, approved by the City Council on September 15, 2015, and is 100% funded by special assessments.

Legal Considerations: Supplemental Design Agreement No. 1 has been reviewed and approved as to form by the Law Department.

Recommendation/Action: It is recommended that the City Council approve Supplemental Design Agreement No. 1 and authorize the necessary signatures.

Attachment: Supplemental Design Agreement No. 1.

SUPPLEMENTAL AGREEMENT NO. 1

TO THE

AGREEMENT FOR PROFESSIONAL SERVICES DATED DECEMBER 8, 2015

BETWEEN

THE CITY OF WICHITA, KANSAS

PARTY OF THE FIRST PART, HEREINAFTER CALLED THE

"CITY"

AND

MKEC ENGINEERING, INC.

PARTY OF THE SECOND PART, HEREINAFTER CALLED THE

"ENGINEER"

WITNESSETH:

WHEREAS, there now exists an Agreement (dated December 8, 2015) between the two parties covering engineering services to be provided by the ENGINEER in conjunction with the construction of improvements to **ESTANCIA ADDITION, PHASE 1:**

STORM WATER SEWER NO. 699 serving Lots 1 through 19, Block 1; Lots 1 through 13, Block 2; Lots 1 through 28, Block 3, Estancia Addition and Lots 1 through 7, Block 1; Lots 1 through 3, Block 2; Lot 1, Block 3; and Lot 1, Block 4, Estancia Commercial Addition (east of Ridge Road, south of K-96 Hwy) (Project No. 468-85072_751541).

STORM WATER DRAIN NO. 405 serving Lots 1 through 19, Block 1; Lots 1 through 13, Block 2; Lots 1 through 28, Block 3, Estancia Addition and Lots 1 through 7, Block 1; Lots 1 through 3, Block 2; Lot 1, Block 3; and Lot 1, Block 4, Estancia Commercial Addition (east of Ridge Road, south of K-96 Hwy) (Project No. 468-85070_751542).

WHEREAS, Paragraph IV. B. of the above referenced Agreement provides that additional work be performed and additional compensation be paid on the basis of a Supplemental Agreement duly entered into by the parties, and

WHEREAS, it is the desire of both parties that the ENGINEER provide additional services required for the PROJECT and receive additional compensation (as revised herein):

NOW THEREFORE, the parties hereto mutually agree as follows:

A. PROJECT DESCRIPTION

The description of the improvements that the CITY intends to construct and thereafter called the "PROJECT" as stated on page 1 of the above referenced agreement is hereby amended to include the following:

STAKING, INSPECTION & AS-BUILT

(as per the City of Wichita Standard Construction Engineering Practices)

B. PAYMENT PROVISIONS

The fee in Section IV. A. shall be amended to include the following:

Payment to the ENGINEER for the performance of the professional services as outlined in this supplemental agreement shall be made on the basis of the not to exceed fee as follows:

SWS 699 Project No. 468 85072	\$ 27,600.00
SWD 405 Project No. 468 85070	\$ 49,200.00
Compaction Testing 468 85070	<u>\$ 18,900.00</u>
TOTAL	\$ 95,700.00

C. COMPLETION

The ENGINEER agrees to complete and deliver the field notes, preliminary and final plans (including final tracings), specifications and estimates to the CITY within the time allotted for the project as stipulated below; EXCEPT that the ENGINEER shall not be responsible or held liable for delays occasioned by the actions or inactions of the CITY or other agencies, or for other unavoidable delays beyond the control of the ENGINEER.

- (a) Field check plans of the project for distribution to utilities by **COMPLETED**.
- (b) Office check plans by **COMPLETED**.
- (c) Completion of all work required by this agreement (including submittal of final approved plans, field notes, and related project documents by **February 26, 2016**

D. PROVISIONS OF THE ORIGINAL AGREEMENT

The parties hereunto mutually agree that all provisions and requirements of the original Agreement, not specifically modified by this Supplemental Agreement, are hereby ratified and confirmed.

IN WITNESS WHEREOF, the CITY and the ENGINEER have executed this Supplemental Agreement as of this _____ day of _____, 2016.

CITY OF WICHITA

Jeff Longwell, City Mayor

ATTEST:

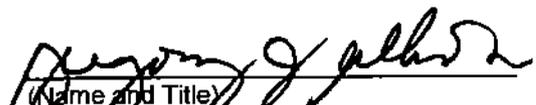
Karen Sublett, City Clerk

APPROVED AS TO FORM:



Jennifer Magaña, City Attorney and
Director of Law

MKEC ENGINEERING, INC.


(Name and Title)
Gregory J. Allison, P.E., Vice President

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council

SUBJECT: Supplemental Design Agreement No. 1 for Drainage Improvements to Estancia Commercial Addition (District V)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve Supplemental Design Agreement No. 1.

Background: On December 8, 2015, the City Council approved a design agreement with MKEC Engineering, Inc. (MKEC), for improvements to Estancia Commercial Addition.

Analysis: Drainage improvements of the project has now reached the staking and inspection phase. Due to engineering field staff's current workload, a supplemental agreement has been prepared for MKEC to provide the additional services.

Financial Considerations: The original design services fee was \$96,250, \$14,650 of which was for drainage improvements. The cost of the additional services is \$9,720, which brings the total design fee to \$105,970. Funding is available within the existing budget, approved by the City Council on September 15, 2015, and is 100% funded by special assessments.

Legal Considerations: Supplemental Design Agreement No. 1 has been reviewed and approved as to form by the Law Department.

Recommendation/Action: It is recommended that the City Council approve Supplemental Design Agreement No. 1 and authorize the necessary signatures.

Attachment: Supplemental Design Agreement No. 1.

SUPPLEMENTAL AGREEMENT NO. 1
TO THE
AGREEMENT FOR PROFESSIONAL SERVICES DATED DECEMBER 8, 2015
BETWEEN
THE CITY OF WICHITA, KANSAS
PARTY OF THE FIRST PART, HEREINAFTER CALLED THE
"CITY"
AND
MKEC ENGINEERING, INC.
PARTY OF THE SECOND PART, HEREINAFTER CALLED THE
"ENGINEER"

WITNESSETH:

WHEREAS, there now exists an Agreement (dated December 8, 2015) between the two parties covering engineering services to be provided by the ENGINEER in conjunction with the construction of improvements to **ESTANCIA COMMERCIAL ADDITION:**

STORM WATER SEWER 698 to serve Estancia Commercial Addition (east of Ridge Road, north of 37th Street North) (Project No. 468-85068_751539).

WHEREAS, Paragraph IV. B. of the above referenced Agreement provides that additional work be performed and additional compensation be paid on the basis of a Supplemental Agreement duly entered into by the parties, and

WHEREAS, it is the desire of both parties that the ENGINEER provide additional services required for the PROJECT and receive additional compensation (as revised herein):

NOW THEREFORE, the parties hereto mutually agree as follows:

A. PROJECT DESCRIPTION

The description of the improvements that the CITY intends to construct and thereafter called the "PROJECT" as stated on page 1 of the above referenced agreement is hereby amended to include the following:

STAKING, INSPECTION & AS-BUILT
(as per the City of Wichita Standard Construction Engineering Practices)

B. PAYMENT PROVISIONS

The fee in Section IV. A. shall be amended to include the following:

Payment to the ENGINEER for the performance of the professional services as outlined in this supplemental agreement shall be made on the basis of the not to exceed fee as follows:

SWS 698 Project No. 468 85068 \$ 9,720.00

C. COMPLETION

The ENGINEER agrees to complete and deliver the field notes, preliminary and final plans (including final tracings), specifications and estimates to the CITY within the time allotted for the project as stipulated below; EXCEPT that the ENGINEER shall not be responsible or held liable for delays occasioned by the actions or inactions of the CITY or other agencies, or for other unavoidable delays beyond the control of the ENGINEER.

- (a) Field check plans of the project for distribution to utilities by **COMPLETED**.
- (b) Office check plans by **COMPLETED**.
- (c) Completion of all work required by this agreement (including submittal of final approved plans, field notes, and related project documents by **February 26, 2016**

D. PROVISIONS OF THE ORIGINAL AGREEMENT

The parties hereunto mutually agree that all provisions and requirements of the original Agreement, not specifically modified by this Supplemental Agreement, are hereby ratified and confirmed.

IN WITNESS WHEREOF, the CITY and the ENGINEER have executed this Supplemental Agreement as of this _____ day of _____, 2016.

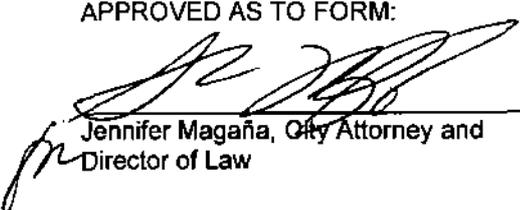
CITY OF WICHITA

Jeff Longwell, City Mayor

ATTEST:

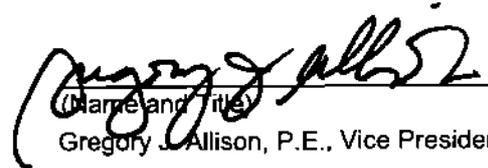
Karen Sublett, City Clerk

APPROVED AS TO FORM:



Jennifer Magaña, City Attorney and
Director of Law

MKEC ENGINEERING, INC.



(Name and Title)
Gregory J. Allison, P.E., Vice President

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council

SUBJECT: Abatement of Dangerous and Unsafe Structures (Districts I, III, IV and VI)

INITIATED BY: Metropolitan Area Building and Construction Department

AGENDA: Consent

Recommendation: Approve the assessments and place the ordinances on first reading.

Background: The Metropolitan Area Building and Construction Department (MABCD) supports neighborhood maintenance and improvement through abatement of public nuisances under Titles 18 and 20 of the City Code. State law and local ordinances allow the City to demolish or board-up and secure private property that is in violation of housing and/or building code standards after proper notification of the responsible party/parties. A private contractor or City staff performs the work and the MABCD bills the cost to the property owner.

Analysis: State law and City ordinance allow placement of the demolition and board-up costs as a special property tax assessment if the property owner does not pay. Payment has not been received for the demolition and board-up abatements in question and the MABCD is requesting permission for the Department of Finance to process the necessary special assessments.

Financial Considerations: Statements of Charges will be mailed to the property owners on February 19, 2016. The property owners have 30 days from the date of the statement to pay the assessment and avoid paying interest. If unpaid, the principal and interest will then be spread for one year and placed on the 2016 tax roll.

Legal Considerations: The ordinances have been reviewed and approved as to form by the Law Department.

Recommendations/Actions: It is recommended that the City Council approve the proposed assessments and place the ordinances on first reading.

Attachments: Property List for Special Assessments and Ordinances

<u>PIN #</u>	<u>Geo Code#</u>	<u>Location</u>		<u>Amount</u>	<u>District #</u>
00119737	B 01158	1321 N Santa Fe	demolition	\$5,676.00	VI
00121240	B 02578	357 N Pennsylvania	demolition	\$14,673.33	I
00122524	B 03658	1028 N Wabash	demolition	\$13,100.55	I
00127954	B 08275	1639 S Lulu	demolition	\$18,860.00	I
00139382	C 03307	1611 N Hillside	demolition & sewer seal off	\$16,537.56	I
00161678	C 16116	2301 E Shadybrook	demolition	\$6,940.00	I
00204739	D 04883	1907 S Hiram	demolition	\$672.00	IV
00484731	C 55340	6105 S Minnesota	demolition	\$11,306.00	III
00485406	D 54380	6109 S Osage	demolition	\$8,690.00	IV
30001439	A 12986-1	125 E 30th St N	demolition	\$2,994.36	VI
			Total	\$99,449.80	

<u>PIN #</u>	<u>Geo Code#</u>	<u>Location</u>		<u>Amount</u>	<u>District #</u>
00112620	A12595	3451 N Fairview Ave	board up	\$1,142.48	VI
00121072	B 02410	356 N Indiana Ave	board up	\$177.78	I
00121722	B 03009-1	1015 E 9th St N	board up	\$174.00	I
00121784	B 03068	943 N Indiana Ave	board up	\$148.48	I
00129112	B 08986	1403 E Gilbert St	board up	\$76.10	I
00136865	C 01398	1837 N Madison Ave	board up	\$198.28	I
00138173	C 02356	551 N Chautauqua	board up	\$339.23	I
00153515	C 08832	1537 N Estelle Ave	board up	\$330.53	I
00157545	C 11925	970 N Piatt Ave	board up	\$182.60	I
00205536	D 05373	1448 S Handley St	board up	\$128.50	IV
00485422	D 54396	6000 S Osage St	board up	\$334.18	IV
00548783	A 12306-2	2804 N Park Pl	board up	\$159.67	VI
			Total	\$3,391.83	

____ Published in the Wichita Eagle on **February 19, 2016**

ORDINANCE NO. 50-148

AN ORDINANCE MAKING A SPECIAL ASSESSMENT TO PAY FOR THE REMOVAL OF CERTAIN STRUCTURES, BEING DANGEROUS AND UNSAFE BUILDINGS WHICH HAVE BEEN DECLARED A NUISANCE **(BUILDING CONDEMNATION-DEMOLITION)** UNDER THE PROVISION OF SECTIONS 18.16.010 TO 18.16.090 OF THE CODE OF THE CITY OF WICHITA, KANSAS

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

SECTION 1. That the sum set opposite the following lots, herein specified, be and the same is hereby levied to pay the cost of removal of certain structures, being dangerous and unsafe buildings which have been declared a nuisance under the provisions of Sections 18.16.010 to 18.16.090 of the Code of the City of Wichita, Kansas, located and situated upon the following described property:

Legal of Parcel in Benefit District	Assessment
N 14 FT LOT 307 ALL LOTS 309-311 313-315 EXC W 6 FT DEED TO CITY 5TH. NOW SANTA FE AVE. FERRELL'S 2ND. ADD.	5676.00
LOT 48 PENNSYLVANIA AVE. MATHEWSON'S 4TH. ADD.	14673.33
LOTS 26-28-30 & S1/2 LOT 32 WABASH ADD.	13100.55
N 10 FT LOT 14-ALL LOT 16 & S 10 FT LOT 18 STRONG'S SUB. BLK 4 SCHWEITER'S 2ND. ADD.	18860.00
LOTS 9-11 HILLSIDE AVE. WOODRIDGE PLACE ADD.	16537.56
LOT 1 BLOCK 5 BUILDERS FIRST ADD.	6940.00
LOTS 7-9 BLOCK 13 WHITLOCK'S REPLAT	672.00
LOT 12 BLOCK 5 SOUTH HYDRAULIC GARDENS ADD.	11306.00
LOT 27 3RD. CLARKDALE SUB.	8690.00
W 60 FT LOTS 20-21-22-23 BLOCK 27 JONES PARK ADD	2994.36

SECTION 2. The sum so assessed and apportioned against the lots herein before set out and not paid within 30 days from date of notice sent out by the Debt Management Office of the Department of Finance as provided by law, shall be collected by special assessment upon the property liable therefore in one installment and placed upon the tax roll for the year **2016** and shall be certified to the County Clerk and shall be levied and collected in the same manner as other taxes, and the Debt Management Office of the Department of Finance is hereby directed to give written notice to property owner(s) owning property assessed herein, as required by law.

SECTION 3. This ordinance shall take effect and be in force from and after its publication once in the official City paper.

ADOPTED, at Wichita, Kansas, this **16th day of February, 2016.**

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

(SEAL)

Approved as to form:

Jennifer Magana, City Attorney and Director of Law

____ Published in the Wichita Eagle on **February 19, 2016**

ORDINANCE NO. 50-149

AN ORDINANCE MAKING A SPECIAL ASSESSMENT TO PAY FOR THE BOARDING-UP AND SECURING OF CERTAIN STRUCTURES, BEING DANGEROUS AND UNSAFE BUILDINGS WHICH HAVE BEEN DECLARED A NUISANCE (**BUILDING EMERGENCY BOARD-UP**) UNDER THE PROVISION OF SECTIONS 18.16.010 TO 18.16.090 OF THE CODE OF THE CITY OF WICHITA, KANSAS

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

SECTION 1. That the sum set opposite the following lots, herein specified, be and the same is hereby levied to pay the cost of boarding-up and securing certain structures, being dangerous and unsafe buildings which have been declared a nuisance under the provisions of Sections 18.16.010 to 18.16.090 of the Code of the City of Wichita, Kansas, located and situated upon the following described property:

Legal of Parcel in Benefit District	Assessment
ODD & EVEN LOTS 1 TO 12 INC. BLOCK 7 JONES PARK ADD.	1142.48
LOT 47 INDIANA AVE. MATHEWSON'S 3RD. ADD.	177.78
E 44.11 FT OF LOTS 2-4-6-8 WASHINGTON AVE. MOORE'S ADD.	174.00
LOTS 9-11 MOORE'S 2ND. ADD.	148.48
BEG 360 FT S & 976 FT W NE COR SE1/4 NE1/4 S 160 FT W 82 FT N 160 FT E TO BEG EXC S 30 FT SEC 28-27-1E	76.10
LOTS 64-66 MADISON AVE. STOUT ADD.	198.28
E 80 FT LOTS 29-31 DAYTON NOW CHAUTAUQUA AVE. CENTRAL AVE. ADD.	339.23
LOTS 30-32 ESTELLE AVE REPLAT OF PART OF GETTOS 2ND ADD.	330.53
LOT 10 BLOCK 2 PARKMORE ADD.	182.60
LOTS 17-18-19 EXC E 2 1/2 FT FOR ALLEY BLOCK 15 FRANKLIN YIKE ADD.	128.50
W 54 FT LOT 39 3RD. CLARKDALE SUB.	334.18
THAT PART LOTS 46-48-50-52 BEG SW COR LOT 52 TH E 68 FT N 88.4 FT W 70 FT S 88.71 FT TO BEG BLOCK F MONTROSE PARK ADDITION	159.67

SECTION 2. The sum so assessed and apportioned against the lots herein before set out and not paid within 30 days from date of notice sent out by the Debt Management Office of the Department of Finance as provided by law, shall be collected by special assessment upon the property liable therefore in one installment and placed upon the tax roll for the year **2016** and shall be certified to the County Clerk and shall be levied and collected in the same manner as other taxes, and the Debt Management Office of the Department of Finance is hereby directed to give written notice to property owner(s) owning property assessed herein, as required by law.

SECTION 3. This ordinance shall take effect and be in force from and after its publication once in the official City paper.

ADOPTED, at Wichita, Kansas, this **16th day of February, 2016.**

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

(SEAL)

Approved as to form:

Jennifer Magana, City Attorney and Director of Law

**CONTRACTS & AGREEMENTS
BLANKET PURCHASE ORDERS RENEWAL OPTIONS
JANUARY 2016**

COMMODITY TITLE	EXPIRATION DATE	VENDOR NAME	DEPARTMENT	ORIGINAL CONTRACT DATES	RENEWAL OPTIONS REMAINING
Airport Media Buying Services	1/31/2017	Copp Media Services, Inc.	Airport Authority	2/5/2013 - 1/31/2014	1 - 1 year option
Cafeteria Concession Privileges - Wichita City Hall	1/31/2017	Premier Food Service, Inc. dba Premier Catering	Finance	2/1/2015 - 1/31/2016	3 - 1 year options
Check Collection Services	1/31/2017	Recheck, Inc.	Finance	2/1/2012 - 1/31/2013	Last option
Heating and/or Air Conditioner Repair	1/31/2016	American Commercial & Residential Services, LLC	Various	2/4/2014 - 1/31/2015	1 - 1 year option
Janitorial Services - Water Center, Phase II Education Building	1/31/2017	Best Corporation, Inc. dba ServiceMaster by Best	Public Works & Utilities	2/1/2014 - 1/31/2015	Last option
Liquid Phosphate	1/31/2017	Carus Corporation	Public Works & Utilities	2/1/2014 - 1/31/2015	Last option
Medical Bill Review Services	1/31/2017	CorVel Corporation	Finance	2/1/2015 - 1/31/2016	3 - 1 year options
Predco Saddles & Saddle Tees	1/31/2017	HD Supply Waterworks, Ltd.	Public Works & Utilities	2/11/2014 - 1/31/2015	Last option
Pre-Employment Psychological Testing and Fit-For-Duty Assessment Services	1/31/2017	River Park Psychology Consultants, LLC	Police	2/1/2015 - 1/31/2016	2 - 1 year options
Private Lot Cleanup	1/31/2017	H. D. Mills & Sons, Inc.	Metropolitan Area Building & Construction Department	2/3/2015 - 1/31/2016	1 - 1 year option
Private Lot Cleanup	1/31/2017	T&G Mowing & Excavating, Inc.	Metropolitan Area Building & Construction Department	2/3/2015 - 1/31/2016	1 - 1 year option
Sewer High Pressure Cleaning Hose	1/31/2017	Key Equipment and Supply Company	Public Works & Utilities	1/26/2015 - 1/31/2016	1 - 1 year option
Stakes, Paddles and Wedges	1/31/2017	J & S Wood Enterprises, Inc.	Public Works & Utilities	2/1/2014 - 1/31/2015	Last option
Street Light Maintenance & Repair (City Owned)	1/31/2017	Phillips Southern Electric Co., Inc.	Public Works & Utilities	3/1/2014 - 1/31/2015	Last option
Waste, Infectious Container Disposal/Pickup	1/31/2017	Kansas Medical Waste Service LLC	Police	2/1/2014 - 1/31/2015	Last option

**PROFESSIONAL CONTRACTS UNDER \$50,000
JANUARY 2016**

VENDOR NAME	DOCUMENT NO	DOCUMENT TITLE	AMOUNT		
Baughman Co.	PO541250	Engineering Consulting	15,400.00		

**ANNUAL MAINTENANCE CONTRACTS OVER \$50,000
DIRECT PURCHASE ORDERS FOR JANUARY 2016**

VENDOR NAME	DOCUMENT NO	DOCUMENT TITLE	AMOUNT		

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council Members

SUBJECT: Nuisance Abatement Assessments, Cutting Weeds (All Districts)

INITIATED BY: Metropolitan Area Building and Construction Department

AGENDA: Consent

Recommendation: Approve the assessments and place the ordinance on first reading.

Background: The Metropolitan Area Building and Construction Department (MABCD) supports neighborhood maintenance and improvement through abatement of nuisances under Titles 7 and 8 of the City Code. State law and local ordinances allow the City to clean-up private properties that are in violation of environmental standards after proper notification is sent to the responsible party. A private contractor performs the work and the MABCD bills the cost to the property owner.

Analysis: State law and City ordinance allow placement of the mowing costs as a special property tax assessment if the property owner does not pay. Payment has not been received for the nuisance abatements in question and the MABCD is requesting permission for the Department of Finance to process the necessary special assessments.

Financial Considerations: Nuisance abatement contractors are paid through budgeted appropriations from the City's General Fund. Owners of abated property are billed for the contractual costs of the abatement. If the property owner fails to pay, these charges are recorded as a special property tax assessment against the property. Nuisance abatements to be placed on special assessments are listed on the attached property list.

Legal Considerations: The ordinance has been reviewed and approved as to form by the Law Department.

Recommendation/Action: It is recommended that the City Council approve the proposed assessments and place the ordinance on first reading.

Attachments: Property List for Special Assessments and Ordinance.

<u>PIN #</u>	<u>Geo Code#</u>	<u>Address / Location</u>	<u>Amount</u>	<u>District</u>
00099038	A 0002300UP	2805 N Woodland Ave	\$140.00	6
00100855	A 015640001	V/L SE of E 11th St N & N Market St	\$140.00	6
00102776	A 032460001	2547 N Waco Ave	\$140.00	6
00102896	A 03349	2757 N Jackson Ave	\$140.00	6
00103775	A 04225	1111 N Perry Ave	\$140.00	6
00107384	A 07053	1801 S Broadway Ave	\$140.00	3
00107505	A 07168	2002 S Waco Ave	\$140.00	3
00107673	A 07316	1955 S Main St	\$140.00	3
00107765	A 07397	1955 S Broadway Ave	\$140.00	3
00107999	A 07612	V/L S of 1625 S Palisade Ave	\$140.00	3
00108667	A 08102	2704 N Wellington Pl	\$140.00	6
00108776	A 08187	2035 S Palisade Ave	\$140.00	3
00109214	A 08538	311 W Lincoln St	\$140.00	3
00110054	A 09115	1523 W 17th St N	\$140.00	6
00113225	A 13237	3114 N Jackson St	\$140.00	6
00114505	A 14416	850 W 33rd St N	\$140.00	6
00120200	B 01617	1632 N Emporia Ave	\$140.00	6
00120807	B 021440001	2023 N Topeka Ave	\$160.00	6
00121093	B 02432	341 N Cleveland Ave	\$140.00	1
00121448	B 02772	805 N Mathewson Ave	\$140.00	1
00121563	B 02861	V/L E of 1405 E 9th St N	\$140.00	1
00121627	B 02918	530 N Cleveland Ave	\$140.00	1
00121736	B 03021	V/L N of 935 N Ohio Ave	\$140.00	1
00121769	B 03053	1207 E 9th St N	\$140.00	1
00121925	B 03191	520 N Washington Ave	\$140.00	1
00121929	B 03195	2nd V/L S of 529 N Wabash Ave	\$140.00	1
00121934	B 03200	V/L S of 529 N Wabash Ave	\$140.00	1
00121987	B 03253	541 N Ohio Ave	\$140.00	1
00122008	B 03265	1237 N Mathewson Ave	\$140.00	1
00122039	B 032830001	1202 N Mathewson Ave	\$140.00	1
00122057	B 03299	V/L N of 1204 N Cleveland Ave	\$140.00	1
00122077	B 03310001A	1343 N Pennsylvania Ave	\$140.00	1
00122144	B 033230001	1030 N Cleveland Ave	\$140.00	1
00122146	B 03325	1034 N Cleveland Ave	\$140.00	1
00122153	B 03331	1108 N Cleveland Ave	\$160.00	1
00122164	B 03342	1045 N Mathewson Ave	\$160.00	1
00122166	B 033420002	V/L N of 1045 N Mathewson Ave	\$160.00	1
00122172	B 03345	V/L S of 1329 N Mathewson Ave	\$140.00	1
00122174	B 03347	V/L W of 1126 N Mathewson Ave	\$160.00	1
00122217	B 033870001	V/L N of 1131 N New York Ave	\$160.00	1
00122233	B 03402	V/L E of 1121 N New York Ave	\$160.00	1
00122318	B 03468	V/L S of 1357 N Indiana Ave	\$140.00	1
00122328	B 03478	1305 N Indiana Ave	\$140.00	1
00122399	B 03542000A	V/L N of 1240 N Wabash Ave	\$140.00	1
00122426	B 03564	1217 N Wabash Ave	\$140.00	1
00122456	B 03593	1115 N Cleveland Ave	\$160.00	1

00122469	B 03604	1028 N Indiana Ave	\$140.00	1
00122473	B 03608	1041 N Cleveland Ave	\$140.00	1
00122478	B 03613	1020 N Indiana Ave	\$140.00	1
00122481	B 03616	1019 N Cleveland Ave	\$140.00	1
00122509	B 03642	1015 N Ohio Ave	\$140.00	1
00122527	B 03661	V/L N of 1040 N Wabash Ave	\$140.00	1
00122641	B 03727	1502 E 15th St N	\$140.00	1
00123813	B 047300001	918 S Topeka Ave	\$140.00	3
00124429	B 05283	1538 S Emporia Ave	\$140.00	3
00124486	B 05338	1230 S Emporia Ave	\$140.00	3
00124833	B 05648	1949 S Mosley Ave	\$140.00	3
00125003	B 05791000A	1834 S Santa Fe Ave	\$140.00	3
00125372	B 06049	2042 S Mosley Ave	\$140.00	3
00125418	B 060820001	2001 S Santa Fe Ave	\$140.00	3
00126053	B 06538	201 S Lulu Ave	\$140.00	1
00126132	B 06610	212 S Greenwood Ave	\$140.00	1
00126157	B 06635	241 S Hydraulic Ave	\$140.00	1
00126539	B 06996	703 S Hydraulic Ave	\$140.00	1
00126540	B 06997	711 S Hydraulic Ave	\$140.00	1
00126588	B 07033	702 S Greenwood Ave	\$140.00	1
00127833	B 08170	1501 S Hydraulic Ave	\$140.00	1
00128605	B 08694	1050 N Ohio Ave	\$140.00	1
00128606	B 08695	1058 N Ohio Ave	\$140.00	1
00128860	B 088140010	2332 S Saint Francis Ave	\$140.00	3
00128988	B 08876	1146 N Wabash Ave	\$140.00	1
00128996	B 08883	1133 N Wabash Ave	\$140.00	1
00130018	B 09773	2420 S Ida Ave	\$140.00	3
00130197	B 099750001	2526 S Ida Ave	\$140.00	3
00130769	B 10522	2825 S Pattie Ave	\$140.00	3
00131436	B 11194	3350 S Broadway Ave	\$140.00	3
00132271	B 119460001	3939 S Hydraulic Ave	\$140.00	3
00132773	B 13097	410 E 43rd St S	\$140.00	3
00133133	B 13428	1412 E Idlewild St	\$140.00	3
00133149	B 13443	1319 E Idlewild St	\$140.00	3
00133324	B 13617	5441 S Mead Ave	\$140.00	3
00134347	C 00010	413 N Kansas Ave	\$140.00	1
00134697	C 00148	427 N Piatt Ave	\$140.00	1
00134783	C 00178	V/L N of 402 N Minnesota Ave	\$140.00	1
00135106	C 00304	342 N Madison Ave	\$140.00	1
00135436	C 00498	134 N Madison Ave	\$140.00	1
00135596	C 00619	514 N Ash St	\$140.00	1
00135606	C 00628	V/L N of 610 N Ash St	\$140.00	1
00135752	C 007480003	1155 N Ash Ave	\$140.00	1
00135760	C 00748002G	1128 N Piatt Ave	\$140.00	1
00135844	C 00770	1030 N Ash Ave	\$140.00	1
00135902	C 008180001	1123 N Spruce Ave	\$280.00	1
00135916	C 00828	1108 N Madison Ave	\$140.00	1
00135918	C 00830	1102 N Madison Ave	\$140.00	1

00136102	C 00970	1325 N Madison Ave	\$140.00	1
00136125	C 00992	1343 N Kansas Ave	\$140.00	1
00136128	C 00995	V/L E of 1319 N Hydraulic Ave	\$140.00	1
00136176	C 01033	1347 N Minnesota Ave	\$140.00	1
00136265	C 01098	V/L N of 1446 N Piatt Ave	\$140.00	1
00136344	C 011460001	1504 N Ash Ave	\$140.00	1
00136545	C 012640001	V/L N of 1425 N Grove Ave	\$140.00	1
00136580	C 012830001	1701 N Minnesota Ave	\$140.00	1
00136616	C 013000001	V/L S of 1652 N Hydraulic Ave	\$140.00	1
00136629	C 01307	1636 N Kansas Ave	\$140.00	1
00136644	C 01315	1662 N Minneapolis Ave	\$140.00	1
00136697	C 01344	1527 N Minnesota Ave	\$140.00	1
00136739	C 013670001	1451 N Minnesota Ave	\$140.00	1
00136764	C 013720002	1447 N Piatt Ave	\$140.00	1
00136904	C 014120001	1909 N Spruce Ave	\$140.00	1
00136958	C 014320001	1827 N Grove Ave	\$140.00	1
00137009	C 014470001	1906 N Minneapolis Ave	\$140.00	1
00137159	C 01487	V/L S of 2058 N Kansas Ave	\$140.00	1
00138370	C 025050001	2518 E Mossman Ave	\$140.00	1
00138446	C 02552	606 N Estelle Ave	\$140.00	1
00138491	C 02595	630 N Green St	\$140.00	1
00138501	C 02605	525 N Green St	\$140.00	1
00138556	C 026460002	V/L S of 647 N Poplar St	\$140.00	1
00138597	C 02680	V/L on SW of N Volutsia & E 9th St N	\$140.00	1
00138640	C 02699	2617 E Mossman Ave	\$140.00	1
00138657	C 02704000B	2652 E 8th St N	\$140.00	1
00138693	C 02729	V/L N of 1333 N Poplar Ave	\$140.00	1
00138722	C 02748000A	2nd V/L N of 1332 N Poplar Ave	\$140.00	1
00138744	C 02766	V/L S of 1156 N Poplar Ave	\$140.00	1
00138781	C 02799	1348 N Green St	\$140.00	1
00138786	C 02804	1322 N Green St	\$140.00	1
00138835	C 02852	V/L on SE of E 13th St N & N Estelle	\$140.00	1
00139000	C 03002	1105 N Chautauqua Ave	\$140.00	1
00139010	C 03011	1322 N Chautauqua Ave	\$140.00	1
00139014	C 03015	V/L NE of E 12th St N & N Chautauqua	\$140.00	1
00139016	C 03017	V/L S of 3003 E 12th St N	\$140.00	1
00139024	C 03024	V/L S of 1212 N Chautauqua	\$140.00	1
00139029	C 03027001A	1106 N Chautauqua Ave	\$140.00	1
00139132	C 03121	1030 N Poplar Ave	\$140.00	1
00139134	C 03123	1036 N Poplar Ave	\$140.00	1
00139144	C 03131	1055 N Green St	\$140.00	1
00139161	C 03144	1013 N Estelle Ave	\$140.00	1
00139162	C 03145	V/L S of 1021 N Estelle Ave	\$140.00	1
00139163	C 03146	1021 N Estelle Ave	\$140.00	1
00139268	C 032270002	1628 N Erie Ave	\$140.00	1
00139290	C 032400001	1621 N Chautauqua Ave	\$140.00	1
00139291	C 03241	1627 N Chautauqua Ave	\$140.00	1
00139372	C 032980001	1722 N Lorraine Ave	\$140.00	1

00139374	C 03300	V/L S of 1738 N Lorraine Ave	\$140.00	1
00139375	C 03301	1738 N Lorraine Ave	\$140.00	1
00139380	C 03305	1601 N Hillside Ave	\$140.00	1
00139610	C 03516	1457 N Estelle Ave	\$140.00	1
00139620	C 03526	2612 E 13th St N	\$140.00	1
00139628	C 03534	1st V/L N of 1422 N Estelle Ave	\$140.00	1
00139678	C 03563	1610 N Grove Ave	\$140.00	1
00140840	C 04635	1618 N Fairmount Ave	\$140.00	1
00140995	C 04743000A	1946 N Volutsia Ave	\$140.00	1
00141401	C 05121	136 S Minneapolis Ave	\$140.00	1
00141428	C 05143	1444 S Hydraulic Ave	\$140.00	1
00141430	C 05145	1502 S Hydraulic Ave	\$140.00	1
00141719	C 05420	124 S Volutsia Ave	\$140.00	1
00141746	C 054460001	130 S Volutsia Ave	\$140.00	1
00150643	C 06294	704 S Green St	\$140.00	1
00152675	C 08056	633 S Green St	\$140.00	1
00152933	C 08303	1134 S Hydraulic Ave	\$140.00	1
00153799	C 09099	1251 N Grove Ave	\$140.00	1
00155382	C 10499000C	602 N Oliver Ave	\$140.00	1
00155501	C 10575	625 N Ridgewood Dr.	\$140.00	1
00156296	C 11111000V	1204 N Oliver Ave	\$140.00	1
00156464	C 111770005	4806 E Mount Vernon Rd	\$140.00	3
00157064	C 11439	252 S Pinecrest Ave	\$140.00	1
00157578	C 11958	2026 E Random Rd	\$140.00	1
00157590	C 11970	2233 E Mossman Ave	\$140.00	1
00157916	C 12286000A	729 S Terrace Dr.	\$140.00	3
00157940	C 12295	736 S Crestway Ave	\$140.00	3
00157975	C 12300007B	757 S Oliver Ave	\$140.00	3
00158458	C 12753	1542 N Volutsia Ave	\$140.00	1
00158996	C 13303	V/L W of 2509 E Stadium Dr.	\$140.00	1
00158997	C 13304	2509 E Stadium Ave	\$140.00	1
00159022	C 13335	2410 E 20th St N	\$140.00	1
00159062	C 13387	2001 N Green Ave	\$140.00	1
00159086	C 13415	2015 N Volutsia Ave	\$140.00	1
00159481	C 13748	916 N Harding Ave	\$140.00	1
00159622	C 13887	1562 N Harvard Ave	\$140.00	1
00159649	C 13914	1537 N Matlock Dr.	\$140.00	1
00159743	C 14015	2527 E Murdock Ave	\$140.00	1
00160360	C 14397	1239 N Oliver Ave	\$140.00	1
00160505	C 14539	810 S Dellrose Ave	\$140.00	3
00160623	C 14712	938 N Old Manor Rd	\$140.00	1
00160635	C 14724	909 N Parkwood Ln	\$140.00	1
00161743	C 16183	4832 E Morris Ct	\$140.00	3
00162262	C 16545	2017 N Madison Ave	\$140.00	1
00162264	C 16547	2027 N Madison Ave	\$140.00	1
00163191	C 17420	1838 S Bleckley Dr.	\$140.00	3
00164762	C 19100	V/L W of 1732 E Looman St	\$140.00	1
00164763	C 19101	1732 E Looman St	\$140.00	1

00165818	C 202250001	1681 N Kenmar Dr.	\$140.00	1
00165912	C 20321	1508 N Pershing Ave	\$140.00	1
00165923	C 20332	1557 N Oliver Ave	\$140.00	1
00166477	C 21062	2338 N Poplar Ave	\$140.00	1
00166481	C 21066	2314 N Poplar Ave	\$280.00	1
00166657	C 21273	2547 N Minnesota Ave	\$140.00	1
00166852	C 21467	840 S Lexington Rd	\$140.00	3
00167783	C 22255	3205 S Clifton Ave	\$192.50	3
00167895	C 22405	2738 S Rose Marie Ct	\$140.00	3
00168218	C 22702	2713 S El Rancho Rd	\$140.00	3
00168762	C 23221	2311 S Belmont Ave	\$140.00	3
00168999	C 23455	2029 S Oliver Ave	\$140.00	3
00169086	C 23546	4401 E Clark St	\$140.00	3
00169141	C 23601	4300 E Kinkaid St	\$140.00	3
00169610	C 24152	2378 S Erie Ave	\$140.00	3
00170104	C 24668	2320 N Volutsia Ave	\$140.00	1
00171258	C 258700001	6130 E Calvin Dr.	\$140.00	3
00171372	C 25986	1129 N Parkwood Ln	\$140.00	1
00171440	C 26058	2902 E Conamore St	\$149.00	3
00171457	C 260660001	2921 S Volutsia Ave	\$140.00	3
00171708	C 26256	901 S Apache Dr.	\$140.00	2
00172197	C 26772	2336 S Pershing Ave	\$140.00	3
00172687	C 272410002	2625 N Hillside Ave	\$140.00	1
00173254	C 27837	7814 E Watson St	\$140.00	2
00174433	C 29086	2621 S Roosevelt St	\$140.00	3
00174812	C 29458	V/L S of 2861 S Roosevelt St	\$140.00	3
00175077	C 29715	V/L N of 3065 S Yale St	\$140.00	3
00176472	C 31163	2531 N Dellrose Ave	\$155.00	1
00177873	C 32744	4802 E Arlene St	\$140.00	1
00178780	C 33930	1st V/L E of 2749 N Dellrose Ave	\$140.00	1
00178781	C 33931	2nd V/L E of 2749 N Dellrose Ave	\$140.00	1
00178782	C 33932	3rd V/L E of 2749 N Dellrose Ave	\$140.00	1
00178783	C 33933	4th V/L E of 2749 N Dellrose Ave	\$140.00	1
00178784	C 33934	5th V/L E of 2749 N Dellrose Ave	\$140.00	1
00178785	C 33935	6th V/L E of 2749 N Dellrose Ave	\$140.00	1
00179338	C 34462	2934 S Bunker Hill Dr. #3	\$140.00	3
00179531	C 34687	643 S Greenwich Rd	\$149.00	2
00180992	C 36086	7002 E Zimmerly St	\$140.00	2
00183460	C 38249	1849 S White Oak Cir	\$140.00	2
00185023	C 394680001	2445 N Charlotte St	\$140.00	1
00187058	C 41096	2428 S Dalton St	\$140.00	2
00189006	C 42759	8505 E Hurst St	\$140.00	2
00191123	C 44324	3780 N Rushwood Ct	\$140.00	1
00193983	C 46925	1626 S Shiloh St	\$140.00	2
00194324	C 47250	8910 E Cessna St	\$140.00	2
00194327	C 47253	9002 E Cessna St	\$140.00	2
00194330	C 47256	2422 S Gatewood St	\$140.00	2
00196385	C 49166	10624 E Bluestem St	\$140.00	2

00199044	D 00557	340 S Elizabeth Ave	\$140.00	4
00199521	D 00777	829 S Elizabeth Ave	\$140.00	4
00199552	D 00790	830 S Fern Ave	\$140.00	4
00199564	D 00796	802 S Fern Ave	\$140.00	4
00199568	D 007970001	V/L S of 724 S Fern Ave	\$140.00	4
00199738	D 00881	731 S Vine Ave	\$140.00	4
00200006	D 01106	543 S Richmond Ave	\$140.00	4
00200059	D 01148	830 S Richmond Ave	\$140.00	4
00200765	D 01786	411 W University Ave	\$140.00	4
00201041	D 02033	924 W Dayton Ave	\$140.00	4
00201054	D 020450001	724 W Dayton Ave	\$140.00	4
00201617	D 02561	502 S Meridian Ave	\$140.00	4
00201838	D 02715	1317 S Vine St	\$140.00	4
00202050	D 0283903AA	1841 S Bonn Ave	\$140.00	4
00202163	D 02943	2nd V/L N of 1315 S Bonn St	\$140.00	4
00202164	D 02944	1311 S Bonn St	\$140.00	4
00202283	D 030350001	1322 S Saint Clair Ave	\$140.00	4
00202664	D 03295	921 S Hiram Ave	\$140.00	4
00202675	D 03304	1118 S Hiram Ave	\$140.00	4
00202718	D 033290001	1110 S Bonn St	\$140.00	4
00203818	D 041070001	122 N Sedgwick St	\$140.00	6
00203963	D 04240	2233 W Saint Louis St	\$140.00	6
00204561	D 04755	1242 S Elizabeth Ave	\$140.00	4
00205032	D 050400002	538 N Edwards Ave	\$140.00	6
00205102	D 05087	434 N Edwards Ave	\$140.00	6
00205270	D 05172	3020 W 2nd St N	\$140.00	6
00205713	D 05510	1736 S Dodge Ave	\$140.00	4
00205727	D 055140001	1735 S Dodge Ave	\$140.00	4
00205765	D 055420001	1602 S Elizabeth Ave	\$140.00	4
00206101	D 05805	325 N Elizabeth St	\$140.00	6
00206152	D 05854	502 W Lincoln St	\$149.00	4
00208096	D 07320000E	821 N Saint Paul Ave	\$140.00	6
00209325	D 08438	745 N Custer Ave	\$140.00	6
00209508	D 08611	438 N Tracy St	\$140.00	6
00209727	D 08778000B	136 N Sabin St	\$140.00	6
00210538	D 09362	1312 N Gow Ave	\$149.00	6
00210660	D 09481	438 N Baehr St	\$140.00	6
00210761	D 09581	4629 W 2nd St N	\$140.00	6
00211345	D 100520001	V/L N of 124 S Clara St	\$140.00	4
00211370	D 100770001	111 S Clara St	\$140.00	4
00211789	D 10650	1016 W 30th St S	\$140.00	3
00212487	D 11316	313 N Bebe St	\$140.00	6
00214176	D 12982	2321 W Greenfield St	\$140.00	4
00214448	D 13249	2428 W Sunnybrook Rd	\$140.00	4
00214482	D 13283	2409 W Southgate St	\$140.00	4
00214631	D 13450	2915 S Bonn Ave	\$140.00	4
00215017	D 13843	2409 S Osage Ave	\$140.00	4
00215668	D 14491	1857 N High St	\$140.00	6

00217541	D 16298	3306 W 32nd St S	\$140.00	4
00219043	D 17820	801 N Doris St	\$280.00	6
00219059	D 17839	2321 W 34th St S	\$140.00	4
00219364	D 18113	629 N Hoover Ave	\$140.00	6
00219587	D 18320	V/L NW of W 8th St N & N Bayshore St	\$140.00	5
00219637	D 18361	5820 W Murdock Ave	\$140.00	5
00219681	D 18388	730 N Eisenhower Ave	\$280.00	5
00220167	D 18612	V/L W of 3312 W Murdock Ave	\$140.00	6
00222757	D 21782	345 S Meadowhaven St	\$140.00	4
00223016	D 22075	201 S Ridge Rd	\$140.00	5
00223626	D 22684	7416 W Dorsey Ave	\$140.00	5
00226144	D 25320	4537 S Elizabeth Ave	\$140.00	4
00228159	D 27294	800 W Davis Dr.	\$140.00	4
00232967	D 31561	V/L S of 1816 N Meridian Ave	\$140.00	6
00240419	D 38250	V/L E of 4302 W Del Sienna St	\$149.00	6
00242307	D 39644	11007 W 1st St N	\$140.00	5
00246241	D 43340	1457 S 119th St W	\$149.00	4
00250125	D 47113	9025 W Chartwell Cir	\$140.00	5
00341713	D 49239	1926 S Prescott Cir	\$140.00	4
00455635	D 51279	5518 S Charles St	\$140.00	4
00456149	D 51300	3405 S Meridian Ave	\$170.00	4
00462438	C 52793	V/L E of 114 N Jackson Heights Ct	\$140.00	2
00462439	C 52794	1st V/L W of 126 N Jackson Heights Ct	\$140.00	2
00470093	C 53196	9002 E Creed St	\$140.00	2
00483389	D 54020	V/L S of 4613 S Edwards Cir	\$140.00	4
00483393	D 54024	V/L N of 4620 S Edwards Cir	\$140.00	4
00484332	B 14905	925 E 57th St S	\$149.00	3
00484536	C 55149	7022 S Lorraine St	\$149.00	3
00484570	C 55181	2314 E Winchester St	\$155.00	3
00485051	D 54060	5663 S Broadway Ave	\$140.00	4
00499471	D 55705	3930 W MacArthur Rd	\$149.00	4
00500057	D 56214	3610 S Hoover Ct	\$140.00	4
00514603	D 57072	V/L N of 7453 W 33rd St N	\$149.00	5
00528572	C 59302	V/L W of 718 S Spring Hollow Dr.	\$140.00	2
00534532	B 15015	V/L N of 5401 S Pattie St	\$140.00	3
00534550	B 15033	1603 E Mona St	\$140.00	3
00534583	B 15065	V/L N of 5522 S Victoria Ct	\$140.00	3
00569349	D 62292	3rd V/L W of 1008 W 50th St S	\$140.00	4
00569350	D 62293	2nd V/L W of 1008 W 50th St S	\$140.00	4
00569355	D 62298	V/L E of 1000 W 50th St S	\$140.00	4
00569456	D 62391	V/L E of 1009 W 50th St S	\$140.00	4
		TOTAL	\$46,702.50	

Published in the Wichita Eagle on **February 19, 2016**

ORDINANCE NO. 50-

AN ORDINANCE MAKING A SPECIAL ASSESSMENT TO PAY FOR
THE COST OF **CUTTING WEEDS** IN THE CITY OF WICHITA, KANSAS.

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

SECTION 1. That the sums set opposite the following lots, tracts, pieces and parcels of land or ground, herein specified, be and the same are hereby levied to pay the cost of cutting weeds in the City of Wichita, Kansas in the year 2016:

Legal of Parcel in Benefit District	Assessment
S 75 FT OF N 1319.49 FT OF E 188.5 FT OF E 15 A GOVT. LOT 4 NW 1/4 SEC 5-27-1E	140.00
LOTS 246-248 EXC E 45 FT MARKET ST. HYDE & FERRELL'S ADD.	140.00
LOTS 522-524-526 JEWETT NOW WACO AVE. ROSENTHALS SUB.	140.00
LOTS 1-3-5 & N 20 FT LOT 7 JACKSON AVE. MC TAGGART'S ADD.	140.00
LOTS 153-155 PERRY AVE. RIVERSIDE ADD.	140.00
LOTS 98-100 LAWRENCE AVE. ENGLISH'S 7TH. ADD.	140.00
LOTS 41-43 WACO AVE. ENGLISH'S 9TH. ADD.	140.00
LOTS 38-40 MAIN ST. ENGLISH'S 9TH. ADD.	140.00
LOTS 33-35 LAWRENCE AVE. ALAMEDA PARK ADD.	140.00
LOTS 17-19 PALISADE AVE. EUREKA OR ROCK ISLAND ADD.	140.00
LOTS 131-132 & W 12 1/2 FT LOT 133 NORTH LAWN ADD.	140.00
LOTS 1-3 PALISADE AVE. FAIR GROUNDS 2ND. ADD.	140.00
LOT 3 EXC ST OGDEN'S ADD.	140.00
LOT 11 EXC W 2 FT BLOCK 3 RIVERSIDE RANCH 2ND. ADD.	140.00
LOT 32 BYRON SMITH ADD.	140.00
W 79.15 FT E 554.08 S 250 FT LOT 21 WALNUT GROVE ADD.	140.00
LOTS 131-133 EMPORIA ST EAGLE ADD	140.00
N 36.71 FT OF LOT 9 TOPEKA AVE. NINETEENTH ST. ADD.	160.00
LOT 44 EXC S 2 FT CLEVELAND AVE. MATHEWSON'S 3RD. ADD.	140.00
LOTS 6-8 ALLEN'S ADD.	140.00
LOT 19 & E 18 FT LOT 20 FRISCO NOW 9TH. ST. TILFORD'S 2ND. ADD.	140.00
LOTS 20-21 SHIRK'S ADD.	140.00
LOTS 17-19 OHIO AVE. MOORE'S ADD.	140.00
LOTS 2-4 MOORE'S 2ND. ADD.	140.00
N 50 FT W 1/2 LOT 3 PEARCE & VAN TILBURGH'S ADD.	140.00
N 50 FT E 1/2 LOT 3 PEARCE & VAN TILBURGH'S ADD.	140.00
S 50 FT E 1/2 LOT 5 PEARCE & VAN TILBURGH ADD.	140.00
LOTS 35-37-39 CARPENTER'S ADD.	140.00
LOTS 60-62-64 GRANVILLE PARK ADD.	140.00
LOTS 189-191 GRANVILLE PARK ADD.	140.00
LOTS 85-87 GRANVILLE PARK ADD.	140.00

LOTS 208-210 GRANVILLE PARK ADD.	140.00
LOTS 19-21 CLEVELAND AVE. GETTO'S ADD.	140.00
LOTS 27-29 CLEVELAND AVE. GETTO'S ADD.	140.00
LOTS 55-57 CLEVELAND AVE. GETTO'S ADD.	160.00
LOTS 28-30 ALLEN NOW MATHEWSON AVE. GETTO'S ADD.	160.00
LOTS 32-34-36-38 ALLEN NOW MATHEWSON AVE. GETTO'S ADD.	160.00
LOTS 60-62 ALLEN NOW MATHEWSON AVE. GETTO'S ADD.	140.00
LOTS 68-70 ALLEN NOW MATHEWSON AVE. GETTO'S ADD. EXEMPT 535-7	160.00
LOTS 76-78 NEW YORK AVE. GETTO'S ADD.	160.00
LOTS 59-61-63-65 EXC CANAL & EXC BEG 87 FT E SW COR LOT 59 NWLY TO PT 65 FT E NW COR LOT 65 E 24.96 FTSELY TO PT 27.77 FT E OF BEG W TO BEG FOR CC-15010 NEW YORK AVE. GETTO'S ADD.	160.00
LOTS 5-7 CHERRY NOW INDIANA AVE. BURLEIGH'S 3RD. ADD.	140.00
S 16 2/3 FT LOT 43 & N 16 2/3 FT LOT 45 INDIANA AVE. BURLEIGH'S 3RD. ADD.	140.00
LOTS 62-64 WABASH AVE. BURLEIGH'S 3RD. ADD.	140.00
LOTS 81-83 WABASH AVE. BURLEIGH'S 3RD. ADD.	140.00
LOTS 11-13 PRIEST'S ADD.	160.00
LOT 16 SHEARER & HOOVER'S ADD.	140.00
N 44 FT LOT 7 SHEARER & HOOVER'S ADD.	140.00
LOTS 2-4 & N 16 FT LOT 6 VREELANDS ADD	140.00
LOT 1 & N 11 FT LOT 3 VREELANDS ADD	140.00

SECTION 2. That the sums set opposite the following lots, tracts, pieces and parcels of land or ground, herein specified, be and the same are hereby levied to pay the cost of cutting weeds in the City of Wichita, Kansas in the year 2016:

Legal of Parcel in Benefit District	Assessment
N 15 FT LOT 13-ALL LOT 15 WABASH ADD.	140.00
LOTS 44-46-48 WABASH ADD.	140.00
LOTS 42-44 & VAC 5 FT ADJ ON S & 1/2 VAC ALLEY ADJ ON N 15TH ST IN VAC. SPRING GROVE 2ND. ADD.	140.00
LOTS 86-88 BLOCK 8 ORME & PHILLIPS ADD.	140.00
N 64 FT W1/2 LOT 32 ZIMMERLY'S ADD.	140.00
S 1/2 LOT 30- ALL LOT 32 EMPORIA AVE. ZIMMERLY'S 2ND. ADD.	140.00
LOTS 181-183 RANSON & KAY'S 2ND. ADD.	140.00
S 10 FT LOT 26-ALL LOTS 28-30 BLOCK 9 ALLEN & SMITH'S ADD.	140.00
LOTS 33-35 LEVY ST. SUB.	140.00
LOTS 45-47 MULINIX & ALDEN'S SUB.	140.00
LOTS 33-35-37-39 LULU AVE. HYDE'S ADD.	140.00
S 10 FT LOT 42-ALL LOTS 44-46 FANNIE AVE. HYDE'S ADD.	140.00
LOTS 67-69 HYDRAULIC AVE. HYDE'S ADD.	140.00
S 5 FT LOT 249 ALL LOT 251 & N 20 FT LOT 253 BURR'S 2ND. ADD.	140.00
S 5 FT LOT 253-ALL LOTS 255-257 BURR'S 2ND. ADD.	140.00
S .37 FT OF W 86.6 FT LOT 84 & W 86.6 FT LOT 86 & W 86.6 FT OF N 16 FT LOT 88 FANNIE NOW GREENWOOD ROSS ADD.	140.00
LOTS 49-51 HYDRAULIC AVE. MC CORMICK'S ADD.	140.00
LOTS 42-44 WABASH 2ND. ADD.	140.00
LOTS 46-48 WABASH 2ND. ADD.	140.00
ALL LOTS 50-52 & N 10 FT LOT 54 ST. FRANCIS AVE. STOUGH'S ADD.	140.00
BEG 358 FT E & 176.5 FT S NW COR SW1/4 NE1/4 S 37 1/2 FT E 137 FT N 37 1/2 FT W 137 FT TO BEG EXC CC A-12766 SEC 16-27-1E	140.00
BEG 187 FT S & 165 FT E NW COR SW 1/4 NE 1/4 E 145 FT S 60 FT W 145 FT N TO BEG SEC 16-27-1E	140.00

LOTS 16-18-20 IDA AVE WABASH AVE. SUB.	140.00
LOTS 78-80 WABASH AVE WABASH AVE SUB.	140.00
LOT 5 BLOCK 5 SCHRADER BROS. 2ND. ADD.	140.00
W 105 FT N 100 FT LOT 7 EXC HWY ROBBINS ADD.	140.00
N 98 FT LOT 10 MILL'S ADD.	140.00
LOT 5 EXC CC A-76777 O. R. HIGGS ADD.	140.00
LOT 29 BLOCK B PINWOOD ESTATES ADD.	140.00
LOT 4 BLOCK C PINWOOD ESTATES ADD.	140.00
LOT 5 BLOCK G RIVERSIDE SECOND ADDITION	140.00
LOTS 35-37 VENICE NOW KANSAS AVE. MC CAMPBELL'S ADD.	140.00
LOTS 23-25 BUTLER & FISHER'S 2ND. ADD.	140.00
LOTS 40-42 BUTLER & FISHER'S 2ND. ADD.	140.00
LOT 5 BUSCH'S SUB.	140.00
LOT 35 LOCUST NOW MADISON AVE. PARK PLACE ADD.	140.00
LOTS 6-8 ASH ST. STITES BROS. 2ND. ADD.	140.00
LOTS 46-48 ASH ST. STITES BROS. 2ND. ADD.	140.00
N 75 FT E 1/2 LOT 4 TARLTONS 2ND. ADD.	140.00
S 50 FT N 350 FT W 1/2 LOT 4 TARLTONS 2ND. ADD.	140.00
LOTS 22-24 NORRIS NOW ASH ST. SOLOMONS 2ND. ADD.	140.00
LOTS 29-31 TENTH ST. ADD.	280.00
LOTS 38-40 TENTH ST. ADD.	140.00
LOTS 46-48 TENTH ST. ADD.	140.00
LOTS 114-116 & N 8 FT LOT 118 MADISON AVE. ELEVENTH ST. ADD.	140.00
LOTS 7-8 ROSENTHAL'S 2ND. ADD.	140.00
LOTS 17-18-19 ROSENTHAL'S 2ND. ADD.	140.00
LOTS 118-119 ROSENTHAL'S 2ND. ADD.	140.00
LOTS 146-148-150 PIATT AVE. LOGAN ADD.	140.00
LOTS 136-138-140 SHORT NOW ASH ST. LOGAN ADD.	140.00

SECTION 3. That the sums set opposite the following lots, tracts, pieces and parcels of land or ground, herein specified, be and the same are hereby levied to pay the cost of cutting weeds in the City of Wichita, Kansas in the year 2016:

Legal of Parcel in Benefit District	Assessment
LOTS 163-165 GROVE ST. LOGAN ADD.	140.00
LOTS 43-45 BLOCK 2 KANSAS ADD.	140.00
LOTS 55-57-59 BLOCK 5 KANSAS ADD.	140.00
LOTS 64-66 BLOCK 6 KANSAS ADD.	140.00
LOTS 48-50 BLOCK 7 KANSAS ADD.	140.00
LOTS 25-27 BLOCK 2 OHIO ADD.	140.00
LOTS 51-53 BLOCK 7 OHIO ADD.	140.00
LOTS 55-57 BLOCK 8 OHIO ADD.	140.00
LOTS 38-40 SPRUCE ST. STOUT'S ADD.	140.00
LOTS 72-74 TYLER NOW GROVE STOUT'S ADD.	140.00
LOTS 138-140 BLOCK 11 PENNSYLVANIA ADD.	140.00
LOTS 56-58 KANSAS AVE. PARKVIEW ADD.	140.00
E 52 FT W 78 FT S 1/2 LOT 7 FRISCO NOW 9TH. ST. MOSSMAN'S ADD.	140.00
LOTS 38-40 ESTELLE AVE. MOSSMAN'S 2ND. ADD.	140.00
LOTS 50-52-54 ALICE NOW GREEN ST. MOSSMAN'S 2ND. ADD.	140.00
N 20 FT LOT 9-ALL LOT 11 ALICE NOW GREEN ST. MOSSMAN'S 2ND. ADD.	140.00
N 9 FT LOT 61-ALL LOT 63 & S 20 FT LOT 65 MONA NOW POPLAR AVE MOSSMAN'S 2ND. ADD.	140.00
LOTS 1-2 EIDE ADD	140.00
E 5 FT LOT 9-ALL LOT 11 & W 18.18 FT LOT 13 ALICE'S SUB.	140.00

E 17 FT LOT 34-ALL LOT 36 & W 6 FT LOT 38 ALICE'S SUB.	140.00
LOTS 15-17-19 MONA NOW POPLAR ST FAIRMOUNT PARK ADD.	140.00
LOTS 14-16 MONA NOW POPLAR ST. FAIRMOUNT PARK ADD	140.00
LOTS 102-104 MONA NOW POPLAR ST. FAIRMOUNT PARK ADD.	140.00
LOTS 10-12 GREEN ST. FAIRMOUNT PARK ADD.	140.00
LOTS 30-32 ALICE NOW GREEN FAIRMOUNT PARK ADD.	140.00
W1/2 LOT 2-4-6-8 EXC N 20 FT LOT 2 EXC TH PT DEEDED FOR ROW CC# AA CV 2741 MAPLE AVE NOW ESTELLE AVE FAIRMOUNT PARK ADD	140.00
LOTS 105-107-109 EXC S 7 1/2 FT LOT 109 CHAUTAUQUA AVE. FAIRMOUNT PARK ADD.	140.00
LOTS 30-32 MT. OLIVE NOW CHAUTAUQUA AVE. FAIRMOUNT PARK ADD.	140.00
LOTS 46-48 MT. OLIVE NOW CHAUTAUQUA AVE. FAIRMOUNT PARK ADD.	140.00
LOTS 54-56 MT OLIVE NOW CHAUTAUQUA AVE FAIRMOUNT PARK ADD	140.00
LOTS 90-92 MT OLIVE NOW CHAUTAUQUA AVE FAIRMOUNT PARK ADD	140.00
S1/2 LOT 106-ALL LOT 108 CHAUTAUQUA AVE FAIRMOUNT PARK ADD.	140.00
LOTS 23-25-27 BLOCK 2 ESTERBROOK PARK ADD.	140.00
LOTS 33-35 BLOCK 2 ESTERBROOK PARK ADD.	140.00
LOTS 42-44 BLOCK 2 ESTERBROOK PARK ADD.	140.00
LOT 12 & S 10 FT LOT 14 BLOCK 3 ESTERBROOK PARK ADD.	140.00
N 15 FT LOT 14-ALL LOT 16 BLOCK 3 ESTERBROOK PARK ADD.	140.00
LOTS 18-20 BLOCK 3 ESTERBROOK PARK ADD.	140.00
LOTS 22-24 MT. VERNON NOW ERIE AVE. WOODRIDGE PLACE ADD.	140.00
LOTS 17-19 CHAUTAUQUA AVE. WOODRIDGE PLACE ADD.	140.00
LOTS 21-23 CHAUTAUQUA AVE. WOODRIDGE PLACE ADD.	140.00
LOTS 66-68 LORRAINE AVE. WOODRIDGE PLACE ADD.	140.00
LOTS 74-76 LORRAINE AVE. WOODRIDGE PLACE ADD.	140.00
LOTS 78-80 LORRAINE AVE. WOODRIDGE PLACE ADD.	140.00
LOTS 1-3 HILLSIDE AVE. WOODRIDGE PLACE ADD.	140.00
LOTS 1-3 GOETHE NOW ESTELLE AVE. ROSE HILL ADD.	140.00
W 1/2 LOT2 41-43-45-47 EXC S 5 FT LOT 47 FT ST ESTELLE AVE ROSE HILL ADD	140.00
LOTS 26-28 ESTELLE AVE. ROSE HILL ADD.	140.00
LOTS 10-12 TYLER NOW GROVE AVE. FAIRMOUNT ORCHARDS ADD.	140.00
LOTS 74-76-78 FAIRMOUNT AVE. FAIRMOUNT ADD.	140.00

SECTION 4. That the sums set opposite the following lots, tracts, pieces and parcels of land or ground, herein specified, be and the same are hereby levied to pay the cost of cutting weeds in the City of Wichita, Kansas in the year 2016:

Legal of Parcel in Benefit District	Assessment
LOTS 9-11 BLOCK 1 COLLEGE TERRACE ADD.	140.00
LOTS 26-28 GRACE NOW MINNEAPOLIS AVE. BLACK'S ADD.	140.00
LOTS 44-46 WALTER MORRIS ADD.	140.00
LOTS 52-54 WALTER MORRIS ADD.	140.00
LOTS 50-52 VOLUTSIA AVE. ALLENS SUB IN RICHLAND 2ND. ADD.	140.00
LOTS 46-48 VOLUTSIA AVE. THE ELLA SUB.	140.00
LOTS 6-8 AVE I NOW GREEN SECOND SUNNY-SIDE ADD.	140.00
LOTS 51-53 GREEN ST DIXON'S ADD	140.00
LOTS 18-20 & 1/2 VAC ALLEY ADJ HYDRAULIC AVE D B MEYER ADD	140.00
LOTS 5-7 BISHOP ADD.	140.00
LOTS 50-51-52 BLOCK 4 EAST HIGHLANDS ADD.	140.00
LOTS 13-14 BLOCK 10 EAST HIGHLANDS ADD.	140.00
N 51 FT E 140 FT W 180 FT S 132 FT N 1320 FT NW1/4 EXC W 40 FT ST SEC 13-27-1E	140.00

BEG 35 FT N SW COR NW 1/4 E 330 FT N 264 FT W 330 FT S 264 FT TO BEG EXC SEWER ROW CC A-35290 & EXC CC A-43699 FOR ST & EXC BEG 35 FT N & 50 FT E SW COR NW 1/4 TH N 20 FT SELY 28.3 FT M/L TO PT N OF ROW LI W ALG ROW LI 20 FT TO BEG SEC 36-27-1E	140.00
S 20 FT LOT 20-ALL LOT 22 BLOCK 2 BONTZ ADD.	140.00
LOT 23 BLOCK 3 PARKMORE ADD.	140.00
LOT 6 BLOCK 4 PARKMORE ADD.	140.00
S 12 1/2 FT LOT 71-ALL LOT 73 & N 18.75 FT LOT 75 WALL NOW TERRACE DR. BLUE GRASS SUB.	140.00
LOTS 78-80 EAST NOW CRESTWAY AVE. BLUE GRASS SUB.	140.00
S 50 FT E 136 FT LOT 24 EXC PT DEEDED TO CITY BLOCK E BROWN'S SUB. OF COLLEGE HILL ADD.	140.00
LOT 7 GRAHAM-PRATER SUB. NO. 2	140.00
E 47 FT LOT 6 & W 25 FT LOT 7 BLOCK 5 SHADYBROOK ADD.	140.00
E 30 FT LOT 7 & W 42 FT OF LOT 8 BLOCK 5 SHADYBROOK ADD.	140.00
W 39 FT LOT 38 & E 38 FT LOT 39 BLOCK 5 SHADYBROOK ADD.	140.00
E 70 FT LOT 5 BLOCK 9 SHADY BROOK ADD.	140.00
LOT 9 EXC N 5 FT & N 25 FT LOT 10 BLOCK 11 SHADYBROOK ADD.	140.00
LOT 9 BLOCK 3 EAST HIGHLAND NORTH ADD.	140.00
LOT 5 BLOCK F YALE HEIGHTS ADD.	140.00
LOT 18 BLOCK G YALE HEIGHTS ADD.	140.00
LOT 30 PARKMORE 2ND. ADD.	140.00
LOTS 9-10 BLOCK 8 COUNTRY CLUB HEIGHTS ADD.	140.00
LOT 2 OLIVER HEIGHTS ADD.	140.00
LOT 7 BLOCK 3 COUNTRY SIDE ADD.	140.00
LOT 19 BLOCK 3 COUNTRY SIDE ADD.	140.00
LOT 17 BLOCK C EASTWOOD VILLAGE ADD.	140.00
LOT 16 BLOCK 3 BUILDERS 2ND. ADD.	140.00
LOT 18 BLOCK 3 BUILDERS 2ND. ADD.	140.00
LOT 8 BLOCK 2 BUILDERS 3RD. ADD.	140.00
LOT 14 BLOCK 2 J. WALTER ROSS ADD.	140.00
LOT 15 BLOCK 2 J. WALTER ROSS ADD.	140.00
ELY 1 1/2 FT LOT 26 - ALL LOT 27 BLOCK 3 KEN-MAR ADD.	140.00
LOT 13 BLOCK 7 KEN-MAR ADD.	140.00
LOT 2 BLOCK 8 KEN-MAR ADD.	140.00
LOT 9 BLOCK V AUDREY MATLOCK HEIGHTS 1ST. ADD.	140.00
LOT 17 BLOCK V AUDREY MATLOCK HEIGHTS 1ST. ADD.	280.00
LOT 15 BLOCK 3 DETWILER'S ADD.	140.00
LOT 4 BLOCK 6 PRAIRIE PARK ADD.	140.00
BEG NE COR NW 1/4 NW 1/4 S 266 FT W 327.52 FT N 266 FT E 327.52 FT TO BEG EXC N 40 FT FOR RD SEC 11-28-1E	192.50
LOT 12 BLOCK 6 CLASSEN PARKED ADD.	140.00
W 55 FT E 80 FT LOT 13 BLOCK 9 PAWNEE RANCH ADD.	140.00

SECTION 5. That the sums set opposite the following lots, tracts, pieces and parcels of land or ground, herein specified, be and the same are hereby levied to pay the cost of cutting weeds in the City of Wichita, Kansas in the year 2016:

Legal of Parcel in Benefit District	Assessment
S 46 FT LOT 3 & N 18 FT LOT 4 BLOCK 3 ELM HEIGHTS ADD.	140.00
LOT 11 EXC N 45 FT OLIVER ST. EDGETOWN PARK ADD.	140.00
LOT 21 MEADOWLARK 3RD. ADD.	140.00
LOT 42 MEADOWLARK 4TH. ADD.	140.00

LOT 21 EXC S 50 FT & LOT 22 BLOCK D MAPLEWOOD ADD.	140.00
LOT 80 EXC E 30 FT FOR ST. HILLSIDE GARDENS ADD.	140.00
W 50 FT RESERVE EXC N 110 FT BLOCK 4 PURCELL'S 8TH. ADD.	140.00
LOT 2 & N 15 FT LOT 3 BLOCK 4 LAMBSDALE ADD.	140.00
LOT 6 BUTLER'S 2ND. ADD.	149.00
N 78.5 FT LOT 14 EXC W 17 FT BUTLER'S 2ND. ADD.	140.00
LOT 20 BLOCK 5 EASTRIDGE SEVENTH ADD.	140.00
LOT 4 STEVENS ADD.	140.00
S 95 FT LOT 1 BLOCK 1 FISHER'S, E A ADD	140.00
LOT 18 BLOCK 13 EASTRIDGE 11TH. ADD.	140.00
LOT 16 BLOCK G PLANEVIEW SUB. NO. 1	140.00
LOT 18 BLOCK A PLANEVIEW SUB. NO. 2	140.00
LOT 51 BLOCK F PLANEVIEW SUB. NO. 2	140.00
LOT 2 & 1/30 UND. INT. IN PARK & LAKE FACILITY BLOCK D WILLOW LAKE ESTATES ADD.	155.00
LOT 20 BLOCK 3 PRAIRIE HILLS ADD.	140.00
LOT 5 BLOCK 8 GREENBRIAR MANOR ADD.	140.00
LOT 6 BLOCK 8 GREENBRIAR MANOR ADD.	140.00
LOT 7 BLOCK 8 GREENBRIAR MANOR ADD.	140.00
LOT 8 BLOCK 8 GREENBRIAR MANOR ADD.	140.00
LOT 9 BLOCK 8 GREENBRIAR MANOR ADD.	140.00
LOT 10 BLOCK 8 GREENBRIAR MANOR ADD.	140.00
LOT 24 BLOCK B WASHINGTON HEIGHTS ADD.	140.00
LOT 13 EXC TH PT BEG NE COR THEREOF TH S ALG W ROW LI GREENWICH RD 101.5 FT W 9.7 FT NWLY 101.76 FT E 17.31 FT TO BEG EAST KELLOGG ACRES ADDITION	149.00
LOT 25 BLOCK 1 EASTLINK VILLAGE ADD.	140.00
LOT 1 BLOCK 3 CEDAR LAKES VILLAGE 4TH. ADD.	140.00
LOT 6 EXC S .7 FT BLOCK 1 WOODLAWN PLACE 4TH. ADD.	140.00
LOT 3 BLOCK 3 OAK KNOLL ADD.	140.00
LOT 1 BLOCK 8 OAK KNOLL 2ND. ADD.	140.00
LOT 5 BLOCK 2 BRUSH CREEK ADD.	140.00
LOT 5 BLOCK 3 SMITHMOOR FIRST ADD.	140.00
LOT 5 BLOCK 2 TOWNE PARC ADD.	140.00
LOT 8 BLOCK 2 TOWNE PARC ADD.	140.00
LOT 11 BLOCK 2 TOWNE PARC ADD.	140.00
LOT 8 BLOCK A SMITHMOOR 3RD. ADD.	140.00
N 1/2 LOT 8-ALL LOT 10 & S 3 1/2 FT LOT 12 ELIZABETH AVE. LAWRENCE'S 4TH. ADD.	140.00
LOT 33 & S 15 FT LOT 35 ELIZABETH AVE. LAWRENCE'S 7TH. ADD.	140.00
LOTS 30-32 FERN AVE LAWRENCE'S 7TH ADD.	140.00
LOTS 52-54 FERN AVE LAWRENCE'S 7TH ADD.	140.00
W 60 FT LOTS 56-58 FERN AVE. LAWRENCE'S 7TH. ADD.	140.00
LOTS 43-45-47 EXC N 12.5 FT LOT 47 VINE ST. LAWRENCE'S 7TH ADD.	140.00
LOTS 351-353 PHILLIPS NOW RICHMOND AVE. MARTINSON'S 5TH. ADD.	140.00
LOTS 410-412 PHILLIPS NOW RICHMOND AVE. MARTINSON'S 5TH. ADD.	140.00
E 20 FT LOT 18 & W 20 FT LOT 19 UNIVERSITY AVE WINNE'S ADD.	140.00
LOTS 41-43 DAYTON AVE GLENDALE ADD.	140.00
LOTS 101-103 DAYTON AVE GLENDALE ADD.	140.00
LOTS 16-18 MERIDIAN AVE. MAPLE ST. ADD.	140.00

SECTION 6. That the sums set opposite the following lots, tracts, pieces and parcels of land or ground, herein specified, be and the same are hereby levied to pay the cost of cutting weeds in the City of Wichita, Kansas in the year 2016:

Legal of Parcel in Benefit District	Assessment
LOTS 13-15 BLOCK D WHEELER'S ADD.	140.00
LOTS 34-36 BLOCK L SOUTH UNIVERSITY PLACE ADD	140.00
LOT 9 BLOCK J SHEARMAN'S ADD.	140.00
LOT 11 BLOCK J SHEARMAN'S ADD.	140.00
LOTS 15-17-19 ST. CLAIR AVE STILES & SMITH'S ADD.	140.00
LOTS 1-3 HIRAM AVE GARFIELD ADD.	140.00
LOTS 24-26 HIRAM AVE GARFIELD ADD.	140.00
S 50 FT LOTS 99-101-103-105 LINCOLN NOW IRVING ST. GARFIELD 2ND. ADD.	140.00
LOTS 30-32 WEST DOUGLAS AVE ADD.	140.00
LOTS 59-61 TILLMAN NOW ST LOUIS AVE. KIRKPATRICK'S ADD.	140.00
S 12 1/2 FT LOT 22 & ALL LOTS 24-26 BLOCK 17 REPLAT PT OF JOHN MC CORMICK'S ADD.	140.00
S 20 FT LOT 16 & ALL LOT 18 & N 5 FT LOT 20 BLOCK 13 J.O. DAVIDSON'S 2ND. ADD.	140.00
LOTS 18-20 BLOCK 16 J.O. DAVIDSON'S 2ND. ADD.	140.00
EVEN LOTS 42 TO 52 INC. & 1/2 VAC ALLEY ADJ ON E BLOCK 23 J O DAVIDSON'S 2ND. ADD.	140.00
LOTS 76-78 DODGE AVE BLOCK N PRINCESS ADD	140.00
LOT 79 & N 1/2 LOT 81 ROBERTS NOW DODGE BLOCK M PRINCESS ADD	140.00
LOTS 2-4 EXC E 40 FT ELIZABETH AVE BLOCK C PRINCESS ADD	140.00
LOTS 13-15 ELIZABETH AVE. WALTER MORRIS & SON'S 3RD. ADD.	140.00
LOTS 8-9 EXC S 5 FT LOT 9 SOUTHWEST BOULEVARD ADD.	149.00
LOT 71 SIM PARK GARDENS ADD.	140.00
LOTS 45-47 BLOCK 8 SIMPSONS ADD.	140.00
S 1/2 LOT 4 EXC E 30 FT DED FOR ST BLOCK 10 PARKWILDE ADD.	140.00
LOTS 15-17 SABIN ST SABINS SUB IN PARKWILDE ADD.	140.00
LOT 27 GOW ACRES ADD.	149.00
LOTS 21-22 BLOCK 5 ORCHARD PARK ADD.	140.00
LOT 24 BLOCK 10 ORCHARD PARK ADD.	140.00
S 127 FT LOT 4 BLOCK B WESTBREEZE 2ND. ADD.	140.00
S 104.82 FT LOT 1 BLOCK C WESTBREEZE 2ND ADD	140.00
LOT 4 ROBSON HEIGHTS 2ND.	140.00
LOT 8 BLOCK 3 FRUITVALE PARK ADD.	140.00
LOT 7 BLOCK 8 1ST. ADD. TO SOUTHWEST VILLAGE	140.00
LOT 30 BLOCK 4 2ND. ADD. TO SOUTHWEST VILLAGE	140.00
LOT 4 BLOCK 6 2ND. ADD. TO SOUTHWEST VILLAGE	140.00
LOT 21 BLOCK 12 2ND. ADD. TO SOUTHWEST VILLAGE	140.00
LOT 17 BLOCK 3 LEONARD POWELL ADD.	140.00
LOT 20 BLOCK 1 SUNSET HEIGHTS ADD.	140.00
LOT 9 BLOCK 17 4TH. ADD. TO SOUTHWEST VILLAGE	140.00
LOT 7 BLOCK F BARNETT'S ADD.	280.00
LOT 14 & E 7 1/2 FT LOT 15 HATCHER-GOMEZ ADD.	140.00
S 125 FT N 375 FT LOT 4 CENTRAL ACRES	140.00
LOT 1 BLOCK 1 AVERY ADD.	140.00
LOT 8 EXC E 1/2 BLOCK 5 AVERY ADD.	140.00
W 136 FT LOT 8 BLOCK B WEST CENTRAL GARDENS ADD.	280.00
LOT 5 REEVES 2ND. ADD.	140.00
LOT 3 WESTWOOD ADD.	140.00

LOT 11 BLOCK C WESTVIEW ADD.	140.00
LOT 9 BLOCK 11 COUNTRY ACRES 2ND. ADD.	140.00
LOT 13 BLOCK 6 PURCELL'S 11TH. ADD.	140.00
LOT 20 BLOCK A DAVIS-WALKER ADD.	140.00

SECTION 7. That the sums set opposite the following lots, tracts, pieces and parcels of land or ground, herein specified, be and the same are hereby levied to pay the cost of cutting weeds in the City of Wichita, Kansas in the year 2016:

Legal of Parcel in Benefit District	Assessment
LOT 3 ADAMS-SCHNEIDER ADDITION	140.00
LOT 1 ABOUD 2ND. ADDITION	149.00
LOT 18 BLOCK 4 OAK CLIFF ESTATES 3RD. ADD.	140.00
S 56 FT LOT 6 & ALL LOT 7 & EXC TH PT TKN FOR ROW BLEDSOE ADD	149.00
LOT 24 BLOCK 1 STERLING FARMS 2ND. ADD.	140.00
LOT 11 BLOCK 3 LARK 3RD. ADD.	140.00
LOT 20 BLOCK C SIMMONS PARK ADD.	140.00
LOT 4 EXC BEG 192.73 FT S NE COR SAID LOT TH S 82.27 FT W 200 FT NW 75.02 FT W 208.42 FT TO CUR ELY ALG NON TANG CUR 327.4 FT E 154.39 FT TO BEG & EXC BEG NE COR SAID LOT TH S 192.73 FT TH W 154.39 FT TO CUR SWLY ALG CUR 327.4 FT W 173.07 FT N 245 FT E 650.02 FT TO BEG BLOCK 1 SOUTH YMCA ADDITION	170.00
LOT 2 GARDEN MEADOW ADD.	140.00
LOT 3 GARDEN MEADOW ADD.	140.00
LOT 9 BLOCK 2 TOWNE PARC 7TH ADD.	140.00
LOT 10 BLOCK 6 ANGEL ACRES ADD.	140.00
LOT 14 BLOCK 6 ANGEL ACRES ADD.	140.00
LOT 65 MIDLAND PARK ADD.	149.00
LOT 2 BLOCK 5 APPLEWOOD FARMS ADD.	149.00
LOT 1 BLOCK 1 HUNTINGTON POINTE ADD.	155.00
BEG NE COR LOT 4 S 140 FT W 60 FT S20 FT W TO RR ROW NW ALG ROW TO NW COR LOT 4 E 195.4 FT TO BEG EXC E 33.5 FT CC # 82C1174 FOR ST VANDALE ADD	140.00
LOT 1 BLOCK A PRETTY PRAIRIE ADD.	149.00
LOT 6 BLOCK 1 WHEATLAND PLACE 2ND. ADD.	140.00
LOT 6 BLOCK A RIDGE PORT COMMERCIAL PARK ADD.	149.00
LOT 4 BLOCK 6 CLEAR CREEK ADD.	140.00
LOT 32 BLOCK B RIVENDALE ADD.	140.00
LOT 2 BLOCK C RIVENDALE ADD.	140.00
LOT 34 BLOCK C RIVENDALE ADD.	140.00
LOT 1 BLOCK 1 SYCAMORE POND ADD	140.00
LOT 2 BLOCK 1 SYCAMORE POND ADD	140.00
LOT 7 BLOCK 1 SYCAMORE POND ADD	140.00
LOT 8 BLOCK 4 SYCAMORE POND ADD	140.00

SECTION 8. This ordinance shall take effect and be in force from and after its passage by the city council and publication once in the official City newspaper.

ADOPTED at Wichita, Kansas, this **16th** day of February, **2016**.

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

(SEAL)

Approved as to form:

Jennifer Magana, City Attorney and Director of Law

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council

SUBJECT: Partial Loan Forgiveness Request, Home Repair Program
(District I)

INITIATED BY: Housing and Community Services Department

AGENDA: Consent

Recommendation: Approve the partial loan forgiveness request, provided a sale closes within 90 days, with \$13,750 from an approved sale to be paid to the City, and authorize the necessary signatures.

Background: The Housing and Community Services Department provides loans for home repair and/or rehabilitation assistance through the Home Repair program. In most cases, the loans are zero-interest with payments deferred. Loans can be provided for as little as \$500 for emergency assistance needs and for as much as \$35,000 for whole-house rehabilitation. The current program design was implemented in 2006, and provides for forgiveness of Emergency Assistance and Minor Home Repair deferred loans of less than \$5,000, after a period of five years. Deferred loans of amounts between \$5,000 and \$35,000 provided for whole-house rehabilitation are partially forgiven after a period of five years.

Analysis: On August 23, 2000, a deferred payment loan in the amount of \$27,500 was extended to Henry A. and Lillie I. Bailey, for rehabilitation of their single-family residence located at 1251 N. Lorraine. The loan is secured by a mortgage on the property and includes no forgiveness provisions. Mr. and Mrs. Bailey are deceased and Jeraldine Todd, Mrs. Bailey's sister, is the owner of the property. Ms. Todd is elderly, does not desire to retain ownership of the property and does not have the financial means to continue maintaining it. She listed the property for sale with a licensed real estate agent on October 20, 2015, for \$19,900, as recommended by the agent.

According to the Sedgwick County Appraiser, the value of the property with improvements is \$26,500, and it is designated to be in "Average" condition. The real estate taxes are paid through the first half of 2015. Payment for the second half of the 2015 real estate taxes is not currently due. An inspector from the Housing and Community Services Department's Home Improvement Program recently inspected the home and found it to be in relatively sound condition. However, certain repairs are necessary, in order to bring the property into compliance with the minimum housing code and to maintain the long-term viability of the home. These repairs include grading/drainage modifications, basement/foundation repairs, kitchen cabinet replacement, flooring replacement, painting, electrical and plumbing repairs and replacement of the front and rear porches. Staff estimates the cost of these repairs to be approximately \$24,300. This amount includes installation of a driveway.

Ms. Todd received an offer for \$19,900 on December 27, 2015, and agreed to accept it. Ms. Todd and her family were unaware of the City's mortgage lien until a commitment for title insurance was obtained for the buyer. Ms. Todd would like to proceed with sale of the property, and has requested partial forgiveness of the outstanding City loan. Staff recommends that the owner be allowed to proceed with the sale, so as to minimize the possibility of vacancy for an extended period of time.

Financial Considerations: Under the proposed arrangement, the City will forgive remaining loan balances upon receipt of \$13,750 of the proceeds derived from the sale of the property as recommended by staff. The proceeds of the sale will be used to cover costs associated with the sale, including payment of the real estate commission, closing fees, title insurance, and pro-rated taxes. Net proceeds from the sale are estimated to be \$16,000. There are no general funds involved in the transaction.

Legal Considerations: Upon receipt of its share of the proceeds and forgiveness of outstanding loans, the City will prepare documents necessary to release the mortgage liens on the property, to be filed of record by the closing agent.

Recommendations/Actions: It is recommended that the City Council approve the partial loan forgiveness request, provided a sale closes within 90 days, with \$13,750 from an approved sale to be paid to the City, and authorize the necessary signatures.

Attachments: None.

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council Members

SUBJECT: Request for Deferral under Special Assessment Deferral Program for Storm Water Improvements for Clifton Cove Addition (District III)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve the storm water deferral.

Background: Charter Ordinance 212 provides for deferral of special assessments for storm water drain deferral for certain property for five years. Under the ordinance, the property is eligible if it is platted but not yet served by street pavement (public or private), not in excess of fifty percent (either size and/or lot-count) of the benefit district, and is secured by a letter of credit in the amount of 35% of the storm water drainage project cost.

A request was submitted on January 29, 2016 for the deferral of storm water assessments for the years 2010 – 2014 for the following property, which is 46% of the storm water benefit district (SWD) #269:

Clifton Cove Addition

Lots 1-30, Block A
Lots 1-16, Block B
Lots 1-4, Block C

Analysis: The projects serve Clifton Cove Addition, a residential development. It is expected that all of the tracts will be developed as market conditions improve.

Financial Considerations: The total special assessment amount is \$625,000. The total amount that would be deferred is \$129,095. Each of the assessments would be deferred for five years from the date it was originally due, or until development occurs, whichever comes first.

Legal Considerations: Section 2(c) of Charter Ordinance 212 provides for City Council to authorize a delay in payment of special assessments for a designated period of not to exceed five years, under certain conditions. This property would comply with the conditions of the ordinance.

Recommendation/Actions: It is recommended that the City Council approve the storm water deferral.

Attachment: Deferral application.



Pin No. See Attached
Geo Code No. _____

STORM WATER DEFERRAL

I hereby certify that I am the owner of (legal description of property):

Lots 1-30, Block A. Lots 1-14, Block B
Lots 1-4, Block C, Clepton Cove Addition
(30 Lots)

located in the City of Wichita, Kansas. This is to acknowledge receipt of communication from the City of Wichita that the above property may be eligible for a delay in the payment of special assessments for the construction of STORM WATER DRAIN
(name of public improvement & project number) under the terms of Charter Ordinance No. 212 and Ordinance No. 46-556 and City Council Policy #2 (Financing of Public Improvements).

This is to affirm:

- (1) The property for which the storm water drainage improvements are deferred, is platted and not yet served by street pavement (either public or private).
- (2) The property eligible for the storm water drainage deferral is not in excess of fifty percent (in either size and/or lot count) of the benefit district.

(3) A letter of credit in the amount of 35% of the storm water drainage project cost must be provided per the requirements of the City of Wichita and, for a benefit district utilizing storm water drainage deferral, the release of the letter of credit shall end the deferral period.

I hereby make application for deferral of assessment for Project No. _____.

Name JAY W. RUSSELL

Signature 

Address PO BOX 75337

City WICHITA

State & Zip KS 67275-0337

Signature _____

Filed in the Department of Finance, Debt Management Office, 455 North Main Street, Wichita,

Kansas 67202, on this _____ day of _____, 20_____

CHERYL BUSADA
Debt Coordinator

Return to: City of Wichita
Dept. of Finance/Debt Management
Attention: Duyen Pham
455 N. Main, 12th Floor
Wichita, KS 67202

CLIFTON COVE ADDITION-Undeveloped Lots

Lot, Block	Geo Code	PIN #	AIN Number
Lt 1 Blk A	C-61513	564876	217-26-0-33-05-030.00
Lt 2 Blk A	C-61514	564877	217-26-0-33-05-029.00
Lt 3 Blk A	C-61515	564878	217-26-0-33-05-028.00
Lt 4 Blk A	C-61516	564879	217-26-0-33-05-027.00
Lt 5 Blk A	C-61517	564880	217-26-0-33-05-026.00
Lt 6 Blk A	C-61518	564881	217-26-0-33-05-025.00
Lt 7 Blk A	C-61519	564882	217-26-0-33-05-024.00
Lt 8 Blk A	C-61520	564883	217-26-0-33-05-023.00
Lt 9 Blk A	C-61521	564884	217-26-0-33-05-022.00
Lt 10 Blk A	C-61522	564885	217-26-0-33-05-021.00
Lt 11 Blk A	C-61523	564886	217-26-0-33-05-020.00
Lt 12 Blk A	C-61524	564887	217-26-0-33-05-019.00
Lt 13 Blk A	C-61525	564888	217-26-0-33-05-018.00
Lt 14 Blk A	C-61526	564889	217-26-0-33-05-017.00
Lt 15 Blk A	C-61527	564890	217-26-0-33-05-016.00
Lt 16 Blk A	C-61528	564891	217-26-0-33-05-015.00
Lt 17 Blk A	C-61529	564892	217-26-0-33-05-014.00
Lt 18 Blk A	C-61530	564893	217-26-0-33-05-013.00
Lt 19 Blk A	C-61531	564894	217-26-0-33-05-012.00
Lt 20 Blk A	C-61532	564895	217-26-0-33-05-011.00
Lt 21 Blk A	C-61533	564896	217-26-0-33-05-010.00
Lt 22 Blk A	C-61534	564897	217-26-0-33-05-009.00
Lt 23 Blk A	C-61535	564898	217-26-0-33-05-008.00
Lt 24 Blk A	C-61536	564899	217-26-0-33-05-007.00
Lt 25 Blk A	C-61537	564900	217-26-0-33-05-006.00
Lt 26 Blk A	C-61538	564901	217-26-0-33-05-005.00
Lt 27 Blk A	C-61539	564902	217-26-0-33-05-004.00
Lt 28 Blk A	C-61540	564903	217-26-0-33-05-003.00
Lt 29 Blk A	C-61541	564904	217-26-0-33-05-002.00
Lt 30 Blk A	C-61542	564905	217-26-0-33-05-001.00
Lt 1 Blk B	C-61543	564906	217-26-0-33-07-016.00
Lt 2 Blk B	C-61544	564907	217-26-0-33-07-015.00
Lt 3 Blk B	C-61545	564908	217-26-0-33-07-014.00
Lt 4 Blk B	C-61546	564909	217-26-0-33-07-013.00
Lt 5 Blk B	C-61547	564910	217-26-0-33-07-012.00
Lt 6 Blk B	C-61548	564911	217-26-0-33-07-011.00
Lt 7 Blk B	C-61549	564912	217-26-0-33-07-010.00
Lt 8 Blk B	C-61550	564913	217-26-0-33-07-009.00

Lt 9 Blk B	C-61551	564914	217-26-0-33-07-008.00
Lt 10 Blk B	C-61552	564915	217-26-0-33-07-007.00
Lt 11 Blk B	C-61553	564916	217-26-0-33-07-006.00
Lt 12 Blk B	C-61554	564917	217-26-0-33-07-005.00
Lt 13 Blk B	C-61555	564918	217-26-0-33-07-004.00
Lt 14 Blk B	C-61556	564919	217-26-0-33-07-003.00
Lt 15 Blk B	C-61557	564920	217-26-0-33-07-002.00
Lt 16 Blk B	C-61558	564921	217-26-0-33-07-001.00
Lt 1 Blk C	C-61559	564922	217-26-0-33-06-001.00
Lt 2 Blk C	C-61560	564923	217-26-0-33-06-002.00
Lt 3 Blk C	C-61561	564924	217-26-0-33-06-003.00
Lt 4 Blk C	C-61562	564925	217-26-0-33-06-004.00

**City of Wichita
City Council Meeting
February 9, 2016**

TO: Mayor and City Council

SUBJECT: Union Station Public Improvements (District I)

INITIATED BY: Department of Public Works & Utilities

AGENDA: Consent

Recommendation: Approve the payments.

Background: Union Station, LLC. is in the process of redeveloping the area south of Douglas and west of Rock Island, which includes Union Station.

Analysis: Section 2.8 of the Development Agreement for the project provided that if it was determined during construction of the Project that utilities need to be repaired, modified or replaced, then Developer and City would work together to determine a solution. The Developer has asked the City to fund the necessary public improvements to the area. All work totals \$357,628.71, including \$47,171.47 for paving improvements to Rock Island Street, \$81,401.12 for water service to multiple buildings, \$184,783.45 for drainage improvements across the development, and \$12,124.67 for lighting upgrades. In addition, Phillips Southern Electric completed work directly for the City on the existing signal and lighting systems, including removal of the existing Westar duct bank in conflict with construction, at a cost of \$32,148.

Improvement	Cost
Paving improvements to Rock Island Street	\$47,171.47
Water Service to multiple buildings	\$81,401.12
Drainage improvements	\$184,783.45
Lighting upgrades (Union Station, LLC)	\$12,124.67
Lighting/Signals (Phillips Southern)	\$32,148.00
Total for all improvements:	\$357,628.71

Financial Considerations: The Adopted 2015-2024 Capital Improvement Program (CIP) includes \$2,700,000 in 2016 for improvements to 2nd Street, between Main and Washington. Staff recommends initiating \$375,000 available from this project for payment of the Union Station Public Improvements. The additional funding is for staff administration and oversight costs. Adjustments will be made in the next revision of the CIP to account for the offset.

Legal Considerations: The Law Department reviewed and approved the resolution as to form.

Recommendations/Actions: It is recommended that the City Council approve the payments to Union Station, LLC and Phillips Southern Electric Co., Inc., adopt the resolution and authorize the necessary signatures.

Attachments: Invoices, budget sheet and resolution.

Project Request

CIP Non-CIP CIP YEAR: 2016 CIP #: _____

NEIGHBORHOOD IMPROVEMENT

DEPARTMENT: 13 Public Works & Utilities DIVISION: Engineering RESOLUTION/ORDINANCE #: _____

FUND: 400 Street Improvements SUBFUND: 405 Arterial Paving ENGINEERING REFERENCE #: 472-85275

COUNCIL DISTRICT: 01 Council District 1 DATE COUNCIL APPROVED: 02-09-2016 REQUEST DATE: _____

PROJECT #: 211552 PROJECT TITLE: Union Station Public Improvements

PROJECT DETAIL #: 01 PROJECT DETAIL DESCRIPTION: Union Station Public Improvements

OCA #: 707095 OCA TITLE: Union Station Public Improvements

PERSON COMPLETING FORM: Jennifer Peterson PHONE #: 268-4548

PROJECT MANAGER: Gary Janzen PHONE #: 268-4450

NEW BUDGET REVISED BUDGET

REVENUE

EXPENSE

Object Level 3	Budget	Object Level 3	Budget
9720 G.O. Bonds	\$375,000.00	2999 Contractuals	\$375,000.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00
_____	\$0.00	_____	\$0.00

REVENUE TOTAL: \$375,000.00

EXPENSE TOTAL: \$375,000.00

NOTES:

SIGNATURES REQUIRED

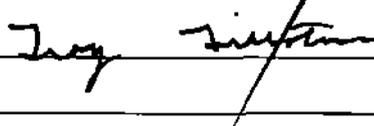
Print Form

DIVISION HEAD: 

DATE: 1/14/16

DEPARTMENT HEAD: _____

DATE: 1/27/16

BUDGET OFFICER: 

DATE: 1/14/16

CITY MANAGER: _____

DATE: _____

RESOLUTION NO. ____ - _____

A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF WICHITA, KANSAS TO PAY THE COSTS OF ACQUIRING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY.

WHEREAS, the City of Wichita, Kansas (the "City") is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, the Governing Body is authorized, pursuant to K.S.A. 13-1024c, as amended by Charter Ordinance No. 156 of the City (the "Act") to issue general obligation bonds of the City without an election for the purpose of paying for the construction, purchase or improvement of any public improvement, including the land necessary therefore, and for the purpose of rebuilding, adding to or extending the same as the necessities of the City may require and for the purpose of paying for certain personal property therefore; and

WHEREAS, the Governing Body hereby finds and determines that it is necessary and advisable to purchase certain public improvements described as follows:

Paving improvements, water service to multiple buildings, drainage improvements across the development and light upgrades to Union Station, south of Douglas and west of Washington (472-85275)

(the "Project") and to provide for the payment of all or a portion of the costs thereof by the issuance of general obligation bonds of the City pursuant to the Act.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:

Section 1. Project Authorization. It is hereby authorized, ordered and directed that the Project be acquired at an estimated cost of **Three Hundred Seventy-Five Thousand Dollars (\$375,000)**.

Section 2. Project Financing. All or a portion of the costs of the Project, interest on financing and administrative and financing costs shall be financed with the proceeds of general 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 adoption of this Resolution, pursuant to Treasury Regulation §1.150-2.

Section 3. Effective Date. This Resolution shall be in full force and effect from and after its adoption by the Governing Body.

ADOPTED by the City Council of the City of Wichita, Kansas, on _____.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:


for Jennifer Magaña, City Attorney and Director of Law

Union Station, LLC
 8111 E. 32nd St., North Ste 101
 KS 67226

Invoice

Date	Invoice #
12/22/2015	97

Bill To
City of Wichita c/o Gary Janzen City Hall 7th Floor 455 N. Main Wichita, KS 67202

Description	Amount
LC Project #7501 - Storm Water Work	
Storm Water work at Meade Street	\$85,377.76
PCO-004R1 - 06/09/15	70,015.54
PCO-004R1-A - 06/29/15	15,362.22
Storm Water work at Terminal - (Section 5)	\$75,566.56
PCO-010R1 - 06/09/15	55,558.18
PCO-010R1-A - 06/29/15	15,035.64
PCO-010R2A - 08/07/15	4,972.74
Douglas Street - City light poles - demo existing duct bank / new conduit	\$12,124. ⁶⁷ 87
PCO-011 - 06/09/15	8,447.39
PCO-011-A - 06/29/15	3,677.28
Water Main Work	\$81,401.12
PCO-018R3 - 08/04/15	75,021.60
PCO-068 - 09/28/15	2,489.00
PCO-079 - 10/28/15	3,890.52
Storm Water line in front of Terminal Building	\$23,839.13
PCO-075 - 10/16/15	23,839.13
Replacement of the East Half of Rock Island Depot	\$47,171.47
PCO-071C - 10/28/15	47,171.47
Total	
\$325,480.71	

Phillips Southern Electric Co., Inc.

650 E. Gilbert St.
Wichita KS 67211
(316) 265-4186

Invoice

Invoice#: 1510500-00
Date: 12/30/2015

Billed To: City of Wichita
Attn: Traffic Engineer
455 N. Main - 7th Floor
Wichita KS 67202

Project: COW Maint - Union Station
Douglas & Rock Island Area Ltg
BP440016

Job No: 1510500

Due Date: 01/29/2016

Terms: 30DY

Order# BP440016

Description	Qty	Price	Amount
Labor, Material & Equipment	1.00	32,148.00	32,148.00

Notes:

Aug 2015 - Dec 2015: Rock Island Street / Union Station

- Troubleshoot and design solution for existing City of Wichita lighting and signal system, to allow for the new construction of Union Station .
- Installed new service and lighting controller.
- Re-worked existing lighting and traffic signal circuits.
- Re-worked existing light poles for voltage change.
- Installed light pole foundations (3 ea.).
- Relocated 3 light poles.
- Provided and installed new fixture arms and LED fixtures (3 ea.).

Union Station

Thank you for your prompt payment!

Non-Taxable Amount:	32,148.00
Taxable Amount:	0.00
Sales Tax:	0.00
Amount Due	32,148.00

RESOLUTION NO. 16-031

A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF WICHITA, KANSAS TO PAY THE COSTS OF ACQUIRING CERTAIN PUBLIC IMPROVEMENTS IN THE CITY.

WHEREAS, the City of Wichita, Kansas (the “City”) is a municipal corporation, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, the Governing Body is authorized, pursuant to K.S.A. 13-1024c, as amended by Charter Ordinance No. 156 of the City (the “Act”) to issue general obligation bonds of the City without an election for the purpose of paying for the construction, purchase or improvement of any public improvement, including the land necessary therefore, and for the purpose of rebuilding, adding to or extending the same as the necessities of the City may require and for the purpose of paying for certain personal property therefore; and

WHEREAS, the Governing Body hereby finds and determines that it is necessary and advisable to purchase certain public improvements described as follows:

Paving improvements, water service to multiple buildings, drainage improvements across the development and light upgrades to Union Station, south of Douglas and west of Washington (472-85275)

(the “Project”) and to provide for the payment of all or a portion of the costs thereof by the issuance of general obligation bonds of the City pursuant to the Act.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:

Section 1. Project Authorization. It is hereby authorized, ordered and directed that the Project be acquired at an estimated cost of **Three Hundred Seventy-Five Thousand Dollars (\$375,000)**.

Section 2. Project Financing. All or a portion of the costs of the Project, interest on financing and administrative and financing costs shall be financed with the proceeds of general 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 adoption of this Resolution, pursuant to Treasury Regulation §1.150-2.

Section 3. Effective Date. This Resolution shall be in full force and effect from and after its adoption by the Governing Body.

ADOPTED by the City Council of the City of Wichita, Kansas, on February 9, 2016.

(SEAL)

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

Jennifer Magaña, City Attorney and Director of Law

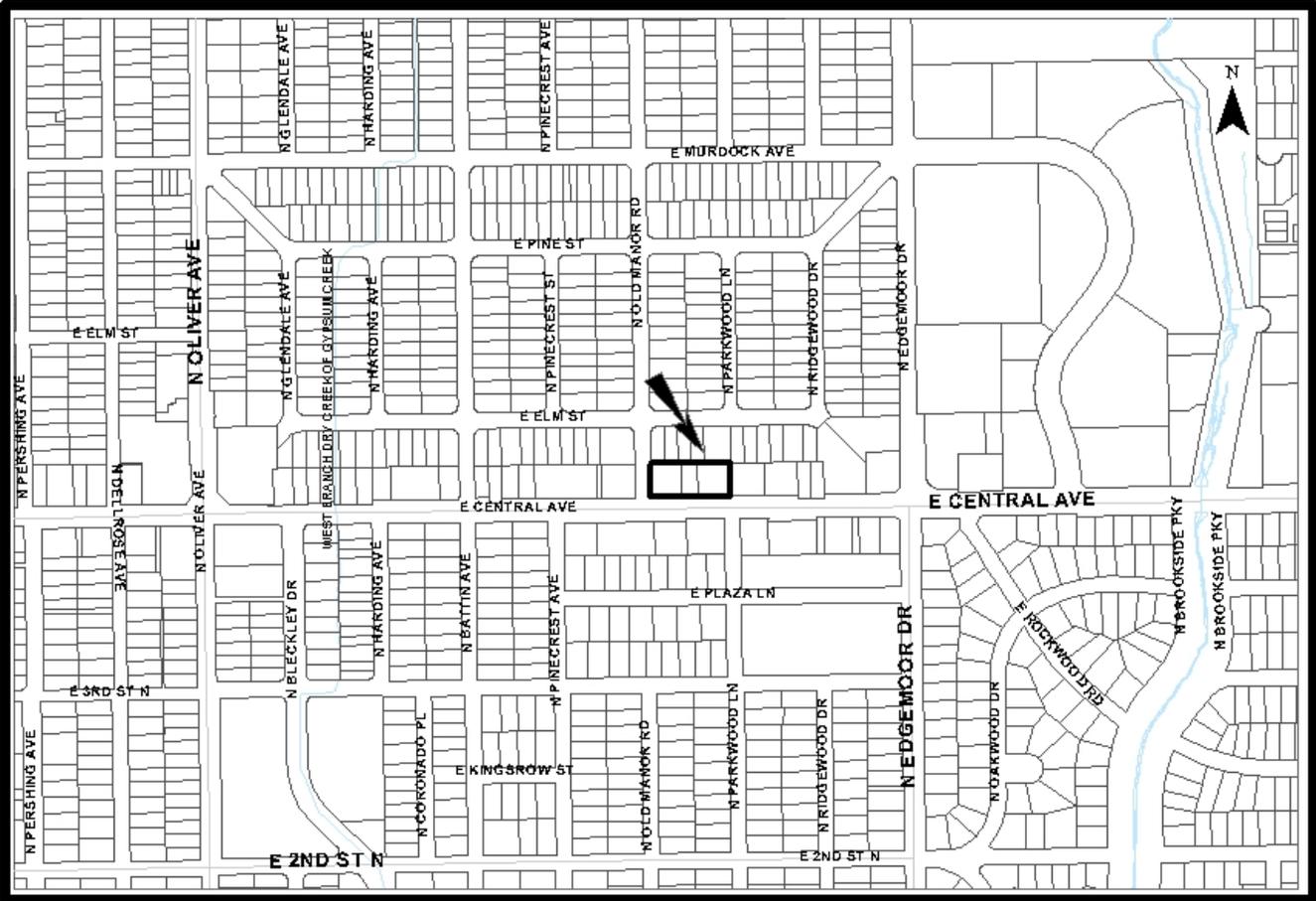
City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council
SUBJECT: ZON2015-00050 – Zone Change from NR Neighborhood Retail (“NR”) to LC Limited Commercial (“LC”) with a Protective Overlay on Property Generally Located at the Northeast Corner of East Central Avenue and Old Manor Road (5308, 5314, 5320, 5326 East Central Avenue) (District I)
INITIATED BY: Metropolitan Area Planning Department
AGENDA: Planning (Consent)

MAPC Recommendation: The MAPC recommended approval of the request (12-1).

DAB Recommendation: District Advisory Board I recommended approval of the request 8-0.

MAPD Staff Recommendation: Metropolitan Area Planning Department staff recommends approval of the request.



Background The applicant requests a rezone from NR Neighborhood Retail (“NR”) to LC Limited Commercial (“LC”) zoning on three lots, 1, 2 and 3; Rebecca Addition (5308, 2314, 5320 and 5326 East Central Avenue) totaling 0.86 acres, located at the northeast corner of East Central Avenue and Old Manor Road. The parcels are currently developed with older quadraplexes, many of the units currently vacant. These three lots are the last remaining residential lots along Central Avenue at this location, between Edgemoor (to the east) and North Pinecrest Street (to the west).

The current neighborhood character is a mix of LC and NR zoned retail, vehicle repair, medical services and personal care services along Central Avenue. The only other residential properties along this corridor are further west down Central Avenue, near Battin Street and backing up to the commercial properties that are located along Central Avenue. The proposed zone change, from NR to LC would require conformance to all property development standards in the Unified Zoning Code.

Property north of the subject site is zoned SF-5 Single-family Residential (“SF-5”) and is developed with single-family residences. Property to the south of the subject site, across Central Avenue, is zoned LC and is developed with a medical service, personal care services and a restaurant. Property to the east of the subject site is zoned NR and is developed with a strip center and retail stores. Property west of the subject site, across Old Manor Road, is zoned LC and is developed with vehicle repair services and a car wash.

Analysis: On January 4, 2016, District Advisory Board I (DAB) reviewed the application and suggested a few revisions to the staff proposed Protective Overlay. Those suggestions are allowing restaurants, drive-thru and drive-ins, prohibiting payday loan operations and allowing LC Limited Commercial signage. DAB I approved the request 9-0.

On January 7, 2016, The Metropolitan Area Planning Commission (MAPC) recommend approval of case, subject to the following provisions of Protective Overlay #303, which incorporated the DAB I recommendations:

- (1) All uses allowed as permitted uses in the LC Limited Commercial (“LC”) zone district except the following: adult bookstores; pawn shops; payday loan operations; funeral home; adult entertainment; convenience stores; hotel or motel; night club; recreation and entertainment, indoor; service station; tavern and drinking establishment; vehicle and equipment sales, outdoor and wireless communication facility;
- (2) The site shall be developed in conformance with code required noise, setback and height standards, zoning screening and buffering and landscaping requirements unless modified by this Protective Overlay;
- (3) No outdoor storage shall be permitted on the site;
- (4) Outdoor lighting on the site shall be restricted to 12 feet in height, including the base, and shall be shielded away from residential zoning;
- (5) Outdoor speakers and sound amplification systems shall not be permitted.
- (6) Access Control will be determined through Traffic Engineering approval.

No protest petitions have been received. The request can be approved with a simple majority vote.

Financial Considerations: Approval of this request will not create any financial obligations for the City.

Legal Considerations: The Law Department has reviewed and approved the ordinance as to form.

Recommendation/Actions: It is recommended that the City Council adopt the findings of the MAPC and approve the Zone Change, subject to the provisions of Protective Overlay #303, and place the ordinance on first reading (simple majority vote).

Attachments: Ordinance, DAB Memo, MAPC minutes

ORDINANCE NO. 50-151

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.

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

SECTION 1. That having received a recommendation from the Planning Commission, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of The Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, the zoning classification or districts of the lands legally described hereby are changed as follows:

Case No. ZON2015-00050

Zone change from NR Neighborhood Retail (“NR”) to LC Limited Commercial (“LC”) with Protective Overlay #303:

- (1) All uses allowed as permitted uses in the LC Limited Commercial (“LC”) zone district except the following: adult bookstores; pawn shops; payday loan operations; funeral home; adult entertainment; convenience stores; hotel or motel; night club; recreation and entertainment, indoor; service station; tavern and drinking establishment; vehicle and equipment sales, outdoor and wireless communication facility;
- (2) The site shall be developed in conformance with code required noise, setback and height standards, zoning screening and buffering and landscaping requirements unless modified by this Protective Overlay;
- (3) No outdoor storage shall be permitted on the site;
- (4) Outdoor lighting on the site shall be restricted to 12 feet in height, including the base, and shall be shielded away from residential zoning;
- (5) Outdoor speakers and sound amplification systems shall not be permitted.
- (6) Access Control will be determined through Traffic Engineering approval.

On property located at the northeast corner of East Central Avenue and Old Manor Road (5308, 5314, 5320 and 5326 E. Central Ave.), described as:

Lots 1, 2 and 3; Rebecca Addition, Wichita, Sedgwick County, Kansas.

SECTION 2. That upon the taking effect of this ordinance, the above zoning changes shall be entered and shown on the "Official Zoning Map" previously adopted by reference, and said official zoning map is hereby reincorporated as a part of the Wichita -Sedgwick County Unified Zoning Code as amended.

SECTION 3. That this Ordinance shall take effect and be in force from and after its adoption and publication in the official City paper.

ADOPTED this 16th day of February, 2016.

Jeff Longwell - Mayor

ATTEST:

Karen Sublett, City Clerk

(SEAL)

Approved as to form: _____
Jennifer Magana, City Attorney and Director of Law



**INTEROFFICE
MEMORANDUM**

TO: MAPC
FROM: Kameelah Alexander, Office of Community Services
SUBJECT: ZON2015-00050 NR Neighborhood Retail (“NR”) to LC Limited Commercial (“LC”)
DATE: January 6, 2016

On Monday, January 4, 2016, the District I Advisory Board considered a request for a rezone from NR Neighborhood Retail (“NR”) to LC Limited Commercial (“LC”) zoning on three lots, 1, 2 and 3; Rebecca Addition (5308, 2314, 5320 and 5326 East Central Avenue) totaling 0.86 acres, located at the northeast corner of East Central Avenue and Old Manor Road. The parcels are currently developed with older quadraplexes, many of the units currently vacant. These three lots are the last remaining residential lots along Central Avenue at this location, between Edgemoor (to the east) and North Pinecrest Street (to the west).

DAB members asked questions on the following items:

- Any opposition from the neighbors
- Can changes be made to the protective overlay

MAPD staff was able to provide satisfactory responses. There were no questions or comments from the general public.

Action Taken: Mayes/Roseboro made a motion to recommend that MAPC approve the Conditional Use request with revisions to the Protective Overlay to remove the prohibited use of “restaurant with drive-up window service or in-vehicle food service” but add “no pay-day loan businesses,” and to remove provision #2. Motion carried 8-0.

**EXCERPT MINUTES OF THE JANUARY 7, 2016 WICHITA-SEDGWICK COUNTY
METROPOLITAN AREA PLANNING COMMISSION HEARING**

Case No.: ZON2015-00050 - F & R Investments (Applicant/Owner) and Kim Edgington (Agent) request a City zone change from NR Neighborhood Retail to LC Limited Commercial on property described as:

Lots 1, 2 and 3, Rebecca Addition to Wichita, Sedgwick County, Kansas.

BACKGROUND: The applicant requests a rezone from NR Neighborhood Retail (“NR”) to LC Limited Commercial (“LC”) zoning on three lots, 1, 2 and 3; Rebecca Addition (5308, 2314, 5320 and 5326 East Central Avenue) totaling 0.86 acres, located at the northeast corner of East Central Avenue and Old Manor Road. The parcels are currently developed with older quadraplexes, many of the units currently vacant. These three lots are the last remaining residential lots along Central Avenue at this location, between Edgemoor (to the east) and North Pinecrest Street (to the west).

The current neighborhood character is a mix of LC and NR zoned retail, vehicle repair, medical services and personal care services along Central Avenue. The only other residential properties along this corridor are further west down Central Avenue, near Battin Street and backing up to the commercial properties that are located along Central Avenue. The proposed zone change, from NR to LC would require conformance to all property development standards in the Unified Zoning Code

Property north of the subject site is zoned SF-5 Single-family Residential (“SF-5”) and is developed with single-family residences. Property to the south of the subject site, across Central Avenue, is zoned LC and is developed with a medical service, personal care services and a restaurant. Property to the east of the subject site is zoned NR and is developed with a strip center and retail stores. Property west of the subject site, across Old Manor Road, is zoned LC and is developed with vehicle repair services and a car wash.

CASE HISTORY: The subject site was platted as Lots 1, 2 and 3; Rebecca Addition on October 15, 1988. Property directly to the west of the subject site, across Old Manor Road, was rezoned to LC from B Multi-family Residential (“B”) (Z-3352) in 2000.

ADJACENT ZONING AND LAND USE:

NORTH:	SF-5	Residential
SOUTH:	LC	Retail, Medical Services, Restaurant
EAST:	NR	Strip Center, Retail Stores
WEST:	LC	Vehicle Repair, Car Wash

PUBLIC SERVICES: The subject property has frontage along East Central Avenue (south side of property), a five-lane (center turn lane), and paved, arterial road with approximately 95-foot of right-of-way at this location. Along the west side of the property runs North Old Manor Road, a two-lane, paved, collector without traffic counts. Public water and sewer service are currently available to the subject property.

CONFORMANCE TO PLANS/POLICIES: The 2030 Wichita Functional Land Use Guide of the Comprehensive Plan identifies this site as appropriate for Local Commercial category of uses. This category of use encompasses areas that contain concentrations of predominantly commercial, office, and personal service uses that do not have a predominately regional market draw. The range of uses includes: medical or insurance offices, auto repair and service stations, grocery stores, florist shops, restaurants and personal service facilities.

The purpose of the requested LC zoning district is to accommodate retail, commercial, office and other complementary land uses. The LC and NR zoning districts are generally compatible with the Local Commercial or Regional Commercial designations of the Wichita-Sedgwick County Comprehensive Plan.

RECOMMENDATION: The request does not introduce LC zoning into this area located north of the East Central Avenue – Old Manor Road intersection, as the property across Old Manor Road from the subject site was recently rezoned from B to LC; Z-3352 and property south of the subject site, across Central Avenue, is also zoned LC. A persistent consideration with the subject site is the possible lack of on-site parking for nonresidential uses. It is reasonable to state that the possible lack of on-site parking would need to be resolved thru off-site parking or a variance.

Based on the information available prior to the public hearing, MAPD staff recommends the application be APPROVED, subject to the following provisions of a Protective Overlay;

- (1) All uses allowed as permitted uses in the LC Limited Commercial (“LC”) zone district except the following: adult bookstores; pawn shops; payday loan operations; funeral home; adult entertainment; convenience stores; hotel or motel; nightclub; recreation and entertainment, indoor; service station; tavern and drinking establishment; vehicle and equipment sales, outdoor and wireless communication facility;
- (2) The site shall be developed in conformance with code required noise, setback and height standards, zoning screening and buffering and landscaping requirements unless modified by this Protective Overlay;
- (3) No outdoor storage shall be permitted on the site;
- (4) Outdoor lighting on the site shall be restricted to 12 feet in height, including the base, and shall be shielded away from residential zoning;
- (5) Outdoor speakers and sound amplification systems shall not be permitted.
- (6) Access Control will be determined through Traffic Engineering approval.

This recommendation is based on the following findings:

- (1) **The zoning, uses and character of the neighborhood:** Property north of the subject site is zoned SF-5 Single-family Residential (“SF-5”) and is developed with single-family residences. Property to the south of the subject site, across Central Avenue, is zoned LC and is developed with a medical service, personal care services and a restaurant. Property to the east of the subject site is zoned NR and is developed with a strip center and retail stores. Property west of the subject site, across Old Manor Road, is zoned LC and is developed with vehicle repair services and a car wash.

- (2) **The suitability of the subject property for the uses to which it has been restricted:** The site could be developed with residential and light commercial uses under the current NR zoning.
- (3) **Extent to which removal of the restrictions will detrimentally affect nearby property:** Rezoning and commercial development could have negative effects on the single-family residences north of the application area. Existing codes would require compatibility setbacks, screening, landscaping, limit noise, and prohibit certain uses within 200 feet of residences.
- (4) **Conformance of the requested change to the adopted or recognized Comprehensive Plan and policies:** The 2030 Wichita Functional Land Use Guide of the Comprehensive Plan identifies this site as appropriate for Local Commercial category of uses. This category of use encompasses areas that contain concentrations of predominantly commercial, office, and personal service uses that do not have a predominately regional market draw. The range of uses includes: medical or insurance offices, auto repair and service stations, grocery stores, florist shops, restaurants and personal service facilities. The purpose of the requested LC zoning district is to accommodate retail, commercial, office and other complementary land uses. The LC and NR zoning districts are generally compatible with the Local Commercial or Regional Commercial designations of the Wichita-Sedgwick County Comprehensive Plan.
- (5) **Impact of the proposed development on community facilities:** Traffic on the existing residential street could increase as a result of the proposed development. The site currently has a curb cut for access to Old Manor Road, a classified local street and two other access points along Central Avenue.

DERRICK SLOCUM, Planning Staff presented the Staff Report. He briefly reviewed changes that were made at the DAB I hearing. He said the PO in the Staff Report prohibited a number of items including a restaurant with drive up service or in vehicle food service. He also mentioned provision #2 limiting signage to what was allowed under NR zoning. He said DAB recommended restaurants with drive ups be removed from the PO restrictions and they also requested that provision #2 be completely eliminated. He said staff and the agent spoke regarding access control and they thought language to the effect that access control would be as approved by Traffic Engineering would be sufficient. He said they do not believe they need five openings along Central Avenue. He said DAB also requested adding that no Pay Day Loan businesses be allowed under provision #1. He said the application was approved by the DAB 8-0 with the changes outlined.

MILLER STEVENS asked what type of signage would be allowed.

SLOCUM said the same as allowed in LC zoning.

RICHARDSON asked what was the reasoning for adding a restaurant but not allowing a Pay Day Loan office.

SLOCUM said he couldn't answer that. He said the agent did want to leave the restaurant option open but the Pay Day Loan request came from the DAB.

JEFF VANZANDT, ASSISTANT CITY ATTORNEY said if a financial institution is authorized in the zoning he doesn't think you can then say except for this type of financial institution whether you like it or not. As an example he said it would be the equivalent of saying churches are allowed, but not Baptists. He said he did not believe you can restrict the specific type of business.

MCKAY asked if the Planning Commission could change the DAB recommendation to say no financial institutions or eliminate it entirely.

VANZANDT commented that the Planning Commission does not have to accept the DAB recommendation. He said the Planning Commission could modify the request to fall in line with the intent.

JOHNSON said he seemed to recall a case at Oliver and Central where the Planning Commission put a restriction that there be no Pay Day Loans.

VANZANDT admitted that it has been done in past and so far it has not been challenged. He said he would have a hard time defending that in court. He said Pay Day Loans are a legal business recognized by the state.

DOOL asked doesn't LC zoning include restaurants with drive up windows so if this is approved as LC zoning isn't that automatically included.

SLOCUM explained that the original PO prohibited that use.

KIM EDGINGTON, 2532 NORTH CARDINAL DRIVE, AGENT FOR THE APPLICANT said the applicant is fine with restricting Pay Day Loans as a use; however, they would prefer not to restrict all financial institutions to leave open some options. She said they are also asking that restaurants with drive thru service be removed from the PO restrictions. She added that they would like to keep the signage to what would be allowed in LC zoning.

MOTION: To approve subject to staff recommendation and take out restrictions in PO regarding drive thru restaurants and restaurants with in-vehicle food service, let the applicant voluntarily restrict Pay Day Loans and allow LC restrictions on signage.

JOHNSON moved, **GOOLSBY** seconded the motion, and it carried (12-1).
TODD – No.

CHAIR NEUGENT asked for a legal opinion on letting the applicant voluntarily restrict Pay Day Loan operations.

VANZANDT said anyone can voluntarily put restrictions on their property. He said he didn't want the applicant to feel they were compelled to because of the DAB recommendation.

Background: The 0.70 acre application area is currently zoned SF-5 Single-Family Residential (SF-5), with a small square area of GO General Office (“GO”) at the extreme southeast part of the application area. These three lots have remained vacant since platting in 1950. The applicant also owns the LC Limited Commercial (LC) zoned lot west of the site, developed with a strip retail commercial use. The applicant proposes to expand their banking operation located 400 feet to the northwest of the subject site and requests a zone change request to LC. Under LC zoning, the Unified Zoning Code (UZC) would permit the following land uses on this site by right (which are not permitted under the current SF-5 zoning): duplex, multi-family, assisted living, group residence, correctional placement residence, hospital, nursing facility, university or college, animal care, automated teller machine, bank or financial institution, broadcast/recording studio, construction sales and services, convenience store, farmers market, funeral home, hotel or motel, medical service, nurseries or garden centers, general office, commercial parking area, pawnshop, personal care service, personal improvement service, post office substation, limited printing and copying, indoor entertainment and recreation, restaurant, general retail, secondhand store, service station, limited vehicle repair, vocational school, agricultural research, agricultural sales and service. Under LC zoning, the UZC would require compatibility setbacks from SF-5 zoning, parking, screening and landscaping; these requirements will limit development on the site. The UZC requires a 25-foot compatibility setback from SF-5 zoning to the north, it limits building height to 35 feet within 50 feet of SF-5 zoning, it limits light pole height to 15 feet within 200 feet of residential zoning, and it requires three parking spaces per 1,000 square feet for most commercial uses.

The three lots north of the application area are zoned SF-5 and developed with single-family residences. Property east of the site is also zoned SF-5 and developed with a single-family residence. South of the site, across Diane Street, is zoned LC and developed with a retail store (Walgreens). West of the site is property zoned LC and developed with a strip mall, with larger and more concentrated retail uses across Seneca Street.

Analysis: On January 7, 2016, The Metropolitan Area Planning Commission (MAPC) recommend approval of (13-0) the application subject to platting within one year.

On January 6, 2016, District Advisory Board (DAB) III reviewed the application and recommend approval 9-0.

No protest petitions have been received. The request can be approved with a simple majority vote.

Financial Considerations: Approval of this request will not create any financial obligations for the City.

Legal Considerations: The Law Department has reviewed and approved the ordinance as to form.

Recommendation/Actions: It is recommended that the City Council adopt the findings of the MAPC and approve the Zone Change, and place the ordinance on first reading (simple majority vote).

Attachments: Ordinance, DAB Memo, MAPC minutes

OCA 150004

ORDINANCE NO. 50-152

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.

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

SECTION 1. That having received a recommendation from the Planning Commission, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of The Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, the zoning classification or districts of the lands legally described hereby are changed as follows:

Case No. ZON2015-00051

Zone change from SF-5 Single-family Residential ("SF-5") and GO General Office ("GO") to LC Limited Commercial ("LC"):

On property located east of South Seneca Avenue and one block north of West 31st Street South (3122 S. Seneca); described as:

Lot 3, except the North 137.51 feet thereof, Robson Heights, Sedgwick County, Kansas; TOGETHER WITH the South Half of Lot 4, Robson Heights, Sedgwick County, Kansas, EXCEPT the North 6 feet thereof; TOGETHER WITH the South Half of Lot 5, Robson Heights, Sedgwick County, Kansas, EXCEPT the North 6 feet thereof.

SECTION 2. That upon the taking effect of this ordinance, the above zoning changes shall be entered and shown on the "Official Zoning Map" previously adopted by reference, and said official zoning map is hereby reincorporated as a part of the Wichita -Sedgwick County Unified Zoning Code as amended.

SECTION 3. That this Ordinance shall take effect and be in force from and after its adoption and publication in the official City paper.

ADOPTED this 16th day of February, 2016.

Jeff Longwell - Mayor

ATTEST:

Karen Sublett, City Clerk

(SEAL)

Approved as to form: _____
Jennifer Magana, City Attorney and Director of Law



**INTEROFFICE
MEMORANDUM**

TO: City Council
FROM: Teia Wair, Community Service Representative, District III
SUBJECT: Zon2015-00051: Fidelity Bank, LC Limited Commercial (“LC”)
DATE: January 07, 2016

On Wednesday, January 6, 2015 the District III Advisory Board considered a request from Fidelity Bank for a rezone change from SF-5 Single-Family Residential (“SF-5”) NS go General Office (“GO”) to LC Limited Commercial (“LC”), generally located east of South Seneca an one block north of West 31st Street South (3122 S.Seneca). The applicant also owns the LC Limited Commercial (LC) zoned lot west of the site, developed with a strip retail commercial use. The applicant wishes to expand their banking operation to the subject site.

The DAB Member’s provided the public notice and MAPD staff comments for review.

DAB members asked questions on the following items:

- Any opposition from the neighbors
- Is Fidelity relocating to this site/Will they close the current location
- Are there plans to demolished the strip mall and replace it with the bank
- Will the new bank be smaller than the current location

MAPD staff was able to provide satisfactory responses. There were no questions or comments from the general public.

The DAB III members voted 9-0 to recommend approval of the request

**EXCERPT MINUTES OF THE JANUARY 7, 2016 WICHITA-SEDGWICK COUNTY
METROPOLITAN AREA PLANNING COMMISSION HEARING**

Case No.: ZON2015-00051 - Fidelity Bank, c/o Terri Rosenhammer (Owner/Applicant) and Baughman Company, PA, c/o Russ Ewy (Agent) request a City zone change from SF-5 Single-family Residential and GO General Office to LC Limited Commercial for a bank expansion on property described as:

Lot 3 EXCEPT the North 137.51 feet together with the South half of lots 4 and 5 EXCEPT the North 6 feet thereof, Robson Heights Addition to Wichita, Sedgwick County, Kansas.

BACKGROUND: The .70 acre application area is currently zoned SF-5 Single-Family Residential (SF-5), with a small squared area of GO General Office (“GO”) at the extreme southeast part of the application area. These three lots have remained vacant since platting in 1950. The applicant also owns the LC Limited Commercial (LC) zoned lot west of the site, developed with a strip retail commercial use. The applicant wishes to expand their banking operation to the subject site. Their nearest bank location is 400 feet northwest of the subject site and therefore requests a zone change request to LC. Under LC zoning, the Unified Zoning Code (UZC) would permit the following land uses on this site by right (which are not permitted under the current SF-5 zoning): duplex, multi-family, assisted living, group residence, correctional placement residence, hospital, nursing facility, university or college, animal care, automated teller machine, bank or financial institution, broadcast/recording studio, construction sales and services, convenience store, farmers market, funeral home, hotel or motel, medical service, nurseries or garden centers, general office, commercial parking area, pawnshop, personal care service, personal improvement service, post office substation, limited printing and copying, indoor entertainment and recreation, restaurant, general retail, secondhand store, service station, limited vehicle repair, vocational school, agricultural research, agricultural sales and service. Under LC zoning, the UZC would require compatibility setbacks from SF-5 zoning, parking, screening and landscaping; these requirements will limit development on the site. The UZC requires a 25-foot compatibility setback from SF-5 zoning to the north, it limits building height to 35 feet within 50 feet of SF-5 zoning, it limits light pole height to 15 feet within 200 feet of residential zoning, and it requires three parking spaces per 1,000 square feet for most commercial uses.

The three lots north of the application area are zoned SF-5 and developed with single-family residences. Property east of the site is also zoned SF-5 and developed with a single-family residence. South of the site, across Diane Street, is zoned LC and developed with a retail store (Walgreens). West of the site is property zoned LC and developed with a strip mall, with larger and more concentrated retail uses across Seneca Street.

CASE HISTORY: The site includes parts of Lots 3, 4 and 5 of the Robson Addition platted on July 26, 1950. CON2005-00029 was approved for an ancillary parking lot on SF-5 zoned property in 2005. Also in 2005, a lot split (SUB2005-00125) was approved and a dedication (DED2005-00033) of road right of way was required in association with SUB2005-00125.

ADJACENT ZONING AND LAND USE:

NORTH:	SF-5	Single-family Residences
SOUTH:	LC	Retail Store

EAST: SF-5 Single-family Residence
WEST: LC Retail Stores and Strip Mall

PUBLIC SERVICES: South Seneca Street is a paved arterial with a 90-foot right of way. West Diane Street is a paved local road with a 30-foot right of way. All other public utilities are available.

CONFORMANCE TO PLANS/POLICIES: The *2030 Wichita Functional Land Use Guide* of the Comprehensive Plan identifies the site as “urban residential.” The urban residential category encompasses areas that reflect the full diversity of residential development densities and types, including multi-family units, typically found in large urban municipality. The *Land Use Guide* identifies property west of the site along Seneca as “local commercial.” The Commercial Locational Guidelines of the Comprehensive Plan recommend that commercial sites should be located adjacent to arterials, should locate in compact clusters or nodes versus extended strip developments, should not put commercially generated traffic on residential streets, and should have site design features which limit noise, lighting and other activity from adversely impacting surrounding residential areas.

RECOMMENDATION: Staff notes that these lots, other than the westernmost lot (Lot 3), has remained vacant since platting in 1950. The requested zone change would extend contiguous LC zoning from the Seneca frontage to expand area available for a future bank location. Based upon information available prior to the public hearings, planning staff recommends that the request be **APPROVED.**

This recommendation is based on the following findings:

- (1) **The zoning, uses and character of the neighborhood:** The three lots north of the application area are zoned SF-5 and developed with single-family residences. Property east of the site is also zoned SF-5 and developed with a single-family residence. South of the site, across Diane Street, is zoned LC and developed with a retail store (Walgreens). West of the site is property zoned LC and developed with a strip mall, with larger and more concentrated retail uses across Seneca Street.
- (2) **The suitability of the subject property for the uses to which it has been restricted:** The site is currently zoned SF-5 and could be developed with single-family residences. However, the site has remained vacant since platting, and existing commercial development bordering the site to the west and south may reduce the site’s desirability for future single-family residential development.
- (3) **Extent to which removal of the restrictions will detrimentally affect nearby property:** Residential neighbors to the north and east could be impacted with increased noise, light, trash, traffic and activity from development under LC zoning. These impacts would not be new to the area as significant commercial zoning and development already exists in the immediate area. The compatibility standards of the UZC should mitigate these impacts on nearby residences.

- (4) **Conformance of the requested change to the adopted or recognized Comprehensive Plan and policies:** The *2030 Wichita Functional Land Use Guide* of the Comprehensive Plan identifies the site as “urban residential.” The urban residential category encompasses areas that reflect the full diversity of residential development densities and types, including multi-family units, typically found in large urban municipality. The *Land Use Guide* identifies property east of the site along Seneca as “local commercial.” The Commercial Locational Guidelines of the Comprehensive Plan recommend that commercial sites should be located adjacent to arterials, should locate in compact clusters or nodes versus extended strip developments, should not put commercially generated traffic on residential streets, and should have site design features which limit noise, lighting and other activity from adversely impacting surrounding residential areas.
- (5) **Impact of the proposed development on community facilities:** The proposed zone change could bring increased commercial traffic one lot further east on this portion of Diane Street. All other services are in place, any increased demand on community facilities can be handled by existing infrastructure.

DERRICK SLOCUM, Planning Staff presented the Staff Report.

FOSTER mentioned these transitional areas that have some nice residential backing up to them. He said LC zoning would allow a nightclub as a conditional use. He asked wouldn't NR be more appropriate zoning for this item.

SLOCUM replied that staff wouldn't have a problem with that; however, it would be up to the agent and applicant since they applied for LC zoning.

ELLISON commented that the Staff Report refers to the expansion of the bank, but there is no bank at the site.

SLOCUM indicated that was a typographical error. He said they are relocating the bank from the other side of the road.

DAILEY asked for clarification on the possibility of a nightclub with residential zoning is so close.

SLOCUM said a nightclub would require a Conditional Use permit.

JOSHUA BLICK, 2039 S. EVERETT, PRESIDENT, SOUTHWEST NEIGHBORHOOD ASSOCIATION said they don't see any problem and have no objections to the request. He added that Fidelity Bank has been great.

MOTION: To approve subject to staff recommendation.

MCKAY moved, **GOOLSBY** seconded the motion, and it carried (13-0).

City of Wichita
City Council Meeting
February 9, 2016

TO: Mayor and City Council

SUBJECT: CON2015-00038 – City Conditional Use for Ancillary Parking in TF-3 Two-family Residential Zoning, Generally Located South of East Douglas Avenue and East of South Poplar Street (116 South Poplar Street). (District I)

INITIATED BY: Metropolitan Area Planning Department

AGENDA: Planning (Consent)

MAPC Recommendation: The MAPC recommended approval of the request (13-0).

DAB Recommendation: District Advisory Board I recommended approval of the request (8-0) subject to staff and recommended conditions.

MAPD Staff Recommendation: Metropolitan Area Planning Department staff recommended approval of the request subject to conditions.



Background: The applicant requests a Conditional Use to allow ancillary parking on a TF-3 Two-family Residential (TF-3) zoned property. The property is developed with a duplex to be removed for the parking lot (see the attached site plan). The site is located one lot south of East Douglas Avenue on the east side of South Poplar Street (116 S. Poplar), across an alley and behind apartment buildings that front on Douglas Avenue. Similar parking exists along this alley in support of apartment and commercial uses along this portion of East Douglas Avenue.

Property north of the site is zoned LC Limited Commercial (LC) and developed with apartment buildings fronting East Douglas Avenue. Property south of the site is zoned TF-3 and primarily developed with single-family residences. East of the site is GO General Office (GO) zoning along the alley, and TF-3 zoning further south. Property immediately east of the site is developed with a single-family residence, but also has ancillary parking along the alley. Property west of the site is zoned GO and is used for parking in support of commercial buildings fronting Douglas Avenue.

Per the Unified Zoning Code (UZC) Sec.III-D.6.p., ancillary parking may be permitted with a Conditional Use in the TF-3 zoning district. The UZC supplementary use conditions for ancillary parking in TF-3 include: parking must be within 600 feet of the supported use, must be for passenger vehicles only, shall not permit parking spaces within the required front setback, must meet City paving and design standards, must be screened in accordance with the UZC and meet the Landscape Code, must meet UZC lighting requirements, is limited to signage for the orientation of the parking area, and is prohibited from being a fee based parking area. The UZC also allows the City Council (Sec.V-D.6.) to permit parking in residential zoning districts within the front setback but no closer to the property line than eight feet.

Analysis: At the Metropolitan Area Planning Commission (MAPC) meeting held on January 7, 2016, the MAPC approved (13-0) the application subject to the following conditions:

1. The Conditional Use for Ancillary Parking shall conform to the UZC, Sec.III-D.6.p.
2. Paved parking surface shall be no closer than eight feet from the front or west property line.
3. The applicant shall submit a revised site plan for planning staff approval which demonstrates the eight-foot front setback for parking, screening from residential property to the south, and landscaping within the eight-foot front setback.
4. The site shall be maintained in conformance with the approved site plan.
5. No light poles shall be permitted on the site.
6. The applicant shall submit a landscape plan, to be approved by planning staff, in conformance with the Landscape Ordinance.
7. If the Zoning Administrator finds that there is a violation of any of the conditions of the Conditional Use, the Zoning Administrator, in addition to enforcing the other remedies set forth in Article VIII of the Unified Zoning Code, may, with the concurrence of the Planning Director, declare that the Conditional Use is null and void.

District Advisory Board (DAB) I heard the request on January 4, 2016. The DAB voted (8-0) to recommend approval of the request subject to staff recommended conditions. No protests were filed against this request.

Financial Considerations: Approval of this request will not create any financial obligations for the City.

Legal Considerations: The Law Department has reviewed the agenda packet and approved the Conditional Use Resolution as to form.

Recommendation/Actions: It is recommended that the City Council adopt the findings of the MAPC and approve the requested Conditional Use, subject to the MAPC recommended conditions, adopt the Resolution, and authorize the necessary signatures (simple majority vote).

Attachments: Applicant's site plan, DAB I memo, resolution, MAPC minutes

RESOLUTION No. 16-032

A RESOLUTION AUTHORIZING A CONDITIONAL USE TO PERMIT ANCILLARY PARKING ON APPROXIMATELY 0.09 ACRES ZONED TF-3 TWO-FAMILY RESIDENTIAL (TF-3), GENERALLY LOCATED SOUTH OF EAST DOUGLAS AVENUE AND EAST OF SOUTH POPLAR AVENUE (116 S. POPLAR), IN THE CITY OF WICHITA, SEDGWICK COUNTY, KANSAS, UNDER THE AUTHORITY GRANTED BY THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE, SECTION V-D, AS ADOPTED BY ORDINANCE NO. 44-975 AS AMENDED.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, SEDGWICK COUNTY, KANSAS:

SECTION 1. That after receiving a recommendation from the Wichita-Sedgwick County Metropolitan Area Planning Commission, and after said Planning Commission has given proper notice and held a public hearing as provided by law, and under authority granted by Section V-D of the Wichita-Sedgwick County Unified Zoning Code, for a Conditional Use to allow Ancillary Parking on approximately 0.09 acres zoned TF-3 Two-family Residential (TF-3).

Case No. CON2015-00038

A Conditional Use to allow Ancillary Parking on approximately 0.09 acres zoned TF-3 Two-family Residential (TF-3) described as:

Lots 2 and 4 EXCEPT the East 50 feet, Poplar Street, 2nd Subdivision of Lots 3 & 4 Richland Addition to Wichita, Sedgwick County, Kansas.

SUBJECT TO THE FOLLOWING CONDITIONS:

1. The Conditional Use for Ancillary Parking shall conform to the UZC, Sec.III-D.6.p.
2. Paved parking surface shall be no closer than eight feet from the front or west property line.
3. The applicant shall submit a revised site plan for planning staff approval which demonstrates the eight-foot front setback for parking, screening from residential property to the south, and landscaping within the eight-foot front setback.
4. The site shall be maintained in conformance with the approved site plan.
5. No light poles shall be permitted on the site.
6. The applicant shall submit a landscape plan, to be approved by planning staff, in conformance with the Landscape Ordinance.
7. If the Zoning Administrator finds that there is a violation of any of the conditions of the Conditional Use, the Zoning Administrator, in addition to enforcing the other remedies set forth in Article VIII of the Unified Zoning Code, may, with the concurrence of the Planning Director, declare that the Conditional Use is null and void.

SECTION 2. That upon the taking effect of this Resolution, the notation of such Conditional Use permit shall be shown on the “Official Zoning District Map” on file in the office of the Planning Director of the Wichita-Sedgwick County Metropolitan Area Planning Department.

SECTION 3. That this Resolution shall take effect and be in force from and after its adoption by the Governing Body.

ADOPTED this 9th day of February, 2016.

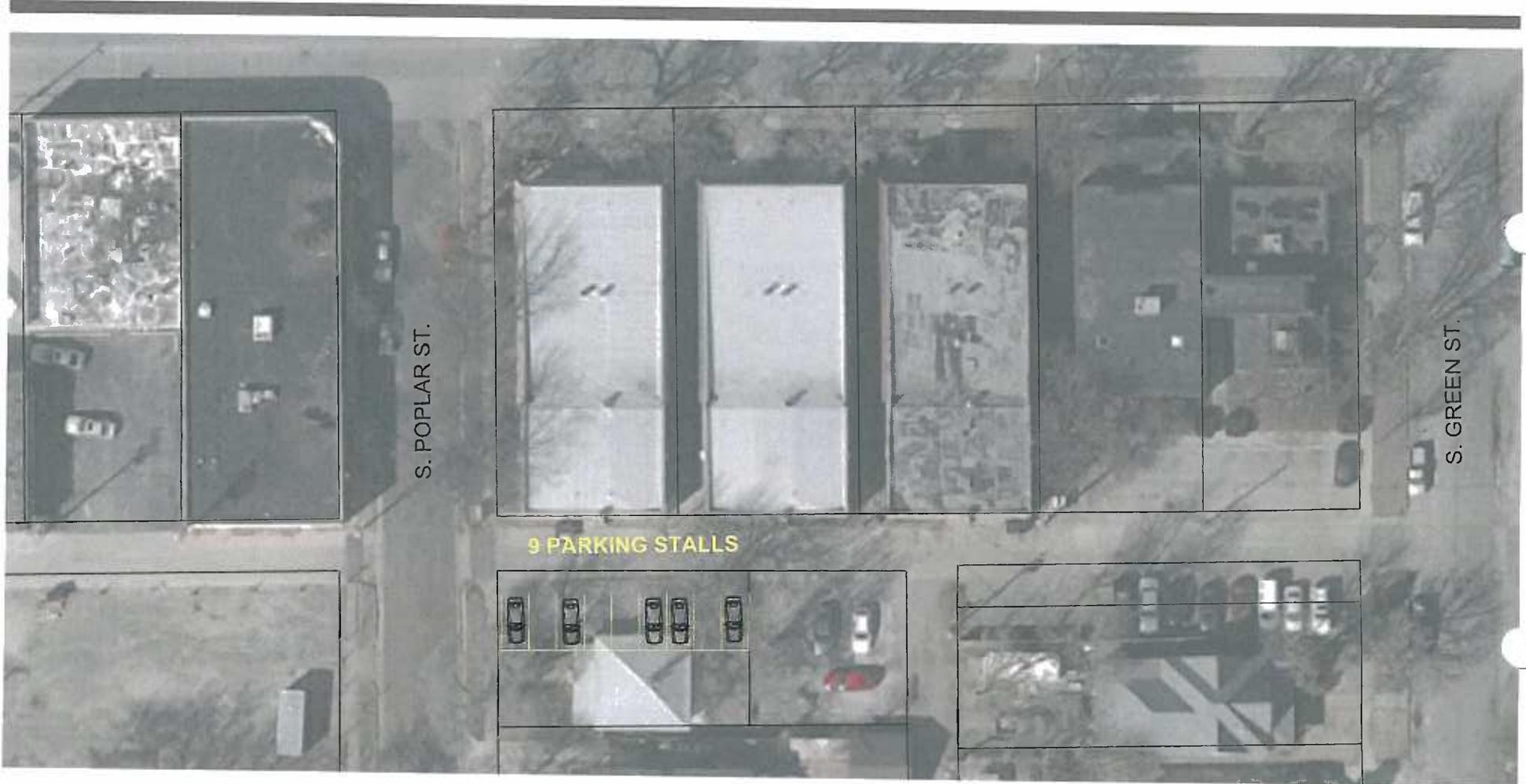
Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

(SEAL)

Approved as to form: _____
Jennifer Magana, City Attorney and Director of Law



S. POPLAR ST.

S. GREEN ST.

9 PARKING STALLS



SITE PLAN



02.04.2015



PARKING OPTION 'A'

Douglas & Grove

J:\Civil\Miscellaneous\Murfin Douglas Grove\Concept\Murfin Douglas opt1.dwg 2/4/2015 8:19:18 AM



**INTEROFFICE
MEMORANDUM**

TO: MAPC
FROM: Kameelah Alexander, Office of Community Services
SUBJECT: CON2015-38 A Conditional Use for Ancillary Parking
DATE: January 6, 2016

On Monday, January 4, 2016, the District I Advisory Board considered a request for a Conditional Use to allow ancillary parking on a TF-3 Two-family Residential (TF-3) zoned property. The property is developed with a duplex to be removed for the parking lot. The site is located one lot south of East Douglas on the east side of South Poplar (116 S. Poplar), across an alley and behind apartment buildings that front on Douglas. Similar parking exists along this alley in support of apartment and commercial uses along this portion of East Douglas.

DAB members asked questions on the following items:

- Any opposition from the neighbors
- Landscape plan submission
- How lighting will be established

The MAPD staff was able to provide satisfactory responses to all questions. There were no questions or comments from the general public.

Action Taken: Mayes/Roseboro made a motion to recommend that MAPC approve the Conditional Use request. Motion carried 8-0.

**EXCERPT MINUTES OF THE JANUARY 7, 2016 WICHITA-SEDGWICK COUNTY
METROPOLITAN AREA PLANNING COMMISSION HEARING**

Case No.: CON2015-00038 - Murfin, Inc. (Applicant) requests a City Conditional Use for Ancillary Parking in TF-3 Two-family Residential zoning on property described as:

Lots 2 and 4 EXCEPT the East 50 feet, Poplar Street, 2nd Subdivision of lots 3 & 4 Richland Addition to Wichita, Sedgwick County, Kansas.

BACKGROUND: The applicant requests a Conditional Use to allow ancillary parking on a TF-3 Two-family Residential (TF-3) zoned property. The property is developed with a duplex to be removed for the parking lot (see the attached site plan). The site is located one lot south of East Douglas on the east side of South Poplar (116 S. Poplar), across an alley and behind apartment buildings that front on Douglas. Similar parking exists along this alley in support of apartment and commercial uses along this portion of East Douglas.

Property north of the site is zoned LC Limited Commercial (LC) and developed with apartment buildings fronting East Douglas. Property south of the site is zoned TF-3 and primarily developed with single-family residences. East of the site is GO General Office (GO) zoning along the alley, and TF-3 zoning further south. Property immediately east of the site is developed with a single-family residence, but also has ancillary parking along the alley. Property west of the site is zoned GO and is used for parking in support of commercial buildings fronting Douglas.

Per the Unified Zoning Code (UZC) Sec.III-D.6.p., ancillary parking may be permitted with a Conditional Use in the TF-3 zoning district. The UZC supplementary use conditions for ancillary parking in TF-3 include: parking must be within 600 feet of the supported use, must be for passenger vehicles only, shall not permit parking spaces within the required front setback, must meet city paving and design standards, must be screened in accordance with the UZC and meet the Landscape Code, must meet UZC lighting requirements, is limited to signage for the orientation of the parking area, and is prohibited from being a fee based parking area. The UZC also allows for an Administrative Adjustment (Sec.V-I.2.1.) to allow parking in residential zoning districts within the front setback but no closer to the property line than eight feet.

CASE HISTORY: The site was platted as a portion of Lots 2 and 4 of the Richland's 2nd Addition to Wichita in 1885.

ADJACENT ZONING AND LAND USE:

NORTH:	LC	Multi-family residences
SOUTH:	TF-3	Single-family residences
EAST:	GO, TF-3	Ancillary parking, single-family residences
WEST:	GO	Ancillary parking

PUBLIC SERVICES: The subject property has direct access to Poplar, a residential street, and is one block south of East Douglas, a four-lane arterial.

CONFORMANCE TO PLANS/POLICIES: The '2030 Land Use Guide of the Comprehensive Plan' identifies the site as "Urban Residential." The urban residential category encompasses areas that reflect the full diversity of residential development densities and types typically found in large urban municipality.

RECOMMENDATION: The proposed parking is similar to parking lots on this block and in the immediate surrounding blocks. The existing parking lots do not appear to have any impact on nearby residences, and improve the on-street parking within the immediate neighborhood. Based on the information available prior to the public hearing, staff recommends that the request be **APPROVED**, subject to the following conditions:

1. The Conditional Use for Ancillary Parking shall conform to the UZC, Sec.III-D.6.p.
2. Paved parking surface shall be no closer than eight feet from the front or west property line.
3. The applicant shall submit a revised site plan for planning staff approval, which demonstrates the eight-foot front setback for parking, screening from residential property to the south, and landscaping within the eight-foot front setback.
4. The site shall be maintained in conformance with the approved site plan.
5. No light poles shall be permitted on the site.
6. The applicant shall submit a landscape plan, to be approved by planning staff, in conformance with the Landscape Ordinance.
7. If the Zoning Administrator finds that there is a violation of any of the conditions of the Conditional Use, the Zoning Administrator, in addition to enforcing the other remedies set forth in Article VIII of the Unified Zoning Code, may, with the concurrence of the Planning Director, declare that the Conditional Use is null and void.

The staff recommendation is based on the following findings:

1. **The zoning, uses and character of the neighborhood:** Property north of the site is zoned LC and developed with apartment buildings fronting East Douglas. Property south of the site is zoned TF-3 and primarily developed with single-family residences. East of the site is GO zoning along the alley, and TF-3 zoning further south. Property immediately east of the site is developed with a single-family residence, but also has ancillary parking along the alley. Property west of the site is zoned GO and is used for parking in support of commercial buildings fronting Douglas.
2. **The suitability of the subject property for the uses to which it has been restricted:** The property is zoned TF-3 and was developed with a single-family residence in 1910. The non-residential zoning and uses abutting this site to the north provide the opportunity for consideration of ancillary parking on the site.

3. **Extent to which removal of the restrictions will detrimentally affect nearby property:** Ancillary parking on a site this size, when developed with the UZC supplementary conditions, should have little impact on nearby property. The proposed parking will support the abutting multi-family residential uses, alleviating on-street parking in the neighborhood.
4. **Conformance of the requested change to adopted or recognized Plans/Policies:** The '2030 Land Use Guide of the Comprehensive Plan' (Plan) identifies the site as "Urban Residential." The urban residential category encompasses areas that reflect the full diversity of residential development densities and types typically found in large urban municipality.
5. **Impact on Community Facilities:** Impact on community facilities will be minimal.

JESS MCNEELY, Planning Staff presented the Staff Report. He reported that DAB I approved the request unanimously subject to staff recommendation.

RICHARDSON clarified that the house would be torn down and the lot used for parking. He said they do not have the right site plan that reflects that.

ELLISON asked if the home being torn down was historical.

MCNEELY said the structure is at least 50 years old, but he did not know if it was in a designated Historical District.

MILLER STEVENS asked if there would be access to the parking from Poplar.

MCNEELY replied there would be no access to the parking from Poplar; just from the alley.

JEREMY HURT, 12305 EAST TIPPERARY CIRCLE, APPLICANT referred to the site plan and said what was reflected was the most parking that could be fit on that lot. He said they cannot access the lot from Poplar unless they applied to vacate the alley. He said they had engineers double check that for them. He concluded by saying it was their intent to get as many parking spaces on the lot as possible. He said there is no parking at the apartment complex so some of their tenants are forced to park along Poplar. He said all utilities have been shut off and taken care of and they will be applying tomorrow to tear down the building. He said the vacant house has been broken into at least a dozen times in addition to vandalism. He said it is an eyesore for the neighborhood.

DAILEY asked how much of the lot was going to be paved.

HURT referred to the site plan and indicated that they would pave just where the parking stalls are located. He said there is not enough room to get two sides of parking on the lot.

STEPHANIE COFFEY, OWNER OF 121 AND 128 SOUTH POPLAR said she is excited about this. She said it sounds like there will be a privacy fence between her property and the parking lot. She asked for clarification about access routes to the parking lot. She asked what will they do to keep high school students from parking in there.

HURT clarified that the only access to the parking lot was the alley to the north. He said most of the traffic is going to come from Poplar and Green Streets. He said as far as policing the cars and parking, they will rely on their tenants and management company to keep an eye on that. He said they will also post a sign and just do the best they can.

MOTION: To approve subject to staff recommendation.

JOHNSON moved, **RAMSEY** seconded the motion, and it carried (13-0).

City of Wichita
City Council Meeting
February 9, 2016

TO: Wichita Housing Authority Board

SUBJECT: 2016 Utility Allowances - Public Housing and Section 8 Housing Choice Voucher Programs

INITIATED BY: Housing and Community Services Department

AGENDA: Wichita Housing Authority Board (Consent)

Recommendation: Review and approve the 2016 utility allowance schedules for the City of Wichita Housing Authority Public Housing (PH) and Section 8 Housing Choice Voucher (S8HCV) Programs.

Background: The U.S. Department of Housing and Urban Development (HUD) requires housing authorities to review utility allowance schedules for tenant furnished utilities annually and make appropriate adjustments. The allowances are subtracted from the tenant's adjusted gross rent to provide the net amount payable to S8HCV landlords and PH as their portion of rent. The utility allowance calculations take into account the unit configuration, number of bedrooms, local climatic data, type of construction, and design of the building along with the occupancy count. The utility allowance for the unit is based on the electric, natural gas, water and sewer utility rates published by local utility suppliers. Utility allowances are not a direct compensation to the tenant for their utility consumption.

The Quality Housing and Work Responsibilities Act of 1998 requires an annual review of utility allowances and if there has been an increase or decrease of 10% or more in the utility rates, the allowance schedule must be revised. Additionally, Title 24 of the Code of Federal Regulations Section 965.505 (e) states, "for systems that offer residents the option to choose air conditioning, the PHA shall not include air conditioning in the utility allowances."

Analysis: Wichita Housing Authority uses the 2013 Five-Year Energy Audit and Utility Allowance Study performed by EMG from Hunt Valley, Maryland as a baseline. EMG analyzed a representative sample of PH units and calculated the utility costs for each unit size. Staff used the information and developed utility allowance schedules. Staff acquired rates from utility providers and found that electricity increased more than 10%, which caused an increase of approximately \$6.00 per unit. If approved, the recommended utility allowances will go into effect on March 1, 2016.

Financial Considerations: The impact of the 2016 utility allowance schedule on the WHA budget will be determined by a number of factors, most of which are beyond the WHA's ability to forecast. Tenants paying minimum rent will receive the utility allowance in the form of a check from the WHA, based on their unit size and type. Tenants with higher incomes will have their rent adjusted downward by the utility allowance amount for their unit size and type. Utility allowance calculations are not used for tenants who pay flat rent rather than income-based rent. Staff will make the appropriate adjustments within the budget to address the impact.

Legal Considerations: The Law Department has reviewed and approved the 2016 utility allowances as to form.

Recommendation/Action: It is recommended that the Housing Authority Board review and approve the 2016 utility allowances for the City of Wichita Housing Authority.

Attachments:

2016 Public Housing Utility Allowance Schedule

2016 Section 8 Housing Choice Voucher Utility Allowance Schedule

**WICHITA HOUSING AUTHORITY
PUBLIC HOUSING PROGRAM
UTILITY ALLOWANCE SCHEDULE
FOR THE WICHITA METROPOLITAN AREA – 2016**

Location	AMP	Unit Size	Utility Allowance
Greenway Manor	1	1BR	\$43
Greenway Manor	1	2BR	48
McLean Manor	1	1BR	43
McLean Manor	1	2BR	48
Rosa Gragg	2	1BR	103
Bernice Hutcherson	2	1BR	103
Single-family house	3	2BR	155
Single-family house	3	3BR	186
Single-family house	3	4BR	226
Single-family house	3	5BR	258
Single-family house	4	2BR	155
Single-family house	4	3BR	186
Single-family house	4	4BR	226
Single-family house	4	5BR	258
Single-family house	4	6BR	273

**WICHITA HOUSING AUTHORITY
SECTION 8 HOUSING CHOICE VOUCHER PROGRAM
UTILITY ALLOWANCE SCHEDULE
FOR THE WICHITA METROPOLITAN AREA – 2016**

Structure Type: Single Family – Town/Row Houses – Twin – Duplex

Utility or Service	0 BR	1 BR	2 BR	3 BR	4 BR	5 BR	6 BR
Gas Heat	27	37	51	60	78	91	106
Electric Heat	34	41	62	75	96	109	124
Gas Range	3	5	7	10	11	12	13
Electric Range	3	6	8	9	11	13	14
Other Electric (lighting & monthly basics)	25	29	35	39	47	51	58
Air Conditioning	7	10	12	15	19	22	25
Gas Water Heating	7	11	15	19	23	29	34
Electric Water Heating	12	13	22	28	34	40	45
Water/Sewer	31	45	59	73	87	94	108
Trash Collection	20	20	20	20	20	20	20
Range (Tenant Owned)	9	9	9	9	9	9	9
Refrigerator (Tenant Owned)	10	10	10	10	10	10	10

Structure Type: Low/High Rise – Garden Walkup – Mobile – Manufactured

Utility or Service	0 BR	1 BR	2 BR	3 BR	4 BR	5 BR	6 BR
Gas Heat	23	33	44	56	76	84	98
Electric Heat	29	41	55	66	83	95	109
Gas Range	4	5	6	9	10	12	14
Electric Range	4	6	7	10	11	14	16
Other Electric (lighting & monthly basics)	25	31	35	41	49	53	60
Air Conditioning	7	10	12	15	19	22	25
Gas Water Heating	7	12	17	20	26	31	35
Electric Water Heating	12	18	23	29	36	41	47
Water/Sewer	31	45	59	73	87	94	108
Trash Collection	20	20	20	20	20	20	20
Range (Tenant Owned)	9	9	9	9	9	9	9
Refrigerator (Tenant Owned)	10	10	10	10	10	10	10

City of Wichita
City Council Meeting
February 9, 2016

TO: Wichita Housing Authority Board
SUBJECT: 2016 Payment Standards – Section 8 Housing Choice Voucher Program
INITIATED BY: Housing and Community Services Department
AGENDA: Wichita Housing Authority (Consent)

Recommendation: Approve the 2016 payment standards for the Section 8 Housing Choice Voucher Program to be effective on April 1, 2016.

Background: The Quality Housing and Work Responsibility Act (QHWRA) of 1998 requires housing authorities to establish Section 8 Housing Choice Voucher payment standards between 90% and 110% of the Fair Market Rents (FMRs) published by the U.S. Department of Housing and Urban Development (HUD), for applicable bedroom/unit sizes. The payment standards are used to calculate the amount of the monthly subsidy paid to landlords, and take into account tenant-paid utilities. The QHWRA also includes a provision that tenants initially receiving Section 8 tenant-based rental assistance may not be required to pay more than 40% of their adjusted monthly income for rent and utilities.

HUD published a notice of Fair Market Rents (FMRs), effective on December 11, 2015. These FMRs are calculated to be at the 40th percentile of rents in the Wichita area, and include an allowance for utilities.

Analysis: In order to determine appropriate payment standards for the Section 8 Housing Choice Voucher Program, staff reviewed requests for tenancy and actual rents for the months of January through December 2015, and calculated an average rent payment. As a result of staff review, the following table reflects the 2015 FMR and the proposed payment standards for 2016:

Bedroom Size	0	1	2	3	4	5	6
FMR (12/11/2015)	\$458	557	742	1012	1144	1315	1487
2016 Payment Standard	\$503	612	816	1113	1201	1315	1487

Financial Considerations: The proposed payment standards will enable the Section 8 Housing Choice Voucher Program to assist as many households as possible. There will be no effect on City general funds.

Legal Considerations: The Law Department has reviewed the 2016 payment standards and has approved them as to form.

Recommended Action: It is recommended that the Wichita Housing Authority Board approve the 2016 payment standards for the Section 8 Housing Choice Voucher Program to be effective on April 1, 2016.

Attachments: None.