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City Council Agenda

City Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 29, 2009
6:00 PM

City Manager: Norton N. Bonaparte, Jr.

Mayor: William W. Buntten

Councilmembers

Karen A. Hiller	District No. 1	Deborah Swank	District No. 6
John Alcala	District No. 2	Robert E. Archer	District No. 7
Sylvia E. Ortiz	District No. 3	Jeff Preisner	District No. 8
Jack Woelfel	District No. 4	Richard Harmon	District No. 9
Larry Wolgast	District No. 5		

Addressing the Council: No person shall address the Council during a Council Meeting, unless they have notified the City Clerk by 5:00 P.M. on the day of any Council Meeting of their desire to speak on a specific matter on the published meeting agenda or during the public comment portion of the Council Meeting. This limitation shall not apply to items added during the course of a meeting. The Council does not take action with respect to any subject not on the agenda unless added to the agenda by a two-thirds vote of the Council

Persons addressing the City Council will be limited to four (4) minutes of public address on a particular agenda item. Debate, question/answer dialogue or discussion between Councilmembers will not be counted towards the four (4) minute time limitation. The Chair may extend time with the unanimous consent of the Council or the Council by affirmative vote of five (5) members may extend the four (4) minute limitation.

Persons will be limited to addressing the City Council one (1) time on a particular matter unless otherwise allowed by an affirmative vote of five (5) members of the City Council.

Citizens wishing to offer Public Comment may sign up by phoning the City Clerk's office at 368-3940.

To make arrangements for special accommodations please call 785-368-3940. A 48-hour advance notice is preferred.

The Federal Communications Commission (FCC) has adopted use of the 711 dialing code for access to Telecommunications Relay Services (TRS). TRS permits persons with a hearing or speech disability to use the telephone system via a text telephone (TTY) or other device to call persons with or without such disabilities. To reach the City Clerk's office using the TRS, please dial 711.

(Agendas are available on Thursday afternoon in the City Clerk's office, 215 SE 7th – Room 166 and on the City's web site at <http://www.topeka.org>)

INVOCATION:

PLEDGE OF ALLEGIANCE:

1. **PROCLAMATIONS:**
"Diversity Day"
2. **PRESENTATIONS:**
"None scheduled at this time."
3. **ROLL CALL:**
4. **CONSENT AGENDA:**

A. Board Appointment - Topeka Planning Commission



[ATTACHMENTS](#)

BOARD APPOINTMENT recommending the appointment of Raubin Pierce to the Topeka Planning Commission for a term that would end September 30, 2012. *(Council District No. 6)*

B. Board Appointment - Topeka Planning Commission



[ATTACHMENTS](#)

BOARD APPOINTMENT recommending the appointment of Mike Lackey to the Topeka Planning Commission for a term that would end September 30, 2012. *(Council District No. 7)*

C. Board Appointment - Topeka Board of Zoning Appeals



[ATTACHMENTS](#)

BOARD APPOINTMENT recommending the appointment of Marty Hazen to the Topeka Board of Zoning Appeals for a term that would end September 30, 2012. *(Council District No. 1)*

D. Board Appointment - Topeka Board of Zoning Appeals



[ATTACHMENTS](#)

BOARD APPOINTMENT recommending the appointment of Aaron Classi to the Topeka Board of Zoning Appeals for a term that would end September 30, 2012. *(Council District No. 6)*

E. Resolution - ARTSConnect Arty Party - Noise Exception



[ATTACHMENTS](#)

A RESOLUTION introduced by Councilmember Swank granting ARTSConnect an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions. *(Council District No. 6)*

(The Arty Party event will take place at the College Hill Apartments located on the corner of SW Lane Street and SW 16th Street during the hours of 7:00 p.m. and 11:00 p.m. on October 17, 2009.)

F. Resolution - Patrick Unrein - Noise Exception



[ATTACHMENTS](#)

A RESOLUTION introduced by Councilmember John Alcala granting Patrick Unrein an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions. *(Council District No. 2)*

(The 3PO Throwdown Event will take place at Mousetrap Skate Park located at 801 NE Poplar Street during the hours of 12:00 p.m. and 8:00 p.m. on October 17, 2009.)

G. Resolution - Woodland Place at Soldier Creek



[ATTACHMENTS](#)

A RESOLUTION introduced by Councilmembers Sylvia Ortiz, Jeff Preisner and Larry Wolgast expressing support for the Woodland Place of Soldier Creek, Development Project.

(The proposed development would consist of a 78 senior and/or persons with disabilities housing unit complex located at 3032NW Topeka Blvd financed through the Low Income Housing Tax Credit Program.)

H. MINUTES of the regular meeting of September 22, 2009

I. APPLICATIONS:

J. Resolution - Missionary Baptist Convention of Topeka - Noise Exception

 [ATTACHMENTS](#)

A RESOLUTION introduced by Councilmember Larry Wolgast granting the Missionary Baptist Convention of Topeka an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions. *(Council District No. 5)*

This item was added at the meeting.

(Approval would grant a noise exception for an event on October 8, 2009 from 3:00 p.m. to 5:00 p.m. at Betty Phillips Park.)

5. UNFINISHED BUSINESS:

A. Ordinance - ARTSConnect Arty Party

 [ATTACHMENTS](#)

AN ORDINANCE introduced by Councilmember Deborah Swank authorizing the sale, consumption and possession of alcoholic liquor as part of the ARTSConnect Arty Party at specified locations and times. Final Reading.

(Approval would allow state-licensed vendors to sell alcoholic beverages in a barricaded portion of SW 16th Street during the event.)

B. Ordinance - Smoking in Public Places

 [ATTACHMENTS](#)

AN ORDINANCE introduced by Councilmember Deborah Swank, amending City of Topeka Code Sections 78-226 through 78-239 concerning clean indoor air in public places and places of employment and repealing said original sections and creating Sections 78-240 through 78-242. Final Reading. *(Deferred from the meeting of August 25, 2009.)*

(With limited exceptions, approval would prohibit smoking in public places and places of employment.)

6. NEW BUSINESS:

A. Resolution - Burlington Northern Santa Fe Railroad Crossing Repairs

 [ATTACHMENTS](#)

A RESOLUTION introduced by Councilmembers Sylvia Ortiz and John Alcala requesting Burlington Northern Santa Fe Railroad to expedite its repairs of the railroad crossing located on SE 4th Street. *(Council District No. 3)*

(The intersection of SE 4th Street between SE Adams and SE Hancock Streets maintained by Burlington Northern Santa Fe Railroad has been in a state of deterioration for a number of years, creating a driving hazard to motorists and causing damage to vehicles.)

B. Resolution - Internal Auditor Position

 [ATTACHMENTS](#)

A RESOLUTION introduced by Councilmembers John Alcala and Bob Archer relating to the Internal Auditor position.

(The newly created Internal Auditor position would be independent of management and report directly to the City Council's Policy and Finance Committee.)

C. Ordinance - Weekly Expenditures - September 7-13, 2009

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., allowing and approving City expenditures for the period of September 7, 2009, through September 13, 2009, and enumerating said expenditures therein. First and Final Reading.

7. FIRST READINGS:

A. Ordinance - General Obligation Bonds, Series 2009-A and 2009-B

 [ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing the issuance of \$3,390,000 aggregate principal amount of General Obligation Improvement Bonds, Series 2009-A, and \$58,020,000 aggregate principal amount of General Obligation Refunding Bonds, Series 2009-B of the City of Topeka, Kansas, under the authority of K.S.A. 10-101 to 125, inclusive, K.S.A. 10-427 et seq., K.S.A. 12-6a01 et seq., the home rule authority granted to the cities of the State of Kansas by Section 5 of Article 12 of the Kansas Constitution, and Charter Ordinance No. 89 of the city, all as amended. First Reading.

Voting Requirement: Majority vote of the Governing Body, including the Mayor.

(Approval would authorize the issuance of general obligation bonds. The proceeds would pay for a number of public infrastructure improvements that have already been approved by the Council that are completed or under construction and refund existing debt.)

8. MISCELLANEOUS:

-

9. PRESENTATIONS BY THE CITY MANAGER, MAYOR AND MEMBERS OF THE COUNCIL:

-

10. PUBLIC COMMENT:

-

11. ADJOURNMENT:

-



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 18, 2009

+ Back Print

DATE: September 29, 2009

CONTACT PERSON:

DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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DATE: September 29, 2009

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DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

"Diversity Day"

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

"None scheduled at this time."

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 4, 2009

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DATE: September 29, 2009
CONTACT PERSON: Mayor Buntin **DOCUMENT #:**
SECOND PARTY/SUBJECT: Topeka Planning Commission **PROJECT #:**
CATEGORY/SUBCATEGORY 006 Communication / 003 Requests
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

BOARD APPOINTMENT recommending the appointment of Raubin Pierce to the Topeka Planning Commission for a term that would end September 30, 2012. *(Council District No. 6)*

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

The Mayor is recommending the appointment of Raubin Pierce to the Topeka Planning Commission for a three term that will end September 30, 2012. Mr. Pierce's bio is attached for your review. Mr. Pierce was nominated by Councilwoman Ortiz.

BACKGROUND:

Ordinance 18442. The Topeka Planning Commission assumes all powers, duties, responsibilities and functions provided by the laws of the state and resolutions and ordinances of the city. All ordinances, to the greatest extent practical, including, but not limited to, ordinances adopting the comprehensive land use plan, subdivision regulations and comprehensive zoning codes, resolutions, policies, rules and regulations now in force and effect within the city of Topeka and its extra territorial jurisdiction at the time of the ordinance, which are not inconsistent with the provisions of KSA 12-744 and amendments thereto.

BUDGETARY IMPACT:

N/A

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Board appointment](#)

Item #6

Raubin J. Pierce

Raubin Pierce is best known for his thought-provoking radio talk show, *On the Other Hand with Raubin Pierce and Megan Mosack*, hosted on 580 WIBW AM, where the duo discusses hot button issues and provides commentary on local and national current events and breaking news.

For the past 11 years, Pierce has played several roles with Morris Communications. In addition to his on-air responsibilities, Pierce currently leads the Information Technology department as systems administrator for Kansas Radio Networks and is an information technology consultant for Morris Communications' radio division.

Prior to joining Kansas Radio Networks 2001, Pierce served as systems administrator for the *Topeka Capital-Journal* where he led the newspaper's digital conversion in 2000.

A 20 year veteran to radio broadcasting, Pierce started his on-air career at Kansas State University's campus radio station before joining KMKF FM in Manhattan where he became music director and program director managing the stations' radio personalities, programming the music and content and leading the station's promotional efforts.

Pierce has been actively involved with several charitable organizations including the Salvation Army, Habitat for Humanity and the Flint Hills Breadbasket. He has been an integral part of the Salvation Army's "Light the Tree" campaign for the past five years helping raise more than \$200,000 each year for the local Topeka Salvation Army chapter.

Born in Landstuhl, Germany, Pierce is the son of an Air Force non-commissioned officer (NCO). He continued the family tradition of military service by joining the Kansas Army National Guard while still in high school and served for six years becoming his company's youngest NCO at that time.

Pierce is the proud father of daughter, Stella, who just turned one in early September. He and his wife, Kelly, live in Topeka.



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Council Action Form

Council Chambers
214 SE 8th Street
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September 11, 2009

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DATE: September 29, 2009
CONTACT PERSON: Mayor Buntin **DOCUMENT #:**
SECOND PARTY/SUBJECT: Topeka Planning Commission **PROJECT #:**
CATEGORY/SUBCATEGORY 006 Communication / 003 Requests
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

BOARD APPOINTMENT recommending the appointment of Mike Lackey to the Topeka Planning Commission for a term that would end September 30, 2012. *(Council District No. 7)*

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

The Mayor is recommending the appointment of Mike Lackey to the Topeka Planning Commission for a three year term that will end September 30, 2012. Mr. Lackey was nominated by Councilman Archer. A bio is attached for review.

BACKGROUND:

Ordinance 18442. The Topeka Planning Commission assumes all powers, duties, responsibilities and functions provided by the laws of the state and resolutions and ordinances of the city. All ordinances, to the greatest extent practical, including, but not limited to, ordinances adopting the comprehensive land use plan, subdivision regulations and comprehensive zoning codes, resolutions, policies, rules and regulations now in force and effect within the City of Topeka and its extraterritorial jurisdiction at the time of the ordinance, which are not inconsistent with the provisions of KSA 12-744 and amendments thereto.

BUDGETARY IMPACT:

N/A

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Lackey Bio - Planning Commission](#)

Item #7

CURRICULUM VITAE
WILLIAM MICHAEL (MIKE) LACKEY, P.E.

EDUCATION:

BS in Civil Engineering – 1963
MS in Civil Engineering - 1975

PROFESSIONAL EXPERIENCE:

Kansas Highway Commission

1963-1968 Engineer Training Program and Project Engineer in field construction.
1969-1972 Resident Engineer over all construction projects in a geographic area.
1972-1975 Assistant Engineer of Construction.
Responsibilities included the formulation of construction specifications, documentation manuals, teaching technical schools, claims arbitration, contractor EEO programs, and utility relocation.

Kansas Department of Transportation

1975-1981 District Engineer
Responsibilities included the construction, maintenance, and operation of the highway system in the 17 northeast counties of Kansas.
1982-1983 Bureau Chief of Construction and Maintenance
Responsibilities included the formulation of construction and maintenance policies and specifications, equipment purchasing, and building program.
1983-1987 Division Director of Operations
Responsibilities included the overall direction and budgeting of all six field districts and the Bureaus of Construction and Maintenance, Materials and Research, and Traffic Engineering.
1987-1999 Assistant Secretary and State Transportation Engineer
Responsibilities included all Department engineering, policy making, budgeting, testifying in front of the legislature, and administrative duties.

Private consulting

1999-Present Part-time consulting for construction and engineering firms, and expert opinion work.

PROFESSIONAL AFFILIATIONS AND AWARDS:

Licensed Professional Engineer in Kansas, No. 5686

American Association of State Highway and Transportation Officials (AASHTO)

1996 Thomas H. McDonald Memorial Award

Chaired: Special Committee on DBE/WBE Program, Subcommittee on Materials

Served on: Subcommittee on Construction, Subcommittee on Maintenance, Project Panel SP 20-7
NCHRP, Standing Committee on Highways

American Society of Civil Engineers – Life Member

1991 Government Engineer of the Year Award – Zone III

National Society of Professional Engineers – Fellow and Life Member

Elected as national Director of NSPE representing Kansas – six years

Kansas Society of Professional Engineers

Elected to all State offices including President

Served on the Board of Directors for 14 years

1994 Engineer of the Year Award

Kansas State University

Member and past Chairman, College of Engineering Advisory Council

1989 Charter member of the Engineering Hall of Fame

1994 Man of the Year, College of Engineering, Tau Beta Pi

Transportation Research Board, Committee on Maintenance and Operations Management

National Cooperative Highway Research Program

Chaired one Topic Panel and served on four others

1993 U.S. DOT Administrator's Outstanding Minority Business Enterprise Award

1994 President's Award from Asphalt Recycling and Reclamation Association

1999 Governmental Official of the Year from American Concrete Pavement Association

Listed in Who's Who in Midwest and Who's Who in Engineering



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

June 29, 2009

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DATE: September 29, 2009
CONTACT PERSON: Mayor Bunten **DOCUMENT #:**
SECOND PARTY/SUBJECT: Topeka Board of Zoning Appeals **PROJECT #:**
CATEGORY/SUBCATEGORY 006 Communication / 003 Requests
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

BOARD APPOINTMENT recommending the appointment of Marty Hazen to the Topeka Board of Zoning Appeals for a term that would end September 30, 2012. *(Council District No. 1)*

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

The Mayor is recommending the appointment of Marty Hazen, 120 NW Elmwood, to the Topeka Board of Zoning Appeals for a three year term that will end September 30, 2012. Mr. Hazen was nominated by Councilwoman Hiller. A bio is attached for review.

BACKGROUND:

Topeka City Code 48-34.00 et seq and Ordinance 18382. The Board of Zoning Appeals administers appeals referred to it regarding the application of the zoning appeals of the city and conducts business in accordance with the comprehensive zoning regulations as codified in the Topeka City Code 48.34.00 et seq.

BUDGETARY IMPACT:

N/A

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Hazen Bio - Zoning](#)

Martin J. Hazen
120 N.W. Elmwood Avenue
Topeka, KS, 66606
(785) 233-5410 (h)
(785) 296-3405 (w)
deveaux74@sbcglobal.net (h)
mjhazen@ksinsurance.org (w)

Born and raised in Niagara Falls, NY.

Moved to Topeka in 1987.

B.S. Transportation & Distribution 1974 from Niagara University, Lewiston, NY.

Worked in traffic and distribution management for Nuclear Radiation Developments, Gould Electronics, Basic Four Computers, Payless Shoes and Kraft Foods in New York, Houston, TX Kansas City, KS and Topeka from 1974 to 1995.

Worked for the Kansas Insurance Department since 1995 as an Examiner regulating rates and forms for workers' compensation, title insurance, general liability, bonds, mortgage guaranty and commercial multi-peril.

Serves on the Board of Directors of the Insurance Regulatory Examiners Society.

Married 32 years to Barbara Forsyth Hazen, who works for AT&T – one Daughter who teaches English and reading for USD 501 at Hope Street.



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September 11, 2009

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DATE: September 29, 2009
CONTACT PERSON: Mayor Bunten **DOCUMENT #:**
SECOND PARTY/SUBJECT: Topeka Board of Zoning Appeals **PROJECT #:**
CATEGORY/SUBCATEGORY 006 Communication / 003 Requests
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

BOARD APPOINTMENT recommending the appointment of Aaron Classi to the Topeka Board of Zoning Appeals for a term that would end September 30, 2012. *(Council District No. 6)*

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

The Mayor is recommending the appointment of Aaron Classi to the Topeka Board of Zoning Appeals for a three year term that will end September 30, 2012. Mr. Classi was nominated by Councilman Archer. A bio is attached for review.

BACKGROUND:

Topeka City Code 48-34.00 et seq and Ordinance 18382. The Board of Zoning Appeals administers appeals referred to it regarding the application of the zoning appeals of the city and conducts business in accordance with the comprehensive zoning regulations as codified in the Topeka City Code 48.34.00 et seq.

BUDGETARY IMPACT:

N/A

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Classi Bio - Zoning Appeals](#)

5 August 2009

* * Via E-mail to Ms. Celeste Benton, Assistant to the Mayor, at cbenton@topeka.org * *

Mayor Bill Bunten
City of Topeka
215 SE 7th, Room 352
Topeka, KS 66603

Re: Candidacy and Nomination, Topeka Board of Zoning Appeals

Dear Mayor Bunten and Other Concerned Parties,

Through this letter, I would like to inform you of my interest as a candidate for the City of Topeka's Board of Zoning Appeals by way of my recent nomination by Councilman Archer. Attached to this letter you will find a summary of my biographical and demographic information.

As an Officer and Relationship Manager in the Commercial Banking department at U.S. Bank, I am responsible for managing and growing a portfolio of commercial, industrial, agricultural and real estate related loans and accounts. Through my business development, lending and underwriting duties, I believe I am a qualified Board of Zoning Appeals candidate as a knowledgeable evaluator of sound practices in commercial and residential real estate investment and development.

Although I am in the early stages of my banking career, I have tried to remain active outside the scope of my primary work duties. I am currently the Chapter Treasurer of an internal board at the bank, the Development Network, which strives to develop and enrich the personal, professional and philanthropic lives of my 1,000 fellow associates in the NE Kansas region. Through this internal board I have organized and coordinated several events that have benefited local organizations such as fundraisers, activities, and food drives (e.g. ACS-Relay for Life, March of Dimes, Let's Help, etc.), as well as facilitated several seminars on time management, investing for retirement, self-defense and career advancement.

I have also tried to remain engaged in the Topeka business community by frequenting many of the Chamber's networking and development group events such as Chamber After Hours, Fast Forward and Breakfast Buzz. Additionally, as an interested citizen, I participated in the public town hall-style gatherings during the initial stages of the Topeka Visioning Process.

My interest in the Topeka Board of Zoning Appeals stems from my desire to become more directly engaged in the enrichment and development of the City of Topeka. It also happens to dovetail with my personal and professional interests in real estate and the related matters concerning development and compliance.

Should I be fortunate enough for selection, you will have my full commitment that I will be prompt, engaged and prepared for all activities and meetings undertaken by the Board. With objectivity, I will strive to uphold our current community-wide goals, regulations, plans and frameworks, and as appropriate, balance them with the needs of individual citizens and circumstances.

Should you have any questions or concerns regarding my nomination, please, do feel free to let me know.

Respectfully, and with my kindest regards,


Aaron J. Classi
Topeka, Kansas



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 25, 2009

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DATE: September 29, 2009

CONTACT PERSON: Councilmember Deborah Swank **DOCUMENT #:**

SECOND PARTY/SUBJECT: ARTSConnect Arty Party **PROJECT #:**
noise exception

CATEGORY/SUBCATEGORY 020 Resolutions / 005 Miscellaneous

CIP PROJECT: No

ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by Councilmember Swank granting ARTSConnect an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions. *(Council District No. 6)*

(The Arty Party event will take place at the College Hill Apartments located on the corner of SW Lane Street and SW 16th Street during the hours of 7:00 p.m. and 11:00 p.m. on October 17, 2009.)

POLICY ISSUE:

Whether or not to grant the noise exception.

STAFF RECOMMENDATION:

BACKGROUND:

Noise exception for a live band at the College Hill Apartments, corner of SW Lane Street and SW 16th Street, during the specified date and time.

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. _____

A RESOLUTION introduced by Councilmember Deborah Swank granting ARTSConnect an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions.

WHEREAS, City of Topeka Code Section 54-148 makes it unlawful for any person to make, continue or cause to made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health or safety or others within the limits of the city; and

WHEREAS, City of Topeka Code Section 54-148 authorizes the City Council to grant exceptions to the prohibitions of this code section upon request and a showing that the proposed activity does not offend the spirit of the findings of City of Topeka Code Section 54-146, and

WHEREAS, ARTSConnect has requested that it be granted an exception to the provisions of City of Topeka Code Section 54-148 for the purposes, dates and times described herein, and

WHEREAS, upon review of the application of ARTSConnect, the Council of the City of Topeka does hereby find that the requested activity does not offend the spirit of the findings of City of Topeka Code Section 54-146.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that ARTSConnect is hereby granted an exception from the provisions of City of Topeka Code Section 54-148 for amplified music and sound during its

COUNRES
ARTSConnect
NOISE EXCEPTION
8/25/09

25 Arty Party event at the College Hill Apartments, corner of SW Lane Street and
26 SW 16th Street, during the hours of 7 p.m. and 11 p.m. on October 17, 2009.

27 ADOPTED and APPROVED by the City Council _____.

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William W. Bunten, Mayor

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Brenda Younger, City Clerk

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Topeka, Kansas 66603

September 16, 2009

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DATE: September 29, 2009
CONTACT PERSON: John Alcala **DOCUMENT #:**
SECOND PARTY/SUBJECT: Patrick Unrein **PROJECT #:**
CATEGORY/SUBCATEGORY 020 Resolutions / 005 Miscellaneous
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by Councilmember John Alcala granting Patrick Unrein an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions. *(Council District No. 2)*

(The 3PO Throwdown Event will take place at Mousetrap Skate Park located at 801 NE Poplar Street during the hours of 12:00 p.m. and 8:00 p.m. on October 17, 2009.)

POLICY ISSUE:

Whether or not to grant an exception.

STAFF RECOMMENDATION:

None

BACKGROUND:

Noise exception for live bands and amplified music located at Mouse Trap Skate Park, 801 NE Poplar Street, during specified date and time.

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

None

ATTACHMENTS:

[Flier](#)

[Details](#)

[Resolution](#)

Item #11

3.P.O. THROWDOWN

AT
THE MOUSE TRAP SKATEPARK
BENEFITING

SKATEBOARD
BEST TRICK
COMPETITION



PLAYING LIVE

INTERMEDIATE
& ANVANCED

\$5 ENTRY FEE

E-MAIL:
3POTTHROWDOWN@
GMAIL.COM
TO ENTER

SKATE AT YOUR OWN RISK



TIMES NEW ROMAN

LEFT ON
NORTHWOOD

SEDLER OSSUARY

SECOND-STAR
OPERATOR

CORONADO,
LEFT FOR DEAD

OCTOBER 17TH

NOON - 8PM

ALL AGES EVENT

\$5 - \$10 DONATION OR UNUSED TOY TO ENTER
801 NE POPLAR TOPEKA, KS

SPONSOR

SPONSOR

SPONSOR

SPONSOR

FOR QUESTIONS E-MAIL: 3POTTHROWDOWN@GMAIL.COM

3PO Throwdown

What's up? Here's the details on this thing.

We're calling it the "3PO Throwdown." There's a skateboarding best trick competition with rounds happening throughout the day and bands playing in between rounds and whatnot. The skate comp is going to be done sort of Slam Dunk contest style with four judges. All proceeds are going to Toys for Tots. Everybody gets a 30 minute set, and we're doing a 40 minute set. The extra 10 minutes was a gift to myself for putting this together. Please be mindful of the things they asked us to make sure happen.

Stipulations from the city:

- **No drugs or alcohol** (If we catch anyone doing this we have to kick you out. Sorry to be party poopers, but it's the only way we can do this.)
- **Skaters in competition wear a helmet**
- **No Profanity**

I tried to make the event end later, but the city said that this was as late as we could go.

Schedule

Noon – 1:00 - Free Skating
1:00 – 3:00 - 1st round of the skate comp
3:00 – 3:30 - Cornada, Left for Dead
3:30 – 4:00 - Announce Top 10/ Raffle
4:00 – 4:30 - Second-Star Operator
4:30 – 5:00 - 2nd Round of skate comp
5:00 – 5:30 - Sedlec Ossuary
5:30 – 6:00 - Announce Top 3/ Final Round
6:00 – 6:30 - Left On Northwood
6:30 – 6:50 - Award Ceremony
6:50 – 7:30 - Times New Roman

We're going to need help from our friends with security, money collection, etc. If you're willing to help us out that would be awesome. The more people helping us out, the smoother it will go. It's going to be tough with the way things are set up out there to make sure we collect money properly. Let us know if you wanna help us out.

Lastly, I'm really excited. Let's make this thing happen smooth so that we can do it again. Let's promote, promote, promote.

RESOLUTION NO.

A RESOLUTION introduced by Councilmember John Alcala, granting Patrick Unrein an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions.

WHEREAS, City of Topeka Code Section 54-148 makes it unlawful for any person to make, continue or cause to made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health or safety or others within the limits of the city; and

WHEREAS, City of Topeka Code Section 54-148 authorizes the City Council to grant exceptions to the prohibitions of this code section upon request and a showing that the proposed activity does not offend the spirit of the findings of City of Topeka Code Section 54-146; and

WHEREAS, Patrick Unrein has requested that he be granted an exception to the provisions of City of Topeka Code Section 54-148 for the purposes, dates and times described herein, and

WHEREAS, upon review of the application of Patrick Unrein, the Council of the City of Topeka does hereby find that the requested activity does not offend the spirit of the findings of City of Topeka Code Section 54-146.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that Patrick Unrein is hereby granted an exception from the provisions of City of Topeka Code Section 54-148 for live bands and amplified music during

the 3PO Throwdown located at Mousetrap Skate Park, 801 NE Poplar Street,
from 12:00 p.m. to 8:00 p.m. on October 17, 2009.

ADOPTED and APPROVED by the City Council _____.

William W. Bunten, Mayor

Brenda Younger, City Clerk



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www.topeka.org

Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 3, 2009

+ Back Print

DATE: September 29, 2009
CONTACT PERSON: Randy L. Speaker **DOCUMENT #:**
SECOND PARTY/SUBJECT: Hersh Development Co. **PROJECT #:**
CATEGORY/SUBCATEGORY 020 Resolutions / 005 Miscellaneous
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by Councilmembers Sylvia Ortiz, Jeff Preisner and Larry Wolgast expressing support for the Woodland Place of Soldier Creek, Development Project.

(The proposed development would consist of a 78 senior and/or persons with disabilities housing unit complex located at 3032NW Topeka Blvd financed through the Low Income Housing Tax Credit Program.)

POLICY ISSUE:

Should a resolution of support be adopted by the City Council.

STAFF RECOMMENDATION:

Adopt the Resolution.

BACKGROUND:

The project if approved by the KHRC would assist in the construction of 78 new housing units to help meet the needs of low income households at or below 60% of the Topeka area median income.

BUDGETARY IMPACT:

NONE. No funding to be provided from the City of Topeka.

SOURCE OF FUNDING:

Federal Low Income Housing Tax Credits and private funds

ATTACHMENTS:

[Woodland Place at Soldier Creek Information](#)

[Project Area Map](#)

[Resolution](#)

Item #12

LOW INCOME HOUSING TAX CREDIT (LIHTC) PROGRAM

Woodland Place at Soldier Creek

Additional Information:

The project developer (The Hersh Development Co) provided the following information. Location of the proposed new construction 78 unit apartment complex is approximately 3032 N Topeka Blvd, in the City of Topeka, Shawnee County, Kansas. Land located on the southeast corner of NW Topeka Blvd and NW Menninger Road.

The development will entail construction of 78 units for the elderly and/or to persons with disabilities. The development consists of a \$7,523,333 LIHTC privately funded project. This would be a new construction project comprising seventy-eight units (78) units reserved for income-qualified occupants.

Woodland Place at Soldier Creek will serve seniors and or persons who are 55 or older and/or to persons with disabilities. The program will serve occupants earning at or below 60% of [the](#) Topeka area median Income.

Actions Taken By Applicant To Inform Surrounding Neighborhood: There is no Neighborhood Improvement Association (NIA) within this area. The developer indicated they have provided an information letter and brochure to the neighbors in close proximity. This site was previously proposed for a LIHTC program similar to this project and the neighborhood was informed regarding that development and area was approved for development. The zoning is "M-2" Multiple Family Dwelling district and within conformance with Topeka Planning Department requirements.

The project entails the construction of a 78 unit community of 22 buildings, three story design including one and two bedroom units. Amenities include, full kitchens, elevators, swimming pool, exercise room, walking path, organized activities, transportation (senior), health screening room, craft room, outdoor grill, outdoor seating, horseshoe pit and green space.



RESOLUTION NO. _____

A RESOLUTION introduced by Councilmembers Sylvia Ortiz, Jeff Preisner and Larry Wolgast expressing support for the Woodland Place at Soldier Creek Development Project.

WHEREAS, the City of Topeka, Kansas, has been informed by Hersh Development Co., the developer of Woodland Place at Soldier Creek, an affordable housing project, that a housing tax credit application will be filed with the Kansas Housing Resources Corporation for the acquisition and the rehabilitation of seventy-eight (78) units of elderly housing in order to provide clean, safe, modern, and affordable rental housing to be provided within North Topeka, Kansas, located at 3032 NW Topeka Boulevard; and

WHEREAS, this development contains seventy-eight (78) units of housing; and

WHEREAS, the units will be targeted to low income persons who are 55 year of age or older and to persons with disabilities; and

WHEREAS, this development will be a new construction of an apartment complex project in an area that has need of clean, safe, modern and affordable family housing; and

WHEREAS, the property will have the following amenities: full kitchens, elevators, swimming pool, exercise room, walking path, organized activities, transportation (senior), health screening room, craft room, outdoor grill, outdoor seating, horseshoe pit and green space.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Topeka, Kansas, that it supports the development of the aforesaid housing project in our community, subject to city ordinances, zoning requirements and the building permit process.

26 ADOPTED and APPROVED by City Council _____.

27 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

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34 ATTEST:

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Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 18, 2009

+ Back Print

DATE: September 29, 2009

CONTACT PERSON:

DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 18, 2009

+ Back Print

DATE: September 29, 2009

CONTACT PERSON:

DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 30, 2009

+ Back Print

DATE: September 29, 2009

CONTACT PERSON: Councilmember Larry Wolgast **DOCUMENT #:**

SECOND PARTY/SUBJECT: Missionary Baptist Convention of Topeka **PROJECT #:**

CATEGORY/SUBCATEGORY 020 Resolutions / 005 Miscellaneous

CIP PROJECT: No

ACTION OF COUNCIL: Approve **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by Councilmember Larry Wolgast granting the Missionary Baptist Convention of Topeka an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions.
(Council District No. 5)

This item was added at the meeting.

(Approval would grant a noise exception for an event on October 8, 2009 from 3:00 p.m. to 5:00 p.m. at Betty Phillips Park.)

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

[Resolution](#)

Item #15

RESOLUTION NO. _____

A RESOLUTION introduced by Councilmember Larry Wolgast granting the Missionary Baptist Convention of Topeka an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions.

WHEREAS, City of Topeka Code Section 54-148 makes it unlawful for any person to make, continue or cause to made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health or safety or others within the limits of the city; and

WHEREAS, City of Topeka Code Section 54-148 authorizes the City Council to grant exceptions to the prohibitions of this code section upon request and a showing that the proposed activity does not offend the spirit of the findings of City of Topeka Code Section 54-146, and

WHEREAS, the Missionary Baptist Convention of Topeka has requested that it be granted an exception to the provisions of City of Topeka Code Section 54-148 for the purposes, dates and times described herein, and

WHEREAS, upon review of the application of the Missionary Baptist Convention of Topeka, the Council of the City of Topeka does hereby find that the requested activity does not offend the spirit of the findings of City of Topeka Code Section 54-146.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that the Missionary Baptist Convention of Topeka is hereby granted an

exception from the provisions of City of Topeka Code Section 54-148 for
amplified music and sound located at Betty Phillips Park, 33rd and Irvingham,
during the hours of 3:00 p.m. until 5:00 p.m. on October 8, 2009.

ADOPTED and APPROVED by the City Council _____.

William W. Bunten, Mayor

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 15, 2009

+ Back Print

DATE: September 29, 2009
CONTACT PERSON: Eric Smith, Asst. City Attorney
DOCUMENT #:
SECOND PARTY/SUBJECT: ARTSConnect
PROJECT #:
CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 005 Miscellaneous
CIP PROJECT: No
ACTION OF COUNCIL:
JOURNAL #:
PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by Councilmember Deborah Swank authorizing the sale, consumption and possession of alcoholic liquor as part of the ARTSConnect Arty Party at specified locations and times. Final Reading.

(Approval would allow state-licensed vendors to sell alcoholic beverages in a barricaded portion of SW 16th Street during the event.)

POLICY ISSUE:

Whether or not to authorize the removal of a portion of 16th Street from the City right-of-way to facilitate the sale, possession and consumption of alcoholic liquor.

STAFF RECOMMENDATION:

BACKGROUND:

The ordinance will remove a portion of SW 16th Street between Washburn and Lane from the City right-of-way to facilitate the sale, possession and consumption of alcoholic liquor in the barricaded portion of the street from 7:00 pm to 11:00 pm on October 17, 2009.

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Ordinance](#)

Item #16

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by Councilmember Deborah Swank authorizing the sale, consumption and possession of alcoholic liquor as part of the ARTSConnect Arty Party at specified locations and times.

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

Section 1. a) Authorization is given to barricade a portion of SW 16th Street between SW Washburn Avenue and SW Lane Street on October 17, 2009, between the hours of 7:00 p.m. and 11:00 p.m. Attendance to the celebration is open to the public between these hours. Licensed retailers may sell non-alcoholic commodities or food between the hours of 7:00 p.m. and 11:00 p.m. on October 17, 2009.

b) The barricaded portion of the SW 16th Street between SW Washburn Avenue and SW Lane Street shall be temporarily removed from the City's right-of-way and the provisions of K.S.A. 41-719. Vendors holding the appropriate license from the State of Kansas to sell alcoholic liquor may in accordance with all applicable state laws and municipal ordinances sell alcoholic liquor in the specific area designated by the division of Alcohol Beverage Control within the barricaded portion of SW 16th Street between SW Washburn Avenue and SW Lane Street between the hours of 7:00 p.m. and 11:00 p.m. on October 17, 2009.

c) Event attendees may buy, possess and consume alcoholic beverages in the specific area designated by the division of Alcohol Beverage Control within the barricaded portion of SW 16th Street between SW Washburn Avenue and SW Lane Street between the hours of 7:00 p.m. and 11:00 p.m. on October 17, 2009.

29 Section 2. This Ordinance shall be null and void on October 18, 2009.

30 Section 3. This Ordinance shall take effect and be in force after its passage,
31 approval and publication in the official city newspaper.

32 PASSED and APPROVED by the City Council _____.

33 CITY OF TOPEKA, KANSAS

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ATTEST:

William W. Buntin, Mayor

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 26, 2009

 [Back](#)  [Print](#)

DATE: September 29, 2009

CONTACT PERSON: Councilmember Deborah Swank **DOCUMENT #:**

SECOND PARTY/SUBJECT: Smoking prohibited in public places and places of employment **PROJECT #:**

CATEGORY/SUBCATEGORY 013 Ordinances - Codified / 078 Health and Sanitation

CIP PROJECT: No

ACTION OF COUNCIL: 8/25/2009 First Reading. **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by Councilmember Deborah Swank, amending City of Topeka Code Sections 78-226 through 78-239 concerning clean indoor air in public places and places of employment and repealing said original sections and creating Sections 78-240 through 78-242. Final Reading. *(Deferred from the meeting of August 25, 2009.)*

(With limited exceptions, approval would prohibit smoking in public places and places of employment.)

POLICY ISSUE:

Whether or not to prohibit smoking in public places and places of employment with limited exceptions.

STAFF RECOMMENDATION:

BACKGROUND:

City Council approval would prohibit smoking in all enclosed public places, in all enclosed areas in a places of employment within the City of Topeka, and all enclosed facilities owned by the City of Topeka. Exceptions to the smoking restrictions would be private residences except when used as a childcare, adult day care or health care facility; no more than twenty percent (20%) of hotel or motel rooms which are available to be rented to guests; retail tobacco stores; outdoor places of employment; and private places. An enforcement process and penalties would be established.

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

[Ordinance](#)

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by Councilmember Deborah Swank, amending City of Topeka Code § 78-226 through § 78-239 concerning clean indoor air in public places and places of employment and specifically repealing said original sections and creating § 78-240 through § 78-242.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That Chapter 78, Article IV of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

DIVISION 1. SMOKING PROHIBITED; GENERALLY

Section 2. That § 78-226, Definitions, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Definitions.

~~The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

~~(a) *Bar* means an area which is devoted to the serving of alcoholic beverages and in which the serving of food is incidental to the consumption of such beverages.~~

~~(b) *Business* means any sole proprietorship, partnership, joint venture, corporation or other business entity formed for profit making purposes, including retail establishments where goods or services are sold as well as professional corporations and other entities where legal, medical, dental, engineering, architectural or other professional services are delivered.~~

~~(c) — Dining area means any enclosed area containing a counter or tables upon which meals are served.~~

~~(d) — Employee means any person who is employed by any employer in consideration for direct or indirect monetary wages or profit, and any person who volunteers his services for a nonprofit entity.~~

~~(e) — Employer means any person, partnership, corporation or nonprofit entity, including a municipal corporation, who employs the services of one or more persons.~~

~~(f) — Enclosed means closed in by a roof and four walls with appropriate openings for ingress and egress.~~

~~(g) — Environmental code services director or director means the director of the environmental code services division.~~

~~(h) — Nonprofit entity means any corporation, unincorporated association, or other entity created for charitable, educational, political, social or other similar purposes, the net proceeds from the operations of which are committed to the promotion of the objects or purposes of the organization and not to private financial gain. A public agency is not a nonprofit entity within the meaning of this definition.~~

~~(i) — Place of employment means any enclosed area under the control of a public or private employer which employees normally frequent during the course of employment, including, but not limited to, work areas, employee lounges and restrooms, conference and class rooms, cafeterias and hallways; except:~~

~~(1) — A private residence is not a place of employment unless it is used as a child care or health care facility.~~

~~(2) The dining area of a restaurant is not a place of employment.~~

53 ~~(j) — *Public place* means any enclosed area to which the public is invited or in~~
54 ~~which the public is permitted, including, but not limited to, banks, educational facilities,~~
55 ~~health facilities, public transportation facilities, reception areas, restaurants, retail food~~
56 ~~production and marketing establishments, retail service establishments, retail stores,~~
57 ~~theaters and waiting rooms.~~

58 ~~(k) — *Restaurant* means any coffee shop, cafeteria, tavern, sandwich stand,~~
59 ~~soda fountain, private or public school cafeteria, and any other eating establishment,~~
60 ~~organization, club, boardinghouse, or guesthouse which gives or offers food for sale to~~
61 ~~the public, guests, patrons or employees, except that the term shall not include a~~
62 ~~cocktail lounge or tavern if such cocktail lounge or tavern is a bar.~~

63 ~~(l) — *Fast food restaurant* means an establishment whose principal business is~~
64 ~~the sale of prepared or rapidly prepared food directly to the consumer over the counter~~
65 ~~(not served by a waiter or waitress) in a ready to eat consumed state, for consumption~~
66 ~~either elsewhere or within the restaurant building or off premises. The products sold are~~
67 ~~usually serviced in containers that are either edible or made of paper, plastic or other~~
68 ~~disposable material.~~

69 ~~(m) — *Retail tobacco store* means a retail store utilized primarily for the sale of~~
70 ~~tobacco products and accessories.~~

71 ~~(n) — *Service line* means any indoor line at which one or more persons are~~
72 ~~waiting for or receiving services of any kind, whether or not such service involves the~~
73 ~~exchange of money.~~

74 ~~(o) — *Smoke or smoking* means inhaling, exhaling, burning or carrying any~~
75 ~~lighted cigar, cigarette, pipe or weed.~~

(p) ~~Sports arena means sports pavilions, gymnasiums, health spas, boxing arenas, swimming pools, roller and ice rinks, and other similar places where members of the public assemble to engage in physical exercise, participate in athletic competition, or witness sports events.~~

Purpose.

The purpose of this article is to (1) improve and protect the public's health by eliminating smoking in public places and places of employment; (2) protect the right of nonsmokers to breathe smoke-free air; and (3) recognize that the need to breathe smoke-free air shall have priority over the choice to smoke.

Section 3. That § 78-227, Declaration of policy, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Declaration of policy.

~~It is the policy of the city in furtherance of its responsibility to protect the public health, safety and welfare to:~~

~~(1) Prohibit the smoking of tobacco products in public places, except in designated smoking areas;~~

~~(2) Regulate the smoking of tobacco products in places of employment; and~~

~~(3) Strike a reasonable balance between the needs of smokers and the needs of nonsmokers to breathe smokefree air, recognizing that, where these needs conflict, the need to breathe smokefree air shall have priority.~~

Definitions.

The following words and phrases, whenever used in this article, shall be construed as defined in this section:

99 (a) Business means any sole proprietorship, partnership, joint venture,
100 corporation or other business entity formed for profit or not for profit purposes, including
101 places where goods or services are sold at retail or wholesale as well as professional
102 corporations and other entities where legal, medical, dental, engineering, architectural
103 or other professional services are delivered.

104 (b) Employee means any person who is employed by an employer in
105 consideration for direct or indirect monetary wages or profit, and any person who
106 volunteers his or her services for a non-profit entity.

107 (c) Employer means any person, partnership, corporation, including a
108 municipal corporation, or non-profit entity, which employs in consideration for direct or
109 indirect monetary wages or profit the services of one or more individual persons.

110 (d) Enclosed area means all space between a floor and ceiling which is
111 enclosed on all sides by solid walls or windows (exclusive of door or passage ways)
112 which extend from the floor to the ceiling, including all space therein screened by
113 partitions which do not extend to the ceiling or are not solid, "office landscaping" or
114 similar structures.

115 For the purposes of this article, the following shall not be considered an enclosed
116 area:

117 (1) Rooms or areas enclosed by walls or windows having neither a
118 ceiling nor a roof and which are completely open to the elements and weather at
119 all times.

(2) Rooms or areas, enclosed by walls or windows and a roof or ceiling, having an opening at least eighty percent (80%) of the total perimeter wall area completely and permanently open to the elements and weather.

(e) Food service establishment shall mean any place in which food or alcoholic liquor or cereal malt beverages, or both, is served or is prepared for sale or service on the premises or elsewhere. Such term shall include, but not be limited to, fixed or mobile restaurant, coffee shop, cafeteria, short-order café, luncheonette, grill, tea room, sandwich shop, soda fountain, tavern, private club, roadside kitchen, commissary and any other private, public or nonprofit organization or institution routinely serves or prepares food or drink with or without charge.

(f) Licensed premises shall mean any premises where alcoholic liquor or cereal malt beverages, or both, by the individual drink as defined by K.S.A. Chapter 41, and amendments thereto, is served or provided for consumption or use on the premises with or without charge. Such term shall include drinking establishments, Class A Private Clubs, Class B Private Clubs, and cereal malt beverage or alcoholic liquor retailer establishments, all as defined by K.S.A. Chapter 41, and amendments thereto, and this article.

(g) Place of employment means any enclosed area under the control of public or private employer which employees normally frequent during the course of employment, including, but not limited to, work areas, employee lounges and restrooms, conference and classrooms, employee cafeterias and hallways. A private residence is not a "place of employment" unless it is used as a childcare, adult day care or health care facility.

(h) Private place means any enclosed area to which the public is not invited or in which the public is not permitted, including but not limited to, personal residences or personal motor vehicles. A privately owned business, open to the public, is not a “private place.”

(i) Public place means any enclosed area to which the public is invited or in which the public is permitted, including but not limited to, banks, educational facilities, health facilities, health care facilities, laundromats, public transportation facilities, reception areas, production and marketing establishments, retail service establishments, retail stores, theaters, and waiting rooms. A private residence is not a “public place.”

(j) Retail tobacco store means a retail store where sixty-five percent (65%) of the sales are derived from tobacco products and in which the sale of other products is merely incidental.

(k) Smoking means possession of a cigarette, cigar, or pipe partially or wholly consisting of or containing burning vegetation, or possession of any other device containing burning vegetation that is used for the introduction of smoke from the burning vegetation into the human body. For the purposes of this definition, the term vegetation includes, but is not limited to, tobacco, but does not include any controlled substance listed in K.S.A. 65-4105 through K.S.A. 65-4113 inclusive, and amendments thereto.

(l) Sports arena means sports pavilions, gymnasiums, health spas, boxing arenas, swimming pools, roller and ice rinks, bowling alleys and other similar places where members of the general public assemble either to engage in physical exercise, participate in athletic competition, or witness sports events.

(m) Wall means a side of a room, building or structure connecting the floor and ceiling or foundation and roof, including temporary, moveable, and retractable sides.

Section 4. That § 78-228, Purpose, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Purpose.

~~It is the purpose of this article to effectuate the policies set forth in section 78-227 by providing for:~~

~~(1) A program of effective regulation of the use of tobacco products for the protection of the public health, safety and welfare.~~

~~(2) A program to promote the public education as to the health hazards and other ill effects of breathing secondhand smoke.~~

~~(3) A program to establish procedures for the assumption and performance of certain regulatory and enforcement responsibilities with respect to the smoking of tobacco products~~

Prohibition of smoking in public places.

Smoking shall be prohibited in all enclosed public places within the City of Topeka, including, but not limited to, the following places:

(a) Elevators.

(b) Restrooms, lobbies, reception areas, hallways, and any other common-use areas.

(c) Buses, bus terminals, taxicabs, train stations, the airport, and other facilities and means of public transit under the authority of the City of Topeka, as well as ticket, boarding, and waiting areas of public transit depots.

(d) Service lines.

(e) Retail stores.

(f) All areas available to and customarily used by the general public in all businesses and non-profit entities patronized by the public including, but not limited to, attorneys' offices, and other offices, banks, laundromats, and hotels and motels in which at least 80% of the rooms are available for rent by guests.

(g) Food service establishments and licensed premises, excluding areas of a food service establishment or licensed premises that are not enclosed such as patios, outdoor dining areas, and courtyards.

(h) Within ten (10) feet of the main entrance or air handling unit of a public place.

(i) Galleries, libraries and museums.

(j) Any facility which is primarily used for exhibiting any motion picture, stage, drama, lecture, musical recital or other similar performance, except that performers may smoke when the smoking is a part of a theatrical production.

(k) Sports arenas and convention halls, including bowling facilities.

(l) Every room, chamber, place of meeting or public assembly, including school buildings under the control of any board, council, commission, committee, including joint committees, or agencies of the City of Topeka or any political subdivision of the State to the extent such place is subject to the jurisdiction of the City of Topeka.

(m) Waiting rooms, hallways, wards and rooms of health care facilities, including, but not limited to, hospitals, clinics, nursing homes, physical therapy facilities, doctors' offices, and dentists' offices.

(n) Lobbies, hallways, and other common areas in apartment buildings, condominiums, trailer parks, retirement facilities, nursing homes, and other multiple-unit residential facilities.

(o) Polling places.

(p) Private clubs and fraternal organization facilities.

Section 5. That § 78-229, Areas where smoking is prohibited, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

~~Areas where smoking is prohibited.~~

~~(a) Smoking shall not be permitted and smoking areas shall not be designated in those areas where smoking is prohibited by the fire chief, state statute, ordinances or regulations of the city or other applicable laws.~~

~~(b) No person shall smoke in a public place or at a public meeting except as permitted in this article. The following listed areas are declared to be public areas; provided, however, the enumerated areas are not to be construed as an exclusive enumeration of the only public areas covered:~~

~~(1) Elevators and restrooms.~~

~~(2) Buses and other means of public transit under the authority of the city, and ticket, boarding and waiting areas of public transit depots; provided, however, that this prohibition does not prevent the establishment of separate waiting areas for smokers and nonsmokers, or the establishment of a maximum of 50 percent of a given waiting room as a smoking area.~~

~~(3) Service lines.~~

234 ~~(4) — Retail stores, except areas in such stores not open to the public~~
235 ~~and all areas within retail tobacco stores.~~

236 ~~(5) — Retail food marketing establishments, including grocery stores and~~
237 ~~supermarkets, except those areas of such establishments set aside for the~~
238 ~~purpose of serving food and drink, restrooms and offices, and areas thereof not~~
239 ~~open to the public, which are otherwise regulated by this article.~~

240 ~~(6) — Restaurants and private clubs regularly serving food with a seating~~
241 ~~capacity of less than 30 and all fast food restaurants.~~

242 ~~(7) — Restaurants and private clubs with a seating capacity of 30 or~~
243 ~~more, regularly serving food, shall provide a nonsmoking section provided that~~
244 ~~the nonsmoking section is of sufficient size with contiguous seating to~~
245 ~~accommodate patrons who request to be seated in such an area. These~~
246 ~~establishments may also elect to use physical barriers and/or ventilation to help~~
247 ~~ensure smokefree air.~~

248 ~~(8) — All areas available to and customarily used by the general public in~~
249 ~~all businesses and nonprofit entities patronized by the public, including, but not~~
250 ~~limited to, offices, banks, hotels and motels.~~

251 ~~(9) — Public areas of libraries and museums when open to the public; provided,~~
252 ~~however, that this prohibition does not prevent the designation of separate smoking~~
253 ~~areas.~~

254 ~~(10) — Any building not open to the sky which is used primarily for~~
255 ~~exhibiting any motion picture, stage, drama, lecture, musical recital or other~~
256 ~~similar performance, except when smoking is part of a stage production;~~

provided, however, that this prohibition does not prevent the designation of a contiguous area containing a maximum of 50 percent of a lobby as a smoking area.

(11) Every room, chamber and place of meeting or public assembly, including school buildings under the control of any board, council, commission, committee or agencies of the city or any political subdivision of the state during such time as a public meeting is in progress, to the extent such place is subject to the jurisdiction of the city.

(12) Polling places.

(13) Waiting rooms, hallways, wards and semiprivate rooms of health facilities, including, but not limited to, hospitals, clinics, physical therapy facilities, doctors' offices, and dentists' offices. In bed space areas of health facilities used for two or more patients, smoking shall be prohibited unless all patients within the room are smokers and request in writing upon the health care facility's admission forms to be placed in a room where smoking is permitted.

(14) Enclosed sports arenas and convention halls, except in designated smoking areas, which cannot include designating the entire area as smoking.

(15) Kansas Expocentre, except in designated smoking areas; provided, however, this exception will be effective only so long as the Kansas Expocentre has a smoking policy that is comparable to and compatible with this article.

Prohibition of smoking in places of employment

(a) Smoking shall be prohibited in all enclosed areas in places of employment within the City of Topeka.

(b) It shall be the responsibility of employers to provide a smoke-free workplace for all employees.

(c) Each employer having any enclosed area in a place of employment located within the City of Topeka shall adopt, implement, make known and maintain, a written smoking policy which shall contain the following requirements:

Smoking shall be prohibited in all enclosed areas within a place of employment without exception. This includes work areas, auditoriums, classrooms, conference and meeting rooms, private offices, elevators, hallways, medical facilities, cafeterias, employee lounges, stairs, restrooms, and all other enclosed areas.

(d) The smoking policy shall be communicated to all employees within four (4) weeks of the adoption of this ordinance.

(e) All employers shall make available a written copy of the smoking policy to any existing or prospective employee.

Section 6. That § 78-230, Penalty for violation of article, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Penalty for violation of article.

~~Any person, business or employer who violates any of the provisions of this article shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined a sum of \$25.00. Each and every day that such violation continues shall constitute a separate offense.~~

Additional declaration of non-smoking establishment.

301 Notwithstanding any other provision of this article, any owner, operator, manager
302 or other person who controls any establishment described in this article may declare the
303 entire establishment as a non-smoking establishment.

304 Section 7. That § 78-231, Enforcement; duties of director, of the Code of the
305 City of Topeka, Kansas, is hereby amended to read as follows:

306 **Enforcement; duties of environmental code services director.**

307 ~~(a) — The environmental code services director shall be responsible for carrying~~
308 ~~out the purposes and intent of this article and enforcing its provisions within the city.~~

309 ~~(b) — The environmental code services director shall, for the protection of the~~
310 ~~public health, safety and welfare, develop programs for the evaluation of health hazards~~
311 ~~associated with the use of tobacco products.~~

312 **Application of article to city owned facilities.**

313 All enclosed facilities owned by the City of Topeka shall be non-smoking at all
314 times notwithstanding other provisions of this article.

315 Section 8. That § 78-232, Exemptions, of the Code of the City of Topeka,
316 Kansas, is hereby amended to read as follows:

317 **Exemptions.**

318 ~~(a) The environmental code services director may fix, charge and collect fees~~
319 ~~for investigating a request for exemption from the provisions of this article. After~~
320 ~~investigation, the director shall make a finding on the significant risks, if any, to the~~
321 ~~health, safety and welfare of the public if the exemption was granted. The director shall~~
322 ~~forward a summary of the investigation and the findings to the city council.~~

~~(b) The city council, after reviewing the environmental code services director's investigation and findings, may grant or deny the request for exemption. The period of exemption shall be for two years. The council may review an exemption if changes at the exempted public place or business cause the exemption to create a significant risk to the health, safety and welfare of the public. The director may fix, charge and collect fees for an exemption.~~

~~(c) An exemption may be renewed. A renewal request shall follow the procedure and requirements of an initial exemption request as detailed above. The director may fix, charge and collect a fee for renewal of an exemption.~~

Where smoking is not regulated: private and public places.

Notwithstanding any other provision of this Article to the contrary, the following areas shall not be subject to the smoking restrictions of this Article:

(a) Private residences, except when used as a childcare, adult day care or health care facility.

(b) No more than twenty percent (20%) of hotel or motel rooms which are available to be rented to guests.

(c) Retail tobacco stores.

(d) Outdoor places of employment.

(e) Private places.

Section 9. That § 78-233, Permitted public smoking areas, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Permitted public smoking areas.

~~Smoking may be permitted in the following public places:~~

~~(1) Bars or taverns.~~

~~(2) Fully enclosed rooms occupied exclusively by smokers, even though the rooms may be visited by nonsmokers.~~

~~(3) Rooms and halls being used by a person or group for a social or business function where the seating arrangements are under the control of the sponsor of the function.~~

~~(4) Smoking areas designated by the proprietor or person in charge of a public place or public meeting pursuant to this article.~~

~~(5) Retail businesses primarily engaged in the sale of tobacco or tobacco products.~~

~~(6) Private residences, except when used as a child care or health care facility.~~

~~(7) Hotel and motel rooms rented to guests.~~

~~(8) Restaurants and private clubs with a seating capacity of 30 or more persons.~~

~~(9) Restaurant, hotel and motel conference or meeting rooms, and public and private assembly rooms while these places are being used for private functions.~~

~~(10) Bowling centers. During league play, a league may determine a smoking policy for the league. During open play, if a nonsmoker requests a lane where there is no smoking, he shall be provided with such a lane, if available. If there is a request for more than one nonsmoking lane, the owner or manager on duty shall select bowling lanes that are contiguous with and adjacent to another nonsmoking lane.~~

Posting of signs.

(a) Any owner, manager, operator or employee of any premises regulated by this article shall be responsible for informing persons violating this article of the provisions through appropriate signage.

(b) The owner, manager or other person having control of such building or other areas where smoking is prohibited by this article shall have a conspicuously posted sign at each entrance clearly stating that smoking is prohibited.

(c) Such "No Smoking" signs shall have bold lettering of not less than one (1) inch in height. The international "No Smoking" symbol may also be used (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with red bar across it).

Section 10. That § 78-234, Declaration of establishments as nonsmoking, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

~~Declaration of establishments as nonsmoking.~~

~~Notwithstanding any other provisions of sections 78-232 and 78-234, any owner, operator, manager or other person who controls any establishment described in such sections may declare that entire establishment as a nonsmoking establishment.~~

Responsibilities of owner, manager or operator.

Any owner, manager, operator or other person having control of a place, business, office or other establishment or activity subject to this article shall not knowingly permit, cause, suffer or allow any person to violate the provisions of this article in that place and shall take all necessary steps to prevent or stop another person from smoking in violation of this article. "Necessary steps" means to take all reasonable actions to prevent smoking in violation of this article by employees, patrons and visitors

in the place, business, office or establishment, including: posting no-smoking signs and removing all ashtrays; verbally asking a person who is smoking to extinguish the smoking materials; refusing service to a person who is illegally smoking; verbally asking anyone illegally smoking to leave the premises; and applying standard business procedures in the same manner for violations of house rules or other local ordinances or state laws. If the employee, patron or visitor smoking in violation of this article is hard of hearing, the communications with that person may be written, in sign language or other effective means of communication.

Section 11. That § 78-235, Responsibility of proprietors, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

~~Responsibility of proprietors.~~

~~The proprietor or person in charge of a public place or public meeting shall make reasonable efforts to obtain compliance with this article in such places by:~~

~~(1) Posting appropriate signs.~~

~~(2) Arranging seating and work areas to provide a smokefree area.~~

~~(3) Asking smokers to refrain from smoking upon request if a client or an employee suffers discomfort from the smoke.~~

~~(4) Affirmatively directing smokers to designated smoking areas.~~

~~(5) Using existing physical barriers and ventilation systems to minimize the toxic effect of transient smoke in adjacent no smoking areas.~~

Non-retaliation.

No person or employer shall discharge, refuse to hire or in any manner retaliate against any employee, applicant for employment or customer because such employee,

applicant or customer exercises any right to a smoke free environment afforded by this article.

Section 12. That Chapter 78, Article IV of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

DIVISION 2. ENFORCEMENT AND PENALTIES.

Section 13. That § 78-236, Designation of nonsmoking areas in places of employment, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

~~**Designation of nonsmoking areas in places of employment.**~~

~~(a) — It shall be the responsibility of employers to provide smokefree areas.~~

~~(b) — No person shall smoke in any work area in places of employment, except that any employer may designate as much as 50 percent of the total work area as a smoking area.~~

~~(c) — Smoking is prohibited in auditoriums, classrooms, conference and meeting rooms, elevators, medical facilities and restrooms.~~

~~(d) — There shall be provision for and maintenance of separate and contiguous nonsmoking areas in cafeterias, lunchrooms and employee lounges or provision for and maintenance of separate cafeterias, lunchrooms and employee lounges, for smokers and nonsmokers.~~

~~(e) — If an employer designates a smoking area in his work area pursuant to this section and if a dispute arises concerning the designation of a smoking area, the nonsmoker shall be given precedence. In determining the dispute, the employer shall consider the following factors:~~

- (1) ~~Health impact on nonsmokers;~~
(2) ~~Square footage of the work area;~~
(3) ~~Ventilation;~~
(4) ~~Existing physical barriers;~~
(5) ~~Office traffic patterns;~~
(6) ~~Availability of fully enclosed rooms for use by smokers; and~~
(7) ~~Any other relevant factors.~~

(f) ~~In no event shall restrooms, lobbies, hallways or other common areas typically shared by smokers and nonsmokers be designated as smoking areas, except that lobbies, hallways or other common areas which exceed 1,200 square feet in area may have within them designated smoking areas, provided that no more than 25 percent of the total area of such lobby, hallway or common area is so designated, and further provided that such designated areas are located such that it is not necessary for nonsmokers to pass through such areas to reach other nonsmoking areas.~~

(g) ~~Notwithstanding any other provision of this section, every employer shall have the right to designate any place of employment, or any portion thereof, as a nonsmoking area.~~

(h) ~~The city council may, by special permit, exempt a public place or business from the provisions of this section, upon a showing by the applicant that the public place or business has implemented a satisfactory smoking policy.~~

Enforcement.

(a) The purpose of this article is to provide for the administrative adjudication of violations of provisions under this article regulating smoking in public places within

the City and to establish a fair and efficient system for the enforcement of such provisions.

(b) The police chief or his or her designee shall be responsible for enforcing the provisions of this article within the City, but nothing in this section shall be interpreted to prohibit any other person who would otherwise be lawfully entitled to enforce the provisions of this article from taking enforcement action under this article.

(c) Any person may register a complaint under this article to initiate enforcement with the police chief or his or her designee.

(d) The police chief or his or her designee shall be authorized to:

(1) Issue notice of violations and additional notices, collect money paid as fines and penalties for violations of the provision of this article;

(2) Establish procedures necessary for the prompt, fair and efficient operation of the administrative adjudication system; and

(3) Adopt administrative rules and regulations pertaining to the administration of this article, including, but not limited to, the content of forms and procedures, and the daily operation of the administrative adjudication of violations of this article.

Section 14. That § 78-237, Nonretaliation, of the Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Nonretaliation.

~~No person or employer shall discharge, refuse to hire, or in any manner retaliate against any employee or applicant for employment because such employee or applicant exercises any rights afforded by this article.~~

Administrative monetary penalties for violations.

(a) Persons. The following fine schedule is hereby adopted for a violation by any person who smokes in an area where smoking is prohibited by the provisions of this article:

(1) \$50 per violation for a first violation.

(2) \$100 per violation for a second violation within a continuous twelve (12) month period of the first violation.

(3) \$200 per violation for a third or subsequent violation within a continuous twelve (12) month period of the two previous violations.

(b) Owner, manager, or operator of public places or place of employment.
The following fine schedule is hereby adopted for a violation by any owner, manager or operator of a public place or place of employment who fails to comply with the provisions of this Article:

(1) \$100 per violation for a first violation.

(2) \$250 per violation for a second violation within a continuous twelve (12) month period of the first violation.

(3) \$500 per violation for a third or subsequent violation within continuous twelve (12) month period of the two previous violations.

(4) In addition to the fines established in this section, a third or subsequent violation within a continuous twelve (12) month period of any provisions of this Article by a owner, manager or operator of a public place or place of employment may result in the suspension or revocation of a business

506 permit or license issued by the City to the person for the premises on which the
507 violation occurred.

508 Section 15. That § 78-238, Posting of signs, of the Code of the City of Topeka,
509 Kansas, is hereby amended to read as follows:

510 **Posting of signs.**

511 ~~(a) To advise persons of the existence of no smoking or smoking permitted~~
512 ~~areas, signs shall be posted as follows:~~

513 ~~(1) In public places where the proprietor or person in charge prohibits~~
514 ~~smoking in the entire establishment, the international no smoking symbol shall be~~
515 ~~conspicuously posted either on all public entrances or in a position clearly visible~~
516 ~~on entry into the establishment.~~

517 ~~(2) In public places where certain areas are designated as no smoking~~
518 ~~or smoking permitted areas pursuant to this article, the international no smoking~~
519 ~~symbol shall be conspicuously posted and clearly visible in the nonsmoking~~
520 ~~areas and the international smoking symbol shall be conspicuously posted and~~
521 ~~clearly visible in the smoking areas.~~

522 ~~(3) In public places where smoking is permitted in the entire~~
523 ~~establishment, the international smoking symbol shall be conspicuously posted~~
524 ~~either on all public entrances or in a position clearly visible on entry into the~~
525 ~~establishment.~~

526 ~~(4) Every restaurant and private club where smoking is permitted shall~~
527 ~~have posted at every public entrance a conspicuous sign clearly stating that a~~
528 ~~nonsmoking section is available. Every patron shall be asked as to his or her~~

529 ~~preference by the host or hostess (if one is on duty). A person taking~~
530 ~~reservations for a restaurant shall likewise ask if there is a nonsmoking or~~
531 ~~smoking preference.~~

532 ~~(5) In work areas where an area is designated as a no smoking or~~
533 ~~smoking permitted area, the international no smoking symbol shall be~~
534 ~~conspicuously posted and clearly visible in the nonsmoking areas and the~~
535 ~~international smoking symbol shall be conspicuously posted and clearly visible in~~
536 ~~the smoking areas.~~

537 ~~(b) In addition to the above, signs posted in restaurants, private clubs, bars,~~
538 ~~and taverns where smoking is permitted shall be at least nine inches wide by six inches~~
539 ~~high, utilizing clearly legible bold black lettering on a white background. Each sign shall~~
540 ~~have a black border around the perimeter of the sign. Each sign shall state: "Notice to~~
541 ~~Patrons: You and your children will be exposed to Second Hand Smoke on these~~
542 ~~premises." The signs shall be posted in a position clearly visible on entry into the~~
543 ~~establishment.~~

544 **Notice of violations.**

545 (a) The notice of violation shall state the following information:

546 (1) The section of this Article allegedly violated; and

547 (2) The name and address of violator; and

548 (3) The place, date and time of the alleged violation.

549 In addition, the notice of violation shall state the applicable administrative
550 monetary penalty, the fee which shall be automatically assessed for late payment, that
551 payment of the indicated administrative monetary penalty, and any applicable late fee

shall operate as a final disposition of the violation, and information about the availability of the administrative hearing in which the violation may be contested on its merits and the time and manner in which such hearing may be had.

(b) The police chief or his or her designee shall compile and maintain complete and accurate records relating to all violations of this Article and the dispositions thereof.

Section 16. That section 78-239, Sale to or purchase of tobacco products by minors, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Sale to or purchase of tobacco products by minors.

~~(a) It shall be unlawful for any person to sell any tobacco product in any form to any person under the age of 18.~~

~~(b) It shall be unlawful for any person under the age of 18 to purchase any tobacco product in any form.~~

Appeals.

Appeals from notices of violation and administrative hearings shall be in accordance with the administrative appeal procedure set forth in Chapter 2, Article IX of this Code.

Section 17. That The Code of the City of Topeka, Kansas, is hereby amended by adding a section, to be numbered 78-240, which said section reads as follows:

Other applicable laws.

This article shall not be interpreted nor construed to permit smoking where it is otherwise restricted by other applicable laws.

Section 18. That The Code of the City of Topeka, Kansas, is hereby amended
by adding a section, to be numbered 78-241, which said section reads as follows:

Severability.

If any provision, clause, sentence or paragraph of this Article or the application
thereof to any person or circumstances shall be held invalid, such invalidity shall not
affect the other provisions of this Article which can be given effect without the invalid
provision or application, and to this end the provisions of this article are declared to be
severable.

Section 19. That § 78-226 through § 78-339 of the Code of the City of Topeka
is hereby specifically repealed.

Section 20. This ordinance shall take effect and be in force sixty (60) days from
and after its passage, approval and publication in the official City newspaper.

PASSED AND APPROVED by the City Council _____.

CITY OF TOPEKA, KANSAS

William W. Buntin, Mayor

ATTEST:

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 16, 2009

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DATE: September 29, 2009

CONTACT PERSON: Councilmembers Sylvia Ortiz and John Alcala **DOCUMENT #:**

SECOND PARTY/SUBJECT: BNSF Railroad - track maintenance **PROJECT #:**

CATEGORY/SUBCATEGORY 020 Resolutions / 005 Miscellaneous

CIP PROJECT: No

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by Councilmembers Sylvia Ortiz and John Alcala requesting Burlington Northern Santa Fe Railroad to expedite its repairs of the railroad crossing located on SE 4th Street. *(Council District No. 3)*

(The intersection of SE 4th Street between SE Adams and SE Hancock Streets maintained by Burlington Northern Santa Fe Railroad has been in a state of deterioration for a number of years, creating a driving hazard to motorists and causing damage to vehicles.)

POLICY ISSUE:

Whether or not to request Burlington Northern Santa Fe Railroad to expedite its repairs of the railroad crossing located on SE 4th Street.

STAFF RECOMMENDATION:

BACKGROUND:

The deterioration of the Burlington Northern Santa Fe (BNSF) railroad crossing on SE 4th Street between SE Adams and SE Hancock is a hazard to motorists and causes damage to vehicles trying to navigate across the tracks. Emergency vehicle operators have expressed their concern about the difficulty in navigating their vehicles over the rough road. The City of Topeka requests that BNSF, as a good corporate citizen with a vested interest in keeping Topeka a safe community, expedite its repairs at this location.

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

N/A

Item #18

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. _____

A RESOLUTION introduced by Councilmembers Sylvia Ortiz and John Alcala requesting Burlington Northern Santa Fe to expedite its repairs of the railroad crossing located on SE 4th Street.

WHEREAS, the Burlington Northern Santa Fe (hereinafter referred to as BNSF) railroad crossing on SE 4th Street between SE Adams and SE Hancock Streets has been in a state of deterioration for a number of years; and

WHEREAS, the dips and peaks that have developed make driving across the tracks a trying experience for motorists and causes damage to vehicle tires, rims and undercarriages. Emergency vehicle operators have expressed their concern about the difficulty they have navigating their vehicles over the rough road; and

WHEREAS, the City of Topeka has no jurisdiction with regard to the maintenance of this crossing and is dependant upon BNSF to carry out its responsibility to make the needed repairs.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Topeka that the City of Topeka requests BNSF, as a good corporate citizen with a vested interest in keeping Topeka a safe community, expedite its repairs of the railroad crossing on SE 4th Street between SE Adams and SE Hancock Streets.

BE IT FURTHER RESOLVED by the Council of the City of Topeka that the City Manager provide a copy of this Resolution to BNSF's corporate headquarters and to the regional manager in charge of railroad crossing maintenance in Topeka.

ADOPTED and APPROVED by the City Council _____.

William W. Bunten, Mayor

31
32 Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 11, 2009

[Back](#) [Print](#)

DATE: September 29, 2009

CONTACT PERSON: Councilmembers John Alcala and Bob Archer **DOCUMENT #:**

SECOND PARTY/SUBJECT: Internal Auditor Position **PROJECT #:**

CATEGORY/SUBCATEGORY 020 Resolutions / 005 Miscellaneous

CIP PROJECT: No

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by Councilmembers John Alcala and Bob Archer relating to the Internal Auditor position.

(The newly created Internal Auditor position would be independent of management and report directly to the City Council's Policy and Finance Committee.)

POLICY ISSUE:

Whether or not the Internal Auditor position should be independent of management and report directly to the City Council's Policy and Finance Committee.

STAFF RECOMMENDATION:

BACKGROUND:

A newly created Internal Auditor position in the City Manager's Office was approved by the City Council with the adoption of the 2010 City of Topeka budget. The internal audit function of the City should be an independent appraisal established to examine and evaluate the activities of the City to assist Councilmembers in the effective discharge of their responsibilities. The best way to increase accountability, provide impartial and unbiased judgment, transparency, and find ways to increase both effectiveness and efficiency is to have the Internal Auditor position independent of management. This Resolution would provide organizational separation by having the Internal Auditor position report directly to the City Council's Policy and Finance Committee instead of the City Manager.

BUDGETARY IMPACT:

Position funded and approved in City Manager's Office 2010 operating budget.

Funds for any new office equipment and office supplies necessary to carry out the duties and functions of the position shall be provided from the City Manager's Office 2010 operating budget.

Item #19

SOURCE OF FUNDING:

General Fund

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. _____

A RESOLUTION introduced by Councilmembers John Alcala and Bob Archer relating to the Internal Auditor position.

WHEREAS, a newly created Internal Auditor position in the City Manager's Office was approved by the City Council with the adoption of the 2010 City of Topeka budget; and

WHEREAS, the City Council believes the best way to increase accountability, provide impartial and unbiased judgment, transparency, and find ways to increase both effectiveness and efficiency is to have the Internal Auditor position independent of management and report directly to the City Council's Policy and Finance Committee. The Post Audit Division of the state legislature and the Government Accountability Office at the federal level are among those governmental entities that have chosen to have the Internal Auditor position independent of management; and

WHEREAS, the Council also believes the physical separation of the Internal Auditor from Administrative offices is preferable. Office space is available in the Council Office suite to accommodate this position.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that the Internal Auditor position approved in the City's 2010 Budget shall be independent of management and report directly to the City Council's Policy and Finance Committee.

FURTHER BE IT RESOLVED by the Council of the City of Topeka that the Internal Auditor shall be provided full, free and unrestricted access to documents and other information that relate to the performance of the audit function, including but not limited to all records, computer files, property, and personnel of the City.

FURTHER BE IT RESOLVED by the Council of the City of Topeka that the office of the Internal Auditor position shall be located in the City Council Office suite. Funding for any new office equipment and office supplies necessary to carry out the duties and functions of the position shall be provided from the City Manager's Office 2010 budget.

FURTHER BE IT RESOLVED that it requests the City Manager to provide appropriate City staff to assist the City Council in the development of the Internal Auditor position description and to assist as needed in the candidate selection process.

ADOPTED and APPROVED by the City Council _____.

William W. Bunten, Mayor

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 15, 2009

+ Back Print

DATE: September 29, 2009
CONTACT PERSON: JIM LANGFORD/KEJ **DOCUMENT #:**
SECOND PARTY/SUBJECT: WEEKLY EXPENDITURES **PROJECT #:**
CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 005 Miscellaneous
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., allowing and approving City expenditures for the period of September 7, 2009, through September 13, 2009, and enumerating said expenditures therein. First and Final Reading.

POLICY ISSUE:

Approve and allow weekly payments of valid operating expenditures, pursuant to Resolution No. 7607.

STAFF RECOMMENDATION:

Adopt as presented.

BACKGROUND:

Pursuant to Resolution No. 7607, adopted on April 12, 2005, which provides authorization to pay for certain expenditures prior to approval by the Council in an expenditure ordinance, the expenditures being authorized by this ordinance have been previously paid, in accordance with established procedures and policies for such payments.

BUDGETARY IMPACT:

Approves expenditures for the period September 7, 2009 through September 13, 2009, in the amount of \$5,759,837.28.

SOURCE OF FUNDING:

Appropriated funds and fees-for-service revenues of various City departments.

ATTACHMENTS:

[Ordinance](#)

[Expenditures](#)

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by City Manager Norton N. Bonaparte Jr., allowing and approving City expenditures for the period of September 7, 2009, through September 13, 2009, and enumerating said expenditures herein.

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

Section 1. All expenditures made or authorized to be made by issuance of checks or electronic transfers as enumerated herein, are in accordance with City of Topeka Resolution No. 7607.

Section 2. The claims and expenditures listed in Exhibit A, which is on file in the City Council Office and the City Clerk's Office and incorporated herein by said reference, are hereby allowed and approved for payment.

<u>Section 3.</u>	Total for 277 vendor checks written in this period	\$2,324,250.41
	Total vendor checks voided in this period (net)	(000.00)
	Total electronic transfers to vendors in this period	884,954.24
	Total net payroll to employees this period	1,650,633.84
	Total payroll related electronic transfers this period	<u>899,998.79</u>
	Total for expenditures in this period	<u>\$5,759,837.28</u>

Section 4. This ordinance shall take effect and be in force after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council _____.

ATTEST:

William W. Bunten, Mayor

Brenda Younger, City Clerk

PREPARED 09/14/2009, 23:19:23
PROGRAM: GM350LSPCL
City of Topeka

A/P CHECKS BY PERIOD AND YEAR
FROM 09/07/2009 TO 09/13/2009

PAGE 1

CHECK DATE	CHECK NUMBER	VENDOR NAME	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	*ALL*
ACCOUNT #									CHECK AMOUNT
09/11/2009	665645	A 1 LOCK & KEY LLC		1014500					
101-1840-520.41-00				HARDWARE, AND ALLIED ITEMS	58956	555850	08/2009		369.34
101-1840-520.41-00				HARDWARE, AND ALLIED ITEMS	59221	555850	08/2009		12.54
621-3610-571.56-00				HARDWARE, AND ALLIED ITEMS (2009)	59265	556934	08/2009		14.94
									341.86
09/11/2009	665646	A-1 PLUMBING & HEATING		1309969					
740-6223-560.34-07				112 NW KENDALL ST	125041	557481	08/2009		10,765.00
740-6223-560.34-07				112 NW KENDALL	124915	557482	08/2009		5,650.00
									5,115.00
09/11/2009	665650	AAA ALLIED GROUP INC		1115210					
101-1820-520.29-00				MISCELLANEOUS SERVICES	257658	555081	08/2009		808.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	256844	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257046	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257082	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257277	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257430	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257431	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257536	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257751	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257475	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257537	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	256848	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257538	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257279	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257331	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257398	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257539	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257660	555081	08/2009		38.50
101-1820-520.29-00				MISCELLANEOUS SERVICES	257750	555081	08/2009		38.50
614-0435-510.99-99				AUTO & TRUCK MAINT. ITEMS	257655	555086	09/2009		38.50
09/11/2009	665649	AAA ALLIED GROUP INC		1115210					
614-0435-510.99-99				AUTO & TRUCK MAINT. ITEMS	257655	555086	09/2009		.00
									.00
09/11/2009	665648	AAA ALLIED GROUP INC		1115210					
614-0435-510.99-99				AUTO & TRUCK MAINT. ITEMS	257655	555086	09/2009		.00
									.00
09/11/2009	665647	AAA ALLIED GROUP INC		1115210					
614-0435-510.99-99				AUTO & TRUCK MAINT. ITEMS	257655	555086	09/2009		.00
									.00
09/11/2009	665652	ACE CONCRETE CUTTING INC		1006729					
291-3130-530.45-99				ASPHALT PAVING CUT	7368	F36168	08/2009		397.50
									397.50
09/11/2009	665653	ACTION SIGNS TO GO		1303998					
614-0435-510.99-99				AUTO & TRUCK MAINT. ITEMS	39396	555087	08/2009		540.00
614-0435-510.99-99				AUTO & TRUCK MAINT. ITEMS	39468	555087	08/2009		270.00
									270.00
09/11/2009	665828	PATCH, ADAM M		2004812					
265-4163-540.22-03				PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		91.00
									91.00

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TOPEKA, KANSAS

PREPARED 09/14/2009, 23:19:23				A/P CHECKS BY PERIOD AND YEAR				PAGE 2	
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City of Topeka									
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621-3610-571.27-00		08/17/2009							380.00
09/11/2009	665826	OVERLY, ALBERT	2003643	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		68.00
265-4163-540.22-03		08/31/2009							68.00
09/11/2009	665656	ALDERSON LAW FIRM	9002377	WC OTHER 39255.001	BLAZIC REISSUE		08/2009		15.00
640-0320-510.22-42		08/18/2008							15.00
09/11/2009	665657	CONFIDENTIAL-HIPAA REG	13	PARTIAL RESTITUTION	HIPAA REG		09/2009		131.92
101-0000-227.83-00		09/02/2009							131.92
09/11/2009	665655	ALAN EGGENBERGER HORSESHOEING	1116042	MISCELLANEOUS SERVICES	14118	555442	08/2009		328.00
265-4012-540.23-00		07/31/2009							328.00
09/11/2009	665660	AMERICAN PRESORT	1308474	AUGUST 2009 POSTAGE	AUGUST 2009		08/2009		13,705.56
101-0930-510.21-01		09/01/2009							10,584.62
265-4101-540.21-01		09/01/2009							1,831.34
614-0435-510.21-01		09/01/2009							21.22
601-7100-571.21-01		09/01/2009							245.01
621-3802-571.21-01		09/01/2009							280.46
623-2711-570.21-01		09/01/2009							7.07
686-1550-570.21-01		09/01/2009							142.87
740-6289-560.21-01		09/01/2009							47.82
740-6238-560.21-01		09/01/2009							177.17
740-6229-560.21-01		09/01/2009							201.09
999-0826-510.21-01		09/01/2009							.35
904-6330-561.21-01		09/01/2009							102.89
840-8040-590.24-12		09/01/2009							37.13
830-8030-590.24-12		09/01/2009							5.30
860-8060-590.24-12		09/01/2009							21.22
09/11/2009	665659	AMERICAN PRESORT	1308474	AUGUST 2009 POSTAGE	AUGUST 2009		08/2009		.00
860-8060-590.24-12		09/01/2009							.00
09/11/2009	665658	AMERICAN PRESORT	1308474	AUGUST 2009 POSTAGE	AUGUST 2009		08/2009		.00
860-8060-590.24-12		09/01/2009							.00
09/11/2009	665661	APPLIED ECOLOGICAL SERVICES	1001792	PUBLIC WORKS/RELATED SERV	19247	555695	08/2009		475.00
623-2711-570.22-00		08/17/2009							475.00
09/11/2009	665662	ASHBROOK SIMON HARTLEY OPERATI	1115821	WATER SEWAGE TREATMENT EQ	107169	557366	08/2009		13,190.94
686-2170-572.48-00		08/12/2009							13,190.94
09/11/2009	665663	AUTO ZONE INC	1002327	AUTO & TRUCK MAINT. ITEMS	1635703536	556044	08/2009		53.58
614-0435-510.99-99		07/07/2009							25.59-
614-0435-510.99-99		08/25/2009				556044	08/2009		79.17
09/11/2009	665665	BEAVER DRILL & TOOL CO INC	1305680	MACHINERY & HEAVY HRDWARE	266166	555488	08/2009		43.04
621-3610-571.41-00		08/26/2009							43.04

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City of Topeka											
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										TRN AMOUNT	
09/11/2009	665667	BEN E KEITH COMPANY		1004829						2,040.59	
268-4250-570.54-10		08/20/2009		FOODS EDIBLE	00945409	557465	08/2009			405.26	
268-4250-570.54-10		08/24/2009		FOODS EDIBLE	00948453	557465	08/2009			672.16	
268-4250-570.54-10		08/27/2009		FOODS EDIBLE	00951362	557465	08/2009			306.94	
268-4250-570.54-10		08/31/2009		FOODS EDIBLE	00954036	557465	08/2009			656.23	
09/11/2009	665670	BINSWANGER GLASS INC		1312234						788.62	
614-0435-510.99-99		08/20/2009		AUTO & TRUCK MAINT. ITEMS	59318736	555093	08/2009			620.56	
614-0435-510.99-99		08/25/2009		AUTO & TRUCK MAINT. ITEMS	59318801	555093	08/2009			168.06	
09/11/2009	665672	BOBS JANITORIAL SERVICE & SUPP		1022580						127.00	
101-3046-510.29-42		08/28/2009		BUILDING MAINTENANCE/REPR	109249	555718	08/2009			127.00	
09/11/2009	665675	BOZARTH CHEVROLET		1108984						27,000.10	
614-0435-510.99-99		08/18/2009		AUTO & TRUCK MAINT. ITEMS	555155	555095	08/2009			41.07	
230-0930-510.70-10		08/21/2009		2009 CHEVROLET TAHOE	293346	556275	08/2009			3,021.00	
230-0930-510.70-10		08/21/2009		2009 CHEVROLET TAHOE	293346	556275	08/2009			283.00	
230-0930-510.70-10		08/21/2009		2009 CHEVROLET TAHOE	293346	556275	08/2009			23,385.00	
614-0435-510.99-99		08/24/2009		AUTO & TRUCK MAINT. ITEMS	555438	555095	08/2009			49.17	
614-0435-510.99-99		08/28/2009		AUTO & TRUCK MAINT. ITEMS	555755	555095	08/2009			102.14	
614-0435-510.99-99		08/26/2009		AUTO & TRUCK MAINT. ITEMS	555594	555095	09/2009			118.72	
09/11/2009	665674	BOZARTH CHEVROLET		1108984						.00	
614-0435-510.99-99		08/26/2009		AUTO & TRUCK MAINT. ITEMS	555594	555095	09/2009			.00	
09/11/2009	665676	BREAKTHROUGH HOUSE INC		1023200						14,748.49	
740-6271-560.38-17		08/28/2009		FINANCIAL SERVICES	557511 1	557511	08/2009			3,757.34	
740-6271-560.38-16		08/28/2009		FINANCIAL SERVICES	557512 1	557512	08/2009			2,299.59	
740-6271-560.38-15		08/28/2009		FINANCIAL SERVICES	557513 1	557513	08/2009			8,691.56	
09/11/2009	665779	KENNEDY, BRIAN		2002266						150.00	
265-4163-540.22-03		08/31/2009		PAY PERIOD ENDING 8/30/09	08 30 09		08/2009			150.00	
09/11/2009	665677	BROWN FOUNDATION		1306842						75.00	
101-1810-520.44-01		05/09/2006		DINNER-SIDWELL,WILSON,	F25909 REISSUE		08/2009			75.00	
09/11/2009	665679	BROWNS SHOE FIT		1005362						809.55	
101-2030-520.46-01		07/15/2009		CLOTHING & APPAREL	1779536	555858	08/2009			809.55	
09/11/2009	665680	BROWNS SUPER SERVICE INC		1111449						525.00	
614-0435-510.99-99		08/18/2009		AUTO & TRUCK MAINT. ITEMS	69189	555098	08/2009			175.00	
614-0435-510.99-99		08/27/2009		AUTO & TRUCK MAINT. ITEMS	69283	555098	08/2009			175.00	
614-0435-510.99-99		08/17/2009		AUTO & TRUCK MAINT. ITEMS	69050	555098	09/2009			175.00	
09/11/2009	665681	BURLINGAME CONCRETE CONSTRUCTI		1002384						6,121.19	
860-8060-590.30-10		08/19/2009		PUBLIC WORKS/RELATED SERV	551302 9	551302	08/2009			6,121.19	
09/11/2009	665682	CALIFORNIA STATE DISBURSEMENT		1009067						86.54	
501-0000-227.75-00		09/11/2009		PAYROLL SUMMARY	20090911		09/2009			86.54	

A/P CHECKS BY PERIOD AND YEAR										PAGE
FROM 09/07/2009 TO 09/13/2009										
CHECK DATE	CHECK NUMBER	VENDOR NAME	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	*ALL*	
ACCOUNT #									CHECK AMOUNT	
686-2430-572.48-00	08/14/2009	TELEVISION EQUIPMENT	311915	555286	08/2009		242.52			
623-2713-570.48-00	08/17/2009	TELEVISION EQUIPMENT	311973	555286	08/2009		8.63			
686-2430-572.48-00	08/17/2009	TELEVISION EQUIPMENT	311973	555286	08/2009		77.73			
09/11/2009	665706	CUSTOM COVERS	1007185				2,890.00			
230-0930-510.70-10	08/26/2009	AUTO & TRUCK ACCESSORIES	314413	557371	08/2009		2,890.00			
09/11/2009	665950	WILLIAMS, DAMON	2005761				156.00			
265-4163-540.22-03	08/31/2009	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		156.00			
09/11/2009	665708	DATA MAIL INC	1309088	COMMUNICATIONS/MEDIA SERV	010185	557317	297.61			
265-4101-540.24-00	08/25/2009				08/2009		297.61			
09/11/2009	665709	DAVID PARR	99				200.00			
686-1550-570.23-00	07/29/2009	TRAINING FEE 7/22-23	PARR DAVID	F36171	08/2009		200.00			
09/11/2009	665710	DAVID RAMIREZ	44				50.00			
265-0000-227.40-00	08/31/2009	SHELTER HOUSE DEPOSIT	RAMIREZ DAVID		09/2009		50.00			
09/11/2009	665713	DEBACKERS INC	1108453				1,595.00			
230-6125-510.34-05	08/28/2009	1409 SW FILLMORE	114504	557504	08/2009		1,595.00			
09/11/2009	665714	CONFIDENTIAL-HIPAA REG	13				4.00			
530-0000-227.00-00	08/31/2009	MUNI COURT OVERPMT (BOND)	HIPPA REG		08/2009		4.00			
09/11/2009	665715	DEER CREEK SURGERY CENTER	1007053				165.00			
640-0320-510.22-26	04/08/2009	WC MED	WCCOT2007008510	0004387 REVAL	08/2009	F36144	165.00			
09/11/2009	665717	DENNY'S RESTAURANT INC	1310434				44.22			
621-3610-571.44-00	08/18/2009	MISCELLANEOUS SERVICES	201041	556943	08/2009		7.89			
621-3610-571.44-00	08/26/2009	MISCELLANEOUS SERVICES	121530	556943	08/2009		29.34			
621-3610-571.44-00	08/28/2009	MISCELLANEOUS SERVICES	121646	556943	08/2009		6.99			
09/11/2009	665718	DESIGNED BUSINESS INTERIORS	1040535				319.93			
880-8080-590.30-10	08/10/2009	MISCELLANEOUS SERVICES	5846	557480	08/2009		319.93			
09/11/2009	665720	DIAMOND INTERNATIONAL INC	1115287				900.52			
614-0435-510.99-99	08/20/2009	AUTO & TRUCK MAINT. ITEMS	TI38903	555109	08/2009		483.02			
614-0435-510.99-99	08/20/2009	AUTO & TRUCK MAINT. ITEMS	TW46076	555109	08/2009		262.80			
614-0435-510.99-99	08/24/2009	AUTO & TRUCK MAINT. ITEMS	TI38991	555109	08/2009		184.80			
614-0435-510.99-99	08/27/2009	AUTO & TRUCK MAINT. ITEMS	TI39103	555109	08/2009		140.81			
614-0435-510.99-99	08/27/2009	AUTO & TRUCK MAINT. ITEMS	TI39155	555109	08/2009		22.04			
614-0435-510.99-99	08/28/2009	AUTO & TRUCK MAINT. ITEMS	TI39181	555109	08/2009		39.20			
614-0435-510.99-99	08/28/2009	AUTO & TRUCK MAINT. ITEMS	TI39186	555109	08/2009		8.96			
614-0435-510.99-99	08/27/2009	AUTO & TRUCK MAINT. ITEMS	TI39133	555109	09/2009		61.62			
614-0435-510.99-99	08/28/2009	AUTO & TRUCK MAINT. ITEMS	TI39208	555109	09/2009		10.03			
614-0435-510.99-99	08/31/2009	AUTO & TRUCK MAINT. ITEMS	TI39266	555109	09/2009		56.84			
09/11/2009	665719	DIAMOND INTERNATIONAL INC	1115287				.00			
614-0435-510.99-99	08/31/2009	AUTO & TRUCK MAINT. ITEMS	TI39266	555109	09/2009		.00			

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101-0000-227.83-00	09/02/2009										
09/11/2009	665724	DOORSTEP INC	1001119	FINANCIAL SERVICES	557517 1		08/2009	14,769.91	14,769.91		
740-6271-560.38-26	08/10/2009										
09/11/2009	665725	DURHAM SCHOOL SERVICES LP	1000933	AUTO MAJOR TRANSPORTATION	8014833		08/2009	1,500.00	1,500.00		
265-4141-540.28-00	08/24/2009										
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101-0000-227.83-00	09/02/2009										
09/11/2009	665727	EISENBARTH & ASSOCIATES	1001943	HEALTH RELATED SERVICES	0909		08/2009	2,111.50	2,111.50		
101-0510-510.22-99	08/31/2009										
09/11/2009	665728	EMERGENCY FIRE EQUIPMENT	1300830	AUTO & TRUCK MAINT. ITEMS	22060		09/2009	545.13	545.13		
614-0435-510.99-99	08/26/2009										
101-2030-520.41-16	08/26/2009										
09/11/2009	665796	LUTTERMAN, ERIC	2001214	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009	34.00	34.00		
265-4163-540.22-03	08/31/2009										
09/11/2009	665893	SMITH, ERNEST E	2009266	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009	476.00	476.00		
265-4163-540.22-03	08/31/2009										
09/11/2009	665729	CONFIDENTIAL-HIPAA REG	13	PARTIAL RESTITUTION	HIPPA REG		09/2009	50.00	50.00		
101-0000-227.83-00	09/02/2009										
09/11/2009	665730	EVCO WHOLESALE FOOD CORPORATIO	1311842	FOODS EDIBLE	0443616		08/2009	297.84	297.84		
265-4195-540.54-00	08/05/2009										
09/11/2009	665732	FASTENAL COMPANY	1305394	AUTO SHOP EQUIPMENT & SUP	KSTOP127023		08/2009	27.91	27.91		
614-0435-510.56-00	08/17/2009										
621-3610-571.56-00	08/06/2009										
621-3610-571.56-00	08/24/2009										
614-0435-510.99-99	08/26/2009										
09/11/2009	665733	FEDEX	1300231	COMMUNICATIONS/MEDIA SERV	9 303 26598		08/2009	11.66	11.66		
740-6289-560.21-01	08/20/2009										
09/11/2009	665734	FIREGUARD INC	1005053	EQUIPMENT MAINT & REPAIR	69844		08/2009	5,063.20	5,063.20		
101-2030-520.26-03	08/21/2009										
101-2030-520.48-10	08/21/2009										
09/11/2009	665735	FISHER PATTERSON SAYLER & SMIT	9003550	MISCELLANEOUS SERVICES	57928		08/2009	5,090.89	5,090.89		
236-0930-510.22-07	08/10/2009										
09/11/2009	665736	FLEET TESTING SERVICES INC	1006205	OVERHEAD HOIST TAILGATE R	FTS060109		08/2009	125.00	125.00		
291-3131-530.48-10	06/01/2009										

CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	*ALL*
ACCOUNT #	TRN DATE								CHECK AMOUNT
09/11/2009	665731	EZELL, HARRY	2005241	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		165.00
265-4163-540.22-03	08/31/2009								165.00
09/11/2009	665748	HERITAGE TRACTOR INC	1000770	AUTO & TRUCK MAINT. ITEMS	66588	555133	08/2009		79.29
614-0435-510.99-99	08/26/2009								54.00
614-0435-510.99-99	08/27/2009			AUTO & TRUCK MAINT. ITEMS	66654	555133	09/2009		38.29
614-0435-510.99-99	08/31/2009			AUTO & TRUCK MAINT. ITEMS	66876	555133	09/2009		50.50
614-0435-510.99-99	08/31/2009			AUTO & TRUCK MAINT. ITEMS	66877	555133	09/2009		63.50
09/11/2009	665749	HERMAN'S EXCAVATING INC	1081884	PUBLIC WORKS/RELATED SERV	556767 2	556767	08/2009		116,714.47
860-8060-590.30-10	08/17/2009			PUBLIC WORKS/RELATED SERV	554359 8	554359	08/2009		59,447.47
860-8060-590.30-10	08/26/2009			ROAD/HGWY HEAVY EQUIPMENT	557447	557447	08/2009		52,267.00
291-3130-530.70-12	08/24/2009								5,000.00
09/11/2009	665957	WRIGHT, HERVEY	2002044	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		204.00
265-4163-540.22-03	08/31/2009								204.00
09/11/2009	665750	HEWLETT-PACKARD COMPANY	1312829	EQUIPMENT RENTAL	46015214	556634	08/2009		66.00
101-2010-520.29-05	05/21/2009								66.00
09/11/2009	665751	HONEYWELL FIRST RESPONDER	1000186	FIRST AID & SAFETY EQUIP.	600809	556736	08/2009		258.30
101-2030-520.46-04	08/19/2009								258.30
09/11/2009	665752	HOYT'S TRUCK CENTER INC	1005796	AUTO & TRUCK MAINT. ITEMS	62361	555134	08/2009		579.85
614-0435-510.99-99	08/19/2009								579.85
09/11/2009	665753	HY-VEE FOOD STORE #1658 INC	1006263	FOR CRIME FREE NITE OUT	3890421	F36123	08/2009		37.77
101-1820-520.44-00	08/07/2009								37.77
09/11/2009	665754	INTELLIHOLDINGS	1007178	COMPUTERS, DP & WORD PROC.	37924	557365	08/2009		393.60
101-3044-510.40-05	08/07/2009			OFFICE MACHINES & ACCESS	37924	557365	08/2009		274.95
101-3044-510.40-05	08/07/2009			SHIPPING AND HANDLING	37924	557365	08/2009		109.95
101-3044-510.40-05	08/07/2009								8.70
09/11/2009	665755	ISS FACILITY SERVICES INC	1005086	MISCELLANEOUS SERVICES	29017169	555576	08/2009		6,423.59
101-3070-510.29-42	08/15/2009			MISCELLANEOUS SERVICES	29017169	555576	08/2009		2,955.09
101-3070-510.29-42	08/15/2009			MISCELLANEOUS SERVICES	29017170	555576	08/2009		1,883.31
265-4002-540.29-45	08/15/2009			MISCELLANEOUS SERVICES	29017170	555576	08/2009		559.31
291-3131-530.29-42	08/15/2009			MISCELLANEOUS SERVICES	29017171	555576	08/2009		1,025.88
09/11/2009	665756	JAN HAMILTON CHAPTER 13 TRUSTE	1003527	PAYROLL SUMMARY	20090911		09/2009		3,062.30
501-0000-227.49-00	09/11/2009								3,062.30
09/11/2009	665869	SCHULZ, JASON A	2006034	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		26.00
265-4163-540.22-03	08/31/2009								26.00
09/11/2009	665757	CONFIDENTIAL-HIPAA REG	13	MUNI COURT OVERPMT (BOND)	HIPPA REG		08/2009		40.00
530-0000-227.00-00	08/31/2009								40.00
09/11/2009	665758	CONFIDENTIAL-HIPAA REG	13	PARTIAL RESTITUTION	HIPPA REG		09/2009		75.20
101-0000-227.83-00	09/01/2009								75.20

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City of Topeka								*ALL*	
CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	CHECK AMOUNT
ACCOUNT #	TRN DATE								
09/11/2009 665889	640-0320-510.22-42	SHELOE, JERRY	9003329	MISCELLANEOUS SERVICES	555417 8	555417	08/2009	50.00	50.00
09/11/2009 665759	265-0000-444.26-06	JESSICA HAYES	44	CREATIVE PLAY	HAYES JESSICA		09/2009	18.00	18.00
09/11/2009 665760	265-0000-444.20-03	JOY YOUNGLAND	44	LUNCHTIME YOGA	YOUNGLAND JOY		09/2009	16.00	16.00
09/11/2009 665761	101-0000-227.83-00	CONFIDENTIAL-HIPAA REG	13	PARTIAL RESSTITUTION	HIPPA REG		09/2009	50.00	50.00
09/11/2009 665762	530-0000-227.00-00	CONFIDENTIAL-HIPAA REG	13	MUNI COURT OVERPMT (BOND)	HIPPA REG		09/2009	134.00	134.00
09/11/2009 665691	613-0710-510.22-99	CHILES, JUSTIN W	1005072	MISCELLANEOUS SERVICES	555770 3	555770	08/2009	2,750.00	2,750.00
09/11/2009 665763	101-1840-520.24-00	KALOS INC	1005119	ENVELOPES, PLAIN, PRINTED	47596	556117	08/2009	170.00	170.00
09/11/2009 665764	614-0435-510.99-99	KANSAS AUTOMOTIVE INC	1110174	AUTO & TRUCK MAINT. ITEMS	2222185	555141	09/2009	57.84	57.84
09/11/2009 665765	101-1830-520.22-00	KANSAS BUREAU OF INVESTIGATION	1309768	MISCELLANEOUS SERVICES	557005 3	557005	08/2009	2,524.56	2,524.56
09/11/2009 665767	265-4002-540.20-02	KANSAS GAS SERVICE INC	1114963	PARK & RECREATION	100310173 JUL09		08/2009	552.58	552.58
265-4140-540.20-02	08/27/2009			PARK & RECREATION	100310173 JUL09		08/2009	186.20	186.20
265-4133-540.20-02	08/27/2009			PARK & RECREATION	100310173 JUL09		08/2009	30.50	30.50
265-4137-540.20-02	08/27/2009			PARK & RECREATION	100310173 JUL09		08/2009	35.66	35.66
265-4139-540.20-02	08/27/2009			PARK & RECREATION	100310173 JUL09		08/2009	30.50	30.50
265-4171-540.20-02	08/27/2009			PARK & RECREATION	100310173 JUL09		08/2009	92.44	92.44
265-4195-540.20-02	08/27/2009			PARK & RECREATION	100310173 JUL09		08/2009	25.34	25.34
265-4181-540.20-02	08/27/2009			PARK & RECREATION	100310173 JUL09		08/2009	13.19	13.19
265-4135-540.20-02	08/27/2009			PARK & RECREATION	100310173 JUL09		08/2009	36.52	36.52
621-3430-571.20-02	08/27/2009			WATER DEPT	100310145 AUG09		08/2009	25.34	25.34
09/11/2009 665766	621-3430-571.20-02	KANSAS GAS SERVICE INC	1114963	WATER DEPT	100310145 AUG09		08/2009	76.89	76.89
09/11/2009 665768	101-0826-510.22-08	KANSAS HUMAN RIGHTS COMMISSION	1008518	REG-EZELL MONTS/CMGSR	F36128	F36128	08/2009	.00	.00
09/11/2009 665771	640-0320-510.22-26	KANSAS ORTHOPEDICS & SPORTS	1150487	MISCELLANEOUS SERVICES	9954291	555408	08/2009	70.00	70.00
640-0320-510.22-26	10/07/2008			MISCELLANEOUS SERVICES	9634051 10/7/08	555408	08/2009	5,616.80	48.67
640-0320-510.22-26	06/08/2009			MISCELLANEOUS SERVICES	10088611	555408	08/2009	1,248.34	1,248.34
								2,719.41	2,719.41

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CHECK DATE	CHECK NUMBER	VENDOR NAME	TRN DATE	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	*ALL*			
ACCOUNT #										CHECK AMOUNT			
640-0320-510.22-26			06/08/2009		MISCELLANEOUS SERVICES	10088821	555408	08/2009		662.00			
640-0320-510.22-26			07/02/2009		MISCELLANEOUS SERVICES	10002861	555408	08/2009		124.19			
640-0320-510.22-26			07/13/2009		MISCELLANEOUS SERVICES	10037741	555408	08/2009		201.10			
640-0320-510.22-26			07/14/2009		MISCELLANEOUS SERVICES	10014481	555408	08/2009		93.99			
640-0320-510.22-26			07/21/2009		MISCELLANEOUS SERVICES	10057911	555408	08/2009		48.67			
640-0320-510.22-26			07/22/2009		MISCELLANEOUS SERVICES	10050121	555408	08/2009		41.37			
640-0320-510.22-26			07/27/2009		MISCELLANEOUS SERVICES	10059551	555408	08/2009		48.67			
640-0320-510.22-26			05/18/2009		MISC SERVICES REISSUE	9895511		08/2009		48.67			
640-0320-510.22-26			05/27/2009		MISC SERVICES REISSUE	9913671		08/2009		48.67			
640-0320-510.22-26			05/18/2009		MISC SERVICES REISSUE	9939501		08/2009		283.05			
09/11/2009 665770		KANSAS ORTHOPEDICS & SPORTS		1150487						.00			
640-0320-510.22-26			05/18/2009		MISC SERVICES REISSUE	9939501		08/2009		.00			
09/11/2009 665769		KANSAS ORTHOPEDICS & SPORTS		1150487						.00			
640-0320-510.22-26			05/18/2009		MISC SERVICES REISSUE	9939501		08/2009		.00			
09/11/2009 665772		KANSAS SAND & CONCRETE		1110849						5,606.42			
740-6257-560.34-25			08/13/2009		PUBLIC WORKS/RELATED SERV	163957	555691	08/2009		311.45			
740-6257-560.34-25			08/14/2009		PUBLIC WORKS/RELATED SERV	164016	555691	08/2009		224.30			
623-2713-570.45-00			08/06/2009		EQUIPMENT MAINT & REPAIR	163750	555283	08/2009		267.88			
623-2713-570.45-00			08/21/2009		EQUIPMENT MAINT & REPAIR	164169	555283	08/2009		268.38			
686-2430-572.45-00			08/24/2009		EQUIPMENT MAINT & REPAIR	164216	555283	08/2009		225.30			
291-3130-530.45-10			08/07/2009		BUILDER'S SUPPLIES	163798	557112	08/2009		4,309.11			
09/11/2009 665773		KANSAS SECURED TITLE/ABSTRACT		1300771						95.00			
870-8070-590.70-02			08/21/2009		REAL/PROPERTY RENTAL/LS	SN024199	557527	08/2009		95.00			
09/11/2009 665774		KANSAS STATE HIGH SCHOOL		1109110						100.00			
265-4164-540.52-00			08/18/2009		20-VOLLEYBALL RULE BOOKS	F36112	F36112	08/2009		100.00			
09/11/2009 665775		KANSAS WATER ENVIRONMENT ASSOC		1309605						400.00			
686-2170-571.23-00			08/27/2009		REG-DERRICK HART	F36170	F36170	08/2009		200.00			
686-1785-570.23-00			08/27/2009		REG-VICTOR KELLY	F36170	F36170	08/2009		200.00			
09/11/2009 665776		CONFIDENTIAL-HIPAA REG		13						25.00			
101-0000-227.83-00			09/02/2009		PARTIAL RESTITUTION	HIPPA REG		09/2009		25.00			
09/11/2009 665778		KENDALL CONSTRUCTION INC		1000235						7,190.10			
880-8080-590.30-10			06/25/2009		PUBLIC WORKS/RELATED SERV	062509 02	554777	08/2009		7,190.10			
09/11/2009 665911		THEIS, KENNY		2107924						85.00			
265-4163-540.22-03			08/31/2009		PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		85.00			
09/11/2009 665777		KEATLEY, KEVIN		2005706						140.00			
265-4163-540.22-03			08/31/2009		PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		140.00			
09/11/2009 665780		KEY EQUIPMENT & SUPPLY CO		1301195						1,232.73			
614-0435-510.99-99			08/14/2009		AUTO & TRUCK MAINT. ITEMS	210226	555144	09/2009		1,232.73			
09/11/2009 665781		KRISTIN FARLEY		44						50.00			
265-0000-227.40-00			08/31/2009		SHELTER HOUSE DEPOSIT	FARLEY KRISTIN		09/2009		50.00			

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CHECK DATE	CHECK NUMBER	VENDOR NAME	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	CHECK AMOUNT					
ACCOUNT #														
09/11/2009	665798	MARICELA GUTIERREZ							50.00					
265-0000-227.40-00		08/31/2009		44 SHELTER HOUSE DEPOSIT	GUTIERREZ MARIC		09/2009		50.00					
09/11/2009	665870	SCOTT, MARILYN K							73.03					
101-0930-510.22-54		05/09/2008		7700563 2007 REFUND REISSUE	SCOTT MARILYN K		08/2009		73.03					
09/11/2009	665799	CONFIDENTIAL-HIPAA REG							75.20					
101-0000-227.83-00		09/02/2009		13 PARTIAL RESTITUTION	HIPPA REG		09/2009		75.20					
09/11/2009	665801	MCCRAY LUMBER COMPANY							95.29					
291-3130-530.41-00		08/04/2009		1006409 BLANKET ORDERS	137824	557117	08/2009		8.11					
291-3130-530.41-00		08/04/2009		BLANKET ORDERS	137825	557117	08/2009		13.17					
291-3130-530.41-00		08/05/2009		BLANKET ORDERS	137860	557117	08/2009		2.51					
291-3130-530.45-99		08/05/2009		BLANKET ORDERS	137872	557117	08/2009		7.90					
291-3130-530.41-00		08/05/2009		BLANKET ORDERS	137933	557117	08/2009		19.75					
291-3130-530.46-05		08/05/2009		BLANKET ORDERS	137933	557117	08/2009		9.89					
291-3130-530.41-00		08/12/2009		BLANKET ORDERS	138416	557117	08/2009		18.31					
291-3130-530.41-00		08/19/2009		BLANKET ORDERS	138974	557117	08/2009		2.96					
686-2430-572.48-00		08/24/2009		EQUIPMENT MAINT & REPAIR	139292	555284	08/2009		12.69					
09/11/2009	665800	MCCRAY LUMBER COMPANY							.00					
686-2430-572.48-00		08/24/2009		1006409 EQUIPMENT MAINT & REPAIR	139292	555284	08/2009		.00					
09/11/2009	665803	MEIERS READY MIX							1,594.24					
686-2430-572.45-00		08/25/2009		1131834 ROAD/HIGHWAY MATERIAL	279500	555293	08/2009		551.50					
623-2713-570.45-00		08/28/2009		ROAD/HIGHWAY MATERIAL	279652	555293	08/2009		195.25					
623-2713-570.45-00		08/31/2009		ROAD/HIGHWAY MATERIAL	279878	555293	08/2009		101.83					
830-8030-590.30-10		08/10/2009		PUBLIC WORKS/RELATED SERV	278460	557311	08/2009		35.25					
830-8030-590.30-10		08/12/2009		PUBLIC WORKS/RELATED SERV	278577	557311	08/2009		121.55					
830-8030-590.30-10		08/14/2009		PUBLIC WORKS/RELATED SERV	278725	557311	08/2009		52.49					
830-8030-590.30-10		08/14/2009		PUBLIC WORKS/RELATED SERV	278789	557311	08/2009		536.37					
09/11/2009	665802	MEIERS READY MIX							.00					
830-8030-590.30-10		08/14/2009		1131834 PUBLIC WORKS/RELATED SERV	278789	557311	08/2009		.00					
09/11/2009	665804	MET CON PRODUCTS CO							100.00					
621-3610-571.29-00		08/14/2009		1307367 SECURITY WARNING SIGN	1069	F36177	08/2009		100.00					
09/11/2009	665671	BIRZER, MICHAEL L							250.00					
101-1810-520.22-00		08/20/2009		1001273 MISCELLANEOUS SERVICES	556624 2	556624	08/2009		250.00					
09/11/2009	665805	CONFIDENTIAL-HIPAA REG							33.84					
101-0000-227.83-00		09/01/2009		13 PARTIAL RESTITUTION	HIPPA REG		09/2009		33.84					
09/11/2009	665832	PERRY, MICHAEL							153.00					
265-4163-540.22-03		08/31/2009		2006929 PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		153.00					
09/11/2009	665806	CONFIDENTIAL-HIPAA REG							25.00					
101-0000-227.83-00		09/02/2009		13 PARTIAL RESTITUTION	HIPPA REG		09/2009		25.00					

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CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	CHECK AMOUNT
ACCOUNT #	TRN DATE								
09/11/2009 665807	MID AMERICA PUMP LLC	1312309		WATER SEWAGE TREATMENT EQ	38633	557339	08/2009	3,731.00	3,731.00
686-2185-572.48-00	07/30/2009								
09/11/2009 665808	MIGHTY OF NE KANSAS	1000691		AUTO & TRUCK MAINT. ITEMS	020676	555993	08/2009	85.96	85.96
614-0435-510.99-98	08/21/2009			AUTO SHOP EQUIPMENT & SUP	020796	555787	09/2009	16.28	16.28
614-0435-510.56-00	08/28/2009			AUTO & TRUCK MAINT. ITEMS	020797	555993	09/2009	21.44	21.44
614-0435-510.99-98									
09/11/2009 665809	MONTGOMERY VENTURES INC	1002795		AUTO & TRUCK MAINT. ITEMS	37	555155	09/2009	236.48	236.48
614-0435-510.99-99	09/03/2009								
09/11/2009 665913	TOPEKA CAPITAL JOURNAL	1201549		COMMUNICATIONS/MEDIA SERV	1000389797 6/09	556572	08/2009	7,614.69	7,614.69
265-4001-540.24-00	06/30/2009			COMMUNICATIONS/MEDIA SERV	1000389797 6/09	556572	08/2009	1,585.48	1,585.48
265-4191-540.24-00	06/30/2009			COMMUNICATIONS/MEDIA SERV	1000389797 6/09	556572	08/2009	1,363.64	1,363.64
265-4195-540.24-00	06/30/2009			COMMUNICATIONS/MEDIA SERV	1000389797 6/09	556572	08/2009	670.00	670.00
265-4001-540.24-00	07/31/2009			COMMUNICATIONS/MEDIA SERV	1000389797 7/09	556998	08/2009	1,500.85	1,500.85
265-4191-540.24-00	07/31/2009			COMMUNICATIONS/MEDIA SERV	1000389797 7/09	556998	08/2009	2,494.72	2,494.72
09/11/2009 665811	MUSIC THEATRE INTERNATIONAL	1300695		NON-BIDDABLE MISC ITEMS	557470	557470	09/2009	3,190.00	3,190.00
265-4191-540.29-06	08/06/2009								
09/11/2009 665812	MWH LABORATORIES	1311360		MISCELLANEOUS SERVICES	L0010262	556925	08/2009	2,600.00	2,600.00
621-3410-571.22-99	08/24/2009			MISCELLANEOUS SERVICES	L0010664	556925	08/2009	350.00	350.00
621-3410-571.22-99	08/25/2009			MISCELLANEOUS SERVICES	L0010666	556925	08/2009	800.00	800.00
621-3410-571.22-99	08/25/2009							1,450.00	1,450.00
09/11/2009 665842	RABE, MYKALA LEEANN	2004006		PAY PERIOD ENDING 4/26/09	4 26 09 REISSUE		08/2009	60.00	60.00
265-4165-540.22-03	04/21/2009							60.00	60.00
09/11/2009 665794	LUNA, NARCISO	2004199		PAY PERIOD ENDING 8/30/09	08 30 09		08/2009	119.00	119.00
265-4163-540.22-03	08/31/2009							119.00	119.00
09/11/2009 665813	NATIONAL VISION INC	1312198		MISCELLANEOUS SERVICES	039140809	557110	08/2009	300.00	300.00
291-3130-530.46-05	08/17/2009							300.00	300.00
09/11/2009 665814	NEAL & SONS CONSTRUCTION INC	1140810		PUBLIC WORKS/RELATED SERV	95997	557419	08/2009	1,998.25	1,998.25
621-3680-571.56-00	08/21/2009							1,998.25	1,998.25
09/11/2009 665815	NEIGHBORS CONSTRUCTION	88		DEPOSIT RETURN	NEIGHBORS 2009		08/2009	865.43	865.43
621-0000-236.10-00	08/27/2009							865.43	865.43
09/11/2009 665816	NEKAN WEATHERPROOFING INC	1115408		112 NW KENDALL	65997	557483	09/2009	8,599.00	8,599.00
740-6223-560.34-07	09/01/2009			1629 SW LINCOLN	65981	556990	08/2009	1,160.00	1,160.00
230-6125-510.34-08	08/17/2009			1629 SW LINCOLN	65981	556990	08/2009	168.00	168.00
740-6224-560.34-08	08/17/2009			2231 SW JEWELL	65993	557127	08/2009	3,230.00	3,230.00
740-6222-560.34-06	08/26/2009			112 NW KENDALL	65996	557483	08/2009	847.00	847.00
740-6223-560.34-07	08/31/2009							3,194.00	3,194.00
09/11/2009 665817	NEPTUNE TECHNOLOGY GROUP INC	1302818		BLANKET ORDERS	N222527	557057	08/2009	46,090.00	46,090.00
621-3680-571.56-00	07/28/2009							2,680.00	2,680.00

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PROGRAM: GW350LSPCL				FROM 09/07/2009 TO 09/13/2009				BANK CODE	
City of Topeka								*ALL*	
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ACCOUNT #									
621-3680-571.56-00	08/03/2009	BLANKET ORDERS	N222713	557057	08/2009	3,300.00			
621-3680-571.56-00	08/12/2009	BLANKET ORDERS	N223920	557057	08/2009	720.00			
621-3610-571.56-00	08/14/2009	BLANKET ORDERS	N224225	557057	08/2009	5,400.00			
621-3680-571.56-00	08/14/2009	BLANKET O:DER	N224225	557057	08/2009	7,700.00			
621-3802-571.27-00	08/27/2009	PUBLIC WORKS/RELATED SERV	N225431	557323	08/2009	27,730.00			
09/11/2009 665818	CONFIDENTIAL-HIPAA REG								
530-0000-227.00-00	08/27/2009	MUNI COURT OVERPMT (BOND)	HIPPA REG		08/2009	500.00			
09/11/2009 665820	NORMAN JEPSON								
265-0000-444.26-05	08/31/2009	KANSAS SENIOR OLYMPICS	JEPSON NORMAN		09/2009	7.00			
09/11/2009 665841	QUARLES II, NORMAN W								
265-4163-540.22-03	08/31/2009	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009	90.00			
09/11/2009 665821	NORTHEAST KANSAS HYDRAULICS IN								
614-0435-510.99-99	08/25/2009	AUTO & TRUCK MAINT. ITEMS	24469	555157	09/2009	1,830.00			
09/11/2009 665822	OLD DOMINION BRUSH								
614-0435-510.99-98	08/19/2009	AUTO & TRUCK MAINT. ITEMS	63515 4895	555220	08/2009	623.88			
09/11/2009 665823	OMEGA DOOR AND HARDWARE								
101-3070-510.26-03	07/31/2009	BUILDER'S SUPPLIES	19074	557429	08/2009	698.51			
09/11/2009 665824	OPTIMAL TRANSPORT INC								
640-0320-510.22-26	08/05/2009	WC MED MCCOT2006008155	639069	F36143	08/2009	387.09			
09/11/2009 665825	ORKIN								
291-3131-530.29-45	08/26/2009	BUILDING MAINTENANCE/REPR	557507	557507	08/2009	445.59			
09/11/2009 665827	PAIN & WELLNESS CLINIC								
640-0320-510.22-26	08/11/2009	MISCELLANEOUS SERVICES	SEVIGN0000 8/11	555394	08/2009	93.63			
09/11/2009 665829	CONFIDENTIAL-HIPAA REG								
530-0000-227.00-00	08/31/2009	MUNI COURT OVERPMT (BOND)	HIPPA REG		08/2009	100.00			
09/11/2009 665716	DELAPP, PATRICK								
750-6565-560.28-90	09/03/2009	DEPOSIT	5115147						
904-6330-561.47-15	09/03/2009	PRORATA SEPT HAP	SHELTER & CARE	F36216	09/2009	957.00			
09/11/2009 665830	CONFIDENTIAL-HIPAA REG								
101-0000-227.83-00	09/02/2009	PARTIAL RESTITUTION	HIPPA REG		09/2009	25.00			
09/11/2009 665831	CONFIDENTIAL-HIPAA REG								
530-0000-227.00-00	09/03/2009	MUNI COURT OVERPMT (BOND)	HIPPA REG		09/2009	30.00			
09/11/2009 665954	WORUS, PAUL								
265-4163-540.22-03	08/31/2009	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009	119.00			
09/11/2009 665834	PHIFER HONEY FARM								
268-4042-540.44-10	08/12/2009	FOOD FOR ANIMALS, HONEY	859941	F36156	08/2009	300.00			

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City of Topeka								*ALL*	
CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	CHECK AMOUNT
ACCOUNT #		TRN DATE							
09/11/2009	665664	BAKER MD, PHILLIP	1003760	MISCELLANEOUS SERVICES	555389 6	555389	08/2009	650.00	650.00
640-0320-510.22-26		08/25/2009							
09/11/2009	665696	CLOUSE, PHILLIP J	2278596	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009	68.00	68.00
265-4163-540.22-03		08/31/2009							
09/11/2009	665835	POLICE IMPREST FUNDS	1308573	POLICE EQUIPMENT & SUPPLY	555426 9	555426	09/2009	1,600.00	1,600.00
561-1081-520.29-40		09/01/2009							
09/11/2009	665836	POWERPLAN	1101956	AUTO & TRUCK MAINT. ITEMS	326120	555156	09/2009	9.03	9.03
614-0435-510.99-99		08/28/2009							
09/11/2009	665837	POWERSCREEN MIDWEST INC	1000531	AUTO & TRUCK MAINT. ITEMS	4911	555160	09/2009	370.88	370.88
614-0435-510.99-99		08/28/2009							
09/11/2009	665838	PROFESSIONAL ENGINEERING	1307488	MISCELLANEOUS SERVICES	607479	553113	08/2009	173,892.00	173,892.00
870-8070-590.22-25		08/27/2009							
621-3210-571.22-25		08/27/2009		PUBLIC WORKS/RELATED SERV	607527	557033	08/2009	109,590.00	109,590.00
870-8070-590.22-25		08/27/2009		MISCELLANEOUS SERVICES	607480	542201	08/2009	2,276.00	2,276.00
870-8070-590.22-25		08/27/2009		MISCELLANEOUS SERVICES	607502	542201	08/2009	50,026.00	50,026.00
								12,000.00	12,000.00
09/11/2009	665839	PROFESSIONAL MARTIAL ARTS INC	1000725	FINANCIAL SERVICES	1160	554732	08/2009	1,500.00	1,500.00
760-1172-520.22-00		08/11/2009							
09/11/2009	665840	QUALITY TERMITE & PEST CONTROL	1002412	TERMITE INSP SNYDERS CAEN	13003	F36157	08/2009	100.00	100.00
265-4012-540.26-00		08/18/2009							
09/11/2009	665843	RADIOLOGY & NUCLEAR MEDICINE	1180149	MISCELLANEOUS SERVICES	405964953	555402	08/2009	376.09	376.09
640-0320-510.22-26		08/08/2009							
640-0320-510.22-26		08/12/2009		MISCELLANEOUS SERVICES	405966071	555402	08/2009	69.78	69.78
640-0320-510.22-26		08/13/2009		MISCELLANEOUS SERVICES	405966631	555402	08/2009	160.77	160.77
640-0320-510.22-26		08/13/2009		MISCELLANEOUS SERVICES	405966631 8-13	555402	08/2009	89.50	89.50
640-0320-510.22-26		08/13/2009		MISCELLANEOUS SERVICES	405966631 8/13	555402	08/2009	14.76	14.76
640-0320-510.22-26		08/13/2009		MISCELLANEOUS SERVICES	405966631	555402	08/2009	22.14	22.14
640-0320-510.22-26		08/13/2009		MISCELLANEOUS SERVICES	405967181	555402	08/2009	19.14	19.14
09/11/2009	665845	RAK INVESTMENTS LLC	5000795	DEPOSIT	SHELTER & CARE	F36181	09/2009	2,706.00	2,706.00
750-6565-560.28-90		09/01/2009		PRORATA SEPT HAP	SHELTER & CARE	F36181	09/2009	200.00	200.00
904-6330-561.47-15		09/01/2009		DEPOSIT	SHELTER & CARE	F36188	09/2009	309.00	309.00
750-6565-560.28-90		09/01/2009		SEPT HAP	SHELTER & CARE	F36188	09/2009	300.00	300.00
904-6330-561.47-15		09/01/2009		PRORATA SEPT HAP	SHELTER & CARE	F36215	09/2009	506.00	506.00
904-6330-561.47-15		09/03/2009		DEPOSIT	SHELTER & CARE	F36217	09/2009	746.00	746.00
750-6565-560.28-90		09/03/2009		PRORATA SEPT HAP	SHELTER & CARE	F36217	09/2009	200.00	200.00
904-6330-561.47-15		09/03/2009						445.00	445.00
09/11/2009	665844	RAK INVESTMENTS LLC	5000795	PRORATA SEPT HAP	SHELTER & CARE	F36217	09/2009	.00	.00
904-6330-561.47-15		09/03/2009							
09/11/2009	665846	RAMADA INN LLC	1180442	LUNCHEON-'09 WOMEN'S ADA	0807JNBK0322940	F36160	08/2009	1,085.96	1,085.96
265-4163-540.22-99		08/07/2009							

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City of Topeka									
CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	CHECK AMOUNT
ACCOUNT #		TRN DATE							TRN AMOUNT
09/11/2009 665847		RANDY WHEAT							50.00
265-0000-227.40-00		08/31/2009	44	SHELTER HOUSE DEPOSIT	WHEAT RANDY		09/2009		50.00
09/11/2009 665848		REEVES WIEDEMAN COMPANY INC	1114311	PIPE, FITTINGS & VALVES	3675306	556960	08/2009		738.21
621-3610-571.48-00		08/18/2009		PIPE, FITTINGS & VALVES	3676665	556960	08/2009		178.19
621-3610-571.48-00		08/20/2009		PIPE, FITTINGS & VALVES	3675544	556960	08/2009		26.94
621-3610-571.48-00		08/21/2009		PIPE, FITTINGS & VALVES	3678725	556960	08/2009		42.87
621-3610-571.48-00		08/26/2009		PIPE, FITTINGS & VALVES	3678989	556960	08/2009		360.26
621-3610-571.48-00		08/26/2009		PIPE, FITTINGS & VALVES					129.95
09/11/2009 665849		CONFIDENTIAL-HIPAA REG	13	FINAL RESTITUTION	HIPPA REG		09/2009		300.00
101-0000-227.83-00		09/03/2009							300.00
09/11/2009 665810		MOORE, REGINALD	2001932	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		68.00
265-4163-540.22-03		08/31/2009							68.00
09/11/2009 665850		RENO CONSTRUCTION CORPORATION	1301769	BUILDER'S SUPPLIES	0804109 1	557309	08/2009		2,326.04
830-8030-590.30-10		08/14/2009							2,326.04
09/11/2009 665851		RENSENHOUSE ELECTRIC SUPPLY	1109084	EQUIPMENT MAINT & REPAIR	8792 481013	556961	08/2009		1,628.20
621-3610-571.56-00		08/20/2009		EQUIPMENT MAINT & REPAIR	8792 481386	556961	08/2009		916.24
621-3610-571.56-00		08/20/2009							711.96
09/11/2009 665852		RICK'S CONCRETE SAWING	1181160	MARKERS, PLAQUES, SIGNS	09 1472	557431	08/2009		160.00
601-7100-572.48-10		07/07/2009							160.00
09/11/2009 665853		ROACH HARDWARE	1181343	BLANKET ORDERS	117596	556915	08/2009		69.46
621-3610-571.41-00		07/31/2009		BLANKET ORDERS	118746	556915	08/2009		2.49
621-3680-571.56-00		08/24/2009		BLANKET ORDERS	118756	556915	08/2009		13.90
621-3610-571.41-00		08/24/2009		BLANKET ORDERS	118780	556915	08/2009		7.93
621-3610-571.56-00		08/25/2009		BLANKET ORDERS	118792	556915	08/2009		6.78
621-3610-571.41-00		08/25/2009		BLANKET ORDERS	118800	556915	08/2009		34.97
621-3680-571.56-00		08/25/2009							3.39
09/11/2009 665712		DEAN, ROBERT	2003132	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		195.00
265-4163-540.22-03		08/31/2009							195.00
09/11/2009 665669		BERQUIST JR, ROBERT L (ROB)	2003604	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		52.00
265-4163-540.22-03		08/31/2009							52.00
09/11/2009 665723		DITCH, ROCKY W	2115228	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009		64.00
265-4163-540.22-03		08/31/2009							64.00
09/11/2009 665854		RON'S ICE MACHINES	1312535	RENT ICE MACHINE MAY 2007	1907		08/2009		610.00
291-3131-530.28-02		05/05/2005		REFRIGERATION EQUIPMENT	3192		08/2009		85.00
291-3131-530.28-02		05/03/2006							525.00
09/11/2009 665855		CONFIDENTIAL-HIPAA REG	13	PARTIAL RESTITUTION	HIPPA REG		09/2009		37.60
101-0000-227.83-00		09/02/2009							37.60

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CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	*ALL*						
ACCOUNT #	TRN DATE								CHECK AMOUNT						
TRN AMOUNT															
09/11/2009	665856	ROSANNE "SOTO" REYES	1003013	PAYROLL SUMMARY	20090911		09/2009		286.15						
501-0000-227.75-00	09/11/2009								286.15						
09/11/2009	665866	SAINT FRANCIS HEALTH CENTER	1309339	MISCELLANEOUS SERVICES	555384 6	555384	08/2009		90.10						
640-0320-510.22-26	07/31/2009								90.10						
09/11/2009	665865	SAINT FRANCIS HEALTH CENTER	1309339	HEALTH RELATED SERVICES	555371 8	555371	08/2009		1,910.12						
101-0620-510.22-27	07/31/2009				377	555371	08/2009		1,799.62						
101-0620-510.22-27	08/21/2009								110.50						
09/11/2009	665864	SAINT FRANCIS HEALTH CENTER	1190051	MISCELLANEOUS SERVICES	3738605 001	555409	08/2009		4,339.48						
640-0320-510.22-26	08/02/2009								45.05						
640-0320-510.22-26	08/03/2009								20.40						
640-0320-510.22-26	08/03/2009								32.30						
640-0320-510.22-26	08/05/2009								164.90						
640-0320-510.22-26	08/07/2009								20.40						
640-0320-510.22-26	08/07/2009								13.84						
640-0320-510.22-26	08/07/2009								20.40						
640-0320-510.22-26	08/07/2009								13.84						
640-0320-510.22-26	08/07/2009								45.05						
640-0320-510.22-26	08/08/2009								170.53						
640-0320-510.22-26	08/08/2009								45.05						
640-0320-510.22-26	07/13/2009								344.55						
640-0320-510.22-26	07/21/2009								285.33						
640-0320-510.22-26	07/21/2009								32.30						
640-0320-510.22-26	08/10/2009								24.80						
640-0320-510.22-26	08/10/2009								29.75						
640-0320-510.22-26	08/10/2009								17.49						
640-0320-510.22-26	08/10/2009								20.40						
640-0320-510.22-26	08/11/2009								13.84						
640-0320-510.22-26	08/11/2009								111.71						
640-0320-510.22-26	08/11/2009								32.30						
640-0320-510.22-26	08/11/2009								122.67						
640-0320-510.22-26	08/11/2009								32.30						
640-0320-510.22-26	08/12/2009								122.67						
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640-0320-510.22-26	08/12/2009								45.05						
640-0320-510.22-26	08/12/2009								39.03						
640-0320-510.22-26	08/12/2009								45.05						
640-0320-510.22-26	08/12/2009								39.03						
640-0320-510.22-26	08/13/2009								129.92						
640-0320-510.22-26	08/13/2009								225.38						
640-0320-510.22-26	08/13/2009								544.30						
640-0320-510.22-26	08/05/2009								199.29						

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City of Topeka				BANK CODE				CHECK AMOUNT	
CHECK DATE	CHECK NUMBER	VENDOR NAME	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	CHECK AMOUNT
640-0320-510.22-26	08/13/2009	MISCELLANEOUS SERVICES	3745198 001	555409 08/2009	45.05				
640-0320-510.22-26	08/13/2009	MISCELLANEOUS SERVICES	3745344 001	555409 08/2009	45.05				
640-0320-510.22-26	08/13/2009	MISCELLANEOUS SERVICES	3745629 001	555409 08/2009	68.00				
640-0320-510.22-26	08/19/2009	MISCELLANEOUS SERVICES	3748647 001	555409 08/2009	20.40				
640-0320-510.22-26	08/19/2009	MISCELLANEOUS SERVICES	3748647001	555409 08/2009	13.84				
640-0320-510.22-26	08/19/2009	MISCELLANEOUS SERVICES	3748740 001	555409 08/2009	20.40				
640-0320-510.22-26	08/19/2009	MISCELLANEOUS SERVICES	3748740001	555409 08/2009	13.84				
640-0320-510.22-26	08/20/2009	MISCELLANEOUS SERVICES	3747171001	555409 08/2009	111.57				
640-0320-510.22-42	08/14/2009	LAB EXP/J COOK 200900921	3746247001	F36175 08/2009	253.00				
09/11/2009 665863	08/14/2009	SAINT FRANCIS HEALTH CENTER	1190051	3746247001					
640-0320-510.22-42	08/14/2009	LAB EXP/J COOK 200900921	3746247001	F36175 08/2009	.00				
09/11/2009 665862	08/14/2009	SAINT FRANCIS HEALTH CENTER	1190051	3746247001					
640-0320-510.22-42	08/14/2009	LAB EXP/J COOK 200900921	3746247001	F36175 08/2009	.00				
09/11/2009 665861	08/14/2009	SAINT FRANCIS HEALTH CENTER	1190051	3746247001					
640-0320-510.22-42	08/14/2009	LAB EXP/J COOK 200900921	3746247001	F36175 08/2009	.00				
09/11/2009 665860	08/14/2009	SAINT FRANCIS HEALTH CENTER	1190051	3746247001					
640-0320-510.22-42	08/14/2009	LAB EXP/J COOK 200900921	3746247001	F36175 08/2009	.00				
09/11/2009 665859	08/14/2009	SAINT FRANCIS HEALTH CENTER	1190051	3746247001					
640-0320-510.22-42	08/14/2009	LAB EXP/J COOK 200900921	3746247001	F36175 08/2009	.00				
09/11/2009 665858	08/14/2009	SAINT FRANCIS HEALTH CENTER	1190051	3746247001					
640-0320-510.22-42	08/14/2009	LAB EXP/J COOK 200900921	3746247001	F36175 08/2009	.00				
09/11/2009 665857	08/14/2009	SAINT FRANCIS HEALTH CENTER	1190051	3746247001					
640-0320-510.22-42	08/14/2009	LAB EXP/J COOK 200900921	3746247001	F36175 08/2009	.00				
09/11/2009 665868	07/21/2009	SAMS CLUB	1001401	557242 1	8,033.66				
268-4250-570.54-10	07/21/2009	FOODS EDIBLE	557283	557242 07/2009	124.44				
101-1830-520.53-00	07/28/2009	COMPUTERS,DP & WORD PROC.	557283	557283 07/2009	513.63				
268-4250-570.54-10	08/18/2009	FOODS EDIBLE	557242 2	557242 08/2009	230.05				
101-2030-520.41-01	08/14/2009	JANITORIAL SUPPLIES	557402	557402 08/2009	404.10				
268-4001-540.99-99	07/20/2009	BLANKET ORDERS	557184	557184 08/2009	6,631.44				
101-0430-510.22-45	08/27/2009	MEMBERSHIP FEES	F36163	F36163 08/2009	80.00				
101-0430-510.22-45	08/27/2009	ADMIN FEE	F36163	F36163 08/2009	50.00				
09/11/2009 665867	08/27/2009	SAMS CLUB	1001401	F36163	.00				
101-0430-510.22-45	08/27/2009	ADMIN FEE	F36163	F36163 08/2009	.00				
09/11/2009 665871	08/14/2009	SCREENPRINT PLUS INC	1006091	N87972	90.13				
686-2430-572.46-00	08/14/2009	CLOTHING & APPAREL	N87972	557211 08/2009	90.13				
09/11/2009 665872	08/13/2009	SECOND WAVE INC	1006217	SW 0439	25.99				
101-1820-520.40-00	08/13/2009	NAMEPLATES-GLOR/SMITH	SW 0439	F36140 08/2009	25.99				
09/11/2009 665875	08/05/2009	SECURITAS SECURITY SERVICES US	1003502	557557 08/2009	14,040.11				
101-0826-510.29-99	08/05/2009	MISCELLANEOUS SERVICES	W2316996		234.20				

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A/P CHECKS BY PERIOD AND YEAR									
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CHECK DATE	CHECK NUMBER	VENDOR NAME	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	*ALL*
ACCOUNT #									CHECK AMOUNT
101-3041-510.28-20	06/05/2009	MISCELLANEOUS SERVICES	W2316996	557557	08/2009				66.57
601-7100-571.22-40	06/05/2009	MISCELLANEOUS SERVICES	W2316996	557557	08/2009				266.36
740-6229-560.22-00	06/05/2009	MISCELLANEOUS SERVICES	W2316996	557557	08/2009				257.06
740-6229-560.22-00	06/05/2009	MISCELLANEOUS SERVICES	W2316996	557557	08/2009				232.86
101-1820-520.28-20	06/19/2009	MISCELLANEOUS SERVICES	W2321619	557557	08/2009				217.95
101-2020-520.29-45	06/19/2009	MISCELLANEOUS SERVICES	W2321619	557557	08/2009				121.06
101-3011-510.22-97	06/19/2009	MISCELLANEOUS SERVICES	W2321619	557557	08/2009				242.12
101-3041-510.28-20	06/19/2009	MISCELLANEOUS SERVICES	W2321619	557557	08/2009				466.13
101-3051-510.28-20	06/19/2009	MISCELLANEOUS SERVICES	W2321619	557557	08/2009				414.85
101-3070-510.29-26	06/19/2009	MISCELLANEOUS SERVICES	W2321619	557557	08/2009				121.05
101-6030-510.22-00	06/19/2009	MISCELLANEOUS SERVICES	W2321619	557557	08/2009				121.06
265-4001-540.22-99	06/19/2009	MISCELLANEOUS SERVICES	W2321619	557557	08/2009				484.26
621-3610-571.29-00	06/19/2009	MISCELLANEOUS SERVICES	W2321619	557557	08/2009				415.00
101-0930-510.22-99	07/03/2009	MISCELLANEOUS SERVICES	W2337051	557557	08/2009				2,561.07
101-0930-510.22-99	07/17/2009	MISCELLANEOUS SERVICES	W2355516	557557	08/2009				2,492.55
101-0930-510.22-99	07/31/2009	MISCELLANEOUS SERVICES	W2370214	557557	08/2009				2,588.46
101-0930-510.22-99	08/14/2009	MISCELLANEOUS SERVICES	W2390343	557557	08/2009				2,737.50
09/11/2009 665874	SECURITAS SECURITY SERVICES US	1003502							.00
101-0930-510.22-99	08/14/2009	MISCELLANEOUS SERVICES	W2390343	557557	08/2009				.00
09/11/2009 665873	SECURITAS SECURITY SERVICES US	1003502							.00
101-0930-510.22-99	08/14/2009	MISCELLANEOUS SERVICES	W2390343	557557	08/2009				.00
09/11/2009 665876	SENNE COMPANY INC	1301235							66,851.95
601-7205-572.26-03	08/28/2009	PUBLIC WORKS/RELATED SERV	6438	557011	08/2009				66,851.95
09/11/2009 665877	SERVICE MASTER AAA	1000192							400.00
265-4128-540.29-00	07/21/2009	CARPET-HALLS/CLASSROOMS	6085	F36063	08/2009				190.00
265-4128-540.29-00	07/21/2009	HARD SURFACE REFINISHING	6085	F36063	08/2009				210.00
09/11/2009 665878	CONFIDENTIAL-HIPAA REG	13							25.00
101-0000-227.83-00	09/01/2009	PARTIAL RESTITUTION	HIPPA REG		09/2009				25.00
09/11/2009 665879	SHAWNEE AUTO TRIM	1191281							415.00
614-0435-510.99-99	08/27/2009	AUTO & TRUCK MAINT. ITEMS	10586	555169	09/2009				165.00
614-0435-510.99-99	08/27/2009	AUTO & TRUCK MAINT. ITEMS	10587	555169	09/2009				250.00
09/11/2009 665880	SHAWNEE COUNTY DEMOCRATIC	44							50.00
265-0000-227.40-00	08/31/2009	SHELTER HOUSE DEPOSIT	SHAWNEE COUNTY		09/2009				50.00
09/11/2009 665881	SHAWNEE COUNTY DEPT OF PUBLIC	1100074							107,404.57
291-3130-530.45-03	08/20/2009	ROAD & HIGHWAY MATERIALS	1408	557114	08/2009				1,092.00
621-0000-207.35-00	08/31/2009	AUGUST 2009	F36192		08/2009				109,910.01
621-0000-449.00-00	08/31/2009	LESS MONTHLY FEE	F36192		08/2009				3,597.44-
09/11/2009 665882	SHAWNEE COUNTY REFUSE DEPT	1307329							547,222.42
621-0000-207.30-00	08/31/2009	AUGUST 2009	F36193		08/2009				562,118.42
621-0000-449.00-00	08/31/2009	LESS MONTHLY FEE	F36193		08/2009				14,896.00-
09/11/2009 665883	SHAWNEE COUNTY REGISTER DEEDS	1191433							72.00
740-6229-560.29-00	09/01/2009	BLANKET ORDERS	555322 16	555322	09/2009				72.00

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PROGRAM: GM3501SPCL				FROM 09/07/2009 TO 09/13/2009				*ALL*	
City of Topeka								BANK CODE	
CHECK DATE	CHECK NUMBER	VENDOR NAME	TRN DATE	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	CHECK AMOUNT
09/11/2009	665884	SHAWNEE COUNTY RURAL WATER	08/27/2009	MISCELLANEOUS SERVICES	555623 08	555623	08/2009	1,485.00	1,485.00
09/11/2009	665885	SHAWNEE COUNTY SHERIFF'S OFFIC	08/19/2009	EQUIPMENT MAINT & REPAIR	2009 59	557501	08/2009	2,585.53	2,585.53
09/11/2009	665886	SHAWNEE COUNTY WEED DEPT	08/19/2009	10 BATTERIES-WO #333	2009 64	F36153	08/2009	230.00	230.00
09/11/2009	665887	SHAWNEE COUNTY WEED DEPT	08/29/2009	FERTILIZERS & SOIL CONDITN	24248	557244	08/2009	520.00	520.00
09/11/2009	665888	SHAWNEE MISSION FORD INC	09/01/2009	FERTILIZERS & SOIL CONDITN	24248	557244	08/2009	360.00	360.00
09/11/2009	665889	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67342	557250	09/2009	160.00	160.00
09/11/2009	665890	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67342	557250	09/2009	32,636.40	32,636.40
09/11/2009	665891	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67342	557250	09/2009	25.00	25.00
09/11/2009	665892	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67342	557250	09/2009	2,000.00	2,000.00
09/11/2009	665893	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67342	557250	09/2009	14,225.00	14,225.00
09/11/2009	665894	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67342	557250	09/2009	68.20	68.20
09/11/2009	665895	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	25.00	25.00
09/11/2009	665896	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	2,000.00	2,000.00
09/11/2009	665897	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	14,225.00	14,225.00
09/11/2009	665898	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	68.20	68.20
09/11/2009	665899	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	.00	.00
09/11/2009	665900	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	.00	.00
09/11/2009	665901	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	5.75	5.75
09/11/2009	665902	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	5.75	5.75
09/11/2009	665903	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	1,414.03	1,414.03
09/11/2009	665904	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	143.26	143.26
09/11/2009	665905	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	904.11	904.11
09/11/2009	665906	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	124.50	124.50
09/11/2009	665907	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	92.16	92.16
09/11/2009	665908	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	150.00	150.00
09/11/2009	665909	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	2,060.00	2,060.00
09/11/2009	665910	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	2,060.00	2,060.00
09/11/2009	665911	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	3,859.60	3,859.60
09/11/2009	665912	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	1,901.80	1,901.80
09/11/2009	665913	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	1,957.80	1,957.80
09/11/2009	665914	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	15,923.33	15,923.33
09/11/2009	665915	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	15,923.33	15,923.33
09/11/2009	665916	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	551.00	551.00
09/11/2009	665917	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	200.00	200.00
09/11/2009	665918	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	40.00	40.00
09/11/2009	665919	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	311.00	311.00
09/11/2009	665920	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	884.72	884.72
09/11/2009	665921	SHAWNEE MISSION FORD INC	09/01/2009	2010 FORD F150 PICKUP TRK	67343	557250	09/2009	97.69	97.69

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PROGRAM: GM350LSPCL				FROM 09/07/2009 TO 09/13/2009				*ALL*	
City of Topeka				BANK CODE					
CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	CHECK AMOUNT
ACCOUNT #	TRN DATE								
614-0435-510.99-98	08/20/2009	AUTO & TRUCK MAINT. ITEMS		R18010		555224		08/2009	
614-0435-510.99-98	08/26/2009	AUTO & TRUCK MAINT. ITEMS		R18214		555224		08/2009	
614-0435-510.99-98	08/26/2009	AUTO & TRUCK MAINT. ITEMS		R18215		555224		08/2009	
09/11/2009 665899	STEPHANIE PINTO								
265-0000-227.40-00	08/31/2009	SHELTER HOUSE DEPOSIT		PINTO STEPHANIE				09/2009	
09/11/2009 665707	DAMRON, STEPHEN C								
101-1810-520.22-00	07/31/2009	MISCELLANEOUS SERVICES		1007485					
101-1810-520.23-00	07/31/2009	MISCELLANEOUS SERVICES		556881 3		556881		08/2009	
09/11/2009 665900	CONFIDENTIAL-HIPAA REG								
101-0000-227.83-00	09/02/2009	PARTIAL RESTITUTION		13		HIPPA REG		09/2009	
09/11/2009 665901	SUBURBAN LAWN & GARDEN INC								
265-4023-540.22-99	08/19/2009	MULCH-SEDONA RED (70 EA)		1005763					
09/11/2009 665902	SUMIA SALAHUDDIN								
265-0000-444.26-06	08/27/2009	CREATIVE PLAY		44		SALAHUDDIN SUMI		09/2009	
09/11/2009 665903	SUPPORT PAYMENT CLEARINGHOUSE								
501-0000-227.75-00	09/11/2009	PAYROLL SUMMARY		1003006		20090911		09/2009	
09/11/2009 665904	TALLGRASS ORTHOPEDIC CLINIC AN								
640-0320-510.22-26	07/07/2009	MISCELLANEOUS SERVICES		1150499		555401		08/2009	
640-0320-510.22-26	07/17/2009	MISCELLANEOUS SERVICES		2661 090801NA		555401		08/2009	
09/11/2009 665905	TARWATER FARM & HOME SUPPLY								
291-3130-530.42-00	08/06/2009	FERTILIZERS & SOIL CONDITN		1200232		557115		08/2009	
621-3610-571.56-00	08/20/2009	BLANKET ORDERS		0817689		556962		08/2009	
621-3610-571.56-00	08/21/2009	BLANKET ORDERS		0820024		556962		08/2009	
09/11/2009 665906	TEAMSTERS LOCAL UNION # 696								
501-0000-227.51-00	09/11/2009	PAYROLL SUMMARY		1314073		20090911		09/2009	
09/11/2009 665907	TENNESSEE CHILD SUPPORT RECEIP								
501-0000-227.75-00	09/11/2009	PAYROLL SUMMARY		1003485		20090911		09/2009	
09/11/2009 665908	TFM COMM INC								
291-3130-530.27-20	08/07/2009	EQUIPMENT MAINT & REPAIR		1307405		557118		08/2009	
291-3130-530.27-20	08/24/2009	EQUIPMENT MAINT & REPAIR		841599		557118		08/2009	
614-0435-510.27-20	09/01/2009	OCT 2009		841909		555270		10/2009	
09/11/2009 665909	THE HON COMPANY								
291-3131-530.40-10	08/26/2009	FURNITURE, OFFICE		1000507		557301		08/2009	
09/11/2009 665910	THE UPS STORE								
621-3802-571.21-01	08/25/2009	COMMUNICATIONS/MEDIA SERV		1008048		556919		08/2009	
621-3802-571.21-01	08/31/2009	COMMUNICATIONS/MEDIA SERV		43231356		556919		08/2009	
09/11/2009 665678	BROWNE JR, THOMAS P								
265-4163-540.22-03	08/31/2009	PAY PERIOD ENDING 8/30/09		2500321		08 30 09		08/2009	

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City of Topeka											
FROM 09/07/2009 TO 09/13/2009										BANK CODE	*ALL*
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ACCOUNT #	TRN DATE										
09/11/2009 665668 904-6330-561.47-15	09/08/2009	BENAKA, THOMAS R	5800376	SHORTED SEPT HAP	SHELTER & CARE	F36225	09/2009	126.00	126.00		
09/11/2009 665912 614-0435-510.99-99	08/18/2009	TOPEKA BATTERY INC	1201452	AUTO & TRUCK MAINT. ITEMS	ST122219	555174	08/2009	981.51	981.51		
09/11/2009 665915 614-0435-510.99-99	08/18/2009	TOPEKA BATTERY INC	1201452	AUTO & TRUCK MAINT. ITEMS	ST122220	555174	08/2009	116.58	116.58		
09/11/2009 665916 614-0435-510.99-99	08/19/2009	TOPEKA BATTERY INC	1201452	AUTO & TRUCK MAINT. ITEMS	NT170896	555174	08/2009	4.45	4.45		
09/11/2009 665917 614-0435-510.99-99	08/25/2009	TOPEKA BATTERY INC	1201452	AUTO & TRUCK MAINT. ITEMS	ST122336	555174	08/2009	558.12	558.12		
09/11/2009 665918 614-0435-510.99-99	08/26/2009	TOPEKA BATTERY INC	1201452	AUTO & TRUCK MAINT. ITEMS	NT170867	555174	08/2009	69.20	69.20		
09/11/2009 665919 686-2185-572.22-00	08/20/2009	TOPEKA ELECTRIC MOTOR REPAIR I	1201905	PUMPS & ACCESSORIES	29166	557475	08/2009	4,272.51	4,272.51		
09/11/2009 665915 614-0435-510.99-99	08/19/2009	TOPEKA GENERATOR EXCHANGE	1202072	AUTO & TRUCK MAINT. ITEMS	34644	555175	08/2009	1,182.00	1,182.00		
09/11/2009 665916 265-4123-540.28-00	08/21/2009	TOPEKA PUBLIC SCHOOLS	2005883	TRACK RENT-CONTRACT 39539	F36138	F36138	08/2009	2,800.00	2,800.00		
09/11/2009 665917 614-0435-510.99-99	08/17/2009	TOPEKA TRANSMISSION SERVICE IN	1110788	AUTO & TRUCK MAINT. ITEMS	40016	555177	08/2009	643.12	643.12		
09/11/2009 665918 641-0000-204.00-00	08/05/2009	TRAVELERS INSURANCE COMPANY	1309335	AUTO LIAB-JULY 09	1412309		08/2009	8,441.00	8,441.00		
09/11/2009 665833 640-0320-510.22-26	08/03/2009	PETTY JR LSCSW, TYRUS C	1007137	WC MED WCCOT2006008291	F36198	F36198	08/2009	104.50	104.50		
09/11/2009 665920 621-3430-571.43-05	08/12/2009	U S LIME COMPANY - ST CLAIR	1311660	WATER TREATING CHEMICALS	121265	556928	08/2009	27,191.75	27,191.75		
09/11/2009 665921 101-1820-520.56-00	08/27/2009	ULTRAMAX AMMUNITION	1000132	POLICE EQUIPMENT & SUPPLY	108377	557510	08/2009	4,033.49	4,033.49		
09/11/2009 665922 101-1820-520.56-00	08/27/2009	ULTRAMAX AMMUNITION	1000132	SHIPPING AND HANDLING	108377	557510	08/2009	13.49	13.49		
09/11/2009 665922 101-1820-520.21-00	08/22/2009	UNITED PARCEL SERVICE INC	1210920	SHIPPING AND HANDLING	0000693358349	556146	08/2009	18.90	18.90		
09/11/2009 665924 501-0000-227.73-00	09/11/2009	UNITED STATES TREASURY	1005794	PAYROLL SUMMARY	20090911		09/2009	92.31	92.31		

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City of Topeka				BANK CODE				CHECK AMOUNT	
CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	TRN AMOUNT	TRN AMOUNT
ACCOUNT #	TRN DATE								
09/11/2009 665923	501-0000-227.73-00	UNITED STATES TREASURY	1003015	PAYROLL SUMMARY	20090911		09/2009	871.48	871.48
09/11/2009 665925	621-3210-571.22-25	UTILLWORKS CONSULTING LLC	1006010	MISCELLANEOUS SERVICES	TOP 010	554505	08/2009	17,502.88	17,502.88
621-3210-571.22-25	08/25/2009	MISCELLANEOUS SERVICES			TOP 011	554505	08/2009	12,282.88	12,282.88
09/11/2009 665926	101-1850-520.22-00	VETERINARY MEDICAL & SURGICAL	1000107	ANIMAL FEED & BEDDING	39954	555432	08/2009	5,220.00	5,220.00
09/11/2009 665927	614-0435-510.99-99	VICTOR L. PHILLIPS COMPANY INC	1300161	AUTO & TRUCK MAINT. ITEMS	WT28301	555181	08/2009	69.49	69.49
614-0435-510.99-99	08/21/2009	AUTO & TRUCK MAINT. ITEMS			WT28282	555181	08/2009	5,738.46	5,738.46
09/11/2009 665928	271-0910-510.37-99	VISIT TOPEKA INC	1003484	1ST PAYMENT-PER 39748	557573 1	557573	09/2009	337.56	337.56
09/11/2009 665930	101-0000-227.83-00	CONFIDENTIAL-HIPAA REG	13	FINAL RESTITUTION	HIPPA REG		09/2009	5,400.90	5,400.90
09/11/2009 665929	101-0000-227.83-00	CONFIDENTIAL-HIPAA REG	13	PARTIAL RESTITUTION	HIPPA REG		09/2009	42,024.00	42,024.00
09/11/2009 665747	265-4163-540.22-03	HARRIS, WARREN S	2120509	PAY PERIOD ENDING 8/30/09	08 30 09		08/2009	50.00	50.00
09/11/2009 665933	686-1550-570.44-00	WATER POLLUTION CONTROL	1309172	FOOD-EOM/NEISWENDER	F36173	F36173	08/2009	40.00	40.00
686-2180-572.48-00	08/27/2009	O RINGS-CK VALVE/SNOW			F36173	F36173	08/2009	85.00	85.00
686-2170-571.29-23	08/27/2009	OPS CERT - D HART			F36173	F36173	08/2009	314.60	314.60
686-2430-572.48-00	08/27/2009	SPRINKLER REPAIR PARTS			F36173	F36173	08/2009	27.12	27.12
623-2711-570.41-00	08/27/2009	SPOTLIGHT-SEWER INSPECT			F36173	F36173	08/2009	1.70	1.70
686-1550-570.40-00	08/27/2009	GIFT CARD-AUG DIV MEETING			F36173	F36173	08/2009	25.00	25.00
686-1550-570.41-00	08/27/2009	DUP KEYS-LIQUID WST HAULR			F36173	F36173	08/2009	2.14	2.14
686-1780-570.43-00	08/27/2009	DISHWASHER DET-LAB/ROECKE			F36173	F36173	08/2009	32.20	32.20
686-1780-570.48-00	08/27/2009	CAULKING-LAB WALL TILES			F36173	F36173	08/2009	25.00	25.00
686-2430-572.41-00	08/27/2009	MATS-REPAIR TRK #93 BOX			F36173	F36173	08/2009	4.18	4.18
686-1550-570.40-00	08/27/2009	GIFT CARD JULY DIV MT			F36173	F36173	08/2009	34.32	34.32
686-2180-572.29-23	08/27/2009	OPS CERT - J DODDS			F36173	F36173	08/2009	5.86	5.86
686-2185-572.29-23	08/27/2009	OPS CERT - B THOMESON			F36173	F36173	08/2009	30.91	30.91
686-2430-572.46-00	08/27/2009	REPLC LENS SAFE GLASSES			F36173	F36173	08/2009	25.00	25.00
686-2430-572.29-23	08/27/2009	CDL ENDORSEMENT-B FOSTER			F36173	F36173	08/2009	25.00	25.00
623-2716-570.48-00	08/27/2009	PLUG/TUBE-REPAIR MOWER			F36173	F36173	08/2009	12.97	12.97
686-2170-572.29-23	08/27/2009	OPS CERT - V LIVELY			F36173	F36173	08/2009	10.00	10.00
09/11/2009 665932	686-2170-572.29-23	WATER POLLUTION CONTROL	1309172	OPS CERT - V LIVELY	F36173	F36173	08/2009	3.20	3.20
09/11/2009 665931	686-2170-572.29-23	WATER POLLUTION CONTROL	1309172	OPS CERT - V LIVELY	F36173	F36173	08/2009	25.00	25.00

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PROGRAM: GM350LSPCL				FROM 09/07/2009 TO 09/13/2009				*ALL*	
City of Topeka									
CHECK DATE	CHECK NUMBER	VENDOR NAME	VENDOR #	DESCRIPTION	INVOICE	PO #	PER/YEAR	BANK CODE	CHECK AMOUNT
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291-3131-530.20-01	08/27/2009			STREET/PARK & REC/FLEET	9787045424JUL09		08/2009		3,452.35
265-4002-540.20-01	08/27/2009			STREET/PARK & REC/FLEET	9787045424JUL09		08/2009		141.93
614-0435-510.20-01	08/27/2009			POLICE DEPT PROPERTY	1018254384JUL09		08/2009		306.28
101-3070-510.20-01	08/31/2009			CODE COMPLIANCE	1977020420AUG09		09/2009		1,071.37
101-1820-520.20-01	09/02/2009			DRAINAGE MAINTENANCE/WPC	8899982307JUL09		08/2009		102.92
623-2713-570.20-01	09/01/2009			FIRE/FLEET	8799616781JUL09		08/2009		781.02
101-2010-520.20-01	09/01/2009			FIRE/FLEET	8799616781JUL09		08/2009		1,563.64
101-2030-520.20-01	09/01/2009			FIRE/FLEET	8799616781JUL09		08/2009		7,205.72
614-0435-510.20-01	09/01/2009			GARAGES	7504463288JUL09		08/2009		187.88
601-7100-571.20-01	09/01/2009			GARAGES	7504463288JUL09		08/2009		397.37
601-7202-571.20-01	09/01/2009			GARAGES	7504463288JUL09		08/2009		1,942.32
601-7203-571.20-01	09/01/2009			GARAGES	7504463288JUL09		08/2009		1,422.38
601-7204-571.20-01	09/01/2009			GARAGES	7504463288JUL09		08/2009		850.53
601-7205-571.20-01	09/01/2009			GARAGES	7504463288JUL09		08/2009		4,497.95
601-7206-571.20-01	09/01/2009			GARAGES	7504463288JUL09		08/2009		1,730.72
601-7208-571.20-01	09/01/2009			GARAGES	7504463288JUL09		08/2009		1,037.30
601-7209-571.20-01	09/01/2009			GARAGES	7504463288JUL09		08/2009		966.90
265-4002-540.20-01	09/01/2009			PARKS & REC	7069513343JUL09		08/2009		18,256.75
265-4140-540.20-01	09/01/2009			PARKS & REC	7069513343JUL09		08/2009		782.95
268-4045-540.20-01	09/01/2009			PARKS & REC	7069513343JUL09		08/2009		3,584.67
265-4136-540.20-01	09/01/2009			PARKS & REC	7069513343JUL09		08/2009		19.17
265-4139-540.20-01	09/01/2009			PARKS & REC	7069513343JUL09		08/2009		59.83
265-4195-540.20-01	09/01/2009			PARKS & REC	7069513343JUL09		08/2009		1,571.62
265-4181-540.20-01	09/01/2009			RECREATION CENTER	4722023309JUL09		08/2009		19.67
265-4135-540.20-01	08/31/2009			RECREATION CENTER	4722023309JUL09		08/2009		2,190.25
265-4136-540.20-01	08/31/2009			RECREATION CENTER	4722023309JUL09		08/2009		1,725.02
265-4137-540.20-01	08/31/2009			RECREATION CENTER	4722023309JUL09		08/2009		1,419.04
265-4139-540.20-01	08/31/2009			RECREATION CENTER	4722023309JUL09		08/2009		3,005.30
265-4144-540.20-01	08/31/2009			RECREATION CENTER	4722023309JUL09		08/2009		79.29
265-4171-540.20-01	08/31/2009			RECREATION CENTER	4722023309JUL09		08/2009		7,186.76
101-3110-520.20-01	09/01/2009			TRAFFIC OPERATIONS	6330481140JUL09		08/2009		1,034.64
101-3110-520.20-07	09/01/2009			TRAFFIC OPERATIONS	6330481140JUL09		08/2009		8,625.99
101-3210-520.20-06	09/01/2009			TRAFFIC OPERATIONS	6330481140JUL09		08/2009		2,510.98
621-3430-571.20-01	09/01/2009			WATER DEPT	0257466881JUL09		08/2009		100,255.70
686-2170-571.20-01	09/01/2009			WPC	1701869802JUL09		08/2009		33,125.80
686-2180-571.20-01	09/01/2009			WPC	1701869802JUL09		08/2009		24,004.45
686-2185-572.20-01	09/01/2009			WPC	1701869802JUL09		08/2009		42,234.65
623-2713-570.20-01	09/01/2009			STREET LIGHTING	7781238941AUG09		08/2009		232.06
101-3430-571.20-06	09/01/2009			STREET LIGHTING	7781238941AUG09		08/2009		39.98
101-3210-520.20-06	09/01/2009			STREET LIGHTING	7781238941AUG09		08/2009		109,947.82
265-4012-540.20-06	09/01/2009			STREET LIGHTING	7781238941AUG09		08/2009		92.00
09/11/2009	665941	WESTAR ENERGY	1110646	STREET LIGHTING	7781238941AUG09		08/2009		.00
265-4012-540.20-06	09/01/2009			STREET LIGHTING	7781238941AUG09		08/2009		.00
09/11/2009	665940	WESTAR ENERGY	1110646	STREET LIGHTING	7781238941AUG09		08/2009		.00
265-4012-540.20-06	09/01/2009			STREET LIGHTING	7781238941AUG09		08/2009		.00
09/11/2009	665939	WESTAR ENERGY	1110646	STREET LIGHTING	7781238941AUG09		08/2009		.00
265-4012-540.20-06	09/01/2009			STREET LIGHTING	7781238941AUG09		08/2009		.00

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PROGRAM: GM350LSPCL				FROM 09/07/2009 TO 09/13/2009				*ALL*	
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09/11/2009 665938 265-4012-540.20-06	09/01/2009	WESTAR ENERGY	1110646	STREET LIGHTING	7781238941AUG09		08/2009	.00	.00
09/11/2009 665937 265-4012-540.20-06	09/01/2009	WESTAR ENERGY	1110646	STREET LIGHTING	7781238941AUG09		08/2009	.00	.00
09/11/2009 665936 265-4012-540.20-06	09/01/2009	WESTAR ENERGY	1110646	STREET LIGHTING	7781238941AUG09		08/2009	.00	.00
09/11/2009 665935 236-0930-510.32-04	08/25/2009	WESTAR ENERGY	15	PAYMENT OF CLAIM 09 046	WESTAR 09 046	F36155	08/2009	2,095.86	2,095.86
09/11/2009 665934 101-0000-227.83-00	09/01/2009	CONFIDENTIAL-HIPAA REG	13	PARTIAL RESTITUTION	HIPPA REG		09/2009	25.00	25.00
09/11/2009 665943 614-0435-510.99-99	08/20/2009	WHELEN ENGINEERING COMPANY INC 1313162		AUTO & TRUCK MAINT. ITEMS	694896	555182	08/2009	551.40	551.40
09/11/2009 665944 101-6030-510.22-99	08/21/2009	WHITE & SMITH LLC	9000714	AUTO & TRUCK MAINT. ITEMS	698493	555182	09/2009	455.40	455.40
09/11/2009 665947 291-3130-530.46-05	07/31/2009	WHITE STAR MACHINERY & SUPPLY 1308742		EDUCATIONAL SERVICES	1316	540875	08/2009	61.05	61.05
09/11/2009 665945 291-3130-530.45-99	07/31/2009	BLANKET ORDERS			06026047	557119	08/2009	2,894.44	43.98
09/11/2009 665946 291-3130-530.45-99	08/03/2009	BLANKET ORDERS			06026175	557119	08/2009	23.99	23.99
09/11/2009 665947 291-3130-530.45-99	08/03/2009	BLANKET ORDERS			06026253	557119	08/2009	16.98	16.98
09/11/2009 665948 291-3130-530.41-00	08/03/2009	BLANKET ORDERS			06026301	557119	08/2009	6.44	6.44
09/11/2009 665949 291-3130-530.46-05	08/03/2009	BLANKET ORDERS			06026301	557119	08/2009	34.98	34.98
09/11/2009 665950 291-3130-530.45-99	08/04/2009	BLANKET ORDERS			06026301	557119	08/2009	2.99	2.99
09/11/2009 665951 291-3130-530.41-00	08/07/2009	BLANKET ORDERS			06026356	557119	08/2009	3.99	3.99
09/11/2009 665952 291-3130-530.45-99	08/18/2009	BLANKET ORDERS			06026363	557119	08/2009	120.00	120.00
09/11/2009 665953 291-3130-530.45-99	08/19/2009	BLANKET ORDERS			06026578	557119	08/2009	62.99	62.99
09/11/2009 665954 291-3130-530.41-00	08/20/2009	BLANKET ORDERS			06027190	557119	08/2009	96.84	96.84
09/11/2009 665955 291-3130-530.41-00	08/24/2009	BLANKET ORDERS			06027277	557119	08/2009	14.97	14.97
09/11/2009 665956 291-3130-530.41-00	08/25/2009	BLANKET ORDERS			06027327	557119	08/2009	38.98	38.98
09/11/2009 665957 623-2713-570.41-00	08/25/2009	BLANKET ORDERS			06027479	557119	08/2009	54.99	54.99
09/11/2009 665958 686-2430-572.41-00	08/25/2009	EQUIPMENT MAINT & REPAIR			06027556	557119	08/2009	37.99	37.99
09/11/2009 665959 623-2717-570.28-00	08/25/2009	EQUIPMENT MAINT & REPAIR			06027562	555788	08/2009	53.64	53.64
09/11/2009 665960 623-2717-570.28-00	08/06/2009	EQUIPMENT RENTAL			06026582	556750	08/2009	2,227.05	2,227.05
09/11/2009 665946 623-2717-570.28-00	08/06/2009	WHITE STAR MACHINERY & SUPPLY 1308742		EQUIPMENT RENTAL	06026582	556750	08/2009	.00	.00
09/11/2009 665945 623-2717-570.28-00	08/06/2009	WHITE STAR MACHINERY & SUPPLY 1308742		EQUIPMENT RENTAL	06026582	556750	08/2009	.00	.00
09/11/2009 665948 268-4042-540.21-01	08/17/2009	WILDLIFE CONSERVATION SOCIETY 1003657		SHIPPING ZOO ANIMALS	BZHERPNEW2009	F36158	08/2009	155.53	155.53

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PROGRAM: GM350LSPCL				FROM 09/07/2009 TO 09/13/2009				*ALL*	
City of Topeka								BANK CODE	
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09/11/2009	665949	WILLIAM GRIFFIN CHAPTER 13 TRU	1008384		20090911		09/2009	117.69	
501-0000-227.49-00		09/11/2009		PAYROLL SUMMARY				117.69	
09/11/2009	665952	WINGFOOT COMMERCIAL TIRE SYSTE	1003144					2,846.98	
614-0435-510.99-99		08/18/2009		AUTO & TRUCK MAINT. ITEMS	123 1033065	555184	08/2009	72.90	
614-0435-510.99-99		08/19/2009		AUTO & TRUCK MAINT. ITEMS	123 1033071	555184	08/2009	155.06	
614-0435-510.99-99		08/21/2009		AUTO & TRUCK MAINT. ITEMS	123 1033103	555184	08/2009	284.44	
614-0435-510.99-99		08/21/2009		AUTO & TRUCK MAINT. ITEMS	123 1033118	555184	08/2009	70.75	
614-0435-510.99-98		08/25/2009		AUTO & TRUCK MAINT. ITEMS	123 1033146	555235	08/2009	829.08	
614-0435-510.99-99		08/25/2009		AUTO & TRUCK MAINT. ITEMS	123 1033152	555184	09/2009	320.55	
614-0435-510.99-99		08/26/2009		AUTO & TRUCK MAINT. ITEMS	123 1033175	555184	09/2009	111.40	
614-0435-510.99-99		08/27/2009		AUTO & TRUCK MAINT. ITEMS	123 1033181	555184	09/2009	1,022.80	
09/11/2009	665951	WINGFOOT COMMERCIAL TIRE SYSTE	1003144					.00	
614-0435-510.99-99		08/27/2009		AUTO & TRUCK MAINT. ITEMS	123 1033181	555184	09/2009	.00	
09/11/2009	665953	WISCONSIN SUPPORT COLLECTIONS	1002598					87.69	
501-0000-227.75-00		09/11/2009		PAYROLL SUMMARY	20090911		09/2009	87.69	
09/11/2009	665955	WOOLPERT INC						3,121.70	
101-3011-510.29-99		08/28/2009		MISCELLANEOUS SERVICES	2009006643	554990	08/2009	3,121.70	
09/11/2009	665956	WPC LOCAL UNION						610.30	
501-0000-227.42-00		09/11/2009		PAYROLL SUMMARY	20090911		09/2009	615.00	
101-0000-445.00-00		09/11/2009		PAYROLL SUMMARY	20090911		09/2009	4.70-	
09/11/2009	665958	WYNN'S						424.86	
614-0435-510.99-98		08/18/2009		AUTO & TRUCK MAINT. ITEMS	0003281176	555237	08/2009	424.86	
09/11/2009	665959	YRC INC						2,154.00	
268-4042-540.21-01		08/14/2009		SHIPPING AND HANDLING	276 748653	557442	08/2009	2,154.00	
NUMBER OF CHECKS-	277			DATE RANGE TOTAL *				2,324,250.41 *	



A Capital City Government Working For You...

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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 9, 2009

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DATE: September 29, 2009

CONTACT PERSON: Jim Langford and Pam Simecka **DOCUMENT #:**

SECOND PARTY/SUBJECT: Series 2009-A and B GO bonds **PROJECT #:**

CATEGORY/SUBCATEGORY 014 Ordinances – Non-Codified / 012 Bond Ordinances

CIP PROJECT: No

ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., authorizing the issuance of \$3,390,000 aggregate principal amount of General Obligation Improvement Bonds, Series 2009-A, and \$58,020,000 aggregate principal amount of General Obligation Refunding Bonds, Series 2009-B of the City of Topeka, Kansas, under the authority of K.S.A. 10-101 to 125, inclusive, K.S.A. 10-427 et seq., K.S.A. 12-6a01 et seq., the home rule authority granted to the cities of the State of Kansas by Section 5 of Article 12 of the Kansas Constitution, and Charter Ordinance No. 89 of the city, all as amended. First Reading.

Voting Requirement: Majority vote of the Governing Body, including the Mayor.

(Approval would authorize the issuance of general obligation bonds. The proceeds would pay for a number of public infrastructure improvements that have already been approved by the Council that are completed or under construction and refund existing debt.)

POLICY ISSUE:

The debt financing of public improvements, to distribute the costs of capital assets across multiple generations of taxpayers.

STAFF RECOMMENDATION:

Approve the ordinance.

BACKGROUND:

Issuance of the 2009-A General Obligation Bonds will provide proceeds for 3 sanitary sewer projects, 6 street projects, 1 Fire Station project and 4 trafficway projects all as specified in the Ordinance. Issuance of the 2009-B will provide for the refunding of the remaining principal of \$58,545,000 for the 2001-A, 2003-A, 2003-B, 2003-C, 2004-B and 2004-C bonds.

BUDGETARY IMPACT:

Item #21

The City's outstanding general obligation debt will increase by an estimated \$3,420,000, of which \$1,861,040 is

dedicated to City public improvement projects and \$1,558,960 is for improvement district projects.

The refunding of \$58,545,000 of existing general obligation debt will generate an estimated \$4.0 million of savings in debt service payments over the term of the bonds. These savings are based on an estimated interest rate of about 3.0 percent.

SOURCE OF FUNDING:

Funds to pay the principal and interest of the Series 2009-A Bonds will come from two sources--1) general property tax levy, and 2) special assessments against property owners within the relevant improvement benefit districts for \$1,558,960 of costs.

ATTACHMENTS:

[Ordinance](#)

(Published in The Topeka Metro News on October ____, 2009.)

ORDINANCE NO. _____

AN ORDINANCE INTRODUCED BY CITY MANAGER NORTON N. BONAPARTE, JR. AUTHORIZING THE ISSUANCE OF \$3,390,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, SERIES 2009-A, AND \$58,020,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2009-B OF THE CITY OF TOPEKA, KANSAS, UNDER THE AUTHORITY OF K.S.A. 10-101 to 125, INCLUSIVE, K.S.A. 10-427 ET SEQ., K.S.A. 12-6a01 ET SEQ., THE HOME RULE AUTHORITY GRANTED TO THE CITIES OF THE STATE OF KANSAS BY SECTION 5 OF ARTICLE 12 OF THE KANSAS CONSTITUTION, AND CHARTER ORDINANCE NO. 89 OF THE CITY, ALL AS AMENDED.

WHEREAS, pursuant to K.S.A. 12-6a01 et seq., as amended, the home rule authority granted to the cities of the State of Kansas by Section 5 of Article 12 of the Kansas Constitution and Charter Ordinance No. 89 of the City of Topeka, Kansas, (the "City") and other provisions of the laws of the State of Kansas applicable thereto, by proceedings duly had, the City has caused the following improvements (the "Internal Improvements") to be made in the City, to-wit:

- (a) Sanitary Sewer Improvement Project No. 40933-01;
- (b) Sanitary Sewer Improvement Project No. 40936-01;
- (c) Sanitary Sewer Improvement Project No. 40947-00;
- (d) Street Improvement Project No. 60607-00;
- (e) Street Improvement Project No. 60626-00;
- (f) Street Improvement Project No. 70114-03;
- (g) Street Improvement Project No. 84353-00;
- (h) Street Improvement Project No. 86259-00;
- (i) Street Improvement Project No. 84354-00;
- (j) Fire Station Improvement Project No. 13170-00;
- (k) Trafficway Improvement Project No. 14125-00;
- (l) Trafficway Improvement Project No. 14127-00;
- (m) Trafficway Improvement Project No. 14128-00; and
- (n) Trafficway Improvement Project No. 14131-00.

WHEREAS, all legal requirements pertaining to the Internal Improvements have been complied with, and the governing body of the City now finds and determines that the total cost of the Internal Improvements, including the payment of a portion of the City's outstanding Series 2008-A Temporary Notes dated October 29, 2008, which are due and payable November 1, 2009, and related expenses are at least \$4,577,710.77 (the "Internal Improvement Costs"), of which approximately \$1,056,075.00 will be paid from other funds lawfully available to the City,

with \$1,690,596.23 of said Internal Improvement Costs to be paid by the owners of the property within the City benefited by the Internal Improvements (\$131,635.77 of which has been paid into the City Treasury on account of the Internal Improvements) leaving \$3,390,000.00 to be paid for by the issuance of general obligation bonds; and

WHEREAS, the City has heretofore duly authorized, issued and delivered its \$6,240,000 principal amount of General Obligation Bonds, Series 2001-A, dated March 1, 2001, (the "Series 2001-A Bonds") pursuant to its Ordinance adopted March 13, 2001, in accordance with the requirements of K.S.A. 12-1736 et seq., as amended (the "Series 2001-A Bond Ordinance"). The terms and conditions of the Series 2001-A Bonds was set forth in a Resolution adopted on March 13, 2001 (the "Series 2001-A Bond Resolution"); and

WHEREAS, as of October 1, 2009, there remains outstanding of the Series 2001-A Bonds the principal amount of \$5,835,000 bearing interest payable semiannually on February 15 and August 15 of each year and maturing serially on August 15, as follows:

SERIAL BONDS

<u>MATURITY</u> <u>(August 15)</u>	<u>PRINCIPAL</u> <u>AMOUNT</u>	<u>INTEREST</u> <u>RATE</u>
2010	\$150,000	4.300%
2011	155,000	4.400
2012	160,000	4.400
2013	170,000	4.500
2014	180,000	4.600
2015	190,000	4.700
2016	195,000	4.800
2017	205,000	5.000
2018	220,000	5.000
2019	230,000	5.000
2020	240,000	5.000
2021	255,000	5.000

TERM BONDS

2026	1,505,000	5.100
2031	1,980,000	5.125

; and

WHEREAS, the City has heretofore duly authorized, issued and delivered its \$6,205,000 principal amount of General Obligation Refunding Bonds, Series 2003-A, dated March 1, 2003, (the "Series 2003-A Bonds") pursuant to its Ordinance adopted February 18, 2003, in accordance with the requirements of K.S.A. 10-427 et seq., as amended (the "Series 2003-A Bond Ordinance"). The terms and conditions of the Series 2003-A Bonds were set forth in a Resolution adopted on February 18, 2003 (the "Series 2003-A Bond Resolution"); and

WHEREAS, as of October 1, 2009, there remains outstanding of the Series 2003-A Bonds the principal amount of \$3,890,000 bearing interest payable semiannually on February 15 and August 15 of each year and maturing serially on August 15, as follows:

SERIAL BONDS

<u>MATURITY</u> <u>(August 15)</u>	<u>PRINCIPAL</u> <u>AMOUNT</u>	<u>INTEREST</u> <u>RATE</u>
2010	\$435,000	3.200%
2011	455,000	3.400
2012	450,000	3.600
2013	470,000	3.700
2014	490,000	3.850
2015	510,000	4.000
2016	530,000	4.100
2017	550,000	4.125

; and

WHEREAS, the City has heretofore duly authorized, issued and delivered its \$24,905,000 principal amount of General Obligation Refunding Bonds, Series 2003-B, dated August 14, 2003, (the "Series 2003-B Bonds") pursuant to its Ordinance adopted July 15, 2003, in accordance with the requirements of K.S.A. 10-427 et seq., as amended (the "Series 2003-B Bond Ordinance"). The terms and conditions of the Series 2003-B Bonds were set forth in a Resolution adopted on July 15, 2003 (the "Series 2003-B Bond Resolution"); and

WHEREAS, as of October 1, 2009, there remains outstanding of the Series 2003-B Bonds the principal amount of \$8,950,000 bearing interest payable semiannually on February 15 and August 15 of each year and maturing serially on August 15, as follows:

SERIAL BONDS

<u>MATURITY</u> <u>(August 15)</u>	<u>PRINCIPAL</u> <u>AMOUNT</u>	<u>INTEREST</u> <u>RATE</u>
2010	\$2,455,000	2.900%
2011	1,555,000	3.100
2012	1,315,000	3.250
2013	550,000	3.400
2014	570,000	3.550
2015	590,000	3.650
2016	610,000	3.800
2017	640,000	4.000
2018	665,000	4.000

; and

WHEREAS, the City has heretofore duly authorized, issued and delivered its \$11,225,000 principal amount of General Obligation Bonds, Series 2003-C, dated November 24, 2003, (the "Series 2003-C Bonds") pursuant to its Ordinance adopted November 4, 2003, in accordance with the requirements of K.S.A. 12-110c, K.S.A. 12-685 et seq., K.S.A. 12-6a01 et seq., the home rule authority granted to the cities of the State of Kansas by Section 5 of Article 12 of the Kansas Constitution, Home Rule Ordinance No. 17733 of the City and Charter Ordinances Nos. 68 and 89 of the City, all as amended (the "Series 2003-C Bond Ordinance"). The terms and conditions of the Series 2003-C Bonds were set forth in a Resolution adopted on November 4, 2003 (the "Series 2003-C Bond Resolution"); and

WHEREAS, as of October 1, 2009, there remains outstanding of the Series 2003-C Bonds the principal amount of \$8,790,000 bearing interest payable semiannually on February 15 and August 15 of each year and maturing serially on August 15, as follows:

SERIAL BONDS

<u>MATURITY</u> <u>(August 15)</u>	<u>PRINCIPAL</u> <u>AMOUNT</u>	<u>INTEREST</u> <u>RATE</u>
2010	\$480,000	3.05%
2011	495,000	3.35
2012	510,000	3.60
2013	530,000	3.65
2014	555,000	3.80
2015	575,000	4.00
2016	600,000	4.05
2017	625,000	4.15
2018	655,000	4.25
2019	685,000	4.35
2020	715,000	4.45
2021	750,000	4.55
2022	790,000	4.60
2023	825,000	4.65

; and

WHEREAS, the City has heretofore duly authorized, issued and delivered its \$39,125,000 principal amount of General Obligation Refunding Bonds, Series 2004-B, dated October 7, 2004, (the "Series 2004-B Bonds") pursuant to its Ordinance adopted September 14, 2004, in accordance with the requirements of K.S.A. 10-427 et seq., as amended (the "Series 2004-B Bond Ordinance"). The terms and conditions of the Series 2004-B Bonds were set forth in a Resolution adopted on September 14, 2004 (the "Series 2004-B Bond Resolution"); and

WHEREAS, as of October 1, 2009, there remains outstanding of the Series 2004-B Bonds the principal amount of \$24,065,000 bearing interest payable semiannually on February 15 and August 15 of each year and maturing serially on August 15, as follows:

SERIAL BONDS

<u>MATURITY</u> <u>(August 15)</u>	<u>PRINCIPAL</u> <u>AMOUNT</u>	<u>INTEREST</u> <u>RATE</u>
2010	\$3,015,000	3.000%
2011	2,760,000	3.100
2012	3,930,000	3.300
2013	4,710,000	3.500
2014	4,235,000	3.600
2015	940,000	3.625
2016	990,000	3.750
2017	1,015,000	3.850
2018	1,045,000	4.000
2019	1,095,000	4.000
2020	330,000	4.050

; and

WHEREAS, the City has heretofore duly authorized, issued and delivered its \$6,875,000 principal amount of General Obligation Bonds, Series 2004-C, dated November 23, 2004, (the “Series 2004-C Bonds”) pursuant to its Ordinance adopted October 26, 2004, in accordance with the requirements of K.S.A. 12-685 et seq., K.S.A. 12-6a01 et seq., the home rule authority granted to the cities of the State of Kansas by Section 5 of Article 12 of the Kansas Constitution, and Charter Ordinances Nos. 68 and 89 of the City, all as amended (the “Series 2004-C Bond Ordinance”). The terms and conditions of the Series 2004-C Bonds were set forth in a Resolution adopted on October 26, 2004 (the “Series 2004-C Bond Resolution”); and

WHEREAS, as of October 1, 2009, there remains outstanding of the Series 2004-C Bonds the principal amount of \$5,515,000 bearing interest payable semiannually on February 15 and August 15 of each year and maturing serially on August 15, as follows:

SERIAL BONDS		
<u>MATURITY</u> <u>(August 15)</u>	<u>PRINCIPAL</u> <u>AMOUNT</u>	<u>INTEREST</u> <u>RATE</u>
2010	\$280,000	3.00%
2011	285,000	3.10
2012	295,000	3.25
2013	310,000	3.40
2014	320,000	3.50
2015	330,000	3.75
2016	345,000	3.75
2017	360,000	3.85

(continued on next page)

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MATURITY (August 15)	SERIAL BONDS PRINCIPAL AMOUNT	INTEREST RATE
2018	\$375,000	4.00%
2019	390,000	4.00
2020	405,000	4.05
2021	425,000	4.20
2022	445,000	4.25
2023	465,000	4.35
2024	485,000	4.40

; and

WHEREAS, pursuant to Section 203 of the Series 2001-A Bond Resolution, the Series 2003-A Bond Resolution, the Series 2003-B Bond Resolution, the Series 2003-C Bond Resolution, the Series 2004-B Bond Resolution and the Series 2004-C Bond Resolution, the State Treasurer of the State of Kansas, Topeka, Kansas, was designated as the City's Paying Agent and Bond Registrar for the payment of the principal of and interest on the Series 2001-A Bonds, Series 2003-A Bonds, Series 2003-B Bonds, Series 2003-C Bonds, Series 2004-B Bonds and Series 2004-C Bonds; and

WHEREAS, pursuant to Section 301 of the Series 2001-A Bond Resolution, the Series 2001-A Bonds maturing on August 15, 2010, and thereafter, are subject to redemption and payment at the option of the City on, August 15, 2009, and thereafter in whole or in part on any date, at the redemption price equal to the principal amount thereof with a redemption premium of one percent of the principal amount redeemed, such redemption premium to decline one-quarter of one percent (1/4 of 1%) each Interest Payment Date thereafter, plus accrued interest thereon to the date fixed for redemption and payment; and

WHEREAS, pursuant to Section 301 of the Series 2003-A Bond Resolution, the Series 2003-A Bonds maturing on August 15, 2009, and thereafter, are subject to redemption and payment at the option of the City on, August 15, 2008, and thereafter in whole or in part on any date, at the redemption price equal to the principal amount thereof with a redemption premium of one percent of the principal amount redeemed, such redemption premium to decline one-quarter of one percent (1/4 of 1%) each Interest Payment Date thereafter, plus accrued interest thereon to the date fixed for redemption and payment; and

WHEREAS, pursuant to Section 301 of the Series 2003-B Bond Resolution, the Series 2003-B Bonds maturing on August 15, 2009, and thereafter, are subject to redemption and payment at the option of the City on, August 15, 2008, and thereafter in whole or in part on any date, at the redemption price equal to the principal amount thereof with a redemption premium of one percent of the principal amount redeemed, such redemption premium to decline one-quarter of one percent (1/4 of 1%) each Interest Payment Date thereafter, plus accrued interest thereon to the date fixed for redemption and payment; and

272 **WHEREAS**, pursuant to Section 301 of the Series 2003-C Bond Resolution, the Series
273 2003-C Bonds maturing on August 15, 2009, and thereafter, are subject to redemption and
274 payment at the option of the City on, August 15, 2008, and thereafter in whole or in part on any
275 date, at the redemption price equal to the principal amount thereof with a redemption premium of
276 one percent of the principal amount redeemed, such redemption premium to decline one-quarter
277 of one percent (1/4 of 1%) each Interest Payment Date thereafter, plus accrued interest thereon to
278 the date fixed for redemption and payment; and
279

280 **WHEREAS**, pursuant to Section 301 of the Series 2004-B Bond Resolution, the Series
281 2004-B Bonds maturing on August 15, 2010, and thereafter, are subject to redemption and
282 payment at the option of the City on, August 15, 2009, and thereafter in whole or in part on any
283 date, at the redemption price equal to the principal amount thereof with a redemption premium of
284 one percent of the principal amount redeemed, such redemption premium to decline one-quarter
285 of one percent (1/4 of 1%) each Interest Payment Date thereafter, plus accrued interest thereon to
286 the date fixed for redemption and payment; and
287

288 **WHEREAS**, pursuant to Section 301 of the Series 2004-C Bond Resolution, the Series
289 2004-C Bonds maturing on August 15, 2010, and thereafter, are subject to redemption and
290 payment at the option of the City on, August 15, 2009, and thereafter in whole or in part on any
291 date, at the redemption price equal to the principal amount thereof with a redemption premium of
292 one percent of the principal amount redeemed, such redemption premium to decline one-quarter
293 of one percent (1/4 of 1%) each Interest Payment Date thereafter, plus accrued interest thereon to
294 the date fixed for redemption and payment; and
295

296 **WHEREAS**, the City has determined and hereby determines that it is in the best interest
297 of the City and the patrons and taxpayers thereof that (1) the Series 2001-A Bonds maturing on
298 August 15, 2010, through and including August 15, 2031 (i.e., \$5,835,000); (2) the Series 2003-
299 A Bonds maturing on August 15, 2010, through and including August 15, 2017 (i.e.,
300 \$3,890,000); (3) the Series 2003-B Bonds maturing on August 15, 2010, through and including
301 August 15, 2018 (i.e., \$8,950,000); (4) the Series 2003-C Bonds maturing on August 15, 2010,
302 through and including August 15, 2023 (i.e., \$8,790,000); (5) the Series 2004-B Bonds maturing
303 on August 15, 2010, through and including August 15, 2020 (i.e., \$24,065,000); and (6) the
304 Series 2004-C Bonds maturing on August 15, 2010, through and including August 15, 2024 (i.e.,
305 \$5,515,000) (collectively the "Refunded Bonds") be paid and redeemed as the same mature and
306 otherwise become subject to redemption and payment on October 30, 2009, (the "Redemption
307 Date") and that general obligation refunding bonds be issued in the principal amount of
308 \$58,020,000 to be used together with other legally available and unencumbered funds of the City
309 for such purpose; and
310

311 **WHEREAS**, such redemption and refunding would help the City achieve interest cost
312 savings on its bonded indebtedness, provide a more orderly plan of financing for the City and
313 result in a general restructuring of the debt service obligation of the City; and
314

315 **WHEREAS**, in accordance with all of the foregoing, the City deems it necessary and
316 advisable to issue and sell (1) its General Obligation Bonds, Series 2009-A in the aggregate
317 principal amount of Three Million Three Hundred Ninety Thousand Dollars (\$3,390,000) for the

purpose of paying the cost of the Internal Improvements and (ii) its General Obligation Refunding Bonds, Series 2009-B in the aggregate principal amount of Fifty-eight Million Twenty Thousand Dollars (\$58,020,000) for the purpose of currently refunding the City's Refunded Bonds.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS:

Section 1. That there is hereby authorized and directed to be issued (1) General Obligation Bonds, Series 2009-A of the City in the aggregate principal amount of Three Million Three Hundred Ninety Thousand Dollars (\$3,390,000) (the Series 2009-A Bonds") for the purpose of paying the Internal Improvement Costs as provided by the home rule authority granted to the cities of the State of Kansas under Section 5 of Article 12 of the Kansas Constitution, Charter Ordinance No. 89 of the City, (Section A12-1 of the Code of the City) K.S.A. 12-6a01 et seq. and Article 1 of Chapter 10, Kansas States Annotated, all as amended and other provisions of the laws of the State of Kansas applicable thereto and (2) General Obligation Refunding Bonds, Series 2009-B in the aggregate principal amount of Fifty-eight Million Twenty Thousand Dollars (\$58,020,000) for the purpose of currently refunding the City's Refunded Bonds as provided by K.S.A. 10-427 et seq. and Article 1 of Chapter 10, Kansas States Annotated, all as amended and other provisions of the laws of the State of Kansas applicable thereto. The Bonds shall be dated and bear interest, shall mature and be payable at such times, shall be in such form, shall be subject to redemption and payment prior to the maturity thereof and shall be issued in the manner prescribed and subject to the provisions, covenants and agreements set forth in a resolution of the Governing Body of the City adopted the same date as the date of the passage and approval of this Ordinance (the "Resolution").

Section 2. That the Mayor or Deputy Mayor and City Clerk or Deputy City Clerk are hereby authorized to prepare and execute the Bonds and when so executed, the Bonds shall be registered as required by law and the Governing Body shall annually make provisions for the payment of the principal of, redemption premium, if any, and interest on the Bonds as the same shall become due by levying a tax upon all the taxable property of the City.

Section 3. That the City shall, and the officers, agents and employees of the City are hereby authorized and directed to, take such action and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the provisions of this Ordinance and to carry out, comply with and perform the duties of the City with respect to the Bonds and the Resolution all as necessary to carry out and give effect to the transaction contemplated hereby and thereby.

Section 4. That if any portion or provision of this Ordinance or the Bonds shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such portion or provisions shall not affect any of the remaining provisions of this Ordinance or the Bonds but this Ordinance and said Bonds shall be construed and enforced as if such illegal or invalid provision had not been contained herein.

Section 5. That the Bonds shall be issued and sold to the purchaser thereof in accordance with both their bid for the purchase thereof and the terms and conditions of this Ordinance.

Section 6. That this Ordinance shall take effect and be in force from and after its passage and publication in the official City newspaper.

Passed and approved by the Council of the City of Topeka, Kansas, this 6th day of October, 2009.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

(SEAL)

I, BRENDA YOUNGER, City Clerk of the City of Topeka, Shawnee County, Kansas, do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. _____ adopted and approved by the City Council on October 6, 2009.

(SEAL)

Brenda Younger, City Clerk



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Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 18, 2009

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DATE: September 29, 2009

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DOCUMENT #:

SECOND PARTY/SUBJECT:

PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL:

JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

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STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

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