



A Capital City Serving You...

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City Council Agenda

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

September 11, 2012

6:00 PM

Mayor: William W. Bunten

Councilmembers

Karen A. Hiller	District No. 1	Chad Manspeaker	District No. 6
John Alcala	District No. 2	Robert E. Archer	District No. 7
Sylvia E. Ortiz	District No. 3	Andrew P. Gray	District No. 8
Denise Everhart	District No. 4	Richard Harmon	District No. 9
Larry Wolgast	District No. 5		

City Manager: Jim Colson

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) consecutive 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

INVOCATION:

PLEDGE OF ALLEGIANCE:

1. PROCLAMATIONS:

"National Recovery Month"

"Topeka, Kansas Preparedness Month"

"Chrissy Dykstra Day"

2. PRESENTATIONS:

"Gage Park Accessible Ball Diamond Award"

3. ROLL CALL:

4. CONSENT AGENDA:

A. Worker's Compensation Settlement - Kenneth Anderson

APPROVAL of a Worker's Compensation Settlement for Kenneth Anderson, equipment operator in the Street Maintenance Section, in the amount of \$21,900 for permanent partial impairment of his lower back from a injury sustained on September 4, 2009 when lifting a guardrail onto a trailer for an installation project.

B. Worker's Compensation Settlement - Stephen Belk

APPROVAL of a Worker's Compensation Settlement for Stephen Belk, Utility System Worker II in the Water Distribution Division, in the amount of \$19,993.28 for permanent partial impairment of his lower back sustained on September 6, 2011, when working a water main break.

C. MINUTES of the regular meeting of August 28, 2012

D. APPLICATIONS:

E. Resolution - Boss Hawgs - Noise Exception

A RESOLUTION introduced by Councilmember Larry Wolgast, granting Boss Hawgs an exception to the provisions of City of Topeka Code Section 9.45.150, et seq., concerning noise prohibitions. (Council District No. 5)

(A live band will be playing from 11:00 p.m. to 11:59 p.m. on September 21, 2012 at 2833 SW 29th Street.)

5. UNFINISHED BUSINESS:

A. Resolution - 2012-2016 Capital Improvement Program and 2012-2013 Capital Improvement Budget

A RESOLUTION introduced by City Manager Jim Colson, authorizing and adopting for the City of Topeka, Kansas, the 2012-2016 Capital Improvement Program and the 2012-2013 Capital Improvement Budget and rescinding



[ATTACHMENTS](#)



[ATTACHMENTS](#)

Resolution No. 8404.

(Approval would amend the 2012-2013 Capital Improvement Budget to allow the addition of two projects, the Oakland Secondary Digester Lid Replacement at a cost of \$5,976,053 and Flood Protection Relief Well Rehabilitation at a cost of \$1,239,315; and increase the Ape and Large Carnivore Quarantine Facilities project amount from \$994,592 to \$1,047,917.)

B. Notice of Intention, Project Budget and Ordinance - Oakland Secondary Digester Lid Replacement Project No. T-291023.00

 [ATTACHMENTS](#)

A NOTICE OF INTENTION, A PROJECT BUDGET in the amount of \$5,976,053 and **AN ORDINANCE** introduced by City Manager Jim Colson, authorizing Improvement Project No. T-291023.00 for secondary digester lid replacements at the Oakland Wastewater Treatment Plant, approving cost estimates of the proposed improvements, and doing all other things necessary and incidental thereto, and authorizing the use of utility operation funds, authorizing the publication of the Notice of Intention of the governing body of the City of Topeka, Kansas, to issue and sell revenue bonds of said City to make such improvements which constitutes improvements to the municipally owned water, water pollution control, and stormwater utility system of the City of Topeka, Shawnee County, Kansas, pursuant to K.S.A. 10-101 and 10-1201, et seq., and all amendments thereto, authorizing issuance of general obligation bonds to pay the costs of the project which further constitutes a general improvement to the City's sanitary and/or stormwater and sewage disposal system pursuant to City of Topeka Code Section A12-1, and authorizing the borrowing of funds from the KDHE SRF Loan to pay the cost thereof. Final Reading.

Voting Requirement: Two-thirds vote of the Governing Body, including the Mayor.

(Approval would authorize \$5,976,053 for the replacement of three Secondary Digester Lid Replacements at the Oakland Wastewater Treatment Facility. The total debt service for the project is \$11,660,109 would be paid with utility operating funds.)

C. Notice of Intention, Project Budget and Ordinance - Flood Protection Relief Well Rehabilitation Project No. T-281039.01

 [ATTACHMENTS](#)

A NOTICE OF INTENTION, A PROJECT BUDGET in the amount of \$1,239,315 and **AN ORDINANCE** introduced by City Manager Jim Colson, authorizing Improvement Project No. T-281039.01 for the rehabilitation of flood protection relief wells approving cost estimates of the proposed improvements, and doing all other things necessary and incidental thereto, and authorizing the use of utility operation funds, authorizing the publication of the Notice of Intention of the governing body of the City of Topeka, Kansas, to issue and sell revenue bonds of said City to make such improvements which constitutes improvements to the municipally owned water, water pollution control, and stormwater utility system of the City of Topeka, Shawnee County, Kansas, pursuant to K.S.A. 10-101 and 10-1201, et seq., and all amendments thereto, authorizing issuance of general obligation bonds to pay the costs of the project which further constitutes a general improvement to the City's sanitary and/or stormwater and sewage disposal system pursuant to City of Topeka Code Section A12-1. Final Reading.

Voting Requirement: Two-thirds vote of the Governing Body, including the Mayor.

(Approval would authorize \$1,239,315 for the rehabilitation of the Flood Protection Relief Wells at the Water Treatment Plant. The debt service for the project is \$2,418,577 and would be paid with utility operating funds.)

6. NEW BUSINESS:

A. Resolution - Designating Depositories

 [ATTACHMENTS](#)

A RESOLUTION introduced by City Manager Jim Colson, naming banks and savings institutions that are designated as depositories for all City of Topeka accounts and authorizing signatories and rescinding City of Topeka Resolution No. 8370.

(Approval is necessary due to changes in staff and titles to complete daily duties.)

B. Resolution - Municipal Investment Pool

 [ATTACHMENTS](#)

A RESOLUTION introduced by City Manager Jim Colson, concerning the City of Topeka's participation in the State of Kansas Municipal Investment Pool and rescinding City of Topeka Resolution No. 8369.

(Approval is necessary to amend changes in staff and working titles.)

C. Real Estate Purchase Agreement - 631 SE Chandler

 [ATTACHMENTS](#)

APPROVAL of a Real Estate Purchase Agreement between the City of Topeka and Rafael Unzueta for the sale of surplus property located at 631 SE Chandler in the amount of \$450.

(Approval would authorize the adjoining property owners to purchase the parcel.)

D. Project Budget and Resolution - Neighborhood Infrastructure Improvement Project No. T-601029.00

 [ATTACHMENTS](#)

A PROJECT BUDGET in the amount of \$1,400,000 and **A RESOLUTION** introduced by City Manager Jim Colson, authorizing Improvement Project T-601029.00 which provides for neighborhood infrastructure improvements in Central Highland Park and Hi-Crest Neighborhoods, as more specifically described herein. *(Council District Nos. 3, 4 and 5)*

(Approval would authorize infrastructure improvements in the Central Highland Park and Hi-Crest target areas. The project would be funded by \$1,400,000 from general obligation bonds with a total debt service of \$1,970,100 spread over 20 years. The project is included in the 2012 Capital Improvement Budget.)

E. Project Budget and Resolution - Trafficway Improvement Project No. 70198-02B

 [ATTACHMENTS](#)

A PROJECT BUDGET in the amount of \$3,800,000 and **A RESOLUTION** introduced by City Manager Jim Colson, for Improvement Project No. 70198-02B which provides for final design, right-of-way acquisition, and construction as described herein, to improve SW 21st Street from the existing five lane section west of SW Wanamaker Road to SW Urish Road. *(Council District No. 8)*

(Approval would authorize the widening of SW 21st Street from the existing five lane section west of SW Wanamaker Road to SW Urish Road. The project is funded 100% by the County-Wide 1/2 Cent Retailers' Sales Tax.)

F. Denial of Merchant Guard License Appeal - Gregory K. Irwin

 [ATTACHMENTS](#)

DENIAL of Merchant Guard License Appeal by Gregory K. Irwin.

G. Applications - Retail Cereal Malt Beverage and Scrap Metal Dealers License

APPROVAL of Retail Cereal Malt Beverage and Scrap Metal Dealers License Applications.

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

(Pursuant to K.S.A. 41-2702, Retail Cereal Malt Beverage License application must be approved by the Governing Body prior to the issuance of the license. Pursuant to

TMC 5.170.040 and L. 2011, Ch. 86, Section 2, Scrap Metal Dealer applications have to be approved by the governing body prior to issuance of registration.)

7. FIRST READINGS:

A. Ordinance - Arts Fund



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Jim Colson, repealing City of Topeka Code Section 3.55.210, concerning the transfer of money to the arts fund. First Reading.

(Approval would eliminate the requirement to budget \$100,000 for the Arts fund.)

B. Ordinance - Historic Asset Tourism Fund



[ATTACHMENTS](#)

AN ORDINANCE introduced by Councilmember Chad Manspeaker, amending City of Topeka Code Section 3.25.100, concerning the historic asset tourism fund and specifically repealing said original section. First Reading.

(Approval would allow a portion of the transient guest tax funds to be used for marketing of historic sites and matching of state and federal grants and adding the Topeka Landmarks Commission members to the Historic Tourism Committee.)

C. Ordinance - Scrap Metal Dealer Registration



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Jim Colson, amending City of Topeka Code Section 5.10.300, concerning the renewal fee for scrap metal dealer registration and specifically repealing said original section. First Reading.

(Approval would conform with recent state law (House Bill 2470) authorizing cities to charge between \$25 and \$50 for renewal of registrations.)

D. Ordinance - Utility Bill Real Estate Liens



[ATTACHMENTS](#)

AN ORDINANCE introduced by City Manager Jim Colson, instituting a real estate lien upon certain lots and pieces of ground in Shawnee County, Kansas, to pay the cost for sewage collection and treatment where such payments to the City have not been made due to neglect, failure or refusal to pay, pursuant to K.S.A. 12-808c. First Reading.

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

(Approval would grant permission to collect on delinquent rural wastewater sewer accounts in the amount of \$54,213.94.)

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

July 27, 2012

Back Print

DATE:	September 11, 2012	
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

July 27, 2012

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CIP PROJECT:	No	
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		PAGE #:

DOCUMENT DESCRIPTION:

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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Council Action Form

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214 SE 8th Street
Topeka, Kansas 66603

July 27, 2012

Back Print

DATE: September 11, 2012

CONTACT PERSON: DOCUMENT #:

SECOND PARTY/SUBJECT: PROJECT #:

CATEGORY/SUBCATEGORY

CIP PROJECT: No

ACTION OF COUNCIL: JOURNAL #:

PAGE #:

DOCUMENT DESCRIPTION:

"National Recovery Month"
"Topeka, Kansas Preparedness Month"
"Chrissy Dykstra Day"

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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July 27, 2012

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SECOND PARTY/SUBJECT:		PROJECT #:
CATEGORY/SUBCATEGORY		
CIP PROJECT:	No	
ACTION OF COUNCIL:		JOURNAL #:
		PAGE #:

DOCUMENT DESCRIPTION:

"Gage Park Accessible Ball Diamond Award"

POLICY ISSUE:

STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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214 SE 8th Street
Topeka, Kansas 66603

July 27, 2012

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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

August 27, 2012

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

DATE: September 11, 2012
CONTACT PERSON: Jacque Russell DOCUMENT #:
SECOND PARTY/SUBJECT: Kenneth Anderson PROJECT #:
CATEGORY/SUBCATEGORY 006 Communication / 005 Other
CIP PROJECT: No
ACTION OF COUNCIL: JOURNAL #:
PAGE #:

DOCUMENT DESCRIPTION:

APPROVAL of a Worker's Compensation Settlement for Kenneth Anderson, equipment operator in the Street Maintenance Section, in the amount of \$21,900 for permanent partial impairment of his lower back from a injury sustained on September 4, 2009 when lifting a guardrail onto a trailer for an installation project.

POLICY ISSUE:

STAFF RECOMMENDATION:

Recommend approval.

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 27, 2012

Back Print

DATE: September 11, 2012
CONTACT PERSON: Jacque Russell DOCUMENT #:
SECOND PARTY/SUBJECT: Stephen Belk PROJECT #:
CATEGORY/SUBCATEGORY 006 Communication / 005 Other
CIP PROJECT: No
ACTION OF COUNCIL: JOURNAL #:
PAGE #:

DOCUMENT DESCRIPTION:

APPROVAL of a Worker's Compensation Settlement for Stephen Belk, Utility System Worker II in the Water Distribution Division, in the amount of \$19,993.28 for permanent partial impairment of his lower back sustained on September 6, 2011, when working a water main break.

POLICY ISSUE:

STAFF RECOMMENDATION:

Recommend approval.

BACKGROUND:

BUDGETARY IMPACT:

\$19,993.28 from Workers Compensation Fund

SOURCE OF FUNDING:

Workers Compensation Fund

ATTACHMENTS:

No Attachments Available



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Council Chambers
214 SE 8th Street
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July 27, 2012

Back Print

DATE:	September 11, 2012	
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

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214 SE 8th Street
Topeka, Kansas 66603

July 27, 2012

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DATE:	September 11, 2012	
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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 6, 2012

Back Print

DATE: September 11, 2012
CONTACT PERSON: Larry Wolgast DOCUMENT #:
SECOND PARTY/SUBJECT: Elizabeth Lumpkin PROJECT #:
CATEGORY/SUBCATEGORY 020 Resolutions / 005 Miscellaneous
CIP PROJECT: No
ACTION OF COUNCIL: JOURNAL #:
PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by Councilmember Larry Wolgast, granting Boss Hawks an exception to the provisions of City of Topeka Code Section 9.45.150, et seq., concerning noise prohibitions.
(Council District No. 5)

(A live band will be playing from 11:00 p.m. to 11:59 p.m. on September 21, 2012 at 2833 SW 29th Street.)

POLICY ISSUE:

Whether or not to grant a noise exception.

STAFF RECOMMENDATION:

None

BACKGROUND:

Noise exception for a live band during specified date and time.

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

None

ATTACHMENTS:

[Resolution](#)

Item #10

1 RESOLUTION NO.

2
3 A RESOLUTION introduced by Councilmember Larry Wolgast, granting Boss
4 Hawgs an exception to the provisions of City of Topeka Code
5 Section 9.45.150, et seq. concerning noise prohibitions.
6

7 WHEREAS, City of Topeka Code Section 9.45.150, et seq. makes it
8 unlawful for any person to make, continue or cause to be made or continued any
9 loud, unnecessary or unusual noise or any noise which either annoys, disturbs,
10 injures or endangers the comfort, repose, health or safety or others within the
11 limits of the city; and

12 WHEREAS, City of Topeka Code Section 9.45.170, et seq. authorizes the
13 City Council to grant exceptions to the prohibitions of this code section upon
14 request and a showing that the proposed activity does not offend the spirit of the
15 findings of City of Topeka Code Section 9.45.150, et seq.; and

16 WHEREAS, Boss Hawgs has requested that it be granted an exception to
17 the provisions of City of Topeka Code Section 9.45.150, et seq. for the purposes,
18 dates and times described herein, and

19 WHEREAS, upon review of the application of Boss Hawgs, the Council of
20 the City of Topeka does hereby find that the requested activity does not offend
21 the spirit of the findings of City of Topeka Code Section 9.45.150, et seq.

22 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
23 Topeka that Boss Hawgs is hereby granted an exception from the provisions of
24 City of Topeka Code Section 9.45.150, et seq. for a live band performance

25 located at 2833 SW 29th Street during the hours of 11:00 p.m. and 11:59 p.m. on
26 September 21, 2012.

27 ADOPTED and APPROVED by the City Council _____.

28

29

30 _____
William W. Bunten, Mayor

31 ATTEST:

32

33

34 _____
Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

September 12, 2012

Back Print

DATE:	September 11, 2012		
CONTACT PERSON:	Pam Simecka/Stacey Harden	DOCUMENT #:	
SECOND PARTY/SUBJECT:	2012-2013 CIB	PROJECT #:	
CATEGORY/SUBCATEGORY	020 Resolutions / 005 Miscellaneous		
CIP PROJECT:	No		
ACTION OF COUNCIL:	JOURNAL #:	12	
	PAGE #:		

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by City Manager Jim Colson, authorizing and adopting for the City of Topeka, Kansas, the 2012-2016 Capital Improvement Program and the 2012-2013 Capital Improvement Budget and rescinding Resolution No. 8404.

(Approval would amend the 2012-2013 Capital Improvement Budget to allow the addition of two projects, the Oakland Secondary Digester Lid Replacement at a cost of \$5,976,053 and Flood Protection Relief Well Rehabilitation at a cost of \$1,239,315; and increase the Ape and Large Carnivore Quarantine Facilities project amount from \$994,592 to \$1,047,917.)

POLICY ISSUE:

Amendment of the Capital Budget to allow one project to increase and to add two new utilities projects.

STAFF RECOMMENDATION:

Approve the resolution.

BACKGROUND:

On March 6, 2012 the Council passed Resolution 8404 to adopt the Capital Improvement Budget for 2012-2013 and the Capital Improvement Plan for 2012-2016. Since the passage of the budget one project scope has been increased. Due to the AZA inspection the original scope of the Ape and Large Carnivore Quarantine Facilities was enlarged to be able to deal with hoofed animals as well. That changed the price from \$994,592 to \$1,047,917 an increase of \$53,325.

Two new projects for the Combined Utilities also are needed to be added to the 2012 Capital Improvement Budget. Oakland Secondary Digester Lid Replacement at a cost of \$5,976,053 and Flood Protection Relief Well Rehabilitation at a cost of \$1,239,315.

Item #11

BUDGETARY IMPACT:

This will increase the amount of GO Bond projects from \$8,441,692 to \$8,495,017. This is still under the \$9 million cap established by the City Council.

It will also increase The amount to be bonded under the combined utilities.

SOURCE OF FUNDING:

The Zoo project will be paid for with GO Bonds. The utilities projects will be paid with State Revolving Loans or Revenue Bonds.

ATTACHMENTS:

[Resolution](#)

[CIP and CIB Spreadsheet](#)

1 RESOLUTION NO. _____
2

3 A RESOLUTION introduced by Jim Colson, City Manager, authorizing and adopting for
4 the City of Topeka, Kansas, the 2012-2016 Capital Improvement
5 Program and the 2012-2013 Capital Improvement Budget and
6 rescinding Resolution No. 8404.
7

8 WHEREAS, the 2012-2016 Capital Improvement Program has been prepared by
9 staff; and

10 WHEREAS, a 2012-2013 Capital Improvement Budget has been prepared and
11 recommended to the City Manager; and

12 WHEREAS, the City Manager has considered and recommends approval of said
13 Program and Budget to the City Council.

14 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
15 TOPEKA, KANSAS, that:

16 Section 1. The 2012-2016 Capital Improvement Program, as contained in
17 Attachment A, is hereby adopted and approved for the purpose of preliminary planning,
18 long-range financial implications and analysis leading to the prioritization of projects to be
19 included in the respective Capital Budget for the succeeding years.

20 Prior to the initiation and commencement of preliminary plans, acquisition of land or
21 right-of-way, or other activities requiring the use of resources for any proposed project
22 herein, the City Manager and, if appropriate, City Council shall approve and authorize the
23 same.

24 The City Council shall not authorize any other capital improvement projects for the
25 2012-2016 period without rescinding this resolution and adopting a new resolution. All
26 proposed changes shall be accompanied by a fiscal analysis demonstrating the financial
27 implications and the ability of the City to fund such projects.

35 Section 3. City of Topeka Resolution No. 8404 is hereby rescinded.

38 ADOPTED and APPROVED by the City Council_____.

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William W. Bunten, Mayor

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47
48
49 Brenda Younger, City Clerk

Capital Improvement Program

2012-2016 (Revised 3/7/12)

City Manager 2012	City Manager 2013	City Manager 2014	City Manager 2015	City Manager 2016
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GO Bond Projects**Neighborhoods/Citywide/City Facilities**

Neighborhood Infrastructure

1,400,000	1,400,000	1,400,000	1,400,000	1,400,000
Subtotal	1,400,000	1,400,000	1,400,000	1,400,000

Fire Department

Build Fire Station #13 (6th & Fairlawn)
Purchase One Aerial Ladder Truck
Purchase 1 Engine Co. 6 Apparatus
Build Fire Station - South
Purchase 1 Truck Co. Apparatus-Trk 11
Purchase 2 Pumper Apparatus
Purchase 2 Pumper Apparatus

2,484,600	1,183,000	-	-	-
-	-	-	1,300,000	-
487,500	-	-	-	-
-	-	-	212,000	2,132,720
-	575,000	-	-	-
-	-	720,000	-	-
-	-	-	-	830,000
Subtotal	2,972,100	1,758,000	720,000	1,512,000
				2,962,720

Traffic

Traffic Safety Projects
Signals Replacement

185,000	185,000	185,000	185,000	185,000
640,000	640,000	640,000	640,000	640,000
Subtotal	825,000	825,000	825,000	825,000

Streets

Complete Streets
Infill Sidewalks
Capitol District Project
SE California Ave. -- 33rd St. to 37th St.
SE California Ave. -- 29th St. to 33rd St.
NE Seward Avenue Streetscape

100,000	100,000	100,000	100,000	100,000
150,000	150,000	150,000	150,000	150,000
2,000,000	2,000,000	-	-	-
-	-	300,000	100,000	3,350,000
-	-	-	-	200,000
-	50,000	450,000	-	-
Subtotal	2,250,000	2,300,000	1,000,000	350,000
				3,800,000

Topeka Zoo

Zoo Security- Phase 1 and Phase 2
Ape Carnivore Quarantine
Zoo Pond Improvements

-	234,884	-	-	-
1,047,917	-	-	-	-
-	198,516	-	-	-
Subtotal	1,047,917	433,400	-	-
				-

TOTAL GO Bond Projects**Total Annual Target****Difference Target to Subtotal**

8,495,017	6,716,400	3,945,000	4,087,000	8,987,720
9,000,000	9,000,000	9,000,000	9,000,000	9,000,000
504,983	2,283,600	5,055,000	4,913,000	12,280

Enterprise Funded Projects

Shaded projects will be operational cash

Pub Wrks/Water Pollution Control Fund**Oakland Secondary Digester Lid Rpl**

PS07-Shunga PS Emerg. Backup Power
Oakland WWTP UV Expansion
Oakland WWTP - Emerg. Backup Power
N Topeka Pump Station
South Kansas Pump Station - Ph. II
Oakland WWTP Solids Handling
Grant/Jefferson Pump Station Rehab
NTWWTP Rehab & Nutrient Removal
Oakland WWTP Digester Gas Utilization
Eastside IS-CIPP-CSO#3 to Ash Street PS
Eastside IS-Relief-CSO#3 to Ash Street PS
Ash Street PS Capacity Improvements
Adams St. IS Rehab and Separation Eval
Adams St. IS SW Removal-KS River to 10
Adams St. IS Rehab P1-KS River to 13th S
Quinton IS-CSO#5 to S. KS PS
S. KS River Relief IS-Jefferson to Structure

5,976,053				
2,003,400	-	-	-	-
156,000	1,800,200	-	-	-
439,000	-	-	-	-
-	200,000	1,846,000	-	-
-	-	-	-	696,000
-	-	-	-	786,000
-	-	-	1,321,000	5,555,000
-	510,000	2,975,000	2,910,000	-
-	-	564,000	3,290,000	3,219,000
384,700	1,280,700	-	-	-
975,200	3,123,750	3,852,250	-	-
75,000	-	267,000	2,936,100	-
578,000	-	-	-	-
504,400	1,332,400	1,643,000	-	-
-	-	1,133,100	3,223,550	3,967,850
-	250,700	713,000	877,600	-
-	-	-	-	327,200

Capital Improvement Program

2012-2016 (Revised 3/7/12)

	City Manager 2012	City Manager 2013	City Manager 2014	City Manager 2015	City Manager 2016
S. KS River Relief IS-VanBuren to Jeffers	-	-	-	-	293,700
S. KS River Relief IS-CSO#6 to Van Buren	-	-	-	-	372,900
Adams St. IS Rehab P2-14th St. Extension	-	-	-	736,000	2,093,600
CSO Study Area (Downtown and West)	262,900	453,200	317,200	-	-
System Flow Monitoring Station Additions	-	-	-	-	492,000
Subtotal Water Pollution Control	34,055,603	8,950,950	13,310,550	15,294,250	17,803,250
Public Works/Stormwater Fund					
Levee System Rehab	502,000	-	-	1,444,000	3,546,500
Flood Protection Relief Well Rehab	1,239,315	-	-	-	-
SE 29th St Piping Replacement-Phase II	-	84,000	770,000	-	-
Wanamaker Wetlands	100,000	-	990,000	-	-
City Park Pump Station	-	129,600	1,188,000	-	-
Heartland Prk BMP	-	-	200,000	-	-
Levee Repairs - Valve Replacement	500,000	1,500,000	-	-	-
Downtown Storm Mains	-	252,000	2,324,000	-	-
Subtotal Stormwater	2,341,315	1,965,600	5,472,000	1,444,000	3,546,500
Public Works/Water Fund					
Waterline Ext- Fairlawn to 41st & Wana	2,040,000	-	-	-	-
12th St from Monroe to California	500,800	3,282,900	-	-	-
Reo -Kansas Ave to Topeka Blvd	130,200	743,000	-	-	-
Water Treatment Plant Rehabilitation	-	-	-	-	870,200
California from 33rd to 41st Street	-	-	151,700	1,134,300	-
Fairlawn, Skyline Dr to 45th	165,100	774,500	-	-	-
45th St from Fairlawn to Gage	-	177,700	1,328,100	-	-
17th & Belle Pressure Improvement	-	-	-	402,600	-
Berryton Rd 50th to 53rd	-	-	-	269,800	-
37th St. - Kentucky to California	-	149,600	1,118,100	-	-
South Elevated Tank - 65th Street	321,200	4,018,500	-	-	-
W. Elevated Tank on Indian Hills Rd	-	550,300	5,970,800	-	-
California-12th to 6th to Market	-	252,400	1,887,200	-	-
41st & Cal E. to W. Edge and so. to 45th	-	-	195,800	1,463,700	-
Southeast Elevated Tank	-	-	-	-	251,200
Burlingame, 49th to 57th, E to Tpk Blv	-	-	436,700	3,264,500	-
57th & Wenger to 65th & Westview	-	-	-	199,400	1,490,700
Meriden Booster Station	-	-	-	-	699,200
South Pressure Zone Improvements	427,600	2,909,700	-	-	-
6th Street - Market to Norwood	-	-	298,400	2,231,000	-
Topeka Blvd- University to Ormsby	-	166,400	1,244,100	-	-
Disinfection Modification (Ozone)	14,000,000	-	-	-	-
Billing System	-	2,000,000	1,000,000	-	-
Weir Study (Operating funds & Donations)	50,000	-	-	-	-
Subtotal Water	17,634,900	15,025,000	13,630,900	8,965,300	3,311,300
Total Enterprise Fund	54,031,818	25,941,550	32,413,450	25,703,550	24,661,050

Other Funding Sources**City Half-Cent Sales Tax Street Repair**

Maintain & Improve Existing Streets	12,390,000	12,590,000	12,790,000	12,990,000	13,190,000
ADA Street Curb Repair	300,000	300,000	300,000	300,000	300,000
Curbs, Gutters and Street Repair	500,000	500,000	500,000	500,000	500,000
Alley Repair	250,000	250,000	250,000	250,000	250,000
Sidewalk Repair 50-50	60,000	60,000	60,000	60,000	60,000
Subtotal Half-Cent Sales Tax	13,500,000	13,700,000	13,900,000	14,100,000	14,300,000
Federal Fund Exchange					
Bridge SW 49th W of Topeka Blvd	946,000	-	-	-	-
Bridge on Cherokee St over Ward Cr.	-	-	-	110,000	740,000
Bridge on 3rd St over Ward Cr.	-	-	-	-	125,000
Wanamaker Rd - SW 29th to SW 37th	5,600,000	-	-	-	-
SW 10th Ave - Gage Blvd to Fairlawn Rd	150,000	2,700,000	2,700,000	-	-

Capital Improvement Program

2012-2016 (Revised 3/7/12)

	City Manager 2012	City Manager 2013	City Manager 2014	City Manager 2015	City Manager 2016
SW 10th Ave. - Fairlawn Rd. to Wan. Rd.	-	-	-	-	500,000
Subtotal Fed Fund Exchange	6,696,000	2,700,000	2,700,000	110,000	1,365,000
Motor Fuel Tax					
Street Maintenance.- Fleet Rplcmnt	400,000	400,000	400,000	-	-
Subtotal Motor Fuel Tax	400,000	400,000	400,000	-	-
Insurance and Other Sources					
Railroad Bridge Lift (Stormwater)	1,200,000	-	-	-	-
Subtotal Insurance	1,200,000	-	-	-	-
Total Other Sources	21,796,000	16,800,000	17,000,000	14,210,000	15,665,000

Funding Source Not Determined**Equipment & Fleet Replacement**

Fire- Lease/Pur 7 Fire Trucks (10 yr)	350,467	350,467	350,467	350,467	350,467
Police- Fleet Replacement	-	1,000,000	1,000,000	1,000,000	1,000,000
City-wide Fleet Replacement (Lease/Pur)	326,350	429,300	429,300	-	-
Street- Fleet Replacement (Lease/Pur)	-	753,000	731,000	-	-
City 4 Television Equipment	-	70,000	70,000	70,000	70,000
Police Department					
Radios- Police and Fire	-	3,232,300	-	-	-
Police- Tasers	50,000	-	-	-	-
Facilities Operations					
Zoo- Animal & Man Mechanical System	179,222	-	-	-	-
Fire- Station Improvements	141,310	176,410	-	-	-
Total- Source Not Determined	1,047,349	6,011,477	2,580,767	1,420,467	1,420,467

Total Capital Improvements	85,370,184	55,469,427	55,939,217	45,421,017	50,734,237
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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 29, 2012

Back Print

DATE:	September 11, 2012		
CONTACT PERSON:	Michelle Neiswender - Wastewater Engineer	DOCUMENT #:	
SECOND PARTY/SUBJECT:	Oakland Secondary Digester Lid Replacement	PROJECT #:	T-291023.00
CATEGORY/SUBCATEGORY	014 Ordinances – Non-Codified / 004 Public Improvements		
CIP PROJECT:	No		
ACTION OF COUNCIL:	08-27-12 First Reading	JOURNAL #:	12
	PAGE #:		

DOCUMENT DESCRIPTION:

A NOTICE OF INTENTION, A PROJECT BUDGET in the amount of \$5,976,053 and AN ORDINANCE introduced by City Manager Jim Colson, authorizing Improvement Project No. T-291023.00 for secondary digester lid replacements at the Oakland Wastewater Treatment Plant, approving cost estimates of the proposed improvements, and doing all other things necessary and incidental thereto, and authorizing the use of utility operation funds, authorizing the publication of the Notice of Intention of the governing body of the City of Topeka, Kansas, to issue and sell revenue bonds of said City to make such improvements which constitutes improvements to the municipally owned water, water pollution control, and stormwater utility system of the City of Topeka, Shawnee County, Kansas, pursuant to K.S.A. 10-101 and 10-1201, et seq., and all amendments thereto, authorizing issuance of general obligation bonds to pay the costs of the project which further constitutes a general improvement to the City's sanitary and/or stormwater and sewage disposal system pursuant to City of Topeka Code Section A12-1, and authorizing the borrowing of funds from the KDHE SRF Loan to pay the cost thereof. Final Reading.

Voting Requirement: Two-thirds vote of the Governing Body, including the Mayor.

(Approval would authorize \$5,976,053 for the replacement of three Secondary Digester Lid Replacements at the Oakland Wastewater Treatment Facility. The total debt service for the project is \$11,660,109 would be paid with utility operating funds.)

POLICY ISSUE:

To authorize the project and the expenditure of money to replace all three secondary digester lids prior to failure which will allow the City to remain in compliance with KDHE regulatory requirements. Item #12

STAFF RECOMMENDATION:

Staff recommends approval of the project and ordinance as presented.

BACKGROUND:

One of the three Secondary Digester Lids at the Oakland Wastewater Treatment Facility has deteriorated to the point of structural failure. This prompted hiring a consulting firm to evaluate the failure and the condition of the two remaining operational Secondary Digester Lids and to propose solutions. After a thorough evaluation, the Consultant presented two options to the City:

- 1) Replacement of the failed Digester Lid
- 2) Replacement of all three Digester Lids which would result in a minimum estimated savings of \$482,000 if all three lids were done concurrently instead of separately.

This project will replace the lids on all three Anaerobic Digesters. It will be more cost effective to replace all three lids now as well as reducing the risk of noncompliance with the City NPDES permit should the other digester lids fail.

BUDGETARY IMPACT:

Project budget \$5,976,053. Debt service to be paid from Utility Operating Funds.

SOURCE OF FUNDING:

Utility Operating Funds, Revenue Bonds, General Obligation Bonds, Temporary Notes. Currently not in adopted CIB.

ATTACHMENTS:

[Fact Sheet](#)

[Project Budget and Debt Service](#)

[Notice of Intent](#)

[Ordinance](#)



FACT SHEET

Project Number T-291023.00

Oakland Secondary Digester Lid Replacement

Oakland Wastewater Treatment Plant - 1115 NE Poplar Street

June 30, 2012

Prepared by: Don Rankin, Director Utilities Infrastructure Division

Scope: Design and construct replacement Secondary Floating Digester Lids to support the Anaerobic Digestion process at the Oakland Wastewater Treatment Plant.

Design by: CDM Smith, Inc

Contractor: To be determined by competitive bid.

Cost &

Financing: Utility Operating Funds, Revenue Bonds, General Obligation Bonds, Temporary Notes, or Kansas Department of Health and Environment SRF Loan

Project Budget - \$5,976,053

Currently not in the adopted CIB.

Schedule: Design fall 2012. Construction spring 2013.

Background: The Secondary Floating Digester Lids are a part of the wastewater treatment process called Anaerobic Digestion (AD). AD is the treatment of organic material under anaerobic conditions, that is, in the absence of air. The digestion process involves microbial degradation of material similar to composting. The outputs from AD systems are biogas and a solid residual.

- Biogas is mostly methane and carbon dioxide, with the most useful component being methane which can be used to generate power.
- The residual is called digestate which is a solid material similar to compost. The digestate is dried and then applied to land.

The Floating Digester Lids in the AD process are what create the absence of oxygen and collect the biogas. The City has 3 Anaerobic Digesters at the Oakland Wastewater Treatment Facility. Currently, one Anaerobic Digester out of service because it's digester lid has a structural failure which resulted in instability and some gas leakage. The lids on the remaining two Anaerobic Digesters are in poor shape and structural failure is likely within 3 to 5 years.

The project started as a result of the failure in one of the Floating Digester Lids. This prompted hiring CDM Smith consulting firm to evaluate the failure, the condition of the two remaining operational Digester Lids, and to propose solutions. After a thorough evaluation, they presented two options to the City:

- 1) Replacement of the failed Digester Lid

- 2) Replacement of all three Digester Lids which would result in a minimum estimated savings of \$482,000 if all three lids were done concurrently instead of separately.

Project

Description: The project will replace the lids on all three Anaerobic Digesters. Because it will be more cost effective to replace all three lids now as opposed to waiting for the likely failure in the remaining two digester lids. The electrical and control systems for each Digester will also be replaced.

The consulting firm of CDM Smith has already been hired. Upon approval of this project, CDM Smith will commence design of the replacement Digester Lids, the project will be bid for construction. It is anticipated the project will be completed in 2013.

PROJECT BUDGET
Project No. T-291023.00
OWWTP - Secondary Digester Lid Replacement

LOCATION:

The project is located at the Oakland Wastewater Treatment Plant 1115 NE Poplar Street.

DESCRIPTION OF PROJECT:

This project is for the design, and replacement of all three Secondary Floating Digester Lids at the Oakland Wastewater Treatment Plant. Including all electrical, instrumentation and control equipment, procurement of long lead items and reveiw and investigation of gas production capacity.

Currently Secondary Digester No. 1 was taken out of service due to the deterioration of the floating steel cover, which resulted in instability and some gas leakage. With this digester out of service, the WWTP's solids processing capacity and redundancy capabilities are being compromised.

SOURCE OF FUNDS:

Utility Operation Funds, Revenue Bonds, General Obligation Bonds, Temporary Notes, Kansas Department of Health and Environment SRF Loan or any other legally available funds.

Currently not in the adopted CIB

	Proposed		Total
<u>COST ESTIMATE:</u>			
Construction:	\$4,445,000	\$0.00	\$4,445,000
Design:	\$444,500	\$0.00	\$444,500
Construction Service Fees:			
<i>Construction Staking (5%)</i>	\$0	\$0.00	\$0
<i>Construction Inspection (8%)</i>	\$355,600	\$0.00	\$355,600
<i>City of Topeka Admin. (2%)</i>	\$0	\$0.00	\$0
<i>Geotechnical Report</i>	\$0	\$0.00	\$0
Right-of Way Acquisition:	\$0	\$0.00	\$0
Property Acquisition	\$0	\$0.00	\$0
Contingency Amount:	\$351,200	\$0.00	\$351,200
Temporary Note Interest	\$181,055	\$0.00	\$181,055
COI (2%)	\$103,460	\$0.00	\$103,460
Bond Reserve (10%)	\$95,238	\$0.00	\$95,238
Total:	\$5,976,053	\$0.00	\$5,976,053

PUBLIC HEARING:**PROJECT AUTHORITY:**

- a. Statutes: _____
- b. Capital Budget Year.: _____
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

PROJECT ENGINEER: Michelle Neiswender P.E. _____

Oakland WWTP - Biofilter

PROJECT:

Interest rate	5.00%
Number of Years	30
Cost of Issuance	2.00%
Bond Reserve	10.00%
Temp Note interest	3.500%
Principal	\$5,173,000
Bond Reserve	\$517,300
Plus Temp Note Interest	\$181,055
Plus Cost of Issuance	<u>\$103,460</u>
Total Project Budget	\$5,974,815
Annual Debt Service	\$388,670
Annual Debt Service as Percent of Total	6.5%
Total Debt Service (principal and interest)	\$11,660,109
Difference Project Cost and Total Debt Service	\$5,685,294

1 (Published in the Topeka Metro News _____)
2
3

4 NOTICE OF INTENTION
5

6 NOTICE OF INTENTION of the governing body of the City of Topeka, Kansas, to make
7 improvements under Improvement Project No. T-291023.00
8 which provides for secondary digester lids replacements at the
9 Oakland Wastewater Treatment Plant and to use utility
10 operation funds, and to issue and sell revenue bonds of said
11 City pursuant to K.S.A. 10-101 and 10-1201, *et seq.*, and all
12 amendments thereto, and to issue general obligation bonds
13 pursuant to City of Topeka Code § A12-1, and to borrow funds
14 from the Kansas Department of Health and Environment, or
15 any combination thereof, to pay the cost of the project.
16

17 Notice is hereby given that as provided by Ordinance No. _____ of the City of
18 Topeka, Shawnee County, Kansas, (the "City") that the Governing Body of the City intends
19 to make improvements to the City-owned water, water pollution control, and stormwater
20 utility system (the "System") under Improvement Project No. T-281049.00 which provides
21 for the design and replacement of three secondary digester lids. This project will include,
22 but is not limited to, design and replacement of the lids including all electrical,
23 instrumentation and control equipment, procurement of long lead items and review and
24 investigation of gas production capacity and related appurtenances for a complete project
25 (the "Project").

26 Notice is further given that as provided by Ordinance No. _____ of the City, the
27 Governing Body of the City intends to issue and sell one or more separate series of
28 revenue bonds of the City pursuant to K.S.A. 10-1201 *et seq.* and all amendments thereto,
29 and/or to issue general obligation bonds pursuant to City of Topeka code § A12-1, and/or
30 to borrow funds from the Kansas Department of Health and Environment State Revolving
31 Loan Fund, or any combination thereof, payable from revenues of the System, in an

32 aggregate principal amount not to exceed five million nine hundred seventy-six thousand
33 fifty-three dollars (\$5,976,053.00) and to so improve the System and make public
34 improvements to the City by completing the Project.

35 Unless written protests against the proposed Project signed by not less than twenty
36 percent (20%) of the qualified electors of the City are filed with the City Clerk within fifteen
37 (15) days after the publication of this Notice, the Governing Body will proceed in
38 accordance with the intention as set forth above to complete the Project and issue and sell
39 its revenue bonds and/or general obligation bonds and/or borrow funds from the Kansas
40 Department of Health and Environment, payable from revenues of the System as above
41 stated.

42 Done by order and direction of the Governing Body of the City of Topeka, Shawnee
43 County, Kansas, this _____ day of _____, 2012.

44 CITY OF TOPEKA, KANSAS

45
46
47
48 _____
49 William W. Bunten, Mayor

50 ATTEST:

51
52
53
54 _____
55 Brenda Younger, City Clerk

1 (Published in the Topeka Metro News _____)

2
3 ORDINANCE NO. _____

4
5 AN ORDINANCE introduced by City Manager Jim Colson, authorizing Improvement
6 Project No. T-291023.00 for secondary digester lid replacements at
7 the Oakland Wastewater Treatment Plant, approving cost estimates
8 of the proposed improvements, and doing all other things necessary
9 and incidental thereto, and authorizing the use of utility operation
10 funds, authorizing the publication of the Notice of Intention of the
11 governing body of the City of Topeka, Kansas, to issue and sell
12 revenue bonds of said City to make such improvements which
13 constitutes improvements to the municipally owned water, water
14 pollution control, and stormwater utility system of the City of Topeka,
15 Shawnee County, Kansas, pursuant to K.S.A. 10-101 and 10-1201, *et*
16 *seq.*, and all amendments thereto, authorizing issuance of general
17 obligation bonds to pay the costs of the project which further
18 constitutes a general improvement to the City's sanitary and/or
19 stormwater and sewage disposal system pursuant to City of Topeka
20 Code § A12-1, and authorizing the borrowing of funds from the KDHE
21 SRF Loan to pay the cost thereof.
22

23 WHEREAS, the City is a municipality as defined by K.S.A. 10-101 and 10-1201 *et*
24 *seq.* and all amendments thereto; and

25 WHEREAS, the City is authorized by the laws of the State of Kansas to issue and
26 sell revenue bonds of the City for the improvement of its water, water pollution control, and
27 stormwater utility system (the "System") pursuant to K.S.A. 10-1201 *et seq.* and all
28 amendments thereto; and

29 WHEREAS, it is deemed by the governing body of the City to be necessary and
30 advisable that the City to improve its System by replacing all three secondary floating
31 digester lids at the Oakland Wastewater Treatment Plant and any related appurtenances
32 needed for a complete project and doing all things necessary and incidental thereto (the
33 "Project") and that the preliminary plans, specifications and cost estimates for the Project
34 heretofore duly prepared and filed in the office of the City Clerk of said City, which

estimates show a total cost of the improvements to be approximately five million nine hundred seventy-six thousand fifty-three dollars (\$5,976,053.00) be approved; and

WHEREAS, it is found by the governing body that such Project will not cause a duplication of existing utility service furnished by a private utility; and

WHEREAS, the City of Topeka, Shawnee County, Kansas, is authorized pursuant to City of Topeka Code § A12-1, to issue general obligation bonds for the purposes of paying for improvement, repair or extension to the City's waterworks system and sanitary and stormwater sewage disposal system; and

WHEREAS, the City desires to issue and sell revenue bonds and/or general obligation bonds of the City and/or to borrow funds from the KDHE SRF Loan to fund the cost of the improvements or any combination thereof.

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

Section 1. That the estimates of costs of the Project as contained in the project budget, in the total amount of five million nine hundred seventy-six thousand fifty-three dollars (\$5,976,053.00) which are set out on the project budget attached hereto and on file in the office of the City Clerk of said City, be and the same are hereby approved.

Section 2. That the general nature of the Project is as follows:

This project is for the design and replacement of all three secondary floating digester lids at the Oakland Wastewater Treatment Plant including all electrical, instrumentation and control equipment, procurement of long lead items, and review and investigation of gas production capacity.

57 Section 3. That notice be given by the governing body of the City of its intention

58 to complete the Project in accordance with the plans, specifications and cost estimates and
59 use utility operation funds, and/or to sell revenue bonds and/or general obligation bonds of
60 the City and/or to borrow funds from the KDHE SRF Loan in a total amount not exceeding
61 five million nine hundred seventy-six thousand fifty-three dollars (\$5,976,053.00) to pay the
62 cost thereof. Such notice shall be signed by the Mayor and attested by the City Clerk and
63 shall be published in the official City newspaper. Such notice shall describe the nature of
64 the proposed improvements and shall state the amount of revenue and/or general
65 obligation bonds proposed to be issued and/or loan funds to be borrowed, or any
66 combination thereof for the payment of the cost of the project and otherwise, the notice
67 shall be in the form as provided by law.

68 Section 4. That unless written protests against such proposed improvements

69 signed by not less than twenty percent (20%) of the qualified electors of the City are filed
70 with the City Clerk within fifteen (15) days after publication of the notice herein authorized
71 the City both reasonably expects and intends to finance the costs as hereinbefore
72 described from the proceeds of revenue bonds and/or general obligation bonds and/or loan
73 funds or any combination thereof, payable from the rates, fees and charges of the System.

74 The City does hereby express its official intent to reimburse any expenditures made in
75 connection with the Project from System enterprise fund, or obligations incurred by, on or
76 after the date which is sixty (60) days before the effective date of this Ordinance from the
77 proceeds of its revenue bonds as aforesaid in the maximum principal amount previously
78 described in accordance with U.S. Treasury Regulation 1.150-2. This Ordinance, as the
79 expression of the governing body's official intent regarding the matters described herein,

will be available, for public inspection in the City Clerk's office at City Hall during regular business hours of the City.

Section 5. That this Ordinance shall take effect and be in force from and after its adoption by the Council of the City by at least a two-thirds (2/3) vote of the members thereof and publication in the official City newspaper.

PASSED and APPROVED by the Governing Body _____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 29, 2012

 Back  Print

DATE:	September 11, 2012		
CONTACT PERSON:	Larry Wilms - Water Engineer	DOCUMENT #:	
SECOND PARTY/SUBJECT:	Flood Protection Relief Well Rehabilitation	PROJECT #:	T-281039.01
CATEGORY/SUBCATEGORY	014 Ordinances – Non-Codified / 004 Public Improvements		
CIP PROJECT:	No		
ACTION OF COUNCIL:	08-27-12 First Reading	JOURNAL #:	12
		PAGE #:	

DOCUMENT DESCRIPTION:

A NOTICE OF INTENTION, A PROJECT BUDGET in the amount of \$1,239,315 and AN ORDINANCE introduced by City Manager Jim Colson, authorizing Improvement Project No. T-281039.01 for the rehabilitation of flood protection relief wells approving cost estimates of the proposed improvements, and doing all other things necessary and incidental thereto, and authorizing the use of utility operation funds, authorizing the publication of the Notice of Intention of the governing body of the City of Topeka, Kansas, to issue and sell revenue bonds of said City to make such improvements which constitutes improvements to the municipally owned water, water pollution control, and stormwater utility system of the City of Topeka, Shawnee County, Kansas, pursuant to K.S.A. 10-101 and 10-1201, et seq., and all amendments thereto, authorizing issuance of general obligation bonds to pay the costs of the project which further constitutes a general improvement to the City's sanitary and/or stormwater and sewage disposal system pursuant to City of Topeka Code Section A12-1. Final Reading.

Voting Requirement: Two-thirds vote of the Governing Body, including the Mayor.

(Approval would authorize \$1,239,315 for the rehabilitation of the Flood Protection Relief Wells at the Water Treatment Plant. The debt service for the project is \$2,418,577 and would be paid with utility operating funds.)

POLICY ISSUE:

To authorize the project and the expenditure of money to correct a deficiency identified in the US Army Corp of Engineers periodic inspection.

STAFF RECOMMENDATION:

Item #13

Staff recommends approval of the project budget and ordinance as presented.

BACKGROUND:

Nine (9) of the eleven (11) existing flood protection relief wells and connected well discharge piping (header system) were constructed in circa 1958-59. In 1980, the water treatment plant was expanded and two (2) additional relief wells were installed that same year.

A US Army Corps of Engineers (US-ACE) Flood Protection Inspection was performed in 2010. Based on age and operational testing results, the US-ACE questioned the ability of the relief wells to operate at a capacity acceptable to provide flood protection to the water treatment facility. The City retained the services of the Layne-Christensen Company to pull each of the Flood Protection Relief Well pumps, bail the well, install a test pump and perform a well capacity test, and then conduct a CCTV inspection of each well. The test results determined that all relief wells were ineffective and needed rehabilitation or replacement.

BUDGETARY IMPACT:

Project budget \$1,239,315. Debt service to be paid from Utility Operating Funds.

SOURCE OF FUNDING:

Utility Operating Funds, Revenue Bonds, General Obligation Bonds, Temporary Notes. Currently not in adopted CIB.

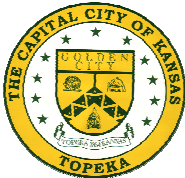
ATTACHMENTS:

[Fact Sheet](#)

[Project Budget and Debt Service](#)

[Notice of Intent](#)

[Ordinance](#)



FACT SHEET
Project Number T-281039.01
Flood Protection Relief Well Rehabilitation
July 03, 2012

Prepared by: Don Rankin – Director Utilities Infrastructure Division

Scope: The project consists of rehabilitation of eleven (11) existing Flood Protection Relief Wells, nine constructed in 1958-59 and two constructed in 1980, to protect the critical water plant structures in the event of a major flood on the Kansas River which is located immediately adjacent to the water treatment plant complex. These eleven Flood Protection Relief Wells are an integral part of the City's overall Kansas River Flood Protection Levee/Relief Well system. All eleven wells were deemed inoperative when pumping assessment tests were performed in Fall 2011. A contractor was selected to evaluate, develop concepts/methods for and implement the necessary flood relief well rehabilitation strategies in accordance with US Army Corp of Engineers (US-ACE) directives and requirements.

Project Engineer: Larry Wilms

Design by: Contractor selected based on Qualification Statement submittals.

Contractor: Contractor selected based on Qualification Statement submittals.

Cost & Financing: Utility Operating Funds, Revenue Bonds, General Obligation Bonds, Temporary Notes

Project Budget - \$1,239,315

Currently not in adopted CIB

Background: Nine (9) of the eleven (11) existing flood protection relief wells and connected well discharge piping (header system) were constructed in circa 1958-59. In 1980, the water treatment plant was expanded and two (2) additional relief wells were installed that same year.

A US Army Corps of Engineers (US-ACE) Flood Protection Inspection was performed in 2010. Based on age and operational testing results, the US-ACE questioned the ability of the relief wells to operate at a capacity acceptable to provide flood protection to the water treatment facility. The City retained the services of the Layne-Christensen Company to pull each of the Flood Protection Relief Well pumps, bail the well, install a test pump and perform a well capacity test, and then conduct a CCTV inspection of each well. The test results determined that all relief wells were ineffective and needed rehabilitation or replacement.

Project Description: Contractor was selected to evaluate, develop concepts/methods for and implement the following general flood relief well rehabilitation strategies in accordance with US-ACE directives and requirements:

- Rehabilitation of eleven (11) existing flood protection relief wells or replacement by constructing new wells;
- Size, furnish and install complete new pumping units in each well;
- Size, furnish and install complete new pump motor starters in 4-X stainless steel panels;
- Motor starters shall have additional contactors for SCADA System integration, alarms and water level sensors for individual pump operational control;
- Install new or replacement piezometers in close proximity to relief wells and as required;
- Water level sensors will be mutually selected with Owner approval;
- Reconnect all hydraulic and electrical connections in each well;
- Test operation of each installed unit to validate performance.

Schedule: The project will proceed with:

1. an assessment of each relief well biological condition and develop up to three strategies for rehabilitation of each well,
2. sizing for replacement pumping equipment,
3. procurement and installation of pumps and new piezometers and level sensing/ SCADA controls and
4. final performance testing for each well, requiring about one year, including US-ACE approvals required on overall and respective project elements.

PROJECT BUDGET
Project No. T-281039.01
Rehabilitation of Flood Protection Relief Wells

LOCATION:

The project is located on the Water Treatment Plant site at 3245 NW Water Works Drive, which is immediately adjacent to the Kansas River.

DESCRIPTION OF PROJECT:

The project consists of rehabilitation of eleven (11) existing Flood Protection Relief Wells, nine constructed in 1958-59 and two constructed in 1980, to protect the critical plant piping and in-ground structures in the event of a major flood on the Kansas River located immediately adjacent to the water plant complex. These eleven Flood Relief Wells are an integral part of the overall City's Kansas River Flood Protection Levee/Relief Well system. All eleven wells were deemed inoperative when pumping assessment tests were performed in Fall 2011. Contractor was selected to evaluate, develop concepts/methods for and implement the following flood relief well rehabilitation strategies in accordance with US-ACE directives and requirements:

- Rehabilitation of eleven (11) existing flood protection relief wells or replacement by constructing new wells;
- Size, furnish and install complete new pumping units in each well;
- Size, furnish and install complete new pump motor starters in 4-X stainless steel panels;
- Motor starters shall have additional contactors for SCADA System integration, alarms and water level sensors for individual pump operational control;
- Install new or replacement piezometers in close proximity to relief wells and as required;
- Water level sensors will be mutually selected with Owner approval;
- Reconnect all hydraulic and electrical connections in each well;
- Test operation of each installed unit to validate performance.
- All other items necessary with making the Flood Protection Relief Wells fully operational.

SOURCE OF FUNDS:

Utility Operation Funds, Revenue Bonds, General Obligation Bonds, Temporary Notes,
 Currently not in the adopted CIB

	Proposed		Total
<u>COST ESTIMATE:</u>			
Construction:	\$1,021,900	\$0.00	\$1,021,900
Design:	\$0	\$0.00	\$0
Construction Service Fees:			
<i>Construction Staking (5%)</i>	\$0	\$0.00	\$0
<i>Construction Inspection (8%)</i>	\$0	\$0.00	\$0
<i>City of Topeka Admin. (2%)</i>	\$0	\$0.00	\$0
<i>Geotechnical Report</i>	\$0	\$0.00	\$0
Right-of Way Acquisition:	\$0	\$0.00	\$0
Property Acquisition	\$0	\$0.00	\$0
Contingency Amount:	\$51,100	\$0.00	\$51,100
Temporary Note Interest	\$37,555	\$0.00	\$37,555
COI (2%)	\$21,460	\$0.00	\$21,460
Bond Reserve (10%)	\$107,300	\$0.00	\$107,300
Total:	\$1,239,315	\$0.00	\$1,239,315

PUBLIC HEARING:**PROJECT AUTHORITY:**

- a. Statutes: _____
- b. Capital Budget Year.: _____ 2012-2013
- c. Improvement District: _____
- d. City at Large: _____
- e. Method of Assessment: _____

PROJECT ENGINEER: _____ Larry Wilms

PROJECT:

Interest rate	5.00%
Number of Years	30
Cost of Issuance	2.00%
Bond Reserve	10.00%
Temp Note interest	3.500%
Principal	\$1,073,000
Bond Reserve	\$107,300
Plus Temp Note Interest	\$37,555
Plus Cost of Issuance	<u>\$21,460</u>
Total Project Budget	\$1,239,315
Annual Debt Service	\$80,619
Annual Debt Service as Percent of Total	6.5%
Total Debt Service (principal and interest)	\$2,418,577
Difference Project Cost and Total Debt Service	\$1,179,262

1 (Published in the Topeka Metro News _____)

2
3
4 NOTICE OF INTENTION

5
6 NOTICE OF INTENTION of the Governing Body of the City of Topeka, Kansas, to make
7 improvements under Improvement Project No. T-281039.01
8 which provides for rehabilitation of flood protection relief wells
9 and to use utility operation funds, and to issue and sell
10 revenue bonds of said City pursuant to K.S.A. 10-101 and 10-
11 1201, *et seq.*, and all amendments thereto, and to issue
12 general obligation bonds pursuant to City of Topeka Code §
13 A12-1, or any combination thereof, to pay the cost of the
14 project.
15

16 Notice is hereby given that as provided by Ordinance No. _____ of the City of
17 Topeka, Shawnee County, Kansas, (the "City") that the Governing Body of the City intends
18 to make improvements to the City-owned water, water pollution control, and stormwater
19 utility system (the "System") under Improvement Project No. T-281039.01 which provides
20 for improvements to its System by the rehabilitation of flood protection relief wells and
21 related appurtenances for a complete project (the "Project").

22 Notice is further given that as provided by Ordinance No. _____ of the City, the
23 Governing Body of the City intends to issue and sell one or more separate series of
24 revenue bonds of the City pursuant to K.S.A. 10-1201 *et seq.* and all amendments thereto,
25 and/or to issue general obligation bonds pursuant to City of Topeka code § A12-1, or any
26 combination thereof, payable from revenues of the System, in an aggregate principal
27 amount not to exceed one million two hundred thirty-nine thousand three hundred fifteen
28 dollars (\$1,239,315.00) and to so improve the System and make public improvements to
29 the City by completing the Project.

30 Unless written protests against the proposed Project signed by not less than twenty
31 percent (20%) of the qualified electors of the City are filed with the City Clerk within fifteen

(15) days after the publication of this Notice, the Governing Body will proceed in accordance with the intention as set forth above to complete the Project and issue and sell its revenue bonds and/or general obligation bonds and/or borrow funds from the Kansas Department of Health and Environment, payable from revenues of the System as above stated.

Done by order and direction of the Governing Body of the City of Topeka, Shawnee County, Kansas, this _____ day of _____, 2012.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

1 (Published in the Topeka Metro News _____)

2
3 ORDINANCE NO. _____

4
5 AN ORDINANCE introduced by City Manager Jim Colson, authorizing Improvement
6 Project No. T-281039.01 for the rehabilitation of flood protection relief
7 wells approving cost estimates of the proposed improvements, and
8 doing all other things necessary and incidental thereto, and
9 authorizing the use of utility operation funds, authorizing the
10 publication of the Notice of Intention of the governing body of the City
11 of Topeka, Kansas, to issue and sell revenue bonds of said City to
12 make such improvements which constitutes improvements to the
13 municipally owned water, water pollution control, and stormwater
14 utility system of the City of Topeka, Shawnee County, Kansas,
15 pursuant to K.S.A. 10-101 and 10-1201, *et seq.*, and all amendments
16 thereto, authorizing issuance of general obligation bonds to pay the
17 costs of the project which further constitutes a general improvement
18 to the City's sanitary and/or stormwater and sewage disposal system
19 pursuant to City of Topeka Code § A12-1.
20

21 WHEREAS, the City is a municipality as defined by K.S.A. 10-101 and 10-1201 *et*
22 *seq.* and all amendments thereto; and

23 WHEREAS, the City is authorized by the laws of the State of Kansas to issue and
24 sell revenue bonds of the City for the improvement of its water, water pollution control, and
25 stormwater utility system (the "System") pursuant to K.S.A. 10-1201 *et seq.* and all
26 amendments thereto; and

27 WHEREAS, it is deemed by the Governing Body of the City to be necessary and
28 advisable that the City to improve its System by rehabilitation of flood protection relief
29 wells. This project will include, but is not limited to, rehabilitation or replacement of eleven
30 (11) existing flood protection relief wells with new pumping units, new pump motor starters,
31 installation of new or replacement piezometers, new water level sensors and any related
32 appurtenances needed for a complete project and doing all things necessary and incidental
33 thereto (the "Project") and that the preliminary plans, specifications and cost estimates for

the Project heretofore duly prepared and filed in the office of the City Clerk of said City, which estimates show a total cost of the improvements to be approximately one million two hundred thirty-nine thousand three hundred fifteen dollars (\$1,239,315.00) be approved; and

WHEREAS, it is found by the Governing Body that such Project will not cause a duplication of existing utility service furnished by a private utility; and

WHEREAS, the City of Topeka, Shawnee County, Kansas, is authorized pursuant to City of Topeka Code § A12-1, to issue general obligation bonds for the purposes of paying for improvement, repair or extension to the City's waterworks system and sanitary and stormwater sewage disposal system; and

WHEREAS, the City desires to issue and sell revenue bonds and/or general obligation bonds of the City to fund the cost of the improvements or any combination thereof.

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

Section 1. That the estimates of costs of the Project as contained in the project budget, in the total amount of one million two hundred thirty-nine thousand three hundred fifteen dollars (\$1,239,315.00) which are set out on the project budget attached hereto and on file in the office of the City Clerk of said City, be and the same are hereby approved.

Section 2. That the general nature of the Project is as follows:

The project consists of rehabilitation of eleven (11) existing Flood Protection Relief Wells, to protect the critical plant piping and in-ground structures in the event of a major flood on the Kansas River located immediately adjacent to the water plant complex. A

contractor was selected to evaluate, develop concepts/methods for and implement the following flood relief well rehabilitation strategies in accordance with US-ACE directives and requirements:

- Rehabilitation of eleven (11) existing flood protection relief wells or replacement by constructing new wells;
- Size, furnish and install complete new pumping units in each well;
- Size, furnish and install complete new pump motor starters in 4-X stainless steel panels;
- Motor starters shall have additional contactors for SCADA System integration, alarms and water level sensors for individual pump operational control;
- Install new or replacement piezometers in close proximity to relief wells and as required;
- Water level sensors will be mutually selected with Owner approval;
- Reconnect all hydraulic and electrical connections in each well;
- Test operation of each installed unit to validate performance.
- All other items necessary with making the Flood Protection Relief Wells fully operational.

The project will include an assessment of each relief well biological condition and develop up to three strategies for rehabilitation of each well; sizing for replacement pumping equipment; procurement and installation of pumps and new piezometers and level sensing/ SCADA controls; and final performance testing for each well, requiring about one year, including US-ACE approvals required on overall and respective project elements.

80 Section 3. That notice be given by the governing body of the City of its intention
81 to complete the Project in accordance with the plans, specifications and cost estimates and
82 use utility operation funds, and/or to sell revenue bonds and/or general obligation bonds of
83 the City in a total amount not exceeding one million two hundred thirty-nine thousand three
84 hundred fifteen dollars (\$1,239,315.00) to pay the cost thereof. Such notice shall be
85 signed by the Mayor and attested by the City Clerk and shall be published in the official
86 City newspaper. Such notice shall describe the nature of the proposed improvements and
87 shall state the amount of revenue and/or general obligation bonds proposed to be issued
88 or any combination thereof for the payment of the cost of the project and otherwise, the
89 notice shall be in the form as provided by law.

90 Section 4. That unless written protests against such proposed improvements
91 signed by not less than twenty percent (20%) of the qualified electors of the City are filed
92 with the City Clerk within fifteen (15) days after publication of the notice herein authorized
93 the City both reasonably expects and intends to finance the costs as hereinbefore
94 described from the proceeds of revenue bonds and/or general obligation bonds or any
95 combination thereof, payable from the rates, fees and charges of the System. The City
96 does hereby express its official intent to reimburse any expenditures made in connection
97 with the Project from System enterprise fund, or obligations incurred by, on or after the
98 date which is sixty (60) days before the effective date of this Ordinance from the proceeds
99 of its revenue bonds as aforesaid in the maximum principal amount previously described in
100 accordance with U.S. Treasury Regulation 1.150-2. This Ordinance, as the expression of
101 the governing body's official intent regarding the matters described herein, will be available,

for public inspection in the City Clerk's office at City Hall during regular business hours of the City.

Section 5. That this Ordinance shall take effect and be in force from and after its adoption by the Council of the City by at least a two-thirds (2/3) vote of the members thereof and publication in the official City newspaper.

PASSED and APPROVED by the Governing Body _____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 16, 2012

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DATE:	September 11, 2012	
CONTACT PERSON:	Pam Simecka	DOCUMENT #:
SECOND PARTY/SUBJECT:	Bank Depositories and Signature Requirements	PROJECT #:
CATEGORY/SUBCATEGORY	020 Resolutions / 005 Miscellaneous	
CIP PROJECT:	No	
ACTION OF COUNCIL:		JOURNAL #:
		PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by City Manager Jim Colson, naming banks and savings institutions that are designated as depositories for all City of Topeka accounts and authorizing signatories and rescinding City of Topeka Resolution No. 8370.

(Approval is necessary due to changes in staff and titles to complete daily duties.)

POLICY ISSUE:

Whether or not to approve the resolution.

STAFF RECOMMENDATION:

Staff recommends approval of the resolution.

BACKGROUND:

Due to changes in staff and titles, this resolution needed updated. This change is necessary to complete daily duties.

BUDGETARY IMPACT:

No budgetary impact.

SOURCE OF FUNDING:

No budgetary impact.

ATTACHMENTS:

[Resolution](#)

Item #14

1 RESOLUTION NO. _____

2
3 A RESOLUTION introduced by Jim Colson, City Manager, naming banks and savings
4 institutions that are designated as depositories for all City of Topeka
5 accounts and authorizing signatories and rescinding City of Topeka
6 Resolution No. 8370.

7
8 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS that the
9 following named banks and savings institutions are hereby designated to be depositories
10 which can accept deposits from any and all accounts of the City:

Alliance Bank	Fidelity State Bank & Trust
Bank of America	Heritage Bank
Capital City Bank	Intrust Bank
Capitol Federal Savings	Kaw Valley State Bank & Trust
Central National Bank	Landmark National Bank
Citizens Bank & Trust	Silver Lake Bank
Columbian Bank	Sunflower Bank
Community National Bank	UMB Bank
CoreFirst National Bank	US Bank
Denison State Bank	Vision Bank

11 BE IT FURTHER RESOLVED that the above-named banks and savings institutions
12 may accept all checks, drafts, bills of exchange, or other orders for the payment of money
13 when drawn on or addressed to any of the banks and savings institutions, if the facsimile
14 signatures of both the following persons are imprinted thereon:

15 Finance Director, Pamela S. Simecka

16 City Treasurer, Curtis R. Cox

17 BE IT FURTHER RESOLVED that any of the above-named banks and savings
18 institutions may accept manually drafted checks, drafts, bills of exchange, or other orders
19 for payment of money, when drawn on any of the banks and savings institutions, with the
20 proper dual signatures. The dual signatures will come from the persons listed below and
21 require at least one signature being the Finance Director, City Controller, or Accounting
22 Manager:

23 Title City Treasurer Name Curtis R. Cox

24 Title Finance Director Name Pamela S. Simecka

25 Title Accounting Manager Name Tina M. Loyd

26 Title Controller Name currently vacant

27 Title Accountant II Name Amy Vail

28 BE IT FURTHER RESOLVED that checks, drafts or other instruments for payment of
 29 money drawn to the order of the City of Topeka shall, when properly endorsed, be
 30 accepted by the banks and savings institutions for deposit only to the credit of the City of
 31 Topeka.

32 BE IT FURTHER RESOLVED that Resolution No. 8370 is rescinded and that the
 33 foregoing powers and authority outlined herein are to be continued until written notice or
 34 revocation has been given to the banks and savings institutions by the City of Topeka.

35 This Resolution shall become effective after it is adopted and approved by the City
 36 Council.

37 ADOPTED and APPROVED by City Council _____.

38 CITY OF TOPEKA, KANSAS

39
 40
 41
 42
 43 _____
 44 William W. Bunten, Mayor

44 ATTEST:

45
 46
 47
 48 _____
 49 Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 16, 2012

Back Print

DATE:	September 11, 2012	
CONTACT PERSON:	Pam Simecka	DOCUMENT #:
SECOND PARTY/SUBJECT:	Tina Loyd	PROJECT #:
CATEGORY/SUBCATEGORY	020 Resolutions / 005 Miscellaneous	
CIP PROJECT:	No	
ACTION OF COUNCIL:		JOURNAL #:
		PAGE #:

DOCUMENT DESCRIPTION:

A RESOLUTION introduced by City Manager Jim Colson, concerning the City of Topeka's participation in the State of Kansas Municipal Investment Pool and rescinding City of Topeka Resolution No. 8369.

(Approval is necessary to amend changes in staff and working titles.)

POLICY ISSUE:

Whether or not to approve

STAFF RECOMMENDATION:

Staff recommends approval of the resolution.

BACKGROUND:

Revisions to Resolution No. 8369 are necessary due to changes in staff and working titles.

BUDGETARY IMPACT:

No budgetary impact.

SOURCE OF FUNDING:

No funding required.

ATTACHMENTS:

[Resolution](#)

1 RESOLUTION NO. _____
2

3 A RESOLUTION introduced by Jim Colson, City Manager, concerning the City of
4 Topeka's participation in the State of Kansas Municipal Investment Pool
5 and rescinding City of Topeka Resolution No. 8369.
6

7 WHEREAS, the City of Topeka is a municipality, as defined in K.S.A. 12-1675a,
8 hereinafter referred to as "Participant," and from time to time has funds on hand in excess
9 of current needs; and

10 WHEREAS, it is in the best interests of Participant and its inhabitants to invest funds
11 in investments that yield a favorable rate of return while providing the necessary liquidity
12 and protection of the principal; and

13 WHEREAS, the Pooled Money Investment Board, hereinafter referred to as "PMIB,"
14 operates the Municipal Investment Pool, hereinafter referred to as "MIP," a public funds
15 investment pool, pursuant to K.S.A. 12-1677a, and amendments thereto.

16 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
17 TOPEKA, KANSAS:

18 1. That Participant approves the establishment of an account in its name in the
19 MIP for the purpose of transmitting funds for investment, subject to the MIP Participation
20 Policy adopted by the PMIB, and Participant acknowledges it has received a current copy
21 of such Participation Policy. Participant's taxpayer identification number assigned by the
22 Internal Revenue Service is 48-6028701.

23 2. That the following individuals are officers or employees of Participant and are
24 each hereby authorized to transfer funds for investment in the MIP, to withdraw funds from
25 time to time, to issue letters of instruction, and to take all other actions deemed necessary
26 or appropriate for the investment of funds upon submission of dual signatures. The dual

signatures will come from the persons listed below and requires at least one signature by the Finance Director, City Controller or Accounting Manager:

Title City Treasurer Name Curtis R. Cox

Title Finance Director Name Pamela S. Simecka

Title Accounting Manager Name Tina M. Loyd

Title Controller Name currently vacant

Title Accountant II Name Amy Vail

3. That notices required by the PMIB's Municipal Investment Pool Participant Policy shall be provided to:

Curtis R. Cox
City Treasurer
215 SE 7th, Room 358
Topeka, Kansas 66603
785-368-1653
785-368-3975 (fax)

Pamela S. Simecka
Finance Director
215 SE 7th, Room 358
Topeka, Kansas 66603
785-368-0919
785-368-3975 (fax)

4. That this Resolution and its authorization shall continue in full force and effect until amended or revoked by the Participant and until the PMIB receives a copy of any such amendment or revocation, the PMIB is entitled to rely on same.

BE IT FURTHER RESOLVED that the City of Topeka Resolution No. 8369 is hereby rescinded.

ADOPTED and APPROVED by City Council on _____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 8, 2012

Back Print

DATE: September 11, 2012
CONTACT PERSON: Bradley S. Reiff **DOCUMENT #:**
SECOND PARTY/SUBJECT: Rafael Unzueta **PROJECT #:**
CATEGORY/SUBCATEGORY 019 Reports / 009 Real Estate
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

APPROVAL of a Real Estate Purchase Agreement between the City of Topeka and Rafael Unzueta for the sale of surplus property located at 631 SE Chandler in the amount of \$450.

(Approval would authorize the adjoining property owners to purchase the parcel.)

POLICY ISSUE:

Should the city accept the offer to purchase and dispose of the property.

STAFF RECOMMENDATION:

Accept the offer and authorize the Mayor to execute the contract.

BACKGROUND:

This property was acquired by HND for the acquisition, relocation and demolition program. This vacant lot is less than the minimum required for development under the city zoning ordinance and is without any capital improvement thereon. Therefore, the property may be sold by private negotiated sale to abutting property owners. Only one abutting property owner who responded to or surplus offer and provided a \$450.00 offer. All city departments declared as surplus and city council approved June 5, 2012.

BUDGETARY IMPACT:

Sale proceeds returned to the CDBG fund as "program income".

SOURCE OF FUNDING:

Private funds for purchase of this city real property.

ATTACHMENTS:

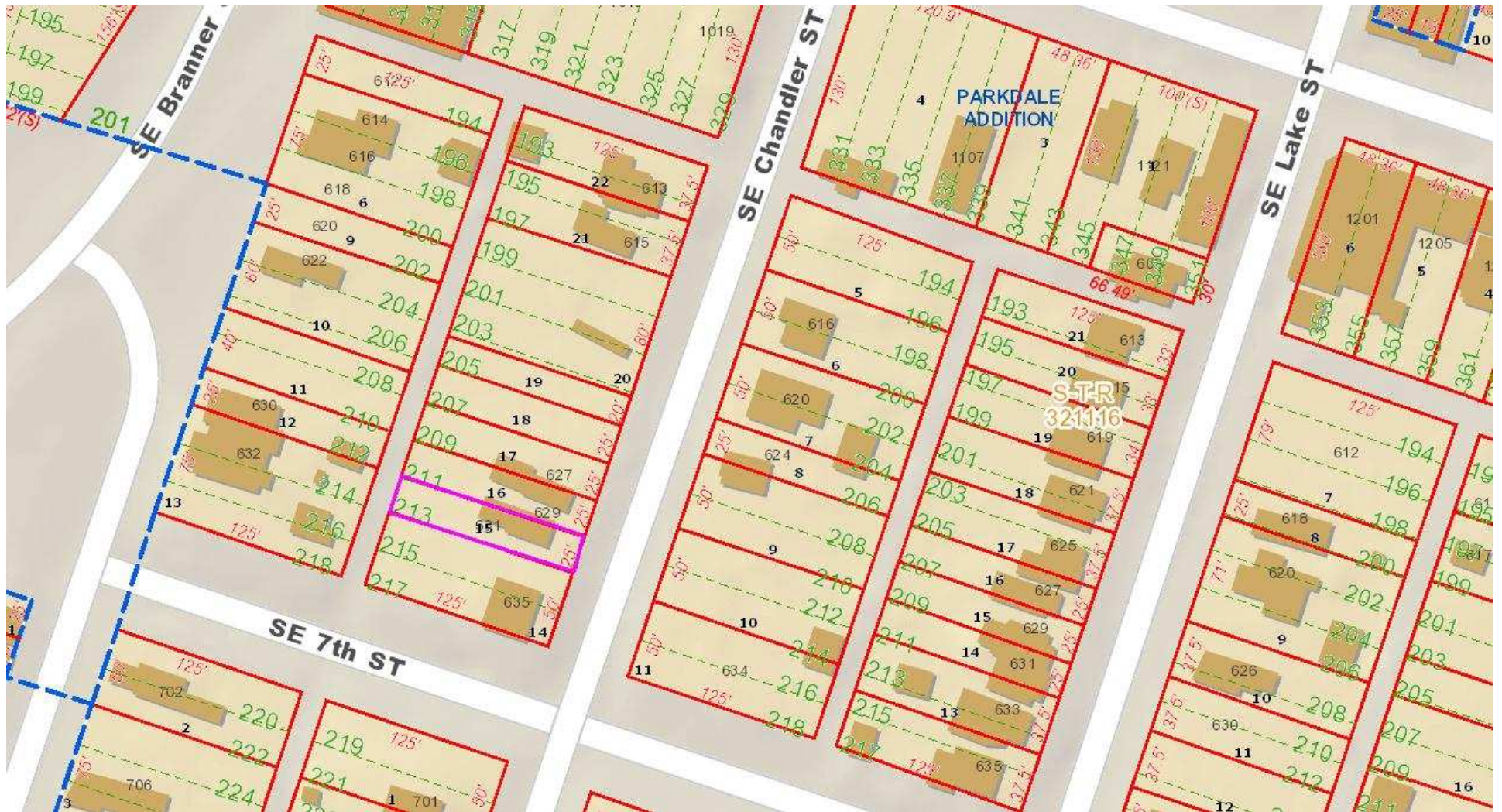
[Aerial and Plat Map of Parcel Agreement](#)

Item #16

This aerial map displays a residential neighborhood with property boundaries and addresses. The map includes the following streets and lot details:

- Streets:** SE Brainer Trfy, SE Chandler St, SE 6th Ave, SE 7th St, SE Lake St, SE Lime St.
- Highlighted Lot:** Lot 631 is outlined in red.
- Lot Addresses:**
 - Top Left: 601, 1001, 1011, 1013, 1019.
 - Top Right: 1115, 1200, 1204, 1206.
 - Middle Left: 612, 614, 616, 618, 620, 622, 630, 632, 627, 629, 631, 635.
 - Middle Right: 1107, 1121, 609, 613, 615, 619, 621, 625, 627, 629, 631, 633, 635.
 - Bottom Left: 701, 703, 705, 707, 709, 711, 717, 719, 721, 725, 702, 706, 710, 716, 718, 720, 724, 713, 715.
 - Bottom Middle: 704, 708, 714, 701, 707, 711.
 - Bottom Right: 1201, 1205, 1209, 1215, 122, 612, 613, 615, 617, 621, 623, 626, 630, 634, 631, 635.

631 SE Chandler



City of Topeka Contract No. _____
REAL ESTATE PURCHASE AGREEMENT

THIS REAL ESTATE PURCHASE AGREEMENT ("Agreement") is made and entered into as of the _____ day of _____, 2012 by and between the City of Topeka, a municipal corporation, (hereinafter "Seller") and Rafael Unzueta, a married person (hereinafter "Buyer").

1. Sale of Property. Subject to the terms and conditions herein set forth, Seller hereby agrees to sell and convey to Buyer by corporation quit claim deed, and Buyer hereby agrees to purchase, that certain real estate legally described as:

Lot 213 on Chandler Street, in Parkdale Addition to the City of Topeka, Shawnee County, Kansas

(hereinafter the "Real Estate"), commonly known as 631 SE Chandler, Topeka, Kansas. The Real Estate shall include all attached improvements permanently to the premises, or any improvements thereon, with the following exceptions: none other.

2. Purchase Price. The purchase price for the Real Estate shall be the sum of Four Hundred Fifty and NO/ 100 Dollars (\$450.00) (hereinafter "Purchase Price").
3. Time of Purchase. The time for closing of the purchase of the Real Estate shall be when all conditions contained herein are satisfied or waived but no later than September 30, 2012.
4. Title and Conveyance. Buyer may at its sole option and expense obtain title insurance for the Real Estate. If in Buyer's opinion, the Commitment demonstrates that Seller's title to the Real Estate is not marketable, Buyer shall notify Seller in writing, specifying its objections. Seller shall use its best efforts, within a reasonable time (not to exceed ten (10) days), after receipt of such objections with a copy of the Commitment from Buyer, in which to correct such title objections. In the event the title objections are not corrected by Seller to the satisfaction of Buyer within the aforesaid period of time, Buyer may terminate this Agreement upon written notice to Seller or elect to close notwithstanding such title objections.
5. City Council Approval. It is understood and agreed between the Buyer and Seller that this Agreement must be approved by the City Council. If the City Council does not approve the Agreement, the Seller shall not be obligated to complete the sale.
6. Closing and Possession. It is understood and agreed between the parties hereto that time is of the essence of this Agreement. The closing for the transaction described herein shall occur on or before the date specified in Paragraph 3 hereof, as such date may be extended by the parties. The closing shall occur at the offices of Housing & Neighborhood Development, 620 SE Madison Street, Topeka, Kansas. Possession shall be delivered to Buyer at closing. Buyer will present a

cashier's check in the amount specified in Paragraph 2, plus eight dollars (\$8) for the deed recording fee.

7. Default. If Buyer fails to close the purchase of the Real Estate, Seller may, at its sole option, either terminate this Agreement or exercise any rights and remedies available to it at law or in equity, including but not limited to, specific performance. If Seller fails to close the purchase of the Real Estate, Buyer may, at its sole option, either terminate this Agreement and/or exercise any rights and remedies available to it, at law or in equity, including but not limited to specific performance.
8. Successors and Assigns. This Agreement shall be binding upon and inure to the benefit of the successors and assigns of the parties hereto.
9. Construction of Agreement. This Agreement is intended to be interpreted and construed under and by virtue of the laws of the State of Kansas.

IN WITNESS WHEREOF, this Agreement has been executed as of the date first above written.

Seller

THE CITY OF TOPEKA, a municipal Corporation

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

Buyer

Rafael Unzueta, a married person



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 7, 2012

Back Print

DATE:	September 11, 2012		
CONTACT PERSON:	Shawn P. Bruns/Brad Reiff	DOCUMENT #:	
SECOND PARTY/SUBJECT:	Neighborhood Infrastructure Improvement Project	PROJECT #:	T-601029.00
CATEGORY/SUBCATEGORY	020 Resolutions / 004 Public Improvements		
CIP PROJECT:	Yes		
ACTION OF COUNCIL:	JOURNAL #:		
	PAGE #:		

DOCUMENT DESCRIPTION:

A PROJECT BUDGET in the amount of \$1,400,000 and **A RESOLUTION** introduced by City Manager Jim Colson, authorizing Improvement Project T-601029.00 which provides for neighborhood infrastructure improvements in Central Highland Park and Hi-Crest Neighborhoods, as more specifically described herein. *(Council District Nos. 3, 4 and 5)*

(Approval would authorize infrastructure improvements in the Central Highland Park and Hi-Crest target areas. The project would be funded by \$1,400,000 from general obligation bonds with a total debt service of \$1,970,100 spread over 20 years. The project is included in the 2012 Capital Improvement Budget.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Adopt the Project Budget and Approve the Resolution as presented.

BACKGROUND:

This project will provide neighborhood infrastructure improvements in two target areas - Central Highland Park and Hi-Crest. The Housing and Neighborhood Department has worked with these neighborhoods to identify needed infrastructure improvements. The improvements for the 2012 program will include street reconstruction and new sidewalk construction. A list of projects is attached.

The project is included in the City's 2012 Capital Improvement Budget with an adopted amount of \$1,400,000.00 to be funded by General Obligation Bonds. **Item #17**

BUDGETARY IMPACT:

Total Project Budget Cost: \$1,400,000.00

SOURCE OF FUNDING:

General Obligation Bonds: \$1,400,000.00

ATTACHMENTS:

[T-601029.00 Project Budget](#)

[T-601029.00 Debt Service Calculator](#)

[T-601029.00 Fact Sheet](#)

[T-601029.00 Project List Sheet](#)

[T-601029.00 Target Area Maps](#)

[Resolution](#)

PROJECT BUDGET
Project No. T-601029.00
2012 Neighborhood Infrastructure Improvements

NEIGHBORHOOD LOCATIONS -- TWO TARGET AREAS

1. Central Highland Park
2. Hi-Crest

DESCRIPTION OF PROJECTS (A COMPLETE LIST IS SHOWN IN THE ATTACHMENT):

- Infrastructure improvements shall include:
- Street Re-construction
 - New Sidewalk Construction

SOURCE OF FUNDS:

General Obligation Bonds

COST ESTIMATE:

	City of Topeka G.O. Bonds	Total
Construction:	<u>\$1,085,000.00</u>	<u>\$1,085,000.00</u>
Design:	<u>\$86,000.00</u>	<u>\$86,000.00</u>
Construction Inspection & Staking:	<u>\$86,000.00</u>	<u>\$86,000.00</u>
Administrative Fees :	<u>\$16,000.00</u>	<u>\$16,000.00</u>
Contingency Amount:	<u>\$79,650.00</u>	<u>\$79,650.00</u>
Temp. Notes & Cost of Issuance:	<u>\$47,350.00</u>	<u>\$47,350.00</u>
Total:	<u>\$1,400,000.00</u>	<u>\$1,400,000.00</u>

PROJECT ENGINEER:

Shawn Bruns, P.E.

GO Bond Cost of Project

PROJECT: T-601029.00

Interest rate	3.50%
Number of Years	20

Cost of Issuance	2.00%
Temp Note interest	1.500%

Principal	\$1,352,650
Plus Temp Note Interest	\$20,290
Plus Cost of Issuance	\$27,053
Total Project Budget	\$1,399,993

Annual Debt Service	\$98,505
Annual Debt Service as Percent of Total	7.0%

Total Debt Service (principal and interest)	\$1,970,100
---	-------------

Difference Project Cost and Total Debt Service	\$570,107
--	-----------

GO Bonded Indebtedness as of May 2012	\$161,130,000
Heartland Park STAR Bonds	\$9,855,000
College Hill TIF	\$5,605,000
2011 Temporary Notes that Finance Future GO Bond projects	\$15,230,000
Approved, not Included in GO Bond Issue or Temporary Notes--City Projects	\$10,566,448
Approved, not Included in GO Bond Issue or Temporary Notes--Special Assessment Projects	\$4,195,923
Total Indebtedness	<u>\$206,582,371</u>
Plus Project	<u>\$207,982,364</u>

FACT SHEET

PROJECT NO. T-601029.00

2012 Neighborhood Infrastructure Improvements

General Nature of Improvement:

This project will provide neighborhood infrastructure improvements in two target areas – Central Highland Park and Hi-Crest. The Housing and Neighborhood Development Department has worked with these neighborhoods to identify needed infrastructure improvements. The improvements for the 2012 program will include street re-construction and new sidewalk construction.

CIP Year: The project is included in the City's 2012 Capital Improvement Budget.

Project Budget: The total project budget is \$1,400,000.00. Costs are for construction, design, construction inspection and staking, administration, contingencies, and temporary notes and issuance of bonds.

Source of Funding:

\$1,400,000.00 General Obligation Bonds

Council Districts: 3, 4, and 5

Project Administration:

Engineering Division -- Shawn Bruns

Housing and Neighborhood Development – Brad Reiff

Project Schedule:

Construction: 2013

Central Highland Park NIA**Streets (Curb & Gutter, Pavement, Sidewalks)****SE Colorado Ave:** from SE 26th to SE 29th Street (3 blocks)**SOURCE**

GO Bonds

Year

2012

Hi-Crest NIA**Sidewalks****SOURCE****Year****SE Girard ST:** SE 34th to SE 37th (1,500')

GO Bonds

2012

SE 33rd ST: SE Fremont to SE Adams (2,475')

GO Bonds

2012

SE 34th ST: SE Girard to SE Adams (2,475')

GO Bonds

2012

SE Pinecrest ST: SE Girard to SE Bryant St (1,925')

GO Bonds

2012

SE 35th TER: SE Girard to SE Bryant St (1,600')

GO Bonds

2012

SE 36th ST: SE Girard to SE Adams (1,350')

GO Bonds

2012

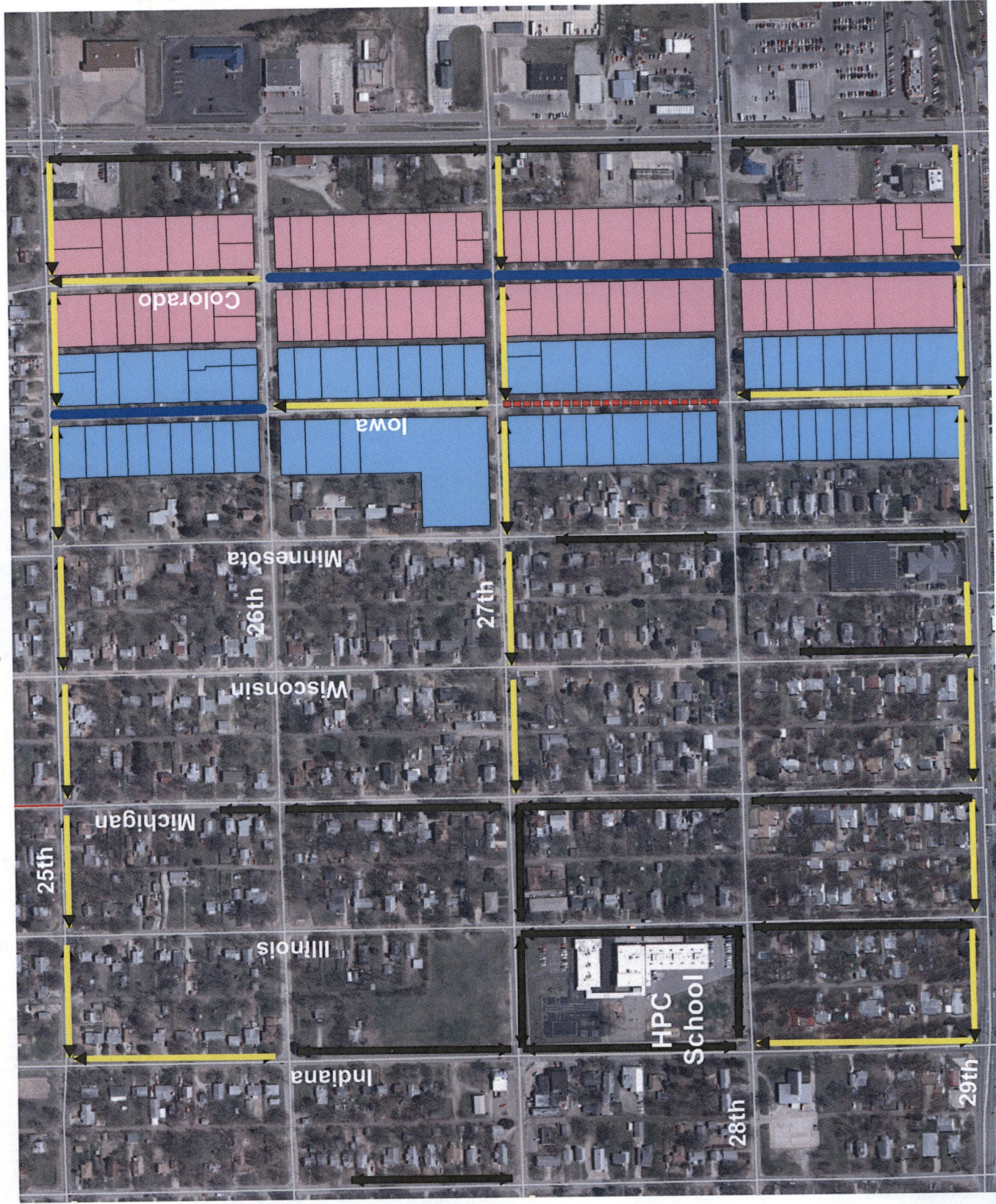
SE Bryant ST: SE 36th ST to SE 31st (3,050')

GO Bonds

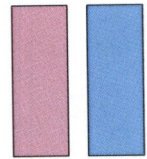
2012/2013

Central Highland Park Target Areas (Proposed)

March, 2012
**Subject to Change



Housing Rehabilitation
Areas



Existing Sidewalk



New Sidewalk
(one side)



New Street Pavement
Curbs/Sidewalks



2012 Hi-Crest NIA Target Area Map



1 RESOLUTION NO. _____
2
3

4 A RESOLUTION introduced by Jim Colson, City Manager, authorizing
5 Improvement Project No. T-601029.00, which provides for
6 2012 Neighborhood Infrastructure Improvements, as more
7 specifically described herein, in two target areas—Central
8 Highland Park and Hi-Crest—all pursuant to Section A12-1 of
9 the Code of the City of Topeka.
10

11 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS, that it
12 finds the following described public improvement to be necessary and in the public interest
13 and does hereby authorize, pursuant to Section A12-1 of the Code of the City of Topeka,
14 Improvement Project No. T-601029.00 with a project budget summarized herein and fully
15 set forth on the attachment hereto:

16 A. GENERAL NATURE OF IMPROVEMENT:
17

18 This project will provide neighborhood infrastructure improvements in two
19 target areas – Central Highland Park and Hi-Crest. The improvements for
20 the 2012 program will include street reconstruction and new sidewalk
21 construction.
22

23 B. ESTIMATED OR PROBABLE COST:
24

25 \$1,400,000.00
26

27 C. APPORTIONMENT OF COSTS:
28

29 General Obligation Bonds or any other lawfully available funds
30

31 ADOPTED and APPROVED by the City Council _____.

32 CITY OF TOPEKA, KANSAS
33

34 _____
35 William W. Bunten, Mayor
36

37 ATTEST:
38

39 _____
40 Brenda Younger, City Clerk
41



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 6, 2012

Back Print

DATE:	September 11, 2012		
CONTACT PERSON:	Shawn Bruns	DOCUMENT #:	
SECOND PARTY/SUBJECT:	Trafficway Improvement	PROJECT #:	70198-02B
CATEGORY/SUBCATEGORY	020 Resolutions / 004 Public Improvements		
CIP PROJECT:	No		
ACTION OF COUNCIL:		JOURNAL #:	
		PAGE #:	

DOCUMENT DESCRIPTION:

A PROJECT BUDGET in the amount of \$3,800,000 and **A RESOLUTION** introduced by City Manager Jim Colson, for Improvement Project No. 70198-02B which provides for final design, right-of-way acquisition, and construction as described herein, to improve SW 21st Street from the existing five lane section west of SW Wanamaker Road to SW Urish Road. *(Council District No. 8)*

(Approval would authorize the widening of SW 21st Street from the existing five lane section west of SW Wanamaker Road to SW Urish Road. The project is funded 100% by the County-Wide 1/2 Cent Retailers' Sales Tax.)

POLICY ISSUE:

N/A

STAFF RECOMMENDATION:

Approve the Project Budget and Resolution as presented.

BACKGROUND:

In August 2004, Shawnee County citizens voted in favor of a 12 year half cent retailers' tax to fund a list of infrastructure improvement projects. This widening project on SW 21st Street between the City limits and Urish Road was specifically listed as one of the infrastructure improvement projects to be funded by the county-wide half cent retailers' sales tax.

This project will widen SW 21st Street to five lanes from the existing five lane section west of SW Wanamaker Road to SW Urish Road, approximately 2,800 linear feet. The project will include curb & gutter, sidewalks on both sides of the street, and storm drainage facilities.

Item #18

BUDGETARY IMPACT:

Project Budget: \$3,800,000

SOURCE OF FUNDING:

Countywide 1/2 Cent Retailers' Sales Tax

ATTACHMENTS:

[70198-02B Project Budget](#)

[70198-02B Fact Sheet](#)

[70198-02B Vicinity Map](#)

[Resolution](#)

PROJECT BUDGET
Project No. 70198-02
Part B - Final Design, Right-of-Way Acquisition and Construction
S.W. 21st Street -- West of S.W. Wanamaker Road to S.W. Urish Road

LOCATION:

S.W. 21st Street from west of S.W. Wanamaker Road to S.W. Urish Road

DESCRIPTION OF PROJECT:

This improvement project will reconstruct and widen S.W. 21st Street to 5 lanes with curb & gutter, sidewalks, and storm drainage facilities between the existing 5 lane section west of S.W. Wanamaker Road and S.W. Urish Road.

This project will be funded by the County-wide 1/2 Cent Retailers' Sales Tax. Construction will take place in 2013.

SOURCE OF FUNDS:

County-wide 1/2 Cent Retailers' Sales Tax.

COST ESTIMATE:

Construction:	\$2,720,000.00
Final Design	\$120,000.00
Construction Inspection & Staking:	\$270,000.00
Administrative Fees:	\$40,000.00
Right-of Way Acquisition:	\$200,000.00
Utility Relocation	\$200,000.00
Contingency Amount:	\$250,000.00
TOTAL	\$3,800,000.00

PROJECT ENGINEER:

Shawn P. Brunns

FACT SHEET

Trafficway Improvement Project No. 70198-02, Part B

General Nature of Improvement:

The project will widen SW 21st Street to 5 lanes with curb & gutter, sidewalks, and storm drainage facilities between the existing 5 lanes section west of SW Wanamaker Road and SW Urish Road. This budget will fund final design, right-of-way acquisition, and construction of the project. The project is included in the County-wide ½ Cent Retailers' Sales Tax Projects.

Project Budget: \$3,800,000.00

Source of Funding:

Countywide ½ Cent Retailers' Sales Tax

Council District: 8

City Project Administration:

City Engineering Division
Shawn Bruns

Construction: 2013

1 RESOLUTION NO. _____
2
3

4 A RESOLUTION introduced by Jim Colson, City Manager, relating to and
5 authorizing Project No. 70198-02, Part B, which provides for
6 the final design, right-of-way acquisition and construction as
7 more specifically described herein.
8

9 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS, that it
10 finds the following described public improvement to be necessary and in the public interest
11 and does hereby authorize Project No. 70198-02, Part B, with a project budget
12 summarized herein and fully set forth on the attachment hereto:

13 A. GENERAL NATURE OF IMPROVEMENT:
14

15 This project will provide for the final design, right-of-way acquisition and
16 construction to reconstruct and widen SW 21st Street to 5 lanes with curb
17 and gutter, sidewalks, and storm drainage facilities between the existing 5
18 lane section of SW Wanamaker Road and SW Urish Road.
19

20 B. TOTAL PROJECT BUDGET COST:
21

22 \$3,800,000.00
23

24 C. SOURCE OF FUNDS:
25

26 Countywide Half Cent Retailers' Sales Tax
27

28 ADOPTED and APPROVED by the City Council _____.

29 CITY OF TOPEKA, KANSAS
30
31

32
33
34 _____
35 William W. Bunten, Mayor
36

37 ATTEST:
38
39

40 _____
Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 16, 2012

Back Print

DATE:	September 11, 2012	
CONTACT PERSON:	JaLynn Copp	DOCUMENT #:
SECOND PARTY/SUBJECT:	Gregory K. Irwin - party appealing	PROJECT #:
CATEGORY/SUBCATEGORY	001 Appeals / 002 License Denial	
CIP PROJECT:	No	
ACTION OF COUNCIL:		JOURNAL #:
		PAGE #:

DOCUMENT DESCRIPTION:

DENIAL of Merchant Guard License Appeal by Gregory K. Irwin.

POLICY ISSUE:

Whether to affirm the Police Chief's denial of a merchant guard license on the basis of the applicant's 2004 misdemeanor conviction for false impersonation.

STAFF RECOMMENDATION:

Affirm the denial of the license.

BACKGROUND:

City ordinance provides that the Police Chief may deny an application for a license on the basis of a conviction for "fraud, deceit or misrepresentation" within 10 years immediately preceding the date of application. Applicant was convicted of the misdemeanor crime of false impersonation in Johnson County in 2004.

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

None

ATTACHMENTS:

[Application, Denial and Appeal letter](#)

Item #19

Private Security Guard Employee Application

Topeka Police Department, Licensing Clerk, 320 S. Kansas Ave. Suite 100, Topeka, Ks 66603, (785) 368-9456

Fees: City \$30.00

License fee may be cash, check, or money order made payable to the City of Topeka.

Employee License No. _____

KBI \$50.00

KBI payment must be a Cashier's, Company Check, or Money Order.

Name IRWIN GROVER R Aliases _____
Last First Middle
 Address 2536 SW LINCOLN TOPEKA KS 66611 Phone (785) 608-7778
Street City State Zip code Area Code
 Date of Birth [REDACTED] Age 45 Sex M Race WHITE Height 5'09" Weight 200
 Hair Color BROWN Eye Color _____ Citizenship USA Birthplace TOPEKA, KANSAS
 Social Security # [REDACTED] Driver's License KS [REDACTED]
State Number
 List past addresses for the last three (3) years N/A SAME AS ABOVE
SINCE 2005

Background Information

☐ YES ☒ NO ◀ Have you ever been convicted of a Felony?
☒ YES ☐ NO ◀ Have you ever been convicted of a misdemeanor, traffic infraction, or other ordinance violation? If "YES" explain below:

Date	Charge	Location
12/03	TRANSPORTING WEAPON - 1ST OFFENSE	TOPEKA MUNICIPAL COURT
4/04	FALSE IMPRISONATION - 1ST OFFENSE	PELW FINE, UNRECORDED PROBATION JOHNSON CL 123
	CLASS E MISDEMEANOR 1 YR UNSUPERVISED PROBATION COMPLETED 4/05	

Have you ever had a conviction expunged or been granted diversion? Give details:

DIVERSION 12/03 TOPEKA MUNICIPAL 1 YR UNSUPERVISED PROBATION

Have you ever had a judgment or conviction of fraud, deceit, or misrepresentation entered against you? Give details:

4/04 FALSE IMPRISONATION - 1 YR UNSUPERVISED PROBATION CLASS E MISDEMEANOR COMPLETED 4/05

Have you ever received treatment or counseling for a mental disorder, or drug or alcohol dependency?

Give details: NO

Name of Company employing you: CONTRACT DIVISION OF PROTECTION

Will you be required to carry a firearm while on duty? ☒ YES ☐ No

If so, list any handgun that will be used while on duty. (Make, Model, Caliber, Serial Number)

GLOCK 21 45ACP MP4 626, SEW 686 EW 6329

Have you previously been employed with a security guard company? ☒ YES ☐ No

If so, list company name: PRO SECURITY ARMORED TRANSPORT, UNIS FARGO

Private Security Guard Application 11-04-10 Page 1 ROB'S CONTRACT SERVICES Rev. 11-04-10/LAR
KC MONROE (TOMORROW) SECURITY MANAGEMENT

hereby authorize a pre-employment investigation and the taking of photographs and fingerprints. I also authorize the Topeka Police Department to make any record or employment checks that may be necessary, and to release any information obtained to the aforementioned employer and/or officials of the City of Topeka as may be needed for the ultimate approval of this application. I understand the information on this application will be relied upon in determining whether to grant or deny a Private Security Guard license. Therefore, I certify, under penalty of perjury, that the information contained in this application is true, complete, and correct.

[Signature]
Applicants Signature

State of _____
(County) of _____

Subscribed and sworn to (or affirmed) before me on this _____ day of _____, 20 _____

(Seal)

(Signature of notarial officer)

Title (and Rank)

(My Appointment Expires:)

This application has been reviewed by a representative of the below listed company. It is the company's intent to hire the applicant upon successful completion of the application process.

Name Jasen McGinness Title Captain
Company Name Central Division of Protection
Signature _____

<<For Office Use Only>>

Date this application was received by the Police Department 7-2-12

Date Fees Paid: 7-2-12 Records Clerk: an

Temporary license: ☐ Approved ☐ Denied Date Issued _____ Date Expires _____

Recommend Approval: ☐ Yes ☐ No

Application: ☐ Approved ☒ Denied LTC 3 RQ 7/4/12 (TEMP)
Investigator _____ Date _____
Chief of Police _____ Date _____

If Denied

Registered Letter Sent to Applicant _____
Date sent _____ Date signed for _____

Company Notified _____
Date _____

Topeka Police Department Legal Advisor Notified _____
Date _____



CITY OF TOPEKA

DEPARTMENT OF POLICE
320 S. Kansas Ave., Suite 100
Topeka, KS 66603-3640
Tel: (785) 368-9551
Fax: (785) 368-9458
www.topeka.org

An Accredited
Law Enforcement Agency



July 6, 2012

Gregory K. Irwin
2536 SW Lincoln
Topeka, KS 66611

Dear Mr. Irwin:

This letter acknowledges your application for renewal of your private security guard license. However, pursuant to City of Topeka Code Section 5.90.140 (a) (7), our office regrets to inform you that at this time we are unable to issue you a temporary private security guard license at this time. Please refer to the enclosed copy of the City of Topeka Codes pertaining to Private Security Guard licensure.

It has been brought to our attention that you have had a misdemeanor conviction of false impersonation on April 1, 2004.

Furthermore, as you know, City of Topeka Code Section 5.90.100 (a) prohibits an individual from working as a private security guard without a current and valid license.

Please be advised that you may appeal this decision and request a hearing before the City Council. Any appeals must be made in writing within ten (10) days of the above date. Please submit this request to Topeka City Clerk, 215 E. 7th, Topeka, KS 66603.

Should you have further questions, please do not hesitate to contact this office at (785)368-9456.

Sincerely,

LTL 3 fail

Lt Col. Tony Kirk, Deputy Chief

Linda A. Rowe

Linda A. Rowe, Licensing and ID Bureau

cc: Central Division of Protection

July 15th, 2012

To: Topeka City Council

From: Gregory K. Irwin
2536 SW Lincoln Ave.
Topeka, Ks. 66611

Re: Merchant Guard Permit Appeal

I am writing to respectfully request an appeal hearing on the re-evaluation of issuance of a Merchant Guard Permit. Attached is documentation, supporting my experience.

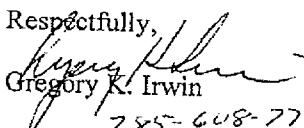
I wish to respectfully appeal that the denial of my permit, to be overturned on the following grounds:

1. The letter I received dated; July 6th, 2012, was not delivered until July 11th. This along with an unexpected family emergency out of town over the weekend of the 13th to 15th, I am unable to properly respond in the amount of time to request a hearing. So I am respectfully requesting an extension, along with consideration for a hearing.
2. I am aware the Topeka city ordinance U.P.O.C.; states that denial can be due to class A or B misdemeanor offense, this disallows issuance of a permit. The severity of the charge of my conviction, was a class E misdemeanor, under the older K.S.A. statute, prior to the adoption of the U.P.O.C. by Topeka in 2006. With this under consideration, a permit could be issued.
3. Since my conviction, a Class E misdemeanor, 1st offense, 1yr unsupervised probation, completed successfully. I have been employed as a police officer with the Carbondale, Ks. Police Dept. in 2009-10, a state licensed bail bondsman in Topeka Municipal Court and Shawnee County District 2007-10, and Osage County District Courts 2007-2009, and have worked in as a possessor of explosives and Class 3 weapons for a local gun shop 2007-2010, clearing the necessary background checks thru the ATF to hold these permits. Also, I am currently working as an officer, for a local hospital in the security department.

I feel that upon review of this information, I respectfully submit that you will find that I have been law abiding, and have been trust worthy and held positions of authority. I have not violated the trust placed in me by either the District courts, or while working as a law enforcement officer.

I hereby request for re-instatement of my security permit, and request a hearing for issuance. Thank you for your consideration in this matter.

Respectfully,


Gregory K. Irwin

785-608-7778



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

July 27, 2012

Back Print

DATE: September 11, 2012
CONTACT PERSON: Brenda Younger **DOCUMENT #:**
SECOND PARTY/SUBJECT: Applications **PROJECT #:**
CATEGORY/SUBCATEGORY 006 Communication / 005 Other
CIP PROJECT: No
ACTION OF COUNCIL: **JOURNAL #:**
PAGE #:

DOCUMENT DESCRIPTION:

APPROVAL of Retail Cereal Malt Beverage and Scrap Metal Dealers License Applications.

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

(Pursuant to K.S.A. 41-2702, Retail Cereal Malt Beverage License application must be approved by the Governing Body prior to the issuance of the license. Pursuant to TMC 5.170.040 and L. 2011, Ch. 86, Section 2, Scrap Metal Dealer applications have to be approved by the governing body prior to issuance of registration.)

POLICY ISSUE:

None

STAFF RECOMMENDATION:

Approve the licenses.

BACKGROUND:

Pursuant to K.S.A. 41-2702 as amended, license applications for retail cereal malt beverage must be approved by the governing body prior to issuance of the license. Pursuant to TMC 5.170.040 and L. 2011, Ch. 86, Section 2, Scrap Metal Dealer applications have to be approved by the governing body prior to issuance of registration.

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

No Attachments Available



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 20, 2012

Back Print

DATE:	September 11, 2012	
CONTACT PERSON:	Pam Simecka, Finance Director	DOCUMENT #:
SECOND PARTY/SUBJECT:	Arts fund money transfer	PROJECT #:
CATEGORY/SUBCATEGORY		
CIP PROJECT:	No	
ACTION OF COUNCIL:	JOURNAL #:	PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Jim Colson, repealing City of Topeka Code Section 3.55.210, concerning the transfer of money to the arts fund. First Reading.

(Approval would eliminate the requirement to budget \$100,000 for the Arts fund.)

POLICY ISSUE:

Whether or not to eliminate the requirement that the city manager include in his budget an annual appropriation of \$100,000 for the arts fund.

STAFF RECOMMENDATION:

Pass and approve

BACKGROUND:

The office of the arts and the art fund of the city are not active. However, City Code requires the city manager to budget annually \$100,000 for the arts fund. The Council has the discretion whether to appropriate the funds. As there is no office of the arts nor an art fund, this ordinance is no longer necessary.

BUDGETARY IMPACT:

None

SOURCE OF FUNDING:

N/A

ATTACHMENTS:

[Ordinance](#)

Item #21

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by Jim Colson, City Manager, repealing City of Topeka Code § 3.55.210, concerning the transfer of money to the arts fund.

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

Section 1. That section 3.55.210, of The Code of the City of Topeka, Kansas, is hereby repealed.

~~Transfer of general fund moneys to the arts fund for economic development.~~

~~(a) Each year the city manager, or his or her designee, shall calculate the amount of the city's pro rata share of tax revenue it would have received from the tax exemptions reduced by the city council under the provisions of TMC [3.55.090](#)(c).~~

~~(b) The city manager shall, as part of his budget, include the amount of \$100,000 as an appropriation to the arts fund for economic development in the city of Topeka.~~

~~(c) The city council may, in its sole discretion, each year as part of the budget approval process authorize the transfer of general funds to the arts fund in the full amount identified as economic tax exemption savings in the city manager's proposed budget or such lesser amount as the council may authorize.~~

Section 2. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

Section 3. This ordinance shall supersede all ordinances, resolutions or rules, or portions thereof, which are in conflict with the provisions of this ordinance.



A Capital City Government Working For You...

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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 28, 2012

Back Print

DATE:	September 11, 2012	
CONTACT PERSON:	David Thurbon, Planning Director	DOCUMENT #:
SECOND PARTY/SUBJECT:		PROJECT #:
CATEGORY/SUBCATEGORY	013 Ordinances - Codified / 080 Historic Preservation	
CIP PROJECT:	No	
ACTION OF COUNCIL:		JOURNAL #:
		PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by Councilmember Chad Manspeaker, amending City of Topeka Code Section 3.25.100, concerning the historic asset tourism fund and specifically repealing said original section. **First Reading.**

(Approval would allow a portion of the transient guest tax funds to be used for marketing of historic sites and matching of state and federal grants and adding the Topeka Landmarks Commission members to the Historic Tourism Committee.)

POLICY ISSUE:

Proposed changes include:

1. Specifically stating the purpose of the program is to promote tourism.
2. Allow a maximum of 15% of the transient guest tax funds dedicated to this program for marketing and matching of grants.
3. Allows the City Manager to approve expenditures from this fund that are not from the transient guest tax (i.e. other general funds, CDBG funds, donations, etc.)
4. Adds the Landmarks Commission members to the historic tourism committee; the committee that reviews grants and makes recommendations to the Transient Guest Tax Committee.
5. Requires the Transient Guest Tax Committee to appoint members, other than Landmarks Commission members, to the historic tourism committee.

STAFF RECOMMENDATION:

The Transient Guest Tax Committee voted unanimously to recommend approval. The Planning Department also recommends approval.

Item #22

BACKGROUND:

This program provides funding with transient guest tax funds for the preservation of historic assets that attract tourists. Past recipients include: Constitution Hall, Curtis House, Ritchie House, Council of Colored Women's Club Building, Jayhawk Theater. Due to the limited number of properties eligible for this program and the need to identify a source of matching funds for federal and state grants the Transient Guest Tax Committee asked that changes be proposed to the current ordinance.

BUDGETARY IMPACT:

No additional City funds will be obligated. Approval will allow the matching of state and federal grants. Approximately \$200,000 transient guest tax funds will be available next year for awards to local projects.

SOURCE OF FUNDING:

Transient Guest Tax funds.

ATTACHMENTS:

[Memo Explaining Changes](#)

[Ordinance](#)

MEMORANDUM

Planning Department

TO: City Manager, Mayor and City Council
FROM: David Thurbon, Planning Director
DATE: August 28, 2012
SUBJECT: Proposed Ordinance Changes – Historic Asset Tourism Fund

This memorandum outlines the proposed major changes to the Historic Asset Tourism Fund recommended for approval by the City Council's Transient Guest Tax Committee.

Background

This program provides funding with bed tax funds for the preservation of historic assets that attract tourists. Past recipients include: Free State Capital (Constitution Hall), Charles Curtis House, Hale Ritchie House, Topeka Council of Colored Women's Club Building, and Jawhawk Theater. Total awarded to date (FY 2009 through FY 2011) is \$562,029.

The reasons for the ordinance changes are threefold. First, there are a limited number of historic sites that are eligible and have applied for these funds. Second, a wider use of the funds, for marketing and promotion for example, may lead to increased tourism related to the history of Topeka. Third, the State Historic Preservation Office has funds for yearly grants, but they require a 60/40 match.

Proposed Changes

Please see the line numbers on the attached ordinance.

1. Lines 19-23: Change in wording to specifically state the purpose of this program is to "facilitate tourism."
2. Lines 28-33: Allows a maximum of 15% of the funds to be used for marketing and matching of historic preservation related grants. Previously, only brick & mortar type of grants were eligible.
3. Allows the City Manager to approve the expenditure of funds that are not generated by bed tax receipts, such as other general fund dollars that may be budgeted for historic preservation, CDBG funds, funds from foundations, etc. (To date, no other funds have been deposited into the historic grant fund.)
4. Line 46: Adds the Landmarks Commission members to the historic tourism committee. The historic tourism committee reviews applications for funding and makes recommendations to the Transient Guest Tax Committee.
5. Lines 47 through 57: States the Transient Guest Tax Committee shall appoint members to the historic tourism committee and may remove members from the committee. (The bylaws and guidelines of the historic tourism committee will be reviewed for potential revisions, including criteria for replacing members.)

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by Councilmember Chad Manspeaker, amending City of Topeka Code § 3.25.100, concerning the historic asset tourism fund and specifically repealing said original section.

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

Section 1. That section 3.25.100, Historic asset tourism fund, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Historic asset tourism preservation fund.

(a) There is hereby created in the city a special fund to be known as the historic ~~asset tourism~~preservation fund. Moneys from the city's general fund, community block grant funds, ~~any transient guest tax funds allocated to this fund~~, or funds from any other source legally available for such purpose shall be credited to this special fund.

(b) Moneys ~~deposited into this fund~~ shall be expended only on projects of a public heritage tourism benefit located within the city and shall not be expended on projects that are private or primarily commercial in nature, ~~unless open or intended to be open to the public on a regularly scheduled basis~~ that facilitate tourism resulting from the preservation and promotion of the City's historical assets, including but not limited to:

(1) Restoring and preserving sites listed on a local, state or national register of historic sites that are not private or primarily commercial in nature unless open or intended to be open to the public on a regularly scheduled basis.

(2) Marketing the City's historical assets.

(3) Providing financial commitments associated with securing grant funding from government or private sources.

Disbursement of funds for projects identified in subsections (b)(2) and (3) shall not exceed fifteen percent (15%) of the total amount of historic preservation funds allocated for each calendar year.

(c) Projects funded by these funds shall be subject to the review and recommendations of the historic sites for heritage tourism committee ~~(The historic tourism committee) consisting~~ shall:

(1) Make recommendations to the transient guest tax committee which shall determine whether to approve disbursement of transient guest tax funds for projects identified in subsection (b).

(2) Make recommendations to the city manager who shall determine whether to approve disbursement of funds, other than transient guest tax funds, credited to the historic preservation fund for projects identified in subsection (b).

(3) Establish bylaws and guidelines for grant applications, subject to review and approval by the transient guest tax committee.

(d) The historic tourism committee shall consist of the following members:

(a1) ~~Two~~ All members of the landmarks commission;

(b2) ~~Two~~ One members of the Topeka tourism alliance selected by the transient guest tax committee;

(c3) ~~Two~~ One members of the Topeka and Shawnee County area "Freedom's Frontier" heritage tourism alliance selected by the transient guest tax committee; and

(d4) ~~One member~~ The president or designee of the Topeka lodging association;

(5) The chief executive officer or designee of Visit Topeka, Inc.

The individuals selected by the transient guest tax committee shall serve for as long as each is a member of the respective organization identified in subsection (d) or until removed by the transient guest tax committee. The chairperson of the landmarks commission shall chair the historic tourism committee which shall meet at the call of the chairperson.

~~Bylaws for the historic tourism committee, as well as guidelines for grant application and the grant application form, will be established and may be amended by the historic tourism committee, subject to approval by the city council transient guest tax committee.~~

~~The expenditure recommendations of the historic tourism committee, for disbursement of transient guest tax moneys from this fund, shall be forwarded to the city council transient guest tax committee for final approval of the expenditures. The expenditure recommendations of the historic tourism committee, for disbursement of moneys from this fund that are from sources other than transient guest tax, shall be forwarded to the city manager for final approval of the expenditure.~~

Section 2. That original § 3.25.100 of The Code of the City of Topeka, Kansas, is hereby specifically repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

ORD/Historic preservation-Manspeaker 8/20/2012 4



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

July 2, 2012

Back Print

DATE: September 11, 2012

CONTACT PERSON: Mary Feighny, Deputy City Attorney **DOCUMENT #:**

SECOND PARTY/SUBJECT: Scrap Metal Dealer Registration Renewal Fee **PROJECT #:**

CATEGORY/SUBCATEGORY 013 Ordinances - Codified / 001 General Provisions

CIP PROJECT: No

ACTION OF COUNCIL: **JOURNAL #:**

PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Jim Colson, amending City of Topeka Code Section 5.10.300, concerning the renewal fee for scrap metal dealer registration and specifically repealing said original section. First Reading.

(Approval would conform with recent state law (House Bill 2470) authorizing cities to charge between \$25 and \$50 for renewal of registrations.)

POLICY ISSUE:

Whether to enact the amendment necessary to conform with new state law - 2012 Substitute for H.B. 2470.

STAFF RECOMMENDATION:

approve

BACKGROUND:

State law was amended last session to clarify that the renewal fee does not include the original fee (i.e. \$400). (2012 Substitute for House Bill 2470). Accordingly, it's necessary to amend the City renewal fee ordinance to comport with the new state law. State law now authorizes cities to charge between \$25 and \$50 for renewals. Registrations must be renewed every 10 years.

BUDGETARY IMPACT:

Minimal.

Item #23

SOURCE OF FUNDING:

n/a

ATTACHMENTS:

[Ordinance](#)

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by Jim Colson, City Manager, amending City of Topeka Code § 5.10.300, concerning the renewal fee for scrap metal dealer registration and specifically repealing said original section.

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

Section 1. That section 5.10.300, Regulated scrap metal dealer, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Regulated scrap metal dealer.

(a) The initial registration fee for a regulated scrap metal dealer shall be \$400.00.

(b) The renewal fee shall be ~~the fee prescribed in subsection (a) of this section plus an additional fee of \$40.00~~ \$50.00.

Section 2. That original § 5.10.300 of The Code of the City of Topeka, Kansas, is hereby specifically repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

Section 4. This ordinance shall supersede all ordinances, resolutions or rules, or portions thereof, which are in conflict with the provisions of this ordinance.

Section 5. Should any section, clause or phrase of this ordinance be declared invalid by a court of competent jurisdiction, the same shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

PASSED AND APPROVED by the City Council _____.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

August 24, 2012

Back Print

DATE:	September 11, 2012	
CONTACT PERSON:	Nicole Malott	DOCUMENT #:
SECOND PARTY/SUBJECT:	Utility Bill Real Estate Liens	PROJECT #:
CATEGORY/SUBCATEGORY	013 Ordinances - Codified / 126 Special Assessments	
CIP PROJECT:	No	
ACTION OF COUNCIL:	JOURNAL #:	PAGE #:

DOCUMENT DESCRIPTION:

AN ORDINANCE introduced by City Manager Jim Colson, instituting a real estate lien upon certain lots and pieces of ground in Shawnee County, Kansas, to pay the cost for sewage collection and treatment where such payments to the City have not been made due to neglect, failure or refusal to pay, pursuant to K.S.A. 12-808c. First Reading.

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

(Approval would grant permission to collect on delinquent rural wastewater sewer accounts in the amount of \$54,213.94.)

POLICY ISSUE:

Whether to institute liens to collect delinquent utility bills.

STAFF RECOMMENDATION:

Adopt ordinance.

BACKGROUND:

The utility is challenged in collecting past due amounts from sanitary sewer customers outside the city who purchase water from rural water districts and refuse or otherwise fail to pay their sewer bills. Inside the city the utility can protect itself by turning off city water service to customers with delinquent accounts. Since the customers listed in the ordinance live outside the city and are served by rural water districts, the utility does not have the same means of seeking collection of delinquent accounts. State law permits the city to institute a lien on utility customers who are delinquent on their sewer bills.

BUDGETARY IMPACT:

Item #24

Collection of unpaid sewer accounts in the amount of \$54,213.94.

SOURCE OF FUNDING:

Not applicable.

ATTACHMENTS:

[Ordinance](#)

(Published in the Topeka Metro News _____)

ORDINANCE NO. _____

AN ORDINANCE introduced by Jim Colson, City Manager, instituting a real estate lien upon certain lots and pieces of ground in Shawnee County, Kansas, to pay the cost for sewage collection and treatment where such payments to the City have not been made due to neglect, failure or refusal to pay, pursuant to K.S.A. 12-808c.

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

Section 1. That there be and is hereby instituted a real estate lien upon the following described lots and pieces of ground in Shawnee County, Kansas, pursuant to K.S.A. 12-808c:

Property ID Number	Property Owner of Record	Address	Amount
0910204007007000	LORI BARR	4134 NW WALNUT RD	127.95
0910204006015000	DARRELL D BENTON	4131 NW DONDEE LN	107.90
0920301004016000	RANDALL D BILDERBACK	4321 NW WESTGATE RD	284.72
0911101002001000	JUSTIN BRAMLETT	3843 NW DONDEE LN	102.96
0273601007002000	KEVIN W CAUGHRON	5220 NW LINCOLN ST	223.38
0911101006001000	MATTHEW COMBS	3347 NW 38TH TER	1028.58
0910204005017000	SHERRYL COUFAL	3908 NW CHERRY CREEK DR	350.10
0283402003009000	BRIAN E DAPKIEWICZ	4500 NW 50TH CT	756.32
0273601002016000	JOHN & SONYA ECKHOFF	5328 NW GREEN HILLS RD	398.07
0920301010005000	BONNIE L EDWARDS	4330 NW WESTGATE RD	167.00
0283401008005000	TRACY FRANCIS	5200 NW 52ND ST	770.74
0910202006009000	DAVID E. FULLER	3924 NW 44TH TER	349.98
0283402002019060	BARRY GALBRAITH	5203 NW ARROYO DR	184.04
0910202003004010	CHAD I GERHARDT	4428 NW HIAWATHA PL	285.62
0273604003002000	MARK GRAYSON	2014 NW 48TH ST	699.35
0910204007014000	TONYA R GREEVE	4218 NW WALNUT RD	764.60
0283401008009000	LA RAY & CHERYL L HALL	5116 NW 52ND ST	482.16
0273601006008000	JASON R. & TAMARA L. HINTON	5207 NW COURTLAND DR	1023.70
0910204006008000	ANTONETTE T. HUBBLE	4210 NW UNION CT	613.67
0283402003012000	LEWIS & GUADALUPE HUTFLES SR.	4519 NW 50TH CT	1181.59
0920301003010000	KIMBERLY & JASON JARRETT	4521 NW NETHERLAND DR	292.20
0283401008003000	BRUCE A & OLGA M KAHRE	5216 NW 52ND ST	889.25
0283402002014000	AMY L KEE	5033 NW PUEBLO CT	734.92

0273604001051000	JASON F & JAMIE R KRAMER	1641 NW 49TH CT	406.30
0911101003013000	AMBER F. LONG	3708 NW CHERRY CREEK DR	336.55
0273601007004000	MAHNOPLY LLC	5200 NW LINCOLN ST	198.92
0910204005013000	MICHAEL J & DIANE M MALLOY	4115 NW UNION DR	422.17
0910203006012000	JAMES L. MARCHELLO JR.	3912 NW KRYSTEN RD	669.02
0283402001016000	BRANNON MARLOW	5101 NW PUEBLO CT	266.00
0910202007014000	ROBERT G. & SANDRA MATTHEWS	3922 NW MORLEY ST	296.46
0910204005018000	MIKE & MELISSA MCCracken	3914 NW CHERRY CREEK DR	652.10
0911101003011000	KIMBERLEE A MCPHERSON	3718 NW CHERRY CREEK DR	175.08
0910204011018000	DEAN MCWILLIAMS	3929 NW CHERRY CREEK DR	1126.92
0283402002019030	JOSEPH F & E SUE MICHALSKI	5133 NW ARROYO DR	209.64
0920301003005000	MELISSA A. MIKKELSEN	4520 NW WESTGATE RD	680.38
0910204010003000	KEITH T. MOHAN	4011 NW FIELDING RD	389.06
0911101008003000	CHANDLER PEKAREK	3423 NW 38TH TER	876.07
0273502010040000	TERESA A. SALTS	5213 NW STERLING CHASE DR	130.00
0283401002023000	LESLIE SHOFF	5249 NW BRICKYARD RD	344.52
0283402002019050	MATTHEW L & TRISHA R SLIMMER	5145 NW ARROYO DR	1062.79
0910202006001000	LOREN SNELL	4543 NW GERONIMO TRL	362.50
0273601007025000	JENNIFER A. STEINHOFF	5209 NW KENDALL DR	203.18
0273604001044000	CHRIS STUBBLEFIELD	4811 NW REDWOOD DR	743.72
0283401010016000	BREANN SULLIVAN	5320 NW ARROYO DR	207.48
0273502004030000	STEPHANIE TARMAN	3438 NW 49TH TER	416.30
0920301007003000	PATRICIA L TODA	4440 NW MISSION RD	253.66
0910204005002000	JEFFREY & BRANDE TODACK	3411 NW 42ND TER	635.00
0911101004009000	ART R. TURNER	3719 NW CHERRY CREEK DR	682.27
0910204005010000	DELORA K. WATSON	4101 NW DONDEE LN	360.00
0920301002013000	REBECCA J WINDSOR	4541 NW MISSION RD	961.97
0910204007011000	DAVID J & KATHY A WISCHROPP	4206 NW WALNUT RD	294.20
1361403014001030	LORI B. ALLEN	3636 SE PECK RD	\$254.88
1361402006016000	ANDREW BERVET	3812 SE 31ST ST	\$172.50
1311102009002000	JASON BROWN	2300 SE ALEXANDER DR	\$473.93
1311203001012000	REBECCA S BROWN	4705 SE 25TH ST	\$316.92
1361402001010000	TERRI CLARK	2912 SE SKYLARK DR	\$596.54
1311102005019000	STEVEN D. CLOUD	3706 SE 25TH ST	\$201.54
1361402012014000	KENNETH J COPELAND	3800 SE 33RD ST	\$492.80
1351504002003000	CHARLES CRANE	3540 SE 35TH ST	\$151.91
1311102006011000	JASON C CRAWFORD	2330 SE ALAMAR RD	\$142.38
1311104010002000	ARMANDO CRUZ	2720 SE SHAWNEE DR	\$1,185.31
1361401001009000	LEONARD CULLISON	3012 SE STARLITE DR	\$174.08
1351504003027000	MICHAEL C. DAVIS	3521 SE TOMAHAWK CT	\$315.03
1361402007014000	RENALDO DAVIS	3906 SE 31ST ST	\$701.28

1311103006016000	DANIEL M DAY	3742 SE 27TH ST	\$125.25
1351504002029000	MICHELLE & JOSE DE LA ISLA	3501 SE 36TH ST	\$458.93
1311103005005000	RICHARD DUNCAN	2512 SE CROCO RD	\$727.07
1361403005018010	JEANNINE EKLUND	3412 SE WALNUT DR	\$594.06
1361402012023000	EDWIN ELLER	3813 SE 32ND PL	\$182.04
1361404002002000	TOM FLOYD	3310 SE ARBOR DR	\$206.12
1352201007054000	KELLY A FOSTER	3436 SE 39TH TER	\$202.08
1311103005009000	CHARLES GEIST	3640 SE HOWARD DR	\$262.71
1311103005002000	CHARLES J GEIST	2523 SE BLAIR DR	\$307.92
1311102005020000	JOE GONZALEZ	3712 SE 25TH ST	\$256.75
1361404006015000	DENISE M. HAMILTON	3419 SE ARBOR CT	\$141.80
1361401006012000	TRACI D. HARSCH	3225 SE ARBOR DR	\$530.09
1311101003011200	DAVID HENRY	4311 SE 24TH CT	\$712.22
1311104008009000	VALENTINE HERNANDEZ JR.	4350 SE 26TH TER	\$474.78
1311102007005000	PAMELA G HILL	2342 SE CROCO RD	\$725.27
1311104008006000	BILL & PAM HOOK	4320 SE 26TH TER	\$564.33
1311203009001000	JESSICA RENEAU HOOK	4657 SE 26TH TER	\$230.92
1311101003011110	JOSEPH J. HOYTAL JR.	4333 SE 24TH PL	\$389.20
1361403011001030	JENNIFER & JOHN HUDSON	3424 SE BUCKEYE ST	\$785.32
1361402003006000	CHARLES O. JESTER	2936 SE MEADOWVIEW DR	\$137.28
1361401001023000	PETER & TRACY JONES	3201 SE DOWNING DR	\$452.57
1361403003006000	ERIC W KENNARD	3314 SE MEADOWVIEW DR	\$678.06
1311104010006000	STANLEY J. KMIEC	4320 SE 28TH ST	\$1,054.67
1311102004002000	MELISSA L LEWIS	3900 SE 23RD TER	\$121.89
1311104002046000	MELVIN LEWIS	2529 SE SHAWNEE DR	\$338.00
1311103002009000	ERNEST STEVE LONGSTAFF	3820 SE HOWARD DR	\$470.43
1361403001007004	EVAN LOY	3310 SE BUCKEYE ST	\$366.34
1361404007001000	CHARLES MARKT	3927 SE 34TH ST	\$344.12
1361401010011000	PERRY MARNEY	4112 SE 33RD ST	\$104.00
1083401003001000	KELSEY M MCGINLEY	3624 SE 2ND ST	\$403.24
1311102005029000	JAMIE L MEREDITH	2325 SE ALEXANDER DR	\$213.69
1361403008008050	RHONDA D. MOTEN	3536 SE PECK RD	\$104.00
1311203001014000	ERIN C MYERS	4713 SE 25TH ST	\$260.40
1361403006002000	JANET S. NEVELS	3501 SE WINSTON DR	\$104.00
1311103007017000	HEATHER & SEAN NUNAMAKER	2643 SE CONNIE DR	\$481.50
1361403001003004	KRISTIN Y. PERCELL	3906 SE 33RD TER	\$698.29
1361403014001090	DIANA L & DEREK POMEROY	3613 SE PECK RD	\$341.75
1311103002016000	SALLY PRITCHETT	2537 SE CONNIE DR	\$814.82
1361403014003000	STACIE RAINE	3600 SE WALNUT DR	\$478.34
1351504002011000	DEBRA L. RAMIREZ	3510 SE 35TH ST	\$751.55
1361401004001000	DALLAS MAYROSE RATLIFF	3019 SE BURTON ST	\$221.29
1311101009031000	RYAN & PAULA REYNOLDS	2252 SE MOOREFIELD CT	\$413.26

Section 2. That the City Clerk shall certify a copy of this Ordinance and deliver the same to the County Clerk of Shawnee County, Kansas, who shall place the several amounts mentioned in Section 1 of this Ordinance upon the tax rolls of said County to be collected as one tax in the same manner as other taxes and assessments are collected.

PASSED AND APPROVED by the Governing Body _____.

William W. Bunten, Mayor

Brenda Younger, City Clerk



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Council Action Form

Council Chambers
214 SE 8th Street
Topeka, Kansas 66603

July 27, 2012

Back Print

DATE:	September 11, 2012	
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

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214 SE 8th Street
Topeka, Kansas 66603

July 27, 2012

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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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214 SE 8th Street
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July 27, 2012

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DATE:	September 11, 2012	
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CATEGORY/SUBCATEGORY		
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STAFF RECOMMENDATION:

BACKGROUND:

BUDGETARY IMPACT:

SOURCE OF FUNDING:

ATTACHMENTS:

No Attachments Available



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214 SE 8th Street
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July 27, 2012

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DATE:	September 11, 2012	
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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