

# CITY OF VALLEY CENTER

## FINAL AGENDA

June 10, 2010

*THE CITY COUNCIL SHALL HOLD ITS REGULAR MEETINGS IN THE COUNCIL CHAMBER IN THE CITY HALL, LOCATED AT 121 S. MERIDIAN, BEGINNING AT 7:00 P.M.*

**June 15, 2010**

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **INVOCATION: MINISTERIAL ALLIANCE**
4. **PLEDGE OF ALLEGIANCE**
5. **APPROVAL OF AGENDA p 3**
6. **CLERKS AGENDA p 4**
  - A. Minutes p 4
    - June 1, 2010 Council Meeting p 5
    - June 8, 2010 Special Council Meeting p 8
  - B. Appropriation Ordinance p 10
  - C. Treasurer's Report, May 2010 p 16
7. **PRESENTATIONS / PROCLAMATIONS p 18**
  - A. Business Merit Award Presentations p 18
8. **PUBLIC FORUM** (*Citizen input and requests*) p 18
9. **APPOINTMENTS, COMMITTEES and COMMISSIONS p 18**
  - A. Minutes for Council Review p 18
    - Site Plan Review Committee p 19
    - Library Board p 21
10. **OLD BUSINESS p 22**
  - A. Ordinance No. 1187-10: Cell Phone Usage, 1<sup>st</sup> Reading p 23
11. **NEW BUSINESS p 26**
  - A. Unsafe Structure Case p 26
    - Memo and Case Evidence p 27 - 36
  - B. Ordinance 1205-10 p 37
  - C. Consideration of Bids for Industrial Park 2<sup>nd</sup> Addition, Sanitary Sewer p 43
12. **CONSENT AGENDA p 45**
  - A. Revenue Expense Report May 2010 p 46
  - B. LifePoint Church- request for use of park p 59
13. **STAFF REPORTS p 61**
14. **GOVERNING BODY REPORTS p 67**
15. **ADJOURN**

*All items listed on this agenda are potential action items unless otherwise noted. The agenda may be modified or changed at the meeting without prior notice.*

*At anytime during the regular City Council meeting, the City Council may meet in executive session for consultation concerning several matters (real estate, litigation, not-elected personnel and security).*

*This is an open meeting, open to the public, subject to the Kansas Open Meetings Act (KOMA). The City of Valley Center is committed to providing reasonable accommodations for persons with disabilities upon request of the individual. Individuals with disabilities requiring an accommodation to attend the meeting should contact the City Clerk in a timely manner, at [cityclerk@valleycenter-ks.org](mailto:cityclerk@valleycenter-ks.org) or by phone at (316)755-7310.*

*For Additional information on any item on the agenda, please visit [www.valleycenter-ks.org](http://www.valleycenter-ks.org) or call (316) 755-7310.*

## **APPROVAL OF AGENDA**

### **RECOMMENDED ACTION:**

Staff recommends motion to approve the agenda as presented / amended.

## **CLERK'S AGENDA**

### **A. MINUTES:**

Attached are the Minutes from the June 1, 2010 Regular Council Meeting and June 8, 2010 Special Meeting as prepared by the City Clerk.

### **RECOMMENDED ACTION:**

Staff recommends motion to approve the June 1, 2010 Regular Council Meeting Minutes as presented / amended

REGULAR COUNCIL MEETING  
JUNE 1, 2010  
CITY HALL  
121 S. MERIDIAN

Mayor McNown called the meeting to order at 7:00 p.m. with the following members present: Kate Jackson, Marci Maschino, Cheryl Nordstedt, Bruce Campbell (arrived at 7:04), Lou Cicirello, Harrison Gerling, Al Hobson and Lionel Jackson.

Members absent: None

Staff Present: Kristine Polian, City Clerk  
Richard Dunn, City Superintendent  
Lonnie Tormey, Fire Chief  
Mark Hephner, Police Chief  
Neal Owings, Parks Superintendent  
Eldon Miller, Community Development Officer  
Mike Kelsey, City Engineer  
Barry Arbuckle, City Attorney

Press present: The Ark Valley News

**APPROVAL OF THE AGENDA**

Maschino moved, second by K. Jackson, to approve the Agenda as presented. Vote yea: unanimous. Motion carried.

**CLERK'S AGENDA**

MINUTES- MAY 18, 2010

Nordstedt moved, second by Cicirello, to approve the Minutes from the May 18, 2010 Regular Council Meeting as presented. Vote yea: unanimous. Motion carried.

APPROPRIATION ORDINANCE- 06/01/10

Hobson moved, second by L. Jackson, to approve Appropriation Ordinance No. 06/01/10 as presented. Vote yea: unanimous. Motion carried.

**PRESENTATIONS AND PROCLAMATIONS**

METROPOLITAN TRANSPORTATION PLAN 2035 PRESENTATION

Christine Sondej from the Wichita Area Metropolitan Planning Organization went through the 2035 Metropolitan Transportation Plan. The Plan is in the final phases, so WAMPO is going to communities around the Wichita area asking for comments before the Plan is implemented.

**COMMITTEES AND COMMISSIONS AND APPOINTMENTS**

APPOINTMENT TO THE VALLEY CENTER RECREATION COMMISSION

Mayor McNown appointed David Mellinger to the Valley Center Recreation Commission.

Cicirello moved, second by Hobson, to approve the appointment of David Mellinger to the Valley Center Recreation Commission. Vote yea: unanimous. Motion carried.

#### MINUTES FOR COUNCIL REVIEW

Planning Commission/ Board of Zoning Appeals

#### **OLD BUSINESS**

##### DINGMAN ADDITION

Hobson moved, second Cicirello, to accept any and all dedications in the plan and authorize Mayor to sign. Vote yea: unanimous. Motion carried.

Hobson moved, second by Cicirello, to approve the Developer's Agreement and authorize the Mayor to sign. Vote yea: unanimous. Motion carried.

##### CELL PHONE USAGE

Hobson said he thought it would be difficult for police officers to differentiate between drivers using their phones for texting or talking purposes.

Nordstedt stated she was not comfortable adopting an Ordinance that was not included in the Agenda and which she had not seen since December 2009.

Cicirello moved, second by Hobson, to adopt Ordinance 1187-10 for first reading. Vote yea: K. Jackson, Cicirello, Gerling and Hobson. Opposed: Maschino, Nordstedt, Campbell and L. Jackson. Mayor opposed to break the tie. Motion denied.

Nordstedt moved, second by L. Jackson, to put Ordinance 1187-10 on the June 15, 2010 Agenda. Vote yea: K. Jackson, Nordstedt, Campbell, Cicirello, Gerling, Hobson and L. Jackson. Opposed: Maschino. Motion carried.

#### **NEW BUSINESS**

##### VALLEY CENTER RECREATION COMMISSION P.U.D. PLAN

Maschino moved, second by Cicirello, to accept any and all dedications in the plan and authorize the Mayor to sign. Vote yea: unanimous. Motion carried.

Maschino moved, second by Cicirello, to approve the Developer's Agreement and authorize the Mayor to sign. Vote yea: unanimous. Motion carried.

##### SALE OF GENERAL OBLIGATION BONDS, SERIES 2010-1: ORDINANCE 1204-10

Maschino moved, second by Hobson, to adopt Ordinance 1204-10 authorizing and providing for the issuance of General Obligation Refunding and Improvement Bonds, Series 2010-1. Vote yea: unanimous. Motion carried.

SALE OF GENERAL OBLIGATION BONDS, SERIES 2010-1: RESOLUTION 572-10

Maschino moved, second by L. Jackson, to adopt Resolution 572-10 prescribing the form and details of and authorizing and directing the sale and delivery of General Obligation Refunding and Improvement Bonds, Series 2010-1. Vote yea: unanimous. Motion carried.

SALE OF TEMPORARY NOTES, SERIES 2010-1: RESOLUTION 573-10

Cicirello moved, second by Campbell, to adopt Resolution 573-10 authorizing and directing the issuance, sale and delivery of General Obligation Temporary Notes, Series 2010-1. Vote yea: unanimous. Motion carried.

BUDGET WORKSHOP

L. Jackson moved, second by Maschino, to establish 6 P.M. June 8, 2010 at Valley Center City Hall as time, date and place for a Budget Workshop. Vote yea: unanimous. Motion carried.

**CONSENT AGENDA**

Cicirello moved, second by Hobson, to approve the Consent Agenda as presented. Vote yea: unanimous. Motion carried.

**STAFF REPORTS**

CITY ENGINEER KELSEY

Said the bid date has been set for June 9 for the Industrial Park 2<sup>nd</sup> Addition Sewer project. Also said there will be surveyors in the City all week doing survey work for the sewer rehab project.

**GOVERNING BODY REPORTS**

COUNCILMEMBER CICIRELLO

Asked who will be removing the trees for the Meadow Road sidewalk project, since there still appears to be trees hindering the project.

Kelsey stated if trees need to be moved the contractor will move them.

Maschino moved, second by Nordstedt, to adjourn the meeting. Vote yea: unanimous. Motion carried.

**Meeting adjourned at 7:38 p.m.**

---

**Kristine Polian, City Clerk**

SPECIAL COUNCIL MEETING  
JUNE 8, 2010  
CITY HALL  
121 S. MERIDIAN

Mayor McNown called the meeting to order at 6:00 p.m. with the following members present: Kate Jackson, Marci Maschino, Cheryl Nordstedt, Bruce Campbell, Lou Cicirello, Al Hobson and Lionel Jackson.

Members absent: Harrison Gerling

Staff Present: Joel Pile, City Administrator  
Kristine Polian, City Clerk  
Mark Hephner, Police Chief  
Robert Tormey, Fire Captain  
Eldon Miller, Community Development Officer

Press present: None

GENERAL OBLIGATION BOND SERIES 2010-1 RESOLUTION REPEAL

Joe Norton with Gilmore and Bell explained that a portion of the recent General Obligation Bonds Series 2010-1 was supposed to be sold as taxable and was sold as tax-exempt. Said this was why he was asking Council to repeal Resolution 572-10 and adopt Resolution 572a-10 in its place.

Cicirello moved, second by Hobson, to adopt Resolution 572a-10 and repeal 572-10 which was adopted June 1, 2010. Vote yea: unanimous. Motion carried.

EXCEPTION TO FIREWORKS PERMIT

Jacob Marietta from Wholesale Fireworks asked the Council to consider giving his company a permit to sell fireworks within the City, regardless of getting his application in 2 days late. Said it was an oversight on their part and really hopes the City will overlook it this year and give them an exception to City Code.

Cicirello stated he did not have a problem giving the company a permit but thinks a penalty should be charged.

Hobson stated he thinks the Ordinance should be followed and no exception be given.

Maschino moved, second by Cicirello, to grant an exception to City Code and give Wholesale Fireworks their 2010 permit to sell fireworks within the City. Vote yea: K. Jackson, Maschino, Nordstedt, Campbell, Cicirello and L. Jackson. Opposed: Hobson. Motion carried.

Mayor called for a break for 10 minutes at 6:22 p.m.

BUDGET WORKSHOP

Mayor and Council discussed their priorities for the 2011 Budget, which will aid Staff in the budget process.

Becky Wolfe facilitated a discussion on communication so the Governing Body could work more efficiently and effectively.

Maschino moved, second by K. Jackson, to adjourn the meeting. Vote yea: unanimous. Motion carried.

Meeting adjourned at 8:22.

---

Kristine A. Polian, City Clerk

## **CLERK'S AGENDA**

### **B. APPROPRIATION ORDINANCE:**

Below is the proposed Appropriation Ordinance for June 15, 2010 as prepared by City Staff.

#### June 15, 2010 Appropriation

Expenses	<u>\$ 90,956.75</u>
Total	<b>\$ 90,956.75</b>

### RECOMMENDED ACTION:

Staff recommends motion to approve the June 15, 2010 Appropriation Ordinance as presented / amended.

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT_
A T & T	1817 736	GENERAL FUND	POLICE	73.52
	1818 249	GENERAL FUND	EMERGENCY COMMUNICATIO	73.52
	0987 961	GENERAL FUND	EMERGENCY COMMUNICATIO	147.04
	1821 247	WATER OPERATING	NON-DEPARTMENTAL	295.13
	0184 314	WATER OPERATING	NON-DEPARTMENTAL	312.61_
	TOTAL:			901.82
ACCENT PAINTING & DECORATING	PAINT POOL BLDGS	GENERAL FUND	PARKS AND PUBLIC GROUN	10,013.00_
			TOTAL:	10,013.00
ADMIN PRO	FSA MO ADMIN & FEE	GENERAL FUND	ADMINISTRATION	136.50_
			TOTAL:	136.50
ATHISHWIN	REIMBURSEMENT - COURT	GENERAL FUND	NON-DEPARTMENTAL	270.00_
			TOTAL:	270.00
BURWELL CONSTRUCTION & ROOFING INC	ROOFING VC POOL BLDGS	GENERAL FUND	PARKS AND PUBLIC GROUN	13,015.25_
			TOTAL:	13,015.25
CATHY SEXTON	5/5-6/6 SR COOR SVCS	GENERAL FUND	PARKS AND PUBLIC GROUN	1,060.00_
			TOTAL:	1,060.00
CIVIC PLUS	SPAM FEE & E-MAIL HOSTING	GENERAL FUND	ADMINISTRATION	108.18
	SPAM FEE & E-MAIL HOSTING	GENERAL FUND	LEGAL & MUNICIPAL COUR	12.73
	SPAM FEE & E-MAIL HOSTING	GENERAL FUND	COMMUNITY DEVELOPMENT	6.36
	SPAM FEE & E-MAIL HOSTING	GENERAL FUND	POLICE	127.27
	SPAM FEE & E-MAIL HOSTING	GENERAL FUND	FIRE	165.46
	SPAM FEE & E-MAIL HOSTING	GENERAL FUND	EMERGENCY COMMUNICATIO	50.91
	SPAM FEE & E-MAIL HOSTING	GENERAL FUND	PARKS AND PUBLIC GROUN	25.46
	SPAM FEE & E-MAIL HOSTING	GENERAL FUND	ENVIRONMENTAL SERVICES	6.36
	SPAM FEE & E-MAIL HOSTING	SPECIAL HIGHWAY	SPECIAL HIGHWAY	12.73
	SPAM FEE & E-MAIL HOSTING	WATER OPERATING	NON-DEPARTMENTAL	31.82
	SPAM FEE & E-MAIL HOSTING	STORMWATER UTILITY	INVALID DEPARTMENT	6.36
	SPAM FEE & E-MAIL HOSTING	SEWER OPERATING	NON-DEPARTMENTAL	6.36_
		TOTAL:		560.00
	COX COMMUNICATIONS	INTERNET; IP ADDRESS	GENERAL FUND	ADMINISTRATION
BUSINESS CABLE SVCS		GENERAL FUND	ADMINISTRATION	34.81
INTERNET-LEGAL		GENERAL FUND	LEGAL & MUNICIPAL COUR	15.80
INTERNET; IP ADDRESS		GENERAL FUND	COMMUNITY DEVELOPMENT	18.58
INTERNET-POLICE		GENERAL FUND	POLICE	15.80
INTERNET-FIRE		GENERAL FUND	FIRE	15.80
INTERNET-EMER COMM		GENERAL FUND	EMERGENCY COMMUNICATIO	15.80
INTERNET-ENVIRONME		GENERAL FUND	ENVIRONMENTAL SERVICES	15.80_
	TOTAL:		243.76	
DRS CRUMM & TODD, PA	RESTITUTION	GENERAL FUND	NON-DEPARTMENTAL	10.00
	APR 2010 RESTITUTION	GENERAL FUND	NON-DEPARTMENTAL	20.00_
			TOTAL:	30.00
ING LIFE INSURANCE & ANNUITY CO	6-4-10 BW ING 0159	GENERAL FUND	NON-DEPARTMENTAL	50.00
	6-4-10 BW ING 7047	GENERAL FUND	NON-DEPARTMENTAL	15.00
	6-4-10 BW ING 9889	GENERAL FUND	NON-DEPARTMENTAL	350.00
	6-4-10 BW ING 1325	GENERAL FUND	NON-DEPARTMENTAL	12.00
	6-4-10 BW ING 2230	GENERAL FUND	NON-DEPARTMENTAL	50.00
	6-4-10 BW ING 9681	GENERAL FUND	NON-DEPARTMENTAL	100.00

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT_
	6-4-10 BW ING 5676	GENERAL FUND	NON-DEPARTMENTAL	25.00
	6-4-10 BW ING 1112	GENERAL FUND	NON-DEPARTMENTAL	20.00
	6-4-10 BW ING 8830	SPECIAL HIGHWAY	NON-DEPARTMENTAL	15.00
	6-4-10 BW ING 2852	WATER OPERATING	NON-DEPARTMENTAL	12.50
	6-4-10 BW ING 0649	WATER OPERATING	NON-DEPARTMENTAL	200.00_
			TOTAL:	849.50
INTRUST BANK N.A.	FED W/H - GENERAL	GENERAL FUND	NON-DEPARTMENTAL	82.13
	FICA & MEDIC - GENER	GENERAL FUND	NON-DEPARTMENTAL	268.36
	EMP FED TAX W/H-GEN	GENERAL FUND	NON-DEPARTMENTAL	3,643.86
	EMP FICA & MEDI - GE	GENERAL FUND	NON-DEPARTMENTAL	3,492.43
	EMPR BEN MEDIC-GEN	EMPLOYEE BENEFITS	NON-DEPARTMENTAL	51.09
	EMPR BEN FICA - GEN	EMPLOYEE BENEFITS	NON-DEPARTMENTAL	217.27
	EMPR BEN MEDIC-GEN	EMPLOYEE BENEFITS	NON-DEPARTMENTAL	661.97
	EMPR BEN FICA - GEN	EMPLOYEE BENEFITS	NON-DEPARTMENTAL	2,830.46
	EMP FED TAX W/H-STG	SPECIAL HIGHWAY	NON-DEPARTMENTAL	354.77
	EMP FICA & MEDI - ST	SPECIAL HIGHWAY	NON-DEPARTMENTAL	421.80
	EMPR BEN MEDIC-STG	SPECIAL HIGHWAY	SPECIAL HIGHWAY	79.95
	EMPR BEN FICA - STG	SPECIAL HIGHWAY	SPECIAL HIGHWAY	341.85
	EMP FED TAX W/H-WA	WATER OPERATING	NON-DEPARTMENTAL	780.44
	EMP FICA & MEDI - WA	WATER OPERATING	NON-DEPARTMENTAL	704.32
	EMPR BEN MEDIC-WA	WATER OPERATING	NON-DEPARTMENTAL	133.49
	EMPR BEN FICA - WA	WATER OPERATING	NON-DEPARTMENTAL	570.83
	EMP FED TAX W/H-SW	SEWER OPERATING	NON-DEPARTMENTAL	221.27
	EMP FICA & MEDI - SW	SEWER OPERATING	NON-DEPARTMENTAL	219.14
	EMPR BEN MEDIC-SWR	SEWER OPERATING	NON-DEPARTMENTAL	41.53
	EMPR BEN FICA - SWR	SEWER OPERATING	NON-DEPARTMENTAL	177.61_
			TOTAL:	15,294.57
JACKIE BROWN	MAY 2010 MILEAGE REIMBURS	GENERAL FUND	ADMINISTRATION	6.90_
			TOTAL:	6.90
JOEL D PILE	MAY 2010 MILEAGE REIMBURS	GENERAL FUND	ADMINISTRATION	168.50_
			TOTAL:	168.50
KANSAS DEPT OF REVENUE	MAY 2010 PAYROLL-KS W/H	GENERAL FUND	NON-DEPARTMENTAL	1,882.62
	JUN 1-15 KW-5 TAX W/H	GENERAL FUND	NON-DEPARTMENTAL	1,815.65
	MAY 16-31 2010 KW-5 W/H	SPECIAL HIGHWAY	NON-DEPARTMENTAL	191.69
	JUN 1-15 KW-5 TAX W/H	SPECIAL HIGHWAY	NON-DEPARTMENTAL	179.72
	MAY 16-31 2010 KW-5 W/H	WATER OPERATING	NON-DEPARTMENTAL	463.99
	JUN 1-15 KW-5 TAX W/H	WATER OPERATING	NON-DEPARTMENTAL	432.37
	MAY 2010 KS ST-36 TAXES	WATER OPERATING	NON-DEPARTMENTAL	360.58
	MAY 16-31 2010 KW-5 W/H	SEWER OPERATING	NON-DEPARTMENTAL	133.78
	JUN 1-15 KW-5 TAX W/H	SEWER OPERATING	NON-DEPARTMENTAL	97.87_
			TOTAL:	5,558.27
KANSAS OFFICE OF THE TREASURER	MAR L E T D V	GENERAL FUND	NON-DEPARTMENTAL	558.92
	MAR JUDGES TRNG	GENERAL FUND	NON-DEPARTMENTAL	14.71
	REINSTATEMENT FEES	GENERAL FUND	NON-DEPARTMENTAL	59.00
	4/2010 MO COURT FEES	GENERAL FUND	NON-DEPARTMENTAL	733.08
	4/2010 MO COURT FEES	GENERAL FUND	NON-DEPARTMENTAL	19.29
	4/2010 MO COURT FEES	GENERAL FUND	NON-DEPARTMENTAL	59.00_
			TOTAL:	1,444.00
KANSAS PAYMENT CENTER	6-4-10 BW 98D002573	GENERAL FUND	NON-DEPARTMENTAL	110.31
	6-4-10 BW 06DM000961	GENERAL FUND	NON-DEPARTMENTAL	150.00

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT_
	6-4-10 BW 06DM000734	GENERAL FUND	NON-DEPARTMENTAL	112.00
	6-4-10 BW 07DM000222	GENERAL FUND	NON-DEPARTMENTAL	221.54
	6-4-10 BW 05DM06422	WATER OPERATING	NON-DEPARTMENTAL	204.50
	6-4-10 BW 06DM006517	WATER OPERATING	NON-DEPARTMENTAL	374.39_
			TOTAL:	1,172.74
KPERS	EMP DEDUCT - GENERAL	GENERAL FUND	NON-DEPARTMENTAL	1,952.63
	EMPR DEDUCT - GEN	EMPLOYEE BENEFITS	NON-DEPARTMENTAL	2,678.95
	EMP DEDUCT - SP STS	SPECIAL HIGHWAY	NON-DEPARTMENTAL	243.79
	EMPR DEDUCT - STS	SPECIAL HIGHWAY	SPECIAL HIGHWAY	305.36
	EMP DEDUCT - WATER	WATER OPERATING	NON-DEPARTMENTAL	417.49
	EMPR DEDUCT - WTR	WATER OPERATING	NON-DEPARTMENTAL	539.61
	EMP DEDUCT - SEWER	SEWER OPERATING	NON-DEPARTMENTAL	122.85
	EMPR DEDUCT - SWR	SEWER OPERATING	NON-DEPARTMENTAL	188.58_
			TOTAL:	6,449.26
KWIK SHOP	RESTITUTION	GENERAL FUND	NON-DEPARTMENTAL	340.00_
			TOTAL:	340.00
LAURIE B. WILLIAMS	6-4-10 BW 09-14039	GENERAL FUND	NON-DEPARTMENTAL	55.00
	6-4-10 BW 081002813	WATER OPERATING	NON-DEPARTMENTAL	273.04_
			TOTAL:	328.04
LKM - LEAGUE OF KANSAS MUNICIPALITIES	MLA TRNG-CIVILITY & PUB S	GENERAL FUND	ADMINISTRATION	75.00_
			TOTAL:	75.00
MANSFIELD OIL CO	4/30-5/6/10 FUEL PURCHASE	GENERAL FUND	FIRE	54.52
	4/30-5/6/10 FUEL PURCHASE	GENERAL FUND	PARKS AND PUBLIC GROUN	72.69
	4/30-5/6/10 FUEL PURCHASE	EQUIPMENT RESERVE	NON-DEPARTMENTAL	6,535.30
	4/30-5/6/10 FUEL PURCHASE	WATER OPERATING	NON-DEPARTMENTAL	322.68_
			TOTAL:	6,985.19
MEGAN N BRANSON	2/12-5/21 KPERS REIMBURSE	GENERAL FUND	NON-DEPARTMENTAL	121.62_
			TOTAL:	121.62
P B HOIDALE CO INC	FIRE	GENERAL FUND	FIRE	24.84
	PARKS	GENERAL FUND	PARKS AND PUBLIC GROUN	24.83
	USD 262	EQUIPMENT RESERVE	NON-DEPARTMENTAL	24.84
	SPECIAL HIGHWAYS	SPECIAL HIGHWAY	SPECIAL HIGHWAY	24.83
	WATER	WATER OPERATING	NON-DEPARTMENTAL	24.83
	SEWER	SEWER OPERATING	NON-DEPARTMENTAL	24.83_
			TOTAL:	149.00
P E C	4/2010 MISC SVCS	GENERAL FUND	ADMINISTRATION	2,395.65
	FORD ST PUD & HYD EV	CAPITAL PROJECTS F	69 ACRE - LAND ACQUISI	6,965.00
	VALL CRK 2ND PAVING	CAPITAL PROJECTS F	V Creek 2nd;Paving/Dra	2,105.63
	VALL CRK 2ND WATER	CAPITAL PROJECTS F	V Creek 2nd; Water Mai	6,171.42_
			TOTAL:	17,637.70
RESTORATION & WATERPROOFING	POOL REPAIR FOR SEASON	GENERAL FUND	PARKS AND PUBLIC GROUN	6,850.00_
			TOTAL:	6,850.00
SECURITY BENEFIT	6-4-10 BW 6130428913	GENERAL FUND	NON-DEPARTMENTAL	25.00
	6-4-10 BW 6130425556	GENERAL FUND	NON-DEPARTMENTAL	25.00
	6-4-10 BW 6130426484	GENERAL FUND	NON-DEPARTMENTAL	25.00_
			TOTAL:	75.00

VENDOR NAME	DESCRIPTION	FUND	DEPARTMENT	AMOUNT_
TIM HENSON	CLN YD - 500 N PARK	GENERAL FUND	ENVIRONMENTAL SERVICES	50.00_
			TOTAL:	50.00
VALLEY CENTER POSTMASTER	PO BOX ANNUAL RENEWAL	GENERAL FUND	PARKS AND PUBLIC GROUN	70.00_
			TOTAL:	70.00
VANTAGEPOINT TRANS AGENTS	6-4-10 ICMA-RC 6560	GENERAL FUND	NON-DEPARTMENTAL	10.00
	6-4-10 ICMA-RC 5676	GENERAL FUND	NON-DEPARTMENTAL	50.00
	6-4-10 ICMA-RC 1923	GENERAL FUND	NON-DEPARTMENTAL	25.00_
			TOTAL:	85.00
VERIZON WIRELESS	MO MOBILE BROADBAND	GENERAL FUND	ADMINISTRATION	88.60
	MO MOBILE BROADBAND	GENERAL FUND	ADMINISTRATION	65.06
	MO MOBILE BROADBAND	GENERAL FUND	COMMUNITY DEVELOPMENT	65.06_
			TOTAL:	218.72
WASTE MANAGEMENT OF WICHI	JUN 2010 CITY TRASH SVCS	GENERAL FUND	ADMINISTRATION	74.17
	JUN 2010 CITY TRASH SVCS	GENERAL FUND	LEGAL & MUNICIPAL COUR	16.35
	JUN 2010 CITY TRASH SVCS	GENERAL FUND	POLICE	16.35
	JUN 2010 CITY TRASH SVCS	GENERAL FUND	FIRE	16.35
	JUN 2010 CITY TRASH SVCS	GENERAL FUND	EMERGENCY COMMUNICATIO	16.35
	JUN 2010 CITY TRASH SVCS	GENERAL FUND	PARKS AND PUBLIC GROUN	358.02
	JUN 2010 CITY TRASH SVCS	GENERAL FUND	ENVIRONMENTAL SERVICES	16.35
	JUN 2010 CITY TRASH SVCS	SPECIAL HIGHWAY	SPECIAL HIGHWAY	46.60
	JUN 2010 CITY TRASH SVCS	WATER OPERATING	NON-DEPARTMENTAL	46.60
	JUN 2010 CITY TRASH SVCS	SEWER OPERATING	NON-DEPARTMENTAL	190.25_
			TOTAL:	797.39

===== FUND TOTALS =====

010	GENERAL FUND	52,565.06
110	EMPLOYEE BENEFITS	6,439.74
127	EQUIPMENT RESERVE	6,560.14
150	SPECIAL HIGHWAY	2,218.09
350	CAPITAL PROJECTS FUND	15,242.05
610	WATER OPERATING	6,501.22
612	STORMWATER UTILITY FUND	6.36
620	SEWER OPERATING	1,424.07

-----  
 GRAND TOTAL: 90,956.73  
 -----

SELECTION CRITERIA

-----  
SELECTION OPTIONS

VENDOR SET: 01-CITY OF VALLEY CENTER  
VENDOR: All  
CLASSIFICATION: All  
BANK CODE: All  
ITEM DATE: 0/00/0000 THRU 99/99/9999  
ITEM AMOUNT: 9,999,999.00CR THRU 9,999,999.00  
GL POST DATE: 5/25/2010 THRU 6/07/2010  
CHECK DATE: 0/00/0000 THRU 99/99/9999

-----  
PAYROLL SELECTION

PAYROLL EXPENSES: NO  
CHECK DATE: 0/00/0000 THRU 99/99/9999

-----  
PRINT OPTIONS

PRINT DATE: None  
SEQUENCE: By Vendor Name  
DESCRIPTION: Distribution  
GL ACCTS: NO  
REPORT TITLE: COUNCIL REPORT 6-15-10 MTG PKT  
SIGNATURE LINES: 0

-----  
PACKET OPTIONS

INCLUDE REFUNDS: YES  
INCLUDE OPEN ITEM:NO  
-----

## **CLERK'S AGENDA**

### **C. TREASURER'S REPORT, MAY 2010:**

#### **RECOMMENDED ACTION:**

Staff recommends motion to receive and file the May 2010 Treasurer's Report.

FUND	BEGINNING CASH BALANCE	RECEIVABLES & NET ASSETS	PERIOD REVENUES	PAYABLES & NET LIABILITIES	PERIOD EXPENDITURES	ENDING CASH BALANCE	Y-T-D ENCUMBRANCE	UNENCUMBERED CASH BALANCE
GENERAL FUND	483,123.92	0.00	115,816.76 (	3,822.45)	159,960.85	442,802.28	5,659.79	437,142.49
SPECIAL PARKS AND REC	3,647.50	0.00	0.00	0.00	0.00	3,647.50	0.00	3,647.50
SPECIAL ALCOHOL AND DRUG	3,647.49	0.00	0.00	0.00	0.00	3,647.49	0.00	3,647.49
EMPLOYEE BENEFITS	43,990.67	0.00	3,151.74	0.00	45,128.17	2,014.24	0.00	2,014.24
FLEXIBLE SPENDING ACCT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
FIRE VEHICLE REPLACEMENT	640.30	0.00	0.00	0.00	0.00	640.30	0.00	640.30
BUILDING EQUIP RESERVE	111,177.90	0.00	0.00	0.00	0.00	111,177.90	0.00	111,177.90
EQUIPMENT RESERVE	239,057.45	0.00	6,768.45	0.00	10,457.76	235,368.14	0.00	235,368.14
PUBLIC WORKS BUILDING	8,627.24	0.00	0.00	0.00	0.00	8,627.24	0.00	8,627.24
LIBRARY	16,457.57	0.00	0.00	0.00	0.00	16,457.57	0.00	16,457.57
SPECIAL HIGHWAY	368,042.03	0.00	38,800.05 (	122.95)	21,961.00	385,004.03	0.00	385,004.03
EMERG EQUIPMENT RESERVE	94,177.17	0.00	0.00	0.00	0.00	94,177.17	0.00	94,177.17
PAYROLL CLEARING FUND	37.62	0.00	0.00	0.00	0.00	37.62	0.00	37.62
ACTIVE AGING GRANT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
PARK BEAUTIFICATION	2,454.66	0.00	0.00	0.00	0.00	2,454.66	0.00	2,454.66
BUSINESS IMPROVEMENT DIST	1,143.50	0.00	0.00	0.00	0.00	1,143.50	0.00	1,143.50
D.A.R.E.	1,865.44	0.00	0.00	0.00	0.00	1,865.44	0.00	1,865.44
VETERANS FLAG REWARD FUND	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DRUG TAX DIST	4,923.53	0.00	0.00	0.00	0.00	4,923.53	0.00	4,923.53
LAW ENFORCEMENT BLOCK GR	2,500.00	0.00	0.00	0.00	0.00	2,500.00	0.00	2,500.00
ADSAP	1,566.94	0.00	60.71	0.00	0.00	1,627.65	0.00	1,627.65
CAPITAL IMPROVEMENT FUND	3,363.91	0.00	0.00	0.00	0.00	3,363.91	0.00	3,363.91
PROJECTS FUND	1,666,771.22	0.00	0.00	0.00	186,036.52	1,480,734.70	0.00	1,480,734.70
G O BOND & INTEREST	896,060.36	0.00	0.00	0.00	239,113.76	656,946.60	0.00	656,946.60
WATER OPERATING	302,500.95 (	9,854.97)	96,341.84 (	630.89)	63,652.29	325,966.42	0.00	325,966.42
METER DEPOSIT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
STORMWATER	38,204.34	72.52	2,949.00	0.00	363.32	40,862.54	0.00	40,862.54
WATER MAINTENANCE RESERVE	7,780.37	0.00	0.00	0.00	0.00	7,780.37	0.00	7,780.37
WATER IMPROVEMENT FUND	146,497.48	0.00	0.00	0.00	0.00	146,497.48	0.00	146,497.48
WATER LOAN P & I 2000	97,181.62	0.00	0.00	0.00	0.00	97,181.62	0.00	97,181.62
WATER LOAN P & I 2007	39,969.32	0.00	0.00	0.00	0.00	39,969.32	0.00	39,969.32
WATER SURPLUS RESERVE	555,854.56	0.00	0.00	0.00	587.88	555,266.68	0.00	555,266.68
SEWER OPERATING	383,403.14	632.07	66,311.97 (	465.07)	247,981.92	202,830.33	1,500.00	201,330.33
SEWER OPERATION & MAINT	14,795.22	0.00	0.00	0.00	0.00	14,795.22	0.00	14,795.22
07 SEWER LOAN P & I	( 109,941.61)	0.00	219,890.00	0.00	0.00	109,948.39	0.00	109,948.39
1993 SEWER BOND RESERVE	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
1993 SEWER BOND	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SEWER DEPRECIATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
SEWER BOND RESERVE	317,801.52	0.00	0.00	0.00	587.87	317,213.65	0.00	317,213.65
1997 SEWER BOND P & I	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
1997 SW BOND DEPR	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
1997 SW BOND RESERVE	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2001 SW BOND P & I	12,523.31	0.00	0.00	0.00	0.00	12,523.31	0.00	12,523.31
2001 SW REV BOND DEPR	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2001 SW BOND RESERVE	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
GRAND TOTAL	5,759,846.64 (	9,150.38)	550,090.52 (	5,041.36)	975,831.34	5,329,996.80	7,159.79	5,322,837.01
	=====	=====	=====	=====	=====	=====	=====	=====

\*\*\* END OF REPORT \*\*\*

## **PRESENTATIONS / PROCLAMATIONS**

### **A. BUSINESS MERIT AWARD PRESENTATION:**

- Retro-Systems, LLC
- All Saints Homecare Inc.

### **PUBLIC FORUM**

### **APPOINTMENTS**

### **COMMITTEES, COMMISSIONS**

#### **A. MINUTES FOR COUNCIL REVIEW:**

- A. Site Plan Review Committee, May 10, 2010 Meeting
- B. Library Board, April 12, 2010 Meeting

**SITE PLAN REVIEW COMMITTEE  
7:00 P.M.  
May 10, 2010  
121 S. MERIDIAN**

Chairman Sharp called the meeting to order at 7:00 p.m., with the following members present: Adam Dunn and John Dailey.

Members Absent: Jim Detwiler and Dianna Delaney

Staff Present: Eldon G. Miller, AICP, CFM, Zoning Administrator

Press present:

**APPROVAL OF THE AGENDA**

Committee Member Dailey moved, second by Dunn to approve the agenda as presented. Vote Yea: Unanimous.

**MINUTES OF APRIL 5, 2010 REGULAR MEETING**

Committee Member Dailey moved, second by Dunn to approve as presented. Vote Yea: Unanimous.

**SITE PLANS**

**MINUTES OF APRIL 12, 2010 SPECIAL MEETING**

Chairman Sharp moved, second by Dailey to amend the minutes to show in the title that the meeting started at 6:00 p.m. Vote Yea: Unanimous.

Committee Member Detwiler arrived at 7:04 p.m.

**S/P-2010-002**

Eldon G. Miller presented the case. Chairman Sharp moved, seconded by Dailey to approve the ground sign 5 foot lower than shown on the plan. If the applicant does not agree they need to come back to the committee and explain why a 20 sign would not work. Vote Yea: Unanimous.

**UNFINISHED BUSINESS**

**DOWNTOWN OVERLAY DISTRICT AND CRITERIA**

Eldon G. Miller discussed the proposed criteria and overlay zoning district regulations.

The committee recommend that a landscape building setback of 5 feet minimum shall be required for residential properties in the Downtown Overlay District. A maximum setback of 10 feet is encourage.

The meeting was adjourned at 9:09 p.m.

Respectfully submitted,

---

Eldon G. Miller, AICP, CFM, Secretary

Approved by the Site Plan Review Committee on June 7, 2010.

---

Gene Sharp, Chairman

MINUTES  
BOARD MEETING  
EDNA BUSCHOW MEMORIAL LIBRARY  
April 12, 2010

The meeting was called to order by Jerry Davidson, Board Chair. Those in attendance were Jerry Davidson, Howard Botts, Amy Stamm, Mary Aspenson, Jeff Pritchard, Jean Balthazor, Marsha Huebert and Janice Sharp. Julia Francisco also attended.

Marsha made a motion to approve the agenda; Jean seconded. Motion carried; vote was unanimous.

Marsha made a motion to approve the minutes from the March 8 meeting; Mary seconded. Motion carried; vote was unanimous.

Howard made a motion to approve the financial report and pay bills; Mary seconded. Motion carried; vote was unanimous.

Janice submitted the librarian's report.

In the Library Development Director's report, Julia shared information and comments from the April 5 meeting of the campaign team members. The next meeting will be on Monday, April 19, at Le Venue, from 7 – 9 PM. This meeting will be an informational meeting for anyone to attend seeking information about the library project.

Jeff has visited with Hans Fisher, Architectural Consultant for the Kansas State Library, regarding our project. We will consult with him when our project has reached the appropriate stage for his assistance.

Janice shared information from attending the Fall Festival meeting at the Chamber office on Wed., April 7. The Board discussed options for promoting the library. No decisions were made.

Marsha made the motion to adjourn the meeting; Mary seconded. Motion carried; vote was unanimous.

## **OLD BUSINESS**

### **A. ORDINANCE 1187-10, CELL PHONE USAGE, 1<sup>st</sup> READING:**

Ordinance 1187-(09) was originally presented to Council on December 15, 2009.

Should Council choose to proceed,

### **RECOMMENDED ACTION:**

Staff recommends motion to adopt Ordinance 1187-10 Prohibiting the use of hand-held Mobile Telephones and other Electronic Communication Devices while simultaneously operating a Motor Vehicle or a Bicycle on a Public roadway for first reading.

**ORDINANCE NO. 1187-10****AN ORDINANCE OF THE VALLEY CENTER CITY COUNCIL AMENDING THE VALLEY CENTER MUNICIPAL CODE TITLE 10, ENTITLED "VECHICLES AND TRAFFIC", CHAPTER 10.40 PROHIBITING THE USE OF HAND-HELD MOBILE TELEPHONES AND OTHER ELECTRONIC COMMUNICATION DEVICES WHILE SIMULTANEOUSLY OPERATING A MOTOR VEHICLE OR A BICYCLE ON A PUBLIC ROADWAY.**

**BE IT ORDAINED, by the Governing Body of Valley Center, Kansas that Title 10, Chapter 10.40, Section 10.04.065 of the Valley Center Municipal Code be adopted as follows:**

**Section 1.**

**10.04.065 Prohibition of hand-held mobile telephone and other electronic communication device use while operating a motor vehicle or riding a bicycle on a public roadway.**

- (A) No person operating a motor vehicle or a bicycle on any street or highway within the city limits of Valley Center shall use a hand-held mobile telephone or other communication device to engage in a call or create, send, or read text messages while such vehicle is in motion.
- (1) For purposes of this subsection the following definitions apply:
- (a) "Engage in a call" shall mean talking into, dialing or listening on a hand-held mobile telephone, but shall not include holding a mobile telephone to activate, deactivate or initiate a function of such telephone.
  - (b) "Hands-free mobile telephone" shall mean a mobile telephone that has an internal feature or function, or that is equipped with an attachment or addition, whether or not permanently part of such mobile telephone, by which a user engages in a call without the use of either hand (or prosthetic device or aid in the case of a physically disabled person), whether or not the use of either hand (or prosthetic device) is necessary to activate, deactivate or initiate a function of such telephone.
  - (c) "Hand-held mobile telephone" shall mean a mobile telephone with which a user engages in a call using at least one hand (or prosthetic device or aid in the case of a physically disabled person).
  - (d) "Mobile telephone" shall mean the device used by subscribers and other users of wireless telephone service to access such service and shall include Personal Digital Assistants, commonly referred to as PDAs.

- (e) “Personal Digital Assistant” shall mean a device operated using a wireless telecommunications service that provides for data communication other than by voice.
- (f) “Wireless telephone service” shall mean two-way real time voice telecommunications service that is interconnected to a public switched telephone network and commonly referred to as cellular service or personal communication service.

(B) An operator of a motor vehicle who holds a mobile telephone to, or in the immediate proximity of his or her ear while such vehicle is in motion is presumed to be engaged in a call within the meaning of this section. The presumption established by this subdivision is rebuttable by evidence tending to show that the operator was not engaged in a call. “Immediate proximity” shall mean that distance as permitted by the operator of a mobile telephone to hear telecommunications transmitted over such mobile telephone, but shall not require physical contact with such operator’s ear.

(C) The provisions of this section shall not apply to the following factual circumstances:

- (1) Emergency use of a hand-held mobile telephone or other electronic communication devices, including calls to 911, a hospital, an ambulance service provider, a fire department, or a law enforcement agency.
- (2) Persons using a telephone with a “hands-free” device allowing the driver to talk into and listen to the other party without the use of hands.
- (3) Use of a hand-held mobile telephone or other electronic communication device by law enforcement and emergency personnel or by a driver of an authorized emergency vehicle acting within the scope of official duties during an emergency. When two way radio service is not available to a police officer, they are allowed to use their cell phone.
- (4) Use of a device that does not support duplex communications such as two-way mobile transmitter or receiver.

(D) Law enforcement officers may not require a person operating a motor vehicle or bicycle who may be in violation of this section to stop except:

- (1) upon reasonable cause to believe the operator has violated another traffic regulation or the driver’s vehicle is unsafe or not equipped as required by law; or
- (2) upon reasonable cause to believe the operator is using an electronic communication device to write, send, or read text messages.

**Section 2.** **Severability.** If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The council hereby declares that it would have passed this ordinance and each section subsection, sentence, clause, phrase, and words thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or words have been declared invalid or

unconstitutional, and if for any reason this ordinance should be declared invalid or unconstitutional, then the remaining ordinance provisions will be in full force and effect.

**Section 3.** This ordinance shall be in full force and effect from and after its passage and after publication according to law.

**PASSED AND APPROVED by the Governing Body of the City of Valley Center, Kansas, this \_\_\_\_ day of \_\_\_\_\_ 2010.**

First Reading:

Second Reading:

{SEAL}

---

Michael McNown, Mayor

ATTEST:

---

Kristine A. Polian, City Clerk

## **NEW BUSINESS**

### **A. UNSAFE STRUCTURE CASE:**

Provided is a Memo from Community Development Officer Miller describing the property at 500 N. Park.

- Inspection Report from Sedgwick County Code Enforcement
- Memo from Community Development Officer re: 500 N. Park
- Photos of Property at 500 N. Park
- Resolution 574-10
- Statement of Dangerous or Unsafe Structure

Should Council choose to proceed,

### **RECOMMENDED ACTION:**

Staff recommends motion to deem accessory structure (garage) at 500 N. Park an immediate hazard and order its removal.

AND

Adopt Resolution 574-10,

“A Resolution fixing the time and place and providing for a notice of hearing before the Governing Body of the City of Valley Center, Kansas, at which the owner, his or her agent, Lienholders of Record, Occupants and other parties in interest of structures located within said City and described herein may appear and show cause why such structure should not be condemned and ordered repaired or demolished as an unsafe or dangerous structure.”



*Sedgwick County...*  
*working for you*

**1144 South Seneca**  
**Wichita, Kansas 67213-4443**  
**Phone: (316) 660-1840**  
**(800) 527-CODE**  
**FAX: (316) 383-7502**

**Glen Wiltse, C.B.O., C.B.I.**  
**Director**

June 4, 2010

Mr. Eldon Miller  
City of Valley Center  
116 S. Park  
Valley Center, Ks. 67147

Re: Vacant house & detached garage located at 500 N. Park, Valley Center.

Eldon,

Today at approximately 1:00P.M., Building Inspector Jarrod Truman I met with you at the above listed address to inspect the vacant structures. After completing the inspection, it is my opinion that both structures should be condemned as unsafe structures based on the following items:

Garage-

1. The garage is unsafe & in a state of structural deterioration. The proximity of the garage to the street & alley, as well as the fact that neighborhood children have been seen inside the structure could be a safety liability to the City of Valley Center if allowed to remain in its current condition.

House-

2. There are sections of missing shingles on the South side of the roof; there is evidence of water damage & mold on the interior in areas under these sections.
3. The fascia & soffit had rotted in various places around the edge of the roof, allowing further water damage to the structure.
4. The front porch floor has rotted, leaving the floor unstable.
5. On the interior, a portion of the ceiling has fallen in the East bedroom, apparently caused by the roof leaking.
6. On the second floor in the bathroom directly over the room mentioned in item 5, the floor has deteriorated; Jarrod's foot broke thru a floor board as he entered the room.
7. The kitchen stove had been removed, but the gas line was not capped, which is a violation of the Sedgwick County & Valley Center Plumbing Code.
8. The electrical service to the structure would need to be upgraded for the house to become habitual; this would also require the electrical circuits to be brought into compliance with the current Electrical Code.
9. The floors were very uneven & unstable. It appeared that the floor joists had severe damage & would require replacing a large number of them to make the floors safe.

10. Due to the visible disrepair of the floors, we did not feel that it was safe to enter the cellar of the house. JUNE 15, 2010 CITY COUNCIL MEETING Page 28

If the structures are not both demolished, the house would require boarding up the windows & doors to prevent entry at the very least to protect against personal injury. If you have any questions, please contact me.

Thank you,

Bud Lett- Building Inspector/Plans Examiner

**DATE:** June 7, 2010

**TO:** Honorable Mayor McNown  
City Council

**FROM:** Eldon G. Miller, AICP, CFM, Community Development Officer

**RE:** 500 N. Park Dangerous Structure

---

**Proposed Agenda Date:** June 15, 2010

**Background:**

- On March 29, 2010; Cindy Plant, Code Compliance Officer sent a letter to the property owner reference the garage and has not heard from them.
- On June 4, 2010; 18<sup>th</sup> Judicial District Court, Sedgwick Court, Sedgwick County, Kansas Civic Department issued a Administrative Search Warrant for this address.
- Cindy Plant, Code Compliance Officer; Jared Truman, Sedgwick County Building Inspector; Bud Lett Sedgwick County Building Inspector/Plans Examiner and I inspected the property on June 4, 2010 at 1:00 p.m.
- Bud Lett has a written report that is enclosed.
- On June 7, 2010 Public Works boarded up the property per the search warrant and Barry Arbuckle; City Attorney and the property was plaque.

**Financial Considerations:**

14.28.110 Assessment of costs for work by city.

A. The cost to the city of any repairs, alterations, improvements, vacating, removal or demolition by the public officer, including making the site safe, shall be reported to the city clerk.

B. The city shall give notice to the owner of the structure by restricted mail of the cost of removing the structure and making the premises safe and secure. The notice shall also state that payment of the costs is due and payable within thirty days following receipt of the notice.

C. If the costs remain unpaid after thirty days following receipt of the notice, the city clerk may sell any salvage from the structure and apply the proceeds or any necessary portion thereof to pay the cost of removing the structure and making the site safe. Any proceeds in excess of that required to recover the costs shall be paid to the owner of the premises upon which the structure was located.

D. If the proceeds of the sale of salvage are insufficient to recover the cost, or if there is no salvage, the city clerk shall, at the time of certifying other city taxes, certify the unpaid

portion of the costs to the county clerk who shall extend the same on the tax roll of the county. (Ord. 786 (part), 1991.)

- **Legal Considerations:**

Per 14.28.070 Procedure - Order to repair or remove.

A. If, after notice and hearing, the governing body determines that the structure under consideration is dangerous, unsafe or unfit for human use or habitation, it shall state in a resolution its findings of fact in support of such determination and shall cause the resolution to be published once in the official city newspaper and a copy mailed to the owners, agents, lien holders of record and occupants in the same manner provided for the notice of hearing. The resolution shall fix a reasonable time within which the repair or removal of such structure shall be commenced and a statement that if the owner of such structure fails to commence the repair or removal of such structure within the time stated or fails to diligently prosecute the same until the work is completed, the governing body will cause the structure to be razed and removed.

B. If the repair, alteration or improvement of the structure can be made at a cost which shall not exceed fifty percent of the fair market value of the structure, the owner of the property shall, within the time specified in the order, repair, alter or improve the structure to render it safe and fit for human use or habitation, or shall vacate and close the structure until such time as he has complied with the order.

C. If the repair, alteration or improvement of the structure cannot be made at a cost of fifty percent or less of its fair market value, the owner shall, within the time specified in the order, remove or demolish the structure. (Ord. 786 (part), 1991.)

**Policy Considerations:**

14.28.120 Immediate hazard. When in the opinion of the governing body any structure is in such condition as to constitute an immediate hazard requiring immediate action to protect the public, the governing body may direct the public officer to erect barricades or cause the property to be vacated, taken down, repaired, shored or otherwise made safe without delay. Such action may be taken without prior notice to or hearing of the owners, agents, lien holders and occupants. The cost of any action under this section shall be assessed against the property as provided in Section 14.28.110. (Ord. 786 (part), 1991.)

**Recommendation:**

1. Declare the property an Immediate hazard and order the residence or garage to be removed
2. OR
3. Adopt a Resolution stating the date and time of a Public Hearing to determine if the property is a dangerous structure and direct City Clerk to publish and mail the Resolution to the property owner.



The front of the detached garage



Inside of the detached garage



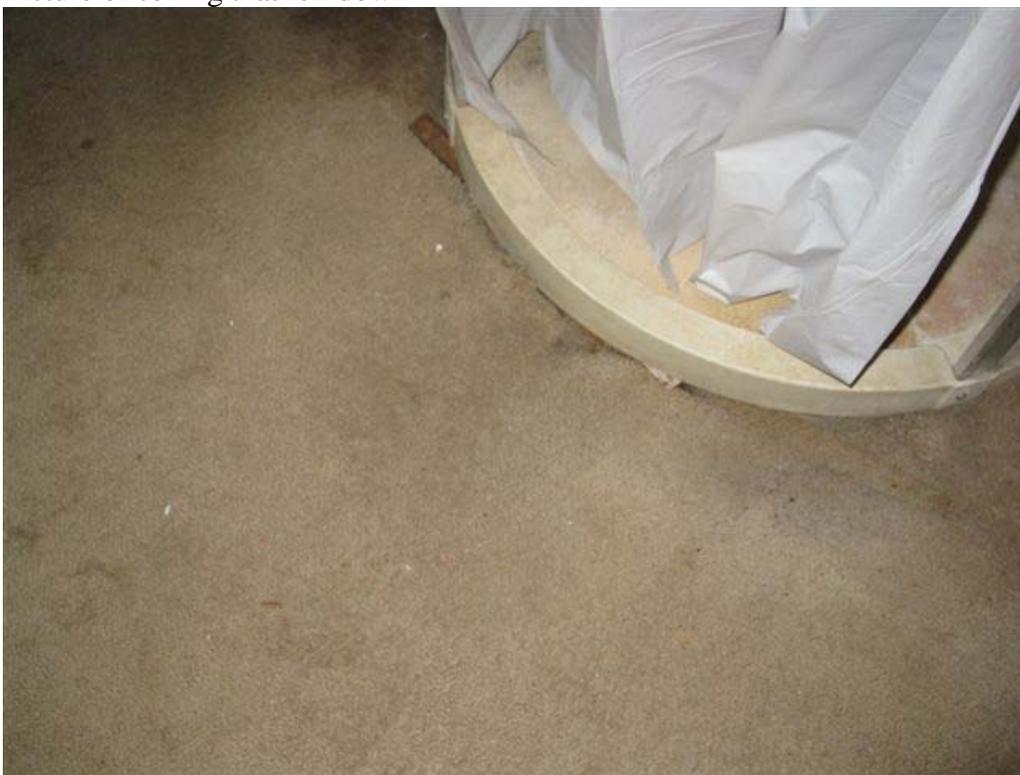
Picture of the residence at 500 N. Park



Photo of ceiling showing water damage and mold



Picture of ceiling that fell down



Picture of 2<sup>nd</sup> floor bathroom: Carpet is covering the hole in the floor that Jared Truman's foot broke through. Also shower is loose and tips toward the hole.



Part of the foundation by the back porch



Kitchen floor that is warped

**RESOLUTION NO. 574-10**

**A RESOLUTION FIXING THE TIME AND PLACE AND PROVIDING FOR A NOTICE OF HEARING BEFORE THE GOVERNING BODY OF THE CITY OF VALLEY CENTER, KANSAS, AT WHICH THE OWNER, HIS OR HER AGENT, LIENHOLDERS OF RECORD, OCCUPANTS AND OTHER PARTIES IN INTEREST OF STRUCTURES LOCATED WITHIN SAID CITY AND DESCRIBED HEREIN MAY APPEAR AND SHOW CAUSE WHY SUCH STRUCTURE SHOULD NOT BE CONDEMNED AND ORDERED REPAIRED OR DEMOLISHED AS AN UNSAFE OR DANGEROUS STRUCTURE.**

**WHEREAS, the enforcing officer of the City of Valley Center, Kansas, did on the 15<sup>th</sup> day of June, 2010, file with the governing body of said City a statement in writing that the structures, hereinafter described, are unsafe or dangerous.**

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNINGT BODY OF THE CITY OF VALLEY CENTER, KANSAS:**

**That a hearing will be held on the 3<sup>rd</sup> day of August, 2010, before the governing body of the City of Valley Center, Kansas, at 7:00 p.m. in the Valley Center City Hall Council Chambers AT 121 S. Meridian at which the owner, his or her agent, any lienholders of record, any occupant and any other parties in interest, as that term is defined by law, of the structure located at:**

**Lot 12 Park Ave. Carpenter's Addition  
500 N. Park**

**may appear and show cause why such structure should not be condemned as unsafe or dangerous structure and ordered repaired or demolished.**

**BE IT FURTHER RESOLVED that the City Clerk shall cause this resolution to be published and shall give notice of the aforesaid hearing in the manner provided by law.**

**ADOPTED this 15<sup>th</sup> day of June, 2010.**

---

**Michael D. McNown, Mayor**

**ATTEST:**

---

**Kristine A. Polian, City Clerk**

**DATE:** June 7, 2010  
**TO:** Honorable Mayor McNown  
City Council  
**FROM:** Eldon G. Miller, AICP, CFM, Community Development Officer  
**RE:** Statement of Dangerous or Unsafe Structure

---

**Proposed Agenda Date:** June 15, 2010

**Background:**

- a. Description of Structure Including Legal Description: The property located at Lot 12 Park Ave. Carpenter's Addition is a 2 story residence built in 1880. The residence sets in the middle of the lot. The detached garage is on the east side of the property.
- b. Street Address: 500 N. Park
- c. Owner and address: Beneficial Mortgage Corporation 636 Grand Regency Blvd Brandon, Fl. 33510
- d. Owner's Agent: None
- e. Occupant: None
- f. Lienholder of Record: None
- g. Other "Parties of Interest": None

The property is found to be dangerous and unsafe because of the following conditions: see attachments.

---

Enforcing Officer

Attachments

## **NEW BUSINESS**

### **B. ORDINANCE 1205-10:**

Updated Dangerous Structures Ordinance.

- Memo from Community Development Officer
- Ordinance 1205-10

Should Council choose to proceed,

### **RECOMMENDED ACTION:**

Staff recommends motion to adopt Ordinance 1205-10 empowering the Governing Body of the City of Valley Center, Kansas to cause the repair or removal of unsafe or dangerous structures within the City and waive first reading.

**DATE:** June 7, 2010

**TO:** Honorable Mayor McNown  
City Council

**FROM:** Eldon G. Miller, AICP, CFM, Community Development Officer

**RE:** Updated Dangerous Structures Ordinance

---

**Proposed Agenda Date:** June 15, 2010

**Background:**

- In 1991, the City Council of Valley Center passed Ordinance #786 creating a Dangerous Structures code.
- In 1994, State of Kansas amended the act to also permit the rehabilitation of abandoned property.
- Update ordinance by using the proposed ordinance created by the League of Kansas Municipalities.

**Financial Considerations:**

- There is a cost to the City for publication of the ordinance.
- The costs of enforcement of the ordinance is passed on to the property owner by specials on the property tax if owner does not pay before the cost is sent to the County Clerk.

**Legal Considerations:**

- Per K.S.A. 12-1750 et seq; cities are allow to establish and operate a city program to require the repair or removal of structures which are no longer fit for human life or which constitute a hazard to public health, safety and welfare.

**Policy Considerations:**

- Safety of the public vs. costs of removing the structures
- Protect property values equals tax value and revenue.
- Neighborhood concerns

**Recommendation:**

1. Adopt the ordinance for 1<sup>st</sup> reading.

**ORDINANCE NO. 1205-10**

**AN ORDINANCE EMPOWERING THE GOVERNING BODY OF THE CITY OF VALLEY CENTER, KANSAS TO CAUSE THE REPAIR OR REMOVAL OF UNSAFE OR DANGEROUS STRUCTURES WITHIN SAID CITY; PRESCRIBING A PROCEDURE FOR THE COMPLETION OF SUCH REPAIR OR REMOVAL; PROVIDING FOR A HEARING THEREON AND FOR THE NOTICE THEREOF; AUTHORIZING THE CITY TO COMPLETE SUCH REMOVAL IN CERTAIN INSTANCES AND PROVIDING A PROCEDURE FOR THE FINANCING AND RECOVERY OF THE COSTS THEROF; PROVIDING FOR THE IMMEDIATE REMOVAL WITHOUT PRIOR NOTICE OR HEARING OF STRUCTURES WHICH CONSTITUTE AN IMMEDIATE HAZARD; AND REPEALING ORDINANCE NO. 786 OF THE CITY OF VALLEY CENTER, KANSAS.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VALLEY CENTER, KANSAS;**

Section 1. PURPOSE. The governing body has found that there exist within the corporate limits of the city structures which are unfit for human use or habitation because of dilapidation, defects increasing the hazards of fire or accidents, structural defects or other conditions which render such structures unsafe, unsanitary or otherwise inimical to the general welfare of the city, or conditions which provide a general blight upon the neighborhood or surrounding properties. It is hereby deemed necessary by the governing body to require or cause the repair, closing or demolition or removal of such structures as provided in this ordinance. (K.S.A. 12-1751)

Section 2. DEFINITIONS. For the purpose of this ordinance, the following words and terms shall have the following meanings:

- (a) Enforcing officer means the City Administrator or his/her authorized representative.
  - (b) Structure shall include any building, wall, superstructure or other structure which requires location on the ground, or is attached to something having a location on the ground.
- (K.S.A. 12-1750)

Section 3. ENFORCING OFFICER; DUTIES. The enforcing officer is hereby authorized to exercise such powers as may be necessary to carry out the purposes of this ordinance, including the following:

- (a) Inspect any structure which appears to be unsafe, dangerous or unfit for human habitation;
- (b) Have authority to enter upon premises at reasonable hours for the purpose of making such inspections. Entry shall be made so as to cause the least possible inconvenience to any person in possession of the structure. If entry is denied, the enforcing officer may seek an order for this purpose from a court of competent jurisdiction;
- (c) Report all structures which he or she believes to be dangerous, unsafe or unfit for human habitation to the governing body;
- (d) Receive petitions as provided in this ordinance.

Section 4. PROCEDURE; PETITION. Whenever a petition is filed with the enforcing officer by at least five residents charging that any structure is dangerous, unsafe or unfit for human

habitation, or whenever it appears to the enforcing officer on his or her own motion that any structure is dangerous, unsafe or unfit for human habitation, he or she shall, if his or her preliminary investigation discloses a basis for such charges, report such findings to the governing body.

Section 5. SAME; NOTICE. The governing body upon receiving a report as provided in Section 4 shall by resolution fix a time and place at which the owner, the owner's agent, any lienholder of records and any occupant of the structure may appear and show cause why the structure should not be condemned and ordered repaired or demolished. (K.S.A. 12-1752)

Section 6. SAME; PUBLICATION.

(a) The resolution shall be published once each week for two consecutive weeks on the same day of each week. At least 30 days shall elapse between the last publication and the date set for the hearing.

(b) A copy of the resolution shall be mailed by certified mail within three days after its first publication to each owner, agent, lienholder and occupant at the last known place of residence and shall be marked "deliver to addressee only."

(K.S.A. 12-1752)

Section 7. SAME; HEARING, ORDER. If, after notice and hearing, the governing body determines that the structure under consideration is dangerous, unsafe or unfit for human use or habitation, it shall state in writing its findings of fact in support of such determination and shall cause the resolution to be published once in the official city newspaper and a copy mailed to the owners, agents, lienholders of record and occupants in the same manner provided for the notice of hearing. The resolution shall fix a reasonable time within which the repair or removal of such structure shall be commenced and a statement that if the owner of such structure fails to commence the repair or removal of such structure within the time stated or fails to diligently prosecute the same until the work is completed, the governing body will cause the structure to be razed and removed.

Section 8. DUTY OF OWNER. Whenever any structure within the city shall be found to be dangerous, unsafe or unfit for human use or habitation, it shall be the duty and obligation of the owner of the property to render the same secure and safe or to remove the same.

Section 9. SAME; FAILURE TO COMPLY.

(a) If, within the time specified in the order, the owner fails to comply with the order to repair, alter, improve or vacate the structure, the enforcing officer may cause the structure to be repaired, altered, improved, or to be vacated and closed.

(b) If, within the time specified in the order, the owner fails to comply with the order to remove or demolish the structure, the enforcing officer may cause the structure to be removed and demolished.

Section 10. SAME; MAKE SITE SAFE. Upon removal of any structure, the owner shall fill any basement or other excavation located upon the premises and take any other action necessary to leave the premises in a safe condition. If the owner fails to take such action, the enforcing officer may proceed to make the site safe.

Section 11. ASSESSMENT OF COSTS.

- (a) The cost to the city of any repairs, alterations, improvements, vacating, removal or demolition by the enforcing officer, including making the site safe, shall be reported to the city clerk.
- (b) The city shall give notice to the owner of the structure by restricted mail of the cost of removing the structure and making the premises safe and secure. The notice shall also state that payment of the cost is due and payable within 30 days following receipt of the notice.
- (c) If the costs remain unpaid after 30 days following receipt of notice, the city clerk may sell any salvage from the structure and apply the proceeds or any necessary portion thereof to pay the cost of removing the structure and making the site safe. Any proceeds in excess of that required to recover the costs shall be paid to the owner of the premises upon which the structure was located.
- (d) If the proceeds of the sale of salvage or from the proceeds of any insurance policy in which the city has created a lien pursuant to K.S.A. 40-3901, *et seq.*, and amendments thereto, are insufficient to recover the above stated costs, or if there is no salvage, the balance shall be collected in the manner provided by K.S.A. 12-1,115, and amendments thereto, or shall be assessed as special assessments against the lot or parcel of land on which the structure was located and the city clerk, at the time of certifying other city taxes, shall certify the unpaid portion of the costs to the county clerk and who shall extend the same on the tax rolls of the county against such lot or parcel of land and it shall be collected by the county treasurer and paid to the city as other city taxes are collected and paid. The city may pursue collection both by levying a special assessment and in the manner provided by K.S.A. 12-1,115, and amendments thereto, but only until the full cost and applicable interest has been paid in full.
- (e) If there is no salvage material, or if the moneys received from the sale of salvage or from the proceeds of any insurance policy in which the city has created a lien pursuant to K.S.A. 40-3901, *et seq.*, and amendments thereto, are insufficient to pay the costs of the work and the costs of providing notice, such costs or any portion thereof in excess of that received from the sale of salvage or any insurance proceeds may be financed, until the costs are paid, out of the general fund or by the issuance of no-fund warrants.
- (K.S.A. 12-1755)

Section 12. IMMEDIATE HAZARD. When in the opinion of the governing body any structure is in such condition as to constitute an immediate hazard requiring immediate action to protect the public, the governing body may direct the enforcing officer to erect barricades or cause the property to be vacated, taken down, repaired, shored or otherwise made safe without delay. Such action may be taken without prior notice to or hearing of the owners, agents, lienholders and occupants. The cost of any action under this section shall be assessed against the property as provided in Section 11. (K.S.A. 12-1756)

Section 13. APPEALS FROM ORDER. Any person affected by an order issued by the governing body under this ordinance may, within 30 days following service of the order, petition the district court of the county in which the structure is located for an injunction restraining the enforcing officer from carrying out the provisions of the order pending final disposition of the case.

Section 14. SCOPE OF ORDINANCE. Nothing in this ordinance shall be construed to abrogate or impair the powers of the courts or of any department of the city to enforce any provisions of its charter or its ordinances or regulations, nor to prevent or punish violations thereof; and the powers conferred by this ordinance shall be in addition to and supplemental to the powers

conferred by the constitution, any other law or ordinance. Nothing in this ordinance shall be construed to impair or limit in any way the power of the city to define and declare nuisances and to cause their removal or abatement by summary proceedings or otherwise or to exercise those powers granted specifically by K.S.A. 12-1750:1756.

This Ordinance shall take effect and be in force from and after its publication one time in the official city newspaper.

**PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF VALLEY CENTER, KANSAS, THIS \_\_\_ DAY OF \_\_\_\_\_ 2010.**

First Reading:  
Second Reading:

{SEAL}

\_\_\_\_\_  
MICHAEL D. MCNOWN, MAYOR

ATTEST:

\_\_\_\_\_  
KRISTINE A. POLIAN, CITY CLERK

## **NEW BUSINESS**

### **C. CONSIDERATION of BIDS for INDUSTRIAL PARK 2<sup>nd</sup> ADDITION SANITARY SEWER:**

- a. Temporary Financing has been acquired for this project
- b. Bids were received and opened on June 9, 2010.
- c. Mies Construction was the lowest Bidder

Should Council choose to proceed,

### **RECOMMENDED ACTION:**

Staff recommends motion to accept Mies Construction as the Contractor for the Industrial Park 2<sup>nd</sup> Addition Sanitary Sewer project and authorize a cost not to exceed \$20,862.

<b>Professional Engineering Consultants, P.A.</b> 303 S. Topeka Wichita, Kansas 67202 Phone (316) 262-2691				<b>OWNER: City of Valley Center</b> <b>PROJECT: Industrial Park 2nd Sanitary Sewer</b> <b>PEC PROJECT NO: 35-10086-2502</b> <b>Bid Date/Time: June 9, 2010 @ 10:00 AM</b>										<b>BID TABULATION</b>			
<b>ENGINEER'S ESTIMATE</b>																	
ITEM NO.	DESCRIPTION	QUANTITY	UNIT	ENGINEER'S ESTIMATE		MIES CONSTRUCTION		UTILITIES PLUS		NOWAK CONSTRUCTION		DONDLINGER & SONS					
				UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST				
1	8" Sanitary Sewer Pipe	671	LF	\$ 25.00	\$ 16,775.00	\$ 22.00	\$ 14,762.00	\$ 21.00	\$ 14,091.00	\$ 34.00	\$ 22,814.00	\$ 49.00	\$ 32,879.00				
2	Type A Manhole	2	EA	\$ 2,500.00	\$ 5,000.00	\$ 2,000.00	\$ 4,000.00	\$ 2,600.00	\$ 5,200.00	\$ 4,400.00	\$ 8,800.00	\$ 2,800.00	\$ 5,600.00				
3	Service Connection (Type 1)	1	EA	\$ 1,200.00	\$ 1,200.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 1,200.00	\$ 1,200.00	\$ 500.00	\$ 500.00				
4	4" Manhole Service Connection (Type 2)	1	EA	\$ 1,500.00	\$ 1,500.00	\$ 400.00	\$ 400.00	\$ 600.00	\$ 600.00	\$ 900.00	\$ 900.00	\$ 750.00	\$ 750.00				
5	Inside Drop Connection	1	LS	\$ 750.00	\$ 750.00	\$ 1,000.00	\$ 1,000.00	\$ 1,800.00	\$ 1,800.00	\$ 1,900.00	\$ 1,900.00	\$ 2,500.00	\$ 2,500.00				
6	Erosion Control	1	LS	\$ 1,000.00	\$ 1,000.00	\$ 100.00	\$ 100.00	\$ 1,300.00	\$ 1,300.00	\$ 1,200.00	\$ 1,200.00	\$ 750.00	\$ 750.00				
7	Site Clearing and Restoration	1	LS	\$ 3,500.00	\$ 3,500.00	\$ 100.00	\$ 100.00	\$ 1,200.00	\$ 1,200.00	\$ 4,100.00	\$ 4,100.00	\$ 2,500.00	\$ 2,500.00				
				<b>TOTAL BID</b>	<b>\$ 29,725.00</b>		<b>\$ 20,862.00</b>		<b>\$ 24,691.00</b>		<b>\$ 40,914.00</b>		<b>\$ 45,479.00</b>				
<b>Addendum No. 1</b>							Y		Y		Y		Y				
<b>Bid Bond</b>							Y		Y		Y		Y				

<b>Professional Engineering Consultants, P.A.</b> 303 S. Topeka Wichita, Kansas 67202 Phone (316) 262-2691				<b>OWNER: City of Valley Center</b> <b>PROJECT: Industrial Park 2nd Sanitary Sewer</b> <b>PEC PROJECT NO: 35-10086-2502</b> <b>Bid Date/Time: June 9, 2010 @ 10:00 AM</b>										<b>BID TABULATION</b>			
<b>ENGINEER'S ESTIMATE</b>																	
ITEM NO.	DESCRIPTION	QUANTITY	UNIT	ENGINEER'S ESTIMATE		DULING CONSTRUCTION											
				UNIT PRICE	COST	UNIT PRICE	COST										
1	8" Sanitary Sewer Pipe	671	LF	\$ 25.00	\$ 16,775.00												
2	Type A Manhole	2	EA	\$ 2,500.00	\$ 5,000.00												
3	Service Connection (Type 1)	1	EA	\$ 1,200.00	\$ 1,200.00												
4	4" Manhole Service Connection (Type 2)	1	EA	\$ 1,500.00	\$ 1,500.00												
5	Inside Drop Connection	1	LS	\$ 750.00	\$ 750.00												
6	Erosion Control	1	LS	\$ 1,000.00	\$ 1,000.00												
7	Site Clearing and Restoration	1	LS	\$ 3,500.00	\$ 3,500.00												
				<b>TOTAL BID</b>	<b>\$ 29,725.00</b>												
<b>Addendum No. 1</b>						<b>Addendum Not Acknowledged</b>											
<b>Bid Bond</b>						<b>Bid Not Opened</b>											

## **CONSENT AGENDA**

### **A. REVENUE and EXPENSE FINANCIAL SUMMARIES for MAY 2010**

### **B. LIFEPOINT CHURCH REQUEST:**

### **RECOMMENDED ACTION:**

Staff recommends motion to approve the Consent Agenda as presented.

## **CONSENT AGENDA**

### **A. REVENUE and EXPENSE FINANCIAL SUMMARIES for MAY 2010:**

- *GENERAL FUND*
- *EMPLOYEE BENEFITS FUND*
- *LIBRARY*
- *SPECIAL HIGHWAY*
- *EMERGENCY EQUIPMENT RESERVE*
- *BOND AND INTEREST*
- *WATER OPERATING*
- *STORMWATER OPERATING*
- *SEWER OPERATING*

010-GENERAL FUND  
FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>							
TAXES	1,006,510.00	0.00	0.00	498,087.91	0.00	508,422.09	49.49
INTERGOVERNMENTAL	470,527.00	38,523.82	0.00	186,622.86	0.00	283,904.14	39.66
LICENSES & PERMITS	512,760.00	69,162.86	0.00	235,206.20	0.00	277,553.80	45.87
CHARGES FOR SERVICES	6,900.00	253.00	0.00	7,158.00	0.00	258.00	103.74
FINES & FORFEITURES	65,000.00	3,303.26	0.00	29,746.42	0.00	35,253.58	45.76
USE OF MONEY & PROPERTY	26,200.00	345.00	0.00	2,819.97	0.00	23,380.03	10.76
OTHER REVENUES	60,000.00	279.59	0.00	30,099.80	0.00	29,900.20	50.17
MISCELLANEOUS	101,000.00	3,949.23	0.00	4,294.43	0.00	96,705.57	4.25
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL REVENUES</b>	<b>2,248,897.00</b>	<b>115,816.76</b>	<b>0.00</b>	<b>994,035.59</b>	<b>0.00</b>	<b>1,254,861.41</b>	<b>44.20</b>
<u>EXPENDITURE SUMMARY</u>							
<u>ADMINISTRATION</u>							
PERSONNEL SERV. & BENEF.	216,400.00	18,199.49	0.00	91,395.24	0.00	125,004.76	42.23
CONTRACTUAL SERVICES	112,400.00	15,514.76	0.00	65,024.08	6.00	47,369.92	57.86
COMMODITIES	10,500.00	1,051.57	0.00	5,057.04	0.00	5,442.96	48.16
CAPITAL OUTLAY	18,000.00	0.00	0.00	1,159.03	0.00	16,840.97	6.44
OTHER COSTS/MISC.	46,000.00	3,194.44	0.00	4,357.77	0.00	41,642.23	9.47
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL ADMINISTRATION</b>	<b>403,300.00</b>	<b>37,960.26</b>	<b>0.00</b>	<b>166,993.16</b>	<b>6.00</b>	<b>236,300.84</b>	<b>41.41</b>
<u>LEGAL &amp; MUNICIPAL COURT</u>							
PERSONNEL SERV. & BENEF.	89,325.00	4,791.25	0.00	24,168.88	0.00	65,156.12	27.06
CONTRACTUAL SERVICES	10,270.00	1,506.74	0.00	7,125.09	5.43	3,139.48	69.43
COMMODITIES	850.00	44.46	0.00	160.07	0.00	689.93	18.83
CAPITAL OUTLAY	0.00	0.00	0.00	169.00	0.00	169.00	0.00
OTHER COSTS/MISC.	20,000.00	1,143.23	0.00	8,069.49	0.00	11,930.51	40.35
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL LEGAL &amp; MUNICIPAL COURT</b>	<b>120,445.00</b>	<b>7,485.68</b>	<b>0.00</b>	<b>39,692.53</b>	<b>5.43</b>	<b>80,747.04</b>	<b>32.96</b>
<u>COMMUNITY DEVELOPMENT</u>							
PERSONNEL SERV. & BENEF.	51,625.00	3,552.50	0.00	28,326.99	0.00	23,298.01	54.87
CONTRACTUAL SERVICES	32,000.00	2,343.57	0.00	10,026.09	0.00	21,973.91	31.33
COMMODITIES	500.00	153.55	0.00	166.82	0.00	333.18	33.36
CAPITAL OUTLAY	3,000.00	0.00	0.00	1,159.00	0.00	1,841.00	38.63
OTHER COSTS/MISC.	10,000.00	0.00	0.00	50.00	0.00	9,950.00	0.50
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL COMMUNITY DEVELOPMENT</b>	<b>97,125.00</b>	<b>6,049.62</b>	<b>0.00</b>	<b>39,728.90</b>	<b>0.00</b>	<b>57,396.10</b>	<b>40.90</b>

AS OF: MAY 31ST, 2010

010-GENERAL FUND  
FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>POLICE</u>							
PERSONNEL SERV. & BENEF.	523,350.00	37,788.39	0.00	186,430.72	0.00	336,919.28	35.62
CONTRACTUAL SERVICES	66,050.00	6,593.18	0.00	30,755.77	38.15	35,256.08	46.62
COMMODITIES	31,000.00	1,832.54	0.00	10,796.15	0.00	20,203.85	34.83
CAPITAL OUTLAY	48,700.00	718.09	0.00	37,816.27	0.00	10,883.73	77.65
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL POLICE	669,100.00	46,932.20	0.00	265,798.91	38.15	403,262.94	39.73
<u>FIRE</u>							
PERSONNEL SERV. & BENEF.	111,413.00	7,294.19	0.00	36,892.09	0.00	74,520.91	33.11
CONTRACTUAL SERVICES	43,360.00	3,622.25	0.00	20,078.47	0.00	23,281.53	46.31
COMMODITIES	7,400.00	323.65	0.00	1,599.40	0.00	5,800.60	21.61
CAPITAL OUTLAY	17,500.00	680.25	0.00	2,793.93	0.00	14,706.07	15.97
OTHER COSTS/MISC.	3,000.00	0.00	0.00	0.00	0.00	3,000.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL FIRE	182,673.00	11,920.34	0.00	61,363.89	0.00	121,309.11	33.59
<u>EMERGENCY COMMUNICATIONS</u>							
PERSONNEL SERV. & BENEF.	144,363.00	11,715.33	0.00	52,029.10	0.00	92,333.90	36.04
CONTRACTUAL SERVICES	20,030.00	2,907.90	0.00	8,198.46	5.42	11,826.12	40.96
COMMODITIES	680.00	66.54	0.00	346.35	0.00	333.65	50.93
CAPITAL OUTLAY	4,500.00	0.00	0.00	125.00	0.00	4,375.00	2.78
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL EMERGENCY COMMUNICATIONS	169,573.00	14,689.77	0.00	60,698.91	5.42	108,868.67	35.80
<u>STREET</u>							
PERSONNEL SERV. & BENEF.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
COMMODITIES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL STREET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<u>COMMUNITY BUILDING</u>							
PERSONNEL SERV. & BENEF.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CONTRACTUAL SERVICES	0.00	0.00	0.00	65.00	0.00	65.00	0.00
COMMODITIES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL COMMUNITY BUILDING	0.00	0.00	0.00	65.00	0.00	65.00	0.00



CITY OF VALLEY CENTER  
 REVENUE & EXPENSE REPORT (UNAUDITED)  
 AS OF: MAY 31ST, 2010

010-GENERAL FUND  
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
TOTAL EXPENDITURES	2,098,466.00	159,960.85	0.00	780,922.60	5,659.79	1,311,883.61	37.48
** REVENUE OVER (UNDER) EXPENDITURES **	150,431.00 (	44,144.09)	0.00	213,112.99 (	5,659.79)(	57,022.20	137.91
OTHER FINANCING (USES)	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
NET OTHER SOURCES/(USES)	0.00		0.00	0.00	0.00	0.00	0.00
REVENUE & OTHER SOURCES OVER/ (UNDER) EXPENDITURES & OTHER (USES)	150,431.00 (	44,144.09)	0.00	213,112.99 (	5,659.79)(	57,022.20	137.91

110-EMPLOYEE BENEFITS  
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>							
TAXES	560,625.00	0.00	0.00	285,525.24	0.00	275,099.76	50.93
USE OF MONEY & PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER REVENUES	15,000.00	2,851.74	0.00	13,837.26	0.00	1,162.74	92.25
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	300.00	0.00	300.00	0.00	300.00	0.00
<b>TOTAL REVENUES</b>	<b>575,625.00</b>	<b>3,151.74</b>	<b>0.00</b>	<b>299,662.50</b>	<b>0.00</b>	<b>275,962.50</b>	<b>52.06</b>
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEF.	570,600.00	44,828.17	0.00	306,561.89	0.00	264,038.11	53.73
CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
COMMODITIES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	30,000.00	300.00	0.00	300.00	0.00	29,700.00	1.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL NON-DEPARTMENTAL</b>	<b>600,600.00</b>	<b>45,128.17</b>	<b>0.00</b>	<b>306,861.89</b>	<b>0.00</b>	<b>293,738.11</b>	<b>51.09</b>
<u>ADMINISTRATION</u>							
PERSONNEL SERV. & BENEF.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
COMMODITIES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL ADMINISTRATION</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>TOTAL EXPENDITURES</b>	<b>600,600.00</b>	<b>45,128.17</b>	<b>0.00</b>	<b>306,861.89</b>	<b>0.00</b>	<b>293,738.11</b>	<b>51.09</b>
** REVENUE OVER (UNDER) EXPENDITURES *(	24,975.00)	( 41,976.43)	0.00	( 7,199.39)	0.00	( 17,775.61)	28.83
OTHER FINANCING (USES)	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NET OTHER SOURCES/(USES)	0.00		0.00	0.00	0.00	0.00	0.00

REVENUE & OTHER SOURCES OVER/  
 (UNDER) EXPENDITURES & OTHER (USES) ( 24,975.00)( 41,976.43) 0.00 ( 7,199.39) 0.00 ( 17,775.61) 28.83

140-LIBRARY  
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>							
TAXES	217,850.00	0.00	0.00	110,529.63	0.00	107,320.37	50.74
USE OF MONEY & PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL REVENUES</b>	<b>217,850.00</b>	<b>0.00</b>	<b>0.00</b>	<b>110,529.63</b>	<b>0.00</b>	<b>107,320.37</b>	<b>50.74</b>
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
OTHER COSTS/MISC.	243,750.00	0.00	0.00	110,529.54	0.00	133,220.46	45.35
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL NON-DEPARTMENTAL</b>	<b>243,750.00</b>	<b>0.00</b>	<b>0.00</b>	<b>110,529.54</b>	<b>0.00</b>	<b>133,220.46</b>	<b>45.35</b>
<u>ADMINISTRATION</u>							
CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL ADMINISTRATION</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>TOTAL EXPENDITURES</b>	<b>243,750.00</b>	<b>0.00</b>	<b>0.00</b>	<b>110,529.54</b>	<b>0.00</b>	<b>133,220.46</b>	<b>45.35</b>
** REVENUE OVER (UNDER) EXPENDITURES *(	25,900.00)	0.00	0.00	0.09	0.00	( 25,900.09	0.00
OTHER FINANCING (USES)	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NET OTHER SOURCES/(USES)	0.00		0.00	0.00	0.00	0.00	0.00
<b>REVENUE &amp; OTHER SOURCES OVER/ (UNDER) EXPENDITURES &amp; OTHER (USES) (</b>	<b>25,900.00)</b>	<b>0.00</b>	<b>0.00</b>	<b>0.09</b>	<b>0.00</b>	<b>( 25,900.09</b>	<b>0.00</b>

150-SPECIAL HIGHWAY  
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>							
TAXES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
INTERGOVERNMENTAL	742,920.00	38,523.81	0.00	293,693.25	0.00	449,226.75	39.53
USE OF MONEY & PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER REVENUES	0.00	0.00	0.00	61.00	0.00	61.00	0.00
MISCELLANEOUS	0.00	276.24	0.00	276.24	0.00	276.24	0.00
<b>TOTAL REVENUES</b>	<b>742,920.00</b>	<b>38,800.05</b>	<b>0.00</b>	<b>294,030.49</b>	<b>0.00</b>	<b>448,889.51</b>	<b>39.58</b>
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEF.	215,200.00	14,901.49	0.00	92,255.76	0.00	122,944.24	42.87
CONTRACTUAL SERVICES	47,100.00	4,808.01	0.00	18,890.12	0.00	28,209.88	40.11
COMMODITIES	75,800.00	2,251.50	0.00	14,846.08	0.00	60,953.92	19.59
CAPITAL OUTLAY	328,500.00	0.00	0.00	0.00	0.00	328,500.00	0.00
OTHER COSTS/MISC.	66,000.00	0.00	0.00	0.00	0.00	66,000.00	0.00
DEBT SERVICE	10,000.00	0.00	0.00	0.00	0.00	10,000.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL NON-DEPARTMENTAL</b>	<b>742,600.00</b>	<b>21,961.00</b>	<b>0.00</b>	<b>125,991.96</b>	<b>0.00</b>	<b>616,608.04</b>	<b>16.97</b>
<b>TOTAL EXPENDITURES</b>	<b>742,600.00</b>	<b>21,961.00</b>	<b>0.00</b>	<b>125,991.96</b>	<b>0.00</b>	<b>616,608.04</b>	<b>16.97</b>
<b>** REVENUE OVER (UNDER) EXPENDITURES **</b>	<b>320.00</b>	<b>16,839.05</b>	<b>0.00</b>	<b>168,038.53</b>	<b>0.00</b>	<b>167,718.532</b>	<b>512.04</b>
OTHER FINANCING (USES)	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NET OTHER SOURCES/(USES)	0.00		0.00	0.00	0.00	0.00	0.00
<b>REVENUE &amp; OTHER SOURCES OVER/ (UNDER) EXPENDITURES &amp; OTHER (USES)</b>	<b>320.00</b>	<b>16,839.05</b>	<b>0.00</b>	<b>168,038.53</b>	<b>0.00</b>	<b>167,718.532</b>	<b>512.04</b>

160-EMERGENCY EQUIPMENT  
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>							
TAXES	47,610.00	0.00	0.00	24,556.81	0.00	23,053.19	51.58
OTHER REVENUES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	47,610.00	0.00	0.00	24,556.81	0.00	23,053.19	51.58
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
CAPITAL OUTLAY	47,556.00	0.00	0.00	0.00	0.00	47,556.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	47,556.00	0.00	0.00	0.00	0.00	47,556.00	0.00
TOTAL EXPENDITURES	47,556.00	0.00	0.00	0.00	0.00	47,556.00	0.00
** REVENUE OVER (UNDER) EXPENDITURES **	54.00	0.00	0.00	24,556.81	0.00	24,502.815	475.57
OTHER FINANCING (USES)	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NET OTHER SOURCES/(USES)	0.00		0.00	0.00	0.00	0.00	0.00
REVENUE & OTHER SOURCES OVER/ (UNDER) EXPENDITURES & OTHER (USES)	54.00	0.00	0.00	24,556.81	0.00	24,502.815	475.57

410-BOND & INTEREST  
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>							
TAXES	546,600.00	0.00	0.00	269,838.32	0.00	276,761.68	49.37
USE OF MONEY & PROPERTY	2,500.00	0.00	0.00	546.70	0.00	1,953.30	21.87
OTHER REVENUES	866,200.00	0.00	0.00	453,088.44	0.00	413,111.56	52.31
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISC TRANSFERS	30,000.00	0.00	0.00	0.00	0.00	30,000.00	0.00
MISC TRANSFERS	186,400.00	0.00	0.00	0.00	0.00	186,400.00	0.00
<b>TOTAL REVENUES</b>	<b>1,631,700.00</b>	<b>0.00</b>	<b>0.00</b>	<b>723,473.46</b>	<b>0.00</b>	<b>908,226.54</b>	<b>44.34</b>
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
CONTRACTUAL SERVICES	5,000.00	0.00	0.00	0.00	0.00	5,000.00	0.00
COMMODITIES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CAPITAL OUTLAY	14,501.00	0.00	0.00	0.00	0.00	14,501.00	0.00
OTHER COSTS/MISC.	140,000.00	0.00	0.00	0.00	0.00	140,000.00	0.00
DEBT SERVICE	1,640,536.00	239,113.76	0.00	239,113.76	0.00	1,401,422.24	14.58
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL NON-DEPARTMENTAL</b>	<b>1,800,037.00</b>	<b>239,113.76</b>	<b>0.00</b>	<b>239,113.76</b>	<b>0.00</b>	<b>1,560,923.24</b>	<b>13.28</b>
<u>ADMINISTRATION</u>							
CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL ADMINISTRATION</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>TOTAL EXPENDITURES</b>	<b>1,800,037.00</b>	<b>239,113.76</b>	<b>0.00</b>	<b>239,113.76</b>	<b>0.00</b>	<b>1,560,923.24</b>	<b>13.28</b>
<b>** REVENUE OVER(UNDER) EXPENDITURES *(</b>	<b>168,337.00)</b>	<b>( 239,113.76)</b>	<b>0.00</b>	<b>484,359.70</b>	<b>0.00</b>	<b>( 652,696.70)</b>	<b>287.73-</b>
OTHER FINANCING SOURCES	186,400.00	0.00	0.00	0.00	0.00	186,400.00	0.00
OTHER FINANCING (USES)	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>NET OTHER SOURCES/(USES)</b>	<b>186,400.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>186,400.00</b>	<b>0.00</b>
<b>REVENUE &amp; OTHER SOURCES OVER/ (UNDER) EXPENDITURES &amp; OTHER (USES)</b>	<b>18,063.00</b>	<b>( 239,113.76)</b>	<b>0.00</b>	<b>484,359.70</b>	<b>0.00</b>	<b>( 466,296.702,681.50)</b>	

610-WATER OPERATING  
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>							
TAXES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CHARGES FOR SERVICES	1,023,100.00	95,155.33	0.00	367,122.23	0.00	655,977.77	35.88
USE OF MONEY & PROPERTY	3,000.00	0.00	0.00	0.00	0.00	3,000.00	0.00
OTHER REVENUES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	1,186.51	0.00	1,186.51	0.00	1,186.51	0.00
<b>TOTAL REVENUES</b>	<b>1,026,100.00</b>	<b>96,341.84</b>	<b>0.00</b>	<b>368,308.74</b>	<b>0.00</b>	<b>657,791.26</b>	<b>35.89</b>
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEF.	291,500.00	23,836.77	0.00	121,777.79	0.00	169,722.21	41.78
CONTRACTUAL SERVICES	495,010.00	35,039.74	0.00	131,633.70	0.00	363,376.30	26.59
COMMODITIES	41,500.00	3,332.32	0.00	10,397.28	0.00	31,102.72	25.05
CAPITAL OUTLAY	59,000.00	2,000.00	0.00	22,880.00	0.00	36,120.00	38.78
OTHER COSTS/MISC.	299,230.00	0.00	0.00	274,230.00	0.00	25,000.00	91.65
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL NON-DEPARTMENTAL</b>	<b>1,186,240.00</b>	<b>64,208.83</b>	<b>0.00</b>	<b>560,918.77</b>	<b>0.00</b>	<b>625,321.23</b>	<b>47.29</b>
<u>ADMINISTRATION</u>							
CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL ADMINISTRATION</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>TOTAL EXPENDITURES</b>	<b>1,186,240.00</b>	<b>64,208.83</b>	<b>0.00</b>	<b>560,918.77</b>	<b>0.00</b>	<b>625,321.23</b>	<b>47.29</b>
** REVENUE OVER (UNDER) EXPENDITURES *	( 160,140.00)	32,133.01	0.00	( 192,610.03)	0.00	32,470.03	120.28
OTHER FINANCING (USES)	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NET OTHER SOURCES/(USES)	0.00		0.00	0.00	0.00	0.00	0.00
<b>REVENUE &amp; OTHER SOURCES OVER/ (UNDER) EXPENDITURES &amp; OTHER (USES)</b>	<b>( 160,140.00)</b>	<b>32,133.01</b>	<b>0.00</b>	<b>( 192,610.03)</b>	<b>0.00</b>	<b>32,470.03</b>	<b>120.28</b>

612-STORMWATER UTILITY FUND  
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>							
TAXES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
USE OF MONEY & PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER REVENUES	69,000.00	2,949.00	0.00	22,334.20	0.00	46,665.80	32.37
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<hr/>							
TOTAL REVENUES	69,000.00	2,949.00	0.00	22,334.20	0.00	46,665.80	32.37
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEF.	40,930.00	0.00	0.00	0.00	0.00	40,930.00	0.00
CONTRACTUAL SERVICES	0.00	363.32	0.00	382.15	0.00	382.15	0.00
COMMODITIES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	28,000.00	0.00	0.00	0.00	0.00	28,000.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	68,930.00	363.32	0.00	382.15	0.00	68,547.85	0.55
<hr/>							
TOTAL EXPENDITURES	68,930.00	363.32	0.00	382.15	0.00	68,547.85	0.55
** REVENUE OVER (UNDER) EXPENDITURES **	70.00	2,585.68	0.00	21,952.05	0.00	21,882.051	360.07
OTHER FINANCING (USES)	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NET OTHER SOURCES/(USES)	0.00		0.00	0.00	0.00	0.00	0.00
<hr/>							
REVENUE & OTHER SOURCES OVER/ (UNDER) EXPENDITURES & OTHER (USES)	70.00	2,585.68	0.00	21,952.05	0.00	21,882.051	360.07

620--SEWER OPERATING  
 FINANCIAL SUMMARY

	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
<u>REVENUE SUMMARY</u>							
TAXES	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CHARGES FOR SERVICES	730,000.00	64,173.98	0.00	309,783.86	0.00	420,216.14	42.44
USE OF MONEY & PROPERTY	2,500.00	0.00	0.00	0.00	0.00	2,500.00	0.00
OTHER REVENUES	3,500.00	400.00	0.00	1,600.00	0.00	1,900.00	45.71
MISCELLANEOUS	0.00	1,737.99	0.00	1,737.99	0.00	1,737.99	0.00
<b>TOTAL REVENUES</b>	<b>736,000.00</b>	<b>66,311.97</b>	<b>0.00</b>	<b>313,121.85</b>	<b>0.00</b>	<b>422,878.15</b>	<b>42.54</b>
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEF.	231,638.00	12,173.67	0.00	70,433.49	0.00	161,204.51	30.41
CONTRACTUAL SERVICES	300,190.00	15,296.75	0.00	108,900.82	1,500.00	189,789.18	36.78
COMMODITIES	28,200.00	621.50	0.00	5,600.07	0.00	22,599.93	19.86
CAPITAL OUTLAY	19,000.00	0.00	0.00	2,547.04	0.00	16,452.96	13.41
OTHER COSTS/MISC.	466,790.00	219,890.00	0.00	219,890.00	0.00	246,900.00	47.11
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL NON-DEPARTMENTAL</b>	<b>1,045,818.00</b>	<b>247,981.92</b>	<b>0.00</b>	<b>407,371.42</b>	<b>1,500.00</b>	<b>636,946.58</b>	<b>39.10</b>
<u>ADMINISTRATION</u>							
CAPITAL OUTLAY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
DEBT SERVICE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>TOTAL ADMINISTRATION</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>
<b>TOTAL EXPENDITURES</b>	<b>1,045,818.00</b>	<b>247,981.92</b>	<b>0.00</b>	<b>407,371.42</b>	<b>1,500.00</b>	<b>636,946.58</b>	<b>39.10</b>
** REVENUE OVER (UNDER) EXPENDITURES *	( 309,818.00)	( 181,669.95)	0.00	( 94,249.57)	( 1,500.00)	( 214,068.43)	30.91
OTHER FINANCING (USES)	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NET OTHER SOURCES/(USES)	0.00		0.00	0.00	0.00	0.00	0.00
<b>REVENUE &amp; OTHER SOURCES OVER/ (UNDER) EXPENDITURES &amp; OTHER (USES)</b>	<b>( 309,818.00)</b>	<b>( 181,669.95)</b>	<b>0.00</b>	<b>( 94,249.57)</b>	<b>( 1,500.00)</b>	<b>( 214,068.43)</b>	<b>30.91</b>

## **CONSENT AGENDA**

### **B. LIFEPOINT CHURCH REQUEST:**

LifePoint Church is requesting to use a portion of Lion's Park for Vacation Bible School

# Marketplace

Dear Council Members,

We are requesting the use of Lion's Park for our Marketplace Vacation Bible School. It is our desire to provide an enjoyable event for the community. Hundreds of kids fill the park for Marketplace each year and it has become a highlight among the kids' summer activities.

We request permission to:

- Use the southwest section of Lion's Park July 17-23.
- Place a barrier around the area.
- Set up temporary shelters & structures.
- Dig a few small holes for posts.
- Use minor amounts of water & electricity.
- Have live animals in the Marketplace.

We will provide:

- A certificate of insurance.
- Adequate supervision of the kids.
- Crossing guards and Block Party Permit for Clay Street.
- Security for our items.
- Cleanup of the area.

Thank You,  
LifePoint Church

## **STAFF REPORTS**

**A. City Clerk Polian**

**B. Chief of Police Hephner**

- Police Department May 2010 Report
- Municipal Court May 2010 Report

**C. Fire Chief Tormey**

- Fire Department May 2010 Report

**D. Community Development Officer Miller**

**E. City Superintendent Dunn**

- Public Works April & May 2010 Report

**F. Environmental Services Officer Plant**

**G. Parks & Public Buildings Superintendent Owings**

**H. City Engineer Kelsey**

**I. City Attorney Arbuckle**

**J. City Administrator Pile**

Officer's Report                      June 10, 2010                      Chief Mark V. Hephner #1

Attention:        Joel Pile  
                      City Administrator  
                      Valley Center Kansas

Subject:            Valley Center Police May Monthly Report

The Police Department answered 365 calls for service during May 2010. Of those calls, 92 generated police cases. Emergency Communications/Records recorded 74 Fire Department calls for service, 129 records dissemination requests, 1227 telephone calls and 123 citizen contacts. The following is a break down of the police department cases:

**Calls for Service:** Seven 911 hang ups; twenty alarm calls; eighteen animal calls; eleven assist citizen/motorist calls; twenty assist EMS calls; eight assist fire; thirty-five assist other agency calls; two auto theft cases; two battery case; six burglary reports; twelve criminal damage to property cases; seven business/residence calls; nine check the welfare calls; one deliver message call; eighteen disturbance/domestic calls; eight driving complaints; five DUI cases; one forgery case; six found property cases; one funeral escort; seven harassment/phone call complaints; one injury accident; seven larceny cases; one loud music complaint; two minor in possession cases; twenty-three misc reports; eight non-injury accident reports; four parking complaints; three peddler license violation; three recovered stolen property case; two return found property cases; six runaway reports; one sexual harassment call; one sick and cared for call; two suicide calls; thirty-seven suspicious activity/persons/vehicle calls; fifteen theft reports; four traffic hazard calls; one trespassing reports; and one violation of PFA report. Officers wrote thirty-nine citations with fifty-five violations during the month.

During the month of May, Sedgwick County Emergency 911 Dispatch covered for the City of Valley Center 64 hours.

The chief attended the area Chief's Meeting in Cheney on May 13, he was elected Vice President of the organization. The chief sat on a promotional board for the Winfield Police Department on May 11. The chief attended the KPOA/KACP joint conference in Hutch from May 19-20. The chief, Sgt Newman and Detective Grayson met with Art Mendez regarding problems at the horse races on 77<sup>th</sup>.

During the month, Detective Sergeant Lloyd Newman II completed the monthly fuel report. He presented several cases to the City Attorney. He along with Sgt Vogt supervised Municipal Court sessions during the month. He continues to promote Nixle to the public for warnings and advisories. He was able to solicit an electronic basketball game from Leeker's to compliment the Fatal Vision Goggles. He completed several fuel invoices for multiple departments and also completed two internal investigations.

Sgt Vogt along with Officer Schrag set up the new police vehicle with lights, radio and cage. He attended an Operation Lifesaver board of directors meeting in Topeka on the

12<sup>th</sup>. He was elected to Vice President to that organization. He covered two shifts on patrol as no other officers were available. He attended a Sedgwick Co meeting on NIMS resource typing. He worked on a new radio template and coordinated reprogramming of all PD radios for the re-banding project on May 27<sup>th</sup>.

Detective Grayson interviewed six suspects during the month. He wrote four affidavits. He presented six cases to the DA's office.

**SRO Activities**-332 student contacts, 31parent contacts, 2 problem solving contacts, 1 MIP of tobacco, 104 school staff contacts, 2 citations, 4 cases-Criminal Damage to Property, 3 theft cases and two school functions attended-Prom & Graduation

**Training:** Chief Hephner attended training at the Joint Conference in Hutch May 19-21. Sgt Newman and Detective Grayson attended training in Ark City regarding Church Security and Violence.

**Community Outreach Programs:** Sgt Newman made up a gift basket from the police department for the library to auction as a fund raiser. Chief attended the Lion's Club meeting. Sgt Vogt did Operation Lifesaver presentation at the Middle School Health Fair on May 6. He assisted KHP with Positive Enforcement Lane at Meridian and Railroad Crossing on the 8<sup>th</sup>. He did an Operation Lifesaver presentation to the USD 262 bus drivers on the 10<sup>th</sup>.

**Response Times Average:**

Priority calls-7 minutes

Non-priority calls (Report calls)-14 minutes

**Miscellaneous items:** The Valley Center School Board voted to end the SRO program at the end of this school year. While I understand the financial hardships the district is facing, it is disappointing that the students, parents and staff will undoubtedly miss this unique program. With the ending of the SRO program this year and the ending of the DARE program last year the police department will have a more difficult time establishing positive relationships with the youth of Valley Center. I sincerely hope that in the near future funding will allow for the return of the SRO program.

Sgt Vogt and Detective Grayson attended the KPOA/KACP Banquet on May 21, along with Officer Justin Longhofer and his wife. Justin was recognized by that organization by receiving the Bronze Award for his off duty actions to stop an occupied vehicle out of control.

Officer Easley worked with Eldon Miller on two grant proposals.

Municipal Court May 12, 2010

60 TOTAL CASES

- 4 CASES WITH NO STATUS CHG.
- 5 INITIAL APPEARANCE TO NEW DATE
- 8 CONTINUED TO NEW DATE
- 6 CONTINUED
- 4 LATE NOTICE
- 1 EXTENSION OF TIME TO PAY TO NEW DATE
- 3 EXTENSION OF TIME TO PAY
- 3 DISMISSED/PRESENTED INSURANCE
- 1 TRIAL TO NEW DATE
- 2 TRIAL
- 8 FINALIZED - FOUND GUILTY
- 8 DISMISSED WITHOUT PREJUDICE
- 1 TRANSFER TO FELONY COURT
- 1 DISMISSED HAD DL
- 1 FOUND NOT GUILTY AT TRIAL
- 1 DIVERSION
- 3 DISMISSED/JUDGE ORDERED

Municipal Court May 26, 2010

96 TOTAL CASES

- 14 CASES WITH NO STATUS CHG.
- 6 INITIAL APPEARANCE TO NEW DATE
- 20 CONTINUED TO NEW DATE
- 20 CONTINUED
- 2 TRIAL TO NEW DATE
- 15 TRIAL
- 1 DISMISSED/COMPLAINT WITHDRAWN
- 2 EXTENSION OF TIME TO PAY TO NEW DATE
- 3 EXTENSION OF TIME TO PAY
- 4 DISMISSED WITHOUT PREJUDICE
- 5 FINALIZED - FOUND GUILTY
- 1 PAYMENT PLAN
- 1 LATE NOTICE
- 1 SENTENCING TO NEW DATE
- 1 DISMISSED/PRESENTED INSURANCE

**May 2010 Activity Report**

The Fire Department responded to 75 calls for service in May; these are broken down as follows.

<b><u>Calls For Service</u></b>	<b><u>City</u></b>	<b><u>Townships</u></b>
Grass Fire	1	2
Brush or Brush and Grass Mixture Fire	0	1
Outside Rubbish, Trash or Waste Fire	0	1
Unauthorized Controlled Burn	3	0
Motor Vehicle Accident With Injuries	3	2
Medical Assist, Assist EMS Crew	13	0
EMS Call	7	0
Gas Leak (Natural Gas or LPG)	1	0
Power Lines Down	3	0
Service Call	2	0
Assist Police or Other Government Agency	1	0
Water Problem Other	1	0
Arcing, Shorted Electrical Equipment	1	0
Severe Weather or Natural Disaster, Other	1	0
Systems Alarm Malfunction, Other	1	0
Good Intent Call, Other	1	0
Dispatched & Cancelled En Route	5	4
Burn Permit	21	0

4 Firefighters Attended the Health Fair at the Valley Center Middle School (May 6<sup>th</sup> 2010).

21 Firefighters Attended Training in Valley Center Training Consisted of Structure Fire Scenario Training (May 10<sup>th</sup> 2010).

11 Firefighters Attended Training in Valley Center Training Consisted of Advancing Hose Line to a Structure Fire; New Brush Truck 41 was Introduced to the Firefighters (May 24<sup>th</sup> 2010).

2 Firefighters Conducted Fire Prevention Activities at the Community Building During a Senior Citizen Luncheon (May 25<sup>th</sup> 2010).

**CHIEF TORMEY**

**PUBLIC WORKS DEPARTMENT**  
**April & May 2010**

**Administration**

Sewer Inspections: 8

Approach Inspections: 8 in April & 3 in May

Continue to work with contractors several projects: Middle School Lift Station rehab, Collection system rehab and point repairs, Schools, Meadow Sidewalk, 93<sup>rd</sup> Street, Middle School Lift Station Rehab, Stormwater on N. Meridian installation, industrial sewer line.

Consumer Confidence Report for 2009: Certificate and report sent to State; mailed to 2,429 customers; delivered 125 to various apartments; included the Wichita surface water violation notice; printing and postage cost \$1,650.

Pool: worked with Park Department training and getting pool ready to open.

NPDES: City staff meeting was held to confirm and update each department responsibilities.

**The Wastewater Treatment & Collections Department**

Wichita hauled sludge: 30 loads in April & 19 loads in May

Cleaned UV channels; rebuilt modules and replaced bad bulbs.

#3 pump at the influent pump station reinstalled

#1 pump at the influent pump station had to be pulled for repairs and cleared.

Decanted both holding tanks and transferred between tanks.

Ran Control Tests and drew samples for required testing for State.

Annual 503 Sludge samples taken and sent to lab for testing – results were within normal limits.

Lift Stations: Daily rounds and maintenance was done.

**The Street Department**

2010 Street Program

Ditch work in several areas.

Mowing, trimming and spraying.

Commodities were picked up in Wichita and delivered to Community Building.

Repaired pot holes and worked on Alley's.

Barricades were set out for: Prom (on Main Street); Circus (Lions Park) & Block Parties

Flags were lowered to half staff in honor of State Officials, Law Enforcement, and Armed Forces.

Flags were hung for Memorial Day.

**The Water Department**

Read water meters

2 new meters and 118 meters replaced for automated reading or dead meters.

7 (each month) Routine bacteria samples collected and sent to State.

Daily rounds: Booster Station, Wells, Wichita Meter Pits, Water Tower

Kansas One Call: (110 in April and 127 in May) locates were completed for water, sewer and storm water.

Completed (64 in April and 52 in May) City Hall generated service-orders.

Disconnected (29 in April & 26 in May) water services then restored service when paid. Follow-up checks are done the next day.

Meter boxes and lid replacements were done on several locations.

Fire Hydrant repairs mad at Clay an Abilene.

## **GOVERNING BODY REPORTS**

**A. Mayor McNown**

**B. Councilmember K. Jackson**

**C. Councilmember Maschino**

**D. Councilmember Nordstedt**

**E. Councilmember Campbell**

**F. Councilmember Cicirello**

**G. Councilmember Gerling**

**H. Councilmember Hobson**

**I. Councilmember L. Jackson**

**ADJOURN**