



CITY COUNCIL AGENDA

January 21, 2020

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.

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **INVOCATION: MINISTERIAL ALLIANCE**
4. **PLEDGE OF ALLEGIANCE**
5. **APPROVAL OF AGENDA p 4**
6. **ADMINISTRATION AGENDA p 5**
 - A. City Council Meeting Minutes – January 7, 2020
7. **PRESENTATIONS / PROCLAMATIONS p 12**
 - A. Recognition of Employee Achievements
 - B. Main Street Valley Center Annual Report
8. **PUBLIC FORUM (Citizen input and requests) p 12**
9. **APPOINTMENTS p 12**
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 - D. Contract Extension with NAI Martens for Ford St. Property Marketing p 25
12. **NEW BUSINESS p 28**
 - A. General Obligation Bonds, series 2020-1, Ord.1342-20 and Res. 683-20 p 28
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 - C. Ordinance 1343-20; UPOC Ordinance Amendment p 72
 - D. 2020 Water Rate Approval p 76
 - E. 2019 Year in Review p 82
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 - C. Treasurer’s Report – December 2019 p 133

- D. Revenue and Expense Summary – December 2019 p
- E. Delinquent Account Report - October 2019 p 149
- 14. STAFF REPORTS p 155**
- 15. GOVERNING BODY REPORTS p 158**
- 16. 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 any time during the regular City Council meeting, the City Council may meet in executive session for consultation concerning several matters (real estate, litigation, non-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.gov or by phone at (316)755-7310.

For additional information on any item on the agenda, please visit www.valleycenter-ks.gov or call (316) 755-7310.

CALL TO ORDER

ROLL CALL

INVOCATION – MINISTERIAL ALLIANCE

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

RECOMMENDED ACTION:

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

ADMINISTRATION AGENDA

A. MINUTES:

Attached are the Minutes from the January 7, 2020 regular City Council Meeting as prepared by the City Clerk.

REGULAR COUNCIL MEETING
January 7, 2020
CITY HALL
121 S. MERIDIAN

Mayor Dove called the meeting to order at 7:00 p.m. with the following members present: Ron Colbert, Lou Cicirello, Gina Gregory, Brendan McGettigan, Marci Maschino, Matt Stamm, Ben Anderson and Paul Davis.

Members Absent: None

Staff Present: Lloyd Newman, Public Safety Director
Rodney Eggleston, Public Works Director
Neal Owings, Parks and Public Buildings Director
Ryan Shrack, Community Development Director
Josh Golka, City Engineer
Barry Arbuckle, City Attorney
Brent Clark, City Administrator
Barry Smith, Asst. City Administrator
Kristi Carrithers, City Clerk

Press present: The Ark Valley News

APPROVAL OF THE AGENDA

McGettigan moved to approve the agenda as presented, seconded by Colbert. Vote yea: unanimous. Motion carried.

ADMINISTRATION AGENDA

MINUTES – DECEMBER 17, 2019 REGULAR CITY COUNCIL MEETING

Maschino moved to accept the minutes of the December 17, 2019, regular City Council meeting, seconded by McGettigan. Vote yea: Unanimous. Motion carried.

PRESENTATIONS/PROCLAMATIONS – None

PUBLIC FORUM –None

APPOINTMENTS - None

COMMITTEES, COMMISSIONS –

PLANNING AND ZONING BOARD MINUTES – DECEMBER 19, 2019

Gregory moved, seconded by Cicirello to accept and file the minutes from the December 19, 2019 Planning and Zoning Board Meeting. Vote Yea: Unanimous. Motion carried.

OLD BUSINESS –

A. ORDINANCE 1338-20; FIREWORKS SALES

Smith requested approval of Ordinance which would change the times and days of sale and discharge of fireworks.

McGettigan moved to approve Ordinance 1338-20, to amend Chapter 9.75 of the Valley Center, Kansas Municipal Code by amending Section B of Chapter 9.75.030 thereof designating the times and days for the retail sale and discharge of fireworks and by amending Section C of Chapter 9.75.030 amending the due date, approval process, and fee for obtaining a permit to sell fireworks in the City of Valley Center, Kansas for 2nd reading. The motion was seconded by Stamm. Vote Yea: Unanimous. Motion carried.

B. ORDINANCE 1339-20; ECONOMIC DEVELOPMENT BOARD APPOINTMENTS

Shrack presented Ordinance as recommended by Council amending the membership guidelines for the Valley Center Economic Development Board. It increases the membership to 8 members of which 3 may reside outside of the city limits, if they have an economic stake in the city.

Cicirello moved to waive the 1st reading of Ordinance 1339-20, amending the appointment of members to the Valley Center Economic Development Board. Motion seconded by Anderson. Vote Yea: Unanimous. Motion carried.

Cicirello moved to approve Ordinance 1339-20 amending the Valley Center Economic Development Board Membership. Motion seconded by Anderson. Vote Yea: Unanimous. Motion carried.

**OUTGOING MAYOR/CITY COUNCIL RECOGNITION –
COUNCILMEMBER MASCHINO**

Stated that she has served on the City Council for a quarter of her life. In fact she was pregnant with her son during her first term. During her time serving on the Council, she has seen the completion of the storm water project on Meridian and the construction of the Community Building and the road construction on 5th street. Some days on Council were really hard, but others were fun and rewarding. Thank you to the community, staff and her family.

MAYOR DOVE

Stated that her experience on Council and “serving as Mayor has been one of the most rewarding things in my life”. The staff of the City are a stellar group of people to work with. Thank you to all the citizens of Valley Center, the church communities and the love and support of her family.

Incoming Mayor Cicirello presented to Councilmember Maschino and Mayor Dove a plaque in appreciation of their hard work and dedication for their years of serving Valley Center. He invited everyone to stay for a reception honoring them immediately following the evenings meetings.

McGettigan to adjourn, second by Cicirello. Vote Yea: Unanimous.

ADJOURN -

Meeting adjourned at 7:15pm.

SWEARING IN NEW COUNCIL MEMBERS

City Clerk Carrithers swore in new Mayor Lou Cicirello and Councilmember Christopher Evans.

Mayor Cicirello called the meeting to order at 7:20 p.m. with the following members present: Ronald Colbert, Gina Gregory, Brendan McGettigan, Chris Evans, Matt Stamm, Ben Anderson and Paul Davis.

APPROVAL OF THE AGENDA

McGettigan moved to approve the agenda as presented, seconded by Colbert. Vote yea: unanimous. Motion carried.

NEW BUSINESS-

A. APPOINTMENT AND SWEARING IN OF WARD 1 VACANT COUNCIL SEAT

Mayor Cicirello stated that three residents had expressed an interest in serving the City as appointed to fill the Ward 1 Council seat vacated by Cicirello. He recommended that Council appoint Robert Wilson to complete the term.

Anderson moved to accept Mayor Cicirello recommendation and appoint Robert Wilson to fill the open position in Ward 1. Seconded by McGettigan. Vote yea: unanimous. Motion carried.

City Clerk Carrithers swore in Robert Wilson as new appointed City Councilmember. He then took his place on the bench.

B. ELECTION OF COUNCIL PRESIDENT

Smith requested Council elect a new Council President. He explained that Maschino had served as the Council President. Cicirello stated the president would be responsible for running the Council meetings in the Mayor's absence. He explained that even though he could recommend to appoint someone, in the past a Councilmember has expressed willingness and volunteered. Ben Anderson stated that he would be willing to serve.

Gregory moved to elected Ben Anderson to serve as Council President, seconded by Davis. Vote yea: unanimous. Motion carried.

C. DESIGNATION OF ACCOUNT SIGNERS-EMPRISE, HALSTEAD AND INTRUST BANKS

Smith stated that with Mayor Dove and Councilmember Maschino leaving the Council, new account signers need to be added on accounts at financial institutions holding City funds. He stated in the past it has been the Mayor and the Council President.

McGettigan moved to authorize Mayor Lou Cicirello and Council President Ben Anderson as signers on City of Valley Center checking accounts held at Emprise, Halstead and Intrust Banks. Motion seconded by Stamm. Vote yea: unanimous. Motion carried.

D. ORDINANCE 1340-20; RE-ZONE 9801 N BROADWAY

Shrack explained that owners of the properties located on Broadway and 93rd had requested re-zoning from RR-1 (suburban residential) to A-1 (agricultural district). The Planning and Zoning Board discussed the request and has recommended the approval of Ordinance to re-zone.

Stamm moved to approve Ordinance 1340-20; re-zoning of land located at 9801 N. Broadway Ave, Valley Center, Kansas for 1st reading. Motion seconded by Gregory. Vote yea: unanimous. Motion carried.

E. ORDINANCE 1341-20; RE-ZONE 200 W 93RD ST. N

Gregory moved to approve Ordinance 1341-20; re-zoning of land located at 200 W. 93rd. Street N. Valley Center, Kansas for 1st reading. Motion seconded by Colbert. Vote yea: unanimous. Motion carried.

F. STREET SWEEPER; SALE OF EXISTING SWEEPER AND PURCHASE OF RAVO SWEEPER

Eggleston addressed Council to request approval to sell the city street sweeper and purchase a new Ravo Sweeper. He explained that the while the current sweeper works and is not worn out, it doesn't function to the needs of the City. Eggleston introduced Levi Williams to explain the features of the Ravo 5 sweeper. The Ravo 5 has a 3rd broom which can be used as a weed cutter along curbs. It also has a larger dump bin which vacuums and packs debris instead of throwing up on a belt. The vacuum feature also allows staff to clean out manholes and storm drains.

Council discussed the life expectancy as well as maintenance costs. It was noted that while normally equipment is not upgraded so soon, the current sweeper was purchased 6 years ago and the re-sale value is very attractive. Anderson stated that if this increases staff efficiency, he would be in favor of it.

Barry Smith stated that Halstead Bank has approved financing of lease purchase agreement with a 3.125% interest rate.

Colbert moved to approve sale of City's existing Pelican street sweeper to Key Equipment for \$50,000.00. Anderson seconded the motion. Vote yea: unanimous. Motion carried.

Colbert moved to approve lease/purchase of a Ravo 5 series street sweeper from Red Municipal & Industrial Equipment in the amount of \$200,000.00 and apply funds from the sale of old sweeper to purchase. Anderson seconded the motion. Vote yea: unanimous. Motion carried.

CONSENT AGENDA

- A. APPROPRIATION ORDINANCE-JANUARY 7, 2020
- B. DISPOSAL OF CITY PROPERTY- PURPLE WAVE

Anderson moved, seconded by Stamm to approve the Consent Agenda as presented. Vote Yea: Unanimous. Motion carried.

STAFF REPORTS

COMMUNITY DEVELOPMENT DIRECTOR SHRACK

The Wichita Area Builders Home Show will be held February 6-9th. Valley Center will have booth promoting the City. The Chamber, City and Schools will all help staff the booth and a volunteer sign-up sheet is available.

Next Thursday, January 16th, Main Street Valley Center will be holding their annual meeting at LeVenue from 6:00pm-8:00pm. The new Kansas Director of the Main Street Program will attend so it should be a great night.

PARKS AND OUTDOOR SPACES DIRECTOR OWINGS

Tree trimming in Lions and Veteran's Park is completed. A drop off location in Veteran's Park for Christmas Trees to be recycled is open to the public. Mulch from the trees is available for public pick up. The new Kabota utility vehicle will be in the parking lot following the meeting.

CITY ENGINEER GOLKA

Discussed the project status update. The waterline replacement project will be having a pre-construction meeting on January 13th with work to begin in February.

ASSISTANT CITY ADMINISTRATOR SMITH

Reported that a ratings call was held last Friday and everything went well. He reminded Council that a higher score usually means a better interest rate for upcoming bond sales.

He is working with staff to write or update investment, purchasing and utility extension policies.

Received word from the City of Wichita they will be increasing their water rates by 6.25%. He has worked the numbers regarding our rates and although we can by Ordinance increase our rates by 4% over what we have been increased, he recommends we increase our rates to residents by only 4%. Council requested a discussion of water rates be placed on the January 21, 2020 agenda.

CITY ADMINISTRATOR CLARK

Announced a new promotion beginning this month. A "little" sasquatch will roam businesses in Valley Center. Residents are encouraged to visit local businesses to find the sasquatch and take a selfie with it. If they post the photo they will be eligible for a drawing to receive \$50.00 off their utility bill. Limit of 2 wins in the year.

GOVERNING BODY REPORTS

MAYOR CICIRELLO

"Welcome" to new Council members and a "Thank you" to the outgoing Council members. Reminded everyone that a Land Bank Meeting will be held immediately following adjournment of Council meeting.

COUNCILMEMBER COLBERT

Welcome to new Council Members.

COUNCILMEMBER WILSON

Thanked all for the opportunity. He has served on the parks and tree board for many years and looks forward to continuing to serve as a Councilmember.

COUNCILMEMBER GREGORY

Encouraged everyone to attend the Main Street Valley Center meeting on the 16th. Reported that there will be a Sedgwick County Association of Cities meeting on Saturday. It will be held at the emergency operations building on North Main in Wichita.

COUNCILMEMBER EVANS

Thank you for the opportunity to serve. Although he has only been in Valley Center three years, he looks forward to many more years.

COUNCIL MEMBER STAMM

Thank you to Mayor and Maschino and welcome to new Councilmembers.

COUNCIL MEMBER ANDERSON

Thanks and welcome. Also expressed appreciation for Smith to seek financing from “local” business. It’s important to stay local whenever you can.

Stamm moved to adjourn, second by Colbert. Vote Yea: Unanimous.

ADJOURN -

Meeting adjourned at 8:05 PM.

Kristi Carrithers, City Clerk

ADMINISTRATION AGENDA
RECOMMENDED ACTION

A. MINUTES:

RECOMMENDED ACTION:

Staff recommends motion to approve the minutes of the January 7, 2020 Regular Council Meeting as presented/ amended.

PRESENTATIONS / PROCLAMATIONS

- A. Recognition of Employee Achievement – William Andrews
- B. Main Street Valley Center Annual Report – Chris Strunk

PUBLIC FORUM

APPOINTMENTS

COMMITTEES, COMMISSIONS



To: Mayor Cicirello and city council members

From: Chris Strunk, president of the Main Street Valley Center board of directors

Date: Jan. 21, 2020

Thank you for allowing Main Street Valley Center to provide an update about what it accomplished in 2019 and what it has planned for 2020.

First, we want to thank Ryan Shrack, the city's community development director, for guiding and assisting our group. We appreciate the city for allowing us to use Mr. Shrack's time and expertise. We also thank all the volunteers we've been able to recruit this year to help with events and other programs.

We also appreciate the city council's continued financial support of Main Street Valley Center.

Our mission: MSVC is committed to the preservation and revitalization of historic downtown Valley Center. We do this by encouraging preservation and maintenance of buildings and infrastructure, assisting retail and service business and bolstering community pride and involvement. We believe that if the core of Valley Center does well, it will help the entire community.

Where we've been

MSVC is guided by four pillars: economic vitality, design, promotion and organization.

To recap 2019, here's a look at what MSVC did in each of those areas.

Economic vitality — This pillar represents the organization's commitment to support existing businesses and attract new businesses.

One of the ways we do that is through the Main Street Enhancement Grant program, which was started in 2017, expanded in 2018 and continued in 2019. The program financially assists business and property owners with small to medium-sized projects designed to improve the exterior aesthetics of properties in historic downtown Valley Center.

The program received three applications in 2019 and MSVC awarded three grants totaling \$1,572. (In three years, the program has awarded nearly \$7,100 in grants.) This year's grants were for:

1. Exterior improvements at Main Street Coffee, 109 W. Main.
2. A new sign at Valley Center Chamber of Commerce, 209 W. Main.
3. Exterior improvements and repairs at Sew Much More, 216 W. Main.

Design — This pillar includes activities that improve the physical environment of historic downtown Valley Center.

Activities in 2019 included the upkeep of planters along Main Street. MSVC continued a flowerpot contest in 2019, inviting all business owners to fill the planters and take care of them. MSVC issued prizes (Main Street gift certificates) at the end of the growing season for some of the top planters.

Also in 2019, MSVC continued responsibility for keeping the Main Street rights-of-way mowed and trimmed and the sidewalks free of weeds, and took care of some of the lights on Main Street buildings.

Promotion — This pillar includes activities to attract residents and visitors to historic downtown Valley Center.

MSVC sponsored and organized Movie on Main this summer. We also assisted with the chamber of commerce's Fall Festival and Trick or Treat Street as well as the Lions Club's car show and a concert at Le Venue. Each of those events showcased historic downtown Valley Center, which is the mission of MSVC.

The highlight of the year was in December. One of the most significant events this year was Hometown Christmas Dec. 6 and 7. The city really got behind this event and helped us tremendously. The Parks and Public Works staffs, in particular, were very kind and helpful. It was a total team effort.

Organization — This pillar includes activities to keep the organization viable into the future.

We held elections in 2019, and three board members were reappointed. Board members for 2020 are: Chris Strunk (president, representing business/property owners), Marsha Huebert (vice president, at-large member), Amy Stamm (secretary, at-large member), Mike Porter (treasurer, representing the chamber of commerce), Tom Bartel (representing business/property owners), Paul Eden (representing business/property owners), Ron Bailey (representing business/property owners), Gina Gregory (representing Valley Center City Council), Al Hobson (representing the Valley Center Historical Society) and Ryan Shrack (ex-officio).

Our website mainstreetvalleycenter.org went live in 2019. It's a good place to refer people if they have questions about what we do.

Also in 2019, we officially expanded the Main Street program's boundaries to include East Main Street to the eye doctor's office on the south side. This will allow the organization to assist existing businesses on the east side of Meridian and help in any way we can to attract new businesses, especially to the empty commercial building east of the post office.

Where we're going

Using the four pillars, the following are the goals and budgets MSVC has set for 2020.

Economic vitality — MSVC will devote \$3,000 to the Main Street Enhancement Grant program to continue helping business and property owners improve their properties.

MSVC will continue to assist property owners looking for tenants and potential tenants looking for properties.

One of the biggest opportunities is the vacant lot that is currently for sale on the southeast corner of Main and Ash.

Design — MSVC will devote \$1,900 toward this pillar. We will continue the lawn and sidewalk, planter and light maintenance programs in 2020. Pretty soon, you'll see some new planters. And we'll start what we hope will be a self-sustaining banner program that includes a tribute to military veterans.

MSVC also will work with the city on street improvement and curb access issues.

Promotion — MSVC plans to devote \$4,500 toward this pillar. We will host a movie night, a Fourth of July event, Hometown Christmas and continuation of the artists and authors event, which was started by Jim Gregory last year.

MSVC also will continue to partner with the chamber of commerce and the Lions Club on Fall Festival, Trick or Treat Street and car show events.

Organization — MSVC will devote \$2,400 toward this pillar. We will pay for event and board insurance and host an annual appreciation reception. We also will keep our website updated.

A WORD ABOUT FINANCES

Main Street Valley Center officers and board members provide regular and detailed oversight of the organization's finances. The organization sets an annual budget to achieve its stated goals and maintains a healthy balance for unforeseen opportunities. The board was scheduled to approve the 2020 budget on Jan. 17.

Board meetings: Noon, third Friday of the month (usually at Edward Jones building, 209 W. Main).

Contact: Chris Strunk, 755-0821(W), 519-3952(C), 210 W. Main.

OLD BUSINESS

A. ORDINANCE 1340-20; RE-ZONE 9801 N BROADWAY:

Shrack will present Ordinance 1340-20 to re-zone property located at 9801 N. Broadway Ave from RR-1 (Suburban Residential) to A-1(Agricultural District) for 2nd reading.

- Ordinance 1340-20

ORDINANCE NO. 1340-20

AN ORDINANCE CHANGING THE ZONING DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED IN THE CITY OF VALLEY CENTER, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING REGULATIONS OF THE CITY.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VALLEY CENTER, KANSAS:

SECTION 1. Having received a recommendation from the Valley Center City Planning and Zoning Board on Case No. RZ-2019-05, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of the amended Zoning Regulations of the City as approved by Ordinance No. 1279-14, the zoning district classification of the property legally described herein is changed as follows:

Change of zoning district classification from RR-1 (Suburban Residential District) to A-1 (Agricultural District).

Legal Description: BEG 600 FT N & 460 FT E NW COR PROMISED LAND ADD. TH E 590 FT TH S 600 FT TH W 590 FT TH N 600 FT TO BEG SE1/4 SEC 20-25-1E.

Property Address: 9801 N. Broadway Ave., Valley Center, KS 67147

SECTION 2. Upon the taking effect of this Ordinance, the above zoning change shall be entered and shown on the Official Zoning Map(s) as previously adopted by reference and said map(s) is hereby reincorporated as a part of the Zoning Regulations as amended.

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

PASSED by the Governing Body and signed by the Mayor of the City of Valley Center, Kansas, on this 21st day of January 2020.

First Reading: January 7, 2020
Second Reading: January 21, 2020

(SEAL)

/s/ _____
Louis Cicirello, Mayor

ATTEST:

/s/ _____
Kristi Carrithers, City Clerk

OLD BUSINESS
RECOMMENDED ACTION

A. ORDINANCE 1340-20; RE-ZONE 9801 N BROADWAY AVE:

Should Council choose to proceed,

RECOMMENDED ACTION:

Staff recommends motion to approve Ordinance 1340-20; re-zoning of land located at 9801 N. Broadway Ave, Valley Center, Kansas for 2nd reading.

OLD BUSINESS

B. ORDINANCE 1341-20; RE-ZONE 200 W. 93RD ST. N.:

Shrack will present Ordinance 1341-20 to re-zone property located at 200 W. 93rd. Street N. from RR-1 (Suburban Residential) to A-1(Agricultural District).

- Ordinance 1341-20

ORDINANCE NO. 1341-20

AN ORDINANCE CHANGING THE ZONING DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED IN THE CITY OF VALLEY CENTER, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING REGULATIONS OF THE CITY.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF VALLEY CENTER, KANSAS:

SECTION 1. Having received a recommendation from the Valley Center City Planning and Zoning Board on Case No. RZ-2019-06, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of the amended Zoning Regulations of the City as approved by Ordinance No. 1279-14, the zoning district classification of the property legally described herein is changed as follows:

Change of zoning district classification from RR-1 (Suburban Residential District) to A-1 (Agricultural District).

Legal Description: BEG NW COR PROMISED LAND ADD N 600 FT E 460 FT S 600 FT W TO BEG SE1/4 SEC 20-25-1E.

Property Address: 200 W. 93rd St., Valley Center, KS 67147

SECTION 2. Upon the taking effect of this Ordinance, the above zoning change shall be entered and shown on the Official Zoning Map(s) as previously adopted by reference and said map(s) is hereby reincorporated as a part of the Zoning Regulations as amended.

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

PASSED by the Governing Body and signed by the Mayor of the City of Valley Center, Kansas, on this 21st day of January 2020.

First Reading: January 7, 2020
Second Reading: January 21, 2020

(SEAL)

/s/ _____
Louis Cicirello, Mayor

ATTEST:

/s/ _____
Kristi Carrithers, City Clerk

OLD BUSINESS
RECOMMENDED ACTION

B. ORDINANCE 1341-20; RE-ZONE 200 W. 93RD ST. N.:

Should Council choose to proceed,

RECOMMENDED ACTION:

Staff recommends motion to approve Ordinance 1341-20; re-zoning of land located at 200 W. 93rd. Street N. Valley Center, Kansas for 2nd. reading.

OLD BUSINESS

C. 2021-2023 STRATEGIC PLAN STEERING COMMITTEE DISCUSSION:

City staff will discuss with City Council the creation of the steering committee to work directly with RDG on the completion of the 2021-2023 Valley Center Strategic Plan. Council will need to formally approve the committee and designate committee members to work with City staff and RDG.

OLD BUSINESS
RECOMMENDED ACTION

C. 2021-2023 STRATEGIC PLAN STEERING COMMITTEE DISCUSSION:

Should Council choose to proceed,

RECOMMENDED ACTION:

Staff recommends motion approve the creation of a Strategic Plan Steering Committee.

And

Motion to designate steering committee members to work with City staff and RDG in the creation of the new strategic plan.

OLD BUSINESS

D. CONTRACT EXTENSION WITH NAI MARTENS FOR FORD STREET PROPERTY MARKETING:

City staff will present a contract extending the agreement between the City of Valley Center and NAI Martens to March 31, 2020. The original contract expired on December 31, 2019.

- Contract NAI Martens

**ADDENDUM TO EXCLUSIVE RIGHT TO SELL AGREEMENT
SELLER’S AGENT**

This Addendum will serve as extension of original Agreement, Exclusive Right to Sell – Seller’s Agent, dated *January 21, 2019* between the City of Valley Center (“Seller”) and NAI Martens (“Broker”).

Original term beginning *January 21, 2019* and ending *December 31, 2019*.

The effective term of this Addendum will begin *January 1, 2020* and end *March 31, 2020*.

The property legally described or commonly known as:
401 E. Ford St., Valley Center, Kansas

The Designated Agent on this Listing will be changed to Shane Pullman.

All other terms of agreement remain in effect.

Seller hereby acknowledges receipt of a copy of this Addendum.

NAI Martens
Brokerage

City of Valley Center
Seller

By: Shane Pullman

By:

435 S. Broadway, Wichita, KS 67202
Broker's Address

545 W. Clay Street, Valley Center, KS 67147
Seller's Address

(316) 262-0000
Broker's Phone Number

(316) 755-7320
Phone

OLD BUSINESS
RECOMMENDED ACTION

**D. CONTRACT EXTENSION WITH NAI MARTENS FOR FORD STREET
PROPERTY MARKETING:**

RECOMMENDED ACTION

Staff recommends approval of the contract between NAI Martens and the City of Valley Center and authorize Mayor Cicirello to sign the agreement extending services to March 31, 2020.

NEW BUSINESS

A. GENERAL OBLIGATION BONDS, SERIES 2020-1, ORDINANCE 1342-20 AND RESOLUTION 683-20:

Barry Smith and Garth Herrmann will present documents for the issuance of General Obligation Bonds and Temp Notes.

Ordinance 1342-20 authorizing the issuance of General Obligation Bonds, Series 2020-1.

Resolution 683-20 authorizing and directing the sale and delivery of General Obligation Bonds, Series 2020-1.

- Ordinance 1342-20
- Resolution 683-20

ORDINANCE NO. 1342-20

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION BONDS, SERIES 2020-1, OF THE CITY OF VALLEY CENTER, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO.

WHEREAS, the City of Valley Center, Kansas (the “City”) is a city of the second class, duly created, organized and existing under the Constitution and laws of the State; and

WHEREAS, pursuant to the laws of the State of Kansas applicable thereto, by proceedings duly had, the City Council of the City (the “Governing Body”) has authorized the following improvements (the “Improvements”) to be made in the City, to-wit:

<u>Project Description</u>	<u>Ord./Res. No.</u>	<u>Authority (K.S.A.)</u>	<u>Amount</u>
5 th Street Paving – Floodway Bridge to Broadway ¹	650-16	14-570 <i>et seq.</i> / Charter Ord. 27-2009	\$2,700,000
Public Water Supply System Improvements	378-19	65-163d <i>et seq.</i>	3,200,000

¹ The Issuer previously issued its General Obligation Bonds, Series 2016-1, \$1,000,000 of which was used to pay a portion of the costs of the Improvements

WHEREAS, the Governing Body is authorized by law to issue general obligation bonds of the City to pay the costs of the Improvements; and

WHEREAS, \$1,000,000 of such general obligation bonds heretofore authorized have been issued and the City proposes to issue \$4,675,000* of its general obligation bonds[, together with bid premium thereon,] to pay the costs of the Improvements; and

WHEREAS, the Governing Body has advertised the sale of the Bonds in accordance with the law and at a meeting held in the City on this date awarded the sale of such Bonds to the best bidder.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VALLEY CENTER, KANSAS, AS FOLLOWS:

Section 1. Definitions of Words and Terms. In addition to words and terms defined elsewhere herein, the following words and terms in this Ordinance shall have the meanings hereinafter set forth. Unless the context shall otherwise indicate, words importing the singular number shall include the plural and vice versa, and words importing persons shall include firms, associations and corporations, including public bodies, as well as natural persons.

“**Act**” means the Constitution and statutes of the State including K.S.A. 10-101 to 10-125, inclusive, K.S.A. 10-620 *et seq.*, and K.S.A. 14-570 *et seq.*, as amended by Charter Ordinance No. 27-2009, and K.S.A. 65-163d *et seq.*, all as amended and supplemented from time to time.

“Bond and Interest Fund” means the Bond and Interest Fund of the City for its general obligation bonds.

“Bond Resolution” means the resolution to be adopted by the Governing Body prescribing the terms and details of the Bonds and making covenants with respect thereto.

“Bonds” means the City's General Obligation Bonds, Series 2020-1, dated February 6, 2020, authorized by this Ordinance.

“City” means the City of Valley Center, Kansas.

“Clerk” means the duly appointed and acting Clerk of the City or, in the Clerk's absence, the duly appointed Deputy, Assistant or Acting Clerk.

“Governing Body” means the City Council of the City.

“Mayor” means the duly elected and acting Mayor of the City or, in the Mayor's absence, the duly appointed and/or elected Vice Mayor or Acting Mayor of the City.

“Ordinance” means this Ordinance authorizing the issuance of the Bonds.

“Refunded Notes” means collectively: (a) the Series 2018-1 Notes in the aggregate principal amount of \$1,495,000; and (b) the Series 2019-1 Notes in the aggregate principal amount of \$3,400,000.

“Series 2018-1 Notes” means the City's General Obligation Temporary Notes, Series 2018-1, dated August 23, 2018.

“Series 2019-1 Notes” means the City's General Obligation Temporary Notes, Series 2019-1, dated May 23, 2019.

“State” means the State of Kansas.

“Substitute Improvements” means the substitute or additional improvements of the City authorized in the manner set forth in the Bond Resolution.

Section 2. Authorization of the Bonds. There shall be issued and hereby are authorized and directed to be issued the General Obligation Bonds, Series 2020-1, of the City in the principal amount of \$4,675,000*, for the purpose of providing funds to: (a) pay a portion of the costs of the Improvements; (b) pay costs of issuance of the Bonds; and (c) retire the Refunded Notes.

Section 3. Security for the Bonds. The Bonds shall be general obligations of the City payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the City. The full faith, credit and resources of the City are hereby irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

Section 4. Terms, Details and Conditions of the Bonds. The Bonds shall be dated and bear interest, shall mature and be payable at such times, shall be in such forms, shall be subject to redemption and payment prior to the maturity thereof, and shall be issued and delivered in the manner prescribed and subject to the provisions, covenants and agreements set forth in the Bond Resolution hereafter adopted by the Governing Body.

Section 5. Levy and Collection of Annual Tax. The Governing Body shall annually make provision for the payment of principal of, premium, if any, and interest on the Bonds as the same become due by levying and collecting the necessary taxes upon all of the taxable tangible property within the City in the manner provided by law.

The taxes above referred to shall be extended upon the tax rolls in each of the several years, respectively, and shall be levied and collected at the same time and in the same manner as the general ad valorem taxes of the City are levied and collected, shall be used solely for the payment of the principal of and interest on the Bonds as and when the same become due and the fees and expenses of the paying agent for the Bonds. The proceeds derived from said taxes shall be deposited in the Bond and Interest Fund.

If at any time said taxes are not collected in time to pay the principal of or interest on the Bonds when due, the City Treasurer is hereby authorized and directed to pay said principal or interest out of the general funds of the City and to reimburse said general funds for money so expended when said taxes are collected.

Section 6. Further Authority. The Mayor, Director of Finance, Clerk and other City officials are hereby further authorized and directed to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of the Ordinance, and to make alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

Section 7. Governing Law. This Ordinance and the Bonds shall be governed exclusively by and construed in accordance with the applicable laws of the State.

Section 8. Effective Date. This Ordinance shall take effect and be in full force from and after its passage by the Governing Body, approval by the Mayor and publication of the Ordinance or a summary thereof in the official City newspaper.

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PASSED by the City Council on January 21, 2020 and **APPROVED AND SIGNED** by the Mayor.

(SEAL)

Mayor

ATTEST:

Clerk

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RESOLUTION NO. 683-20

A RESOLUTION PRESCRIBING THE FORM AND DETAILS OF AND AUTHORIZING AND DIRECTING THE SALE AND DELIVERY OF GENERAL OBLIGATION BONDS, SERIES 2020-1, OF THE CITY OF VALLEY CENTER, KANSAS, PREVIOUSLY AUTHORIZED BY ORDINANCE NO. 1342-20 OF THE ISSUER; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.

WHEREAS, the Issuer has heretofore passed the Ordinance authorizing the issuance of the Bonds;
and

WHEREAS, the Ordinance authorized the City Council of the Issuer (the “Governing Body”) to adopt a resolution prescribing certain details and conditions and to make certain covenants with respect to the issuance of the Bonds; and

WHEREAS, the Governing Body hereby finds and determines that it is necessary for the Issuer to authorize the issuance and delivery of the Bonds in the principal amount of \$4,675,000* to pay a portion of the costs of the Improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VALLEY CENTER, KANSAS, AS FOLLOWS:

ARTICLE I

DEFINITIONS

Section 101. Definitions of Words and Terms. In addition to words and terms defined elsewhere herein, the following words and terms as used in this Bond Resolution shall have the meanings hereinafter set forth. Unless the context shall otherwise indicate, words importing the singular number shall include the plural and vice versa, and words importing persons shall include firms, associations and corporations, including public bodies, as well as natural persons.

“**Act**” means the Constitution and statutes of the State including K.S.A. 10-101 to 10-125, inclusive, K.S.A. 10-620 *et seq.*, and K.S.A. 14-570 *et seq.*, as amended by Charter Ordinance No. 27-2009, and K.S.A. 65-163d *et seq.*, all as amended and supplemented from time to time.

[“**AGM**” means Assured Guaranty Municipal Corp., a New York domiciled financial guaranty insurance company, or any successor thereto.]

“**Authorized Denomination**” means \$5,000 or any integral multiples thereof.

[“**BAM**” means Build America Mutual Assurance Company, a New York domiciled mutual insurance corporation, or any successor thereto.]

“**Beneficial Owner**” of the Bonds includes any Owner of the Bonds and any other Person who, directly or indirectly has the investment power with respect to such Bonds.

“Bond and Interest Fund” means the Bond and Interest Fund of the Issuer for its general obligation bonds.

“Bond Counsel” means the firm of Gilmore & Bell, P.C., or any other attorney or firm of attorneys whose expertise in matters relating to the issuance of obligations by states and their political subdivisions is nationally recognized and acceptable to the Issuer.

[**“Bond Insurance Policy”** means the municipal bond insurance policy issued by the Bond Insurer concurrently with the delivery of the Bonds guaranteeing the scheduled payment when due of the principal of and interest on the Bonds.

“Bond Insurer” means [AGM] [BAM] with respect to the Bonds.]

“Bond Payment Date” means any date on which principal of or interest on any Bond is payable.

“Bond Register” means the books for the registration, transfer and exchange of Bonds kept at the office of the Bond Registrar.

“Bond Registrar” means the State Treasurer and any successors and assigns.

“Bond Resolution” means this resolution relating to the Bonds.

“Bonds” or **“Bond”** means the General Obligation Bonds, Series 2020-1, authorized and issued by the Issuer pursuant to the Ordinance and this Bond Resolution.

“Business Day” means a day other than a Saturday, Sunday or any day designated as a holiday by the Congress of the United States or by the Legislature of the State and on which the Paying Agent is scheduled in the normal course of its operations to be open to the public for conduct of its operations.

“Cede & Co.” means Cede & Co., as nominee of DTC and any successor nominee of DTC.

“City” means the City of Valley Center, Kansas.

“Clerk” means the duly appointed and/or elected Clerk or, in the Clerk's absence, the duly appointed Deputy Clerk or Acting Clerk of the Issuer.

“Code” means the Internal Revenue Code of 1986, as amended, and the applicable regulations promulgated thereunder by the United States Department of the Treasury.

“Compliance Account” means the Compliance Account created pursuant to *Section 501* hereof.

“Consulting Engineer” means an independent engineer or engineering firm, or architect or architectural firm, having a favorable reputation for skill and experience in the construction, financing and operation of public facilities, at the time employed by the Issuer for the purpose of carrying out the duties imposed on the Consulting Engineer by this Bond Resolution.

“Costs of Issuance” means all costs of issuing the Bonds, including but not limited to all publication, printing, signing and mailing expenses in connection therewith, registration fees, financial advisory fees, all legal fees and expenses of Bond Counsel and other legal counsel, expenses incurred in

connection with compliance with the Code, all expenses incurred in connection with receiving ratings on the Bonds, and any premiums or expenses incurred in obtaining municipal bond insurance on the Bonds.

“Costs of Issuance Account” means the Costs of Issuance Account for General Obligation Bonds, Series 2020-1 created pursuant to *Section 501* hereof.

“Dated Date” means February 6, 2020.

“Debt Service Account” means the Debt Service Account for General Obligation Bonds, Series 2020-1 created within the Bond and Interest Fund pursuant to *Section 501* hereof.

“Debt Service Requirements” means the aggregate principal payments (whether at maturity or pursuant to scheduled mandatory sinking fund redemption requirements) and interest payments on the Bonds for the period of time for which calculated; provided, however, that for purposes of calculating such amount, principal and interest shall be excluded from the determination of Debt Service Requirements to the extent that such principal or interest is payable from amounts deposited in trust, escrowed or otherwise set aside for the payment thereof with the Paying Agent or other commercial bank or trust company located in the State and having full trust powers.

“Defaulted Interest” means interest on any Bond which is payable but not paid on any Interest Payment Date.

“Defeasance Obligations” means any of the following obligations:

(a) United States Government Obligations that are not subject to redemption in advance of their maturity dates; or

(b) [evidences of ownership of proportionate interests in future interest and principal payments on United States Government Obligations held by a bank or trust company as custodian, under which the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor and the underlying United States Government Obligations are not available to any person claiming through the custodian or to whom the custodian may be obligated; or

(c) [obligations of any state or political subdivision of any state, the interest on which is excluded from gross income for federal income tax purposes and which meet the following conditions:

(1) the obligations are (i) not subject to redemption prior to maturity or (ii) the trustee for such obligations has been given irrevocable instructions concerning their calling and redemption and the issuer of such obligations has covenanted not to redeem such obligations other than as set forth in such instructions;

(2) the obligations are secured by cash or United States Government Obligations that may be applied only to principal of, premium, if any, and interest payments on such obligations;

(3) such cash and the principal of and interest on such United States Government Obligations (plus any cash in the escrow fund) are sufficient to meet the liabilities of the obligations;

(4) such cash and United States Government Obligations serving as security for the obligations are held in an escrow fund by an escrow agent or a trustee irrevocably in trust;

(5) such cash and United States Government Obligations are not available to satisfy any other claims, including those against the trustee or escrow agent; and

(6) such obligations are rated in a rating category by Moody's or Standard & Poor's that is no lower than the rating category then assigned by that Rating Agency to United States Government Obligations.

“Derivative” means any investment instrument whose market price is derived from the fluctuating value of an underlying asset, index, currency, futures contract, including futures, options and collateralized mortgage obligations.

“Director of Finance” means the duly appointed and acting Director of Finance of the Issuer or, in the Director of Finance's absence, the duly appointed Deputy, Assistant or Acting Director of Finance of the Issuer.

“Disclosure Undertaking” means the Continuing Disclosure Undertaking, dated as of the Dated Date, relating to certain obligations contained in the SEC Rule.

“DTC” means The Depository Trust Company, a limited-purpose trust company organized under the laws of the State of New York, and its successors and assigns, including any successor securities depository duly appointed.

“DTC Representation Letter” means the Blanket Letter of Representation from the Issuer and the Paying Agent to DTC which provides for a book-entry system, or any agreement between the Issuer and Paying Agent and a successor securities depository duly appointed.

“Event of Default” means each of the following occurrences or events:

(a) Payment of the principal and of the redemption premium, if any, of any of the Bonds shall not be made when the same shall become due and payable, either at Stated Maturity or by proceedings for redemption or otherwise;

(b) Payment of any installment of interest on any of the Bonds shall not be made when the same shall become due; or

(c) The Issuer shall default in the due and punctual performance of any other of the covenants, conditions, agreements and provisions contained in the Bonds or in this Bond Resolution (other than the covenants relating to continuing disclosure requirements contained herein and in the Disclosure Undertaking) on the part of the Issuer to be performed, and such default shall continue for thirty (30) days after written notice specifying such default and requiring same to be remedied shall have been given to the Issuer by the Owner of any of the Bonds then Outstanding.

“Federal Tax Certificate” means the Issuer's Federal Tax Certificate dated as of the Issue Date, as the same may be amended or supplemented in accordance with the provisions thereof.

“Financeable Costs” means the amount of expenditure for an Improvement which has been duly authorized by action of the Governing Body to be financed by general obligation bonds, less: (a) the amount of any temporary notes or general obligation bonds of the Issuer which are currently Outstanding and available to pay such Financeable Costs; and (b) any amount of Financeable Costs which has been previously paid by the Issuer or by any eligible source of funds unless such amounts are entitled to be reimbursed to the Issuer under State or federal law.

“Fiscal Year” means the twelve month period ending on December 31.

“Funds and Accounts” means funds and accounts created pursuant to or referred to in *Section 501* hereof.

“Governing Body” means the City Council of the Issuer.

“Improvement Fund” means the Improvement Fund for General Obligation Bonds, Series 2020-1 created pursuant to *Section 501* hereof.

“Improvements” means the improvements referred to in the preamble to the Ordinance and any Substitute Improvements.

“Independent Accountant” means an independent certified public accountant or firm of independent certified public accountants at the time employed by the Issuer for the purpose of carrying out the duties imposed on the Independent Accountant by this Bond Resolution.

[**“Insurer's Fiscal Agent”** means the agent designated by the Bond Insurer pursuant to the Bond Insurance Policy.]

“Interest Payment Date(s)” means the Stated Maturity of an installment of interest on any Bond which shall be June 1 and December 1 of each year, commencing June 1, 2020.

“Issue Date” means the date when the Issuer delivers the Bonds to the Purchaser in exchange for the Purchase Price.

“Issuer” means the City and any successors or assigns.

“Maturity” when used with respect to any Bond means the date on which the principal of such Bond becomes due and payable as therein and herein provided, whether at the Stated Maturity thereof or call for redemption or otherwise.

“Mayor” means the duly elected and acting Mayor, or in the Mayor's absence, the duly appointed and/or elected Vice Mayor or Acting Mayor of the Issuer.

“Moody's” means Moody's Investors Service, a corporation organized and existing under the laws of the State of Delaware, and its successors and assigns, and, if such corporation shall be dissolved or liquidated or shall no longer perform the functions of a securities rating agency, “Moody's” shall be deemed to refer to any other nationally recognized securities rating agency designated by the Issuer [with notice to the Bond Insurer].

“Notice Address” means with respect to the following entities:

(a) To the Issuer at:

City Hall,
121 S. Meridian
P.O. Box 188
Valley Center, Kansas 67147-0188
Fax: (316) 755-7319

(b) To the Paying Agent at:

State Treasurer of the State of Kansas
Landon Office Building
900 Southwest Jackson, Suite 201
Topeka, Kansas 66612-1235
Fax: (785) 296-6976

(c) To the Purchaser:

[Purchaser]
[Purchaser Address]
[Purchaser City, State] [Zip]
Fax: [Fax]

(d) To the Rating Agency(ies):

Moody's Municipal Rating Desk
7 World Trade Center
250 Greenwich Street, 23rd Floor
New York, New York 10007

S&P Global Ratings, a division of S&P Global Inc.
55 Water Street, 38th Floor
New York, New York 10004

[(e) To the Bond Insurer:

Assured Guaranty Municipal Corp.
31 West 52nd Street
New York, New York 10019
Telephone: (212) 826-0100; Fax: (212) 339-3529

Build America Mutual Assurance Company
1 World Financial Center, 27th Floor
200 Liberty Street
New York, New York 10281
Telephone: (212) 235-2500; Fax: (212) 962-1710]

or such other address as is furnished in writing to the other parties referenced herein.

“Notice Representative” means:

- (a) With respect to the Issuer, the Clerk.
- (b) With respect to the Bond Registrar and Paying Agent, the Director of Fiscal Services.
- (c) With respect to any Purchaser, the manager of its Municipal Bond Department.
- (d) With respect to any Rating Agency, any Vice President thereof.

[(e) With respect to the Bond Insurer, *[AGM: Attn: Managing Director – Surveillance – Re: Policy No. [____]]* **[BAM: Attn: General Counsel – Re: Policy No. [____]]**.]

“**Official Statement**” means Issuer’s Official Statement relating to the Bonds.

“**Ordinance**” means Ordinance No. [____]-20 of the Issuer authorizing the issuance of the Bonds, as amended from time to time.

“**Outstanding**” means, when used with reference to the Bonds, as of a particular date of determination, all Bonds theretofore authenticated and delivered, except the following Bonds:

(a) Bonds theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;

(b) Bonds deemed to be paid in accordance with the provisions of *Article VII* hereof; [and]

(c) Bonds in exchange for or in lieu of which other Bonds have been authenticated and delivered hereunder[.]; and

[(d) Bonds, the principal or interest of which has been paid by the Bond Insurer.]

“**Owner**” when used with respect to any Bond means the Person in whose name such Bond is registered on the Bond Register. Whenever consent of the Owners is required pursuant to the terms of this Bond Resolution, and the Owner of the Bonds, as set forth on the Bond Register, is Cede & Co., the term Owner shall be deemed to be the Beneficial Owner of the Bonds.

“**Participants**” means those financial institutions for whom the Securities Depository effects book-entry transfers and pledges of securities deposited with the Securities Depository, as such listing of Participants exists at the time of such reference.

“**Paying Agent**” means the State Treasurer and any successors and assigns.

“**Permitted Investments**” shall mean the investments hereinafter described, provided, however, no moneys or funds shall be invested in a Derivative: (a) investments authorized by K.S.A. 12-1675 and amendments thereto; (b) the municipal investment pool established pursuant to K.S.A. 12-1677a, and amendments thereto; (c) direct obligations of the United States Government or any agency thereof; (d) the Issuer's temporary notes issued pursuant to K.S.A. 10-123 and amendments thereto; (e) interest-bearing time deposits in commercial banks or trust companies located in the county or counties in which the Issuer is located which are insured by the Federal Deposit Insurance Corporation or collateralized by securities described in (c); (f) obligations of the federal national mortgage association, federal home loan banks, federal home loan mortgage corporation or government national mortgage association; (g) repurchase agreements for securities described in (c) or (f); (h) investment agreements or other obligations of a financial institution the obligations of which at the time of investment are rated in either of the three highest rating categories by Moody's or Standard & Poor's; (i) investments and shares or units of a money market fund or trust, the portfolio of which is comprised entirely of securities described in (c) or (f); (j) receipts evidencing ownership interests in securities or portions thereof described in (c) or (f); (k) municipal bonds or other obligations issued by any municipality of the State as defined in K.S.A. 10-1101 which are general obligations of the municipality issuing the same; or (l) bonds of any municipality of the State as defined in K.S.A. 10-1101 which have been refunded in advance of their maturity and are fully secured as to payment of principal and interest thereon by deposit in trust, under escrow agreement with a bank, of securities

described in (c) or (f)[; or (m) other investment obligations authorized by the laws of the State and approved in writing by the Bond Insurer], all as may be further restricted or modified by amendments to applicable State law.

“Person” means any natural person, corporation, partnership, joint venture, association, firm, joint-stock company, trust, unincorporated organization, or government or any agency or political subdivision thereof or other public body.

“Purchase Price” means the principal amount of the Bonds plus accrued interest to the date of delivery[, plus a premium of \$[_____]].

“Purchaser” means [Purchaser], [Purchaser City, State], the original purchaser of the Bonds, and any successor and assigns.

“Rating Agency” means any company, agency or entity that provides, pursuant to request of the Issuer, financial ratings for the Bonds.

“Rebate Fund” means the Rebate Fund for General Obligation Bonds, Series 2020-1 created pursuant to *Section 501* hereof.

“Record Dates” for the interest payable on any Interest Payment Date means the fifteenth day (whether or not a Business Day) of the calendar month next preceding such Interest Payment Date.

“Redemption Date” means, when used with respect to any Bond to be redeemed, the date fixed for the redemption of such Bond pursuant to the terms of this Bond Resolution.

“Redemption Price” means, when used with respect to any Bond to be redeemed, the price at which such Bond is to be redeemed pursuant to the terms of this Bond Resolution, including the applicable redemption premium, if any, but excluding installments of interest whose Stated Maturity is on or before the Redemption Date.

“Refunded Notes” means collectively: (a) the Series 2018-1 Notes in the aggregate principal amount of \$1,495,000; and (b) the Series 2019-1 Notes in the aggregate principal amount of \$3,400,000.

“Refunded Notes Paying Agent” means the respective paying agent for each series of the Refunded Notes as designated in the respective Refunded Notes Resolution, and any successor or successors at the time acting as paying agent for any of the Refunded Notes.

“Refunded Notes Redemption Date” means February 6, 2020.

“Refunded Notes Redemption Fund” means the Redemption Fund for Refunded Notes created pursuant to *Section 501* hereof.

“Refunded Notes Resolution” means each resolution which authorized the Refunded Notes.

“Replacement Bonds” means Bonds issued to the Beneficial Owners of the Bonds in accordance with *Section 213* hereof.

“SEC Rule” means Rule 15c2-12 adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934.

“Securities Depository” means, initially, DTC, and its successors and assigns.

“Series 2018-1 Notes” means the Issuer's General Obligation Temporary Notes, Series 2018-1, dated August 23, 2018.

“Series 2019-1 Notes” means the Issuer's General Obligation Temporary Notes, Series 2019-1, dated May 23, 2019.

“Special Record Date” means the date fixed by the Paying Agent pursuant to *Article II* hereof for the payment of Defaulted Interest.

“Standard & Poor's” or “S&P” means S&P Global Ratings, a division of S&P Global Inc., a corporation organized and existing under the laws of the State of New York, and its successors and assigns, and, if such corporation shall be dissolved or liquidated or shall no longer perform the functions of a securities rating agency, Standard & Poor's shall be deemed to refer to any other nationally recognized securities rating agency designated by the Issuer [with notice to the Bond Insurer].

“State” means the state of Kansas.

“State Treasurer” means the duly elected Treasurer or, in the Treasurer's absence, the duly appointed Deputy Treasurer or acting Treasurer of the State.

“Stated Maturity” when used with respect to any Bond or any installment of interest thereon means the date specified in such Bond and this Bond Resolution as the fixed date on which the principal of such Bond or such installment of interest is due and payable.

“Substitute Improvements” means the substitute or additional improvements of the Issuer described in *Article V* hereof.

[**“Term Bonds”** means the Bonds scheduled to mature in the year 2044.]

[**“___ Term Bonds”** means the Bonds scheduled to mature in the year ____.]

[**“2044 Term Bonds”** means the Bonds scheduled to mature in the year 2044.]

[**“Term Bonds”** means collectively the [____] Term Bonds[, the [____] Term Bonds] and the 2044 Term Bonds.]

“Treasurer” means the duly appointed and/or elected Treasurer of the Issuer or, in the Treasurer's absence, the duly appointed Deputy Treasurer or acting Treasurer of the Issuer.

“United States Government Obligations” means bonds, notes, certificates of indebtedness, treasury bills or other securities constituting direct obligations of, or obligations the principal of and interest on which are fully and unconditionally guaranteed as to full and timely payment by, the United States of America, including evidences of a direct ownership interest in future interest or principal payment on obligations issued by the United States of America (including the interest component of obligations of the Resolution Funding Corporation), or securities which represent an undivided interest in such obligations, which obligations are rated in the highest rating category by a nationally recognized rating service and such obligations are held in a custodial account for the benefit of the Issuer.

ARTICLE II

AUTHORIZATION AND DETAILS OF THE BONDS

Section 201. Authorization of the Bonds. The Bonds have been heretofore authorized and directed to be issued pursuant to the Ordinance in the principal amount of \$4,675,000*, for the purpose of providing funds to: (a) pay a portion of the costs of the Improvements; (b) pay Costs of Issuance; and (c) retire the Refunded Notes.

Section 202. Description of the Bonds. The Bonds shall consist of fully registered bonds in an Authorized Denomination, and shall be numbered in such manner as the Bond Registrar shall determine. All of the Bonds shall be dated as of the Dated Date, shall become due in the amounts, on the Stated Maturities, subject to redemption and payment prior to their Stated Maturities as provided in *Article III* hereof, and shall bear interest at the rates per annum as follows:

SERIAL BONDS

Stated Maturity <u>December 1</u>	Principal <u>Amount</u>	Annual Rate <u>of Interest</u>	Stated Maturity <u>December 1</u>	Principal <u>Amount</u>	Annual Rate <u>of Interest</u>
2021	\$[110,000	_____%	2033	\$[215,000	_____%
2022	115,000	_____%	2034	220,000	_____%
2023	120,000	_____%	2035	225,000	_____%
2024	175,000	_____%	2036	230,000	_____%
2025	180,000	_____%	2037	235,000	_____%
2026	185,000	_____%	2038	240,000	_____%
2027	190,000	_____%	2039	250,000	_____%
2028	195,000	_____%	2040	185,000	_____%
2029	195,000	_____%	2041	190,000	_____%
2030	200,000	_____%	2042	195,000	_____%
2031	205,000	_____%	2043	200,000	_____%
2032	210,000]	_____%	2044	210,000]	_____%

[TERM BONDS

Stated Maturity <u>December 1</u>	Principal <u>Amount</u>	Annual Rate <u>of Interest</u>
2044	\$_____	_____ %]

The Bonds shall bear interest at the above specified rates (computed on the basis of a 360-day year of twelve 30-day months) from the later of the Dated Date or the most recent Interest Payment Date to which interest has been paid on the Interest Payment Dates in the manner set forth in *Section 204* hereof.

Each of the Bonds, as originally issued or issued upon transfer, exchange or substitution, shall be printed in accordance with the format required by the Attorney General of the State and shall be substantially in the form attached hereto as *EXHIBIT A* or as may be required by the Attorney General pursuant to the Notice of Systems of Registration for Kansas Municipal Bonds, 2 Kan. Reg. 921 (1983), in accordance with the Kansas Bond Registration Law, K.S.A. 10-620 *et seq.*

Section 203. Designation of Paying Agent and Bond Registrar. The State Treasurer is hereby designated as the Paying Agent for the payment of principal of and interest on the Bonds and Bond Registrar

with respect to the registration, transfer and exchange of Bonds. The Mayor of the Issuer is hereby authorized and empowered to execute on behalf of the Issuer an agreement with the Bond Registrar and Paying Agent for the Bonds.

The Issuer will at all times maintain a Paying Agent and Bond Registrar meeting the qualifications herein described for the performance of the duties hereunder. The Issuer reserves the right to appoint a successor Paying Agent or Bond Registrar[, and shall appoint a successor Paying Agent at the request of the Bond Insurer,] by (a) filing with the Paying Agent or Bond Registrar then performing such function a certified copy of the proceedings giving notice of the termination of such Paying Agent or Bond Registrar and appointing a successor, and (b) causing notice of appointment of the successor Paying Agent and Bond Registrar to be given by first class mail to each Owner. No resignation or removal of the Paying Agent or Bond Registrar shall become effective until a successor [acceptable to the Bond Insurer] has been appointed and has accepted the duties of Paying Agent or Bond Registrar. [Each successor Paying Agent shall be approved in writing by the Bond Insurer before the appointment of such successor Paying Agent shall become effective.]

Every Paying Agent or Bond Registrar appointed hereunder shall at all times meet the requirements of K.S.A. 10-501 *et seq.* and K.S.A. 10-620 *et seq.*, respectively.

Section 204. Method and Place of Payment of the Bonds. The principal of, or Redemption Price, and interest on the Bonds shall be payable in any coin or currency which, on the respective dates of payment thereof, is legal tender for the payment of public and private debts.

The principal or Redemption Price of each Bond shall be paid at Maturity to the Person in whose name such Bond is registered on the Bond Register at the Maturity thereof, upon presentation and surrender of such Bond at the principal office of the Paying Agent.

The interest payable on each Bond on any Interest Payment Date shall be paid to the Owner of such Bond as shown on the Bond Register at the close of business on the Record Date for such interest (a) by check or draft mailed by the Paying Agent to the address of such Owner shown on the Bond Register or at such other address as is furnished to the Paying Agent in writing by such Owner; or (b) in the case of an interest payment to Cede & Co. or any Owner of \$500,000 or more in aggregate principal amount of Bonds, by electronic transfer to such Owner upon written notice given to the Bond Registrar by such Owner, not less than 15 days prior to the Record Date for such interest, containing the electronic transfer instructions including the bank ABA routing number and account number to which such Owner wishes to have such transfer directed.

Notwithstanding the foregoing provisions of this Section, any Defaulted Interest with respect to any Bond shall cease to be payable to the Owner of such Bond on the relevant Record Date and shall be payable to the Owner in whose name such Bond is registered at the close of business on the Special Record Date for the payment of such Defaulted Interest, which Special Record Date shall be fixed as hereinafter specified in this paragraph. The Issuer shall notify the Paying Agent in writing of the amount of Defaulted Interest proposed to be paid on each Bond and the date of the proposed payment (which date shall be at least 30 days after receipt of such notice by the Paying Agent) and shall deposit with the Paying Agent at the time of such notice an amount of money equal to the aggregate amount proposed to be paid in respect of such Defaulted Interest or shall make arrangements satisfactory to the Paying Agent for such deposit prior to the date of the proposed payment. Following receipt of such funds the Paying Agent shall fix a Special Record Date for the payment of such Defaulted Interest which shall be not more than 15 nor less than 10 days prior to the date of the proposed payment. The Paying Agent shall promptly notify the Issuer of such Special Record Date and, in the name and at the expense of the Issuer, shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefore to be mailed, by first

class mail, postage prepaid, to each Owner of a Bond entitled to such notice at the address of such Owner as it appears on the Bond Register not less than 10 days prior to such Special Record Date.

The Paying Agent shall keep a record of payment of principal and Redemption Price of and interest on all Bonds and at least annually shall forward a copy or summary of such records to the Issuer.

Section 205. Payments Due on Saturdays, Sundays and Holidays. In any case where a Bond Payment Date is not a Business Day, then payment of principal, Redemption Price or interest need not be made on such Bond Payment Date but may be made on the next succeeding Business Day with the same force and effect as if made on such Bond Payment Date, and no interest shall accrue for the period after such Bond Payment Date.

Section 206. Registration, Transfer and Exchange of Bonds. The Issuer covenants that, as long as any of the Bonds remain Outstanding, it will cause the Bond Register to be kept at the office of the Bond Registrar as herein provided. Each Bond when issued shall be registered in the name of the Owner thereof on the Bond Register.

Bonds may be transferred and exchanged only on the Bond Register as provided in this Section. Upon surrender of any Bond at the principal office of the Bond Registrar, the Bond Registrar shall transfer or exchange such Bond for a new Bond or Bonds in any Authorized Denomination of the same Stated Maturity and in the same aggregate principal amount as the Bond that was presented for transfer or exchange.

Bonds presented for transfer or exchange shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in a form and with guarantee of signature satisfactory to the Bond Registrar, duly executed by the Owner thereof or by the Owner's duly authorized agent.

In all cases in which the privilege of transferring or exchanging Bonds is exercised, the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Bond Resolution. The Issuer shall pay the fees and expenses of the Bond Registrar for the registration, transfer and exchange of Bonds provided for by this Bond Resolution and the cost of printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the Bond Registrar, are the responsibility of the Owners of the Bonds. In the event any Owner fails to provide a correct taxpayer identification number to the Paying Agent, the Paying Agent may make a charge against such Owner sufficient to pay any governmental charge required to be paid as a result of such failure. In compliance with Code § 3406, such amount may be deducted by the Paying Agent from amounts otherwise payable to such Owner hereunder or under the Bonds.

The Issuer and the Bond Registrar shall not be required (a) to register the transfer or exchange of any Bond that has been called for redemption after notice of such redemption has been mailed by the Paying Agent pursuant to **Article III** hereof and during the period of 15 days next preceding the date of mailing of such notice of redemption; or (b) to register the transfer or exchange of any Bond during a period beginning at the opening of business on the day after receiving written notice from the Issuer of its intent to pay Defaulted Interest and ending at the close of business on the date fixed for the payment of Defaulted Interest pursuant to this **Article II**.

The Issuer and the Paying Agent may deem and treat the Person in whose name any Bond is registered on the Bond Register as the absolute Owner of such Bond, whether such Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal or Redemption Price of and interest on said Bond and for all other purposes. All payments so made to any such Owner or upon the Owner's order shall be valid and effective to satisfy and discharge the liability upon such Bond to the extent of the

sum or sums so paid, and neither the Issuer nor the Paying Agent shall be affected by any notice to the contrary.

At reasonable times and under reasonable regulations established by the Bond Registrar, the Bond Register may be inspected and copied by [the Bond Insurer or] the Owners (or a designated representative thereof) of 10% or more in principal amount of the Bonds then Outstanding or any designated representative of such Owners whose authority is evidenced to the satisfaction of the Bond Registrar.

Section 207. Execution, Registration, Authentication and Delivery of Bonds. Each of the Bonds, including any Bonds issued in exchange or as substitutions for the Bonds initially delivered, shall be executed for and on behalf of the Issuer by the manual or facsimile signature of the Mayor, attested by the manual or facsimile signature of the Clerk, and the seal of the Issuer shall be affixed thereto or imprinted thereon. The Mayor and Clerk are hereby authorized and directed to prepare and execute the Bonds in the manner herein specified, and to cause the Bonds to be registered in the office of the Clerk, which registration shall be evidenced by the manual or facsimile signature of the Clerk with the seal of the Issuer affixed thereto or imprinted thereon. The Bonds shall also be registered in the office of the State Treasurer, which registration shall be evidenced by the manual or facsimile signature of the State Treasurer with the seal of the State Treasurer affixed thereto or imprinted thereon. In case any officer whose signature appears on any Bonds ceases to be such officer before the delivery of such Bonds, such signature shall nevertheless be valid and sufficient for all purposes, as if such person had remained in office until delivery. Any Bond may be signed by such persons who at the actual time of the execution of such Bond are the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

The Mayor and Clerk are hereby authorized and directed to prepare and execute the Bonds as herein specified, and when duly executed, to deliver the Bonds to the Bond Registrar for authentication.

The Bonds shall have endorsed thereon a certificate of authentication substantially in the form attached hereto as **EXHIBIT A** hereof, which shall be manually executed by an authorized officer or employee of the Bond Registrar, but it shall not be necessary that the same officer or employee sign the certificate of authentication on all of the Bonds that may be issued hereunder at any one time. No Bond shall be entitled to any security or benefit under this Bond Resolution or be valid or obligatory for any purpose unless and until such certificate of authentication has been duly executed by the Bond Registrar. Such executed certificate of authentication upon any Bond shall be conclusive evidence that such Bond has been duly authenticated and delivered under this Bond Resolution. Upon authentication, the Bond Registrar shall deliver the Bonds to the Purchaser upon instructions of the Issuer or its representative.

Section 208. Mutilated, Lost, Stolen or Destroyed Bonds. If (a) any mutilated Bond is surrendered to the Bond Registrar or the Bond Registrar receives evidence to its satisfaction of the destruction, loss or theft of any Bond, and (b) there is delivered to the Issuer and the Bond Registrar such security or indemnity as may be required by each of them, then, in the absence of notice to the Issuer or the Bond Registrar that such Bond has been acquired by a bona fide purchaser, the Issuer shall execute and, upon the Issuer's request, the Bond Registrar shall authenticate and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of the same Stated Maturity and of like tenor and principal amount.

If any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the Issuer, in its discretion, may pay such Bond instead of issuing a new Bond.

Upon the issuance of any new Bond under this Section, the Issuer and the Paying Agent may require the payment by the Owner of a sum sufficient to cover any tax or other governmental charge that may be

imposed in relation thereto and any other expenses (including the fees and expenses of the Paying Agent) connected therewith.

Every new Bond issued pursuant to this Section shall constitute a replacement of the prior obligation of the Issuer, and shall be entitled to all the benefits of this Bond Resolution equally and ratably with all other Outstanding Bonds.

Section 209. Cancellation and Destruction of Bonds Upon Payment. All Bonds that have been paid or redeemed or that otherwise have been surrendered to the Paying Agent, either at or before Maturity, shall be cancelled by the Paying Agent immediately upon the payment, redemption and surrender thereof to the Paying Agent and subsequently destroyed in accordance with the customary practices of the Paying Agent. The Paying Agent shall execute a certificate in duplicate describing the Bonds so cancelled and destroyed and shall file an executed counterpart of such certificate with the Issuer.

Section 210. Book-Entry Bonds; Securities Depository. The Issuer and Paying Agent have entered into a DTC Representation Letter with DTC. The Bonds shall initially be registered to Cede & Co., the nominee for the Securities Depository, and no Beneficial Owner will receive certificates representing their respective interests in the Bonds, except in the event the Bond Registrar issues Replacement Bonds as provided in this Section. It is anticipated that during the term of the Bonds, the Securities Depository will make book-entry transfers among its Participants and receive and transmit payment of principal of, premium, if any, and interest on, the Bonds to the Participants until and unless the Bond Registrar authenticates and delivers Replacement Bonds to the Beneficial Owners as described in the following paragraph.

The Issuer may decide, subject to the requirements of the Operational Arrangements of DTC (or a successor Securities Depository), and the following provisions of this section to discontinue use of the system of book-entry transfers through DTC (or a successor Securities Depository):

(a) If the Issuer determines (1) that the Securities Depository is unable to properly discharge its responsibilities, or (2) that the Securities Depository is no longer qualified to act as a securities depository and registered clearing agency under the Securities and Exchange Act of 1934, as amended, or (3) that the continuation of a book-entry system to the exclusion of any Bonds being issued to any Owner other than Cede & Co. is no longer in the best interests of the Beneficial Owners of the Bonds; or

(b) if the Bond Registrar receives written notice from Participants having interests in not less than 50% of the Bonds Outstanding, as shown on the records of the Securities Depository (and certified to such effect by the Securities Depository), that the continuation of a book-entry system to the exclusion of any Bonds being issued to any Owner other than Cede & Co. is no longer in the best interests of the Beneficial Owners of the Bonds, then the Bond Registrar shall notify the Owners of such determination or such notice and of the availability of certificates to Owners requesting the same, and the Bond Registrar shall register in the name of and authenticate and deliver Replacement Bonds to the Beneficial Owners or their nominees in principal amounts representing the interest of each, making such adjustments as it may find necessary or appropriate as to accrued interest and previous calls for redemption; provided, that in the case of a determination under (a)(1) or (a)(2) of this paragraph, the Issuer, with the consent of the Bond Registrar, may select a successor securities depository in accordance with the following paragraph to effect book-entry transfers.

In such event, all references to the Securities Depository herein shall relate to the period of time when the Securities Depository has possession of at least one Bond. Upon the issuance of Replacement Bonds, all references herein to obligations imposed upon or to be performed by the Securities Depository shall be deemed to be imposed upon and performed by the Bond Registrar, to the extent applicable with

respect to such Replacement Bonds. If the Securities Depository resigns and the Issuer, the Bond Registrar or Owners are unable to locate a qualified successor of the Securities Depository in accordance with the following paragraph, then the Bond Registrar shall authenticate and cause delivery of Replacement Bonds to Owners, as provided herein. The Bond Registrar may rely on information from the Securities Depository and its Participants as to the names of the Beneficial Owners of the Bonds. The cost of printing, registration, authentication, and delivery of Replacement Bonds shall be paid for by the Issuer.

In the event the Securities Depository resigns, is unable to properly discharge its responsibilities, or is no longer qualified to act as a securities depository and registered clearing agency under the Securities and Exchange Act of 1934, as amended, the Issuer may appoint a successor Securities Depository provided the Bond Registrar receives written evidence satisfactory to the Bond Registrar with respect to the ability of the successor Securities Depository to discharge its responsibilities. Any such successor Securities Depository shall be a securities depository which is a registered clearing agency under the Securities and Exchange Act of 1934, as amended, or other applicable statute or regulation that operates a securities depository upon reasonable and customary terms. The Bond Registrar upon its receipt of a Bond or Bonds for cancellation shall cause the delivery of Bonds to the successor Securities Depository in an Authorized Denominations and form as provided herein.

Section 211. Nonpresentment of Bonds. If any Bond is not presented for payment when the principal thereof becomes due at Maturity, if funds sufficient to pay such Bond have been made available to the Paying Agent all liability of the Issuer to the Owner thereof for the payment of such Bond shall forthwith cease, determine and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the Owner of such Bond, who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Bond Resolution or on, or with respect to, said Bond. If any Bond is not presented for payment within four (4) years following the date when such Bond becomes due at Maturity, the Paying Agent shall repay, without liability for interest thereon, to the Issuer the funds theretofore held by it for payment of such Bond, and such Bond shall, subject to the defense of any applicable statute of limitation, thereafter be an unsecured obligation of the Issuer, and the Owner thereof shall be entitled to look only to the Issuer for payment, and then only to the extent of the amount so repaid to it by the Paying Agent, and the Issuer shall not be liable for any interest thereon and shall not be regarded as a trustee of such money.

Section 212. Preliminary and Final Official Statement. The Preliminary Official Statement dated January 10, 2020, is hereby ratified and approved. For the purpose of enabling the Purchaser to comply with the requirements of Section (b)(1) of the SEC Rule, the Issuer hereby deems the information regarding the Issuer contained in the Preliminary Official Statement to be “final” as of its date, except for the omission of such information as is permitted by Section (b)(1) of the SEC Rule, and the appropriate officers of the Issuer are hereby authorized, if requested, to provide the Purchaser a letter or certification to such effect and to take such other actions or execute such other documents as such officers in their reasonable judgment deem necessary to enable the Purchaser to comply with the requirement of the SEC Rule.

The Official Statement is hereby authorized to be prepared by supplementing, amending and completing the Preliminary Official Statement, with such changes and additions thereto as are necessary to conform to and describe the transaction. The Mayor and Clerk are hereby authorized to execute the Official Statement as so supplemented, amended and completed, and the use and public distribution of the Official Statement by the Purchaser in connection with the reoffering of the Bonds is hereby authorized. The proper officials of the Issuer are hereby authorized to execute and deliver a certificate pertaining to such Official Statement as prescribed therein, dated as of the Issue Date.

The Issuer agrees to provide to the Purchaser within seven business days of the date of the sale of Bonds sufficient copies of the Official Statement to enable the Purchaser to comply with the requirements of the SEC Rule and Rule G-32 of the Municipal Securities Rulemaking Board.

Section 213. Sale of the Bonds. The sale of the Bonds to the Purchaser is hereby ratified and confirmed. The Mayor and Clerk are hereby authorized to execute the official bid form submitted by the Purchaser. Delivery of the Bonds shall be made to the Purchaser on the Issue Date (which shall be as soon as practicable after the adoption of this Bond Resolution), upon payment of the Purchase Price.

ARTICLE III

REDEMPTION OF BONDS

Section 301. Redemption by Issuer.

Optional Redemption. At the option of the Issuer, Bonds maturing on December 1 in the years 2029, and thereafter, will be subject to redemption and payment prior to their Stated Maturity on December 1, 2028, and thereafter, as a whole or in part (selection of maturities and the amount of Bonds of each maturity to be redeemed to be determined by the Issuer in such equitable manner as it may determine) at any time, at the Redemption Price of 100% (expressed as a percentage of the principal amount), plus accrued interest to the Redemption Date.

[**Mandatory Redemption.** [(a) [____] Term Bonds.] The [____] Term Bonds shall be subject to mandatory redemption and payment prior to Stated Maturity pursuant to the mandatory redemption requirements of this Section at a Redemption Price equal to 100% of the principal amount thereof plus accrued interest to the Redemption Date. The taxes levied in **Article IV** hereof which are to be deposited into the Debt Service Account shall be sufficient to redeem, and the Issuer shall redeem on December 1 in each year, the following principal amounts of such [____] Term Bonds:

Principal Amount	Year
\$	

*

*Final Maturity

(b) [____] Term Bonds. The [____] Term Bonds shall be subject to mandatory redemption and payment prior to Stated Maturity pursuant to the mandatory redemption requirements of this Section at a Redemption Price equal to 100% of the principal amount thereof plus accrued interest to the Redemption Date. The taxes levied in **Article IV** hereof which are to be deposited into the Debt Service Account shall be sufficient to redeem, and the Issuer shall redeem on December 1 in each year, the following principal amounts of such [____] Term Bonds:

Principal Amount	Year
\$	

[____]*

*Final Maturity]

[(c) *2044 Term Bonds.*] The 2044 Term Bonds shall be subject to mandatory redemption and payment prior to Stated Maturity pursuant to the mandatory redemption requirements of this Section at a Redemption Price equal to 100% of the principal amount thereof plus accrued interest to the Redemption Date. The taxes levied in *Article IV* hereof which are to be deposited into the Debt Service Account shall be sufficient to redeem, and the Issuer shall redeem on December 1 in each year, the following principal amounts of such 2044 Term Bonds:

<u>Principal Amount</u>	<u>Year</u>
\$	2044*

*Final Maturity]

At its option, to be exercised on or before the 45th day next preceding any mandatory Redemption Date, the Issuer may: (1) deliver to the Paying Agent for cancellation Term Bonds subject to mandatory redemption on said mandatory Redemption Date, in any aggregate principal amount desired; or (2) furnish the Paying Agent funds, together with appropriate instructions, for the purpose of purchasing any Term Bonds subject to mandatory redemption on said mandatory Redemption Date from any Owner thereof whereupon the Paying Agent shall expend such funds for such purpose to such extent as may be practical; or (3) receive a credit with respect to the mandatory redemption obligation of the Issuer under this Section for any Term Bonds subject to mandatory redemption on said mandatory Redemption Date which, prior to such date, have been redeemed (other than through the operation of the mandatory redemption requirements of this subsection) and cancelled by the Paying Agent and not theretofore applied as a credit against any redemption obligation under this subsection. Each Term Bond so delivered or previously purchased or redeemed shall be credited at 100% of the principal amount thereof on the obligation of the Issuer to redeem Term Bonds of the same Stated Maturity on such mandatory Redemption Date, and any excess of such amount shall be credited on future mandatory redemption obligations for Term Bonds of the same Stated Maturity as designated by the Issuer, and the principal amount of Term Bonds to be redeemed by operation of the requirements of this Section shall be accordingly reduced. If the Issuer intends to exercise any option granted by the provisions of clauses (1), (2) or (3) above, the Issuer will, on or before the 45th day next preceding each mandatory Redemption Date, furnish the Paying Agent a written certificate indicating to what extent the provisions of said clauses (1), (2) and (3) are to be complied with, with respect to such mandatory redemption payment.

Section 302. Selection of Bonds to be Redeemed. Bonds shall be redeemed only in an Authorized Denomination. When less than all of the Bonds are to be redeemed and paid prior to their Stated Maturity, such Bonds shall be redeemed in such manner as the Issuer shall determine. Bonds of less than a full Stated Maturity shall be selected by the Bond Registrar in a minimum Authorized Denomination of principal amount in such equitable manner as the Bond Registrar may determine.

In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than a minimum Authorized Denomination are then Outstanding, then for all purposes in connection with such redemption a minimum Authorized Denomination of face value shall be treated as though it were a separate Bond of the denomination of a minimum Authorized Denomination. If it is determined that one or more, but not all, of a minimum Authorized Denomination of face value represented by any Bond is selected for redemption, then upon notice of intention to redeem a minimum Authorized Denomination, the Owner or

the Owner's duly authorized agent shall forthwith present and surrender such Bond to the Bond Registrar: (1) for payment of the Redemption Price and interest to the Redemption Date of a minimum Authorized Denomination of face value called for redemption, and (2) for exchange, without charge to the Owner thereof, for a new Bond or Bonds of the aggregate principal amount of the unredeemed portion of the principal amount of such Bond. If the Owner of any such Bond fails to present such Bond to the Paying Agent for payment and exchange as aforesaid, such Bond shall, nevertheless, become due and payable on the redemption date to the extent of a minimum Authorized Denomination of face value called for redemption (and to that extent only).

Section 303. Notice and Effect of Call for Redemption. In the event the Issuer desires to call the Bonds for redemption prior to maturity, written notice of such intent shall be provided to the Bond Registrar in accordance with K.S.A. 10-129, as amended, not less than 45 days prior to the Redemption Date. The Bond Registrar shall call Bonds for redemption and payment and shall give notice of such redemption as herein provided upon receipt by the Bond Registrar at least 45 days prior to the Redemption Date of written instructions of the Issuer specifying the principal amount, Stated Maturities, Redemption Date and Redemption Prices of the Bonds to be called for redemption. [The foregoing provisions of this paragraph shall not apply in the case of any mandatory redemption of Term Bonds hereunder, and Term Bonds shall be called by the Paying Agent for redemption pursuant to such mandatory redemption requirements without the necessity of any action by the Issuer and whether or not the Paying Agent holds moneys available and sufficient to effect the required redemption.]

Unless waived by any Owner of Bonds to be redeemed, if the Issuer shall call any Bonds for redemption and payment prior to the Stated Maturity thereof, the Issuer shall give written notice of its intention to call and pay said Bonds to the Bond Registrar [, the Bond Insurer] and the Purchaser. In addition, the Issuer shall cause the Bond Registrar to give written notice of redemption to the Owners of said Bonds. Each of said written notices shall be deposited in the United States first class mail not less than 30 days prior to the Redemption Date.

All official notices of redemption shall be dated and shall contain the following information:

- (a) the Redemption Date;
- (b) the Redemption Price;
- (c) if less than all Outstanding Bonds are to be redeemed, the identification (and, in the case of partial redemption of any Bonds, the respective principal amounts) of the Bonds to be redeemed;
- (d) a statement that on the Redemption Date the Redemption Price will become due and payable upon each such Bond or portion thereof called for redemption and that interest thereon shall cease to accrue from and after the Redemption Date; and
- (e) the place where such Bonds are to be surrendered for payment of the Redemption Price, which shall be the principal office of the Paying Agent.

The failure of any Owner to receive notice given as heretofore provided or an immaterial defect therein shall not invalidate any redemption.

Prior to any Redemption Date, the Issuer shall deposit with the Paying Agent an amount of money sufficient to pay the Redemption Price of all the Bonds or portions of Bonds that are to be redeemed on such Redemption Date.

For so long as the Securities Depository is effecting book-entry transfers of the Bonds, the Bond Registrar shall provide the notices specified in this Section to the Securities Depository. It is expected that the Securities Depository shall, in turn, notify its Participants and that the Participants, in turn, will notify or cause to be notified the Beneficial Owners. Any failure on the part of the Securities Depository or a Participant, or failure on the part of a nominee of a Beneficial Owner of a Bond (having been mailed notice from the Bond Registrar, the Securities Depository, a Participant or otherwise) to notify the Beneficial Owner of the Bond so affected, shall not affect the validity of the redemption of such Bond.

Official notice of redemption having been given as aforesaid, the Bonds or portions of Bonds to be redeemed shall become due and payable on the Redemption Date, at the Redemption Price therein specified, and from and after the Redemption Date (unless the Issuer defaults in the payment of the Redemption Price) such Bonds or portion of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with such notice, the Redemption Price of such Bonds shall be paid by the Paying Agent. Installments of interest due on or prior to the Redemption Date shall be payable as herein provided for payment of interest. Upon surrender for any partial redemption of any Bond, there shall be prepared for the Owner a new Bond or Bonds of the same Stated Maturity in the amount of the unpaid principal as provided herein. All Bonds that have been surrendered for redemption shall be cancelled and destroyed by the Paying Agent as provided herein and shall not be reissued.

In addition to the foregoing notice, the Issuer shall provide such notices of redemption as are required by the Disclosure Undertaking. Further notice may be given by the Issuer or the Bond Registrar on behalf of the Issuer as set out below, but no defect in said further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if official notice thereof is given as above prescribed:

(a) Each further notice of redemption given hereunder shall contain the information required above for an official notice of redemption plus (1) the CUSIP numbers of all Bonds being redeemed; (2) the date of issue of the Bonds as originally issued; (3) the rate of interest borne by each Bond being redeemed; (4) the maturity date of each Bond being redeemed; and (5) any other descriptive information needed to identify accurately the Bonds being redeemed.

(b) Each further notice of redemption shall be sent at least one day before the mailing of notice to Owners by first class, registered or certified mail or overnight delivery, as determined by the Bond Registrar, to all registered securities depositories then in the business of holding substantial amounts of obligations of types comprising the Bonds and to one or more national information services that disseminate notices of redemption of obligations such as the Bonds.

(c) Each check or other transfer of funds issued for the payment of the Redemption Price of Bonds being redeemed shall bear or have enclosed the CUSIP number of the Bonds being redeemed with the proceeds of such check or other transfer.

The Paying Agent is also directed to comply with any mandatory standards then in effect for processing redemptions of municipal securities established by the State or the Securities and Exchange Commission. Failure to comply with such standards shall not affect or invalidate the redemption of any Bond.

ARTICLE IV

SECURITY FOR BONDS

Section 401. Security for the Bonds. The Bonds shall be general obligations of the Issuer payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the Issuer. The full faith, credit and resources of the Issuer are hereby irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

Section 402. Levy and Collection of Annual Tax; Transfer to Debt Service Account. The Governing Body shall annually make provision for the payment of principal of, premium, if any, and interest on the Bonds as the same become due by, to the extent necessary, levying and collecting the necessary taxes upon all of the taxable tangible property within the Issuer in the manner provided by law.

The taxes referred to above shall be extended upon the tax rolls in each of the several years, respectively, and shall be levied and collected at the same time and in the same manner as the other ad valorem taxes of the Issuer are levied and collected. The proceeds derived from said taxes shall be deposited in the Bond and Interest Fund, shall be kept separate and apart from all other funds of the Issuer shall thereafter be transferred to the Debt Service Account and shall be used solely for the payment of the principal of and interest on the Bonds as and when the same become due, taking into account any scheduled mandatory redemptions, and the fees and expenses of the Paying Agent.

If at any time said taxes are not collected in time to pay the principal of or interest on the Bonds when due, the Treasurer is hereby authorized and directed to pay said principal or interest out of the general funds of the Issuer and to reimburse said general funds for money so expended when said taxes are collected.

ARTICLE V

ESTABLISHMENT OF FUNDS AND ACCOUNTS

DEPOSIT AND APPLICATION OF BOND PROCEEDS AND OTHER MONEYS

Section 501. Creation of Funds and Accounts. Simultaneously with the issuance of the Bonds, there shall be created within the Treasury of the Issuer the following Funds and Accounts:

- (a) Improvement Fund for General Obligation Bonds, Series 2020-1.
- (b) Redemption Fund for Refunded Notes.
- (c) Debt Service Account for General Obligation Bonds, Series 2020-1 (within the Bond and Interest Fund).
- (d) Rebate Fund for General Obligation Bonds, Series 2020-1.
- (e) Costs of Issuance Account for General Obligation Bonds, Series 2020-1.
- (f) Compliance Account.

The Funds and Accounts established herein shall be administered in accordance with the provisions of this Bond Resolution so long as the Bonds are Outstanding.

Section 502. Deposit of Bond Proceeds and Other Moneys. The net proceeds received from the sale of the Bonds and certain other funds shall be deposited simultaneously with the delivery of the Bonds as follows:

(a) Excess proceeds, if any, received from the sale of the Bonds and an amount representing interest on the Bonds during construction of the Improvements shall be deposited in the Debt Service Account.

(b) An amount necessary to refund the Refunded Notes shall be deposited in the Refunded Notes Redemption Fund.

(c) An amount necessary to pay the Costs of Issuance shall be deposited in the Costs of Issuance Account.

(d) The remaining balance of the proceeds derived from the sale of the Bonds shall be deposited in the Improvement Fund.

(e) In addition to proceeds of the Bonds, the Issuer will deposit available cash into the Refunded Notes Redemption Fund.

Section 503. Application of Moneys in the Improvement Fund; Redemption of Refunded Notes. Moneys in the Improvement Fund shall be used for the sole purpose of: (a) paying the costs of the Improvements, in accordance with the plans and specifications therefor prepared by the Consulting Engineer heretofore approved by the Governing Body and on file in the office of the Clerk, including any alterations in or amendments to said plans and specifications deemed advisable by the Consulting Engineer and approved by the Governing Body; (b) paying interest on the Bonds during construction of the Improvements; (c) paying Costs of Issuance; (d) retiring the Refunded Notes; and (e) transferring any amounts to the Rebate Fund required by this *Article V*.

Withdrawals from the Improvement Fund shall be made only when authorized by the Governing Body. Each authorization for costs of the Improvements shall be supported by a certificate executed by the Consulting Engineer stating that such payment is being made for a purpose within the scope of this Bond Resolution and that the amount of such payment represents only the contract price of the property, equipment, labor, materials or service being paid for or, if such payment is not being made pursuant to an express contract, that such payment is not in excess of the reasonable value thereof. Authorizations for withdrawals for other authorized purposes shall be supported by a certificate executed by the Clerk (or designate) stating that such payment is being made for a purpose within the scope of this Bond Resolution. Upon completion of the Improvements, any surplus remaining in the Improvement Fund shall be deposited in the Debt Service Account.

Section 504. Substitution of Improvements; Reallocation of Proceeds.

(a) The Issuer may elect for any reason to substitute or add other public improvements to be financed with proceeds of the Bonds provided the following conditions are met: (1) the Substitute Improvement and the issuance of general obligation bonds to pay the cost of the Substitute Improvement has been duly authorized by the Governing Body in accordance with the laws of the State; (2) a resolution or ordinance authorizing the use of the proceeds of the Bonds to pay the Financeable Costs of the Substitute Improvement has been duly adopted by the Governing Body pursuant to this Section, (3) the Attorney

General of the State has approved the amendment made by such resolution or ordinance to the transcript of proceedings for the Bonds to include the Substitute Improvements; and (4) the use of the proceeds of the Bonds to pay the Financeable Cost of the Substitute Improvement will not adversely affect the tax-exempt status of the Bonds under State or federal law.

(b) The Issuer may reallocate expenditure of Bond proceeds among all Improvements financed by the Bonds; provided the following conditions are met: (1) the reallocation is approved by the Governing Body; (2) the reallocation shall not cause the proceeds of the Bonds allocated to any Improvement to exceed the Financeable Costs of the Improvement; and (3) the reallocation will not adversely affect the tax-exempt status of the Bonds under State or federal law.

Section 505. Application of Moneys in the Refunded Notes Redemption Fund. Moneys in the Refunded Notes Redemption Fund shall be paid and transferred to the Refunded Notes Paying Agent, with irrevocable instructions to apply such amount to the payment of the Refunded Notes on the Refunded Notes Redemption Date. Any moneys remaining in the Refunded Notes Redemption Fund not needed to retire the Refunded Notes shall be transferred to the Debt Service Account.

Section 506. Application of Moneys in Debt Service Account. All amounts paid and credited to the Debt Service Account shall be expended and used by the Issuer for the sole purpose of paying the principal or Redemption Price of and interest on the Bonds as and when the same become due and the usual and customary fees and expenses of the Bond Registrar and Paying Agent. The Treasurer is authorized and directed to withdraw from the Debt Service Account sums sufficient to pay both principal or Redemption Price of and interest on the Bonds and the fees and expenses of the Bond Registrar and Paying Agent as and when the same become due, and to forward such sums to the Paying Agent in a manner which ensures that the Paying Agent will receive immediately available funds in such amounts on or before the Business Day immediately preceding the dates when such principal, interest and fees of the Bond Registrar and Paying Agent will become due. If, through the lapse of time or otherwise, the Owners of Bonds are no longer entitled to enforce payment of the Bonds or the interest thereon, the Paying Agent shall return said funds to the Issuer. All moneys deposited with the Paying Agent shall be deemed to be deposited in accordance with and subject to all of the provisions contained in this Bond Resolution and shall be held in trust by the Paying Agent for the benefit of the Owners of the Bonds entitled to payment from such moneys.

Any moneys or investments remaining in the Debt Service Account after the retirement of the Bonds shall be transferred and paid into the Bond and Interest Fund.

Section 507. Application of Moneys in the Rebate Fund.

(a) There shall be deposited in the Rebate Fund such amounts as are required to be deposited therein pursuant to the Federal Tax Certificate. All money at any time deposited in the Rebate Fund shall be held in trust, to the extent required to satisfy the Rebate Amount (as defined in the Federal Tax Certificate), for payment to the United States of America, and neither the Issuer nor the Owner of any Bonds shall have any rights in or claim to such money. All amounts deposited into or on deposit in the Rebate Fund shall be governed by this Section and the Federal Tax Certificate.

(b) The Issuer shall periodically determine the arbitrage rebate, if any, under Code § 148(f) in accordance with the Federal Tax Certificate, and the Issuer shall make payments to the United States of America at the times and in the amounts determined under the Federal Tax Certificate. Any moneys remaining in the Rebate Fund after redemption and payment of all of the Bonds and payment and satisfaction of any Rebate Amount, or provision made therefor, shall be deposited into the Bond and Interest Fund.

(c) Notwithstanding any other provision of this Bond Resolution, including in particular *Article VII* hereof, the obligation to pay arbitrage rebate to the United States of America and to comply with all other requirements of this Section and the Federal Tax Certificate shall survive the defeasance or payment in full of the Bonds.

Section 508. Deposits and Investment of Moneys. Moneys in each of the Funds and Accounts shall be deposited in accordance with laws of the State, in a bank, savings and loan association or savings bank organized under the laws of the State, any other state or the United States: (a) which has a main or branch office located in the Issuer; or (b) if no such entity has a main or branch office located in the Issuer, with such an entity that has a main or branch office located in the county or counties in which the Issuer is located. All such depositories shall be members of the Federal Deposit Insurance Corporation, or otherwise as permitted by State law. All such deposits shall be invested in Permitted Investments as set forth in this Article or shall be adequately secured as provided by the laws of the State. All moneys held in the Funds and Accounts shall be kept separate and apart from all other funds of the Issuer so that there shall be no commingling with any other funds of the Issuer.

Moneys held in any Fund or Account other than the Refunded Notes Redemption Fund may be invested in accordance with this Bond Resolution and the Federal Tax Certificate in Permitted Investments; provided, however, that no such investment shall be made for a period extending longer than to the date when the moneys invested may be needed for the purpose for which such fund was created. All earnings on any investments held in any Fund or Account shall accrue to and become a part of such Fund or Account; provided that, during the period of construction of the Improvements, earnings on the investment of such funds may, at the discretion of the Issuer be credited to the Debt Service Account.

Section 509. Application of Moneys in the Costs of Issuance Account. Moneys in the Costs of Issuance Account shall be used by the Issuer to pay the Costs of Issuance. Any funds remaining in the Costs of Issuance Account, after payment of all Costs of Issuance, but not later than the later of 30 days prior to the first Stated Maturity of principal or one year after the date of issuance of the Bonds, shall be transferred to the Improvement Fund until completion of the Improvements and thereafter to the Compliance Account or the Debt Service Account.

Section 510. Application of Moneys in the Compliance Account. Moneys in the Compliance Account shall be used by the Issuer to pay fees and expenses relating to compliance with federal arbitrage law and state or federal securities laws. Any funds remaining in the Compliance Account on the sixth anniversary of the Issue Date shall be transferred to the Debt Service Account.

ARTICLE VI

DEFAULT AND REMEDIES

Section 601. Remedies. The provisions of the Bond Resolution, including the covenants and agreements herein contained, shall constitute a contract between the Issuer and the Owners of the Bonds. If an Event of Default occurs and shall be continuing, the Owner or Owners of not less than 10% in principal amount of the Bonds at the time Outstanding shall have the right for the equal benefit and protection of all Owners of Bonds similarly situated:

(a) by mandamus or other suit, action or proceedings at law or in equity to enforce the rights of such Owner or Owners against the Issuer and its officers, agents and employees, and to require and

compel duties and obligations required by the provisions of the Bond Resolution or by the Constitution and laws of the State;

(b) by suit, action or other proceedings in equity or at law to require the Issuer, its officers, agents and employees to account as if they were the trustees of an express trust; and

(c) by suit, action or other proceedings in equity or at law to enjoin any acts or things which may be unlawful or in violation of the rights of the Owners of the Bonds.

Section 602. Limitation on Rights of Owners. The covenants and agreements of the Issuer contained herein and in the Bonds shall be for the equal benefit, protection, and security of the Owners of any or all of the Bonds, all of which Bonds shall be of equal rank and without preference or priority of one Bond over any other Bond in the application of the funds herein pledged to the payment of the principal of and the interest on the Bonds, or otherwise, except as to rate of interest, date of maturity and right of prior redemption as provided in this Bond Resolution. No one or more Owners secured hereby shall have any right in any manner whatever by his or their action to affect, disturb or prejudice the security granted and provided for herein, or to enforce any right hereunder, except in the manner herein provided, and all proceedings at law or in equity shall be instituted, had and maintained for the equal benefit of all Outstanding Bonds.

Section 603. Remedies Cumulative. No remedy conferred herein upon the Owners is intended to be exclusive of any other remedy, but each such remedy shall be cumulative and in addition to every other remedy and may be exercised without exhausting and without regard to any other remedy conferred herein. No waiver of any default or breach of duty or contract by the Owner of any Bond shall extend to or affect any subsequent default or breach of duty or contract or shall impair any rights or remedies thereon. No delay or omission of any Owner to exercise any right or power accruing upon any default shall impair any such right or power or shall be construed to be a waiver of any such default or acquiescence therein. Every substantive right and every remedy conferred upon the Owners of the Bonds by this Bond Resolution may be enforced and exercised from time to time and as often as may be deemed expedient. If action or proceedings taken by any Owner on account of any default or to enforce any right or exercise any remedy has been discontinued or abandoned for any reason, or shall have been determined adversely to such Owner, then, and in every such case, the Issuer and the Owners of the Bonds shall, subject to any determination in such action or proceeding or applicable law of the State, be restored to their former positions and rights hereunder, respectively, and all rights, remedies, powers and duties of the Owners shall continue as if no such suit, action or other proceedings had been brought or taken.

Section 604. [Control of Remedies Upon an Event of Default and Event of Insolvency. Notwithstanding anything herein to the contrary, upon the occurrence and continuance of an Event of Default, the Bond Insurer, provided the Bond Insurance Policy is in full force and effect and the Bond Insurer shall not be in default thereunder, shall be entitled to control and direct the enforcement of all rights and remedies granted to the Owners under this Bond Resolution. Any reorganization or liquidation plan with respect to the Issuer must be acceptable to the Bond Insurer. In the event of any reorganization or liquidation, the Bond Insurer shall have the right to vote on behalf of all Owners who hold the Bonds insured by the Bond Insurer absent a default by the Bond Insurer under the applicable Bond Insurance Policy insuring such Bonds.]

ARTICLE VII

DEFEASANCE

Section 701. Defeasance. When any or all of the Bonds, redemption premium, if any, or scheduled interest payments thereon have been paid and discharged, then the requirements contained in this Bond Resolution and the pledge of the Issuer's faith and credit hereunder and all other rights granted hereby shall terminate with respect to the Bonds or scheduled interest payments thereon so paid and discharged. Bonds, redemption premium, if any, or scheduled interest payments thereon shall be deemed to have been paid and discharged within the meaning of this Bond Resolution if there has been deposited with the Paying Agent, or other commercial bank or trust company located in the State and having full trust powers, at or prior to the Stated Maturity or Redemption Date of said Bonds or the interest payments thereon, in trust for and irrevocably appropriated thereto, moneys and/or Defeasance Obligations which, together with the interest to be earned on any such Defeasance Obligations, will be sufficient for the payment of the principal of or Redemption Price of said Bonds and/or interest accrued to the Stated Maturity or Redemption Date, or if default in such payment has occurred on such date, then to the date of the tender of such payments. If the amount to be so deposited is based on the Redemption Price of any Bonds, no such satisfaction shall occur until (a) the Issuer has elected to redeem such Bonds, and (b) either notice of such redemption has been given, or the Issuer has given irrevocable instructions, or shall have provided for an escrow agent to give irrevocable instructions, to the Bond Registrar to give such notice of redemption in compliance with *Article III* hereof. Any money and Defeasance Obligations that at any time shall be deposited with the Paying Agent or other commercial bank or trust company by or on behalf of the Issuer, for the purpose of paying and discharging any of the Bonds, shall be and are hereby assigned, transferred and set over to the Paying Agent or other bank or trust company in trust for the respective Owners of the Bonds, and such moneys shall be and are hereby irrevocably appropriated to the payment and discharge thereof. All money and Defeasance Obligations deposited with the Paying Agent or such bank or trust company shall be deemed to be deposited in accordance with and subject to all of the provisions of this Bond Resolution. [The Issuer shall notify the Bond Insurer of any defeasance under this Section.]

[Notwithstanding anything in this Bond Resolution to the contrary, in the event that the principal and/or interest due on the Bonds shall be paid by the Bond Insurer pursuant to the Bond Insurance Policy, the Bonds shall remain Outstanding for all purposes, not be defeased or otherwise satisfied and not be considered paid by the Issuer and the covenants, agreements and other obligations of the Issuer to the Owners shall continue to exist and shall run to the benefit of the Bond Insurer, and the Bond Insurer shall be subrogated to the rights of such Owners.]

ARTICLE VIII

TAX COVENANTS

Section 801. General Covenants. The Issuer covenants and agrees that it will comply with: (a) all applicable provisions of the Code necessary to maintain the exclusion from gross income for federal income tax purposes of the interest on the Bonds; and (b) all provisions and requirements of the Federal Tax Certificate. The Mayor and the Clerk are hereby authorized and directed to execute the Federal Tax Certificate in a form approved by Bond Counsel, for and on behalf of and as the act and deed of the Issuer. The Issuer will, in addition, adopt such other ordinances or resolutions and take such other actions as may be necessary to comply with the Code and with all other applicable future laws, regulations, published rulings and judicial decisions, in order to ensure that the interest on the Bonds will remain excluded from federal gross income, to the extent any such actions can be taken by the Issuer.

Section 802. Survival of Covenants. The covenants contained in this Article and in the Federal Tax Certificate shall remain in full force and effect notwithstanding the defeasance of the Bonds pursuant to *Article VII* hereof or any other provision of this Bond Resolution until such time as is set forth in the Federal Tax Certificate.

ARTICLE IX

[PROVISIONS RELATING TO THE BOND INSURANCE POLICY

***[USE THE FOLLOWING FOR AGM:**

Section 901. Payment Procedure Pursuant to Bond Insurance Policy. As long as the Bond Insurance Policy shall be in full force and effect, the Issuer and the Paying Agent agree to comply with the following provisions:

(a) If, on the Business Day prior to the related Stated Maturity there is not on deposit with the Paying Agent, after making all transfers and deposits required under the Bond Resolution, moneys sufficient to pay the principal of and interest on the Bonds due on such Stated Maturity, the Paying Agent shall give notice to the Bond Insurer and to the Insurer's Fiscal Agent by telephone or telecopy of the amount of such deficiency by 1:00 p.m., New York City time, on such Business Day. If, on the related Stated Maturity, there continues to be a deficiency in the amount available to pay the principal of and interest on the Bonds due on such Stated Maturity, the Paying Agent shall make a claim under the Bond Insurance Policy and give notice to the Bond Insurer and the Insurer's Fiscal Agent (if any) by telephone of the amount of such deficiency, and the allocation of such deficiency between the amount required to pay interest on the Bonds and the amount required to pay principal on the Bonds, confirmed in writing to the Bond Insurer and the Insurer's Fiscal Agent by 1:00 p.m., New York City time, on such Stated Maturity by filling in the form of Notice of Claim and Certificate delivered with the Bond Insurance Policy.

(b) In the event the claim to be made is for a mandatory sinking fund redemption installment, upon receipt of the moneys due, the Paying Agent shall authenticate and deliver to affected Owners who surrender their Bonds a new Bond or Bonds in an aggregate principal amount equal to the unredeemed portion of the Bond surrendered. The Paying Agent shall designate any portion of payment of principal on Bonds paid by the Bond Insurer, whether by virtue of mandatory sinking fund redemption, maturity or other advancement of maturity, on its books as a reduction in the principal amount of Bonds registered to the then current Owner, whether DTC or its nominee or otherwise, and shall issue a replacement Bond to the Bond Insurer, registered in the name of the Bond Insurer, in a principal amount equal to the amount of principal so paid (without regard to authorized denominations); provided that the Paying Agent's failure to so designate any payment or issue any replacement Bond shall have no effect on the amount of principal or interest payable by the Issuer on any Bond or the subrogation rights of the Bond Insurer.

The Paying Agent shall keep a complete and accurate record of all funds deposited by the Bond Insurer into the Policy Payments Account (as hereinafter defined) and the allocation of such funds to payment of interest on and principal paid in respect of any Bond. The Bond Insurer shall have the right to inspect such records at reasonable times upon reasonable notice to the Paying Agent.

Upon payment of a claim under the Bond Insurance Policy the Paying Agent shall establish a separate special purpose trust account for the benefit of Owners referred to herein as the "Policy Payments Account" and over which the Paying Agent shall have exclusive control and sole right of withdrawal. The Paying Agent shall receive any amount paid under the Bond Insurance Policy in trust on behalf of Owners

and shall deposit any such amount in the Policy Payments Account and distribute such amount only for purposes of making the payments for which a claim was made. Such amounts shall be disbursed by the Paying Agent to Owners in the same manner as principal and interest payments are to be made with respect to the Bonds under the sections hereof regarding payment of Bonds. It shall not be necessary for such payments to be made by checks or wire transfers separate from the check or wire transfer used to pay debt service with other funds available to make such payments.

Funds held in the Policy Payments Account shall not be invested by the Paying Agent and may not be applied to satisfy any costs, expenses or liabilities of the Paying Agent.

Any funds remaining in the Policy Payments Account following a Stated Maturity date shall promptly be remitted to the Bond Insurer.

(c) The Bond Insurer shall, to the extent it makes any payment of principal of or interest on the Bonds, become subrogated to the rights of the recipients of such payments in accordance with the terms of the Bond Insurance Policy.

(d) The Issuer agrees to pay or reimburse the Bond Insurer any and all charges, fees, costs and expenses which the Bond Insurer may reasonably pay or incur in connection with (1) the administration, enforcement, defense or preservation of any rights or security in respect of the Bond Resolution, (2) the pursuit of any remedies under the Bond Resolution or otherwise afforded by law or equity, (3) any amendment, waiver or other action with respect to, or related to, the Bond Resolution whether or not executed or completed, (4) the violation by the Issuer of any law, rule or regulation, or any judgment, order or decree applicable to it or (5) any litigation or other dispute in connection with the Bond Resolution or the transactions contemplated thereby, other than amounts resulting from the failure of the Bond Insurer to honor its obligations under the Bond Insurance Policy. The Bond Insurer reserves the right to charge a reasonable fee as a condition to executing any amendment, waiver or consent proposed in respect of the Bond Resolution.

(e) Payments required to be made to the Bond Insurer shall be payable solely from the taxes levied pursuant to **Article IV** hereof and shall be paid (1) prior to an Event of Default, to the extent not paid from the Debt Service Account, and (2) after an Event of Default, with respect to amounts other than principal and interest on the Bonds, on the same priority as payments to the Paying Agent for expenses. The obligations to the Bond Insurer shall survive discharge or termination of the Bond Resolution.

(f) The Bond Insurer shall be entitled to pay principal or interest on the Bonds that shall become Due for Payment but shall be unpaid by reason of Nonpayment by the Issuer (as such terms are defined in the Bond Insurance Policy) and any amounts due on the Bonds as a result of acceleration of the maturity thereof in accordance with this Bond Resolution, whether or not the Bond Insurer has received a Notice (as defined in the Bond Insurance Policy) of Nonpayment or a claim upon the Bond Insurance Policy.

Section 902. Consent of the Bond Insurer. Any provision of this Bond Resolution expressly recognizing or granting rights in or to the Bond Insurer may not be amended in any manner which affects the rights of the Bond Insurer hereunder without the prior written consent of the Bond Insurer.

The Bond Insurer's consent shall be required in addition to Owner consent, when required, for the execution and delivery of any supplemental resolution, or any amendment, supplement or change to or modification of other documents relating to the security for the Bonds; removal or substitution of the Paying Agent; or approval of any action or document requiring approval of the Owners.

The Bond Insurer shall be deemed to be the sole Owner of the Bonds insured by it for the purpose of exercising any voting right or privilege or giving any consent or direction or taking any other action that the Owners of the Bonds insured by it are entitled to take pursuant to this Bond Resolution.

Section 903. Notices to the Bond Insurer.

(a) While the Bond Insurance Policy is in effect, the Issuer shall, in addition to the other notice requirements contained in this Bond Resolution, furnish to the Bond Insurer:

- (1) As soon as practicable after the filing thereof, a copy of any financial statement, audit and/or annual report of the Issuer;
- (2) A copy of any notice to be given to the Owners, including, without limitation, notice of any redemption of or defeasance of Bonds, and any certificate rendered pursuant to this Bond Resolution relating to the security for the Bonds;
- (3) Notice of an Event of Default within five business days after the occurrence of such event; and
- (4) such additional information as the Bond Insurer may reasonably request.

(b) The Issuer shall notify the Bond Insurer of any failure of the Issuer to provide relevant notices, certificates, etc.

(c) The Issuer will permit the Bond Insurer to discuss the affairs, finances and accounts of the Issuer or any information the Bond Insurer may reasonably request regarding the security for the Bonds with appropriate officers of the Issuer. The Issuer will permit the Bond Insurer to have access to and to make copies of all books and records relating to the Bonds at any reasonable time.

(d) The Bond Insurer shall have the right to direct an accounting at the Issuer's expense, and the Issuer's failure to comply with such direction within thirty (30) days after receipt of written notice of the direction from the Bond Insurer shall be deemed an Event of Default hereunder; provided, however, that if compliance cannot occur within such period, then such period will be extended so long as compliance is begun within such period and diligently pursued, but only if such extension would not materially adversely affect the interests of any Owner.

(e) Notwithstanding any other provision of this Bond Resolution, the Issuer shall immediately notify the Bond Insurer if at any time there are insufficient moneys to make any payments of principal and/or interest as required and immediately upon the occurrence of any Event of Default hereunder.

(f) In each case in which notice or other communication to the Bond Insurer refers to an Event of Default or with respect to which failure on the part of the Bond Insurer to respond shall be deemed to constitute consent or acceptance, then a copy of such notice or other communication shall also be sent to the attention of General Counsel and shall be marked to indicate "URGENT MATERIAL ENCLOSED."

Section 904. Third Party Beneficiary. To the extent that this Bond Resolution confers upon or gives or grants to the Bond Insurer any right, remedy, or claim under or by reason of this Bond Resolution, the Bond Insurer is hereby explicitly recognized as being a third-party beneficiary hereunder and may enforce any such right, remedy or claim conferred, given or granted hereunder.

Section 905. Parties Interested Herein. Nothing in this Bond Resolution, expressed or implied is intended or shall be construed to confer upon, or to give to, any person or entity, other than the Issuer, the Bond Insurer, the Paying Agent and the Owners, any right, remedy or claim under or by reason of this Bond Resolution, or any covenant, condition or stipulation hereof, and all covenants, stipulations, promises and agreements in this Bond Resolution contained by and on behalf of the Issuer shall be for the sole and exclusive benefit of the Issuer, the Paying Agent, the Bond Insurer and the Owners of the Bonds.

Section 906. Suspension of Bond Insurer's Rights. Rights of the Bond Insurer to direct or consent to actions granted under this Bond Resolution shall be suspended during any period in which the Bond Insurer is in default in its payment obligations under the Bond Insurance Policy (except to the extent of amounts previously paid by the Bond Insurer and due and owing to the Bond Insurer) and shall be of no force or effect in the event the Bond Insurance Policy is no longer in effect or the Bond Insurer asserts that the Bond Insurance Policy is not in effect or the Bond Insurer shall have provided written notice that it waives such rights.]*

***[USE THE FOLLOWING FOR BAM:

Section 907. Payment Procedure Pursuant to Bond Insurance Policy. As long as the Bond Insurance Policy shall be in full force and effect, the Issuer and the Paying Agent agree to comply with the following provisions:

(a) In the event that principal and/or interest due on the Bonds shall be paid by the Bond Insurer pursuant to the Policy, the Bonds shall remain outstanding for all purposes, not be defeased or otherwise satisfied and not be considered paid by the Issuer, the assignment and pledge of the trust estate and all covenants, agreements and other obligations of the Issuer to the registered owners shall continue to exist and shall run to the benefit of the Bond Insurer, and the Bond Insurer shall be subrogated to the rights of such registered owners including, without limitation, any rights that such owners may have in respect of securities law violations arising from the offer and sale of the Bonds.

(b) In the event that on the second (2nd) business day prior to the payment date on the Bonds, the Paying Agent has not received sufficient moneys to pay all principal of and interest on the Bonds due on the second (2nd) following business day, the Paying Agent shall immediately notify the Bond Insurer or its designee on the same business day by telephone or electronic mail, of the amount of the deficiency.

(c) If any deficiency is made up in whole or in part prior to or on the payment date, the Paying Agent or Trustee shall so notify the Bond Insurer or its designee.

(d) In addition, if the Paying Agent has notice that any Bondholder has been required to disgorge payments of principal of or interest on the Bonds pursuant to a final, non-appealable order by a court of competent jurisdiction that such payment constitutes an avoidable preference to such Bondholder within the meaning of any applicable bankruptcy law, then the Paying Agent shall notify the Bond Insurer or its designee of such fact by telephone or electronic mail, or by overnight or other delivery service as to which a delivery receipt is signed by a person authorized to accept delivery on behalf of the Bond Insurer.

(e) The Paying Agent shall irrevocably be designated, appointed, directed and authorized to act as attorney-in-fact for holders of the Bonds as follows:

(1) If there is a deficiency in amounts required to pay interest and/or principal on the Bonds, the Paying Agent or Trustee shall (i) execute and deliver to the Bond Insurer, in form satisfactory to the Bond Insurer, an instrument appointing the Bond Insurer as agent for such holders of the Bonds in any legal proceeding related to the payment of and an assignment to the Bond Insurer of the claims for interest on the Bonds, (ii) receive as designee of the respective

holders (and not as Paying Agent) in accordance with the tenor of the Bond Insurance Policy payment from the Bond Insurer with respect to the claims for interest so assigned, and (iii) disburse the same to such respective holders; and

(2) If there is a deficiency in amounts required to pay principal of the Bonds, the Paying Agent shall (i) execute and deliver to the Bond Insurer, in form satisfactory to the Bond Insurer, an instrument appointing the Bond Insurer as agent for such holder of the Bonds in any legal proceeding related to the payment of such principal and an assignment to the Bond Insurer of the Bond surrendered to the Bond Insurer (but such assignment shall be delivered only if payment from the Bond Insurer is received), (ii) receive as designee of the respective holders (and not as Paying Agent) in accordance with the tenor of the Policy payment therefore from the Bond Insurer, and (iii) disburse the same to such holders.

(f) Payments with respect to claims for interest on and principal of Bonds disbursed by the Paying Agent from proceeds of the Bond Insurance Policy shall not be considered to discharge the obligation of the Issuer with respect to such Bonds, and the Bond Insurer shall become the owner of such unpaid Bond and claims for the interest in accordance with the tenor of the assignment made to it under the provisions of the preceding paragraph (e) or otherwise.

(g) Irrespective of whether any such assignment is executed and delivered, the Issuer and the Paying Agent shall agree for the benefit of the Bond Insurer that:

(1) They recognize that to the extent the Bond Insurer makes payments directly or indirectly (*e.g.*, by paying through the Paying Agent), on account of principal of or interest on the Bonds, the Bond Insurer will be subrogated to the rights of such holders to receive the amount of such principal and interest from the Issuer, with interest thereon, as provided and solely from the sources stated in the transaction documents and the Bonds; and

(2) They will accordingly pay to the Bond Insurer the amount of such principal and interest, with interest thereon as provided in the transaction documents and the Bonds, but only from the sources and in the manner provided therein for the payment of principal of and interest on the Bonds to holders, and will otherwise treat the Bond Insurer as the owner of such rights to the amount of such principal and interest.

Section 908. Notices to the Bond Insurer.

(a) While the Bond Insurance Policy is in effect, the Issuer shall, in addition to the other notice requirements contained in this Bond Resolution, furnish to the Bond Insurer:

(1) As soon as practicable after the filing thereof, a copy of any financial statement, audit and/or annual report of the Issuer;

(2) A copy of any notice to be given to the Owners, including, without limitation, notice of any redemption of or defeasance of Bonds, and any certificate rendered pursuant to this Bond Resolution relating to the security for the Bonds;

(3) Copies of any filings or notices required to be given by the Issuer pursuant to the Disclosure Undertaking;

(4) Notice of an Event of Default within five business days after the occurrence of such event; and

(5) Such additional information as the Bond Insurer may reasonably request.

(b) The Issuer shall notify the Bond Insurer of any failure of the Issuer to provide relevant notices, certificates, etc.

(c) Notwithstanding any other provision of this Bond Resolution, the Issuer shall immediately notify the Bond Insurer if at any time there are insufficient moneys to make any payments of principal and/or interest as required and immediately upon the occurrence of any Event of Default hereunder.

Section 909. Suspension of Bond Insurer's Rights. Rights of the Bond Insurer to direct or consent to actions granted under this Bond Resolution shall be suspended during any period in which the Bond Insurer is in default in its payment obligations under the Bond Insurance Policy (except to the extent of amounts previously paid by the Bond Insurer and due and owing to the Bond Insurer) and shall be of no force or effect in the event the Bond Insurance Policy is no longer in effect or the Bond Insurer asserts that the Bond Insurance Policy is not in effect or the Bond Insurer shall have provided written notice that it waives such rights.]***

ARTICLE X

CONTINUING DISCLOSURE REQUIREMENTS

Section 1001. Disclosure Requirements. The Issuer hereby covenants with the Purchaser and the Beneficial Owners to provide and disseminate such information as is required by the SEC Rule and as further set forth in the Disclosure Undertaking, the provisions of which are incorporated herein by reference. Such covenant shall be for the benefit of and enforceable by the Purchaser and the Beneficial Owners.

Section 1002. Failure to Comply with Continuing Disclosure Requirements. In the event the Issuer fails to comply in a timely manner with its covenants contained in the preceding section, the Purchaser and/or any Beneficial Owner may make demand for such compliance by written notice to the Issuer. In the event the Issuer does not remedy such noncompliance within 10 days of receipt of such written notice, the Purchaser or any Beneficial Owner may in its discretion, without notice or demand, proceed to enforce compliance by a suit or suits in equity for the specific performance of such covenant or agreement contained in the preceding section or for the enforcement of any other appropriate legal or equitable remedy, as the Purchaser and/or any Beneficial Owner shall deem effectual to protect and enforce any of the duties of the Issuer under such preceding section. [The Purchaser or Beneficial Owner shall provide a copy of any such demand or notice to the Bond Insurer.] Notwithstanding any other provision of this Bond Resolution, failure of the Issuer to comply with its covenants contained in the preceding section shall not be considered an Event of Default under this Bond Resolution.

ARTICLE XI

MISCELLANEOUS PROVISIONS

Section 1101. Annual Audit. Annually, promptly after the end of the Fiscal Year, the Issuer will cause an audit to be made of the financial statements of the Issuer for the preceding Fiscal Year by an Independent Accountant. Within 30 days after the completion of each such audit, a copy thereof shall be filed in the office of the Clerk[, and a duplicate copy of the audit shall be mailed to the Bond Insurer]. Such

audit shall at all times during the usual business hours be open to the examination and inspection by any taxpayer, any Owner of any of the Bonds, or by anyone acting for or on behalf of such taxpayer or Owner. Upon payment of the reasonable cost of preparing and mailing the same, a copy of any annual audit will, upon request, be sent to any Owner or prospective Owner. As soon as possible after the completion of the annual audit, the Governing Body shall review such audit, and if the audit discloses that proper provision has not been made for all of the requirements of this Bond Resolution, the Issuer shall promptly cure such deficiency.

Section 1102. Amendments. The rights and duties of the Issuer and the Owners, and the terms and provisions of the Bonds or of this Bond Resolution, may be amended or modified at any time in any respect by ordinance or resolution of the Issuer with the written consent of [the Bond Insurer and] the Owners of not less than a majority in principal amount of the Bonds then Outstanding, such consent to be evidenced by an instrument or instruments executed by [the Bond Insurer and] such Owners and duly acknowledged or proved in the manner of a deed to be recorded, and such instrument or instruments shall be filed with the Clerk, but no such modification or alteration shall:

- (a) extend the maturity of any payment of principal or interest due upon any Bond;
- (b) effect a reduction in the amount which the Issuer is required to pay as principal of or interest on any Bond;
- (c) permit preference or priority of any Bond over any other Bond; or
- (d) reduce the percentage in principal amount of Bonds required for the written consent to any modification or alteration of the provisions of this Bond Resolution.

Any provision of the Bonds or of this Bond Resolution may, however, be amended or modified by ordinance or resolution duly adopted by the Governing Body at any time in any legal respect with the written consent of [the Bond Insurer and] the Owners of all of the Bonds at the time Outstanding.

Without notice to or the consent of any Owners, the Issuer may amend or supplement this Bond Resolution for the purpose of curing any formal defect, omission, inconsistency or ambiguity herein, to grant to or confer upon the Owners any additional rights, remedies, powers or authority that may lawfully be granted to or conferred upon the Owners, to more precisely identify the Improvements, to reallocate proceeds of the Bonds among Improvements, to provide for Substitute Improvements, to conform this Bond Resolution to the Code or future applicable federal law concerning tax-exempt obligations, or in connection with any other change therein which is not materially adverse to the interests of the Owners. [AGM: Copies of any amendments shall be provided to each Rating Agency at least 10 days prior to the effective date thereof.][BAM: Copies of any amendments which are consented to by the Bond Insurer shall be provided to Standard & Poor's.]

Every amendment or modification of the provisions of the Bonds or of this Bond Resolution, to which the written consent of the [Bond Insurer and the] Owners is given, as above provided, shall be expressed in a resolution or ordinance adopted by the Governing Body amending or supplementing the provisions of this Bond Resolution and shall be deemed to be a part of this Bond Resolution. A certified copy of every such amendatory or supplemental ordinance or resolution, if any, and a certified copy of this Bond Resolution shall always be kept on file in the office of the Clerk, [shall be delivered to the Bond Insurer] and shall be made available for inspection by the Owner of any Bond or a prospective purchaser or owner of any Bond authorized by this Bond Resolution, and upon payment of the reasonable cost of preparing the same, a certified copy of any such amendatory or supplemental ordinance or resolution or of this Bond Resolution will be sent by the Clerk to any such Owner or prospective Owner.

Any and all modifications made in the manner hereinabove provided shall not become effective until there has been filed with the Clerk a copy of the ordinance or resolution of the Issuer hereinabove provided for, duly certified, as well as proof of any required consent to such modification by [the Bond Insurer and] the Owners of the Bonds then Outstanding. It shall not be necessary to note on any of the Outstanding Bonds any reference to such amendment or modification.

The Issuer shall furnish to the Paying Agent a copy of any amendment to the Bonds or this Bond Resolution which affects the duties or obligations of the Paying Agent under this Bond Resolution.

Section 1103. Notices, Consents and Other Instruments by Owners. Any notice, consent, request, direction, approval or other instrument to be signed and executed by the Owners may be in any number of concurrent writings of similar tenor and may be signed or executed by such Owners in person or by agent appointed in writing. Proof of the execution of any such instrument or of the writing appointing any such agent and of the ownership of Bonds, if made in the following manner, shall be sufficient for any of the purposes of this Bond Resolution, and shall be conclusive in favor of the Issuer and the Paying Agent with regard to any action taken, suffered or omitted under any such instrument, namely:

(a) The fact and date of the execution by any person of any such instrument may be proved by a certificate of any officer in any jurisdiction who by law has power to take acknowledgments within such jurisdiction that the person signing such instrument acknowledged before such officer the execution thereof, or by affidavit of any witness to such execution.

(b) The fact of ownership of Bonds, the amount or amounts, numbers and other identification of Bonds, and the date of holding the same shall be proved by the Bond Register.

In determining whether the Owners of the requisite principal amount of Bonds Outstanding have given any request, demand, authorization, direction, notice, consent or waiver under this Bond Resolution, Bonds owned by the Issuer shall be disregarded and deemed not to be Outstanding under this Bond Resolution, except that, in determining whether the Owners shall be protected in relying upon any such request, demand, authorization, direction, notice, consent or waiver, only Bonds which the Owners know to be so owned shall be so disregarded. Notwithstanding the foregoing, Bonds so owned which have been pledged in good faith shall not be disregarded as aforesaid if the pledgee establishes to the satisfaction of the Owners the pledgee's right so to act with respect to such Bonds and that the pledgee is not the Issuer.

Section 1104. Notices. Any notice, request, complaint, demand or other communication required or desired to be given or filed under this Bond Resolution shall be in writing, given to the Notice Representative at the Notice Address and shall be deemed duly given or filed if the same shall be: (a) duly mailed by registered or certified mail, postage prepaid; or (b) communicated via fax, with electronic or telephonic confirmation of receipt. Copies of such notices shall also be given to the Paying Agent[and the Bond Insurer]. The Issuer, the Paying Agent[, the Bond Insurer] and the Purchaser may from time to time designate, by notice given hereunder to the others of such parties, such other address to which subsequent notices, certificates or other communications shall be sent.

All notices given by: (a) certified or registered mail as aforesaid shall be deemed duly given as of the date they are so mailed; (b) fax as aforesaid shall be deemed duly given as of the date of confirmation of receipt. If, because of the temporary or permanent suspension of regular mail service or for any other reason, it is impossible or impractical to mail any notice in the manner herein provided, then such other form of notice as shall be made with the approval of the Paying Agent shall constitute a sufficient notice.

Section 1105. Electronic Transactions. The issuance of the Bonds and the transactions related thereto and described herein may be conducted and documents may be stored by electronic means.

Section 1106. Further Authority. The officers and officials of the Issuer, including the Mayor Director of Finance, and Clerk, are hereby authorized and directed to execute all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of this Bond Resolution and to make ministerial alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

Section 1107. Severability. If any section or other part of this Bond Resolution, whether large or small, is for any reason held invalid, the invalidity thereof shall not affect the validity of the other provisions of this Bond Resolution.

Section 1108. Governing Law. This Bond Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State.

Section 1109. Effective Date. This Bond Resolution shall take effect and be in full force from and after its adoption by the Governing Body.

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ADOPTED by the City Council on January 21, 2020.

(SEAL)

Mayor

ATTEST:

Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Bond Resolution of the Issuer adopted by the Governing Body on January 21, 2020, as the same appears of record in my office.

DATED: January 21, 2020.

Clerk

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NEW BUSINESS
RECOMMENDED ACTION

A. GENERAL OBLIGATION BONDS, SERIES 2020-1, ORDINANCE
1342-20 AND RESOLUTION 683-20:

Should Council choose to proceed

RECOMMENDED ACTION

Staff recommends motion that the first reading requirement for the Ordinance be waived, the award of the bid be ratified, that Ordinance 1342-20 be passed, and Resolution 683-20 be adopted.

NEW BUSINESS

B. REQUEST TO PURCHASE DARE VEHICLE:

Public Safety Director Newman will request the purchase of a DARE vehicle. Funds for the 2020 Ford F-150 will be taken from the special alcohol and drug tax fund.

- Memo from Director Newman

January 21, 2020

To: Mayor Cicirello & Members of Council

From: Lloyd Newman, Public Safety Director

Subject: Purchase of DARE Vehicle using Special Alcohol/Drug Tax Fund

RECOMMENDATION

City staff is recommending authorization to purchase a new 2020 Ford F-150 utilizing the special alcohol and drug tax fund established by KSA 79-41a04.

BACKGROUND

We are currently budgeted to purchase one new vehicle this year. We have two vehicles that are at or very near the end of their useful life for patrol. The city receives tax money each quarter from the tax on liquor. By statute the money must be divided equally into three separate funds by the city. The three funds include general fund, special parks and recreation fund and a special alcohol and drug programs fund. The statute also directs how the money can be spent for the special alcohol and drug program fund. It allows for the purchase, establishment, maintenance or expansion of services or programs whose purpose is prevention and education for alcohol and drug abuse. We used this fund several years ago to purchase a K9 vehicle and I believe under the statute we would be allowed to purchase a DARE vehicle. I have also checked with the League of Kansas Municipalities and they agree this would be allowed by the statute.

FINANCIAL CONSIDERATION

There is currently enough money in the fund to purchase the truck and assist with upfitting. We will be using the two vehicles we have now for trades. With our current budget and this special fund we can purchase two vehicles and pay for upfitting without asking for any additional money.

NEW BUSINESS
RECOMMENDED ACTION

B. REQUEST TO PURCHASE DARE VEHICLE:

Should Council choose to proceed

RECOMMENDED ACTION

Staff recommends motion of approval to purchase a DARE vehicle using the funds from the special alcohol and drug tax fund.

NEW BUSINESS

C. ORDINANCE 1343-20 UPOC ORDINANCE AMENDMENT:

Director Newman will present Ordinance 1343-20 regarding amendment to the 2019 Uniform Public Offense Code. An amendment is needed due to federal changes to the legal age to purchase tobacco products. This amendment repeals and replaces Section 5.6 and 5.7.

- Ordinance 1343-20

ORDINANCE NO. 1343-20

AN ORDINANCE RELATED TO THE REGULATION OF PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF VALLEY CENTER, KANSAS, INCORPORATING BY REFERENCE THE “2019 UNIFORM PUBLIC OFFENSE CODE,” 35th EDITION, AMENDING SECTIONS 5.6 AND 5.7; AMENDING THE PROVISIONS THEREOF THAT REGULATE.

BE IT ORDAINED, by the Governing Body of Valley Center, Kansas:

Section 5.6 Purchase or Possession of Cigarettes or Tobacco Products.

It shall be unlawful for any person:

- (a) Who is under 21 years of age to purchase or attempt to purchase cigarettes, electronic cigarettes, liquid nicotine or tobacco products; or
- (b) Who is under 18 years of age to possess or attempt to possess cigarettes, electronic cigarettes, liquid nicotine or tobacco products. (K.S.A. 79-3321:3322, as amended) For the purposes of this Section, the terms are defined in K.S.A. 79-3301 and amendments thereto, except liquid nicotine which is the active ingredient of the tobacco plant (nicotine) in liquefied form suitable for the induction of nicotine, whether by nasal spray, ingestion, smoking or other means, into the human body.
- (c) Violation of this Section shall be an ordinance cigarette or tobacco infraction for which the fine shall be a minimum of \$25 and a maximum of \$100. In addition, the judge may require a person charged with violating this Section to appear in court with a parent or legal guardian and/or may require completion of a tobacco education program.

Section 5.7 Selling, Giving or Furnishing Cigarettes or Tobacco Products to a Minor.

- (a) It shall be unlawful for any person, directly or indirectly, to:
 - (1) Sell, furnish or distribute cigarettes, electronic cigarettes, liquid nicotine or tobacco products to any person under 21 years of age; or
 - (2) Buy any cigarettes, electronic cigarettes, liquid nicotine or tobacco products for any person under 21 years of age.
- (b) It shall be a defense to a prosecution under this section if:
 - (1) The defendant is a licensed retail dealer, or employee thereof, or a person authorized by law to distribute samples;
 - (2) The defendant sold, furnished or distributed the cigarettes, electronic cigarettes, liquid nicotine or tobacco products to the person under 21 years of age with reasonable cause to believe the person was of legal age to purchase or receive cigarettes, electronic cigarettes, liquid nicotine or tobacco products; and
 - (3) To purchase or receive the cigarettes, electronic cigarettes, liquid nicotine or tobacco products, the person under 21 years of age exhibited to the defendant a driver’s license, Kansas non-driver’s identification card or other official or apparently official document containing a photograph of the person and purporting to establish that the person was of legal age to purchase or receive cigarettes, electronic cigarettes, liquid nicotine or tobacco products.

4) For purposes of this section the person who violates this section shall be the individual directly selling, furnishing or distributing the cigarettes, electronic cigarettes, or tobacco products to any person under 21 years of age or the retail dealer who has actual knowledge of such selling, furnishing or distributing by such individual or both.

(c) It shall be a defense to a prosecution under this subsection if:

(1) The defendant engages in the lawful sale, furnishing or distribution of cigarettes, electronic cigarettes, or tobacco products by mail; and

(2) The defendant sold, furnished or distributed the cigarettes, electronic cigarettes, or tobacco products to the person by mail only after the person had provided to the defendant an unsworn declaration, conforming to K.S.A. 53-601 and amendments thereto, that the person was 21 or more years of age.

For the purposes of the section, the terms are defined in K.S.A. 79-3301 and amendments thereto, except liquid nicotine which is the active ingredient of the tobacco plant (nicotine) in liquefied form suitable for the induction of nicotine, whether by nasal spray, ingestion, smoking or other means, into the human body.

(d) As used in the section, "sale" means any transfer of title or possession or both, exchange, barter, distribution or gift of cigarettes or tobacco products, with or without consideration.

(e) Violation of this section shall constitute a Class B violation punishable by a minimum fine of \$200. (K.S.A. Supp. 79-3302, 79-3321; 79-3322).

PASSED AND APPROVED by the Governing Body of the City of Valley Center, Kansas, this 4th day of February, 2020.

First Reading: January 21, 2020

Second Reading: February 4, 2020

{SEAL}

Lou Cicirello, Mayor

ATTEST:

Kristi Carrithers, City Clerk

NEW BUSINESS
RECOMMENDED ACTION

C. ORDINANCE 1343-20 UPOC ORDINANCE AMENDMENT:

Should Council choose to proceed,

RECOMMENDED ACTION:

Staff recommends motion to approve Ordinance 1343-20, repealing and replacing Section 5.6 and 5.7 of the UPOC, for 1st reading.

NEW BUSINESS

D. 2020 WATER RATE APPROVAL:

Smith will present proposal for 2020 City of Valley Center water rates and lead Council discussion.

- Memo from Assistant City Administrator Smith



January 21, 2020

To: Mayor Cicirello & Members of Council

From: Barry Smith – Assistant City Administrator for Finance and Administration

Subject: Water Rates for FY2020

RECOMMENDATION

City staff is recommending authorization to proceed with increasing water rates by 4% as outlined in ordinance 1217-10 and absorb the 6.25% increase in sale of water by the City of Wichita.

BACKGROUND

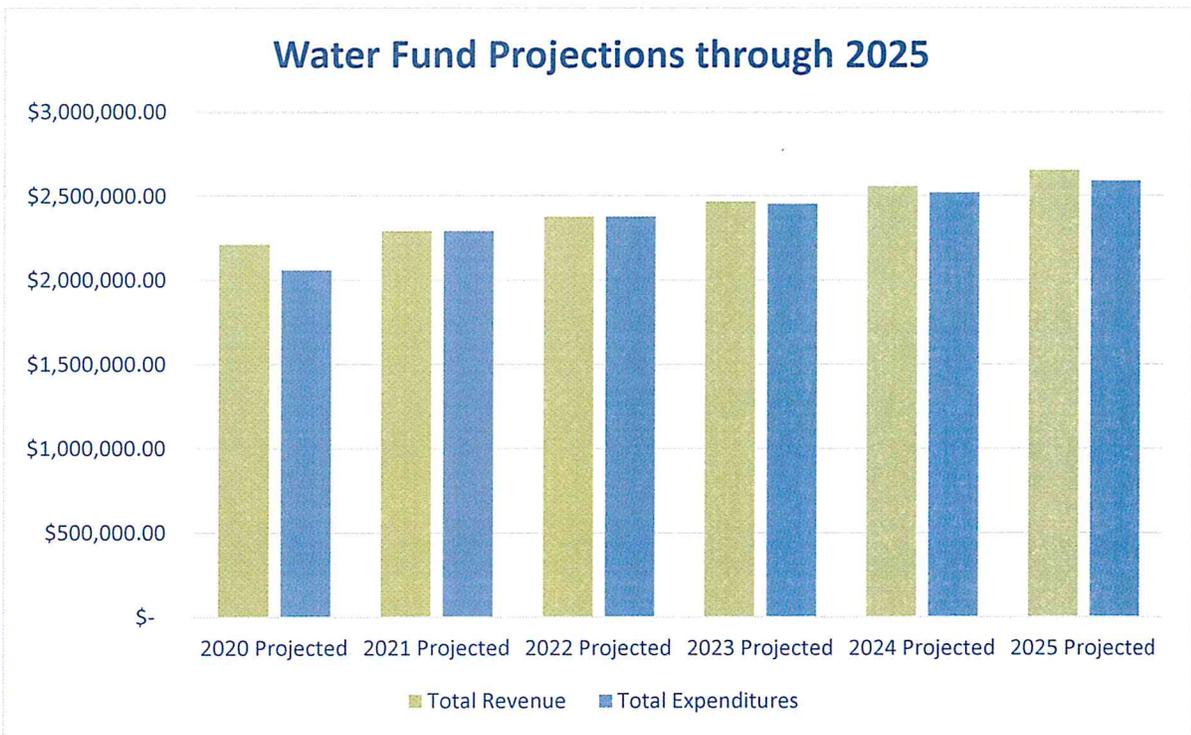
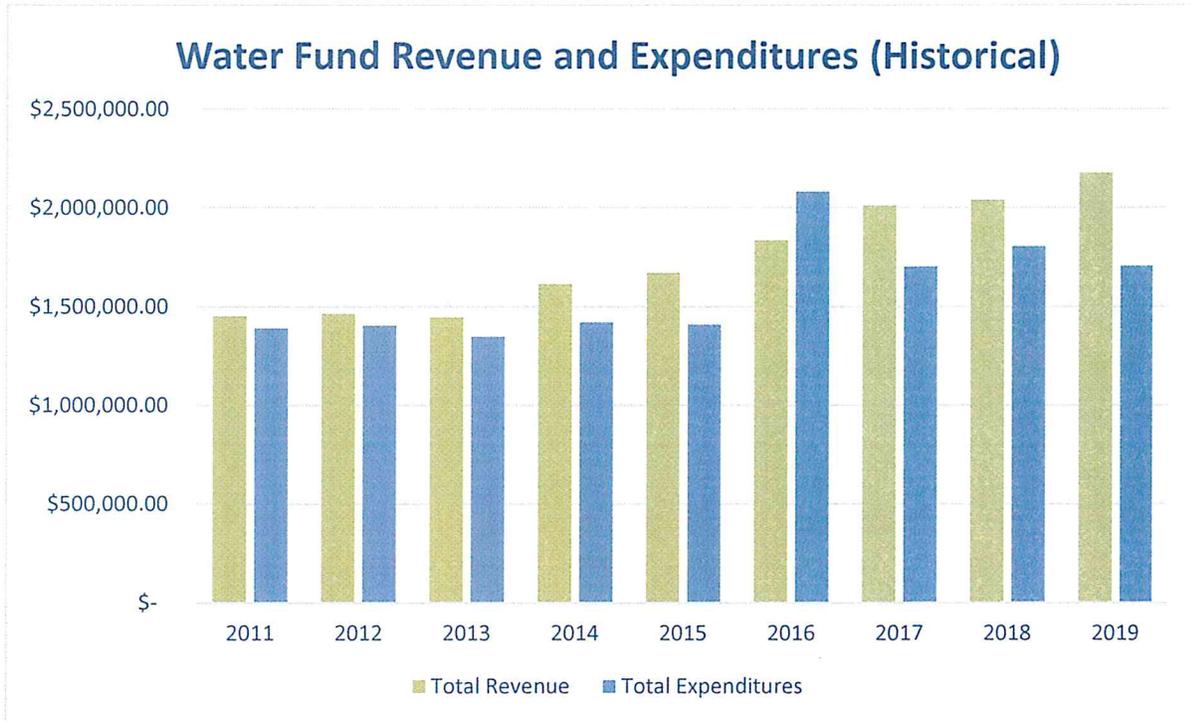
The City of Valley Center has set forth by ordinance a 4% annual increase of water rates to stay fiscally sound in regards to purchasing of treated water, water infrastructure and debt service, water equipment/operations and maintenance, and water personnel services. Ordinance 1217-10 also states that any increase from the City's water supplier will be added in addition to the City's prescribed 4% annual increase.

On December 10, 2019 the City of Wichita updated their annual water rates to include a 6.25% increase. The increase is attributed to the update and new construction of a 120MGD water treatment plant.

In the past, the City Council has chosen to absorb the City of Wichita increase on several occasions but have also incorporated the City of Wichita increase along with the City annual increase of 4%.

FINANCIAL CONSIDERATION

After looking at past trends in revenue and expenditures, staff has created a new 5 year projection for the Water Fund. The following charts show historical (2011-2019) and projected (2020-2025) data which incorporates the 6.25% increase in water purchase price from the City of Wichita and includes projected debt service for the series 2019-1 G.O. Bond WWTP Sewer Fund subsidy and series 2020-1 G.O Bond Water Line replacement project.





The projected data breaks down as follows:

Water Revenue	2020 Projected	2021 Projected	2022 Projected	2023 Projected	2024 Projected	2025 Projected
Sale of Water (VC)	\$ 2,029,808.67	\$ 2,111,001.02	\$ 2,195,441.06	\$ 2,283,258.70	\$ 2,374,589.05	\$ 2,469,572.62
Sale of Water to Wichita	\$ 78,000.00	\$ 78,000.00	\$ 78,000.00	\$ 78,000.00	\$ 78,000.00	\$ 78,000.00
Admin Meter Fees	\$ 22,864.24	\$ 22,864.24	\$ 22,864.24	\$ 22,864.24	\$ 22,864.24	\$ 22,864.24
Equity Fee	\$ 7,500.00	\$ 8,262.53	\$ 8,262.53	\$ 8,262.53	\$ 8,262.53	\$ 8,262.53
Penalties	\$ 48,686.98	\$ 48,686.98	\$ 48,686.98	\$ 48,686.98	\$ 48,686.98	\$ 48,686.98
Reconnect Fees	\$ 18,429.25	\$ 18,429.25	\$ 18,429.25	\$ 18,429.25	\$ 18,429.25	\$ 18,429.25
Connection Fees	\$ 8,024.05	\$ 8,024.05	\$ 8,024.05	\$ 8,024.05	\$ 8,024.05	\$ 8,024.05
NSF Check Fee	\$ 521.67	\$ 521.67	\$ 521.67	\$ 521.67	\$ 521.67	\$ 521.67

Total Revenue	\$ 2,213,834.86	\$ 2,295,789.74	\$ 2,380,229.78	\$ 2,468,047.43	\$ 2,559,377.77	\$ 2,654,361.34
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Water Expenses	2020 Projected	2021 Projected	2022 Projected	2023 Projected	2024 Projected	2025 Projected
Personnel Serv. & Benefits	\$ 424,545.00	\$ 437,281.35	\$ 450,399.79	\$ 463,911.78	\$ 477,829.14	\$ 492,164.01
Contractuals/Water Purchases	\$ 879,741.85	\$ 922,375.72	\$ 967,674.20	\$ 1,015,803.84	\$ 1,066,941.58	\$ 1,121,275.43
Commodities	\$ 45,500.00	\$ 46,637.50	\$ 47,803.44	\$ 48,998.52	\$ 50,223.49	\$ 51,479.07
Cap Out	\$ 118,500.00	\$ 118,500.00	\$ 118,500.00	\$ 118,500.00	\$ 118,500.00	\$ 118,500.00
Transfer Water Reserve	\$ 175,000.00	\$ 139,378.18	\$ 163,635.36	\$ 175,000.00	\$ 175,000.00	\$ 175,000.00
Transfer Equip Reserve	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
Transfer to CIP	\$ -					
2019 G. O. Bond WWTP	\$ 140,000.00	\$ 140,000.00	\$ 140,000.00	\$ 140,000.00	\$ 140,000.00	\$ 140,000.00
2000 KDHE Loan	\$ 194,500.00	\$ 194,500.00	\$ 194,500.00	\$ 194,500.00	\$ 194,500.00	\$ 194,500.00
2007 KDHE	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00
2020 G. O. Bond	\$ -	\$ 213,117.00	\$ 213,717.00	\$ 214,117.00	\$ 214,317.00	\$ 215,417.00

Total Expenditures	\$ 2,061,786.85	\$ 2,295,789.75	\$ 2,380,229.79	\$ 2,454,831.14	\$ 2,521,311.20	\$ 2,592,335.51
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Total Over/(Under)	\$ 152,048.01	\$ (0.00)	\$ (0.00)	\$ 13,216.28	\$ 38,066.57	\$ 62,025.83
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In 2019 the City purchased a total of 180,801,750 gallons of treated water for a total cost of \$642,015.82. For projected FY2020-FY2025 I assumed a 6.25% increase from the City of Wichita per year which breaks down as follows:

6.25% Increase each year

2020 Projected Purchase Cost	2021 Projected Purchase Cost	2022 Projected Purchase Cost	2023 Projected Purchase Cost	2024 Projected Purchase Cost	2025 Projected Purchase Cost
\$ 682,141.85	\$ 724,775.72	\$ 770,074.20	\$ 818,203.84	\$ 869,341.58	\$ 923,675.43



Using this model shows that the Water Fund can remain financially stable through 2025 assuming no major increases in consumption with an annual increase in water rates of 4% per year. I will revisit this data and present updates near the end of each yearly billing cycle for future rate considerations.

If you have any questions or need more information on any topic please reach out to me or stop by City Hall.

Barry Smith
Assistant City Administrator for Finance and Administration

NEW BUSINESS
RECOMMENDED ACTION

D. 2020 WATER RATE APPROVAL:

Should Council choose to proceed

RECOMMENDED ACTION

Staff recommends motion of approval of 4% increase in City of Valley Center 2020 water rates.

NEW BUSINESS

E. 2019 YEAR IN REVIEW:

Asst. City Administrator Smith will present an unaudited summary of the 2019 Financial Statements.

- 2019 Year in Review Financial Report

Presentation Only, No action needed

City of Valley Center, KS



2019 Year in Review

An unaudited summary of the 2019 Financial Statements



Honorable Mayor Cicirello & Valley Center City Council,

The Finance and Administration Department is pleased to present the City of Valley Center's unaudited fiscal year 2019 Financial Year in Review. This report is intended to give readers a broad overview of the year, and can be used in conjunction with the 2019 Budget document. Included in this report are Budget vs. Actual comparisons, fund balances and departmental highlights; specific, detailed information regarding individual fund activity or highlighted projects is available in the Finance and Administration department by request. Updates to this report include a brief overview of the city profile, a more visible and comprehensive picture of City debt, and an overall financial view via fund balance with explanations for any change in fund balance greater than 15%.

The Valley Center Council and staff historically have taken a conservative approach to budgeting. In recent years, budgeting practices have included forecasting revenues conservatively while ensuring expenses were at least balanced, if not budgeted lower than revenues. This practice has produced strong reserves in the main operating funds, providing rainy-day funds for unforeseen needs. This practice has prepared the City for the ongoing tax lid that became effective in 2018. As noted in previous reports, the tax lid has made it difficult for the City to provide additional services in the face of additional growth, so having ample reserves will be vital to appropriately managing growth in the future.

Though the City's budgeting practices have historically been conservative, much progress has been made in regards to infrastructure, community services and general governance. Such projects as 5th street, Master Ped/Bike plan, Waste Water Treatment Plant upgrades, upgrades to Wetland Park, and multiple equipment purchases were completed within the year, providing sustainability for the aging infrastructure within the City. As well, initiatives like a 3-year strategic plan and a performance management wage system have been implemented, providing focus and intent for City growth and strong administration of City staff.

The City still remains in excellent financial condition. A few funds showed decreased fund balances, but this was intentional to ensure city funds were used responsibly while maintaining strong reserves. A brief summary of both governmental funds (tax supported) and enterprise funds (user fee supported) is provided. Overall, 2019 actual expenditures were 13% under actual revenues for all main operating funds. This is a product of conservative budgeting for overall revenues and for conscious and responsible spending throughout the year.

With the hiring of a new City Administrator and the upcoming renewal of the strategic plan, the City is poised for many years of continued performance driven goals and initiatives. Along with the guidance of City Council, administrative staff, department directors, and the dedication of all employees of the City, Valley Center will continue to thrive, grow, and be a place that everyone should discover.

Respectfully submitted,

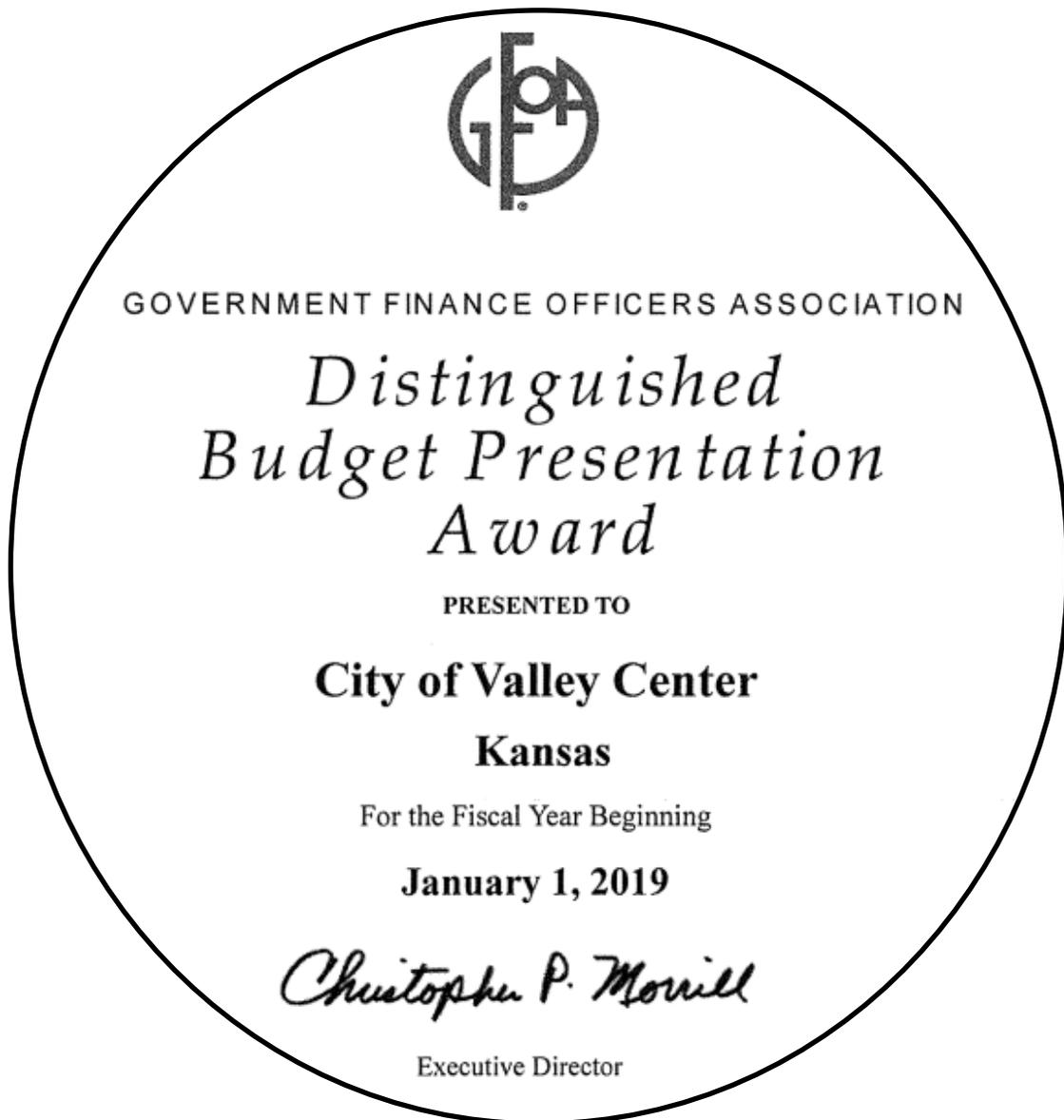
Barry Smith



Budget Award

The Government Finance Officers Association of the United States and Canada (GFOA) presented a Distinguished Budget Presentation Award to the City of Valley Center, Kansas for its annual budget for the fiscal year beginning Jan 1, 2019. In order to receive this award, a governmental unit must publish a budget document that meets program criteria as a policy document, as an operations guide, as a financial plan, and as a communications device.

This award is valid for a period of one year only. We believe our current budget continues to conform to program requirements, and we are submitting it to GFOA to determine its eligibility for another award.



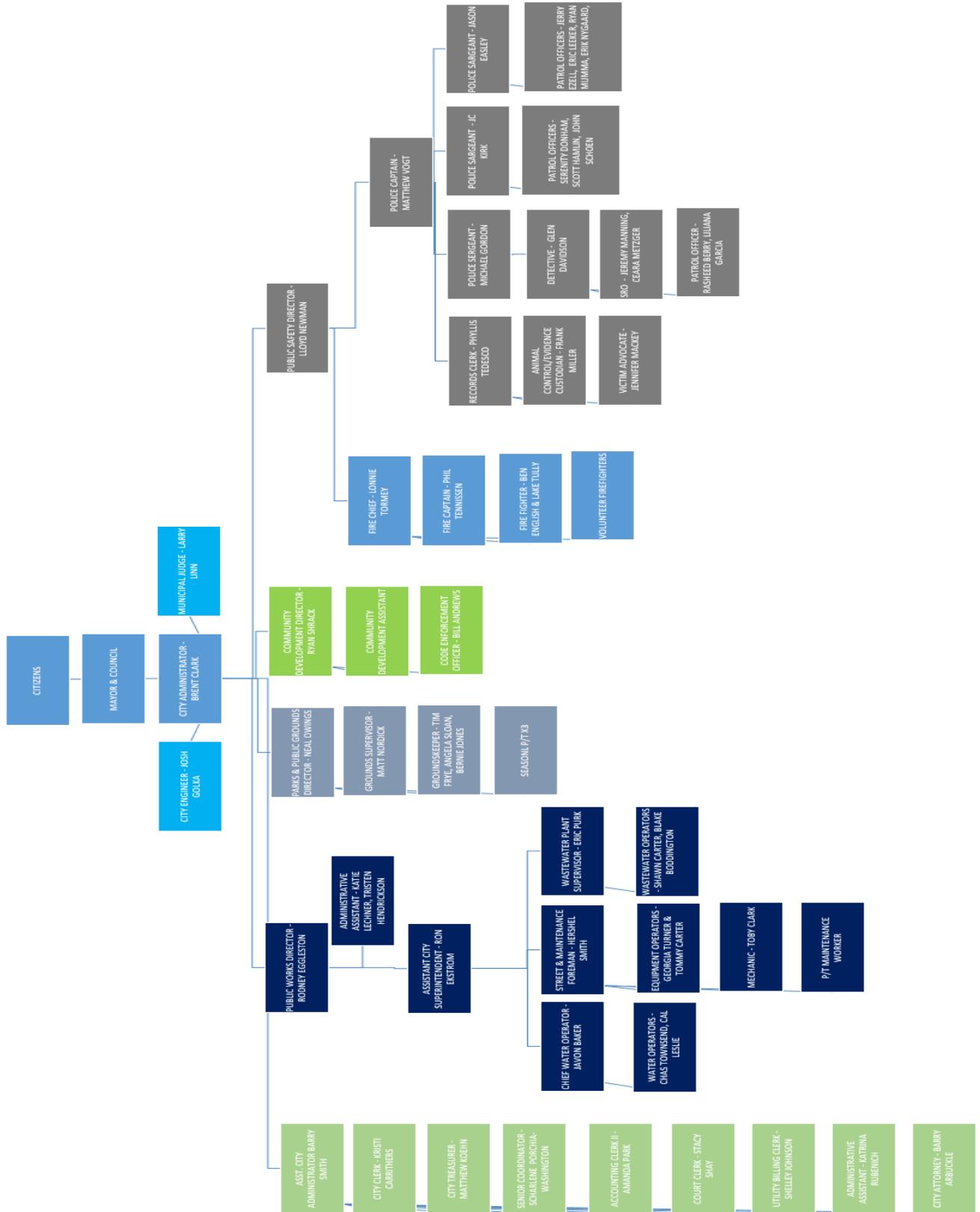
City of Valley Center, KS



City Profile



City Organization Chart





The City of Valley Center is a middle class suburb located 10.5 miles North of downtown Wichita, KS. The City totals 6.95 square miles and continues to grow. Highlighted below are some statistics regarding the City including population, education obtainment, and environmental conditions.

According to the Census Bureau:

Population (2017): 7,300

Population per square mile (2010): 981.2

Total Land area (2010): 6.95 sq. miles

Median Household Income(2017): \$58,384

Educational Attainment (Age 25+):

- 3.5% Less than High School
- 96.4% High school graduate or higher
- 27.6% Some College
- 5.7% Associate’s Degree
- 22.6% Bachelors Degree
- 6.5% Master’s/PhD and/or Professional Degree.

Median Housing Value(2017): \$137,400

Total Housing Units (2015): 2,552

Number of Companies(2012): 498

Year of Incorporation: 1885

Form of Government: Mayor/Council

County: Sedgwick

Bond Rating: Standard and Poor’s AA-

Climate: Rainfall (in.) - 31.4

Snowfall (in.) - 13.8

Avg. July High - 93

Avg. Jan. Low - 20.2

Sunny Days/Year - 226

Police:

- Police Stations—1
- Police officers/support staff—20

Fire:

- Number of Stations—1
- Career/Volunteer Fire Fighters—4/18
- Number of Vehicles— 7

Education

-Schools Located in Valley Center-

- Elementary schools(K-3)— 3
- Intermediate School(4-5)—1
- Middle Schools(6-8)— 1
- High Schools(9-12)— 1

-Serviced by Universities-

- Wichita State University
- Friends University
- Kansas University School of Medicine
- Wichita Area Vocational-Technical School
- Newman University

Parks and Rec:

- Swimming Pool—1
- Splash Pad—1
- Parks—5
- Fishing Pond—2
- Pedestrian/Bike Path—17.3 Linear Miles
- Golf Course (nine holes) — 1



Major Taxpayers:

The following table sets forth the ten largest taxpayers in the City for taxes levied in 2019:

<u>Taxpayer</u>	<u>Assessed Valuation</u>	<u>Taxes Paid</u>
Kansas Gas & Elec-A Westar Energy Co	1,309,544	71,966.00
Spin Properties Inc	996,873	54,783.09
National Plastics Color Inc.	784,979	43,138.52
Kansas Gas Service-A Division of One Gas	531,243	29,194.46
BNSF	521,014	28,632.32
TNG Retro Holdings LLC	500,426	27,500.91
Union Pacific Railroad Co.	399,341	21,945.78
Pro-Build Real Estate Holdings LLC	334,125	18,361.82
Valley Offset Printing Inc.	322,790	17,738.94
B P T Investors	310,300	17,052.54

Source: County Clerk

Assessed Valuation

The following table shows the assessed valuation of the taxable tangible property within the City for the following years:

<u>Year</u>	<u>Real Property</u>	<u>Personal Property</u>	<u>Utilities</u>	<u>Motor Vehicles</u>	<u>Total Valuation</u>
2015	\$41,533,335	\$941,201	\$3,252,167	\$7,807,764	\$53,534,467
2016	43,009,057	898,748	2,413,248	8,260,512	54,581,565
2017	44,748,909	924,439	2,503,423	8,478,776	56,655,547
2018	47,138,918	949,532	2,786,019	8,816,240	59,690,709
2019*	49,865,181	920,118	2,961,595	8,816,240	62,563,134

* 2019 motor vehicle valuation not yet available; 2018 data used for estimation purposes only.

Source: County Clerk

Tax Rates:

The City may levy taxes in accordance with the requirements of its adopted budget. Property tax levies are based on the adopted budget of the City and the assessed valuations provided by the County appraiser.

The following table shows the City's mill levies by fund (per \$1,000 of assessed valuation) for each of the years indicated and the current year:

<u>Year</u>	<u>General Fund</u>	<u>Library Fund</u>	<u>G.O. Bonds</u>	<u>Misc. Funds</u>	<u>Total Levy</u>
2014/15	19.419	4.507	16.315	15.201	55.442
2015/16	35.362	4.507	5.485	10.092	55.446
2016/17	34.899	4.506	5.484	10.751	55.640
2017/18	34.505	4.394	5.422	10.630	54.951
2018/19	23.061	4.506	16.508	10.902	54.977
2019/20	23.052	4.504	11.501	15.898	54.955

Source: County Clerk

City of Valley Center, KS

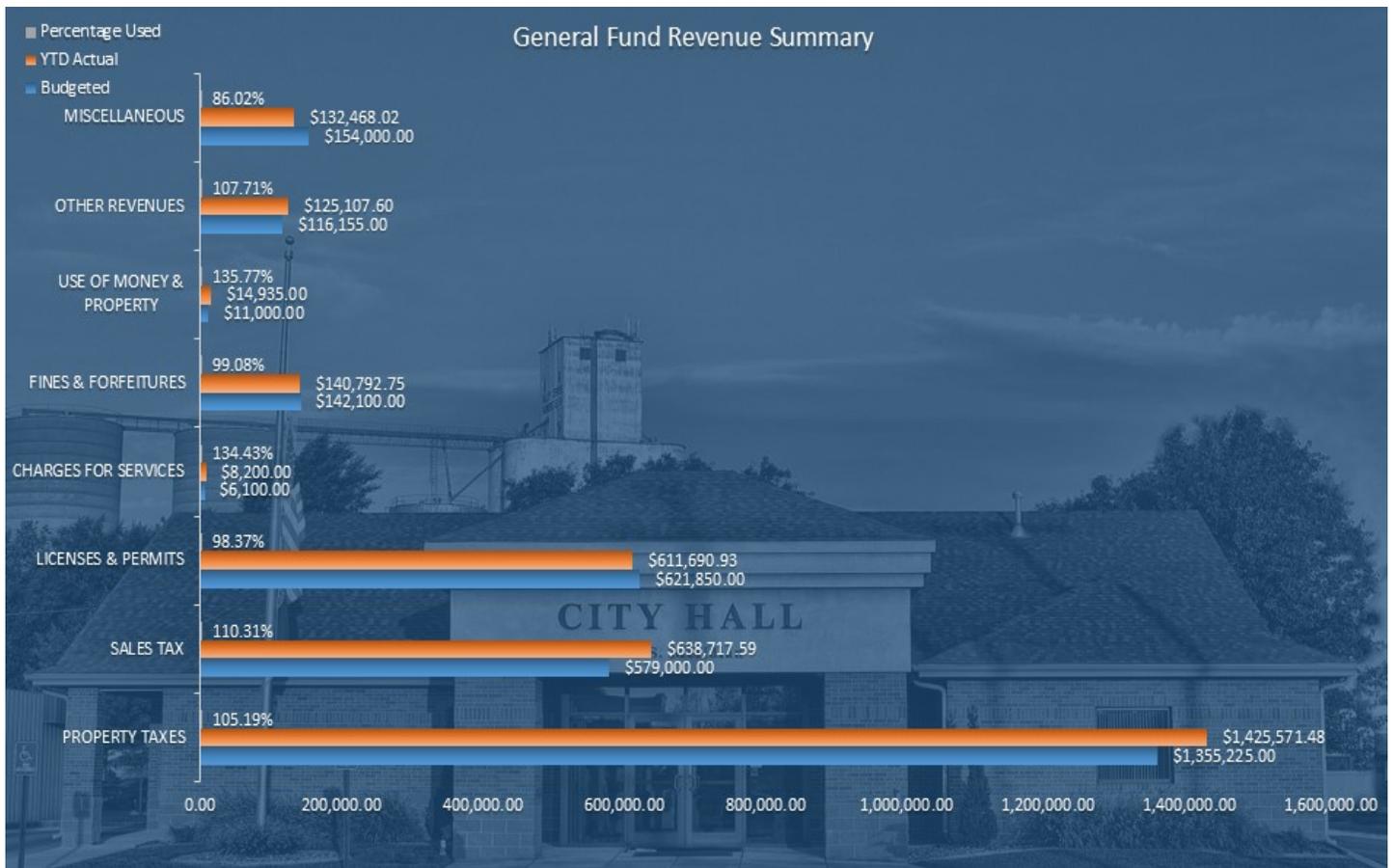


Governmental Funds



General Fund Revenue Summary

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	2,985,430.00	3,097,483.37	103.75%
PROPERTY TAXES	\$ 1,355,225.00	\$ 1,425,571.48	105.19%
SALES TAX	\$ 579,000.00	\$ 638,717.59	110.31%
LICENSES & PERMITS	\$ 621,850.00	\$ 611,690.93	98.37%
CHARGES FOR SERVICES	\$ 6,100.00	\$ 8,200.00	134.43%
FINES & FORFEITURES	\$ 142,100.00	\$ 140,792.75	99.08%
USE OF MONEY & PROPERTY	\$ 11,000.00	\$ 14,935.00	135.77%
OTHER REVENUES	\$ 116,155.00	\$ 125,107.60	107.71%
MISCELLANEOUS	\$ 154,000.00	\$ 132,468.02	86.02%





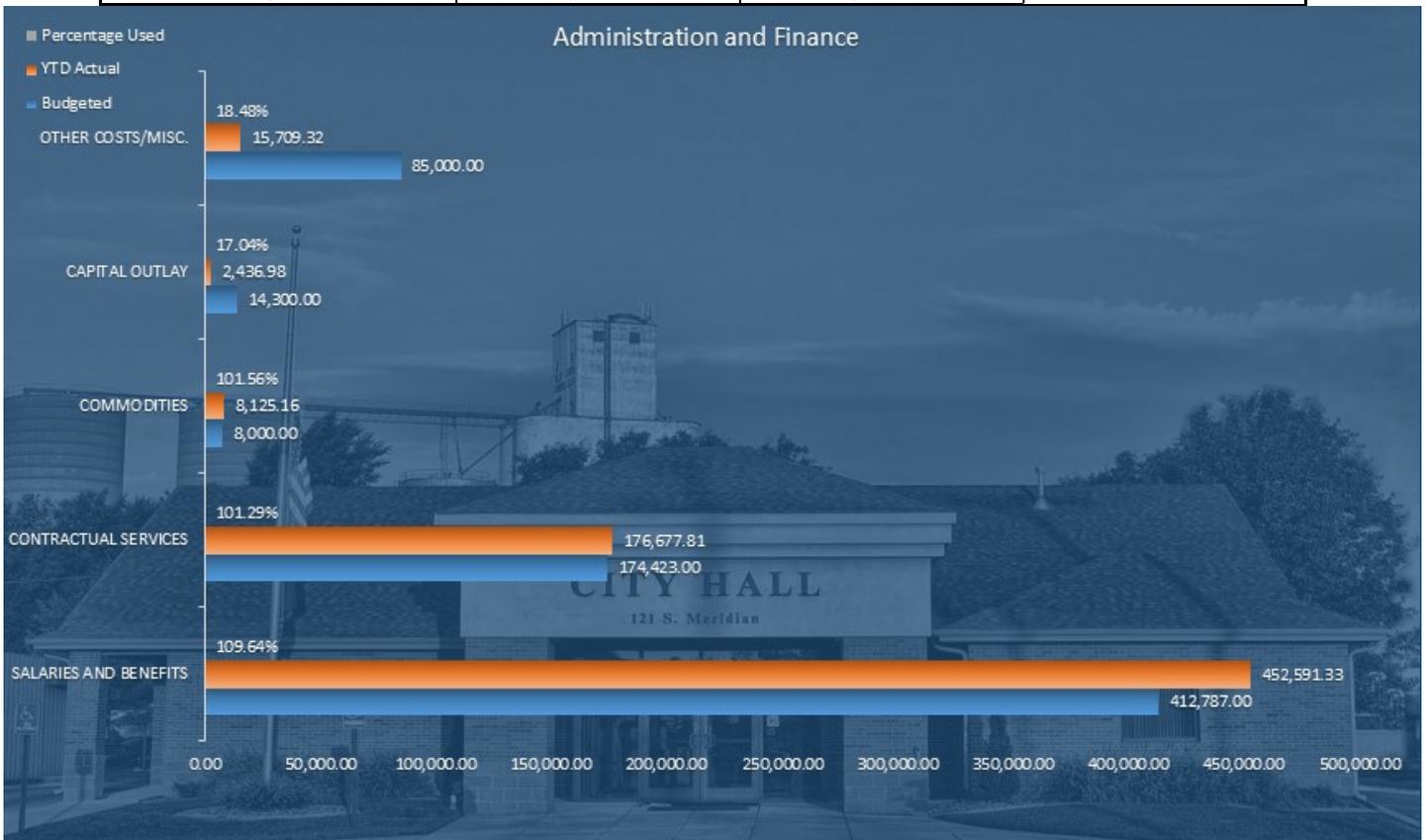
Finance and Administration

Service Description: The Administration and Finance Department provides central support services to the organization. It consists of the City Administrator’s Office, Finance Department, City Treasurer and the Office of the City Clerk. All questions regarding the general management of the City and its financial operations ,including utility billing and records, are handled by this department. In addition, the Finance and Administration Department acts as Secretary for the City Council.

Accomplishments in 2019:

- Performed a market study to determine if the City of Valley Center can support a grocery store, the study showed positive results
- Partnered with Public Works administration to better streamline needs of organization and community
- Cross-trained within department to ensure a well rounded organization
- Presented Outcome-Based Budget to the City Council
- Provided enhanced services to senior program

Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	694,510.00	655,540.60	94.39%
SALARIES AND BENEFITS	412,787.00	452,591.33	109.64%
CONTRACTUAL SERVICES	174,423.00	176,677.81	101.29%
COMMODITIES	8,000.00	8,125.16	101.56%
CAPITAL OUTLAY	14,300.00	2,436.98	17.04%
OTHER COSTS/MISC.	85,000.00	15,709.32	18.48%





Community Development

Service Description:

- Serve as city staff to the City of Valley Center Planning and Zoning Board and Economic Development Board
- Direct City’s floodplain management program (CRS)
- Oversee all residential and commercial construction permits and zoning permits issued in the City of Valley Center
- Enforce and maintain zoning and subdivision regulations
- Direct economic development initiatives, such as tax abatements and business expansion/retention programs
- Oversee all residential construction project inspections

Accomplishments for 2019

- Actively marketed the City’s Land Bank lots and Housing Incentive Program through various campaigns, including WA-BA Home Show and interstate billboard
- Collaborated with the Chamber of Commerce and Main Street Valley Center on several community projects
- Hosted two state sponsored floodplain trainings
- Worked with other City departments on creating the new Master Bicycle and Pedestrian Plan
- Approved construction of Fieldcrest senior housing development which will create 40 new residential units for senior citizens in our community.
- Staff completed all ICC inspector certifications to perform all residential inspections on building projects

Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	234,990.00	220,753.58	93.94%
SALARIES AND BENEFITS	152,440.00	138,998.56	91.18%
CONTRACTUAL SERVICES	36,850.00	47,174.05	128.02%
COMMODITIES	3,500.00	1,358.10	38.80%
CAPITAL OUTLAY	12,200.00	4,053.52	33.23%
OTHER COSTS/MISC.	30,000.00	29,169.35	97.23%





Public Parks and Buildings

Service Description:

The Public Parks and Grounds department is responsible for many projects and activities such as:

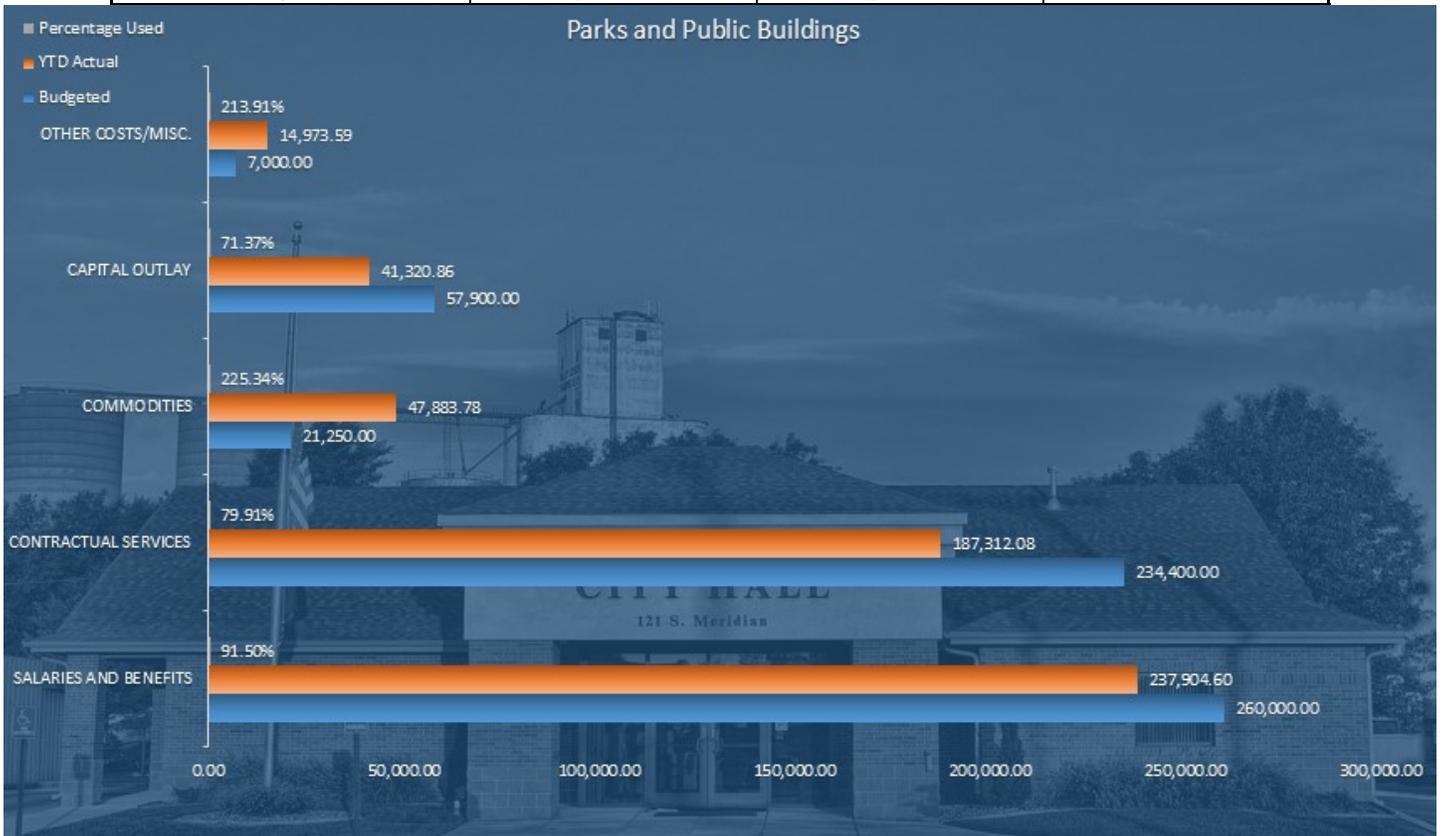
- City park system
- Public buildings & facilities

Accomplishments 2019:

- Completed Lions & McLaughlin Park Wi-Fi/Camera Access Project
- Worked with Community Service Groups on various projects: Painted Booster Station, Spread Fall Surfacing at Playground, Painted Site Amenities at Veterans Park, Flag Pole installed at Public Works, and Tree Planting on Emporia

- City Municipal Cemetery
- City swimming pool and splash pad
- Partner with volunteer and community service organizations
- Liaison for Outdoor Spaces & Public Properties Board
- Completed Ped/Bike Master Plan Update
- Added Wetland Park improvements
- Completed addition of HVAC equipment to Community Center/ Library
- Completed Landscape Phase 1 and 2 at the Community Center/ Library including installation of mulch and site amenities.

Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	580,550.00	529,394.91	91.19%
SALARIES AND BENEFITS	260,000.00	237,904.60	91.50%
CONTRACTUAL SERVICES	234,400.00	187,312.08	79.91%
COMMODITIES	21,250.00	47,883.78	225.34%
CAPITAL OUTLAY	57,900.00	41,320.86	71.37%
OTHER COSTS/MISC.	7,000.00	14,973.59	213.91%



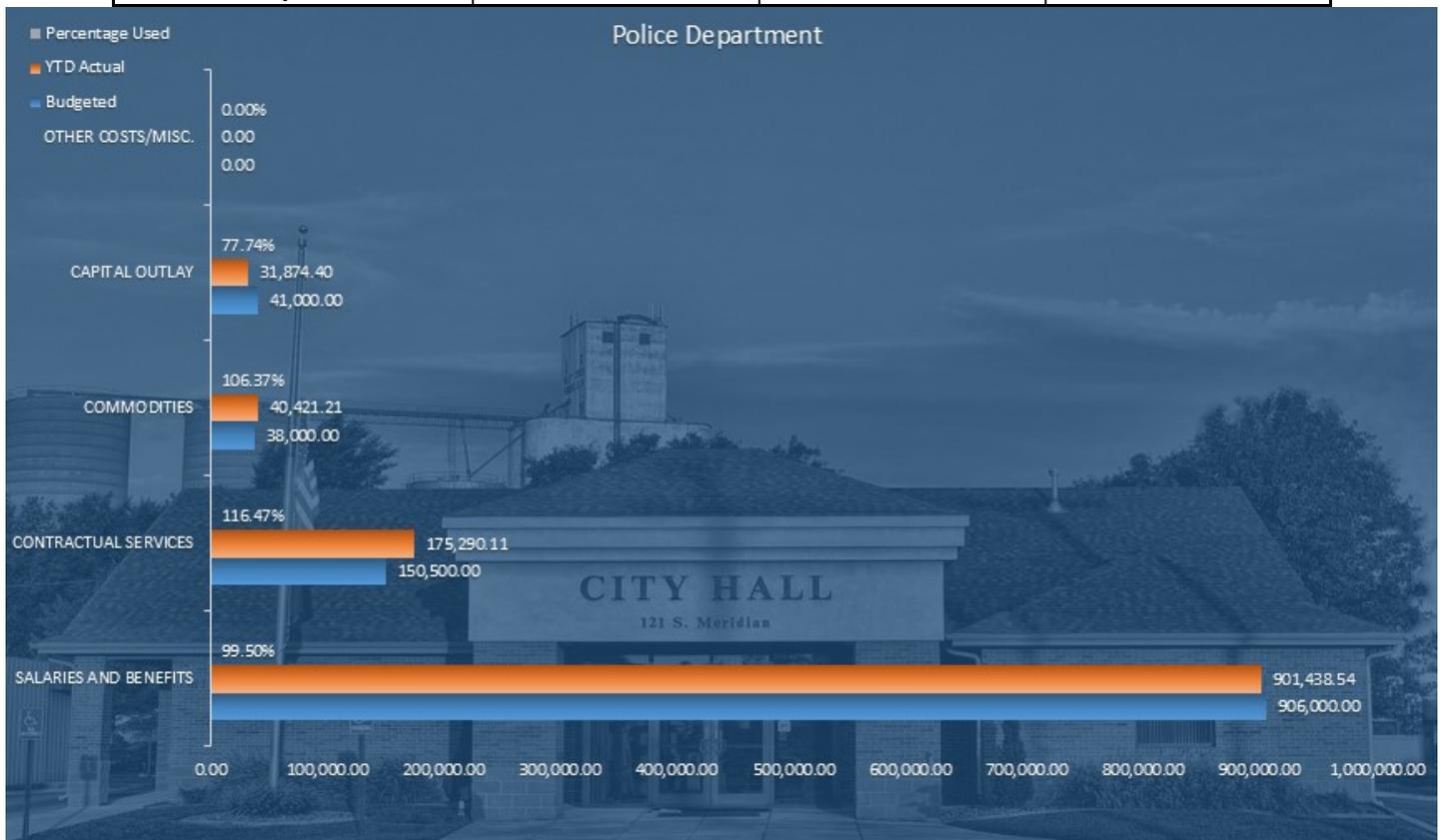


Service Description: The core services of the department are to preserve the peace, protect citizens and their property, investigate crimes for prosecution, enforce the laws of the city, state and federal government, and respond to emergencies, traffic accidents, medical emergencies, and crimes in progress.

Accomplishments 2019:

- Hired additional officer and promoted current officer to Sergeant. This fulfilled a recommendation from the Public Safety Study that we add a fourth supervisor to provide better coverage
- Begin department structure under lead of Public Safety Director
- Conducted first Citizen’s Police Academy
- Created a formal case screening process
- Captain Vogt and Sgt. Easley completed their Certified Public Manager’s coursework
- Implemented rank of Captain to be the second in command between the ranks of Chief and Sergeant.
- Participated in several community events throughout the year.

Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	1,135,500.00	1,149,024.26	101.19%
SALARIES AND BENEFITS	906,000.00	901,438.54	99.50%
CONTRACTUAL SERVICES	150,500.00	175,290.11	116.47%
COMMODITIES	38,000.00	40,421.21	106.37%
CAPITAL OUTLAY	41,000.00	31,874.40	77.74%
OTHER COSTS/MISC.	0.00	0.00	0.00%



*



Service Description:

- Fire Protection
- Fire Prevention Program
- Rescue
- Emergency Medical
- Special Assignments such as Inspections, Public Events, Blood Pressure Checks, Free Smoke Detector Program, and Burn Permits.

Accomplishments 2019:

- SQ-41 build process complete in 3 to 4 weeks
- Educated elementary schools in fire prevention
- Sent 2 firefighters to Fire Department Training Network
- Met EMT certification standards imposed by the state (EMT PREP)
- Scheduled and hosted Firefighter II class
- Received Kansas State Fire Marshall and Kansas State Forestry grants to obtain 20 sets of wildland firefighting equipment

Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	337,838.00	338,743.57	100.27%
SALARIES AND BENEFITS	229,188.00	247,813.97	108.13%
CONTRACTUAL SERVICES	87,950.00	70,036.15	79.63%
COMMODITIES	6,700.00	5,500.86	82.10%
CAPITAL OUTLAY	11,500.00	13,916.89	121.02%
OTHER COSTS/MISC.	2,500.00	1,475.70	59.03%



*



Legal and Municipal Court

Service Description:

- Process all misdemeanors and infractions, traffic and criminal, for payment or appearance in court
- Ensure proper handling of all court cases in a timely manner
- Monitor defendants on diversion or probation
- Issue warrants and driver license suspensions
- Maintain strong financial controls for fees and fines owed to the City
- Manage records of all court cases and defendants
- Proper transparency and reporting to external agencies

Accomplishments 2019:

- Established Food for Fines program in which, canned goods can be exchanged for up to \$50 on fines
- Establish systems to better streamline the warrant process
- Attend Spring and Fall municipal court conferences

Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	145,252.00	161,994.31	111.53%
SALARIES AND BENEFITS	46,222.00	38,770.08	83.88%
CONTRACTUAL SERVICES	78,300.00	101,617.16	129.78%
COMMODITIES	730.00	505.50	69.25%
CAPITAL OUTLAY	1,000.00	0.00	0.00%
OTHER COSTS/MISC.	19,000.00	21,101.57	111.06%



City of Valley Center, KS



Other Taxing Funds

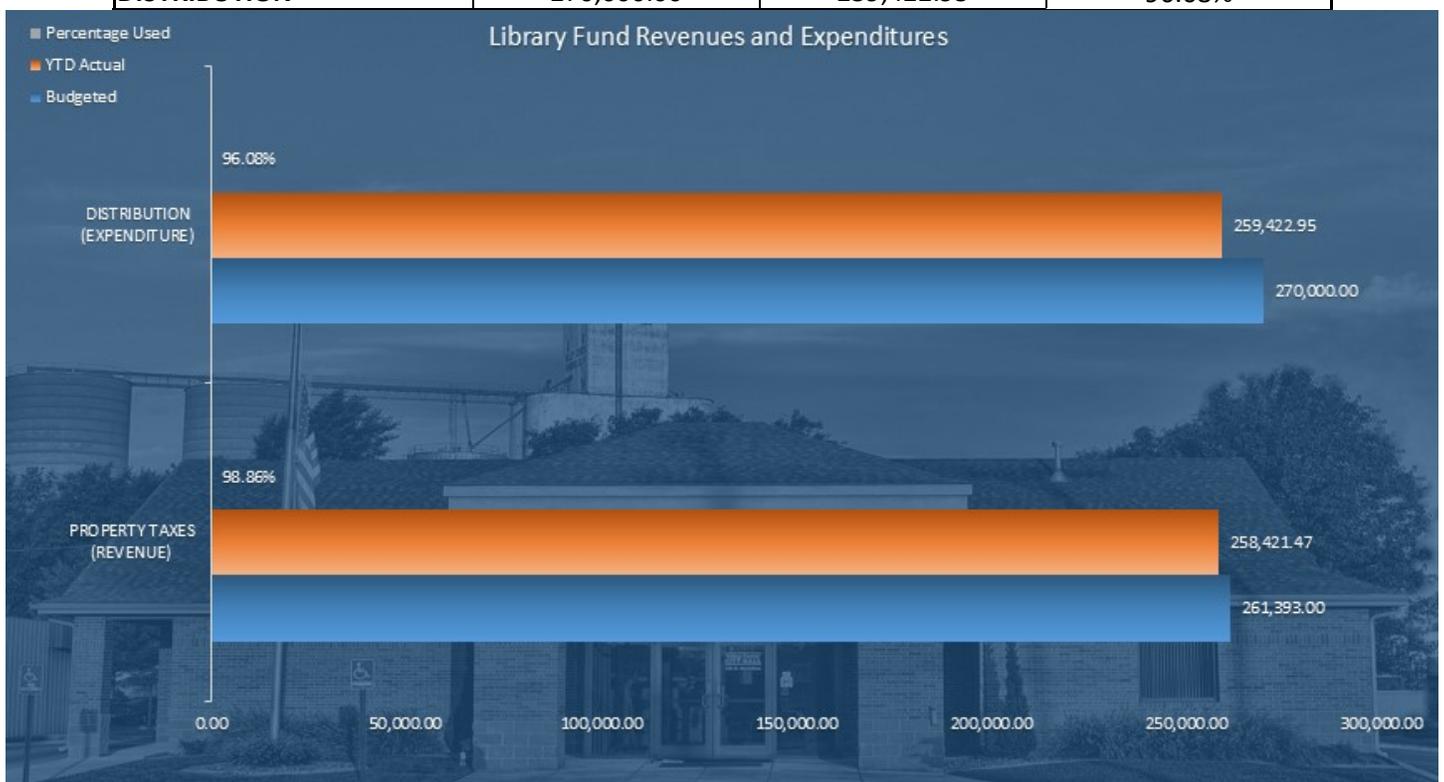


The City of Valley Center is the taxing authority for the Library, which essentially means the City taxes its residents on behalf of the Library. The taxes collected are passed through to the Library for operations. The City levies approximately 4.5 mills annually on behalf of the Library.

Programs offered by the Library include:

- Monthly family coloring nights, high school teen book discussions, and intermediate school parties
- Bi-Monthly family fun nights which include movies, celebrating holidays, games, crafts, and treats
- Summer reading programs for children of all ages
- Various fund raising programs such as ice cream socials and Barnes & Noble storytelling
- Operation gratitude involved local citizens coming together to knit and crochet scarves to be sent to military service members

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	261,393.00	258,421.47	98.86%
PROPERTY TAXES	261,393.00	258,421.47	98.86%
Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	270,000.00	259,422.95	96.08%
DISTRIBUTION	270,000.00	259,422.95	96.08%



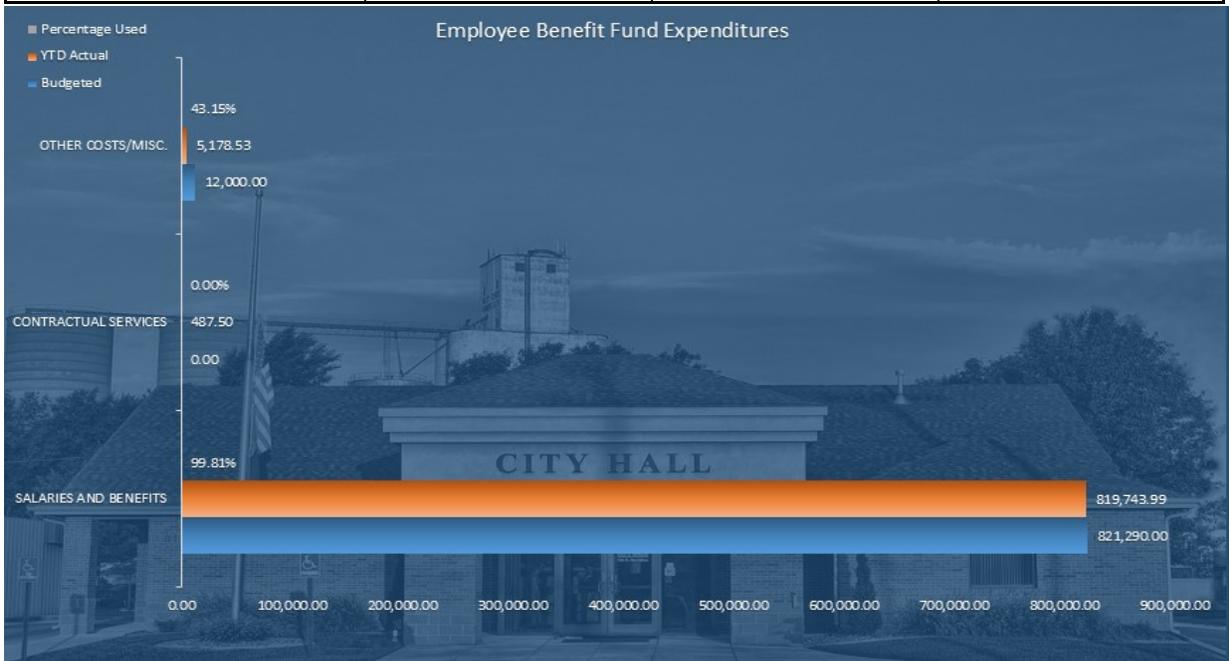


Employee Benefit Fund

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	577,069.00	686,984.84	119.05%
PROPERTY TAXES	577,069.00	567,307.65	98.31%
SALES TAX	0.00	103,298.99	0.00%
OTHER REVENUES	0.00	16,378.20	0.00%



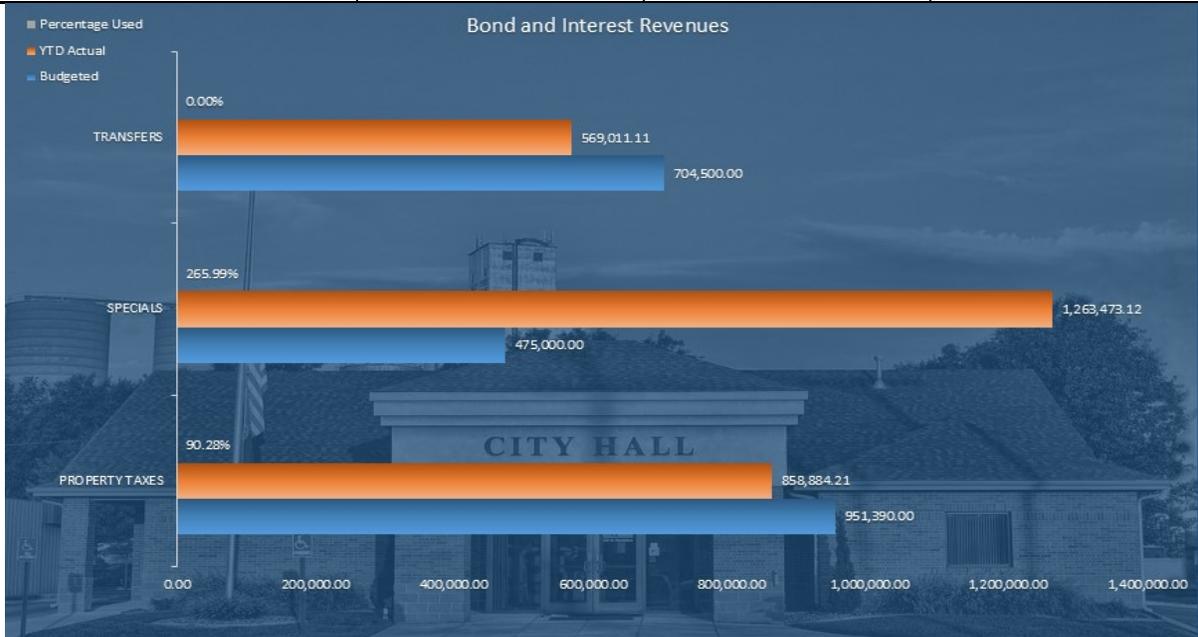
Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	833,290.00	825,410.02	99.05%
SALARIES AND BENEFITS	821,290.00	819,743.99	99.81%
CONTRACTUAL SERVICES	0.00	487.50	0.00%
OTHER COSTS/MISC.	12,000.00	5,178.53	43.15%



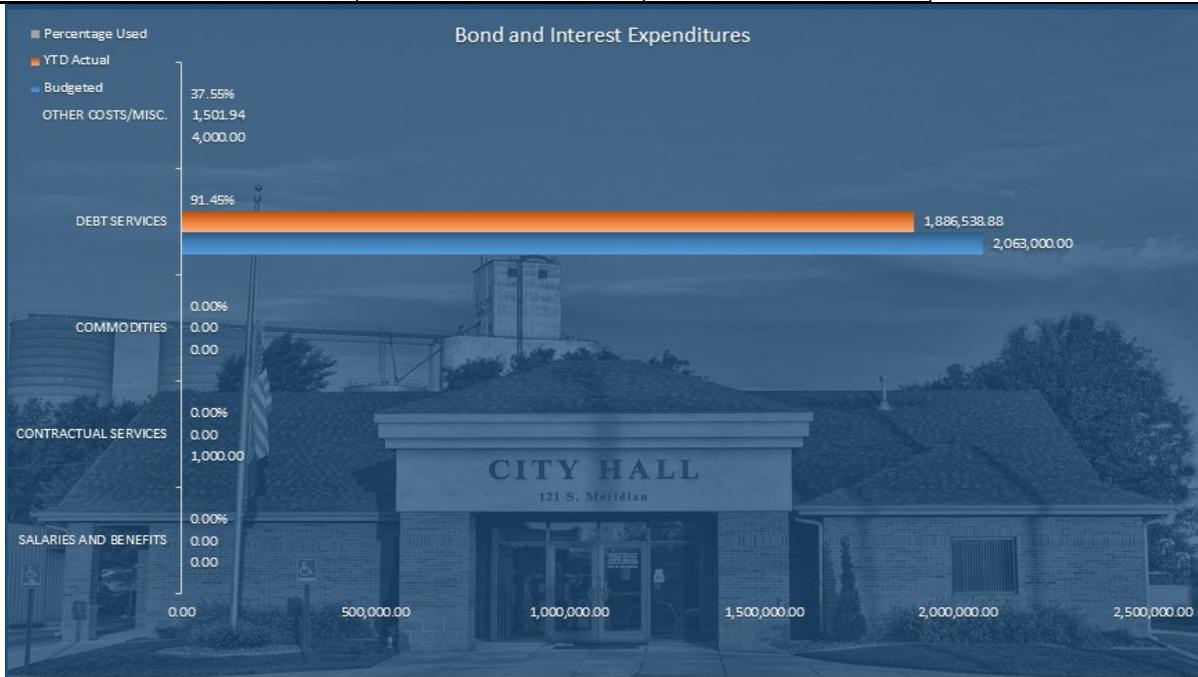


Bond & Interest Fund

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	2,130,890.00	2,691,368.44	126.30%
PROPERTY TAXES	951,390.00	858,884.21	90.28%
SPECIALS	475,000.00	1,263,473.12	265.99%
TRANSFERS	704,500.00	569,011.11	0.00%



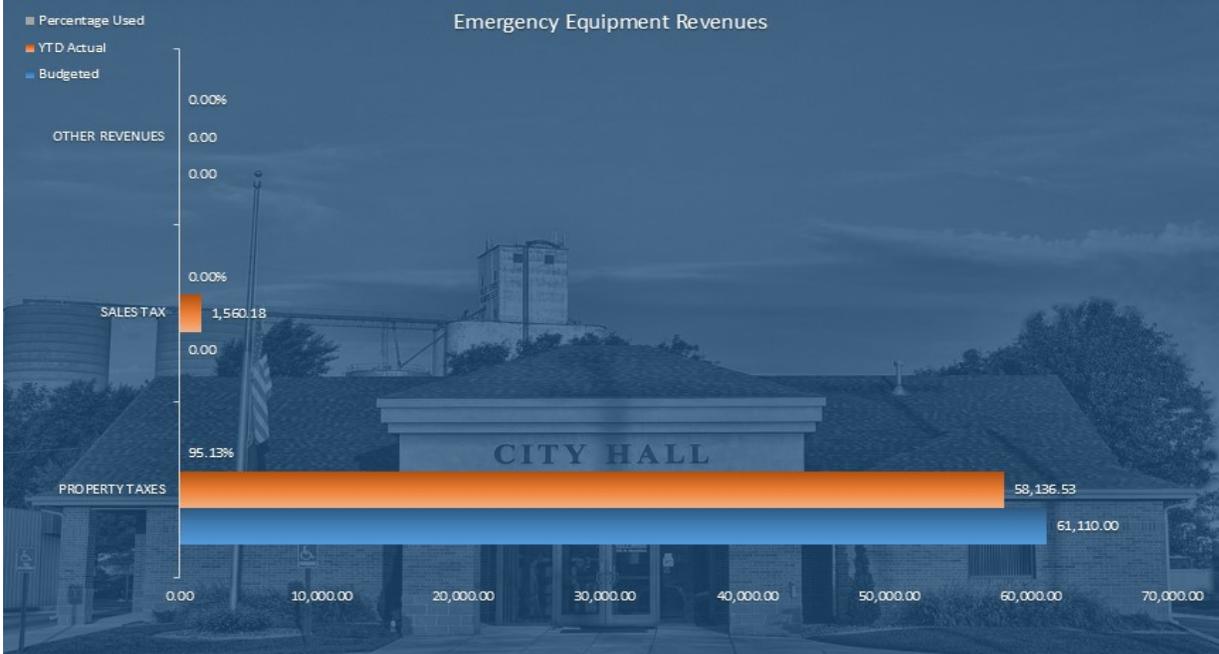
Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	2,068,000.00	1,888,040.82	91.30%
SALARIES AND BENEFITS	0.00	0.00	0.00%
CONTRACTUAL SERVICES	1,000.00	0.00	0.00%
COMMODITIES	0.00	0.00	0.00%
DEBT SERVICES	2,063,000.00	1,886,538.88	91.45%
OTHER COSTS/MISC.	4,000.00	1,501.94	37.55%





Emergency Equipment Fund

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	61,110.00	59,696.71	97.69%
PROPERTY TAXES	61,110.00	58,136.53	95.13%
SALES TAX	0.00	1,560.18	0.00%
OTHER REVENUES	0.00	0.00	0.00%



Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	102,945.00	66,964.62	65.05%
SALARIES AND BENEFITS	0.00	0.00	0.00%
CONTRACTUAL SERVICES	0.00	0.00	0.00%
COMMODITIES	0.00	0.00	0.00%
CAPITAL OUTLAY	102,945.00	66,739.32	64.83%
OTHER COSTS/MISC.	0.00	225.30	0.00%



City of Valley Center, KS

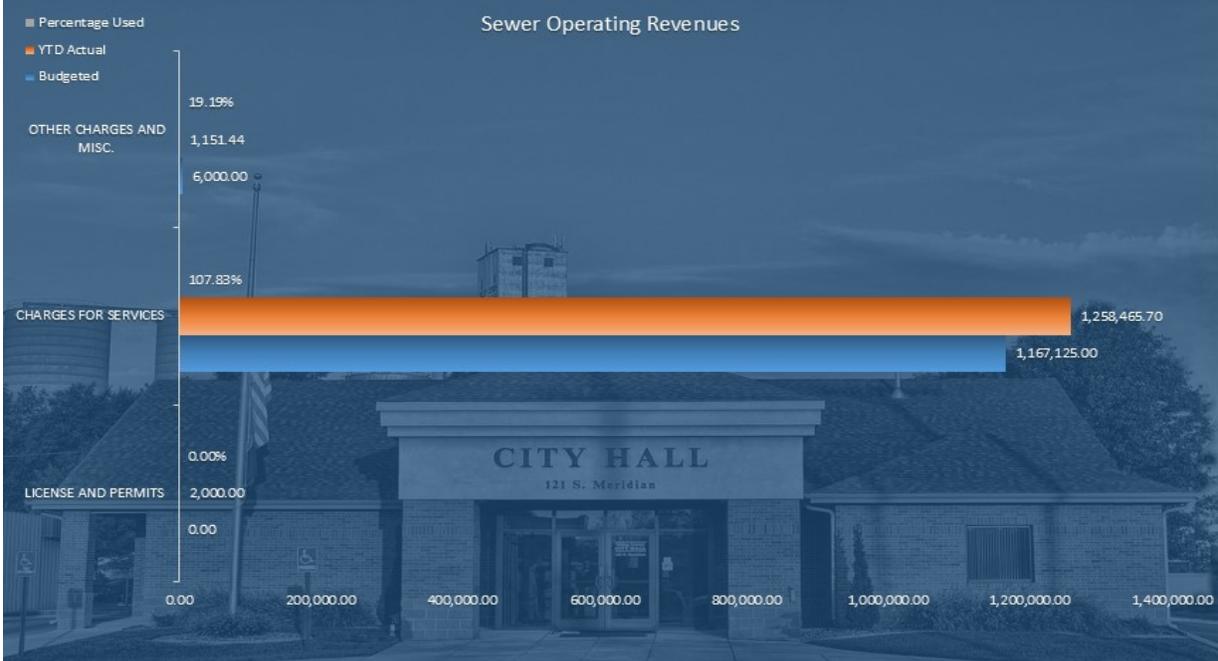


Enterprise Funds



Sewer Fund

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	1,173,125.00	1,261,617.14	107.54%
LICENSE AND PERMITS	0.00	2,000.00	0.00%
CHARGES FOR SERVICES	1,167,125.00	1,258,465.70	107.83%
OTHER CHARGES AND MISC.	6,000.00	1,151.44	19.19%



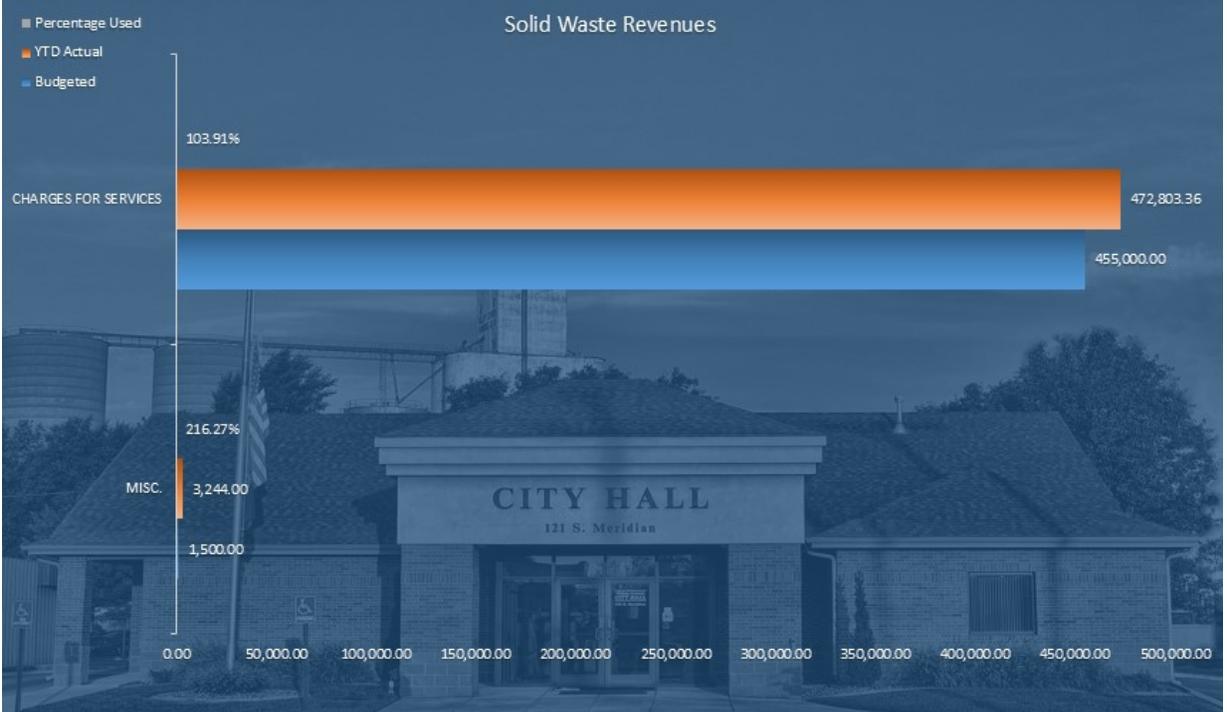
Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	1,154,212.00	1,062,038.03	92.01%
SALARIES AND BENEFITS	297,062.00	242,365.07	81.59%
CONTRACTUAL SERVICES	404,650.00	416,484.66	102.92%
COMMODITIES	30,000.00	19,310.26	64.37%
CAPITAL OUTLAY	117,500.00	103,878.04	88.41%
TRANSFERS	305,000.00	280,000.00	91.80%





Solid Waste Fund

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	456,500.00	476,047.36	104.28%
MISC.	1,500.00	3,244.00	216.27%
CHARGES FOR SERVICES	455,000.00	472,803.36	103.91%



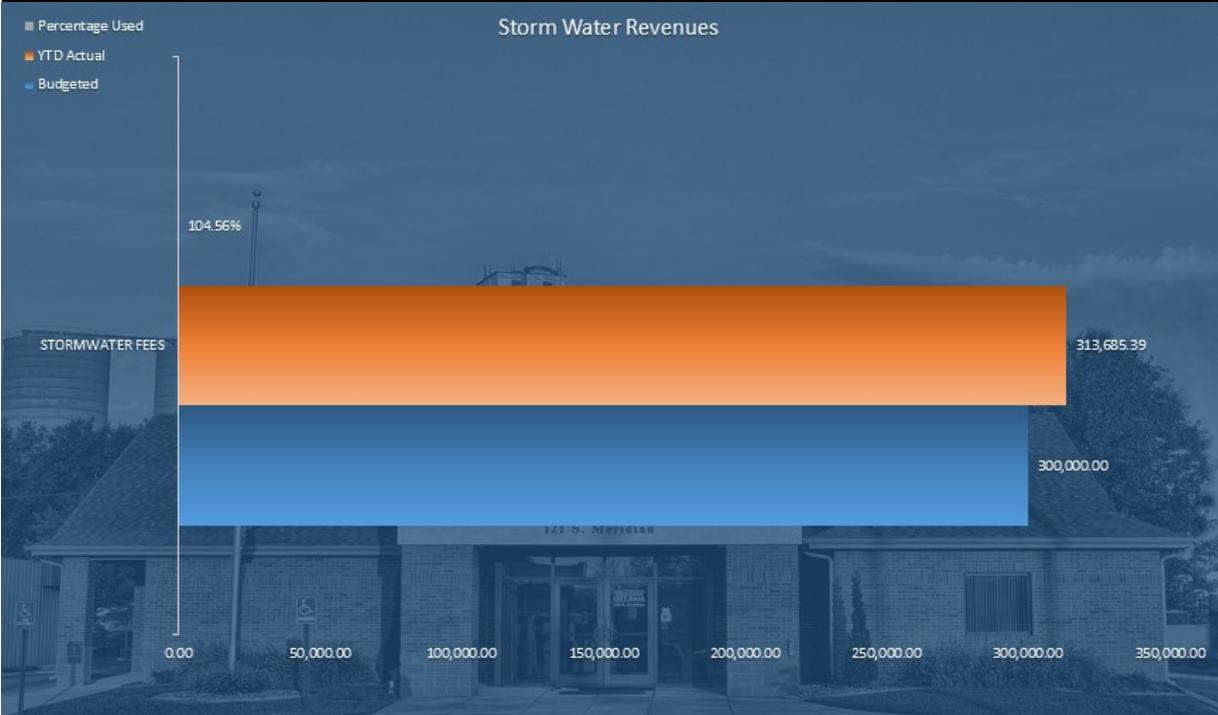
Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	506,000.00	473,798.94	93.64%
CONTRACTUAL SERVICES	465,000.00	458,798.94	98.67%
CAPITAL OUTLAY	26,000.00	0.00	0.00%
TRANSFERS	15,000.00	15,000.00	100.00%





Stormwater Fund

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	300,000.00	313,685.39	104.56%
STORMWATER FEES	300,000.00	313,685.39	104.56%



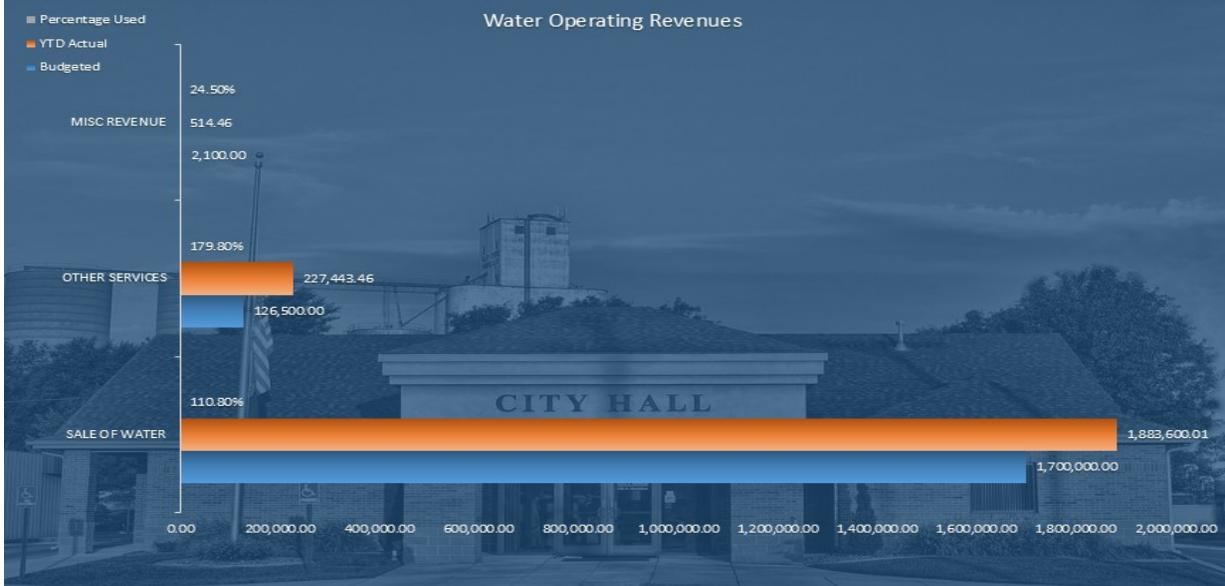
Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	338,275.00	324,311.36	95.87%
CONTRACTUAL SERVICES	22,400.00	27,196.00	121.41%
COMMODITIES	5,875.00	2,184.63	37.19%
CAPITAL OUTLAY	85,000.00	69,930.73	82.27%
TRANSFERS	225,000.00	225,000.00	100.00%





Water Fund

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	1,828,600.00	2,111,557.93	115.47%
SALE OF WATER	1,700,000.00	1,883,600.01	110.80%
OTHER SERVICES	126,500.00	227,443.46	179.80%
MISC REVENUE	2,100.00	514.46	24.50%



Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	1,724,280.00	1,706,433.39	98.96%
SALARIES AND BENEFITS	364,180.00	332,706.16	91.36%
CONTRACTUAL SERVICES	697,600.00	826,243.02	118.44%
COMMODITIES	45,500.00	28,127.23	61.82%
CAPITAL OUTLAY	118,500.00	140,856.98	118.87%
RESERVES AND MISC.	200,000.00	100,000.00	50.00%
TRANSFERS	298,500.00	278,500.00	93.30%



City of Valley Center, KS



Special Revenue Funds



Special Revenue Funds

The purpose of The Special Alcohol and Drug Fund is for drug and alcohol education. These monies are required to be used in these areas alone per state statute. The City predominately uses this fund to increase educational awareness of the effects of drugs and alcohol.



The Special Parks and Rec Fund has been used to improve the quality of life in the City's parks.

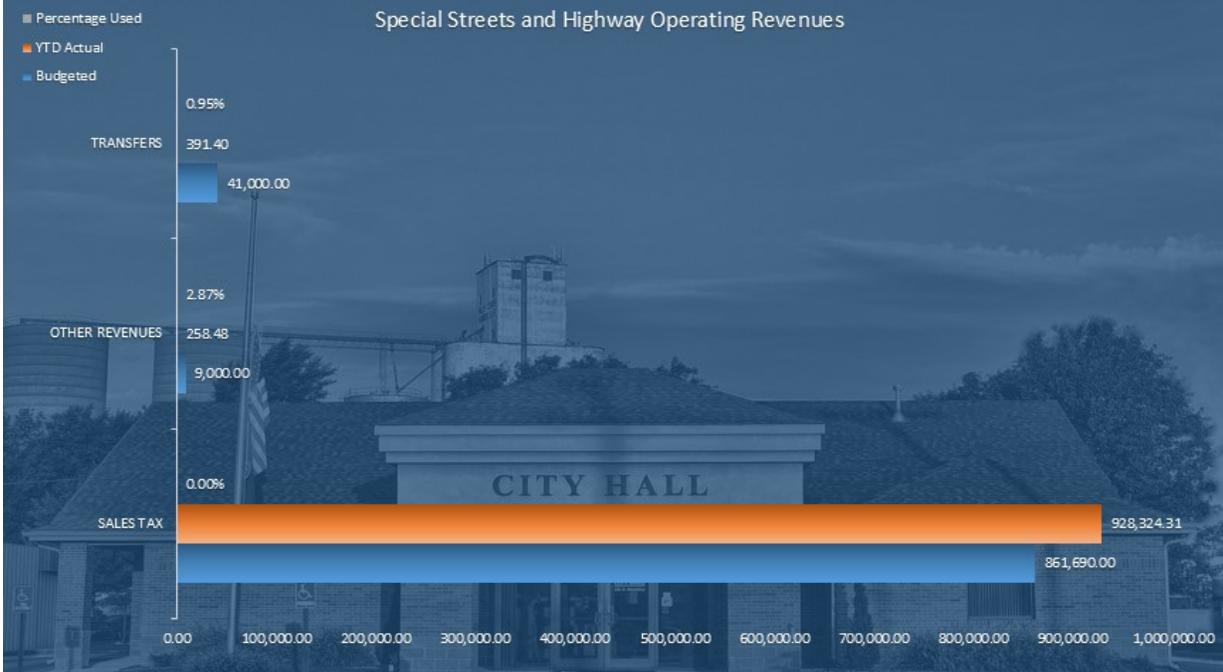
Some improvements include sidewalk enhancements and the building of trails for citizens to use. This fund has also been used for the addition of security cameras in the park to further enhance the quality of life for our citizens.

Fund	Beginning Balance	Revenue	Expenditure	Ending Balance
Special Parks and Rec	15,664.45	4,787.72	0.00	20,452.17
Special Alcohol and Drugs	38,449.09	4,787.75	267.08	43,019.76
Special Streets and Highway	407,779.95	929,749.19	792,200.17	545,328.97

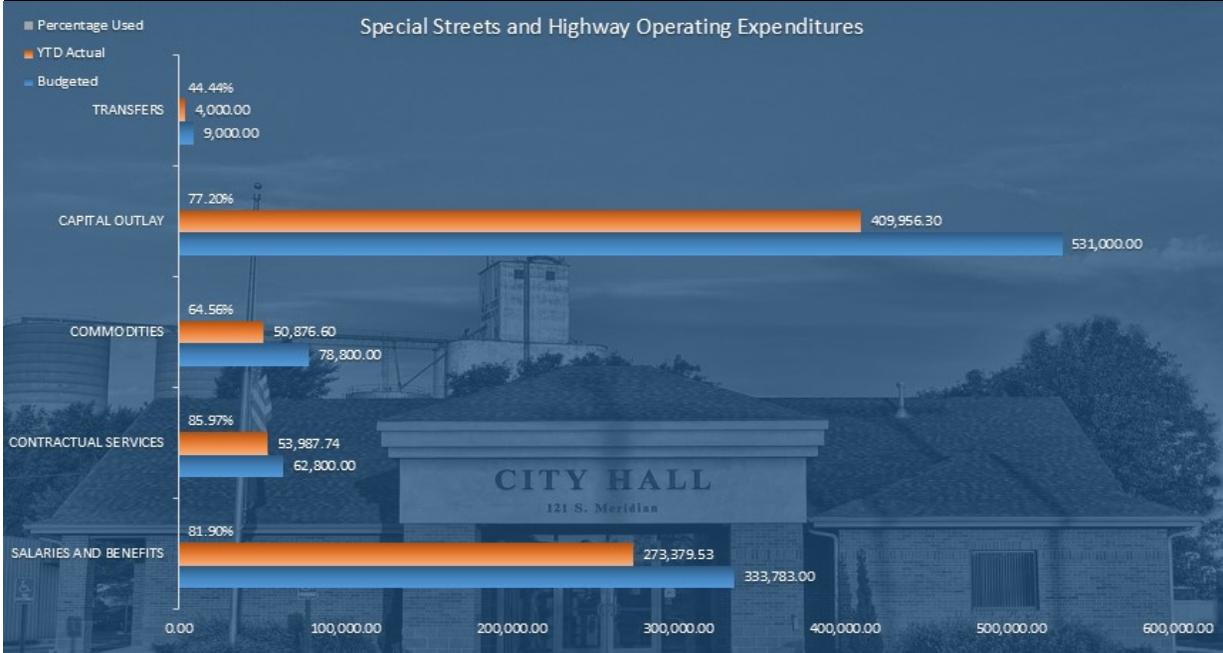


Special Streets and Highway Fund

Revenues	Budgeted	YTD Actual	Percentage Used
TOTAL	911,690.00	928,974.19	101.90%
SALES TAX	861,690.00	928,324.31	0.00%
OTHER REVENUES	9,000.00	258.48	2.87%
TRANSFERS	41,000.00	391.40	0.95%



Expenditures	Budgeted	YTD Actual	Percentage Used
TOTAL	1,015,383.00	792,200.17	78.02%
SALARIES AND BENEFITS	333,783.00	273,379.53	81.90%
CONTRACTUAL SERVICES	62,800.00	53,987.74	85.97%
COMMODITIES	78,800.00	50,876.60	64.56%
CAPITAL OUTLAY	531,000.00	409,956.30	77.20%
TRANSFERS	9,000.00	4,000.00	44.44%



City of Valley Center, KS



Debt Management



The City of Valley Center Debt Policy states:

The City shall comply with the debt limits of the state of Kansas, and seek to minimize debt when it is used. The City will not engage in debt financing unless the proposed obligation, when combined with all existing debts, will result in debt ratios throughout the life of the proposed obligation that are less than the following benchmarks:

- Per capita direct debt will not exceed \$500
- Per capita direct, overlapping and underlying debt will not exceed \$3,000
- Direct debt as a percentage of estimated full market value will not exceed 1.5%
- Direct, overlapping and underlying debt as a percentage of estimated full market value will not exceed 6.0%
- Annual debt service will not exceed 20% of budgeted expenditures

The legal debt limit for a municipality in the state of Kansas according to K.S.A. 10-308 is 30% of the municipality’s assessed valuation. Exceptions to this rule are stated in K.S.A. 10-309 which states:

“Notwithstanding the provisions of K.S.A. 10-308, and amendments thereto: (a) Bonds issued by any city for the purpose of acquiring, enlarging, extending or improving any storm or sanitary sewer system; or (b) bonds issued by any city for the purpose of acquiring, enlarging, extending or improving any municipal utility; or (c) bonds issued by any city to pay the cost of improvements to intersections of streets and alleys or that portion of any street immediately in front of city or school district property, shall not be included in computing the total bonded indebtedness of the city for the purposes of determining the limitations on bonded indebtedness provided in K.S.A. 10-308, and amendments thereto.”

Type of Debt	Date of Issue	Date of Maturity	Interest Rate %	Date Due		Amount of Issue	2021 INTER-EST	2021 PRINCIPAL	Outstanding Balance
				Interest	Principal				
2007-1 G.O. Bond	11/15/2007	12/1/2019	4.29	6/1	12/1	\$ 710,000			
2009-1 G.O. Bond	9/10/2009	12/1/2024	4.00	6/1	12/1	\$ 1,395,000			
2010-1 G.O. Bond	6/15/2010	12/1/2025	3.00	6/1	12/1	\$ 2,005,000	\$ 8,457	\$ 35,000	\$ 225,000
2012-1 G.O. Bond	5/1/2012	12/1/2027	3.00	6/1	12/1	\$ 4,665,000	\$ 58,500	\$ 300,000	\$ 1,950,000
2012-2 G.O. Bond	5/1/2012	12/1/2032	3.00	6/1	12/1	\$ 2,065,000	\$ 37,038	\$ 130,000	\$ 1,260,000
2012-3 G.O. Bond	5/1/2012	12/1/2027	3.00	6/1	12/1	\$ 2,650,000			
2013-1 G.O. Bond	3/1/2013	12/1/2033	3.00	6/1	12/1	\$ 6,635,000	\$ 120,063	\$ 245,000	\$ 4,000,000
2016-1-G.O. Bond	6/1/2016	12/1/2036	3.00	6/1	12/1	\$ 4,490,000	\$ 95,450	\$ 195,000	\$ 4,035,000
2017-1-G.O. Bond	11/1/2017	12/1/2032	4.00	6/1	12/1	\$ 3,030,000	\$ 71,208	\$ 270,000	\$ 2,635,000
2018-1-G.O. Bond	8/23/2018	12/1/2038	3.00	6/1	12/1	\$ 1,470,000	\$ 48,603	\$ -	\$ 1,470,000
2019-1 Temp Note				6/1	12/3				
2019-1-G.O. Bond	5/23/2019	12/1/2039	3.00	6/1	12/1	\$ 3,980,000	\$ 201,162	\$ 85,000	\$ 3,980,000
2020-1-G.O. Bond	2/6/2020	12/1/2044		6/1	12/1	\$ 4,675,000			
Other									
2007 KWPCRLF Sewer	7/26/2007	3/1/2029	2.51	3/1	9/1	\$ 3,299,870	\$ 36,835	\$ 167,739	\$ 1,671,503
TOTAL									\$21,226,503



Debt Management

Debt Summary

The following table summarizes certain key statistics with respect to the Issuer's tax and assessment supported general obligation debt, including the Bonds:

	<u>City Debt*</u>	<u>Less Self Supporting Debt</u>
Debt Summary (As of January 1, 2020)		
Assessed Valuation ²	\$62,563,134	\$62,563,134
Estimated Actual Valuation ¹	\$391,019,588	\$391,019,588
Outstanding General Obligation Debt.....	\$24,230,000	\$24,230,000
Legal Limitation of Bonded Debt ³	\$18,768,940	\$18,768,940
Exempt Debt.....	\$20,103,988	-----
Net Debt against Debt Limit Capacity.....	\$4,126,012	-----
Additional legal debt capacity.....	\$14,642,928	-----
Less Self Supporting debt ⁴	-----	\$545,000
Non Self Supporting Debt.....	-----	\$23,685,000
Overlapping debt ⁵	\$12,451,529	\$12,451,529
Direct debt per capita (7,343 population).....	\$3,299.74	\$3,225.52
Direct and overlapping debt per capita.....	\$4,995.44	\$4,921.22
Direct debt as a percentage of Assessed Valuation.....	38.78%	37.86%
Statutory Direct debt as a percentage of Assessed Valuation.....	6.59%	-----
Direct debt as a percentage of Estimated Actual Valuation.....	6.20%	6.06%
Direct & overlapping debt as a percentage of Assessed Valuation.....	58.63%	57.76%
Direct & overlapping debt as a percentage of Estimated Actual Valuation.....	9.38%	9.24%

¹ See "Property Valuations" *infra*.

² The final certified assessed value of all tangible taxable property within the City. Also includes the taxable value of motor vehicles within the City. See K.S.A. 10-301 *et seq*.

³ Based upon assessed value of all tangible taxable property within the City. See K.S.A. 10-301 *et seq*.

⁴ A portion of the City's Series 2012-1 Bonds are payable from net revenues of the Water Utility System.

⁵ The overlapping debt includes the debt of USD 262 and USD 259. The State established the CIF in 1992 to assist school districts on making principal and interest payments on voted general obligation bond issues. Each school district that is obligated to make payments from its bond and interest fund is entitled to receive state aid from the CIF. A school district's entitlement of state aid from the CIF each year is determined by applying its state aid percentage factor to the bond and interest fund payment obligation for that year. Although the CIF has provided state aid in each year since its inception, no assurance can be given that state aid will continue in future years. However, the District is obligated to levy unlimited ad valorem taxes to provide for debt service payments on its outstanding general obligation bonds, including the Bonds, regardless of any state aid.

City of Valley Center, KS



Fund Balance Summary



Fund Balance Summary

FUND	Balance	YTD Revenues	YTD Expenditures	Balance	Fund Balance	Change
GENERAL FUND	\$876,728	\$3,097,483.37	\$3,055,451.23	\$918,790	\$42,062.00	4.8%
LIBRARY	\$1,001.90	\$258,421.47	\$259,422.95	\$0.42	(\$1,001.48)	-100.0%
EMPLOYEE BENEFITS	\$312,756.88	\$686,984.84	\$825,410.02	\$174,331.70	(\$138,425.18)	-44.3%
EMERGENCY EQUIPMENT	\$112,705.40	\$59,696.71	\$66,964.62	\$105,437.49	(\$7,267.91)	-6.4%
BOND & INTEREST	\$340,900.35	\$2,691,368.44	\$1,888,040.82	\$1,144,227.97	\$803,327.62	235.6%
LAND BANK RESERVE	\$5,941.96	\$40,000.00	\$10,370.86	\$35,571.10	\$29,629.14	498.6%
WATER OPERATING	\$1,350,597	\$2,111,557.93	\$1,706,395.14	\$1,755,760	\$405,163.00	30.0%
STORMWATER UTILITY FUND	\$225,901.25	\$313,685.39	\$324,311.36	\$215,275.28	(\$10,625.97)	-4.7%
SOLID WASTE UTILITY	\$158,382.60	\$476,047.36	\$473,832.94	\$160,597.02	\$2,214.42	1.4%
SEWER OPERATING	\$723,806	\$1,261,617.14	\$1,062,038.03	\$923,386	\$199,580.00	27.6%
SPECIAL STREETS & HIGHWAY	\$407,779.95	\$929,749.19	\$792,200.17	\$545,328.97	\$137,549.02	33.7%
SPECIAL PARKS AND REC	\$15,664.45	\$4,787.72	\$0.00	\$20,452.17	\$4,787.72	30.6%
SPECIAL ALCOHOL & DRUGS	\$36,783	\$4,787.75	\$267.08	\$41,304	\$4,521.00	12.3%
GRAND TOTAL	\$4,568,948.74	\$11,936,187.31	\$10,464,705.22	\$6,040,462.12	\$1,471,513.38	32.2%

Explanations for Significant Changes in Fund Balance

EMPLOYEE BENEFITS

This reduction in fund balance was planned and budgeted for 2019.

BOND AND INTEREST

The significant increase in fund balance was due to the lump sum payoff of the special tax on the duplexes in the Ridgefield addition.

LAND BANK RESERVE

Multiple lots were sold near the end of 2019 resulting in an increased fund balance.

WATER OPERATING

This increase in fund balance is a result of conservative revenue budgeting in 2019

SEWER OPERATING

The sewer department had staff transition resulting in surplus funds, additionally, there were fewer repairs needed in 2019 resulting in the increased fund balance.

SPECIAL STREETS & HIGHWAY

The streets department was conserving funds for an equipment purchase in early 2020.

NEW BUSINESS

F. 2019 LAND BANK ANNUAL REPORT:

Annual report of Valley Center Land Bank finances and holdings will be presented to Council for review and approval.

- 2019 Land Bank Annual Report



January 21, 2020

To: Mayor Cicirello & Members of Council

From: Barry Smith – Assistant City Administrator for Finance and Administration

Subject: Land Bank 2019 Annual Report

FY2019 ANNUAL REPORT

The Valley Center Land Bank is pleased to present the FY2019 Annual Report of the Valley Center Land Bank. The annual report includes a record of all receipts, disbursements, and all property transactions that occurred throughout the year. The report also includes all remaining inventory.

FY2019 receipts are shown below.

REVENUES	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
LICENSES & PERMITS							
4000-433.250 LAND BANK LOT SALES	20,000.00	25,000.00	0.00	40,000.00	0.00	(20,000.00)	200.00
TOTAL LICENSES & PERMITS	20,000.00	25,000.00	0.00	40,000.00	0.00	(20,000.00)	200.00
MISC TRANSFERS							
4000-480.200 TRANSFER FROM GENERAL FUN	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4000-480.300 TRANSFER FROM WATER	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4000-480.400 TRANSFER FROM SEWER	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4000-480.600 TRANSFER FROM WATER RESER	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4000-480.700 TRANSFER FROM SEWER RESER	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL MISC TRANSFERS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	20,000.00	25,000.00	0.00	40,000.00	0.00	(20,000.00)	200.00

The Valley Center Land bank sold 13 lots in FY2019

Addition	Lot	Blk
Ridgefield	7	A
Ridgefield	9	A
Ridgefield	31	A
Ridgefield	32	A
Ridgefield	37	A
Ridgefield	6-7	B
Ridgefield	9-14	B



FY2019 disbursements are shown below.

DEPARTMENTAL EXPENDITURES	CURRENT BUDGET	CURRENT PERIOD	PRIOR YEAR PO ADJUST.	Y-T-D ACTUAL	Y-T-D ENCUMBRANCE	BUDGET BALANCE	% OF BUDGET
CONTRACTUAL SERVICES							
5000-720.232 PROFESSIONAL SERVICES	4,600.00	28.80	0.00	10,370.86	0.00 (	5,770.86)	225.45
TOTAL CONTRACTUAL SERVICES	4,600.00	28.80	0.00	10,370.86	0.00 (	5,770.86)	225.45
TOTAL NON-DEPARTMENTAL	4,600.00	28.80	0.00	10,370.86	0.00 (	5,770.86)	225.45
TOTAL EXPENDITURES	4,600.00	28.80	0.00	10,370.86	0.00 (	5,770.86)	225.45
** REVENUE OVER (UNDER) EXPENDITURES **	15,400.00	24,971.20	0.00	29,629.14	0.00 (	14,229.14)	192.40
REVENUES & OTHER SOURCES OVER (UNDER) EXPENDITURES & OTHER (USES)	15,400.00	24,971.20	0.00	29,629.14	0.00 (	14,229.14)	192.40

Disbursements totaled \$10,370.86 for FY 2019. This amount includes advertising, public notice publication fees, and mowing for all vacant lots.

Remaining Inventory of the Valley Center Land Bank:

Addition	Lot	Blk	Reserved (Y/N)
Ridgefield	16,26,33,34	A	Y
Ridgefield	20,35,36,45,46	A	N
Ridgefield	1,4	B	Y
Ridgefield	2,5	B	N
Ridgefield	27-29, 31-34	C	Y
Total	20 Lots		14-Y 6-N

The Valley Center Land Bank will continue working toward the overall goal of selling all remaining lots in FY2020.

NEW BUSINESS
RECOMMENDED ACTION

F. 2019 LAND BANK ANNUAL REPORT:

Should Council choose to proceed

RECOMMENDED ACTION

Staff recommends motion to accept and approve 2019 Land Bank Annual Report.

NEW BUSINESS

G. EXECUTIVE SESSION; DISCUSSION OF NON-ELECTED PERSONNEL:

Staff recommends motion for Council to recess into executive session to discuss an individual employee's performance pursuant to the non-elected personnel matter exception, K.S.A. 75-4319(b)(1). The open meeting will resume in the City Council Chamber in _____ minutes.

CONSENT AGENDA

- A. APPROPRIATION ORDINANCE – JANUARY 21, 2020**
- B. CHECK RECONCILIATION – DECEMBER 2019**
- C. TREASURER’S REPORT – DECEMBER 2019**
- D. REVENUE AND EXPENSE SUMMARIES – DECEMBER 2019**
- E. DELINQUENT ACCOUNT REPORT – OCTOBER 2019**

RECOMMENDED ACTION:

Staff recommends motion to approve the Consent Agenda as presented.

VENDOR SET: 02 City of Valley Center
BANK: APBK INTRUST CHECKING
DATE RANGE: 0/00/0000 THRU 99/99/9999

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0014	WICHITA WINWATER WORKS CO.							
I-201912304727	WICHITA WINWATER WORKS CO.	R	1/03/2020	821.82		051216		821.82
0061	VALLEY CENTER PUBLIC LIBRARY							
I-201912304730	VALLEY CENTER PUBLIC LIBRARY	R	1/03/2020	6,285.94		051217		6,285.94
0179	INTERLINGUAL INTERPRETING SERV							
I-201912304725	INTERLINGUAL INTERPRETING SERV	R	1/03/2020	60.00		051218		60.00
0321	DECKER ELECTRIC							
I-201912304729	DECKER ELECTRIC	R	1/03/2020	84.50		051219		84.50
0572	ECONO SIGNS LLC							
I-201912304723	ECONO SIGNS LLC	R	1/03/2020	471.50		051220		
I-201912304724	ECONO SIGNS LLC	R	1/03/2020	1,884.20		051220		2,355.70
0661	DOUBLE CHECK COMPANY							
I-201912314740	DOUBLE CHECK COMPANY	R	1/03/2020	17,600.40		051221		17,600.40
0799	ELITE FRANCHISING INC DBA JANI							
I-201912304732	ELITE FRANCHISING INC DBA JANI	R	1/03/2020	320.00		051222		320.00
0809	VALLEY CENTER SENIOR ASSOCIATI							
I-201912304728	VALLEY CENTER SENIOR ASSOCIATI	R	1/03/2020	539.00		051223		539.00
0898	GREATER WICHITA YMCA							
I-201912304731	GREATER WICHITA YMCA	R	1/03/2020	37.50		051224		37.50
1004	GILMORE SOLUTIONS							
I-201912304726	GILMORE SOLUTIONS	R	1/03/2020	2,499.55		051225		
I-202001024753	GILMORE SOLUTIONS	R	1/03/2020	3,000.00		051225		5,499.55
1042	A & M TREE SERVICE, LLC							
I-201912304722	A & M TREE SERVICE, LLC	R	1/03/2020	7,200.00		051226		7,200.00
0009	VERIZON WIRELESS SERVICES, LLC							
I-201912314733	VERIZON WIRELESS SERVICES, LLC	R	1/03/2020	680.17		051227		
I-201912314734	VERIZON WIRELESS SERVICES, LLC	R	1/03/2020	60.86		051227		
I-201912314735	VERIZON WIRELESS SERVICES, LLC	R	1/03/2020	58.38		051227		
I-201912314736	VERIZON WIRELESS SERVICES, LLC	R	1/03/2020	345.82		051227		1,145.23
0092	TYLER TECHNOLOGIES INC							
I-202001024747	TYLER TECHNOLOGIES INC	R	1/03/2020	205.00		051228		205.00

VENDOR SET: 02 City of Valley Center
BANK: APBK INTRUST CHECKING
DATE RANGE: 0/00/0000 THRU 99/99/9999

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0099	CCMFOA OF KANSAS							
I-201912314743	CCMFOA OF KANSAS	R	1/03/2020	75.00		051229		75.00
0110	LKM - LEAGUE OF KANSAS MUNICIP							
I-202001024751	LKM - LEAGUE OF KANSAS MUNICIP	R	1/03/2020	3,541.68		051230		3,541.68
0228	SEDGWICK COUNTY ASSOCIATION OF							
I-202001024749	SEDGWICK COUNTY ASSOCIATION OF	R	1/03/2020	150.00		051231		150.00
0254	CITY OF WICHITA							
I-202001024746	CITY OF WICHITA	R	1/03/2020	37,820.23		051232		37,820.23
0542	GIANT COMMUNICATIONS							
I-201912314738	GIANT COMMUNICATIONS	R	1/03/2020	1,811.44		051233		1,811.44
0654	FRY & ASSOCIATES, INC.							
I-202001024745	FRY & ASSOCIATES, INC.	R	1/03/2020	960.00		051234		960.00
0799	ELITE FRANCHISING INC DBA JANI							
I-201912314744	ELITE FRANCHISING INC DBA JANI	R	1/03/2020	696.01		051235		
I-202001024748	ELITE FRANCHISING INC DBA JANI	R	1/03/2020	909.38		051235		1,605.39
0815	KONICA MINOLTA BUSINESS SOLUTI							
I-201912314741	KONICA MINOLTA BUSINESS SOLUTI	R	1/03/2020	92.76		051236		92.76
0910	EMPAC, INC							
I-202001024750	EMPAC, INC	R	1/03/2020	210.00		051237		210.00
1004	GILMORE SOLUTIONS							
I-201912314742	GILMORE SOLUTIONS	R	1/03/2020	15,858.75		051238		15,858.75
0372	U S DEPT OF EDUCATION AWG							
I-JED201912314737	ACCT # 1019322044	R	1/03/2020	121.29		051239		121.29
0306	SEDGWICK COUNTY							
I-202001084773	SEDGWICK COUNTY	R	1/10/2020	802.01		051240		
I-202001084774	SEDGWICK COUNTY	R	1/10/2020	1,421.86		051240		2,223.87
0708	UNIFIRST							
I-202001084775	UNIFIRST	R	1/10/2020	25.41		051241		
I-202001084776	UNIFIRST	R	1/10/2020	25.41		051241		
I-202001084777	UNIFIRST	R	1/10/2020	97.11		051241		
I-202001084778	UNIFIRST	R	1/10/2020	90.09		051241		238.02

VENDOR SET: 02 City of Valley Center
BANK: APBK INTRUST CHECKING
DATE RANGE: 0/00/0000 THRU 99/99/9999

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0035	BARRY ARBUCKLE							
I-202001074759	BARRY ARBUCKLE	R	1/01/2020	800.00		051242		800.00
0042	LARRY LINN							
I-202001064754	LARRY LINN	R	1/01/2020	1,700.00		051243		1,700.00
0069	KANSAS DEPT REVENUE							
I-202001074761	KANSAS DEPT REVENUE	R	1/01/2020	1,819.20		051244		1,819.20
0153	ARK VALLEY NEWS							
I-202001074768	ARK VALLEY NEWS	R	1/01/2020	45.00		051245		45.00
0156	BEALL & MITCHELL, LLC							
I-202001064756	BEALL & MITCHELL, LLC	R	1/01/2020	1,850.00		051246		1,850.00
0183	KANSAS ONE-CALL SYSTEM, INC							
I-202001074762	KANSAS ONE-CALL SYSTEM, INC	R	1/01/2020	76.80		051247		76.80
0254	CITY OF WICHITA							
I-202001074766	CITY OF WICHITA	R	1/01/2020	30.60		051248		30.60
0309	UNRUH FIRE INC							
I-202001074767	UNRUH FIRE INC	R	1/01/2020	44,708.00		051249		44,708.00
0321	DECKER ELECTRIC							
I-202001084782	DECKER ELECTRIC	R	1/01/2020	225.00		051250		225.00
0457	CHRISTOPHER MICHAEL LEE DAVIS,							
I-202001064755	CHRISTOPHER MICHAEL LEE DAVIS,	R	1/01/2020	125.00		051251		125.00
0552	WICHITA AREA METROPOLITAN PLAN							
I-202001084781	WICHITA AREA METROPOLITAN PLAN	R	1/01/2020	678.00		051252		678.00
0560	DXP ENTERPRISES, INC.							
I-202001074764	DXP ENTERPRISES, INC.	R	1/01/2020	1,472.73		051253		1,472.73
0601	JOY K. WILLIAMS, ATTORNEY AT L							
I-202001064757	JOY K. WILLIAMS, ATTORNEY AT L	R	1/01/2020	1,350.00		051254		1,350.00
0698	MANNECO, INC							
I-202001084771	MANNECO, INC	R	1/01/2020	904.69		051255		
I-202001084772	MANNECO, INC	R	1/01/2020	1,084.14		051255		1,988.83

VENDOR SET: 02 City of Valley Center
BANK: APBK INTRUST CHECKING
DATE RANGE: 0/00/0000 THRU 99/99/9999

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0753	VOGTS-PARGA CONSTRUCTION, LLC							
I-202001084780	VOGTS-PARGA CONSTRUCTION, LLC	R	1/01/2020	3,285.00		051256		3,285.00
0824	GALLS, LLC							
I-202001074763	GALLS, LLC	R	1/01/2020	9.00		051257		9.00
1001	PARKSON							
I-202001094783	PARKSON	R	1/01/2020	1,163.60		051258		1,163.60
1042	A & M TREE SERVICE, LLC							
I-202001074769	A & M TREE SERVICE, LLC	R	1/01/2020	8,057.00		051259		8,057.00
1073	GORDON CPA LLC							
I-202001074760	GORDON CPA LLC	R	1/01/2020	1,000.00		051260		1,000.00

* * T O T A L S * *	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:	45	177,246.83	0.00	177,246.83
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
EFT:	0	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0 VOID DEBITS	0.00		
	VOID CREDITS	0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 02 BANK: APBK TOTALS:	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
	45	177,246.83	0.00	177,246.83

VENDOR SET: 03 City of Valley Center
 BANK: APBK INTRUST CHECKING
 DATE RANGE: 0/00/0000 THRU 99/99/9999

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0050	LLOYD C. NEWMAN							
I-202001094784	LLOYD C. NEWMAN	R	1/10/2020	70.00		051261		70.00
0100	CEARA METZGER							
I-202001094786	CEARA METZGER	R	1/10/2020	100.00		051262		100.00
0115	LILIANA GARCIA							
I-202001094785	LILIANA GARCIA	R	1/10/2020	100.00		051263		100.00

* * T O T A L S * *	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:	3	270.00	0.00	270.00
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
EFT:	0	0.00	0.00	0.00
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0	VOID DEBITS 0.00		
		VOID CREDITS 0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 03 BANK: APBK TOTALS:	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
	3	270.00	0.00	270.00
BANK: APBK TOTALS:	48	177,516.83	0.00	177,516.83
REPORT TOTALS:	48	177,516.83	0.00	177,516.83

SELECTION CRITERIA

VENDOR SET: * - All
VENDOR: ALL
BANK CODES: All
FUNDS: All

CHECK SELECTION

CHECK RANGE: 051216 THRU 051263
DATE RANGE: 0/00/0000 THRU 99/99/9999
CHECK AMOUNT RANGE: 0.00 THRU 999,999,999.99
INCLUDE ALL VOIDS: YES

PRINT OPTIONS

SEQUENCE: CHECK NUMBER

PRINT TRANSACTIONS: YES
PRINT G/L: NO
UNPOSTED ONLY: NO
EXCLUDE UNPOSTED: NO
MANUAL ONLY: NO
STUB COMMENTS: NO
REPORT FOOTER: NO
CHECK STATUS: NO
PRINT STATUS: * - All

CONSENT AGENDA

B. CHECK RECONCILIATION – DECEMBER 2019:

1/10/2020 12:54 PM
 COMPANY: 999 - POOLED CASH FUND
 ACCOUNT: 1000-001.000 POOLED CASH
 TYPE: Bank Draft, Check
 STATUS: All
 FOLIO: All

CHECK RECONCILIATION REGISTER

CHECK DATE: 12/01/2019 THRU 12/31/2019
 CLEAR DATE: 0/00/0000 THRU 99/99/9999
 STATEMENT: 0/00/0000 THRU 99/99/9999
 VOIDED DATE: 0/00/0000 THRU 99/99/9999
 AMOUNT: 0.00 THRU 999,999,999.99
 CHECK NUMBER: 000000 THRU 999999

ACCOUNT	--DATE--	--TYPE--	NUMBER	-----DESCRIPTION-----	----AMOUNT----	STATUS	FOLIO	CLEAR DATE
BANK DRAFT:								
1000-001.000	12/06/2019	BANK-DRAFT	000578	KANSAS DEPT OF REVENUE	3,389.22CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	BANK-DRAFT	000579	KANSAS PAYMENT CENTER	743.84CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	BANK-DRAFT	000580	KPERS	235.47CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	BANK-DRAFT	000581	KPERS	15,605.90CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	BANK-DRAFT	000582	EMPOWER FINANCIAL	772.92CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	BANK-DRAFT	000583	IRS- DEPARTMENT OF THE TREASUR	20,545.35CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	BANK-DRAFT	000584	MID AMERICAN CREDIT UNION	840.94CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000600	KANSAS DEPT OF REVENUE	3,274.35CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000601	KANSAS PAYMENT CENTER	743.84CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000602	KPERS	14,617.36CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000603	EMPOWER FINANCIAL	771.12CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000604	IRS- DEPARTMENT OF THE TREASUR	19,991.71CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000605	MID AMERICAN CREDIT UNION	840.94CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000606	COX COMMUNICATIONS KANSAS LLC	1,025.42CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000607	KANSAS GAS SERVICE	2,873.48CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000608	WESTAR ENERGY, INC.	23,252.21CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000609	KANSAS DEPT OF REVENUE	736.98CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000610	WASTE MANAGEMENT OF WICHITA	35,796.37CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	BANK-DRAFT	000611	BENEFIT MANAGEMENT INC.	57,733.49CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000612	IRS- DEPARTMENT OF THE TREASUR	61.26CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000619	GALLAGHER BENEFIT SERVICES, IN	264.03CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000620	GALLAGHER BENEFIT SERVICES, IN	20.00CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000621	GALLAGHER BENEFIT SERVICES, IN	142.07CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000622	GALLAGHER BENEFIT SERVICES, IN	38.13CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000623	GALLAGHER BENEFIT SERVICES, IN	24.71CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000624	GALLAGHER BENEFIT SERVICES, IN	50.00CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000625	GALLAGHER BENEFIT SERVICES, IN	1,217.14CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000626	GALLAGHER BENEFIT SERVICES, IN	20.00CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000627	GALLAGHER BENEFIT SERVICES, IN	60.27CR	POSTED	A	12/31/2019
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1000-001.000	12/31/2019	BANK-DRAFT	000631	GALLAGHER BENEFIT SERVICES, IN	95.00CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000632	GALLAGHER BENEFIT SERVICES, IN	68.49CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000633	GALLAGHER BENEFIT SERVICES, IN	537.00CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000634	GALLAGHER BENEFIT SERVICES, IN	296.89CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000635	GALLAGHER BENEFIT SERVICES, IN	184.56CR	POSTED	A	12/31/2019
1000-001.000	12/31/2019	BANK-DRAFT	000636	GALLAGHER BENEFIT SERVICES, IN	43.38CR	POSTED	A	12/31/2019
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1000-001.000	12/06/2019	CHECK	051140	VERIZON WIRELESS SERVICES, LLC	1,147.36CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051141	BARRY ARBUCKLE	800.00CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051142	LARRY LINN	1,700.00CR	POSTED	A	12/31/2019

1/10/2020 12:54 PM
 COMPANY: 999 - POOLED CASH FUND
 ACCOUNT: 1000-001.000 POOLED CASH
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 STATUS: All
 FOLIO: All

CHECK RECONCILIATION REGISTER

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 VOIDED DATE: 0/00/0000 THRU 99/99/9999
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1000-001.000	12/06/2019	CHECK	051144	KANSAS OFFICE OF THE TREASURER	648.22CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051145	VALLEY OFFSET PRINTING, INC.	363.00CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051146	ARK VALLEY NEWS	573.16CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051147	BEALL & MITCHELL, LLC	1,850.00CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051148	INTERLINGUAL INTERPRETING SERV	40.00CR	OUTSTND	A	0/00/0000
1000-001.000	12/06/2019	CHECK	051149	P E C (PROFESSIONAL ENGINEERIN	24,921.60CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051150	CTA (COMMUNICATIONS TECHNOLOGY	19,943.28CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051151	LOGO DEPOT	411.60CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051152	CHRISTOPHER MICHAEL LEE DAVIS,	125.00CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051153	GIANT COMMUNICATIONS	1,830.76CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051154	JOY K. WILLIAMS, ATTORNEY AT L	1,350.00CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051155	SALINA SUPPLY COMPANY	19.58CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051156	UNIFIRST	138.78CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051157	CHENEY DOOR COMPANY	19,884.00CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051158	ELITE FRANCHISING INC DBA JANI	4,231.98CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051159	KONICA MINOLTA BUSINESS SOLUTI	118.67CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051160	GALLS, LLC	156.48CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051161	GREATER WICHITA YMCA	37.50CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051162	FELD FIRE	680.00CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051163	THE UNIVERSITY OF KANSAS	20.00CR	POSTED	A	12/31/2019
1000-001.000	12/06/2019	CHECK	051164	COOKIES BY RACHEL	90.00CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051165	KANSAS DEPT OF REVENUE	100.00CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051166	DONDLINGER & SONS CONSTRUCTION	55,730.00CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051167	CIVIC PLUS	2,360.43CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051168	KANSAS ONE-CALL SYSTEM, INC	90.00CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051169	MUNICIPAL CODE CORPORATION	1,435.44CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051170	UNDERGROUND VAULTS & STORAGE	324.48CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051171	UCI - UTILITY CONSULTANTS	1,040.00CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051172	OVERHEAD DOOR COMPANY	385.50CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051173	GALLS, LLC	77.27CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051174	GLOBAL TECHNOLOGY SYSTEMS, INC	171.88CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051175	WEX BANK	4,083.51CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051176	INTERNATION CODE COUNCIL, INC.	135.00CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051177	JASON EASLEY	20.00CR	POSTED	A	12/31/2019
1000-001.000	12/13/2019	CHECK	051178	KATHERINE LECHNER	32.00CR	OUTSTND	A	0/00/0000
1000-001.000	12/20/2019	CHECK	051179	AFLAC	260.39CR	OUTSTND	A	0/00/0000
1000-001.000	12/20/2019	CHECK	051180	DELTA DENTAL OF KANSAS, INC.	2,551.34CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051181	SURENCY LIFE AND HEALTH	553.89CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051182	U S DEPT OF EDUCATION AWG	121.29CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051183	INTRUST CARD CENTER	9,503.87CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051184	AT&T	1,829.38CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051185	VERIZON WIRELESS SERVICES, LLC	129.07CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051186	CITY OF WICHITA	4,980.00CR	POSTED	A	12/31/2019

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 COMPANY: 999 - POOLED CASH FUND
 ACCOUNT: 1000-001.000 POOLED CASH
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 STATUS: All
 FOLIO: All

CHECK RECONCILIATION REGISTER

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 VOIDED DATE: 0/00/0000 THRU 99/99/9999
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1000-001.000	12/20/2019	CHECK	051187	KMIT-KS MUNICIPAL INSURANCE	48,221.00CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051188	DONDLINGER & SONS CONSTRUCTION	475,465.30CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051189	EMERGENCY FIRE EQUIPMENT	1,797.50CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051190	MAYER SPECIALTY SERVICES	4,050.00CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051191	P E C (PROFESSIONAL ENGINEERIN	77,289.40CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051192	SUMNERONE, INC.	166.34CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051193	SEDGWICK COUNTY TREASURER	5,771.28CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051194	DECKER ELECTRIC	11,499.00CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051195	MOTOROLA SOLUTIONS INC.	5,078.92CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051196	GALLAGHER BENEFIT SERVICES, IN	236.50CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051197	RAVENS CRAFT IMPLEMENT, INC.	23,468.71CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051198	WORKFORCE ALLIANCE OF SOUTH CE	2,170.00CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051199	OVERHEAD DOOR COMPANY	133.00CR	OUTSTND	A	0/00/0000
1000-001.000	12/20/2019	CHECK	051200	UNIFIRST	322.27CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051201	MABCD	1,100.27CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051202	MERIDIAN ANALYTICAL LABS, LLC	451.00CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051203	BARDAVON HEALTH INNOVATIONS	210.00CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051204	VALLEY CENTER SENIOR ASSOCIATI	700.00CR	OUTSTND	A	0/00/0000
1000-001.000	12/20/2019	CHECK	051205	H.M.S. LLC	281.92CR	OUTSTND	A	0/00/0000
1000-001.000	12/20/2019	CHECK	051206	GALLS, LLC	185.65CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051207	GREATER WICHITA YMCA	225.00CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051208	FELD FIRE	5,599.10CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051209	ADT US HOLDINGS, INC	623.88CR	OUTSTND	A	0/00/0000
1000-001.000	12/20/2019	CHECK	051210	CONRRAD FIRE EQUIPMENT	1,674.29CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051211	NU LINE COMPANY INC.	884.00CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051212	RYAN SHRACK	22.04CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051213	SHELLEY JOHNSON	35.96CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051214	STACY SHAY	32.89CR	POSTED	A	12/31/2019
1000-001.000	12/20/2019	CHECK	051215	SCHARLENE PORCHIA-WASHINGTON	362.18CR	POSTED	A	12/31/2019
TOTALS FOR ACCOUNT 1000-001				CHECK	TOTAL:	835,594.40CR		
				DEPOSIT	TOTAL:	0.00		
				INTEREST	TOTAL:	0.00		
				MISCELLANEOUS	TOTAL:	0.00		
				SERVICE CHARGE	TOTAL:	0.00		
				EFT	TOTAL:	0.00		
				BANK-DRAFT	TOTAL:	207,485.58CR		
TOTALS FOR POOLED CASH FUND				CHECK	TOTAL:	835,594.40CR		
				DEPOSIT	TOTAL:	0.00		
				INTEREST	TOTAL:	0.00		
				MISCELLANEOUS	TOTAL:	0.00		
				SERVICE CHARGE	TOTAL:	0.00		
				EFT	TOTAL:	0.00		
				BANK-DRAFT	TOTAL:	207,485.58CR		

CONSENT AGENDA

C. TREASURER'S REPORT – DECEMBER 2019:

FUND	BEGINNING CASH BALANCE	M-T-D REVENUES	M-T-D EXPENSES	CASH BASIS BALANCE	NET CHANGE OTHER ASSETS	NET CHANGE LIABILITIES	ACCRUAL ENDING CASH BALANCE
010-GENERAL FUND	545,386.07	315,818.24	(28,818.13)	890,022.44	0.00	23,039.89	913,062.33
020-SPECIAL PARKS AND REC	18,960.35	1,491.82	0.00	20,452.17	0.00	0.00	20,452.17
030-SPECIAL ALCOHOL AND DRUGS	41,527.93	1,491.83	0.00	43,019.76	0.00	0.00	43,019.76
110-EMPLOYEE BENEFITS	327,397.75	22,399.04	175,139.09	174,657.70	0.00	37.50	174,695.20
111-FLEXIBLE SPENDING ACCT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
125-FIRE VEHICLE REPLACEMENT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
126-BUILDING EQUIP RESERVE	119,805.14	0.00	0.00	119,805.14	0.00	0.00	119,805.14
127-EQUIPMENT RESERVE	338,738.44	23,000.00	3,000.00	358,738.44	0.00	3,000.00	361,738.44
128-PUBLIC WORKS BUILDING	0.00	0.00	0.00	0.00	0.00	0.00	0.00
140-LIBRARY	0.42	6,285.94	6,285.94	0.42	0.00	6,285.94	6,286.36
150-SPECIAL HIGHWAY	557,444.04	53,720.35	66,531.22	544,633.17	0.00	4,863.17	549,496.34
160-EMERGENCY EQUIPMENT	109,621.76	1,414.83	5,599.10	105,437.49	0.00	0.00	105,437.49
210-PAYROLL CLEARING	0.00	0.00	0.00	0.00	0.00	0.00	0.00
220-ACTIVE AGING	0.00	0.00	0.00	0.00	0.00	0.00	0.00
225-PARK BEAUTIFICATION FUND	2,201.56	0.00	0.00	2,201.56	0.00	0.00	2,201.56
230-BUSINESS IMPROVEMENT DIST	0.00	0.00	0.00	0.00	0.00	0.00	0.00
240-D.A.R.E.	1,346.52	0.00	0.00	1,346.52	0.00	0.00	1,346.52
245-VETERANS FLAG REWARD FUND	0.00	0.00	0.00	0.00	0.00	0.00	0.00
250-DRUG TAX DISTRIBUTION	5,346.73	0.00	0.00	5,346.73	0.00	0.00	5,346.73
260-LAW ENFORCE BLOCK GRANT	2,500.00	0.00	0.00	2,500.00	0.00	0.00	2,500.00
280-ADSAP	1,049.47	0.00	0.00	1,049.47	0.00	0.00	1,049.47
340-CAPITAL IMPROVEMENT FUND	0.00	0.00	0.00	0.00	0.00	0.00	0.00
350-CAPITAL PROJECTS FUND	7,021,462.87	0.00	580,458.22	6,441,004.65	0.00	0.00	6,441,004.65
410-BOND & INTEREST	636,971.42	507,256.55	0.00	1,144,227.97	0.00	0.00	1,144,227.97
420-LAND BANK RESERVE	10,599.90	25,000.00	28.80	35,571.10	0.00	0.00	35,571.10
610-WATER OPERATING	2,067,033.21	90,293.10	503,481.22	1,653,845.09	(48,340.83)	2,272.22	1,704,458.14
611-METER DEPOSIT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
612-STORMWATER UTILITY FUND	485,211.44	26,461.17	297,644.58	214,028.03	99.28	0.00	213,928.75
613-SOLID WASTE UTILITY	194,434.26	39,939.66	76,010.95	158,362.97	(274.88)	0.00	158,637.85
614-WATER MAINTENANCE RESERVE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
615-WATER IMPROVEMENT FUND	50,048.37	0.00	0.00	50,048.37	0.00	0.00	50,048.37
616-WATER LOAN PRIN & INT	162,580.88	0.00	0.00	162,580.88	0.00	0.00	162,580.88
617-07 WATER LOAN P & I	43,864.54	0.00	0.00	43,864.54	0.00	0.00	43,864.54
619-WATER SURPLUS RESERVE	1,302,889.88	100,000.00	0.00	1,402,889.88	0.00	0.00	1,402,889.88
620-SEWER OPERATING	1,080,924.44	104,446.35	288,867.50	896,503.29	(1,836.82)	3,520.92	901,861.03
621-SEWER OPERATION & MAINT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
623-07 SEWER LOAN P & I	52,528.18	0.00	0.00	52,528.18	0.00	0.00	52,528.18
625-1993 SEWER BOND RESERVE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
626-1993 SEWER BOND P & I	0.00	0.00	0.00	0.00	0.00	0.00	0.00
627-1993 SEWER DEPRECIATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00
628-SEWER SURPLUS RESERVE	313,952.51	75,000.00	0.00	388,952.51	0.00	0.00	388,952.51
629-1997 SEWER BOND P & I	0.00	0.00	0.00	0.00	0.00	0.00	0.00
630-1997 SW BOND DEPR	0.00	0.00	0.00	0.00	0.00	0.00	0.00
631-1997 SW BOND RESERVE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
633-2001 SW BOND P & I	0.31	0.00	0.00	0.31	0.00	0.00	0.31
634-2001 SW REV BOND DEPR	0.00	0.00	0.00	0.00	0.00	0.00	0.00
635-2001 SW BOND RESERVE	0.00	0.00	0.00	0.00	0.00	0.00	0.00
GRAND TOTAL	15,493,828.39	1,394,018.88	1,974,228.49	14,913,618.78	(50,353.25)	43,019.64	15,006,991.67

*** END OF REPORT ***

CONSENT AGENDA

D. REVENUE AND EXPENSE SUMMARIES – DECEMBER 2019:

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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	1,355,225.00	50,853.66	0.00	1,425,571.48	0.00 (	70,346.48)	105.19
INTERGOVERNMENTAL	579,000.00	53,670.36	0.00	638,717.59	0.00 (	59,717.59)	110.31
LICENSES & PERMITS	621,850.00	76,466.41	0.00	611,690.93	0.00	10,159.07	98.37
CHARGES FOR SERVICES	6,100.00	1,475.00	0.00	8,200.00	0.00 (	2,100.00)	134.43
FINES & FORFEITURES	142,100.00	6,000.54	0.00	140,792.75	0.00	1,307.25	99.08
USE OF MONEY & PROPERTY	11,000.00	1,460.00	0.00	14,935.00	0.00 (	3,935.00)	135.77
OTHER REVENUES	116,155.00	678.03	0.00	125,107.60	0.00 (	8,952.60)	107.71
MISCELLANEOUS	154,000.00	125,214.24	0.00	132,468.02	0.00	21,531.98	86.02
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	2,985,430.00	315,818.24	0.00	3,097,483.37	0.00 (	112,053.37)	103.75
<u>EXPENDITURE SUMMARY</u>							
<u>ADMINISTRATION</u>							
PERSONNEL SERV. & BENEFL.	412,787.00	5,839.37	0.00	452,591.33	0.00 (	39,804.33)	109.64
CONTRACTUAL SERVICES	174,423.00	14,465.08	0.00	176,677.81	6.00 (	2,260.81)	101.30
COMMODITIES	8,000.00	156.33	0.00	8,125.16	0.00 (	125.16)	101.56
CAPITAL OUTLAY	14,300.00	0.00	0.00	2,436.98	0.00	11,863.02	17.04
	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	85,000.00	5,923.42	0.00	15,709.32	0.00	69,290.68	18.48
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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL ADMINISTRATION	694,510.00	26,384.20	0.00	655,540.60	6.00	38,963.40	94.39
<u>LEGAL & MUNICIPAL COURT</u>							
PERSONNEL SERV. & BENEFL.	46,222.00 (	3,117.04)	0.00	38,770.08	0.00	7,451.92	83.88
CONTRACTUAL SERVICES	78,300.00	6,388.71	0.00	101,617.16	5.43 (	23,322.59)	129.79
COMMODITIES	730.00	0.00	0.00	505.50	0.00	224.50	69.25
CAPITAL OUTLAY	1,000.00	0.00	0.00	0.00	0.00	1,000.00	0.00
	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	19,000.00	2,223.87	0.00	21,101.57	0.00 (	2,101.57)	111.06
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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL LEGAL & MUNICIPAL COURT	145,252.00	5,495.54	0.00	161,994.31	5.43 (	16,747.74)	111.53

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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
OFFSET	<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>
TOTAL PARKS & PUBLIC BLDG	580,550.00	24,482.86	0.00	529,394.91	1,083.87	50,071.22	91.38
ENVIRONMENTAL SERVICES							
CONTRACTUAL SERVICES	0.00 (	21.66)	0.00	0.00	0.00	0.00	0.00
COMMODITIES	0.00 (	2.50)	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
BAD DEBT	<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>
TOTAL ENVIRONMENTAL SERVICES	0.00 (	24.16)	0.00	0.00	0.00	0.00	0.00
PUBLIC WKS STORAGE BLDG							
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
BAD DEBT	<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>
TOTAL PUBLIC WKS STORAGE BLDG	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<hr/>							
TOTAL EXPENDITURES	3,128,640.00 (	28,818.13)	0.00	3,055,451.23	1,295.00	71,893.77	97.70
** REVENUE OVER (UNDER) EXPENDITURES *	(143,210.00)	344,636.37	0.00	42,032.14 (	1,295.00) (	183,947.14)	28.45-
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	0.00
<hr/>							
REVENUE & OTHER SOURCES OVER/ (UNDER) EXPENDITURES & OTHER (USES)	(143,210.00)	344,636.37	0.00	42,032.14 (	1,295.00) (	183,947.14)	28.45-

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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	577,069.00	13,792.11	0.00	567,307.65	0.00	9,761.35	98.31
INTERGOVERNMENTAL	0.00	8,606.93	0.00	103,298.99	0.00	(103,298.99)	0.00
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	16,378.20	0.00	(16,378.20)	0.00
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
TOTAL REVENUES	577,069.00	22,399.04	0.00	686,984.84	0.00	(109,915.84)	119.05
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEFL.	821,290.00	174,839.09	0.00	819,743.99	0.00	1,546.01	99.81
CONTRACTUAL SERVICES	0.00	75.00	0.00	487.50	0.00	(487.50)	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.	12,000.00	225.00	0.00	5,178.53	0.00	6,821.47	43.15
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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	833,290.00	175,139.09	0.00	825,410.02	0.00	7,879.98	99.05
<u>ADMINISTRATION</u>							
PERSONNEL SERV. & BENEFL.	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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL ADMINISTRATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	833,290.00	175,139.09	0.00	825,410.02	0.00	7,879.98	99.05
** REVENUE OVER (UNDER) EXPENDITURES *	(256,221.00)	(152,740.05)	0.00	(138,425.18)	0.00	(117,795.82)	54.03
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	0.00

REVENUE & OTHER SOURCES OVER/
 (UNDER) EXPENDITURES & OTHER (USES) (256,221.00) (152,740.05) 0.00 (138,425.18) 0.00 (117,795.82) 54.03

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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	261,393.00	6,285.94	0.00	258,421.47	0.00	2,971.53	98.86
USE OF MONEY & PROPERTY	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 REVENUES	261,393.00	6,285.94	0.00	258,421.47	0.00	2,971.53	98.86
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
OTHER COSTS/MISC.	270,000.00	6,285.94	0.00	259,422.95	0.00	10,577.05	96.08
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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	270,000.00	6,285.94	0.00	259,422.95	0.00	10,577.05	96.08
<u>ADMINISTRATION</u>							
PERSONNEL SERV. & BENEFS.	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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL ADMINISTRATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	270,000.00	6,285.94	0.00	259,422.95	0.00	10,577.05	96.08
** REVENUE OVER(UNDER) EXPENDITURES *	(8,607.00)	0.00	0.00	(1,001.48)	0.00	(7,605.52)	11.64
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	0.00
REVENUE & OTHER SOURCES OVER/ (UNDER) EXPENDITURES & OTHER (USES)	(8,607.00)	0.00	0.00	(1,001.48)	0.00	(7,605.52)	11.64

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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	861,690.00	53,670.35	0.00	928,324.31	0.00 (	66,634.31)	107.73
LICENSES & PERMITS	0.00	50.00	0.00	775.00	0.00 (	775.00)	0.00
USE OF MONEY & PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER REVENUES	9,000.00	0.00	0.00	258.48	0.00	8,741.52	2.87
MISCELLANEOUS	41,000.00	0.00	0.00	391.40	0.00	40,608.60	0.95
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	911,690.00	53,720.35	0.00	929,749.19	0.00 (	18,059.19)	101.98
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEF.	333,783.00	40,101.08	0.00	273,379.53	0.00	60,403.47	81.90
CONTRACTUAL SERVICES	62,800.00	3,018.22	0.00	53,987.74	19.98	8,792.28	86.00
COMMODITIES	78,800.00	3,337.32	0.00	50,876.60	1,355.96	26,567.44	66.28
CAPITAL OUTLAY	531,000.00	16,074.60	0.00	409,956.30	0.00	121,043.70	77.20
	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	4,000.00	4,000.00	0.00	4,000.00	0.00	0.00	100.00
DEBT SERVICE	5,000.00	0.00	0.00	0.00	0.00	5,000.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	1,015,383.00	66,531.22	0.00	792,200.17	1,375.94	221,806.89	78.16
TOTAL EXPENDITURES	1,015,383.00	66,531.22	0.00	792,200.17	1,375.94	221,806.89	78.16
** REVENUE OVER (UNDER) EXPENDITURES *	(103,693.00)	(12,810.87)	0.00	137,549.02	(1,375.94)	(239,866.08)	131.32-
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)	(103,693.00)	(12,810.87)	0.00	137,549.02	(1,375.94)	(239,866.08)	131.32-

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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	61,110.00	1,414.83	0.00	58,136.53	0.00	2,973.47	95.13
OTHER REVENUES	0.00	0.00	0.00	1,560.18	0.00 (	1,560.18)	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	61,110.00	1,414.83	0.00	59,696.71	0.00	1,413.29	97.69
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
CAPITAL OUTLAY	102,945.00	5,599.10	0.00	66,739.32	268.03	35,937.65	65.09
	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	225.30	0.00 (	225.30)	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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	102,945.00	5,599.10	0.00	66,964.62	268.03	35,712.35	65.31
<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
	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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL ADMINISTRATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	102,945.00	5,599.10	0.00	66,964.62	268.03	35,712.35	65.31
** REVENUE OVER (UNDER) EXPENDITURES *	(41,835.00)	(4,184.27)	0.00	(7,267.91)	(268.03)	(34,299.06)	18.01
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	0.00
REVENUE & OTHER SOURCES OVER/ (UNDER) EXPENDITURES & OTHER (USES)	(41,835.00)	(4,184.27)	0.00	(7,267.91)	(268.03)	(34,299.06)	18.01

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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	951,390.00	7,756.55	0.00	858,884.21	0.00	92,505.79	90.28
USE OF MONEY & PROPERTY	100.00	0.00	0.00	0.00	0.00	100.00	0.00
OTHER REVENUES	475,000.00	0.00	0.00	1,263,473.12	0.00 (	788,473.12)	265.99
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
MISCELLANEOUS	0.00	0.00	0.00	69,511.11	0.00 (	69,511.11)	0.00
MISC TRANSFERS	654,500.00	449,500.00	0.00	449,500.00	0.00	205,000.00	68.68
MISC TRANSFERS	50,000.00	50,000.00	0.00	50,000.00	0.00	0.00	100.00
TOTAL REVENUES	2,130,990.00	507,256.55	0.00	2,691,368.44	0.00 (	560,378.44)	126.30
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
CONTRACTUAL SERVICES	1,000.00	0.00	0.00	0.00	0.00	1,000.00	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
OTHER COSTS/MISC.	4,000.00	0.00	0.00	1,501.94	0.00	2,498.06	37.55
DEBT SERVICE	2,063,000.00	0.00	0.00	1,886,538.88	0.00	176,461.12	91.45
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	2,068,000.00	0.00	0.00	1,888,040.82	0.00	179,959.18	91.30
<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
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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL ADMINISTRATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	2,068,000.00	0.00	0.00	1,888,040.82	0.00	179,959.18	91.30
** REVENUE OVER (UNDER) EXPENDITURES **	62,990.00	507,256.55	0.00	803,327.62	0.00 (	740,337.62)	1,275.33
OTHER FINANCING SOURCES	50,000.00	50,000.00	0.00	50,000.00	0.00	0.00	100.00
OTHER FINANCING (USES)	0.00	0.00	0.00	0.00	0.00	0.00	0.00
NET OTHER SOURCES / (USES)	50,000.00	50,000.00	0.00	50,000.00	0.00	0.00	100.00

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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
REVENUE & OTHER SOURCES OVER/ (UNDER) EXPENDITURES & OTHER (USES)	112,990.00	557,256.55	0.00	853,327.62	0.00 (	740,337.62)	755.22

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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	1,826,500.00	90,293.10	0.00	2,111,043.47	0.00 (	284,543.47)	115.58
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	434.46	0.00 (	434.46)	0.00
MISCELLANEOUS	2,100.00	0.00	0.00	80.00	0.00	2,020.00	3.81
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	1,828,600.00	90,293.10	0.00	2,111,557.93	0.00 (	282,957.93)	115.47
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEFL.	364,180.00	51,295.54	0.00	332,706.16	0.00	31,473.84	91.36
CONTRACTUAL SERVICES	697,600.00	57,086.32	0.00	826,243.02	0.00 (	128,643.02)	118.44
COMMODITIES	45,500.00	910.25	0.00	28,127.23	0.00	17,372.77	61.82
CAPITAL OUTLAY	118,500.00	15,689.11	0.00	140,856.98	0.00 (	22,356.98)	118.87
	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	498,500.00	378,500.00	0.00	378,500.00	0.00	120,000.00	75.93
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
BAD DEBT	0.00	0.00	0.00 (	38.25)	0.00	38.25	0.00
OFFSET	<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>
TOTAL NON-DEPARTMENTAL	1,724,280.00	503,481.22	0.00	1,706,395.14	0.00	17,884.86	98.96
TOTAL EXPENDITURES	1,724,280.00	503,481.22	0.00	1,706,395.14	0.00	17,884.86	98.96
** REVENUE OVER (UNDER) EXPENDITURES **	104,320.00 (	413,188.12)	0.00	405,162.79	0.00 (	300,842.79)	388.38
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)	104,320.00 (	413,188.12)	0.00	405,162.79	0.00 (	300,842.79)	388.38

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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>							
USE OF MONEY & PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER REVENUES	300,000.00	26,461.17	0.00	313,685.39	0.00 (	13,685.39)	104.56
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	300,000.00	26,461.17	0.00	313,685.39	0.00 (	13,685.39)	104.56
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEF.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CONTRACTUAL SERVICES	22,400.00	15,514.58	0.00	27,196.00	0.00 (	4,796.00)	121.41
COMMODITIES	5,875.00	0.00	0.00	2,184.63	0.00	3,690.37	37.19
CAPITAL OUTLAY	85,000.00	57,130.00	0.00	69,930.73	0.00	15,069.27	82.27
	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	225,000.00	225,000.00	0.00	225,000.00	0.00	0.00	100.00
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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	338,275.00	297,644.58	0.00	324,311.36	0.00	13,963.64	95.87
<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
	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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL ADMINISTRATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	338,275.00	297,644.58	0.00	324,311.36	0.00	13,963.64	95.87
** REVENUE OVER (UNDER) EXPENDITURES *	(38,275.00)	(271,183.41)	0.00	(10,625.97)	0.00	(27,649.03)	27.76
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)	(38,275.00)	(271,183.41)	0.00	(10,625.97)	0.00	(27,649.03)	27.76

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

613-SOLID WASTE UTILITY
 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>							
CHARGES FOR SERVICES	455,000.00	39,635.66	0.00	472,803.36	0.00 (	17,803.36)	103.91
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	0.00	0.00	0.00	0.00
MISCELLANEOUS	1,500.00	304.00	0.00	3,244.00	0.00 (	1,744.00)	216.27
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	456,500.00	39,939.66	0.00	476,047.36	0.00 (	19,547.36)	104.28
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEF.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
CONTRACTUAL SERVICES	465,000.00	61,010.95	0.00	458,798.94	0.00	6,201.06	98.67
COMMODITIES	0.00	0.00	0.00	34.00	0.00 (	34.00)	0.00
CAPITAL OUTLAY	26,000.00	0.00	0.00	0.00	0.00	26,000.00	0.00
OTHER COSTS/MISC.	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	15,000.00	15,000.00	0.00	15,000.00	0.00	0.00	100.00
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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	506,000.00	76,010.95	0.00	473,832.94	0.00	32,167.06	93.64
<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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL ADMINISTRATION	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL EXPENDITURES	506,000.00	76,010.95	0.00	473,832.94	0.00	32,167.06	93.64
** REVENUE OVER (UNDER) EXPENDITURES *	(49,500.00)	(36,071.29)	0.00	2,214.42	0.00 (	51,714.42)	4.47-
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) (49,500.00) (36,071.29) 0.00 2,214.42 0.00 (51,714.42) 4.47-

CITY OF VALLEY CENTER
 REVENUE & EXPENSE REPORT (UNAUDITED)
 AS OF: DECEMBER 31ST, 2019

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
LICENSES & PERMITS	0.00	100.00	0.00	2,000.00	0.00 (	2,000.00)	0.00
CHARGES FOR SERVICES	1,167,125.00	104,167.93	0.00	1,258,465.70	0.00 (	91,340.70)	107.83
USE OF MONEY & PROPERTY	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER REVENUES	3,000.00	178.42	0.00	1,151.44	0.00	1,848.56	38.38
MISCELLANEOUS	3,000.00	0.00	0.00	0.00	0.00	3,000.00	0.00
MISCELLANEOUS	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL REVENUES	1,173,125.00	104,446.35	0.00	1,261,617.14	0.00 (	88,492.14)	107.54
<u>EXPENDITURE SUMMARY</u>							
<u>NON-DEPARTMENTAL</u>							
PERSONNEL SERV. & BENEF.	297,062.00	77,287.38	0.00	242,365.07	0.00	54,696.93	81.59
CONTRACTUAL SERVICES	404,650.00	104,235.05	0.00	416,484.66	84.00 (	11,918.66)	102.95
COMMODITIES	30,000.00	1,523.97	0.00	19,310.26	0.00	10,689.74	64.37
CAPITAL OUTLAY	117,500.00	30,821.10	0.00	103,878.04	0.00	13,621.96	88.41
	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OTHER COSTS/MISC.	305,000.00	75,000.00	0.00	280,000.00	0.00	25,000.00	91.80
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
BAD DEBT	0.00	0.00	0.00	0.00	0.00	0.00	0.00
OFFSET	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL NON-DEPARTMENTAL	1,154,212.00	288,867.50	0.00	1,062,038.03	84.00	92,089.97	92.02
TOTAL EXPENDITURES	1,154,212.00	288,867.50	0.00	1,062,038.03	84.00	92,089.97	92.02
** REVENUE OVER (UNDER) EXPENDITURES **	18,913.00 (	184,421.15)	0.00	199,579.11 (	84.00) (	180,582.11)	1,054.80
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)	18,913.00 (	184,421.15)	0.00	199,579.11 (	84.00) (	180,582.11)	1,054.80

CONSENT AGENDA

E. DELINQUENT ACCOUNT REPORT – OCTOBER 2019

ZONE: ALL
STAT: Disconnect, Final, Inactive
START DATES: 0/00/0000 THRU 99/99/9999
LAST BILL DATES: 0/00/0000 THRU 99/99/9999
FINAL DATES: 10/01/2019 THRU 10/31/2019

CONTRACTS: NO

ACCOUNT NO#	NAME	LAST PAY	ST	--CURRENT--	+1 MONTHS	+2 MONTHS	+3 MONTHS	+4 MONTHS	--BALANCE--
01-0119-05	LYNXWILER, CODY	9/04/2019	F		130.06	118.68			248.74

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 **** BOOK # :0001 TOTAL ACCOUNTS: 1 0.00 130.06 118.68 0.00 0.00 248.74
 =====

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 **** BOOK # :0002 TOTAL ACCOUNTS: 0 0.00 0.00 0.00 0.00 0.00 0.00
 =====

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 **** BOOK # :0004 TOTAL ACCOUNTS: 0 0.00 0.00 0.00 0.00 0.00 0.00
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 **** BOOK # :0005 TOTAL ACCOUNTS: 0 0.00 0.00 0.00 0.00 0.00 0.00
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 **** BOOK # :0006 TOTAL ACCOUNTS: 0 0.00 0.00 0.00 0.00 0.00 0.00
 =====

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 **** BOOK # :0009 TOTAL ACCOUNTS: 0 0.00 0.00 0.00 0.00 0.00 0.00
 =====

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 **** BOOK # :0011 TOTAL ACCOUNTS: 0 0.00 0.00 0.00 0.00 0.00 0.00
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 **** BOOK # :0012 TOTAL ACCOUNTS: 0 0.00 0.00 0.00 0.00 0.00 0.00
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 **** BOOK # :0013 TOTAL ACCOUNTS: 0 0.00 0.00 0.00 0.00 0.00 0.00
 =====

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 **** BOOK # :0014 TOTAL ACCOUNTS: 0 0.00 0.00 0.00 0.00 0.00 0.00
 =====

ZONE: ALL
STAT: Disconnect, Final, Inactive
START DATES: 0/00/0000 THRU 99/99/9999
LAST BILL DATES: 0/00/0000 THRU 99/99/9999
FINAL DATES: 10/01/2019 THRU 10/31/2019

CONTRACTS: NO

ACCOUNT NO#	NAME	LAST PAY	ST	--CURRENT--	+1 MONTHS	+2 MONTHS	+3 MONTHS	+4 MONTHS	--BALANCE--
**** BOOK # :0017	TOTAL ACCOUNTS:	0		0.00	0.00	0.00	0.00	0.00	0.00
**** BOOK # :0018	TOTAL ACCOUNTS:	0		0.00	0.00	0.00	0.00	0.00	0.00
**** BOOK # :0020	TOTAL ACCOUNTS:	0		0.00	0.00	0.00	0.00	0.00	0.00
REPORT TOTALS	TOTAL ACCOUNTS:	1		0.00	130.06	118.68	0.00	0.00	248.74

===== R E P O R T T O T A L S =====

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==== R E V E N U E C O D E T O T A L S =====

REVENUE CODE:	--CURRENT--	+1 MONTHS	+2 MONTHS	+3 MONTHS	+4 MONTHS	--BALANCE--
100-WATER	0.00	44.07	40.21	0.00	0.00	84.28
200-SEWER	0.00	63.80	58.21	0.00	0.00	122.01
300-PROT	0.00	0.05	0.05	0.00	0.00	0.10
600-STORMWATER UTILITY FEE	0.00	8.32	7.60	0.00	0.00	15.92
610-SOLID WASTE	0.00	8.18	7.46	0.00	0.00	15.64
850-PENALTY	0.00	5.64	5.15	0.00	0.00	10.79
TOTALS	0.00	130.06	118.68	0.00	0.00	248.74

TOTAL REVENUE CODES: 248.74
TOTAL ACCOUNT BALANCE: 248.74
DIFFERENCE: 0.00

===== R E P O R T T O T A L S =====

January 21, 2020 City Council Meeting Page 153

==== B O O K C O D E T O T A L S =====

BOOK:	--CURRENT--	+1 MONTHS	+2 MONTHS	+3 MONTHS	+4 MONTHS	--BALANCE--
01-BOOK 01	0.00	130.06	118.68	0.00	0.00	248.74
02-BOOK 02	0.00	0.00	0.00	0.00	0.00	0.00
04-BOOK 04	0.00	0.00	0.00	0.00	0.00	0.00
05-BOOK 05	0.00	0.00	0.00	0.00	0.00	0.00
06-BOOK 06	0.00	0.00	0.00	0.00	0.00	0.00
09-BOOK 09	0.00	0.00	0.00	0.00	0.00	0.00
11-BOOK 11	0.00	0.00	0.00	0.00	0.00	0.00
12-BOOK 12	0.00	0.00	0.00	0.00	0.00	0.00
13-BOOK 13	0.00	0.00	0.00	0.00	0.00	0.00
14-BOOK 14	0.00	0.00	0.00	0.00	0.00	0.00
17-VALLEY CREEK ESTATES	0.00	0.00	0.00	0.00	0.00	0.00
18-BOOK 18	0.00	0.00	0.00	0.00	0.00	0.00
20-BOOK 20	0.00	0.00	0.00	0.00	0.00	0.00
TOTALS	0.00	130.06	118.68	0.00	0.00	248.74

ERRORS: 000

SELECTION CRITERIA

REPORT OPTIONS

ZONE: * - All
ACCOUNT STATUS: DISCONNECT, FINAL, INACTIVE
CUSTOMER CLASS: ALL
COMMENT CODES: All

BALANCE SELECTION

SELECTION: ALL
RANGE: 9999999.99CR THRU 9999999.99
AGES TO TEST: ALL
INCLUDE ZERO BALANCES: Include Accts w/Revenue Code balances

DATE SELECTION

CUSTOMER DATES: YES
START DATE: 0/00/0000 THRU 99/99/9999
LAST BILL DATE: 0/00/0000 THRU 99/99/9999
FINAL DATE: 10/01/2019 THRU 10/31/2019

TRANSACTION DETAIL

PRINT TRANSACTION DETAIL: NO
OLDEST TRANSACTION DATE: 99/99/9999

PRINT OPTION

TOTALS ONLY: NO
CONTRACTS: NO
PRINT SEQUENCE: ACCOUNT NUMBER
COMMENT CODES: None
*** END OF REPORT ***

STAFF REPORTS

A. Community Development Director Shrack

B. Parks & Public Buildings Director Owings

C. Public Safety Director Newman

D. Public Works Director Eggleston

E. City Engineer Golka

F. City Attorney Arbuckle

G. Asst. City Administrator of Finance Smith

H. City Administrator Clark



Contractor's Application for Payment No. 6

To (Owner) CITY OF VALLEY CENTER PO BOX 188545 W CLAY VALLEY CENTER, KS 67147	From (Contractor) DONDLINGER & SONS CONST CO INC	Application Period 12/1/2019 - 12/31/2019
Project Valley Center WWTP Phase 3 Improvements	Contract 34-161372-000-2502	Application Date 1/2/2020
Owner's Contract Number 34-161372-000-2502	Contractor's Project Number 119021-	Engineer's Project Number 34-161372-000-2502

- Application for Payment Change Order Summary**
1. ORIGINAL CONTRACT PRICE \$2,988,180.00
 2. Net Change By Change Orders \$0.00
 3. Current Contract Price (Line 1 + 2) \$2,988,180.00
 4. TOTAL COMPLETED AND STORED TO DATE (Column F total on Progress Estimates) \$1,603,357.48
 5. Retainage :
 - a. 10.00% of Completed Work \$127,915.17
 - b. 10.00% of Stored Material \$32,420.58
 6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5) \$1,443,021.73
 7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application) \$1,123,848.97
 8. AMOUNT DUE THIS APPLICATION \$319,172.76
 9. BALANCE TO FINISH, PLUS RETAINAGE (Column G total on Progress Estimates + Line 5.c above) \$1,545,158.27

CHANGE ORDER SUMMARY	Additions	Deductions
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total Approved this Month	\$0.00	\$0.00
TOTALS	\$0.00	\$0.00
Net Changes By Change Order	\$0.00	\$0.00

Contractor's Certification
 The undersigned Contractor certifies, to the best of its knowledge, the following:
 (1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment; (2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass Owner at time of payment free and clear of all Liens, security interest, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest, or encumbrances); and (3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor Signature	Date
	01/08/2020
Resident Project Representative (RPR/OSR) Signature	
By Sarah Unruh for Glen Erickson	Date
	1/9/2020

Payment of: \$319,172.76
(Line 8 or other - attach explanation of the other amount)

is recommended by: 1/9/2020
(Engineer) (Date)

Payment of: _____
(Line 8 or other - attach explanation of the other amount)

is approved by: _____
(Owner) (Date)

Approved by: _____
Funding or Financing Entity (if applicable) (Date)

MEMO



TO: City of Valley Center
 ATTENTION: Mayor Cicirello and Members of Council
 FROM: Josh Golka, P.E.
 REFERENCE: Project Status Update

DATE: January 21, 2020
 PROJECT NO.: 35-197013-000-2502
 PROJECT: Valley Center – City Engineer
 COPIES TO: Brent Clark, Rodney Eggleston, Barry Smith

Please advise immediately of any misconceptions or omissions you believe to be contained herein.

Shown below is a list of current PEC projects with status updates:

Current Projects:

1. **Waste Water Treatment Plant Phase 3 Improvements (161372)**
 - A. Clarifier trough is done; backfill is anticipated to begin later this week if soil is dry enough. Clarifier equipment is onsite and will be painted/installed over the next few weeks.
 - B. South sludge tank is being sandblasted on interior and exterior damaged concrete is being removed. North sludge tank is back in service.
 - C. Sludge tank decant equipment has been delivered.
 - D. First UV channel was tested and commissioned, and is back in service. Work has started on the second UV channel and startup/commissioning is scheduled to occur on January 27th.

2. **Waterline Replacements (171031)**
 - A. Preconstruction meeting held on January 13th, 2020.
 - B. NTP anticipated for January 20th, 2020. Material submittals in process. Awaiting preliminary review of railroad permit before submitting.

3. **Water Tower Rehabilitation (187013-004)**
 - A. On hold until completion of waterline replacement project.

4. **Meridian from 69th Street to Railroad Paving Improvements (197013-004)**
 - A. Project kickoff meeting to be scheduled with City staff upon completion of field survey.

Miscellaneous

1. Inspection services for water and sanitary sewer improvements at Fieldcrest awaiting construction start date from the developer (197013-003).
2. Reviewed cell phone tower site plan.
3. PEC to attend WAMPO meeting on January 23rd, 2020 to discuss MTP project selection process.

Warranty Projects

1. Storm Water Improvements along Allen from Park to Meridian (197013-002) - Dondlinger & Sons Construction Co., Inc - November 13th, 2021
2. 5th Street from Fiddler's Creek to Broadway (187013-002) - Cornejo & Sons, LLC - April 5, 2021

GOVERNING BODY REPORTS

- A. Mayor Cicirello**
- B. Councilmember Stamm**
- C. Councilmember Evans**
- D. Councilmember Davis**
- E. Councilmember Anderson**
- F. Councilmember Gregory**
- G. Councilmember McGettigan**
- H. Councilmember Wilson**
- I. Councilmember Colbert**

ADJOURN