

AGENDA
CITY OF VALLEY CENTER
7:00 pm
November 7, 2006
City Hall - 121 S. Meridian

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **INVOCATION -- Ministerial Alliance MICHAEL SCOTT**
4. **PLEDGE OF ALLEGIANCE**
5. **APPROVAL OF AGENDA** p2
6. **CONSENT AGENDA** p2
 - A. Minutes
 - B. Appropriation Ordinance
 - C. Extension of the Sludge Hauling Contract
7. **CLERK'S AGENDA**
 - A. General Obligation Bond Sale p3
8. **PUBLIC FORUM** (*Citizen input and requests*)
 - A. Petitions for Prairie Lakes Internal Improvements p5
9. **COMMITTEES AND COMMISSIONS -- REPORTS**
10. **OLD BUSINESS**
11. **NEW BUSINESS**
 - A. Proposed Franchise Agreement - Kansas Gas Service p7
 - B. 2007 - 2012 Multi Year Capital Improvement Program p8
12. **STAFF REPORTS** p9
13. **GOVERNING BODY REPORTS**
14. **ADJOURN**

APPROVAL OF AGENDA

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

CONSENT AGENDA

A. Minutes: Below are the minutes from the meeting of October 17, 2006 as prepared by the City Clerk.

B. Appropriation Ordinance: Below is the proposed appropriation ordinance for November 7, 2006 as prepared by City Staff.

C. Extension of the Sludge Hauling Contract: Below is letter and copy of the current sludge hauling contract between Valley Center and the City of Wichita.

Staff suggests that the City approve the extension of the contract as proposed by the City of Wichita at the same rates and terms currently existing.

City Staff recommends motion to approve the Consent Agenda as presented.

CITY CLERK'S AGENDA

A. General Obligation Bond Sale:

Actions to be taken:

1. **Bids:** the City will receive bids on Tuesday, November 7th on the sale of \$1,615,000 of general obligation bonds to pay for the projects identified in proposed Ordinance 1134-06 (attached). *<Bids will be made available at the meeting>*

City Staff suggests motion to accept the bid of (company) for \$1,615,000 of General Obligation Bonds.

2. **Ordinance:** Below is proposed Ordinance 1134-06 Authorizing and providing for the issuance of General Obligation Bonds in the amount of \$1,615,000 to pay for the improvements identified.

City Staff suggests motion to adopt Ordinance 1134-06 Authorizing and Providing for the Issuance of \$1,615,000 of General Obligation Bonds.

3. **Resolution:** Included separately is proposed Resolution 513-06 outlining the method and procedures for the sale of the bonds.

City Staff suggests motion to adopt Resolution 513-06 prescribing the form and details of the issuance and delivery of \$1,615,000 of General Obligation Bonds.

PUBLIC FORUM

A. Petitions for Prairie Lakes Internal Improvements:

Attached are petitions received from Lusaka Development for internal improvements for Prairie Lakes Addition Phase II.

The petitions request twenty (20) year special assessments.

The Special Assessment Committee has reviewed the engineer's estimates for the project and determines the estimates do meet the requirement of conditions to request twenty (20) year specials.

The Committee Forwards the recommendation to accept the petitions from Prairie Lakes with twenty (20) year special assessment provisions.

Actions to be taken:

1. City Staff suggests motion to accept the petitions for internal improvements for Prairie Lakes Addition Phase II with twenty (20) year specials to be assessed 100% against the benefit district.
2. City Staff suggests motion to adopt Resolution 514-06 determining the advisability of the making of certain internal improvement in the City of Valley Center, Kansas; making certain findings with respect thereto; and, authorizing and providing for the making of the improvement in accordance with such findings (Water - Prairie Lakes Addition Phase 2)
3. City Staff suggests motion to adopt Resolution 514-06 determining the advisability of the making of certain internal improvement in the City of Valley Center, Kansas; making certain findings with respect thereto; and, authorizing and providing for the making of the improvement in accordance with such findings (Sewer - Prairie Lakes Addition Phase 2)
4. City Staff suggests motion to adopt Resolution 514-06 determining the advisability of the making of certain internal improvement in the City of Valley Center, Kansas; making certain findings with respect thereto; and, authorizing and providing for the making of the improvement in accordance with such findings (Street & Incidental Drainage - Prairie Lakes Addition Phase 2)
5. City Staff suggests motion to direct the Mayor and Staff to enter into contract for design of these projects with the City Engineer.

RESOLUTION NO. 514-2006

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF VALLEY CENTER, KANSAS, MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (WATER MAIN IMPROVEMENTS-PHASE 2/PRAIRIE LAKES ADDITION).

WHEREAS, a Petition was filed with the Clerk of the City of Valley Center, Kansas (the "City") proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City at large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a04(1) (the "Act"); and

WHEREAS, the governing body of the City hereby finds and determines that said Petition was signed by all of the owners of record of the area liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

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

Section 1. Findings of Advisability. The governing body hereby finds and determines that:

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

Construct water main improvements to serve Lots 24 through 42, Block A; Lots 17 through 20, Block C; and Lots 1 through 16, Block D; Prairie Lakes Addition, an addition to the City of Valley Center, Sedgwick County, Kansas, according to plans and specifications to be furnished by the City Engineer of the City of Valley Center, Kansas (the "Improvements").

(b) The estimated or probable cost of the Improvements is: \$96,000, to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of this Resolution.

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

Lots 24 through 42, Block A; Lots 17 through 20, Block C; and Lots 1 through 16, Block D; Prairie Lakes Addition, an addition to the City of Valley Center, Sedgwick County, Kansas.

(d) The method of assessment is: equally per lot (39 lots).

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

(f) The assessments to be levied against the property in the Improvement District shall be spread over 20 annual installments.

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

Section 3. Bond Authority; Reimbursement. The Act provides for the Improvements to be paid by the issuance of general obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation 1.150-2.

Section 4. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Sedgwick County, Kansas.

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ADOPTED by the governing body of the City on November 7, 2006.

(SEAL)

Mayor

ATTEST:

Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the City adopted by the governing body on November 7, 2006 as the same appears of record in my office.

DATED: November 7, 2006.

Clerk

RESOLUTION NO. 515-2006

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF VALLEY CENTER, KANSAS, MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (SANITARY SEWER IMPROVEMENTS-PHASE 2/PRAIRIE LAKES ADDITION).

WHEREAS, a Petition was filed with the Clerk of the City of Valley Center, Kansas (the "City") proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City at large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a04(1) (the "Act"); and

WHEREAS, the governing body of the City hereby finds and determines that said Petition was signed by all of the owners of record of the area liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

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

Section 1. Findings of Advisability. The governing body hereby finds and determines that:

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

Construct sanitary sewer improvements to serve Lots 24 through 42, Block A; Lots 17 through 20, Block C; and Lots 1 through 16, Block D; Prairie Lakes Addition, an addition to the City of Valley Center, Sedgwick County, Kansas, according to plans and specifications to be furnished by the City Engineer of the City of Valley Center, Kansas (the "Improvements").

(b) The estimated or probable cost of the Improvements is: \$114,000, to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of this Resolution.

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

Lots 24 through 42, Block A; Lots 17 through 20, Block C; and Lots 1 through 16, Block D; Prairie Lakes Addition, an addition to the City of Valley Center, Sedgwick County, Kansas.

(d) The method of assessment is: equally per lot (39 lots).

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

(f) The assessments to be levied against the property in the Improvement District shall be spread over 20 annual installments.

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

Section 3. Bond Authority; Reimbursement. The Act provides for the Improvements to be paid by the issuance of general obligation bonds of the City (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation 1.150-2.

Section 4. Effective Date. This Resolution shall be effective upon adoption. This Resolution shall be published one time in the official City newspaper, and shall also be filed of record in the office of the Register of Deeds of Sedgwick County, Kansas.

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(SEAL)

Mayor

ATTEST:

Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the City adopted by the governing body on November 7, 2006 as the same appears of record in my office.

DATED: November 7, 2006.

Clerk

RESOLUTION NO. 516-2006

A RESOLUTION DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY OF VALLEY CENTER, KANSAS, MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS (PAVING AND INCIDENTAL DRAINAGE IMPROVEMENTS- PHASE 2/PRAIRIE LAKES ADDITION).

WHEREAS, a Petition was filed with the Clerk of the City of Valley Center, Kansas (the "City") proposing certain internal improvements; and said Petition sets forth: (a) the general nature of the proposed improvements; (b) the estimated or probable cost of the proposed improvements; (c) the extent of the proposed improvement district to be assessed for the cost of the proposed improvements; (d) the proposed method of assessment; (e) the proposed apportionment of the cost between the improvement district and the City at large; and (f) a request that such improvements be made without notice and hearing as required by K.S.A. 12-6a04(1) (the "Act"); and

WHEREAS, the governing body of the City hereby finds and determines that said Petition was signed by all of the owners of record of the area liable for assessment for the proposed improvements, and is therefore sufficient in accordance with the provisions of the Act.

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

Section 1. Findings of Advisability. The governing body hereby finds and determines that:

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

Construct asphalt pavement and curb and gutter measuring 31 feet back to back along **Appleton Street** for the west line of Lot 30, Block B, to the west line of Lot 21, Block C, Prairie Lakes Addition; on **Stoneridge Street** from west line of lot 21, Block C, to the east line of Lot 42, Block A, Prairie Lakes Addition; drainage to be installed where necessary. All construction shall be done in accordance with the City of Valley Center, Kansas, Standards (the "Improvements").

(b) The estimated or probable cost of the Improvements is: \$575,000, to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of this Resolution.

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

Lots 24 through 42, Block A; Lots 17 through 20, Block C; and Lots 1 through 16, Block D; Prairie Lakes Addition, an addition to the City of Valley Center, Sedgwick County, Kansas.

(d) The method of assessment is: equally per lot (39 lots).

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

(f) The assessments to be levied against the property in the Improvement District shall be spread over 20 annual installments.

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

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Mayor

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Clerk

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DATED: November 7, 2006.

Clerk

COMMITTEES AND COMMISSIONS -- REPORTS

OLD BUSINESS

NEW BUSINESS

A. Proposed Franchise Agreement - Kansas Gas Service:

Attached is franchise agreement proposal from Kansas Gas Service Company.

The proposal contains new language as developed from changes to state statute and common business practices now in place.

The City's current franchise agreement is set to expire December 31, 2006.

B. 2007 - 2012 Multi Year Capital Improvement Program

STAFF REPORTS

City Clerk

Police Chief

Fire Chief

Parks & Public Properties

City Superintendent

Community Development

Code Enforcement September 2006

I responded to one hundred two calls for service for the month of September.

- ✓ Twenty-one complaints were filed for dogs running loose.
- ✓ Apprehended and impounded thirteen stray dogs.
- ✓ Owners reclaimed eight dogs.
- ✓ Three dogs were picked up by Sedgwick County Animal Control.
- ✓ Two dogs were adopted.
- ✓ One bite report was filed.
- ✓ Two cruelty complaints were filed.
- ✓ Perform kennel duties, feeding, cleaning and providing care to the animals.
- ✓ Releasing dogs from the animal shelter to their owners.
- ✓ Spoke with several dog owners regarding their dogs running loose.
- ✓ Spoke with dog owners and required them to purchase dog license.
- ✓ Disposed of fourteen dead animals.
- ✓ Six traps were set for wildlife.
- ✓ Two snakes were removed from buildings.
- ✓ Forty-nine dog licenses renewal letters were sent to dog owners.
- ✓ Addressed two complaints for political signs posted illegally.
- ✓ Minimum housing complaint mold in an apartment.
- ✓ Complaint obstructing visibility at an intersection.
- ✓ One letter was sent to a homeowner for inoperable vehicles.
- ✓ Sixteen letters were sent to homeowners for trash and debris in their yards.
- ✓ Thirty letters were sent for tall grass.

/s/ Cindy Plant

City Engineer

City Attorney

City Administrator

Train Committee

Sedgwick County Flood Plain Management Task Force

Kansas Water Pollution Control Revolving Loan Fund

GOVERNING BODY REPORTS

MAYOR McNOWN

COUNCILMEMBER BLACK

COUNCILMEMBER NORDSTEDT

COUNCILMEMBER ROBERTS

COUNCILMEMBER BLUMANHOURST

COUNCILMEMBER GILSON

COUNCILMEMBER HOUSTON

Appendix