

AGENDA

BASEHOR CITY COUNCIL

December 15, 2008

6:00 p.m.

Basehor City Hall

WORK SESSION - 6:00 p.m. Discussion of agenda items

REGULAR MEETING – 7:00 p.m.

1. Roll Call by Mayor Chris Garcia and Pledge of Allegiance

2. Consent Agenda

(Consent Agenda Items will be acted upon by one motion unless a Council Member requests an item be removed for discussion and separate action.)

- a. Approve Minutes
 1. December 1, 2008 Work Session & Regular Meeting
- b. Approve Treasurer's Report & Vendor Payments
- c. Approve investment recommendations
- d. Approve calendar of events
- e. Approve year end transfers

3. Public Hearing - Revision to 2008 Budget, Cedar Lake Maintenance Fund

4. Call to Public

Members of the public are welcome to use this time to comment about any matter relating to City business that is listed on this Agenda. The comments that are discussed under "Call to Public" may or may not be acted upon by the Council during this meeting. There is a five-minute time limit. (Please wait to be recognized by the mayor then proceed to the podium; state your name and address).

5. Scheduled Discussion Items

6. Business

- a. Consider amending the 2008 city budget, Cedar Lakes Maintenance Fund.
- b. Consider approval of a resolution setting a public hearing to consider an amendment to the Transportation Development District for the Wolf Creek Junction development.
- c. Consider approval of pay request #1 from CAS Construction LLC for the Wastewater Treatment Plant expansion in the amount of \$328,316.42.
- d. Consider changes in unit quantity prices under the WWTP contact with CAS Construction.
- e. Consider renewal of Cereal Malt Beverage License for Casey's General Stores

- f. Consider renewal of retail liquor license for Shorty's Liquor (Kathy & Jim Breuer)
- g. Consider renewal of Drinking Establishment license for Kelley's Bar & Grill (D & B Associates)
- h. Consider reimbursement payment to Leavenworth County for northbound turn lane at 158th Street and Highway 24-40, project completed in 2004.
- i. Consider approval of a request from the Holy Angels Catholic Church for a grinder pump to be installed to serve the existing church building.
- j. Consider resignation of planning commission member John Flower.
- k. Consider appointment of planning commission member Jon Gallion.
- l. Consider a change in approval or authorization authority limits for the city administrator.

7. City Administrator Report

8. Mayor's Report

9. Council Member Reports

10. Executive Session

11. Adjournment

Basehor City Council reserves the right to amend the agenda following its publication in the Basehor Sentinel newspaper. Citizens are encouraged to attend all public meetings. Updates to the agenda may be viewed at www.cityofbasehor.org

Minutes

BASEHOR CITY COUNCIL

December 1, 2008

6:00 p.m.

Basehor City Hall

Official Presiding: Mayor Chris Garcia

Council Present: Pres. Iris Dysart, Terry Hill, Roger McDowell, Keith Sifford, and Jim Washington

Council Absent: none

Staff Present: Carl Slaugh, Lloyd Martley, Mary Mogle, Gene Myracle, Patrick Reavey

Newspaper: Joshua Roberts, *Basehor Sentinel*

WORK SESSION - 6:00 p.m.

The work session was called to order at with all members present with the exception of council members Hill and McDowell. The city attorney was in attendance.

Discussion of agenda items

- a. Consider agreements and applications required for Wolf Creek Junction and Benchmark Management as part of the work for Wolf Creek Parkway and 150th Intersection project, including setting a public hearing to amend the Transportation Development District agreement.***

The city administrator reported it was necessary to revise several documents concerning the Wolf Creek Junction development. This evening the council will address an amendment to the Transportation Development District to include the 150th Street intersection improvement. *(Councilmember Hill arrived at 6:04 p.m.)* A public hearing needs to be held before changes can be made to the ordinance. The city attorney has not had an opportunity to review the agreement. The existing Economic Development Agreement allows for incremental sales tax to go toward the grocery store in the event there was a shortfall in revenue. Mr. Slaugh cautioned that the sales tax could not go to two different places. KDOT funding agreements were delivered on Wednesday and forwarded to the city attorney. Mr. Slaugh requested Council defer action until the city attorney had an opportunity to review the documents in detail. *(Councilmember McDowell arrived at 6:07 p.m.)* Councilmember Washington noted there were numerous documents that needed to be

reviewed prior to taking action and thought staff needed to “deconflict” all documents to make sure they were not in conflict with each other. Mr. McIntosh stated he could move forward on his own and then the City could “clean up the mess” at a later date. He explained the project had not changed other than modify the location of 150th Street intersection which was part of the project and took out 153rd St because that was the deal with KDOT. That money would shift from 153rd St. to 150th Street. The project would have a maximum cost of \$3.7 million as originally negotiated.

City attorney Patrick Reavey stated at the last meeting the majority of the governing body was comfortable with moving forward on the project without an analysis of Mr. McIntosh’s finances. Also Mr. McIntosh’s lawyer was not comfortable with disclosing Mr. McIntosh’s finances. At the last meeting Mr. McIntosh informed Council that if the grocery store goes “belly up” he did not have assets to cover the shortfall. Councilmember Washington stated he wanted the City’s financial advisor to go over the package and the impact on the City and its borrowing capacity and bond rating which was separate from financial disclosure. Mr. McIntosh reported his attorney, city attorney, Gilmore & Bell, and KDOT reviewed the TDD documents which cost Benchmark Management \$36,000 to have the legal documents prepared.

Councilmember Hill commented if the City did not want to move forward with this opportunity, they would end up “picking up the tab for fixing 150th Street in the future”. Councilmember Washington stated he was not opposed to the project; he just wanted to make sure all the documents were legal and everything was in order so that there were no holes in project and what the impact would be on the City’s revenues. Mr. McIntosh stated that should have been done four years ago when the development first went in.

Councilmember Washington asked the city attorney if a retail corporation could qualify for a tax rebate. Mr. Reavey stated the documents have a caveat that allowed the City to withdraw any incentive that was not allowed by Kansas law. He reported he would have the city’s bond counsel look at the documents as well. Councilmember Washington stated there was a “disconnect” between the Development Agreement and Subdivision Agreement and should be reviewed prior to moving forward.

Councilmember Hill stated the only thing the Council should address was restructuring the TDD. Councilmember McDowell noted if the city attorney and financial counsel approve the documents, the City should move forward. Councilmember Sifford said he was ready to move on once reviewed by legal counsel. President Dysart requested the TDD figures be broken down to clarify what would be paid by KDOT, TDD funds, and City participation. Mr. Slauch stated he would work with the financial advisor to prepare a breakdown. The actual funding mechanism would have to come with the KDOT loan paperwork along with an amortization schedule.

b. Consider memorandum of agreement with USD 458 concerning a temporary construction road.

The city superintendent reported the school district has requested an agreement be adopted addressing the temporary road from Parallel to the wastewater treatment plant. In the spring, the City will remove part of the road and install two gravel handicap parking spots on the school's property.

Councilmember Sifford asked about the section of the agreement that addresses removing a portion of the road. Mr. Myracle noted the north end of the project where it turns west would be removed and that would be where the two parking spots would be constructed. Mr. Slaugh noted there was some uncertainty when the road would be removed, it may be a year or two, and would be at the City's expense.

i. Consider reimbursement payment to Leavenworth County for northbound turn lane at 158th Street and Highway 24-40, project completed in 2004.

Mr. Slaugh reported he was in possession of an agreement dated June 28, 2004 between the City and Leavenworth County for fund participation in a turn lane at the intersection of County Road 2 and 24-40 Highway. During a KDOT audit, it was discovered that the project had not been closed out and Basehor owed \$79,743.98 for the completed project.

President Dysart drew attention to the last line of page 1 where it stated "The right turn lane construction will be paid out of the Pinehurst Benefit District that already had budgeted for the construction of this turn lane." and wanted to know if the staff researched to see if the City legally owed it or if Pinehurst Benefit District owed it. Mr. Slaugh stated the documents he had did not tie it to the Pinehurst Benefit District. President Dysart read from a letter from the MHS Engineering where it stated the Pinehurst Benefit District had budgeted the money for the turn lane. She referenced the minutes of June 28, 2004 stating the funds would come out of the Pinehurst Benefit District. She requested the check be extracted from the vendor list approval.

Seven minute break (6:53 p.m.)

REGULAR MEETING – 7:00 p.m.

ROLL CALL BY MAYOR CHRIS GARCIA AND PLEDGE OF ALLEGIANCE

The regular meeting was called to order at 7:00 p.m. with all members present. The city attorney was in attendance.

CONSENT AGENDA

(Consent Agenda Items will be acted upon by one motion unless a Council Member requests an item be removed for discussion and separate action.)

- a. Approve Minutes
 1. November 10, 2008 Work Session

2. November 17, 2008 Work Session & Regular Meeting
 - b. Approve Treasurer's Report & Vendor Payments
 - c. Approve investment recommendations
 - d. Approve calendar of events

A motion was made by President Dysart and seconded by Councilmember Washington to approve the Consent Agenda with exception of removing check to Leavenworth County in the amount of \$79,743.98 until resolved. A show of hands was taken with all members voting in favor with the exception of Councilmember Hill. Motion passed 4-1.

CALL TO PUBLIC

Members of the public are welcome to use this time to comment about any matter relating to City business that is listed on this Agenda. The comments that are discussed under "Call to Public" may or may not be acted upon by the Council during this meeting. There is a five-minute time limit. (Please wait to be recognized by the mayor then proceed to the podium; state your name and address).

Twila Heinen (3303 N. 154th Terr.) addressed item "a" on the Business agenda. She was under the impression the item would not be placed on the December 1 agenda and expressed her disappointment when she found out that Council had voted on the issue without it being listed on the published agenda. She still opposes the agreement and expressed concern that the taxpayers would end up paying. Mrs. Heinen noted Mr. McIntosh's financial status had not been scrutinized enough and thought the Council should make sure they would receive KDOT funding.

Mayor Garcia stated any council member may vote to add an agenda and if approved by the majority, the item was added to the agenda. The City was not giving Mr. McIntosh a road since the road would be a city road. The developer across the street did not provide financial statements even though the city administrator suggested all developments provide financial statements. Mrs. Heinen questioned why the City would give Mr. McIntosh 2 ½ acres of ground. Mayor Garcia did not understand her question. She noted KDOT did not see the necessity to straighten out 150th Street several years ago when they improved 24-40 Hwy and did not see why the City of Basehor should do so now. President Dysart stated Gilmore & Bell and Piper Jaffrary were present at previous meetings to comment on the financial position of Basehor Town Center and were confident with their financial status. She also heard rumors that Miles Excavating was going to give a right-of-way if the City constructed turn lanes and pointed out her concerns with the project.

Ed McIntosh (15395 Briar Rd) reminded Council he started with KDOT two years ago therefore this was not a new project. In order to save time, he requested Council set a special meeting date of December 18th for the hearing because he would like to have the road open when he opened the grocery store.

Councilmember Washington stated he had a conversation with the city administrator during break and was advised that the public hearing notice would be published the week of Christmas and the property owner mailing would be done December 22nd. Mr. McIntosh stated his attorney set the schedule in accordance with the City's meeting schedule. Mr. McIntosh stated he felt a special meeting would be necessary in order to clarify any questions that may be pending.

Dennis Mertz (2910 N. 155th St.) agreed with Mr. McIntosh that time was of the essence; however, the citizens need to be reassured that the project has been done in a legal manner. He questioned who would pay KDOT back if the grocery store closes and who would be liable for the 1% TDD rate of interest (ROI). Councilmember Washington stated if the loan was made to the City, the City would be liable for repayment and TDD funds would pay off the interest. Mr. Mertz did not feel it was ethical that this item was voted on at the November 17th meeting without being listed on a published agenda.

Business Item "i". Mr. Mertz asked if the payment would come out of [24-40 Hwy] Corridor Funds. Councilmember Washington noted it should have been paid from the Pinehurst Benefit District.

Councilmember Hill noted the motion he made at the last meeting to add an agenda item was not unethical and took exception to Mr. Mertz's comment. The only thing his motion did was move the item to the December 1 agenda.

Mr. Mertz stated he thought it was a responsibility to the citizens at large to be reactive not proactive because there was nothing in the packet for citizen review. Mayor Garcia stated any item can be added and has been done numerous times in the past.

Sandra Grimes (15402 Crimson) noted the Council has scrutinized the Wolf Creek item to death in past meetings. The city attorney would review the paperwork and report back at the next meeting. She felt if Mr. Mertz and Mrs. Heinen would have been present at the work session they may have understood the project more because it helped her to listen to the earlier discussion.

Bob Moore (2636 157th Street) reported he spoke with the planning director and was informed of the proper location of 150th Street would be about 150 ft. east of its current location. Mr. McIntosh explained the road would move approximately 50 ft. east of the existing barn. Mr. Moore was not in favor of giving Mr. McIntosh the 2 ½ acres. Mr. McIntosh stated KDOT gave him the corner property in lieu of 153rd Street access. Mr. Moore felt it was a good deal for the City if the road goes through where it is proposed rather than where the planning director indicated.

Twila Heinen commented she was in favor of the grocery store and felt the City should do more scrutinizing of the financial records just in case there was a foreclosure.

Closed public portion of meeting.

SCHEDULED DISCUSSION ITEMS***a. Payment processing for Wastewater Treatment Plant and other similar projects.***

Mr. Slaugh put this item on the agenda to make sure the Council was okay with processing payments for the wastewater treatment plant and other projects. He explained how the Basehor Town Center and wastewater treatment plant would work.

Councilmember Washington thought the Basehor Town Center processing was adequate and suggested formally approving change orders in excess of \$10,000 on the wastewater treatment plant project; otherwise the city administrator would have the authority to approve change orders less than \$10,000. Mr. Slaugh asked that Council formally vote if they wish to increase the amount and noted he would add the item to a future agenda.

BUSINESS***a. Consider agreements and applications required for Wolf Creek Junction and Benchmark Management as part of the work for Wolf Creek Parkway and 150th Intersection project, including setting a public hearing to amend the Transportation Development District agreement.***

A motion was made by Councilmember Washington and seconded by President Dysart to table action until the December 15th meeting pending the city attorney's review with the objective that a public hearing date of January 5th be set if enacted on the 15th of December. A show of hands was taken with all members voting in favor. Motion passed 5-0.

b. Consider memorandum of agreement with USD 458 concerning a temporary construction road.

A motion was made by Councilmember Washington and seconded by Councilmember Sifford to approve the memorandum of agreement with USD #458 concerning a temporary construction road. A show of hands was taken with all members voting in favor. Motion passed 5-0.

c. Consider a resolution setting a public hearing date for the proposed annexation of the Cedar Lake Estates subdivision.

Mr. Reavey noted there was another resolution that should be addressed prior to taking action on this resolution. The resolution adopts the annexation service plan and immortalizes Council's authority to move forward on setting a public hearing.

A motion was made by Councilmember Washington and seconded by Councilmember Hill to amend the agenda placing agenda item "c-1" resolution accepting the service plan report move agenda item "c" to "c-2" to consider the resolution as written. A show of hands was taken with all members voting in favor. Motion passed 5-0.

C-1 A motion was made by Councilmember Washington and seconded by Councilmember Sifford to approve the resolution adopting the Cedar Lake Estates annexation service plan as presented. A show of hands was taken with all members voting in favor. Motion passed 5-0.

RES. 2008-15 A RESOLUTION OF THE CITY OF BASEHOR, KANSAS, APPROVING PLAN FOR EXTENSION OF SERVICES FOR ANNEXATION OF CEDAR LAKE ESTATES SUBDIVISION

C-2 A motion was made by Councilmember Sifford and seconded by Councilmember Hill to approve the resolution setting the public hearing date of February 9, 2009 to consider annexation of Cedar Lake Estates subdivision. A show of hands was taken with all members voting in favor. Motion passed 5-0.

RES. 2008-16 A RESOLUTION OF THE CITY OF BASEHOR, KANSAS REGARDING A PUBLIC HEARING TO CONSIDER ANNEXATION OF THE CEDAR LAKE ESTATES SUBDIVISION.

d. Consider resolution requiring repair or demolition of the structure at 2805 N. 155th.

Jeral Cooper (19701 178th St.) commended the governing body for all the work they do for the City of Basehor. He suggested at the present time he has no definite plans or decisions for his property at 2805 N. 155th St. He would like to wait and see what transpires along the 24-40 Corridor and the east and south of his property so he could make an intelligent decision of what to do with the property. In the meantime, he would like to use the house for storage. Possibly in the spring he may wish to build a commercial building or community center.

Mr. Reavey noted he assisted the building inspector with preparation of the resolution. The owner challenged the city's assessment that the structure was unsafe. Based on Mr. Cooper's earlier comments, the City hired a structural engineer that deemed the property as an unsafe structure. The resolution allowed Mr. Cooper 30 days to submit plans to make the structure safe and apply for building permit. At that point he would have 180 days to commence repairs or the City would proceed with removing the structure. If the City removes the structure, Mr. Cooper would have 30 days to pay the bill or the costs would be placed on Mr. Cooper's property taxes. If Mr. Cooper decided not to submit plans, he would have until December 31 to remove the structure.

Mayor Garcia reported the City has dealt with this issue for well over a year and did not feel the City should grant any further extensions since Mr. Cooper had been given ample time to comply and chose to do nothing.

Councilmember Hill asked if the building permit needed to address all the deficiencies of the building. Mr. Reavey said Mr. Cooper would have to fix all deficiencies and would be fine to insert in a separate document if Council preferred.

Mr. Cooper reported the home was 122-123 years old and could have some problems; however, he had four structural licensed engineers look at it and felt the home would stand longer than most. He commented some things have been done to the structure to weaken it; however, it was his opinion that they could be fixed. No one was living in the home and did not understand why it should be removed.

Mr. Reavey reported the engineer's report noted the structure could collapse under a heavy snow or wind.

Mayor Garcia reiterated nothing has been done to date and the City should move forward.

Councilmember Hill asked that the resolution be amended to include in Section a "...Resolutions *for improvements to make the premises safe...*".

Councilmember Sifford noted in the conclusion portion of the engineer's report it indicates the structure should be rebuilt from ground up. Mr. Reavey noted the owner has been given ample time to make the structure safe and it was the City's job to make the structure was safe for habitation.

A motion was made by Councilmember Washington and seconded by Councilmember Sifford to approve the resolution with the revisions as stated. A show of hands was taken with all members voting in favor. Motion passed 5-0.

e. Consider renewal of Cereal Malt Beverage License for Casey's General Stores

f. Consider renewal of retail liquor license for Shorty's Liquor (Kathy & Jim Breuer)

*g. Consider renewal of Drinking Establishment license for Kelley's Bar & Grill
(D & B Associates)*

Mr. Slaugh reported inspections were made by the building inspector and fire department inspector. The business owners have been notified and given two weeks to resolve issues.

A motion was made by Councilmember Washington and seconded by Councilmember Sifford to table Business Item "e", "f", and "g" to December 15th. A show of hands was taken with all members voting in favor. Motion passed 5-0.

h. Consider ordinance setting guidelines for utility easements.

Mr. Reavey reported he researched this item and it was his conclusion the City would need to have excavation into the public right-of-way, particularly with the statues concerning telecommunications. Cities have very little authority exempting utility companies from using city streets and right-of-way for use of their equipment. The only hook is public right-of-way. He prepared an ordinance which would amend ordinance 477, the city superintendent can impose a requirement for notification.

A motion was made by Councilmember Sifford and seconded by Councilmember Hill to approve the ordinance as presented. A show of hands was taken with all members voting in favor. Motion passed 5-0.

i. Consider reimbursement payment to Leavenworth County for northbound turn lane at 158th Street and Highway 24-40, project completed in 2004.

A motion was made by Councilmember Washington and seconded by Councilmember McDowell to table action until December 15th. A show of hands was taken with all members voting in favor. Motion passed 5-0.

j. Set budget hearing date for amendment of the Cedar Lakes Maintenance Fund.

Mr. Myracle explained due to the age of the grinder pumps, he fears there would be more pumps fail in the near future. The fund has been increased by \$2,000 to cover expenses through the end of the year.

President Dysart asked the age of the pumps. Mr. Myracle stated most pumps are approximately 10-12 years old.

A motion was made by Councilmember Sifford and seconded by President Dysart to approve the amendment setting the public hearing on December 15 at 7:00 p.m. A show of hands was taken with all members voting in favor. Motion passed 5-0.

k. Consider employee wage and COLA increase for 2009

Councilmember Washington reminded council of discussion on August 2007 where the Council approved a pay plan and adjust the matrix on a bi-annual basis. He would like to know what the budget was at the end of the year prior to taking action on increases. The City also absorbed a 27% medical insurance increase in July. He felt the only level the City was not competitive was within the police department and would like to see the full 5% go toward the police officer in an effort to maintain good officers. Mayor Garcia stated if that was the case, adjustments should not take place until year 2010 for all employees.

Mr. Slaugh showed a spreadsheet that looks at the minimum and maximum of jobs from other cities. He noted the spreadsheet does not take into consideration the longevity of an employee and their specific duties. He pointed out city of Springhill had a wage study performed and compared it to Basehor's current wages and positions. The city treasurer also listed the four neighboring cities, Eudora, DeSoto, Tonganoxie, and Lansing.

Councilmember Hill noted as he recalled the city set a two-year span so that staff did not spend time collecting data and comparing wages. Mr. Slaugh reported Council approved using the Kansas City COLA information. Councilmember Sifford stated he thought at budget time, the Council did address a matrix by including 5% into the budget. He did

not support granting the police department an increase without including the other employees that needed to be adjusted. Mr. Slaugh explained the City could approve the 5% increase across the board and review the other positions after the first of the year.

Councilmember McDowell asked if the police department should be considered for a higher increase. Councilmember Washington asked Chief Martley how many police officers they have lost over the last year. Chief Martley noted he lost five employees last year.

Chief Martley said he agreed that 5% was fair across the board and that step increases have helped. He would like to see the police clerk increased because she was grossly underpaid for the position. Some cities are giving a \$1,500 bonus for certified officers. Council member's Washington and Hill felt that was a doable benefit.

Mayor Garcia stated he was thankful the Council has adopted a wage plan and should keep on track. He also supported a 5% increase and recommended a review of the other positions after the first of the year.

Mr. Slaugh clarified that the employees receive 5% and raise police clerk to \$12.00/hr.

A motion was made by Councilmember Hill and seconded by Councilmember Sifford to approve the 2009 wage increase as presented. President Dysart stated the city administrator should be removed since he was a contract employee. A show of hands was taken with all members voting in favor with the exception of council member's Dysart and Washington. Motion passed 3-2.

CITY ADMINISTRATOR REPORT

- 12/05/08 - LCDC annual meeting at St. Mary College.
- 12/06/08 - City Holiday Appreciation Party at VFW Hall
- 12/09/08 - Legislative Breakfast at Lansing Community Center
- 12/12/08 - LCDC VIP Dinner at Carnegie Center
- Update Revenue & Expenditures – The city treasurer provided Council with a revenue and expenditure report. Overall the General Fund revenues were setting at 91%. No funds exceeded expenditures amounts. Sales tax revenue was up 3.9% from 2007 to 2008.
- Industrial Site Selection - Mr. Slaugh reported he was waiting on a decision from the Port Authority and considering an engineering site analysis. Once they decide on a site, they would come back to city with a review.

MAYOR'S REPORT

Mayor Garcia wished everyone a belated Happy Thanksgiving and reminded citizens that he has an open door policy if they wish to talk to him regarding City issues. He noted he does not respond to emails but welcomes telephone calls or visits. His next Mayor's Forum would be held on December 18th.

COUNCIL MEMBER REPORTS

None

EXECUTIVE SESSION

None

ADJOURNMENT

A motion was made by Councilmember McDowell and seconded by President Dysart to adjourn the December 1, 2008 regular meeting. A show of hands was taken with all members voting in favor. Motion passed 5-0. (8:47 p.m.)

Submitted for Council approval with/without corrections or additions this 15th day of December, 2008.

Chris Garcia, Mayor

Attest:

Mary A. Mogle, CMC, City Clerk

CHECK REGISTER REPORT

AS OF 12/09/08

Date: 12/09/2008

Time: 1:00pm

Page: 1

City Of Basehor

BANK: First State Bank

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
16047	12/09/2008	Printed	ADVANCE PE	ADVANCE PEST CONTROL	PEST CONTROL CITY HALL	154.55
16048	12/09/2008	Printed	AT&T	AT&T	PHONE SERVICES LIFT STATION	33.16
16049	12/09/2008	Printed	ATMOS ENER	ATMOS ENERGY	UTILITIES - GAS	478.49
16050	12/09/2008	Printed	BASEHOR AW	BASEHOR AWARDS & TROPHIES	2008 EMPL OF THE YEAR PLAQUE	32.45
16051	12/09/2008	Printed	BEONAUGH	MANDY BEONAUGH	FINES REFUND CITATION 9479	0.50
16052	12/09/2008	Printed	BRANDT TRK	BRANDT TRUCKING	HAULING ROCK-WWTF ACCESS ROAD	5,480.64
16053	12/09/2008	Printed	BURNS & MC	BURNS & MCDONNELL	PROFESSIONAL SERVICES WWTP	15,855.00
16054	12/09/2008	Printed	CARTER WAT	CARTER WATERS CORPORATION	1 TON ASPHALT COLD PATCH	88.50
16055	12/09/2008	Printed	CAS CONSTR	CAS CONSTRUCTION LLC	WWTP EXPANSION & UPGRADE	328,316.42
16056	12/09/2008	Printed	CASEYS	CASEY'S GENERAL STORES	GAS CITY VEHICLES - NOV 2008	1,694.71
16057	12/09/2008	Printed	CINTAS	CINTAS	WEEKLY SERVICES AT WWTF	60.00
16058	12/09/2008	Printed	BASEHOR CI	CITY OF BASEHOR	SEWER/SOLID WASTE SERVICES	104.91
16059	12/09/2008	Printed	CMI	CMI, INC.	250 MOUTHPIECES-BREATH TESTS	59.30
16060	12/09/2008	Printed	CONS WATER	CONS RURAL WATER DISTRICT #1	WATER SERVICES	51,547.25
16061	12/09/2008	Printed	DATAMAX	DATAMAX	LEASE RENTALS/EXCESS COPIES	498.72
16062	12/09/2008	Printed	EFTPS	EFTPS	FIT/SS/MEDI WITHHOLDING PYMT	10,047.37
16063	12/09/2008	Printed	ESPINOZA/J	JULIAN ESPINOZA	INTERPRETER SERVICES 11/18/08	50.00
16064	12/09/2008	Printed	FELDMANS	FELDMANS	3 PAIRS WORK PANTS-M.LEE	87.27
16066	12/09/2008	Printed	FIRST STAT	FIRST STATE BANK AND TRUST	SAFE DEPOSIT BOX RENTALS	90.00
16067	12/09/2008	Printed	GALLS INCO	GALLS INCORPORATED	HOBBLE RESTRAINT	255.62
16068	12/09/2008	Printed	GRIFFIN/WI	WILLIAM GRIFFIN	BANKRUPTCY WITHHOLDING PYMT	200.00
16069	12/09/2008	Printed	H E MILLER	H E MILLER & SONS CONSTRUCTION	GRADING NEW WWTF ACESS ROAD	6,235.00
16070	12/09/2008	Printed	HEART OF A	HEART OF AMERICA CHAPTER, ICC	MEMBER DUES MARK LEE 2009	25.00
16071	12/09/2008	Printed	HEART TOW	HEARTLAND TOW INC	VEHICLE MAINTENANCE/REPAIR/TOW	481.80
16072	12/09/2008	Printed	JADE ALARM	JADE ALARM COMPANY	ALARM SERVICES CITY HALL/WTF	134.70
16073	12/09/2008	Printed	JCI	JCI	3 MISSION COMMUNICATION DEVICE	6,345.60
16074	12/09/2008	Printed	JOCO ENVIR	JOHNSON COUNTY ENVIRONMENTAL	SAMPLE TESTING 11/20/08	166.25
16075	12/09/2008	Printed	KBI LAB	KANSAS BUREAU OF INVESTIGATION	COSTS LABORATORY FEES	800.00
16076	12/09/2008	Printed	KS DOR WTH	KANSAS DEPARTMENT OF REVENUE	KS STATE WITHHOLDING PYMT	1,535.00
16077	12/09/2008	Printed	KANSAS PAY	KANSAS PAYMENT CENTER	CHILD SUPPORT WITHHOLDING PYMT	379.50
16078	12/09/2008	Printed	KS TREASUR	KANSAS STATE TREASURER	STATE MANDATED COURT FEES COLL	869.50
16079	12/09/2008	Printed	KPF EFT	KPF EFT PROGRAM	KPF RETIREMENT WITHHOLDING PYM	3,454.18
16080	12/09/2008	Printed	LCDC	LCDC	ANNUAL MEETING REGISTRATIONS	60.00
16081	12/09/2008	Printed	LEAGUE KM	LEAGUE OF KS MUNICIPALITIES	MLS PROGRAMS-ETHICS C. SLAUGH	75.00
16082	12/09/2008	Printed	LEAV COOP	LEAVENWORTH COUNTY CO-OP	230 GALLONS OF DIESEL FUEL	561.10
16083	12/09/2008	Printed	LEAV TIMES	LEAVENWORTH TIMES	1 YEAR SUBSCRIPTION NEWSPAPER	121.51
16084	12/09/2008	Printed	LOI TECH	LOI TECHNOLOGY	COMPUTER/ANTI-VIRUS/IT WORK	1,621.41
16085	12/09/2008	Printed	MALETA	RICHARD & JANICE MALETA	TEMP CONST/DEED DEDICATION	2,035.66
16086	12/09/2008	Printed	MCAFFEE HEN	MCAFFEE HENDERSON SOLUTIONS	ENGINEERING SERVICES	7,745.00
16087	12/09/2008	Printed	MICROFLEX	MICROFLEX	4 CASES RUBBER GLOVES WWTF	349.60
16088	12/09/2008	Printed	MOGENSON	MICHAEL S. MOGENSON	PROSECUTING ATTORNEY	400.00
16089	12/09/2008	Printed	NAT SIGN	NATIONAL SIGN COMPANY INC	6-18' STOP & SLOW SIGNS PWD	260.70
16090	12/09/2008	Printed	OREILLYSPR	O'REILLY AUTO PARTS	SPARK PLUGS/MAINTENANCE ITEMS	108.90
16091	12/09/2008	Printed	OLIVER	JAMES & KATHY OLIVER	TEMP CONST EASEMENT/DEED	556.03
16092	12/09/2008	Printed	OMBPOLLENE	OMB POLICE SUPPLY, INC	UNIFORM CLOTHING-OFFICERS	969.38
16093	12/09/2008	Printed	OMNI-SITE	OMNI-SITE.NET	MONTHLY WIRELESS LIFT STATIONS	150.00
16094	12/09/2008	Printed	PITNEY BOW	PITNEY BOWES	POSTAGE BY PHONE REFILL	200.00
16095	12/09/2008	Printed	PONZER	PONZER-YOUNGQUIST PA	REVIEW-TOWN CENTER ELEMENTARY	67.50
16096	12/09/2008	Printed	PRAY	WILLIAM E. PRAY	MUNICIPAL JUDGE SERVICES	250.00
16097	12/09/2008	Printed	QUILL	QUILL	OFFICE SUPPLIES - BINDERS/PAPE	502.81
16098	12/09/2008	Printed	SELECT IMA	SELECT IMAGING	FILEBOUND HOSTING	300.00
16099	12/09/2008	Printed	SLAUGH	CARL SLAUGH	TOLL REIMBURSEMENT-KACM CONFER	9.25
16100	12/09/2008	Printed	STRICK & C	STRICK & COMPANY	LUMP SUM SURVEY FEE-PINEHURST	2,000.00
16101	12/09/2008	Printed	SUNFLOWER	SUNFLOWER BROADBAND	PHONE/CABLE/INTERNET SERVICES	567.93
16102	12/09/2008	Printed	SUNFLOW EM	SUNFLOWER EMBROIDERY	EMBROIDERY SHIRTS-PLANNING COM	70.50
16103	12/09/2008	Printed	VAZCOM	VAZCOM	NEXTEL CASES/CHARGES PWD	339.88
16104	12/09/2008	Printed	VISA	VISA	DESK CHAIRS/INTOXIMETERS/TRAIN	1,370.01
16105	12/09/2008	Printed	WESTAR GRP	WESTAR ENERGY	STREET LIGHTS	3,474.47
16106	12/09/2008	Printed	WESTLAND C	WESTLAND CONSTRUCTION	FENCE REPLACEMENT SWR REHAB PR	2,400.00

Total Checks: 59 Bank Total: 462,128.03

Total Checks: 59 Grand Total: 462,128.03

REVENUE/EXPENDITURE REPORT
AS OF 12/09/08

For the Period: 1/1/2008 to 12/31/2008	Original Bud.	Amended Bud.	YTD Actual	CURR MTH
Fund: 01 - GENERAL FUND				
Revenues	2,467,360.00	2,467,360.00	1,742,258.42	3,232.00
Expenditures	2,178,959.00	2,178,959.00	1,628,266.58	70,848.08
Net Effect for GENERAL FUND	288,401.00	288,401.00	113,991.84	-67,616.08
Fund: 04 - SPECIAL PARK & RECREATION FUND				
Revenues	35,348.00	35,348.00	25,124.34	0.00
Expenditures	19,500.00	19,500.00	4,610.32	0.00
Net Effect for SPECIAL PARK & RECREATION FUND	15,848.00	15,848.00	20,514.02	0.00
Fund: 05 - SEWER FUND				
Revenues	5,851,539.00	5,851,539.00	829,715.11	0.00
Expenditures	5,715,259.00	5,715,259.00	1,622,584.08	370,105.69
Net Effect for SEWER FUND	136,280.00	136,280.00	-792,868.97	-370,105.69
Fund: 07 - CEDAR LAKES MAINTENANCE				
Revenues	14,119.00	14,119.00	11,283.94	0.00
Expenditures	10,500.00	10,500.00	11,321.30	0.00
Net Effect for CEDAR LAKES MAINTENANCE	3,619.00	3,619.00	-37.36	0.00
Fund: 08 - BOND & INTEREST FUND				
Revenues	890,969.00	890,969.00	1,050,342.32	0.00
Expenditures	1,011,084.00	1,011,084.00	1,010,963.97	0.00
Net Effect for BOND & INTEREST FUND	-120,115.00	-120,115.00	39,378.35	0.00
Fund: 09 - SOLID WASTE FUND				
Revenues	162,744.00	162,744.00	149,545.81	0.00
Expenditures	162,182.00	162,182.00	126,845.85	715.55
Net Effect for SOLID WASTE FUND	562.00	562.00	22,699.96	-715.55
Fund: 10 - CONSOLIDATED HIGHWAY FUND				
Revenues	787,548.00	787,548.00	473,386.46	0.00
Expenditures	588,700.00	588,700.00	401,748.87	5,880.19
Net Effect for CONSOLIDATED HIGHWAY FUND	198,848.00	198,848.00	71,637.59	-5,880.19
Fund: 11 - MUNICIPAL EQUIP RESERVE FUND				
Revenues	218,247.00	218,247.00	3,152.14	0.00
Expenditures	225,000.00	225,000.00	65,357.57	0.00
Net Effect for MUNICIPAL EQUIP RESERVE FUND	-6,753.00	-6,753.00	-62,205.43	0.00
Fund: 12 - CAPITAL IMPROVEMENT FUND				
Revenues	388,976.00	388,976.00	274,577.81	0.00
Expenditures	375,000.00	375,000.00	0.00	0.00
Net Effect for CAPITAL IMPROVEMENT FUND	13,976.00	13,976.00	274,577.81	0.00
Fund: 18 - BASEHOR TOWN CENTER PROJECT				
Revenues	0.00	0.00	3,781,391.48	0.00
Expenditures	0.00	0.00	363,357.40	51,425.70
Net Effect for BASEHOR TOWN CENTER PROJECT	0.00	0.00	3,418,034.08	-51,425.70

BALANCE SHEET

AS OF 12/09/08

Page: 1

12/9/2008

1:50 pm

City Of Basehor

As of: 12/31/2008

Balances

Fund: 13 - SUMMATION OF ALL FUNDS

Assets

001 FSB CHECKING ACCOUNT	48,926.32
002 FSB MONEY MARKET ACCOUNT	2,555,986.87
005 BASEHOR TOWN CENTER ACCOUNT	1,469,459.78
006 BASEHOR TOWN CENTER 90 DAY CD	1,000,000.00
007 BASEHOR TOWN CENTER 180 DAY CD	1,000,000.00
016 103-3 OVERNIGHT ACCT MIP	86,248.58
031 418000021 COMMERCE 2.8% 012009	800,000.00
045 0103-04 MIP 1.37% 021009	1,400,000.00

Total Assets

8,360,621.55

Liabilities

214 SEWER FUND MONTHLY BALANCE	44,779.61
215 SOLID WASTE MONTHLY BALANCE	87,818.59
216 GENERAL FUND MONTHLY BALANCE	1,438,467.21
218 MUNICIPAL EQUIP FUND MO BAL	140,868.73
219 CAPITAL IMPROVE FUND MO BAL	988,238.64
220 SPECIAL PARK & REC FUND MO BAL	143,174.17
221 CONS HIGHWAY FUND MONTHLY BAL	1,929,780.39
226 BOND & INTEREST MONTHLY BAL	106,103.90
230 TOWN CENTER PROJECT MO BALANCE	3,417,905.08
300 CL MAINTENANCE MONTLY BALANCE	63,485.23

Total Liabilities

8,360,621.55

Total Liabilities & Balances

8,360,621.55

Memo

To: Mayor and City Council
From: Susan Adams
CC: City Administrator, City Clerk
Date: 12/10/2008
Re: End of Year Fund Transfers

1. Recommend the following fund transfers be made as part of the 2008 Year End Close Out:

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT:</u>
General Fund	Consolidated Highway Fund	\$200,000
General Fund	Capital Improvement Fund	\$200,000
General Fund	Municipal Equip Reserve Fund	\$215,000
General Fund	Sewer Fund	\$100,000
Solid Waste	General Fund	\$ 20,000

2. The following information is provided.

- a) The City is authorized under KSA 12-1, 118 & 119 to transfer funds from the General Fund to be used for capital improvements projects. Such projects include, but are not limited to, streets, sidewalks, storm sewers, and buildings.
- b) City ordinance requires that sufficient funds be maintained in the Municipal Equipment Reserve Fund to fund all purchases for the following fiscal year and maintain a reserve. The transfer would be able to fund purchases and maintain the reserve balance in the Municipal Equipment Reserve Fund.
- c) Transfer from General Fund to Sewer Fund for the capital improvement projects.
- d) Sufficient money is available in the General Fund to support the transfers of \$715,000. Transferring this amount will not cause the overall General Fund budget to be exceeded.
- e) Sufficient money is available in the Solid Waste Fund to support the budgeted transfer to the General Fund for 2008.

**City of Basehor
December 2008 Monthly Calendar of Events**

Date	Time	Event	Location
1	6:00 p.m.	City Council Work Session & Meeting	City Hall Meeting Room
2	6:30 p.m.	Planning Commission Work Session and Meeting	City Hall Meeting Room
3	8:00 a.m.	Chamber of Commerce Board Mtg	First State Bank & Trust
6	6:00 p.m.	Basehor Holiday Party	VFW Hall
8	6:00 p.m.	City Council Work Session	City Hall Meeting Room
9	7:30 a.m. 1:00 p.m.	Legislative Breakfast Municipal Court	Lansing Community Center City Hall Meeting Room
10	4:00 p.m.	Park Advisory Board Meeting	City Hall Meeting Room
11	11:30 a.m.	LCDC Board Meeting	LCDC Office
	Noon	Chamber Membership Meeting	Reece Nichols Office
12	11:30 a.m.	LCDC Annual Meeting	Carnegie Hall, St. Mary College
15	6:00 p.m.	City Council Work Session & Meeting	City Hall Meeting Room
23	3:00 p.m.	LCDC Infrastructure Meeting	LCDC Office (canceled due to holiday)
25		<i>Christmas Day</i>	<i>City Hall Closed</i>
26		<i>City Hall Closed for Holiday</i>	<i>City Hall Closed</i>
31?	11:45 a.m.	Port Authority Meeting	Heritage Center, 109 Delaware (canceled due to holiday)

Next Meetings:

- January 5, 2009 Work Session & Regular Meeting
- January 12, 2009 Work Session
- January 19, 2009 Work Session & Regular Meeting

Memo

To: Mayor and City Council
From: Susan Adams
CC: City Administrator, City Clerk
Date: 11/24/2008
Re: 2008 Budget Amendments

Recommend the following amendments to the expenditures in the Cedar Lakes Maintenance Fund within the 2008 budget:

<u>FUND:</u>	<u>2008 Adopted Budget:</u>	<u>Proposed Amendment:</u>
Cedar Lakes Maintenance	\$10,500	\$13,321

The following information is provided:

- a) The expenditures for the Cedar Lakes Maintenance Fund exceed the 2008 Adopted Budget due to grinder pump repair. As of 11/24/08 the year to date expenditure was \$11,321 with the expectation that there will be a few more bills to be submitted prior year end 2008.

**Notice of Budget Hearing for Amending the
2008 Budget**

The governing body of
City of Basehor
will meet on the 15 day of December, 2008, at 7:00 p.m. at Basehor City Hall for the purpose of
hearing and answering objections of taxpayers relating to the proposed amended use of funds.

Detailed budget information is available at
and will be available at this hearing.

Summary of Amendments

Fund	2008 Adopted Budget			2008 Proposed Amended Expenditures
	Actual Tax Rate	Amount of Tax that was Levied	Expenditures	
Cedar Lakes Maintenance			10,500	13,321
0			0	0
0			0	0
0			0	0
0			0	0
0			0	0

Signature

2008

**Amended
Certificate**

To the Clerk of Leavenworth, State of Kansas
We, the undersigned, duly elected, qualified, and acting officers of
City of Basehor
certify that: (1) the hearing mentioned in the attached publication was held;(2) after the Budget Hearing this Budget was duly approved and adopted as the maximum expenditure for the various funds for the year.

		2008 Amended Budget		
Table of Contents:		Page No.	Amount of 2007 Tax that was Levied	Proposed Amended 2008 Expenditures
Fund	K.S.A.			
Cedar Lakes Maintenance		0		13,321
0		0		0
0		0		0
0		0		0
0		0		0
0		0		0
Totals		xxxxxxx	0	13,321
Summary of Amendments		0		

Attested date: _____

County Clerk

Assisted by: _____

Address: _____

Mayor Chirs Garcia

Iris Dysart

Terry L. Hill

Roger A. McDowell

R. Keith Sifford

James P. Washington

Governing Body

State Use Only
Received _____
Reviewed by _____
Follow-up: Yes _____ No _____

City of Basehor

2008

Adopted Budget

Cedar Lakes Maintenance	2008 Adopted Budget	2008 Proposed Budget
Unencumbered Cash Balance January 1	55,512	55,512
Receipts:		
Ad Valorem Tax	0	0
Delinquent Tax	0	0
Motor Vehicle Tax	0	0
Recreational Vehicle Tax	0	0
Maintenance Fees	12,600	12,600
Interest on Idle Funds	1,519	1,519
Total Receipts	14,119	14,119
Resources Available:	69,631	69,631
Expenditures:		
Misc Contractual Services	10,500	13,321
Total Expenditures	10,500	13,321
Unencumbered Cash Balance December 31	59,131	56,310

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider approval of a resolution setting a public hearing to consider an amendment to the Transportation Development District for the Wolf Creek Junction development.

Department: Administration

Background/Description of Item:

The city council on Nov. 17 made a decision to group two street projects together and apply for a KDOT transportation loan, contingent on an amendment to the Transportation Development District (TDD) agreement. The Wolf Creek Parkway project was estimated in 2007 at \$1.5 million. The preliminary estimate for the 150th Intersection project is \$1.5 million for a combined total of \$3.0 million. The \$500,000 originally committed by KDOT to the City of Basehor for Wolfcreek Parkway will be applied towards the project.

The Cooperative Agreement provided terms for use of the \$325,000 for purchase of the triangle piece of property plus preliminary design of the project. A draft agreement was also presented at the Oct. 20 city council meeting between KDOT and the City of Basehor wherein KDOT agrees to provide the \$325,000 funding to the City of Basehor.

The TDD agreement, authorized by Ord. 511 on Feb. 22, 2007, provides for amendments under section 13. Ord. 511, Section 1, para. g, provides for the incremental increase in sales tax revenue to go towards a grant to keep the store profitable for the first five years, should the annual retail sales drop below \$12.0 million.

Using the TDD funding for the 150th Intersection project may also impact projected available funding for other improvements that are part of the development agreement. An updated list of project expenses is being prepared.

Bond counsel, Gary Anderson, advised separating the financial details from the proposed TDD amendment. An appointment has been set to get an opinion from Greg Vahrenberg, Piper Jaffray, regarding the proposed projects and the financial impact on the city.

Funding Source: Transportation, TDD and Corridor Management Funds

Recommendation: Approve Resolution 2008-__ setting a public hearing for January 5, 2009 to consider the proposed amendment to the TDD.

Prepared by: Carl E. Slaugh, City Administrator

Council Date: December 15, 2008

Resolution 2008-__

RESOLUTION STATING THE INTENT OF THE CITY COUNCIL OF THE CITY OF BASEHOR, KANSAS TO CONSIDER AN AMENDMENT TO THE WOLF CREEK JUNCTION TRANSPORTATION DEVELOPMENT DISTRICT PETITION AND PROVIDING NOTICE OF A PUBLIC HEARING REGARDING THE AMENDMENT ALL PURSUANT TO K.S.A. 12-17,144

WHEREAS, pursuant to K.S.A. 12-17,140 et seq., as amended (the "Act") and the passage of its Ordinance 497, the City of Basehor, Kansas ("City") authorized the creation of the Wolf Creek Junction Transportation Development District ("District") and authorized certain project improvements to be constructed with a maximum cost to be financed with a District sales tax to be levied within the boundaries of the District; and

WHEREAS, the City has received a petition proposing a modification to this previously created District in order to clarify the scope of the approved project improvements to be financed by the District, and the governing body of the City hereby expresses its intent to hold a public hearing on the filed amendment all in accordance with the Act.

THEREFORE, be it resolved by the governing body of the City of Basehor, Kansas, as follows:

1. Public Hearing to consider the filed petition amending the Wolf Creek Junction Transportation Development District to clarify the scope of the approved project improvements shall be held on January 5, 2009, at 7:00 p.m., Central Daylight Time at City Hall, 2620 N. 155th Street, Basehor, Kansas.

2. The Notice of the Public Hearing attached hereto as Exhibit A shall be published at least once each week for two consecutive weeks in the newspaper and shall be sent by certified to all owners of real property within the boundaries of the proposed District. The second notice shall be published at least 7 days prior to the date of the hearing and the certified mail notice shall be sent at least 10 days prior to the date of the hearing all pursuant to K.S.A. 12-17,144.

3. The Act authorizes the issuance by the City of bonds to finance all or a portion of the costs of the transportation improvements. Said bonds in the maximum amount of \$3,773,868, plus costs of issuance and the costs of interest on any temporary financing and associated reserves may be issued to reimburse expenditures made on or after the date which is 60 days before the date of passage of this Resolution, pursuant to Treasury Regulation §1.150-2.

ADOPTED BY the City Council of the City of Basehor, Kansas on _____.

By: _____
Mayor

ATTEST:

City Clerk
{31434 / 63393; 216672.}

EXHIBIT A**NOTICE OF PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE EXISTING WOLF CREEK JUNCTION TRANSPORTATION DEVELOPMENT DISTRICT TO CLARIFY THE SCOPE OF THE APPROVED PROJECT IMPROVEMENTS ALL PURSUANT TO K.S.A. 12-17,144**

Pursuant to K.S.A. 12-17,144, you are hereby notified that a public hearing will be held regarding an amendment filed to modify the previously created Wolf Creek Junction Transportation Development District (the "District") and will be held at 7:00 p.m., CDT, January 5, 2009, at the City of Basehor, Kansas ("City") City Hall, 2620 N. 155th Street, Basehor, Kansas.

The general nature of the proposed amendment is to clarify the District projects (the "Projects") to be constructed within the District to include the construction of the 150th Street intersection realignment, the construction of Wolf Creek Parkway to its terminus at 150th Street and improvements to 155th Street, including, but not limited to grading, demolition, paving, curbs, gutters, signage, storm drainage, landscaping, signalization, sanitary sewers, underground electric services, gas lines, and water mains.

The total maximum cost of the District Projects will not change from the previously approved amount of \$3,773,868, plus costs of issuance and the costs of interest on any temporary financing and associated reserves.

The District Projects will be financed through bonds issued by the City which will be secured solely by the pledge of revenue received from the imposition of a Transportation Development District sales tax (the "TDD Tax") in the Transportation Development District, or on a pay as you go basis from the revenue received from the TDD Tax.

A TDD Tax will be imposed in the amount of three-fourths of one percent (.75%) on the selling of tangible personal property at retail or rendering or furnishing of taxable services within the District.

There will be no special assessments on property within the boundaries of the District to pay the costs of the Projects.

The boundary description of the District is as follows:

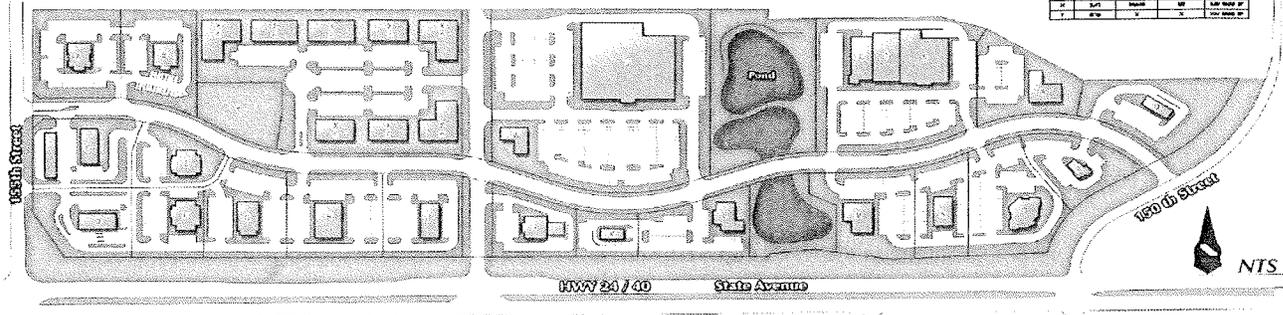
A tract of land in the South half of Section 2, Township 11 South, Range 22 East of the 6th Principal Meridian, in the City of Basehor, Leavenworth County, Kansas, described as follows:

Commencing at the Southwest corner of the Southeast Quarter of said section; thence along the West line of said Southeast Quarter N2°04'41"W a distance of 127.22' to a point on the North right of way of US Hwy 24-40 as now established, said point being on the South line of "Wolf Creek

Junction” a subdivision of record in Leavenworth County, KS and Point of Beginning; thence along said right of way and plat line the following courses: S 88°31'29"W a distance of 121.05'; S88°30'35"W a distance of 381.37'; N34°02'04"W a distance of 153.55' to a point on the East right of way of 155th Street, as now established; thence along said right of way and plat line N1°51'07"W a distance of 69.03'; thence departing said right of way and along the South line of Lot 1, Block 2 in said subdivision N88°08'53"E a distance of 257.00'; thence along the East side of said Lot N1°51'07"W a distance of 87.10'; thence along a tangent curve to the right along said East line having a radius of 100.00' and a central angle of 20°16'44" an arc length of 35.39'; thence continuing along said line N18°25'37"E a distance of 72.40' to the Northeast corner of said lot; thence along the North line of said Lot on a non tangent curve to the left having a radius of 470.00', a central angle of 12°02'07" and a chord bearing of N85°50'03"W, an arc length of 98.73'; thence S88°08'53"W a distance of 190.29' to a point on the East right of way of said 155th St.; thence along said line N1°51'07"W a distance of 316.43' to the Northwest corner of said plat; thence along the North line thereof N88°31'33"E a distance of 430.00' to the Northeast corner of said plat; thence departing said plat line continuing N88°31'33"E a distance of 1475.30' to a point on the West line of "Prairie Lakes Estates Phase 3" a subdivision of record in Leavenworth County, KS; thence along the West line of said plat S1°41'36"E a distance of 29.25' to the Southwest corner of said plat; thence along the South line of said plat N88°11'09"E a distance of 448.74'; thence continuing along said south plat line S74°50'40"E a distance of 122.29'; thence continuing along said line S60°32'39"E a distance of 297.28'; thence N88°11'09"E a distance of 403.69' to a point on the West right of way of 150th Street, as now established; thence along said West right of way S23°05'35"W a distance of 33.96' to a point on the North right of way line of US Hwy 24-40; thence along said North right of way the following courses: Along a non tangent curve to the right having a radius of 395.00', a central angle of 38°01'34" and a chord bearing of S40°37'07"W, an arc length of 262.15'; S59°37'06"W a distance of 204.55'; along a tangent curve to the left having a radius of 280.00' and a central angle of 46°31'15", an arc length of 227.34'; thence S86°07'21"W a distance of 404.07'; N82°53'33"W a distance of 202.24'; S82°38'16"W a distance of 117.62'; S82°43'15"W a distance of 83.96'; S88°31'29"W a distance of 1235.54' to the Point of Beginning, containing 45.06 acres, more or less.

LOT DESCRIPTION

LOT	LOT AREA (AC)	SUB-DIVISION (P/C)	PURPOSES (P/C)	PURPOSES (P/C)
A	1.00	1.00	1.00	1.00
B	1.00	1.00	1.00	1.00
C	1.00	1.00	1.00	1.00
D	1.00	1.00	1.00	1.00
E	1.00	1.00	1.00	1.00
F	1.00	1.00	1.00	1.00
G	1.00	1.00	1.00	1.00
H	1.00	1.00	1.00	1.00
I	1.00	1.00	1.00	1.00
J	1.00	1.00	1.00	1.00
K	1.00	1.00	1.00	1.00
L	1.00	1.00	1.00	1.00
M	1.00	1.00	1.00	1.00
N	1.00	1.00	1.00	1.00
O	1.00	1.00	1.00	1.00
P	1.00	1.00	1.00	1.00
Q	1.00	1.00	1.00	1.00
R	1.00	1.00	1.00	1.00
S	1.00	1.00	1.00	1.00
T	1.00	1.00	1.00	1.00
U	1.00	1.00	1.00	1.00
V	1.00	1.00	1.00	1.00
W	1.00	1.00	1.00	1.00
X	1.00	1.00	1.00	1.00
Y	1.00	1.00	1.00	1.00
Z	1.00	1.00	1.00	1.00



Wolf Creek Junction

03.09.06

MKEC

All interested persons shall be given an opportunity to be heard at the public hearing.

**AMENDED AND RESTATED PETITION
REGARDING THE WOLF CREEK JUNCTION
TRANSPORTATION DEVELOPMENT DISTRICT**

TO: The Governing Body of the City of Basehor, Kansas (the "Governing Body")

The undersigned, being the owners of record, whether resident or not, of all of the land area contained within the hereinafter described and established Transportation Development District (the "District") located within the city of Basehor, Kansas (the "City"), do hereby request that the Governing Body amend the Petition filed on April 3, 2006, and approved pursuant to City Ordinance number 497 which resulted in the creation of the Wolf Creek Junction District and authorized the construction of the District project improvements herein after set forth, and further clarified in this Amended and Restated Petition all in the manner provided by K.S.A. 12-17,140 *et seq.* (the "Act"). In furtherance of such request, the petitioners state as follows:

General Nature of the Proposed District Projects

The general nature of the proposed District projects (the "Projects") to be constructed within or in the vicinity of the proposed District is to provide transportation related improvements which will include the construction of the 150th Street intersection realignment, the construction of Wolf Creek Parkway to its terminus at 150th Street, and the improvement of 155th Street, including, but not limited to grading, demolition, paving, curbs, gutters, signage, storm drainage, landscaping, signalization, internal sanitary sewers, underground electrical services, gas lines and water mains.

Maximum Costs of the Proposed District Projects

The total maximum cost of the proposed District Projects is \$3,773,868, plus costs of issuance and the costs of interest on any temporary financing and associated reserves.

Proposed Method of Financing the Proposed District Projects

The proposed District Projects will be financed through bonds issued by the City, which will be secured solely by the pledge of revenue received from the imposition of a Transportation Development District sales tax (the "TDD Tax") in the District or on a pay-as-you go basis from the TDD Tax.

Proposed Amount and Method of Assessment

There will be no special assessments on property within the boundaries of the proposed District to pay the costs of the Projects described by this Petition.

Proposed Amount of Transportation Development District Sales Tax

A TDD Tax will be imposed in the amount of three-fourths of one percent (.75%) on the selling of tangible personal property at retail or rendering or furnishing of taxable services within the proposed District.

Boundaries of Proposed Transportation District

The legal description of the proposed District is set forth on Exhibit A attached hereto and incorporated by reference herein.

A map generally outlining the boundaries of the proposed District is attached as Exhibit B hereto, and incorporated by reference herein.

Notice to Petition Signers

The names of the signers of this Petition may not be withdrawn from this Petition by the signers hereof after the Governing Body commences consideration of this Petition, or, later than seven (7) days after the filing hereof, whichever occurs first. The signers of this Petition consent to any assessments to the extent described herein without regard to benefits conferred by the Project.

IN WITNESS WHEREOF, we the undersigned petitioners have executed the above foregoing Petition to create a Transportation Development District at the dates recorded below:

BENCHMARK ENTERPRISES, LLC,
a Kansas Limited Liability Company

By: Edmund L. McIntosh member
Ed McIntosh, Managing Member

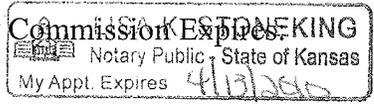
By: John Bell
John Bell, Managing Member

STATE OF Kansas)
) ss.
COUNTY OF Lawrence

On this 5th day of December, 2008, before me personally appeared Ed McIntosh to me personally known, who being by me duly sworn did say that he is a Managing Member of Benchmark Enterprises, LLC, a Kansas Limited Liability Company, and that said instrument was signed and delivered in behalf of said Limited Liability Company and acknowledged to me that he executed the same as the free act and deed of said Limited Liability Company.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

[Signature]
Notary Public

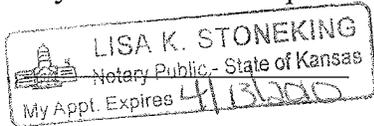
My Commission Expires: 

STATE OF Kansas)
) ss.
COUNTY OF Lawrence

On this 5th day of December, 2008, before me personally appeared John Bell to me personally known, who being by me duly sworn did say that he is a Managing Member of Benchmark Enterprises, LLC, a Kansas Limited Liability Company, and that said instrument was signed and delivered in behalf of said Limited Liability Company and acknowledged to me that he executed the same as the free act and deed of said Limited Liability Company.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

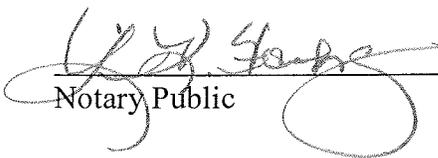
[Signature]
Notary Public

My Commission Expires: 

STATE OF Kansas)
) ss.
COUNTY OF Leavenworth

On this 5th day of December, 2008, before me personally appeared John Bell to me personally known, who being by me duly sworn did say that he is a Managing Member of Basehor Properties, LLC, a Kansas Limited Liability Company, and that said instrument was signed and delivered in behalf of said Limited Liability Company and acknowledged to me that he executed the same as the free act and deed of said Limited Liability Company.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Notary Public

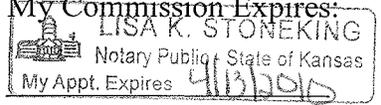
My Commission Expires:
 LISA K. STONEKING
Notary Public - State of Kansas
My Appt. Expires 4/13/2015

EXHIBIT A

LEGAL DESCRIPTION

A tract of land in the South half of Section 2, Township 11 South, Range 22 East of the 6th Principal Meridian, in the City of Basehor, Leavenworth County, Kansas, described as follows:

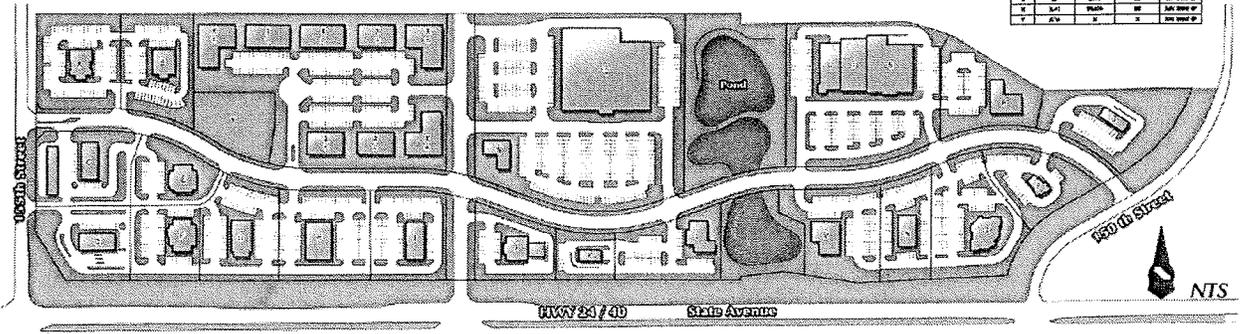
Commencing at the Southwest corner of the Southeast Quarter of said section; thence along the West line of said Southeast Quarter N2°04'41"W a distance of 127.22' to a point on the North right of way of US Hwy 24-40 as now established, said point being on the South line of "Wolf Creek Junction" a subdivision of record in Leavenworth County, KS and Point of Beginning; thence along said right of way and plat line the following courses: S 88°31'29"W a distance of 121.05'; S88°30'35"W a distance of 381.37'; N34°02'04"W a distance of 153.55' to a point on the East right of way of 155th Street, as now established; thence along said right of way and plat line N1°51'07"W a distance of 69.03'; thence departing said right of way and along the South line of Lot 1, Block 2 in said subdivision N88°08'53"E a distance of 257.00'; thence along the East side of said Lot N1°51'07"W a distance of 87.10'; thence along a tangent curve to the right along said East line having a radius of 100.00' and a central angle of 20°16'44" an arc length of 35.39'; thence continuing along said line N18°25'37"E a distance of 72.40' to the Northeast corner of said lot; thence along the North line of said Lot on a non tangent curve to the left having a radius of 470.00', a central angle of 12°02'07" and a chord bearing of N85°50'03"W, an arc length of 98.73'; thence S88°08'53"W a distance of 190.29' to a point on the East right of way of said 155th St.; thence along said line N1°51'07"W a distance of 316.43' to the Northwest corner of said plat; thence along the North line thereof N88°31'33"E a distance of 430.00' to the Northeast corner of said plat: thence departing said plat line continuing N88°31'33"E a distance of 1475.30' to a point on the West line of "Prairie Lakes Estates Phase 3" a subdivision of record in Leavenworth County, KS; thence along the West line of said plat S1°41'36"E a distance of 29.25' to the Southwest corner of said plat; thence along the South line of said plat N88°11'09"E a distance of 448.74'; thence continuing along said south plat line S74°50'40"E a distance of 122.29'; thence continuing along said line S60°32'39"E a distance of 297.28'; thence N88°11'09"E a distance of 403.69' to a point on the West right of way of 150th Street, as now established; thence along said West right of way S23°05'35"W a distance of 33.96' to a point on the North right of way line of US Hwy 24-40; thence along said North right of way the following courses: Along a non tangent curve to the right having a radius of 395.00', a central angle of 38°01'34" and a chord bearing of S40°37'07"W, an arc length of 262.15'; S59°37'06"W a distance of 204.55'; along a tangent curve to the left having a radius of 280.00' and a central angle of 46°31'15", an arc length of 227.34'; thence S86°07'21"W a distance of 404.07'; N82°53'33"W a distance of 202.24'; S82°38'16"W a distance of 117.62'; S82°43'15"W a distance of 83.96'; S88°31'29"W a distance of 1235.54' to the Point of Beginning, containing 45.06 acres, more or less.

EXHIBIT B

MAP OF DISTRICT BOUNDARIES

LOT DESCRIPTION

LOT	LOT AREA (AC)	SUBDIVISION	PHASES PROVIDED	PHASES PAID
A	1.00	4000	20	20
B	1.11	4000	24	24
C	1.00	4000	20	20
D	1.00	4000	20	20
E	1.00	4000	20	20
F	1.00	4000	20	20
G	1.00	4000	20	20
H	1.00	4000	20	20
I	1.00	4000	20	20
J	1.00	4000	20	20
K	1.00	4000	20	20
L	1.00	4000	20	20
M	1.00	4000	20	20
N	1.00	4000	20	20
O	1.00	4000	20	20
P	1.00	4000	20	20
Q	1.00	4000	20	20
R	1.00	4000	20	20
S	1.00	4000	20	20
T	1.00	4000	20	20
U	1.00	4000	20	20
V	1.00	4000	20	20
W	1.00	4000	20	20
X	1.00	4000	20	20
Y	1.00	4000	20	20
Z	1.00	4000	20	20



Concept Plan

Wolf Creek Junction

03.09.06

MKEC

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider approval of pay request #1 from CAS Construction LLC for the Wastewater Treatment Plant expansion in the amount of \$328,316.42.

Department: Administration and Public Works

Background/Description of Item:

Pay request #1 from CAS Construction LLC for the WWTP expansion has been submitted and reviewed by Burns & McDonnell Engineers for payment in the amount of \$328,316.42.

As of the Nov. 20 progress meeting the following work was completed: Relocate 4" scum line, excavating, stripping top soil, excavation down about 12 feet on clarifier basin.

Discussion took place regarding weather days, seasonal averages, and how a weather day would be determined and documented as affecting the project schedule.

	Amount	Percent Complete
Pay #1	\$328,316.42	7.4%

A reimbursement pay request will be submitted to KDHE following approval by the city council.

Funding Source: Sewer Fund

Recommendation: Approve pay request #1 from CAS Construction LLC in the amount of \$328,316.42 and authorize the mayor and city administrator to sign the necessary documents.

Prepared by: Carl E. Slaugh, City Administrator
Council Date: December 15, 2008

CITY OF BASEHOR
P.O. BOX 406
BASEHOR, KS 66007
(913) 724-1370

Vendor: CAS Construction, LLC	Voucher: 08-1169
PO Box 8270	Dated: 12/05/08
Topeka, KS 66608	Fund: Sewer New WWTF
	05-000-865 \$328,316.42

Ticket #	Description	Amount
424-1	City of Basehor KS WWTP Expansion & Upgrade	\$328,316.42

\$4,933,000.00
(\$328,316.42) 12/05/08
\$4,604,683.58 Balance remaining

TOTAL CHECK AMOUNT

\$328,316.42

Approved by: Carl Slaugh
Carl Slaugh, City Administrator
Processed by: Susan Adams
Susan Adams, Treasurer

Journal Entry # 10245
Check # 16055

EXHIBIT E

KWPCRF or KPWSLF OUTLAY REPORT AND REQUEST FOR DISBURSEMENT (See Instructions)	1. AGENCY TO WHICH THIS REPORT IS SUBMITTED: KDHE - BUREAU OF WATER MUNICIPAL PROGRAMS SECTION OR PUBLIC WATER SUPPLY SECTION	2. KDHE PROJECT NUMBER ASSIGNED KWPCRF PROJECT # C20-1767-01 KPWSLF PROJECT # _____		
3. TYPE OF REQUEST: FINAL _____ PARTIAL <u>X</u>	4. PAYMENT REQUEST NUMBER # 01	5. PERIOD COVERED BY THIS REPORT FROM (Mo, day, year) TO (Mo, day, year) 09/18/08-11/20/08		
6. RECIPIENT ORGANIZATION INFORMATION NAME : City of Basehor NO. & STREET : 2620 N 155th Street CITY : Basehor STATE AND ZIP CODE: Kansas, 66007		7. FEIN NUMBER: 48-0732879		
8. TO: THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT, ACTING ON BEHALF OF THE STATE OF KANSAS UNDER THE LOAN AGREEMENT EFFECTIVE AS OF <u>09/17/2008</u> , BETWEEN KDHE AND the <u>City of Basehor</u> . The undersigned hereby requests that the following amounts be paid to the following payees for the following Project Costs as defined in said Agreement:				
CLASSIFICATION	(a) Total amount requested	(b) Payee	(c) Description	Total Approved (KDHE use only)
a. Administrative expense	\$87,375.00	CAS Construction LLC	Bonds/Insurances	See KDHE Attached Sheet or Reverse Side
b. Preliminary expense (Planning and Design)	\$68,505.00	CAS Construction LLC	Sitework/Relocate/Strip	
c. Land, structures, right-of-way (Not allowable)				
d. Architectural engineering basic fees				
e. Other architectural engineering fees				
f. Project inspection fees				
g. Construction and project improvement cost	\$140,162.02	CAS Construction LLC	Materials/Construction	
h. Equipment (By Separate Contract)				
i. Miscellaneous cost	\$68,754.00	CAS Construction LLC	Mobilization/Video/Photos	
j. Total cumulative to date (sum of lines a thru i)	\$364,796.02	CAS Construction LLC		
k. Deductions for program income	\$36,479.60	CAS Construction LLC	Retainage	
l. Net cumulative to date (Line j minus line k)	\$328,316.42	CAS Construction LLC		
m. Disbursements Paid to Date				
n. Amount due this Request (Line l minus Line m)	\$328,316.42	CAS Construction LLC		
o. Percentage of physical completion of project	7%			
9. CERTIFICATION: I hereby state and certify that: (i) the amounts requested are or were necessary and appropriate in connection with the purchase, construction and installation of the Project, have been properly incurred and are a proper disbursement of the proceeds of the Loan and that an inspection has been performed and all work is in accordance with the terms of the Loan; have been paid or are justly due to the persons whose names and addresses are stated above; and have not been the basis of any previous requisition from the proceeds of the Loan; (ii) as of this date, except for the amounts specified above, there are no outstanding statements which are due and payable for labor, wages, materials, supplies or services in connection with the acquisition, purchase, construction, improvement, repair, rehabilitation or extension of the Wastewater Treatment Works or the Water Supply/Treatment/Distribution Works; (iii) all representations made in the Agreement remain true as of the date of this request; and (iv) no adverse developments affecting the financial condition of the Recipient or its ability to complete the Project or to repay the Loan have occurred.				
a. RECIPIENT: City of Basehor Signature of Authorized Certifying Official Typed or Printed Name and Title Carl Slaugh, City Administrator			b. KDHE Representative Certifying to line 8.n. Rodney R. Geisler or David F. Waldo Signature of Authorized Certifying Official See KDHE Attached Sheet or Reverse Side Typed or Printed Name and Title Chief, Municipal Programs Section or Public Water Supply	
Date Submitted	Telephone (Area Code, number & ext.)	Date Approved	Telephone (Area Code, number & ext.)	
12/9/2008	913-724-1370 ext. 33		785-296-5527 or 296-5503	

*** AMOUNT ROUNDED DOWN TO NEAREST WHOLE DOLLAR PER KWPCRF PROGRAM REQUIREMENT.**

APPLICATION AND CERTIFICATE FOR PAYMENT

TO OWNER:	City of Basehor KS 2620 N. 155th Street Basehor, KS 66007	PROJECT: Basehor KS WWTP Expansion & Upgrade Basehor KS	APPLICATION NO.: 1 PERIOD TO: 11/20/08 CAS JOB NO.: 424	Distribution to: <input type="checkbox"/> OWNER <input type="checkbox"/> ENGINEER <input type="checkbox"/> CONTRACTOR
FROM CONTRACTOR:	CAS CONSTRUCTION, LLC 501 N.E. Burgess Topeka, KS 66608	ENGINEER: Burns & McDonnell 9400 Ward Parkway Kansas City, MO 64114	CONTRACT DATE:	

CONTRACTORS' APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract, Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM..... \$4,933,000.00
 2. Net change by Change Orders..... \$0.00
 3. CONTRACT SUM TO DATE (Line 1 ± 2)..... \$4,933,000.00
 4. TOTAL COMPLETED & STORED TO DATE..... \$364,796.02
(Column G on G703)
 5. RETAINAGE:
 - a. 10% of Contract Amount \$36,479.60
 - b. _____ of Stored Materials \$0.00
- Total Retainage \$36,479.60
6. TOTAL EARNED LESS RETAINAGE..... \$328,316.42
(Line 4 less Line 5 Total)
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT..... \$0.00
(Line 6 from prior Certificate)
8. CURRENT PAYMENT DUE..... \$328,316.42
9. BALANCE TO FINISH, INCLUDING RETAINAGE..... \$4,604,683.58
(Line 3 less Line 6)

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

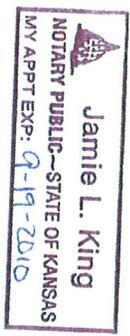
The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:
CAS CONSTRUCTION, LLC

By: *[Signature]* Date: *2/20/08*
Michael Halling, P.E. - Project Manager

State of: Kansas
County of: Shawnee

Subscribed and sworn to before me this *20th* day of *November* 2008
Notary Public: *[Signature]*
My Commission expires: *9-19-2010*



OWNER'S RECOMMENDATION FOR PAYMENT

By: *[Signature]* Date: *Dec 8 2008*
Curt T. Chang

By: _____ Date: _____

ENGINEER'S RECOMMENDATION FOR PAYMENT

By: *[Signature]* Date: *12-2-2008*
George Alvine

By: _____ Date: _____

05-000-865

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

City of Basehor KS WWTP Expansion & Upgrade

APPLICATION NUMBER: 1
 APPLICATION DATE: 11/20/08
 PERIOD FROM: Award
 TO: 11/20/08
 CAS PROJECT NUMBER: 424

ITEM No.	DESCRIPTION OF WORK	SCHEDULE VALUE	WORK COMPLETED				TOTAL COMPLETED & STORED TO DATE (D+E+F)	%	BALANCE TO FINISH (C-G)	RETAINAGE
			Previous Applications	This Application Work In Piece	Stored Mat'ls (not in D or E)					
<u>GENERAL CONDITIONS</u>										
1	BONDS / INSURANCES / PRIME & SUB	\$87,375.00	\$0.00	\$87,375.00	\$0.00	\$87,375.00	100%	\$0.00	\$8,737.50	
2	MOBILIZATION	\$112,340.00	\$0.00	\$67,404.00	\$0.00	\$67,404.00	60%	\$44,936.00	\$6,740.40	
3	VIDEO / PHOTOS	\$9,000.00	\$0.00	\$1,350.00	\$0.00	\$1,350.00	15%	\$7,650.00	\$135.00	
<u>PRELIM / SITE PREP / SITE FINISH</u>										
4	RELOCATE SOUM LINE	\$11,345.00	\$0.00	\$11,345.00	\$0.00	\$11,345.00	100%	\$0.00	\$1134.50	
5	SITework MOBILIZATION	\$12,200.00	\$0.00	\$12,200.00	\$0.00	\$12,200.00	100%	\$0.00	\$1,220.00	
6	STRIP / STOCKPILE / MASS EXCAVATION	\$92,675.00	\$0.00	\$37,070.00	\$0.00	\$37,070.00	40%	\$55,605.00	\$3,707.00	
7	EROSION CONTROL	\$19,725.00	\$0.00	\$7,890.00	\$0.00	\$7,890.00	40%	\$11,835.00	\$789.00	
8	UNIT PRICE :SUBGRADE / CHIP SEAL	\$21,000.00	\$0.00	\$0.00	\$0.00	\$0.00		\$21,000.00	\$0.00	
<u>EXCAVATIONS / BACKFILL</u>										
9	STRUCTURAL EXCAVATION	\$87,000.00	\$0.00	\$30,450.00	\$0.00	\$30,450.00	35%	\$56,550.00	\$3,045.00	
10	BACKFILL	\$40,000.00						\$40,000.00	\$0.00	
11	UNIT PRICE : STRUCTURAL OVER EXCAVATION	\$32,000.00						\$32,000.00	\$0.00	
12	UNIT PRICE : OVEREXCAVATION	\$28,000.00						\$28,000.00	\$0.00	
<u>SECONDARY CLARIFIER COMPLEX</u>										
13	FINAL EXCAVATE CLARIFIER COMPLEX GRADE	\$11,000.00						\$11,000.00	\$0.00	
14	SUBGRADE PREP SCI	\$4,200.00						\$4,200.00	\$0.00	
15	FRP CONE / PIPE SCI	\$21,500.00						\$21,500.00	\$0.00	
16	SUBGRADE PREP SCI	\$4,200.00						\$4,200.00	\$0.00	
17	FRP CONE / PIPE SCI	\$4,200.00						\$4,200.00	\$0.00	
18	SUBGRADE PREP SCI	\$4,200.00						\$4,200.00	\$0.00	
19	FRP CONE / PIPE SCI	\$21,500.00						\$21,500.00	\$0.00	
20	FRP SCI SLAB	\$53,125.00						\$53,125.00	\$0.00	
21	FRP SCI WALLS	\$81,750.00						\$81,750.00	\$0.00	
22	FRP SCI THROUGH / WALLS / HUB	\$52,950.00						\$52,950.00	\$0.00	
23	FRP SCI WALLS	\$81,750.00						\$81,750.00	\$0.00	
24	FRP SCI THROUGH / WALLS / HUB	\$81,750.00						\$81,750.00	\$0.00	
25	FRP SCI WALLS	\$52,950.00						\$52,950.00	\$0.00	
26	FRP SCI THROUGH / WALLS / HUB	\$52,950.00						\$52,950.00	\$0.00	
27	FRP SPLITTER	\$17,650.00						\$17,650.00	\$0.00	
28	GATES AT SPLITTER	\$42,000.00						\$42,000.00	\$0.00	
29	PIPING SCI	\$16,350.00						\$16,350.00	\$0.00	
30	PIPING SCI	\$16,350.00						\$16,350.00	\$0.00	
31	BACKFILL	\$23,875.00						\$23,875.00	\$0.00	
32	EQUIPMENT / INSTALLATION SCI	\$187,450.00						\$187,450.00	\$0.00	
33	CLARIFIER EQUIPMENT	\$0.00						\$0.00	\$0.00	
34	EQUIPMENT / INSTALLATION SCI	\$187,450.00						\$187,450.00	\$0.00	
35	CLARIFIER EQUIPMENT	\$0.00						\$0.00	\$0.00	
36	MISC METALS	\$0.00						\$0.00	\$0.00	
37	PAINT	\$72,345.00						\$72,345.00	\$0.00	
38	ELECTRICAL	\$87,650.00						\$87,650.00	\$0.00	
39	ELECTRICAL	\$13,500.00						\$13,500.00	\$0.00	
40	STARTUP	\$5,000.00						\$5,000.00	\$0.00	
<u>CARROUSEL BASIN #2</u>										
41	EXCAVATE BASIN	\$35,000.00						\$35,000.00	\$0.00	
42	SUBGRADE PREP	\$12,000.00						\$12,000.00	\$0.00	

ALA Document 6702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached. In tabulations below, amounts are stated to the nearest dollar. Use Column I on Contracts where variable percentage for line items may apply. City of Basehor KS WWTP Expansion & Upgrade

APPLICATION NUMBER: I
 APPLICATION DATE: 11/20/08
 PERIOD FROM: Award
 TO: 11/20/08
 CAS PROJECT NUMBER: 424

ITEM No.	DESCRIPTION OF WORK	SCHEDULE VALUE	WORK COMPLETED			TOTAL COMPLETED & STORED TO DATE (D+E+F)	%	BALANCE TO FINISH (G-I)	RETAINAGE
			Previous Applications	This Application Work In Place	Stored Mar's (not in D or E)				
43	FRP SLAB	\$154,220.00						\$154,220.00	\$0.00
44	FRP STRAIGHT WALLS	\$146,000.00						\$146,000.00	\$0.00
45	FRP RADIAL WALLS	\$134,775.00						\$134,775.00	\$0.00
46	FRP SUSPENDED SLAB	\$84,100.00						\$84,100.00	\$0.00
47	BACKFILL	\$26,000.00						\$26,000.00	\$0.00
48	PIPING	\$37,650.00						\$37,650.00	\$0.00
49	EQUIPMENT / INSTALLATION	\$457,650.00						\$457,650.00	\$0.00
50	PROCESS TRAIN EQUIPMENT	\$0.00						\$0.00	\$0.00
51	MISC METAL	\$62,000.00						\$62,000.00	\$0.00
52	PAINT	\$22,000.00						\$22,000.00	\$0.00
53	ELECTRICAL	\$32,000.00						\$32,000.00	\$0.00
54	STARTUP	\$15,000.00						\$15,000.00	\$0.00
55	<u>CAROUSEL BASIN #1</u>								
56	FRP WALLS	\$8,765.00						\$8,765.00	\$0.00
57	<u>ANOXIC BASIN</u>								
58	EXCAVATE ANOXIC BASIN	\$8,450.00						\$8,450.00	\$0.00
59	FRP SLAB	\$28,275.00						\$28,275.00	\$0.00
60	FRP WALLS	\$66,375.00						\$66,375.00	\$0.00
61	PIPE	\$20,000.00						\$20,000.00	\$0.00
62	BACKFILL	\$10,000.00						\$10,000.00	\$0.00
63	SET EQUIPMENT	\$27,000.00						\$27,000.00	\$0.00
64	MIXING / PUMP EQUIPMENT	\$0.00						\$0.00	\$0.00
65	ELECTRICAL	\$25,000.00						\$25,000.00	\$0.00
66	MISC METAL	\$12,000.00						\$12,000.00	\$0.00
67	TIE IN	\$5,000.00						\$5,000.00	\$0.00
68	<u>ANAEROBIC BASIN</u>								
69	EXCAVATE ANAEROBIC BASIN	\$7,500.00						\$7,500.00	\$0.00
70	FRP SLAB	\$24,300.00						\$24,300.00	\$0.00
71	FRP WALLS	\$34,800.00						\$34,800.00	\$0.00
72	SET EQUIP	\$37,000.00						\$37,000.00	\$0.00
73	MIXER EQUIPMENT	\$0.00						\$0.00	\$0.00
74	ELECTRICAL	\$25,000.00						\$25,000.00	\$0.00
75	MISC METAL	\$8,500.00						\$8,500.00	\$0.00
76	TIE IN	\$5,000.00						\$5,000.00	\$0.00
77	<u>YARD ELECTRICAL</u>								
78	FRP FOUNDATIONS	\$4,600.00						\$4,600.00	\$0.00
79	SET BUILDINGS	\$116,000.00						\$116,000.00	\$0.00
80	SET GEAR	\$140,580.00						\$140,580.00	\$0.00
81	TERMINATIONS	\$35,000.00						\$35,000.00	\$0.00
82	HVAC	\$27,650.00						\$27,650.00	\$0.00
83	TEST/STARTUP	\$10,000.00						\$10,000.00	\$0.00
84	<u>YARD PIPING</u>								
85	5" LINE WORK	\$9,875.00						\$9,875.00	\$186.76
86	8" LINENWORK	\$15,650.00						\$15,650.00	\$403.45
87	12" LINE WORK	\$32,125.00						\$32,125.00	\$836.40

AIA Document G702 APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached.
 In tabulations below, amounts are stored to the nearest dollar.
 Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NUMBER: 1
 APPLICATION DATE: 11/20/08
 PERIOD FROM: Award
 TO: 11/20/08
 CAS PROJECT NUMBER: 424

City of Baschior KS WWTP Expansion & Upgrade

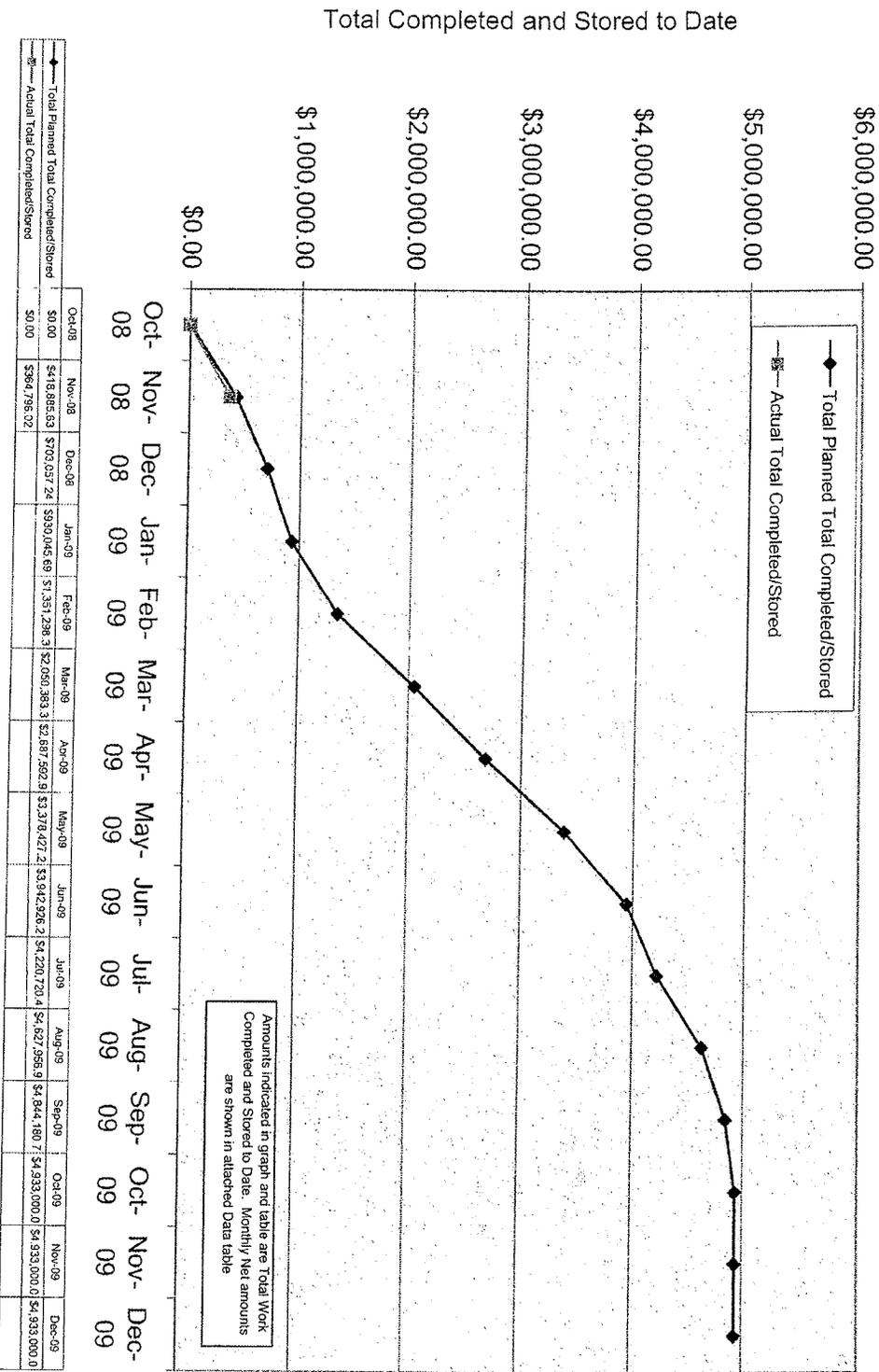
ITEM No	DESCRIPTION OF WORK	SCHEDULE VALUE	WORK COMPLETED			TOTAL COMPLETED & STORED TO DATE (D-E-F)	% (G/C)	BALANCE TO FINISH (G-G)	RETAINAGE
			Previous Applications	This Application Work In Place	Stored Mar 1s (not in D or E)				
88	16" LINENWORK	\$38,000.00			\$11,988.00	\$11,988.00	32%	\$25,012.00	\$1198.80
89	20" LINENWORK	\$73,450.00			\$27,685.00	\$27,685.00	38%	\$45,765.00	\$2,768.50
90	SITE WATER / HYDRANTS	\$6,500.00						\$6,500.00	\$0.00
91	INFLUENT FLOW METER	\$18,254.00						\$18,254.00	\$0.00
92	<u>16.5" LIFT STATION</u>								
93	DEMO	\$5,000.00						\$5,000.00	\$0.00
94	SET MANHOLE / 18" LINE	\$52,350.00						\$52,350.00	\$0.00
95	PLUG / BRACE	\$7,250.00						\$7,250.00	\$0.00
96	EXCAVATE	\$5,500.00						\$5,500.00	\$0.00
97	CONCRETE	\$15,100.00						\$15,100.00	\$0.00
98	PLACE VAULT	\$10,260.00						\$10,260.00	\$0.00
99	LINENWORK	\$9,350.00						\$9,350.00	\$0.00
100	TEINS / BACKFILL	\$7,000.00			\$4,572.41	\$4,572.41	49%	\$2,427.59	\$497.24
101	CHEM FEED EQUIPMENT	\$57,250.00						\$57,250.00	\$0.00
102	GENERATOR PAD	\$2,750.00						\$2,750.00	\$0.00
103	GENERATOR	\$78,345.00						\$78,345.00	\$0.00
104	SITE / CMP	\$7,500.00						\$7,500.00	\$0.00
105	ELECTRICAL	\$67,340.00						\$67,340.00	\$0.00
106	STARTUP / TEST	\$2,500.00						\$2,500.00	\$0.00
107	FENCE	\$17,000.00						\$17,000.00	\$0.00
108	<u>HEADWORKS</u>								
109	DEMO	\$82,500.00						\$82,500.00	\$0.00
110	INSTALL NEW EQUIPMENT	\$0.00						\$0.00	\$0.00
111	HEADWORKS EQUIPMENT	\$2,875.00						\$2,875.00	\$0.00
112	NEW PARTITION / DOOR	\$2,200.00						\$2,200.00	\$0.00
113	CMU PATCH	\$61,000.00						\$61,000.00	\$0.00
114	ELECTRICAL	\$0.00						\$0.00	\$0.00
115	PAINT	\$11,500.00						\$11,500.00	\$0.00
116	HVAC	\$3,900.00						\$3,900.00	\$0.00
117	<u>UV DISINFECTION</u>								
118	SET GATE ACTUATOR / BAFFLES	\$134,500.00						\$134,500.00	\$0.00
119	SET EQUIPMENT	\$0.00						\$0.00	\$0.00
120	UV EQUIPMENT	\$4,600.00						\$4,600.00	\$0.00
121	ELECTRICAL	\$1,850.00						\$1,850.00	\$0.00
122	<u>RAS/MS PUMP STATION</u>								
123	PAD	\$37,450.00						\$37,450.00	\$0.00
124	INSTALL PUMP	\$0.00						\$0.00	\$0.00
125	PUMP EQUIPMENT	\$8,750.00						\$8,750.00	\$0.00
126	PIPE/VALVES	\$20,000.00						\$20,000.00	\$0.00
127	ELECTRICAL	\$5,000.00						\$5,000.00	\$0.00
128	STARTUP	\$2,256.00						\$2,256.00	\$0.00
129	<u>SLUDGE PUMPING IMPROVEMENTS</u>								
130	PAD	\$47,560.00						\$47,560.00	\$0.00
131	INSTALL PUMP	\$0.00						\$0.00	\$0.00
132	PUMP EQUIPMENT	\$0.00						\$0.00	\$0.00

ALA Document 6702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached
 In tabulations below, amounts are stated to the nearest dollar.
 Use Column I on Contracts where variable retamage for line items may apply.
 City of Basehor KS WWTP Expansion & Upgrade

APPLICATION NUMBER: 1
 APPLICATION DATE: 11/20/08
 PERIOD FROM: Award
 TO: 11/20/08
 CAS PROJECT NUMBER: 424

ITEM No	DESCRIPTION OF WORK	SCHEDULE VALUE	WORK COMPLETED			TOTAL COMPLETED & STORED TO DATE (D+E+F)	% (G/C)	BALANCE TO FINISH (C-G)	RETAINAGE
			Previous Applications	This Application Work In Place	Stored Materials (not in D or E)				
133	PIPE/VALVES	\$6,345.00						\$6,345.00	\$0.00
134	ELECTRICAL	\$7,100.00						\$7,100.00	\$0.00
135	STARTUP	\$2,000.00						\$2,000.00	\$0.00
136	<u>PROCESS BUILDING</u>								
137	DEMO	\$2,500.00						\$2,500.00	\$0.00
138	CONCRETE	\$2,450.00						\$2,450.00	\$0.00
139	NEW PARTITIONS / DOORS	\$11,210.00						\$11,210.00	\$0.00
140	NEW COUNTERTOP / FIXTURES	\$8,990.00						\$8,990.00	\$0.00
141	ARCH FINISHES	\$32,450.00						\$32,450.00	\$0.00
142	LAB EQUIPMENT	\$19,450.00						\$19,450.00	\$0.00
143	ELECTRICAL	\$38,750.00						\$38,750.00	\$0.00
144	HVAC / PLUMBING	\$22,450.00						\$22,450.00	\$0.00
145	<u>SITE CONCRETE</u>								
146	LANDINGS	\$3,245.00						\$3,245.00	\$0.00
147	LIGHT POLE BASES	\$2,250.00						\$2,250.00	\$0.00
148	BOLLARDS	\$1,500.00						\$1,500.00	\$0.00
149	HANDHOLES / DUCTBANK	\$92,500.00						\$92,500.00	\$0.00
150	WIRE / TERMINATE	\$55,000.00						\$55,000.00	\$0.00
151	FINAL SITE GRADE	\$6,000.00						\$6,000.00	\$0.00
152	FLY ASH PLANT ROAD #1	\$52,000.00						\$52,000.00	\$0.00
153	ROCK PARKING AREA	\$6,000.00						\$6,000.00	\$0.00
154	HDP CULVERTS / RIP RAP	\$6,000.00						\$6,000.00	\$0.00
155	<u>DEMOLITION</u>	\$25,000.00						\$25,000.00	\$0.00
	TOTAL	\$4,933,000.00	\$0.00	\$255,084.00	\$109,712.02	\$364,796.02	7.40%	\$4,568,203.98	\$36,479.60

Basehor WWTP Anticipated Progress Payment Schedule



Basehor WWTP Expansion & Upgrade

Planned							Actual		
Planned Completed and Stored	APP Number	Month End	Completed and Stored this Period	Period Retainage	Cum. Retainage	Projected Net Due This Period	Actual Net Due This Period	Actual Cumulative Amount Paid	Actual % Complete
\$418,885.63	1	November	\$418,885.63	\$41,888.56	\$41,888.56	\$376,997.07	\$328,316.42		
\$703,057.24	2	December	\$284,171.61	\$28,417.16	\$70,305.72	\$255,754.45		\$364,796.02	7.4%
\$930,045.69	3	January	\$226,988.45	\$22,698.85	\$93,004.57	\$204,289.61			
\$1,351,298.31	4	February	\$421,252.62	\$42,125.26	\$135,129.83	\$379,127.36			
\$2,050,383.34	5	March	\$699,085.03	\$69,908.50	\$205,038.33	\$629,176.53			
\$2,687,592.96	6	April	\$637,209.62	\$41,611.67	\$246,650.00	\$595,597.95			
\$3,378,427.25	7	May	\$690,834.29	\$0.00	\$246,650.00	\$690,834.29			
\$3,942,926.20	8	June	\$564,498.95	\$0.00	\$246,650.00	\$564,498.95			
\$4,220,720.40	9	July	\$277,794.20	\$0.00	\$246,650.00	\$277,794.20			
\$4,627,956.93	10	August	\$407,236.53	\$0.00	\$246,650.00	\$407,236.53			
\$4,844,180.71	11	September	\$216,223.78	\$0.00	\$246,650.00	\$216,223.78			
\$4,933,000.00	12	October	\$88,819.29	\$0.00	\$246,650.00	\$88,819.29			
		Final				\$246,650.00			

Check totals \$4,933,000.00 \$4,933,000.00

**BASEHOR WWTP EXPANSION AND UPGRADE
BURNS & MCDONNELL PROJECT 47632**

**Monthly Progress Meeting Agenda
November 20th, 2008
*[Minutes in Italics]***

1. Review of construction progress
 - *Relocated 4" scum line*
 - *Started excavation last Thursday (13th) at the clarifiers*
 - *Started receiving delivery on pipe, fittings, and rebar*
 - *City has provided construction access road and sign for delivery entrance*
 - *School is requiring another gate (3rd) for the road which will need to be locked as well.*
 - *Proctor testing being performed on soils*

2. Field observations, interface requirements, conflicts
 - *Existing scum pipe was found ≈ 25' south of planned. Pipe was at a depth of 9'. See PCO section below.*
 - *Encountered shallow 2" floor drain @ SW corner headworks building. See PCO section below. City indicates that line can be abandoned and plugged as it was non-functional before. Can remove inlet and fill pipe with grout when doing Headworks renovations.*
 - *Discussion of concrete pours. First pour anticipated for December 2nd for pipe encasement of clarifiers. Geotechnology will be making samples and performing testing. LaFarge is supplying concrete.*

3. Problems which impede construction schedule
 - *See EIMCO discussion below.*

4. Off-site fabrication
 - *EIMCO is pushing back delivery dates on equipment. Now up to 28 weeks following submittal acceptance. Started at 22 weeks during proposal period.*

5. Delivery schedules

6. Submittal schedules and status
 - *Look ahead schedule (CAS) provided 3-week look ahead schedule*
 - *Note that resubmittals must be provided as complete submittal packages.*
 - *Around 20 submittals received by BMcD.*
 - *May be able to move Lift Station work up to around the 1st of the year if weather and schedule hold.*
 - *Submittal review for rebar is a current critical path item*

7. Temporary facilities and services
 - *Trailers in place, phone lines should be installed by end of the week. Internet service not yet in place.*

8. Hours of Work
 - *CAS: 4x 10s / 7-5:30*
 - *CAS subcontractors: ? Most sub-contractors working 4x 10s; excavator may work on Fridays. CAS reported they do come to site on Fridays to observe subs, but are not here full-time.*
 - *Holidays upcoming*
 - o *Thanksgiving, CAS crew will be off Wednesday and Thursday for holiday*
 - o *Xmas, CAS shuts down between 12/24/08 and 1/02/09 but may work based on good weather and schedule.*

9. Hazards and risks
 - *Safety*
 - o *BMcD - Hardhat reminder for all workers and visitors at Site*
 - o *CAS - All trenches laid back with minimum vertical wall height*
 - o *BMcD - Watch for electrical conduit when digging, the as-builts were the weakest in this discipline.*

10. Housekeeping
 - *Looks good.*
 - *Question on SWPPP/ECP monitoring or formwork: will there be forms to maintain for bi-monthly check on installations? CAS reported State does not require reporting. BMcD stated that CAS needed to regularly inspect and maintain all erosion control devices.*

11. Quality and Work standards

12. Change Orders
 - *CO-1: Wall pipe addition at secondary clarifiers. In process of review.*
 - *PCO (potential change orders). George keeping a log of the PCOs.*
 - o *PCO-1: Explore for existing scum pipe. 12 MH. CAS to send details on extra items for BMcD to review.*
 - o *PCO-2: Restore existing 2" cast iron floor drain @ Headworks Building. Will abandon per item 2 above, deal with costs as they occur.*
 - *Discussion about clarifier pour schedule. CAS requests clarification regarding ability to pour center 20' of clarifier slabs as one piece. BMcD to re-review plans and comments to clarify what will be acceptable.*

13. Documentation of information for payment requests
 - *CAS provided Schedule of values to BMcD for review and comment. Would like comments by end of week. CAS will fill in and provide to City for payment approval at Council Meeting.*
14. Corrective measures and procedures to regain construction schedule if necessary
15. Revisions to construction schedule
16. Review of proposed activities for succeeding work period
 - *Clarifier excavation continues and rebar setting for under piping. Want to have slabs down the first week of December.*
 - *After excavation of clarifiers is complete will move on to clearing for carousel. Want slab down before heavy freeze.*
17. Review proposed Contract modifications *for effect on construction schedule and completion date*
18. Other business
 - *AB1 granular material – can be used to restore overexcavated sub-grade in trenches. BMcD will check if okay for under structures.*
 - *Question on acceptable weather database for baselining weather events to determine inclement weather days. 5 year seasonal average indicated in specifications.*
 - *First submittal delivered from P-Tn for Initial Site Photos and Video. Provided VHS and DVD of video. City took possession of photo CD and video DVD in order to make copies.*
 - *Discussion on pressure testing. BMcD provided verbal OK to test pressure pipe that is not connected to a pump to pressures equal to no less than 1.5 the maximum potential operating pressure. Any pressure pipes connected to pumps shall be testing per the existing specification.*
19. Next Meeting Date and Time
 - *December 18th, 2008 – 9:00 AM in Process Building*

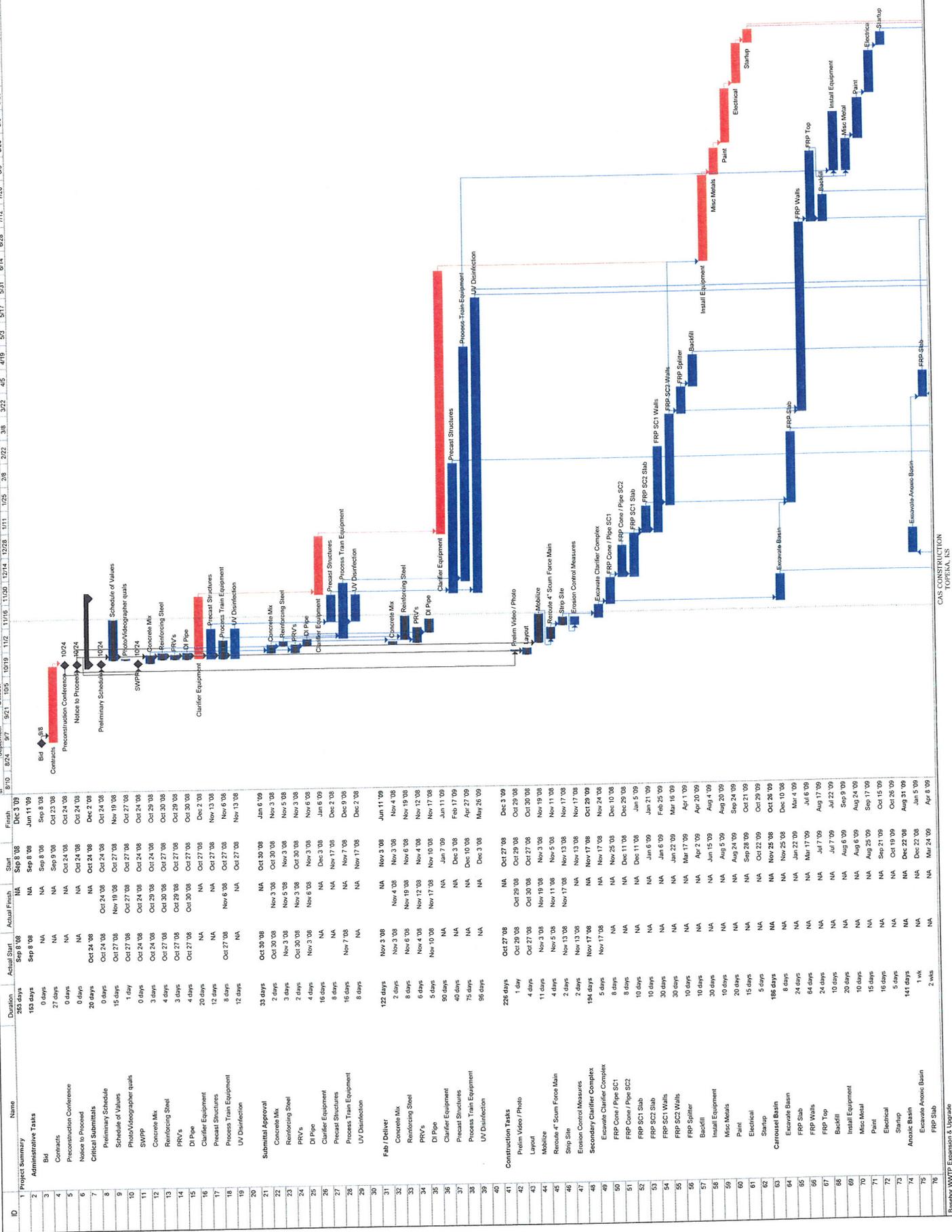
**BASEHOR WWTP EXPANSION AND UPGRADE
BURNS & MCDONNELL PROJECT 47632**

**Monthly Progress Meeting Attendance
November 20th, 2008**

Attendance:

<u>Name</u>	<u>Company</u>	<u>Phone #</u>
Gene Myracle Jr.	City	913-208-3235
Jeff Piersol	CAS	785-633-0931
George Allaire	BMcD	913-485-7732
Mike Hafling	CAS	785-270-1135
Carl Slaugh	City	913-724-1370 x33
Jeff Keller	BMcD	816-822-4371
Eldon Schneider	BMcD	816-333-9400 x2139

December	November	October	September	August	July	June	May	April	March	February	January	December	November	October	September	August	July	June	May	April	March	February	January	December
12/31	11/30	10/31	9/30	8/31	7/31	6/30	5/31	4/30	3/31	2/28	1/31	12/31	11/30	10/31	9/30	8/31	7/31	6/30	5/31	4/30	3/31	2/28	1/31	12/31



ID	Name	Actual Start	Duration	Actual Finish	Start	Finish
1	Project Summary	Sep 8 '08	255 days	NA	Sep 8 '08	Dec 3 '09
2	Administrative Tasks	Sep 8 '08	183 days	NA	Sep 8 '08	Jun 11 '09
3	Bid	NA	0 days	NA	Sep 8 '08	Sep 8 '08
4	Contracts	NA	27 days	NA	Sep 24 '08	Oct 21 '08
5	Preconstruction Conference	NA	0 days	NA	Oct 24 '08	Oct 24 '08
6	Notice to Proceed	NA	0 days	NA	Oct 24 '08	Oct 24 '08
7	Critical Submittals	Oct 24 '08	20 days	NA	Oct 24 '08	Nov 13 '08
8	Preliminary Schedule	Oct 27 '08	15 days	NA	Oct 27 '08	Nov 11 '08
9	Schedule of Values	Oct 27 '08	1 day	NA	Oct 27 '08	Oct 27 '08
10	Photo/Multimedia quills	Oct 24 '08	0 days	NA	Oct 24 '08	Oct 24 '08
11	SWPP	Oct 24 '08	3 days	NA	Oct 24 '08	Oct 27 '08
12	Concrete Mix	Oct 27 '08	4 days	NA	Oct 27 '08	Nov 1 '08
13	Reinforcing Steel	Oct 27 '08	3 days	NA	Oct 27 '08	Oct 30 '08
14	FRV's	Oct 27 '08	4 days	NA	Oct 27 '08	Oct 31 '08
15	DI Pipe	NA	20 days	NA	Oct 27 '08	Dec 16 '08
16	Clarifier Equipment	NA	12 days	NA	Oct 27 '08	Nov 8 '08
17	Precast Structures	Oct 27 '08	8 days	NA	Oct 27 '08	Nov 4 '08
18	Process Train Equipment	NA	8 days	NA	Oct 27 '08	Nov 4 '08
19	UV Disinfection	NA	13 days	NA	Oct 27 '08	Nov 9 '08
20	Submitted Approval	Oct 30 '08	33 days	NA	Oct 30 '08	Jan 6 '09
21	Concrete Mix	Nov 3 '08	2 days	NA	Nov 3 '08	Nov 3 '08
22	Reinforcing Steel	Nov 3 '08	3 days	NA	Nov 3 '08	Nov 6 '08
23	FRV's	Nov 3 '08	2 days	NA	Nov 3 '08	Nov 5 '08
24	DI Pipe	Nov 3 '08	4 days	NA	Nov 3 '08	Nov 7 '08
25	Clarifier Equipment	Nov 6 '08	16 days	NA	Nov 6 '08	Jan 1 '09
26	Precast Structures	Nov 7 '08	8 days	NA	Nov 7 '08	Nov 15 '08
27	Process Train Equipment	NA	16 days	NA	Nov 7 '08	Dec 3 '08
28	UV Disinfection	NA	8 days	NA	Nov 7 '08	Nov 15 '08
29						
30	Fab / Deliver	Nov 3 '08	122 days	NA	Nov 3 '08	Jan 11 '09
31	Concrete Mix	Nov 3 '08	2 days	NA	Nov 3 '08	Nov 3 '08
32	Reinforcing Steel	Nov 3 '08	8 days	NA	Nov 3 '08	Nov 11 '08
33	FRV's	Nov 3 '08	6 days	NA	Nov 3 '08	Nov 9 '08
34	DI Pipe	Nov 3 '08	5 days	NA	Nov 3 '08	Nov 8 '08
35	Clarifier Equipment	Nov 10 '08	90 days	NA	Nov 10 '08	Jan 7 '09
36	Precast Structures	NA	40 days	NA	Nov 10 '08	Dec 20 '08
37	Process Train Equipment	NA	75 days	NA	Nov 10 '08	Jan 14 '09
38	UV Disinfection	NA	95 days	NA	Nov 10 '08	Feb 4 '09
39						
40						
41	Construction Tasks	Oct 29 '08	226 days	NA	Oct 29 '08	Dec 3 '09
42	Prelim Video / Photo	Oct 29 '08	1 day	NA	Oct 29 '08	Oct 29 '08
43	Layout	Oct 27 '08	4 days	NA	Oct 27 '08	Oct 31 '08
44	Mobilize	Nov 3 '08	11 days	NA	Nov 3 '08	Nov 14 '08
45	Reinforce 4" Scum Force Main	Nov 5 '08	4 days	NA	Nov 5 '08	Nov 9 '08
46	Ship Site	Nov 11 '08	2 days	NA	Nov 11 '08	Nov 13 '08
47	Erosion Control Measures	Nov 13 '08	2 days	NA	Nov 13 '08	Nov 15 '08
48	Excavate Clarifier Complex	Nov 17 '08	154 days	NA	Nov 17 '08	Oct 29 '09
49	FRP Cone / Pipe SC1	NA	8 days	NA	Nov 25 '08	Dec 3 '08
50	FRP Cone / Pipe SC2	NA	10 days	NA	Dec 11 '08	Dec 21 '08
51	FRP SC1 Slab	NA	10 days	NA	Dec 11 '08	Dec 21 '08
52	FRP SC2 Slab	NA	30 days	NA	Jan 6 '09	Feb 5 '09
53	FRP SC1 Walls	NA	30 days	NA	Jan 6 '09	Feb 5 '09
54	FRP SC2 Walls	NA	10 days	NA	Jan 22 '09	Mar 1 '09
55	FRP Splitter	NA	10 days	NA	Mar 17 '09	Apr 7 '09
56	Backfill	NA	30 days	NA	Apr 2 '09	Apr 20 '09
57	Install Equipment	NA	20 days	NA	Apr 15 '09	May 5 '09
58	Misc Metals	NA	15 days	NA	Apr 24 '09	May 9 '09
59	Paint	NA	5 days	NA	May 24 '09	Jun 8 '09
60	Startup	NA	186 days	NA	Oct 22 '09	Oct 29 '09
61	Caronwell Basin	NA	8 days	NA	Nov 25 '08	Dec 3 '08
62	Excavate Basin	NA	24 days	NA	Jan 22 '09	Mar 4 '09
63	FRP Slab	NA	64 days	NA	Mar 17 '09	May 11 '09
64	FRP Top	NA	24 days	NA	Jul 7 '09	Aug 1 '09
65	Backfill	NA	10 days	NA	Aug 6 '09	Aug 16 '09
66	Install Equipment	NA	10 days	NA	Aug 16 '09	Aug 26 '09
67	Misc Metal	NA	15 days	NA	Aug 31 '09	Oct 5 '09
68	Electrical	NA	5 days	NA	Oct 19 '09	Oct 24 '09
69	Startup	NA	141 days	NA	Dec 22 '08	Apr 3 '09
70	Excavate Anoxic Basin	NA	1 wk	NA	Dec 22 '08	Dec 22 '08
71	FRP Slab	NA	2 wks	NA	Mar 24 '09	Apr 8 '09

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider changes in unit quantity prices under the WWTP contact with CAS Construction.

Department: Administration and Public Works

Background/Description of Item:

A proposal has been made by CAS Construction LLC to change the unit prices that were set in the contract. The amounts set for unit prices affect payments when actual quantities are above or below those projected by the engineer.

If the unit prices are decreased and actual quantities are higher than planned it would benefit the city.

Bid form said \$32 for Structural Ex, \$28 for nonstructural ex and \$3 for chip and seal repair.

Proposed is \$18 for structural, \$12 for nonstructural and \$3 for chip and seal. These are the amounts in the subcontracts so if acceptable there would be no bottom line adjustment in the contract amount.

- A. LUMP SUM CONTRACT PRICE: For all Work (other than Unit Price Work) a Lump Sum of **Four Million Nine Hundred Thirty-three Thousand dollars (\$4,933,000).**
- B. UNIT PRICE SCHEDULE: In the event the Work indicated or specified in the Contract Documents is increased or decreased, the Lump Sum Bid Price set forth above shall be increased or decreased in accordance with the following Unit Prices. Adjustment of Unit quantities shall be reviewed and approved by Owner and Engineer in advance of work, and rejection of one or more Adjustment Unit Prices will not invalidate acceptance of this bid.

No.	Item	Unit	Unit Price	Quantity	Estimated Total Price
1	Overexcavation and Structural Backfill (Compacted in place)	CY	\$32.00	1,000	_____
2	Overexcavation and Backfill (Compacted in place)	CY	\$28.00	1,000	_____
3	Spot Repair of Existing Road (Asphalt Chip Seal per C001 and C005)	SF	\$3.00	7,000	_____
4	Deleted		_____	_____	_____

Total of all Unit Prices: _____ dollars (\$ _____)

Funding Source: Sewer Fund

Recommendation: Approve the requested decreases in unit prices requested by CAS Construction.

Prepared by: Carl E. Slaugh, City Administrator
 Council Date: December 15, 2008

Mary Mogle

From: Carl Slaugh [cityadm@cityofbasehor.org]
Sent: Friday, December 12, 2008 5:40 PM
To: Chris Garcia; Iris Dysart; Jim Washington; Jim Washington; 'Keith Sifford'; Roger McDowell; 'Terry L Hill'
Cc: cityclerk@cityofbasehor.org
Subject: FW: Unit Prices
Attachments: unit price changes.pdf

Additional information for Dec. 15 agenda.

Carl E. Slaugh, City Administrator
City of Basehor (913) 724-1370 x33
2620 N. 155th St. (913) 231-0630 cell
Basehor, KS 66007

From: Hafling, Mike [mailto:Mike.Hafling@casconstruction.com]
Sent: Friday, December 12, 2008 3:58 PM
To: Carl Slaugh
Cc: Keller, Jeff
Subject: Unit Prices

Attached is a graphic that will show what the effect is to both the City and ourselves based upon the unit prices both current and proposed.

The goal of having an estimated quantity and unit pricing in the contract is to share risk and define the anticipated costs. Since it is shared risk and the units can go in either direction, the prices really need to reflect an accurate measure of true cost. It is good for an Engineer to do this to protect all for some sort of unknowns. It is however tough to pull together accurately on a bid day at the last minute. Shared risks are typically handled by either allowances for dollar values or through estimated units and associated unit prices.

The attached graphic shows what happens for a full range of anticipated quantities for just the two excavation and backfill numbers. The yardage numbers are if both of the excavation units hit that number. By example if there is 1000cys of struct ex and 1000cys of non-structural excavation, then the adjustment to the contract is 0 as that was and is in the base bid. The Pink line represents my true cost based upon the subcontractor cost and as well the proposed unit price. The Blue line represents the current unit prices for each. The difference between the pink and the blue lines represents the amount of profit or loss at the resultant quantity.

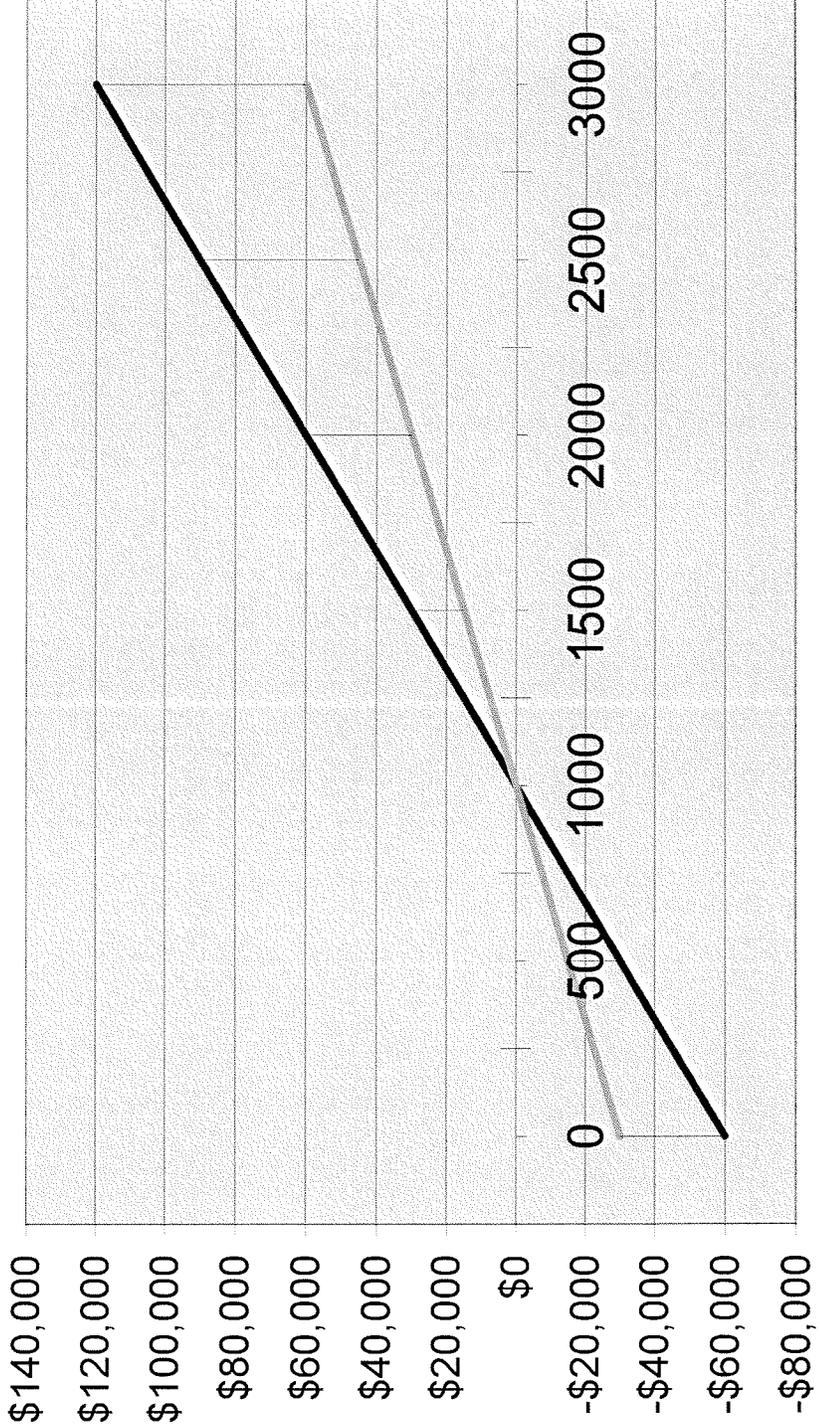
If the goal is to share risks, then I need to be honest in the pricing to the City. I don't want to lose and I do not need to gain at the expense of others.

Hope that this makes sense. Comments??

mh

12/15/2008

Unit Price Effects



The Blue line represents the Credit or Cost that the City will see based upon the current unit prices based upon increased or decreased quantities. The Pink line represents the actual credit or cost of the work. The difference between the two lines represents the amount of profit or loss to the contractor.

Yardage Recognized

- Current Value in Contract - City Cost
- Contractor Cost - New Proposed

2008 Liquor License Inspections

15541 Wolf Creek Parkway--Casey's General Store

1. ~~Electrical panels must have 36" clearance in front of and around them.~~
2. ~~Need to have cooking hood cleaned every 6 months, hasn't been cleaned since last year.~~

15510 State Avenue Suite #2-- Shorty's Liquor

1. ~~Appropriate floor drain for ice machine must be installed and drain line must include a 1" air gap.~~

15540 State Ave—Kelley's Bar and Grill

1. ~~Exterior gate at deck seating area must swing out in direction of egress, parking spot may need to be moved or removed to make way for egress. Gate cannot have a latch on it, it may be spring loaded.~~
2. ~~Front glass double doors need to remain unlocked at all times to provide adequate means of egress or have panic device hardware installed on them.~~
3. ~~Emergency light in kitchen needs relocated above exit door and away from high pile storage area.~~
4. ~~Fans located in the dishwashing area need to have plug-ins added and cannot be operated off of extension cords.~~
5. ~~Cover for the outlet under dishwashing station needs replaced.~~
6. ~~Area around mop sink needs repaired and replaced.~~
7. ~~Flue pipe for water heater needs to maintain 1" clearance at all ceiling tiles.~~
8. ~~Return air ducts in ceiling of cooking and prep area need cleaned.~~
9. ~~Stainless steel cooking flash guard protecting combustible wall needs repaired and hood needs cleaned again.~~
10. ~~Circuit breakers in sub-panel need replaced, there are several that do not fit correctly.~~

5 of these 10 issues are the some ones that were on Kelly's inspection last year.

Kelley's is working on their issues and plan to have more work done over the weekend. It appears that Kelly's has not completed any of the items that the Fire Inspector wrote up. I will also include the write-up from the Fire Inspector.

Casey's and Shorty's have corrected all of their issues.

As of 12/15/08 Kelley's Bar and Grill had completed all of the items that the Building Official had noted and had completed all but one of the items the Fire Inspector noted. That one item is removal of storage above their cooler.

It is recommended by the Building Official that all liquor licenses be renewed at this time.

Mark Lee
Building Official
City of Basehor
12/10/08, 12/15/08

2008 Liquor License Inspections

15541 Wolf Creek Parkway--Casey's General Store

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2. Front glass double doors need to remain unlocked at all times to provide adequate means of egress or have panic device hardware installed on them.
3. Emergency light in kitchen needs relocated above exit door and away from high pile storage area.
- ~~4. Fans located in the dishwashing area need to have plug-ins added and cannot be operated off of extension cords.~~
- ~~5. Cover for the outlet under dishwashing station needs replaced.~~
- ~~6. Area around mop sink needs repaired and replaced.~~
- ~~7. Flue pipe for water heater needs to maintain 1" clearance at all ceiling tiles.~~
8. Return air ducts in ceiling of cooking and prep area need cleaned.
9. Stainless steel cooking flash guard protecting combustible wall needs repaired and hood needs cleaned again.
10. Circuit breakers in sub-panel need replaced, there are several that do not fit correctly.

5 of these 10 issues are the some ones that were on Kelly's inspection last year.

Kelley's is working on their issues and plan to have more work done over the weekend. It appears that Kelly's has not completed any of the items that the Fire Inspector wrote up. I will also include the write-up from the Fire Inspector.

Casey's and Shorty's have corrected all of their issues.

Mark Lee
Building Official
City of Basehor
12/10/08

Fairmount Fire
2624 155th ST
Basehor, KS 66007

Violation Notice

Monday December 1, 2008

Kelleys Grill & Bar
15540 State AVE
Basehor, KS 66007

An inspection of your facility on Wednesday November 26, revealed the violations listed below.

ORDER TO COMPLY: Since these conditions are contrary to law, you must correct them upon receipt of this notice. An inspection to determine compliance with this Notice will be conducted on Friday December 26, 2008 at 10:36:22

If you fail to comply with this notice before the reinspection date listed, you may be liable for the penalties provided for by law for such violations.

Violation Code	Article	Division	Page	Count
2604.1.3 H			0	0
Floors shall be kept clean in hot work areas. (this will be around the hot water heater)				
315.2.1 C			0	0
Storage shall be maintained 2 feet or more below the ceiling in nonsprinklered areas of buildings and a minimum of 18 inches below sprinkler head deflectors in sprinklered areas of buildings. (this is the sorage abovce the cooler above the back door)				
1003.6.1 L			0	0
The required capacity of means of egress shall not be diminished (reduced) along the path of egress travel. Both doors in the front need to be unlocked during hours of operation.)				
315.2.1.0 B			0	0
Storage shall be separated from heaters or heating devices by distance or shielding so that ignition cannot occur. See "E" below. (this is the sheeting behind the grill)				
605.3 36" clearance around the electircal Pannel			0	0
A working space and clearance of not less than 30 inches in width, 36 inches in depth, and 78 inches in height shall be provided in front of electrical service equipment (panel). Where electrical service equipment is wider than 30 inches, the working space shall not be less than the width of the equipment.				
315.2.3 E			0	0
Combustible materials shall not be stored in boiler rooms, mechanical rooms, or electrical equipment rooms.				

Fairmount Fire
2624 155th ST
Basehor, KS 66007

Violation Notice

Monday December 1, 2008

Kelleys Grill & Bar
15540 State AVE
Basehor, KS 66007

~~605.5.3 Extension cords shall not damage
Extension cords shall not contain splices or damage.~~ 0 0

~~605.5.4 extension cords shall be grounded
Extension cords shall be grounded when serving grounded portable appliances.~~ 0 0

904.11.6.3 Hood system cleaning 0 0
Hoods, Grease-removal devices, Fans, Ducts and other appurtenances shall be cleaned at intervals necessary to prevent the accumulation of grease. Cleanings shall be recorded, and records shall state the extent, time, and date of cleaning. such records shall be maintained on the premises.

~~605.6 Open junction boxes
Open junction boxes and open wire splices shall be prohibited. Approved covers shall be provided for all switch and outlet boxes.~~ 0 0

5.2.4 F 0 0
Attic, under-floor and concealed spaces used for storage of combustible materials shall be protected on the storage side as required for 1-hour fire-resistive construction. Exception is if the area is protected by an approved automatic sprinkler system.

Magaha, Kenneth P
Inspector

X _____
Occupant/Owner

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider reimbursement payment to Leavenworth County Public Works for a northbound turn lane constructed in 2004 at 158th and U.S. Highway 24-40.

Department: Administration, Public Works

Background/Description of Item:

The City of Basehor entered into an interlocal agreement with Leavenworth County July 21, 2004 whereby a turn lane was added to 158th Street at the intersection of U.S. Highway 24-40. The turn lane was added, but the project was not closed out with KDOT and the final invoice was not sent.

During an audit of KDOT projects that had not closed out it was noted that the final payment had not been invoiced. KDOT sent the invoice to Leavenworth County and the invoice has been forwarded on to Basehor for reimbursement.

The cost of the north bound turn lane on 158th Street was \$91,378.62 which the City agreed to pay under the terms of the interlocal agreement. Leavenworth County paid the \$11,634.64 change order invoice.

The \$79,743.98 reimbursement will come out of the consolidated highway fund. Since no major project was funded from this account during 2008, funding is currently available.

The attached documents show that the 158th Street lane improvements were part of the Pinehurst Benefit District and funded through the bond issue.

Funding Source: Consolidated Highway

Recommendation: Approve the payment of \$79,743.98 to Leavenworth County for construction of the right turn lane on the South leg of 158th Street at the intersection of State Avenue in conjunction with KDOT Project No. 52C-3708-01.

Prepared by: Carl E. Slaugh, City Administrator
Council Date: December 15, 2008

PETITION FOR PUBLIC IMPROVEMENTS

TO: The Governing Body of the City of Basehor, Kansas:

1. The undersigned, being the owners of record of property described below, hereby petition the Governing Body of the City of Basehor, Kansas, to make the improvements described below in the manner provided by K.S.A. 12-6a01, et seq.
2. General Nature of Proposed Improvement. The general nature of the improvement requested is as follows:
 - i. Street and storm drainage improvements associated with the proposed Pinehurst Drive, (grading, pavement, curb and gutter, medians, traffic markings, signage, storm inlets, storm conduits, sidewalks, seeding, street lighting, and miscellaneous construction as shown on the approved plans) to include approximately two-thousand-six-hundred-seventy (2,760) lineal feet of thirty-six (36) foot, back-to-back curb width street, to include a traffic control round-about at the intersection of 155th Street and Pinehurst Drive with said roadway terminating at the existing roadway in Briarwood Estates West Subdivision with ten inch (10") depth asphaltic concrete. Pinehurst Drive improvements shall also include right-lane widening improvements to 158th Street.
 - ii. Street and storm drainage improvements associated with the proposed 155th Street, (grading, pavement, curb and gutter, medians, traffic markings, signage, storm inlets, storm conduits, sidewalks, seeding, street lighting, and miscellaneous construction as shown on the approved plans) to include approximately two-thousand-eight-hundred-eighty (2,880) lineal feet of thirty-six (36) foot, back-to-back curb width street terminating at the existing roadway in Cedar Lakes Subdivision with ten inch (10") depth asphaltic concrete.
 - iii. Street and storm drainage improvements associated with the proposed Crimson Street (west of 155th Street), (grading, pavement, curb and gutter, traffic markings, signage, storm inlets, storm conduits, sidewalks, seeding, street lighting, and miscellaneous construction as shown on the approved plans) to include approximately four-hundred-fifty-five (455) lineal feet of twenty-eight (28) foot, back-to-back curb width street terminating in a fifty (50) foot temporary turn-around with eight (8) inch depth asphaltic concrete.
 - iv. Street and storm drainage improvements associated with the proposed US 24/40 Highway improvements, (grading, pavement, curb and gutter, medians, traffic markings, signage, storm inlets, storm conduits, seeding, utility relocations, traffic control, and miscellaneous construction as

shown on the approved plans) to include two-thousand-five-hundred-fifty (2,550) lineal feet of acceleration/deceleration lane, and shoulder improvements with a combined width of twenty-four (24) feet, addition of a west bound left-turn lane approximately five-hundred-fifty (550) lineal feet, increase the existing west bound left turn lane approximately three-hundred-fifty (350) lineal feet, and three (3) legs of traffic signal modifications at 155th Street. Plans to be submitted to and approved by the City of Basehor and KDOT.

- v. Street and storm drainage improvements associated with the proposed 158th Street improvements, (grading, pavement, curb and gutter, medians, traffic markings, signage, storm inlets, storm conduits, seeding, utility relocations, traffic control, and miscellaneous construction as shown on the approved plans) to include seven-hundred-fifty (750) lineal feet of northbound right-turn lane and shoulder improvements with a combined width of twenty-four (24) feet. Plans to be submitted to and approved by the City of Basehor and KDOT.
 - vi. Sanitary sewer improvements, to include construction of twenty-five (25) manholes, with approximately three-thousand-four-hundred-fifty-nine (3,459) lineal feet of eight inch (8") gravity sewer main, six-hundred-eight (608) lineal feet of twelve-inch (12") gravity sewer main, one-hundred-eighty-eight (188) lineal feet of fifteen-inch (15") gravity sewer main, and two-hundred-thirty-seven (237) lineal feet of eighteen-inch (18") gravity sewer main, including applicable service and main connections, and miscellaneous construction as shown on the approved plans.
 - vii. Storm retention and detention basin improvements associated with the proposed drainage structures located on Tracts A through C (clearing, grading, coring, hydraulic head works, seeding, and miscellaneous construction as shown on the approved plans) to include a 4.6 ac.-ft. retention structure, a 1.2 ac.-ft. retention structure, and a 0.6 ac.-ft. detention structure.
3. Estimated Costs. The estimated or probable cost of such improvement is Four-million-twenty-thousand-seven-hundred-ninety and 00/100 dollars (\$4,020,790.00).
***See the attached Engineer's Estimate, for information.

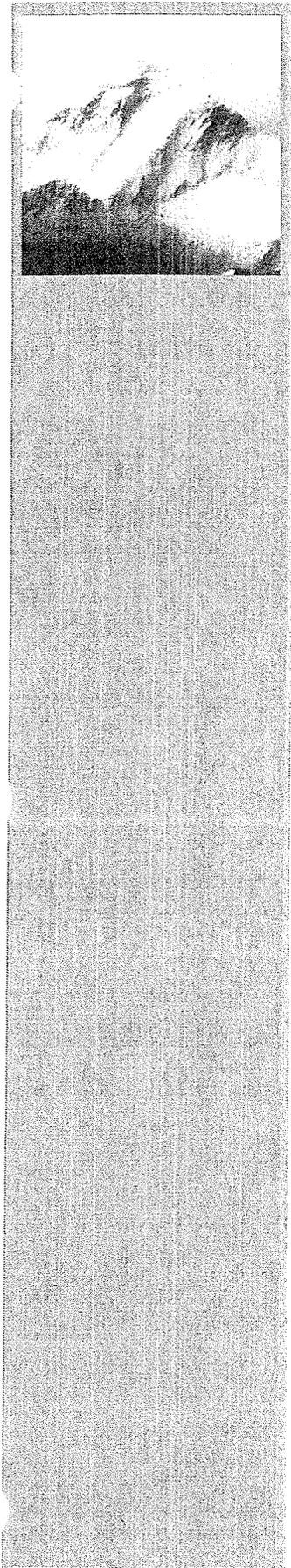
July 24, 2003

ENGINEER'S ESTIMATE OF COST
 PINEHURST BENEFIT DISTRICT
 July 23, 2003

ITEM NO.	ITEM DESCRIPTION	UNIT	QTY.	UNIT PRICE	TOTAL
KDOT IMPROVEMENTS FOR US 24/40 HIGHWAY & 158th STREET					
89	Clearing, Grubbing, and Demolition	LS	1.00	37,600.00	37,600
90	Type B (MR-90) Compaction	CY	7,200.00	2.25	16,200
91	Type AA (MR-5) Compaction	CY	1,720.00	2.50	4,300
92	6" AB-3 Granular Subbase	SY	9,450.00	6.45	60,953
93	6" Lime Treated Subbase	SY	9,450.00	2.20	20,790
94	1" KDOT (BM-IT) Asphalt Surface (24/40 Main)	TON	535.00	50.00	26,750
95	6.5" KDOT (BM-2C) Asphalt Base (Shoulder)	TON	1,610.00	46.00	74,060
96	12.5" KDOT (BM-2C) Asphalt Base (24/40 Main)	TON	3,940.00	48.00	189,120
97	2" KDOT (BM-2) Asphalt Surface (158th Street)	TON	75.00	50.00	3,750
98	8" KDOT (BM-2) Asphalt Surface (158th Street)	TON	300.00	46.00	13,800
99	Edge Drain Storm Pipe	LF	3,600.00	7.50	27,000
100	42" RCP	LF	30.00	60.00	1,800
101	48" RCP	LF	42.00	65.00	2,730
102	42" RCP End Section w/ toewall and collar	EACH	1.00	850.00	850
103	48" RCP End Section w/ toewall and collar	EACH	2.00	1,000.00	2,000
104	6" Concrete Ditch Lining	SY	420.00	45.00	18,900
105	Type D Median Curb	LF	320.00	10.00	3,200
106	4" PCC Median Concrete	SY	205.00	30.00	6,150
107	Pavement Marking	LS	1	2,100.00	2,100
108	Traffic Signal Improvements (155th Street)	LS	1	365,000.00	365,000
109	Temporary Traffic Signal	LS	1	62,000.00	62,000
110	Seeding (Permanent)	LS	1	15,200.00	15,200
111	Seeding (Temporary)	LS	1	5,390.00	5,390
112	Traffic Control	LS	1	24,000.00	24,000
113	Erosion Control	LS	1	5,400.00	5,400
TOTAL - US 24/40 HIGHWAY & 158TH STREET KDOT IMPROVEMENTS					989,040

ENGINEER'S ESTIMATE OF COST
 PINEHURST BENEFIT DISTRICT
 July 23, 2003

ITEM NO.	ITEM DESCRIPTION	UNIT	QTY.	UNIT PRICE	TOTAL
SUMMATION OF BENEFIT DISTRICT COSTS					
	General				99,380
	Sanitary				307,550
	Storm Drainage & Detention				669,670
	Street and Site Improvments				1,311,180
	KDOT Improvements to US 24/40 & 158th Street				989,040
	Subtotal of Construction				3,376,820
	Preliminary Engineering & Surveying				302,400
	Geotechncial and Material Testing				39,340
	Construction Engineering/Inspection				265,800
	Administrative & Legal				36,430
	BENEFIT DISTRICT TOTAL ESTIMATE				4,020,790



City of Basehor, Kansas
Final project Cost
Pinehurst Project

May 17, 2005

Project Expenditures ⁽¹⁾	\$2,615,672.49
Plus: Remaining Interest Payment on Notes to 9/1/05	33,500.00
Additional City Administrative Fee ⁽²⁾	206,574.72
Plus: Estimated Costs of Issuance/Bonds	<u>40,000</u>
Total Project Cost	<u>\$2,895,747.21</u>

⁽¹⁾ Includes the May 1, 2004, October 1, 2004 and May 1, 2005 interest payments on the Notes.

⁽²⁾ The total administrative fee due the City is \$289,574.72 (10% of project costs). The City received \$83,000 from proceeds of the Series 2004 Notes. The balance in the amount of \$206,574.72 will be transferred from the Project Fund to the General Fund.

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider approval of a request from the Holy Angels Catholic Church for a grinder pump to be installed to serve the existing church building.

Department: Administration

Background/Description of Item:

The Holy Angels Catholic Church is requesting permission to install a “grinder pump” which will empty into the city sewer system. The grinder pump is required to serve the existing church due to the septic system being eliminated as part of the construction for the new church parking lot.

The request has been reviewed and approved by the city superintendent. The equipment will be installed according to specifications provided by the city and will be maintained at no cost to the city.

- 15-246. GRINDER PUMPS PROHIBITED. (a) That after April 15, 1996, the installation of grinder pumps in the public sewer system of the city is absolutely prohibited.
- (b) That after April 15, 1996, the use of grinder pumps in a private sewer system must first be approved by the city engineer and the city council.
- (c) In the event the use of a grinder pump in a private sewer system is authorized by the city engineer and the city council, the resident or homeowner shall bear all cost and expense with regard to the purchase, installation and maintenance of the grinder pump. The city shall have no legal responsibility nor any economic responsibility nor will it bear any expense associated with any problems or malfunctions which may arise from the use of the grinder pump in the private system.
- (d) In the event a grinder pump shall fail or malfunction and thereby create a public hazard and the homeowner or resident fails to remedy the situation immediately, the city shall, upon notice to the owner, have the right to enter the premises and take whatever steps are necessary to remedy the hazard created. The city shall be entitled to any and all costs associated with such action. Provided, however, the city shall have no obligation to enter upon such premises to take such action.
- (Ord. 293, Secs. 4:7; Code 1999)

Funding Source: Sewer Fund

Recommendation: Approve the request for a grinder pump to be installed to serve the existing Catholic Church building.

Prepared by: Carl E. Slaugh, City Administrator
Council Date: December 15, 2008



HOLY ANGELS CHURCH

15410 Leavenworth Rd.
Basehor, KS 66007

December 2, 2008

City of Basehor
c/o Mr. Carl Slaugh, City Administrator
P O Box 406
Basehor KS 66007

Dear Mr. Slaugh,

With this letter, Holy Angels Catholic Church is requesting permission to install a "grinder pump" (which will empty into the city sewer) for the existing church building. The existing church is operating on a septic system. This system needs to be eliminated due to the fact that the lines would run under the new church parking lot.

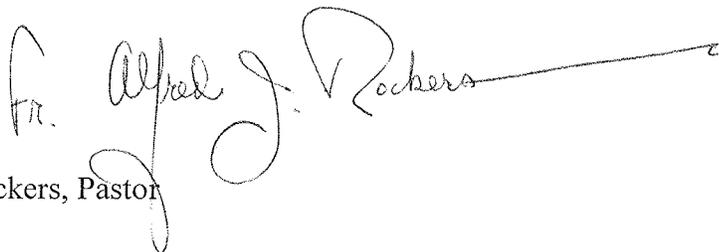
Gene Myracle, City Superintendant, and Jeff Scherer, a representative from our parish, have met regarding the type of pump needed and the company that would do the work. Haynes Equipment would be able to provide the installation of the pump.

We understand that Holy Angels Catholic Church is responsible for any maintenance of the pump which has a back up alarm and lights.

We feel the "grinder pump" would be adequate for the existing church building since it will be used mainly for small weddings after the new church is completed.

Time is of the essence; therefore we look forward to your response to our request.

Sincerely,

Fr. 

Father Al Rockers, Pastor

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider planning commission appointments.

Department: Administration and Planning

Background/Description of Item:

John Flower is presently serving as planning commission chairman. He has been elected to fill the 3rd District seat on the Leavenworth County Commission. After receiving an attorney general opinion that serving on both positions at the same time constituted a conflict of interest, John has decided to resign his position on the Basehor planning commission.

Jon D. Gallion, 15756 Donahoo Rd, is being nominated by Mayor Garcia to fill the position left vacant by John Flower.

Two positions on the planning commission are designated for individuals living outside the city limits, but within three miles and within the Basehor growth area.

K.S.A. 12-744

**Chapter 12.--CITIES AND MUNICIPALITIES
Article 7.--PLANNING AND ZONING**

12-744. Same; planning commission; creation; membership; vacancies; interlocal agreements; metropolitan or regional planning. (a) The governing body of any city, by adoption of an ordinance, may create a planning commission for such city and the board of county commissioners of any county, by adoption of a resolution, may create a planning commission for the county. Any such planning commission shall be composed of not less than five members. The number of members of a planning commission may be determined by ordinance or resolution. If a city planning commission plans, zones or administers subdivision regulations outside the city limits, at least two members of such commission shall reside outside of but within three miles of the corporate limits of the city. A majority of the members of a county planning commission shall reside outside the corporate limits of any incorporated city in the county. A county, metropolitan or regional planning commission may serve as the planning commission for a city.

(b) The governing body shall provide by ordinance or resolution for the term of the members of the planning commission and for the filling of vacancies. Members of the commission shall serve without compensation. The governing body may adopt rules and regulations providing for removal of members of the planning commission.

**Basehor Municipal Code
ARTICLE 4. CITY PLANNING COMMISSION AND
BOARD OF ZONING APPEALS**

16-401. COMMISSION; CODIFICATION. There is hereby codified the Basehor City Planning Commission which is composed of seven members of which five members shall be residents of the city and two members shall reside outside the city, but within the designated planning area of the city which is within at least three miles of the corporate limits of the city. (Ord. 340, Sec. 1)

16-402. SAME; MEMBERSHIP, TERMS, INTEREST AND COMPENSATION. The members of the planning commission shall be appointed by the mayor with the consent of the governing body at the first regular meeting of the governing body in May of each year and take office at the next regular meeting of the commission. All members shall be appointed for staggered terms of three years each. The appointments shall be so made that the terms of office of the members residing outside of the corporate limits of the city do not expire within the same year.

Funding Source:

Recommendation: Approve the change in appointments on the planning commission recommended by Mayor Garcia.

Prepared by: Carl E. Slaugh, City Administrator
Council Date: December 15, 2008

**Jon D. Gallion
15756 Donahoo Rd.
Basehor, KS 66007**

Born in Ohio December 1946

Married to Cheryl Gallion, one daughter married with two daughters

Graduated Danville High School 1964

Attended Ashland College and Ohio State University

U.S. Air Force 1964 to 1968

Transferred to Kansas in 1989 by Sprint - retired in 2003

Moved to area Basehor in 1996

Attend Basehor United Methodist Church

Currently Finance and Building Committee chairman

Studied for and completed exam for stock broker (series 7) in 2000

Studied for and completed exam for three other licenses

Currently working as an investment advisor

Ran for County Commissioner in 2004

BASEHOR PLANNING COMMISSION

** Indicates County Resident

Position

1. Bob Harrison 3 Years
15424 Olive Appointed: 5/2005
Basehor, Ks. 66007 Replaced Burl Gratny
Home: 724-2165 Reappointed: 5/2006
bharrison@capitalelectric.com **Term Expires: May 2009**
2. Jason Logsdon 3 Years
15030 Craig Appointed: 12/02
Basehor, Ks. 66007 Replaced Ray Harvey
Home: 724-2671 Reappointed 5/2003; 5/2006
logsdon@skw-inc.com **Term Expires: May 2009**
3. Kevin Jones 3 Years
16210 Margie Lane Appointed: 7/08
Basehor, Ks. 66007 Replaced Roger Mc Dowell
Home: 913-908-5656 **Term Expires: May 2009**
Work: 913-000-0000
4. Ed Bush 3 Years
2606 N 156th Terr. Appointed: 5/2004 , 5/2007
Basehor, Ks. 66007 Replaced Steve Cole,
Home: 724-2674 **Term Expires: May 2010**
EDLINBUSH@SUNFLOWER.COM
5. John Flower** Chairperson 7/06 3 Years
15515 Cedar Lane Appointed 4/2006, 5/2007
Bonner Springs, KS 66012 Replaced Rick Hogue
Home: 724-1527 **Term Expires: May 2010**
SAILING@SUNFLOWER.COM
6. VACANT (David Povilonis) 3 Years
3406 N. 156th St. Appointed: 5/2005
Basehor, Ks. 66007 Replaced George Smith
Home: 724-4040 **Term Expires: May 2008**
BAMAFAN02@SUNFLOWER.COM
DAVE@IDINET.COM
7. John Matthews- Vice-Chairperson (7/08)** 3 Years
17629 166th. St. Appointed Vice-Chairman 7/2008
Bonner Springs, Ks. 66012 Reappointed 7/01/2008
Home: 724 – 1454 **Term Expires: May 2008**
JOHNPATMATTHEWS@AOL.COM

Dustin Smith, Planner
Basehor City Hall, P.O.B. 406
Basehor, Ks 66007
Work: 724-1370 ext.24
Fax: 724-3388
planning@cityofbasehor.org

Kathy Renn, Asst. City Clerk
Basehor City Hall, P.O.B. 406
Basehor, Ks 66007
Work: 724-1370 ext.21
Fax: 724-3388
asstcityclerk@cityofbasehor.org

Carl Slaugh, City Adm
Basehor City Hall, P.O.B. 406
Basehor, KS 66007
Work: 724-1370 ext. 33
Fax: 724-3388
cityadm@cityofbasehor.org

Revised November 2008

WORK SESSION AGENDA ITEM INFORMATION FORM

Agenda Item: Consider a change in approval or authorization authority limits for the city administrator.

Department: Administration

Background/Description of Item:

The city administrator operates under the direction of the city council. The current limits of authorization set by the city council are as follows:

Department Heads	\$1,500
City Administrator	\$2,500

During major construction projects there are occasions when changes are recommended by the engineer or contractor that either raise or lower project costs. If those recommendations would result in an increase of \$2,500 or more the proposal would require approval by the city council at a regular city council meeting. If an item is urgent or an emergency exists a special city council meeting may be called to resolve the issue.

The city council may authorize a higher limit for a specific project with certain limitations.

The attached list shows the spending limits from various cities in Kansas. The responses came as a result of a question on spending limits posed by Lynne Ladner, city administrator in Hiawatha, on Nov. 4, 2008.

Funding Source:

Recommendation: Consider a change in authorization authority up to \$10,000 for the city administrator.

Prepared by:	Carl E. Slaugh, City Administrator
Council Date:	December 15, 2008

Purchasing Authority

Community	Form of government	Dept. head authority	Finance Director authority	Manager/Admin authority	Other comments	Population
City of Arkansas City	Manager	\$5,000		\$5,000	City Manager unlimited as long as it is a budgeted item per City Code	11,581
City of Atchison	Manager	\$3,000	\$5,000	\$10,000		10,169
City of Cherryvale	Administrator	\$1,000		\$5,000	with an emergency provision for a public safety, health or welfare	2,266
City of Colby	Manager	\$1,000	between \$1,000 and \$2,000 it requires a completed requisition signed by the City Manager or Finance Director; all purchases over \$2,000 must have prior approval of the City Manager.	up to \$10,000 in the tax funds, Solid Waste and Sewer funds and up to \$25,000 in the Water and Electric funds.	unless it is repairs or normal purchases. I usually take all expenditures of \$10,000 or more to the Council	5,030
City of Douglass	Clerk/Admin	\$500		\$3,500		1,799
City of Edwardsville	Administrator	\$1,500		\$10,000	CA purchases require bids or written quotes	4,503
City of Ellinwood	Administrator	\$1,000		\$5,000	CA limit doesn't apply to emergencies or budgeted items	2,119
City of Ellsworth	Manager			\$10,000	must inform council of any purchase over \$1000	2,887
City of Eudora	Manager	\$2,000		\$5,000		5,284
City of Girard	Administrator	\$2,000		\$5,000		2,686
City of Goddard	Administrator	\$300		\$800	CA has up to \$2,500 for purchase related to Waste Water treatment facility project	3,337
City of Hays	Manager	\$1,500		\$15,000	up to \$500 for superintendants	19,632
City of Hesston	Administrator	\$500		\$5,000	I consider this as authority on new and unusual purchases. Purchases that are approved through other action as within the budget or on special projects are not covered and I consider as blanket authority.	3,631
City of Hillsboro	Administrator	\$1,000		\$5,000		2,731
City of Holcomb	Clerk/Admin	\$500		\$2,500		1,888
City of Holton	Manager	\$5,000		\$5,000		3,400

Purchasing Authority

Community	Form of government	Dept. head authority	Finance Director authority	Manager/Admin authority	Other comments	Population
City of Kechi	Administrator	\$1,000		\$4,500	\$4,500 but less than \$15,000 shall be taken to the governing body for approval at the next regularly scheduled meeting, or at a special meeting, of the governing body, prior to purchase. Any purchase order of materials, supplies and services which can reasonably be expected to be greater than \$15,000 shall be by sealed bid	1,242
City of Kingman	Manager	\$750		\$5,000	anything over \$200 requires two quotes	3,183
City of Lansing	Administrator	\$2,000		\$7,000	In cases of emergencies I can take care of the problem then report it to the council.	10,214
City of Lyons	Administrator	\$500		\$5,000	In the event of an emergency requirement it is stated to go and purchase the items.	3,554
City of Marysville	Administrator	\$100		\$500		3,151
City of Minneapolis	Administrator	\$1,000		\$10,000		2,015
City of Mission Hills	Manager			\$15,000	all other staff must discuss over \$500 with CM	3,523
City of Neodesha	Administrator	\$2,000		\$5,000	department heads discuss purchases over \$500	2,652
City of Osawatomie	Manager	\$1,000		\$10,000	Foreman up to \$500. unless there is an emergency - then I can spend whatever it takes to mitigate the issue....	4,616
City of Wellington	Manager	\$2,000		\$10,000	with anything over 2,000 has to be cleared by my office or Fin. Dir.	8,098
Douglas County	County Mgr	\$5,000		\$20,000		102,914
Miami County	County Mgr	\$1,000		\$10,000		30,496