

AGENDA

BASEHOR CITY COUNCIL

June 15, 2009

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 Terry Hill and Pledge of Allegiance**
- 2. Public Hearing – Sewer and Solid Waste Delinquent Accounts**

3. 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. June 1, 2009 Regular Meeting
- b. Approve Treasurer's Report & Vendor Payments
- c. Approve investment recommendations
- d. Approve calendar of events
- e. Business and Industries Week Proclamation

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

- a. Guidance from Council regarding proposed Tax Rebate program.

6. Business

- a. Consider ordinance designating a date for annual appointments of Boards and Commissions.
- b. Consider appointment of Board and Commission members:
 1. Park Advisory Board members
 2. Board of Zoning Appeals
 3. Planning Commission
- c. Consider Scope of Service contract with MHS Engineering for 2009 Pavement Management Plan.
- d. Consider resolution authorizing Mayor Hill to sign documents associated with KDHE State Revolving Loan and wastewater treatment facility expansion.
- e. Consider resolution designating the City of Basehor's boundaries (legal description).

7. Interim 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

AGENDA ITEM INFORMATION FORM

Agenda Item: Public Hearing regarding delinquent sewer and solid waste accounts.

Department: Administration

Background/Description of Item:

The public hearing is the last step prior to submitting delinquent utility accounts to the County Clerk for placement on residents property taxes.

At this hearing, citizens are given an opportunity to appeal the assessment. The Council has the authority to approve or deny the request based on their findings.

Each account certified to the county clerk will be assessed an additional \$100 administrative fee.

Funding Source: Sewer and Solid Waste Funds

Recommendation: A motion was made _____ and seconded by _____ to direct the city clerk to add \$100 administrative fee to each certified delinquent account; then forward the list to the county clerk for assessment on the Ad Valorem Tax Rolls.
Motion passed _____.

Prepared by: Mary Mogle, City Clerk
Council Date: June 15, 2009

REPORT 3 - June 8, 2009
Sewer/Solid Waste Delinquent Accounts
After May Billing

ACCT. #/OWNER	RENTER/ADDL OWNER	SEWER	SOL. WASTE	TOTAL
157T-002611-0000-02 Bryan Smith 2611 N. 157th Terr. Basehor, KS 66007 #052-158-34-0-10-15-008-00-0-01		\$ 100.21	\$ 13.58	\$113.79
BRAD-015373-0000-01 Jeremy Ressler P.O. Box 415 Basehor, KS 66007 #052-181-11-0-00-00-029-20-0-01		\$86.85	\$0.00	\$86.85
CEDA-015402-0000-01 Shannon & Chris Whisenant 15402 Cedar St. Basehor, KS 66007 #052-181-02-0-10-03-005-02-0-01		\$112.58	\$25.21	\$137.79
CHES-015422-0000-02 Randal C. Mortell 15422 Chestnut St. Basehor, KS 66007 #052-181-02-0-20-03-004-00-0-01		\$149.88	\$20.37	\$170.25
CRES-015528-0000-02 Secretary of Veteran's Affairs 5500 E. Kellog Wichita, KS 67218 #052-158-34-0-40-01-001-03-0-01	Rebecca L. & Ronald Keopke 15528 Crestwood Dr.-Current owner	\$75.75	\$5.52	\$81.27
CRES-015531-0000-02 Amy & Jeremy Bennett 15531 Crestwood Dr. Basehor, KS 66007 #052-158-34-0-40-01-001-05-0-01		\$347.78	\$31.04	\$378.82
CRES-015560-0000-01 Option One P.O. Box 57054 Irvine, CA 92619-7054 #052-158-34-0-40-01-001-29-0-01		\$223.78	\$9.83	\$233.61

ACCT. #/OWNER	RENTER/ADDL OWNER	SEWER	SOL. WASTE	TOTAL
CRES-015560-0000-02 Option One P.O. Box 57054 Irvine, CA 92619-7054 #052-158-34-0-40-01-001-29-0-01		\$64.95	\$0.00	\$64.95
CYPB-018147-1250-01 Dean A. & Sheri A.Davis 18147 Cypress Bend Bonner Springs, KS 66012 #052-181-11-0-00-00-034-00-0-01		\$205.79	\$0.00	\$205.79
PIVC-014104-0000-01 Carl James Engelken 14104 Pine Valley Ct. Basehor, KS 66007 #052-156-24-0-00-10-003-00-0-01		\$321.39	\$35.15	\$356.54
PNRG-015322-0000-01 Jeremy Ressler P.O. Box 415 Basehor, KS 66007 # Correct owner #'s 15268 Pine Ridge	<i>Awaiting vacant payment House numbers were incorrect w/ County vs City</i>	\$24.30	\$0.00	\$24.30
PRAI-015914-0000-01 Planet/Morningstar 16004 Prairie Way Basehor, KS 66007 #052-182-03-0-00-00 105.09		\$47.43	\$0.00	\$47.43
SHEE-016704-0000-01 Echo Builders,Advance Prop.Mgt. Raymond H. Christian 757 Highway 40 Lawrence, KS 66049 #052-182-09-0-00-00-126-00-0-01		\$ 141.60	\$ 137.74	\$279.34
SHEE-016706-0000-01 Echo Builders,Advance Prop.Mgt. Raymond H. Christian 757 Highway 40 Lawrence, KS 66049 #052-182-09-0-00-00-126-00-0-02		\$ 634.43	\$ 137.74	\$772.17

ACCT. #/OWNER	RENTER/ADDL OWNER	SEWER	SOL. WASTE	TOTAL
SHEE-016800-0000-01 Echo Builders,Advance Prop.Mgt. Raymond H. Christian 757 Highway 40 Lawrence, KS 66049 #052-182-09-0-00-00-123-01-0-01		\$ 604.57	\$ 137.74	\$742.31
SHEE-016802-0000-01 Echo Builders,Advance Prop.Mgt. Raymond H. Christian 757 Highway 40 Lawrence, KS 66049 #052-182-09-0-00-00-123-00-0-01	LaSalle Bank National Assn. no address given for bank current owner accrd. To LVCO	\$565.56	\$128.04	\$693.60
SHEE-016822-0000-01 Anne Lowder 492 E. 400 Rd. Overbrook, KS 66524 #052-182-09-0-00-00-118-00-0-01		\$272.14	\$88.27	\$360.11
SHEE-016824-0000-01 Echo Builders,Advance Prop.Mgt. Raymond H. Christian 757 Highway 40 Lawrence, KS 66049 #052-182-09-0-00-00-117-01-0-01	Jeff Scherer-Current Owner 1706 N. 150th St. Basehor, KS 66007	\$ 519.42	\$ 117.37	\$636.79
SHEE-016826-0000-01 Echo Builders,Advance Prop.Mgt. Raymond H. Christian 757 Highway 40 Lawrence, KS 66049 #052-182-09-0-00-00-117-00-0-01	Jeff Scherer-Current Owner 1706 N. 150th St. Basehor, KS 66007	\$436.04	\$106.70	\$542.74
WALN-015537-0000-01 Darin Martin 15537 Walnut Ct. Basehor, KS 66007 #052-158-34-0-40-03-010-00-0-01		\$252.23	\$64.02	\$316.25
TOTAL				\$6,244.70

Minutes

BASEHOR CITY COUNCIL

June 1, 2009

6:00 p.m.

Basehor City Hall

Official Presiding: Mayor Terry L. Hill

**Members Present: Pres. Jim Washington, David Breuer, Iris Dysart, Dennis Mertz,
Bill Moyer**

Members Absent: none

**Staff Present: Lloyd Martley, Mary Mogle, Gene Myracle, Dustin Smith,
Joe McAfee**

Newspaper: Kaitlyn Syring, *Basehor Sentinel* (regular meeting only)

WORK SESSION - 6:00 p.m.

The work session was called to order by Mayor Hill. All members were present with exception of President Washington and Councilmember Breuer. The city attorney was not in attendance.

Scheduled discussion items.

b. Honey Creek Mowing Issues:

Interim City Administrator Lloyd Martley reported lack of mowing on vacant lots has been an ongoing issue in Honey Creek Farms subdivision. Mr. Martley explained there has been some debate whether it took Council action to hire a contractor or if staff had the authority to make that decision. He did not feel the building inspector should have the right to make the decision to hire whom ever he wanted to and thought bid had already been let for mowing. It was reported, in the past, Pinehurst South had been mowed by the City's public works department and charged back to the property owner. Mayor Hill reported he looked at Honey Creek and it appeared that the majority of the vacant ground was being baled. Council discussed whether it would be more advantageous to use a contractor or use public works department for mowing purposed. *(President Washington arrived at 6:07 p.m.)*

Honey Creek resident reported he was cutting grass on the lot behind him, and although he did not mind, he did not want to continue mowing someone else's property. Mr.

Martley reported there were a few foreclosed homes in Honey Creek that were not being maintained. Another Honey Creek resident reported he spoke with the farmer that baled the property in the past and was informed he would not bale it again due to the poor quality of hay.

Councilmember Dysart noted the property was zoned CP-2 and should not be used as an agricultural use. Mr. McAfee stated many developers leave property in agriculture so they do not have to pay residential taxes. She thought that should be researched to see if it was within the law.

President Washington felt the City should have a staff member decide who the appropriate property was for each lot or tract of land; then notify them that the issue was not abated, the City would mow and place the cost on their property taxes. There were questions as to who would be responsible for maintaining the retention pond. Mr. McAfee noted the City did not have a right to arbitrarily mow without proper notice since the land was not deeded to the City. Mr. Smith reported if the City mowed the retention pond, the charges would be assessed to everybody in the subdivision. *(Councilmember Breuer arrived at 6:19 p.m.)*

Mr. Martley recommended that a contractor be awarded a bid for the duration of this years mowing season. President Washington commended residents of Honey Creek for pulling together to fight the zoning issue and also suggested they form a Homes Association. A Honey Creek resident reported the residents were opposed to a Homes Association.

Mr. Smith stated he wanted to make it clear that different types of grass would be treated in different ways. Mayor Hill stated that was understood.

c. Revisions to meet format

Mayor Hill explained he thought the Call to Public could be married in with Scheduled Discussion Items as long as the meeting moved forward.

Councilmember Breuer thought it allowed for good dialogue with the public. President Washington suggested clearing it with the city attorney and felt the speaker's name and address should be recorded when addressing the Governing Body rather than arbitrarily speaking.

Resident George Smith stated as a spectator he would appreciate speaking after Council had discussed the item and before formal action was taken on an issue.

Carole Washington would like to get more people involved in meetings and suggested holding Town Hall meetings.

Mr. Martley reported in the past the city administrator used the laptop during the meeting and asked if they would like to continue that practice. President Washington felt the visual aid was effective for the citizens.

Mr. Martley asked if Council would prefer department heads give a verbal staff report at the end of each regular meeting or continue to provide written weekly reports. The mayor reported by giving verbal reports, it would allow department heads to recap what they were working on both present and future.

d. Tax Rebate Program

Mr. Martley reported the building inspector prepared an ordinance regarding the proposed Tax Rebate program. Fairmount Township Fire Department and Basehor-Linwood USD #458 School Board would be meeting in the next couple of weeks to discuss the proposed tax rebate program. Councilmember Breuer did not feel the City was ready to pass an ordinance and felt additional discussion was necessary.

President Washington attended the Board of County Commissioners meeting where they discussed the Tax Rebate program. No decisions were made at the meeting. Councilmember Breuer reported other communities have successfully run programs similar to the program proposed by Basehor.

Mr. Flower reported the county commissioners had two concerns 1) statutory authority; and 2) how to structure the program. President Washington reported the school district reported they would lose approximately \$145 per student if the program were implemented; however, they felt they would recoup their losses back in time by spurring the housing market.

e. MARCIT Contract Agreement

Mr. Martley reported according to MARCIT bylaws, the City had to give a 90-day cancellation notice (April 1st) in order to change dental insurance providers. If proper notice was not given, the City would be required to pay a 25% premium penalty from July 1, 2009 through April 1, 2010. He explained MARCIT performed an analysis comparing BCBS and MARCIT benefits and submitted a bid that was twenty-seven cents lower than BCBS; however, it did not include braces and would reduce the lifetime benefit to \$750. The current MARCIT plan included braces and the premium did not increase for 2009-2010 coverage year.

Council thought staying with the current MARCIT plan would be better for those employees who were on the family plan based on the cost of braces.

f. Relocation of Suburban water line and City sewer force main at the junction of Wolf Creek Parkway and 150th Street.

Mr. Martley reported Wolf Creek Junction needed the water line moved before they could open. Mike Breuer, Suburban Water, asked for a drawing of where the lines need to go and receipt of a signed contract. The city engineer explained the relocation of lines was discussed earlier in the year; however, no decision could be made since there was no

way of knowing where the street would shift to the north. When 150th becomes realigned, the water line on the west side of 150th Street would need to be relocated at that point. MKEC has been asked to put together a plan and cost estimate. Mr. Martley explained the city was reluctant to sign a contract until bids were let. Mike Breuer, Suburban Water, stated he would like to get a letter giving authorizing for them to move ahead with design work. Mr. McAfee reported the project would have to be bid since it would be paid from the KDOT loan project. He informed Council to expect a change order for the water line relocation.

Five-minute break (7:00 p.m.)

REGULAR MEETING – 7:00 p.m.

ROLL CALL BY MAYOR TERRY HILL AND PLEDGE OF ALLEGIANCE

The regular meeting was called to order at 7:09 p.m. with all members present. The city attorney was not in attendance.

Presentation – City Clerk and Municipal Finance Officer (CCMFOA) Region VII Chairperson, Lana McPherson, presented city clerk Mary Mogle with a certificate and pin from General Code of New York for her participation and work at the local, regional, and State level.

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. May 18, 2009 Regular Meeting
- b. Approve Treasurer's Report & Vendor Payments
- c. Approve investment recommendations
- d. Approve calendar of events
- e. Approve city administrator's resignation and severance agreement

A motion was made by Councilmember Dysart and seconded by Councilmember Moyer to approve the Consent Agenda as printed. Motion passed 5-0.

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).

Kevin Barclay (4301 N. 141st Ct) reported the [Wolf Creek Marketplace] store should open in about three weeks. Over 400 employment applications have been received and anticipate hiring approximately 94 people. They hope to start setting up non-perishable groceries in approximately two weeks and perishable items would be delivered the day before the store opening. The parking lot was currently under construction.

Ed McIntosh (15395 Briar Rd) explained Blacktop Paving provided a bid for the sewer line; however, water line issues still needed to be resolved. Mr. McIntosh reported the street project was moving forward and that the west part of the project would be ready when the grocery store opens; however, the east side would not be ready for about two weeks after the store opens. He explained his development included two water companies, Rural Water District No. 1 and Suburban Water which had been a challenge.

Sandra Grimes (15402 Crimson, Pinehurst South) reported there are several bankruptcy properties in Pinehurst Estates. Some property owners have graciously mowed around the detention pond. She felt the residents of Honey Creek would have to unite in creating a Homes Association in order to take care of some their problems.

Closed public portion of meeting.

A motion was made by President Washington and seconded by Councilmember Moyer to amend the agenda as follows:

“a(1).” Consider confirmation of mayor’s appointment of planning commission member.

“f.” Consider contract with KiAnn McBratney for city prosecutor services.

“g”. Consider changing dental insurance provider from BCBS to MARCIT.

“h.” Consider bid from Consolidated Rural Water District No. 1 to install water lines in Wolf Creek Phase II and be paid from TRF-0125 Loan funding.

“i” Consider CAS Construction payment request no. 8.

Motion passed 5-0.

SCHEDULED DISCUSSION ITEMS

a. LCDC Quarterly Report

Steve Jack, LCDC Executive Director, gave a quarterly update via PowerPoint. LCDC work with federal and state legislators for funding, area Chamber of Commerce, and other economic development organizations to promote Leavenworth County cities. Mr. Jack explained the projects they were working on and upcoming events.

Also present was LCDC president Chuck Peterson and Economic Development Coordinator Victoria Rowley.

Councilmember Breuer asked how many businesses located in Basehor that derived from contacts made by LCDC. Mr. Jack reported Lawrence Hydraulic located in Basehor. Councilmember Moyer reported he would be meeting with the owners of Snap Fitness about locating to Basehor and invited LCDC to attend.. He thought LCDC could possibly assist in the companies needs.

- b. *Honey Creek Mowing Issues***
- c. *Revision to meeting format***
- d. *Tax Rebate Program***
- e. *MARCIT Contract agreement***
- f. *Relocation of Suburban water line and City sewer force main at the junction of Wolf Creek Parkway and 150th Street.***

Items “b” through “f” were discussed during the work session.

BUSINESS

- a. *Consider increase in pay for KU MPA intern***

The recommendation was to increase the intern pay to \$13.00 per hour. Interviews for the next intern would be held later in the week.

A motion was made by President Washington and seconded by Councilmember Mertz to increase the intern hourly rate from \$11.00 to \$13.00 per hour. Motion passed 5-0.

- a(1) *Consider confirmation of mayor’s appointment of planning commission member.***

Mayor Hill submitted the name of Russell “Rusty” Jacobson to fill the vacant position of Jason Logsdon who would officially resign effective June 3, 2009.

Mr. Jacobson gave a summary of his background and expressed his desire to serve the community as a planning commission member.

A motion was made by Councilmember Breuer and seconded by Councilmember Dysart to confirm the mayor’s appointment of Russell “Rusty” Jacobson to fill the vacant term of Jason Logsdon. Motion passed 5-0.

- b. *Consider authorizing mayor to sign contract with LKM and authorize funds in accordance with Part III of proposed contract for city administrator search.***

Mr. Martley pointed out that advertising costs were not included in Part III of the contract. That spurred him to contact LKM for an estimated cost and was advised it normally averaged around \$2,000.

A motion was made by Councilmember Mertz and seconded by President Washington to authorize the mayor to sign contract with LKM and authorize funds in accordance with Part III of the contract. Motion passed 5-0.

c. Change of Zoning and Preliminary Development Plan for Creek Ridge, Phase IV (Tract D), as requested by Jeff Scherer.

Planning Director Dustin Smith gave a general overview of the Creek Ridge, Phase IV project. The zoning request was to change from R-3 Multi-Family Residential to PR Planned Residential. It was the developer's intent to build apartments on approximately 4.4 acres. Mr. Smith reported the Development Plan met current regulations. He explained earlier the Development Plan was drafted under the proposed point system; however, the point system had yet to be adopted.

Councilmember Moyer asked if this plan would affect the trail on Miles property. Mr. Smith stated negotiations started early with Mr. Scherer to run a trail on his property in case negotiations failed with Mr. Miles. Mr. McAfee stated the trail might not be workable on the Miles property so this would provide the City with an additional option. Mayor Hill asked if the City would incur any expense with this synopsis. Mr. Smith stated the only expense would be the construction of the trail; however, if the City chose not to build the trail on Mr. Scherer's property, no cost would be incurred. Mr. McAfee reported the City was not going to lose anything by having easements on both properties since the Miles property still had to address detention basins issues.

President Washington pointed out a provision in the Development Plan that read the City would waive park fees in exchange for the trail easement and expressed his reluctance to vote for the project due to the lack of parking. Mr. Smith reported 98 parking spaces were proposed and regulations only require 96 spaces for 64 units. President Washington noted the regulations should be amended before approving another development.

Councilmember Moyer asked Mr. Scherer if the [renter's] lease had language regarding parking spaces. Mr. Scherer reported currently there was no regulation unless they wanted a covered parking space.

Mr. McAfee noted it would be difficult to deny the request since it met code and suggested updating the regulations.

Councilmember Mertz pointed out the density would allow for 688 sq. ft. apartments which would be a variance from the current code. Mr. Smith agreed.

Developer Jeff Scherer (1706 N. 150th St.) reported the park fees he would normally pay to the City would be used to build a park area within the development. It was pointed out that park fees are used for public parks and that Creek Ridge was a private development.

Councilmember Mertz asked if Mr. Scherer would be willing to give the City right-of-way in lieu of waiving park fees. Mr. Scherer reported his discussion with the previous city administrator was that money was available to purchase right-of-way for trails as option 2. Mr. Scherer noted he was not willing to give ROW.

Councilmember Breuer asked the city engineer if he reviewed the flood plain. Mr. McAfee reported staff members reviewed it on a preliminary basis only and explained the steps they have taken to this point. He pointed out that all detention was located on Miles property and none located on Creek Ridge due to the way the land laid.

A motion was made by President Washington and seconded by Councilmember Dysart to approve the change of zoning from R-3 Multi-Family to PR Planned Residential. Motion passed 5-0.

A motion was made by President Washington and seconded by Councilmember Moyer to approve the Development Plan subject to conditions placed by the Planning Commission. Motion passed 6-0 (mayor voted).

ORD. 555 -

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF BASEHOR, KANSAS BY REZONING CERTAIN PROPERTY, AS DESCRIBED BELOW, IN THE CITY OF BASEHOR, KANSAS KNOWN AS TRACT D OF THE CREEK RIDGE SUBDIVISION FROM R-3, MULTI-FAMILY RESIDENTIAL TO PR, PLANNED RESIDENTIAL, AND A PRELIMINARY DEVELOPMENT PLAN, AS REQUESTED BY SCHERER CONSTRUCTION.

d. Preliminary Plat for Creek Ridge, Phase IV (Tract D), as requested by Jeff Scherer.

A motion was made by President Washington and seconded by Councilmember Moyer to approve the Planning Commission's recommended to accept the Preliminary Plat for Creek Ridge, Phase IV. Motion passed 5-0.

e. Consider temporary agreement for interim city administrator position.

The proposed temporary agreement would authorize the appointment of police chief Lloyd Martley as interim city administrator and grant certain level of authority, duties, and pay for that position.

A motion was made by Councilmember Mertz and seconded by President Washington to approve Resolution 2009-09 as written. Motion passed 5-0.

RES. 2009-09 -

A RESOLUTION PROVIDING FOR PERFORMANCE OF CITY ADMINISTRATOR DUTIES UNTIL NEW CITY ADMINISTRATOR IS HIRED

f. Consider contract with KiAnn McBratney for city prosecutor services.

Mr. Martley reported the proposed contract would pay city prosecutor KiAnn McBratney \$85.00 per hour and guarantee her a \$400 minimum salary during her one year appointment.

A motion was made by Councilmember Mertz and seconded by Councilmember Breuer to approve the contract with KiAnn McBratney for city prosecutor services as stipulated in the contract. Motion passed 5-0.

g. Consider changing dental insurance provider from BCBS to MARCIT.

A motion was made by Councilmember Dysart and seconded by President Washington to remain with the existing MARCIT plan and pay the rate of \$31.00 per employee. Motion passed 5-0.

h. Consider bid from Consolidated Rural Water District No. 1 to install water lines in Wolf Creek Phase II and be paid from TRF-0125 Loan funding.

Consolidated Rural Water District No. 1 submitted a bid in the amount of \$63,687.59 to install a water line in Wolf Creek Phase II development. The work would be paid from TRF-0125 KDOT loan proceeds. Motion passed 5-0.

i. Consider CAS Construction payment request no. 8.

Mr. Myracle reported the project was on schedule and gave an update on completed work to date.

Councilmember Dysart reported Mr. Keller informed her the City would end up with a \$53,000 credit and she asked why the City would pay over \$207,000 when there should be a credit. Mr. Myracle explained the change orders would show up on the paperwork; however, adjustments would not show up until the end of the project. It was suggested that Mr. Keller or a representative from CAS Construction attend a future work session.

A motion was made by President Washington and seconded by Councilmember Breuer to approve payment as listed in vendor listing [\$486,420.08]. Motion passed 5-0.

INTERIM CITY ADMINISTRATOR REPORT

Mr. Martley thanked Council for their confidence and support as interim city administrator.

MAYOR'S REPORT

Mayor Hill stated he would like to discuss modifying the council agenda format at a work session in the near future.

COUNCIL MEMBER REPORTS**Dennis Mertz**

Councilmember Mertz thanked Mayor Hill and his wife Chris for their donation to the fifth grade class; which allowed them to take a field trip.

Bill Moyer

Councilmember Moyer asked if the severance agreement was open record. President Washington noted it was closed agreement in accordance with Kansas Open Records Act. Mayor Hill noted that was contrary to what the city attorney had told him. President Washington stated he disagreed and would address that with the city attorney if necessary.

Jim Washington

President Washington requested a fifteen-minute Executive Session to discuss land acquisition.

Storm Shelter - The school district applied to FEMA for a grant to build the Fitness Center. In order to use FEMA funding, the building would have to be used as an emergency storm shelter. Mr. Flower reported the grant was approved by FEMA.

Liaison to School District – President Washington informed assistant school superintendent David Howard that council members would be assuming duties as liaisons on certain project such as the proposed Tax Rebate program.

Annexation Laws – The governor vetoed the “midnight madness” law that was passed by legislature at 2:30 a.m. regarding changes to the annexation law.

Town Hall Meeting - Last Wednesday President Washington attended a town hall meeting hosted by Senator Roberts regarding the possibility of relocating Guantanamo Bay prisoners to Fort Leavenworth. He spoke in opposition on behalf on the City of Basehor.

Iris Dysart

Recycling Program – Councilmember Dysart asked the city clerk to give an update on the area recycling program. Mrs. Mogle reported the school district was very receptive to Deffenbaugh Disposal’s school recycling program. Special recycling dumpsters would be located at each school in the district with Deffenbaugh Disposal paying the school district \$12.50 for every ton of recycling material collected. The school district was very interested since they currently use the money they collect on recycling paper for extracurricular activities. The dumpsters would be available to residents 24 hours a day, seven days a week; which was a better solution than once a month as previously offered

by the County. If the City chose to mandate recycling to every household Deffenbaugh would charge \$2.50 per household and if the residents were billed individually and recycled voluntarily, the charge would be \$4.50.

Treff Property - Councilmember Dysart reported Mr. Treff called her and asked when the City was going to take care of his issues regarding the cul de sac and dirt pile. She reported she read to Mr. Treff, the city attorney's statement from previous minutes that it was not the City's responsibility. Mr. McAfee reported this was a developer issue and a civil matter between Mr. Treff and the developer.

Councilmember Mertz reported the city attorney was given a directive to write a letter to Mr. Treff. Mayor Hill reported Mr. Reavey would write the letter. Mr. McAfee reported Mr. Treff could take a small portion of the cul de sac out; however, the city would need to build wings so the fire trucks could turn around. She felt the City should do something to help Mr. Treff. Mayor Hill noted the City needed to be very careful how far the City went with the "good Samaritan" act.

David Breuer

Councilmember Breuer addressed the tax rebate program and asked for council direction. Councilmember Mertz reported he met with the building inspector to go over the proposed rebate program and was under the impression that a revised plan was to set a number of lots rather than a time frame.

EXECUTIVE SESSION

A motion was made by President Washington and seconded by Councilmember Mertz to convene into Executive Session for up to fifteen minutes to discuss land acquisition. Motion passed 5-0. (9:23 p.m.)

Back at 9:34 p.m.

Mr. Myracle reported he had a cost proposal from CAS Construction to connect the 10" sewer force main from the Basehor Town Center lift station into the existing 12" line. He questioned if the cost should be absorbed through the Basehor Town Center benefit district or charged to the school district. Approximate project cost would be around \$18,000. Contractors Ron Mears or CAS Construction could be used for the project. The need for relocation was not considered prior to Burns & McDonnell designing the wastewater plant expansion.

President Washington reported the cost was generated by the project and should be paid by the benefit district. Mr. Myracle thought Level-4 Engineering would want to design the line since they were the project engineers. The 10" sewer line comes across the road and will connect into the 12" line, then go into an 8" metering pit. Councilmember Breuer did not feel it was necessary to pay for design work. He also thought the City should consider the fact that if Level-4 Engineering and MHS Engineers both performed

the work, it would constitute double billing. He felt a survey for ROW should be done, but nothing else.

Councilmember Mertz reported he would like to hear and update of the 155th Street work from Level-4 Engineering or a the school district's project manager. Mayor Hill asked Mr. Martley to make the arrangements.

ADJOURNMENT

There being no further business to discuss, a motion was made by Councilmember Breuer and seconded by Councilmember Dysart to adjourn the June 1, 2009 regular meeting. Motion passed 5-0. Meeting adjourned at 9:40 p.m.

Submitted for Council approval with/without corrections or additions this 15th day of June, 2009.

Terry L. Hill, Mayor

Attest:

Mary A. Mogle, City Clerk

CHECK REGISTER REPORT

AS OF 06/09/09

Date: 06/10/2009

Time: 10:17am

City Of Basehor

Page: 1

BANK: First State Bank

Check Number	Check Date	Status	Vendor Number	Vendor Name	Check Description	Amount
16700	06/09/2009	Printed	ATMOS ENER	ATMOS ENERGY	UTILITIES - GAS	90.41
16701	06/09/2009	Printed	BLACKTOP P	BLACKTOP PAVING & CONSTRUCTION	BTC-STREET & SEWER/155TH ST	300,316.45
16702	06/09/2009	Printed	BROWN J	JOANN BROWN	REIMBURSEMENT-SHIRT JR OFFICER	11.29
16703	06/09/2009	Printed	CASEYS	CASEY'S GENERAL STORES	FUEL CITY VEHICLES 05/09	2,357.01
16704	06/09/2009	Printed	BASEHOR CI	CITY OF BASEHOR	SEWER/SOLID WASTE SERVICES	116.42
16705	06/09/2009	Printed	CONS WATER	CONS RURAL WATER DISTRICT #1	WATER SERVICES	110.52
16706	06/09/2009	Printed	DATAMAX	DATAMAX	LEASE/BASE RATE/EXCESS COPIES	611.67
16707	06/09/2009	Printed	DEFFENBAUG	DEFFENBAUGH DISPOSAL SERVICE	SOLID WASTE/DUMPSTES/SPEC WAST	12,123.48
16708	06/09/2009	Printed	EFTPS	EFTPS	FIT/SS/MEDI WITHHOLDING PYMT	27,510.79
16709	06/09/2009	Printed	ESPINOZA/J	JULIAN ESPINOZA	INTERPRETOR SERVICES 05/12/09	50.00
16710	06/09/2009	Printed	FOREMOST	FOREMOST PROMOTIONS	LITTERBAGS-POLICE PROMO ITEMS	250.00
16711	06/09/2009	Printed	GALLS INCO	GALLS INCORPORATED	TRAUMA PACK/SHIRTS	92.33
16712	06/09/2009	Printed	GRIFFIN/WI	WILLIAM GRIFFIN	BANKRUPTCY WITHHOLDING PYMT	200.00
16713	06/09/2009	Printed	KBI LAB	KANSAS BUREAU OF INVESTIGATION	COURT COSTS LABORATORY FEES	400.00
16714	06/09/2009	Printed	KS DOR WTH	KANSAS DEPARTMENT OF REVENUE	KS STATE WITHHOLDING PYMT	4,002.94
16715	06/09/2009	Printed	KANSAS PAY	KANSAS PAYMENT CENTER	CHILD SUPPORT WITHHOLDING PYMT	379.50
16716	06/09/2009	Printed	KS TREASUR	KANSAS STATE TREASURER	STATE MANDATED COURT FEES	1,214.50
16717	06/09/2009	Printed	KDHEPERMIT	KDHE BUREAU OF WATER	NO M-KS04-0007	185.00
16718	06/09/2009	Printed	KPF EFT	KPF EFT PROGRAM	KPF RETIREMENT WITHHOLDING PYM	4,421.87
16719	06/09/2009	Printed	LOI TECH	LOI TECHNOLOGY	INSTALLATION ROUTER/POWER POIN	210.00
16720	06/09/2009	Printed	MAAC CLEAN	MAAC CLEANING SPECIALISTS	CLEANING SERVICES-CITY HALL	225.00
16721	06/09/2009	Printed	OMNI-SITE	OMNI-SITE.NET	WIRELESS SERVICES LIFT STATION	150.00
16722	06/09/2009	Printed	PERSONNEL	PERSONNEL CONCEPTS	COBRA SIGNS, EEOC POSTERS	113.65
16723	06/09/2009	Printed	PITNEY BOW	PITNEY BOWES	POSTAGE REFILL	200.00
16724	06/09/2009	Printed	RECORD NEW	RECORD NEWS	BUSINESS CARDS-COUNCIL MEMBERS	140.00
16725	06/09/2009	Printed	SUNFLOWER	SUNFLOWER BROADBAND	CABLE/INTERNET/PHONE SERVICES	562.26
16726	06/09/2009	Printed	SUNFLOW EM	SUNFLOWER EMBROIDERY	SHIRTS-COUNCIL MEMBERS	178.00
16727	06/09/2009	Printed	US POSTAL	UNITED STATES POSTAL SERVICE	REPLENISH POSTAL PERMIT #12	1,000.00
16728	06/09/2009	Printed	VISA	VISA	TRAINING/SOFTWARE/VEH REGISTRA	2,280.76
16729	06/09/2009	Printed	WESTAR GRP	WESTAR ENERGY	STREET LIGHTS/SEWER UTILITIES	4,226.41
16730	06/09/2009	Printed	WESTAR ALT	WESTAR ENERGY	BTC-INSTALL UNDERGROUND FACILI	2,185.00
Total Checks:						31
Bank Total:						365,915.26
Total Checks:						31
Grand Total:						365,915.26

BALANCE SHEET

AS OF 06/09/09

Page: 1
6/10/2009
10:33 am

City Of Basehor

As of: 6/30/2009

Balances

Fund: 13 - SUMMATION OF ALL FUNDS

Assets

001 FSB CHECKING ACCOUNT	70,754.17
002 FSB MONEY MARKET ACCOUNT	3,444,794.01
005 BASEHOR TOWN CENTER ACCOUNT	835,010.02
006 BASEHOR TOWN CENTER 90 DAY CD	1,000,000.00
007 BASEHOR TOWN CENTER 180 DAY CD	1,000,000.00
031 500030 CNB 1.36% 072009	800,000.00
045 418000021 COMMERC 1.37% 081009	1,400,000.00

Total Assets 8,550,558.20

Liabilities

214 SEWER FUND MONTHLY BALANCE	406,873.01
215 SOLID WASTE MONTHLY BALANCE	71,620.57
216 GENERAL FUND MONTHLY BALANCE	1,097,625.93
218 MUNICIPAL EQUIP FUND MO BAL	261,639.87
219 CAPITAL IMPROVE FUND MO BAL	1,250,953.16
220 SPECIAL PARK & REC FUND MO BAL	150,335.99
221 CONS HIGHWAY FUND MONTHLY BAL	2,395,846.90
226 BOND & INTEREST MONTHLY BAL	467,744.22
230 TOWN CENTER PROJECT MO BALANCE	2,537,327.22
231 WOLF CREEK PROJECT MO BALANCE	-138,497.97
300 CL MAINTENANCE MONTHLY BALANCE	49,089.30

Total Liabilities 8,550,558.20

Total Liabilities & Balances 8,550,558.20

REVENUE/EXPENDITURE REPORT
AS OF 06/09/09

City Of Basehor

For the Period: 1/1/2009 to 6/30/2009	Original Bud.	Amended Bud.	YTD Actual	CURR MTH
Fund: 01 - GENERAL FUND				
Revenues	1,726,436.00	1,726,436.00	1,393,719.80	469,418.08
Expenditures	2,654,402.00	2,657,402.00	962,088.26	119,079.61
Net Effect for GENERAL FUND	-927,966.00	-930,966.00	431,631.54	350,338.47
Fund: 04 - SPECIAL PARK & RECREATION FUND				
Revenues	22,855.00	22,855.00	4,897.00	0.00
Expenditures	13,500.00	13,500.00	820.72	0.00
Net Effect for SPECIAL PARK & RECREATION FUND	9,355.00	9,355.00	4,076.28	0.00
Fund: 05 - SEWER FUND				
Revenues	6,673,694.00	6,673,694.00	2,947,878.13	6,821.22
Expenditures	7,297,843.00	7,297,843.00	2,559,322.76	8,649.77
Net Effect for SEWER FUND	-624,149.00	-624,149.00	388,555.37	-1,828.55
Fund: 07 - CEDAR LAKES MAINTENANCE				
Revenues	11,170.00	11,170.00	329.38	0.00
Expenditures	17,000.00	17,000.00	13,762.84	0.00
Net Effect for CEDAR LAKES MAINTENANCE	-5,830.00	-5,830.00	-13,433.46	0.00
Fund: 08 - BOND & INTEREST FUND				
Revenues	436,168.00	436,168.00	469,407.85	196,339.17
Expenditures	534,971.00	534,971.00	107,485.63	0.00
Net Effect for BOND & INTEREST FUND	-98,803.00	-98,803.00	361,922.22	196,339.17
Fund: 09 - SOLID WASTE FUND				
Revenues	164,641.00	164,641.00	75,115.83	1,946.99
Expenditures	167,149.00	167,149.00	71,503.87	11,568.33
Net Effect for SOLID WASTE FUND	-2,508.00	-2,508.00	3,611.96	-9,621.34
Fund: 10 - CONSOLIDATED HIGHWAY FUND				
Revenues	630,625.00	630,625.00	201,118.63	1,877.15
Expenditures	1,127,377.00	1,127,377.00	37,509.85	0.00
Net Effect for CONSOLIDATED HIGHWAY FUND	-496,752.00	-496,752.00	163,608.78	1,877.15
Fund: 11 - MUNICIPAL EQUIP RESERVE FUND				
Revenues	167,300.00	167,300.00	1,835.26	0.00
Expenditures	150,000.00	150,000.00	96,167.82	0.00
Net Effect for MUNICIPAL EQUIP RESERVE FUND	17,300.00	17,300.00	-94,332.56	0.00
Fund: 12 - CAPITAL IMPROVEMENT FUND				
Revenues	438,967.00	438,967.00	124,896.86	0.00
Expenditures	150,000.00	150,000.00	84,852.00	0.00
Net Effect for CAPITAL IMPROVEMENT FUND	288,967.00	288,967.00	40,044.86	0.00
Fund: 18 - BASEHOR TOWN CENTER PROJECT				
Revenues	0.00	0.00	17,579.32	0.00
Expenditures	0.00	0.00	813,403.68	302,501.45
Net Effect for BASEHOR TOWN CENTER PROJECT	0.00	0.00	-795,824.36	-302,501.45
Fund: 19 - WOLF CREEK PROJECT				
Expenditures	0.00	0.00	138,497.97	0.00
Net Effect for WOLF CREEK PROJECT	0.00	0.00	-138,497.97	0.00

**City of Basehor
2009 ANNUAL CALENDAR OF EVENTS**

		JUNE	
MONTH/DA	TIME	EVENT	LOCATION
1	6:00 p.m.	City Council Meeting	City Hall Meeting Room
2	6:30 p.m.	Planning Commission Meeting	City Hall Meeting Room
6	7:00 am - 4:00 pm	Basehor Dairy Days Festival	City Park
8	6:00 p.m.	City Council Work Session	City Hall Meeting Room
9	1:00 p.m.	Municipal Court	City Hall Meeting Room
10	4:00 p.m.	Park & Tree Board Meeting	City Hall Meeting Room
15	6:00 p.m.	City Council Meeting	City Hall Meeting Room
16	11:30 a.m.	LCDC Business & Industry Luncheon	Riverfront Community Center

Next Meetings:

- July 6, 2009 Regular Meeting
- July 13, 2009 Work Session
- July 20, 2009 Regular Meeting

Proclamation

Whereas, the many businesses and industries located within the City of Basehor provide a significant tax base and employment for the citizen's, and,

Whereas, Kansas Governor Parkinson has proclaimed June as Business Appreciation Month; and,

Whereas, the City of Basehor wishes to show its appreciation for the many contributions of business and industry to the well being of all Leavenworth County; and,

Whereas, Basehor, Lansing/Leavenworth, and Tonganoxie Chambers of Commerce, and Leavenworth County Development Corporation, will sponsor a Business and Industry Appreciation and Awards Luncheon on June 16, 2009 to recognize all business and industry in the county and especially those who have made a significant investment and improvement.

Now, therefore, I do hereby proclaim the week of June 14 - 20, 2009 to be BUSINESS AND INDUSTRY RECOGNITION WEEK in the City of Basehor, calling attention to the importance of business and industry to the growth and prosperity of our community and to urge all our citizens to thank our local businesses and industries for being in our communities.

In witness whereof, I have set my hand and caused the official Seal of Basehor to be affixed this 15th day of June, 2009.

Terry L. Hill, Mayor

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider ordinance designating the date for annual appointments of Board and Commissions.

Department: Administration

Background/Description of Item:

This ordinance is being presented in an effort to clarify and standardize when appointments would take place for Boards and Commissions such as Planning Commission, Park and Tree Advisory Board, and Board of Zoning Appeals.

The ordinance has been reviewed and approved by the city attorney.

Funding Source: No funding involved.

Recommendation: A motion was made _____ and seconded by _____ to approve Ordinance 556 designating the date for annual appointments of Boards and Commissions.

Prepared by: Lloyd Martley, Interim City Administrator
Council Date: June 15, 2009

(Published first time in *Basehor Sentinel*, June 25, 2009)

ORDINANCE NO. 556

AN ORDINANCE ESTABLISHING THE DATE FOR APPOINTMENTS TO BE MADE TO PUBLIC BOARDS AND COMMISSIONS.

WHEREAS, it is advisable to have the appointments to all city boards and commissions occur simultaneously on an established date.

WHEREAS, it may be necessary to make appointments to fill unexpired terms of any board or commission members that may resign or otherwise be removed from their positions.

WHEREAS, it may be necessary to create new boards or commissions on a temporary or permanent basis.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BASEHOR, LEAVENWORTH COUNTY, KANSAS:

Section 1. Appointments to all city Boards and Commissions shall occur at the City Council meeting in the month of June of each year, unless an appointment is necessary to fill an unexpired term. All appointments shall then become effective with the first meeting in July for each appropriate Board or Commission.

Section 2. The creation of new boards or commissions, and appointments thereto, can occur at the discretion of the mayor with City Council approval.

Passed and approved by the Governing Body of the city of Basehor, Kansas on the 15th day of June, 2009.

Terry L. Hill, Mayor

Attest: _____
Mary A. Mogle, City Clerk

Approved as to Form:

Patrick Reavey, City Attorney

AGENDA ITEM INFORMATION FORM

Agenda Item: Appointments to Planning Commission, Board of Zoning Appeals, and Park Advisory Board

Department: Administration

Background/Description of Item:

Planning Commission:

Kevin Jones	7/01/2009 – 7/01/2012 (3 yrs)
Bob Harrison	7/01/2009 – 7/01/2012 (3 yrs)

Board of Zoning Appeals:

John Dockendorf	7/01/2009 – 7/01/2011 (2 yrs)
Ty Garver	7/01/2009 – 7/01/2012 (3 yrs)
Ken Massingill	7/01/2009 – 7/01/2010 (1 yr.)

Park Advisory Board:

Judy Goens	7/01/2009 – 7/01/2011 (2 yrs)
Margie Barlow	7/01/2009 - 7/01/2011 (2 yrs)
Cindy Bartko	7/01/2009 – 7/01/2011 (2 yrs)

Funding Source: No funding involved.

Recommendation: A motion was made _____ and seconded by _____ to approve the slate of appointments to the Planning Commission, Board of Zoning Appeals and Park Advisory Board as presented by Mayor Hill. Motion passed _____.

Prepared by: Lloyd Martley, Interim City Administrator
Council Date: June 15, 2009

BASEHOR PLANNING COMMISSION

** Indicates County Resident

Position

1. Bob Harrison
15424 Olive
Basehor, Ks. 66007
Home: 724-2165
Cell: 816-215-6885
rharrison@clservices.com
3 Years
Appointed: 5/2005
Replaced Burl Gratny
Reappointed: 5/2006
Term Expires: July 2009
2. Russell "Rusty" Jacobson
14106 Wingfoot Ct.
Basehor, Ks. 66007
Home: 728-2223
3 Years
Appointed: 6/01/09
Replaced Jason Logsdon
Term Expires: July 2012
3. Kevin Jones
16210 Margie Lane
Basehor, Ks. 66007
Home: 913-908-5656
Work: 913-000-0000
Kevin.Jones@atmosenergy.com
3 Years
Appointed: 7/08
Replaced Roger Mc Dowell
Term Expires: July 2009
4. Ed Bush
2606 N 156th Terr.
Basehor, Ks. 66007
Home: 724-2674 - Cell: 913-645-8004
EDLINBUSH@SUNFLOWER.COM
3 Years
Appointed: 5/2004 , 5/2007
Replaced Steve Cole,
Term Expires: July 2010
5. Jon Gallion **
15756 Donahoo Rd.
Basehor, KS 66007
Home:913-724-1845 – Cell: 913-972-8406
J.Gallion@yahoo.com
3 Years
Appointed 1/2009
Replaced John Flower
Term Expires: July 2010
6. Joe Mc Ardle
808 154th Place
Bonner Springs, Ks. 66012
Home: 913-955-7077
Cell: 913-406-1314
Joseph.McArdle@Target.com
3 Years
Appointed: 1/2009
Replaced David Povilonis
Term Expires: July 2011
7. John Matthews- Chairperson (1/09)**
17629 166th. St.
Bonner Springs, Ks. 66012
Home: 724 – 1454
JOHNPATMATTHEWS@AOL.COM
3 Years
Appointed Vice-Chairman 7/2008
Reappointed 7/01/2008
Term Expires: July 2011

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 May 2009

BOARD OF ZONING APPEALS

	<u>BOARD MEMBER</u>	<u>APPOINTED</u>	<u>TERM EXPIRATION</u>
#1	Ken Massingill 15327 Parallel Basehor, KS 66007 913-724-3721	8/06/07	8/06/08 (1 yr.)
#2	Jeff Scherer 1706 N. 150 th St. Basehor, KS 66007 913-724-1002 home 816-769-0354 cell	11/10/03 Reapp 1/1/07	1/01/10 (3 yrs.)
#3	John Dockendorff 4904 Clubhouse Dr. Basehor, KS 66007 913-351-3020 913-538-5226	6/16/08 (replaced Vern Lynn-resigned 1/9/08)	1/01/09 (2 yrs.)
#4	Bill Robinson – Chair 15006 Craig St. Basehor, KS 66007 BillofBasehor@sunflower.com 913-724-3525 home 913-488-7670 cell	11/10/03 Reapp 1/1/07	1/01/10 (3 yrs.)
#5	Ty Garver - Vice 14100 Nelson Ct. Basehor, KS 66007 ty.garver@usbank.com tygarver@hotmail.com 913-871-2283 work 913-724-4060 home 913-660-2216 cell	11/10/03 Reapp 1/26/06	1/01/09 (3 yrs.)

Revised 4/23/09

Update: May 23, 2007

City of Basehor
PARK AND TREE ADVISORY BOARD
(revised 4/02/09)

<u>Position</u>	<u>Member</u>	<u>Appointed</u>	<u>Term Expires</u>
1	Majorie Barlow, Park* 15320 Elm St. Basehor, KS 66007 913-724-1345	Dec. 7, 1992 July 1995 June 1997 June 1999 June 2005 June 2007	July 1995 July 1997 June 1999 June 2001 June 2007 June 2009
2	Cindy Bartko, Park* 3203 N. 157 th St. Basehor, KS 66007 913-724-1001	Dec. 7, 1992 July 1994 June 1996 June 1998 June 2005 June 2007	July 1994 July 1996 June 1998 June 2000 June 2007 June 2009
3	Judy Goens, Park* 15315 Rickel Dr. Basehor, KS 66007 913-724-1816	Dec. 7, 1992 July 1995 June 1997 June 1999 June 2005 June 2007	July 1995 July 1997 June 1999 June 2001 June 2007 June 2009
4	Pat Rogers, Park 15333 Chestnut Basehor, KS 66007 913-724-1971	Aug, 4, 2008 (replaced Mary Ohler, 12/7/92-8/4/2008)	July 2010
5	Pat Massingill, Park 15327 Parallel Basehor, KS 66007 913-724-3721	Sept 4, 2008 (replaced Debbie Bonee 6/2004-9/4/08)	July 2010
6	Allison Theno, Tree Board*** 22385 143 rd Parkway Basehor, KS 66007 913-915-3546	Mar. 16, 2009	July 2011
7	Douglas J. Conrad, Tree Board*** 21980 168 th Ct, Basehor, KS 66007 913-724-1444	Mar. 16, 2009	July 2011

*original park board member
** indicates county resident
***original tree board member

AGENDA ITEM INFORMATION FORM

Agenda Item: 2009 Pavement Management Program Proposal

Department: Administration

Background/Description of Item:

MHS has prepared their proposal as requested by council for the 2009 Pavement Management Program to assist City staff with prioritization of street repairs. This is the same proposal that was provided for the City last year.

The street projects are compared in a statistical format, thereby reducing the chance that human perception or public pressure causes the wrong street to be included in the yearly program. This program also includes the Cedar Lake Estates Subdivision as part of the statistical format.

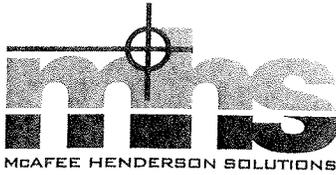
The City has budgeted money to cover this program in the Street Repair and Maintenance line item under Consolidated Highway Fund.

Recommend approval of entire agreement between the City of Basehor and McAfee Henderson Solutions in the amount of 13,000.00

Funding Source: Street Repair and Maintenance

Recommendation: A motion was made _____ and seconded by _____ to _____

Prepared by: Lloyd Martley, Interim City Administrator
Council Date: June 1, 2009



May 24, 2009

Mr. Terry Hill, Mayor
City of Basehor
2620 N. 155th Street / P.O. Box 406
Basehor, Kansas 66007

**RE: 2009 Pavement Management Program
Request for Proposal**

Dear Mayor Hill,

As discussed at the May 4th Council Meeting I am submitting our proposal for providing the City of Basehor with the 2009 Pavement Management Program to assist City staff with prioritization of street repairs. Our proposal is identical to the services that we provided last year for the City. The tasks performed through the program can be divided into three distinct phases.

Phase 1 Services: Services include field inspection and data collection to identify the pavement condition for each street segment within the system. As you know, it would be a significant undertaking to inspect and collect data on all city streets within the City in the initial contract session. This would substantially deplete the budget available for street maintenance in the initial year. For this reason we provide inspection services for approximately 20% of the street system each year. Our staff has already met with Gene Myracle to determine the 2009 street segments to be inspected.

Once the field data is collected for each street segment our staff will process the data through our Excel modeling spreadsheets to prioritize which streets warrant maintenance repairs. The significance of this step is that all street conditions are being compared in a statistical format, thereby reducing the chance that human perception or public pressure causes the wrong street to be included in the yearly program. Our staff has seen firsthand how this approach can truly raise the overall street rating for a City through selection of the highest priority streets in each yearly program, through our annual program with the City of Leavenworth.

Phase 2 Services: Services include the actual plan and specification production to complete the maintenance for each yearly program. While the plans are schematic in nature they do include a full listing of quantities so the City can have multiple contractors bid on each yearly program to ensure the most responsible price and highest return on investment.

On asphalt streets the maintenance repairs can include full depth reconstruction, milling and overlays, geotextile placements, and slurry seals. On concrete streets

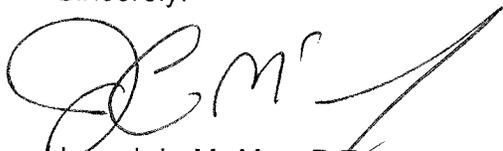
the repairs can include full depth reconstruction, whitetopping with a silica flume microseal, asphalt overlays, and geotextile placements. Each of these maintenance repairs carries differing prices and is called for based on different pavement conditions. Thus, our staff will work with City staff to utilize the most appropriate repair that matches the street condition and working within the yearly budget to create the most cost-effective solution.

Phase 3 Services: Services include MHS staff completing construction inspection for each maintenance repair task. Our inspection staff will provide resident inspection, field quantity measurements, and review and approve the contractors pay vouchers for completed work. The final task to close out this phase will be to update the pavement model based on the improvements to each street segment. Through yearly updating of the model the City will have statistical data to identify the overall condition of all streets in the system to share with citizens and to utilize for Federal and State grant applications for major street repairs.

The following Scope Sections include a breakdown on the tasks, hours, and fees to complete each phase of the yearly project. It is our understanding that the 2009 maintenance budget for the City of Basehor is \$160,000, similar to the 2008 Program.

Please do not hesitate to contact me if you have any questions regarding our proposal.

Sincerely:

A handwritten signature in black ink, appearing to read 'J. McAfee', with a long, sweeping horizontal stroke extending to the right.

Joseph L. McAfee, P.E.

McAFEE HENDERSON SOLUTIONS, INC

Basehor Pavement Management Program, Phase 1 Services

MHS is pleased to present the following Program of Work, Schedule, and estimated professional fee for the initial City of Basehor Pavement Management Program. As mentioned in the cover letter the proposal includes three phases of work assignments. Phase 1 shall include field inspection, data collection and software modeling and analysis of 20% of City street segments. Phase 2 services shall include the plan and specification production for the proposed maintenance improvements and computer model update. Phase 3 services shall include construction inspection and administration of the yearly improvements package.

The Scope of Work is based on a total yearly project budget of \$160,000, per the City Administrator. The following tasks are included in Phase 1.

Field Investigations of 20% of City Streets

Time Requirement: 8 Working Days

MHS will complete the pavement assessment inspections for 20% of the street network with direction from Gene Myracle, City Superintendent. Preliminary field investigations shall be completed by James Funk, CIT, Inspector-3 with Joe McAfee, PE assisting with final inspection spot check review. We estimate 65 field hours to complete the task.

Data Entry and Model Analysis

Time Requirement: 3 Working Days

MHS technical staff shall provide data entry for the street conditions identified above, followed by our engineering staff performing the modeling analysis and street condition rankings. Kevin Vrchoťicky, EIT, ENG-2 and Joseph McAfee, PE, ENG-7 shall be responsible for modeling and reports. During this phase of the work there will be opportunities for the City and our Staff to make recommendations and refinements to the rating system, update the inventory and segment definitions.

Basehor Pavement Management Program, Phase 2 Services

The following tasks are included in Phase 2.

Plan & Specification Documents Production

Time Requirement: 9 Working Days

Based on the results of the combined condition analysis and prediction modeling, MHS engineering staff shall conduct a reconnaissance of the recommended streets to receive upgrades and will make recommendations to the City for adjustments. Following City Staff's concurrence, MHS staff shall prepare the 2009 Plan Documents. Plan documents will include the following information.

- Detailed concrete pavement removal and replacement plan views and details
- Slurry Seal improvement plans and details
- Asphalt overlay improvement plans and details
- Bid Quantities for all improvements
- Location of street obstructions such as manholes, traffic loops, drainage structures, etc. as visually observed in the field
- Technical specifications necessary for construction

Data Entry Summary & Update of Model

Time Requirement: 1 Working Days

MHS technical staff shall provide data entry updates for the street segments receiving maintenance repairs in the yearly Program. Daniel Schrant, EIT, ENG-2 and Joseph McAfee, PE, ENG-7 shall be responsible for modeling and reports. Completion of this task will coincide with a meeting with City Superintendent Myracle to review the updated pavement management program.

2009 Pavement Management Program, Phase 3 Services

With the completion of the research and design phases of the Pavement Management Program, MHS staff shall perform Construction Observation and Administration services for the project. The Scope of Work shall include provision of the following:

- One (1) full-time resident inspector to be on the project at all times. The inspector shall be KDOT CIT certified with experience in SuperPave asphalt and slurry seal projects of similar nature.
- Investigate all equipment to be utilized in construction on a daily basis. Rejection of faulty equipment shall be governed by standard KDOT equipment requirements.
- Maintain a daily diary of project progress including daily material quantities, asphalt delivery temperature, and weather conditions.
- Perform a preliminary project rolling procedure and additionally, record daily nuclear densometer readings to determine level of compaction for asphalt.
- Perform visual asphalt plant inspection of SuperPave mix procedures.
- Perform concrete field inspections to include slump, air, and unit weight.
- Perform a final walkthrough with the City Superintendent following substantial completion of the project.
- Determine contractor's ability to commence construction based on KDOT SuperPave asphalt, slurry seal, and concrete pavement construction requirements. Work stoppages shall be governed by standard KDOT construction measures.



Professional Fees

Proposed Fees: MHS proposes the following project budget fees for the City of Basehor Yearly Pavement Management Program. Professional fees shall be computed on an Hourly Rate plus Expenses with the following Not to Exceed values.

Field Inspection & Data Entry	\$3,240
PCI Modeling Analysis & Updating	\$1,960
Plan & Specification Production Program	\$4,600
Construction Observation & Administration	\$3,200
TOTAL PROFESSION FEE FOR 2009 SERVICES	\$13,000

Professional fees do not include production costs associated with bid set plan production. MHS shall deliver (1) final copy of the plans and bid documents to the Client following final review. If the City chooses, MHS can deliver multiple plan packages for bidders at the standard MHS production rate of \$0.45 / sq. ft, or \$2.70 / standard 24" x 36" sheet for additional plan production.



Services performed by MHS under this Agreement will be conducted in a manner consistent with level of care, diligence and skill ordinarily possessed and exercised by members of the profession currently practicing in the same locality under similar conditions. IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE ARE SPECIFICALLY EXCLUDED. The parties' rights, liabilities, responsibilities and remedies with respect to the Services, whether in contract or otherwise, shall be exclusively those expressly set forth in this Agreement. To the fullest extent permitted by law, MHS shall not be liable to the Client for any special, indirect, incidental or consequential damages, including, but not limited to, damages from delay, distribution, loss of product, loss of use, loss of profits, or increased cost of operation. MHS total liability to the Client for all claims, losses, damages and expenses resulting or arising in any way from the performance of the Services shall not exceed the total compensation received by MHS under this Agreement. This Agreement shall be governed by and interpreted in accordance with the laws of Kansas.

The proposal outlined in this Letter is valid for ninety (90) days.

This proposal represents the entire agreement between the Client and McAfee Henderson Solutions and supersedes all prior negotiations, representations or agreements, whether written or oral. This agreement may be amended only by written instrument signed by the Client and McAfee Henderson Solutions. If this agreement is acceptable, please sign and return one copy to serve as notice to proceed. We look forward to working with you on the successful completion of this project.

Joseph L. McAfee, PE
MCAFEE HENDERSON SOLUTIONS, INC.

Date

I have read the above agreement and accept the terms and conditions stated herein.

Terry Hill, Mayor
CITY OF BASEHOR, KANSAS

Date

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider resolution authorizing the mayor to sign documents associated with the KDHE State Revolving Loan and wastewater treatment plant expansion.

Department: Administration/Sewer

Background/Description of Item:

Brenda Diegel, KDHE Permits and Compliance, phoned the city clerk late Tuesday and advised her since Chris Garcia was no longer mayor, it would be necessary for the City to adopt a new resolution authorizing Mayor Hill to sign documents associated with the State Revolving Loan and wastewater treatment plant expansion matters.

KDHE provided the resolution form that is being submitted for Council approval.

Funding Source: No funding involved.

Recommendation: A motion was made _____ and seconded by _____ to approve Resolution 2009-10 authorizing Mayor Hill to sign documents associated with KDHE State Revolving Loan and wastewater treatment plant expansion. Motion passed _____.

Prepared by: Lloyd Martley, Interim City Administrator
Council Date: June 15, 2009

RESOLUTION OF GOVERNING BODY OF APPLICANT
(Suggested Form for Recipient Use)
RESOLUTION NO. 2009-10

Resolution authorizing filing of application with the Kansas Department of Health and Environment for a Loan under the Kansas Water Pollution Control Revolving Fund Act (K.S.A. 1988 Supp. 65-3321 through 65-3329).

WHEREAS under the terms of the Kansas Water Pollution Control Revolving Fund Act (K.S.A. 1988 Supp. 65-3321 through 65-3329), the State of Kansas has authorized the making of the loans to authorized applicants to aid in the construction of specific public projects,

NOW, THEREFORE, be it resolved by Basehor City Council
(Governing Body of Applicant)

1. That Terry L. Hill be and he/she is hereby authorized to execute and
(Designate Official)
file an application on behalf of City of Basehor with the Kansas Department
(Legal Name of Applicant)
of Health and Environment for a loan to aid in the construction of an expansion to the wastewater treatment
plant facility from 0.569 MGD to 1.12 MGD
(Brief Project Description)

2. That Terry L. Hill, Mayor be and
(Name of Authorized Representative) (Title)

he/she is hereby authorized and directed to furnish such information as may be reasonably requested in connection with the application which is herein authorized, to sign all necessary documents on behalf of the applicant, to furnish such assurances as may be required by law or regulation, and to receive payment on behalf of the applicant.

CERTIFICATE OF RECORDING OFFICER

The undersigned, duly qualified and acting City Clerk of the
(Title of Officer)
City of Basehor, does hereby certify:
(Legal Name of Applicant)

That the attached resolution is a true and correct copy of the resolution adopted at a legally convened meeting of the
Basehor City Council held on the 15 day of June, 2009 ;
(Name of Governing Body of Applicant)

and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of June, 2009.

(Signature of Recording Officer)

City Clerk
(Title of Recording Officer)

(Seal)

If applicant has an official seal, impress here.

RESOLUTION OF GOVERNING BODY OF APPLICANT
(Suggested Form for Recipient Use)
RESOLUTION NO. 2008-10

Resolution authorizing filing of application with the Kansas Department of Health and Environment for a Loan under the Kansas Water Pollution Control Revolving Fund Act (K.S.A. 1988 Supp. 65-3321 through 65-3329).

WHEREAS under the terms of the Kansas Water Pollution Control Revolving Fund Act (K.S.A. 1988 Supp. 65-3321 through 65-3329), the State of Kansas has authorized the making of the loans to authorized applicants to aid in the construction of specific public projects,

NOW, THEREFORE, be it resolved by Basehor City Council
(Governing Body of Applicant)

1. That Chris Garcia be and he/she is hereby authorized to execute and
(Designate Official)
file an application on behalf of City of Basehor with the Kansas Department
(Legal Name of Applicant)
of Health and Environment for a loan to aid in the construction of an expansion to the wastewater
treatment plant facility from 0.569 MGD to 1.12 MGD.
(Brief Project Description)

2. That Chris Garcia, Mayor be and
(Name of Authorized Representative) (Title)

he/she is hereby authorized and directed to furnish such information as may be reasonably requested in connection with the application which is herein authorized, to sign all necessary documents on behalf of the applicant, to furnish such assurances as may be required by law or regulation, and to receive payment on behalf of the applicant.

CERTIFICATE OF RECORDING OFFICER

The undersigned, duly qualified and acting City Clerk of the
(Title of Officer)
City of Basehor, does hereby certify:
(Legal Name of Applicant)

That the attached resolution is a true and correct copy of the resolution adopted at a legally convened meeting of the
Basehor City Council held on the 7 day of July, 2008;

(Name of Governing Body of Applicant)
and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office.

IN WITNESS WHEREOF, I have hereunto set my hand this 14 day of July, 2008.



[Signature]
(Signature of Recording Officer)
City Clerk
(Title of Recording Officer)

(Seal)
If applicant has an official seal, impress here.

AGENDA ITEM INFORMATION FORM

Agenda Item: Consider a resolution and map designating the boundaries for the City of Basehor.

Department: Administration

Background/Description of Item:

In accordance with K.S.A. 12-517 cities are required to update their boundary resolutions following annexation.

MHS Engineering, in conjunction with Leavenworth County, verified and prepared the attached resolution and map in accordance with adopted annexation ordinances up to and including the recent April 8, 2009 annexation of Cedar Lake Estates annexation.

Reference materials attached (Kansas Municipal Sourcebook)

Funding Source: No funding involved.

Recommendation: A motion was made _____ and seconded by _____ to approve Resolution 2009-11 and map designating the boundaries for the City of Basehor. Motion passed _____.

Prepared by: Lloyd Martley, Interim City Administrator
Council Date: June 15, 2009

RESOLUTION 2009-11

WHEREAS, AS PRESCRIBED BY K.S.A. 12-517 THE GOVERNING BODY OF THE CITY OF BASEHOR, KANSAS DOES HEREBY DEFINE THE BOUNDARIES OF THE CITY AS FOLLOWS:

THE BOUNDARIES OF THE CITY OF BASEHOR, KANSAS ARE DEFINED AS FOLLOWS:

Contiguous City Limits

Beginning at the Southwest Corner of Section 2, Township 11 South, Range 22 East of the 6th P.M., being the Southeast corner of Section 3 in Township 11 South, Range 22 East in Leavenworth County, Kansas; thence North along the East line of the Southeast Quarter of said Section 3, to the Northeast corner of the Southeast Quarter of the Southeast Quarter of said Section 3; thence West along the South line of the Northeast Quarter of the Southeast Quarter, 1060.00 feet thence North 608.84 feet; thence in a Northwesterly direction along a curve to the right with an initial tangent bearing of North 68°14'19" West, a radius of 773.02 feet and length of 592.10 feet; thence North 24°21'10" West 112.12 feet; thence along a curve to the right with an initial tangent bearing of South 74°16'27" West, a radius of 200.00 feet and length of 602.09 feet; thence North 01°29'04" West, 325.73 feet; thence North 90°00'00" West 495.24 feet; thence North 00°12'34" West 171.71 feet; thence North 21°02'18" West 278.14 feet to the South line of Garden Parkway, thence South 68°57'42" West along the South line of Garden parkway, a distance of 291.75 feet; thence South 19°32'42" East, a distance of 218.51 feet; thence South 08°02'46" West, a distance of 161.72 feet; thence South 45°26'27" West, a distance of 133.14 feet; thence South 57°58'24" West, a distance of 124.95 feet; thence South 68°09'23' West, a distance of 194.18 feet; thence South 77°09'28" West, a distance of 50.00 feet; thence North 12°50'32" West, a distance of 27.68 feet; thence South 69°16'02' West, a distance of 151.39 feet; thence South 09°46'16" East, a distance of 104.47 feet; thence South 44°50'50" West, a distance of 194.73 feet; thence North 77°00'35" West, a distance of 217.37 feet; thence South 14°58'58" West, a distance of 114.57 feet; thence North 75°01'01" West, a distance of 166.18 feet to the West line of the East 40 Acres of said Northwest Fractional Quarter; thence North 02°06'13" West, along said West line, a distance of 1306.86 feet; thence North 87°54'26" East, a distance of 407.62 feet, thence North 01°59'54" West, a distance 537.78 feet to the North line of Section 3, Township 11 South, Range 22 East and also the South line of Section 34, Township 10 South, Range 22 East; thence North 88°00'06" East along the South line of said Section 34 and along the North line of the Northwest Fractional Quarter of said Section 3, a distance of 532.19 feet to the Northwest corner of the Northeast Fractional Quarter of said Section 3; thence continuing North 88°00'06" East, along the North line of said Northeast Fractional Quarter, a distance of 485.01 feet to a point on the North line of said Section 3, said point being 1705.19 feet South 87°59'58" West of the Northeast corner of said Section 3; thence East along the North line of said Section 3 and the South line of Section 34, Township 10 South, Range 22 East, to the South Quarter corner of said Section 34; thence North along the West line of the Southeast Quarter of said Section 34 to the Northwest Corner of the Southeast Quarter of said Section 34; said corner also being the Southeast Corner of the Northwest Quarter of said Section 34, said corner also being the Southeast corner of the included following tract with some exceptions:

“All of the East half (E1/2) of the East half (E1/2) of the Northwest Quarter (NW/4) of Section Thirty-four (34), Township Ten (10) South, Range Twenty-Two (22) East of the 6th P.M., less the following described tract heretofore conveyed to the second parties, to-wit:

Beginning at the Northeast corner of the said Northwest Quarter (NW/4) of Section 34, thence South 430 feet; thence West parallel to the Section line 495 feet to a point; thence North parallel to the West line of said Section 430 feet; thence East on the Section line 495 feet to the point, the place of beginning.

ALSO: All of that part of the North Two (N.2) acres of the East half of the East half (E $\frac{1}{2}$ E $\frac{1}{2}$) of the Southwest Quarter (SW/4) of said Section 34, lying adjacent and contiguous to the East half of the East half (E $\frac{1}{2}$ E $\frac{1}{2}$) of the Northwest Quarter (NW/4) of said Section 34.

ALSO: All of the right title and interest of the first party in and to the abandoned right of way of the Kansas City, Wyandotte and Northwestern Railroad through and across said premises above described.”

thence from a point at the intersection of the East line of the Northwest Quarter of said Section 34 and the South Right-of-way line of Leavenworth Road; thence West along said South Right-of-way line of Leavenworth Road to a point being 391.0 West of the East line of the Northwest Quarter of said Section 34; thence North to the South line of the Southwest Quarter of Section 27, Township 10 South, Range 22 East; said point also being 391.0 West of the Southeast Corner of the Southwest Quarter of said Section 27; thence North 1320 to a point on the North line of the Southeast Quarter of the Southwest Quarter of said Section 27; thence East 391.0 feet to the Northwest corner of the Southwest Quarter of the Southeast Quarter of Section 27; thence East along the North line of the Southwest Quarter of the Southeast Quarter of said Section 27, to the Northeast corner of the Southwest Quarter of the Southeast Quarter of said Section 27, thence North along the West line of the Northeast Quarter of the Southeast Quarter of said Section 27, to the North line of said Southeast Quarter; thence East along said North line, to the Southwest corner of Pouppirt Subdivision; thence North along the West line of Pouppirt Subdivision to the North line of Meyer Drive; thence East along the North line of Meyer Drive to the West line of 155th street; thence North along said West line 116.60' to a point; thence East to the East line of said Section 27; thence North along said East line to the Southeast corner of the North one-half of the Northeast Quarter of said Section 27; thence West along the South line thereof, to the Southwest corner of said North one-half; thence North along the West line thereof, to the Northwest corner of the Northeast Quarter of said Section 27; thence East, along the North line thereof, to the Northeast corner thereof and Northwest Corner of Section 26; thence East, along the North line of said Section 26 to the Northeast corner of the Northwest Quarter thereof; thence East, along the North line of the Northeast Quarter of said Section 26, a distance of 994.27 feet; thence South to a point on the South line of said Northeast Quarter, said point being 997.05 feet East of the Southwest corner of said Northeast Quarter; thence West, along said South line, 997.05 feet to the Southwest corner of said Northeast Quarter; thence West along the South line of the Northwest Quarter of said Section 26, to the Southeast corner of the Southwest Quarter of the Northwest Quarter of Section 26, Township 10, Range 22; thence West 660.00' to a point; thence South 660.00' to a point; thence East 1980.00' to a point on the East line of the Southwest Quarter of Section 26, Township 10, Range 22; thence South along the East line of the Southwest Quarter of said Section 26 to the South Quarter corner of said Section 26, being the North Quarter corner of Section 35, Township 10 South, Range 22 East; thence South along the East line of the Northwest Quarter of said Section 35 to a point on the centerline of the Right of Way of the abandoned Kansas city, Wyandotte and Northwestern railroad; thence East along said centerline of Right of Way line a distance of 1697.98 feet; thence South a distance of 1145.25 feet; thence

East a distance of 933.44 feet; thence South 60 feet; thence West 933.44 feet; thence South 745.58 feet to a point on the North line of the Southeast Quarter of said Section 35; thence East on the North line of the Southeast Quarter of said Section 35 to the Northwest corner of the Southeast Quarter of said Section 35 thence South on East line of the Southeast Quarter of said Section 35 to a point 1398.54 feet North of the Southwest corner of said Section 36, Township 10 South, Range 22 East; thence South 89°46'40" East 1376.70 feet; thence South 858.18 feet; thence North 89°20'30" East 1357.48 feet thence South 25°46'28" West 574.53 feet to a point on the South line of the Southwest Quarter of said Section 36 and the North line of Section 1, Township 11 South, Range 22 East; thence East to the Eastern boundary of Section 1, Township 11, Range 22; thence South to the Southeast corner of the Southeast Quarter of Section 1, Township 11, Range 22; thence West along the South line of Section 1 to the North Quarter corner of Section 12, Township 11, Range 22; thence South along the East line of the Northwest Quarter of said Section 12, to the Southeast corner of said Northwest Quarter; thence West along the South line of said Northwest Quarter to the Southwest corner of East Half of said Northwest Quarter; thence North along the West line of said East Half a distance of 1994.73 feet; thence South 88°32'00" West a distance of 1322.76 feet to a point on the West line of the Northwest Quarter of said Section 12, said point also being on the East line of the Northeast Quarter of said Section 11; thence North 01°37'58" West along said East line a distance of 77.69 feet; thence Northwesterly along a curve to the left having a radius of 190.99 feet and a chord which bears North 32°55'57" West, 198.45 feet, an arc distance of 208.67 feet; thence North 64°13'57" West, a distance of 313.39 feet; thence Northwesterly along a curve to the right having a radius of 272.84 feet and a chord which bears North 38°13'00" West, 239.35 feet an arc distance of 247.78 feet to a point on the South right of way line of said US 24-40 Highway; thence North to the North line of said Section 11; thence West along said North line of the Northeast Quarter of said Section 11 to a point being 1147.21 feet west of the Northwest Corner of the Northeast Quarter of said Section 11; thence South parallel with the West line of the Northeast Quarter of said Section 11, a distance of 834.32 feet, more or less to the Southeast corner of a tract of land described in document recorded as Document No. 2008R03385; thence West parallel with the North line of the Northeast Quarter of said Section 11, a distance of 574.79 feet; thence North parallel with the West line of the Northeast Quarter of said Section 11, a distance of 834.80 feet, more or less, to a point on the North line of the Northeast Quarter of said Section 11, said point also being 572.42 feet west of the Northwest Corner of the Northeast Quarter of said Section 11; thence West along the North line of the Northeast Quarter of said Section 11 to the Northeast corner of the Northwest Quarter of said Section 11; thence South along the East line of said Northwest Quarter to the Northwest Corner of Lot 3, *Briarwood Estates West*, a subdivision of land in Leavenworth County, Kansas; thence Easterly along the North line of said Lot 3 to the Northeast corner of said Lot 3; thence continuing Easterly to the centerline of 153RD Street; thence Southerly along the centerline of 153RD Street to the point of intersection with the centerline of Amber Road; thence Westerly along the centerline of Amber Road to a point on the East line of the Northwest Quarter of said Section; thence South along the East line of the Northwest Quarter of said Section 11 to the Southeast corner of the Northwest Quarter of said Section 11, said point also being the Southwest corner of Lot 15, said *Briarwood Estates West*, said point also being the Northwest boundary corner of *Cedar Falls Subdivision*, a subdivision of land in Leavenworth County, Kansas; thence South 89°47'20" East along the North line of *Cedar Falls Subdivision* and along the North line of the Southeast Quarter of said Section 11, a distance of 1389.98 feet to the Northeast corner of said *Cedar Falls Subdivision* and the Northwest corner of *Nottingham Estates West, Phase 1*;

thence South 00°07'09" East, a distance of 298.23 feet;

thence South 74°06'29" East, a distance of 57.30 feet;

thence South 00°07'09" West, a distance of 230.91 feet;

thence South 89°47'58" West, a distance of 79.98 feet;
thence South 00°07'33" East, a distance of 469.28 feet to the Southwest Corner of Lot 11 of said *Nottingham Estates West, Phase 1*;
thence South 88°38'06" West, a distance of 27.71 feet;
thence South 00°19'01" West, a distance of 319.46 feet;
thence North 89°50'41" West, a distance of 75.78 feet;
thence North 00°04'05" East, a distance of 134.46 feet;
thence North 89°42'17" West, a distance of 1068.51 feet to the Southeast Corner of Lot 1 of said *Cedar Falls Subdivision*;
thence North 13°06'58" West, a distance of 141.21 feet to the Northeast Corner of said Lot 1;
thence Westerly along the North line of said Lot 1 along a curve to the right having a radius of 332.00 feet and an arc length distance of 77.84 feet;
thence North 89°40'56" West continuing along the North line of said Lot 1, a distance of 20.61 feet to a point being on the West line of said *Cedar Falls Subdivision*; said point also being on the West line of Northwest Quarter of Section 11, said point also being the Northeast corner of Lot 94, of *Cedar Lake Estates Phase 2*;
thence South 00°19'04" West along the East line of said *Cedar Lake Estates Phase 2*, a distance of 673.00 feet to the Southeast corner of said *Cedar Lake Estates Phase 2*; said point also being the Northeast corner of *Cedar Lake Estates Phase 1*;
thence South 00°19'04" West along the East line of said *Cedar Lake Estates Phase 1*, a distance of 200.00 feet; thence continuing along the boundary of said *Cedar Lake Estates Phase 1* as follows:
thence South 89°53'53" West, a distance of 143.97 feet;
thence South 19°36'26" West, a distance of 386.05 feet;
thence South 89°50'41" West, a distance of 108.63 feet;
thence South 43°06'36" West, a distance of 99.95 feet;
thence South 84°10'39" West, a distance of 290.03 feet;
thence North 44°27'07" West, a distance of 252.25 feet;
thence North 45°26'02" East, a distance of 106.06 feet;
thence North 51°41'08" West, a distance of 91.16 feet;
thence South 86°52'48" West, a distance of 91.62 feet;
thence North 14°02'43" West, a distance of 75.39 feet;
thence North 70°56'34" West, a distance of 169.45 feet;
thence South 68°12'43" West, a distance of 103.13 feet;
thence South 46°47'14" West, a distance of 278.31 feet;
thence South 13°43'52" West, a distance of 134.52 feet;
thence North 90°00'00" West, a distance of 51.56 feet to a point terminating from the boundary of said *Cedar Lake Estates Phase 1*;
said point also being on the East line of *Cedar Lake Phase V*;
thence South along the East line of said *Cedar Lake Phase V*, a distance of 206.38 feet to the Southeast corner of said *Cedar Lake Phase V*; said point also being on the South line of the Southwest Quarter of Section 11, Township 11 South, Range 22 East; thence West along the South line of said *Cedar Lake Phase V* and said South line of the Southwest Quarter of said Section 11, a distance of 520.43 feet to the Southwest corner of said *Cedar Lake Phase V*; thence North along the West line of said *Cedar Lake Phase V*, a distance of 665.93 feet to the Northwest corner of said *Cedar Lake Phase V*;
said point also being on the South line of said *Cedar Lake Estates Phase*;

thence South 90°00'00" West along the South line of said *Cedar Lake Estates Phase 1*, a distance of 270.61 feet to the Southwest corner of said *Cedar Lake Estates Phase 1*; thence continuing along the boundary of said *Cedar Lake Estates Phase 1* ;
thence North 00°00'43" East, a distance of 829.00 feet;
thence North 89°59'17" West, a distance of 300.00 feet to the East right-of-way line of 158TH Street shown on the recorded plat of said *Cedar Lake Estates Phase 1*;
thence North 00°00'43" East along said right-of-way line, a distance of 150.00 feet;
thence North 89°13'03" East, a distance of 200.00 feet;
thence North 00°00'43" East, a distance of 275.00 feet;
thence North 89°13'03" East, a distance of 125.00 feet a point terminating from the boundary of said *Cedar Lake Estates Phase 1*; said point also being on the West line of *Cedar Lake Estates Phase 4*; thence North 00°00'43" East along the West line of said *Cedar Lake Estates Phase 4*;, a distance of 725.99 feet to the Northwest corner of said *Cedar Lake Estates Phase 4*; thence South 89°13'03" East, a distance of 519.55 feet to the Northeast corner of said *Cedar Lake Estates Phase 4*; said point also being the Northwest corner of *Cedar Lake Estates Phase 3*; thence South 89°13'03" East along the North line of said *Cedar Lake Estates Phase 3* and along the South line of the Northwest Quarter of Section 11, Township 11 South, Range 22 East to a point 1323.00 East of the Southwest corner of said Northwest Quarter; thence North parallel to the West line of said Northwest Quarter 1450.00 feet; thence West parallel to the South line of said Northwest Quarter 283.00 feet; thence North parallel to the West line of said Northwest Quarter 438.00 feet; thence West parallel to the South line of said Northwest Quarter to the West line of said Northwest Quarter; thence North along said West line, to the Southwest Corner of said Section 2 and Point of Beginning.

EXCEPT

A tract of land located in the Southwest Quarter of Section 11, Township 11 South, Range 22 East, in the County of Leavenworth, Kansas and being more particularly described as follows:

BEGINNING at the Northeast corner of the Southwest Quarter of said Section 11; thence South 00°19'04" West along the East line of said Southwest Quarter, a distance of 819.91 feet;
thence North 89°40'56" West, a distance of 223.58 feet;
thence North 47°43'20" West, a distance of 268.39 feet;
thence South 80°04'45" West, a distance of 63.90 feet;
thence North 00°45'31" West, a distance of 88.26 feet;
thence North 39°41'53" West, a distance of 181.92 feet;
thence North 74°52'03" West, a distance of 192.09 feet;
thence North 00°46'57" West, a distance of 381.54 feet to a point on the North line of the Southwest Quarter of said Section 11; thence South 89°13'03" East, along said North line, a distance of 787.31 feet to the point of beginning and containing 504,632.87 square feet or 11.58 acres more or less.

ALSO EXCEPT Lots 28 and 57 of said *Cedar Falls Subdivision*.

Section 24, Township 10 South, Range 22 East

All of Section 24, Township 10 South, Range 22 East, Leavenworth County, Kansas,
EXCEPT

A 0.2591 acre tract in the Southwest Quarter of Section 24, Township 10 South, Range 22 East being more particularly described as follows: Commencing at the Southwest corner of said Southwest Quarter; thence South $89^{\circ}52'27''$ East, along the South line of said Southwest Quarter, a distance of 2138.76 feet; thence North $00^{\circ}07'33''$ East, a distance of 1851.62 feet to the Point of Beginning; thence North $03^{\circ}05'01''$ West, a distance of 89.52 feet; thence North $86^{\circ}54'59''$ East, a distance of 124.68 feet; thence South $04^{\circ}50'29''$ East, a distance of 89.57 feet; thence South $89^{\circ}54'29''$ West, a distance of 127.42 feet to the Point of Beginning

AND EXCEPT

All that part in Kansas Highway 7(73) Right of Way.

Section 09 & 10, Township 11 South, Range 22 East

All that part of the West one-half of Section 10, Township 11 South, Range 22 East and that part of the Northeast Quarter of Section 9, Township 11 South, Range 22 East, Leavenworth County, Kansas being more particularly described as follows:

Beginning at the Northwest corner of said Section 10; thence East along the North line of Northwest Quarter of said Section 10 to a point on the East line of the West one-half of the East one-half of said Northwest Quarter of said Section 10; thence South, along the East line of said West one-half to the Southeast corner of said West one-half; thence East, along the North line of the Southwest Quarter to the Northeast corner thereof; thence South $00^{\circ}15'46''$ East, along the East line of said Southwest Quarter, 2234.31 feet to a point being 420.00 feet North of the Southeast corner of said Southwest Quarter; thence South $89^{\circ}40'40''$ West parallel to the South line of said Southwest Quarter, 365.00 feet; thence South $00^{\circ}12'22''$ East, 200.00 feet; thence South $89^{\circ}40'40''$ West parallel to said South line of said Southwest Quarter, 175.03 feet; thence South $00^{\circ}19'20''$ East, 220.00 feet to a point on said South line of said Southwest Quarter, said point being 539.95 feet from said Southeast corner of Southwest Quarter; thence South $89^{\circ}40'40''$ West, along said South line of said Southwest Quarter, 1098.79 feet; thence North $00^{\circ}00'01''$ West, 110.00 feet; thence North $19^{\circ}59'50''$ West, 204.68 feet; thence South $89^{\circ}59'59''$ West, 229.95 feet to a point on the East line of Ginger Creek a subdivision of land in Leavenworth County, Kansas; thence Northerly and Westerly, along the Easterly and Northerly line of said Ginger Creek to the intersection of the North line of said Ginger Creek to the Westerly line of said Section 10; thence North, along said West line of said Southwest Quarter, 982.56 feet; thence East, parallel to the North line of said Southwest Quarter, 500.00 feet; thence North, parallel to said West line of said Southwest Quarter, 499.85 feet to a point on said North line of said Southwest Quarter; thence West, along said North line to the Northwest corner of said Southwest Quarter and the Southeast corner of the Northeast Quarter of said Section 9; thence North, along the East line thereof, to the Southeast Corner of the North one-half of the South one-half of said Northeast Quarter; thence West, along the South line thereof, to the Southwest corner of the North one-half of the South one-half of said Northeast Quarter; thence North along the West line of said Northeast Quarter to the Northwest corner thereof; thence East, along the North line of the Northeast Quarter of said Section 9, to the Northeast corner thereof and Point of Beginning.

Section 4, Township 11 South, Range 22 East

A tract of land in the Southeast Quarter of Section 4, Township 11 South, Range 22 East of the 6th Principal Meridian, Leavenworth County, Kansas, described as follows:

Commencing at the Northeast corner of said Southeast Quarter, thence on a Kansas State Plain (North Zone) Grid Bearing of $S1^{\circ}53'39''E$, 320.00 feet along the East line of said Southeast Quarter to the Point of Beginning, said point also being the Southeast corner of Deed 753, page 2088; thence continuing along the East line of said Southeast Quarter $S1^{\circ}53'39''E$, 672.33 feet to a point 330.00 feet North of the Southeast corner of said North Half; thence $S87^{\circ}35'31''W$, 660.00 feet parallel with the South line of said North Half; thence $S1^{\circ}53'39''E$, 330.00 feet parallel with the East line of said Southeast Quarter to the South line of said North Half; thence $S87^{\circ}35'31''W$, 1967.99 feet to the Southwest corner of said North Half; thence $N1^{\circ}40'21''W$, 1321.66 to the Northwest Corner of said Southeast Quarter; thence $N87^{\circ}34'33''E$, 2020.88 feet to the Northwest corner of a tract of land described in Deed 612, page 381; thence $S1^{\circ}53'39''E$, 250.00 feet to the Southwest corner of Deed 753, page 2088; thence continuing along the Southerly Boundary of Deed 753, page 2088 for the next three courses 1) $S81^{\circ}29'49''E$, 256.90 feet; 2) $S1^{\circ}53'39''E$, 20.00 feet; 3) $N87^{\circ}47'21''E$, 349.30 feet to the Point Of Beginning, except that part taken for road Right Of Way. Contains 70.12 acres more or less, including Road R/W

AND

The South 330.00 feet of the East 660.00 feet of the North Half of the Southeast Quarter, Section 4, Township 11 South, Range 22 East in Leavenworth County, Kansas more particularly described as follows:

Commencing at the northeast corner of said Southeast Quarter, thence on a Kansas State Plain (North Zone) Grid Bearing of $S1^{\circ}53'39''E$, 992.33 feet along the East line of said Southeast Quarter to the Point of Beginning, said point being 330.00 feet North of the Southeast corner of said North Half; thence $S87^{\circ}35'31''W$, 660.00 feet parallel with the South line of said North Half; thence $S1^{\circ}53'39''E$, 330.00 feet parallel with the East line of said Southeast Quarter to the South line of said North Half; thence $S87^{\circ}35'31''E$, 660.00 feet to the Southeast corner of said North Half; thence $N1^{\circ}53'39''W$, 330.00 feet to the Point of Beginning.

Section 13, Township 10 South, Range 22 East

A tract of land in the North ½ of Section 13, Township 10 South, Range 22 East of the Sixth P.M., more fully described as follows:

Beginning at the North ¼ corner of said Section 13; thence North 89 degrees 44' 58" East for a distance of 377.48 feet along the North line of said Section: thence South 01 degrees, 01' 16" West for a distance of 500.00 feet; thence North 89 degrees 44' 58" East for a distance of 500.00 feet; thence south 01 degrees 01' 16" West for a distance of 466.80 feet; thence South 89 degrees 44' 58" West for a distance of 361.00 feet; thence South 01 degrees 01' 18" West for a distance of 918.22 feet; thence South 89 degrees 49' 39" West for distance of 664.34; thence North 01 degrees 07' 42" East for a distance of 1884.53 feet; thence North 89 degrees 52' 55" East along the North line of said Section for a distance of 144.35 feet to the point of beginning

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF BASEHOR, KANSAS, THAT THE ABOVE BOUNDARY DESCRIPTION IS HEREBY ADOPTED AND APPROVED AS THE OFFICIAL BOUNDARIES OF THE CITY.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF BASEHOR, KANSAS THIS 15THTH DAY OF JUNE, 2009.

Terry L. Hill, Mayor

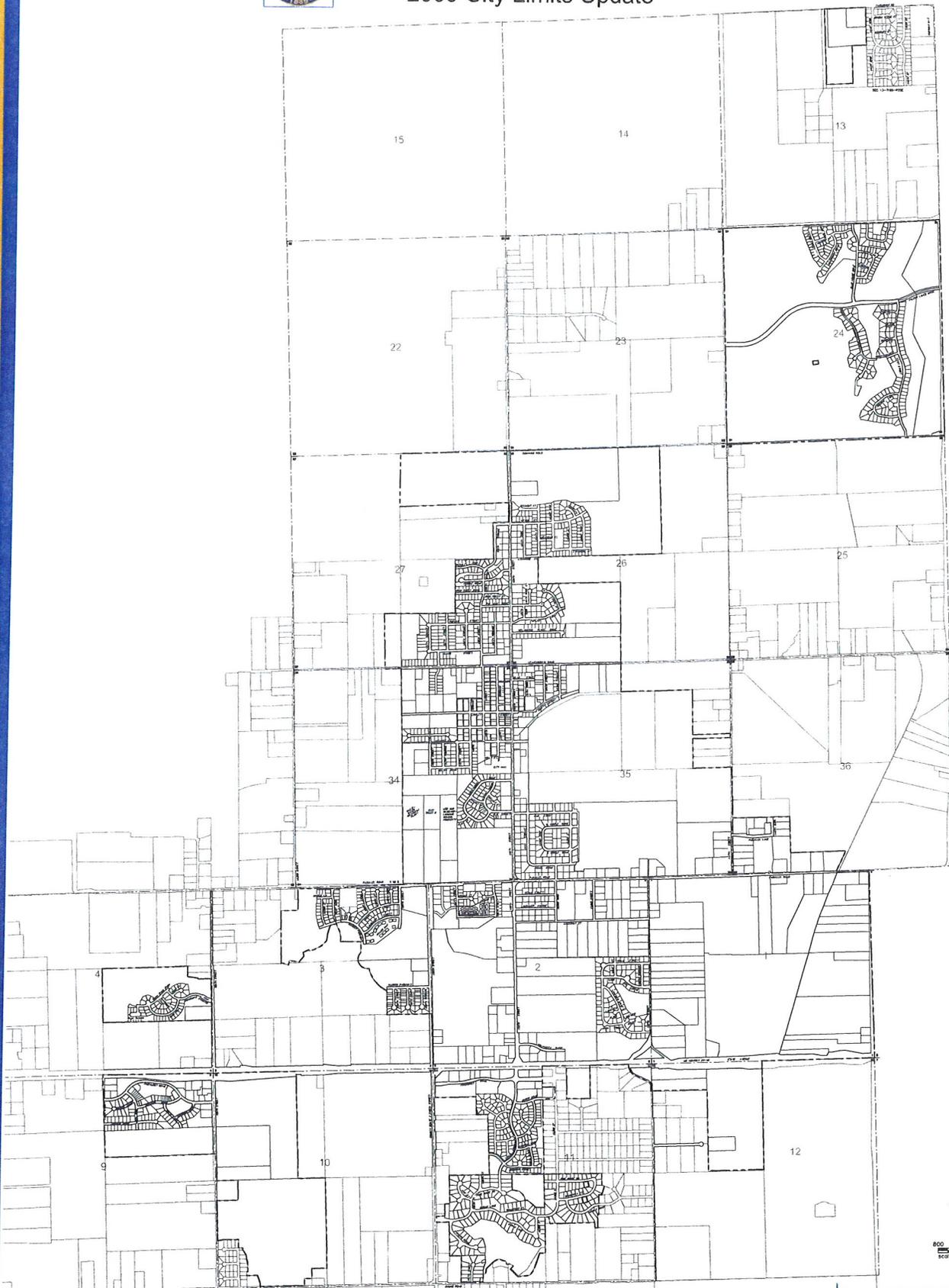
Attest:

Mary A. Mogle, City Clerk



City of Basehor

2009 City Limits Update



800 0 800
Scale
1" = 800'
feet



M&H MAFFEE, HENDERSON SOLUTIONS, INC.
CIVIL ENGINEERING & SURVEYING
201 West 10th Street
Basehor, MO 64008

1. The city must pass a resolution of notice of intent to annex.
2. This resolution must be accompanied by a sketch of the area to be annexed.
3. The city must prepare a plan for extension of city services into the annexed area.
4. A public hearing must be held on the proposed annexation.
5. Following the public hearing the governing body may adopt an annexation ordinance.
6. Upon passage of an annexation ordinance, the city clerk must file a certified copy of the ordinance with the county clerk, the register of deeds, and the county election commissioner if there is one. No fees are to be charged for these filings.
7. Property owners within the newly annexed area have 30 days in which to protest the annexation.

EXCLUSION. Proceedings to exclude (or deannex) territory from a city can be initiated by the city or by property owners and the proceedings are by the governing body of the city. The property cannot be excluded if:

1. The governing body of the city denies a petition to exclude; or
 2. A written objection is filed with the city clerk, at or before the hearing, by any owner or adjoining owner who would be a proper party to the petition but has not joined therein.
- (K.S.A. 12-505)

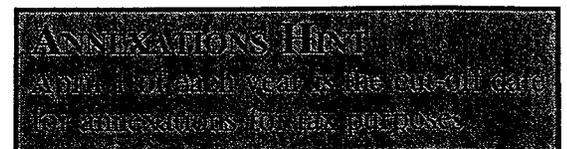
If exclusion is ordered, the city clerk certifies a copy of the order to the register of deeds. (K.S.A. 12-504 *et seq.*)

BOUNDARY RESOLUTION. K.S.A. 12-517 provides that before the last day of December in any year in which any territory has been added to or excluded from a city, the governing body must declare by resolution the entire boundary of the city.

A new boundary resolution is required only when there were annexations or exclusions during the year. It is advisable not to wait until the last moment to prepare and pass the resolution unless there is an annexation or exclusion proceeding under way which will be completed toward the end of December. The city clerk must promptly file a certified copy of the resolution as certified with the county clerk, the register of deeds of the county or counties in which the city is located, the state transportation engineer, and the county election commissioner if there is one. No fee is charged for such filings, and the register of deeds files but does not record the certified copy of the resolution.

IMPORTANCE OF ESTABLISHING BOUNDARIES. The requirements regarding annexations, exclusions, and boundaries are important for nine reasons:

1. Placing new territory on the tax rolls for city purposes;
2. Removing it from the tax rolls in case of exclusion;
3. Enumerating population for state aid or shared revenue purposes, since these are apportioned according to population under some statutes;
4. Establishing territorial limits for ordinance enforcement;
5. Election purposes;
6. Bonded debt limits;
7. State highway connecting link money or maintenance;
8. Zoning regulations; and
9. Other city services.



If annexation occurs before April 1, the city clerk should advise the county clerk at the earliest opportunity so that the taxes can be figured on the annexed land as of the previous January 1. Townships, improvements districts and other governmental units that hold tax money for services to annexed areas are required to continue service for the balance of the year or render the taxes to the city. If the annexation occurs after April 1, the city does not receive ad valorem tax from the area until January 1 of the year following annexation. (K.S.A. 79-1807)

E. LOCAL ECONOMIC DEVELOPMENT

Economic development activities and practices vary widely by community. The extent to which communities pursue economic development initiatives varies a great deal as well. The following list constitutes official government actions which are available to communities in pursuing an economic development strategy:

1. Improving the quality of living of the community;
2. Providing and maintaining public facilities;
3. Improving general public services, such as police and fire protection;
4. Implementing or updating land use controls;
5. Modifying regulatory controls to improve the "business climate" of the community;
6. Changing tax policy to favor the expansion and attraction of firms;
7. Providing property tax abatements for firms in manufacturing, research and development, or warehousing of goods used in interstate commerce;
8. Establishing preferential municipal utility charges for businesses;
9. Waiving or reducing common user fees and charges;
10. Issuing industrial revenue bonds;
11. Developing enterprise zones;
12. Using Tax Increment Financing to redevelop blighted areas in central business districts or enterprise zones;
13. Creating business improvement districts to help finance the maintenance of and improvements to property within the business district;
14. Operating an industrial park;
15. Providing grants and loans;
16. Levying funds to be used for public promotional efforts;
17. Improving the availability and affordability of the community's housing stock; and
18. Assisting businesses in complying with environmental regulations.

As is evident from the list above, a wealth of strategies exist to assist in local economic development. The remainder of this chapter is devoted to explaining some of the more recently devised tools available to municipalities. These tools range from the basic grant provided by the state of Kansas to the more complex tool of tax increment financing (TIF).

CONSTITUTIONAL TAX ABATEMENTS. In 1986, a constitutional amendment was approved that allowed cities and counties to grant property tax exemptions. Article 11, § 13 of the Kansas constitution can be briefly summarized as follows: Kansas counties and cities may exempt from all ad valorem taxation all or any portion of the appraised valuation of buildings, land, and tangible personal property used exclusively by a new business for (A) manufacturing, (B) research and development, or (C) the storing of goods traded in interstate commerce. Further, such an exemption may be granted for existing buildings or new expansions to existing buildings, and for the land and associated new personal property, for these same purposes, to facilitate the expansion of the business, if new employment is created. The exemption may extend for up to 10 years.