



[Please note that the meeting agenda is subject to change during the meeting.]

City of Clearwater Council Meeting Agenda  
Tuesday September 8, 2020 at 6:30pm  
129 E Ross Clearwater, KS 67026

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1. **Call to Order/ Invocation and Flag Salute**
2. **Roll Call**
3. **Approval of Agenda**
4. **Public Forum** - Members of the public can address the Mayor and City Council limited to not more than five minutes.
5. **Consent Agenda** - Items on the Consent Agenda are considered by staff to be routine business items. Approval of the items may be made by a single motion, seconded, and a majority vote with no separate discussion of any item listed.
  - a. [08/25/20 Council Meeting Minutes](#)
  - b. [Claims and Warrants](#)
6. **Staff Reports**
7. **Business**
  - a. **Action:** Consider quotes for installation of sanitary sewer manhole
  - b. **Action:** Adopt Resolution 09-2020 Authorizing the sale of temporary notes for Park Glen Estates Phase 2
  - c. **Action:** Consider rollover of 2018 temp notes (Chisholm Ridge Phase 3)
  - d. **Discussion:** Revising Ordinance 907 Special Purpose Vehicles
8. **Administrators Report**
9. **Governing Body Comments**
10. **Adjournment**

Next Assignment Numbers

Charter Ordinance: 21

Ordinance: 1060

Resolution: 09-2020

**NOTICE: SUBJECT TO REVISIONS**

It is possible that sometime between 6:00 and 6:30 pm immediately prior to this meeting, during breaks, and directly after the meeting, a majority of the Governing Body may be present in the council chambers or lobby of City Hall. No one is excluded from these areas during those times.

**City of Clearwater, Kansas**  
Sedgwick County  
City Council Meeting - **MINUTES**  
August 25, 2020  
Clearwater City Hall – Council Chambers  
129 E. Ross Avenue Clearwater, KS 67026

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**1. Call to Order/ Invocation and Flag Salute**

Mayor Burt Ussery called the meeting to order at 6:30 p.m. followed the invocation and flag salute.

**2. Roll Call**

The City Clerk called the roll to confirm the presence of a quorum. The following members were present: Mayor Burt Ussery, Councilmembers; Shirley Palmer-Witt (phone), Chad Pike, and Justin Shore were present.

Yvonne Coon and Chris Griffin were absent.

The following staff members were present:

Ron Marsh, City Administrator, Courtney Zollinger, City Clerk, Jared Dinwiddie, Chadd Posch (phone), Cole Hollis (phone), Kirk Ives (phone).

**3. Approval of the Agenda**

Griffin entered at 6:31pm

Marsh stated that item7b needed to be removed and an executive Session needed to be added to the agenda. Mayor Ussery called for a motion to approve the agenda as modified.

**Motion: *Shore*** moved, ***Pike*** seconded to accept the agenda as modified. Voted and passed unanimously.

**4. Public Forum**

None

**5. Approve Consent Agenda**

Mayor Ussery asked if there was any question on the consent agenda and if not asked for a motion to approve.

Minutes: 08/11/20

Claims and Warrants

**Motion: *Palmer-Witt*** moved, ***Shore*** seconded to approve the consent agenda as presented. Voted and passed unanimously.

**6. Staff Reports**

a. Police Department – Kirk Ives – Council had no questions.

b. Fire Department –Jared Dinwiddie – Council had no other questions.

c. Public Works – Cole Hollis –Council had no questions.

d. Parks & Maintenance – Chadd Posch –Council had no questions.

## 7. Business

### a. Approve Hiring Senior Center Coordinator

The current Senior Center Coordinator resigned effective August 21, 2020. Marsh is requesting Council approval to hire Amber Ives as the new Senior Center Coordinator. She was initially interviewed during the last search for a Senior Center Coordinator but due to timing we were unable to offer her the position. We reached out to Amber after learning the current Coordinator was leaving, interviewed her last week and offered her the position subject to Council approval. Her pay will be \$12.88/hour and she will start September 2, 2020.

Amber Ives was present to introduce herself

**Motion:** *Shore* moved, *Pike* seconded to approve the hiring of Amber Ives. Voted and passed unanimously.

### b. Installation of Manhole

Removed

### c. Approve "Not to Exceed" Amount of Water Line Extension in Business Park

As part of the agreement with Jason Martin to purchase lots in the Business Park and construct a building for Anderson Forrester to occupy, the City agreed to cover the cost of extending water line to the building plus installing a hydrant, when needed. Wilkes Underground was contacted and can get the work done immediately and submitted a quote of \$19,945.00 for installing a service line and installation of a hydrant. After review, the fire hydrant installation was planned for phase 2, when a second facility is built on the property. The location of the existing fire hydrant meets all fire code (City, County and NFPA) for the new building. A second quote was obtained for installation of only the service line in the amount of \$3315.00. Marsh explained this was in his spending authority and wanted to let Council know he has authorized the project to move forward.

## 8. Administrators Report

- Safe Slide Restoration was out last week to conduct a safety inspection of our large slides (blue and yellow). Initial feedback is the slides and platform are in good shape and we should have the complete report soon.
- Sedgwick County Election Office is looking to install advanced voting ballot drop boxes in Cities at or near a City Hall or administration facility to allow voters who receive a ballot by mail additional options to return their ballot to the Elections Office securely without the need to enter a polling site. The hope is that this will both provide additional convenience for voters in the city, as well as reduce the amount of people visiting polling places to better allow for social distancing practice. Ideally these would be a permanent installation, as they require mounting into the concrete at the site using wedge anchors. They do have a locking ballot chute door and would only be unlocked between the time ballots are mailed and close of polls on Election Day. The County also plans to provide security cameras to monitor each drop box during Advance by mail voting (the 20 days prior to each election) unless there are adequate security cameras that already monitor the area in which the box would be placed. The County would bear the cost of installation and maintenance for these boxes; they only request permission to install them. They would need to be installed on concrete and in a location that would be accessible to the public, including ADA patrons. Unless the Governing Body has any opposition, we will contact the Election Office to install the ballot drop box. Council saw no objections.
- Both of our COVID-19 employees have tested negative and returned to work. We will be able to gradually catch up after several weeks being extremely short staffed.
- Reminder: City wide curb side cleanup is November 7<sup>th</sup> starting at 7am. The Chamber "Shred It" event will also be that day in Mize's parking lot from 9a-12p. We will begin advertising for those events next month.

- Got word this afternoon that Plains Cotton Cooperative Association expects to start dirt work on their facility next week.

**9. Governing Body Comments**

Griffin asked if the City was obligated to post a sign stating the meeting is being recorded. Marsh responded he did not talk with the City Attorney about that but will follow up with it. Chris also wanted an update on the information he asked about the fire truck and whether we needed to inform someone it is out of service. Marsh stated they did ask, and we are good.

Palmer-Witt had nothing to report

Shore asked if there if a residential lot can have a non-residential building on it. Marsh responded no, a residential lot must have a dwelling prior to an accessory structure.

Pike asked if we have had any calls on the Chisholm Ridge Lot. Zollinger responded that she had sent out information to a couple of different people.

Ussery had nothing to report

**10. Executive Session KSA 75-4319 (b)(6)**

**Motion:** *Shore* moved, *Pike* seconded to recess into executive session for the preliminary discussion of the acquisition of real property, to include the City Attorney and the City Administrator. The City Council will reconvene the open meeting in the City Council Chamber at 7:10 p.m. Voted and passed unanimously

Mayor Ussery called the meeting back to order at 7:10 and stated there was no action taken in executive session.

**MOTION:** *Shore* moved; *Pike* seconded to allow the City to enter into a negotiation on a potential property acquisition subject to council’s approval before anything is finalized. Voted and passed unanimously.

**11. Adjournment**

With no further discussion Mayor Ussery called for a motion to adjourn.

**MOTION:** *Shore* moved; *Palmer-Witt* seconded to adjourn the meeting. Voted and passed unanimously. The meeting adjourned at 7:13 PM

**CERTIFICATE**

State of Kansas        }  
 County of Sedgwick  }  
 City of Clearwater    }

I, Courtney Meyer, City Clerk of the City of Clearwater, Sedgwick County, Kansas, hereby certify that the foregoing is a true and correct copy of the approved minutes of the August 25, 2020 City Council meeting.

Given under my hand and official seal of the City of Clearwater, Kansas, this 8th day of September 2020

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Courtney Zollinger, City Clerk

# Check Register Report

Date: 09/01/2020

Time: 2:43 pm

Page: 1

City of Clearwater

BANK: EMPRISE BANK

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
<b>EMPRISE BANK Checks</b>								
46574	09/02/2020	Printed			APS1	AAA PORTABLE SERVICES, INC.	RENTAL 8-1 - 8-28	70.00
46576	09/02/2020	Printed			AMA	AMAZON	MATERIAL	290.74
46577	09/02/2020	Printed			AMAZ	AMAZON BUSINESS	FIRST AID KITS	77.92
46578	09/02/2020	Printed			ARAMARK	ARAMARK	COVID FACE MASKS	1,646.84
46579	09/02/2020	Printed			ALB1	ARLENE M. BURROW	STATEMENT	200.00
46580	09/02/2020	Printed			ATCO	ATCO INTERNATIONAL	PLAYGROUND MULCH	2,650.00
46581	09/02/2020	Printed			AFP1	AWARDS FACTORY, INC.	CITIZENSHIP AWARD	114.50
46582	09/02/2020	Printed			BBL1	B & B LUMBER	TREEHOUSE MAINTENANCE	259.48
46583	09/02/2020	Printed			BET 1	BETTS PEST CONTROL	109 E. ROSS	249.13
46584	09/02/2020	Printed			CR01	CAROL REITBERGER	REIMBURSE FRAME	9.07
46585	09/02/2020	Printed			CPLP1	CENTER POINT LARGE PRINT	MATERIALS	133.02
46586	09/02/2020	Printed			CP	CHADD POSCH	GAS REIMBURSE	81.03
46587	09/02/2020	Printed			CI W	CIRUS WATER	POLICE DEPT	22.50
46588	09/02/2020	Printed			CLEAR	CLEARWATER BOOSTER CLUB	BLUE BUSINESS MEMBERSHIP	125.00
46589	09/02/2020	Printed			CMI	CMI, INC	REPAIR TO INTOX	431.66
46590	09/02/2020	Printed			DPL1	DAN'S PLUMBING, INC	CLEAN DRAIN	75.00
46591	09/02/2020	Printed			GEQ1	GARRETSON EQUIPMENT	FILL SAND/HAUL ROCK	551.19
46592	09/02/2020	Printed			WWG1	GRAINGER	BATTERY PACK	1,319.70
46593	09/02/2020	Printed			HEATH	HEATHER EDE	CLEANING LIBRARY AUGUST	225.00
46594	09/02/2020	Printed			HOME	HOME DEPOT	bug zap/ lock/ tools	801.91
46595	09/02/2020	Printed			JHS1	J & H STORAGE	SEPTEMBER RENT	65.00
46596	09/02/2020	Printed			JUSTIN J	JUSTIN JACKS	MILEAGE REIMBURSE	50.60
46597	09/02/2020	Printed			KST1	KANSAS STATE TREASURER	SERIES 2015-B	83,121.25
46598	09/02/2020	Printed			KST1	KANSAS STATE TREASURER	SERIES 2013	33,258.75
46599	09/02/2020	Printed			KST1	KANSAS STATE TREASURER	SERIES 2014	45,835.00
46600	09/02/2020	Printed			KST1	KANSAS STATE TREASURER	SERIES 2012	277,471.88
46601	09/02/2020	Printed			KST1	KANSAS STATE TREASURER	SERIES 2015-A	108,950.00
46602	09/02/2020	Printed			LIFE	LIFEGUARD TRAINING	2ND YEAR CERTIFY REIMBURSE	90.00
46603	09/02/2020	Printed			LIFE	LIFEGUARD TRAINING	2ND YEAR CERTIFY REIMBURSE	90.00
46604	09/02/2020	Printed			LIFE	LIFEGUARD TRAINING	2ND YEAR CERTIFY REIMBURSE	90.00
46605	09/02/2020	Printed			LIFE	LIFEGUARD TRAINING	LIFEGUARD RCT	75.00
46606	09/02/2020	Printed			LIFE	LIFEGUARD TRAINING	LIFEGUARD RCT	75.00
46607	09/02/2020	Printed			LIFE	LIFEGUARD TRAINING	LIFEGUARD RCT	75.00
46608	09/02/2020	Printed			LIFE	LIFEGUARD TRAINING	LIFEGUARD RCT	75.00
46609	09/02/2020	Printed			LIFE	LIFEGUARD TRAINING	LIFEGUARD REIMBURSE 1ST YEAR	90.00
46610	09/02/2020	Printed			LIFE	LIFEGUARD TRAINING	LIFEGUARD REIMBURSE 1ST YEAR	90.00
46611	09/02/2020	Printed			MERI	MERIDIAN ANALYTICAL LABS, LLC	WATER ANALYSIS	115.00
46612	09/02/2020	Printed			MARC	MID-AMERICAN RESEARCH CHEMICAL	CLEAN PRODUCTS	295.56
46613	09/02/2020	Printed			MIG1	MIZE'S THRIFTWAY	STATEMENT	194.35
46614	09/02/2020	Printed			MCC1	MUNICODE	ONLINE CODE HOSTING	550.00
46615	09/02/2020	Printed			NAT SIGN	NATIONAL SIGN COMPANY INC	VONNE DR SIGN	46.14
46616	09/02/2020	Printed			NOPI	NAVRAT'S OFFICE PRODUCTS	COPY PAPER	158.00
46617	09/02/2020	Printed			OR	O'REILLY AUTO PARTS	STARTER F-250/CORE CHARGE	374.60
46618	09/02/2020	Printed			PCA1	PETTY CASH	CITY	36.95
46619	09/02/2020	Printed			REC BK	RECORDED BOOKS, LLC	MATERIALS	166.49
46620	09/02/2020	Printed			SWSC	SALINA WHOLESALE SUPPLY CO	CHECK VALVES/GASKETS	70.28
46621	09/02/2020	Printed			SAM	SAM LLC	GIS PROJECT	6,400.00
46622	09/02/2020	Printed			SCHULTE	SCHULTE SUPPLY INC.	SHORING	9,189.38
46623	09/02/2020	Printed			SG COUNTY	SEDGWICK COUNTY GIS	3 WALL MAPS	105.00
46624	09/02/2020	Printed			SONJA	SONJA FROGGATTE	MILEAGE REIMBURSE	17.48
46625	09/02/2020	Printed			STA	STAPLES	FACE MASK/NOTEBOOKS	101.41
46626	09/02/2020	Printed			TRAILERS	TRAILERS N MORE LLC	EDGER BLADE	41.71

# Check Register Report

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Page: 2

City of Clearwater

BANK: EMPRISE BANK

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
<b>EMPRISE BANK Checks</b>								
46627	09/02/2020	Printed			T2UL	TRUE2U AUTOMOTIVE, LLP	TIRE REPAIR	118.80
46628	09/02/2020	Printed			VER	VERIZON WIRELESS	STATEMENT	160.04
46629	09/02/2020	Printed			WBJ1	WICHITA BUSINESS JOURNAL	ONE YEAR RENEWAL	102.13
46630	09/02/2020	Printed			WWW1	WICHITA WINWATER WORKS	WATER KEY/BLADE/HANDLE/COUPLIN	153.36
46631	09/02/2020	Printed			ZACHARY	ZACHARY NOLAN	MILEAGE REIMBURSE	90.85

**Total Checks: 57**

**Checks Total (excluding void checks):**

**577,323.70**

**Total Payments: 57**

**Bank Total (excluding void checks):**

**577,323.70**

# Check Register Report

Date: 09/01/2020

Time: 2:43 pm

Page: 3

City of Clearwater

BANK:

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
<b>Checks</b>								
715	09/02/2020	Printed			HSB1	EMPRISE BANK	FORD F-150	824.88
716	09/02/2020	Printed			SKT1	SKT	CITY BUILDING	453.77
717	09/02/2020	Printed			SKT1	SKT	PUBLIC LIBRARY	130.06
718	09/02/2020	Printed			SKT1	SKT	HISTORICAL SOCIETY	108.84
719	09/02/2020	Printed			SKT1	SKT	SENIOR CENTER	77.83
720	09/02/2020	Printed			SKT1	SKT	ELECTRONIC SIGN	60.76
721	09/02/2020	Printed			SKT1	SKT	EVS & FIRE	525.77
722	09/02/2020	Printed			SKT1	SKT	PUBLIC WORKS	149.16
723	09/02/2020	Printed			SKT1	SKT	POLICE DEPT	305.64
724	09/02/2020	Printed			SEHP	STATE EMPLOYEE HEALTH PLAN	SEPTEMBER PREMIUMS	19,071.44

	<b>Total Checks: 10</b>	<b>Checks Total (excluding void checks):</b>	<b>21,708.15</b>
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	<b>Total Payments: 10</b>	<b>Bank Total (excluding void checks):</b>	<b>21,708.15</b>
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	<b>Total Payments: 67</b>	<b>Grand Total (excluding void checks):</b>	<b>599,031.85</b>
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To: Mayor and City Council

From: Jared Dinwiddie  
Clearwater Fire Chief

Date: September 4<sup>th</sup>, 2020

Re: Fire Department Staff Report

- Clearwater Fire responded to 11 medical calls and 1 Fire call since last meeting.
- Average response time for SGC0 EMS on medical calls has been around 17 minutes.
- To Date: The department has been unable to respond to **8** emergency calls. This is a result of the normal personnel that respond, were at their full-time job with their respective agencies.
- The International (New Brush Truck) is currently at D&S Body Shop getting paint work done on the frame and body.
- Department provided stand-by at the Cross Country meet last Thursday with no incidents to report.
- Department will be providing stand-by for all home V/JV football games this season.
- Seeking bids to fabricate the Conex boxes so they can be utilized for live fire training.
- The department implemented a “No more than 2 responders” policy for medical calls. This is to reduce the amount of PPE equipment used per call and allow our supply to last longer. Exceptions are allowed for high priority calls such as Code Blues, Shootings, etc.

**\*\*Personnel are being kept up to date on the ever-changing circumstances with COVID-19. The Dept. has a response policy in place and to date, no exposures have been recorded.**

To: Mayor and City Council

From: Kirk Ives, Chief of Police

Date: September 3rd, 2020

Re: Police Department Staff Report

**Officers:**

The arrest numbers are still up, and all the officers are competing their duties. Officers are still working on warrant arrest. The theft cases have stayed low.

Officer Nolan is still at the KLETC and is doing great. We are ready for him to get back and start working. Graduation will be on September 18<sup>th</sup>. They will not have graduation open to the public, but it will be live streamed.

Domestic calls are still down.

Last week we had an issue of drug and vape sales in the park, all parties involved have been arrested or placed in Juvenile detention and or care.

Building update: Phase 1 is almost complete. All is looking great. If you have not stopped by, please come, and look at all the progress.

**Vehicles:**

Durango #2 was it is still at Davis-Moore Collision Center. We should have it back in a few days.

**Matters of interest since last meeting on Police Activity:**

We had 75 dispatched/report calls since my last report. (does not always include self-initiated calls).

To: Mayor and City Council

From: Chadd Posch

Date: 04/22/2020

Re: **Parks/Facilities**

- We have finished draining the pool.
- Assisted public works with painting cross walks
- Fixed a drain in EMS building
- Painted the temp football field in the park for Rec.
- Replaced the starter in our F-250
- Took down net at the treehouse
- Pulled all the weeds in the flower bed for the N. 4<sup>th</sup> Rock.
- Built sneeze guard for city hall office
- Water leak on N. Prospect
- Mowed and normal duties
- Repaired one of our older trailers.

To: Mayor and City Council

From: Courtney Zollinger

Date: 9/4/2020

Re: Senior Center – Staff Report

- New Coordinator, Amber Ives, started on 9/2/20
- Due to COVID-19 the Department on Aging has waived the required number of programs that must be completed in a year to maintain funding.
- Stacy Nilles, Sedgwick County Department on Aging will be coming down on Thursday to meet with Amber and go over requirements, reporting and resources.
- For the remainder of the year Amber will be focusing on building new programs and plans for the new year.

**City of Clearwater  
City Council Meeting  
September 4, 2020**

**Consider Proposal for Installation of Manhole**

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**Context:** This project to install a manhole for the nursing home sewer line was approved as part of the 2021 budget process. Currently the sewer line serving the nursing home ties into the main line 7-9 feet away from an existing manhole, making it extremely difficult for our Public Works crew to clear blockages at this juncture. Additional resources must be called in at a cost. Installing this manhole will allow Public Works to access the line without the added expense of additional resources. Request for bid were solicited from several vendors with two responses: McCullough Excavation in the amount of \$15,980 and Wilkes Underground in the amount of \$17,200.

**Financial:** \$10,000 was originally budgeted for this project out of Sewer equipment reserve. There are adequate funds in the sewer equipment reserve to cover the higher cost and will not cause a shortage in another sewer equipment reserve area.

**Legal Considerations:** Review and comment as necessary.

**Recommendations/Actions:** Approve the proposal from McCullough Excavation in the amount of \$15,980 to install the manhole for the nursing home sewer line.

**McCullough Excavation, Inc.**

9210 E. 34<sup>th</sup> St. N.  
Wichita, KS 67226

Phone: 316-634-2199

Fax: 316-634-6071

E-mail: [jen@mcculloughexcavation.com](mailto:jen@mcculloughexcavation.com)

Jennifer Sparks, Estimator

August 19, 2020 - Bid #1

McX Job #20205

To: Logan Mills

**Nursing Home SS  
Clearwater, KS**

We are pleased to bid on this job. We have excluded sales tax, staking, inspections, and as-built drawings.

**Sanitary Sewer**

We propose to install

1 EA	MH (4') Doghouse
16 SY	Remove & Replace Concrete Pavement
9 SY	Remove Broken Concrete

**Total Bid Amount      \$15,980.00**

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Unless otherwise noted all bids exclude concrete or asphalt cutting, removal, or replacement; dewatering of ground water; repairs to lawn sprinkler systems; turf restoration; or compaction testing. Please see the attached "Certificate of Liability Insurance" for included coverage. Increase limits or endorsements requiring additional premiums are available for an extra cost. Bonding is NOT included if needed add 1%.



**City of Clearwater  
City Council Meeting  
September 4, 2020**

**Adopt Resolution 09-2020 Authorizing the Sale of Temp Notes for Park Glen Estates Phase 2  
Improvements**

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**Context:** On June 23,2020 the Governing Body adopted Resolution 08-2020 authorizing improvements for infrastructure in support of Park Glen Estates Phase 2 and the new access road. The resolution authorizes the offering of General Obligation Temporary Notes in the amount not to exceed \$1,150,300. This includes the Street Improvements of \$381,600 (Park Glen Estates), Water Improvements of \$101,100, Sanitary Sewer Improvements of \$178,200 and \$489,400 for the secondary entrance road.

**Financial:** The Developer will assume responsibility for payment of interest only on the temporary notes for water, sanitary sewer and street (Park Glen Estates) improvements for three and a half years until the temp notes mature and they are rolled into permanent financing. At that time, the special assessment process will start and the owners of property receiving the benefits will be given the opportunity to pay those charges off in full or via special assessments on their property tax bill. City at Large will be responsible for the interest only on the secondary access road for 3 ½ years and for principal & interest after permanent financing.

**Legal Considerations:** The Resolution and supporting documents have been crafted by Bond Counsel Kevin Cowan and Financial Advisor Ranson Financial.

**Recommendations/Actions:** Adopt the resolution calling for the sale of temporary notes.

<b>Description</b>	<b>Res. No.</b>	<b>Petition Amount</b>
Park Glen Estates Addition (Phase 2) - Street	08-2020	\$381,600
Park Glen Estates Addition (Phase 2) - Secondary Entrance	08-2020	\$489,400
Park Glen Estates Addition (Phase 2) - Water	08-2020	\$101,100
Park Glen Estates Addition (Phase 2) - Sewer	08-2020	\$178,200

Total Petition Amount      \$1,150,300

## City of Clearwater, Kansas

\$1,825,000

Temp Note, Series 2020

November 10, 2020

## Total Issue Sources And Uses

Dated 11/10/2020 | Delivered 11/10/2020

	Renew 2018 Notes (Chisholm Ridge Ph 3)	Park Glen Estates Addition Ph 2	Issue Summary
<b>Sources Of Funds</b>			
Par Amount of Bonds	\$575,000.00	\$1,250,000.00	\$1,825,000.00
Remaining Funds of 2018 Note	204,307.14	-	204,307.14
<b>Total Sources</b>	<b>\$779,307.14</b>	<b>\$1,250,000.00</b>	<b>\$2,029,307.14</b>
<b>Uses Of Funds</b>			
Total Underwriter's Discount (1.000%)	5,750.00	12,500.00	18,250.00
Costs of Issuance	5,655.47	12,294.53	17,950.00
Deposit to Capitalized Interest (CIF) Fund	5,462.50	74,375.00	79,837.50
Deposit to Project Construction Fund	-	1,150,300.00	1,150,300.00
Redemption of 2018 Note on 11-12-2020	759,567.00	-	759,567.00
Rounding Amount	2,872.17	530.47	3,402.64
<b>Total Uses</b>	<b>\$779,307.14</b>	<b>\$1,250,000.00</b>	<b>\$2,029,307.14</b>

### COSTS OF ISSUANCE DETAIL

Financial Advisor - Ranson Financial	\$7,750.00
Bond Counsel - Gilmore & Bell	\$7,000.00
POS/Official Statement - Gilmore & Bell	\$1,950.00
State Treasurer (Paying Agent)	\$800.00
Attorney General	\$175.00
CUSIP fee	\$275.00
<b>TOTAL</b>	<b>\$17,950.00</b>

**City of Clearwater, Kansas  
Temporary Notes  
Series 2020**

**Tentative Financing Schedule**

**(Regular meetings are 2nd and 4th Tuesdays at 6:30pm)**

<u>Action</u>	<u>Date</u>
Financial Documents distributed by Ranson Financial	1-Sep-20
Legal Documents distributed by Gilmore & Bell	3-Sep-20
<b>Review Plans of Finance; Resolution Calling for a Note Sale</b>	<b>8-Sep-20</b>
Transmit conditional redemption notice	9-Sep-20
Ranson initiates Preliminary Official Statement (POS)	9-Sep-20
First draft of POS is distributed for comments	1-Oct-20
Comments due on POS	8-Oct-20
Public Sale Documents distributed to potential bidders	13-Oct-20
Gilmore & Bell provides draft documents to the City	20-Oct-20
Bids due at Ranson Financial Group LLC	27-Oct-20
<b>City reviews bids and approves Note Resolution</b>	<b>27-Oct-20</b>
Closing - Funds Delivered	10-Nov-20
Redemption of 2018 Notes	12-Nov-20

Chisholm Ridge Phase 3 could be bonded in late 2021, with special assessments beginning December 2022

Park Glen Estates Add'n Phase 2 could be bonded in early 2024, with special assessments beginning December 2024

## City of Clearwater, Kansas

\$1,825,000

Temp Note, Series 2020

November 10, 2020

### Net Debt Service Schedule (Estimated)

Date	Principal	Coupon	Interest	Total P+I	CIF	Net New D/S
04/01/2021	-	-	14,295.84	14,295.84	(14,295.84)	-
10/01/2021	575,000.00	2.000%	18,250.00	593,250.00	(13,458.33)	579,791.67
04/01/2022	-	-	12,500.00	12,500.00	(12,500.00)	-
10/01/2022	-	-	12,500.00	12,500.00	(12,500.00)	-
04/01/2023	-	-	12,500.00	12,500.00	(12,500.00)	-
10/01/2023	-	-	12,500.00	12,500.00	(12,500.00)	-
04/01/2024	1,250,000.00	2.000%	12,500.00	1,262,500.00	(2,083.33)	1,260,416.67
10/01/2024	-	2.000%	-	-	-	-
<b>Total</b>	<b>\$1,825,000.00</b>	<b>-</b>	<b>\$95,045.84</b>	<b>\$1,920,045.84</b>	<b>(79,837.51)</b>	<b>\$1,840,208.33</b>

**City of Clearwater, Kansas**

Description of Bonds:	Temporary Notes	
Series Designation:	Series 2020	
Principal Amount of Notes	1,825,000	
Time deadline for bids to arrive	11:00 AM	10/27/2020
Allowance for underwriting discount	1.00%	
Dated Date	Delivery	
Closing Date	11/10/2020	
1st Interest Payment	4/1/2021	
Optional Redemption provisions	callable on and after	10/1/2022
POS dated	9/8/2020	
OS dated	10/27/2020	

**Maturity Schedule**

10/01/2021	575,000
4/1/2024	1,250,000

**EXCERPT OF MINUTES OF A MEETING  
OF THE GOVERNING BODY OF  
THE CITY OF CLEARWATER, KANSAS  
HELD ON SEPTEMBER 8, 2020**

The Council (the "Governing Body") met in regular session at the usual meeting place in the City, at 6:30 p.m., the following members being present and participating, to-wit:

Absent:

The Mayor declared that a quorum was present and called the meeting to order.

\* \* \* \* \*

(Other Proceedings)

The matter of providing for the offering for sale of General Obligation Temporary Renewal and Improvement Notes, came on for consideration and was discussed.

Councilmember \_\_\_\_\_ presented and moved the adoption of a Resolution entitled:

**A RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL  
OBLIGATION TEMPORARY RENEWAL AND IMPROVEMENT NOTES,  
SERIES 2020, OF THE CITY OF CLEARWATER, KANSAS.**

Councilmember \_\_\_\_\_ seconded the motion to adopt the Resolution. Thereupon, the Resolution was read and considered, and, the question being put to a roll call vote, the vote thereon was as follows:

Aye: \_\_\_\_\_

Nay: \_\_\_\_\_

The Mayor declared the Resolution duly adopted by the Governing Body and the Clerk designated the same Resolution No. [\_\_\_\_].

\* \* \* \* \*

(Other Proceedings)

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**CERTIFICATE**

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the Governing Body of the City of Clearwater, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

\_\_\_\_\_

Clerk

RESOLUTION NO. [ ]

**A RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL OBLIGATION TEMPORARY RENEWAL AND IMPROVEMENT NOTES, SERIES 2020, OF THE CITY OF CLEARWATER, KANSAS.**

**WHEREAS**, the City of Clearwater, Kansas (the “Issuer”), has previously authorized certain internal improvements described as follows (collectively, the “Improvements”):

<u>Project Description</u>	<u>Res. No.</u>	<u>Authority</u>	<u>Original Estimated Amount</u>
Street, water and sewer improvements	08-2020	K.S.A. 12-6a01 <i>et seq.</i>	\$1,150,300
Water, street, drainage and sewer improvements	9-2018	K.S.A. 12-6a01 <i>et seq.</i>	769,999

**WHEREAS**, the Issuer is authorized by law to issue general obligation bonds to pay costs of the Improvements; and

**WHEREAS**, it is necessary for the Issuer to provide cash funds (from time to time) to meet its obligations incurred in constructing the Improvements prior to the completion thereof and the issuance of the Issuer's general obligation bonds, and it is desirable and in the interest of the Issuer that such funds be raised by the issuance of temporary notes of the Issuer; and

**WHEREAS**, the Issuer has previously issued the following temporary notes to temporarily finance a portion of the costs of the Improvements (the “Refunded Notes”):

<u>Series</u>	<u>Dated Date</u>	<u>Maturity Date</u>	<u>Original Amount</u>	<u>Outstanding Amount</u>	<u>Redemption Amount</u>
2018	06/01/2018	06/01/2021	\$752,000	\$752,000	\$752,000

; and

**WHEREAS**, permanent financing for the Improvements and all aspects of the Improvements will not be completed prior to the maturity date of the Refunded Notes and it is necessary for the Issuer to provide cash funds to meet its obligations through early redemption and renewal of the Refunded Notes by the issuance of additional temporary notes of the Issuer; and

**WHEREAS**, the Issuer proposes to issue its temporary notes to pay costs of the Improvements and to retire and renew the Refunded Notes; and

**WHEREAS**, the Issuer has selected the firm of Ranson Financial Group, Wichita, Kansas (the “Financial Advisor”), as financial advisor for one or more series of general obligation temporary notes to provide funds to temporarily finance the Improvements and retire and renew the Refunded Notes; and

**WHEREAS**, the Issuer desires to authorize the Financial Advisor to proceed with the offering for sale of said temporary notes and related activities; and

**WHEREAS**, one of the duties and responsibilities of the Issuer is to prepare and distribute a preliminary official statement relating to said temporary notes; and

**WHEREAS**, the Issuer desires to authorize the Financial Advisor and Gilmore & Bell, P.C., Wichita, Kansas, the Issuer's bond counsel ("Bond Counsel"), in conjunction with the Clerk to proceed with the preparation and distribution of a preliminary official statement and notice of sale and to authorize the distribution thereof and all other preliminary action necessary to sell said general obligation temporary notes.

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CLEARWATER, KANSAS, AS FOLLOWS:**

**Section 1.** The Issuer is hereby authorized to offer for sale the Issuer's General Obligation Temporary Renewal and Improvement Notes, Series 2020 (the "Notes") described in the Notice of Sale, which is hereby approved in substantially the form presented to the Governing Body this date (the "Notice of Sale"). All proposals for the purchase of the Notes shall be delivered to the Governing Body at its meeting to be held on the sale date referenced in the Notice of Sale, at which meeting the governing body shall review such bids and award of the sale of the Notes or reject all proposals.

**Section 2.** The Mayor and Clerk in conjunction with the Financial Advisor and Bond Counsel are hereby authorized to cause to be prepared a Preliminary Official Statement relating to the Notes (the "Preliminary Official Statement"), and such officials and other representatives of the Issuer are hereby authorized to use such document in connection with the sale of the Notes.

**Section 3.** The Clerk, in conjunction with the Financial Advisor and Bond Counsel, is hereby authorized and directed to give notice of said sale by distributing copies of the Notice of Sale and Preliminary Official Statement to prospective purchasers of the Notes. Proposals for the purchase of the Notes shall be submitted upon the terms and conditions set forth in said Notice of Sale, and shall be delivered to the governing body at its meeting to be held on the sale date referenced in the Notice of Sale, at which meeting the governing body shall review such bids and shall award the sale of the Notes or reject all proposals in the manner set forth in the Notice of Sale.

**Section 4.** For the purpose of enabling the purchaser of the Notes (the "Purchasers") to comply with the requirements of Rule 15c2-12 of the Securities and Exchange Commission (the "Rule"), the Mayor and Clerk or other appropriate officers of the Issuer are hereby authorized: (a) to approve the form of the Preliminary Official Statement and to execute the "Certificate Deeming Preliminary Official Statement Final" in substantially the form attached hereto as *Exhibit A* as approval of the Preliminary Official Statement, such official's signature thereon being conclusive evidence of such official's and the Issuer's approval thereof; (b) covenant to provide continuous secondary market disclosure by annually transmitting certain financial information and operating data and other information necessary to comply with the Rule to the Municipal Securities Rulemaking Board; and (c) take such other actions or execute such other documents as such officers in their reasonable judgment deem necessary to enable the Purchaser to comply with the requirement of the Rule.

**Section 5.** The Issuer agrees to provide to the Purchaser within seven business days of the date of the sale of Notes or within sufficient time to accompany any confirmation that requests payment from any customer of the Purchaser, whichever is earlier, sufficient copies of the final Official Statement

to enable the Purchaser to comply with the requirements of the Rule and with the requirements of Rule G-32 of the Municipal Securities Rulemaking Board.

**Section 6.** The Mayor, Clerk and the other officers and representatives of the Issuer, the Financial Advisor and Bond Counsel are hereby authorized and directed to take such other action as may be necessary to: (a) carry out the sale of the Notes; and (b) make provision for payment of the Refunded Notes from proceeds of the Notes.

**Section 7.** This Resolution shall be in full force and effect from and after its adoption by the Governing Body.

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**ADOPTED** by the Governing Body on September 8, 2020.

(SEAL)

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Mayor

ATTEST:

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Clerk

***EXHIBIT A***

**CERTIFICATE DEEMING  
PRELIMINARY OFFICIAL STATEMENT FINAL**

To:

Re: City of Clearwater, Kansas, General Obligation Temporary Renewal and Improvement Notes, Series 2020

The undersigned are the duly acting Mayor and Clerk of the City of Clearwater, Kansas (the "Issuer"), and are authorized to deliver this Certificate to the addressee (the "Purchaser") on behalf of the Issuer. The Issuer has previously caused to be delivered to the Purchaser copies of the Preliminary Official Statement (the "Preliminary Official Statement") relating to the above-referenced notes (the "Notes").

For the purpose of enabling the Purchaser to comply with the requirements of Rule 15c2-12(b)(1) of the Securities and Exchange Commission (the "Rule"), the Issuer hereby deems the information regarding the Issuer contained in the Preliminary Official Statement to be final as of its date, except for the omission of such information as is permitted by the Rule, such as offering prices, interest rates, selling compensation, aggregate principal amount, principal per maturity, delivery dates, ratings, identity of the underwriters and other terms of the Notes depending on such matters.

**CITY OF CLEARWATER, KANSAS**

By: \_\_\_\_\_  
Title: Mayor

By: \_\_\_\_\_  
Title: Clerk

**NOTICE OF SALE**

**\$1,825,000\***  
**CITY OF CLEARWATER, KANSAS**  
**GENERAL OBLIGATION TEMPORARY RENEWAL AND IMPROVEMENT NOTES**  
**SERIES 2020**

(GENERAL OBLIGATIONS PAYABLE  
FROM UNLIMITED AD VALOREM TAXES)

**Bids.** Written, facsimile and electronic (as explained below) bids for the purchase of the above-referenced General Obligation Temporary Renewal and Improvement Notes, Series 2020 (the “Notes”) of the City of Clearwater, Kansas (the “Issuer”) herein described will be received on behalf of the undersigned Clerk of the Issuer at the address hereinafter set forth in the case of written and facsimile bids, and via PARITY<sup>®</sup> in the case of electronic bids, until 11:00 a.m., applicable Central Time (the “Submittal Hour”), on

**TUESDAY, OCTOBER 27, 2020**

(the “Sale Date”). All bids will be publicly evaluated at said time and place and the award of the Notes (the “Notes”) to the successful bidder or bidders (the “Successful Bidders”) will be acted upon by the Governing Body of the Issuer (the “Governing Body”) at its meeting to be held at 6:30 p.m. on the Sale Date. No oral or auction bids will be considered. Capitalized terms not otherwise defined herein shall have the meanings set forth in the hereinafter referenced Preliminary Official Statement relating to the Notes.

**Terms of the Notes.** The Notes will consist of fully registered notes in the denomination of \$5,000 or any integral multiple thereof (the “Authorized Denomination”). The Notes will be dated November 10, 2020 (the “Dated Date”), and will become in principal installments as follows:

<b><u>Stated Maturity</u></b>	<b><u>Principal Amount*</u></b>
October 1, 2021	\$575,000
April 1, 2024	1,250,000

The Notes will bear interest from the Dated Date at rates to be determined when the Notes are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 2021 (the “Interest Payment Dates”).

**\*Adjustment of Issue Size.** The Issuer reserves the right to increase or decrease the total principal amount of the Notes or the schedule of principal payments described above, depending on the purchase price and interest rates bid and the offering prices specified by the Successful Bidder. The Successful Bidder may not withdraw its bid or change the interest rates bid as a result of any changes made to the principal amount of the Notes or schedule of principal payments as described herein. If there is an increase or decrease in the final aggregate principal amount of the Notes or the schedule of principal payments as described above, the Issuer will notify the Successful Bidder by means of telephone or facsimile transmission, subsequently confirmed in writing, no later than 2:00 p.m., applicable Central Time, on the Sale Date. The actual purchase price for the Notes shall be calculated by applying the

percentage of par value bid by the Successful Bidder against the final aggregate principal amount of the Notes, as adjusted, plus accrued interest from the Dated Date to the Closing Date (as hereinafter defined).

**Place of Payment.** The principal of and interest on the Notes will be payable in lawful money of the United States of America by check or draft of the Treasurer of the State of Kansas, Topeka, Kansas (the “Paying Agent” and “Bond Registrar”). The principal of the Notes will be payable at maturity or earlier redemption to the owner thereof whose name is on the registration books (the “Note Register”) of the Note Registrar (the “Registered Owner”) upon presentation and surrender at the principal office of the Paying Agent. Interest on the Notes will be payable to the Registered Owner of such Notes as of the fifteenth day (whether or not a business day) of the calendar month next preceding each Interest Payment Date (the “Record Date”) (a) mailed by the Paying Agent to the address of such Registered Owner as shown on the Bond Register or at such other address as is furnished to the Paying Agent in writing by such Registered Owner; or (b) in the case of an interest payment to Cede & Co. or any Owner of \$500,000 or more in aggregate principal amount of Notes, by wire transfer to such Registered Owner upon written notice given to the Paying Agent by such Registered Owner, not less than 15 days prior to the Record Date for such interest, containing the wire transfer address to which such Registered Owner wishes to have such wire directed.

**Bond Registration.** The Notes will be registered pursuant to a plan of registration approved by the Issuer and the Treasurer of the State of Kansas (the “State”). The Issuer will pay for the fees of the Note Registrar for registration and transfer of the Notes and will also pay for printing a reasonable supply of registered note blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the Note Registrar, will be the responsibility of the Owners.

**Book-Entry-Only System.** The Depository Trust Company, New York, New York (“DTC”), will act as securities depository for the Notes. The Notes will initially be issued exclusively in “book entry” form and shall be initially registered in the name of Cede & Co., as the nominee of DTC and no beneficial owner will receive certificates representing their interests in the Notes. During the term of the Notes, so long as the book-entry-only system is continued, the Issuer will make payments of principal of, premium, if any, and interest on the Notes to DTC or its nominee as the Registered Owner of the Notes, DTC will make book-entry-only transfers among its participants and receive and transmit payment of principal of, premium, if any, and interest on the Notes to its participants who shall be responsible for transmitting payments to beneficial owners of the Notes in accordance with agreements between such participants and the beneficial owners. The Issuer will not be responsible for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants. In the event that: (a) DTC determines not to continue to act as securities depository for the Notes, or (b) the Issuer determines that continuation of the book-entry-only form of evidence and transfer of ownership of the Notes would adversely affect the interests of the beneficial owners of the Notes, the Issuer will discontinue the book-entry-only form of registration with DTC. If the Issuer fails to identify another qualified securities depository to replace DTC, the Issuer will cause to be authenticated and delivered to the beneficial owners replacement Notes in the form of fully registered certificates. Reference is made to the Official Statement for further information regarding the book-entry-only system of registration of the Notes and DTC.

#### **Redemption of Notes Prior to Maturity.**

**General.** Whenever the Issuer is to select Notes for the purpose of redemption, it will, in the case of Notes in denominations greater than the minimum Authorized Denomination, if less than all of the Notes then outstanding are to be called for redemption, treat each minimum Authorized Denomination of face value of each such fully registered Note as though it were a separate Note in the minimum Authorized Denomination.

**Optional Redemption.** At the option of the Issuer, the Notes will be subject to redemption and payment prior to maturity on October 1, 2022, and thereafter, as a whole or in part (selection of the amount of Notes to be redeemed to be determined by the Issuer in such equitable manner as it may determine) at any time, at the redemption price of 100% (expressed as a percentage of the principal amount), plus accrued interest to the date of redemption.

**Notice and Effect of Call for Redemption.** Unless waived by any owner of Notes to be redeemed, if the Issuer shall call any Notes for redemption and payment prior to the maturity thereof, the Issuer shall give written notice of its intention to call and pay said Notes to the Note Registrar and the Successful Bidder. In addition, the Issuer shall cause the Note Registrar to give written notice of redemption to the registered owners of said Notes. Each of said written notices shall be deposited in United States first class mail not less than 45 days prior to the Redemption Date. All notices of redemption shall state the Redemption Date, the redemption price, the Notes to be redeemed, the place of surrender of Notes so called for redemption and a statement of the effect of the redemption. The Issuer shall also give such additional notice as may be required by State law or regulation of the Securities and Exchange Commission in effect as of the date of such notice. If any Note be called for redemption and payment as aforesaid, all interest on such Note shall cease from and after the Redemption Date, provided funds are available for its payment at the price hereinbefore specified.

**Authority, Purpose and Security.** The Notes are being issued pursuant to K.S.A. 10-123, K.S.A. 12-6a01 *et seq.*, as amended, and a resolution adopted by the governing body of the Issuer (the “Note Resolution”) for the purpose of paying the cost of certain water, street, drainage and sewer improvements (the “Improvements”) and retiring and renewing the City’s General Obligation Temporary Notes, Series 2018. The Notes shall be general obligations of the Issuer payable as to both principal and interest in part from special assessments levied upon the property benefited by the construction of said Improvements or from the proceeds of general obligation bonds of the Issuer, and if not so paid, from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the Issuer. The full faith, credit and resources of the Issuer are irrevocably pledged for the prompt payment of the principal and interest on the Notes as the same become due.

**Submission of Bids.** Written bids must be made on forms which may be procured from the Clerk or the Financial Advisor and shall be addressed to the undersigned, and marked “Proposal for General Obligation Temporary Renewal and Improvement Notes, Series 2020.” Written bids submitted by facsimile should not be preceded by a cover sheet and should be sent only once to **(316) 265-5403**. Confirmation of receipt of facsimile bids may be made by contacting the Financial Advisor at the number listed below. Electronic bids via PARITY® must be submitted in accordance with its Rules of Participation, as well as the provisions of this Notice of Sale. **Any bid submitted shall include the initial offering prices to the public for each maturity of the Notes.** If provisions of this Notice of Sale conflict with those of PARITY®, this Notice of Sale shall control. Bids must be received prior to the Submittal Hour on the Sale Date accompanied by the Deposit (as hereinafter defined), which may be submitted separately. The Issuer and Financial Advisor shall not be responsible for failure of transmission of facsimile or delivery by mail or in person of any bid.

**PARITY®.** Information about the electronic bidding services of PARITY® may be obtained from i-Deal LLC at 1359 Broadway, 2nd Floor, New York, New York 10018, Phone No. (212) 849-5023.

**Conditions of Bids.** Proposals will be received on the Notes bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: (a) the same rate shall apply to all Notes of the same maturity year; (b) no interest rate may exceed a rate equal to the daily yield for the 10-

year Treasury Bond published by **THE BOND BUYER**, in New York, New York, on the Monday next preceding the day on which the Notes are sold, plus 3%; (c) no supplemental interest payments will be considered; and (d) each interest rate specified shall be a multiple of 1/8 or 1/20 of 1%. No bid shall be for less than **99.0%** of the principal amount of the Notes and accrued interest thereon to the date of delivery will be considered. Each bid shall specify the total interest cost (expressed in dollars) during the term of the Notes on the basis of such bid, and the average annual net interest rate (expressed as a percentage) on the basis of such bid. Each bidder shall certify to the Issuer the correctness of the information contained on the Official Bid Form; the Issuer will be entitled to rely on such certification. Each bidder agrees that, if it is awarded the Notes, it will provide the certification described under the caption "Establishment of Issue Price" in this Notice.

**Basis of Award.** The award of the Notes will be made on the basis of the lowest net interest cost (expressed in dollars), which will be determined by subtracting the amount of the premium bid, if any, from or adding the amount of the discount bid, if any, to the total interest cost to the Issuer. The Issuer or its Financial Advisor will compute the net interest cost based on such bids. If there is any discrepancy between the net interest cost specified and the interest rates specified, the specified net interest cost shall govern and the interest rates specified in the bid shall be adjusted accordingly. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the governing body of the Issuer will determine which bid, if any, will be accepted, and its determination is final.

The Issuer reserves the right to reject any and/or all bids and to waive any irregularities in a submitted bid. Any bid received after the Submittal Hour on the Sale Date will be returned to the bidder. Any disputes arising hereunder shall be governed by the laws of the State, and any party submitting a bid agrees to be subject to jurisdiction and venue of the federal and state courts within the State with regard to such dispute.

The Issuer's acceptance, including electronic acceptance through PARITY®, of the Successful Bidder's proposal for the purchase of the Notes in accordance with this Notice of Note Sale shall constitute a note purchase agreement between the Issuer and the Successful Bidder for purposes of the laws of the State and a contract between the Issuer and the Successful Bidder for the purposes of Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") and Rule G-32 of the Municipal Securities Rulemaking Board ("Rule G-32"). The method of acceptance shall be determined solely by the Governing Body.

**Bond Ratings.** The Issuer has **not** applied for a rating on the Notes herein offered for sale.

**Optional Bond Insurance.** The Issuer has **not** applied for any policy of municipal bond insurance with respect to the Notes, and will not pay the premium in connection with any policy of municipal bond insurance desired by the Successful Bidder. In the event a bidder desires to purchase and pay all costs associated with the issuance of a policy of municipal bond insurance in connection with the Notes, such indication and the name of the desired insurer must be set forth on the bidder's Official Bid Form, and shall specify all terms and conditions to which the Issuer will be required to agree in connection with the issuance of such insurance policy. The Issuer specifically reserves the right to reject any bid specifying municipal bond insurance, even though such bid may result in the lowest net interest cost to the Issuer.

**CUSIP Numbers.** CUSIP identification numbers will be assigned and printed on the Notes, but neither the failure to print such number on any Note nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for the Notes in accordance with the terms of this Notice. The Financial Advisor will apply for CUSIP numbers pursuant

to Rule G-34 implemented by the Municipal Securities Rulemaking Board. All expenses in relation to the assignment and printing of CUSIP numbers on the Notes will be paid by the Issuer.

**Delivery and Payment.** The Issuer will pay for preparation of the Notes and will deliver the Notes properly prepared, executed and registered without cost on or about **NOVEMBER 10, 2020** (the “Closing Date”), to DTC for the account of the Successful Bidder or at such bank or trust company in the contiguous United States of America as may be specified by the Successful Bidder, or elsewhere at the expense of the Successful Bidder. The Successful Bidder will be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the Notes and the usual closing documents, including a certificate that there is no litigation pending or threatened at the time of delivery of the Notes affecting their validity and a certificate regarding the completeness and accuracy of the Official Statement. Payment for the Notes shall be made in federal reserve funds, immediately available for use by the Issuer. The Issuer will deliver one Note of each maturity registered in the nominee name of DTC.

#### **Establishment of Issue Price.**

(a) In order to provide the Issuer with information necessary for compliance with Section 148 of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations promulgated thereunder (collectively the “Code”), the Successful Bidder will be required to assist the Issuer in establishing the “issue price” of the Notes and complete, execute and deliver to the Issuer prior to the Closing Date, a written certification in a form acceptable to the Successful Bidder, the Issuer and Bond Counsel (the “Issue Price Certificate”) containing the following for each maturity of the Notes: (1) the interest rate; (2) the reasonably expected initial offering price to the “public” (as said term is used in Treasury Regulation Section 1.148-1(f) (the “Regulation”)) or the sale price; and (3) pricing wires or equivalent communications supporting such offering or sale price. However, such Issue Price Certificate may indicate that the Successful Bidder has purchased the Notes for its own account in a capacity other than as an underwriter or wholesaler, and currently has no intent to reoffer the Notes for sale to the public. Any action to be taken or documentation to be received by the Issuer pursuant hereto may be taken or received by the Financial Advisor or Bond Counsel on behalf of the Issuer.

(b) The Issuer intends that the sale of the Notes pursuant to this Notice shall constitute a “competitive sale” as defined in the Regulation. In support thereof: (1) the Issuer shall cause this Notice to be disseminated to potential bidders in a manner reasonably designed to reach potential bidders; (2) all bidders shall have an equal opportunity to submit a bid; (3) the Issuer reasonably expects that it will receive bids from at least three bidders that have established industry reputations for underwriting municipal bonds such as the Notes; and (4) the Issuer anticipates awarding the sale of the Notes to the bidder that provides a bid with the lowest TIC in accordance with the section hereof entitled “Basis of Award.”

(c) Any bid submitted pursuant to this Notice shall be considered a firm offer for the purchase of the Notes as specified therein. The Successful Bidder shall constitute an “underwriter” as said term is defined in the Regulation. By submitting its bid, the Successful Bidder confirms that it shall require any agreement among underwriters, a selling group agreement or other agreement to which it is a party relating to the initial sale of the Notes, to include provisions requiring compliance with provisions of the Code and the Regulation regarding the initial sale of the Notes.

(d) If all of the requirements of a “competitive sale” are not satisfied, the Issuer shall advise the Successful Bidder of such fact at the time of award of the sale of the Notes to the Successful Bidder and the following provisions shall apply to the Notes. ***In such event, any bid submitted will not be subject to cancellation or withdrawal.*** Within twenty-four (24) hours of the notice of award of the sale of the Notes, the Successful Bidder shall advise the Issuer if a “substantial amount” (as defined in the

Regulation (10%)) of any maturity of the Notes has been sold to the public and the price at which such substantial amount was sold. The Issuer will treat such sale price as the “issue price” for such maturity, applied on a maturity-by-maturity basis. The Issuer will *not* require the Successful Bidder to comply with that portion of the Regulation commonly described as the “hold-the-offering-price” requirement for the remaining maturities, but the Successful Bidder may elect such option. If the Successful Bidder exercises such option, the Issuer will apply the initial offering price to the public provided in the bid as the issue price for such maturities. If the Successful Bidder does not exercise that option, it shall thereafter promptly provide the Issuer the prices at which a substantial amount of such maturities are sold to the public; provided such determination shall be made and the Issuer notified of such prices not later than three (3) business days prior to the Closing Date. ***Any change in the issue price of any of the Notes after the Submittal Hour will not affect the purchase price for the Notes submitted in the bid of the Successful Bidder.***

(e) This agreement by the Successful Bidder to provide such information will continue to apply after the Closing Time if: (a) the Issuer requests the information in connection with an audit or inquiry by the Internal Revenue Service (the “IRS”) or the Securities and Exchange Commission (the “SEC”) or (b) the information is required to be retained by the Issuer pursuant to future regulation or similar guidance from the IRS, the SEC or other federal or state regulatory authority.

**Preliminary Official Statement and Official Statement.** The Issuer has prepared a Preliminary Official Statement, expected to be dated September [ ], 2020, “deemed final” by the Issuer except for the omission of certain information as provided in the Rule, copies of which may be obtained from the Clerk or from the Financial Advisor. Upon the sale of the Notes, the Issuer will adopt the final Official Statement and will furnish the Successful Bidders, without cost, within seven business days of the acceptance of the Successful Bidders’ proposals, with a sufficient number of copies thereof, which may be in electronic format, in order to comply with the requirements of and Rule G-32. Additional copies may be ordered by the Successful Bidder at its expense.

**Continuing Disclosure.** In the Note Resolution, the Issuer has covenanted to annually provide certain financial information and operating data and other information necessary to comply with the Rule, and to transmit the same to the Municipal Securities Rulemaking Board. This covenant is for the benefit of and is enforceable by any Registered Owner of the Notes. For further information, reference is made to the caption “CONTINUING DISCLOSURE” in the Preliminary Official Statement.

**Assessed Valuation and Indebtedness.** The total assessed valuation of the taxable tangible property within the Issuer for the year 2019 is as follows:

Equalized Assessed Valuation of	
Taxable Tangible Property .....	\$16,385,400
Tangible Valuation of Motor Vehicles.....	<u>3,241,713</u>
Equalized Assessed Tangible Valuation	
for Computation of Bonded Debt Limitations .....	<u>\$19,627,113</u>

The total general obligation indebtedness of the Issuer as of the Dated Date, including the Notes being sold, but excluding temporary notes to be retired in conjunction therewith, is \$4,770,000.

**Legal Opinion.** The Notes will be sold subject to the approving legal opinion of GILMORE & BELL, P.C., WICHITA, KANSAS, Bond Counsel to the Issuer, which opinion will be furnished and paid for by the Issuer, will be printed on the Notes, if the certificates are printed, and will be delivered to the

Successful Bidders when the Notes are delivered. Said opinion will also include the opinion of Bond Counsel relating to the interest on the Notes being excludable from gross income for federal income tax purposes, and the interest on the Notes being exempt from income taxation by the State of Kansas. Reference is made to the Preliminary Official Statement for further discussion of federal and Kansas income tax matters relating to the interest on the Notes.

**Additional Information.** Additional information regarding the Notes may be obtained from the undersigned or from the Financial Advisor at the addresses set forth below:

**DATED: September 8, 2020.**

**CITY OF CLEARWATER, KANSAS**

By: Courtney Meyer, Clerk

***Issuer Address:***

129 E. Ross, P.O. Box 453  
Clearwater, Kansas 67026  
Attn: Courtney Meyer, Clerk  
Phone: (620) 584-2311  
Email: [meyco@clearwaterks.org](mailto:meyco@clearwaterks.org)

***Financial Advisor – Written and Facsimile Bid***

***Delivery Address:***

Ranson Financial Group, LLC  
200 W. Douglas, Suite 600  
Wichita, Kansas 67202  
Attn: Larry Kleeman  
Phone: (316) 264-3400; Fax: (316) 265-5403  
Email: [larry@citycode.com](mailto:larry@citycode.com)

PROPOSAL FOR THE PURCHASE OF CITY OF CLEARWATER, KANSAS  
GENERAL OBLIGATION TEMPORARY RENEWAL AND IMPROVEMENT NOTES, SERIES 2020

TO: Courtney Meyer, Clerk  
City of Clearwater, Kansas

October 27, 2020

For \$1,825,000\* principal amount of General Obligation Temporary Renewal and Improvement Notes, Series 2020, of the City of Clearwater, Kansas, to be dated November 10, 2020, as described in the Notice of Sale dated September 8, 2020 (the "Notice"), said Notes to bear interest as follows:

<u>Stated Maturity</u>	<u>Principal Amount*</u>	<u>Annual Rate of Interest</u>	<u>Initial Offering Price</u>
October 1, 2021	\$575,000	_____ %	_____ %
April 1, 2024	1,250,000	_____ %	_____ %

\* Subject to change, see the Notice

the undersigned will pay the purchase price for the Notes set forth below, plus accrued interest to the date of delivery.

Principal Amount .....	\$1,825,000*.00
Less Discount (not to exceed 1.00%).....	- _____
Plus Premium (if any) .....	_____
Total Purchase Price .....	\$ _____
Total interest cost to maturity at the rates specified .....	\$ _____
Net interest cost (adjusted for Discount and/or Premium) .....	\$ _____
Average annual net interest rate .....	_____ %

The Bidder elects to purchase Municipal Bond Insurance from: [Assured] [AGM] [BAM] [\_\_\_\_\_]. Circle one or complete blank.

This proposal is subject to all terms and conditions contained in the Notice, and if the undersigned is the Successful Bidder, the undersigned will comply with all of the provisions contained in the Notice. The acceptance of this proposal by the Issuer by execution below shall constitute a contract between the Issuer and the Successful Bidder for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission and a bond purchase agreement for purposes of the laws of the State of Kansas.

Submitted by: \_\_\_\_\_

(LIST ACCOUNT MEMBERS ON REVERSE)

By: \_\_\_\_\_  
Telephone No. (\_\_\_\_) \_\_\_\_\_

**ACCEPTANCE**

Pursuant to action duly taken by the Governing Body of the City of Clearwater, Kansas, the above proposal is hereby accepted on October 27, 2020.

Attest:

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Mayor

**NOTE:** No additions or alterations in the above proposal form shall be made, and any erasures may cause rejection of any bid. Sealed and facsimile bids may be filed with Ranson Financial Group, LLC, 200 W. Douglas, Suite 600, Wichita, Kansas 67202, Fax No. (316) 265-5403 or electronic bids may be submitted via **PARITY**®, at or prior to 11:00 a.m. applicable Central Time, on October 27, 2020. Any bid received after such time will not be accepted or shall be returned to the bidder.

**City of Clearwater  
City Council Meeting  
September 4, 2020**

**Consider Rollover of 2018 Temporary Notes with 2020 Temp Notes**

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**Context:** In June 2021 the temporary notes issued for financing the Chisholm Ridge Phase 3 improvements will be due for final financing. Special assessments on benefit properties would begin in December 2021.

The 2018 Temp Notes were issued to the City in amount of \$759,567. \$421,173 is the City's elected obligation which includes water (city lots only), sewer (city lots only), and drainage (100%) improvements. \$264,432 is the current cost, without final financing, of the street improvements that will be transferred to the property owners, and \$26,422 will be assessed to the 8 M & M properties for water improvements in addition to the streets improvements.

Ranson Financial has informed us that these notes could be rolled over into the 2020 temp notes with Park Glen Estates, pushing back the start of special assessment to give the City more time to sell the properties.

**Financial:** There is \$204,307 remaining from the temp notes and the City has collected \$109,611 from the sale of lots plus accrued interest. The City's project obligation of the rollover would be approximately \$107,254 and the total rollover is approximately \$397,109.

**Legal Considerations:** Bond Counsel and the Financial Advisors will be present to clarify and answer questions on this process.

**Recommendations/Actions:** Discuss and consider rolling over the 2018 temp notes.

**ORDINANCE NO. 907**

**An Ordinance Authorizing the Operation of Micro Utility trucks, Work-site Utility Vehicles and Golf Carts on the Streets Within the Corporate Limits of the City of CLEARWATER; Providing for Related Matters, Including Penalties for Violation Thereof; AMENDING CHAPTER 10.10 OF THE CLEARWATER MUNICIPAL CODE AND ORDINANCE NO. 888; Providing for the Repeal of Sections 114.1 and 114.2 of the 2008 Standard Traffic Ordinance, as Adopted by Ordinance No. 895 AND Section 10.08.010 OF SAID CODE.**

**Be it Ordained by the Governing Body of the City of Clearwater, Kansas:**

**Section 1. Ordinance 888, Section 2 and 10.10.050 of the Clearwater Municipal Code is hereby amended to read as follows:**

DEFINITIONS. As used in this ordinance, the following words and phrases shall have the meanings respectively ascribed to them in this section, except when the context requires otherwise.

(a) "Golf cart" means a motor vehicle that has not less than three wheels in contact with the ground, an unladen weight of not more than 1,800 pounds, is designed to be operated at not more than 25 miles per hour and is designed to carry not more than four persons, including the driver.

(b) "Micro utility truck" means any motor vehicle which is not less than 48 inches in width, has an overall length, including the bumper, of not more than 160 inches, has an unladen weight, including fuel and fluids, of more than 1,500 pounds, can exceed 40 miles per hour as originally manufactured and is manufactured with a metal cab. "Micro utility truck" does not include a work-site utility vehicle.

(c) "Slow-moving vehicle emblem" has the same meaning as contained in K.S.A. 8-1717, and amendments thereto.

(d) "Special purpose vehicle" means golf cart, work-site utility vehicle and work-site utility vehicle, either individually or collectively.

(e) "Work-site utility vehicle" means any motor vehicle which is not less than 48 inches in width, has an overall length, including the bumper, of not more than 135 inches, has an unladen weight, including fuel and fluids, of more than 800 pounds and is equipped with four or more low pressure tires, a steering wheel and bench or bucket type seating allowing at least two people to sit side-by-side, and may be equipped with a bed or cargo box for hauling materials.

**Section 2. Ordinance 888, Section 1 and 10.10.010 of the Clearwater Municipal Code is hereby amended to read as follows:**

OPERATION OF SPECIAL PURPOSE VEHICLES ON CITY STREETS; SPECIAL CONDITIONS AND RESTRICTIONS ON OPERATION.

(a) Golf carts may be operated upon the public highways, streets, roads and alleys within the corporate limits of the city.

(1) No golf cart may be operated upon any public highway, street, road and alley with a posted speed limit in excess of 30 miles per hour.

(2) No golf cart shall be operated on any interstate highway, federal highway or state highway; provided, however, that the provisions of this subsection shall not prohibit a golf cart from crossing a federal or state highway with a posted speed limit greater than 30 miles per hour.

(3) No golf cart shall be operated on any public highway, street, road or alley between sunset and sunrise.

(4) It shall be illegal to operate a golf cart on any public highway, street, road or alley within the corporate limits of the city unless such vehicle displays a slow moving vehicle emblem on the rear of the vehicle; the slow-moving vehicle emblem shall be mounted and displayed in compliance with K.S.A. 8-1717, and amendments thereto.

(b) Work-site utility vehicles may be operated upon the public highways, streets, roads and alleys within the corporate limits of the city.

(1) No work-site utility vehicle shall be operated on any public highway, street, road or alley between sunset and sunrise unless such vehicle is equipped with lights as required by law for motorcycles.

(2) No work-site utility vehicle shall be operated on any interstate highway, federal highway or state highway; provided, however, that the provisions of this subsection shall not prohibit a work-site utility vehicle from crossing a federal or state highway.

(3) Every person operating a work-site utility vehicle on the public highways, streets, roads and alleys of the city shall be subject to all of the duties applicable to a driver of a vehicle imposed by law.

(4) It shall be illegal to operate a work-site utility vehicle on any public highway, street, road or alley within the corporate limits of the city unless such vehicle displays a slow moving vehicle emblem on the rear of the vehicle; the slow-moving vehicle emblem shall be mounted and displayed in compliance with K.S.A. 8-1717, and amendments thereto.

(c) Micro utility trucks may be operated upon the public highways, streets, roads and alleys within the corporate limits of the city.

(1) No micro utility truck shall be operated on any public highway, street, road or alley, unless such truck complies with the equipment requirements under Article 17 of chapter 8 of the Kansas Statutes Annotated, and amendments thereto. No micro utility truck shall be operated on any interstate highway, federal highway or state highway; provided, however, that the provisions of this subsection shall not prohibit a micro utility truck from crossing a federal or state highway.

(2) Every person operating a micro utility truck on the public highways, streets, roads and alleys of the city shall be subject to all of the duties applicable to a driver of a vehicle imposed by law.

**Section 3. Section 10.10.070 shall be added to the Clearwater Municipal Code to read as follows:**

**SAME: VALID DRIVER'S LICENSE REQUIRED; PENALTY; DUTIES AND**

**RESPONSIBILITIES.** (a) No person shall operate a special purpose vehicle on any public highway, street, road or alley within the corporate limits of the city unless such person has a valid driver's license. Violation of this section is punishable by a fine of not more than \$1,000 or by imprisonment for not more than six months or by both such fine and imprisonment.

**Section 4. Ordinance 888, Section 3 and 10.10.100 of the Clearwater Municipal Code is hereby amended to read as follows: SAME; REGISTRATION AND LICENSE; FEE; APPLICATION; INSPECTION; PENALTY:**

(a) Before operating any special purpose vehicle on any public highway, street, road or alley within the corporate limits of the city and each calendar year thereafter, the vehicle shall be registered with the city and a license shall be obtained and placed on the vehicle. The license fee shall be ten dollars (\$10.00) per calendar year, payable in advance to the police chief or other person designated by the city to collect said fee. The full amount of the license fee shall be required regardless of the time of year that the application is made.

(b) Application for registration of a special purpose vehicle shall be made by the owner, or owner's agent, in the office of the police chief. The application shall be made upon forms provided by the city and each application shall contain the name of the owner, the owner's residence address, or bona fide place of business, a brief description of the vehicle to be registered (including make, model and serial number, if applicable).

(c) Prior to the issuance of the registration and license, each applicant for a special purpose vehicle license shall first present such vehicle for an official inspection. If, upon inspection such vehicle is found to be in safe mechanical condition, and upon completion of the registration application, establishing proof of insurance and payment of the fees herein provided, a license shall be issued to the owner who shall attach it to the vehicle. The license shall be displayed in such a manner as to be clearly visible from the rear of the vehicle. The license number on the application will be recorded and then filed in the police department.

(d) It is unlawful for any person to willfully or maliciously remove, destroy, mutilate or alter such license during the time in which the same is operative.

(e) The license issued hereunder is not transferrable. In the event of sale or other transfer of ownership of any vehicle license under the provisions of this section, the existing license and the right to use the numbered license shall expire, and the license shall be removed by the owner. It is unlawful for any person other than the person to whom the license was originally issued to have the same in his possession.

(f) In the event a license is lost or destroyed, the police chief or other person designated by the city, upon proper showing by the licensee and the payment of a fee of five dollars \$5.00, shall issue a new license in accordance with the provisions of this section.

(g) It shall be unlawful for any person to:

(1) Operate, or for the owner thereof knowingly to permit the operation, upon a public street, road, highway, or alley within the corporate limits of the city any special purpose vehicle which is not registered and which does not have attached thereto and displayed thereon the license assigned thereto by the city for the current registration year.

(2) Display, cause or permit to be displayed, or to have in possession, any registration receipt, registration license or registration decal knowing the same to be fictitious or to have been canceled, revoked, suspended or altered. A violation of this subsection (2) shall constitute an unclassified misdemeanor punishable by a fine of not less than \$25.00 and forfeiture of the item. A mandatory court appearance shall be required of any person violating this subsection.

(3) Lend to or knowingly permit the use by one not entitled thereto any registration receipt, registration license plate or registration decal issued to the person so lending or permitting the use thereof.

(4) Remove, conceal, alter, mark or deface the license number plate, plates or decals, or any other mark of identification upon any special purpose vehicle. Licenses shall be kept clean and placed as required by law so as to be plainly visible and legible.

(5) Carry or display a registered number plate or plates or registration decal upon any special purpose vehicle not lawfully issued for such vehicle.

(6) Any person convicted of a violation of any of the provisions of it, shall for the first conviction thereof be punished by a fine of not more than \$50.00; for a second such conviction within one year thereafter, such person shall be punished by a fine of not more than \$100.00; upon a third or subsequent conviction within one year after the first conviction, such person shall be punished by a fine of not more than \$500.00.

**Section 5. Section 10.10.110 shall be added to the Clearwater Municipal Code to read as follows:**

PENALTY. Unless specifically provided for herein, a violation of this section shall be deemed an ordinance traffic infraction. Upon an entry of a plea of guilty or no contest or upon being convicted of such violation, the penalty imposed shall be in accordance with Section 201, 2008 Standard Traffic Ordinance, and amendments thereto, or such other similar provision as the city may then have in effect.

**Section 6. REPEALER.** Sections 114.1 and 114.2 of the 2008 Standard Traffic Ordinance, as adopted in Ordinance No. 895 and Section 10.08.10 of the Code of the City of Clearwater is hereby repealed.

**Section 7. PUBLICATION; EFFECTIVE DATE:** This ordinance shall be published one time in the official city newspaper and shall take effect and be in force 30 days from and after said publication.

**PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF CLEARWATER, SEDGWICK COUNTY, KANSAS, THIS 28th DAY OF JULY, 2009.**

**SEAL**

\_\_\_\_\_  
**Mayor Michael Justice**

**ATTEST**

\_\_\_\_\_  
**Cheryl Wright, City Clerk**