



## City of Clearwater Council Meeting Notice

Tuesday, July 14, 2015 at 6:30pm

129 E Ross Clearwater, KS 67026

[www.clearwaterks.org](http://www.clearwaterks.org)

Please call the Clerk's office at 620-584-2311 or the Kansas Relay Service 800-8766-3777 at least 48 hours in advance if you require special accommodations to participate in this meeting. We make every effort to meet reasonable requests.

### AGENDA

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

**1. Call meeting to order and welcome**

Burt Ussery, Mayor

**2. Invocation and flag salute**

**3. Roll Call**

Courtney Meyer, City Clerk

Burt Ussery, Mayor

Laura Papish, Councilmember President

Austin Wood, Councilmember

Paul Clark, Councilmember

Ron Marsh, Councilmember

Chris Griffin, Councilmember

**4. Action: Approve July 14, 2015 meeting agenda**

**5. Public Forum**

Pursuant to Ordinance No. 917 and Section 2.08.010 adopted by the governing body and approved by the Mayor on November 24, 2009, members of the public are allowed to address the Mayor and City Council for a period of time limited to not more than five minutes.

**6. Action: Approve Consent Agenda**

- a. Minutes 6/20 Budget Workshop
- b. Minutes 6/23 Council Meeting
- c. Minutes 7/9 Budget Workshop
- d. Road Closure – Summer Scorcher Road Race

**7. Action: Resolution 10-2015 authorizing the offering for sales of General Obligation Bonds, Series 2015-A and General Obligation Refunding Bonds, Series 2015-B of the**

**City of Clearwater.**

Kevin Cowan, Gilmore & Bell and John Haas, Ranson Financial

**8. Update: Audit Presentation – FY 2014**

Gary George, George, Bowerman and Noel

**9. Action: Discussion of Sedgwick County Board of County Commissioners Action to Eliminate Cities Zoning Areas of Influence and Review Authority.**

**10. Update: 2<sup>nd</sup> Quarter Financial Report**

Justin Givens

**11. Action: Adopt FY 2016 Budget and set Budget Hearing**

**12. Action: Claims and Warrants**

**13. City Administrator Report**

Justin Givens, City Administrator

**14. Council Reports**

**15. Executive Session (for non-elected personnel)**

**16. Adjournment**

**NOTICE: SUBJECT TO REVISIONS**

It is possible that sometime between 6:30 and 7:00 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.

**TO:** Mayor and Council  
**FROM:** Justin Givens, City Administrator  
**SUBJECT:** AGENDA NOTES  
**DATE:** July 14, 2015

## CONSENT AGENDA

*Note: Council really only has a few hours per month to conduct city business. Therefore, I have introduced a "Consent Agenda" for items that are anticipated to draw no controversy or questions. The Council can then vote on all these Consent Agenda items with one motion. By eliminating time spent on simple items, Council can focus its energy on the matters that really need guidance and discourse.*

*However, if there is any item which any Councilmember or Mayor wishes to fully discuss instead, that item can be removed from the Consent Agenda and handled as a regular discussion item. The Consent Agenda does not foreclose further discussion if it is needed.*

### Item 6

- a. Review and Approve Minutes of the June 20, 2015 Special City Council Budget Workshop.
- b. Review and Approve Minutes of the June 23, 2015 Regular City Council Meeting.
- c. Review and Approve Minutes of the July 9, 2015 Special City Council Budget Workshop.
- d. Road Closure for Summer Scorcher Road Race – this race is held annually and will be on Saturday, August 8, 2015. Jeff Laha, the race organizer is requesting that Ross be closed between 4<sup>th</sup> St. and Gorin from 6:30am to 8:30am.

-----end of Consent Items

**Item 7** Kevin Cowan and John Haas will be on hand to present information on the bond issuance for the 135<sup>th</sup> Street Project, Sewer Lagoon Project and Refinancing of previous bonds.

**Item 8** Audit Presentation – Gary George, who prepared the 2014 audit, will be on hand to review his findings and report. No Agenda Report for this item.

**Item 9** Staff will present a report on the Board of County Commissioners action to eliminate the Zoning Area of Influence for Clearwater and the Review Authority that it provides. Staff will ask that the City Council adopt a statement of objection against said action.

**Item 10** Staff will present the City Financial Statement thru the 2<sup>nd</sup> Quarter of 2015

**Item 11** Continued Budget discussions for FY 2016. The budget will be in a completed form and if no changes are made or requested we can adopt the budget and set a date for the public hearing.

**Item 12** All claims and warrants will be presented to the Governing Body at the meeting.

**Item 13** A full City Administrators Report and Department Summary will be presented at the meeting.

### Budget

The budget calendar is as follows:

- Council input (May/June/July)
- Council adoption of budget for publication (July 14; Fallback date of July 21 if necessary)
- Publication submitted to newspaper (July 24)
- Actual Publication (July 30--must be at least 11 days prior to August 11)
- Public Hearing on the budget (August 11)
- Formal Adoption (August 11)
- Submission of adopted budget to County Clerk (August 15)

**City of Clearwater, Kansas**  
Sedgwick County  
City Council BUDGET WORKSHOP Meeting - **MINUTES**  
June 20, 2015  
Clearwater City Hall – Council Chambers  
129 E. Ross Avenue Clearwater, KS 67026

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**Call to Order**

Mayor Burt Ussery called the meeting to order at 8:00 a.m.

**Roll Call**

The City Clerk called the roll to confirm the presence of a quorum. The following members were present:

Burt Ussery, Mayor; Laura Papish, Paul Clark, Austin Wood, Chris Griffin - Councilmembers were all present.

Ron Marsh was absent.

The following staff members were present:

Justin Givens, City Administrator; Courtney Meyer, City Clerk; other staff members present were: Ernie Misak, Public Works Director.

**Budget Discussion**

Misak presented his budget to the Council. Initial review of the budget did not indicate a request for increase in funds over last year.

Council discussed the 2016 budget with no binding action taken.

**Adjournment**

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

**MOTION: *Papish*** moved, ***Wood*** seconded to adjourn the meeting. Voted and passed unanimously

The Meeting adjourned at 12:00 p.m.

## 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 June 23, 2015 City Council meeting.

Given under my hand and official seal of the City of Clearwater, Kansas, this 14th day of July, 2015.

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Courtney Meyer, City Clerk

**City of Clearwater, Kansas**  
Sedgwick County  
City Council Meeting - **MINUTES**  
June 23, 2015  
Clearwater City Hall – Council Chambers  
129 E. Ross Avenue Clearwater, KS 67026

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**Call to Order**

Mayor Burt Ussery called the meeting to order at 6:30 p.m.

**Invocation**

Councilmember Griffin gave the invocation which was followed by the pledge of allegiance and flag salute.

**Roll Call**

The City Clerk called the roll to confirm the presence of a quorum. The following members were present:

Burt Ussery, Mayor; Laura Papish, Paul Clark, Austin Wood - Councilmembers were all present.

Marsh and Griffin was absent.

The following staff members were present:

Justin Givens, City Administrator; Courtney Meyer, City Clerk; Austin Parker, City Attorney; Others staff members present were: Ernie Misak, Public Works Director; Roy Riggs, Police Officer; Don Schauf, EMS Director.

Others present: Carl Fry, volunteer fireman; Michael Cowheard, resident; Ian Ross, TLC Services; Scott Lucas and Julianna Jacobs, Library Board.

**Approval of the Agenda**

Givens moved to strike 6b because the contract for American Cell Tower was not ready and Parker asked to strike 6c and speak about it in executive session.

**MOTION: *Papish*** moved, ***Clark*** seconded to approve the agenda. Voted and passed unanimously.

**Public Forum**

None

**Consent Agenda**

**MOTION: *Griffin*** moved, ***Papish*** seconded to approve the minutes from regular council session on June 16th. Voted and passed unanimously.

### **Temporary Notes – 135<sup>th</sup> St Project and Lagoon Work**

Kevin Cowan explained to the Council that the GO Bond Series 2007 could be refunded to receive a lower interest rate. Kevin gave Council some choices on the options for refunding. The options included savings up front, savings throughout the life the bond, and savings in the end.

Council discussed and decided to table the decision until the July 14<sup>th</sup> meeting.

Kevin then presented to Council the General Obligation Bonds Series 2015 Summary of Alternatives. This was a summary of payments. The Council is to review whether to pay of the GO Bonds in 20, 15, or years. He did mention the bond issues with amortizations of 15 years or less were selling best.

Council will review the options and which method would be best. This decision has been tabled until the July 14<sup>th</sup> meeting.

### **Fire & EMS Draft Report**

Earlier this year the City initiated a study to be conducted by Misty Bruckner of Hugo Wall School at WSU regarding the sustainability of and options for the Fire and Emergency Medical Services in the Clearwater Community.

Ms. Bruckner provided background information on current staffing, service and call information as well as information on future service delivery models. She reported stakeholder engagement sessions with Fire, EMS, and the community as well as reviews from fire and EMS operations in peer communities and provided management and financial models for the community to consider going forward.

Mayor Ussery asked for Ms. Bruckner to review fire training records to determine what has happened and compare to National recommendations and to provide best practices on a recruitment plan for volunteers for the final report.

### **Library Budget Presentation**

Scott Lucas pointed out the Clearwater Library's achievements, current state, the board's vision for the Library, and the reasoning for an increase in mill levy for the library.

Mr. Lucas stated that the current librarian, Sue Koenig, will be leaving and going to the Haysville Public Library on July 26. The board has named Taylor Wilkins as Interim Director.

The Board feels it is necessary to offer more incentives to future librarians in order to keep them on at Clearwater.

The board also feels the library has an "institutional feel" and doesn't meet today's patron expectations. The board would like to remodel the interior of the library to be more inviting to create a community destination.

It was a consensus by the council to consider the library boards request while in the budget process.

### **FY 2016 Budget Discussion**

Mr. Givens explained to council that all departments have submitted their budget. We do not have our assessed valuation from the County yet therefore cannot finalize where we are at with our mill levy as the budget sits.

Mr. Givens also informed the council of the sewer fund that is currently paying for the lagoon expansion and will be in 2017 paying for the upgrades that the state is requiring Clearwater to do. At the rate of upgrades that have been put on the City the fund will not be able to pay for the loans unless there is a rate change.

Council discussed the rates for sewer and agreed to review the impact the loans have on the City and how the City will need to pay for the upgrades the state has enforced on it.

Givens stated that a budget workshop will be needed before next council meeting.

Council decided July 9<sup>th</sup> from 6:00pm to 8:00pm will work.

### **Claims and Warrants**

Meyer presented the claims and warrants in the amount of \$123,114.86.

**MOTION:** *Papish* moved, *Clark* seconded to approve the claims and warrants. Voted and passed unanimously.

### **City Administrators Report**

Administration: Budget preparations continue; banking services update – staff only received one bid (Emprise-our current bank) for banking services. It is recommended to not make any changes to the current banking structure and continue our partnership as is; Fall Festival – A request for a beer garden could be presented at the next meeting along with placement of carnival.

Public Works: Staff will be working on multiple gates around town this week for repairs; staff has scheduled servicing a water leak at the Garvey Grain Complex and on park Glen Ct.

Parks and Recreation: This is the last week of regular season baseball/ softball. Tournament season will begin next week and Clearwater will host teams in the 9 and 10 year old range; Clearwater swim meet is this weekend.

Police: Officer Patterson-Rickstrew is working on a traffic safety award from AAA; Sgt. Luckner is in the process of advanced police Administration Training; A cage has been placed in the Tahoe by PD staff and it is now operational as a patrol vehicle.

Community Center: 2016 grant will be submitted this week. Staff is requesting additional funds but will try to maintain current program levels if not granted; Commodities distribution is next Tuesday.

**Council Reports**

Wood has nothing to report

Papish has nothing to report

Griffin has nothing to report.

Clark has nothing to report

Ussery has nothing to report

**Executive Session**

Austin Parker, City Attorney asked to speak about the firework contract in executive session at the beginning of the meeting.

**MOTION: Papish** moved, **Griffin** seconded to go into executive session for 45 minutes to discuss consultation with an attorney for the body for agency this would be deemed privilege in the attorney/ client relationship being the City Attorney at 9:25pm.

Meeting was resumed with no binding action taken in executive session.

**MOTION: Clark** moved, **Wood** seconded to approve the fireworks contract with legal modifications made. Motion passed unanimously.

**Adjournment**

With no further discussion to come before the Council

**MOTION: Griffin** moved, **Wood** seconded to adjourn the meeting. Voted and passed unanimously

The Meeting adjourned at 11:00 p.m.

**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 June 23, 2015 City Council meeting.

Given under my hand and official seal of the City of Clearwater, Kansas, this 14th day of July, 2015.

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Courtney Meyer, City Clerk

**City of Clearwater, Kansas**  
Sedgwick County  
City Council BUDGET WORKSHOP Meeting - **MINUTES**  
July 9, 2015  
Clearwater City Hall – Council Chambers  
129 E. Ross Avenue Clearwater, KS 67026

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**Call to Order**

Mayor Burt Ussery called the meeting to order at 6:00 p.m.

**Roll Call**

The City Clerk called the roll to confirm the presence of a quorum. The following members were present:

Burt Ussery, Mayor; Laura Papish, Austin Wood, Ron Marsh - Councilmembers were all present.

Chris Griffin and Paul Clark were absent.

The following staff members were present:

Justin Givens, City Administrator; Courtney Meyer, City Clerk

**Budget Discussion**

Council discussed the 2016 budget with no binding action taken.

**Adjournment**

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

**MOTION:** *Marsh* moved, *Wood* seconded to adjourn the meeting. Voted and passed unanimously

The Meeting adjourned at 7:30 p.m.

## 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 June 23, 2015 City Council meeting.

Given under my hand and official seal of the City of Clearwater, Kansas, this 14th day of July, 2015.

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Courtney Meyer, City Clerk

**City Council Meeting  
July 14, 2015**

**TO:** Mayor and City Council  
**SUBJECT:** Consider a Resolution Authorizing the Sale of General Obligation Bonds, Series 2015-A, and General Obligation Refunding Bonds, Series 2015-B  
**INITIATED BY:** City Administrator  
**PREPARED BY:** City Administrator  
**AGENDA:** New Business

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**Background:** At the June 23<sup>rd</sup>, 2015 Regular City Council Meeting, staff along with Kevin Cowan of Gilmore and Bell presented information on bond issuances for the 135<sup>th</sup> Street Project and the Sewer Lagoon Improvements as well as options for refunding a previously issued series of bonds.

At that meeting several options for refinance savings were presented as well as options for repayment of the Sewer Lagoon portion of the bonds. All formal action was delayed until the July 14<sup>th</sup> meeting.

**Analysis:** The resolution calls for the sale of General Obligation Bonds that will finance the city's portion of the 135<sup>th</sup> Road Project as well as several other miscellaneous road repairs in within the city. Under the same umbrella, these bonds will be used to pay for sewer lagoon work the city is required to do in order to comply with an Administrative Order from KDHE. A separate refunding bond will be offered and if the interest rate is favorable for the refinancing, these bonds will also be offered for sale.

**Financial:** The street portion of the bonds will be paid thru the general fund bond and interest revenue line. The total amount of bond authorization for street work will be \$370,000.

The total amount of bond authorization for the lagoon project work will be \$640,000. It is anticipated that these bonds will be paid thru revenue generated by a debt service fee charged to sewer utility users. That fee based on current customer count will be approximately \$6.64 per month over a 10 year period for this portion of sewer utility bonds. An additional \$8.43 will be required to secure payment of existing sewer utility bonds thru 2023 resulting in a \$15.07 charge per customer starting in 2016.

Additionally, the city will be offering for sale, General Obligation Refunding Bonds. These bonds will be approximately \$660,000 and will be offered for sale only if interest rates are favorable. The repayment of these bonds will be paid via the General Fund, Bond and Interest Mill Levy. Options were present on refinancing savings in which the city could redeem its savings upfront, throughout the repayment of the bonds or at the end of the bond term.

**Legal Considerations:** The Resolution has been crafted by Bond Counsel, Kevin Cowan of Gilmore and Bell, who will be available for questions and comments if necessary.

**Recommendations/Actions:** It is recommended the City Council:

1. Determine the appropriate refinancing savings option;
2. Adopt a Resolution Authorizing the Sale of General Obligation Bonds, Series 2015-A, and General Obligation Refunding Bonds, Series 2015-B

**Attachments:**

1. RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL OBLIGATION BONDS, SERIES 2015-A, AND GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015-B, OF THE CITY OF CLEARWATER, KANSAS. (13-pages)
2. Refinancing Savings Options Sheets (6-pages)

**Table 1**

**\$925,000  
City of Clearwater, KS  
General Obligation Bonds**

**Series 2007**

**Outstanding Debt Service of Certain Maturities**

Payment Date	Principal	Interest Rate	Interest	Total Debt Service
1-Oct-15	60,000.00	3.750	13,056.25	73,056.25
1-Apr-16			11,931.25	11,931.25
1-Oct-16	65,000.00	3.800	11,931.25	76,931.25
1-Apr-17			10,696.25	10,696.25
1-Oct-17	65,000.00	3.800	10,696.25	75,696.25
1-Apr-18			9,461.25	9,461.25
1-Oct-18	70,000.00	3.800	9,461.25	79,461.25
1-Apr-19			8,131.25	8,131.25
1-Oct-19	70,000.00	4.000	8,131.25	78,131.25
1-Apr-20			6,731.25	6,731.25
1-Oct-20	75,000.00	4.000	6,731.25	81,731.25
1-Apr-21			5,231.25	5,231.25
1-Oct-21	80,000.00	4.000	5,231.25	85,231.25
1-Apr-22			3,631.25	3,631.25
1-Oct-22	85,000.00	4.150	3,631.25	88,631.25
1-Apr-23			1,867.50	1,867.50
1-Oct-23	90,000.00	4.150	1,867.50	91,867.50
1-Apr-24			0.00	0.00
1-Oct-24			0.00	0.00
<b>Totals</b>	<b>660,000.00</b>		<b>128,418.75</b>	<b>788,418.75</b>
Redemption	1-Oct-15			
Accrual	1-Apr-15			
Days	180.00			
Ratio	1.00			
Principal	660,000.00			
Interest	13,056.25			
Total	673,056.25			

**Table 2**

**\$645,000  
City of Clearwater, KS  
General Obligation Refunding Bonds**

**Series 2015**

**Estimated Debt Service to Maturity**

Payment Date	Principal	Interest Rate	Interest	Total Debt Service
1-Oct-15			0.00	0.00
1-Apr-16			6,790.99	6,790.99
1-Oct-16	75,000.00	0.750	5,408.75	80,408.75
1-Apr-17			5,127.50	5,127.50
1-Oct-17	75,000.00	1.000	5,127.50	80,127.50
1-Apr-18			4,752.50	4,752.50
1-Oct-18	80,000.00	1.250	4,752.50	84,752.50
1-Apr-19			4,252.50	4,252.50
1-Oct-19	80,000.00	1.500	4,252.50	84,252.50
1-Apr-20			3,652.50	3,652.50
1-Oct-20	80,000.00	1.800	3,652.50	83,652.50
1-Apr-21			2,932.50	2,932.50
1-Oct-21	85,000.00	2.000	2,932.50	87,932.50
1-Apr-22			2,082.50	2,082.50
1-Oct-22	85,000.00	2.400	2,082.50	87,082.50
1-Apr-23			1,062.50	1,062.50
1-Oct-23	85,000.00	2.500	1,062.50	86,062.50
1-Apr-24			0.00	0.00
1-Oct-24	0.00	2.750	0.00	0.00
<b>Totals</b>	<b>645,000.00</b>		<b>59,924.74</b>	<b>704,924.74</b>
	0.00			
Dated Date:	15-Aug-15		Net Interest Cost	2.2802%
Settlement Date:	21-Aug-15		Arb Yield	1.9543%
Bond Years:	3,052,417		Accrued Interest:	180.29
Average Life:	4.73			

**Table 3**  
**Alternative A: Front End Savings**

**\$645,000**  
**City of Clearwater, KS**  
**General Obligation Refunding Bonds**

**Series 2015**

**Savings Report**

Period Ending 31-Dec	Refunding Debt Service	Issuer Cash	Outstanding Debt Service	Cash Savings	Mills
2015	0.00	51,754.35	73,056.25	21,301.90	1.49
2016	87,199.74		88,862.50	1,662.76	0.12
2017	85,255.00		86,392.50	1,137.50	0.08
2018	89,505.00		88,922.50	-582.50	-0.04
2019	88,505.00		86,262.50	-2,242.50	-0.16
2020	87,305.00		88,462.50	1,157.50	0.08
2021	90,865.00		90,462.50	-402.50	-0.03
2022	89,165.00		92,262.50	3,097.50	0.22
2023	87,125.00		93,735.00	6,610.00	0.46
2024	0.00		0.00	0.00	0.00
	704,924.74	51,754.35	788,418.75	31,739.66	2.21
	Accrued Interest:			180.29	0.01
	Rounding Amount:			0.00	0.00
	Net Cash Savings			31,919.96	2.23
	One Mill =			14,343.00	
	Present Value of Savings:			30,705.11	
	Percent of Refunded Issue:			4.65%	

**Table 6**

**\$645,000  
City of Clearwater, KS  
General Obligation Refunding Bonds**

**Series 2015**

**Sources and Uses of Funds**

<u>Sources</u>		
Certificates		645,000.00
Original Issue Discount		0.00
Forward Purchase Contract		0.00
Issuer Cash		51,754.35
Accrued Interest		180.29
<b>Total Sources of Funds</b>		<b>696,934.64</b>
<u>Uses</u>		
Escrow Deposit		673,056.25
Deposit to Bond Fund		180.29
Underwriter's Discount	1.50%	9,675.00
Costs of Issuance	2.17%	14,023.10
Rounding Amount		0.00
<b>Total Uses of Funds</b>		<b>696,934.64</b>
Bond Counsel		4,228.06
Financial Advisor		3,393.07
Official Statement		974.32
Paying Agent		923.17
Rating		3,312.69
CUSIP		217.47
Miscellaneous		974.32
<b>Totals</b>		<b>14,023.10</b>

**Table 4**  
**Alternative B: Tail-End Savings**

**\$625,000**  
**City of Clearwater, KS**  
**General Obligation Refunding Bonds**

**Series 2015**

**Savings Report**

Period Ending 31-Dec	Refunding Debt Service	Issuer Cash	Outstanding Debt Service	Cash Savings	Mills
2015	0.00	73,056.25	73,056.25	0.00	0.00
2016	86,635.85		88,862.50	2,226.65	0.16
2017	84,755.00		86,392.50	1,637.50	0.11
2018	89,005.00		88,922.50	-82.50	-0.01
2019	88,005.00		86,262.50	-1,742.50	-0.12
2020	86,805.00		88,462.50	1,657.50	0.12
2021	90,365.00		90,462.50	97.50	0.01
2022	88,665.00		92,262.50	3,597.50	0.25
2023	66,625.00		93,735.00	27,110.00	1.89
2024	0.00		0.00	0.00	0.00
	680,860.85	73,056.25	788,418.75	34,501.65	2.41
	Accrued Interest:			171.96	0.01
	Rounding Amount:			1,601.90	0.11
	Net Cash Savings			36,275.51	2.53
	One Mill =			14,343.00	
	Present Value of Savings:			31,882.58	
	Percent of Refunded Issue:			4.83%	

**Table 5  
Alternative C: Annual Savings**

**\$625,000  
City of Clearwater, KS  
General Obligation Refunding Bonds**

**Series 2015**

**Savings Report**

Period Ending 31-Dec	Refunding Debt Service	Issuer Cash	Outstanding Debt Service	Cash Savings	Mills
2015	0.00	71,454.35	73,056.25	1,601.90	0.11
2016	86,796.56		88,862.50	2,065.94	0.14
2017	84,897.50		86,392.50	1,495.00	0.10
2018	84,147.50		88,922.50	4,775.00	0.33
2019	83,210.00		86,262.50	3,052.50	0.21
2020	87,085.00		88,462.50	1,377.50	0.10
2021	85,645.00		90,462.50	4,817.50	0.34
2022	84,045.00		92,262.50	8,217.50	0.57
2023	87,125.00		93,735.00	6,610.00	0.46
2024	0.00		0.00	0.00	0.00
	682,951.56	71,454.35	788,418.75	34,012.84	2.37
	Accrued Interest:			174.33	0.01
	Rounding Amount:			0.00	0.00
	Net Cash Savings			34,187.18	2.38
	One Mill =			14,343.00	
	Present Value of Savings:			30,965.01	
	Percent of Refunded Issue:			4.69%	



Gilmore & Bell, P.C.  
07/06/2015

**EXCERPT OF MINUTES OF A MEETING  
OF THE GOVERNING BODY OF  
THE CITY OF CLEARWATER, KANSAS  
HELD ON JULY 14, 2015**

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 Bonds, Series 2015-A, and General Obligation Refunding Bonds, Series 2015-B, came on for consideration and was discussed.

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

**RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL OBLIGATION BONDS, SERIES 2015-A, AND GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015-B, 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: \_\_\_\_\_.

10. The Mayor declared the Resolution duly adopted; the Clerk designating 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. 10-2015**

**RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL OBLIGATION BONDS, SERIES 2015-A, AND GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015-B, OF THE CITY OF CLEARWATER, KANSAS**

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

<u>Project Description</u>	<u>Ord./Res. No.</u>	<u>Authority</u>	<u>Amount</u>
Sewer treatment improvements	990	Charter Ordinance No. 18	\$640,000
Main trafficway improvements	7-2014	K.S.A. 12-685 <i>et seq.</i>	<u>370,000</u>
<b>Total:</b>			<b><u>\$1,010,000</u></b>

**WHEREAS**, the estimated cost of the sewer treatment plant improvements set forth in Ordinance No. 990 is hereby amended to be \$640,000 and the estimated cost and authorized bond amount of the main trafficway improvements set forth in Resolution No. 7-2014 is hereby amended to be \$370,000; and

**WHEREAS**, the Issuer desires to issue its general obligation bonds in order to permanently finance the costs of such Improvements; and

**WHEREAS**, the Issuer, has heretofore issued and has outstanding certain general obligation bonds; and

**WHEREAS**, due to the current interest rate environment, the Issuer has the opportunity to issue its general obligation refunding bonds in order to achieve an interest cost savings on the debt represented by such general obligation bonds, described as follows (the "Refunded Bonds"):

<i>Series</i>	<i>Dated Date</i>	<i>Years</i>	<i>Amount</i>	<i>Redemption Date</i>
2007	10/01/2007	2015 to 2023	\$660,000	10/01/2015

; and

**WHEREAS**, the Issuer has selected the firm of Ranson Financial Consultants, LLC, Wichita, Kansas ("Financial Advisor"), as financial advisor for one or more series of general obligation bonds of the Issuer to be issued in order to provide funds to permanently finance the Improvements and to refund the Refunded Bonds; and

**WHEREAS**, the Issuer desires to authorize the Financial Advisor to proceed with the offering for sale of said general obligation bonds 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 general obligation bonds; 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 City Administrator

and Clerk to proceed with the preparation and distribution of a preliminary official statement and notice of bond sale and to authorize the distribution thereof and all other preliminary action necessary to sell said general obligation bonds.

**NOW, THEREFORE, 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 Bonds, Series 2015-A and General Obligation Refunding Bonds, Series 2015-B (jointly, the "Bonds"), described in the Notice of Bond Sale, which is hereby approved in substantially the form presented to the governing body this date. All proposals for the purchase of the Bonds shall be delivered to the governing body at its meeting to be held on the sale date referenced in the Notice of Bond Sale, at which meeting the governing body shall review such bids and award of the sale of the Bonds or reject all proposals.

**Section 2.** The City Administrator and Clerk, in conjunction with the Financial Advisor and Bond Counsel, are hereby authorized to cause to be prepared a 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 Bonds.

**Section 3.** For the purpose of enabling the purchaser of the Bonds (the "Purchaser") 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 said 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 4.** The Issuer agrees to provide to the Purchaser within seven business days of the date of the sale of Bonds 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 5.** The Mayor, City Administrator, 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 carry out the sale of the Bonds. Such officials are also directed and authorized to make provision for payment and/or redemption of the Refunded Bonds from proceeds of the Bonds.

**Section 6.** This Resolution shall be in full force and effect from and after its adoption.

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**ADOPTED** by the governing body on July 14, 2015.

(SEAL)

ATTEST:

---

Mayor

---

Clerk

**EXHIBIT A**

**CERTIFICATE REGARDING  
PRELIMINARY OFFICIAL STATEMENT**

To:

Re: City of Clearwater, Kansas, General Obligation Bonds, Series 2015-A and General  
Obligation Refunding Bonds, Series 2015-B

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 bonds (jointly, the "Bonds").

To the knowledge of the Issuer, the information contained in the Preliminary Official Statement, other than the sections entitled "The Depository Trust Company," "Bond Ratings," "Legal Matters," "Tax Matters," and *Appendices B* and *C*, for which the Issuer expresses no opinion, and except for the omission of certain information 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 Bonds depending on such matters, is true in all material respects, does not contain any untrue statement of a material fact and does not omit to state a material fact necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading.

**CITY OF CLEARWATER, KANSAS**

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

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

**NOTICE OF BOND SALE**

**\$5,485,000\***

**\$645,000\***

**CITY OF CLEARWATER, KANSAS  
GENERAL OBLIGATION BONDS  
SERIES 2015-A**

**CITY OF CLEARWATER, KANSAS  
GENERAL OBLIGATION REFUNDING  
BONDS, SERIES 2015-B**

(GENERAL OBLIGATION BONDS PAYABLE  
FROM UNLIMITED AD VALOREM TAXES)

**Bids.** Written Facsimile bids for the purchase of the above-referenced bonds (jointly, the “Bonds”) 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, until 2:00 p.m., Central Daylight Time (the “Submittal Hour”), on

**AUGUST 11, 2015**

(the “Sale Date”). All bids will be publicly evaluated at said time and place and the award of the Bonds to the successful bidder (the “Successful Bidder”) will be acted upon by 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 Bonds.

**Terms of the Bonds.** The General Obligation Bonds, Series 2015-A (the “Series 2015-A Bonds”) will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof (the “Authorized Denomination”). The Series 2015-A Bonds will be dated September 1, 2015 (the “Dated Date”), and will become due in principal installments on October 1 in the years as follows:

[TO BE INSERTED]

The General Obligation Refunding Bonds, Series 2015-B (the “Series 2015-B Bonds”) will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof (the “Authorized Denomination”). The Series 2015-B Bonds will be dated as of the Dated Date and will become due in principal installments on October 1 in the years as follows:

[TO BE INSERTED]

The Bonds will bear interest from the Dated Date at rates to be determined when the Bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning, with respect to the Series 2015-A Bonds, on April 1, 2017, and, with respect to the Series 2015-B Bonds, on April 1, 2016 (the “Interest Payment Dates”).

**Place of Payment.** The principal of and interest on the Bonds 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 each Bond will be payable at maturity or earlier redemption to the owners thereof whose names are on the registration books (the “Bond Register”) of the Bond Registrar (the “Registered Owner”) upon presentation and surrender at the principal office of the Paying Agent. Interest on each Bond will be payable to the Registered Owner of such Bond 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 Bonds, 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 Bonds will be registered pursuant to a plan of registration approved by the Issuer and the Attorney General of the State of Kansas. The Issuer will pay for the fees of the Bond Registrar for registration and transfer of the Bonds and will also pay for printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the Bond Registrar, will be the responsibility of the Owners.

**Optional Book-Entry-Only System.** The successful bidder may **elect** to have the Bonds registered under a book-entry-only system administered through The Depository Trust Company, New York, New York (“DTC”), who will act as securities depository for the Bonds. If such election is made, a book-entry-only system of registration will be employed, the Bonds 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 Bonds. During the term of the Bonds, 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 Bonds to DTC or its nominee as the Registered Owner of the Bonds, 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 Bonds to its participants who shall be responsible for transmitting payments to beneficial owners of the Bonds 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 (i) DTC determines not to continue to act as securities depository for the Bonds, or (ii) the Issuer determines that continuation of the book-entry-only form of evidence and transfer of ownership of the Bonds would adversely affect the interests of the beneficial owners of the Bonds, 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 Bonds 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 Bonds and DTC.

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

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

**Optional Redemption.** At the option of the Issuer, Series 2015-A Bonds maturing on October 1 in the years \_\_\_\_\_, and thereafter, will be subject to redemption and payment prior to maturity on October 1, \_\_\_\_\_, and thereafter, as a whole or in part (selection of maturities and the amount of Bonds of each maturity to be redeemed to be determined by the Issuer in such equitable manner as it may determine) at any time, at the redemption price of 100% (expressed as a percentage of the principal amount), plus accrued interest to the date of redemption.

At the option of the Issuer, Series 2015-B Bonds maturing on October 1 in the years \_\_\_\_\_, and thereafter, will be subject to redemption and payment prior to maturity on October 1, \_\_\_\_\_, and thereafter, as a whole or in part (selection of maturities and the amount of Bonds of each maturity to be redeemed to be determined by the Issuer in such equitable manner as it may determine) at any time, at the redemption price of 100% (expressed as a percentage of the principal amount), plus accrued interest to the date of redemption.

**Mandatory Redemption.** A bidder may elect to have all or a portion of the Bonds scheduled to mature in consecutive years issued as term bonds (the “Term Bonds”) scheduled to mature in the latest of said consecutive years and subject to mandatory redemption requirements consistent with the schedule of serial maturities set forth above, subject to the following conditions: (a) not less than all Bonds of the same serial maturity shall be converted to Term Bonds with mandatory redemption requirements; and (b) a bidder shall make such an election by completing the applicable paragraph on the Official Bid Form.

**Notice and Effect of Call for Redemption.** Unless waived by any owner of Bonds to be redeemed, if the Issuer shall call any Bonds for redemption and payment prior to the maturity thereof, the Issuer shall give written notice of its intention to call and pay said Bonds to the Bond Registrar and the Successful Bidder. In addition, the Issuer shall cause the Bond Registrar to give written notice of redemption to the registered owners of said Bonds. Each of said written notices shall be deposited in United States first class mail not less than 30 days prior to the date fixed for redemption. All notices of redemption shall state the date of redemption, the redemption price, the Bonds to be redeemed, the place of surrender of Bonds 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 Kansas law or regulation of the Securities and Exchange Commission in effect as of the date of such notice. If any Bond be called for redemption and payment as aforesaid, all interest on such Bond shall cease from and after the date for which such call is made, provided funds are available for its payment at the price hereinbefore specified.

**Authority, Purpose and Security.** The Series 2015-A Bonds are being issued pursuant to Charter Ordinance No. 18 of the Issuer and K.S.A. 12-685 *et seq.*, as amended, and an ordinance and a resolution adopted by the governing body of the Issuer (collectively the “Bond Resolution”) for the purpose of paying a portion of the cost of certain street and sewer improvements (the “Improvements”). The Series 2015-A Bonds shall be general obligations of the Issuer payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the Issuer. The full faith, credit and resources of the Issuer are irrevocably pledged for the prompt payment of the principal and interest on the Series 2015-A Bonds as the same become due.

The Series 2015-B Bonds are being issued pursuant to K.S.A. 10-427 *et seq.*, as amended, and the Bond Resolution for the purpose of refunding certain outstanding bonds of the Issuer. The Series 2015-B Bonds 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 certain improvements, 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 Series 2015-B Bonds as the same become due.

**Submission of Bids.** All bids must be made on forms which may be procured from the Clerk or the Financial Advisor. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid. Bids must be in writing, submitted in sealed envelopes by mail or hand delivery or by facsimile, addressed to the undersigned, and marked either “Proposal for General Obligation Bonds, Series 2015-A” or “Proposal for General Obligation Refunding Bonds, Series 2015-B.” 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. 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 Bond Sale. If provisions of this Notice of Bond Sale conflict with those of PARITY®, this Notice of Bond Sale shall control. Bids must be received prior to the Submittal Hour on the Sale Date. The Issuer 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 Bonds 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 Bonds 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 Bonds are sold, plus 6%; and (c) no supplemental interest payments will be considered. No bid shall be for less than 98.5% of the principal amount of the Bonds 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 Bonds on the basis of such bid, the discount, if any, the premium, if any, offered by the bidder, the net interest cost (expressed in dollars) 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 Bonds, it will provide the certification as to initial offering prices described under the caption “Certification as to Offering Price” in this Notice.

**Basis of Award.** The award of the Bonds 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 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 Kansas, and any party submitting a bid agrees to be subject to jurisdiction and venue of the federal and state courts within Kansas 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 Bonds in accordance with this Notice of Bond Sale

shall constitute a bond 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 of the Issuer.

**Optional Bond Insurance.** The Issuer has **not** applied for any policy of municipal bond insurance with respect to the Bonds. If the Bonds qualify for municipal bond insurance, and any bidder desires to purchase such policy, such indication and the name of the desired insurer must be set forth on the bidder's Official Bid Form. 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. All costs associated with the issuance of such policy and associated ratings and expenses (other than the independent rating requested by the Issuer) shall be paid by the successful bidder. Failure of the municipal bond insurer to issue the policy after the award of the Bonds shall not constitute cause for failure or refusal by the successful bidder to accept delivery of the Bonds.

**Bond Ratings.** The Issuer has applied to Standard & Poor's Ratings Services, a division of The McGraw-Hill Companies, Inc., for a rating on the Bonds herein offered for sale.

**CUSIP Numbers.** CUSIP identification numbers will be assigned and printed on the Bonds, but neither the failure to print such number on any Bond 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 Bonds in accordance with the terms of this Notice. All expenses in relation to the assignment and printing of CUSIP numbers on the Bonds will be paid by the Issuer.

**Delivery and Payment.** The Issuer will pay for printing the Bonds and will deliver the Bonds properly prepared, executed and registered without cost on or about **SEPTEMBER 1, 2015** (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 Bonds and the usual closing documents, including a certificate that there is no litigation pending or threatened at the time of delivery of the Bonds affecting their validity and a certificate regarding the completeness and accuracy of the Official Statement. Payment for the Bonds shall be made in federal reserve funds, immediately available for use by the Issuer.

If the Bonds are not issued in book-entry-only form, the denominations of the Bonds and the names, addresses and social security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the Bond Registrar at least one week prior to the date of delivery of the Bonds. In the absence of such information, the Issuer will deliver one Bond of each maturity registered in the name of the manager of the successful bidder. If the Bonds are issued in book-entry-only form, the Issuer will deliver one Bond of each maturity registered in the nominee name of DTC.

**Reoffering Prices.** To provide the Issuer with information necessary for compliance with Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), the Successful Bidder will be required to complete, execute and deliver to the Issuer prior to the delivery of the Bonds, a written certification (the "Issue Price Certificate") containing the following: (a) the initial offering price and interest rate for each maturity of the Bonds; (b) that all of the Bonds were offered to the public in a bona fide public offering at the initial offering prices on the Sale Date; and (c) on the Sale Date the Successful

Bidder reasonably expected that at least 10% of each maturity of the Bonds would be sold to the “public” at prices not higher than the initial offering prices. For purposes of the preceding sentence “public” means persons other than bond houses, brokers, or similar persons or organizations acting in the capacity of underwriters or wholesalers. However, such Issue Price Certificate may indicate that the Successful Bidder has purchased the Bonds for its own account in a capacity other than as an underwriter or wholesaler, and currently has no intent to reoffer the Bonds for sale to the public.

At the request of the Issuer, the Successful Bidder will provide information explaining the factual basis for the Successful Bidder’s Issue Price Certificate. 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 dated June \_\_, 2015, “deemed final” by the Issuer except for the omission of certain information as provided in Securities and Exchange Commission Rule 15c2-12, copies of which may be obtained from the Secretary or from the Financial Advisor. Upon the sale of the Bonds, the Issuer will adopt the final Official Statement and will furnish the successful bidder, without cost, within seven business days of the acceptance of the successful bidder’s proposal, with a sufficient number of copies thereof, which may be in electronic format, in order for the successful bidder to comply with the requirements of Rule 15c2-12(b)(3) and (4) of the Securities and Exchange Commission and Rule G-32 of the Municipal Securities Rulemaking Board (jointly the “Rules”). Additional copies may be ordered by the successful bidder at its expense. The Issuer’s acceptance, including electronic acceptance through PARITY®, of the successful bidder’s proposal for the purchase of the Bonds in accordance with this Notice of Bond Sale shall constitute a contract between the Issuer and the successful bidder for purposes of the Rules.

**Continuing Disclosure.** In the Bond Resolution, the Issuer has covenanted to provide annually 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 Bonds. 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 2014 is as follows:

Equalized Assessed Valuation of	
Taxable Tangible Property .....	\$14,373,701
Tangible Valuation of Motor Vehicles.....	<u>2,754,207</u>
Equalized Assessed Tangible Valuation	
for Computation of Bonded Debt Limitations .....	<u>\$17,127,908</u>

The total general obligation indebtedness of the Issuer as of the Dated Date, including the Bonds being sold, is \$\_\_\_\_\_. General Obligation Bonds, Series 2007, of the Issuer in the amount of \$660,000, will be retired out of proceeds of the Bonds and other available funds, which will reduce the outstanding general obligation indebtedness of the Issuer to \$\_\_\_\_\_.

**Legal Opinion.** The Bonds will be sold subject to the approving legal opinion of GILMORE & BELL, P.C., WICHITA, KANSAS, Bond Counsel, which opinion will be furnished and paid for by the Issuer, will be printed on the Bonds, if the Bonds are printed, and will be delivered to the Successful Bidder when the Bonds are delivered. Said opinion will also include the opinion of Bond Counsel relating to the interest on the Bonds being excludable from gross income for federal income tax purposes and 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 Bonds.

**Additional Information.** Additional information regarding the Bonds may be obtained from the undersigned at the addresses set forth below:

**DATED: July 14, 2015.**

**CITY OF CLEARWATER, KANSAS**  
By Courtney Meyer, Clerk

***Issuer Address:***

City Hall, 129 E. Ross  
P.O. Box 453  
Clearwater, Kansas 67026  
Phone No.: (620) 584-2311  
Fax No.: (620) 584-3119  
Email: meyc@clearwaterks.org

***Financial Advisor - Written and Facsimile Bid Delivery Address:***

Ranson Financial Consultants, L.L.C.  
200 West Douglas, Suite 600  
Wichita, Kansas 67202  
Attn: John Haas  
Phone No.: (316) 264-3400  
Fax No.: (316) 265-5403  
Email: jhaas@ransonfinancial.com

**OFFICIAL BID FORM**  
 PROPOSAL FOR THE PURCHASE OF CITY OF CLEARWATER, KANSAS  
 GENERAL OBLIGATION BONDS, SERIES 2015-A

TO: Courtney Meyer, Clerk  
 City of Clearwater, Kansas

August 11, 2015

For \$1,010,000 principal amount of General Obligation Bonds, Series 2015-A, of the City of Clearwater, Kansas, to be dated September 1, 2015, as described in the Notice of Bond Sale dated July 14, 2015, said Bonds to bear interest as follows:

<u>Stated Maturity October 1</u>	<u>Principal Amount</u>	<u>Annual Rate of Interest</u>	<u>Stated Maturity October 1</u>	<u>Principal Amount</u>	<u>Annual Rate of Interest</u>
--	-----------------------------	--	--	-----------------------------	--

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

Principal Amount .....	\$1,010,000*
Less Discount (not to exceed 1.5%) .....	-
Plus Premium (if any) .....	_____
Total Purchase Price .....	\$ _____
Total interest cost to maturity at the rate(s) specified .....	\$ _____
Net interest cost .....	\$ _____
Average annual net interest rate .....	_____ %

The Bidder elects to have the following Term Bonds:

<b>Maturity Date</b>	<b>Years</b>	<b>Amount*</b>
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\*subject to mandatory redemption requirements in the amounts and at the times shown above.

The Bidder elects to have the Notes issued in "book-entry-only" form.

This proposal is subject to all terms and conditions contained in said Notice of Bond Sale, and if the undersigned is the Successful Bidder, the undersigned will comply with all of the provisions contained in said Notice. The acceptance of this proposal by the Issuer by execution below shall constitute a contract between the Issuer and the Successful Bidder 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 August 11, 2015.

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 Consultants, LLC, 200 W. Douglas, Suite 600, Wichita, Kansas 67202 Attn: John Haas, Fax No. (316) 265-5403, or electronic bids may be submitted via **PARITY**<sup>®</sup>, at or prior to 2:00 p.m, Central Daylight Time, on August 11, 2015. Any bid received after such time will be returned to the bidder.

**OFFICIAL BID FORM**  
 PROPOSAL FOR THE PURCHASE OF CITY OF CLEARWATER, KANSAS  
 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015-B

TO: Courtney Meyer, Clerk  
 City of Clearwater, Kansas

August 11, 2015

For \$645,000 principal amount of General Obligation Refunding Bonds, Series 2015-B, of the City of Clearwater, Kansas, to be dated September 1, 2015, as described in the Notice of Bond Sale dated July 14, 2015, said Bonds to bear interest as follows:

<u>Stated</u> <u>Maturity</u> <u>October 1</u>	<u>Principal</u> <u>Amount</u>	<u>Annual</u> <u>Rate of</u> <u>Interest</u>	<u>Stated</u> <u>Maturity</u> <u>October 1</u>	<u>Principal</u> <u>Amount</u>	<u>Annual</u> <u>Rate of</u> <u>Interest</u>
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the undersigned will pay the purchase price for the Bonds set forth below, plus accrued interest to the date of delivery.

Principal Amount .....	\$645,000*
Less Discount (not to exceed 1.5%) .....	-
Plus Premium (if any) .....	_____
Total Purchase Price .....	\$ _____
Total interest cost to maturity at the rate(s) specified .....	\$ _____
Net interest cost .....	\$ _____
Average annual net interest rate .....	_____ %

The Bidder elects to have the following Term Bonds:

<b>Maturity Date</b>	<b>Years</b>	<b>Amount*</b>
----------------------	--------------	----------------

\*subject to mandatory redemption requirements in the amounts and at the times shown above.

The Bidder elects to have the Notes issued in "book-entry-only" form.

This proposal is subject to all terms and conditions contained in said Notice of Bond Sale, and if the undersigned is the Successful Bidder, the undersigned will comply with all of the provisions contained in said Notice. The acceptance of this proposal by the Issuer by execution below shall constitute a contract between the Issuer and the Successful Bidder 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 August 11, 2015.

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 Consultants, LLC, 200 W. Douglas, Suite 600, Wichita, Kansas 67202 Attn: John Haas, Fax No. (316) 265-5403, or electronic bids may be submitted via **PARITY**<sup>®</sup>, at or prior to 2:00 p.m, Central Daylight Time, on August 11, 2015. Any bid received after such time will be returned to the bidder.



**City Council Meeting  
July 14, 2015**

**TO:** Mayor and City Council  
**SUBJECT:** Discussion of Sedgwick County Board of County Commissioners  
Action to Eliminate Zoning Area of Influence Review Authority  
for Small Cities  
**INITIATED BY:** City Administrator

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**Background:**

On June 10, 2015, the Sedgwick County Board of County Commissioners directed its staff to prepare and process an amendment to the Wichita-Sedgwick County Unified Zoning Code that would eliminate zoning areas of influence review authority for small cities.

This action was proposed once prior that Clearwater staff is aware of. In 2012, several members of the MAPC proposed reducing or eliminating the ZAOIs. At that time, many of the small cities within Sedgwick County met with the MAPC and voiced our displeasure with the action. At that time it was determined that the ZAOIs were wanted by the city and should remained unchanged.

**Analysis:**

The ZAOI's provide small cities with direct input to the county of land use just outside of the corporate limits. Without such input, growth patterns and the extension of municipal services could become extremely costly. Additionally, concerns on non-conforming or non-compatible land uses could not be raised or objected to by the cities affect most.

If a project or development requires any action from the MAPC and Sed. Co. Commissioners, and is within a ZAOI of a small city, that city's Planning Commission shall hear and make a recommendation to the MAPC on the advisability of the project. If the City Planning Commission gives a negative recommendation to the MAPC and the MAPC approves the application the Sed. Co. Commissioners must approve the action by a super majority.

These actions, while infrequent do occur, and have protected small cities from negative development actions that are proposed within its growth pattern.

Staff attended the July 9, 2015 meeting of the Advanced Plans Subcommittee for the MAPC. A subset of the full MAPC, these Commissioners, were tasked with making a recommendation to the full MAPC. Multiple cities, including Clearwater spoke against the action. The consensus of that committee was that it appeared that the BOCC had initiated a process that may have been premature and that more discussion between the cities and county should take place before any formal action. It is to be determined what course of action the MAPC will take.

**Financial:** There are no financial considerations for this item.

**Legal:** Review and Comment as Necessary.

**Recommendations/Actions:** It is recommended the Governing Body:

Approve and Sign an Objection Letter to the Metropolitan Area Planning Commission.  
(to be presented at the meeting)

**Attachments:**

Letter from MAPD on Zoning Area of Influence (4-pages)

Agenda Report from MAPD Staff to the Advanced Plans Subcommittee (7-pages)



**Wichita-Sedgwick County Metropolitan Area Planning Department**

Date: June 15, 2015  
To: See attached mailing list  
From: Dale Miller, Current Plans Manager *DM*  
Subject: Zoning Area of Influence

On Wednesday June 10, 2015, at its regularly scheduled meeting the Sedgwick County Board of County Commissioners directed staff to process an amendment to the Wichita-Sedgwick County Unified Zoning Code (UZC) that would eliminate "zoning area of influence" (ZAOI) review authority. As part of the amendment review process, the Advanced Plans Subcommittee of the Metropolitan Area Planning Commission (MAPC) will review the proposed amendments on July 9, 2015, at 7:35 a.m. to 9:00 a.m., 10<sup>th</sup> floor conference room, Wichita City Hall, 455 North Main Street, Wichita, Kansas. If you have comments, questions or concerns regarding the proposed amendment you are invited to attend the meeting noted above.

It is anticipated that the MAPC will hear the proposal at its regularly scheduled meeting on July 23, 2015, beginning at 1:30 p.m. in the 10<sup>th</sup> floor conference room, Wichita City Hall, 455 North Main, Wichita, Kansas.

For your reference, a copy of the relevant UZC sections dealing with ZAOI and ZAOI map is attached.

If you have questions prior to the meeting you may contact Dale Miller at 268-4421, [dmiller@wichita.gov](mailto:dmiller@wichita.gov) or Dave Barber or John Schlegel at 268-4421.

The proposed amendment of the zoning code proposes to delete following sections from the Wichita-Sedgwick County Unified Zoning Code:

**Article I:**

**G. ZONING AREAS OF INFLUENCE**

In order to provide for review of zoning map amendment requests by the planning commissions in the second and third class cities of Sedgwick County, the Governing Body of the County has adopted and hereby maintains Zoning Areas of Influence around such communities.

1. Map adopted. The "Zoning Areas of Influence Map," originally adopted January 1, 1985, and amended from time to time, is hereby adopted as part of this Code.
2. Interpretation of boundaries. The rules for interpreting the boundaries of the Zoning Areas of Influence shall be the same as for interpreting the boundaries of zoning districts, as set forth in Sec. III-A.5.
3. Amendments. The procedures for changing Zoning Area of Influence boundaries are set out in Sec. V-K.

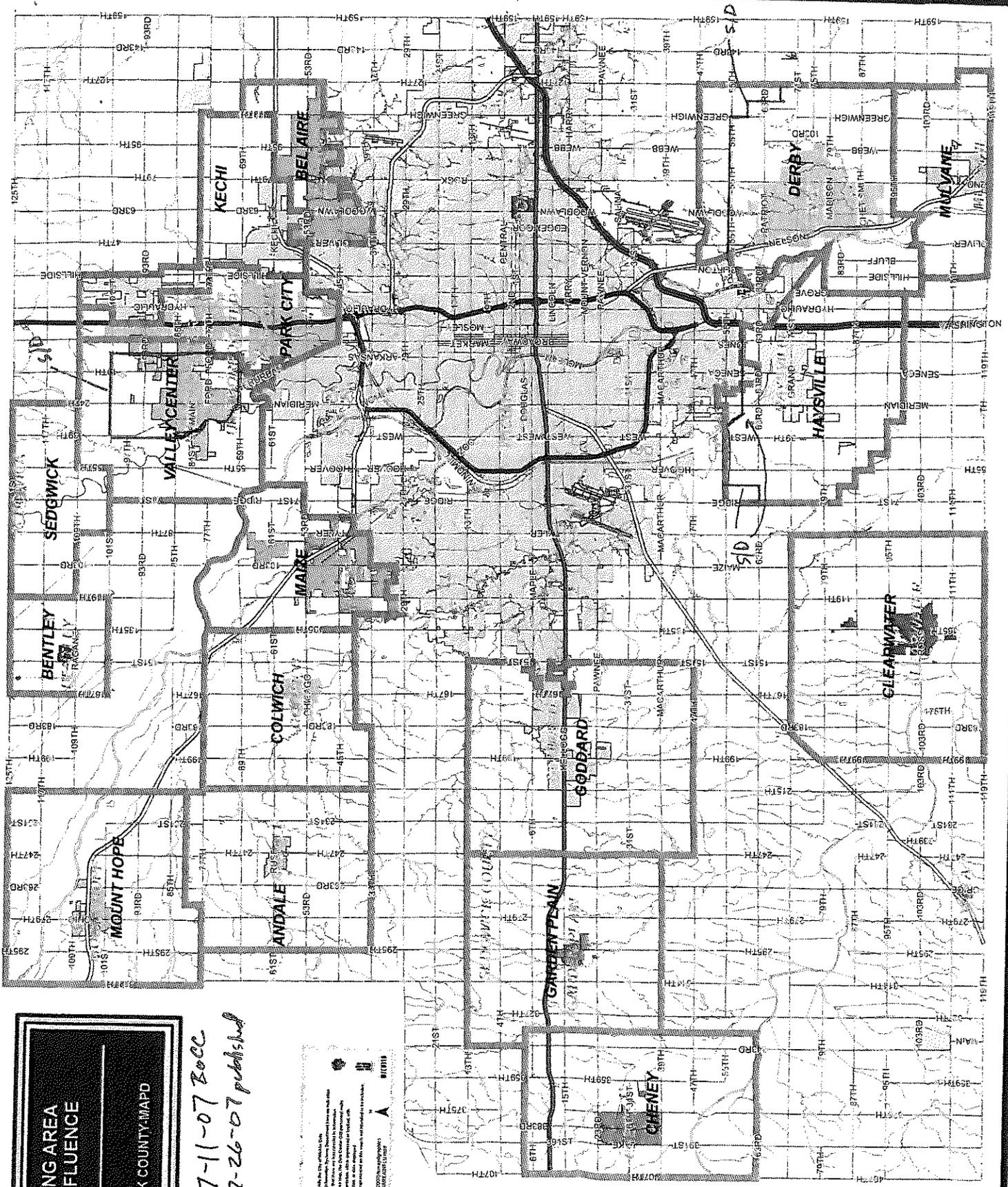
**Article II-B:**

14.u. **Zoning Areas of Influence** means the area surrounding second and third class cities in Sedgwick County, as shown on a map originally adopted January 1, 1985, as amended from time to time. See Sec. I-G.

**Article V-K:**

**K. AMENDMENTS TO AREA OF INFLUENCE BOUNDARIES**

1. Initiation of amendment request. Proposed changes to the boundaries of the areas of influence may be initiated through application filed with the Planning Director by any planning commission of a city of the second or third class within the County, by the Metropolitan Area Planning Commission or by the Board of County Commissioners.
2. Planning Commission hearing. The Planning Director will establish a time and date for a hearing before the Metropolitan Area Planning Commission and will notify the mayor and planning commission of any affected city, the Metropolitan Area Planning Commission and the Board of County Commissioners of the date, time and place of said hearing. After consideration of the evidence and arguments presented at the hearing, the Metropolitan Area Planning Commission shall recommend approval, approval with conditions or modifications, or disapproval of the proposed change.
3. Board of County Commissioners' hearing. The Planning Director shall forward the Planning Commission's recommendation to the Board of County Commissioners. The Board of County Commissioners may accept, modify or reject the recommendation of the Planning Commission. The action of the Board of County Commissioners on any proposed change to an area of influence boundary shall be final.



**ZONING AREA OF INFLUENCE**

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SEDGWICK COUNTY MAP D

*Adopted 7-11-07 Boll  
7-26-07 published*

**LEGEND**

City of Sedgwick  
 Township  
 County  
 Interstate  
 State Road  
 Local Road  
 Waterway  
 Railroad  
 Airport  
 School District  
 Utility Line  
 Boundary



AGENDA ITEM NO. \_\_\_\_\_

**STAFF REPORT**  
Advanced Plans 7-9-2015  
MAPC 7-23-2015

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**CASE NUMBER:** DER2015-00005

**APPLICANT/AGENT:** Robert Parnacott, Assistant County Counselor, agent for the applicant Board of County Commissioners of Sedgwick County, Kansas.

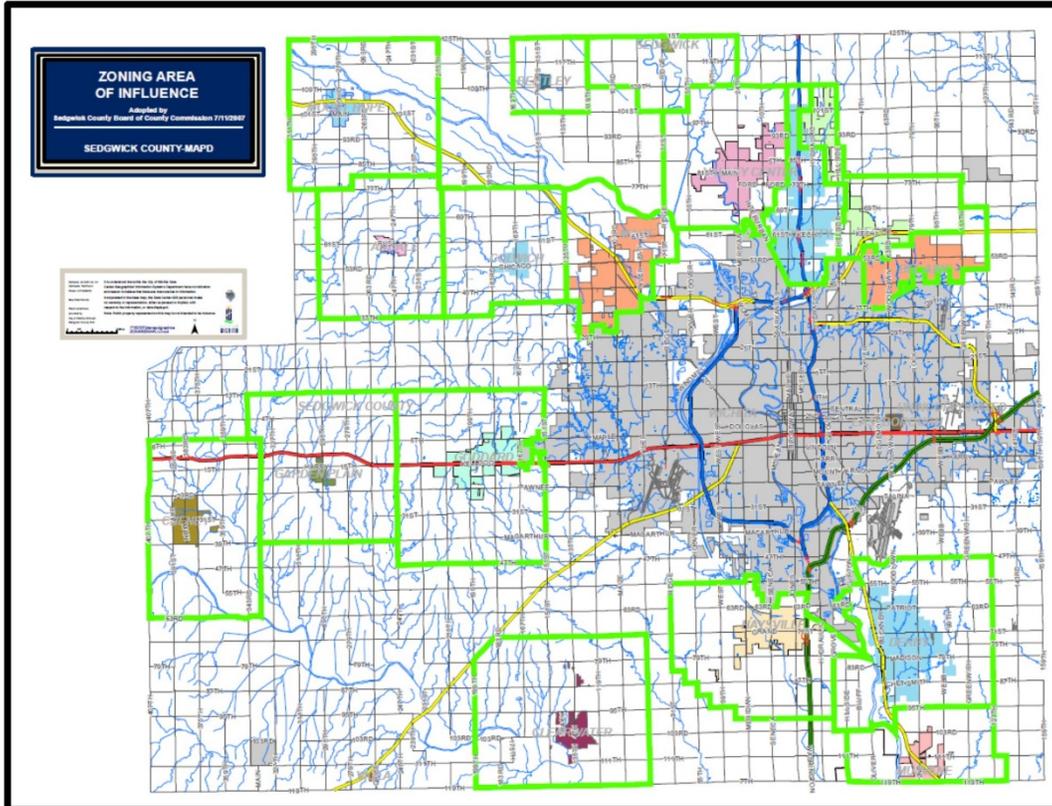
**REQUEST:** Amendment to the Wichita-Sedgwick County Unified Zoning Code to eliminate Zoning Area of Influence authority

**CURRENT ZONING:** N/A

**SITE SIZE:** N/A

**LOCATION:** County-wide

**PROPOSED USE:** N/A



**BACKGROUND:** On Wednesday June 10, 2015, at its regularly scheduled meeting the Board of Sedgwick County Commissioners (BoCC) directed staff to process an amendment to the Wichita-Sedgwick County Unified Zoning Code (UZC) that would, if approved, eliminate “zoning area of influence” (ZAOI) review authority.

The Wichita-Sedgwick County Unified Zoning Code (UZC) contains provisions that require certain development applications on properties located within specific geographic areas surrounding 17 of Sedgwick County’s cities are to be presented to the specified cities’ planning commissions prior the applications being presented for consideration by the Metropolitan Area Planning Commission (MAPC) and/or the BoCC. The defined geographic area surrounding the 17 cities that trigger review by a city’s planning commission is known as the “zoning area of influence” (ZAOI). Seventeen of the County’s cities have ZAOI authority. The cities of Viola, Wichita and Eastborough do not have ZAOI authority. A map of the current ZAOI boundaries is attached. Only zoning, conditional use, community unit plan and planned unit development applications fall under ZAOI review requirements. Other development applications such as: plats, dedications, administrative adjustments or lot splits are not subject to ZAOI review requirements. The UZC specifies that applications requiring ZAOI review must be presented to the city’s planning commission having ZAOI authority prior to review by the MAPC or the BoCC. If the planning commission having ZAOI authority recommends denial the application can only be approved by a unanimous vote of the BoCC. The unanimous vote requirement to override a recommendation of denial by a city having ZAOI review authority is unique to ZAOI procedure. Applications not subject to ZAOI review can be approved with either a simple majority, two-thirds or three-fourths majority vote.

“Zoning area of influence” review was established in 1985 when Sedgwick County adopted county-wide zoning. Presumably the concept of ZAOI was intended as a substitute for those jurisdictions that had enacted “extra-territorial zoning authority.” K.S.A. 12-715b allows cities to adopt zoning regulations affecting all or any designated portion of the land located outside the city but within three miles thereof under certain conditions, except that for floodplain regulations in areas designated as a floodplain. K.S.A. 12-715b.(a) states a city may establish three mile ring zoning if: the city has established a planning commission per K.S.A. 12-702, and which provides for the appointment of two commission members who reside outside the city but within the area subject to the zoning regulations of the city or the city has a joint, metropolitan or regional planning commission in cooperation with the county in which the city is located; (b) the land outside the city has been included within a comprehensive plan recommended by either of such planning commissions and has been approved by the city governing body or the board of county commissioners and (c) the county has specifically excluded the land from county zoning regulations or the county does not have in effect zoning regulations for such area. The city wishing to initiate three mile ring zoning must notify the county commissioners in writing 60 days before initiating zoning regulations.

It is also likely that ZAOI was included in the County zoning code as a vehicle to assure cities that county-wide zoning would not be detrimental to the cities’ growth and development interests since it is likely that development located on the borders of a city will ultimately be annexed by a city. Once annexed, the city will have to deal with any residual issues associated with the development, such as, nonconforming uses created by different zoning, building or fire codes, or the conversion from on-site sewer or water services to municipal services. Attached is a summary of County applications from June 2010 to present, prepared by the County Counselor’s office. The summary notes that there were a total of 86 County cases filed; 34 of which were in a ZAOI. Since October 1991, only four applications have received a recommendation of denial from one of the cities, and then overridden by a unanimous vote of the BoCC.

Since the 1990’s there have been three or four reviews of the ZAOI requirements. Most of the reviews

have been triggered by requests from one or more of the cities that have ZAOI authority to expand the area covered by a specific city's ZAOI. Some of the requests to enlarge a city's ZAOI have been approved; others have been denied.

Positions against having ZAOI review have traditionally been one of the following: 1) State law grants counties the senior authority to exercise zoning jurisdiction on unincorporated lands, and only provides cities the authority to establish extra-territorial zoning when the county has not established zoning in the area surrounding the city. 2) The unanimous vote requirement of the BoCC to override a recommendation of denial by a city with ZAOI authority is overly onerous. There are not any other development applications that require a unanimous vote to gain approval; therefore, development applications with a ZAOI have more risk than similar applications located outside of ZAOI territory. 3) The ZAOI review process can delay the final disposition of a development application because of the requirement that the cities ZAOI meeting occur before the MAPC can hear the request. Fifteen of the 17 cities with ZAOI authority meet only once a month; while the MAPC meets twice a month. Depending on when an application is filed relative to the meeting dates of the city with ZAOI review authority, an application can be delayed from a typical time frame. The delay can vary from one to three weeks. 4) Property owners living inside a ZAOI do not have an opportunity to vote for or against city council members who make appointments to a city's planning commissions that has ZAOI authority. 5) Courtesy notices could be provided to cities and a representative from a city could appear before the MAPC and/or the BoCC and provide comments.

In the past, the following suggestions to change the existing ZAOI process short of eliminating the procedure completely have been presented (not presented in any order of preference): 1) Modify the unanimous vote requirement to override a recommendation of denial to a simple majority or a two-thirds or three-fourths super majority vote. 2) Reduce the geographic area included in some or all ZAOI territory. 3) Eliminate the requirement that applications are required to go to the planning commission of a city with ZAOI jurisdiction prior to the MAPC hearing. Change the process to allow the case to be presented to the city after MAPC's hearing but before BoCC consideration, or if BoCC consideration is not required, before final approval.

Those opposed to eliminating ZAOI authority have indicated: 1) The process promotes collaboration on development applications between the County's less populace cities and County departments that will be responsible for issuing permits or conducting inspections. 2) The requirement for a hearing before a city's planning commission grants an opportunity for the city to provide an official, voted upon, response, instead of an opinion offered by an individual city representative. 3) All of the planning commissions with ZAOI meet at night, which makes it more convenient for county residents to attend the planning commission meeting. 4) Compared to downtown Wichita, the cities with ZAOI are generally more centrally located to the citizens most impacted by an application and would wish to attend the zoning hearing.

The following UZC sections are proposed to be deleted.

#### Article I, Section I-G. ZONING AREAS OF INFLUENCE

In order to provide for review of zoning map amendment requests by the planning commissions in the second and third class cities of Sedgwick County, the Governing Body of the County has adopted and hereby maintains Zoning Areas of Influence around such communities.

1. Map adopted. The "Zoning Areas of Influence Map," originally adopted January 1, 1985, and amended from time to time, is hereby adopted as part of this Code.
2. Interpretation of boundaries. The rules for interpreting the boundaries of the

Zoning Areas of Influence shall be the same as for interpreting the boundaries of zoning districts, as set forth in Sec. III-A.5.

3. Amendments. The procedures for changing Zoning Area of Influence boundaries are set out in Sec. V-K.

Article II, Section II-B.14.u. Zoning Areas of Influence means the area surrounding second and third class cities in Sedgwick County, as shown on a map originally adopted January 1, 1985, as amended from time to time. See Sec. I-G.

Article V, Section V-K. AMENDMENTS TO AREA OF INFLUENCE BOUNDARIES

1. Initiation of amendment request. Proposed changes to the boundaries of the areas of influence may be initiated through application filed with the Planning Director by any planning commission of a city of the second or third class within the County, by the Metropolitan Area Planning Commission or by the Board of County Commissioners.

2. Planning Commission hearing. The Planning Director will establish a time and date for a hearing before the Metropolitan Area Planning Commission and will notify the mayor and planning commission of any affected city, the Metropolitan Area Planning Commission and the Board of County Commissioners of the date, time and place of said hearing. After consideration of the evidence and arguments presented at the hearing, the Metropolitan Area Planning Commission shall recommend approval, approval with conditions or modifications, or disapproval of the proposed change.

3. Board of County Commissioners' hearing. The Planning Director shall forward the Planning Commission's recommendation to the Board of County Commissioners. The Board of County Commissioners may accept, modify or reject the recommendation of the Planning Commission. The action of the Board of County Commissioners on any proposed change to an area of influence boundary shall be final.

Article VI, Section VI-B.6. Amendments to Area of Influence boundaries. The Governing Body of Sedgwick County shall have the authority to approve, approve with conditions or modifications, or deny applications for amendments to Zoning Area of Influence boundaries. The Governing Body's decision shall be the final local action on such an application.

Article VI, Section VI-C.6. Amendments to Area of Influence boundaries. The Planning Commission shall have the authority to review and recommend to the Governing Body approval, approval with conditions or modifications, or denial of applications to amend Area of Influence boundaries.

Article VI, Section VI-D.4. Amendments to Area of Influence boundaries. The planning commission of a second or third class city shall have the authority to initiate an application to amend the subject city's area of influence boundary.

**CASE HISTORY:** Prior to 1985 Sedgwick County did not have county-wide zoning regulations. Some of the cities in Sedgwick County had been granted Sedgwick County three mile ring extraterritorial zoning - Valley Center (1-17-69), Mulvane (3-16-67), Derby (11-15-63), Haysville (9-8-61), Cheney (11-8-73), Goddard (11-12-69) and Wichita (3-3-58). Grandriver Township was granted zoning authority on September 12, 1963. (The dates of adoption of Sedgwick County extraterritorial zoning previously noted were found in March 11, 1971 and July 28, 1987, memos from Jack Galbraith, Chief Planner, Current

Plans.)

In an October 13, 1983, memo from Robert Lakin, Director of Planning, stated in January 1981, the County Commission had received several requests from second and third class cities for extraterritorial subdivision and zoning jurisdiction. Lakin noted in his memo that “at that time County zoning existed around ten cities (including Wichita) and there were four cities with zoning jurisdiction in their own three mile ring with four more cities considering their own three mile ring extraterritorial zoning. It was pointed out that there was a possibility of having eleven or more sets of zoning regulations, five sets of subdivision regulations and one building code regulating development in the unincorporated county.” Lakin’s memo notes that subdivision regulations cover the entire county, while one-third of the county is unzoned. Metropolitan Area Planning Department staff held meetings with representatives of cities of the second and third class to discuss zoning and subdivision jurisdiction.

The MAPC held public hearings on October 22, 1981, regarding zoning and subdivision authority. Lakin’s memo further states “Generally the representatives [from the cities] felt that there was a need to zone the unzoned areas. Representatives from the cities with existing City extraterritorial zoning felt that they should be allowed to keep their zoning. The discussion of subdivision regulations indicated that the existing jurisdictions should be retained.” A second public hearing was held on April 22, 1982, at which time the MAPC voted to recommend that the subdivision jurisdictions remain the same; that the entire unincorporated area of Sedgwick County be included under County zoning regulations; and in order to give a stronger voice to the second and third class cities, that areas of influence be established and incorporated into the zoning regulations. Use of the area of influence would mean that when a City Planning Commission recommended denial of a rezoning request in their area of influence, it would require a unanimous vote of the County Commission to approve the change. On June 2, 1982, the County Commission concurred with the recommendation of the MAPC and directed staff to prepare the necessary text changes to incorporate the “area of influence.”

Lakin’s memo further states that MAPD staff prepared zoning area of influence maps with boundaries that “represent our understanding of the boundaries requested by each city at the meetings.” Lakin also notes that “Most of the comments staff has heard have been from those cities that will lose their extraterritorial zoning jurisdictions. They desire to retain their zoning areas and feel that they are better suited to act on development in their area.” “Cities currently surrounded by County zoning have not made many comments about the concept of county wide zoning but do not seem to have objections to county wide zoning.”

By March, 1984, the cities of Mt. Hope, Andale, Colwich, Maize Sedgwick, Garden Plain and Clearwater had local city three mile ring zoning. Countywide zoning was adopted January 1, 1985.

Prior to 1985, builders, developers and citizens in Sedgwick County had 15 different sets of zoning regulations dealing with land use in force. Therefore, it was desirable to substitute a single set of uniform zoning regulations that applied county wide in place of the multi-jurisdictional situation then in effect. As noted above, state law allows the County to establish zoning regulations in the county that supersede a city’s extra-territorial zoning jurisdiction. To make countywide zoning attractive to all the cities in the County, the 1985 Zoning Regulations for the Unincorporated Area of Sedgwick County, Kansas, established the “zoning area of influence” concept and procedures.

Section 1.C.1 of the 1985 County Zoning Code stated that in order to provide for consideration by the City Planning Commissions of the second and third class cities in Sedgwick County of certain rezoning requests, Zoning Areas of Influence, as shown on the Zoning Areas of Influence Map dated January 1, 1985 is hereby established. Section 17.C.4 stated that for changes in zoning classification or district

boundaries or for conditional use or special permit use requests for property located within the zoning area of influence for any city of the second and third class within Sedgwick County, the planning commission of that city may hold a public hearing and make a recommendation to the Commission. In making its recommendation, the city's planning commission shall consider the factors listed in Section 17.C.5 (the Golden factors). The MAPC shall hold a public hearing for the zone change request or conditional use or special use request and consider the recommendation of the city's planning commission before issuing its recommendation to the Governing Body. The Governing Body shall not approve the request, except by unanimous vote, when the city's planning commission recommends against the request.

The 1985 County Zoning Code contained a map defining each city's ZAOI boundary. It can be noted that the area covered by each city's individual ZAOI varied considerably. Maize and Bentley had the smallest areas covering approximately one mile around the city. Several of the other cities, Garden Plain, Goddard and Andale, have approximately three miles around the city.

**PUBLIC SERVICES:** "Zoning area of influence" review potentially provides an early notice to a city that development is planned in an area that the city may currently serve or is likely to serve, and may serve to facilitate the planning for, and the delivery of services where multiple jurisdictions may be involved. Methods other than current ZAOI procedures can be implemented to accomplish the same result.

**CONFORMANCE TO PLANS/POLICIES:** As noted above, the authority for ZAOI review is contained within the UZC, and there is not any statutory requirement that a county has to grant a city zoning review authority in areas where a county has established county zoning.

**RECOMMENDATION:** The staff report outlines the history of and the arguments for and against the ZAOI arrangement. The MAPD see little value to be gained by its elimination, but little harm if it is eliminated. Based upon the information available at the time the staff report was prepared the following options are offered (in no order of preference):

- 1) Do nothing, leave the process unchanged.
- 2) Eliminate ZAOI review in its entirety.
- 3) Retain ZAOI review but: a) substitute the unanimous vote override requirement with a two-thirds supermajority requirement; b) reduce the land area included within a city's ZAOI territory to one mile beyond its city limits, or to the future growth area as shown on the County's adopted comprehensive plan land use map; or c) allow the city ZAOI meeting to occur after MAPC hearing but before BoCC hearing or final approval.

(To pass a motion amending the UZC eight positive votes are required.)

**Zoning Areas Of Influence (ZAOI) Cases June 2010 – Present**  
**(Prepared by County Counselor’s office by review of MAPC Agendas)**

Summary

Total zoning / conditional use cases in unincorporated area	86
In ZAOI	34

Breakdown by type

Lesser intensity		19
Accessory apartments	11	
Utilities	7	
Institutional (church)	1	
Higher intensity		15
(E.g. extraction, commercial, limited industrial, etc.)		

By City – total cases

Andale	2
Bel Aire	1
Bentley	3
Cheney	3
Clearwater	1
Colwich	3
Derby	4
Garden Plain	5
Goddard	3
Haysville	5
Kechi	2
Sedgwick	1
Valley Center	1
---	
34	

By BoCC District and City

First District	
Bel Aire	1
Kechi	2
Second District	
Clearwater	1
Haysville	5
Third District	
Andale	2
Bentley	3
Cheney	3
Colwich	3
Garden Plain	5
Goddard	3
Fourth District	
Sedgwick	1
Valley Center	1
Fifth District	
Derby	4

Cities with no cases in ZAOI: Maize, Mount Hope; Park City, Mulvane  
 Cities that do not have ZAOI: Eastborough, Viola, Wichita

**City Council Meeting  
July 14, 2015**

**TO:** Mayor and City Council  
**SUBJECT:** Year to Date Financial Update  
**INITIATED BY:** City Administrator  
**PREPARED BY:** City Administrator  
**AGENDA:** New Business

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**Background:** Staff provides financial overviews of revenues and expenditures on a quarterly basis for the Governing Body to review. The financial update is thru June 30, 2015 and consists of 50% of our Budget Year.

**Analysis:** Most funds are in good shape for the year. On the revenue side we will receive three more distributions of Ad Valorem and other taxes from the State and County. Those transfers will be in September, October and December. Water revenue is at 30% of budget for 2015. Water usage tends to be higher in the summer or 3<sup>rd</sup> quarter months so the lag in revenue is expected. Sewer revenues are slightly lower than pace as well and stand at 34 percent of budget for 2015. Staff will track revenues closely over the next quarter and if necessary make adjustments in spending to ensure positive cash balances to finish 2015.

Expenditures in most departments are under projections as well. Many larger ticket items will be picked up in the 3<sup>rd</sup> and 4<sup>th</sup> quarter. The general government line item is one item of note. Expenses in the first two quarters were higher than anticipated based on the contract of the interim City Administrator and the payment of the Special Assessments for the Chisolm Ridge Lots. This line item should stabilize over the next two quarters. The financial overview also shows that the park expenditures have reached an 100% expenditure. Any further Capital Improvements in the Park would require funding from other sources. Overall General Government expenditures are right at 46% of 2015 Budget.

Utility fund expenditures are below pace as well and the payment for the Sewer Lagoon bond will occur in October. We will continue to monitor expenditures to ensure healthy cash balances in all funds for 2016.

**Financial:** There are no financial considerations for this item.

**Legal Considerations:** Review and Comment as necessary

**Recommendations/Actions:** It is recommended the City Council:

Receive and File

**Attachments:**  
Financial Update thru June 30, 2015

<b>Aquatic Center Comparison from 2014 vs. 2015</b>												
<b>6/30/2015</b>												
	<b>Punch Cards Used</b>	<b>Punch Card Sales</b>	<b>Memberships Used</b>	<b>Membership Sales</b>	<b>Gate</b>	<b>Total Attendance</b>	<b>Concession</b>	<b>Parties</b>	<b>A.S./Aerobics</b>	<b>Swim Team</b>	<b>Lessons</b>	<b>Total</b>
<b>2014</b>	440	\$2,555.00	5320	\$16,205.00	\$7,496.00	5744	\$4,624.18	\$1,650.00	\$0.00	\$1,260.00	\$5,320.00	<b>\$39,110.18</b>
<b>2015</b>	367	\$2,415.00	2679	\$15,980.00	\$8,155.50	5634	\$3,861.16	\$2,325.00	\$0.00	\$1,230.00	\$4,930.00	<b>\$38,896.66</b>
<b>Variance</b>	<b>73</b>	<b>(\$140.00)</b>	<b>2,641</b>	<b>(\$225.00)</b>	<b>\$659.50</b>	<b>110</b>	<b>(\$763.02)</b>	<b>\$675.00</b>	<b>\$0.00</b>	<b>(\$30.00)</b>	<b>(\$390.00)</b>	<b>(\$213.52)</b>

**City of Clearwater  
Financials as of June 2015**

*We are 50% of the way through our budget year*

	<b>CY Amended Annual Budget</b>	<b>CY YTD Actual</b>	<b>CY ATD % Budget</b>	<b>NOTES</b>
<b>Fund: 100 - GENERAL</b>				
Revenues				
Dept: 000.000	\$1,324,194.00	\$904,788.46	68.33	3 more dispersments
GENERAL GOVERNMENT	\$0.00	\$0.00	0.00	
COURT	\$0.00	\$0.00	0.00	
<b>Revenues</b>	<b>\$1,324,194.00</b>	<b>\$904,788.46</b>	<b>68.33%</b>	
Expenditures				
Dept: 000.000	\$0.00	\$0.00		
GENERAL GOVERNMENT	\$280,895.00	\$187,991.86	<b>66.93%</b>	Jim Heinicke and Chisholm Ridge Lots
SENIOR & COMMUNITY	\$19,265.00	\$11,199.06	<b>58.13%</b>	Craft supplies and Contract Labor
POLICE	\$440,075.00	\$190,573.25	<b>43.30%</b>	
COURT	\$70,750.00	\$24,460.40	<b>34.57%</b>	
SHOP	\$13,700.00	\$4,833.36	<b>35.28%</b>	
SANITATION	\$142,898.00	\$66,267.52	<b>46.37%</b>	
AMBULANCE	\$72,080.00	\$21,187.45	<b>29.39%</b>	
FIRE	\$78,877.00	\$29,963.73	<b>37.99%</b>	
PARK	\$131,729.00	\$129,400.27	<b>98.23%</b>	Park Project
POOL	\$79,105.00	\$23,834.48	<b>30.13%</b>	
HISTORICAL SOCIETY	\$10,025.00	\$2,499.88	<b>24.94%</b>	
STREET LIGHTS	\$22,776.00	\$9,591.92	<b>42.11%</b>	
PERSONNEL DEVELOPMENT	\$207,055.00	\$395.00	<b>0.19%</b>	
LIBRARY	\$8,700.00	\$3,180.28	<b>36.55%</b>	
<b>Expenditures</b>	<b>\$1,577,930.00</b>	<b>\$705,378.46</b>	<b>44.70%</b>	

	CY Amended Annual Budget	CY YTD Actual	CY ATD % Budget	NOTES
<b>Fund: 205 - SPECIAL LIABILITY</b>				
Revenues				
Dept: 000.000	\$10,730.00	\$9,525.12	88.77%	
<b>Revenues</b>	<b>\$10,730.00</b>	<b>\$9,525.12</b>	<b>88.77%</b>	3 more dispersments
Expenditures				
Dept: 000.000	\$11,100.00	\$6,609.00	59.54%	
<b>Expenditures</b>	<b>\$11,100.00</b>	<b>\$6,609.00</b>	<b>59.54%</b>	Carryover for next year
<b>Fund: 206 - SPECIAL HIGHWAY</b>				
Revenues				
Dept: 000.000	\$93,770.00	\$46,290.84	49.37%	
<b>Revenues</b>	<b>\$93,770.00</b>	<b>\$46,290.84</b>	<b>49.37%</b>	3 more dispersments
Expenditures				
Dept: 000.000	\$112,283.00	\$47,012.58	41.87%	
<b>Expenditures</b>	<b>\$112,283.00</b>	<b>\$47,012.58</b>	<b>41.87%</b>	
<b>Fund: 212 - CITY CAPITAL IMPROVEMENT</b>				
Revenues				
Dept: 000.000	\$75,658.00	\$60,205.11	79.58%	
<b>Revenues</b>	<b>\$75,658.00</b>	<b>\$60,205.11</b>	<b>79.58%</b>	
Expenditures				
Dept: 000.000	\$176,192.00	\$0.00	0.00%	
<b>Expenditures</b>	<b>\$176,192.00</b>	<b>\$0.00</b>	<b>0.00%</b>	\$120,000 for street improvements
<b>Fund: 501 - WATER OPERATING</b>				
Revenues				
Dept: 000.000	\$354,680.00	\$168,917.96	47.63%	
<b>Revenues</b>	<b>\$354,680.00</b>	<b>\$168,917.96</b>	<b>47.63%</b>	
Expenditures				
WATER - GEN. & ADM.	\$561,599.00	\$127,809.52	22.76%	
<b>Expenditures</b>	<b>\$561,599.00</b>	<b>\$127,809.52</b>	<b>22.76%</b>	
<b>Fund: 550 - SEWER OPERATING</b>				
Revenues				
Dept: 000.000	\$350,425.00	\$178,683.86	50.99%	
<b>Revenues</b>	<b>\$350,425.00</b>	<b>\$178,683.86</b>	<b>50.99%</b>	
Expenditures				
SEWER - COMMERCIAL &	\$421,258.00	\$122,179.46	29.00%	
SEWER LAGOON EXPANSION	\$106,336.00	\$0.00	0.00%	October Bond payment
<b>Expenditures</b>	<b>\$527,594.00</b>	<b>\$122,179.46</b>	<b>23.16%</b>	

**City Council Meeting  
July 14, 2015**

**TO:** Mayor and City Council  
**SUBJECT:** 2016 Budget  
**INITIATED BY:** City Administrator  
**PREPARED BY:** City Administrator  
**AGENDA:** New Business

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**Background:** Cities are required by state statute to adopt, publish and conduct a public hearing for their budget on an annual basis. Staff and the City Council have worked through several meetings and workshops to prepare a budget for 2016.

**Analysis:** The budget as presented for 2016 contains no increase in the requested mill levy of 54 from 2015. It provides for an overall budget expenditure authority of \$3,897,227 with operating expense expenditures being \$3,604,269. The city will implement an Equipment Reserve Fund that will provide for future capital purchases. A total transfer of \$55,860 will be placed into the equipment reserve fund.

**Financial:** There will be a small publication cost to publish the budget page and notice of hearing.

**Legal Considerations:** Review and Comment as Necessary

**Recommendations/Actions:** It is recommended the City Council:

Adopt the Budget as Present for Publication and Public Hearing on August 11, 2015.

**Attachments:**

State Budget Form (1-page)  
2016 Budget Summary of Added Expenditures (1-page)  
2016 All Funds Summary (1-page)

**NOTICE OF BUDGET HEARING**

The governing body of  
**City of Clearwater**

will meet on August 11, 2015 at 6:30 PM at City Hall for the purpose of hearing and answering objections of taxpayers relating to the proposed use of all funds and the amount of ad valorem tax.

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

**BUDGET SUMMARY**

Proposed Budget 2016 Expenditures and Amount of Current Year Estimate for 2015 Ad Valorem Tax establish the maximum limits of the 2016 budget.

Estimated Tax Rate is subject to change depending on the final assessed valuation.

FUND	Prior Year Actual for 2014		Current Year Estimate for 2015		Proposed Budget for 2016		
	Expenditures	Actual Tax Rate*	Expenditures	Actual Tax Rate*	Budget Authority for Expenditures	Amount of 2015 Ad Valorem Tax	Estimate Tax Rate*
General	1,289,005	18.271	1,438,092	24.723	2,101,751	669,886	45.780
Debt Service	344,984	8.464	399,823	7.908	419,619	16,201	1.107
Library	65,657	3.999	66,547	4.000	65,690	58,530	4.000
Library Employee Benefits 2	8,880	0.548	9,248	0.585	13,184	12,074	0.825
Employee Benefits 203	217,645	14.036	223,275	12.149	78,807		
City Capital Improvement 2	41,156	3.871	120,000	4.000	116,000	31,974	2.185
Special Liability 205	11,049	0.684	6,609	0.635	7,000	1,505	0.103
Special Highway 206	79,603		110,024		92,419		
Special Parks 209	40,000		15,500		89,250		
Senior Center 207	18,000		18,300		21,400		
EVS \$2 215	23,085		23,085		23,500		
Water 501	295,624		361,619		408,028		
Sewer 550	457,540		339,063		460,580		
Non-Budgeted Funds							
Totals	2,892,228	49.873	3,131,185	54.000	3,897,227	790,171	54.000
Less: Transfers	0		0		292,958		
Net Expenditure	2,892,228		3,131,185		3,604,269		
Total Tax Levied	706,902		776,078		XXXXXXXXXXXXXXXXXXXX		
Assessed Valuation	14,174,068		14,373,701		14,632,787		

Outstanding Indebtedness,

	2013	2014	2015
January 1,			
G.O. Bonds	3,555,000	4,445,000	4,836,045
Revenue Bonds	0	0	0
Other	950,000	0	0
Lease Purchase Principal	410,865	524,978	0
Total	4,915,865	4,969,978	4,836,045

\*Tax rates are expressed in mills

**Courtney Meyer**

City Official Title: City Clerk

## 2016 Budget Summary of Added Expenditures

	<b>CAPITAL OUTLAY</b>	<b>TRANSFERS</b>	<b>ADDED REVENUES</b>	<b>OTHER</b>
<b>Admin</b>	\$22,640 - Renovate Offices, renovate council chambers, Rent for building next door along with utilities		See if Cememtery will pay \$250/ month for office space. They used to pay \$300.00 to a City employee to help out when cemetery clerk was not in.	1/3 portion of wages for part time position (Chamber, Foundation, City)
<b>Senior Center</b>	\$6,000 - Storage building	\$1834 - New Floor		
<b>Police</b>	\$6,500 - Update shooting range and evidence room	\$10,250 - MDT's, radar, weapons, computers, body cameras		
<b>Shop</b>	\$4,000 - Replace large door			
<b>EMS</b>	\$35,000 - Heart monitors		carrying \$17500 over from 2015	
<b>Fire</b>		\$18,660 - rescue truck and pickup replacement		
<b>Park</b>	\$22,000 - Roof at sports complex and mc35 mower	\$5,700 - Mowers, mulch, tractor		
<b>Pool</b>		\$1,600 - Pool surface, tiger shark		
<b>Highway</b>	\$36,500 - Crack repair, street signs, used tractor, solar strobe crosswalk, sprockets for sweeper, mower	\$5,122 - mowers, sprockets for sweeper, skidsteer, powerstart		
<b>Special Park</b>	\$80,000 - New shelters, walking path, lighting, benches	\$3,750 - Post & Chains for sports complex	split 50/50 with recreation	
<b>Capital Imp</b>	\$66,000 - ADA, discretionary			
<b>Water</b>	\$51,000 - Variable speed drive, fire hydrants, valve inserts, Garvey water line, utility bed w/ lift gate.	\$2,222 - skidsteer, powerstart		
<b>Sewer</b>	\$70,000 - Deweze mower, reline Park-Nancy, used tractor	\$6,722 - mower, skidsteer, powerstart	Add a debt service fee for bonds. \$15.05 fee is already worked into budget @ 940 customers.	
	\$399,640.00	\$55,860.00		

2016

	Beginning Cash	Revenues	Expenditures	2016 Taxes Needed	Ending Cash	Ending Cash Variance Beginning/ Ending
General/ Employee Benefits (100-4 & 203)	\$ 356,569.00	\$ 1,094,806.51	\$ 2,101,751.00	\$ 650,375.50	\$ 355,509.89	\$ (1,059.11)
Debt Services (401)	\$ 21,954.00	\$ 381,936.48	\$ 419,618.76	\$ 15,728.28	\$ 5,000.00	\$ (16,954.00)
Library (204)	\$ -	\$ 8,865.00	\$ 65,690.00	\$ 56,825.00	\$ -	\$ -
Library Empl Benefits (202)	\$ 164.00	\$ 1,298.00	\$ 13,184.00	\$ 11,722.00	\$ -	\$ (164.00)
Special Building (212)	\$ 75,692.00	\$ 9,265.00	\$ 116,000.00	\$ 31,043.00	\$ 50,000.00	\$ (25,692.00)
Special Liability (205)	\$ 4,125.00	\$ 1,414.00	\$ 7,000.00	\$ 1,461.00	\$ -	\$ (4,125.00)
Special Highway (206)	\$ 468.00	\$ 92,300.00	\$ 92,418.61		\$ 349.39	\$ (118.61)
Special Parks (209)	\$ 31,587.00	\$ 89,173.51	\$ 89,250.00		\$ 31,510.51	\$ (76.49)
Senior Center (207)	\$ 6,288.00	\$ 18,500.00	\$ 21,400.00		\$ 3,388.00	\$ (2,900.00)
EVS \$2 (215)	\$ 26,972.00	\$ 25,050.00	\$ 23,500.00		\$ 28,522.00	\$ 1,550.00
Water (501)	\$ 206,747.00	\$ 354,450.00	\$ 408,027.33		\$ 153,169.67	\$ (53,577.33)
Sewer (550)	\$ 130,392.00	\$ 517,614.60	\$ 460,580.02		\$ 187,426.58	\$ 57,034.58
Equipment Reserve (213)	\$ 0	\$ 55,860.00	\$ 0		\$ 55,860.00	\$ 55,860.00
<b>TOTAL</b>	<b>\$ 860,958.00</b>				<b>\$ 870,736.03</b>	<b>\$ 9,778.03</b>