



City of Clearwater Council Meeting Agenda
Tuesday January 9, 2024, at 6:30pm
129 E Ross Clearwater, KS 67026

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1. **Call to Order/ Invocation and Flag Salute**
2. **Roll Call**
3. **Approval of Agenda**
4. **Special Recognition**
5. **Public Forum** - Members of the public can address the Mayor and City Council limited to not more than five minutes.
6. **Consent Agenda** - Items on the Consent Agenda are considered by staff to be routine business items. Approval of the items may be made by a single motion, seconded, and a majority vote with no separate discussion of any item listed.
 - a. [Previous Council Meeting Minutes](#)
 - b. [Claims and Warrants](#)
 - c. [Boundary Resolution 01-2024](#)
 - d. [Appropriation Resolution 02-2024](#)
 - e. [Judge Agreement 2024](#)
 - f. [Prosecutor Agreement 2024](#)
7. **Staff Reports**
8. **Business**
 - a. **Action:** Elect Council President
 - b. **Public Hearing/ Action:** Special Assessments – Park Glen Estates Phase 2
 - c. **Discussion/ Action:** Waste Connections
 - d. **Update/ Action:** Marketing Campaign
 - e. **Action:** Well 6 - Emergency Reline Project
 - f. **Discussion** Field Usage Agreement
9. **Governing Body Comments**
10. **Executive Session**
11. **Adjournment**

Next Assignment Numbers

Charter Ordinance: 22

Ordinance: 1106

Resolution: 01-2024

NOTICE: SUBJECT TO REVISIONS

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

City of Clearwater, Kansas
Sedgwick County
City Council Meeting - **MINUTES**
December 12, 2023
Clearwater City Hall – Council Chambers
129 E. Ross Avenue Clearwater, KS 67026

1. Call to Order/ Invocation and Flag Salute

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

2. Roll Call

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

Mayor Burt Ussery, Councilmembers; Justin Shore, Crystal Walter, Chad Pike and Tim Robben. Shirley Palmer-Witt was absent.

The following staff members were present:

City Administrator Zollinger, City Clerk Poe, Amber Ives, Cole Hollis, Kirk Ives and Jared Dinwiddie.

Kevin Cowen and Larry Kleeman were on GoTo Meetings.

3. Approval of Agenda

Mayor Ussery asked if there were any modifications to the agenda, there were none.

Motion: *Shore* moved; *Pike* seconded to approve the agenda as submitted. Voted and passed unanimously.

4. Public Forum

None.

5. Consent Agenda

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

Minutes

Claims and Warrants

Approve the 2024 CMB Licensing

Approve 2023 Municipal Court Write-Offs

Motion: *Walter* moved; *Robben* seconded to approve the consent agenda as submitted. Voted and passed unanimously.

6. Special Recognitions

Mayor Ussery welcomed Tex Titterington's family and presented them with a plaque in his honor. He reflected on Tex's time with Council where he had served 2 terms (2016-2019 and 2022-2023) as well as Planning Commission (2020-2021). Tex's mom spoke in appreciation for the honor.

Mayor Ussery presented the 2023 Citizen of the Year award to Don Heard. Mayor recognized Don for all his volunteer time at the Senior Center as well as other community events. Many people were present to be supportive for this award. Mayor Ussery gave Don a plaque and they took pictures.

7. Staff Reports:

- Administration Office – Courtney Zollinger – Christmas Celebration was a success, it started off slow due to the weather and wrestling tournament but picked up later on. Connie Flemming won the Christmas Tree Contest. There has been a donation for downtown Christmas decorations in the amount of \$5,400. Council discussed the Collegiate team coming into town and supported the idea. Concessions will not be utilized by the team and there will be no charge for spectators. Shore asked if other teams could utilize the concessions during the games. Zollinger stated that would be a different usage agreement. Coach Tracy has been contacted and is in favor. This is a local Wichita team. There will need to be a field usage agreement complete with expectations of maintenance on the fields during their use.
- Fire Department – Jared Dinwiddie – None.
- Police Department – Kirk Ives – None.

- Public Works/Parks –Cole Hollis – Council discussed which wells were used to fill the Pool. Well 6,7 or 8 are used to fill the Pool per Hollis. Public Works has never been able to isolate only one well for the filling of the pool.
- Senior Center –Amber Ives – Council commented on the number of new people in attendance at the Senior Center.

8. Business

a. Accept the Petition for Park Glen Estates and Park Glen Estates 2nd Sanitary Sewer – Adopt Resolution

In June 2020 the Governing Body accepted the petitions for improvements for Park Glen Estates Phase 2. The original Sanitary Sewer petition was to be spread equally between the 21 lots. Shaun Weaver, Park Glen Estates, LLC. has submitted a new petition requesting the Sanitary Sewer improvements to be spread between the 21 lots in Park Glen Estates Addition Phase 2 and the 36 lots in Park Glen Estates 2nd Addition. Since both sections will utilize the sanitary sewer, by spreading it equally between 57 lots will keep the special assessments down per lot. All Sanitary Sewer improvements will be paid for through special assessments except the 3 lots that qualified for incentives. Those will be paid for by the city-at-Large. Gilmore and Bell Bond Counsel has reviewed the petitions.

Motion: *Robben* moved; *Pike* seconded to accept the Petitions for improvements to Park Glen Estates and Park Glen Estates 2nd. Voted and passed unanimously.

Motion: *Walter* moved; *Pike* seconded to Adopt a Resolution 26-2023 a Resolution determining the advisability of the making of certain internal improvements in the city of Clearwater, Kansas; making certain findings with respect thereto; authorizing and providing for the making of the improvements in accordance with such findings (street, water and sewer/Park Glen Estates addition—Phase 2); and amending, restating and repealing Resolution no. 08-2020. Voted and passed unanimously.

b. Approve Park Glen Estates Phase 2 Costs and Assessments and Authorize the Hearing

In 2020 the governing body issued temporary notes to install the improvements in Park Glen Estates Phase 2 along with Yvonne Drive. At that time the Governing Body and Park Glen Estates LLC entered into an incentive agreement to offer up to 10 lots for the city at large to pay for the water, sewer, and drainage. Included in the incentive agreement were 2 lots from Phase 1 where specials assessments have already been added. 5 out of 10 available slots have taken advantage of the incentives. 3 of them are in Phase 2 and the water, sewer, and drainage will not be included in the special assessments. For the 3 lots that will not be assessed the water, sewer, drainage the prepay amount will be \$15,392.71 or approximately \$98.61/monthly for 20 years. For the other 18 lots in Phase 2 the assessment will be \$24,641.17 or \$157.86/monthly for 20 years. Since Shaun Weaver has asked that the Sewer costs be spread over Park Glen Estates 2nd the sewer portion for 36 lots will be \$2,949.01 or \$18.89/monthly for 20 years. Council discussed the new improvements under phase 2 will be added to this cost. The special assessments are calculated for a 20-year general obligation bond at 4.5%. The pricing will not be final until the bids are received for the bond. A hearing will need to be held at the 1st January 2024 meeting where the assessment ordinance will be adopted and approval of the bond sale resolution. The city portion of Yvonne Drive is \$461,371.06. The incentive portion for City-at-Large is \$27,745.39 for a total City-at-large cost \$489,116.45. Kevin Cowen added that the final costs came within the original estimated documents so it is consistent with the bid.

Motion: *Robben* moved; *Shore* seconded to approve the statement of final costs and assessment roll certification and set the assessment hearing for January 9, 2024.. Voted and passed unanimously.

c. Change City Clerk status to an Exempt Employee

The City Clerk's position is considered exempt per FLSA Administrative Exemption. To qualify for the administrative employee exemption, all of the following tests must be met: The employee must be compensated on a salary or fee basis at a rate not less than \$684 per week (\$35,568 per year); The employee's primary duty must be the performance of office or non-manual work directly related to the management or general business operations of the employer or the employer's customers; and the employee's primary duty includes the exercise of discretion and independent judgment with respect to matters of significance. This change has been discussed extensively and city clerk and city administrator agree it will be a benefit to both the position and the city. To make the change from hourly to salary, it has been considered what the budgeted percentage increase for 2024 and reviewed the average overtime the City Clerk receives and combined the two to get the annual salary \$60,500. Mayor stated

that he supports the idea.

Motion: *Shore* moved; *Pike* seconded to approve changing the City Clerk's position from non-exempt to exempt status. Voted and passed unanimously.

d. 2024 Salary Resolution

Through the 2024 budget planning and adoption the proposed salaries were approved at an increase of 4%. If approved, the city clerk will receive greater than 4% since the position is being considered to move from non-exempt to exempt. The larger increase accounts for the required duties outside normal business hours for her to attend that would otherwise be paid in overtime. Per City Code 2-71 the City Council is required to approve the annual pay plan for City employees. Resolution 27-2023 establishes 2024 pay for city employees and by approving this resolution, the Governing Body will also be approving the raises as budgeted. All employee evaluations are in the process of being completed.

Motion: *Shore* moved; *Robben* seconded to Approve Resolution 27-2023, Salary Resolution. Voted and passed unanimously.

e. 2024 Fee Schedule

The city by resolution, ordinance or other means has established fees for a variety of municipal services. These fees are spread throughout our Municipal Code and are reviewed on an annual basis. The fees established in the resolution are reflective of current fees that the city charges and any changes required by ordinance or suggested by staff. Changes are as follows:

POOL PASSES - Increase in Daily Pool Passes. The last increase was 5 or 6 years ago when it went from \$3.25 to \$3.50. Suggested entry is \$4.00. Council discussed the option of the family pool pass (4 members-\$150, singles \$50) and the 12 pack of tickets (\$40). **POOL PASSES** - Increase in Night Swim by \$1. There has never been an increase since night swim was offered as far as Deputy Clerk Reitberger can remember. Suggested entry \$2.00. **WATER** - Increase the residential water rates to a flat fee base rate of \$18.00 for the first 1,999 gallons plus an addition \$3.25 per 1,000 gallons after that. Other water base rate fees adjusted with same increase. **WATER** - New Water Connections increased to cover costs. **SEWER** - Decrease all sewer base rates by \$3.00 and increase the per 1,000 gallons used in 1st quarter to \$2.00. **SEWER** - Decrease the Debt Service Fee base rate to \$3.00 plus \$1.00 per 1,000 gallons used in 1st quarter. **OPEN RECORDS** - Increase copy prices from \$.30 to \$.50 per page. **TRASH** - Increase 95-gallon trash cart from \$15.00 to \$15.50 due to increase from Waste Connections. Council discussed recycle and 65- gallon carts not increasing. **FACILITY RENTAL** –Change the Senior Center Rental Rates. Currently it is \$25/hour or \$125/ for 5 or more hours. Currently It isn't available for renting to private groups Monday – Thursday because of the daily events that are at the Center. Sometimes setup is necessary the day before to prepare for the next day. AA and Al-Anon use the facility on Tuesday nights and when needed the City uses that space for Town Hall meetings. The proposed rate change is Friday's from 3p – 11p \$125 and Saturday and Sunday from 8a – 11pm \$175. We plan to work with the city attorney to create a Facility Use Agreement, similar to the Field Use Agreement, for groups that use the Center Monday – Thursday (AA, Al-Anon, etc.) Council asked if there were requests for week night small parties, Zollinger stated there was not. **FACILITY RENTAL** – New for 2024 a Rental Fee to use the Sports Complex Fields. Field #1 - \$50/hr., Field #2 & #3 - \$30/hr., Soccer fields - \$20/hr. per field. This will help support the maintenance of the sports complex. Council discussed payments online for this, with the KanPay it will be offered. Once the reservation has been submitted and paid for, City staff will approve the request and a confirmation email will be sent to them as proof of reservation. **FACILITY RENTAL** – New for 2024 a Rental fee to City Park. Baseball field \$20/hr. shelters \$10/hr. per shelter. This will also help the maintenance at City Park. Council discussed the reservations are for priority and there are 3 options to reserve for the 3 different shelters. These would be first come, first serve. **CMB** – Increase the off-premises license from \$100 to \$200. The city can charge up to \$200 for off-premises licensing. For premises the city can charge up to \$50 and that is the fee set. There are currently no off-premises licenses in Clearwater. **OTHER** – Increase Fireworks Sale Permit to \$6,000. The budget for the 4th of July Firework Show is \$6,000. The 2023 firework show cost around \$10,000.

Motion: *Robben* moved; *Walter* seconded to approve Resolution 28-2023, 2024 Fee Schedule. Voted and passed unanimously.

f. Subdivision Regulations Ordinance Amendment

The city was asked to consider putting in a streetlight at the end of Salt Creek Ct. Research showed there was not a plan when looking at the maps. When then the subdivision regulations were reviewed, they did not state the city's regulations on spacing or placement for streetlights. The regulations on Required Improvements simply stated in *#13 City shall install streetlights*. Upon reviewing other City regulations and standards set by Evergy, the following changes are being proposed – Required Improvements #13 to say: *For new subdivisions located within the City, the sub-divider shall be responsible for the installation of streetlights. Streetlights shall be installed at each intersection and along streets with a maximum spacing between lights of six hundred feet (600'). Mid-block lights shall be installed if the distance between intersections exceeds six hundred feet (600') or as necessary to enhance traffic safety on curvilinear streets. A streetlight shall be installed at the end of all cul-de-sacs or as necessary to enhance traffic safety on curvilinear cul-de-sacs. All street light placement is to be approved by the Planning Commission.* Per City Code, the Clearwater Planning Commission had a hearing on December 5, 2023 at 6:30. Nobody from the public attended the hearing. By adopting this amendment it would set future developments up to install streetlights at the requested locations based on the subdivision regulations. For all other areas or developments that fall outside of the new requirements, the governing body would need to implement a policy to address requests as they come up. Things to consider are: an easement granted from the property owners to place the new streetlight and who will be responsible for the cost. Currently, Evergy has stated they will pay for the light itself and the boring would need to be paid by someone else (city, residents, or cost share – all determined by the governing body). If there are further costs associated, such as fence removal or landscaping that will be disturbed that will not be covered by Evergy. The current quote for boring is roughly \$5,000. Upon review of the city's current streetlight locations, by the new standard there are approximately 35 locations that could qualify for additional lighting. (\$175,000) There will be discussion in January on creating a policy/ plan to address these areas. Shore mentioned if updating aerial lights, maybe include the wire must be buried, the current code states when it can be buried, it should. Shaun Weaver's plans that have already been approved do meet the proposed changes.

Motion: *Pike* moved; *Shore* seconded to approve Ordinance 1105 Subdivision Regulations Amendment regarding Streetlight Placement. Voted and passed unanimously.

9. Governing Body

Walter – None.

Shore – None.

Pike – With it being his last official meeting, he wanted to say it was a pleasure working alongside the governing body and City Staff.

Robben – Thanked Chad for his service on the Council.

Ussery – The first meeting in January, Chad will be honored for his time and service with this Governing Body. Four years of being on Council is a commitment and it is not always easy to serve when time is being sacrificed from your family and other events. There will be no second meeting in December. There will be invites sent out for a Hammer's foundation event with entertainment and snacks provided. This is for the current work done at Hammer's Prairie Park and Nature Center as well as the future plans.

10. Executive Session

None.

11. Adjournment

Motion: *Walter* moved; *Pike* seconded to adjourn the meeting. Voted and passed unanimously. The meeting adjourned at 7:26 PM

CERTIFICATE

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

I, Jaye Poe, 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 December 12th, 2023, City Council meeting.

Given under my hand and official seal of the City of Clearwater, Kansas, this 9th day of January 2024.

Jaye Poe, City Clerk

Check Register Report

Date: 01/04/2024

Time: 1:11 pm

Page: 1

City of Clearwater

BANK: EMPRISE BANK

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
EMPRISE BANK Checks								
50330	12/29/23	Printed			BOWER	BOWERCOMM INC	NOVEMBER MARKET CAMPAIGN	3,743.37
50331	12/29/23	Printed			CWC02	CLEARWATER WELLNESS CENTER	DECEMBER WELLNESS	100.00
50332	12/29/23	Printed			GAL1	GALL'S INC.	UNIFORM PANTS	119.83
50333	12/29/23	Printed			GBN	GBN, P.A.	2022 AUDIT	12,911.80
50334	12/29/23	Printed			IRIS	IRIS BLOSSOMS	HOLLIS SYMPATHY	100.00
50335	12/29/23	Printed			JENNI	JENNIFER HAYNES	COURT OVERPAY C HERON	67.00
50336	12/29/23	Printed			AOM1	KATHLEEN KINKAID BRINKERHOFF	SPECIAL VEHICLE GRAPHICS	500.00
50337	12/29/23	Printed			LFP1	LEASE FINANCE PARTNERS	COPIER LEASE	569.37
50338	12/29/23	Printed			LCS1	LOWE'S	STATEMENT	37.96
50339	12/29/23	Printed			PP,INC	POSTALOCITY	MAIL DECEMBER WATER BILLS	900.00
50340	12/29/23	Printed			PEC	PROFESSIONAL ENGINEERING CONS	MASTER PLAN PARK	1,150.00
50341	12/29/23	Printed			RJ01	ROASTER JOE'S	POLICE DEPT	31.32
50342	12/29/23	Printed			RLM1	RUSSELL L. MILLS	COURT APPOINTED ATTORNEY	300.00
50343	12/29/23	Printed			TSN1	TIMES-SENTINEL NEWSPAPERS	PARK GLEN EST 2ND	584.99
50344	12/29/23	Printed			BRY	BRYCE WIENS	COURT FINE OVERPAYMENT	2.00
50345	01/03/24	Printed			1ST DUE	1ST DUE EMERGENCY RESPONSE	BUNKER GEAR	1,434.00
50346	01/03/24	Printed			AM C	AM CONSTRUCTION SUPPLY, INC	AM LIBERATOR RESCUE BLADE 14	299.99
50347	01/03/24	Printed			BBL1	B & B LUMBER	OFFICE EXPANSION	172.94
50348	01/03/24	Printed			BH01	BECKY C. HURTIG	PROFESSIONAL SERVICES	1,100.00
50349	01/03/24	Printed			CED2	CERTIFIED ENGINEERING DESIGN	Monthly Engineering Svc Fee	650.00
50350	01/03/24	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	129 E. ROSS SAL	58.84
50351	01/03/24	Printed			JHS1	J & H STORAGE	JANUARY RENT	100.00
50352	01/03/24	Printed			LA LI	J. LARRY LINN	PROSECUTION SERVICES	1,000.00
50353	01/03/24	Printed			JAYE	JAYE POE	MILEAGE REIMBURSEMENT	62.88
50354	01/03/24	Printed			JM	JM PLUMBING, LLC	REFUND OF PLUMB PERMIT 2023	34.00
50355	01/03/24	Printed			KST1	KANSAS STATE TREASURER	TREASURERS REPORT	720.10
50356	01/03/24	Printed			NOP1	NAVRAT'S OFFICE PRODUCTS	DOG TAGS 2024	68.75
50357	01/03/24	Printed			ONE	ONESOURCE TECHNOLOGY, INC	IT SERVICES	3,645.00
50358	01/03/24	Printed			PCA1	PETTY CASH	CITY	20.00
50359	01/03/24	Printed			RA01	PITNEY BOWES	POSTAGE METER	300.00
50360	01/03/24	Printed			RANSON	RANSON FINANCIAL GROUP LLC	TEMP NOTES 2023 B	10,805.00
50361	01/03/24	Printed			RJ01	ROASTER JOE'S	SENIOR CENTER	7.83
50362	01/03/24	Printed			STATE OF K	STATE OF KANSAS	2023 B TEMP NOTE	270.00
					Total Checks: 33		Checks Total (excluding void checks):	41,866.97
					Total Payments: 33		Bank Total (excluding void checks):	41,866.97

Check Register Report

Date: 01/04/2024

Time: 1:11 pm

Page: 2

City of Clearwater

BANK:

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
Checks								
2754	12/29/23	Printed			KDOL	KANSAS DEPARTMEN OF LABOR	LIBRARY UNEMPLOYMENT TAXES	17.15
2755	12/29/23	Printed			KDOL	KANSAS DEPARTMEN OF LABOR	CITY UNEMPLOYMENT TAXES Q4	254.74
2756	12/29/23	Printed			LIBERTY	LIBERTY NATIONAL	LIBERTY JAN 2024	227.78
2757	12/29/23	Printed			VER	VERIZON WIRELESS	November Verizon Billing PW/PD/PK/WT/SW	577.29
2758	01/03/24	Printed			AFL1	AFLAC	DECEMBER STATEMENT	490.38
2759	01/03/24	Printed			KDR1	KANSAS DEPARTMENT OF REVENUE	DECEMBER WATER SALES TAX	284.37
2760	01/03/24	Printed			KGS1	KANSAS GAS SERVICE	401 W. ROSS	296.89
2761	01/03/24	Printed			KGS1	KANSAS GAS SERVICE	109 E. ROSS	285.51
2762	01/03/24	Printed			KGS1	KANSAS GAS SERVICE	921 E. JANET	260.26
2763	01/03/24	Printed			KGS1	KANSAS GAS SERVICE	901 CLEARCREEK	61.96
2764	01/03/24	Printed			KGS1	KANSAS GAS SERVICE	319 W. ROSS	508.22
2765	01/03/24	Printed			KGS1	KANSAS GAS SERVICE	149 N. FOURTH	280.59
2766	01/03/24	Printed			KGS1	KANSAS GAS SERVICE	129 E. ROSS	235.84
2767	01/03/24	Printed			KPERS	KPERS	KPERS DECEMBER ADJUSTMENT	0.02
2768	01/03/24	Printed			MERCHANT	MERCHANT SERVICES	E COMMERCE CC FEES	659.25
2769	01/03/24	Printed			MERCHANT	MERCHANT SERVICES	EVENTS CC FEES	106.50
2770	01/03/24	Printed			MERCHANT	MERCHANT SERVICES	CITY HALL CC CONV FEE	444.73
2771	01/03/24	Printed			SEHP	STATE EMPLOYEE HEALTH PLAN	JANUARY 2024 INSURANCE PREMIUM	26,320.00
2772	01/03/24	Printed			TWIN	TWIN VALLEY TELEPHONE	FIRE	473.15
2773	01/03/24	Printed			TWIN	TWIN VALLEY TELEPHONE	HIS MUSEUM	100.01
2774	01/03/24	Printed			TWIN	TWIN VALLEY TELEPHONE	SENIOR CENTER	59.81
2775	01/03/24	Printed			TWIN	TWIN VALLEY TELEPHONE	CITY HALL	205.76
2776	01/03/24	Printed			TWIN	TWIN VALLEY TELEPHONE	PUBLIC WORKS	102.98
2777	01/03/24	Printed			TWIN	TWIN VALLEY TELEPHONE	POLICE	248.05

Total Checks: 24

Checks Total (excluding void checks):

32,501.24

Total Payments: 24

Bank Total (excluding void checks):

32,501.24

Total Payments: 57

Grand Total (excluding void checks):

74,368.21

Check Register Report

Date: 12/19/2023

Time: 2:31 pm

Page: 1

City of Clearwater

BANK: EMPRISE BANK

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
EMPRISE BANK Checks								
50279	12/20/23	Printed			AMAZ	AMAZON BUSINESS	FILE FOLDERS/POST ITS	216.17
50280	12/20/23	Printed			BBEM	B & B ELECTRIC MOTOR CO.	SEWER PUMP REPAIR	840.00
50281	12/20/23	Printed			BBL1	B & B LUMBER	OFFICE EXPANSION	696.06
50282	12/20/23	Printed			B & T	BAKER & TAYLOR	MATERIALS	131.85
50283	12/20/23	Printed			BARCOPROD	BARCO PRODUCTS, LLC	WHEELCHAIR ACCESS TABLE	1,553.35
50284	12/20/23	Printed			BET 1	BETTS PEST CONTROL	109 E. ROSS	364.00
50285	12/20/23	Printed			BOWER	BOWERCOMM INC	MARKETING CITY	20,042.33
50286	12/20/23	Printed			CPSS1	CENTRAL POWER SYSTEMS & SERV	TRANSFER SWITCH WET WELL	1,340.03
50287	12/20/23	Printed			CED2	CERTIFIED ENGINEERING	PGE 2ND Plans, Docs, Bid Proce	127,546.00
50288	12/20/23	Printed			EAST	EAST WEST BOOKS	BOOKS	384.76
50289	12/20/23	Printed			ELIZ	ELIZABETH RIDDEL-KINDLE	2023 Wellness Program Incentiv	255.00
50290	12/20/23	Printed			EMP1	EMERGENCY MEDICAL PRODUCTS INC	MEDICAL SUPPLIES	6.99
50291	12/20/23	Printed			ENVIRO-	ENVIRO-LINE CO INC	WET WELL EMERGENCY REPAIR	7,420.63
50292	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	129 E. ROSS SAL	54.86
50293	12/20/23	Printed			GAB	GABRIELLE SIMON	2023 WELLNESS PROGRAM	150.00
50294	12/20/23	Printed			GALAX	GALAXIE BUSINESS EQUIPMENT	BOOKCASE/INSTALLATION	907.56
50295	12/20/23	Printed			GARV	GARVER, LLC	INDIAN RIDGE STORM STAKING	1,612.50
50296	12/20/23	Printed			GAB1	GILMORE & BELL	PREP OF TRANSCRIPTS	7,600.00
50297	12/20/23	Printed			JARED D	JARED DINWIDDIE	2023 Wellness Program Incentiv	255.00
50298	12/20/23	Printed			JASON	JASON BIGGS	UNIFORMS	190.91
50299	12/20/23	Printed			JLG1	JUNIOR LIBRARY GUILD	MATERIALS	1,597.10
50300	12/20/23	Printed			KABC	KANSAS ALCOHOLIC BEVERAGE	2024 CMB LICENSES	75.00
50301	12/20/23	Printed			KACM1	KANSAS ASSC COURT MGMT	2024 MEMBERSHIP COURT CLERK	50.00
50302	12/20/23	Printed			KMJ1	KANSAS MUNICIPAL JUDGES ASSOC.	2024 DUES	25.00
50303	12/20/23	Printed			KOC1	KANSAS ONE CALL SYSTEM, INC.	140 LOCATES	168.00
50304	12/20/23	Printed			KST1	KANSAS STATE TREASURER	GO TEMP NOTES 2023 B	630.00
50305	12/20/23	Printed			LC1	LISA CORR	2023 Wellness Program Incentiv	255.00
50306	12/20/23	Printed			MCDONALD	MCDONALD TINKER PA	NOV ATTORNEY FEES	2,532.22
50307	12/20/23	Printed			MERI	MERIDIAN ANALYTICAL LABS, LLC	SEWER ANALYSIS	445.35
50308	12/20/23	Printed			MAB1	MIDAMERICA BOOKS	MATERIALS	5,125.34
50309	12/20/23	Printed			MIG1	MIZE'S THRIFTWAY	LIBRARY	20.45
50310	12/20/23	Printed			MC05	MULVANE COOP	STATEMENT	1,575.00
50311	12/20/23	Printed			NOP1	NAV RAT'S OFFICE PRODUCTS	CALENDAR FIRE DEPT	271.75
50312	12/20/23	Printed			NORTH	NORTHERN LIGHTS DISPLAY #205	DOWNTOWN CHRISTMAS LIGHTING	5,259.42
50313	12/20/23	Printed			ONE	ONESOURCE TECHNOLOGY, INC	ONBOARDING	2,500.00
50314	12/20/23	Printed			PCA1	PETTY CASH	CITY	34.50
50315	12/20/23	Printed			PB03	PITNEY BOWES	POSTAL METER LEASE	284.16
50316	12/20/23	Printed			PSY1	PRINTING SYSTEMS	TAX FORMS	213.37
50317	12/20/23	Printed			RICK	RICK KINDLE	2023 WELLNESS PROGRAM	255.00
50318	12/20/23	Printed			RJ01	ROASTER JOE'S	POLICE DEPARTMENT	31.32
50319	12/20/23	Printed			SWSC	SALINA WHOLESALE SUPPLY CO	METER GASKET	86.80
50320	12/20/23	Printed			SCDF	SEDGWICK COUNTY	PRISONER HOUSING	911.60
50321	12/20/23	Printed			0004	SEDGWICK COUNTY ELECTRIC COOP	NOV WELL 7	1,369.72
50322	12/20/23	Printed			SCK1	SOUTH CENTRAL KANSAS	CYBEROPOWER UPS	60.00
50323	12/20/23	Printed			SWB1	SOUTH WEST BUTLER QUARRY	ROCK	285.80
50324	12/20/23	Printed			TSN1	TIMES-SENTINEL NEWSPAPERS	ORD 1103 SEWER RATES	254.12

Check Register Report

Date: 12/19/2023

Time: 2:31 pm

Page: 2

City of Clearwater

BANK: EMPRISE BANK

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
EMPRISE BANK Checks								
50325	12/20/23	Printed			TRUG	TRUGREEN	SB AND SOCCER FIELDS	1,206.00
50326	12/20/23	Printed			TWIN	TWIN VALLEY TELEPHONE	LIBRARY PHONE	128.24
50327	12/20/23	Printed			UNI	UNIFIRST CORPORATION	MATS, URINALS	220.61
50328	12/20/23	Printed			WCI1	WASTE CONNECTIONS, INC.	11/1/23-11/30/23	16,922.67
50329	12/20/23	Printed			WSUE	WICHITA STATE UNIVERSITY	2024 POE CCMFOA	50.00
					Total Checks: 51		Checks Total (excluding void checks):	214,411.54
					Total Payments: 51		Bank Total (excluding void checks):	214,411.54

Check Register Report

Date: 12/19/2023

Time: 2:31 pm

Page: 3

City of Clearwater

BANK:

Check Number	Check Date	Status	Void/Stop Date	Reconcile Date	Vendor Number	Vendor Name	Check Description	Amount
Checks								
2726	12/20/23	Printed			VISA	CARDMEMBER SERVICES	STATEMENT	4,549.51
2727	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	109 E. ROSS	200.75
2728	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	319 W. ROSS	478.75
2729	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	107 S. GRAIN	53.89
2730	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	129 E. ROSS	309.63
2731	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	400 W. ROSS	232.14
2732	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	604 E. ROSS	181.71
2733	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	650 E. ROSS ST LTS	139.87
2734	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	1001 E. ROSS	210.90
2735	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	11159 S. 135TH W	325.18
2736	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	149 N. FOURTH	121.57
2737	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	901 CLEARCREEK	149.63
2738	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	401 W. ROSS	23.87
2739	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	1001 E. ROSS	23.87
2740	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	1100 E. ROSS	23.87
2741	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	602 E. ROSS	160.29
2742	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	401 W. ROSS	39.08
2743	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	STREET LIGHTS	2,315.86
2744	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	9731 S. 135TH ST W SIGN	22.73
2745	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	1200 E. ROSS	23.87
2746	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	9801 S. 135TH W PUMP	66.15
2747	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	921 E. JANET	320.67
2748	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	100 E. ROSS	40.02
2749	12/20/23	Printed			EVERGY	EVERGY KANSAS CENTRAL INC	150 S. PROSPECT FINAL BILL	19.99
2750	12/20/23	Printed			KDR1	KANSAS DEPARTMENT OF REVENUE	WATER SALES TAX	239.11
2751	12/20/23	Printed			KANSAS	KANSAS TURNPIKE AUTHORITY	TOLLS TRAINING AND MEETINGS	3.60
2752	12/20/23	Printed			SAM1	SAM'S CLUB	STATEMENT	370.22
2753	12/20/23	Printed			SER	SERIOUSLY SEO, LLC	DECEMBER SOCIAL MEDIA	650.00

Total Checks: 28

Checks Total (excluding void checks):

11,296.73

Total Payments: 28

Bank Total (excluding void checks):

11,296.73

Total Payments: 79

Grand Total (excluding void checks):

225,708.27

**City of Clearwater
City Council Meeting
January 8, 2024**

Context: Yearly, the city is required to adopt a resolution that establishes the corporate boundaries of the city. The resolution is adopted to ensure that municipal codes, regulations and laws have established areas of enforcement.

The 2024 boundary resolution incorporates the following changes to Clearwater's city limits:

- 14000 W Prairie Grass Circle
- Hammer's Prairie Park and Nature Center

Financial: There are no financial considerations

Legal Considerations: Review and comment as necessary

Recommendations/Actions: Approve Resolution 26-2023 Adopting the Corporate Boundaries of the City.

THE CITY OF CLEARWATER, KANSAS

RESOLUTION NO. 01-2024

A RESOLUTION DECLARING THE BOUNDARIES OF THE
CITY OF CLEARWATER, KANSAS.

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

Section 1. Boundary Declared

The entire boundary of the City of Clearwater, Kansas is declared to be as described in Exhibit "A" attached hereto and made a part hereof.

Adopted by the City Council this 9th day of January 2024.

Approved by the Mayor this 9th day of January 2024.

MAYOR, Burt Ussery

SEAL

ATTEST:

CITY CLERK, Jaye Poe

Exhibit "A"

THE BOUNDARY OF THE CITY OF CLEARWATER, KANSAS INCLUDES contiguous tracts with a boundary described as at the southeast corner of the southwest quarter of Section 24, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas; thence north 40 feet along the east line of the southwest quarter for the point of beginning; Thence north to the northeast corner of the southwest quarter of Section 24; Thence north to the northeast corner of the northwest quarter of Section 24; Thence west, along the north line of the northwest quarter of said Section 24, to the Missouri and Pacific Railroad right of way; Thence southwesterly, along the south line of the Missouri and Pacific Railroad right of way, to a point that is 728.4 feet northeast of the intersection of the west line of said Section 24 and the south line of the Missouri and Pacific Railroad right of way; Thence southeasterly to a point 300 feet southeasterly and perpendicular to the Missouri and Pacific Railroad right of way; Thence southwesterly, parallel to the south line of the Missouri and Pacific Railroad right of way, to a point 30 feet east of the west line of Section 24; Thence north, parallel with the west line of the northwest quarter of said Section 24, to the south line of the Missouri and Pacific right of way; Thence southwesterly, along the railroad right of way, to the east line of the northeast quarter of Section 23, Township 29 South, Range 2 West; Thence southwesterly, along the railroad right of way 1727.22 feet, to the southwest corner of Lot 37, Southern Kansas Telephone Second Addition, an addition to the City of Clearwater, Kansas, said lot corner being on the north line of the southeast quarter of Section 23, Township 29 South, Range 2 West; Thence southwesterly, along said right-of-way line, to a point which is 361 feet north of the centerline of Wood Avenue; Thence west, parallel to the centerline of Wood Avenue, to a point which is 218 feet east of the west line of the southeast quarter of Section 23; Thence north, parallel to the west line of said quarter, to a point which is 224 feet south of the north line of said southeast quarter; Thence east, parallel to the north line of said southeast quarter, 145 feet; Thence north 224 feet to a point on the north line of the southeast quarter of Section 23, which is 363 feet east of the northwest corner of said southeast quarter; Thence continuing north parallel to the west line of the northeast quarter of Section 23, 1,214 feet; Thence west, parallel to the south line of said quarter, 363 feet, to a point on the west line of said northeast quarter; Thence north to the northeast corner of the northwest quarter of said Section 23; Thence west to the northwest corner of the east half of said northwest quarter; Thence south to the southwest corner of the east half of said northwest quarter; Thence east on the south line of said quarter to a point which is 33 feet west of the southeast corner of said northwest quarter; Thence south, parallel to the east line of the southwest quarter of Section 23, to a point which is 361 feet north of the centerline of Wood Avenue; Thence west to a point on the centerline of Grant Avenue extended which is 361 feet north of the centerline of Wood Avenue; Thence north 97.5 feet; Thence west to the west line of the northeast quarter, southwest quarter of Section 23; Thence south 485.78 feet to the northwest corner of the southeast quarter of said southwest quarter; Thence continuing south to the southwest corner of southeast quarter of said southwest quarter; Thence continuing south to the southwest corner of the northeast quarter, northwest quarter, Section 26, Township 29 South, Range 2 West; Thence continuing south 30 feet; Thence east, parallel to the south line of the northeast quarter, northwest quarter, to a point which is 65 feet south of the southeast corner of Lot 79, on Tracy Avenue in the Tracy and Byers Addition to the City of Clearwater, Kansas; Thence south, parallel to the centerline of Tracy Avenue extended, to a point which is 475.1 feet south of the south line of the northeast quarter, northwest quarter of Section 26; Thence east 50 feet to the centerline of Tracy Avenue extended; Thence southeasterly, along the southerly line of the Terrace Park Addition to the City of Clearwater, Kansas, 743.70 feet, 385 feet, 212.34 feet, 112.98 feet to a point on the south line of the northeast quarter of Section 26; Thence south, perpendicular to the north line of the southeast quarter of Section 26, 255.62 feet; Thence east, parallel to the north line of the southeast quarter of Section 26, 255.62 feet; Thence north, perpendicular to the north line of the southeast quarter of Section 26, 255.62 feet to the southeast corner of the southwest quarter, northeast quarter of Section 26; Thence east along the south line of said northeast quarter to the southwest corner of the northwest

quarter of Section 25, Township 29 South, Range 2 West. Thence east along the south line of said northwest quarter to the southeast corner of said northwest quarter. Thence north along the east line of said northwest quarter to a point which 1810.39 feet south of the northeast corner of the northwest quarter of Section 25, Township 29 South, Range 2 West; Thence east 2274.43 feet, parallel with and 839.00 feet north of the south line of the northeast quarter of Section 25; Thence north 100 feet; Thence west, parallel to and 939.00 feet north of said south line of said northeast quarter, 539.92 feet to a point; Thence north 29° 41' 02" east, 124.02 feet to a point on a curve to the left; Thence along said curve 580.07 feet, said curve having a central angle of 83° 05' 22", a radius of 400.00 feet and a cord distance of 530.56 feet, bearing north 11° 51' 39" west; Thence north 53° 24' 20" west, 292.22 feet to a point on a curve to the right; Thence along said curve 908.71 feet, said curve having a central angle of 52° 03' 04", a radius of 1000.00 feet, and a long cord distance of 877.76 feet, bearing north 27° 22' 23" west; Thence north 01° 20' 26" west, 74.86 feet to a point on the south right of way line of 103rd Street South, said point being 40.00 feet south of the north line of the northeast quarter of Section 25; Thence north 40.00 feet to the north line of said northeast quarter of Section 25, which is also the south line of the southeast quarter of Section 24; Thence north 40.00 feet; Thence parallel to and 40.00 feet north of the south line of said southeast quarter on a Kansas Grid Bearing of south 88° 39' 34" west a distance of 1077.3 feet to a point on the west line of said southeast quarter, which is also the east line of the southwest quarter of Section 24, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, this being the Point of Beginning.

THE BOUNDARY OF THE CITY OF CLEARWATER, KANSAS ALSO INCLUDES tracts in the northeast quarter of Section 23, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, with a boundary described as at the northeast corner of the northeast quarter of Section 23, Township 29 South, Range 2 West for the point of beginning; Thence west on the north line of said northeast quarter to the northwest corner of the east half of said northeast quarter; Thence south on the west line of the east half of said northeast quarter to the north right of way line of Diagonal Road; Thence northeasterly along the north right of way line of Diagonal Road to the east line of said northeast quarter; Thence north along the east line of said northeast quarter to the northeast corner of the northeast quarter of Section 23, Township 29 South, Range 2 West, this being the Point of Beginning, EXCLUDING road right of way.

THE BOUNDARY OF THE CITY OF CLEARWATER, KANSAS ALSO INCLUDES tracts (containing the sewer lagoon) in the southeast quarter of Section 26, Township 29 South, Range 2 West and northeast quarter of Section 35, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, with a boundary described as at the southeast corner of the southeast quarter of Section 26, Township 29 South, Range 2 West for the point of beginning; Thence north on the east line of said southeast quarter, 1316.75 feet; Thence west perpendicular to the east line of said southeast quarter, 1459.74 feet; Thence south, parallel to the east line of said southeast quarter and the east line of the northeast quarter of Section 35, Township 29 South, Range 2 West, 2000.60 feet; Thence northeasterly 1530.45 feet to a point on the east line of said northeast quarter which is 275 feet south of the northeast corner of said northeast quarter; Thence north on the east line of said northeast quarter, 275 feet to the northeast corner of said northeast quarter, which is also the southeast corner of the southeast quarter of Section 26, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, this being the Point of Beginning.

THE BOUNDARY OF THE CITY OF CLEARWATER, KANSAS ALSO INCLUDES a tract (containing the brush dump) in the northwest quarter of Section 26, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, with a boundary described as at the southwest corner of the northwest quarter of Section 26, Township 29 South, Range 2 West for the point of beginning; Thence north on the west line of said northwest quarter, 713.64 feet; Thence east perpendicular to the west line of said northwest quarter, 440.29 feet to the west line of the Missouri and Pacific Railroad right of way; Thence southwesterly along the west line of the Missouri and Pacific Railroad right of way to the

south line of said northwest quarter; Thence west on the south line of said northwest quarter to the southwest corner of the northwest quarter of Section 26, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, this being the Point of Beginning, EXCLUDING road right of way.

THE BOUNDARY OF THE CITY OF CLEARWATER, KANSAS ALSO INCLUDES tracts in the southwest quarter of Section 12, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, with a boundary described as at the southwest corner of the southwest quarter of Section 12, Township 29 South, Range 2 West for the point of beginning; Thence east on the south line of said southwest quarter, 1260 feet; Thence north, parallel the west line of said southwest quarter, 691 feet; Thence east 633.12 feet to a point 630.90 feet west and 691 feet north of the southeast corner of said southwest quarter; Thence north, parallel to the east line of said southwest quarter, 691 feet; Thence west, parallel to the south line of said southwest quarter, 635.34 feet; Thence north, parallel to the west line of said southwest quarter, 1268.64 feet; to a point 2602.17 feet north and 640 feet east of the southwest corner of said southwest quarter; Thence west, parallel to the south line of said southwest quarter, 839.94 feet; Thence south, parallel to the west line of said southwest quarter, 2125.02 feet; Thence west, parallel to the south line of said southwest quarter, 420 feet to the west line of said southwest quarter; Thence south on the west line of said southwest quarter 531 feet to the southwest corner of the southwest quarter of Section 12, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, this being the Point of Beginning, EXCLUDING road right of way.

THE BOUNDARY OF THE CITY OF CLEARWATER, KANSAS ALSO INCLUDES a tract in the southeast quarter of Section 12, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, with a boundary described as at a point 30 feet north and 367 feet east of the southwest corner of the southeast quarter of Section 12, Township 29 South, Range 2 West, for the point of beginning; Thence east, parallel to the south line of said southeast quarter, 183.50 feet; Thence north, parallel to the west line of said southeast quarter, 245 feet; Thence west, parallel to the south line of said southeast quarter, 183.50 feet; Thence south, parallel to the west line of said southeast quarter, 245 feet to a point 30 feet north and 367 feet east of the southwest corner of the southeast quarter of Section 12, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas, this being the Point of Beginning, EXCLUDING road right of way.

THE BOUNDARY OF THE CITY OF CLEARWATER, KANSAS ALSO INCLUDES the following platted lots in the northeast quarter of Section 11, Township 29 South, Range 2 West of the 6th P.M., Sedgwick County, Kansas:

Lots 2 and 3, Block 1 of the North Wood Estates Addition to Sedgwick County, Kansas; and

Lots 1, 2, 7, 10, 15, 16, 17, 18, and 21, Block 2 and Lots, 1 and 3, Block 1 of the Prairie Meadow Estates Addition to Sedgwick County, Kansas.

THE BOUNDARY OF THE CITY OF CLEARWATER, KANSAS ALSO INCLUDES

Legally described as Lot 11 and Lot 12, Block 1 of the Prairie Meadow Estates Addition to Sedgwick County, Kansas, with a commonly known address of 14000 W Prairie Grass Circle, Clearwater, Kansas 67026, and is located between 79th Street South on the north, 135th Street West on the east, 87th Street South on the south and 151st Street West on the west; and

[A PORTION OF THE WEST HALF OF THE NORTHEAST QUARTER (W/2 NE/4) OF SECTION 23, TOWNSHIP 29 SOUTH, RANGE 2 WEST OF THE 6TH P.M. SEDGWICK COUNTY, KANSAS, DESCRIBED AS STARTING AT THE NORTHEAST CORNER OF THE WEST HALF OF THE NORTHEAST QUARTER (W/2 NE/4) OF SECTION 23, TOWNSHIP 29 SOUTH, RANGE 2 WEST OF THE 6TH P.M. SEDGWICK COUNTY, KANSAS] AND [S00°29'11"E ALONG THE EAST LINE OF THE WEST HALF OF SAID

NORTHEAST QUARTER, 1327.28 FEET TO A POINT OF BEGINNING] AND [S86°56'15"W PARALLEL WITH THE NORTH LINE OF SAID NORTHEAST QUARTER TO A POINT ON THE WEST BOUNDARY OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 29 SOUTH, RANGE 2 WEST] AND [SOUTH ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 29 SOUTH, RANGE 2 WEST TO THE NORTH BOUNDARY OF THE CLEARWATER CEMETERY DISTRICT] AND [N 87°21'25 E 330'] AND [S00°0'0" E 1188'] AND [N87°21'25'E 841.90'] AND [S44°19'31"W 181.82'] AND [NORTH ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 29 SOUTH, RANGE 2 WEST TO THE POINT OF BEGINNING, CONTAINING APPROXIMATELY 28.4 ACRES]

**City of Clearwater
City Council Meeting
January 9 2024**

Consider 2024 Appropriation Resolution

Context: Annually the appropriate resolution needs to be considered to city staff to pay debts in a timely manner. Previously, the City would incur late fees due to the inconsistency of the payment process. Reauthorizing this resolution would prevent the accrual of late charges and allow the City to take advantage of discounts for early payment, if applicable. This process is authorized by K.S.A. 12-105(b), the Uniform Processing Claims Act, and recommended by the city auditor. Staff will continue to include the claims and warrants list with the agenda packet for review and any questions could be addressed prior to the Council meeting.

If approved all payments must still be presented to the governing body for review. Any payments that are of an extraordinary nature will continue to require authorization of the governing body.

This process is already being utilized by the City as the Uniform Processing Claims Act allows for the biweekly payroll processing.

Financial: Any financial impact to the City would be savings associated with the elimination of late fees and the potential early payment discounts.

Legal Considerations: Review and comment as necessary.

Recommendation: Approve Resolution __-2024, Appropriation Resolution.

CITY OF CLEARWATER, KANSAS

RESOLUTION NO. 02-2024

A RESOLUTION PROVIDING FOR THE APPROPRIATION, BY FUND, OF THE BUDGET OF THE CITY OF CLEARWATER, KANSAS FOR THE YEAR BEGINNING JANUARY 1, 2024; AND APPROPRIATING MONEY FROM THE VARIOUS FUNDS THEREOF TO PAY PAYROLL AND CLAIMS AGAINST THE CITY OF CLEARWATER FOR THE 2024 CALENDAR YEAR.

WHEREAS, the 2024 proposed annual budget and financial statement for the City of Clearwater, Kansas, as shown on standard State budget forms and subject to notice of hearing and public hearing, has been approved, adopted and appropriated, by fund, by the governing body of the City of Clearwater, Kansas, as the maximum amount of funds to be expended by the City of Clearwater, Kansas for the budget year starting January 1, 2024; and

WHEREAS, the governing body of the City of Clearwater, Kansas has determined it to be prudent and expedient to capitalize on the capabilities of City staff to pay payrolls and claims as provided in the 2024 approved budget for the City of Clearwater, Kansas, without the need to wait on formal approval of such payrolls and claims by the governing body of the City of Clearwater, Kansas during a regular City Council meeting.

NOW, THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CLEARWATER, KANSAS:

Section 1. Appropriation.

The 2024 Approved Budget of the City of Clearwater, Kansas, as adopted by the governing body of the City of Clearwater, Kansas, shall hereby constitute an appropriation of the money so budgeted, and the City Administrator of the City of Clearwater, Kansas shall be authorized to pay payrolls, at the pay rates and/or salaries established by the governing body of the City of Clearwater, and claims as provided in said Budget of the City of Clearwater; provided that all such payments made shall be deducted from the accounts so appropriated and that the total of all payments made shall not exceed the amount appropriated within said budget and that all claims and charges against each fund shall, at all times, comply with the provisions of the cash basis law of the State of Kansas.

Section 2. Regulations.

The City Administrator shall establish regulations as to the manner of payment and the periodic dates on which payroll and claims shall be paid, provided, that all employees of the City of Clearwater, Kansas shall continue to be paid biweekly and no payroll or claim shall be paid until it has been approved by the Mayor, City Administrator, City Clerk and/or the City Treasurer.

Section 3. Method of Payment.

The payment of payrolls, claims, and line item appropriations shall be by warrant check, as provided by law, and such warrant checks shall be signed by the following three people, in accordance with K.S.A. 10-803 and K.S.A. 10-805: the Mayor, or in his absence the City Council President or other City Councilmember authorized by the governing body of the City of Clearwater to act as City Council President in the absence of the City Council President, the City Clerk, and the City Treasurer. All such warrant checks issued in payment of payrolls and claims shall be delivered to the officers, employees, agents, vendors and other claimants of the City by the City Treasurer, and it shall be his/her duty to maintain a record of all warrant checks so delivered in accordance with K.S.A. 10-805.

Adopted by the City Council this 9th day of January 2024.

Approved by the Mayor this 9th day of January 2024.

Burt Ussery, Mayor

ATTEST:

SEAL

Jaye Poe, City Clerk

CONTRACTOR AGREEMENT

THIS **AGREEMENT** is made and entered into this ___ day of _____, 2024, by and between THE CITY OF **CLEARWATER, KANSAS**, (the "City"); and **The Honorable Becky Hurtig** (the "Judge").

WHEREAS, the City desires a contractual relationship with the Judge upon the terms set forth in this agreement, all in accordance with the laws of the State of Kansas; and

WHEREAS, the Judge desires to provide professional services for the City upon the terms and conditions set forth herein;

NOW, THEREFORE, in consideration of the mutual promises herein set forth, the parties agree as follows:

Section 1. Duties:

1.1 The City shall contract with the Judge to perform the functions and duties as its Judge in municipal court for the City of Clearwater with all of the authority and powers provided therefore under the laws of the State of Kansas and the ordinances of the City.

1.2 The Judge shall also perform such other legally permissible and proper functions and duties as may be required by law or ordinance.

Section 2. Term.

2.1 The term of this agreement shall commence on its execution, and shall terminate May 31, 2025, subject to prior termination as herein provided. Subsequently, this agreement shall be deemed automatically renewed and extended for sequential one-year terms, on the terms and conditions herein provided unless either party hereto gives the other party hereto written notice not to extend and renew at least thirty (30) days prior to the date of automatic renewal and extension.

2.2 Nothing in this agreement shall be construed to prevent, limit or otherwise interfere with the right of the Governing Body of the City to terminate the services of the Judge at any time, or with the right of the Judge to resign from his position.

2.3 The Judge is not an employee of the City. She shall have the freedom to accept all other attorney work that is in compliance with the Kansas Supreme Court Rules for Professional Conduct governing attorneys. The Judge agrees not to accept any legal work that would create a conflict of interest as defined by those rules governing attorneys.

2.4 Both parties agree that the City is contracting for the personal services of the Judge. Both parties recognize that special circumstances may arise when Judge will be unable to

attend court for reasons of illness, travel conflicts, etc. In those instances, the Judge may provide a replacement attorney to act as municipal Judge at Judge's own expense. However, the parties agree that such instances will be unusual and rare.

Section 3. Payment and Services.

3.1 The City shall pay the Judge \$1,100 per month payable on a monthly basis. The City agrees to adjust such payment to the Judge as specified herein, in such amounts and to such extent as the Governing Body of the City may deem appropriate.

3.2 The Judge shall provide services to the City of Clearwater in its municipal court, which shall include, but not be limited to, presiding over the legal proceedings of the municipal court system with the City of Clearwater.

3.3 The Judge shall maintain her law license with the Supreme Court of the State of Kansas. If at any time, the Judge fails to remain in good standing, this contract and all obligations of the parties will immediately cease.

Section 4. General Provisions.

4.1 The text hereof shall constitute the entire agreement between the parties. All prior agreements between the parties are hereby made null and void.

4.2 Except as expressly provided herein, neither party shall assign rights or delegate duties arising from this agreement without first obtaining the express written consent of the other.

4.3 Should any provision of this agreement, or any portion thereof, be held unconstitutional, invalid or unenforceable, the remainder of this agreement shall be deemed severable, shall not be affected and shall remain in full force and effect.

The parties have caused this agreement to be executed the day and year written above.

CITY OF CLEARWATER, KANSAS

Burt Ussery, Mayor

Honorable Becky Hurtig, Judge

CONTRACTOR AGREEMENT

THIS **AGREEMENT** is made and entered into this ___ day of _____, 202___, by and between THE CITY OF **CLEARWATER, KANSAS**, (the "City"); and **J. Larry Linn** (the "Prosecutor").

WHEREAS, the City desires a contractual relationship with the Prosecutor upon the terms set forth in this agreement, all in accordance with the laws of the State of Kansas; and

WHEREAS, the Prosecutor desires to provide professional services for the City upon the terms and conditions set forth herein;

NOW, THEREFORE, in consideration of the mutual promises herein set forth, the parties agree as follows:

Section 1. Duties:

1.1 The City shall contract with the Prosecutor as its City Prosecutor, to perform the functions and duties as its Prosecutor in municipal court for the City of Clearwater with all of the authority and powers provided therefore under the laws of the State of Kansas and the ordinances of the City.

1.2 The City Prosecutor shall also perform such other legally permissible and proper functions and duties as may be required by law or ordinance and/or the Governing Body of the City may from time to time assign.

1.3 The Prosecutor may be asked to report to the Mayor or Governing Body from time to time. Such report shall be made without additional compensation.

Section 2. Term.

2.1 The term of this agreement shall commence on its execution, and shall terminate May 31, 2025, subject to prior termination as herein provided. Subsequently, this agreement shall be deemed automatically renewed and extended for sequential one-year terms, on the terms and conditions herein provided unless either party hereto gives the other party hereto written notice not to extend and renew at least thirty (30) days prior to the date of automatic renewal and extension.

2.2 Nothing in this agreement shall be construed to prevent, limit or otherwise interfere with the right of the Governing Body of the City to terminate the services of the Prosecutor at any time, or with the right of the Prosecutor to resign from his position.

2.3 The Prosecutor is not an employee of the City. He shall have the freedom to accept all other attorney work that is in compliance with the Kansas Supreme Court Rules for Professional Conduct governing attorneys. The Prosecutor agrees not to accept any legal work that would create a conflict of interest as defined by those rules governing attorneys.

2.4 Both parties agree that the City is contracting for the personal services of the Prosecutor. Both parties recognize that special circumstances may arise when Prosecutor will be unable to attend court for reasons of illness, travel conflicts, etc. In those instances, the Prosecutor may provide a replacement prosecuting attorney at prosecutor's own expense. However, the parties agree that such instances will be unusual and rare.

2.5 In the instance that a prosecuting attorney is hired because of a conflict of interest with the Prosecutor, the City agrees to pay the fees of the replacement prosecuting attorney.

Section 3. Payment and Services.

3.1 The City shall pay the Prosecutor \$1,000 per month payable on a monthly basis. The City agrees to adjust such payment to the Prosecutor as specified herein, in such amounts and to such extent as the Governing Body of the City may deem appropriate.

3.2 Prosecutor will receive, in addition to the flat fee, \$100 per billable hour for appeals from the Clearwater Municipal Court to the District or Appellate Court. Attorney will provide a detailed summary of the activities and time spent in regard to said appeal and will submit time sheet for payment to the City Administrator as directed.

3.3 The Prosecutor shall provide professional legal services to the City of Clearwater in its municipal court, which shall include, but not be limited to, consultation, advice, trial of cases before the Court, preparation of documents and briefs as required by the Court or deemed necessary by attorney; appeals to the District or Appellate Court; and, any other legal services commonly associated with the prosecution of criminal and traffic cases in Clearwater Municipal Court. These services may extend to any violation of a city ordinance which the governing body requests the Prosecutor's assistance.

3.4 The Prosecutor also shall:

- a. Prosecute all cases brought in Clearwater Municipal Court.
- b. Be present at court proceedings (twice per month on the first and third Wednesdays)
- c. Approve and enter into diversion and plea agreements.
- d. Work with the Clearwater Police Chief on various issues from determining

appropriate charges to coordinating matters between the police department and the prosecuting attorney's office.

3.5 The Prosecutor shall maintain his law license with the Supreme Court of the State of Kansas. If at any time, the Prosecutor fails to remain in good standing, this contract and all obligations of the parties will immediately cease.

Section 4. General Provisions.

4.1 The text hereof shall constitute the entire agreement between the parties. All prior agreements between the parties are hereby made null and void.

4.2 Except as expressly provided herein, neither party shall assign rights or delegate duties arising from this agreement without first obtaining the express written consent of the other.

4.3 Should any provision of this agreement, or any portion thereof, be held unconstitutional, invalid or unenforceable, the remainder of this agreement shall be deemed severable, shall not be affected and shall remain in full force and effect.

The parties have caused this agreement to be executed the day and year first above written.

CITY OF CLEARWATER, KANSAS

Burt Ussery, Mayor

J. Larry Linn, Prosecutor

To: Mayor and City Council
From: Courtney Zollinger, City Administrator
Date: December 7, 2023
Re: Administration Report

- The new IT company OneSource Technologies has started.
- Jaye received her Year 2 completion of Clerk School.
- Quarterly reports have been completed for the year.
- W-2's and 1099's have been printed. Employees will have an opportunity to pick up their own W-2 by Wednesday January 10th before they are placed in the mail.
- January rates have been implemented.
- KanPay is now operational.
- Spoke with Lynn Packer and Daniel Schrant with Sedgwick County Public Works to discuss annexation of other roads at Clearwater's boundaries. They will attend the January 23rd meeting to discuss.
- Police Department sponsored dog tag day is set for January 18 from 7am – 4pm. People will be able to register their dogs for free that day.
- Board of Zoning Appeal met and approved the reduction in setback for Shackelford Machine. They will begin their project sometime in February.
- We have had 28 returned lead and copper surveys. The reminder will be published on Facebook each week.
- Mayor Ussery and I have been scheduled to speak at the Recreation Commission meeting on January 10th to discuss field usage.
- Working on wrapping up year end for both City and Cemetery
- The library has taken on their financial responsibility. Jaye Poe will continue to complete their payroll for them bi-weekly.

Dates to Remember

- January 15th – City Offices Closed
- January 18th – Dog Tag Day
- January 30th – Council Workshop

Active Nuisances/ Code Violations

To: Mayor and City Council
From: Jared Dinwiddie
Clearwater Fire Chief
Date: January 4, 2024
Re: Fire Department Staff Report

- Clearwater Fire responded to **16** medical calls and **1** Fire call since our last report.
- Average response time for SGCO EMS on medical calls has been around **18** minutes.
Sedgwick County EMS Community Response Vehicle (CRV81) response time has averaged about 3 minutes.
- To Date: The department has been unable to respond to **0** emergency calls.
- To Date: The CRV has been unstaffed **0** times.
- CFD held its annual Department Meeting on the 3rd.
- Refurbing of Br71 is nearing completion. Apparatus is currently at Mayfield undergoing final assembly of lights, wiring, and equipment.
- Department will have its annual Department/Retiree supper on the 20th.
- Been informed that the remaining hose from our first order should be delivered within the next 2-3 weeks.
- 2023 Year in Review:



2023 Review:

- **272 Total calls (341 in 2022) 20% Decrease**
- **191 Medical (242 in 2022)**
- **81 Fire (99 in 2022)**
- **1 Task Force Deployment**
- **10 Missed Calls (Decrease from 14 in 2022)**
- **Average response time for SGCO EMS: 18 min.**
- **3 Mutual/Auto Aid Received**
- **15 Mutual/Auto Aid Given**

To: Mayor and City Council

From: Kirk Ives, Chief of Police

Date: January 04, 2023

Re: Police Department Staff Report

Officers:

Officer McGuire is on regular duty again and is excited to be back working with the others. He has training coming up in Derby this month with Sgt Pickens.

Officer Ross is very good at informing the public on parking violations and building security.

Officer Hollingworth is following up on cases and doing a great job at court duties.

Officer Jacks is constructive feedback and new training ideas to the new officers. Provided safety messages for teens at the school for teen drivers.

Police Clerk:

All is good. She is also getting the permits started for UTV's. She is also still working on completing the radio grant purchase.

Building:

Has no issues currently.

Vehicles:

Regular maintenance and oil changes and tire rotations.

Matters of interest since last meeting on Police Activity:

We have had 108 dispatched/report calls with 12 arrests and 18 citations issued since my last report. (Does not always include self-initiated calls).

To: Mayor and City Council Members

From: Cole Hollis, Public Works Director

Date: January 9, 2024

Subject: Public Works Summary

1. Began running electrical and installing insulation for office expansion. Finished hanging ceiling joists.
2. Christmas lights, banners, and outside decorations taken down
3. Snow removal
4. Repair main break at Garvey
5. Grade roads
6. Read meters
7. Burn Brush Dump
8. Collected and mailed Pb & Cu samples
9. Collected and mailed quarterly FI samples



Clearwater Senior Center

Staff Report

January 4, 2024

To: Mayor & City Council

From: Amber Ives, Coordinator

Happy New Year! We are so excited to be starting a new year with several new things planned out for 2024.

Please send any training topics to me as I love to hear what others feel is important for seniors to hear and know more about.

This month, we have our monthly Walt's Night Out for the last time. Shannon Seiter has been so kind to our group, we are going to celebrate her on Monday, January 8th. Tuesday is our monthly Luncheon Potluck. We ended the year last year with 55 people in attendance. I look forward to growing this number even more this year. Lunch Bunch Outing is Wednesday, January 17th and we will be going to The Hill Bar and Grill.

We will be starting up our Chronic Illness classes on Wednesdays. This was an extremely well received class the previous time we held it and hope that these participants enjoy the class as much as the last group. These classes will start January 10th and run through February 14th and are 1.5 hours each class.

Respectfully,
Amber Ives
Senior Center Coordinator

2023 Christmas Party

Everyone was so excited about the Silver Stockings gifts. I have been told "tell whoever THANK YOU, I love what I got" so many times. This project is such a blessing to our seniors!



**City of Clearwater
City Council Meeting
January 9, 2024**

Park Glen Estates Phase 2 - Special Assessment Proceedings

Context: On June 23, 2020, the governing body approved improvements for Park Glen Estates Phase 2 addition (Resolution 08-2020). This included Yvonne Drive. At the December 12, 2023, meeting an amendment was accepted to spread the sanitary sewer special assessments to include lots in Park Glen Estates 2nd Addition (Resolution 26-2023)

At the December 12, 2023, meeting, City Council approve the Final Costs certified the assessment roll, and approved the date of the public hearing (January 9, 2024) The notice was mailed out to all owners in Park Glen Estates Phase 2 and Park Glen Estates 2nd additions notifying them of the special assessment hearing.

The City Clerk has not received any written objection to the special assessments.

The next steps in the special assessment proceedings is:

1. Open a public hearing to allow for any verbal or written objections to the special assessments for Park Glen Estates and Park Glen Estates 2nd.
2. Adopt an Ordinance levying special assessments on certain property to pay the costs of internal improvement in the City of Clearwater, KS, as heretofore authorized by Resolution 08-2020 and 26-2023; and providing for the collection of such special assessments.
3. Adopt a resolution authorizing the offering for sale of General Obligation bonds, Series 2024, of the City of Clearwater, KS

Each property owner will receive another notification informing them of their options to pay in whole or part to the City by February 15, 2024. If not paid the bonds will be issued for a collection period of 20 installments.

Estimated special assessment amount:

- Lots 1-4 Block 2 and Lots 8-21 Block 2 will be \$157.86. (Street, Water, Sanitary Sewer)
- Lots 5-7 Block 2 will be \$98.61. (Street only – qualified for incentives by 12/31/23)
- Lots 1-15 Block A and Lots 1-21 Block B will be \$18.89 (Sanitary Sewer only)

Financial: The city portion of the water, sewer, and drainage for the 3 lots that qualified for incentives is \$27,745.39 and for Yvonne Drive is \$461,371.06. Total City-At-Large Cost is \$489,116.45. The remaining \$595,883.56 will be assessed to the individual properties.

Legal Considerations: Review and comment as necessary.

Recommendations/Actions: Recommended Actions

1. Open a Public Hearing
2. Adopt Ordinance
3. Adopt Resolution

SUMMARY OF ALL PROJECTS AND COSTS

AT-LARGE PROJECT

		29.79%	42.52%	12.19%	15.49%
		Res. 08-2020	Res. 08-2020	Res. 08-2020	Res. 08-2020
		Park Glen Estates Addition (Phase 2)			
		Street	Secondary Entrance	Water	Sanitary Sewer
Construction	\$ 800,798.10	\$ 244,910.33	\$ 338,407.77	\$ 100,001.36	\$ 117,478.64
Engineering	\$ 135,645.00	\$ 34,317.48	\$ 56,672.00	\$ 15,847.80	\$ 28,807.72
Admin, Publications, Misc	\$ 29,037.12	\$ 8,411.31	\$ 15,468.27	\$ 1,866.91	\$ 3,290.63
Const/Eng/Admin Subtotal	\$ 965,480.22	\$ 287,639.12	\$ 410,548.04	\$ 117,716.07	\$ 149,576.99
2020 Temp Note Underwriting Discount	\$ 4,106.25	\$ 1,223.35	\$ 1,746.09	\$ 500.65	\$ 636.16
2020 Temp Note interest to 4-1-2024	\$ 28,727.42	\$ 8,558.57	\$ 12,215.67	\$ 3,502.59	\$ 4,450.59
Subtotal	\$ 998,313.89	\$ 297,421.04	\$ 424,509.80	\$ 121,719.31	\$ 154,663.74
COST BEFORE 2024A Bond COI	\$ 998,313.89	\$ 297,421.04	\$ 424,509.80	\$ 121,719.31	\$ 154,663.74
2024A Bonds Cost of Issuance	\$ 56,436.11	\$ 16,813.64	\$ 23,998.15	\$ 6,880.97	\$ 8,743.36
Estimated Capitalized Interest (6 months @ 5.5%)	\$ 30,250.00	\$ 9,012.18	\$ 12,863.11	\$ 3,688.23	\$ 4,686.48
Less Pre-paid specials (if any)					
FINAL PROJECT COST to be bonded	\$ 1,085,000.00	\$ 323,246.86	\$ 461,371.06	\$ 132,288.51	\$ 168,093.58
0.4508 Less City-At-Large Portion *	\$ (489,116.45)	\$ (461,371.06)	\$ (18,898.36)	\$ (8,847.03)	
0.5492 Final Assessed Amount	\$ 595,883.56	\$ 323,246.86	\$ -	\$ 113,390.15	\$ 159,246.55

Comparson of Actual Cost vs. Petitioned Cost

Petition Estimate	\$ 381,600.00	\$ 489,400.00	\$ 101,100.00	\$ 178,200.00
Estimate w/ Escalator	\$ 507,528.00	\$ 650,902.00	\$ 134,463.00	\$ 237,006.00
Above (below) estimate	\$ (184,281.14)	\$ (189,530.94)	\$ (2,174.49)	\$ (68,912.42)

2020 Temp Note Funds

Funds allocated to these projects	\$ 1,210,000.00
Funds Used (excluding upcoming 4-1-24 interest)	\$ (994,078.89)
Remaining allocated 2020 Note Funds	\$ 215,921.11

Park Glen Estates Addition (Phase 2)

	Res. 8-2020	Res. 8-2020	Res. 8-2020
	Street	Water	Sanitary Sewer
Construction	\$ 244,910.33	\$ 100,001.36	\$ 117,478.64
Engineering	\$ 34,317.48	\$ 15,847.80	\$ 28,807.72
Admin/Legal/Fiscal	\$ 44,019.05	\$ 16,439.35	\$ 21,807.22
Subtotal	\$ 323,246.86	\$ 132,288.51	\$ 168,093.58
Less: Lots to Paid by City-At-Large	\$ -	\$ (18,898.36)	\$ (8,847.03)
Final Cost Assessed	\$ 323,246.86	\$ 113,390.15	\$ 159,246.55

FOR REFERENCE ONLY

<u>Property</u> <u>Description</u>		<u>Fraction</u>	<u>Proposed</u> <u>Assessment</u>	<u>Fraction</u>	<u>Proposed</u> <u>Assessment</u>	<u>Fraction</u>	<u>Proposed</u> <u>Assessment</u>	<u>ESTIMATED</u> <u>Monthly Specials for</u> <u>20 years @ 4.5%</u>	<u>If you choose to prepay,</u> <u>total assessment</u> <u>amount is:</u>
Park Glen Estates									
<u>Block</u>	<u>Lot</u>								
2	1	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	2	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	3	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	4	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	5	0.0476	\$15,392.71					\$98.61	\$15,392.71
2	6	0.0476	\$15,392.71					\$98.61	\$15,392.71
2	7	0.0476	\$15,392.71					\$98.61	\$15,392.71
2	8	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	9	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	10	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	11	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	12	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	13	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	14	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	15	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	16	0.0476	\$15,392.71	0.0556	\$6,299.45	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	17	0.0476	\$15,392.70	0.0556	\$6,299.46	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	18	0.0476	\$15,392.70	0.0556	\$6,299.46	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	19	0.0476	\$15,392.70	0.0556	\$6,299.46	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	20	0.0476	\$15,392.70	0.0556	\$6,299.46	0.0185	\$2,949.01	\$157.86	\$24,641.17
2	21	0.0476	\$15,392.70	0.0556	\$6,299.46	0.0185	\$2,949.02	\$157.86	\$24,641.18
Park Glen Estates 2nd									
<u>Block</u>	<u>Lot</u>								
A	1					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	2					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	3					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	4					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	5					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	6					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	7					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	8					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	9					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	10					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	11					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	12					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	13					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	14					0.0185	\$2,949.01	\$18.89	\$2,949.01
A	15					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	1					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	2					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	3					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	4					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	5					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	6					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	7					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	8					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	9					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	10					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	11					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	12					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	13					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	14					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	15					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	16					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	17					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	18					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	19					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	20					0.0185	\$2,949.01	\$18.89	\$2,949.01
B	21					0.0185	\$2,949.01	\$18.89	\$2,949.01

**EXCERPT OF MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THE CITY OF CLEARWATER, KANSAS
HELD ON JANUARY 9, 2024**

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 Mayor opened a public hearing for the purpose of receiving written or oral objections and considering proposed assessments for the costs of certain internal improvements previously authorized by the governing body of the City. It was determined by the governing body that notice of the public hearing was duly published and mailed in accordance with K.S.A. 12-6a01 *et seq.* Thereafter, the Mayor adjourned the public hearing.

An Ordinance was presented entitled:

**AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON CERTAIN
PROPERTY TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN THE
CITY OF CLEARWATER, KANSAS, AS PREVIOUSLY AUTHORIZED BY
RESOLUTION NOS. 8-2020 AND 26-2023 OF THE CITY; AND PROVIDING FOR
THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.**

The Ordinance was considered and discussed, and on motion of Councilmember _____, seconded by Councilmember _____, the Ordinance was passed by the following vote:

Yea: _____.

Nay: _____.

The Mayor declared the Ordinance duly passed and the Ordinance was then numbered Ordinance No. 1106 was signed and approved by the Mayor and attested by the City Clerk and the Ordinance or a summary thereof was directed to be published one time in the official newspaper of the City. The City Clerk was further directed to cause a Notice of Assessment to be mailed to each and all of the known property owners affected thereby on the same date that the Ordinance or a summary thereof is published.

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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)

City Clerk

(Published in *The Times-Sentinel* on January 18, 2024)

ORDINANCE NO. 1106

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON CERTAIN PROPERTY TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN THE CITY OF CLEARWATER, KANSAS, AS PREVIOUSLY AUTHORIZED BY RESOLUTION NOS. 8-2020 AND 26-2023 OF THE CITY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

WHEREAS, the governing body of the City of Clearwater, Kansas (the “City”) has previously authorized certain internal improvements (the “Improvements”) to be constructed pursuant to K.S.A. 12-6a01 *et seq.* (the “Act”); and

WHEREAS, the governing body has conducted a public hearing in accordance with the Act and desires to levy assessments on certain property benefited by the construction of the Improvements.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CLEARWATER, KANSAS:

Section 1. Levy of Assessments. For the purpose of paying the costs of the following described Improvements:

Project No. 1 – Park Glen Estates Addition --Phase 2– Street, Secondary Entrance, Water, and Sewer Improvements Originally Authorized By Resolution Nos. 8-2020 and 26-2023

Resolution Nos. 8-2020 and 26-2023

Constructing street, secondary entrance, water system, and sanitary sewer system improvements to serve Park Glen Estates Addition --Phase 2.

there are hereby levied and assessed the amounts (with such clerical or administrative amendments thereto as may be approved by the City Attorney) against the property described on *Exhibit A* attached hereto.

Section 2. Payment of Assessments. The amounts so levied and assessed in *Section 1* hereof shall be due and payable from and after the date of publication of this Ordinance. Such amounts may be paid in whole or in part by February 15, 2024.

Section 3. Notification. The City Clerk shall notify the owners of the properties described in *Exhibit A* attached hereto (insofar as known to the City Clerk) of the amounts of their respective assessments. The notice shall also state that unless such assessments are paid by February 15, 2024, bonds will be issued therefor, and the amount of such assessment will be collected in installments with interest.

Section 4. Certification. Any amount of special assessments not paid within the time prescribed in *Section 2* hereof shall be certified by the City Clerk to the Clerk of Sedgwick County, Kansas, in the same manner and at the same time as other taxes are certified and will be collected in 20 annual installments, together with interest on such amounts at a rate not exceeding the maximum rate therefor as

prescribed by the Act. Interest on the assessed amount remaining unpaid between the effective date of this Ordinance and the date the first installment is payable, but not less than the amount of interest due during the coming year on any outstanding bonds issued to finance the Improvements, shall be added to the first installment. The interest for one year on all unpaid installments shall be added to each subsequent installment until paid.

Section 5. Effective Date. This Ordinance shall take effect and be in force from and after its passage, approval and publication of the Ordinance or a summary thereof once in the official City newspaper.

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PASSED by the governing body of the City on January 9, 2024 and signed and **APPROVED** by the Mayor.

(SEAL)

Mayor

ATTEST:

City Clerk

CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of the original Ordinance; that the Ordinance was passed on January 9, 2024; that the record of the final vote on its passage is found on page ____ of journal ____; and that the Ordinance or a summary thereof was published in ***The Times-Sentinel*** on January 18, 2024.

DATED: January 18, 2024.

City Clerk

SCHEDULE I

**PARK GLEN ESTATES ADDITION--PHASE 2 IMPROVEMENTS
RESOLUTION NOS. 8-2020 AND 26-2023**

Legal Description (Park Glen Estates Addition)	Streets	Water	Sewer
Lot 1, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 2, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 3, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 4, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 5, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 6, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 7, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 8, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 9, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 10, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 11, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 12, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 13, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 14, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 15, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 16, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 17, Block 2	\$15,392.70	\$6,299.46	\$2,949.01
Lot 18, Block 2	\$15,392.70	\$6,299.46	\$2,949.01
Lot 19, Block 2	\$15,392.70	\$6,299.46	\$2,949.01
Lot 20, Block 2	\$15,392.70	\$6,299.46	\$2,949.01
Lot 21, Block 2	\$15,392.70	\$6,299.46	\$2,949.02
(Park Glen Estates 2nd Addition)			
Lot 1, Block A			\$2,949.01
Lot 2, Block A			\$2,949.01
Lot 3, Block A			\$2,949.01
Lot 4, Block A			\$2,949.01
Lot 5, Block A			\$2,949.01
Lot 6, Block A			\$2,949.01
Lot 7, Block A			\$2,949.01
Lot 8, Block A			\$2,949.01
Lot 9, Block A			\$2,949.01
Lot 10, Block A			\$2,949.01
Lot 11, Block A			\$2,949.01
Lot 12, Block A			\$2,949.01
Lot 13, Block A			\$2,949.01
Lot 14, Block A			\$2,949.01

Lot 15, Block A			\$2,949.01
Lot 1, Block B			\$2,949.01
Lot 2, Block B			\$2,949.01
Lot 3, Block B			\$2,949.01
Lot 4, Block B			\$2,949.01
Lot 5, Block B			\$2,949.01
Lot 6, Block B			\$2,949.01
Lot 7, Block B			\$2,949.01
Lot 8, Block B			\$2,949.01
Lot 9, Block B			\$2,949.01
Lot 10, Block B			\$2,949.01
Lot 11, Block B			\$2,949.01
Lot 12, Block B			\$2,949.01
Lot 13, Block B			\$2,949.01
Lot 14, Block B			\$2,949.01
Lot 15, Block B			\$2,949.01
Lot 16, Block B			\$2,949.01
Lot 17, Block B			\$2,949.01
Lot 18, Block B			\$2,949.01
Lot 19, Block B			\$2,949.01
Lot 20, Block B			\$2,949.01
Lot 21, Block B			\$2,949.01

NOTICE OF ASSESSMENT

January 18, 2024
City of Clearwater, Kansas

Property Owner:

You are hereby notified, as owner of record of the property described on ***Schedule I*** attached hereto, that pursuant to Ordinance No. 1106 (the “Ordinance”) of the City of Clearwater, Kansas (the “City”) there has been assessed against the property the costs of certain internal improvements previously authorized by the governing body of the City (the “Improvements”). The description of the Improvements, the resolution number authorizing the same and the amount of assessment are set forth on ***Schedule I*** attached hereto.

You may pay this assessment in whole or in part to the City Treasurer of the City by February 15, 2024; and if the amount is not paid within the time period, bonds will be issued therefor, and the balance of such assessment will be collected in 20 annual installments, together with interest on such amounts remaining unpaid at a rate not exceeding the maximum rate therefor as prescribed by K.S.A. 12-6a01 *et seq.* Interest accruing between the date set forth above and the date the first installment is payable, but not less than the amount of interest due during the coming year on any outstanding bonds issued to finance the Improvements, shall be added to the first installment. The interest for one year on all unpaid installments shall be added to each subsequent installment until paid.

Jaye Poe, City Clerk

SCHEDULE I

**PARK GLEN ESTATES ADDITION--PHASE 2 IMPROVEMENTS
RESOLUTION NOS. 8-2020 AND 26-2023**

Legal Description (Park Glen Estates Addition)	Streets	Water	Sewer
Lot 1, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 2, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 3, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 4, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 5, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 6, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
Lot 7, Block 2	\$15,392.71	\$6,299.45	\$2,949.01
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Lot 19, Block 2	\$15,392.70	\$6,299.46	\$2,949.01
Lot 20, Block 2	\$15,392.70	\$6,299.46	\$2,949.01
Lot 21, Block 2	\$15,392.70	\$6,299.46	\$2,949.02
(Park Glen Estates 2nd Addition)			
Lot 1, Block A			\$2,949.01
Lot 2, Block A			\$2,949.01
Lot 3, Block A			\$2,949.01
Lot 4, Block A			\$2,949.01
Lot 5, Block A			\$2,949.01
Lot 6, Block A			\$2,949.01
Lot 7, Block A			\$2,949.01
Lot 8, Block A			\$2,949.01
Lot 9, Block A			\$2,949.01
Lot 10, Block A			\$2,949.01
Lot 11, Block A			\$2,949.01
Lot 12, Block A			\$2,949.01
Lot 13, Block A			\$2,949.01
Lot 14, Block A			\$2,949.01

Lot 15, Block A			\$2,949.01
Lot 1, Block B			\$2,949.01
Lot 2, Block B			\$2,949.01
Lot 3, Block B			\$2,949.01
Lot 4, Block B			\$2,949.01
Lot 5, Block B			\$2,949.01
Lot 6, Block B			\$2,949.01
Lot 7, Block B			\$2,949.01
Lot 8, Block B			\$2,949.01
Lot 9, Block B			\$2,949.01
Lot 10, Block B			\$2,949.01
Lot 11, Block B			\$2,949.01
Lot 12, Block B			\$2,949.01
Lot 13, Block B			\$2,949.01
Lot 14, Block B			\$2,949.01
Lot 15, Block B			\$2,949.01
Lot 16, Block B			\$2,949.01
Lot 17, Block B			\$2,949.01
Lot 18, Block B			\$2,949.01
Lot 19, Block B			\$2,949.01
Lot 20, Block B			\$2,949.01
Lot 21, Block B			\$2,949.01

CERTIFICATE OF MAILING

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

The undersigned, City Clerk of the City of Clearwater, Kansas, does hereby certify that on January 18, 2024, the date on which Ordinance No. 1106 (the “Ordinance”) of the City was published, I caused to be mailed to the owners of the properties liable for the assessments set out in the Ordinance, at their last known post office addresses, a Notice of Assessment showing the respective assessments levied against their properties and stating the manner in which the assessments will be collected.

A sample copy of the form of such Notice of Assessment is attached hereto.

WITNESS my hand and seal as of January 18, 2024.

(Seal)

Jaye Poe, City Clerk

[attach sample copy of form]

CERTIFICATE OF CITY TREASURER

STATE OF KANSAS)
) ss:
COUNTY OF SEDGWICK)

The undersigned, City Treasurer of the City of Clearwater, Kansas (the “City”), does hereby certify that within the time allowed by Ordinance No. 1106 of the City for the payment of special assessments in cash, property owners specially assessed for the costs of certain internal improvements previously authorized by the governing body of the City, paid in cash the amounts set forth below:

Resolution No.	Amount
8-2020	
26-2023	
<i>TOTAL</i>	\$ _____

WITNESS my hand on _____, 2024.

City Treasurer

(Published in *The Times-Sentinel* on January 18, 2024)

SUMMARY OF ORDINANCE NO. 1106

On January 9, 2024, the governing body of the City of Clearwater, Kansas, passed an ordinance entitled:

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS ON CERTAIN PROPERTY TO PAY THE COSTS OF INTERNAL IMPROVEMENTS IN THE CITY OF CLEARWATER, KANSAS, AS PREVIOUSLY AUTHORIZED BY RESOLUTION NOS. 8-2020 AND 26-2023 OF THE CITY; AND PROVIDING FOR THE COLLECTION OF SUCH SPECIAL ASSESSMENTS.

The Ordinance levies special assessments on certain property located in Park Glen Estates Addition --Phase 2, which have been benefitted from certain internal improvements constructed pursuant to K.S.A. 12-6a01 *et seq.* and provides an opportunity for prepayment, in whole or in part, of the special assessments. A schedule of the amounts of the special assessments and the property benefitted are attached to the Ordinance. Any amount of special assessments not paid within the time prescribed in the Ordinance shall be certified by the City Clerk to the Clerk of Sedgwick County, Kansas, in the same manner and at the same time as other taxes are certified and will be collected in annual installments, together with interest on such amounts at a rate not exceeding the maximum rate therefor as prescribed by law. A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk, 129 E. Ross, Clearwater, Kansas 67026. A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at www.clearwaterks.org.

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: January 9, 2024.

City Attorney

**EXCERPT OF MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THE CITY OF CLEARWATER, KANSAS
HELD ON JANUARY 9, 2024**

The Governing Body (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 2024, came on for consideration and was discussed.

Councilmember _____ presented and moved the adoption of a Resolution entitled:

**A RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL
OBLIGATION BONDS, SERIES 2024, OF THE CITY OF CLEARWATER,
KANSAS.**

Councilmember _____ seconded the motion to adopt the Resolution. The Resolution was duly read and considered, and upon being put, the motion for the adoption of the Resolution was carried by the following vote of the Governing Body:

Aye: _____.

Nay: _____.

The Mayor declared the Resolution duly adopted by the Governing Body and the Clerk designated the same Resolution No. ____-2024.

* * * * *

(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. ____-2024

A RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL OBLIGATION BONDS, SERIES 2024, OF THE CITY OF CLEARWATER, KANSAS.

WHEREAS, the City of Clearwater, Kansas (the “Issuer”), pursuant to K.S.A. 12-6a01 *et seq.*, has previously authorized certain improvements described as follows (the “Improvements”):

<u>Project Description</u>	<u>Res. Nos.</u>	<u>Authority (K.S.A.)</u>	<u>Amount</u>
Park Glen Estates Addition—Phase 2 Street, secondary entrance, water and sewer improvements	08-2020 and 26-2023	12-6a01 <i>et seq.</i>	\$1,150,300

WHEREAS, the Issuer desires to issue its general obligation bonds in order to permanently finance the costs of such Improvements and to retire the following temporary notes of the Issuer, which were issued to temporarily finance a portion of the costs of the Improvements (the “Refunded Notes”):

<u>Series</u>	<u>Dated Date</u>	<u>Maturity Date</u>	<u>Original Amount</u>	<u>Outstanding Amount</u>
2020	November 10, 2020	April 1, 2024	\$1,785,000	\$1,210,000

; and

WHEREAS, the Issuer proposes to issue its general obligation bonds to pay costs of the Improvements and to retire the Refunded Notes; and

WHEREAS, the Governing Body of the Issuer (the “Governing Body”) has selected the firm of Ranson Financial Group, LLC, Wichita, Kansas (the “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 retire the Refunded Notes; 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 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.

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

Section 1. There is hereby authorized to be offered for sale the Issuer's General Obligation Bonds, Series 2024 (the "Bonds") described in the Notice of Bond Sale, which is hereby approved in substantially the form presented to the Governing Body this date (the "Notice of Bond Sale"). 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 the sale of the Bonds or reject all proposals.

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

Section 3. The Clerk, in conjunction with the Financial Advisor and Bond Counsel, is hereby authorized and directed to give notice of said bond sale by publishing a Notice of Intent to Seek Private Placement before the date of the bond sale in a newspaper of general circulation in Sedgwick County, Kansas, and the ***Kansas Register*** and by distributing copies of the Notice of Bond Sale and Preliminary Official Statement to prospective purchasers of the Bonds. Proposals for the purchase of the Bonds shall be submitted upon the terms and conditions set forth in the Notice of Bond Sale, and awarded or rejected in the manner set forth in the Notice of Bond Sale.

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

Section 5. The Issuer agrees to provide to the Purchaser within seven business days of the date of the sale of 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 6. The Mayor, Clerk and the other officers and representatives of the Issuer, the Financial Advisor and Bond Counsel are hereby authorized and directed to take such other action as may be necessary to: (a) carry out the sale of the Bonds; and (b) make provision for payment and/or redemption of the Refunded Notes from proceeds of the Bonds and other available funds.

The transactions described in this Resolution may be conducted, and documents related to the Bonds may be sent, received, executed, and stored, by electronic means or transmissions. Copies, telecopies, electronic files and other reproductions of original executed documents (or documents executed by electronic means or transmissions) shall be deemed to be authentic and valid counterparts of such documents for all purposes, including the filing of any claim, action or suit in the appropriate court of law.

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

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ADOPTED by the Governing Body on January 9, 2024.

(SEAL)

Mayor

ATTEST:

Clerk

EXHIBIT A

**CERTIFICATE DEEMING
PRELIMINARY OFFICIAL STATEMENT FINAL**

January 9, 2024

Re: \$1,080,000* City of Clearwater, Kansas, General Obligation Bonds, Series 2024

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 purchaser (the “Purchaser”) of the above-referenced bonds (the “Bonds”) 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 Bonds.

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

CITY OF CLEARWATER, KANSAS

By: _____
Title: Mayor

By: _____
Title: Clerk

NOTICE OF BOND SALE

\$1,080,000*

CITY OF CLEARWATER, KANSAS

**GENERAL OBLIGATION BONDS
SERIES 2024**

(GENERAL OBLIGATION BONDS PAYABLE
FROM UNLIMITED AD VALOREM TAXES)

Bids. Facsimile, email and electronic (as explained below) bids for the purchase of the above-referenced bonds (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 in the case of email and facsimile bids, and via PARITY® in the case of electronic bids, until 11:00 a.m. applicable Central Time (the “Submittal Hour”), on

TUESDAY, MARCH 12, 2024

(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 of the Issuer (the “Governing Body”) at its meeting to be held at 6:30 p.m. on the Sale Date. No oral or auction bids will be considered. Capitalized terms not otherwise defined herein shall have the meanings set forth in the hereinafter referenced Preliminary Official Statement relating to the Bonds.

Terms of the Bonds. The Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof (the “Authorized Denomination”). The Bonds will be dated March 29, 2024 (the “Dated Date”), and will become due in principal installments on October 1 in the years as follows:

<u>Year</u>	<u>Principal Amount*</u>	<u>Year</u>	<u>Principal Amount*</u>
2025	\$35,000	2035	\$55,000
2026	40,000	2036	55,000
2027	40,000	2037	55,000
2028	40,000	2038	60,000
2029	40,000	2039	65,000
2030	45,000	2040	65,000
2031	45,000	2041	70,000
2032	45,000	2042	70,000
2033	50,000	2043	75,000
2034	50,000	2044	80,000

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 on October 1, 2024 (the “Interest Payment Dates”).

***Adjustment of Issue Size.** The Issuer reserves the right to increase or decrease the total principal amount of the Bonds or the schedule of principal payments described above, depending on the purchase price and interest rates bid, and the offering prices specified by the Successful Bidder. The Successful Bidder may not withdraw its bid or change the interest rates bid as a result of any changes made to the principal amount of the Bonds or the schedule of principal payments as described herein. If there is an increase or decrease in the final aggregate principal amount of the Bonds or the schedule of principal payments as described above, the Issuer will notify the Successful Bidder by means of telephone, electronic or facsimile transmission, subsequently confirmed in writing, no later than 2:00 p.m. applicable Central Time, on the business day immediately following the Sale Date. The actual purchase price for the Bonds shall be calculated by applying the percentage of par value bid by the Successful Bidder against the final aggregate principal amount of the Bonds, as adjusted, plus accrued interest from the Dated Date to the Closing Date (as hereinafter defined).

Place of Payment. The principal of and interest on the 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 owner thereof whose name is 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 "State"). 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.

Book-Entry-Only System. The Depository Trust Company, New York, New York ("DTC"), will act as securities depository for the Bonds. 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: (a) DTC determines not to continue to act as securities depository for the Bonds, or (b) 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, Bonds maturing on October 1 in the years 2032, and thereafter, will be subject to redemption and payment prior to maturity on October 1, 2031, 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 or completing the applicable information on PARITY®.

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, any provider of municipal bond insurance 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 Redemption Date. All notices of redemption shall state the Redemption Date, 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 State 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 Redemption Date, provided funds are available for its payment at the price hereinbefore specified.

Authority, Purpose and Security. The Bonds are being issued pursuant to K.S.A. 12-6a01 *et seq.*, as amended, and an ordinance and a resolution adopted by the Governing Body (collectively the "Bond Resolution") for the purpose of paying costs of certain street, water and sewer improvements (the "Improvements"). The 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 the 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 Bonds as the same become due.

Submission of Bids. Facsimile and email bids must be made on forms which may be procured from the Clerk or the Financial Advisor and shall be addressed to the undersigned, and marked "Proposal for General Obligation Bonds, Series 2024." Facsimile bids should not be preceded by a cover sheet and should be sent only once to (316) 265-5403. Email bids should be sent only once to the Financial Advisor at bids@ransonfinancial.com. Confirmation of receipt of facsimile or email 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. ***Any bid submitted shall include the initial offering prices to the public for each maturity of the Bonds.*** 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 and Financial Advisor shall not be responsible for failure of the transmission or the receipt 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 3%; (c) no supplemental interest payments will be considered; and (d) each interest rate specified shall be a multiple of 1/8 or 1/20 of 1%. No bid for less than 98% 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 described under the caption "Establishment of Issue Price" in this Notice.

Good Faith Deposit. A good faith deposit is **not** required in connection with the submission of a bid.

Basis of Award. The award of the Bonds will be made on the basis of the lowest true interest cost ("TIC"), which will be determined as follows: the TIC is the discount rate (expressed as a per annum percentage rate) which, when used in computing the present value of all payments of principal and interest to be paid on the Bonds, from the payment dates to the Dated Date, produces an amount equal to the price bid, including any adjustments for premium or discount, if any. Present value will be computed on the basis of semiannual compounding and a 360-day year of twelve 30-day months. Bidders are requested to provide a calculation of the TIC for the Bonds on the Official Bid Form, computed as specified herein on the basis of their respective bids, which shall be considered as informative only and not binding on either the Issuer or the bidder. The Issuer or its Financial Advisor will verify the TIC based on such bids. If there is any discrepancy between the TIC specified and the bid price and interest rates specified, the specified bid price and interest rates shall govern, and the TIC specified in the bid shall be adjusted accordingly. If two or more proper bids providing for identical amounts for the lowest TIC are received, the Governing Body 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 not be considered. Any disputes arising hereunder shall be governed by the laws of the State, and any party submitting a bid

agrees to be subject to jurisdiction and venue of the federal and state courts within the State with regard to such dispute.

The Issuer's acceptance 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.

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

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 TIC to the Issuer.

If the Successful Bidder elects to purchase the Bonds with municipal bond insurance, certain rating agencies will assign their ratings to the Bonds with the understanding that upon delivery of the Bonds, a policy insuring the payment when due of the principal of and interest on the Bonds will be issued by such bond insurer. All costs associated with the purchase and issuance of such municipal bond insurance policy and associated ratings and expenses (other than any 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.

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. The Financial Advisor will apply for CUSIP numbers pursuant to Rule G-34 implemented by the Municipal Securities Rulemaking Board. All expenses in relation to the assignment and printing of CUSIP numbers on the Bonds will be paid by the Issuer.

Delivery and Payment. The Issuer will pay for the preparation of the Bonds and will deliver the Bonds properly prepared, executed and registered without cost on or about **MARCH 29, 2024** (the "Closing Date"), to DTC for the account 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. The Issuer will deliver one Bond of each maturity registered in the nominee name of DTC.

Establishment of Issue Price.

(a) In order to provide the Issuer with information necessary for compliance with Section 148 of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations promulgated thereunder (collectively, the "Code"), the Successful Bidder will be required to assist the Issuer in establishing the "issue price" of the Bonds and complete, execute and deliver to the Issuer prior to the Closing Date, a written certification in a form acceptable to the Successful Bidder, the Issuer and Bond

Counsel (the “Issue Price Certificate”) containing the following for each maturity of the Bonds: (1) the interest rate; (2) the reasonably expected initial offering price to the “public” (as said term is used in Treasury Regulation Section 1.148-1(f) (the “Regulation”)) or the sale price; and (3) pricing wires or equivalent communications supporting such offering or sale price. However, such Issue Price Certificate may indicate that the Successful Bidder has purchased the 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. Any action to be taken or documentation to be received by the Issuer pursuant hereto may be taken or received by the Financial Advisor or Bond Counsel on behalf of the Issuer.

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

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

(d) If all of the requirements of a “competitive sale” are not satisfied, the Issuer shall advise the Successful Bidder of such fact at the time of award of the sale of the Bonds to the Successful Bidder and the following provisions shall apply to the Bonds. ***In such event, any bid submitted will not be subject to cancellation or withdrawal.*** Within twenty-four (24) hours of the notice of award of the sale of the Bonds, the Successful Bidder shall advise the Issuer if a “substantial amount” (as defined in the Regulation (10%)) of any maturity of the Bonds has been sold to the public and the price at which such substantial amount was sold. The Issuer will treat such sale price as the “issue price” for such maturity, applied on a maturity-by-maturity basis. The Issuer will ***not*** require the Successful Bidder to comply with that portion of the Regulation commonly described as the “hold-the-offering-price” requirement for the remaining maturities, but the Successful Bidder may elect such option. If the Successful Bidder exercises such option, the Issuer will apply the initial offering price to the public provided in the bid as the issue price for such maturities. If the Successful Bidder does not exercise that option, it shall thereafter promptly provide the Issuer the prices at which a substantial amount of such maturities is sold to the public; provided such determination shall be made and the Issuer notified of such prices not later than three (3) business days prior to the Closing Date. ***Any change in the issue price of any of the Bonds after the Submittal Hour will not affect the purchase price for the Bonds submitted in the bid of the Successful Bidder.***

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

Preliminary Official Statement and Official Statement. The Issuer has prepared a Preliminary Official Statement dated January 9, 2024, “deemed final” by the Issuer except for the omission of certain information as provided in the Rule, copies of which may be obtained from the Clerk or from the Financial Advisor. Upon the sale of the 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 the Rule and Rule G-32. Additional copies may be ordered by the Successful Bidder at its expense.

Continuing Disclosure. In the Bond Resolution, the Issuer has covenanted to annually provide certain financial information and operating data and other information necessary to comply with the Rule, and to transmit the same to the Municipal Securities Rulemaking Board. This covenant is for the benefit of and is enforceable by any Registered Owner of the 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 2023 is as follows:

Equalized Assessed Valuation of	
Taxable Tangible Property	\$22,362,452
Tangible Valuation of Motor Vehicles (2022)	<u>3,229,546</u>
Equalized Assessed Tangible Valuation	
for Computation of Bonded Debt Limitations	<u>\$25,591,998</u>

The total general obligation indebtedness of the Issuer as of the Dated Date, including the Bonds being sold, is \$8,270,000*. Temporary notes in the principal amount of \$1,210,000 will be retired out of proceeds of the Bonds, which will reduce the outstanding general obligation indebtedness of the Issuer to \$7,060,000*.

Legal Opinion. The Bonds will be sold subject to the approving legal opinion of GILMORE & BELL, P.C., WICHITA, KANSAS, Bond Counsel to the Issuer, which opinion will be furnished and paid for by the Issuer, will be printed on the 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. Reference is made to the Preliminary Official Statement for further discussion of federal and State income tax matters relating to the interest on the Bonds.

Electronic Transactions. The transactions described herein may be conducted and related documents may be sent, received and stored by electronic means or transmissions. All bid documents, closing documents, certificates, ordinances, resolutions and related instruments may be executed by electronic means or transmissions. Copies, telecopies, electronic files and other reproductions of original executed documents (or documents executed by electronic means or transmissions) shall be deemed to be authentic and valid counterparts of such documents for all purposes, including the filing of any claim, action or suit in the appropriate court of law.

Additional Information. Additional information regarding the Bonds may be obtained from the Financial Advisor at the address set forth below:

DATED: January 9, 2024.

CITY OF CLEARWATER, KANSAS

By: Jaye Poe, Clerk

***Financial Advisor – Facsimile and Email Bid
Delivery Address:***

Ranson Financial Group, LLC
200 W. Douglas, Suite 600
Wichita, Kansas 67202
Attn: Larry Kleeman
Phone No.: (316) 264-3400
Fax No.: (316) 265-5403
Email: larry@citycode.com
Bid Email: bids@ransonfinancial.com

Issuer Address:

Attn: Jaye Poe, Clerk
129 E. Ross
P.O. Box 453
Clearwater, Kansas 67026
Phone No.: (620) 584-2311
Fax No: (620) 584-3119
Email: jpoe@clearwaterks.org

NOTICE OF INTENT TO SEEK PRIVATE PLACEMENT

**CITY OF CLEARWATER, KANSAS
GENERAL OBLIGATION BONDS, SERIES 2024**

Notice is hereby given that the City of Clearwater, Kansas (the “Issuer”) proposes to seek a private placement of the above-referenced bonds (the “Bonds”). The maximum aggregate principal amount of the Bonds shall not exceed \$1,150,000. The proposed sale of the Bonds is in all respects subject to approval of an appropriate bond purchase agreement between the Issuer and the purchaser of the Bonds and the passage of an ordinance and adoption of a resolution by the Governing Body authorizing the issuance of the Bonds and the execution of various documents necessary to deliver the Bonds.

DATED: January 9, 2024.

Jaye Poe, Clerk

KANSAS REGISTER

DOCUMENT NO. _____

(Above space for Register Office Use)

Submission Form
Municipal Bond Sale Notice
(K.S.A. 10-106 as amended)

TITLE OF

DOCUMENT NOTICE OF INTENT TO SEEK PRIVATE PLACEMENT

Re: City of Clearwater, Kansas, General Obligation Bonds, Series 2024, Dated
March 29, 2024.

NUMBER OF PAGES: 1

DESIRED PUBLICATION DATE: FEBRUARY 15, 2024

BILL TO: Jaye Poe, Clerk
129 E. Ross, P.O. Box 453, Clearwater, Kansas 67026

Please forward 1 Affidavit of Publication of same to Dawn
Albrecht, Gilmore & Bell, P.C., 100 North Main, Suite 800,
Wichita, KS 67202 at your earliest opportunity.

Any questions regarding this document should be directed to:

NAME: Dawn Albrecht PHONE: (316) 267-2091 or (316) 303-3117

Certification

I hereby certify that I have reviewed the attached and herein described document, and that it conforms to all applicable **Kansas Register** publication guidelines. I further certify that submission of this item for publication in the **Kansas Register** is authorized by the municipality which has issued the notice.

Authorized Signature

Dawn Albrecht

Typed Name of Signer

Legal Practice Assistant

Position

TRANSMIT TO: Kansas Register; Secretary of State; State Capitol, Topeka, KS 66612
PHONE: (785) 296-3489; FAX: (785) 291-3051; EMAIL: kansasregister@sos.ks.gov

THIS SPACE FOR REGISTER OFFICE USE ONLY

OFFICIAL BID FORM
PROPOSAL FOR THE PURCHASE OF CITY OF CLEARWATER, KANSAS
GENERAL OBLIGATION BONDS, SERIES 2024

TO: Jaye Poe, Clerk
City of Clearwater, Kansas

March 12, 2024

For \$1,080,000* principal amount of General Obligation Bonds, Series 2024, of the City of Clearwater, Kansas (the "Issuer"), to be dated March 29, 2024, as described in the Notice of Bond Sale dated January 9, 2024 (the "Notice"), 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>Initial</u> <u>Offering</u> <u>Price</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>	<u>Initial</u> <u>Offering</u> <u>Price</u>
2025	\$35,000	_____ %	_____ %	2035	\$55,000	_____ %	_____ %
2026	40,000	_____ %	_____ %	2036	55,000	_____ %	_____ %
2027	40,000	_____ %	_____ %	2037	55,000	_____ %	_____ %
2028	40,000	_____ %	_____ %	2038	60,000	_____ %	_____ %
2029	40,000	_____ %	_____ %	2039	65,000	_____ %	_____ %
2030	45,000	_____ %	_____ %	2040	65,000	_____ %	_____ %
2031	45,000	_____ %	_____ %	2041	70,000	_____ %	_____ %
2032	45,000	_____ %	_____ %	2042	70,000	_____ %	_____ %
2033	50,000	_____ %	_____ %	2043	75,000	_____ %	_____ %
2034	50,000	_____ %	_____ %	2044	80,000	_____ %	_____ %

* Subject to change, see the Notice

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

Principal Amount \$1,080,000*.00
Less Discount (not to exceed 2%) -
Plus Premium (if any)
Total Purchase Price \$

Total interest cost to maturity at the rates specified \$
Net interest cost (adjusted for Discount and/or Premium)..... \$
True Interest Cost %
Average annual net interest rate %

- ☐ The Bidder elects to purchase Municipal Bond Insurance from (circle one of the following): [AGM] [BAM]
☐ The Bidder elects to have the following Term Bonds:

<u>Maturity Date</u>	<u>Years</u>	<u>Amount*</u>
October 1, _____	_____ to _____	\$ _____
October 1, _____	_____ to _____	\$ _____

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

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

Submitted by: _____

(LIST ACCOUNT MEMBERS ON REVERSE)

By: _____

Telephone No. (____) _____

ACCEPTANCE

Pursuant to action duly taken by the Governing Body of the Issuer the above proposal is hereby accepted on March 12, 2024.

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. Facsimile bids may be filed with Ranson Financial Group, LLC, Fax No. (316) 265-5403, email bids may be sent to Ranson Financial Group, LLC at bids@ransonfinancial.com, and electronic bids may be submitted via **PARITY**®, at or prior to 11:00 a.m. applicable Central Time, on March 12, 2024. Any bid received after such time will not be accepted or shall be returned to the bidder.

**City of Clearwater
City Council Meeting
January 9, 2024**

Waste Connections – Contract Extension

Context: The city is currently in its final year of an eight-year contract with Waste Connections for sanitation and recycling services. We have received notice of the rate increase for 2024 per our current contract.

The contract with Waste Connections was originally agreed to in 2007 and was renewed in 2010 and 2015 and extended in 2017. During that time Waste Connections has also provided services for city wide clean each year. When reviewing bids from the original RFB Waste Connections was the only service that didn't charge the city extra for the City-Wide Cleanup. Along with the curbside city-wide cleanup, Waste Connection offers the city 5 free roll off tops that we use at Public Works throughout the year in order to keep our grounds clean.

Financial: Waste Connections has offered to extend the 2023 pricing for an additional two years by signing an eight-year agreement.

Legal Considerations: Review and comment as necessary.

Recommendations/Actions: Consider the contract extension with Waste Connections.



City of Clearwater, Kansas

City Of Clearwater, Ks.
Courtney Zollinger, City Administrator
Cc: Bert Ussery, Mayor

December 26, 2023

Dear Courtney:

We at Waste Connections appreciate the opportunity to service the waste and recycling hauling needs of the City of Clearwater. We value this business relationship we have developed over the years and look forward to continuing this relationship into the future.

I wanted to advise you, City Council Members and the Mayor per our current Service Agreement as of January 1st, 2024, Waste Connections is allowed an increase of \$0.40 per home.

Please review the new monthly rates below:

	<u>2023 Rates</u>	<u>2024 Rates</u>
Resident with 1–65-gallon cart	\$11.34 per mo.	\$11.74 per mo.
Resident with 1–95-gallon cart	\$13.51 per mo.	\$13.91 per mo.
Resident with 2–95-gallon carts	\$21.29 per mo.	\$21.69 per mo.
Recycle Curbside Recycle Service	\$4.75 per mo.	\$4.75 per mo.
Bulky Item Cost	\$15.00 per Item	\$15.00 per item

Once again, I would like to thank you for your community's support. Please feel free to call me if you have any questions or concerns.

Sincerely,

Herschel West
Waste Connections of Kansas, Inc.
Municipal Marketing Manager
Email: herschel.west@wasteconnections.com
Work # 316-838-4973
Cell # 316-253-8023



City Of Clearwater, Ks.
Courtney Zollinger
City Administrator

January 5, 2024

Dear Courtney,

Waste Connections of Kansas, Inc. (WC) would like to thank the City of Clearwater for their business over the past fifteen plus years, and we value our business relationship, and we look forward to continuing service for many more years.

We would like to advise the city that the current Agreement between the City and WC expires on December 31, 2024, and we hope with the quality of service that we have provided over the years that the City of Clearwater would like to extend the Agreement for another eight (8) years.

WC is allowed a \$0.40 increase per home effective January 1, 2024. WC will forgo this increase if the City of Clearwater would be interested in extending service for another eight (8) years. After reviewing the current rates, we would keep the current rates the same for two years and the city will not see an increase until January of 2026. Please see the proposed rates below.

Residential Rates

1-65-gallon trash cart serviced at the curb one time a week - \$11.34 per month.

With this service no extra bags are allowed with 65-gallon service. Extra bags will cost \$2.00 for each additional bag or bundle and are prepaid to WC.

1-95-gallon trash cart serviced at the curb one time a week - \$13.51 per month.

2-95-gallon trash carts serviced at the curb one time a week - \$21.29 per month.

With this service, extra trash that is left at the curb will be picked up if it's limited to five (5) additional bags no larger than 13-gallon kitchen bags or 39-gallon bags for leaves **OR** two personal receptacles (no larger than 32 gallons/40lbs) **OR** 5 bundles of limbs/twigs (no larger than 4' long and 12" in diameter). The 39-gallon bags must be able to be picked up by one person and not weigh more 30lbs. All trash should be bagged inside trash cart. Extra beyond these limits will cost \$2.00 for each additional bag or bundle and are prepaid to WC. Cardboard boxes that are thrown away as trash must be bagged.

1-95 gallon recycle cart serviced at the curb every other week – \$4.75 per month.

With recycle service no extra recycle is allowed outside of the recycle cart. If customer constantly has extra recycle materials, they should get a second recycle cart.

Bulky Item Pick Cost - \$15.00 per item.

WC will lock these rates for two (2) years with a new eight (8) year (Amendment of the initial Agreement) extension. After the 2nd year of the Agreement on the anniversary date there will be a \$0.40 increase for each home each. WC will remove the Fuel Formula for this new eight (8) year extension.

(Remainder of page intentionally left blank.)

WC will continue to provide the same following services for the City of Clearwater.

City Owned Facilities

WC will continue to provide service to all city owned facilities at no cost to the city.

City Wide Cleanup

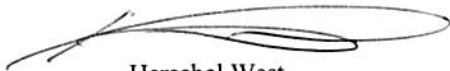
WC will provide one time per year a curbside city-wide clean up. WC will provide a minimum of 6 Compactor Trucks, drivers and personnel for curbside service. The city residents need to have all items out by 6:00 a.m. at the curb. WC will drive through the city one time. All wood and branches must be in bundles no longer than four (4) feet and twelve (12) inches in diameter. Hauler reserves the right to reject trash if not in a neatly organized pile. This service is for the city residential customers within the corporate boundaries of the city at no cost.

Public Works Roll Off

WC will provide 1-40yd roll at the Public Works facility. WC will provide up to five (5) hauls per year and the disposal cost at no cost to the City of Clearwater. All hauls more than the five (5) WC would be allowed to charge the current haul charges and disposal cost. The 2024 current haul charge is \$240 per haul, and the disposal is currently at \$74 per ton.

We would be glad to further discuss if the City of Clearwater has questions for WC. We thank you again for the opportunity to propose these services and rates for the city for another eight (8) years, and I look forward to hearing from you soon.

Sincerely,



Herschel West
HOA Market Manager
Waste Connections of Kansas, Inc.
316-838-4923 office
316-253-8023 cell

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PROPOSAL

TO: City of Clearwater
 FROM: Lori Bower and Chelsey Dawson
 DATE: 1-5-24
 SUBJECT: Resident Recruitment Campaign Continuation

Below are three options for continuing the Clearwater resident recruitment campaign. The main difference among the options is whether or not we create new ads. For budgeting purposes, we're suggesting a 90-day campaign. If you'd like to continue for a longer period of time for the same budget, we could run every other week or every other month.

Budget Options: 90-Day Campaign

<u>Option 1</u> Existing Ads + Additional Emails	<u>Option 2</u> A Few New Ads (Existing Footage) + Additional Emails	<u>Option 3</u> New Footage/Ads + Additional Emails
\$10,500	\$12,250	\$14,800
Generate Leads - Turn on existing lead generation campaign (same audiences and ads) - Run ads on Facebook and Google/YouTube (\$3,000/mo)	Generate Leads - Refresh/create new ads utilizing the images/videos we have or images/video provided by Clearwater - Run ads on Facebook and Google/YouTube (\$3,000/mo)	Generate Leads - Augment campaign with new creative – this would include a video/photo shoot in Clearwater - Run ads on Facebook and Google/YouTube (\$3,000/mo)
Nurture Leads - Create email drip to continue nurturing the leads from the initial campaign (3 emails – sending 1 per month) - Active Campaign Subscription - 6 months (\$52.50/month)	Nurture Leads - Create email drip to continue nurturing the leads from the initial campaign (3 emails – sending 1 per month) - Active Campaign Subscription - 6 months (\$52.50/month)	Nurture Leads - Create email drip to continue nurturing the leads from the initial campaign (3 emails – sending 1 per month) - Active Campaign Subscription - 6 months (\$52.50/month)
Coordination, Reporting	Coordination, Reporting	Coordination, Reporting

**City of Clearwater
City Council Meeting
January 9, 2024**

Well 6 Emergency Repair

Context: In August 2023 well 6 went down and Layne A Granite Company was called to do an inspection. The rehab was completed by November 2023 and Layne found that there is a hole in the louvers eighty-six feet down.

The recommendation is to reline the well. This will shrink the well casing to the point that will require us to switch to a submersible pump.

Layne will mobilize a pump service crew with all necessary materials to reline the existing water supply with a complete well liner. The liner's casing will be 10-inch diameter carbon steel. The screens will be wire wrapped stainless steel and will match the existing well design. The liner will be set into place, then the remaining annulus between the existing casing and new casing will be gravel packed and/or sealed. The well will be developed then a four (4) hour constant rate pumping test will be performed to determine capacity.

Financial: The cost for relining the well is \$23,787.00. Public Works Equipment Reserve has funds for emergency repair to cover the cost.

Legal Considerations: Review and comment as necessary.

Recommendations/Actions: Approve the emergency repair for well #6 with Layne for \$23,878.00.



December 19, 2023

City of Clearwater, Ks
129 E Ross Avenue
Clearwater, KS 67026
Attn: Cole Hollis

RE: City of Clearwater, KS Well 6 Relining

Layne is pleased to present our proposal for relining of the existing Well 6 after the previous findings in the Well 6 Rehabilitation and TV Survey.

1) Well Relining:

Layne will mobilize a pump service crew with all necessary materials to reline the existing water supply with a complete well liner. The liner's casing will be 10-inch diameter carbon steel. The screens will be wire wrapped stainless steel and will match the existing well design. The liner will be set into place, then the remaining annulus between the existing casing and new casing will be gravel packed and/or sealed. The well will be developed then a four (4) hour constant rate pumping test will be performed to determine capacity. Permanent pumping equipment will be sized and quoted after reviewing the capacity of the relined well.

PRICE SCHEDULE

Item	Description	Unit	Est. Qty	Unit Price	Total Est. Price
1	WELL 6 RELINING	EA	1	\$23,787.00	\$23,787.00

Sincerely,

Layne Christensen Company

Cade Canaday
Project Manager
Layne Christensen Company