

OSAWATOMIE CITY COUNCIL
AGENDA

March 23, 2023

6:30 p.m. | Memorial Hall | 411 11th Street

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Invocation
5. Consent Agenda
 - Consent Agenda items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action.*
 - A. March 23, 2023 Agenda
 - B. March 9, 2023 Meeting Minutes
 - C. Pay Application(s)
 - \$ 20,306.00 – Water Treatment Plant Design
 - \$ 32,643.00 – Water Distribution Design
 - \$ 11,456.00 – WWTP Construction Observation
 - \$ 49,720.65 – 2023 Street Project Design
 - \$ 1,927.80 – 2022 KDOT TA Grant Design
 - \$265,244.75 – Crossland Pay App #6 – WWTP
 - D. Special Event Permit(s)
 - Freedom Festival – Signature Event
 - OHS Alumni Street Dance
 - OHS Alumni Parade
 - “Third Saturdays” - OTC
6. Comments from the Public
 - Citizen participation will be limited to 5 minutes. Stand & be recognized by the Mayor.*
7. Public Hearing
8. Presentations, Proclamations, and Appointments
 - A. Creating a Community Anchor – Mike Scanlon and Dr. Morgan Menefee
9. Unfinished Business
10. New Business
 - A. Resolution 1115 – Opting Out of Midwest Public Risk
 - B. Resolution 1120 – Transition of Responsibilities for City Manager/Deputy City Manager (Provided Later)
 - C. Resolution 1124 – Granting Extension of Lease Agreement with Doug Petroskey
 - D. Resolution 1128 – Authorizing the Sale/Consumption of Alcohol During a Special Event on City Property (Provided Later)
 - E. Ordinance 3824 - Authorizing the Issuance of General Obligation Bonds of the City to Provide Funds to Finance Certain Recreational Trail Improvements
11. Council Report
12. Mayor’s Report
13. City Manager & Staff Report
14. Adjourn

NEXT REGULAR MEETING – April 14, 2023

Osawatomie, Kansas. **March 9, 2023.** The Council Meeting was held at Memorial Hall located at 411 11 Street. Mayor Nick Hampson called the meeting to order at 6:30 p.m. Council members present were: Schasteen, Diehm, Dickinson, LaDuex, Bratton, Filipin and Caldwell. Council member Macek was absent. City Staff present at the meeting were City Manager Mike Scanlon, Deputy City Manager Bret Glendening, City Clerk Tammy Seamands City Attorney Jeff Deane, Utilities Director Terry Upshaw, Public Works Director Michele Silsbee, Assistant Police Chief William Bradshaw, Assistant City Manager Sam Moon and Business Liaison Kari Bradley. Members of the public were: Kirk Wright, Ryan Johnson, Charles Johnson, John Wastlund, Dustin Baker, Brian Beets and Derek Henness.

INVOCATION. – John Wastlund, The Well Wesleyan Church

CONSENT AGENDA. Approval of March 9th Agenda, February 23rd Council Meeting Minutes, Pay Application – Western Consultants- WWTP - \$3,765.00, Special Event Permit – John Brown Jamboree 2023, Special Event Permit – Border War BBQ 2023, Special Event Permit – OHS Prom Walk in Downtown. **Motion** made by Dickinson, seconded by Bratton to approve the consent agenda as presented. Yeas: All

COMMENTS FROM THE PUBLIC. – John Wastlund – Seeing the resolution on the agenda tonight to increase the pay for the Firefighters, I would encourage you to maybe make the increase larger. Thanked the council that came to the retirement party for Brian Mersman.

PUBLIC HEARINGS. – None.

PRESENTATIONS, PROCLAMATIONS AND APPOINTMENTS.

FOOD SAFETY AWARENESS WEEK PROCLAMATION – Councilmember LaDuex, read the proclamation. **Motion** made by Dickinson, seconded by Filipin to accept the Food Safety Awareness Week Proclamation as presented. Yeas: All.

UNFINISHED BUSINESS.

RESOLUTION 1116 – RELEASE OF PROPERTY AT 1103 CHESTNUT FROM RESOLUTION 1063. The property located at 1103 Chestnut Avenue was identified as a candidate for condemnation and demolition in October 2022. A hearing date for the property was set for October 13, 2022. At the hearing the owner of record, Michael Olsen, presented his plan for the complete remodel of the structure and asked for the council to consider granting a delay in condemnation. Council approved this request with the following stipulations: Irrevocable letter of credit to be given to the city by November 10, 2022 in the amount of \$10,000, All Real Property taxes must be current by December 31, 2022 on the property located at 1103 Chestnut Avenue, and an occupancy permit to be issued no later than March 1, 2023. Mr. Olsen on February 23rd asked for a 15-day extension which city council approved in Resolution 1112. Mr. Olsen has completed the improvements required and his property tax received a Certificate of Occupancy. **Motion** made by LaDuex, seconded by Bratton to approve Resolution 1116 – Releasing the property located at 1103 Chestnut from further condemnation actions and returning the dedicated certificates of deposit as presented. Yeas: All.

RESOLUTION 1059 – CONDEMNATION OF 127 ROHRER HEIGHTS DRIVE – The property located at 127 Rohrer Heights was identified as a candidate for condemnation and demolition in October 2022. A hearing date for the property was set for October 13, 2022. At the hearing the Jennifer McMahon spoke on behalf of Charles Johnson and asked the council to consider granting a delay in condemnation. Council approved this request with the following stipulations: Irrevocable letter of credit to be given to the city by November 10, 2022 in the amount of \$15,000, All Real Property taxes must be current by December 31, 2022 on the property located at 1103 Chestnut Avenue, and an occupancy permit to be issued no later than March 1, 2023. Because the owners has failed to obtain an Occupancy Permit no later than March 1, 2023 he has failed to meet the requirements of the motion. The property owner was notified today and the structured “red tagged” placarded. Upon final action by the City Council, we will complete the demolition of the structure in the coming twenty-one days. **Motion** made by Bratton, seconded by Schasteen to approve Resolution 1059 – Finding that the structure located at Rohrer Heights BLK 1 Osawatomie, LTS 1-3 BLK 1 Rohrer Heights Section 10 Township 18 Range 22, in the City of Osawatomie, Miami County, Kansas; commonly known and referred to as 127 Rohrer Heights, Osawatomie, Kansas, is unsafe or dangerous and directing that the structure be removed and the premises made safe and secured as presented. Yeas: (6) Schasteen, Diehm, Dickinson, LaDuex, Bratton and Caldwell. Nays: (1) Filipin

NEW BUSINESS.

RESOLUTION 1121 –AUTHORIZING INCREASE IN PAY PER CALL FOR FIRE RESPONSE/TRAINING - On December 21, 2022, Miami County Board of County Commission approved an increase from \$30/emergency call to \$35 and an increase in pay from \$20/call to \$35/call for public relations activities and training for Miami County Rural Fire Department firefighters. During the City’s budget process for 2023, we budgeted to increase for in town calls as well in order to stay in line with what the county was paying. This resolution merely makes those changes official. Note: This will be retroactive to 1/1/2023. **Motion** made by Bratton, seconded by Schasteen to approve Resolution 1121– Approving an increase in pay per call for emergency purposes and an increase in pay per call for public relations/training activities for the Osawatomie Volunteer fire department as presented with a review in one year. Yeas: All

RESOLUTION 1113 – ADOPTION OF FISCAL SUSTAINABILITY PLAN FOR OSAWATOMIE’S SEWER UTILITY– As we move closer to completing our work at the wastewater treatment plant, we will have additional resolutions to accept the work, close out the revolving loan fund loan and in the instance of Resolution 1113, adopt a fiscal sustainability plan. In short, this plan identifies the capital investment needs of the utility, assigns a cost to those needs and sets forth a plan to effectively set monies aside for maintenance and investment into the utility. **Motion** made by LaDuex, seconded by Dickinson to approve Resolution 1113- Establishing a fiscal sustainability plan, final plan of operations and an emergency wastewater operations plan for the wastewater treatment facility as presented. Yeas: All.

RESOLUTION 1114 – MODIFYING THE CITY’S PERSONNEL POLICIES TO DEFINE WORK WEEKS FOR LAW ENFORCEMENT OFFICERS – As discussed in previous city council meetings, the Osawatomie Police Department implemented the use of 12 hour shifts

as a tool to improve recruitment and retention. Officers prefer the 12 hour shifts due to it allowing them to have every other weekend off, which in turn, allows them to spend more time at home with their families. The Osawatomie Police Department is one of the few police departments that offer the 12 hour shifts, which has been a contributing factor our staffing rates being better than surrounding agencies.

A down side to the 12 hour shifts and how the schedule is set up is that one week is a long week (4 days long) and the following week is a short week (3 days long). Due to the first week being 4 days, it creates an automatic 8 hours of scheduled overtime every pay period.

In an attempt to reduce overtime for the police department, I, Chief David Stuteville propose the City of Osawatomie approve Resolution 1114, which allows the use of the Fair Labor Standards Act 207(k). The Fair Labor Act 207(k) allows employers to compute overtime for law enforcement on the basis of extended work schedule. This particular exemption states that police officers will earn overtime once they have exceeded 86 actual hours of worked time during a two-week work period.

The implementation of this resolution would assist in lowering the paid overtime within the police department.

Motion made by Caldwell, seconded by Filipin to approve Resolution 1114 –Amending the personnel policies for the City of Osawatomie, Kansas to modify the definition of work week for non-exempt law enforcement personnel as presented. Yeas: All.

RESOLUTION 1117 – GRANTING EXTENSION OF PRE-DEVELOPMENT AGREEMENT WITH DOUG PETROSKEY – Resolution 1117 builds off Resolution 1005 which also extended the predevelopment period given to Mr. Petroskey in the original resolution, Resolution 926 dated September 23, 2021. Mr. Petroskey has expended 532 days between Resolution 926 and March 9, 2023. I am recommending that we give him until the end of the year (an additional 297 days) to come up with a plan. If by the end of the year that’s not possible then I’m asking the City Council to give City staff the authority to market the property to other potential users. By the end of the year, we will have tied up the property for 829 days with Mr. Petroskey – at that point I think the City must be ready to move on. **Motion** made by Caldwell, seconded by Filipin to approve Resolution 1117 – Extending the period of the predevelopment agreement with Doug Petroskey for the potential purchase and development of northland property phase 1B to December 31, 2023 at which point the city can begin the marketing of the site to other potential developers as presented. Yeas: All.

RESOLUTION 1118 – GRANTING EXTENSION OF PRE-DEVELOPMENT AGREEMENT WITH WRIGHTWAY HOME LLC– Resolution 1118 permits Wrightway Homes LLC another 180 days to look at the purchase of property from the City and development of the 5th Street Terrace Addition. The Resolution outlines all of the work that has been completed to date to bring this project to fruition. **Motion** made by Bratton, seconded by LaDuex to approve Resolution 1118 – Directing the City Manager to sign a 180-day extension to the predevelopment agreement with Wrightway Homes for the potential purchase and development of 5th street terrace addition (formerly known as 10 acres) as presented. Yeas: All.

RESOLUTION 1119 – PREDEVELOPMENT AGREEMENT WITH CAMP MOPAC LLC IN REGARDS TO CONSTRUCTION OF CAMP MOPAC – The City has been looking at the potential development of camping or an event space at Mile 0. Scanlon was contacted by a developer who was identified by Halls Trucking as a potential company (Alcove Development) interested in developing a camp ground in our community. At the time Scanlon was notified he was finishing a State Park Revitalization and Investment in Notable Tourism (SPRINT) Grant that was building off the Camp MoPac idea that we submitted for an Attraction Development Grant (ADG) in 2022. Scanlon met with Alcove Development and they were already building off our original ideas for a camp ground and going well beyond our original concepts (it was better). Scanlon asked them if they would consider a 180-day Predevelopment Agreement which could be bundled with our application. They were able to meet our conditions and the Predevelopment Agreement in this packet has been approved by them. Scanlon will be providing handouts and a final Predevelopment Agreement prior to the meeting and will provide site and potential cabins for your review that meeting. Understand we are at the preliminary level of engineering and much more work will need to be done before this project officially begins. **Motion** made by Caldwell, seconded by Filipin to approve Resolution 1119 – Directing the city manager to sign a predevelopment agreement with Camp MoPac LLC for the development of Camp MoPac at the Flint Hills State Park trail head A—Mile 0 as presented. Yeas: All.

EXECUTIVE SESSION – Motion made by Dickinson, seconded by Schasteen that the City Council recess into closed, executive session for the purpose of discussing personnel matters of nonelected personnel pursuant to the exception K.S.A. 75-4319 (b)(1). The closed meeting will last 10 minutes and will resume here in Memorial Hall at 7:58 p.m. Also attending will be City Manager Mike Scanlon, Deputy City Manager Bret Glendening, City Attorney Jeff Deane and City Clerk Tammy Seamands. Yeas: All.

The council meeting resumed to open session at 7:58 p.m. with no action taken.

Motion made by Dickinson, seconded by LaDuex that the City Council recess into closed, executive session for the purpose of discussing acquisition of real property pursuant to the exception in K.S.A. 75-4319 (b)(6). The closed meeting will last 10 minutes and will resume here in Memorial Hall at 8:10 p.m. Also attending will be City Manager Mike Scanlon, Deputy City Manager Bret Glendening, City Attorney Jeff Deane and City Clerk Tammy Seamands. Yeas: All.

The council meeting resumed to open session at 8:10 p.m. with no action taken.

COUNCIL REPORTS

Karen LaDuex ~ last Friday we went to 545 Main and listened to presentations for people that we were interviewing to continue the planning process for the Planning Sustainable Places “The Hub”. MARC was very organized and had a system to rate people. We were very pleased how it came out. It was an enjoyable afternoon.

Dale Bratton ~ some of the citizens are saying that the new strip on Brown is becoming a raceway. They would like a stop sign at 16th & 17th to slow down the speeds.7

MAYOR'S REPORT – We had a public forum for 5th Street Terrace (10 acres) before this meeting. There is a QR code if anyone wants additional information.

We had a City County Summit on Tuesday at 545 Main. Everyone but Spring Hill was represented there. The county brought the country appraiser over to talk about how the appraisal process works. Mike has invited him to our next council meeting.

The Auditors came in this week. Thank you to Tammy and her staff for being efficient and getting them the information that they needed.

Thank you to all of the volunteers that serve on our committees and boards. It takes a lot of time out of their schedules but it is very important that we have good people doing it.

CITY MANAGER & STAFF REPORTS. – None.

OTHER DISCUSSION/MOTIONS.

Motion made by Schasteen seconded by LaDuex to adjourn. Yeas: All. The mayor declared the meeting adjourned at 08:16 p.m.

/s/ Tammy Seamands
Tammy Seamands, City Clerk

Contractor's Application for Payment

Owner: <u>City of Osawatomie, KS</u>	Owner's Project No.: _____
Engineer: <u>BG Consultants</u>	Engineer's Project No.: <u>20-1414L</u>
Contractor: <u>Crossland Heavy Contractors</u>	Contractor's Project No.: <u>22K05SP</u>
Project: <u>2022 Osawatomie WWTF Improvements</u>	
Contract: _____	
Application No.: <u>6</u>	Application Date: <u>3/9/2023</u>
Application Period: From <u>2/1/2023</u> to <u>2/28/2023</u>	

1. Original Contract Price	\$ 2,538,564.00
2. Net change by Change Orders	\$ 17,707.00
3. Current Contract Price (Line 1 + Line 2)	\$ 2,556,271.00
4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total)	\$ 1,684,973.00
5. Retainage	
a. <u>5%</u> X <u>\$ 1,205,625.00</u> Work Completed	\$ 60,281.25
b. <u>5%</u> X <u>\$ 479,348.00</u> Stored Materials	\$ 23,967.40
c. Total Retainage (Line 5.a + Line 5.b)	\$ 84,248.65
6. Amount eligible to date (Line 4 - Line 5.c)	\$ 1,600,724.35
7. Less previous payments (Line 6 from prior application)	\$ 1,335,479.60
8. Amount due this application	\$ 265,244.75
9. Balance to finish, including retainage (Line 3 - Line 4)	\$ 871,298.00

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:


(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;

(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interest, or encumbrances); and

(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor: Crossland Heavy Contractors

Signature:  **Date:** 3/9/2023

Recommended by Engineer	Approved by Owner
By: <u></u>	By: _____
Title: <u>Project Engineer</u>	Title: _____
Date: <u>03/09/2023</u>	Date: _____
Approved by Funding Agency	
By: _____	By: _____
Title: _____	Title: _____
Date: _____	Date: _____

Progress Estimate - Lump Sum Work

Contractor's Application for Payment

Owner: City of Osawatomie, KS	Owner's Project No.: _____
Engineer: BG Consultants	Engineer's Project No.: 20-1414L
Contractor: Crossland Heavy Contractors	Contractor's Project No.: 22K05SP
Project: 2022 Osawatomie WWTF Improvements	
Contract: _____	

Application No.: 6 **Application Period:** From 02/01/23 to 02/28/23 **Application Date:** 03/09/23

A Item No.	B Description	C Scheduled Value (\$)	D + E Work Completed		F Materials Currently Stored (not in D or E) (\$)	G Work Completed and Materials Stored to Date (D + E + F) (\$)	H % of Scheduled Value (G / C) (%)	I Balance to Finish (C - G) (\$)
			D (D + E) From Previous Application (\$)	E This Period (\$)				
Original Contract								
1	General Conditions	107,542.00	107,542.00	-	-	107,542.00	100%	-
2	Sitework	24,500.00	8,400.00	-	-	8,400.00	34%	16,100.00
3	Concrete	43,300.00	43,300.00	-	-	43,300.00	100%	-
4	Metals	367,800.00	282,220.00	75,000.00	-	357,220.00	97%	10,580.00
5	Thermal & Moisture Protection	4,100.00	-	-	-	-	0%	4,100.00
6	Openings	15,000.00	15,000.00	-	-	15,000.00	100%	-
7	Coatings	14,000.00	-	-	-	-	0%	14,000.00
8	Electrical	345,000.00	71,000.00	95,000.00	-	166,000.00	48%	179,000.00
9	Earthwork	122,622.00	8,000.00	-	-	8,000.00	7%	114,622.00
10	Utilities	152,600.00	146,206.00	-	-	146,206.00	96%	6,394.00
11	Conveying Systems	10,100.00	2,353.00	7,747.00	-	10,100.00	100%	-
12	Process Gas & Liquid Handling Equipment	350,000.00	178,542.00	59,458.00	89,839.00	327,839.00	94%	22,161.00
13	Water & Wastewater Equipment	982,000.00	46,150.00	42,000.00	389,509.00	477,659.00	49%	504,341.00
						-		-
						-		-
						-		-
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						-		-
Original Contract Totals		\$ 2,538,564.00	\$ 908,713.00	\$ 279,205.00	\$ 479,348.00	\$ 1,667,266.00	66%	\$ 871,298.00

Progress Estimate - Lump Sum Work

Contractor's Application for Payment

Owner:	City of Osawatomie, KS	Owner's Project No.:	
Engineer:	BG Consultants	Engineer's Project No.:	20-1414L
Contractor:	Crossland Heavy Contractors	Contractor's Project No.:	22K05SP
Project:	2022 Osawatomie WWTF Improvements		
Contract:			

Application No.: 6 **Application Period:** From 02/01/23 to 02/28/23 **Application Date:** 03/09/23

A	B	C	D		E	F	G	H	I
Item No.	Description	Scheduled Value (\$)	Work Completed		Materials Currently Stored (not in D or E) (\$)	Work Completed and Materials Stored to Date (D + E + F) (\$)	% of Scheduled Value (G / C) (%)	Balance to Finish (C - G) (\$)	
			(D + E) From Previous Application (\$)	This Period (\$)					
Change Orders									
14	CO-02 Clarifier Wall Demo	6,574.00	6,574.00	-	-	6,574.00	100%	-	
15	CO-02 12" Overflow Line	11,133.00	11,133.00	-	-	11,133.00	100%	-	
Change Order Totals		\$ 17,707.00	\$ 17,707.00	\$ -	\$ -	\$ 17,707.00	100%	\$ -	
Original Contract and Change Orders									
Project Totals		\$ 2,556,271.00	\$ 926,420.00	\$ 279,205.00	\$ 479,348.00	\$ 1,684,973.00	66%	\$ 871,298.00	

Stored Materials Summary

Contractor's Application for Payment

Owner: City of Osawatomie, KS	Owner's Project No.: _____
Engineer: BG Consultants	Engineer's Project No.: 20-1414L
Contractor: Crossland Heavy Contractors	Contractor's Project No.: 22K05SP
Project: 2022 Osawatomie WWTF Improvements	
Contract: _____	

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A Item No. (Lump Sum Tab or Bid Item No. (Unit Price Tab)	B Supplier Invoice No.	C Submittal No. (with Specification Section No.)	D Description of Materials or Equipment Stored	E Storage Location	F Application No. When Materials Placed in Storage	Materials Stored			Incorporated in Work			M Materials Remaining in Storage (I-L) (\$)							
						G Previous Amount Stored (\$)	H Amount Stored this Period (\$)	I Amount Stored to Date (G+H) (\$)	J Amount Previously Incorporated in the Work (\$)	K Amount Incorporated in the Work this Period (\$)	L Total Amount Incorporated in the Work (J+K) (\$)								
4	22K05SP-01	054400-001 Steel Trusses	Steel Trusses		1	16,000.00	-	16,000.00	10,000.00	6,000.00	16,000.00	-							
4	22K05SP-01	074113-001 Metal Building Panel	Metal Panels		1	15,000.00	-	15,000.00		15,000.00	15,000.00	-							
11	110898-2	412223-001 Chain Hoist & Motorized Trolley	Chain Hoist		1	2,353.00	-	2,353.00		2,353.00	2,353.00	-							
12	5544700	433269-001 Chemical Feed Equipment	Chem Feed Skid		1	38,739.00	-	38,739.00	38,739.00	-	38,739.00	-							
4	22K05SP-02	061600-001 Plywood Sheathing	Plywood Sheathing		2	5,000.00	-	5,000.00	4,000.00	1,000.00	5,000.00	-							
4	22K05SP-02	081113-001 Hollow Metal Doors & Hardware	HM Doors & Windows		2	12,000.00	-	12,000.00		12,000.00	12,000.00	-							
13	901894572	466601-001 UV Equipment	UV Equipment		4	189,550.00	-	189,550.00			-	189,550.00							
12	5551607	431133-001A Rotary Lobe Blowers	Process Blowers		4	199,642.00	-	199,642.00		109,803.00	109,803.00	89,839.00							
13	3556C55038	466601-001 SBR Equipment	SBR Mechanical Equipment		4	199,959.00	-	199,959.00			-	199,959.00							
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Totals						\$	678,243.00	\$	-	\$	678,243.00	\$	52,739.00	\$	146,156.00	\$	198,895.00	\$	479,348.00

OSAWATOMIE CITY COUNCIL
AGENDA

March 23, 2023

6:30 p.m. | Memorial Hall | 411 11th Street

1. Call to Order
2. Roll Call
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4. Invocation
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12. Mayor’s Report
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NEXT REGULAR MEETING – April 14, 2023

Osawatomie WWTF Improvements Schedule of Values

ITEM	DESCRIPTION	QTY	CONTRACT ITEMS		Work Previous Applications	Work Completed this Period	Material Presently Stored	Completed and Stored to Date	Balance to Finish	Retention to Date		
			UNIT	PRICE							TOTAL PRICE	Amount
General Conditions												
001	Mobilization/Bonds/Insurance	1	LS	\$ 107,542.00	\$ 107,542.00	\$ 107,542.00	\$ -	\$ -	100%	\$107,542	\$0.00	\$5,377
General Conditions Total					\$ 107,542.00	\$ 107,542.00	\$ -	\$ -	100%	\$107,542	\$0.00	\$ 5,377.10
Division 02 - Sitework												
002	Bypass Pumping	1	LS	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ -	\$ -	100%	\$ 4,000.00	\$ -	\$ 200.00
003	UV Structure Demo	1	LS	\$ 2,700.00	\$ 2,700.00	\$ 1,300.00	\$ -	\$ -	48%	\$ 1,300.00	\$ 1,400.00	\$ 65.00
004	SBR Basin Demo	1	LS	\$ 11,000.00	\$ 11,000.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 11,000.00	\$ -
005	Sludge Basin Demo	1	LS	\$ 3,100.00	\$ 3,100.00	\$ 3,100.00	\$ -	\$ -	100%	\$ 3,100.00	\$ -	\$ 155.00
006	Grit Classifier Demo	1	LS	\$ 2,500.00	\$ 2,500.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 2,500.00	\$ -
007	SWPPP	1	LS	\$ 1,200.00	\$ 1,200.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 1,200.00	\$ -
Sitework Total					\$ 24,500.00	\$ 8,400.00	\$ -	\$ -	34%	\$ 8,400.00	\$16,100.00	\$ 420.00
Division 03 - Concrete												
008	UV Structure Concrete	1	LS	\$ 33,000.00	\$ 33,000.00	\$ 33,000.00	\$ -	\$ -	100%	\$ 33,000.00	\$0.00	\$ 1,650.00
009	Chemical Feed Concrete	1	LS	\$ 6,200.00	\$ 6,200.00	\$ 6,200.00	\$ -	\$ -	100%	\$ 6,200.00	\$0.00	\$ 310.00
010	Sludge Basin Concrete	1	LS	\$ 4,100.00	\$ 4,100.00	\$ 4,100.00	\$ -	\$ -	100%	\$ 4,100.00	\$0.00	\$ 205.00
Concrete Total					\$ 43,300.00	\$ 43,300.00	\$ -	\$ -	100%	\$ 43,300.00	\$0.00	\$ 2,165.00
Division 05 - Metals												
011	Install UV Structure Metals	1	LS	\$ 5,000.00	\$ 5,000.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 5,000.00	\$ -
012	Install Sludge Basin Metals	1	LS	\$ 8,800.00	\$ 8,800.00	\$ 8,800.00	\$ -	\$ -	100%	\$ 8,800.00	\$ -	\$ 440.00
013	UV Building Complete	1	LS	\$ 354,000.00	\$ 354,000.00	\$ 273,000.00	\$ 75,000.00	\$ -	98%	\$ 348,000.00	\$ 6,000.00	\$ 17,400.00
Metals Total					\$ 367,800.00	\$ 281,800.00	\$ 75,000.00	\$ -	97%	\$ 356,800.00	\$11,000.00	\$ 17,840.00
Division 07 - Thermal & Moisture Protection												
014	Joint Sealants Complete	1	LS	\$ 4,100.00	\$ 4,100.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 4,100.00	\$ -
Thermal & Moisture Protection Total					\$ 4,100.00	\$ -	\$ -	\$ -	0%	\$ -	\$4,100.00	\$ -
Division 08 - Openings												
015	Install Overhead Door	1	LS	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ -	\$ -	100%	\$ 15,000.00	\$ -	\$ 750.00
Openings Total					\$ 15,000.00	\$ 15,000.00	\$ -	\$ -	100%	\$ 15,000.00	\$0.00	\$ 750.00
Division 09 - Coatings												
016	Coatings	1	LS	\$ 14,000.00	\$ 14,000.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 14,000.00	\$ -
Coatings Total					\$ 14,000.00	\$ -	\$ -	\$ -	0%	\$ -	\$14,000.00	\$ -
Division 26 - Electrical												
017	Electrical Work Complete	1	LS	\$ 345,000.00	\$ 345,000.00	\$ 71,000.00	\$ 95,000.00	\$ -	48%	\$ 166,000.00	\$ 179,000.00	\$ 8,300.00
Electrical Total					\$ 345,000.00	\$ 71,000.00	\$ 95,000.00	\$ -	48%	\$ 166,000.00	\$179,000.00	\$ 8,300.00
Division 31 - Earthwork												
018	UV Structure Earthwork	1	LS	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ -	\$ -	100%	\$ 4,000.00	\$ -	\$ 200.00

019	Chemical Feed Earthwork	1	LS	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ -	\$ -	100%	\$ 4,000.00	\$ -	\$ 200.00
020	Final Clean & Grading	1	LS	\$ 6,122.00	\$ 6,122.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 6,122.00	\$ -
021	SBR Sludge Transfer	1	LS	\$ 5,000.00	\$ 5,000.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 5,000.00	\$ -
022	Sludge Removal & Disposal	1	LS	\$ 103,500.00	\$ 103,500.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 103,500.00	\$ -
Earthwork Total				\$ 122,622.00	\$ 8,000.00	\$ -	\$ -	7%	\$ 8,000.00	\$114,622.00	\$ 400.00	

Division 33 - Utilities												
023	UV Structure Piping Complete	1	LS	\$ 51,000.00	\$ 51,000.00	\$ 51,000.00	\$ -	\$ -	100%	\$ 51,000.00	\$ -	\$ 2,550.00
024	Sludge Basin Piping Complete	1	LS	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00	\$ -	\$ -	100%	\$ 30,000.00	\$ -	\$ 1,500.00
025	WAS Piping Complete	1	LS	\$ 30,000.00	\$ 30,000.00	\$ 25,606.00	\$ -	\$ -	85%	\$ 25,606.00	\$ 4,394.00	\$ 1,280.30
026	Chemical Feed Piping	1	LS	\$ 39,000.00	\$ 39,000.00	\$ 37,000.00	\$ -	\$ -	95%	\$ 37,000.00	\$ 2,000.00	\$ 1,850.00
027	Pipe Testing	1	LS	\$ 2,600.00	\$ 2,600.00	\$ 2,600.00	\$ -	\$ -	100%	\$ 2,600.00	\$ -	\$ 130.00
Utilities Total				\$ 152,600.00	\$ 146,206.00	\$ -	\$ -	96%	\$ 146,206.00	\$6,394.00	\$ 7,310.30	

Division 41 - Conveying Systems												
028	Install Motorized Hoist	1	LS	\$ 10,100.00	\$ 10,100.00	\$ 2,353.00	\$ 7,747.00	\$ -	100%	\$ 10,100.00	\$ -	\$ 505.00
Conveying Systems Total				\$ 10,100.00	\$ 2,353.00	\$ 7,747.00	\$ -	100%	\$ 10,100.00	\$0.00	\$ 505.00	

Division 43 - Process Gas & Liquid Handling Equipment												
029	Install SBR Basin Blowers	1	LS	\$ 112,000.00	\$ 112,000.00	\$ -	\$ -	\$ 89,839.00	80%	\$ 89,839.00	\$ 22,161.00	\$ 4,491.95
030	Install Sludge Basin Blowers	1	LS	\$ 156,000.00	\$ 156,000.00	\$ 109,803.00	\$ 46,197.00	\$ -	100%	\$ 156,000.00	\$ -	\$ 7,800.00
031	Install Chemical Feed Equipment	1	LS	\$ 82,000.00	\$ 82,000.00	\$ 68,739.00	\$ 13,261.00	\$ -	100%	\$ 82,000.00	\$ -	\$ 4,100.00
Process Gas & Liquid Handling Equipment Total				\$ 350,000.00	\$ 178,542.00	\$ 59,458.00	\$ 89,839.00	94%	\$ 327,839.00	\$22,161.00	\$ 16,391.95	

Division 46 - Water & Wastewater Equipment												
032	Install Grit Equipment	1	LS	\$ 91,000.00	\$ 91,000.00	\$ -	\$ -	\$ -	0%	\$ -	\$ 91,000.00	\$ -
033	SBR Basin 1 Equipment Install	1	LS	\$ 302,000.00	\$ 302,000.00	\$ -	\$ 21,000.00	\$ 100,000.00	40%	\$ 121,000.00	\$ 181,000.00	\$ 6,050.00
034	SBR Basin 2 Equipment Install	1	LS	\$ 302,000.00	\$ 302,000.00	\$ -	\$ 21,000.00	\$ 99,959.00	40%	\$ 120,959.00	\$ 181,041.00	\$ 6,047.95
035	Install UV Equipment	1	LS	\$ 252,000.00	\$ 252,000.00	\$ 11,150.00	\$ -	\$ 189,550.00	80%	\$ 200,700.00	\$ 51,300.00	\$ 10,035.00
036	Install Parshall Flume	1	LS	\$ 35,000.00	\$ 35,000.00	\$ 35,000.00	\$ -	\$ -	100%	\$ 35,000.00	\$ -	\$ 1,750.00
Water & Wastewater Equipment Total				\$ 982,000.00	\$ 46,150.00	\$ 42,000.00	\$ 389,509.00	49%	\$ 477,659.00	\$504,341.00	\$ 23,882.95	

Change Orders												
037	CO-02 Clarifier Wall Demo	1	LS	\$ 6,574.00	\$ 6,574.00	\$ 6,574.00	\$ -	\$ -	100%	\$ 6,574.00	\$ -	\$ 328.70
038	CO-02 12" Overflow Line	1	LS	\$ 11,133.00	\$ 11,133.00	\$ 11,133.00	\$ -	\$ -	100%	\$ 11,133.00	\$ -	\$ 556.65
Water & Wastewater Equipment Total				\$ 17,707.00	\$ 17,707.00	\$ -	\$ -	100%	\$ 17,707.00	\$0.00	\$ 885.35	

Project Totals				\$ 2,556,271.00	\$ 926,000.00	\$ 279,205.00	\$ 479,348.00	66%	\$ 1,684,553.00	\$ 871,718.00	\$ 84,227.65
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Osawatomi WWTP Improvements Update 3.6.23			Classic Schedule Layout													06-Mar-23 08:37											
Activity ID	Activity Name	Original Duration	Remaining Duration	Schedule % Complete	Start	Finish	Qtr 2, 2022			Qtr 3, 2022			Qtr 4, 2022			Qtr 1, 2023			Qtr 2, 2023			Qtr 3, 2023			Qtr 4, 2023		
							Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct		
22K05SP Update 3.6 Osawatomi WWTP Improvements U		387	152	0%	11-Apr-22A	03-Oct-23																					03-Oct
22K05SP Update 3.6.1 Baseline Construction Schedule		387	152	0%	11-Apr-22A	03-Oct-23																					03-Oct
22K05SP Update 3.6.1.5 MILESTONES		305	20	0%	11-Apr-22A	03-Oct-23																					03-Oct
22K05SP Update 3.6.1.2 CRITICAL SUBMITTALS		92	0	0%	11-Apr-22A	12-Oct-22														12-Oct-22A, 22K05SP Update 3.6.1.2 CRITICAL SUBMITTALS			03-Oct				
A1010	Rotary Lobe Blowers -Atlas Copco	50	0	100%	11-Apr-22A	12-Jul-22	Rotary Lobe Blowers -Atlas Copco																				
A1060	Chemical Feed Equipment - Fluid Equipment	40	0	100%	11-Apr-22A	13-Jun-22	Chemical Feed Equipment - Fluid Equipment																				
A1070	Grit Dewatering Equipment - Smith & Loveless	50	0	100%	11-Apr-22A	21-Jun-22	Grit Dewatering Equipment - Smith & Loveless																				
A1080	SBR Equipment - Xylem	90	0	100%	11-Apr-22A	12-Oct-22	SBR Equipment - Xylem																				
A1090	UV Equipment - Suez	67	0	100%	11-Apr-22A	12-Jul-22	UV Equipment - Suez																				
22K05SP Update 3.6.1.3 MATERIAL PROCUREMENT		188	105	0%	13-Jun-22A	28-Jul-23																		28-Jul-23, 22K05SP Update			
A1100	Chem Feed Equipment-Fluid Equipment	65	0	100%	13-Jun-22A	28-Sep-22	Chem Feed Equipment-Fluid Equipment																				
A1110	Grit Dewatering Equipment - Smith & Loveless	110	0	100%	21-Jun-22A	06-Mar-23	Grit Dewatering Equipment - Smith & Loveless																				
A1020	Rotary Lobe Blowers -Atlas Copco	110	0	100%	12-Jul-22A	14-Dec-22	Rotary Lobe Blowers -Atlas Copco																				
A1130	UV Equipment - Suez	90	0	100%	12-Jul-22A	14-Nov-22	UV Equipment - Suez																				
A1640	Siemens Electrical Panelboards -AWAITING CONFIRMATION OF DELIV	50	15	100%	12-Jul-22A	24-Mar-23	Siemens Electrical Panelboards -AWAITING CONFIRMATION																				
A1120	SBR Equipment - Xylem (Mechanical Equipment Pre-Released)	60	0	41.67%	27-Sep-22A	20-Feb-23	SBR Equipment - Xylem (Mechanical Equipment Pre-Released)																				
A1630	SBRVFD's - Xylem	60	105	100%	12-Oct-22A	28-Jul-23	SBRVFD's - Xylem																				
22K05SP Update 3.6.1.4 CONSTRUCTION PHASE		286	152	0%	30-Aug-22A	03-Oct-23																					
22K05SP Update 3.6.1.4.0 Sludge Removal - PFHB		5	5	0%	14-Mar-23	20-Mar-23																		20-Mar-23, 22K05SP Update 3.6.1.4.0 Sludge Removal - PFHB			
A1420	Sludge Removal - Peak Flow Holding Basin	5	5	0%	14-Mar-23	20-Mar-23	Sludge Removal - Peak Flow Holding Basin																				
22K05SP Update 3.6.1.4.6 Site Piping		21	0	0%	03-Oct-22A	24-Nov-22																		24-Nov-22A, 22K05SP Update 3.6.1.4.6 Site Piping			
A1470	Install Chemical Feed Piping and Manhole	5	0	100%	03-Oct-22A	07-Oct-22	Install Chemical Feed Piping and Manhole																				
A1460	Install 4" WAS Piping	5	0	100%	21-Nov-22A	24-Nov-22	Install 4" WAS Piping																				
22K05SP Update 3.6.1.4.1 U.V. Building		164	25	0%	30-Aug-22A	07-Apr-23																		07-Apr-23, 22K05SP Update 3.6.1.4.1 U.V. Building			
A1380	Excavate & Install Flume Structure & Manhole	10	0	100%	30-Aug-22A	15-Sep-22	Excavate & Install Flume Structure & Manhole																				
A1500	**SET-UP BYPASS PUMPING**	2	0	100%	08-Sep-22A	09-Sep-22	**SET-UP BYPASS PUMPING**																				
A1480	Install New UV Effluent Piping	2	0	100%	16-Sep-22A	20-Sep-22	Install New UV Effluent Piping																				
A1490	Tie-In to Existing Effluent Line	1	0	100%	21-Sep-22A	22-Sep-22	Tie-In to Existing Effluent Line																				
A1150	Excavate Building Footings	2	0	100%	23-Sep-22A	26-Sep-22	Excavate Building Footings																				
A1140	Form, Reinforce, Pour U.V. Foundation & Slab	10	0	100%	27-Sep-22A	31-Oct-22	Form, Reinforce, Pour U.V. Foundation & Slab																				
A1510	Install Metal Building & Roof	20	2	100%	24-Oct-22A	07-Mar-23	Install Metal Building & Roof																				
A1220	Install Overhead Door	2	0	100%	23-Jan-23A	24-Jan-23	Install Overhead Door																				
A1180	Install Doors & Window	2	0	100%	25-Jan-23A	27-Jan-23	Install Doors & Window																				
A1190	Interior Electrical Work	15	15	100%	30-Jan-23A	24-Mar-23	Interior Electrical Work																				
A1210	Install Jib Crane	2	0	100%	30-Jan-23A	01-Feb-23	Install Jib Crane																				
A1540	Install Duct Bank	15	0	100%	30-Jan-23A	22-Feb-23	Install Duct Bank																				
A1200	Install UV Equipment & Accessories	30	15	0%	27-Feb-23A	24-Mar-23	Install UV Equipment & Accessories																				
A1650	Install Control Panels	5	5	0%	27-Mar-23	31-Mar-23	Install Control Panels																				
A1240	Start-Up & Commissioning U.V. Equipment	5	5	0%	03-Apr-23	07-Apr-23	Start-Up & Commissioning U.V. Equipment																				
A1250	Handrail Modifications	2	2	0%	05-Apr-23	06-Apr-23	Handrail Modifications																				
22K05SP Update 3.6.1.4.2 SBR Treatment Basins		127	132	0%	22-Feb-23A	05-Sep-23																		05-Sep-23, 22K05SP Update			
A1520	Pump MLSS to FEQ Basin	2	0	0%	22-Feb-23A	24-Feb-23	Pump MLSS to FEQ Basin																				
A1530	SBR Basin 1 Demo	5	5	0%	27-Feb-23A	10-Mar-23	SBR Basin 1 Demo																				
A1340	Install New SST Piping Sections Blower 1	2	2	0%	13-Mar-23	14-Mar-23	Install New SST Piping Sections Blower 1																				
A1360	Install SBR Basin 1 Mechanical Equipment	10	10	0%	13-Mar-23	24-Mar-23	Install SBR Basin 1 Mechanical Equipment																				
A1560	Pump Basin 2 to Basin 1	1	1	0%	27-Mar-23	27-Mar-23	Pump Basin 2 to Basin 1																				
A1570	SBR Basin 2 Demo	5	5	0%	28-Mar-23	03-Apr-23	SBR Basin 2 Demo																				

█ Actual Level of Effort █ Remaining Work ◆ Milestone
█ Actual Work █ Critical Remaining Work ➤ summary

Osawatomie WWTP Improvements Update 3.6.23			Classic Schedule Layout													06-Mar-23 08:37										
Activity ID	Activity Name	Original Duration	Remaining Duration	Schedule % Complete	Start	Finish	Qtr 2, 2022			Qtr 3, 2022			Qtr 4, 2022			Qtr 1, 2023			Qtr 2, 2023			Qtr 3, 2023			Qtr 4, 2023	
							Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	
A1580	Install SBR Basin 2 Mechanical Equipment	10	10	0%	04-Apr-23	17-Apr-23																				
A1600	Install New Blower Piping	5	5	0%	04-Apr-23	10-Apr-23																				
A1350	Install New Blower 1	2	2	0%	31-Jul-23	01-Aug-23																				
A1400	Electrical Modifications	15	15	0%	02-Aug-23	22-Aug-23																				
A1670	Install New Blower 2	2	2	0%	02-Aug-23	03-Aug-23																				
A1550	Start-Up Basin 1	5	5	0%	23-Aug-23	29-Aug-23																				
A1590	Start-Up Basin 2	5	5	0%	30-Aug-23	05-Sep-23																				
22K05SP Update 3.6.1.4.3 Headworks Building		12	12	0%	03-Apr-23	18-Apr-23																				
A1230	Remove and Replace Grit Classifier	5	5	0%	03-Apr-23	07-Apr-23																				
A1410	Electrical Work	5	5	0%	10-Apr-23	14-Apr-23																				
A1610	Start-Up Grit Classifier	2	2	0%	17-Apr-23	18-Apr-23																				
22K05SP Update 3.6.1.4.4 Sludge Basin		82	15	0%	14-Nov-22A	24-Mar-23																				
A1270	Misc Demo	2	0	100%	14-Nov-22A	16-Nov-22																				
A1280	Pour Equipment Pads	2	0	100%	17-Nov-22A	18-Nov-22																				
A1290	Install Static Tube Supports	15	0	100%	17-Nov-22A	01-Dec-22																				
A1300	Sludge Basin Piping Modifications	5	0	100%	21-Nov-22A	23-Nov-22																				
A1320	Install New Blowers	2	0	100%	05-Jan-23A	06-Jan-23																				
A1390	Electrical Work	5	10	100%	02-Feb-23A	17-Mar-23																				
A1660	Startup Sludge Basin Blowers	5	5	0%	20-Mar-23	24-Mar-23																				
22K05SP Update 3.6.1.4.5 Chemical Feed		108	2	0%	27-Sep-22A	30-Mar-23																				
A1370	Excavation & Subgrade Prep	2	0	100%	27-Sep-22A	29-Sep-22																				
A1330	Form, Reinforce, and Pour Concrete	5	0	100%	30-Sep-22A	04-Oct-22																				
A1260	Install Chemical Feed Skid	2	0	100%	05-Oct-22A	06-Oct-22																				
A1430	Install Polyethylene Tank	2	0	100%	11-Oct-22A	12-Oct-22																				
A1620	Startup Chem Feed Equipment	2	2	0%	29-Mar-23	30-Mar-23																				
22K05SP Update 3.6.1.4.7 CLOSEOUT		20	20	0%	06-Sep-23	03-Oct-23																				
A1440	Final Clean-up/Punch List	15	15	0%	06-Sep-23	26-Sep-23																				
A1450	Demobilization	5	5	0%	27-Sep-23	03-Oct-23																				

█ Actual Level of Effort
 █ Remaining Work
 ◆ ◆ Milestone
█ Actual Work
 █ Critical Remaining Work
 ─ summary

March 7, 2023

 Bret Glendening, Deputy City Manager
 City of Osawatomie, Kansas
 439 Main Street
 Osawatomie, KS 66064

Re: 20-1414L - Osawatomie WWTP Improvements

-----Invoice for Consulting Services-----

 This invoice is for services which were performed during the month of **February** as follows:

Engineering Services:

<u>Task</u>	<u>Lump Sum Amount</u>	<u>Completion Progress</u>	<u>Total</u>
1. Preliminary Design Phase	\$ 117,000.00	100.0%	\$ 117,000.00
2. Final Design Phase*	\$ 92,000.00	100.0%	\$ 92,000.00
3. Bidding and Negotiating Phase	\$ 20,000.00	100.0%	\$ 20,000.00
4. Approvals and Permitting	\$ 15,000.00	100.0%	\$ 15,000.00
5. Construction Substantial Completion	\$ 5,000.00	0.0%	\$ 0.00
*Updated, refer to Contract Amendment 01			
Subtotal Amount Due:			\$ 0.00
Total Completed to date:			\$ 244,000.00
Prior Billings to Date:			\$ 244,000.00

Resident Project Observation

Contract Amount	\$	234,000.00	
Work Completed to Date	\$	115,822.96	49%
Work Previously Billed	\$	104,366.96	
Subtotal		\$ 11,456.00	

Additional Services

Contract Amount	\$	5,000.00	
Work Completed to Date	\$	5,000.00	100%
Work Previously Billed	\$	5,000.00	
Subtotal		\$ 0.00	
Total Amount Due:			\$ 11,456.00

Sincerely,

BG CONSULTANTS, INC.



 Paul Owings, P.E.
 Project Engineer

Construction Administration and Observation

Position	Hours/Miles/Units	Hourly Rate	Total Cost
Principal		\$ 222.00	\$ -
Project Engineer 4	24.0	\$ 177.00	\$ 4,248.00
Project Engineer 3	16.0	\$ 167.00	\$ 2,672.00
Project Engineer 1		\$ 135.00	\$ -
Design Engineer		\$ 128.00	\$ -
Architect		\$ 185.00	\$ -
Design Architect		\$ 117.00	\$ -
Technician II		\$ 99.50	\$ -
Senior Construction Observer	21.0	\$ 140.00	\$ 2,940.00
Certified Construction Observer	14.0	\$ 114.00	\$ 1,596.00
Drexel Planroom Expense		\$ 201.56	\$ -
Mileage		\$ 0.63	\$ -
Total			\$ 11,456.00

Additional Services

Position	Hours	Hourly Rate	Total Cost
Principal		\$ 222.00	\$ -
Project Engineer 4		\$ 177.00	\$ -
Project Engineer 3		\$ 167.00	\$ -
Project Engineer 1		\$ 135.00	\$ -
Architect		\$ 185.00	\$ -
Design Architect		\$ 117.00	\$ -
Technician II		\$ 99.50	\$ -
Senior Construction Observer		\$ 140.00	\$ -
Certified Construction Observer		\$ 114.00	\$ -
Mileage		\$ 0.63	\$ -
Total			\$ -

Notes:

Construction phase services.

* *by email only* *

City of Osawatomie
 Attn: Bret Glendening, Deputy City Manager
 439 Main Street
 Osawatomie, KS 66064

March 4, 2023

INVOICE #11

Re: 2023 Osawatomie WTP Improvements
 Osawatomie, Kansas

BG Project No. 22-1194L

-----**Invoice for Consulting Services**-----

This Invoice is for services performed during the month of February 2023 as follows:

	Lump Sum	% Complete	
	Amount	Progress	Subtotal
Basic Services			
Preliminary Design.....	\$ 1,015,300.00	64.00%	\$ 649,792.00
Final Design.....	\$ 835,700.00	0.00%	\$ -
Bidding.....	\$ 25,000.00	0.00%	\$ -
Construction Phase.....	\$ 532,500.00	0.00%	\$ -
Post-Construction.....	\$ 7,500.00	0.00%	\$ -
		Subtotal #1 =	\$ 649,792.00

Resident Project Representative (RPR)

RPR Services (Not to Exceed).....	\$ 980,000.00		
Engineer IV.....	0.0 hrs @ \$ 144.00 /hr	\$	-
Engineer II.....	0.0 hrs @ \$ 130.00 /hr	\$	-
Senior Construction Observer.....	0.0 hrs @ \$ 120.00 /hr	\$	-
Certified Construction Observer.....	0.0 hrs @ \$ 103.00 /hr	\$	-
		Subtotal #2 =	\$ -
Total Construction Observation Services Billed Thru this Invoice.....		\$	-
Contract Value of Construction Observation Services Remaining.....		\$	980,000.00

Total Amount of Services Complete (Subtotals #1 + #2).....	\$ 649,792.00
Less Previous Amount Billed (Thru Invoices: #10).....	\$ 629,486.00
Total Amount Owed this Invoice.....	\$ 20,306.00
Plus Previous Invoices Unpaid (<i>none</i>).....	\$ -
Total Amount Owed to Date.....	\$ 20,306.00

TOTAL AMOUNT DUE THIS INVOICE **\$ 20,306.00**

For questions, please contact me at 785-749-4474 or paul.owings@bgcons.com.

Sincerely,



Paul Owings, P.E.
 Project Manager

* *by email only* *

City of Osawatomie
 Attn: Bret Glendening, Deputy City Manager
 439 Main Street
 Osawatomie, KS 66064

March 4, 2023

INVOICE #8

Re: 2023 Osawatomie Water Distribution Improvements
 Osawatomie, Kansas

BG Project No. 22-1195L

-----**Invoice for Consulting Services**-----

This Invoice is for services performed during the month of February 2023 as follows:

	Lump Sum	% Complete	
	Amount	Progress	Subtotal
Basic Services			
Preliminary Design.....	\$ 613,800.00	66.00%	\$ 405,108.00
Final Design.....	\$ 502,200.00	21.50%	\$ 107,973.00
Bidding.....	\$ 40,000.00	0.00%	\$ -
Construction Phase.....	\$ 229,000.00	0.00%	\$ -
Post-Construction.....	\$ 15,000.00	0.00%	\$ -
			Subtotal #1 = \$ 513,081.00

Resident Project Representative (RPR)

RPR Services (Not to Exceed).....	\$ 974,000.00		
Engineer IV.....	0.0 hrs @ \$ 144.00 /hr		\$ -
Engineer II.....	0.0 hrs @ \$ 130.00 /hr		\$ -
Senior Construction Observer.....	0.0 hrs @ \$ 120.00 /hr		\$ -
Certified Construction Observer.....	0.0 hrs @ \$ 103.00 /hr		\$ -
			Subtotal #2 = \$ -
Total Construction Observation Services Billed Thru this Invoice.....			\$ -
Contract Value of Construction Observation Services Remaining.....			\$ 974,000.00

Total Amount of Services Complete (Subtotals #1 + #2).....	\$ 513,081.00
Less Previous Amount Billed (Thru Invoices: #7).....	\$ 480,438.00
Total Amount Owed this Invoice.....	\$ 32,643.00
Plus Previous Invoices Unpaid (<i>none</i>).....	\$ -
Total Amount Owed to Date.....	\$ 32,643.00

TOTAL AMOUNT DUE THIS INVOICE \$ **32,643.00**

For questions, please contact me at 785-749-4474 or paul.owings@bgcons.com.

Sincerely,



Paul Owings, P.E.
 Project Manager

* *by email only* *

City of Osawatomie
 Attn: Bret Glendening, Deputy City Manager
 439 Main Street
 Osawatomie, KS 66064

March 6, 2023

INVOICE #1

Re: John Brown and South Levee Loop
 Osawatomie, Kansas

BG Project No. 23-1109L

-----**Invoice for Consulting Services**-----

This Invoice is for services performed during the month of February 2023 as follows:

	Lump Sum		
	Amount	% Complete	Subtotal
<u>Design Phase Services</u>			
Design Services (Lump Sum Fee).....	\$ 214,200.00	0.90%	\$ 1,927.80
		Subtotal #1 =	\$ 1,927.80
Total Professional Services Billed Thru this Invoice.....			\$ 1,927.80
Contract Value of Professional Services Remaining.....			\$ 212,272.20

Reimbursable Expenses

None this month.....	\$ -
	Subtotal #2 = \$ -

Total Amount of Services Complete (Subtotals #1 + #2).....	\$ 1,927.80
Less Previous Amount Billed (Thru Invoices: #0).....	\$ -
Total Amount Owed this Invoice.....	<u>\$ 1,927.80</u>
Plus Previous Invoices Unpaid (<i>none</i>).....	\$ -
Total Amount Owed to Date.....	<u>\$ 1,927.80</u>

TOTAL AMOUNT DUE THIS INVOICE **\$ 1,927.80**

For questions, please contact me at 785-749-4474 or diane.rosebaugh@bgcons.com.

Sincerely,



Diane Rosebaugh, P.E.
 Project Manager | Associate Principal

* **by email only** *

City of Osawatomie
 Attn: Bret Glendening, Deputy City Manager
 439 Main Street

March 6, 2023

INVOICE #13

Re: Brown Street Improvements (16th to 18th Street) BG Project No. 22-1139L
 Main Street Terrace (18th Street to 16th Street) / Walnut Avenue (6th Street to 4th Street)
 18th Street (Main Street to Brown Avenue) / Brown Avenue (12th Street to 7th Street)
 6th Street (Lincoln Avenue to Kelly Avenue)
 Osawatomie, Kansas

-----**Invoice for Consulting Services**-----

This Invoice is for services performed during the month of February 2023 as follows:

<u>Design Phase Services</u>	Lump Sum Amount	% Complete Progress	Subtotal
Design, Bid, and Const. Eng. Services (Lump Sum Fee).....	\$ 760,500.00	75.93%	\$ 577,447.65
		Subtotal #1 =	\$ 577,447.65
Contract Value of Design Phase Services Remaining.....			\$ 183,052.35

<u>Construction Observation</u>			
Observation Services (Not to Exceed).....	\$ 120,000.00		
Principal II.....	0.0 hrs @ \$ 226.00 /hr		\$ -
Engineer IV.....	0.0 hrs @ \$ 144.00 /hr		\$ -
Engineer II.....	0.0 hrs @ \$ 130.00 /hr		\$ -
Engineer I.....	0.0 hrs @ \$ 111.00 /hr		\$ -
Senior Construction Observer.....	0.0 hrs @ \$ 120.00 /hr		\$ -
Certified Construction Observer.....	0.0 hrs @ \$ 103.00 /hr		\$ -
		Subtotal #2 =	\$ -
Total Construction Observation Services Billed Thru this Invoice.....			\$ -
Contract Value of Construction Observation Services Remaining.....			\$ 120,000.00

<u>Reimbursable Expenses</u>	
NOI Permit Fee.....	\$ 60.00
	Subtotal #3 = \$ 60.00

Total Amount of Services Complete (Subtotals #1 + #2 + #3).....	\$ 577,507.65
Less Previous Amount Billed (Thru Invoices: #12).....	\$ 527,787.00
Total Amount Owed this Invoice.....	\$ 49,720.65
Plus Previous Invoices Unpaid (<i>none</i>).....	\$ -
Total Amount Owed to Date.....	\$ 49,720.65

TOTAL AMOUNT DUE THIS INVOICE	\$ 49,720.65
--------------------------------------	---------------------

For questions, please contact me at 785-749-4474 or diane.rosebaugh@bgcons.com.

Sincerely,



Diane Rosebaugh, P.E.
 Project Manager | Associate Principal



Osawatomie
KANSAS

439 Main Street | P.O. Box 37
Osawatomie, KS 66064
(913) 755-2146

SPECIAL EVENT PERMIT APPLICATION

Office Use Only
Date Record

Submitted _____

Tourism Approved _____

Council Approved _____

1. NAME OF APPLICANT AND/OR ORGANIZATION
Osawatomie High School Alumni Association

2. EVENT CONTACT INFORMATION INCLUDING PHONE NO., ADDRESS, AND EMAIL
Kari Bradley (913) 755-8132
kbradley@osawatomieks.org 509 5th St.

3. TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR (DESCRIBE YOUR EVENT)
Alumni Street Dance

4. ROAD CLOSURES YES NO
LOCATION AND TIMING OF BARRICADES
Street Dance Setup: 4:00 pm
Dance: 9:00 pm to Midnight
Tear Down: Midnight to 2:00 am

5. LOCATION OR ADDRESS OF SPECIAL EVENT
500 Block of Main Street

6. DATE(S) AND TIME(S) FOR PERMIT, INCLUDING SET UP AND TEAR DOWN
May 27, 2023
Setup: 4pm
Dance 9pm - Midnight
Clean up Midnight - 2am

7. ENTRY TO EVENT: FEE YES NO
PUBLIC OR PRIVATE

8. TRAFFIC OR POLICE ASSISTANCE REQUESTED?
YES NO
IF YES, TIMEFRAME AND NUMBER OF OFFICERS REQUESTED

9. # OF EXPECTED ATTENDEES:
300-400

10. WILL ALCOHOL OR CMB FOR PERSONAL CONSUMPTION BE ALLOWED AT THE EVENT? YES NO
WILL CMB BE SOLD AT THE EVENT? YES NO
WILL THERE BE AN ENTRY FEE TO THE AREA WHERE CMB IS PROVIDED BY A THIRD PARTY? YES NO
IF YES TO ANY OF THE ABOVE, APPLICANT DATE OF BIRTH IS REQUIRED _____

11. APPLICANT AGREES TO ABIDE BY ANY RULES OF CONDUCT AND OPERATIONS POLICIES FOR THE DURATION OF THEIR EVENT, OR RISKS PENALTY AND FORFEITURE OF ANY DEPOSITS YES NO

12. IS THERE LIABILITY INSURANCE COVERAGE FOR THE EVENT YES NO
IF YES, NAME OF INSURANCE COMPANY, AGENT US Liability Insurance Co - Shelter Insurance
AMOUNT OF COVERAGE: \$2,000,000 (David Lacey)

STATEMENT OF APPLICANT

I HAVE REVIEWED THIS APPLICATION COMPLETELY AND EVERYTHING CONTAINED HEREIN IS TRUE AND CORRECT. I AGREE TO HOLD THE CITY OF OSAWATOMIE HARMLESS FROM AND AGAINST ANY LOSS, COST OR DAMAGE OF ANY NATURE ARISING OUT OF ANY ACTION OR CLAIM AGAINST THE CITY OF OSAWATOMIE OR ITS EMPLOYEES, IN CONNECTION WITH THE EVENT. I ACKNOWLEDGE THAT I HAVE RECEIVED A COPY OF ALL ORDINANCES AND ATTACHMENTS AND I FULLY UNDERSTAND THAT I WILL BE HELD RESPONSIBLE FOR ANY VIOLATIONS OF STATE LAWS, CITY OF OSAWATOMIE ORDINANCES, AND ANY RESTRICTIONS OR REQUIREMENTS ASSOCIATED WITH THIS PERMIT AT THE LOCATION AND TIME SPECIFIED ON THIS PERMIT.

SIGNATURE Kari Bradley DATE 3/20/23

PERMIT APPLICATION: APPROVED _____ DENIED _____
DECISION BY: _____ DATE OF DECISION: _____

COMMENTS: _____



Osawatomie
KANSAS
439 Main Street | P.O. Box 37
Osawatomie, KS 66064
(913) 755-2146

SPECIAL EVENT PERMIT APPLICATION

Office Use Only
Date Record

Submitted _____

Tourism Approved _____

Council Approved _____

1. NAME OF APPLICANT AND/OR ORGANIZATION
Osawatomie High School Alumni Association

2. EVENT CONTACT INFORMATION INCLUDING PHONE NO., ADDRESS, AND EMAIL
Kari Bradley (913) 755-8132
kbradley@osawatomi.ks.org 509 5th St.

3. TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR (DESCRIBE YOUR EVENT)
Alumni Parade

4. ROAD CLOSURES YES NO
LOCATION AND TIMING OF BARRICADES
Intersections from 4th-7th on Main and 4th-7th on Brown starting at 9:15am - 10:30 am

5. LOCATION OR ADDRESS OF SPECIAL EVENT
Parade Loop, staging at OMS → 4th + Main → 7th + Main → 7th + Brown → OMS

6. DATE(S) AND TIME(S) FOR PERMIT, INCLUDING SET UP AND TEAR DOWN
May 27, 2023
Setup: 9:00 - 9:45 am
Parade: 10:00 am
Tear Down: 10:30 am

7. ENTRY TO EVENT: FEE YES NO
PUBLIC OR PRIVATE

8. TRAFFIC OR POLICE ASSISTANCE REQUESTED? YES NO
IF YES, TIMEFRAME AND NUMBER OF OFFICERS REQUESTED _____

9. # OF EXPECTED ATTENDEES:
300

10. WILL ALCOHOL OR CMB FOR PERSONAL CONSUMPTION BE ALLOWED AT THE EVENT? YES NO
WILL CMB BE SOLD AT THE EVENT? YES NO
WILL THERE BE AN ENTRY FEE TO THE AREA WHERE CMB IS PROVIDED BY A THIRD PARTY? YES NO
IF YES TO ANY OF THE ABOVE, APPLICANT DATE OF BIRTH IS REQUIRED _____

11. APPLICANT AGREES TO ABIDE BY ANY RULES OF CONDUCT AND OPERATIONS POLICIES FOR THE DURATION OF THEIR EVENT, OR RISKS PENALTY AND FORFEITURE OF ANY DEPOSITS YES NO

12. IS THERE LIABILITY INSURANCE COVERAGE FOR THE EVENT YES NO
IF YES, NAME OF INSURANCE COMPANY, AGENT US Liability Insurance Co - Shelter Insurance (David Lacey)
AMOUNT OF COVERAGE: \$ 2,000,000

STATEMENT OF APPLICANT

I HAVE REVIEWED THIS APPLICATION COMPLETELY AND EVERYTHING CONTAINED HEREIN IS TRUE AND CORRECT. I AGREE TO HOLD THE CITY OF OSAWATOMIE HARMLESS FROM AND AGAINST ANY LOSS, COST OR DAMAGE OF ANY NATURE ARISING OUT OF ANY ACTION OR CLAIM AGAINST THE CITY OF OSAWATOMIE OR ITS EMPLOYEES, IN CONNECTION WITH THE EVENT. I ACKNOWLEDGE THAT I HAVE RECEIVED A COPY OF ALL ORDINANCES AND ATTACHMENTS AND I FULLY UNDERSTAND THAT I WILL BE HELD RESPONSIBLE FOR ANY VIOLATIONS OF STATE LAWS, CITY OF OSAWATOMIE ORDINANCES, AND ANY RESTRICTIONS OR REQUIREMENTS ASSOCIATED WITH THIS PERMIT AT THE LOCATION AND TIME SPECIFIED ON THIS PERMIT.

SIGNATURE Kari Bradley DATE 3/20/23

PERMIT APPLICATION: APPROVED _____ DENIED _____
DECISION BY: _____ DATE OF DECISION: _____

COMMENTS: _____



Osawatomie
KANSAS
439 Main Street | P.O. Box 37
Osawatomie, KS 66064
(913) 755-2146

SPECIAL EVENT PERMIT APPLICATION

Office Use Only
Date Record

Submitted _____

Tourism Approved _____

Council Approved _____

1. NAME OF APPLICANT AND/OR ORGANIZATION
John Brown Museum

2. EVENT CONTACT INFORMATION INCLUDING PHONE NO., ADDRESS, AND EMAIL
Phyllis Sharp, Grady Atwater 913-755-4384

3. TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR (DESCRIBE YOUR EVENT)
Freedom Festival

4. ROAD CLOSURES YES NO

LOCATION AND TIMING OF BARRICADES
10th & main, 9th st entrance to park, both roads from overpldnt

5. LOCATION OR ADDRESS OF SPECIAL EVENT
John Brown Memorial Park

6. DATE(S) AND TIME(S) FOR PERMIT, INCLUDING SET UP AND TEAR DOWN
September 15-17, 2023

7. ENTRY TO EVENT: FEE YES NO
PUBLIC OR PRIVATE

8. TRAFFIC OR POLICE ASSISTANCE REQUESTED? YES NO
IF YES, TIMEFRAME AND NUMBER OF OFFICERS REQUESTED

9. # OF EXPECTED ATTENDEES:
300-500

10. WILL ALCOHOL OR CMB FOR PERSONAL CONSUMPTION BE ALLOWED AT THE EVENT? YES NO
WILL CMB BE SOLD AT THE EVENT? YES NO
WILL THERE BE AN ENTRY FEE TO THE AREA WHERE CMB IS PROVIDED BY A THIRD PARTY? YES NO
IF YES TO ANY OF THE ABOVE, APPLICANT DATE OF BIRTH IS REQUIRED _____

11. APPLICANT AGREES TO ABIDE BY ANY RULES OF CONDUCT AND OPERATIONS POLICIES FOR THE DURATION OF THEIR EVENT, OR RISKS PENALTY AND FORFEITURE OF ANY DEPOSITS YES NO

12. IS THERE LIABILITY INSURANCE COVERAGE FOR THE EVENT YES NO
IF YES, NAME OF INSURANCE COMPANY, AGENT City of Osawatomie
AMOUNT OF COVERAGE: _____

STATEMENT OF APPLICANT

I HAVE REVIEWED THIS APPLICATION COMPLETELY AND EVERYTHING CONTAINED HEREIN IS TRUE AND CORRECT. I AGREE TO HOLD THE CITY OF OSAWATOMIE HARMLESS FROM AND AGAINST ANY LOSS, COST OR DAMAGE OF ANY NATURE ARISING OUT OF ANY ACTION OR CLAIM AGAINST THE CITY OF OSAWATOMIE OR ITS EMPLOYEES, IN CONNECTION WITH THE EVENT. I ACKNOWLEDGE THAT I HAVE RECEIVED A COPY OF ALL ORDINANCES AND ATTACHMENTS AND I FULLY UNDERSTAND THAT I WILL BE HELD RESPONSIBLE FOR ANY VIOLATIONS OF STATE LAWS, CITY OF OSAWATOMIE ORDINANCES, AND ANY RESTRICTIONS OR REQUIREMENTS ASSOCIATED WITH THIS PERMIT AT THE LOCATION AND TIME SPECIFIED ON THIS PERMIT.

SIGNATURE Grady Atwater DATE 3/14/2023

PERMIT APPLICATION: APPROVED _____ DENIED _____
DECISION BY: _____ DATE OF DECISION: _____

COMMENTS: _____



Osawatomie
KANSAS
439 Main Street | P.O. Box 37
Osawatomie, KS 66064
(913) 755-2146

SPECIAL EVENT PERMIT APPLICATION

Office Use Only
Date Record

Submitted _____

Tourism Approved _____

Council Approved _____

1. NAME OF APPLICANT AND/OR ORGANIZATION
Osawatomie Tourism Committee

2. EVENT CONTACT INFORMATION INCLUDING PHONE NO., ADDRESS, AND EMAIL
Kari Bradley (913) 755-8132
kbradley@osawatomieks.org 509 5th St

3. TYPE OF SPECIAL EVENT APPLICANT IS APPLYING FOR (DESCRIBE YOUR EVENT)
Third Saturday - Downtown "block party"

4. ROAD CLOSURES YES NO
LOCATION AND TIMING OF BARRICADES
closing 500 block of Main
3:00 pm - 11:00 pm

5. LOCATION OR ADDRESS OF SPECIAL EVENT
500 block of Main St

6. DATE(S) AND TIME(S) FOR PERMIT, INCLUDING SET UP AND TEAR DOWN
April 15th
Set Up: 3:00 pm
Event: 4:00 pm - 10:00 pm
Tear Down: 10:00pm - 11:pm

7. ENTRY TO EVENT: FEE YES NO
PUBLIC OR PRIVATE

8. TRAFFIC OR POLICE ASSISTANCE REQUESTED?
YES NO
IF YES, TIMEFRAME AND NUMBER OF OFFICERS REQUESTED

9. # OF EXPECTED ATTENDEES:
200-400

10. WILL ALCOHOL OR CMB FOR PERSONAL CONSUMPTION BE ALLOWED AT THE EVENT? YES NO
WILL CMB BE SOLD AT THE EVENT? YES NO
WILL THERE BE AN ENTRY FEE TO THE AREA WHERE CMB IS PROVIDED BY A THIRD PARTY? YES NO
IF YES TO ANY OF THE ABOVE, APPLICANT DATE OF BIRTH IS REQUIRED _____

11. APPLICANT AGREES TO ABIDE BY ANY RULES OF CONDUCT AND OPERATIONS POLICIES FOR THE DURATION OF THEIR EVENT, OR RISKS PENALTY AND FORFEITURE OF ANY DEPOSITS YES NO

12. IS THERE LIABILITY INSURANCE COVERAGE FOR THE EVENT YES NO
IF YES, NAME OF INSURANCE COMPANY, AGENT City sponsored event
AMOUNT OF COVERAGE: _____

STATEMENT OF APPLICANT

I HAVE REVIEWED THIS APPLICATION COMPLETELY AND EVERYTHING CONTAINED HEREIN IS TRUE AND CORRECT. I AGREE TO HOLD THE CITY OF OSAWATOMIE HARMLESS FROM AND AGAINST ANY LOSS, COST OR DAMAGE OF ANY NATURE ARISING OUT OF ANY ACTION OR CLAIM AGAINST THE CITY OF OSAWATOMIE OR ITS EMPLOYEES, IN CONNECTION WITH THE EVENT. I ACKNOWLEDGE THAT I HAVE RECEIVED A COPY OF ALL ORDINANCES AND ATTACHMENTS AND I FULLY UNDERSTAND THAT I WILL BE HELD RESPONSIBLE FOR ANY VIOLATIONS OF STATE LAWS, CITY OF OSAWATOMIE ORDINANCES, AND ANY RESTRICTIONS OR REQUIREMENTS ASSOCIATED WITH THIS PERMIT AT THE LOCATION AND TIME SPECIFIED ON THIS PERMIT.

SIGNATURE Kari Bradley DATE 3/14/23

PERMIT APPLICATION: APPROVED _____ DENIED _____
DECISION BY: _____ DATE OF DECISION: _____

COMMENTS: _____



ACTION ITEM SUMMARY	Item Number:	10.A.
	Date:	March 3, 2023
Deputy City Manager	From:	Bret Glending

RE: Opting out of Midwest Public Risk of Kansas (MPR)

RECOMMENDATION: That the City Council approve Resolution 1115.

DETAILS:

On March 23, 2017 the governing body opted into MPR. Since that time, MPR has decided to cease carrying cyber security insurance and most recently, power facility insurance (generators, etc.). Additionally, and while premiums will almost always be going up, it is time to consider other options due to these ever-increasing premiums we see year over year.

Resolution 1115 meets a requirement of MPR’s bylaws that members who seek to leave the group funded insurance pool provide notice to the pool no sooner than 90 days prior to the renewal date, which is 7/1/2023. Ninety days from this date will be April 2, 2023. On March 3, Tammy Seamands and myself met with Elliot Insurance Group who was the city’s broker for years prior to the city joining MPR. In 2017, MPR was the low bidder on our P&C lines of insurance.

They have offered to provide us with a quote. Additionally, they will be able to provide us pricing for all of our required lines of property and casualty insurance such as cyber and power facility insurance. Additionally, we will still seek to obtain a quote from MPR to ensure we are getting the most competitive pricing available to us, based on our risk.

Related Statute / City Ordinances	N/A
Line-Item Code/Description	N/A
Available Budget:	N/A

RESOLUTION NO. 1115

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF OSAWATOMIE, KANSAS PROVIDING NOTICE OF ITS INTENT TO WITHDRAW FROM MIDWEST PUBLIC RISK OF KANSAS

WHEREAS, the City of Osawatomie joined Midwest Public Risk on March 23, 2017; and

WHEREAS, Midwest Public Risk has been providing the city’s property and casualty insurance coverages continuously since then; and

WHEREAS, the By-laws of Midwest Public Risk requires its members to provide at least ninety (90) days-notice of their intent to withdraw; and

WHEREAS, in 2022, MPR dropped its cyber security line of insurance and in 2023 (effective on July 1, 2023) it will drop its power production insurance line of business as well; and

WHEREAS, city staff believes its needs could be better served by placing its insurance coverage with other carriers.

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

SECTION 1. The Governing Body of the City of Osawatomie, Kansas hereby directs staff to price alternative insurance carriers to MPR and report back to the governing body, the results of that investigation.

SECTION 2. In the event the city’s insurance needs can be met with other providers at a cost equal to, or less than that of MPR’s, the Governing Body hereby elects to withdraw from Midwest Public Risk of Kansas in accordance with MPR bylaws, Article 5, Section 5.8. Such withdrawal shall be effective at 12:01 a.m. on July 1, 2023 with said notice being delivered to MPR no later than ninety (90) days prior to the end of the current policy year.

PASSED AND APPROVED by the Governing Body of the City of Osawatomie, Kansas this 23rd day of March, 2023, a majority being in favor thereof.

APPROVED AND SIGNED by the Mayor.

Nick Hampson, Mayor

(SEAL)

ATTEST:

Tammy Seamands, City Clerk



ACTION ITEM SUMMARY	Item Number:	10 D
	Date:	March 23, 2023
Business Liaison/Chamber Director	From:	Kari Bradley

RE: RESOLUTION No. 1124

RECOMMENDATION: That City Council approve Resolution 1124 – Lease Extension for Shoot House, LLC.

DETAILS: Resolution 1124 builds off Resolution 1117 which extended the predevelopment period given to Mr. Petroskey. The previous lease agreement with Mr. Petroskey was in effect from February 2020 to February 2023. This lease extension will be in effect until February 28, 2024, with the predevelopment agreement period ending December 31, 2023.

Related Statute / City Ordinances	Resolution 1117
Line Item Code/Description	
Available Budget:	

CITY OF OSAWATOMIE, KANSAS

RESOLUTION No. 1124

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN EXTENDED LEASE AGREEMENT WITH SHOOT HOUSE, LLC (DOUG PETROSKEY)

WHEREAS, the City of Osawatomie actively encourages small business development and growth in order to increase our community’s “Pull Factor” in accordance with the established five goals for the community; and

WHEREAS, Shoot House, LLC (dba Shoot House Paintball) has been operating under a lease agreement with the City of Osawatomie since February 2017; and

WHEREAS, Shoot House, LLC, has also entered into a Pre-Development Agreement with the City of Osawatomie for further development of the Northland site that expires December 31, 2023; and

WHEREAS, the current lease expired on February 28, 2023.

NOW, THEREFORE, be it resolved by the Governing Body of the City of Osawatomie:

Section 1. The Governing Body hereby directs that the Mayor sign a one-year lease extension agreement with Shoot House, LLC to expire on February 28, 2024.

PASSED AND APPROVED by the Governing Body of the City of Osawatomie, Kansas, this 23rd day of March 2023, a majority voting in favor of.

APPROVED and signed by the Mayor.

Nick Hampson, Mayor

(SEAL)

ATTEST:

Tammy Seamands, City Clerk

Shoot House LLC

Lease Extension Agreement

Per Section 2 of the Shoot House LLC Lease Agreement dated February 27, 2020 between the City of Osawatomie, KS and Shoot House LLC the City may grant an extension of up to two, one-year terms, upon mutual agreement of both parties.

The City and Shoot House LLC hereby agree to a Lease Extension until February 28, 2024 which shall be paid in one lump sum of \$1,200.00 due upon the signing of this Agreement.

CITY OF OSAWATOMIE, a Kansas municipal Corporation

Nick Hampson, Mayor

ATTEST:

Tammy Seamands, City Clerk

Shoot House, LLC

By: _____

Printed Name: _____

Title: _____

**EXCERPT OF MINUTES OF A MEETING
OF THE GOVERNING BODY OF
THE CITY OF OSAWATOMIE, KANSAS
HELD ON MARCH 23, 2023**

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)

Thereupon, there was presented an Ordinance entitled:

**A HOME RULE ORDINANCE OF THE CITY OF OSAWATOMIE, KANSAS,
AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF
THE CITY TO PROVIDE FUNDS TO FINANCE CERTAIN RECREATIONAL
TRAIL IMPROVEMENTS WITHIN THE CITY.**

Thereupon, Councilmember _____ moved that said Ordinance be passed. The motion was seconded by Councilmember _____. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the governing body, the vote being as follows:

Yea: _____.

Nay: _____.

Thereupon, the Mayor declared said Ordinance duly passed and the Ordinance was then duly numbered Ordinance No. _____, was signed by the Mayor and attested by the Clerk and the Ordinance or a summary thereof was directed to be published one time in the official newspaper of the City.

* * * * *

(Other Proceedings)

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On motion duly made, seconded and carried, the meeting thereupon adjourned.

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 Osawatomie, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

Clerk

ORDINANCE NO. _____

**A HOME RULE ORDINANCE OF THE CITY OF OSAWATOMIE, KANSAS,
AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF
THE CITY TO PROVIDE FUNDS TO FINANCE CERTAIN RECREATIONAL
TRAIL IMPROVEMENTS WITHIN THE CITY.**

WHEREAS, the governing body of the City of Osawatomie, Kansas (the “City”) has considered the need to provide for certain improvements in furtherance of the general health and welfare of the City and its citizens; and

WHEREAS, the governing body of the City has identified the proposed John Brown/South Levee Loop Trail Project, as further described herein (the “Project”), as an improvement for the benefit of the general health and welfare of the City and its citizens; and

WHEREAS, the Project shall consist of the creation of two shared use trail loops within the City, the South Levee Loop primarily connecting the existing Flint Hills Nature Trail to the Osawatomie Levee and running east/west through certain points within the City, the John Brown Loop consisting of a 10 foot wide concrete facility running primarily north and south and connecting the John Brown Museum with the general downtown area of the City and the Karl E. Cole Sports complex; and

WHEREAS, the City finds and determines that it is in the best interests of the City and its citizens to construct the Project at an estimated cost of \$1,683,847; and

WHEREAS, Article 12, § 5 of the Constitution of the State of Kansas (the “Home Rule Amendment”) and K.S.A. 12-101 empowers cities to determine their local affairs and government and provides that such power and authority granted thereby to cities shall be liberally construed for the purpose of giving to cities the largest measure of self-government; and

WHEREAS, the City is a city within the meaning of the Home Rule Amendment; and

WHEREAS, the Project is located within the boundaries of the City but is not located within a public park and there is no enactment of the Kansas legislature which authorizes the City to issue general obligation bonds to provide funds to finance the Project or which prohibits the City from issuing general obligation bonds to provide funds to finance the Project; and

WHEREAS, the governing body of the City hereby further finds and determines that it is necessary and advisable and in the interest of the public health, safety and welfare of the City to authorize by home rule ordinance the issuance of general obligation bonds of the City to provide funds to finance the Project.

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

Section 1. Public Benefit. The governing body of the City hereby finds and determines that construction of the Project is in the interest of the public health, safety and welfare of the City and its citizens.

Section 2. Financing Authorization. The costs of the Project, interest on interim financing and associated financing costs are hereby authorized to be paid, in whole or in part, from the proceeds of general obligation bonds of the City (the "Bonds"), which are hereby authorized to be issued for such purposes pursuant to the authority of the Home Rule Amendment and K.S.A. 12-101.

Section 3. Further Authority. The officials of the City, the City's attorney, Gilmore & Bell, P.C., as bond counsel, and other consultants are authorized to proceed with such planning and document preparation as necessary in order to comply with the intent of this ordinance, subject to final approval of such documents by the governing body.

Section 4. Effective Date. This Home Rule Ordinance shall be effective from and after final passage by the governing body, signature by the Mayor and publication once in the official City newspaper.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

PASSED by the governing body of the city of Osawatomie, Kansas, on March 23, 2023 and signed by the Mayor.

(SEAL)

Mayor

ATTEST:

Clerk

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CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of the original Home Rule Ordinance; that said Home Rule Ordinance was passed on March 23, 2023; that the record of the final vote on its passage is found on page ____ of journal ____; and that it was published in the *Miami County Republic* on March 29, 2023.

DATED: March 29, 2023.

Clerk

(Published in *Miami County Republic* on March 29, 2023)

SUMMARY OF ORDINANCE NO. __

On March 23, 2023, the governing body of the City of Osawatomie, Kansas, passed an ordinance entitled:

**A HOME RULE ORDINANCE OF THE CITY OF OSAWATOMIE, KANSAS,
AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF
THE CITY TO PROVIDE FUNDS TO FINANCE CERTAIN RECREATIONAL
TRAIL IMPROVEMENTS WITHIN THE CITY.**

The Ordinance declares it necessary to construct certain recreational trails within the City and authorized the issuance of general obligation bonds to finance the costs thereof. A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk, «F_Issuer_Address_». A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at <https://www.osawatomieks.org>.

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

DATED: _____, 20__.

City Attorney



CITY OF OSAWATOMIE

DEPUTY CITY MANAGER'S REPORT ON OPERATIONS

March 23, 2022

2024 Budget Preparation:

Work on the 2024 budget is underway. Most of our personnel and benefit costs for 2024 have been forecasted. We are waiting on our renewal from BCBS of Kansas which will likely arrive next week. Additionally, the CIP has been compiled and will be brought to the council as soon as we can get it finalized.

Water Treatment Plant Status:

The latest update (as of January 17, 2023) is that KDHE has completed their review of the loan application. They requested no additional information and confirmed that the final step is now under way which is the financial review which is being conducted by a contracted third party (which is their normal procedure). At the end of this month, KDHE intends to publish the Finding of No Significant Impact. This publication has a 30 day comment period requirement and once that 30 day period has lapsed, they will process the loan paperwork.

Wastewater Treatment Plant Status:

We have received our sixth invoice from Crossland Construction. The State of Kansas (KDHE), Terry, myself and our engineers have reviewed the invoice and are in acceptance of their charges. Material supply issues continue to be a struggle and deliveries of critical components are not going to occur until after the expiration of the existing compliance date of February 28, 2023. The most recent development in the supply chain issues for this project is a delay on the VFD's (Variable Frequency Drives) for the blowers. We were alerted earlier this month that they have been delayed until the June/July timeframe.

Our ongoing battle with inflow and infiltration (I&I) continues to be an issue. BG Consultants issued an RFP for CCVT companies to bid to in order to identify sewer lines in the city that have not been part of the previous sewer main rehabilitation phases 1, 2 or 3. Unfortunately, we only received one bid, but they are the most reputable firm that provides this kind of service. Their price was \$110,250. This covers approximately 60,000 LF (<11 miles) of sewer mains. Once the Sewer Rate study is complete, we will be in a better position to make a recommendation as to what the best path forward is to address the balance of the collections system.

Evergy Solar Array Development:

At this point, the only remaining item to address is the land lease with Evergy. We met with the Evergy team that will be constructing the solar array on March 16. They will begin a topographical survey of the property in the next couple of weeks. Additionally, native vegetation seed will be broadcast across the tilled portion of the site in the next couple of weeks as well. Inverters have been ordered and design on the array is getting started. The posts and racking system, upon

completion of the design, will be ordered as well. Lastly, we expect to have a site plan delivered on June 1, 2023 and upon receipt of that plan, it will go through the planning process for permitting and we are planning for a ground breaking ceremony in or around September/October timeframe.

Levee Certification / Flood Insurance Rate Map Revisions – Status Update:

Anyone who would like to view the PDFs of the preliminary digital flood rate maps and the FIS report can do so by coming to city hall to view a paper copy OR you may download them from this link:

<https://sftp.kda.ks.gov/public/folder/xvdXx667k0iAeqqUBJ2-Mw/Osawatomie>

August 8, 2022	Kickoff Meeting
September 8, 2022	Provide Review Comments to Certification Data
November 29, 2022	Distribute Preliminary Flood Insurance Rate Maps (FIRMs)
January/February 2023	Community Coordination & Outreach (CCO) meetings
February 2023	End CCO Meetings
Spring 2023	Appeals Period
Winter 2023	Letter of Final Determination
Summer 2024	Final FIRMs established and effective

2023 Street Improvements:

Killough Construction has begun work to remove 18th Street and Main Street Terrace. Stormwater design on 6th Street continues as well. As soon as the stormwater system is designed, it will be reviewed for any conflicts with other utilities as well as any changes that may be necessary. The water lines for Brown Ave. and 6th Street will need to be permitted through the State of Kansas prior to being installed, and they are planned to be installed prior to the existing streets getting removed.

With regard to Brown Avenue, we will be bidding Brown hopefully in the next couple of weeks, with a letting most likely in late April. If Killough is the successful bidder, they will likely begin construction right after construction is complete on 18th Street, Main St. Terrace and Walnut. The water main for Brown will be bid as an option under that construction contract. There are enough funds left from the 2022A bond issue to cover these streets, but no more.

So, in 2024, the only street that will get reconstructed will be 6th Street and we will need to design the streets around Osawatomie Middle School. This will require us to issue debt in the amount of approximately \$6.7M. This will cover our share of construction costs for 6th Street, as well as design and construction of the 2024/2025 streets that were approved in Resolutions 1067 and 1104.

Extension of Electric Service to the Osawatomie State Hospital:

Work on the line extending city electricity to the state hospital is all but complete. We are awaiting a railroad crossing permit and the transformer which has been delayed due to the manufacturer needing to verify the bushings in the transformer are rated properly for the voltage that will be sent through them.