

OSAWATOMIE CITY COUNCIL
REVISED AGENDA
August 8, 2019
6:30 p.m., Memorial Hall

- 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. August 8th Agenda
 - B. City Council Minutes July 11, July 18, and July 25, 2019
 - C. Pay Application – JEO Consulting – Generation Improvements – \$112.50
 - D. Pay Application – Tyler Tech – Police/Court Software – \$242.00
 - E. Pay Application – Hall’s Bobcat – Trail Project – \$15,720.80
- 6) Comments from the Public
 - Citizen participation will be limited to 5 minutes. Stand & be recognized by the Mayor.*
- 7) Presentations & Proclamations
- 8) Public Hearings
- 9) Unfinished Business
 - A. Memorandum of Understanding – Revolution Energy, LLC
 - B. 2019-2020 Budget Summary
- 10) New Business
 - A. Ordinance - Cemetery Regulation Amendment
 - B. Ordinance - 2019 Uniform Public Offense Code
 - C. Ordinance - 2019 Standard Traffic Ordinance
 - D. Electric Rates
 - E. Resolution – Annual Fee Table Amendments
- 11) Council Report
- 12) Mayor’s Report
- 13) City Manager & Staff Reports
- 14) Executive Session – Non-Elected Personnel
- 15) Other Discussion/Motions
- 16) Adjourn

NEXT REGULAR MEETING – August 22, 2019

Osawatomie, Kansas. **July 11, 2019.** The Council Meeting was held in Memorial Hall. Mayor Govea called the meeting to order at 6:30 p.m. Council members present were Dickinson, Diehm, Hampson, LaDuex, Leaver, Macek and Wright. Councilman Walmann was absent. City Staff present at the meeting were: City Manager Don Cawby, City Clerk Tammy Seamands, City Attorney Dick Wetzler and Assistant to the City Manager Meagan Borth. Members of the public were: Shane Lamb, Cheryl Reynolds, John Wastlund and Robert Couture.

INVOCATION. John Wastlund, Wesleyan Church ‘The Well’

CONSENT AGENDA. Approval of July 11th Agenda, June 13th & 26th Council Minutes, 2019-04 Register Report, Tyler Tech Pay Application, Final Kansas Heavy Construction Pay Application. **Motion** made by LaDuex, seconded by Dickinson to Approve the Consent Agenda as presented in addition to adding a Pay Application of \$4,600.50 for Hall’s Bobcat as well as a change in the June 26th minutes (page A-3 changing ‘to us’ to ‘to use’) Yeas: All.

COMMENTS FROM THE PUBLIC.

John Wastlund – would like to see the potholes fixed in the intersection of 5th and Chestnut. He is the fire Chaplin for the fire department and states the fire department is very dedicated. Would like to see them get the chiefs vehicle fixed or replaced.

Robert Couture – would like to know what the fees will be for the frontier twirlers, that they have used the auditorium for the last forty years and would like to plan their calendar.

Cheryl Reynolds – frontier twirlers would like to know what the fees would be.

PRESENTATIONS. None.

PUBLIC HEARINGS. None.

UNFINISHED BUSINESS. None.

NEW BUSINESS. None.

COUNCIL REPORTS.

Dan Macek – great turn out at Lights on the Lake, KCTV Channel 5 showed up.

Cathy Leaver – also thought that Lights on the Lake turned out great. Addressed the Frontier Twirlers thanking them for donating towards the cancer foundation and that they are doing a great job.

MAYOR’S REPORT. None.

CITY MANAGER REPORT.

Vision buyer's premium is 15%, they were here today taking pictures and someone from Ottawa came over to look also. August 6th is the target date for the auction.

Kansas Heavy finished their punch list; we still have warranty.

Group called 'Heritage not Hate' will be meeting in the park. Police have been notified and think it will be a small crowd attendance.

EXECUTIVE SESSION. **Motion** made by LaDuex, seconded by Dickinson to go into executive session to discuss Confidential Information of a Business until 7:30 p.m. to include City Attorney, City Manager and Shane Lamb. Yeas: All. The Mayor called the Council back into open session at 7:30 p.m. with no action taken. **Motion** made by LaDuex, seconded by Dickinson to go into executive session to discuss Confidential Information of a Business to extend the previous discussion with the same participants until 7:50 p.m. Yeas: All. The Mayor called the Council back into open session at 7:50 p.m. with no action taken.

OTHER DISCUSSION/MOTIONS.

Motion made by Dickinson, seconded by LaDuex to adjourn. Yeas: All. Mayor Govea declared the meeting adjourned at 7:52 p.m.

/s/ Ashley Kobe

Ashley Kobe, Executive Assistant

Osawatomie, Kansas. **July 18, 2019.** The Council Meeting was held in the Conference Room at City Hall. Mayor Govea called the meeting to order at 6:30 p.m. Council members present were Dickinson (6:36), Diehm, Hampson, LaDuex, Leaver, Macek, Walmann and Wright. City Staff present at the meeting were: City Manager Don Cawby, City Clerk Tammy Seamands, City Attorney Dick Wetzler and Assistant to the City Manager Meagan Borth. Members of the public were: Barry Dicker and Jonathan Freiden.

EXECUTIVE SESSION. **Motion** made by LaDuex, seconded by Hampson to go into executive session for Confidential Information of a Business until 7:20 p.m. to include City Attorney, City Manager, City Clerk, Assistant to the City Manager, Barry Dicker and Jonathan Freiden. Yeas: All. The Mayor called the Council back into open session at 7:20 p.m. with no action taken. **Motion** made by Walmann, seconded by LaDuex to go back into executive session for Confidential Information of a Business to extend the previous discussion with the same participants until 7:40 p.m. Yeas: All. The Mayor called the Council back into open session at 7:40 p.m. with no action taken.

BUDDGET WORKSHOP. City Manager Don Cawby explained that we have had problems putting it together and would like more time to look at it. This is partially to do with the computer software change over.

Motion made by Walmann, seconded by LaDuex to adjourn. Yeas: All. Mayor Govea declared the meeting adjourned at 7:54 p.m.

/s/ Ashley Kobe

Ashley Kobe, Executive Assistant

Osawatomie, Kansas. **July 25, 2019.** The Council Meeting was held in the Conference Room at City Hall. Mayor Govea called the meeting to order at 6:30 p.m. Council members present were Dickinson, Diehm, Hampson, LaDuex, Leaver, Macek and Walmann. Councilman Wright was absent. City Staff present at the meeting were: City Manager Don Cawby, City Clerk Tammy Seamands, City Attorney Dick Wetzler (6:32), Assistant to the City Manager Meagan Borth and Chief of Police Dave Ellis. Members of the public were: Michelle Chester, Kyle Spielbusch and Chamber Director Hitomi Lamirande.

INVOCATION.

CONSENT AGENDA. Approval of July 25th Agenda, 2019-05 7 2019-06 Register Reports, JEO Consulting Generation Improvements and Premiere Contracting Pay Application. **Motion** made by LaDuex, seconded by Dickinson to Approve the Consent Agenda as presented. Yeas: All.

COMMENTS FROM THE PUBLIC.

Michelle Chester – wanted to express the frustration of the condition of the home at 833 Pacific. There has been disorderly conduct due to the disagreements of the property. Would like to see no parking signs put back up along 9th Street.

PRESENTATIONS.

ANNUAL CHAMBER PRESENTATION (Moved ahead on the agenda without objection). Hitomi presented the annual report.

PRESENTATION OF AUDIT. Kyle Spielbusch with, Jarred Gilmore & Phillips, presented the annual audit.

PUBLIC HEARINGS. None.

UNFINISHED BUSINESS. None.

NEW BUSINESS.

PURCHASE OF PUBLIC WORKS TRUCK. **Motion** made by Hampson, seconded by Walmann to Purchase a 3500 HD Crew Cab from Beckman Motors for \$34,431 Yeas: All.

MINI EXCAVATOR LEASE. **Motion** made by Walmann, seconded by Diehm to Purchase a John Deer Mini from Heritage Tractor for \$6400 per year for 5 years. Yeas: All.

LAND PURCHASE BY KANSAS FIBER NETWORK. **Motion** made by LaDuex, seconded by Hampson to Authorize the City Manager to Sell the Property to Kansas Fiber for \$7,500 Yeas: All.

JEO CONSULTING AGREEMENT. **Motion** made by LaDuex, seconded by Dickinson to Approve the JEO Consulting Agreement for the Generation Project \$16,050 Yeas: All.

COUNCIL REPORTS.

Jeff Walmann – there has been a lot of work done on the trail.

MAYOR’S REPORT. None.

CITY MANAGER REPORT.

KDHE sent a letter out regarding the UV system. We will need to select someone to do the design for the UV upgrades and Phase II improvements. We will also need to consider adding the west lift station into the project.

EXECUTIVE SESSION. None.

OTHER DISCUSSION/MOTIONS.

Motion made by Dickinson, seconded by LaDuex to adjourn. Yeas: All. Mayor Govea declared the meeting adjourned at 7:53 p.m.

/s/ Ashley Kobe

Ashley Kobe, Executive Assistant



Invoice

RECEIVED

JUL 29 2019

July 25, 2019
 Project No: R141554.03
 Invoice No: 111052
 Invoice Amount: 112.50

City of Osawatomi
 439 Main Street
 PO Box 37
 Osawatomi, KS 66064

Project Manager Matt Kalin

Project R141554.03 Osawatomi 12 MW Generation Capacity Improvements

Professional Services through July 12, 2019

	Contract Amount	Percent Complete	Billed-to-Date	Previous Billing	Current Billing
Lump Sum Phase(s)					
Preliminary Design	\$138,250.00	100 %	\$138,250.00	\$138,250.00	0.00
Final Design	\$47,040.00	100 %	\$47,040.00	\$47,040.00	0.00
Bidding & Negotiation	\$16,100.00	100 %	\$16,100.00	\$16,100.00	0.00
Construction Services	\$65,340.00	100 %	\$65,340.00	\$65,340.00	0.00
Post Construction	\$6,400.00	100 %	\$6,400.00	\$6,400.00	0.00
Hourly to a Maximum Phase(s)					
Add'l Construction Services	\$23,190.00		\$23,180.50	\$23,180.50	0.00
Add'l RPR Services	\$4,810.00		\$4,810.00	\$4,697.50	\$112.50
RPR Services	\$43,680.00		\$43,680.00	\$43,680.00	0.00
Total	\$344,810.00		\$344,800.50	\$344,688.00	\$112.50
Total Amount Due Upon Receipt					\$112.50

Outstanding Invoices

Number	Date	Balance
110369	6/21/2019	75.00
Total		75.00



JUL 29 2019

Remittance: Tyler Technologies, Inc. (FEIN 75-2303920) P.O. Box 203556 Dallas, TX 75320-3556

Invoice

Table with Invoice No (025-266427), Date (07/17/2019), and Page (1 of 1)

Questions: Tyler Technologies - Local Government Phone: 1-800-772-2260 Press 2, then 2 Email: ar@tylertech.com



Bill To: City of Osawatomie PO Box 37 Osawatomie, KS 66064

Ship To: City of Osawatomie PO Box 37 Osawatomie, KS 66064

Summary table with columns: Customer No., Ord No., PO Number, Currency, Terms, Due Date

Main invoice table with columns: Date, Description, Units, Rate, Extended Price

ATTENTION Order your checks and forms from Tyler Business Forms at 877-749-2090 or tylerbusinessforms.com to guarantee 100% compliance with your software.

Summary table with Subtotal (242.00), Sales Tax (0.00), Invoice Total (242.00)

Hall's Bobcat Service

607 Mulberry Ave.
Osawatomie, KS 66064

Invoice

Date	Invoice #
8/5/2019	3247

Division of E & H Properties, Inc.

Bill To
City of Osawatomie 439 Main Street Osawatomie, Ks 66064

Excavation - Residential & Commercial
Rock Yard - Landscape & Supplies (located 607 Mulberry, Osawatomie)

Office Hours: Mon.-Fri. 8-5 Sat. 8-Noon
Office Phone #: 1-913-245-4089

<u>Your Residential or Commercial Contractor!</u>		P.O. No.	Terms	Project
			Net 10 days	
Description	Qty	U/M	Rate	Amount
For drainage materials purchased for trail				
ADS, 12" Drain pipe(per ft)	240	ft	10.64	2,553.60
ADS, 24" Drain pipe(per ft)	160		31.67	5,067.20
12" Flared end sections	22		150.00	3,300.00
24" Flared end sections	16		300.00	4,800.00
Please make check payable to: Hall's Bobcat Service			Sales Tax (0.0%)	\$0.00
Term: Cash - Accounts not paid within 10 days of the date invoiced are subject to a 1.5% monthly finance charge.			Total	\$15,720.80
email: hallsbobcatservice@gmail.com			Payments/Credits	\$0.00
THANK YOU FOR YOUR BUSINESS			Balance Due	\$15,720.80

CITY OF OSAWATOMIE



STAFF AGENDA MEMORANDUM

DATE OF MEETING: August 8, 2019

AGENDA ITEM: **Development Agreement – Revolution Energy**

PRESENTER: Don Cawby, City Manager

ISSUE SUMMARY: During the process of looking at options for a small solar field project for our electric utility, we were approached by a company looking to develop some alternative energy projects and were interested in the Northland as a possible location.

After several discussions the company, Revolution Energy, LLC, came back to us with a letter of interest in developing a solar project and also having the opportunity to develop some of the adjacent property with similar or supportive businesses.

The City Council met with the company in Executive Session on July 25 and discussed the nature of the project and financing.

Based on these discussions, staff has drafted a Memorandum of Understanding (MOU) with Revolution Energy to agree to spend time in developing the solar project and possible other developments. The MOU would require the City to sign a Non-Disclosure Agreement (NDA) and to not negotiate with another similar alternative energy producer for 120-days while detailed specifications, engineering and development plans are prepared.

The only costs to the City in the proposal are time in evaluating the solar power purchase agreement and the potential development agreement and any associated consultant time in that review.

COUNCIL ACTION NEEDED: Review and discuss.

STAFF RECOMMENDATION TO COUNCIL: Review the proposal authorize the Mayor to sign the MOU and NDA on behalf of the City.

MEMORANDUM OF UNDERSTANDING

COMES NOW, City of Osawatomie (hereafter called “City”) and Revolution Energy, LLC. (hereafter called “Supplier”), entering into the following Memorandum of Understanding (“MOU”) involving the current and future business relationship between the parties as further described below.

RECITALS

WHEREAS, Supplier is interested in developing a small scaled solar project of approximately 2.5 MW DC to be located on the local distribution system (the “Facility”) with an anticipated commercial operating date to be determined. The City is interested in purchasing the entire output of the proposed Facility, and Supplier wishes to grant Buyer first right to purchase the Facility.

WHEREAS, the City desires to procure the services of Supplier in the evaluation and potential procurement and development of the Facility.

WHEREAS, the Supplier desires to serve as the developer for up to 120 acres of property in the Northland area of Osawatomie and to negotiate a Development Agreement as part of the solar project.

WHEREAS, subject to the execution of a mutually agreeable definitive agreement as described in more detail in this MOU, Supplier wishes to memorialize the relationship between the parties and provide the Supplier with a window of exclusivity to in order Supplier to create a Development Agreement and to provide preliminary engineering and procurement estimates for the construction of the Facility.

AGREEMENT:

Now, therefore, in consideration of the forgoing Recitals and the mutual agreements set forth herein, and the mutual benefits to be derived therefrom, the parties hereto further agree as follows:

1. Upon providing preliminary engineering and procurement estimates, along with a preliminary budget and a draft Development Agreement, the City shall determine whether to move forward with negotiations for the construction of the Facility and a corresponding Development Agreement within a commercially reasonable time frame.

(a) No fee will be due to Supplier from the Buyer for developing the preliminary engineering and procurement estimates for the construction and operation of the Facility; however, all engineering and estimates provided will remain the property of the Supplier.

(b) The Buyer agrees, upon acceptance of this MOU and for 120 days thereafter, to not solicit or negotiate, or permit its agents or employees to solicit or negotiate, or furnish information to any other renewable energy developer, utility or contractor, concerning the construction and development of renewable energy systems and or storage; except, however, that any project in development with FMS North America, Inc. d/b/a/ United Tire Recyclers, be excluded from the described 120-day period of exclusivity.

2. Unless terminated earlier pursuant to Section 2(b) below or extended by the mutual written agreement of the parties, this MOU shall be effective for 120 days from its acceptance by both parties.

3. This MOU will automatically terminate upon execution of any definitive agreement addressing the procurement of the Facility. In addition, this MOU may be terminated at any time by the mutual written consent of the parties.

4. Each of the parties shall be responsible for and bear all of its respective costs and expenses, not detailed herein, incurred at any time in connection with pursuing or consummating the terms of this MOU.

5. The Buyer will execute a Non-Disclosure Agreement as attached to this MOU.

6. This Memorandum of Understanding is governed by and will be construed under the laws of the state of Kansas.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by their duly authorized officers thereunto and the respective corporate seals will be affixed next to their signature the day and year of signing.

Revolution Energy, LLC

By: _____

Name, Title: _____

Date: _____

City of Osawatomie, Kansas

By: _____

Name, Title: L. Mark Govea, Mayor

Date: _____

CITY OF OSAWATOMIE



STAFF AGENDA MEMORANDUM

DATE OF MEETING: August 8, 2019

AGENDA ITEM: Amendment to Cemetery Ordinance

PRESENTER: Meagan Borth, Assistant to the City Manager

ISSUE SUMMARY: In 2006, the City had a family request a height change to the Osawatomie Cemetery monument rules for the north part of section 3 (from 3 feet to 4 feet). The Council granted that change, but still left the remaining parts of the Osawatomie Cemetery and the other two cemeteries within city limits with the same height restrictions (3 feet).

Recently, the City has had several family members who were purchasing monuments ask for an ordinance change so they could place a 4-foot stone. Therefore, we are asking that the Council consider this change for all cemeteries within City limits to make the rules more cohesive. Both Bill Roseberry and Ashley Kobe agree with this change. This would require an amendment to Ordinance 12-703, which is attached.

COUNCIL ACTION NEEDED: Discuss and consider the proposed ordinance amendment.

STAFF RECOMMENDATION TO COUNCIL: Adopt the ordinance as presented.

NOTE: We intend to publish this as a summary. The summary would read as follows:

Ordinance No. 3775 Summary

On August 8, 2019, the City of Osawatomie, adopted Ordinance No. 3775, which allows the maximum height of monument to be increased from 3 feet to 4 feet in all of the City's cemeteries. A complete copy of this ordinance is available at www.Osawatomieks.org or at City Hall, 439 Main St., Osawatomie, Kansas. This summary certified by Richard Wetzler, City Attorney.

ORDINANCE NO. 3775

AN ORDINANCE INCREASING THE HEIGHT RESTRICTION ON CEMETERY MONUMENTS FROM THREE (3) FEET TO FOUR (4) FEET TALL; BY AMENDING SECTIONS 12-307 OF THE MUNICIPAL CODE OF THE CITY OF OSAWATOMIE, AND REPEALING THE EXISTING SECTION THEREIN;

WHEREAS, Chapter 12, Article 3 of the Municipal Code of the City of Osawatomie incorporates the Cemeteries Ordinance for the City of Osawatomie; and

WHEREAS, Chapter 12, Article 3, 12-307 of the Municipal Code of the City of Osawatomie provides the height restrictions of monuments allowed at City cemeteries; and

WHEREAS, the City of Osawatomie has determined that as the North half of Section 3 of the Osawatomie Cemetery was amended to allow for four (4) foot tall monuments in 2006, now it is in the best interest to make that restriction cohesive for all Osawatomie Cemetery monuments.

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

Section 1. AMENDING SECTION. Section 12-307 of Article 3 of Chapter 12 of the Code of the City of Osawatomie is hereby amended to read as follows:

12-307. Monuments.

Provisions relating to the regulations pertaining to monuments shall be as follows:

(a) No monument shall be over four (4) feet in height except military stones. No foot or corner stones will be permitted above the ground. Military monuments will be standard government height except when used as foot stones.

(b) All monuments must be on a foundation of wet poured concrete, not less than 4" in depth. No prefabricated foundations will be permitted. The foundation shall extend beyond the actual base of the monument to form a four (4) inch collar at ground level on all sides.

(c) Monuments and all above ground memorializations are to be placed in the west two (2) feet of each grave.

(d) No temporary markers shall be allowed to remain in the municipal cemetery over six (6) months.

(e) Mausoleums must be built according to the State Board of Health specifications, and only in places where the city shall direct.

(f) No person shall place any monument, foot stone, or headstone upon any lot in the municipal cemetery without first securing a one-time bond fee and a permit for each stone from the City Clerk. No monument shall be permitted until the person setting the stone shall present to the cemetery

foreman a valid permit for such work signed by the city clerk’s office. Monuments shall not be set by the city but shall be set under the supervision of the cemetery foreman and according to his specifications.

(g) Forms must be removed within ten (10) working days.

Section 2. EXISTING SECTION REPEALED. Section 12-307 of Article 3 of Chapter 12 of the Code of the City of Osawatomie as adopted prior to the passage of this Ordinance is hereby repealed.

Section 3. EFFECTIVE DATE. This ordinance shall take effect and be in force upon publication in the official City newspaper.

ADOPTED AND APPROVED by the Governing Body of the City of Osawatomie, Kansas, a majority being in favor thereof, this 8th day of August, 2019.

APPROVED AND SIGNED by the Mayor.

CITY OF OSAWATOMIE, KANSAS

[seal]

By _____
L. Mark Govea, Mayor

ATTEST:

By _____
Tammy Seamands, City Clerk

CITY OF OSAWATOMIE



STAFF AGENDA MEMORANDUM

DATE OF MEETING: August 8, 2019

AGENDA ITEM: 2019 Standard Traffic Ordinance and 2019 Uniform Public Offense Code

PRESENTER: Meagan Borth, Assistant to the City Manager

ISSUE SUMMARY: The *Standard Traffic Ordinance (STO)* for Kansas Cities and the *Uniform Public Offense Code (UPOC)* for Kansas Cities have been published by the League of Kansas Municipalities for decades. They are designed to provide a comprehensive traffic code (STO) and criminal code (UPOC) for Kansas Cities.

The STO, in large part, parallels the state traffic act, just as the UPOC parallels the state criminal code. They do not take effect in a city until the governing body has passed and published an ordinance incorporating each of them by reference. The incorporating ordinance does not change the current modifications to the STO and UPOC which are already in the City Code. The Council may make additional changes in the future as long as it does not conflict with state statute.

For public records purposes, there must be at least three official copies of each on file with the City Clerk. We also make sure that enforcing officers each have a copy.

According to the publisher, LKM, the following represents the changes in the STO from the 2018 edition to the 2019 edition:

Section 1

Definitions

Added: Electric Assisted Scooter
Digital Network
Habitual Violator
Identifying Numbers
Lien Holder
Light Weight Roadable Vehicle
Local Authorities
Manufacturer
Transportation Network Company
Transportation Network Company Driver

Amended:

Farm Tractor
Governing Body
Implement of Husbandry
Owner
Passenger Car
Pole Trailer
Semi-Trailer
Specially Constructed Vehicle
Trailer
Truck

- Section 6.1 Road Construction Zone**
- Section 30.2 Preliminary Breath Test**
- Section 33.1 Special Speed Limitations Applicable to Certain Vehicles and Portions of Highways; Powers of Secretary and Local Authorities; Violations, Evidence of Safe Speed**
- Section 38.1 Driving in Defiles or Canyons**
- Section 76 Obedience to Signal Indicating Approaching of Train**
- Section 105.1 Criminal Penalties for Violation of Size and Weight Laws; Exceptions**
- Section 105.2 Width of Vehicles and Loads Thereon**
- Section 105.3 Projecting Loads to the Front and Rear**
- Section 114.1 Unlawful Operation of All-Terrain Vehicle**
- Section 114.5 Unlawful Operation of a Work-Site Utility Vehicle**
- Section 115 Unlawful Riding on Vehicles**
- Section 135.1 Electric-Assisted Scooters, Traffic Law Application**
- Section 151.1 Air Conditioning Equipment**
- Section 156 Lamps or Flags on Projecting Loads**
- Section 158 Lamps on Other Vehicles and Equipment**
- Section 158.1 Lights; Lamps and Reflectors on Farm Tractors; Slow-moving Vehicle and Slow-moving Vehicle Emblem Defined; Requirements for Slow-moving Vehicles; Unlawful Acts; Exception**
- Section 160.1 Wreckers, Tow Trucks or Car Carriers; Operation of Emergency Lights; When**
- Section 162.1 Display of Vehicular Hazard Warning Signal Lamps and Warning Devices by Certain Stopped or Disabled Vehicles**
- Section 169 Special Restrictions on Lamps**

- Section 169.1 **Transportation Network Lighting Device**
- Section 173 **Brakes; Performance Requirements**
- Section 177 **Windshields Must Be Unobstructed and Equipped with Wipers; Eye Protection**
- Section 181 **One-Way Glass and Sun Screening Devices**
- Section 182.1 **Seat Belts**
- Section 182.1.2 **Safety Belts and Shoulder Harnesses**
- Section 190.1 **Approval of Braking Systems on Motor-driven Cycles; Suspension or Revocation of Registrations; Prohibited**
- Section 192 **Driver's Licens**
- Section 193 **Driver's License in Possession**
- Section 201 **Penalties**
- Section 201.1 **Failure to Comply with a Traffic Citation**

The following represents the changes in the UPOC from the 2018 edition to the 2019 edition:

- Article **7.A. Crimes Affecting Public Trust**
- 8. Crimes Involving Violation of Personal Rights (formerly Denial of Civil Rights)**
- Section 1.1 **Definitions**
 - Added:** Cannabidiol Treatment Preparation
 - Debilitating Medical Condition
 - Federal Law Enforcement Officer
 - State of Nudity
 - Transmission
 - Visual Depiction
 - Amended:** Alcoholic Liquor
 - Nonferrous Metal
 - Public Employee
- Section 3.1.1 **Domestic Battery**
- Section 3.2.1 **Sexual Battery**
- Section 3.4 **Unlawful Interference with an Emergency Medical Services Attendant**
- Section 3.7.1 **Interference with Custody of a Committed Person**
- Section 3.10 **Hazing**
- Section 3.13 **Stalking**
- Section 5.1.2 **Unlawful Possession of a Visual Depiction of a Child**

- Section 5.1.3 Unlawful Transmission of a Visual Depiction of a Child
- Section 5.3 Unlawfully Hosting Minors Consuming Alcoholic Liquor or Cereal Malt Beverages
- Section 6.1 Theft
- Section 6.6 Criminal Damage to Property
- Section 6.7.1 Trespassing on Railroad Property
- Section 6.16 Giving a Worthless Check
- Section 6.23.1 Unlawful Use of Recordings
- Section 6.24 Commercial Fossil Hunting
- Section 6.25 Counterfeiting
- Section 6.26 Automobile Master Key Violation
- Section 7.4 Interference with the Judicial Process
- Section 7.15 Intimidation of a Witness or Victim
- Section 7.16 Obstructing Apprehension or Prosecution
- Section 8.2 Unlawful disclosure of Tax information
- Section 8.3 Unjustifiably Exposing a Convicted or Charged Person
- Section 9.9.1 Unlawful Possession of Marijuana
and Tetrahydrocannabinoids
- Section 9.9.2 Possession of Drug Paraphernalia and
Simulated Controlled Substances
- Section 9.9.3 Unlawful Distribution of Controlled Substances
- Section 9.9.4 Unlawful Possession of Controlled Substances
- Section 9.9.5 Unlawful Possession of a Simulated Substance
- Section 9.9.6 Distribution of a Non-controlled Substance
- Section 10.2 Possession of a Firearm Under the Influence
- Section 10.4 Failure to Register Explosives
- Section 10.21 Selling Beverage Containers with Detachable Tabs
- Section 10.28 Endangering the Food Supply
- Section 11.1 Promoting Obscenity
- Section 11.2 Promoting Obscenity to Minors
- Section 11.9.1 Illegal Bingo Operation
- Section 11.10 Possession of a Gambling Device
- Section 11.11 Cruelty to Animals

**Section 11.13 Unlawful Possession of Dog Fighting Paraphernalia;
Unlawful Attendance of Dog Fighting**

Section 11.14 Illegal Animal Ownership

Section 11.15 Permitting a Dangerous Animal to be at Large

Section 11.16 False Membership Claim

COUNCIL ACTION NEEDED: Vote on the ordinances to adopt the 2019 STO and the 2019 UPOC.

STAFF RECOMMENDATION TO COUNCIL:

- (1) Adopt the ordinance as presented to incorporate the 2019 STO by reference.
- (2) Adopt the ordinance as presented to incorporate the 2019 UPOC by reference.

NOTE: We intend to publish these as summaries. The summaries would read as follows:

Ordinance No. 3776 Summary

On August 8, 2019, the City of Osawatomie, adopted Ordinance No. 3776, which incorporates by reference the 2019 Edition of the Standard Traffic Ordinance for Kansas Cities. A complete copy of this ordinance is available at www.Osawatomieks.org or at City Hall, 439 Main St., Osawatomie, Kansas. This summary certified by Richard Wetzler, City Attorney.

Ordinance No. 3777 Summary

On August 8, 2019, the City of Osawatomie, adopted Ordinance No. 3777, which incorporates by reference the 2019 Edition of the Uniform Public Offense Code for Kansas Cities. A complete copy of this ordinance is available at www.Osawatomieks.org or at City Hall, 439 Main St., Osawatomie, Kansas. This summary certified by Richard Wetzler, City Attorney.

ORDINANCE NO. 3776

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF OSAWATOMIE, KANSAS; INCORPORATING BY REFERENCE THE “STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES” EDITION OF 2019, WITH CERTAIN OMISSIONS, CHANGES, AND ADDITIONS; PRESCRIBING ADDITIONAL REGULATIONS; AMENDING CHAPTER 14, ARTICLE 1, OF THE CITY OF OSAWATOMIE MUNICIPAL CODE; AND REPEALING EXISTING PROVISIONS.

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

SECTION ONE: Section 101 of Article 1 of Chapter 14 of the City of Osawatomie Municipal Code is hereby amended to read as follows:

14-101. INCORPORATING STANDARD TRAFFIC ORDINANCE. There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Osawatomie, Kansas, that certain standard traffic ordinance known as the “Standard Traffic Ordinance for Kansas Cities,” Edition of 2019, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed. One copy of said Standard Traffic Ordinance shall be marked or stamped “Official Copy as Incorporated by the Code of the City of Osawatomie,” with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this Ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours. The Police Department, Municipal Judge and all administrative departments of the City charged with the enforcement of the Ordinance shall be supplied, at the cost of the City, such number of official copies of such Standard Traffic Ordinance similarly marked, as may be deemed expedient.

SECTION TWO: EXISTING SECTION REPEALED. Chapter 14, Article 1, Section 101 of the Code of the City of Osawatomie as adopted prior to the passage of this Ordinance is hereby repealed.

SECTION THREE: EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its publication in the official City Newspaper.

PASSED AND APPROVED by the Governing Body of the City of Osawatomie, Kansas, this 8th day of August, 2019.

APPROVED AND SIGNED by the Mayor.

L. Mark Govea, Mayor

(SEAL)

ATTEST:

Tammy Seamands, City Clerk

DRAFT

ORDINANCE NO. 3777

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF OSAWATOMIE, KANSAS; INCORPORATING BY REFERENCE THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES" EDITION OF 2019; AMENDING AND REPEALING CHAPTER 11, ARTICLE 2, SECTION 201 OF THE CITY OF OSAWATOMIE MUNICIPAL CODE; AND REPEALING EXISTING PROVISIONS.

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

SECTION ONE: CODE AMENDED. Section 11-201 of the City of Osawatomie Municipal Code is hereby amended to read as follows:

11-201. INCORPORATING UNIFORM PUBLIC OFFENSE CODE. There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Osawatomie, Kansas, that certain code known as the "Uniform Public Offense Code," Edition of 2019, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed. No fewer than three copies of said Uniform Public Offense Code shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Osawatomie, Kansas," with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this section, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

SECTION TWO: EXISTING SECTION OF CODE REPEALED. Chapter 11, Article 2, Section 201 of the City of Osawatomie Municipal Code as adopted prior to the passage of this Ordinance is hereby repealed.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall take effect and be in force from and after its publication in the official City Newspaper.

PASSED AND APPROVED by the Governing Body of the City of Osawatomie, Kansas, this 8th day of August, 2019.

APPROVED AND SIGNED by the Mayor.

L. Mark Govea, Mayor

(SEAL)

ATTEST:

Tammy Seamands, City Clerk

CITY OF OSAWATOMIE



STAFF AGENDA MEMORANDUM

DATE OF MEETING: August 8, 2019

AGENDA ITEM: **Proposed Electric Rates**

PRESENTER: Don Cawby, City Manager

ISSUE SUMMARY: The current budget proposal includes a proposed rate increase for both the Electric utilities beginning with Sept 2019 bills. The proposed rate increase addresses the continued shortfall in the Electric Fund which is the result of two factors: Loss of a major customer, continued increases in operating costs.

Electric Funds Status. When the Electric Generation project was planned, we worked hard to make the project pay for itself by eliminating the BPU Nearman contract and with the ability to sell excess capacity. As the project currently stands, we have not been able to sell as much excess capacity as expected because of project delays. However, we are in the process of selling 2 MW of capacity for \$42,000 over the next 12 months, so the additional excess capacity we have will continue to be available for future payments. As a way of managing the shortfall we have downsized and delayed some of our conversion to the new voltage.

On the attached rate analysis sheet, it reflects that our operating costs are not keeping up with our available revenues after purchasing power. The Energy Cost Adjustment is meant to fill this gap if the base rate is effective set, so either the threshold for the ECA needs to be lowered, or the base rate needs to be adjusted. In this case, we have been about a quarter-cent short for the last few years, but last year's rate increase of about 3.5% was not effective in filing the gap, even as we have trimmed back transfers relative to revenue. (Note: Before the 2018 increase, base rates had not seen an increased since 2006.)

The proposed new rates (see tables) for 2018 would increase billings by an estimated \$146,000. That is an increase of approximately 4.17% which across the board has an effect of a ½ cent increase across all rate categories. The average monthly residential bill is expected to be around \$4.00 higher if we have a "normal" year.

Attached is a table which compares our electric rates to the two regional Private Investor Owned (PIOs) with electric utilities in Kansas (we are in the KCPL territory) and some other municipal providers. The PIOs are used for comparisons purposes because the majority of our area comparable peer communities are served by one or the other and would be the only viable alternative to our municipal utility. As you can see, when including ALL costs, (not just base rates) we are well below both utilities in total cost per kWh, with one exception. Our Demand Rate (their Medium Rate) is about the same as Westar, but demand rates are very volatile depending on each specific user. We feel very comfortable that we are more than competitive with the private market and that doesn't factor in that we derive more than just a franchisee fee benefit from owning our own electric utility.

Impact and Peer Comparisons. Attached are several sheets which show a comparison between our rates and other providers. It also shows estimated impacts using data from our system. One table compares our electric rates to the two regional Private Investor Owned (PIOs) electric utilities in Kansas (we are in the KCPL territory). The PIOs are used for comparisons purposes because the majority of our area comparable peer communities are served by one or the other and would be the only viable alternative to our municipal utility. As you can see, when including ALL costs, (not just base rates) we are well below both utilities in total cost per kWh, with one exception. Our Demand Rate (their Medium Rate) is about the same as Westar, but demand rates are very volatile depending on each specific user. We feel very comfortable that we are more than competitive with the private market and that doesn't factor in that we derive more than just a franchisee fee benefit from owning our own electric utility.

As for peer cities, we continue to be in the middle of the pack and typically are only less competitive with communities with large industrial customers which allows the profit from those customers to help offset the rates for residential and small business customers.

COUNCIL ACTION NEEDED: Review and discuss.

STAFF RECOMMENDATION TO COUNCIL: Consider the proposed rate increases in the Fee Resolution, which will be acted on as the next agenda item. Staff would recommend any motion clearly state for which bill the rates would be effective.

ELECTRIC RATE ANALYSIS
August 8, 2019

	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018*</u>	<u>Est 2019</u>
REVENUES					
Sales/Charges	3,441,687	3,281,033	3,322,976	3,600,899	3,468,574
Late Charges/Interest	97,894	100,141	104,363	106,481	96,600
Service Charges	6,442	19,525	29,601	30,897	26,800
Capacity Sales					38,000
Other Misc	11,082	103,604	35,325	20,157	28,352
Subtotal Revenue	3,557,106	3,504,303	3,492,265	3,758,434	3,658,326
Revenue in (¢ per kWh)	10.98	10.69	11.89	12.24	12.42
<i>kWh Sold</i>	<i>32,407,170</i>	<i>32,784,279</i>	<i>29,360,565</i>	<i>30,707,378</i>	<i>29,454,964</i>
POWER COSTS					
Purchased Power	1,727,446	1,378,497	1,370,048	1,579,382	1,451,114
Transmission/KMEA	200,927	171,453	202,494	222,059	221,185
Production Fuel	14,675	14,465	2,718	26,200	37,000
Subtotal	1,943,048	1,564,415	1,575,260	1,827,641	1,709,299
Power Costs in (¢ per kWh)	6.00	4.77	5.37	5.95	5.80
OTHER EXPENSES					
Total Expenses**	3,595,989	3,583,883	3,571,707	3,792,021	3,714,413
Fixed Expenses in (¢ per kWh)	1,652,941 5.10	2,019,468 6.16	1,996,447 6.80	1,964,380 6.40	2,005,114 6.81
Rate Required (¢ per kWh)	11.10	10.93	12.16	12.35	12.61
Shortfall (\$)	(38,883)	(79,580)	(79,442)	(33,587)	(56,086)
Shortfall (¢ per kWh)	(0.12)	(0.24)	(0.27)	(0.11)	(0.19)
0.3¢ increase	97,222	98,353	88,082	92,122	88,365
0.5¢ increase	162,036	163,921	146,803	153,537	147,275

* 3% rate increase in 2018

** without remitted sales tax and deposits

PROPOSED RATE CHANGES	Effective Jan 1, 2018	For Bills Mailed around 1-Sep-19
Residential*	Current	Proposed
Meter Charge	11.00	11.75
First 500 kwh per month	0.107	0.111
All over 500 kwh per month	0.081	0.085
Small General*		
Meter Charge	14.00	15.00
First 500 kwh per month	0.107	0.111
Next 4,500 kwh per month	0.096	0.100
All over 5,000 kwh per month	0.081	0.085
Large General (Demand Meters)*		
Demand	Minimum kW demand or 60% of highest summer kW demand	
Demand Charge	5.50	5.85
First 150 demand kWh (150 x demand)	0.067	0.070
Next 150 demand kWh (150 x demand)	0.061	0.064
All additional kWh	0.052	0.055
Customer Charge	75.00	80.00
School District*		
Demand Meters		
Demand	Minimum kW demand or 60% of highest summer kW demand	
Demand Charge	5.50	5.85
First 150 kWh * demand kW per month	0.063	0.066
Next 150 kWh * demand kW per month	0.057	0.060
All additional kWh	0.052	0.055
Customer Charge	75.00	80.00
City Use & School District Non-Demand*		
kwh per month	0.088	0.093
Security/Yard Lights - Monthly Rate		
175 watt	10.00	10.50
400 watt	21.00	22.00

ANNUAL IMPACT OF CHANGES

Electric Rates

	Revenue Change	Revenue % Change	kWh	
CITY/SCHOOL	\$ 6,127	4.71%	\$ 1,224,256	\$ 0.005
COMMERCIAL	16,211	3.96%	3,211,165	0.005
DEMAND ELEC	36,136	4.72%	7,187,210	0.005
RESIDENTIAL	<u>87,599</u>	<u>3.99%</u>	<u>17,306,853</u>	<u>0.005</u>
Total	\$ 146,073	4.17%	\$ 28,929,484	0.005

Residential Examples

	User Fee	Usage	Energy	ECA	Subtotal	Tax	Total	\$ Change	% Change	Rate \$/kWh	Rate Change
Current	\$ 11.00	359	\$ 38.41	\$ 4.49	\$ 53.90	\$ 1.35	\$ 59.74			0.17	
	11.00	701	69.78	8.76	89.54	2.24	100.55			0.14	
	11.00	1,588	141.63	19.85	172.48	4.31	196.64			0.12	
	11.00	2,377	205.54	29.71	246.25	6.16	282.12			0.12	
	11.00	6,095	506.70	76.19	593.88	14.85	684.92			0.11	
New	\$ 11.75	359	\$ 39.85	\$ 4.49	\$ 56.09	\$ 1.40	\$ 61.97	\$ 2.24	3.74%	0.17	0.006
	11.75	701	72.59	8.76	93.10	2.33	104.19	3.64	3.62%	0.15	0.005
	11.75	1,588	147.98	19.85	179.58	4.49	203.92	7.28	3.70%	0.13	0.005
	11.75	2,377	215.05	29.71	256.51	6.41	292.63	10.51	3.72%	0.12	0.004
	11.75	6,095	531.08	76.19	619.01	15.48	710.68	25.76	3.76%	0.12	0.004

Commercial Examples

SMALL GENERAL

0.0125

	User Fee	Usage	Demand	Energy	ECA	Subtotal	Tax	Total	\$ Change	% Change	Rate \$/kWh	Rate Change
Current	\$ 14.00	453	\$ 48.47	\$ 5.66	\$ 68.13	\$ 6.30	\$ 74.43				\$ 0.164	
	14.00	1,295	129.82	16.19	160.01	14.80	174.81				0.135	
	14.00	7,040	650.74	88.00	752.74	69.63	822.37				0.117	
	14.00	17,280	1,480.18	216.00	1,710.18	158.19	1,868.37				0.108	
New	\$ 15.00	453	\$ 50.28	\$ 5.66	\$ 70.95	\$ 6.56	\$ 77.51	\$ 3.07	4.13%		\$ 0.171	0.007
	15.00	1,295	135.00	16.19	166.19	15.37	181.56	6.75	3.86%		0.140	0.005
	15.00	7,040	678.90	88.00	781.90	72.33	854.23	31.86	3.87%		0.121	0.005
	15.00	17,280	1,549.30	216.00	1,780.30	164.68	1,944.98	76.61	4.10%		0.113	0.004

DEMAND

Current	\$ 75.00	3,440	\$ 173.40	\$ 43.00	\$ 291.40	\$ 26.95	\$ 318.35				\$ 0.093	
	75.00	6,840	428.58	85.50	589.08	54.49	643.57				0.094	
	75.00	38,360	2,172.32	479.50	2,726.82	252.23	2,979.05				0.078	
	75.00	85,120	4,942.24	1,064.00	6,081.24	562.51	6,643.75				0.078	
New	\$ 80.00	3,440	\$ 181.44	\$ 43.00	\$ 304.44	\$ 28.16	\$ 332.60	\$ 14.25	4.48%		0.097	0.004
	80.00	6,840	449.10	85.50	614.60	56.85	671.45	27.88	4.33%		0.098	0.004
	80.00	38,360	2,287.40	479.50	2,846.90	263.34	3,110.24	131.19	4.40%		0.081	0.003
	80.00	85,120	5,197.60	1,064.00	6,341.60	586.60	6,928.20	284.45	4.28%		0.081	0.003

12 MO ROLLING RATE COMPARISON SUMMARY-OSAWATOMIE

2019		Residential									
June		Inside City			Westar Comparison			KCPL Comparison			
	kWh	ECA	Total Cost	Cost/kWh	Total Cost	Cost/kWh	% Diff	Total Cost	Cost/kWh	% Diff	
Jan 19	747	\$0.0156	\$98.56	\$0.13195	\$109.80	\$0.1470	-11.4%	\$99.70	\$0.1335	-1.2%	
Feb 19	519	\$0.0111	\$73.59	\$0.14180	\$81.10	\$0.1563	-10.2%	\$78.80	\$0.1518	-7.1%	
Mar 19	588	\$0.0095	\$79.14	\$0.13460	\$89.79	\$0.1527	-13.4%	\$87.46	\$0.1487	-10.5%	
Apr 19	468	\$0.0204	\$72.39	\$0.15468	\$71.79	\$0.1534	0.8%	\$72.90	\$0.1558	-0.7%	
May 19	745	\$0.0189	\$100.89	\$0.13542	\$104.46	\$0.1402	-3.5%	\$113.70	\$0.1526	-12.7%	
Jun 19	1,396	\$0.0191	\$167.83	\$0.12022	\$182.62	\$0.1308	-8.8%	\$219.50	\$0.1572	-30.8%	
Jul 18	1,551	\$0.0175	\$173.55	\$0.11190	\$225.03	\$0.1451	-29.7%	\$245.98	\$0.1586	-41.7%	
Aug 18	1,149	\$0.0091	\$125.23	\$0.10899	\$168.79	\$0.1469	-34.8%	\$185.20	\$0.1612	-47.9%	
Sep 18	1,135	\$0.0129	\$128.43	\$0.11316	\$166.84	\$0.1470	-29.9%	\$169.27	\$0.1491	-31.8%	
Oct 18	534	\$0.0176	\$76.24	\$0.14278	\$85.18	\$0.1595	-11.7%	\$80.59	\$0.1509	-5.7%	
Nov 18	496	\$0.0167	\$72.06	\$0.14528	\$78.56	\$0.1584	-9.0%	\$75.43	\$0.1521	-4.7%	
Dec 18	858	\$0.0214	\$110.67	\$0.12898	\$66.32	\$0.0773	40.1%	\$119.74	\$0.1396	-8.2%	
	10,186		\$1,278.60	\$0.12552	\$1,430.28	\$0.14042	-11.9%	\$1,548.27	\$0.15200	-21.1%	

Small General Service

		Inside City			Westar Comparison			KCPL Comparison		
	kWh	kW	Total Cost	Cost/kWh	Total Cost	Cost/kWh	% Diff	Total Cost	Cost/kWh	% Diff
Jan 19	594	3	\$93.51	\$0.15743	\$97.11	\$0.1635	-3.8%	\$108.36	\$0.1824	-15.9%
Feb 19	575	3	\$88.38	\$0.15370	\$94.86	\$0.1650	-7.3%	\$112.46	\$0.1956	-27.2%
Mar 19	524	3	\$81.51	\$0.15556	\$81.43	\$0.1554	0.1%	\$106.72	\$0.2037	-30.9%
Apr 19	419	6	\$73.44	\$0.17529	\$79.82	\$0.1905	-8.7%	\$89.65	\$0.2140	-22.1%
May 19	437	7	\$75.23	\$0.17215	\$88.05	\$0.2015	-17.0%	\$98.40	\$0.2252	-30.8%
Jun 19	501	7	\$84.11	\$0.16788	\$99.48	\$0.1986	-18.3%	\$118.67	\$0.2369	-41.1%
Jul 18	1,134	9	\$164.67	\$0.14521	\$205.97	\$0.1816	-25.1%	\$246.13	\$0.2170	-49.5%
Aug 18	1,438	9	\$188.78	\$0.13128	\$238.23	\$0.1657	-26.2%	\$305.24	\$0.2123	-61.7%
Sep 18	1,085	8	\$153.22	\$0.14122	\$190.01	\$0.1751	-24.0%	\$217.66	\$0.2006	-42.1%
Oct 18	690	8	\$110.30	\$0.15986	\$135.53	\$0.1964	-22.9%	\$134.87	\$0.1955	-22.3%
Nov 18	446	3	\$78.98	\$0.17707	\$79.92	\$0.1792	-1.2%	\$94.14	\$0.2111	-19.2%
Dec 18	500	3	\$89.05	\$0.17811	\$23.80	\$0.0476	73.3%	\$103.15	\$0.2063	-15.8%
	8,343	9	\$1,281.20	\$0.15357	\$1,414.21	\$0.16951	-10.4%	\$1,735.46	\$0.20801	-35.5%

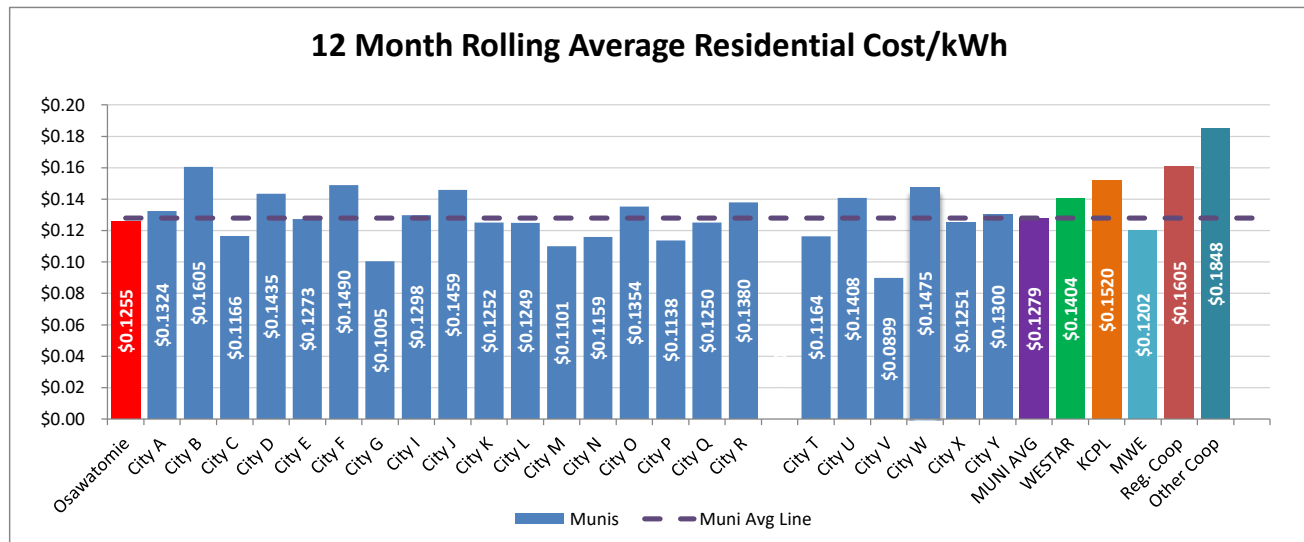
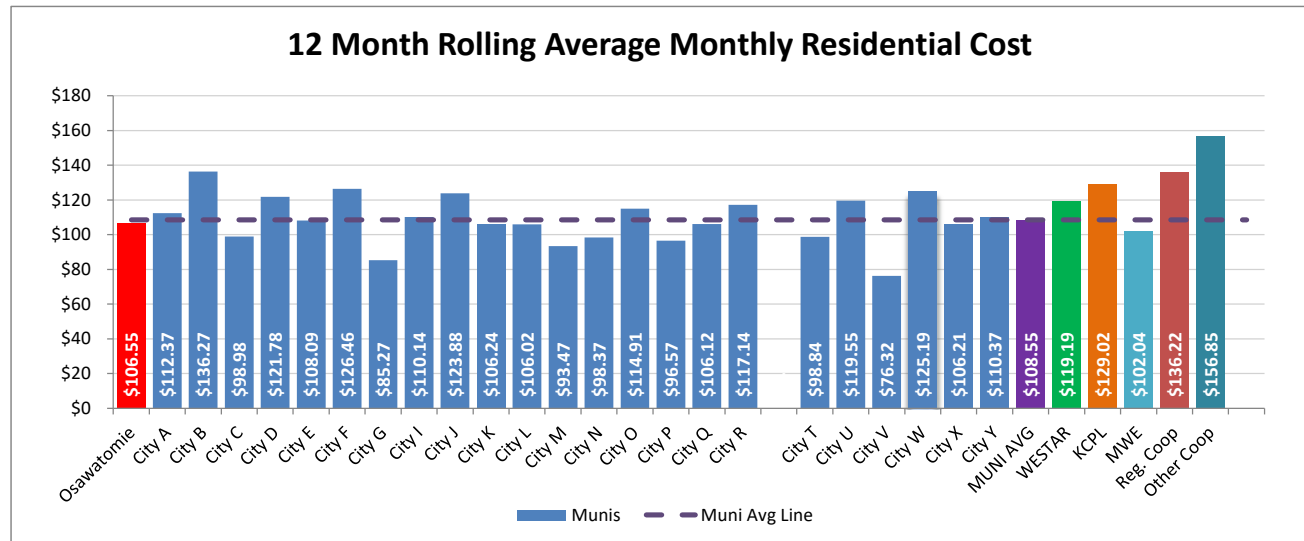
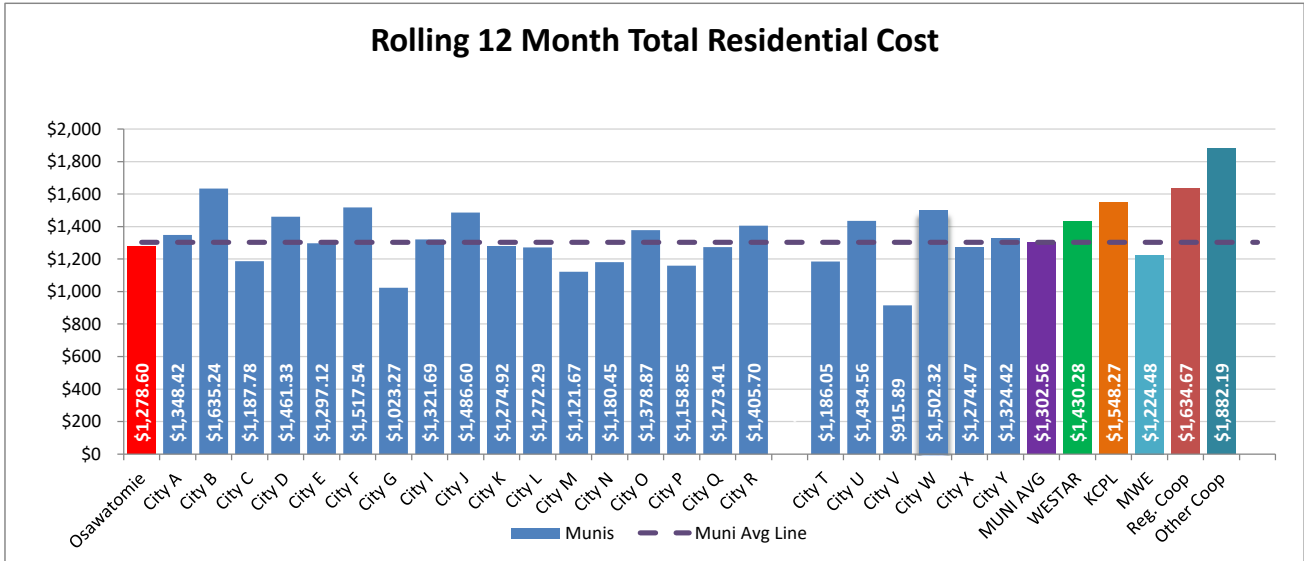
Medium General Service

		Inside City			Westar Comparison			KCPL Comparison		
	kWh	kW	Total Cost	Cost/kWh	Total Cost	Cost/kWh	% Diff	Total Cost	Cost/kWh	% Diff
Jan 19	89,280	157	\$8,212.82	\$0.09199	\$8,464.37	\$0.0948	-3.1%	\$8,176.86	\$0.0916	0.4%
Feb 19	83,520	165	\$7,458.93	\$0.08931	\$8,215.91	\$0.0984	-10.1%	\$8,815.58	\$0.1056	-18.2%
Mar 19	77,280	151	\$6,762.06	\$0.08750	\$7,946.75	\$0.1028	-17.5%	\$8,172.05	\$0.1057	-20.9%
Apr 19	292,775	714	\$30,268.55	\$0.10339	\$27,832.81	\$0.0951	8.0%	\$33,489.73	\$0.1144	-10.6%
May 19	283,224	715	\$29,061.67	\$0.10261	\$27,996.42	\$0.0988	3.7%	\$34,664.18	\$0.1224	-19.3%
Jun 19	310,513	757	\$31,654.88	\$0.10194	\$30,755.38	\$0.0990	2.8%	\$40,845.97	\$0.1315	-29.0%
Jul 18	134,742	320	\$12,865.64	\$0.09548	\$14,103.07	\$0.1047	-9.6%	\$17,832.04	\$0.1323	-38.6%
Aug 18	141,674	298	\$11,863.52	\$0.08374	\$13,945.71	\$0.0984	-17.6%	\$17,969.57	\$0.1268	-51.5%
Sep 18	130,735	296	\$11,693.41	\$0.08944	\$13,356.94	\$0.1022	-14.2%	\$15,785.65	\$0.1207	-35.0%
Oct 18	113,407	298	\$11,124.11	\$0.09809	\$12,270.07	\$0.1082	-10.3%	\$13,422.37	\$0.1184	-20.7%
Nov 18	83,520	245	\$8,372.85	\$0.10025	\$9,275.02	\$0.1111	-10.8%	\$10,019.01	\$0.1200	-19.7%
Dec 18	77,040	146	\$7,370.05	\$0.09567	\$3,078.16	\$0.0400	58.2%	\$7,905.95	\$0.1026	-7.3%
	1,817,710	757	\$176,708.50	\$0.09721	\$177,240.62	\$0.09751	-0.3%	\$217,098.98	\$0.11944	-22.9%

7/18/2019 15:18

% Difference column represents the % that Westar is higher (-x.xx%) or lower (x.xx%) than the city - calculated as (City rate - Westar rate)÷City rate

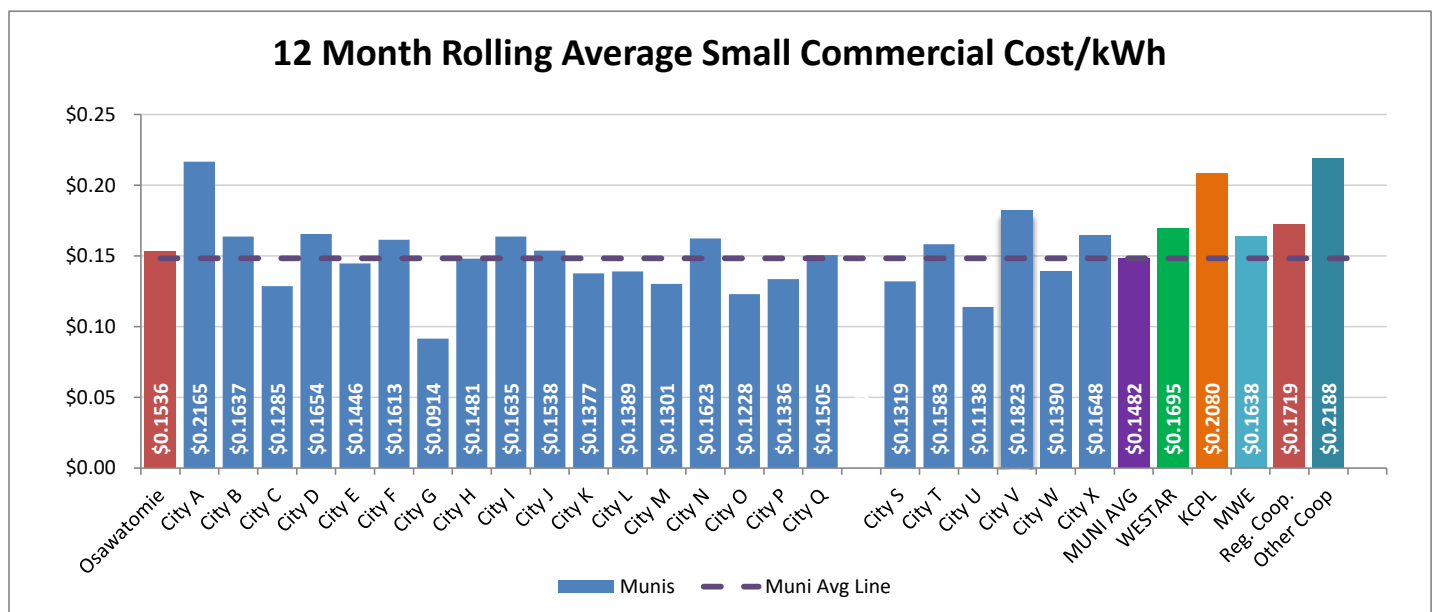
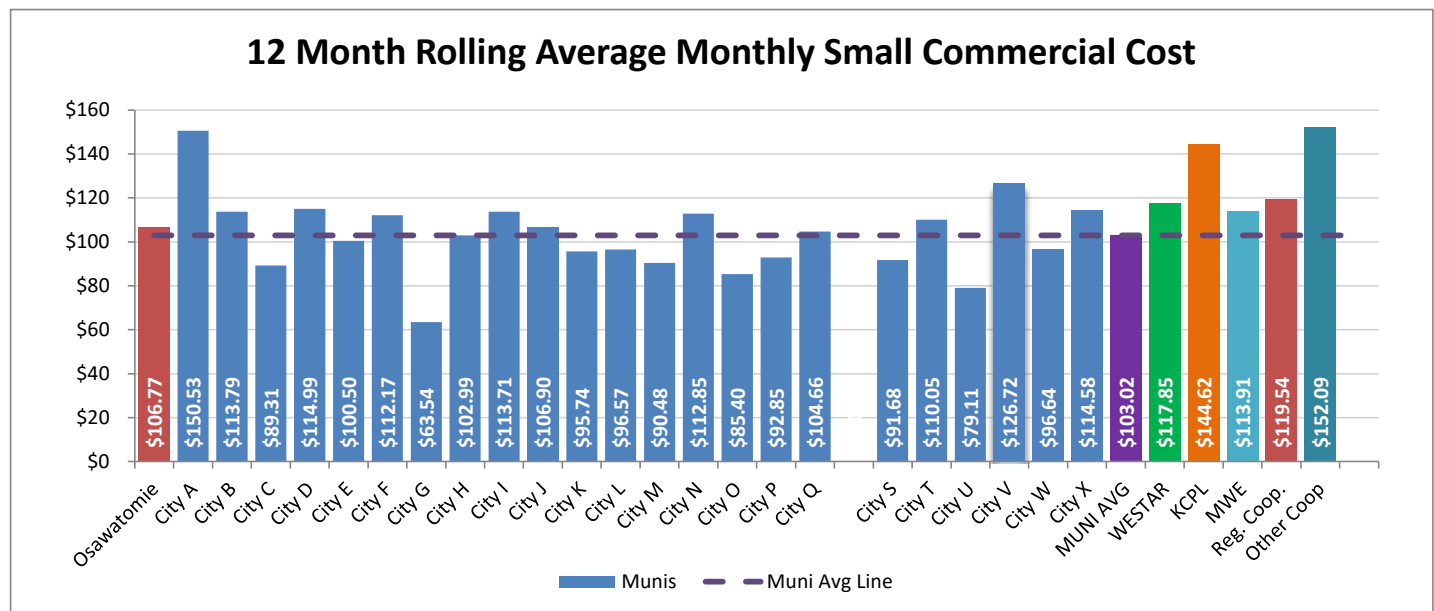
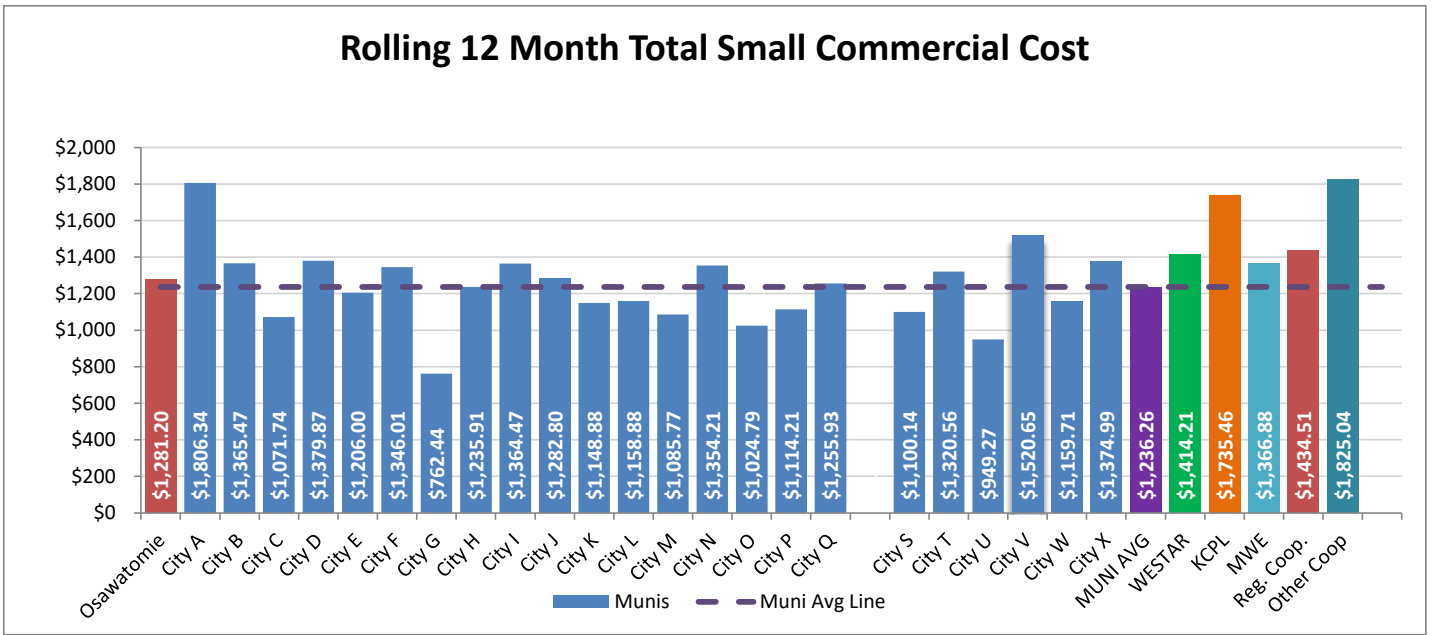




Westar Service Area includes cities such as Salina, Hutchinson, Wichita & Topeka

7/18/2019 16:19





CITY OF OSAWATOMIE



STAFF AGENDA MEMORANDUM

DATE OF MEETING: August 8, 2019

AGENDA ITEM: **Fee Table & Resolution**

PRESENTER: Meagan Borth, Assistant to the City Manager

ISSUE SUMMARY: The fee table has been amended to reflect the following changes:

1. Proposed new electric rates to take effect on the bill receive by customers around September 1, 2019.
2. Special Rental Rate for the Square Dance Group of \$20 per dance. (Regular Rate \$10 per hour)
3. Clarification that credit card and online payment fees are passed onto the customer.
4. Add a \$10 fee for fence permits.

COUNCIL ACTION NEEDED: Review and discuss.

STAFF RECOMMENDATION TO COUNCIL: Approve the resolution.

RESOLUTION NO. 771

**A RESOLUTION REVISING THE ANNUAL
FEE RESOLUTION NO. 757.**

WHEREAS, a “comprehensive fee listing” promotes efficiency and expediency regarding City fees and charges; and

WHEREAS, the Governing Body shall at least annually review prior to the next fiscal year’s budget all fees and charges.

BE IT RESOLVED BY THE CITY OF OSAWATOMIE, KANSAS, that the fees and charges in “Exhibit A” attached be established.

SECTION ONE: Resolution No. 757 and all fees that are in conflict with this Resolution regarding fees and charges are hereby repealed.

SECTION TWO: This Resolution shall take effect the 12th day of August, 2019.

PASSED AND APPROVED by the Governing Body of the City of Osawatomie, Kansas this 8th day of August, 2019, a majority being in favor thereof.

APPROVED AND SIGNED by the Mayor.

L. Mark Govea
Mayor

(SEAL)

ATTEST:

Tammy Seamands
City Clerk

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
ADMINISTRATIVE:						
ALCOHOL & CEREAL MALT BEVERAGE						
3-201		Cereal Malt Beverage general retailer/consumption limited retailer/retail sales change location application fee <i>* plus any state assessed costs/taxes</i>	\$100.00* \$50.00*	13-Dec-07 13-Dec-07 13-Dec-07	\$50.00 per calendar year * \$50.00 per calendar year * \$25.00	
3-302		Occupational Tax – Retail Liquor sales off premises consumption	\$300.00		\$300.00 per year	
		Private Club License - Class A Club			\$250.00 per year	
		Private Entertainment Event			\$100.00	
3-502		Drinking Establishment License - Class B Club	\$100.00		\$250.00 per year	
3-215	Ord. 3690	Special Event Cereal Malt Beverage Permit		12-Jan-12	\$50 + \$25 State Fee	
		Temporary Liquor License - by the drink		28-Jul-05	\$50.00 per day + state license	
BUILDING RENTALS						
	Governing Body Nov-05	Auditorium per hour per day Frontier Twirlers deposit if CMB/alcohol is served or allowed microphone deposit	\$125.00	17-Dec-15 17-Dec-09 28-Dec-17	\$10.00 \$150.00 \$100.00 \$250.00 \$25.00	\$20 per dance
		Memorial Hall Monday - Friday 7:00 a.m. - 3:00 p.m. 4:00 p.m. - midnight all day Saturday, Sunday, Holidays 7:00 a.m. - 3:00 p.m. 4:00 p.m. - midnight all day Grandfathered organizations deposit	\$35.00 \$45.00 \$55.00 \$40.00 \$50.00 \$60.00 \$25.00 per year \$100.00	13-Dec-07 13-Dec-07 13-Dec-07 13-Dec-07 13-Dec-07 13-Dec-07	\$40.00 \$50.00 \$60.00 \$50.00 \$60.00 \$70.00 \$35.00 per year \$100.00	
		Old Stone Church Rental Waivers USD #367, Homeschool Groups & Chamber of Commerce Approved public events with no admission (or retail sales) Osawatomie Alumni Association Benefit for someone with severe illness	\$50 rent + \$50 deposit no rent/no deposit	17-Dec-15 14-Dec-06	\$50 rent + \$100 deposit no rent/no deposit no rental charge no rental charge no rental charge	

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
CEMETERIES						
12-304	Ord. 3600	Opening & closing grave, reopening or disinterment Single grave space City Limits Osawatomie Zip Code All Other	contractor's cost \$100.00 \$0.00 \$200.00	9-Jan-14 9-Jan-14 9-Jan-14	contractor's cost \$150.00 \$250.00 \$400.00	
		Permit for setting monument single/double/corner markers reset repair	\$40.00 \$0.00	28-Dec-17 9-Jan-14	\$50.00 no charge no charge	
		Burial Permit during business hours after business hours	\$30.00 \$80.00	28-Dec-17 28-Dec-17	\$35.00 \$90.00	
		Permit for disinterment	\$80.00	28-Dec-17	\$100.00	
		Stone Setting Bond	\$300.00	14-Dec-06	\$300 w/liability ins of \$1M	
FIREWORKS						
7-305	Ord 3582	Permit for sale of fireworks	\$750.00	11-Dec-08	\$1,000.00	
		Permit for public display	none		none	
LIBRARY						
		Collection Fee - Additional fee for all delinquent accounts sent to a collection agency		12-May-16	\$20.00	
		Late Fees		12-May-16	Established by Library Board	
		Printing-Copy-Faxing Charges		12-May-16	Established by Library Board	
MISCELLANEOUS/OTHER						
		Insufficient check charge for checks returned unpaid by a bank (KSA 21-5821(d)(1))			\$30.00	
		Credit Card Fees or Online Payment Fees				Passed on to the customer
MUNICIPAL COURT						
9-111	Ord. 3706	Court Cost - plus any state assessed costs	\$55.50 + State costs	17-Dec-15	\$60.00 + State costs + technology fee	
		Court Cost - Technology Fee		22-Feb-18	\$1.50	
		Other Court Fees not to exceed \$500		13-Dec-12	As assessed by the Judge	
		Court Fines			fine schedule determined by Judge	

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
OPEN RECORDS FEES						
		Copies	\$0.20	28-Jul-05	\$.60 per page	
		Research fee per employee	\$13/hr.		\$20.00 hr. w/ \$20.00 min.	
		Utility Histories	150% of cost	9-Jan-14	\$.60 per page or \$10 per mutli-family housing complex	
		Letters of Credit	150% of cost	9-Jan-14	\$.60 per page	
		Maps, postage, manuals, misc.	manuals - \$10		150% of City cost including labor	
SOLICITORS, CANVASSERS, PEDDLERS (ETC. City Code 5-201)						
5-207		License fee per person	\$10/day/person	14-Dec-06	\$30.00 per day per person	
		License fee for Ice Cream Street Vendors		12-Jul-12	\$50.00 per year per vehicle	
BUILDING, ZONING & NUISANCES:						
BUILDING PERMITS						
	Ord 3577	Residential Structures New, Additions, Remodel, or Accessory Structures over 120 ft ² , including unfinished basements & garages	\$.30 per sq. ft., minimum \$40 + UTILITIES as required	28-Dec-17	\$.33 per sq. ft., minimum \$40 + UTILITIES as required	
		Non-Residential & Public Projects (Other than City) New, Alterations or Additions with a Construction Value less than \$300,000 New, Alterations or Additions with a Construction Value of \$300,000 or greater	\$.25 per sq. ft., \$100 minimum + UTILITIES as required	28-Dec-17	\$.28 per sq. ft., \$100 minimum + UTILITIES as required Adopted Building Code Rates	
		Accessory Structures Residential/Commercial Agricultural	\$.30 per sq. ft. - min of \$40 \$30.00	28-Dec-17 28-Dec-17	\$.33 per sq. ft., minimum \$40 \$35	
		Re-roof/New Roof/fences over 6' in height Fences under 6' in height	\$30.00	28-Dec-17	\$35 no charge	\$10
		Demolition Free Standing Building with Shared Wall	\$30.00 \$100.00	28-Dec-17 13-Dec-12	\$35 \$100 + engineer review costs	
		Electric Wiring replacement (of existing wiring only) new structures (expansion of existing system)	\$30.00 \$50.00	28-Dec-17 28-Dec-17	\$35 \$55	
		Plumbing replacement (of existing plumbing only) new structures (expansion of existing system)	\$30.00 \$50.00	28-Dec-17 28-Dec-17	\$35 \$55	

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
		Mechanical, Heating, Venting & AC replacement (of existing HVAC only) new structures (expansion of existing system)	\$30.00 \$50.00	28-Dec-17 28-Dec-17	\$35 \$55	
	Ord. 3577	Earthwork - excavation or fill 18" or more	\$50 plus actual City cost	28-Dec-17	\$55	
		Towers, Generating Stations, & Generating Plants			Adopted Building Code Rates	
		Temporary Occupancy Permit		17-Dec-09	\$25.00	
		Decks	\$30.00	28-Dec-17	\$35	
		Signs	\$30.00	28-Dec-17	\$35	
		Structure Moving Fee	\$50 + cost of City labor - \$500 in escrow prior to permit - total cost = actual City cost*	28-Dec-17	\$100 + cost of City labor - \$500 in escrow prior to permit - total cost = actual City cost*	
		* does not include all cost of required new structure permits				
		Street excavation fee per occurrence or street/curb damage fee (permit required for each occurrence)	\$300 escrow ...		\$1,000 escrow held up to 1 year, 48 hr response to trigger escrow	
15-702	Ord 3320	Oil or gas drilling permit fee	\$100.00	13-Dec-07	\$1,000.00	
		Plan Review Fee				
		Non-Residential & Public Housing* * may include (but not limited to) all plans such as utility site plans, storm water plans, traffic flow plans, outside lighting plans, landscaping plans, building plans, etc.	\$250 or adopted building code rates if value is over \$300,000 \$50/hour w/1 hour min./3 hour max. or Adopted Building Code Rate for Buildings valued over \$300,000	17-Dec-15	\$250 minimum or actual cost of third-party review \$50 minimum up to \$150, based on \$50/hr, or Actual Cost of Third-Party Review, if necessary	
		Residential Homes and Accessory Structures		17-Dec-15		
		Working without building permit (in addition to any citation)	double permit fee	"	triple permit fee	
CONTRACTOR REGISTRATION FEES*						
4-219		Direct Issued Contractors License	* All must present proof of required insurance			
Chapter 4		Class A General Contractor		13-Dec-18	\$150.00 per calendar year	
		Class B General Contractor		13-Dec-18	\$150.00 per calendar year	
		Class C Residential General Contractor		13-Dec-18	\$150.00 per calendar year	
		Class D General Contractor		13-Dec-18	\$150.00 per calendar year	
		Electrical Contractor		13-Dec-18	\$150.00 per calendar year	
		Plumbing Contractor		13-Dec-18	\$150.00 per calendar year	
		Mechanical Contractor		13-Dec-18	\$150.00 per calendar year	
		Class S Special Trades Contractor (Tree, House, Signs, etc)		13-Dec-18	\$150.00 per calendar year	
		Additional classifications of licenses		13-Dec-18	\$50.00 per calendar year	
		Early registration credit (November 1st - December 15th)		13-Dec-18	\$25.00 per calendar year	

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
		Reciprocal Contractor Licenses All General Contractor Electrical Contractor	* All must present proof of required insurance \$30.00 \$30.00	13-Dec-07 13-Dec-07	\$50.00 per calendar year \$50.00 per calendar year	
		Plumbing Contractor Mechanical Contractor	\$30.00 \$30.00	13-Dec-07 13-Dec-07	\$50.00 per calendar year \$50.00 per calendar year	
		Class S Special Trades Contractor (Tree, House, Signs, etc) Operating without being registered	\$30.00	13-Dec-07	\$50.00 per calendar year	
		Reinstatement Fee		14-Dec-06 13-Dec-18	maximum \$500.00 \$50.00	
MOWING ASSESSMENT						
		Mowing of Nuisance Lots - each occurrence	\$150/hour	17-Dec-09	\$200.00/hr, 1 hr minimum (round up to next hour)	
ZONING*						
	Ord 3577	* All zoning requests will be fees plus actual City costs for publication, notifications, legal costs		28-Jul-05		
		Rezoning – All districts 0 - 5 acres 5.1 - 50 acres 50.1 and up	\$150.00 + \$5.00 per owner		\$250.00 \$300.00 \$400.00	
		Special Use Permit – Initial Application 0 - 5 acres 5.1 - 50 acres 50.1 and up	\$100.00 + \$5.00 per owner		\$200.00 \$300.00 \$400.00	
		Land use permit			\$400.00	
		Board of Zoning Appeals Variances Appeals	\$300.00 \$150.00	9-Feb-06	\$150.00 \$300.00	
		Subdivision Application Per lot, 10 or less Per lot, 11 or more Preliminary Plat Final Plat - not combined with preliminary plat	\$75 + \$5/lot \$75 + \$3.50/lot \$600.00	14-Dec-06	\$200.00 + \$5.00 per lot \$200.00 + \$3.50 per lot \$300.00 \$300.00	
		Lot Splits	\$75.00		\$150.00	

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
PUBLIC SAFETY:						
ADMINISTRATIVE						
		Fee for Police Responses to Party*		28-Jul-05	Actual Cost*	
		* Fees including but not limited to: Officer salaries, pro rate cost of equipment, cost of repairing City equipment or property, officer medical treatment, reasonable attorney fees, etc.				
	Ord 3763	Utility Vehicle Registration July through following June Registration (12 Month) January - June Registration (6 Month)	\$0.00 \$0.00	14-Jun-18 14-Jun-18	\$200 \$100	
	Ord 3482	Adult entertainment licenses Business license Manager's license Entertainer's license Server's license * plus investigation costs	\$500.00 per year* \$100.00 per year* \$250.00 per year* \$50.00 per year*	13-Dec-07 13-Dec-07 " "	\$1,000.00 per year* \$250.00 per year* \$1,000.00 per year* \$50.00 per year*	
		Access/ Copy Fees*				
		Copies	\$4.00 per report	18-Dec-14	\$5.00 per report	
		Mail Charge		"	\$2.00 per report	
		Fax Charge		"	\$1.00 per report	
		Search Charge		"	\$20.00 per hour	
		Computer Time		"	\$40.00 per hour	
		Video Reproduction	\$20.00 per copy	"	\$20.00 per hour	
		*No charge for law enforcement agencies or victims of crimes				
ANIMALS						
2-301	Ord 3709	Dog or Cat License (registered for first time after Nov 1 will apply to the following year)	\$7.00 per animal per year	13-Jun-13	\$5.00 per animal per year	
		sexually altered	\$10.00	13-Dec-07	\$10.00 per animal per year	
		unaltered	not available	13-Jun-13	Free, one tag (if not picked up unlicensed)	
		updated micro-chip discount (must provide proof)	\$2.00	13-Dec-07	\$2.50	
		duplicate tag				
		Pickup Fee per licensed non-aggressive animal (in lieu of citation)	not available	13-Jun-13	\$0 (Warning)	
		1st Pickup per animal	not available	"	\$10.00	
		2nd Pickup (within 12 months of 1st)	\$25.00	28-Dec-17	General Pickup Fee + at large	
		3rd Pickup (within 12 months of 1st)	not available	"	Pickup + at large citation	delete
		4th Pickup (within 12 months of 1st)	not available	"		

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
2-209	3709	Unlicensed Animal Pickup Fee (in lieu of citation) 1st Pickup per owner	<i>not available</i>	13-Jun-13	\$25 + license	
		2nd Pickup (within 24 months of 1st)	<i>not available</i>	"	\$50 + license	
		3rd Pickup (within 24 months of 1st)	\$100 + license	28-Dec-17	<i>General Pickup Fee + license + at large citation</i>	
		4th Pickup (within 24 months of 1st)	<i>not available</i>	"	<i>Pickup + license + at large citation</i>	<i>delete</i>
2-124		General Pickup fee	\$25.00	13-Jun-13	\$25.00	
		Boarding fee (paid if animal is checked into pound)	\$7.00 per day	28-Dec-17	\$8.00 per day	
		Euthanization Fee	\$20.00	13-Dec-07	\$50.00	
		Vaccination fee per animal	\$15.00	28-Dec-17	\$20.00	
		Vaccination deposit	\$10.00	28-Dec-17	\$20.00	
		Live Trap Rental			12-May-16	\$15 rental for 5 days minimum; \$3 per day late fee; \$50 deposit.
2-124		Dead Animal Removal				
		Small animal from private property (commercial operation)	\$30.00 per animal	13-Jun-13	<i>Not Available</i>	
		Small animal from private property		14-Dec-06	\$25.00	
		Large animal from private property (over 50 lbs.)	Actual cost of removal	13-Jun-13	\$50.00 or Actual Cost if higher	
		Animal Adoption, dog or cat				
		License Fee	Same as above		Same as above	
		Adoption fee	\$20.00 per animal	22-Dec-16	no charge for authorized placement organization	
		Spay/neuter fee or deposit		28-Dec-17	no charge for authorized placement organization	
		Vaccination fee	Same as above		Same as above	

RECREATION:

CAMPING

12-108	Ord. 3277	no hook-up electric	\$10.00 per day with 7-day limit combined with all City parks	28-Dec-17	\$10 per day \$25 per day	
		Organizations no hook-up electric air conditioning or heat	\$7.00 -- --	13-Dec-07	\$10.00 per day with 7-day limit combined with all City parks	

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
GOLF COURSE FEES						
	Ord 3552	Memberships, Greens Fees and Golf Carts			All Rates To Be Established by the Operator Subject to City Manager Approval	
		Tournament Rates			Tournament Rates to be Negotiated by the Operator	
UTILITIES:						
ADMINISTRATIVE						
15-126	3744	Customer utility service fee (connections & transfers)	\$15.00	13-Dec-07	\$20.00 + tax	
15-130	3744	Utility Desposits Residential - single family or unit Commercial - average of previous 3 mos or similar business	\$100.00 \$300.00	13-Dec-07	\$200.00 \$300 min	
		Rental Units - residential Senior citizen housing unit	\$100.00 \$50.00	22-Dec-16	\$200.00 \$75.00	
15-126	3744	Late charge for delinquent utility bills Monthly interest rate for unpaid balances over one month past due	3%	11-Dec-08 22-Dec-16 22-Dec-16	7% of amount billed 1.0% on balance due \$25.00 + tax	
		Termination Fee		22-Feb-18	\$1.50 per utility bill	
		Technology Fee				
ELECTRIC SERVICE RATES						
15-308	3744	Residential* Meter Charge Usage Rate per kWh First 500 kWh per month All kWh over 500 kWh per month	\$9.00	28-Dec-17 28-Dec-17 28-Dec-17	\$11.00 \$0.107 \$0.081	\$11.75 \$0.111 \$0.085
		Small General* Meter Charge Usage Rate per kWh First 500 kwh per month Next 4,500 kwh per month All over 5,000 kwh per month	\$15.00	13-Dec-12 28-Dec-17 "	\$14.00 \$0.107 \$0.096	\$15.00 \$0.111 \$0.100
				"	\$0.081	\$0.085

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
		Large General (Demand Meters)* Monthly Customer Charge	\$75.00		\$75.00	\$80.00
		Demand			Minimum kW demand or 60% of highest summer kW demand	
		Demand Charge per kW of Demand	\$5.35	28-Dec-17	\$5.50	\$5.85
		Usage Rate for first 150 demand kWh (150 x demand)	\$0.063	"	\$0.067	\$0.070
		Usage Rate for next 150 demand kWh (150 x demand)	\$0.057	"	\$0.061	\$0.064
		Usage Rate for all additional kWh	\$0.049	"	\$0.052	\$0.055
		Minimum bill	demand + cc		demand + customer chg	
		School District*		17-Dec-15		
		Demand Meters				
		Monthly Customer Charge			\$75.00	\$80.00
		Demand			Minimum kW demand or 60% of highest summer kW demand	
		Demand Charge per kW of Demand	\$5.35	28-Dec-17	\$5.50	\$5.85
		Usage Rate for first 150 demand kWh (150 x demand)	\$0.059	"	\$0.063	\$0.066
		Usage Rate for next 150 demand kWh (150 x demand)	\$0.053	"	\$0.057	\$0.060
		Usage Rate for all additional kWh	\$0.049	"	\$0.052	\$0.055
		Minimum bill			demand + customer chg	
		City Use & School District Non-Demand*		17-Dec-15	(school added)	
		Usage Rate kWh per month		28-Dec-17	\$0.088	\$0.093
		First 100 kwh per month	\$0.115	28-Dec-17		
		All over 100 kwh per month	\$0.083	28-Dec-17		
		Outside City Limits		14-Dec-06	50% over rates listed above	
15-312	3744	Energy Cost Adjustment (ECA) Charge* Base Rate for Calculation (Calculation in Ordinance)	\$0.05/kWh thru Jan 2016	17-Dec-15	\$0.04/kWh beg. Feb 2016	
		ECA Calculation Period	Based on 3 month rolling average of actual costs	17-Dec-15	Based on energy costs for actual billing period	
		* ECA applied to all electric rates				
15-126	3744	Service Connection Regular meter - res. & small commercial - 200 amps & less Demand meter - 400 amps & more Padmount transformer			\$500.00 \$750.00 cost + labor + 10%	
15-126	3744	Temporary Electric Hookup rate installation deposit	as applicable as applicable		as applicable \$100.00 \$100.00	

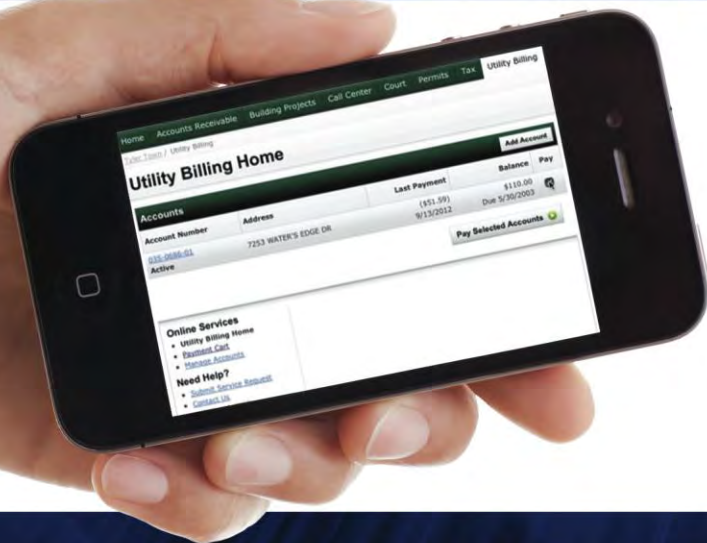
OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
15-126	3744	Security/Yard Lights Monthly Rate 175 watt 400 watt Installation Pole 30' 35' After Hours Repair	\$9.50 per month \$20.00 per month \$60.00 \$100 per pole \$150 per pole \$125/hr equipment charge + \$75/hour per employee	28-Dec-17 " 13-Dec-12 28-Dec-17 " 28-Dec-17	\$10.00 \$21.00 \$100 per light \$200.00 \$250.00 \$150/hr equipment charge + \$75/hour per employee (max 2 employees)	\$10.50 \$22.00 \$100 per light \$200.00 \$250.00
SEWER SERVICE CHARGES						
15-126	3744	Inside City Limits Fixed Charges Monthly user charge Monthly net capital charge Minimum monthly charge (user charge + net capital charge) Volume Charges Volume charge per 100 gallons of metered water Volume charge based on metered water used during two month winter average (Dec-Jan). No charge for water meters Residential dedicated to lawns or other non-sewer users. Staff may delay 1- Charge 2 months for weather event. If winter history average is not yet established. Non- Residential Charge Based on actual water usage. No charge for water meters dedicated to lawns or other non-sewer users. Outside City limits Service to the State Hospital Monthly user charge Monthly net capital charge Minimum monthly charge (user charge + net capital charge) Volume charge per 100 gallons of metered water Extra Strength Sewage Surcharge BOD Suspended Solids	\$4.33 \$21.75 \$28.00 per housing unit \$0.27 per 100 gallons \$0.29 per 100 gallons Based on two month winter average Bill based on 4,000 gallon usage Based on Actual Usage 50% over rates listed above \$2.33 \$5,953.37 \$5,955.70 \$.27 per 100 gallons S=Vs x 0.00624 [\$.2364 (BOD-300) + \$.1734 (SS- 350)] \$0.2364 per pound \$0.1734 per pound	18-Dec-14 " 12-May-16 12-May-16 12-May-16 " 14-Dec-06 18-Dec-14 " 12-May-16 18-Dec-14 " "	\$5.00 \$23.25 \$28.25 per housing unit \$0.29 per 100 gallons Based on two month winter average Bill based on 4,000 gallon usage Based on Actual Usage 50% over rates listed above \$5.00 \$9,545.93 \$9,550.93 \$0.29 per 100 gallons S=Vs x 0.00624 [\$.2647 (BOD- 300) + \$.1942 (SS-350)] \$0.2647 per pound \$0.1942 per pound	

OSAWATOMIE FEE SCHEDULE
Proposed 08/08/2019; Resolution No. 757
Changes Effective - August 12, 2019

CODE REF.	ORD. #	DESCRIPTION	PREVIOUS FEE(S)	LAST CHANGED	CURRENT FEE	PROPOSED
15-403	Ord 3496	Service Connection connection within existing districts reconnection	\$250.00 \$50.00	13-Dec-07	\$350.00 \$50.00	
	Ord 3457	Amortization Assessment fee - outside the bounds of an assessed improvement district	\$1,000.00	14-May-98	\$1,000.00	
15-403		Private system inspection & permit fee - does not include regular plumbing permit fee		28-Jul-05	\$50.00	
WATER SERVICE RATES						
15-217	3744	Residential Meter Fee (per meter) Usage Rate per 100 gallons	\$10.50 \$0.45	28-Dec-17 "	\$11.00 \$0.49	
		Commercial Meter Fee Usage Rate per 100 gallons, up to 75,000 gallons per month Usage rate per 100 gallons over 75,000 gallons per month top tier auto increase per 100 gal each year until tier is eliminated	\$10.50 \$0.45 \$0.36 \$0.02	" " "	\$11.00 \$0.49 \$0.40 \$0.02	
		Outside City Limits		14-Dec-06	50% over rates listed above	
		State Hospital and Rural Water Districts Meter Charge Usage Rate per thousand gallons	\$25.00 \$3.10	12-May-16 28-Dec-17	\$26.00 \$3.38	
		Bulk Water (sales and WPF tax included) Per Thousand Gallons Per 100 Gallons Hydrant Meter Fee	\$5.80 \$0.58 \$25.00	" " "	\$6.30 \$0.63 \$25.00	
		State Water Protection Fee - per 1000.gallons, State mandated	\$0.032		\$0.032 per thousand gallons	
15-204	3744	New Service Connection - tap, service line & meter 3/4 inch meter or 5/8 inch meter meter larger than 3/4 inch Temporary Water Service rate installation meter deposit fire hydrant water meter deposit	time & material + \$750.00	28-Dec-17	\$750.00 material + \$750.00 bulk water rate \$25 + installation cost \$500.00 \$1,200.00	

Don't wait in line... Pay Online



- Pay by credit or debit card
- View updated billing and consumption history
- Account balances are automatically updated!



Scan our QR code to get started

Don't wait in line. Pay by phone!

- Pay by credit or debit card.
- Hear real-time balances and due dates.

Call 833-264-1121 today to make your payment over the phone!

Policy Regarding Sexual Harassment

WHEREAS, sexual harassment and retaliation for sexual harassment claims are unacceptable forms of discrimination that must not be tolerated in the workplace; and

WHEREAS, state and federal employment discrimination laws prohibit sexual harassment and retaliation in the workplace; and

WHEREAS, officers and employees of the State of Kansas are entitled to working conditions that are free from sexual harassment, discrimination, and retaliation; and

WHEREAS, the Governor and all officers and employees of the State of Kansas should seek to foster a culture that does not tolerate sexual harassment, retaliation, and unlawful discrimination.

NOW THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby order as follows:

1. All Executive Branch department and agency heads shall have available, and shall regularly review and update at least every three years or more frequently as necessary, their sexual harassment, discrimination, and retaliation policies. Such policies shall include components for confidentiality and anonymous reporting, applicability to intern positions, and training policies.
2. All Executive Branch department and agency heads shall ensure that their employees, interns, and contractors have been notified of the state's policy against sexual harassment, discrimination, or retaliation, and shall further ensure that such persons are aware of the procedures for submitting a complaint of sexual harassment, discrimination, or retaliation, including an anonymous complaint.
3. Executive Branch departments and agencies shall annually require training seminars regarding the policy against sexual harassment, discrimination, or retaliation. All employees shall complete their initial training session pursuant to this order by the end of the current fiscal year.
4. Within ninety (90) days of this order, all Executive Branch employees, interns, and contractors under the jurisdiction of the Office of the Governor shall be provided a written copy of the policy against sexual harassment, discrimination, and retaliation, and they shall execute a document agreeing and acknowledging that they are aware of and will comply with the policy against sexual harassment, discrimination, and retaliation.
5. Matters involving any elected official, department or agency head, or any appointee of the Governor may be investigated by independent legal counsel.
6. The Office of the Governor will require annual mandatory training seminars for all staff, employees, and interns in the office regarding the policy against sexual harassment, discrimination, and retaliation, and shall maintain a record of attendance.
7. Allegations of sexual harassment, discrimination, or retaliation within the Office of the Governor will be investigated promptly, and violations of law or policy shall constitute grounds for disciplinary action, including dismissal.
8. This Order is intended to supplement existing laws and regulations concerning sexual harassment and discrimination, and shall not be interpreted to in any way diminish such laws and regulations. The Order provides conduct requirements for covered persons, and is not intended to create any new right or benefit enforceable against the State of Kansas.
9. Persons seeking to report violations of this Order, or guidance regarding the application or interpretation of this Order, may contact the Office of the Governor regarding such matters.

Agreement to Comply with the Policy Against Sexual Harassment, Discrimination, and Retaliation.

I hereby acknowledge that I have received a copy of the State of Kansas Policy Against Sexual Harassment, Discrimination, and Retaliation established by Executive Order 18-04 and agree to comply with the provisions of this policy.

Signature and Date

Printed Name