

CITY COUNCIL PROCEEDINGS

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MINUTES OF THE MEETING OF THE CITY COUNCIL

Wichita, Kansas, October 17, 2006
Tuesday, 9:05 A.M.

The City Council met in regular session with Mayor Mayans in the Chair. Council Members Brewer, Fearey, Gray, Martz, Schlapp, Skelton; present.

George Kolb, City Manager; Gary Rebenstorf, Director of Law; Karen Sublett, City Clerk; present.

Doug Lindsey, Christian Science Practitioner and teacher, gave the invocation.

The pledge of allegiance was participated in by the Council Members, staff, and guests.

The Minutes of the October 3, 2006 meeting were approved 7 to 0.

AWARDS AND PROCLAMATIONS

Proclamations

Proclamations:

Mayor Mayans read aloud the following Proclamations:

- Kansas BEST Day
- Physical Therapy Month.
- World Water Monitoring Day
- Hunger and Homelessness Awareness Month
- Kansas Nutrition Network Day
- Fall 2006 Home Buyers Fair Day

CONSENT AGENDA

Motion--
--carried

Mayans moved that Consent Items 1-27b, be approved in accordance with the recommended action shown thereon. Motion carried 7 to 0.

BOARD OF BIDS

REPORTS OF THE BOARD OF BIDS AND CONTRACTS DATED OCTOBER 9 AND 16, 2006.

Bids were opened October 06 and October 13, 2006, pursuant to advertisements published on:

PUBLIC WORKS DEPARTMENT/ENGINEERING DIVISION: Sewers, Paving and Water Mains as per specifications.

Dual Left Turn Lanes for Maple & Ridge Road Intersection (87N-0307-01/472-84258/706927/205393) Traffic to be maintained during construction using flagpersons and barricades. (District V)

Lafarge North America - \$2,279, 915.53 (upon KDOT approval)

Water Distribution System to serve Crestlakes Addition (north of Central, west of 127th Street East) (448-90192/735321/470992) Does not affect existing traffic. (District II)

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Mies Construction - \$72,724.00:

Greenwich Road from 27th Street North to 29th Street North (87N-0383-01/472-84415/706955/635679/206421/766730) Traffic to be carried through construction using flagpersons and barricades. (District II)

Cornejo and Sons Construction - \$1,128,645.85 (subject to KDOT approval)

Pawnee & McLean Intersection (87N-0385-01/472-84007/706906/204372) Traffic to be maintained during construction using flagpersons & barricades. (District IV)

Cornejo and Sons Construction - \$824,481.60 (subject to KDOT approval)

Kellogg & Rock Road - Underground Storage Tank Removal at Former Firestone Site (north of Kellogg, east of Armour) (472-84450/702348/401362) Traffic to be maintained during construction using flagpersons & barricades. (District II)

Cornejo and Sons Construction - \$38,370.00

Main 23 Southwest Interceptor Sewer, Lift Station & Force Main to serve Emerald Bay Addition (north of 21st Street North, west of West Street) (468-84141/744169/480857) Traffic to be maintained during construction using flagpersons and barricades. (District V)

Utility Contractors - \$878,970.00

Storm Water Drain #295 to serve Sycamore Pond Addition (south of 47th Street South, east of Seneca) (468-84193/751427/485318) Does not affect existing traffic. (District IV)

Mies Construction - \$404,922.50 (Base Bid)
15,725.00 (Add Alternate)
\$420,647.50 (Total Net Bid)

Water Distribution System to serve Krug North & Krug North 2nd Addition (north of 21st Street North, west of 143rd Street East) (448-89933/735312/470983) and Water Distribution System to serve Eastside Community Church 2nd Addition (north of 21st Street North, west of 143rd Street East) (448-90005/735313/470984) Does not affect existing traffic. (District II)

Nowak Construction - \$80,432.00 (Group 1)
50,266.00 (Group 2)
\$ 130,698.00 (Total Aggregate Bid)

Water Distribution System to serve Liberty Park and Copper Gate Additions (south of 13th Street North, both sides of 135th Street West) (448-89746/735227/470897) Maintain traffic thru construction. (District V)

Mies Construction - \$254,793.00

Main 22 Southwest Interceptor Sewer (along MacArthur from approx. 1/2 mile east and west of West Street) (468-83861/744140/480828) and Water Supply Line in MacArthur, West Street to Hoover (448-89373/633703/759320) Traffic to be maintained during construction using flagpersons and barricades. (District IV)

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Wildcat Construction - \$1,557,885.00 (Group 1)
218,003.00 (Group 2)
\$1,775,888.00 (Total Aggregate Bid)

35th & Payne Stormwater Sewer Improvements to serve Walnut Grove Addition (north of Arkansas, north of 29th Street North) (468-84200/660515/855105) Traffic to be maintained during construction using flagpersons and barricades. (District VI)

WB Carter Construction - \$47,131.00

Petroleum-Impacted Soil Volatization thru Asphalt Plant Burn Method (Wichita & Waterman Street area) (north of Lewis Street, east of Wichita Street) (472-84453/751422/633773/485313/755194) Does not affect existing traffic. (District I)

Kansas Paving Company - \$156,000.00 (Negotiated to Engineer's Estimate)

Burns Stormwater Sewer Drainage improvements to serve Ford's Second Addition (south of 21st Street North, west of Arkansas) (468-84223/660503/854113) Traffic to be maintained during construction using flagpersons and barricades. (District VI)

WB Carter Construction - \$22,231.00

Motion--

Mayans moved that the contracts be awarded as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate, and the and the necessary signatures be authorized. Motion carried 7 to 0.

--carried

WATER AND SEWER DEPARTMENT/SEWAGE TREATMENT DIVISION: Biofilter Media Replacement.

Foster Brothers Wood Products - \$106,036.47 (Base Bid)

IT/IS DEPARTMENT: 101 each – Blackberry 8703 Devices at no charge with one month of free service while the devices are deployed. The monthly service fee per device will be \$37.25 per month.

Sprint *- \$45,147.00 Total annual service fee

*Purchases Utilizing Government Entities Contracts Cooperative Contracts and Agreements Ordinance No. 38-122 Section 2.64.020 (j)

WATER AND SEWER DEPARTMENT/PRODUCTION AND PUMPING DIVISION: Parts for Central Plant East Basin Clarifier:

--Pivot Bkt & Shaft; #12757-539-100@ \$1,394.00 each

--Four (4) Pivot Arm w/shaft; #12757-540-100@ \$1,275.00 each

--Twenty-four (24) Bearing w/Bronze Bushing, 2.75", #12757-541-100 @ \$862.00 each

--Eight (8) Bronze Thrust Bearing; #12757-546-100 @ \$305.00 each.

Siemens Water Technologies Corp* - \$33,804.00

*Purchases utilizing sole source of supply Ordinance No. 35-856 Section 2. (b)

Motion-

Mayans moved that the contract(s) be awarded as outlined above, same being the lowest and best bid, and the necessary signatures be authorized. Motion carried 7 to 0.

--carried

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CMBS

APPLICATIONS FOR LICENSES TO RETAIL CEREAL MALT BEVERAGES:

<u>Renewal</u>	<u>2006</u>	<u>(Consumption on Premises)</u>
Teresa A Vasquez	El Patio, Inc.	424 East Central
<u>New Operator</u>	<u>2006</u>	<u>(Consumption on Premises)</u>
Sherri Deringer	Lil Mexico*	1601 East Pawnee
<u>New Operator</u>	<u>2006</u>	<u>(Consumption off Premises)</u>
Mark A. Evans	M&C Convenience Store	1649 East 13th

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

Motion--
--carried

Mayans moved that the licenses subject to Staff review and approval be approved. Motion carried 7 to 0.

PRELIM. ESTS.

PRELIMINARY ESTIMATES:

- a) Cost of Façade Improvement Program at 1409 E. Douglas - south of Douglas, east of Washington. (472-84381/766017/491-018) (District I) – Total Estimated Cost \$36,380.00
- b) Cost of Façade Improvement Program at 111 Ellis -south of Douglas, east of Washington. 472-84382/766018/491-019) (District I) – Total Estimated Cost \$36,380.00

Motion--carried

Mayans moved that the file be received. Motion carried 7 to 0.

BOARDS/COMM.

MINUTES OF ADVISORY BOARDS/COMMISSIONS:

Board of Electrical Appeals Minutes, July 11, 2006
District Advisory Board Minutes, July 19, 2006
Wichita Public Library Monthly Report, August 2006
District Advisory Board Minutes, August 2, 2006
Wichita Employees' Police & Fire Retirement Board, August 3, 2006
Board of Code Standards & Appeals, August 7, 2006
District VI Advisory Board Minutes, August 7, 2006
Wichita Historic Preservation Board Minutes, August 14, 2006
Wichita Public Library Meeting, September 19, 2006

Motion--carried

Mayans moved that the file be received. Motion carried 7 to 0.

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STREET CLOSURE **STREET CLOSURE: HYDRAULIC NORTH OF HARRY. (DISTRICT 1)**

Agenda Report No. 06-1058

Wildcat Construction Co., Inc. has contracted to reconstruct numerous Sanitary Sewer locations. This project was approved by the City Council in December 20, 2005 as part of the 2006 Sanitary Sewer Reconstruction and Rehabilitation Program. The existing roadway carries two lanes of traffic – one northbound lane and one southbound lane. The planned reconstruction will require the excavation and removal of a section of sanitary sewer and installation of new pipe. The reconstruction will connect to a manhole in the east (northbound) lane of Hydraulic and will not leave enough room for two lanes of traffic past the work area.

The contractor is requesting a closure of the northbound section of Hydraulic St. between Harry and Zimmerly to minimize traffic and related construction safety concerns. The requested street closure is tentatively scheduled to begin approximately 9:00 a.m. Wednesday, October 18th and be completed on or before Friday, October 27, 2006.

Wildcat Construction Co., Inc. is responsible for the placement of the required detour and construction signs and barricades and the notification of area businesses and residents. During the street closure northbound traffic on Hydraulic will be detoured as follows:

Northbound Hydraulic traffic will be detoured west on Harry to Southeast Blvd., then north to Lincoln and then east to return to Hydraulic.

This project addresses the Efficient Infrastructure goal by providing an improved sanitary sewer system for an existing residential area.

Motion--carried Mayans moved that the partial street closure be approved. Motion carried 7 to 0.

CONTS/AGRMNTS **CONTRACTS AND AGREEMENTS FOR SEPTEMBER 2006.**

Motion--carried Mayans moved that the file be received. Motion carried 7 to 0.

SENIOR EXPENSES **EXPENSE FOR SENIOR MANAGEMENT FOR MONTH OF AUGUST 2006.**

Motion--carried Mayans moved that the file be received. Motion carried 7 to 0.

SIM PARK **SIM PARK MEMORIAL. (DISTRICT VI)**

Agenda Report No. 06-1007

In 1917, Coler L. Sim donated land located just north of the confluence of the Arkansas and Little Arkansas Rivers to the City of Wichita in memory of his son Arthur. The deed associated with this land donation required the City to erect an entry feature. This entry monument was installed circa 1918 and has deteriorated with time and is in need of restoration. On June 13, 2006 City Council adopted a bonding resolution, authorized initiation of the project, and authorized issuance on an RFP.

A request for proposal (FP600083) was issued to secure a qualified contractor for the restoration work on the memorial. Only one qualified contractor responded to the RFP. Based upon experience, qualifications, proposed restoration work, and cost, Restoration & Waterproofing Contractors, Inc. is recommended to complete this project.

The Park Capital Improvement Plan includes \$100,000 in 2005 for restoration of the Sim Park entry monument. The funding source is General Obligation bonds.

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Enhance the Quality of Life- Sim Park plays an important role in recreational activities for District VI. The entry feature is a reminder of the City of Wichita's appreciation to the Sim family for their donation and also serves as a tie to the history of this Park and the surrounding neighborhood.

The Law Department has approved the contract as to form.

Motion--
--carried

Mayans moved that the agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

135TH STREET WEST 135TH STREET WEST, MAPLE TO CENTRAL. (DISTRICT V)-SUPPLEMENTAL.

Agenda Report No. 06-1008

On December 13, 2005, the City entered into an Agreement with Schwab-Eaton, P.A. for designing improvements to 135th Street West from Maple to Central. The fee was \$132,460.

Schwab-Eaton has been asked to include traffic signalization at the intersection of 135th Street West and Maple. The proposed Supplemental Agreement between the City and Schwab-Eaton provides for additional design services.

Payment to Schwab-Eaton will be on a lump sum basis of \$9,300, and will be paid by General Obligation Bonds.

This project addresses the Efficient Infrastructure goal by improving traffic flow through a high volume arterial street intersection.

The Supplemental Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Supplemental Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

FOX RIDGE ADD. CONSTRUCTION ENGINEERING AND STAKING IN FOX RIDGE ADDITION, NORTH OF 29TH STREET NORTH, EAST OF MAIZE. (DISTRICT V)-SUPPLEMENTAL.

Agenda Report No. 06-1009

The City Council approved the water, sanitary sewer and drainage improvements in Fox Ridge Addition on July 11, 2006. On August 15, 2006 the City approved an Agreement with MKEC Engineering Consultants, Inc. (MKEC) to design the improvements. The Design Agreement with MKEC requires MKEC to provide construction engineering and staking services if requested by the City.

The proposed Supplemental Agreement between the City and MKEC provides for construction engineering and staking the improvements. Due to the current workload created by previous projects, City crews are not available to perform the staking for this project.

Payment to Baughman will be on a lump sum basis of \$61,100 and will be paid by special assessments.

This Supplemental Agreement addresses the Efficient Infrastructure goal by providing the engineering design services needed for the construction of water, sanitary sewer and drainage improvements in a new subdivision. It also addresses the Economic Vitality and Affordable Living goal by providing public improvements in new developments that are vital to Wichita's continued economic growth.

The Supplemental Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Supplemental Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

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GYPSUM CREEK

GYPSUM CREEK CHANNEL IMPROVEMENTS BETWEEN ROCK ROAD AND EASTERN AVENUE. (DISTRICT II)-SUPPLEMENTAL.

Agenda Report No. 06-1010

On June 13, 2006, the City entered into an Agreement with HNTB Corporation for designing improvements to the natural channel of Gypsum Creek between Rock Road and Eastern Avenue. The fee was \$177,255.

HNTB has been asked to include a topographic survey of Gypsum Creek between Armour branch and Rock Road. The proposed Supplemental Agreement between the City and HNTB provides for additional design services.

Payment to HNTB will be on a lump sum basis of \$10,000, and will be paid by General Obligation Bonds. The cost of all services is within the current project funding authorization.

This project addresses the Ensure Efficient Infrastructure goal by improving stormwater channel conveyance and reduces potential flood losses

The Supplemental Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Supplemental Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

DRY CREEK

DRY CREEK CHANNEL IMPROVEMENTS BETWEEN LINCOLN AND ORME. (DISTRICT III)-SUPPLEMENTAL.

Agenda Report No. 06-1011

On June 13, 2006, the City entered into an Agreement with Black & Veatch Corporation for designing improvements to the natural channel of Dry Creek between Lincoln and Orme by constructing a low flow channel with a grassed overbank area and replacing the bridge at Gilbert Avenue. The fee was \$190,000.

Black & Veatch has been asked to extend the project limits to include two stream reaches between Orme and Kellogg. The proposed Supplemental Agreement between the City and Black & Veatch provides for additional design services.

Payment to Black & Veatch will be on a lump sum basis of \$15,000, and will be paid by General Obligation Bonds.

This project addresses the Ensure Efficient Infrastructure goal by improving stormwater channel conveyance and reduces potential flood losses

The Supplemental Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Supplemental Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

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**CLEAR CREEK ADD CLEAR CREEK ADDITION, WEST OF 143RD STREET EAST, SOUTH OF KELLOGG.
(DISTRICT II)**

Agenda Report No. 06-1012

The City Council approved the water, sanitary sewer and paving improvements in Clear Creek Addition on September 26, 2006.

The proposed Agreement between the City and Ruggles & Bohm, P.A. (R&B) provides for the design of bond-financed improvements consisting of water, sanitary sewer and paving in Clear Creek Addition. Per Administrative Regulation 1.10, staff recommends that R&B be hired for this work, as this firm provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

Payment to R&B will be on a lump sum basis of \$42,900 and will be paid by special assessments.

This Agreement addresses the Efficient Infrastructure goal by providing the engineering design services needed for the construction of paving improvements in a new subdivision. It also addresses the Economic Vitality and Affordable Living goal by providing public improvements in new developments that are vital to Wichita's continued economic growth.

The Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

COPPER GATE COPPER GATE NORTH ADDITION, NORTH OF 13TH STREET, WEST OF 135TH STREET WEST. (DISTRICT V)

Agenda Report No. 06-1013

The City Council approved the storm water and paving improvements in Copper Gate North Addition on October 12, 2004.

The proposed Agreement between the City and Baughman Company, P.A. provides for the design of bond-financed improvements consisting of storm water and paving in Copper Gate North Addition. Per Administrative Regulation 1.10, staff recommends that Baughman be hired for this work, as this firm provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

Payment to Baughman will be on a lump sum basis of \$28,700 and will be paid by special assessments.

This Agreement addresses the Efficient Infrastructure goal by providing the engineering design services needed for the construction of paving improvements in a new subdivision. It also addresses the Economic Vitality and Affordable Living goal by providing public improvements in new developments that are vital to Wichita's continued economic growth.

The Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

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PROPERTY ACQ.

PARTIAL ACQUISITION OF 1310 AND 1332 WEST MACARTHUR FOR THE MACARTHUR ROAD IMPROVEMENT PROJECT, MERIDIAN TO SENECA. (DISTRICT IV)

Agenda Report No. 06-1014

On February 7, 2006, City Council approved a project to improve MacArthur, between Meridian and Seneca. The road will be widened to four lanes with left turn lanes and landscaped medians. The intersection of MacArthur and Meridian will be signalized with left turn lanes at all four approaches to the intersection. A new storm water sewer system will be built. To accommodate the project, right-of-way must be acquired from fifteen tracts of land.

These acquisitions are the first two for the project. The tracts are adjacent and are owned by the same party. The south ten feet of each tract is needed for the project. 1332 MacArthur is zoned commercial and is improved with retail buildings. The project requires 1,647 square feet of the site. This acquisition was appraised for \$5,764, or \$3.50 per square foot. 1310 MacArthur is zoned residential and is improved with a house and outbuilding. The project requires 1,283.4 square feet of this parcel. The take was appraised for \$744, or \$0.58 per square foot. The appraiser did not take into consideration proximity damages of the house and the new right-of-way line. The house will be less than 10 feet from the road when the project is complete. The total of the two appraisals, \$6,508 was offered to the owner. This offer was rejected. The owner offered to sell the two partial takes at the \$3.50 per square foot that 1332 MacArthur was appraised at. This amounts to a total of \$10,256.

A budget of \$11,100 is requested. This includes \$10,256 for the acquisition, \$844 for closing costs and title insurance. The funding source is General Obligation Bonds and Federal Grants administered by the Kansas Department of Transportation.

The acquisition of this parcel is necessary to ensure efficient infrastructure as this area is rapidly growing.

The Law Department has approved the agreement as to form.

Motion--
--carried

Mayans moved that the agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

PROPERTY ACQ.

PARTIAL ACQUISITION OF 1000 EAST 13TH STREET NORTH FOR THE 13TH STREET AND MOSLEY INTERSECTION IMPROVEMENT PROJECT. (DISTRICT VI)

Agenda Report No. 06-1015

On October 18, 2005, City Council approved a project to improve the intersection of Mosley and 13th Street North. The project will provide left turn lanes on 13th Street at Mosley. The traffic signals will be upgraded to provide left turn signal phases at all four approaches to the intersection. To accommodate the project, right-of-way must be acquired from ten tracts of land.

This particular acquisition is the second of the ten. It is a triangular corner clip consisting of 198 square feet. A temporary construction easement of 143 square feet is also required. The property is zoned for commercial use and the improvements are distanced from the proposed take, they are unaffected. The owner has agreed to sell the take for \$1,000, \$5.00 per square foot. This is reasonable for the market.

A budget of \$1,500.00 is requested. This includes \$1,000.00 for the acquisition, \$500.00 for closing costs and title insurance. The funding source is General Obligation Bonds and Federal Grants administered by the Kansas Department of Transportation.

The acquisition of this parcel is necessary to ensure efficient infrastructure as this area is rapidly growing.

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The Law Department has approved the agreement as to form.

Motion--
--carried

Mayans moved that the agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

PROPERTY ACQ.

PARTIAL ACQUISITION OF 1003 EAST 13TH STREET NORTH FOR THE 13TH STREET AND MOSLEY INTERSECTION IMPROVEMENT PROJECT. (DISTRICT VI)

Agenda Report No. 06-1016

On October 18, 2005, City Council approved a project to improve the intersection of Mosley and 13th Street North. The project will provide left turn lanes on 13th Street at Mosley. The traffic signals will be upgraded to provide left turn signal phases at all four approaches to the intersection. To accommodate the project, right-of-way must be acquired from ten tracts of land.

This particular acquisition is the first of the ten. It is a triangular corner clip consisting of 196 square feet. A temporary construction easement of 85 square feet is also required. The tract is vacant and zoned for commercial use. The owner has agreed to sell the take for \$1,000, \$5.00 per square foot. This is reasonable for the market.

A budget of \$1,500.00 is requested. This includes \$1,000.00 for the acquisition, \$500.00 for closing costs and title insurance. The funding source is General Obligation Bonds and Federal Grants administered by the Kansas Department of Transportation.

The acquisition of this parcel is necessary to ensure efficient infrastructure as this area is rapidly growing.

The Law Department has approved the agreement as to form.

Motion--
--carried

Mayans moved that the agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

LEASE

LEASE OF 149 SOUTH WASHINGTON. (DISTRICT I)

Agenda Report No. 06-1017

The property at 149 South Washington is within the Gilbert and Mosley Remediation boundaries and has been identified as part of an area that requires source control remediation for soil and groundwater contamination by the Kansas Department of Health and Environment. The remediation of this area will require unencumbered access to the property and any improvements located on the site. The site is improved with a 6,640 square foot masonry building.

Until recently, the property had been leased to a retail business that precluded remediation unless the business was relocated. The business has vacated the property. The City approached the owner about buying or leasing the property. The property owner was not interested in selling but would lease the property. A five-year term was negotiated to allow sufficient time to remediate the site. The City has the right to cancel the lease any time after three years with the payment of a cancellation penalty. Rent is \$37,200 per year (\$5.60 per square foot) for the first three years and \$39,600 (\$5.96) per year for years four and five. In addition to the lease payments, there will be other associated costs related to leasing the property including building and ground maintenance.

All costs including annual lease payments, operating expenses and the payment of the cancellation penalty will be funded through the Gilbert and Mosley TIF (tax increment fiancé) district fund. Budget adjustments will be necessary to reallocate budget authority from contingency to appropriate expenditure line items.

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The Gilbert Mosley clean up project promotes a vibrant core area and enhances the quality of life.

The Law Department has approved the lease as to form.

Motion--
--carried

Mayans moved that the necessary Budget Adjustments and Lease Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

EMINENT DOMAIN

EMINENT DOMAIN PROFESSIONAL LEGAL SERVICES.

Agenda Report No. 06-1018

In 1996 the City entered into a contract with the law firm of Hinkle Elkouri, L.L.C. to provide legal services to the City in connection with any eminent domain, inverse condemnation or related property acquisition matters. The firm is interested in continuing to provide the City representation in these areas.

The Contract for Legal Services is for a term beginning April 21, 2006 to September 30, 2007. Based on the high quality service of the firm and the continuing nature of many of the eminent domain cases currently being managed by the firm it is recommended that the firm be retained to provide eminent domain legal services. The results that the firm has accomplished to date have been excellent.

The contract provides a fee schedule that increases the hourly rate for David Rapp to \$200 per hour. The increased rate is below the fees regularly charged by comparable firms in the City for similar legal work. The reason for the increase is to reflect the commitment that the firm has made to have Mr. Rapp available regularly for City matters. The costs of eminent domain legal services are charged to the projects for which real property is being acquired.

The Law Department drafted the contract for legal services and approved it as to form.

Motion--
--carried

Mayans moved that the Mayor be authorized to sign the Contract for Legal Services. Motion carried 7 to 0.

CHAPIN LANDFILL

APPROVAL OF RESTRICTIVE COVENANT FOR FORMER CHAPIN LANDFILL. (DISTRICT III)

Agenda Report No.06-1019

The former Chapin landfill site is located near Hydraulic and MacArthur in south Wichita. The approximately 190-acre site was utilized as a solid waste landfill until December 1980. Closure was completed in 1988. Currently closure maintenance is ongoing with the City maintaining the protective cap.

Kansas Administrative Regulation 28-29-20 requires all solid waste permits where waste will remain in place after closure to have a recorded restrictive covenant. The covenant must restrict future use of the site to applications that will not disturb the final landfill cap. Acceptable uses include storage, green space, pasture or other non-intrusive uses.

There is no cost associated with this action.

Efficient handling of solid waste closure promotes effective infrastructure and enhances the quality of life.

The Law Department has approved the covenant as to form.

Motion--
--carried

Mayans moved that the Restrictive Covenant be approved and the necessary signatures authorized. Motion carried 7 to 0.

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21ST ST. MERCADO

BONDING ORDINANCE FOR SCHEMATIC DESIGN OF THE WEST 21ST STREET MERCADO PUBLIC MARKET FACILITY. (DISTRICT VI)

Agenda Report No.06-1020

The 21st Street North Corridor Revitalization Plan has identified the goal of creating a Mercado, indoor/outdoor public market, in the vicinity of 21st Street North and Market Street. A preliminary business plan has been prepared for the City that evaluated and prioritized existing buildings/properties in the area of Market and 21st Street North for suitability as a Mercado.

The West 21st Street CDC was formed earlier this year as the not-for-profit entity that would develop and operate the Mercado. The CDC is revising the preliminary business plan. In order to complete that task, they will need the assistance of an architect to evaluate and cost out alternative building strategies. Funds allocated in the City's Capital Improvement Program for this project can be used for this purpose.

The Department of Law requires the approval of a bonding ordinance to be eligible to issue temporary notes for the schematic design of the Mercado public market facility. This is necessary even though the temporary notes may be paid with cash. The Law Department has drafted the required bonding ordinance.

Funding for this project is identified in the 2005-2014 Capital Improvement Program. The bonding ordinance is in the amount of \$50,000 to cover the initial design and planning phases for this project.

This project will address the Core Area and Neighborhoods Goal by creating a catalyst for commercial revitalization in the West 21st Street North corridor and serving as the focal point for the International Marketplace District that will be established in the vicinity of 21st Street North and Market.

The ordinance has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the bonding ordinance for the schematic design of the Mercado Public Market Facility be placed on first reading and the necessary signatures authorized. Motion carried 7 to 0.

ORDINANCE

An Ordinance of the City of Wichita, Kansas authorizing the issuance of its General Obligation Bonds to pay the costs of preliminary design work in connection with a Public Market Project; and authorizing and providing for the issuance of temporary improvement notes of the City from time to time as funds are needed for such purpose, introduced and under the rules laid over.

G.R.E.A.T. GRANT

G.R.E.A.T. GANG RESISTANCE EDUCATION AND TRAINING GRANT.

Agenda Report No. 06-1021

The U.S. Department of Justice Office of Justice Programs announced a competitive grant opportunity available to local law enforcement agencies to support the implementation of the G.R.E.A.T. Program. The G.R.E.A.T. Program is a school-based violence prevention curriculum. G.R.E.A.T. lessons, are taught by law enforcement officers, and focus on providing life skills to students to help avoid delinquent behavior and violence to solve problems. The G.R.E.A.T. program is designed to produce attitude and behavior change through a unique combination of skills training, cooperative learning, discussion and role-playing. Grant funding has been awarded.

The G.R.E.A.T. Program will address the Wichita School District's goal of providing a safe learning environment as well as meet two of Wichita Police Department's goals and objectives regarding the 2004 Gang Plan Response Prevention and Intervention Actions:

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- The department will collaborate with USD 259 to integrate the G.R.E.A.T. program into the school curriculum. This program will be presented during summer activities and by School Resource Officers (SROs) next school year.
- SROs will plan a joint education meeting involving USD 259 parents, students, gang unit officers and the District Attorney.

Grant funding of \$100,000 was received from the U.S. Department of Justice Office of Justice Programs. This grant does require a 10% (\$10,000) in-kind match of the federal funds received, which will be met through City SROs personnel time dedicated to teaching G.R.E.A.T.

Provide a safe and secure community by providing education on gang resistance and school violence, services to be provided to City SROs and School Liaison.

Motion--
--carried

Mayans moved that the grant award document and special conditions be approved and the necessary signatures authorized. Motion carried 7 to 0.

TASA GROUP

AMENDMENT TO AGREEMENT WITH THE TASA GROUP, INC. FOR PROFESSIONAL SERVICES.

Agenda Report No. 06-1022

The City has retained The TASA Group, Inc. to provide the professional services of the Employment Research Corporation in connection with litigation. The original contract in August 2006, provided for compensation not to exceed \$25,000.00.

It has become necessary to spend additional sums to continue to provide expertise to the City in this matter. This is the first amendment to the original contract. The additional sum covered by the Amendment is \$35,000.00 as necessary to continue to provide services to the City of Wichita. The charges are reasonable in amount for the quality of services involved.

The funding for the contract is from the City's Tort Liability Fund.

Internal Perspective. This expense is related to litigation of employment matters.

The appropriate means to approve the additional payment is an Amendment to the original contract, raising the expenditure limit. The City Attorney's Office has prepared the Amendment.

Motion--
--carried

Mayans moved that the Amendment to the August 2006 Agreement between the City and The TASA Group, Inc. be approved and the necessary signatures authorized. Motion carried 7 to 0.

AVIATION MUSEUM KANSAS AVIATION MUSEUM. (DISTRICT III)

Agenda Report No. 06-1023

In 1998, with the support of the City of Wichita, the Kansas Aviation Museum received Federal Transportation Grants in the amount of \$750,000 to make improvements to the Museum building. On March 25, 2003, and May 6, 2003, the City Council allocated CDBG funds in the amount of \$150,000 for the local match. The work has been completed and an additional \$25,000 is needed for the local match.

Prior to the project, the museum structure was deteriorating rapidly. Improvements to the museum included roof, wall and entryway repairs. An old addition was demolished and the original flight observation deck was repaired. Doors, windows, and light fixtures were replaced.

The additional funding needed is \$25,000. The funding source is General Obligation Bonds.

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This project addresses the Quality of Life goal by preserving an important community Museum.

The Law Department has approved the authorizing Resolution as to form.

Motion--

Mayans moved that the supplemental funding, be approved; the Resolution adopted; the necessary signatures and the signing of State/Federal agreements as required authorized. Motion carried 7 to 0.

--carried

RESOLUTION NO. 06-523

A Resolution authorizing the issuance of Bonds by the City of Wichita at large to implement improvements to Kansas Aviation Museum (472-84455). Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

HOMELESS ASSIST. HOMELESS ASSISTANCE.

Agenda Report No. 06-1024

For the past several years the City of Wichita has participated in funding the winter emergency overflow shelter. This emergency shelter system was originally organized and coordinated by Inter-Faith Ministries, whereby several downtown area churches donated shelter space when the nighttime temperature fell below 30 degrees and other Wichita shelters were at capacity. In 2004, this system was replaced by issuing an RFP for one provider to offer overnight shelter under the same conditions.

Funding for the emergency (overflow) shelter system has been equally shared between the City, Sedgwick County and the United Way. Sedgwick County and the United Way have indicated their willingness to jointly fund the 2006-2007-winter emergency overflow shelter, along with the City.

In Wichita, 589 people were identified as being homeless on a 1 day Point-in-Time Count survey conducted on January 25, 2006. Of those individuals and families, 283 were in emergency shelters, 111 were in transitional housing and 195 were unsheltered on the streets.

The City's funding source for this purpose has been Community Services Block Grant (CSBG) funds. No General Funds have been used for this purpose and no General Funds are recommended at this time.

The City's support of emergency housing is consistent with the City's Economic Vitality and Affordable Living goal.

Prior to execution, the Law Department will review resulting contract.

Motion--

Mayans moved that the use of \$12,500 of Community Services Block Grant funds for the 2006-2007 winter emergency overflow shelter be approved; the City authorized to participate in the RFP and contract process used to procure a service provider and the necessary contract signatures authorized. Motion carried 7 to 0.

--carried

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PARK RENOVATION 2007 PARK FACILITIES RENOVATION.

Agenda Report No. 06-1025

The Park and Recreation Department has a number of existing facilities and park amenities that are aging and in need of renovation. This project has been initiated each year since 2001 and has resulted in significant improvements in all parks, recreation centers and park shelters. Recreation center investments were completed at Boston and Linwood in 2002, Evergreen and Lynette Woodard in 2003, as well as other recreation centers improvements in 2004 that included replacement of tables, chairs, storage racks, and recreational game equipment. In 2005 and 2006, improvements were completed at Orchard and Edgemoor Recreation Centers, the downtown skate park, Southlake's Sports Complex Maintenance Facility and bleachers for both indoor and outdoor football programs.

The 2007 Park Capital Improvement Program (CIP) includes funding for the renovation of several park facility projects. These necessary renovation projects will protect the City's investment in these facilities, by keeping them functional and aesthetically attractive to citizen users. Plans call for by these improvements through utilizing labor, materials, and equipment for the improvement and/or renovations to Riverside park facilities; any removal of old equipment and improvements and/or upgrades to equipment and facilities at Edgemoor, Linwood, Orchard, Evergreen and Osage Recreation Centers; and the removal and replacement of fencing and other athletic equipment at various sports complex facilities.

The 2007 Park CIP includes \$400,000 for the renovation of park facilities. The funding source is general obligation bonds.

This project will impact the Quality of Life and Infrastructure Goal by providing citizens with updated and well-maintained recreational facilities. The improvements and renovations will also maintain the investment that citizens have made in capital improvement to existing recreational facilities.

The Law Department has approved the bonding resolution as to form.

Motion--
--carried

Mayans moved that the bonding resolution be adopted; initiation of the project authorized and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 06-524

A Resolution authorizing the issuance of Bonds by the City of Wichita at large for removal, improvements and/or renovations to park facilities, recreation centers, and sports complexes. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

WEED & SEED

FY2006 WEED AND SEED PROGRAM. (DISTRICT I)

Agenda Report No. 06-1026

The Weed and Seed Program is a federally-funded grant program that brings together Federal, state, and local law enforcement agencies; social service providers; representatives of the public and private sectors; prosecutors; business owners; and neighborhood residents to "weed" out violent crime and gang activity, while "seeding" the community with social services and economic revitalization. The Weed and Seed Program is administered in "officially recognized" sites. Since 1995, the officially recognized site has the following boundaries: Central on the South, Old Manor from 17th to Central and Hillside from 17th to 27th Street on the East, Mosley on the West, and 27th Street on the North.

For federal fiscal year 2006, funding for the "weeding" component of the Weed and Seed Program is provided through federal funds granted to the Wichita Family Services Institute, Inc. for law enforcement activities. The Wichita Police Department will receive \$63,462 from the 2006 Weed and Seed Program for expenses, including overtime, training, equipment, vehicle rental, and buy money.

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The Wichita Police Department will receive a payment of \$63,462 from the Wichita Family Services Institute, Inc. for expenses related to overtime, training, equipment, vehicle rental, and buy money. No local match is required.

Provide a safe and secure community by providing police services outside of the regular patrol currently paid for by Wichita Police Department Budget. The three emphasis areas within the Weed and Seed site are Drugs/Gangs, Domestic Violence and Truancy. Money spent will be to provide enforcement on known drug and gang hangouts, domestic violence victim re-contacts and truancy patrols around Weed and Seed schools. A variety of police methods will be employed to combat the illegal activity in the area, including but not limited to, bike patrol, police vehicle patrols, and mounted patrols.

The Law Department will review and approve the contract as to form.

Motion--
--carried

Mayans moved that the receipt of funds be approved and the appropriate signatures authorized. Motion carried 7 to 0.

VOCA GRANT

2007 VICTIMS OF CRIME ACT (VOCA) GRANT.

Agenda Report No. 06-1027

The Federal Victims of Crime Act (VOCA) Crime Victim Assistance grant program is administered by the Kansas Governor's Federal Grants Program. In 2001, the City Council approved the initial grant application for VOCA funding, which established a Victim Assistance Unit (VAU) in the Police Department, staffed by two civilian employees. These employees are responsible for providing direct victim assistance and coordination with established community resources. The Police Department's VAU staff work closely with several victim services agencies, including the Wichita Area Sexual Assault Center, YWCA Women's Crisis Shelter, Catholic Charities, U.S. Attorney's Victim Assistance Office, District Attorney's Victim/Witness staff, and Assistant District Attorneys.

The VAU is responsible for facilitating a coordinated response to the needs of crime victims, developing and implementing training programs (internally and externally), and administering a contingency fund to meet the emergency needs of crime victims. Victim assistance is focused on the primary and secondary victims of violent crime, including death cases and elderly burglary victims. The VAU has been instrumental in working with the Wichita Police Department's violent crimes and burglary sections to assist victims with restoring stability to their lives, and aiding in the reduction of secondary victimization.

The grant application seeks funding for the continuation of the Victim Assistance Unit for federal FY 2007, beginning October 1, 2006 through September 30, 2007. The total budget request is \$139,784; 80% (\$111,827) provided by VOCA funding and a 20% (\$27,957) local match requirement, which can be funded from anticipated under expenditures in the Police Department budget or General Fund reserves.

Provide a safe and secure community by providing assistance to victims of Violent Crimes not provided through other agencies.

The City Council has the authority to submit and receive the grant.

Motion--
--carried

Mayans moved that the grant award be approved and the necessary signatures authorized. Motion carried 7 to 0.

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SAN. SEWER MAIN

SANITARY SEWER MAIN TO SERVE AN AREA ALONG MACARTHUR BETWEEN ½ MILE EAST OF WEST STREET AND THE WICHITA-VALLEY CENTER FLOOD CONTROL DITCH. (DISTRICT IV)

Agenda Report No.06-1028

On August 15, 2006, the City Council approved a project to construct a sanitary sewer main to be located along MacArthur, from ½ mile east of West Street to the Wichita-Valley Center Flood Control Ditch. An attempt to award a construction contract within the project budget was not successful. Resolutions have been prepared to increase the project budget.

The project will provide sanitary sewer main service to a partially developed residential and commercial area. The existing homes and business in the area are served by private septic tank systems. It will also facilitate the development of a new residential area located north of MacArthur, west of West Street.

The current budget is \$1,100,000, with \$935,000 paid by the Sewer Utility and \$165,000 assessed to the improvement district. The revised budget is \$2,000,000 with \$1,835,000 paid by the Sewer Utility and \$165,000 assessed to the improvement district. A portion of the service area is outside the City limits and cannot be assessed at this time. Sewer Main Benefit fees will be added to future lateral sewer Petitions in the service area and will recover a large part of the Utility's share of the project cost.

This project addresses the Efficient Infrastructure goal by extending sanitary sewer main service to homes with septic tank systems and a new residential subdivision.

State Statutes provide the City Council authority to increase the project budget.

Motion--

Mayans moved that the Project be approved; the authorizing Resolution and the Resolution authorizing revenue bonds adopted; the notice of intent to issue revenue bonds approved and the necessary signatures authorized. Motion carried 7 to 0.

--carried

RESOLUTION NO. 06-525

A Resolution of findings of advisability and resolution authorizing construction of Main 22, Southwest Interceptor Sewer, (west of West Street, north of MacArthur) 468-83861, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, presented. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-527

A Resolution amending Resolution No. 06-429 pertaining to Main 22, Southwest Interceptor in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

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LIBERTY PARK

WATER DISTRIBUTION SYSTEM FOR LIBERTY PARK AND COPPER GATE ADDITIONS, SOUTH OF 13TH STREET ALONG BOTH SIDES OF 135TH STREET WEST. (DISTRICT V)

Agenda Report No. 06-1029

On June 22, 2004, the City Council approved a Petition to construct a Water Distribution System for Liberty Park and Copper Gate Additions. At that time, the budget was based on construction of a 16" water line. The Water and Sewer Department has since determined that a 24" water line is needed. A Resolution has been prepared to increase the budget to accommodate the larger pipe size, with the Water Utility paying for the increased cost.

The project will serve residential developments located south of 13th St. South, along both sides of 135th St. West.

The existing budget totals \$240,730 with 67.91% assessed to the improvement district and 32.09% paid by the Water Utility. The revised budget totals \$307,000 with 40% assessed to the improvement district and 60% paid by the Water Utility.

This project will address the Efficient Infrastructure goal by providing water service to new residential developments.

State Statutes authorize the City Council to increase the Water Utility funding for the project.

Motion--
--carried

Mayans moved that the Resolution be adopted and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 06-528

A Resolution of findings of advisability and resolution authorizing construction of Water Distribution System Number 448-89746,(south of 13th, along both sides of 135th Street West) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

KRUG NORTH ADD.

WATER DISTRIBUTION SYSTEM FOR KRUG NORTH AND KRUG NORTH SECOND ADDITIONS, NORTH OF 21ST STREET, WEST OF 143RD STREET EAST. (DISTRICT II)

Agenda Report No. 06-1030

On April 13, 2004, the City Council approved a Petition to construct a Water Distribution System for Krug North and Krug North 2nd Additions. At that time, the budget was based on construction of a 12" water line. The Water and Sewer Department has since determined that a 16" water line is needed. A Resolution has been prepared to increase the budget to accommodate the larger pipe size, with the Water Utility paying for the increased cost.

The project will serve residential developments located north of 21st, west of 143rd St. East.

The existing budget totals \$90,300 with 81.94% assessed to the improvement district and 18.06% paid by the Water Utility. The revised budget totals \$102,000 with 60% assessed to the improvement district and 40% paid by the Water Utility.

This project will address the Efficient Infrastructure goal by providing water service to new residential developments.

State Statutes authorize the City Council to increase the Water Utility funding for the project.

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Motion--
--carried

Mayans moved that the Resolution be adopted and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 06-529

A Resolution of findings of advisability and resolution authorizing construction authorizing construction of Water Distribution System Number 448-89933 (north of 21st, west of 143rd Street East) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

EAST SIDE CHURCH WATER DISTRIBUTION SYSTEM FOR EAST SIDE COMMUNITY CHURCH ADDITION, NORTH OF 21ST STREET, WEST OF 143RD STREET EAST. (DISTRICT II)

Agenda Report No. 06-1031

On August 31, 2004, the City Council approved a Petition to construct a Water Distribution System for East Side Community Church Addition. At that time, the budget was based on construction of a 12" water line. The Water and Sewer Department has since determined that a 16" water line is needed. A Resolution has been prepared to increase the budget to accommodate the larger pipe size, with the Water Utility paying for the increased cost.

The project will serve a new church located north of 21st, west of 143rd St. East.

The existing budget totals \$60,760 with 82.86% assessed to the improvement district and 17.14% paid by the Water Utility. The revised budget totals \$67,000 with 60% assessed to the improvement district and 40% paid by the Water Utility.

This project will address the Efficient Infrastructure goal by providing water service to a new church building.

State Statutes authorize the City Council to increase the Water Utility funding for the project.

Motion--
--carried

Mayans moved that the Resolution be adopted and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 06-530

A Resolution of findings of advisability and resolution authorizing construction of Water Distribution System Number 448-90005, (north of 21st, west of 143rd Street East) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

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SETTLEMENT

SETTLEMENT OF LAWSUIT, HARVATIN V. CITY OF WICHITA, ET AL.

Agenda Report No.06-1032

The plaintiff was injured in a motorcycle accident in November 2003 in the area of Maize and Central while he was driving through a construction zone. West Central was under construction and the City's contractor for the work was Cornejo & Sons. The plaintiff sued both the City and Cornejo for his injuries.

The parties participated in mediation and as a result the plaintiff offered to settle his claims against the City in return for the payment of \$15,000. In addition, the City has incurred approximately \$5,100 in expenses in preparing for trial. While it is likely that the plaintiff may have some fault attributed to him based on his negligence in operating his motorcycle through the construction zone, it is also likely that both the City and Cornejo will have some fault attributed to them based on the fact that there was a 2" ledge that existed in the area for only a few days and the assertion that this ledge was a major cause of the accident. It is estimated that the City would spend in excess of \$20,000 in expenses to try the case and for even a minimal judgment against it for some portion of the fault for the accident. It is recommended that the City accept the plaintiff's offer of settlement.

The cost of this settlement will be paid from the City's tort claims fund and ultimately will be allocated to the Department of public works.

The Law Department recommends acceptance of the plaintiff's offer of settlement of this lawsuit.

Motion--

Mayans moved that the payment of \$15,000 as a settlement and not to exceed \$5,100 as expense reimbursement for one-half of trial preparation expenses paid by other counsel be approved.

--carried

Motion carried 7 to 0.

ORDINANCES

SECOND READING ORDINANCES: (FIRST READ OCTOBER 3, 2006)

- a) Partial Acquisition by Eminent Domain for the Oliver and Central Intersection Project.
(Districts I and II)

ORDINANCE NO. 47-138

An Ordinance providing for the acquisition by eminent domain of certain private property, easements and right-of-way therein, for the purpose of acquiring real property for the construction and improvement of the traffic intersection at North Oliver and East Central in the City of Wichita, Sedgwick County, Kansas; designating the land required for such purposes and directing the city attorney to file a petition in the District Court of Sedgwick County, Kansas, for acquisition of the land therein taken and providing for payment of the cost thereof, read for the second time. Mayans moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

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- b) Public Hearing and Issuance of Industrial Revenue Bonds, KSDD Properties, LLC.
(District II)

ORDINANCE NO. 47-139

An Ordinance authorizing the City of Wichita, Kansas to issue its industrial revenue bonds (taxable under federal law), Series II, 2006 (KSDD Properties, LLC) in the aggregate principal amount of \$9,000,000 for the purpose of acquiring, constructing and equipping a commercial facility; and authorizing the execution of certain documents in connection with the issuance of the bonds, read for the second time. Mayans moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

UNFINISHED BUSINESS

EQUUS BEDS

EQUUS BEDS AQUIFER STORAGE AND RECOVERY PROJECT PHASE 1-CHANGE ORDER.

Dave Warren

Director of Water and Sewer reviewed the item.

Agenda Report No. 06-1033

On January 10, 2006, City Council approved a Design/Build project with CAS Construction to construct a surface water treatment plant. February 2, 2006, City Council approved a Contract with Snodgrass Construction to construct facilities associated with Phase I of the Equus Beds Aquifer Storage and Recovery. On June 20, 2006, Change Order No. 1 for the plan with Snodgrass Construction was approved.

Phase I with Snodgrass Construction includes a surface water intake, four recharge and recovery wells and two recharge basins. Change Order No. 2 includes the cost to remove an additional two feet of material from the bottom of one of the recharge basins, the cost to install a 6-inch water line to provide the new treatment plant with water from the diversion well system, and the cost to modify installation of electrical services from the high voltage system to the new facilities.

Change Order No. 1 included adding three miles of pipeline to separate the surface water and diversion well recharge systems. The cost for this modification was \$920,000; however, by separating the facilities, construction costs for the surface water treatment plant were reduced by approximately \$3.5 million. When the cost of separating the recharge systems is not considered, total Change Orders for the project have increased the Contract price by only \$95,016 or 1 percent.

The original Contract was \$9,173,480. Change Order No. 1 increased the Contract by \$862,934, to \$10,036,414. Change Order No. 2 will increase the Contract by \$152,082 to \$10,188,496. The total of all Change Orders is \$1,015,016, which is 11.06 percent of the original Contract price. Funds are available in CIP W-549, Water Supply Plan, which has over \$26 million available in 2006.

Change Order No. 2 will ensure efficient infrastructure by providing reliable, compliant and secure utilities. The project assures adequate water supplies now and in the future, and is a critical component of the City's infrastructure.

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Ordinance No. 198 requires that City Council approve Change Orders in excess of \$25,000. The Ordinance authorizes approval of Change Orders up to 25 percent of the original price on engineering projects, and up to 10 percent of the original price for building contracts. City Council may, by Resolution, approve an exemption to the restrictions when deemed to be in the best interest of the City. Policy further restricts engineering projects to projects that have all line-item bids. Since this project was generally a lump sum bid, it is considered a building project and Change Orders, either individually or collectively, are limited to 10 percent of the original Contract price. The proposed Resolution would allow City Council to consider Change Orders up to 25 percent of the original price for this project.

The Law Department has approved the Resolution and Change Order No. 2 as to form.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Mayans moved that the Resolution be adopted; the Change Order approved and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 06-531

A Resolution of the governing body of the City of Wichita permitting an exception to the change order policy as provided by City of Wichita Charter Ordinance No. 198. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

AVIATION MUSEUM KANSAS AVIATION MUSEUM COMMUNITY DEVELOPMENT BLOCK (CDBG) LOAN. **(District III)**

John DAngelo

Director of City Arts reviewed the item.

Agenda Report No. 06-1034

On May 06, 2003 the City Council approved the allocation of Community Development Block Grant funds for the Kansas Aviation Museum project in the amount of \$150,000. The funds were made available for the renovation work performed at the City-owned historic terminal building at 3350 George Washington Blvd.

On October 8, 2003 the Kansas Aviation Museum, Inc., signed a promissory note, in the amount of \$150,000, for a 3-year term. The first two years were deferred and payment is scheduled as balloon payment in October 2006. On March 25, 2003 the City Council initially approved CDBG funding for the Kansas Aviation Museum. After discussion, the City Council was informed by the City Manager that the City Council might implement forgiveness of any part of the loan.

The CDBG funding provided the necessary match for two other federal grants for a total project budget of \$900,000. The renovation project was completed October 15, 2005

Converting the CDBG loan for the Kansas Aviation Museum to a grant will not impact current funding levels.

The Kansas Aviation Museum preserves the City of Wichita's heritage, of being the Air Capital of the World and enhances the "Quality of Life" goal.

The CDBG loan to the Kansas Aviation Museum is evidenced by a Promissory Note. The City Council must approve the cancellation of the Promissory Note.

John DAngelo

Director of City Arts stated that after talking with Council Member Skelton and the Museum Staff, he would like to recommend that the Council approve extending the promissory note and agreement for three additional years and authorize the necessary signatures so that he and Council Member Skelton can visit with the museum board and talk about this and their future plans and put those things together in a strategic plan for them.

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Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Skelton moved to extend the loan for a time recommended by Staff for three years and authorize the necessary signatures. Motion carried 7 to 0.

NEW BUSINESS

ENVISION, INC.

REQUEST FOR A LETTER OF INTENT FOR INDUSTRIAL REVENUE BONDS, ENVISION, INC. (DISTRICT III)

Lisa Totten

Industrial Analyst reviewed the item.

Agenda Report No. 06-1035

On November 17, 1998, the City Council approved a Letter of Intent for Industrial Revenue Bonds in an amount of \$6 million to Envision, Inc. The funds were used for the acquisition of 10.5 acres of land at Pawnee and Water and the construction of a new training and employment facility designed specifically for people with low vision or no vision. Between 1999 and 2001 the City has issued bonds in the full amount of the 1998 Letter of Intent.

On January 7, 2003, the City Council approved a Letter of Intent to issued Industrial Revenue Refunding Bonds in the amount of \$5.3 million to Envision, Inc. to refinance existing debt and pay costs of issuance. The refinancing of the IRB's resulted in a significant reduction in annual debt service payments and shortens the term of indebtedness by one year. On February 4, 2003, City Council approved the issuance of \$3,035,000. Envision is now requesting a two-year Letter of Intent to issue tax-exempt Industrial Revenue Bonds in the amount not-to-exceed of \$5,000,000 to finance a major expansion in downtown Wichita.

Envision, Inc. (Envision) is a not-for-profit firm with the special mission of providing jobs for people with blindness and other disabilities. Envision also provides job training, job placement and rehabilitation services. Envision was organized in 1931. Its staff includes specialists in the field of blindness who teach the blind basic life skills such as public transportation, use of assistive technology, and personal/social skills. Envision employs and provides service for persons who are blind, have low vision, blind and developmentally disabled or deaf/blind.

The Wichita facility serves as corporate headquarters and manufactures a variety of products including: paper towels, seal-closure plastic bags, t-shirt plastic bags, specialty bags, plastic sheeting, high visibility belts, gun slings, and gun sling adapter kits (for U.S. Department of Defense). These products are manufactured by individuals who are blind or developmentally disabled and may otherwise not be mainstreamed into the Wichita community. Envision also has facilities in Pittsburg, KS and Kansas City.

The proposed expansion includes acquisition and refurbishment of an existing facility in downtown Wichita. Envision plans to acquire the Eby Construction building located at 610 N. Main and to convert the building into a vision rehabilitation clinic. Envision is currently providing vision rehabilitation services at their facility at 2301 South Water. By moving their clinic to 601 N. Main, Envision will expand this service and hire additional optometrists and other vision rehabilitation professionals that are specifically trained and certified to handle low vision assessments and services. An analysis of the estimated sources and uses of project funds is:

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USES OF FUNDS

Phase 1:		
Property acquisition		\$2,700,000
Costs of Issuance		<u>40,000</u>
Estimated Cost of Phase 1 Bond Issue:		2,740,000
Phase 2:		
Building rehabilitation		2,000,000
Equipment		<u>260,000</u>
Estimated Cost of Phase 2 Bond Issue:		2,260,000
Total cost of Project		\$5,000,000

GE Capital Public Finance, Inc. will purchase the bonds to hold as an investment, and as a result the bonds will not be offered to the public. Envision has a current approved EEO/AA Plan on file with the City's Purchasing Department.

Envision agrees to pay all costs of issuing the bonds and agrees to pay the City's \$2,500 annual IRB administrative service fee for the term of the bonds. Envision is not requesting a tax exemption in connection with issuance of IRBs. The cost/benefit analysis showing the proposed expansion project's fiscal impact on the state and local government has been conducted and the results of the study give the following ratios of benefits to costs:

City of Wichita 1.41 to one
Sedgwick County 1.18 to one

The Economic Vitality of the community is being enhanced with the improvement of quality rehabilitation services delivered.

Ordinarily, Kutak Rock, LLP, the City's general bond counsel, acts as bond counsel in City IRB financings; however, that firm represents the Bondholder in many business matters. In this case, City policy calls for selection of a different firm to act as bond counsel, to avoid any conflict of interest. The City's Law Department has solicited competitive fee quotes from other bond counsel firms that have indicated an interest in handling City matters and will recommend a replacement bond counsel to the City Council.

Bond documents needed for the issuance of the bonds will be prepared by bond counsel. The City's Law Department will review and approve all final bond documents prior to the issuance of the bonds.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--

Skelton moved that a two-year Letter of Intent to Envision, Inc. for Industrial Revenue Bonds in the approximate amount of \$5,000,000, subject to the Standard Letter of Intent Conditions be approved; the necessary signatures authorized and appoint the recommended law firm to serve as bond counsel.

--carried

Motion carried 7 to 0.

Joe Lang

First Assistant City Attorney asked that the motion be amended to include, "close the public hearing."

Amended

Motion--carried

Skelton amended his motion to include close the public hearing. Motion carried 7 to 0.

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WATER ASSESS.

PUBLIC HEARING ON PROPOSED ASSESSMENTS FOR THIRTY-THREE (33) WATER PROJECTS, THIRTY-THREE (33) SEWER PROJECTS AND EIGHTEEN (18) STORM SEWER PROJECTS IN FEBRUARY 2007 BOND SALE SERIES 788.

Jim Armour

City Engineer reviewed the item.

Agenda Report No. 06-1036

The City Council was notified on September 19, 2006 that the proposed assessment rolls were on file for public inspection in the Department of Finance.

Notice of hearing letters were published September 22, 2006 in the Wichita Eagle being not less than ten days prior to the date of hearing. All affected property owners have been notified in writing. Department of Finance and Public Works staff held an informal hearing October 9, 2006 at 11:00 a.m. for the water, sewer and storm sewer projects.

Statements of Special Assessment will be mailed to the property owners on October 27, 2006. The property owners have 30 days from date of statement to pay their assessment and avoid paying interest. The assessments not paid during this period will be in the February 2007 Bond Sale. The interest added to the principal amount will be determined by the rate at which the bonds sell. The principal and interest will then be spread and placed on the 2007 tax roll.

The City of Wichita aggressively uses special assessments to lower the cost of residential developments. In doing so, the City's program satisfies the City Council's goal to promote Economic Vitality and Affordable Living. The program supports this goal through partnering with stakeholders in the development community and sustains affordable living by lowering the costs of home ownership.

These projects were initiated pursuant to provisions of KSA 12-6a01 et seq. as amended. All of the projects were 100% petitions with the exception of:

470-903	448-90029	Water Distribution System (95.32% Petition)
470-927	448-90071	Water Distribution System (55.57% Petition)
480-744	468-83796	Main 20, Southwest Interceptor Sewer (Ordered In)
480-812	468-84005	Lateral 6, Main 4, Northwest Interceptor Sewer (53.70% Petition)
480-813	468-84006	Main 4, Northwest Interceptor Sewer (50.88% Petition)

- a) (470-937/448-89661) Construction of Water Distribution System No. 448-89661 TO SERVE THE FAIRMONT & THE FAIRMONT 4TH ADDITIONS, North of 21st, West of 127th Street East., as authorized by Resolution No. R-02-092, rescinded by Resolution No. R-05-415, rescinded by Resolution No. R-05-497, adopted February 5, 2002, August 9, 2005 & October 4, 2005, and published February 9, 2002, August 12, 2005 & October 7, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$47,000.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- b) (470-941/448-89696) Construction of Water Distribution System No. 448-89696 TO SERVE NORTHRIDGE PLAZA ADDITION, North of 37th Street North, West of Ridge, as authorized by Resolution No. R-02-247, adopted May 21, 2002, and published May 25, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$211,700.00 is to be apportioned 79.47% payable by the improvement district & 20.53% payable by the City of Wichita Water Utility Improvement Funds to the improvement district. The cost has been assessed on a fractional basis.

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- c) (470-884/448-89757) Construction of Water Distribution System No. 448-89757 TO SERVE COPPER GATE ESTATES, South of 13th, West of 135th Street West, as authorized by Resolution No. R-02-546, adopted December 10, 2002, and published December 14, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$85,800.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- d) (470-910/448-89787) Construction of Water Distribution System No. 448-89787 TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION, South of Lincoln, West of 127th Street East, as authorized by Resolution No. R-03-132, adopted March 18, 2003, and published April 4, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$75,400.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- e) (470-930/448-89853) Construction of Water Distribution System No. 448-89853 TO SERVE REED'S COVE ADDITION, South of 21st, East of 127th Street East, as authorized by Resolution No. R-03-512, rescinded by Resolution No. R-05-312, adopted September 16, 2003 & June 14, 2005, and published September 19, 2003 & June 17, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$56,200.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- f) (470-954/448-89888) Construction of Water Distribution System No. 448-89888 TO SERVE RIVENDALE ADDITION, North of 55th Street South, West of Hydraulic, as authorized by Resolution No. R-04-391, adopted August 3, 2004, and published August 6, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$68,900.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- g) (470-938/448-89913) Construction of Water Distribution System No. 448-89913 TO SERVE ENGLISH COUNTRY GARDENS ADDITION, East of Tyler, North of 13th, as authorized by Resolution No. R-04-064, adopted February 10, 2004, and published February 13, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$31,100.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- h) (470-931/448-89935) Construction of Water Distribution System No. 448-89935 TO SERVE KRUG NORTH & KRUG NORTH 2ND ADDITIONS, North of 21st, West of 143rd Street East, as authorized by Resolution No. R-04-178, rescinded by Resolution No. R-05-392, adopted April 13, 2004 & August 2, 2005, and published April 16, 2004 corrected & republished May 14, 2004, & August 5, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$79,700.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- i) (470-947/448-89951) Construction of Water Distribution System No. 448-89951 TO SERVE PRAIRIE POINTE & PRAIRIE POINTE 2ND ADDITIONS, North of 37th Street North, West of Maize, as authorized by Resolution No. R-04-218, rescinded by Resolution No. R-05-358, adopted May 4, 2004 & July 12, 2005, and published May 7, 2004 & July 16, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$39,500.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- j) (470-918/448-89981) Construction of Water Distribution System No. 448-89981 TO SERVE RIO VISTA ESTATES 4TH ADDITION, North of 61st Street North, West of Meridian, as authorized by Resolution No. R-04-323, adopted June 15, 2004, and published June 18, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$94,800.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- k) (470-948/448-89994) Construction of Water Distribution System No. 448-89994 TO SERVE HAWTHORNE 2ND & 3RD ADDITIONS, North of 21st, East of 127th Street East, as authorized by Resolution No. R-05-082, adopted March 1, 2005, and published March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$49,300.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- l) (470-933/448-89995) Construction of Water Distribution System No. 448-89995 TO SERVE HAWTHORNE 3RD ADDITION, North of 21st, East of 127th Street East, as authorized by Resolution No. R-05-083, adopted March 1, 2005, and published March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$41,000.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- m) (470-943/448-90009) Construction of Water Distribution System No. 448-90009 TO SERVE SOUTHERN RIDGE 2ND ADDITION, South of Pawnee, West of Maize, as authorized by Resolution No. R-04-509, adopted September 14, 2004, and published September 17, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$66,100.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- n) (470-923/448-90014) Construction of Water Distribution System No. 448-90014 TO SERVE COPPER GATE NORTH ADDITION, North of 13th, West of 135th Street West, as authorized by Resolution No. R-04-555, adopted October 12, 2004, and published October 15, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$83,000.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- o) (470-946/448-90023) Construction of Water Distribution System No. 448-90023 TO SERVE FOX RIDGE ADDITION, East of Maize, North of 29th Street North, as authorized by Resolution No. R-04-627, adopted November 23, 2004, and published November 29, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$104,000.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- p) (470-903/448-90029) Construction of Water Distribution System No. 448-90029 TO SERVE CHERYL'S HOLLOW ADDITION & UNPLATTED TRACT, North of 13th, West of 135th Street West, as authorized by Resolution No. R-04-683, rescinded by Resolution No. R-06-454, adopted December 21, 2004 & August 22, 2006, and published December 28, 2004 corrected & republished February 3, 2005, & August 25, 2006 corrected & republished September 1, 2006. Petition for this improvement was signed by owners representing 95.32% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$79,300.00 is to be apportioned 50% payable by the improvement district & 50% payable by the City of Wichita Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.

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- q) (470-904/448-90030) Construction of Water Distribution System No. 448-90030 TO SERVE CHERYL'S HOLLOW ADDITION, North of 13th, West of 135th Street West, as authorized by Resolution No. R-04-684, adopted December 21, 2004, and published December 28, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$82,800.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- r) (470-914/448-90043) Construction of Water Distribution System No. 448-90043 TO SERVE NORTHWEST YMCA ADDITION, North of 21st, West of 135th Street West, as authorized by Resolution No. R-05-070, adopted February 15, 2005, and published February 18, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$256,100.00 is to be apportioned 15.618899% payable by the improvement district & 84.381101% payable by the City of Wichita Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.
- s) (470-915/448-90044) Construction of Water Distribution System No. 448-90044 TO SERVE NORTHWEST YMCA ADDITION, North of 21st, West of 135th Street West, as authorized by Resolution No. R-05-071, adopted February 15, 2005, and published February 18, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$21,700.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- t) (470-951/448-90055) Construction of Water Distribution System No. 448-90055 TO SERVE SOUTHERN RIDGE 3RD ADDITION, South of Pawnee, West of Maize, as authorized by Resolution No. R-05-159, adopted March 22, 2005, and published March 28, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$36,300.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- u) (470-939/448-90059) Construction of Water Distribution System No. 448-90059 TO SERVE PARCELS 'A' & 'B', North of 2nd, East of Ridge, as authorized by Resolution No. R-05-136, adopted March 22, 2005, and published March 28, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$60,700.00 is to be apportioned 48.65% payable by the improvement district & 51.35% payable by the City of Wichita Water Utility Funds to the improvement district. The cost has been assessed on a fractional basis.
- v) (470-928/448-90061) Construction of Water Distribution System No. 448-90061 TO SERVE NORTH RIDGE VILLAGE ADDITION, North of 37th Street North, West of Ridge, as authorized by Resolution No. R-05-144, rescinded by Resolution No. R-05-468, adopted March 22, 2005 & September 20, 2005, and published March 28, 2005 & September 23, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$89,100.00 is to be apportioned 40% payable by the improvement district & 60% payable by the City at Large to the improvement district. The cost has been assessed on a fractional basis.
- w) (470-924/448-90067) Construction of Water Distribution System No. 448-90067 TO SERVE OAK CREEK ADDITION, South of 21st, West of Greenwich, as authorized by Resolution No. R-05-236, adopted May 3, 2005, and published May 6, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$132,100.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- x) (470-934/448-90070) Construction of Water Distribution System No. 448-90070 TO SERVE MAPLE SHADE ADDITION, East of Webb, North of Pawnee, as authorized by Resolution No. R-05-217, adopted April 26, 2005, and published April 30, 2005, corrected & republished January 11, 2006. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$63,500.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- y) (470-927/448-90071) Construction of Water Distribution System No. 448-90071 TO SERVE WHISTLING WALK ESTATES, WHISTLING WALK ESTATES 2ND, 3RD & 4TH ADDITIONS, South of 13th, West of 119th Street West, as authorized by Resolution No. R-05-234, adopted May 3, 2005, and published May 6, 2005. Petition for this improvement was signed by owners representing 55.57% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$194,900.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- z) (470-940/448-90077) Construction of Water Distribution System No. 448-90077 TO SERVE KILLARNEY PLAZA EAST ADDITION, North of 29th Street North, West of Rock, as authorized by Resolution No. R-05-277, adopted May 17, 2005, and published May 21, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$34,400.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- aa) (470-925/448-90079) Construction of Water Distribution System No. 448-90079 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, West of Tyler, as authorized by Resolution No. R-05-297, adopted June 7, 2005, and published June 10, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$86,500.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ab) (470-936/448-90089) Construction of Water Distribution System No. 448-90089 TO SERVE REGENCY PARK 3RD ADDITION, South of 29th Street North, West of Greenwich, as authorized by Resolution No. R-05-317, adopted June 14, 2005, and published June 17, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$24,600.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ac) (470-953/448-90095) Construction of Water Distribution System No. 448-90095 TO SERVE KRUG NORTH 2ND ADDITION, North of 21st, West of 143rd Street East, as authorized by Resolution No. R-05-393, rescinded by Resolution No. R-05-571, & rescinded by Resolution No. R-06-004, adopted August 2, 2005, November 8, 2005, & January 10, 2006, and published August 5, 2005, November 17, 2005, & January 13, 2006. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$82,800.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ad) (470-942/448-90103) Construction of Water Distribution System No. 448-90103 TO SERVE TYLER'S LANDING 3RD ADDITION, South of 37th Street North, East of Tyler, as authorized by Resolution No. R-05-434, adopted August 16, 2005, and published August 19, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$85,700.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- ae) (470-956/448-90106) Construction of Water Distribution System No. 448-90106 TO SERVE FALCON FALLS 2ND ADDITION, North of 45th Street North, West of Hillside, as authorized by Resolution No. R-05-428, adopted August 16, 2005, and published August 19, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$80,400.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- af) (470-945/448-90111) Construction of Water Distribution System No. 448-90111 TO SERVE BRENTWOOD SOUTH ADDITION, East of Webb, North of Pawnee, as authorized by Resolution No. R-05-446, adopted September 13, 2005, and published September 16, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$64,200.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ag) (470-952/448-90115) Construction of Water Distribution System No. 448-90115 TO SERVE FAWN GROVE AT SUNSET LAKES ADDITION, South of Kellogg, West of Greenwich, as authorized by Resolution No. R-05-507, adopted October 18, 2005, and published October 21, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$47,600.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ah) (480-823/468-83402) Construction of LATERAL 3, MAIN 11, FOUR MILE CREEK SEWER, North of 21st Street, West of 127th Street East, as authorized by Resolution No. R-02-097, rescinded by Resolution No. R-05-417, rescinded by Resolution No. R-05-470, adopted February 5, 2002, August 9, 2005, & September 20, 2005, and published February 9, 2002 corrected & republished July 18, 2003, August 12, 2005, & September 23, 2005 corrected & republished October 16, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$460,000.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ai) (480-838/468-83415) Construction of LATERAL 330, FOUR MILE CREEK SEWER, North of Kellogg, East of 127th Street East, as authorized by Resolution No. R-02-163, rescinded by Resolution No. R-05-514, adopted March 19, 2002 & October 18, 2005, and published March 23, 2002 & October 21, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$72,600.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- aj) (480-827/468-83451) Construction of LATERAL 5, MAIN 19, SOUTHWEST INTERCEPTOR SEWER, North of 37th Street North, West of Ridge, as authorized by Resolution No. R-02-249, adopted May 21, 2002, and published May 25, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$312,600.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ak) (480-796/468-83590) Construction of LATERAL 347, FOUR MILE CREEK SEWER, South of Lincoln, West of 127th Street East, as authorized by Resolution No. R-03-137, adopted March 18, 2003, and published April 4, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$60,600.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- al) (480-815/468-83789) Construction of LATERAL 366, FOUR MILE CREEK SEWER, North of 21st Street North, West of 143rd Street East, as authorized by Resolution No. R-04-376, rescinded by Resolution No. R-05-166, rescinded by Resolution No. R-05-395, adopted July 20, 2004, April 5, 2005 & August 2, 2005, and published July 23, 2004, April 8, 2005, & August 5, 2005 corrected & republished August 15, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$195,300.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- am) (480-744/468-83796) Construction of MAIN 20, SOUTHWEST INTERCEPTOR SEWER, an area generally bounded by the Wichita Valley Center Flood Control Ditch, The Kansas Southwestern Railroad Tracks & 25th Street, as authorized by Resolution No. R-04-213, rescinded by Resolution No. R-06-431, adopted May 4, 2004 & August 15, 2006, and published May 7, 2004 & August 18, 2006 corrected & republished August 25, 2006 corrected & republished September 1, 2006. Petition for this improvement was Ordered In. The Statement of Cost approved July 18, 2006, in the amount of \$843,800.00 is to be apportioned 15.663664375% payable by the improvement district & 84.336335625% payable by the City of Wichita Sewer Utility Fund. The cost has been assessed on a square foot basis.
- an) (480-803/468-83803) Construction of MAIN 16, FOUR MILE CREEK SEWER, at Greenwich from 1/2 mile south of 21st to K-96 Highway, as authorized by Resolution No. R-05-216, adopted April 26, 2005, and published April 30, 2005, corrected & republished July 21, 2006. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$1,130,900.00 is to be apportioned 33% payable by the improvement district & 67% payable by the Sewer Utility Fund. The cost has been assessed on a square foot basis.
- ao) (480-832/468-83808) Construction of LATERAL 2, MAIN 7, NORTHWEST INTERCEPTOR SEWER, North of 37th Street North, West of Maize, as authorized by Resolution No. R-04-369, rescinded by Resolution No. R-05-359, adopted July 20, 2004 & July 12, 2005, and published July 23, 2004 & July 16, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$86,500.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ap) (480-769/468-83817) Construction of MAIN 6, COWSKIN INTERCEPTOR SEWER, North of Pawnee, West of 119th Street West, as authorized by Resolution No. R-04-257, rescinded by Resolution No. R-05-103, adopted May 18, 2004 & March 1, 2005, and published May 21, 2004 & March 4, 2005, corrected & republished March 23, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$582,100.00 is to be apportioned 50% payable by the improvement district & 50% payable by the City of Wichita Sewer Utility Improvement Funds. The cost has been assessed on a fractional basis.
- aq) (480-761/468-83822) Construction of LATERAL 108, SANITARY SEWER NO. 23, South of 45th Street North, West of Webb, as authorized by Resolution No. R-04-246, rescinded by Resolution No. R-04-625, rescinded by Resolution No. R-05-201, adopted May 18, 2004, November 23, 2004 & April 19, 2005, and published May 21, 2004, November 29, 2004 & April 22, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$222,100.00 is to be apportioned 93.246285% payable by the improvement district & 6.753715% payable by the City of Wichita Sewer Utility Improvement Funds. The cost has been assessed on a fractional basis.

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- ar) (480-774/468-83862) Construction of LATERAL 1, MAIN 22, SOUTHWEST INTERCEPTOR SEWER, West of West Street, North of MacArthur, as authorized by Resolution No. R-04-476, adopted September 14, 2004, and published September 17, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$272,600.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- as) (480-833/468-83872) Construction of LATERAL 7, MAIN 13, FOUR MILE CREEK SEWER, North of 21st, East of 127th Street East, as authorized by Resolution No. R-05-085, adopted March 1, 2005, and published March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$65,200.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- at) (480-817/468-83873) Construction of LATERAL 6, MAIN 12, FOUR MILE CREEK SEWER, North of 21st, East of 127th Street East, as authorized by Resolution No. R-05-086, adopted March 1, 2005, and published March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$92,300.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- au) (480-834/468-83900) Construction of LATERAL 11, MAIN 7, NORTHWEST INTERCEPTOR SEWER, South of 29th Street North, West of Maize, as authorized by Resolution No. R-04-529, adopted September 21, 2004, and published September 24, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$67,900.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- av) (480-781/468-83901) Construction of LATERAL 14, MAIN 6, SANITARY SEWER NO. 23, South of 29th Street North, East of Woodlawn, as authorized by Resolution No. R-04-568, adopted October 12, 2004, and published October 15, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$62,400.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- aw) (480-808/468-83907) Construction of LATERAL 3, MAIN 4, NORTHWEST INTERCEPTOR SEWER, North of 13th, West of 135th Street West, as authorized by Resolution No. R-04-557, rescinded by Resolution No. R-05-176, adopted October 12, 2004 & April 5, 2005, and published October 15, 2004 & April 8, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$240,500.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ax) (480-780/468-83918) Construction of LATERAL 48, MAIN 24, WAR INDUSTRIES SEWER, North of 13th, East of Webb, as authorized by Resolution No. R-04-591, adopted November 2, 2004, and published November 19, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$63,300.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- ay) (480-788/468-83937) Construction of LATERAL 4, MAIN 4, NORTHWEST INTERCEPTOR SEWER, North of 13th, West of 135th Street West, as authorized by Resolution No. R-04-685, rescinded by Resolution No. R-05-177, adopted December 21, 2004 & April 5, 2005, and published December 28, 2004 & April 8, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$132,200.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- az) (480-810/468-83940) Construction of LATERAL 373, FOUR MILE CREEK SEWER, North of Kellogg, East of 143rd Street East, as authorized by Resolution No. R-05-034, adopted January 4, 2005, and published January 10, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$123,700.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ba) (480-799/468-83957) Construction of LATERAL 1, MAIN 10, NORTHWEST INTERCEPTOR SEWER, North of 21st, West of 135th Street West, as authorized by Resolution No. R-05-072, rescinded by Resolution No. R-05-546, adopted February 15, 2005 & November 1, 2005, and published February 18, 2005, corrected & republished March 2, 2005, & November 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$172,800.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bb) (480-816/468-83965) Construction of LATERAL 45, COWSKIN INTERCEPTOR SEWER, South of Pawnee, West of Maize, as authorized by Resolution No. R-05-152, adopted March 22, 2005, and published March 28, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$69,900.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bc) (480-830/468-83966) Construction of LATERAL 46, COWSKIN INTERCEPTOR SEWER, South of Pawnee, West of Maize, as authorized by Resolution No. R-05-153, adopted March 22, 2005, and published March 28, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$109,300.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bd) (480-809/468-83984) Construction of LATERAL 1, MAIN 16, FOUR MILE CREEK SEWER, South of 21st, West of Greenwich, as authorized by Resolution No. R-05-255, adopted May 3, 2005, and published May 6, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$213,300.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- be) (480-818/468-83994) Construction of LATERAL 375, FOUR MILE CREEK SEWER, East of Webb, North of Pawnee, as authorized by Resolution No. R-05-218, rescinded by Resolution No. R-05-348, adopted April 26, 2005 & July 12, 2005, and published April 30, 2005 & July 20, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$64,700.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- bf) (480-812/468-84005) Construction of LATERAL 6, MAIN 4, NORTHWEST INTERCEPTOR SEWER, South of 13th, West of 119th Street West, as authorized by Resolution No. R-05-233, adopted May 3, 2005, and published May 6, 2005. Petition for this improvement was signed by owners representing 53.70% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$215,400.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bg) (480-813/468-84006) Construction of MAIN 4, NORTHWEST INTERCEPTOR SEWER, South of 13th, West of 119th Street West, as authorized by Resolution No. R-05-232, rescinded by Resolution No. R-05-456, adopted May 3, 2005 & September 13, 2005, and published May 6, 2005 & September 16, 2005, corrected & republished October 12, 2005. Petition for this improvement was signed by owners representing 50.88% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$102,575.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bh) (480-811/468-84021) Construction of LATERAL 2, MAIN 6, NORTHWEST INTERCEPTOR SEWER, North of 29th Street North, West of Tyler, as authorized by Resolution No. R-05-298, adopted June 7, 2005, and published June 10, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$152,600.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bi) (480-821/468-84035) Construction of LATERAL 7, MAIN 26, WAR INDUSTRIES SEWER, South of 29th Street North, West of Greenwich, as authorized by Resolution No. R-05-318, adopted June 14, 2005, and published June 17, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$51,000.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bj) (480-841/468-84050) Construction of LATERAL 377, FOUR MILE CREEK SEWER, North of 13th, West of Greenwich, as authorized by Resolution No. R-05-364, adopted July 12, 2005, and published July 16, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$37,000.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bk) (480-840/468-84054) Construction of LATERAL 378, FOUR MILE CREEK SEWER, North of 21st, West of 143rd Street East, as authorized by Resolution No. R-05-397, rescinded by Resolution No. R-05-570, adopted August 2, 2005 & November 8, 2005, and published August 5, 2005 & November 17, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$122,200.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bl) (480-829/468-84063) Construction of LATERAL 24, MAIN 19, SOUTHWEST INTERCEPTOR SEWER, South of 37th Street North, East of Tyler, as authorized by Resolution No. R-05-436, adopted August 16, 2005, and published August 19, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$313,500.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- bm) (480-831/468-84071) Construction of LATERAL 381, FOUR MILE CREEK SEWER, East of Webb, North of Pawnee, as authorized by Resolution No. R-05-447, adopted September 13, 2005, and published September 16, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$102,800.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bn) (480-839/468-84082) Construction of LATERAL 383, FOUR MILE CREEK SEWER, South of Kellogg, West of Greenwich, as authorized by Resolution No. R-05-508, adopted October 18, 2005, and published October 21, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$87,000.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bo) (485-284/468-83592) Construction of SWD NO. 199, TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION, South of Lincoln, West of 127th Street East, as authorized by Resolution No. R-03-139, adopted March 18, 2003, and published March 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$449,400.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bp) (485-291/468-83598) Construction of SWD NO. 201, TO SERVE SHADOW WOODS ADDITION, West of 135th Street West, North of Maple, as authorized by Resolution No. R-03-084, adopted February 11, 2003, and published February 20, 2003, corrected and republished February 7, 2006. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$129,200.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bq) (485-265/468-83750) Construction of SWD NO. 224, TO SERVE AVALON PARK 2ND ADDITION, North of 37th Street North, East of Tyler, as authorized by Resolution No. R-04-349, amended by R-05-042, amended by R-05-118, adopted July 13, 2004, January 11, 2005 & March 8, 2005, and published July 19, 2004, January 14, 2005 & March 14, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$306,300.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- br) (485-260/468-83813) Construction of SWD NO. 232, TO SERVE FOX RIDGE ADDITION, East of Maize, North of 29th Street North, as authorized by Resolution No. R-04-237, adopted May 18, 2004, and published May 21, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$408,000.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bs) (485-274/468-83899) Construction of SWD NO. 240, TO SERVE THE PLAZA AT CHERRY CREEK HILLS, East of Rock, North of Oak Knoll, as authorized by Resolution No. R-04-539, adopted September 28, 2004, and published October 1, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$41,400.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- bt) (485-287/468-83908) Construction of SWD NO. 241, TO SERVE COPPER GATE NORTH ADDITION, North of 13th, West of 135th Street West, as authorized by Resolution No. R-04-558, rescinded by R-05-482, adopted October 12, 2004 & October 4, 2005, and published October 15, 2004 & October 7, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$154,900.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bu) (485-276/468-83929) Construction of SWD NO. 245, TO SERVE FOX RIDGE ADDITION, East of Maize, North of 29th Street North, as authorized by Resolution No. R-04-628, adopted November 23, 2004, and published November 29, 2004, corrected & republished July 13, 2005, corrected & republished July 27, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$240,500.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bv) (485-280/468-83938) Construction of SWD NO. 249, TO SERVE CHERYL'S HOLLOW ADDITION & UNPLATTED TRACT A, North of 13th, West of 135th Street West, as authorized by Resolution No. R-04-686, amended by R-06-455, adopted December 21, 2004 & August 22, 2006, and published December 28, 2004 & August 25, 2006. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$193,700.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bw) (485-285/468-83950) Construction of SWD NO. 250, TO SERVE THE WATERFRONT ADDITION, North of 13th, East of Webb, as authorized by Resolution No. R-05-129, rescinded by R-05-424, adopted March 22, 2005 & August 16, 2005, and published March 28, 2005 & August 19, 2005, corrected & republished September 2, 2005, corrected & republished June 8, 2006. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$304,100.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.
- bx) (485-297/468-83968) Construction of SWD NO. 253, TO SERVE SOUTHERN RIDGE 3RD ADDITION, South of Pawnee, West of Maize, as authorized by Resolution No. R-05-155, adopted March 22, 2005, and published March 28, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$665,800.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- by) (485-298/468-83995) Construction of SWS NO. 614, TO SERVE MAPLE SHADE ADDITION, East of Webb, North of Pawnee, as authorized by Resolution No. R-05-219, adopted April 26, 2005, and published April 30, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$78,300.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bz) (485-289/468-83996) Construction of SWD NO. 262, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, West of Tyler, as authorized by Resolution No. R-05-220, adopted April 26, 2005, and published April 30, 2005, corrected & republished June 14, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$173,700.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

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- ca) (485-290/468-83998) Construction of SWS NO. 615, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, West of Tyler, as authorized by Resolution No. R-05-222, adopted April 26, 2005, and published April 30, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$152,800.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cb) (485-292/468-84011) Construction of SWD NO. 264, TO SERVE AVALON PARK 3RD ADDITION, North of 37th Street North, East of Tyler, as authorized by Resolution No. R-05-272, adopted May 17, 2005, and published May 21, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$169,800.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cc) (485-293/468-84012) Construction of SWD NO. 265, TO SERVE AVALON PARK 3RD ADDITION & AVALON PARK, North of 37th Street North, East of Tyler, as authorized by Resolution No. R-05-273, adopted May 17, 2005, and published May 21, 2005, corrected & republished June 8, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$232,100.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cd) (485-288/468-84014) Construction of SWD NO. 267, TO SERVE PRAIRIE POND PLAZA ADDITION, North of Kellogg, East of 143rd Street East, as authorized by Resolution No. R-05-295, adopted May 24, 2005, and published May 27, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$126,300.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ce) (485-300/468-84015) Construction of SWD # 268, TO SERVE RIVENDALE ADDITION, North of 55th Street South, West of Hydraulic, as authorized by Resolution No. R-05-256, adopted May 10, 2005, and published May 13, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$166,200.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cf) (485-295/468-84029) Construction of SWS NO. 617, TO SERVE REED'S COVE ADDITION, South of 21st, East of 127th Street East, as authorized by Resolution No. R-05-313, adopted June 14, 2005, and published June 17, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 18, 2006, in the amount of \$110,500.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Mayans moved that the Public Hearing be closed; the proposed assessments approved and the ordinances placed on first reading. Motion carried 7 to 0.

- a) (470-937/448-89661)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89661 TO SERVE THE FAIRMONT & THE FAIRMONT 4TH ADDITIONS, (North of 21st, West of 127th Street East), introduced and under the rules laid over.

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- b) (470-941/448-89696)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89696 TO SERVE NORTHRIDGE PLAZA ADDITION, (North of 37th Street North, West of Ridge), introduced and under the rules laid over.

- c) (470-884/448-89757)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89757 TO SERVE COPPER GATE ESTATES, (South of 13th, West of 135th Street West), introduced and under the rules laid over.

- d) (470-910/448-89787)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89787 TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION, (South of Lincoln, West of 127th Street East), introduced and under the rules laid over.

- e) (470-930/448-89853)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89853 TO SERVE REED'S COVE ADDITION (South of 21st, East of 127th Street East), introduced and under the rules laid over.

- f) (470-954/448-89888)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89888 TO SERVE RIVENDALE ADDITION, (North of 55th Street South, West of Hydraulic), introduced and under the rules laid over.

- g) (470-938/448-89913)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89913 TO SERVE ENGLISH COUNTRY GARDENS ADDITION, (East of Tyler, North of 13th), introduced and under the rules laid over.

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- h) (470-931/448-89935)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89935 TO SERVE KRUG NORTH & KRUG NORTH 2ND ADDITIONS, (North of 21st, West of 143rd Street East), introduced and under the rules laid over.

- i) (470-947/448-89951)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89951 TO SERVE PRAIRIE POINTE & PRAIRIE POINTE 2ND ADDITIONS, (North of 37th Street North, West of Maize), introduced and under the rules laid over.

- j) (470-918/448-89981)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89981 TO SERVE RIO VISTA ESTATES 4TH ADDITION, (North of 61st Street North, West of Meridian), introduced and under the rules laid over.

- k) (470-948/448-89994)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89994 TO SERVE HAWTHORNE 2ND & 3RD ADDITIONS, (North of 21st, East of 127th Street East), introduced and under the rules laid over.

- l) (470-933/448-89995)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89995 TO SERVE HAWTHORNE 3RD ADDITION, (North of 21st, East of 127th Street East), introduced and under the rules laid over.

- m) (470-943/448-90009)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90009 TO SERVE SOUTHERN RIDGE 2ND ADDITION, (South of Pawnee, West of Maize), introduced and under the rules laid over.

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n) (470-923/448-90014)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90014 TO SERVE COPPER GATE NORTH ADDITION, (North of 13th, West of 135th Street West), introduced and under the rules laid over.

o) (470-946/448-90023)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90023 TO SERVE FOX RIDGE ADDITION, (East of Maize, North of 29th Street North), introduced and under the rules laid over.

p) (470-903/448-90029)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90029 TO SERVE CHERYL'S HOLLOW ADDITION & UNPLATTED TRACT, (North of 13th, West of 135th Street West), introduced and under the rules laid over.

q) (470-904/448-90030)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90030 TO SERVE CHERYL'S HOLLOW ADDITION, (North of 13th, West of 135th Street West), introduced and under the rules laid over.

r) (470-914/448-90043)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90043 TO SERVE NORTHWEST YMCA ADDITION, (North of 21st, West of 135th Street West), introduced and under the rules laid over.

s) (470-915/448-90044)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90044 TO SERVE NORTHWEST YMCA ADDITION, (North of 21st, West of 135th Street West), introduced and under the rules laid over.

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t) (470-951/448-90055)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90055 TO SERVE SOUTHERN RIDGE 3RD ADDITION, (South of Pawnee, West of Maize), introduced and under the rules laid over.

u) (470-939/448-90059)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90059 TO SERVE PARCELS 'A' & 'B', (North of 2nd, East of Ridge), introduced and under the rules laid over.

v) (470-928/448-90061)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90061 TO SERVE NORTH RIDGE VILLAGE ADDITION, (North of 37th Street North, West of Ridge), introduced and under the rules laid over.

w) (470-924/448-90067)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90067 TO SERVE OAK CREEK ADDITION, (South of 21st, West of Greenwich), introduced and under the rules laid over.

x) (470-934/448-90070)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90070 TO SERVE MAPLE SHADE ADDITION, (East of Webb, North of Pawnee), introduced and under the rules laid over.

y) (470-927/448-90071)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90071 TO SERVE WHISTLING WALK ESTATES, WHISTLING WALK ESTATES 2ND, 3RD & 4TH ADDITIONS, (South of 13th, West of 119th Street West), introduced and under the rules laid over.

CITY COUNCIL PROCEEDINGS

z) (470-940/448-90077)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90077 TO SERVE KILLARNEY PLAZA EAST ADDITION, (North of 29th Street North, West of Rock), introduced and under the rules laid over.

aa) (470-925/448-90079)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90079 TO SERVE FOX RIDGE ADDITION, (North of 29th Street North, West of Tyler), introduced and under the rules laid over.

ab) (470-936/448-90089)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90089 TO SERVE REGENCY PARK 3RD ADDITION, (South of 29th Street North), introduced and under the rules laid over.

ORDINANCE

ac) (470-953/448-90095)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90095 TO SERVE KRUG NORTH 2ND ADDITION, (North of 21st, West of 143rd Street East), introduced and under the rules laid over.

ad) (470-942/448-90103)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90103 TO SERVE TYLER'S LANDING 3RD ADDITION, (South of 37th Street North, East of Tyler), introduced and under the rules laid over.

ORDINANCE

ae) (470-956/448-90106)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90106 TO SERVE FALCON FALLS 2ND ADDITION, (North of 45th Street North, West of Hillside), introduced and under the rules laid over.

CITY COUNCIL PROCEEDINGS

af) (470-945/448-90111)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90111 TO SERVE BRENTWOOD SOUTH ADDITION, (East of Webb, North of Pawnee), introduced and under the rules laid over.

ag) (470-952/448-90115)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-90115 TO SERVE FAWN GROVE AT SUNSET LAKES ADDITION, (South of Kellogg, West of Greenwich), introduced and under the rules laid over.

ah) (480-823/468-83402)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 3, MAIN 11, FOUR MILE CREEK SEWER, (North of 21st Street, West of 127th Street East), introduced and under the rules laid over.

ai) (480-838/468-83415)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 330, FOUR MILE CREEK SEWER, (North of Kellogg, East of 127th Street East), introduced and under the rules laid over.

aj) (480-827/468-83451)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 5, MAIN 19, SOUTHWEST INTERCEPTOR SEWER, (North of 37th Street North, West of Ridge), introduced and under the rules laid over.

ak) (480-796/468-83590)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 347, FOUR MILE CREEK SEWER, (South of Lincoln, West of 127th Street East), introduced and under the rules laid over.

CITY COUNCIL PROCEEDINGS

al) (480-815/468-83789)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 366, FOUR MILE CREEK SEWER, (North of 21st Street North, West of 143rd Street East), introduced and under the rules laid over.

am) (480-744/468-83796)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of MAIN 20, SOUTHWEST INTERCEPTOR SEWER, (an area generally bounded by the Wichita Valley Center Flood Control Ditch, The Kansas Southwestern Railroad Tracks & 25th Street), introduced and under the rules laid over.

an) (480-803/468-83803)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of MAIN 16, FOUR MILE CREEK SEWER, (at Greenwich from 1/2 mile south of 21st to K-96 Highway), introduced and under the rules laid over.

ao) (480-832/468-83808)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 2, MAIN 7, NORTHWEST INTERCEPTOR SEWER, (North of 37th Street North, West of Maize), introduced and under the rules laid over.

ap) (480-769/468-83817)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of MAIN 6, COWSKIN INTERCEPTOR SEWER, (North of Pawnee, West of 119th Street West), introduced and under the rules laid over.

aq) (480-761/468-83822)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 108, SANITARY SEWER NO. 23, (South of 45th Street North, West of Webb), introduced and under the rules laid over.

CITY COUNCIL PROCEEDINGS

ar) (480-774/468-83862)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 1, MAIN 22, SOUTHWEST INTERCEPTOR SEWER, (West of West Street, North of MacArthur), introduced and under the rules laid over.

as) (480-833/468-83872)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 7, MAIN 13, FOUR MILE CREEK SEWER, (North of 21st, East of 127th Street East), introduced and under the rules laid over.

at) (480-817/468-83873)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 6, MAIN 12, FOUR MILE CREEK SEWER, (North of 21st, East of 127th Street East), introduced and under the rules laid over.

au) (480-834/468-83900)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 11, MAIN 7, NORTHWEST INTERCEPTOR SEWER, (South of 29th Street North, West of Maize), introduced and under the rules laid over.

av) (480-781/468-83901)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 14, MAIN 6, SANITARY SEWER NO. 23, (South of 29th Street North, East of Woodlawn), introduced and under the rules laid over.

aw) (480-808/468-83907)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 3, MAIN 4, NORTHWEST INTERCEPTOR SEWER, (North of 13th, West of 135th Street West), introduced and under the rules laid over.

CITY COUNCIL PROCEEDINGS

ax) (480-780/468-83918)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 48, MAIN 24, WAR INDUSTRIES SEWER, (North of 13th, East of Webb), introduced and under the rules laid over.

ay) (480-788/468-83937)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 4, MAIN 4, NORTHWEST INTERCEPTOR SEWER, (North of 13th, West of 135th Street West), introduced and under the rules laid over.

az) (480-810/468-83940)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 373, FOUR MILE CREEK SEWER, (North of Kellogg, East of 143rd Street East), introduced and under the rules laid over.

ba) (480-799/468-83957)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 1, MAIN 10, NORTHWEST INTERCEPTOR SEWER, (North of 21st, West of 135th Street West), introduced and under the rules laid over.

ORDINANCE

bb) (480-816/468-83965)

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 45, COWSKIN INTERCEPTOR SEWER, (South of Pawnee, West of Maize), introduced and under the rules laid over.

bc) (480-830/468-83966)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 46, COWSKIN INTERCEPTOR SEWER, (South of Pawnee, West of Maize), introduced and under the rules laid over.

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bd) (480-809/468-83984)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 1, MAIN 16, FOUR MILE CREEK SEWER, (South of 21st, West of Greenwich), introduced and under the rules laid over.

be) (480-818/468-83994)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 375, FOUR MILE CREEK SEWER, (East of Webb, North of Pawnee), introduced and under the rules laid over.

bf) (480-812/468-84005)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 6, MAIN 4, NORTHWEST INTERCEPTOR SEWER, (South of 13th, West of 119th Street West), introduced and under the rules laid over.

bg) (480-813/468-84006)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of MAIN 4, NORTHWEST INTERCEPTOR SEWER, (South of 13th, West of 119th Street West), introduced and under the rules laid over.

bh) (480-811/468-84021)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 2, MAIN 6, NORTHWEST INTERCEPTOR SEWER, (North of 29th Street North, West of Tyler), introduced and under the rules laid over.

bi) (480-821/468-84035)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 7, MAIN 26, WAR INDUSTRIES SEWER, (South of 29th Street North, West of Greenwich), introduced and under the rules laid over.

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bj) (480-841/468-84050)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 377, FOUR MILE CREEK SEWER, (North of 13th, West of Greenwich), introduced and under the rules laid over.

bk) (480-840/468-84054)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 378, FOUR MILE CREEK SEWER, (North of 21st, West of 143rd Street East), introduced and under the rules laid over.

bl) (480-829/468-84063)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 24, MAIN 19, SOUTHWEST INTERCEPTOR SEWER, (South of 37th Street North, East of Tyler), introduced and under the rules laid over.

bm) (480-831/468-84071)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 381, FOUR MILE CREEK SEWER, (East of Webb, North of Pawnee), introduced and under the rules laid over.

bn) (480-839/468-84082)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 383, FOUR MILE CREEK SEWER, (South of Kellogg, West of Greenwich), introduced and under the rules laid over.

bo) (485-284/468-83592)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 199, TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION, (South of Lincoln, West of 127th Street East), introduced and under the rules laid over.

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bp) (485-291/468-83598)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 201, TO SERVE SHADOW WOODS ADDITION, (West of 135th Street West, North of Maple), introduced and under the rules laid over.

bq) (485-265/468-83750)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 224, TO SERVE AVALON PARK 2ND ADDITION, (North of 37th Street North, East of Tyler), introduced and under the rules laid over.

br) (485-260/468-83813)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 232, TO SERVE FOX RIDGE ADDITION, (East of Maize, North of 29th Street North), introduced and under the rules laid over.

bs) (485-274/468-83899)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 240, TO SERVE THE PLAZA AT CHERRY CREEK HILLS, (East of Rock, North of Oak Knoll), introduced and under the rules laid over.

bt) (485-287/468-83908)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 241, TO SERVE COPPER GATE NORTH ADDITION, (North of 13th, West of 135th Street West), introduced and under the rules laid over.

bu) (485-276/468-83929)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 245, TO SERVE FOX RIDGE ADDITION, (East of Maize, North of 29th Street North), introduced and under the rules laid over.

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bv) (485-280/468-83938)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 249, TO SERVE CHERYL'S HOLLOW ADDITION & UNPLATTED TRACT A, (North of 13th, West of 135th Street West), introduced and under the rules laid over.

bw) (485-285/468-83950)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 250, TO SERVE THE WATERFRONT ADDITION, (North of 13th, East of Webb), introduced and under the rules laid over.

bx) (485-297/468-83968)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 253, TO SERVE SOUTHERN RIDGE 3RD ADDITION, (South of Pawnee, West of Maize), introduced and under the rules laid over.

by) (485-298/468-83995)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 614, TO SERVE MAPLE SHADE ADDITION (East of Webb, North of Pawnee), introduced and under the rules laid over.

bz) (485-289/468-83996)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 262, TO SERVE FOX RIDGE ADDITION, (North of 29th Street North, West of Tyler), introduced and under the rules laid over.

ca) (485-290/468-83998)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 615, TO SERVE FOX RIDGE ADDITION, (North of 29th Street North, West of Tyler), introduced and under the rules laid over.

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cb) (485-292/468-84011)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 264, TO SERVE AVALON PARK 3RD ADDITION, (North of 37th Street North, East of Tyler), introduced and under the rules laid over.

cc) (485-293/468-84012)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 265, TO SERVE AVALON PARK 3RD ADDITION & AVALON PARK, (North of 37th Street North, East of Tyler), introduced and under the rules laid over.

cd) (485-288/468-84014)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD NO. 267, TO SERVE PRAIRIE POND PLAZA ADDITION, (North of Kellogg, East of 143rd Street East), introduced and under the rules laid over.

ce) (485-300/468-84015)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWD # 268, TO SERVE RIVENDALE ADDITION, (North of 55th Street South, West of Hydraulic), introduced and under the rules laid over.

cf) (485-295/468-84029)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of SWS NO. 617, TO SERVE REED'S COVE ADDITION, (South of 21st, East of 127th Street East), introduced and under the rules laid over.

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PAVING ASSESS.

PUBLIC HEARING ON PROPOSED ASSESSMENTS FOR FORTY-ONE (41) PAVING PROJECTS IN FEBRUARY 2007 BOND SALE SERIES 788.

Jim Armour

City Engineer reviewed the item.

Agenda Report No. 06-1037

The Council was notified on September 12, 2006 that the proposed assessment rolls were on file for public inspection in the Department of Finance.

Notice of hearing letters were published September 15, 2006 in the Wichita Eagle being not less than ten days prior to the date of hearing. All affected property owners have been notified in writing. Department of Finance and Public Works staff held an informal hearing October 2, 2006 at 11:00 a.m. for the paving projects.

Statements of Special Assessment will be mailed to the property owners on October 27, 2006. The property owners have 30 days from date of statement to pay their assessment and avoid paying interest. The assessments not paid during this period will be in the February 2007 bond sale. The interest added to the principal amount will be determined by the rate at which the bonds sell. The principal and interest will then be spread and placed on the 2007 tax roll.

The City of Wichita aggressively uses special assessments to lower the cost of residential developments. In doing so, the City's program satisfies the City Council's goal to promote Economic Vitality and Affordable Living. The program supports this goal through partnering with stakeholders in the development community and sustains affordable living by lowering the costs of home ownership.

These projects were initiated pursuant to provisions of K.S.A. 12-6a01 et seq. as amended. All of the projects were 100% petitions with the exception of:

490-006 472-83909 Improving 45th Street South (75.29% Petition)
490-005 472-83910 Improving Lulu (50.27% Petition)
490-007 472-84034 Improving Pine Bay, Madison Avenue, Madison Court (85.25% Petition)
490-025 472-84111 Improving Fire Fly, Azure Lane (59.46% Petition)

- a) (490-961/472-83095) CONSTRUCTING A TRAFFIC SIGNAL ON 13TH FOR A "T" INTERSECTION (South of 13th, East of Greenwich), as authorized by Resolution No. R-99-116, rescinded by R-05-050, adopted March 23, 1999 & February 1, 2005, and published March 26, 1999 & February 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$111,800.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- b) (490-995/472-83269) IMPROVING KILLENWOOD COURT (South of 13th, East of Greenwich), as authorized by Resolution No. R-00-347, adopted September 26, 2000, and published September 30, 2000. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$144,900.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- c) (490-885/472-83644) IMPROVING WILLIAMSGATE/CAMDEN CHASE (North of 21st, East of 127th Street East), as authorized by Resolution No. R-02-505, R-03-490, R-03-493, rescinded by R-04-433, adopted November 19, 2002, September 9, 2003, August 17, 2004, and published November 25, 2002, September 12, 2003, August 20, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$1,510,200.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- d) (490-014/472-83671) IMPROVING AKSARBEN, LOST CREEK, HARVEST LANE, HARVEST LANE CT., AKSARBEN CT., LOST CREEK CIRCLE, INCLUDING THE CUL-DE-SAC & SIDEWALK (South of 13th, West of 135th Street West), as authorized by Resolution No. R-02-556, adopted December 10, 2002, and published December 14, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$327,700.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- e) (490-902/472-83703) IMPROVING CHERRY CREEK, HORSEBACK, SIERRA HILLS/SIERRA HILLS CIRCLE, SIERRA HILLS CT., TRIPLE CROWN, TRIPLE CROWN CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (East of 127th St. East, North of Pawnee), as authorized by Resolution No. R-03-096, rescinded by Resolution No. R-04-635, adopted February 11, 2003 & November 23, 2004, and published February 15, 2003 & November 29, 2004 corrected & republished August 25, 2006. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$902,600.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- f) (490-040/472-83717) IMPROVING GLENMOOR, GLENMOOR CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (South of Lincoln, West of 127th Street East), as authorized by Resolution No. R-03-143, adopted March 18, 2003, and published March 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$292,200.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- g) (490-051/472-83723) IMPROVING DECKER, DECKER CIRCLE, TEXAS, TEXAS COURT, INCLUDING CUL-DE-SAC & SIDEWALK (West of 135th Street West, North of Maple), as authorized by Resolution No. R-03-087, rescinded by R-04-365, adopted February 11, 2003 & July 20, 2004, and published February 15, 2003 & July 23, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$358,200.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- h) (491-005/472-83763) IMPROVING FACADE AT 504 E. DOUGLAS (North of Douglas, East of Emporia), as authorized by Resolution No. R-03-197, adopted May 6, 2003, and published May 9, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$68,100.00 is to be apportioned 75% payable by the improvement district & 25% payable by the City at Large to the improvement district. The cost has been assessed on a square foot basis.
- i) (490-053/472-83771) IMPROVING REED'S COVE COURT, REED'S COVE, BRIDLEWOOD, BRIDLEWOOD COURT & INCLUDING THE CUL-DE-SAC (South of 21st, East of 127th Street East), as authorized by Resolution No. R-03-515, rescinded by R-05-010, rescinded by R-05-314, adopted September 16, 2003, January 4, 2005 & June 14, 2005, and published September 19, 2003, January 10, 2005 & June 17, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$130,000.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- j) (490-011/472-83779) IMPROVING THOROUGHbred, TAYLOR CIRCLE, THOROUGHbred CT., INCLUDING CUL-DE-SAC & SIDEWALK (West of 135th Street West, South of Central), as authorized by Resolution No. R-03-259, adopted May 20, 2003, and published May 23, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$375,500.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- k) (490-031/472-83857) IMPROVING GLENWOOD CT., REED'S COVE, INCLUDING THE CUL-DE-SAC & SIDEWALK (South of 21st, East of 127th Street East), as authorized by Resolution No. R-05-011, adopted January 4, 2005, and published January 10, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$151,800.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- l) (490-942/472-83860) IMPROVING 27TH STREET SOUTH (North of 31st Street South, West of Seneca), as authorized by Resolution No. R-03-539, amended by Resolution No. R-04-215, rescinded by Resolution No. R-04-389, adopted October 21, 2003, May 4, 2004 & August 3, 2004, and published October 24, 2003, May 7, 2004, corrected & republished May 18, 2004, & August 6, 2004, corrected & republished August 14, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$125,300.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- m) (490-083/472-83867) IMPROVING MONA CIR., PATTIE CT., VICTORIA CT., MONA, PATTIE, VICTORIA, INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 55th Street South, West of Hydraulic), as authorized by Resolution No. R-03-559, adopted October 21, 2003, and published October 24, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$268,500.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- n) (490-998/472-83899) IMPROVING PEPPER RIDGE/HAVENHURST, HAVENHURST CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 37th Street North, East of Tyler), as authorized by Resolution No. R-03-662, adopted December 16, 2003, and published December 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$326,600.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- o) (490-006/472-83909) IMPROVING 45TH STREET SOUTH (North of 47th Street South, West of Hydraulic), as authorized by Resolution No. R-04-022, adopted January 13, 2004, and published January 16, 2004 corrected & republished February 9, 2006 & March 5, 2006. Petition for this improvement was signed by owners representing 75.29% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$256,600.00 is to be apportioned 77% payable by the improvement district & 23% payable by City at Large to the improvement district. The cost has been assessed on a square foot basis.
- p) (490-005/472-83910) IMPROVING LULU (North of 47th Street South, West of Hydraulic), as authorized by Resolution No. R-04-035, adopted January 13, 2004, and published January 23, 2004, corrected & republished March 22, 2005. Petition for this improvement was signed by owners representing 50.27% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$92,900.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a square foot basis.

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- q) (490-038/472-83931) IMPROVING AUBURN HILLS, AUBURN HILLS CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (West of 135th Street West, North of Kellogg), as authorized by Resolution No. R-04-018, rescinded by R-04-121, rescinded by R-05-079, adopted January 6, 2004, March 16, 2004 & March 1, 2005, and published January 9, 2004, March 19, 2004 & March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$207,200.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- r) (490-061/472-83936) IMPROVING RECA, NANTUCKET & 15TH ST. N. (East of Tyler, North of 13th), as authorized by Resolution No. R-04-069, adopted February 10, 2004, and published February 13, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$123,600.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- s) (490-977/472-83973) IMPROVING CASTLE ROCK, PEPPERTREE, BURNING TREE, 22ND ST. N., CASTLE ROCK CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 21st, West of 143rd St. East), as authorized by Resolution No. R-04-184, adopted April 13, 2004, and published April 16, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$360,700.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- t) (490-054/472-83974) IMPROVING CASTLE ROCK, BURNING TREE, AYESBURY, CAMDEN CHASE, CAMDEN CHASE CT., AYESBURY CIR., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 21st, West of 143rd Street East), as authorized by Resolution No. R-04-185, rescinded by R-05-399, rescinded by R-05-481, adopted April 13, 2004, August 2, 2005 & October 4, 2005, and published April 16, 2004, August 5, 2005 & October 7, 2005 corrected & republished January 13, 2006. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$463,000.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- u) (490-009/472-84027) IMPROVING 43RD STREET CIRCLE NORTH (South of 45th Street North, West of Webb), as authorized by Resolution No. R-04-247, rescinded by R-05-202, adopted May 18, 2004 & April 19, 2005, and published May 21, 2004 & April 22, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$222,500.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- v) (490-007/472-84034) IMPROVING PINE BAY STREET, MADISON AVENUE, MADISON COURT, INCLUDING THE CUL-DE-SAC (East of Hydraulic, South of 63rd Street South), as authorized by Resolution No. R-04-340, adopted July 13, 2004, and published July 19, 2004. Petition for this improvement was signed by owners representing 85.25% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$264,300.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- w) (490-071/472-84042) IMPROVING MANCHESTER, HAVENHURST & SIDEWALK (North of 37th Street North, West of Maize), as authorized by Resolution No. R-04-372, rescinded by R-05-361, adopted July 20, 2004 & July 12, 2005, and published July 23, 2004 & July 16, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$274,100.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- x) (490-073/472-84044) IMPROVING ASPHALT MAT PAVING ON 37TH STREET NORTH (North of 37th Street North, West of Maize), as authorized by Resolution No. R-04-374, amended by R-04-464, rescinded by R-05-363, rescinded by R-05-480, rescinded by R-05-664, adopted July 20, 2004, September 14, 2004, July 12, 2005, October 4, 2005, December 20, 2005, and published July 23, 2004, September 17, 2004, July 16, 2005, October 7, 2005, December 29, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$106,600.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- y) (490-016/472-84049) IMPROVING W. 56TH CIR. S., WAYNE CIRCLE & INCLUDING THE CUL-DE-SAC (South of 55th Street South, West of Broadway), as authorized by Resolution No. R-04-318, adopted June 8, 2004, and published June 11, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$127,600.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- z) (490-062/472-84056) IMPROVING EDWARDS, RIO VISTA, RICHMOND, W. 62ND ST. N., RICHMOND CT., RIO VISTA CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 61st St. North, West of Meridian), as authorized by Resolution No. R-04-325, adopted June 15, 2004, and published June 18, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$748,100.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- aa) (490-026/472-84081) IMPROVING CAMDEN CHASE, ROSEMONT CT., LOCH LOMOND CT., CAMDEN CHASE/LOCH LOMOND & INCLUDING THE CUL-DE-SAC (North of 21st, East of 127th Street East), as authorized by Resolution No. R-04-436, adopted August 17, 2004, and published August 20, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$456,300.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ab) (490-056/472-84083) IMPROVING WILLIAMSGATE COURT INCLUDING THE CUL-DE-SAC (North of 21st, East of 127th Street East), as authorized by Resolution No. R-05-089, adopted March 1, 2005, and published March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$242,500.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ac) (490-068/472-84098) IMPROVING FIELDCREST ST., MAXWELL, PRESCOTT, SAVANNAH, FIELDCREST CIR., MAXWELL CIR., PRESCOTT CIR., INCLUDING THE CUL-DE-SAC & SIDEWALK (South of Pawnee, West of Maize), as authorized by Resolution No. R-04-513, adopted September 14, 2004, and published September 17, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$267,200.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ad) (490-081/472-84103) IMPROVING PARKDALE, PARKDALE COURTS (4), INCLUDING THE CUL-DE-SACS & SIDEWALK (South of 29th Street North, West of Maize), as authorized by Resolution No. R-04-531, adopted September 21, 2004, and published September 24, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$392,400.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- ae) (490-047/472-84104) IMPROVING AKSARBEN, DECKER, KIWI, AKSARBEN CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 13th, West of 135th Street West), as authorized by Resolution No. R-04-559, adopted October 12, 2004, and published October 15, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$346,500.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- af) (490-025/472-84111) IMPROVING FIREFLY DRIVE, AZURE LANE & INCLUDING THE CUL-DE-SAC (South of 13th, West of 119th St. West), as authorized by Resolution No. R-04-580, adopted October 19, 2004, and published January 18, 2005. Petition for this improvement was signed by owners representing 59.46% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$564,100.00 is to be apportioned 97% payable by the improvement district & 3% payable by the City at Large to the improvement district. The cost has been assessed on a fractional basis.
- ag) (490-034/472-84123) IMPROVING BLADE, MILL RUN, SCRAGG CIR., SCRAGG, BLADE CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (East of Rock, North of 45th St. North), as authorized by Resolution No. R-04-622, adopted November 16, 2004, and published November 19, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$405,100.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ah) (490-032/472-84136) IMPROVING N. 127TH CT. E. & INCLUDING CUL-DE-SAC (West of 127th St. East, North of 21st), as authorized by Resolution No. R-04-650, rescinded by R-05-567, adopted December 7, 2004 & November 8, 2005, and published December 10, 2004 & November 17, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$103,000.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ai) (490-041/472-84145) IMPROVING MONTEREY, OCALA, OCALA CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (West of 135th St. West, North of Kellogg), as authorized by Resolution No. R-05-080, adopted March 1, 2005, and published March 4, 2005, corrected & republished July 20, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$163,600.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- aj) (490-039/472-84146) IMPROVING AUBURN HILLS (West of 135th St. West, North of Kellogg), as authorized by Resolution No. R-05-081, adopted March 1, 2005, and published March 4, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$51,400.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ak) (490-055/472-84188) IMPROVING YOSEMITE, DALLAS, GREENFIELD & SIDEWALK (South of Pawnee, West of Maize Road), as authorized by Resolution No. R-05-146, adopted March 22, 2005, and published March 28, 2005, corrected & republished November 22, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$140,600.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

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- al) (490-079/472-84191) IMPROVING GREENFIELD, DALLAS, DALLAS CIR., INCLUDING THE CUL-DE-SAC & SIDEWALK (South of Pawnee, West of Maize Road), as authorized by Resolution No. R-05-149, adopted March 22, 2005, and published March 28, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$158,700.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- am) (490-065/472-84238) IMPROVING BRIDLEWOOD, BRIDLEWOOD CT., INCLUDING THE CUL-DE-SAC (South of 21st, East of 127th St. East), as authorized by Resolution No. R-05-315, adopted June 14, 2005, and published June 17, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$143,900.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- an) (490-066/472-84253) IMPROVING TIMBERIDGE CIRCLE (North of Harry, West of 159th St. East), as authorized by Resolution No. R-05-382, adopted July 26, 2005, and published July 29, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$60,700.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- ao) (490-075/472-84276) CONSTRUCTING A TRAFFIC SIGNAL ON MAIZE ROAD (North of 21st, West of Maize), as authorized by Resolution No. R-05-469, adopted September 20, 2005, and published September 23, 2005, corrected & republished October 10, 2005. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 11, 2006 in the amount of \$115,000.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

Jim Armour City Engineer stated that on the Pine Bay Project, the Engineering Department did make a mistake on a portion of the assessments for some of the driveways. Stated that the driveways going to the reserves were originally thought to be the responsibility of the homeowners but since has been corrected to be the responsibility of the golf course. Stated that this will reduce the assessment to each homeowner by approximately \$142.00 and this correction was just made yesterday and owners will be notified by mail.

Council Member Gray Council Member Gray asked if the approaches were going to be assessed to the golf course instead of the homeowners.

Jim Armour City Engineer explained that there were some approaches that went to reserves that went into the golf course and those reserves were thought to originally be the responsibility of the adjacent Home Owner's Association but it is not and has been corrected to be the responsibility of the golf course owner.

Mayor Mayans Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried Mayans moved that the Public Hearing be closed; the proposed amended assessments approved and the ordinances placed on first reading. Motion carried 7 to 0.

- a) (490-961/472-83095)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of CONSTRUCTING A TRAFFIC SIGNAL ON 13TH FOR A "T" INTERSECTION (South of 13th, East of Greenwich), introduced and under the rules laid over.

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- b) (490-995/472-83269)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING KILLENWOOD COURT (South of 13th, East of Greenwich), introduced and under the rules laid over.

- c) (490-885/472-83644)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WILLIAMSGATE/CAMDEN CHASE (North of 21st, East of 127th Street East), introduced and under the rules laid over.

- d) (490-014/472-83671)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING AKSARBEN, LOST CREEK, HARVEST LANE, HARVEST LANE CT., AKSARBEN CT., LOST CREEK CIRCLE, INCLUDING THE CUL-DE-SAC & SIDEWALK (South of 13th, West of 135th Street West), introduced and under the rules laid over.

- e) (490-902/472-83703)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING CHERRY CREEK, HORSEBACK, SIERRA HILLS/SIERRA HILLS CIRCLE, SIERRA HILLS CT., TRIPLE CROWN, TRIPLE CROWN CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (East of 127th St. East, North of Pawnee), introduced and under the rules laid over.

- f) (490-040/472-83717)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction IMPROVING GLENMOOR, GLENMOOR CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (South of Lincoln, West of 127th Street East), introduced and under the rules laid over.

- g) (490-051/472-83723)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING DECKER, DECKER CIRCLE, TEXAS, TEXAS COURT, INCLUDING CUL-DE-SAC & SIDEWALK (West of 135th Street West, North of Maple), introduced and under the rules laid over.

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h) (491-005/472-83763)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FACADE AT 504 E. DOUGLAS (North of Douglas, East of Emporia), introduced and under the rules laid over.

i) (490-053/472-83771)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING REED'S COVE COURT, REED'S COVE, BRIDLEWOOD, BRIDLEWOOD COURT & INCLUDING THE CUL-DE-SAC (South of 21st, East of 127th Street East), introduced and under the rules laid over.

j) (490-011/472-83779)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING THOROUGHbred, TAYLOR CIRCLE, THOROUGHbred CT., INCLUDING CUL-DE-SAC & SIDEWALK (West of 135th Street West, South of Central), introduced and under the rules laid over.

k) (490-031/472-83857)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING GLENWOOD CT., REED'S COVE, INCLUDING THE CUL-DE-SAC & SIDEWALK (South of 21st, East of 127th Street East), introduced and under the rules laid over.

l) (490-942/472-83860)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 27TH STREET SOUTH (North of 31st Street South, West of Seneca), introduced and under the rules laid over.

m) (490-083/472-83867)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING MONA CIR., PATTIE CT., VICTORIA CT., MONA, PATTIE, VICTORIA, INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 55th Street South, West of Hydraulic), introduced and under the rules laid over.

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n) (490-998/472-83899)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PEPPER RIDGE/HAVENHURST, HAVENHURST CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 37th Street North, East of Tyler), introduced and under the rules laid over.

o) (490-006/472-83909)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction IMPROVING 45TH STREET SOUTH (North of 47th Street South, West of Hydraulic), introduced and under the rules laid over.

p) (490-005/472-83910)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING LULU (North of 47th Street South, West of Hydraulic), introduced and under the rules laid over.

q) (490-038/472-83931)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction IMPROVING AUBURN HILLS, AUBURN HILLS CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (West of 135th Street West, North of Kellogg), introduced and under the rules laid over.

r) (490-061/472-83936)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING RECA, NANTUCKET & 15TH ST. N. (East of Tyler, North of 13th), introduced and under the rules laid over.

s) (490-977/472-83973)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING CASTLE ROCK, PEPPERTREE, BURNING TREE, 22ND ST. N., CASTLE ROCK CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 21st, West of 143rd St. East), introduced and under the rules laid over.

CITY COUNCIL PROCEEDINGS

t) (490-054/472-83974)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING CASTLE ROCK, BURNING TREE, AYESBURY, CAMDEN CHASE, CAMDEN CHASE CT., AYESBURY CIR., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 21st, West of 143rd Street East), introduced and under the rules laid over.

u) (490-009/472-84027)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction IMPROVING 43RD STREET CIRCLE NORTH (South of 45th Street North, West of Webb), introduced and under the rules laid over.

v) (490-007/472-84034)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for or the purpose of paying a portion of the cost of IMPROVING PINE BAY STREET, MADISON AVENUE, MADISON COURT, INCLUDING THE CUL-DE-SAC (East of Hydraulic, South of 63rd Street South), introduced and under the rules laid over.

w) (490-071/472-84042)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING MANCHESTER, HAVENHURST & SIDEWALK (North of 37th Street North, West of Maize), introduced and under the rules laid over.

x) (490-073/472-84044)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING ASPHALT MAT PAVING ON 37TH STREET NORTH (North of 37th Street North, West of Maize), introduced and under the rules laid over.

y) (490-016/472-84049)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING W. 56TH CIR. S., WAYNE CIRCLE & INCLUDING THE CUL-DE-SAC (South of 55th Street South, West of Broadway) introduced and under the rules laid over.

CITY COUNCIL PROCEEDINGS

z) (490-062/472-84056)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING EDWARDS, RIO VISTA, RICHMOND, W. 62ND ST. N., RICHMOND CT., RIO VISTA CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 61st St. North, West of Meridian), introduced and under the rules laid over.

aa) (490-026/472-84081)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING CAMDEN CHASE, ROSEMONT CT., LOCH LOMOND CT., CAMDEN CHASE/LOCH LOMOND & INCLUDING THE CUL-DE-SAC (North of 21st, East of 127th Street East), introduced and under the rules laid over.

ab) (490-056/472-84083)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WILLIAMSGATE COURT INCLUDING THE CUL-DE-SAC (North of 21st, East of 127th Street East), introduced and under the rules laid over.

ac) (490-068/472-84098)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FIELDCREST ST., MAXWELL, PRESCOTT, SAVANNAH, FIELDCREST CIR., MAXWELL CIR., PRESCOTT CIR., INCLUDING THE CUL-DE-SAC & SIDEWALK (South of Pawnee, West of Maize), introduced and under the rules laid over.

ad) (490-081/472-84103)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PARKDALE, PARKDALE COURTS (4), INCLUDING THE CUL-DE-SACS & SIDEWALK (South of 29th Street North, West of Maize), introduced and under the rules laid over.

ae) (490-047/472-84104)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING AKSARBEN, DECKER, KIWI, AKSARBEN CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (North of 13th, West of 135th Street West), introduced and under the rules laid over.

CITY COUNCIL PROCEEDINGS

af) (490-025/472-84111)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FIREFLY DRIVE, AZURE LANE & INCLUDING THE CUL-DE-SAC (South of 13th, West of 119th St. West), introduced and under the rules laid over.

ag) (490-034/472-84123)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING BLADE, MILL RUN, SCRAGG CIR., SCRAGG, BLADE CT., INCLUDING THE CUL-DE-SAC & SIDEWALK (East of Rock, North of 45th St. North), introduced and under the rules laid over.

ah) (490-032/472-84136)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING N. 127TH CT. E. & INCLUDING CUL-DE-SAC (West of 127th St. East, North of 21st), introduced and under the rules laid over.

ai) (490-041/472-84145)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING MONTEREY, OCALA, OCALA CT, INCLUDING THE CUL-DE-SAC & SIDEWALK (West of 135th St. West, North of Kellogg), introduced and under the rules laid over.

aj) (490-039/472-84146)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING AUBURN HILLS (West of 135th St. West, North of Kellogg), introduced and under the rules laid over.

ak) (490-055/472-84188)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING YOSEMITE, DALLAS, GREENFIELD & SIDEWALK (South of Pawnee, West of Maize Road), introduced and under the rules laid over.

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al) (490-079/472-84191)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction IMPROVING GREENFIELD, DALLAS, DALLAS CIR., INCLUDING THE CUL-DE-SAC & SIDEWALK (South of Pawnee, West of Maize Road), introduced and under the rules laid over.

am) (490-065/472-84238)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING BRIDLEWOOD, BRIDLEWOOD CT., INCLUDING THE CUL-DE-SAC (South of 21st, East of 127th St. East), introduced and under the rules laid over.

an) (490-066/472-84253)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING TIMBERIDGE CIRCLE (North of Harry, West of 159th St. East), introduced and under the rules laid over.

ao) (490-075/472-84276)

ORDINANCE

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction CONSTRUCTING A TRAFFIC SIGNAL ON MAIZE ROAD (North of 21st, West of Maize), introduced and under the rules laid over.

PETITION

PETITION TO PAVE 10TH STREET NORTH, BETWEEN ST. PAUL AND EDWARDS. (DISTRICT VI)

Jim Armour

City Engineer reviewed the item.

Agenda Report No. 06-1038

The signatures on the Petition represent 20 of 39 (51%) resident owners and 53% of the improvement district area. District VI Advisory Board sponsored a September 20, 2006, neighborhood hearing on the project. The Board voted 10-0 to recommend approval of the project.

The project will provide paved access to a developed residential area.

The estimated project cost is \$145,000 with \$136,000 assessed to the improvement district and \$9,000 paid by the City. The method of assessment is the square foot basis. The estimated assessment to individual properties is \$00.34 per square foot of ownership. The City share is for the cost of intersection construction. The funding source for the City share is General Obligation bonds.

This project will address the Efficient Infrastructure goal by providing paving improvements for a residential neighborhood.

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State Statutes provide that a Petition is valid if signed by a majority of resident property owners or owners of a majority of the property in the improvement district.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Fearey moved that the Petition be approved; the Resolution adopted and the necessary signatures authorized. Motion carried 7 to 0.

RESOLUTION NO. 06-532

A Resolution of findings of advisability and resolution authorizing constructing pavement on 10th Street from the east line of St. Paul to the west line of Edwards (south of 13th, west of Mclean) 472-84454 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Fearey moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

WATER/SEWER

WATER AND SEWER SYSTEM UTILITY REVENUE BONDS, SERIES 2006.

Kelly Carpenter

Director of Finance reviewed the item.

Agenda Report No. 06-1039

The Water and Sewer Utilities have undertaken major capital efforts, beyond the normal level of capital expenditures, for long-term (50 year) service extensions, most notably in the water supply plan and new sewage treatment facilities. In addition, some substantial rehabilitation projects must be accomplished. Rate increases for the utilities are driven, in part, by capital costs.

As Water and Sewer projects have been initiated, the City Council has adopted resolutions authorizing various Water and Sewer System improvements and the issuance of revenue bonds. Additionally, notices of the Council's intent to carry out the improvements and issue the revenue bonds have been published in the City's official newspaper.

The Water and Sewer Department has been drawing down cash reserves, in anticipation of the issuance of revenue bonds, in order to fund the costs of improvement projects that were previously authorized for bond financing. The Water and Sewer Department wishes to proceed with the sale of revenue bonds at this time, in an amount not to exceed \$53,165,000, to permanently finance a portion of project costs incurred to date and reimburse prior cash reserve expenditures.

The public sale of the bonds is scheduled for 10:30 a.m. CST on November 14, 2006, at which time the bids will be opened and the City Council will award the sale of bonds to the bidder whose proposed interest rates result in the lowest overall cost to the City.

The proceeds from the proposed bond sale will reimburse prior cash reserve expenditures. The debt service payments associated with the bonds will be funded entirely from net revenues derived from operations of the City's Water and Sewer Utility. The Series 2006 bonds will be callable in 2016 with a 1% call premium.

The City of Wichita awards the sale of bonds to the bidder with the lowest true interest cost, or "TIC". The TIC is the rate that will discount all future cash payments so that the sum of their present value will equal the bond proceeds. Further, using the TIC calculation can potentially result in the City saving money because the TIC does not ignore the timing of interest payments.

The permanent financing of capital costs helps to ensure efficient infrastructure through construction efforts providing reliable, compliant and secure utilities. The Internal Perspective is also impacted as a result of the permanent financing of capital improvements and by offering these debt obligations through competitive sale.

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The Law Department has approved the Resolution authorizing the sale of the bonds and directing the distribution of the Official Notice of Sale, as prepared by the City's Bond Counsel, Kutak Rock, LLP.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Mayans moved that the Resolution be adopted and direct City staff to distribute the Official Notice of Sale and Preliminary Official Statement upon completion. Motion carried 7 to 0.

RESOLUTION NO. 06-533

A Resolution of the City of Wichita, Kansas, authorizing and providing for a public sale of Water and Sewer Utility Revenue Bonds, and providing for the giving of notice of such public sale. Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

EXPUNGEMENTS

AMENDMENTS TO SECTION 1 OF CHARTER ORDINANCE NO. 175 OF THE CODE OF THE CITY OF WICHITA, KANSAS, PERTAINING TO EXPUNGEMENT OF CRIMINAL CONVICTIONS.

Joe Lang

First Assistant City Attorney reviewed the item.

Agenda Report No. 06-1040

This legislative session, the legislature amended K.S.A. 12-4516 to preclude the Expungement of convictions and diversions for DUI offenses. The amendments also allow for expunged conviction information to be made available, upon request, to law enforcement agencies to determine employment and to determine eligibility for the issuance of a concealed carry permit.

The amendments bring the city's ordinances into compliance with state law regarding the Expungement of convictions and the release, by the municipal court, of expunged criminal history information.

Provide a Safe and Secure Community.

The City of Wichita Law Department drafted the amended ordinances and approved them as to form.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and no one appeared.

Motion--
--carried

Mayans moved that the ordinances be placed on first reading and the necessary signatures authorized. Motion carried 7 to 0.

CHARTER ORDINANCE

A Charter Ordinance amending Section 1 of Charter Ordinance No. 175 relating to expungement and repealing the original of Section 1 of Charter Ordinance No. 175 introduced and under the rules laid over.

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EMP. SALARY

AMENDMENTS TO SALARY AND CLASSIFICATIONS ORDINANCES TO IMPLEMENT FAIR LABOR STANDARDS ACT CLASSIFICATION CHANGES.

Carole Ochs

Director of Human Resources reviewed the item.

Agenda Report No. 06-1041

Salary and Classification Ordinances set the rates of pay for City pay ranges and establish job classifications for all City positions.

One of the objectives of the Fox Lawson & Associates study of the exempt and management pay plan was to identify positions that should be classified as non-exempt from FLSA rules rather than exempt. The consultant recommended that positions involving 42 individuals be changed to non-exempt classifications based on the type of work performed compared to revised FLSA rules. The City allowed an appeal process for departments for positions that they felt should remain exempt. These appeals were reviewed by the Department of Law, which determined that four of those positions met exempt requirements and should remain in that classification.

Therefore, a total of 38 individuals need to be changed to non-exempt classification. It is important to note that this is purely a legal decision, not a demotion or any negative reflection on these individuals or their work.

To implement these changes, two new pay ranges were added and a new series of four ranges established to accommodate these positions without pay reductions. Individuals were placed in their new range at the first step above their current hourly pay rate as converted from annual exempt salaries. These raises ranged from \$8 to \$1309/year.

It was also necessary for three individuals to receive a raise to reach the minimum of their new range. These raises ranged from \$72 to \$1743/year.

Two individuals' current salaries are slightly above the maximum of their new range. Their salaries will remain the same until the range includes them, which could be as soon as next year.

Three ordinances are submitted to implement these changes:

1. Non-exempt Classification Ordinance – to add the job titles being removed from the exempt pay plan to be placed in the non-exempt pay plan. The titles moving are: Administrative Aide III, Administrative Assistant, Community Health Nurse I, Community Health Nurse II, Counselor, Deputy City Clerk, Forensic Examiner, Information Systems Coordinator, Planning Analyst, Right-of-way/Utility Coordinator, Systems Analyst I, and Telecommunications Coordinator.
2. Non-exempt Salary Ordinance – to add the new 900-series pay ranges – 926, 927, 929 and 929. The first two ranges match current 626 and 627. The higher two are patterned after the other non-exempt ranges to maintain the same differences between internal steps and the ranges themselves.
3. Exempt and Management Classification Ordinance – to delete the job titles changing from exempt to non-exempt classifications. They are not used in the new exempt and management structure, the ordinances for which will be presented at a later meeting.

These three amended ordinances implement FLSA changes needed to ensure the City complies with the law.

The estimated cost of the raises noted above totals \$29,815. Because these costs are spread over several departments, it is expected they can be absorbed within the departments' personal services budgets.

As a Human Resources issue, goal impact falls under Internal Perspective.

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The Department of Law has reviewed the ordinance and approved as to form.

Mayor Mayans

Mayor Mayans inquired whether anyone wished to be heard and on one appeared.

Motion--
--carried

Mayans moved that the amendments to these Salary and Position Classification Ordinances as described be adopted and approved. Motion carried 7 to 0.

ORDINANCE

An Ordinance establishing position classifications for non-exempt employees of the City of Wichita and prescribing pay rates by reference to position classifications in the schedule of pay ranges repealing Ordinance No. 46-829, introduced and under the rules laid over.

ORDINANCE

An Ordinance establishing position classifications for non-exempt employees of the City of Wichita and prescribing pay rates by reference to position classifications in the schedule of pay ranges repealing Ordinance No. 46-829, an Ordinance providing for a uniform schedule of standard pay ranges for non-exempt employees of the City of Wichita, repealing Ordinance No. 46-830, introduced and under the rules laid over.

ORDINANCE

An Ordinance establishing position classifications for exempt and management employees of the City of Wichita and prescribing pay rates by reference to position classifications in the schedule of pay ranges repealing Ordinance No. 46-865, introduced and under the rules laid over.

PLANNING AGENDA

Motion--
--carried

Mayans moved that Planning Consent items 38-47 be approved in accordance with the recommended action shown thereon. Motion carried 7 to 0.

(Item 37)
ZON2006-00030

ZON2006-00030-ZONE CHANGE FROM "GO" GENERAL OFFICE TO "LC" LIMITED COMMERCIAL. GENERALLY LOCATED EAST OF GREENWICH AND SOUTH OF EAST WATERMAN STREET. (DISTRICT II)

John Schlegel

Planning Director reviewed the item.

Agenda Report No. 06-1043

MAPC Recommendations: Approve, (9-0).

MAPD Staff Recommendations: Approve.

DAB Recommendations: Approve "LC" Limited Commercial subject to a Protective Overlay limiting building height to 60 feet (11-0).

The application area is vacant, contains 1.89 acres and is located south of east Waterman Street and approximately 365 feet east of Greenwich Road. The subject lot is zoned GO General Office and is undeveloped. In addition to the subject lot, the applicant owns the two lots to the west of the application area. These two lots located west of the application area are zoned LC Limited Commercial and are developed with retail commercial uses. The owner desires to have his ownership zoned uniformly.

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The application area has been viewed as a buffer tract located between the residential uses located to the east and south and the commercial uses located to the west of the application area. The larger area located between Waterman, Ellison, Lewis and Greenwich may be in transition and the two manufactured home parks located north of Waterman and east of Ellison create a uniform zoning and land use boundary along the north and east. Pressure for nonresidential zoning will probably increase from the Kellogg and Greenwich corridors, which have commercial zoning and commercial uses.

At the MAPC meeting held September 7, 2006, the MAPC voted (9-0) to approve the requested for LC zoning. At the MAPC meeting there were not any citizens present to discuss the case.

At the District II Advisory Board meeting held September 11, 2006 there was one citizen present who expressed concern regarding the increased building height, 80 feet, allowed in the LC district when compared to the 60 feet allowed in the GO district. The neighbor indicated he owns the property to the east of the application area. The applicant indicated he and the neighbor had talked prior to the DAB meeting, and thought they had reached agreement on the neighbor's concerns. The Board voted (8-0) to approve the requested zone change to LC Limited Commercial, subject to Protective Overlay #180 that limits building height to 60 feet instead of the 80 feet allowed by the LC.

No formal protest petitions have been filed. However, staff received a phone call from the resident who appeared at the DAB meeting expressing concerns with what he felt were lack of enforcement issues regarding the tavern located west of the application area. A letter was also received from the owners of the property located south of the application area regarding incidents also dealing with the tavern.

Promote Economic Vitality and Affordable Living.

The ordinance has been reviewed and approved as to form by the Law Department.

Council Member Schlapp Council Member Schlapp stated that the applicant also agreed to that 60 feet and it was a simple request and does not see any problems.

Motion-- Schlapp moved to adopt the recommendation from the DAB; approve the zone change subject to the recommended protective overlay and place the ordinance on first reading. Motion carried 7 to 0.
--carried

ORDINANCE

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, introduced and under the rules laid over. (ZON2006-00030)

ZON2003-00042

ZON2003-00042-ZONE CHANGE FROM "SF-5" SINGLE-FAMILY RESIDENTIAL TO "LC" LIMITED COMMERCIAL AND "GO" GENERAL OFFICE, ASSOCIATED WITH CUP2003-43 CREATION OF DP-266 THE WOODLANDS COMMERCIAL COMMUNITY UNIT PLAN, GENERALLY LOCATED SOUTHWEST OF 21ST STREET NORTH AND GREENWICH. (DISTRICT II)

Agenda Report No. 06-1044

At the October 29, 2003 Board of County Commissioners meeting, the zone change request was approved subject to platting.

On October 29, 2003, the Board of County Commissioners approved the CUP subject to conditions, which have now been met. Also on October 29, 2003, the Board of County Commissioners approved the zone change for "LC" Limited Commercial and "GO" General Office zoning subject to platting the property. Since those approvals, the property has been annexed into the City of Wichita. The applicant has platted the property; therefore the zone change ordinance can be placed on the first reading.

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Promote Economic Vitality and Affordable Living.

This ordinance has been reviewed and approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the ordinance be placed on first reading and authorize the Mayor to sign. Motion carried 7 to 0.

ORDINANCE

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, introduced and under the rules laid over. (ZON2003-00042)

ZON2004-00014

ZON2004-00014-ZONE CHANGE FROM “SF-5” SINGLE-FAMILY RESIDENTIAL TO “LC” LIMITED COMMERCIAL, “GO” GENERAL OFFICE AND “NO” NEIGHBORHOOD OFFICE ASSOCIATED WITH CUP2004-09 CREATION OF DP-274 OAK CREEK COMMERCIAL COMMUNITY UNIT PLAN. GENERALLY LOCATED SOUTHWEST OF 21ST STREET NORTH AND GREENWICH ROAD. (DISTRICT II)

Agenda Report No. 06-1045

At the May 19, 2004 Board of County Commissioners meeting, the zone change request was approved subject to platting.

On May 19, 2004, the Board of County Commissioners approved the CUP subject to conditions, which have now been met. Also on May 19, 2004, the Board of County Commissioners approved the zone change subject to platting the property. Since those approvals, the property has been annexed into the City of Wichita. The applicant has platted the property; therefore the zone change ordinance can be placed on the first reading.

Promote Economic Vitality and Affordable Living.

This ordinance has been reviewed and approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the ordinance be placed on first reading and authorize the Mayor to sign. Motion carried 7 to 0.

ORDINANCE

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, introduced and under the rules laid over. (ZON2004-00014)

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ZON2006-00029

ZON2006-00029-ZONE CHANGE FROM “SF-5” SINGLE-FAMILY RESIDENTIAL TO “TF-3” TWO-FAMILY RESIDENTIAL. GENERALLY LOCATED WEST OF MCCOMAS AND SOUTH OF TAFT AVENUE. (DISTRICT IV)

Agenda Report No. 06-1046

MAPC Recommendations: Approve, (9-0).

MAPD Staff Recommendations: Approve.

DAB Recommendations: Recommended approval by a vote of 7-0-1.

The application area is Lots 15 and 16, Block 2, Eureka Gardens located south of West Taft Avenue and west of South McComas Street. The applicant states that there was a home on site up until about 15 years ago, until it was demolished. He has owned the two lots for the last seven years and wants to build a duplex on each lot. The application area is approximately ½ acre in size.

The land use along the two block faces along McComas between Taft and Kellogg is overwhelmingly single-family residential except for the southern end of the block where there is a hotel located on LC Limited Commercial zoning. The remainder of the two block faces are zoned SF-5 Single-family Residential. The western half of the block containing the application area is almost evenly split between a mix of SF-5 Single-family Residential and LC Limited Commercial zoning, and a mix of single-family and non-residential uses.

District Advisory Board IV heard this request on August 6, 2006 and no citizens spoke in opposition to the zone change request. DAB IV recommended approval of the request by a vote of 7-0-1. MAPC heard this request on February 16, 2006. No one was present to speak in opposition. The action of the MAPC was to approve 10-0.

Promote Economic Vitality and Affordable Living.

The resolution has been reviewed and approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the findings of the MAPC be adopted; the zone change approved and the ordinance placed on first reading. Motion carried 7 to 0.

ORDINANCE

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, introduced and under the rules laid over. (ZON2006-00029)

ZON2006-00031

ZON2006-00031-ZONE CHANGE FROM “GO” GENERAL OFFICE TO “NR” NEIGHBORHOOD RETAIL. GENERALLY LOCATED ON THE NORTHWEST CORNER OF 37TH STREET NORTH AND SWEET BAY STREET. (DISTRICT II)

Agenda Report No. 06-1047

MAPC Recommendations: Approve NR Neighborhood Retail (9-0).

MAPD Staff Recommendations: Approve NR Neighborhood Retail.

DAB Recommendations: Approve NR Neighborhood Retail.

The applicant originally requested a zone change from “GO” General Office to “LC” Limited Commercial but the applicant has agreed to change the request to “NR” Neighborhood Retail. The application area is 3.11 acres generally located on the northwest corner of 37th Street North and Sweet Bay Street, approximately one-third mile west of Rock Road.

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The property is part of Lot 1, Ritz Addition, which is zoned GO and developed with a large day care facility that is closed. The day care center is being marketed for a different reuse allowed by the GO zoning district. An apartment complex on property zoned "MF-29" Multi-family Residential is located west of the day care facility. Willowbend, a residential/golf course community zoned "SF-5" Single-family Residential, is located north of the Ritz Addition. A community unit plan, DP-155 W.D.C. Parcel 5A, is located east of the request and is developed with freestanding office building closest to the application and a new retail strip center along 37th Street North. The property to the southeast is zoned MF-29 and developed with a large garden apartment complex. DP-122 W. D. C. #6 Parcel No. 104 is approved for LC but is a vacant 12-acre tract.

At the MAPC meeting held September 7, 2006, the applicant indicated agreement with staff recommendation for NR Neighborhood Retail rather than LC Limited Commercial. No citizens spoke at the MAPC meeting. MAPC voted (9-0) to approve the zone change to NR. At the District II Advisory Board meeting held September 11, 2006, DAB II also recommended approval of NR (8-0). No citizens spoke at the DAB II meeting. No protests have been received.

Promote Economic Vitality and Affordable Living

The ordinance has been reviewed and approved as to form by the Law Department.

Motion--

Mayans moved to concur with the findings of the MAPC and approve the zone change to NR Neighborhood Retail and place the ordinance establishing the zone change. Motion carried 7 to 0.

--carried

ORDINANCE

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, introduced and under the rules laid over. (ZON2006-00031)

CUP2006-00031

CUP2006-00031-AMENDMENT #5 TO DP-56 THE PLAZA TWENTY-ONE COMMERCIAL COMMUNITY UNIT PLAN TO ALLOW AN ADDITIONAL ON SITE POLE SIGN ON PARCEL #2. GENERALLY LOCATED AT THE NORTHWEST CORNER OF THE 21ST STREET NORTH AND WOODLAWN BOULEVARD INTERSECTION. (DISTRICT I)

Agenda Report No. 06-1048

MAPC Recommendations: Approve, subject to staff recommendations (13-0).

MAPD Staff Recommendations: Approve, subject to staff recommendations

DAB Recommendations: Not applicable.

The applicant proposes an additional on-site ground sign and additional total sign area to be applied on the site's 21st Street North frontage, located on Parcel 2, Community Unit Plan (CUP) DP-56. DP-56 is a 6.3-acre CUP with four (4) parcels located on the northwest corner of 21st Street North and Woodlawn Avenue. The CUP has approximately 959-feet of frontage along 21st located on Parcels 1, 2 & 4. Approximately 760-feet of the frontage is zoned "LC" Limited Commercial with the remainder zoned "GO" General Office. The proposed sign will be located within the site's "LC" zoned portion of the frontage. There are currently six (6) on-site ground signs located within the "LC" zoned portion of the site's 21st Street frontage, which is one more than what is allowed for the "LC" zoning district, based on the spacing of 150 feet apart, per the sign code. The Wichita Sign Code does not authorize requesting an increase in sign locations as an administrative action. The proposed sign requires an amendment to the CUP to allow it. The current total square footage for these existing signs' area is 684-square feet. The proposed sign's area is 47.35-square feet, which would bring the total up to 731.35-square feet. The total allowed per the "LC" zoning district for this amount of frontage is 590-square feet; both the current total and the proposed total exceeds the maximum allowed and requires an

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amendment to the CUP. The proposed sign will be for a new business to be located in a building currently under construction.

The total height for the proposed sign is 25-feet, which is allowed in the CUP. The sign would be positioned approximately 150-feet east of the Big Lots' sign and 200-feet east of the Kum & Go sign. The sign would also be approximately 15-feet west of a Felipe's ground sign, which is located more than 35-feet away from 21st Street and does not fall under the 150-foot spacing rule.

The site is located within a commercial CUP, developed with a mix of free standing retail, restaurants, office, convenience store and strip retail buildings containing a dry cleaners, a restaurant, a liquor store, a comedy club, a hair salon and other similar retail/commercial and office uses. A similar sized and developed CUP, zoned "LC", is located south of the site across 21st Street. A more recently developed and larger commercial CUP, zoned "LC", is located southeast of the site, across the 21st and Woodlawn intersection. Single-family residential development, zoned "SF-5" Single-family Residential, abuts the site's west side and is also located east of the site, across Woodlawn. "B" and "MF-29" Multi-family Residential zoned apartments are located north of the site, across 22nd Street North.

At the MAPC's August 17, 2006 meeting, the MAPC voted (13-0) to approve subject to staff recommendation to allow one additional on-site ground sign and its additional sign area (47.35-feet) to the site's (Parcel 2) 21st Street North frontage, along with a stamped survey confirming and updating the location, spacing, height and square footage of the existing signage and the proposed sign along the site's 21st Street North frontage. No one present at the meeting spoke against the proposal. No protests have been received and staff has not received any phone calls protesting the proposal.

Motion--
--carried

Mayans moved to concur with the findings of the MAPC and approve Amendment #5. Motion carried 7 to 0.

SUB2005-119

SUB2005-119-PLAT OF NORTHCREST ESTATES ADDITION, LOCATED EAST OF MERIDIAN AND SOUTH OF 53RD STREET NORTH. (DISTRICT VI)

Agenda Report No. 06-1049

Staff Recommendation: Approve the plat.
MAPC Recommendation: Approve the plat. (12-0)

This site, consisting of 50 lots on 21.8 acres, has recently been annexed into Wichita's city limits and is zoned "SF-5" Single-family Residential District.

Petitions, 100 percent, and a Certificate of Petitions have been submitted for sewer, drainage, water and paving improvements. Restrictive Covenants have been submitted to: 1) provide four off-street parking spaces per dwelling unit on each lot that abuts a 32-foot or 58-foot street; and 2) establish a lot owner's association to provide for the ownership and maintenance of the proposed reserves. Since this plat proposes platting of narrow street right-of-way with adjacent 15-foot street drainage and utility easements, a Restrictive Covenant was also submitted outlining restrictions for lot-owner use of these easements

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within 30 days.

Ensure Efficient Infrastructure.

The Certificate of Petitions and Restrictive Covenants will be recorded with the Register of Deeds.

Motion--
--carried

Mayans moved that the documents and plat be approved; the necessary signatures authorized and the Resolutions adopted. Motion carried 7 to 0.

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RESOLUTION NO. 06-534

A Resolution of findings of advisability and resolution authorizing construction of Water Distribution System Number 448-90248 (east of Meridian, south of 53rd Street North) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-535

A Resolution of findings of advisability and resolution authorizing construction of Water Distribution System Number 448-90249 (east of Meridian, south of 53rd Street North) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-536

A Resolution of findings of advisability and resolution authorizing construction of Lateral 7, Main 15, Sanitary Sewer Number 23 (east of Meridian, south of 53rd Street North) 468-84258 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-537

A Resolution of findings of advisability and resolution authorizing construction of Lateral 8, Main 15, Sanitary Sewer Number 23 (east of Meridian, south of 53rd Street North) 468-84259 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-538

A Resolution of findings of advisability and resolution authorizing improving Storm Water Drain Number 311 (east of Meridian, south of 53rd Street North) 468-84260 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-539

A Resolution of findings of advisability and resolution authorizing constructing pavement on Athenian Circle from the south line of 51st Street North, south to the end of Athenian Circle and on Athenian Court from the east line of Athenian Circle, east to the end of Athenian Court (east of Meridian, south of 53rd Street North) 472-84473 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-540

A Resolution of findings of advisability and resolution authorizing constructing pavement on Delaware Circle from the south line of 51st Street North, south to the end of Delaware Circle and on Delaware Court from the west line of Delaware Circle, west to the end of Delaware Court (East of Meridian, south of 53rd Street North) 472-84474 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

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SUB2005-126

SUB2005-126-PLAT OF SILVERTON ADDITION, LOCATED NORTH OF 13TH STREET NORTH AND ON THE WEST SIDE OF 135TH STREET WEST. (DISTRICT V)

Agenda Report No. 06-1050

Staff Recommendation: Approve the plat.

MAPC Recommendation: Approve the plat. (10-1)

The negative vote reflected a Commissioner's concern regarding approval of the drainage plan.

This site, consisting of 244 lots on 106.26 acres, has recently been annexed into Wichita's city limits and is zoned "SF-5" Single-family Residential District.

Petitions, 100 percent, and a Certificate of Petitions have been submitted for sewer, water, paving, left-turn lane and drainage improvements. Restrictive Covenants have been provided to: 1) establish a lot owner's association to provide for the ownership and maintenance of the proposed reserves; and 2) provide four off-street parking spaces per dwelling unit on each lot that abuts a 58-foot street.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within 30 days.

Ensure Efficient Infrastructure.

The Certificate of Petitions and Restrictive Covenants will be recorded with the Register of Deeds.

Motion--
--carried

Mayans moved that the documents and plat be approved; the necessary signatures authorized and the Resolutions adopted. Motion carried 7 to 0.

RESOLUTION NO. 06-541

A Resolution of findings of advisability and resolution authorizing construction of Water Distribution System Number 448-90237 (north of 13th Street North, west of 135th Street West) 448-90237 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-542

A Resolution of findings of advisability and resolution authorizing construction of Water Distribution System Number 448-90238 (north of 13th Street North, west of 135th Street West) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-543

A Resolution of findings of advisability and resolution authorizing construction of Water Distribution System Number 448-90239 (north of 13th Street North, west of 135th Street West) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-544

A Resolution of findings of advisability and resolution authorizing construction of Water Distribution System Number 448-90240 (north of 13th Street North, west of 135th Street West) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

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RESOLUTION NO. 06-545

A Resolution of findings of advisability and resolution authorizing construction of Water Distribution System Number 448-90241 (north of 13th Street North, west of 135th Street West) in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-546

A Resolution of findings of advisability and resolution authorizing construction of Lateral 10, Main 4, Northwest Interceptor Sewer (north of 13th Street North, West of 135th Street West) 468-84243 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-547

A Resolution of findings of advisability and resolution authorizing construction of Lateral 11, Main 4, Northwest Interceptor Sewer (north of 13th Street North, west of 135th Street West) 468-84244 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-548

A Resolution of findings of advisability and resolution authorizing construction of Lateral 12, Main 4, Northwest Interceptor Sewer (North of 13th Street North, west of 135th Street West) 468-84245 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-549

A Resolution of findings of advisability and resolution authorizing construction of Lateral 13, Main 4, Northwest Interceptor Sewer (north of 13th Street North, west of 135th Street West) 468-84246 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-550

A Resolution of findings of advisability and resolution authorizing improving Storm Water Drain Number 310 (north of 13th Street North, west of 135th Street West) 468-84247 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

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RESOLUTION NO. 06-551

A Resolution of findings of advisability and resolution authorizing constructing pavement on Jamesburg from the east line of the plat, west to the east line of Nickelton; on Nickelton from the south line of Jamesburg, south to the north line of Ridgepoint, and on Ridgepoint from the east line of the plat, west to the west line of Nickelton and on Nickelton Circle (Lots 7 through 20, Block C) from the north line of Nickelton, north to and including the cul-de-sac on Nickelton Court (Lots 1 through 6, Block B) from the east line of Nickelton East to and including the cul-de-sac; on Nickelton Court (Lots 7 through 12, Block B) from the east line of Nickelton, east to and including the cul-de-sac; and on Nickelton Circle (Lots 1 through 20, Block A) from the south line of Ridgepoint, south to and including the cul-de-sac and that sidewalk be constructed on Jamesburg, Nickelton, and Ridgepoint (north of 13th Street North, west of 135th Street West) 472-84459 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-552

A Resolution of findings of advisability and resolution authorizing constructing pavement on Ridgepoint from the west line of Nickelton, west to the east line of Decker; on Decker from the south line of the plat, north to the south line of Westport, and on Westport, from the east line of Decker, west to the west line of Lot 48, Block C and on Westport ct. from the north line of Westport north and east including the cul-de-sac; and on Decker Court from the east line of Decker, east to and including the cul-de-sac and that sidewalk be constructed on Ridgepoint, Decker and Westport (north of 13th Street. north, west of 135th Street. West) 472-84460, in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-553

A Resolution of findings of advisability and resolution authorizing constructing pavement Westport from the west line of lot 48, block c, west to the west line of lot 23, block f, and on Bellick from the north line of Westport, north to the north line of the plat and on Bellick Ct. (Lots 1 through 19, Block D) from the west line of Bellick, west to and including the cul-de-sac; and on Bellick Ct. (Lots 61 through 72, block C) from the east line of Bellick, east to and including the cul-de-sac and that sidewalk be constructed on Westport and Bellick (north of 13th Street. North, west of 135th Street West) 472-84461 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

RESOLUTION NO. 06-554

A Resolution of findings of advisability and resolution authorizing constructing pavement on Westport from the west line of Lot 23, Block F, west to the west line of Kentucky Lane, on Kap from the south line of Westport, south to the south line of the plat; on Kentucky Lane from the north line of Westport north to the south line of Willoughby; and on Willoughby and Willoughby Cir. from the west line of the plat, east to and including the cul-de-sac and on Kentucky ct. from the east line of Kentucky Lane east to and including the cul-de-sac and that sidewalk be constructed on Westport, Kentucky Lane and Willoughby (north of 13th Street. North, west of 135th Street. West) 472-84462 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

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RESOLUTION NO. 06-555

A Resolution of findings of advisability and resolution authorizing constructing a left turn lane on 135th Street West at Ridgepoint to serve Silverton Addition (north of 13th Street North, west of 135th Street West) 472-84463 in the City of Wichita, Kansas, pursuant to findings of advisability made by the governing body of the City of Wichita, Kansas, Mayans moved that the Resolution be adopted. Motion carried 7 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, Skelton, and Mayans.

VAC2006-00010

VAC2006-00010-REQUEST TO VACATE A PORTION OF A SEWER EASEMENT DEDICATED BY SEPARATE INSTRUMENT, GENERALLY LOCATED ON THE NORTHEAST CORNER OF THE 21ST STREET NORTH AND MAIZE ROAD INTERSECTION. (DISTRICT V)

Agenda Report No. 06-1051

Staff Recommendation: Approve.

MAPC Recommendation: Approve (unanimously).

The applicant has applied to vacate a portion of the 20-foot sewer easement dedicated by separate instrument (Film 1161, Page 1005). The easement does have water and sewer in it. The applicant has agreed to provide Public Works with a guarantee/petition for the relocation of water & sewer. The applicant has provided Public Works with the standard 20-foot wide replacement easements that were recorded with the Register of Deeds (Film- 2881, Page 4832). There is a platted 100-foot building setback line that appears to run parallel to a proposed replacement easement; it will remain in effect. The site is part of CUP DP-204. The Chadsworth Commercial 2nd Addition was recorded with the Register of Deeds on August 14, 1995.

The MAPC voted (10-0) to approve the vacation request. No one spoke in opposition to this request at the MAPC's advertised public hearing or its Subdivision Committee meeting. No written protests have been filed.

Guarantee/petition for relocation of public utilities.

Ensure efficient infrastructure.

A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Motion--
--carried

Mayans moved that the Vacation Order be approved and the necessary signatures authorized. Motion carried 7 to 0.

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VAC2006-00032

VAC2006-00032-REQUEST TO VACATE A PORTION OF PLATTED ACCESS CONTROL, GENERALLY LOCATED SOUTH OF 13TH STREET NORTH AND WEST OF K-96. (DISTRICT II)

Agenda Report No. 06-1052

Staff Recommendation: Approve.

MAPC Recommendation: Approve (unanimously).

The applicant has applied for the vacation of the east 50-feet of the platted complete access control of Lot 10, Gateway Center 2nd Addition to allow a proposed right-in only access onto Lots 10 & 11, Gateway Center 2nd Addition. The access would begin at the common lot line of said lots, which is approximately 164.67-feet from the 13th Street North and K-96 interchange (east) and 205.46-feet (minus the width of the proposed access) from a full movement drive (west). The Gateway Center 2nd Addition was recorded with the Register of Deeds on April 13, 2005.

The MAPC voted (9-0) to approve the vacation request. No one spoke in opposition to this request at the MAPC's advertised public hearing or its Subdivision Committee meeting. No written protests have been filed.

Ensure efficient infrastructure.

A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Motion--
--carried

Mayans moved that the Vacation Order be approved and the necessary signatures authorized. Motion carried 7 to 0.

A06-19R

A06-19R-REQUEST BY ROB RAMSEYER OF RITCHIE ASSOCIATES, INC. TO ANNEX LAND GENERALLY LOCATED SOUTHWEST OF 21ST STREET NORTH AND 143RD STREET EAST.

Agenda Report No. 06-1053

The City has received a request to annex 19.98 acres of land generally located southwest of the intersection of 21st Street North and 143rd Street East. The annexation area abuts the City of Wichita to the north. The property owner anticipates that the proposed property will be developed with 200,000 square feet of office and commercial property over the next 5 years. A plat has been submitted to the Metropolitan Area Planning Department for review.

In addition, House Bill No. 2083 requires the City to annex road right-of-way, if requested by the County, when the road has a common boundary with the City. As a result of this new legislation, Sedgwick County requested that the City annex approximately 44 miles of road. After several discussions between the City of Wichita and Sedgwick County, a final plan for 2006 was developed, which recommended that the City of Wichita annex approximately 20 miles of road. These isolated road segments were presented on April 25, 2006 at a City Council Workshop, and have been included with this annexation. A map of these road segments is attached.

Land Use and Zoning: The proposed annexation consists of approximately 19.98 acres of property currently zoned "SF-20" Single-Family Residential. Upon annexation, the "SF-20" Single-Family Residential zoning will convert to "SF-5" Single-Family Residential. Property directly to the north is undeveloped and is zoned "SF-5" Single-Family Residential. Property to the east, south and west is primarily undeveloped with a few residential units and zoned "SF-20" Single-Family Residential.

Public Services: There are two water lines in close proximity of the subject property: 1) a 12" water line along the west side of 143rd Street--the east side of the subject property; 2) a 30" water main along the north side of 21st Street--north of the subject property. Sewer lines are not directly adjacent to the property, but is available to the south of Reed's Cove 3rd Addition--southwest of the subject property.

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Street System: The subject property borders 21st Street to the north and 143rd Street to the east. 21st Street North and 143rd Street East are both asphalt with one lane running each direction. The City of Wichita Capital Improvement Program (CIP) 2005-2014, the 2006 Transportation Improvement Program and the Sedgwick County Capital Improvement Program 2006-2010 have scheduled improvements to 21st Street North from K-96 to 159th Street East--directly north of the subject property.

Public Safety: Fire services to this site can be provided by the City of Wichita within a nine (9) to ten (10) minute approximate response time from City Station No. 18, located at 2808 N. Webb Rd. Upon annexation, police protection will be provided to the area by the Patrol East Bureau of the Wichita Police Department, headquartered at 350 S. Edgemoor.

Parks: The Northeast Sports Complex, a 60-acre park, is located approximately 3 miles to the northwest of the proposed annexation site and is currently being developed for youth athletics. According to the 1996 Parks and Open Space Master Plan, a potential pathway has been identified, which would be located south of the subject property.

School District: The annexation property is part of the Unified School District 385 (Andover School District). Annexation will not change the school district.

Comprehensive Plan: The proposed annexation is consistent with the Wichita-Sedgwick County Comprehensive Plan. The annexation property falls within the 2030 Wichita Urban Growth Area as shown in the Plan.

The current approximate appraised value of the proposed annexation lands, according to County records, is \$1,240 with a total assessed value of \$372. Using the current City levy (\$31.828/\$1000 x assessed valuation), this roughly yields \$12 in City annual tax revenues for the property. The future assessed value of this property will depend on the type and timing of any other developments on the proposed annexation property and the current mill levy. At this time, the property owner is anticipating that 200,000 square feet of office and commercial property will be developed within the next five years. The total appraised value of this development after completion is estimated at \$20,000,000. Assuming the current City levy remains about the same, this would roughly yield a total of \$157,030 in City annual tax revenues.

Approving the annexation request would impact Wichita's goal to ensure efficient infrastructure, for annexation of this property would assist the City in satisfying the demand for new infrastructure needed to support growth and development.

The property is eligible for annexation under K.S.A. 12-519, et seq.

Motion--
--carried

Mayans moved that the annexation request be approved; the ordinance placed on first reading and the necessary signatures authorized. Motion carried 7 to 0.

ORDINANCE

An Ordinance including and incorporating certain blocks, parcels, pieces and tracts of land within the limits and boundaries of the City of Wichita, Kansas, introduced and under the rules laid over. (A06-10)

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AIRPORT AGENDA

Motion--
--carried

Mayans moved that the Airport Consent items be approved in accordance with the recommended action shown thereon. Motion carried 7 to 0.

CHANGE ORDER

ROTATING BEACON RELOCATION CHANGE ORDER NO. 1, WICHITA MID-CONTINENT AIRPORT.

Agenda Report No. 06-1054

On February 14, 2006, the Wichita Airport Authority approved a construction contract with Atlas Electric in the amount of \$265,335.05 for this project.

A change order has been prepared to address changes during construction and adjust the construction completion time.

The cost of the change order is \$620. The change order has been approved by the Federal Aviation Administration, and will be funded with the approved federal grant and general obligation bonds paid for with airport revenue. The change order is less than one-percent of the contract amount. Funds are available within the current budget.

The Airport's contribution to the economic vitality of Wichita is promoted through initiating projects, which enhance operations and safety of the Airport.

The Law Department has approved the change order as to form.

Motion--
--carried

Mayans moved that the change order be approved and the necessary signatures authorized. Motion carried 7 to 0.

ARTISTIC LIMO.

AGREEMENT-ARTISTIC LIMOUSINE.

Agenda Report No. 06-1056

The WAA has received a request from Artistic Limousine to provide limousine service to and from Wichita Mid-Continent Airport. Artistic has been providing limousine services in Wichita for the past 18 years, nine of which have been under the direction of the current owner.

This agreement will allow Artistic Limousine to utilize the limousine/shuttle courtesy lane across the street from the terminal building, and will enhance convenience to the public.

While the revenue to the WAA for the provision of this service is not significant (\$50 per month), it does provide an additional alternative for travelers using Mid-Continent Airport.

The Airport's contribution to the economic vitality of Wichita is promoted through initiating agreements, which enhance services provided to the traveling public and allow the Airport to continue its operation on a self-sustaining basis.

The Agreement has been approved as to form by the Law Department.

Motion--
--carried

Mayans moved that the Agreement be approved and the necessary signatures authorized. Motion carried 7 to 0.

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CHANGE ORDER **RUNWAY 14-32 JOINT RE-SEAL CHANGE ORDER NO 1, WICHITA MID-CONTINENT AIRPORT.**

Agenda Report No. 06-1057

On March 7, 2006 the Wichita Airport Authority approved a construction contract with Musselman & Hall Contractors in the amount of \$89,600.00 for this project.

A change order has been prepared to address additional quantities during construction and adjust the construction completion time.

The cost of the change order is \$22,394.34 and is less than twenty-five percent of the contract amount. Funds are identified within the current operating budget.

The Airport's contribution to the economic vitality of Wichita is promoted through initiating projects, which enhance operations and safety of the Airport.

The Law Department has approved the change order as to form.

Motion--
--carried

Mayans moved that the change order be approved and the necessary signatures authorized. Motion carried 7 to 0.

CITY COUNCIL

TRAVEL EXPEND. **APPROVAL OF TRAVEL EXPENSES FOR COUNCIL MEMBERS TO ATTEND NATIONAL LEAGUE OF CITIES ANNUAL CONFERENCE IN RENO, NEVADA, DECEMBER 5-10, 2006.**

Motion--carried

Mayans moved that the expenditures be approved. Motion carried 7 to 0.

BOARD APPTS. **BOARD APPOINTMENTS.**

There were no appointments made.

RECESS

Motion--

--carried

Mayans moved that the City Council recess into Executive Session at 10:05 a.m. to consider consultation with legal counsel on matters privileged in the attorney-client relationship relating to: pending litigation, legal advice and preliminary discussions relating to the acquisition of real property for public purposes and that the Council return from Executive Session no earlier than 10:35 a.m. and reconvene in the City Council Chambers. Motion carried 7 to 0.

RECONVENE

The City Council reconvened in the City Council Chambers at 10:49 a.m. Mayor Mayans announced that no action was taken.

Motion--carried

Mayans moved to close the Executive Session. Motion carried 6 to 0, (Fearey absent).

Motion--

Mayans moved to close the Regular Meeting. Motion carried 6 to 0, (Fearey absent).

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ADJOURNMENT

The City Council meeting adjourned at 10: 50 a.m.

Respectfully submitted,

Karen Sublett CMC
City Clerk

Workshop followed in the City Council Chambers