



CITY OF LANSING
Council Chambers
800 1st Terrace
Lansing, KS 66043

COUNCIL AGENDA
Regular Meeting
Thursday, February 5, 2015
7:00 P.M.

WELCOME TO YOUR CITY COUNCIL MEETING

Regular meetings are held on the first and third Thursday of each month at 7 pm and are televised on Cable Television Channel 2 on Monday 7 pm, Tuesday 10 am & 7 pm, Friday 5 pm, Saturday 1 pm and Sunday 7 pm.

Any person wishing to address the City Council, simply proceed to the microphone in front of the dais after the agenda item has been introduced and wait to be recognized by the Mayor. When called upon, please begin by stating your name and address. A time designated "Audience Participation" is listed on the agenda for any matter that does not appear on this agenda. The mayor will call for audience participation. Please be aware that the city council and staff may not have had advance notice of your topic and that the city council may not be able to provide a decision at the meeting. If you require any special assistance, please notify the city clerk prior to the meeting.

Call To Order

Pledge of Allegiance

Roll Call

OLD BUSINESS:

1. Approval of Minutes

NEW BUSINESS:

Audience Participation

Presentations:

2. Employee of the Quarter

Council Consideration of Agenda Items:

3. Request to Use Lansing Activity Center After Hours
4. Request to Complete Easement Acquisitions for 7 Mile Creek Action Plan.
5. Request to Approve Supplemental Agreement for Engineering Services for 9 Mile Creek Action Plan (City Project 15-01)
6. 9 Mile Creek Sanitary Sewer Action Plan

Reports:

City Engineer; City Attorney; City Administrator; Councilmembers

Other Items of Interest:

Adjournment

TO: Mike Smith, City Administrator *ms*
 FROM: Sarah Bodensteiner, City Clerk *SB*
 DATE: January 29, 2015
 SUBJECT: Agenda Summary

Call To Order
 Pledge of Allegiance
 Roll Call

OLD BUSINESS:

1. Approval of Minutes

The regular meeting minutes of January 15, 2015 and the special meeting minutes of January 22, 2015 are attached.

- ACTION:** A motion to approve the regular meeting minutes for January 15, 2015 and the special meeting minutes of January 22, 2015 as presented.

NEW BUSINESS:

Audience Participation

Presentation:

2. Employee of the Quarter

John Young will be presented the plaque for Employee of the First Quarter by Mayor Kirby.

Items for Council Consideration:

2. Request to Use Lansing Activity Center After Hours

- The Boys Scouts are hosting their annual Anti-Campout and have requested to use the Activity Center after hours. The Activity Center Forms and the Certificate of Liability Insurance and Endorsement from their Council has been received. The participants Release of Liability and Indemnification forms will be used as the participant's entry ticket to the Anti-Campout.
- MOTION:** To approve the request for the Boy Scouts to use the Lansing Activity Center from 8:00 p.m. on February 7, 2015 to 7:00 a.m. on February 8, 2015 for their annual Boy Scout Anti-Campout on the condition that the Release of Liability and Indemnity forms are used as the participants entry ticket to the event.

3. Request to Complete Easement Acquisitions for 7 Mile Creek Action Plan

- This is the next step in the project.
- There are 24 parcels that need to be acquired, valued at \$60,120.
- Landowners will be asked to donate the land.
- Funds are available from the utility's acquisition account (Fund 50).
- MOTION:** To authorize staff and Skeen's Consulting to complete easement acquisition activities for the 7 Mile Creek Action Plan.

4. Request to Approve Supplemental Agreement for Engineering Services for 9 Mile Creek Action Plan (City Project 15-01)

- Council asked staff to negotiate fee and scope of services at the January work session.
- Staff and city engineer have met with GBA to refine scope and fee.
- Fee is consistent with the scope of work for this type of project, and falls between the 8% and 12% usually budgeted for design services.
- GBA's current workload would allow them to begin immediately, and have plans ready by the end of 2015.
- GBA was previously selected as the most qualified firm to perform sanitary sewer design services through a QBS process.
- Funds are available from the utility's budget and capital reserve (Fund 50).
- MOTION:** To approve supplemental agreement number 3 with George Butler Associates for design engineering services for the 9 Mile Creek Action Plan (City Project 15-01), with a cost not to exceed \$311,905.00 dollars.

5. 9 Mile Creek Sanitary Sewer Action Plan

- Council asked staff to draft plan at January work session.
- KDHE has reviewed timeline and is agreeable with the dates provided.
- KDHE has indicated new developments may be approved, subject to the timelines of the action plan.
- Staff will deliver plan to KDHE after approval and advise that a consulting firm has already been selected.
- MOTION:** To approve the 9 Mile Creek Sanitary Sewer Action Plan as presented.

Reports: City Attorney; City Administrator; Councilmembers

Other Items of Interest

Adjournment

TO: Michael W. Smith, City Administrator *md*
FROM: Sarah Bodensteiner, City Clerk *SB*
DATE: January 27, 2015
SUBJECT: Approval of Minutes

The regular meeting minutes for January 15, 2015 and the special meeting minutes for January 22, 2015 are enclosed for your review.

Action:

Staff recommends a motion to approve the regular meeting minutes for January 15, 2015 and the special meeting minutes for January 22, 2015 as presented.

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Call To Order:

The regular meeting of the Lansing City Council was called to order by Mayor Gene Kirby at 7:00 p.m.

Roll Call:

Mayor Gene Kirby called the roll and indicated which councilmembers were in attendance.

Councilmembers Present:

Ward 1: Kevin Gardner and Dave Trinkle

Ward 2: Andi Pawlowski and Don Studnicka

Ward 3: Jesse Garvey and Kerry Brungardt

Ward 4: Gregg Buehler and Tony McNeill

Councilmembers Absent:

OLD BUSINESS:

Consent Calendar: Councilmember Garvey moved to approve the regular meeting minutes of December 18, 2014. Councilmember Studnicka seconded the motion. The motion was unanimously approved.

NEW BUSINESS:

Audience Participation: Mayor Kirby called for audience participation and Thomas J. White at 101 Highland Road came forward.

- Basically, I just wanted to ask the City Council to consider looking over the breed specific ordinance that we have for dog registration to kind of think about removing it, because I've met with numerous neighbors all throughout my neighborhood and I can tell you that every single one that I've met are scared to death to let it be known what kinds of dogs they do have because of the ordinance we have. Mainly the high insurance liability they have to carry, which I couldn't even carry that. So all I'm wanting to know is if you guys could look it over and consider removing the breed specifics out of the ordinance that way everybody can stop living in fear or being labeled as having a vicious dog or being a vicious dog owner in the city. Because here we are in 2015 and lots of cities everywhere are removing their BSL's and breed bans, because they are starting to realize that it's the owner and not the dogs. And that's why I'm here, for you to look and consider it.
 - Councilmember Buehler asked what kind of dog do you have.
 - Mr. White replied I have a Dogo, and as a matter of fact if you were to look at my dog, Diamond, she would look like a Pitbull type breed, which she isn't. Dogo's are very similar with Pitbull, American Staffordshire terrier type dogs; they look the same, but they are totally different. Thank you very much.
- Mayor Kirby stated that we'll put it on a study session for somewhere down the road.
 - Councilmember Buehler stated to Mr. White I'll let you know when it's on there.

Mayor Kirby called for anyone else, Mr. Klemp came forward.

- Louis Klemp stated that my name is Louis Klemp and I'm from Leavenworth but I pay a significant amount of your school taxes. I was going over what the county is doing on their 1 cent sales tax. The county is very good, like the first time they did the Bond issue, it had to go all the way to the jail. The county has said well we're going to do 147th Street, McIntyre Road, Eisenhower Street, and we're going to spend the other 20%, as they've spent the 80% on that. The 20% they are going to spend on roads and other items, they have a general list, but their 80% is now dedicated. As I go through Lansing, I'm looking for Ken Bernard, he's not here now and God darn it I miss him. I look at Lansing and I'm looking at infrastructure, blah blah blah, city parks, blah blah blah, economic development. That is throwing it up. Well today we'll do a park, maybe tomorrow we'll do economic development, but those are not specific enough and I think that it's unfair to the tax payer. As I go through next, Leavenworth, same thing debt service, infrastructure, capital projects nothing named. And then we can go onto Tonganoxie, nothing named. We can go on to Easton, God bless Easton, if anybody needs some sales tax Easton does, it's my favorite town, I love the way they operate on their budget, they didn't have any of that. There was no blah blah blah. Linwood didn't, I wonder why, well it's too small, maybe that. And last and not least is Basehor and you go through infrastructure, streets, parks, capital improvements, nothing dedicated. Very rude to the tax payer. I'm looking out here and I see the city, God bless their heart, they let the school district, which I'm a big payer of, you let the school district get by with the road, and even my 14 year old grandson traveling down that road with me and we're talking about that school, when I was going to school there was 10 of us who had a car. So you let the school district by on that, now you can come back later after you've done all your parks and all this la la, you can come back later and say you know tax payer, we've got to have some money, we've got to fix this road; this is dangerous. We've got to fix these sewers, we've got these bills on the sewers, we've got to get this done. That's when you can come back later and these tax payers are going to say oh my God we've got to get this done, they're not going to remember the parks and the other things that went on. No city officials do I see talking it up. Here's the county out here, they marginally talked it out, but you've got a group of businessmen, a group of people out there saying by God they're going to make a lot of money on it. This is for the County of Leavenworth, and you

cities can participate by the money you're going to get. But you're not telling the people. In your charter ordinance or your resolutions, you're not telling the people what you're going to do. And that's where I'm getting the main questions from all the people that are calling and talking to me. Just like the turnout on the tax, just down there, I saw 8 cars, unbelievable. 8 cars when we're going to talk about continuing the extension of the 1 cent sales tax. We're not talking about it's a new tax, but it doesn't change from 9.15 to 10.15. All kinds of meetings going on, bridge meetings, everything's going on, but you've got to be honest with the taxpayer, and to be honest with the taxpayer, there should have been a specific on there and it should have been 147th Street down as far as you can go, and that needs to be dedicated in money. I traveled it again today, to see how much the county was going to have to do, and put the sewers on there that you're having to do for the school, well we're going to have to do it for the subdivision also, because it's not big enough to expand. I really think, and it's just not you City Commissioners, it's all of them. I appreciate your time, if anyone has a question of me, I'm sure you don't, because you've already made an error, whether you believe it or not, you have made an error and if it fails, and sometimes I want to go out and say fail, you people will know and Tonganoxie will know, when it comes up to their balloon payment, that they're not going to have the money to make the payment. So if anyone has a question, I'm willing to take that question, but if you don't I'll go down to the tax meeting and see what's going on there.

- Councilmember Studnicka asked Mr. Klemp what side of the issue are you on. Are you for the extension of the sales tax or not?
 - Mr. Klemp replied you saw how I originally came out, that's why you're asking the question. I appreciate that, I gave a thousand dollars to the committee because I went from being against it to being in favor because I saw what the county did. So I went out and collected what the cities are doing and now you're throwing me in a different frame of mind. I'm getting to where I'm thinking you guys are feeding us, and when I say you guys I'm talking about all the cities, the system is feeding us wrong information. So I'm starting to want to come out against it because I want to see how you people will handle it when that money doesn't come in, and you're saying people we're going to have to raise your taxes. The city of Leavenworth did a wonderful thing, they took out a 1 cent sales tax and lowered everybody 40%. The school board, they've got a wonderful gal in charge of the school board today, they lowered theirs 20%, 60% come off of the property tax that people are going to pay. So we'll know in a couple of days, because I don't know how irritated I'm going to be, but I think you need to review, you'd be amazed at how many errors are all in these charter ordinances. 10 years, it's not for 10 years, that isn't the significant thing, the county's resolution is what is significant and none of that's in there, other than they are asking for 20 years at 1 cent sales tax. There are little errors that the cities made are not going to change what's going to be on the ballot.

PRESENTATIONS:

Kansas Eastern Region Insurance Trust (KERIT) Dividend Check: Travis Bennett, Thomas McGee Loss Control Consultant representing KERIT presented the City of Lansing with a dividend check in the amount of \$16,623.00 as a direct result of the hard work of the employees and strong safety culture created by management.

- Travis Bennett stated congratulations on all your loss control efforts and all that, so here you go. Thank you. You guys are doing a great job.
 - City Administrator Mike Smith asked how much the check was for.
 - Travis Bennett replied \$16,623.00
- Mayor Kirby stated this is from the efforts of all of our employees and safety policies and all that. Good job to everybody.

Basketball Briefing: Parks and Recreation Director Jason Crum presented the following information to the Council regarding 2014-2015 youth basketball:

- Jason Crum stated the short and sweet basketball report for this season. We're at 244 kids registered for this season. That's 10 teams of 1st and 2nd graders co-ed. 4 teams of 3rd and 4th grade girls, 6 teams of 3rd and 4th grade boys, 4 teams of 5th and 6th grade boys, and this year for 5th and 6th grade girls: we were at 4 short teams last year, and we only had 6 register for this year's 5th and 6th grade girls, and so we're trying out the academy style system like we've done with the 7th and 8th graders last year, so essentially they are 1 big team, and weekly we'll draw names out of a hat and make a new team out of it. They have a reversible jersey so they still get to play. 7th and 8th grade registration we extended a week until last Friday, and 10 folks registered for that, so we've actually had to do some refunds for that, that's the first time we've done that, but we just didn't have enough kids to make it go.
 - Councilmember Pawlowski asked what was that for.
 - Jason Crum replied 7th and 8th grade. That is the quick summary. We started practice right at the beginning of December, and started our first games this last Saturday.

- We're playing games, this last Saturday we play at the Activity Center and Intermediate School, this week we'll play at the Activity Center and the Middle School, because of Winter Royalty, and we'll switch back to the Intermediate School after that.

Kansas Day Proclamation: Council President Gregg Buehler presented a proclamation declaring January 29, 2015 as Kansas Day to interim Economic Development/CVB Director Ken Miller.

COUNCIL CONSIDERATION OF AGENDA ITEMS:

2015 Fireworks Displays: Mayor Kirby stated the Economic Development/CVB Department issued an RFP for the 2015 fireworks displays scheduled for May 1, 2015 and July 3, 2015. Two bids were received and each proposal is offering an alternative date for the Independence Day celebration since none of the responding companies are able to provide the display on July 4, 2015 within the proposed budget.

Councilmember Trinkle moved to approve the contract with Aerial FX for the Lansing DAZE fireworks display on May 1, 2015 and the Independence Day celebration on July 3, 2015 in the amount of \$22,000.00. Councilmember Buehler seconded the motion.

- Councilmember Buehler asked if this is the same company that's done it for the last several years. And they've done a fantastic job.
 - Interim Economic Development/CVB Director Ken Miller replied yes.
- Councilmember Brungardt asked how far out can we book a company to do this sort of thing.
 - Ken Miller replied probably as much as a year out or 11 months.
 - Councilmember Brungardt stated so if we were ever going to try and get this back on the actual day, Fourth of July.
 - Ken Miller stated we'd want to book it as early as possible. Aerial has multiple crews, so they can handle more jobs, some of the smaller, maybe 23 companies, some of those companies are really small and have maybe only have 1 or 2 crews, but if you get to them early enough then you have a shot at a July Fourth show.
- Councilmember Brungardt stated so if they couldn't do it next year, say in 2016, if we could even get the year after, could get them booked.
 - Ken Miller responded we'd want to get the RFP's out sooner.
- Councilmember Brungardt asked if that sounded like a good thing to you guys [Council], don't you think that's something we should at least investigate.
 - Councilmember Pawlowski stated I get so many complaints about not having this on the Fourth of July.
 - Councilmember Garvey stated I get the opposite.
- Councilmember McNeill asked can you tell us if the date meaning, if we ordered it 2 years out, and they had contracts, and I'm just saying just follow me, it was an exaggeration; 2 years out, is it more competition for the day, meaning our shows costs \$22,000.00 and Lawrence wants one and Overland Park wants one and is going to give them \$85,000.00 it's because they're taking a larger contract, a bigger show on that date.
 - Ken Miller replied I would agree, the earlier you ask for your RFP you might not get immediate responses because they want to see what other cities will offer.
 - City Administrator Mike Smith stated the problem we've had with this in the past is that you can't encumber funds to the next year. What you could do is try to work a deal and come before the Council in January to get this approved and we could definitely go out as far as you would like, but the issue is coming in January as we have to get that contract in front of you [Council]. We usually do it a few months ahead of that.
- Councilmember McNeill stated I guess the point I was making was probably not a timing issue, it's more of a competition issue.
 - Councilmember Pawlowski stated we could get them now on the Fourth, it will just cost us more.
 - Ken Miller stated an extra \$3,000.00 dollars.
- Councilmember Pawlowski stated I have said this before and wasn't even going to say anything this time, but I get so many calls and so many complaints about this not being on the Fourth, in my mind it's either do it on the Fourth or don't do it, that's just my personal opinion.
 - Councilmember Garvey stated that turnout last year would say different.
 - Mayor Kirby stated the park was full last year, so, you know, we just have to pick a day. I get a lot of people that love this on the 3rd because it freed up the 4th for family stuff.
- Councilmember Pawlowski asked was it on the 3rd last year, or was it on the 26th of June.
 - Councilmember Buehler said it was on the week prior.
 - Mayor Kirby replied well it was early. It wasn't on the Fourth, whatever date it was, it was not on the Fourth. But we can discuss that later, I think what we need to do is we need to get this approved for this year.

- Councilmember Garvey asked why are we giving the contract to Aerial FX instead of this Rainbow Fireworks, just out of curiosity.
 - Ken Miller replied more shells for the same amount of money, proven track record.
 - Mike Smith stated mainly shells Jesse [Councilmember Garvey]
- Councilmember Garvey stated right. I just noticed that Aerial FX is from Missouri and Rainbow is from Kansas, that's all.
 - Mike Smith stated we put out about 20 [RFP's].
 - Ken Miller replied 23.
- Mayor Kirby asked if there was any other discussion as it relates to this specific motion.

The motion was approved with Councilmember Pawlowski voting against the motion.

Lansing Visitor's Guide Bid: Mayor Kirby stated a request for bids for the 2015 Lansing Visitors & Relocation Guide were issued. Only one bid was received and it did meet the necessary requirements.

Councilmember Buehler moved to award the bid for the Lansing Visitor's Guide to Metromedia. Councilmember Pawlowski seconded the motion.

- Councilmember Pawlowski asked is this the same deal we had previously.
 - Interim Economic Development/CVB Director Ken Miller replied yes, but it's a different company.
- Councilmember Pawlowski asked how much money did we receive from the 15%, do you have any idea?
 - Ken Miller replied I don't know that off hand. Do we have the dollar amount of that 10% is what you want.
 - Councilmember Pawlowski asked but there is an amount of money that we got?
 - Ken Miller replied yes.
- Mayor Kirby asked if someone could check on that and let her [Councilmember Pawlowski] know.

The motion was unanimously approved

Lansing Connection Printing and Distribution Bid: Mayor Kirby stated a request for bids was advertised in the Leavenworth Times and mailed to area publishers and one bid was received.

Councilmember Trinkle moved to approve the contract for printing and distribution of the Lansing Connection with the Leavenworth Times in the amount of \$11,200.00. Councilmember Studnicka seconded the motion.

- Councilmember McNeill asked regarding the amount of the \$11,200.00 was it in the amount that was budgeted for the item?
 - Interim Economic Development/CVB Director Ken Miller replied yes, it was the same as last year.

The motion was unanimously approved.

Request to Purchase Police Vehicles: Mayor Kirby stated requests for bids for police package patrol vehicles were sent out by the Police Department. Only 2 bids were received. These items were approved for the 2015 Budget through account 24-011-43305 special alcohol and liquor.

Councilmember Trinkle moved to approve the purchase of two (2) Ford Interceptor Utility Patrol Vehicles from Zeck Foard at a cost of \$57,874.00. Councilmember Garvey seconded the motion.

- Councilmember Trinkle asked is the Interceptor what you decided to go with rather than the Chrysler. Was there any reason why?
 - Police Chief Steve Wayman stated right now, what I'm finding out from the officers, the Ford Interceptor Utility, the officers are liking that better. The biggest thing about that is the All-Wheel Drive, not that we're getting snow anytime soon, but last year when we tested those out, they were phenomenal. They serve the purpose, because it's not necessarily once the streets get plowed, it's that time from when the snow starts falling, till it goes. What we're also finding is that the officers are liking them better because they are up a little bit higher, so they have better visibility and can see what's going on inside cars. My response from the officers is they're loving the explorers.
- Councilmember Trinkle stated so what you're saying is that it's higher, narrower, it's an SUV, is it still safe for pursuit?
 - Police Chief Wayman replied that the Interceptor Utility is a pursuit rated vehicle. Ford makes this specifically for police departments.
- Councilmember Buehler asked what about gas mileage. Is it equivalent to what the cars are getting?
 - Police Chief Wayman replied no.
 - Councilmember Buehler asked significantly less or better.

- Police Chief Wayman replied less. One thing people need to remember is that police vehicles in an urban setting or town setting like ours, the way they sit and run, start and stop, with gas mileage, even my Chargers only get 15, 16 miles a gallon. So really, gas mileage is nice to have, but the job that they do, they are not designed for gas mileage. It's just the nature of this beast; they idle a lot and are on at an accident. But these are V6, so it's a smaller engine, but we've had good luck with them so far.
- Councilmember Pawlowski asked can we buy these on the state contract.
 - Police Chief Wayman replied Shawnee Mission Ford is the state contractor for Ford Utilities. I sent bids to Olathe Ford, Shawnee Mission Ford, and Danny Zeck; with our budget purchasing we allow 1% in county preference, and actually Danny Zeck beats that by about 15 or 20 dollars. But Shawnee Mission Ford has the state contract for police vehicles.
- Councilmember Pawlowski asked when you add all the stuff that goes into them, how much will these vehicles cost a piece, about round figures, do you remember.
 - Police Chief Wayman replied that by the time you put in your cameras systems, everything in there, it's about forty grand.
 - Councilmember Pawlowski stated because we can't transfer the old ones into the new, we have to buy all new stuff.
 - Police Chief Wayman replied the cars we're replacing, one is a '06 and the other one is probably going to be a '07, a lot of the cameras and stuff we're using in those is outdated, they are an older system that we're phasing out anyway.
- Councilmember Pawlowski stated so there is probably 12 grand worth of stuff that goes in them.
 - Police Chief Wayman replied yeah. The camera system alone runs anywhere from forty-five hundred to five thousand dollars a unit.
- Councilmember Garvey stated you've already answered my question but these are replacing what cars again?
 - Police Chief Wayman replied a '07 Dodge Charger and a '06 Crown Vic, last Crown Vic that we have on our fleet.
- Councilmember Pawlowski stated and we'll sell those.
 - Police Chief Wayman replied we'll see if there's any use left out of them, if there's anything older in the City that can be put to that use, otherwise they can be put out to pasture.

The motion was unanimously approved.

Solid Waste Disposal Contract Extension: Councilmember Pawlowski made a motion to authorize the Mayor to sign the addendum approving the three-year contract extension with Deffenbaugh Industries, with an effective date of March 1, 2015. Councilmember Buehler seconded the motion.

- Councilmember Buehler stated I've had this discussion with Beth and John earlier today, is limiting the size of the yard waste container to 32 gallons, because I think that is so small, that people won't use it. I have a 64 gallon can, I don't fill it up very often, I don't want to have to go out and buy another can or the added costs of the bags all the time, and my discussion with Beth and John was that I think that if we do that people are just going to start throwing their yard waste into their garbage and we don't want yard waste in the landfill. So my proposal was to make it a weight limit and with Beth we can figure out how to. If a can is too heavy if someone fills up a 95 gallon container full of grass clippings which will weigh hundreds and hundreds of pounds, then we figure out a way to tell them this is why it didn't get picked up.
 - Finance Director Beth Sanford stated that Deffenbaugh is agreeable to that.
- Councilmember Buehler stated and they are agreeable to make it a 50 pound weight limit instead of a 35 gallon can.
- Councilmember Pawlowski stated that's what it is now. Isn't it a 50 pound weight limit?
 - Beth Sanford replied I believe we have 65 [pounds].
 - Community Relations Manager for Deffenbaugh John Blessing stated that it is 65 pounds.
- Finance Director Beth Sanford asked would 65 pounds work just to keep it uniform.
 - John Blessing replied absolutely
- Finance Director Beth Sanford stated so we could limit it to 65 and eliminate the container size for the weight.
- Councilmember Buehler stated if everyone is agreeable, I guess we'll need to amend the motion at that point, but we'll see what Andi has to say.
- Councilmember Pawlowski stated I just wanted to know, somebody asked me about this which surprised me, but I thought that the increase available after the first year was one and half percent or three percent, or something, do you remember; if it goes up next year.
 - Beth Sanford replied that they would have to come back to the council and present the CPI, as it's based on the CPI.
- Councilmember Pawlowski stated but I thought there was a ceiling.

- John Blessing stated that it is based on the CPI, regional CPI, which traditionally has been around one to one and a half percent, and we have yet to enact that.
- Councilmember Trinkle stated he just wanted to ask Beth a question about trash. I've been getting calls from people finally getting their Christmas trees out, do we call city hall to get the tree picked up?
 - Beth Sanford replied Christmas tree pick up was the 2 weeks after Christmas.
 - Councilmember Trinkle stated some people are just now getting them out.
 - Beth Sanford replied I don't know if those are going to be picked up. I think they [Deffenbaugh] gave us an additional week, but of course that's been 3 weeks.
- Councilmember Trinkle stated I guess they can throw them in a ditch.
 - Mayor Kirby stated that that's another reason why people need to sign up for the website where the information is all available.
 - Beth Sanford stated we did advertise it there.
- Mayor Kirby stated so we're ready, no? We need to withdraw the motion.
- Councilmember Buehler withdrew his second.
- Councilmember Pawlowski withdrew her motion.
- Mayor Kirby stated we need a motion to authorize the Mayor to sign the addendum approving the three-year contract extension with Deffenbaugh Industries with changes, with an effective date of March 1, 2015. Those changes are.
 - Beth Sanford stated 2a, will read Yard waste containers may not weight more than 65 pounds.

Councilmember Buehler made a motion to authorize the Mayor to sign the addendum approving the three-year contract extension with Deffenbaugh Industries with changes, with an effective date of March 1, 2015. Councilmember Pawlowski seconded the motion. The motion was approved with Councilmember Garvey abstaining from the vote.

Treasurer's Report for Quarter Ending December 31, 2014: Councilmember Brungardt moved to approve the Treasurer's Report for Quarter Ending December 31, 2014. Councilmember Studnicka seconded the motion. The motion was unanimously approved.

Councilmember Buehler made a motion to break for 30 minutes for an Executive Session to discuss personnel issues of non-elected personnel and returning at 8:04 P.M. Councilmember Pawlowski seconded the motion. The motion was unanimously approved.

Councilmember Studnicka made a motion to return to open session. Councilmember Garvey seconded the motion. The motion was unanimously approved.

Councilmember Studnicka made a motion to allow the Mayor to continue negotiation for non-elected personnel. Councilmember Pawlowski seconded the motion. The motion was unanimously approved.

REPORTS:

City Attorney: City Attorney Greg Robinson stated that he had nothing further to report.

City Administrator: City Administrator Mike Smith stated he had nothing further to report.

Governing Body: Councilmember Gardner stated that was a nice letter you got from those people at the Police Department.

Councilmember Garvey stated the old house on the corner of Ida and Gamble was leveled today, it shows great progress. I meant to go over to the Centennial Bridge meeting this afternoon, of course I didn't get off of work in time, did anybody attend that meeting? Sorry I missed it, I wanted to hear the news, I heard talk about them wanting to replace it or something.

Councilmember Buehler hoped everyone had a happy new year.

Councilmember McNeill stated congratulations to the staff on the big check, keeping things safe and not having any workmen's comp. It says a lot, ever since I've been on the council they've got a check every year, whatever safety program you've got in place Mike it's done a great job.

- City Administrator Mike Smith stated the staff has been doing a great job, Thanks Tony.

ADJOURNMENT: Councilmember McNeill moved to adjourn. Councilmember Brungardt seconded the motion. The motion was unanimously approved. The meeting was adjourned at 8:07 p.m.

ATTEST:

Louis E. Kirby, Mayor

Sarah Bodensteiner, City Clerk

CITY OF LANSING
CITY COUNCIL MEETING

SPECIAL MEETING MINUTES
January 22, 2015

Call To Order:

The regular meeting of the Lansing City Council was called to order by Mayor Gene Kirby at 6:00 p.m.

Roll Call:

Mayor Gene Kirby called the roll and indicated which councilmembers were in attendance.

Councilmembers Present:

Ward 1: Dave Trinkle and Kevin Gardner

Ward 2: Andi Pawlowski and Don Studnicka

Ward 3: Jesse Garvey and Kerry Brungardt

Ward 4: Gregg Buehler and Tony McNeill (arrived at 6:02 p.m.)

Councilmembers Absent:

NEW BUSINESS:

COUNCIL CONSIDERATION OF AGENDA ITEMS:

Executive Session – Personnel Matter of Non-Elected Personnel: Councilmember Pawlowski moved to go into Executive Session to discuss personnel matters of non-elected personnel for 30 minutes beginning at 6:01 p.m. and ending at 6:31 p.m. Councilmember Brungardt seconded the motion. The motion was unanimously approved.

Councilmember Studnicka moved to return to open session at 6:31 p.m. Councilmember Pawlowski seconded the motion. The motion was unanimously approved.

Councilmember Studnicka moved to go into Executive Session to discuss personnel matters of non-elected personnel for 20 minutes beginning at 6:32 p.m. and ending at 6:52 p.m. Councilmember Buehler seconded the motion. The motion was unanimously approved.

Councilmember Studnicka moved to return to open session at 6:52 p.m. Councilmember Trinkle seconded the motion. The motion was unanimously approved.

Councilmember Studnicka moved to allow Mayor Kirby to continue contract negotiations regarding non-elected personnel. Councilmember Trinkle seconded the motion. The motion was unanimously approved.

ADJOURNMENT: Councilmember Studnicka moved to adjourn. Councilmember Trinkle seconded the motion. The motion was approved with Councilmember Garvey voting against the motion. The meeting was adjourned at 6:53 p.m.

ATTEST:

Louis E. Kirby, Mayor

Sarah Bodensteiner, City Clerk



SeB

They are currently waiting on the Release of Liability and Indemnification forms from the participants which will be used as their entry ticket to the event.

Staff recommends a motion to approve the request for the Boy Scouts to use the Lansing Activity Center from 8:00 p.m. on February 7, 2015 to 7:00 a.m. on February 8, 2015 for the Boy Scout Anti-Campout on the condition that the Release of Liability and Indemnification forms are turned in by each participant for entry to the event.

AGENDAGENDAGENDA ITEM #

3

LANSING ACTIVITY CENTER

Facility Request Form

NAME OF PERSON REQUESTING FACILITY: Nils Erickson

(The person named here must pay for the rental fees, will be refunded the damage deposit, if applicable, and will be held responsible for the facility.)

Purpose of Function: Boy Scout Troop 0165's annual Anti-Campout (lock in)

Address: 806 Southfork St. City: Lansing

State/Zip: KS 66043

Telephone: (Home) 913-250-0347 (Work) 913-684-4403

(Cell): 913-683-3997

Date(s) Requested

Day of Week

Time Requested

7-8 February 2015

Sat - Sun

8:00 PM To 7:00 AM

To

Please check the category that applies to this reservation request:

☒ Lansing Resident - *Person requesting*

☒ Lansing Civic Non-Profit or Senior Citizen Group

☐ City Function

☐ Non-Resident

L & B GROUP

X #101 Meeting Room (capacity up to 30)

X #106 Meeting Room (capacity up to 25)

X #201 Meeting Room (capacity up to 30)

X #205 Meeting Room (capacity up to 30)

X Gym (capacity up to 200)

Number of people attending: 90 How many tables? 12 How many chairs? 30

(Tables & chairs available: 14 rectangle tables 6' length-seats six / 46 chairs)

Other Information: _____

1. Will food or refreshments be served? ☒ Yes ☐ No

2. Is this a private party? ☒ Yes ☐ No

a. *(A private party is a gathering where invitations are sent or given. Tickets may not be sold at the door or prior to the event.)*

no invitations open to all but scouts

STATEMENT OF RESPONSIBILITY:

As a condition precedent to the issuance of a permit for the use of facility at the Lansing Activity Center, I, the undersigned, knowingly and voluntarily assume the responsibility to abide by any and all county, state, and federal laws, city ordinances, and rules and regulations governing the use of the rooms on this request. It is further understood that the City of Lansing, Kansas, its officials, officers, and employees, are not responsible for accidents, injuries, illness, disaster, or loss to group or individual property relating to the use of the Lansing Activity Center. Furthermore, I agree to pay any rental fees, cleaning/damage deposit, and setup fees at the time reservations are made and agree to comply with the rules and regulations as stated in the rental policy. Following is a partial list of rules and regulations that may result in loss of cleaning/damage deposit.

1. Application will serve as reservation and must be made in person (no telephone reservations will be accepted.)
2. Rental fees and cleaning/damage deposit must be paid at the time reservations are made.
3. No adhering decorations on walls or ceilings. No loose glitter sparkles or sequins may be used for decorations.
4. All trash, debris, decorations, etc. shall be removed at the conclusion of the room rental. All spills must be cleaned up. The City staff will remove tables and chairs and normal floor cleaning only. If, after an activity, additional custodial maintenance is required (other than the normal cleaning process) the applicant may be charged accordingly.
5. Smoking is not permitted anywhere inside the building. Failure to comply will result in forfeiture of the deposit.
6. Person named on facility request form shall be responsible for their guests and compliance with the rules and regulations.
7. Any cancellation less than two weeks prior to the contracted function will result in forfeiture of all fees.
8. Fee waivers are available upon request.
9. Additional charges may be assessed if damage or cleaning requirements exceed the deposit.
10. Reservations without an advanced notice of two (2) weeks will be considered based upon staff availability.

Applicant's Signature: _____

Date: 9 Jan 2015

(Attached are the Activity Center Diagram and Reservation Fees.)

ACTIVITY CENTER FEE SCHEDULE

Description	Classroom	Gym	Cleaning/Damage Deposit
Resident	\$5.00 per hour	\$15.00 per hour	\$75.00
Non-Resident or Business	\$15.00 per hour	\$30.00 per hour	\$150.00
Room(s) will be available one hour before the first class.			

Room Set-up:

--	--

COMMENTS:

we will set up and clean up rooms.

would like to have access to mop/bucket, vacume, and garbage bags so we can clean up.

Room Set-up:

--	--

STAFF USE ONLY:

_____ hours x \$_____ per hour = \$_____

Cleaning/Damage Deposit \$_____

Key # _____

TOTAL DUE \$_____

Amount Paid \$_____

Balance Due \$_____

ACCOUNT STATUS:

Rental Receipt # _____ ☐ Cash ☐ Check

Deposit Receipt # _____ ☐ Cash ☐ Check

Staff Member Signature _____ Date _____

**Activity Center
Fee Waiver Application**

Fee waiver applications must be received 10 working days
Prior to the date of Activity Center room reservation.
A cleaning / damage deposit is required for all reservations,
Including approved fee waivers.

Name of Organization / Individual: Boy Scout Troop 0165 / Nils Erickson
Address: 806 South Fork St. Lansing KS
Phone Number: 913 683-3997
Date of Activity Center Reservation: 7 - 8 Feb 2015
Room(s) Rented: The Lansing Activity Center 101, 102, 201, 202 & 401
Beginning and Ending Time of function: 8 PM - 7 AM
Briefly describe the purpose of this function: It is our troop's annual
ant-campout (lock in) we will play video
games, watch movies, play basketball, play chess
and play board games.

.....
For Office Use Only

Approved ✓

Disapproved _____

By: Muel C. [Signature]

Date: 01-27-15

Applicant informed by: _____

Date: _____

Pending Council Approval



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
03/07/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER MHBT Inc. 8144 Walnut Hill Lane, 16th Fl Dallas TX 75231	CONTACT NAME: PHONE (A/C, No, Ext): 972-770-1600 FAX (A/C, No): 972-770-1699 E-MAIL ADDRESS: INSURER(S) AFFORDING COVERAGE INSURER A: Old Republic Insurance Co. NAIC # 24147 INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
--	--

COVERAGES

CERTIFICATE NUMBER: 902318861

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR	WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY			MWZY301262	3/1/2014	3/1/2015	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						
	GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS					
	UMBRELLA LIAB	<input type="checkbox"/> OCCUR					EACH OCCURRENCE \$
	EXCESS LIAB	<input type="checkbox"/> CLAIMS-MADE					AGGREGATE \$
	DED	RETENTIONS					
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/>	N/A				WC STATUTORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Certificate holder is named as an additional insured by virtue of a written or oral contract or by the issuance/existence of a permit or certificate of insurance but only with respect to operations by or on behalf of the Insured, or to facilities of, or facilities used by the Insured and then only for the limits of liability specified in such contract for the event specified herein.

Use of Certificate Holder's property for all Heart of America Council, Boy Scouts of America official Scout meetings and activities throughout the policy period.

CERTIFICATE HOLDER

CANCELLATION

City of Lansing
800 1st Ter
Lansing, KS 66043

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

IL 10 (12/06) OLD REPUBLIC INSURANCE COMPANY

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY POLICY

It is agreed that the Persons or Entities insured provision is amended to include:

City of Lansing is named as an additional insured by virtue of a written or oral contract or by the issuance/existence of a permit or certificate of insurance but only with respect to operations by or on behalf of the Insured, or to facilities of, or facilities used by the Insured and then only for the limits of liability specified in such contract for Heart of America Council's use of City of Lansing property for all official Scout meetings and activities during the policy period.

Nothing herein shall operate to increase the insurers per occurrence liability limit of \$1,000,000.

AI-883

Policy Number: MWZY 301262

Insured: Boy Scouts of America, National Council and all of its affiliates and subsidiaries and all Local Councils and all their affiliates and subsidiaries and Learning for Life

Effective Date: 03/01/14

Expiration Date: 03/01/15

Countersignature of Authorized Representative: *Gray/Huo*

Date: 02/07/14

RELEASE OF LIABILITY & AGREEMENT TO INDEMNIFY

The City of Lansing has authorized or granted permission to the "Sponsor" to conduct certain "Activities" at the "Location," all of which are identified as follows:

Sponsor:

Troop 165 – Nils Erickson

Activities, including all other conduct related thereto:

Anticampout – overnight stay

Location:

Activity Center

For myself and/or on behalf of any minor child and/or dependent of mine identified below (individually and collectively referred to herein as "Participant"), I acknowledge and accept: (a) that participation in the Activities is voluntary; (b) that I am aware, and am fully satisfied with my understanding, of the nature of the Activities, the abilities and limitations of any Participant with respect to the Activities, and the nature of the involvement of Participant in the Activities, and (c) that there is an inherent risk that injuries, damages and even death may occur as a result of participation in the Activities.

Nevertheless, in consideration of the City of Lansing's authorization and/or grant of permission concerning the Activities, I, for myself, and/or any other Participant, and all related heirs, executors, administrators and assigns, and any other person or entity claiming by or through the rights of any Participant, including me, forever release, discharge and hold harmless the City of Lansing, its elected officials, and any of its employees and agents (individually and collectively referred to herein as the "City of Lansing Released Parties") from any and all claims, demands, and causes of action, including without limitation those for personal or bodily injury or death, based on, arising out of, or related to participation in the Activities.

In addition, I also agree to supervise any minor child and/or dependent of mine identified below and withdraw him/her from participation if he/she is unfit to participate in the Activities or if I observe any actual or impending danger to his/her health or other well-being, and I agree to indemnify and hold the City of Lansing Released Parties harmless from all liability, costs and damages, including attorney fees, if I fail to supervise him/her and/or fail to withdraw him/her from participation in the Activities and/or if any Participant, including me, asserts a claim, demand, and/or cause of action released above.

I have read, fully understand, and voluntarily agree to the foregoing.

Participant Name

Signature of Participant (or of Parent/Legal
Guardian if Minor Participant)

Date: _____

I understand that as the sponsor of this event it is my responsibility to collect and return to the City of Lansing in a timely manner "RELEASE OF LIABILITY & AGREEMENT TO INDEMNIFY" forms from all individuals that are involved with this event as a participant, volunteer or otherwise.

Mrs Erickson

Sponsor Name


Signature

12 January 2015

Date

Director T2

Recommended Action: A motion to authorize staff and Skeen's Consulting to complete easement acquisition activities for the 7 Mile Creek Action Plan.

AGENDA AGENDA AGENDA

ITEM #
4

7 Mile Creek Action Plan Appraised Values

Tract ID #	Land		Per	Cost to Cure	Additional	Comments	Total Costs	Rounded
	TCE	Perm						
1	\$ 335	\$ -	\$ -	-			\$ 335	\$ 340
2	\$ 750	\$ 264	\$ -	-			\$ 1,014	\$ 1,020
3	\$ 530	\$ 1,423	\$ -	-			\$ 1,953	\$ 1,960
4	\$ 103	\$ 524	\$ -	-			\$ 627	\$ 630
5	\$ 106	\$ -	\$ -	-			\$ 106	\$ 110
7	\$ 305	\$ 491	\$ -	-			\$ 796	\$ 800
8	\$ 304	\$ -	\$ -	1,012		80' of fence	\$ 1,316	\$ 1,320
9	\$ 587	\$ -	\$ -	-			\$ 587	\$ 590
10	\$ 5,590	\$ 528	\$ -	-			\$ 6,118	\$ 6,120
11	\$ 41	\$ 23	\$ -	-		0	\$ 64	\$ 70
12	\$ 110	\$ 166	\$ -	-			\$ 276	\$ 280
20	\$ 819	\$ 2,017	\$ -	960		parking area at range	\$ 3,796	\$ 3,800
21	\$ 603	\$ 23	\$ -	-			\$ 626	\$ 630
25	\$ 105	\$ -	\$ -	-			\$ 105	\$ 110
26	\$ 1,129	\$ 994	\$ -	3,255		concrete barriers/fence	\$ 5,378	\$ 5,380
27	\$ 970	\$ 3,625	\$ -	759			\$ 5,354	\$ 5,360
28	\$ 13,937	\$ 14,316	\$ -	-			\$ 28,253	\$ 28,260
29	\$ 279	\$ 288	\$ -	-			\$ 567	\$ 570
30	\$ 454	\$ 145	\$ -	-			\$ 599	\$ 600
31	\$ 320	\$ 475	\$ -	-			\$ 795	\$ 800
33	\$ 483	\$ -	\$ -	-			\$ 483	\$ 490
34	\$ 878	\$ -	\$ -	-			\$ 878	\$ 880
	\$ 28,738	\$ 25,302	\$ -	5,986			\$ 60,026	\$ 60,120

Public Property

23	\$ 822	\$ 1,196	\$ -	2,530		paving, chain link	\$ 4,548	\$ 4,550
35	\$ 316	\$ -	\$ -	1,350		fence and soccer goal	\$ 1,666	\$ 1,670

T_2

Recommended Action: A motion to approve supplemental agreement number 3 with George Butler Associates for design engineering services for the 9 Mile Creek Action Plan (City Project 15-01), with a cost not to exceed \$311,905.00 dollars.

AGENDAGENDAGENDA

ITEM

5

**SUPPLEMENTAL AGREEMENT NO. 3
FOR PROFESSIONAL ENGINEERING SERVICES
City of Lansing, Kansas**

This Supplemental Agreement, hereinafter referred to as "Supplemental Agreement No. 3" or "Agreement", made this _____ day of _____, 2015, by and between the City of Lansing, hereinafter referred to as the "City", and the consulting engineering firm of George Butler Associates, Inc., hereinafter referred to as the "Engineer".

WITNESSETH:

WHEREAS, the City and Engineer have previously entered into a Professional Service Agreement, dated September 19, 2013, to furnish professional engineering services for sanitary sewer design hereinafter referred to as the "Contract"; and

WHEREAS, Article II of said Contract provides that the fee to be paid to Engineer may be adjusted by a Supplemental Agreement; and

WHEREAS, this Supplemental Agreement No. 3 between the parties heretofore is to provide additional engineering services for the design, bidding, and construction of Projects 5 and 6A defined in the 2014 Sanitary Sewer Master Plan and as outlined in Attachment A of this Supplemental Agreement No. 3, attached hereto and incorporated herein by reference; and

WHEREAS, the City is desirous of entering into Supplemental Agreement No. 3 to pay the Engineer for additional services rendered to the City; and

WHEREAS, the City is authorized and empowered to contract with the Engineer for the necessary additional engineering services for the project, and necessary funds for the payment of said services are available.

NOW THEREFORE, the parties hereby agree as follows:

- A. That the Compensation under Section VI of the Contract be amended by adding the fees for services indicated in Attachment A of this Supplemental Agreement No. 3, which shall be in addition to the fees provided in the Contract. City agrees to pay Engineer an amount not to exceed three hundred eleven thousand nine hundred five dollars and no cents (\$311,905.00), including reimbursables. This Supplemental Amendment No. 3 raises the maximum fee to \$574,823.00. This is the total of the original fee (\$252,359.00), Supplemental Agreement No. 1 (\$5,959.00), and Supplemental Agreement No. 2 (\$4,600.00), plus \$311,905.00 for Supplemental Agreement No. 3. Compensation for additional Professional Engineering Services shall be billed using hourly rates and equipment charges as set forth in Attachment B, plus direct expenses. Attachment C displays the extent of the Projects 5 and 6A to be designed.
- B. That project completion dates under Article IV of the Contract is hereby amended as follows:
 - a. The design services for Project 5 and 6A shall be completed no later than December 31, 2015. This date may be extended by factors outside of the City and the Consultant's control, and if so the City and the Consultant reserve the right to renegotiate the compensation amount.

C. That Section I of the Agreement is amended to include Additional Services as outlined in the proposal attached hereto as Attachment A and made a part thereof.

IN ALL OTHER RESPECTS, the terms and conditions of the September 19, 2013 Agreement shall remain in full force and effect, except as specifically modified by this Supplemental Agreement No. 3, including all policies of insurance which shall cover the work authorized by this Supplemental Agreement No. 3.

IN WITNESS WHEREOF, the parties hereto have caused this Supplemental Agreement No. 3 to be executed as of the day and year first above written.

CITY OF LANSING, KANSAS

ATTEST:

By: _____
Gene Kirby - Mayor

City Clerk

APPROVED AS TO FORM:

City Attorney

GEORGE BUTLER ASSOCIATES, INC.

By: _____
Gary S. Beck, P.E.
Vice President

ATTACHMENT A

SCOPE OF SERVICES FOR SUPPLEMENTAL AGREEMENT NO. 3

9 MILE INTERCEPTOR PROJECTS 5 AND 6A

1. **NOT USED**

2. **Pre-Design Phase**

2.1. Attend one (1) meeting with the City. Discussions shall be held to review and confirm the project goals and objectives, to evaluate basic concerns on objectives and implementation of the project, and to confirm the scope of work. Discuss City's future growth plans and any effects that growth may have to the existing sewer network. Provide agenda and prepare minutes for meeting.

2.2. Data Collections:

2.2.1. Obtain from City and review current or past studies conducted that may affect the project work.

2.2.2. Obtain from City any GIS Information to incorporate with the project. (i.e. Sewer Network, Land Uses, etc.)

2.2.3. Review all available City television inspection video tapes of specific line segments, as well as cleaning history.

2.2.4. Review any available City data on rainfall, smoke testing, dye-water testing, manhole inspections, building inspections, private I&I removal records and flow monitoring as appropriate.

2.3. Advise the City of the need for services not provided by the engineer.

3. **Preliminary Design**

3.1. Develop Preliminary Alignment & Easements

3.1.1. Develop conceptual layouts of alternative alignments using the County and City GIS digital information. Various construction methods will be considered in the development of the conceptual alignments.

Meet with City staff to discuss and refine the conceptual alternative alignments.

3.1.2. Prior to beginning field activities, the Engineer will notify all property owners along the proposed sewer alignments, in writing, of the survey activities and the anticipated schedule. The Engineer will attempt to obtain from the property owners, the approximate elevations and orientation of all existing sewer service lines from existing structures to on-site sewage disposal systems and the approximate location of on-site sewage disposal system tanks, laterals, and mound systems.

Coordinate the proposed design with the designs of any proposed developments being concurrently undertaken by property owners.

Contact Utility companies with information regarding the proposed project and requesting any mapping of the company's utilities in the project area.

Coordinate and attend meeting with the Lansing Correctional Facilities (LCF) to discuss the project and the operational procedures requirements for access onto the LCF for preliminary field work design layout of alignment, survey work and construction of the project on LCF property.

- 3.1.3. The conceptual alignments will be reviewed and refined in the field by the Engineer. The Engineer will evaluate alignments with respect to local, state, and federal requirements including stream setbacks, stream crossings, and wetlands. The Engineer will also evaluate temporary easements and potential access easements based on conditions observed in the field. The Engineer will note any grade-dependent facilities and stream flow lines. The Engineer shall use GPS equipment to obtain horizontal coordinates for each of the points of deflection for the proposed alignment.

Requests for realignments by property owners, developers, etc. shall be submitted to the City for approval. Engineer will document all attempts to contact the property owners and the discussions with the property owners when attempts are successful. Copies of the documentation will be provided to the City.

The Engineer will develop opinions of probable construction cost (OPCC) for the conceptual alignments including costs for trenchless construction methods, for rock excavation and for surface restoration. City staff and the Engineer will meet to review the proposed alignments and costs and to finalize the preferred alignment.

- 3.1.4. Facilitate and assist City in conducting Open House meeting to discuss the proposed project. Assist City with preparation of public notice prior to Open House. Prepare meeting agenda and sign-up sheet. Prepare and present exhibits for presentation to the public. Address technical questions posed by attendees. Record comments and concerns voiced by property owners. City shall establish meeting time and location and make necessary arrangements for meeting.
- 3.1.5. Contact utility companies, and regulatory agencies. The Engineer will attempt to meet with representatives of these agencies to discuss potential conflicts and considerations that affect the proposed alignment. The Engineer will provide to the City documentation of the interactions with these agencies.
- 3.1.6. Coordinate and attend meetings with KDHE to discuss project at the start of the preliminary design and after the Final Design to discuss the finding and any modifications required of the City's original report findings.

- 3.1.7. Perform horizontal and vertical control survey to establish the base for layout of property and lot lines. Field surveying will be accomplished using modern electronic distance measuring and field data collection equipment. Horizontal control will be based on the North Zone Kansas State Plane Coordinate System – NAD 83. Vertical control will be based on FEMA LIDAR flight NAVD 88. Horizontal and vertical (x, y, and z) accuracy tolerances will be +/- 2 cm or less. All field survey data will be collected using survey grade RTK methods. Reference reports shall be filed with the county and state for all section corners, quarter corners and center corners located for a project as required by state law. The Engineer will survey the locations of grade dependant facilities
- 3.1.8. Obtain an Ownership Certification (an Ownership and Encumbrance report) from a title company for each property. Using the title report information, the Engineer will position the existing property and lot lines on the horizontal control network. The Engineer will notify the City of any discrepancies encountered in the layout of the properties. The Engineer will provide copies of the ownership certifications to the City.
- 3.1.9. Using GPS-obtained coordinates of the proposed alignment and County and City GIS data, prepare preliminary plan and profile sheets with County and City GIS data as a background. The Engineer will develop a preliminary vertical design of the sewer using a ground surface profile developed from the County's contour mapping. To the greatest extent possible, the Engineer will show existing facilities (utilities and on-site sewage disposal systems) on the drawings. The Engineer will show the proposed permanent and temporary easements and property owner information on the plan and profile sheets. The Engineer will submit to the City, two (2) copies of the preliminary plan and profile sheets for review. Upon receipt of comments from the City, the Engineer will revise the plan and profile sheets to address the comments and resubmit.
- 3.1.10. Review alignments and preliminary plans with Contractor to discuss construction methods and feasibility and any alternate construction methods that might be available.
- 3.1.11. Following City approval of the alignment and easement layout, prepare legal descriptions of easements and easement exhibits. The easement descriptions will be provided to the City in a word processing file format. The easement exhibit will show an easement number, owner's name(s), scale, north arrow, square footage of sanitary sewer easements and the location of all temporary and permanent easements. Provide an overall easement layout map showing ownership names, easement and tract (PID) numbers, street names and property lines
- 3.1.12. Assist the City with meeting with property owners as necessary for the project. Schedule meetings with property owners as required with a maximum of 10 meetings.
- 3.2. Perform topographical surveys as necessary to prepare construction drawings. Bench marks for construction will be set along the project at intervals not exceeding

one quarter of a mile. The minimum corridor width for establishing topographical features along the alignment is 100 feet. The minimum topographical features that will be obtained are top of creek banks, flow line of creek, drainage structures, dense wooded area outlines, and all trees in residential lots, decorative shrubs and bushes, landscaping improvements, mailboxes, signs, fences, curbs, sidewalks, driveways, roadways, overhead and underground utilities including storm conveyance facilities, buildings, structures and any other features which will assist the City, regulatory agencies and contractors in reviewing and bidding the proposed improvements. Ground elevations will be obtained along the project baseline every 50 feet and at significant breaks in the profile. Points of intersection (PI's) along the project baseline will be marked with an iron bar and wood lath. PI's will be physically referenced using three ties to markers on physical objects and state plane coordinates shall be determined, and the ties and coordinates shall be shown on the plan sheets. The location of on-site sewage disposal system tanks, laterals, and mound systems shall be shown on the drawings to the greatest extent possible.

- 3.3. Produce project drawings which shall include, but not be limited to:
 - 3.3.1. Title Sheet
 - 3.3.2. General Layout Sheet with summary of quantities for the projects
 - 3.3.3. Plan and Profile and Plan Sheets for flow diversion structure at WWTF pump station.
 - 3.3.4. Standard and Special Detail Sheets including Erosion Control Plans and Details
 - 3.3.5. A computer spreadsheet which indicates the factors and calculations used to arrive at the pipe design slopes and sizes.
- 3.4. All drawings shall conform to the City drafting standards and minimum plan requirements where applicable. All drawings shall be produced using AutoCAD Version 2012 or later. The AutoCAD files will be provided to the City as required upon completion of the project.
- 3.5. Prepare and submit three (3) bound copies of a Basis of Design Memorandum. The Basis of Design Memorandum will include the following:
 - 3.5.1. A spreadsheet hydraulic analysis of the existing sanitary sewers comparing the City's design flow curve against the flow monitoring data
 - 3.5.2. A hydraulic grade line (HGL) if the existing sewers cannot meet the City's criteria for % full
 - 3.5.3. Design spreadsheets for any proposed sewer alignments with pipe sizing and drainage area for each line
- 3.6. Submit four (4) copies of the preliminary project drawings, Basis of Design Memorandum, and an updated Opinion of Probable Construction Cost to the City for review and comment.

4. Final Design

- 4.1. Attend one (1) meeting with the City to discuss any comments or changes to the preliminary project drawings.
- 4.2. Provide revisions to easement documents for a maximum of 20% of the properties for the project.
- 4.3. Perform field staking of the proposed right-of-way limits, within sub-meter accuracy, for the properties selected by the City, for a maximum of 20% of the total project horizontal alignment.
- 4.4. Produce contract specifications including: (1) the City's standard "front-end" contract documents which include instructions to bidders, bid forms, bond forms, general conditions (a version from the National Society of Professional Engineers, unmodified) and an Exhibit A that lists the duties, responsibilities and limitations of the authority of the resident project representative, supplemental conditions, and special provisions to the technical specifications, (2) technical specifications, (3) subsurface information.
- 4.5. Submit five (5) copies of the final project drawings and two half size set and contract specifications to the City for review.
- 4.6. Outline a plan for obtaining sub-surface information for the project. The plan shall include the approach to obtaining subsurface information as follows:
 - 4.6.1. At every manhole location or at intervals not to exceed 300 feet.
 - 4.6.2. The depth of soil borings will be to one (1) foot below proposed sewer invert elevation or one (1) foot below auger refusal which ever is deepest.
 - 4.6.3. At every third manhole and at the end of every tunnel or horizontal bore, if auger refusal is encountered above sewer invert elevation, rock corings will be made to a depth of one (1) foot below the sewer invert elevation. Obtain two rock cores to one foot below sewer invert on every horizontal bore.

Review the subsurface investigation plan with the City and revise per the City's comments.

Obtain subsurface information including any clearing necessary to access the alignment via truck-mounted or all-terrain drill rigs.

Soil boring and coring logs will be made available by the Engineer for the prospective bidders. Professional Services Industries, Inc. PSI shall retain cores at their office for examination by bidders or contractors.

The Engineer will be required to re-stake or re-establish the boring locations in the field.

- 4.7. Assist the City in obtaining approvals from government authorities having jurisdiction over the project including KDOT by attending a maximum of five (5) meetings. Assist

the City in obtaining regulatory approvals, including KDHE applications, DWR applications, KDOT applications. Ensure that any applicable local codes or other requirements are satisfied by the design. The Engineer shall prepare a Soil and Erosion Control Plan, apply for the US Army Corps of Engineers Section 404 permit which may require a stream wetland inventory report, apply for Kansas Clean Water Act Section 401 permit, submit Kansas Notice of Intent, and apply for applicable City soil and erosion control and land disturbance permits.

5. Bidding Phase

5.1. Coordinate with Drexel Technologies, Inc. (913.341.2333) to provide and distribute project drawings and contract specifications in accordance with City's Purchasing Procedures to all interested parties.

5.2. Consider inquiries prior to the bid opening from contractors, subcontractors, and suppliers, and draft addenda to the project contract documents as required.

5.3. Conduct a pre-bid conference for prospective bidders if deemed necessary by the City.

5.4. Attend Bid Opening and provide an engineer opinion of construction costs.

Review the bids for completeness and accuracy. Develop a bid tabulation spreadsheet and submit it to the City in a PDF format. Submit a written recommendation of contract award to the City.

5.5. Prior to recommending award, consult with, advise and submit a written report to the City on the responsibility and responsiveness of the proposed contractor, the acceptability of proposed subcontractors, substitute materials and equipment proposed by the contractor. The Engineer shall review the following criteria in determination of contractor and sub-contractor acceptability:

5.5.1. Contractor's Audited Financial Statement.

5.5.2. The contractor's and sub-contractors' personnel and their relative experience, and the quality and availability of the equipment and machinery. The contractor and sub-contractor must also establish that the supervisor directly in charge of the work has been actively engaged in construction and coordination for the type of work required by the bid documents for a continuous period of at least two (2) years within the five (5) years preceding the bid opening.

5.5.3. The contractor's and sub-contractors' performance record in performance of other similar contracts for public and private improvements.

5.5.4. Obtain references from the proposed contractor and contact a minimum of three of the references and, if requested by the City, a minimum of three of the sub-contractors' references.

5.5.5. The nature and extent of other contract commitments involving the use of the contractor's and sub-contractors' personnel, machinery and equipment.

- 5.5.6. Whether or not the contractor or sub-contractors have been denied contract award by other public entities, and if so, the reasons thereof, including entity name, type of work, and date of denial.
- 5.5.7. Any other fact that, in the Engineer's opinion, would materially affect the ability of the contractor or sub-contractors to properly, adequately, expeditiously and satisfactorily prosecute the work.
- 5.6. Provide the successful bidder with eight (8) sets of the contract specifications ready for contract execution.

6. Construction Phase

- 6.1. Assist the City in conducting a pre-construction conference with the contractor and all interested parties. Provide a written summary of the conference. The Engineer will notify all affected utility companies in writing, prior to the pre-construction conference.
- 6.2. Attend meetings as necessary with property owner with Contractor in regards to start of construction on property.
- 6.3. Review shop drawings, test results and other submittals which the contractor submits, to show conformance to the contract documents.
- 6.4. Consult with the City and act as the City' professional engineering representative in dealing with the contractor. Attend and provide a written summary of monthly progress meetings with contractor and City at project site.
- 6.5. Engineer shall stake the location of all proposed manholes and establish temporary benchmarks along the length of the project. Trees, which are indicated to be saved on the drawings, will be marked with flagging by the Engineer. Detailed construction staking is not the responsibility of the Engineer.
- 6.6. Coordinate, with the contractor, the taking of: preconstruction photos and video tapes of the entire alignment, temporary easements and adjacent developed properties and roadways; construction progress photos of critical elements of the project.
- 6.8. Review applications for payment with the contractor for compliance with the contract documents and submit to the City with a recommendation for payment.
- 6.9. Review any change orders and provide recommendations to the City. Utilize the City' standard change order checklist, and submit the checklist with the recommendation.
- 6.10. Conduct an inspection to determine if the project is substantially complete, and submit to the contractor a list of observed items requiring completion or correction. The resident construction observer will be present during the Contractor's performance of infiltration and exfiltration testing, deflection testing, manhole vacuum testing and line lamping activities. Engineer shall provide the City' inspector's ample prior notice of these tests.

6.11 Advise the City when the project is fully completed. Conduct an inspection, in the company of the City and contractor, to verify that the project is fully completed. Submit a recommendation for final acceptance of the project to the City.

6.12 Prepare and Submit Record Drawings

6.12.1 The Engineer will determine the as-constructed distance between manholes, changes in horizontal alignments, pipe invert elevations and manhole rim elevations using electronic surveying equipment. A list of coordinate values for each manhole will also be provided.

6.12.2 Provide the City with two (2) sets of paper prints of as-constructed drawings. The AutoCAD files will be given to the City upon completion of the project with an ESRI shape file of the alignment and manholes completed for the project. The shape file will be populated with manhole and pipe data.

City of Lansing
9 Mile Sanitary Sewer Improvements

Design, Bid Phase
Labor Costs Totals

CLASSIFICATION	PRI	SASC	ASC	SAES	AES1	AES2	AES3	STEC	DT_1	SOBS	OBS1	RLS	SP_2	TOTAL	TOTAL
HOURLY CHARGEOUT RATE	\$260	\$160	\$180	\$150	\$125	\$100	\$95	\$125	\$95	\$126	\$105	\$115	\$152	HRS	COST
2. PRE-DESIGN PHASE															
2.1. Attend kickoff meeting with Districts	1		2				5	5						13	\$1,720
2.2. Data Collections															
2.2.1 Review current and past studies in projects areas			1				3	3						7	\$840
2.2.2 Obtain City GIS Data							2	6						8	\$940
2.2.3 Review any CCTV tapes			1				4	4						9	\$1,060
2.2.4 Review any previous data from monitoring projects															\$0
2.3. Advise City of Services not provided by the engineer	1		1					1						3	\$565
Expenses:															
Mileage - General					54			mi		\$0.56					\$31
Printing/Plotting drawings and report					0			LS							\$0
Misc. photography, delivery, postage					0			LS							\$0
Sub-Total 2. Pre-Design Phase	2	0	5	0	0	0	14	19	0	0	0	0	0	40	\$5,156
3. PRELIMINARY DESIGN PHASE															
3.1 Develop Preliminary Alignment & Easements															
3.1.1 Develop conceptual layout of alternative alignments			1				14	20						35	\$4,010
3.1.2 Develop letter and exhibit for property owners			1				26	6						33	\$3,400
3.1.3 Establish alignment in field and present alternatives to City			2	17	12		8	24						63	\$8,170
3.1.4 Facilitate and assist Owner with Open House meeting			4				13	35						52	\$6,330
3.1.5 Coordinate with utilities, regulatory agencies, LCF			3				27	21				4		55	\$6,190
3.1.6 Coordinate meeting with KDHE (if necessary)			4					2						6	\$970
3.1.7 Perform horizontal and vertical control survey work								4	4					16	\$8,800
3.1.8 Obtain Ownership and Encumbrance reports							2	6	4					16	\$1,780
3.1.9 Develop Preliminary P&P using GIS and aerial			5				46	44		4				99	\$11,274
3.1.10 Review alignments with Contractor			2					6						8	\$1,110
3.1.11 Prepare legal description from City approval of alignments			1				8	8	170			24		211	\$20,850
3.1.12 Assist Owner with property owner meetings			1					30						31	\$3,930
3.2. Perform topographical survey								8	88			16	96	208	\$25,792
3.3. Produce project drawings	4	32	4		85		159	87	38	8				417	\$48,103
3.4. Submit Basis of Design Memorandum			2				24	8						34	\$3,640
3.6. Submit prelim. Drawings and estimate for review			5				8	32		12				57	\$7,172
Expenses:															
Mileage - General					1468			mi		\$0.56					\$823
Mileage - Survey					1500			mi		\$0.76					\$1,140
Printing/Plotting drawings and report					\$247			LS							\$247
Misc. photography, delivery, postage					\$200			LS		\$20					\$200
GPS Equipment					0			HRS		\$60					\$0
Real Time Kinematic (RTK)					40			HRS							\$2,400
Sub-Total 3. Prelim. Design Phase	4	32	35	17	97	0	335	341	304	24	0	64	136	1389	\$166,331

City of Lansing
9 Mile Sanitary Sewer Improvements

Design, Bid Phase
Labor Costs Totals

CLASSIFICATION	PRI	SASC	ASC	SAES	AES1	AES2	AES3	STEC	DT 1	SOBS	OBS1	RLS	SP 2	TOTAL	TOTAL
HOURLY CHARGEOUT RATE	\$260	\$160	\$180	\$150	\$125	\$100	\$95	\$125	\$95	\$126	\$105	\$115	\$152	HRS	COST
4. FINAL DESIGN PHASE															
4.1. Attend meeting to review City comments	1		2				5	5						13	\$1,720
4.2. Provide easement revisions (max 20% revisions)			1					14	14			4		33	\$3,720
4.3. Perform field staking of proposed easements			1				20	20						41	\$4,580
4.4. Produce contract documents and specifications			8							60				68	\$9,000
4.5. Submit final drawings, specs & estimate for review			4				8	32		8				52	\$6,488
4.6. Develop plan for obtaining soils borings			3				24	46						73	\$8,570
4.7. Assist City in obtaining necessary permits			3	42	44		60	10						159	\$19,290
Expenses:															
Mileage - General					589			mi		\$0.56					\$330
Mileage - Survey					0			mi		\$0.76					\$0
Printing/Plotting drawings and report					\$199			LS							\$199
Misc. photography, delivery, postage					\$225			LS							\$225
Title Company - Obtain O&E's					34			ea		\$250					\$8,500
KDHE & DWR permit fee					\$160			LS							\$160
Geotechnical Investigations					\$12,000										\$12,000
Sub-Total 4, Final Design Phase	1	0	22	42	44	0	117	127	14	68	0	4	0	439	\$74,782
TOTAL DESIGN PHASE HOURS AND FEE	7	32	62	59	141	0	466	487	318	92	0	68	136	1868	\$246,269
5. BID PHASE (1 BID OPENING)															
5.1. Coord. w/ Drexel Tech to distribute bidding docs.			2							16				18	\$2,376
5.2. Consider inquiries and develop addenda			8							24				32	\$4,464
5.3. Conduct a pre-bid conference															\$0
5.4. Attend bid-opening and recommend award			4							6				10	\$1,476
5.5. Submit written report on bidder's responsiveness			2							6				8	\$1,116
5.6. Provide contract docs to low bidder for execution			1							6				7	\$936
Expenses:															
Mileage - General					54			mi		\$0.56					\$31
Printing/Plotting drawings and report					\$2,340			LS							\$2,340
Misc. photography, delivery, postage					0			LS							\$0
Additional Fee Increase for New Rates July 2015															\$311
Sub-Total 5, Bid Phase	0	0	17	0	0	0	0	0	0	58	0	0	0	75	\$13,050

City of Lansing
9 Mile Sanitary Sewer Improvements

Design, Bid Phase
Labor Costs Totals

CLASSIFICATION	PRI	SASC	ASC	SAES	AES1	AES2	AES3	STEC	DT 1	SOBS	OBS1	RLS	SP 2	TOTAL	TOTAL
HOURLY CHARGEOUT RATE	\$260	\$160	\$180	\$150	\$125	\$100	\$95	\$125	\$95	\$126	\$105	\$115	\$152	HRS	COST
6. CONSTRUCTION PHASE															
6.1. Conduct a pre-construction conference			2							4				6	\$864
6.2. Attend Property Owner meeting with Contractors										8				8	\$1,008
6.3. Review Contractor's submittals			4							56				60	\$7,776
6.4. Act as City professional engineer representative	4	5	24	30					2	40				105	\$15,890
6.5. Stake MHs and establish TBMs								2						2	\$250
6.6. Coordinate preconstruction videos and photos by Contractor			4							24				28	\$3,744
6.8. Review payment applications			4							32				44	\$5,752
6.9. Review CO's and provide recommendations			8					8		24				32	\$4,464
6.10. Conduct substantial completion inspection			1							8				9	\$1,188
6.11. Conduct final completion inspection			1					32	8			4	24	69	\$9,048
6.12. Prepare and submit record drawings															
Expenses:															
Mileage - General					714			mi		\$0.56					\$400
Mileage - Survey					200			mi		\$0.76					\$152
Printing/Plotting drawings and report					\$500			LS							\$500
Misc. photography, delivery, postage					\$0			LS							\$0
Structural Expense					\$50			LS							\$50
Additional Fee Increase for New Rates July 2015															\$1,500
Sub-Total 6. Construction Phase	4	5	48	30	0	0	0	42	10	196	0	4	24	363	\$52,586
TOTAL HOURS AND FEE	11	37	127	89	141	0	466	529	328	346	0	72	180	2306	\$311,905
7. CONTINGENCY ITEMS															
7.1. Archeological Investigation Labor (Coord & Review)			1	8				6						15	\$2,130
7.2. Archeological Investigation Sub-Consultant Fee				40	8			LS		\$2,500				48	\$2,500
7.3. 401/404 Permitting				12	2									14	\$2,050
7.4. Phase 1 Bat Habitat Assessment								LS							\$3,000
7.5. Utility Locates - Potholing			1					4		\$3,000		2	6		\$1,822
7.6. Utility Locates - Potholing Coordination	0	0	2	60	10	0	0	10	0	\$5,500	0	2	6	77	\$18,502
Sub-Total 7. Contingency Items															
TOTAL FEE w/ CONTINGENCY															\$330,407

EXHIBIT B
GEORGE BUTLER ASSOCIATES, INC.
ENGINEERS / ARCHITECTS
STANDARD HOURLY RATES

Employment Classification	Hourly Rate
Principal	\$ 260.00
Senior Associate	215.00
Associate	180.00
Senior Architect / Civil Engineer / Specialist	150.00
Senior Mechanical / Electrical Engineer	160.00
Architect / Civil Engineer / Specialist 1	125.00
Mechanical / Electrical Engineer 1	130.00
Architect / Civil Engineer / Specialist 2	100.00
Mechanical / Electrical Engineer 2	105.00
Architect / Civil Engineer / Specialist 3	95.00
Mechanical / Electrical Engineer 3	102.00
Senior Arch / Civil / Specialist Technician	125.00
Senior Mechanical / Electrical Technician	135.00
Design Technician 1	95.00
Design Technician 2	75.00
Design Technician 3	65.00
Senior Construction Observer	126.00
Construction Observer 1	105.00
Construction Observer 2	95.00
Construction Observer 3	85.00
Construction Observer 4	80.00
Field Technician 1	85.00
Field Technician 2	72.00
Field Technician 3	58.00
Administrative Assistant 1	87.00
Administrative Assistant 2	66.00
General Office 1	60.00
General Office 2	46.00
Land Surveyor	115.00
Survey Technician 1	90.00
Survey Technician 2	62.00
Survey Technician 3	50.00
2-Man Survey Party	152.00

Equipment

(CAD and Total Station Survey Equipment expenses are included in the above hourly rates unless otherwise stipulated by contract.)

Global Positioning System Equipment	20.00	per hour
Real Time Kinematic Global Positioning System Equipment (RTK)	60.00	per hour
Utility Locator	15.00	per day
Ground Penetrating Radar Equipment	500.00	per day
Nuclear Density/Soil Testing Equipment	50.00	per day
Concrete Testing Equipment	20.00	per day
Traffic Counters	20.00	per day

Expenses

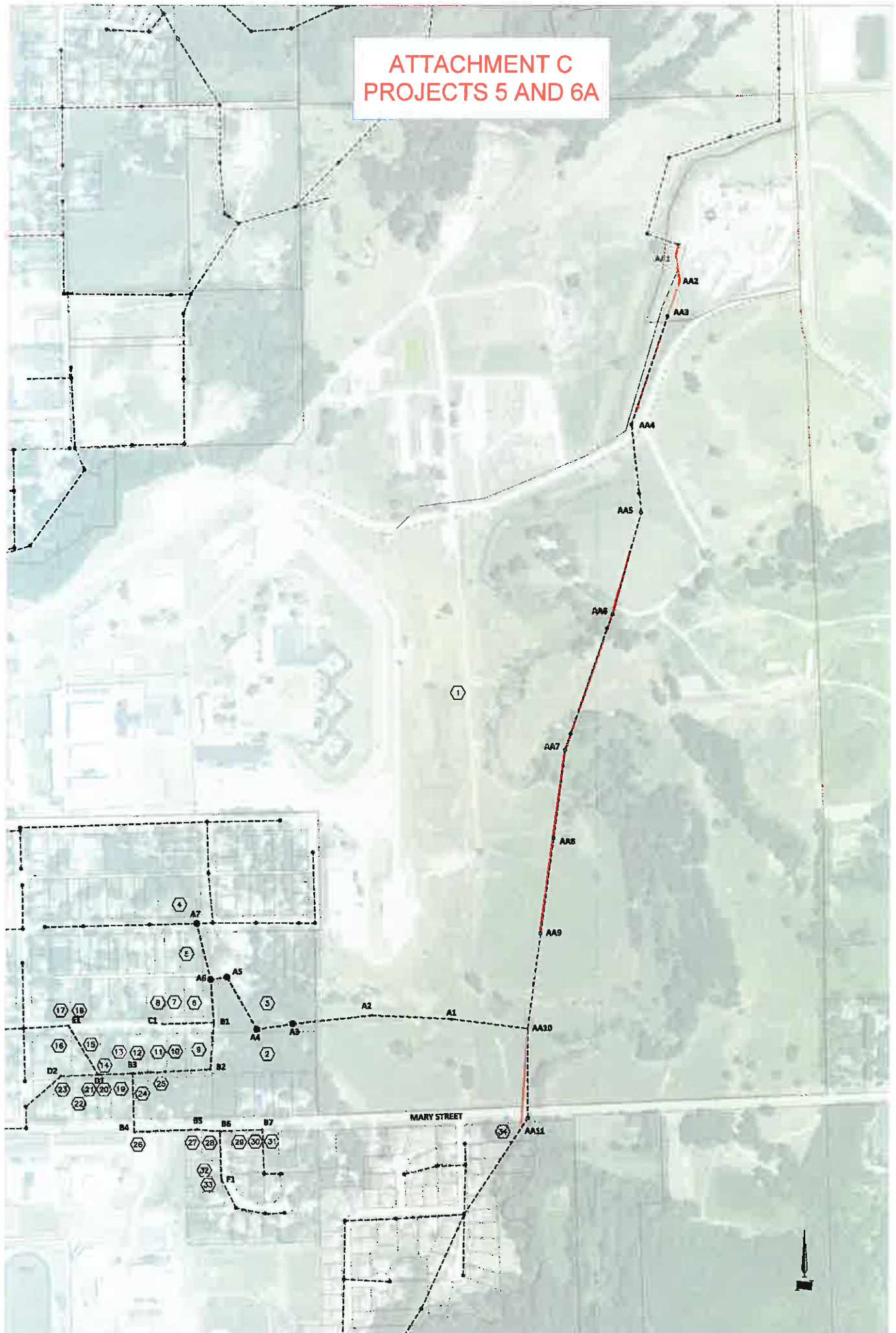
Reimbursable expenses (travel, vehicle mileage, vehicle rental, printing and plotting, subsistence, long distance telephone, etc.) incurred will be charged at cost plus 10% to cover administrative overhead.

The following items will be charged as shown:

Company Survey Vehicles	0.76	per mile
Company Pick-up Truck	0.56	per mile
Personal and Company Cars	0.56	per mile

Effective Date: July 1, 2014

ATTACHMENT C
PROJECTS 5 AND 6A



TO: Michael W. Smith, City Administrator *mt*
FROM: Anthony J. Zell, Jr., Wastewater Utility Director *TZ*
DATE: January 29, 2015
SUBJECT: 9 Mile Creek Sanitary Sewer Action Plan

At the January 22, 2015 Council Work Session, the Lansing City Council was briefed on the results of the Sanitary Sewer Master Plan, completed by George Butler Associates, and approved by the City Council at the December 18, 2014 regular council meeting. As a result of the findings of the master plan, two interceptor projects are needed within the 9-Mile Creek drainage basin to eliminate surcharging within the collection system, and to keep future development moving forward.

Staff has drafted an action plan for council consideration based on GBA's findings. A copy of the Action Plan is attached for your review. Once approved by the Lansing City Council, it will be forwarded to KDHE for review and approval.

Recommended Action: A motion to approve the 9 Mile Creek Sanitary Sewer Action Plan as presented.

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The City of Lansing
Administration Department
www.lansing.ks.us

**ACTION PLAN FOR 9-MILE CREEK WATERSHED
SANITARY SEWER COLLECTION SYSTEM**

DATE FEBRUARY 5, 2015

Based on the results of the 2014 Sanitary Sewer Master Plan, completed by George Butler Associates, and approved by the Lansing City Council on December 18, 2014, the Lansing City Council has adopted this action plan on the 5th day of February, 2015 for improvements to the sanitary sewer collection system.

Construction documents for both projects will be completed no later than December 31, 2015.

No later than December 31, 2016, the following improvements will be made.

1. Project No. 5 of the Sanitary Sewer Master Plan and located in flow monitoring basin 8. This work consists of the replacement of approximately 3,200 feet of 8-inch sewer pipe with PVC pipe ranging in size from 12-inch to 18-inch. The replacement segment goes from manhole D-08-135 upstream to manhole C-08-015 on the main Nine Mile Interceptor sewer. The relief sewer extends from South 2nd Street east to the existing interceptor, just north of East Mary Street.
2. Project No. 6A of the Sanitary Sewer Master Plan and are located in flow monitoring basin 5. This work consists of the installation of approximately 4,700 feet of 36-inch relief sewer. The relief sewer begins upstream at manhole C-09-065 just north of East Mary Street and flows north to the Wastewater Treatment Facility.

Louis M. Kirby
Mayor
City of Lansing, Kansas