

**CITY OF HAYS COMMISSION MEETING  
THURSDAY, JULY 25, 2013 – 6:30 P.M.  
AGENDA**

1. Call to order by Chairperson.
2. **MINUTES**: Consider approval of the minutes from the regular meeting held on July 11, 2013. (PAGE 1)
3. **FINANCIAL STATEMENT**: Consider accepting the Financial Statement for the month of June, 2013. (PAGE 9)
4. **CITIZEN COMMENTS**: (non-agenda items).
5. **CONSENT AGENDA**: (Items to be approved by the Commission in one motion, unless objections are raised).
  - A. **Mayoral Appointments for Approval**: Hays Beatification Committee (PAGE 69)
  - B. **Mayoral Appointment Recommendations**: Fort Hays Municipal Golf Course Advisory Board, Hays Area Board of Zoning Appeals, Hays Area Planning Commission and Hays Beautification Committee (PAGE 73)

**UNFINISHED BUSINESS**

(No business to review)

**NEW BUSINESS**

6. **ORDINANCE TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2013-A**: Consider approving Ordinance No. 3868 authorizing and providing for the issuance of General Obligation Refunding and Improvement Bonds, Series 2013-A. (PAGE 87)
7. **RESOLUTION FOR THE SALE AND DELIVERY OF GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2013-A**: Consider approving Resolution No. 2013-020 prescribing the form and details of and authorizing and directing the sale and delivery of General Obligation Refunding and Improvement Bonds, Series 2013-A. (PAGE 103)
8. **NORTH WATER TOWER INTERIOR PAINTING – AWARD OF BID**: Consider accepting the low bid from Utility Service Corporation, Inc. for the sandblasting, painting and repairs to the inside of the 500,000 gallon water tower to be funded from the Water-Wastewater Capital Reserves. (PAGE 143)
9. **OIL AND GAS LEASE – HAYS MEMORIAL GARDENS CITY CEMETERY**: Consider accepting the Oil and Gas Lease, pertaining to Hays Memorial Gardens City Cemetery, proposed by David Barker, with the bonus payment. (PAGE 147)

10. **PROGRESS REPORT**
11. **[REPORT OF THE CITY MANAGER](#) (PAGE 153)**
12. **COMMISSION INQUIRIES AND COMMENTS**
13. **EXECUTIVE SESSION (IF REQUIRED)**
14. **ADJOURNMENT**

**ANY PERSON WITH A DISABILITY NEEDING SPECIAL ACCOMMODATIONS TO ATTEND THIS MEETING SHOULD CONTACT THE CITY MANAGER'S OFFICE 48 HOURS PRIOR TO THE SCHEDULED MEETING TIME. EVERY ATTEMPT WILL BE MADE TO ACCOMMODATE ANY REQUESTS FOR ASSISTANCE.**

MINUTES OF A MEETING  
OF THE GOVERNING BODY OF  
THE CITY OF HAYS, KANSAS  
HELD ON JULY 11, 2013

**1. CALL TO ORDER BY CHAIRMAN:** The Governing Body of the City of Hays, Kansas met in regular session on Thursday, July 11, 2013 at 6:30 p.m.

Roll Call: Present: Kent Steward  
Henry Schwaller IV  
Eber Phelps  
Shaun Musil  
Ron Mellick

Chairperson Steward declared that a quorum was present and called the meeting to order.

**2. MINUTES:** There were no corrections or additions to the minutes of the regular session held on June 27<sup>th</sup>, 2013; the minutes stand approved as presented.

**3. CITIZEN COMMENTS:** There were no comments.

**4. CONSENT AGENDA:** Henry Schwaller IV moved, Ron Mellick seconded, that the following mayoral appointment be approved.

Hays Area Planning Commission

Travis Rickford – unexpired term to expire April 30, 2014

Vote: Ayes: Kent Steward  
Henry Schwaller IV  
Eber Phelps  
Shaun Musil  
Ron Mellick

Mayor Steward presented the following proposed mayoral appointments, which will be voted upon for approval at the July 25, 2013 Commission meeting.

Hays Beautification Committee

Janis Lee – 3 year term to expire August 1, 2016

Marcia Tacha – 3 year term to expire August 1, 2016

**NEW BUSINESS**

**5. RAG ADDITION FINAL PLAT:** Ron Mellick moved, Eber Phelps seconded, that Resolution No 2013-019, being a resolution accepting the final plat known as RAG Addition be approved.

Vote: Ayes: Kent Steward

Henry Schwaller IV

Eber Phelps

Shaun Musil

Ron Mellick

Agenda Item No. 7 was addressed before item No. 6.

**7. RECONSIDER REQUEST FOR REZONING (A-L TO C-2) – PROPOSED**

**LUECKE ADDITION (ZONING CASE #13-01):** The owners of the property located along and south of 41<sup>st</sup> St. east of Home Depot (Proposed Luecke Addition) have submitted a request to rezone a portion of the property from A-L (Agriculture District) to C-2 (General Commercial and Service District). A public hearing was conducted on April 15, 2013 at the regular meeting of the Planning Commission, and by vote of 7-0, a recommendation was made by the Planning Commission to the City Commission to approve the rezoning as requested. The City Commission sent the item back to the Planning Commission for further review based on concerns of the agricultural carve-out, and upon further review, the Planning Commission voted to deny the zoning request. The contributing factor in this new recommendation is the fact that the developer submitted a new zoning application which removes the agricultural carve-out adjacent to the commercial zoned area.

Henry Schwaller IV moved, Eber Phelps seconded, that the rezoning request from A-L (Agriculture District) to C-2 (General Commercial and Service District) for a portion of the proposed Luecke Addition be denied.

Vote: Ayes: Kent Steward

Henry Schwaller IV  
Eber Phelps  
Shaun Musil  
Ron Mellick

**6. REQUEST FOR REZONING (A-L TO C-2) – PROPOSED LUECKE**

**ADDITION (ZONING CASE #13-05):** The owners of the property located along and south of 41<sup>st</sup> St. east of Home Depot (Proposed Luecke Addition) have submitted a request to rezone a portion of the property from A-L (Agriculture District) to C-2 (General Commercial and Service District). A public hearing was conducted on June 17, 2013 at the regular meeting of the Planning Commission, and by vote of 8-0, a recommendation was made by the Planning Commission to the City Commission to approve the rezoning as requested by the applicant. This application is a revised application from what the City Commission originally heard at the May 23, 2013 Commission meeting that removes the tract of agricultural zoned property from the development.

Henry Schwaller IV moved, Ron Mellick seconded that Ordinance No. 3867 rezoning a portion of the proposed Luecke Addition from A-L (Agriculture District) to C-2 (General Commercial and Service District) be approved.

Vote: Ayes: Kent Steward

Henry Schwaller IV  
Eber Phelps  
Shaun Musil  
Ron Mellick

**8. RECONSIDER REQUEST FOR REZONING (A-L TO R-3) – PROPOSED**

**LUECKE ADDITION (ZONING CASE#13-02):** The owners of the property located along and south of 41<sup>st</sup> St. east of Home Depot (Proposed Luecke Addition) have submitted a request to rezone a portion of the property from A-L (Agriculture District) to R-3 (Two-Family Dwelling District). A public hearing was conducted on April 15, 2013 at the regular meeting of the Planning Commission, and by vote of 7-0, a recommendation was made by the Planning Commission to the City Commission to approve the rezoning as requested. The City

Commission sent the item back to the Planning Commission for further review based on concerns of the agricultural carve-out near the area of the commercial zoning request. Upon further review at the June 17, 2013 Planning Commission Meeting, the Planning Commission voted to still approve the zoning request. The contributing factor in this recommendation is the fact that the developer submitted a new zoning application which removes the agricultural carve-out adjacent to the commercial zoned area.

A letter was received on July 10<sup>th</sup>, 2013 from the property owner Luecke Properties, LLC, asking that this rezoning request be cancelled. Commissioner Steward clarified that both the property owner and the developer asked that this request be denied so they can go back to the drawing board for this area.

Ron Mellick moved, Henry Schwaller seconded, that Ordinance No. 3868 rezoning a portion of the proposed Luecke Addition from A-L (Agriculture District) to R-3 (Two-Family Dwelling District) be denied.

Vote: Ayes: Kent Steward

Henry Schwaller IV

Eber Phelps

Shaun Musil

Ron Mellick

**9. REPLAT OF LOT 2, BLOCK 9, GOLDEN BELT 8<sup>TH</sup> ADDITION – ENGINEERING SERVICES AGREEMENT:** Henry Schwaller IV moved, Eber Phelps seconded, to approve the Engineering Services Agreement with Ruder Engineering & Surveying, LLC for an amount not to exceed \$15,300 for professional services related to improvements in the Replat of Lot 2, Block 9, Golden Belt 8<sup>th</sup> Addition.

Vote: Ayes: Kent Steward

Henry Schwaller IV

Eber Phelps

Shaun Musil

Ron Mellick

**10. AMENDED ECONOMIC DEVELOPMENT POLICY – RURAL HOUSING IMPROVEMENT DISTRICT (RHID):**

The Rural Housing Improvement District Policy (RHID) has come before the Commissioners several times this year and Commissioner Mellick requested changes to the policy to include only developments containing a minimum of ten renter-occupied low income or income qualified units will be considered for RHID status, and the policy would be in place only as long as there is a local need for low income and income-qualified housing.

Greg Thyfault and Brian Atwell of LINK addressed the Commission stating their concerns and the need for more affordable housing.

Commissioner Steward stated the private sector should be allowed to handle this housing shortage, and it is not fair to put the tax burden on everyone else.

Commissioner Schwaller had several concerns with the policy and would like to see it tabled, and a more thorough policy created.

Commissioner Musil stated local developers have not responded to the need for income-qualified housing.

City Manager Toby Dougherty informed the Commission that development agreements within the RHID can specify rental costs and how many handicapped accessible units are built in each development. Those developers who obtain federal tax credits are obligated to keep rental rates at the same level for the life of the property.

Ron Mellick moved, Shaun Musil seconded, to approve the amended Economic Development Policy for the City of Hays containing the Rural Housing Improvement District Policy.

Vote Ayes: Eber Phelps

Shaun Musil

Ron Mellick

Vote No: Kent Steward

Henry Schwaller IV

**11. ADDENDUM TO THE MEMORANDUM OF AGREEMENT WITH THE HAYS FRATERNAL ORDER OF POLICE (FOP) LODGE 48 INC. FOR 2014:**

The City of Hays and the Fraternal Order of Police Lodge 48 Inc. have an agreement for fiscal year 2014 wages, and administration of the pay plan. The agreement states the City will provide members of the FOP bargaining unit with a 1% merit increase with the first payroll in 2014, and the City will continue the current pay ranges.

Shaun Musil moved, Henry Schwaller IV seconded, authorizing the Mayor, City Manager, and Police Chief to sign the 2014 Addendum to the 2013 thru 2015 Union Contract.

Vote: Ayes: Kent Steward

Henry Schwaller IV

Eber Phelps

Shaun Musil

Ron Mellick

**12. REPORT OF THE CITY MANAGER:** City Manager Toby Dougherty informed the Commission he will be presenting to them next month a set of landscaping regulations to encourage proper watering techniques.

**13. COMMISSION INQUIRIES AND COMMENTS:** Commissioner Mellick recognized the Wild West Festival for doing a great job putting on the 4<sup>th</sup> of July celebration.

Commissioner Musil is pleased with all the discussion on water conservation and feels people are trying to conserve water.

Commissioner Phelps commented that in 2013 the City has issued permits for 17 new homes within the city limits of Hays, and 4 within the three mile area.

Commissioner Schwaller asked if police are spending more time looking for water violations. He also asked about charges for lawn meters, and a clarification on a water watch and water emergency.

City Manager, Toby Dougherty, responded that the police are more actively patrolling for watering violations. Staff will be presenting to the

Commission new rates for lawn meters, and during a water emergency all outside watering is banned.

Commissioner Steward appreciated the vast majority of citizens that observed the fireworks ban.

The meeting was adjourned at 7:46 p.m.

Submitted by: \_\_\_\_\_

Brenda Kitchen – City Clerk



# Memo

DATE: July 17, 2013  
TO: Toby Dougherty, City Manager  
CC: Paul Briseno, Asst City Manager  
FROM: Kim Rupp, Finance Director  
RE: June 2013 Monthly Financial

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The attached report contains the financial summaries of the revenue and expenditure activities of the City of Hays for the month ended June 30, 2013.

## Period to Date Financial Performance

Revenues in June totaled \$6,765,312 a decrease of \$156,434 compared to the same period as last year.

- Notable areas of increased revenue compared to June 2012
  - Airport rental revenues were up \$9000 compared to this time last year due to the timing of receipts
  - Timing of receipts also increased franchise fees \$40,000 for general government revenues from this time last year.
- Notable areas of revenue decrease compared to June 2012
  - June is the month that budgeted transfers are processed. This can cause several swings up or down for revenue. One in particular is the transfer from the the general fund to employee benefit for levy stabilization. It dropped \$110,312 from 2012 to 2013
  - Residential and business water consumption fell 30% when compared to this time last year. This translates into a drop in water sales & conservation revenue of -\$87,811 for the month. YTD residential and business water consumption is off -10.74% dropping water and conservation revenue a combined -8.06% or -\$114,000

Expenditures in June totaled \$4,756,365 which is a decrease of \$1,297,280 as compared to 2012.

- Notable areas of increased expenditures compared to June 2012
  - Airport fund expenditures increased substantially for June in large part to the budgeted transfer of \$177,154 to the airport improvement fund this year for future projects. There was no transfer of this type in 2012.
  
- Notable areas of decreased expenditures compared to June 2012
  - The City Commission Financial Policy Projects line item fell \$1.4M due to the transfer to capital projects this time last year for Vine St.
  - Another contributing factor to the decrease in expenditures as compared to last year is the third payroll at this time in 2012. This will affect expenditures across all funds for an amount in excess of \$250k.

MTD general fund sales tax collections were at \$567,547 down -\$40,779 or -6.7% as compared to last year. The six month running average on sales tax collections is down - 1.26%.

The report of quarter to date (QTD) sales tax collections by industry classification is now down -\$83,450 or -4.04% when comparing the top ten sales tax collecting industries for the City of Hays. These top ten now represent 69.27% of the total QTD sales tax distribution. This report was adjusted for the expiration of the ½% sports complex sales tax.

The Finance/City Clerks office invested \$7,000,000 of maturing or renewing certificates with a weighted average interest rate of .17%. The portfolio of certificates of deposit on June 30, 2013 totaled \$54,050,000 with a weighted average interest rate of .24%. The total balance of the Money Market account on June 30, 2013 was \$850,000 with a current yield of .20%. Total investments are up \$5,100,000 when compared to this time last year. I might make mention that we had a newcomer to the bids this month. Astra Bank was a successful bidder on two of the certificates mentioned above.

# FINANCIAL STATEMENT CITY OF HAYS, KANSAS

This Document is for Internal Use and Represents Un-audited Figures

As of June 30, 2013

## CASH BALANCE

Total Cash in All Funds	\$55,005,816.15
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## STATEMENT OF CREDITS

Checking Accounts with Banks	\$104,316.15
Money Market Accounts	\$850,000.00
Investments	\$54,050,000.00
Cash in Office	<u>\$1,500.00</u>
TOTAL	\$55,005,816.15

## STATEMENT OF CURRENT OBLIGATIONS

General Obligation Bonds	\$13,970,000.00
Temporary Notes	\$0.00
State Revolving Loan Fund	\$387,751.45
Revenue Bonds	\$3,835,000.00
Lease Purchase Agreements	<u>\$656,524.13</u>
	\$18,849,275.58

**CITY OF HAYS  
INVESTMENTS AS OF  
6/30/2013**

<u>Commerce Bank</u> <u>CD #</u>	<u>Certificates of Deposit</u>	<u>Date Issued</u>	<u>Maturity Date</u>	<u>Interest Rate</u>	<u>Interest at Maturity</u>
731*	1,000,000.00	6/29/2012	7/12/2013	0.17%	1,695.34
813	1,000,000.00	7/27/2012	7/16/2013	0.19%	1,842.74
205	1,000,000.00	8/10/2012	7/26/2013	0.19%	1,821.92
931*	1,000,000.00	8/1/2012	8/9/2013	0.20%	2,043.84
003	1,000,000.00	9/7/2012	8/23/2013	0.17%	1,630.14
652	1,000,000.00	8/24/2012	8/23/2013	0.21%	2,094.24
876*	750,000.00	8/31/2012	9/6/2013	0.21%	1,570.69
917	1,000,000.00	2/22/2013	9/20/2013	0.09%	517.81
901	1,450,000.00	10/21/2011	10/21/2013	0.33%	9,583.11
757	1,000,000.00	10/5/2012	11/1/2013	0.22%	2,362.74
348	1,300,000.00	11/4/2011	11/4/2013	0.31%	8,060.00
453	1,200,000.00	10/30/2012	11/30/2013	0.20%	2,597.26
538*	1,000,000.00	11/2/2012	12/13/2013	0.20%	2,224.65
487*	1,000,000.00	12/3/2012	12/27/2013	0.19%	2,024.93
486*	1,000,000.00	12/3/2012	1/10/2014	0.20%	2,208.22
923*	1,000,000.00	12/14/2012	2/6/2014	0.20%	2,295.89
194*	1,000,000.00	12/24/2012	3/7/2014	0.20%	2,339.73
595*	1,000,000.00	1/7/2013	3/21/2014	0.20%	2,400.00
050	1,200,000.00	4/6/2012	4/6/2014	0.25%	5,999.99
002	3,000,000.00	1/18/2013	4/18/2014	0.21%	7,853.42
341*	1,500,000.00	1/31/2013	5/2/2014	0.21%	3,935.34
33*	2,000,000.00	6/7/2012	5/30/2014	0.30%	11,868.49
566*	2,500,000.00	2/8/2013	6/13/2014	0.21%	7,047.95
968*	1,000,000.00	2/25/2013	7/11/2014	0.20%	2,745.21
110*	1,000,000.00	4/5/2013	7/25/2014	0.21%	2,738.63
764	750,000.00	4/26/2013	8/26/2014	0.18%	1,801.23
909	2,000,000.00	6/3/2013	9/3/2014	0.15%	3,756.16
304	1,000,000.00	6/14/2013	9/14/2014	0.16%	2,003.29
28	2,000,000.00	6/6/2013	6/6/2015	0.21%	8,400.00

**Sunflower Bank  
CD #**      **Certificates of Deposit**

**Equity Bank  
CD #**      **Certificates of Deposit**

531	2,000,000.00	9/21/2012	9/20/2013	0.28%	5,584.66
549	1,000,000.00	9/27/2012	10/4/2013	0.31%	3,159.45
558	1,750,000.00	10/1/2012	10/18/2013	0.25%	4,578.77
594	1,000,000.00	10/8/2012	11/15/2013	0.24%	2,649.86
423	3,000,000.00	1/23/2012	1/24/2014	0.40%	24,065.74
540	2,000,000.00	9/21/2012	2/21/2014	0.38%	10,785.75
477	1,000,000.00	5/30/2012	5/16/2014	0.31%	6,200.00
909	2,000,000.00	4/19/2013	8/4/2014	0.24%	6,207.12
828	1,650,000.00	3/28/2013	3/28/2015	0.32%	10,560.00

**Astra Bank  
CD #**      **Certificates of Deposit**

37856	1,000,000.00	6/28/2013	10/3/2014	0.16%	2,025.21
37857	1,000,000.00	6/28/2013	10/17/2014	0.16%	2,086.58

**Emprise Bank  
CD#**      **Certificates of Deposit**

**Bank of Hays  
CD#**      **Certificates of Deposit**

<b><u>54,050,000.00</u></b>	<b><u>185,366.10</u></b>
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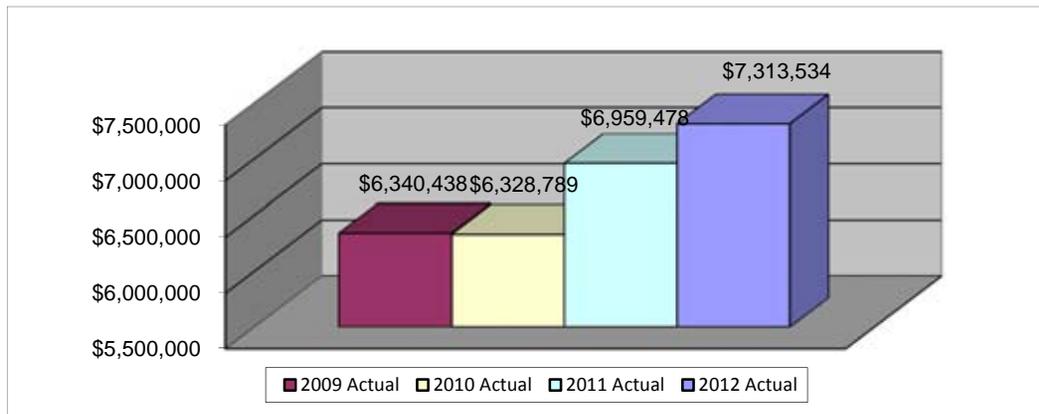
<b><u>Emprise Bank</u> MMA</b>	<b>0.00</b>
<b><u>Commerce Bank</u> MMA</b>	<b>850,000.00</b>

0.20%

**SALES TAX RECEIPTS**  
 City of Hays  
 General Fund 1.25%

	2009 actual	2010 actual	2011 actual	2012 actual	2013 actual	Change from 2012	YTD % Change from 2012
<b>January</b>	\$618,869	\$539,129	\$543,135	\$611,353	\$630,469	\$19,116	<b>3.13%</b>
<b>February</b>	\$524,074	\$496,164	\$686,869	\$702,298	\$687,316	(\$14,982)	<b>0.31%</b>
<b>March</b>	\$587,117	\$551,958	\$576,013	\$563,583	\$561,055	(\$2,528)	<b>0.09%</b>
<b>April</b>	\$482,080	\$417,362	\$460,066	\$509,945	\$523,623	\$13,678	<b>0.64%</b>
<b>May</b>	\$420,206	\$519,366	\$569,624	\$611,234	\$591,279	(\$19,955)	<b>-0.16%</b>
<b>June</b>	\$477,236	\$522,834	\$573,474	\$608,325	\$567,547	(\$40,778)	<b>-1.26%</b>
<b>July</b>	\$564,768	\$511,370	\$570,421	\$621,448			
<b>August</b>	\$455,451	\$567,989	\$555,561	\$671,019			
<b>September</b>	\$546,619	\$543,507	\$573,336	\$572,295			
<b>October</b>	\$583,108	\$592,063	\$648,649	\$648,340			
<b>November</b>	\$522,049	\$525,702	\$580,035	\$638,490			
<b>December</b>	\$558,861	\$541,345	\$622,295	\$555,204			

**TOTALS** \$6,340,438 \$6,328,789 \$6,959,478 \$7,313,534 \$3,561,289 (\$45,449)  
 -2.88% -0.18% 9.97% 5.09%  
 Total Inc/dec over previous year



2011 - 2012 - 2013 6 month running avg	
January	3.47%
February	-0.16%
March	-0.19%
April	0.19%
May	-1.98%
June	-1.26%
July	
August	
September	
October	
November	
December	

\*\*General Fund revenues provide funding for City services including police, fire, street, parks, swimming pool and golf course. It also provides funding to outside agencies such as Economic Development, Downtown Hays Development, United Way CARE Council and Fort Hays State Scholarships.

Sales Tax Collections by Industry Classification - Top Ten  
 QTD 2012-2013 Apr, May, June

	2012	2013	\$\$ inc/dec	% inc/dec	% of 2013 Total
452 General Merchandise Stores	\$552,314	\$535,207	(\$17,107)	-3.10%	18.71%
441 Motor Vehicle and Parts Dealers	\$439,820	\$440,204	\$384	0.09%	15.39%
722 Food Services and Drinking Places	\$290,231	\$286,209	(\$4,022)	-1.39%	10.01%
444 Building Material and Garden Supply	\$238,395	\$198,007	(\$40,388)	-16.94%	6.92%
445 Food and Beverage	\$177,690	\$172,071	(\$5,619)	-3.16%	6.02%
517 Telecommunications	\$88,458	\$79,341	(\$9,117)	-10.31%	2.77%
448 Clothing and Clothing Accessories	\$100,859	\$101,736	\$877	0.87%	3.56%
423 Merchant Wholesalers, Durable Goods	\$96,445	\$91,994	(\$4,451)	-4.62%	3.22%
721 Accommodation	\$42,293	\$43,184	\$891	2.11%	1.51%
451 Sporting Goods, Hobby, Book & Music	\$38,143	\$33,245	(\$4,898)	-12.84%	1.16%
	\$2,064,648	\$1,981,198	(\$83,450)	-4.04%	69.27%

**MONTHLY STATEMENT OF CITY TREASURER  
6/1/2013 THROUGH 6/30/2013**

<b>FUND</b>	<b>BALANCE 6/1/2013</b>	<b>RECEIPTS</b>	<b>DISBURSEMENTS</b>	<b>BALANCE 6/30/2013</b>
Cash Drawer	\$1,500.00			\$1,500.00
General	\$4,814,340.67	773,443.57	(680,567.92)	\$6,268,352.16
Petty Cash	\$1,000.00			\$1,000.00
Reserve Budget Stabilization	\$3,221,180.75			\$3,221,180.75
Library	\$86,355.65	416,613.73	0.00	\$502,969.38
Airport	\$217,459.74	87,011.55	199,800.95	\$104,670.34
Public Safety Equipment	\$229,662.53	146,474.72	11,015.63	\$365,121.62
Employee Benefit Contribution	\$867,549.19	864,861.29	(737,931.79)	\$2,470,342.27
Special Highway	\$366,623.52	0.00	50,453.83	\$316,169.69
Special Park & Recreation	\$325,187.70	43,229.83	2,007.55	\$366,409.98
Special Alcohol Program	\$194,959.58	33,709.83	106,899.00	\$121,770.41
Convention & Tourism	\$719,729.11	3,302.18	198,976.00	\$524,055.29
New Equipment Reserve	\$2,492,585.43	490.80	(370,472.00)	\$2,863,548.23
Grants	\$0.00			\$0.00
Library Employee Benefit	\$10,193.44	60,540.85	0.00	\$70,734.29
Golf Course Improvement	\$43,920.39			\$43,920.39
Park Development - Green Space	\$5,026.93			\$5,026.93
Sports Complex	\$2,369,171.19	0.00	18,109.00	\$2,351,062.19
Stormwater Management	\$486,689.60	0.00	5,545.88	\$481,143.72
Capital Projects	\$1,911,494.19	0.00	519,357.82	\$1,392,136.37
Airport Improvement	\$943,375.79	0.00	(165,032.83)	\$1,108,408.62
Bond & Interest	\$782,899.00	462,780.72	0.00	\$1,245,679.72
TDD Sales Tax	\$16,437.99	23,810.19	17,137.99	\$23,110.19
Home Depot Econ Dev Bds	\$190,116.78	51,452.76	0.00	\$241,569.54
Home Depot Econ Dev Bds (Cash Restr.)	\$24,608.90			\$24,608.90
48th/Roth Ave. - CID	\$0.00			\$0.00
Restricted Cash - 2009 A Bonds	\$65,352.00			\$65,352.00
Sales Tax (Cash Reserve)	\$22,374,521.68	30.00	24,425.85	\$22,350,125.83
Water & Sewer	\$7,385,021.77	843,024.06	2,649,084.65	\$5,578,961.18
Water & Sewer (Bond & Interest Reserve)	\$102,030.92			\$102,030.92
Water & Sewer (Bond Reserve Account)	\$118,334.00			\$118,334.00
Water & Sewer (Capital Reserve)	\$1,276,067.52	0.00	74,099.10	\$1,201,968.42
Water & Sewer(Reserve 2009A)	\$509,536.92	0.00	(24,962.92)	\$534,499.84
Solid Waste Fund	\$672,733.21	468.20	364,051.97	\$309,149.44
Solid Waste Reserve	\$481,450.72			\$481,450.72
Fire Insurance Trust	\$0.00	2,653.57	0.00	\$2,653.57

<b>FUND</b>	<b>BALANCE 6/1/2013</b>	<b>RECEIPTS</b>	<b>DISBURSEMENTS</b>	<b>BALANCE 6/30/2013</b>
	\$0.00			\$0.00
Municipal Court Agency Fund	\$148,843.19	0.00	2,043.94	\$146,799.25
	<b>\$53,455,960.00</b>	<b>\$3,813,897.85</b>	<b>\$2,264,041.70</b>	<b>\$55,005,816.15</b>

# City of Hays Revenues

Month of June

	<u>Budgeted</u> 2013	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>To Date</u>	<u>Balance</u>
<b>General</b>				
<b><u>CULTURE &amp; RECREATION REVENUES</u></b>				
Total Revenues	\$431,153.00	\$48,802.24	\$299,516.62	(\$131,636.38)
<b><u>GENERAL GOVERNMENT REVENUES</u></b>				
Total Revenues	\$11,262,885.00	\$2,727,085.07	\$6,409,109.94	(\$4,853,775.06)
<b><u>PUBLIC SAFETY REVENUES</u></b>				
Total Revenues	\$533,000.00	\$70,147.17	\$369,354.87	(\$163,645.13)
<b><u>PUBLIC WORKS REVENUES</u></b>				
Total Revenues	\$10,300.00	\$250.00	\$6,385.00	(\$3,915.00)
<b>Library</b>				
<b><u>LIBRARY FUND REVENUES</u></b>				
Total Revenues	\$1,190,401.00	\$426,012.28	\$1,117,466.69	(\$72,934.31)
<b>Airport</b>				
<b><u>AIRPORT FUND REVENUES</u></b>				
Total Revenues	\$343,161.00	\$88,671.98	\$252,050.25	(\$91,110.75)
<b>Employee Benefit</b>				
<b><u>EMPLOYEE BENEFIT REVENUES</u></b>				
Total Revenues	\$3,449,819.00	\$1,886,915.46	\$3,317,098.08	(\$132,720.92)
<b>Special Highway</b>				
<b><u>SPECIAL HIGHWAY REVENUES</u></b>				
Total Revenues	\$578,560.00	\$0.00	\$273,336.99	(\$305,223.01)
<b>Special Park &amp; Rec</b>				
<b><u>SPECIAL PRK &amp; REC REVENUES</u></b>				
Total Revenues	\$126,153.00	\$43,229.83	\$80,067.90	(\$46,085.10)
<b>Special Alcohol Fund</b>				
<b><u>SPECIAL ALCOHOL FUND REVENUES</u></b>				
Total Revenues	\$126,153.00	\$33,709.83	\$67,944.90	(\$58,208.10)
<b>Convention &amp; Visitors Bureau</b>				
<b><u>CONVENTION &amp; VISITOR'S REVENUE</u></b>				
Total Revenues	\$762,000.00	\$3,287.00	\$364,865.23	(\$397,134.77)
<b>Library Employee Benefit</b>				
<b><u>LIBRARY EMP. BENEFIT REVENUES</u></b>				
Total Revenues	\$173,425.00	\$61,914.28	\$162,334.24	(\$11,090.76)
<b>Risk Management</b>				
<b><u>RISK MANAGEMENT REVENUES</u></b>				
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
<b>Golf Course Improvement</b>				
<b><u>GOLF COURSE IMPR. FUND REVENUE</u></b>				
Total Revenues	\$0.00	\$0.00	\$15,980.00	\$15,980.00
<b>Park Development</b>				
<b><u>PARK DEVELOPMENT FUND-REVENUE</u></b>				
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
<b>Sports Complex</b>				
<b><u>SPORTS COMPLEX-REVENUES</u></b>				
Total Revenues	\$0.00	\$0.00	\$1,236,872.00	\$1,236,872.00
<b><u>STORMWATER MANAGEMENT REVENUES</u></b>				
Total Revenues	\$772,500.00	\$73,973.58	\$398,837.32	(\$373,662.68)
<b>Bond &amp; Interest</b>				
<b><u>BOND &amp; INTEREST REVENUES</u></b>				
Total Revenues	\$1,244,693.00	\$469,070.76	\$1,189,991.75	(\$54,701.25)

	<u>Budgeted</u> <u>2013</u>	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>To Date</u>	<u>Balance</u>
<b>TDD Sales Tax</b>				
<b><u>TDD SLS TAX REVENUES</u></b>				
Total Revenues	(\$56,562.92)	\$23,810.19	\$107,341.54	\$163,904.46
<b>Home Depot Economic Dev Bonds</b>				
<b><u>HDEPOT-ECON DEV BND-REVENUES</u></b>				
Total Revenues	\$222,925.00	\$51,452.76	\$142,719.52	(\$80,205.48)
<b>48th/Roth Ave. - CID</b>				
<b><u>48TH/ROTH AVE CID-REVENUES</u></b>				
Total Revenues	\$0.00	\$0.00	\$0.00	\$0.00
<b>Water &amp; Sewer</b>				
<b><u>WATER &amp; SEWER FUND REVENUES</u></b>				
Total Revenues	\$8,685,252.00	\$648,049.79	\$4,145,659.51	(\$4,539,592.49)
<b>Solid Waste</b>				
<b><u>SOLID WASTE FUND REVENUES</u></b>				
Total Revenues	\$1,268,900.00	\$106,276.17	\$650,994.48	(\$617,905.52)
<b>Fire Insurance Trust</b>				
<b><u>FIRE INS TRUST REVENUES</u></b>				
Total Revenues	\$0.00	\$2,653.57	\$2,653.57	\$2,653.57
 Grand Totals	 <u>\$31,124,717.08</u>	 <u>\$6,765,311.96</u>	 <u>\$20,610,580.40</u>	 <u>(\$10,514,136.68)</u>

## City of Hays Expenditures

Month of June

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>
<b>General</b>				
<b><u>BALLFIELD MAINTENANCE</u></b>				
Total Expenditures	\$60,500.00	\$1,092.85	\$15,742.47	\$44,757.53
<b><u>BICKLE-SCHMIDT SPORTS COMPLEX</u></b>				
Total Expenditures	\$257,093.00	\$31,998.71	\$94,092.95	\$163,000.05
<b><u>BUILDINGS &amp; GROUNDS</u></b>				
Total Expenditures	\$531,260.00	\$41,248.90	\$233,289.30	\$297,970.70
<b><u>CEMETERIES</u></b>				
Total Expenditures	\$18,000.00	\$806.66	\$3,764.57	\$14,235.43
<b><u>CITY ATTORNEY</u></b>				
Total Expenditures	\$101,000.00	\$7,306.25	\$48,512.50	\$52,487.50
<b><u>CITY COMMISSION</u></b>				
Total Expenditures	\$2,786,813.00	\$1,031.13	\$9,761.16	\$2,777,051.84
<b><u>CITY MANAGER</u></b>				
Total Expenditures	\$454,097.00	\$28,610.07	\$199,162.08	\$254,934.92
<b><u>DISPATCH</u></b>				
Total Expenditures	\$552,452.00	\$45,684.01	\$239,951.35	\$312,500.65
<b><u>ECONOMIC DEVELOPMENT</u></b>				
Total Expenditures	\$256,205.00	\$175.00	\$142,583.04	\$113,621.96
<b><u>FINANCE/CITY CLERK</u></b>				
Total Expenditures	\$403,146.00	\$25,692.63	\$164,493.34	\$238,652.66
<b><u>FIRE DEPARTMENT</u></b>				
Total Expenditures	\$1,387,544.00	\$100,363.43	\$617,593.17	\$769,950.83
<b><u>FLEET MAINTENANCE</u></b>				
Total Expenditures	\$884,650.00	\$62,603.77	\$364,757.99	\$519,892.01
<b><u>GOLF COURSE</u></b>				
Total Expenditures	\$350,878.00	\$24,858.18	\$170,085.15	\$180,792.85
<b><u>HUMAN RESOURCES</u></b>				
Total Expenditures	\$223,417.00	\$11,883.59	\$94,912.06	\$128,504.94
<b><u>INFORMATION TECHNOLOGY</u></b>				
Total Expenditures	\$520,851.00	\$36,028.75	\$244,878.60	\$275,972.40
<b><u>INTERGOVERNMENTAL ACCOUNT</u></b>				
Total Expenditures	\$360,850.00	\$9,168.60	\$265,083.03	\$95,766.97
<b><u>MUNICIPAL COURT</u></b>				
Total Expenditures	\$151,626.00	\$10,865.47	\$67,926.02	\$83,699.98
<b><u>P.W.-GENERAL ADMINISTRATION</u></b>				
Total Expenditures	\$349,867.00	\$19,848.29	\$151,757.45	\$198,109.55
<b><u>PARKS &amp; PLAYGROUNDS</u></b>				
Total Expenditures	\$842,410.00	\$75,422.45	\$410,922.32	\$431,487.68
<b><u>PLANNING INSPECTION ENFORCEMENT</u></b>				
Total Expenditures	\$314,238.00	\$15,441.34	\$116,815.64	\$197,422.36
<b><u>POLICE DEPARTMENT</u></b>				
Total Expenditures	\$2,098,965.00	\$134,841.09	\$933,216.64	\$1,165,748.36
<b><u>PUBLIC WORKS-SERVICE DIVISION</u></b>				
Total Expenditures	\$868,197.00	\$54,270.80	\$366,527.36	\$501,669.64
<b><u>QUALITY OF LIFE</u></b>				
Total Expenditures	\$38,747.00	\$0.00	\$38,747.00	\$0.00
<b><u>SOCIAL SERVICES</u></b>				
Total Expenditures	\$164,000.00	\$82,000.00	\$164,000.00	\$0.00
<b><u>SWIMMING POOL</u></b>				
Total Expenditures	\$137,900.00	\$4,302.02	\$30,866.92	\$107,033.08
<b>Library</b>				
<b><u>LIBRARY FUND EXPENDITURES</u></b>				
Total Expenditures	\$1,210,787.00	\$9,398.55	\$1,183,178.14	\$27,608.86
<b>Airport</b>				
<b><u>AIRPORT FUND EXPENDITURES</u></b>				
Total Expenditures	\$507,086.00	\$201,461.38	\$282,084.09	\$225,001.91

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>To Date</u>	<u>Balance</u>
<b>Employee Benefit</b>				
<b><u>EMPLOYEE BENEFIT EXPENDITURES</u></b>				
Total Expenditures	\$3,998,165.00	\$284,122.38	\$1,835,810.58	\$2,162,354.42
<b>Special Highway</b>				
<b><u>SPECIAL HIGHWAY EXPENDITURES</u></b>				
Total Expenditures	\$1,085,329.00	\$50,453.83	\$447,376.07	\$637,952.93
<b>Special Park &amp; Rec</b>				
<b><u>SPECIAL PRK &amp; REC EXPENDITURES</u></b>				
Total Expenditures	\$382,099.00	\$2,007.55	\$19,487.70	\$362,611.30
<b>Special Alcohol Fund</b>				
<b><u>SPECIAL ALCOHOL FUND EXPENDITURE</u></b>				
Total Expenditures	\$299,538.00	\$106,899.00	\$136,899.00	\$162,639.00
<b>Convention &amp; Visitors Bureau</b>				
<b><u>CVB EXPENDITURES</u></b>				
Total Expenditures	\$1,310,497.00	\$198,960.82	\$463,013.95	\$847,483.05
<b>Library Employee Benefit</b>				
<b><u>LIBRARY EMP. BENEFIT EXPENDITURE</u></b>				
Total Expenditures	\$175,746.00	\$1,373.43	\$169,640.02	\$6,105.98
<b>Risk Management</b>				
<b><u>RISK MGT. FUND EXPENDITURES</u></b>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
<b>Golf Course Improvement</b>				
<b><u>GOLF COURSE IMPR. EXPENDITURES</u></b>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
<b>Park Development</b>				
<b><u>PARK DEVELOPMENT EXPENDITURES</u></b>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
<b>Sports Complex</b>				
<b><u>SPORTS COMPLEX-EXPENDITURES</u></b>				
Total Expenditures	\$0.00	\$18,109.00	\$24,059.00	(\$24,059.00)
<b><u>STORMWATER MANAGEMENT EXPENDITURE</u></b>				
Total Expenditures	\$944,974.00	\$79,519.46	\$97,719.75	\$847,254.25
<b>Bond &amp; Interest</b>				
<b><u>BOND &amp; INTEREST EXPENDITURES</u></b>				
Total Expenditures	\$1,487,873.00	\$6,290.04	\$242,591.72	\$1,245,281.28
<b>TDD Sales Tax</b>				
<b><u>TDD SLS TAX EXPENDITURES</u></b>				
Total Expenditures	\$0.00	\$17,137.99	\$128,889.79	(\$128,889.79)
<b>Home Depot Economic Dev Bonds</b>				
<b><u>H DEPOT ECON DEV BND-EXPENDITURE</u></b>				
Total Expenditures	\$212,618.00	\$0.00	\$51,308.76	\$161,309.24
<b>48th/Roth Ave. - CID</b>				
<b><u>48TH/ ROTH AVE CID-EXPENDITURE</u></b>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
<b>Water &amp; Sewer</b>				
<b><u>DEBT SERVICE</u></b>				
Total Expenditures	\$823,949.00	\$58,245.66	\$350,193.89	\$473,755.11
<b><u>DEBT SERVICE - SALES TAX</u></b>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
<b><u>UTILITIES DEPT./WATER CONSERV.</u></b>				
Total Expenditures	\$87,565.00	\$3,844.52	\$24,887.29	\$62,677.71
<b><u>W/S NON-OPERATING EXPENDITURES</u></b>				
Total Expenditures	\$6,472,280.00	\$2,231,132.22	\$2,408,795.83	\$4,063,484.17
<b><u>WASTEWATER TREATMENT &amp; COLL.</u></b>				
Total Expenditures	\$1,103,900.00	\$83,849.65	\$434,908.99	\$668,991.01
<b><u>WATER PRODUCTION &amp; DIST.</u></b>				
Total Expenditures	\$1,647,476.00	\$126,264.93	\$669,841.66	\$977,634.34
<b>Solid Waste</b>				
<b><u>SOLID WASTE FUND EXPENDITURE</u></b>				
Total Expenditures	\$1,477,452.00	\$469,859.94	\$763,072.40	\$714,379.60

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>To Date</u>	<u>Balance</u>
<b>Fire Insurance Trust</b>				
<b><u>FIRE INS TRUST EXPENDITURES</u></b>				
Total Expenditures	\$0.00	\$0.00	\$0.00	\$0.00
Grand Totals	<u>\$37,342,040.00</u>	<u>\$4,774,474.34</u>	<u>\$14,923,200.74</u>	<u>\$22,418,839.26</u>

**GENERAL FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash	6,268,352.16
Petty Cash	1,000.00
Cash Drawer	1,500.00
Reserve-Budget Stabilization	3,221,180.75
Accts. Receivable-Police Court	0.00
Accts. Receivable-Misc. Sources	0.00

**TOTAL ASSETS** 9,492,032.91

**LIABILITIES**

Accounts Payable	0.00
Accrued Payroll	123,865.28
Accrued Vacation/PTO	431,708.57
Accrued Sick Leave	34,918.50
Accrued Comp Time	
W/H -Payable	
State W/H Payable	
FICA/Med Payable	
KPERS-Payable	
Prior Year Encumbrance	0.00
Lease Purchase Agreements	0.00

**TOTAL LIABILITIES** 590,492.35

**FUND BALANCE**

Revenues	7,075,007.43
Expenditures	-5,538,493.45
Fund Balance Reserved for Enc	31,972.38
Fund Balance Unreserved	4,111,873.45
Bdgt Stabilization Reserved Fund Bl	3,221,180.75

**TOTAL FUND BALANCE** 8,901,540.56

**TOTAL LIABILITIES  
& FUND BALANCE** 9,492,032.91

**LIBRARY FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash

502,969.38

**TOTAL ASSETS**

502,969.38

**FUND BALANCE**

Revenues

1,117,466.69

Expenditures

-680,208.76

Fund Balance Unreserved

65,711.45

**TOTAL FUND BALANCE**

502,969.38

## AIRPORT FUND

6/30/2013

### BALANCE SHEET

#### ASSETS:

Cash	104,670.34
Accts. Receivable-	
Accts. Receivable-Misc. Sources	
<b>TOTAL ASSETS</b>	<b><u>104,670.34</u></b>

#### LIABILITIES

Accounts Payable	
Accrued Payroll	1,410.15
Accrued Vacation/PTO	4,353.45
Accrued Sick Leave Payout	
Prior Year Encumbrance	0.00
<b>TOTAL LIABILITIES</b>	<b><u>5,763.60</u></b>

#### FUND BALANCE

Revenues	252,050.25
Expenditures	-282,084.39
Fund Balance Reserved for Enc	0.00
Fund Balance Unreserved	128,940.88
<b>TOTAL FUND BALANCE</b>	<b><u>98,906.74</u></b>

<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b><u><u>104,670.34</u></u></b>
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**PUBLIC SAFETY EQUIPMENT FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash

365,121.62

**TOTAL ASSETS**

365,121.62

**LIABILITIES:**

Accounts Payable

0.00

**TOTAL LIABILITIES**

0.00

**FUND BALANCE**

Revenues

393,306.53

Expenditures

-110,254.66

Fund Balance Reserved for Enc

12,883.53

Fund Balance Unreserved

69,186.22

**TOTAL FUND BALANCE**

365,121.62

## EMPLOYEE BENEFIT FUND

6/30/2013

### BALANCE SHEET

#### ASSETS:

Cash		2,470,342.27
Accts. Receivable-Misc. Sources		0.00
	<b>TOTAL ASSETS</b>	<b><u>2,470,342.27</u></b>

#### LIABILITIES

Accounts Payable		99,397.70
	<b>TOTAL LIABILITIES</b>	<b><u>99,397.70</u></b>

#### FUND BALANCE

Revenues		3,317,098.08
Expenditures		-1,819,292.41
Fund Balance Reserved for Enc		
Fund Balance Unreserved		873,138.90
	<b>TOTAL FUND BALANCE</b>	<b><u>2,370,944.57</u></b>

	<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b><u><u>2,470,342.27</u></u></b>
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# SPECIAL HIGHWAY FUND

6/30/2013

## BALANCE SHEET

### ASSETS:

Cash	316,169.69
Grants Receivable	0.00
<b>TOTAL ASSETS</b>	<b><u>316,169.69</u></b>

### LIABILITIES

Accounts Payable	0.00
Due To Other Funds	0.00
Prior Year Encumbrance	0.00
<b>TOTAL LIABILITIES</b>	<b><u>0.00</u></b>

### FUND BALANCE

Revenues	273,336.99
Expenditures	-445,156.37
Fund Balance Reserved for Enc	21,098.98
Fund Balance Unreserved	466,890.09
<b>TOTAL FUND BALANCE</b>	<b><u>316,169.69</u></b>

<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b><u><u>316,169.69</u></u></b>
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**SPECIAL PARK & RECREATION FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash

366,409.98

**TOTAL ASSETS**

**366,409.98**

**LIABILITIES**

Accounts Payable

0.00

**TOTAL LIABILITIES**

**0.00**

**FUND BALANCE**

Revenues

80,067.90

Expenditures

-19,487.70

Fund Balance Reserved for Enc

4,121.79

Fund Balance Unreserved

301,707.99

**TOTAL FUND BALANCE**

**366,409.98**

**TOTAL LIABILITIES**

**& FUND BALANCE**

**366,409.98**

# SPECIAL ALCOHOL FUND

6/30/2013

## BALANCE SHEET

### ASSETS:

Cash

121,770.41

**TOTAL ASSETS**

121,770.41

### LIABILITIES

Accrued Payroll

Accrued Vacation

Accounts Payable

0.00

**TOTAL LIABILITIES**

0.00

### FUND BALANCE

Revenues

67,944.90

Expenditures

-136,899.00

Fund Balance Unreserved

190,724.51

**TOTAL FUND BALANCE**

121,770.41

**TOTAL LIABILITIES  
& FUND BALANCE**

121,770.41

**CONVENTION & VISITOR'S BUREAU FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash	524,055.29
Accts. Receivable-Misc. Sources	0.00
<b>TOTAL ASSETS</b>	<b>524,055.29</b>

**LIABILITIES**

Accounts Payable	0.00
Accrued Payroll	3,753.33
Accrued Vacation/PTO	10,863.96
Accrued Comp Time	0.00
Prior Year Encumbrance	0.00
<b>TOTAL LIABILITIES</b>	<b>14,617.29</b>

**FUND BALANCE**

Revenues	364,865.23
Expenditures	-457,248.95
Fund Balance Reserved for Enc	0.00
Fund Balance Unreserved	601,821.72
<b>TOTAL FUND BALANCE</b>	<b>509,438.00</b>

<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b>524,055.29</b>
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**NEW EQUIPMENT RESERVE FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash

2,863,548.23

**TOTAL ASSETS**

2,863,548.23

**LIABILITIES**

Accounts Payable

**TOTAL LIABILITIES**

0.00

**FUND BALANCE**

Revenues

371,749.72

Expenditures

-115,478.25

Fund Balance Reserved for Enc

0.00

Fund Balance Unreserved

2,607,276.76

**TOTAL FUND BALANCE**

2,863,548.23

**TOTAL LIABILITIES  
& FUND BALANCE**

2,863,548.23

**GRANTS- MULTI FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash		0.00
Loan Receivable		0.00
	<b>TOTAL ASSETS</b>	<b>0.00</b>

**LIABILITIES**

Accounts Payable		0.00
	<b>TOTAL LIABILITIES</b>	<b>0.00</b>

**FUND BALANCE**

Revenues		0.00
Expenditures		0.00
Fund Balance Unreserved		
	<b>TOTAL FUND BALANCE</b>	<b>0.00</b>
	<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b>0.00</b>

**LIBRARY EMPLOYEE BENEFIT FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash

70,734.29

**TOTAL ASSETS**

70,734.29

**FUND BALANCE**

Revenues

162,334.24

Expenditures

-98,905.73

Fund Balance Unreserved

7,305.78

**TOTAL FUND BALANCE**

70,734.29

**GOLF COURSE IMPROVEMENT FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash

43,920.39

**TOTAL ASSETS**

43,920.39

**LIABILITIES**

Accounts Payable

**TOTAL LIABILITIES**

0.00

**FUND BALANCE**

Revenues

15,980.00

Expenditures

0.00

Fund Balance Reserved for Enc

0.00

Fund Balance Unreserved

27,940.39

**TOTAL FUND BALANCE**

43,920.39

**TOTAL LIABILITIES  
& FUND BALANCE**

43,920.39

**PARK DEVELOPMENT FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash

5,026.93

**TOTAL ASSETS**

5,026.93

**FUND BALANCE**

Revenues

Expenditures

Fund Balance Reserved for Enc

Fund Balance Unreserved

0.00

5,026.93

**TOTAL FUND BALANCE**

5,026.93

**SPORTS COMPLEX FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash	2,351,062.19
Accts. Receivable-Misc. Sources	0.00
Due From Other Funds	
<b>TOTAL ASSETS</b>	<b><u>2,351,062.19</u></b>

**LIABILITIES**

Accounts Payable	0.00
<b>TOTAL LIABILITIES</b>	<b><u>0.00</u></b>

**FUND BALANCE**

Revenues	1,236,872.00
Expenditures	-24,059.00
Fund Balance Reserved for Encumbrances	72,606.13
Fund Balance Unreserved	1,065,643.06
<b>TOTAL FUND BALANCE</b>	<b><u>2,351,062.19</u></b>

<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b><u><u>2,351,062.19</u></u></b>
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# STORMWATER MANAGEMENT

6/30/2013

## BALANCE SHEET

### ASSETS:

Cash		481,143.72
Due From Other Funds		
	<b>TOTAL ASSETS</b>	<b>481,143.72</b>

### LIABILITIES

Accounts Payable		0.00
Accrued Payroll		1,059.24
	<b>TOTAL LIABILITIES</b>	<b>1,059.24</b>

### FUND BALANCE

Revenues		398,837.32
Expenditures		-97,719.75
Fund Balance Reserved for Encumbrances		54,524.48
Fund Balance Unreserved		124,442.43
	<b>TOTAL FUND BALANCE</b>	<b>480,084.48</b>

	<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b>481,143.72</b>
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# CAPITAL PROJECTS FUND

6/30/2013

## BALANCE SHEET

### ASSETS:

Cash	1,392,136.37
Accts. Receivable-Misc. Sources	0.00
Due From Other Funds	0.00

<b>TOTAL ASSETS</b>	<b><u>1,392,136.37</u></b>
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### LIABILITIES

Accounts Payable	0.00
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<b>TOTAL LIABILITIES</b>	<b><u>0.00</u></b>
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### FUND BALANCE

Revenues	188,112.00
Expenditures	-701,934.40
Fund Balance Reserved for Enc	34,754.92
Fund Balance Unreserved	1,871,203.85

<b>TOTAL FUND BALANCE</b>	<b><u>1,392,136.37</u></b>
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<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b><u><u>1,392,136.37</u></u></b>
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**CAPITAL PROJECTS 2001 FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash		0.00
Due From Other Funds		
<b>TOTAL ASSETS</b>		<b>0.00</b>

**LIABILITIES**

Due To Other Funds		0.00
Accounts Payable		0.00
<b>TOTAL LIABILITIES</b>		<b>0.00</b>

**FUND BALANCE**

Revenues		
Expenditures		
Fund Balance Unreserved		0.00
<b>TOTAL FUND BALANCE</b>		<b>0.00</b>

<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>		<b>0.00</b>
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**AIRPORT IMPROVEMENT FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash	1,108,408.62
Accts. Receivable-	0.00
<b>TOTAL ASSETS</b>	<b><u>1,108,408.62</u></b>

**LIABILITIES**

Accounts Payable	0.00
Due To Other Accounts	0.00
<b>TOTAL LIABILITIES</b>	<b><u>0.00</u></b>

**FUND BALANCE**

Revenues	195,428.37
Expenditures	-60.00
Fund Balance Reserved for Enc	7,367,024.93
Fund Balance Unreserved	-6,453,984.68
<b>TOTAL FUND BALANCE</b>	<b><u>1,108,408.62</u></b>

<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b><u><u>1,108,408.62</u></u></b>
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## BOND & INTEREST FUND

6/30/2013

### BALANCE SHEET

#### ASSETS:

Cash		1,245,679.72
Due From Other Funds		0.00
	<b>TOTAL ASSETS</b>	<b>1,245,679.72</b>

#### LIABILITIES

Lease Purchase Agreements		0.00
	<b>TOTAL LIABILITIES</b>	<b>0.00</b>

#### FUND BALANCE

Revenues		1,189,991.75
Expenditures		-242,591.72
Fund Balance Reserved		0.00
Fund Balance Unreserved		298,279.69
	<b>TOTAL FUND BALANCE</b>	<b>1,245,679.72</b>

	<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b>1,245,679.72</b>
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**TRANSPORTATION DD SALES TAX FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash		23,110.19
Due From Other Funds		
	<b>TOTAL ASSETS</b>	<b>23,110.19</b>

**LIABILITIES**

Accounts Payable		0.00
	<b>TOTAL LIABILITIES</b>	<b>0.00</b>

**FUND BALANCE**

Revenues		107,341.54
Expenditures		-105,079.60
Fund Balance Reserved		24,253.62
Fund Balance Unreserved		-3,405.37
	<b>TOTAL FUND BALANCE</b>	<b>23,110.19</b>

	<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b>23,110.19</b>
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**HOME DEPOT-ECONOMIC DEVELOPMENT BONDS**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash	241,569.54
Cash-Restricted	24,608.90
<b>TOTAL ASSETS</b>	<b><u>266,178.44</u></b>

**LIABILITIES**

Accounts Payable	0.00
<b>TOTAL LIABILITIES</b>	<b><u>0.00</u></b>

**FUND BALANCE**

Revenues	142,719.52
Expenditures	-51,308.76
Fund Balance Reserved	0.00
Fund Balance Unreserved	174,767.68
<b>TOTAL FUND BALANCE</b>	<b><u>266,178.44</u></b>

<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b><u><u>266,178.44</u></u></b>
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**48th & ROTH AVE.-CID**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash		0.00
Due From Other Funds		
	<b>TOTAL ASSETS</b>	<b>0.00</b>

**LIABILITIES**

Accounts Payable		0.00
	<b>TOTAL LIABILITIES</b>	<b>0.00</b>

**FUND BALANCE**

Revenues		0.00
Expenditures		0.00
Fund Balance Reserved		
Fund Balance Unreserved		0.00
	<b>TOTAL FUND BALANCE</b>	<b>0.00</b>

	<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<b>0.00</b>
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# WATER & SEWER FUND

6/30/2013

## BALANCE SHEET

### ASSETS:

Cash	5,578,961.18
Accts. Receivable-Misc. Sources	
Cash-Water Sales Tax	22,350,125.83
Reserve-Capital Improvement	1,201,968.42
Reserve Bond & Int. Sales Tax	
Reserve Bond & Interest W/S	102,030.92
2003 Bond Reserve W/S	118,334.00
2003 Bond Reserve -Sales Tax	0.00
Consumers Accounts Receivable	443,408.09
Issuance Cost-Sales Tax Fund	
Issuance Costs Water /Sewer	50,671.56
Restricted Cash-2009A Bond	65,352.00
Reserve-W/S Revenue Bond 2009A	534,499.84
Due From Other Funds	0.00
Land	139,109.47
Land-R-9 Ranch	4,262,039.65
Accum Depreciation- R-9 Ranch	-910,998.29
Infrastructure	16,283,528.63
Accum Depreciation-Infrastruct	-8,466,159.91
Buildings	11,782,909.54
Accum Depreciation-Bldgs.	-6,263,324.17
Machinery & Equipment	11,194,327.94
Accum Dep-Machinery/Equipment	-8,724,337.46
Work in Progress-Big Creek	2,082,833.90
Water Sales Tax Expenditures	527,366.89
R-9 Ranch Expenditures	0.00

### TOTAL ASSETS

**52,352,648.03**

### LIABILITIES

Accounts Payable	2,496.77
Due To Other Funds	
Accrued Payroll	19,421.91
Accrued Vacation/PTO	79,894.72
Sales Tax	-1,289.88
State Water Fee	9,408.09
Meter Deposit Payable	205,050.01
Refuse Collection	40,869.38
Accrued Int. Payable-Bonds	58,432.88
State Rev. Loan Payment	387,751.46
G O Bond Payable-Serv. Bldg.	0.00
Bonds Payable-W/S Rev. Bonds	0.00
Bonds Payable-Sales Tax Fund	0.00
Accrued Int. Pybl-Revolv Loan	8,265.30
Contributed Capital	3,215,104.63
Reserve for Bad Debts	3,835,000.00
Bonds Payable-W/S 2009 A	0.00
Advance Developer Fee	0.00
Stormwater Fee	58,107.05
Over & Short	10.28
Prior Year Encumbrance	0.00
Monitoring Well Deposit	4,500.00
Overpayment-Water Sales	0.00

### TOTAL LIABILITIES

**7,923,022.60**

### FUND BALANCE

Revenues	4,002,194.63
Expenditures	-3,858,480.73
Fund Balance Reserved for Enc	43,722.54
Fund Balance Unreserved	44,397,197.42
Capital Imprv. Reserve Fund Balance	-155,008.43

### TOTAL FUND BALANCE

**44,429,625.43**

### TOTAL LIABILITIES

**52,352,648.03**

## SOLID WASTE FUND

6/30/2013

### BALANCE SHEET

#### ASSETS:

Cash	309,149.44
Reserve Account	481,450.72
Accts. Receivable-Misc. Sources	0.00
Due From Other Funds	38,427.83
Buildings	289,324.00
Machinery & Equipment	1,602,860.00
Accum Dep-Machinery/Equipment	-855,607.80

#### **TOTAL ASSETS**

**1,865,604.19**

#### LIABILITIES

Accounts Payable	0.00
Accrued Payroll	6,484.55
Accrued Vacation/PTO	23,032.75
Contributed Capital	115,383.00
Lease Purchase Obligation	270,752.00

#### **TOTAL LIABILITIES**

**415,652.30**

#### FUND BALANCE

Revenues	650,994.48
Expenditures	-760,804.18
Fund Balance Reserved for Enc	7,804.98
Fund Balance Unreserved	1,139,303.34
Solid Waste Reserve	412,653.27

#### **TOTAL FUND BALANCE**

**1,449,951.89**

#### **TOTAL LIABILITIES & FUND BALANCE**

**1,865,604.19**

**FIRE INSURANCE FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash

2,653.57

**TOTAL ASSETS**

2,653.57

**FUND BALANCE**

Revenues

2,653.57

Expenditures

Fund Balance Unreserved

0.00

**TOTAL FUND BALANCE**

2,653.57

**MUNICIPAL COURT AGENCY FUND**

6/30/2013

**BALANCE SHEET**

**ASSETS:**

Cash

146,799.25

**TOTAL ASSETS**

146,799.25

**LIABILITIES**

Accounts Payable

0.00

Due To Other Accounts

41,446.00

Bonds Payable

27,791.00

Over & Short

-0.50

**TOTAL LIABILITIES**

69,236.50

**FUND BALANCE**

Revenues

117,393.30

Expenditures

-91,620.57

Fund Balance Unreserved

51,790.02

**TOTAL FUND BALANCE**

77,562.75

**TOTAL LIABILITIES  
& FUND BALANCE**

146,799.25

## City of Hays Revenues

Month of June

General	<u>Budgeted</u> 2013	<u>Collections</u> Current Mo.	<u>Collections</u> To Date	Balance	<u>% Collected</u> YTD
<b><u>CULTURE &amp; RECREATION REVENUES</u></b>					
GOLF COURSE REVENUE	305,000.00	15,092.41	231,571.72	(73,428.28)	75.93%
LOCAL ALCOHOL LIQUOR TAX	126,153.00	33,709.83	67,944.90	(58,208.10)	53.86%
Total Revenues	<b>\$431,153.00</b>	<b>\$48,802.24</b>	<b>\$299,516.62</b>	<b>(\$131,636.38)</b>	<b>69.47%</b>
<b><u>GENERAL GOVERNMENT REVENUES</u></b>					
16/20 M TRUCK TAX	0.00	0.00	0.00	0.00	0.00%
AD VALOREM PROPERTY TAX	0.00	0.00	0.00	0.00	0.00%
BUILDING PERMITS	55,000.00	5,564.91	32,321.58	(22,678.42)	58.77%
BUSINESS LICENSES	15,000.00	492.50	3,547.50	(11,452.50)	23.65%
CITY-COUNTY REVENUE SHARING	0.00	0.00	0.00	0.00	0.00%
CMB & LIQUOR LICENSES	11,250.00	575.00	5,625.00	(5,625.00)	50.00%
DELINQUENT TAXES	0.00	0.00	0.00	0.00	0.00%
FEDERAL GOVERNMENT AID/GRANT	0.00	0.00	540.98	540.98	0.00%
FRANCHISE FEES	1,430,000.00	122,211.33	689,609.90	(740,390.10)	48.22%
INTEREST ON INVESTMENTS	34,425.00	4,695.78	13,136.48	(21,288.52)	38.16%
LOCAL AD VALOREM TAX REDUCTION	0.00	0.00	0.00	0.00	0.00%
LOCAL SALES TAX	7,311,628.00	574,439.94	3,556,246.60	(3,755,381.40)	48.64%
MISCELLANEOUS REVENUE	140,000.00	2,010.31	75,792.48	(64,207.52)	54.14%
MOTOR VEHICLE TAX	0.00	0.00	0.00	0.00	0.00%
OTHER LICENSES	500.00	20.00	140.00	(360.00)	28.00%
PET LICENSES	18,000.00	742.00	11,474.00	(6,526.00)	63.74%
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00	0.00%
RECREATIONAL VEHICLE TAX	0.00	0.00	0.00	0.00	0.00%
RENTALS	1,200.00	100.00	500.00	(700.00)	41.67%
STATE GOVERNMENT AID/GRANT	0.00	27,444.30	31,386.42	31,386.42	0.00%
TRANSFER FROM AIRPORT	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM CVB	61,625.00	61,625.00	61,625.00	0.00	100.00%
TRANSFER FROM POOL CONSTRUCTIO	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM SOLID WASTE FUND	245,000.00	245,000.00	245,000.00	0.00	100.00%
TRANSFER FROM SPECIAL ALCOHOL	52,854.00	52,854.00	52,854.00	0.00	100.00%
TRANSFER FROM SPECIAL HIGHWAY	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM SPORTS COMPLEX	257,093.00	0.00	0.00	(257,093.00)	0.00%
TRANSFER FROM STORMWATER MGT	64,260.00	64,260.00	64,260.00	0.00	100.00%
TRANSFER FROM WATER SLS TAX	596,850.00	596,850.00	596,850.00	0.00	100.00%
TRANSFER FROM WATER/SEWER FUND	968,200.00	968,200.00	968,200.00	0.00	100.00%
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$11,262,885.00</b>	<b>\$2,727,085.07</b>	<b>\$6,409,109.94</b>	<b>(\$4,853,775.06)</b>	<b>56.90%</b>
<b><u>PUBLIC SAFETY REVENUES</u></b>					
ANIMAL CONTROL REVENUE	3,000.00	210.00	1,030.00	(1,970.00)	34.33%
COURT APPOINTED REIMBURSEMENT	0.00	150.00	2,668.00	2,668.00	0.00%
COURT COSTS	65,000.00	11,482.13	65,475.81	475.81	100.73%
COURT FINES	465,000.00	58,305.04	300,181.06	(164,818.94)	64.56%
LOCAL LAB FEES	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$533,000.00</b>	<b>\$70,147.17</b>	<b>\$369,354.87</b>	<b>(\$163,645.13)</b>	<b>69.30%</b>
<b><u>PUBLIC WORKS REVENUES</u></b>					
GRAVE OPENING	4,000.00	250.00	2,600.00	(1,400.00)	65.00%
SALE OF CEMETERY LOTS	6,300.00	0.00	3,785.00	(2,515.00)	60.08%
Total Revenues	<b>\$10,300.00</b>	<b>\$250.00</b>	<b>\$6,385.00</b>	<b>(\$3,915.00)</b>	<b>61.99%</b>

	<u>Budgeted</u> <u>2013</u>	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>To Date</u>	<u>Balance</u>	<u>% Collected</u> <u>YTD</u>
<b>Library</b>					
<b><u>LIBRARY FUND REVENUES</u></b>					
16/20 M TRUCK TAX	993.00	273.20	1,359.70	366.70	136.93%
AD VALOREM PROPERTY TAX	1,083,573.00	376,743.71	1,025,999.68	(57,573.32)	94.69%
DELINQUENT TAXES	0.00	16,873.16	16,846.61	16,846.61	0.00%
MOTOR VEHICLE TAX	104,415.00	31,623.11	72,211.14	(32,203.86)	69.16%
RECREATIONAL VEHICLE TAX	1,420.00	499.10	1,049.56	(370.44)	73.91%
Total Revenues	<b>\$1,190,401.00</b>	<b>\$426,012.28</b>	<b>\$1,117,466.69</b>	<b>(\$72,934.31)</b>	<b>93.87%</b>

<b>Airport</b>					
<b><u>AIRPORT FUND REVENUES</u></b>					
16/20 M TRUCK TAX	168.00	45.53	226.61	58.61	134.89%
AD VALOREM PROPERTY TAX	191,379.00	66,558.53	181,261.23	(10,117.77)	94.71%
AIRPORT-FUEL SALES	13,500.00	1,216.75	4,993.08	(8,506.92)	36.99%
BUSINESS LICENSES	5,550.00	0.00	6,050.00	500.00	109.01%
DELINQUENT TAXES	0.00	2,853.09	2,848.40	2,848.40	0.00%
FARMING (LEASES)	16,512.00	0.00	10,015.00	(6,497.00)	60.65%
FEDERAL GOVERNMENT AID/GRANT	0.00	0.00	0.00	0.00	0.00%
LANDING FEES	5,460.00	0.00	1,837.50	(3,622.50)	33.65%
MISCELLANEOUS REVENUE	10,000.00	807.22	4,493.65	(5,506.35)	44.94%
MOTOR VEHICLE TAX	17,691.00	5,359.58	12,144.73	(5,546.27)	68.65%
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00	0.00%
RECREATIONAL VEHICLE TAX	241.00	84.59	176.53	(64.47)	73.25%
RENTALS	82,660.00	11,746.69	28,003.52	(54,656.48)	33.88%
Total Revenues	<b>\$343,161.00</b>	<b>\$88,671.98</b>	<b>\$252,050.25</b>	<b>(\$91,110.75)</b>	<b>73.45%</b>

<b>Employee Benefit</b>					
<b><u>EMPLOYEE BENEFIT REVENUES</u></b>					
16/20 M TRUCK TAX	1,749.00	25,177.16	27,277.46	25,528.46	1,559.60%
AD VALOREM PROPERTY TAX	2,243,446.00	780,084.28	2,124,431.51	(119,014.49)	94.70%
DELINQUENT TAXES	0.00	4,739.70	4,684.72	4,684.72	0.00%
INSURANCE REFUNDS	0.00	0.00	0.00	0.00	0.00%
INTEREST ON INVESTMENTS	3,000.00	368.08	886.82	(2,113.18)	29.56%
MISCELLANEOUS REVENUE	0.00	4,186.00	9,199.00	9,199.00	0.00%
MOTOR VEHICLE TAX	183,845.00	55,674.41	132,881.06	(50,963.94)	72.28%
RECREATIONAL VEHICLE TAX	2,500.00	1,406.83	2,458.51	(41.49)	98.34%
TRANSFER FROM AIRPORT	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM CVB	77,705.00	77,705.00	77,705.00	0.00	100.00%
TRANSFER FROM GENERAL FUND	271,323.00	271,323.00	271,323.00	0.00	100.00%
TRANSFER FROM RISK MANAGEMENT	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM SOLID WASTE FUND	159,376.00	159,376.00	159,376.00	0.00	100.00%
TRANSFER FROM SPECIAL ALCOHOL	24,045.00	24,045.00	24,045.00	0.00	100.00%
TRANSFER FROM SPECIAL HIGHWAY	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM SPORTS COMPLEX	18,109.00	18,109.00	18,109.00	0.00	100.00%
TRANSFER FROM STORMWATER MGT	10,702.00	10,702.00	10,702.00	0.00	100.00%
TRANSFER FROM WATER/SEWER FUND	454,019.00	454,019.00	454,019.00	0.00	100.00%
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$3,449,819.00</b>	<b>\$1,886,915.46</b>	<b>\$3,317,098.08</b>	<b>(\$132,720.92)</b>	<b>96.15%</b>

<b>Special Highway</b>					
<b><u>SPECIAL HIGHWAY REVENUES</u></b>					
CONNECTING LINK MAINTENANCE	44,760.00	0.00	22,287.86	(22,472.14)	49.79%
INTEREST ON INVESTMENTS	0.00	0.00	0.00	0.00	0.00%
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00	0.00%
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00	0.00%
STATE GASOLINE TAX	533,800.00	0.00	251,049.13	(282,750.87)	47.03%
TRANSFER FROM CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$578,560.00</b>	<b>\$0.00</b>	<b>\$273,336.99</b>	<b>(\$305,223.01)</b>	<b>47.24%</b>

	<u>Budgeted</u> <u>2013</u>	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>To Date</u>	<u>Balance</u>	<u>% Collected</u> <u>YTD</u>
<b>Special Park &amp; Rec</b>					
<b><u>SPECIAL PRK &amp; REC REVENUES</u></b>					
DOG PARK DONATIONS	0.00	0.00	1,100.00	1,100.00	0.00%
LOCAL ALCOHOL LIQUOR TAX	126,153.00	33,709.83	67,944.90	(58,208.10)	53.86%
MISCELLANEOUS REVENUE	0.00	9,520.00	11,023.00	11,023.00	0.00%
Total Revenues	<b>\$126,153.00</b>	<b>\$43,229.83</b>	<b>\$80,067.90</b>	<b>(\$46,085.10)</b>	<b>63.47%</b>
<b>Special Alcohol Fund</b>					
<b><u>SPECIAL ALCOHOL FUND REVENUES</u></b>					
LOCAL ALCOHOL LIQUOR TAX	126,153.00	33,709.83	67,944.90	(58,208.10)	53.86%
Total Revenues	<b>\$126,153.00</b>	<b>\$33,709.83</b>	<b>\$67,944.90</b>	<b>(\$58,208.10)</b>	<b>53.86%</b>
<b>Convention &amp; Visitors Bureau</b>					
<b><u>CONVENTION &amp; VISITOR'S REVENUE</u></b>					
MISCELLANEOUS REVENUE	37,000.00	3,287.00	20,108.78	(16,891.22)	54.35%
TRANSIENT GUEST TAX	725,000.00	0.00	344,756.45	(380,243.55)	47.55%
Total Revenues	<b>\$762,000.00</b>	<b>\$3,287.00</b>	<b>\$364,865.23</b>	<b>(\$397,134.77)</b>	<b>47.88%</b>
<b>Library Employee Benefit</b>					
<b><u>LIBRARY EMP. BENEFIT REVENUES</u></b>					
16/20 M TRUCK TAX	140.00	35.33	175.80	35.80	125.57%
AD VALOREM PROPERTY TAX	158,362.00	55,055.41	149,934.36	(8,427.64)	94.68%
DELINQUENT TAXES	0.00	2,296.69	2,292.81	2,292.81	0.00%
MOTOR VEHICLE TAX	14,723.00	4,456.52	9,788.93	(4,934.07)	66.49%
RECREATIONAL VEHICLE TAX	200.00	70.33	142.34	(57.66)	71.17%
Total Revenues	<b>\$173,425.00</b>	<b>\$61,914.28</b>	<b>\$162,334.24</b>	<b>(\$11,090.76)</b>	<b>93.60%</b>
<b>Risk Management</b>					
<b><u>RISK MANAGEMENT REVENUES</u></b>					
INSURANCE REFUNDS	0.00	0.00	0.00	0.00	0.00%
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM EMPLOYEE BENEFIT	0.00	0.00	0.00	0.00	0.00%
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>0.00%</b>
<b>Golf Course Improvement</b>					
<b><u>GOLF COURSE IMPR. FUND REVENUE</u></b>					
GOLF COURSE REVENUE	0.00	0.00	15,980.00	15,980.00	0.00%
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$15,980.00</b>	<b>\$15,980.00</b>	<b>0.00%</b>
<b>Park Development</b>					
<b><u>PARK DEVELOPMENT FUND-REVENUE</u></b>					
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>0.00%</b>
<b>Sports Complex</b>					
<b><u>SPORTS COMPLEX-REVENUES</u></b>					
LOCAL SALES TAX	0.00	0.00	1,219,772.00	1,219,772.00	0.00%
MISCELLANEOUS REVENUE	0.00	0.00	17,100.00	17,100.00	0.00%
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$1,236,872.00</b>	<b>\$1,236,872.00</b>	<b>0.00%</b>
<b><u>STORMWATER MANAGEMENT REVENUES</u></b>					
MISCELLANEOUS REVENUE	0.00	(83.26)	(83.26)	(83.26)	0.00%
STORMWATER FEE	756,000.00	57,556.84	382,420.58	(373,579.42)	50.58%
TRANSFER FROM GENERAL FUND	16,500.00	16,500.00	16,500.00	0.00	100.00%
TRANSFER FROM WATER/SEWER FUND	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$772,500.00</b>	<b>\$73,973.58</b>	<b>\$398,837.32</b>	<b>(\$373,662.68)</b>	<b>51.63%</b>

	<u>Budgeted</u> <u>2013</u>	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>To Date</u>	<u>Balance</u>	<u>% Collected</u> <u>YTD</u>
<b>Bond &amp; Interest</b>					
<b><u>BOND &amp; INTEREST REVENUES</u></b>					
16/20 M TRUCK TAX	820.00	165.05	821.41	1.41	100.17%
AD VALOREM PROPERTY TAX	725,161.00	252,137.69	686,655.64	(38,505.36)	94.69%
DELINQUENT TAXES	0.00	13,725.18	14,913.70	14,913.70	0.00%
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00	0.00%
MOTOR VEHICLE TAX	86,220.00	26,108.57	52,237.98	(33,982.02)	60.59%
RECEIVED FROM TIF PROCEEDS	0.00	0.00	0.00	0.00	0.00%
RECREATIONAL VEHICLE TAX	1,173.00	412.06	760.54	(412.46)	64.84%
SPECIAL ASSESSMENT TAX	431,319.00	176,522.21	434,602.48	3,283.48	100.76%
TRANSFER FROM CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM GENERAL FUND	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM SPECIAL HIGHWAY	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM WATER/SEWER FUND	0.00	0.00	0.00	0.00	0.00%
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$1,244,693.00</b>	<b>\$469,070.76</b>	<b>\$1,189,991.75</b>	<b>(\$54,701.25)</b>	<b>95.61%</b>
<b>TDD Sales Tax</b>					
<b><u>TDD SLS TAX REVENUES</u></b>					
LOCAL SALES TAX	(56,562.92)	23,810.19	107,341.54	163,904.46	-189.77%
Total Revenues	<b>(\$56,562.92)</b>	<b>\$23,810.19</b>	<b>\$107,341.54</b>	<b>\$163,904.46</b>	<b>-189.77%</b>
<b>Home Depot Economic Dev Bonds</b>					
<b><u>H DEPOT-ECON DEV BND-REVENUES</u></b>					
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00	0.00%
RECEIVED FROM TIF PROCEEDS	222,925.00	51,452.76	142,719.52	(80,205.48)	64.02%
Total Revenues	<b>\$222,925.00</b>	<b>\$51,452.76</b>	<b>\$142,719.52</b>	<b>(\$80,205.48)</b>	<b>64.02%</b>
<b>48th/Roth Ave. - CID</b>					
<b><u>48TH/ROTH AVE CID-REVENUES</u></b>					
LOCAL SALES TAX	0.00	0.00	0.00	0.00	0.00%
MISCELLANEOUS REVENUE	0.00	0.00	0.00	0.00	0.00%
Total Revenues	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>0.00%</b>
<b>Water &amp; Sewer</b>					
<b><u>WATER &amp; SEWER FUND REVENUES</u></b>					
DEVELOPER CONTRIBUTION	0.00	0.00	0.00	0.00	0.00%
FEDERAL & STATE GRANTS	0.00	0.00	0.00	0.00	0.00%
INTEREST ON INVESTMENTS	25,000.00	1,791.36	4,801.90	(20,198.10)	19.21%
INTEREST-SALES TAX COLLECTION	50,000.00	5,153.24	13,635.31	(36,364.69)	27.27%
LOCAL SALES TAX	2,984,252.00	233,368.00	1,453,140.00	(1,531,112.00)	48.69%
MISCELLANEOUS REVENUE	10,000.00	395.00	13,902.88	3,902.88	139.03%
NOTE/BOND PROCEEDS	0.00	0.00	0.00	0.00	0.00%
PENALTY	25,000.00	2,595.91	13,855.71	(11,144.29)	55.42%
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00	0.00%
R-9 RANCH REVENUE	350,000.00	0.00	205,000.00	(145,000.00)	58.57%
SEWER SERVICE CHARGES	2,214,500.00	155,720.38	1,046,338.08	(1,168,161.92)	47.25%
STORMWATER FEE	0.00	0.00	0.00	0.00	0.00%
TAPS-TURN ONS	35,000.00	2,970.00	17,352.49	(17,647.51)	49.58%
TRANSFER FROM SOLID WASTE FUND	0.00	0.00	0.00	0.00	0.00%
TRANSFER FROM SPECIAL HIGHWAY	0.00	0.00	0.00	0.00	0.00%
TRANSFERS-ALL ACCOUNTS	0.00	0.00	0.00	0.00	0.00%
WATER SALES	2,626,500.00	216,660.53	1,270,840.98	(1,355,659.02)	48.39%
WATER SALES-CONSERVATION RATE	365,000.00	29,395.37	106,792.16	(258,207.84)	29.26%
Total Revenues	<b>\$8,685,252.00</b>	<b>\$648,049.79</b>	<b>\$4,145,659.51</b>	<b>(\$4,539,592.49)</b>	<b>47.73%</b>

	<u>Budgeted</u> <u>2013</u>	<u>Collections</u> <u>Current Mo.</u>	<u>Collections</u> <u>To Date</u>	<u>Balance</u>	<u>% Collected</u> <u>YTD</u>
<b>Solid Waste</b>					
<b><u>SOLID WASTE FUND REVENUES</u></b>					
INTEREST ON INVESTMENTS	2,000.00	122.70	351.47	(1,648.53)	17.57%
MISCELLANEOUS REVENUE	40,000.00	88.25	19,116.80	(20,883.20)	47.79%
PRIOR YEAR ENCUMBRANCE	0.00	0.00	0.00	0.00	0.00%
REFUSE COLLECTION	1,225,000.00	105,807.97	630,822.71	(594,177.29)	51.50%
YARD WASTE TAGS	1,900.00	257.25	703.50	(1,196.50)	37.03%
Total Revenues	<b><u>\$1,268,900.00</u></b>	<b><u>\$106,276.17</u></b>	<b><u>\$650,994.48</u></b>	<b><u>(\$617,905.52)</u></b>	<b><u>51.30%</u></b>
<b>Fire Insurance Trust</b>					
<b><u>FIRE INS TRUST REVENUES</u></b>					
MISCELLANEOUS REVENUE	0.00	2,653.57	2,653.57	2,653.57	0.00%
Total Revenues	<b><u>\$0.00</u></b>	<b><u>\$2,653.57</u></b>	<b><u>\$2,653.57</u></b>	<b><u>\$2,653.57</u></b>	<b><u>0.00%</u></b>
Grand Totals	<b><u>\$31,124,717.08</u></b>	<b><u>\$6,765,311.96</u></b>	<b><u>\$20,610,580.40</u></b>	<b><u>(\$10,514,136.68)</u></b>	<b><u>66.22%</u></b>

City of Hays Expenditures

Month of June

	<u>Budgeted</u> <u>2013</u>	<u>Expenses</u> <u>Current Mo.</u>	<u>Expenses</u> <u>To Date</u>	<u>Balance</u>	<u>% Spent</u> <u>YTD</u>
<b>General</b>					
<b><u>BALLFIELD MAINTENANCE</u></b>					
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00	0.00%
CHEMICALS	8,000.00	0.00	3,385.07	4,614.93	42.31%
COMMUNICATION	700.00	31.92	176.62	523.38	25.23%
ELECTRICITY	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	2,000.00	144.69	912.31	1,087.69	45.62%
GENERAL SUPPLIES & MATERIALS	12,800.00	81.97	1,881.20	10,918.80	14.70%
NATURAL GAS	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	5,800.00	0.00	4,878.92	921.08	84.12%
OTHER CONTRACTUAL SERVICES	8,100.00	411.26	1,739.66	6,360.34	21.48%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
RENTALS	500.00	0.00	0.00	500.00	0.00%
REPAIRS TO BLDGS & STRUCTURES	22,400.00	423.01	2,768.69	19,631.31	12.36%
TRAVEL & TRAINING	200.00	0.00	0.00	200.00	0.00%
UNIFORMS	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$60,500.00</u>	<u>\$1,092.85</u>	<u>\$15,742.47</u>	<u>\$44,757.53</u>	<u>26.02%</u>
<b><u>BICKLE-SCHMIDT SPORTS COMPLEX</u></b>					
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00	0.00%
CHEMICALS	20,000.00	0.00	4,875.01	15,124.99	24.38%
COMMUNICATION	700.00	23.00	100.52	599.48	14.36%
CONTINGENCY	0.00	0.00	0.00	0.00	0.00%
ELECTRICITY	40,000.00	4,089.54	23,441.12	16,558.88	58.60%
EQUIPMENT EXPENSE	4,500.00	38.39	1,144.98	3,355.02	25.44%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	57.01	(57.01)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	285.40	(285.40)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	152.30	(152.30)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
FUEL EXPENSE	12,000.00	(136.96)	(251.61)	12,251.61	-2.10%
FUEL EXPENSE	0.00	0.00	35.60	(35.60)	0.00%
FUEL EXPENSE	0.00	0.00	44.84	(44.84)	0.00%
FUEL EXPENSE	0.00	0.00	46.02	(46.02)	0.00%
FUEL EXPENSE	0.00	0.00	205.91	(205.91)	0.00%
FUEL EXPENSE	0.00	0.00	65.50	(65.50)	0.00%
FUEL EXPENSE	0.00	0.00	52.06	(52.06)	0.00%
FUEL EXPENSE	0.00	69.45	296.06	(296.06)	0.00%
FUEL EXPENSE	0.00	0.00	102.79	(102.79)	0.00%
FUEL EXPENSE	0.00	0.00	0.00	0.00	0.00%
FUEL EXPENSE	0.00	0.00	114.65	(114.65)	0.00%
GENERAL SUPPLIES & MATERIALS	42,400.00	339.75	13,029.87	29,370.13	30.73%
NATURAL GAS	6,000.00	24.49	334.77	5,665.23	5.58%
NEW EQUIPMENT	29,200.00	0.00	827.42	28,372.58	2.83%
OFFICE SUPPLIES	200.00	0.00	130.54	69.46	65.27%
OTHER CONTRACTUAL SERVICES	15,100.00	169.26	2,793.33	12,306.67	18.50%
OVERTIME	2,000.00	94.81	586.22	1,413.78	29.31%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
RENTALS	1,000.00	181.98	181.98	818.02	18.20%
REPAIRS TO BLDGS & STRUCTURES	8,000.00	605.38	2,670.27	5,329.73	33.38%
SALARIES	26,368.00	1,988.37	12,924.39	13,443.61	49.02%
SEASONAL/PART TIME	28,900.00	4,887.50	10,087.00	18,813.00	34.90%
TRANSFER TO NEW EQUIP. RESERVE	19,525.00	19,525.00	19,525.00	0.00	100.00%
TRAVEL & TRAINING	400.00	0.00	0.00	400.00	0.00%
UNIFORMS	800.00	98.75	234.00	566.00	29.25%
Total Expenditures	<u>\$257,093.00</u>	<u>\$31,998.71</u>	<u>\$94,092.95</u>	<u>\$163,000.05</u>	<u>36.60%</u>

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>BUILDINGS &amp; GROUNDS</u></b>					
COMMUNICATION	0.00	0.00	0.00	0.00	0.00%
ELECTRICITY	420,000.00	37,100.23	187,717.27	232,282.73	44.69%
GENERAL SUPPLIES & MATERIALS	8,000.00	1,010.69	1,597.75	6,402.25	19.97%
NATURAL GAS	52,000.00	1,365.97	18,418.38	33,581.62	35.42%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	25,360.00	1,772.01	9,541.02	15,818.98	37.62%
PROJECTS	16,400.00	0.00	15,051.22	1,348.78	91.78%
REPAIRS TO BLDGS & STRUCTURES	9,500.00	0.00	963.66	8,536.34	10.14%
Total Expenditures	<u>\$531,260.00</u>	<u>\$41,248.90</u>	<u>\$233,289.30</u>	<u>\$297,970.70</u>	<u>43.91%</u>
<b><u>CEMETERIES</u></b>					
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00	0.00%
CHEMICALS	3,000.00	0.00	1,582.73	1,417.27	52.76%
COMMUNICATION	200.00	12.23	61.23	138.77	30.62%
ELECTRICITY	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	1,700.00	69.94	505.45	1,194.55	29.73%
GENERAL SUPPLIES & MATERIALS	4,600.00	529.99	1,380.66	3,219.34	30.01%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	1,200.00	71.00	111.00	1,089.00	9.25%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
RENTALS	500.00	0.00	0.00	500.00	0.00%
REPAIRS TO BLDGS & STRUCTURES	6,500.00	123.50	123.50	6,376.50	1.90%
TRAVEL & TRAINING	300.00	0.00	0.00	300.00	0.00%
UNIFORMS	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$18,000.00</u>	<u>\$806.66</u>	<u>\$3,764.57</u>	<u>\$14,235.43</u>	<u>20.91%</u>
<b><u>CITY ATTORNEY</u></b>					
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	1,000.00	0.00	0.00	1,000.00	0.00%
PROFESSIONAL SERVICES	100,000.00	7,306.25	48,512.50	51,487.50	48.51%
Total Expenditures	<u>\$101,000.00</u>	<u>\$7,306.25</u>	<u>\$48,512.50</u>	<u>\$52,487.50</u>	<u>48.03%</u>
<b><u>CITY COMMISSION</u></b>					
COMMUNICATION	0.00	0.00	0.00	0.00	0.00%
FINANCIAL POLICY PROJ-CAPITAL	2,757,313.00	0.00	0.00	2,757,313.00	0.00%
FINANCIAL POLICY PROJ-CAPITAL	0.00	0.00	0.00	0.00	0.00%
GENERAL SUPPLIES & MATERIALS	1,500.00	79.97	1,035.97	464.03	69.06%
LEGAL PUBLICATIONS & PRINTING	500.00	0.00	0.00	500.00	0.00%
OTHER CONTRACTUAL SERVICES	3,000.00	0.00	0.00	3,000.00	0.00%
PROFESSIONAL SERVICES	500.00	0.00	0.00	500.00	0.00%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
SALARIES	9,000.00	750.00	4,650.00	4,350.00	51.67%
TRAVEL & TRAINING	15,000.00	201.16	4,075.19	10,924.81	27.17%
Total Expenditures	<u>\$2,786,813.00</u>	<u>\$1,031.13</u>	<u>\$9,761.66</u>	<u>\$2,777,051.84</u>	<u>0.35%</u>
<b><u>CITY MANAGER</u></b>					
COMMUNICATION	3,500.00	202.52	1,336.14	2,163.86	38.18%
CONTINGENCY	100,000.00	2,559.34	26,035.55	73,964.45	26.04%
EXPENSE ALLOWANCE-CAR	0.00	461.54	3,000.01	(3,000.01)	0.00%
GENERAL SUPPLIES & MATERIALS	2,000.00	0.00	668.02	1,331.98	33.40%
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
ORGANIZATION DEVELOPMENT	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	35,000.00	3,668.32	19,158.46	15,841.54	54.74%
OVERTIME	3,500.00	34.63	900.34	2,599.66	25.72%
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00	0.00%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
SALARIES	287,097.00	21,159.37	139,882.76	147,214.24	48.72%
TRAVEL & TRAINING	23,000.00	524.35	8,180.80	14,819.20	35.57%
Total Expenditures	<u>\$454,097.00</u>	<u>\$28,610.07</u>	<u>\$199,162.08</u>	<u>\$254,934.92</u>	<u>43.86%</u>

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>DISPATCH</u></b>					
COMMUNICATION	5,400.00	127.34	255.50	5,144.50	4.73%
CONTINGENCY	5,000.00	24.96	218.76	4,781.24	4.38%
LEGAL PUBLICATIONS & PRINTING	2,800.00	0.00	0.00	2,800.00	0.00%
OFFICE SUPPLIES	900.00	5.97	163.24	736.76	18.14%
OTHER CONTRACTUAL SERVICES	3,300.00	124.90	2,073.84	1,226.16	62.84%
OVERTIME	34,049.00	10,921.26	19,794.59	14,254.41	58.14%
SALARIES	492,008.00	33,979.58	213,725.90	278,282.10	43.44%
TRAVEL & TRAINING	5,830.00	500.00	3,719.52	2,110.48	63.80%
UNIFORMS	3,165.00	0.00	0.00	3,165.00	0.00%
Total Expenditures	<u>\$552,452.00</u>	<u>\$45,684.01</u>	<u>\$239,951.35</u>	<u>\$312,500.65</u>	<u>43.43%</u>
<b><u>ECONOMIC DEVELOPMENT</u></b>					
DOWNTOWN DEVELOPMENT CORP.	0.00	0.00	0.00	0.00	0.00%
JOB BOUNTY	15,000.00	0.00	0.00	15,000.00	0.00%
OTHER CONTRACTUAL SERVICES	241,205.00	175.00	142,583.04	98,621.96	59.11%
Total Expenditures	<u>\$256,205.00</u>	<u>\$175.00</u>	<u>\$142,583.04</u>	<u>\$113,621.96</u>	<u>55.65%</u>
<b><u>FINANCE/CITY CLERK</u></b>					
COMMUNICATION	1,320.00	87.55	441.79	878.21	33.47%
CONTINGENCY	5,000.00	0.00	648.99	4,351.01	12.98%
GENERAL SUPPLIES & MATERIALS	600.00	0.00	10.85	589.15	1.81%
INSURANCE & SURETY BONDS	0.00	0.00	0.00	0.00	0.00%
LEGAL PUBLICATIONS & PRINTING	12,000.00	(336.60)	3,956.82	8,043.18	32.97%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	8,100.00	55.95	2,257.67	5,842.33	27.87%
OVERTIME	500.00	447.79	852.04	(352.04)	170.41%
PROFESSIONAL SERVICES	40,000.00	0.00	0.00	40,000.00	0.00%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
SALARIES	323,776.00	25,362.17	154,589.34	169,186.66	47.75%
TRAVEL & TRAINING	11,850.00	75.77	1,735.84	10,114.16	14.65%
Total Expenditures	<u>\$403,146.00</u>	<u>\$25,692.63</u>	<u>\$164,493.34</u>	<u>\$238,652.66</u>	<u>40.80%</u>

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>FIRE DEPARTMENT</u></b>					
COMMUNICATION	6,500.00	554.87	2,346.25	4,153.75	36.10%
CONTINGENCY	5,000.00	0.00	0.00	5,000.00	0.00%
EQUIPMENT EXPENSE	51,000.00	207.00	3,126.93	47,873.07	6.13%
EQUIPMENT EXPENSE	0.00	0.00	167.25	(167.25)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	291.10	(291.10)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	657.23	(657.23)	0.00%
EQUIPMENT EXPENSE	0.00	434.27	434.27	(434.27)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	442.52	(442.52)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	668.00	(668.00)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	2,546.75	(2,546.75)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	69.85	(69.85)	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
GENERAL SUPPLIES & MATERIALS	30,600.00	2,660.31	10,700.84	19,899.16	34.97%
GRANT FUNDING	0.00	0.00	(1,075.00)	1,075.00	0.00%
LEGAL PUBLICATIONS & PRINTING	800.00	0.00	513.25	286.75	64.16%
NEW EQUIPMENT	0.00	0.00	459.00	(459.00)	0.00%
OTHER CONTRACTUAL SERVICES	4,800.00	39.00	1,618.36	3,181.64	33.72%
OVERTIME	121,160.00	9,829.66	51,027.16	70,132.84	42.12%
PAID PER CALL	20,000.00	2,009.82	10,610.21	9,389.79	53.05%
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00	0.00%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
REPAIRS TO BLDGS & STRUCTURES	48,200.00	7,321.67	16,324.31	31,875.69	33.87%
SALARIES	1,047,684.00	76,208.90	495,614.81	552,069.19	47.31%
TRAINING CERTIFICATION	17,300.00	0.00	227.43	17,072.57	1.31%
TRAVEL & TRAINING	26,000.00	334.47	14,590.99	11,409.01	56.12%
UNIFORMS	8,500.00	763.46	6,231.66	2,268.34	73.31%
Total Expenditures	<u>\$1,387,544.00</u>	<u>\$100,363.43</u>	<u>\$617,593.17</u>	<u>\$769,950.83</u>	<u>44.51%</u>
<b><u>FLEET MAINTENANCE</u></b>					
Total Expenditures	<u>\$884,650.00</u>	<u>\$62,603.77</u>	<u>\$364,757.99</u>	<u>\$519,892.01</u>	<u>41.23%</u>
<b><u>GOLF COURSE</u></b>					
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00	0.00%
CHEMICALS	82,800.00	480.00	52,943.85	29,856.15	63.94%
COMMUNICATION	5,800.00	167.23	857.19	4,942.81	14.78%
ELECTRICITY	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	2,000.00	254.99	698.08	1,301.92	34.90%
GENERAL SUPPLIES & MATERIALS	30,100.00	1,523.72	18,192.94	11,907.06	60.44%
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00	0.00%
NATURAL GAS	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	3,500.00	0.00	466.96	3,033.04	13.34%
OFFICE SUPPLIES	400.00	0.00	104.99	295.01	26.25%
OTHER CONTRACTUAL SERVICES	33,900.00	1,905.00	13,040.31	20,859.69	38.47%
OVERTIME	7,000.00	1,559.81	4,845.00	2,155.00	69.21%
PRO SHOP CR CARD ACTIVITY	0.00	248.53	(5,610.29)	5,610.29	0.00%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
RENTALS	1,500.00	0.00	96.00	1,404.00	6.40%
REPAIRS TO BLDGS & STRUCTURES	16,000.00	172.91	4,749.08	11,250.92	29.68%
SALARIES	121,978.00	8,935.24	58,079.06	63,898.94	47.61%
SEASONAL/PART TIME	43,400.00	9,500.75	21,227.25	22,172.75	48.91%
TRAVEL & TRAINING	1,600.00	0.00	42.73	1,557.27	2.67%
UNIFORMS	900.00	110.00	352.00	548.00	39.11%
Total Expenditures	<u>\$350,878.00</u>	<u>\$24,858.18</u>	<u>\$170,085.15</u>	<u>\$180,792.85</u>	<u>48.47%</u>

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>HUMAN RESOURCES</u></b>					
COMMUNICATION	1,200.00	58.38	307.50	892.50	25.63%
LEGAL PUBLICATIONS & PRINTING	9,500.00	0.00	2,527.38	6,972.62	26.60%
ORGANIZATION DEVELOPMENT	27,500.00	1,047.57	10,040.00	17,460.00	36.51%
OTHER CONTRACTUAL SERVICES	2,500.00	10.00	1,213.30	1,286.70	48.53%
OVERTIME	250.00	0.00	37.84	212.16	15.14%
PROFESSIONAL SERVICES	44,000.00	3,204.50	12,338.50	31,661.50	28.04%
PROJECTS	35,000.00	0.00	18,673.46	16,326.54	53.35%
SALARIES	98,467.00	7,518.14	48,867.98	49,599.02	49.63%
TRAVEL & TRAINING	5,000.00	45.00	906.10	4,093.90	18.12%
Total Expenditures	<u>\$223,417.00</u>	<u>\$11,883.59</u>	<u>\$94,912.06</u>	<u>\$128,504.94</u>	<u>42.48%</u>
<b><u>INFORMATION TECHNOLOGY</u></b>					
COMMUNICATION	3,400.00	260.62	1,312.38	2,087.62	38.60%
EQUIPMENT EXPENSE	9,250.00	826.06	1,688.03	7,561.97	18.25%
GENERAL SUPPLIES & MATERIALS	3,500.00	242.37	1,104.57	2,395.43	31.56%
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	30,480.00	9,711.00	11,144.06	19,335.94	36.56%
OFFICE SUPPLIES	14,500.00	386.54	5,868.00	8,632.00	40.47%
OTHER CONTRACTUAL SERVICES	168,720.00	4,243.90	91,266.40	77,453.60	54.09%
OVERTIME	1,200.00	202.95	525.80	674.20	43.82%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
SALARIES	274,051.00	20,107.81	130,700.60	143,350.40	47.69%
TRAVEL & TRAINING	15,750.00	47.50	1,268.76	14,481.24	8.06%
Total Expenditures	<u>\$520,851.00</u>	<u>\$36,028.75</u>	<u>\$244,878.60</u>	<u>\$275,972.40</u>	<u>47.02%</u>
<b><u>INTERGOVERNMENTAL ACCOUNT</u></b>					
COMMUNICATION	59,000.00	7,500.00	27,157.05	31,842.95	46.03%
EQUIPMENT EXPENSE	0.00	0.00	0.00	0.00	0.00%
INSURANCE & SURETY BONDS	270,000.00	0.00	223,047.20	46,952.80	82.61%
OFFICE SUPPLIES	24,500.00	798.43	9,069.75	15,430.25	37.02%
OTHER CONTRACTUAL SERVICES	7,350.00	870.17	5,809.03	1,540.97	79.03%
Total Expenditures	<u>\$360,850.00</u>	<u>\$9,168.60</u>	<u>\$265,083.03</u>	<u>\$95,766.97</u>	<u>73.46%</u>
<b><u>MUNICIPAL COURT</u></b>					
INSURANCE & SURETY BONDS	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OFFICE SUPPLIES	1,200.00	0.00	501.91	698.09	41.83%
OTHER CONTRACTUAL SERVICES	2,500.00	256.31	1,935.19	564.81	77.41%
OVERTIME	3,000.00	77.46	251.73	2,748.27	8.39%
PROFESSIONAL SERVICES	35,000.00	2,576.00	12,560.00	22,440.00	35.89%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
SAFE RIDE	0.00	0.00	0.00	0.00	0.00%
SALARIES	108,926.00	7,955.70	52,677.19	56,248.81	48.36%
TRAVEL & TRAINING	1,000.00	0.00	0.00	1,000.00	0.00%
Total Expenditures	<u>\$151,626.00</u>	<u>\$10,865.47</u>	<u>\$67,926.02</u>	<u>\$83,699.98</u>	<u>44.80%</u>
<b><u>P.W.-GENERAL ADMINISTRATION</u></b>					
COMMUNICATION	3,000.00	210.46	1,273.20	1,726.80	42.44%
CONTINGENCY	5,000.00	0.00	258.01	4,741.99	5.16%
GENERAL SUPPLIES & MATERIALS	4,000.00	234.54	2,471.63	1,528.37	61.79%
OFFICE SUPPLIES	5,000.00	98.49	1,881.83	3,118.17	37.64%
OTHER CONTRACTUAL SERVICES	1,300.00	0.00	956.09	343.91	73.55%
OVERTIME	500.00	0.00	25.88	474.12	5.18%
PROFESSIONAL SERVICES	20,000.00	0.00	7,549.86	12,450.14	37.75%
PROJECTS	91,250.00	3,247.67	25,600.20	65,649.80	28.06%
SALARIES	211,817.00	16,057.13	108,370.59	103,446.41	51.16%
TRAVEL & TRAINING	8,000.00	0.00	3,370.16	4,629.84	42.13%
Total Expenditures	<u>\$349,867.00</u>	<u>\$19,848.29</u>	<u>\$151,757.45</u>	<u>\$198,109.55</u>	<u>43.38%</u>

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>PARKS &amp; PLAYGROUNDS</u></b>					
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00	0.00%
CHEMICALS	18,000.00	105.25	11,437.52	6,562.48	63.54%
COMMUNICATION	2,500.00	198.69	1,277.94	1,222.06	51.12%
CONTINGENCY	5,000.00	0.00	303.81	4,696.19	6.08%
ELECTRICITY	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	8,000.00	465.99	3,953.08	4,046.92	49.41%
GENERAL SUPPLIES & MATERIALS	45,000.00	4,575.12	33,832.79	11,167.21	75.18%
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00	0.00%
NATURAL GAS	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	10,400.00	0.00	4,625.95	5,774.05	44.48%
OFFICE SUPPLIES	800.00	1.88	138.79	661.21	17.35%
OTHER CONTRACTUAL SERVICES	24,000.00	1,599.69	11,494.52	12,505.48	47.89%
OVERTIME	10,000.00	2,103.70	9,618.00	382.00	96.18%
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00	0.00%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
RENTALS	800.00	0.00	517.50	282.50	64.69%
REPAIRS TO BLDGS & STRUCTURES	14,400.00	1,040.91	6,915.35	7,484.65	48.02%
SALARIES	595,990.00	44,811.81	286,892.64	309,097.36	48.14%
SEASONAL/PART TIME	97,920.00	19,969.25	36,717.75	61,202.25	37.50%
TRAVEL & TRAINING	4,500.00	0.00	922.81	3,577.19	20.51%
UNIFORMS	5,100.00	550.16	2,273.87	2,826.13	44.59%
Total Expenditures	<u>\$842,410.00</u>	<u>\$75,422.45</u>	<u>\$410,922.32</u>	<u>\$431,487.68</u>	<u>48.78%</u>
<b><u>PLANNING INSPECTION ENFORCEMEN</u></b>					
COMMUNICATION	6,700.00	353.34	1,829.19	4,870.81	27.30%
EQUIPMENT EXPENSE	600.00	0.00	0.00	600.00	0.00%
GENERAL SUPPLIES & MATERIALS	1,500.00	0.00	212.86	1,287.14	14.19%
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OFFICE SUPPLIES	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	7,000.00	298.94	1,532.82	5,467.18	21.90%
OVERTIME	10,000.00	596.80	2,012.89	7,987.11	20.13%
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00	0.00%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
SALARIES	266,362.00	13,306.09	101,762.58	164,599.42	38.20%
SEASONAL/PART TIME	11,476.00	859.52	6,643.81	4,832.19	57.89%
TRAVEL & TRAINING	9,000.00	26.65	2,405.16	6,594.84	26.72%
UNIFORMS	1,600.00	0.00	416.33	1,183.67	26.02%
Total Expenditures	<u>\$314,238.00</u>	<u>\$15,441.34</u>	<u>\$116,815.64</u>	<u>\$197,422.36</u>	<u>37.17%</u>



	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>PUBLIC WORKS-SERVICE DIVISION</u></b>					
COMMUNICATION	2,600.00	103.41	434.16	2,165.84	16.70%
ELECTRICITY	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	32,000.00	8,677.19	24,213.75	7,786.25	75.67%
GENERAL SUPPLIES & MATERIALS	181,000.00	3,087.78	34,418.31	146,581.69	19.02%
GRANT FUNDING	0.00	0.00	0.00	0.00	0.00%
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00	0.00%
NATURAL GAS	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	14,000.00	0.00	5,500.00	8,500.00	39.29%
OFFICE SUPPLIES	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	37,000.00	105.00	14,797.16	22,202.84	39.99%
OVERTIME	15,900.00	52.20	12,758.00	3,142.00	80.24%
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00	0.00%
PROJECTS	0.00	0.00	(925.00)	925.00	0.00%
RENTALS	2,500.00	0.00	148.50	2,351.50	5.94%
REPAIRS TO BLDGS & STRUCTURES	0.00	0.00	0.00	0.00	0.00%
SALARIES	575,197.00	41,686.54	271,303.43	303,893.57	47.17%
SEASONAL/PART TIME	0.00	0.00	0.00	0.00	0.00%
TRANSFERS	0.00	0.00	0.00	0.00	0.00%
TRAVEL & TRAINING	1,800.00	36.90	1,341.41	458.59	74.52%
UNIFORMS	6,200.00	521.78	2,537.64	3,662.36	40.93%
Total Expenditures	<u>\$868,197.00</u>	<u>\$54,270.80</u>	<u>\$366,527.36</u>	<u>\$501,669.64</u>	<u>42.22%</u>
<b><u>QUALITY OF LIFE</u></b>					
OTHER CONTRACTUAL SERVICES	38,747.00	0.00	38,747.00	0.00	100.00%
Total Expenditures	<u>\$38,747.00</u>	<u>\$0.00</u>	<u>\$38,747.00</u>	<u>\$0.00</u>	<u>100.00%</u>
<b><u>SOCIAL SERVICES</u></b>					
OTHER CONTRACTUAL SERVICES	164,000.00	82,000.00	164,000.00	0.00	100.00%
TRANSFERS	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$164,000.00</u>	<u>\$82,000.00</u>	<u>\$164,000.00</u>	<u>\$0.00</u>	<u>100.00%</u>
<b><u>SWIMMING POOL</u></b>					
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00	0.00%
CHEMICALS	41,500.00	2,496.00	14,350.20	27,149.80	34.58%
ELECTRICITY	0.00	0.00	0.00	0.00	0.00%
EQUIPMENT EXPENSE	10,000.00	178.00	2,349.19	7,650.81	23.49%
GENERAL SUPPLIES & MATERIALS	10,900.00	339.74	5,260.33	5,639.67	48.26%
INSURANCE & SURETY BONDS	0.00	0.00	0.00	0.00	0.00%
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00	0.00%
NATURAL GAS	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	6,000.00	0.00	0.00	6,000.00	0.00%
OTHER CONTRACTUAL SERVICES	34,000.00	1,062.28	8,035.38	25,964.62	23.63%
PROJECTS	30,000.00	0.00	0.00	30,000.00	0.00%
RENTALS	0.00	0.00	0.00	0.00	0.00%
REPAIRS TO BLDGS & STRUCTURES	5,500.00	226.00	871.82	4,628.18	15.85%
TRAVEL & TRAINING	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$137,900.00</u>	<u>\$4,302.02</u>	<u>\$30,866.92</u>	<u>\$107,033.08</u>	<u>22.38%</u>
<b>Library</b>					
<b><u>LIBRARY FUND EXPENDITURES</u></b>					
NEIGHBORHOOD REVIT REBATE	5,787.00	1,341.52	4,941.73	845.27	85.39%
OTHER CONTRACTUAL SERVICES	1,188,000.00	0.00	1,162,122.35	25,877.65	97.82%
TAX INCREMENT FINANCING DIST	17,000.00	8,057.03	16,114.06	885.94	94.79%
Total Expenditures	<u>\$1,210,787.00</u>	<u>\$9,398.55</u>	<u>\$1,183,178.14</u>	<u>\$27,608.86</u>	<u>97.72%</u>
<b>Airport</b>					

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>AIRPORT FUND EXPENDITURES</u></b>					
COMMUNICATION	3,200.00	177.63	893.47	2,306.53	27.92%
CONTINGENCY	50,000.00	0.00	7,454.00	42,546.00	14.91%
ELECTRICITY	32,480.00	2,782.21	15,723.04	16,756.96	48.41%
GENERAL SUPPLIES & MATERIALS	36,000.00	2,102.63	24,966.57	11,033.43	69.35%
GRANT FUNDING	0.00	0.00	(32,762.88)	32,762.88	0.00%
LEGAL PUBLICATIONS & PRINTING	500.00	0.00	0.00	500.00	0.00%
NATURAL GAS	10,800.00	163.56	4,544.72	6,255.28	42.08%
NEIGHBORHOOD REVIT REBATE	1,022.00	237.01	873.05	148.95	85.43%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	24,000.00	493.00	10,073.95	13,926.05	41.97%
OVERTIME	2,000.00	0.00	1,799.00	201.00	89.95%
PROFESSIONAL SERVICES	1,000.00	0.00	0.00	1,000.00	0.00%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
PROMOTIONS	15,000.00	26.98	227.34	14,772.66	1.52%
REPAIRS TO BLDGS & STRUCTURES	24,000.00	408.05	5,796.39	18,203.61	24.15%
SALARIES	103,165.00	7,939.13	53,557.92	49,607.08	51.91%
SEASONAL/PART TIME	5,000.00	1,292.00	1,632.00	3,368.00	32.64%
TAX INCREMENT FINANCING DIST	3,000.00	1,423.42	2,846.84	153.16	94.89%
TRANSFER TO AIRPORT IMPROVEMEN	177,154.00	177,154.00	177,154.00	0.00	100.00%
TRANSFER TO BOND & INTEREST	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO EMPLOYEE BENEFIT	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO GENERAL FUND	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO NEW EQUIP. RESERVE	6,540.00	6,540.00	6,540.00	0.00	100.00%
TRANSFERS	0.00	0.00	0.00	0.00	0.00%
TRAVEL & TRAINING	11,550.00	667.26	524.88	11,025.12	4.54%
UNIFORMS	675.00	54.50	239.80	435.20	35.53%
Total Expenditures	<u>\$507,086.00</u>	<u>\$201,461.38</u>	<u>\$282,084.09</u>	<u>\$225,001.91</u>	<u>55.63%</u>
<b>Employee Benefit</b>					
<b><u>EMPLOYEE BENEFIT EXPENDITURES</u></b>					
CONTINGENCY	300,000.00	0.00	0.00	300,000.00	0.00%
EMPLOYEE RETIREMENT	1,007,781.00	67,973.39	455,398.43	552,382.57	45.19%
HEALTH INSURANCE	1,719,500.00	143,183.96	867,881.22	851,618.78	50.47%
NEIGHBORHOOD REVIT REBATE	12,047.00	2,777.78	10,232.33	1,814.67	84.94%
OTHER CONTRACTUAL SERVICES	60,181.00	5,224.31	36,388.92	23,792.08	60.47%
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00	0.00%
SOCIAL SECURITY	673,924.00	48,280.08	301,050.03	372,873.97	44.67%
TAX INCREMENT FINANCING DIST	33,625.00	16,682.86	33,365.72	259.28	99.23%
TRANSFER TO BOND & INTEREST	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO RISK MANAGEMENT	0.00	0.00	0.00	0.00	0.00%
UNEMPLOYMENT COMPENSATION	8,809.00	0.00	7,867.93	941.07	89.32%
WORKERS COMPENSATION	182,298.00	0.00	123,626.00	58,672.00	67.82%
Total Expenditures	<u>\$3,998,165.00</u>	<u>\$284,122.38</u>	<u>\$1,835,810.58</u>	<u>\$2,162,354.42</u>	<u>45.92%</u>
<b>Special Highway</b>					

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>SPECIAL HIGHWAY EXPENDITURES</u></b>					
2001 SIDEWALK RAMPS	0.00	0.00	0.00	0.00	0.00%
BUDGETED CAPITAL PROJECTS	1,035,329.00	40,167.74	396,904.19	638,424.81	38.34%
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
BUDGETED CAPITAL PROJECTS	0.00	0.00	22,519.49	(22,519.49)	0.00%
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
BUDGETED CAPITAL PROJECTS	0.00	9,981.34	27,089.64	(27,089.64)	0.00%
BUDGETED CAPITAL PROJECTS	0.00	304.75	862.75	(862.75)	0.00%
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
BUDGETED CAPITAL PROJECTS	0.00	0.00	0.00	0.00	0.00%
CONTINGENCY	50,000.00	0.00	0.00	50,000.00	0.00%
CORR MGT - GENERAL HAYS RD.	0.00	0.00	0.00	0.00	0.00%
CORR MGT-REVERSE ACCESS 48-55	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO BOND & INTEREST	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO EMPLOYEE BENEFIT	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO GENERAL FUND	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO WATER/SEWER FUND	0.00	0.00	0.00	0.00	0.00%
TRANSFERS	0.00	0.00	0.00	0.00	0.00%
VINE ST.-MILL & OVERLAY--13/27	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$1,085,329.00</u>	<u>\$50,453.83</u>	<u>\$447,376.07</u>	<u>\$637,952.93</u>	<u>41.22%</u>
<b>Special Park &amp; Rec</b>					
<b><u>SPECIAL PRK &amp; REC EXPENDITURES</u></b>					
BUILDINGS & STRUCTURES	0.00	0.00	0.00	0.00	0.00%
CONTINGENCY	0.00	0.00	0.00	0.00	0.00%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
PROJECTS	382,099.00	2,007.55	19,487.70	362,611.30	5.10%
TRANSFER TO NEW EQUIP. RESERVE	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$382,099.00</u>	<u>\$2,007.55</u>	<u>\$19,487.70</u>	<u>\$362,611.30</u>	<u>5.10%</u>
<b>Special Alcohol Fund</b>					
<b><u>SPECIAL ALCOHOL FUND EXPENDITURES</u></b>					
CONTINGENCY	162,639.00	0.00	0.00	162,639.00	0.00%
OTHER CONTRACTUAL SERVICES	60,000.00	30,000.00	60,000.00	0.00	100.00%
TRANSFER TO EMPLOYEE BENEFIT	24,045.00	24,045.00	24,045.00	0.00	100.00%
TRANSFER TO GENERAL FUND	52,854.00	52,854.00	52,854.00	0.00	100.00%
TRANSFERS	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$299,538.00</u>	<u>\$106,899.00</u>	<u>\$136,899.00</u>	<u>\$162,639.00</u>	<u>45.70%</u>
<b>Convention &amp; Visitors Bureau</b>					

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>CVB EXPENDITURES</u></b>					
COMMUNICATION	6,000.00	433.84	2,249.26	3,750.74	37.49%
CONTINGENCY	553,900.00	576.56	2,280.06	551,619.94	0.41%
ELECTRICITY	8,500.00	690.26	3,837.92	4,662.08	45.15%
GENERAL SUPPLIES & MATERIALS	0.00	0.00	0.00	0.00	0.00%
GRANT FUNDING	0.00	0.00	0.00	0.00	0.00%
LEGAL PUBLICATIONS & PRINTING	80,000.00	5,931.56	54,293.14	25,706.86	67.87%
NATURAL GAS	2,000.00	34.41	747.58	1,252.42	37.38%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OFFICE SUPPLIES	5,000.00	299.03	1,212.87	3,787.13	24.26%
OTHER CONTRACTUAL SERVICES	80,000.00	6,590.94	44,151.82	35,848.18	55.19%
OVERTIME	1,500.00	0.00	414.91	1,085.09	27.66%
PROJECTS	29,000.00	23,365.15	28,382.88	617.12	97.87%
PROMOTIONS	60,000.00	1,879.21	23,860.33	36,139.67	39.77%
RENTALS	101,000.00	0.00	50,291.01	50,708.99	49.79%
REPAIRS TO BLDGS & STRUCTURES	5,000.00	0.00	1,700.45	3,299.55	34.01%
SALARIES	219,957.00	15,644.60	102,050.28	117,906.72	46.40%
SEASONAL/PART TIME	10,050.00	1,163.64	2,726.39	7,323.61	27.13%
TRANSFER TO EMPLOYEE BENEFIT	77,705.00	77,705.00	77,705.00	0.00	100.00%
TRANSFER TO GENERAL FUND	61,625.00	61,625.00	61,625.00	0.00	100.00%
TRANSFER TO NEW EQUIP. RESERVE	2,760.00	2,760.00	2,760.00	0.00	100.00%
TRANSFERS	0.00	0.00	0.00	0.00	0.00%
TRAVEL & TRAINING	6,500.00	261.62	2,725.05	3,774.95	41.92%
Total Expenditures	<u>\$1,310,497.00</u>	<u>\$198,960.82</u>	<u>\$463,013.95</u>	<u>\$847,483.05</u>	<u>35.33%</u>
<b>Library Employee Benefit</b>					
<b><u>LIBRARY EMP. BENEFIT EXPENDITURES</u></b>					
NEIGHBORHOOD REVIT REBATE	846.00	196.02	722.12	123.88	85.36%
OTHER CONTRACTUAL SERVICES	172,400.00	0.00	166,563.08	5,836.92	96.61%
TAX INCREMENT FINANCING DIST	2,500.00	1,177.41	2,354.82	145.18	94.19%
Total Expenditures	<u>\$175,746.00</u>	<u>\$1,373.43</u>	<u>\$169,640.02</u>	<u>\$6,105.98</u>	<u>96.53%</u>
<b>Risk Management</b>					
<b><u>RISK MGT. FUND EXPENDITURES</u></b>					
CONTINGENCY	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO EMPLOYEE BENEFIT	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>0.00%</u>
<b>Golf Course Improvement</b>					
<b><u>GOLF COURSE IMPR. EXPENDITURES</u></b>					
GENERAL SUPPLIES & MATERIALS	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00	0.00%
REPAIRS TO BLDGS & STRUCTURES	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>0.00%</u>
<b>Park Development</b>					
<b><u>PARK DEVELOPMENT EXPENDITURES</u></b>					
CONTINGENCY	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>0.00%</u>
<b>Sports Complex</b>					
<b><u>SPORTS COMPLEX-EXPENDITURES</u></b>					
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
PROFESSIONAL SERVICES	0.00	0.00	5,950.00	(5,950.00)	0.00%
TRANSFER TO EMPLOYEE BENEFIT	0.00	18,109.00	18,109.00	(18,109.00)	0.00%
TRANSFER TO GENERAL FUND	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$0.00</u>	<u>\$18,109.00</u>	<u>\$24,059.00</u>	<u>(\$24,059.00)</u>	<u>0.00%</u>

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>STORMWATER MANAGEMENT EXPENDITURE</u></b>					
COMMUNICATION	650.00	65.96	220.56	429.44	33.93%
CONTINGENCY	50,000.00	0.00	0.00	50,000.00	0.00%
GENERAL SUPPLIES & MATERIALS	7,400.00	347.00	1,505.79	5,894.21	20.35%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OFFICE SUPPLIES	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	9,000.00	0.00	1.32	8,998.68	0.01%
PROFESSIONAL SERVICES	20,000.00	0.00	0.00	20,000.00	0.00%
PROJECTS	746,897.00	0.00	3,850.00	743,047.00	0.52%
SALARIES	31,065.00	2,344.50	15,239.30	15,825.70	49.06%
TRANSFER TO EMPLOYEE BENEFIT	10,702.00	10,702.00	10,702.00	0.00	100.00%
TRANSFER TO GENERAL FUND	64,260.00	64,260.00	64,260.00	0.00	100.00%
TRANSFER TO NEW EQUIP. RESERVE	1,800.00	1,800.00	1,800.00	0.00	100.00%
TRAVEL & TRAINING	3,000.00	0.00	140.78	2,859.22	4.69%
UNIFORMS	200.00	0.00	0.00	200.00	0.00%
Total Expenditures	<u>\$944,974.00</u>	<u>\$79,519.46</u>	<u>\$97,719.75</u>	<u>\$847,254.25</u>	<u>10.34%</u>
<b>Bond &amp; Interest</b>					
<b><u>BOND &amp; INTEREST EXPENDITURES</u></b>					
BOND PRINCIPAL	880,000.00	0.00	0.00	880,000.00	0.00%
CASH BASIS RESERVE	60,000.00	0.00	0.00	60,000.00	0.00%
ECONOMIC DEVELOPMENT BONDS	0.00	0.00	0.00	0.00	0.00%
INTEREST COUPONS	457,000.00	0.00	228,500.01	228,499.99	50.00%
INTEREST ON TEMPORARY NOTE	0.00	0.00	0.00	0.00	0.00%
INTEREST ON TIF	0.00	0.00	0.00	0.00	0.00%
LEVY STABILIZATION	75,000.00	0.00	0.00	75,000.00	0.00%
NEIGHBORHOOD REVIT REBATE	3,873.00	897.83	3,307.29	565.71	85.39%
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
TAX INCREMENT FINANCING DIST	12,000.00	5,392.21	10,784.42	1,215.58	89.87%
TRANSFER TO RESERVE FOR TIF	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$1,487,873.00</u>	<u>\$6,290.04</u>	<u>\$242,591.72</u>	<u>\$1,245,281.28</u>	<u>16.30%</u>
<b>TDD Sales Tax</b>					
<b><u>TDD SLS TAX EXPENDITURES</u></b>					
OTHER CONTRACTUAL SERVICES	0.00	17,137.99	128,889.79	(128,889.79)	0.00%
Total Expenditures	<u>\$0.00</u>	<u>\$17,137.99</u>	<u>\$128,889.79</u>	<u>(\$128,889.79)</u>	<u>0.00%</u>
<b>Home Depot Economic Dev Bonds</b>					
<b><u>H DEPOT ECON DEV BND-EXPENDITURE</u></b>					
BOND PRINCIPAL	110,000.00	0.00	0.00	110,000.00	0.00%
INTEREST COUPONS	102,618.00	0.00	51,308.76	51,309.24	50.00%
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$212,618.00</u>	<u>\$0.00</u>	<u>\$51,308.76</u>	<u>\$161,309.24</u>	<u>24.13%</u>
<b>48th/Roth Ave. - CID</b>					
<b><u>48TH/ROTH AVE CID-EXPENDITURE</u></b>					
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>0.00%</u>
<b>Water &amp; Sewer</b>					
<b><u>DEBT SERVICE</u></b>					
INT-REVENUE BND PAYMENT 2009A	139,556.00	11,629.58	69,777.50	69,778.50	50.00%
INTEREST-REVENUE BOND	0.00	0.00	0.00	0.00	0.00%
PRINCIPAL & INT. REVOLVING LOA	399,393.00	33,282.74	200,416.39	198,976.61	50.18%
PRINCIPAL PAYMENT-SLS TX BOND	0.00	0.00	0.00	0.00	0.00%
PWWSD #15	0.00	0.00	0.00	0.00	0.00%
REV BOND PAYMENT 2009-A	285,000.00	13,333.34	80,000.00	205,000.00	28.07%
REVENUE BOND PAYMENT	0.00	0.00	0.00	0.00	0.00%
SALES TAX BOND ISSUE-INTEREST	0.00	0.00	0.00	0.00	0.00%
UNAMORTIZED 1996 BOND IS.COST	0.00	0.00	0.00	0.00	0.00%
WATER EXPLORATION	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$823,949.00</u>	<u>\$58,245.66</u>	<u>\$350,193.89</u>	<u>\$473,755.11</u>	<u>42.50%</u>

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>DEBT SERVICE - SALES TAX</u></b>					
PRINCIPAL PAYMENT-SLS TX BOND	0.00	0.00	0.00	0.00	0.00%
PWWSD #15	0.00	0.00	0.00	0.00	0.00%
SALES TAX BOND ISSUE-INTEREST	0.00	0.00	0.00	0.00	0.00%
TRANSFER-SALES TAX RESERVE	0.00	0.00	0.00	0.00	0.00%
UNAMORITIZED 1996 BOND IS.COST	0.00	0.00	0.00	0.00	0.00%
WATER EXPLORATION	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>0.00%</u>
<b><u>UTILITIES DEPT./WATER CONSERV.</u></b>					
COMMUNICATION	0.00	0.00	0.00	0.00	0.00%
GENERAL SUPPLIES & MATERIALS	2,500.00	0.00	247.95	2,252.05	9.92%
GRANT FUNDING	0.00	0.00	0.00	0.00	0.00%
LEGAL PUBLICATIONS & PRINTING	2,000.00	0.00	0.00	2,000.00	0.00%
NEW EQUIPMENT	5,000.00	0.00	0.00	5,000.00	0.00%
OFFICE SUPPLIES	0.00	0.00	0.00	0.00	0.00%
OTHER CONTRACTUAL SERVICES	5,000.00	0.00	0.00	5,000.00	0.00%
OVERTIME	0.00	0.00	0.00	0.00	0.00%
PROJECTS	40,000.00	1,500.00	9,400.00	30,600.00	23.50%
SALARIES	31,065.00	2,344.52	15,239.34	15,825.66	49.06%
TRANSFER TO NEW EQUIP. RESERVE	0.00	0.00	0.00	0.00	0.00%
TRAVEL & TRAINING	2,000.00	0.00	0.00	2,000.00	0.00%
Total Expenditures	<u>\$87,565.00</u>	<u>\$3,844.52</u>	<u>\$24,887.29</u>	<u>\$62,677.71</u>	<u>28.42%</u>
<b><u>W/S NON-OPERATING EXPENDITURES</u></b>					
CAPITAL EXPENDITURES	0.00	0.00	0.00	0.00	0.00%
CLEAN DRINKING WATER FEE	18,000.00	0.00	8,453.31	9,546.69	46.96%
CONTINGENCY	50,000.00	13,712.53	17,009.28	32,990.72	34.02%
GRANT FUNDING	0.00	0.00	0.00	0.00	0.00%
INTEREST ON METER DEPOSITS	5,000.00	33.73	219.93	4,780.07	4.40%
OTHER CONTRACTUAL SERVICES	0.00	924.12	7,096.15	(7,096.15)	0.00%
PROJECTS	0.00	0.00	0.00	0.00	0.00%
R-9 RANCH EXPENDITURES	280,000.00	123,835.24	240,005.32	39,994.68	85.72%
TRANSFER TO BOND & INTEREST	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO CAPITAL IMPROVEMEN	1,152,267.00	0.00	0.00	1,152,267.00	0.00%
TRANSFER TO EMPLOYEE BENEFIT	454,019.00	454,019.00	454,019.00	0.00	100.00%
TRANSFER TO GENERAL FUND	968,200.00	968,200.00	968,200.00	0.00	100.00%
TRANSFER TO NEW EQUIP. RESERVE	60,941.00	60,941.00	60,941.00	0.00	100.00%
TRANSFER TO STORMWATER MGT	0.00	0.00	0.00	0.00	0.00%
TRANSFER-SALES TAX RESERVE	2,759,000.00	0.00	0.00	2,759,000.00	0.00%
TRNSF TO GEN. FROM WA SLS TX	596,850.00	596,850.00	596,850.00	0.00	100.00%
WATER TAPS, HYDRANTS, METERS	128,003.00	12,616.60	56,001.84	72,001.16	43.75%
Total Expenditures	<u>\$6,472,280.00</u>	<u>\$2,231,132.22</u>	<u>\$2,408,795.83</u>	<u>\$4,063,484.17</u>	<u>37.22%</u>
<b><u>WASTEWATER TREATMENT &amp; COLL.</u></b>					
CHEMICALS	85,000.00	2,275.07	26,655.64	58,344.36	31.36%
COMMUNICATION	3,000.00	203.95	1,011.61	1,988.39	33.72%
ELECTRICITY	165,900.00	14,306.24	80,166.23	85,733.77	48.32%
EQUIPMENT EXPENSE	58,112.00	18,845.05	37,225.67	20,886.33	64.06%
GENERAL SUPPLIES & MATERIALS	23,381.00	1,173.36	13,582.79	9,798.21	58.09%
LEGAL PUBLICATIONS & PRINTING	0.00	0.00	0.00	0.00	0.00%
NATURAL GAS	40,925.00	1,263.43	11,099.86	29,825.14	27.12%
OFFICE SUPPLIES	600.00	0.00	211.35	388.65	35.23%
OTHER CONTRACTUAL SERVICES	33,000.00	6,106.85	12,483.09	20,516.91	37.83%
OVERTIME	15,000.00	1,844.53	11,642.36	3,357.64	77.62%
PROFESSIONAL SERVICES	28,189.00	1,343.00	5,805.00	22,384.00	20.59%
PROJECTS	158,000.00	0.00	7,079.47	150,920.53	4.48%
REPAIRS TO BLDGS & STRUCTURES	5,150.00	317.75	4,389.61	760.39	85.24%
SALARIES	453,484.00	33,500.24	213,822.10	239,661.90	47.15%
SEASONAL/PART TIME	23,957.00	1,994.20	6,248.10	17,708.90	26.08%
TRAVEL & TRAINING	6,000.00	90.00	989.71	5,010.29	16.50%
UNIFORMS	4,202.00	585.98	2,496.40	1,705.60	59.41%
Total Expenditures	<u>\$1,103,900.00</u>	<u>\$83,849.65</u>	<u>\$434,908.99</u>	<u>\$668,991.01</u>	<u>39.40%</u>

	<u>Budgeted</u> 2013	<u>Expenses</u> Current Mo.	<u>Expenses</u> To Date	<u>Balance</u>	<u>% Spent</u> YTD
<b><u>WATER PRODUCTION &amp; DIST.</u></b>					
CHEMICALS	494,210.00	47,110.57	202,089.34	292,120.66	40.89%
COMMUNICATION	4,300.00	317.10	2,251.24	2,048.76	52.35%
ELECTRICITY	256,800.00	21,460.97	114,903.67	141,896.33	44.74%
EQUIPMENT EXPENSE	56,140.00	539.22	15,667.45	40,472.55	27.91%
GENERAL SUPPLIES & MATERIALS	42,000.00	1,931.64	10,184.82	31,815.18	24.25%
INSURANCE & SURETY BONDS	0.00	0.00	0.00	0.00	0.00%
LEGAL PUBLICATIONS & PRINTING	3,150.00	0.00	0.00	3,150.00	0.00%
NATURAL GAS	13,360.00	170.46	6,293.27	7,066.73	47.11%
OFFICE SUPPLIES	1,100.00	278.58	347.98	752.02	31.63%
OTHER CONTRACTUAL SERVICES	91,720.00	7,352.87	13,658.19	78,061.81	14.89%
OVERTIME	22,000.00	1,518.97	11,861.24	10,138.76	53.91%
PROFESSIONAL SERVICES	15,540.00	0.00	3,464.00	12,076.00	22.29%
PROJECTS	40,000.00	1,513.26	1,930.32	38,069.68	4.83%
RENTALS	0.00	0.00	0.00	0.00	0.00%
REPAIRS TO BLDGS & STRUCTURES	4,500.00	0.00	1,620.08	2,879.92	36.00%
SALARIES	567,680.00	42,165.94	271,869.43	295,810.57	47.89%
SEASONAL/PART TIME	23,976.00	1,601.22	10,628.62	13,347.38	44.33%
TRAVEL & TRAINING	6,000.00	40.41	949.52	5,050.48	15.83%
UNIFORMS	5,000.00	263.72	2,122.49	2,877.51	42.45%
Total Expenditures	<u>\$1,647,476.00</u>	<u>\$126,264.93</u>	<u>\$669,841.66</u>	<u>\$977,634.34</u>	<u>40.66%</u>
<b>Solid Waste</b>					
<b><u>SOLID WASTE FUND EXPENDITURE</u></b>					
COMMUNICATION	1,190.00	92.72	629.28	560.72	52.88%
CONTINGENCY	50,000.00	0.00	27,996.40	22,003.60	55.99%
DEBT SERVICES	0.00	0.00	0.00	0.00	0.00%
DEPRECIATION EXPENSE	0.00	0.00	0.00	0.00	0.00%
ELECTRICITY	3,750.00	243.91	1,683.13	2,066.87	44.88%
EQUIPMENT EXPENSE	10,900.00	1,435.96	2,065.11	8,834.89	18.95%
GENERAL SUPPLIES & MATERIALS	23,240.00	1,570.20	4,932.83	18,307.17	21.23%
LEGAL PUBLICATIONS & PRINTING	2,000.00	290.00	448.32	1,551.68	22.42%
NATURAL GAS	3,084.00	152.75	1,646.97	1,437.03	53.40%
NEW EQUIPMENT	0.00	0.00	0.00	0.00	0.00%
OFFICE SUPPLIES	550.00	0.00	34.67	515.33	6.30%
OTHER CONTRACTUAL SERVICES	368,080.00	35,041.24	143,630.33	224,449.67	39.02%
OVERTIME	5,500.00	572.07	2,811.44	2,688.56	51.12%
PROFESSIONAL SERVICES	0.00	0.00	0.00	0.00	0.00%
PROJECTS	5,000.00	0.00	5,000.00	0.00	100.00%
RENTALS	0.00	0.00	0.00	0.00	0.00%
REPAIRS TO BLDGS & STRUCTURES	3,600.00	561.49	1,581.55	2,018.45	43.93%
SALARIES	348,633.00	25,237.50	164,963.66	183,669.34	47.32%
SEASONAL/PART TIME	0.00	0.00	0.00	0.00	0.00%
TRANSFER TO EMPLOYEE BENEFIT	159,376.00	159,376.00	159,376.00	0.00	100.00%
TRANSFER TO GENERAL FUND	245,000.00	245,000.00	245,000.00	0.00	100.00%
TRANSFER TO RESERVES	242,839.00	0.00	0.00	242,839.00	0.00%
TRANSFER TO WATER/SEWER FUND	0.00	0.00	0.00	0.00	0.00%
TRANSFERS	0.00	0.00	0.00	0.00	0.00%
TRAVEL & TRAINING	800.00	0.00	8.86	791.14	1.11%
UNIFORMS	3,500.00	274.60	1,252.35	2,247.65	35.78%
UTILITY-WATER	410.00	11.50	11.50	398.50	2.80%
Total Expenditures	<u>\$1,477,452.00</u>	<u>\$469,859.94</u>	<u>\$763,072.40</u>	<u>\$714,379.60</u>	<u>51.65%</u>
<b>Fire Insurance Trust</b>					
<b><u>FIRE INS TRUST EXPENDITURES</u></b>					
OTHER CONTRACTUAL SERVICES	0.00	0.00	0.00	0.00	0.00%
Total Expenditures	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>0.00%</u>
Grand Totals	<u>\$37,342,040.00</u>	<u>\$4,774,474.34</u>	<u>\$14,923,200.74</u>	<u>\$22,418,839.26</u>	<u>39.96%</u>



# CITY OF HAYS

## AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 5A

MEETING DATE: 7-25-13

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**TOPIC:**

Mayoral Appointments for Approval

**ACTION REQUESTED:**

Consider approving Mayoral appointments to the Hays Beautification Committee.

**NARRATIVE:**

The following appointments were recommended by Mayor Steward at the July 11, 2013 City Commission meeting and are now being presented for approval.

Hays Beautification Committee

Janis Lee – 3-year term to expire 8-1-16 (1<sup>st</sup> term)

Marcia Tacha – 3-year term to expire 8-1-16 (1<sup>st</sup> term)

**PERSON/STAFF MEMBER(S) MAKING PRESENTATION:**

Mayor Steward

**ADMINISTRATION RECOMMENDATION:**

N/A

**COMMITTEE RECOMMENDATION(S):**

N/A

**ATTACHMENTS:**

Applications

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

Email: [leelj@ruraltel.net](mailto:leelj@ruraltel.net)

Date: 6/6/2013

Name: Lyn and Janis Lee

Address: 4604 Hoover

Day Time Phone Number: 785-476-5348 or 476-7000

Evening Phone Number: same

Place of Employment: retired

How long have you been a Resident of Hays: We have just built a house in Hays.

Name of Board(s) you are interested in serving on: Hays Beautification Committee

How much time could you devote per month: day or two a month

Are you related to anyone who is currently serving on a Board/Committee?: No

If Yes, Explain:

Briefly describe why you are interested in serving on a Board/Committee for the City of Hays: Want to become an active member of the community. We currently have a large beautiful yard on our farm and are interested in such activities. We feel that the physical appearance of the city is important in how others view the desirability of living in the community. Also Eber Phelps encouraged us to apply to serve on a committee.

Please list any groups or activities that you participate in, or have previously participated in, that demonstrates your involvement in the community: Served as State Senator for 22 years. Also served on church board and school board as well as fair board for several years before being elected to the Senate. have belonged to various service organization over the years.

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

Email: [mtacha@fhsu.edu](mailto:mtacha@fhsu.edu)

Date: 6/6/2013

Name: Marcia Tacha

Address: 524 W. 16th St.

Day Time Phone Number: 785-628-4206

Evening Phone Number: 785-650-7296

Place of Employment: FHSU University Relations

How long have you been a Resident of Hays: 2 yrs. 8 mos. (Ellis County almost 9 years)

Name of Board(s) you are interested in serving on: Northwest Kansas Community Corrections Board Hays Area Board of Zoning Appeals Hays Beautification Committee

How much time could you devote per month: 3-4 hours

Are you related to anyone who is currently serving on a Board/Committee?: No

If Yes, Explain:

Briefly describe why you are interested in serving on a Board/Committee for the City of Hays: It is my belief it is important to serve one's community. It is my desire to get involved and feel more of a part of the city where I live and to give back to the community.

Please list any groups or activities that you participate in, or have previously participated in, that demonstrates your involvement in the community: FHSU Classified Senate (8 years) (and numerous committees during my 2-year tenure as president) FHSU Distinguished Service Committee (5 years) FHSU Staff Development Committee (3 years)



# CITY OF HAYS

## AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 5B

MEETING DATE: 7-25-13

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**TOPIC:**

Mayoral Appointment Recommendations

**ACTION REQUESTED:**

Receive Mayor Steward's proposed appointments to the Fort Hays Municipal Golf Course Advisory Board, Hays Area Board of Zoning Appeals, Hays Area Planning Commission and Hays Beautification Committee.

**NARRATIVE:**

The following proposed appointments will be presented for approval at the August 8, 2013 City Commission meeting.

Fort Hays Municipal Golf Course Advisory Board

Ron Speier – 3-year term to expire 7-1-16 (2<sup>nd</sup> term)

Hays Area Board of Zoning Appeals

Louis Caplan (Planning Commission Rep) – 3-year term to expire 5-1-16 (5<sup>th</sup> term)

Hays Area Planning Commission

Louis Caplan – 3-year term to expire 4-30-16 (5<sup>th</sup> term)

Tom Denning (resides outside city limits) – 3-year term to expire 4-30-16 (3<sup>rd</sup> term)

Matthew Wheeler (resides outside city limits) – 3-year term to expire 4-30-16 (1<sup>st</sup> term)

Hays Beautification Committee

Carol Heiman – 3-year term to expire 8-1-16 (3<sup>rd</sup> term)

Doris Wing – unexpired term to expire 8-1-15 (1<sup>st</sup> term)

**PERSON/STAFF MEMBER(S) MAKING PRESENTATION:**

Mayor Steward

**ADMINISTRATION RECOMMENDATION:**

N/A

**COMMITTEE RECOMMENDATION(S):**

N/A

**ATTACHMENTS:**

Applications Received for these Boards

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

Email: [speier@ruraltel.net](mailto:speier@ruraltel.net)

Date: 6/25/2013

Name: Ronald Speier

Address: 1310 Agnes Dr

Day Time Phone Number: 785-625-2400

Evening Phone Number: 785-628-1417

Place of Employment: High Plains Mental Health Center

How long have you been a Resident of Hays: Life

Name of Board(s) you are interested in serving on: Ft Hays Golf Course

How much time could you devote per month: One day

Are you related to anyone who is currently serving on a Board/Committee?: No

If Yes, Explain:

Briefly describe why you are interested in serving on a Board/Committee for the City of Hays: I just completed my first term and am willing to apply for a second term.

Please list any groups or activities that you participate in, or have previously participated in, that demonstrates your involvement in the community: I am on the board for NWKsCC.

MAR 14 2013

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

NAME: Louis J Caplan

ADDRESS: 2003 Main Street Hays

DAY TIME PHONE NUMBER: 628-2677 EVENING PHONE NUMBER: 628-2677

E-MAIL ADDRESS: lcaplan@fhsu.edu

PLACE OF EMPLOYMENT: retired

HOW LONG HAVE YOU BEEN A RESIDENT OF HAYS? 43 years

NAME OF BOARD(S) YOU ARE INTERESTED IN SERVING ON: Zoning & Planning

HOW MUCH TIME COULD YOU DEVOTE PER MONTH? 10-20 hours each

ARE YOU RELATED TO ANYONE WHO IS CURRENTLY SERVING ON A BOARD/COMMITTEE? No

IF YES, EXPLAIN: \_\_\_\_\_

BRIEFLY DESCRIBE WHY YOU ARE INTERESTED IN SERVING ON A BOARD/COMMITTEE FOR THE CITY OF HAYS.

I believe I am finishing my third term on each I am willing to serve again but if others are willing to serve I have no problem. IF the legislature passes legislation in opposition to sustainable development, I will no longer serve.

PLEASE LIST ANY GROUPS OR ACTIVITIES THAT YOU PARTICIPATE IN, OR HAVE PREVIOUSLY PARTICIPATED IN, THAT DEMONSTRATE YOUR INVOLVEMENT IN THE COMMUNITY.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SIGNATURE: Louis J Caplan DATE: 11 March 2013

Thank you for your interest in serving on a Board/Commission. It is rewarding to see individuals who are willing and able to commit their time and energy to make the City of Hays a better place to work, live and play.

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

Email: [mberges@ksu.edu](mailto:mberges@ksu.edu)

Date: 3/25/2013

Name: Michael K. Berges

Address: 1905 MacArthur Rd., Hays, KS 67601

Day Time Phone Number: 785-628-6560

Evening Phone Number: 785-236-9810

Place of Employment: Waddell & Reed

How long have you been a Resident of Hays: 5 years (2009 - Current); I was also student at FHSU from 1999 - 2004.

Name of Board(s) you are interested in serving on: City of Hays Board of Zoning Appeals

How much time could you devote per month: 8 hours

Are you related to anyone who is currently serving on a Board/Committee?: No

If Yes, Explain:

Briefly describe why you are interested in serving on a Board/Committee for the City of Hays: I am currently enrolled and a year away from completing my Master's of Public Administration from Kansas State. Serving on a board for my community would be a great opportunity in the field of study I am interested. I am also a business and property owner in this community and appreciate the value the board brings in enhancing Hays for current and future prospects.

Please list any groups or activities that you participate in, or have previously participated in, that demonstrates your involvement in the community: Tiger Takedown Club, FHSU Alumni Association, HAYP, Rotary, Chamber of Commerce

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

NAME: Mandy Fox

ADDRESS: 1304 Donald Drive

DAY TIME PHONE NUMBER: 785-410-2633 EVENING PHONE NUMBER: 785-410-2633

E-MAIL ADDRESS: mandyfox30@gmail.com

PLACE OF EMPLOYMENT: self employed Fox-Z Consulting LLC

HOW LONG HAVE YOU BEEN A RESIDENT OF HAYS? Born here, left for 15 years, returned August 2012

NAME OF BOARD(S) YOU ARE INTERESTED IN SERVING ON: Zoning Board

HOW MUCH TIME COULD YOU DEVOTE PER MONTH? < 5 hours

ARE YOU RELATED TO ANYONE WHO IS CURRENTLY SERVING ON A BOARD/COMMITTEE? No

IF YES, EXPLAIN: \_\_\_\_\_

BRIEFLY DESCRIBE WHY YOU ARE INTERESTED IN SERVING ON A BOARD/COMMITTEE FOR THE CITY OF HAYS. \_\_\_\_\_

I enjoyed being involved in community development and leadership roles.  
Have served on various boards in other towns and feel it is important for  
citizens to play an active part in community government.

PLEASE LIST ANY GROUPS OR ACTIVITIES THAT YOU PARTICIPATE IN, OR HAVE PREVIOUSLY PARTICIPATED IN, THAT DEMONSTRATE YOUR INVOLVEMENT IN THE COMMUNITY. \_\_\_\_\_

4-H, O'Loughlin PTA, Hays Rec Youth Soccer Coach, Hays Area Young Professionals,  
Kansas Agriculture and Rural Leadership, Kansas Certified Crop Advisor Board of Directors,  
Grant County Extension Board, Grant County Economic Development Board, Ulysses Junior Civic

SIGNATURE: Miranda L. Fox Miranda L. Fox  
2013.03.25 14:20:48 -05'00' DATE: 3/25/13

Thank you for your interest in serving on a Board/Commission. It is rewarding to see individuals who are willing and able to commit their time and energy to make the City of Hays a better place to work, live and play.

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

Email: [mtacha@fhsu.edu](mailto:mtacha@fhsu.edu)

Date: 6/6/2013

Name: Marcia Tacha

Address: 524 W. 16th St.

Day Time Phone Number: 785-628-4206

Evening Phone Number: 785-650-7296

Place of Employment: FHSU University Relations

How long have you been a Resident of Hays: 2 yrs. 8 mos. (Ellis County almost 9 years)

Name of Board(s) you are interested in serving on: Northwest Kansas Community Corrections Board Hays Area Board of Zoning Appeals Hays Beautification Committee

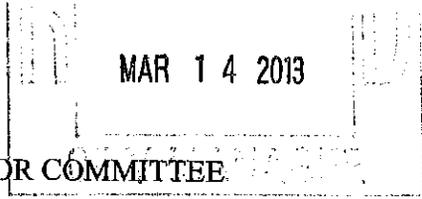
How much time could you devote per month: 3-4 hours

Are you related to anyone who is currently serving on a Board/Committee?: No

If Yes, Explain:

Briefly describe why you are interested in serving on a Board/Committee for the City of Hays: It is my belief it is important to serve one's community. It is my desire to get involved and feel more of a part of the city where I live and to give back to the community.

Please list any groups or activities that you participate in, or have previously participated in, that demonstrates your involvement in the community: FHSU Classified Senate (8 years) (and numerous committees during my 2-year tenure as president) FHSU Distinguished Service Committee (5 years) FHSU Staff Development Committee (3 years)



CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

NAME: Louis J Caplan

ADDRESS: 2003 Main Street Hays

DAY TIME PHONE NUMBER: 628-2677 EVENING PHONE NUMBER: 628-2677

E-MAIL ADDRESS: lcaplan@fhsu.edu

PLACE OF EMPLOYMENT: retired

HOW LONG HAVE YOU BEEN A RESIDENT OF HAYS? 43 years

NAME OF BOARD(S) YOU ARE INTERESTED IN SERVING ON: Zoning & Planning

HOW MUCH TIME COULD YOU DEVOTE PER MONTH? 10-20 hours each

ARE YOU RELATED TO ANYONE WHO IS CURRENTLY SERVING ON A BOARD/COMMITTEE? No

IF YES, EXPLAIN: \_\_\_\_\_

BRIEFLY DESCRIBE WHY YOU ARE INTERESTED IN SERVING ON A BOARD/COMMITTEE FOR THE CITY OF HAYS. \_\_\_\_\_

I believe I am finishing my third term on each. I am willing to serve again but if others are willing to serve I have no problem. If the legislature passes legislation in opposition to sustainable development, I will no longer serve.

PLEASE LIST ANY GROUPS OR ACTIVITIES THAT YOU PARTICIPATE IN, OR HAVE PREVIOUSLY PARTICIPATED IN, THAT DEMONSTRATE YOUR INVOLVEMENT IN THE COMMUNITY. \_\_\_\_\_

SIGNATURE: Louis J Caplan DATE: 11 March 2013

Thank you for your interest in serving on a Board/Commission. It is rewarding to see individuals who are willing and able to commit their time and energy to make the City of Hays a better place to work, live and play.

3 mile limit

MAR 19 2013

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

NAME: Tom Denning

ADDRESS: 1310 Bison Rd Hays, KS 67601

DAY TIME PHONE NUMBER: 785 628-2593 EVENING PHONE NUMBER: 785 628-2593

E-MAIL ADDRESS: tomtdoil@gmail.com

PLACE OF EMPLOYMENT: self employed

HOW LONG HAVE YOU BEEN A RESIDENT OF HAYS? 60+ years

NAME OF BOARD(S) YOU ARE INTERESTED IN SERVING ON: \_\_\_\_\_

Planning & Zoning

HOW MUCH TIME COULD YOU DEVOTE PER MONTH? 5

ARE YOU RELATED TO ANYONE WHO IS CURRENTLY SERVING ON A BOARD/COMMITTEE? NO

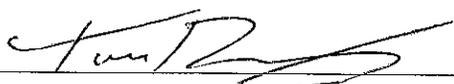
IF YES, EXPLAIN: \_\_\_\_\_

BRIEFLY DESCRIBE WHY YOU ARE INTERESTED IN SERVING ON A BOARD/COMMITTEE FOR THE CITY OF HAYS. I live in the 3 mile zone and want to be sure that it is well represented. Sometime the "City" views and "County" views are different and I want to protect the rural lifestyle but I still understand the importance of regulation in the 3 mile zone.

PLEASE LIST ANY GROUPS OR ACTIVITIES THAT YOU PARTICIPATE IN, OR HAVE PREVIOUSLY PARTICIPATED IN, THAT DEMONSTRATE YOUR INVOLVEMENT IN THE COMMUNITY. \_\_\_\_\_

Present member in Hays Planning & Zoning

Board member in Ellis County Rural Water District 1-C

SIGNATURE:  DATE: \_\_\_\_\_

Thank you for your interest in serving on a Board/Commission. It is rewarding to see individuals who are willing and able to commit their time and energy to make the City of Hays a better place to work, live and play.

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

Email: [wheeler@ruraltel.net](mailto:wheeler@ruraltel.net)

Date: 7/11/2013

Name: Matthew Wheeler

Address: 1505 West 12th Hays Kansas 67601

Day Time Phone Number: 785 623 1682

Evening Phone Number: 785 623 1682

Place of Employment: Midwest Medical Supply - for the last 22 years

How long have you been a Resident of Hays: 12 years

Name of Board(s) you are interested in serving on: Planning Committee

How much time could you devote per month: as much as is reasonably needed

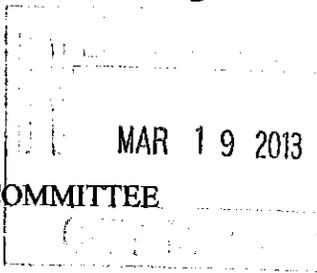
Are you related to anyone who is currently serving on a Board/Committee?: No

If Yes, Explain:

Briefly describe why you are interested in serving on a Board/Committee for the City of Hays: I feel that I have a good understanding of the issues and the requirements for sound planning of the community. I am willing to work hard to find the best solution to fit the needs of the individuals involved as well as the future of the community.

Please list any groups or activities that you participate in, or have previously participated in, that demonstrates your involvement in the community: While I lived in Ellis, I have served as a board member and as the board president for the Ellis Library Board. I am a past President and currently serving on the Board of a statewide collector car club. One of our many functions is to raise money to fund College Scholarships for young people interested in the auto hobby.

3-mile limit



CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

NAME: Terry Clayman

ADDRESS: 3400 W 44 ST

DAY TIME PHONE NUMBER: 785-623-1201 EVENING PHONE NUMBER: 785-623-1201

E-MAIL ADDRESS: terry@landmarkrealtymays.com

PLACE OF EMPLOYMENT: Landmark Realty LLC

HOW LONG HAVE YOU BEEN A RESIDENT OF HAYS? 1968

NAME OF BOARD(S) YOU ARE INTERESTED IN SERVING ON: Planning Commission

HOW MUCH TIME COULD YOU DEVOTE PER MONTH? As much as needed

ARE YOU RELATED TO ANYONE WHO IS CURRENTLY SERVING ON A BOARD/COMMITTEE? No

IF YES, EXPLAIN: \_\_\_\_\_

BRIEFLY DESCRIBE WHY YOU ARE INTERESTED IN SERVING ON A BOARD/COMMITTEE FOR THE CITY OF HAYS.

Interested in development and promoting Hays

PLEASE LIST ANY GROUPS OR ACTIVITIES THAT YOU PARTICIPATE IN, OR HAVE PREVIOUSLY PARTICIPATED IN, THAT DEMONSTRATE YOUR INVOLVEMENT IN THE COMMUNITY.

Chamber of Commerce, Hays Board of Realtors

SIGNATURE: Terry Clayman DATE: 3/10/13

Thank you for your interest in serving on a Board/Commission. It is rewarding to see individuals who are willing and able to commit their time and energy to make the City of Hays a better place to work, live and play.

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

Email: anth.glassman@gmail.com

Date: 3/25/2013

Name: Anthony Glassman

Address: 110 E 19th

Day Time Phone Number: 7856391285

Evening Phone Number: 7856391285

Place of Employment: Glassman Corporation

How long have you been a Resident of Hays: 25 Years

Name of Board(s) you are interested in serving on: HAYS AREA PLANNING COMMISSION

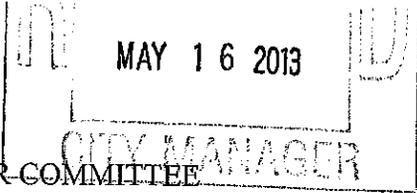
How much time could you devote per month: 5-20 Hours

Are you related to anyone who is currently serving on a Board/Committee?: Yes

If Yes, Explain: Joseph Glassman

Briefly describe why you are interested in serving on a Board/Committee for the City of Hays: I've been a resident of Hays my whole life and I want to make sure my community is a good representation of the people who live in it.

Please list any groups or activities that you participate in, or have previously participated in, that demonstrates your involvement in the community: board member of Big Brothers Big Sisters Ellis County Democratic Chairman Hays Area Young Professionals Member



CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

NAME: Carol J. Heiman

ADDRESS: 1319 Agnes Dr. Hays, KS

DAY TIME PHONE NUMBER: 785-678-3356 EVENING PHONE NUMBER: same

E-MAIL ADDRESS: heimancarol@gmail.com

PLACE OF EMPLOYMENT: Retired

HOW LONG HAVE YOU BEEN A RESIDENT OF HAYS? 14 yrs.

NAME OF BOARD(S) YOU ARE INTERESTED IN SERVING ON: Hays Beautification Committee

HOW MUCH TIME COULD YOU DEVOTE PER MONTH? \_\_\_\_\_

ARE YOU RELATED TO ANYONE WHO IS CURRENTLY SERVING ON A BOARD/COMMITTEE? no

IF YES, EXPLAIN: \_\_\_\_\_

BRIEFLY DESCRIBE WHY YOU ARE INTERESTED IN SERVING ON A BOARD/COMMITTEE FOR THE CITY OF HAYS. \_\_\_\_\_

I have served on this committee for 5 yrs. and am asking to renew my term.

PLEASE LIST ANY GROUPS OR ACTIVITIES THAT YOU PARTICIPATE IN, OR HAVE PREVIOUSLY PARTICIPATED IN, THAT DEMONSTRATE YOUR INVOLVEMENT IN THE COMMUNITY. \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SIGNATURE: Carol Heiman DATE: 5-16-13

Thank you for your interest in serving on a Board/Commission. It is rewarding to see individuals who are willing and able to commit their time and energy to make the City of Hays a better place to work, live and play.

CITY OF HAYS  
APPLICATION FOR SERVING ON A CITY BOARD OR COMMITTEE

NAME: Doris Wing

ADDRESS: 1602 E. 28 St. Terrace

DAY TIME PHONE NUMBER: 985.625.2167 EVENING PHONE NUMBER: Same

E-MAIL ADDRESS: doriswing@aol.com

PLACE OF EMPLOYMENT: Retired

HOW LONG HAVE YOU BEEN A RESIDENT OF HAYS? 65 yrs.

NAME OF BOARD(S) YOU ARE INTERESTED IN SERVING ON: \_\_\_\_\_

Beautification Committee

HOW MUCH TIME COULD YOU DEVOTE PER MONTH? As much as required

ARE YOU RELATED TO ANYONE WHO IS CURRENTLY SERVING ON A BOARD/COMMITTEE? No

IF YES, EXPLAIN: \_\_\_\_\_

BRIEFLY DESCRIBE WHY YOU ARE INTERESTED IN SERVING ON A BOARD/COMMITTEE FOR THE CITY OF HAYS. \_\_\_\_\_

I would like to have a part in keeping Hays an attractive and clean community. I enjoy seeing nicely landscaped areas throughout Hays.

PLEASE LIST ANY GROUPS OR ACTIVITIES THAT YOU PARTICIPATE IN, OR HAVE PREVIOUSLY PARTICIPATED IN, THAT DEMONSTRATE YOUR INVOLVEMENT IN THE COMMUNITY. \_\_\_\_\_

I am active in Celebration Community Church and have been a CASA volunteer.

SIGNATURE: Doris Wing DATE: 6-18-2013

Thank you for your interest in serving on a Board/Commission. It is rewarding to see individuals who are willing and able to commit their time and energy to make the City of Hays a better place to work, live and play.



# CITY OF HAYS

## AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 6

MEETING DATE: 7-25-13

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**TOPIC:**

General Obligation Refunding and Improvement Bonds, Series 2013-A, Ordinance No. 3868

**ACTION REQUESTED:**

Approval of Ordinance No. 3868 authorizing and providing for the issuance, payment, and security of General Obligation Refunding and Improvement Bonds, Series 2013-A in the principal amount of \$1,255,000.

**NARRATIVE:**

Based on the presentation of the bond sale results from David Arteberry with George K Baum and Associates it is now necessary to approve Ordinance No. 3868 authorizing and providing for the issuance, payment, and security of General Obligation Refunding and Improvement Bonds, Series 2013-A in the principal amount of \$1,255,000 with closing and delivery date expected August 13, 2013.

**PERSON/STAFF MEMBER(S) MAKING PRESENTATION:**

Toby Dougherty, City Manager  
Kim Rupp, Finance Director

**ADMINISTRATION RECOMMENDATION:**

Approve Ordinance No. 3868.

**COMMITTEE RECOMMENDATION(S):**

n/a

**ATTACHMENTS:**

Staff Memo  
Ordinance No. 3868

# Commission Work Session Agenda

## Memo

**From:** Kim Rupp, Director of Finance

**Work Session:** July 18, 2013

**Subject:** Ordinance and Resolution to Authorize the Issuance of General Obligation Refunding and Improvement Bonds Series 2013-A

**Person(s) Responsible:** Kim Rupp, Director of Finance  
Toby Dougherty, City Manager

### Summary

At 11:00 a.m., on July 25, the City will take bids for the purchase of approximately \$1,255,000 of General Obligation Refunding and Improvement Bonds, Series 2013-A (the "Bonds"). Attached to this memo are drafts of an ordinance and resolution to be adopted by the Commission to authorize the issuance of the Bonds. Final versions of the ordinance and resolution, as well as final payment terms on the Bonds, will be made available by George K. Baum & Co., the City's Financial Advisor, and Gilmore & Bell, P.C., the City's Bond Counsel after the sale of the Bonds and before the Commission meeting. Staff recommends approval of both the ordinance and resolution for the General Obligation Refunding and Improvement Bonds, Series 2013-A.

### Background

The Golden Belt 4<sup>th</sup> Addition and 46<sup>th</sup> Street 1<sup>st</sup> Addition improvement district projects are complete, the assessments have been levied, and the projects are ready to be financed. On June 13, 2013, the Commission approved Resolution No. 2013-014 authorizing the offering for sale of the Bonds.

A summary of the bonds to be issued for these projects is as follows:

<u>Project Description</u>	<u>Ord/Res No.</u>	<u>Authority</u>	<u>Principal Amount</u>
Golden Belt 4 <sup>th</sup> Addition	2011-019	K.S.A. 12-6a01 <i>et seq.</i>	\$476,117.88
46 <sup>th</sup> Street 1 <sup>st</sup> Addition	2011-002	K.S.A. 12-6a01 <i>et seq.</i>	106,969.03
<b><i>Total Bonds to be Issued:</i></b>			<b>\$583,086.91</b>

Prepayments of special assessments are due by July 16. Any prepayments received will be used to reduce the amount of Bonds issued.

In addition to financing project costs, the City expects to refinance the following general obligation bonds on September 1, 2013, and achieve interest cost savings for taxpayers:

<u>Series</u>	<u>Years</u>	<u>Refunded Amount</u>	<u>Average Rate</u>	<u>Final Maturity</u>
2002-A	2014 to 2022	\$655,000	4.897%	2022

Based on market conditions as of July 3, 2013, it is anticipated that the City could save approximately \$71,000 in future debt service payments by refunding the Series 2002-A Bonds. Bonds issued for refunding purposes will be structured to have final maturity dates identical to the Series 2002-A Bonds.

### **Discussion**

A portion of the payments on the Bonds are expected to be made from special assessment revenues received by the City with respect to the two benefit district projects being financed with the Bonds. Interest payments on the Bonds begin on March 1, 2014 and the first principal payment will be due September 1, 2014.

The City will also be applying to Standard & Poor's for a rating on the Bonds. This will be the first time the City has received an underlying rating for a general obligation bond issue. Changing market conditions and investor preferences have led to the decision to seek the rating.

If the ordinance and resolution are approved, Staff will work with the Financial Advisor and Bond Counsel to complete all of the necessary steps to close the bond issue. Bond proceeds are expected to be available to the City on August 13, 2013.

### **Legal Consideration**

There are no known legal obstacles to proceeding as recommended by City staff.

### **Financial Consideration**

Final terms of the Bonds will be provided to the Commission following the sale at 11:00 a.m. on July 25. Below is a preliminary estimate of the financial terms of the Bonds.

Total bond issue will be approximately \$1,255,000.00.

The portion of the bonds issued to finance the improvement districts equal approximately \$583,000.00. These bonds will be paid from special assessment revenues received by the City as property owners within the improvement district pay their tax bills.

The portion of the bonds issued to refinance the Series 2002-A Bonds equals approximately \$668,000.00. At interest rates as of July 3, 2013, projected interest cost savings to the City is approximately \$71,000. These bonds are structured to have the same payment schedule as the Series 2002-A Bonds, with a final maturity in 2022.

Total cost of issuance is approximately \$26,000.00. This covers the paying agent, Kansas Attorney General, CUSIP service bureau, Bond Counsel, Financial Advisor, Bond Rating and Publication and Printing. More detail will be provided in a final sizing calculation document provided by George K Baum & Company after the sale on July 25.

### **Options**

Options for the City Commission to consider.

- 1) Approve the attached ordinance and resolution authorizing the issuance of Bonds
- 2) Provide staff with further direction

### **Recommendation**

Staff recommends approval of the ordinance and resolution.

### **Action Requested**

Approve Ordinance No. \_\_\_\_\_ authorizing and providing for the issuance of General Obligation Refunding and Improvement Bonds, Series 2013-A

and

Approve Resolution No. \_\_\_\_\_ prescribing the form and details of and authorizing and directing the sale and delivery of General Obligation Refunding and Improvement Bonds, Series 2013-A.

### **Supporting Documentation**

Preliminary Sizing Calculation

Ordinance No. \_\_\_\_\_

Resolution No. \_\_\_\_\_

## **BOND DOCUMENTS**

- A. Excerpt of Minutes of Meeting approving sale, approving Ordinance/Bond Resolution
- B. Ordinance
- C. Bond Resolution
- D. Ordinance Summary for Publication

**EXCERPT OF MINUTES OF A MEETING  
OF THE GOVERNING BODY OF  
THE CITY OF HAYS, KANSAS  
HELD ON JULY 25, 2013**

The governing body met in regular session at the usual meeting place in the City, at 6:30 p.m., the following members being present and participating, to-wit:

\_\_\_\_\_

Absent: \_\_\_\_\_.

Mayor Steward declared that a quorum was present and called the meeting to order.

\* \* \* \* \*

(Other Proceedings)

The Finance Director reported that pursuant to the Notice of Bond Sale heretofore duly given, bids for the purchase of \$[Principal-A] principal amount of General Obligation Refunding and Improvement Bonds, Series 2013-A, dated August 1, 2013, of the City had been received. A tabulation of said bids is set forth as *EXHIBIT A* hereto.

Thereupon, the governing body reviewed and considered the bids and it was found and determined that the bid of \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, was the best bid for the Bonds, a copy of which is attached hereto as *EXHIBIT B*.

Commissioner \_\_\_\_\_ moved that said bid be accepted and that the Mayor and Clerk be authorized and directed to execute the bid form selling the Bonds to the best bidder on the basis of said bid and the terms specified in the Notice of Bond Sale. The motion was seconded by Commissioner \_\_\_\_\_. Said motion was carried by a vote of the governing body with the vote being as follows:

Yea: \_\_\_\_\_

Nay: \_\_\_\_\_ .

Thereupon, there was presented an Ordinance entitled:

**AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF OF GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2013-A, OF THE CITY OF HAYS, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO.**

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

Yea: \_\_\_\_\_.

Nay: \_\_\_\_\_.

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

Thereupon, there was presented a Resolution entitled:

**A RESOLUTION PRESCRIBING THE FORM AND DETAILS OF AND AUTHORIZING AND DIRECTING THE SALE AND DELIVERY OF GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2013-A, OF THE CITY OF HAYS, KANSAS, PREVIOUSLY AUTHORIZED BY ORDINANCE NO. \_\_\_\_ OF THE ISSUER; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.**

Thereupon, Commissioner \_\_\_\_\_ moved that said Resolution be adopted. The motion was seconded by Commissioner \_\_\_\_\_. Said Resolution was duly read and considered, and upon being put, the motion for the adoption of said Resolution was carried by the vote of the governing body, the vote being as follows:

Yea: \_\_\_\_\_.

Nay: \_\_\_\_\_.

Thereupon, Mayor Steward declared said Resolution duly adopted and the Resolution was then duly numbered Resolution No. \_\_\_\_\_ and was signed by the Mayor and attested by the Clerk.

\*\*\*\*\*

(Other Proceedings)

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

**CERTIFICATE**

I hereby certify that the foregoing Excerpt of Minutes is a true and correct excerpt of the proceedings of the governing body of the City of Hays, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

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Clerk

***EXHIBIT A***  
**BID TABULATION**

***EXHIBIT B***

**BID OF PURCHASER**

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**ORDINANCE NO. 3868**

**OF**

**THE CITY OF HAYS, KANSAS**

**PASSED**

**JULY 25, 2013**

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**[\$[Principal-A]  
GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS  
SERIES 2013-A**

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**ORDINANCE NO. 3868**

**AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2013-A, OF THE CITY OF HAYS, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH; AND MAKING CERTAIN COVENANTS WITH RESPECT THERETO.**

**WHEREAS**, the City of Hays, Kansas (the “City”) is a city of the second class, duly created, organized and existing under the Constitution and laws of the State; and

**WHEREAS**, pursuant to K.S.A. 12-6a01 *et seq.*, as amended, and other provisions of the laws of the State of Kansas applicable thereto, by proceedings duly had, the governing body of the City has authorized the following improvements (the “Improvements”) to be made in the City, to-wit:

<u>Project Description</u>	<u>Ordinance No.</u>	<u>Authority</u>	<u>Allocable Principal Amount of Bonds</u>
Golden Belt Estates, 4 <sup>th</sup> Addition	Ord. No. ____	K.S.A. 12-6a01 <i>et seq.</i>	\$_____
46 <sup>th</sup> Street, 1 <sup>st</sup> Addition	Ord. No. ____	K.S.A. 12-6a01 <i>et seq.</i>	_____
<b>Total:</b>			<b>\$[_____]</b>

; and

**WHEREAS**, the governing body of the City is authorized by law to issue general obligation bonds of the City to pay the costs of the Improvements; and

**WHEREAS**, none of such general obligation bonds heretofore authorized have been issued and the City proposes to issue its general obligation bonds to pay a portion of the costs of the Improvements; and

**WHEREAS**, the City heretofore issued and has outstanding the Refunded Bonds and is authorized by K.S.A. 10-427 *et seq.* to issue general obligation refunding bonds of the City for the purpose of refunding the Refunded Bonds; and

**WHEREAS**, in order to achieve interest cost savings through early redemption of the Refunded Bonds and provide an orderly plan of finance for the City, it has become desirable and in the best interest of the City and its inhabitants to refund the Refunded Bonds; and

**WHEREAS**, the governing body of the City has advertised the sale of the Bonds in accordance with the law and at a meeting held in the City on this date, awarded the sale of such Bonds to the best bidder.

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HAYS, KANSAS, AS FOLLOWS:**

**Section 1. Definitions of Words and Terms.** In addition to words and terms defined elsewhere herein, the following words and terms in this Ordinance shall have the meanings hereinafter set forth. Unless the context shall otherwise indicate, words importing the singular number shall include the plural and vice versa, and words importing persons shall include firms, associations and corporations, including public bodies, as well as natural persons.

**“Act”** means the Constitution and statutes of the State including K.S.A. 10-101 to 10-125, inclusive, K.S.A. 10-427 *et seq.*, K.S.A. 10-620 *et seq.* and K.S.A. 12-6a01 *et seq.*, all as amended and supplemented from time to time.

**“Bond and Interest Fund”** means the Bond and Interest Fund of the City for its general obligation bonds.

**“Bond Resolution”** means the resolution to be adopted by the governing body of the City prescribing the terms and details of the Bonds and making covenants with respect thereto.

**“Bonds”** means the City’s General Obligation Refunding and Improvement Bonds, Series 2013-A, dated August 1, 2013, authorized by this Ordinance.

**“City”** means the City of Hays, Kansas.

**“Clerk”** means the duly appointed and acting Clerk of the City or, in the Clerk’s absence, the duly appointed Deputy Clerk or Acting Clerk.

**“Improvements”** means the improvements referred to in the preamble to this Ordinance.

**“Mayor”** means the duly elected and acting Mayor or, in the Mayor’s absence, the duly appointed and/or elected Vice Mayor or Acting Mayor of the City.

**“Ordinance”** means this Ordinance authorizing the issuance of the Bonds.

**“Refunded Bonds”** means the Series 2002-A Bonds maturing in the years 2014 to 2022, inclusive, in the aggregate principal amount of \$655,000.

**“Series 2002-A Bonds”** means the City’s General Obligation Internal Improvement Bonds, Series 2002-A, dated April 15, 2002.

**“State”** means the State of Kansas.

**Section 2. Authorization of the Bonds.** There shall be issued and hereby are authorized and directed to be issued the General Obligation Refunding and Improvement Bonds, Series 2013-A, of the City in the principal amount of \$[Principal-A], for the purpose of providing funds to: (a) pay a portion of the costs of the Improvements; (b) refund the Refunded Bonds; and (c) pay costs of issuance of the Bonds.

**Section 3. Security for the Bonds.** The Bonds shall be general obligations of the City payable as to both principal and interest in part from special assessments levied upon the property benefited by the construction of the Improvements and, if not so paid, from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the City. The balance of the principal of and interest on the bonds is payable from ad

valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the City. The full faith, credit and resources of the City are hereby irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

**Section 4. Terms, Details and Conditions of the Bonds.** The Bonds shall be dated and bear interest, shall mature and be payable at such times, shall be in such forms, shall be subject to redemption and payment prior to the maturity thereof, and shall be issued and delivered in the manner prescribed and subject to the provisions, covenants and agreements set forth in the Bond Resolution hereafter adopted by the governing body of the City.

**Section 5. Levy and Collection of Annual Tax.** The governing body of the City shall annually make provision for the payment of principal of, premium, if any, and interest on the Bonds as the same become due by levying and collecting the necessary taxes and/or assessments upon all of the taxable tangible property within the City in the manner provided by law.

The taxes and/or assessments above referred to shall be extended upon the tax rolls in each of the several years, respectively, and shall be levied and collected at the same time and in the same manner as the general ad valorem taxes of the City are levied and collected, shall be used solely for the payment of the principal of and interest on the Bonds as and when the same become due and the fees and expenses of the Paying Agent. The proceeds derived from said taxes and/or assessments shall be deposited in the Bond and Interest Fund.

If at any time said taxes and/or assessments are not collected in time to pay the principal of or interest on the Bonds when due, the Treasurer is hereby authorized and directed to pay said principal or interest out of the general funds of the City and to reimburse said general funds for money so expended when said taxes and/or assessments are collected.

**Section 6. Further Authority.** The Mayor, Clerk and other City officials are hereby further authorized and directed to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of the Ordinance, and to make alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

**Section 7. Governing Law.** This Ordinance and the Bonds shall be governed exclusively by and construed in accordance with the applicable laws of the State.

**Section 8. Effective Date.** This Ordinance shall take effect and be in full force from and after its passage by the governing body of the City, approval by the Mayor and publication in the official City newspaper.

**PASSED** by the governing body of the City on July 25, 2013 and **APPROVED AND SIGNED** by the Mayor.

(SEAL)

---

KENT L. STEWARD  
Mayor

ATTEST:

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BRENDA KITCHEN  
City Clerk

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# CITY OF HAYS

## AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 7

MEETING DATE: 7-25-13

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**TOPIC:**

General Obligation Refunding and Improvement Bonds Series 2013-A Resolution No. 2013-020

**ACTION REQUESTED:**

Approval of Resolution No. 2013-020 authorizing and directing the sale and delivery of General Obligation Refunding and Improvement Bonds Series 2013-A in the principal amount of \$1,255,000.

**NARRATIVE:**

As part of the process to sell bonds to fund the reimbursement of expenditures for City improvements to two Special Assessment areas in Hays along with the refunding of General Obligation Bonds Series 2002-A, a resolution must be approved authorizing the sale of bonds as previously ordered by Ordinance No. 3868.

**PERSON/STAFF MEMBER(S) MAKING PRESENTATION:**

Toby Dougherty, City Manager  
Kim Rupp, Finance Director

**ADMINISTRATION RECOMMENDATION:**

Approve Resolution No. 2013-020.

**COMMITTEE RECOMMENDATION(S):**

n/a

**ATTACHMENTS:**

Resolution No. 2013-020

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**RESOLUTION NO. 2013-020**

**OF**

**THE CITY OF HAYS, KANSAS**

**ADOPTED**

**JULY 25, 2013**

**[\$Principal-A]  
GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS  
SERIES 2013-A**

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**RESOLUTION NO. 2013-020**

**A RESOLUTION PRESCRIBING THE FORM AND DETAILS OF AND AUTHORIZING AND DIRECTING THE SALE AND DELIVERY OF GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2013-A, OF THE CITY OF HAYS, KANSAS, PREVIOUSLY AUTHORIZED BY ORDINANCE NO. \_\_\_\_\_ OF THE ISSUER; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH.**

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**WHEREAS**, the Issuer has heretofore passed the Ordinance authorizing the issuance of the Bonds; and

**WHEREAS**, the Ordinance authorized the governing body of the Issuer to adopt a resolution prescribing certain details and conditions and to make certain covenants with respect to the issuance of the Bonds.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HAYS, KANSAS, AS FOLLOWS:**

**ARTICLE I**

**DEFINITIONS**

**Section 101. Definitions of Words and Terms.** In addition to words and terms defined elsewhere herein, the following words and terms as used in this Bond Resolution shall have the meanings hereinafter set forth. Unless the context shall otherwise indicate, words importing the singular number shall include the plural and vice versa, and words importing persons shall include firms, associations and corporations, including public bodies, as well as natural persons.

**“Act”** means the Constitution and statutes of the State including K.S.A. 10-101 to 10-125, inclusive, K.S.A. 10-427 *et seq.*, K.S.A. 10-620 *et seq.* and K.S.A. 12-6a01 *et seq.*, as amended and supplemented from time to time.

**“Authorized Denomination”** means \$5,000 or any integral multiples thereof.

**“Beneficial Owner”** of the Bonds includes any Owner of the Bonds and any other Person who, directly or indirectly has the investment power with respect to such Bonds.

**“Bond and Interest Fund”** means the Bond and Interest Fund of the Issuer for its general obligation bonds.

**“Bond Counsel”** means the firm of Gilmore & Bell, P.C., or any other attorney or firm of attorneys whose expertise in matters relating to the issuance of obligations by states and their political subdivisions is nationally recognized and acceptable to the Issuer.

**“Bond Payment Date”** means any date on which principal of or interest on any Bond is payable.

**“Bond Register”** means the books for the registration, transfer and exchange of Bonds kept at the office of the Bond Registrar.

**“Bond Registrar”** means the State Treasurer, and any successors and assigns.

**“Bond Resolution”** means this resolution relating to the Bonds.

**“Bonds”** means the General Obligation Refunding and Improvement Bonds, Series 2013-A, authorized and issued by the Issuer pursuant to the Ordinance and this Bond Resolution.

**“Business Day”** means a day other than a Saturday, Sunday or any day designated as a holiday by the Congress of the United States or by the Legislature of the State and on which the Paying Agent is scheduled in the normal course of its operations to be open to the public for conduct of its operations.

**“Cede & Co.”** means Cede & Co., as nominee of DTC and any successor nominee of DTC.

**“City”** means the City of Hays, Kansas.

**“Clerk”** means the duly appointed and/or elected Clerk or, in the Clerk’s absence, the duly appointed Deputy Clerk or Acting Clerk of the Issuer.

**“Code”** means the Internal Revenue Code of 1986, as amended, and the applicable regulations promulgated thereunder by the United States Department of the Treasury.

**“Costs of Issuance”** means all costs of issuing the Bonds, including but not limited to all publication, printing, signing and mailing expenses in connection therewith, registration fees, financial advisory fees, all legal fees and expenses of Bond Counsel and other legal counsel, expenses incurred in connection with compliance with the Code, all expenses incurred in connection with receiving ratings on the Bonds, and any premiums or expenses incurred in obtaining municipal bond insurance on the Bonds.

**“Costs of Issuance Account”** means the Costs of Issuance Account for General Obligation Refunding and Improvement Bonds, Series 2013-A created pursuant to *Error! Reference source not found.* hereof.

**“Dated Date”** means August 1, 2013.

**“Debt Service Account”** means the Debt Service Account for General Obligation Refunding and Improvement Bonds, Series 2013-A (within the Bond and Interest Fund) created pursuant to **Section 501** hereof.

**“Debt Service Requirements”** means the aggregate principal payments (whether at maturity or pursuant to scheduled mandatory sinking fund redemption requirements) and interest payments on the Bonds for the period of time for which calculated; provided, however, that for purposes of calculating such amount, principal and interest shall be excluded from the determination of Debt Service Requirements to the extent that such principal or interest is payable from amounts deposited in trust, escrowed or otherwise set aside for the payment thereof with the Paying Agent or other commercial bank or trust company located in the State and having full trust powers.

**“Defaulted Interest”** means interest on any Bond which is payable but not paid on any Interest Payment Date.

**“Defeasance Obligations”** means any of the following obligations:

(a) United States Government Obligations that are not subject to redemption in advance of their maturity dates; or

(b) obligations of any state or political subdivision of any state, the interest on which is excluded from gross income for federal income tax purposes and which meet the following conditions:

(1) the obligations are (i) not subject to redemption prior to maturity or (ii) the trustee for such obligations has been given irrevocable instructions concerning their calling and redemption and the issuer of such obligations has covenanted not to redeem such obligations other than as set forth in such instructions;

(2) the obligations are secured by cash or United States Government Obligations that may be applied only to principal of, premium, if any, and interest payments on such obligations;

(3) such cash and the principal of and interest on such United States Government Obligations (plus any cash in the escrow fund) are sufficient to meet the liabilities of the obligations;

(4) such cash and United States Government Obligations serving as security for the obligations are held in an escrow fund by an escrow agent or a trustee irrevocably in trust;

(5) such cash and United States Government Obligations are not available to satisfy any other claims, including those against the trustee or escrow agent; and

(6) such obligations are rated in a rating category by Moody’s or Standard & Poor’s that is no lower than the rating category then assigned by the rating agency to United States Government Obligations.

**“Derivative”** means any investment instrument whose market price is derived from the fluctuating value of an underlying asset, index, currency, futures contract, including futures, options and collateralized mortgage obligations.

**“Disclosure Instructions”** means the Continuing Disclosure Instructions dated as of the Issue Date, attached to the Issuer’s Closing Certificate, relating to certain obligations contained in the SEC Rule.

**“DTC”** means The Depository Trust Company, a limited-purpose trust company organized under the laws of the State of New York, and its successors and assigns, including any successor securities depository duly appointed.

**“DTC Representation Letter”** means the Blanket Letter of Representation from the Issuer and the Paying Agent to DTC which provides for a book-entry system, or any agreement between the Issuer and Paying Agent and a successor securities depository duly appointed.

**“Event of Default”** means each of the following occurrences or events:

(a) Payment of the principal and of the redemption premium, if any, of any of the Bonds shall not be made when the same shall become due and payable, either at Stated Maturity or by proceedings for redemption or otherwise; or

(b) Payment of any installment of interest on any of the Bonds shall not be made when the same shall become due; or

(c) The Issuer shall default in the due and punctual performance of any other of the covenants, conditions, agreements and provisions contained in the Bonds or in this Bond Resolution (other than the covenants relating to continuing disclosure requirements contained herein and in the Disclosure Instructions) on the part of the Issuer to be performed, and such default shall continue for thirty (30) days after written notice specifying such default and requiring same to be remedied shall have been given to the Issuer by the Owner of any of the Bonds then Outstanding.

**“Federal Tax Certificate”** means the Issuer’s Federal Tax Certificate dated as of the Issue Date, as the same may be amended or supplemented in accordance with the provisions thereof.

**“Financeable Costs”** means the amount of expenditure for an Improvement which has been duly authorized by action of the governing body of the Issuer to be financed by general obligation bonds, less: (a) the amount of any temporary notes or general obligation bonds of the Issuer which are currently Outstanding and available to pay such Financeable Costs; and (b) any amount of Financeable Costs which has been previously paid by the Issuer or by any eligible source of funds unless such amounts are entitled to be reimbursed to the Issuer under State or federal law.

**“Fiscal Year”** means the twelve month period ending on December 31.

**“Funds and Accounts”** means funds and accounts created pursuant to or referred to in *Section 501* hereof.

**“Improvement Fund”** means the Improvement Fund for General Obligation Refunding and Improvement Bonds, Series 2013-A created pursuant to *Section 501* hereof.

**“Improvements”** means the improvements referred to in the preamble to the Ordinance.

**“Interest Payment Date(s)”** means the Stated Maturity of an installment of interest on any Bond which shall be March 1 and September 1 of each year, commencing March 1, 2014.

**“Issue Date”** means the date when the Issuer delivers the Bonds to the Purchaser in exchange for the Purchase Price.

**“Issuer”** means the City and any successors or assigns.

**“Maturity”** when used with respect to any Bond means the date on which the principal of such Bond becomes due and payable as therein and herein provided, whether at the Stated Maturity thereof or call for redemption or otherwise.

**“Mayor”** means the duly elected and acting Mayor, or in the Mayor’s absence, the duly appointed and/or elected Vice Mayor or Acting Mayor of the Issuer.

**“Moody’s”** means Moody’s Investors Service, a corporation organized and existing under the laws of the State of Delaware, and its successors and assigns, and, if such corporation shall be dissolved or

liquidated or shall no longer perform the functions of a securities rating agency, “Moody’s” shall be deemed to refer to any other nationally recognized securities rating agency designated by the Issuer.

“**Notice Address**” means with respect to the following entities:

(a) To the Issuer at:

1507 Main Street  
Hays, Kansas 67601  
Attn: City Clerk

(b) To the Paying Agent at:

State Treasurer of the State of Kansas  
Landon Office Building  
900 Southwest Jackson, Suite 201  
Topeka, Kansas 66612-1235  
Fax: (785) 296-6976

(c) To the Purchaser:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

or such other address as is furnished in writing to the other parties referenced herein.

“**Notice Representative**” means:

- (a) With respect to the Issuer, the Clerk.
- (b) With respect to the Bond Registrar and Paying Agent, the Director of Bond Services.
- (c) With respect to any Purchaser, the manager of its Municipal Bond Department.
- (d) With respect to any Rating Agency, any Vice President thereof.

“**Official Statement**” means Issuer’s Official Statement relating to the Bonds.

“**Ordinance**” means Ordinance No. \_\_\_\_\_ of the Issuer authorizing the issuance of the Bonds, as amended from time to time.

“**Outstanding**” means, when used with reference to the Bonds, as of a particular date of determination, all Bonds theretofore authenticated and delivered, except the following Bonds:

- (a) Bonds theretofore canceled by the Paying Agent or delivered to the Paying Agent for cancellation;
- (b) Bonds deemed to be paid in accordance with the provisions of *Section 701* hereof; and

(c) Bonds in exchange for or in lieu of which other Bonds have been authenticated and delivered hereunder.

**“Owner”** when used with respect to any Bond means the Person in whose name such Bond is registered on the Bond Register. Whenever consent of the Owners is required pursuant to the terms of this Bond Resolution, and the Owner of the Bonds, as set forth on the Bond Register, is Cede & Co., the term Owner shall be deemed to be the Beneficial Owner of the Bonds.

**“Participants”** means those financial institutions for whom the Securities Depository effects book-entry transfers and pledges of securities deposited with the Securities Depository, as such listing of Participants exists at the time of such reference.

**“Paying Agent”** means the State Treasurer, and any successors and assigns.

**“Permitted Investments”** shall mean the investments hereinafter described, provided, however, no moneys or funds shall be invested in a Derivative: (a) investments authorized by K.S.A. 12-1675 and amendments thereto; (b) the municipal investment pool established pursuant to K.S.A. 12-1677a, and amendments thereto; (c) direct obligations of the United States Government or any agency thereof; (d) the Issuer’s temporary notes issued pursuant to K.S.A. 10-123 and amendments thereto; (e) interest-bearing time deposits in commercial banks or trust companies located in the county or counties in which the Issuer is located; (f) obligations of the federal national mortgage association, federal home loan banks, the federal home loan mortgage corporation or government national mortgage association; (g) repurchase agreements for securities described in (c) or (f); (h) investment agreements or other obligations of a financial institution the obligations of which at the time of investment are rated in either of the three highest rating categories by Moody’s or Standard & Poor’s; (i) investments and shares or units of a money market fund or trust, the portfolio of which is comprised entirely of securities described in (c) or (f); (j) receipts evidencing ownership interests in securities or portions thereof described in (c) or (f); (k) municipal bonds or other obligations issued by any municipality of the State as defined in K.S.A. 10-1101 which are general obligations of the municipality issuing the same; or (l) bonds of any municipality of the State as defined in K.S.A. 10-1101 which have been refunded in advance of their maturity and are fully secured as to payment of principal and interest thereon by deposit in trust, under escrow agreement with a bank, of securities described in (c) or (f), all as may be further restricted or modified by amendments to applicable State law.

**“Person”** means any natural person, corporation, partnership, joint venture, association, firm, joint-stock company, trust, unincorporated organization, or government or any agency or political subdivision thereof or other public body.

**“Purchase Price”** means [the amount set forth in the Bond Purchase Agreement][\_\_\_% of ][the principal amount of the Bonds plus accrued interest to the date of delivery[, plus a premium of \$\_\_\_\_\_][, less an underwriting discount of \$\_\_\_\_\_][, less an original issue discount of \$\_\_\_\_\_][].

**“Purchaser”** means \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, the original purchaser of the Bonds, and any successor and assigns.

**“Rebate Fund”** means the Rebate Fund for General Obligation Refunding and Improvement Bonds, Series 2013-A created pursuant to *Error! Reference source not found.* hereof.

**“Record Dates”** for the interest payable on any Interest Payment Date means the fifteenth day (whether or not a Business Day) of the calendar month next preceding such Interest Payment Date.

**“Redemption Date”** when used with respect to any Bond to be redeemed means the date fixed for the redemption of such Bond pursuant to the terms of this Bond Resolution.

**“Redemption Fund”** means the Redemption Fund for Refunded Bonds created pursuant to *Error! Reference source not found.* hereof.

**“Redemption Price”** when used with respect to any Bond to be redeemed means the price at which such Bond is to be redeemed pursuant to the terms of this Bond Resolution, including the applicable redemption premium, if any, but excluding installments of interest whose Stated Maturity is on or before the Redemption Date.

**“Refunded Bonds”** means the Series 2002-A Bonds maturing in the years 2014 to 2022, inclusive, in the aggregate principal amount of \$655,000.

**“Refunded Bonds Paying Agent”** means the respective paying agent for each series of the Refunded Bonds as designated in the respective Refunded Bonds Resolution, and any successor or successors at the time acting as paying agent for any of the Refunded Bonds.

**“Refunded Bonds Redemption Date”** means September 1, 2013.

**“Refunded Bonds Resolution”** means the ordinance and resolution which authorized the Refunded Bonds.

**“Replacement Bonds”** means Bonds issued to the Beneficial Owners of the Bonds in accordance with *Section 210* hereof.

**“SEC Rule”** means Rule 15c2-12 adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as may be amended from time to time.

**“Securities Depository”** means, initially, DTC, and its successors and assigns.

**“Series 2002-A Bonds”** means the City’s General Obligation Internal Improvement Bonds, Series 2002-A, dated April 15, 2002.

**“Special Record Date”** means the date fixed by the Paying Agent pursuant to *Section 204* hereof for the payment of Defaulted Interest.

**“Standard & Poor’s”** means Standard & Poor’s Ratings Services, a Division of McGraw Hill Financial, Inc., a corporation organized and existing under the laws of the State of New York, and its successors and assigns, and, if such corporation shall be dissolved or liquidated or shall no longer perform the functions of a securities rating agency, Standard & Poor’s shall be deemed to refer to any other nationally recognized securities rating agency designated by the Issuer.

**“State”** means the state of Kansas.

**“State Treasurer”** means the duly elected Treasurer or, in the Treasurer’s absence, the duly appointed Deputy Treasurer or acting Treasurer of the State.

“**Stated Maturity**” when used with respect to any Bond or any installment of interest thereon means the date specified in such Bond and this Bond Resolution as the fixed date on which the principal of such Bond or such installment of interest is due and payable.

[ “**Term Bonds**” means the Bonds scheduled to mature in the year 20\_\_\_\_.]

[ “**\_\_\_\_ Term Bonds**” means the Bonds scheduled to mature in the year \_\_\_\_.]

[ “**Term Bonds**” means collectively, the \_\_\_\_ Term Bonds and the \_\_\_\_ Term Bonds.]

“**Treasurer**” means the duly appointed and/or elected Treasurer or, in the Treasurer’s absence, the duly appointed Deputy Treasurer or acting Treasurer of the Issuer.

“**United States Government Obligations**” means bonds, notes, certificates of indebtedness, treasury bills or other securities constituting direct obligations of, or obligations the principal of and interest on which are fully and unconditionally guaranteed as to full and timely payment by, the United States of America, including evidences of a direct ownership interest in future interest or principal payment on obligations issued by the United States of America (including the interest component of obligations of the Resolution Funding Corporation), or securities which represent an undivided interest in such obligations, which obligations are rated in the highest rating category by a nationally recognized rating service and such obligations are held in a custodial account for the benefit of the Issuer.

## ARTICLE II

### AUTHORIZATION AND DETAILS OF THE BONDS

**Section 201. Authorization of the Bonds.** The Bonds have been heretofore authorized and directed to be issued pursuant to the Ordinance in the principal amount of \$[Principal-A], for the purpose of providing funds to: (a) pay a portion of the costs of the Improvements; (b) refund the Refunded Bonds and (c) pay Costs of Issuance.

**Section 202. Description of the Bonds.** The Bonds shall consist of fully registered bonds in an Authorized Denomination, and shall be numbered in such manner as the Bond Registrar shall determine. All of the Bonds shall be dated as of the Dated Date, shall become due in the amounts, on the Stated Maturities, subject to redemption and payment prior to their Stated Maturities as provided in *Article III* hereof, and shall bear interest at the rates per annum as follows:

#### SERIAL BONDS

<b>Stated Maturity September 1</b>	<b>Principal Amount</b>	<b>Annual Rate of Interest</b>	<b>Stated Maturity September 1</b>	<b>Principal Amount</b>	<b>Annual Rate of Interest</b>
2014	\$_____	_____%	2022	\$_____	_____%
2015	_____	_____	2023	_____	_____
2016	_____	_____	2024	_____	_____
2017	_____	_____	2025	_____	_____
2018	_____	_____	2026	_____	_____
2019	_____	_____	2027	_____	_____
2020	_____	_____	2028	_____	_____
2021	_____	_____			

[TERM BONDS

<b>Stated Maturity</b> <b><u>September 1</u></b> _____	<b>Principal</b> <b><u>Amount</u></b> \$_____	<b>Annual Rate</b> <b><u>of Interest</u></b> _____ %]
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The Bonds shall bear interest at the above specified rates (computed on the basis of a 360-day year of twelve 30-day months) from the later of the Dated Date or the most recent Interest Payment Date to which interest has been paid on the Interest Payment Dates in the manner set forth in **Section 204** hereof.

Each of the Bonds, as originally issued or issued upon transfer, exchange or substitution, shall be printed in accordance with the format required by the Attorney General of the State and shall be substantially in the form attached hereto as **EXHIBIT A** or as may be required by the Attorney General pursuant to the Notice of Systems of Registration for Kansas Municipal Bonds, 2 Kan. Reg. 921 (1983), in accordance with the Kansas Bond Registration Law, K.S.A. 10-620 *et seq.*

**Section 203. Designation of Paying Agent and Bond Registrar.** The State Treasurer is hereby designated as the Paying Agent for the payment of principal of and interest on the Bonds and Bond Registrar with respect to the registration, transfer and exchange of Bonds. The Mayor of the Issuer is hereby authorized and empowered to execute on behalf of the Issuer an agreement with the Bond Registrar and Paying Agent for the Bonds.

The Issuer will at all times maintain a Paying Agent and Bond Registrar meeting the qualifications herein described for the performance of the duties hereunder. The Issuer reserves the right to appoint a successor Paying Agent or Bond Registrar by (a) filing with the Paying Agent or Bond Registrar then performing such function a certified copy of the proceedings giving notice of the termination of such Paying Agent or Bond Registrar and appointing a successor, and (b) causing notice of appointment of the successor Paying Agent and Bond Registrar to be given by first class mail to each Owner. No resignation or removal of the Paying Agent or Bond Registrar shall become effective until a successor has been appointed and has accepted the duties of Paying Agent or Bond Registrar.

Every Paying Agent or Bond Registrar appointed hereunder shall at all times meet the requirements of K.S.A. 10-501 *et seq.* and K.S.A. 10-620 *et seq.*, respectively.

**Section 204. Method and Place of Payment of the Bonds.** The principal of, or Redemption Price, and interest on the Bonds shall be payable in any coin or currency which, on the respective dates of payment thereof, is legal tender for the payment of public and private debts.

The principal or Redemption Price of each Bond shall be paid at Maturity to the Person in whose name such Bond is registered on the Bond Register at the Maturity thereof, upon presentation and surrender of such Bond at the principal office of the Paying Agent.

The interest payable on each Bond on any Interest Payment Date shall be paid to the Owner of such Bond as shown on the Bond Register at the close of business on the Record Date for such interest (a) by check or draft mailed by the Paying Agent to the address of such Owner shown on the Bond Register or at such other address as is furnished to the Paying Agent in writing by such Owner; or (b) in the case of an interest payment to Cede & Co. or any Owner of \$500,000 or more in aggregate principal amount of Bonds, by electronic transfer to such Owner upon written notice given to the Bond Registrar by such

Owner, not less than 15 days prior to the Record Date for such interest, containing the electronic transfer instructions including the bank ABA routing number and account number to which such Owner wishes to have such transfer directed.

Notwithstanding the foregoing provisions of this Section, any Defaulted Interest with respect to any Bond shall cease to be payable to the Owner of such Bond on the relevant Record Date and shall be payable to the Owner in whose name such Bond is registered at the close of business on the Special Record Date for the payment of such Defaulted Interest, which Special Record Date shall be fixed as hereinafter specified in this paragraph. The Issuer shall notify the Paying Agent in writing of the amount of Defaulted Interest proposed to be paid on each Bond and the date of the proposed payment (which date shall be at least 30 days after receipt of such notice by the Paying Agent) and shall deposit with the Paying Agent at the time of such notice an amount of money equal to the aggregate amount proposed to be paid in respect of such Defaulted Interest or shall make arrangements satisfactory to the Paying Agent for such deposit prior to the date of the proposed payment. Following receipt of such funds the Paying Agent shall fix a Special Record Date for the payment of such Defaulted Interest which shall be not more than 15 nor less than 10 days prior to the date of the proposed payment. The Paying Agent shall promptly notify the Issuer of such Special Record Date and, in the name and at the expense of the Issuer, shall cause notice of the proposed payment of such Defaulted Interest and the Special Record Date therefore to be mailed, by first class mail, postage prepaid, to each Owner of a Bond entitled to such notice at the address of such Owner as it appears on the Bond Register not less than 10 days prior to such Special Record Date.

The Paying Agent shall keep a record of payment of principal and Redemption Price of and interest on all Bonds and at least annually shall forward a copy or summary of such records to the Issuer.

**Section 205. Payments Due on Saturdays, Sundays and Holidays.** In any case where a Bond Payment Date is not a Business Day, then payment of principal, Redemption Price or interest need not be made on such Bond Payment Date but may be made on the next succeeding Business Day with the same force and effect as if made on such Bond Payment Date, and no interest shall accrue for the period after such Bond Payment Date.

**Section 206. Registration, Transfer and Exchange of Bonds.** The Issuer covenants that, as long as any of the Bonds remain Outstanding, it will cause the Bond Register to be kept at the office of the Bond Registrar as herein provided. Each Bond when issued shall be registered in the name of the Owner thereof on the Bond Register.

Bonds may be transferred and exchanged only on the Bond Register as provided in this Section. Upon surrender of any Bond at the principal office of the Bond Registrar, the Bond Registrar shall transfer or exchange such Bond for a new Bond or Bonds in any Authorized Denomination of the same Stated Maturity and in the same aggregate principal amount as the Bond that was presented for transfer or exchange.

Bonds presented for transfer or exchange shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in a form and with guarantee of signature satisfactory to the Bond Registrar, duly executed by the Owner thereof or by the Owner's duly authorized agent.

In all cases in which the privilege of transferring or exchanging Bonds is exercised, the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of this Bond Resolution. The Issuer shall pay the fees and expenses of the Bond Registrar for the registration, transfer and exchange of Bonds provided for by this Bond Resolution and the cost of printing a reasonable supply of

registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the Bond Registrar, are the responsibility of the Owners of the Bonds. In the event any Owner fails to provide a correct taxpayer identification number to the Paying Agent, the Paying Agent may make a charge against such Owner sufficient to pay any governmental charge required to be paid as a result of such failure. In compliance with Code § 3406, such amount may be deducted by the Paying Agent from amounts otherwise payable to such Owner hereunder or under the Bonds.

The Issuer and the Bond Registrar shall not be required (a) to register the transfer or exchange of any Bond that has been called for redemption after notice of such redemption has been mailed by the Paying Agent pursuant to *Section 303* hereof and during the period of 15 days next preceding the date of mailing of such notice of redemption; or (b) to register the transfer or exchange of any Bond during a period beginning at the opening of business on the day after receiving written notice from the Issuer of its intent to pay Defaulted Interest and ending at the close of business on the date fixed for the payment of Defaulted Interest pursuant to *Section 204* hereof.

The Issuer and the Paying Agent may deem and treat the Person in whose name any Bond is registered on the Bond Register as the absolute Owner of such Bond, whether such Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal or Redemption Price of and interest on said Bond and for all other purposes. All payments so made to any such Owner or upon the Owner's order shall be valid and effective to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the Issuer nor the Paying Agent shall be affected by any notice to the contrary.

At reasonable times and under reasonable regulations established by the Bond Registrar, the Bond Register may be inspected and copied by the Owners (or a designated representative thereof) of 10% or more in principal amount of the Bonds then Outstanding or any designated representative of such Owners whose authority is evidenced to the satisfaction of the Bond Registrar.

**Section 207. Execution, Registration, Authentication and Delivery of Bonds.** Each of the Bonds, including any Bonds issued in exchange or as substitutions for the Bonds initially delivered, shall be executed for and on behalf of the Issuer by the manual or facsimile signature of the Mayor, attested by the manual or facsimile signature of the Clerk and the seal of the Issuer shall be affixed thereto or imprinted thereon. The Mayor and Clerk are hereby authorized and directed to prepare and execute the Bonds in the manner herein specified, and to cause the Bonds to be registered in the office of the Clerk, which registration shall be evidenced by the manual or facsimile signature of the Clerk with the seal of the Issuer affixed thereto or imprinted thereon. The Bonds shall also be registered in the office of the State Treasurer, which registration shall be evidenced by the manual or facsimile signature of the State Treasurer with the seal of the State Treasurer affixed thereto or imprinted thereon. In case any officer whose signature appears on any Bonds ceases to be such officer before the delivery of such Bonds, such signature shall nevertheless be valid and sufficient for all purposes, as if such person had remained in office until delivery. Any Bond may be signed by such persons who at the actual time of the execution of such Bond are the proper officers to sign such Bond although at the date of such Bond such persons may not have been such officers.

The Mayor and Clerk are hereby authorized and directed to prepare and execute the Bonds as herein specified, and when duly executed, to deliver the Bonds to the Bond Registrar for authentication.

The Bonds shall have endorsed thereon a certificate of authentication substantially in the form attached hereto as *EXHIBIT A* hereof, which shall be manually executed by an authorized officer or employee of the Bond Registrar, but it shall not be necessary that the same officer or employee sign the certificate of authentication on all of the Bonds that may be issued hereunder at any one time. No Bond

shall be entitled to any security or benefit under this Bond Resolution or be valid or obligatory for any purpose unless and until such certificate of authentication has been duly executed by the Bond Registrar. Such executed certificate of authentication upon any Bond shall be conclusive evidence that such Bond has been duly authenticated and delivered under this Bond Resolution. Upon authentication, the Bond Registrar shall deliver the Bonds to the Purchaser upon instructions of the Issuer or its representative.

**Section 208. Mutilated, Lost, Stolen or Destroyed Bonds.** If (a) any mutilated Bond is surrendered to the Bond Registrar or the Bond Registrar receives evidence to its satisfaction of the destruction, loss or theft of any Bond, and (b) there is delivered to the Issuer and the Bond Registrar such security or indemnity as may be required by each of them, then, in the absence of notice to the Issuer or the Bond Registrar that such Bond has been acquired by a bona fide purchaser, the Issuer shall execute and, upon the Issuer's request, the Bond Registrar shall authenticate and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost or stolen Bond, a new Bond of the same Stated Maturity and of like tenor and principal amount.

If any such mutilated, destroyed, lost or stolen Bond has become or is about to become due and payable, the Issuer, in its discretion, may pay such Bond instead of issuing a new Bond.

Upon the issuance of any new Bond under this Section, the Issuer and the Paying Agent may require the payment by the Owner of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto and any other expenses (including the fees and expenses of the Paying Agent) connected therewith.

Every new Bond issued pursuant to this Section shall constitute a replacement of the prior obligation of the Issuer, and shall be entitled to all the benefits of this Bond Resolution equally and ratably with all other Outstanding Bonds.

**Section 209. Cancellation and Destruction of Bonds Upon Payment.** All Bonds that have been paid or redeemed or that otherwise have been surrendered to the Paying Agent, either at or before Maturity, shall be cancelled by the Paying Agent immediately upon the payment, redemption and surrender thereof to the Paying Agent and subsequently destroyed in accordance with the customary practices of the Paying Agent. The Paying Agent shall execute a certificate in duplicate describing the Bonds so cancelled and destroyed and shall file an executed counterpart of such certificate with the Issuer.

**Section 210. Book-Entry Bonds; Securities Depository.** The Issuer and Paying Agent have entered into a DTC Representation Letter with DTC. The Bonds shall initially be registered to Cede & Co., the nominee for the Securities Depository, and no Beneficial Owner will receive certificates representing their respective interests in the Bonds, except in the event the Bond Registrar issues Replacement Bonds as provided in this Section. It is anticipated that during the term of the Bonds, the Securities Depository will make book-entry transfers among its Participants and receive and transmit payment of principal of, premium, if any, and interest on, the Bonds to the Participants until and unless the Bond Registrar authenticates and delivers Replacement Bonds to the Beneficial Owners as described in the following paragraph.

The Issuer may decide, subject to the requirements of the Operational Arrangements of DTC (or a successor Securities Depository), and the following provisions of this section to discontinue use of the system of book-entry transfers through DTC (or a successor Securities Depository):

(a) If the Issuer determines (1) that the Securities Depository is unable to properly discharge its responsibilities, or (2) that the Securities Depository is no longer qualified to act as a securities depository and registered clearing agency under the Securities and Exchange Act of 1934, as amended, or

(3) that the continuation of a book-entry system to the exclusion of any Bonds being issued to any Owner other than Cede & Co. is no longer in the best interests of the Beneficial Owners of the Bonds; or

(b) if the Bond Registrar receives written notice from Participants having interests in not less than 50% of the Bonds Outstanding, as shown on the records of the Securities Depository (and certified to such effect by the Securities Depository), that the continuation of a book-entry system to the exclusion of any Bonds being issued to any Owner other than Cede & Co. is no longer in the best interests of the Beneficial Owners of the Bonds, then the Bond Registrar shall notify the Owners of such determination or such notice and of the availability of certificates to Owners requesting the same, and the Bond Registrar shall register in the name of and authenticate and deliver Replacement Bonds to the Beneficial Owners or their nominees in principal amounts representing the interest of each, making such adjustments as it may find necessary or appropriate as to accrued interest and previous calls for redemption; provided, that in the case of a determination under (a)(1) or (a)(2) of this paragraph, the Issuer, with the consent of the Bond Registrar, may select a successor securities depository in accordance with the following paragraph to effect book-entry transfers.

In such event, all references to the Securities Depository herein shall relate to the period of time when the Securities Depository has possession of at least one Bond. Upon the issuance of Replacement Bonds, all references herein to obligations imposed upon or to be performed by the Securities Depository shall be deemed to be imposed upon and performed by the Bond Registrar, to the extent applicable with respect to such Replacement Bonds. If the Securities Depository resigns and the Issuer, the Bond Registrar or Owners are unable to locate a qualified successor of the Securities Depository in accordance with the following paragraph, then the Bond Registrar shall authenticate and cause delivery of Replacement Bonds to Owners, as provided herein. The Bond Registrar may rely on information from the Securities Depository and its Participants as to the names of the Beneficial Owners of the Bonds. The cost of printing, registration, authentication, and delivery of Replacement Bonds shall be paid for by the Issuer.

In the event the Securities Depository resigns, is unable to properly discharge its responsibilities, or is no longer qualified to act as a securities depository and registered clearing agency under the Securities and Exchange Act of 1934, as amended, the Issuer may appoint a successor Securities Depository provided the Bond Registrar receives written evidence satisfactory to the Bond Registrar with respect to the ability of the successor Securities Depository to discharge its responsibilities. Any such successor Securities Depository shall be a securities depository which is a registered clearing agency under the Securities and Exchange Act of 1934, as amended, or other applicable statute or regulation that operates a securities depository upon reasonable and customary terms. The Bond Registrar upon its receipt of a Bond or Bonds for cancellation shall cause the delivery of Bonds to the successor Securities Depository in an Authorized Denomination and form as provided herein.

**Section 211. Nonpresentment of Bonds.** If any Bond is not presented for payment when the principal thereof becomes due at Maturity, if funds sufficient to pay such Bond have been made available to the Paying Agent all liability of the Issuer to the Owner thereof for the payment of such Bond shall forthwith cease, determine and be completely discharged, and thereupon it shall be the duty of the Paying Agent to hold such funds, without liability for interest thereon, for the benefit of the Owner of such Bond, who shall thereafter be restricted exclusively to such funds for any claim of whatever nature on his part under this Bond Resolution or on, or with respect to, said Bond. If any Bond is not presented for payment within four (4) years following the date when such Bond becomes due at Maturity, the Paying Agent shall repay, without liability for interest thereon, to the Issuer the funds theretofore held by it for payment of such Bond, and such Bond shall, subject to the defense of any applicable statute of limitation, thereafter be an unsecured obligation of the Issuer, and the Owner thereof shall be entitled to look only to the Issuer

for payment, and then only to the extent of the amount so repaid to it by the Paying Agent, and the Issuer shall not be liable for any interest thereon and shall not be regarded as a trustee of such money.

**Section 212. Preliminary and Final Official Statement.** For the purpose of enabling the Purchaser to comply with the requirements of Rule 15c2-12(b)(1) of the Securities and Exchange Commission, the Issuer hereby deems the information regarding the Issuer contained in the Preliminary Official Statement to be “final” as of its date, except for the omission of such information as is permitted by Rule 15c2-12(b)(1), and the appropriate officers of the Issuer are hereby authorized, if requested, to provide the Purchaser a letter or certification to such effect and to take such other actions or execute such other documents as such officers in their reasonable judgment deem necessary to enable the Purchaser to comply with the requirement of such Rule.

The Official Statement is hereby authorized to be prepared by supplementing, amending and completing the Preliminary Official Statement, with such changes and additions thereto as are necessary to conform to and describe the transaction. The Mayor or chief financial officer of the Issuer are hereby authorized to execute the Official Statement as so supplemented, amended and completed, and the use and public distribution of the Official Statement by the Purchaser in connection with the reoffering of the Bonds is hereby authorized. The proper officials of the Issuer are hereby authorized to execute and deliver a certificate pertaining to such Official Statement as prescribed therein, dated as of the Issue Date.

The Issuer agrees to provide to the Purchaser within seven business days of the date of the sale of Bonds sufficient copies of the Official Statement to enable the Purchaser to comply with the requirements of Rule 15c2-12(3) and (4) of the Securities and Exchange Commission and with the requirements of Rule G-32 of the Municipal Securities Rulemaking Board.

**Section 213. Sale of the Bonds.** The sale of the Bonds to the Purchaser is hereby ratified and confirmed. The Mayor and Clerk are hereby authorized to execute the official bid form submitted by the Purchaser. Delivery of the Bonds shall be made to the Purchaser on the Issue Date (which shall be as soon as practicable after the adoption of this Bond Resolution), upon payment of the Purchase Price.

## ARTICLE III

### REDEMPTION OF BONDS

#### Section 301. Redemption by Issuer.

**Optional Redemption.** At the option of the Issuer, Bonds or portions thereof maturing on September 1, 2022 and thereafter, may be called for redemption and payment prior to their Stated Maturity on September 1, 2021 and thereafter as a whole or in part (selection of maturities and the amount of Bonds of each maturity to be redeemed to be determined by the Issuer in such equitable manner as it may determine) at any time, at the Redemption Price of 100% (expressed as a percentage of the principal amount), plus accrued interest thereon to the Redemption Date.

**[Mandatory Redemption.]** The [\_\_\_\_\_] Term Bonds shall be subject to mandatory redemption and payment prior to Stated Maturity pursuant to the mandatory redemption requirements of this Section at a Redemption Price equal to 100% of the principal amount thereof plus accrued interest to the Redemption Date. The taxes levied in *Article IV* *Error! Reference source not found.* hereof which are to be deposited into the Debt Service Account shall be sufficient to redeem, and the Issuer shall redeem on September 1 in each year, the following principal amounts of such [\_\_\_\_\_] Term Bonds:

**Principal  
Amount**  
\$

**Year**

\*

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\*Final Maturity

At its option, to be exercised on or before the 45th day next preceding any mandatory Redemption Date, the Issuer may: (1) deliver to the Paying Agent for cancellation Term Bonds subject to mandatory redemption on said mandatory Redemption Date, in any aggregate principal amount desired; or (2) furnish the Paying Agent funds, together with appropriate instructions, for the purpose of purchasing any Term Bonds subject to mandatory redemption on said mandatory Redemption Date from any Owner thereof whereupon the Paying Agent shall expend such funds for such purpose to such extent as may be practical; or (3) receive a credit with respect to the mandatory redemption obligation of the Issuer under this Section for any Term Bonds subject to mandatory redemption on said mandatory Redemption Date which, prior to such date, have been redeemed (other than through the operation of the mandatory redemption requirements of this subsection) and cancelled by the Paying Agent and not theretofore applied as a credit against any redemption obligation under this subsection. Each Term Bond so delivered or previously purchased or redeemed shall be credited at 100% of the principal amount thereof on the obligation of the Issuer to redeem Term Bonds of the same Stated Maturity on such mandatory Redemption Date, and any excess of such amount shall be credited on future mandatory redemption obligations for Term Bonds of the same Stated Maturity as designated by the Issuer, and the principal amount of Term Bonds to be redeemed by operation of the requirements of this Section shall be accordingly reduced. If the Issuer intends to exercise any option granted by the provisions of clauses (1), (2) or (3) above, the Issuer will, on or before the 45th day next preceding each mandatory Redemption Date, furnish the Paying Agent a written certificate indicating to what extent the provisions of said clauses (1), (2) and (3) are to be complied with, with respect to such mandatory redemption payment.]

**Section 302. Selection of Bonds to be Redeemed.**

Bonds shall be redeemed only in an Authorized Denomination. When less than all of the Bonds are to be redeemed and paid prior to their Stated Maturity, such Bonds shall be redeemed in such manner as the Issuer shall determine. Bonds of less than a full Stated Maturity shall be selected by the Bond Registrar in a minimum Authorized Denomination of principal amount in such equitable manner as the Bond Registrar may determine.

In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than a minimum Authorized Denomination are then Outstanding, then for all purposes in connection with such redemption a minimum Authorized Denomination of face value shall be treated as though it were a separate Bond of the denomination of a minimum Authorized Denomination. If it is determined that one or more, but not all, of a minimum Authorized Denomination of face value represented by any Bond is selected for redemption, then upon notice of intention to redeem a minimum Authorized Denomination, the Owner or the Owner's duly authorized agent shall forthwith present and surrender such Bond to the Bond Registrar: (1) for payment of the Redemption Price and interest to the Redemption Date of a minimum Authorized Denomination of face value called for redemption, and (2) for exchange, without charge to the Owner thereof, for a new Bond or Bonds of the aggregate principal amount of the unredeemed portion of the principal amount of such Bond. If the Owner of any such Bond fails to present such Bond to the Paying Agent for payment and exchange as aforesaid, such Bond shall, nevertheless,

become due and payable on the redemption date to the extent of a minimum Authorized Denomination of face value called for redemption (and to that extent only).

**Section 303. Notice and Effect of Call for Redemption.** In the event the Issuer desires to call the Bonds for redemption prior to maturity, written notice of such intent shall be provided to the Bond Registrar in accordance with K.S.A. 10-129, as amended, not less than 45 days prior to the Redemption Date. The Bond Registrar shall call Bonds for redemption and payment and shall give notice of such redemption as herein provided upon receipt by the Bond Registrar at least 45 days prior to the Redemption Date of written instructions of the Issuer specifying the principal amount, Stated Maturities, Redemption Date and Redemption Prices of the Bonds to be called for redemption. [The foregoing provisions of this paragraph shall not apply in the case of any mandatory redemption of Term Bonds hereunder, and Term Bonds shall be called by the Paying Agent for redemption pursuant to such mandatory redemption requirements without the necessity of any action by the Issuer and whether or not the Paying Agent holds moneys available and sufficient to effect the required redemption.]

Unless waived by any Owner of Bonds to be redeemed, if the Issuer shall call any Bonds for redemption and payment prior to the Stated Maturity thereof, the Issuer shall give written notice of its intention to call and pay said Bonds to the Bond Registrar, the State Treasurer and the Purchaser. In addition, the Issuer shall cause the Bond Registrar to give written notice of redemption to the Owners of said Bonds. Each of said written notices shall be deposited in the United States first class mail not less than 30 days prior to the Redemption Date.

All official notices of redemption shall be dated and shall contain the following information:

- (a) the Redemption Date;
- (b) the Redemption Price;
- (c) if less than all Outstanding Bonds are to be redeemed, the identification (and, in the case of partial redemption of any Bonds, the respective principal amounts) of the Bonds to be redeemed;
- (d) a statement that on the Redemption Date the Redemption Price will become due and payable upon each such Bond or portion thereof called for redemption and that interest thereon shall cease to accrue from and after the Redemption Date; and
- (e) the place where such Bonds are to be surrendered for payment of the Redemption Price, which shall be the principal office of the Paying Agent.

The failure of any Owner to receive notice given as heretofore provided or an immaterial defect therein shall not invalidate any redemption.

Prior to any Redemption Date, the Issuer shall deposit with the Paying Agent an amount of money sufficient to pay the Redemption Price of all the Bonds or portions of Bonds that are to be redeemed on such Redemption Date.

For so long as the Securities Depository is effecting book-entry transfers of the Bonds, the Bond Registrar shall provide the notices specified in this Section to the Securities Depository. It is expected that the Securities Depository shall, in turn, notify its Participants and that the Participants, in turn, will notify or cause to be notified the Beneficial Owners. Any failure on the part of the Securities Depository or a Participant, or failure on the part of a nominee of a Beneficial Owner of a Bond (having been mailed

notice from the Bond Registrar, the Securities Depository, a Participant or otherwise) to notify the Beneficial Owner of the Bond so affected, shall not affect the validity of the redemption of such Bond.

Official notice of redemption having been given as aforesaid, the Bonds or portions of Bonds to be redeemed shall become due and payable on the Redemption Date, at the Redemption Price therein specified, and from and after the Redemption Date (unless the Issuer defaults in the payment of the Redemption Price) such Bonds or portion of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with such notice, the Redemption Price of such Bonds shall be paid by the Paying Agent. Installments of interest due on or prior to the Redemption Date shall be payable as herein provided for payment of interest. Upon surrender for any partial redemption of any Bond, there shall be prepared for the Owner a new Bond or Bonds of the same Stated Maturity in the amount of the unpaid principal as provided herein. All Bonds that have been surrendered for redemption shall be cancelled and destroyed by the Paying Agent as provided herein and shall not be reissued.

In addition to the foregoing notice, the Issuer shall provide such notices of redemption as are required by the Disclosure Instructions. Further notice may be given by the Issuer or the Bond Registrar on behalf of the Issuer as set out below, but no defect in said further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if official notice thereof is given as above prescribed:

(a) Each further notice of redemption given hereunder shall contain the information required above for an official notice of redemption plus (1) the CUSIP numbers of all Bonds being redeemed; (2) the date of issue of the Bonds as originally issued; (3) the rate of interest borne by each Bond being redeemed; (4) the maturity date of each Bond being redeemed; and (5) any other descriptive information needed to identify accurately the Bonds being redeemed.

(b) Each further notice of redemption shall be sent at least one day before the mailing of notice to Owners by first class, registered or certified mail or overnight delivery, as determined by the Bond Registrar, to all registered securities depositories then in the business of holding substantial amounts of obligations of types comprising the Bonds and to one or more national information services that disseminate notices of redemption of obligations such as the Bonds.

(c) Each check or other transfer of funds issued for the payment of the Redemption Price of Bonds being redeemed shall bear or have enclosed the CUSIP number of the Bonds being redeemed with the proceeds of such check or other transfer.

The Paying Agent is also directed to comply with any mandatory standards then in effect for processing redemptions of municipal securities established by the State or the Securities and Exchange Commission. Failure to comply with such standards shall not affect or invalidate the redemption of any Bond.

## ARTICLE IV

### SECURITY FOR BONDS

**Section 401. Security for the Bonds.** The Bonds shall be general obligations of the Issuer payable as to both principal and interest in part from special assessments levied upon the property benefited by the construction of the Improvements and, if not so paid, from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal,

within the territorial limits of the Issuer. The balance of principal and interest on the bonds is payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the Issuer. The full faith, credit and resources of the Issuer are hereby irrevocably pledged for the prompt payment of the principal of and interest on the Bonds as the same become due.

**Section 402. Levy and Collection of Annual Tax.** The governing body of the Issuer shall annually make provision for the payment of principal of, premium, if any, and interest on the Bonds as the same become due by, to the extent necessary, levying and collecting the necessary taxes and/or assessments upon all of the taxable tangible property within the Issuer in the manner provided by law.

The taxes and/or assessments referred to above shall be extended upon the tax rolls in each of the several years, respectively, and shall be levied and collected at the same time and in the same manner as the other ad valorem taxes of the Issuer are levied and collected. The proceeds derived from said taxes shall be deposited in the Bond and Interest Fund, shall be kept separate and apart from all other funds of the Issuer shall thereafter be deposited in the Debt Service Account and shall be used solely for the payment of the principal of and interest on the Bonds as and when the same become due, taking into account any scheduled mandatory redemptions, and the fees and expenses of the Paying Agent.

If at any time said taxes and/or assessments are not collected in time to pay the principal of or interest on the Bonds when due, the Treasurer is hereby authorized and directed to pay said principal or interest out of the general funds of the Issuer and to reimburse said general funds for money so expended when said taxes and/or assessments are collected.

## ARTICLE V

### ESTABLISHMENT OF FUNDS AND ACCOUNTS DEPOSIT AND APPLICATION OF BOND PROCEEDS

**Section 501. Creation of Funds and Accounts.** Simultaneously with the issuance of the Bonds, there shall be created within the Treasury of the Issuer the following funds and accounts:

- (a) Improvement Fund for General Obligation Refunding and Improvement Bonds, Series 2013-A; and
- (b) Redemption Fund for Refunded Bonds;
- (c) Debt Service Account for General Obligation Refunding and Improvement Bonds, Series 2013-A.
- (d) Rebate Fund for General Obligation Refunding and Improvement Bonds, Series 2013-A.
- (e) Costs of Issuance Account

The Funds and Accounts established herein shall be administered in accordance with the provisions of this Bond Resolution so long as the Bonds are Outstanding.

**Section 502. Deposit of Bond Proceeds.** The net proceeds received from the sale of the Bonds shall be deposited simultaneously with the delivery of the Bonds as follows:

- (a) All accrued interest and premium, if any, received from the sale of the Bonds shall be deposited in the Debt Service Account.
- (b) The sum of \$\_\_\_\_\_ shall be deposited in the Redemption Fund.
- (c) The sum of \$\_\_\_\_\_ shall be deposited in the Improvement Fund.
- (d) The remaining balance of the proceeds derived from the sale of the Bonds shall be deposited in the Costs of Issuance Account.

**Section 503. Application of Moneys in the Improvement Fund.** Moneys in the Improvement Fund shall be used for the sole purpose of: paying the costs of the Improvements, in accordance with the plans and specifications therefor approved by the governing body of the Issuer and on file in the office of the Clerk, including any alterations in or amendments to said plans and specifications deemed advisable and approved by the governing body of the Issuer. Upon completion of the Improvements, any surplus remaining in the Improvement Fund shall be deposited in the Debt Service Account.

**Section 504. Application of Moneys in the Redemption Fund.** Moneys in the Redemption Fund shall be paid and transferred to the Refunded Bonds Paying Agent, with irrevocable instructions to apply such amount to the payment of the Refunded Bonds on the Refunded Bonds Redemption Date. The Clerk is authorized and instructed to provide appropriate notice of redemption in accordance with the Refunded Bonds Resolution authorizing the issuance of such Refunded Bonds. Any moneys remaining in the Redemption Fund not needed to retire the Refunded Bonds shall be transferred to the Debt Service Account.

**Section 505. Application of Moneys in Debt Service Account.** All amounts paid and credited to the Debt Service Account shall be expended and used by the Issuer for the sole purpose of paying the principal or Redemption Price of and interest on the Bonds as and when the same become due and the usual and customary fees and expenses of the Bond Registrar and Paying Agent. The Treasurer is authorized and directed to withdraw from the Debt Service Account sums sufficient to pay both principal or Redemption Price of and interest on the Bonds and the fees and expenses of the Bond Registrar and Paying Agent as and when the same become due, and to forward such sums to the Paying Agent in a manner which ensures that the Paying Agent will receive immediately available funds in such amounts on or before the Business Day immediately preceding the dates when such principal, interest and fees of the Bond Registrar and Paying Agent will become due. If, through the lapse of time or otherwise, the Owners of Bonds are no longer entitled to enforce payment of the Bonds or the interest thereon, the Paying Agent shall return said funds to the Issuer. All moneys deposited with the Paying Agent shall be deemed to be deposited in accordance with and subject to all of the provisions contained in this Bond Resolution and shall be held in trust by the Paying Agent for the benefit of the Owners of the Bonds entitled to payment from such moneys.

Any moneys or investments remaining in the Debt Service Account after the retirement of the Bonds shall be transferred and paid into the Bond and Interest Fund.

**Section 506. Application of Moneys in the Rebate Fund.**

(a) There shall be deposited in the Rebate Fund such amounts as are required to be deposited therein pursuant to the Federal Tax Certificate. All money at any time deposited in the Rebate Fund shall be held in trust, to the extent required to satisfy the Rebate Amount (as defined in the Federal Tax Certificate), for payment to the United States of America, and neither the Issuer nor the Owner of any Bonds shall have any rights in or claim to such money. All amounts deposited into or on deposit in the Rebate Fund shall be governed by this Section and the Federal Tax Certificate.

(b) The Issuer shall periodically determine the arbitrage rebate, if any, under Code § 148(f) in accordance with the Federal Tax Certificate, and the Issuer shall make payments to the United States of America at the times and in the amounts determined under the Federal Tax Certificate. Any moneys remaining in the Rebate Fund after redemption and payment of all of the Bonds and payment and satisfaction of any Rebate Amount, or provision made therefor, shall be deposited into the Bond and Interest Fund.

(c) Notwithstanding any other provision of this Bond Resolution, including in particular *Error! Reference source not found.* hereof, the obligation to pay arbitrage rebate to the United States of America and to comply with all other requirements of this Section and the Federal Tax Certificate shall survive the defeasance or payment in full of the Bonds.

**Section 507. Deposits and Investment of Moneys.** Moneys in each of the Funds and Accounts shall be deposited in accordance with laws of the State, in a bank, savings and loan association or savings bank organized under the laws of the State, any other state or the United States: (a) which has a main or branch office located in the Issuer; or (b) if no such entity has a main or branch office located in the Issuer, with such an entity that has a main or branch office located in the county or counties in which the Issuer is located. All such depositories shall be members of the Federal Deposit Insurance Corporation, or otherwise as permitted by State law. All such deposits shall be invested in Permitted Investments as set forth in this Article or shall be adequately secured as provided by the laws of the State. All moneys held in the Funds and Accounts shall be kept separate and apart from all other funds of the Issuer so that there shall be no commingling with any other funds of the Issuer.

Moneys held in any Fund or Account other than the Redemption Fund may be invested in accordance with this Bond Resolution and the Federal Tax Certificate in Permitted Investments; provided, however, that no such investment shall be made for a period extending longer than to the date when the moneys invested may be needed for the purpose for which such fund was created. All earnings on any investments held in any Fund or Account shall accrue to and become a part of such Fund or Account; provided that, during the period of construction of the Improvements, earnings on the investment of such funds may, at the discretion of the Issuer, be credited to the Debt Service Account.

**Section 508. Application of Moneys in the Costs of Issuance Account.** Moneys in the Costs of Issuance Account shall be used by the Issuer to pay the Costs of Issuance. Any funds remaining in the Costs of Issuance Account, after payment of all Costs of Issuance, but not later than the later of 30 days prior to the first Stated Maturity of principal or one year after the date of issuance of the Bonds, shall be transferred to the Improvement Fund until completion of the Improvements and thereafter to the Issuer for deposit into the Debt Service Account.

**Section 509. Redemption of Refunded Bonds.** The Refunded Bonds are hereby called for redemption and payment prior to maturity on the Refunded Bonds Redemption Date. Said Bonds shall be redeemed in accordance with the respective Refunded Bonds Resolution by the payment of the principal thereof, together with the redemption premium and accrued interest thereon to such Refunded Bonds Redemption Date. The Clerk is hereby directed to cause notice of the call for redemption and payment of

said Refunded Bonds to be given in the manner provided in the Refunded Bonds Resolution. The officers of the Issuer and the Refunded Bonds Paying Agent are hereby authorized and directed to take such other action as may be necessary in order to effect the redemption and payment of said Refunded Bonds as herein provided.

## ARTICLE VI

### DEFAULT AND REMEDIES

**Section 601. Remedies.** The provisions of the Bond Resolution, including the covenants and agreements herein contained, shall constitute a contract between the Issuer and the Owners of the Bonds. If an Event of Default occurs and shall be continuing, the Owner or Owners of not less than 10% in principal amount of the Bonds at the time Outstanding shall have the right for the equal benefit and protection of all Owners of Bonds similarly situated:

(a) by mandamus or other suit, action or proceedings at law or in equity to enforce the rights of such Owner or Owners against the Issuer and its officers, agents and employees, and to require and compel duties and obligations required by the provisions of the Bond Resolution or by the Constitution and laws of the State;

(b) by suit, action or other proceedings in equity or at law to require the Issuer, its officers, agents and employees to account as if they were the trustees of an express trust; and

(c) by suit, action or other proceedings in equity or at law to enjoin any acts or things which may be unlawful or in violation of the rights of the Owners of the Bonds.

**Section 602. Limitation on Rights of Owners.** The covenants and agreements of the Issuer contained herein and in the Bonds shall be for the equal benefit, protection, and security of the Owners of any or all of the Bonds, all of which Bonds shall be of equal rank and without preference or priority of one Bond over any other Bond in the application of the funds herein pledged to the payment of the principal of and the interest on the Bonds, or otherwise, except as to rate of interest, date of maturity and right of prior redemption as provided in this Bond Resolution. No one or more Owners secured hereby shall have any right in any manner whatever by his or their action to affect, disturb or prejudice the security granted and provided for herein, or to enforce any right hereunder, except in the manner herein provided, and all proceedings at law or in equity shall be instituted, had and maintained for the equal benefit of all Outstanding Bonds.

**Section 603. Remedies Cumulative.** No remedy conferred herein upon the Owners is intended to be exclusive of any other remedy, but each such remedy shall be cumulative and in addition to every other remedy and may be exercised without exhausting and without regard to any other remedy conferred herein. No waiver of any default or breach of duty or contract by the Owner of any Bond shall extend to or affect any subsequent default or breach of duty or contract or shall impair any rights or remedies thereon. No delay or omission of any Owner to exercise any right or power accruing upon any default shall impair any such right or power or shall be construed to be a waiver of any such default or acquiescence therein. Every substantive right and every remedy conferred upon the Owners of the Bonds by this Bond Resolution may be enforced and exercised from time to time and as often as may be deemed expedient. If action or proceedings taken by any Owner on account of any default or to enforce any right or exercise any remedy has been discontinued or abandoned for any reason, or shall have been determined

adversely to such Owner, then, and in every such case, the Issuer and the Owners of the Bonds shall be restored to their former positions and rights hereunder, respectively, and all rights, remedies, powers and duties of the Owners shall continue as if no such suit, action or other proceedings had been brought or taken.

## ARTICLE VII

### DEFEASANCE

**Section 701. Defeasance.** When any or all of the Bonds, redemption premium, if any, or scheduled interest payments thereon have been paid and discharged, then the requirements contained in this Bond Resolution and the pledge of the Issuer's faith and credit hereunder and all other rights granted hereby shall terminate with respect to the Bonds or scheduled interest payments thereon so paid and discharged. Bonds, redemption premium, if any, or scheduled interest payments thereon shall be deemed to have been paid and discharged within the meaning of this Bond Resolution if there has been deposited with the Paying Agent, or other commercial bank or trust company located in the State and having full trust powers, at or prior to the Stated Maturity or Redemption Date of said Bonds or the interest payments thereon, in trust for and irrevocably appropriated thereto, moneys and/or Defeasance Obligations which, together with the interest to be earned on any such Defeasance Obligations, will be sufficient for the payment of the principal of or Redemption Price of said Bonds and/or interest accrued to the Stated Maturity or Redemption Date, or if default in such payment has occurred on such date, then to the date of the tender of such payments. If the amount to be so deposited is based on the Redemption Price of any Bonds, no such satisfaction shall occur until (a) the Issuer has elected to redeem such Bonds, and (b) either notice of such redemption has been given, or the Issuer has given irrevocable instructions, or shall have provided for an escrow agent to give irrevocable instructions, to the Bond Registrar to give such notice of redemption in compliance with *Section 303*) of this Bond Resolution. Any money and Defeasance Obligations that at any time shall be deposited with the Paying Agent or other commercial bank or trust company by or on behalf of the Issuer, for the purpose of paying and discharging any of the Bonds, shall be and are hereby assigned, transferred and set over to the Paying Agent or other bank or trust company in trust for the respective Owners of the Bonds, and such moneys shall be and are hereby irrevocably appropriated to the payment and discharge thereof. All money and Defeasance Obligations deposited with the Paying Agent or such bank or trust company shall be deemed to be deposited in accordance with and subject to all of the provisions of this Bond Resolution.

## ARTICLE VIII

### TAX COVENANTS

**Section 801. General Covenants.** The Issuer covenants and agrees that it will comply with: (a) all applicable provisions of the Code necessary to maintain the exclusion from gross income for federal income tax purposes of the interest on the Bonds; and (b) all provisions and requirements of the Federal Tax Certificate. The Mayor and Clerk are hereby authorized and directed to execute the Federal Tax Certificate in a form approved by Bond Counsel, for and on behalf of and as the act and deed of the Issuer. The Issuer will, in addition, adopt such other ordinances or resolutions and take such other actions as may be necessary to comply with the Code and with all other applicable future laws, regulations, published rulings and judicial decisions, in order to ensure that the interest on the Bonds will remain excluded from federal gross income, to the extent any such actions can be taken by the Issuer.

**Section 802. Survival of Covenants.** The covenants contained in this Article and in the Federal Tax Certificate shall remain in full force and effect notwithstanding the defeasance of the Bonds pursuant to *Article VII* hereof or any other provision of this Bond Resolution until such time as is set forth in the Federal Tax Certificate.

## ARTICLE IX

### CONTINUING DISCLOSURE REQUIREMENTS

**Section 901. Disclosure Requirements.** The Issuer hereby covenants with the Purchaser and the Beneficial Owners to provide and disseminate such information as is required by the SEC Rule and as further set forth in the Disclosure Instructions, which are incorporated herein by reference. Such covenant shall be for the benefit of and enforceable by the Purchaser and the Beneficial Owners.

**Section 902. Failure to Comply with Continuing Disclosure Requirements.** In the event the Issuer fails to comply in a timely manner with its covenants contained in the preceding section, the Purchaser and/or any Beneficial Owner may make demand for such compliance by written notice to the Issuer. In the event the Issuer does not remedy such noncompliance within 10 days of receipt of such written notice, the Purchaser or any Beneficial Owner may in its discretion, without notice or demand, proceed to enforce compliance by a suit or suits in equity for the specific performance of such covenant or agreement contained in the preceding section or for the enforcement of any other appropriate legal or equitable remedy, as the Purchaser and/or any Beneficial Owner shall deem effectual to protect and enforce any of the duties of the Issuer under such preceding section. Notwithstanding any other provision of this Bond Resolution, failure of the Issuer to comply with its covenants contained in the preceding section shall not be considered an Event of Default under this Bond Resolution

## ARTICLE X

### MISCELLANEOUS PROVISIONS

**Section 1001. Annual Audit.** Annually, promptly after the end of the Fiscal Year, the Issuer will cause an audit to be made of the financial statements of the Issuer for the preceding Fiscal Year by an Independent Accountant. Within 30 days after the completion of each such audit, a copy thereof shall be filed in the office of the Clerk. Such audit shall at all times during the usual business hours be open to the examination and inspection by any taxpayer, any Owner of any of the Bonds, or by anyone acting for or on behalf of such taxpayer or Owner. Upon payment of the reasonable cost of preparing and mailing the same, a copy of any annual audit will, upon request, be sent to any Owner or prospective Owner. As soon as possible after the completion of the annual audit, the governing body of the Issuer shall review such audit, and if the audit discloses that proper provision has not been made for all of the requirements of this Bond Resolution, the Issuer shall promptly cure such deficiency.

**Section 1002. Amendments.** The rights and duties of the Issuer and the Owners, and the terms and provisions of the Bonds or of this Bond Resolution, may be amended or modified at any time in any respect by resolution of the Issuer with the written consent of the Owners of not less than a majority in principal amount of the Bonds then Outstanding, such consent to be evidenced by an instrument or instruments executed by such Owners and duly acknowledged or proved in the manner of a deed to be recorded, and such instrument or instruments shall be filed with the Clerk, but no such modification or alteration shall:

- (a) extend the maturity of any payment of principal or interest due upon any Bond;
- (b) effect a reduction in the amount which the Issuer is required to pay as principal of or interest on any Bond;
- (c) permit preference or priority of any Bond over any other Bond; or
- (d) reduce the percentage in principal amount of Bonds required for the written consent to any modification or alteration of the provisions of this Bond Resolution.

Any provision of the Bonds or of this Bond Resolution may, however, be amended or modified by resolution duly adopted by the governing body of the Issuer at any time in any legal respect with the written consent of the Owners of all of the Bonds at the time Outstanding.

Without notice to or the consent of any Owners, the Issuer may amend or supplement this Bond Resolution for the purpose of curing any formal defect, omission, inconsistency or ambiguity herein, to grant to or confer upon the Owners any additional rights, remedies, powers or authority that may lawfully be granted to or conferred upon the Owners, to more precisely identify the Improvements, to conform this Bond Resolution to the Code or future applicable federal law concerning tax-exempt obligations, or in connection with any other change therein which is not materially adverse to the interests of the Owners.

Every amendment or modification of the provisions of the Bonds or of this Bond Resolution, to which the written consent of the Owners is given, as above provided, shall be expressed in a resolution adopted by the governing body of the Issuer amending or supplementing the provisions of this Bond Resolution and shall be deemed to be a part of this Bond Resolution. A certified copy of every such amendatory or supplemental resolution, if any, and a certified copy of this Bond Resolution shall always be kept on file in the office of the Clerk, and shall be made available for inspection by the Owner of any Bond or a prospective purchaser or owner of any Bond authorized by this Bond Resolution, and upon payment of the reasonable cost of preparing the same, a certified copy of any such amendatory or supplemental resolution or of this Bond Resolution will be sent by the Clerk to any such Owner or prospective Owner.

Any and all modifications made in the manner hereinabove provided shall not become effective until there has been filed with the Clerk a copy of the resolution of the Issuer hereinabove provided for, duly certified, as well as proof of any required consent to such modification by the Owners of the Bonds then Outstanding. It shall not be necessary to note on any of the Outstanding Bonds any reference to such amendment or modification.

The Issuer shall furnish to the Paying Agent a copy of any amendment to the Bonds or this Bond Resolution which affects the duties or obligations of the Paying Agent under this Bond Resolution.

**Section 1003. Notices, Consents and Other Instruments by Owners.** Any notice, consent, request, direction, approval or other instrument to be signed and executed by the Owners may be in any

number of concurrent writings of similar tenor and may be signed or executed by such Owners in person or by agent appointed in writing. Proof of the execution of any such instrument or of the writing appointing any such agent and of the ownership of Bonds, if made in the following manner, shall be sufficient for any of the purposes of this Bond Resolution, and shall be conclusive in favor of the Issuer and the Paying Agent with regard to any action taken, suffered or omitted under any such instrument, namely:

(a) The fact and date of the execution by any person of any such instrument may be proved by a certificate of any officer in any jurisdiction who by law has power to take acknowledgments within such jurisdiction that the person signing such instrument acknowledged before such officer the execution thereof, or by affidavit of any witness to such execution.

(b) The fact of ownership of Bonds, the amount or amounts, numbers and other identification of Bonds, and the date of holding the same shall be proved by the Bond Register.

In determining whether the Owners of the requisite principal amount of Bonds Outstanding have given any request, demand, authorization, direction, notice, consent or waiver under this Bond Resolution, Bonds owned by the Issuer shall be disregarded and deemed not to be Outstanding under this Bond Resolution, except that, in determining whether the Owners shall be protected in relying upon any such request, demand, authorization, direction, notice, consent or waiver, only Bonds which the Owners know to be so owned shall be so disregarded. Notwithstanding the foregoing, Bonds so owned which have been pledged in good faith shall not be disregarded as aforesaid if the pledgee establishes to the satisfaction of the Owners the pledgee's right so to act with respect to such Bonds and that the pledgee is not the Issuer.

**Section 1004. Notices.** Any notice, request, complaint, demand or other communication required or desired to be given or filed under this Bond Resolution shall be in writing, given to the Notice Representative at the Notice Address and shall be deemed duly given or filed if the same shall be: (a) duly mailed by registered or certified mail, postage prepaid; or (b) communicated via fax, with electronic or telephonic confirmation of receipt. Copies of such notices shall also be given to the Paying Agent. The Issuer, the Paying Agent and the Purchaser may from time to time designate, by notice given hereunder to the others of such parties, such other address to which subsequent notices, certificates or other communications shall be sent.

All notices given by: (a) certified or registered mail as aforesaid shall be deemed duly given as of the date they are so mailed; (b) fax as aforesaid shall be deemed duly given as of the date of confirmation of receipt. If, because of the temporary or permanent suspension of regular mail service or for any other reason, it is impossible or impractical to mail any notice in the manner herein provided, then such other form of notice as shall be made with the approval of the Paying Agent shall constitute a sufficient notice.

**Section 1005. Electronic Transactions.** The issuance of the Bonds and the transactions related thereto and described herein may be conducted and documents may be stored by electronic means.

**Section 1006. Further Authority.** The officers and officials of the Issuer, including the Mayor and Clerk, are hereby authorized and directed to execute all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of this Bond Resolution and to make ministerial alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

**Section 1007. Severability.** If any section or other part of this Bond Resolution, whether large or small, is for any reason held invalid, the invalidity thereof shall not affect the validity of the other provisions of this Bond Resolution.

**Section 1008. Governing Law.** This Bond Resolution shall be governed exclusively by and construed in accordance with the applicable laws of the State.

**Section 1009. Effective Date.** This Bond Resolution shall take effect and be in full force from and after its adoption by the governing body of the Issuer.

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**ADOPTED** by the governing body of the Issuer on July 25, 2013.

(SEAL)

---

KENT L. STEWARD  
Mayor

ATTEST:

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BRENDA KITCHEN  
City Clerk

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**EXHIBIT A  
(FORM OF BONDS)**

**REGISTERED  
NUMBER** \_\_

**REGISTERED  
\$**

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York Corporation (“DTC”), to the Issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

**UNITED STATES OF AMERICA  
STATE OF KANSAS  
COUNTY OF ELLIS  
CITY OF HAYS  
GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BOND  
SERIES 2013-A**

<b>Interest Rate:</b>	<b>Maturity Date: September 1, 20__</b>	<b>Dated Date: August 1, 2013</b>	<b>CUSIP:</b>
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**REGISTERED OWNER: CEDE & CO.**

**PRINCIPAL AMOUNT:**

**KNOW ALL PERSONS BY THESE PRESENTS:** That the City of Hays, in the County of Ellis, State of Kansas (the “Issuer”), for value received, hereby acknowledges itself to be indebted and promises to pay to the Registered Owner shown above, or registered assigns, but solely from the source and in the manner herein specified, the Principal Amount shown above on the Maturity Date shown above, unless called for redemption prior to said Maturity Date, and to pay interest thereon at the Interest Rate per annum shown above (computed on the basis of a 360-day year of twelve 30-day months), from the Dated Date shown above, or from the most recent date to which interest has been paid or duly provided for, payable semiannually on March 1 and September 1 of each year, commencing March 1, 2014 (the “Interest Payment Dates”), until the Principal Amount has been paid.

**Method and Place of Payment.** The principal or redemption price of this Bond shall be paid at maturity or upon earlier redemption to the person in whose name this Bond is registered at the maturity or redemption date thereof, upon presentation and surrender of this Bond at the principal office of the Treasurer of the State of Kansas, Topeka, Kansas (the “Paying Agent” and “Bond Registrar”). The interest payable on this Bond on any Interest Payment Date shall be paid to the person in whose name this Bond is registered on the registration books maintained by the Bond Registrar at the close of business on

the Record Date(s) for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding the Interest Payment Date. Such interest shall be payable (a) by check or draft mailed by the Paying Agent to the address of such Registered Owner shown on the Bond Register or at such other address as is furnished to the Paying Agent in writing by such Registered Owner; or, (b) in the case of an interest payment to Cede & Co. or any Owner of \$500,000 or more in aggregate principal amount of Bonds, by electronic transfer to such Owner upon written notice given to the Bond Registrar by such Registered Owner, not less than 15 days prior to the Record Date for such interest, containing the electronic transfer instructions including the bank, ABA routing number and account number to which such Registered Owner wishes to have such transfer directed. The principal or redemption price of and interest on the Bonds shall be payable in any coin or currency that, on the respective dates of payment thereof, is legal tender for the payment of public and private debts. Interest not punctually paid will be paid in the manner established in the within defined Bond Resolution.

**Definitions.** Capitalized terms used herein and not otherwise defined herein shall have the meanings assigned to such terms in the hereinafter defined Bond Resolution.

**Authorization of Bonds.** This Bond is one of an authorized series of Bonds of the Issuer designated “General Obligation Refunding and Improvement Bonds, Series 2013-A,” aggregating the principal amount of \$[Principal-A] (the “Bonds”) issued for the purposes set forth in the Ordinance of the Issuer authorizing the issuance of the Bonds and the Resolution of the Issuer prescribing the form and details of the Bonds (collectively, the “Bond Resolution”). The Bonds are issued by the authority of and in full compliance with the provisions, restrictions and limitations of the Constitution and laws of the State of Kansas, including K.S.A. 10-427 and K.S.A. 12-6a01 *et seq.*, as amended, and all other provisions of the laws of the State of Kansas applicable thereto.

**General Obligations.** The Bonds constitute general obligations of the Issuer payable as to both principal and interest in part from special assessments levied upon the property benefited by the construction of certain Improvements as said term is defined in the Bond Resolution and, if not so paid, from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the Issuer, the balance payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property, real and personal, within the territorial limits of the Issuer. The full faith, credit and resources of the Issuer are hereby pledged for the payment of the principal of and interest on this Bond and the issue of which it is a part as the same respectively become due.

**Redemption Prior to Maturity.** The Bonds are subject to redemption prior to maturity, as follows:

**Optional Redemption.** At the option of the Issuer, Bonds maturing on September 1, 2022 and thereafter, may be called for redemption and payment prior to maturity on September 1, 2021, or thereafter, as a whole or in part (selection of maturities and the amount of Bonds of each maturity to be redeemed to be determined by the Issuer in such equitable manner as it may determine) at any time, at the Redemption Price of 100% (expressed as a percentage of the principal amount), plus accrued interest thereon to the date of redemption.

**[Mandatory Redemption.** Each of the Bonds maturing on September 1, [\_\_\_\_\_] shall also be subject to mandatory redemption and payment prior to maturity pursuant to the redemption schedule set forth in the Bond Resolution at the Redemption Price of 100% (expressed as a percentage of the principal amount), plus accrued interest thereon to the Redemption Date.]

**Redemption Denominations.** Whenever the Bond Registrar is to select Bonds for the purpose of redemption, it shall, in the case of Bonds in denominations greater than a minimum Authorized Denomination, if less than all of the Bonds then Outstanding are to be called for redemption, treat each minimum Authorized Denomination of face value of each such Bond as though it were a separate Bond in the denomination of a minimum Authorized Denomination.

**Notice of Redemption.** Notice of redemption, unless waived, shall be given by the Issuer to the State Treasurer of Kansas, the Purchaser of the Bonds and to the Bond Registrar in accordance with the Bond Resolution. The Issuer shall cause the Bond Registrar to notify each Registered Owner at the address maintained on the Bond Register, such notice to be given by mailing an official notice of redemption by first class mail at least 30 days prior to the redemption date. Notice of redemption having been given as aforesaid, the Bonds or portions of Bonds to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified, and from and after such date (unless the Issuer defaults in the payment of the redemption price), such Bonds or portions of Bonds shall cease to bear interest.

**Book-Entry System.** The Bonds are being issued by means of a book-entry system with no physical distribution of bond certificates to be made except as provided in the Bond Resolution. One Bond certificate with respect to each date on which the Bonds are stated to mature or with respect to each form of Bonds, registered in the nominee name of the Securities Depository, is being issued and required to be deposited with the Securities Depository and immobilized in its custody. The book-entry system will evidence positions held in the Bonds by the Securities Depository's participants, beneficial ownership of the Bonds in authorized denominations being evidenced in the records of such participants. Transfers of ownership shall be effected on the records of the Securities Depository and its participants pursuant to rules and procedures established by the Securities Depository and its participants. The Issuer and the Bond Registrar will recognize the Securities Depository nominee, while the Registered Owner of this Bond, as the owner of this Bond for all purposes, including (i) payments of principal of, and redemption premium, if any, and interest on, this Bond, (ii) notices and (iii) voting. Transfer of principal, interest and any redemption premium payments to participants of the Securities Depository, and transfer of principal, interest and any redemption premium payments to beneficial owners of the Bonds by participants of the Securities Depository will be the responsibility of such participants and other nominees of such beneficial owners. The Issuer and the Bond Registrar will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing the records maintained by the Securities Depository, the Securities Depository nominee, its participants or persons acting through such participants. While the Securities Depository nominee is the owner of this Bond, notwithstanding the provision hereinabove contained, payments of principal of, redemption premium, if any, and interest on this Bond shall be made in accordance with existing arrangements among the Issuer, the Bond Registrar and the Securities Depository.

**Transfer and Exchange.** **EXCEPT AS OTHERWISE PROVIDED IN THE BOND RESOLUTION, THIS GLOBAL BOND MAY BE TRANSFERRED, IN WHOLE BUT NOT IN PART, ONLY TO ANOTHER NOMINEE OF THE SECURITIES DEPOSITORY OR TO A SUCCESSOR SECURITIES DEPOSITORY OR TO A NOMINEE OF A SUCCESSOR SECURITIES DEPOSITORY.** This Bond may be transferred or exchanged, as provided in the Bond Resolution, only on the Bond Register kept for that purpose at the principal office of the Bond Registrar, upon surrender of this Bond, together with a written instrument of transfer or authorization for exchange satisfactory to the Bond Registrar duly executed by the Registered Owner or the Registered Owner's duly authorized agent, and thereupon a new Bond or Bonds in any Authorized Denomination of the same maturity and in the same aggregate principal amount shall be issued to the transferee in exchange therefor as provided in the Bond Resolution and upon payment of the charges therein prescribed. The Issuer shall pay all costs incurred in connection with the issuance, payment and initial registration of the Bonds and

the cost of a reasonable supply of bond blanks. The Issuer and the Paying Agent may deem and treat the person in whose name this Bond is registered on the Bond Register as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes. The Bonds are issued in fully registered form in Authorized Denominations.

**Authentication.** This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the hereinafter defined Bond Resolution until the Certificate of Authentication and Registration hereon shall have been lawfully executed by the Bond Registrar.

**IT IS HEREBY DECLARED AND CERTIFIED** that all acts, conditions, and things required to be done and to exist precedent to and in the issuance of this Bond have been properly done and performed and do exist in due and regular form and manner as required by the Constitution and laws of the State of Kansas, and that the total indebtedness of the Issuer, including this series of bonds, does not exceed any constitutional or statutory limitation.

**IN WITNESS WHEREOF**, the Issuer has caused this Bond to be executed by the manual or facsimile signature of its Mayor and attested by the manual or facsimile signature of its Clerk, and its seal to be affixed hereto or imprinted hereon.

**CITY OF HAYS, KANSAS**

(Facsimile Seal)

By: \_\_\_\_\_ (facsimile)  
Mayor

ATTEST:

By: \_\_\_\_\_ (facsimile)  
Clerk

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**CERTIFICATE OF STATE TREASURER**

OFFICE OF THE TREASURER, STATE OF KANSAS

RON ESTES, Treasurer of the State of Kansas, does hereby certify that a transcript of the proceedings leading up to the issuance of this Bond has been filed in the office of the State Treasurer, and that this Bond was registered in such office according to law on \_\_\_\_\_.

WITNESS my hand and official seal.

(Seal)

By: \_\_\_\_\_  
Treasurer of the State of Kansas



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**BOND ASSIGNMENT**

FOR VALUE RECEIVED, the undersigned do(es) hereby sell, assign and transfer to

\_\_\_\_\_  
(Name and Address)

\_\_\_\_\_  
(Social Security or Taxpayer Identification No.)

the Bond to which this assignment is affixed in the outstanding principal amount of \$\_\_\_\_\_, standing in the name of the undersigned on the books of the Bond Registrar. The undersigned do(es) hereby irrevocably constitute and appoint \_\_\_\_\_ as agent to transfer said Bond on the books of said Bond Registrar with full power of substitution in the premises.

Dated \_\_\_\_\_

\_\_\_\_\_  
Name

\_\_\_\_\_  
Social Security or  
Taxpayer Identification No.

\_\_\_\_\_  
Signature (Sign here exactly as name(s)  
appear on the face of Certificate)

Signature guarantee:

By \_\_\_\_\_

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**LEGAL OPINION**

The following is a true and correct copy of the approving legal opinion of Gilmore & Bell, P.C., Bond Counsel, which was dated and issued as of the date of original issuance and delivery of such Bonds:

**GILMORE & BELL, P.C.**  
Attorneys at Law  
2405 Grand Boulevard  
Suite 1100  
Kansas City, Missouri 64108

(PRINTED LEGAL OPINION)

PUBLICATION SUMMARY OF ORDINANCE NO. \_\_\_\_\_, PASSED BY THE GOVERNING BODY OF THE CITY OF HAYS, KANSAS ON THE 25<sup>TH</sup> DAY OF JULY, 2013

SUMMARY

On July 25, 2013, the Governing Body of the City of Hays, Kansas, adopted Ordinance No. \_\_\_\_\_, authorizing and providing for the issuance of General Obligation Refunding and Improvement Bonds, Series 2013-A, of the City of Hays, Kansas. The purpose of the issuance of the bonds is to provide funds to finance certain public improvements in and refund previously issued general obligation bonds of the City. In addition, the Ordinance provides for security for the bonds, terms, details and conditions for the issuance of the bonds; and the rate covenants for the bonds. The complete text of this ordinance may be obtained or viewed free of charge at the office of the City Clerk, Hays City Hall, 1507 Main Street, Hays, Kansas, or on the City's official website address, [www.haysusa.com](http://www.haysusa.com), where a reproduction of the original ordinance will be available for a minimum of one week following this summary publication.

This summary is certified this 26<sup>th</sup> day of July, 2013.

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John T. Bird, Esq.  
City Attorney

Publish one time and return on Proof of Publication to the City Clerk and one to the City Attorney.



# CITY OF HAYS

## AGENDA ITEM COVER SHEET

COMMISSION AGENDA ITEM NO. 8

MEETING DATE: 7-25-13

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**TOPIC:**

North Water Tower Interior Painting – Award of Bid

**ACTION REQUESTED:**

Consider authorizing the City Manager to enter a contract with Utility Service Corporation, Inc. for the amount of \$66,000 for the sandblasting, painting and repairs to the inside of the 500,000 gallon water tower, funded out of the water-wastewater capital reserves.

**NARRATIVE:**

Bids were received from seven (7) contractors, with the low bid coming from Utility Service Co., Inc., which is below our \$67,000 budgeted amount.

**PERSON/STAFF MEMBER(S) MAKING PRESENTATION:**

Toby Dougherty, City Manager  
Bernie Kitten, Director of Utilities

**ADMINISTRATION RECOMMENDATION:**

City staff recommends accepting the low bid from Utility Service Corporation, Inc.

**COMMITTEE RECOMMENDATION(S):**

N/A

**ATTACHMENTS:**

Staff Memo  
Tabulation of Bids

# **Commission Work Session Agenda**

## **Memo**

**From:** Kyle Sulzman, Assistant Utilities Director

**Work Session:** July 18, 2013

**Subject:** North Water Tower, Interior Painting - Award of Bid

**Person(s) Responsible:** Toby Dougherty, City Manager  
Bernie Kitten, Director of Utilities

### **Summary**

The 2013 budget included funds for sandblasting, painting and repairs to inside of the 500,000 gallon water tower. Budget allowed \$67,000 to contract this work. Bids were received on June 26<sup>th</sup>, staff recommends approval of the low bid with Utility Service Co., Inc., Perry GA at a cost of \$66,000.

### **Background**

The 500,000 gallon water tower located on the corner of Roth and 55<sup>th</sup> street was constructed in 1995 to supply water to homes and businesses located north of I-70. This tower was cleaned and inspected in 2008 by Liquid Engineering Corporation. The report indicated there was blistering of the interior coating and recommended a recoat within the near future. AWWA (American Water Works Association) recommends every 15 years. The tank is now 18 years old.

### **Discussion**

Bids were received from Seven (7) contractors, with the low bid coming from Utility Service Co., Inc., which is below our \$67,000 budgeted amount. The company indicated they can start in August. The project will take about 60 days.

### **Legal Consideration**

There are no known legal obstacles to proceeding as recommended by City Staff.

### **Financial Consideration**

The 2013 Budget included \$67,000 from the Water/Sewer Fund

## **Options**

Options include the following:

1. Consider accepting the low bid from Utility Service Co., Inc., for \$66,000.
2. Provide alternate direction to City Staff.
3. Do nothing.

## **Recommendation**

Staff recommends accepting the low bid from Utility Service Co., Inc., for \$66,000.

## **Action Requested**

Consider accepting the low bid from Utility Service Co., Inc., for \$66,000 to be funded from the water-waste water capital reserves.

## **Supporting Documentation**

Bid Tabulation

**½ MG Water Tower Paint-Repair Bid Results 2013**

TMI Coatings Inc.	\$149,200
Classic Protective Coatings, Inc.	\$137,650
Maguire Iron Inc.	\$74,970
Central Tank Coatings, Inc.	\$83,500
Pittsburg Tank & Tower Maintenance Co, Inc.	\$66,500
Utility Maintenance Contractors	No Bid
Utility Service Co., Inc.	\$66,000
Jave, LLC	\$149,500

**CITY OF HAYS**  
**AGENDA ITEM COVER SHEET**

**COMMISSION AGENDA ITEM NO. 9**

**MEETING DATE: 7-25-13**

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**TOPIC:**

Oil and Gas Lease – Hays Memorial Gardens City Cemetery

**ACTION REQUESTED:**

Approve the Oil and Gas Lease proposed by David Barker with the bonus payment.

**NARRATIVE:**

The City has been approached by David Barker requesting a "no drill" oil and gas lease on the Hays Memorial Gardens City Cemetery, offering a lease bonus of \$1,000 and a standard one-eighth royalty.

**PERSON/STAFF MEMBER(S) MAKING PRESENTATION:**

Toby Dougherty, City Manager  
John T. Bird, City Attorney

**ADMINISTRATION RECOMMENDATION:**

Staff recommends accepting the proposed Oil and Gas Lease and bonus payment.

**COMMITTEE RECOMMENDATION(S):**

N/A

**ATTACHMENTS:**

Memo  
Oil and Gas Lease

# **Commission Work Session Agenda**

## **Memo**

**From:** Toby Dougherty, City Manager

**Work Session:** July 18, 2013

**Subject:** Oil and Gas Lease – Hays Memorial Gardens City Cemetery

**Person(s)  
Responsible:** Toby Dougherty, City Manager

### **Summary**

The City has been approached by David Barker requesting a "no drill" oil and gas lease on the Hays Memorial Gardens City Cemetery, offering a lease bonus of \$1,000 and a standard one-eighth royalty.

### **Background**

David Barker has leased the land adjacent to the cemetery for oil and gas exploration. He would like to pool, or combine, the City Cemetery acreage with the other lease(s). He proposes that the lease be a "no drill" lease, meaning that there will be no operations whatsoever performed on the City property and the City would receive its proportionate amount of any production from the pooled acreage. The reason that Barker wants the City to lease its property is that it will allow him to site the well where his seismic data shows it would be best to drill and not be adversely affected by State regulations regarding proximity to non-leased property.

### **Discussion**

The \$1,000 bonus (\$100 per acre) is significantly higher than the bonuses being paid on oil and gas leases in Ellis County. There is unlikely to be any interest in leasing from other oil companies since they do not have the land adjacent leased. Barker is the only individual or company who would be in a position to offer the City a lease.

### **Legal Consideration**

There are no known legal obstacles to proceeding as recommended by City Staff.

## **Financial Consideration**

There are no costs associated with the Oil and Gas Lease. The City would receive \$1,000.00 immediately, and if the drilling venture is successful, it could result in royalty payments proportionate to the City's ownership in the entire tract leased and developed.

## **Options**

Options include the following:

1. Consider authorizing the Oil and Gas Lease as written and accept the \$1,000 bonus.
2. Provide alternate direction to the City Staff for re-negotiating the lease, its provisions and bonus.
3. Do nothing.

## **Recommendation**

Staff recommends accepting the proposed Oil and Gas Lease and bonus payment.

## **Action Requested**

Approve the Oil and Gas Lease proposed by David Barker.

## **Supporting Documentation**

Proposed Oil and Gas Lease from David Barker.

OIL AND GAS LEASE



AGREEMENT, Made and entered into the 12th day of June 2013

by and between City of Hays, Kansas, a municipal corporation
C/O John T. Bird
P.O. Box 727, Hays, Ks. 67601

whose mailing address is David Barker 212 N. Market #320, Wichita, Ks. 67202-2016 hereinafter called Lessor (whether one or more),

hereinafter called Lessee:

Lessor, in consideration of one & more Dollars (\$ 1.00+) is here acknowledged and of the royalties herein provided and of the agreements of the lessee herein contained, hereby grants, leases and lets exclusively unto lessee for the purpose of investigating, exploring by geophysical and other means, prospecting drilling, mining and operating for and producing oil, liquid hydrocarbons, all gases, and their respective constituent products, injecting gas, water, other fluids, and air into subsurface strata, laying pipe lines, storing oil, building tanks, power stations, telephone lines, and other structures and things thereon to produce, save, take care of, treat, manufacture, process, store and transport said oil, liquid hydrocarbons, gases and their respective constituent products and other products manufactured therefrom, and housing and otherwise caring for its employees, the following described land, together with any reversionary rights and after-acquired interest, therein situated in County of Ellis State of Kansas Township 13 South-Range 19 West described as follows to-wit:

Section 25: 10 acre cemetery more clearly described on attached description page

In Section Township Range and containing 10 acres, more or less, and all accretions thereto.

Subject to the provisions herein contained, this lease shall remain in force for a term of three (3) years from this date (called "primary term"). and as long thereafter as oil, liquid hydrocarbons, gas or other respective constituent products, or any of them, is produced from said land or land with which said land is pooled.

In consideration of the premises the said lessee covenants and agrees:
1st. To deliver to the credit of lessor, free of cost, in the pipe line to which lessee may connect wells on said land, the equal one-eighth (1/8) part of all oil produced and saved from the leased premises.

2nd. To pay lessor for gas of whatsoever nature or kind produced and sold, or used off the premises, or used in the manufacture of any products therefrom, one-eighth (1/8), at the market price at the well, (but, as to gas sold by lessee, in no event more than one-eighth (1/8) of the proceeds received by lessee from such sales), for the gas sold, used off the premises, or in the manufacture of products therefrom, said payments to be made monthly. Where gas from a well producing gas only is not sold or used, lessee may pay or tender as royalty One Dollar (\$1.00) per year per net mineral acre retained hereunder, and if such payment or tender is made it will be considered that gas is being produced within the meaning of the preceding paragraph.

This lease may be maintained during the primary term hereof without further payment or drilling operations. If the lessee shall commence to drill a well within the term of this lease or any extension thereof, the lessee shall have the right to drill such well to completion with reasonable diligence and dispatch, and if oil or gas, or either of them, be found in paying quantities, this lease shall continue and be in force with like effect as if such well had been completed within the term of years first mentioned.

If said lessor owns a less interest in the above described land than the entire and undivided fee simple estate therein, then the royalties herein provided for shall be paid the said lessor only in the proportion which lessor's interest bears to the whole and undivided fee.

Lessee shall have the right to use, free of cost, gas, oil and water produced on said land for lessee's operation thereon, except water from the wells of lessor.
When requested by lessor, lessee shall bury lessee's pipe lines below plow depth.
No well shall be drilled nearer than 200 feet to the house or barn now on said premises without written consent of lessor.
Lessee shall pay for damages caused by lessee's operations to growing crops on said land.
Lessee shall have the right at any time to remove all machinery and fixtures placed on said premises, including the right to draw and remove casing.

If the estate of either party hereto is assigned, and the privilege of assigning in whole or in part is expressly allowed, the covenants hereof shall extend to their heirs, executors, administrators, successors or assigns, but no change in the ownership of the land or assignment of rentals or royalties shall be binding on the lessee until after the lessee has been furnished with a written transfer or assignment or a true copy thereof. In case lessee assigns this lease, in whole or in part, lessee shall be relieved of all obligations with respect to the assigned portion or portions arising subsequent to the date of assignment.

Lessee may at any time execute and deliver to lessor or place of record a release or releases covering any portion or portions of the above described premises and thereby surrender this lease as to such portion or portions and be relieved of all obligations as to the acreage surrendered.

All express or implied covenants of this lease shall be subject to all Federal and State Laws, Executive Orders, Rules or Regulations, and this lease shall not be terminated, in whole or in part, nor lessee held liable in damages, for failure to comply therewith, if compliance is prevented by, or if such failure is the result of, any such Law, Order, Rule or Regulation.

Lessor hereby warrants and agrees to defend the title to the lands herein described, and agrees that the lessee shall have the right at any time to redeem for lessor, by payment any mortgages, taxes or other liens on the above described lands, in the event of default of payment by lessor, and be subrogated to the rights of the holder thereof, and the undersigned lessors, for themselves and their heirs, successors and assigns, hereby surrender and release all right of dower and homestead in the premises described herein, in so far as said right of dower and homestead may in any way affect the purposes for which this lease is made, as recited herein.

Lessee, at its option, is hereby given the right and power to pool or combine the acreage covered by this lease or any portion thereof with other land, lease or leases in the immediate vicinity thereof, when in lessee's judgment it is necessary or advisable to do so in order to properly develop and operate said lease premises so as to promote the conservation of oil, gas or other minerals in and under and that may be produced from said premises, such pooling to be of tracts contiguous to one another and to be into a unit or units not exceeding 40 acres each in the event of an oil well, or into a unit or units not exceeding 640 acres each in the event of a gas well. Lessee shall execute in writing and record in the conveyance records of the county in which the land herein leased is situated an instrument identifying and describing the pooled acreage. The entire acreage so pooled into a tract or unit shall be treated, for all purposes except the payment of royalties on production from the pooled unit, as if it were included in this lease. If production is found on the pooled acreage, it shall be treated as if production is had from this lease, whether the well or wells be located on the premises covered by this lease or not. In lieu of the royalties elsewhere herein specified, lessor shall receive on production from a unit so pooled only such portion of the royalty stipulated herein as the amount of his acreage placed in the unit or his royalty interest therein on an acreage basis bears to the total acreage so pooled in the particular unit involved.

JK 6/22/13

This is a non-drilling lease, and there will be no operations whatsoever performed on the described lands by lessee or assigns.

IN WITNESS WHEREOF, the undersigned execute this instrument as of the day and year first above written.

City of Hays, Kansas, a municipal corporation

Witnesses: by: Kent L. Steward, Mayor

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_ ACKNOWLEDGMENT FOR INDIVIDUAL (KsOkCoNe)  
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_  
by \_\_\_\_\_ and \_\_\_\_\_

My commission expires \_\_\_\_\_  
Notary Public

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_ ACKNOWLEDGMENT FOR INDIVIDUAL (KsOkCoNe)  
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_  
by \_\_\_\_\_ and \_\_\_\_\_

My commission expires \_\_\_\_\_  
Notary Public

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_ ACKNOWLEDGMENT FOR INDIVIDUAL (KsOkCoNe)  
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_  
by \_\_\_\_\_ and \_\_\_\_\_

My commission expires \_\_\_\_\_  
Notary Public

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_ ACKNOWLEDGMENT FOR INDIVIDUAL (KsOkCoNe)  
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_  
by \_\_\_\_\_ and \_\_\_\_\_

My commission expires \_\_\_\_\_  
Notary Public

No. \_\_\_\_\_  
**OIL AND GAS LEASE**  
FROM \_\_\_\_\_  
TO \_\_\_\_\_  
Date \_\_\_\_\_  
Section \_\_\_\_\_ Twp. \_\_\_\_\_ Rge. \_\_\_\_\_  
No. of Acres \_\_\_\_\_ Term \_\_\_\_\_  
County \_\_\_\_\_  
STATE OF \_\_\_\_\_  
County \_\_\_\_\_  
This instrument was filed for record on the \_\_\_\_\_  
day of \_\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and duly recorded  
in Book \_\_\_\_\_ Page \_\_\_\_\_ of  
the records of this office.  
By \_\_\_\_\_  
When recorded, return to \_\_\_\_\_  
Register of Deeds.

STATE OF Kansas  
COUNTY OF Ellis ACKNOWLEDGMENT FOR CORPORATION (KsOkCoNe)  
The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2013  
by Kent L. Steward, Mayor  
of City of Hays, Kansas a municipal

corporation, on behalf of the corporation.  
My commission expires \_\_\_\_\_  
Notary Public

Description of lands for oil/gas lease  
from City of Hays, Kansas as Lessor to  
David Barker as Lessee dated 12th June, 2013

**Township 13 South, Range 19 West**

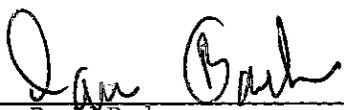
Section 25: Two (2) tracts in NE/4 more particularly described as follows, to wit:

A tract of land in the Northeast Quarter (NE/4) of Section 25, Township 13 South, Range 19 West, Ellis County, Kansas, described as follows: BEGINNING at the intersection of the west line of said above quarter section and the north line of the Union Pacific Railroad Company's Right-of-Way; thence southeasterly along said north line of said railroad right-of-way a distance of 100 feet, this being the initial point; thence continuing southeasterly along said railroad right-of-way line a distance of 466.75 feet; thence northeasterly at right angles to said north of railroad right-of-way line a distance of 466.75 feet; thence northwesterly on a line parallel with the north right-of-way line of said above railroad company, a distance of 466.75 feet; thence southwesterly at right angles, a distance of 466.75 feet to the place of beginning, containing 5 acres, more or less.

AND

A tract of land consisting of five (5) acres, more or less, located in the Northeast Quarter (NE/4) of Section 25, Township 13 South, Range 19 West of the 6th P.M., and more particularly described as follows: BEGINNING at the intersection of the west line of said above quarter section and the north line of the Union Pacific Railroad Company's Right-of-Way; thence southeasterly along said North line of said railroad right-of-way, a distance of 100 feet; thence northeasterly at right angles to said railroad right-of-way line a distance of 466.75 feet, this being the initial point; thence at right angles, southeasterly parallel with said railroad right-of-way line a distance of 466.75 feet; thence northeasterly at right angles to said north railroad right-of-way line, a distance of 466.75 feet; thence northwesterly on a line parallel with the north right-of-way line of said above railroad company, a distance of 466.75 feet; thence southwesterly at right angles a distance of 466.75 feet, to the place of beginning.

*DK  
6/12/13*

  
\_\_\_\_\_  
David Barker

\_\_\_\_\_  
Kent L. Steward

## COMMISSION INFORMATIONAL MEMORANDUM

TO: City Commission  
FROM: Toby Dougherty, CPM  
City Manager  
DATE: July 18, 2013

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Attached are the following items:

1. The minutes of the May 14, 2013 meeting of the **Hays Public Library Board**.
2. The minutes of the June 12, 2013 meeting of the **Downtown Hays Development Corporation**.
3. The minutes of the June 17, 2013 meeting of the **Hays Area Planning Commission**.
4. The minutes of the June 19, 2013 meeting and July 1, 2013 special meeting of the **Hays Recreation Commission Board**.
5. The minutes of the June 20, 2013 meeting of the **Hays Beautification Committee**.
6. The **Great Lakes On-Time Report** for July 2013.

If you have any questions regarding this information, please do not hesitate to contact me.

ab



Minutes from the Hays Public Library Board Meeting

Tuesday, May 14, 2013

The meeting was called to order at 4:00.

**Those present:** Marcia Dinkel, Avery St. Peter, David Dunn, Judy Flax and Eric Norris

**Guest:** Patty Rohr

**Public Comment:** none

Discussion of replacement of outgoing board members. Eric encouraged us to give names to Kent Steward of anyone interested

Discussed the practicalities of having the Vice Chair automatically taking over the Chair position when terms were over. All agreed this was a good idea.

Election of Board Officers:

Avry St. Peter nominated Judy Flax to Chair Person. David Dunn seconded. Motion passed 4-0.

David Dunn nominated Marcia Dinkel to Vice Chair. Judy seconded. Motion passed 4-0.

Marcia Dinkel nominated David Dunn to treasurer. Judy Flax seconded. Motion passed 4-0.

David Dunn nominated Keri Sunley to secretary. Marcia Dinkel seconded. Motion passed 4-0.

**Bills:** It was moved and seconded (St. Peter/Dunn) to pay April bill. Motion passed 4-0.

**Minutes:** Eric requested that minutes reflect vote results when board votes. Motion made to approve April minutes. Motion passed 4-0.

**Director's report:**

TLC training was going smoothly. New website will have many new & improved links.

Eagle TV will interview Eric about TLC.

**Budget:**

\$30-40 thousand in tax reserves will be a separate line item added to the budget. The money will be labeled as a special project fund. Eric will ask the auditor about the best way to define "special project fund".

Eric is hoping to shift some money to non-print.

### **Discussion:**

#### **Art Prints**

Eric explained to board current policy for art print checkout. A \$5 deposit is currently charged when patrons check out art prints. Eric has recommended that this policy be stopped as well as an attempt to refund money to patrons who have paid the deposit in the past. Motion was made to strike the policy (St. Peter/Dunn). Motion passed 4-0.

#### **Background checks**

Eric presented the idea of having a background check on all potential employees. Board discussed need to do background check on all current employees as well. Extensive discussion about how extensive the background check should be as well as the cost of each background check. Eric will check with other libraries to see their policies.

Motion was made to perform background checks on any potential employees beginning immediately. (Dunn/St. Peter) Motion passed 4-0.

### **General info:**

Eric let us know board members are exempt from overdue fines.

Per her request there will be a small gathering for Geneva's retirement. Library has purchased Chamber Checks as a retirement gift.

Motion was made and approved to approve upcoming meeting dates. Dates and times will remain as the second Tuesday of the month at 4:00. (St. Peter/Dinkel) 4-0.

Discussion of remote drop off for library book returns. We will continue to look into the idea as well as the possibility of purchasing a van for library use.

Motion made and passed to give Brandon 15 days of paid vacation and Geneva 30 days of paid vacation. (Dunn/St. Peter) Motion passed 4-0.

**Executive Session:** Board went into executive session at 5:15. Board as director were included in in executive session. Adjured at 5:20 with no action taken.

Meeting was adjourned at 5:22

Downtown Hays Development Corporation  
June 12, 2013, Meeting Minutes

June 12, 2013

11:30 a.m. – Welcome Center

Attendees: Board Members/Staff: Traci Stanford, Sandy Jacobs, Michele Flax, Chris Wente, Elodie Jones, Stacey Smith, Michael Billinger, Sara Cearley, Eddie Perrett, Pam Joy, Karen Dreiling,

Absent: Andrew Rupp, Henry Schwaller

Guests: Paul Briseno, City of Hays; Leah Shriwise, DHDC Intern

CALL TO ORDER: President Sandy Jacobs called the meeting to order at 11:30 a.m.

PUBLIC COMMENT: Traci advised that there were very good comments on the new Farmers Market.

CORRESPONDENCE: None.

APPROVAL OF MINUTES: After a motion by Michele and seconded by Stacey, the May 8, 2013 minutes were approved as presented. Passed unanimously

TREASURER'S REPORT: Income for the month of May totaled \$2069.98, generated by Blues, BBQ & Bargains and the Partnership Program. Expenses for the month totaled \$7,314.77 with a net loss of \$,244.79. There is \$127,957 in checking accounts and CDs. Accounts receivable totaled \$837. Technology expenses will rise next month as we will see the increase in the monthly charge. Motion to accept this report made by Stacey, seconded by Michele.

ECC REPORT: Karen reported she had word that the confirmation of our 501C3 status would be known perhaps by the end of the year. She also reported there are several companies either in the process of coming to Hays or there is working being completed to bring it to fruition.

CURRENT BUSINESS:

\*Gateway Marker – This was approved by the City and it is under way.

\*City Funding Request – Traci presented at the last City work session. The Commissioners had no questions for the group. Paul advised there were no questions/comments after we left. Kent Stewart did ask about the cost of the corridor between FHSU campus and the downtown area.

\*Jennifer is not going to Alaska. She will be staying in the Hays area and working at the WC until after completion of Blues, BBQ & Bargains. Traci has posted the job opening and has had several inquiries. The job will now entail 25 hours/week, that includes being on-site at the DHM.

NEW BUSINESS:

- Traci introduced Leah Shriwise, one of the new interns working with DHDC. Leah advised of the efforts of the Core to Campus Kickoff on August 29. This is an effort between FHSU and the downtown businesses to advise students of the opportunities in the downtown area. Her committee is partnering with the TGOF group of activities. Her committee is working with the businesses to stay open late for the event, there will be a hog roast, live music, drawings, etc. They are hoping to coordinate everything with campus organizations. Sandy stressed the importance of getting President Ed Hammond involved.
- Sandy reported she had spoken with Dr. Jeter about a suggestion for filling the vacancy when Bill Overbey resigned. No names were given.

COMMITTEE UPDATES:

**Physical Improvements** –Michele advised the Brick Fund kick-off will start July 20 at Bargains on the Bricks. The brick design was approved. It was suggested that a booth be set up Friday night, July 19, at Blues, BBQ & Bargains to try and sell more bricks. Michele will try and get workers to work that Friday night.

**Farmers Market** – Traci reported a huge success at the Farmers Market opening Saturday. There were 12 vendors present. Some of the booths sold out. There were hundreds of people in attendance. There will be posts on Facebook each week as to who the vendors will be and what produce/products will be available for sale. Traci would like to get a food truck to be selling on site.

**Branding/Marketing** – Traci showed what the new website is going to look like. Staff is in the uploading stage – getting information on the site with photos and business listings.

**Business Retention** – Karen and Traci reported that Tom’s House of Music was leaving Hays, as well as Kris Kuksi. Traci advised she was having a meeting with Liberty Group this week.

**Blues, BBQ & Bargains** – Elodie reported there were 29 teams signed up for the competition. Tickets for the “donation” were available from any committee member. Blues will be featured at the Chamber Chat June 14.

ANNOUNCEMENTS & ACTIVITIES:

June 14 - Blues, BBQ & Bargains Chamber Chat at Golden Belt Bank – 9:00 a.m,

June 15 – Leadership Hays Run for Reading

June 21 – Summer Art Walk

July 1 – DHDC Exec meeting – 4:00 p.m., Welcome Center

July 4 – DHDC office closed

July 10 – DHDC BOD meeting – 11:30 at Gutch’s

**HAYS AREA PLANNING COMMISSION  
CITY HALL IN COMMISSION CHAMBERS  
JUNE 17, 2013  
MINUTES  
6:30 P.M.**

**1. CALL TO ORDER:** The Hays Area Planning Commission met in regular session Monday, June 17, 2013 at 6:30 p.m. in Commission Chambers at City Hall.

**Roll Call:**

<b>Present:</b> Larry Gould	Terry Claycamp	Jim Fouts	Jake Glover
Paul Phillips	Tom Denning	Pam Rein	Lou Caplan

Chairman Larry Gould declared that a quorum was present and called the meeting to order.

City Staff in attendance: I.D. Creech, Director of Public Works, John Braun, Assistant Director of Public Works, Jesse Rohr, Superintendent of Planning, Inspection and Enforcement, Nick Willis, Stormwater Superintendent and Administrative Secretary Linda K. Bixenman.

**2. MINUTES:** There were no additions or corrections to the minutes from the May 20, 2013 meeting that were approved by consensus.

**3. CITIZEN COMMENTS:** - There were no comments.

**4. CITY/COUNTY COMMISSION ACTION & PLANNING & DEVELOPMENT ISSUE UPDATES:** Jesse Rohr provided the information from the City Commission Meeting on June 13, 2013.

The City Commission approved the resolution for a special benefit district for construction of improvements for lots 1-24 within the replat of Lot 2, Block 9, Golden Belt Eighth Addition. The plan for this addition is to build duplexes.

The City Commission approved the final plat, rezoning, and annexation of Golden Belt Estates Fifth Addition.

**Staff Recommendation for agenda items:** Larry Gould pointed out that City Staff had provided staff recommendations to provide additional information on the following agenda items.

**5. CASE # 13-07 - CONSIDER FINAL PLAT OF RAG ADDITION (EAST OF VFW ON 22<sup>ND</sup> STREET – TRACT SW/4 OF S34-T13S-R18W)** Jesse Rohr presented the final plat and vicinity of the above property on the overhead visual.

Jesse Rohr explained that the difference from the preliminary plat is that the access easement was shifted slightly to the west so the property would be centered from east to west for equal size lots. The final plat has gone before the

Utility Advisory Committee a second time to confirm they have all the required easements.

Harvey Ruder, Ruder Engineering and Surveying, agent for the owners presented the application for the above final plat. He explained that the owners wanted to plat the property to better utilize the area for those that may have an interest in the property.

There were no comments from the audience.

Larry Gould entertained a motion.

There was a motion by Pam Rein with a second by Lou Caplan for recommendation to the governing body to approve the final plat of the RAG Addition (See Final Plat for Legal)

<b>Vote: AYES:</b>	Larry Gould	Terry Claycamp	Jim Fouts	Jake Glover
	Paul Phillips	Tom Denning	Pam Rein	Lou Caplan

**6. CASE # 13-02 - RECONSIDER REQUEST OF CHANGE OF ZONING CLASSIFICATION FROM "A-L" AGRICULTURE TO "R-3" TWO-FAMILY DWELLING DISTRICT ON A TRACT OF LAND IN THE NW/4 OF S27-T13S-R18W OF THE 6<sup>TH</sup> P.M. - LOCATION IS E OF 41<sup>ST</sup> ST E OF SHERMAN AVE (IDENTIFIED AS PART OF THE PROPOSED LUECKE ADDITION):**

Jesse Rohr presented the tract of land and vicinity of the property to be rezoned on the overhead visual.

He explained that on May 23, 2013, the City Commission returned the residential and commercial rezoning previously approved by the Planning Commission back for further consideration of all 8 factors required by the Kansas Supreme Court specifically the character of the neighborhood and zoning and uses of nearby properties and how they relate to the remaining Agriculture Zoned Property of approximately 2 acres that is carved out within the tract of land to be rezoned.

The recommendation by City Staff is that the "R-3" rezoning request be approved and the "C-2" rezoning request be denied due to a new request for zoning that will eliminate the carved out portion of agriculture property. This is a reconsideration of the "R-3" rezoning request. The Staff Findings of Fact have not changed.

He explained that the commission could change their recommendation or keep the same recommendation from the April meeting.

Even though there was no public hearing required, the process was handled the same as a public hearing. There was no notification notices sent to the public regarding this meeting.

Chairman Larry Gould explained that because of the Open Meetings Act by Kansas Law, the first part of the hearing would be the public hearing on this request. After the public hearing, it will be closed for the commission members to

discuss the issues relative to this request to make a substantive motion for a recommendation to the City Commission.

Harvey Ruder, Ruder Engineering and Surveying, agent for the owners presented the rezoning request. He explained this was the same request that came to them in April, 2013.

Larry Gould asked if there was anyone in the audience that wanted to speak against or in favor of the rezoning request. There were no comments from the audience.

Larry Gould asked for Staff Findings of Fact. Jesse Rohr explained that there were no new Staff Findings of Fact from the April, 2013 meeting. The Staff Findings are that residential development is fitting for this property once the developer extends the utilities. The property is in conformance with the Comprehensive Plan that identifies this area as Urban Reserve.

Larry Gould asked for any questions from the audience. There were none.

As per the Kansas Open Meetings Act, he closed the public hearing so the members could discuss the merits of this request.

There was a motion by Lou Caplan with a second by Jake Glover to concur with Staff Findings of Fact.

<b>Vote:</b> AYES:	Larry Gould	Terry Claycamp	Jim Fouts	Jake Glover
	Paul Phillips	Tom Denning	Pam Rein	Lou Caplan

Larry Gould entertained a substantive motion.

There was a motion by Lou Caplan with a second by Paul Phillips to recommend to the governing body to approve the request of change of zoning classification from "A-L" Agriculture to "R-3" Two-Family Zoning Classification on a tract of land in the NW corner of the NW/4 Section 27-T13S-R18W (11.767 Acres - See Legal) based on the consideration of the recommendation of professional staff. (See legal)

<b>Vote:</b> AYES:	Larry Gould	Terry Claycamp	Jim Fouts	Jake Glover
	Paul Phillips	Tom Denning	Pam Rein	Lou Caplan

**7. CASE # 13-01 - RECONSIDER REQUEST OF CHANGE OF ZONING CLASSIFICATION FROM "A-L" AGRICULTURE TO "C-2" GENERAL COMMERCIAL & SERVICE DISTRICT ON A TRACT OF LAND IN THE NW/4 OF S27-T13S-R18W OF THE 6<sup>TH</sup> P.M. - LOCATION IS E OF 41<sup>ST</sup> ST E OF SHERMAN AVE (2.186 acres) (IDENTIFIED AS PART OF THE LUECKE**

**ADDITION:** Jesse Rohr presented the L shaped parcel and vicinity of the tract to be rezoned on the overhead visual.

He explained that this rezoning request, previously approved by the Planning Commission, was returned by the City Commission for additional consideration of

all 8 factors required by the Kansas Supreme Court, including the character of the neighborhood and the zoning and uses of nearby properties and how they relate to the carved out agricultural zoned property not included in the rezoning request.

With this new information, the applicant decided to rezone the entire tract of land by submitting a rezoning application as such. Because of this new rezoning application, staff recommends that the above rezoning request be denied.

The reason this rezoning request has to go through the channels is because there has been a recommendation to the governing body that requires official action by them.

Even though there was no public hearing required, the process was handled the same as a public hearing. There was no notification notices sent to the public regarding this meeting.

Chairman Larry Gould explained that because of the Open Meetings Act by Kansas Law, the first part of the hearing would be the public hearing on this request. After the public hearing, it will be closed for the commission members to discuss the issues relative to this request to make a substantive motion for a recommendation to the City Commission.

Harvey Ruder, Ruder Engineering and Surveying, agent for the owners presented the rezoning request asking the commission to deny the request based on the explanation by City Staff.

Larry Gould asked if there were any comments from the audience for or against the proposed request. There was no response.

Larry Gould asked for Staff Findings of Fact.

Jesse Rohr stated that staff recommends to deny this rezoning request as originally submitted to take into consideration the new rezoning request.

As per the Kansas Open Meetings Act, he closed the public hearing so the members could discuss the merits of this request.

There was a motion by Lou Caplan with a second by Jim Fouts to concur with Staff Findings of Fact.

<b>Vote:</b> AYES:	Larry Gould	Terry Claycamp	Jim Fouts	Jake Glover
	Paul Phillips	Tom Denning	Pam Rein	Lou Caplan

Larry Gould Entertained a motion.

There was a motion by Lou Caplan with a second by Paul Phillips to recommend to the governing body to deny the above rezoning request based on the findings of professional staff.

<b>Vote:</b> AYES:	Larry Gould	Terry Claycamp	Jim Fouts	Jake Glover
	Paul Phillips	Tom Denning	Pam Rein	Lou Caplan

**8. CASE # 13-05 - PUBLIC HEARING FOR A REQUEST OF CHANGE OF ZONING CLASSIFICATION FROM "A-L" AGRICULTURE TO "C-2" GENERAL COMMERCIAL & SERVICE DISTRICT ON A TRACT OF LAND IN THE NW/4 OF S27-T13S-R18W OF THE 6<sup>TH</sup> P.M. - LOCATION IS EAST 41<sup>ST</sup> ST EAST OF SHERMAN AVE: (4.196 acres):** Jesse Rohr presented the tract and vicinity of the parcel to be rezoned on the overhead visual

Chairman Larry Gould explained that because of the Open Meetings Act by Kansas Law, the first part of the hearing would be the public hearing on this request. After the public hearing, it will be closed for the commission members to discuss the merits relative to this request to make a substantive motion for a recommendation to the City Commission.

Harvey Ruder, Ruder Engineering and Surveying, engineer for the applicant presented the application for the above re zoning request.

Larry Gould asked if there were any comments from the audience for or against the proposed request. There were no comments from the audience.

Larry Gould asked for Staff Findings of Fact.

Jesse Rohr presented Staff Findings of Fact. After further review by the City Commission and the developer, it was decided by the applicant to include the original agriculture carved out area with the "C-2" rezoning request. This proposed zoning classification will be compatible with nearby land uses; it will work well with the City Park to the east, proposed "R-3" to the south and commercial to the west. The property is in conformance with the Comprehensive plan.

The publication of notification of this public hearing was mailed to all property owners within 1,000 feet of the subject property. There were a couple inquiries; although those property owners were not in attendance here tonight.

He explained they would be coming forward with a petition for annexation that would include this originally carved out tract.

Jake Glover asked if there would be any issues with the existing land use with the hobby buildings. Jesse Rohr answered that there would not be any issues.

Tom Denning asked about the right of way area hatched out on the drawing for the "R-3" rezoning request. Jesse Rohr explained that the right of way does not get rezoned. The proposed plat per the next agenda item will clarify that.

There were not comments from the audience.

Larry Gould closed the public hearing so the commission could discuss the merits to this request.

There was a motion by Paul Phillips with a second by Pam Rein to concur with Staff Findings of Fact.

**Vote:** AYES: Larry Gould Terry Claycamp Jim Fouts Jake Glover  
Paul Phillips Tom Denning Pam Rein Lou Caplan

Larry Gould entertained a substantive motion.

There was a motion by Jake Glover with a second by Pam Rein to recommend to the governing body to approve the request for change of zoning classification from "A-L" Agriculture to "C-2" Commercial and Service District on a tract of land in the NW/4 of S27-T13S-R18W of the 6<sup>th</sup> P.M. – 4.196 acres based on the recommendation of professional staff and the zoning and uses of nearby properties. (See Legal on Application)

**Vote:** AYES: Larry Gould Terry Claycamp Jim Fouts Jake Glover  
Paul Phillips Tom Denning Pam Rein Lou Caplan

**9. CASE # 13-05F - CONSIDER FINAL PLAT OF LUECKE ADDITION – TRACT IN NW/4 OF S27-T13S-R18W, ELLIS COUNTY KANSAS:**

Jesse Rohr presented the proposed final plat on the overhead visual. The proposed final plat was tabled from the May, 2013 Planning Commission meeting to allow the rezoning to be acted upon by the Planning Commission.

Terry Claycamp recused himself from the case due to a conflict of interest.

Harvey Ruder, Ruder Engineering and Surveying, Engineer for the applicant, presented the application for the proposed final plat. There were no changes from the preliminary plat. He explained the plat consists of proposed commercial zoning to the north and residential zoning to the south.

Jesse Rohr explained that staff recommends the plat to be approved as submitted. There are 34 residential lots and one commercial lot. Nothing has changed from the preliminary plat. The entire tract is being considered for a change of zoning classification. It simplified things to have the original agriculture-zoned carved out area to be included in the rezoning request. The plat has met all the requirements from their review by the Utility Advisory Committee, Fire Department and City Staff.

Larry Gould asked if there would be the 31 foot wide streets. Jesse Rohr answered that the plat includes the required 60 foot right of way; they anticipate 31 foot wide streets.

Larry Gould asked for comments from the commission.

Tom Denning stated that he questioned the second access as being only an alley and still does. The area is elevated four feet from the adjoining property (City Park)

held up by rubble. He asked if the City was liable to shore up the embankment for the edge of the alley and he questioned future maintenance.

I.D. Creech came before the commission to answer that the plat reflects the layout where the materials will go. The City would not be liable for the cost to build the alley. It would be at the developer's expense to design the alley to be built to City standards set to withstand the traffic load expected or the project could not move forward.

Mr. Rohr stated that City Staff and the City Commission will define the type of alley (concrete or gravel alley) at the construction stage. Using an example of a recent development, he explained that it was contingent that the alley would be concrete or it would not be accepted by the city for future maintenance.

Paul Phillips asked what stage of the development it would be required to construct the alley. I.D. Creech answered that it would be constructed when the infrastructure is done unless there is a negotiation to delay.

There was a motion by Jim Fouts with a second by Pam Rein to recommend to the governing body to approve the final plat of Luecke Addition.

<b>Vote:</b>	AYES:	Larry Gould	Terry Claycamp	Jim Fouts	Jake Glover
		Paul Phillips	Tom Denning	Pam Rein	Lou Caplan

**11. REVIEW SITE DRAWING IN REGARD TO THE COMMERCE PARKWAY OVERLAY DISTRICT FOR DEVELOPMENT TO BE LOCATED AT 22<sup>ND</sup> & COMMERCE PARKWAY:** The Planning Commission agreed to discuss agenda item number 11 before agenda item number 10.

Terry Claycamp recused himself from the review due to Conflict of Interest.

Jesse Rohr explained that Bruckner's Mack Truck Sales and Service is presenting their site plan review for their business building to be constructed on a 5 acre tract in the Commerce Parkway Overlay District at the Southwest corner of 22<sup>nd</sup> Street and Commerce Parkway. This is part of the Tallgrass Development; the developer has submitted a lot split. He presented the tract of land and the rendition of the building on the overhead visual.

The developments along the overlay district have come before the commission for their recommendation of approval for the site plan; such as the Army Reserve, Trilobite, and Glassman Corporation. The site review would determine if the proposed development is aesthetically pleasing, fitting for the area, and that it meets screening and landscaping requirements.

He explained that the business is currently located south of Hays.

Phillip Fitzgerald, Fitzgerald and Associates, Architect for Bruckner's Truck, Dealership and Sales came before the commission to present the proposed site plan for their business. He explained that they have met with City Staff to discuss

the plans and accessibility. They propose to purchase 5 acres to construct 25,000 square foot truck dealership sales, parts and service business. The building will face east and be on the west side of Commerce Parkway. The plans are for 12 service bays and a 6,000 sq foot parts building and remainder for sales and leasing space. There will be a stone façade in the front with bronze coated glass in the entrance.

A canopy with a high profile metal panel that covers the trucks in inclement weather will be out front to cover the trucks. There is a 60 foot entrance that will have a decorative sidewalk and decorative boulders so the trucks cannot turn in on the grass.

The parking requirements (42 parking spaces) and landscaping (20%) requirements will be met for the overlay district. The required water detention is carved out in the southwest corner used as partial landscape. The engineers have recommended a deceleration lane along Commerce Parkway approaching the entrance. He entertained any questions.

Larry Gould asked if the plan had met the landscaping requirements for the overlay district. Jesse Rohr answered that all the plans do meet the intent of the overlay district except one item in question is the type of fencing (chain link) they intend to use. It is discouraged to have chain link fencing within the overlay district visible from Commerce Parkway. They have not done the building code review or the stormwater calculations.

Larry Gould stated that he would rather not see chain link fence.

He explained that the overlay district begins at the overpass of the Exit 161 off of interstate 70 that is intended to be a high quality central district close to the airport and interstate. The intention is for developments to fit the consistent standards for an aesthetically pleasing district. The high price of land has discouraged development along the district.

Tom Denning asked if there was an entrance off of Commerce Parkway and 22<sup>nd</sup> Street. Mr. Fitzgerald answered that there is one entrance off of each; although they do not intend to use the 22<sup>nd</sup> Street entrance. They determined it was safer for the trucks to enter off of Commerce Parkway using the deceleration lane.

Larry Gould noted that there was no 22<sup>nd</sup> Street when the plans were made for the Commerce Parkway Overlay District.

Mr. Fitzgerald stated that he and City staff had a discussion about the consideration of a xeriscaping plan. If this is considered, they will work with staff to develop the xeriscaping plans and come back to the Planning Commission.

Jack Glover noted the significant paved area and asked about snow removal. Tom Denning asked if the stormwater detention area was included in the 5 acres. Jesse Rohr presented a map on the overhead visual that reflected the natural drainage way. The drainage dedication is provided through an easement from the developer of the Tallgrass development; it is not on the 5 acres.

Mr. Fitzgerald noted that there is enough room on the property to stack it around.

Jesse Rohr explained that the approval of the site plan does not have to go before the governing body. With approval from City Staff and the Planning Commission, the project can move forward.

There was a motion by Pam Rein with a second by Paul Phillips to approve the proposed site for the Bruckner's Truck Sales, Service and Parts business to be located at 22<sup>nd</sup> and Commerce Parkway.

<b>Vote: AYES:</b>	Larry Gould	Lou Caplan	Jim Fouts	Jake Glover
	Paul Phillips	Tom Denning	Pam Rein	

Abstention: Terry Claycamp – Conflict of Interest

**10. CONSIDER CHANGES TO THE STORMWATER REGULATIONS AND RELATED ZONING AND SUBDIVISION REGULATIONS:**

Jesse Rohr explained that this is continuation of discussion from the last several meetings on the consideration of the stream buffer ordinance and consideration of the changes to the stormwater regulations and related zoning and subdivision regulations. The City Staff and the City Attorney have reviewed the requirements. After discussion and questions at this meeting, City Staff recommends setting a public hearing for the July Planning Commission meeting.

**Stream Buffer Ordinance**

Nick Willis presented a power point presentation on the proposed Stream Buffer Ordinance and the map reflecting the streams on the overhead visual.

He explained that the purposes for the stream buffer ordinance would be economic, environmental, and resilience. The economic benefits prevent short-term smart, long-term dumb stormwater projects. He noted an example would be like Lincoln Tunnel as being short terms; it does not have a second life.

Other Economic Benefits of the buffer would be to steer development away from flood prone area that would reduce disaster response requirements and to keep out of areas that would require flood insurance because the subsidized flood insurance rates are being phased out.

The Environmental Benefits protects water quality and preserves streams, wetlands, habitat and forested areas.

Stream Buffer provides for community resilience through droughts and floods. The preserved open channels allow water runoff to supply aquifers and safe conveyance of floodwaters.

A stream buffer consists of an outer zone and an inner zone. The following is allowed in all zones: Agriculture uses, resumption of cropping in old CRP land

allowed, repairs to infrastructure & existing structures, noxious weed control and emergency actions.

The inner zones are most protected: Conservation uses, unpaved trails, and water and wastewater facilities with stipulations.

Jesse Rohr asked the commission if there were any questions. He addressed Tom Denning on his question from last meeting (Section 7) of prohibitions of mowing or clearing of the inner zone within the 3 mile extraterritorial zone on any use or activity not identified as permitted by this ordinance. Tom Denning noted that Agriculture is exempt, how does it apply to land not used for Agriculture use.

Jesse Rohr answered that when the land use changes to breaking it up for development would be the time the regulations would apply.

Nick Willis asked if Mr. Denning had any suggestions for solutions to this concern.

There was some discussion using different scenarios when the ordinance would have to be adhered to specifically to those within the 3 mile zone. John Braun suggested removing the "non-mowing" requirement from the Section 7 of Prohibitions. There was further discussion and suggestions to edit this requirement.

Tom Denning emphasized the importance to edit the wording to be interpreted as it is intended.

Nick Willis and Jesse Rohr noted that the agriculture in the conservation reserve program is to adhere to similar regulations not stipulated in the stream buffer ordinance.

Jesse Rohr explained that the Federal Emergency Management Agency works hand in hand with the same streams.

Paul Phillips asked about the appeal process and if it would not be affordable. Jesse Rohr explained the appeal process.

Tom Denning asked if the owners of property within the three mile zone would be notified of the public hearing. Because this is an area of future development, he emphasized the importance of citizens being informed of the public hearing regarding an ordinance that may affect their property.

I.D Creech answered that the legal publication notification of the public hearing is the statutory requirement. They cannot force citizens to read the newspaper. They will do what they can to notify the public through other outlets.

Larry Gould noted that the state and local democracy lag behind with the changes in technology to use media outlets for the statutory notifications. It is also the reciprocal responsibility of citizens to be vigilant in reading the publication notices.

Jim Fouts noted that the ordinance would not affect their property as they are using it now. They will not become concerned when they are not doing anything anyway. If they intend to develop in the future, then it is their responsibility to look at all the ordinances.

Jake Glover and Paul Phillips asked what criteria would subject the properties in the City Limits to comply with the ordinance. Jesse Rohr and Nick Willis answered that it would be new plats or replats. The existing platted property would be exempt.

I.D. Creech explained that a public hearing starts the process to gather information to be sure it is written to serve everyone the way it is intended.

**Zoning and Subdivision Regulations**

Jesse Rohr stated that the City Attorney is in agreement with the changes and recommendations from the Planning Commission for the Zoning and Subdivision Regulations.

There was a motion by Paul Phillips with a second by Terry Claycamp to set the public hearing for consideration of adopting the stream buffer ordinance and consider changes to the stormwater regulations and related zoning and subdivision regulations.

<b>Vote:</b> AYES:	Larry Gould	Terry Claycamp	Jim Fouts	Jake Glover
	Paul Phillips	Tom Denning	Pam Rein	Lou Caplan

**12. CONSIDER REVIEWING AND ADOPTING UPDATED HAYS AREA PLANNING**

**COMMISSION BY-LAWS:** Jesse Rohr stated that ordinance requires an adoption of bylaws for a Planning Commission. He asked the commission to review the draft included in the agenda packet for discussion at the next meeting.

Larry Gould stated the importance of orientation of new members including training and education. Jesse Rohr stated that per Larry Gould’s suggestion for the commission to have an I-Pad or similar device, the City Manager has placed this request in the budget for next year as well as some educational conferences/training seminars.

Larry Gould noted the importance of orientation of new members and an opportunity for education and training.

**13. OTHER: 27 ST NOT ALLOW PARKING:** Pam Rein asked about the “No Parking” along 27<sup>th</sup> Street. John Braun answered that the week of July 8<sup>th</sup> they will be installing the “No Parking” signs on the south side of 27<sup>th</sup> Street from Plum to Hall. The following week the contractors will paint the 3 lane configuration.

**14. OTHER: VINE STREET RECONSTRUCTION FROM 13<sup>TH</sup> TO 22<sup>ND</sup>:** John Braun stated that the above project will be complete by July 15, 2013.

**15. OTHER: SMALL TOWNS AND RURAL PLACES:** Jesse Rohr handed out the booklets of the above provided by the Hays Board of Realtors.

The meeting was adjourned at 8:20 p.m.

Submitted by: Linda K. Bixenman, Administrative Secretary,  
Planning, Inspection and Enforcement

**HAYS RECREATION COMMISSION  
REGULAR MEETING  
June 19, 2013**

Chair called the meeting to order at 11:40am.

**Roll Call**

Chair	Todd Lynd
Vice-Chair	Jeff Briggs
Secretary	Mark Junk
Commissioner	Nancy Jeter
Commissioner	Lynn Maska
Superintendent	Roger Bixenman

**Approval of Agenda**

Motion by Nancy Jeter to approve the agenda. Second by Mark Junk. Motion carried 5-0.

**Approval of Minutes**

Motion by Nancy Jeter to approve the minutes of the regular meeting for May 15, 2013. Second by Lynn Maska. Motion carried 5-0.

**Audience Participation**

Melissa Romme-ABB&B discussed with the board the financials year to date.

**Written Communication**

Thank you letters were shared with the board.

**Finances**

*Financial Statement*

Motion by Lynn Maska to approve the financial statement for May 2013. Second by Jeff Briggs. Motion carried 5-0.

**Staff Reports**

**Sports Director**

Information was shared with the board concerning sports.

**Program Director**

Information concerning all programming was shared with the board.

**Aquatics Director**

Information was shared with the board concerning aquatics.

**Wellness Director**

Information was shared with the board concerning wellness.

**Sports Complex Director**

Information was shared with the board concerning the sports complex.

## **Superintendent**

Information was shared with the board concerning information items which included progress on facility planning, time clock system and additional maintenance building at the Bickle/Schmidt sports complex. Also, discussion was held about scheduling a budget workshop to discuss the 2014 budget.

## **Unfinished Business**

*No Unfinished Business*

## **New Business**

Motion by Lynn Maska to proceed forward with determining specific financial terms and an amortization schedule with a possible lending institution for the potential expansion project. Second by Jeff Briggs. Motion carried 5-0.

## **Board Member Reports**

No Reports

## **Other Action**

*None*

## **Executive Session**

Motion by Mark Junk to move in to executive session to discuss personnel for a period not to exceed 10 minutes. Second by Lynn Maska. Motion carried 5-0. Board went in to executive session at 1pm. Board returned to the regular meeting at 1:10pm.

## **Adjournment**

Motion by Mark Junk to adjourn the meeting. Second by Nancy Jeter. Motion carried 5-0.

Respectfully submitted,

Roger Bixenman CPRP  
Superintendent

**Hays Recreation Commission  
Special Meeting  
July 1, 2013**

Jeff called the meeting to order at Noon.

In attendance:

Vice Chair, Jeff Briggs

Secretary, Mark Junk

Commissioner, Nancy Jeter

Commissioner, Lynn Maska

Superintendent, Roger Bixenman

Chair, Todd Lynd was absent!

The special meeting was called to review the 2014 budget.

Motion by Mark Junk to adjourn the meeting. Second by Nancy Jeter motion carried 4-0.

Respectfully submitted,

Roger Bixenman CPRP  
Superintendent



**HAYS BEAUTIFICATION COMMITTEE**  
**Minutes of June 20<sup>th</sup>, 2013 Meeting**

**Members Present:** Carol Heiman, Joni Phelps, Marlis Fletcher, Judy Dawson

**Ex-officio Present:** Jeff Boyle, Holly Dickman, Jo Ann Schroller

**Members Absent:** Linda Stahlman

**Ex-officio Absent:** Jim Strine

Special Guest: City Commissioner Eber Phelps

\* Meeting called to order 12:06p

\* Minutes approved for May HBC meeting

**Old Business:** We discussed committee vacancies and the number of applications (4-5) for prospective HBC members who are currently being reviewed by for possible appointments.

\* Further discussion on possible names for 21<sup>st</sup> & Pershing Garden with a couple of suggestions were made to include along with garden name, a Water Wise/Water Smart symbol & HBC project acknowledgement. Jeff volunteered to create a mock sign for the garden email prior to our July meeting for committee members to review & discussion at July meeting.

\* Discussion on large "Welcome" signs on I-70 and numerous entrances around Hays with all committee members agreeing on new signage idea.

**New Business:** Focus revolved around committee's need to review current projects and evaluate the value of each Project as it pertains to our "Mission" as a committee and it's effectiveness to our community. It was suggested that we need to look at adding a Water-Wise project and possibly modify/combine or discontinue current projects to meet the needs of our community today.

**Committee Reports:** Individual committee reports will résumé once new committee members are appointed.

**Add on's:**

Jeff asked that we take some time to review current committee projects and to research ideas of new projects this committee could develop similar to the 21<sup>st</sup> & Pershing garden. Eber suggested getting a map of all the city parks and green areas and look at possible locations needing improvements. Jeff agreed to email committee current city map of green spaces.

Brief discussion on how we could improve several areas around Hays like the on/off ramps on Vine & I-70, Vine St. 8<sup>th</sup> & Vine Project all subject to easement restrictions.

Jeff suggested perhaps one of our new committee projects could be "Landscape Improvements" and asked each committee member put together some concrete ideas for quality projects we could work on this coming year and send the to Amy so she can develop a list to review at our next meeting.

Discussion on how we could incorporate a Water-Wise Garden Tour around the city.

It was decided to pick up commercial improvement signs from last year

Jana Jordan w/CVB will talk to HBC at our next meeting to discuss new entrance signs in Hays.

Meeting was adjourned.

Next meeting will be July 18th, 2013

**Joni Phelps,**  
**For the HBC**



Great Lakes Airlines On-Time Report

Jul-13	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	On-Time	15-44 Min Late	45-74 Min Late	75 -104 Min Late	105 Min Late or more	Canceled			
Mon-Fri																																								
630	x	x	x	x	x			x	x	x	x	x																					100%							
645	x	x	x	x	x			x	x	x	x	x																						100%						
1016	x	x	L	x	x			x	x	x	x	x																					90%		10%					
1026	x	L	L	x	L			x	x	x	x	L																					60%	30%	10%					
1311	x	x	x	L	C			x	x	x	x	x																					80%			10%		10%		
1321	x	x	x	L	C			x	x	x	x	L																					70%	10%		10%		10%		
1425	L	x	x	L	L			x	x	x	x	x																					70%	20%	10%					
1435	L	x	x	L	L			x	x	x	x	L																					60%	30%	10%					
1626	L	L	x	x	x			L	x	x	x	C																					60%	20%			10%	10%		
1636	L	L	x	x	x			L	x	x	x	C																					60%		20%		10%	10%		
2156	x	x	x	L	x			x	x	x	L	L																						70%	30%					
2206	x	x	x	L	x			x	x	x	L	L																						70%	30%					
Saturday																																								
715					L								x																				50%	50%						
725					L								x																					50%	50%					
1250					L								x																					50%	50%					
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1406					x								L																					50%				50%		
1416					x								L																					50%				50%		
1931					x								L																					50%		50%				
1941					x								L																					50%		50%				
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845						x								x																				100%						
855						x								x																					100%					
1250						x								L																				50%	50%					
1300						x								L																				50%	50%					
1626						x								x																					100%					
1636						x								x																					100%					
2156						x								L																				50%				50%		
2206						x								L																				50%				50%		

No time logged =na  
 Late=L  
 On Time=x  
 Canceled=C

<b>Average</b>	<b>72%</b>	<b>15%</b>	<b>5%</b>	<b>1%</b>	<b>4%</b>	<b>3%</b>
<b>Total Flights - 152</b>	<b>109</b>	<b>23</b>	<b>8</b>	<b>2</b>	<b>6</b>	<b>4</b>
<b>Percentage of flights delayed or canceled</b>	<b>28%</b>					

On time means <= 15 minutes