



119 North Hersey Avenue
P.O. Box 567
Beloit, Kansas 67420
Phone: 785-738-3551
Fax: 785-738-2517
www.beloitks.org

CITY COUNCIL AGENDA

Wednesday, February 2, 2022

7:00 p.m.

1. CALL TO ORDER

- A. Roll Call
- B. Invocation
- C. Pledge of Allegiance

2. MAYOR AND COUNCIL REPORTS

3. STAFF REPORTS

- A. City Attorney Report
- B. City Manager Report
 - a. WTP Update
 - b. N. Walnut St. Update
 - c. Sports Complex Update
 - d. Solar Project Update
 - e. Gill/Myer Bridge Update
 - f. CIP Meeting- February 9th
 - g. Sales Tax
- C. Community Development Report
- D. Transportation Department Report

4. PUBLIC COMMENT

- A. Michelle Heidrick Isle of Lights Report

5. CONSENT AGENDA

- A. 1/19/22 City Council Meeting Minutes
- B. Appropriations 2A

6. ORDINANCES

- A. Ordinance 2307 Special Event for Ducks Unlimited
- B. Ordinance 2308 Special Event for St John's Catholic Church
- C. Ordinance 2309 Special Event for Struttin Dusters
- D. Ordinance 2310 Designating Main Trafficways

7. RESOLUTIONS

- A. Resolution 2022-3 Authorizing Improvement of Main Traffic Ways Project and allow for issuance of GO Bonds as a method of funding

8. CLOSED SESSION

- A. None

9. FORMAL ACTIONS

- A. Isle of Lights 2022-2023 Contract
- B. KMEA Appointment

10. ADJOURNMENT

WORK SESSION AGENDA

1. CORRESPONDENCE AND STAFF REPORTS

- A. City Attorney Report
- B. City Manager Report

2. DISCUSSION ITEMS

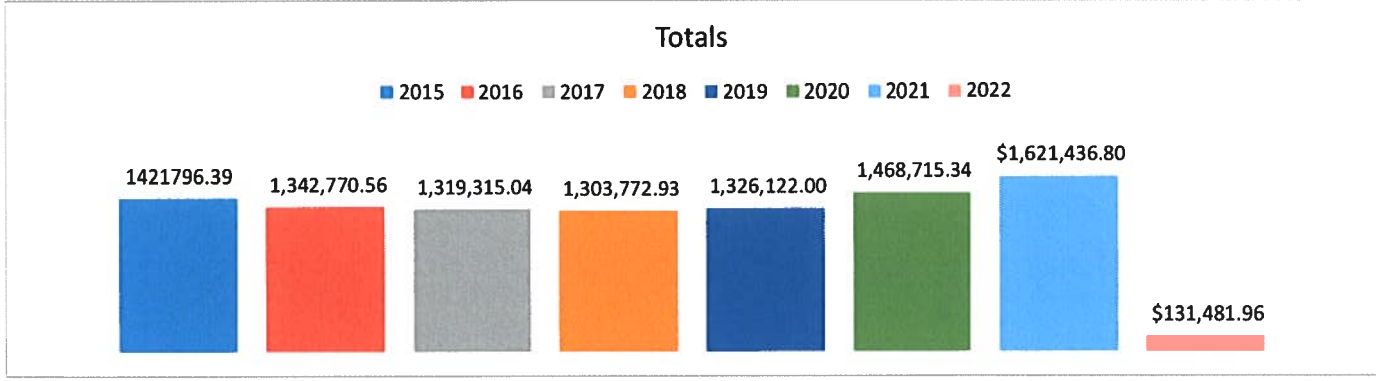
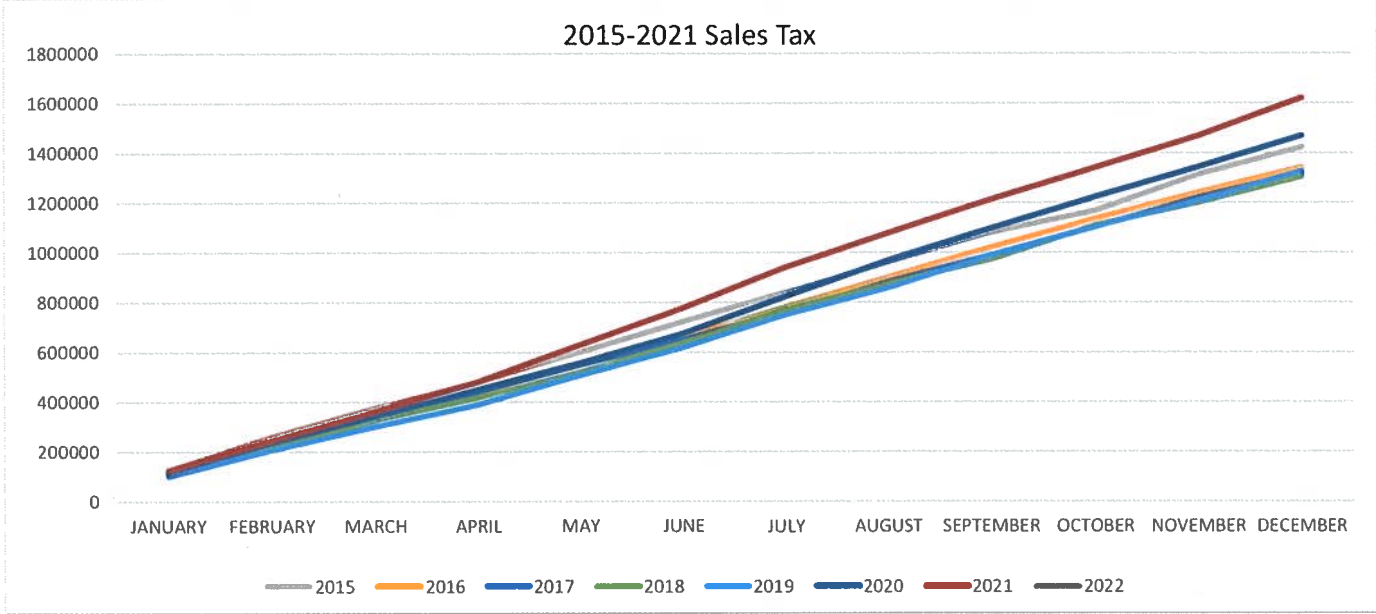
- A. Dream Big Grant Applications
- B. Little Red Schoolhouse Grant Application
- C. N. Hwy 14 Grant Application

3. ADJOURNMENT

NOTE: Background information is available for review in the office of the City Clerk prior to the meeting. The Public Comment section is to allow members of the public to address the Council on matters pertaining to any business within the scope of Council authority and not appearing on the Agenda. Kansas Statutes prohibit the Council from taking action on any item not appearing on the Agenda, except where an emergency is determined to exist.

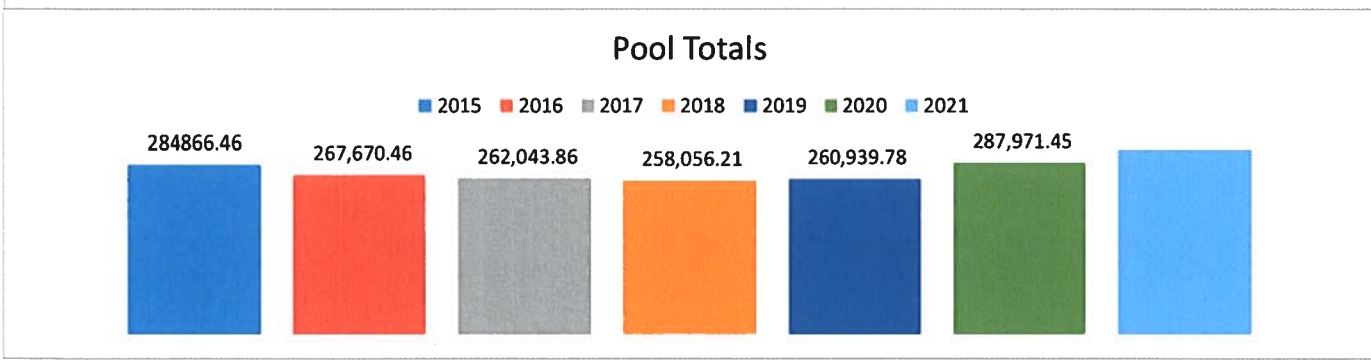
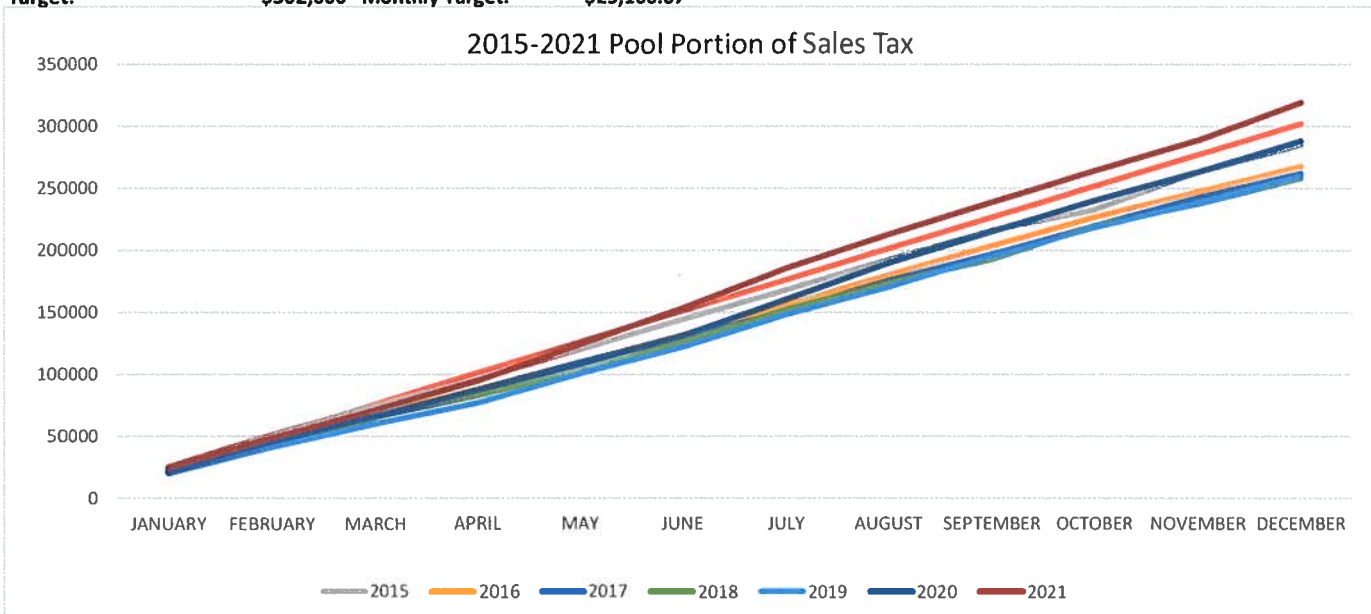
CITY OF БЕЛОIT SALES TAX REVENUE

	2015	2016	2017	2018	2019	2020	2021	2022
JANUARY	\$ 125,983.23	\$ 117,774.02	\$ 102,747.05	\$ 109,162.19	\$ 100,234.82	\$ 114,533.69	\$ 121,165.54	131,481.96
FEBRUARY	\$ 134,134.78	\$ 109,648.83	\$ 118,085.61	\$ 109,501.08	\$ 104,748.92	\$ 120,470.44	\$ 122,030.39	
MARCH	\$ 115,205.86	\$ 109,246.42	\$ 103,763.45	\$ 106,384.25	\$ 94,525.59	\$ 105,946.59	\$ 116,133.90	
APRIL	\$ 103,651.62	\$ 99,984.99	\$ 113,938.45	\$ 89,916.96	\$ 87,499.43	\$ 107,404.22	\$ 120,037.71	
MAY	\$ 121,941.32	\$ 113,426.40	\$ 109,437.07	\$ 104,627.60	\$ 119,176.31	\$ 106,176.29	\$ 149,100.11	
JUNE	\$ 122,286.55	\$ 109,101.67	\$ 102,372.18	\$ 115,972.71	\$ 111,186.28	\$ 119,138.56	\$ 148,834.07	
JULY	\$ 117,642.41	\$ 122,005.99	\$ 110,024.70	\$ 133,246.04	\$ 131,660.73	\$ 149,419.31	\$ 163,966.08	
AUGUST	\$ 120,715.96	\$ 120,558.69	\$ 121,068.11	\$ 106,519.70	\$ 110,232.51	\$ 146,183.48	\$ 138,654.45	
SEPTEMBER	\$ 118,541.72	\$ 117,954.54	\$ 107,033.90	\$ 97,207.55	\$ 128,919.86	\$ 128,278.77	\$ 132,884.68	
OCTOBER	\$ 88,173.61	\$ 114,790.42	\$ 114,683.22	\$ 136,175.60	\$ 115,689.81	\$ 126,946.36	\$ 127,971.01	
NOVEMBER	\$ 144,227.38	\$ 104,749.92	\$ 115,654.49	\$ 90,159.84	\$ 103,917.93	\$ 116,822.90	\$ 126,276.51	
DECEMBER	\$ 109,291.95	\$ 103,528.67	\$ 100,506.81	\$ 104,899.41	\$ 118,329.81	\$ 127,394.73	\$ 154,382.35	
	\$ 1,421,796.39	\$ 1,342,770.56	\$ 1,319,315.04	\$ 1,303,772.93	\$ 1,326,122.00	\$ 1,468,715.34	\$ 1,621,436.80	
Monthly Average	\$ 118,483.03	\$ 111,897.55	\$ 109,942.92	\$ 108,647.74	\$ 110,510.17	\$ 122,392.95	\$ 135,119.73	



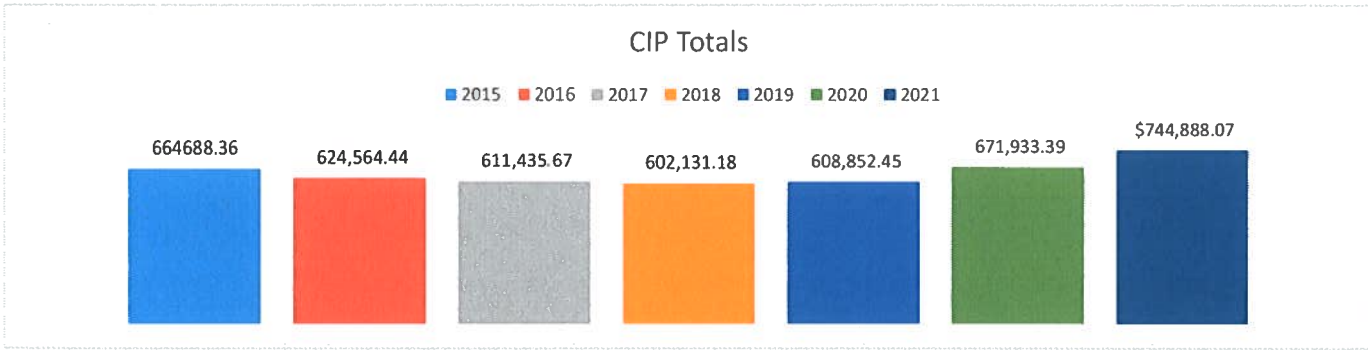
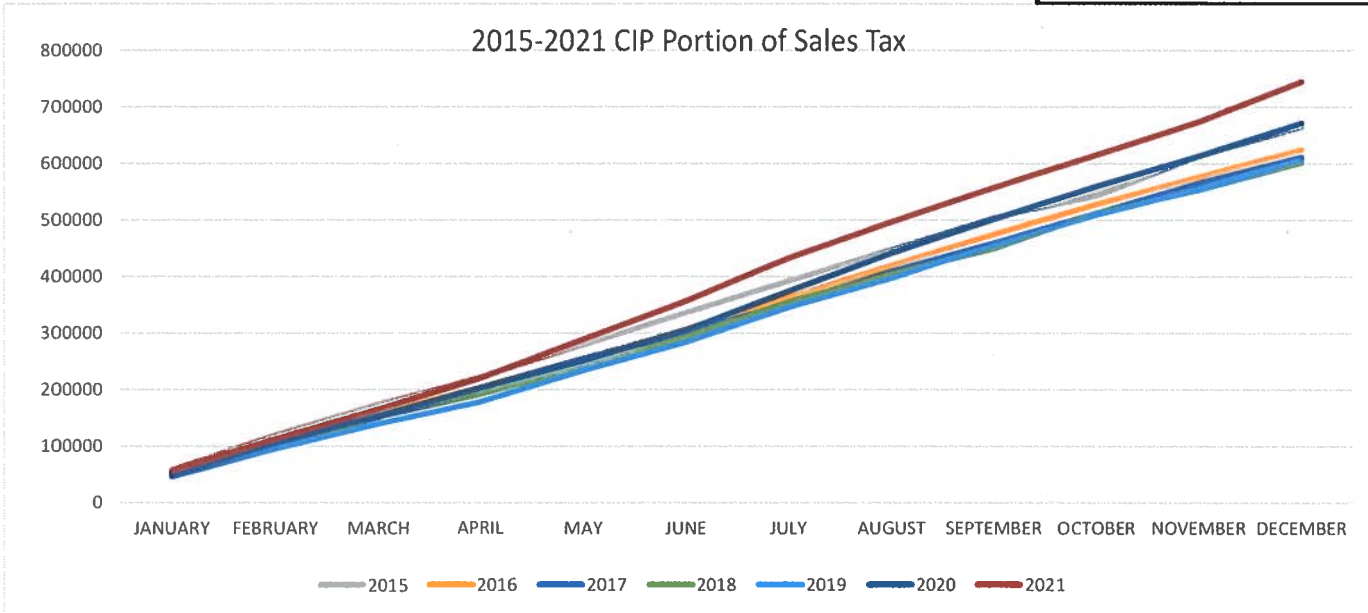
SALES TAX REVENUE- Pool

Pool Fund	2015	2016	2017	2018	2019	2020	2021	2022
JANUARY	\$ 25,430.95	\$ 23,544.13	\$ 20,489.41	\$ 21,874.28	\$ 19,644.46	\$ 21,474.97	\$ 23,845.38	\$ 25,875.65
FEBRUARY	\$ 25,891.76	\$ 21,744.87	\$ 22,991.91	\$ 21,843.41	\$ 20,890.34	\$ 23,348.15	\$ 24,015.58	
MARCH	\$ 23,302.95	\$ 22,070.58	\$ 20,807.49	\$ 21,064.45	\$ 19,065.28	\$ 20,911.79	\$ 22,855.15	
APRIL	\$ 20,683.05	\$ 20,161.00	\$ 22,472.92	\$ 17,497.90	\$ 16,862.80	\$ 20,997.83	\$ 23,623.42	
MAY	\$ 24,458.77	\$ 22,405.96	\$ 22,084.66	\$ 20,370.61	\$ 23,752.41	\$ 20,914.35	\$ 29,342.90	
JUNE	\$ 24,568.81	\$ 21,793.03	\$ 20,317.77	\$ 23,165.00	\$ 21,594.77	\$ 23,046.13	\$ 29,290.54	
JULY	\$ 23,665.05	\$ 24,270.94	\$ 21,748.58	\$ 26,524.77	\$ 26,380.17	\$ 29,629.30	\$ 32,268.52	
AUGUST	\$ 24,151.25	\$ 23,853.22	\$ 24,369.77	\$ 20,943.37	\$ 21,939.70	\$ 29,052.42	\$ 27,287.20	
SEPTEMBER	\$ 23,934.91	\$ 23,568.13	\$ 21,375.43	\$ 19,339.21	\$ 25,430.05	\$ 25,516.04	\$ 26,151.71	
OCTOBER	\$ 16,798.71	\$ 22,955.16	\$ 22,846.33	\$ 27,059.09	\$ 22,733.09	\$ 24,995.15	\$ 25,184.69	
NOVEMBER	\$ 29,992.95	\$ 20,623.78	\$ 22,792.35	\$ 17,475.09	\$ 19,809.78	\$ 23,001.89	\$ 24,851.22	
DECEMBER	\$ 21,987.30	\$ 20,679.66	\$ 19,747.24	\$ 20,899.03	\$ 22,836.93	\$ 25,083.43	\$ 30,382.45	
	\$ 284,866.46	\$ 267,670.46	\$ 262,043.86	\$ 258,056.21	\$ 260,939.78	\$ 287,971.45	\$ 319,098.76	
Monthly Avg.	\$ 23,738.87	\$ 22,305.87	\$ 21,836.99	\$ 21,504.68	\$ 21,744.98	\$ 23,997.62	\$ 26,591.56	
Target:	\$302,000	Monthly Target:	\$25,166.67					



SALES TAX REVENUE- CIP

CIP FUND	2015	2016	2017	2018	2019	2020	2021	2022
JANUARY	\$ 59,338.88	\$ 54,936.32	\$ 47,808.64	\$ 51,039.99	\$ 45,837.07	\$ 50,108.27	\$ 55,663.45	\$ 60,402.81
FEBRUARY	\$ 60,414.12	\$ 50,738.04	\$ 53,647.78	\$ 50,967.97	\$ 48,744.12	\$ 54,479.00	\$ 56,060.76	
MARCH	\$ 54,373.54	\$ 51,498.01	\$ 48,550.83	\$ 49,150.39	\$ 44,485.67	\$ 48,794.18	\$ 53,351.91	
APRIL	\$ 48,260.46	\$ 47,042.34	\$ 52,436.80	\$ 40,828.42	\$ 39,346.52	\$ 48,994.93	\$ 55,145.32	
MAY	\$ 57,070.45	\$ 52,280.59	\$ 51,530.89	\$ 47,531.43	\$ 55,415.28	\$ 48,800.14	\$ 68,496.59	
JUNE	\$ 57,327.21	\$ 50,850.42	\$ 47,408.13	\$ 54,051.67	\$ 50,387.81	\$ 53,774.32	\$ 68,374.37	
JULY	\$ 55,218.44	\$ 56,632.20	\$ 50,746.68	\$ 61,891.14	\$ 61,553.72	\$ 69,135.03	\$ 75,326.02	
AUGUST	\$ 56,352.91	\$ 55,657.51	\$ 56,862.79	\$ 48,867.85	\$ 51,192.62	\$ 67,788.97	\$ 63,697.85	
SEPTEMBER	\$ 55,848.13	\$ 54,992.29	\$ 49,875.99	\$ 45,124.84	\$ 59,336.78	\$ 59,537.42	\$ 61,047.22	
OCTOBER	\$ 39,196.98	\$ 53,562.03	\$ 53,308.11	\$ 63,137.87	\$ 53,043.87	\$ 58,322.03	\$ 58,789.88	
NOVEMBER	\$ 69,983.54	\$ 48,122.15	\$ 53,182.15	\$ 40,775.20	\$ 46,222.83	\$ 53,671.08	\$ 58,011.43	
DECEMBER	\$ 51,303.70	\$ 48,252.54	\$ 46,076.88	\$ 48,764.41	\$ 53,286.16	\$ 58,528.02	\$ 70,923.25	
	\$ 664,688.36	\$ 624,564.44	\$ 611,435.67	\$ 602,131.18	\$ 608,852.45	\$ 671,933.39	\$ 744,888.07	
Monthly Avg.	\$ 55,390.70	\$ 52,047.04	\$ 50,952.97	\$ 50,177.60	\$ 50,737.70	\$ 55,994.45	\$ 62,074.01	
						6 Year Average	\$ 643,967.53	



Jason- Thank You

Chautauqua Isle of Lights

%Ruth Bell 410 E. South St. Beloit, Ks 67420

January 2022

Thank you for helping with the Chautauqua Isle of Lights by being hosts. By the time we are ready to open on the Wednesday before Thanksgiving, the board members are very tired and do not really want to spend evenings by hosting. ~~We do divide up the nights and open the gates, turn on the lights, give instructions to our hosts, come back and turn the lights off, count the money, deposit and get the attendance sheets to Ruth. So we are still busy!~~

The calendar will be available as soon as you receive this letter so if you want to sign up now for next year you can do so by calling Bell Memorials at 738-2257. We appreciate Bell Memorials taking care of the calendar for us.

Our two hardest nights to fill are Christmas Eve and New Years Eve. If you are able to help at either of those times, we would appreciate it.

May you have a fantastic 2022 and we are hoping to see you next year!!!

Thank you

Chautauqua Isle of Lights board members

Michele, Ray, Charles, Barbara, Terry, Doug, Stan, Juanita, Carla, Glada, Carol, Roger, Madonna , Mardy & Ruth

REQUEST FOR COUNCIL ACTION

DATE: 2/2/2022

TITLE: Ordinance 2307- Ducks Unlimited Special Event Permit

ORIGINATING DEPARTMENT:

Administration

TYPE OF ACTION:

ORDINANCE

RESOLUTION

FORMAL ACTION

OTHER

RECOMMENDATION:

I recommend that the city council approve the Ducks Unlimited Special Event Permit Ordinance.

BACKGROUND:

FINANCIAL IMPACT:

OPTIONS:

DISCUSSION:

Respectfully submitted,
Jason Rabe
City Manager

ORDINANCE NO. 2307

AN ORDINANCE OF THE CITY OF BELOIT, KANSAS, DESIGNATING A SPECIAL EVENT AND GRANTING A SPECIAL EVENT PERMIT IN THE CITY OF BELOIT, KANSAS.

WHEREAS, Ducks Unlimited, 1 Waterfowl Way, Memphis, Tennessee, by and through its local Waconda Chapter, is planning a fundraising banquet on Saturday, March 5, 2022; and

WHEREAS, the Governing Body desires to allow this celebration in support of the local chapter of Ducks Unlimited; and

WHEREAS, K.S.A. 41-719 and 41-2645 allow for a city to designate a special event as a condition precedent to allowing the State of Kansas the discretion to issue temporary permits for the sale of alcohol or to allow the consumption of alcohol at a fundraising event; and

WHEREAS, the City of Beloit has been asked to make such designation as a prelude for business and individuals to request temporary permits from the State of Kansas for the sale and consumption of alcoholic liquor on public streets, alleys, sidewalks, roads or highways at special events as defined by K.S.A. 41-719(a)(2).

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

SECTION 1: The City of Beloit hereby designates the Ducks Unlimited fundraising banquet on March 5, 2022 as a special event in Beloit, Kansas. This special event will be for one day, March 5, 2022.

SECTION 2: This ordinance shall be in full force and effect from and after its passage and publication according to law.

PASSED and ADOPTED by the Governing Body and signed by the Mayor this 2nd day of February, 2022.

Tom Naasz, Mayor

ATTEST:

Amanda J. Lomax, City Clerk

REQUEST FOR COUNCIL ACTION

DATE: 2/2/2022

TITLE: Ordinance 2308 St John's Special Event Permit

ORIGINATING DEPARTMENT:

Administration

TYPE OF ACTION:

ORDINANCE

RESOLUTION

FORMAL ACTION

OTHER

RECOMMENDATION:

I recommend that the city council approve Ordinance 2308 St John's Special Event Permit.

BACKGROUND:

FINANCIAL IMPACT:

OPTIONS:

DISCUSSION:

Respectfully submitted,
Jason Rabe
City Manager

ORDINANCE NO. 2308

AN ORDINANCE OF THE CITY OF BELOIT, KANSAS, DESIGNATING A SPECIAL EVENT AND GRANTING A SPECIAL EVENT PERMIT IN THE CITY OF BELOIT, KANSAS.

WHEREAS, St John’s Catholic Church, 701 E Court Street, Beloit, Kansas, is planning a Spiritual Conference on Saturday, February 26th, 2022; and

WHEREAS, the Governing Body desires to allow this celebration in support of the St John’s Catholic Church; and

WHEREAS, K.S.A. 41-719 and 41-2645 allow for a city to designate a special event as a condition precedent to allowing the State of Kansas the discretion to issue temporary permits for the sale of alcohol or to allow the consumption of alcohol at a fundraising event; and

WHEREAS, the City of Beloit has been asked to make such designation as a prelude for business and individuals to request temporary permits from the State of Kansas for the sale and consumption of alcoholic liquor on public streets, alleys, sidewalks, roads or highways at special events as defined by K.S.A. 41-719(a)(2).

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

SECTION 1: The City of Beloit hereby designates the St John’s Catholic Church Spiritual Conference on February 26, 2022 as a special event in Beloit, Kansas. This special event will be for one day, February 26, 2022.

SECTION 2: This ordinance shall be in full force and effect from and after its passage and publication according to law.

PASSED and ADOPTED by the Governing Body and signed by the Mayor this 2nd day of February, 2022.

Tom Naasz, Mayor

ATTEST:

Amanda J. Lomax, City Clerk

REQUEST FOR COUNCIL ACTION

DATE: 2/2/2022

TITLE: Ordinance 2309 Waconda Struttin' Dusters Special Event Permit

ORIGINATING DEPARTMENT:

Administration

TYPE OF ACTION:

ORDINANCE

RESOLUTION

FORMAL ACTION

OTHER

RECOMMENDATION:

I recommend that the city council approve Ordinance 2307 Waconda Struttin' Dusters Special Event Permit.

BACKGROUND:

FINANCIAL IMPACT:

OPTIONS:

DISCUSSION:

Respectfully submitted,
Jason Rabe
City Manager

ORDINANCE NO. 2309

AN ORDINANCE OF THE CITY OF BELOIT, KANSAS, DESIGNATING A SPECIAL EVENT AND GRANTING A SPECIAL EVENT PERMIT IN THE CITY OF BELOIT, KANSAS.

WHEREAS, Waconda Struttin’ Dusters – National Wild Turkey Federation by and is planning a fundraising banquet on Saturday, March 19, 2022; and

WHEREAS, the Governing Body desires to allow this celebration in support of Waconda Struttin’ Dusters; and

WHEREAS, K.S.A. 41-719 and 41-2645 allow for a city to designate a special event as a condition precedent to allowing the State of Kansas the discretion to issue temporary permits for the sale of alcohol or to allow the consumption of alcohol at a fundraising event; and

WHEREAS, the City of Beloit has been asked to make such designation as a prelude for business and individuals to request temporary permits from the State of Kansas for the sale and consumption of alcoholic liquor on public streets, alleys, sidewalks, roads or highways at special events as defined by K.S.A. 41-719(a)(2).

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

SECTION 1: The City of Beloit hereby designates the Waconda Struttin’ Dusters fundraising banquet on March 19, 2022 as a special event in Beloit, Kansas. This special event will be for one day, March 19, 2022.

SECTION 2: This ordinance shall be in full force and effect from and after its passage and publication according to law.

PASSED and ADOPTED by the Governing Body and signed by the Mayor this 2nd day of February, 2022.

Tom Naasz, Mayor

ATTEST:

Amanda J. Lomax, City Clerk

REQUEST FOR COUNCIL ACTION

DATE: 2/2/2022

TITLE: Ordinance 2310- Designating Main Trafficways

ORIGINATING DEPARTMENT:

Administration

TYPE OF ACTION:

ORDINANCE

RESOLUTION

FORMAL ACTION

OTHER

RECOMMENDATION:

I recommend that the Council pass Ordinance 2310 designating N. Walnut/Gaylord/Hersey and 8th St. as main trafficways.

BACKGROUND:

For the purpose of potentially awarding a construction project and the subsequent issuance of GO Bonds, the project authorization passed by the council must designate the streets as main trafficways. The project scope of N. Walnut/Gaylord/N. Hersey and 8th St. easily meet this definition. This is the initial step that will allow the council to award the project and sell bonds to fund the project. If bids were to come in high, the council is still able to postpone the project- these actions just initiate the process.

FINANCIAL IMPACT:

This project will be funded by CIP sales tax dollars which were put in place to fund large capital projects like road improvements/rebuilds.

OPTIONS:

DISCUSSION:

Respectfully submitted,
Jason Rabe
City Manager

ORDINANCE NO. _____

**AN ORDINANCE DESIGNATING CERTAIN STREETS WITHIN THE CITY OF
BELOIT, KANSAS, AS MAIN TRAFFICWAYS.**

WHEREAS, K.S.A. 12-685 *et seq.* (the “Act”) provides that the governing body of any city is authorized and empowered to designate and establish, by ordinance, as a main trafficway, any existing or proposed street, boulevard, avenue or part thereof, within such city, the primary function of which is, or shall be, the movement of through traffic between areas of concentrated activity within the city or between such areas within the city and traffic facilities outside the city performing the function of a major trafficway; and such designation by the governing body shall be final and conclusive; and

WHEREAS, the governing body of the City of Beloit, Kansas (the “City”), hereby finds and determines that certain streets within the City should be designated and established as main trafficways as provided by and under the authority of the Act.

**THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF
BELOIT, KANSAS:**

Section 1. Designation. It is hereby authorized, ordered and directed, under the authority of the Act, that the streets hereinafter set forth located within the limits of the City are hereby designated and established as main trafficways:

Street Name
Hersey Avenue
Gaylord Street
North Walnut Street
8th Street

Section 2. Effective Date. This Ordinance shall take effect and be of force from and after its passage by the governing body of the City and publication in the official City newspaper.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

PASSED by the governing body of the City on February 2, 2022 and signed by the Mayor.

(SEAL)

Mayor

ATTEST:

Clerk

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said Ordinance was passed on February 2, 2022; that the record of the final vote on its passage is found on page ____ of journal ____; and that the Ordinance or a summary thereof was published in *The Beloit Call* on February 5, 2022.

DATED: February 5, 2022.

Clerk

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

(Published in *The Beloit Call* on February 5, 2022)

SUMMARY OF ORDINANCE NO. []

On February 2, 2022, the governing body of the City of Beloit, Kansas, passed an ordinance entitled:

**AN ORDINANCE DESIGNATING CERTAIN STREETS WITHIN
THE CITY OF BELOIT, KANSAS, AS MAIN TRAFFICWAYS.**

The Ordinance declares that certain streets located within the limits of the City (Hersey Avenue, Gaylord Street, North Walnut Street, 8th Street) are designated and established as main trafficways. A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk, 119 N Hersey Avenue, Beloit, KS 67420. A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at <https://www.beloitks.org/>.

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

DATED: February 2, 2022.

City Attorney

REQUEST FOR COUNCIL ACTION

DATE: 2/2/2022

TITLE: Res. 2022-3 Authorizing Main Trafficway and allow for GO Bond

ORIGINATING DEPARTMENT:

Administration

TYPE OF ACTION:

ORDINANCE

RESOLUTION

FORMAL ACTION

OTHER

RECOMMENDATION:

I recommend that the Council pass Resolution 2022-3 Authorizing the Main Trafficway Project, in this case the N. Walnut, Gaylord, N. Hersey, and 8th St. project, and utilizing GO Bonds as a funding source.

BACKGROUND:

This is another necessary step to bring this project to completion. It is basically the council acknowledging and authorizing the project and that the funding for the project will come from GO Bonds. Once we know we have good bids, we will move to the authorization of the sale of GO Bonds to fund the project. Again, if bids were to come in high, the council has only authorized the project and is not committed to awarding bids or the actual sale of bonds at this time.

FINANCIAL IMPACT:

This project will be funded by CIP sales tax dollars which were put in place to fund large capital projects like road improvements/rebuilds.

OPTIONS:

DISCUSSION:

Respectfully submitted,
Jason Rabe
City Manager

RESOLUTION NO. ____

A RESOLUTION AUTHORIZING THE IMPROVEMENT OR REIMPROVEMENT OF CERTAIN MAIN TRAFFICWAYS WITHIN THE CITY OF BELOIT, KANSAS; AND PROVIDING FOR THE PAYMENT OF THE COSTS THEREOF.

WHEREAS, K.S.A. 12-687 provides that the governing body of any city shall have the power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 *et seq.* (the “Act”), and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, building any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts and drainage, trafficway illumination, traffic control devices, pedestrian ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, the Act provides that all costs of improvements or reimprovements authorized thereunder, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, shall be paid by the city at large and may be funded, among others, by the issuance of general obligation bonds; and

WHEREAS, the governing body of the City of Beloit, Kansas (the “City”), has heretofore by Ordinance No. _____ designated certain streets within the City as main trafficways, as provided by and under the authority of the Act; and

WHEREAS, said governing body hereby finds and determines that it is necessary to improve or reimprove said main trafficways, and to provide for the payment of the costs thereof, all as provided by and under the authority of the Act.

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

Section 1. Project Authorization. It is hereby deemed and declared to be necessary to improve North Hersey Avenue, Gaylord Street, North Walnut Street, and East 8th Street in the City, such improvements consisting of the construction of a 3-lane concrete roadway section along North Hersey Avenue, Gaylord Street, and North Walnut Street and a 2-lane concrete roadway section along East 8th Street, with all necessary curb and gutter, storm sewer, sidewalk, pavement marking and seeding improvements appurtenant thereto (the “Project”), under the authority of the Act, in accordance with plans and specifications therefor prepared or approved by the City Engineer.

Section 2. Financing Authority. The estimated costs of the Project, including construction, engineering fees, acquisition of right-of-way and easements, contingencies and administrative expenses are \$2,583,084.50. The costs of the Project, interest on interim financing and associated financing costs shall be payable from the proceeds of general obligation bonds of the City issued under authority of the Act (the “Bonds”).

Section 3. Reimbursement. The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation § 1.150-2.

Section 4. Effective Date. This Resolution shall take effect and be in full force from and after its adoption by the governing body of the City.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

ADOPTED AND APPROVED by the governing body of the City of Beloit, Kansas, on February 2, 2022.

(Seal)

Mayor

ATTEST:

Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution No. _____ of the City of Beloit, Kansas adopted by the governing body on February 2, 2022 as the same appears of record in my office.

DATED: February 2, 2022.

Clerk

REQUEST FOR COUNCIL ACTION

DATE: 2/2/2022

TITLE: Isle of Lights Agreement

ORIGINATING DEPARTMENT:

Administration

TYPE OF ACTION:

ORDINANCE

RESOLUTION

FORMAL ACTION

OTHER

RECOMMENDATION:

I recommend that the city council approve the Isle of Lights Agreement for 2022-2023.

BACKGROUND:

Each year, the City of Beloit enters into an agreement with the Isle of Lights, Inc. to utilize Chautauqua and Thierolf Parks for the period from October 24th, 2022 to January 15th, 2023.

FINANCIAL IMPACT:

The City of Beloit covers the cost of electricity. Thanks to efforts by the Isle of Lights this usage has been lowered from 36,794 kW to 8,952 kW (2019). This is due to the extensive use of LED.

OPTIONS:

DISCUSSION:

Respectfully submitted,
Jason Rabe
City Manager

ISLE OF LIGHTS AGREEMENT

THIS AGREEMENT, made and entered into this 2nd day of February, 2022 by and between Chautauqua Isle of Lights, Inc., hereinafter referred to as "CILI", and the City of Beloit, Kansas, hereinafter referred to as "City".

WHEREAS, CILI desires to create a Seasonal Lighting Exhibition ("Exhibition") in the environs known as Chautauqua Park and Thierolf Park that will be for the benefit and enjoyment of Beloit area residents and visitors, and;

WHEREAS, CILI has requested the use of Chautauqua Park and Thierolf Park for purposes of a lighting Exhibition, and the electricity for the same from the City, which the City is willing to do to assist CILI in the Exhibition;

NOW THEREFORE, in consideration of the mutual promises, covenants and payments as set forth herein, the parties agree as follows:

1. Responsibility: CILI shall be solely responsible for the supervision, set up, and location of all displays of the Exhibition, consisting of fixtures, lights, decorative structures and other related items, including the seasonal theme, purpose or message of such Exhibition, whether owned by third parties or CILI.

2. Maintenance: Once exhibits are installed, CILI will be solely responsible for all safety issues involving said exhibits and all costs and expense associated with repairs, maintenance, light bulb replacement and other related cost of maintenance of displays or exhibits to keep them in good and safe working order and condition during the term of this agreement.

3. Electricity: City agrees to furnish electricity for the operation of the lighting portion of the Exhibition during the period that it is accessible to the public. City agrees that CILI will not pay for electricity that is consumed in the operation of said Exhibition.

4. Insurance: CILI agrees to obtain, pay for, and maintain comprehensive general liability insurance to cover the Exhibition for the period of time described in Section 13. The limits of insurance shall be not less than \$500,000 per occurrence, \$500,000 personal and/or advertising injury limit, \$1,000,000 products/completed operations aggregate and \$1,000,000 general aggregate, which will include claims for alleged violations of the U.S. and Kansas Constitutions, and pertinent federal and state court decisions. City shall be named as an additional insured on the policy. CILI agrees to indemnify and hold the City harmless for any and all claims, suits, actions, attorney fees, costs, including but not limited to the supervision, installation, maintenance, repairs, removal and related care of the Exhibition.

5. Set-up and Removal: City agrees to allow the Exhibition to be erected or otherwise installed in Chautauqua Park and Thierolf Park for the period described in Section 13. CILI agrees to be responsible for the scheduling and supervision of the Exhibition set-up and removal.

6. Closing of Chautauqua Park: City shall allow the gates to Chautauqua Park to be closed to public access during the term of this agreement, except for hours that the Exhibition is opened for public viewing. The gates to the entrance of Chautauqua Park shall be maintained by City, and said gates shall only be opened on a daily basis at the direction of CILI. CILI agrees that Chautauqua Park will be opened to the public only during times that direct supervision is available. CILI agrees to provide for persons to supervise the display during viewing hours. The City shall not be responsible for any damaged or destroyed items in the Exhibition.

7. Inspection of Display: CILI agrees to cause a daily inspection of the Exhibition to be conducted. Said inspection shall ensure that fixtures and display units are in good repair and pose no danger to personal vehicles and/or pedestrian traffic during viewing hours. Any condition that may pose a hazard to the public shall be repaired by CILI prior to the opening of the Exhibition for public viewing.

8. Donations: City allows CILI to accept donations at the entrance of Chautauqua Park. However, CILI agrees that no purchase shall be required, nor donation be demanded for admittance into the park during public viewing hours. CILI agrees to provide a report to the City relating to attendance and financial donations following completion of this agreement.

9. Weather: CILI understands that Chautauqua Park lies along the Solomon River. Should weather conditions cause flooding in the area of the park, the City retains the right to close the display from public access. Likewise, in the event of snowfall, the City retains the right to limit access to the park until roadways have been cleared of snow and/or ice to assure safe roadways.

10. Assignment or Lease: CILI shall not assign or lease any part of this agreement or any part of the Exhibition to any party without the prior written consent of the City.

11. Location of Exhibit: The location of the Exhibition shall be approved in advance by the City.

12. Violation of Terms: In the event CILI violates any of the terms of this agreement, the City at its option, may terminate it immediately without any liability.

13. Term: This agreement shall be in force from 12:01 a.m. on October 24, 2022 until 12:01 a.m. on January 15, 2023 and a possible similar term each year thereafter. Prior to March 1 of each year, CILI will notify the City of its desire to enter into another similar agreement for the next year.

IN WITNESS WHEREOF, the parties have hereto set their hands the day and year first above written.

CITY OF BELOIT, KANSAS

CHAUTAUQUA ISLE OF LIGHTS, INC.

By _____
Tom Naasz, Mayor

By _____
Michele Heidrick, President

ATTEST:

Amanda Lomax, City Clerk

REQUEST FOR COUNCIL ACTION

DATE: 2/2/2022

TITLE: KMEA Board of Directors

ORIGINATING DEPARTMENT:

Administration

TYPE OF ACTION:

ORDINANCE

RESOLUTION

FORMAL ACTION

OTHER

RECOMMENDATION:

I recommend that the Council appoint Manny Milbers as Director#2 voting delegating for the KMEA Board of Directors.

BACKGROUND:

The City of Beloit has been a member of KMEA for years and they provide valuable assistance to us. We have worked actively with them in regards to our recent power portfolio adjustments. The individuals appointed to the board could be anyone that meets the requirements, but it works best to have a staff member in the positions.

FINANCIAL IMPACT:

There is no financial impact with this item.

OPTIONS:

DISCUSSION:

Respectfully submitted,
Jason Rabe
City Manager



CERTIFICATE – DIRECTOR-2

KANSAS MUNICIPAL ENERGY AGENCY BOARD OF DIRECTORS

This certificate duly documents the appointment of a **Director-2** to serve on the Board of Directors of the Kansas Municipal Energy Agency (KMEA) as provided for in Article V, Section 5.1 of KMEA's Bylaws.

I, the undersigned City Clerk of the City of Beloit, Kansas, a member of KMEA, do hereby certify that at a meeting of the City Governing Body duly held on the 2nd day of February, 2022; and

Name:	<u>Manny Milbers</u>	Title:	<u>Power Plant Superintendent</u>	
Address:	<u>119 N. Hersey Ave.</u>			
City:	<u>Beloit</u>	State:	<u>KS</u>	Zip Code: <u>67420</u>
Office Phone:	<u>785-534-3439</u>	Cell Phone:	_____	Fax: _____
Email Address:	<u>beloitpp@nckcn.com</u>			

who (a) resides within the territory served by the City's electric utility; or (b) is an employee of the City, was appointed to serve on the KMEA Board of Directors for a two-year term beginning May 1, 2022 and expiring April 30, 2024.

I further certify that the foregoing appointment is reflected in the official Minutes of the Governing Body of the City for the meeting on the date indicated above.

This certificate is given this 2nd day of February, 2022.

City Clerk

Beloit, Kansas

EXCERPT OF BYLAWS OF KANSAS MUNICIPAL ENERGY AGENCY
ARTICLE V
BOARD OF DIRECTORS

Section 5.1. Selection of Directors. The property and business of the Agency shall be managed by the Board of Directors of the Agency. The Board of Directors shall consist of two (2) Directors for each Member, provided that there shall be not less than seven (7) Directors. The Directors shall be selected by the governing bodies of the Members. In the event that the number of Members is less than seven (7), each Member shall be represented by the number of Directors which would constitute a Board of Directors of not less than seven (7) Members, provided that each Member shall select the same number of Directors. Each Member must designate the two (2) Directors as "Director-1" and "Director-2".

The term of each Director shall be for a period of two (2) years except that the initial term of a number equal to one half of the Directors, comprised of those individuals designated as Director-2, shall be selected to a term of one (1) year. **Any Director selected by a Member may be removed at any time by the Member selecting the Director. Each Director so selected shall (a) reside within the territory served by the electric utility of the selecting Member; or (b) be an employee of the selecting Member. Each Director shall meet all other requirements of the Act and the Agreement.** Any such selection (other than a replacement selection) shall occur prior to the annual meeting of the Agency. Written evidence of selection shall be forwarded by the City Clerk or other authorized official of the Member to the Agency in writing prior to the annual meeting. Each Director shall continue in office until a successor is selected in accordance with this *Article V*.

Section 5.2. Voting Powers. Each Member shall be entitled to one Director vote on the Board of Directors which shall be equal to the vote of every other Member. Such vote shall be cast on behalf of the Member by Director-1 of such Member, if present; if such Director-1 is not present then by Director-2. Other than actions required in *Article XII* hereof, all actions of the Board of Directors shall be made upon affirmative vote of a majority of the Directors entitled to vote and voting on such action.

Section 5.3. Compensation. Except as may be specifically authorized by the Board of Directors, no Director shall receive payment from the Agency for any time spent in attending meetings of the Board of Directors or otherwise conducting business of the Agency. To the extent that funds are available, the Board of Directors, the Executive Committee, or the General Manager may authorize payment of expenses for travel in connection with the business of the Agency for other than meetings of the Board of Directors pursuant to the Act.

Section 5.4. Vacancies. In the event of a vacancy on the Board of Directors the appropriate Member shall select an individual to fill such vacancy for the remainder of the term in accordance with the same procedure as set forth for the selection of the initial Director. Written evidence of selection shall be provided to the Agency before voting privileges will take effect.

Section 5.5. Removal or Resignation. A Director may be removed only by the governing body of the Member selecting such Director. Any Director may resign by providing notice to the governing body of the Member the Director represents. The governing body shall certify to the Agency such removal or resignation of a Director.

Section 5.6. Successor Director. Upon removal or resignation of a Director, a successor Director will be selected by the governing body in the same manner as the original Director was selected, and the successor Director will be certified by the governing body to the Agency in the same manner as the original Director was certified. The successor Director shall serve for the remainder of the unexpired term of the original Director, subject to the rights of the governing body and such successor Director under *Section 5.5* of these Bylaws.

Section 5.7. Alternates. Each Member shall designate an Alternate or Alternates for the Director in the same manner as the Directors are designated. In the event any Director is unable to attend a meeting, any duly appointed Alternate may substitute at the meeting of the Board of Directors for such Director. The Member shall provide the Agency with written notification of the selection of such Alternate or Alternates. In the event neither Director designated by the Member is present, the Alternate may vote on behalf of such Member unless the governing body of the Member has specifically prohibited the Alternate from voting on the Member's behalf. If more than one Alternate is designated by the Member, the governing body shall specify in its designation the order in which the Alternates shall have voting rights on behalf of the Member.

COUNCIL MEMO

DATE: 2/2/2022

SUBJECT: Work Session Memo

ORIGINATING DEPARTMENT: Administration

DISCUSSION:

Presentations will be made about two potential grant pursuits by two different groups in town that will bring some exciting projects to our community.

A presentation will be made regarding a Little Red School House grant application that will update billboard signs and provide for a walking tour of the site similar in concept to the Waconda Springs Replica.

A brief presentation will be made about a CCLIP application to pursue funding from KDOT to finish the N. Hwy 14 project.

Respectfully submitted,
Jason Rabe
City Manager