

**CITY OF CHERRYVALE  
MEETING OF THE CITY COUNCIL  
REGULAR MEETING**

**June 6, 2016**

**7:00 PM**

*Working for a better tomorrow... today.*

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**ORDER OF BUSINESS**

**CALL MEETING TO ORDER**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**COMMITTEE & BOARD REPORTS**

**A. COMMUNITY CENTER ADVISORY BOARD**

1. Minutes from 4-21-16 (Approved)

**RECOMMENDED ACTION:** Receive and File

**B. CHERRYVALE LIBRARY BOARD**

1. Minutes from 4-13-16 (Approved)

**RECOMMENDED ACTION:** Receive and File

**NEW COUNCIL BUSINESS**

**A. BID REVIEW & SELECTION OF CONTRACTOR FOR SIDEWALK PROJECT**

Presented by Joel Pile, City Administrator

**RECOMMENDED ACTION:** Receive bids and award contract to lowest qualified bidder (Bindewald & Associates for an amount not to exceed \$245,587.50); authorize the Mayor to sign the Notice of Award and Construction Agreement.

**B. DISCUSSION REGARDING SERVER REPLACEMENT**

Presented by Joel Pile, City Administrator

**RECOMMENDED ACTION:** Motion to approve purchase & replacement of server as specified in quote from Higher Calling Technologies for an amount not to exceed \$20,920.

**C. CONSENT AGENDA**

Presented by John Wright, Mayor

**RECOMMENDED ACTION:** Approve the consent agenda as presented.

1. Appropriations and Payroll Ord. No. 16-05-20: \$29,770.28
  - a. Approval of Purchases over \$5,000

i. Blue Cross Blue Shield	\$13,332.33
ii. Republic Services	\$8,024.82
iii. People's State Bank (FICA)	\$8,413.13
2. Appropriations and Payroll Ord. No. 16-06-03:	\$36,460.16
a. Approval of Purchases over \$5,000	
i. Gilmore and Bell, PC	\$18,000.00
ii. Public Wholesale Water	\$24,333.33
iii. Transystems Corp.	\$7,940.88
iv. People's State Bank (FICA)	\$7,546.09
3. Appointment of Mr. James Hogben to Cherryvale Planning Commission	
4. Approval of the minutes for May 16, 2016 Regular Meeting	
5. Adoption of Civil Rights/Fair Housing Policy	

### **DEPARTMENT HEAD REPORTS**

1. City Clerk Hillary Lawrence
2. Public Works Director Wade Webber
3. Police Chief Perry Lambert
4. Fire Chief Jesse Reed

### **INFORMATIONAL ITEMS**

1. Next Regular City Council Meeting June 20, 2016
2. Yard of the Month- May

### **ADJOURNMENT**

**AGENDA  
CITY OF CHERRYVALE  
COMMUNITY CENTER ADVISORY BOARD  
April 21, 2016  
1:30 P.M.**

**CALL TO ORDER**

The meeting was called to order by Vice-Chairwoman Janet Plumley at 1:34pm.

**ROLL CALL**

Present: Vice-Chairwoman Janet Plumley, Board Member Brad Hugo, Board Member Sylvia Shaffer, City Clerk Hillary Lawrence, Donna Ceyela (Montgomery County Chronicle).

**CONSIDERATION OF MINUTES – March 10, 2016 Regular Meeting**

A motion was made by Board Member Hugo, seconded by Board Member Plumley to approve the minutes as presented. Motion passed 3/0.

**PUBLIC FORUM**

None

**BOARD COMMENTS**

**Chairwoman Carol Staton-** absent

**Vice-Chairwoman Janet Plumley-** none

**Board Member John Barnett-** absent

**Board Member Brad Hugo-** none

**Board Member Sylvia Shaffer-** Mr. Pile stated that the Community Center Advisory Board would be notified of events held at the community center. Upset that the board was not notified about After-Prom.

**AGENDA ITEMS**

**1. Fund Raisers**

No action taken.

**2. Reverse Mortgages- April 28<sup>th</sup>**

No action taken.

**ADJOURNMENT**

A motion was made by Board Member Shaffer, seconded by Board Member Hugo to adjourn at 2:05pm. Motion passed 3/0.

**Cherryvale Public Library Board of Trustees**  
**Cherryvale Public Library**  
**April 13, 2016**  
**6:00 PM**  
**Location: Cherryvale Public Library**

The March meeting of the Cherryvale Public Library Board of Trustees was called to order at 6:05 pm by Board President Misty Humaciu.

Those present were President Misty Humaciu, Library Director April Read, Secretary Jayne Mattix, Treasurer, Bethel Rose, and Sharon Hicks. Terry Clifton was an observing guest.

It was moved by Jayne to accept the Consent Agenda and seconded by Sharon, motion passed.

**Old Business**

**A. *Cherry Blossom Festival***

Board members decided unanimously to not participate in the event.

**B. *Trustee Search Continues***- April will place information in the newspaper.

**New Business**

**A. *Budget Workshop for FY2017***-A spreadsheet of the budget was shared with board members to show the income and proposed outgo of monies for the coming year. It was moved by Jayne and seconded by Bethel to send \$1752.70 to KPERS to make us current with payments for the 2016 year.

**B. *SEKLS Annual Meeting Registration***: Jayne, Bethel, Misty, Tammy and April will attend this annual meeting in Iola on June 3. Meeting is mandatory for continued funding.

**C. *Cherry Blossom Festival Booth/Fundraiser Plans*** - This event will be May 7. Tabled until the April meeting.

**D. *Fundraiser Ideas and Dates***: The Pizza Hut fundraiser went well, so we will consider doing it again in 3 months. The "Chair-ish Your Library" will be a fall event.

**Reports**: See Library Director Report

**Announcements**: For board members information-The Basic Computer Class has been a hit!! As well as the "Grown Up Busy Hands" days.

**Adjournment**: Jayne moved that the meeting be adjourned and seconded by Sharon at 7:45 p.m.. Motion passed.

Submitted by Jayne Mattix, Library Board of Trustee Secretary

# CITY COUNCIL ACTION REPORT

**Proposed Agenda Date:** June 6, 2016

**Subject:** 2016 CDBG Sidewalk Project (2<sup>nd</sup> Bidding)

**Guest:** None

**Background:** The City has secured a Community Development Block Grant to construct sidewalk in an area generally bounded by Carson Street from Main Street to 7<sup>th</sup> Street; along 6<sup>th</sup> Street from Carson Street to Liberty. Bids were opened March 17, 2016 at City Hall. During the March 21, 2016 meeting the governing body selected the bid from RFB Construction (\$258,669) and authorized the execution of a construction agreement. On April 18, 2016, Deborah Beachner of RFB Construction submitted a formal request withdrawing their bid on the project due to “some mistakes”. The project was re-advertised for bid on May 3, 2106.

**Financial Consideration:** The project has an estimated cost of \$451,998.75, the grant award was \$350,000. Any cost above the grant award amount of \$350,000 is 100% the financial responsibility of the City. There were a total of 3 bids which were opened during the “second” round of bidding on May 26, 2016. The lowest qualified bidder was Bindewald & Associates with a bid of \$245,587.50. Construction engineering, inspection and grant administration costs are \$105,000 making the total estimated project cost (assuming the selection of Bindewald) of \$355,000.

**Legal Consideration:** The City has reserved the right to reject and/or refuse any and all bids.

**Policy Consideration:** None

*BID TAB FROM MAY 26<sup>th</sup>*

BIDDER NAME	BID AMOUNT
<i>TranSystems (Engineers Estimate)</i>	<i>\$330,000.00</i>
<b>Bindewald &amp; Associates</b>	<b>\$245,587.50</b>
<b>B&amp;B Bridge Company, LLC</b>	<b>\$426,837.69</b>
<b>Mission Construction, Co.</b>	<b>\$365,949.00</b>

**Recommendation:** Review submitted bids and award the sidewalk contract to the lowest qualified bidder (Bindewald & Associates for an amount not to exceed \$245,587.50).

BID.....00301

PROPOSAL of B+B BRIDGE COMPANY, LLC

hereinafter referred to as BIDDER,

- \* a corporation arranged under the laws of the State of Kansas
- \* a partnership consisting of
- \* an individual d/b/a

TO: The City of Cherryvale, Kansas, referred to as OWNER,

In response to your Invitation to Bid and having carefully examined the drawings, specifications, related contract documents, all addenda thereto, the project site and conditions related thereto, the BIDDER hereby proposes to perform all work for Cherryvale CDBG Sidewalk Project P125150010 in strict accordance with these Contract Documents, within the period(s) of time set out herein, and for the price(s), stated hereinafter.

By submission of this Bid, BIDDER certifies, and in the case of a joint Bid, each party thereto certifies as to his own organization, that this Bid has been arrived at independently without consultation, communication, agreement, collusion, or understanding with any other Bidder submitting a Bid for this Project.

BIDDER hereby agrees that if this Bid is accepted, BIDDER will, within fourteen (14) consecutive calendar days, after the date of Notice of Award, enter into an Agreement of form attached herein, and will at that time deliver to the Owner the prescribed Performance Bond, Payment Bond, Insurance Certificates, and all other documents as required in these documents.

As bid security, BIDDER provides herewith, \*Bid Bond, \*Cashier's check, \*Certified check, in the amount of five percent (5%) of the total bid amount, to become the property of the Owner as liquidated damages without condition, at the Owner's option in the event the BIDDER fails to enter into an Agreement, and/or deliver the Bonds and other contract documents within the period of time herein previously established. BIDDER agrees to provide to the Owner, the certificates of insurance specified in these Documents, and to maintain the scope of insurance throughout the term of the Agreement.

BIDDER, in submitting this Bid, agrees to commence work under the Agreement on or before a date to be specified in the Notice to Proceed and to complete the Agreement by the calendar completion date as stated in the agreement. BIDDER acknowledges understanding of terms for liquidated damages as provided by Section 15 of the General Conditions, and agrees to pay liquidated damages in the amount(s) and by the term(s) established in the Agreement, without condition or recourse.

BIDDER acknowledges receipt of the following ADDENDA:

<u>NO.</u>	<u>DATE</u>
<u>NONE</u>	_____
_____	_____
_____	_____
_____	_____

## BID SCHEDULE

Bid Prices shall be written in both word and numerals. In case of discrepancy, the bid price as written in words shall govern. Bidder understands and acknowledges in offering this Bid that the bid price in the Bid Schedule represents a summary price of all major items of construction required for the proposed work. Bidder further assures and acknowledges that each unit or lump sum bid price includes the cost of all adjacent, incidental, related, and companion items which are shown on the drawings, called for in the specifications, or otherwise necessary to provide a complete and functioning facility.

The OWNER reserves the right to increase, decrease, or delete from the Project quantities of work at the Unit Bid Price or Lump Sum Price in order to bring the total contract price to the budgeted project expenditures.

### BID (PARTICIPATING)

<u>Item No.</u>	<u>Units</u>	<u>Prices Written in Words</u>	<u>Dollars Cents</u>	<u>Dollars Cents</u>
1-1	1 LS	Mobilization Complete & in Place <u>Twenty Five</u> <u>Thousand + No Cents</u> /LS <i>Dollars</i>	<u>\$ 25,000.00</u>	<u>\$ 25,000.00</u>
1-2	1 LS	Site Clearing & Restoration Complete and in Place <u>Two Thousand Five Hundred</u> <u>+ No Cents</u> /LS <i>Dollars</i>	<u>\$ 2,500.00</u>	<u>\$ 2,500.00</u>
1-3	216 CY	Rock Excavation Complete and in <i>Dollars</i> Place <u>Fifty + No Cents</u> /CY	<u>\$ 50.00</u>	<u>\$ 10,800.00</u>
1-4	837 CY	Common Excavation Complete and in <i>Dollars</i> Place <u>Twenty + No Cents</u> /CY	<u>\$ 20.00</u>	<u>\$ 16,740.00</u>
1-5	137 CY	Topsoil Complete and in <i>Dollars</i> Place <u>Thirty + No Cents</u> /CY	<u>\$ 30.00</u>	<u>\$ 4,110.00</u>
1-6	10 EA	Tree Removal Complete and in Place <u>Seven Hundred Fifty</u> <u>+ No Cents</u> /EA <i>Dollars</i>	<u>\$ 750.00</u>	<u>\$ 7,500.00</u>
1-7	1775 LF	Curb and Gutter, Combined (AE) Complete and in <i>Dollars</i> Place <u>Thirty Three +</u> <u>No Cents</u> /LF	<u>\$ 33.00</u>	<u>\$ 58,575.00</u>

1-8	3084	SY	Aggregate Base (AB-3)(4") Complete and in Place <u>Twelve Dollars +</u> <u>No Cents</u> /SY	\$ <u>12.00</u>	\$ <u>37,008.00</u>
1-9	559	SY	Aggregate Base (AB-3)(6") Complete and in Place <u>Eighteen Dollars +</u> <u>No Cents</u> /SY	\$ <u>18.00</u>	\$ <u>10,062.00</u>
1-10	2262	SY	Sidewalk Construction (4")(AE) Complete and in Place <u>Fifty Dollars +</u> <u>No Cents</u> /SY	\$ <u>50.00</u>	\$ <u>113,100.00</u>
1-11	115	SY	Sidewalk Construction (6")(AE) Complete and in Place <u>Sixty Dollars +</u> <u>No Cents</u> /SY	\$ <u>60.00</u>	\$ <u>6,900.00</u>
1-12	27	SY	Sidewalk Construction (8")(AE) Complete and in Place <u>One Hundred Dollars</u> <u>+ No Cents</u> /SY	\$ <u>100.00</u>	\$ <u>2,700.00</u>
1-13	281	SY	Sidewalk Ramps Complete and in Place <u>Two Hundred Eighteen</u> <u>Dollars + No Cents</u> /SY	\$ <u>218.00</u>	\$ <u>61,258.00</u>
1-14	340	SY	Concrete Pavement (6" Uniform)(AE) Complete and in Place <u>Fifty Five Dollars</u> <u>+ No Cents</u> /SY	\$ <u>55.00</u>	\$ <u>18,700.00</u>
1-15	127	SY	Concrete Pavement (8" Uniform)(AE) Complete and in Place <u>Sixty Six Dollars</u> <u>+ No Cents</u> /SY	\$ <u>66.00</u>	\$ <u>8,382.00</u>
1-16	44	LF	Storm Sewer (15")(RCP) Complete and in Place <u>Fifty Dollars + No Cents</u> /LF	\$ <u>50.00</u>	\$ <u>2,200.00</u>
1-17	3	EA	End Section (15")(RC) Complete and in Place <u>Five Hundred Dollars</u> <u>+ No Cents</u> /EA	\$ <u>500.00</u>	\$ <u>1,500.00</u>
1-18	1	EA	Concrete Collar Complete and in Place <u>Four Hundred Dollars</u> <u>+ No Cents</u> /EA	\$ <u>400.00</u>	\$ <u>400.00</u>



1-19	1	EA	Manhole (Reinforced Concrete) Complete and in Place <u>Three Thousand Two</u> <u>Hundred Dollars + No Cents</u> /EA	\$ <u>3,200.00</u>	\$ <u>3,200.00</u>
1-20	197	SF	Retaining Wall Complete and in Place <u>Eighty Three Dollars +</u> <u>Sixty Six Cents</u> /SF	\$ <u>83.77</u>	\$ <u>16,502.89</u>
1-21	1	EA	Project Sign Complete and in Place <u>One Thousand Two</u> <u>Hundred Dollars + No</u> Cents /EA	\$ <u>1,200.00</u>	\$ <u>1,200.00</u>
1-22	1	LS	Seeding Complete and in Place <u>Four Thousand Five Hundred</u> <u>Dollars + No Cents</u> /LS	\$ <u>4,500.00</u>	\$ <u>4,500.00</u>
1-23	1	LS	Sign (Remove and Reset) Complete and in Place <u>One Thousand Dollars</u> <u>+ No Cents</u> /LS	\$ <u>1,000.00</u>	\$ <u>1,000.00</u>
1-24	1	LS	Traffic Control Complete and in Place <u>One Thousand Five Hundred</u> <u>Dollars + No Cents</u> /LS	\$ <u>1,500.00</u>	\$ <u>1,500.00</u>
1-25	1	LS	Transportation of Excavated Material Complete and in Place <u>Five Thousand Dollars</u> <u>+ No Cents</u> /LS	\$ <u>5,000.00</u>	\$ <u>5,000.00</u>
1-26	1	LS	Temporary Erosion Control Complete and in Place <u>Four Thousand Dollars</u> <u>+ No Cents</u> /LS	\$ <u>4,000.00</u>	\$ <u>4,000.00</u>
1-27	1	LS	Temporary Seeding Complete and in Place <u>Two Thousand Five</u> <u>Hundred Dollars +</u> No Cents /LS	\$ <u>2,500.00</u>	\$ <u>2,500.00</u>

Total Bid Amount, Cherryvale CDBG Sidewalk Project P125150010, Cherryvale, Kansas

Four Hundred Twenty Six Thousand Eight Hundred Dollars (\$ 426,837.89 )  
Thirty Seven Dollars & Sixty Nine Cents

Amounts are to be shown in both words and figures. In case of discrepancy, the amounts written in words will govern.

BIDDER understands and acknowledges that the bid items shown in this proposal represent a summary of all major components of construction required; and is set forth to facilitate the comparison of bids; and to provide a basis for any future negotiations that may be necessary.

BIDDER further understands and acknowledges that the bids on the different items on the Bid Schedule must be balanced within reasonable limits.

Respectfully submitted,

ATTEST Andy Beachner  
Randy Beachner  
By

MANAGING MEMBER  
Title

B+B BRIDGE COMPANY, LLC  
Name of Contractor

PO BOX 38

ST. PAUL, KANSAS 66771  
Address (Including Zip Code)

(SEAL)  
(If Bid is a Corporation)

**BID BOND**

**00409**

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned, B & B Bridge Company, LLC, as Principal  
and 4. Western Surety Company as Surety, are hereby  
held and firmly bound unto The City of Cherrvale, Kansas, as OWNER, in the penal sum of \_\_\_\_\_  
Five Percent of Amount Bid (5%)

for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves,  
successors and assigns.

Signed this 26th day of May, 2016.

The Condition of the above obligation is such that whereas the principal has submitted to The City  
of Cherrvale, Kansas, a certain BID, attached hereto and hereby made a part hereof to enter into a  
contract in writing, for the construction of Cherryvale CDBG Sidewalk Project P125150010 NOW,  
THEREFORE,

- (a) If said BID shall be rejected,
- (b) If said BID shall be accepted and the Principal shall execute and deliver a contract in the  
Form of Contract attached hereto (properly completed in accordance with said BID) and  
shall furnish BONDS for his faithful performance of said contract, and for the payment of all  
persons performing labor or furnishing materials in connection therewith, and shall in all  
other respects perform the agreement created by the acceptance of said BID,

then this obligation shall be void, otherwise the same shall remain in force and effect; it being expressly  
understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event,  
exceed the penal amount of this obligation as herein stated.

The surety, for value received, hereby stipulates and agrees that the obligations of said Surety and  
its BOND shall be in no way impaired or affected by any extension of the time within which the OWNER  
may accept such BID; and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, the Principal and Surety have hereunto set their hands and seals, and  
such of them as are corporations have caused their corporate seals to be hereto affixed and these  
presents to be signed by their proper officers, the day and year first set forth above.

B & B Bridge Company, LLC, PO Box 387 Saint Paul, KS 66771

Randy Beachner (U.S.)  
Principal

Western Surety Company  
333 S. Wabash Avenue, Chicago, IL 60604  
Surety

By: Kelly E. Kimmel  
Kelly E. Kimmel, Attorney-in-Fact

IMPORTANT - Surety companies executing BONDS must appear on the Treasury Department's most  
current list (Circular 570 as amended) and be authorized to transact business in the state where the  
project is located.

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**S Mark Wilkerson, Morgan Dewey, Debra L Walz, Carolyn J Johnson, Kelly E Kimmel, Candice A Baldwin, Monica F Donatelli, Individually**

of Overland Park, KS, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

### - In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 22nd day of April, 2016.



WESTERN SURETY COMPANY

*Paul T. Bruflat*

Paul T. Bruflat, Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 22nd day of April, 2016, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal, that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
June 23, 2021



*J. Mohr*

J. Mohr, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 26th day of May, 2016.



WESTERN SURETY COMPANY

*L. Nelson*

L. Nelson, Assistant Secretary



TranSystems

115 S. Sixth Street  
Suite B  
Independence, KS 67301  
Tel 620 331 3999  
Fax 620 331 4082  
[www.transystems.com](http://www.transystems.com)

May 26, 2016

City of Cherryvale  
Joel Pile  
123 W. Main  
Cherryvale, Kansas 67335

RE: Cherryvale CDBG Sidewalk Project Rebid

Dear Mr. Pile:

Bids for this project rebid were received on May 26, 2016 at the City Offices in Cherryvale. We received 3 bids for this project.

We have reviewed the bids and it is our recommendation that the City accept the bid submitted by Bindewald & Associates, LLC. of Slidell, Louisiana for the amount of \$245,587.50.

Sincerely,

A handwritten signature in blue ink that reads "Michael D. Bailey".

Michael D. Bailey, PE  
Project Manager



**Project Letting Construction Cost**  
**Project No. P125150010**  
**City of Cherryvale**  
**Cherryvale CDBG Sidewalk Project**  
**6th Street, Carson Street to Liberty Street**  
**Carson Street, Main Street to 7th Street**

**Engineers Estimate- Project Rebid**

ITEM NO.	PARTICIPATING BID ITEM	UNIT	UNIT BID PRICE	QUANTITY	COST
1	Mobilization	LSUM	\$10,600.00	1.0	\$ 10,600.00
2	Site Clearing & Restoration	LSUM	\$4,770.00	1.0	\$ 4,770.00
3	Rock Excavation	C.Y.	\$31.80	216.0	\$ 6,868.80
4	Common Excavation	C.Y.	\$10.60	837.0	\$ 8,872.20
5	Topsoil	C.Y.	\$17.49	137.0	\$ 2,396.13
6	Tree Removal	EACH	\$795.00	10.0	\$ 7,950.00
7	Curb & Gutter, Combined (AE)	L.F.	\$23.32	1775.0	\$ 41,393.00
8	Aggregate Base (AB-3)(4")	S.Y.	\$7.42	3084.0	\$ 22,883.28
9	Aggregate Base (AB-3)(6")	S.Y.	\$9.54	559.0	\$ 5,332.86
10	Sidewalk Construction (4")(AE)	S.Y.	\$42.40	2262.0	\$ 95,908.80
11	Sidewalk Construction (6")(AE)	S.Y.	\$53.00	115.0	\$ 6,095.00
12	Sidewalk Construction (8")(AE)	S.Y.	\$63.60	27.0	\$ 1,717.20
13	Sidewalk Ramp	S.Y.	\$164.30	281.0	\$ 46,168.30
14	Concrete Pavement (6" Uniform)(AE)	S.Y.	\$58.30	340.0	\$ 19,822.00
15	Concrete Pavement (8" Uniform)(AE)	S.Y.	\$68.90	127.0	\$ 8,750.30
16	Storm Sewer (15") (RCP)	L.F.	\$50.88	44.0	\$ 2,238.72
17	End Section (15") (RC)	EACH	\$530.00	3.0	\$ 1,590.00
18	Concrete Collar	EACH	\$530.00	1.0	\$ 530.00
19	Manhole (Reinforced Concrete)	EACH	\$3,180.00	1.0	\$ 3,180.00
20	Retaining Wall	S.F.	\$63.60	197.0	\$ 12,529.20
21	Project Sign	EACH	\$1,060.00	1.0	\$ 1,060.00
22	Seeding	LSUM	\$5,300.00	1.0	\$ 5,300.00
23	Sign (Remove and Reset)	LSUM	\$848.00	1.0	\$ 848.00
24	Traffic Control	LSUM	\$2,120.00	1.0	\$ 2,120.00
25	Transportation of Excavated Material	LSUM	\$4,240.00	1.0	\$ 4,240.00
26	Temporary Erosion Control	LSUM	\$5,300.00	1.0	\$ 5,300.00
27	Temporary Seeding	LSUM	\$2,650.00	1.0	\$ 2,650.00

Total Project= \$ 331,113.79

**Bindewald & Associates**

CONTRACTOR UNIT BID PRICE	QUANTITY	TOTAL COST
\$5,000.00	1.0	\$ 5,000.00
\$5,500.00	1.0	\$ 5,500.00
\$22.00	216.0	\$ 4,752.00
\$22.00	837.0	\$ 18,414.00
\$38.00	137.0	\$ 5,206.00
\$1,962.39	10.0	\$ 19,623.90
\$20.50	1775.0	\$ 36,387.50
\$3.15	3084.0	\$ 9,714.60
\$4.75	559.0	\$ 2,655.25
\$29.25	2262.0	\$ 66,163.50
\$33.75	115.0	\$ 3,881.25
\$38.25	27.0	\$ 1,032.75
\$31.75	281.0	\$ 8,921.75
\$34.50	340.0	\$ 11,730.00
\$39.00	127.0	\$ 4,953.00
\$39.50	44.0	\$ 1,738.00
\$400.00	3.0	\$ 1,200.00
\$350.00	1.0	\$ 350.00
\$4,000.00	1.0	\$ 4,000.00
\$12.00	197.0	\$ 2,364.00
\$1,000.00	1.0	\$ 1,000.00
\$4,000.00	1.0	\$ 4,000.00
\$500.00	1.0	\$ 500.00
\$13,000.00	1.0	\$ 13,000.00
\$4,500.00	1.0	\$ 4,500.00
\$7,000.00	1.0	\$ 7,000.00
\$2,000.00	1.0	\$ 2,000.00

Total Project= \$ 245,587.50

**Mission Construction Co, Inc.**

CONTRACTOR UNIT BID PRICE	QUANTITY	TOTAL COST
\$15,000.00	1.0	\$ 15,000.00
\$2,500.00	1.0	\$ 2,500.00
\$40.00	216.0	\$ 8,640.00
\$20.00	837.0	\$ 16,740.00
\$35.00	137.0	\$ 4,795.00
\$750.00	10.0	\$ 7,500.00
\$30.00	1775.0	\$ 53,250.00
\$10.00	3084.0	\$ 30,840.00
\$15.00	559.0	\$ 8,385.00
\$41.00	2262.0	\$ 92,742.00
\$56.00	115.0	\$ 6,440.00
\$66.00	27.0	\$ 1,782.00
\$180.00	281.0	\$ 50,580.00
\$52.00	340.0	\$ 17,680.00
\$75.00	127.0	\$ 9,525.00
\$75.00	44.0	\$ 3,300.00
\$500.00	3.0	\$ 1,500.00
\$500.00	1.0	\$ 500.00
\$3,500.00	1.0	\$ 3,500.00
\$50.00	197.0	\$ 9,850.00
\$1,000.00	1.0	\$ 1,000.00
\$5,000.00	1.0	\$ 5,000.00
\$1,500.00	1.0	\$ 1,500.00
\$5,000.00	1.0	\$ 5,000.00
\$1,500.00	1.0	\$ 1,500.00
\$5,000.00	1.0	\$ 5,000.00
\$2,500.00	1.0	\$ 2,500.00

Total Project= \$ 366,549.00

**B&B Bridge Co, LLC**

CONTRACTOR UNIT BID PRICE	QUANTITY	TOTAL COST
\$25,000.00	1.0	\$ 25,000.00
\$2,500.00	1.0	\$ 2,500.00
\$50.00	216.0	\$ 10,800.00
\$20.00	837.0	\$ 16,740.00
\$30.00	137.0	\$ 4,110.00
\$750.00	10.0	\$ 7,500.00
\$33.00	1775.0	\$ 58,575.00
\$12.00	3084.0	\$ 37,008.00
\$18.00	559.0	\$ 10,062.00
\$50.00	2262.0	\$ 113,100.00
\$60.00	115.0	\$ 6,900.00
\$100.00	27.0	\$ 2,700.00
\$218.00	281.0	\$ 61,258.00
\$55.00	340.0	\$ 18,700.00
\$66.00	127.0	\$ 8,382.00
\$50.00	44.0	\$ 2,200.00
\$500.00	3.0	\$ 1,500.00
\$400.00	1.0	\$ 400.00
\$3,200.00	1.0	\$ 3,200.00
\$83.77	197.0	\$ 16,502.69
\$1,200.00	1.0	\$ 1,200.00
\$4,500.00	1.0	\$ 4,500.00
\$1,000.00	1.0	\$ 1,000.00
\$1,500.00	1.0	\$ 1,500.00
\$5,000.00	1.0	\$ 5,000.00
\$4,000.00	1.0	\$ 4,000.00
\$2,500.00	1.0	\$ 2,500.00

Total Project= \$ 426,837.69

# CITY COUNCIL ACTION REPORT

**Proposed Agenda Date:** June 6, 2016

**Subject:** Replacement of Server

**Guest:** None

**Background:** The City is operating on a server which is approx. 6 years old and nearing storage capacity (309 GB of 1.94TB). The server supports the city's email accounts, accounting software, utility records and many other technological functions. On May 10, 2016, Higher Calling Technologies (Parsons, KS) was contracted by the city to analyze the existing server and provide cost estimates for upgrading the existing server. After inspection of the server, it was determined the repair/upgrade option was unfeasible due to the age of the server and since the system operating platform is being phased out by Microsoft. The city requested a cost estimate from Higher Calling Technologies for a complete server replacement and offsite server backup.

**Financial Consideration:** The cost to replace the server is \$20,920 (quote attached). The expenditure would be funded from the Capital Improvement Fund which has a current balance of \$516,000. The replacement of the server is an unbudgeted expense, but the equipment is essential to city operations.

**Legal Consideration:** None

**Policy Consideration:** N/A

**Recommendation:** Authorize replacement of the server as specified in the quote from Higher Calling Technologies date 5/10/16 for an amount of \$20,920.



1816 Broadway in Downtown Parsons, KS 67357

(620) 421-6747

City Of Cherryvale  
123 W. Main  
Cherryvale, KS 67335

# QUOTE

Date	Estimate #
5/10/2016	4160

Please use this Quote #**4160** as your INVOICE to pay from when placing your order.

**\*\* Orders will be placed upon your request & full payment \*\***  
**Office Hours: Mon-Fri 8-5**

Qty	Description	Total
1	<p>NEW SERVER - Virtual Environment (1 x Physical Host w/ 2 x Virtual Servers - 1 x City &amp; Fire, 1 x Police)</p> <p>HP ProLiant ML350 Gen9 - 6-Core Xeon E5-2620v3 / 2.4 GHz</p> <p>Main Features</p> <ul style="list-style-type: none"> <li>* Tower Server 5U SFF</li> <li>* 2 x 6-Core Xeon E5-2620v3 / 2.4 GHz</li> <li>* RAM 48GB</li> <li>* Smart Array P440ar/2GB BBWC Raid Controller</li> <li>* Smart Array P440/4GB BBWC Raid Controller</li> <li>* 4 x 300GB 10k Hard Drives 2.5" (3 x Raid5 w/ Spare)</li> <li>* 6 x 600GB 10k Hard Drives 2.5" (5 x Raid5 w/ Spare)</li> <li>* DVDRW Optical</li> <li>* 8 x Gigabit Ethernet</li> <li>* Redundant Power Supplies</li> <li>* Redundant Fans</li> <li>* Windows Server 2012 R2 Standard (2 x Physical Processor, 1 x Physical Machine &amp; 2 x Virtual Servers) - OEM</li> <li>* 30 x Windows Server 2012 R2 User CALs - OEM</li> <li>* HP 3-year Standard Hardware Warranty</li> </ul>	13,420.00
2	24-Port Gigabit Switch (1 for each Virtual Server)	500.00
2	APC 1000va UPS - Battery Backup	800.00
1	Hybrid Local/Offsite Backup Device Hardware	2,400.00
1	<p>INSTALLATION LABOR ESTIMATE</p> <p>* Labor for installation will be billed separately after the install is complete. For individual software migration to the new server, we may need assistance from the software manufacturer. In many cases the software manufacturer will handle the migration of their applications and data completely.</p>	3,800.00

<p><i>This Estimate is for the price of PARTS Only. Labor to install these parts may be listed as an ESTIMATED line-item on this quote – However, all labor is an ESTIMATED AMOUNT ONLY - ACTUAL TIME WILL BE BILLED AFTER INSTALLATION.</i></p> <p><i>This quote is valid for 7 days as our vendor's prices change daily.</i></p>	<b>Subtotal</b>	\$20,920.00
	<b>Sales Tax (9.25%)</b>	\$0.00
	<b>Total</b>	<b>\$20,920.00</b>

**Finance Charges of 1 1/2% per month, 18% annual will be assessed on amounts 15 Days from Invoice Date with a minimum charge of \$2.50.**

Orders will be placed upon your request & full payment. Invoices are available upon request when necessary, otherwise please refer to Quote # **4160** when submitting your order & payment. Your paid receipt will be available in our office & your order will be placed at that time.

**OFFICE HOURS: Mon-Fri 8:00-5:00**

**1816 Broadway, Parsons, Kansas**



BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
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1 COMM. NATIONAL BANK & TRUST

Thru	22291				Payroll Checks	\$3655.44			
	22299								
	22300	5/20/2016		1440	CITY OF CHERRYVALE	352.50			
	22301	5/20/2016		7379	SURENCY LIFE AND HEALTH	137.38			
	22302	5/20/2016		9211	BCBS OF KANSAS	681.92			
	22303	5/20/2016		9212	BCBS OF KANSAS	1,425.70			
	22304	5/20/2016		9214	KANSAS PAYMENT CENTER	459.23			

Thru	22305				Gap in Checks				
	22306								
	22307	5/20/2016		9223	AFLAC	424.54			
	22308	5/20/2016		9225	CITY OF CHERRYVALE	190.67			
	22309	5/20/2016		9230	SECURITY BENEFIT	145.01			
	22310	5/20/2016		18	AC ELECTRIC & CONSTRUCTION	215.00			
	22311	5/20/2016		79	AIRGAS USA, LLC	171.23			
	22312	5/20/2016		9220	ARAMARK UNIFORM SERVICES	244.60			
	22313	5/20/2016		320	ASHCRAFT TIRE CO.	60.23			
	22314	5/20/2016		9296	B & L TRENCHING	245.25			
	22315	5/20/2016		9294	BENCHMARK CONSTRUCTION	135.00			
	22316	5/20/2016		600	BLUE CROSS-BLUE SHIELD	13,332.33			
	22317	5/20/2016		75	BOUND TREE MEDICAL LLC	136.47			
	22318	5/20/2016		786	BUG BUSTERS USA LLC	140.00			
	22319	5/20/2016		790	BUMPER TO BUMPER AUTO PARTS	98.11			
	22320	5/20/2016		1083	CHEMQUEST	356.00			
	22321	5/20/2016		1370	CHIEF SUPPLY	100.49			
	22322	5/20/2016		866	CJ'S THREADS EMBROIDERY, LLC	116.00			
	22323	5/20/2016		9059	COX COMMUNICATIONS	199.37			
	22324	5/20/2016		2087	DIGITAL CONNECTIONS	17.28			
	22325	5/20/2016		2256	EMERGENCY MEDICAL PRODUCTS INC	721.10			
	22326	5/20/2016		2260	EMERT, CHUBB & GETTLER, LLC	1,508.00			
	22327	5/20/2016		32	FLANDERS, RANDY	114.18			
	22328	5/20/2016		2605	GALLAGHER BENEFIT SERVICES, IN	416.50			
	22329	5/20/2016		3275	HUGO'S INDUSTRIAL SUPPLY, INC.	219.73			
	22330	5/20/2016		9297	I/O SOLUTIONS, INC.	86.00			
	22331	5/20/2016		3970	KANSAS STATE TREASURER	499.00			
	22332	5/20/2016		9295	KEY EQUIPMENT & SUPPLY C.	1,725.92			
	22333	5/20/2016		3772	KUSTOM SIGNALS, INC.	60.00			
	22334	5/20/2016		5033	MEDICLAIMS, INC.	1,188.21			
	22335	5/20/2016		5050	MES, INC.	225.93			
	22336	5/20/2016		1100	MONTGOMERY COUNTY CHRONICLE	315.00			
	22337	5/20/2016		5245	MONTGOMERY COUNTY TREASURER	51.48			
	22338	5/20/2016		31	NASH, DEBBIE	281.00			
	22339	5/20/2016		5750	NEWTON'S	.00	**CLEARED**	**VOIDED**	
	22340	5/20/2016		5750	NEWTON'S	348.28			
	22341	5/20/2016		6210	POSTMASTER	330.00			
	22342	5/20/2016		6580	REPUBLIC SERVICES	8,024.82			
	22343	5/20/2016		6588	RICHARD L. HINES, P.A.	450.00			
	22344	5/20/2016		6674	ROBERTS, BILLY D.	361.36			

BANK NO CHECK NO	BANK NAME DATE	VENDOR NO VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
22345	5/20/2016	6761 SANDBAGGER GOLF & TURF	134.65			
22346	5/20/2016	6808 SELLERS EQUIPMENT, INC.	1,821.19			
22347	5/20/2016	7379 SURENCY LIFE AND HEALTH	187.34			
22348	5/20/2016	7680 UNITED STATES POSTAL SERVICE	500.00			
22349	5/20/2016	7669 UNUM LIFE INSURANCE COMPANY	218.08			
22350	5/20/2016	7807 WAGeworks	100.00			
22351	5/20/2016	7970 WESTAR ENERGY	4,160.21			
22352	5/20/2016	2590 WEX BANK	2,062.99			
22353	5/20/2016	8125 WOODS LUMBER OF INDEPENDENCE	95.43			

60001 Payroll checks **\$22977.77**  
Thru 62801

16012095	5/20/2016	9200 PEOPLES STATE BANK	8,413.13			**E-PAY**
16012096	5/20/2016	9201 KANSAS WITHHOLDING TAX	1,063.67			**E-PAY**
16012097	5/20/2016	9203 KPERS	4,860.43			**E-PAY**
16012098	5/20/2016	2100 RETAILERS' SALES TAX DIV	7.92			**E-PAY**

BANK TOTAL 59,935.66  
 OUTSTANDING 59,935.66  
 CLEARED .00  
 VOIDED .00  
**Total Payroll \$216633.21**

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
100 GENERAL OPERATING FUND	40,197.41	40,197.41	.00	.00
200 SPECIAL HIGHWAY FUND	3,587.53	3,587.53	.00	.00
250 REFUSE COLLECTION FUND	8,024.82	8,024.82	.00	.00
296 COPS GRANT	665.76	665.76	.00	.00
700 WATER O & M FUND	2,555.58	2,555.58	.00	.00
715 WWTP & S.S. O & M FUND	4,904.56	4,904.56	.00	.00

REPORT TOTAL 59,935.66  
 OUTSTANDING 59,935.66  
 CLEARED .00  
 VOIDED .00

Mayor: \_\_\_\_\_

Passed this 6th day of June, 2016

Attest: City Clerk *Thelma K*

Signed this 6th day of June, 2016

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
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1 COMM. NATIONAL BANK & TRUST

22354  
Thru 22372

Payroll Checks

\$4316.23

22373	6/03/2016	1440	CITY OF CHERRYVALE	352.50
22374	6/03/2016	9214	KANSAS PAYMENT CENTER	459.23
22375	6/03/2016	9225	CITY OF CHERRYVALE	190.67
22376	6/03/2016	9230	SECURITY BENEFIT	122.99
22377	6/03/2016	79	AIRGAS USA, LLC	28.47
22378	6/03/2016	9298	AMSTERDAM PRINTING & LITHO	135.91
22379	6/03/2016	9296	B & L TRENCHING	180.00
22380	6/03/2016	790	BUMPER TO BUMPER AUTO PARTS	40.65
22381	6/03/2016	1083	CHEMQUEST	356.00
22382	6/03/2016	9269	CHERRYVALE PHARMACY	174.87
22383	6/03/2016	1370	CHIEF SUPPLY	164.44
22384	6/03/2016	866	CJ'S THREADS EMBROIDERY, LLC	151.00
22385	6/03/2016	9059	COX COMMUNICATIONS	514.00
22386	6/03/2016	2256	EMERGENCY MEDICAL PRODUCTS INC	529.05
22387	6/03/2016	9299	GILMORE & BELL PC	18,000.00
22388	6/03/2016	9300	HACH COMPANY	400.00
22389	6/03/2016	3175	HD SUPPLY WATERWORKS, LTD	374.20
22390	6/03/2016	6781	JERRY'S SPORTS CENTER	447.00
22391	6/03/2016	6656	KA-COMM, INC	109.30
22392	6/03/2016	5880	KANSAS ONE-CALL SYSTEM, INC.	9.00
22393	6/03/2016	3970	KANSAS STATE TREASURER	4,298.75
22394	6/03/2016	9301	KB CYLINDER & MACHINE	316.14
22395	6/03/2016	3998	KELEMEN, EDWARD	4,430.00
22396	6/03/2016	5010	MCCARTY'S	206.06
22397	6/03/2016	9273	MERLE KELLY	168.98
22398	6/03/2016	33	MORRIS, WILLIAM	374.00
22399	6/03/2016	5750	NEWTON'S	.00
22400	6/03/2016	5750	NEWTON'S	656.27
22401	6/03/2016	6672	OFFICE OF ATTORNEY GENERAL	210.00
22402	6/03/2016	6285	PUBLIC WHOLESALE WATER	24,333.33
22403	6/03/2016	6808	SELLERS EQUIPMENT, INC.	21.67
22404	6/03/2016	7590	TRANSYSTEMS CORP.	7,940.88
22405	6/03/2016	7745	UNITED STATES CELLULAR	170.26
22406	6/03/2016	7803	VERIZON WIRELESS	273.90
22407	6/03/2016	7970	WESTAR ENERGY	2,741.77
22408	6/03/2016	6664	XEROX CORPORATION	275.60
22409	6/03/2016	8400	ZOLL MEDICAL CORPORATION	90.00

\*\*CLEARED\*\* \*\*VOIDED\*\*

62901  
Thru 65501

Payroll Checks

\$20,032.82

16012099	6/03/2016	9200	PEOPLES STATE BANK	7,546.09	**E-PAY**
16012100	6/03/2016	9201	KANSAS WITHHOLDING TAX	957.85	**E-PAY**
16012101	6/03/2016	9203	KPERS	4,724.22	**E-PAY**

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
BANK TOTAL						82,475.05			
OUTSTANDING						82,475.05			
CLEARED						.00			
VOIDED						.00			
<i>Total Payroll</i>						<i>24,349.05</i>			
FUND				TOTAL	OUTSTANDING	CLEARED	VOIDED		
100	GENERAL OPERATING FUND			22,205.15	22,205.15	.00	.00		
200	SPECIAL HIGHWAY FUND			1,179.98	1,179.98	.00	.00		
296	COPS GRANT			499.78	499.78	.00	.00		
298	2015 SIDEWALKS GRANT			7,940.88	7,940.88	.00	.00		
400	BOND AND INTEREST FUND			22,508.75	22,508.75	.00	.00		
700	WATER O & M FUND			26,488.48	26,488.48	.00	.00		
715	WWTP & S.S. O & M FUND			1,652.03	1,652.03	.00	.00		
REPORT TOTAL						82,475.05			
OUTSTANDING						82,475.05			
CLEARED						.00			
VOIDED						.00			

May 18, 2016

Joel Pile, City Administrator  
City of Cherryvale  
123 W. Main Street  
Cherryvale, KS 67335

RE: Open position on the Planning Commission

Dear Joel,

Please accept this letter as my “application” to be considered for the open position on the Planning Commission.

I have been active in the community of Cherryvale since 1997, when I purchased the Leatherock Hotel as a business and renovation project and have lived in Cherryvale as my primary residence since July, 2013.

I have many “hands-on” experiences and expertise that could be of benefit to Cherryvale. Some of my qualifications are: construction electrician in the Navy Reserves. I have an understanding of historic architecture and have been a member of the National Trust for Historic Preservation for many years. I also studied architecture and architectural drafting for 4 years. I headed up a company that did pro-bono work re-purposing historic buildings, such as railroad depots. I was in real estate for over 25 years, buying repos, fixing them, and selling them. I have a good understanding of infrastructure, having studied engineering and electrical engineering technology for 3 ½ years, and continue to stay abreast of current technologies. I have worked with city councils and planning commissions in 3 states, and also participated in and was a lecturer for the Main Street program.

I care about the future of Cherryvale and would like to be a part of the Planning Commission, “working for a better tomorrow... today.”

Sincerely,



James G. Hogben  
420 N Depot Street  
Suite A  
Cherryvale, KS 67335  
620-336-3350  
or cell : 541-661-1920  
e-mail : jghcandm@yahoo.com

**CITY OF CHERRYVALE  
MEETING OF THE CITY COUNCIL  
REGULAR MEETING**

**May 16, 2016**

**7:00 PM**

*Working for a better tomorrow... today.*

---

**ORDER OF BUSINESS**

**CALL MEETING TO ORDER**

Mayor Wright called the meeting to order at 7:00 pm.

Present: Mayor John Wright, Council Member Lew Forman, Council Member Randy Wagoner, Council Member Don King, City Administrator Joel Pile, City Clerk Hillary Lawrence, Fire Chief Jesse Reed, Public Works Director Wade Webber, Donna Celeya (Montgomery County Chronicle), April Read, Jim Hogben, Shirley Ann Hogben.

**INVOCATION**

Council Member Randy Wagoner led the invocation.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

*City Clerk Hillary Lawrence took roll:*

Mayor Wright- present; Council Member Chad Wickham- absent; Council Member Forman- present; Council Member Wagoner- present; Council Member King- present

**PUBLIC FORUM**

No action will be taken relative to items presented during the public forum other than referral for information. Requests to appear will be placed on a "first-come, first-served" basis. This portion of the meeting is limited to thirty minutes and shall be subject to a limitation of five minutes for each presentation with no extension of time permitted. No speaker shall be allowed to appear more frequently than once every fourth meeting.

Members of the public desiring to present matters to the Council during the public forum must submit a request in writing to the office of the city clerk prior to twelve noon on the date of the meeting. Matters pertaining to personnel, litigation, and violations of laws and ordinances are excluded from the agenda. Rules of decorum as provided in city code will be observed.

**GOVERNING BODY COMMENTS**

Mayor John Wright- Wanted to thank all those who involved in working on Cherry Blossom.

Council Member Chad Wickham- absent

Council Member Don King- none

Council Member Randy Wagoner- Echoed Mayor's sentiments.

Council Member Lew Forman, Jr.- none

**UNFINISHED COUNCIL BUSINESS**

NONE

**NEW COUNCIL BUSINESS**

**A. CONSIDERATION OF REQUEST FROM CHERRYVALE YOUTH FAIR BOARD**

A motion was made by Council Member Wagoner, seconded by Council Member Forman to approve the request as specified in letter from Mr. Warren Wood. Motion passed 3/0.

**B. COMMITTEE BOARD APPOINTMENTS**

A motion was made by Council Member Wagoner, seconded by Council Member Forman to approve Terry Clifton and James Wyckoff to the Library Board and approve Preston Whittley to the Recreation Board. Motion passed 3/0.

**C. CONSENT AGENDA**

- |  |             |
|--|-------------|
| 1. Appropriations and Payroll Ord. No. 16-05-06:                 | \$79,589.73 |
| a. Approval of Purchases over \$5,000                            |             |
| i. Jim Gill Agency   | \$41,987.00 |
| ii. Public Wholesale Water                                       | \$24,333.33 |
| iii. People’s State Bank (FICA)                                  | \$8,114.03  |
| iv. KPERS  | \$5,155.37  |
| 2. Consideration of the minutes for May 2, 2016 Regular Meeting. |             |

A motion was made by Council Member Wagoner, seconded by Council Member Forman to approve the Consent Agenda. Motion passed 3/0.

**INFORMATIONAL ITEMS**

1. Resignation from Mrs. Janet Plumley for Community Center Advisory Board
2. Next Council Meeting June 6, 2016

**ADJOURNMENT**

A motion was made by Council Member Wagoner, seconded by Council Member Forman to adjourn at 7:11pm. Motion passed 3/0.

Respectfully submitted by,

---

Hillary Lawrence, City Clerk

**CIVIL RIGHTS/FAIR HOUSING POLICY**

We, the City Commissioners of Cherryvale, Kansas adopt the following procedures for handling a civil rights/fair housing complaint(s) within our City.

- 1) The City Clerk shall receive all complaints within their office and the complaint shall then be formally introduced to the City Commission at the next regularly scheduled meeting.
- 2) We, the City Commissioners shall try to assist in resolving the conflict between parties involved. If a resolution of the problem cannot be reached, then we will forward the complaint to the proper authorities.
- 3) Fair housing discrimination complaints shall be submitted to HUD by phone, letter, and/or a HUD-903 form. All Such complaints will be submitted to HUD at:

Department of Housing and Urban Development  
Kansas City Regional Office, Region VII  
Office of Fair Housing & Equal Opportunity  
Gateway Tower II – 400 State Avenue  
Kansas City, KS 66101

or by calling the Housing Discrimination Complaint HOTLINE 1-800-669-9777.

- 4) In the event of a civil rights complaint, we agree to also contact the following agencies:

Kansas Human Rights Commission  
900 Jackson Street – 8<sup>th</sup> Floor  
Topeka, KS 66612  
(785) 296-3206

Kansas Department of Commerce  
1000 S. W. Jackson St., Suite 100  
Topeka, KS 66612-1354  
(785) 296-3004

We do hereby adopt these procedures in resolving any civil rights/fair housing complaints.

---

Mayor

(SEAL)

---

City Clerk





## **City Clerk's Report**

*June 6, 2016*

Hillary Lawrence, City Clerk

- Chamber of Commerce Meeting (5-18-16)
  - Cherry Blossom was a great success.
  - Thanks to the city for all of the help that was provided to make it the biggest festival we have had in recent years.
  
- Community Center Advisory Board Meeting
  - The meeting for this month was postponed.
  
- Municipal Court
  - Next Court Date: June 13, 2016
  - Second Court Date: June 27, 2016
  
- Utility Billing for May
  - Billed- \$86,367.16
  - Received- \$84,650.15
  
- City Pool Now Open!
  - The pool opened on May 30, 2016 at 1:00pm.
  - The city has employed a new manager, Angela Renfro.
  - The hours of the pool are 1-6pm, Monday through Sunday.
  - Tickets can be purchased at City Hall. 35 tickets for \$30.
  - Additionally, you can purchase a day pass at a pool for \$1.

## **Public Works Monthly Report**

**May 2016**

**Streets:** Ran Street Sweeper 2 weeks first part of the month. Purchased and put down cold patch. Started street sign maintenance.

**Water:** Performed water hydrant flush for the annual free chlorine burnout. Continued meter pit replacement and maintenance.

**Waste water:** Cleaned 2 blocks of sewer main line and 4 storm drain culverts. Mowed lagoons, smelter property and all city properties

**Parks and Cemetery:** spent 3 weeks prepping swim pool for opening.

Information for Counsel: Chlorine burn out is complete and city crews will start flushing and testing fire hydrants along with the Fire Department personnel.

\_Thank You

Wade E Webber  
Public Works Director



# CHERRYVALE POLICE DEPARTMENT

Chief of Police Perry S. Lambert

172	▼ May
2	▶ 911H - 911 Hangup Call
4	▶ ACC47 - Accident 10-47
4	▶ ALARM - Alarm 10-93
4	▶ ANIMAL - Animal - Cows, Dogs, Etc
1	▶ ASSIST - Assist Outside Agency
2	▶ BATT - Battery
2	▶ B&T - B&T
2	▶ CASFOL - Case Follow Up
1	▶ CDP - Criminal Damage to Property
1	▶ CHABUS - Child Abuse/Neglect
3	▶ CIVIL - Civil Matter
2	▶ DISTUR - Disturbance - unknown type
1	▶ DISVEH - Disabled/Abandoned Vehicle
1	▶ DNOT - Death Notification
2	▶ DOG - NUISANCE DOG
4	▶ DOM - Domestic Disturbance 10-97
2	▶ FIGHT - Fight in Progress 10-95
3	▶ folup - Follow Up Investigation
6	▶ MEDI - Medical
19	▶ MISCO - Misc Officer
1	▶ MISCP - Misc Public
23	▶ MISCR - Misc Report
2	▶ OFFCR - Speak with Officer
1	▶ prop - Stolen property
6	▶ RCKDRV - Reckless Driver
3	▶ RDHAZZ - Roadway Hazard
1	▶ RUNAWY - Runaway Juvenile
1	▶ SEXOFF - Sex Offenses
1	▶ SHOOT - Shooting - Shots Fired
2	▶ SUSA - Suspicious Activity
1	▶ SUSPER - Suspicious Person
1	▶ SUSVEH - Suspicious Vehicle
11	▶ THEFT - Theft
40	▶ TRAFF - Traffic
1	▶ TRANSJ - Transport Juvenile
2	▶ VINCHK - Vin Check
4	▶ WARARR - Warrant Arrest
5	▶ WELFAR - Welfare Check

# Cherryvale Fire-Rescue

116 South Neosho

Cherryvale, KS 67335

Phone (620) 336-2121 Fax (620) 336-2220

E-mail [firedept@Cherryvaleusa.com](mailto:firedept@Cherryvaleusa.com)

*Dedicated to Prevention, Protection, Service and Training*

*Founded 1884*

Jesse Reed  
Fire Chief

June 2, 2016

Honorable Mayor Wright, City Council, Administrator Pile

- ✓ In the month of May 2016, CFR responded to 10 fire responses including;
  - 4 EMS
  - 3 MVC
  - 2 Misc. Fires
  - 1 False Call
- ✓ In May 2016, CFR responded to 45 EMS responses and contacted 43 patients as follows;
  - 28 Transports
  - 9 Patient Refusals
  - 3 "Other" (no patient found, cancelled, pt. dead at scene, etc.)
  - 4 Transport by other agency as an additional unit (3 IEMS, 1 Labette Health EMS)
- ✓ The highest percentage dispatches for our EMS unit were;
  - 10 Fall Victims (20.8%)
  - 7 Patients from MVA (14.6%)
  - 6 Breathing Problem (12.5%)
  - 4 Altered Mental Status (8.3%)
- ✓ Our EMS unit was responding
  - Within 1 minute of the dispatch 81% of the time
  - Within 3 minutes of the dispatch 96% of the time
  - Highest dispatch to enroute time was 5 minutes. Average dispatch to enroute time is 52 seconds.
- ✓ Our EMS unit arrived on scene
  - Within 5 minutes 87% of the time
  - Within 10 minutes 98% of the time
  - Highest en route to on scene time was 11 minutes. Our average enroute to on scene time is 2 minutes, 32 seconds
    - 10 of 47 response were in the county; 21%
- On Tuesday May 17<sup>th</sup>, Rebecca Heatherington with ISO conducted an inspection for our public protection class rating. The last ISO inspection was performed in 2004. Our current PPC is 5. We should get the results in the next 2-3 months.

Cordially,

Jesse Reed  
Fire Chief/EMS Director, I/C

