A) CALL TO ORDER

B) PLEDGE OF ALLEGIANCE AND INVOCATION

C) ROLL CALL & APPROVAL OF THE AGENDA

D) CITIZEN COMMENTS
   A resident may address the Council on subjects that are not on the Agenda. All comments are limited to a maximum of three minutes for each speaker. In accordance with the Open Meetings Act, City Council members may not discuss or take action on any item that is not on the Agenda.

E) CONSENT AGENDA
   These items are routine and enacted by one motion. There will be no separate discussion of these items unless a Council member so requests. Any consent agenda item can be removed and placed on the agenda as an item of business.
   1. Approval of Minutes
   2. Appropriation Ordinance
      a. Ordinance #1068

F) ITEMS OF BUSINESS
   1. Support of County Road Projects – Scott/Grant
   2. TASER X2 Purchase
   3. Road Closure Permit- Memorial Weekend
   4. Public Building Commission

G) CITY ATTORNEY’S REPORT

H) CITY ADMINISTRATOR’S REPORT

I) GOVERNING BODY COMMENTS

J) EXECUTIVE SESSION
   1. For the purpose of discussing confidential data relating to financial affairs or trade secrets of corporations, partnerships, trusts, and individual proprietorships.

K) ADJOURNMENT

NOTICE: SUBJECT TO REVISIONS

It is possible that sometime between 5:30 and 6:00 pm immediately prior to this meeting, during breaks, and directly after the meeting, a majority of the Governing Body may be present in the council chambers or lobby of City Hall. No one is excluded from these areas during those times.

To be placed on future agendas please contact City Administrator Kyler Ludwig at administrator@greensburgks.org or call City Offices at 620-723-2751.
Greensburg City Council
January 4, 2016
City Hall

A) CALL TO ORDER
Mayor Robert Dixson called the meeting to order at 6:00 p.m. on January 4, 2016.

B) PLEDGE OF ALLEGIANCE AND INVOCATION
The Pledge of Allegiance was said. The invocation was given by Pastor John Harrison.

C) ROLL CALL & APPROVAL OF THE AGENDA
Council present: Matt Christenson, Mark Trummel, Sandy Jungemann, Rick Schaffer and Haley Kern. City Administrator Kyler Ludwig advised Council of the updated Appropriation Ordinance #1067 provided to them on their desks. The update provides for invoices totaling $48,297.94. Trummel made a motion, seconded by Jungemann, to approve the agenda with the updated Appropriation ordinance #1067. The motion passed 5-0.

D) CITIZEN COMMENTS
Dixson welcomed citizens to the meeting and opened the floor for comments. There were no comments from the floor.

E) CONSENT AGENDA
Kern made a motion to approve the Consent Agenda with the updated Appropriation Ordinance #1067. Christenson seconded the motion, which passed 5-0.

F) ITEMS OF BUSINESS
1. KPP Update
Ludwig introduced Mark Chesney, Kansas Power Pool (KPP) to give an update. The all inclusive 2016 rate was approved at the KPP annual meeting. The rate is down approximately 2¢/kwh from 2015. KPP is currently studying the possibility of investing in transmission assets to decrease costs in the future. Dixson voiced his appreciation of the vision of KPP.

2. Annual Cash Basis GAAP Waiver
Council was asked to approve Resolution 2016-01, waiving requirements of K.S.A. 75-1120a Generally Accepted Accounting Principles (GAAP) and directing staff to construct all financial statements and reports using cash basis and budget laws for the year ending December 31, 2015. Council is asked to approve a similar resolution annually. Christenson made a motion to approve Resolution 2016-01. Trummel seconded. The motion passed 5-0.

3. Approval of IRS Mileage Reimbursement Rate
Ludwig advised that the City’s Personnel Policy Handbook requires that approved travel in personal vehicles while on City business is reimbursed at a rate approved by the governing body (section 5.18). Council has never formally approved a reimbursement rate, but staff has been reimbursed at 55¢/mile driven. Mileage reimbursement is tax exempt up to the IRS mileage rate. Beginning January 1, 2016 the IRS reimbursement rate goes from 57¢ to 54¢. Staff recommended Council approve the IRS mileage reimbursement rate. Jungemann made a motion, seconded by Kern, to approve the reimbursement of travel in personal vehicles while on City business at the IRS mileage rate. The motion passed 5-0.
4. Trash Rate Resolution
On July 6th the Council approved a 5 year contract with Nisly Brothers, Inc. for trash and recycle collection. At that time discussion was held on the rate increases to both commercial and residential customers. Council approved the contract price increase; however, the rate change was not approved by resolution, as required by city code.

Ludwig explained that the City’s franchise fee will remain unchanged. Residents with one cart will see a $1.00 increase per month, and residents with two cars will see a $3.00 rate increase. The largest increase ($4.00/month) is for commercial customers with weekly pick up carts 4 yd. or larger. The contract also included a new category for single stream commercial dumpsters. Commercial customers with single stream 95 gallon carts will be charged under the new agreement. The charge for a 95 gallon commercial cart will be $6.00 per cart plus a $1.50 franchise fee. The City has previously maintained a policy that customers would not pay for recycle carts, in an effort to encourage recycling. Nisly estimates that there are currently 7 carts that this fee would apply to. All rates are subject to increase if disposal costs increase. Should this occur, a new rate resolution will need to be passed. Ludwig requested that Council discuss the commercial recycle cart rate, an option to waive the franchise fee on recycling services, and take on the cost of commercial customers with 95 gallon carts. He also requested Council approve the prepared trash and recycle rate resolution.

After a brief discussion, Kern made a motion to remove recycling charges for commercial customers with 95 gallon carts and approve the remainder of the proposed resolution. Christenson seconded the motion. The motion passed 5-0.

5. Land Bank Report
Section 11 of the City’s Land Bank policy requires an annual report to the governing body of the annual expenses to the Land Bank. The report also needs to include a list of all available Land Bank properties. In 2015 the Land Bank spent $727.50 from the City’s General Fund on title insurance through Zimmerman Title and Abstract for the properties located at 504 S. Cherry ($202.00) and 800 W. Kansas ($524.50). Council was provided with a list of properties currently in the land bank, along with a map of the properties.

G) City Attorney’s Report
There was no report from the City Attorney.

H) CITY ADMINISTRATOR’S REPORT
Ludwig presented a copy of a prepared City Administrator’s Report. The following topics were discussed in the report:

   Spring Elections: Those interested in running for the position of Mayor or as a Councilmember must complete an application with the County Clerk’s office. Applications are due before January 26th.

   Big Well Hours: The hours of operation have changed and will be from 9am-5pm from Monday through Saturday, closed on Sundays. These hours will be in place until March. Sales for the Big Well totaled $120,334 in 2015.

   Water Rights: The City was informed that a complaint has been filed by the United States Fish and Wildlife Service on junior rights in the Rattlesnake Creek Drainage Basin (any rights after August 16, 1957). Comments will be accepted through March 11, 2016 from stakeholders. The City has already expressed interest in participating in discussions. More information can be found at this webpage: http://agriculture.ks.gov/news-events/news-releases/2015/12/02/kda-publishes-initial-report-on-water-impairment-claim
Next Meeting: As a result of the Martin Luther King Jr. holiday on January 18\textsuperscript{th} the next council meeting will be held on Tuesday January 19\textsuperscript{th} at 6:00pm.

Public Building Commission Meeting: The Annual Meeting of the Public Building Commission will be held on January 19\textsuperscript{th} as part of the regularly scheduled City Council Meeting. There is no scheduled PBC business, but the meeting is necessary to fulfill the annual meeting requirement.

Spring Cleaning: In our contract with Nisly an annual curbside spring cleaning is provided. The City has not yet taken advantage of this service. Staff would like to connect the spring cleaning with a push to get homes into compliance with the municipal codes.

Private Donation: The City would like to thank Charles Wise for another sizable donation to the City of Greensburg. The donation is in connection with the rebuilding of City facilities and infrastructure.

Annual Chamber Meeting: The Chamber of Commerce is hosting their Annual Meeting on Saturday the 16\textsuperscript{th} starting at 6:30pm. If anyone is interested in attending please let Ludwig know so the City can purchase tickets.

I) GOVERNING BODY COMMENTS
There were no additional comments from the governing body.

J) ADJOURNMENT
With no additional items to come before the Council, Dixson declared the meeting adjourned at 6:28 p.m.

__________________________________________________________________________
Robert A. Dixson, Mayor                                              Christy Pyatt, City Clerk
## APPROPRIATION ORD. #1068

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### TOTALS

- **Paid Total:** $99,472.31
- **Report Total:** $99,472.31
TO: Mayor and City Council  
SUBJECT: Support of County Road Projects- Scott/Grant  
INITIATED BY: Kyler Ludwig, City Administrator

---

**Background:**

The City of Greensburg and Kiowa County share ownership of Grant Street and Scott Street. By contract the County is required to provided maintenance on these roads, but the City and County will cost share repairs to Scott Street. Commissioner Bert Lowery has approached the City and expressed interest in working together to apply a chip seal to the dirt sections of Grant and Scott Streets.

**Analysis:**

Commissioner Lowery feels that the support from the City will help build support from the County Commission. The projects are estimated to cost approximately $11,851 (Grant- $6,205, Scott- $5,646). The project costs are estimated based on $3,585 for rock and $8,266 for oil. Labor and equipment for these projects will be provided by the County.

Mike Hayes recommended that the City donate unused rock to the project. The City has enough rock to cover this project; an in-kind donation valued at $3,585.

**Recommendations/Actions:** It is recommended the City Council:

Motion: Advise Staff to work with Kiowa County on an agreement to repair Grant Street and Scott Street.

**Attachments:** Exhibit A: Greensburg Map, Exhibit B: Agreement for Road Maintenance with Kiowa County
AGREEMENT FOR ROAD MAINTENANCE

THIS AGREEMENT made and entered into (in triplicate) this 25th day of March, 1991, by and between the County of Kiowa, in the State of Kansas, hereinafter referred to as the "County" and the City of Greensburg, Kansas, hereinafter referred to as the "City".

WITNESSETH:

WHEREAS, both the County and the City are desirous of adequate and well-maintained roads throughout their respective jurisdictions, they do now make this agreement specifying their responsibilities toward roads forming boundaries between them.

NOW, THEREFORE, it is hereby agreed by and between the parties, as follows, to-wit:

1) The County will be responsible for the routine maintenance and patching of the following asphalt or paved street, to-wit:
   ---Scott Avenue from Cherry Street East to Olive
   ---Ohio Avenue from Poplar Street East to U.S. Highway 54

2) The City will be responsible for the routine maintenance and patching of the following paved street, to-wit:
   ---North Olive Street from where the Chicago, Rock Island and Pacific Railroad track cross the named street North to California Street
   ---South Olive Street from Grant Street South to the city limits of Greensburg as of the day and year above stated

3) The County and the City will be jointly responsible for the resealing or resurfacing of any road listed in paragraphs 1 and 2 above. Each party shall be liable for one-half the cost of the needed work. Payment of the cost can be either in cash or in kind.

4) The County will take sole responsibility for the maintenance of the following gravel street, to-wit:
Page 2—Agreement for Road Maintenance

--California Avenue from where County Road #18 and County Road #40 converge East to Olive Street

--Scott Avenue from Main Street East to Olive Street

--Grant Avenue from Olive Street East to where County Road #63 and County Road #3 converge

5) The City will take sole responsibility for the maintenance of the following gravel street, to-wit:

--Cherry Street from Morton Avenue South to Scott Avenue

--Bay Street from the place where the named street crosses the Chicago, Rock Island and Pacific Railroad North to California Avenue

IN WITNESS WHEREOF, this Agreement has been executed by its duly authorized officers at Greensburg, Kansas, as of the day and year first above written.

ATTEST (SEAL)

[Signature]
County Clerk

THE COUNTY OF KIOWA
IN THE STATE OF Kansas

by [Signature]
Chairman,
Board of County Commissioners

THE CITY OF GREENSBURG

by [Signature]
Mayor

ATTEST (SEAL)

[Signature]
City Clerk
TO: Mayor and City Council
SUBJECT: TASER X2 Purchase
INITIATED BY: Paul Alvarez, Chief of Police

Background:
In the 2016 budget the City Council has approved the hire of a part-time officer. The position was created to help cover weekends, and any unexpected vacancies. The Police Department has started purchasing equipment in anticipation for this position being filled. The hiring process will likely begin in the second quarter.

Analysis:
The City was provided with a quote from TASER International for a new X2 stun gun at a cost of $1,603.90. This cost includes a holster, battery, and 12 cartridges. A quote sheet from TASER along with pricing of their other equipment and a spec sheet for the X2 have been provided. Stun guns provide police with non-lethal protection that keep officers safer while they are on patrol.

Financial
The council budgeted $7,000 in line item 100-210-7210 (uniforms) to outfit an officer, but because that line item is reserved for uniforms the funds will be taken from line item 100-210-7299 (other commodities). This purchase will exceed the budgeted $500, but the fund has sufficient money to cover the costs.

Recommendations/Actions: It is recommended the City Council:
Motion: Approve the proposed purchase of $1,603.90 to be paid to TASER International through line item 100-210-7299 (other commodities).

Attachments: Exhibit A: Greensburg Police Quote, Exhibit B: Agency Pricing TASER, Exhibit C Product Card X2
TASER International
Protect Life. Protect Truth.

17800 N 85th St.
Scottsdale, Arizona 85255
United States
Phone: (800) 978-2737
Fax: (480)999-6160

Paul Alvarez
6202559915
chiefalvarez@greensburgks.org

---

**Quotation**

**Quote:** Q-53745-1  
**Date:** 1/13/2016 11:06 AM  
**Quote Expiration:** 3/31/2016  
**Contract Start Date**: 1/13/2016  
**Contract Term:** 1 year

**Bill To:**  
Greensburg Police Department-KS-  
300 South Main St  
Greensburg, KS 67054  
US

**Ship To:**  
Paul Alvarez  
Greensburg Police Department-KS-  
300 South Main St  
Greensburg, KS 67054  
US

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<td>(480) 515-6318</td>
<td><a href="mailto:steveh@taser.com">steveh@taser.com</a></td>
<td>Fedex - Ground</td>
<td>Net 30</td>
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*Note this will vary based on the shipment date of the product.

**Hardware**

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**Hardware Total Before Discounts:** USD 1,581.76  
**Hardware Net Amount Due:** USD 1,581.76

**Estimated Shipping & Handling Cost:** USD 22.14  
**Grand Total:** USD 1,603.90
TASER International, Inc.’s Sales Terms and Conditions
for Direct Sales to End User Purchasers

By signing this Quote, you are entering into a contract and you certify that you have read and agree to the provisions set forth in this Quote and TASER’s current Sales Terms and Conditions for Direct Sales to End User Purchasers or, in the alternative, TASER’s current Sales Terms and Conditions for Direct Sales to End User Purchasers for Sales with Financing if your purchase involves financing with TASER. If your purchase includes the TASER Assurance Plan (TAP), then you are also agreeing to TASER’s current Sales Terms and Conditions for the AXON Flex™ and AXON Body™ Cameras TASER Assurance Plan (U.S. Only) and/or Sales Terms and Conditions for the X2/X26P and TASER CAM HD Recorder TASER Assurance Plan (U.S. Only), as applicable to your product purchase. All of the sales terms and conditions, as well as, the TAP terms and conditions are posted at http://www.taser.com/sales-terms-and-conditions. If your purchase includes AXON hardware and/or EVIDENCE.com services you are also agreeing to the terms in the EVIDENCE.com Master Service Agreement posted at https://www.taser.com/serviceagreement14. If your purchase includes Professional Services, you are also agreeing to the terms in the Professional Service Agreement posted at https://www.taser.com/professional-services-agreement. If your purchase includes Integration Services, you are also agreeing to the terms in the SOW posted at https://www.taser.com/integrationstatementofwork14. You represent that you are lawfully able to enter into contracts and if you are entering into this agreement for an entity, such as the company, municipality, or government agency you work for, you represent to TASER that you have legal authority to bind that entity. If you do not have this authority, do not sign this Quote.

Signature: ___________________________ Date: ___________________________

Name (Print): ___________________________ Title: ___________________________

PO# (if needed): ___________________________

Please sign and email to Steve Hartfield at steveh@taser.com or fax to (480)999-6160

THANK YOU FOR YOUR BUSINESS!

‘Protect Life’ and © are trademarks of TASER International, Inc., and TASER® is a registered trademark of TASER International, Inc., registered in the U.S.
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17800 N. 85th St. Scottsdale, AZ 85255-6311
Toll Free: 800.978.2737 • Fax: 480.991.0791
www.TASER.com • Sales@TASER.com

2016 TASER X2 CEW Law Enforcement Pricing

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Optional Accessories

| X2 Holsters | | |
| 22501 | Holster, X2, Right Hand, Blackhawk! | $68.15 ea |
| 22504 | Holster, X2, Left Hand, Blackhawk! | $68.15 ea |

Customer Care Extended Warranty

| 22014 | 4-year Extended Warranty | $329.39 ea |

TASER Assurance Plan (TAP)

| 85049 | TAP CEW Annual Payment, X2 | $218.54 ea |

X2 Smart Cartridges**

| 22150 | 15’ Live Smart Cartridge | $30.53 ea |
| 22151 | 25’ Live Smart Cartridge | $32.60 ea |
| 22152 | 35’ Live Smart Cartridge | $33.94 ea |
| 22155 | Inert Simulator 25’ Smart Cartridge | $44.51 ea |
| 22157 | 25’ Training Smart Cartridge (Blue Blast Door/Non-conductive) | $31.87 ea |
| 33112 | Alligator Clip Smart Cartridge | $34.05 ea |

TASER CAM HD Recorders

| 26810 | TASER CAM HD | $548.96 ea |
| 26820 | TASER CAM HD with Automatic Shut-Down (AS) Feature | $576.44 ea |
| 26762 | TASER CAM HD USB download kit | $15.94 ea |
| 26763 | TASER CAM HD 4-Year Extended Warranty | $159.96 ea |
| 26764 | TASER CAM HD Replacement Battery | $54.80 ea |

X2 Dataport Download Kits

| 22013 | Kit, Dataport Download, USB, X2 | $170.52 ea |

HOGUE HANDALL Grips

| 22018 | Grip, CEW, Hogue, packaged | $15.78 ea |

Training Equipment

| 80004 | Target, Conductive, 2-Part, Top and Bottom | $27.58 ea |
| 44550 | Sim Suit Model II | $586.33 ea |

**15-foot, 25-foot, and 35-foot X2 cartridges are compatible with TASER X2 and X3 CEWs. X3 cartridges (part numbers 33100, 33101, 33102, 33103, 33104, and 33106) are NOT compatible with the X2 CEW.

TASER International, Inc.’s Sales Terms and Conditions for Direct Sales to End User Purchasers apply to all sales and are available at http://www.taser.com/sales-terms-and-conditions.

For delivery status or to place an order, call TASER’s sales department at 800-978-2737 or fax the order to: 480-991-0791.

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OUR MOST EFFECTIVE WEAPON EVER
Backup Shot | Warning Arc | Dual Lasers

Designed by law enforcement for law enforcement, the TASER X2 incorporates agencies’ most requested capabilities, such as a backup shot and the ability to display a warning arc without removing the cartridge. A dependable piece of law enforcement equipment that's feature-rich, simple to use and similar in size to previous models.
**X2 FEATURES AND BENEFITS**

**BACKUP SHOT:** Recover from missed shots or engage multiple targets.

**CROSS-CONNECT:** Improved effectiveness in case of a single probe hit.

**DUAL LASERS:** Improve accuracy and help take the guesswork out of aiming.

**WARNING ARC:** Prevent conflict from escalating.

**CHARGE METERING:** Have confidence that the optimal amount of current is delivered.

**PERFORMANCE POWER MAGAZINE:** Protect yourself for more than 500 firings.

**WEATHER PROOF:** Use it anywhere, even in rainy or humid climates.

**SELF DIAGNOSTICS:** Monitor weapon health and know when to update software.

**EVIDENCE.COM INTEGRATION:** Manage weapon data for free with Evidence Lite.

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**X2 SPECIFICATIONS**

**WEATHER RESISTANCE**  IPX2-MIL-STD 810F method 506.4 procedure 1 (rain & blowing)

**HOUSING**  High-impact polymer

**POWER ACTIVATION**  Ambidextrous safety switch

**OPERATING TEMPERATURE**  -4° F to 122° F [-20° C to 50° C]

**STORAGE TEMPERATURE**  -4° F to 122° F [-20° C to 50° C]

**DROP TEST**  6 feet

**HUMIDITY**  80% non-condensing

**WARRANTY**  1 year from date of receipt

**ESTIMATED USEFUL LIFE**  Approximately 5 years
TO: Mayor and City Council  
SUBJECT: Road Closure Permit – Arts and Crafts  
INITIATED BY: Georgina Rodriguez- Permit

**Background:**

The Annual Arts and Craft Fair is traditionally held on the Saturday prior to Memorial Day. This year the fair is scheduled for May 28th with a road closure (6am-5pm) on Main Street from US-54 to Wisconsin, and on Florida from Sycamore to Oak. This year in an effort to expand the fair Georgina Rodriguez has requested an additional closure that is required to come before the governing body.

Proceeds from this year’s fair are committed to the Greensburg Scout Cabin.

**Analysis:**

The request that council will be considering is for Sunday May 29th from 8:30am-2pm on Main Street from US-54 to Florida. Georgina will be responsible to inform the County 911 dispatch and to notify the impacted businesses. The original request was until 3pm, but Mrs. Rodriguez shortened the closure to allow for better access to the Sunday matinee at the Twilight Theatre.

As part of the closure the City has traditionally allowed the fair to use a couple tables, and they have requested this be continued this year.

The Chamber of Commerce has previously used the 3rd block for their “Taste of Community” event; Georgina has expressed interest in using that block if the Chamber selects not to use the third block on Saturday May 28th. The chamber has told staff they are still interested in using the 3rd block, and their closure will be approved administratively when it is submitted.

**Recommendations/Actions:** It is recommended the City Council:

Motion: Approve the closure of Main Street from US-54 to Florida on May 29th of 2016.

**Attachments:** Exhibit A: Application for Temporary Street Closing Permit
APPLICATION FOR TEMPORARY STREET CLOSING PERMIT

Responsible Party:

Georgina Rodriguez, 2295 Poplan box A Greensburg KS 67054  
(Name in Print) (Address/Zip Code)  

Telephone  

I, the undersigned, having read and understood the City of Greensburg Street Closure Policy, do hereby petition for the closure of:

_________  
(Street Name)  

between Hwy 54 to Wisconsin and Florida street from Sycamore to Oak  
(Street 1) (Street 2)  

children's annual to expand into Brook Park  
(old)  

on Saturday May 28th from 10 am to 5 pm  
(Date & Day of Week) (Time) (Time)  

Sunday May 29th from 9 to 8 pm  
(Detailed Description of Event)  

I agree to comply with the provisions of the Greensburg Street Closing Policy and any other conditions imposed by the City as set forth on the attached Exhibit.

Signature of Applicant  

******************************
APPROVED:

__________________________ Date __________ □ Other conditions apply, see attached  
City Administrator  

***NOTE: APPLICATIONS ARE DUE 15 DAYS IN ADVANCE OF PROPOSED CLOSURE***

** Original to City Administrator; Copy to Responsible Party **

Please be advised this year proceeds are going towards finish concrete work what is needed 2020 local scout cabin.

1. Roll Call
2. Approval of Minutes of Previous Meeting
   a. January 5, 2015
3. Communications
4. Reports
   a. Report on Big Well Payments- City Staff
5. Unfinished Business
6. New Business
   a. Election of President
   b. Election of Vice President
   c. Election of Secretary
7. Adjournment
Vice-president Matt Christenson called a regular meeting of the Greensburg Public Building Commission to order at 5:35 p.m. on Monday, January 5, 2015 in the board room of City Hall, Greensburg, KS. Members present: Debbie Goering, Matt Christenson, Judy Kirk and Dea Corns. Member absent: Roberta Stauth. Also attending the meeting was Christy Pyatt, Greensburg City Clerk.

The minutes of the 6:35 pm meeting on June 2, 2014 were approved with a motion by Goering, seconded by Kirk.

Reports of the Big Well income for the past 5 years was presented by Pyatt and discussed. The current project of the public swimming pool facility project was also discussed.

Goering made a motion to retain the slate of officers as follows for the year 2015.

    Roberta Stauth – President
    Matt Christenson – Vice President
    Dea Corns - Secretary.

The motion was seconded by Kirk. The motion passed.

There being no further business to come before the board, the meeting was adjourned.

Respectfully submitted.

Dea Corns, Secretary
RESOLUTION NO. PBC2009-00

A RESOLUTION OF THE CITY OF GREENSBURG, KANSAS PUBLIC BUILDING COMMISSION APPROVING AND ADOPTING BYLAWS.

WHEREAS, under the authority of K.S.A. 12-1757 et seq., as amended by Charter Ordinance No. 11 of City of Greensburg, Kansas (the "Act"), the City of Greensburg, Kansas Public Building Commission (the "PBC"), a municipal corporation of the State of Kansas, has heretofore been created by Ordinance No. 988 of the governing body of the City of Greensburg, Kansas (the "City"); and

WHEREAS, the PBC is authorized, and hereby finds it necessary and advisable, to approve and adopt bylaws to govern the internal affairs of the PBC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF GREENSBURG, KANSAS PUBLIC BUILDING COMMISSION:

SECTION 1. Approval and Adoption of Bylaws. The Bylaws presented with and attached to this Resolution as Exhibit A are approved and adopted by the PBC and shall govern the internal affairs of the PBC. The Bylaws may be amended as provided therein.

SECTION 2. Effective Date. This Resolution shall be effective from and after its adoption by the PBC.

ADOPTED by the City of Greensburg, Kansas Public Building Commission on October 6, 2009.

[Signature]
President

[Signature]
Secretary

ATTEST:
Greensburg Public Building Commission
October 6, 2009
Incubator

On October 6, 2009 at 6pm, the Greensburg Public Building Commission held its organizational meeting. Members present: Greg Waters, Erica Goodman, Judy Kirk and Debbie Goering. Marvin George was absent. Staff present: Gordon Stull, City Attorney, Steve Hewitt, City Administrator and Kim Alderfer, Assistant City Administrator. Gordon explained the purpose of a Public Building Commission. It is a financial vehicle for funding of government projects where debt is limited. The Commission is to adopt bylaws and elect officers. They are subject to open meetings and open records. The meeting quorum is four and majority is three.

Adoption of Bylaws

Greg made a motion to adopt the bylaws. Erica seconded. Motion passed 4-0.

Election of Officers

Judy made a motion to nominate Greg Waters as President. Erica seconded. There were no other nominations. Motion passed 3-1.

Judy made a motion to nominate Erica for Vice President. Greg seconded. There were no other nominations. Motion passed 4-0.

Erica made a motion to nominate Marvin for Secretary. Judy seconded. There were no other nominations. Motion passed 4-0.

Big Well Museum

Discussion was held about the Big Well project. There is already a half cent sales tax in place that will be used to pay a 15-20 year bond. We have approximately $700,000 FEMA and insurance. Next steps will be to get with the Kevin Cowan and have the City Councils proceed with plans for the Big Well. Administrator Hewitt will let the PBC know when the next meeting will be set.
BYLAWS
of the
City Of Greensburg, Kansas Public Building Commission

ARTICLE I

AUTHORITY

The City of Greensburg, Kansas Public Building Commission ("PBC") has been created pursuant to Ordinance No. 988 (the “Creating Ordinance”) of the City of Greensburg, Kansas (the “City”), and it is authorized to adopt these bylaws pursuant to law and to the aforementioned Creating Ordinance.

ARTICLE II

ORGANIZATION AND OFFICERS

A. The officers of the PBC shall be a President, a Vice-President and a Secretary, and they shall have the following authority:

1. The President shall preside at all meetings of the PBC and shall sign, execute, act and deliver for the PBC all contracts, warrants, deeds, conveyances, leases, bonds and documents of any kind required or authorized to be signed or delivered by the PBC.

2. The Vice President shall in the absence or disqualification or disability of the President perform the duties of the President and shall act in his/her place with the full power and authority which he/she would have were he/she present. In case of the resignation or death of the President, the Vice President shall perform such duties as are imposed on the President until such time as the PBC shall elect a new President.

3. The Secretary shall keep the records of the PBC and act as secretary at the meetings thereof. The Secretary shall record all votes and shall keep all records of the proceedings of the PBC in a written journal. The Secretary shall keep and protect the seal of the PBC and shall have the power to affix such seal and attest to all contracts and documents authorized to be executed by the PBC.

B. The PBC shall appoint such other officers as may be required by law or Ordinance or Resolution or as the business of the PBC demands.

C. The officers of the PBC shall perform such other duties and functions as may from time to time be required by the PBC or the Bylaws and regulations of the PBC.

D. The President, Vice President and Secretary shall be elected at the annual meeting of the PBC from among and by its number; and they shall hold office for one year or until their successors are elected and qualified.
E. Should an elective office become vacant, the commissioners shall elect a successor from their membership at the next meeting or as soon as is reasonably possible; and such successor shall serve for the unexpired term of office.

F. The PBC may from time to time employ such personnel as it deems necessary to exercise its powers, duties and functions as prescribed by law, provided funds are available or made available by the City.

G. Regular members and officers of the PBC shall serve without compensation.

ARTICLE III

MEETINGS OF THE PBC

A. The annual regular meeting of the PBC shall be held in January of each year. The time and place of such meetings shall be determined by the President.

B. The Secretary, or other authorized officer, shall prepare a notice of the meeting and an agenda of all matters to come before the PBC and mail same to the PBC members no later than one week preceding the next regular meeting. A copy of the agenda shall also be furnished to the City Clerk and City Attorney for the City. Any member of the PBC may cause matters to be placed on the agenda by advising the Secretary no later than 12:00 noon on the tenth day preceding the next scheduled meeting.

C. Special meetings of the PBC may be called by the President at any time by giving 24 hours' notice of the time and place of such meeting to all of the members thereof, and such meetings may also be called upon the request of a majority of the qualified members.

D. Four qualified members shall constitute a quorum.

E. All meetings of the PBC shall be conducted in accordance with Robert's Rules of Order, except as otherwise provided by these Bylaws or by procedures adopted by the PBC.

F. At the regular meeting of the PBC, the following shall be the order of business is

1. Roll Call
2. Approval of Minutes of Previous Meeting
3. Communications
4. Reports
5. Unfinished Business
6. New Business
7. Adjournment

G. All matters of business shall be voted upon by voice vote. The yeas and nays shall be entered on the minutes of such meeting when the vote is other than unanimous. On motion and passage of a majority of the members present, a roll call vote may be taken.

H. The PBC shall act by Resolution in all formal matters.
ARTICLE IV
POWERS AND DUTIES OF THE PBC

The PBC shall have authority prescribed in the Creating Ordinance of the City, including the power to:

A. Acquire real estate for purposes of constructing, reconstructing, equipping and furnishing, or purchase or otherwise acquire, a building or buildings or other facilities ("Land and Facilities") of a revenue producing character. Such building or buildings or facilities shall be maintained and operated for (i) City offices or such other purposes as are commonly carried on in connection with such facilities and general City buildings, (ii) public, municipal, community or recreational purposes of the City, (iii) educational, recreational or administrative purposes for school districts, (iv) health care and long-term care facilities of the City, another governmental entity or a non-profit organization operating for such purposes in the City, (v) housing and accommodation of county offices or county businesses or such other purposes as are commonly carried on in connection with such facilities and general county buildings and (vi) for housing, accommodations and parking facilities for offices of state and federal agencies, or (vii) any other buildings or facilities lawfully authorized by state statute or City Charter Ordinance; and,

B. Enter into leases to lease all or any part of such Land and Facilities to any nonprofit corporation organized under the laws of the State of Kansas, or any federal, state, county or county governmental agency, or any municipal corporation, quasi-municipal corporation, political subdivision or body politic, or agency thereof, doing business, maintaining an office or rendering a public service in the county seat or county in which the commission was organized and to rent any space as may not be needed by such governmental agencies for such service facilities as such public building commission may determine will primarily serve the comfort and convenience of the occupants of its buildings or other facilities; and,

C. Acquire fee simple title to real estate, including easements and reversionary interests in roads, highways, streets, alleys and other public places, and personal property required for PBC purposes by purchase, gift, or devise and to take title in the corporation name of the PBC; and,

D. Borrow money and issue revenue bonds ("Bonds") in the manner provided by law for the purpose of paying the cost or a portion of the cost of acquiring, constructing, equipping and furnishing Land and Facilities; to pledge the revenues received from such Land and Facilities to secure such Bonds; and to make covenants with respect to the maintenance, operation, repair and insuring of improvements thereon; and,

E. Adopt a seal; and,

F. Convey title to governmental entities for which the PBC has held title, after Bonds issued for the purpose of acquiring Land and Facilities for the benefit of any such governmental entity have been retired. Conveyance may be made of portions of the Land and Facilities as portions of the Bonds are paid or retired, if provision for such conveyance is provided for in bond documents and in the lease between the PBC and the lessee; and,

G. Pledge the interest in Land and Facilities acquired by the PBC to the payment of Bonds; and,
H. Do all other things and acts authorized and necessary or convenient to carry out the powers granted to the PBC under the Creating Ordinance of the City, K.S.A. 12-1757 et seq., as amended, Charter Ordinance No. 11 of the City, and any other applicable Charter Ordinances of the City; provided, however, that under no circumstance shall any income of the PBC inure to the benefit of any private person.

ARTICLE V
SUPPORT SERVICES

The City shall provide support services to the PBC. The City Attorney may provide legal representation to the PBC.

ARTICLE VI
REQUIRED NOTICES BY PUBLICATION

All notices required by law to be published shall be given by publication in the official newspaper of the City.

ARTICLE VII
SEAL

The seal of the PBC shall have the words "CITY OF GREENSBURG, KANSAS Public Building Commission" in the outer circle.

ARTICLE IX
AMENDMENTS TO BYLAWS

The PBC may, by a two-thirds majority vote thereof, amend these Bylaws or any provisions or sections thereof at any time when the same is not in conflict with or in contravention of any of the laws of the State of Kansas or Ordinances or Resolutions of the City applicable thereto; provided, however, that notice of the proposed amendments be furnished by the Secretary to the PBC members not less than ten days prior to the meeting at which said amendments are to be considered.

ARTICLE X
VESTING OF PROPERTY UPON DISSOLUTION

Upon dissolution of the PBC, title to all property owned by the PBC shall vest in and become the property of the City.
ADOPTED THIS 6TH DAY OF OCTOBER, 2009.

Marvin George, Member

Debbie Goering, Member

Erica Goodman, Member

Judy Kirk, Member

Greg Waters, Member