A) CALL TO ORDER

B) PLEDGE OF ALLEGIANCE AND INVOCATION

C) ROLL CALL & APPROVAL OF THE AGENDA

D) CITIZEN COMMENTS
   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
      a. Regular Meeting – September 17, 2018
   2. Appropriation Ordinance
      a. Ordinance #1133

F) ITEMS OF BUSINESS
   1. Discuss a request for funding assistance from PAC for the Aurora sculpture and additional landscaping to be placed at Starlight Park.
   2. Consider approval of an engagement letter with Kennedy, McKee & Co. to audit 2018 City of Greensburg revenues and expenditures.
   3. Consider Ordinance 1082 establishing City of Greensburg water utility rates effective from January 1, 2019.
   4. Consider authorizing the purchase of a commercial lawn mower for the Public Works Department.
   5. Discuss joining other government entities in signing a letter to the Secretary of Interior pertaining to ground water rights.

G) CITY STAFF REPORTS

H) GOVERNING BODY COMMENTS

I) 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 Interim City Administrator Jay Newton at administrator@greensburgks.org or call City Offices at 620-723-2751.
A) CALL TO ORDER
Mayor Robert Dixson called the September 17, 2018 meeting to order at 6:00 p.m.

B) PLEDGE OF ALLEGIANCE & INVOCATION
The Pledge of Allegiance was said. The invocation was given by Dixson.

C) ROLL CALL & APPROVAL OF THE AGENDA
Jungemann made a motion to approve the agenda as presented. The motion was seconded by Trummel and passed 5-0.

D) CITIZEN COMMENTS
There were no comments from citizens.

E) CONSENT AGENDA
Kern made a motion to approve the Consent Agenda as presented. Christenson seconded. Motion passed 5-0.

F) ITEMS OF BUSINESS
   1. Jim Kennedy – Presentation of the City of Greensburg Financial Statement with the independent auditor’s report for the fiscal year ending December 31, 2017
Jim Kennedy, Kennedy McKee, presented Council with the 2017 independent auditor’s report. There were no new accounting policies for the year and no significant deficiencies found. Auditors did 3 main adjustments to the books, with a few additional minor adjustments. There were not a lot of changes since 2016, other than budgeted transfers. All funds are within compliance of state statute. Certain special purpose state grant funds did overspend their cash balances; however, statute does not prohibit cities from financing the state share of a local program from current funds. A Memorandum of Understanding was signed with the State of Kansas in 2007 to provide funding for the 15% local match required by FEMA projects. An interest rate and repayment schedule were never defined, and the City continues to carry this as long-term debt. The City has met its obligation to the Sanitation Capital Reserve Fund. Kennedy reminded Council that some infrastructure funds have been used for the City’s portion of the airport project. The Incubator fund looked better than it has in the past, but expenses continue to exceed revenue. Revenues and expenditures for the city’s utility funds remain consistent. The Housing Authority saw an increase in revenue over expenditures.

Reves asked if Council could combine some of the non-budgeted funds into one non-budgeted fund. Kennedy explained that, to his knowledge, there were no restrictions on the donation fund. Dollars for the equipment reserve and capital reserve must come from a budgeted fund. Kennedy stated that Council could consider combining the tornado donation, tornado insurance, and Planet Green donation funds, but the Court diversion, public building debt service, public building reserve, equipment reserve and grant funds need to remain separate. He also commented that money from the tornado insurance fund could be transferred to the electric reserve and utilized for expenses such as adding to the electrical system. Reves then asked if the disaster loan from the State decreases the City’s ratings for debt service. Kennedy stated that the interest the City was offered since the disaster looked normal.

Trummel made a motion to accept the audit as presented. Reves seconded. Motion passed 5-0. Kennedy left a letter of engagement for 2018’s audit for Council’s consideration.
2. Judi Kirk – PAC Request for approval and donation.
Judi Kirk, who chair’s PAC, announced the appointment of two new members to the group and reviewed the history of PAC since its creation. The group has spent $41,385.50 on two art pieces, plantings, benches and plaques for the Starlight Park. ($15,000 of which were grant funds). The City provided the property, grass seed, sidewalk, and water for the plantings.

Kirk reported that PAC has unanimously selected a concept, the Aurora series, from artist Rollin Karg as the 3rd sculpture for the park. The piece would be approximately 7 foot tall, plus the height of the base, to be specified by Karg, and is made of stainless steel and blown glass. The group intends to position the sculpture in the middle of the space and towards the stone wall of the neighboring property. Upon Council’s questioning, Kirk described the piece’s proven durability. Kirk also noted that a local business has donated a large sum of money for the foundation. The group also applied for a Koch Industries Grant, but has not received notice of being awarded. The budget provided contains estimates, based on the previously installed pieces, for the base, lighting, and bushes to be placed behind the sculpture. The group would also like to see a pathway of stones run between the three pieces.

Discussion was had on the proposed piece of art, as well as the budget, funding opportunities, and fund raising efforts. Kirk voiced concern that she has not had any response from those who once promised large donations. She is afraid that they have lost interest. Kern asked if the proposed sculpture would be durable enough for small children to interact with and climb through it. Kirk stated that it would be durable and that it is the artist’s preference to have people touch and climb on the sculpture. Kirk explained that the photographs provided are not an exact replica of what would be placed in Starlight Park. Each piece is slightly different, as the glass does not blow the exact same each time Reves asked why the group did not seek to place an art piece on the ½ block across from City Hall, rather than putting all the sculptures on one small lot. Kirk explained that PAC had discussed that option, but had decided against it for reasons such as the expense of establishing grass in that large of a space. Also, with nothing else of height on the property, PAC felt that a single sculpture on the property would look odd. Christenson concurred, stating that he likes having all the sculptures together.

Reves and Dixson both expressed their desire to see money put towards beautification at the existing Big Well Park, as well as completion of the swimming pool park. Kern asked if PAC had reached out to any other community members regarding the design of the proposed sculpture, as they were asked to do the last time the topic was addressed. They had not. Kirk stated that the Council had approved the artists who were to design the park’s sculptures in 2016. Jungemann asked why Council would not want to assist with the funding of the sculpture. Kern and Christenson voiced that Starlight Park needs to be completed, and that Council needs to see it through to completion. Christenson and Trummel addressed the previous request for a matching grant. Trummel suggested a donation of half the price of the sculpture. Christenson mentioned money available in the parks and reaction fund, from the proceeds of alcohol sales received through the State. Dixson reiterated that former Administrator Ludwig had suggested that fund be used to finish the swimming pool park. Trummel concurred that the pool park takes precedence.

The consensus of the Council was to table the discussion until their next meeting.

3. Discuss proposed water utility rate adjustment
Interim Administrator Jay Newton advised Council that among the notes left by City Administrator Kyler Ludwig was one advising the need for a water rate increase. Council was advised of this in April and during budget discussions. Upon review, Newton has found water expenditures to exceed revenues. At some point a substantial increase to water fees would be necessary. Newton went through the topic memorandum provided in the Council packet. At this time, a large increase is not necessary, allowing Council the option to spread out the increase needed over a number of years. Newton suggested a four
year increase. The suggested rate structure provided would have a minimal impact on city customers and initially only a minimal impact on city water revenue. The longer term impact is minimizing the necessity of imposing a large rate increase on consumers while reducing the imbalance between water revenues and expenditures. Christenson suggested that an additional year be included in the proposed rate schedule. Newton advised he would include that in the ordinance. Newton also noted that city utility users have been subsidizing for customers located outside of city limits, who have no investment in infrastructure or administrating utilities. The proposed rate structure shows a larger increase in cost for those customers located outside city limits. While reviewing the current city ordinance, Newton noted there is no codified provision for the sale of bulk water, which is a standard provision in nearly all Kansas cities. Newton recommended a rate of $20.00/1,000 gallons with a $20.00 minimum

Following a brief discussion regarding making the water fund self-sufficient and the benefits of phasing in a rate increase, Reves made a motion for Staff to prepare an ordinance with the recommendations for water utility rate adjustments to be stretched over five (5) years. Rates would be effective January 1, 2019. The motion was seconded and passed 5-0.

4. Discuss construction of a generic building in the City of Greensburg Industrial Park
Trummel has been approached by two interested parties about the possibility of the City constructing a generic building in the Industrial Park. One party is local, the other has an established business in the state, but would like to have a location in Greenburg that would employ 4-6 employees. That facility would require a city block or more in space. Newton has completed similar projects elsewhere. Council previously discussed constructing a metal building shell and providing utilities to the location. Applicants would have to have an approved business plan to be considered. One interested party inquired about the possibility of a 5 year contract with an option to purchase at the end of the contract. Trummel has also been questioned by the party’s lending institution. Council discussed that former Administrator Ludwig had confirmed with USDA that the City would not be required to pay back a portion of their funding to USDA if the land was sold along with a building because USDA funds were used for infrastructure only. Christenson mentioned the possibility of using sales tax generated to fund the next building.

Dixson recommended that Trummel convey the Council’s interest to the inquiring individuals and have them schedule a meeting with him and Newton.

5. Consider Ordinance 1081 amending Chapter XIV Article 5 of the Code of the City of Greensburg (Special Purpose Vehicles)
Police Chief Alvarez was asked to join the meeting to present information regarding recommended changes to the Special Purpose Vehicle (SPV) Code. Alvarez and City Clerk Christy Pyatt have worked together to create an Ordinance that would simplify the current code and bring it into agreement with the current Standard Traffic Ordinance (STO). Changes to the code were outlined in the meeting packet agenda memo. Alvarez explained that the State now allows golf carts with lights to be on streets after dusk. Staff is also recommending allowing ATVs on city streets. Council and Staff briefly discussed previous issues with certain SPVs on city streets. Alvarez gave examples of situations, in which it would be helpful to have the ability to utilize four wheelers specifically. Currently, even drivers with licenses are prohibited from using them, causing operators to load the machines to take them for fuel. There has also been interest by a family in utilizing a four wheeler to travel to the edge of town to feed 4-H animals. The wording of the proposed Ordinance would save Council from having to amend the Ordinance each year when a new STO is adopted.

Christenson made a motion to approve the Ordinance as presented. Trummel seconded. Dixson called for a roll call vote. Christenson: yes; Trummel: yes; Jungemann: yes; Reves: yes; Kern: yes. Motion passed 5-0. The Ordinance will go into effect upon publication in the city newspaper.
6. Consider adoption of Resolution 2018-03, amending the City of Greensburg Position Classification and pay Plan pay ranges for classified employees to be effective January 1, 2019

The City Council annually reviews changes in the cost of living and makes adjustment to employee wages based on the Consumer Price Index for Urban Wage Earners. Newton reported that a 3% COLA was accounted for in the 2019 budget. Newton believes the cost of living rating to be approximately 2.9% for the year. Newton views COLA as necessary for the City to employ and retain employees. Newton recommended Council proceed with a 3% COLA beginning January 1, 2019.

Kern made a motion to approve Resolution 2018-03, amending the city’s pay to reflect a 3% COLA. Reves seconded. Motion passed 5-0.

G) CITY ADMINISTRATOR’S REPORT

Newton reported on the following:

- Haviland Telephone plans to install fiber internet service at City Hall next week.
- The City must move email to a new service provider in the near future, as email service will no longer be supported by Spinnaker Web. Office Solutions is providing quotes for potential service providers. Christenson mentioned that the County is switching to Office 365 for their service.
- The concrete side slope at the sewer lagoon that goes to a stem wall is breaking and beginning to slide into the lagoon. Staff has been pumping water to the secondary lagoon and will be taking a look at the stem wall. An Engineer will be required if there is an issue that must be repaired. Newton believes that the wave action of the lagoon will eventually take the walls out completely. Staff will look into potential state grant options.

H) GOVERNING BODY COMMENTS.

Dixson presented Council with a copy of a letter from Kansas Mennonite Disaster Service, thanking them for their generous donation toward the Eureka and Greenwood County tornado disaster relief efforts.

Trummel has been asked what Council intended to do about hangars and a taxi way at the new airport. The turf will be ready to utilize next spring. Council desires to gather information and discuss options further.

I) ADJOURNMENT

With nothing addition to come before the Council, Dixson declared the meeting adjourned at 7:52 p.m.

___________________________________   ______________________________
Robert A. Dixson, Mayor    Christy Pyatt, City Clerk
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September 17, 2018

Mayor and City Council
City of Greensburg, Kansas
300 S. Main
Greensburg, KS 67054

We are pleased to confirm our understanding of the services we are to provide the City of Greensburg, Kansas, a Municipal Financial Reporting Entity, for the year ended December 31, 2018. We will audit the financial statement as of and for the year ended December 31, 2018.

We have been engaged to report on the regulatory-required supplementary information (RRSI) that accompanies the City's financial statement. We will subject the following RRSI to the auditing procedures applied in our audit of the financial statement and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statement or to the financial statement itself, and other additional procedures in accordance with auditing standards generally accepted in the United States of America and will provide an opinion on it in relation to the financial statement as a whole:

1. Schedule 1, Summary of Regulatory Basis Expenditures – Actual and Budget
2. Schedule 2, Schedules of Regulatory Basis Receipts and Expenditures
3. Schedule 3, Schedule of Regulatory Basis Receipts and Disbursements – Agency Funds
4. Schedule 4, Schedule of Regulatory Basis Receipts and Expenditures – Related Municipal Entity

Audit Objective

The objective of our audit is the expression of an opinion as to whether your financial statement is fairly presented, in all material respects, in conformity with the Kansas Municipal Audit and Accounting Guide (KMAAG) and the accounting practices prescribed by the State of Kansas to demonstrate compliance with the cash basis and budget laws of the State of Kansas, which is a regulatory basis of accounting, the practices of which differ from accounting principles generally accepted in the United States of America (GAAP) and to report on the fairness of the RRSI referred to in the second paragraph when considered in relation to the financial statement as a whole. Our audit will be conducted in accordance with auditing standards generally accepted in the United States of America and the KMAAG, and will include tests of the accounting records and other procedures we consider necessary to enable us to express such an opinion. If our opinion on the financial statement is other than unqualified (unmodified), we will discuss the reasons with you in advance. If, for any reason, we are unable to complete the audit or are unable to form or have not formed an opinion, we may decline to express an opinion or to issue a report as a result of this engagement.

Management Responsibilities

Management is responsible for the financial statement and all accompanying information as well as all representations contained therein. You are also responsible for making all management decisions and performing all management functions, for designating an individual with suitable skill, knowledge, or experience to oversee our assistance with the preparation of your financial statement and related notes and any other nontest services we provide; and for evaluating the adequacy and results of those services and accepting responsibility for them.

Management is responsible for establishing and maintaining effective internal controls, including monitoring ongoing activities; for the selection and application of accounting principles; and for the fair presentation in the financial statement of the respective Summary Statement of Receipts, Expenditures and Unencumbered Cash of the City of Greensburg, Kansas in conformity with the KMAAG and the practices prescribed by the State of Kansas to demonstrate compliance with the cash basis and budget laws of the State of Kansas, which is a regulatory basis of accounting, the practices of which differ from GAAP.
Management is also responsible for making all financial records and related information available to us and for the accuracy and completeness of that information. You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statement, (2) additional information that we may request for the purpose of the audit, and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence.

Your responsibilities include adjusting the financial statement to correct material misstatements and confirming to us in the written representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statement taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud or illegal acts affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud or illegal acts could have a material effect on the financial statement. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from employees, former employees, regulators, or others. In addition, you are responsible for identifying and ensuring that the entity complies with applicable laws and regulations.

You are responsible for the preparation of the RRSI in conformity with the KMAAG and the accounting practices prescribed by the State of Kansas to demonstrate compliance with the cash basis and budget laws of the State of Kansas, which is a regulatory basis of accounting, the practices of which differ from GAAP. You agree to include our report on the RRSI in any document that contains and indicates that we have reported on the RRSI. You also agree to include the audited financial statement with any presentation of the RRSI that includes our report therein. Your responsibilities include acknowledging to us in the representation letter that (1) you are responsible for presentation of the RRSI in accordance with the KMAAG; (2) that you believe the RRSI, including its form and content, is fairly presented in accordance with the KMAAG; (3) that the methods or measurement of presentation have not changed from those used in the prior period (or, if they have changed, the reasons for such changes); and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the RRSI.

Management understands and acknowledges the following with regards to the financial statement:

- The purpose for using the KMAAG regulatory basis framework is to comply with the statutory provisions applicable to the entity for preparation of the financial statement on a basis of accounting other than GAAP;
- The financial statement is intended for general use;
- Management has taken appropriate steps to determine that the KMAAG regulatory basis framework is acceptable in the circumstances for meeting its annual financial statement reporting needs;
- Informative disclosures will be included in the financial statement that are appropriate to the KMAAG regulatory basis framework, including:
  - A description of the KMAAG regulatory basis framework, including a summary of significant accounting policies, and how the framework differs from GAAP.
  - Informative disclosures similar to those required by GAAP for items contained in the financial statement that are the same as, or similar to, those in financial statements prepared in accordance with GAAP; and
  - Any additional disclosures beyond those specifically required by the KMAAG regulatory basis framework that may be considered necessary to achieve fair presentation of the financial statement.
  - Management has chosen to include the financial information of the following related municipal entity in its financial statement:
    - Greensburg Housing Authority

**Audit Procedures—General**

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statement; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statement. We will plan and perform the audit to obtain reasonable rather than absolute assurance about whether the financial statement is free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity.
Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is a risk that material misstatements may exist and not be detected by us, even though the audit is properly planned and performed in accordance with U.S. generally accepted auditing standards. In addition, an audit is not designed to detect immaterial misstatements, or violations of laws or governmental regulations that do not have a direct and material effect on the financial statement. However, we will inform the appropriate level of management of any material errors and any fraudulent financial reporting or misappropriation of assets that come to our attention. We will also inform the appropriate level of management of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential. Our responsibility as an auditor is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors. We have advised you of the limitations of our audit regarding the detection of fraud and the possible effect on the financial statement (including misappropriation of cash or other assets).

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts, and may include tests of assets and liabilities by correspondence with selected individuals, funding sources, creditors, and financial institutions. We may request written representations from your attorney(s) as part of the engagement, and they may bill you for responding to this inquiry. At the conclusion of our audit, we will require certain written representations from you about the financial statement and related matters.

Audit Procedures—Internal Control

Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statement and to design the nature, timing, and extent of further audit procedures. An audit is not designed to provide assurance on internal control or to identify deficiencies in internal control. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards.

Audit Procedures – Compliance

As part of obtaining reasonable assurance about whether the financial statement is free of material misstatement, we will perform tests of the entity’s compliance with applicable laws and regulations and the provisions of contracts and agreements. However, the objective of our audit will not be to provide an opinion on overall compliance and we will not express such an opinion.

Auditor’s Responsibility

We will also be responsible for the following with regard to the audit of the financial statement:

- For complying with all auditing standards generally accepted in the United States of America as relevant to and adapted to the circumstances of the audit of the financial statement;
- For evaluating whether the financial statement is suitably titled, adequately refers to or describes the KMAAG regulatory basis framework, includes a summary of significant accounting policies, adequately describes how the KMAAG regulatory basis framework differs from GAAP in qualitative terms, and includes the appropriate informative disclosures as described in Management’s Responsibilities above;
- For evaluating whether the financial statement achieves fair presentation with regard to the KMAAG regulatory basis framework and forming the appropriate opinion on the financial statement taken as a whole; and
- Because the financial statement is intended for general use, we are responsible for expressing an opinion as to the fair presentation of the financial statement in accordance with GAAP, in addition to expressing an opinion about whether the financial statement is prepared in accordance with the KMAAG regulatory basis framework.
Engagement Administration, Fees, and Other

We understand that your employees will prepare all cash or other confirmations we request and will locate any documents selected by us for testing.

We will also assist you in the preparation of the annual budget for 2020.

We will begin our audit on a mutually agreed-upon date. James W. Kennedy is the engagement partner and is responsible for supervising the engagement and signing the report. Our fee for these services will be at our standard hourly rates plus expenses, except that we agree that our gross fee will not exceed $15,900 plus expenses for the year ended December 31, 2018. Our standard hourly rates vary according to the degree of responsibility involved and the experience level of the personnel assigned to your audit. The fee for the following will be at our standard hourly rates:

- Audit of the Greensburg Housing Authority
- Preparation of the 2019 budget
- Audit of Federal Financial Assistance in accordance with Government Audit Standards, if required
- Other work outside of the scope of the audit

We appreciate the opportunity to be of service to the City of Greensburg, Kansas, and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,

Kennedy McKee & Company LLP

James W. Kennedy
Partner

RESPONSE:

This letter correctly sets forth the understanding of the City of Greensburg, Kansas.

By: _______________________________________

Title: ______________________________________

Date: ______________________________________
ORDINANCE NO. ______


BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GREENSBURG, KANSAS:

SECTION 1. The following sections amend or add to Chapter XV, Article 2 of the Code of the City of Greensburg:

15-213  Leaks.
Leaks occurring between the meter or cut-off valve and the water main shall be repaired by the city. Leaks occurring on the user’s side of the meter or cut-off valve shall be repaired by the owner. If said leak in the user’s line is underground or in any manner concealed so that the user could not reasonably have had knowledge of such leak, the user’s bill for the preceding month shall be reduced by fifty percent (50%) of the meter consumption, provided that repairs are made within ten (10) days of the time the leak is discovered.

15-214  Utility deposit.
At the time of making application for water service, the property owner or customer shall make a cash deposit in the amount and manner specified in section 15-102 to secure payment of accrued bills or bills due on discontinuance of service.

15-215  Interruption of service.
The city reserves the right to interrupt water service for the purpose of making repairs or extensions to water lines or equipment.
15-216  Prohibited acts.
It shall be a violation of this article for any unauthorized person to:

(a) Perform any work upon the pipes or appurtenances of the city’s waterworks system unless such person is employed by the city;

(b) Make any connections with any extension of the supply pipes of any consumer without written permission to do so having been first obtained from the Superintendent of Utilities

(c) Remove, handle or otherwise molest or disturb any meter, meter lid, cutoff, or any other appurtenance to the water system of the city.

15-217  Wasting water.
Water users shall prevent unnecessary waste of water and shall keep sprinklers, hydrants, faucets and all apparatus, including the service line leading from the property to the meter in good condition at their expense.

15-218  Right of access.
Authorized employees of the city may enter upon any premises at reasonable hours for the purpose of reading the meter or servicing or inspecting meters or water lines.

15-219  Delinquent accounts; notice; hearing; finding; liability.
Water service shall be terminated for nonpayment if service fees or charges as provided in sections 15-103:106.

15-220  Disconnection/reconnection charge.
Any service disconnected for nonpayment of delinquent bill shall be reconnected only on payment of the delinquent bill, interest penalty thereon and a reconnection charge as provided by 15-105.

15-221  Use during fire.
No person owning or occupying premises connected to the municipal water system shall use or allow to be used during a fire any water from the water system except for the purpose of extinguishing the fire. Upon the sounding of a fire alarm it shall be the duty of every such person to see that all water services are closed and that no water is used except in extraordinary case of emergency during the fire.
15-222 Water rates.

The city will furnish water to consumers only on metered measure and at the adopted rates per month. The monthly minimum service charges plus the unit cost per one thousand (1000) gallons as set forth in this section apply to all residential, governmental, institutional, commercial and out of city consumers of City of Greensburg water commencing on January 1st of each year shown:

<table>
<thead>
<tr>
<th>Customer Class</th>
<th>Year</th>
<th>Monthly Minimum</th>
<th>Each Unit of 1000 Gallons</th>
</tr>
</thead>
<tbody>
<tr>
<td>Residential</td>
<td>2019</td>
<td>$15.00</td>
<td>$3.00</td>
</tr>
<tr>
<td></td>
<td>2020</td>
<td>$15.50</td>
<td>$3.00</td>
</tr>
<tr>
<td></td>
<td>2021</td>
<td>$15.75</td>
<td>$3.25</td>
</tr>
<tr>
<td></td>
<td>2022</td>
<td>$16.00</td>
<td>$3.50</td>
</tr>
<tr>
<td></td>
<td>2023</td>
<td>$16.50</td>
<td>$3.75</td>
</tr>
<tr>
<td>Institutional</td>
<td>2020</td>
<td>$18.25</td>
<td>$3.50</td>
</tr>
<tr>
<td></td>
<td>2021</td>
<td>$18.50</td>
<td>$3.75</td>
</tr>
<tr>
<td></td>
<td>2022</td>
<td>$19.00</td>
<td>$4.00</td>
</tr>
<tr>
<td></td>
<td>2023</td>
<td>$19.50</td>
<td>$4.50</td>
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<tr>
<td>Governmental</td>
<td>2021</td>
<td>$15.75</td>
<td>$3.25</td>
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<tr>
<td></td>
<td>2022</td>
<td>$16.00</td>
<td>$3.50</td>
</tr>
<tr>
<td></td>
<td>2023</td>
<td>$16.50</td>
<td>$3.75</td>
</tr>
<tr>
<td>Commercial</td>
<td>2019</td>
<td>$18.00</td>
<td>$3.50</td>
</tr>
<tr>
<td></td>
<td>2020</td>
<td>$18.25</td>
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<tr>
<td></td>
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<td>$18.50</td>
<td>$3.75</td>
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<td></td>
<td>2022</td>
<td>$19.00</td>
<td>$4.00</td>
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<tr>
<td></td>
<td>2023</td>
<td>$19.50</td>
<td>$4.50</td>
</tr>
<tr>
<td>Out of City</td>
<td>2019</td>
<td>$20.00</td>
<td>$4.00</td>
</tr>
<tr>
<td></td>
<td>2020</td>
<td>$20.25</td>
<td>$4.25</td>
</tr>
<tr>
<td></td>
<td>2021</td>
<td>$20.50</td>
<td>$4.50</td>
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<tr>
<td></td>
<td>2022</td>
<td>$21.00</td>
<td>$4.75</td>
</tr>
<tr>
<td></td>
<td>2023</td>
<td>$22.00</td>
<td>$5.00</td>
</tr>
</tbody>
</table>

15-223 Bulk water sales

The city will furnish water to be sold at $20.00 per one thousand (1,000) gallons rounded 5to the nearest 1,000 gallons: $20.00 minimum

15-224 Modification of charges.

Rates, fees and charges for water may be modified and established by Resolution of the Governing Body of the City of Greensburg

SECTION 2. Section 15-226 is hereby removed from Chapter XV, Article 2 of the code of the City of Greensburg, Kansas.
SECTION 3. That Ordinance No. 1039 and all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. This Ordinance shall take effect and be in force from and after January 1, 2019, following its passage and publication in the official city paper, The Kiowa County Signal.

Passed by the City of Greensburg City Council and approved by the Mayor this 1st Day of October, 2018.

_________________________
Robert A. Dixson, Mayor

ATTEST:

____________________________
Christy Pyatt, City Clerk
City of Greensburg
City Council Meeting
October 1, 2018

To: Mayor and City Council  
From: Jay Newton,  
        Interim Administrator  
Subject: Replacement of 2004 Commercial Lawn Mower

**Background**  
I have been approached by Mike Hayes, Public Works Superintendent, proposing the City replace the 2004 John Deere riding mower that is totally used and requiring constant repair to keep running. Since mowing has become a primary function of the City since the tornado that is no surprise. Mike is seeking a mid-mount 72” mowing decked, zero turn, riding mower. Using that criteria specifications and prices from three dealer have been prepared. The equipment brands selected are Grasshopper, John Deere and Kubota. Basic specifications are shown, followed by the specs and price by each item of equipment:

<table>
<thead>
<tr>
<th>Min. Requirements</th>
<th>Grasshopper 400 Diesel</th>
<th>John Deere 997R Diesel</th>
<th>Kubota 2690 Diesel</th>
<th>Kubota 3990 Diesel</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mowing Width:</td>
<td>72”</td>
<td>72”</td>
<td>72”</td>
<td>72”</td>
</tr>
<tr>
<td>Engine:</td>
<td>3 Cyl.,77 cu. In., 1.3 L</td>
<td>3 Cyl., 100 cu. In., 1.6L</td>
<td>3 Cyl., 66.6 Cu.In.1.1 L</td>
<td>4Cyl., 91 Cu.In., 1.5L</td>
</tr>
<tr>
<td>Deck:</td>
<td>10 gage</td>
<td>7 gage</td>
<td>10 gage</td>
<td>10 gage</td>
</tr>
<tr>
<td>Fuel Type:</td>
<td>Diesel</td>
<td>Diesel</td>
<td>Diesel</td>
<td>Diesel</td>
</tr>
<tr>
<td>Mowing Blades:</td>
<td>3-25 inch</td>
<td>3-25 inch</td>
<td>3-25 inch</td>
<td>3-25 inch</td>
</tr>
<tr>
<td>Tires:</td>
<td>24” 4 ply Turf</td>
<td>24” 4 Ply</td>
<td>24” 4 Ply</td>
<td>24” 4 Ply</td>
</tr>
<tr>
<td>Total List Price:</td>
<td>$19,000</td>
<td>$23,899</td>
<td>$27,158</td>
<td>$31,098</td>
</tr>
</tbody>
</table>

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**Agenda Item F.4.**
Recommendation

The purchase of the Grasshopper mower is recommended. The city is using one Grasshopper mower that has been in use for three years. City Mechanic, Danny Trent advises maintenance and repair costs have been minimal and the machine has performed well. Funds are available in the Equipment Reserve Fund to pay for this item of equipment. However the Tornado Insurance Fund could also be used to pay for the equipment since the equipment will be used to mow and maintain property left vacant by the tornado.
September 6, 2018

The Honorable Ryan Zinke
Department of Interior
1849 C Street, N.W.
Washington, D.C. 20240

Dear Secretary Zinke:

We are writing to express the serious concern we have for the potentially negative impact of a pending decision regarding the method of providing additional water to Quivira National Wildlife Refuge (“Refuge”), which is managed by the U.S. Fish and Wildlife Service (the “Service”). Quite simply, this decision could be catastrophic to the local economy, and we need your support in accepting a solution that is wise for both local communities and the environment.

As you may know, in 2013 the Service filed a claim to the Kansas Department of Agriculture – Division of Water Resources (“KDA–DWR”) that the water flowing into the Refuge from Rattlesnake Creek has been negatively impacted by irrigation. By Kansas law, the Service’s surface water right is senior to the ground water rights of most irrigators and it was determined by the Chief Engineer of the Kansas Department of Water Resources that waterflow has been impaired, in part, by irrigation. Therefore, more surface water must be provided to the Refuge. It is important to note that this is not a water conservation measure for a declining water table; the ground water table in this area is stable and the issue at hand is to provide additional surface water to the Refuge. The issue now being deliberated is how much water must be provided and how that will be accomplished. The Chief Engineer at the KDA-DWR has also determined that augmentation, which would involve drilling new wells to provide additional water, is an acceptable method for providing the additional water the Service is entitled to under his ruling. The question is how that augmentation will occur, where the wells will be drilled, where the water will be delivered, and if additional reductions in irrigation will also be required.

If irrigation is curtailed, it will be disastrous to the local rural economy. The amount of revenue that irrigated cropland in the affected area brings into the local economy is approximately $190 million per year, and under proposals being considered to require reductions in irrigation, this could be reduced by $20 to $50 million per year for perpetuity. It would also require farmers to bear the cash costs of developing the infrastructure many miles away from the Refuge to pump and deliver water through man-made systems to supplement the natural Rattlesnake Creek stream flow, which could be tens of millions of dollars to build. In reducing irrigation, there would be a ripple effect in the revenue of businesses that employ people and provide services in agronomy, grain merchandizing and storage, fuel, fertilizer, agriculture equipment, as well as in non-agriculture related retail, housing, and health care. School enrollment in districts, already small and operating in innovative ways to maintain high quality education on small budgets, would drop and possibly threaten the ability to keep the doors open. Land prices would fall, negatively impacting the tax base on which local governments and schools depend. It would cripple agricultural banking that has collateralized loans based on current land valuations,
which would not only threaten existing loans but would freeze future lending. Using a multiplier provided by
the Kansas City Federal Reserve Bank, this full effect could range from $30 million to $125 million per year in this
local region. In this rural area, there simply is not another source of commerce that would replace that
revenue. The impact of even 5% mandated reduction in agricultural production would dwarf the effect of any
other state or federal initiative intended to stimulate growth, whether it be tax policy or any of a myriad of
government-administered programs.

To put these costs into perspective, the assessed (tax) valuation in Stafford County, which is the heart of the
affected area is about $90 million per year, including all land, improvements, housing, commercial property,
utilities, and personal property. The county budget for Stafford County, at the heart of the affected area, is $13
million. St. John-Hudson school district, also in the heart of the affected area, has an annual budget of about $5
million. The general funds of Cities of Stafford, St. John, and Macksville, the three largest towns in the county,
are each under $1 million.

The decimation of the local economy, however, is not necessary. There is a sensible solution, if the US Fish and
Wildlife Service at Department of Interior will accept it. The Chief Engineer at KDA-DWR has determined that
augmentation, which would provide surface water to the Refuge from water extracted from wells, is acceptable
and that it can be accomplished with minimal, if any, reduction in irrigation. Drilling augmentation wells at the
Refuge, where water can be delivered directly to where it is needed, when it is needed, could solve the problem
while eliminating the need for the reductions in irrigation that will be so crippling. This is a much better
solution than drilling augmentation wells many miles away, requiring expensive piping, or a system in which
millions of gallons of water are pumped into a creek and subject to transmission loss and evaporation.
Augmentation wells drilled at Quivira National Wildlife Refuge would be both efficient and sustainable. We
understand that drilling wells to supplement the domestic and stockwater needs is currently practiced at the
Refuge. Moreover, based on our research, right of way access for pipelines and wells occurs throughout the
National Refuge System for the oil and gas industry as recently as Spring 2018. The well drilling for augmentation
and right of way access for water pipelines at the Refuge would be analogous to both of these current practices
and is potentially a much more efficient use of all resources.

Finally, we want to make clear the environmental context of this action. This proposed reductions in irrigation
do not reduce aquifer usage – it would simply take from irrigation use and give to Quivira National Wildlife
Refuge. While curtailing irrigation is a subject of discussion in other parts of Kansas and the United States to
reduce water usage, in this case reducing irrigation is not reducing overall water consumption. Moreover, we
are in the Great Bend Prairie portion of the High Plains Aquifer, which is a recharging aquifer that is not
experiencing the same issues of water depletion like the Ogallala portion of the High Plains Aquifer. Having said
that, water conservation is an important topic and there are measures that both the Refuge and farm producers
can take to accomplish that goal. If conservation measures are prescribed as a part of the remedy for the
impairment to the Service, it should require that all parties – including Quivira National Wildlife Refuge –

improve water management.

Providing augmentation directly on Quivira National Wildlife Refuge could accomplish the goal of supplementing
surface water for recreation without reducing water allocated to agriculture. We have the perception that what
is holding this agreement back is the resistance of mid-level leaders within US Department of Interior, and that if
there were acceptance of the concept of augmentation directly on the Refuge by the US Fish and Wildlife
Service that the KDA-DWR would finalize its ruling. The reluctance of the US Fish and Wildlife Service to recognize the legitimate concerns of the people who live in proximity of the Refuge is a prime example of the frustration many citizens have for the regulatory burden of government. However, this is an opportunity for the current leadership at Department of Interior to show that there can be a balanced approach to managing wildlife and private property concerns. This is a reasonable solution that simply makes sense for all parties involved, and we urge you become involved to ensure this is a solution accepted by US Fish and Wildlife Service.

Sincerely,

Clayton Grimmett    Todd Wycoff    Kurt Fairchild  
Stafford County Commissioner    Stafford County Commissioner    Stafford County Commissioner  
District #1    District #2    District #3

Chad Fisher    Alex Vosburgh  
President  
Board of Education    President  
USD #350 St. John – Hudson    Stafford County Economic Development

cc:
US Senator Pat Roberts  
US Senator Jerry Moran  
US Representative Ron Estes  
US Representative Roger Marshall  
KS Department of Agriculture Secretary Jackie McClaskey