

ABILENE CITY COMMISSION - STUDY SESSION AGENDA
DWIGHT D. EISENHOWER MEMORIAL BUILDING - 419 N. BROADWAY AVENUE
July 19, 2016 - 4:00 pm

1. **PUBLIC COMMENTS.** Persons who wish to address the City Commission may do so when called upon by the Mayor. Comments on personnel matters and matters pending before court are not permitted. Speakers are limited to three minutes. Any presentation is for informational purposes only. No action will be taken.

2. **STRATEGIC DISCUSSION**
 - a. None

3. **ITEMS FOR PRESENTATION AND DISCUSSION**
 - a. 2Q, 2016 Financial Reports

 - b. Enterprise Funds Budget Presentation

 - c. Economic Development/Tourism Proposal

4. **ITEMS TO BE PLACED ON THE REGULAR AGENDA**
 - a. An Ordinance amending Chapter 2, Article 12 of the City Code of the City of Abilene, Kansas, concerning payment of insurance proceeds and repealing Ordinance No. 3106.

5. **ITEMS PROPOSED FOR THE CONSENT AGENDA**
 - a. Meeting Minutes: July 11, 2016 regular meeting
 - b. Acceptance of 2Q, 2016 Financial Report for the City of Abilene, Kansas

6. **REPORTS**
 - a. City Manager's Report

7. **ANNOUNCEMENTS** *(Meetings at Abilene Public Library unless otherwise provided)*
 - Heritage Commission, July 21 at 4:00 pm
 - City Commission Meeting, July 25 at 4:00 pm
 - Convention and Visitors Bureau, July 26 at 2:00 pm (Civic Center)
 - Tree Board Committee, July 26 at 5:00 pm
 - Budget Information Meeting, July 28 at 7:30 am (Abilene Public Library)

KEY REVENUES - 2Q, 2016 (unaudited)

City of Abilene, Kansas

Property Taxes	2015		2016		YTD Variance	% Variance	2016 Budget	Collected as % of Budget	Note No.
	YTD Actual	YTD Actual	YTD Actual	Variance					
General Fund	\$ 1,275,769	\$ 1,390,319	\$ 1,478,525	\$ 114,550	9%	\$ 1,478,525	94%		
Airport Fund	\$ 60,960	\$ 66,840	\$ 61,500	\$ 5,879	10%	\$ 61,500	109%		
Bond and Interest Fund	\$ 472,602	\$ 475,523	\$ 528,737	\$ 2,921	1%	\$ 528,737	90%		
Fire Apparatus Fund	\$ 47,728	\$ 48,686	\$ 51,021	\$ 958	2%	\$ 51,021	95%		
Library Fund	\$ 310,810	\$ 335,037	\$ 328,625	\$ 24,227	8%	\$ 328,625	102%		
Recreation Commission Fund	\$ 220,888	\$ 206,082	\$ 251,223	\$ (14,805)	-7%	\$ 251,223	82%		
Capital Improvement Fund	\$ 1,137	\$ 149	\$ 200	\$ (988)	-87%	\$ 200	75%		
Total Property Taxes	\$ 2,389,894	\$ 2,522,636	\$ 2,699,831	\$ 132,742	6%	\$ 2,699,831	93%	1	

Motor Vehicle Taxes

General Fund	\$ 149,017	\$ 93,664	\$ 147,338	\$ (55,353)	-37%	\$ 147,338	64%	
Airport Fund	\$ 2,351	\$ 3,737	\$ 7,750	\$ 1,385	59%	\$ 7,750	48%	
Bond and Interest Fund	\$ 49,992	\$ 29,929	\$ 55,176	\$ (20,064)	-40%	\$ 55,176	54%	
Fire Apparatus Fund	\$ 3,142	\$ 3,181	\$ 6,072	\$ 39	1%	\$ 6,072	52%	
Library Fund	\$ 24,264	\$ 13,052	\$ 39,987	\$ (11,212)	-46%	\$ 39,987	33%	
Recreation Commission Fund	\$ 16,433	\$ 14,090	\$ 29,521	\$ (2,342)	-14%	\$ 29,521	48%	
Capital Improvement Fund	\$ 25	\$ -	\$ -	\$ (25)	-100%	\$ -	0%	
Total Vehicle Taxes	\$ 245,224	\$ 157,652	\$ 285,844	\$ (87,572)	-36%	\$ 285,844	55%	

Sales Taxes

Local Sales Tax	\$ 659,132	\$ 597,602	\$ 1,302,744	\$ (61,530)	-9%	\$ 1,302,744	46%	
Special Library/Pool Sales Tax	\$ 242,940	\$ 222,587	\$ 445,000	\$ (20,354)	-8%	\$ 445,000	50%	
Local Street Sales Tax	\$ 173,540	\$ 159,000	\$ 325,000	\$ (14,539)	-8%	\$ 325,000	49%	
Total Sales Taxes	\$ 902,072	\$ 820,189	\$ 1,747,744	\$ (81,884)	-9%	\$ 1,747,744	47%	2

NOTES:

1. Property taxes came in consistent with the figures that were budgeted. Delinquent rates are in line with what is normal.
2. Sales tax revenue is currently down 9% compared to last year due to less retail purchases in Abilene in 2016.

KEY REVENUES - 2Q, 2016 (unaudited)
City of Abilene, Kansas

<u>Franchise Fees</u>	2015		2016		YTD Variance	% Variance	2016 Budget	Collected as % of Budget	Note No.
	YTD Actual	YTD Actual	YTD Actual	YTD Actual					
Telephone	\$ 12,051	\$ 9,523	\$ (2,528)	\$ 33,000	-21%	\$ 33,000	29%		
Gas	\$ 112,329	\$ 82,434	\$ (29,896)	\$ 167,000	-27%	\$ 167,000	49%		
Electric	\$ 207,089	\$ 242,639	\$ 35,551	\$ 450,000	17%	\$ 450,000	54%		
Cable	\$ 27,491	\$ 27,889	\$ 398	\$ 50,000	1%	\$ 50,000	56%		
Total Franchise Fees	\$ 358,959	\$ 362,485	\$ 3,526	\$ 700,000	1%	\$ 700,000	52%		
State Distributions									
Liquor Control Tax	\$ 21,492	\$ 22,068	\$ 576	\$ 15,000	3%	\$ 15,000	147%		
Gas Tax	\$ 85,191	\$ 84,809	\$ (383)	\$ 174,130	0%	\$ 174,130	49%		
Total Distributions	\$ 106,683	\$ 106,876	\$ 193	\$ 189,130	0%	\$ 189,130	57%		
Miscellaneous Revenues									
Municipal Court Fines	\$ 89,241	\$ 78,295	\$ (10,946)	\$ 160,000	-12%	\$ 160,000	49%		
Licenses and Permits	\$ 70,342	\$ 14,041	\$ (56,300)	\$ 24,150	-80%	\$ 24,150	58%	1	
Public Transportation Fares	\$ 7,479	\$ 6,207	\$ (1,272)	\$ 19,000	-17%	\$ 19,000	33%		
Recreation Fees	\$ 120,230	\$ 114,292	\$ (5,938)	\$ 200,800	-5%	\$ 200,800	57%		
Transient Guest Tax	\$ 69,016	\$ 59,998	\$ (9,018)	\$ 130,000	-13%	\$ 130,000	46%	2	
Civic Center Rental	\$ 4,806	\$ 4,212	\$ (594)	\$ 10,000	-12%	\$ 10,000	42%		
Trolley Fares	\$ 598	\$ 828	\$ 230	\$ 8,641	38%	\$ 8,641	10%		
Sale of Merchandise (Civic Center)	\$ 1,995	\$ 832	\$ (1,163)	\$ 4,500	-58%	\$ 4,500	18%		
Interest Income (All Funds)	\$ 8,260	\$ 12,050	\$ 3,789	\$ 24,080	46%	\$ 24,080	50%		
Special Assessments	\$ 179,041	\$ 160,154	\$ (18,888)	\$ 192,817	-11%	\$ 192,817	83%		
Total Miscellaneous Revenues	\$ 551,008	\$ 450,908	\$ (100,100)	\$ 773,988	-18%	\$ 773,988	58%		

NOTES:

1. Building permits are down 80%. In 2015 permits were issued for Gavilon Grain, Abilene High School and Eisenhower Elementary.
2. Transient Guest Tax rate increase will not be effective until October 1st per state statute.

KEY REVENUES - 2Q, 2016 (unaudited)
City of Abilene, Kansas

<u>Enterprise Fees</u>	2015		2016		YTD Variance	YTD % Variance	2016 Budget	Collected as % of Budget	Note No.
	YTD Actual	YTD Actual	YTD Actual	YTD Actual					
Water Sales	\$ 673,793	\$ 613,923	\$ (59,870)	-9%	\$ 1,623,240	38%	1		
Water Connection Fees	\$ 2,819	\$ 2,702	\$ (117)	-4%	\$ 6,000	45%			
Water Turn-on Fees	\$ 4,425	\$ 3,570	\$ (855)	-19%	\$ 8,000	45%			
Water Penalties	\$ 11,447	\$ 11,779	\$ 333	3%	\$ 22,000	54%			
Sewer Charges	\$ 613,352	\$ 571,884	\$ (41,467)	-7%	\$ 1,328,010	43%	2		
Sewer Surcharge	\$ 49,084	\$ 31,371	\$ (17,714)	-36%	\$ 100,000	31%			
Storm Drainage Fees	\$ 35,444	\$ 33,475	\$ (1,969)	-6%	\$ 68,000	49%			
Recycling Fee	\$ 28,266	\$ 27,797	\$ (469)	-2%	\$ 59,160	47%			
Recycling Sale of Materials	\$ 14,014	\$ 5,170	\$ (8,843)	-63%	\$ 25,000	21%	3		
Total Enterprise Fees	\$ 1,432,643	\$ 1,301,671	\$ (130,972)	-9%	\$ 3,239,410	40%			

NOTES:

1. Water sales may be lower due to a wet spring that may have reduced irrigation of lawns and gardens.
2. Sewer charges are lower due to lower water consumption.
3. Sale of recyclable materials is down due to reductions in commodity prices that decreases the demand for such materials.

TOTAL REVENUES (All Funds) \$ 5,986,483 \$ 5,722,417 \$ (264,066) -4% \$ 9,635,947 59%

EXPENDITURE SUMMARY - 2Q, 2016 (unaudited)

City of Abilene, Kansas

General Fund	2015		2016		YTD Variance	YTD % Variance	2016 Budget	% of Budget Allocated	Note No.
	YTD Actual	YTD Actual	YTD Actual	Variance					
General Government	\$ 244,296	\$ 244,066	\$ (229)	\$ 0%	\$ 362,498	67%			
Police	\$ 583,374	\$ 531,028	\$ (52,346)	\$ -9%	\$ 1,314,729	40%			
Fire	\$ 360,833	\$ 551,979	\$ 191,146	\$ 53%	\$ 791,267	70%		1	
Streets and Alleys	\$ 298,227	\$ 377,097	\$ 78,870	\$ 26%	\$ 762,952	49%		3	
Bindweed/Flood Maintenance	\$ 43,775	\$ 55,668	\$ 11,893	\$ 27%	\$ 141,591	39%		4	
Parks	\$ 130,976	\$ 127,354	\$ (3,622)	\$ -3%	\$ 295,877	43%			
Swimming Pool	\$ 6,095	\$ 7,666	\$ 1,571	\$ 26%	\$ 21,550	36%			
Community Development	\$ 107,902	\$ 124,226	\$ 16,325	\$ 15%	\$ 307,244	40%		5	
Municipal Court	\$ 71,897	\$ 70,570	\$ (1,327)	\$ -2%	\$ 178,608	40%			
Senior Center	\$ 12,527	\$ 14,682	\$ 2,156	\$ 17%	\$ 31,285	47%			
Public Transportation Van	\$ 40,264	\$ 37,291	\$ (2,973)	\$ -7%	\$ 90,557	41%			
Civic Center	\$ 10,433	\$ 15,680	\$ 5,246	\$ 50%	\$ 31,775	49%			
Total General Fund	\$ 1,910,599	\$ 2,157,309	\$ 246,709	13%	\$ 4,329,933	50%			
Airport Fund (amended)	\$ 1,200,894	\$ 12,535	\$ (1,188,359)	-99%	\$ 34,500	36%		2	
Bond and Interest Fund (amended)	\$ 119,414	\$ 116,100	\$ (3,314)	-3%	\$ 778,230	15%			
Fire Apparatus Fund	\$ 2,274	\$ 1,792	\$ (482)	-21%	\$ 50,573	4%			
Library Fund	\$ 190,306	\$ 355,817	\$ 165,511	87%	\$ 405,775	88%			
Capital Improvement Fund	\$ -	\$ -	\$ -	#DIV/0!	\$ 400,000	0%			

NOTES:

1. Fire Department reflects purchase price of air paks of \$161,088. Revenue of \$117,980.23 was received for this lease purchase item.
2. Airport runway rehabilitation was completed in 2015. Current expenses reflect normal operations.
3. Streets and Alley purchased a dump truck for \$55,332 in 2016 to stay within the \$60,000 that was approved in the budget.
4. Bindweed/Flood Maintenance increase was primarily from salary/benefits and chemicals.
5. Community Development budget provided \$25,000 to Dickinson County EDC and \$10,800 for hotel feasibility study.

EXPENDITURE SUMMARY - 2Q, 2016 (unaudited)

City of Abilene, Kansas

Water Fund	2015		2016		YTD Variance	YTD % Variance	2016 Budget	% of Budget Allocated	Note No.
	YTD Actual	YTD Actual	YTD Actual	YTD Actual					
Distribution	\$ 247,960	\$ 375,826	\$ 127,865	\$ 52%	\$ 677,813	55%	1		
Production	\$ 209,028	\$ 226,267	\$ 17,239	8%	\$ 566,172	40%	2		
Commercial	\$ 106,117	\$ 94,424	\$ (11,693)	-11%	\$ 322,901	29%			
Debt Service	\$ 1,846	\$ 1,485	\$ (361)	-20%	\$ 169,568	1%			
Total Water Fund	\$ 564,952	\$ 698,001	\$ 133,050	24%	\$ 1,736,454	40%			
Water Equipment Reserve Fund	\$ 5,096	\$ 21,863	\$ 16,767	329%	\$ 35,000	0%			
Sewer Fund									
Collection	\$ 82,967	\$ 73,039	\$ (9,928)	-12%	\$ 282,779	26%			
Treatment	\$ 232,596	\$ 226,645	\$ (5,951)	-3%	\$ 562,503	40%			
Commercial	\$ 95,284	\$ 91,336	\$ (3,948)	-4%	\$ 281,798	32%			
Debt Service	\$ 277,223	\$ 276,991	\$ (232)	0%	\$ 594,048	47%			
Total Sewer Fund	\$ 688,071	\$ 668,012	\$ (20,059)	-3%	\$ 1,721,128	39%			
Sewer Equipment Reserve Fund	\$ -	\$ -	\$ -	#DIV/0!	\$ 19,400	0%			
Recycling Fund	\$ 64,447	\$ 48,722	\$ (15,725)	-24%	\$ 115,570	42%			
Storm Drainage Fund	\$ -	\$ 2,121	\$ 2,121	#DIV/0!	\$ 248,400	1%			

NOTES:

1. Water Distribution was up primarily to water main replacement and 12th street water line replacement.
2. Water Production saw an increase in operational expenses from electrical and chemicals.

EXPENDITURE SUMMARY - 2Q, 2016 (unaudited)
City of Abilene, Kansas

	2015		2016		YTD Variance	YTD % Variance	2016 Budget	% of Budget Allocated	Note No.
	YTD Actual	YTD Actual	YTD Actual	Variance					
Tourism and Convention Fund									
Administration	\$ 105,999	\$ 134,825	\$ 28,826		127%	\$ 309,799	44%	1	
Trolley Expenses	\$ 4,064	\$ 2,790	\$ (1,274)		69%	\$ 9,197	30%		
Total Tourism and Convention Fund	\$ 110,063	\$ 137,615	\$ 27,552		125%	\$ 318,996	43%		
Recreation Commission Fund									
Administration	\$ 93,541	\$ 91,523	\$ (2,018)		98%	\$ 211,531	43%		
Aquatics	\$ 23,863	\$ 23,569	\$ (294)		99%	\$ 92,176	26%		
Athletics	\$ 21,484	\$ 33,687	\$ 12,204		157%	\$ 84,698	40%	2	
Community Education	\$ 5,503	\$ 6,551	\$ 1,048		119%	\$ 33,810	19%		
Community Center	\$ 27,805	\$ 25,214	\$ (2,591)		91%	\$ 76,500	33%		
Recreation Special Project	\$ -	\$ -	\$ -		#DIV/0!	\$ 75,000	0%		
Total Recreation Commission Fund	\$ 172,195	\$ 180,543	\$ 8,349		105%	\$ 573,715	31%		
Special Parks and Recreation Fund	\$ 24,235	\$ 3,681	\$ (20,554)		15%	\$ 40,000	9%	3	
Special Alcohol and Drug Fund	\$ 6,500	\$ 12,500	\$ 6,000		192%	\$ 12,500	100%		
Special Street Fund	\$ 30,658	\$ 35,307	\$ 4,649		115%	\$ 413,500	9%		
Equipment Reserve Fund	\$ 72,767	\$ 53,947	\$ (18,820)		74%	\$ 123,200	44%		
Sales Tax Street Fund	\$ -	\$ -	\$ -		#DIV/0!	\$ 300,000	0%		

NOTES:

1. CVB Administration added contract labor for Chisholm Trail Event Coordinator.
2. Recreation Commission's largest increase was \$8,190 for youth football.
3. Special Parks and Recreation's only major expense in 2016 was a portion of the lightning alert system that was implemented in recent months.

TOTAL (all funds)

Revenue	\$ 5,986,483	\$ 5,722,417	\$ (264,066)	-4%	\$ 9,635,947	59%
Expenditures	\$ 5,162,472	\$ 4,505,867	\$ (656,605)	87%	\$ 11,656,874	39%

EXPENDITURE SUMMARY - 2Q, 2016 (unaudited)
City of Abilene, Kansas

	2015		2016		YTD Variance	YTD % Variance	Minimum Balance	% of Budget Allocated	Note No.
	Actual Balance	Projected Balance	Actual Balance	Projected Balance					
Operating Funds									
General Fund	\$ 2,311,376	\$ 2,032,993	\$ (278,383)		-12.0%	\$ 1,011,640	201%	1	
Airport Fund	\$ 430,935	\$ 90,925	\$ (340,010)		-78.9%	\$ 21,357	426%	2	
Tourism and Convention Fund	\$ 21,337	\$ 16,800	\$ (4,537)		-21.3%	\$ 49,380	34%	2	
Recreation Commission Fund	\$ 357,472	\$ 409,819	\$ 52,347		14.6%	\$ 92,213	444%	2	
Bond and Interest Fund	\$ 541,673	\$ 592,161	\$ 50,487		9.3%	\$ 70,984	834%	3	
Enterprise Funds									
Water Fund	\$ 440,622	\$ 705,920	\$ 265,298		60.2%	\$ 328,460	215%	2	
Sewer Fund	\$ 1,325,306	\$ 1,114,608	\$ (210,698)		-15.9%	\$ 281,540	396%	2	
Recycling Fund	\$ 236,862	\$ 188,739	\$ (48,123)		-20.3%	\$ 23,281	811%	2	
Storm Drainage Fund	\$ 396,283	\$ 454,794	\$ 58,511		14.8%	NA	NA	4	
Water Equipment Reserve Fund	\$ 159,775	\$ 185,633	\$ 25,857		16.2%	NA	NA	4	
Sewer Equipment Reserve Fund	\$ 631,033	\$ 656,157	\$ 25,124		4.0%	NA	NA	4	
Capital Funds									
Fire Apparatus Fund	\$ 90,999	\$ 98,228	\$ 7,229		7.9%	\$ 14,771	665%	2	
Special Parks and Recreation Fund	\$ 35,820	\$ 57,117	\$ 21,297		59.5%	NA	NA	4	
Special Street Fund	\$ 25,484	\$ 170,935	\$ 145,451		570.8%	NA	NA	4	
Capital Improvement Fund	\$ 479,626	\$ 480,017	\$ 392		0.1%	NA	NA	4	
Equipment Reserve Fund	\$ 102,428	\$ 113,540	\$ 11,112		10.8%	NA	NA	4	
Special Purpose Funds									
Special Revenue Fund (Community Center)	\$ 153,908	\$ 153,938	\$ 30		0.0%	NA	NA	4	
Special Revenue Fund (Library/Pool)	\$ 112,603	\$ 100,408	\$ (12,195)		-10.8%	NA	NA	4	
Special Revenue Fund (Street Sales Tax)	\$ 320,266	\$ 352,170	\$ 31,904		10.0%	NA	NA	4	
Other Funds									
Public Building Commission Fund	\$ 580,272	\$ 145,792	\$ (434,480)		-74.9%	NA	NA	4	
Self-Insured Health Insurance Fund	\$ 96,092	\$ 100,071	\$ 3,980		4.1%	NA	NA	4	
Dawson Cottage Addition Fund	\$ 29,733	\$ (74,827)	\$ (104,560)		-351.7%	NA	NA	4	
Municipal Court Bonds Fund	\$ 9,775	\$ 14,330	\$ 4,555		46.6%	NA	NA	4	

EXPENDITURE SUMMARY - 2Q, 2016 (unaudited)
City of Abilene, Kansas

NOTES:

1. Per City policy, the General Fund shall maintain "A fund balance reserve of not less than 15% or more than 25% of anticipated current year revenues for the fund." Staff has calculated the Minimum Balance using 25% of anticipated revenues for the year.
2. Per City policy, fund balance reserves for other budgeted funds "shall be planned for and maintained as needed, based on the volatility and reliability of the revenue mix for the funds, as well as the predictability and degree to which expenditures in the fund are controllable."
3. Per City policy, the Bond and Interest Fund shall maintain "a fund balance of not less than 10% of the anticipated General Obligation debt bond and interest payment for the upcoming budget year, including any special assessment-paid debt, but excluding debt planned for repayment by enterprise funding or other City funds. However, in cases of significant exposure to special assessment payment delinquencies, the City may establish higher fund balance to mitigate impacts of potential delinquencies."
4. The City does not require a minimum balance for funds that are used primarily for capital expenditures or special projects.

WATER FUND

	Audited 2014	Unaudited 2015	Adopted 2016	Projected 2016	Proposed 2017	Forecasted 2018	Forecasted 2019	Forecasted 2020	Forecasted 2021
Unencumbered Cash Balance Jan 1	\$ 103,753	\$ 297,124	\$ 355,452	\$ 355,452	\$ 293,066	\$ 297,982	\$ 302,858	\$ 246,508	\$ 237,628
REVENUE									
Charges for Service	\$ 1,531,334	\$ 1,415,374	\$ 1,623,240	\$ 1,805,579	\$ 1,738,576	\$ 1,781,528	\$ 1,781,528	\$ 1,781,528	\$ 1,781,528
Sales Tax	\$ 169	\$ 8	\$ 650	\$ 6	\$ -	\$ 650	\$ 650	\$ 650	\$ 650
Fines and Penalties	\$ 25,866	\$ 23,386	\$ 22,000	\$ 5,638	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000	\$ 22,000
Reimbursed Expenses	\$ 2,040	\$ 2,043	\$ 5,000	\$ 7,982	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000
Interest Income	\$ 4,418	\$ 5,143	\$ 4,500	\$ 5,545	\$ 4,500	\$ 4,500	\$ 4,500	\$ 4,500	\$ 4,500
Bond/Loan Proceeds	\$ -	\$ -	\$ -	\$ -	\$ 160,000	\$ 160,000	\$ 160,000	\$ -	\$ -
Antenna Fees	\$ 12,832	\$ -	\$ 12,500	\$ 14,737	\$ 12,500	\$ 12,500	\$ 12,500	\$ 12,500	\$ 12,500
Miscellaneous Income	\$ 16,738	\$ 42,057	\$ 12,000	\$ 25,783	\$ 12,000	\$ 12,000	\$ 12,000	\$ 12,000	\$ 12,000
Transfer from Water Equipment Reserve	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total Receipts	\$ 1,582,827	\$ 1,488,012	\$ 1,679,890	\$ 1,685,289	\$ 1,951,576	\$ 1,985,178	\$ 1,835,178	\$ 1,835,178	\$ 1,835,178
Resources Available	\$ 1,898,880	\$ 1,785,136	\$ 2,035,342	\$ 2,020,721	\$ 2,244,642	\$ 2,293,140	\$ 2,138,036	\$ 2,081,666	\$ 2,072,866
EXPENDITURES									
PRODUCTION									
Personnel	\$ 159,986	\$ 184,855	\$ 211,472	\$ 207,242	\$ 201,243	\$ 205,268	\$ 208,373	\$ 213,561	\$ 217,832
Contractual	\$ 4,850	\$ -	\$ 45,000	\$ -	\$ 35,000	\$ 35,000	\$ 35,000	\$ 35,000	\$ 35,000
Services and Supplies	\$ 278,337	\$ 239,436	\$ 274,700	\$ 271,568	\$ 301,775	\$ 307,811	\$ 313,987	\$ 320,246	\$ 328,851
Capital Outlay	\$ 40,578	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Subtotal	\$ 483,731	\$ 424,291	\$ 531,172	\$ 478,810	\$ 538,018	\$ 548,078	\$ 558,340	\$ 568,807	\$ 579,483
DISTRIBUTION									
Personnel	\$ 179,482	\$ 211,087	\$ 249,713	\$ 242,945	\$ 265,708	\$ 271,022	\$ 276,443	\$ 281,971	\$ 287,611
Contractual	\$ -	\$ -	\$ 26,500	\$ -	\$ 15,000	\$ 21,500	\$ 21,500	\$ 21,500	\$ 21,500
Services and Supplies	\$ 231,460	\$ 294,834	\$ 326,600	\$ 384,375	\$ 350,350	\$ 357,357	\$ 364,504	\$ 371,794	\$ 379,230
Capital Outlay: Water Main Replacement	\$ 54,601	\$ 57,951	\$ 75,000	\$ 78,345	\$ -	\$ -	\$ -	\$ -	\$ -
Subtotal	\$ 465,543	\$ 563,872	\$ 677,813	\$ 705,664	\$ 631,058	\$ 649,879	\$ 682,447	\$ 675,266	\$ 688,341
COMMERCIAL									
Personnel	\$ 111,516	\$ 117,856	\$ 127,714	\$ 128,436	\$ 134,583	\$ 137,275	\$ 140,020	\$ 142,821	\$ 145,677
Contractual	\$ 9,230	\$ 10,233	\$ 8,000	\$ -	\$ 8,000	\$ 8,000	\$ 8,001	\$ 8,002	\$ 8,003
Services and Supplies	\$ 96,351	\$ 82,498	\$ 99,025	\$ 71,998	\$ 99,025	\$ 101,006	\$ 103,026	\$ 105,086	\$ 107,188
Capital Outlay	\$ -	\$ 12,000	\$ 7,000	\$ 5,000	\$ 7,000	\$ -	\$ -	\$ -	\$ -
Subtotal	\$ 217,097	\$ 222,587	\$ 241,739	\$ 203,434	\$ 248,608	\$ 246,280	\$ 251,047	\$ 255,909	\$ 260,868
CAPITAL OUTLAY									
Principal and Interest	\$ 95,068	\$ 93,693	\$ 169,568	\$ 134,468	\$ 169,568	\$ 171,968	\$ 115,618	\$ 70,000	\$ 70,000
Lease Purchase (Radio Meter System)	\$ 138,117	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Subtotal	\$ 233,185	\$ 93,693	\$ 169,568	\$ 134,468	\$ 169,568	\$ 171,968	\$ 115,618	\$ 70,000	\$ 70,000
TRANSFER									
General Fund	\$ -	\$ 18,242	\$ 81,162	\$ 80,279	\$ 86,929	\$ 89,076	\$ 89,076	\$ 89,076	\$ 89,076
Water Equipment Reserve	\$ -	\$ 109,000	\$ 35,000	\$ 125,000	\$ 17,500	\$ 50,000	\$ 50,000	\$ 60,000	\$ 25,000
Subtotal	\$ -	\$ 125,242	\$ 116,162	\$ 205,278	\$ 104,429	\$ 139,076	\$ 139,076	\$ 149,076	\$ 114,076
SUMMARY									
Unencumbered Cash Balance Jan 1	\$ 103,753	\$ 297,124	\$ 355,452	\$ 355,452	\$ 293,066	\$ 297,982	\$ 302,858	\$ 246,508	\$ 237,628
Revenues	\$ 1,582,827	\$ 1,488,012	\$ 1,679,890	\$ 1,685,289	\$ 1,951,576	\$ 1,985,178	\$ 1,835,178	\$ 1,835,178	\$ 1,835,178
Expenditures	\$ 1,399,558	\$ 1,429,884	\$ 1,736,454	\$ 1,727,655	\$ 1,946,681	\$ 1,990,282	\$ 1,891,528	\$ 1,844,057	\$ 1,812,768
Unencumbered Cash Balance Dec 31	\$ 287,124	\$ 355,452	\$ 298,888	\$ 293,066	\$ 297,962	\$ 302,858	\$ 246,508	\$ 237,628	\$ 260,038
% of Cash Balance to Expenditures	21%	25%	17%	17%	15%	15%	13%	13%	14%
Days of Working Capital in Reserve	77.49	90.75	62.83	61.92	55.87	55.54	47.57	47.03	52.36

WATER EQUIPMENT RESERVE

	Audited 2014	Unaudited 2015	Adopted 2016	Projected 2016	Proposed 2017	Forecasted 2018	Forecasted 2019	Forecasted 2020	Forecasted 2021
Unencumbered Cash Balance Jan 1	\$ 398,609	\$ 183,971	\$ 267,911	\$ 267,911	\$ 302,911	\$ 303,011	\$ 303,111	\$ 303,211	\$ 303,311
REVENUE									
Interest Income	\$ 180	\$ 35	\$ 100	\$ 100	\$ 100	\$ 100	\$ 100	\$ 100	\$ 100
Transfers from Water Fund	\$ -	\$ 108,000	\$ 35,000	\$ 125,000	\$ 17,500	\$ 50,000	\$ 50,000	\$ 60,000	\$ 25,000
Total Receipts	\$ 180	\$ 108,035	\$ 35,100	\$ 125,000	\$ 17,600	\$ 50,100	\$ 50,100	\$ 60,100	\$ 25,100
Resources Available	\$ 398,789	\$ 273,006	\$ 303,011	\$ 392,911	\$ 320,511	\$ 353,111	\$ 353,211	\$ 363,311	\$ 328,411
EXPENDITURES									
Capital Outlay	\$ 80,000	\$ 5,096	\$ -	\$ 90,000	\$ 17,500	\$ 50,000	\$ 50,000	\$ 60,000	\$ 25,000
Transfer to General Fund	\$ 154,828	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total Expenditures	\$ 234,828	\$ 5,096	\$ -	\$ 90,000	\$ 17,500	\$ 50,000	\$ 50,000	\$ 60,000	\$ 25,000
Unencumbered Cash Balance Dec 31	\$ 163,971	\$ 267,911	\$ 303,011	\$ 302,911	\$ 303,011	\$ 303,111	\$ 303,211	\$ 303,311	\$ 303,411
TOTAL CASH BALANCE	\$ 481,095	\$ 823,363	\$ 601,899	\$ 595,977	\$ 600,972	\$ 605,968	\$ 549,718	\$ 540,939	\$ 563,449
					31%	30%	29%	29%	31%

SEWER FUND

	Audited 2014	Unaudited 2015	Adopted 2016	Projected 2016	Proposed 2017	Forecasted 2018	Forecasted 2019	Forecasted 2020	Forecasted 2021
Unencumbered Cash Balance Jan 1	\$ 1,300,462	\$ 1,340,278	\$ 1,188,491	\$ 1,188,491	\$ 1,231,428	\$ 950,509	\$ 742,638	\$ 711,427	\$ 661,511
REVENUE									
Sales/User Charges	\$ 1,390,199	\$ 1,329,866	\$ 1,428,010	\$ 1,598,220	\$ 1,569,400	\$ 1,569,400	\$ 1,569,400	\$ 1,569,400	\$ 1,569,400
Interest Income	\$ 2,714	\$ 2,671	\$ 7,200	\$ 3,677	\$ 2,600	\$ 2,600	\$ 2,600	\$ 2,600	\$ 2,600
Reimbursed Expenses	\$ 1,265	\$ 2,016	\$ -	\$ 10,858	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500	\$ 1,500
Bond Proceeds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Refunds	\$ 4,231	\$ 7,127	\$ -	\$ 97	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000	\$ 3,000
Water Loan	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 35,000	\$ 70,000	\$ 70,000	\$ 70,000
Miscellaneous	\$ -	\$ 898	\$ 500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total Receipts	\$ 1,398,409	\$ 1,342,375	\$ 1,435,710	\$ 1,612,852	\$ 1,576,500	\$ 1,611,500	\$ 1,648,500	\$ 1,648,500	\$ 1,648,500
Resources Available	\$ 2,698,871	\$ 2,682,653	\$ 2,624,201	\$ 2,801,343	\$ 2,807,928	\$ 2,562,009	\$ 2,389,138	\$ 2,357,927	\$ 2,308,011
EXPENDITURES									
COLLECTION									
Personnel	\$ 81,423	\$ 89,894	\$ 117,879	\$ 110,500	\$ 122,932	\$ 125,381	\$ 127,898	\$ 130,458	\$ 133,066
Contractual	\$ -	\$ -	\$ 45,000	\$ -	\$ 20,000	\$ 25,000	\$ 25,000	\$ 25,000	\$ 25,000
Services and Supplies	\$ 46,894	\$ 39,729	\$ 61,400	\$ 49,770	\$ 67,900	\$ 69,258	\$ 70,643	\$ 72,058	\$ 73,487
Capital Outlay	\$ 21,086	\$ 75,382	\$ 58,500	\$ 58,500	\$ 2,500	\$ 78,500	\$ 78,500	\$ 78,500	\$ 78,500
Subtotal	\$ 149,213	\$ 295,005	\$ 282,779	\$ 218,770	\$ 213,332	\$ 298,149	\$ 302,042	\$ 308,012	\$ 310,063
TREATMENT PLANT									
Personnel	\$ 140,586	\$ 152,014	\$ 107,025	\$ 161,857	\$ 169,747	\$ 173,142	\$ 176,605	\$ 180,137	\$ 183,740
Contractual	\$ -	\$ -	\$ 45,000	\$ -	\$ 10,000	\$ -	\$ -	\$ -	\$ -
Services and Supplies	\$ 293,888	\$ 283,088	\$ 348,900	\$ 305,619	\$ 345,550	\$ 352,491	\$ 359,510	\$ 366,700	\$ 374,034
Capital Outlay	\$ 2,518	\$ 15,359	\$ 7,500	\$ 7,500	\$ -	\$ -	\$ -	\$ -	\$ -
Subtotal	\$ 438,990	\$ 430,462	\$ 508,425	\$ 474,976	\$ 525,297	\$ 525,603	\$ 536,115	\$ 546,837	\$ 557,774
COMMERCIAL									
Personnel	\$ 111,266	\$ 117,848	\$ 127,347	\$ 127,676	\$ 131,821	\$ 134,457	\$ 137,147	\$ 139,869	\$ 142,687
Contractual	\$ 9,230	\$ 10,233	\$ 8,000	\$ -	\$ 8,000	\$ 8,000	\$ 8,000	\$ 8,000	\$ 8,000
Services and Supplies	\$ 57,452	\$ 50,790	\$ 61,025	\$ 65,534	\$ 61,025	\$ 62,246	\$ 63,480	\$ 64,760	\$ 66,055
Capital Outlay	\$ -	\$ 15,000	\$ 14,000	\$ 9,000	\$ 14,000	\$ -	\$ -	\$ -	\$ -
Subtotal	\$ 177,948	\$ 193,869	\$ 210,372	\$ 202,210	\$ 214,846	\$ 204,703	\$ 208,637	\$ 212,650	\$ 216,743
DEBT SERVICE									
Principal and Interest	\$ 578,066	\$ 594,447	\$ 594,048	\$ 594,048	\$ 594,048	\$ 552,447	\$ 552,447	\$ 552,447	\$ 552,447
Refinancing Costs	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Commissions	\$ 16,376	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Subtotal	\$ 594,442	\$ 594,447	\$ 594,048	\$ 594,048	\$ 594,048	\$ 552,447	\$ 552,447	\$ 552,447	\$ 552,447
TRANSFER									
General Fund	\$ -	\$ -	\$ 71,426	\$ 79,911	\$ 78,470	\$ 78,470	\$ 78,470	\$ 78,470	\$ 78,470
Sewer Equipment Reserve	\$ -	\$ -	\$ -	\$ -	\$ 71,426	\$ -	\$ -	\$ -	\$ -
Water Fund	\$ -	\$ -	\$ -	\$ -	\$ 160,000	\$ 160,000	\$ -	\$ -	\$ -
Subtotal	\$ -	\$ 70,379	\$ 71,426	\$ 79,911	\$ 309,896	\$ 238,470	\$ 78,470	\$ 78,470	\$ 78,470
SUMMARY									
Unencumbered Cash Balance Jan 1	\$ 1,300,462	\$ 1,340,278	\$ 1,188,491	\$ 1,188,491	\$ 1,231,428	\$ 950,509	\$ 742,638	\$ 711,427	\$ 661,511
Revenues	\$ 1,398,409	\$ 1,342,375	\$ 1,435,710	\$ 1,612,852	\$ 1,576,500	\$ 1,611,500	\$ 1,648,500	\$ 1,648,500	\$ 1,648,500
Expenditures	\$ 1,356,593	\$ 1,494,162	\$ 1,667,050	\$ 1,569,915	\$ 1,857,419	\$ 1,819,372	\$ 1,677,711	\$ 1,696,416	\$ 1,715,496
Unencumbered Cash Balance Dec 31	\$ 1,340,278	\$ 1,188,491	\$ 957,151	\$ 1,231,428	\$ 950,509	\$ 742,638	\$ 711,427	\$ 661,511	\$ 592,514
% of Cash Balance to Expenditures	96%	80%	57%	78%	51%	41%	42%	39%	36%
Days of Working Capital In Reserve	360.1	290.3	209.6	286.3	186.8	149.0	154.8	142.3	126.1

SEWER EQUIPMENT RESERVE

Unencumbered Cash Balance Jan 1

REVENUE

Interest Income

Transfer from Sewer Fund

Total Receipts

Resources Available

EXPENDITURES

Capital Outlay

Total Expenditures

Unencumbered Cash Balance Dec 31

TOTAL CASH BALANCE

	Audited 2014	Unaudited 2015	Adopted 2016	Projected 2016	Proposed 2017	Forecasted 2018	Forecasted 2019	Forecasted 2020	Forecasted 2021
Unencumbered Cash Balance Jan 1	\$ 630,781	\$ 630,960	\$ 630,960	\$ 630,960	\$ 630,960	\$ 682,986	\$ 682,986	\$ 682,986	\$ 682,986
REVENUE	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Interest Income	\$ 179	\$ -	\$ -	\$ -	\$ 71,426	\$ -	\$ -	\$ -	\$ -
Transfer from Sewer Fund	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total Receipts	\$ 179	\$ -	\$ -	\$ -	\$ 71,426	\$ -	\$ -	\$ -	\$ -
Resources Available	\$ 630,960	\$ 630,960	\$ 630,960	\$ 630,960	\$ 702,386	\$ 682,986	\$ 682,986	\$ 682,986	\$ 682,986
EXPENDITURES	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Capital Outlay	\$ -	\$ -	\$ -	\$ -	\$ 19,400	\$ -	\$ -	\$ -	\$ -
Total Expenditures	\$ -	\$ -	\$ -	\$ -	\$ 19,400	\$ -	\$ -	\$ -	\$ -
Unencumbered Cash Balance Dec 31	\$ 630,960	\$ 630,960	\$ 630,960	\$ 630,960	\$ 682,986	\$ 682,986	\$ 682,986	\$ 682,986	\$ 682,986
TOTAL CASH BALANCE	\$ 1,971,238	\$ 1,819,451	\$ 1,588,111	\$ 1,862,388	\$ 1,633,485	\$ 1,425,624	\$ 1,394,413	\$ 1,344,487	\$ 1,275,500

	Audited 2014	Unaudited 2015	Adopted 2016	Projected 2016	Proposed 2017	Forecasted 2018	Forecasted 2019	Forecasted 2020
STORMWATER FUND								
Unencumbered Cash Balance Jan 1	\$ 292,266	\$ 360,839	\$ 423,449	\$ 423,449	\$ 463,049	\$ 345,041	\$ 427,033	\$ 509,025
REVENUE								
User Charges	\$ 68,879	\$ 67,717	\$ 130,500	\$ 68,000	\$ 86,202	\$ 86,202	\$ 88,202	\$ 86,202
Reimbursed Expenses	\$ 791	\$ 1,583	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Interest Income	\$ 80	\$ 86	\$ 100	\$ -	\$ 100	\$ 100	\$ 100	\$ 100
Total Receipts	\$ 69,760	\$ 69,386	\$ 130,600	\$ 68,000	\$ 86,302	\$ 86,302	\$ 86,302	\$ 86,302
Resources Available	\$ 362,026	\$ 430,225	\$ 554,049	\$ 491,449	\$ 549,351	\$ 431,343	\$ 513,335	\$ 595,327
EXPENDITURES								
Contractual	\$ -	\$ -	\$ 75,000	\$ 25,000	\$ -	\$ -	\$ -	\$ -
Capital Outlay	\$ 1,187	\$ 401	\$ 200,000	\$ -	\$ 200,000	\$ -	\$ -	\$ -
Transfer: General Fund	\$ -	\$ 6,375	\$ 6,375	\$ 3,400	\$ 4,310	\$ 4,310	\$ 4,310	\$ 4,310
Total	\$ 1,187	\$ 6,776	\$ 281,375	\$ 28,400	\$ 204,310	\$ 4,310	\$ 4,310	\$ 4,310
Unencumbered Cash Balance Dec 31	\$ 360,839	\$ 423,449	\$ 272,674	\$ 463,049	\$ 345,041	\$ 427,033	\$ 509,025	\$ 591,016

	Audited 2014	Unaudited 2015	Adopted 2016	Projected 2016	Proposed 2017	Forecasted 2018	Forecasted 2019	Forecasted 2020
RECYCLING FUND								
Unencumbered Cash Balance Jan 1	\$ 284,188	\$ 249,469	\$ 175,602	\$ 201,182	\$ 118,490	\$ 84,625	\$ 47,211	\$ 34,211
REVENUE								
Service Charges	\$ 58,883	\$ 56,437	\$ 58,000	\$ 50,112	\$ 41,625	\$ 41,625	\$ 66,600	\$ 78,255
Interest Income	\$ 80	\$ 52	\$ 300	\$ 65	\$ 80	\$ 80	\$ 80	\$ 80
Sale of Merchandise	\$ 24,563	\$ 22,715	\$ -	\$ -	\$ 15,000	\$ 15,000	\$ 15,000	\$ 15,000
Refunds Received	\$ 100	\$ 267	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Miscellaneous Income	\$ -	\$ 69,939	\$ 35,000	\$ 25,000	\$ 25,000	\$ 25,000	\$ 25,000	\$ 25,000
Total Receipts	\$ 81,626	\$ 149,409	\$ 93,300	\$ 75,177	\$ 81,705	\$ 81,705	\$ 106,680	\$ 118,335
Resources Available	\$ 365,814	\$ 398,878	\$ 268,902	\$ 276,359	\$ 200,195	\$ 166,330	\$ 153,691	\$ 152,546
EXPENDITURES								
Personnel	\$ 17,591	\$ 23,094	\$ 22,621	\$ 45,299	\$ -	\$ -	\$ -	\$ -
Contractual	\$ 74,000	\$ 67,833	\$ 74,000	\$ 74,000	\$ 74,000	\$ 77,000	\$ 77,000	\$ 77,000
Services and Supplies	\$ 24,754	\$ 22,939	\$ 22,335	\$ 24,470	\$ 27,470	\$ 28,019	\$ 28,580	\$ 29,151
Capital Outlay	\$ -	\$ 83,830	\$ -	\$ 14,100	\$ 14,100	\$ 14,100	\$ 14,100	\$ 14,100
Transfer: Equipment Reserve	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Transfer: General Fund	\$ -	\$ -	\$ 5,600	\$ -	\$ -	\$ -	\$ -	\$ -
Total	\$ 116,345	\$ 197,666	\$ 124,556	\$ 157,669	\$ 115,570	\$ 119,119	\$ 119,680	\$ 120,251
Unencumbered Cash Balance Dec 31	\$ 249,469	\$ 201,182	\$ 144,346	\$ 118,490	\$ 84,625	\$ 47,211	\$ 34,211	\$ 32,295

ORDINANCE NO. 3301

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 12 OF THE CITY CODE OF THE CITY OF ABILENE, KANSAS, CONCERNING PAYMENT OF INSURANCE PROCEEDS AND REPEALING ORDINANCE NO. 3106

WHEREAS, the City of Abilene, with the adoption of Ordinance No. 3106, approved provisions governing insurance proceeds in the event of structural damage in excess of 75% of the face value of an insurance policy caused by any fire, explosion, or windstorm;

WHEREAS, the Kansas Legislature, with the adoption of HB 2446, amended K.S.A. 40-3901, *et seq.*, granting municipalities the authority to place a lien on insurance proceeds of any covered claims for damage to a structure in excess of 75% of the face value of the insurance policy; and

WHEREAS, the City desires to amend its Ordinance governing insurance proceeds to widen the scope of local provisions so as to protect the health, safety, and welfare of the citizens of Abilene.

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

SECTION ONE. That Chapter 2, Article 12 of the City Code of the City of Abilene, Kansas is hereby amended as follows:

- 2-1201 **SCOPE AND APPLICATION.** The city is hereby authorized to utilize the procedures established by K.S.A. 40-3901 *et seq.*, whereby no insurance company shall pay a claim of a named insured for loss or damage to any building or other structure located within the city, where the amount recoverable for the loss or damage to the building or other structure under all policies is in excess of seventy-five percent (75%) of the face value of the policy covering such building or other insured structure, unless there is compliance with the procedures set out in this Ordinance.
- 2-1202 **LIEN CREATED.** The governing body of the city hereby creates a lien in favor of the city on the proceeds of any insurance policy based upon a covered claim payment made for damage or loss to a building or other structure located within the city, where the amount recoverable for all the loss or damage to the building or other structure under all policies is in excess of seventy-five percent (75%) of the face value of the policy(s) covering such building or other insured structure. The lien arises upon any unpaid tax, special ad valorem levy, or any other charge imposed upon real property by or on behalf of the city which is an encumbrance on real property, whether or not evidenced by written instrument, or such tax, levy, assessment, expense or other charge that has remained undischarged for at least one year prior to the filing of a proof of loss.
- 2-1203 **SAME; ENCUMBRANCES.** Prior to final settlement on any claim covered by Section 2-1202, the insurer or insurers shall contact the county treasurer of Dickinson County, Kansas, to determine whether any such encumbrances are presently in

existence. If the same are found to exist, the insurer or insurers shall execute and transmit in an amount equal to that owing under the encumbrances a draft payable to the county treasurer, Dickinson County, Kansas.

2-1204 **SAME; PRO RATA BASIS.** Such transfer of proceeds shall be on a pro rata basis by all insurance companies insuring the building or other structure.

2-1205 **PROCEDURE.** (a) When final settlement on a covered claim has been agreed to or arrived at between the named insured or insureds and the company or companies, and the final settlement exceeds seventy-five percent (75%) of the face value of the policy covering any building or other insured structure, and when all amounts due the holder of a first real estate mortgage against the building or other structure, pursuant to the terms of the policy and endorsements thereto, shall have been paid, the insurance company or companies shall execute a draft payable to the city treasurer in an amount equal to the sum of fifteen percent (15%) of the covered claim payment, unless the chief building inspector of the city has issued a certificate to the insurance company or companies that the insured has removed the damaged building or other structure, as well as all associated debris, or repaired, rebuilt, or otherwise made the premises safe and secure.

(b) Such transfer of funds shall be on a pro rata basis by all companies insuring the building or other structure. Policy proceeds remaining after the transfer to the city shall be disbursed in accordance with the policy terms.

(c) Upon the transfer of the funds as required by subsection (a) of this Ordinance, the insurance company shall provide the city with the name and address of the named insured or insureds, the total insurance coverage applicable to said building or other structure, and the amount of the final settlement agreed to or arrived at between the insurance company or companies and the insured or insureds, whereupon the chief building inspector shall contact the named insured or insureds by certified mail, return receipt requested, notifying them that said insurance proceeds have been received by the city and apprise them of the procedures to be followed under this Ordinance.

2-1206 **FUND CREATED; DEPOSIT OF MONEYS.** The city treasurer is hereby authorized and shall create a fund to be known as the "Insurance Proceeds Fund." All moneys received by the city treasurer as provided for by this ordinance shall be placed in said fund and deposited in an interest-bearing account.

2-1207 **BUILDING INSPECTOR; INVESTIGATION, REMOVAL OF STRUCTURE.** (a) Upon receipt of moneys as provided for by this Ordinance, the city treasurer shall immediately notify the chief building inspector of said receipt, and transmit all documentation received from the insurance company or companies to the chief building inspector.

(b) Within thirty days of the receipt of said moneys, the chief building inspector shall determine, after prior investigation, whether the city shall instigate proceedings under the provisions of K.S.A. 12-1750 *et seq.*, as amended.

(c) Prior to the expiration of the thirty days established by subsection (b) of Section 2-1207, the chief building inspector shall notify the city treasurer whether he or she intends to initiate proceedings under K.S.A. 12-1750 *et seq.*, as amended.

(d) If the chief building inspector has determined that proceedings under K.S.A. 12-1750 *et seq.*, as amended shall be initiated, he or she will do so immediately but no later than forty-five days after receipt of the moneys by the city treasurer.

(e) Upon notification to the city treasurer by the chief building inspector that no proceedings shall be initiated under K.S.A. 12-1750 *et seq.*, as amended, the city treasurer shall return all such moneys received, plus accrued interest, to the insured or insureds as identified in the communication from the insurance company or companies. Such return shall be accomplished within forty-five days of the receipt of the moneys from the insurance company or companies.

- 2-1208 **REMOVAL OF STRUCTURE; EXCESS MONEYS.** If the chief building inspector has proceeded under the provisions of K.S.A. 12-1750 *et seq.*, as amended, all moneys in excess of that which is ultimately necessary to comply with the provisions for the removal of the building or structure, less salvage value, if any, shall be paid to the insured.
- 2-1209 **SAME; DISPOSITION OF FUNDS.** If the chief building inspector, with regard to a building or other structure damaged, determines that it is necessary to act under K.S.A. 12-1756, any proceeds received by the city treasurer under the authority of Section 2-1205(a) relating to that building or other structure shall be used to reimburse the city for any expenses incurred by the city in proceeding under K.S.A. 12-1756. Upon reimbursement from the insurance proceeds, the chief building inspector shall immediately effect the release of the lien resulting therefrom. Should the expenses incurred by the city exceed the insurance proceeds paid over to the city treasurer under Section 2-1205(a), the chief building inspector shall publish a new lien as authorized by K.S.A. 12-1756, in an amount equal to such excess expenses incurred.
- 2-1210 **EFFECT UPON INSURANCE POLICIES.** This Ordinance shall not make the city a party to any insurance contract, nor is the insurer liable to any party for any amount in excess of the proceeds otherwise payable under its insurance policy.
- 2-1211 **INSURERS; LIABILITY.** Insurers complying with this Ordinance or attempting in good faith to comply with this Ordinance shall be immune from civil and criminal liability and such action shall not be deemed in violation of K.S.A. 40-2404 and any amendments thereto, including withholding payment of any insurance proceeds pursuant to this Ordinance, or releasing or disclosing any information pursuant to this Ordinance.

SECTION TWO. Repeal. Ordinance No. 3106 is hereby repealed in its entirety.

SECTION THREE. Effective Date. This Ordinance shall become effective and in full force from and after its passage, adoption and publication in the official City newspaper.

PASSED AND APPROVED by the Governing Body of the City of Abilene, Kansas this 25th day of July, 2016.

CITY OF ABILENE, KANSAS

By: _____
Dee Marshall, Mayor

ATTEST:

Penny Soukup, CMC
City Clerk

APPROVED AS TO FORM:

Aaron O. Martin, City Attorney



**Abilene City Commission Minutes
Abilene Public Library
July 11, 2016 @ 4:00 p.m.
Abilene, Kansas**

1. Call to Order

2. Roll Call – City Commission Present: Mayor Marshall, Commissioners Dale, Payne, and Shafer. Absent: Commissioner Weishaar.

Staff Present: City Manager Dillner, Finance Director Rothchild, Public Works Director Schrader, Parks & Recreation Director Foltz, Community Development Director Shea, Police Chief Mohn and Fire Chief Sims.

Others Present: Mike Heronemus.

3. Pledge of Allegiance - Mayor Marshall led the Pledge of Allegiance.

Consent Agenda

4. Agenda Approval for the July 11, 2016 City Commission Meeting
5. Meeting Minutes: June 13, 2016, Regular Meeting and July 5, 2016 Special Meeting
6. Acceptance of 1Q, 2016 Financials and Utilization Statistics from Memorial Health System
7. Acceptance of 2015 Financial Statement from Memorial Health System

Motion by Commissioner Shafer, seconded by Commissioner Payne to approve the Consent Agenda as presented. Motion carried unanimously 4-0.

Public Comments and Communications

8. Public Comments. Persons who wish to address the City Commission regarding items not on the agenda and that are under the jurisdiction of the City Commission may do so when called upon by the Mayor. Comments on personnel matters and matters pending before court are not permitted. Speakers are limited to three (3) minutes. Any presentation is for informational purposes only. No action will be taken.

Mayor Marshall asked for any comments or communications from the public that are not on the agenda. There were none.

9. Declaration. At this time City Commissioners may declare any conflict or communication they have had that might influence their ability to impartially consider today's issues.

There were no declarations.

Proclamations and Recognition

10. Kansas All-Star Football Shrine Bowl Day Proclamation

Mayor Marshall read a proclamation for July 30, 2016 as Kansas All-Star Football Shrine Bowl Day and recognizing the participation of All-Star player Harley Hazlett of Abilene High School.

Public Hearings

11. There were no public hearings.

Old Business

12. There was no old business.

New Business

13. There was no new business

Discussion Items

14. Dickinson County Justice Center.

City Manager Dillner wanted to revisit the discussion about the Dickinson County Justice Center since Commissioner Dale has come aboard. They are still in conceptual stages and they have four concepts that are floating around. Before they get too far along we should probably have a conversation if there is any interest from the Commission to join with them. They are at a stage right now where they would welcome us into the conversation but if they get too much farther along it probably won't be an option. There will be some opportunity for staff to meet with the architect.

Commissioner Shafer said as far as the timeline, we are either in or out. If we talk about it we are not necessarily in. Do we know the timeline?

City Manager Dillner said he does not know the timeline. We might know more after we talk to the architect.

Mayor Marshall said she thinks we should enter into discussions with the County; we owe it to the citizens. Discussion does not make it a done deal.

Motion by Commissioner Dale, seconded by Commissioner Payne to authorize further discussion with Dickinson County regarding the Justice Center. Motion carried unanimously 4-0.

Reports

15. City Manager Reports

This afternoon Glenda Purkis was appointed the interim CVB Director until that position can be filled. We will start advertising for the position immediately for approximately three weeks.

Glenda's primary responsibility is to keep the CVB functioning and clean up a few things that need cleaned up and primarily focusing on the Chisholm Trail Event coordination. Michael Hook has been working on the Chisholm Trail event but has had some personal issues so she will be helping him with that. They will be working on coordinating volunteers and vendors. They will also be working on the main event for 2017.

The Chamber and the CVB are partnering to sell ads for the magazine to promote Abilene. The magazine is for visitors as well as new residents and the CVB board will need to decide if they also want just one for tourism.

We are also putting together the enterprise funds and all the other funds and will have that discussion at the next study session to keep our budget schedule on track. We have two public budget information meetings coming up, one on July 28th and one the first part of August. We will have one at 7:30 a.m. and one in the evening at 5:30 or 6:00 so people will have two different times to attend.

Adjournment

16. Consideration of a motion to adjourn the July 11, 2016 City Commission meeting.

Motion by Commissioner Payne, seconded by Commissioner Shafer to adjourn at 4:16 p.m. Motion carried unanimously 4-0.

(Seal)

Dee Marshall, Mayor

ATTEST:

Penny L. Soukup, CMC
City Clerk