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LOAN - CDL ELECTRIC/SIGNAL - Staff is recommending approval of incentives to be granted to assist CDL Electric/Signal in the construction of a 70,000 square foot office and ware house facility, rail spur and rail maintenance facility to include the extension of a water line not to exceed \$350,000, the extension of a sewer line not to exceed \$200,000, the transmittal of a 266 acre parcel of land located on 520th Street from the City to CDL Electric/Signal, and \$250,000 to be used toward the construction of the rail maintenance facility, with the creation of ten new rail related jobs in year one and fifty new jobs within five years, with the request contingent upon private capital injection and any construction cost increase over that listed above will be the responsibility of CDL Electric/Signal.

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CITY OF PITTSBURG, KANSAS
COMMISSION AGENDA
Tuesday, June 26, 2012
5:30 PM

CALL TO ORDER BY THE MAYOR:

- a. Invocation by Pete Mayo of Via Christi
- b. Flag Salute Led by the Mayor
- c. Public Input

CONSENT AGENDA:

- a. Approval of the June 12, 2012, City Commission Meeting minutes.
- b. Approval of Charter Ordinance No. 28 exempting the City of Pittsburg, Kansas, from the provisions of K.S.A. 12-4113(g), 12-4202, 12-4203, 12-4204, 12-4205a, and 12-4207, and any amendments thereto, which relate to the preparation, filing and service of complaints and notices to appear in Municipal Court; and, providing substitute and additional provisions on the same subject. **Second Reading - ROLL CALL VOTE.**
- c. Approval of Ordinance No. G-1163 amending Section 78-76 of the Pittsburg City Code to prohibit the operation of trucks or commercial vehicles on Tucker Street from 21st Street to a point 180 feet north of its centerline of the intersection with 23rd Street. **Second Reading - ROLL CALL VOTE.**
- d. Approval of Ordinance No. G-1165 providing for the change of certain areas from R-2 Two-Family Residential to RP-3 Planned Medium Density Residential and amending and supplementing the Zoning District Boundary Map and Zoning Ordinance No. G-663, as amended, of the City of Pittsburg (Kevin Seward dba Seward Rentals, 408 E. Monroe). **First Reading, if the Governing Body concurs.**
- e. Approval of Resolution No. 1126 confirming the designation of certain city positions as "City Officers", pursuant to Charter Ordinance No. 28.
- f. Approval of the request of Metso Minerals and August Mack Environmental, Inc. for access to the City of Pittsburg right-of-ways in the vicinity of the Metso Minerals property located at 1308 N. Walnut for the purpose of conducting soil and groundwater sampling, and authorize the Mayor to sign the Site Access Agreement on behalf of the City of Pittsburg.

CITY OF PITTSBURG, KANSAS
COMMISSION AGENDA
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5:30 PM

- g. Approval of an agreement between the City of Pittsburg and Professional Engineering Consultants, P.A. to provide professional engineering services for the Armory Storm Shelter for a lump sum fee of \$6,500 plus reimbursable expenses, and authorize the Mayor to sign the agreement on behalf of the City of Pittsburg.
- h. Approval of staff recommendation to appoint Mark Newbold, Marilyn Sheldon, Kaylene Mayarske and Nazar Saman to two year terms and Patty Horgan, Jerry Waltrip and Astrid Zagorski to one year terms as members of the Human Relations Commission effective immediately.
- i. Approval of the Appropriation Ordinance for the period ending June 26, 2012, subject to the release of HUD expenditures when funds are received.
ROLL CALL VOTE.

SPECIAL PRESENTATION:

- a. WATERLINE REPLACEMENT PROJECTS - The Director of Public Utilities will provide a verbal presentation on proposed waterline replacement projects to improve the City's water distribution system. **Receive for file and take that action deemed appropriate.**

CONSIDER THE FOLLOWING:

- a. ORDINANCE NO G-1166 - Approval of Ordinance No. G-1166 amending Section 78-116 of the Pittsburg City Code to prohibit parking on the south side of East Washington Street from Rouse Street west to the K.C.S. Railroad tracks and on the west side of South Olive Street from Jefferson Street to Webster Street. **First Reading, if the Governing Body concurs.**
- b. FORGIVABLE LOAN - FIREWORKS LEASING, LLC - The Economic Development Advisory Committee is recommending approval of a forgivable loan in the amount of \$700,000 at an interest rate of 3% on a three year term to Fireworks Leasing, LLC, for the purchase of and renovation of the property located at 15000 East 27th Street, saving eighty two (82) jobs and adding five new jobs each year for three years. **Approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents on behalf of the City.**

CITY OF PITTSBURG, KANSAS
COMMISSION AGENDA
Tuesday, June 26, 2012
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- c. FORGIVABLE LOAN - VIA CHRISTI HOSPITAL PITTSBURG, INC. - The Economic Development Advisory Committee is recommending approval of a forgivable loan in the amount of \$500,000 at an interest rate of 3% on a three year term to Via Christi Hospital Pittsburg, Inc. for infrastructure on the construction of a surgical wing consisting of two floors with a total of approximately 40,000 square feet on the property located at 1 Mount Carmel Way, adding sixty one new jobs; including seven new physicians, twenty eight clinical staff and twenty six hospital staff. **Approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents on behalf of the City.**
- d. FORGIVABLE LOAN - COMMUNITY HEALTH CENTER OF SOUTHEAST KANSAS - The Economic Development Advisory Committee is recommending approval of a forgivable loan in the amount of \$460,517 to the Community Health Center of Southeast Kansas, Inc., with a four year term based on a capital injection of \$5,700,000 and the creation of forty-two new jobs, with the stipulation that if the loan criteria is not met at the end of the four year term, the company will have a repayment period of six years at a three percent interest rate for the unforgiven amount. **Please approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents on behalf of the City.**
- e. LOAN - CDL ELECTRIC/SIGNAL - Staff is recommending approval of incentives to be granted to assist CDL Electric/Signal in the construction of a 70,000 square foot office and ware house facility, rail spur and rail maintenance facility to include the extension of a water line not to exceed \$350,000, the extension of a sewer line not to exceed \$200,000, the transmittal of a 266 acre parcel of land located on 520th Street from the City to CDL Electric/Signal, and \$250,000 to be used toward the construction of the rail maintenance facility, with the creation of ten new rail related jobs in year one and fifty new jobs within five years, with the request contingent upon private capital injection and any construction cost increase over that listed above will be the responsibility of CDL Electric/Signal. **Approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents on behalf of the City.**

CITY OF PITTSBURG, KANSAS
COMMISSION AGENDA
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5:30 PM

- f. KANSAS DEPARTMENT OF TRANSPORTATION ECONOMIC DEVELOPMENT GRANT - CDL - Staff is recommending approval of a KDOT Economic Development grant for CDL to allow CDL to further expand its current services by utilizing a rail spur to a rail maintenance facility (RMF) that will be constructed on an industrial site within the City of Pittsburg, allowing CDL to re-wire locomotives for Watco Companies as well as service, repair and maintain CDL track maintenance equipment, creating at least ten jobs in the first year and fifty within five years. **Approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents on behalf of the City.**

- g. DISPOSITION OF BIDS - Approval of staff's recommendation to award the bid for the Sanitary Sewer Line Repair 2012 Project to the low bidder meeting specifications, Layne (Reynolds) Inliner, LLC, of Kiowa, Colorado, with a bid of \$253,304.00. **Approve or disapprove staff's recommendation and, if approved, direct the Mayor to execute the contract documents once prepared.**

NON-AGENDA REPORTS & REQUESTS:

ADJOURNMENT

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
June 12th, 2012

A Regular Session of the Board of Commissioners was held at 5:30 p.m., Tuesday, June 12th, 2012, in Lincoln Park at Shelter House #3, with Mayor John Ketterman presiding and the following members present: Marty Beezley, Rudy Draper, Michael Gray and Patrick O'Bryan.

Jim Sukraw of the First Church of the Nazarene provided the invocation.

Mayor Ketterman led the flag salute.

APPROVAL OF MINUTES – MAY 22nd, 2012 – On motion of O'Bryan, seconded by Gray, the Governing Body approved the minutes of the May 22nd, 2012, City Commission Meeting as submitted. Motion carried.

ORDINANCE NO. G-1163 – On motion of O'Bryan, seconded by Gray, the Governing Body approved Ordinance No. G-1163 amending Section 78-76 of the Pittsburg City Code to prohibit the operation of trucks or commercial vehicles on Tucker Street from 21st Street to a point 180 feet north of its centerline of the intersection with 23rd Street on first reading. Motion carried.

ORDINANCE NO. G-1164 – On motion of O'Bryan, seconded by Gray, the Governing Body approved Ordinance No. G-1164 creating Section 2-3 of the Pittsburg City Code for the purpose of creating a voluntary electronic mail service and notification system on second reading with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman and O'Bryan. Motion carried.

RESOLUTION NO. 1124 – On motion of O'Bryan, seconded by Gray, the Governing Body approved Resolution No. 1124, a Resolution authorizing filing of an application with the Kansas Department of Health and Environment for a loan under the Kansas Water Pollution Control Revolving Fund Act (K.S.A. 1988 SUPP. 65-3321 through 65-3329). Motion carried.

FIREWORKS DISPLAY AGREEMENT – On motion of O'Bryan, seconded by Gray, the Governing Body approved staff request to enter into an agreement with J. & M. Displays, Inc. of Yarmouth, Iowa, in the amount of \$16,244 for the 2012 fireworks display to be entirely funded by private donations collected through the Southeast Kansas Community Foundation and authorized the Mayor to sign the agreement on behalf of the City. Motion carried.

PLASTICS RESOURCE GROUP LOAN AGREEMENT – On motion of O'Bryan, seconded by Gray, the Governing Body approved the request to modify the Loan Agreement document from Plastics Resource Group, Inc., d/b/a Prototyping to Harrell Properties, LLC. and authorized the Mayor to sign the appropriate documents on behalf of the City. Motion carried.

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
June 12th, 2012

DISPOSITION OF BIDS – WATER TREATMENT PLANT CHEMICALS – On motion of O'Bryan, seconded by Gray, the Governing Body accepted low bids meeting specifications for the annual purchase of chemicals for use at the Water Treatment Plant as follows: Lime (Calcium Oxide) to U.S. Lime Company-St. Clair, of Dallas, Texas, for \$158.00 per ton; Liquid Chlorine to Brenntag Southwest, Inc., of Nowata, Oklahoma, for \$28.00 per 100 lbs.; Sodium Fluorosilicate to Brenntag Mid-South, Inc., of Springfield, Missouri, for \$43.95 per 100 lbs.; Liquid Polymeric Phosphate to Brenntag Mid-South, Inc., of Springfield, Missouri, for \$0.565 per lb.; Soda Ash to Brenntag Mid-South, Inc., of Springfield, Missouri, for \$28.75 per 100 lbs.; Aluminum Sulfate to Brenntag Mid-South, Inc., of Springfield, Missouri, for \$32.75 per 100 lbs.; Polymer to Brenntag Southwest, Inc., of Nowata, Oklahoma, for \$0.90 per lb.; and Liquid Carbon Dioxide to Airgas Midsouth, of Pittsburg, Kansas, for \$135.00 per ton; and authorized the issuance of the necessary purchase orders. Motion carried.

DISPOSITION OF BIDS – BIOLOGICAL TREATMENT – On motion of O'Bryan, seconded by Gray, the Governing Body accepted the bid for the annual purchase of Biological Treatment for use at the Wastewater Treatment Plant to Kay Jay Services, Inc., of New York, New York, on the basis of their low bid meeting specifications of \$2.80 per pound, and authorized the issuance of the necessary purchase order. Motion carried.

DISPOSITION OF BIDS – HYDRATED LIME – On motion of O'Bryan, seconded by Gray, the Governing Body accepted the bid for the annual purchase of Hydrated Lime for use at the Wastewater Treatment Plant to U.S. Lime Company-St. Clair, of Dallas, Texas, on the basis of their low bid meeting specifications of \$162.75 per ton, and authorized the issuance of the necessary purchase order. Motion carried.

DISPOSITION OF BIDS – POLYMER – On motion of O'Bryan, seconded by Gray, the Governing Body accepted the bid for the annual purchase of Polymer for use at the Wastewater Treatment Plant to Polydyne, Inc., of Riceboro, Georgia, on the basis of their low bid meeting specifications of \$1.27 per pound, and authorized the issuance of the necessary purchase order. Motion carried.

APPROPRIATION ORDINANCE – On motion of O'Bryan, seconded by Gray, the Governing Body approved the Appropriation Ordinance for the period ending June 6th, 2012, subject to the release of HUD expenditures when funds are received, with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman and O'Bryan. Motion carried.

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
June 12th, 2012

CHARTER ORDINANCE NO. 28 – On motion of Beezley, seconded by Draper, the Governing Body approved Charter Ordinance No. 28 exempting the City of Pittsburg, Kansas, from the provisions of K.S.A. 12-4113(g), 12-4202, 12-4203, 12-4204, 12-4205a, and 12-4207, and any amendments thereto, which relate to the preparation, filing and service of complaints and notices to appear in Municipal Court; and, providing substitute and additional provisions on the same subject on first reading. Motion carried.

2011 COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) - Karen Linn of Berberich Trahan & Company, the City's auditing firm, presented the 2011 audit and CAFR.

Commissioner Gray requested additional information be provided to the Commissioners regarding the cash control deficiency identified during the audit.

City Manager Daron Hall stated that he would visit with staff regarding steps to be taken to correct the deficiencies that exist at the Library regarding bank reconciliations.

REVIEW OF BIDS/AWARD OF SALE - GENERAL OBLIGATION BONDS SERIES 2012A AND TEMPORARY NOTES SERIES 2012A – Following a verbal presentation by the Assistant Director of Finance and Administration Jamie Clarkson and the City's Financial Advisor Tom Kaleko, on motion of Gray, seconded by Beezley, the Governing Body awarded the sale of \$855,000 aggregate principal amount of General Obligation Bonds, Series 2012A, to Country Club Bank on the basis of their true interest cost of 1.52%, and the sale of \$1,555,000 Temporary Notes, Series 2012A to Country Club Bank, on the basis of their true interest cost of .55%. Motion carried.

ORDINANCE NO. S-996 – On motion of O'Bryan seconded by Gray, the Governing Body approved Ordinance No. S-996, authorizing the issuance of \$855,000 aggregate principal amount of General Obligation Bonds, Series 2012A, of The City of Pittsburg, Kansas, under the authority of K.S.A. 10-101 to 125, inclusive, and K.S.A. 12-685 et seq., all as amended on second reading with the following roll call vote: Yea: Beezley, Draper, Gray, Ketterman and O'Bryan. Motion carried.

RESOLUTION NO. 1123 – On motion of O'Bryan, seconded by Gray, the Governing Body approved Resolution No. 1123 prescribing the form and details of the City of Pittsburg, Kansas, General Obligation Bonds, Series 2012A, in the aggregate principal amount of \$855,000 the issuance of which was authorized by the City pursuant to its Ordinance No. S-996 passed and approved June 12, 2012; and authorizing certain other documents and actions in connection with the issuance of the bonds, and authorized the Mayor to sign the appropriate documents. Motion carried.

OFFICIAL MINUTES
OF THE MEETING OF THE
GOVERNING BODY OF THE
CITY OF PITTSBURG, KANSAS
June 12th, 2012

RESOLUTION NO. 1125 – On motion of Gray, seconded by Beezley, the Governing Body approved Resolution No. 1125, authorizing an directing the issuance of Temporary Notes, Series 2012A, of The City of Pittsburg, Kansas, in the aggregate principal amount of \$1,550,000 for the purpose of providing funds to (i) pay the cost of renewing a portion of the City's Series 2011A Temporary Notes, dated July 1, 2011, and (ii) pay the costs of the improvement projects in the City. Motion carried.

REQUEST TO REZONE – On motion of Beezley, seconded by Draper, the Governing Body approved the recommendation of the Planning and Zoning Commission to grant the submitted by Kevin Seward dba Seward Rentals to rezone 408 East Monroe from R-2 Two-Family Residential to RP-3 Planned Medium Density Residential to allow for the construction of a small apartment complex (13 units). Motion carried.

DISPOSITION OF BIDS – On motion of Gray, seconded by Beezley, the Governing Body tabled consideration of the bid for the Sanitary Sewer Line Repair 2012 Project to allow staff time to check references on Layne Inliner, LLC. Motion carried.

NON-AGENDA REPORTS AND REQUESTS:

SITE ACCESS AGREEMENT – 108 WEST 25th STREET – On motion of O'Bryan, seconded by Gray, the Governing Body approved a Site Access Agreement between Metso Minerals Industries, Inc., August Mack Environmental, Inc. and the City of Pittsburg to allow an environmental investigation on the property located at 108 West 25th Street. Motion carried.

ADJOURNMENT: On motion of Beezley, seconded by Draper, the Governing Body adjourned the meeting at 6:27 p.m. Motion carried.

John Ketterman, Mayor

ATTEST:

Tammy Nagel, City Clerk

(Published in The Morning Sun on _____)

ORDINANCE NO. G-1165

AN ORDINANCE, providing for the change of certain areas from R-2 Two-Family Residential to RP-3 Planned Medium Density Residential and amending and supplementing the Zoning District Boundary Map and Zoning Ordinance No. G-663, as amended, of the City of Pittsburg.

WHEREAS, the Planning and Zoning Commission of the City of Pittsburg, Kansas, has filed their report with the Board of Commissioners of the City of Pittsburg, Kansas, recommending amendment of said Ordinance relating to area and use zoning for RP-3 Planned Medium Density Residential, and amendment of the Zoning District Boundary Map.

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

Section 1. That the RP-3 Planned Medium Density Residential, as defined by the Zoning Ordinance, is hereby amended and supplemented to include the following described real estate in the City of Pittsburg, Crawford County, Kansas, to-wit:

Lots 23, 23A, 24 and 24A in a Subdivision of Parts of McCormick's Second Addition to the City of Pittsburg, Crawford County, Kansas, according to the recorded Plat thereof.

Section 2. That Zoning Ordinance No. G-663, as amended, including the Zoning District Boundary Map adopted on May 28, 1991, and periodically revised, is hereby amended and supplemented to include the area and use as set out in the preceding section.

Section 3. This Ordinance shall take effect and be in force from and after its passage and publication in the official City newspaper.

ADOPTED AND APPROVED this _____ day of _____, 2012.

Mayor – John Ketterman

ATTEST:

City Clerk - Tammy Nagel

(SEAL)

RESOLUTION NO. 1126

A RESOLUTION CONFIRMING THE DESIGNATION OF CERTAIN CITY POSITIONS AS “CITY OFFICERS”, PURSUANT TO CHARTER ORDINANCE NO. 28.

WHEREAS, on June 26, 2012, the City Commission passed Charter Ordinance No. 28, which authorized “City Officers” to issue complaints and notices to Appear in Municipal Court in response to violations of City Ordinances; and,

WHEREAS, such Charter Ordinance provided that the City Manager would designate which city positions would be considered to be “City Officers”, and that such designation would be confirmed by resolution of the City Commission.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Pittsburg, Kansas, that the positions of Building Official, Building Inspector, Code Enforcement Inspector, Fire Marshall, Fire Inspector, Housing Inspector, Housing Rehabilitation Specialist, Housing and Community Development Specialist and Zoning Administrator are designated as “City Officers” by the City Manager, and pursuant to Charter Ordinance No. 28, are hereby confirmed.

ADOPTED BY THE GOVERNING BODY THIS 26TH DAY OF JUNE, 2012.

Mayor – John Ketterman

ATTEST:

City Clerk – Tammy Nagel

Interoffice Memorandum

TO: DARON HALL
City Manager

FROM: JOHN H. BAILEY, P.E., Ph.D.
Director of Public Utilities

DATE: June 19, 2012

SUBJECT: Agenda Item – June 26, 2012
Request for Property Access
1200-1300-1400 Blocks of N. Pine and 200 Block of W. 11th Street.

On behalf of Metso Minerals, August Mack Environmental, Inc. has submitted a request for access to the City of Pittsburg's right-of-ways in the vicinity of the Metso Minerals property located at 1308 North Walnut. Metso Minerals is participating in the Kansas Department of Health and Environment (KDHE) Voluntary Cleanup and Property Redevelopment Program for the site.

Metso Minerals attempted to gain offsite access to the properties located at 201 and 205 W. 11th Street, 1211 N. Broadway and 1300 and 1310 N. Pine for the purposes of conducting soil and groundwater sampling detailed in KDHE's approved Phase III Work Plan, however, they were subsequently denied access. As an alternative solution, KDHE suggested that the sampling locations be moved to the City's right-of-ways, including the 1200, 1300 and 1400 Blocks of N. Pine and the 200 Block of W. 11th Street.

In an effort to adequately delineate potential soil and groundwater impacts associated with former operations at the site, KDHE has requested Metso Minerals evaluate arsenic, cadmium, and lead concentrations in the soil and groundwater located at the neighboring properties located to the east and south of the site. In order to complete the sampling activities, Metso Minerals and August Mack must be granted access to offsite properties including the City's right-of-ways. A Site Access Agreement which would grant Metso Minerals and August Mack access is attached for your reference.

MEMO TO: DARON HALL
JUNE 19, 2012
PAGE TWO

In this regard, would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, June 26, 2012. Action necessary will be approval or disapproval of the request of Metso Minerals and August Mack and, if approved, authorize the Mayor to sign the Site Access Agreement on behalf of the City

If you have any questions concerning this matter, please do not hesitate to contact me.

Attached: Site Access Agreement
Map

cc: Tammy Nagel, City Clerk
Memo File

VIA CERTIFIED MAIL - RETURN RECEIPT REQUESTED

March 23, 2012

Mr. John D. VanGarden
Interim City Manager
City of Pittsburg
201 W. 4th Street
Pittsburg, KS 66762

**RE: Request for Property Access
1200, 1300, and 1400 Blocks of North Pine Street and the 200 Block of
West 11th Street
Pittsburg, Kansas
August Mack Project Number JK0932.353**

Dear Mr. VanGarden:

On behalf of Metso Minerals Industries, Inc. (Metso Minerals), August Mack Environmental, Inc. (August Mack) is submitting this request for access to the City of Pittsburg, Kansas Right-of-Ways in the vicinity of the Metso Minerals property located at 1308 North Walnut Street (hereafter referred to as the Site). Metso Minerals is participating in the Kansas Department of Health and Environment (KDHE) Voluntary Cleanup and Property Redevelopment Program (VCPRP) for the Site.

Metso Minerals attempted to gain off-site access to the properties located at 205 West 11th Street, 201 West 11th Street, 1211 North Broadway Street, 1300 North Pine Street, and 1310 North Pine Street, for the purposes of conducting soil and groundwater sampling detailed in a KDHE approved Phase III Work Plan. Metso Minerals was subsequently denied access to the following aforementioned properties: 205 West 11th Street, 1211 North Broadway Street, 1300 North Pine Street, and 1310 North Pine Street. As an alternative solution, the KDHE suggested that the sampling locations be moved to the City of Pittsburg, Kansas Right-of-Ways, including the 1200, 1300, and 1400 Blocks of North Pine Street and the 200 Block of West 11th Street.

In an effort to adequately delineate potential soil and groundwater impacts associated with former operations at the Site, the KDHE has requested Metso Minerals evaluate arsenic, cadmium, and lead concentrations in the soil and groundwater located at the neighboring properties located to the east and south of the Site. Soil samples will be

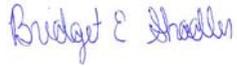
collected using a Geoprobe® DPT to a depth of 16-feet. The Geoprobe® DPT uses hydraulic cylinders and a hydraulic hammer to advance a hollow core sampler into the ground to gather soil. Soil samples collected from the hollow core will be sent to a laboratory for analysis of arsenic, cadmium, and lead. Soil samples collected at the site will also be analyzed for arsenic, cadmium, and lead concentrations using a field portable X-Ray Fluorescence Spectrometry which detects elemental concentrations in soil. All waste generated as part of the soil boring installation will be placed into 55-gallon drums and stored at another location until proper disposal is arranged.

The KDHE has requested Metso Minerals evaluate arsenic, cadmium, and zinc concentrations in the groundwater located at the neighboring properties located to the east of the Site. In order to evaluate arsenic, cadmium, and zinc concentrations in the groundwater, a groundwater monitoring well must be installed. An auger will be used to drill through the soil to place the groundwater monitoring well casing at a predetermined depth (16-feet). The monitoring wells will be completed using a flush mount manway, which will be even with the ground surface. Each well will be secured utilizing a lock provided by August Mack in order to prevent unauthorized access. Once the groundwater monitoring well has stabilized, a groundwater sample will be collected utilizing a peristaltic pump. Groundwater samples collected from the groundwater monitoring well will be sent to a laboratory for analysis of arsenic, cadmium and zinc. All waste generated as part of the monitoring well installation and subsequent sampling will be placed into 55-gallon drums and stored at another location until proper disposal is arranged.

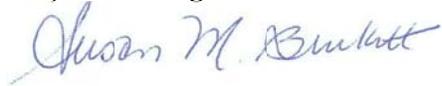
In order to complete the sampling activities described in the previous paragraph, Metso Minerals and August Mack must be granted access to offsite properties including the City of Pittsburg, Kansas Right-of-Ways. A Site access agreement which would grant Metso Minerals and August Mack access to the City of Pittsburg, Kansas Right-of-Ways is included in Attachment A. If you are in agreement with the site access agreement, please return a signed copy of the agreement to August Mack at 941 Wheatland Avenue, Suite 202, Lancaster, Pennsylvania, 17603.

If you have any questions regarding Metso Minerals' request for property access, please do not hesitate to contact us at (717) 399-9587.

Sincerely,



Bridget E. Shadler
Project Manager



Susan M. Burkett
Senior Engineer/Office Manager

cc: Mr. Dale Clark, Metso Minerals Industries, Inc.
Ms. Tracey Poisal-Rice, Metso Minerals Industries, Inc.

Attachment

ATTACHMENT A
Site Access Agreement

SITE ACCESS AGREEMENT

This Site Access Agreement (“Agreement”) is made and entered on the ___ day of May, 2012 by and between August Mack Environmental, Inc. (“AM”) and Metso Minerals Industries, Inc. (“Grantee”) and the owner of the subject property, The City of Pittsburg, Kansas (“Property-Owner”). Property Owner grants to AM and Grantee, a right to enter upon the property of Property Owner commonly known as The City of Pittsburg, Kansas, Right-of-Ways (“Property”), including the 1200, 1300, and 1400 Blocks of North Pine Street and the 200 Block of West 11th Street for the purposes set forth below in Paragraph 1 (“Activities”).

WHEREAS, Metso Minerals is currently conducting an environmental investigation relating to past practices at the Owner’s property in accordance with the Kansas Administrative Regulations 28-71-1 through 28-71-12; and

WHEREAS, Metso Minerals requests Owner’s permission to access Owner’s property for the purpose of conducting the is investigation and monitoring work, as required by the Kansas Department Health and the Environmental (KDHE) under the Voluntary Cleanup Program (VCP).

NOW THEREFORE, in consideration of the mutual promises and covenants herein, and intending to be legally bound, Grantee and Property Owner agree as follows:

1. Site Access: Property Owner grants Grantee and August Mack Environmental, Inc. and their employees, agents or representatives (“Representatives”) permission to enter upon the Property for the purpose of:
 - a. Collection and analysis of soil samples.
 - b. Installation of groundwater monitoring wells, collection and analysis of groundwater samples.

Figure 1 of this agreement depicts the locations of the proposed groundwater monitoring wells and soil sample collection points. Additionally, before mobilizing to the Site, August Mack will provide notification to the City at least 5 business days in advance.

2. Permits/Compliance with Laws: Grantee shall be responsible for obtaining any and all permits, licenses or approvals necessary prior to conducting the Activities on the Property. The permits shall include, but not be limited to, necessary utility clearance. Grantee shall comply with all applicable local, state and federal laws while conducting the Activities on the Property.
3. Term of Agreement: The access granted herein shall extend from the date first above written for a period of two (2) years. If after two (2) years additional time is required for Grantee to complete the above described Activities in accordance with the applicable regulatory requirements, an extension to this agreement will be requested.

4. Data: Upon receipt of analytical data, the Grantee shall provide results to the Property Owner within 2-business days.
5. Upon Completion: Upon completion of the Activities set forth herein, Grantee shall enter upon the Property and (unless directed to do otherwise by Property Owner in writing) remove any and all equipment installed and shall restore the Property to the condition in which it existed prior to the signing of this Agreement. This Agreement shall automatically terminate upon removal of all equipment and restoration of the Property in accordance with the standard previously described.
6. Modifications to Property: If during the term of this Agreement, Property Owner intends to perform construction or major modifications to the Property, which may impact Grantee's Activities or access, Property Owner will provide reasonable notice to Grantee in order to avoid, to the extent reasonably possible, disruption of Grantee's Activities.
7. Indemnity: Grantee will indemnify, defend and hold harmless Property Owner from all actions, claims, demands, liabilities, reasonable attorneys' fees and consequences for losses or injury to persons or property to the extent arising as a direct result of Grantee's or Representative's performance of the Activities.
8. Release: Grantee hereby agrees to release Property Owner from any liability to the extent arising out of the Activities, including contribution to contamination.
9. Risk of Loss: This Agreement is in accommodation given to Grantee and Grantee agrees to assume the risk to itself and its Representatives arising out of the performance of the Activities.
10. Governing Law: The law of the State of Kansas shall apply to the interpretations of this Agreement and to the resolution of any disputes arising out of the matters set forth herein.
11. Severability: If any term or condition of this Agreement is determined to be invalid or unenforceable, the remainder of the Agreement shall remain in full force and effect.
12. Binding Effect: This Agreement shall inure to the benefit of and be binding upon Grantee, and the Property Owner's agents, employees, representatives, heirs, successors and assigns.
13. Entire Agreement: This Agreement constitutes the entire agreement between Grantee, and Property Owner.
14. Notices: All notices, correspondence or other communications shall be directed to each party at their respective addresses provided below.

To Grantee:

Metso Minerals Industries, Inc.
2715 Pleasant Valley Rd
PO Box 15043
York PA 17405-7043
ATTN; Dale Clark, Manager of Health Safety and Environment
With a copy to:
Tracey Poisal Rice, Legal Counsel

August Mack Environmental, Inc.
941Wheatland Avenue, Suite 202
Lancaster, Pennsylvania 17601
Telephone: (717) 399-9587
Fax: (717) 399-5493
ATTN: Bridget Shadler

To Property Owner:

City of Pittsburg
201 W. 4th Street
Pittsburg, KS 66762
ATTN: Mr. John D. VanGarden, Interim City Manager

IN WITNESS WHEREOF, the parties hereto have executed this Agreement at their respective locations on the date provided above.

Grantee
Metso Minerals Industries, Inc.

BY: _____

PRINTED: _____

TITLE: _____

August Mack Environmental, Inc.

BY: _____

PRINTED: _____

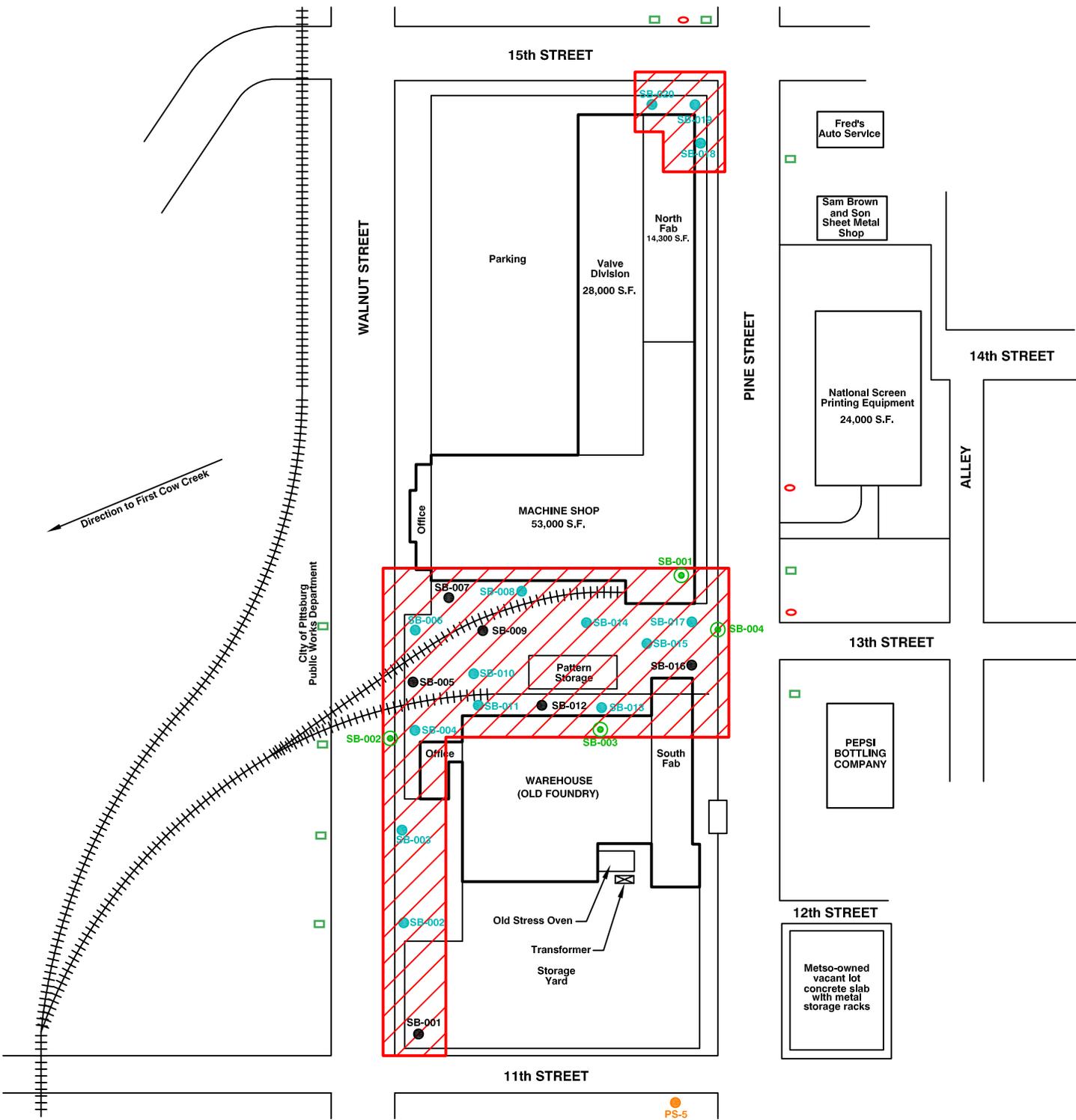
TITLE: _____

Property Owner

BY: _____

PRINTED: _____

TITLE: _____



LEGEND	
	Proposed extent of no further action determination
	Soil boring locations
	Soil boring locations (2008, exceeds KDHE residential RSK for soil)
	Arsenic concentration exceeds KDHE residential RSK for soil
	XRF sampling location

	Soil Samples
	Monitoring Wells



941 WHEATLAND AVE, SUITE 202
LANCASTER, PA 17603 (717) 399-9587
(717) 399-5493 FAX

August Mack
ENVIRONMENTAL

METSO MINERALS INDUSTRIES, INC.
1308 N. WALNUT STREET
PITTSBURG, KANSAS

ARSENIC DELINEATION

PROJECT No.: JJ0227.353	FILENAME: L:/2009/JJ0227.353/Figures/Fig1	DATE: 06/03/2009
DRAWN BY: ZWG	SCALE: 1" = 160'	FIGURE: 1



DEPARTMENT OF PUBLIC UTILITIES

303 Memorial Drive · Pittsburg KS 66762

(620) 240-5126

www.pittks.org

Interoffice Memorandum

TO: DARON HALL
City Manager

FROM: JOHN H. BAILEY, P.E., PhD
Director of Public Utilities

DATE: June 19, 2012

SUBJECT: Agenda Item – June 26, 2012
Professional Engineering Services
Armory Storm Shelter

As you know, the City of Pittsburg submitted an application to the Kansas Department of Emergency Management (KDEM) requesting funding through the Hazard Mitigation Grant Program to construct a Community Safe Room in the former Armory building presently known as the Public Utilities Annex. In an effort to fast track this application, PEC was requested by the City to provide a cost to provide professional engineering services to design the storm shelter. They have provided an estimated cost of a lump sum of \$6,500 plus reimbursable expenses (includes printing, overnight or express deliveries, vehicle or other expenses for out-of-town travel, and per diem expenses).

To provide you with an update with regard to the City's application, a phone call was received last Thursday from Jacob Gray with KDEM advising that FEMA was now ready to give the City approval for Phase I Design. If the design plans are approved, FEMA will then grant approval for Phase II Construction.

Would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, June 26, 2012. Action necessary will be approval or disapproval of the agreement and, if approved, authorize the Mayor to sign the agreement on behalf of the City.

Attachment: Agreement

cc: Tammy Nagel, City Clerk
Project File
Memo File

December 12, 2011

Mr. John Bailey
City of Pittsburg
303 Memorial Drive
Pittsburg, KS 66762

Reference: Armory Storm Shelter

Dear John:

This letter is written to serve as an agreement between the City of Pittsburg (CLIENT) and Professional Engineering Consultants, P.A. (PEC) to provide professional services for the Armory Storm Shelter, hereinafter called the PROJECT.

Specifically, PEC proposes to perform the Scope of Services as outlined in Paragraph A. below, which are provided for your review and approval.

A. Project Description:

1. This structure will be a storm shelter structure inside an existing structure.

B. Structural Scope of Services:

1. Provide design drawings and calculations (submitted if required) for the code mandated gravity, wind, seismic loads, and agreed to special loadings for new structures. Design and drawings are limited to Basic Services as defined by "National Practice Guidelines for the Structural Engineer of Record" by Coalition of American Structural Engineers, CASE (a coalition of the American Consulting Engineers Council). Specific elements being provided are as follows:
 - a) New structures will be designed independent of any existing structure separated by an expansion joint unless specifically agreed upon.
 - b) Dimensioned foundation plans, details, and slab on grade.
 - c) Dimensioned structural framing plans, floor members, floor decking, perimeter members, and details that define the "primary" structural system.
 - d) Shear walls that provide lateral stability for the new structure.
 - e) One set of bond plans for each submittal and a single set of final sealed bond plans.
2. Identify delegated specialty structural engineering elements and loads to be designed by the specialty structural engineer for the material supplier (plated wood trusses, engineered wood, joists, metal deck, light gauge trusses, pre-cast concrete, metal buildings, etc.)
3. Construction phase services to include bidding assistance, shop drawing review, and review of delegated structural elements for compliance with criteria provided.

C. Structural Responsibility of the CLIENT:

1. The CLIENT shall provide base plans or the Revit / BIM model in electronic form for creating plans and progress sets for coordination.
2. Provide a geo-technical report sealed by a licensed engineer that is appropriate for the site conditions, building type, and anticipated loads.
3. Provide copies of original design drawings of existing buildings and/or as-constructed drawings as the basis of evaluation of existing building geometry.
4. Require the Owner establish a testing and inspection plan that includes all code mandated special structural inspection be performed.
5. Provide a set of bound final construction documents, addenda, etc.

D. Structural Exclusions:

1. Additional fees may be required for delays and extra services due to revision of the building envelope, loadings, and/or framing after start of construction document phase.
2. Design of "Additional Services or Extra Services" as defined by CASE unless specifically agreed to. Cladding, architectural elements, flag poles, site structures, special mechanical equipment supports, screen walls, electrical equipment supports, tanks, vaults, shoring, preparation of shop drawings, review of value engineering/substitutions, etc.
3. Evaluation of the lateral load capacity (wind and seismic) of the existing structures. The design of existing structural improvements to meet current building code lateral loads.
4. Field survey to determine "as-constructed" existing structural dimensions and construction details.
5. Construction site observations will be performed as an extra service on an hourly basis.
6. Printing of multiple sets of bidding documents and final plans on velum or mylar.

E. Payment Provisions:

Professional Engineering Consultants, P.A., proposes to perform the Scope of Services described above on the basis of a lump sum fee of Six Thousand Five Hundred Dollars (\$6,500), plus reimbursable expenses.

Reimbursable expenses shall include but not be limited to printing, overnight or express deliveries, vehicle or other expenses for out-of-town travel, and per diem expenses.

Unless otherwise agreed upon, billings will be made once a month for work completed the previous month.

Taxes are not included in stated fees. CLIENT shall reimburse PEC for any sales, use and value added taxes, which apply to these services.

Mr. John Bailey
City of Pittsburg
Armory Storm Shelter
December 12, 2011
Page 2

F. Time of Performance:

PEC proposes to begin work on the PROJECT following receipt of an executed copy of this agreement and to complete the Scope of Services in accordance with a mutually agreed schedule thereafter exclusive of any delays beyond the control of PEC.

This letter and the "Standard Conditions" attached hereto comprise the entire agreement between the CLIENT and PEC. They may be altered only by Supplemental Agreement.

Thank you for contacting us to provide professional services on the subject PROJECT. Should you have questions or if additional information is required, please do not hesitate to call. Return receipt of an executed copy of this letter will serve as our contract and notice to proceed with the work.

Sincerely,

PROFESSIONAL ENGINEERING CONSULTANTS, P.A.



Dennis R. Cook, PE
Structural Division

DRC/cmm

PROFESSIONAL ENGINEERING CONSULTANTS, P.A.

By:  _____

Wesley G. Britson, PE, SE

Title: Principal - Structural Division

Date: December 12, 2011

ACCEPTED:

CITY OF PITTSBURG

By: _____

Title: _____

Date: _____

1. **STANDARD OF CARE:** Professional Engineering Consultants, P.A., its officers, directors, employees, agents, shareholders, partners, consultants, sub-consultants, contractor, and sub-contractors (collectively "PEC") shall provide professional services to Client, its officers, directors, employees, agents, owners, members, shareholders, partners, consultants, sub-consultants, contractors, and sub-contractors, (collectively "Client") according to the agreed upon scope of services. PEC will perform the services with the level of care and skill ordinarily exercised by other consultants of the same profession under similar circumstances at the time the services are performed, and in the same locality.
2. **USE OF DOCUMENTS:** Drawings, specifications, reports, programs, manuals, cost estimates, or other documents, including documents on electronic media, prepared under this Agreement are instruments of service and as such are only applicable to the subject PROJECT. Use of these documents for any other purpose without written authorization and consent of PEC is prohibited. PEC shall retain ownership thereof.
3. **INSURANCE:** PEC and the Client agree to each maintain statutory Worker's Compensation, Employer's Liability Insurance, General Liability Insurance, and Automobile Insurance coverage for the duration of this agreement. Additionally, PEC will maintain Professional Liability Insurance for PEC's negligent acts, errors, or omissions in providing services pursuant to this Agreement. If the Client is a design professional, then the Client agrees to maintain Professional Liability Insurance for its negligent acts, errors, or omissions in providing services pursuant to this Agreement. If a project is Design-Build, the Client and all subcontractors providing professional design or other services (e.g., architects, engineers, inspectors) shall maintain professional or similar liability insurance for claims arising from its negligent performance of said services. Proof of insurance shall be provided, upon request, prior to commencement of said services.
4. **NO GUARANTEE:** PEC does not provide a warranty or guarantee, express or implied, for any portion of the scope of services including drawings, specifications, reports, programs, manuals, cost estimates, or other documents of service. PEC does not warrant or guarantee any certification of the project, including any level of LEED certification. Items of beneficial use to the Owner, whether or not included in the contract documents, shall be paid for by the Owner. The provisions of this paragraph shall apply notwithstanding any statement or language contained in any other document or agreement that might be related to the project.
5. **INDEMNIFICATION/HOLD HARMLESS:** PEC agrees, to the fullest extent permitted by law, to indemnify and hold harmless the Client and its employees from any liability, damages, or costs (including reasonable attorneys' fees and costs of defense) resulting from PEC's negligent acts, errors, or omissions through services provided pursuant to this Agreement by PEC or anyone for whom PEC is legally liable. The Client agrees, to the fullest extent permitted by law, to indemnify and hold harmless PEC, its employees and subconsultants from any liability, damages, or costs (including reasonable attorneys' fees and costs of defense) resulting from the negligent acts, errors, or omissions by Client or those contractors, subcontractors, consultants, or anyone for whom Client is legally liable, and arising from the project(s) that is the subject of this agreement. PEC is not obligated to indemnify the Client in any manner whatsoever for the Clients' own negligence. If any liability, damages, or costs (including reasonable attorneys' fees and costs of defense) result from the concurrent negligence of PEC and the Client, this indemnification shall only apply to the extent of each party's proportion of the responsibility.
6. **DISPUTES:** Any action or claims arising out of or related to this Agreement or the project that is the subject of this Agreement shall be governed by Kansas law. Good faith negotiation and mediation are express conditions precedent to the filing of any legal action. Mediation

- shall be conducted in accordance with the latest edition of the Construction Mediation Rules of the American Arbitration Association.
7. **ASSIGNMENT OR SUBLETTING OF CONTRACT:** Client shall not assign, transfer, or sublet any rights, duties, or interests accruing from this Agreement without the prior written consent of PEC. This Agreement shall be binding upon the Client, its successors and assigns.
 8. **NON PAYMENT/TERMINATION OF AGREEMENT:** If the Client fails to make payment for services and expenses within 30 days following receipt of an invoice, PEC may, after giving seven days written notice to the Client, without liability for delay charges, suspend services under this Agreement until PEC has been paid in full for all amounts due. Each party to this Agreement reserves the right to terminate the Agreement at any time, without cause, upon 15 days written notice and subject to payment to PEC for the value of services rendered up to the time of termination.
 9. **DIFFERING SITE CONDITIONS:** The conditions at the site are the property of the Client/Owner regardless of whether or not they could be identified by an investigation or exploration conducted according to the professional standard of care. A "Differing Site Condition" is a subsurface, hidden, latent, or physical condition at a project site/building not revealed by the site exploration, site investigation, or other information provided to the Client and which cannot be reasonably anticipated. Special risks occur whenever engineering is applied to identifying site/building conditions. Even a comprehensive investigation according to the professional standard of care may not detect all subsurface or site/building conditions. PEC shall not be liable for site/building conditions which could not be identified by such an investigation or exploration. Accordingly, the Owner/Client agrees to indemnify, including all costs and attorney fees, and hold PEC harmless from all claims for Differing Site Conditions, provided PEC performs the services specified in the Contract in a manner reasonably conforming to the terms of the Contract and to the Standard of Care.
 10. **EXTRA WORK:** Services not specified in the Scope of Services set forth in this Agreement or due to regulatory changes shall be considered "extra work". No "extra work" will be performed without additional compensation per a supplemental agreement.
 11. **FORCE MAJEURE:** The Client shall not hold PEC responsible for damages or for delays in performance caused by force majeure, acts of God, or other acts or circumstances beyond the control of PEC, or that could not have been reasonably foreseen and prevented including, but not limited to, fire, weather, floods, earthquakes, epidemics, war, riots, terrorism, strikes, and unanticipated site conditions.
 12. **AGREEMENT SOLELY FOR PARTIES' BENEFIT:** This agreement is solely for the benefit of PEC and Client. Nothing herein is intended in any way to benefit any third party or otherwise create any duty or obligation on behalf of PEC or Client in favor of such third parties.
 13. **LIMITATION OF LIABILITY:** To the fullest extent permitted by law, PEC's total liability to Client is limited to the greater of \$50,000 or two times PEC's fee, for any and all damages or expenses arising out of this Agreement from any cause(s) or under any theory of liability. In no event shall PEC be liable for consequential damages, including, without limitation, loss of use or loss of profits, incurred by Client or its subsidiaries or successors, regardless of whether such damages are caused by breach of contract, willful misconduct, negligent act or omission, or other wrongful act of either of them.



HUMAN RESOURCES

201 West 4th Street · Pittsburg KS
66762

(620) 231-4100
www.pittks.org

MEMORANDUM

TO: Daron Hall, City Manager
FROM: Megan Fry, Human Resources
DATE: June 19, 2012
RE: Human Relations Commission appointments

Attached are the names, along with a short bio, on the citizens who have agreed to serve on the Human Relations Commission.

The HRC is made up of nine total members. Seven of those members are appointed by the City Commission. The other two members, the City Manager and a Commission representative, serve in an ex-officio capacity.

I recommend these individuals for appointment to the HRC.

2 year term

Mark Newbold
Marilyn Sheldon
Kaylene Mayarske
Nazar Saman

1 year term

Patty Horgan
Jerry Waltrip
Astrid Zagorski

Astrid Zagorski

Astrid Zagorski was born and raised in Puerto Rico and has been a Pittsburg resident since 1974. She has been a registered nurse as part of the Via Christi Hospital staff since 1986. Ms. Zagorski has been a member of the Pittsburg City Library Board of Trustees since 2007. She is married and has four children.

Patty Horgan

Patty Horgan was born in Pittsburg and has been a lifelong resident of Southeast Kansas. Ms. Horgan worked for Regis Corporation for 34 years and was in management and upper management for 31 of those years. Upon early retirement, Ms. Horgan has done volunteer work and served on the St. Mary's Altar Society Board, the Colonial Fox Foundation Board, and the Southeast Kansas Regional Horticultural Advisory Board through the K-State extension office.

Jerry Waltrip

Jerry Waltrip returned to Pittsburg in 1969 after spending some of his childhood years in Pittsburg with his grandparents. Mr. Waltrip is currently retired after working in broadcasting, sub-teaching, and in sales. He has served two terms on the library board, two on the former Human Relations Commission with a term of chairman on each board. He has also served two terms on the 11th District Juvenile Justice Authority as well as the YMCA Board and the administrative board of the First United Methodist Church. Mr. Waltrip served several governors on the State Arts Advisory Council starting with Governor Docking and later a term on the Board of Cosmetology and State Automobile Advisory Board. He is currently on the Pittsburg Parks and Recreation Board and is the Chaplain of the American Legion Post 64.

Kaylene Mayerske

Kaylene Mayerske has been a resident of the Pittsburg/Frontenac area since 1984. She received her B.S. in Social work from Pittsburg State University and an M.S. in Secondary Education. Ms. Mayerske previously served on the Human Relations Commission for two three-year terms. She was employed by Crawford County SRS for two years upon completion of her undergraduate degree. She taught Social Sciences for 26 years at Columbus and St. Mary's-Colgan High Schools and retired from teaching in 2004. Ms. Mayerske is currently employed as a substitute teacher for Frontenac Jr. and Sr. High School.

Marilyn Sheldon

Marilyn Sheldon moved to Pittsburg in August 2004 from Concho Valley, Arizona. Ms. Sheldon is a retired teacher. Since moving to Pittsburg, she's been active with her church. For 5 years, she was a volunteer at the Doggie Bag and for the last 1 ½ years she's volunteered at Four Paws. She and her husband enjoy Gorilla football and basketball games.

Mark Newbold

Mark Newbold is a native of Kansas City, Kansas and has been a resident of Pittsburg since 1989 when he began working for CLASS LTD. He became the Director of Human Resources in November 2002. Mr. Newbold previously served on the Pittsburg Human Relations Commission for two and a half terms. He has received basic mediation training through the University of Kansas and is active with the Society of Human Resource Management (SHRM). Mr. Newbold is an Interhab sponsored HR professional network for Intellectual and Developmental Disability organizations in Kansas.

Nazar Saman

Nazar Saman came to Pittsburg nearly 30 years ago to attend Pittsburg State University. He earned his Broker's License in 2000, and now owns a Brokerage – RE/MAX University Realty. Mr. Saman is active in several community organizations including the Salvation Army, PSU Host Families, Habitat for Humanity, and the YMCA and Children's Advocacy Center.

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
2519	EAGLE BEVERAGE CO INC	R	6/07/2012			167979		103.65
0523	AT&T	R	6/08/2012			167980		6,515.21
6906	CENTRAL GARDEN & PET	R	6/08/2012			167983		458.00
1	CHIAPPETTI, LISA	R	6/08/2012			167984		15.00
3516	CITY OF PITTSBURG	R	6/08/2012			167985		200.00
4263	COX COMMUNICATIONS	R	6/08/2012			167986		1,934.55
1036	FBI ANNUAL DINNER	R	6/08/2012			167988		75.00
5137	KANSAS RECREATION & PARKS ASSO	R	6/08/2012			167989		69.00
1	LARIMORE, PHYLLIS	R	6/08/2012			167990		10.00
1	NOYES, DAVID	R	6/08/2012			167991		225.00
6308	PITTSBURG TITLE LLC	R	6/08/2012			167992		40.00
0175	REGISTER OF DEEDS	R	6/08/2012			167993		12.00
0175	REGISTER OF DEEDS	R	6/08/2012			167994		1.00
0093	US POST OFFICE	R	6/08/2012			167995		260.00
5589	VERIZON WIRELESS	R	6/08/2012			167996		7,114.57
1108	WESTAR ENERGY	R	6/08/2012			168000		90,471.81
1	YMCA ACADEMY OF DANCE	R	6/08/2012			168003		4,962.68
2509	POWERPLAN	R	6/08/2012			168004		6,328.75
1	TAVERNARO, JAMES	R	6/12/2012			168005		173.68
2519	EAGLE BEVERAGE CO INC	R	6/14/2012			168006		69.10
6154	4 STATE MAINTENANCE SUPPLY INC	R	6/14/2012			168007		104.24
2004	AIRE MASTER	R	6/14/2012			168008		15.45

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6595	AMAZON.COM	R	6/14/2012			168009		9,783.24
6903	BAUMAN INSTRUMENT CORPORATION	R	6/14/2012			168011		491.76
5966	BOBCAT OF SPRINGFIELD	R	6/14/2012			168012		50.35
0909	CAPITAL ONE	R	6/14/2012			168013		338.41
6902	CSTK	R	6/14/2012			168014		2,480.00
0748	CONRAD FIRE EQUIPMENT INC	R	6/14/2012			168015		371.71
6902	CSTK	R	6/14/2012			168016		784.77
0021	CUES	R	6/14/2012			168017		386.30
1072	CUSIP GLOBAL SERVICES	R	6/14/2012			168018		514.00
6252	INTECONNECT INC	R	6/14/2012			168019		625.96
0118	FED EX	R	6/14/2012			168020		49.58
6367	FLEET TESTING SERVICES INC	R	6/14/2012			168021		3,550.00
6252	INTECONNECT INC	R	6/14/2012			168022		32.22
6884	KANSAS CITY POWER PRODUCTS INC	R	6/14/2012			168023		101.89
2877	KDHE - BUREAU OF WATER	R	6/14/2012			168024		20.00
6682	MID-STATES FITNESS REPAIR	R	6/14/2012			168025		375.00
6718	NATIONAL SCREENING BUREAU	R	6/14/2012			168026		273.00
5911	PB HOIDALE CO INC	R	6/14/2012			168027		359.00
6214	PITT PLASTICS INC	R	6/14/2012			168028		144.85
6737	PITTSBURG HIGH SCHOOL	R	6/14/2012			168029		50.00
6896	PLANT MAINTENANCE SERVICES	R	6/14/2012			168030		3,550.00
6716	SID BOEDEKER SAFETY SHOE SERVI	R	6/14/2012			168031		4,287.84

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6909	PHIL ALLRED	R	6/15/2012			168181		36.00
6595	AMAZON.COM	R	6/15/2012			168182		2,493.70
1	BATH NAYLOR FUNERAL HOME	R	6/15/2012			168183		40.00
1616	CITY OF PITTSBURG	R	6/15/2012			168184		75.00
5967	DANCO SYSTEMS INC	R	6/15/2012			168185		528.00
1	PSU COLLEGE OF TECHNOLOGY	R	6/15/2012			168186		3,980.00
0175	REGISTER OF DEEDS	R	6/15/2012			168187		21.46
5994	SEKC HUMAN RESOURCE ASSOCIATIO	R	6/15/2012			168188		60.00
5994	SEKC HUMAN RESOURCE ASSOCIATIO	R	6/15/2012			168189		20.00
1108	WESTAR ENERGY	R	6/15/2012			168190		51.15
1	YANES, MARCO TULIO	R	6/15/2012			168191		139.00
1	HERMES, SYNTHEA	R	6/18/2012			168192		100.00
6872	RICH LITTLE PRODUCTIONS INC	R	6/19/2012			168193		6,250.00
0011	AMERICAN ELECTRIC INC	E	6/13/2012			999999		852.64
0046	ETTINGERS OFFICE SUPPLY	E	6/13/2012			999999		946.36
0054	JOPLIN SUPPLY COMPANY	E	6/13/2012			999999		112.24
0063	LOCKE WHOLESALE SUPPLY	E	6/13/2012			999999		2,371.61
0078	SUPERIOR LINEN SERVICE	E	6/13/2012			999999		492.23
0083	WATER PRODUCTS INC	E	6/13/2012			999999		977.37
0087	FORMS ONE	E	6/13/2012			999999		886.76
0088	D & H LEASING INC	E	6/13/2012			999999		55.50
0101	BUG-A-WAY INC	E	6/13/2012			999999		10.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0105	PITTSBURG AUTOMOTIVE INC	E	6/13/2012			999999		1,170.21
0112	MARRONES INC	E	6/13/2012			999999		791.65
0116	DANIEL E BRADEN	E	6/13/2012			999999		85.00
0117	THE MORNING SUN	E	6/13/2012			999999		1,570.15
0133	JIM RADELL CONSTRUCTION INC	E	6/13/2012			999999		18,370.64
0145	BROADWAY LUMBER COMPANY, INC.	E	6/13/2012			999999		286.67
0154	BLUE CROSS & BLUE SHIELD	D	6/08/2012			999999		15,155.65
0154	BLUE CROSS & BLUE SHIELD	D	6/15/2012			999999		50,064.17
0163	O'REILLY AUTOMOTIVE INC	E	6/13/2012			999999		195.85
0185	MISSION CLAY PRODUCTS LLC	E	6/13/2012			999999		323.51
0199	KIRKLAND WELDING SUPPLIES	E	6/13/2012			999999		53.30
0200	SHERWIN WILLIAMS COMPANY	E	6/13/2012			999999		322.53
0203	GADES SALES CO INC	E	6/13/2012			999999		436.00
0207	PEPSI-COLA BOTTLING CO OF PITT	E	6/13/2012			999999		339.95
0224	KDOR	D	6/07/2012			999999		1,736.46
0272	BO'S 1 STOP INC	E	6/13/2012			999999		232.11
0276	JOE SMITH COMPANY, INC.	E	6/13/2012			999999		86.03
0277	HORNUNG'S PRO GOLF SALES	E	6/13/2012			999999		411.16
0286	R&R PRODUCTS INC	E	6/13/2012			999999		105.59
0289	TITLEIST	E	6/13/2012			999999		240.20
0292	UNIFIRST CORPORATION	E	6/13/2012			999999		95.31
0294	COPY PRODUCTS INC	E	6/13/2012			999999		1,584.70

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0300	PITTSBURG FORD-MERCURY, INC.	E	6/13/2012			999999		2,712.62
0306	CASTAGNO OIL CO INC	E	6/13/2012			999999		256.71
0312	HACH COMPANY	E	6/13/2012			999999		49.44
0329	O'MALLEY IMPLEMENT CO INC	E	6/13/2012			999999		240.85
0335	CUSTOM AWARDS PLUS INC	E	6/13/2012			999999		688.44
0337	CROSS-MIDWEST TIRE	E	6/13/2012			999999		320.03
0339	GENERAL MACHINERY	E	6/13/2012			999999		955.53
0348	TYRELL'S SERVICE INC	E	6/13/2012			999999		48.81
0359	PIT AND MINE INDUSTRIES, INC.	E	6/13/2012			999999		489.62
0375	CONVENIENT WATER COMPANY	E	6/13/2012			999999		45.00
0420	CONTINENTAL RESEARCH CORP	E	6/13/2012			999999		389.44
0429	LORD ELECTRIC	E	6/13/2012			999999		2,133.00
0512	CALIFORNIA CONTRACTORS SUPPLIE	E	6/13/2012			999999		151.60
0534	TYLER TECHNOLOGIES	E	6/13/2012			999999		390.00
0583	DICKINSON INDUSTRIES INC	E	6/13/2012			999999		312.08
0589	BERRY TRACTOR & EQUIPMENT	E	6/13/2012			999999		448.45
0627	BOETTCHER SUPPLY INC	E	6/13/2012			999999		108.26
0636	SAM BROWN & SON SHEET METAL	E	6/13/2012			999999		110.00
0659	PAYNES INC	E	6/13/2012			999999		47.10
0709	BATES SALES COMPANY INC	E	6/13/2012			999999		36.57
0746	CDL ELECTRIC COMPANY INC	E	6/13/2012			999999		7,514.90
0751	ULTRA-CHEM INC	E	6/13/2012			999999		173.50

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0806	JOHN L CUSSIMANIO	E	6/11/2012			999999		232.00
0806	JOHN L CUSSIMANIO	E	6/18/2012			999999		232.00
0823	TOUCHTON ELECTRIC INC	E	6/13/2012			999999		64.00
0843	LAB SAFETY SUPPLY INC	E	6/13/2012			999999		162.60
0844	HY-FLO EQUIPMENT CO	E	6/13/2012			999999		190.95
0853	AMERICAN WATER WORKS ASSOC	E	6/13/2012			999999		545.00
0911	WRIGHT RADIATOR SERVICE	E	6/13/2012			999999		45.00
0968	LEE ENTERPRISES	E	6/13/2012			999999		852.00
1013	SAFETY FIRST SUPPLY CO., LLC	E	6/13/2012			999999		103.70
1075	COASTAL ENERGY CORP	E	6/13/2012			999999		2,232.23
1290	CMI INC	E	6/13/2012			999999		72.58
1327	KBI	D	6/18/2012			999999		360.00
1478	KANSASLAND TIRE OF PITTSBURG	E	6/13/2012			999999		1,524.11
1631	EVERYTHING SEW SEW	E	6/13/2012			999999		126.00
1733	BOYD METALS OF JOPLIN INC	E	6/13/2012			999999		367.25
2024	ZEBEC OF NORTH AMERICA, I	E	6/13/2012			999999		351.50
2025	SOUTHERN UNIFORM & EQUIPMENT L	E	6/13/2012			999999		544.67
2664	UNIVAR USA INC	E	6/13/2012			999999		180.71
2707	THE LAWNSCAPE COMPANY, INC.	E	6/13/2012			999999		600.00
2825	KANSAS DEPT OF ADMINISTRATION	E	6/13/2012			999999		343.07
2960	PACE ANALYTICAL SERVICES INC	E	6/13/2012			999999		1,160.00
2994	COMMERCIAL AQUATIC SERVICE INC	E	6/13/2012			999999		1,036.68

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
3248	AIRGAS USA LLC	E	6/13/2012			999999		2,779.75
3802	BRENNTAG MID-SOUTH INC	E	6/13/2012			999999		5,355.00
3847	INTERNATIONAL PUBLIC MANAGEMEN	E	6/13/2012			999999		210.00
3971	FASTENAL COMPANY	E	6/13/2012			999999		102.90
3972	WASHINGTON ELECTRONICS INC	E	6/13/2012			999999		369.94
4126	EMERGENCY MEDICAL PRODUCT INC	E	6/13/2012			999999		506.98
4133	T.H. ROGERS HOMECENTER	E	6/13/2012			999999		157.87
4354	LIFESTYLE LEASING INC	E	6/13/2012			999999		1,250.00
4390	SPRINGFIELD JANITOR SUPPLY, IN	E	6/13/2012			999999		587.26
4501	JAMES D PATTERSON	E	6/13/2012			999999		18.00
4624	COVERT ELECTRIC MACHINERY, INC	E	6/13/2012			999999		466.90
4638	SOUND PRODUCTS	E	6/13/2012			999999		46.35
4970	ERIC VANCE	E	6/13/2012			999999		1,350.00
5015	IN THE GARDEN	E	6/13/2012			999999		120.50
5275	US LIME COMPANY-ST CLAIR	E	6/13/2012			999999		7,454.16
5295	SPRINGFIELD BLUEPRINT	E	6/13/2012			999999		460.52
5552	NATIONAL SIGN CO INC	E	6/13/2012			999999		68.17
5558	MALLE SERVICE & SUPPLY	E	6/13/2012			999999		59.90
5566	VINYLPLEX INC	E	6/13/2012			999999		736.00
5803	SPORT SUPPLY GROUP INC	E	6/13/2012			999999		250.00
5855	SHRED-IT USA INC	E	6/13/2012			999999		149.18
5888	MARY JUDENE NANCE	E	6/18/2012			999999		1,593.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
5904	TASC	D	6/08/2012			999999		7,760.13
6117	ALEXANDER OPEN SYSTEMS INC	E	6/13/2012			999999		4,469.25
6175	HENRY C MENGHINI	E	6/13/2012			999999		615.00
6191	MARADETH FREDERICK	E	6/13/2012			999999		600.00
6203	SOUTHWEST PAPER CO INC	E	6/13/2012			999999		71.26
6232	ASPHALT & FUEL SUPPLY LLC	E	6/13/2012			999999		14,946.40
6262	CLEAN THE UNIFORM COMPANY	E	6/13/2012			999999		356.72
6309	TAMMY FRYE	E	6/13/2012			999999		400.00
6323	RON BADLEY	E	6/13/2012			999999		912.00
6402	BEAN'S TOWING & AUTO BODY	E	6/13/2012			999999		1,094.00
6508	JOHN H BAILEY	E	6/13/2012			999999		700.00
6805	WELLNESS INNOVATIONS & NURSING	E	6/13/2012			999999		2,625.00

* * T O T A L S * *	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:	57	161,572.88	0.00	161,572.88
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	5	75,076.41	0.00	75,076.41
EFT:	104	112,875.28	0.00	112,875.28
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0 VOID DEBITS	0.00		
	VOID CREDITS	0.00	0.00	0.00
TOTAL ERRORS:	0			
VENDOR SET: 99 BANK: 80144 TOTALS:	166	349,524.57	0.00	349,524.57
BANK: 80144 TOTALS:	166	349,524.57	0.00	349,524.57

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0012	ANDERSON CAR & TRACTOR CORPORA	E	6/11/2012			999999		289.76
0109	RANDY VILELA TRUCKING, HAULING	E	6/18/2012			999999		1,922.00
0194	KANSAS STATE TREASURER	E	6/11/2012			999999		4,595.00
0577	KANSAS GAS SERVICE	E	6/11/2012			999999		5,246.99
2921	CSG SYSTEMS INC	E	6/18/2012			999999		5,526.76
4272	INTERNATIONAL CODE COUNCIL INC	E	6/11/2012			999999		125.00
4618	TRESA NOYES	E	6/11/2012			999999		564.50
5340	COMMERCE BANK TRUST	E	6/07/2012			999999		88,677.74
5720	J & M DISPLAYS INC	E	6/18/2012			999999		4,061.00
6034	JEFF WILBERT	E	6/18/2012			999999		29.74
6630	PATRICK WALKER	E	6/11/2012			999999		49.99
6805	WELLNESS INNOVATIONS & NURSING	E	6/11/2012			999999		5,031.25
6816	DEFFENBAUGH OF ARKANSAS LLC	E	6/11/2012			999999		997.55
6911	SIEMANS INDUSTRY INC	E	6/18/2012			999999		2,660.72

* * T O T A L S * *	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:	0	0.00	0.00	0.00
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
EFT:	14	119,778.00	0.00	119,778.00
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0 VOID DEBITS	0.00		
	VOID CREDITS	0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 99 BANK: EFT TOTALS:	14	119,778.00	0.00	119,778.00
BANK: EFT TOTALS:	14	119,778.00	0.00	119,778.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0224	KDOR	D	6/08/2012			000000		13,839.33
0321	KP&F	D	6/08/2012			000000		36,307.01
0728	ICMA	D	6/08/2012			000000		1,386.23
1050	KPERS	D	6/08/2012			000000		25,118.14
3147	INTERNAL REVENUE SERVICE	D	6/08/2012			000000		66,811.40
6415	ING FINANCIAL ADVISORS	D	6/08/2012			000000		3,898.24
6627	AMERICAN FUNDS SERVICE COMPANY	D	6/08/2012			000000		230.77
0349	UNITED WAY OF CRAWFORD COUNTY	R	6/08/2012			167974		89.00
1503	FAMILY SUPPORT PAYMENT CENTER	R	6/08/2012			167975		209.28
2228	KANSAS PAYMENT CENTER	R	6/08/2012			167976		2,817.04
2577	OK CENTRALIZED SUPPORT RE	R	6/08/2012			167977		130.97
6135	MCNEARNEY & ASSOCIATES LLC	R	6/08/2012			167978		142.67
0028	PAYROLL CLEARING	E	6/08/2012			999999		81,997.72

* * T O T A L S * *	NO	INVOICE AMOUNT	DISCOUNTS	CHECK AMOUNT
REGULAR CHECKS:	5	3,388.96	0.00	3,388.96
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	7	147,591.12	0.00	147,591.12
EFT:	1	81,997.72	0.00	81,997.72
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0	VOID DEBITS 0.00		
		VOID CREDITS 0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 99	BANK: PY	TOTALS:	13	232,977.80	0.00	232,977.80
BANK: PY	TOTALS:		13	232,977.80	0.00	232,977.80
REPORT TOTALS:			193	702,280.37	0.00	702,280.37

Passed and approved this 26th day of June, 2012.

John Ketterman, Mayor

ATTEST:

Tammy Nagel, City Clerk



DEPARTMENT OF PUBLIC WORKS

201 West 4th Street · Pittsburg KS 66762

(620) 231-4170

www.pittks.org

Interoffice Memorandum

TO: DARON HALL
City Manager

FROM: WILLIAM A. BEASLEY
Director of Public Works

DATE: June 19, 2012

SUBJECT: Agenda Item – June 26, 2012
Ordinance No. G-1166
No Parking

The Traffic Advisory Board has reviewed two requests for no parking in residential neighborhoods. Both of these requests were made by owners living on these streets. Both also indicated the parking of cars on the street hinder the travel of emergency vehicles, provide a restriction to the convenient flow of traffic and does not allow them to safely exit their properties.

In reviewing any request for no parking, the Traffic Advisory Board considers the width of the street, history of vehicular accidents in the area and any other extenuating circumstances. Prior to making a recommendation to the City Commission, the Engineering Division notifies area property owners of the request and provides time for their input. After reviewing the above-listed facts, the Traffic Advisory Board recommended the establishment of the following no parking areas:

1. A request was submitted to provide no parking on both sides of Washington Street from Rouse to the KCS Railroad tracks. Washington Street is approximately 20 feet wide for most of this distance and provides access to several commercial buildings, so there is the presence of large truck traffic. The accident reports for this section of Washington Street show only one reported accident for the last four years, and that was at the KCS Railroad crossing. The Fire Department submitted a report indicating they had responded to 87 incidents on East Washington since 1999.

MEMO TO: DARON HALL
JUNE 19, 2012
PAGE TWO

After notifying the adjoining property owners, the City staff received several calls in favor of posting both sides of the street for no parking. One property owner, however, reported having limited off-street parking and indicated the posting of both sides of the road would cause an undue hardship if they were to have any visitors. Upon reviewing the facts and the responses from property owners, the Traffic Advisory Board is recommending that no parking be posted only on the south side of Washington Street from Rouse to the KCS Railroad tracks. Consideration was given that allowing parking on one side would allow 12-14 feet of clearance for emergency vehicles, but would also allow on-street parking.

- 2 The second request for consideration was submitted to provide no parking on one side of Olive Street from Jefferson Street to Webster Street. Olive Street is approximately 24 feet wide for these two blocks, but widens at the Webster Street intersection. This section of Olive Street supports mostly residential traffic. The accident reports for this section of Olive Street show no reported accidents for the last four years. City staff received only one call from a property owner indicating they were in favor of the posting of one side for no parking. After reviewing all the facts and neighborhood responses, the Traffic Advisory Board is recommending no parking be posted on the west side of Olive Street from Jefferson Street to Webster Street. This would allow the passage of emergency vehicles and protection for vehicles exiting neighboring properties.

In this regard, would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, June 26, 2012. Action being requested is approval or disapproval of the no parking requests. If approved, it will be necessary to approve the attached Ordinance on FIRST READING.

Attachment: Ordinance No. G-1166

cc: Tammy Nagel, City Clerk
Joe Beaman, Traffic and Communications Supervisor
Memo File

(Published in The Morning Sun _____, 2012)

ORDINANCE NO. G-1166

AN ORDINANCE amending Section 78-116 of the Pittsburg City Code to prohibit parking on the south side of East Washington Street from Rouse Street west to the K.C.S. Railroad tracks and on the west side of South Olive Street from Jefferson Street to Webster Street.

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

Section 1. Section 78-116 of the Pittsburg City Code is amended to read as follows:

Sec. 78-116. No parking zone.

Except when necessary to momentarily avoid conflict with other traffic or in compliance with the direction of a police officer, it shall be unlawful for the driver of a vehicle to stop, stand or park any vehicle on:

Alleys

West side of alley lying between North Broadway Street and North Pine Street from 14th to 15th.

Abby Lane

The west and south side of Abby Lane, an "L" shaped street, from Amber Drive to the west line of lot 20, Amber Meadows subdivision.

Amber Drive

The north side of Amber Drive from Rouse Avenue west to the west line of lot 9, Amber Meadows subdivision.

Broadway

Both sides of South Broadway from Kansas Avenue to Centennial Drive.
Both sides of North Broadway Street from 20th Street to the north city limits.

Cedar Crest Circle

The west side of Cedar Crest Circle from Cedar Crest Drive south, including the west half of the cul-de-sac, Cedar Crest Estates.

Cedar Crest Drive

The southern and west side of Cedar Crest Drive from Rouse Avenue east and south to the south line of lot 17, Cedar Crest Estates.

Cedar Lane

South side of Cedar Lane from 144 feet west of the intersection of Cedar Lane and Woodgate Terrace to 156 feet east of the intersection of Cedar Lane and Woodgate Terrace.

Centennial Drive

Both sides of Centennial Drive from South Broadway to Rouse.

College Avenue

On the west side of South College Avenue between Forest Avenue and Martin Avenue.

College Street

The west side of College Street from its intersection with Jefferson Street to its intersection with Adams Street, during school days from 7:30 a.m. to 4:30 p.m.

East Park Street

On the south side of East Park Street from its intersection with the east edge of South Smelter Street east to the end of East Park Street.

Elm Street

West side of Elm Street between Lindburg and Ford.

West side of Elm Street from 14th to 15th.

East side of South Elm between East Washington and East Park.

East side of Elm Street between 13th Street and 14th Street.

East side of Elm Street from Ford Avenue to Hudson Street.

English Street

East side of English Street from its intersection with Ford Avenue south to its intersection with Union Street.

Fairview Street

East side of North Fairview Street between 9th and 10th Streets.

Ford Circle

Both sides of Ford Circle.

Ford Avenue

On both sides of Ford Avenue from Rouse to Broadway.

Forest Street

South side of Forest Street from Broadway to Walnut.

Grand Oaks Court

Both sides of Grand Oaks Court from Grand Oaks Drive north, including the cul-de-sac, Grand Oaks Estates 2nd Addition.

Grand Oaks Drive

Both sides of Grand Oaks Drive from Rouse Avenue west and north, including the cul-de-sac, Grand Oaks Estates Replat and Grand Oaks Estates 2nd Addition.

Hobson Drive

On both sides of Hobson Drive from its intersection with the south curb of Ford Avenue south a distance of 155 feet.

Homer Street

East side of Homer Street from Ford Street to Quincy Street.

West side of Homer Street from Twin Lakes Drive to Ford Street.

Both sides of the 1000 block of South Homer from its intersection with the 500 block of East Monroe south to its intersection with the 600 block of East Monroe.

West side of Homer Street from the pedestrian crosswalk at the intersection of Homer and Normal south 130 feet to the entrance of the parent drop off to George Nettels Elementary School.

Industrial Street

West side of Industrial Street from 13th Street to 14th Street.

Jefferson Avenue

On both sides of Jefferson Avenue a distance of 100 feet west from the west line of Broadway, and a distance of 100 feet east from the east line of Broadway.

On the south side of Jefferson between South Walnut Street and South Olive Street.

Joplin Street

Both sides of South Joplin from Lindburg Street to Centennial Drive.

East side of Joplin, commencing 100 feet south of the intersection of East Carlton and South Joplin, then north to the south line of the intersection of East Belleville and South Joplin.

Both sides of Joplin Street from 4th Street to Park Avenue.
West side of North Joplin Street from 4th Street to 20th Street.
Both sides of North Joplin from 20th Street to Atkinson Avenue.

J.F. Kennedy Street

On the west side of J.F. Kennedy Street from Ford Street to Hudson Street.

Lincoln Park

On the north side of the road extending from the east end of the parking lot adjacent to Jim Kelly ball diamond to Memorial Drive.

On the south side of ball park access road from the east end of the parking lot adjacent to Jim Kelly ball diamond to Memorial Drive.

Lindburg Street

North side of West Lindburg Street from its intersection with South Walnut Street to the first alley west of South Walnut Street.

Locust Street

West side of South Locust between East Lindburg Street and East Ford Street.

East side of South Locust Street from 2nd Street to Park Avenue.

West side of North Locust Street from its intersection with East 6th Street south to the northern entrance to City Parking Lot No. 7.

Both sides of North Locust Street between East 29th Street and the Wal-Mart parking lot.

West side of South Locust between East Lindburg Street and East Hudson Street.

West side of South Locust from the intersection of Lindburg Street south 180 feet.

Mallory Court

East side of Mallory Court from the intersection of 14th Street south 483 feet including the east half of the cul-de-sac.

Martin Street

South side of West Martin between Olive and College Streets.

Memorial Drive

South side of Memorial Drive (West 12th Street) from U.S. Highway 69 bypass to Georgia Street.

North side of Memorial Drive from Miles Street to the west entrance of the ball park access road.

South side of Memorial Drive from Catalpa Street to the band dome parking lot.

Michigan Street

East side of Michigan Street from 15th Street to 16th Street.

Mill Road

North side from 147 feet west of the intersection of Mill Road and Woodgate Terrace to 157 feet east of the intersection of Mill Road and Woodgate Terrace.

Monroe

On both sides of the 500 block of East Monroe from its intersection with Smelter Street east to its intersection with Homer Street.

South side of Monroe Street from Stilwell Street east to the dead end.

North Highland Street

On both sides of North Highland Street from its intersection with the south curb of East Fourth Street south a distance of 100 feet.

Oak Ridge Circle

Both sides of Oak Ridge Circle.

Oak Ridge Road

South side of Oak Ridge Road from the west side of the intersection of South Tucker Terrace and Oak Ridge Road west to the east side of the intersection of South Tucker Avenue and Oak Ridge Road.

Both sides of Oak Ridge Road from the intersection of Tucker Terrace east 115 feet.

Olive Street

East side of South Olive Street from the intersection of Olive Street and Quincy Street south 165 feet.

West side of South Olive Street from Jefferson Street to Webster Street.

Pine Street

East side of North Pine between 7th and 8th Streets.

Both sides of North Pine Street from 11th Street to 15th Street.

Both sides of Pine Street from the intersection of Quincy Street south 535 feet to a point 200 feet north of Carlton Street.

Quincy Street

On the north side of West Quincy Street from College Street to Catalpa Street.

On the south side of West Quincy Street from Catalpa to the U.S. 69 Highway bypass.

On both sides of West Quincy Street for a distance of 450 feet from the west right-of-way of Broadway.

On both sides of East Quincy Street from the east right-of-way of Broadway to the Joplin Street intersection.

Rouse Street

Rouse Street from 4th Street to Centennial Drive.

On both sides of North Rouse Street from East 4th Street north to north City limits.

Scotty Drive

The east side of Scotty Drive from 31st Street north, including the east half of the cul-de-sac, replat of lots 1, 2, 3, 4, 19, 20 and 21 Radell's Second Addition.

Tanglewood Drive

Both sides of Tanglewood Drive from the north intersection with Rouse Avenue south to the south intersections with Rouse Avenue, first replat of Tanglewoods.

Tucker Avenue

The east side of South Tucker Avenue from the south side of the intersection of Oakridge Road and South Tucker Avenue south a distance of 143 feet.

Tucker Terrace

The west side of South Tucker Terrace from the north side of the intersection of South Tucker Terrace and Oak Ridge Circle to the north side of the intersection of South Tucker Terrace and Oak Ridge Road.

Both sides of South Tucker Terrace from the south side of its intersection with Ford Street south to the north side of the intersection with South Tucker Terrace and Oak Ridge Circle.

West side of South Tucker Terrace from the north side of its intersection with Oak Ridge Circle to the north side of its intersection with Oak Ridge Road.

Victorian Drive

On the west side of Victorian Drive and on the south side of Victorian Drive.

Villa Drive

South side from the west side of the intersection of Villa Drive and Victoria Drive west a distance of 271 feet.

Walnut Street

West side of North Walnut between 3rd Street and 9th Street.

West side of South Walnut for a distance of 30 feet North of South Walnut Street's intersection with West Lindburg Street.

On the east side of South Walnut Street from Jefferson Street to Quincy Street.

Both sides of North Walnut Street from 15th Street to 20th Street.

On both sides of Walnut Street from Kansas Avenue, northwesterly to the fast alley running east and west thereof.

On the west side of Walnut Street from Euclid Avenue south to the east-west alley.

On the west side of Walnut Street from Kansas Avenue south to the first alley running east and west.

On the west side of former Walnut Street from Kansas Avenue north to the east-west alley.

Warren Street

On the west side of North Warren between 3rd Street and 4th Street.

Washington Avenue

On the south side of Washington Avenue beginning at the intersection of College Avenue and Washington Avenue and continuing for a distance of 280 feet to the east end of the Lakeside Elementary School drive-thru island.

South side of East Washington Street from Rouse Street west to the K.C.S. Railroad tracks.

Windsor Circle

On the east side of Windsor Circle and on the south side of Windsor Circle.

Windsor Court

The east side of Windsor Court from Windsor Drive south, including the east half of the cul-de-sac, Balkans' Addition.

Woodgate Terrace

The east side of Woodgate Terrace from the north side of the intersection of Mill Road and Woodgate Terrace north to the south side of the intersection of Cedar Lane and Woodgate Terrace.

1st Street

South side of 1st Street from Broadway Street to Pine Street.

North side of 1st Street from Broadway to Locust.

3rd Street

South side of 3rd Street from Pine Street to Walnut Street.

On both sides of West 3rd Street between North Olive Street and North College Street.

The north side of 3rd Street beginning at the alley lying between North Walnut and Olive Streets thence west to Olive Street.

South side of 3rd Street between Walnut Street west to the north-south alley.

The north side of 3rd Street between Georgia Street and Warren Street.

4th Street

On the outside perimeter of the street designated as 4th Street Circle.

On the north side of East 4th Street for a distance of 150 feet east of such East 4th Street's intersection with North Grand Avenue.

On both sides of East 4th Street between Lapham Street and Water Street.

5th Street

On the north side of east 5th Street from the southwest corner of lot 16, block 13, original town addition to the city east to Joplin Street.

6th Street

The north side of 6th Street between Elm Street and Locust Street.

9th Street

South side of 9th Street from Locust to first alley west of Locust.

10th Street

South side of east 10th Street between Broadway and Locust.

Both sides of east 10th Street between Elm and Locust Streets.

14th Street

South side of East 14th Street from Elm to Grand Streets.

Within 100 feet of the intersection of Broadway and 14th Street on the east side of Broadway or the south side of 14th Street.

18th Street

North side of East 18th Street between Locust Street and Elm Street.

19th Street

North side of West 19th Street between Broadway Avenue and Walnut Street.

North side of East 19th Street between Grand Street and Joplin Street.

20th Street

South side of East 20th Street from Broadway to Michigan Streets.

South side of West 20th Street from Broadway Street to the St. Louis & San Francisco Railroad right-of-way.

On both sides of West 20th Street from St. Louis & San Francisco Railroad right-of-way to U.S. Highway 69 bypass.

On the north side of 20th Street for a distance of 135 feet west from where the western edge of North Walnut Street intersects with 20th Street.

22nd Street

On the north side of East 22nd Street from its intersection with the east edge of North Tucker Street to the west curb of North Rouse Street.

23rd Street

South side of West 23rd Street from North Pine (Walnut) Street west to the railroad right-of-way.

Both sides of East 23rd Street from Broadway Street to Michigan Street.

24th Street

Both sides of the 100 Block of West 24th Street.

27th Street

Both sides of 27th Street from the east side of its intersection with Broadway Avenue to the west side of the intersection of 27th Street and Joplin Avenue.

29th Street

On either side of East 29th Street between North Joplin Street and North Broadway Street.

(Code 1975, § 21-1507; Ord. No. G-861, § 1, 10-10-2000; Ord. No. G-874, § 1, 6-12-2001; Ord. No. G-875, § 1, 6-26-2001; Ord. No. G-885, § 1, 8-28-2001; Ord. No. G-904, §§ 1, 2, 7-9-2002; Ord. No. G-908, § 1, 7-23-2002; Ord. No. G-935, § 1, 3-23-2004; Ord. No. G-963, § 1, 1-11-2005; Ord. No. G-967, § 1, 3-22-2005; Ord. No. G-980, § 1, 9-27-2005; Ord. No. G-983, § 1, 12-13-2005; Ord. No. G-986, § 1, 3-14-2006; Ord. No. G-1014, § 1, 1-23-2007; Ord. No. G-1031, § 1, 10-23-2007; Ord. No. G-1048, § 1, 9-9-2008; Ord. No. G-1055, § 1, 12-23-2008; Ord. No. 1058, § 1, 1-27-2009; Ord. No. G-1101, § 1, 10-26-2010, Ord. No G-1144§1, 6-14-201.)

Section 2. This Ordinance shall take effect upon publication in the official City paper.

PASSED AND APPROVED this _____ day of _____, 2012.

Mayor- John Ketterman

ATTEST:

Tammy Nagel - City Clerk

INTEROFFICE MEMORANDUM

To: DARON HALL
From: MARK TURNBULL
CC:
Date: JUNE 20, 2012
Subject: *Agenda Item: June 26, 2012
Fireworks Leasing, LLC (Jake's Fireworks)*

Fireworks Leasing, LLC has requested a forgivable loan for \$700,000 at three percent (3%) interest rate on a three year term for the purpose and renovation of the property located at 15000 E. 27th Street. The company will save eighty two (82) jobs and add fifteen (15) new jobs within that three year period.

The Economic Development Advisory Committee in their meeting on June 13, 2012, approved recommendation to the City Commission to approve a forgivable loan for \$700,000 at three percent (3%) interest rate on three (3) year term for the purchase of and renovation of the property located at 15000 E. 27th Street. The loan will save eighty two (82) jobs and add fifteen (15) new jobs; five (5) new jobs each year of the three (3) year term with carryover effect and a capital expenditure of over three million dollars (\$3,000,000).

The RLF Loan Application and aerial are attached for your review.

Please approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents.

ROEDEL, AMANDA

From: support@civicplus.com
Sent: Thursday, May 10, 2012 9:05 AM
To: ROEDEL, AMANDA; TURNBULL, MARK D
Subject: Online Form Submittal: Revolving Loan Fund (RLF) Loan Application

If you are having problems viewing this HTML email, click to view a [Text version](#).

Revolving Loan Fund (RLF) Loan Application

I. GENERAL INFORMATION

Name of Applicant Firm*	Date of Request (mm/dd/yyyy)*
Fireworks Leasing, LLC	05/10/12
Firm Address*	Firm Phone Number (xxx)xxx-xxxx*
2311A W 4th, Pittsburg, KS 66762	620 231-2264
Names and addresses of all persons or corporation who would be obligated as either applicant or personal guarantors of loans:	
Name	Address
Michael Marietta	#4 Deer Run Lane, Pittsburg, KS 66762
Name	Address
John Marietta, Jr	1106 Cedar Crest Dr, Pittsburg, KS 66762
Names and addresses of the principal officers and directors of this applicant:	
Name	Address
Michael Marietta	#4 Deer Run Lane, Pittsburg, KS 66762
Name	Address
John Marietta, Jr	1106 Cedar Crest Dr, Pittsburg, KS 66762
Name	Address
Nature of applicant's business:	
Retail & wholesale consumer fireworks sales	
The products to be assembled or manufactured or service to be rendered:	
Assembly of family packs & artillery shells	
Applicant's Attorney	Phone Number (xxx)xxx-xxxx
Michael Baker	620 231 2264
Applicant's Financial Advisor	Phone Number (xxx)xxx-xxxx
CBIZ	913 234-1968
Applicant's Accountant	Phone Number (xxx)xxx-xxxx
CBIZ	913 234-1968
Estimated amount of loan:*	700,000
Number of years to retire loan:*	3
List previous loans and credit references:	
Intrust Bank, Wichita University Bank, Pittsburg	

II. USE OF LOAN PROCEEDS

- 1. Amount requested for purchase of land: 700,000
- 2. Amount requested for land improvements (Buildings):
- 3. Amount requested for machinery and equipment:
- 4. Capitalized debt service:
- 5. Loan closing costs:
- 6. Working capital:
- 7. Other (specify):

TOTAL REQUEST:

III. LOAN PROPOSAL

- 1. Will the loan refinance an existing project? No
- 2. Will the loan proceeds be used to expand or replace an existing facility? Yes
- 3. Is the applicant presently located in the City of Pittsburg? No

- 4. What type and size of building will be constructed? NA
- 5. Name and address of contractor and/or architect: NA
- 6. What type of equipment will be financed? NA
- 7. If the applicant will be in direct competition with local firms,
 - (a) Name of firms: NA
 - (b) Describe nature of the competition: NA

IV. LOAN ANALYSIS

- 1. Has a financial advisor submitted an analysis indicating the need for the loan, the advisability of the loan or benefit to the applicant of the loan? NO
(If yes, please upload a copy to this application)
- 2. Has additional financing, whether internally generated or through other loans, been arranged? (If yes, please explain)
- 3. Has the applicant investigated conventional financing? YES

V. PROPOSED LOCATION

- 1. Location of the proposed facility: 15000 E 27TH, Pittsburg, KS 66762
- 2. If the facility is a proposed expansion or replacement of another plant, stat size and location of current operations: Yes
- 3. What percentage of the facility will be occupied by the applicant? 100%
- 4. Is the prospective location properly zoned? Yes
- 5. If a zoning change is pending, cite application number and present status. If application has not been made, briefly describe what change will be needed and plans for submitting application:
- 6. If unusual demands for water or sewer services or police or fire protection will be made, specify the demands:

VI. OWNERSHIP AND MANAGEMENT

- 1. Describe the organization structure of applicant (proprietorship, partnership, subsidiary, corporation, etc.): LLC
(a) Note relationship to parent company: Applicant leasing property to Jakes Fireworks 2,100,000
- 2. What portion of the project is being financed from other company funds (in addition to this loan)? Please answer in dollar amount (\$xxx) 2,100,000
(a) Please explain:
- 3. Describe all threatened or outstanding litigation: NA
- 4. Attach proforma statements for the first three (3) years of operation after issuance of the loan, including revenue projections, operating expense projections and a debt amortization schedule. [Revolving Loan Fund City of Pittsburg.pdf](#)

VII. MEASURE OF ECONOMIC GROWTH AND BENEFIT

- 1. What dollar amount of sales is contemplated? 2,100,000
- 2. What percentage of sales will be sold locally? 2%
- 3. What is the estimated amount of merchandise and services purchased locally, per year?
- 4. How many people will the project employ?

Professional:		Technical:	50
Clerical:	7	General Labor:	40
- 5. Number of current full-time employees at applicant's present location: 82
- 6. What is the ratio of loan fund dollars to jobs created? 20,000

VIII. In order to facilitate the timely processing of the application, please upload as part of the proposal the following items:

- 1. Copies of applicant's financial statements for the past three years certified as correct by owner or authorized officer. [Final Audit 093011.pdf](#)
- 2. Applicant's most recent annual or quarterly financial report.
- 3. Interim financial statements, to date, for the current fiscal year.
- 4. Financial statements, current to date, for each personal guarantor, on forms, certified by a Certified Public Accountant or the guarantor. [File0014.PDF](#)
- 5. Copies of both federal and state income tax returns filed by applicant and each personal guarantor during the past three years. [Tax John.pdf](#)
- 6. In certain cases, due to the size of the loan, audited financials may be required.
- 7. Completed business plan with three year financial projections.
- 8. Loan (if approved) must be personally guaranteed.

IX. Applicant should be aware that additional financial data shall be required if requested by the City Manager, City Attorney, or any other persons authorized by the City of Pittsburg, Kansas, including the Economic Development Revolving Loan

Fund (Sales Tax) Committee (EDAC).

X. Attached hereto is a copy of the Collateral Requirements for the Economic Development Revolving Loan Fund (Sales Tax) for informational purposes. HOWEVER, APPLICANT ACKNOWLEDGES AND AGREES THAT SAID REQUIREMENTS AS WELL AS THIS APPLICATION ARE A SET OF GUIDELINES AND ANY OF THE PROVISIONS STATED THEREIN MAY BE WAIVED OR ADDED TO AT THE DISCRETION OF THE PITTSBURG CITY COMMISSION.

RLF Collateral Requirements

XI. EACH APPLICANT ALSO EXPRESSLY AGREES AND UNDERSTANDS THAT THE CITY'S MONETARY PLEDGE OF MONIES FROM THE FUND AND COMMITMENTS MADE IN ANY AGREEMENT SHALL BE CONTINGENT UPON THE CITY CONTINUING TO COLLECT THE ONE-HALF CENT CITY RETAILERS' SALES TAX; AND APPLICANT ACKNOWLEDGES THAT SAID SALES TAX MAY BE DISCONTINUED AS PROVIDED BY THE PROVISIONS OF K.S.A. 12-187 et. seq. AND AMENDMENTS THERETO, AT ANY TIME.

Email Address:*

ken.hogan@jakesfireworks.net

* indicates required fields.

The following form was submitted via your website: Revolving Loan Fund (RLF) Loan Application

Name of Applicant Firm: Fireworks Leasing, LLC

Date of Request (mm/dd/yyyy): 05/10/12

Firm Address: 2311A W 4th, Pittsburg, KS 66762

Firm Phone Number (xxx)xxx-xxxx: 620 231-2264

Name: Michael Marietta

Address: #4 Deer Run Lane, Pittsburg, KS 66762

Name: John Marietta, Jr

Address: 1106 Cedar Crest Dr, Pittsburg, KS 66762

Name: Michael Marietta

Address: #4 Deer Run Lane, Pittsburg, KS 66762

Name: John Marietta, Jr

Address: 1106 Cedar Crest Dr, Pittsburg, KS 66762

Name:

Address:

Nature of applicant's business:: Retail & wholesale consumer fireworks sales

The products to be assembled or manufactured or service to be rendered:: Assembly of family packs & artillery shells

Applicant's Attorney: Michael Baker

Phone Number (xxx)xxx-xxxx: 620 231 2264

Applicant's Financial Advisor: CBIZ

Phone Number (xxx)xxx-xxxx: 913 234-1968

Applicant's Accountant: CBIZ

Phone Number (xxx)xxx-xxxx: 913 234-1968

Estimated amount of loan:: 700,000

Number of years to retire loan:: 3

List previous loans and credit references:: Intrust Bank, Wichita
University Bank, Pittsburg

1. Amount requested for purchase of land:: 700,000

2. Amount requested for land improvements (Buildings)::

3. Amount requested for machinery and equipment::

4. Capitalized debt service::

5. Loan closing costs::

6. Working capital::

7. Other (specify)::

TOTAL REQUEST::

1. Will the loan refinance an existing project?: No

2. Will the loan proceeds be used to expand or replace an existing facility?: Yes

3. Is the applicant presently located in the City of Pittsburg?: No

4. What type and size of building will be constructed? :

5. Name and address of contractor and/or architect:: NA

6. What type of equipment will be financed?: NA

(a) Name of firms:: NA

(b) Describe nature of the competition:: NA

1. Has a financial advisor submitted an analysis indicating the need for the loan, the advisability of the loan or

benefit to the applicant of the loan?: NO

(If yes, please upload a copy to this application):

2. Has additional financing, whether internally generated or through other loans, been arranged? (If yes, please explain):

3. Has the applicant investigated conventional financing?: YES

1. Location of the proposed facility:: 15000 E 27TH, Pittsburg, KS 66762

2. If the facility is a proposed expansion or replacement of another plant, stat size and location of current operations:: Yes

3. What percentage of the facility will be occupied by the applicant?: 100%

4. Is the prospective location properly zoned?: Yes

5. If a zoning change is pending, cite application number and present status. If application has not been made, briefly describe what change will be needed and plans for submitting application::

6. If unusual demands for water or sewer services or police or fire protection will be made, specify the demands::

1. Describe the organization structure of applicant (proprietorship, partnership, subsidiary, corporation, etc.)::
LLC

(a) Note relationship to parent company:: Applicant leasing property to Jakes Fireworks

2. What portion of the project is being financed from other company funds (in addition to this loan)? Please answer in dollar amount (\$xxx): 2,100,000

(a) Please explain::

3. Describe all threatened or outstanding litigation:: NA

4. Attach proforma statements for the first three (3) years of operation after issuance of the loan, including revenue projections, operating expense projections and a debt amortization schedule.: Revolving Loan Fund City of Pittsburg.pdf

1. What dollar amount of sales is contemplated?: 2,100,000

2. What percentage of sales will be sold locally?: 2%

3. What is the estimated amount of merchandise and services purchased locally, per year?:

Professional::

Technical:: 50

Clerical:: 7

General Labor:: 40

5. Number of current full-time employees at applicant's present location:: 82

6. What is the ratio of loan fund dollars to jobs created?: 20,000

1. Copies of applicant's financial statements for the past three years certified as correct by owner or authorized officer. : Final Audit 093011.pdf

2. Applicant's most recent annual or quarterly financial report.:

3. Interim financial statements, to date, for the current fiscal year.:

4. Financial statements, current to date, for each personal guarantor, on forms, certified by a Certified Public Accountant or the guarantor.: File0014.PDF

5. Copies of both federal and state income tax returns filed by applicant and each personal guarantor during the past three years.: Tax John.pdf

7. Completed business plan with three year financial projections.:

8. Loan (if approved) must be personally guaranteed.:

Email Address:: ken.hogan@jakesfireworks.net

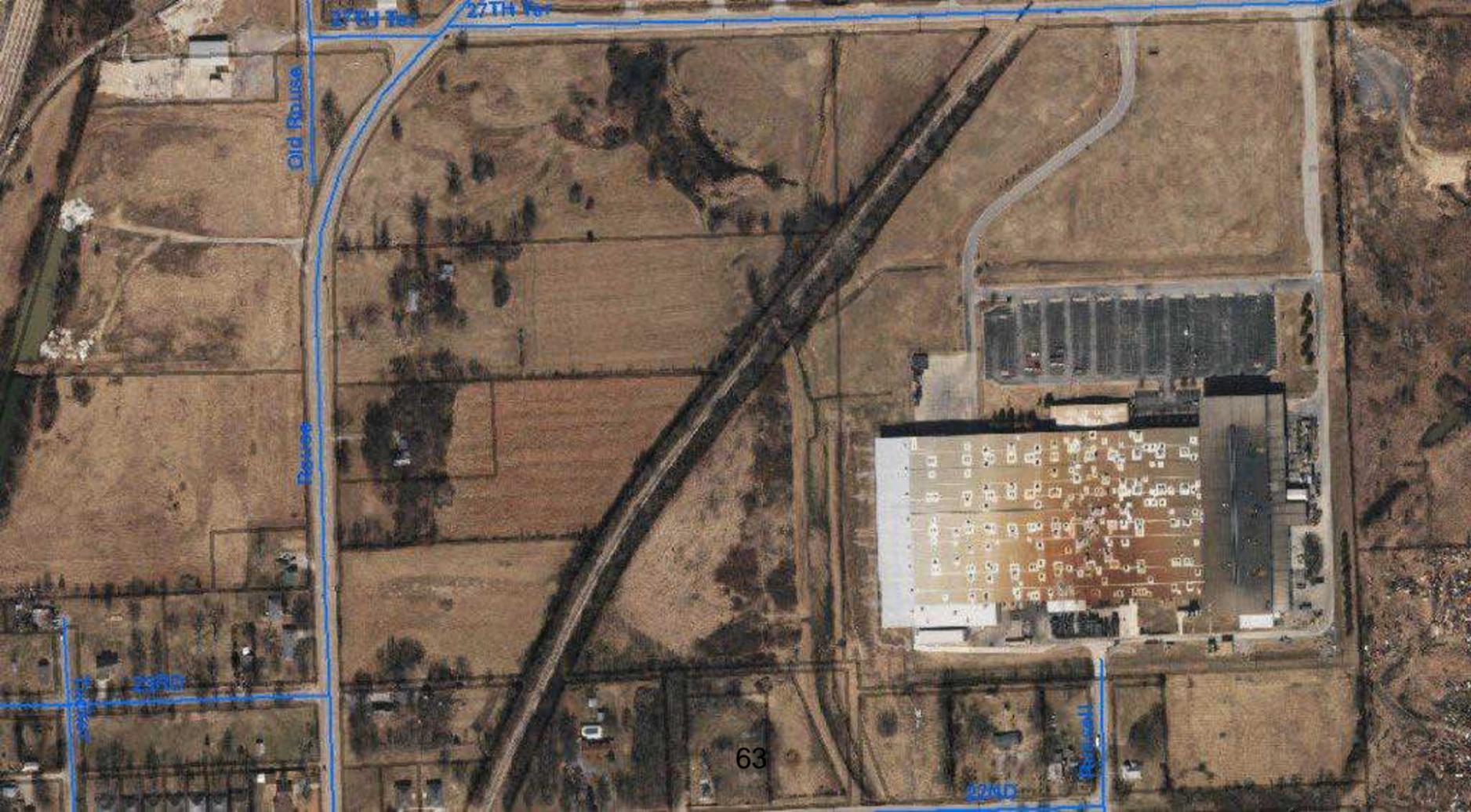
Additional Information:

Form submitted on: 5/10/2012 9:04:52 AM

Submitted from IP Address: 98.172.114.194

Referrer Page: No Referrer - Direct Link

Form Address: <http://www.pittks.org/Forms.aspx?FID=56>



INTEROFFICE MEMORANDUM

To: DARON HALL
From: MARK TURNBULL
CC:
Date: JUNE 20, 2012
Subject: *Agenda Item: June 26, 2012*
Via Christi Hospital

Via Christi Hospital Pittsburg, Inc. submitted an RLF Application to the Economic Development Advisory Committee for a \$500,000 forgivable loan for an infrastructure on the construction of a surgical wing.

The Economic Development Advisory Committee in their meeting on June 13, 2012, approved recommendation to the City Commission to approve a Loan for \$500,000 at three percent (3%) interest rate on a three (3) year term for an infrastructure on the construction of a surgical wing consisting of two floors with a total of approximately 40,000 square feet on the property located at 1 Mount Carmel Way. The company will add sixty one (61) new jobs; including seven (7) new physicians, twenty eight (28) clinical staff and twenty six (26) hospital staff. Job creation requirements are: twenty (20) new jobs for the first two (2) years and twenty one (21) new jobs for the third year; with carryover effect, and a capital expenditure of twenty million, five hundred thousand dollars (\$20,500,000).

The RLF Loan Application, presentation and aerial are attached for your review.

Please approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents.

ROEDEL, AMANDA

From: support@civicplus.com
Sent: Thursday, June 07, 2012 3:35 PM
To: ROEDEL, AMANDA; TURNBULL, MARK D
Subject: Online Form Submittal: Revolving Loan Fund (RLF) Loan Application

If you are having problems viewing this HTML email, click to view a [Text version](#).

Revolving Loan Fund (RLF) Loan Application

I. GENERAL INFORMATION

Name of Applicant Firm*
Via Christi Hospital Pittsburg, Inc.

Date of Request
(mm/dd/yyyy)*
6/7/2012

Firm Address*
1 Mt Carmel Way, Pittsburg, Kansas 66762

Firm Phone Number (xxx)xxx-xxxx*
620-231-6100

Names and addresses of all persons or corporation who would be obligated as either applicant or personal guarantors of loans:

Name
Randy Cason

Address
1 Mt Carmel Way, Pittsburg,
Kansas 66762
Address

Name
Names and addresses of the principal officers and directors of this applicant:

Name
See attached Word file

Address

Name
Name

Address
Address

Nature of applicant's business:
Healthcare provider

The products to be assembled or manufactured or service to be rendered:
Full spectrum of healthcare services including inpatient, outpatient and clinic services.

Applicant's Attorney
C. Jason Hannagan - in house counsel

Phone Number (xxx)xxx-xxxx
316-858-4922

Applicant's Financial Advisor
In house

Phone Number (xxx)xxx-xxxx

Applicant's Accountant
In house

Phone Number (xxx)xxx-xxxx

Estimated amount of loan:*

\$500,000.00

Number of years to retire loan:*

3

List previous loans and credit references:

II. USE OF LOAN PROCEEDS

1. Amount requested for purchase of land:
2. Amount requested for land improvements (Buildings):
3. Amount requested for machinery and equipment:
4. Capitalized debt service:
5. Loan closing costs:
6. Working capital:
7. Other (specify):

-0-
\$500,000.00
-0-
-0-
-0-
-0-
-0-
\$500,000.00

TOTAL REQUEST:

III. LOAN PROPOSAL

1. Will the loan refinance an existing project?
2. Will the loan proceeds be used to expand or replace an existing facility?
3. Is the applicant presently located in the City of Pittsburg?

No
Yes
Yes

4. What type and size of building will be constructed?

An addition to Via Christi Hospital Pittsburg, Inc. A surgical building consisting of two floors with a total of approximately 40,000 square feet.

5. Name and address of contractor and/or architect:

Architect - HMN Architects, Inc. 7400 W. 110th Street, Suite 200 Overland Park, KS 66210 Contractor - JE Dunn 1001 Locust Street Kansas City, MO 64106

6. What type of equipment will be financed?

None

7. If the applicant will be in direct competition with local firms,

(a) Name of firms:

N/A

(b) Describe nature of the competition:

N/A

IV. LOAN ANALYSIS

1. Has a financial advisor submitted an analysis indicating the need for the loan, the advisability of the loan or benefit to the applicant of the loan?

No

(If yes, please upload a copy to this application)

2. Has additional financing, whether internally generated or through other loans, been arranged? (If yes, please explain)

We have obtained bond financing in the amount of \$18 million for this project

No.

3. Has the applicant investigated conventional financing?

V. PROPOSED LOCATION

1. Location of the proposed facility:

1 Mt Carmel Way, Pittsburg, Kansas 66762

2. If the facility is a proposed expansion or replacement of another plant, stat size and location of current operations:

The facility is an expansion of the current hospital structure. the current operation is a five story hospital with ancillary space totalling over 200,000 square feet.

3. What percentage of the facility will be occupied by the applicant?

100%

4. Is the prospective location properly zoned?

Yes

5. If a zoning change is pending, cite application number and present status. If application has not been made, briefly describe what change will be needed and plans for submitting application:

N/A

6. If unusual demands for water or sewer services or police or fire protection will be made, specify the demands:

N/A

VI. OWNERSHIP AND MANAGEMENT

1. Describe the organization structure of applicant (proprietorship, partnership, subsidiary, corporation, etc.):

Applicant is a 501 (c) (3) not for profit organization.

(a) Note relationship to parent company:

100% owned by parent

2. What portion of the project is being financed from other company funds (in addition to this loan)? Please answer in dollar amount (\$xxx)

\$18,000,000.00

(a) Please explain:

The Via Christi Health System has obtained bond financing in the amount of \$18 million to construct the facility.

3. Describe all threatened or outstanding litigation:

N/A

4. Attach proforma statements for the first three (3) years of operation after issuance of the loan, including revenue projections, operating expense projections and a debt amortization schedule.

Surgery center five year plan 06-07-2012.doc

VII. MEASURE OF ECONOMIC GROWTH AND BENEFIT

1. What dollar amount of sales is contemplated?

\$6,700,000/year

2. What percentage of sales will be sold locally?

100%

3. What is the estimated amount of merchandise and services purchased locally, per year?

\$3,210,000/year

4. How many people will the project employ?

Professional:

40

Technical:

Clerical:

21

General Labor:

5. Number of current full-time employees at applicant's present location:

725

6. What is the ratio of loan fund dollars to jobs created?

\$8,196/job

VIII. In order to facilitate the timely processing of the application, please upload as part of the

proposal the following items:

- 1. Copies of applicant's financial statements for the past three years certified as correct by owner or authorized officer. [Via Christi Health Inc and Subsidiaries Final.pdf](#)
- 2. Applicant's most recent annual or quarterly financial report. [April 2012 VCH-P Consolidated.pdf](#)
- 3. Interim financial statements, to date, for the current fiscal year.
- 4. Financial statements, current to date, for each personal guarantor, on forms, certified by a Certified Public Accountant or the guarantor. [VCH-P 990 2010 Final.pdf](#)
- 5. Copies of both federal and state income tax returns filed by applicant and each personal guarantor during the past three years. [VCH-P 990 2009.pdf](#)
- 6. In certain cases, due to the size of the loan, audited financials may be required.
- 7. Completed business plan with three year financial projections.
- 8. Loan (if approved) must be personally guaranteed.

IX. Applicant should be aware that additional financial data shall be required if requested by the City Manager, City Attorney, or any other persons authorized by the City of Pittsburg, Kansas, including the Economic Development Revolving Loan Fund (Sales Tax) Committee (EDAC).

X. Attached hereto is a copy of the Collateral Requirements for the Economic Development Revolving Loan Fund (Sales Tax) for informational purposes. HOWEVER, APPLICANT ACKNOWLEDGES AND AGREES THAT SAID REQUIREMENTS AS WELL AS THIS APPLICATION ARE A SET OF GUIDELINES AND ANY OF THE PROVISIONS STATED THEREIN MAY BE WAIVED OR ADDED TO AT THE DISCRETION OF THE PITTSBURG CITY COMMISSION.

[RLF Collateral Requirements](#)

XI. EACH APPLICANT ALSO EXPRESSLY AGREES AND UNDERSTANDS THAT THE CITY'S MONETARY PLEDGE OF MONIES FROM THE FUND AND COMMITMENTS MADE IN ANY AGREEMENT SHALL BE CONTINGENT UPON THE CITY CONTINUING TO COLLECT THE ONE-HALF CENT CITY RETAILERS' SALES TAX; AND APPLICANT ACKNOWLEDGES THAT SAID SALES TAX MAY BE DISCONTINUED AS PROVIDED BY THE PROVISIONS OF K.S.A. 12-187 et. seq. AND AMENDMENTS THERETO, AT ANY TIME.

Email Address:*

bill.aquino@viachristi.org

* indicates required fields.

The following form was submitted via your website: Revolving Loan Fund (RLF) Loan Application

Name of Applicant Firm: Via Christi Hospital Pittsburg, Inc.

Date of Request (mm/dd/yyyy): 6/7/2012

Firm Address: 1 Mt Carmel Way, Pittsburg, Kansas 66762

Firm Phone Number (xxx)xxx-xxxx: 620-231-6100

Name: Randy Cason

Address: 1 Mt Carmel Way, Pittsburg, Kansas 66762

Name:

Address:

Name: See attached Word file

Address:

Name:

Address:

Name:

Address:

Nature of applicant's business:: Healthcare provider

The products to be assembled or manufactured or service to be rendered:: Full spectrum of healthcare services including inpatient, outpatient and clinic services.

Applicant's Attorney: C. Jason Hannagan - in house counsel

Phone Number (xxx)xxx-xxxx: 316-858-4922

Applicant's Financial Advisor: In house

Phone Number (xxx)xxx-xxxx:

Applicant's Accountant: In house

Phone Number (xxx)xxx-xxxx:

Estimated amount of loan:: \$500,000.00

Number of years to retire loan:: 3

List previous loans and credit references::

1. Amount requested for purchase of land:: -0-
2. Amount requested for land improvements (Buildings):: \$500,000.00
3. Amount requested for machinery and equipment:: -0-
4. Capitalized debt service:: -0-
5. Loan closing costs:: -0-
6. Working capital:: -0-
7. Other (specify):: -0-

TOTAL REQUEST:: \$500,000.00

1. Will the loan refinance an existing project?: No
2. Will the loan proceeds be used to expand or replace an existing facility?: Yes
3. Is the applicant presently located in the City of Pittsburg?: Yes

4. What type and size of building will be constructed? : An addition to Via Christi Hospital Pittsburg, Inc. A surgical building consisting of two floors with a total of approximately 40,000 square feet.

5. Name and address of contractor and/or architect:: Architect - HMN Architects, Inc.
7400 W. 110th Street, Suite 200
Overland Park, KS 66210

Contractor - JE Dunn
1001 Locust Street
Kansas City, MO 64106

6. What type of equipment will be financed?: None

(a) Name of firms:: N/A

(b) Describe nature of the competition:: N/A

1. Has a financial advisor submitted an analysis indicating the need for the loan, the advisability of the loan or benefit to the applicant of the loan?: No

(If yes, please upload a copy to this application):

2. Has additional financing, whether internally generated or through other loans, been arranged? (If yes, please explain): We have obtained bond financing in the amount of \$18 million for this project

3. Has the applicant investigated conventional financing?: No.

1. Location of the proposed facility:: 1 Mt Carmel Way, Pittsburg, Kansas 66762

2. If the facility is a proposed expansion or replacement of another plant, stat size and location of current operations:: The facility is an expansion of the current hospital structure. the current operation is a five story hospital with ancillary space totalling over 200,000 square feet.

3. What percentage of the facility will be occupied by the applicant?: 100%

4. Is the prospective location properly zoned?: Yes

5. If a zoning change is pending, cite application number and present status. If application has not been made, briefly describe what change will be needed and plans for submitting application:: N/A

6. If unusual demands for water or sewer services or police or fire protection will be made, specify the demands:: N/A

1. Describe the organization structure of applicant (proprietorship, partnership, subsidiary, corporation, etc.):
Applicant is a 501 (c) (3) not for profit organization.

(a) Note relationship to parent company:: 100% owned by parent

2. What portion of the project is being financed from other company funds (in addition to this loan)? Please answer in dollar amount (\$xxx): \$18,000,000.00

(a) Please explain:: The Via Christi Health System has obtained bond financing in the amount of \$18 million to construct the facility.

3. Describe all threatened or outstanding litigation:: N/A

4. Attach proforma statements for the first three (3) years of operation after issuance of the loan, including revenue projections, operating expense projections and a debt amortization schedule.: Surgery center five year plan 06-07-2012.doc

1. What dollar amount of sales is contemplated?: \$6,700,000/year

2. What percentage of sales will be sold locally?: 100%

3. What is the estimated amount of merchandise and services purchased locally, per year?: \$3,210,000/year

Professional:: 40

Technical::

Clerical:: 21

General Labor::

5. Number of current full-time employees at applicant's present location:: 725

6. What is the ratio of loan fund dollars to jobs created?: \$8,196/job

1. Copies of applicant's financial statements for the past three years certified as correct by owner or authorized officer. : Via Christi Health Inc and Subsidiaries Final.pdf

2. Applicant's most recent annual or quarterly financial report.: April 2012 VCH-P Consolidated.pdf

3. Interim financial statements, to date, for the current fiscal year.:

4. Financial statements, current to date, for each personal guarantor, on forms, certified by a Certified Public Accountant or the guarantor.: VCH-P 990 2010 Final.pdf

5. Copies of both federal and state income tax returns filed by applicant and each personal guarantor during the past three years.: VCH-P 990 2009.pdf

7. Completed business plan with three year financial projections.:

8. Loan (if approved) must be personally guaranteed.:

Email Address:: bill.aquino@viachristi.org

Additional Information:

Form submitted on: 6/7/2012 3:34:46 PM

Submitted from IP Address: 192.206.56.1

Referrer Page: No Referrer - Direct Link

Form Address: <http://www.pittks.org/Forms.aspx?FID=56>



Via Christi Hospital Community Investment

Historical Community Investment

Charity Care Provided to the Poor

- FY 2009 - \$18,808,000
- FY 2010 - \$18,447,000
- FY 2011 - \$20,398,000
- FY 2012 - \$19,598,000 (forecasted)

Recent Investment

- 2003 - \$16 million outpatient expansion
- 2006 - \$6 million ICU
- 2009 - \$3 million Cardiac Stepdown
- 2010 - \$3 million Linear Accelerator
- 2010 - \$1 million Cardiac Cath Lab
- 2010 - \$1 million Community Entrance
- 2012 - \$8 million Women's Center

Desired Future Investment

- 2012 - \$2 million electrical plant (*in process*)
- 2013 - \$18 million surgery center
- 2014 - \$2 million pediatric unit
- 2014 - \$5 million medical unit
- 2015 - \$3 million oncology unit
- 2015 - \$7 million surgical unit
- 2016 - \$4 million rehabilitation unit

Surgery Center Project Funding

Total Estimated Project Cost - \$20.5M

Available Bond Funding - \$18.0 M

***Request for Economic Development
Advisory Council consideration - \$500k***

The Surgery Center project

Project benefits:

- Creates state-of-the-art operating suites and increased capacity for patient care
- Recruiting and retention of talented physicians
- Patients receive care without leaving the community
- Job creation

Job Creation – over 5 years

New Physicians (7)

Vascular Surgery, Orthopaedic Surgery,
Urology, GYN Surgery, General Surgery,
Pulmonology, Nephrology

Clinic Staff (28)

Hospital Staff (26)

Total direct jobs brought to community (61)

Economic Multipliers (Crawford County)

- Direct Employment = 1.55
- Business/Employee Income = 1.32
- Retail sales = .363

Sources: Kansas Rural Health Options Project 2010, Kansas State University and Kansas Hospital Association

Annual Calculated Economic Impact Employee income (Crawford County)

- Direct Employment @ 1.55 = 95 FTE's
- Employee Income @ 1.32 = \$7,789,000
- Retail sales @ .363 = \$2,827,000
- Sales tax @ 8.6% = \$243,000

Sources: Kansas Rural Health Options Project 2010, Kansas State University and Kansas Hospital Association

Annual Calculated Economic Impact Hospital income (Crawford County)

This project is expected to yield additional net revenue collections of \$6.7M per year

- Business Income @ 1.32 = \$8,844,000
- Retail sales @ .363 = \$3,210,000
- Sales tax @ 8.6% = \$276,000

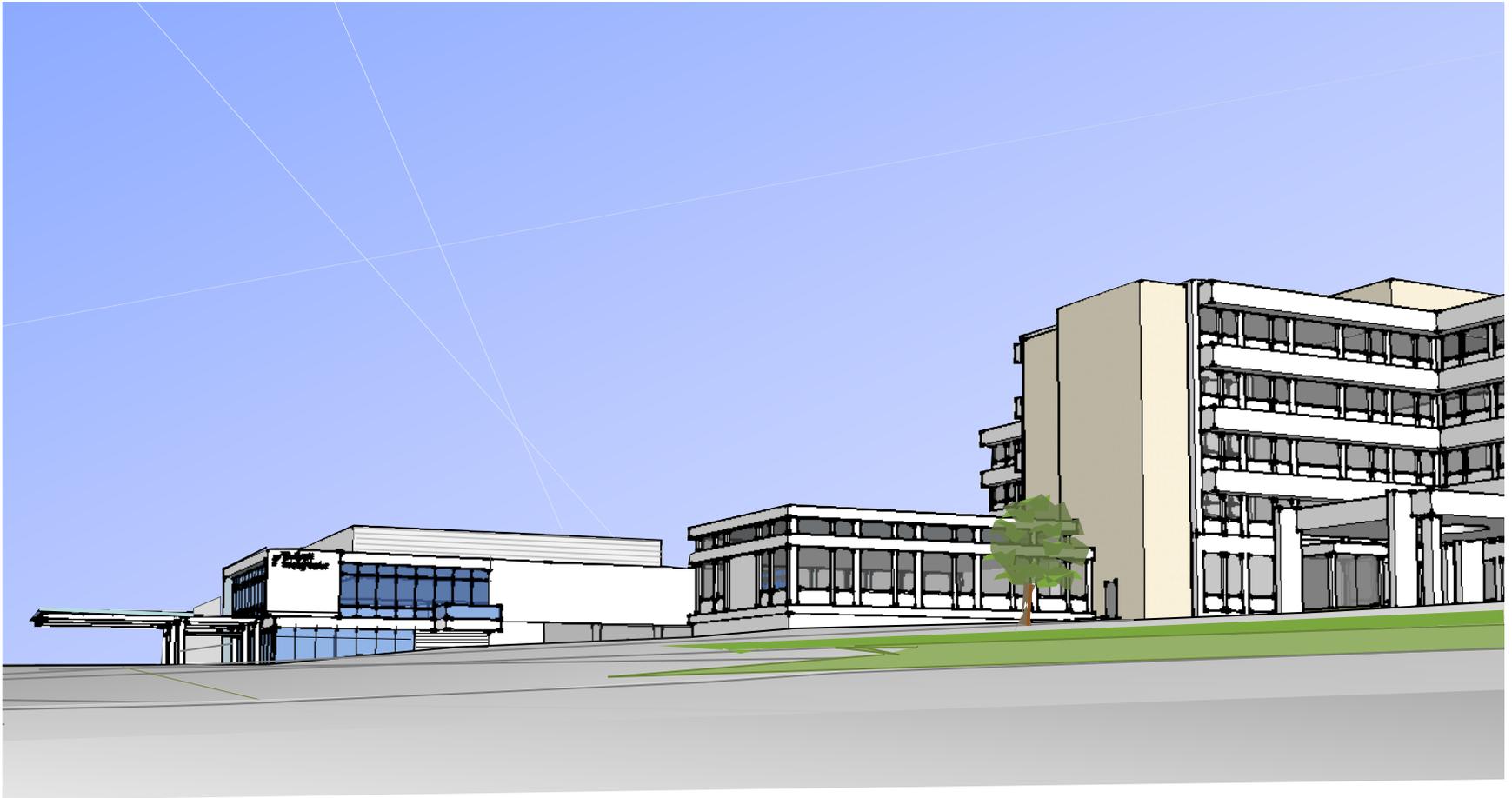
Sources: Kansas Rural Health Options Project 2010, Kansas State University and Kansas Hospital Association

Annual Calculated Economic Impact

Total both sources of income

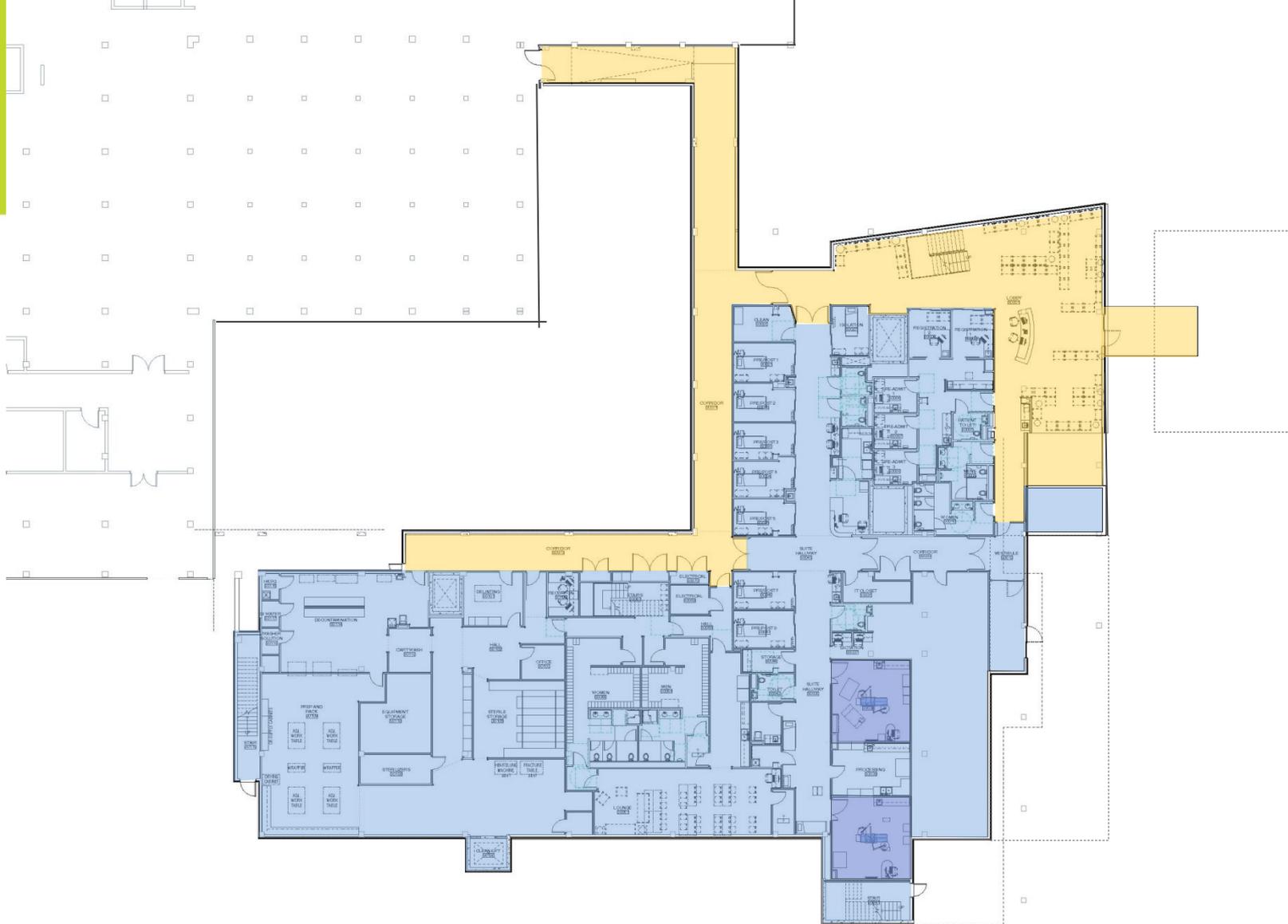
- Income (Hospital & individual)
\$16,663,000
- Retail sales @ .363 = \$6,038,000
- Sales tax @ 8.6% = \$519,000

Sources: Kansas Rural Health Options Project 2010, Kansas State University and Kansas Hospital Association



Via Christi Hospital Pittsburgh

Surgery Addition

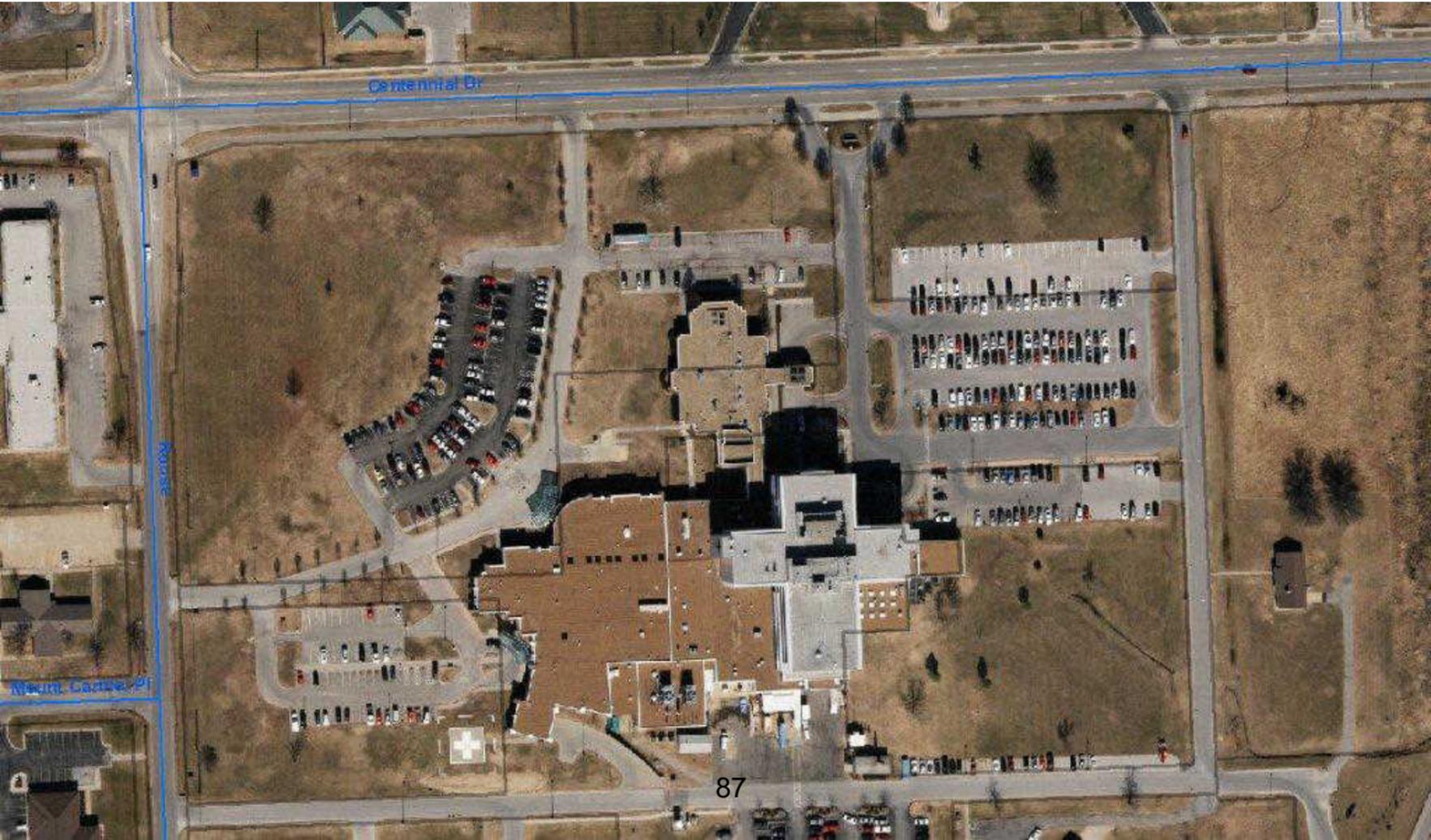


Via Christi Hospital Pittsburg
Surgery Addition

Ground Floor



Thank You



Centennial Dr

87th St

North Center Dr

87

INTEROFFICE MEMORANDUM

To: DARON HALL
From: MARK TURNBULL
CC:
Date: JUNE 20, 2012
Subject: *Agenda Item: June 26, 2012
Community Health Care of Southeast Kansas (CHC/SEK)*

Community Health Center of Southeast Kansas, Inc. (CHC/SEK) submitted an RLF Application to the Economic Development Advisory Committee for a \$460,517 forgivable loan to build infrastructure improvements (roads, sewer, water, storm sewer) to assure access to land located behind the current building located at 3011 N. Michigan.

The Economic Development Advisory Committee in their meeting on June 13, 2012, approved recommendation to the City Commission to approve a four (4) year forgivable loan for \$460,517 based on capital injection of \$5,700,000 and job creation of forty-two (42) new jobs (11 new medical and mental health providers and 31 additional staff including: nurses, case managers, patient educators, and clerical staff). Job creation requirements are: ten (10) new jobs for the first two (2) years and eleven (11) new jobs for the third and fourth year; with carryover effect. If criteria is not met at the end of the four (4) years, the company will have a repayment period of six (6) years at a three percent (3%) interest rate for the unforgiven amount.

The RLF Loan Application, presentation, aerial, floor plans and site plans are attached for your review.

Please approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents.

ROEDEL, AMANDA

From: support@civicplus.com
Sent: Saturday, June 02, 2012 4:43 PM
To: ROEDEL, AMANDA; TURNBULL, MARK D
Subject: Online Form Submittal: Revolving Loan Fund (RLF) Loan Application

If you are having problems viewing this HTML email, click to view a [Text version](#).

Revolving Loan Fund (RLF) Loan Application

I. GENERAL INFORMATION

Name of Applicant Firm*	Date of Request (mm/dd/yyyy)*
Community Health Center of Southeast Kansas, Inc.	05/15/2012
Firm Address*	Firm Phone Number (xxx)xxx-xxxx*
3011 N. Michigan St. Pittsburg, KS 66762-5548	(620)231-9873
Names and addresses of all persons or corporation who would be obligated as either applicant or personal guarantors of loans:	
Name	Address
Community Health Center of Southeast Kansas, Inc.	3011 N. Michigan St., Pittsburg, KS 66762-5548
Name	Address
Names and addresses of the principal officers and directors of this applicant:	
Name	Address
Krista Postai, CEO	517 W Forest, Pittsburg, KS 66762
Name	Address
Douglas Stuckey, CFO	1405 Woodland Terrace, Pittsburg, KS 66762-5548
Name	Address
Lori Lowrey, COO	12774 CR 240, Oronogo, MO 64855
Nature of applicant's business:	
Quality medical, dental, behavioral health services and pharmaceutical assistance for the community and southeast Kansas. Fees are based upon each patient's ability to pay. Services provided regardless of ability to pay.	
The products to be assembled or manufactured or service to be rendered:	
Primary medical, dental, behavioral health services, and support services including low-cost pharmaceuticals, social services, optometry, speech/physical therapy.	
Applicant's Attorney	Phone Number (xxx)xxx-xxxx
John Mazurek	(620)231-6030
Applicant's Financial Advisor	Phone Number (xxx)xxx-xxxx
None	
Applicant's Accountant	Phone Number (xxx)xxx-xxxx
John Wendling	(888)272-9665
Estimated amount of loan:*	\$719,692
Number of years to retire loan:*	10
List previous loans and credit references:	
\$2.8mil in loans from University Bank and Community National since 2003: \$2.0mil in principal payments timely remitted; \$794,692 outstanding at 5/15/12. RLF \$200,000 loan extended June 2007: \$121,233 principal timely repaid, remaining \$78,767 balance forgiven May 2010.	

II. USE OF LOAN PROCEEDS

1. Amount requested for purchase of land:	\$0
2. Amount requested for land improvements (Buildings):	\$0
3. Amount requested for machinery and equipment:	\$0
4. Capitalized debt service:	\$0
5. Loan closing costs:	\$0
6. Working capital:	\$0

7. Other (specify):

\$719,692

TOTAL REQUEST:

\$719,692

III. LOAN PROPOSAL

- 1. Will the loan refinance an existing project?
- 2. Will the loan proceeds be used to expand or replace an existing facility?
- 3. Is the applicant presently located in the City of Pittsburg?
- 4. What type and size of building will be constructed?

No
Yes
Yes

CHC/SEK will expand its existing 15,000 sqf. building at 3011 Michigan with a 25,000 sqf. addition plus an outbuilding to garage a new mobile medical van on land donated by the county. The requested funds will be used to build infrastructure improvements (roads, sewer, water, storm sewer) to assure access land located behind CHC/SEK.

5. Name and address of contractor and/or architect:

No contractor or architect has been selected. Per federal guidelines, bids will be solicited on this project.
Not applicable.

- 6. What type of equipment will be financed?
- 7. If the applicant will be in direct competition with local firms, (a) Name of firms:

By federal law, CHC/SEK is available to the entire community, but was formed specifically to provide access to the uninsured and underserved (Medicaid & Medicare). Patients earning 200%+ of the federal poverty level pay prevailing market rates. All of its physicians are members of the Via Christi Hospital medical staff.

(b) Describe nature of the competition:

Very limited since majority of primary care providers do not accept Medicaid/Healthwave or the uninsured without full payment in advance.

IV. LOAN ANALYSIS

- 1. Has a financial advisor submitted an analysis indicating the need for the loan, the advisability of the loan or benefit to the applicant of the loan?
(If yes, please upload a copy to this application)
- 2. Has additional financing, whether internally generated or through other loans, been arranged?
(If yes, please explain)

No.

CHC/SEK has no other loans on this project, but has received a number of grants to fully fund the facility: \$4.7mil grant from a federal grantor; \$50,000 grant from a state grantor; \$29,500 grant from Kansas foundations.

3. Has the applicant investigated conventional financing?

Not applicable.

V. PROPOSED LOCATION

- 1. Location of the proposed facility:
- 2. If the facility is a proposed expansion or replacement of another plant, stat size and location of current operations:
- 3. What percentage of the facility will be occupied by the applicant?
- 4. Is the prospective location properly zoned?
- 5. If a zoning change is pending, cite application number and present status. If application has not been made, briefly describe what change will be needed and plans for submitting application:

3011 N. Michigan, Pittsburg, KS
66762-2546

This facility will expand CHC's main clinic by 25,000 sqf. CHC/SEK also has a dental-only facility at 924 Broadway and Iola, plus multi-discipline clinics in Baxter Springs, Columbus and Coffeyville.

100%

Partially

Area is currently zoned R-1c, whereas existing clinic is zoned CP-O. New area needs to be re-zoned to CP-O. Application to be filed by June 18 for July 23rd meeting.

6. If unusual demands for water or sewer services or police or fire protection will be made, specify the demands:

No unusual demands anticipated.

VI. OWNERSHIP AND MANAGEMENT

1. Describe the organization structure of applicant (proprietorship, partnership, subsidiary, corporation, etc.):

CHC/SEK is a corporation that is "patient-owned and operated;" a majority of the board are patients of the clinic. The entity is a charitable, tax-exempt non-profit qualified under IRC Sec. 501(c)(3)
Not applicable.
87% from non-RLF sources.

(a) Note relationship to parent company:

2. What portion of the project is being financed from other company funds (in addition to this loan)? Please answer in dollar amount (\$xxx)

(a) Please explain:

Other grants (federal/state/private) will cover ~87% of the building and equipment, and the RLF funds (13%) are needed to address road access and utility connection. There is no threatened or outstanding litigation against the organization or providers.
[RLF Forecast 12 May.pdf](#)

3. Describe all threatened or outstanding litigation:

4. Attach proforma statements for the first three (3) years of operation after issuance of the loan, including revenue projections, operating expense projections and a debt amortization schedule.

VII. MEASURE OF ECONOMIC GROWTH AND BENEFIT

1. What dollar amount of sales is contemplated?

\$3,410,424

2. What percentage of sales will be sold locally?

70%

3. What is the estimated amount of merchandise and services purchased locally, per year?

\$550,000

4. How many people will the project employ?

Professional:

32

Technical: 0

Clerical:

10

General Labor: 0

5. Number of current full-time employees at applicant's present location:

90

6. What is the ratio of loan fund dollars to jobs created?

\$17,100

VIII. In order to facilitate the timely processing of the application, please upload as part of the proposal the following items:

1. Copies of applicant's financial statements for the past three years certified as correct by owner or authorized officer.

[CHCSEK Finls RLF 11 Oct.pdf](#)

2. Applicant's most recent annual or quarterly financial report.

[P11.010 FY11 Audit Report.pdf](#)

3. Interim financial statements, to date, for the current fiscal year.

[CHCSEK Finls RLF 12 Apr.pdf](#)

4. Financial statements, current to date, for each personal guarantor, on forms, certified by a Certified Public Accountant or the guarantor.

5. Copies of both federal and state income tax returns filed by applicant and each personal guarantor during the past three years.

[CHCSEK Tax returns RLF 10 Oct.pdf](#)

6. In certain cases, due to the size of the loan, audited financials may be required.

7. Completed business plan with three year financial projections.

[CHCSEK Economic facts.pdf](#)

8. Loan (if approved) must be personally guaranteed.

IX. Applicant should be aware that additional financial data shall be required if requested by the City Manager, City Attorney, or any other persons authorized by the City of Pittsburg, Kansas, including the Economic Development Revolving Loan Fund (Sales Tax) Committee (EDAC).

X. Attached hereto is a copy of the Collateral Requirements for the Economic Development Revolving Loan Fund (Sales Tax) for informational purposes. HOWEVER, APPLICANT ACKNOWLEDGES AND AGREES THAT SAID REQUIREMENTS AS WELL AS THIS APPLICATION ARE A SET OF GUIDELINES AND ANY OF THE PROVISIONS STATED THEREIN MAY BE WAIVED OR ADDED TO AT THE DISCRETION OF THE PITTSBURG CITY COMMISSION.

[RLF Collateral Requirements](#)

XI. EACH APPLICANT ALSO EXPRESSLY AGREES AND UNDERSTANDS THAT THE CITY'S MONETARY PLEDGE OF MONIES FROM THE FUND AND COMMITMENTS MADE IN ANY AGREEMENT SHALL BE CONTINGENT UPON THE CITY CONTINUING TO COLLECT THE ONE-HALF CENT CITY RETAILERS' SALES TAX; AND APPLICANT ACKNOWLEDGES THAT SAID SALES TAX MAY BE DISCONTINUED AS PROVIDED BY THE PROVISIONS OF K.S.A. 12-187 et. seq. AND AMENDMENTS THERETO, AT ANY TIME.

Email Address:*

dstuckey@chcsek.org

* indicates required fields.

The following form was submitted via your website: Revolving Loan Fund (RLF) Loan Application

Name of Applicant Firm: Community Health Center of Southeast Kansas, Inc.

Date of Request (mm/dd/yyyy): 05/15/2012

Firm Address: 3011 N. Michigan St. Pittsburg, KS 66762-5548

Firm Phone Number (xxx)xxx-xxxx: (620)231-9873

Name: Community Health Center of Southeast Kansas, Inc.

Address: 3011 N. Michigan St., Pittsburg, KS 66762-5548

Name:

Address:

Name: Krista Postai, CEO

Address: 517 W Forest, Pittsburg, KS 66762

Name: Douglas Stuckey, CFO

Address: 1405 Woodland Terrace, Pittsburg, KS 66762-5548

Name: Lori Lowrey, COO

Address: 12774 CR 240, Oronogo, MO 64855

Nature of applicant's business:: Quality medical, dental, behavioral health services and pharmaceutical assistance for the community and southeast Kansas. Fees are based upon each patient's ability to pay. Services provided regardless of ability to pay.

The products to be assembled or manufactured or service to be rendered:: Primary medical, dental, behavioral health services, and support services including low-cost pharmaceuticals, social services, optometry, speech/physical therapy.

Applicant's Attorney: John Mazurek

Phone Number (xxx)xxx-xxxx: (620)231-6030

Applicant's Financial Advisor: None

Phone Number (xxx)xxx-xxxx:

Applicant's Accountant: John Wendling

Phone Number (xxx)xxx-xxxx: (888)272-9665

Estimated amount of loan:: \$719,692

Number of years to retire loan:: 10

List previous loans and credit references:: \$2.8mil in loans from University Bank and Community National since 2003: \$2.0mil in principal payments timely remitted; \$794,692 outstanding at 5/15/12. RLF \$200,000 loan extended June 2007: \$121,233 principal timely repaid, remaining \$78,767 balance forgiven May 2010.

1. Amount requested for purchase of land:: \$0
2. Amount requested for land improvements (Buildings):: \$0
3. Amount requested for machinery and equipment:: \$0
4. Capitalized debt service:: \$0
5. Loan closing costs:: \$0
6. Working capital:: \$0
7. Other (specify):: \$719,692

TOTAL REQUEST:: \$719,692

1. Will the loan refinance an existing project?: No
2. Will the loan proceeds be used to expand or replace an existing facility?: Yes
3. Is the applicant presently located in the City of Pittsburg?: Yes
4. What type and size of building will be constructed? : CHC/SEK will expand its existing 15,000 sqf. building at 3011 Michigan with a 25,000 sqf. addition plus an outbuilding to garage a new mobile medical van on land donated by the county. The requested funds will be used to build infrastructure improvements (roads, sewer, water, storm sewer) to assure access land located behind CHC/SEK.
5. Name and address of contractor and/or architect:: No contractor or architect has been selected. Per federal guidelines, bids will be solicited on this project.
6. What type of equipment will be financed?: Not applicable.
 - (a) Name of firms:: By federal law, CHC/SEK is available to the entire community, but was formed specifically to provide access to the uninsured and underserved (Medicaid & Medicare). Patients earning 200%+ of the federal poverty level pay prevailing market rates. All of its physicians are members of the Via Christi Hospital medical staff.
 - (b) Describe nature of the competition:: Very limited since majority of primary care providers do not accept Medicaid/Healthwave or the uninsured without full payment in advance.

1. Has a financial advisor submitted an analysis indicating the need for the loan, the advisability of the loan or benefit to the applicant of the loan?: No.

(If yes, please upload a copy to this application):

2. Has additional financing, whether internally generated or through other loans, been arranged? (If yes, please explain): CHC/SEK has no other loans on this project, but has received a number of grants to fully fund the facility: \$4.7mil grant from a federal grantor; \$50,000 grant from a state grantor; \$29,500 grant from Kansas foundations.

3. Has the applicant investigated conventional financing?: Not applicable.

1. Location of the proposed facility:: 3011 N. Michigan, Pittsburg, KS 66762-2546

2. If the facility is a proposed expansion or replacement of another plant, stat size and location of current operations:: This facility will expand CHC's main clinic by 25,000 sqf. CHC/SEK also has a dental-only facility at 924 Broadway and Iola, plus multi-discipline clinics in Baxter Springs, Columbus and Coffeyville.

3. What percentage of the facility will be occupied by the applicant?: 100%

4. Is the prospective location properly zoned?: Partially

5. If a zoning change is pending, cite application number and present status. If application has not been made, briefly describe what change will be needed and plans for submitting application:: Area is currently zoned R-1c, whereas existing clinic is zoned CP-O. New area needs to be re-zoned to CP-O. Application to be filed by June 18 for July 23rd meeting.

6. If unusual demands for water or sewer services or police or fire protection will be made, specify the demands:: No unusual demands anticipated.

1. Describe the organization structure of applicant (proprietorship, partnership, subsidiary, corporation, etc.): CHC/SEK is a corporation that is "patient-owned and operated;" a majority of the board are patients of the clinic. The entity is a charitable, tax-exempt non-profit qualified under IRC Sec. 501(c)(3)

(a) Note relationship to parent company:: Not applicable.

2. What portion of the project is being financed from other company funds (in addition to this loan)? Please answer in dollar amount (\$xxx): 87% from non-RLF sources.

(a) Please explain:: Other grants (federal/state/private) will cover ~87% of the building and equipment, and the RLF funds (13%) are needed to address road access and utility connection.

3. Describe all threatened or outstanding litigation:: There is no threatened or outstanding litigation against the organization or providers.

4. Attach proforma statements for the first three (3) years of operation after issuance of the loan, including revenue projections, operating expense projections and a debt amortization schedule.: RLF Forecast 12 May.pdf

1. What dollar amount of sales is contemplated?: \$3,410,424

2. What percentage of sales will be sold locally?: 70%

3. What is the estimated amount of merchandise and services purchased locally, per year?: \$550,000

Professional:: 32

Technical:: 0

Clerical:: 10

General Labor:: 0

5. Number of current full-time employees at applicant's present location:: 90

6. What is the ratio of loan fund dollars to jobs created?: \$17,100

1. Copies of applicant's financial statements for the past three years certified as correct by owner or authorized officer. : [CHCSEK Finls RLF 11 Oct.pdf](#)

2. Applicant's most recent annual or quarterly financial report.: [P11.010 FY11 Audit Report.pdf](#)

3. Interim financial statements, to date, for the current fiscal year.: [CHCSEK Finls RLF 12 Apr.pdf](#)

4. Financial statements, current to date, for each personal guarantor, on forms, certified by a Certified Public Accountant or the guarantor.:

5. Copies of both federal and state income tax returns filed by applicant and each personal guarantor during the past three years.: [CHCSEK Tax returns RLF 10 Oct.pdf](#)

7. Completed business plan with three year financial projections.: [CHCSEK Economic facts.pdf](#)

8. Loan (if approved) must be personally guaranteed.:

Email Address:: dstuckey@chcsek.org

Additional Information:

Form submitted on: 6/2/2012 4:43:14 PM

Submitted from IP Address: 24.248.195.212

Referrer Page: No Referrer - Direct Link

Form Address: <http://www.pittks.org/Forms.aspx?FID=56>

Building For The Future



Expanding CHC/SEK's Capacity to Serve

Federally Qualified Health Centers.... ...Patient Owned & Operated

**51% Board must be
consumers**

**Care provided to all
regardless of ability to pay**

**Federal 330 grant funds
cover care of uninsured**



**Comprehensive, integrated medical,
dental & mental health care**

Enabling services

13 in Kansas, 1200+ nationwide



CHC/SEK ...Established in 2003.



4,000 patients to 25,000 patients
11,000 visits to 80,000 patient visits
15 employees to 148

25% growth projected for
2012



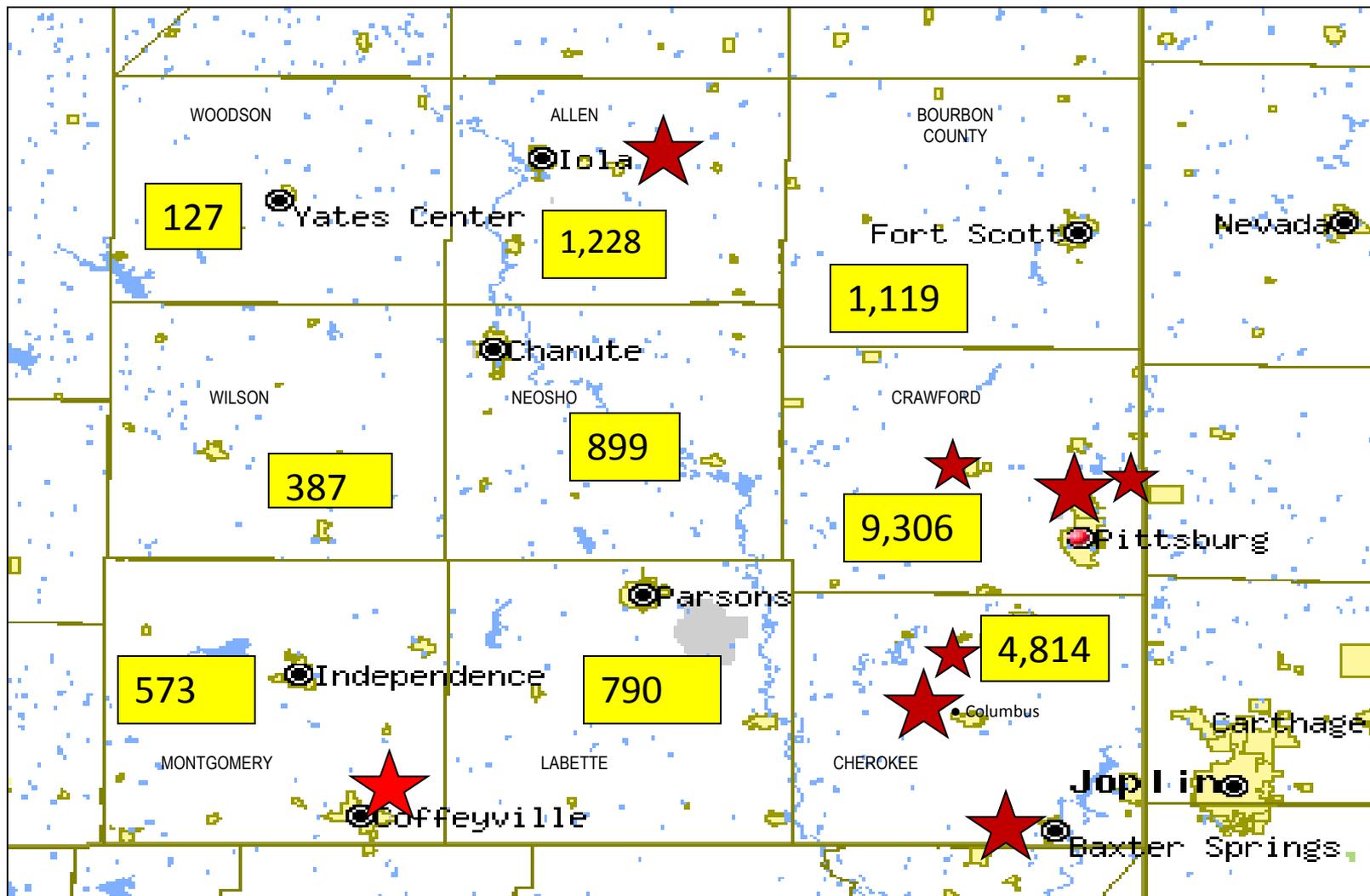
Seven sites in four counties



Serving 1 in 4 in Crawford &
Cherokee Counties

1 in 9 in Southeast Kansas

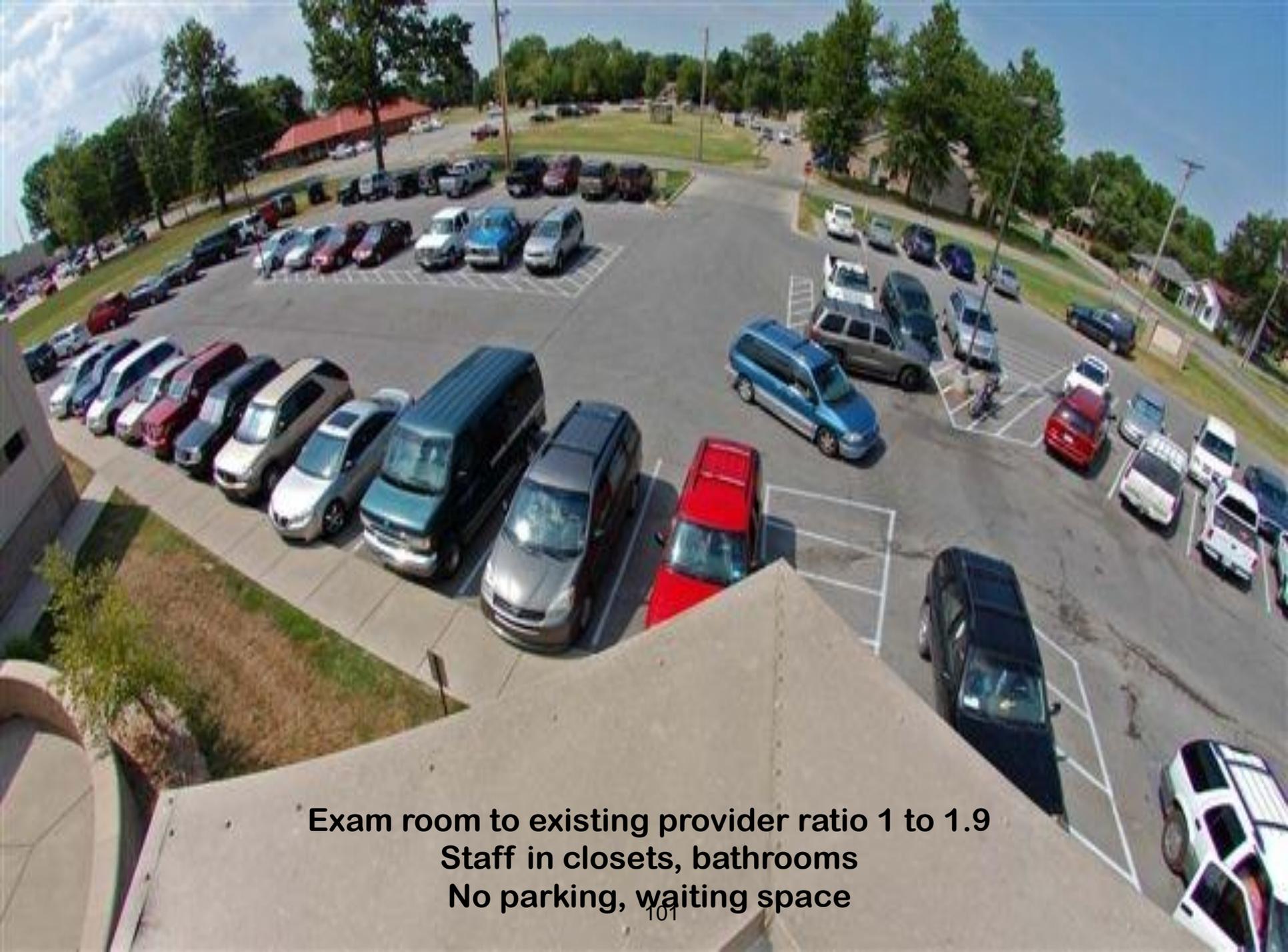
Sites & #s Served in 2011



EXIT

Pittsburg Clinic at capacity.....





Exam room to existing provider ratio 1 to 1.9
Staff in closets, bathrooms
No parking, waiting space



PROJECT BUDGET -- \$5,669,692

Land & Site Work	\$ 570,000
Infrastructure Improvements	\$ 719,692
Fees (Architects, Design, Permits, etc.)	\$ 686,032
Building Construction	\$ 2,749,980
Equipment	\$ 943,988
Funding Available	
Federal Grant Award	\$4,770,500
Kansas ACA Funders	\$ 29,500
KDHE/KAMU Capital Grant	\$ 50,000
Funding Still Needed	\$ 719,692

Project Impact/ROI

★ 11 more medical & mental health providers

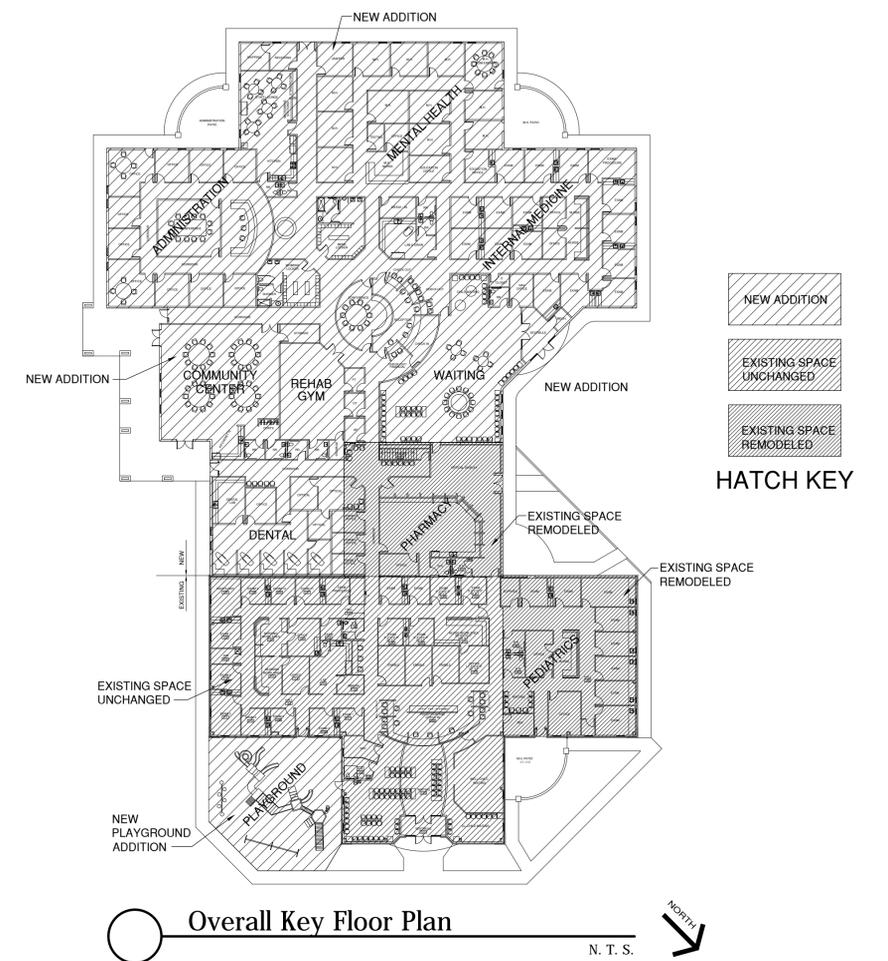
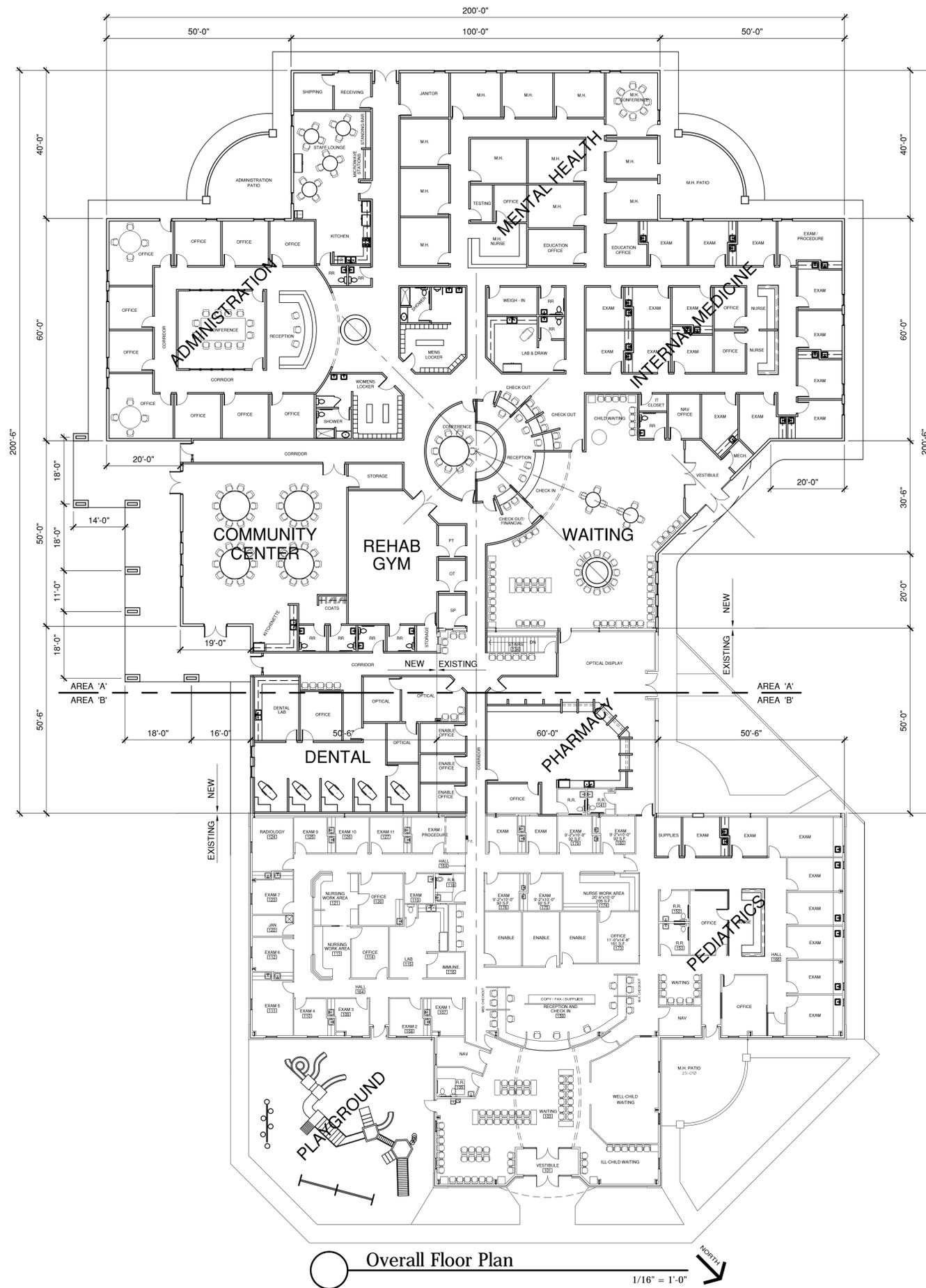
★ 31 additional staff including nurses, case managers, patient educators, clerical support staff

★ 8,200 new patients

★ Support space for family practice residency program







A Proposed Project for
 Community Health Center
 Of Southeast Kansas
 3011 North Michigan
 Pittsburg, Kansas 66762



AREA 'A'
AREA 'B'

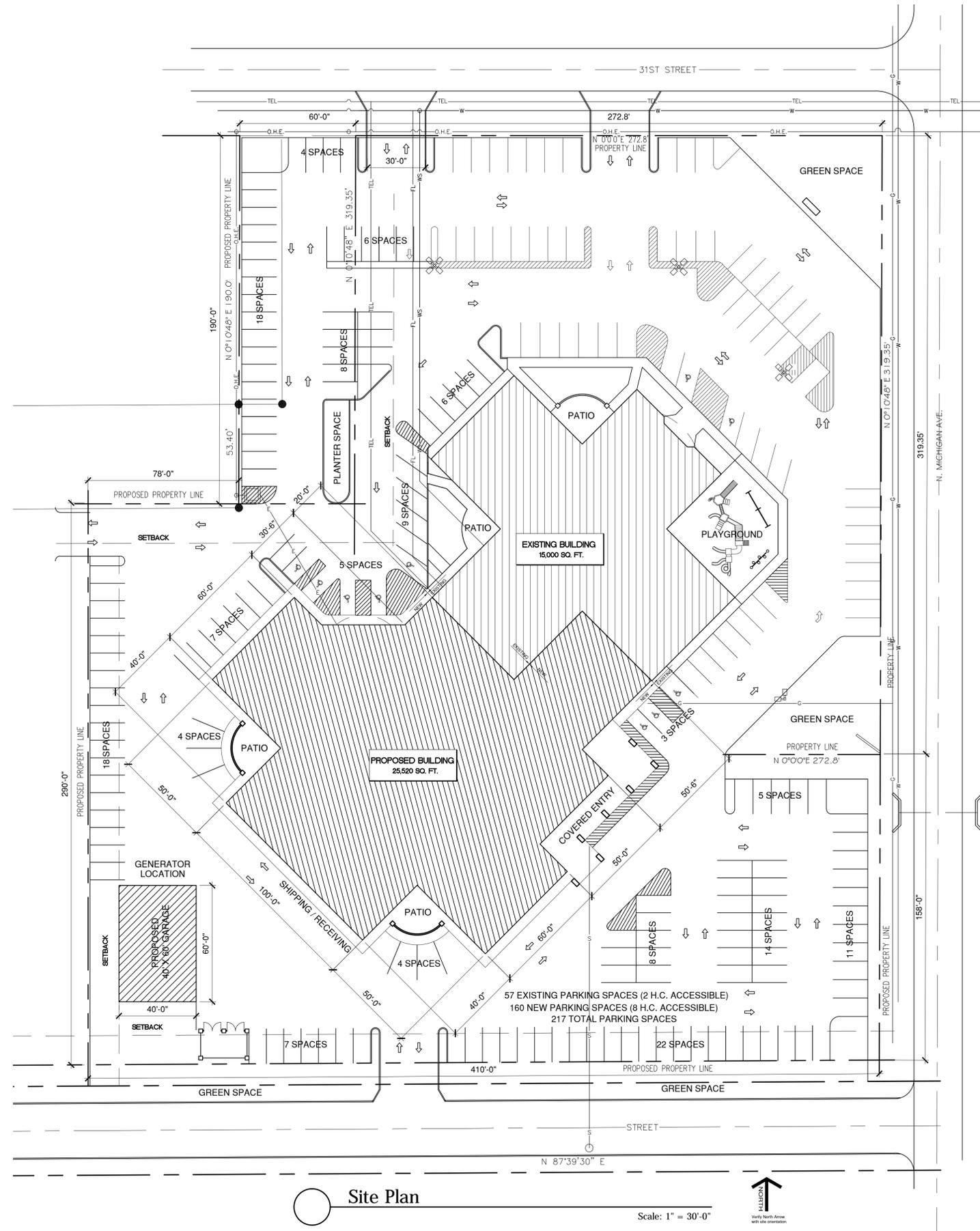
AREA 'A'
AREA 'B'

NEW
EXISTING

○ Floor Plan Area 'B' NORTH
1/8" = 1'-0"



A Proposed Project for
Community Health Center
Of Southeast Kansas
3011 North Michigan
Pittsburg, Kansas 66762



A Proposed Project for
 Community Health Center
 Of Southeast Kansas
 3011 North Michigan
 Pittsburg, Kansas 66762



A Proposed project
for Community
Health Center of
11 Southeast Kansas

INTEROFFICE MEMORANDUM

To: DARON HALL
From: MARK TURNBULL
CC:
Date: JUNE 20, 2012
Subject: *Agenda Item: June 26, 2012*
CDL Electric / Signal Expansion

CDL is a multifaceted company that also provides electrical contracting, heating and cooling services. However, over half of their annual revenue is derived from services provided to the railroad industry. The company has been a signal warning system installation contractor for over 20 years and in 2011 began a rail / track construction division that has seen amazing growth.

CDL has outgrown their current facilities in Pittsburg. CDL is proposing the construction of a 70, 000 square foot office / warehouse that will consolidate operations for the HVAC service component of the company.

To accommodate growth in the rail side of the company, the business is planning to construct a rail maintenance facility. The railroad facility will create an immediate 10 jobs in the first year. With the rapid expansion of the rail services division of CDL, expectations over the next five years include a minimum of 50 additional jobs. Rail related job growth could exceed that amount. Work completed at the rail facility will primarily be repair of track maintenance equipment, re-wiring locomotives (electrical) and also repair refrigerated rail car units (HVAC). This is an expansion of services that have not been previously provided by CDL.

The facilities are proposed to be constructed on a 26 acre industrial site currently owned by the City of Pittsburg, Kansas Southwest Industrial Park. The construction of a rail spur extending east from the Watco Gorilla Line is critical to move forward with the opportunity to expand our operations in this regard. Essentially, the linchpin to

the opportunity is the construction of this rail spur and facility. CDL Signal and Watco have an agreement to complete this repair work once the facility is constructed.

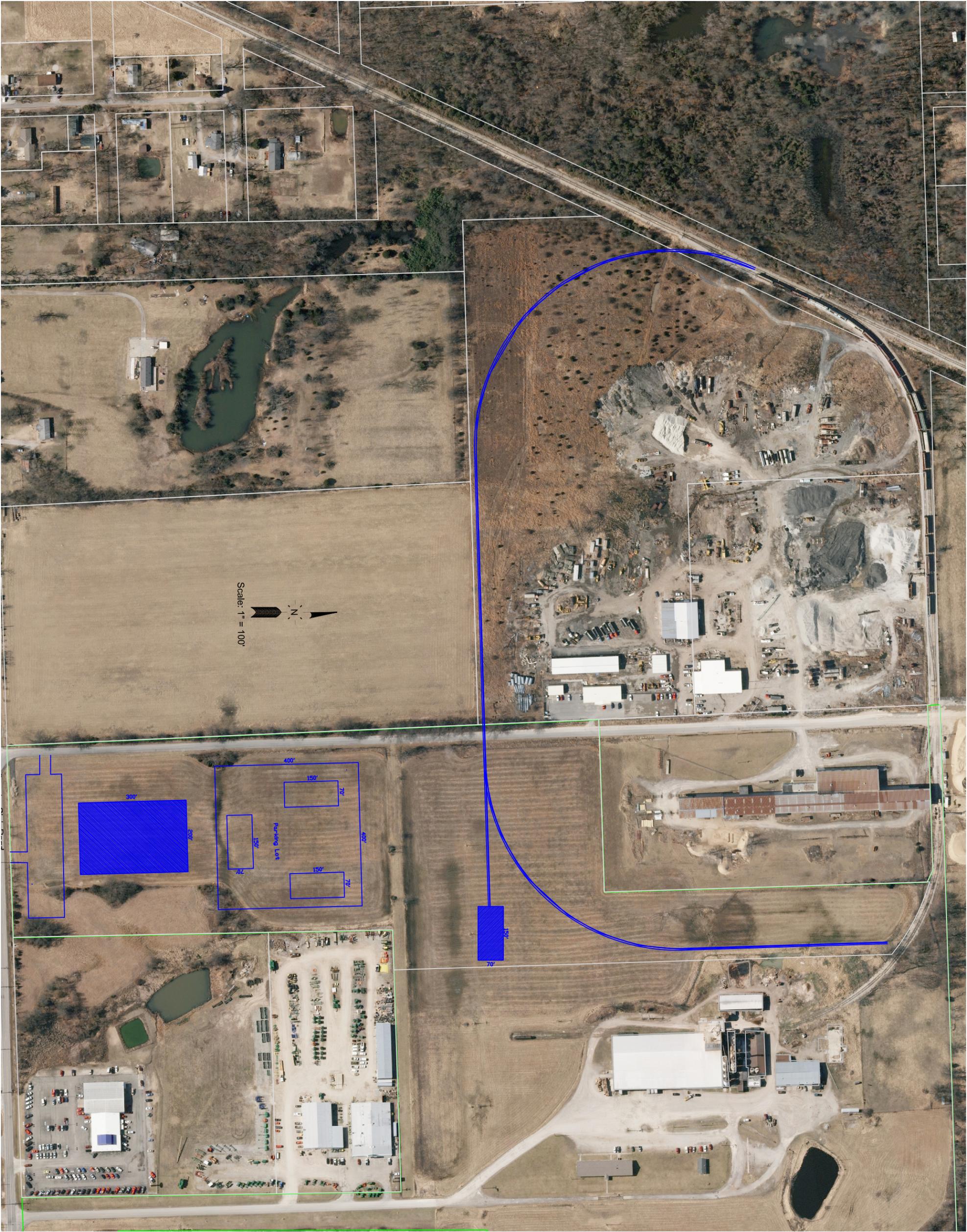
The Economic Development Advisory Committee favorably reviewed the proposal by CDL. Staff recommends the City Commission incentives for this expansion based on information submitted by CDL to construct a 70,000 square foot office and warehouse facility, rail spur and a 10,500 square foot rail maintenance facility. CDL will hire ten (10) new rail related jobs in year one and fifty (50) within five (5) years. The City's participation includes:

- extension of utilities to the site
 - Water line construction not to exceed \$350,000
 - Sewer line construction not to exceed \$200,000
- Transmittal of a 26 acre City owned parcel of land located on 520th Street West of Stockade (approximately \$135,000 value)
- \$250,000 toward construction of a rail maintenance facility

This requested action is contingent upon private capital injection and any construction cost increase over that listed above will be the responsibility of the applicant (CDL).

Please approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents.





INTEROFFICE MEMORANDUM

To: DARON HALL
From: MARK TURNBULL
CC:
Date: JUNE 20, 2012
Subject: *Agenda Item: June 26, 2012
Kansas Department of Transportation Economic Development
Application*

The City of Pittsburg has received a \$1,455,000 request and information for an Economic Development application to the Kansas Department of Transportation (KDOT). CDL has requested a \$250,000 forgivable loan from the City Revolving Loan Fund based on jobs and capital injection to complete this project. CDL has an opportunity to further expand its current services if a rail spur is built to a rail maintenance facility (RMF) that will be constructed on an industrial site within the City of Pittsburg. Within this rail maintenance facility, CDL will re-wire locomotives for Watco Companies. This facility will also be used to service, repair and maintain CDL track maintenance equipment. It is critical that a rail spur be built for this expansion of business to occur. This development will create at least ten (10) jobs in the first year and fifty (50) within five (5) years.

The proposed project submitted to KDOT consists of construction of a rail spur of approximately 3600 feet, rail maintenance of approximately 10,500 square feet and construction of a rail intermodal facility for Watco Companies.

Please approve or disapprove the recommendation and if approved, authorize the Mayor to sign the appropriate documents.

If you are new to this program, **KDOT strongly encourages you to start with the General Local Partnership Opportunities Application.** If you have any questions or would like to begin with an informal conversation with KDOT, please contact Pete Van Sickle at 785.296.3273 or EDProgram@ksdot.org

1. General Applicant Information

- a. Name of governmental unit: **City of Pittsburg, Kansas**
- b. Name and title of primary contact person: *Click here to enter text.*
Should be an elected official or employee of the governmental unit
Address: **Mark Turnbull, Director of Economic Development, City of Pittsburg, Kansas**

Phone Number: **620-230-5544 Office, 620-249-8206 Cell**
Email: **TURNBULL, MARK D Mark.Turnbull@pittks.org**
- c. Governmental official name and title (*if applicable*): **Daron Hall, City Manager**
Address: **City Hall, 201 W. 4th St., Pittsburg, KS 66762**
Phone Number: **(620) 231-4100**
Email: **daron.hall@PITTKS.ORG**
- d. Public works official name and title (*if applicable*): **William Beasley**
Address: **City Hall, 201 W. 4th St., Pittsburg, KS 66762**
Phone Number: **(620) 231-4100**
Email: **BEASLEY, WILLIAM A Bill.Beasley@pittks.org**
- e. Is there a private sector business or other entity involved in the project? **Yes** **No**
Name of business or other: **C.D.L. Electric and Signals, Inc.**
Name and title of contact: **Jim Villamaria, Vice President/ General Counsel**
Address: **201 N. Joplin, Pittsburg, KS 66762**
Phone Number: **(620) 231-6420**
Email: **jim.villamaria@cdl-electric.com**
- f. Does this project include a railroad? **Yes** **No**
If yes, please complete supplement form B - railroad
Name of railroad: **South Kansas and Oklahoma Railroad**
Name and title of contact: **Tony Cox, Vice President of Engineering**
Address: **315 W. 3rd St., Pittsburg, KS 66762**
Phone Number: **(620) 231-2230**
Email: **Tony G. Cox acox@watcocompanies.com**
- g. Is it a new business or an existing business? **Yes** **No**
A new business is one that is looking to relocate to Kansas. An existing business is one that is already located within the city or county. ED program funds are generally not eligible for businesses looking to relocate from one Kansas city to another.
- h. Is this an immediate opportunity? **Yes** **No**

An immediate opportunity is when a transportation solution is essential in order for a business to move to Kansas, relocate, or expand. Decisions about funding for Immediate Opportunities are made quickly and on a case-by-case basis.

- i. If “yes,” please describe how critical the timing is:
CDL is an electrical, HVAC and railroad service contractor located in Pittsburg, KS. CDL is one of the leading railroad service contractors in the United States. For over 25 years, CDL has been the exclusive highway grade crossing signal warning system maintenance and construction contractor for Watco Companies railroads.

The construction of a rail spur to a rail maintenance facility that will be built upon an industrial park located within the City of Pittsburg, Kansas will meet a critical, immediate business need for CDL and will allow a facility in which additional services can be provided to Watco Companies.

In 2011 CDL reached an agreement with Watco Companies to provide roadway/ track surface crossing repair services for all of their railroads. Since 2011 CDL has added 12 employees plus a Vice President of Track Construction. The average wage for the Track employees exceeds \$15 per hour, plus benefits. CDL expects the number of jobs created to increase each year.

In 2012 reached agreement with Watco Companies to provide track tamping and regulating service to its railroads. As of the date of this application this expansion of business has created 20 positions. The company believes that an additional 20-25 positions will be created in the next two years.

Track construction and track maintenance requires specialized equipment. Over the last year and a half, CDL has invested approximately \$1 Million Dollars in track equipment and tools. It is imperative that a facility be constructed to repair and maintain this equipment. The construction of a rail spur to such a facility is critical to the continued growth and creation of jobs. Since the expansion of the track construction division, CDL has created 35 new positions. Twenty (20) of these positions have been added since January 1, 2012. CDL expects continued growth in this division. But that growth is dependent on the construction of a RMF and rail spur.

CDL is presented with an opportunity to further expand its current services with Watco Companies if a rail spur is built to the rail maintenance facility (RMF). As described in the Letter of Intent from Watco Companies, a copy of which is attached to this application, as needed by Watco Companies once this rail maintenance facility is constructed, CDL will re-wire locomotives. In order to transport the locomotives and other equipment to this facility a rail spur must be constructed from the RMF to the South Kansas and Oklahoma rail line which is located to the west of the property. Once completed, CDL will market its rail maintenance business to other rail carriers and operators. It is critical that a rail spur be built for this expansion of business to occur. This development will create at least 10 jobs in the first year and CDL estimates that it will create approximately 50 jobs within 5 years.

In summary, Watco is currently utilizing independent contractors in other parts of the United States to rewire its locomotives. If CDL is able to construct this facility and Watco has rewiring work to be done, Watco will award the rewiring work to CDL. If the facility is not constructed then the work will be let to other contractors. Secondly, rail access to the facility is critical to transport CDL's track equipment for repair and maintenance.

This opportunity would be an immediate expansion of CDL's work force and would be a benefit to southeastern Kansas

2. Project Location and Description – Attach additional sheets as necessary

- a. Project Location: **520 Ave., Pittsburg, Kansas**
- b. Project length (*in miles or feet*): **approximately 3600 feet**
- c. Project scope (*description of work*): **Construction of a rail spur of approximately 3600 feet and rail maintenance facility of approximately 10,500 square feet.**
- d. Current average daily traffic volume (*if available*): [Click here to enter text.](#)

3. Estimated Cost of the Project – Please be specific about the nature of the cost, report in 2011 Dollars

- a. Preliminary Engineering/Design \$5,000
- b. Right-of-Way Acquisition \$20,000
- c. Utility Adjustments \$25,000
- d. Construction Spur:\$625,000; RMF: \$630,000
- e. Construction Engineering/Inspection 50,000
- f. Other Site Prep: \$100,000
- g. Total Estimated Cost (*sum of lines a-f*) 1,455,000
- h. Local Match Available (*negotiable, but 25% minimum is desired*) \$730,000
- i. Total Requested Amount from KDOT (*subtract line h from line g*) \$725,000

4. Schedule and coordination information

- a. Estimated start date: **July 1, 2012**
- b. Estimated completion date: **November 1, 2012**
- c. Describe any known KDOT or other projects that may need coordination: [Click here to enter text.](#)

d. Have any KDOT field staff been involved with the project? Yes No
If so, who? [Click here to enter text.](#)

e. Have any Department of Commerce staff been involved with the project? Yes No
If so, please provide details:

Name and title of primary contact person: **Craig VanWey, Kansas Department of Commerce Regional Representative**

Address: **Shirk Hall 1501 South Joplin St. Pittsburg, KS 66762**

Phone Number: **(785) 633-8407**

Email: **cvanwey@kansascommerce.com**

5. Benefits of the project – *Add or substitute additional sheets as necessary*

- a. Describe the nature of the transportation problem at this location and the transportation benefits that would result from the project (*i.e. safety, truck traffic, capacity, operational, etc.*):

The construction of both the rail spur and rail maintenance facility ("RMF") will allow CDL the ability to rewire and refurbish locomotives for Watco and other railroad customers as needed. Additionally, this facility will serve as a repair and maintenance facility for CDL's track maintenance equipment. The RMF will create high-skilled, high wage permanent jobs in southeastern Kansas.

The site is strategically located near the South Kansas and Oklahoma rail line. The rail repair facility will allow Watco a centralized contracting partner for rewiring and refurbishment of their locomotives. The proximity of rail access to the site makes the construction costs much less than other potential sites. The CDL RMF will provide a locomotive rewire and refurbishment option to Watco within the central United States. Much of this work currently is outsourced to mechanical shops outside this part of the country. Availability of services at this shop offer Watco the ability for fuel and labor savings on centrally located locomotives.

The facility can also be used as a training location for a locomotive electricians. Ft. Scott Community College has tentively agreed to establish a technology course for locomotive electricians at the RMF.

- b. Describe the cost savings and benefits that would result from the project (*i.e. savings to businesses or customers, operating efficiencies to businesses, improved customer service, etc.*):

The establishment of the Rail Maintenance Facility (RMF) will allow CDL to operate more efficiently in several ways. Currently a facility is not available to repair and maintain the Company's on-track rail equipment. Maintenance is being performed at this time on rail sidings and in open yards. The current practice does not have access to fixed point cranes or lifts and the repair work is much more difficult to accomplish. Further, the current practice is in an open air environment that makes the work dependent on the weather. With the new facility the required work can be accomplished more quickly, efficiently and safely. Repairs will be completed in a shorter time frame and better utilized to accomplish the needs to the customer.

The RMF will also provide benefit to Watco Companies (Watco). Watco is a largest privately owned short-line railroad company in the United States. As part of their operation Watco has locomotives and switch engines that from time to time are in need of refurbishment. CDL would provide locomotive re-wire and cab refurbishment services to Watco, as needed. These types of repairs are currently outsourced to mechanical shops in other parts of the country. Having the repair facility near Pittsburg will save fuel and labor costs for the Watco equipment located in the central United States.

- c. Describe any indirect or other benefits (*improvements in livability, sustainability, etc.*) or issues that are related to the project (*environmental, organized opposition, etc.*):

The jobs that will be created all exceed the median wage rate for Crawford County, Kansas. The facility will develop an industrial area within the City of Pittsburg that would likely not be developed otherwise. Additional tax revenue will be realized by the City of Pittsburg and Crawford County. The development of the facility will also create at least one additional job for Midwest Minerals, a rock supply company in Pittsburg. According to Midwest Minerals President, Steve Sloan, the volume of rock needed to construct the facility will require the hiring of a full-time scale house operator for Midwest Minerals.

- d. Describe the nature of the industry or industries that would benefit from the project (*i.e. types of industries served, commodities produced or carried, customers served, etc.*):

This project would benefit the rail industry. An additional benefit that would be derived from the construction of the RMF is the establishment of a locomotive electrician training program through Ft. Scott Community College. This course would be taught at the facility by qualified electricians and would provide educational benefits to a specific type of electrician that is currently in demand.

- e. Estimate the number of permanent jobs created and/or sustained as a result of the project:

Can be as reported by the private business or projected by an economic model or other method. KDOT can assist with this estimate if necessary

It is estimated that the RMF project will create 10 jobs in the first year. In the past two years, CDL has added 20 full-time positions with its railroad track construction division. The company expects to add additional positions in the future as the business continues to expand.

- f. Explain the methodology or reasoning for the above jobs estimate:

Once constructed the RMF will be staffed by two mechanics, one painter, one welder, one general laborer and five electricians. These will be new positions to the company.

- g. Calculate the estimated cost of the project per job created and/or sustained (*divide 3g by 5e*):

The total estimated cost of the project is \$1,455,000. This includes the cost to build the rail spur and other associated costs (\$725,000) and the cost to construct the RMF (\$630,000). The number of jobs created in the first year is 10. The cost per job of \$145,500. Including the 20 positions that the track division has added since March 2012 and the expected additional 15-20 positions that would be created in the future, the cost per job created in five years is \$29,100 (\$1,455,000 / 50 positions)

- h. Provide average wage data for the jobs created and/or sustained:
Average wage must be greater than the average wage for the industry in the region, as reported by NAICs code. KDOT can assist with this information if necessary)
\$36,000 to \$42,000 per year.

- i. Is the project in an economically distressed area? **Yes** **No**

If so, please describe:

“Economically Distressed” is open to interpretation. One reference source is Kansas, Inc’s annual county-level economic rankings. Providing evidence that a project serves a particularly underutilized part of town might be another way to approach it.

Crawford County, Kansas is listed as a economic distresseed area according to the economic rankings.

- j. Estimate how the project might broaden the tax base by increasing tax revenue:

KDOT can assist with this is estimate if necessary

Once completed the repair/ maintenance facility will provide sales tax, payroll tax and property tax benefits to the City, County and State that would not otherwise be realized.

6. Private Sector and Other Investments – Attach additional sheets as necessary

- a. Describe the associated investment of any private sector business that relates to the project.

This could include land purchased, building erected or expanded, equipment purchased, etc.

CDL will be investing in the construction of building, and equipment related to this project.

- b. Describe the financial status of the associated businesses.

Attach financial statements and most recent budget if possible.

Financial information for CDL

- c. Describe any additional investments being made in the project.

This could include utilities provided by the local government, tax incentives given, other related grants, etc.

City of Pittsburg will invest an estimated \$1,000,000 into the development of the Southwest Pittsburg Industrial Park. The investment will be in the form of sewer and water upgrade to the site, site infrastructure improvements, environmental testing, development cost participation and transfer of the 26.5 acre site to CDL.

CDL will construct an office/ warehouse on the industrial site. The funding for the office warehouse has been secured via a loan approved with the United States Department of Agriculture. The rail spur, leading to the RMF, will be constructed across the property of an adjacent landowner. CDL has reached a long term lease agreement, with options to extend the lease agreement with the landowner.

Attachment Checklist

- Financial statements
- Project map
- Any additional sheets (detailed cost estimates, explanation of local match, letters of support, additional benefits documentation, etc.)
- Signed Statement of Intent (following page)
- Submit Application by mail to:

Kansas Department of Transportation
Attn: Pete Van Sickle

Eisenhower State Office Building
700 Harrison, 2nd Floor
Topeka KS 66603

- You may also email it to ecodevo@ksdot.org and EDProgram@ksdot.org. To ensure receipt, if you do not receive an email response, please follow up with a call to Pete at 785.296.3273

Statement of Intent

The authorized person for the applicant must read, agree, and sign the statement below for this to be considered an official application

As the Applicant, or as an authorized representative of the Applicant, I hereby submit this Application to the Economic Development Program. I represent that the information and financial data contained herein and attached hereto are true and correct to the best of my knowledge. I understand that the following conditions apply to this application:

- Additional information may be requested;
- I authorize the Kansas Department of Transportation to independently verify any information contained in this application; and
- Acceptance and consideration of this application does not constitute a commitment for financial assistance by the State of Kansas.

I assure that this project will be constructed in accordance with the Rules and Regulations governing the Economic Development Program and all applicable Kansas law.

I assure that all work performed and all material furnished for the approve project shall be in reasonable conformity with the plans, specifications, and any authorized revisions thereto, which have been approved by the designer of the approved project.

If the project is approved, I will provide written assurance that:

1. The project will be designed by a licensed professional engineer.
2. All revisions and/or deviations from the plans and specifications will be approved by the project's designer
3. The project will be inspected by a certified inspector when the project is open to unrestricted traffic and at the time of final acceptance.

Signature

Printed Name

Title

Date



June 19, 2012

Larry Seward, Jr.
201 N. Joplin
Pittsburg, KS 66762

Dear Larry,

University Bank ("Bank") is pleased to advise you that the Bank is willing to finance a loan ("Loan"), to Larry Seward, Jr. ("Borrower"), on the terms, conditions and provisions set forth in this commitment letter ("Commitment"). This Commitment is subject to the receipt by the Bank of all loan application information, loan documents, certificates, other writings and legal matters requested by Bank and properly executed by Borrower, including without limitation the acceptance of this Commitment by the Borrower.

This Commitment is issued in reliance on certain representations made by Borrower and other facts disclosed by the Bank's own investigation. If there has been a misrepresentation or a change of circumstances between the date hereof and the closing of the Loan which University Bank in its sole and absolute discretion deems material, the Bank reserves the right to revoke this Commitment without liability of any kind to the Borrower or anyone acting for or on behalf of the Borrower.

If the terms, conditions and provisions of this Commitment are satisfactory, the Borrowers should so indicate by signing and returning the enclosed acceptance, which constitutes the final page of the Commitment. Such acceptance should be returned to University Bank within fifteen (15) days of the date of the Commitment. This Commitment expires at 5:00 p.m. on July 3, 2012 unless the Bank and Borrowers shall mutually agree upon an extension of time in writing.

Subject to all of the above qualifications, the Loan will be made to the Borrowers on the following terms and conditions:

Borrower: The name and address of the Borrower is:

Larry Seward, Jr.
1130 S. 200 Street
Pittsburg, KS 66762

Guarantors: The name and address of the Guarantors are:

C.D.L. Electric And Signals , Inc.
201 N. Joplin
Pittsburg, KS 66762

C.D.L. Electric Company, Inc.
201 N. Joplin
Pittsburg, KS 66762

Credit Facilities:

1. Commercial Loan

Amount:

1. \$350,000

Purpose:

1. The commercial loan will provide funds for site work and construction of a commercial building to be used to rewire locomotives which will be located on a 26.4 acre tract in Section 6, Township 31, Range 25 Crawford County, Kansas.

Collateral:

1. Collateral will consist of assets approved by Bank and pledged by Borrower and Guarantors sufficient to provide adequate collateral margin for loan based on Bank loan policy. If real estate is used the maximum loan to value will be 80%. Collateral will not include the commercial building and real estate funded with the loan proceeds.

Term:

1. The term will be for five years with monthly payments based on a twenty year fully amortized repayment schedule if real estate is pledged as collateral. Monthly payments will be made by automatic deduction from a Bank deposit account.

Interest Rate:

1. The interest rate will be 6.50% fixed.

Loan Costs and Fees:

Borrower will pay all applicable fees related to closing this loan, including a \$250 loan document fee per loan and filing fees required to perfect a security interest in collateral or mortgage on real estate.

Additional Requirements:

Certificate of Insurance evidencing adequate coverage of pledged collateral with mortgagee and lender loss payable endorsement to University Bank.

Borrower will provide bank with an annual personal financial statement within 30 days of calendar year end and personal tax return within 30 days of filing. Guarantors will provide bank with a monthly interim financial and income statement by the 15th day of each month and a copy of corporate tax return within 30 days of filing.

This loan is contingent on approval and funding of USDA Rural Development Business & Industry loan and conditions and terms specified for loan.

This loan is contingent on approval and funding of grant between C.D.L. Electric And Signals, Inc. and Kansas Department of Commerce for construction of a rail spur to this commercial building for rewire of locomotives.

This loan is contingent on land acquisition by C.D.L. Electric And Signals, Inc. from City of Pittsburg.

Loan Covenants:

Prohibition against assuming liabilities or obligations of others.

Borrower will not acquire or invest in other business ventures without bank approval.

No change in management or sale of company without Bank approval.

Thank you for allowing University Bank to provide this commitment letter to you. We value our business relationship with you. If you have any questions regarding this commitment, please contact me at your earliest convenience.

Sincerely,



Kenneth Bloom
Sr. Vice President – Lending

THIS IS THE FINAL EXPRESSION OF THE CREDIT AGREEMENT BETWEEN THE CREDITOR AND DEBTOR AND SUCH WRITTEN CREDIT AGREEMENT MAY NOT BE CONTRADICTED BY EVIDENCE OF ANY PRIOR ORAL CREDIT AGREEMENT OR OF A CONTEMPORANEOUS ORAL CREDIT AGREEMENT BETWEEN THE CREDITOR AND DEBTOR.

ANY ADDITIONAL NON-STANDARD TERMS OF THE CREDIT AGREEMENT AND THE REDUCTION TO WRITING OF ANY PREVIOUS ORAL CREDIT AGREEMENT BETWEEN THE CREDITOR AND DEBTOR IS SET FORTH BELOW:

CREDITOR AND DEBTOR AFFIRM THAT NO UNWRITTEN ORAL CREDIT AGREEMENT BETWEEN THEM EXISTS.

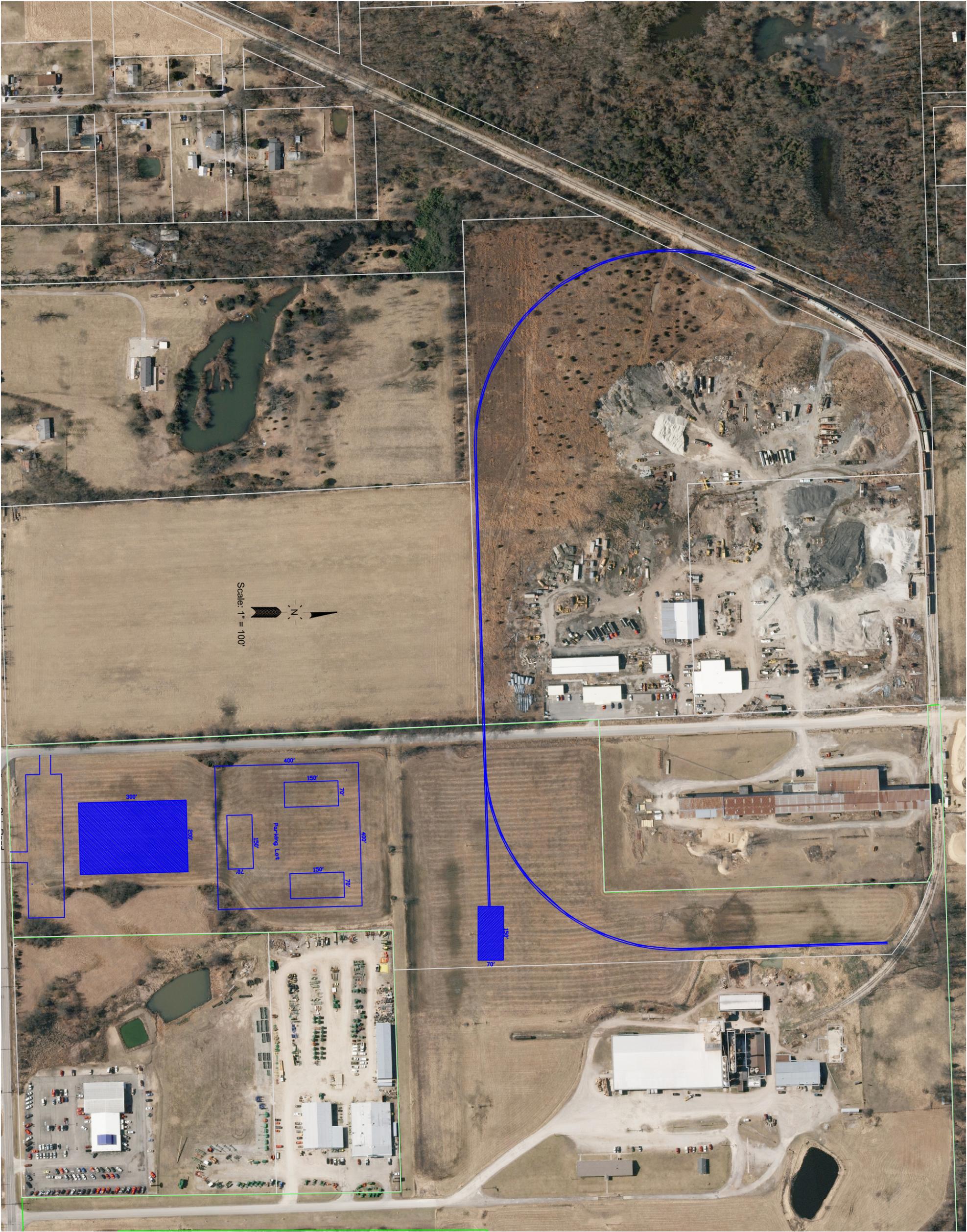
_____ (please initial)

Larry Seward, Jr.

Larry Seward, Jr., President C.D.L Electric And Signals, Inc.

Larry Seward, Jr., President C.D.L Electric Company, Inc.





Interoffice Memorandum

TO: DARON HALL
City Manager

FROM: JOHN H. BAILEY, P.E., PhD
Director of Public Utilities

DATE: June 19, 2012

SUBJECT: Agenda Item – June 26, 2012
DISPOSITION OF BIDS
Sanitary Sewer Line Repair 2012
KWPCRF Project No. C20 1656 01

If you recall, the City Commission during their June 12th meeting TABLED award of the bid for the Sanitary Sewer Line Repair 2012 Project until additional references could be contacted with regard to the reputation of the low bidder, Layne (Reynolds) Inliner, LLC, of Kiowa, Colorado. PEC has completed the reference check and indicated that the references gave no information that would be cause to deny Layne (Reynolds) Inliner this contract.

In this regard, would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, June 26, 2012. Action necessary will be approval or disapproval of staff's recommendation to award the bid to the low bidder meeting specifications, Layne (Reynolds) Inliner, with a bid of \$253,304.00 and, if approved, direct the Mayor and City Clerk to execute the contract documents once prepared.

If you have any questions concerning this matter, please do not hesitate to contact me.

Attachment: PEC's Bid Award Recommendation
Original Bid Disposition Memo & Bid Tabulation

cc: Tammy Nagel, City Clerk
Bruce D. Remsberg, P.E., PEC
Project File
Memo File

MEMO



TO: City of Pittsburg
201 W. 4th
Pittsburg, KS 66762

ATTENTION: Mr. John Bailey, P.E., PhD

FROM: Bruce D Remsberg, P.E.

REFERENCE: Bid Award Recommendation

DATE: 6/18/12

PROJECT NO.: 334-07E03-030-0830

PROJECT: Sanitary Sewer Line Repair
Project 2012

KWPCRF Project No. C20 1656 01

COPIES TO: Daron Hall

Please advise immediately of any misconceptions or omissions you believe to be contained herein.

John,

I have checked with some others in Kansas who have used Layne (Reynolds) Inliner in the past year. All these references were on larger projects.

I visited with Mr. Jim Kohman of EBH and Associates (Engineering Firm) regarding a project in Hillsboro, Kansas. This involved 18,060 feet of various sized CIPP. He thought their work was but described them as "very corporate" to deal with.

I visited with Mr. Rick Gere of the City of Olathe. This project involved 14,224 feet of 8" CIPP. Mr. Gere had no problems with this company and stated that they did a good job keeping the neighbors informed regarding the work.

I visited with Mr. Andrew Wright of Bartlett and West Engineers. They had done a project in Burlington, Kansas involving 21,098 feet of 8" CIPP. Mr. Wright had trouble with them moving off and on the project, but they got done in time and did good work. He also felt they were very "formal" to deal with.

Note that the crews are the same as those that worked for Utility Maintenance Contractors. Layne Inliner bought that company from Wildcat Construction of Wichita. Greg Bruggeman of Wildcat was also contacted as Layne Inliner works as a subcontractor for Wildcat on many Wichita, Kansas projects. He had no concerns with them.

The references gave no information that would be cause to deny Layne Inliner this contract.

I would recommend that the Contract be awarded to Layne Inliner.

Please let me know of any questions.

Interoffice Memorandum

TO: DARON HALL
City Manager

FROM: JOHN H. BAILEY, P.E., PhD
Director of Public Utilities

DATE: June 6, 2012

SUBJECT: Agenda Item – June 12, 2012
DISPOSITION OF BIDS
Sanitary Sewer Line Repair 2012
KWPCRF Project No. C20 1656 01

Bids were received on Tuesday, June 5, 2012, for the Sanitary Sewer Line Repair 2012 Project. This project includes the relining (with Insituform) of approximately 5,241 lineal feet of 18-inch sanitary sewer line located along the Bypass running from just north of 4th Street to Quincy Street to eliminate inflow/infiltration into the City's wastewater collection system.

A total of five bids were received, however, one bid received from SAK Construction was non-responsive (see attached bid tabulation). After reviewing the bids received, City staff is recommending that the bids be awarded to the low bidder meeting specifications, Layne Inliner, LLC, of Kiowa, Colorado, with a bid of \$253,304.00. The Engineer's Estimate for this project was \$551,670.00. This project will be funded through a Kansas Water Pollution Control Revolving Loan Fund administered by KDHE for a maximum amount of \$4.0 million.

In this regard, would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, June 12, 2012. Action necessary will be approval or disapproval of staff's recommendation to award the bid to the low bidder meeting specifications as stipulated above and, if approved, direct the Mayor and City Clerk to execute the contract documents once prepared.

Attachment: PEC's Bid Award Recommendation & Bid Tabulation

cc: Tammy Nagel, City Clerk
Bruce D. Remsberg, P.E., PEC
Project File
Memo File

BID TABULATION - PITTSBURG, KANSAS
 SANITARY SEWER LINE REPAIR PROJECT 2012
 CITY OF PITTSBURG, KS
 Bid Opening June 5, 2012; 2:00 PM
 PEC Project No. 334-07E03-030-0830
 KWPCRF Project No. C20 1656 01

ITEM NO.	DESCRIPTION	UNIT	NO. OF UNITS	ENGINEER'S ESTIMATE		Reynolds Inliner 7915 Cherrywood Loop Kiowa, CO		Veolia ES Ind. Services 4437 S. Hwy 77 Rockdale, TX	
				UNIT COST	EXTENSION	UNIT COST	EXTENSION	UNIT COST	EXTENSION
1	Mobilization	L.S.	1	30,000.00	\$ 30,000.00	\$ 9,000.00	\$ 9,000.00	\$ 17,400.00	\$ 17,400.00
2	Traffic Control	L.S.	1	3,500.00	\$ 3,500.00	3,500.00	3,500.00	2,550.00	2,550.00
3	Erosion Control	L.S.	1	4,000.00	\$ 4,000.00	150.00	150.00	875.00	875.00
4	Site Clearing	L.S.	1	2,500.00	\$ 2,500.00	250.00	250.00	875.00	875.00
5	Site Restoration	L.S.	1	10,000.00	\$ 10,000.00	550.00	550.00	1,850.00	1,850.00
6	Rehabilitate Sanitary Sewer-Cured In Place Method (18" Pipe)	L.F.	5,241	100.00	\$ 524,100.00	44.00	230,604.00	63.00	330,183.00
7	Point Repairs (12'-24')	EA	1	5,000.00	\$ 5,000.00	5,000.00	5,000.00	4,500.00	4,500.00
8	Reconnect Service Taps (Point Repair)	EA	1	2,000.00	\$ 2,000.00	2,000.00	2,000.00	4,500.00	4,500.00
9	Internal Tap Reconnections	EA	6	100.00	\$ 600.00	300.00	1,800.00	500.00	3,000.00
10	Removal of Protruding Taps (Internal)	EA	1	200.00	\$ 200.00	450.00	450.00	500.00	500.00
	TOTAL - BASE BID				\$ 581,900.00		\$ 253,304.00		\$ 366,233.00

ITEM NO.	DESCRIPTION	UNIT	NO. OF UNITS	ENGINEER'S ESTIMATE		Insituform Tech. U S A, LLC 17988 Edison Avenue Chesterfield, MO		Western Slope Utilities P.O. Box 387 Breckenridge, CO	
				UNIT COST	EXTENSION	UNIT COST	EXTENSION	UNIT COST	EXTENSION
1	Mobilization	L.S.	1	30,000.00	\$ 30,000.00	\$ 2,000.00	\$ 2,000.00	\$ 33,500.00	\$ 33,500.00
2	Traffic Control	L.S.	1	3,500.00	\$ 3,500.00	3,300.00	3,300.00	1,500.00	1,500.00
3	Erosion Control	L.S.	1	4,000.00	\$ 4,000.00	500.00	500.00	200.00	200.00
4	Site Clearing	L.S.	1	2,500.00	\$ 2,500.00	2,000.00	2,000.00	500.00	500.00
5	Site Restoration	L.S.	1	10,000.00	\$ 10,000.00	5,400.00	5,400.00	3,200.00	3,200.00
6	Rehabilitate Sanitary Sewer-Cured In Place Method (18" Pipe)	L.F.	5,241	100.00	\$ 524,100.00	71.00	372,111.00	68.00	356,388.00
7	Point Repairs (12'-24')	EA	1	5,000.00	\$ 5,000.00	9,400.00	9,400.00	11,500.00	11,500.00
8	Reconnect Service Taps (Point Repair)	EA	1	2,000.00	\$ 2,000.00	425.00	425.00	600.00	600.00
9	Internal Tap Reconnections	EA	6	100.00	\$ 600.00	625.00	3,750.00	100.00	600.00
10	Removal of Protruding Taps (Internal)	EA	1	200.00	\$ 200.00	100.00	100.00	300.00	300.00
	TOTAL - BASE BID				\$ 581,900.00		\$ 398,986.00		\$ 408,288.00