



CITY COMMISSION
TUESDAY, NOVEMBER 25, 2025 AT 11:00 AM
CITY COMMISSION CHAMBER

ORDER OF BUSINESS

CALL MEETING TO ORDER Mayor Erren Harter

MEMBERS PRESENT

Vice-Mayor Becky Smith
Commissioner Susan Brinkman
Commissioner Tyler Curtis
Commissioner Jamie Sauder

PROCLAMATIONS

PUBLIC FORUM

The public is invited to make comments at this time. Please limit comments to two (2) minutes each. Please state your name and address prior to making comments.

NEW BUSINESS

1) **Appoint Members to the Homelessness Advisory Board**

Presented by: Erren Harter, Mayor & Susan Brinkman, Commissioner

Recommended Action: Approve the appointment of Matthew Lowery and Jami Kauffman to the Homelessness Advisory Board

2) **Appoint Members to the Transient Guest Tax Advisory Board**

Presented by: Erren Harter, Jamie Sauder, City Commissioner, Commissioner

Recommended Action: Approve the appointment of Don Loux to the Transient Guest Tax Advisory Board

3) **Award Bid for Lift Station No. 15**

Presented by: Scott Groggs, Underground Utilities Manager

Recommended Action: Award Lift Station 15 Improvements contract, in the amount of \$227,291.00, to Cardinal Sitework LLC

4) **Ordinance No. 25-29 Amending the Parcel Type of 315 S Market from Civic/Public (C/P) to Multi-Family (MF)**

Presented by: Justin Givens, Planning & Zoning Administrator

Recommended Action: Ordinance No. 25-29 Amending the Parcel Type of 315 S Market from Civic/Public (C/P) to Multi-Family (MF)

COMMUNICATIONS

Presented by Trey Cocking, City Manager.

- 1) October Budget
- 2) Financials & Permits
- 3) KDHE Letter Regarding Water Pollution Control Permits and Applications

CONSENT AGENDA

Presented by Trey Cocking, City Manager.

- 1) Commission Meeting Minutes for November 5, 2025
- 2) Purchase of Monitor Defibrillator
- 3) Purchase of Mechanical CPR Devices
- 4) Purchase of Power Cots
- 5) CCLIP Geometric Improvements K-99 Highway from Soden's Road to Kansas Avenue Sidewalk Easement Acceptance, Project No. PV2403, KDOT Project No. 56 KA-7274-01
- 6) KDHE Agreement for KPWSLF Project No. 2968
- 7) Ordinance No. 25-28 for State Revolving Fund Loan Amendment

INFORMATIONAL ITEMS

Presented by Trey Cocking, City Manager.

- 1) Informational Items

GOVERNING BODY COMMENTS

Mayor Erren Harter

Vice-Mayor Becky Smith

Commissioner Susan Brinkman

Commissioner Tyler Curtis

Commissioner Jamie Sauder

EXECUTIVE SESSION

- 1) Recess into executive session for 10 minutes inviting pertinent city staff for the purpose of consultation with the City Attorney regarding a legal matter. The justification for executive session is provided in K.S.A. 75-4319(b)(2) to protect privileged communication in the attorney-client relationship. The open meeting will resume in this room at approximately __:____ a.m./p.m.
- 2) Recess into executive session for 30 minutes inviting pertinent city staff to conduct an annual performance evaluation. The justification for executive session is provided by K.S.A. 75-4319(b)(1) to protect the privacy of the employee's personnel record. The open meeting will resume in this room at approximately __:____ a.m./p.m.

RECESS

Recess to Conference Room 1AB for Study Session

STUDY SESSION AGENDA

- 1) Mobile Food Vendor Licensing
- 2) Fats, Oils, and Grease (FOG) Program

ADJOURNMENT



Commission Action Report

Appoint Members to the HAB

Title: Appoint Members to the Homelessness Advisory Board

Agenda Date: November 25, 2025

Presented By: Erren Harter, Mayor and Susan Brinkman, Commissioner

Background:

The Homelessness Advisory Board requests that the City Commission fill board openings with qualified candidates.

Discussion:

Applications were received, and interviews were conducted by Mayor Harter and Commissioner Brinkman.

Interviewing Commissioners recommend the appointment of Matthew Lowery and Jami Kauffman to fill an unexpired term ending September 9, 2026.

Recommended action:

Approve the appointment of Matthew Lowery and Jami Kauffman to the Homelessness Advisory Board.

Online Form Submittal: Board Application Form

From noreply@civicplus.com <noreply@civicplus.com>

Date Thu 7/10/2025 7:48 AM

To Sue Bryson <sbryson@emporiaks.gov>; Emporia Info <emporiainfo@emporiaks.gov>

Board Application Form

Select Board, Commission, Homelessness Advisory Board
or Committee to apply.

Personal Information

First Name	Jami
Last Name	Kauffman
Address1	621 Woodland
Address2	<i>Field not completed.</i>
City	Emporia
State	KS
Zip	66801
Home Phone Number	6203910121
Business Address	1519 Merchant
Business Phone Number	620-343-2211
Occupation	Peer Support
Email Address	jkauffman@crosswindsks.org

Residency Information

Length of Residency in Emporia	43 years
Are you a registered voter	Yes

Education and Hobbies

High School	Emporia High
College	<i>Field not completed.</i>

Trade or Business School *Field not completed.*

Hobbies *Field not completed.*

Organization Membership Information

Are you currently serving on other Boards, Commissions, or Committees? No

If yes, which *Field not completed.*

Have you served on a Board, Commission, or Committee before? No

If yes, which *Field not completed.*

Please, list organization memberships and positions held. *Field not completed.*

Please, list areas of special interest. *Field not completed.*

Please, enter basic resume information below. I have experienced homelessness. I feel that I could bring a could bring a unique perspective to discussions.

Please, enter why you would like to be a member of this board or commission. I would like to give back to the community

Email not displaying correctly? [View it in your browser.](#)

Online Form Submittal: Board Application Form

From noreply@civicplus.com <noreply@civicplus.com>

Date Thu 10/23/2025 7:57 PM

To Sue Bryson <sbryson@emporiaks.gov>; Emporia Info <emporiainfo@emporiaks.gov>

Board Application Form

Select Board, Commission, Homelessness Advisory Board
or Committee to apply.

Personal Information

First Name Matthew

Last Name Lowery

Address1 720 West St

Address2 *Field not completed.*

City Emporia

State KS

Zip 66801

Home Phone Number 6204817033

Business Address 927 S Commercial St STE 100

Business Phone Number 6204129269

Occupation Certified Residential Appraiser

Email Address lowerymatt@protonmail.com

Residency Information

Length of Residency in Emporia 48 years

Are you a registered voter Yes

Education and Hobbies

High School Emporia High School

College Emporia State University

Trade or Business School	<i>Field not completed.</i>
Hobbies	I'm a single father, I don't get to have hobbies.
Organization Membership Information	
Are you currently serving on other Boards, Commissions, or Committees?	Yes
If yes, which	Emporia Housing Board/Emporia Land Bank
Have you served on a Board, Commission, or Committee before?	Yes
If yes, which	Emporia Housing Board/Emporia Land Bank
Please, list organization memberships and positions held.	<i>Field not completed.</i>
Please, list areas of special interest.	Housing
Please, enter basic resume information below.	I've worked in real estate since 2013, as an appraiser for 7 years and was a Realtor before that.
Please, enter why you would like to be a member of this board or commission.	I would like to continue to work on housing and shelter solutions for our community and create a connection between the Housing Board/Land Bank and the Homelessness Advisory board.

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Commission Action Report

Appoint Member to the Transient Guest Tax Advisory Board

Title: Appoint Member to the Transient Guest Tax Advisory Board

Agenda Date: November 25, 2025

Presented By: Erren Harter, Mayor and Jamie Sauder, Commissioner

Background:

The Transient Guest Tax Advisory Board requests that the City Commission fill board openings with qualified candidates.

Discussion:

Applications were received, and interviews were conducted by Mayor Harter and Commissioner Sauder.

Interviewing Commissioners recommend the appointment of Don Loux to the vacancy with a term of three years.

Recommended action:

Approve the appointment of Don Loux to the Transient Guest Tax Advisory Board.

Christine Torrens

From: noreply@civicplus.com
Sent: Sunday, November 16, 2025 6:53 PM
To: Sue Bryson; Emporia Info
Subject: Online Form Submittal: Board Application Form

Board Application Form

Select Board, Commission, or Committee to apply. Transient Guest Tax Advisory Board

Personal Information

First Name Donald
Last Name Loux
Address1 819 Constitution St
Address2 *Field not completed.*
City Emporia
State KS
Zip 66801-2850
Home Phone Number 7856916157
Business Address 819 Constitution St
Business Phone Number 7856916157
Occupation Retired
Email Address donloux@aol.com

Residency Information

Length of Residency in Emporia 4+ years
Are you a registered voter Yes

Education and Hobbies

High School	Classical High School- Providence, RI
College	Rhode Island College- Providence, RI
Trade or Business School	Other School- Kansas University School of Law, Lawrence, KS
Hobbies	Creating the Emporia, Kansas History Facebook group.

Organization Membership Information

Are you currently serving on other Boards, Commissions, or Committees?	No
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If yes, which	<i>Field not completed.</i>
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Have you served on a Board, Commission, or Committee before?	No
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If yes, which	<i>Field not completed.</i>
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Please, list organization memberships and positions held.	None
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Please, list areas of special interest.	Promoting Emporia as a place to visit
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Please, enter basic resume information below.	Retired federal employee after 36 years of service. 23 years as an officer in the army reserve and national guard.
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Please, enter why you would like to be a member of this board or commission.	I would like to become a member of this commission because I think that Emporia does a poor job of promoting itself as a tourism destination. There are no advertisements online or in other media for our city that include a link to visitemporia.com We have a great zoo but you'd never know it when somebody drives through Emporia. There are no billboards on I-35 or I-335 to attract people driving through to the free zoo. The zoo does not even have brown highway signs that direct drivers to recreational and cultural points of interest, such as parks, historical sites and scenic areas. Apparently, nobody has ever checked into getting signs on I-35 and I-335. Emporia will be hosting the 2026 NCAA Division II Outdoor Track & Field
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Championships over the Memorial Day weekend. More than 1,000 participants are coming plus parents and other interested persons. We need to start planning now to create a paper guide that we can leave at hotels for guests that lists restaurants, major stores and tourism sites.

Email not displaying correctly? [View it in your browser.](#)



Commission Action Report

Award Lift Station 15 Improvements

Title: Award Lift Station 15 Improvements
Agenda Date: November 25, 2025
Presented By: Scott Groggs, Underground Utility Manager

Background:

Lift station 15 is located on the east side of Emporia High School, and services the restaurants, hotels, and businesses in the area around Eagle Crest, 18th Avenue, and Industrial. With the addition of a hotel/conference center, along with the potential growth in that area, the current lift station is undersized, and the equipment needs to be upgraded. The equipment was purchased at the beginning of the year, and the final step is to install the new wetwell, equipment, and pipe.

Discussion:

On November 18th, we received three (3) bids for the Lift Station 15 Improvements from Cardinal Sitework LLC, Carlson Utility LLC, Nowak Construction Co. Inc. Cardinal Sitework LLC submitted the lowest bid.

NO	DESCRIPTION	QUANTITY	UNITS	EOPC		Cardinal Sitework		Carlson Utility		Nowak Construction	
				Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
1	Mobilization	1	LS	\$ 22,000.00	\$ 22,000.00	\$ 12,510.00	\$ 12,510.00	\$ 14,500.00	\$ 14,500.00	\$ 5,450.00	\$ 5,450.00
2	Clearing and Grubbing	1	LS	\$ 2,500.00	\$ 2,500.00	\$ 889.00	\$ 889.00	\$ 4,000.00	\$ 4,000.00	\$ 1,000.00	\$ 1,000.00
3	Traffic Control	1	LS	\$ 7,500.00	\$ 7,500.00	\$ 3,556.00	\$ 3,556.00	\$ 5,200.00	\$ 5,200.00	\$ 4,950.00	\$ 4,950.00
4	Seeding	1	LS	\$ 2,500.00	\$ 2,500.00	\$ 889.00	\$ 889.00	\$ 3,500.00	\$ 3,500.00	\$ 4,950.00	\$ 4,950.00
5	Erosion Control	1	LS	\$ 1,500.00	\$ 1,500.00	\$ 1,143.00	\$ 1,143.00	\$ 2,200.00	\$ 2,200.00	\$ 6,900.00	\$ 6,900.00
6	Contractor Construction Staking	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 2,032.00	\$ 2,032.00	\$ 5,500.00	\$ 5,500.00	\$ 2,500.00	\$ 2,500.00
7	Temporary Pumping	1	LS	\$ 7,500.00	\$ 7,500.00	\$ 25,983.00	\$ 25,983.00	\$ 11,000.00	\$ 11,000.00	\$ 3,200.00	\$ 3,200.00
8	Demolition	1	LS	\$ 15,000.00	\$ 15,000.00	\$ 8,225.00	\$ 8,225.00	\$ 16,500.00	\$ 16,500.00	\$ 11,700.00	\$ 11,700.00
9	72" I.D. Precast Wet Well	1	EA	\$ 30,000.00	\$ 30,000.00	\$ 43,339.00	\$ 43,339.00	\$ 48,000.00	\$ 48,000.00	\$ 151,800.00	\$ 151,800.00
10	Install Duplex Wastewater Pumping Station	1	LS	\$ 50,000.00	\$ 50,000.00	\$ 18,699.00	\$ 18,699.00	\$ 48,000.00	\$ 48,000.00	\$ 45,600.00	\$ 45,600.00
11	Ductile Iron Suction and Discharge Pipe and Fittings	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 18,802.00	\$ 18,802.00	\$ 34,000.00	\$ 34,000.00	\$ 23,100.00	\$ 23,100.00
12	8" SDR-26 PVC Sewer Main	13	LF	\$ 160.00	\$ 2,080.00	\$ 128.00	\$ 1,664.00	\$ 300.00	\$ 3,900.00	\$ 277.00	\$ 3,601.00
13	4" RJ PVC Forcemain	12	LF	\$ 80.00	\$ 960.00	\$ 195.00	\$ 2,340.00	\$ 350.00	\$ 4,200.00	\$ 377.00	\$ 4,524.00
14	Connect to Existing	1	EA	\$ 5,000.00	\$ 5,000.00	\$ 1,950.00	\$ 1,950.00	\$ 3,500.00	\$ 3,500.00	\$ 5,800.00	\$ 5,800.00
15	Existing Wet Well Modifications	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 10,424.00	\$ 10,424.00	\$ 9,000.00	\$ 9,000.00	\$ 38,800.00	\$ 38,800.00
16	2'-6" Combined Curb & Gutter	22	LF	\$ 150.00	\$ 3,300.00	\$ 89.00	\$ 1,958.00	\$ 150.00	\$ 3,300.00	\$ 73.00	\$ 1,606.00
17	Reinforced Concrete Surfacing	44	SY	\$ 165.00	\$ 7,260.00	\$ 340.00	\$ 14,960.00	\$ 175.00	\$ 7,700.00	\$ 197.00	\$ 8,668.00
18	Gravel Surfacing	105	SY	\$ 75.00	\$ 7,875.00	\$ 38.00	\$ 3,990.00	\$ 40.00	\$ 4,200.00	\$ 29.00	\$ 3,045.00
19	72" Chain Link Security Fence	125	LF	\$ 60.00	\$ 7,500.00	\$ 64.00	\$ 8,000.00	\$ 95.00	\$ 11,875.00	\$ 73.00	\$ 9,125.00
20	12x72" Double-Swing Chain Link Gate	1	EA	\$ 7,500.00	\$ 7,500.00	\$ 2,794.00	\$ 2,794.00	\$ 2,900.00	\$ 2,900.00	\$ 2,800.00	\$ 2,800.00
21	Electrical Improvements	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 43,144.00	\$ 43,144.00	\$ 50,000.00	\$ 50,000.00	\$ 33,300.00	\$ 33,300.00
BASE BID TOTAL				\$ 239,975.00	\$ 239,975.00	\$ 227,291.00	\$ 227,291.00	\$ 292,975.00	\$ 292,975.00	\$ 372,419.00	\$ 372,419.00

Financial Considerations:

The budget for Lift Station 15 Improvements is \$500,000.00, and the funds were authorized in the 2023 bond. Including this contract, the total cost on this project is \$368,791.00.

Recommended Action:

Award Lift Station 15 Improvements contract, in the amount of \$227,291.00, to Cardinal Sitework LLC

Attachments:

BG Consultants Recommendation Letter

Bid Tabulation

Bid Tabulations

 Owner: Emporia, KS
 Project: Lift Station 15 Improvements
 Project #: 22-1163E
 Date: 11/19/2025

BASE BID

NO	DESCRIPTION	QUANTITY	UNITS	EOPC		Cardinal Sitework		Carlson Utility		Nowak Construction	
				Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
1	Mobilization	1	LS	\$ 22,000.00	\$ 22,000.00	\$ 12,510.00	\$ 12,510.00	\$ 14,500.00	\$ 14,500.00	\$ 5,450.00	\$ 5,450.00
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15	Existing Wet Well Modifications	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 10,424.00	\$ 10,424.00	\$ 9,000.00	\$ 9,000.00	\$ 38,800.00	\$ 38,800.00
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21	Electrical Improvements	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 43,144.00	\$ 43,144.00	\$ 50,000.00	\$ 50,000.00	\$ 33,300.00	\$ 33,300.00
BASE BID TOTAL				\$	239,975.00	\$	227,291.00	\$	292,975.00	\$	372,419.00



November 19, 2025

City of Emporia, KS
104 E 5th Ave.
Emporia, KS 66801

RE: Lift Station 15 Improvements
22-1163E

Dear Mayor and City Commission:

On November 18, 2025 at 2:00 p.m., three bids and an Engineer’s Opinion of Probable Cost (EOPC) were received and read publicly for the above project. The bid summary is shown below and bid tabulations are attached.

22-1163E Bid Totals

Bidder	Total Bid
<i>Engineer's Opinion of Probable Cost</i>	\$239,975
Cardinal Sitework, LLC	\$227,291
Carlson Utility, LLC	\$292,975
Nowak Construction Co., Inc.	\$372,419

The Total Bid is based on the sum of the individual Bid Prices, which are the product of the Estimated Quantities and Individual Unit Prices. After review of the submitted bids, there are no mathematical errors and Cardinal Sitework is the lowest responsive bidder. Although they are a relatively new company, the owner/project manager has 10+ years experience on similar projects with previous employers and provided references for similar jobs completed in the area recently. After review of the information provided, Cardinal Sitework appears to be qualified to perform the work.

Therefore, BG Consultants, Inc. recommends award of the contract to Cardinal Sitework. As always, our staff will be available for questions pertaining to this project or recommendation.

Sincerely,

Wesley G. Weishaar, P.E.
Project Engineer

Attachments: Bid Tabulations



Commission Action Report

Adopt a Rezoning Ordinance for 315 S Market.

Title: Ordinance No. 25-29 Amending the Parcel Type of 315 S Market from Civic/Public (C/P) to Multi-Family (MF)

Agenda Date: November 25, 2025

Presented By: Justin Givens, Planning & Zoning Administrator

Background:

The owners and contract purchasers of 315 S Market have requested that the property be rezoned to Multi-Family to facilitate the redevelopment of the old Kansas Ave. School to apartments. This is one of several steps that must occur before Frontier Development can begin its renovations of the property.

The Planning Commission, at its October 21, 2025, meeting, made a unanimous recommendation for adoption of the rezoning ordinance to the City Commission.

Discussion:

The rezoning would allow for the redevelopment of the property into approximately 10-12 living units as proposed by Frontier Development. Frontier has a proven track record of redeveloping schools, having recently completed a project in Chase County.

The Governing Body, when considering a recommendation from the Planning Commission on a Rezoning Application may; 1) Adopt the ordinance as presented or with conditions that the Governing Body sees fit; 2) Override the Planning Commission's recommendation by a 2/3 majority vote of the entire City Commission; 3) Table the request for further study; 4) Return the application to the Planning Commission, giving reasons for doing so.

Financial considerations:

The cost of publishing the ordinance is borne by the City.

Recommended action:

Ordinance No. 25-29 Amending the Parcel Type of 315 S Market from Civic/Public (C/P) to Multi-Family (MF)

Attachments:

Ordinance No. 25-29 Amending the Parcel Type
Excerpt of Minutes from October 21, 2025, Planning Commission Meeting, including the Staff Report
Aerial Map
Zoning Map

ORDINANCE NO.25-29

AN ORDINANCE REZONING LAND IN THE CITY OF EMPORIA, KANSAS FROM CIVIC / PUBLIC (CP) PARCEL TYPE TO THAT OF MULTI-FAMILY (MF) PARCEL TYPE AND AMENDING THE OFFICIAL ZONING MAP TO CONFORM WITH SAID ZONING

BE IT ORDAINED by the Governing Body of the City of Emporia, Kansas:

Section 1. The following described property is hereby rezoned from Civic/Public (CP) Parcel Type to that of Multi-Family (MF) Parcel Type to wit:

The East 130 feet of Block 2, Potwins Subdivision, (platted in 1879) Emporia, Lyon County, Kansas.

And generally located at 315 S Market, Emporia, KS

Section 2. This ordinance shall become effective upon publication in the official city newspaper.

PASSED AND APPROVED this 25th day of November, 2025.

ERREN HARTER, Mayor

ATTEST:

KERRY SULL, City Clerk



**EMPORIA-LYON COUNTY METROPOLITAN AREA
PLANNING COMMISSION / BOARD OF ZONING APPEALS
EXCERPT OF MINUTES OF OCTOBER 21, 2025
REGULAR MEETING**

The Planning Commission met in a regular session on Tuesday, October 21, 2025, with Chair Rogers presiding. Commissioners Lingenfelter, Ogle, Fowler, Thomas, and Reed were present.

City staff: Justin Givens, Planning & Zoning Administrator, was present.

Chair Rogers called the meeting to order.

Chair Rogers asked for a **Moment of Silence** in respect for the passing of **Commissioner Larry Bucklinger**.

2. Planning Commission: Consider PC 2025-11 – A Request for Rezoning of Property Located at 315 S Market.

Chair Rogers asked if proper notice had been given. **Givens** confirmed that proper notice was provided to the newspaper for the original public hearing date.

Chair Rogers asked if any Commissioners needed to recuse themselves or report any ex-parte communications. **Commissioner Lingenfelter** stated that as a member of the USD 253 School Board she would need to recuse herself from the discussions and left the bench.

No other ex-parte communications or conflict of interests were reported.

Givens provided the Staff Report.

STAFF REPORT

Application #: PC 2025-11

Applicants: Frontier Development Group

Owners: USD 253

Requested Action: Consider a request to rezone property from Civic Public to Multi-Family

Purpose: The applicants are proposing to convert the former school into 10 or 12 modern living units.

Address: 315 S Market

Legal description: The East 130 feet of Block 2, Potwins Subdivision, (platted in 1879) Emporia, Lyon County, Kansas.

Lot Size: 45,107 sq. ft.

Existing Zoning: Civic Public

Future Zoning in ELC Comp. Plan: Civic Public

Surrounding Zoning:

North	Single-Family Detached
East	Single-Family Detached
South	Single-Family Detached
West	Single-Family Detached

Surrounding Actual Uses:

North	Single-Family Homes
East	Single-Family Homes
South	Single-Family Homes / Group Home
West	Single-Family Homes

Analysis: The applicant has requested the rezoning to facilitate repurposing the building into multi-family residential units, applying multiple housing grant sources and private equity. The property has been vacant since 2024, when its previous occupants relocated operations. The primary use of the building has been educational or social services in nature.

The applicant has a history of converting shuttered schools into multi-family units and this project would help in creating moderate income housing within the community. It would allow for the adaptive reuse of the building as well as create additional property that could be developed with higher density housing.

Considerations: 9.8.3.a.8. Factors to be Considered for a Rezoning:

When a proposed amendment would result in a change of the zoning classification of any specific property, the recommendation of the Planning Commission, accompanied by a copy of the record of the hearing, shall contain statements as to the present classification, the classification under the proposed amendment, the reasons for seeking such reclassification, a summary of the facts presented, and a statement of the factors upon which the recommendation of the Planning Commission is based using the following guidelines: **Staff Commentary in Bold**

1. Whether the change or approval would be consistent with these regulations; **Allowing Multi-Family uses on the property would be consistent with the zoning regulations. There is an established pattern of traffic and more intensive uses within the single-family detached neighborhood as this property was previously a school and used by a social services organization. Allowing multi-family uses would be more in tune with the residential character of the neighborhood.**
2. The character and condition of the neighborhood and its effect on the proposed change; **Staff does not anticipate the allowance of multi-family uses having a negative effect on the character and condition of the neighborhood.**
3. The zoning and uses of properties nearby; **The existing uses are residential in nature, and the proposed rezoning would remove the more commercial type aspects of the civic public use.**

4. The suitability of the subject property for the uses to which it has been restricted; **The property is suited for Civic/Public use, but higher value and more beneficial uses would be allowed if the property were to be rezoned.**
5. The extent to which removal of the restrictions will detrimentally affect nearby property; **Staff does not anticipate any detrimental effects on neighboring property. The allowance of multi-family uses would be in keeping with the residential character of the neighborhood. Staff does not foresee any additional traffic being generated by multi-family uses compared to that of when it was used as school or other civic/public use.**
6. The length of time the subject property has remained vacant as zoned; **The property has remained vacant since the last occupant moved out in 2024. At that time, it was listed by the school district to be sold. There were several inquiries about the property, most of which centered on converting the building to apartments.**
7. The relative gain to the public health, safety, and welfare by the destruction of the value of plaintiff's property as compared to the hardship imposed upon the individual landowner public services, including transportation, exist or can be provided to serve the uses that would be permitted on the property if it were reclassified or granted a conditional use; **Civic/Public parcel types have the most limited allowed and conditional uses, as these lands are designed for schools and other government buildings. Allowing the property to be rezoned to Multi-Family would allow for the adaptive reuse of the property, create affordable housing units, and not increase the impact of traffic or services within the area. Adaptive reuses such as this are encouraged within the comprehensive plan.**
8. The recommendations of a permanent or professional planning staff; **Staff is supportive of the request.**
9. The conformance of the requested change to Plan ELC; **Plan ELC discusses the need for additional housing that is affordable, and supports the adaptive reuse of existing buildings within the central core of the city. The proposed rezoning would be in line with the comprehensive plan.**
10. Such other factors as are deemed relevant by the Planning Commission or Governing Body.

Neighborhood Communications:

Recommendation: Staff recommends the Planning Commission make a motion of approval for the Rezoning to the Governing Body based on the following;

- 1) The request is consistent with the Comprehensive Plan;
- 2) The request conforms to the intent of the Zoning Regulations
- 3) There would not be a negative impact on the existing neighborhood

Attachments: Aerial Map | Current Zoning Map

The Public Hearing was opened.

No Person Spoke in favor or against the rezoning.

The Public Hearing was closed.

Commissioner Reed asked about future development of the property if it was rezoned to Multi-Family and the building was razed. **Givens** stated that any use which is allowed on the parcel type would be permitted.

Commissioner Fowler made a motion to recommend the approval of the rezoning to the **Governing Body** based on the finding of fact that; the request is consistent with the **Comprehensive Plan**, the request conforms to the intent of the **Zoning Regulations**, and there would not be a negative impact on the existing neighborhood. **Commissioner Reed** seconded the motion. The motion carried 5-0-1 (Lingenfelter recused).

Commissioner Lingenfelter returned to the bench.

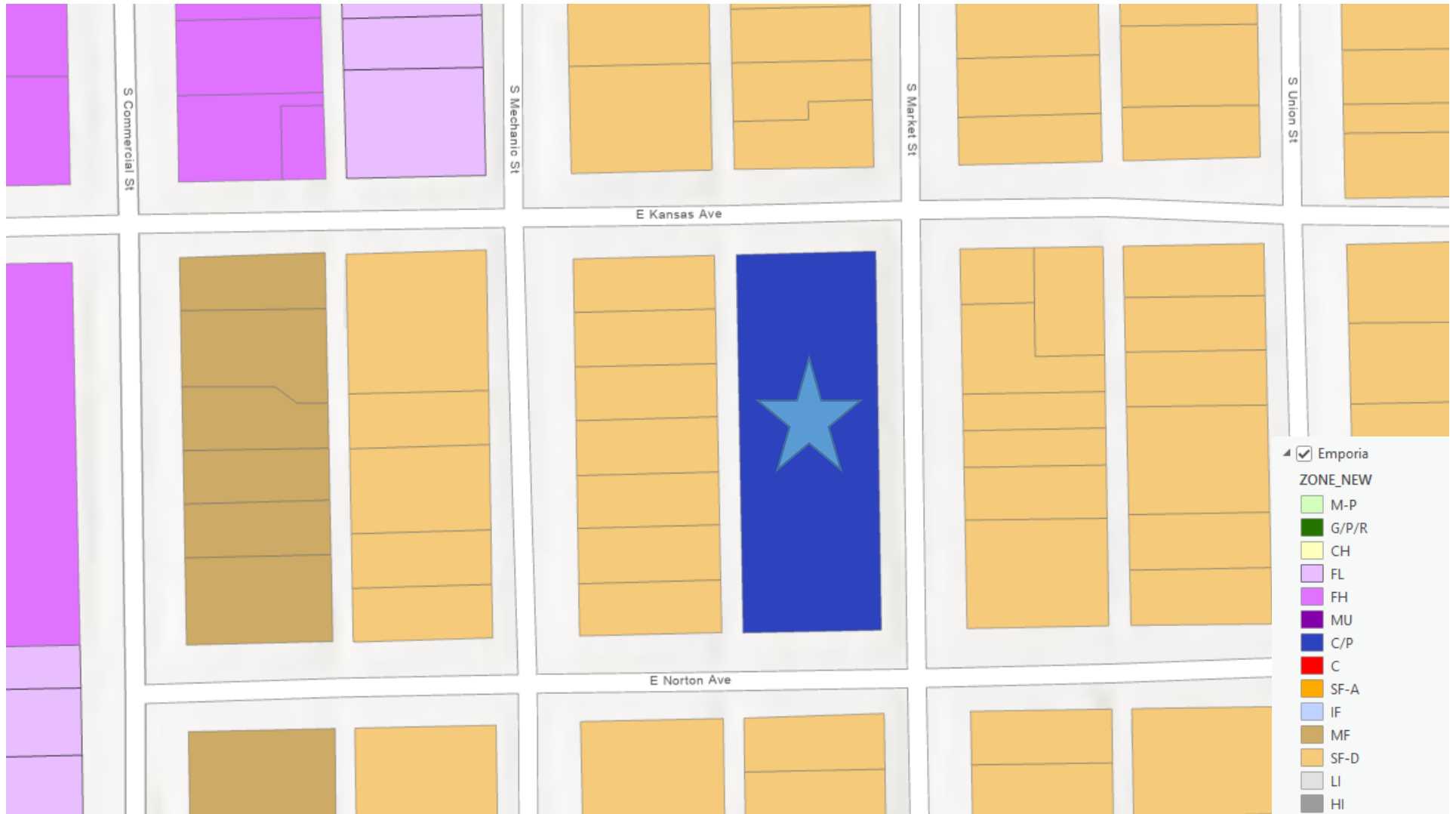
Respectfully Submitted,

Justin Givens, Secretary

315 S Market
Rezoning
Aerial Photo



315 S Market
Rezoning
Zoning Map





DATE: November 10, 2025
TO: City Commissioners
FROM: Janet Harrouff
SUBJECT: Budget Comparison

The **General Fund** Income Statement for the ten-month period ending October 31, 2025, has been reviewed and the significant budget variations have been explained below.

Revenue:

Ad Valorem Tax 102% has been received to date and 14.6% more than 2024.

Sales Tax is \$549,859 higher than 2024 and 85% of the YTD budget.

Franchise tax is \$28,000 higher than 2024 and 87% of the YTD budget.

Administration fees are \$258,000 higher than 2024 and 90% of the YTD budget.

Expense

Personnel Services is 12.4% more than 2024 and 88% of the YTD budget.

Maintenance and Repairs are down 32% from 2024.

Commodities are up 21% from 2024.

Total revenues for the ten-month period ending October 31, 2025, were \$25,668,963 and expenses were \$24,631,922. The unencumbered cash balance is \$7,650,336 which is \$2,019,000 less than October 2024.

The **Water Fund** Income Statement for the ten-month period ending October 31, 2025, has been reviewed and the significant budget variations have been explained below.

Revenue

Sale of Water is 5% higher than 2024 or \$427,000 more. 82% of the budget has been received.

Transfer to Project Fund – a draw down from the state water loan was received and passed through the water fund.

Expense

Maintenance & Repair is 51% lower than 2024 or \$534,000 less.

Total revenues for the ten-month period ending October 31, 2025, were \$12,319,482 while expenses were \$13,014,299. The ending cash balance is negative \$684,816.

The **Wastewater Fund** Income Statement for the ten-month period ending October 31, 2025, has been reviewed and the significant budget variations have been explained below.

Revenue:

Sewer Charges are 7.7% higher than in 2024 which is \$421,000 more in revenue.

Expenses

Maintenance and repair and commodities are down from 2024 in the amount of \$57,000.

Total revenues for the ten-month period ending October 31, 2025, were \$6,089,403 and expenses were \$6,750,671. The cash balance is negative \$20,286.

The **Solid Waste Fund** Income Statement for the ten-month period ending October 31, 2025, has been reviewed and the significant budget variations have been explained below.

Revenue

Fees for polycarts and dumpsters are 8% higher than in 2024. Roll off containers are up 3%
Landfill fees are 7% lower than 2024.

Expenses

Personnel services are 18% higher than in 2024. Maintenance and repair is 21% higher than in 2024. Overall expenses are up \$412,000 from 2024.

Total revenues for the ten-month period ending October 31, 2025, were \$4,958,244 and expenses were \$5,842,597. The fund experienced a loss of \$884,353 in the first nine months of the year. The cash balance has decreased \$1,206,000 since October 2024.

GENERAL FUND

as of October 31, 2025

GENERAL FUND

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	6,450,183	5,489,073	6,450,183	6,741,570	
REVENUE					
Ad Valorem Property Tax	6,401,026	7,141,464	6,372,488	7,306,222	14.65%
Sales Tax	9,789,887	9,960,982	8,998,029	8,448,170	-6.11%
Franchise Tax	2,819,267	2,776,900	2,385,001	2,413,822	1.21%
Other Taxes	747,810	696,594	583,020	533,361	-8.52%
Intergovernmental Taxes	424,887	399,838	370,106	391,198	5.70%
Licenses & Permits	294,976	264,350	240,972	188,217	-21.89%
Charges for Services	2,411,599	2,420,816	2,317,745	2,376,025	2.51%
Fines & Fees	525,589	495,400	424,290	562,643	32.61%
Use of Property and Money	914,263	185,596	130,722	152,519	16.67%
Interest Receivable		550,000	727,831	309,641	-57.46%
Reimbursements	226,524	5,100	14,618	7,983	-45.39%
Administrative Transfers	2,731,921	2,953,560	2,390,868	2,648,842	10.79%
Misc Revenue		41,500	54,544	26,797	-50.87%
Contributions			27,975	25,700	-8.13%
Operating Revenues	240	0	0	0	0.00%
Nonoperating Revenues	225,753	100,000	100,000	277,824	177.82%
TOTAL RECEIPTS	27,513,743	27,992,100	25,138,208	25,668,963	2.11%
EXPENDITURES					
Personnel Services	17,949,291	18,052,533	14,304,997	16,041,574	12.14%
Vacancy Rate		0	0		0.00%
Maintenance & Repair	968,713	1,153,800	768,101	522,966	-31.91%
Commodities	1,631,449	2,134,335	1,362,946	1,644,585	20.66%
Other Charges	354,999	910,645	258,413	435,720	68.61%
Capital Outlay	225,163	201,500	91,255	41,614	-54.40%
Transfer to Economic Development	925,000	925,000	770,833	770,833	0.00%
Transfer to Multi Year Fund	3,358,119	3,416,507	2,810,017	2,898,554	3.15%
Transfer to Project accounts	(1,774)	0	(1,773)	0	0.00%
Transfer to Equipment Reserve	0	572,200		706,558	0.00%
Utilities	550,047	635,050	482,032	470,632	-2.36%
Communications	107,898	145,250	91,096	86,791	-4.73%
Training and Travel	182,158	239,200	166,221	169,496	1.97%
Jail Expenses	62,200	87,500	52,400	49,600	-5.34%
Other Contractual	888,344	1,205,316	761,977	757,012	-0.65%
Outstanding PO's		0	0	35,985	
TOTAL EXPENDITURES	27,201,608	29,678,836	21,918,515	24,631,922	12.38%
Revenue less expenses	312,135	(1,686,736)	3,219,693	1,037,041	
Cash Basis Adjustments/Non-appropri	(20,748)	0	0	(128,275)	
Ending Cash Balance	6,741,570	3,802,337	9,669,876	7,650,336	
Base for Reserve calculation	22,695,100	24,563,629	18,248,183	20,214,362	
15% Reserve	3,404,265	3,684,544	2,737,227	3,032,154	
Amount over 15% Reserve	3,337,305	117,793	6,932,649	4,618,182	

GENERAL FUND

as of October 31, 2025

	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
EXPENDITURES				
Administration	-	256,983.46	257,582.43	598.97
Commission/Manager/Clerk	5,310,627.00	1,332,938.65	1,112,525.91	(220,412.74)
Accounting/HR	546,811.00	359,306.26	439,324.07	80,017.81
IT	549,437.00	343,388.63	394,265.89	50,877.26
Communication	20,100.00	-	50,703.38	50,703.38
Police	5,982,680.00	4,388,640.55	5,395,174.83	1,006,534.28
Animal Control	286,834.00	198,395.91	258,271.39	59,875.48
Fire	3,589,287.00	2,600,347.70	3,021,102.97	420,755.27
EMS	4,176,286.00	2,762,991.29	3,083,425.77	320,434.48
Municipal Court	659,309.00	504,125.78	554,298.11	50,172.33
Engineering	755,403.00	464,878.41	690,715.18	225,836.77
Street - Snow Removal	75,000.00	21,386.57	70,381.57	48,995.00
Golf Course Maintenance	584,155.00	477,418.69	509,227.03	31,808.34
Golf Course Shop	528,024.00	436,369.30	520,225.76	83,856.46
Park	1,356,066.00	992,904.36	1,065,827.11	72,922.75
Disc Golf	226,735.00	116,323.85	23,317.24	(93,006.61)
Aquatic Center	243,300.00	182,318.45	97,007.68	(85,310.77)
Zoo	938,587.00	671,202.02	660,902.70	(10,299.32)
Civic Auditorium	908,451.00	606,037.69	702,923.37	96,885.68
Civic/Library	86,417.00	118,909.73	119,602.20	692.47
Civic/Grounds Maintenance	139,727.00	55,519.72	77,378.07	21,858.35
Civic/ Concessions	90,952.00	65,950.00	75,330.25	9,380.25
Building & Neighborhood Development	998,619.00	715,975.56	798,704.13	82,728.57
Shop	92,616.00	(13,902.17)	(24,232.27)	(10,330.10)
Street Lighting	349,020.00	263,841.79	264,347.63	505.84
Appropriations	91,500.00	71,420.60	80,813.40	9,392.80
Airport	897,333.00	634,284.37	613,001.79	(21,282.58)
Parking Facility	11,600.00	7,865.61	15,336.99	7,471.38
Sales Tax Transfer	4,341,507.00	3,539,076.62	3,664,387.75	125,311.13
TOTAL EXPENDITURES	33,836,383.00	22,174,899.40	24,591,872.33	2,416,972.93

City of Emporia, Kansas

Multi Year Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Original Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	2,995,997.41	3,060,010.61	2,995,997.41	2,723,727.31	
REVENUE					
Sales Tax	3,358,119.39	3,416,507.00	2,810,016.68	2,898,554.45	3.15%
Reimbursement from state	473,211.16				
Interest	191,881.54	130,000.00	174,499.88	104,722.30	-39.99%
Total Revenue	4,023,212.09	3,546,507.00	2,984,516.56	3,003,276.75	0.63%
EXPENSES					
Unspent expenses				(26,382.11)	
Maintenance & Repair		250,000.00	115,381.30	75,399.67	-34.65%
Other Charges			35,514.27	45,988.50	
Capital	2,492,228.31	3,427,800.00	378,004.14	420,981.57	11.37%
Transfer Out	200,000.00	-	200,000.00	524,198.78	162.10%
Communications			573.10	-	-100.00%
Contractual Services	1,603,253.88	2,295,130.00	2,260,068.00	1,169,207.48	-48.27%
Outstanding PO's				678,614.67	
Total Expenses	4,295,482.19	5,972,930.00	2,989,540.81	2,888,008.56	(0.09)
Ending Cash Balance	2,723,727.31	633,587.61	2,990,973.16	2,838,995.50	

Insurance Reserve

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Original Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$663,358	\$0	\$663,358	\$699,713	
REVENUE					
Transfer from General	\$0	\$0	\$0	\$0	
Transfer from Int Improvem	\$0			\$0	
Insurance payment	\$0			\$0	
Interest	\$36,355	\$0	\$31,908	\$19,955	-37.46%
TOTAL RECEIPTS	\$36,355	\$0	\$31,908	\$19,955	-37.46%
EXPENDITURES					
Maintenance & Repair	\$0	\$0			
Misc Projects	\$0	\$0			
TOTAL EXPENDITURES	\$0	\$0	\$0	\$0	
Ending Cash Balance	\$699,713	\$0	\$695,266	\$719,668	

Vacant Property Program

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Original Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$90,362	\$0	\$0	\$7,580	
REVENUE					
Transfer from ARPA funds	\$0	\$0	\$0	\$0	
Interest	\$2,358	\$0	\$2,242	\$0	-100.00%
TOTAL RECEIPTS	<u>\$2,358</u>	<u>\$0</u>	<u>\$2,242</u>	<u>\$0</u>	<u>-100.00%</u>
EXPENDITURES					
Maintenance & Repair	\$0	\$0	\$0	\$21	0.00%
Other Contractual Services	\$85,140	\$0	\$54,076	\$6,065	-88.78%
TOTAL EXPENDITURES	<u>\$85,140</u>	<u>\$0</u>	<u>\$54,076</u>	<u>\$6,086</u>	<u>-88.75%</u>
Ending Cash Balance	\$7,580	\$0	(\$51,834)	\$1,495	

City of Emporia, Kansas

Library Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Original Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$0	\$0	\$0	\$78	
REVENUE					
Ad Valorem Property Tax	\$1,086,316	\$1,104,165	\$1,086,675	\$1,166,422	7.34%
Other Taxes	\$115,497	\$97,578	\$98,660	\$88,977	-9.82%
TOTAL RECEIPTS	<u>\$1,201,813</u>	<u>\$1,201,743</u>	<u>\$1,185,335</u>	<u>\$1,255,399</u>	5.91%
EXPENDITURES					
Insurance Refund		\$0			
Misc Projects		\$0			
Appropriation	\$1,201,735	\$1,248,955	\$1,185,335	\$1,255,478	-1.60%
TOTAL EXPENDITURES	<u>\$1,201,735</u>	<u>\$1,248,955</u>	<u>\$1,185,335</u>	<u>\$1,255,478</u>	
Ending Cash Balance	\$78	(\$47,212)	\$0	(\$1)	

Transient Guest Tax

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$999,063	\$588,887	\$999,063	\$671,185	
REVENUE					
Transient Guest Tax	\$932,626	\$950,000	\$932,626	\$927,873	-0.51%
Interest on Investment	\$24,211	\$10,000	\$28,008	\$20,749	-25.92%
Fence rental	\$2,369	\$0	\$0	\$0	
Miscellaneous	\$14,432			\$14,006	
Accounts Receivable - fence rental	\$8,540			\$0	
TOTAL RECEIPTS	\$982,178	\$960,000	\$960,634	\$962,628	0.21%
EXPENDITURES					
CVB Appropriation	\$462,000	\$480,000	\$371,301	\$360,000	-3.04%
Trusler Sports Complex		\$0			
City cost associated with events	\$40,000	\$40,000			
Civic Auditorium improvements	\$50,000	\$50,000	\$50,000	\$50,000	0.00%
Red Rock's Appropriation	\$7,500	\$10,000	\$10,000	\$10,000	0.00%
ESU Welch Stadium	\$400,000	\$0	\$0		
Disc Golf Course Maintenance & Employee	\$100,000	\$100,000	\$132,401		-100.00%
Emporia Main Street	\$95,000	\$95,000	\$95,000	\$95,000	0.00%
Emporia Arts Council Support	\$30,000	\$30,000	\$30,000	\$60,000	100.00%
Emporia Granda	\$30,000	\$30,000	\$30,000		-100.00%
Symphony in the Flint Hills		\$0			
Unbound Bike Event	\$15,000	\$20,000	\$0	\$20,000	
DDO	\$20,000	\$50,000	\$50,000	\$50,000	0.00%
PDGA Professional Disc Golf World	\$20,000	\$20,000	\$20,000	\$20,000	0.00%
Immaginarium		\$45,000			
National Teachers Hall of Fame		\$10,000	\$0	\$10,000	
Free for Kansas - Music event	\$20,000	\$20,000		\$20,000	
Dynamic Discs - Jones course improvement	\$17,900		\$17,900	\$58,127	224.73%
Hispanics of Today and Tommorrow	\$0	\$20,000	\$0	\$20,000	
Marketing money (Mainstreet & Visit Emporia)		\$120,000			
Miscellaneous	\$2,656	\$0	\$67,807	\$0	-100.00%
Special Projects		\$0	\$0		
Outstanding PO's	\$0			\$0	
TOTAL EXPENDITURES	\$1,310,056	\$1,140,000	\$874,409	\$773,127	-11.58%
Ending Cash Balance	\$671,185	\$408,887	\$1,085,288	\$860,686	
Transient Guest Tax Receipts					
	2021	2022	2023	2024	2025
1ST QUARTER-JANUARY	\$105,764.76	\$184,682.75	\$217,964.96	\$208,253.00	\$229,900.15
2ND QUARTER-APRIL	\$135,567.13	\$143,987.80	\$170,824.51	\$163,048.74	\$154,751.85
3RD QUARTER-JULY	\$192,642.58	\$223,905.58	\$232,566.63	\$298,395.94	\$298,953.58
4TH QUARTER-OCTOBER	\$200,102.99	\$219,288.14	\$230,393.63	\$262,929.27	\$244,267.67
TOTAL	\$634,077.46	\$771,864.27	\$851,749.73	\$932,626.95	\$927,873.25

City of Emporia, Kansas

Industrial Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	23,447	24,265	23,447	25,977	
REVENUE					
Ad Valorem Property Tax	1,060	1,000	1,075	1,153	7.28%
Other Taxes	136		115	87	-24.26%
Interest on Investment	1,334	800	1,169	769	-34.28%
TOTAL RECEIPTS	<u>2,530</u>	<u>1,800</u>	<u>2,359</u>	<u>2,009</u>	<u>-14.85%</u>
EXPENDITURES					
Travel Expense & Miscellaneous	0	1,185	0		0
Other charges	0				0
Contractual Services	0	0			0
Special Projects and Reserve Fund	0	24,976			0
TOTAL EXPENDITURES	<u>0</u>	<u>26,161</u>	<u>0</u>	<u>0</u>	<u>0</u>
Ending Cash Balance	25,977	(96)	25,806	27,986	

City of Emporia, Kansas

Economic Sales Tax

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$1,319,820	\$989,728	\$1,319,820	\$1,045,887	
Revenue:					
Sales Tax Receipts	\$925,000	\$925,000	\$770,833	\$770,833	0.00%
Interest Income	\$31,551	\$20,000	\$34,538	\$24,418	-29.30%
Money for Land Purchases	\$195,906	\$0		\$0	
RDA returned money				\$79,182	0.00%
Total Revenue	\$1,152,457	\$945,000	\$805,372	\$874,434	8.58%
Expense:					
Appropriation to the RDA	\$358,184	\$386,192	\$191,251	\$289,644	51.45%
Emporia Enterprises	\$35,000	\$0	\$35,000	\$0	
Main Street	\$45,000	\$45,000	\$45,000	\$45,000	0.00%
Land Purchase Bond Pmt	\$85,963	\$86,000	\$85,963	\$85,963	0.00%
Transfer to B&I water proj	\$350,000	\$350,000	\$350,000	\$350,000	0.00%
Dynamic Brewing Compar	\$500,000		\$500,000	\$0	-100.00%
VisionFirst Advisors	\$59,826		-\$126,657	\$24,288	-119.18%
Miscellaneous	-\$7,596			\$353	
Transfer to Krestsinger Project				\$279,530	
Special Projects	\$13	\$967,535	\$0		
Total Expenses	\$1,426,390	\$1,834,727	\$1,080,557	\$1,074,778	-0.53%
Ending Cash Balance	\$1,045,887	\$100,001	\$1,044,635	\$845,542	

Special Alcohol Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	120,433	116,893	120,433	122,643	
REVENUE					
Private Club Liquor Tax	108,123	104,660	82,329	80,000	-2.83%
Interest on Investment	6,287	3,000	5,507	3,144	-42.91%
TOTAL RECEIPTS	114,410	107,660	87,836	83,143	-5.34%
EXPENDITURES					
Appropriations	112,200	144,400	85,950	93,150	8.38%
Special Projects		0	0	0	
TOTAL EXPENDITURES	112,200	144,400	85,950	93,150	8.38%
Ending Cash Balance	122,643	80,153	122,319	112,636	

	Receive in 2021	Receive in 2022	Receive in 2023	Receive in 2024	Receive in 2025
Appropriations					
Cross Winds	\$15,000.00	\$15,000.00	\$15,000.00	\$20,000.00	\$105,000.00
Corner House	\$48,750.00	\$65,000.00	\$75,000.00	\$85,000.00	\$0.00
Emporia State University	\$6,750.00	\$6,750.00	\$7,200.00	\$7,200.00	\$7,200.00
Flint Hills Tech (Mental Hea	\$0.00				\$7,200.00
Crosswinds Building Match					25,000.00
Total	\$70,500.00	\$86,750.00	\$97,200.00	\$112,200.00	\$144,400.00

Receipts	2021	2022	2023	2024	2025
1ST QUARTER - MARCH	\$17,214.78	\$23,976.09	\$25,545.76	\$26,804.33	\$26,397.00
2ND QUARTER - JUNE	\$18,634.04	\$22,129.19	\$26,129.12	\$26,489.58	\$24,503.17
3RD QUARTER - SEPTEMBER	\$25,844.73	\$28,544.72	\$31,037.27	\$29,035.42	\$29,099.85
4TH QUARTER - DECEMBER	\$24,664.21	\$25,393.46	\$27,455.87	\$25,793.55	\$0.00
TOTAL	\$86,357.76	\$100,043.46	\$110,168.02	\$108,122.88	\$80,000.02

Special Park Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$115,908	\$103,068	\$115,908	\$124,327	
REVENUE					
Private Club Liquor Tax	\$108,123	\$104,660	\$82,329	\$80,000	-2.83%
Interest on Investment	\$8,719	\$4,000	\$7,365	\$4,727	-35.82%
TOTAL RECEIPTS	\$116,842	\$108,660	\$89,694	\$84,726	-5.54%
EXPENDITURES					
Capital Outlay	\$93,423	\$135,250	\$0	\$10,894	3301112.12%
Municipal Band Allocation	\$15,000	\$15,000	\$15,000	\$15,000	0.00%
Miscellaneous					
Commodities	\$0	\$0		\$0	
Contractual Services	\$0	\$0	\$0	\$0	
Other Charges					
Transfer to Project Account	\$0			\$0	
Special Projects	\$0	\$61,478	\$0		
TOTAL EXPENDITURES	\$108,423	\$211,728	\$15,000	\$25,894	72.62%
Ending Cash Balance	\$124,327	\$0	\$190,602	\$183,159	

Receipts	2021	2022	2023	2024	2025
1ST QUARTER - MARCH	\$17,214.77	\$23,976.10	\$25,545.75	\$26,804.32	\$26,397.00
2ND QUARTER - JUNE	\$18,634.04	\$22,129.19	\$26,129.11	\$26,489.57	\$24,503.17
3RD QUARTER - SEPTEMBER	\$25,844.73	\$28,544.72	\$31,037.26	\$29,035.43	\$29,099.85
4TH QUARTER - DECEMBER	\$24,664.03	\$25,393.46	\$27,455.86	\$25,793.55	
TOTAL	\$86,357.57	\$100,043.47	\$110,167.98	\$108,122.87	\$80,000.02

Capital Items	Budget Amount	Purchase Price
Golf Course	\$43,000.00	Tees & Banks Reel Mower (2003)
Golf Course	\$2,500.00	Tees & Banks Reel Mower (2004)
	<u>95,500.00</u>	

Special Street Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	179,135	113,211	179,135	188,562	
REVENUE					
Gasoline Tax	733,844	745,383	733,844	715,500	-2.50%
Damages	20,438	5,000	19,412	19,048	-1.87%
Interest on Investment	15,927	10,000	14,449	6,753	-53.26%
Transfer of Funds	102,420	100,000	100,000	100,000	0.00%
Sale of Salvage	0			0	
Miscellaneous	125	0	125	0	
TOTAL RECEIPTS	872,754	860,383	867,830	841,302	-3.06%
EXPENDITURES					
Personnel Services	632,443	634,288	514,034	526,987	2.52%
Vacancy		(12,147)			
Maintenance & Repair	87,417	131,870	78,885	98,613	25.01%
Commodities	108,214	154,350	83,435	98,583	18.16%
Other Charges	20,827	(41,712)	19,330	49,392	155.52%
Capital Outlay	0	0		0	
Transfer of Funds	0	25,000	0	33,109	
Utilities	9,225	5,750	8,439	3,390	-59.83%
Communications	2,420	2,700	1,879	2,489	32.41%
Training & Travel	6,216	8,000	5,893	13,682	132.17%
Contractual Services	24,585	41,100	21,170	10,762	-49.17%
Special Projects	0	24,394	0	0	
Outstanding PO's				29,508	
Audit Adjustments	(28,021)			(11,104)	
TOTAL EXPENDITURES	863,327	973,593	733,067	855,411	16.69%
Net Change in Cash	9,427	(113,210)	134,763	(14,109)	
Ending Cash Balance	188,562	1	313,898	174,453	
Receipts					
	2021	2022	2023	2024	2025
1st Quarter - Jan Payment	\$161,594.64	\$167,557.74	\$167,412.68	\$159,680.00	\$180,485.00
2nd Quarter - April Payment	\$149,245.64	\$157,106.42	\$149,529.56	\$151,744.49	\$129,635.50
Extra Payment- June	\$54,671.53				0
3rd Quarter - July Payment	\$172,643.49	\$166,060.14	\$166,505.96	\$174,865.61	\$171,627.10
4th Quarter - Oct Payment	\$174,419.30	\$165,112.70	\$164,909.80	\$166,786.70	\$173,983.16
Total	\$712,574.60	\$655,837.00	\$648,358.00	\$653,076.80	\$655,730.76

Capital Item Budget Amount Purchase Price

Drug Forfeiture Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$35,885	\$40,045	\$40,045	\$65,741	
REVENUE					
Receipts from Drug Forfeitures	\$40,393	\$5,000	\$29,638	-\$2,110	-107.12%
Interest on Investment	\$2,710	\$2,000	\$2,278	\$1,923	-15.60%
Miscellaneous					
TOTAL RECEIPTS	\$43,103	\$7,000	\$31,916	-\$188	-100.59%
EXPENDITURES					
Commodities	\$11,268	\$5,000	\$11,268	\$1,218	-89.19%
Capital Outlay		\$0		\$0	
Communications	\$330	\$0	\$330	\$0	-100.00%
Other Charges	\$1,649		\$0	\$0	
Transfer of funds					
Other Contractual	\$0	\$0		\$2,172	
Travel & Training					
Maintenance & Repair	\$0	\$0	\$0	\$0	
Outstanding PO's				\$0	
Special Projects		\$42,045	\$0		
TOTAL EXPENDITURES	\$13,247	\$47,045	\$11,598	\$3,390	-70.77%
Ending Cash Balance	\$65,741	\$0	\$60,363	\$62,163	

City of Emporia, Kansas

Storm Water

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$243,446	\$0	\$243,446	\$139,005	
REVENUE					
Transfer from Multi Year	\$100,000	\$0	\$12,724	\$6,734	-47.08%
Interest on Investment	\$13,609	\$0	\$100,000	\$150,000	50.00%
Miscellaneous					
TOTAL RECEIPTS	\$113,609	\$0	\$112,724	\$156,734	39.04%
EXPENDITURES					
Commodities	\$0	\$0	\$0	\$0	
Capital Outlay	\$7,184	\$0	\$5,837	\$0	-100.00%
Communications	\$702	\$0	\$702	\$0	-100.00%
Other Charges	\$0			\$0	
Transfer of funds	\$0			\$0	
Other Contractual	\$72,258	\$0	\$57,535	\$100,808	75.21%
Travel & Training					
Maintenance & Repair	\$137,906	\$0	\$137,743	\$27,613	-79.95%
Outstanding PO's				-\$6,294	
Special Projects		\$0	\$0		
TOTAL EXPENDITURES	\$218,050	\$0	\$201,817	\$122,128	-39.49%
Ending Cash Balance	\$139,005	\$0	\$154,354	\$173,611	

City of Emporia, Kansas

Land Bank

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$127,414	\$0	\$127,414	\$133,963	
REVENUE					
Transfer from Multi Year	\$0	\$0	\$0	\$0	
Interest on Investment	\$6,967	\$0	\$6,116	\$3,662	-40.13%
Sale of Property	\$0			\$0	
TOTAL RECEIPTS	\$6,967	\$0	\$6,116	\$3,662	-40.13%
EXPENDITURES					
Commodities	\$0	\$0	\$0	\$0	
Capital Outlay		\$0	\$0	\$658	
Communications	\$0	\$0	\$0	\$40	
Other Charges	\$418	\$0	\$418	\$23,476	5510.03%
Purchase of Property	\$0	\$0	\$0		
Communications	\$0	\$0	\$0	\$0	
Other Contractual Services		\$0	\$0	\$0	
Maintenance & Repair	\$0	\$0	\$0	\$0	
Outstanding PO's	\$0			\$0	
Special Projects		\$0	\$0		
TOTAL EXPENDITURES	\$418	\$0	\$418	\$24,174	
Ending Cash Balance	\$133,963	\$0	\$133,111	\$113,451	

City of Emporia, Kansas

Bond & Interest Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$2,358,480	\$3,765,846	\$2,358,480	\$3,958,724	\$0
REVENUE					
Ad Valorem Property Tax	\$2,064,333	\$2,061,111	\$2,066,235	\$2,103,420	101.80%
Other Taxes	\$298,751	\$245,922	\$264,147	\$208,557	78.95%
Interest on Investment	\$202,643	\$100,000	\$177,690	\$158,794	89.37%
Recreation Center - Fitness Room	\$51,360	\$49,440	\$51,360	\$49,440	96.26%
Industrial Land Payment - Ind Sales Tax	\$85,963	\$0	\$85,963	\$95,650	111.27%
Sale of Bonds	\$0	\$0	\$0	\$12,210,000	
RHID Krestinger Tax Payment	\$44	\$0		\$2	
RHID Mehtroplois Tax Payment	\$0	\$0	\$0		
Miscellaneous	\$0	\$0		\$75	
Transfer of Funds from Project Accounts	\$0	\$0	\$0	\$0	
TOTAL RECEIPTS	\$2,703,094	\$2,456,473	\$2,645,395	\$14,825,937	560.44%
EXPENDITURES					
Bond Payment	\$1,102,850	\$1,124,100	\$1,102,850	\$1,050,100	95.22%
Transfer of funds	\$0			\$12,210,000	
Misc projects		\$5,098,219	\$0		
TOTAL EXPENDITURES	\$1,102,850	\$6,222,319	\$1,102,850	\$13,260,100	
Ending Cash Balance	\$3,958,724	\$0	\$3,901,025	\$5,524,561	

Equipment Reserve Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
Beginning Cash Balance	\$579,091	\$0	\$579,091	\$249,176	
REVENUE					
Transfer from other funds	\$0			\$739,667	(739,667)
Interest on Investment	\$31,505		\$23,136	\$11,883	-48.64%
Sale of Vehicles	\$203,380		\$101,915	\$0	-100.00%
TOTAL RECEIPTS	\$234,885	\$0	\$125,051	\$751,550	500.99%
EXPENDITURES					
Leasing Payment	\$133,261		\$444,879	\$632,181	42.10%
Capital Outlay	\$431,539		\$0	\$0	
Special Projects					
TOTAL EXPENDITURES	\$564,800	\$0	\$444,879	\$632,181	
Ending Cash Balance	\$249,176	\$0	\$259,264	\$368,545	

City of Emporia, Kansas
Water Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
BEGINNING CASH	830,592	357,845	830,592	10,000	
REVENUE					
Sale of Water	9,286,308	9,873,500	7,663,968	8,091,521	5.58%
Service Charge	83,539	100,000	68,685	84,401	22.88%
Penalties	102,425	92,000	81,564	102,303	25.43%
Sale of Salvage	0	0	0	0	
Reimbursed Expense	57,451	20,000	41,310	0	-100.00%
Interest on Investment	42,986	40,000	50,348	24,153	-52.03%
Sale of Bonds	0	0	0	0	
Trf from Industrial Fund	350,000	350,000	350,000	350,000	0.00%
Trf from Project fund	0	0	0	3,650,360	
Non Operating Revenue	5,240,370	0	954,263	0	
Miscellaneous	0	2,100	11,415	16,744	46.68%
TOTAL RECEIPTS	15,163,079	10,477,600	9,221,553	12,319,482	33.59%
EXPENDITURES					
Personnel Services	1,387,665	1,502,807	1,107,073	1,241,877	12.18%
Vacancy		(28,910)	0		
Maintenance & Repair	1,381,379	1,110,400	1,047,792	512,858	-51.05%
Commodities	2,047,987	1,769,350	1,548,472	1,823,388	17.75%
Other Charges	644,539	340,260	260,455	225,243	-13.52%
Industrial Discount		320,000	265,272	202,719	-23.58%
Capital Outlay	373,685	415,000	868	111,655	
Debt Payment	1,825,075	1,635,939	1,924,917	1,948,760	1.24%
Stock	120,609	5,000	72,657	0	-100.00%
Transfer to Project Account	5,240,370	0	5,240,370	3,650,360	-30.34%
Utilities	630,971	712,100	533,162	445,543	-16.43%
Communications	24,833	44,700	20,372	22,240	9.17%
Travel & Training	19,330	22,500	18,157	25,260	39.12%
Contractual Services	1,222,028	1,329,450	1,039,427	1,066,211	2.58%
Administrative Fee 16%	1,105,842	1,405,680	1,105,842	1,324,516	19.77%
Excess Carryover		0	0		
Change in Liabilities	(40,644)	0	329,029	215,452	
Outstanding PO's			0	198,217	
TOTAL EXPENDITURES	15,983,671	10,584,276	14,513,866	13,014,299	-10.33%
NET CHANGE IN CASH	(820,592)	(106,676)	(5,292,313)	(694,816)	-86.87%
ENDING CASH BALANCE	10,000	251,169	(4,461,721)	(684,816)	
Principal Bond Payments	(1,415,000)	(1,370,000)	(1,415,000)	(1,370,000)	
Depreciation	1,456,758	1,550,000	129,166	0	
Capitalized Assets	(3,879,788)	(995,000)	0	0	
Liabilities					
ADJUSTMENTS	(3,838,030)	(815,000)	(1,285,834)	(1,370,000)	
Base for reserve calculation	10,369,616	10,169,276	9,272,628	9,252,284	
20% reserve amount	2,073,923	2,033,855	1,854,526	1,850,457	
Amount over 20% reserve	(2,063,923)	(1,782,686)	(6,316,246)	(2,535,273)	

Wastewater Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
BEGINNING CASH	1,029,532	726,707	1,029,532	640,981	
REVENUE					
Sales/Charges	6,600,709	7,040,000	5,436,920	5,857,995	7.74%
Extra Strength Surcharge	163,428	155,000	140,450	184,273	31.20%
Interest on Investment	45,923	30,000	50,929	37,269	-26.82%
New System taps	2,000	5,000	1,800	2,800	55.56%
Loss on sales of assets	0			0	
Grant money	0	0	0	0	
Sale of Bonds	0	0	0	0	
Non Operating Revenue	135,920		0	0	
Miscellaneous	6,808	1,000	18,373	7,065	-61.55%
TOTAL RECEIPTS	6,954,788	7,231,000	5,648,472	6,089,403	7.81%
EXPENDITURES					
Personnel Services	1,425,385	1,310,671	1,135,938	1,273,006	12.07%
Vacancy	0	(23,100)	0	0	
Maintenance & Repair	420,819	489,100	322,561	424,129	31.49%
Commodities	534,367	374,750	510,983	351,798	-31.15%
Other Charges	165,841	187,785	143,561	145,809	1.57%
Capital Outlay	117,523	405,000	99,077	558	-99.44%
Debt Payment	2,983,764	2,800,484	3,072,805	3,020,233	-1.71%
Transfer to Project fund	135,920	79,100	135,920	0	-100.00%
Utilities	749,512	599,500	600,146	668,481	11.39%
Communications	22,855	29,600	17,936	19,153	6.78%
Travel & Training	9,652	11,500	8,879	15,954	79.68%
Contractual Services	344,176	239,550	242,009	329,370	36.10%
Administrative Fee flat	610,000	610,000	508,333	508,333	0.00%
Excess Carryover		0	0		
Change in Liabilities	(176,476)	0	(315,645)	(210,112)	
Outstanding PO's				203,958	
TOTAL EXPENDITURES	7,343,338	7,113,940	6,482,503	6,750,671	4.14%
NET CHANGE IN CASH	(388,551)	117,060	(834,032)	(661,268)	
ENDING CASH BALANCE	640,981	843,767	195,500	(20,286)	
<hr/>					
Depreciation	2,096,619	2,125,205	177,099	0	
Principal Bond Payments	(2,285,730)	(2,211,279)	(2,285,730)	(2,211,279)	
Capitalized Assets	(3,169,496)	(405,000)	0	0	
Change in Liabilities		0			
ADJUSTMENTS	(3,358,607)	(491,074)	(2,108,631)	(2,211,279)	
Base for reserve calculation	7,089,895	6,708,940	6,247,506	6,750,113	
20% Cash Reserve amount	1,417,979	1,341,788	1,249,501	1,350,023	
Amount over 20% Cash Reserve	(776,998)	(498,021)	(1,054,001)	(1,370,309)	

Solid Waste Fund

as of October 31, 2025

	Preceding Year 2024 (Actual)	2025 Budget	2024 Jan -Oct Actual	2025 Jan -Oct Actual	Change between 24 & 25
BEGINNING CASH	3,388,241	2,347,675	3,388,241	2,528,037	
REVENUE					
Refuse Collection Fees	3,047,423	3,300,000	2,520,367	2,728,613	8.26%
Loss on Sale of Assets	0	0	0	0	
Interest on Investments	156,375	120,000	162,743	73,096	-55.08%
Trf from Health Ins - Premiums		0	0		
Resale of Recyclables	144,698	90,000	123,661	89,580	-27.56%
Box Container Fees	1,869,277	2,013,000	1,565,034	1,611,616	2.98%
Landfill Fees	578,017	597,500	491,879	453,903	-7.72%
Transfers	0	0	0	0	
Miscellaneous	15,845	5,500	28,304	1,436	-94.93%
TOTAL RECEIPTS	5,811,636	6,126,000	4,891,988	4,958,244	1.35%
EXPENDITURES					
Personnel Services	2,496,197	2,636,900	1,959,039	2,319,323	18.39%
Vacancy		(51,039)			
Maintenance & Repair	257,114	390,500	220,037	266,146	20.96%
Commodities	399,765	447,100	329,342	376,073	14.19%
Other Charges	395,271	248,730	194,987	167,568	-14.06%
Industrial Discount		130,000	115,392	117,021	1.41%
Capital Outlay	320,359	1,150,000	0	0	
Transfer to Equipment Reserve	0	0	0	0	
Utilities	52,096	74,000	40,623	45,808	12.76%
Communications	38,036	54,300	28,285	28,377	0.32%
Transfer to project		0			
Travel & Training	6,051	11,600	5,703	6,172	8.22%
Contractual Services	1,759,615	1,879,000	1,488,048	1,437,575	-3.39%
Administrative Fee 16%	975,905	924,880	732,365	770,844	5.25%
Excess Carryover	0	577,705	0	0	
Change in Liabilities	(28,569)	0	18,516	(127,231)	
Outstanding PO's			297,674	434,923	
TOTAL EXPENDITURES	6,671,840	8,473,676	5,430,010	5,842,597	7.60%
NET CHANGE IN CASH	(860,204)	(2,347,676)	(538,023)	(884,353)	
ENDING CASH BALANCE	2,528,037	(1)	2,850,218	1,643,684	
ADJUSTMENTS					
Principal Payments	0	0	0	0	
Depreciation	394,298	455,000	37,082	0	
Capitalized Assets	(459,572)	(655,000)	0	0	
Change in Liabilities		0			
ADJUSTMENTS	(65,274)	(200,000)	37,082	0	
Base for reserve calculation	6,351,481	7,323,676	5,430,010	5,842,597	
20% cash reserve amount	1,270,296	1,464,735	1,086,002	1,168,519	
Amount over 20% Cash Reserv	1,257,740	(1,464,736)	1,764,216	475,164	

CITY OF EMPORIA
ACTUAL COMPARED TO BUDGET
as of October 31, 2025
EXPENSES FOR GENERAL FUND DEPARTMENTS

	2025 AMENDED BUDGET	2025 W ENCUMBRANCES	DIFFERENCE B/W ACTUAL & BUDGET	PERCENTAGE RECEIVED/ USED	General Fund Shared Revenue	Shared Budget	Actual Shared Budget	Department Net
						21,559,132	21,293,017	
GENERAL FUND ADMINISTRATION	4,000,000.00	256,983.46	3,743,017	6%	13.65%	2,942,151	2,905,835	2,648,852
COMMISSION/MANAGER/CLERK	1,310,571.00	1,112,525.91	198,045	85%	4.47%	963,975	952,076	(160,450)
FINANCE/HUMAN RESOURCES	546,811.00	439,324.07	107,487	80%	1.87%	402,200	397,236	(42,088)
INFORMATION SYSTEMS	549,437.00	394,265.89	155,171	72%	1.87%	404,132	399,143	4,877
COMMUNICATION	20,100.00	50,703.38	(30,603)	252%	0.07%	14,784	14,602	(36,102)
POLICE PROTECTION	5,982,680.00	5,395,174.83	587,505	90%	20.41%	4,400,487	4,346,170	(1,049,005)
ANIMAL CONTROL	286,834.00	258,271.39	28,563	90%	0.98%	210,977	208,373	(49,898)
FIRE PROTECTION	3,589,287.00	3,021,102.97	568,184	84%	12.25%	2,640,056	2,607,469	(413,634)
AMBULANCE SERVICE	4,176,286.00	3,083,425.77	1,092,860	74%	14.25%	3,071,816	3,033,899	(49,526)
COURT SERVICES	659,309.00	554,298.11	105,011	84%	2.25%	484,947	478,961	(75,337)
ENGINEERING	755,403.00	690,715.18	64,688	91%	2.58%	555,627	548,769	(141,946)
STREET	0.00	0.00	0	0%	0.00%	0	0	0
SNOW REMOVAL	75,000.00	70,381.57	4,618	94%	0.26%	55,165	54,484	54,484
GOLF COURSE MAINTENANCE	584,155.00	509,227.03	74,928	87%	1.99%	429,668	424,365	353,983
GOLF SHOP	528,024.00	520,225.76	7,798	99%	1.80%	388,382	383,588	(125,639)
PARK	1,356,066.00	1,065,827.11	290,239	79%	4.63%	997,438	985,126	464,900
DISC GOLF	226,735.00	23,317.24	203,418	10%	0.77%	166,772	164,714	(901,113)
AQUATIC CENTER	243,300.00	97,007.68	146,292	40%	0.83%	178,956	176,747	(889,080)
ZOO	938,587.00	660,902.70	277,684	70%	3.20%	690,366	681,845	658,527
CIVIC BUILDING OPERATIONS	908,451.00	702,923.37	205,528	77%	3.10%	668,200	659,952	562,944
LIBRARY MAINTENANCE	86,417.00	119,602.20	(33,185)	138%	0.29%	63,563	62,778	(598,124)
GROUNDS MAINTENANCE	139,727.00	77,378.07	62,349	55%	0.48%	0	101,506	(601,417)
CONCESSION STAND	90,952.00	75,330.25	15,622	83%	0.31%	66,899	66,073	(53,529)
CODE SERVICES	998,619.00	798,704.13	199,915	80%	3.41%	734,522	725,456	(73,249)
SHOP MAINTENANCE	92,616.00	-24,232.27	116,848	-26%	0.32%	68,123	67,282	(10,096)
STREET LIGHTING	349,020.00	264,347.63	84,672	76%	1.19%	256,717	253,549	178,218
MISC APPROPRIATIONS	91,500.00	80,813.40	10,687	88%	0.31%	67,302	66,471	90,703
AIRPORT	897,333.00	613,001.79	284,331	68%	3.06%	660,022	651,875	571,062
PARKING FACILITY	11,600.00	15,336.99	(3,737)	132%	0.04%	8,532	8,427	(604,575)
TRANSERS	4,341,507.00	3,664,387.75	677,119	84%	14.81%	3,193,343	3,153,926	3,138,589
CONTINGENCY	-356,397.00	0	(356,397)	0%	-1.22%	(262,143)	(258,908)	(3,923,295)
EXCESS CARRYOVER	0	0	0	0%				
GENERAL FUND	33,479,930	24,591,273	8,888,657	23	1	24,522,981	24,321,788	
	29,310,704							

CITY OF EMPORIA
 ACTUAL COMPARED TO BUDGET
 as of October 31, 2025
 EXPENSES FOR WATER FUND DEPARTMENTS

	2025 AMENDED BUDGET	2025 ACTUAL WITH ENCUMBRANCES	DIFFERENCE B/W ACTUAL & BUDGET	PERCENTAGE RECEIVED/ USED
DEBT	3,247,190	1,485,996	1,761,194	46%
ADMINISTRATION	195,939	578,759.75	(382,821)	295%
WATER SERVICE	641,196	468,546.10	172,650	73%
WATER MAINTENANCE	2,179,180	8,265,290.36	(6,086,110)	379%
WATER PLANT	6,116,943	4,507,690.63	1,609,252	74%
WATER STOCK	5,000	0.00	5,000	0%
	<u>12,385,448</u>	<u>15,306,283</u>	<u>(2,920,835)</u>	<u>9</u>

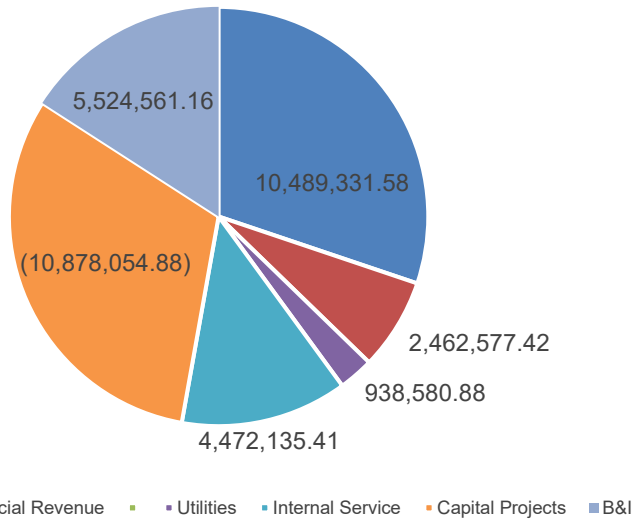
CITY OF EMPORIA
 ACTUAL COMPARED TO BUDGET
 as of October 31, 2025
 EXPENSES FOR WASTEWATER FUND DEPARTMENTS

	2025 AMENDED BUDGET	2025 W ENCUMBRANCES	DIFFERENCE B/W ACTUAL & BUDGET	PERCENTAGE RECEIVED/ USED
DEBT	3,096,175	808,954	2,287,221	26%
ADMINISTRATION	822,715	711,570	111,145	86%
WASTEWATER SERVICE	212,398	179,013	33,385	84%
SEWER MAINTENANCE	2,122,741	1,113,138	1,009,603	52%
SEWER PLANT	3,828,885	2,071,922	1,756,963	54%
	<u>10,082,914</u>	<u>4,884,597</u>	<u>5,198,317</u>	<u>48%</u>

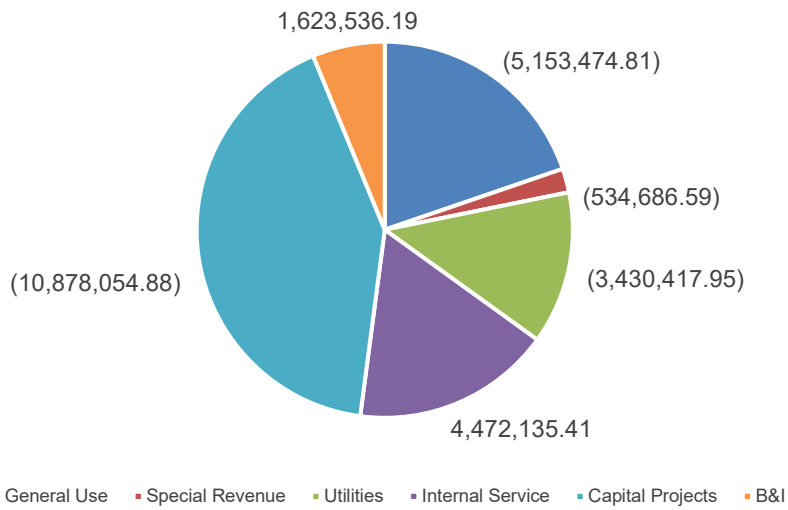
CITY OF EMPORIA
 ACTUAL COMPARED TO BUDGET
 as of October 31, 2025
 EXPENSES FOR SOLID WASTE FUND DEPARTMENTS

	2025 AMENDED BUDGET	2025 W ENCUMBRANCES	DIFFERENCE B/W ACTUAL & BUDGET	PERCENTAGE RECEIVED/ USED
ADMINISTRATION	1,738,158	1,063,314	399,598	61%
COLLECTIONS	3,782,145	2,493,212	797,978	66%
TRANSFER STATION	2,643,661	1,404,690	535,461	53%
RECYCLING CENTER	<u>754,712</u>	<u>652,115</u>	<u>221,275</u>	<u>86%</u>
	<u>8,918,676</u>	<u>5,613,331</u>	<u>1,954,312</u>	<u>3</u>

Unencumbered Cash



Available Funds



City of Emporia
Unencumbered Cash Report
as of October 31, 2025

	Amount	YTD Budget	Difference	Unencumbered Cash		
101 General Fund	7,650,336.08	9,669,876.39	(2,019,540.31)	General Use	10,489,331.58	80.63%
102 Multi Year Fund	2,838,995.50	5,972,930.00	(3,133,934.50)	Special Revenue	2,462,577.42	18.93%
103 Insurance Reserve	719,668.13	695,265.78	24,402.35			
104 Vacant Property Program	1,494.50	-	1,494.50	Utilities	938,580.88	7.21%
201 Library Fund	(1.35)	-	(1.35)	Internal Service	4,472,135.41	34.38%
203 Transient Guest Tax Fund	860,686.18	1,085,287.59	(224,601.41)	Capital Projects	(10,878,054.88)	-83.62%
204 Industrial Fund	27,985.72	25,806.12	2,179.60	B&I	5,524,561.16	42.47%
205 Economic Sales Tax Fund	845,542.27	1,044,634.70	(199,092.43)		13,009,131.57	
206 Special Alcohol Fund	112,636.39	122,319.43	(9,683.04)			
207 Special Park & Recreation Fund	183,159.38	190,601.84	(7,442.46)	Budget		
208 Special Street Fund	174,452.89	313,897.63	(139,444.74)	General Use	(5,153,474.81)	
209 Drug Money Forfeitures Fund	62,162.98	60,363.06	1,799.92	Special Revenue	(534,686.59)	
210 Storm Water Fund	173,611.24	154,353.64	19,257.60	Utilities	(3,430,417.95)	
218 Emergency Shelter Grant Fund	-	-	-	Internal Service	4,472,135.41	
224 Fire Public Education	8,135.64		8,135.64	Capital Projects	(10,878,054.88)	
225 Police Grants Fund	(1,414.58)		(1,414.58)	B&I	1,623,536.19	
251 Emporia Homeowner Repair	(123,296.58)		(123,296.58)			
252 2014 Housing Rehab	16,900.08		16,900.08			
254 2020 CDBG Rehab Grant	1,173.19		1,173.19			
260 Land Bank	113,450.59		113,450.59			
301 Bond and Interest Fund	5,524,561.16	3,901,024.97	1,623,536.19			
305 Equipment Reserve Fund	368,544.77	259,263.52	109,281.25			
401 Coronavirus Recovery Grant	-		-			
406 Internal Improvement Fund	2,925,945.06		2,925,945.06			
407 Rec Center Projects	(33,650.34)		(33,650.34)			
409 Water Treatment Plant Improvement	746,710.12		746,710.12			
413 Water Main Improvements	(12,916,321.81)		(12,916,321.81)			
415 Civic Auditorium Project Fund	216,884.03		216,884.03			
423 Airport Improvements Fund	132,012.40		132,012.40			
428 Park Improvements Fund	(165,163.46)		(165,163.46)			
441 Paving Projects Fund	(6,563,730.54)		(6,563,730.54)			
442 Construction Projects Fund	667,026.11		667,026.11			
444 Waste water Improvement	4,112,233.55		4,112,233.55			
501 Water Utility Fund	(684,816.34)	(4,461,720.71)	(2,535,273.14)			
502 Sewer Fund	(20,286.34)	195,500.45	(1,370,308.95)			
503 Solid Waste Fund	1,643,683.56	2,850,218.46	475,164.14			
601 Worker's Comp Fund	2,374,568.27		2,374,568.27			
602 Health Care Fund	2,097,567.14		2,097,567.14			
708 Fire Insurance Proceeds	7,393.38		7,393.38			
	14,098,838.97					



Commission Action Report

Financials and Permits

Title: Financials and Permits
Agenda Date: November 25, 2025
Presented By: Trey Cocking, City Manager

Background:

This is a time for the City Manager to make comments and reports to the Public.

The following is general information for the month of October 2025 for the community:

Monthly Local Retail Sales Tax Receipts Update

	2024	2025	
	\$ 573,850.13	\$ 594,550.42	Increase of \$20,700.29 for the month, and Overall increase of 2.88% from year 2024.
YTD	\$ 5,394,613.39	\$5,554,615.22	

City Share from County Tax

	2024	2025	
	\$ 296,127.53	\$ 312,212.20	Increase of \$16,084.67 for the month, and Overall increase of 4.33% from year 2024.
YTD	\$ 2,768,243.32	\$ 2,893.554.45	

Building Permits issued from 10/1/2025 to 10/31/2025 for new construction, remodeling/repairs and demolition.

Total number of building permits issued through Code Services:	51
Total valuations associated with those building permits:	\$ 761,075.28
Total number of dollars collected for Building Permit Fees:	\$ 4,721.00
Construct – Single-family dwellings	0
Demo – Single-family dwellings	0

Flint Hills Mall CID for October 2025	\$ 18,764.07
YTD	\$ 176,664.45

Pavilions CID for October 2025	\$ 17,679.72
CID #2	\$ 17,679.72
YTD	\$ 324,526.64

Fairview Hotel CID for October 2025	\$ 7,523.50
YTD	\$ 72,712.63

West Plaza CID for October 2025	\$ 6,643.55
YTD	\$ 89,121.95

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 400
Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Janet Stanek, Secretary

Laura Kelly, Governor

October 31, 2025

MAYOR AND CITY COUNCIL
c/o CITY CLERK
P.O. BOX 928
EMPORIA, KS 66801-0928

RECEIVED
NOV 05 2025
BY:

RE: Public Notice No. KS-AG-25-318

Enclosed is a public notice regarding proposed Kansas Water Pollution Control Permits for Agricultural and Related Wastes and Authorization to Discharge under the National Pollutant Discharge Elimination System (NPDES). Please post the public notice until the expiration date identified in the public notice, in accordance with Kansas Administrative Regulation 28-16-61.

Any comments you may have regarding the proposed permit should be sent to the attention of Casey Guccione, Section Chief, Livestock Waste Management Program, Bureau of Environmental Field Services, 1000 SW Jackson St., Suite 430, Topeka, KS 66612-1367, by fax to 785-559-4258 or email to kdhe.feedlots@ks.gov. If you have any questions regarding this draft permit, please contact our office immediately at 785-296-6432.

Sincerely,

A handwritten signature in black ink, appearing to read "Casey Li".

Casey Guccione, Section Chief
Livestock Waste Management Program
Bureau of Environmental Field Services

CG:rh
Enclosure

cc: BEFS-LWMS File

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water

Public Notice No. KS-AG-25-314/331
Public Notice No. KS-Q-25-187/193
Public Notice No. KS-AG-R-25-028

1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367

Telephone: (785) 296-6432 - Ag Permits
(785) 296-3056 - All Others

Beginning Date: NOVEMBER 6, 2025
Comments Due: DECEMBER 6, 2025

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Las acciones propuestas con respecto a los documentos preliminares se basan en la revisión del personal, aplicando los estándares, regulaciones y limitaciones de efluentes apropiados del estado de Kansas y de la Agencia de Protección Ambiental de Estados Unidos. La acción final resultará en la emisión de una Autorización Federal del Sistema Nacional de Eliminación de Descargas de Contaminantes y un permiso de Control de Contaminación del Agua de Kansas, sujeto a ciertas condiciones, revocación y reemisión del permiso designado o terminación del permiso designado. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación al 785-296-5156 o en: KDHE.NonDiscrimination@ks.gov.

Public Notice No. KS-AG-25-314/331
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Albert Dairy	SE/4 of Section 35	Lower Arkansas
Craig Albert	T26S, R02W	River Basin
3241 N 135th St West	Sedgwick County	
Wichita, KS 67223		

Kansas Permit No.: A-ARSG-M030

The proposed action is to reissue an existing State permit for an existing facility of 60 head (84 animal units) of mature dairy cattle (lactating and dry), 32 head (32 animal units) of cattle greater than 700 pounds and 30 head (15 animal units) of cattle less than 700 pounds for a total of 122 head (131 animal units) of cattle. There will be no change in the operation or permitted number of animal units from the previous permit.

Dale & Sheila Mueeting Farm
Dale Mueeting
729 G Rd
Centralia, KS 66415

SE/4 of Section 36
T04S, R11E
Nemaha County

Big Blue River Basin

Kansas Permit No.: A-BBNM-M003

The proposed action is to reissue an existing State permit for an existing facility 85 head (119 animal units) of mature dairy cattle and 55 head (27.5 animal units) of cattle weighing 700 pounds or less. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Daniel Beyerlein
1543 W 100 Rd
Phillipsburg, KS 67661

S/2 of Section 21
T03S, R18W
Phillips County

Solomon River Basin

Kansas Permit No.: A-SOPL-B015

The proposed action is to reissue an existing State permit for an existing facility 400 head (400 animal units) of cattle weighing greater than 700 pounds. The facility consists of approximately 4.0 acres of open lot pens, a sediment basin, a waste transfer pipeline, a vegetative treatment area, and a freshwater diversion. There will be no change in the operation or permitted number of animal units from the previous permit.

D-L Dairy
Dale Deters & Lane Deters
885 H Rd
Centralia, KS 66415

NE/4 of Section 30 &
NW/4 of Section 29
T04S, R12E
Nemaha County

Big Blue River Basin

Kansas Permit No.: A-BBNM-M001

The proposed action is to reissue an existing State permit for an existing facility for maximum capacity of 145 head (203 animal units) of mature dairy cattle, 60 head (60 animal units) of cattle weighing more than 700 pound, and 30 head (15 animal units) of cattle weighing 700 pounds or less; for a total of 278 animal units of mature dairy cattle and other cattle. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Emporia Livestock Sales
BP Cattle Co, LLC
502 Albert St
Emporia, KS 66801

NW/4 of Section 16
T19S, R11E
Lyon County

Neosho River Basin

Kansas Permit No.: A-NELY-B010

The proposed action is to reissue an existing State permit for an existing facility for an average capacity of 48 animal units of cattle. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Fleming Dairy
Rodney Fleming
2085 245th St
Fort Scott, KS 66701

NW/4 of Section 15
T24S, R25E
Bourbon County

Marais des Cygnes
River Basin

Kansas Permit No.: A-MCBB-M006

The proposed action is to reissue an existing State permit for an existing facility for 150 head (210 animal units) of mature dairy cattle and 80 head (40 animal units) of dairy heifers weighing less than 700 pounds, for a total of 250 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Goertzen Farms LLC
1040 Falcon
Newton, KS 67114

SW/4 of Section 18
T21S, R02E
Marion County

Neosho River Basin

Kansas Permit No.: A-NEMN-S021

The proposed action is to reissue an existing State permit for an existing facility for 738 head (295.2 animal units) of swine weighing more than 55 pounds, 480 head (48 animal units) of swine weighing less than 55 pounds, 230 head (230 animal units) of cattle weighing more than 700 pounds, and 120 head (60 animal units) of cattle weighing less than 700 pounds; for a total of 633.2 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Harmony Hogs
8710 W Road 210
Scott City, KS 67871

SW/4 of Section 15
T17S, R34W
Scott County

Smoky Hill River Basin

Kansas Permit No.: A-SHSC-S004

The proposed action is to reissue an existing State permit for an existing facility for 1,950 head (780 animal units) of swine weighing greater than 55 pounds and 400 head (40 animal units) of swine weighing 55 pounds or less for a total of 2,350 head (820 animal units) of swine. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Haverkamp Brothers, Inc – Home Farm
Alan Haverkamp
2976 L4 Rd
Bern, KS 66408

NE/4 of Section 12 &
SW/4 of Section 01
T01S, R12E
Nemaha County

Missouri River Basin

Kansas Permit No.: A-MONM-H003

Federal Permit No.: KS0101729

This permit is being re-issued for a confined animal feeding operation for 8,000 head (800 animal units) of swine weighing less than 55 pounds and 4,625 head (1,850 animal units) of swine weighing more than 55 pounds. The permit reapproves proposed facility modifications consisting of replacing five of the six existing swine buildings with two new enclosed swine buildings with concrete waste pits under the floor. The new swine buildings will utilize the existing wastewater retention structure. The permit will also include the existing wastewater retention structure at the former Haverkamp NW Site that will be depopulated. The wastewater retention structure from the NW Site will be used for additional wastewater storage as needed. There is no change in the permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Henderson Ranch, LLC
Dirk Henderson
5910 82nd St
Meriden, KS 66512

NE/4 of Section 09
T10S, R17E
Jefferson County

Kansas River Basin

Kansas Permit No.: A-KSJF-B012

The proposed action is to reissue an existing State permit for an existing facility for 979 head (979 animal units) of cattle weighing more than 700 pounds, and 10 head (20 animal units) of horses; for a total of 999 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

J-Bar Farms, Inc.
Russell Janzen
15461 NW 180
Newton, KS 67114

NE/4 of Section 05
T23S, R03E
Butler County

Walnut River Basin

Kansas Permit No.: A-WABU-B005

The proposed action is to reissue an existing State permit for an existing facility for 975 head (975 animal units) of cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Juaniata Farm KSU – Dept. of Animal Sciences & Industries Barnes Road & Casement Road Manhattan, KS 66506	S/2 of Section 30 T09S, R08E Riley County	Big Blue River Basin
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Kansas Permit No.: A-BBRL-B003

The proposed action is to reissue an existing State permit for an existing facility for 750 head (750 animal units) of cattle weighing greater than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Lynn Farms Site Lloyd Lynn 21727 Gardner Rd Gardner, KS 66030	W/2 of NW/4 of Section 24 T15S, R22E Miami County	Marais des Cygnes River Basin
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Kansas Permit No.: A-MCMI-B005

The proposed action is to reissue an existing State permit for an existing facility for 2,400 head (960 animal units) of swine more than 55 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

T3 Feeders Richard Trey Ruetti III 1479 HWY 9 Blue Rapids, KS 66411	NE/4 of Section 29 T04S, R08E Marshall County	Big Blue River Basin
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Kansas Permit No.: A-BBMS-B013

The proposed action is to issue a new State permit for a facility for 500 head (500 animal units) of cattle weighing more than 700 pounds. The facility will consist of open lot pens and a waste management system consisting of diversion channels and an earthen wastewater retention control structure. This facility has an approved Waste Management Plan on file with KDHE.

Tyler Harting & Sons Land & Cattle Tyler Harting 17693 Road U Norton, KS 67654	SE/4 of Section 12 T04S, R23W Norton County	Solomon River Basin
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Kansas Permit No.: A-SONT-B005

The proposed action is to reissue an existing State permit for an existing facility for 999 head (999 animal units) of beef cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Wiebe – Busenitz
Wiebe Farms, Inc.
1376 10th
Peabody, KS 66866

SE/4 of Section 31
T22S, R03E
Marion County

Walnut River Basin

Kansas Permit No.: A-WAMN-S001

The proposed action is to reissue an existing State permit for an existing facility for of 2,400 head (960 animal units) of swine more than 55 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Wigginton Farm Trust
W Road 70 S
Hoxie, KS 67740

SW/4 of Section 18
T09S, R29W
Sheridan County

Solomon River Basin

Kansas Permit No.: A-SOSD-B001

The proposed action is to reissue an existing State permit for an existing facility for 200 head (100 animal units) of cattle 700 pounds or less and 100 head (100 animal units) of cattle more than 700 pounds, for a total of 300 head (200 animal units). There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Wiglesworth Farm, LLC
James Wiglesworth
5637 Cherokee Cir
Fairway, KS 66205

NW/4 of Section 30
T10S, R23E
Wyandotte County

Kansas River Basin

Kansas Permit No.: A-KSWY-S001

The proposed action is to reissue an existing State permit for an existing facility with a maximum capacity for 667 head (266.8 animal units) of swine weighing more than 55 pounds, 770 head (77 animal units) of swine weighing 55 pounds or less, 200 head (200 animal units) of cattle weighing more than 700 pounds, 340 head (170 animal units) of cattle weighing less than 700 pounds, 100 head (140 animal units) of mature dairy cattle, 40 cats and 100 dogs (5.4 animal units) for a total of 859.2 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Public Notice No. KS-AG-R-25-028

Per Kansas Statutes Annotated 65-171d, the following Registration has been received for a proposed facility:

Name and Address of Registrant	Legal Description	County
Black Moon Bison LLC Cody Kloeckl 1808 Cedar Crest Winona, KS 67764	SW/4 of Section 13 T11S, R35W	Logan County

Public Notice No.: KS-Q-25-187/193

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28 16 28 (b g), and Federal Surface Water Criteria.

NAME AND ADDRESS OF APPLICANT	RECEIVING STREAM	TYPE OF DISCHARGE
Jefferson Co SD #2 PO Box 628 Oskaloosa, KS 66066	Pery Lake via Unnamed Tributary	Treated Domestic

Permit No. M-KS56-OO05	Federal Permit No. KS0097748
Legal Description: NE¼, NE¼, SW¼, Section 35, Township 9S, Range 17E, Jefferson County	
Latitude: 39.22255	Longitude: -95.48871

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential areas. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, E. coli, Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen.

Mid-State Materials-Plummer Creek Quarry PO Box 236 Topeka, KS 66601	Process Wastewater
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Permit No. I-MC44-PO04	Federal Permit No. KS0093106
Legal Description: NE ¼ and SE ¼ of Section 21, Township 15S, Range 16E, Osage County	
Latitude: 38.73512	Longitude: -95.64056

The proposed action consists of re-issuing the above referenced NPDES permit. The primary change was adding Outfall 007A. In addition, Outfalls 003A, 004A and 005A were made inactive, since that portion of the quarry has been reclaimed. This facility is engaged in a limestone quarrying operation with some washing. Outfall 001A consists of treated wash-water, which normally is recycled. If it discharges, it is treated by three setting ponds, in series. Outfalls 002A, 006A and 007A consists of stormwater runoff and pit water. Outfalls 003A, 004A and 005A are inactive, since that portion of the quarry has been reclaimed. This permit contains generic language to protect water quality.

N.R. Hamm Quarry Inc 609 Perry Place Perry, KS 66073	Marais des Cygnes River via Unnamed Tributary	Process Wastewater
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Permit No. I-MC21-PO02	Federal Permit No. KS0080853
Legal Description: SW¼ of Section 9, Township 17S, Range 15E, Osage County	
Latitude: 38.58118	Longitude: -95.76055

The proposed action consists of re-issuing the above referenced NPDES permit. No significant changes were made to the permit. This facility is engaged in a limestone quarrying and crushing operation, which some washing. Outfall 001 and 002 consists of pit water and stormwater runoff. Outfall 002A consists of treated wash water, when washing occurs, by a settling pond that collects come stormwater. This permit contains generic language to protect water quality.

Bob Bergkamp Const. – Towanda Quarry 3709 South West St Wichita, KS 67217	Walnut River via Towanda Reservoir via Whitewater River via Unnamed Tributary	Process Wastewater
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Permit No. I-WA14-PO01	Federal Permit No. KS0096237
Legal Description: SW ¼ of Section 17 and 18, Township 26S, Range 4E, Butler County	
Latitude: 37.78580	Longitude: -97.02376

The proposed action consists of re-issuing the above referenced NPDES permit. No significant changes were made to the permit except for the addition of Outfall 002A. This is a limestone quarrying and

crushing operation with no rock washing. Outfalls 001A and 002A consists of stormwater runoff and pit water from sedimentation pond. This permit contains generic language to protect water quality.

City of Winfield PO Box 646 Winfield, KS 67156 Permit No. I-WA17-PO03 Legal Description: SW¼, NW¼, Section 14, Township 32S, Range 04E, Cowley County Latitude: 39.45641	Timber Creek Federal Permit No. KS0097071 Longitude: -95.75376	Process Wastewater
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The proposed action consists of renewal of existing Kansas/NPDES Water Pollution Control permit for the discharge of wastewater from the water treatment plant. This permit contains limits for Sulfate, Total Residual Oxidant, and pH. This is an existing potable water treatment plant designed to treat 5.5 MGD of raw water pumped from the City Lake. Outfall 001A consists of the overflow from either one of the treatment lagoons, to the receiving stream. Domestic wastes are directed to an onsite septic tank/lateral system. This permit contains limits for Biochemical Oxygen Demand, Total Residual Chlorine, and Total Suspended Solids. The permit contains monitoring for Flow.

City of Topeka 3245 Waterworks Dr Topeka, KS 66606 Permit No. I-KS72-PO16 Legal Description: NE¼ of Section 26, Township 11S, Range 15E, Shawnee County Latitude: 39.07025	Kansas River Federal Permit No. KS0087262 Longitude: -95.71457	Process Wastewater
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The proposed action consists of re-issuing the above referenced NPDES permit for an existing facility. This is a public water treatment plant with an average design capacity of 26.6 MGD and utilizes an East and West treatment train. Emergency discharges from the clarifier basins are routed to 001B if the residuals process system is out of service. Domestic wastes are routed to the city sanitary sewer system. This permit contains limits for Total Residual Chlorine. The permit contains monitoring for Flow, Total Suspended Solids, Total Phosphorus, and pH.

Cargill Salt Co PO Box 1403 Hutchinson, KS 67504-1403 Permit No. I-AR49-PO08 Legal Description: NW¼, Section 19, Township 23S, Range 5W, Reno County Latitude: 38.04006	Arkansas River Federal Permit No. KS0119733 Longitude: -97.91859	Process Wastewater
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This action consists of re-issuance of an existing NPDES/Kansas Water Pollution Control (KWPC) permit for an existing facility. This facility produces salt products using the solution brine mining and vacuum evaporation process. Sanitary waste and boiler blowdown are directed to the city sanitary sewer system. Discharge flow rates vary seasonally with higher flow rates during the warmer summer months. The long-term average discharge flow to the Arkansas River, excluding storm water runoff, is about 3.6 million gallons per day (mgd). This permit contains limits for Chlorine, pH, TSS, and WET Chronic. The permit contains monitoring for Chlorides, Temperature, TSS, and Total Phosphorus.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment (KDHE) if they wish to have the comments or objections considered in the decision-making process. All written comments regarding the draft documents, application or registration notices received on or before **DECEMBER 6, 2025** will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-25-314/331, KS-AG-R-25-028, KS-Q-25-187/193) and name of the applicant/permittee when preparing comments.

All comments received will be responded to at the time the Secretary of Health and Environment issues a determination regarding final agency action on each draft document/application. If response to any draft document/application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). A request for public hearing must be submitted in writing and shall state the nature of the issues proposed to be raised during the hearing.

Comments or objections for agricultural related draft documents, permit applications, registrations or actions should be submitted to the attention of Casey Guccione, Livestock Waste Management Section at the KDHE, Bureau of Environmental Field Services (BEFS), 1000 SW Jackson, Suite 430, Topeka, KS 66612. Comments or objections for all other proposed permits or actions should be sent to Andrew Bowman at the KDHE, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612.

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the KDHE. For agricultural related draft documents or applications an appointment can be scheduled, or copies requested by contacting Jada Martin at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone (785) 296-0076 or email at kdhe.feedlots@ks.gov. Las preguntas o comentarios por escrito deben dirigirse a Erich Glave, Director, Bureau of Environmental Field Services en KDHE: 1000 SW Jackson St., Suite 430, Topeka, Kansas 66612-1367; por correo electrónico: kdhe.feedlots@ks.gov; por teléfono: (785) 296-6432. For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Jamie Packard, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone (785) 296-4148 or email at Jamie.Packard@ks.gov. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdhe.ks.gov/livestock>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.

Janet Stanek
Secretary
Kansas Department of Health and Environment

KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT

NOTICE OF HEARING

FOR CJMT HANGAR POND

The Kansas Department of Health and Environment (KDHE) has prepared a proposed Kansas Water Pollution Control Permit, A-URNT-W002 for CJMT Hangar Pond located in Alma, Kansas.

This is a new permit for the construction and operation of a livestock wastewater storage facility. No livestock will be confined at this facility (0 animal units). The facility is located in North Half of Section 24, Township 2 South, Range 22 West, in Norton County, Kansas. A notice in the Kansas Register dated September 18, 2025, informed the public of the availability of the proposed water pollution control permit for CJMT Hangar Pond.

Copies of the permit application, draft permit, and other documents may be viewed in person at the Topeka office by scheduling an appointment, or requested by writing to: KDHE, Livestock Waste Management Section, 1000 SW Jackson St., Suite 430, Topeka, Kansas 66612 or via telephone: (785) 296-6432 or FAX (785) 559-4258. Appropriate copying charges will be assessed for each request. The public hearing has been scheduled in conformance with Kansas Administrative Regulation 28-16-61.

A public hearing on the CJMT Hangar Pond proposed permit has been scheduled:

Date: Wednesday, December 10, 2025

Time: 6:00 PM Central Time

Location: Alma Community Center, 421 Main, Alma, KS 67622

The purpose of the public hearing is to inform the public, stakeholders, and regulated community about the proposed Water Pollution Control Permit. The hearing will consist of outlining the proposed facility and proposed permit, then the hearing will be open for public comment. Any individual with a disability may request accommodation to participate in the public hearing process and may request the provided documents in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting KDHE. An online attendance option may be made available upon written request.

Questions, or written comments, should be directed to Casey Guccione, BEFS-Livestock Waste Management Section of KDHE at: 1000 SW Jackson St., Suite 430, Topeka, Kansas 66612-1367; by email: kdhe.feedlots@ks.gov; by telephone: 785-296-6432.

Individuals are also encouraged to participate during the public comment period by submitting written comments by email, postal mail, or fax to the addresses specified on this notice before the close of the public comment period that will conclude at the end of the public hearing on Wednesday, December 10, 2025.

Janet K. Stanek, Secretary

Kansas Department of Health and Environment

The Governing Body of the City of Emporia, Kansas, met in Regular Session, Wednesday, November 5, 2025, with Mayor Harter presiding and Commissioners Brinkman, Curtis, Sauder and Smith present. Also, present were City Manager Cocking, Deputy City Manager Detter, Assistant City Manager Wash, City Clerk Sull and City Attorney Montgomery.

Jessica Buchholz, Community Development Coordinator for Emporia Main Street, was in attendance to accept a proclamation declaring November 29, 2025, as “Small Business Saturday” in Emporia. She stated Emporia celebrates our local small businesses and contributions they make to our community and local economy. Emporia Main Street and other community partners work year-round to support entrepreneurship, encourage local shopping and help strengthen the success of small businesses. Small Business Saturday was created in 2010, and is a nationwide movement dedicated to supporting small, independently owned businesses on the Saturday after Thanksgiving. She encourages residents and visitors to support our small local businesses today and throughout the year.

Mayor Harter then presented the proclamation.

Vanessa Cowie, Director of Prairie Paws Animal Shelter, was in attendance to accept a proclamation declaring November 2 through 8, 2025, as “Animal Shelter Appreciation Week” in Emporia. They stated dogs and cats are an integral part of the quality of life of our community, with approximately 6,140 pet dogs and 4,570 pet cats living in the City of Emporia. Animal Shelters help both animals and people in many ways, by returning lost pets to the owners, educating the public, and matching homeless animals with new families. Animal Shelters receive important donations of money, goods and volunteer time to assist in their important missions. Prairie Paws Animal Shelter reflects best shelter practices, with veterinary care, enrichment, and socialization programs to provide the best possible outcome for each animal in its care. The City of Emporia is one of the kindest cities in America to homeless pets. They urged all citizens to recommit to

the animals in our community with responsible pet ownership and support of local efforts to help homeless animals.

Mayor Harter then presented the proclamation.

**CITY COMMISSION
(Public Comment)**

This is the time for the public to make comments.

The public is invited to make comments at this time. Please limit comments to two (2) minutes each. Please state your name and address prior to making comments. John Alvarado, 875 Road 160, spoke about his concerns of property owned by A-1 Pump & Jet Services.

**CITY COMMISSION
(Board Appointment)**

Emporia/Lyon County Joint Traffic Safety Committee:

It was moved by Commissioner Brinkman seconded by Commissioner Curtis that Eric Paul be appointed to the Emporia/Lyon County Joint Traffic Safety Committee as the city resident representative for a term ending November 5, 2028. The vote follows: Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; Commissioner Smith, aye; and Mayor Harter, aye.

Community Housing Board/Land Bank:

It was moved by Commissioner Brinkman seconded by Commissioner Curtis that Carlos Garate be reappointed to the Community Housing Board/Land Bank for a term ending May 31, 2028. The vote follows: Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; Commissioner Smith, aye, and Mayor Harter, aye.

**(Public Lands)
(Kansas Forest Service Grant)
(City Parks and Green Spaces Tree Removal)**

Tucker Eckols, Public Lands Assistant, was recognized and addressed the Governing Body. He stated the Kansas Forest Service notified the City about a grant

opportunity. The grant is offering ten awards with a maximum award amount of \$100,000.00 to be used in the management of trees in parks, green spaces and curb areas of tracts deemed overburdened and underserved by the Climate and Economic Justice Screening Tool CEJST. Any trees removed are required to be matched with twice as many tree plantings. The project time period is two years. He stated the City applied for the grant, requesting the removal of 34 dying/dead mature trees in city parks, the planting of 68 new trees, and trimming of trees located throughout the city right of ways in underserved CEJST tracts. Before the submission of the grant application, an RFP was posted on the City website for tree removals with the following responses:

CTC Disaster Response, Inc.	\$67,975.00
Leiser Excavating, LLC	\$62,097.00
Trustworthy Tree Services	\$55,000.00
American Tree Care, LLC	\$49,920.00

The City was offered a grant award of the maximum amount of \$100,000.00. The tree plantings would be accomplished by city horticulture staff with half of the trees being planted in 2026 and the other half planted in 2027. American Tree Care, LLC was the low bid in the amount of \$49,920.00. The City is familiar with American Tree Care and their certification and recommends awarding the bid to American Tree Care, LLC. The removal of 34 park trees on condition that the work would only be completed if the city was awarded the grant. Estimated material costs for tree plantings are \$21,456.96 and the remaining \$28,623.04 would be used to contract labor for tree trimming. There is no match required to receive the grant funds. This is a reimbursement grant; initial payments would be funded from Public Lands budget. Reimbursements can be filed in stages rather than all at once at the end of the project. Staff is recommending acceptance of the grant in the amount of \$100,000.00 from Kansas Forest Service for city tree removals and award the bid to American Tree Care, LLC in the amount of \$49,920.00 for the removal of 34 park trees.

Following further discussion, Commissioner Smith made a motion to accept the grant from the Kansas Forest Service Grant for City Tree Removals. Commissioner Curtis seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Curtis, aye; Commissioner Brinkman, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

**CITY COMMISSION
(Adopting Policy 2-25 Legal Review of Complex or Ambiguous Legal Matters)
(Resolution Number 3777)**

City Attorney Montgomery was recognized and addressed the Governing Body. She stated staff drafted a policy for Legal Review of Complex or Ambiguous Matters. The proposed resolution adopts the policy establishing a consistent internal process for identifying, reviewing, and verifying the legal basis of proposed City actions when the City's authority under Kansas law may be complex, uncertain, or unsettled. The draft policy provides guidance for situations when additional legal verification may be warranted due to lack of precedent, conflicting legal interpretations, or specialized subject matter. The policy outlines procedures for consultation with the City Attorney, independent legal counsel, the League of Kansas Municipalities, or state and federal agencies as appropriate. The proposed policy is intended to promote sound decision-making, transparency, and compliance with Kansas law while the Governing Body acts within its lawful authority. Staff recommend approval of Resolution Number 3777 adopting Policy 2-25 Legal Review of Complex or Ambiguous Matters.

Commissioner Curtis made a motion to approve Resolution Number 3777 adopting Policy 2-25 Legal Review of Complex or Ambiguous Matters. Commissioner Smith seconded the motion.

Commissioner Curtis stated he fully supports this resolution and stated: *"In the future, if the City is asked to adopt a policy or do anything that our City Attorney believes to be unclear, ambiguous, or outright illegal, then before the matter goes before the Commission or another public body, that matter will be scrutinized by an outside legal expert who has knowledge and experience in the appropriate area of law. We do have an example of this scenario from the last two years. How many harsh conversations and divisive statements could have been avoided related to our local healthcare issue involving Newman Regional Health and Stormont Vail had we had more clarity on what was allowable under current Kansas law related to Certificates of Need? Staff has tried to obtain this clarity alongside Newman Regional Health but has been blocked by an unwilling partner that refuses to join the city in discovering these facts. For the good of our community as a whole, I support this policy. May it help us avoid what our own City*

Manager has termed “by far the hardest issue of his 20-year career” for future city leaders, commissioners, and most especially the good people of Emporia can avoid unneeded conflict.”

The vote follows: Commissioner Curtis, aye; Commissioner Smith, aye; Commissioner Brinkman, aye; Commissioner Sauder, aye; and Mayor Harter, aye.

Consent Agenda

It was moved by Commissioner Brinkman, seconded by Commissioner Curtis that the Consent Agenda listed below be ratified as a whole:

- a. Minutes of the Regular Meeting held on October 15, 2025.
- b. Resolution Number 3776 Reimbursement from Emporia Community Foundation Kahola Fund for Fremont Park Bandstand.
- c. CDBG Grant Agreement with Kansas Department of Commerce for Soccer Complex.

The vote follows: Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Sauder, aye; Commissioner Smith, aye; and Mayor Harter, aye.

City Commission (Reschedule City Commission Meetings)

City Manager Cocking asked the Commission to cancel the Regular Commission Meetings of November 19, 2025, and December 3, 2025, and reschedule a Commission Meeting for Tuesday, November 25, 2025, at 11:00 a.m. There are multiple conflicts between both dates for those meetings.

Commissioner Sauder made a motion to cancel the Regular Commission Meetings of November 19, 2025, and December 3, 2025, and reschedule a Commission Meeting to Tuesday, November 25, 2025, at 11:00 a.m. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

COMMISSION (City Manager's Report)

This is an opportunity for the City Manager to present information to the public that may not be reported in other news accounts or City activities or to highlight accomplishments of the organization.

At the time this Agenda was prepared, the following items were in the works:

TENTATIVE AGENDA FOR NOVEMBER 19, 2025, MEETING.

- Award Industrial Park II Drainage Engineering Services.
- Annexation of Property Located at 800 Road 160 into City Limits.
- Resolution for Hazardous Mitigation Plan.

CITY COMMISSION (Governing Body Comment)

This is the time for the Mayor and City Commissioners to make comments and reports to the public.

Commissioner Curtis congratulated the winners of the Commission race.

Commissioner Brinkman thanked all of the candidates who were brave and willing to put their names on the ballot and appreciated them. She stated: *"to our newly elected Commissioners you will now join my colleagues to move our community forward. When you sit in these seats it is an honor and you will be representing people who have no access to this table, none. You will be representing people in our community, in fact, who have no access to legal, no access to healthcare, and in most cases a working-class poor, you now represent them. We have a community of black people, brown people, LGBTQ people, you now represent them as well. You represent children and students in our community. You represent the homeless population; you are their voice at this table. We have community members that did not vote for you and you represent them as well. When you sit down in January your campaign is over. Your volunteers, your supporters, your donors are no more or less than any other member in our community. I wish you the greatest luck and good judgement and I pray for you the patience of Jobe you will need it."*

EXECUTIVE SESSION

Commissioner Smith motion to recess into Executive Session for 20 minutes inviting pertinent city staff to for the purpose of consultation with the City Attorney regarding a legal matter. The justification for the executive session is provided by K.S.A. 75-4319(b)(2) to protect privileged communication in the attorney-client relationship. The open meeting will resume in this room at approximately 11:41 a.m. Commissioner Sauder seconded the motion. The vote follows: Commissioner Smith, aye; Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; and Mayor Harter, aye.

Upon reconvening the meeting in Regular Session, at 11:41 a.m., this same date, in the City Commission Meeting Room, Mayor Harter stated they had consultation with the City Attorney regarding a legal matter and no action was taken.

Commissioner Sauder a motion to recess the meeting at 11:55 a.m. at Conference Room 1AB. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis, aye; Commissioner Smith, aye; and Mayor Harter, aye.

The following items were discussed at the Study Session:

1. Zoo Events Update.
2. Discuss Paving of Brick Streets.
3. Utility Bills.

Commissioner Sauder then made a motion to adjourn. Commissioner Brinkman seconded the motion. The vote follows: Commissioner Sauder, aye; Commissioner Brinkman, aye; Commissioner Curtis aye; and Commissioner Smith, aye; and Mayor Harter, aye.

Erren Harter, Mayor

ATTEST:

Kerry Sull, City Clerk



Commission Action Report

Purchase of Monitor/Defibrillator

Title: Purchase of Monitor/Defibrillator
Agenda Date: November 25, 2025
Presented By: Brandon Beck, Fire Chief

Background:

The Fire Department is entering into the replacement timeframe for one of our LifePak 15 (LP15) Monitor/defibrillators carried on the ambulances.

Discussion:

This purchase will replace an LP15 that has reached its end of life and is no longer supported by the manufacturer. The manufacturer's recommendation is to replace this device every six to eight years. The new device will be compatible with all other monitor/defibrillators in use by the department.

Financial considerations:

This is a scheduled purchase in the department's five-year capital improvement plan from the general fund. The total cost for this purchase is \$44,062.24

Recommended action:

Approve the purchase of LP15 and accessories from Stryker as listed in quote number 11212856 for \$44,062.24.

Attachments:

Stryker quote number 11212856.



Quick Quote 11/12/2025 5:33 PM

Quote Number: 11212856

Remit to:

Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Version: 1

Prepared For: EMPORIA FIRE EMS

Rep:

Scott Pufahl

Attn:

Email:

scott.pufahl@stryker.com

Phone Number:

(913) 530-0195

Quote Date: 11/12/2025

Expiration Date: 02/10/2026

Delivery Address

Sold To - Shipping

Bill To Account

Name: EMPORIA FIRE EMS

Name: EMPORIA FIRE EMS

Name: EMPORIA FIRE EMS

Account #: 20046596

Account #: 20046596

Account #: 20046596

Address: 120 E 5TH AVE

Address: 120 E 5TH AVE

Address: 120 E 5TH AVE

EMPORIA

EMPORIA

EMPORIA

Kansas 66801-3918

Kansas 66801-3918

Kansas 66801-3918

Equipment Products:

#	Product	Description	Qty	Sell Price	Total
1.0	99577-001957	LIFEPAK 15 V4 Monitor/Defib - Manual & AED, Trending, Noninvasive Pacing, SpO2, SpCO, NIBP, 12-Lead ECG, EtCO2, BT. Incl at N/C: 2 pr QC Electrodes (11996-000091) & 1 Test Load (21330-001365) per device, 1 Svc Manual CD (26500-003612) per order	1	\$44,695.21	\$44,695.21
2.0	41577-000288	LP15 ACCRY SHIPKIT,AHA,S	1	\$0.00	\$0.00
3.0	21330-001365	Test Load, English	1	\$0.01	\$0.01
4.0	11577-000001	LIFEPAK 15 Shoulder strap	1	\$0.01	\$0.01
5.0	21330-001176	LP 15 Lithium-ion Battery 5.7 amp hrs	3	\$329.00	\$987.00
6.0	11996-000519	LNCS-II Reusable rainbow 8-wavelength Adult Sensor	1	\$516.00	\$516.00
7.0	11996-000520	LNCS-II Reusable rainbow 8-wavelength Pediatric Sensor	1	\$567.00	\$567.00
8.0	11160-000013	Reusable Cuff, Pediatric, 13-20 cm	1	\$19.00	\$19.00
9.0	11160-000019	Reusable Cuff, X-Large, Adult, 35-44 cm	1	\$37.00	\$37.00
10.0	21300-008159	NIBP Tubing, Straight, 1.8 m (6 ft)	1	\$69.00	\$69.00
11.0	11577-000002	LIFEPAK 15 Basic carry case w/right & left pouches; shoulder strap (11577-000001) included at no additional charge when case ordered with a LIFEPAK 15 device	1	\$220.00	\$220.00
12.0	11220-000028	LIFEPAK 15 Carry case top pouch	1	\$40.00	\$40.00
13.0	11260-000039	LIFEPAK 15 Carry case back pouch	1	\$57.00	\$57.00



Quick Quote 11/12/2025 5:33 PM

Quote Number: 11212856

Remit to: Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Version: 1
Prepared For: EMPORIA FIRE EMS
Attn:

Rep: Scott Pufahl
Email: scott.pufahl@stryker.com
Phone Number: (913) 530-0195

Quote Date: 11/12/2025
Expiration Date: 02/10/2026

Equipment Total: \$47,207.24

Trade In Credit:

Product	Description	Qty	Credit Ea.	Total Credit
TR-LP15V2-LP15	TRADE IN LP15V1/V2 FOR LP15 V4	1	-\$3,500.00	-\$3,500.00

Price Totals:

Estimated Sales Tax (0.000%):	\$0.00
Shipping and Handling:	\$355.00
Grand Total:	\$44,062.24

Prices: In effect for 30 days

Terms: Net 30 Days

Shipping & Handling Includes:

Standard freight, special packaging, semi rigging cranes, labor & delivery of equipment to final location, removal of all packaging, pre-delivery site check, education/training

Terms and Conditions:

Deal Consummation: This is a quote and not a commitment. This quote is subject to final credit, pricing, and documentation approval. Legal documentation must be signed before your equipment can be delivered. Documentation will be provided upon completion of our review process and your selection of a payment schedule. Confidentiality Notice: Recipient will not disclose to any third party the terms of this quote or any other information, including any pricing or discounts, offered to be provided by Stryker to Recipient in connection with this quote, without Stryker's prior written approval, except as may be requested by law or by lawful order of any applicable government agency. A copy of Stryker Medical's terms and conditions can be found at https://techweb.stryker.com/Terms_Conditions/index.html.



Quick Quote 11/12/2025 5:33 PM

Quote Number: 11212856

Remit to:

Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Version: 1

Prepared For: EMPORIA FIRE EMS

Rep:

Scott Pufahl

Attn:

Email:

scott.pufahl@stryker.com

Phone Number:

(913) 530-0195

Quote Date: 11/12/2025

Expiration Date: 02/10/2026

ENDING APPROVAL



Commission Action Report

Purchase of Mechanical CPR Devices

Title: Purchase of Mechanical CPR Devices
Agenda Date: November 25, 2025
Presented By: Brandon Beck, Fire Chief

Background:

The Fire Department is entering into the replacement timeframe for two mechanical CPR devices carried on the ambulances.

Discussion:

The manufacturer's recommendation for the replacement of our current mechanical CPR devices is five years. The devices we are looking to replace currently are over eight years old and have reached their end of life. With this purchase, we will replace two of our older Zoll devices with the Stryker product that was purchased last year.

Financial considerations:

This is a budgeted item in our five-year capital improvement plan and will be paid for from the general fund CIP and department budget. We received a \$6,000.00 discount for trading in two of our current devices. The total cost for two devices, power supplies, and batteries is \$33,741.92.

Recommended action:

Approve the purchase of two mechanical CPR devices, power supplies, and batteries from Stryker for \$33,741.92.

Attachments:

Stryker Quote Number 11211485



Quick Quote 11/10/2025 6:12 PM

Quote Number: 11211485

Remit to:

Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Version: 1

Prepared For: EMPORIA FIRE EMS

Rep:

Scott Pufahl

Attn:

Email:

scott.pufahl@stryker.com

Phone Number:

(913) 530-0195

Quote Date: 11/10/2025

Expiration Date: 02/08/2026

Delivery Address

Sold To - Shipping

Bill To Account

Name: EMPORIA FIRE EMS

Name: EMPORIA FIRE EMS

Name: EMPORIA FIRE EMS

Account #: 20046596

Account #: 20046596

Account #: 20046596

Address: 120 E 5TH AVE

Address: 120 E 5TH AVE

Address: 120 E 5TH AVE

EMPORIA

EMPORIA

EMPORIA

Kansas 66801-3918

Kansas 66801-3918

Kansas 66801-3918

Equipment Products:

#	Product	Description	Qty	Sell Price	Total
1.0	99576-000063	LUCAS 3, v3.1 Chest Compression System, Includes Hard Shell Case, Slim Back Plate, (2) Patient Straps, (1) Stabilization Strap, (2) Suction Cups, (1) Rechargeable Battery and Instructions for use With Each Device	2	\$18,798.78	\$37,597.56
2.0	11576-000071	LUCAS External Power Supply	2	\$270.00	\$540.00
3.0	11576-000080	LUCAS 3 Battery - Dark Grey - Rechargeable LiPo	2	\$535.00	\$1,070.00
Equipment Total:					\$39,207.56

Trade In Credit:

Product	Description	Qty	Credit Ea.	Total Credit
TR-ZAP-LUC3	TRADE-IN-ZOLL AUTOPULSE TOWARDS PURCHASE OF LUCAS 3.1	2	-\$3,000.00	-\$6,000.00

Price Totals:

Estimated Sales Tax (0.000%):	\$0.00
Shipping and Handling:	\$534.36
Grand Total:	\$33,741.92



Quick Quote 11/10/2025 6:12 PM

Quote Number: 11211485

Remit to: Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Version: 1

Prepared For: EMPORIA FIRE EMS

Rep: Scott Pufahl
Email: scott.pufahl@stryker.com

Attn:

Phone Number: (913) 530-0195

Quote Date: 11/10/2025

Expiration Date: 02/08/2026

Prices: In effect for 30 days

Terms: Net 30 Days

Shipping & Handling Includes:

Standard freight, special packaging, semi rigging cranes, labor & delivery of equipment to final location, removal of all packaging, pre-delivery site check, education/training

Terms and Conditions:

Deal Consummation: This is a quote and not a commitment. This quote is subject to final credit, pricing, and documentation approval. Legal documentation must be signed before your equipment can be delivered. Documentation will be provided upon completion of our review process and your selection of a payment schedule. Confidentiality Notice: Recipient will not disclose to any third party the terms of this quote or any other information, including any pricing or discounts, offered to be provided by Stryker to Recipient in connection with this quote, without Stryker's prior written approval, except as may be requested by law or by lawful order of any applicable government agency. A copy of Stryker Medical's terms and conditions can be found at https://techweb.stryker.com/Terms_Conditions/index.html.



Commission Action Report

Purchase of Power Cots

Title: Purchase of Power Cots
Agenda Date: November 25, 2025
Presented By: Brandon Beck, Fire Chief

Background:

The Fire Department has two PowerPro cots that are due for replacement. The PowerPro cot is what a patient is placed on for transport to the hospital and is battery-operated to assist with raising, lowering, and loading into the back of the ambulance, decreasing the risk of back injury and ensuring patient safety.

Discussion:

The manufacturer's recommendation for service life on a PowerPro is seven years. This purchase replaces two of our PowerPro cots and accessories that have met their life expectancy.

Financial considerations:

This is a scheduled purchase in the department's five-year capital improvement plan and will be paid for with capital improvement and department budget funding from the general fund. We will receive a \$6,000.00 trade-in discount for the two end-of-life cots being replaced with this purchase. Total cost for two cots and needed accessories is \$67,294.60.

Recommended action:

Approve purchase from Stryker for two PowerPro Cots as listed in quote number 11211445 for \$67,294.60.

Attachments:

Stryker quote number 11211445.



Quick Quote 11/10/2025 5:28 PM

Quote Number: 11211445

Remit to:

Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Version: 1

Prepared For: EMPORIA FIRE EMS

Attn:

Rep:

Scott Pufahl

Email:

scott.pufahl@stryker.com

Phone Number:

(913) 530-0195

Quote Date: 11/10/2025

Expiration Date: 02/08/2026

Delivery Address

Name: EMPORIA FIRE EMS

Account #: 20046596

Address: 120 E 5TH AVE

EMPORIA

Kansas 66801-3918

Sold To - Shipping

Name: EMPORIA FIRE EMS

Account #: 20046596

Address: 120 E 5TH AVE

EMPORIA

Kansas 66801-3918

Bill To Account

Name: EMPORIA FIRE EMS

Account #: 20046596

Address: 120 E 5TH AVE

EMPORIA

Kansas 66801-3918

Equipment Products:

#	Product	Description	Qty	Sell Price	Total
1.0	650705550001	6507 POWER PRO 2, HIGH CONFIG	2	\$34,635.63	\$69,271.26
2.0	650707000002	KIT, ALVARIUM BATTERY, SERVICE	2	\$795.00	\$1,590.00
3.0	650700450301	ASSEMBLY, BATTERY CHARGER	2	\$696.00	\$1,392.00
4.0	650700450102	ASSEMBLY, POWER CORD, NORTH AM	2	\$27.00	\$54.00
Equipment Total:					\$72,307.26

Trade In Credit:

Product	Description	Qty	Credit Ea.	Total Credit
TR-SPCOT-PP2	TR-SYK PCOT TO PP2	2	-\$3,000.00	-\$6,000.00

Price Totals:

Estimated Sales Tax (0.000%):	\$0.00
Shipping and Handling:	\$1,521.70
Grand Total:	\$67,294.60



Quick Quote 11/10/2025 5:28 PM

Quote Number: 11211445

Remit to: Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Version: 1

Prepared For: EMPORIA FIRE EMS

Attn:

Rep: Scott Pufahl
Email: scott.pufahl@stryker.com
Phone Number: (913) 530-0195

Quote Date: 11/10/2025

Expiration Date: 02/08/2026

Prices: In effect for 30 days

Terms: Net 30 Days

Shipping & Handling Includes:

Standard freight, special packaging, semi rigging cranes, labor & delivery of equipment to final location, removal of all packaging, pre-delivery site check, education/training

Terms and Conditions:

Deal Consummation: This is a quote and not a commitment. This quote is subject to final credit, pricing, and documentation approval. Legal documentation must be signed before your equipment can be delivered. Documentation will be provided upon completion of our review process and your selection of a payment schedule. Confidentiality Notice: Recipient will not disclose to any third party the terms of this quote or any other information, including any pricing or discounts, offered to be provided by Stryker to Recipient in connection with this quote, without Stryker's prior written approval, except as may be requested by law or by lawful order of any applicable government agency. A copy of Stryker Medical's terms and conditions can be found at https://techweb.stryker.com/Terms_Conditions/index.html.

ENDING APPROVAL



Commission Action Report

CCLIP-GI K-99 from Soden's to Kansas Sidewalk Easement Acceptance

Title: CCLIP Geometric Improvements K-99 Highway from Soden's Road to Kansas Avenue Sidewalk Easement Acceptance, Project No. PV2403, KDOT Project No. 56 KA-7274-01

Agenda Date: November 25, 2025

Presented By: James Ubert, City Engineer

Background:

The KDOT City Connecting Link Improvement Program (CCLIP) Geometric Improvements Project along K-99 Highway from Soden's Road to Kansas Avenue is adding a center turn lane, widening the roadway, replacing stormsewer, and creating new sidewalk along portions of the project. Permanent sidewalk easements are needed to build the new sidewalk.

Discussion:

There were sidewalk easement requests sent to six (6) property owners and businesses along the K-99 project corridor. Of the six (6) properties sent the easement requests, four (4) returned signed copies. The project was then redesigned to allow sidewalk construction in the Right-of-Way in lieu of pursuing eminent domain legal proceedings for the two (2) properties that did not return signed sidewalk easements.

Financial considerations:

Easement acquisition costs are the responsibility of the Local Public Authority (LPA) per funding agreement with KDOT, participating construction costs will be funded at 90% KDOT/10% City for a maximum of \$1,200,000 funded by KDOT.

Recommended action:

Consider accepting sidewalk easements from Haba Rentals LLC, Hetlinger Developmental Services, Castillo-Lemus and Castillo household, and Lowery household for the paving and drainage improvement project.

Attachments:

Easement documents and exhibits.

PERMANENT SIDEWALK EASEMENT

This indenture made this 17 day of July, 2025, by and between **P. Marie Haba, Owner of Haba Rentals, LLC**, at 601 S. Commercial Street, of Emporia, Lyon County, Kansas, hereinafter referred to as "Grantor", and the City of Emporia, Lyon County, Kansas, a municipal corporation hereinafter referred to as "Grantee". WITNESSETH:

That the said First Party, in consideration of the sum of one dollar (\$1.00) and other valuable considerations, the receipt of which is hereby acknowledged, do by these presents convey unto the Second Party, its successors and assigns, a permanent sidewalk easement, subject to the terms and conditions hereinafter set forth over, across, and under the following described real property in the Lyon County, Kansas, for the purpose of permitting the Second Party to construct, install, maintain, repair, use and operate a sidewalk and related appurtenances and facilities, to wit:

PERMANENT SIDEWALK EASEMENT

A tract in the Northwest Quarter of Section 22, Township 19 South, Range 11 East of the 6th P.M., City of Emporia, Lyon County, Kansas, as described by Aaron C. Davis, PS 1368, on March 17, 2025, and being more particularly described as follows:

Commencing at the Northeast corner of said NW $\frac{1}{4}$;
Thence S. 88°55'29" W. on the North line of said NW $\frac{1}{4}$ for 33.00 feet; Thence S. 01°17'07" E. (Basis of Bearings) parallel with the East line of said NW $\frac{1}{4}$ for 12.50 feet to a point where the South line of Logan Avenue intersects the West line of South Commercial Street, and the

Point of Beginning;

Thence S. 01°17'07" E. on the West line of South Commercial Street for 159.50 feet to the Southeast corner of a certain tract as recorded in Document No. 2018-02381 in the Lyon County Register of Deeds office; Thence S. 88°55'29" W. on the South line of said tract for 12.00 feet; Thence N. 01°17'07" W. parallel with the West line of South Commercial Street for 159.54 feet to the South line of Logan Avenue; Thence N. 88°55'29" E. on the South line of Logan Avenue for 12.00 feet to the Point of Beginning.

The duration of the easement herein granted shall be perpetual, unless the Second Party agrees to terminate or abandon its use of the same for the stated purpose. The sidewalk easement shall specifically include, the right and privilege of the Second Party, its agents, employees, contractors, and assigns, of ingress and egress over the lands of the First Party to access the sidewalk and to traverse the easement with vehicles and equipment, and to make such improvements and excavations thereon and thereunder as may be reasonably necessary to construct, install, maintain, repair, replace, operate, or use the sidewalk easement. Second party shall save and hold the First Party harmless from any and liability for personal injury and property damage resulting from said sidewalk easement, or any related facilities or activities conducted or located within

said easement, except liability for personal injuries or property damage caused solely by the negligence or wrongdoing of the First Party. Second Party, its contractors and assigns shall take all reasonable steps to restore and revegetate any ground areas disturbed by maintenance or construction or related activities in the permanent easement herein granted. The parties acknowledge and agree that the First Party, its heirs, successors or assigns, shall be entitled at all times to travel over the easements, and to conduct any and all activities which they may desire to conduct provided the same does not unreasonably interfere with Second Party's use of said easement for the construction, installation, maintenance, repair, operation or use of the sidewalk located in the easement.

IN WITNESS WHEREOF the Grantor has executed this indenture as of the date first above written.

Haba Rentals, LLC

P. Marie Haba

P. Marie Haba, Owner

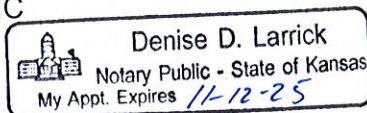
STATE OF KANSAS, COUNTY OF LYON, ss:

BE IT REMEMBERED, on this 17th day of July, 2025, before me, the undersigned, a notary public in and for the County and State aforesaid, came **P. Marie Haba, Owner of Haba Rentals, LLC**, such person(s) being personally known to me to be the same person(s) who executed the within instrument of writing and duly acknowledge the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day and year last above written.

Denise D. Larrick

NOTARY PUBLIC



My Commission Expires:

11-12-25

PERMANENT SIDEWALK EASEMENT

This indenture made this 21 day of October, 2025, by and between **Hetlinger Developmental Services, Inc.**, at **707 S. Commercial Street**, of Emporia, Lyon County, Kansas, hereinafter referred to as First Party, and the City of Emporia, Lyon County, Kansas, a municipal corporation hereinafter referred to as Second Party. WITNESSETH:

That the said First Party, in consideration of the sum of one dollar (\$1.00) and other valuable considerations, the receipt of which is hereby acknowledged, do by these presents convey unto the Second Party, its successors and assigns, a permanent sidewalk easement, subject to the terms and conditions hereinafter set forth over, across, and under the following described real property in the Lyon County, Kansas, for the purpose of permitting the Second Party to construct, install, maintain, repair, use and operate a sidewalk and related appurtenances and facilities, to wit:

PERMANENT SIDEWALK EASEMENT

A tract in the Northwest Quarter of Section 22, Township 19 South, Range 11 East of the 6th P.M., City of Emporia, Lyon County, Kansas, as described by Aaron C. Davis, PS 1368, on March 17, 2025, and being more particularly described as follows:

Commencing at the Northeast corner of said NW¹/₄;

Thence S. 01°17'07" E. (Basis of Bearings) on the East line of said NW¹/₄ for 380.00 feet; Thence S. 88°55'44" W. for 33.00 feet to a point on the West line of South Commercial Street, said point being the Northeast corner of a certain tract as recorded in Book 286 at page 259 in the Lyon County Register of Deeds office, and the

Point of Beginning;

Thence S. 01°17'07" E. on the West line of South Commercial Street for 676.06 feet to the Southeast corner of said tract; Thence S. 88°25'42" W. on the South line of said tract for 12.13 feet; Thence N. 06°53'46" E. for 0.93 feet; Thence N. 01°17'07" W. parallel with the West line of South Commercial Street for 675.25 feet to the North line of said tract; Thence N. 88°55'44" E. on said North line for 12.00 feet to the Point of Beginning.

The First Party has an existing sign and sign base that is at least partially within the Permanent Sidewalk Easement. That existing sign and sign base and any existing appurtenances to the sign can remain within the Permanent Sidewalk Easement. Maintenance and repair to that existing sign, sign base or sign appurtenances would be allowed uses within the Permanent Sidewalk Easement.

The duration of the easement herein granted shall be perpetual, unless the Second Party agrees to terminate or abandon its use of the same for the stated purpose. The sidewalk easement shall specifically include, the right and privilege of the Second Party, its agents, employees, contractors, and assigns, of ingress and egress over the lands of the First Party to access the sidewalk and to traverse the easement with vehicles and equipment, and to make such improvements and excavations thereon

and thereunder as may be reasonably necessary to construct, install, maintain, repair, replace, operate, or use the sidewalk easement. Second party shall save and hold the First Party harmless from any and liability for personal injury and property damage resulting from said sidewalk easement, or any related facilities or activities conducted or located within said easement, except liability for personal injuries or property damage caused solely by the negligence or wrongdoing of the First Party. Second Party, its contractors and assigns shall take all reasonable steps to restore and revegetate any ground areas disturbed by maintenance or construction or related activities in the permanent easement herein granted. The parties acknowledge and agree that the First Party, its heirs, successors or assigns, shall be entitled at all times to travel over the easements, and to conduct any and all activities which they may desire to conduct provided the same does not unreasonably interfere with Second Party's use of said easement for the construction, installation, maintenance, repair, operation or use of the sidewalk located in the easement.

IN WITNESS WHEREOF the Grantor has executed this indenture as of the date first above written.

Hetlinger Developmental Services, Inc.

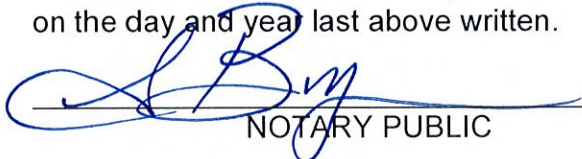


Jill Burton, C.E.O.

STATE OF KANSAS, COUNTY OF LYON, ss:

BE IT REMEMBERED, on this 21st day of October, 2025, before me, the undersigned, a notary public in and for the County and State aforesaid, came **Jill Burton, C.E.O. of Hetlinger Developmental Services, Inc.**, such person(s) being personally known to me to be the same person(s) who executed the within instrument of writing and duly acknowledge the execution of the same.

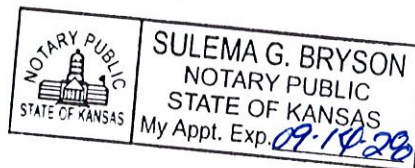
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day and year last above written.



NOTARY PUBLIC

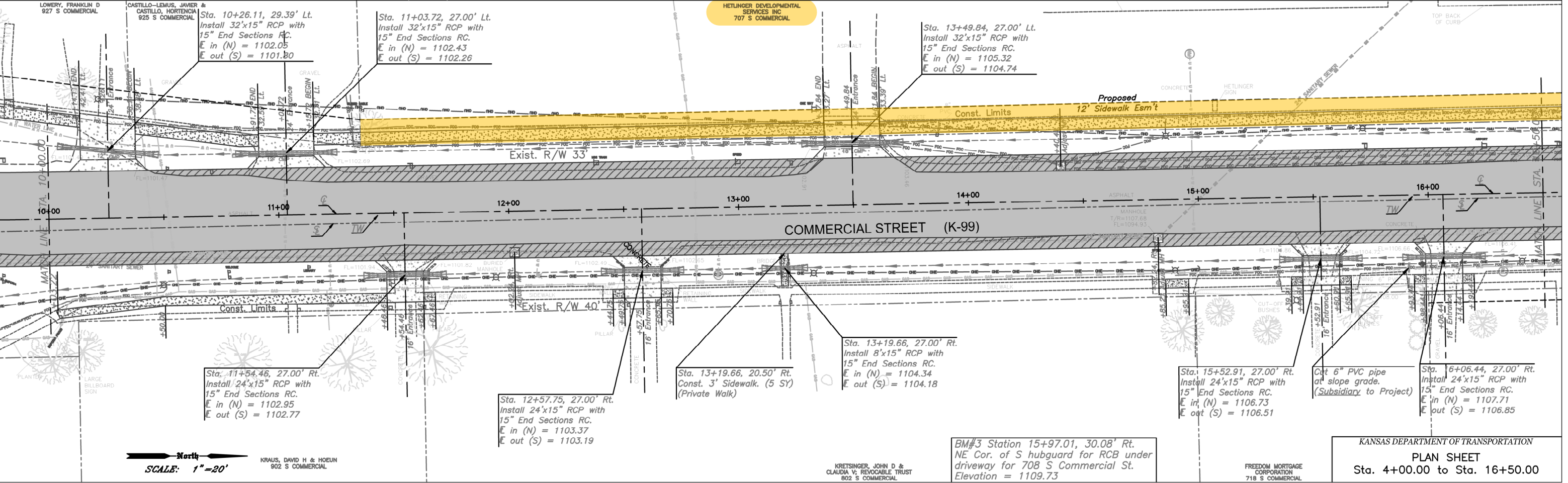
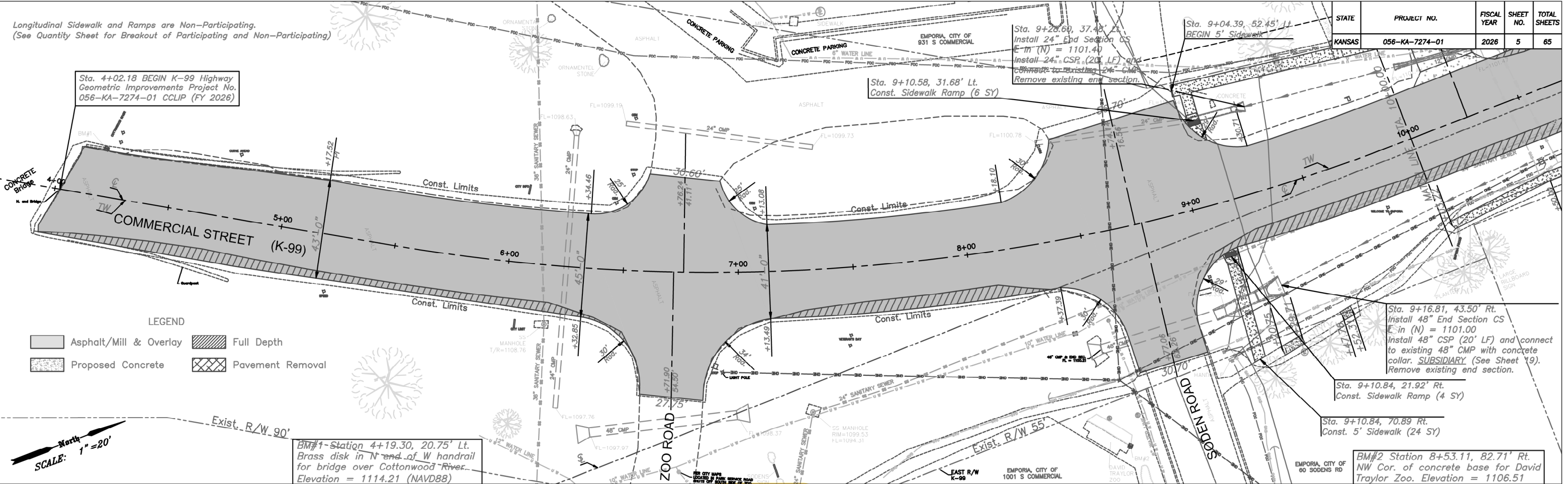
My Commission Expires:

09-14-28



Longitudinal Sidewalk and Ramps are Non-Participating.
(See Quantity Sheet for Breakout of Participating and Non-Participating)

STATE	PROJECT NO.	FISCAL YEAR	SHEET NO.	TOTAL SHEETS
KANSAS	056-KA-7274-01	2026	5	65



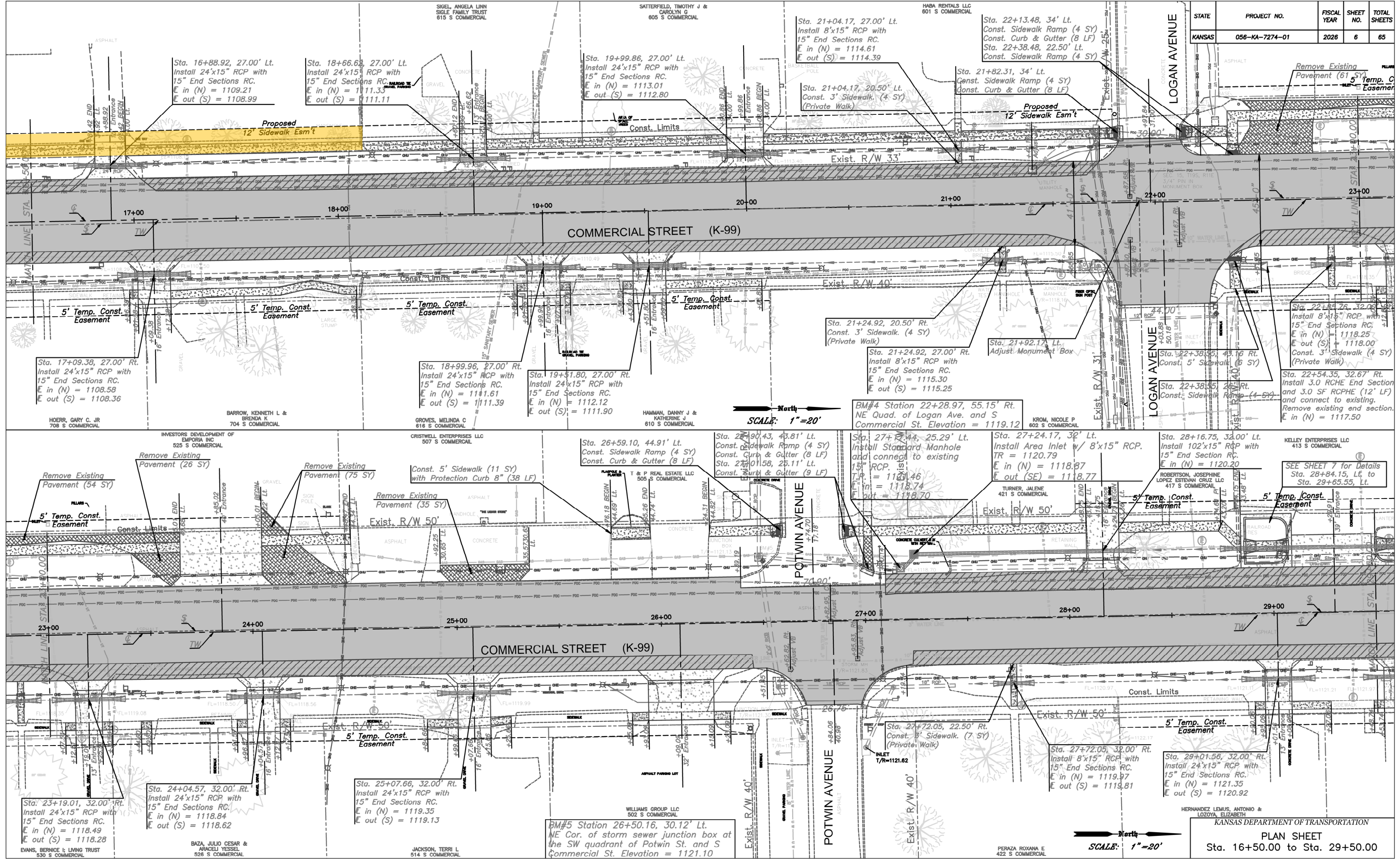
North
SCALE: 1"=20'

KRETSINGER, JOHN D & CLAUDIA V. REVOCABLE TRUST
802 S COMMERCIAL

FREEDOM MORTGAGE CORPORATION
718 S COMMERCIAL

KANSAS DEPARTMENT OF TRANSPORTATION
PLAN SHEET
Sta. 4+00.00 to Sta. 16+50.00

STATE	PROJECT NO.	FISCAL YEAR	SHEET NO.	TOTAL SHEETS
KANSAS	056-KA-7274-01	2026	6	65



North
SCALE: 1"=20'

North
SCALE: 1"=20'

KANSAS DEPARTMENT OF TRANSPORTATION
PLAN SHEET
Sta. 16+50.00 to Sta. 29+50.00

Sta. 17+09.38, 27.00' Rt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1108.58
E out (S) = 1108.36

Sta. 16+88.92, 27.00' Lt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1109.21
E out (S) = 1108.99

Sta. 18+66.63, 27.00' Lt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1111.33
E out (S) = 1111.11

Sta. 19+99.86, 27.00' Lt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1113.01
E out (S) = 1112.80

Sta. 21+04.17, 27.00' Lt.
Install 8"x15" RCP with
15" End Sections RC.
E in (N) = 1114.61
E out (S) = 1114.39

Sta. 22+13.48, 34' Lt.
Const. Sidewalk Ramp (4 SY)
Const. Curb & Gutter (8 LF)
Sta. 22+38.48, 22.50' Lt.
Const. Sidewalk Ramp (4 SY)

Sta. 21+82.31, 34' Lt.
Const. Sidewalk Ramp (4 SY)
Const. Curb & Gutter (8 LF)

Sta. 21+04.17, 20.50' Lt.
Const. 3' Sidewalk (4 SY)
(Private Walk)

Sta. 21+24.92, 20.50' Rt.
Const. 3' Sidewalk (4 SY)
(Private Walk)

Sta. 21+24.92, 27.00' Rt.
Install 8"x15" RCP with
15" End Sections RC.
E in (N) = 1115.30
E out (S) = 1115.25

Sta. 18+99.96, 27.00' Rt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1111.61
E out (S) = 1111.39

Sta. 19+51.80, 27.00' Rt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1112.12
E out (S) = 1111.90

HAMMAN, DANNY J &
KATHERINE J
610 S COMMERCIAL

BM#4 Station 22+28.97, 55.15' Rt.
NE Quad. of Logan Ave. and S
Commercial St. Elevation = 1119.12

KROM, NICOLE P
602 S COMMERCIAL

Sta. 26+59.10, 44.91' Lt.
Const. Sidewalk Ramp (4 SY)
Const. Curb & Gutter (8 LF)

Sta. 27+17.44, 25.29' Lt.
Install Standard Manhole
and connect to existing
15" RCP.
E in (N) = 1118.46
E out (SE) = 1118.70

Sta. 27+24.17, 32' Lt.
Install Area Inlet w/ 8"x15" RCP.
TR = 1120.79
E in (N) = 1118.87
E out (SE) = 1118.77

Sta. 28+16.75, 32.00' Lt.
Install 102"x15" RCP with
15" End Section RC.
E in (N) = 1120.20

SEE SHEET 7 for Details
Sta. 28+84.15, Lt. to
Sta. 29+65.55, Lt.

Remove Existing
Pavement (54 SY)
5' Temp. Const.
Easement

Remove Existing
Pavement (26 SY)
5' Temp. Const.
Easement

Remove Existing
Pavement (75 SY)
5' Temp. Const.
Easement

Remove Existing
Pavement (35 SY)
5' Temp. Const.
Easement

Const. 5' Sidewalk (11 SY)
with Protection Curb 8" (38 LF)

Const. Sidewalk Ramp (4 SY)
Const. Curb & Gutter (8 LF)

Const. Sidewalk Ramp (4 SY)
Const. Curb & Gutter (8 LF)

Const. Sidewalk Ramp (4 SY)
Const. Curb & Gutter (8 LF)

Const. Sidewalk Ramp (4 SY)
Const. Curb & Gutter (8 LF)

Const. Sidewalk Ramp (4 SY)
Const. Curb & Gutter (8 LF)

Sta. 23+19.01, 32.00' Rt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1118.49
E out (S) = 1118.28

Sta. 24+04.57, 32.00' Rt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1118.84
E out (S) = 1118.62

Sta. 25+07.66, 32.00' Rt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1119.35
E out (S) = 1119.13

BM#5 Station 26+50.16, 30.12' Lt.
NE Cor. of storm sewer junction box at
the SW quadrant of Potwin St. and S
Commercial St. Elevation = 1121.10

Sta. 27+72.05, 22.50' Rt.
Const. 3' Sidewalk (7 SY)
(Private Walk)

Sta. 27+72.05, 32.00' Rt.
Install 8"x15" RCP with
15" End Sections RC.
E in (N) = 1119.97
E out (S) = 1119.81

Sta. 29+01.56, 32.00' Rt.
Install 24"x15" RCP with
15" End Sections RC.
E in (N) = 1121.35
E out (S) = 1120.92

PERMANENT SIDEWALK EASEMENT

This indenture made this 7th day of August, 202~~4~~⁵, by and between **Javier Castillo-Lemus and Hortencia Castillo, Owners**, at **925 S. Commercial Street**, of Emporia, Lyon County, Kansas, hereinafter referred to as "Grantor", and the City of Emporia, Lyon County, Kansas, a municipal corporation hereinafter referred to as "Grantee". WITNESSETH:

That the said First Party, in consideration of the sum of one dollar (\$1.00) and other valuable considerations, the receipt of which is hereby acknowledged, do by these presents convey unto the Second Party, its successors and assigns, a permanent sidewalk easement, subject to the terms and conditions hereinafter set forth over, across, and under the following described real property in the Lyon County, Kansas, for the purpose of permitting the Second Party to construct, install, maintain, repair, use and operate a sidewalk and related appurtenances and facilities, to wit:

PERMANENT SIDEWALK EASEMENT

A tract in the Northwest Quarter of Section 22, Township 19 South, Range 11 East of the 6th P.M., City of Emporia, Lyon County, Kansas, as described by Aaron C. Davis, PS 1368, on March 17, 2025, and being more particularly described as follows:

Commencing at the Northeast corner of said NW¼;

Thence S. 01°17'07" E. (Basis of Bearings) on the East line of said NW¼ for 1156.00 feet; Thence S. 88°26'57" W. for 47.42 feet to a point on the West line of South Commercial Street, said point being the Southeast corner of a certain tract as recorded in Document No. 2018-00239 in the Lyon County Register of Deeds office, and the

Point of Beginning;


Thence S. 88°26'57" W. on the South line of said tract for 12.13 feet;

Thence N. 06°53'46" E. parallel with the West line of South Commercial Street for 101.31 feet to the North line of said tract; Thence N. 88°25'42" E. on said North line for 12.13 feet to the West line of South Commercial Street; Thence S. 06°53'46" W. on the West line of South Commercial Street for 101.32 feet to the Point of Beginning.

The duration of the easement herein granted shall be perpetual, unless the Second Party agrees to terminate or abandon its use of the same for the stated purpose. The sidewalk easement shall specifically include, the right and privilege of the Second Party, its agents, employees, contractors, and assigns, of ingress and egress over the lands of the First Party to access the sidewalk and to traverse the easement with vehicles and equipment, and to make such improvements and excavations thereon and thereunder as may be reasonably necessary to construct, install, maintain, repair, replace, operate, or use the sidewalk easement. Second party shall save and hold the First Party harmless from any and liability for personal injury and property damage resulting from said sidewalk easement, or any related facilities or activities conducted or located within said easement, except liability for personal injuries or property damage caused solely by

the negligence or wrongdoing of the First Party. Second Party, its contractors and assigns shall take all reasonable steps to restore and revegetate any ground areas disturbed by maintenance or construction or related activities in the permanent easement herein granted. The parties acknowledge and agree that the First Party, its heirs, successors or assigns, shall be entitled at all times to travel over the easements, and to conduct any and all activities which they may desire to conduct provided the same does not unreasonably interfere with Second Party's use of said easement for the construction, installation, maintenance, repair, operation or use of the sidewalk located in the easement.

IN WITNESS WHEREOF the Grantor has executed this indenture as of the date first above written.



Javier Castillo-Lemus, Owner

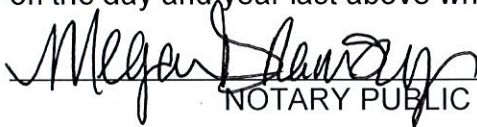


Hortencia Castillo, Owner

STATE OF KANSAS, COUNTY OF LYON, ss:

BE IT REMEMBERED, on this 7 day of August, 2025, before me, the undersigned, a notary public in and for the County and State aforesaid, came **Javier Castillo-Lemus, Owner**, such person(s) being personally known to me to be the same person(s) who executed the within instrument of writing and duly acknowledge the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day and year last above written.



NOTARY PUBLIC



My Commission Expires:
07/09/2028

STATE OF KANSAS, COUNTY OF LYON, ss:

BE IT REMEMBERED, on this 7 day of August, 2025, before me, the undersigned, a notary public in and for the County and State aforesaid, came **Hortencia Castillo, Owner**, such person(s) being personally known to me to be the same person(s) who executed the within instrument of writing and duly acknowledge the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day and year last above written.

Megan Ramsey
NOTARY PUBLIC

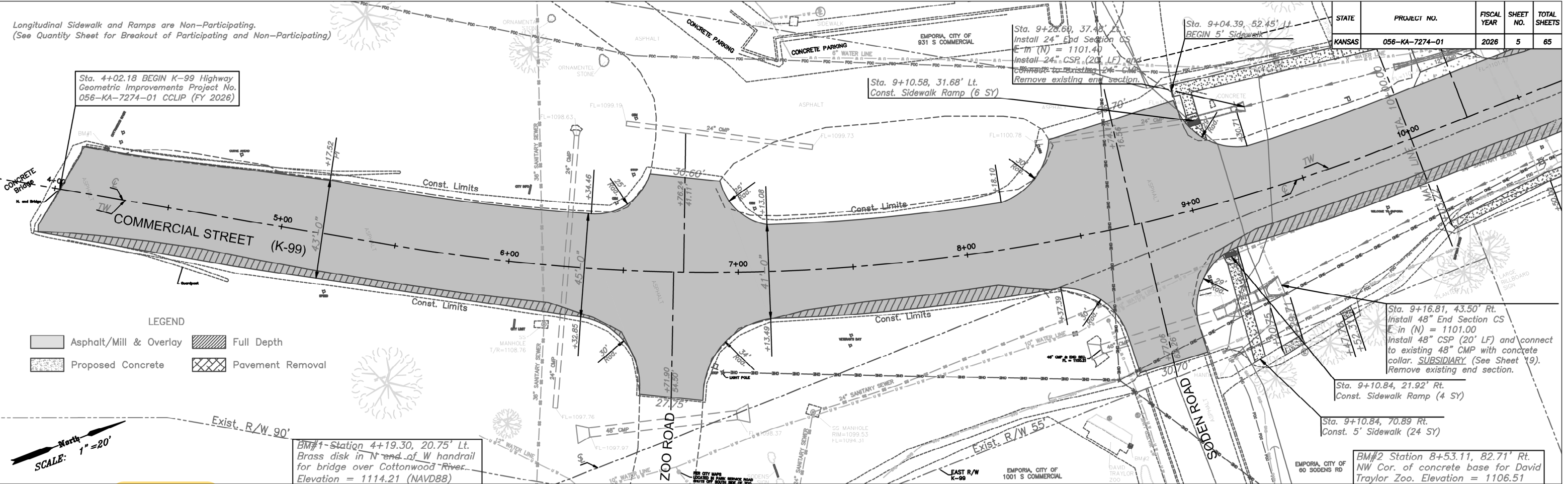


My Commission Expires:

07/09/2028

Longitudinal Sidewalk and Ramps are Non-Participating.
(See Quantity Sheet for Breakout of Participating and Non-Participating)

STATE	PROJECT NO.	FISCAL YEAR	SHEET NO.	TOTAL SHEETS
KANSAS	056-KA-7274-01	2026	5	65



Sta. 4+02.18 BEGIN K-99 Highway Geometric Improvements Project No. 056-KA-7274-01 CCLIP (FY 2026)

Sta. 9+10.58, 31.68' Lt. Const. Sidewalk Ramp (6 SY)

Sta. 9+04.39, 52.45' Lt. BEGIN 5' Sidewalk

Sta. 9+28.60, 37.40' Lt. Install 24" End Section CS E in (N) = 1101.40 Install 24" CSP (20' LF) and connect to existing 24" CMP. Remove existing end section.

Sta. 9+16.81, 43.50' Rt. Install 48" End Section CS E in (N) = 1101.00 Install 48" CSP (20' LF) and connect to existing 48" CMP with concrete collar. SUBSIDIARY (See Sheet 19). Remove existing end section.

Sta. 9+10.84, 21.92' Rt. Const. Sidewalk Ramp (4 SY)

Sta. 9+10.84, 70.89' Rt. Const. 5' Sidewalk (24 SY)

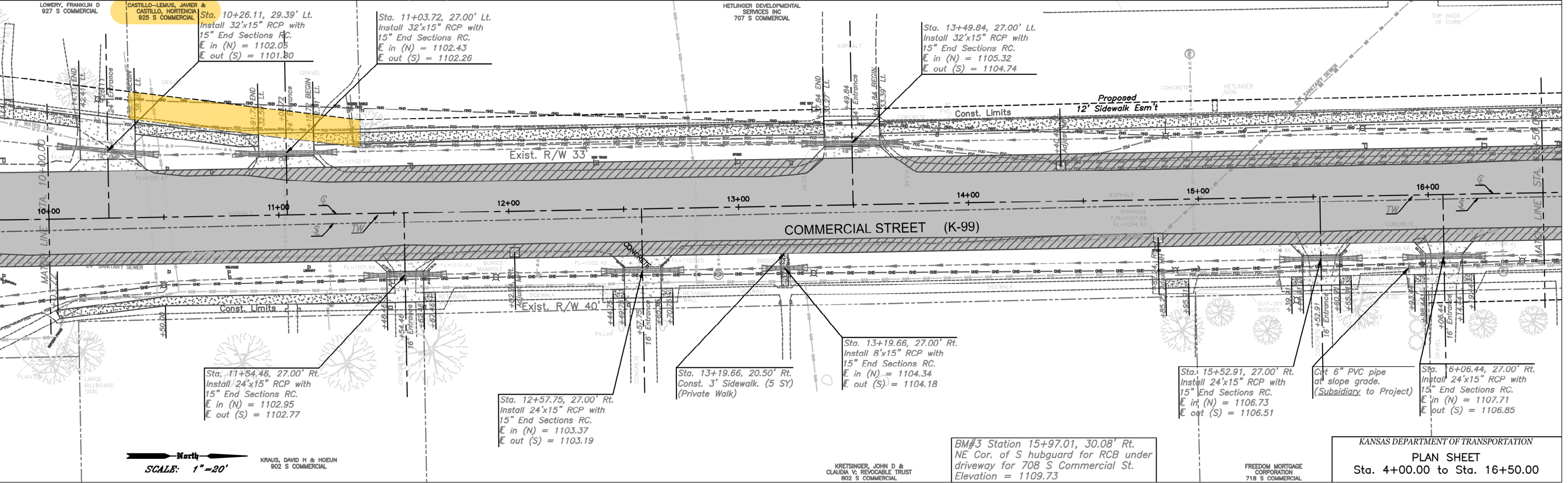
BM#2 Station 8+53.11, 82.71' Rt. NW Cor. of concrete base for David Traylor Zoo. Elevation = 1106.51

LEGEND

- Asphalt/Mill & Overlay
- Proposed Concrete
- Full Depth
- Pavement Removal

North
SCALE: 1" = 20'

BM#1-Station 4+19.30, 20.75' Lt. Brass disk in N end of W handrail for bridge over Cottonwood River. Elevation = 1114.21 (NAVD88)



Sta. 10+26.11, 29.39' Lt. Install 32"x15" RCP with 15" End Sections RC. E in (N) = 1102.05 E out (S) = 1101.80

Sta. 11+03.72, 27.00' Lt. Install 32"x15" RCP with 15" End Sections RC. E in (N) = 1102.43 E out (S) = 1102.26

Sta. 13+49.84, 27.00' Lt. Install 32"x15" RCP with 15" End Sections RC. E in (N) = 1105.32 E out (S) = 1104.74

Sta. 11+54.46, 27.00' Rt. Install 24"x15" RCP with 15" End Sections RC. E in (N) = 1102.95 E out (S) = 1102.77

Sta. 12+57.75, 27.00' Rt. Install 24"x15" RCP with 15" End Sections RC. E in (N) = 1103.37 E out (S) = 1103.19

Sta. 13+19.66, 20.50' Rt. Const. 3' Sidewalk. (5 SY) (Private Walk)

Sta. 13+19.66, 27.00' Rt. Install 8"x15" RCP with 15" End Sections RC. E in (N) = 1104.34 E out (S) = 1104.18

Sta. 15+52.91, 27.00' Rt. Install 24"x15" RCP with 15" End Sections RC. E in (N) = 1106.73 E out (S) = 1106.51

Sta. 16+06.44, 27.00' Rt. Install 24"x15" RCP with 15" End Sections RC. E in (N) = 1107.71 E out (S) = 1106.85

BM#3 Station 15+97.01, 30.08' Rt. NE Cor. of S hubguard for RCB under driveway for 708 S Commercial St. Elevation = 1109.73

KANSAS DEPARTMENT OF TRANSPORTATION
PLAN SHEET
Sta. 4+00.00 to Sta. 16+50.00

North
SCALE: 1" = 20'

KRAUS, DAVID H & HOEHN
902 S COMMERCIAL

KRETSINGER, JOHN D & CLAUDIA V. REVOCABLE TRUST
802 S COMMERCIAL

FREEDOM MORTGAGE CORPORATION
718 S COMMERCIAL

PERMANENT SIDEWALK EASEMENT

This indenture made this 30th day of June, ~~2024~~, ²⁰²⁵, by and between **Franklin Lowery**, at **927 S. Commercial Street**, of Emporia, Lyon County, Kansas, hereinafter referred to as "Grantor", and the City of Emporia, Lyon County, Kansas, a municipal corporation hereinafter referred to as "Grantee". WITNESSETH:

That the said First Party, in consideration of the sum of one dollar (\$1.00) and other valuable considerations, the receipt of which is hereby acknowledged, do by these presents convey unto the Second Party, its successors and assigns, a permanent sidewalk easement, subject to the terms and conditions hereinafter set forth over, across, and under the following described real property in the Lyon County, Kansas, for the purpose of permitting the Second Party to construct, install, maintain, repair, use and operate a sidewalk and related appurtenances and facilities, to wit:

PERMANENT SIDEWALK EASEMENT

A tract in the Northwest Quarter of Section 22, Township 19 South, Range 11 East of the 6th P.M., City of Emporia, Lyon County, Kansas, as described by Aaron C. Davis, PS 1368, on March 17, 2025, and being more particularly described as follows:

Commencing at the Northeast corner of said NW $\frac{1}{4}$;

Thence S. 01°17'07" E. (Basis of Bearings) on the East line of said NW $\frac{1}{4}$ for 1156.00 feet; Thence S. 88°26'57" W. for 47.42 feet to a point on the West line of South Commercial Street, said point being the Northeast corner of a certain tract as recorded in Document No. 2011-04079 in the Lyon County Register of Deeds office, and the Point of Beginning; Thence S. 88°26'57" W. on the North line of said tract for 12.13 feet; Thence S. 06°54'31" E. parallel with the West line of South Commercial Street for 136.49 feet to the South line of said tract; Thence N. 88°26'57" E. on said South line for 12.13 feet to the West line of South Commercial Street; Thence N. 06°54'31" E. on the West line of South Commercial Street for 136.49 feet to the Point of Beginning.

The duration of the easement herein granted shall be perpetual, unless the Second Party agrees to terminate or abandon its use of the same for the stated purpose. The sidewalk easement shall specifically include, the right and privilege of the Second Party, its agents, employees, contractors, and assigns, of ingress and egress over the lands of the First Party to access the sidewalk and to traverse the easement with vehicles and equipment, and to make such improvements and excavations thereon and thereunder as may be reasonably necessary to construct, install, maintain, repair, replace, operate, or use the sidewalk easement. Second party shall save and hold the First Party harmless from any and liability for personal injury and property damage resulting from said sidewalk easement, or any related facilities or activities conducted or located within said easement, except liability for personal injuries or property damage caused solely by the negligence or wrongdoing of the First Party. Second Party, its contractors and assigns shall take all reasonable steps to restore and revegetate any ground areas

disturbed by maintenance or construction or related activities in the permanent easement herein granted. The parties acknowledge and agree that the First Party, its heirs, successors or assigns, shall be entitled at all times to travel over the easements, and to conduct any and all activities which they may desire to conduct provided the same does not unreasonably interfere with Second Party's use of said easement for the construction, installation, maintenance, repair, operation or use of the sidewalk located in the easement.

IN WITNESS WHEREOF the Grantor has executed this indenture as of the date first above written.


Franklin Lowery, Owner

STATE OF KANSAS, COUNTY OF LYON, ss:

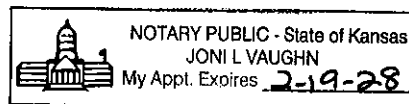
BE IT REMEMBERED, on this 30 day of June, 2025, before me, the undersigned, a notary public in and for the County and State aforesaid, came **Franklin Lowery, Owner**, such person(s) being personally known to me to be the same person(s) who executed the within instrument of writing and duly acknowledge the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal on the day and year last above written.


NOTARY PUBLIC

My Commission Expires:

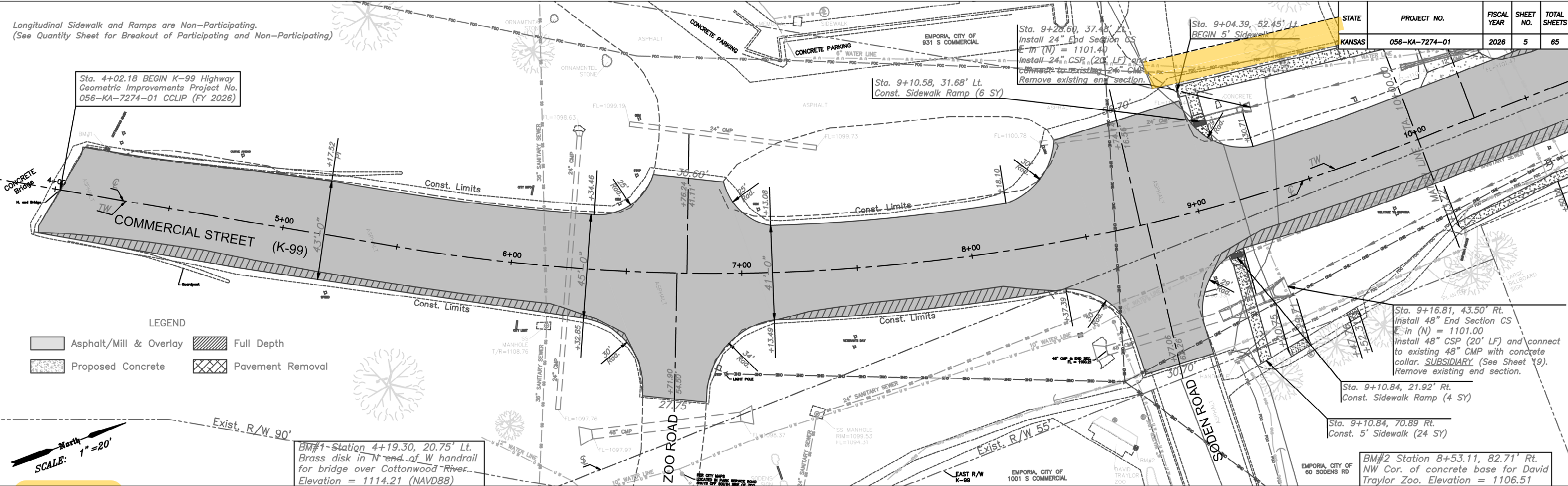
2-19-28



Longitudinal Sidewalk and Ramps are Non-Participating.
(See Quantity Sheet for Breakout of Participating and Non-Participating)

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Sta. 4+02.18 BEGIN K-99 Highway Geometric Improvements Project No. 056-KA-7274-01 CCLIP (FY 2026)



- LEGEND**
- Asphalt/Mill & Overlay
 - Proposed Concrete
 - Full Depth
 - Pavement Removal

North
SCALE: 1"=20'

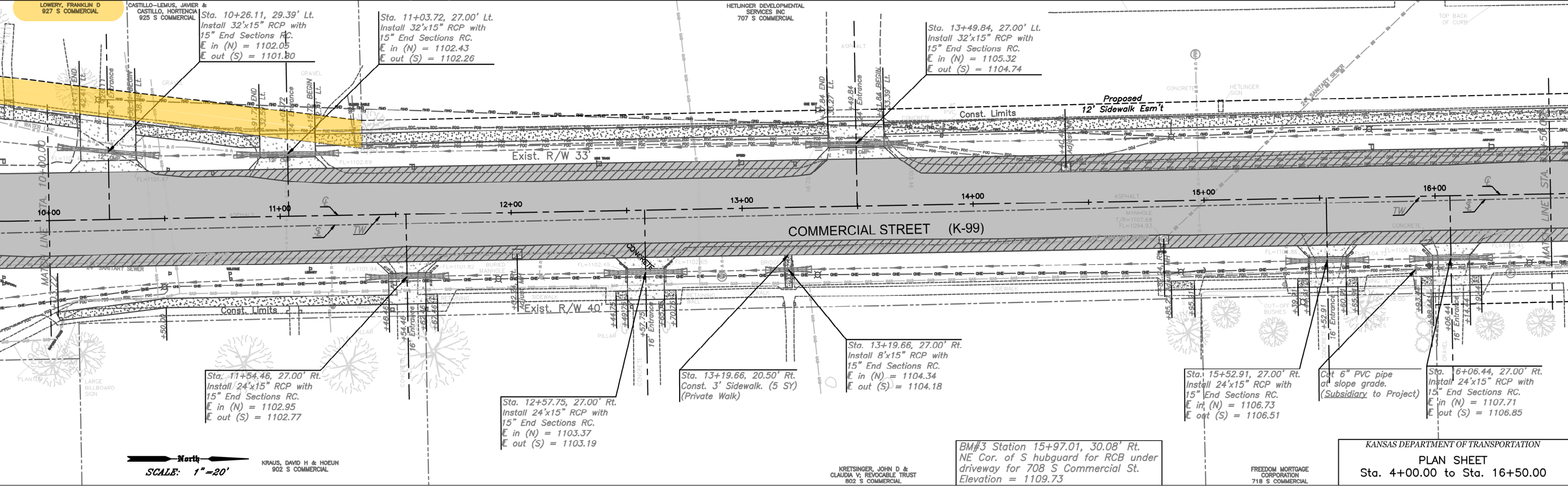
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Sta. 15+52.91, 27.00' Rt. Install 24"x15" RCP with 15" End Sections RC. E in (N) = 1106.73 E out (S) = 1106.51

Cut 6" PVC pipe at slope grade. (Subsidiary to Project)

Sta. 16+06.44, 27.00' Rt. Install 24"x15" RCP with 15" End Sections RC. E in (N) = 1107.71 E out (S) = 1106.85

North
SCALE: 1"=20'

KRAUS, DAVID H & HOEHN
902 S COMMERCIAL

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BM#3 Station 15+97.01, 30.08' Rt. NE Cor. of S hubguard for RCB under driveway for 708 S Commercial St. Elevation = 1109.73

FREEDOM MORTGAGE CORPORATION
718 S COMMERCIAL

KANSAS DEPARTMENT OF TRANSPORTATION
PLAN SHEET
Sta. 4+00.00 to Sta. 16+50.00



Commission Action Report

Loan Amendment No.4 with KDH&E

For KPWSLF Project No, 2968

Title: Loan Amendment No. 4 with KDH&E for KPWSLF Project No. 2968 for the City of Emporia

Agenda Date: November 25, 2025

Presented By: Mark Detter, Deputy City Manager

Background:

The Original Loan for the project was signed in September of 2019. The original loan amount was \$10,000,000 and due to a reduction in projects the new amounts is \$3,555,685.55.

Discussion:

Project No. 2968 involved water system improvements in the City of Emporia, including water line improvements on 9th Avenue (Elm Street to Lawrence Street), on Elm Street (5th Avenue to Newman Regional Health) 12th Ave (Grant Street to Chestnut) Street, 6th Ave (Woodland to Lincoln Street), and Peyton street (6th Avenue to South Avenue).

Financial considerations:

The new loan amount resulted in a payment of \$108,393.38 that was made in August of 2025. The yearly loan amount will be \$216,786.76 starting in 2026 and paid yearly until 2044. The final payment will be made in 2045 of \$108,393.18. The payment is in addition to payment of \$658,593.93 semi-annually starting in August of 2027 (for KPWSLF Project No 3070). The total payment for water improvements to KDH&E will be \$216,786.76 in fiscal year 2026, \$875,380.69 in fiscal year 2027, and starting in 2028 the total payments will increase to \$1,533,974.62. The payments will then begin declining in 2045 and will be completed in 2047. All water loan payments are made from the water fund which is funded by water user fee payments.

Recommended action:

Approve Loan Amendment No.4 with KDH&E for KPWSLF Project No. 2968 for the City of Emporia.

Attachments:

Loan Amendment No 4. With KDH&E for KPSWSLF Project No. 2968 for the City of Emporia

FOURTH AMENDMENT TO THE
LOAN AGREEMENT

BETWEEN

THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT
ACTING ON BEHALF OF
THE STATE OF KANSAS

AND

EMPORIA, KANSAS
KPWSLF PROJECT NO. 2968

ORIGINAL LOAN AGREEMENT
EFFECTIVE AS OF SEPTEMBER 3, 2019

AMENDMENT NO. 4
EFFECTIVE AS OF MARCH 24, 2025

Fourth Amendment to
the Loan Agreement between the
Kansas Department of Health and Environment
Acting on behalf of the State of Kansas
and Emporia, Kansas
Effective as of March 24, 2025

WHEREAS, the City of Emporia, Kansas (the Municipality) has entered into a Loan Agreement with the Kansas Department of Health and Environment, acting on behalf of the State of Kansas, effective as of September 3, 2019, (the "Loan Agreement"); and

WHEREAS, said Loan Agreement was entered into for the benefit of Emporia, Kansas, KPWSLF Project No. 2968; and

WHEREAS, the Municipality hereby determines that it is necessary to amend certain exhibits to the Loan Agreement, and

WHEREAS, this Fourth Amendment to the Loan Agreement is entered into and effective as of March 24, 2025;

SECTION 1. Section 2.01 and Exhibit B2 of the LOAN AGREEMENT BETWEEN THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT AND EMPORIA, KANSAS are hereby amended to read as set forth on the pages attached hereto.

SECTION 2. Except as herein specifically set out, the Loan Agreement is confirmed and ratified.

IN WITNESS WHEREOF, KDHE and the City of Emporia, Kansas have caused this Fourth Amendment to the Loan Agreement for the Municipality to be executed, sealed and delivered, effective as of March 24, 2025.



The KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT, acting on behalf of THE STATE OF KANSAS

By: Janet Stanek

Janet Stanek
Secretary
Kansas Department of Health & Environment

Date: 10-30-25

By: _____

Printed Name
Mayor
Emporia, Kansas

(Seal)

ATTEST:

By: _____

Title: _____

Date: _____

ARTICLE II

LOAN TERMS

- Section 2.01. Amount of the Loan. Subject to all of the terms, provisions and conditions of this Loan Agreement, and subject to the availability of State and Federal funds, KDHE will loan an amount not to exceed ~~\$4,000,000~~ \$3,555,685.94 to the Municipality to pay the costs of the Project described in Exhibit A hereto. The final actual amount of the Loan may be reduced without revision of any other terms, provisions or conditions of this Loan Agreement, other than the Loan Repayment Schedule (Exhibit B hereto), to reflect reductions in the estimated or actual total Project Costs as impacted by opening of bids for construction, change orders, final actual costs, and prepayments. The Municipality shall be responsible for any costs incurred by the Municipality in connection with the Project in addition to the amount of the Loan. An amendment to Exhibit B must be accomplished by an Amendment to the Loan Agreement executed by all parties.

KANSAS PUBLIC WATER SUPPLY LOAN FUND
 Actual Draws - Actual Interest Rate
 Amortization of Loan Costs as of 3/24/2025 - FINAL

Project Principal: 3,549,717.26
 Interest During Const.: 1,039.32
 Service Fee During Const.: 4,929.36
 Gross Loan Costs: 3,555,685.94

Prepared for:
 City of Emporia, Project No. 2968

Gross Interest Rate Allocation	thru 2/1/2029	after 2/1/2029	Gross Interest Rate:	2.01%
Service Fee Rate:	1.66%	0.35%	First Payment Date:	8/1/2025
Net Loan Interest Rate:	0.35%	1.66%	Number of Payments:	40

Payment Number	Payment Date	Beginning Balance	Interest Payment	Principal Payment	Service Fee	Total Payment	Ending Balance
1	8/1/2025	3,555,685.94	6,222.45	72,658.74	29,512.19	108,393.38	3,483,027.20
2	2/1/2026	3,483,027.20	6,095.30	73,388.95	28,909.13	108,393.38	3,409,638.25
3	8/1/2026	3,409,638.25	5,966.87	74,126.51	28,300.00	108,393.38	3,335,511.74
4	2/1/2027	3,335,511.74	5,837.15	74,871.48	27,684.75	108,393.38	3,260,640.26
5	8/1/2027	3,260,640.26	5,706.12	75,623.95	27,063.31	108,393.38	3,185,016.31
6	2/1/2028	3,185,016.31	5,573.78	76,383.96	26,435.64	108,393.38	3,108,632.35
7	8/1/2028	3,108,632.35	5,440.11	77,151.62	25,801.65	108,393.38	3,031,480.73
8	2/1/2029	3,031,480.73	5,305.09	77,927.00	25,161.29	108,393.38	2,953,553.73
9	8/1/2029	2,953,553.73	24,514.50	78,710.16	5,168.72	108,393.38	2,874,843.57
10	2/1/2030	2,874,843.57	23,861.20	79,501.20	5,030.98	108,393.38	2,795,342.37
11	8/1/2030	2,795,342.37	23,201.34	80,300.19	4,891.85	108,393.38	2,715,042.18
12	2/1/2031	2,715,042.18	22,534.85	81,107.21	4,751.32	108,393.38	2,633,934.97
13	8/1/2031	2,633,934.97	21,861.66	81,922.33	4,609.39	108,393.38	2,552,012.64
14	2/1/2032	2,552,012.64	21,181.70	82,745.66	4,466.02	108,393.38	2,469,266.98
15	8/1/2032	2,469,266.98	20,494.92	83,577.24	4,321.22	108,393.38	2,385,689.74
16	2/1/2033	2,385,689.74	19,801.22	84,417.20	4,174.96	108,393.38	2,301,272.54
17	8/1/2033	2,301,272.54	19,100.56	85,265.59	4,027.23	108,393.38	2,216,006.95
18	2/1/2034	2,216,006.95	18,392.86	86,122.51	3,878.01	108,393.38	2,129,884.44
19	8/1/2034	2,129,884.44	17,678.04	86,988.04	3,727.30	108,393.38	2,042,896.40
20	2/1/2035	2,042,896.40	16,956.04	87,862.27	3,575.07	108,393.38	1,955,034.13
21	8/1/2035	1,955,034.13	16,226.78	88,745.29	3,421.31	108,393.38	1,866,288.84
22	2/1/2036	1,866,288.84	15,490.20	89,637.17	3,266.01	108,393.38	1,776,651.67
23	8/1/2036	1,776,651.67	14,746.21	90,538.03	3,109.14	108,393.38	1,686,113.64
24	2/1/2037	1,686,113.64	13,994.74	91,447.94	2,950.70	108,393.38	1,594,665.70
25	8/1/2037	1,594,665.70	13,235.73	92,366.99	2,790.66	108,393.38	1,502,298.71
26	2/1/2038	1,502,298.71	12,469.08	93,295.28	2,629.02	108,393.38	1,409,003.43
27	8/1/2038	1,409,003.43	11,694.73	94,232.89	2,465.76	108,393.38	1,314,770.54
28	2/1/2039	1,314,770.54	10,912.60	95,179.93	2,300.85	108,393.38	1,219,590.61
29	8/1/2039	1,219,590.61	10,122.60	96,136.50	2,134.28	108,393.38	1,123,454.11
30	2/1/2040	1,123,454.11	9,324.67	97,102.67	1,966.04	108,393.38	1,026,351.44
31	8/1/2040	1,026,351.44	8,518.72	98,078.54	1,796.12	108,393.38	928,272.90
32	2/1/2041	928,272.90	7,704.67	99,064.23	1,624.48	108,393.38	829,208.67
33	8/1/2041	829,208.67	6,882.43	100,059.83	1,451.12	108,393.38	729,148.84
34	2/1/2042	729,148.84	6,051.94	101,065.43	1,276.01	108,393.38	628,083.41
35	8/1/2042	628,083.41	5,213.09	102,081.14	1,099.15	108,393.38	526,002.27
36	2/1/2043	526,002.27	4,365.82	103,107.06	920.50	108,393.38	422,895.21
37	8/1/2043	422,895.21	3,510.03	104,143.28	740.07	108,393.38	318,751.93
38	2/1/2044	318,751.93	2,645.64	105,189.92	557.82	108,393.38	213,562.01
39	8/1/2044	213,562.01	1,772.56	106,247.09	373.73	108,393.38	107,314.92
40	2/1/2045	107,314.92	890.71	107,314.92	187.75	108,393.38	0.00
		Totals	471,498.71	3,555,685.94	308,550.55	4,335,735.20	

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 400
Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Janet Stanek, Secretary

Laura Kelly, Governor

November 3, 2025

Mr. Trey Cocking, City Manger
City of Emporia
P. O. Box 928
Emporia, Kansas 66801

RECEIVED
NOV 10 2025
BY:

Re: KPWSLF Project No.: 2968

Dear Mr. Cocking:

Two copies of Amendment No. 4 to the Loan Agreement for the referenced project are enclosed for your review. This Fourth Amendment decreases the amount of the loan to \$3,555,685.94. If acceptable, please have the mayor sign both copies, keep one copy for the city's records and return the other copy to KDHE. Since the Amendment decreases the loan amount, a new ordinance, proof of public, meeting minutes, and attorney opinion letter will not be necessary.

Please contact me at (785) 296-4262, if you have any questions.

Sincerely yours,

Brenda Diegel
SRF Unit Chief
Public Water Supply Section
Bureau of Water

BD

Enclosures

pc: SE District

Dean Grant, Director of Public Works

Dan Clair/Todd Stephenson/Ben Haring/Edward Darbro/Kathy Martinez Reynaga/SRF File



Commission Action Report

Ordinance No. 25-28 for State Revolving Fund Loan Amendment

Title: Ordinance No. 25-28 for State Revolving Fund Loan Amendment

Agenda Date: November 25, 2025

Presented By: Jim Ubert, City Engineer
Dean Grant, Director of Public Works

Background:

In 2022, the City secured a \$15,000,000 State Revolving Fund (SRF) loan to support a series of projects aimed at enhancing the long-term reliability, safety, and capacity of the municipal drinking water system. To maximize the value of the City's infrastructure investment, projects were strategically located along routes with a history of water main breaks, achieving dual objectives: upgrading the system and replacing mains that had reached the end of their service life. Since the submission of the original loan application and the commencement of construction, overall project costs have increased significantly. These increases are driven by rising material prices—including pipe, fittings, and concrete—as well as higher labor costs throughout the construction sector.

Additionally, the scope of work has expanded to address critical system needs, including the installation of additional service lines, construction of parallel service mains, and adjustments to planned waterline sizes. As a result, individual project components have experienced notable cost increases: the Peyton Street project by approximately 44%, the 24th Avenue & Prairie Street project by 34%, and the Southeast Transmission Main project by 84%.

Discussion:

Staff is requesting approval of a \$7,000,000 amendment to the original \$15,000,000 loan to complete the Southeast Transmission Main project.

Financial Considerations:

The original KDHE SRF loan will retain an interest rate of 2.2% per annum, while the \$7,000,000 loan amendment will carry a rate of 2.53% per annum. With the addition of this amendment, the total financing package increases to \$22,000,000, including \$1,000,000 in principal forgiveness. The estimated annual payment is approximately \$1,317,000. The first half-payment of \$658,593.93 is scheduled for August 2027, followed by regular annual payments of approximately \$1.317 million through 2046. A final half-payment of \$658,593.93 will be due in 2047.

Recommended Action:

Approve Ordinance No. 25-28 for the \$7,000,000 amendment to the State Revolving Fund loan.

Attachments:

Ordinance No. 25-28

(Published in [*Official City Newspaper*] on [publication date])

ORDINANCE NO. 25-28

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE LOAN AGREEMENT BETWEEN EMPORIA, KANSAS AND THE STATE OF KANSAS, ACTING BY AND THROUGH THE KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT FOR THE PURPOSE OF OBTAINING A LOAN FROM THE KANSAS PUBLIC WATER SUPPLY LOAN FUND FOR THE PURPOSE OF FINANCING A PUBLIC WATER SUPPLY PROJECT; ESTABLISHING A DEDICATED SOURCE OF REVENUE FOR REPAYMENT OF SUCH LOAN; AUTHORIZING AND APPROVING CERTAIN DOCUMENTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION WITH THE LOAN AGREEMENT.

WHEREAS, the Safe Drinking Water Act Amendments of 1996 [PL 104-182] to the Safe Drinking Water Act (the "Federal Act") established the Drinking Water Loan Fund to assist public water supply systems in financing the costs of infrastructure needed to achieve or maintain compliance with the Federal Act and to protect the public health and authorized the Environmental Protection Agency (the "EPA") to administer a revolving loan program operated by the individual states; and

WHEREAS, to fund the state revolving fund program, the EPA will make annual capitalization grants to the states, on the condition that each state provide a state match for such state's revolving fund; and

WHEREAS, by passage of the Kansas Public Water Supply Loan Act, K.S.A. 65-163d *et seq.*, as amended (the "Loan Act"), the State of Kansas (the "State") has established the Kansas Public Water Supply Loan Fund (the "Revolving Fund") for purposes of the Federal Act; and

WHEREAS, under the Loan Act, the Secretary of the Kansas Department of Health and Environment ("KDHE") is given the responsibility for administration and management of the Revolving Fund; and

WHEREAS, the Kansas Development Finance Authority (the "Authority") and KDHE have entered into a Pledge Agreement (the "Pledge Agreement") pursuant to which KDHE agrees to enter into Loan Agreements with Municipalities for public water supply projects (the "Projects") and to pledge the Loan Repayments (as defined in the Pledge Agreement) received pursuant to such Loan Agreements to the Authority; and

WHEREAS, the Authority is authorized under K.S.A. 74-8905(a) and the Loan Act to issue revenue bonds (the "Bonds") for the purpose of providing funds to implement the State's requirements under the Federal Act and to loan the same, together with available funds from the EPA capitalization grants, to Municipalities within the State for the payment of Project Costs (as said terms are defined in the Loan Act); and

WHEREAS, Emporia, Kansas (the "Municipality") is a municipality as said term is defined in the Loan Act which operates a water system (the "System"); and

WHEREAS, the System is a Public Water Supply System, as said term is defined in the Loan Act; and

WHEREAS, the Municipality has, pursuant to the Loan Act, submitted an Application to KDHE to obtain a loan from the Revolving Fund to finance the costs of improvements to its System consisting of the following:

Waterline improvements to replace aging, failing, and undersized water distribution system.

(the "Project"); and

WHEREAS, the Municipality has taken all steps necessary and has complied with the provisions of the Loan Act and the provisions of K.A.R. 28-15-50 through 28-15-65 (the "Regulations") applicable thereto necessary to qualify for the loan; and

WHEREAS, KDHE has informed the Municipality that it has been approved for a loan in amount of not to exceed \$22,000,000 (the "Loan") in order to finance the Project; and

WHEREAS, the governing body of the Municipality hereby finds and determines that it is necessary and desirable to accept the First Amendment to the Loan and to enter into a First Amendment to the loan agreement and certain other documents relating thereto, and to take certain actions required in order to implement the First Amendment to the Loan Agreement.

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

Section 1. Authorization of the First Amendment to the Loan Agreement. The Municipality is hereby authorized to accept the First Amendment to the Loan and to enter into a certain First Amendment of the Loan Agreement, with an effective date of August 1, 2025, with the State of Kansas acting by and through the Kansas Department of Health and Environment (the "First Amendment to the Loan Agreement") to finance the Project Costs (as defined in the First Amendment to the Loan Agreement). The Mayor and Clerk are hereby authorized to execute the First Amendment to the Loan Agreement in substantially the form presented to the governing body this date, with such changes or modifications thereto as

may be approved by the Mayor and the Municipality's legal counsel, the [Mayor's/Chairman's] execution of the First Amendment to the Loan Agreement being conclusive evidence of such approval.

Section 2. Establishment of Dedicated Source of Revenue for Repayment of Loan. Pursuant to the Loan Act, the Municipality hereby establishes a dedicated source of revenue for repayment of the Loan. In accordance therewith, the Municipality shall impose and collect such rates, fees and charges for the use and services furnished by or through the System, including all improvements and additions thereto hereafter constructed or acquired by the Municipality as will provide System Revenues (as defined in the Loan Agreement) sufficient to (a) pay the cost of the operation and maintenance of the System, (b) pay the principal of and interest on the Loan as and when the same become due, (c) pay all other amounts due at any time under the Loan Agreement, and (d) pay the principal of and interest on Additional Revenue Obligations (as defined in the Loan Agreement) as and when the same become due; provided, however, the pledge of the System Revenues contained herein and in the Loan Agreement (i) shall be subject to reasonable expenses of operation and maintenance of the System, and (ii) shall be junior and subordinate in all respects to the pledge of System Revenues to any Additional Revenue Obligations. In the event that the System's Revenues are insufficient to meet the obligations under the Loan and the Loan Agreement, the Municipality shall levy ad valorem taxes without limitation as to rate or amount upon all the taxable tangible property, real or personal, within the territorial limits of the Municipality to produce the amounts necessary for the prompt payment of the obligations under the Loan and Loan Agreement. In accordance with the Loan Act, the obligations under the Loan and the Loan Agreement shall not be included within any limitation on the bonded indebtedness of the Municipality.

Section 3. Further Authority. The Mayor, Clerk and other City officials and legal counsel are hereby further authorized and directed to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of the Ordinance, and to make alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

Section 4. Governing Law. The Ordinance and the First Amendment of the Loan Agreement shall be governed exclusively by and construed in accordance with the applicable laws of the State of Kansas.

Section 5. Effective Date. This Ordinance shall take effect and be in full force from and after its passage by the governing body of the City and publication in the official City's newspaper.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

PASSED by the governing body of the City on _____ (Ordinance Date) and signed
and **APPROVED** by the Mayor.

(SEAL)

Mayor

ATTEST:

Clerk

[APPROVED AS TO FORM ONLY.]



Commission Action Report

Informational Items

Title: Informational Items
Agenda Date: November 25, 2025
Presented By: Trey Cocking, City Manager

Background:

This is an opportunity for the City Manager to present information to the public that may not be reported in other news accounts or City activities, or to highlight the organization's accomplishments.

Discussion:

At the time this Agenda was prepared, the following items were in the works for the tentative Agendas of the upcoming meetings on Wednesday, December 17, 2025.

Commission Meeting :

- Public Hearing & Ordinance for Budget Amendment.
- Resolution for Fire Station No. 2
- Resolution for Arial Fire Truck
- Resolution for Hazardous Mitigation Plan
- Resolution for the Increase of Golf Fees
- Resolution for Compensation Pay Plan
- Award Lift Station No. 1
- Issuance of IRBs for Fairview Inn
- Water Treatment Plant Evaluation and Master Plan Amendment
- Award Industrial Park II Drainage Engineering Services
- Award City of Emporia/Lyon County Transfer Station Tipping Floor

NO STUDY SESSION



Commission Action Report

Executive Session

Title: Executive Session
Agenda Date: November 25, 2025

Recommended Action:

Recess into executive session for 10 minutes inviting pertinent city staff for the purpose of consultation with the City Attorney regarding a legal matter. The justification for executive session is provided in K.S.A. 75-4319(b)(2) to protect privileged communication in the attorney-client relationship. The open meeting will resume in this room at approximately __:____ a.m./p.m.



Commission Action Report

Executive Session

Title: Executive Session
Agenda Date: November 25, 2025

Recommended Action:

Recess into executive session for 30 minutes, inviting pertinent city staff to conduct an annual performance evaluation. The justification for the executive session is provided by K.S.A. 75-4319(b)(1) to protect the privacy of the employee's personnel record. The open meeting will resume in this room at approximately __:_____ a.m./p.m.

Title: Proposed Mobile Food Vendor / Unit Regulation Changes
Agenda Date: November 25, 2025
Presented By: Justin Givens, Planning & Zoning Administrator

Background

The City first adopted Mobile Food Vendor / Unit regulations in 2016, having previously regulated them through the temporary event permit process. Staff was approached earlier this year by Josh Derek, a local mobile food truck operator about reviewing and revising the Mobile Food Truck Ordinance.

Staff and Mr. Derek meet several times over the past months and based on research and discussion have proposed several modifications to the Mobile Food Vendor / Unit permit process. Staff also reached out to several other food truck operators who seemed favorable to some of the items proposed as changes to the process.

Discussion

Key points to the proposed changes to the Mobile Food Vendor / Unit process include the following;

- Creating an ordinance within City Code versus the Zoning Regulations. This would make it easier to modify the ordinance for future changes.
- Continues to limit the locations allowed to Commercial and Industrial Parcel Types, but does create an allowance for MFUs in certain public spaces.
- Proposes a Yearly and Monthly Fee – current system only allows monthly but Vendors can and do pay for a year at one time.
- Exempts for the licensing requirement City sanctioned or other Special Events as well as events on Lyon County, Emporia State, USD and Recreation Commission property.
- Removes the restriction on canopies and would allow for tables at a location
- Allows MFUs to continue to be placed at one location for extended periods – except for public property.
- Involves EFD into the process requiring inspections of units prior to a permit being issued.
- Exempts from the fee, but does require farm produce vendors to be licensed.
- Exempts those merchants that fall under the Vehicle Vendor Licensing issued through the City Clerk's Office.

Financial Considerations

The proposed language would reduce the total yearly cost of a permit from \$600 to \$300 is adopted as proposed. Staff feels that the reduction in fees would be offset by more vendors moving to a yearly fee versus a month to month fee, and more vendors getting permits.

Attachments

Proposed Mobile Food Vendor / Unit Language

Draft Ordinance Language

Mobile Food Vendor. All Mobile Food Vendors must comply with Ordinance 20xx-xx and any other applicable state and local requirements.

For the purposes of this ordinance:

Mobile Food Vendor is defined as:

Any person, corporation, association, or other entity, however organized, that offers any food or beverage for sale from a Mobile Food Unit.

Mobile Food Unit is defined as:

Any self-contained mobile vehicle, trailer, cart, wagon, or other type of conveyance from which any food and/or beverage is offered for sale.

The sale of agricultural, farm, garden or aquacultural products or fruits grown within the State of Kansas by producers or growers and their agents are exempt from these regulations. Persons engaging in such sales that also fall within the definition of a Mobile Food Vendor must obtain the license required by this ordinance, however, no fee as set forth in this ordinance, and amendments thereto, shall be charged for such license.

Vendors licensed under Chapter 14, Article V – Vehicle Vendors are exempt from the provisions of this ordinance.

1. Mobile Food Vendors are allowed when located within industrial and commercial parcel types, and designated public spaces.
 - a. All Mobile Food Vendors must comply with all state health codes, City of Emporia ordinances, codes, and zoning regulations before a permit is issued.
 - b. The permit is issued for the mobile food unit, not the location.
 - c. The permit cost shall be as set forth in this ordinance, and shall be valid for one-year. There is no prorated fee and yearly permits shall expire on December 31st of the current year.

Fee: \$300 yearly

\$50 – monthly fee

2. Utilities and sanitation: All plumbing utilities shall be portable and self-contained, with proper treatment and containment for greywater, grease, and wastewater holding and disposal. All safety equipment must be up to date. Electrical or other utility connections must be safe and in compliance with electrical and applicable codes and regulations.

3. Fire Safety: All Mobile Food Units shall comply with the applicable provisions of the most current version of the International Fire Code, and any local amendments adopted by the City of Emporia, which may be amended from time to time.

The Emporia Fire Department shall have the authority to inspect, approve, and enforce fire safety standards for any Mobile Food Unit operating within the City. This includes, but is not limited to, requirements for cooking equipment, fire extinguishers, hood and suppression systems, LP-Gas and fuel piping, electrical systems, and clearances.

Nothing in this text shall exempt a Mobile Food Unit from compliance with fire safety requirements, including those operating under a permit exemption as described in Section 8 of this article.

4. Location: Vendors must be at least 50 feet from an established brick and mortar restaurant, unless there has been prior written approval from the established restaurant. Vendors shall not use public property for sales unless otherwise exempted from these regulations or within designated public spaces. Vendors shall be located on hard surfaced areas except in designated public spaces.
5. Maintenance: No extra storage trucks, trailers, sheds, or containers, shall be allowed to be located on site of vendors' location. Vendor is responsible to keep the location clean and orderly, and provide trash/recycle receptacles, and to clean up all trash, litter, spills within a twenty-foot radius or apparent operating area, whichever is greater.
6. Signs: One temporary sign is allowed and shall not block traffic or be placed in the public right-of-way.
7. The Zoning Administrator may issue a permit upon the payment of the mobile food vendor permit fee, imposed by the fee ordinance, and upon finding that all requirements have been met. Minimum Requirements are as follows and may be amended from time to time:
 - a. Emporia Mobile Food Vendor Permit Application
 - b. Proof of Current State of Kansas Health Department Inspection
 - c. Proof of Current State of Kansas Sales Tax License or Proof of Exempt Status from State Sales Tax
 - d. Current Driver License / Identification Card
 - e. Proof of Vehicle / Unit Insurance – Minimum Coverage of \$500,000 combined, single limit for bodily and property damage, each occurrence and \$1,000,000 in the general aggregate.
 - f. Sketch or Drawing of Proposed Sales Site

- d. Sales are allowed during park open hours only. All units must be removed from park prior to closing.
- e. Operators are subject to all other requirements of this section including, trash removal, utility and sanitation requirements.
- f. Failure to maintain rented space may result in a cleaning penalty of \$500.00 and cancelation or revocation of any future rental reservations.

Title: Fats, Oils, and Grease (FOG) Program
Agenda Date: May 7, 2025
Presented By: Dean Grant, Director of Public Works

Background:

Fats, Oils, and Grease (FOG) programs are municipal wastewater control programs designed to prevent grease-related sewer blockages, backups, and sanitary sewer overflows caused by the accumulation of fats, oils, and grease from food service establishments and households. These programs establish requirements for proper installation and maintenance of grease control equipment, routine cleaning and recordkeeping, inspections, enforcement, and public education. FOG programs are typically implemented as part of a city's Industrial Pretreatment Program or CMOM requirements to help meet state and federal Clean Water Act obligations, protect collection system infrastructure, reduce maintenance costs, and improve environmental and public health outcomes.

On October 27th, I presented an overview of the FOG program to the Building Trades Board and was able to address their questions and concerns during the discussion.

Discussion:

Public Works will talk about a proposed ordinance to create a Grease Management Program for food service facilities.

Attachments:

Proposed Ordinance

ORDINANCE NO. XXXX

AN ORDINANCE OF THE CITY OF EMPORIA, KANSAS, CREATING A GREASE MANAGEMENT PROGRAM FOR FOOD SERVICE FACILITIES; REQUIRING GREASE CONTROL DEVICES; ESTABLISHING PERMIT, MONITORING, AND RECORDKEEPING REQUIREMENTS; SETTING FEES; AND PROVIDING ENFORCEMENT.

Section 1. Title

This Article shall be known and may be cited as the “City of Emporia Grease Management Program.”

Section 2. Purpose & Findings

1. The City Commission finds that fats, oils, and grease (FOG) discharged from food service establishments (FSEs) contribute to blockages, sanitary sewer overflows, and damage to the sanitary sewer system.
2. The City is committed to protecting its publicly owned treatment works (POTW) and collection system from interference, in alignment with pretreatment requirements under Clean Water Act regulations (e.g., 40 CFR 403.5).
3. This grease management program will minimize FOG entering the sewer system by regulating, inspecting, and enforcing grease control devices (GCDs), and establishing fees and penalties.

Section 3. Definitions

For purposes of this ordinance, the following definitions apply (adapted from McPherson’s ordinance):

- **Director** — the Director of the Public Works Department of the City of Emporia or their designee.
- **Food Service Facility (FSE) or facility** — a facility classified as Risk Level 1 under the Kansas Department of Agriculture Food Safety and Lodging Program, or as otherwise defined by the City.
- **Owner** — the person or entity who holds the license or responsibility for the facility.
- **Grease** — substances composed primarily of animal or vegetable fats, waxes, grease, or oils, whether emulsified or not, or that solidify or become viscous between ~32 °F and ~120 °F.
- **Grease Control Device (GCD)** — a device such as a grease trap or grease interceptor designed to remove or contain FOG prior to discharge to the sewer system.
- **Grease Interceptor** — a GCD with rated flow exceeding 50 gpm or minimum storage capacity of 1,000 gallons, typically installed underground, outside the facility.

- **Grease Trap** — a GCD with rated flow ≤ 50 gpm, typically installed inside (e.g., under sink) to facilitate easy cleaning and inspection.
- **Grease Control Permit (GCP)** — an operating permit issued to a facility, classifiable as:
 - *Class A* — facility has one or more GCDs in operation.
 - *Class B* — facility does not have GCDs but is still required to permit.
- **Inspector** — City staff or designee authorized by the Director to enforce this program.
- **Gray Water** — the portion of liquid in an interceptor below the grease layer but above the food solids layer.
- **Registered Grease Hauler** — a hauler licensed or registered by the City to pump and transport grease from GCDs.
- **Notice of Violation (NOV)** — written notice from the City when a facility fails to comply.
- **Publicly Owned Treatment Works (POTW)** — the City’s wastewater treatment works, infrastructure, and collection system.

Section 4. Permit and Installation Requirements

1. **Permit Required.** Any FSE required to have, maintain, or alter a GCD must obtain a Grease Control Permit (GCP) from the City.
2. **Application.** Applicants shall submit a GCP application on a form provided by the City, including plans, specifications, and any other information required by the Director.
3. **Review.** The Director has 30 calendar days to review and act on a permit application.
4. **Construction / Installation.**
 - The facility must notify the City when the GCD installation is ready for final inspection, before any plumbing or equipment is covered.
 - If notification is not given and plumbing is covered, the facility may be required to uncover it for inspection at its own expense.
 - New facilities must install a Class A GCP grease interceptor, unless exempted.
 - GCDs must be sized appropriately: for example, McPherson’s ordinance calls for at least 1,000-gallon capacity for interceptors, with 30-minute hydraulic retention.
 - Indoor grease interceptors are generally prohibited in new facilities; alternate devices may be allowed only with written permission from the Director, based on proven performance.
5. **Permit Fees.**
 - Nonrefundable permit fees are paid at application.
 - Permit fees are billed on the City’s utility service bill, separately identified, and payable per the utility billing cycle.

Section 5. Operation, Maintenance, and Monitoring

1. **Right of Entry / Inspections.** The Director or Inspector may enter the premises of a permitted facility during reasonable hours to inspect GCDs, plumbing, logbooks, records, and take samples.
2. **Response to Inspection Findings.**
 - If deficiencies are noted but not non-compliant, the facility must respond in writing within 30 days with corrective action.
 - If non-compliance is found, enforcement proceeds per the enforcement section.
3. **Recordkeeping / Logbooks.**
 - The facility must maintain a logbook recording maintenance, repairs, pump-outs, hauler manifests, and other relevant events.
 - Records are to be kept for at least five (5) years.
4. **Self-Monitoring Report.**
 - Each facility must submit an annual self-monitoring report in a City-provided format by February 1 of each year.
 - The report includes: facility information, BMP practices, GCD details, hauler information, spill/incident history, and more.
5. **Best Management Practices (BMPs).** Facilities must implement BMPs, including but not limited to:
 - Posting “No Grease” signage over sinks or dishwashing areas.
 - Ensuring wastewater temperature entering traps is under a set threshold (e.g., < 140 °F) so grease does not remain fluid.
 - Wiping grease from cookware before washing.
 - Using sink strainers.
 - Training employees on FOG prevention, managing grease spills, and GCD operations.
6. **Hauler Requirements.**
 - Only **Registered Grease Haulers** may pump and transport grease waste from GCDs.
 - Haulers must pay an annual license fee (or as set by City resolution) to operate in Emporia.
 - Haulers must maintain records (e.g., manifests) showing volumes pumped, where disposed, time, date, facility, etc., and make them available for City inspection (e.g., past 3 years).
 - Spills: any discharge, spill, or accident involving grease in the City must be reported to Public Works by the next business day; for emergencies, call 911.

Section 6. Enforcement

1. **Notice of Violation (NOV).** If a facility is found non-compliant, the Inspector issues an NOV.
2. **Corrective Action.** The facility must either:
 - Submit a plan to correct within a timeframe set by the City, or
 - Permit the City to make repairs / service the GCD and assess cost to the owner.

3. **Sanctions.** For non-compliance that continues:
 - The City may terminate sanitary sewer service to the facility.
 - The facility is liable for damage, cost, fines.
 - Penalties: a fine between **\$100 – \$1,000** per violation, per day.
 - Willful or negligent violation: up to \$1,000 fine, or 6 months imprisonment, or both, per day of violation.
 - The City may recover legal costs, court costs, and attorneys’ fees.
4. **Appeals.**
 - NOVs can be appealed per the City’s appeal procedure (e.g., City Commission or designated board) within 10 business days.
 - Denial or revocation of a grease hauler’s registration may also be appealed similarly.
5. **Additional Offenses.**
 - Knowingly falsifying permit applications, reports, manifests, or tampering with monitoring devices is a misdemeanor: up to **\$500 fine**, or up to **60 days in jail**, or both.

Section 7. Fees and Charges

1. The City will set grease program fees (permit, inspection, hauler licensing, etc.) by separate resolution.
2. Grease permit fees are to be included on the City’s utility billing, itemized separately.
3. Renewal fees, late fees, and other charges may be established via resolution and updated periodically.

Section 8. Severability

If any part of this ordinance conflicts with other City ordinances, or is found invalid by a court, that part may be severed; the remainder will remain in force.

Section 9. Effective Date

This ordinance shall become effective immediately upon its passage, signature by the Mayor, and publication (or summary publication) according to Kansas law.
