

TO: Mayor and City Commissioners
RE: **REVISED Study Session Agenda**
FROM: Richard U. Nienstedt, City Manager

A Study Session is scheduled for **April 16, 2012 at 4:00 pm** in the conference room on the first floor of City Hall, 101 S. Hickory. The following items will be presented:

I. Public Comments

II. Items to be Placed on the Regular City Commission Agenda

- a. Minutes from the April 4, 2012 Regular Meeting and the April 9, 2012 Study Session.
- b. A proclamation recognizing April 15 – 21, 2012 as National Volunteer Week.
- c. A request to hold a public hearing at the 7:00 pm Regular Meeting on Wednesday, May 2, 2012 for the purpose of considering the loan application for the Eastside Interceptor sanitary sewer project.
- d. An ordinance authorizing a loan agreement with KDHE for the purpose of financing the Eastside Interceptor project.

III. Items for Presentation and Discussion

- a. A presentation from DeAnn Dotson of Sawvel on the recently completed "Electric System Master Plan" for future use in guiding the City to future power supplies and needs.
- b. A report on applications for open positions on Boards and Commissions.
- c. City Manager's Report
 - Facility visits
 - County Summit
- d. Commissioners' Reports
 - 2012-2013 Board and Commission assignments
- e. Mayor's Report
- f. An invitation to attend D.A.R.E. program graduation. Community Services Officer Larabe Alexander will provide additional information.

IV. Announcements

- April 18, 2012 **NEXT REGULAR MEETING, 9:30 am**
- April 18, 2012 City/County/USD 290 Luncheon, USD 290 Offices, 1404 S. Ash
- April 23, 2012 Study Session, 4:00 pm
- April 30, 2012 Study Session, 4:00 pm
- May 2, 2012 Regular Meeting, 7:00 pm
- May 7, 2012 Study Session, 4:00 pm
- May 14, 2012 Study Session, 4:00 pm
- May 16, 2012 Regular Meeting, 9:30 am
- May 21, 2012 Study Session, 4:00 pm
- May 28, 2012 City Offices Closed – Memorial Day holiday
- May 28, 2012 Study Session canceled – Memorial Day holiday

V. Adjourn

VI. Items Already Placed

- a. Minutes from the April 2, 2012 Study Session.
- b. A proclamation recognizing April as Child Abuse Prevention and Awareness Month, and April 24, 2012 as "I am for the Child" Day.

**CITY COMMISSION
Regular Meeting Minutes
Commission Chambers
101 S. Hickory, Ottawa, Kansas
Minutes of April 4, 2012**

The City Governing Body met at 7 pm this date for the Regular City Commission Meeting with the following members present and participating to wit: Mayor Ramsey, Commissioner Richards, Commissioner Caylor, Commissioner Jorgensen, and Commissioner Reed. A quorum was present.

The Mayor called the meeting to order and welcomed the Chamber Audience and led the Pledge of Allegiance to the American flag and the invocation was given by Director of Finance Scott Bird.

Consent Agenda

Commissioner Reed made a motion, seconded by Commissioner Richards, to approve the consent agenda. The consent agenda included the agenda and minutes from February 20, February 27, March 5, March 12, March 19 and March 26, 2012 Study Sessions; the February 15 and March 1, 2012 Special Call Meetings; and the March 7 and March 21, 2012 Regular Meetings. The motion was considered and upon being put, all present voted aye. The Mayor declared the Consent Agenda duly approved.

Public Comments

None offered at this time.

Declaration

The Mayor asked the City Commission for declarations of any conflict or outside communications that might influence their ability to impartially consider today's issues and come to a fair decision. None were declared.

Proclamation-Fair Housing Month

Mayor Ramsey read a proclamation recognizing April 2012 as Fair Housing Month. April is National Fair Housing Month. April 2012 marks the 44th anniversary of the Federal Fair Housing Act, Title VIII of the Civil Rights Act of 1968, as amended, which expresses a national commitment to fair housing without regard to race, color, religion, sex, national origin, familial status or disability. East Central Kansas Economic Opportunity Corporation (ECKAN) Chief Executive Officer Richard Jackson accepted the proclamation and thanked the Mayor and Commissioners for recognizing April as Fair Housing Month.

Proclamation-Arbor Day

Mayor Ramsey read a proclamation recognizing Arbor Day on Friday, April 27, 2012. As a Tree City USA designee, the City of Ottawa takes special notice of Arbor Day. Tree Board member J.R. Daugharthy accepted the proclamation.

April 4, 2012

Unofficial Until Approved

Arbor Day Poster Contest

Tree Board member J.R. Daugharthy introduced Parks Superintendent/Tree Specialist Doug Reinert who explained the poster contest and introduced the local Fifth Grade students with winning entries in the Arbor Day Poster Contest.

Mr. Reinert explained each year the Tree Board of the City of Ottawa sponsors a poster contest and invites all local fifth-grade teachers to engage their students in the creation of themed posters. This year's school-level winners are present to be recognized, and the City's overall poster winner will be chosen from this group.

Mr. Reinert introduced the winners as follows:

Caroline Webber	Mrs. Terry Shepard's class, Eugene Field Elementary School daughter of Mr. Michael Webber
Daisy Lopez	Mrs. Kelly Louderback's class, Garfield Elementary School daughter of Mr. & Mrs. Salvador Lopez
Helena Givens	Mrs. Deidre Altic's class, Lincoln Elementary School daughter of Mr. & Mrs. David Givens
Justin Rickard	Ms. Christi Montgomery's class, Calvary Baptist Academy son of Dr. & Mrs. Ed Rickard
Tucker Mace	Mrs. Meghan Mace's class, Sacred Heart School son of Mr. & Mrs. Gabe Mace

Overall City Winner

Mr. Reinert stated the City's "Overall" winning poster was submitted to the Kansas Forest Service for judging in the Statewide Competition in February. As in previous years, a tree will be planted for Arbor Day, April 26th with a tentative rain date for May 4th at the City Winner's School. Mr. Reinert announced the 2011 City of Ottawa Poster Contest Winner as Tucker Mace from Sacred Heart School.

The Governing Body congratulated all the students receiving awards.

Resolution-Stormwater Utility Fee & Credit System

The Governing Body reviewed a resolution finding the advisability of and ordering the adoption and establishment of a Stormwater Utility Fee and establishment of a Stormwater Utility Credit System, and providing for the enforcement thereof and establishing an effective date thereof. Commissioner Reed made a motion, seconded by Commissioner Caylor, to adopt the resolution.

During discussion it was explained a stormwater utility was created with the approval of Ordinance No. 3816-12 on March 7, 2012. This resolution sets the monthly stormwater utility fee amount at \$4 per Equivalent Residential Unit (ERU) and establishes a credit system for voluntary adoption of Best Management Practices (BMPs), allowing participating residences and businesses to receive a reduction in fees. This stormwater utility fee is proposed to take effect January 1, 2013.

The Governing Body heard from City Manager Richard Nienstedt who provided an overview of the development of the Stormwater Task Force and the Stormwater Utility. The motion was considered and upon being put, all present voted aye. The Mayor declared the resolution duly adopted and the resolution was duly numbered Resolution No. 1579-12.

Ordinance-Rezoning Within City of Ottawa

The Governing Body reviewed an ordinance rezoning an area within the City of Ottawa, Kansas, and repealing the corresponding section of the zoning map which is part of Ordinance No. 3501-05 of the City of Ottawa, Kansas. Commissioner Jorgensen made a motion, seconded by Commissioner Caylor, to adopt the ordinance.

During discussion it was explained the property owners of the property located at 321 Dundee have requested a rezone from I-2 Heavy Industrial District to R-1 Low Density Residential District. The Planning Commission recommended approval of the rezone with a 6-0 vote. The motion was considered and upon being put, all present voted aye. The Mayor declared the ordinance duly adopted and the ordinance was duly numbered Ordinance No. 3817-12.

Ordinance-Conditional Use Permit

The Governing Body reviewed an ordinance granting a conditional use permit to allow warehouse/storage in a C-3 general commercial district located at 122 W Tecumseh for Big Bear Enterprises, LLC in the City of Ottawa, Kansas. Commissioner Richards made a motion, seconded by Commissioner Jorgensen, to adopt the ordinance.

During discussion it was explained staff recommends approval of the conditional use permit with the condition that no outdoor storage be undertaken on the site. The Planning Commission recommended approval of the conditional use permit with a 6-0 vote.

The Governing Body heard from Director of Planning/Codes/Inspections Wynndee Lee who provided an overview of the intended use of the building as a private storage facility. The motion was considered and upon being put, all present voted aye. The Mayor declared the ordinance duly adopted and the ordinance was duly numbered Ordinance No. 3818-12.

Ordinance-Zoning Regulations

The Governing Body reviewed an ordinance amending Article 5, Agricultural District, Section 5-2, Permitted Uses, Article 8, Countryside District, Section 8-2 Permitted Uses, Article 23, Home Occupation Regulations, Section 23-1 Home Occupations, and Article 24 Supplemental District Regulations, Section 24-6, Accessory Uses, and Section 24-7 Fences, of the Zoning Regulations, Ordinance 3501-05, for the City of Ottawa. Commissioner Caylor made a motion, seconded by Commissioner Reed, to adopt the ordinance.

During discussion it was explained these proposed amendments to the City's regulations are related to permitted and conditional uses, animals and fences. The proposed changes are the result of discussions with property owners in the Urban Growth Area. The Planning Commission recommended approval of the proposed amendments to the Zoning Regulations with a 6-0 vote.

The Governing Body heard from Director of Planning/Codes/Inspections Wynndee Lee who provided an overview of the amendments to the Zoning Regulations. The motion was considered and upon being put, all present voted aye. The Mayor declared the ordinance duly adopted and the ordinance was duly numbered Ordinance No. 3819-12.

City Commission Reorganization: Comments from Mayor Gene Ramsey

Mayor Gene Ramsey, outgoing Mayor, discussed the following:

- Thanked his fellow Commissioners and Mayor pro tem Jorgensen for their hard work
- Being Mayor is a great honor
- Thanked City Manager Richard Nienstedt, the Department Heads, and City Staff for their hard work
- 15th Street Sidewalk project funded by a KDOT grant
- ADA accessible playground at Kanza Park and Commissioner Caylor's work on the project
- Airport Advisory Board
- Many city street improvements and infrastructure projects planned
- Recognized City Manager Richard Nienstedt for receiving the Buford M Watson Jr Award
- Successful volunteer programs

Nominations for Mayor for the 2012-2013 Term

Mayor Ramsey requested nominations for the position of Mayor for the 2012-2013 Term. Commissioner Reed made a motion, seconded by Commissioner Caylor, to nominate Commissioner Jorgensen as Mayor for the 2012-2013 Term. The motion was considered and upon being put, all present voted aye by acclamation. Mayor Ramsey declared Commissioner Jorgensen as Mayor for the 2012-2013 Term.

Mayor's Oath of Office

Director of Finance Scott Bird administered the Oath of Office to Mayor Jorgensen.

Comments from Newly-Appointed Mayor

Mayor Jorgensen thanked Commissioner Ramsey for his service as Mayor and presented him with a plaque of appreciation.

Mayor Jorgensen spoke to the following:

- Thanked Commissioner Ramsey for the excellent job he has done
- Thanked the citizens for allowing him to continue serving them
- Importance of the citizens' perceptions
- Plan to create Mayor's Task Force to address improving the self-image of the community

City Commission Reorganization: Nominations for Mayor Pro Tem for the 2012-2013 Term

Mayor Jorgensen requested nominations for the position of Mayor pro tem for the 2012-2013 Term. Commissioner Ramsey made a motion, seconded by Commissioner Richards, to nominate Commissioner Caylor as Mayor pro tem for the 2012-2013 Term. The motion was considered and upon being put, all present voted aye by acclamation. Mayor Jorgensen declared Commissioner Caylor as Mayor pro tem for the 2012-2013 Term.

Mayor Pro Tem Oath of Office

Director of Finance Scott Bird administered the Oath of Office to Mayor pro tem Caylor.

Youth in Government Report

Youth Delegates Ciera Gardner, Alex Reed, Brooke Sage and Abagael Pruitt provided a presentation on their recent trip to the National League of Cities conference in Washington, DC.

City Manager's Report

The City Manager reported on the following:

- Congratulated Mayor Jorgensen, Mayor pro tem Caylor, and entire City Commission
- Thanked Commissioner Ramsey for his leadership as Mayor and his friendship
- Great leaders in our community that care about our city
- Expressed thanks on behalf of himself and staff
- Look forward to doing even more and working on perceptions in the community.

Commissioners' Reports

Commissioner Caylor reported on the following:

- Appreciates everyone who attended tonight's meeting

Commissioner Richards reported on the following:

- Look forward to serving under Mayor Jorgensen
- Communities in Schools BBQ fundraiser on April 27, 2012 at Ottawa High School in the Cyclone Room. Tickets are available at the USD 290 office.

Mayor's Report

Mayor Jorgensen reported on the following:

- Exciting year ahead of us
- Thanked everyone for the outpouring of support for his recent loss

Announcements

Mayor Jorgensen announced the following:

- April 9, 2012: Study Session at 4 pm
- April 9, 2012: Special Call Meeting for Commission Retreat, immediately following Study Session
- April 16, 2012: Study Session at 4 pm
- April 18, 2012: Next Regular Meeting at 9:30 am
- Invited everyone to join the Commissioners for refreshments and a reception

Adjournment

There being no further business to come before the Governing Body, Commissioner Caylor made a motion, seconded by Commissioner Richards, to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Mayor Jorgensen declared the meeting duly adjourned at 7:59 pm.

Carolyn S. Snethen, City Clerk

**STUDY SESSION MINUTES
OTTAWA, KANSAS
Minutes of
April 9, 2012**

The Governing Body met at 4 pm this date with the following members present and participating to wit: Mayor Jorgensen, Commissioner Richards, Commissioner Caylor, Commissioner Reed, and Commissioner Ramsey. A quorum was present.

Mayor Jorgensen called the meeting to order.

Public Comments

None offered at this time.

Review of Minutes

The Governing Body reviewed minutes from the April 2, 2012 Study Session and agreed to place this item on the next Regular Meeting agenda for April 18, 2012.

Proclamation-Child Abuse Prevention & Awareness Month

The Governing Body reviewed a proclamation recognizing April as Child Abuse Prevention and Awareness Month, and April 24, 2012 as "I am for the Child" Day and agreed to place this item on the next Regular Meeting agenda.

Reception-Reserve Police Officers & Volunteers in Police Service (VIPS)

The Governing Body heard from Police Chief Dennis Butler who announced a reception in the Municipal Courtroom on April 17, 2012 at 6:30 pm to honor reserve police officers and Volunteers in Police Service (VIPS) and invited the Governing Body to attend.

Eastside Interceptor Sewer Improvements Project

The Governing Body heard from Director of Utilities Jim Bradley who provided an update on the KDHE loan application process for the Eastside Interceptor Sewer improvements project. Additional information will be brought back to the Governing Body as it is available.

City Manager's Report

The City Manager reported on the following:

- City Boards & Commissions applications are due Thursday, April 12, 2012
- City Boards & Commissions interviews are scheduled for April 16 and April 23, 2012
- City Park bridge dedication is scheduled for April 18, 2012 at 9 am

Commissioners' Reports

Commissioner Richards reported on the following:

- Attended recent Cloverton Concert and was pleased with the turnout
- Announcement at a recent First Friday Forum that Sutherland's Lumber and other businesses are coming to Ottawa

April 9, 2012

Unofficial Until Approved

Commissioner Ramsey reported on the following:

- Attended recent Legislative Action committee meeting and provided an overview of the meeting
- Discussed 911 Interlocal Agreement. City Manager Richard Nienstedt will bring additional information back to the Governing Body at a later date.
- Governing Body's decision to support separate directors of OFCED and Chamber of Commerce if funding can be determined

Youth in Government Report

The Governing Body heard from Youth Delegate Ciera Gardner who explained the Youth Delegates have decided to work on safe routes to school with Assistant Planner Tom Yahl for the remainder of the school year then focus on other projects.

Adjournment

There being no further business to come before the Governing Body, Commissioner Ramsey made a motion, seconded by Commissioner Richards, to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Mayor Jorgensen declared the meeting duly adjourned.

Carolyn S. Snethen, City Clerk



PROCLAMATION



WHEREAS, the entire community can effect positive change with any volunteer action no matter how big or small; and

WHEREAS, volunteers can connect with local service opportunities through over 45 community service organizations in Ottawa; and

WHEREAS, Ottawa benefited in the past year by the following:

- Over 4,500 individuals served over 45 community agencies
- Over 146,000 hours are volunteered with these agencies
- The value of volunteerism in and around Ottawa totals more than \$2,651,240 annually, and

WHEREAS, during this week, all over the nation, service projects will be performed and volunteers will be recognized for their commitments to community service; and

WHEREAS, volunteers have the power to fight the pervasive feeling of social disconnection experienced by 81% of Americans, especially young people; and

WHEREAS, volunteers are vital to our future as a caring and productive nation;

THEREFORE, we, the Governing Body of the City of Ottawa, Kansas does hereby proclaim the week of April 15-April 21 to be

OTTAWA VOLUNTEER WEEK

in the City of Ottawa, and urges citizens to join the effort and “Celebrate Volunteers” in our communities. By volunteering and recognizing those who serve, we promote unity and fellowship, increase community awareness, and “Inspire by Example,” fostering a community of understanding and compassion.

SIGNED this 18th day of April 2012.

Blake Jorgensen, Mayor

CITY OF OTTAWA

TO: RICHARD U. NIENSTEDT, CITY MANAGER
FROM: SCOTT D. BIRD, DIRECTOR OF FINANCE AND JIM BRADLEY, DIRECTOR OF UTILITIES
SUBJECT: 2012 KDHE LOAN - EASTSIDE INTERCEPTOR PROJECT
DATE: 4/11/2012

The attached ordinance authorizes a loan agreement with KDHE for the purpose of financing the Eastside Interceptor project. If done in its entirety, the project is to replace and rehabilitate the full length of the eastside interceptor sewer to provide greater capacity and long term reliability to this system. The project will consist of approximately 9,100 feet of pipe replacement, 4,290 feet of pipe rehabilitations, 245 vertical feet of manhole rehabilitation, 29 manhole structures, 2 major control structures with flow monitoring capabilities, and other necessary work and appurtenant structures. You will recall, approval of Sanitary Sewer rate increases have provided a revenue source to pay for approximately \$4.7 million for this project and further allowed staff to move forward with preliminary application. The most recent cost of financing has been projected at 2.3% for 20 years.

Staff recommends a public meeting and public hearing be scheduled for May 2, 2012 at 7:00 pm. In compliance with state mandates, approval of that meeting being placed on the agenda is necessary. Following the public hearing, an approval of the attached ordinance is required to formalized signing of the loan agreement.

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE EXECUTION OF A LOAN AGREEMENT BETWEEN THE CITY OF OTTAWA, 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 WATER POLLUTION CONTROL REVOLVING FUND FOR THE PURPOSE OF FINANCING A WASTEWATER TREATMENT 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 Federal Water Quality Act of 1987 (the “Federal Act”) established revolving fund program for public wastewater treatment systems to assist 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 Water Pollution Control Revolving Fund Act, K.S.A. 65-3321 through 65-3329, inclusive (the “Loan Act”), the State of Kansas (the “State”) has established the Kansas Water Pollution Control Revolving 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 wastewater treatment 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, the City of Ottawa, Kansas (the “Municipality”) is a municipality as said term is defined in the Loan Act which operates a Wastewater System (the “System”); and

WHEREAS, the System is a public Wastewater Treatment Works, 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:

The project is to replace and rehabilitate the entire length of the eastside interceptor sewer to provide for greater capacity and long term reliability. The project will consist of approximately 9100 feet of pipe replacement, 4290 feet of pipe rehabilitations, 245 vertical feet of manhole rehabilitation, 29 manhole structures, 2 major control structures with flow monitoring capabilities, and other necessary work and appurtenant structures (the “Project”); and

[See *Exhibit A* to Loan Agreement]

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. 28-16-110 to 28-16-138 (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 \$4,707,513 (the “Loan”) in order to finance the Project; and

WHEREAS, principal forgiveness of certain construction and design cost is presented in the Loan Agreement; and

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

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

Section 1. Authorization of Loan Agreement. The Municipality is hereby authorized to accept the Loan and to enter into a certain Loan Agreement, with an effective date of _____, with the State of Kansas acting by and through the Kansas Department of Health and Environment (the "Loan Agreement") to finance the Project Costs (as defined in the Loan Agreement). The Mayor and Clerk are hereby authorized to execute 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 City Attorney, the Mayor's execution of 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 or 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 amounts which are 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, and (c) pay all other amounts due at any time under the Loan Agreement; provided, however, no lien or other security interest is granted by the Municipality to KDHE on the System Revenues under this Agreement. In the event that the System 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 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 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 effect after its passage by the governing body of the City and after publication in the official City newspaper.

PASSED by the governing body of the City on _____ and signed and **APPROVED** by Mayor.

(SEAL)

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM ONLY

[City Attorney]

To: Mayor and City Commissioners
cc: Richard U. Nienstedt, City Manager
From: Leslie Quillen
Date: April 13, 2012
Re: Applications for open positions on City Boards and Commissions

The call for applications for open positions on City Boards and Commissions closed Thursday, April 12. Here is a list of applicants and a proposed schedule for interviews:

Ottawa Recreation Commission

Brian Sharp's term expires April 30; the next ORC board meeting is scheduled for May 9. As this appointment has the most urgency, I will schedule these interviews first. Please let me know if you prefer to dedicate the study session agenda to these interviews on Monday, April 23, or if you prefer to split the interviews between the April 23 and April 30 study sessions.

Barbara Davis
Michael Finch
Vance Finch
Raquel (Rocky) Flear
Joe Goedert
Cody Kiser
Christina Lynn McIntosh
Rick Nunez
Dennis Tharp
Paula Willford

The Tree Board interviews will be scheduled based on the conclusion date of the ORC interviews. Anticipated dates of interviews are April 30 or May 7.

Tree Board

Amanda Beth Bird
Cody Kiser (can interview once for both positions)
Christina Lynn McIntosh (can interview once for both positions)
Garry A. Neihoff
Sean Powell

I am happy to adjust this schedule as it meets your need. Thank you.

City Commission
2011-2012 Board and Commission Assignments

Ottawa Main Street Association – **Sara Caylor**
Third Wednesday of every month
5:45 pm Chamber of Commerce

Prairie Paws (Bea Martin Peck Animal Shelter) – **Jeff Richards**
Fourth Tuesday
7:00 pm

Ottawa Library Board – **Mayor is Ex Officio**
Fourth Monday
6:00 pm City Hall

Chamber of Commerce – **Gene Ramsey**
Second Tuesday
7:30 am Chamber of Commerce

Ottawa/Franklin County Economic Development (O/FCED) – **Blake Jorgensen**
First Tuesday
7:30 am Chamber of Commerce

Kansas Municipal Energy Agency – **Linda Reed**
As necessary

Airport Advisory Board – **Mayor is Ex Officio**
TBD

Play Task Force – **Sara Caylor**
As necessary (typically meets over the lunch hour at City Hall)

Stormwater Task Force – **Linda Reed**
As necessary (typically meets over the lunch hour/during business hours at City Hall)

Ottawa Recreation Commission – **Richard U. Nienstedt**
Second Wednesday
6:00 pm City Hall

Neighborhood Revitalization Committee – **Jeff Richards**
As necessary