



REGULAR COUNCIL MEETING, DECEMBER 6, 2023

Wednesday, December 06, 2023 at 6:30 PM
Council Chambers, 520 N. Commercial Ave.

AGENDA

Council Meeting will be broadcast on Facebook Live. Click to visit our [Facebook Page](#).

CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE

Mayor Bryan Chapman opened the Council Meeting at _____ (time).

The Mayor led the Pledge of Allegiance.

Council Members present

Kramer Siemens _____

Kirby Stucky _____

Monty Leonard _____

Dan Hartman _____

Brenda DeHaven _____

Others present _____

APPROVAL OF AGENDA

Motion to approve the agenda as presented.

Motion by _____

Second by _____

HEARINGS / PRESENTATIONS / PUBLIC FORUM

1. Mural Movement - Austin Thieme

STAFF REPORTS

2. Kyle Nordick, City Administrator
3. Brad Jantz, City Attorney

CONSENT AGENDA

Motion to approve the Consent Agenda as presented.

Motion by _____

Second by _____

- 4. Minutes of November 15, 2023, Regular Meeting
- 5. Approval of Payroll November 24, 2023 Amount \$15,577.82.
- 6. Approval of General Disbursement Checks Amount \$74,029.54

OLD BUSINESS

NEW BUSINESS

- 7. Discuss and consider Ordinance No. 900 : Local Sales Tax

Motion to approve Ordinance 900, an ordinance levying a retailers' sales tax in the amount of one-half percent (.50%) within the City of Sedgwick, Kansas, effective January 1, 2025 or as soon thereafter as is legally permissible.

Motion by _____

Second by _____

- 8. Discuss and consider Ordinance No. 901: Repealing CMB Ordinance 861

Motion to approve Ordinance 901, an ordinance regulating the sale of Cereal Malt Beverage and Beer containing not more than 6% alcohol by volume within the City of Sedgwick, Kansas and repealing Ordinance No. 861.

Motion by _____

Second by _____

EXECUTIVE SESSION - PERSONNEL MATTERS

Motion to recess into executive session for _____ minutes pursuant to the exemption (K.S.A. 75-4319(b)(1) to discuss matters pertaining to non-elected personnel. The open meeting would resume at _____ pm with those present in the executive session being the Governing Body, City Administrator, and City Attorney.

GOVERNING BODY REMARKS

ADJOURN

Motion to adjourn the Regular Council Meeting at _____ PM.

Motion by _____

Second by _____

Contact: Shelia Agee (agee@cityofsedgwick.org, 316-772-5151)

Agenda Published on 12/01/2023 at 1:30 PM.



REGULAR COUNCIL MEETING, NOVEMBER 15, 2023

Wednesday, November 15, 2023 at 6:30 PM
Council Chambers, 520 N. Commercial Ave.

MINUTES

Council Meeting will be broadcast on Facebook Live. Click to visit our [Facebook Page](#).

CALL TO ORDER / ROLL CALL / PLEDGE OF ALLEGIANCE

Mayor Bryan Chapman opened the Council Meeting at _____ (time).

The Mayor led the Pledge of Allegiance.

Council Members present

Kramer Siemens_____

Kirby Stucky_____

Monty Leonard_____

Dan Hartman_____

Brenda DeHaven_____

Others present _____

Mayor Bryan Chapman opened the Council Meeting at 6:30pm.

The Mayor led the Pledge of Allegiance.

PRESENT

Brenda DeHaven

Dan Hartman

Monty Leonard

Kirby Stucky

Kramer Siemens

Others present: Kyle Nordick, City Administrator; Shelia Agee, City Clerk; Brad Jantz, City Attorney; Bill Bush, Harvey County Independent; Mark Jacob

APPROVAL OF AGENDA

Motion to approve the agenda as presented.

Motion by _____

Second by _____

Motion to approve the agenda as presented.

Motion made by Hartman, Seconded by Stucky.

Voting Yea: DeHaven, Hartman, Leonard, Stucky, Siemens

HEARINGS / PRESENTATIONS / PUBLIC FORUM

STAFF REPORTS

1. Kyle Nordick, City Administrator

Kyle Nordick, City Administrator, thanked Rae Niles and the Board of Educaiton for allowing Kyle and the mayor attend their meeting to discuss KDOT grant for safe routes to school.

Informed Council we received the preliminary plans for Hymer/Ridge sidewalk project and have submitted them to KDOT.

Commercial Street water leak fixed and Pearson Construction repaired the street.

Thanks to Jimbo for assuring kid safety to school during fog.

2. Brad Jantz, City Attorney

Brad Jantz, City Attorney, informed Council that we received an update from KEIMS that all testing at Industrial Park is done and no issues. Ready for cleanup.

CONSENT AGENDA

Motion to approve the Consent Agenda as presented.

Motion by _____

Second by _____

Motion to approve the Consent Agenda as presented.

Motion made by Leonard, Seconded by Hartman.

Voting Yea: DeHaven, Hartman, Leonard, Stucky, Siemens

- 3. Minutes of November 1, 2023, Regular Meeting
- 4. Approval of Payroll November 10, 2023 Amount \$14,218.78

5. Approval of General Disbursement Checks Amount \$108,002.34

OLD BUSINESS

NEW BUSINESS

6. Discuss and Consider Cancellation of the December 20, 2023 Regular Meeting
Motion to cancel December 20, 2023 Regular Meeting.
Motion made by Leonard, Seconded by Hartman.
Voting Yea: DeHaven, Hartman, Leonard, Stucky, Siemens
7. Discussion Regarding Damaged Structure Located at 311 N Lincoln Ave
Motion to extend time period for remediation and cleanup of property at 311 N Lincoln Ave.
Motion made by Hartman, Seconded by Leonard.
Voting Yea: Hartman, Leonard, Stucky, Siemens
Voting Nay: DeHaven

GOVERNING BODY REMARKS

Council Member, Monty Leonard, informed Council that an 1882 Pipe Organ was donated to Historical Society for the Museum by Charlie Swindler.

Council Member, Brenda DeHaven, announced the Community Christmas event on December 2nd from 5-8pm with lots of activities for the whole family.

ADJOURN

Motion to adjourn the Regular Council Meeting at _____ PM.

Motion to adjourn the Regular Council Meeting at 7:08pm.

Motion made by Hartman, Seconded by Stucky.

Voting Yea: DeHaven, Hartman, Leonard, Stucky, Siemens

Contact: Shelia Agee (agee@cityofsedgwick.org, 316-772-5151)

Agenda Published on 11/09/2023 at 3:00 PM.

December 6, 2023

PAYROLL CHECKS - DIRECT DEPOSIT

11/24/23 \$ 15,577.82

TOTAL PAYROLL CHECKS \$ 15,577.82

GENERAL DISBURSEMENT CHECKS-AAABUR \$ 25,254.97

GENERAL DISBURSEMENT CHECKS-AAABUS \$ 17,882.08

GENERAL DISBURSEMENT CHECKS-AAABUT \$ 15,622.65

GENERAL DISBURSEMENT CHECKS-AAABUU \$ 15,269.84

TOTAL DISBURSEMENT CHECKS \$ 74,029.54

AP Enter Bills Edit - Council Report

City of Sedgwick (SEDGKS)
Batch: AAABUR

11/17/2023 11:09:45 AM

Page 1

Vendor	Description	Check Date	Invoice#	Check#	Check Total
CORE & MAIN	WATER EQUIP	11/17/2023	T791704 T833915	70155	\$1,309.47
COX BUSINESS SERVICES	PHONE/FAX/TV/INTERNE	11/17/2023	111723COX	70156	\$1,257.06
CULLIGAN OF WICHITA	CULLIGAN WATER	11/17/2023	712670CUL	70157	\$29.75
EVERGY	STREET LIGHTS	11/17/2023	20231117EV	70158	\$1,846.53
FAMILY HEALTH AMERICA, LC	HRA ADMIN FEES	11/17/2023	20231117HRA	70159	\$100.00
INTRUST BANK	MONTH STATEMENT	11/17/2023	111723INTRUST	70160	\$2,415.57
JANTZ LAW	ATTY/PROC SERVICES	11/17/2023	111723ATTY	70165	\$3,040.00
JOY WILLIAMS	JUDGE SERVICES	11/17/2023	111723JUDGE	70166	\$500.00
KANZA CO-OPERATIVE ASSOCIATION	FUEL CHARGES	11/17/2023	11172023KANZA	70161	\$2,256.89
Newton Fire/EMS	AFG REGIONAL	11/17/2023	AFG REGIONAL	70162	\$5,226.72
PEARSON CONSTRUCTION, LLC	PATCH WATERLINE	11/17/2023	235042*1	70163	\$7,200.00
QUILL	OFFICE SUPPLIES	11/17/2023	108549602	70164	\$72.98

Total Direct Expense:	\$25,254.97
Total Immediate Payments:	\$25,254.97

Report Summary

	Report Selection Criteria	
Report Type:	Detailed	
	Start	End
Transaction Number:	Start	End

AP Enter Bills Edit Report - Sorted by Vendor ** Customized **

City of Sedgwick (SEDGKS)
Batch: AAABUR

11/17/2023 11:06:10 AM

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice
1	CORE & MAIN / CORE & MAIN	11/17/2023	11/17/2023	T791704 T833915	\$1,309.47
1	10-00-70-7130				\$97.92
2	10-00-70-7130				\$1,211.55
10	COX / COX BUSINESS SERVICES	11/17/2023	11/17/2023	111723COX	\$1,257.06
1	01-01-60-6180				\$402.81
2	01-05-60-6180				\$75.83
3	10-00-60-6180				\$75.83
4	13-00-60-6180				\$75.84
5	01-03-60-6180				\$144.13
6	01-11-60-6180				\$34.28
7	01-04-60-6180				\$113.28
8	13-00-60-6180				\$153.28
9	01-06-60-6180				\$113.22
10	13-00-60-6180				\$34.28
11	13-00-60-6180				\$34.28
7	CULLIGAN / CULLIGAN OF WICHITA	11/17/2023	11/17/2023	712670CUL	\$29.75
1	01-01-60-6290				\$11.89
2	01-03-60-6290				\$8.93
3	13-00-60-6290				\$8.93
5	EVERGY / EVERGY	11/17/2023	11/17/2023	20231117EV	\$1,846.53
1	01-10-60-6180				\$1,846.53
6	FAMILY HEALTH / FAMILY HEALTH AMERICA, LC	11/17/2023	11/17/2023	20231117HRA	\$100.00
1	03-00-60-6290				\$100.00

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City of Sedgwick (SEDGKS)
Batch: AAABUR

11/17/2023 11:06:10 AM

Page 2

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice
Line	GL Expense Account	Desc/Inv Stock/Alloc/Cost Code	Quantity Bought	Cost Per Unit	Line Extension
11	INTRUST / INTRUST BANK		11/17/2023 11/17/2023	111723INTRUST	\$2,415.57
1	01-03-70-7210	QT-FUEL PD	1.0	\$93.1200	\$93.12
2	01-01-60-6200	ACROBAT ADOBE PRO	0.3	\$75.7100	\$18.93
3	01-03-60-6200	ACROBAT ADOBE PRO	0.3	\$75.7100	\$18.93
4	10-00-60-6200	ACROBAT ADOBE PRO	0.3	\$75.7100	\$18.93
5	13-00-60-6200	ACROBAT ADOBE PRO	0.3	\$75.7100	\$18.93
6	01-05-70-7410	AMAZON-FILE CABINET COURT	1.0	\$75.1300	\$75.13
7	01-05-70-7410	ACROBAT ADOBE PRO	1.0	\$170.0000	\$170.00
8	01-03-60-6290	INDEED JOB POSTING PD/COURT	0.5	\$90.0000	\$45.00
9	01-05-60-6290	INDEED JOB POSTING PD/COURT	0.5	\$90.0000	\$45.00
10	01-01-70-7010	LASERCRAFTING-SHELIA NAMEPLATE	1.0	\$16.6000	\$16.60
11	01-10-70-7250	LOGO DEPOT-MAINT SHIRTS	0.3	\$537.6500	\$134.41
12	01-11-70-7250	LOGO DEPOT-MAINT SHIRTS	0.3	\$537.6500	\$134.41
13	10-00-70-7250	LOGO DEPOT-MAINT SHIRTS	0.3	\$537.6500	\$134.41
14	13-00-70-7250	LOGO DEPOT-MAINT SHIRTS	0.3	\$537.6500	\$134.41
15	01-01-70-7010	AMAZON-OFFICE SUPPLIES	0.5	\$121.1500	\$60.58
16	01-03-70-7010	AMAZON-OFFICE SUPPLIES	0.1	\$121.1700	\$12.12
17	01-05-70-7010	AMAZON-OFFICE SUPPLIES	0.2	\$121.1700	\$24.23
18	01-09-70-7010	AMAZON-OFFICE SUPPLIES	0.1	\$121.1700	\$6.06
19	10-00-70-7010	AMAZON-OFFICE SUPPLIES	0.1	\$121.1700	\$6.06
20	12-00-70-7010	AMAZON-OFFICE SUPPLIES	0.1	\$121.1700	\$6.06
21	13-00-70-7010	AMAZON-OFFICE SUPPLIES	0.1	\$121.1700	\$6.06
22	01-10-70-7130	AMAZON-STREET SIGNS AUTISM	1.0	\$61.9000	\$61.90
23	01-11-60-6720	CY'S PLACE-MAINT MTG	1.0	\$51.2500	\$51.25
24	01-10-70-7120	ATWOOD'S-FILTERS, FUEL PUMPS, TOW ROPE	0.3	\$473.9500	\$118.49
25	01-11-70-7120	ATWOOD'S-FILTERS, FUEL PUMPS, TOW ROPE	0.3	\$473.9500	\$118.49
26	10-00-70-7120	ATWOOD'S-FILTERS, FUEL PUMPS, TOW ROPE	0.3	\$473.9500	\$118.49
27	13-00-70-7120	ATWOOD'S-FILTERS, FUEL PUMPS, TOW ROPE	0.3	\$473.9500	\$118.49
28	10-00-70-7020	USPS-WATER SAMPLE POSTAGE	1.0	\$5.5500	\$5.55
29	01-03-60-6290	KS.GOV-PD TAG, MAINT TRK TAG	0.5	\$58.9400	\$29.47
30	01-11-60-6290	KS.GOV-PD TAG, MAINT TRK TAG	0.5	\$58.9400	\$29.47
31	01-00-00-4345	BILLY SIMS BBQ-NYGAARD REIMBURSED	1.0	\$43.1100	\$43.11
32	01-01-60-6710	WSU-CMC TRAINING	1.0	\$485.0000	\$485.00
33	01-08-70-7120	AMAZON-UTV SUPPLIES	0.3	\$56.4900	\$14.12
34	01-10-70-7120	AMAZON-UTV SUPPLIES	0.3	\$56.4900	\$14.12
35	10-00-70-7120	AMAZON-UTV SUPPLIES	0.3	\$56.4900	\$14.12
36	13-00-70-7120	AMAZON-UTV SUPPLIES	0.3	\$56.4900	\$14.12

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City of Sedgwick (SEDGKS)
Batch: AAABUR

11/17/2023 11:06:10 AM

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice	
13	JANTZ / JANTZ LAW	11/17/2023	11/17/2023	111723ATTY	\$3,040.00	
1	01-05-60-6300	COURT PROC SERVICES		1.0	\$770.0000	\$770.00
2	01-01-60-6290	CITY ATTY SERVICES		1.0	\$2,270.0000	\$2,270.00
12	JOY / JOY WILLIAMS	11/17/2023	11/17/2023	111723JUDGE	\$500.00	
1	01-05-60-6300	JUDGE SERVICES-JOY		1.0	\$500.0000	\$500.00
8	KANZA / KANZA CO-OPERATIVE ASSOCIATION	11/17/2023	11/17/2023	11172023KANZA	\$2,256.89	
1	01-03-70-7210	FUEL - PD		1.0	\$566.5400	\$566.54
2	10-00-70-7210	FUEL - WATER		1.0	\$500.5385	\$500.54
3	01-04-70-7210	FUEL - FIRE		1.0	\$203.0000	\$203.00
4	01-10-70-7210	FUEL - STREETS		1.0	\$500.5385	\$500.54
5	13-00-70-7210	FUEL - SEWER		1.0	\$429.0330	\$429.03
6	01-08-70-7120	MOTOR OIL FOR ALL TRUCKS		1.0	\$14.3100	\$14.31
7	01-10-70-7120	MOTOR OIL FOR ALL TRUCKS		1.0	\$14.3100	\$14.31
8	10-00-70-7120	MOTOR OIL FOR ALL TRUCKS		1.0	\$14.3100	\$14.31
9	13-00-70-7120	MOTOR OIL FOR ALL TRUCKS		1.0	\$14.3100	\$14.31
9	NEWTON FIRE/EMS / Newton Fire/EMS	11/17/2023	11/17/2023	AFG REGIONAL	\$5,226.72	
1	41-04-00-8210	AFG REGIONAL COMMUNICATIONS GRANT		1.0	\$5,226.7200	\$5,226.72
3	PEARSON / PEARSON CONSTRUCTION, LLC	11/17/2023	11/17/2023	235042*1	\$7,200.00	
1	08-00-60-6130	PATCH WATERLINE CROSSING		1.0	\$7,200.0000	\$7,200.00
2	QUILL / QUILL	11/17/2023	11/17/2023	108549602	\$72.98	
1	01-01-70-7010	OFFICE SUPPLIES		0.5	\$72.9600	\$36.48
2	01-03-70-7010	OFFICE SUPPLIES		0.1	\$72.9800	\$7.30
3	01-05-70-7010	OFFICE SUPPLIES		0.2	\$72.9800	\$14.60
4	01-09-70-7010	OFFICE SUPPLIES		0.1	\$72.9800	\$3.65
5	10-00-70-7010	OFFICE SUPPLIES		0.1	\$72.9800	\$3.65
6	12-00-70-7010	OFFICE SUPPLIES		0.1	\$72.9800	\$3.65
7	13-00-70-7010	OFFICE SUPPLIES		0.1	\$72.9800	\$3.65

Grand Totals

Total Direct Expense: \$25,254.97
Total Immediate Payments: \$25,254.97

Report Summary

Report Selection Criteria

Report Type: Detailed

Start End

Transaction Number: Start End

AP Enter Bills Edit - Council Report

City of Sedgwick (SEDGKS)
Batch: AAABUS

11/22/2023 10:48:53 AM

Page 1

Vendor	Description	Check Date	Invoice#	Check#	Check Total
ADVANTAGE COMPUTER	AMI INTERFACE	11/22/2023	47709	70175	\$3,500.00
EVERGY	20231122EV	11/22/2023	20231122EV	70176	\$3,385.64
FELD FIRE	GEAR STORAGE	11/22/2023	0431128-IN	70177	\$9,983.24
KANSAS ALCOHOLIC BEVERAGE CO	20231122CMB	11/22/2023	20231122CMB	70178	\$50.00
KANSAS GAS SERVICE	GAS SERVICE	11/22/2023	20231122KSGAS	70179	\$337.37
QUILL	OFFICE SUPPLIES	11/22/2023	35525893	70180	\$72.96
SUPERIOR RENTS - WICHITA	20231122FLAGS	11/22/2023	20231122FLAGS	70181	\$195.00
UNDERGROUND VAULTS & STORAGE	STORAGE FEES	11/22/2023	546338	70182	\$28.65
USA BLUEBOOK	WWTP CHEMICALS	11/22/2023	INV00184803	70183	\$224.52
VERIZON	GPS	11/22/2023	306000049818	70184	\$104.70

Total Direct Expense:	\$17,882.08
Total Immediate Payments:	\$17,882.08

Report Summary

	Report Selection Criteria	
Report Type:	Detailed	
	Start	End
Transaction Number:	Start	End

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11/22/2023 10:28:00 AM

City of Sedgwick (SEDGKS)
Batch: AAABUS

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice	
1	ADVANTAGE / ADVANTAGE COMPUTER	11/22/2023	11/22/2023	47709	\$3,500.00	
1	41-11-00-8210					
	AMI INTERFACE WITH SENSUS METER CONVERSION			1.0	\$3,500.0000	\$3,500.00
3	EVERGY / EVERGY	11/22/2023	11/22/2023	20231122EV	\$3,385.64	
1	01-10-60-6180					
	0009908927 - 505 N MADISON SCHOOL ZONE			1.0	\$24.8400	\$24.84
2	01-03-60-6180					
	659714280 - PD BLDG			1.0	\$103.0100	\$103.01
3	01-10-60-6180					
	1062940882 - 804 N MADISON ST POLE			1.0	\$34.7300	\$34.73
4	01-10-60-6180					
	1761794880 - 103 W 5TH ELECT AT POLE			1.0	\$24.4000	\$24.40
5	01-10-60-6180					
	2464686086 - 310 N MADISON AVE SCHOOL ZONE			1.0	\$24.6500	\$24.65
6	01-10-60-6180					
	3002790064 - 100 WHEATLAND DR STREET POLE			1.0	\$26.7100	\$26.71
7	01-10-60-6180					
	3175824328 - 502 N COMM STREET ELECT AT POLE			1.0	\$23.9200	\$23.92
8	10-00-60-6180					
	3731495616 - 404 N HARRISON EAST WATER TOWER			1.0	\$116.4300	\$116.43
9	13-00-60-6180					
	3738109015 - 1900 N WASH WWTP			1.0	\$1,344.4600	\$1,344.46
10	01-04-60-6180					
	3742938337 - 316 N WASH FIRE BLDG			1.0	\$123.0800	\$123.08
11	01-11-60-6180					
	3743030616 - 324 N WASH SHOP			1.0	\$65.5500	\$65.55
12	01-08-60-6180					
	3748198293 - 204 W 4TH PARK LIGHTS			1.0	\$102.2100	\$102.21
13	01-06-60-6180					
	4920122509 - 403 N FRANKLIN POOL			1.0	\$82.4100	\$82.41
14	01-01-60-6180					
	5043441260 - 107 W 5TH SR CTR			1.0	\$225.4600	\$225.46
15	01-01-60-6180					
	5111455161 - CITY HALL			1.0	\$147.2700	\$147.27
16	13-00-60-6180					
	7277816660 - 402 N HARRISON EAST LIFT			1.0	\$97.1500	\$97.15
17	01-10-60-6180					
	7610673523 - 100 INDUSTRIAL DR STREET POLE			1.0	\$26.6300	\$26.63
18	10-00-60-6180					
	7852345322 - 501 WELLHOUSE RD, WATER			1.0	\$24.3700	\$24.37
19	01-10-60-6180					
	8514115281 - 413 W 4TH SCHOOL ZONE			1.0	\$25.5300	\$25.53
20	01-10-60-6180					
	8574522122 - 302 W 4TH SCHOOL ZONE			1.0	\$24.8400	\$24.84
21	10-00-60-6180					
	1282677544 - 205 W 5TH WEST WATER TOWER			1.0	\$211.8500	\$211.85
22	13-00-60-6180					
	3728481135 - 402 S COMM SOUTH LIFT			1.0	\$72.0500	\$72.05
23	13-00-60-6180					
	3742907574 - 308 N WASH MAIN LIFT			1.0	\$209.0800	\$209.08
24	10-00-60-6180					
	3749459455 - 518 W 5TH WEST WELL HOUSE			1.0	\$96.3100	\$96.31
25	01-11-60-6180					
	7510510077 - 200 E INDUSTRIAL DR MAINT SHOP			1.0	\$128.7000	\$128.70
2	FELD / FELD FIRE	11/22/2023	11/22/2023	0431128-IN	\$9,983.24	
1	41-04-00-8210					
	GEAR STORAGE RACK			1.0	\$9,983.2400	\$9,983.24
5	KS ALCOHOLIC BEVERAGE / KANSAS ALCOHOLIC BEV	11/22/2023	11/22/2023	20231122CMB	\$50.00	
1	01-01-60-6290					
	DOLLAR GENERAL CMB LICENSE			1.0	\$25.0000	\$25.00
2	01-01-60-6290					
	JUMP START CMB LICENSE			1.0	\$25.0000	\$25.00

AP Enter Bills Edit Report - Sorted by Vendor ** Customized **

City of Sedgwick (SEDGKS)
Batch: AAABUS

11/22/2023 10:28:00 AM

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice
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Line	GL Expense Account	Desc/Inv Stock/Alloc/Cost Code	Quantity Bought	Cost Per Unit	Line Extension
4	KS GAS / KANSAS GAS SERVICE		11/22/2023	11/22/2023	20231122KSGAS \$337.37
1	13-00-60-6180	402 S COMM GAS SERVICE	1.0	\$43.4400	\$43.44
2	01-01-60-6180	CH GAS SERVICE	1.0	\$59.0500	\$59.05
3	01-04-60-6180	320 N WASH GAS SERVICE	0.9	\$234.8800	\$199.65
4	01-11-60-6180	320 N WASH GAS SERVICE	0.2	\$234.8800	\$35.23
7	QUILL / QUILL		11/22/2023	11/22/2023	35525893 \$72.96
1	01-01-70-7010	OFFICE SUPPLIES - COPY PAPER	0.5	\$72.9400	\$36.47
2	01-03-70-7010	OFFICE SUPPLIES - COPY PAPER	0.1	\$72.9600	\$7.30
3	01-05-70-7010	OFFICE SUPPLIES - COPY PAPER	0.2	\$72.9600	\$14.59
4	01-09-70-7010	OFFICE SUPPLIES - COPY PAPER	0.1	\$72.9600	\$3.65
5	10-00-70-7010	OFFICE SUPPLIES - COPY PAPER	0.1	\$72.9600	\$3.65
6	12-00-70-7010	OFFICE SUPPLIES - COPY PAPER	0.1	\$72.9600	\$3.65
7	13-00-70-7010	OFFICE SUPPLIES - COPY PAPER	0.1	\$72.9600	\$3.65
6	SUPERIOR RENTS / SUPERIOR RENTS - WICHITA		11/22/2023	11/22/2023	20231122FLAGS \$195.00
1	01-10-60-6240	CARDINAL FLAGS	1.0	\$195.0000	\$195.00
8	UNDERGROUND / UNDERGROUND VAULTS & STORAGE		11/22/2023	11/22/2023	546338 \$28.65
1	01-01-60-6200	STORAGE FEE	1.0	\$28.6500	\$28.65
9	USA BLUEBOOK / USA BLUEBOOK		11/22/2023	11/22/2023	INV00184803 \$224.52
1	13-00-70-7220	WWTP CHEMICALS	1.0	\$139.4700	\$139.47
2	13-00-70-7220	WWTP CHEMICALS	1.0	\$85.0500	\$85.05
10	VERIZON CONNECT / VERIZON		11/22/2023	11/22/2023	306000049818 \$104.70
1	01-03-60-6180	GPS PD	0.5	\$104.7000	\$52.35
2	01-11-60-6180	GPS MAINT	0.5	\$104.7000	\$52.35

Grand Totals

Total Direct Expense: \$17,882.08
Total Immediate Payments: \$17,882.08

Report Summary

Report Selection Criteria
Report Type: Detailed
Start End
Transaction Number: Start End

AP Bank Reconciliation Posting Audit Report

City of Sedgwick (SEDGKS)

11/22/2023 10:21:04 AM

Batch: AAABUT

User ID: SHELIA

Page 1

Bank Code: CKG LEGACY BANK

Vendor Tran#	Document #	Date	Type	User ID	Posting Reference	Total Amount
AETNA						
1	70167	11/22/2023	Check	SHELIA	AP0000001218AAABUT	\$87.06
Description:						
AFLAC						
2	70168	11/22/2023	Check	SHELIA	AP0000001218AAABUT	\$43.68
Description:						
BCBS OF KANSAS						
3	70169	11/22/2023	Check	SHELIA	AP0000001218AAABUT	\$6,117.00
Description:						
CARL B DAVIS, CHAPTER 13 TRUSTEE						
4	70170	11/22/2023	Check	SHELIA	AP0000001218AAABUT	\$643.85
Description:						
LEGACY BANK						
5	70171	11/22/2023	Check	SHELIA	AP0000001218AAABUT	\$4,874.03
Description:						
EMPOWER RETIREMENT						
6	70172	11/22/2023	Check	SHELIA	AP0000001218AAABUT	\$50.00
Description:						
KPERS						
7	70173	11/22/2023	Check	SHELIA	AP0000001218AAABUT	\$3,038.96
Description:						
KANSAS STATE WITHHOLDING TAX						
8	70174	11/22/2023	Check	SHELIA	AP0000001218AAABUT	\$768.07
Description:						

	Bank Totals	Items	Total Voids	Items
Checks	(\$15,622.65)	8	\$0.00	0
Deposits	\$0.00	0	\$0.00	0
Deductions	\$0.00	0	\$0.00	0
Additions	\$0.00	0	\$0.00	0
Bank Charges	\$0.00	0	\$0.00	0
Net Activity for CKG:	(\$15,622.65)			

Report Totals

	Bank Totals	Items	Total Voids	Items
Checks	(\$15,622.65)	8	\$0.00	0
Deposits	\$0.00	0	\$0.00	0
Deductions	\$0.00	0	\$0.00	0
Additions	\$0.00	0	\$0.00	0
Bank Charges	\$0.00	0	\$0.00	0
Net Activity:	(\$15,622.65)			

AP Enter Bills Edit - Council Report

City of Sedgwick (SEDGKS)
Batch: AAABUU

12/1/2023 12:24:01 PM

Page 1

Vendor	Description	Check Date	Invoice#	Check#	Check Total
360 DOCUMENT SOLUTIONS	PRINTERS/COPIERS	12/01/2023	81471289	70185	\$719.95
7M EXCAVATING	STREET MATERIAL	12/01/2023	202264	70186	\$1,192.75
BURRIS FABRICATION	06 FORD RANGER REPAI	12/01/2023	5138	70187	\$290.49
GRABER'S ACE HARDWARE	LIGHTBULBS/TOOLS	12/01/2023	INVOICES K55313 K563	70188	\$43.97
CITY OF HALSTEAD	HALSTEAD EMS SVC	12/01/2023	120123EMS	70189	\$10,000.00
HARVEY COUNTY TREASURER	REAL ESTATE TAX	12/01/2023	120123RETAX	70190	\$1,187.39
BILL JOHNSON	BLDG INSPECTIONS	12/01/2023	120123BJ	70191	\$100.00
KYLE NORDICK	MILEAGE	12/01/2023	120123KN	70192	\$232.92
PRIDE AG RESOURCES	SHOP TOOLS/STREET EQ	12/01/2023	108900 109262	70193	\$744.37
QUIK PRINT	COUNCIL BUS CARDS	12/01/2023	27442	70194	\$110.00
WCCIT	IT SRVC	12/01/2023	TSP_1351	70195	\$648.00

Total Direct Expense:	\$15,269.84
Total Immediate Payments:	\$15,269.84

Report Summary

	Report Selection Criteria	
Report Type:	Detailed	
	Start	End
Transaction Number:	Start	End

AP Enter Bills Edit Report - Sorted by Vendor ** Customized **

12/1/2023 12:12:36 PM

City of Sedgwick (SEDGKS)
Batch: AAABUU

Page 1

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice
1	360 DOCUMENT SOLUTIONS / 360 DOCUMENT SOLUTIK	12/1/2023	12/1/2023	81471289	\$719.95
1	01-01-60-6200 PRINTERS/COPIERS LEASE			0.5 \$719.9300	\$359.97
2	01-03-60-6200 PRINTERS/COPIERS LEASE			0.1 \$719.9500	\$72.00
3	01-05-60-6200 PRINTERS/COPIERS LEASE			0.1 \$719.9500	\$72.00
4	10-00-60-6200 PRINTERS/COPIERS LEASE			0.2 \$719.9500	\$107.99
5	13-00-60-6200 PRINTERS/COPIERS LEASE			0.2 \$719.9500	\$107.99
2	7M / 7M EXCAVATING	12/1/2023	12/1/2023	202264	\$1,192.75
1	01-10-70-7230 STREET MATERIAL-AB3, FILL SAND			1.0 \$1,192.7500	\$1,192.75
12	BURRIS FAB / BURRIS FABRICATION	12/1/2023	12/1/2023	5138	\$290.49
1	01-11-70-7120 2006 FORD RANGER REPAIR			0.2 \$290.4900	\$58.10
2	01-08-70-7120 2006 FORD RANGER REPAIR			0.2 \$290.4900	\$58.10
3	01-10-70-7120 2006 FORD RANGER REPAIR			0.2 \$290.4900	\$58.10
4	10-00-70-7120 2006 FORD RANGER REPAIR			0.2 \$290.4900	\$58.10
5	13-00-70-7120 2006 FORD RANGER REPAIR			0.2 \$290.4500	\$58.09
3	GRABER'S / GRABER'S ACE HARDWARE	12/1/2023	12/1/2023	INVOICES K55313 K563	\$43.97
1	01-01-70-7100 SENIOR CENTER LIGHTBULB			1.0 \$27.9800	\$27.98
2	10-00-70-7110 SOFTLENS REDHEAT			1.0 \$15.9900	\$15.99
4	HALSTEAD / CITY OF HALSTEAD	12/1/2023	12/1/2023	120123EMS	\$10,000.00
1	01-02-60-6290 HALSTEAD EMS SERVICE			1.0 \$10,000.0000	\$10,000.00
5	HRVY CO TRES / HARVEY COUNTY TREASURER	12/1/2023	12/1/2023	120123RETAX	\$1,187.39
1	01-01-60-6290 TAX ID: 1-13872 107 W. 5TH - SR. CENTER SWF			1.0 \$95.0000	\$95.00
2	10-00-60-6290 TAX ID: 1-13537A DAM SW 96TH ST EQUUS BEDS			1.0 \$3.7700	\$3.77
3	10-00-60-6290 TAX ID: 1-13537 SW 96TH - DAM EQUUS BEDS			1.0 \$4.3700	\$4.37
4	01-01-60-6290 TAX ID: 1-13847 511 N. COMMERCIAL - CITY HALL SWF			1.0 \$39.0000	\$39.00
5	01-06-60-6290 TAX ID: 1-13870 403 FRANKLIN - POOL SWF			1.0 \$190.0000	\$190.00
6	10-00-60-6290 TAX ID: 1-13870 403 FRANKLIN - POOL EQUUS WELL			1.0 \$73.6500	\$73.65
7	01-04-60-6290 TAX ID 1-13986 300 WASHINGTON - FIRE/EMS SWF			1.0 \$412.0000	\$412.00
8	01-01-60-6290 TAX ID: 1-13990 120 WASHINGTON AVE SWF			1.0 \$39.0000	\$39.00
9	01-01-60-6290 TAX ID: 1-13854 520 COMMERCIAL AVE SWF			1.0 \$39.0000	\$39.00
10	01-01-60-6290 TAX ID: 1-16769 WATER TOWER E 7TH ST AG URBAN			1.0 \$291.6000	\$291.60
11	JOHNSON, BILL / BILL JOHNSON	12/1/2023	12/1/2023	120123BJ	\$100.00
1	01-01-60-6230 BLDG INSPECTIONS			1.0 \$100.0000	\$100.00

AP Enter Bills Edit Report - Sorted by Vendor ** Customized **

City of Sedgwick (SEDGKS)
Batch: AAABUU

12/1/2023 12:12:36 PM

Page 2

Tr. #	Vendor	Inv Date	Due Date	Invoice #	Total Invoice
13	NORDICK / KYLE NORDICK	12/1/2023	12/1/2023	120123KN	\$232.92
1	01-01-60-6720	KACM CONFERENCE DODGE CITY MILEAGE		311.0	\$0.6550
2	01-01-60-6720	GREATER WICHITA PARTNERSHIP MTG MILEAGE		44.6	\$0.6550
9	PRIDE AG / PRIDE AG RESOURCES	12/1/2023	12/1/2023	108900 109262	\$744.37
1	01-11-70-7420	SHOP TOOLS		1.0	\$485.9700
2	01-10-70-7130	MISC STREET SCREWS		1.0	\$42.9900
3	01-10-70-7110	SNOW EQUIPMENT/SUPPLIES		1.0	\$106.4500
4	01-11-70-7420	SHOP TOOLS		1.0	\$108.9600
10	QUIK / QUIK PRINT	12/1/2023	12/1/2023	27442	\$110.00
1	01-01-70-7010	COUNCIL BUS CARDS-JOSH LIBY		1.0	\$55.0000
2	01-01-70-7010	COUNCIL BUS CARDS-MARK JACOB		1.0	\$55.0000
14	WCCIT / WCCIT	12/1/2023	12/1/2023	TSP_1351	\$648.00
1	01-01-60-6200	MO SRVC-ADMIN		0.5	\$400.0000
2	01-03-60-6200	MO SRVC-POLICE		0.3	\$400.0000
3	01-04-60-6200	MO SRVC-FIRE		0.1	\$400.0000
4	13-00-60-6200	MO SRVC-SEWER		0.2	\$400.0000
5	01-01-60-6200	MICROSOFT		0.3	\$248.0000
6	01-03-60-6200	MICROSOFT		0.3	\$248.0000
7	10-00-60-6200	MICROSOFT		0.3	\$248.0000
8	13-00-60-6200	MICROSOFT		0.3	\$248.0000

Grand Totals

Total Direct Expense: \$15,269.84
Total Immediate Payments: \$15,269.84

Report Summary

Report Selection Criteria
Report Type: Detailed
Start End
Transaction Number: Start End

AN ORDINANCE LEVYING A RETAILERS’ SALES TAX IN THE AMOUNT OF ONE-HALF PERCENT (.50%) WITHIN THE CITY OF SEDGWICK, KANSAS, EFFECTIVE JANUARY 1, 2025 OR AS SOON THEREAFTER AS IS LEGALLY PERMISSIBLE.

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

SECTION ONE: A majority of the electors voting thereon having approved, at a scheduled election with a special election question held on the 7th day of November, 2023, the levying of a retailers’ sales tax in the City of Sedgwick, Kansas, for the purpose of generating revenue needed to provide mill levy support and paying the costs of street and other public improvements of the city. Specifically, such tax proceeds shall be utilized for mill levy support and paying the costs of street and other public improvements of the city including, but not limited to, payment of debt service on financing issued for such payments in accordance with and authorized by the provisions of K.S.A. 12-187 *et. seq.*, and amendments thereto, there is hereby levied a city retailers’ sales tax in the amount of one-half percent (.50%) to take effect on the 1st day of January 2025, or as soon thereafter as is legally permissible.

SECTION TWO: Except as otherwise be provided by law, such tax shall be identical in its application and exemptions therefrom to the Kansas Retailers’ Sales Tax Act and all laws and administrative rules and regulations of the Kansas Department of Revenue relating to the state retailers’ sales tax shall apply to such city retailers’ sales tax insofar as such laws and regulations may be made applicable. The services of the Department of Revenue shall be utilized to administer enforce and collect such tax.

SECTION THREE: Effective Date. This ordinance shall be in full force and effect from and after its publication one time in the official city newspaper, and a copy duly certified and submitted to the State Director of Taxation.

PASSED AND ADOPTED by the Governing Body of the City of Sedgwick, Kansas, on the 6TH day of December, 2023.

Bryan Chapman, Mayor, City of Sedgwick

ATTEST:

Shelia Agee, City Clerk

(Seal)

ORDINANCE NO. 901

AN ORDINANCE REGULATING THE SALE OF CEREAL MALT BEVERAGE AND BEER CONTAINING NOT MORE THAN 6% ALCOHOL BY VOLUME WITHIN THE CITY OF SEDGWICK, KANSAS AND REPEALING ORDINANCE NO. 861

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SEDGWICK, KANSAS.

Section 1. DEFINITION. Enhanced Cereal Malt Beverage means cereal malt beverage as that term is defined in K.S.A. 41-2701, and amendments thereto, and such term shall include beer containing not more than 6% alcohol by volume when such beer is sold by a retailer licensed under the Kansas cereal malt beverage act.

Section 2. LICENSE ISSUED BY CITY. The "Cereal Malt Beverage License" issued by the city of Sedgwick, pursuant to this ordinance, authorizes the sale of enhanced cereal malt

beverage as defined in section 1, by those retailers in compliance with this ordinance and other laws and regulations that may apply.

Section 3. LICENSE REQUIRED OF RETAILER

(a) It shall be unlawful for any person to sell any enhanced cereal malt beverage at retail without a license for each place of business where enhanced cereal malt beverages are to be sold at retail.

(b) It shall be unlawful for any person, having a license to sell enhanced cereal malt beverages at retail only in the original and unopened containers and not for consumption on the premises, to sell any enhanced cereal malt beverage in any other manner.

Section 4. APPLICATION. Any person desiring a license shall make an application to the governing body of the city and accompany the application by the required license fee for each place of business for which the person desires the license. The application shall be verified, and upon a form prepared by the attorney general of the State of Kansas, and shall contain:

(a) The name and residence of the applicant and how long he or she has resided within the State of Kansas;

(b) The particular place for which a license is desired;

(c) The name of the owner of the premises upon which the place of business is located;

(d) The names and addresses of all persons who hold any financial interest in the particular place of business for which a license is desired.

(e) A statement that the applicant is a citizen of the United States and not less than 21 years of age and that he or she has not within two years immediately preceding the date of making application been convicted of a felony or any crime involving moral turpitude, or been adjudged guilty of drunkenness, or driving a motor vehicle while under the influence of intoxicating liquor or the violation of any other intoxicating liquor law of any state or of the United States;

(f) Each application for a general retailer's license shall be accompanied by a certificate from the city health officer certifying that he or she has inspected the premises to be licensed.

(g) Each application for a general retailer's license must be accompanied by a certificate from the city fire chief certifying that he or she has inspected the premises to be licensed.

The application shall be accompanied by a statement, signed by the applicant, authorizing any governmental agency to provide the city with any information pertinent to the application. One copy of such application shall immediately be transmitted to the chief of police of the city for investigation of the applicant. It shall be the duty of the chief of police to investigate such applicant to determine whether he or she is qualified as a licensee under the provisions of this chapter. The chief shall report to the City Administrator and City Clerk not later than five working days subsequent to the receipt of such application. The application shall be scheduled for consideration by the governing body at the earliest meeting consistent with current notification requirements.

Section 5. LICENSE APPLICATION PROCEDURES.

(a) All applications for a new and renewed enhanced cereal malt beverage license shall be submitted to the city clerk 10 days in advance of the governing body meeting at which they will be considered.

(b) The city clerk's office shall notify the applicant of an existing license 30 days in advance of its expiration.

(c) The clerk's office shall provide copies of all applications to the police department, to the fire department, and to the city-county health department, when they are received. The police department will run a record check on all applicants and the fire department and health department will inspect the premises. The departments will then recommend approval, or disapproval, of applications within five working days of the department's receipt of the application.

(d) The governing body will not consider any application for a new or renewed license that has not been submitted 10 days in advance and been reviewed by the above city departments.

(e) An applicant who has not had an enhanced cereal malt beverage license in the city shall attend the governing body meeting when the application for a new license will be considered.

Section 6. LICENSE GRANTED; DENIED.

(a) The journal of the governing body shall show the action taken on the application.

(b) If the license is granted, the city clerk shall issue the license which shall show the name of the licensee and the year for which issued.

(c) No license shall be transferred to another licensee.

(d) If the license shall be denied, the license fee shall be immediately returned to the person who has made application.

Section 7. LICENSE TO BE POSTED. Each license shall be posted in a conspicuous place in the place of business for which the license is issued.

Section 8. LICENSE, DISQUALIFICATION. No license shall be issued to:

(a) A person who has not been a resident in good faith of the state of Kansas for at least one year immediately preceding application and a resident of Harvey County for at least six months prior to filing of such application.

(b) A person who is not a citizen of the United States.

(c) A person who is not of good character and reputation in the community in which he or she resides.

(d) A person who, within two years immediately preceding the date of making application, has been convicted of a felony or any crime involving moral turpitude, or has been adjudged guilty of drunkenness or driving a motor vehicle while under the influence of intoxicating liquor or the violation of any other intoxicating liquor law of any state or of the United States.

(e) A partnership, unless all the members of the partnership shall otherwise be qualified to obtain a license.

(f) A corporation if any manager, officer or director thereof or any stockholder owning in the aggregate more than 25 percent of the stock of such corporation would be ineligible to receive a license hereunder for any reason other than non-residence within the city or county.

(g) A corporation, if any manager, officer or director thereof, or any stockholder owning in the aggregate more than 25 percent of the stock of such corporation, has been an officer, manager or director, or a stockholder owning in the aggregate more than 25 percent of the stock, of a corporation which: (A) Has had a retailer's license revoked under K.S.A. 41-2708 and amendments thereto; or (B) has been convicted of a violation of the drinking establishment act or the cereal malt beverage laws of this state.

(h) A person whose place of business is conducted by a manager or agent unless such manager or agent possesses the same qualifications required of the licensee.

(i) A person whose spouse would be ineligible to receive a retailer's license for any reason other than citizenship, retailer residency requirements or age, except that this subsection (i) shall not apply in determining eligibility for a renewal license.

Section 9. RESTRICTION UPON LOCATION. [Note, subsections (b), (c) and (d) are optional and not required by state law.]

(a) No license shall be issued for the sale at retail of any enhanced cereal malt beverage on premises which are located in areas not zoned for such purpose.

(b)

It shall be unlawful to sell or dispense at retail any enhanced cereal malt beverage at any place within the city limits that is within a-foot radius of any church, school or

(c) Provisions shall not apply to any establishment holding a private club license issued by the State of Kansas.

(d) The distance limitation of subsection (b) above shall not apply to any establishment holding an enhanced cereal malt beverage license issued by the city when the licensee has petitioned for and received a waiver of the distance limitation. The governing body shall grant such a waiver only following public notice and hearing.

Section 10. LICENSE FEE. The rules and regulations regarding license fees shall be as follows:

(a) General Retailer for each place of business selling enhanced cereal malt beverages at retail, per year.

(b) Limited Retailer — for each place of business selling only at retail enhanced cereal malt beverages in original and unopened containers and not for consumption on the premises, \$75 per year.

Full amount of the license fee shall be required for the year from date of issue, and the licensee shall only be authorized to operate under the license for the year in which the license is issued.

Section 11. **SUSPENSION OF LICENSE.** The chief of police, upon five days' written notice, shall have the authority to suspend such license for a period not to exceed 30 days, for any violation of the provisions of this ordinance or other laws pertaining to enhanced cereal malt beverages, which violation does not in his or her judgment justify a recommendation of revocation. The licensee may appeal such order of suspension to the governing body within seven days from the date of such order.

Section 12. **LICENSE SUSPENSION/REVOCAION BY GOVERNING BODY.** The governing body of the city, upon five days' written notice, to a person holding a license to sell enhanced cereal malt beverages shall permanently revoke or cause to be suspended for a period of not more than 30 days such license for any of the following reasons:

- (a) If a licensee has fraudulently obtained the license by giving false information in the application therefor;
- (b) If the licensee has violated any of the provisions of this section or has become ineligible to obtain a license under this section;
- (c) Drunkenness of a person holding such license, drunkenness of a licensee's manager or employee while on duty and while on the premises for which the license is issued, or for a licensee, his or her manager or employee permitting any intoxicated person to remain in such place selling enhanced cereal malt beverages;
- (d) The sale of enhanced cereal malt beverages to any person under 21 years of age;
- (e) For permitting any gambling in or upon any premises licensed;
- (f) For permitting any person to mix drinks with materials purchased in any premises licensed or brought into the premises for this purpose;
- (g) For the employment of any person under the age established by the State of Kansas for employment involving dispensing enhanced cereal matt beverages;
- (h) For the employment of persons adjudged guilty of a felony or of a violation of any law relating to intoxicating liquor;
- (i) For the sale or possession of } or for permitting the use or consumption of alcoholic liquor within or upon any premise licensed;
- (j) The nonpayment of any license fees;
- (k) If the licensee has become ineligible to obtain a license;
- (l) The provisions of subsections (f) and (i) shall not apply if such place of business is also currently licensed as a private club.

Section 13. **SAME; APPEAL.** The licensee, within 20 days after the order of the governing body revoking any license, may appeal to the district court of Harvey County and the district court shall proceed to hear such appeal as though such court had original jurisdiction in the matter. Any appeal taken shall not suspend the order of revocation of the license of any licensee, nor shall any new license be issued to such person or any person acting for or on his or her behalf, for a period of six months thereafter.

Section 14. CHANGE OF LOCATION. If a licensee desires to change the location of his or her place of business, he or she shall make an application to the governing body showing the same information relating to the proposed location as in the case of an original application. Such application shall be accompanied by a fee of \$75.00 If the application is in proper form and the location is not in a prohibited zone and all other requirements relating to such place of business are met, a new license shall be issued for the new location for the balance of the year for which a current license is held by the licensee.

Section 15. WHOLESALERS AND/OR DISTRIBUTORS. It shall be unlawful for any wholesaler and/or distributor, his, her or its agents or employees, to sell and/or deliver enhanced cereal malt beverages within the city, to persons authorized to sell the same within this city unless such wholesaler and/or distributor has first secured a license from the director of revenue, state commission of revenue and taxation of the State of Kansas authorizing such sales.

Section 16. BUSINESS REGULATIONS. It shall be the duty of every licensee to observe the following regulations.

(a) The place of business licensed, and operating shall at all times have a front and rear exit unlocked when open for business.

(b) The premises and all equipment used in connection with such business shall be kept clean and in a sanitary condition and shall at all times be open to the inspection of the police and health officers of the city, county and state.

(c) Except as provided by subsection (d), no enhanced cereal malt beverages may be sold or dispensed between the hours of 12:00 midnight and 6:00 a.m., or consumed between the hours of 12:30 a.m., and 6:00 a.m., or on Sunday, except in a place of business which is licensed to sell cereal malt beverage for consumption on the premises, which derives not less than 30 percent of its gross receipts from the sale of food for consumption on the licensed premises; closing hours for clubs shall conform to K.S.A. 41-2614 and amendments thereto.

[Optional subsection (c) for cities where Sunday sales have been authorized by ordinance.

(c) Except as provided by subsection (d), no enhanced cereal malt beverages may be sold or dispensed; (1) Between the hours of 12:00 midnight and 6:00 a.m.; (2) in the original package before 12:00 noon or after 8:00 p.m. on Sunday; (3) on Easter Sunday; or (4) for consumption on the licensed premises on Sunday, except in a place of business which is licensed to sell enhanced cereal malt beverage for consumption on the premises, which derives not less than 30% of its gross receipts from the sale of food for consumption on the licensed premises.]

(d) Enhanced cereal malt beverages may be sold at any time alcoholic liquor is allowed by law to be served on premises which are licensed pursuant to K.S.A. 41-2601, et seq. and amendments thereto, and licensed as a club by the State Director of Alcoholic Beverage Control.

(e) The place of business shall be open to the public and to the police at all times during business hours, except that premises licensed as a club under a license issued by the State Director of Alcoholic Beverage Control shall be open to the police and not to the public.

(f) It shall be unlawful for any licensee or agent or employee of the licensee to become intoxicated in the place of business for which such license has been issued.

(g) No licensee or agent or employee of the licensee shall permit any intoxicated person to remain in the place of business for which such license has been issued.

(h) No licensee or agent or employee of the licensee shall sell or permit the sale of enhanced cereal malt beverage to any person under 21 years of age.

(i) No licensee or agent or employee of the licensee shall permit any gambling in the place of business for which such license has been issued.

(j) No licensee or agent or employee of the licensee shall permit any person to mix alcoholic drinks with materials purchased in said place of business or brought in for such purpose.

(k) No licensee or agent or employee of the licensee shall employ any person under 18 years of age in dispensing enhanced cereal malt beverages. No licensee shall employ any person who has been judged guilty of a felony.

Section 17. PROHIBITED CONDUCT ON PREMISES. The following conduct by an enhanced cereal malt beverage licensee, manager or employee of any licensed enhanced cereal malt beverage establishment is deemed contrary to public welfare and is prohibited:

(a) Remaining or permitting any person to remain in or upon the premises who exposes to view any portion of the female breasts below the top of the areola or any portion of males/female's pubic hair, anus, buttocks or genitals;

(b) Permitting any employee on the licensed premises to touch, caress or fondle the breasts, buttocks, anus, vulva or genitals of any other employee or any patron;

(c) Encouraging or permitting any patron on the licensed premises to touch, caress or fondle the breasts, buttocks, anus, vulva, or genitals of any employee;

(d) Performing or permitting any person to perform on the licensed premises acts of or acts which simulate:

(1) Sexual intercourse, masturbation, sodomy, or any other sexual act which is prohibited by law; or

(2) Touching, caressing or fondling such persons' breasts, buttocks, anus or genitals.

(e) Using or permitting any person to use on the licensed premises, any artificial devices or inanimate objects to depict any of the acts prohibited by paragraph (d).

(f) Showing or permitting any person to show on the licensed premises any motion picture, film, photograph, electronic reproduction, or other visual reproduction depicting:

(1) Acts or simulated acts of sexual intercourse, masturbation, sodomy, or any sexual act which is prohibited by law;

(2) The touching, caressing or fondling of the buttocks, anus, genitals or the female breasts;

(3) Scenes in which a person displays the buttocks, anus, genitals or the female breasts.

(g) The term premises means the premises licensed by the city as an enhanced cereal malt beverage establishment and such other areas, under the control of the licensee or his or her employee or employees, that are in such close proximity to the licensed premises that activities and conduct of persons within such other areas may be viewed by persons on or within the licensed premises.

Section 18. SANITARY CONDITIONS REQUIRED. All parts of the licensed premises including furnishings and equipment shall be kept clean and in a sanitary condition, free from flies, rodents and vermin at all times. The licensed premises shall have at least one restroom for each sex easily accessible at all times to its patrons and employees. The restroom shall be equipped with at least one lavatory with hot and cold running water, be well lighted, and be furnished at all times with paper towels or other mechanical means of drying hands and face. Each restroom shall be provided with adequate toilet facilities which shall be of sanitary design and readily cleanable. The doors of all toilet rooms shall be self-closing and toilet paper at all times shall be provided. Easily cleanable receptacles shall be provided for waste material and such receptacles in toilet rooms for women shall be covered. The restrooms shall at all times be kept in a sanitary condition

and free of offensive odors and shall be at all times subject to inspection by the city health officer or designee.

Section 19. This ordinance shall be published one time in the official city newspaper.

Section 20. This ordinance shall take effect and be in force from and after December 6, 2023.

PASSED AND APPROVED this 6th day of December, 2023.

Mayor

ATTEST:

City Clerk

(SEAL)