



# Kansas

GOVERNMENT JOURNAL

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JUNE 2016

2016 Legislative  
Wrap-up

The League  
Recognizes Municipal  
Training Institute  
Graduates

Atchison Wins 2016  
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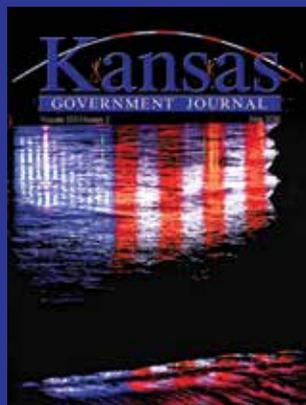
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*About the Cover:*  
Winner of the 2016 Kansas Hometown Showdown. The photo "Amelia reflects on America" shows the reflection of Atchison's Amelia Earhart Bridge lights on the Missouri River. See our feature article about the Kansas Hometown Showdown winner on page 146.

*Photo by Rox Stec.*

# Kansas

## GOVERNMENT JOURNAL

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*The mission of the League shall be to strengthen and advocate for the interests of Kansas municipalities to advance the general welfare and promote the quality of life of the people who live within our cities.*

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## 2016 League Events Calendar

### June

10 - Governing Body Meeting; Topeka

10 - CAAK: Spring CLE; Olathe

### July

4 - League Holiday: Independence Day

### August

5 - MTI: KOMA/KORA; Hays

25 - MTI: KOMA/KORA; Shawnee

26 - MTI: KOMA/KORA; El Dorado

## Obituaries

**William "Bill" Franklin**, died May 15, 2016. He was 82. Bill served on the Prairie Village City Council, including as Mayor from 1973 to 1979. He also served on the Johnson County Council of Mayors, was a Johnson County Commissioner, serving as chair in 1983 and again in 1988, and was a Johnson County Charter Commission member. Bill earned a B.S. degree in Geological Engineering from the University of Kansas in 1957. He also held an M.S. in Industrial Administration from Purdue University. Bill gained national recognition in the fields of solid waste management and Life Cycle Assessment, a methodology which he co-developed. He also helped the U.S. Environmental Protection Agency (EPA) develop a methodology for estimating municipal solid waste generation. In addition to the EPA, Bill consulted in solid waste management and recycling for many state and local agencies, including several in Kansas.

**Lee Gregg**, died April 29, 2016. He was 68. Lee was a longtime Arkansas City businessman, former mayor, and Cowley College trustee. He contributed much to Ark City as a civic leader. Lee served on the city commission for eight years, including two, one-year terms as mayor. He is remembered as a highly capable and hardworking accountant who was personable and caring of others.

**Betty Ingenthron**, died May 7, 2016. She was 90. Betty worked for the City of Topeka from Jan. 1, 1962 until Sept. 30, 1982, retiring from the City Clerk's office. Betty was married to Harold Ingenthron. He preceded her in death on November 4, 2007.

**Brad D. Lancaster** was killed in the line of duty May 9, 2016. He was 39. As a sworn officer, Brad served the City of Kansas City for the last decade. Previously he served as a Platte County Sheriff's Deputy and a West Platt Volunteer Firefighter. Brad was valedictorian of his class at the police academy. As a U.S. Air Force Veteran, he was a Top Gun Award Winner, having served a tour as a Military Policeman in Kuwait during Desert Shield, and in Saudi Arabia. Brad leaves behind his wife Jamie, and their two daughters; Brianna and Jillian. He is also survived by his mother and sister, as well as many family members and friends.

# Director's Foreword

by Erik Sartorius



Well, who would have guessed the legislature would come and go as quickly as it did this veto session? Not wanting to repeat last year's record-setting veto session, upcoming elections (and the ability to begin fundraising), and an apparent desire to get as far away from the state's budget problems as fast as possible, got legislators headed out of

Topeka after only five days. (Maybe 5 and a half. I'm not sure how you count finishing at 3:30am!) With the Kansas Supreme Court's ruling in the current K-12 education case, however, legislators now face a June 30 deadline for addressing education funding and will likely need to return for a special session.

This month's magazine has a lengthy wrap up on the legislative session, reviewing what legislation affecting local government was passed, vetoed or did not become law. For a slightly deeper dive on some issues, please see this month's "Legal Forum," (p. 148) and check that same column in the near future for a more in-depth look at changes to statutes governing firearms and concealed carry.

As the legislative session closes, the question I get asked the most is, "How did we do?" Mostly, you want to know about legislation passed or stopped. On that front, I would call results "mixed." (For a visual depiction, please see the chart on p. 141.) In one instance, we took a concern of members - being able to access the "insurance proceeds" statutes should seismic activity cause significant damage in their communities - to the legislature. Introducing a bill, we shepherded it through the process to clarify such damage will now fall under this statute.

We were not able to defeat two large issues outright, but we did significantly influence their final form. The property tax lid went from a bill going into effect this July 1 with half the exemptions repealed to having the effective date moved up to January 1, 2017, with additional exemptions added. For the siting of wireless telecommunications facilities, we spent over 25 hours in face-to-face negotiations with wireless providers to make the legislation more reasonable for cities.

So, as far as results specific to this session are concerned, I think "mixed" is an appropriate description. If you ask me "How are we doing in the legislature?" then I will tell you we are making noticeable progress. We are being sought out more frequently by legislators for the municipal viewpoint on issues. We are not simply conferees on a bill when hearings are held, but are principal negotiators on more of them. Most critically, legislators are willing to engage with the League, growing long-term relationships that allow us to share the concerns and needs of cities.

In April, I described in League News and at the Leadership Summit in Junction City a new initiative we are engaging in with the National League of Cities and Kansas Appleseed. Cities Combating Hunger through the Afterschool and Summer Meals Program (CHAMPS) is a national initiative to fight childhood hunger. I was shocked to learn that Kansas ranks 50<sup>th</sup> nationally in reaching children with summer nutrition programs - only seven percent of the eligible children that participate in the National School Lunch Program during the year.

Having places where children can safely access a healthy meal or snack is incredibly important for their development. In many communities during the summer, parks & recreation facilities are some of the best places to find and serve eligible children. The CHAMPS program seeks to assist cities - via technical assistance and grant opportunities - to support increasing participation in Afterschool and Summer Meal Programs.

We will be working to grow awareness of this issue among cities and encouraging participation in CHAMPS. Program leaders will present at the League conference, and will also have outreach across the state in the fall. For more information, please visit the League News archives (<http://www.lkm.org/leagueneews/2016/16>) or contact Jamie Nash at NLC a [nash@nlc.org](mailto:nash@nlc.org) or (202) 626-3160.

Please help me welcome the newest member of our staff, Amanda Stanley, who joined our legal team in April. Most recently, she had clerked at the Kansas Court of Appeals under Judge Kim Schroeder. Amanda is a Wichita native, receiving her undergraduate degree from Newman University and then her law degree from KU. She has hit the ground running with us, quickly providing useful legal expertise both internally and to member cities.

As the League welcomes a new attorney, the city attorney profession says goodbye to a great one. I had the honor of attending the retirement reception of Mike Santos, city attorney for Overland Park in April. I always marveled at Mike's ability to keep calm in the most heated and challenging of situations, providing excellent counsel to all who served the city (while maintaining one of the wryest senses of humor you've even seen).

Finally, make sure you are registered to vote. All state representative and senate seats will be up for election, as well as congressional races. Check with your county clerk or election officer for deadlines, and consider sharing those in your city newsletter or social media.

As always, please let me know if you have any questions or comments - [esartorius@lkm.org](mailto:esartorius@lkm.org) or (785) 354-9565.

# 2016 Legislative Wrap-up

by League Legislative Staff



**A**fter the longest legislative session in history last year, the 2016 session was one of the shortest on record. There were still numerous bills introduced that impacted cities, which League staff monitored, testified for or against. We also coordinated city officials contacting legislators, and in one instance wrote to the governor urging him to sign a bill. This article is a brief overview of bills that did and did not become law. If you have questions or require additional details on specific legislation please contact the League legislative staff.

## **Bills That Became Law**

### **Government Policies and Procedures**

**Wireless Telecommunications Siting.** Senate Sub. for HB 2131 significantly changes the laws overseeing the siting of wireless telecommunications structures, including small cell facilities. This law goes into effect October 1, rather than July 1. The bill specifies allowable fees charged by cities for reviewing applications and caps total charges. Wireless providers will be allowed to seek placement of their facilities in public right of way and on public buildings. Municipalities may seek market rates for such access via leases of at least 10 years in length. However, any such charges must be competitively neutral. Cities may not require wireless providers to collocate their equipment on existing structures, nor may they require providers to allow collocation on their structures. Wireless providers may submit a single application for the approval of up to 25 small cell facilities of similar design. Cities will have 150 days to review and render a final decision on new wireless structure applications, and no more than 90 days to review an application for a substantial modification of an existing structure.

**Insurance Proceeds.** HB 2446 amends K.S.A. 40-3901, *et seq.*, to expand the ability of municipalities to place a lien on the proceeds of any covered claims for damage to a structure in excess of 75% of the face value of the insurance policy. After July 1, 2016, the bill becomes law and cities will need to adopt a new ordinance reflecting the changes. The League will provide a new sample ordinance.

**KORA.** Sub. for SB 22 is the Kansas Open Records (KORA) bill for this session. The bill changes the definition of criminal investigation records to include all video and audio recordings made by law enforcement. The amendment allows for certain individuals and their representatives to review the recordings. The bill also amends the definition of public record to include records maintained by a public officer or employee on their private e-mail account or computer in which public agency business is discussed or performed.

**Contaminated Property.** House Sub. for SB 227 establishes the Contaminated Property Redevelopment Fund in the Kansas Department of Health and Environment (KDHE), to assist municipalities in the redevelopment of contaminated properties. If a property qualifies for the program, the purchaser will be able to seek a certificate of environmental liability release (CLER) document to be issued by KDHE that releases the purchaser from liability for the environmental contamination. The program will be funded by application fees and federal brownfields revolving loan funds, which will be used to offer low interest loans and grants to municipalities to help with the removal of contamination.

**Preemption of Local Control.** SB 366 is a compilation for four bills impacting local control for cities, counties, and other political subdivisions.

**Price Control on Real Estate.** This provision prohibits cities, counties, and political subdivisions from establishing programs controlling the agreed upon purchase price between buyers and sellers of privately owned residential or commercial property, commonly known as inclusionary zoning. A landowner may, however, voluntarily enter into such an agreement if the landowner is receiving a grant or other incentive from the cities, counties, and political subdivision.

**Labor Work Schedules.** Cities and other local units of government will be prohibited from adopting local ordinances or regulations affecting work schedules of employees of private employers, unless required by state or federal law. Any current ordinances or regulations on the subject would be void. This provision does not preclude a city from setting work schedules for its employees. The law does permit an exception for certain economic development programs. It is the League's understanding that the intent of this legislation is to keep cities from establishing minimum hours of work or minimum hours of pay if work schedules are altered.



*Photos of the inside and outside of the Capitol  
by Andrey Ukrazhenko.*



**Nutrition Labeling.** This provision reserves to the Legislature the regulation of food nutrition information and consumer incentive items served or sold at restaurants, retail food establishments, or vending machines.

**Residential Rental Property Inspections.** Cities and counties will be precluded from adopting or enforcing regulations establishing a residential licensing program that requires periodic interior inspections without consent of the occupant. This bill arose from a push by the Landlords Association and the Kansas Association of Realtors. The bill does clarify that the prohibition on inspections did not preclude a city or county from conducting construction or final occupancy inspections as required by building permits. Lawful occupants may still request interior inspections. See this month's Legal Forum for more information.

**Door to Door Campaigning.** HB 2558 prohibits cities and counties from regulating or prohibiting canvassing, polling, soliciting, or otherwise approaching private residences for the purpose of distributing campaign literature or campaigning for a candidate for an elected office.

## Public Safety

**DUI.** Sub. for HB 2289 makes changes to the administrative procedures for driving under the influence (DUI) test failure or refusal. The major effect to local government is that the bill amends K.S.A. 2015 Supp. 8-1020(f) and now allows the attorney representing a licensee to review "any law enforcement report" and the agency can only charge \$.25 per page for the report.

**Firearms.** HB 2502 is the firearms bill for this session and it makes several changes to different areas of the law concerning conceal carry. A more in depth analysis will appear in a future *KGJ Legal Forum* article.

**Public Employees.** The bill amends K.S.A. 2015 Supp. 75-7c10 by deleting the language that provided public employers the ability to prohibit conceal carry by employees while performing work duties. In addition to the deletion, (e) of the statute now contains a specific prohibition against any public employer having a personnel policy that prohibits employees from carrying concealed handguns while working outside of a public building. The rules concerning conceal carry in a public building still apply to public employees.

**Partial Building Prohibition.** HB 2502 also contains changes to K.S.A. 2015 Supp. 75-7c20. Now, cities will be allowed to establish a partial building prohibition to the carrying of concealed handguns. Under prior law, a city had to meet the requirements for prohibiting conceal carry for the entire building. With these amendments, a city will be allowed to provide adequate security and signage for a portion of the building and prohibit conceal carry in that "public area" while allowing conceal carry in the remainder of the building.

The changes also clarify that an area that prohibits conceal carry can be temporary and does not have to be permanent.

**Adequate Security Measures.** Personnel at public entrances must now be armed to meet the definition of "adequate security measures."

**Security Pass.** A municipality is now authorized to issue an identification card that will allow individuals who are not employees to enter through a restricted access entrance. The bill establishes a procedure that must be followed, including background checks, before these individuals would be allowed to avoid the adequate security measures by using restricted access entrances.

**Exemptions.** The prior four year exemption language has been deleted from K.S.A. 2015 Supp. 75-7c20 and it now states that a municipality may exempt a public building or any public area from the adequate security measure requirements until July 1, 2017. The process for establishing the exemption has not changed. There is some question as to the meaning of this change, and it is not clear if this amendment changes the date that currently filed exemptions will end. If your city has an exemption on a building, we recommend that you talk to your city attorney to determine how this amendment will affect your city.



**Minor Seeking Medical Assistance Needed Due to Alcohol Consumption.** SB 133 amends the crime of possessing, consuming, obtaining, purchasing, or the attempt to obtain or purchase alcohol by persons under the age of 21. This bill provides immunity from prosecution for one to two persons under 21 if they are providing support to another person needing emergency medical services and law enforcement assistance. Immunity is provided if the one or two persons requests medical assistance on another person's behalf if they reasonably believe that person is in need of assistance and they are cooperative with emergency medical services personnel and law enforcement officers in providing that medical assistance.

### **Finance and Taxation**

**Tax Lid.** HB 2088 significantly amended the tax lid law passed in 2015. Most importantly, the law will now take effect Jan. 1, 2017. This change means the tax lid will affect 2018 budgets, but will not affect 2017 budgets. Several exemptions continue to exist removing certain budget elements from the lid. For instance, costs of complying with state or federal mandates (enacted after July 1, 2015) are exempt. Increases in costs for "law enforcement, fire protection or emergency medical services" beyond the rate of inflation will be exempt, as are bond and interest payments. Lease payments and payments to public building commissions may be excluded, but only for those obligation incurred prior to July 1, 2016. After a city removes property tax revenues via the exemptions, the multiplier for determining the amount a city's property tax revenue may increase will be a five-year rolling average of the Consumer Price Index. At no time shall the allowable growth rate be less than 0%.

**Municipal Audits.** SB 247 increases thresholds that trigger certain requirements on audits and financial reporting from \$275,000 to \$500,000. Annual audits are required when a municipality has either aggregate gross receipts in excess of \$500,000 or outstanding general obligation or revenue bonds in excess of \$500,000. SB 247 also adds a requirement that any municipality with either gross receipts in excess of \$275,000 and less than \$500,000 or outstanding general obligation or revenue bonds in excess of \$275,000 but less than \$500,000, have its accounts examined by a licensed certified public accountant using procedures at least once each year and by using enhanced agreed-upon procedures at least once every three years. For additional information see this month's Legal Form.

**Omnibus Property Tax Bill.** Following the override of the Governor's veto, H. Sub for SB 280 would make a number of changes in law generally relating to property taxation and valuation. The League supported a provision to increase the interest rate to be charged on delinquent property tax by 5%.

**Municipal Court.** HB 2696 amends K.S.A. 2015 Supp. 12-4117 by increasing municipal court costs by \$2.50 per case. The additional money will be used to fund the Kansas Commission on Peace Officers' Standards and Training Fund.

**Expungement.** House Sub. for SB 128 requires a district court clerk to provide notification of expungement to the municipal court clerk if the case being expunged originated in the municipal court.

**Felony Theft.** HB 2462 amends the definition of felony theft of property or services from a value of \$1,000 to a value of \$1,500.

**Law Enforcement Assistance.** HB 2549 authorizes the chief law enforcement officer in any jurisdiction in Kansas to request the assistance of law enforcement from other jurisdictions, including other states. The bill provides some liability protection to the visiting agencies to help encourage the cooperation and assistance of the other jurisdictions.

**"Stalking" with a Drone.** SB 319 expands the definition of "harassment" in the Kansas Protection from Stalking Act to include any "course of conduct" carried out through the use of drones over or near any dwelling, occupied vehicle, or other place where one may reasonably expect to be safe from uninvited intrusion or surveillance.

**STAR Bond Modifications.** HB 2632 redefined “eligible area” to include buildings that are 65 years old or older and contiguous lots which are vacant or condemned. The bill allows the Secretary of Commerce to pledge a portion of state sales and use tax revenues, rather than “all” to a STAR Bond district.

**Fees for Star Bonds.** Senate Sub. for HB 2509 grants the Secretary of Commerce discretionary authority to assess and collect fees for the administration of various economic development programs.

### Personnel

**Working After Retirement.** House Sub. for SB 168 amends an exemption process for Kansas Public Employees Retirement System (KPERS) participating retirees to go back to work for a KPERS participating employer and not be subject to a compensation limit of \$25,000 in a calendar year. A 2015 law stipulated that once a KPERS participating retiree earned in excess of \$25,000 in a calendar year, they could no longer receive their KPERS benefits for the remaining calendar year unless the hiring employer was provided an exemption by the Joint Committee on Pensions, Investments and Benefits.

This 2016 bill now puts the authority of approving the exemption through an assurance protocol in the hands of KPERS, instead of the Joint Committee. To obtain the exemption for the position and employee, the employer would have to submit evidence of hardship

to fill the position with a signature on the protocol by the governing body or its designee. To meet the exemption, the city must advertise the position on multiple platforms for a minimum of 30 days and receive no qualified applications for the position. This exemption must be renewed with KPERS each year and can be extended for a total of up to three years.

### Vetoed by the Governor

**Abandoned Housing.** SB 338 would have streamlined and expedited the process for local governments, neighborhood organizations, and not-for-profits to deal with the blight of abandoned housing. The League will engage with the governor prior to next session to address his concerns and continue work on passing legislation to deal with abandoned housing.

### Bills That Did Not Become Law

**Limiting Accumulated Hours for KPERS Final Salary Calculation.** HB 2725 would have limited accumulated vacation hours that both pre-1993 and post-1993 employees could use for their final annual salary calculations to 240 hours. Additionally, the



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bill would have also limited the amount of sick leave that could be used for calculating one's final salary to whatever the employee had accumulated as of July 1, 2016.

**KPERS Final Annual Salary Calculation and 409A and 457(f) Plans.** HB 2724 would have excluded payments made from a 409A or 457(f) compensation plan from a KPERS participating member's final average salary and benefits. Additionally, as amended on the House floor, the bill would have required participating KPERS employers to report to KPERS members' accrued sick leave and vacation amounts and rates of compensation by September 1, 2016.

**KPERS and Roth 457 Plans.** HB 2541 would have allowed employees enrolled in a KPERS 457 plan to contribute to a Roth 457 plan. The bill also would have allowed employers, such as cities, to contribute to a 401(a) plan.

**Immigration Hold.** HB 2466 would have prohibited any municipality from passing any ordinance, resolution, policy, or procedure that limited or restricted the enforcement of federal immigration laws. The bill would have removed the ability to make a local determination as to the potential exposure to civil liability.

**Weight Limits.** HB 2644 would have allowed those hauling grain during harvest season to haul in excess of the truck weight limits set in statute by 10% or up to 12% depending on the number of axles. The bill would have resulted in exposing streets, culverts, and bridges to increased weights, potentially causing damage to local infrastructure.

**Forfeiture.** HB 2699 would have amended K.S.A. 2015 Supp. 60-4107 and 60-4117 concerning the civil forfeiture of property seized by law enforcement. HB 2699 would have required a city to request the attorney general to represent them in a forfeiture action, removing any ability to use a city attorney or private attorney. The major change would have been the requirement that 50% of all forfeiture proceeds be deposited in a fund that would have been controlled by the attorney general.

**Discrimination.** SB 331 would have provided a civil cause of action for any discriminatory practice against any federally licensed firearms dealer or manufacturer in the state of Kansas. The bill would have created a protected class for discrimination purposes and provided protection to one specific industry.

**Municipal Court.** SB 403 would have potentially taken from city municipal courts a portion of the revenue collected through the prosecution of traffic infractions. The bill placed limits on the revenue that could be generated through the prosecution of traffic infractions and would have required municipal courts to remit 70% of all revenue collected from traffic infractions for violations that occurred on any state or U.S. highway.

**Limit Spending of Bond Revenues and Prohibit Use of Government Funds Regarding Questions on Ballots.** SB 368 would have further limited the use of monies collected from a municipal bond issuance. A second provision stated no public monies or property could be used to advocate for or against any issue brought to an election; including brochures, fliers, political fact sheets, or other documents.

**Electric Companies First Right of Refusal for the Building of Transmission Capacity.** HB 2623 would grant an incumbent electric transmission owner the right to construct, own, and maintain a new local electric transmission line, if that line has been approved by the Southwest Power Pool and connects to the owner's existing lines. We anticipate this issue will return in the 2017 session. Cities impacted by this potential change are encouraged to participate in discussions at the Utilities and Environment Policy Meeting on August 16<sup>th</sup>.

**Taxing Jurisdictions.** HB 2719 would have required boards of subordinate jurisdiction, such as park commissions, airport

authorities, library districts, library boards, museum districts, recreation commissions, public wholesale water supply districts, and fire districts to get prior approval from the governmental entity forming them before setting mill levies or issuing bonds. The lone exception is a provision that specifically applies to the Blue Valley Recreation Commission in House Sub. for SB 280.

As we were going to print, the Kansas Supreme Court announced the school finance formula is inequitable, giving legislators until June 30<sup>th</sup> to correct. During Sine Die, legislators did not address the issue. Likely, a special session will be called. This article is a brief summary of key legislation that was considered this session. Space does not allow full details. If you are interested, additional information can be found on the Kansas Legislature website. [http://www.kslegislature.org/li/b2015\\_16/measures/bills/](http://www.kslegislature.org/li/b2015_16/measures/bills/)

 *The League legislative staff includes Erik Sartorius, Executive Director; Cindy Green, Deputy Director; Larry R. Baer, General Counsel; Eric Smith, Deputy General Counsel; Amanda Stanley, Legal Counsel; and Brock Ingmire, Research Associate. They can be reached at (785) 354-9565.*

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## League Session Work at a Glance

The League asked its members to contact their legislators on issues impacting local government throughout the 2016 session. Your phone calls, emails and personal contacts made a difference. The League thanks you for your efforts.

### League Scorecard

key: **green** = victory / **yellow** = partial victory / **red** = loss

S Sub for HB 2131 - Wireless Telecommunications Siting	Neutral	Bill Passed
HB 2446 - Insurance Proceeds	Supported	Bill Passed
Sub for SB 22 - KORA	Supported	Bill Passed
H Sub for SB 227 - Contaminated Property	Supported	Bill Passed
SB 366 - Pre-emption of Local Control	Opposed	Bill Passed
HB 2558 - Door to Door Campaigning	Neutral	Bill Passed
Sub for HB 2289 - DUI	Supported	Bill Passed
HB 2502 - Firearms	Opposed/Supported	Bill Passed
HB 2696 - Municipal Court	Supported	Bill Passed
H Sub for SB 128 - Expungement	Supported	Bill Passed
HB 2462 - Felony Theft	Monitored	Bill Passed
HB 2549 - Law Enforcement Assistance	Supported	Bill Passed
SB 319 Stalking with a Drone	Supported	Bill Passed
SB 133 - Immunity for Alcohol Possession by Minor Seeking Medical Assistance	Supported	Bill Passed
HB 2088 - Tax Lid	Neutral	Bill Passed
SB 247 - Municipal Audits	Supported	Bill Passed
SB 280 Omnibus Property Tax	Opposed/Supported/Neutral	Bill Passed
HB 2632 - STAR Bond Modifications	Neutral	Bill Passed
S Sub for HB 2509 - Fees on STAR Bonds	Neutral	Bill Passed
H Sub for SB 168 - KPERS Working after Retirement	Supported	Bill Passed
SB 338 - Abandoned Housing	Supported	Vetoed
HB 2725 - Limiting Accumulated Hours for KPERS Final Salary Calculation	Opposed	Bill Did Not Pass
HB 2724 KPERS Final Annual Salary Calculation and 409A and 457(f) Plans	Opposed	Bill Did Not Pass
HB 2541 - KPERS and Roth 457 Plans	Supported	Bill Did Not Pass
HB 2466 - Immigration Hold	Opposed	Bill Did Not Pass
HB 2644 Weight Limits on Trucks	Opposed	Bill Did Not Pass
HB 2699 - Forfeiture Funds	Opposed	Bill Did Not Pass
SB 331 - Discrimination of Firearm Dealers	Opposed	Bill Did Not Pass
SB 403 - Municipal Court Revenues	Opposed	Bill Did Not Pass
SB 368 - Limit Spending on Bond Revenues and Prohibit Use of Government Funding Questions on Ballots	Opposed	Bill Did Not Pass
HB 2623 - Electric Companies First Right of Refusal for the Building of Transmission Capacity	Opposed	Bill Did Not Pass
HB 2719 Taxing Jurisdictions	Neutral	Bill Did Not Pass



**Amanda Stanley**

League Staff

**What is your position and what do you do?** I serve as legal counsel for the League. I answer legal questions for our members, give presentations on key legal topics, and write articles to help keep our members up to date on current issues facing municipalities.

**What is your favorite thing about Kansas?** My favorite thing about Kansas is definitely the people. I have lived in various parts of our state and I am constantly amazed at how kind, friendly and helpful the people of Kansas tend to be.

**A little bit of information about you.** I have a large family (I am one of five siblings) that I love spending time with. Being one of 5 means that life is always exciting. I love to play golf and read in my spare time. I played high school and college golf. I am a closet Dr. Who fan. My dad and sister got me hooked. I even met Colin Baker (the 4th Doctor) last year at a convention.

**Have you always lived in Kansas?** Yes. I grew up in Wichita and attended Newman University where I received a B.S. in Biology with a minor in Chemistry. I then attended The University of Kansas Medical School for two years. After my second year, I took a year off of school to deal with a nasty case of cancer. During my year off, I realized medical school was not quite the right fit. I withdrew from medical school and applied to University of Kansas School of Law. It was probably one of the most difficult and best decisions of my life. After law school I took a position with the Kansas Court of Appeals working for the Hon. Kim Schroeder in Topeka. While I loved my job on the court, I was ready for a new challenge and am very excited about joining the League.

**What is your favorite scenic part of Kansas?** I am particularly partial to the rolling hills of Lawrence. Rock Chalk.

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# League Policy Committees Are Now Forming

## *What is a Policy Committee?*

League Policy Committees help to establish the policies that guide the organization's legislative efforts. See below for a detailed description of each committee.

## *Who Can Join?*

Any city official is eligible to serve on policy committees.

## *When do Policy Committees Meet?*

Policy Committees meet three times annually; August, October in conjunction with the Annual Conference, and January as part of Local Government Day.

## *Need More Information?*

Contact Cindy Green, Deputy Director  
(785) 354-9565 or [cgreen@lkm.org](mailto:cgreen@lkm.org)

### *Utilities & Environment - meets Tuesday, August 16<sup>th</sup>*

This committee reviews and recommends League positions on water supply, water quality, water planning, solid waste, air quality, other environmental quality issues, and franchise authority.

### *Public Officers & Employees - meets Thursday, August 18<sup>th</sup>*

This committee reviews and recommends League positions dealing with a range of employment matters, including KPERS, wage and hour laws, unions, workers' compensation, unemployment insurance, etc. This committee also handles League positions relating to public officials, including ethics, elections, and other requirements of holding public office.

### *Finance & Taxation - meets Tuesday, August 23<sup>rd</sup>*

This committee reviews and recommends League positions on finance & taxation issues, including local option taxes, property tax lid, tax exemptions, motor vehicle tax, franchise fees, etc.

### *Legislative Policy - meets Tuesday, August 30<sup>th</sup>*

This committee reviews and recommends League positions in all other policy areas and provides general oversight of the policy statement.

Sign up Today!

<http://www.lkm.org/legislative/policycommittees/>

## The League Recognizes Municipal Training Institute Graduates

by Kate Cooley



*MTI Graduates in attendance at the Leadership Summit. Left to right: Jon Quinday, City Manager, Russell; Stacey Crum, City Clerk, Concordia; Bobby Busch, City Clerk, Neodesha; Joanne Allen, Commissioner, Overbrook; Tim Vandall, City Manager, Lansing; Kendal Francis, City Manager, Coffeyville; and David Morrison, former Councilmember, Prairie Village.*

**O**n April 22-23, city officials from across the state gathered in Junction City for the 2016 Leadership Summit & Mayors Conference. During Friday's dinner event, the League of Kansas Municipalities recognized the 2016 graduates of the newly named Municipal Training Institute (formerly Municipal Leadership Academy).

Founded in 1999, the Institute is a continuing education program designed to develop the knowledge and enhance the leadership abilities of both elected and appointed officials. There are three levels of achievement; Level 1 focuses on education, Level 2 on achievement, and Level 3 on leadership.

Six city officials graduated Level 1 by completing 40 total credit hours of training, which include sessions on issues varying from KOMA/KORA, to Ethics, to Municipal Finance. One city official completed Level 2, and three individuals were recognized as Level 3 graduates, a feat that has only been completed by less than 12 individuals. Level 3 includes such requirements of leading a workshop at a League event, facilitating joint meetings between city, county, or schools, and involvement with the National League of Cities.

MTI offers participants up-to-date training on a variety of local government issues. While our trainers provide quality education to facilitate better municipal governance, equally important is the opportunity for local officials to interact with each other and share knowledge from their own experiences. Participants can learn about real-world solutions and receive feedback from officials facing similar issues, which has been proven invaluable.

The League is still offering live, one-hour webinar presentations as part of the curriculum. These webinars allow city officials to learn about hot-button issues without having to leave the comfort of their office, and earns one elective credit hour toward the program. In addition, newly developed "flipped classroom" trainings have been held, which consist of training models where the typical lecture and homework portions of a course are reversed. Short, substantive video lectures will be made available to participants before the class session, which they will be able to watch at work or from home. The following in-class time will be devoted to case studies and in-depth topic discussions.

This year's graduates have shown a commitment to becoming better public servants, and are assets to all of their respective cities. Congratulations to the 2016 graduates for your commitment to community leadership.

For more information regarding MTI or additional League training opportunities, please visit <http://www.lkm.org/mla/> or contact Kate Cooley at [kcooley@lkm.org](mailto:kcooley@lkm.org).

### **Level 1 Graduates**

Joanne Allen, Commissioner, Overbrook

Stacey Crum, City Clerk, Concordia

Kendal Francis, City Manager, Coffeyville

Dan Goodman, Mayor, Scott City

David Morrison, former Councilmember, Prairie Village

Carla Williamson, City Clerk, Leavenworth

### **Level 2 Graduate**

Tim Vandall, City Manager, Lansing

### **Level 3 Graduates**

Bobby Busch, City Clerk, Neodesha

Richard Nienstedt, City Manager, Ottawa

Jon Quinday, City Manager, Russell

 *Kate Cooley is the Conference/Marketing Coordinator for the League of Kansas Municipalities. She can be reached at [kcooley@lkm.org](mailto:kcooley@lkm.org) or (785) 354-9565.*

## **The 2016 Leadership Summit & Mayors Conference**

The 2016 Leadership Summit brought a focused curriculum of strategic planning to help guide cities through the basic steps of strategic planning, and held many opportunities for engagement and learning from fellow city leaders in attendance. We thank everyone for making time to come to Junction City and enjoy a weekend with us.

Based on survey responses and attendee remarks, it was a resounding success. Along with our keynote speakers Aaron Davis and Paul Carttar; we would especially like to thank the following city officials for making time to present engaging and informative concurrent workshops on Strategic Planning:

- Bob Conger, City Administrator, City of Kechi: ***Community Planning for Citizen Engagement***
- Bernie Hayen, Finance Director, City of Manhattan: ***Translating Your Plan into a Budget***
- Jonathan Roberts, City Administrator, City of Spring Hill: ***A Growing Town's Perspective***
- Dianna Wright, Resource Management Director, City of Olathe: ***Employees - The Champions of Your Strategic Plan***



*Aaron Davis encouraged conference attendees to "not forget their why."*



*Paul Carttar, The Bridgespan Group, provided attendees with the necessary steps to implement a strategic plan.*



*2016 Mayor of the Year, Michael Young, Lyons, with his wife Shannon.*



## Atchison Wins

# 2016 Kansas Hometown Showdown

*“The Kansas Hometown Showdown brings citizens and communities together to celebrate the beautiful cities in Kansas. The League of Kansas Municipalities is honored to highlight the tremendous pride we as Kansans have in our cities and appreciates the opportunity to promote engagement among its member cities.” – Larry Wolgast, Mayor of Topeka, and League President*

*The City of Atchison, with the support of its citizens and fans, is the winner of the 2016 Annual Kansas Hometown Showdown.*

**T**he lights on the Amelia Earhart Memorial Bridge are a sight to see. The light-emitting diode (LED) lights can be seen near and far by those approaching the city of Atchison. In 2012, this bridge replaced the original two-lane Amelia Earhart Memorial Bridge that was constructed in 1938 and spanned across the Missouri River on U.S. Route 59 between Atchison and Buchanan County, Missouri. The contractor, Archer Western, began construction in June 2009 with a targeted completion date of 2011. Using 625 tons of steel, this bridge was designed by HNTB with a 100-year design life to be capable of handling 12,400 vehicles per day. The new and improved bridge provides for a four-lane highway that features the tied arch structure and spans approximately 2,546 feet over the Missouri River. Historic flooding suspended work two times before the bridge officially opened to traffic.

In 2013, the Amelia Earhart Memorial Bridge construction was complete. The original bridge featured lights that were powered by fiber optic technology, which has since become obsolete. The new bridge was built with a comprehensive lighting system consisting of 274 light banks, with 137 light banks on each side of the bridge. Every LED light bank has a red, green, and blue light that can be programmed with 255 different levels of brightness. Each light bank has 16,581,375 individual color options. The bridge light system was a cooperative project funded by the Kansas Department of Transportation and the City of Atchison.



Construction of the Amelia Earhart Bridge. Photos provided by the Missouri Department of Transportation. More photos are available at <http://tinyurl.com/gktf36a>



When the new bridge was first constructed, the light themes and color schemes were programmed by Capital Electric’s electricians during the testing phase. Following this phase, the City of Atchison staff took control of the bridge and now program the color schemes and themes of the lights. Over the past two years, some of the colors displayed include: red, white, and blue; red and black for the Benedictine College Ravens; pink for breast cancer awareness; blue for National Autism Awareness Day; and seasonal color themes such as orange and black for Halloween, red and green for Christmas, green for St. Patrick’s Day, and a march madness package featuring purple/white, and red/blue.



The “Amelia Reflects on America” design was completed by City Manager Trey Cocking following the terrorist attacks on Paris in November 2015. The original red, white, and blue design had been used to show support for France. City staff felt that there was a need to produce a bridge display that was both unique to the United States and representative of the patriotism of Atchison and the State of Kansas. According to Mayor Jack Bower, “the lights are an impressive display and make Atchison proud.”



 Lauren Eggen is the Communications Specialist for the City of Atchison. She can be reached at (913) 367-5500.

# Legal Forum

by Larry R. Baer

## 2016 Legislation Impacting Cities: Selected Bills

The 2016 Legislature adopted a number of bills with impact to cities. Certain legislation, such as guns will be covered in greater detail due to the impacts on all cities in a future issue. Others are presented in the Legislative Review in this month's *Kansas Government Journal*. This "Legal Forum" explains certain bills that need more than a line or two said about them, but do not merit a full-fledged article.

**SB 247**, a holdover bill from 2015, changes the trigger point on municipal audits and financial reporting for municipalities from \$275,000<sup>1</sup> to \$500,000<sup>2</sup>. Thus, if a municipality, as that term is defined in the act,<sup>3</sup> has aggregate gross receipts of less than \$500,000 and does not operate a utility, it is not required to maintain fixed assets records,<sup>4</sup> but if a municipality has either aggregate gross receipts or outstanding general obligation or revenue bonds in excess of \$500,000, it is required to be audited at least once annually.<sup>5</sup>

SB 247 also adds the following new provisions:

- That any municipality with either gross receipts or outstanding general obligation or revenue bonds in excess of \$275,000 but less than \$500,000 have its accounts examined by a licensed certified public accountant or accountants using procedures to be developed by the by the Kansas Department of Administration at least once each year and by using enhanced procedures at least once every three years.<sup>6</sup> It is the League's understanding the above procedures and enhanced procedures are to be developed by the Secretary of Administration and the Board of Editors of the Kansas Municipal Audit and Accounting Guide (KMAAG), with the potential for input from municipalities.

- To require that each account review or audit be filed electronically with the Secretary of Administration.<sup>7</sup> The intent of this change is to eliminate the need for a municipality from having to file a copy of its audit or account review with multiple state agencies if the municipality was applying for a grant or other state assistance where proof of an audit is required.

**SB 366** is a compilation of four "local control" bills. Each of the four legislatively preempts cities, and in some cases counties, from taking local action to control or regulate certain action or activities. The topics included are Price Control on Real Estate (SB 366),<sup>8</sup> Labor Work Schedules (HB 2576),<sup>9</sup> Nutrition Labeling (HB 2595),<sup>10</sup> and Residential Rental Property Inspections (HB 2665).<sup>11</sup>

Only the property inspection provisions will be discussed here. Under these provisions, cities and counties are precluded from adopting or enforcing regulations establishing a residential licensing program that requires periodic interior inspections without consent of the occupant. The proponents argued that the rental registration and landlord licensing programs that mandate interior inspections violate the property rights of the tenants (lawful occupants).<sup>12</sup> The League, a number of cities with registration/inspection programs, and some housing associations opposed the legislation as an infringement upon cities' local control and common law police powers to protect the health, safety, and welfare of its citizens. Notwithstanding these arguments, the legislature picked up the "protect the occupant's property rights" argument and passed the measure. The legislation was amended to clarify that the prohibition on inspections does not preclude a city or county from conducting construction or final occupancy inspections as required by building permits. Lawful occupants may still request interior inspections.

Although the inspection provisions contained in SB 366 are not clear on the subject, it is the League's opinion that interior inspections may still be done based upon probable cause (reasonable governmental interest)<sup>13</sup> and the acquisition of an administrative search warrant by the city or county. The language in New Section 3(a) that prohibits the adoption, enforcement, or maintenance of a program that requires periodic interior inspections does void such provisions in current registration/inspection programs. Without this provision, the ability for a city to use the "refusal to consent" justification for the issuance of an administrative search warrant under *Camara* and *City of Overland Park v. Niewald*<sup>14</sup> is in question.

The provisions regarding inspection of rental properties and landlord registration became more about property rights than about health, safety, and welfare. As now written, the inspection process is complaint driven and not geared toward early prevention, which most inspection/registration programs promote. The League and many of the cities and other groups that opposed the legislation feel that local control and health, safety, and welfare are still important elements and should be further addressed. The League will be discussing the inspection process further with the intent of getting cities and others involved at some point later this summer or early fall.

 Larry R. Baer is General Counsel for the League of Kansas Municipalities. He may be contacted at (785) 354-9565 or [lbaer@lkm.org](mailto:lbaer@lkm.org).

Sources on page 157.

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## Providing workers' compensation coverage to Kansas cities

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KMIT is a workers' compensation program endorsed by the League of Kansas Municipalities

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# Best Practices

by Anna Keena

## Information Technology

---

Advances in technology are constantly changing; cars now start with the push of a button and, using our cellphones, we use speech recognition interfaces to seek and receive information. These changes also require cities to rely heavily on information technology (IT) systems and electronic data to carry out their missions. As a result, city officials find themselves looking for ways to fulfill the key roles and responsibilities necessary for overseeing the IT components that now are an integral part of the daily tasks required for service delivery.

This article will cover the responsibilities and best practices necessary to implement an IT program to support the following systems and needs of your organization.

### Contracts

Some cities employ staff for IT support. If your city contracts for this service, a request for qualifications (RFQ) for an IT Consultant is recommended. When building your RFQ, examples of the services you might request support for would be: server, workstation, and printer maintenance; network device consultation, configuration, and installation, along with software updates, network troubleshooting, firewall adjustments, as well as email and hardware troubleshooting. Cities may also want to consult with similar-sized cities for specific qualifications and references.

A contract that suits your organization's needs should be written. If your city does not have a purchasing policy, your financial advisor or an organization such as the Kansas Government Finance Officers Association may provide assistance in helping you draft a contract. IT contract language should define the service, including the responsibilities, liability, the dispute resolution process, and terms of payment in order to protect your city's interests.

### Critical Elements of IT Management

There are several steps to managing a healthy IT program. Routine file server and workstation management are key components to strong IT systems. Cities who may not already have monitoring systems in place may want to consider implementing practices such as:

- Firewalls, tape backup, antivirus programs, and confirm that system maintenance checks are being performed;
- Data back-up checks across all servers and applications; and
- Service pack and patch updates being done on a regular basis.

All hardware and software programs should be reviewed and updated on an agreed schedule to protect the network, server, and workstations. Utilization of hardware, software, and services that check network traffic, block restricted sites, and prevent cyber-attacks are to be reviewed and recommendations for updates should be made when necessary.

Storage is a key component to data management. Data is typically stored on-site, but you should also implement an off-site storage location. This may help to avoid a potential loss should events such as a tornado or other such disaster hit. Or, you may opt instead for storage with a cloud-based scenario. Regardless of the storage method you choose, be sure it complies with any necessary federal and local requirements your city might be held to such as the Criminal Justice Information System (CJIS). Your IT professional will be an asset in providing information and support during this process. Recovering electronic data can be expensive and often impossible to recover. Having plans and procedures ensures continuity of operations for information systems and supports the operations of your agency. Your IT professional should test these plans and determine that your procedures for detecting, reporting, and responding to system incidents work properly.

Your IT professional will also provide support as you develop, maintain, and update an inventory of all major information systems and equipment. Among other things, this process also provides a handy record for your annual insurance reporting.

### Policies

Since everyone in your organization requires some form of technology in order to complete their jobs, and most cities now manage websites and social media accounts, it is important to develop a policy to reduce risk to both the agency and the employee. The policy should be clearly stated, and cities should take a proactive approach by training employees on how to keep data and equipment safe. Employees should be encouraged to take reasonable precautions to prevent unauthorized access to passwords, user identifications, or other information that may be used to access information systems. They should abide by all licensing and copyright agreements.

The policy should include a statement that information and equipment are important assets of the city and must be protected from loss of integrity, confidentiality, or availability in compliance with city policies and guidelines, and state and federal laws and regulations. A written acknowledgement stating that employees understand it is their responsibility to read and comply with the policy and any revisions made to the policy should be included.

### Conclusion

As with any program you choose to develop and implement, you will gain buy-in by involving your staff during the implementation. By using a cooperative effort, staff should gain a better understanding and appreciation, contributing to an over-all greater success.

 Anna Keena is the Member Services Manager for the League of Kansas Municipalities. She can be reached at [akeena@lkm.org](mailto:akeena@lkm.org) or (785) 354-9565.

# Kansas Sister Cities

## Leawood and Sister City the Gezer Region



Mayor cuts ribbon at park opening on 10/20/2009 with members of Gezer Region officials and Leawood City Council and staff. Photos submitted by Christine Claxton.



Mayor Dunn takes Israeli Scouts on tour of park in 2015.

In early 2001, Mayor Peggy Dunn received a visit from the head of the Jewish Federation, Todd Stetner. He was accompanied by Leawood resident Jim Badzin and Shimon Binoun, the Gezer Regional Manager. Gezer was looking for an area with which they could potentially form a relationship and were considering Overland Park, Wichita, Leawood, and Johnson County. In 1948, the City of Leawood was incorporated, and that same year, U.S. President Harry S. Truman officially recognized the State of Israel, creating a historic connection and a wonderful opportunity.

In March of 2002, the City considered a visit to the Gezer Region, but was informed by the state department that it was not a good time for international travel and the offer was turned down. However, in the summer of 2002, there was an initiative called Project Interchange that included individuals from across the United States, with Marvin Szneler of the Jewish Community Relations Bureau/American Jewish Committee (JCRB/AJC). While it was not a favorable time to travel, the group decided to go ahead with the trip. The visit to Israel included a seven-day seminar with speakers, and an opportunity to learn about the Palestinians, Arabs, and Israelis that lived throughout the area. The Mayor's group stayed two additional days at the end of Project Interchange to meet with the Gezer Regional Council and really get to know the areas of the Gezer Region. It was a wonderful experience and fostered the desire to proceed with the relationship.

Negotiations continued from July 2002 to September of 2003. The culmination was the signing of a resolution of agreement to become Sister Cities via a visual, real-time conference, at which both the Leawood Governing Body and Mayor Peter Weiss and the Gezer Regional Council signed the agreement simultaneously.

Ten acres of park land was donated to the City as the result of a settlement agreement with Associated Wholesale Grocers following the development of the Price Chopper/Market Square project at 133rd and Mission Road. The park, now known as Gezer Park, had been considered for several uses, including a future location for the Oxford Schoolhouse, which was sitting at the corner of 135th and Mission Road.

The unique park design reflects the contours of the State of Israel, with the Sea of Galilee on one end and the Dead Sea on the other, connected by a 700 foot stone wadi that carries water from the west to east end of the park.

Other amenities include:

- A restroom constructed with limestone, harvested in Israel complemented by red cedar;
- An agricultural tablet that depicts the harvest created by artist Gadi Fraiman as a gift from the Gezer people and displayed at the park entrance;
- Two shelters, including one surrounded by a Havdalah garden filled with scented flowers and herb;
- A ceremonial fire pit;
- A secondary piece of public art, "Stones and Steps", created by artist Ilan Averbuch;
- A large playground with a sand dig pit;
- Grape vines;
- A bike rack; and
- Several benches.

 Peggy Dunn is the Mayor of the City of Leawood. She can be reached at [peggyd@leawood.org](mailto:peggyd@leawood.org) or (913) 663-9151.

# KANSAS GOVERNMENT

## Hays

### City Changes Eco Devo Policy to be More ‘Business Friendly’

The economic development policy of the City of Hays has been updated to reflect changes in its business recruitment techniques.

City commissioners discussed the proposed changes during a work session and voted unanimously to adopt the revised document.

There are two notable changes to the policy in seeking economic development incentives from the city, one new inclusion—“Statement of Process” and one removal—“Big Box” requirements for retail applicants.

For more information, visit <http://tinyurl.com/hcgc6v5>

## Salina

### Salina Voters Approve Sales Tax Increase

The passage of the new sales tax increase repeals the current 0.4% special sales tax and increases it for businesses in Salina to 0.75%. The overall sales tax will increase from 8.40% to 8.75% effective October 1st. With the new tax, Salina consumers will pay an extra 35 cents for every \$100 spent.

The Salina City Commission previously committed the \$9.35 million the special tax is anticipated to raise each year for neighborhood street improvements, property tax stabilization, parks, job creation, capital improvements, neighborhood revitalization, and the old Smoky Hill River channel cleanup.

For more information, visit <http://tinyurl.com/jb8263z>

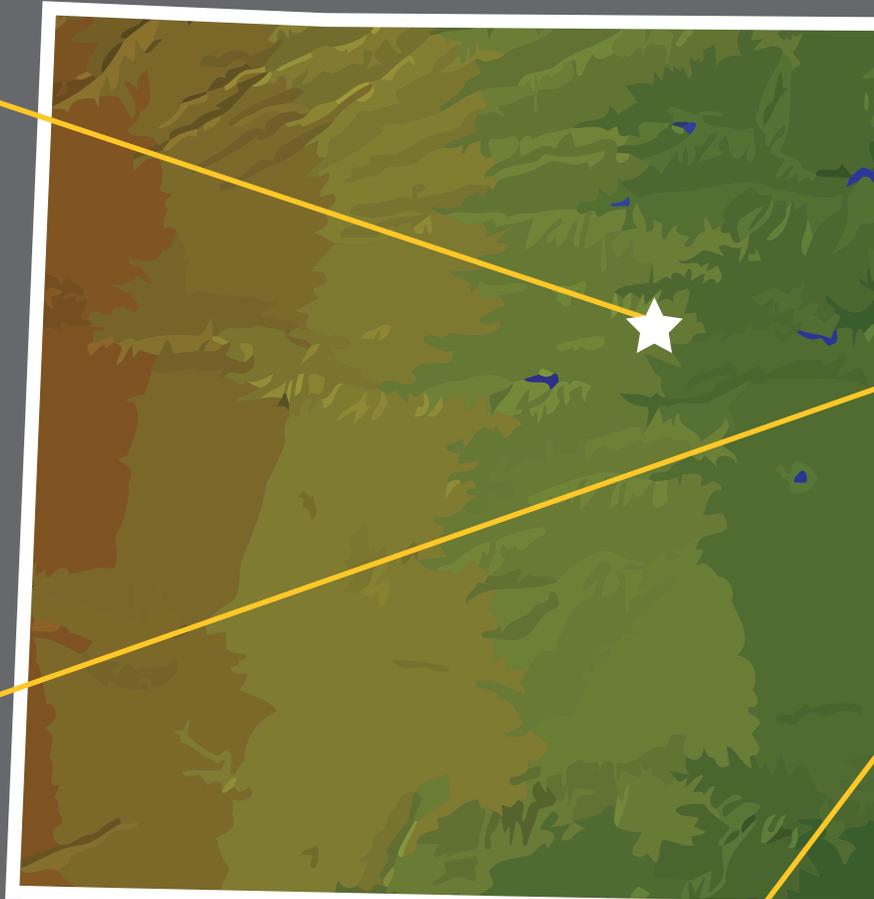
## Burrton

### Dinner Honors Firefighters, Highlights Community’s Help After March Blaze in Reno, Harvey Counties

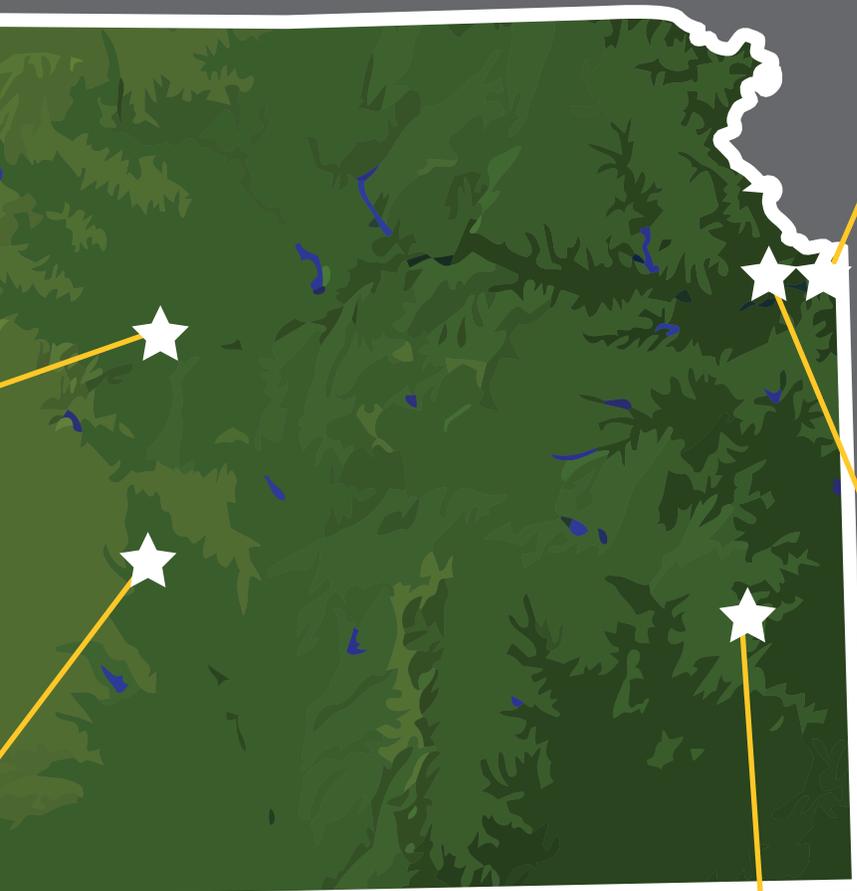
The Burrton community, and those who surround it, came together to not only appreciate the firefighters who risked their lives, but to also thank those who dropped everything they were doing to help out.

A banner that read “Thank you firefighters,” was given to Fire Chief Jon Roberts to be hung in the firehouse.

For more information, visit <http://tinyurl.com/j2vwr2z>



# GOVERNMENT NEWS



## Uniontown

### Council's Decision Addresses Capped Natural Gas Lines

Because of the high cost of removing a service line, the council has set a policy to help cover an individual's costs should they choose to have the line removed.

The new policy states that the "city will pay half of cost to remove a natural gas service line, but no more than \$350, with the balance to be paid by the property owner," Uniontown City Clerk Sally Johnson said.

For more information, visit <http://tinyurl.com/z54sltq>

## Mission

### Mission Business Improvement Grant Program Changes Suggested; \$370,000 Awarded Since 2004

The Mission Business Improvement Grant (BIG) Program has awarded more than \$370,000 to benefit more than 60 local businesses since its inception in 2004. Some changes are coming to the popular program for 2016.

City staff is suggesting a number of changes, among them is a scoring system for grant applications and the appointment of a committee to review the applications. The grant can reimburse a business up to 50 percent of the cost of a project with a cap of \$10,000. The city has budgeted \$27,000 for the program in 2016.

Funds from a grant can only be used for qualifying exterior improvements or energy efficiency improvements. A proposed change to the program would allow the eligible projects to include ADA compliance work.

For more information, visit <http://tinyurl.com/harqc7x>

## Merriam

### Merriam Plans to Add Sidewalks Throughout the City

"This project fills in approximately 27,000 feet of sidewalk in areas that have either no sidewalks or have partial sidewalks that need connected," according to the project description.

"I don't think we will have 100 percent of the city with sidewalks," Capital Improvements Director Gerry Vernon told the city council Monday. But, Vernon said, all of the areas in the city will have been considered for sidewalks. It may not be practical in some spots to add the sidewalks. The council approved a contract for programming the project.

For more information, visit <http://tinyurl.com/hfeb9f4>

# Classified Advertising

## **Billing Specialist - Eudora, Kansas**

The City of Eudora, Kansas, population 6,300, seeks a motivated and highly personable individual to work as a billing specialist. Salary range \$30K to \$42K. Position reports to the City Clerk and will be responsible for customer satisfaction, processing utility bills, making deposits, etc. Job requirements: Microsoft office proficient, detailed oriented, good customer service skills, 3 years working with the public, municipal experience preferred. Valid Kansas Drivers License is required. Interested candidates should email a cover letter and resume to Pam Schmeck at [pschmeck@cityofeudoraks.gov](mailto:pschmeck@cityofeudoraks.gov) or complete an application on line at [www.cityofeudoraks.gov](http://www.cityofeudoraks.gov). Position is open until filled. EOE.

## **City Manager - Holton, Kansas**

The City of Holton is accepting applications for the position of City Manager. Holton is a rural/bedroom community in Jackson County, just 30 miles north of Topeka with a prime location on U.S. Highway 75. The Community, with a population of 3,200, is the Jackson County seat, home to outstanding schools and on the verge of economic development expansion.

The City of Holton operates under a home rule charter with a Commission/Manager form of government. Holton is a full-service city with 47 municipal employees and a fiscal year 2016 operating budget of \$12.2 million.

This position requires a bachelor's degree in public or business administration and 5 years of increasingly responsible municipal government experience including municipal utility management a minimum of 2-5 years experience in municipal government. A master's degree is preferred. Years of experience may be substituted for education requirements.

The competitive compensation package is negotiable depending upon the background and qualifications of the person selected. The City has a generous benefits program including Kansas Public Employees Retirement System, health and life insurance, paid vacation, sick leave and holidays.

To apply please send an electronic version of your current resume, salary history and a list of ten work-related references with phone numbers to Teresa Riley at [triley@holtonkansas.org](mailto:triley@holtonkansas.org). The deadline for

submission is Wednesday, June 29, 2016. EOE.

## **County Appraiser - Russell, Kansas**

Russell County seeks qualified applicants for the position of County Appraiser. The County Appraiser is responsible for the annual valuation of all real and personal property within the County, as well as administrative and supervisory work in the Appraiser's Office. Duties will include field inspections, data collection, Index/Depreciation studies, quality control review and quality grade assignments; Income and Cost models; final review; valuation hearings, and preparation of special reports for annual maintenance. The successful candidate will possess strong leadership, interpersonal, communications, planning and decision-making skills as well as fiscal management experience. CAE, RES, RMA or General Certification from the Kansas Real Estate Appraisal Board is required as well as three (3) years of appraisal experience, including experience in the mass appraisal of real property. Applicants must be qualified by the Director of Property Valuation as an eligible County Appraiser and meet all Kansas Statutory requirements. Salary will be based on experience. Applications accepted until position is filled. Successful applicant is required to pass pre-employment drug testing. Russell County is an Equal Opportunity Employer.

Please send resumes to:

Russell County  
ATTN: John R. Fletcher, County Administrator  
PO Box 113  
Russell, KS 67665

## **Director of Administration and Finance - Bel Aire, Kansas**

The City of Bel Aire, a town of approximately 7,000 that borders the City of Wichita, is looking for a Director of Administration and Finance. To view the job description and apply, go to [HREPartners](http://HREPartners) under City of Bel Aire.

## **Director of Public Works - Great Bend, Kansas**

The City of Great Bend, Kansas is seeking applications for a Director of Public Works. The Director of Public Works will be responsible for performing supervisory and administrative guidance related to the

day-to-day operation of all facets of the Public Works Department. This includes street maintenance and construction, water utilities, wastewater treatment, code enforcement, storm water management, snow and ice removal, the compost site, and flood control maintenance. Requirements include graduation from a four-year college or university with a Bachelor's degree in a field related to Public Works or at least seven years of equivalent education and experience providing the knowledge of the areas of responsibility cited above. Salary is commensurate with education and experience. More information about the City of Great Bend and an application can be found at [www.greatbendks.net](http://www.greatbendks.net) under the "Jobs" link.. Position will remain open until filled. Applications may be filed electronically and sent to [terryhoff@greatbendks.net](mailto:terryhoff@greatbendks.net) or mailed to the City of Great Bend at 1209 Williams; P.O. Box 1168; Great Bend, Kansas; 67530. EOE

## **Director of Public Works - Leavenworth, Kansas**

SALARY \$33.78 - \$42.23/hour  
NEGOTIABLE

EMAIL applications to [employment@leavenworthcounty.org](mailto:employment@leavenworthcounty.org) or fax the application to 913-684-1028.

Application may be found on the Leavenworth County web site at [www.leavenworthcounty.org](http://www.leavenworthcounty.org) under Information>Employment Opportunities>Leavenworth County Application.

### **SCOPE OF WORK:**

Directs the staff and activities of the Public Works Department and holds overall responsibility for all road and bridge construction and maintenance, sewer districts, noxious weed control, and completion of capital improvements. Provides organizational effectiveness and work direction for 50-60 staff members and controls a budget in excess of \$8,000,000.00.

See Complete job description at: <http://www.leavenworthcounty.org/employment.asp>

### **QUALIFICATIONS:**

Must have a Bachelor's Degree in Civil Engineering and be licensed as a Professional Engineer in the State of Kansas. Must have a minimum of 10 years' experience in road construction and design. Must have a minimum of five years' experience in supervision/management

**EMS Director - Larned, Kansas**

Larned, Kansas, seeks professional for the position of EMS Director. Reporting to the City Manager, the director manages budget, planning, equipment, personnel, compliance, performance, and community relations. Qualifications required include a Bachelor’s degree, with four to five years related experience, driver’s license, and EMS, CPR, CEVO, CPR instructor, EMT-I, MICT (preferred), ICS-700 certifications. The City of Larned offers a competitive compensation and benefits package. Candidates should send cover letter, resume and completed application to [rpratt@cityoflarned.com](mailto:rpratt@cityoflarned.com). A full job description and application are available at [www.cityoflarned.org](http://www.cityoflarned.org).

**Facilities Maintenance Worker II - Merriam, Kansas**

\$31,060 - \$46,591  
First Review of Resumes – June 10, 2016  
The City of Merriam Public Works is seeking a fulltime Facilities Maintenance Worker II. Successful candidate will have experience in facility maintenance and will perform a variety of semi-skilled tasks including custodial care, repair work and maintenance of the City facilities and grounds. Must have working knowledge of equipment, materials and supplies used to complete minor repairs. Visit [www.merriam.org](http://www.merriam.org) for further details and to submit an application.

**Historic Preservation Planner - Newton, Kansas**

The City of Newton is seeking a Historic Preservation Planner to work 30 hours per week. This position coordinates the preservation program and provides staff support to the Newton/North Newton Historic Preservation Commission in design review and project planning. Design review is performed on projects that require a building permit affecting properties listed on the Newton/North Newton Register of Historic Places, Register of Historic Kansas Places and the National Register of Historic Places. Design review includes the preparation of review documents, site visits, pictures and writing the report as to whether or not proposed projects meet the local design guidelines as adopted by the City of Newton and the Secretary of the Interior’s Standards of the Treatment of Historic Properties.

This position will plan and coordinate projects that enhance the education and preservation of the built environment. This could include, but is not limited to, workshops, local and national conference attendance, property nominations, district nominations, grant applications, etc. Additional responsibilities will include maintaining Certified Local Government (CLG) status, implementing Historic Preservation policies and complying with all applicable Federal, State and Local laws, rules, regulations, and guidelines.

Most work will be completed in a traditional office environment, but some adverse working conditions could exist when exploring project sites.

Desired candidates will have the ability to interact with other City departments and the public on a constant basis. Additionally, persons applying should have excellent communication and interpersonal skills, the ability to work with multiple interest groups, and a knack for finding mutually-beneficial solutions to related issues.

Experience: Five years of experience in planning or historic preservation preferred and 3 years’ experience in office management required. Employee in this position is expected to have acquired the necessary information and skills to perform the job reasonably well after three months in the position.

Education: Bachelor’s degree in architectural history, art history, historic preservation or closely related field preferred. Must maintain a valid KS driver’s license.

A successful candidate must pass a background check, physical, functional capacity test and drug screen upon conditional offer of employment.

The City of Newton offers a competitive salary and fringe benefits including health insurance, employer provided life insurance and wellness center benefit, KPERS retirement, paid vacation/sick leave, 10.5 holidays and several other voluntary benefits. Salary Range is \$16.42 - \$22.22.

For a complete job description please refer to the City’s website at [www.newtonkansas.com](http://www.newtonkansas.com)

Please make application at [www.hrepartners.com](http://www.hrepartners.com). The City of Newton is an EEO/ADAAA employer.

**Manager of Member Services - Overland Park, Kansas**

The Kansas Municipal Energy Agency is accepting applications for the position of Manager of Member Services. This position is responsible for managing the member service programs and communications aspects of the business, one of the most important elements of our Agency. Job description and application can be found through HR-Haven at: <http://hrhaven.theresumator.com/apply/UcjLcy/Manager-Of-Member-Services>

**Public Works Superintendent - Washington, Kansas**

The City of Washington, Kansas, is accepting applications for Public Works Superintendent. The applicant must possess a valid Kansas Class B CDL and HS Diploma/GED. Knowledge in vehicle and equipment maintenance and operations, along with supervisory skills, is required for this position. This position requires on-call coverage on a rotating basis. This position requires Class 1 Water and Class 1 Wastewater operator certifications or the ability to obtain.

Compensation dependent upon qualifications and includes an excellent benefits package. This positions requires residency within a five mile radius of the City. Benefit package includes health insurance, life insurance, KPERS, vacation and sick leave. Job description and application is available at City Hall. Applications and resumes accepted until filled. Send to the City of Washington, Attn.: Carl Chalfant, P.O. Box 296, Washington, KS 66968. EOE

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**Salary Survey**  
The League's salary survey is a tool that may be used to determine a variety of statistical data including median and average compensation paid to city employees.

(785) 354-9565      [www.lkm.org/services/personnel](http://www.lkm.org/services/personnel)

Advertise in the *Kansas Government Journal*. Contact Kate Cooley at [kcooley@lkm.org](mailto:kcooley@lkm.org) or (785) 354-9565.





CITY EVENTS

### Lecompton Territorial Days

**June 17-18**

History of Territorial Days: In 1975, a ceremony was held in downtown Lecompton on Elmore Street, celebrating the dedication of Constitution Hall as a national historic landmark. Until then, Lecompton's annual summer picnic, since before the turn of the century, had been known as the Harvest Home Picnic. But because of the national recognition of Constitution Hall, Lecompton and Kansas Territory, the city fathers decided to call the summer outing Territorial Days. The event has grown to two days in June and it's the highlight of the year for Lecompton. Friday night is considered family night, events run from 6pm - 10pm. It includes a carnival for kids, bingo, cake walk, vendor set up, and turtle/frog race registration. Saturday events start early in the morning with a pancake feed, 5K run, and frog/turtle races. Events go all day, vendors stay open all day, and at 11am there is a parade. The day ends with an evening street dance from 9pm - midnight.

<http://www.lecomptonterritoriodays.com>

### Marion 9th Annual Bluegrass at the Lake

**June 18**

The concert at the beach area of the Marion County Park & Lake goes from 4pm to 6pm. Main performances will be from 6pm to 10pm.

(620) 382-3240

### Annual Downs Celebration

**June 23-25**

Fun on the Downs White Way - Annual Carnival Moores Greater Shows Carnival! - All three nights starting at 6pm.

(785) 454-6622 | <http://www.downschamber.com>

### Junction City Sunset Salute

**June 30-July 4**

The largest, free multi-day Independence Day celebration in Kansas! There will be vendors, crafters, carnival, car show, food vendors, bands playing nightly, and a fireworks extravaganza! This year's headliner is Bret Michaels, former lead singer of the metal band, Poison. Also playing will be the AC/DC tribute band, Hells Bells. Don't miss the parade at 10:00 a.m. on July 4th! This year's theme is "Remembering Old Glory."

(785) 238-3103 | <http://www.sunsetsalute.org>

### Caldwell 4th of July Fireworks Celebration

**July 4**

When night falls on July 4th, a spectacular fireworks display will begin in Caldwell to celebrate Independence Day!

### Great Bend Annual Firework Display

**July 4**

Join the 4th of July fun celebrating the United States of America at the Great Bend Expo Grounds!

(620) 793-4111

### Prairie Village VillageFest

**July 4**

VillageFest is the City's Annual 4th of July Celebration. It takes place at the Municipal Campus - 7700 Mission Rd from 7:30am - 1:30pm on July 4th each year. Come join us for free family fun!

(913) 381-6464 | [www.pvkansas.com](http://www.pvkansas.com)

### Wellington Kansas Wheat Festival

**July 6 - 10**

Wellington is the county seat of Sumner County, which boasts the title of Wheat Capital of the World! We invite you to join us this year for this great five day festival that includes three street dances, a carnival, arts & crafts show, Ag & home show, contests, downtown art exhibit, picnic in the park, and more.

(620) 326-7466 | <http://www.wellingtonkschamber.com/wf-116th-KWF>

### Altamont Ice Cream Social & Music in the Park

**July 9**

Join us for ice cream, entertainment, and good company. Free to the public.

(620) 784-5612 | [www.altamontks.com](http://www.altamontks.com)

### Atchison 20th Annual Amelia Earhart Festival

**July 15-16**

An annual festival in honor of the birthday of the famous aviatrix born in Atchison. The festival includes a three-day carnival, Friday night outdoor concert at Warnock Lake, Saturday downtown and riverfront events and activities, and Saturday evening riverfront live music, aerial stunts, and fireworks over the Missouri River.

(800) 234-1854 | <http://visitatchison.com/event/amelia-earhart-festival/>

### Humboldt National Day of the Cowboy Celebration

**July 22-23**

Humboldt and Best of America by Horseback will host a celebration for the National Day of the Cowboy. On Friday, July 22<sup>nd</sup>, there will be a filmed trail ride by Best of America by Horseback for RFD-TV. Activities on Saturday, July 23<sup>rd</sup>, will include a western themed parade at 1pm, children's activities, round pen horse training clinics, cowboy music and poetry all day, BBQ cook-off competition (non-sanctioned), apple pie baking contest, amateur art contest, and kid's cowboy poetry competition. Food and western ware vendors will be available. The activities will culminate with a cowboy concert. Parade entries including horse and riders are encouraged. Like us on Facebook at Celebration of the National Day of the Cowboy!

(620) 433-1819 | <http://www.bestofamericabyhorseback.com/humboldt-day-of-cowboy.html>

# 2016 League Annual Conference

## Hotel Accommodations & Reservation Procedures

October 8-10: Sheraton Hotel & Overland Park Convention Center

### Sheraton Overland Park Hotel\*\*

6100 College Blvd  
Overland Park, KS 66211  
866.837.4214

Rate: \$140 + tax per night  
Cut-off date: September 16, 2016

#### Weblink for reservations:

<https://www.starwoodmeeting.com/events/start.action?id=1601063360&key=2CD833D1>

\*\*Sheraton requires a non-refundable deposit equal to one night's stay in order to secure reservations.

### ADDITIONAL ACCOMMODATIONS

Chase Suite Hotel  
6300 W 110<sup>th</sup> Street  
Overland Park, KS 66211  
913.491.3333  
\$89 + tax per night; Studio Queen  
\$129 + tax per night; 2-Bedroom Suite  
Cut-off date: 9/8/2016

Courtyard by Marriott  
11001 Woodson Ave  
Overland Park, KS 66211  
913.317.8500  
\$89 + tax per night; King  
\$109 + tax per night; Double Queen  
Cut-off date: 9/16/2016

#### RESERVATION PROCEDURES:

- The League has made special arrangements with the hotels listed to provide accommodations during our Annual Conference.
- Attendees are responsible for making their own reservations. Please contact the hotel directly.
- Remember to ask for the special League conference rate when making reservations.

#### SPECIAL NOTE:

If you are making hotel reservations for someone else, please confirm with each person that they actually need hotel accommodations before making the reservation.



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