

**This is a business meeting of the governing body for the City of Herington. There is no implied or expressed right for persons outside the governing body to speak or voice their opinion unless specifically recognized by the chair.**

**Regular Meeting  
April 16, 2024  
6:00 p.m.**

1. Pledge of Allegiance

2. Call to Order

3. Public Forum

4. Approval of Agenda

Motion \_\_\_\_\_ Seconded \_\_\_\_\_ Action \_\_\_\_\_  
Commissioner Naylor, Commissioner Scarff, Commissioner McDonald, Commissioner Bell,  
Mayor Gares

5. Proclamations and Announcements

- I. Proclamation for International Firefighters Day
- II. Proclamation for Public Service Recognition Week
- III. City Wide Cleanup May 6-10, 2024
- IV. Volunteer Recognition Day Hilltop, April 23, 2024

6. Consent Agenda

- I. Minutes of the Regular Commission Meeting April 2, 2024
- II. Planning Commission – Minutes February 27, 2024
- III. BCTA Board Minutes – January 25, 2024
- IV. Library Board Minutes – February 13, 2024
- V. Resolution for CMB for Airport Drag Races May 18, 2024

7. Department Head Reports

- a. Police Department
- b. Fire Department

8. Kansas Department of Transportation-Safe Routes to Schools Resolution of Support,  
Authorization of Program Application, ROW Acquisition and Maintenance Commitment

Motion \_\_\_\_\_ Seconded \_\_\_\_\_ Action \_\_\_\_\_  
Commissioner Naylor, Commissioner Scarff, Commissioner McDonald, Commissioner Bell,  
Mayor Gares

9. Consider Awarding bid for pad on new location of Transformer storage area. Staff recommends  
awarding the best bid for concrete pad work to Lawrenz Masonry, in the amount of \$41,000

Motion \_\_\_\_\_ Seconded \_\_\_\_\_ Action \_\_\_\_\_  
Commissioner Naylor, Commissioner Scarff, Commissioner McDonald, Commissioner Bell,  
Mayor Gares

10. Consider Purchase of new Grates Surrounding outer edge of Herington Municipal Pool. Authorize the Purchase of Initial Supplies in the Amount of \$32,911 to be Paid from remaining Pool Grant fund, Pool Department and 2006 Sales Tax Program

Motion \_\_\_\_\_ Seconded \_\_\_\_\_ Action \_\_\_\_\_  
Commissioner Naylor, Commissioner Scarff, Commissioner McDonald, Commissioner Bell,  
Mayor Gares

11. Consider Purchase of John Deere Brush Hog Mower for Lake for \$24,189.42 to be paid out of the Lake Budget

Motion \_\_\_\_\_ Seconded \_\_\_\_\_ Action \_\_\_\_\_  
Commissioner Naylor, Commissioner Scarff, Commissioner McDonald, Commissioner Bell,  
Mayor Gares

12. Consider Purchase of Truck for Hilltop/Homestead/Community Building Maintenance Department in the amount of \$23,000 from BC Motors. Authorize from \$19,000 from Department Budget and \$4,000 from Equipment Reserve Fund

Motion \_\_\_\_\_ Seconded \_\_\_\_\_ Action \_\_\_\_\_  
Commissioner Naylor, Commissioner Scarff, Commissioner McDonald, Commissioner Bell,  
Mayor Gares

13. Consider Resolution to Establish Logan Pointe as a Rural Housing Incentive District (RHID) and Authorize Letter for Approval to Kansas Commerce

Motion \_\_\_\_\_ Seconded \_\_\_\_\_ Action \_\_\_\_\_  
Commissioner Naylor, Commissioner Scarff, Commissioner McDonald, Commissioner Bell,  
Mayor Gares

14. Update on Electrical Standards for Meter Height, Variance Consideration from BCTA Board

15. Discussion of Sidewalk Repair Program and Updating Pricing Structure

16. City Manager Comments

17. Commissioner Comments

18. Adjourn

Motion \_\_\_\_\_ Seconded \_\_\_\_\_ Action \_\_\_\_\_  
Commissioner Naylor, Commissioner Scarff, Commissioner McDonald, Commissioner Bell,  
Mayor Gares

**To join the City Commission meetings from your computer, tablet, or smartphone, go to**  
<https://www.youtube.com/channel/UCbvSBw6l4w85XQHsX0S1BXg> Public Forum Comments can be  
dropped in the deposit box or emailed to [cityoffice@cityofherington.com](mailto:cityoffice@cityofherington.com).



# THE CITY OF HERINGTON

P.O. Box 31 • 17 North Broadway • Herington, KS 67449

Telephone: (785) 258-2271

FAX: (785) 258-3552

## PROCLAMATION

**WHEREAS**, Firefighters dedicate their lives to the protection of life and property; and sometimes that dedication is in the form of countless hours volunteered over many years, in others it is many selfless years working in the industry; in all cases it risks the ultimate sacrifice of a firefighter's life; and

**WHEREAS**, International Firefighters' Day (IFFD) is a time where the community can recognize and honor the sacrifices that firefighters make to ensure that their communities can environment are as safe as possible; it is also a day in which current and past firefighters can be thanked for their contributions; and

**WHEREAS**, International Firefighters' Day is observed each year on the 4<sup>th</sup> of May on where we remember the past firefighters who have died while serving our community or dedicated their lives to protecting the safety of us all; and show our support and appreciation to the firefighters worldwide who continue to protect us so well throughout the year; and

**WHEREAS**, hailing from all walks of life, they are our mothers, fathers, brothers, sisters, aunts, uncles, grandparents, neighbors, and friends. They protect us without wanting of recognition or reward. In our time of need they are there with courage, compassion, and loyalty. They are the essence of the true meaning of community.

**NOW, THEREFORE**, I, Eric Gares, Mayor of the City of Herington, Kansas do hereby announce and proclaim May 4, 2024 as

## INTERNATIONAL FIREFIGHTERS' DAY

**DONE** in the City of Herington, Kansas on this \_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Eric Gares, Mayor

**ATTEST:** \_\_\_\_\_  
Megan Lawrenz, City Clerk



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## PROCLAMATION

**WHEREAS**, Americans are served every single day by public servants at the federal, state, county and city levels. These unsung heroes do the work that keeps our nation working. Their tireless efforts have especially been critical over the days, months and years in recent history.

**WHEREAS**, public employees take not only jobs, but oaths; and

**WHEREAS**, many public servants, including military personnel, police officers, firefighters, health care professionals and others, risk their lives each day in service to the people of the City of Herington, the United States and others around the world; and

**WHEREAS**, public servants also include teachers, doctors, nurses, safety inspectors, laborers, administrative professionals and countless other occupations. Day in and day out they provide the diverse services demanded by the American people of their local, state and federal governments with efficiency and integrity; and

**WHEREAS**, without these public servants at every level, continuity would be impossible in a democracy that regularly changes its leaders and elected officials;

**NOW, THEREFORE**, I, Eric Gares, Mayor of the City of Herington, Kansas do hereby announce and proclaim May 5 through May 11, 2024, as

## PUBLIC SERVICE RECOGNITION WEEK

In Herington and that all citizens are encouraged to recognize the accomplishment and contributions of government employees at all levels of public service. Without them, the business of the people would not be able to continue.

**DONE** in the City of Herington, Kansas on this \_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Eric Gares, Mayor

**ATTEST:** \_\_\_\_\_  
Megan Lawrenz, City Clerk



# CITY WIDE CLEAN UP

**MAY 6th to MAY 10th, 2024**

A roll off dumpster will be available to dispose of accepted items.

Designated drop off: 800 Block of South Broadway  
\*Owner is responsible for hauling and disposing.

## Acceptable Items:

Furniture, construction material under 8', general non-food trash.

## Non Acceptable Items:

Hazardous material, oil, paint, chemicals, food, trees, brush, grass, concrete, bricks, rocks and appliances.

If the trash bin is full when you arrive, we ask that you come back the next day when the trash bin is empty.

*Following these guidelines helps to ensure that we can continue this clean-up opportunity for years to come!*



**WHAT:** VOLUNTEER FIESTA

**WHERE:** HERINGTON HILLTOP CENTER  
2 South A. Street

**WHEN:** Tuesday, April 23<sup>rd</sup> 12:00-1:30 pm

**It's a Fiesta to give Thanks for all of you,  
our Volunteers!**

**RSVP with how many to 785-258-2956**



**Regular Meeting  
April 2, 2024  
6:00 p.m.**

The Herington City Commission met on the above date and time in the commission chambers at City Hall. In attendance were Mayor Eric Gares, Commissioner Robbin Bell, Commissioner Dan McDonald, Commissioner Dalton Scarff and Commissioner Cynthia Naylor. Also in attendance were City Manager Thatcher Moddie, City Clerk Megan Lawrenz, Jason Alt, Andrew Reese, Larry Mann, Rhonda Rice, Christina McDonald, Carl and Debi Urbanek and Janet Wade.

The meeting opened with the pledge of allegiance.

Mayor Gares called the meeting to order.

Public Forum – Janet Wade – Agenda Item #7 – Location of Transformer Pads. Rhonda Rice – Agenda Item #7 – Location of Transformer Pads.

Approval of Agenda – Add 6a Zoning and Comp Plan. Commissioner McDonald would like to remove #7 from the agenda. Commissioner McDonald made a motion to approve the agenda, seconded by Commissioner Naylor. Motion carried 3-2 with Commissioner Bell and Mayor Gares casting the dissenting votes.

Consent Agenda – Commissioner Bell made a motion to approve the following consent agenda items: Minutes of the Regular Commission Meeting March 19, 2024, and Arbor Day Proclamation for April 26, 2024, seconded by Commissioner Naylor. Motion carried 5-0.

Announcement of Kansas Rural Water Association Award, Recognition of Key City Staff Members – The City of Herington received the most improved water system award from the Kansas Rural Water Association.

6.a Staff recalled have a consensus to move forward with this location and staff budgeted for this project to help clean up the area. The proposed location is back where the transformers were originally stored. Staff to review and give an update on zoning requirements at the next meeting.

Commissioner Bell made a motion to add agenda item #7 – Consider awarding a bid for pad on new location of transformer storage area - back to the agenda, seconded by Mayor Gares. Motion carried 4-1 with Commissioner McDonald casting the dissenting vote.

Consider Awarding bid for pad on new location of Transformer storage area. Staff recommends awarding the best bid for concrete pad work to Lawrenz Masonry, in the amount of \$41,000 – After discussion Mayor Gares made a motion to table this item to the next meeting, seconded by Commissioner Naylor. Motion carried 3-2 with Commissioner McDonald and Commissioner Bell casting the dissenting votes.

Open Public Hearing for Street ROW Vacation Ampride and Railer RV Park – The hearing opened at 6:31 pm. Janet Wade spoke.

Close Public Hearing for Street ROW Vacation Ampride and Railer RV Park – The hearing closed at 6:41pm.

Consider Order for Street ROW Vacation to Ampride Gas Station and Railer RV Park – Mayor Gares made a motion to approve the order to vacate Day Street between Ampride and the Railer RV park and authorize the mayor's signature, seconded by Commissioner McDonald. Motion carried 5-0.

City Manager Report—Project Updates

1. WWTF/Sewer Plant Project

- a. Rate study still underway. More information was requested, distributed. Now, we are waiting for completion and compiling an estimate of the rate increase needed to cover the cost of the WWTF upgrades. We are still seeking out grant programs that are a match.
2. KMEA Generator Project
  - a. Financing is underway still.
3. Flint Hills Trailhead/Father P Trailhead
  - a. Meeting with KDWP next week to look at the trail, trailhead. While no firm date is set, we hope this is a step in the right direction.
4. Tripp Field Bathroom Study
  - a. Engineer doing a structural analysis in early May. We will get a better idea of if the building is salvageable or not.
5. Comprehensive Plan Process
  - a. PEC is working on a draft. The first workshop will be held later this month. A second, virtual workshop will be a few weeks later. Still targeting a June 4 final adoption by the City Commission.
6. Governing Body Retreat Workshop
  - a. Reminder, this Friday, April 5 at 9:00 AM. Over by 2:00 PM at the latest, potentially earlier. Please arrive on time, let me know if you are running late or need to leave early.
7. Homestead Village Apartments
  - a. Working on renovating a few apartments to get turned around and rented again.
8. Raw Water Line Repair
  - a. Railroad has a possible conflict with the line we are installing. We are meeting with representatives later this week to see if we can clear everything up. Will have a more formal update via email or by next meeting.
9. Pool Updates-Potential Improvements
  - a. We need new grates at the pool. There is a danger to getting toes caught in the grate, which happened last season. They are custom-sized grates all around. We have an initial quote that is over \$30,000. We will continue to seek out options, but time to consider extending the life of the pool.
  - b. Repainting the pool house, locker rooms, etc.
10. Commissioner questions, concerns, outstanding items?
  - a. Of course, we have the Commission retreat workshop on Friday for you to bring up big picture items, lofty goals and any major themes or concerns you have.
  - b. However, if you have any small items or projects you would like to list now, please let me know and I will take note.

Commissioner Comments -

Commissioner Naylor – Tornado Season – When will the tornado shelter be open to the public? The Elementary school gym is the City of Herington’s FEMA shelter and will be open if the sirens are going off.

Commissioner Scarff - None.

Commissioner McDonald – Reminded Staff to work on the Master Fee Schedule.

Commissioner Bell – Reminded staff to work on the Father P Fountain and the lakes.

Mayor Gares – Asked about the riprap around the pond and was told the whole grant has been delayed by a year. Asked when the water department is planning on moving their supplies into the water treatment plant facility’s fence.

Adjourn – Commissioner Naylor made a motion to adjourn, seconded by Commissioner McDonald. Motion carried 4-1 with Commissioner Gares casting the dissenting vote.



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Megan Lawrenz, City Clerk

DRAFT

Planning & Zoning Commission  
February 27, 2024  
12:00 PM

The planning commission members met on the above date and time in the commission chambers of Herington City Hall. In attendance were Bryan Parrish, Rhonda Rice, Karen Soliz, Joshua Lawrenz, Janet Wade, Marcus Hawkes, City Manager Thatcher Moddie, Neighborhood Services Director James Masters, and Deputy City Clerk Chanda Wilson.

The meeting opened with the pledge of allegiance.

Chair Marcus Hawkes called the meeting to order.

Karen Soliz made a motion to accept the minutes of Dec 21, 2023, and January 23, 2024, seconded by Rhonda Rice. Motion passed 4-1 with one abstention.

Chair Marcus Hawkes opened the Public Forum and there was none.

The commission considered additional items, Karen Soliz made a motion to accept the minutes with an additional agenda item 8A for a report from the DKCO Planning and Zoning. Rhonda Rice Seconded, motion passed 6-0.

Thatcher Moddie gave an update to the Comprehensive plan. We will have the PEC draft in the next month. The Planning and Zoning commission will have a month to review and will workshop in April.

There was a discussion on the Neighborhood Revitalization plan. No action was taken.

Karen Soliz reported on the DKCO Planning and Zoning. The commission has been discussing economic trends, Greg Stiles presented on his dust suppression & de-icing services. There was a meeting with Tracy Mann – Herington was represented.

Commissioner Comments:

Bryan Parrish-Wanted to know an update on windmills. Windmills are a county project and will be addressed by the County Commission.

Rhonda Rice-The Commission has direction in the bylaws to submit an annual budget to the city commission. Section 6, ss 7.

Karen Soliz-Please can we revisit the RV Parking issue? Please add the issue to a future agenda.

Joshua Lawrenz-None

Janet Wade-Do we have an update on the trail? Provided advice that when using UPTICC for store fronts that are changing, could there be a team (Varied group of people) review to approve changes? Reported that she has been working at Father Padilla Park cleaning up fallen leaves and branches and cleaning up the stream. 2 sets of children came by and offered to help. Wanted to let the commission know that the neighborhood kids care about the upkeep.

Marcus Hawkes-None

Karen Soliz moved to adjourn, Bryan Parrish seconded, motion passed 6-0.



Chanda Wilson  
Deputy City Clerk/Treasurer



# THE CITY OF HERINGTON

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## **BOARD OF CONSTRUCTION, TRADES, AND APPEALS MINUTES**

HERINGTON CITY HALL

4:30 PM, Thursday, January 25, 2024

### **WELCOME AND CALL TO ORDER**

Chase Krause called the Board of Construction, Trades, and Appeals (BCTA) meeting to order, on Thursday, January 25, 2024, at City Hall. The members present were Scott Stroda, Andy Urbanek, and Will Justice. Jeff Mein, Justin Mein, Joe Kossmann, David Stroda, and Neighborhood Services Director James Masters were also present.

Members Absent: Nathan Lawrenz, Jeff Ledy, and Ron Pryor

### **PUBLIC COMMENT PERIOD**

Jeff Mein, Justin Mein, Joe Kossmann, and David Stroda introduced themselves and stated their experience with construction. They all live in or near the community.

### **APPROVAL OF MINUTES**

Will Justice made a motion to approve the minutes from October 26, 2023, meeting and Andy Urbanek seconded the motion. Motion passed 4-0.

### **APPROVAL OF THE AGENDA**

Andy Urbanek made a motion to approve the agenda and Will Justice seconded the motion. Motion passed 4-0.

### **OLD BUSINESS**

No old business

### **NEW BUSINESS**

The board discussed the applicants for licensing and asked questions of those applying for licenses. James Masters explained that the license holders will need to keep their license up to date and not let them expire. They will also be required to submit 12 hours of CEU's when they renew their license. They will also need to keep their liability insurance up to date at City Hall. Liability insurance is a requirement to hold a license. Will Justice made a motion to approve Nate Lawrenz, Andy Urbanek, Jeff Mein, Justin Mein, Joe Kossmann, David Stroda, and John Bell for General Contractor licenses. Chase Krause seconded the motion. Motion passed 4-0.

James Masters talked about having a copy of the code books to be adopted available or the board members to review at the next meeting.

**NEXT MEETING DATE**

Andy Scott Stroda made a motion to hold the next BCTA meeting on March 28, 2024, at 4:30 pm at City Hall. Will Justice seconded the motion. Motion passed 4-0.

**ADJOURNMENT**

Chase Krause made a motion to adjourn with a second by Scott Stroda. Motion passed 4-0.

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Chase Krause, Vice-Chairman

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James Masters, Neighborhood Services Director

DRAFT

**Herington Public Library - Library Board Minutes**  
**February 13, 2024**

Present: John Thissen - President, Peggy Hilliard - Vice President, Karen Soliz - Secretary  
Carrol Riffel, Debbie Wendt, Karolyn Schlesener. Librarian - Shelly Wirtz  
Absent: Linda Polston

Convened: 4:31 P.M.

Agenda approved: **Motion** - Carol. Second - Peggy. Unanimous.

Approved Minutes: **Motion** - Peggy. Second - Debbie. Unanimous.

Treasurers Report: Possible need to transfer money for expenses to cover City's non-payment in January. **Motion** to accept treasurers report - Peggy. Second - Carol. Unanimous.

**New/Old Business:**

- a. NCKLS forms for receiving grant money are signed.
- b. GAAP, Board authorizes audit, changing signatories to John Thissen and Karen Soliz. Recording date changed from 2023 to 2024.
- c. Elevator phone: Discussion. Determined to defer installing emergency phone. In lieu of the phone, install a directional sign to use the bell/buzzer for help. Will revisit the use of the bell/buzzer instead of phone quarterly to assure its effectiveness.
- d. Insurance: Quote from Tandi Reiff increased payment from \$3,875.00 to \$5,350.00. Annual adjustment of \$825.00.
  - Deductible increase to \$10,000.00
  - Workmans Compensation increase to \$1,000,000.00. Doubling current rate.
  - Motion** to accept made by Karolyn, Seconded by Peggy. Unanimous.
- e. Heating and A/C Units: Installation of heating and A/C unit completed 2-12-24.
- f. Window seal: As reported, the seal is repaired. Unable to paint until weather permits.
- g. Reports: Shelly reported that the State and NCKLS annual reports are complete.
- h. W2's: Shelly reported she had to us Tammie Roe help to complete the W2's.
- i. Auditors: Shelly has prepared documents for Auditors. Requesting advance scheduling.
- j. Brownstone Books Fund / New book shelf:
  - Receipt of new books placed together on shelf. Staff is requesting Gary build additional shelving, allowing alternate placement on the back wall. The Library will assume costs and assist with books and shelving transport.
  - Carol Barta is opening a new library and will accept delivery of some of our old books.
  - Continuing search for locations to accept our old books. John suggested possibilities.
- k. Visit Herington/CVB:
  - Discussion: Requesting annual payment of \$80.00 for advertising disbursement. Suggested the Library should be recognized without the need for payment. Will defer a vote until more information can be collected.
- l. Presidents Day: Library will observe Presidents Day and be closed.
- m. Policies: History, Mission, and Bill of Rights reviewed.
  - Motion** to accept - Peggy. Second - John. Review dated 2-13-24. Unanimous.
- n. Others: none
- o. Adjourned at 5:32 P.M.

**RESOLUTION NO.**

**A RESOLUTION GRANTING TEMPORARY EXEMPTION FROM THE REQUIREMENTS OF CHAPTER 3, ARTICLE II, SECTION 3-204 PROHIBITING SALE AND CONSUMPTION OF ANY ALCOHOLIC LIQUOR OR ENHANCED CEREAL MALT BEVERAGE ON PUBLIC PROPERTY IN HERINGTON, MORRIS COUNTY, KANSAS.**

**WHEREAS**, the City of Herington, Kansas generally prohibits consumption of alcoholic liquor or enhanced cereal malt beverages on public property within the city limits; and,

**WHEREAS**, the governing body desires to allow for temporary exemptions from such a general prohibition by resolution lawfully approved by majority vote of the governing body; and,

**WHEREAS**, the governing body has received a request for exemption for a public event to be held on city property and deems it appropriate to allow for a temporary exemption.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF HERINGTON, KANSAS:**

1. The governing body hereby finds that a temporary exemption should be granted for sale, possession, and consumption of any cereal malt beverage including enhanced cereal malt beverages defined as having an alcohol concentration of no more than 6.0% by volume and alcoholic liquor, on certain public property identified in paragraph 2 of this resolution.
2. The exemption shall apply only to a clearly defined, fenced, or secure area in and on the area located at HERINGTON REGIONAL AIRPORT – 2576 Q. Avenue, Herington, KS. 67449 Such defined area as established, and any signage or surrounding security barriers identifying the prescribed area, shall be approved in advance by the Herington Police Chief.
3. The exemption shall be allowed on Saturday, May 18<sup>th</sup>, 2024, from twelve o'clock (12:00) p.m. until seven o'clock (7:00) p.m. at which time such temporary exemption shall expire.
4. Such exemption shall apply for the sale, possession, and consumption of enhanced cereal malt beverages only, defined as having an alcohol concentration of no more than 6.0% by volume.

All necessary permits authorizing the sale, possession, and consumption of any cereal malt beverage including enhanced cereal malt beverages defined as having an alcohol concentration of no more than 6.0% by volume, shall be timely applied for and granted by the appropriate licensing agency in advance of the noted date herein as a precondition for award of this exemption.

**ADOPTED AND APPROVED** by the Governing Body of the City of Herington, Dickinson County, Kansas this \_\_\_\_ day of May, 2024.

\_\_\_\_\_  
Eric Gares, Mayor

ATTEST:

DRAFT

\_\_\_\_\_  
Megan Lawrenz, City Clerk

## RESOLUTION OF SUPPORT

### For a Transportation Alternatives Program Application and Maintenance Commitment

A RESOLUTION DECLARING THE ELIGIBILITY OF THE CITY OF HERINGTON TO SUBMIT AN APPLICATION TO THE KANSAS DEPARTMENT OF TRANSPORTATION FOR USE OF TRANSPORTATION ALTERNATIVES PROGRAM FUNDS FOR THE HERINGTON SAFE ROUTES TO SCHOOL PHASE 2 CONSTRUCTION PROJECT IN HERINGTON, KANSAS AND AUTHORIZING THE MAYOR TO SIGN THIS APPLICATION.

**Whereas**, the City of Herington, Kansas, has the legal authority to apply for, receive, and administer federal, state, and other monies through Home Rule Power under the Constitution of the State of Kansas and authorized by K.S.A. 12-1662, regarding the expenditure of federal-aid to public agencies; and

**Whereas**, the City of Herington, Kansas, is submitting an application to the Kansas Department of Transportation for Transportation Alternatives (TA) Program funds in the amount of \$1,086,075.00 as outlined in KDOT's Transportation Alternatives Program Guidance & Application Packet for Federal Fiscal Year 2024-25; and

**Whereas**, the City of Herington, Kansas, is participating as an eligible Project Sponsor in the Kansas Department of Transportation's TA Program; and

**Whereas**, Federal monies are available under a Transportation Alternatives Program, administered by the State of Kansas, Department of Transportation, for the purpose of creating and promoting the planning and development of active transportation facilities and programs in Kansas; and

**Whereas**, the City of Herington, Kansas, acknowledges availability of the required local match of no less than 0% and the availability of funds to pay all upfront costs, since the TA Program is a cost reimbursement program; and,

**Whereas**, the City of Herington, Kansas, agrees to pay any costs that exceed the project amount if the application is selected for funding; and,

**Whereas**, after appropriate public input and due consideration, the Governing Body of City of Herington, Kansas, has recommended that an application be submitted to the State of Kansas for the Herington Safe Routes to School Phase 2 Construction project.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HERINGTON, KANSAS:

SECTION 1. That the City of Herington, Kansas, does hereby authorize. City Manager to submit an application to the Kansas Department of Transportation for Transportation Alternatives Program funds on behalf of the citizens of City of Herington, Kansas.



SECTION 2. That the City of Herington, Kansas, hereby assures the Kansas Department of Transportation that sufficient funding for a minimum 0% match and all non-reimbursable expenses, e.g. PE, ROW, utilities, etc. for the Herington Safe Routes to School Phase 2 Construction project is available, as the Transportation Alternatives Program is a reimbursement program.

SECTION 3. That the City of Herington, Kansas, hereby assures the Kansas Department of Transportation that sufficient funding for the operation and maintenance of the Herington Safe Routes to School Phase 2 Construction project will be available for the life of the project.

SECTION 4. That the City of Herington, Kansas, hereby assures the Kansas Department of Transportation that the City of Herington, Kansas, will have title or permanent easement to the Herington Safe Routes to School Phase 2 Construction project by the time of project letting, if necessary.

SECTION 5. That the Mayor of City of Herington, Kansas, is authorized to sign the application to the Kansas Department of Transportation for Transportation Alternatives Program funds on behalf of the citizens of City of Herington, Kansas. The City Manager is also authorized to submit additional information as may be required and act as the official representative of the City of Herington in this and subsequent related activities.

SECTION 6. That the City of Herington, Kansas, hereby assures the Kansas Department of Transportation that the City of Herington, Kansas, is willing and able to, if the Herington Safe Routes to School Phase 2 Construction project is selected for funding, administer all activities involved with the Herington Safe Routes to School Phase 2 Construction project.

ADOPTED AND PASSED by the Governing Body of the City of Herington, Kansas, this 16 of April, 2024.

Mayor Eric Gares: \_\_\_\_\_(print)

\_\_\_\_\_(sign)

City Clerk Megan Lawrenz: \_\_\_\_\_(print)

\_\_\_\_\_(sign)

ATTEST:

# Lawrenz Masonry LLC

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220 West Walnut Ste. 1 Herington, KS 67449

Cell: 785.366.0866 Fax: 785.258.2999

February 28, 2024

**Re: Concrete - East Franklynn St. - Herington, KS**

To whom it may concern,

We propose to do the Concrete work for the above referenced project:

**For the sum of: \$41,000.00**

**2 Concrete SOG - 25' x 100' x 6" T (\$20,500.00 Each)**

The following qualifications are a part of this proposal:

1. Price includes all Labor, Materials, and Equipment.
2. Includes - Concrete, Rebar, AB3 and Forms.

If you have any questions, please feel free to contact me.

Thanks,

Nathan Lawrenz  
nathan@lawrenzmasonry.com



March 8, 2024

City of Herington  
Attn: Cody Oswald  
P.O. Box 31  
Herington, KS 67449

Dear Cody,

I am most pleased at this time to provide a price for the custom drain coping system for the Herington Municipal Pool. The system specifications are listed with the total delivered price below.

The current drain coping system has served the city well, however the grating was installed in the 1980's and has now exceeded it's useful life. The grating is brittle and several sections are indeed broken/split, leaving sharp edges. The system failure is evident, as stepping on any section yields a split section. At this point any use at all is creating more damage as well as safety concerns. The city had many complaints about the condition of the grates last year as well as several reported injuries.

I recommend replacing the failing grate system with the custom state of the art grating system propose herein:

- 340 ea. Alex II bullnose grate, white, 14-3/4" wide X 1-1/16" deep on deck side. With fasteners. Supplied in 114 three ft. sections. Radii TBD.
- 4 ea. Alex II prefab 90 degree corner bullnose grate, white, 14-3/4" wide. Each leg is 18" long. With fasteners.
- 704 ea. Tubing VM690 , white support. Supplied in six foot sections. Includes SS 1/4"-20 X 5/8" bolt and 1/2" drop in anchor.
- 250 ea. Upgrade fasteners to SS 1/4"-10X5/8" SS bolt and 1/4 drop in anchors for grate.

**TOTAL PRICE \$32,911.00**

Price includes delivery to Herington Municipal Pool.

Thank you for the opportunity to be of service.

Yours in service,

A handwritten signature in blue ink, appearing to read "Mike", is positioned below the text "Yours in service,".

Mike McEvoy  
Municipal Sales  
Chemquest, Inc  
Cell: 785-231-8040  
Email: [mmcevoy@chemquest.us](mailto:mmcevoy@chemquest.us)

DRAFT

# GRATE IDEAS

QUALITY POOL PRODUCTS & MORE

## **Alexander the Grate**

**with ultrasonically welded Handhold**

Model # ALX 1125 375 - XX

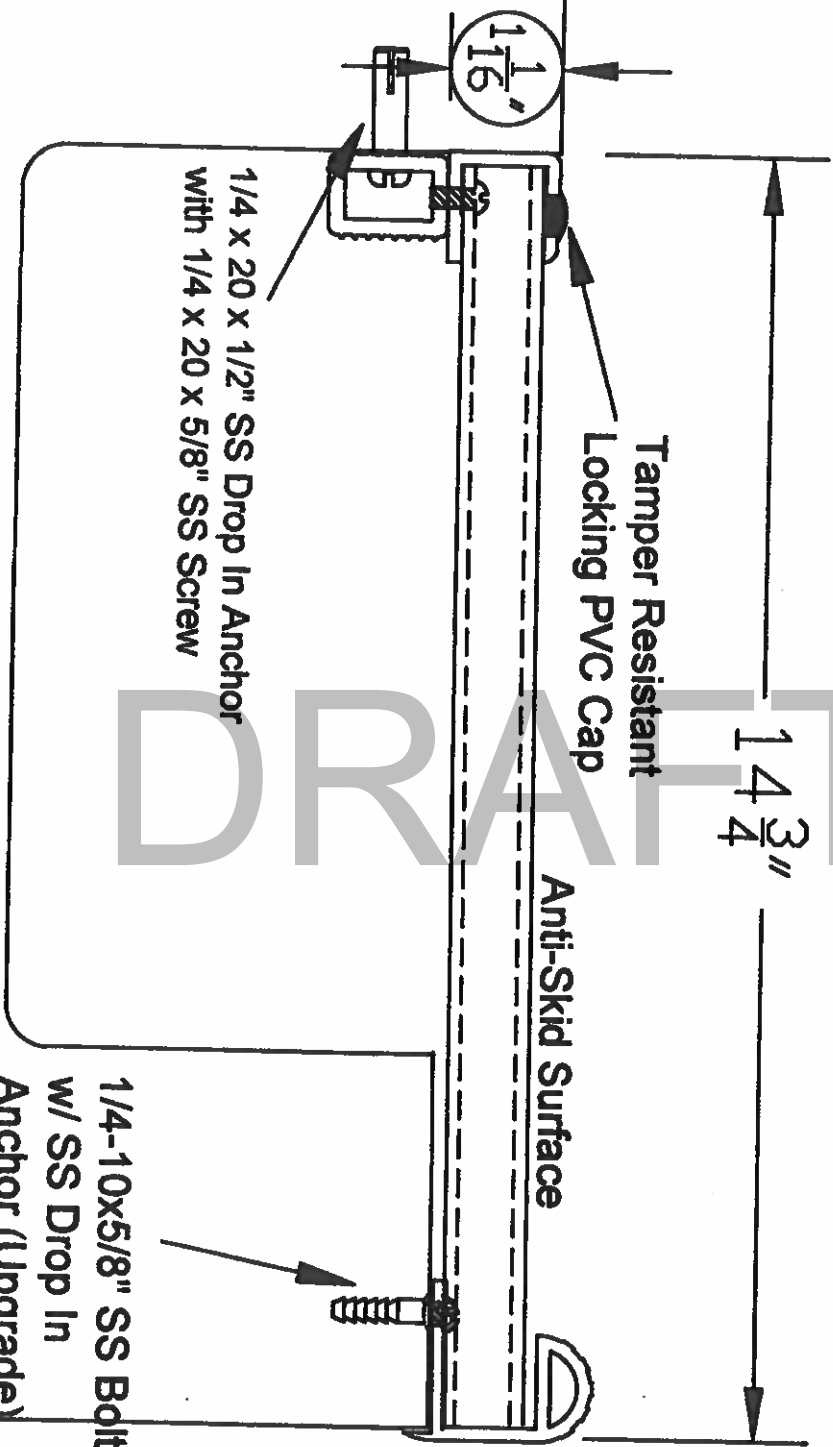
(xx=width in inches)



- Fabricated out of high impact PVC in the form of tubing that is 1-1/8" wide and spaced 3/8" apart.
- Standard Profile height of 1 1/16", but can be modified.
- Machined anti-skid surfaces meet ASTM c - 1028 static Coefficient of friction, wet or dry.
- Handhold has "above the grate" profile of 1/2". UV inhibitors used to meet the requirements of ASTM D 4726.
- State of the art ultrasonic welds provide a great looking product that will stand up to years of use and abuse.
- Custom fabricated in any width, in 1/8" increments, up to 30 inches
- Made to measure corners to accommodate any angle
- Fast and easy installation with pre drilled fastening holes and hardware.
- Available in five colors; white almond sand, blue and gray.
- Warranty - 10 years against manufacturer's defect.

# Overflow Grate

Model ALX-1125-375



Grate shall be fabricated out of high impact PVC and shall use tubing that is 1-1/8" wide x 3/4" high. Tubing to have machined anti-skid surface and be spaced 3/8" apart.

DRAFT

NOT TO SCALE

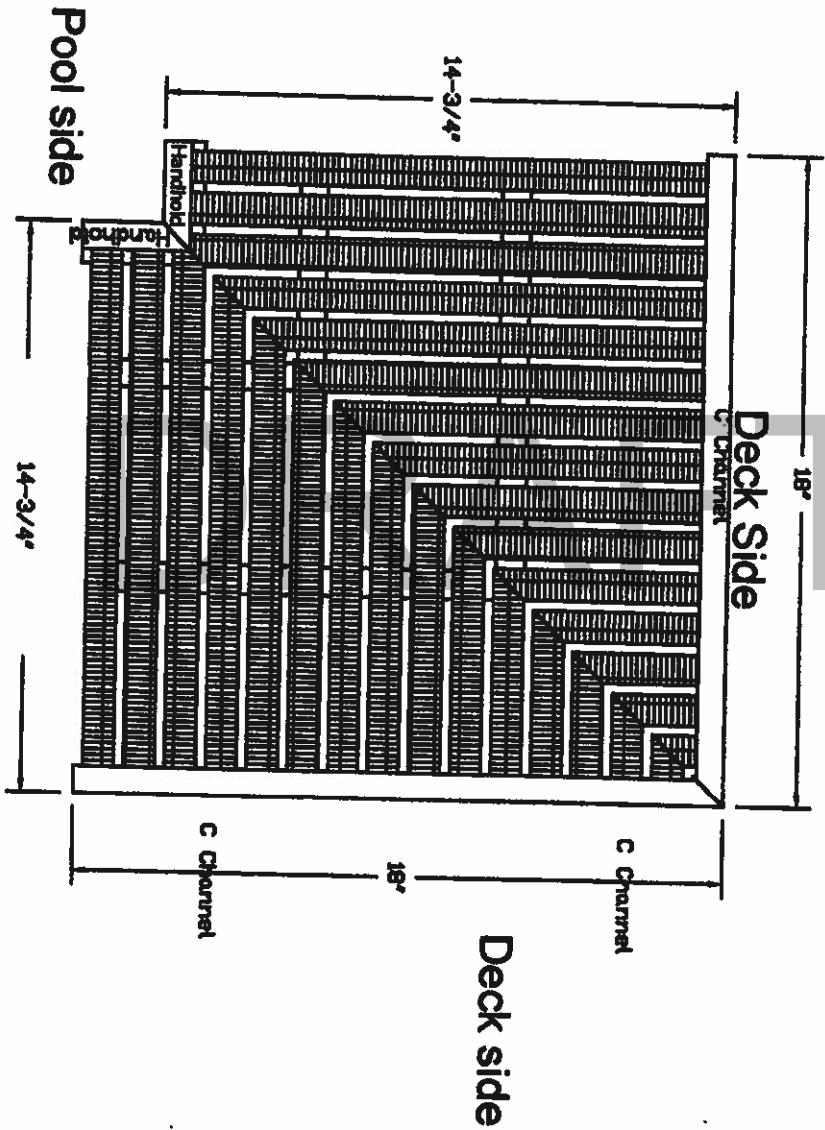
**GRATE IDEAS**  
 24 Clapper Rd  
 Milton VT 05469  
 Tel 802-356-3385

Rev.	Drawn By	Date	Approved By	Drawn
	RB	07-19-07		

**GRATE IDEAS**

# Overflow Grate

Model ALX-1125-375  
Four outside Corners



Grate shall be fabricated out of high impact PVC and shall use tubing that is 1-1/8" wide x 3/4" high. Tubing to have machined anti-skid surface and be spaced 3/8" apart.

NOT TO SCALE

**GRATE IDEAS**  
24 Casper Rd  
Milton VT 05469  
Tel 802-365-5395

Rev.	Drawn By	Date	Approved By	Date
03		11-12-08		





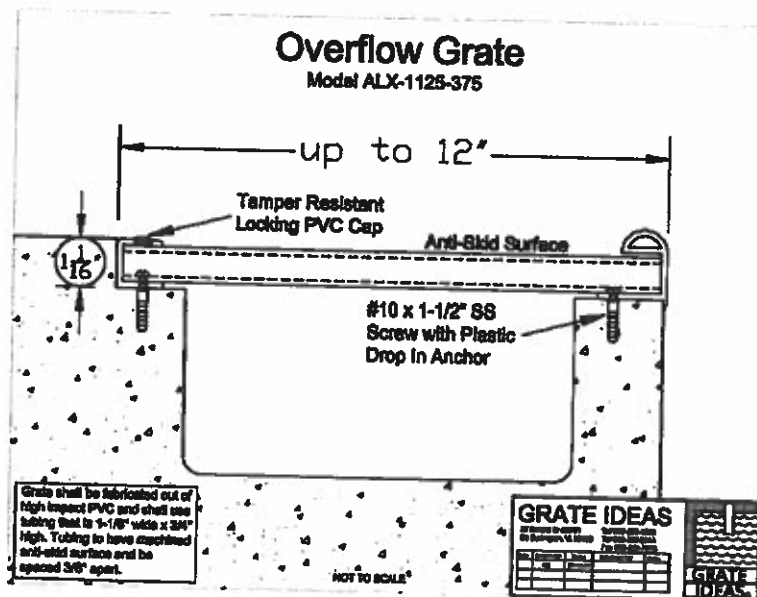


## Installation

Every section is predrilled on each side, 6" from the end. Installation hardware package for each section includes four #10 x 1 1/2" Stainless Steel Screws with plastic drop in anchors.. Matching tamper resistant PVC caps are provided to plug the pre drilled holes once grating is installed.

- 1) Start installation by placing corner grates in place first.
- 2) Once corners are in place, begin setting straight grate sections around the pool.
- 3) Notice that each section has the side "C" channels cut flush on one end and with a 3/8" tab at the other. This will provide a 3/8" spacing between sections to mirror the spacing within the sections.
- 4) Once sections are in place, most likely the installer will need to cut to length the final section on each side.
- 5) Using the predrilled holes in each section and corner as guide, drill into the concrete holes to accept the plastic anchor and ultimately the #10 1/2" SS screw.
- 6) Remove the grating and apply a caulking sealant to the top (ledge) of the pool wall. Replace the grate and secure the grating with screws, place the Tamper resistant PVC cap in the predrilled hole.

Grates are available in any width, measured to 1/8".



Grates exceeding 12" wide are fabricated with one reinforcing "C" channel, centered on the underside as shown below

# **GRATE IDEAS**

QUALITY POOL PRODUCTS & MORE

## **Warranty**

Grate Ideas, Inc. warrants that all P.V.C pool grates will be free from defects for a period of ten years from the date of manufacture. Grate Ideas will repair or replace at its discretion any material found to be defective during the warranty period subject to the following conditions:

- 1) The material in question must be pre-approved for return to our factory. Call 800-292-6044 for RMA#
- 2) Material shall be packaged to prevent damage during shipping.
- 3) Material is to be returned prepaid.

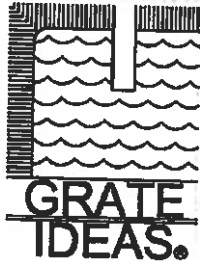
### **Exclusions & Limitations**

- 1} This warranty does not apply to replacement necessitated by misuse and negligence.
- 2} The manufacturer shall not be liable for incidental or consequential damages such as, (but not limited to) expenses for telephone, travel, legal, or damage to personal property, loss of time or inconvenience.

No other warranties other than as set forth herein is represented by the manufacturer nor is any person authorized to make any representation of any expressed or implied warranty on its behalf

# GRATE IDEAS

QUALITY POOL PRODUCTS & MORE



## **Grate Ideas**

27 Berard Drive Suite 2701  
So. Burlington, VT 05403  
Ph: 800-292-6044  
Fx: 802-862-7976  
info@grate-ideas.com

## Care and Maintenance of PVC Grate Assemblies

**Grate Ideas® PVC grate assemblies are designed and manufactured to be virtually maintenance free. The formulation of the PVC used in our products allows the user to maintain these assemblies as they would with any other pool equipment.**

**There are no specific cleaners or methods needed to clean these assemblies. If required, use only approved aquatic cleaning products that will not react with pool chemicals. Abrasive cleaners or use of abrasive cleaning medium is not recommended as it may deteriorate the non-slip surface over time.**

**Grates should always rest upon the trench evenly, and should not rock or wobble while in the trench. If fasteners are used ensure that the fasteners remain secure.**

# GRATE IDEAS

QUALITY POOL PRODUCTS & MORE

GRATE  
IDEAS

## DETAILS, DETAILS, DETAILS...

### Information and Specifications on "Grate Ideas" Gutter Grates

All grates are fabricated of PVC (polyvinylchloride) extrusions produced especially for the swimming pool environment. The formulation used yields a high-impact product.

The best colorfast pigments are used in association with ultra-violet resistant additives to allow the grates to be made available in color combinations which can be used both in indoor and outdoor installations.

#### TYPICAL PHYSICAL PROPERTIES:

	ASTM Test	At 72°F
Tensile Strength (psi)	D-638	6,100
Tensile Modulus (psi)	D-638	350,000
Flexural Strength (psi)	D-790	11,700
Flexural Modulus (psi)	D-790	415,000
Izod Impact (ft-lbs/in)	D-256	3.0
Coefficient of Linear Expansion: 3.45 in/in °F x 10 <sup>-3</sup>	D-696	

The following colors are inventory material and readily available.

A01 WHITE      A04 GRAY  
A02 ALMOND    A05 SAND  
A03 LIGHT BLUE

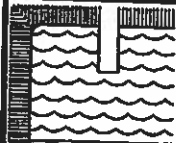
Other colors are available, but may be subject to a surcharge or a minimum run.

A non-skid surface is a standard feature on GRATE IDEAS® products.

Grates may be fabricated in various color combinations.

# GRATE IDEAS

QUALITY POOL PRODUCTS & MORE



Grate Ideas  
27 Berard Drive Suite 2701  
South Burlington, Vermont 05403  
Phone: 802-860-4896  
Fax: 802-862-7976

**GRATE  
IDEAS**

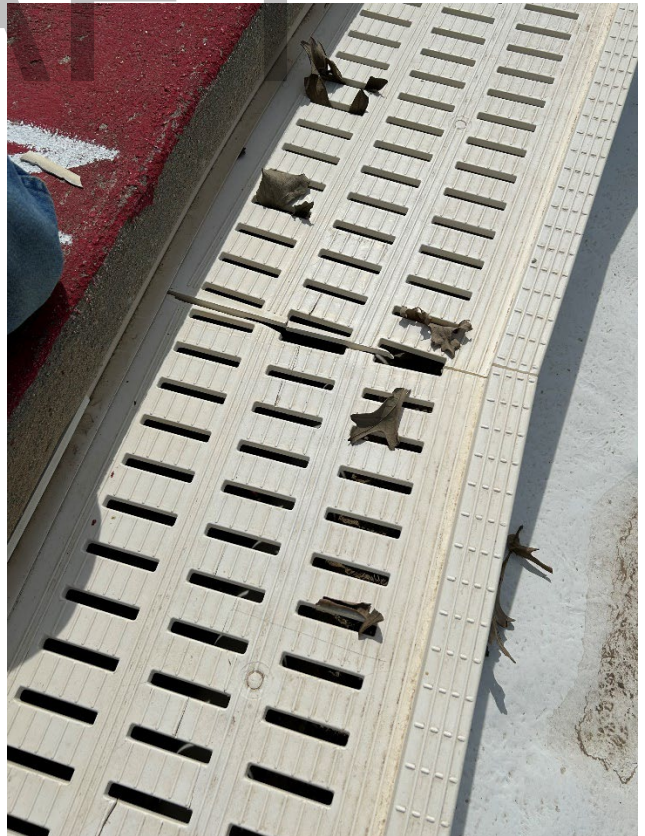
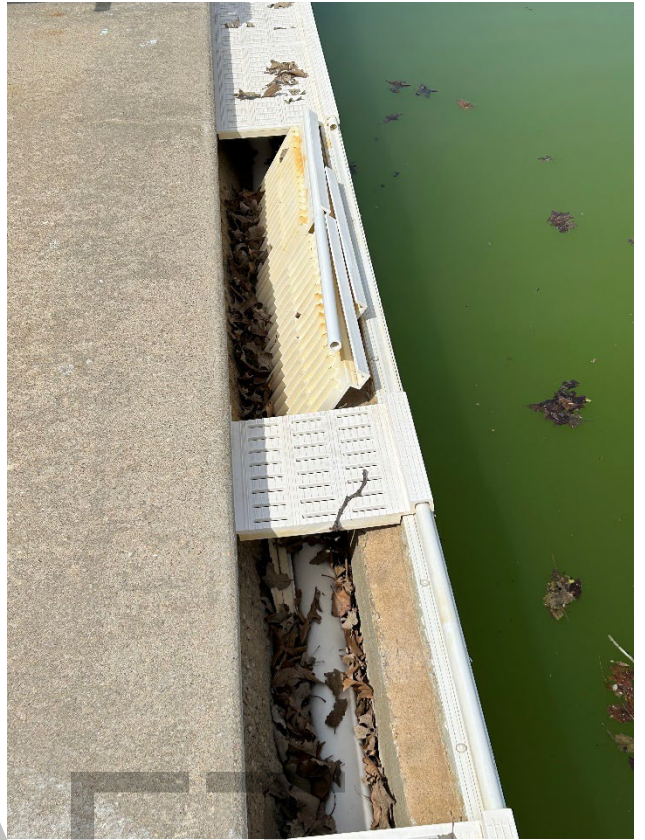
## Standard Flow Perpendicular Extruded Grating System

**A. Specified Manufacturer:**

Grate Ideas  
27 Berard Drive Suite 2701  
South Burlington, Vermont 05403  
Ph: 1-800-292-6044  
Fx: 1-802-862-7976  
[www.grate-ideas.com](http://www.grate-ideas.com)

**B Standard Flow Perpendicular Extruded Grating System:**

- 1 Extruded UV stabilized PVC grate assembly supplied in 36" long sections.
- 2 Grating bars shall be 1-1/8" wide x 3/4" thick x .150 rectangular tubing. The top of the grate shall have a machined anti-skid surface to provide good traction wet or dry.
- 3 The open spaces between the grate bars shall not exceed 3/8".
- 4 Each grate section shall be predrilled for fastening with fastening location no more than 24" apart. All fasteners shall be provided by the manufacturer.
- 5 Grating bars shall be perpendicular to the pool walls.
- 6 Grating shall provide 25% surface open area for unrestricted water flow.
- 7 Angled corners shall be provided by the grating manufacturer.
- 8 Color to be selected by Owner from manufacturers standard color selection or by the manufacturer color matching to the Owners desired colors.





# THE CITY OF HERINGTON

P.O. Box 31 • 17 North Broadway • Herington, KS 67449

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Telephone: (785) 258-2271

FAX: (785) 258-3552

April 16, 2024

Commissioners,

Normally I would want to be present for the meeting to be able to discuss replacing the tri-deck mower for the lake, but I am currently coaching my daughter's soccer team tonight. So, I have prepared this for some of the reasoning behind the decision.

Replacing the tri-deck has been a discussion for a couple mowing seasons. The current tri-deck was purchased in 1998. We mow approximately 22 acres at the lakes. We could also bring it into town to mow some of our larger areas. One of the major reasons for replacement is fighting not being able to use the mower because of repairs versus actually using it has been an issue. There are some spindles that will need to be replaced soon. The tires have been patched about all they can be and need to be replaced. Also, we have been dealing with the hydraulics not being able to lift the side decks for transport to different areas. Lastly, the decks of each section are also becoming thin which brings into question, if a major portion of the structure to this machinery is beginning to fail should we be sinking more money into repairs versus replacing it.

During the budget talks last year replacing the tri-deck was discussed and the commission provided for an extra \$30,000 in the capital outlay line item at the lakes for a new mower. The money is there for this item, and I have provided three options for your decision.

Thank you for your consideration,

**MARCUS HAWKES**

City of Herington  
17 N. Broadway  
Office: (785)258-2271  
CELL: (785)258-4029



# Selling Equipment

Quote Id: 30727703      Customer Name:

## Frontier FM4115 Flex Wing Grooming Mower

Hours:

Stock Number:

Contract: KS NASPO Ground Mtn 51000E (PG K7 CG 22)

Selling Price \*

Price Effective Date: April 11, 2024

\$ 24,149.82

\* Price per item - includes Fees and Non-contract items

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
0921XF	FM4115 Flex Wing Grooming Mower	1	\$ 27,658.00	18.00	\$ 4,978.44	\$ 22,679.56	\$ 22,679.56
<b>Standard Options - Per Unit</b>							
0202	United States	1	\$ 0.00	18.00	\$ 0.00	\$ 0.00	\$ 0.00
0409	English	1	\$ 0.00	18.00	\$ 0.00	\$ 0.00	\$ 0.00
9000	Hydraulic Wing Latch Release Kit	1	\$ 697.00	18.00	\$ 125.46	\$ 571.54	\$ 571.54
9640	Front Anti-Scalp Roller Kit	1	\$ 390.00	18.00	\$ 70.20	\$ 319.80	\$ 319.80
9641	Rear Anti-Scalp Roller Kit	1	\$ 240.00	18.00	\$ 43.20	\$ 196.80	\$ 196.80
9645	Rear Chain Shield	1	\$ 466.00	18.00	\$ 83.88	\$ 382.12	\$ 382.12
<b>Standard Options Total</b>			<b>\$ 1,793.00</b>		<b>\$ 322.74</b>	<b>\$ 1,470.26</b>	<b>\$ 1,470.26</b>
<b>Suggested Price</b>							<b>\$ 24,149.82</b>
<b>Total Selling Price</b>			<b>\$ 29,451.00</b>		<b>\$ 5,301.18</b>	<b>\$ 24,149.82</b>	<b>\$ 24,149.82</b>



Tri deck mower quote



Marcus Hawkes

Great! Thank you for helping. Get Outlook for Android

Tue 4/2/2024 8:38 PM

M

Mike <mike417agsales@gmail.com>

To: Marcus Hawkes



Tue 4/2/2024 5:03 PM

Good afternoon Marcus  
So here is the quote on a 15 ft tri deck Bush Hog mower  
There are no options so I didn't need you to call for any more info...

TDC-1500 Bush Hog  
List Price- \$37,100.00

**Selling price- \$27,500.00**

This includes the government discounts that Bush Hog offers.  
Lead time on this unit would be around two weeks.  
Thanks for the opportunity to bid this for you. Mike

--

Mike Rhodes - Sales

G&R Implement  
620-732-3245  
417 Douglas  
Durham, KS 67438

DRAFT

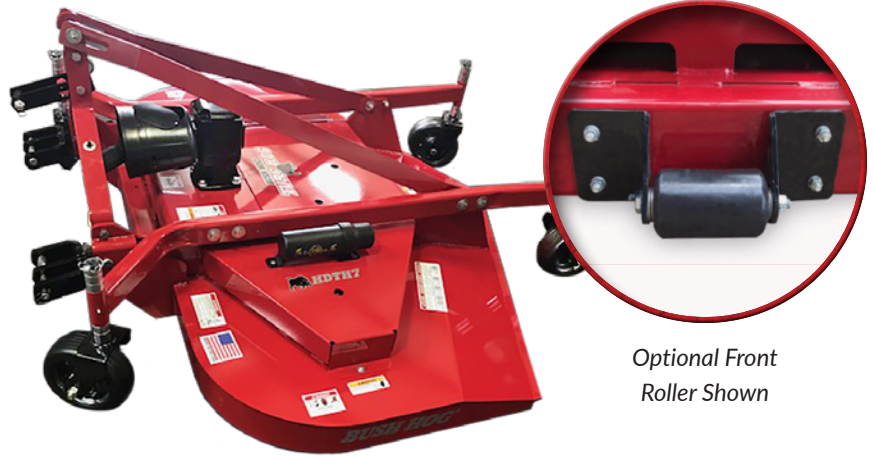
# FINISH MOWERS

**HDTH  
SERIES**

HDTH5 / HDTH6 / HDTH7 / HDTH8

## Bush Hog® HDTH "Turf Hog" Finish Mower

Turn your tractor into a lawn mowing machine with the new HDTH "Turf Hog" Finish Mowers from Bush Hog®. These new Finish Mowers deliver superior grass cutting performance for your well-kept lawn. With models ranging from 5' - 8', our HDTH Finish Mowers help you save time spent cutting your lawn, and more time enjoying it. Built Bush Hog® tough in Selma, AL, our new HDTH Finish Mowers are manufactured to the highest quality standards for durability and performance.



Optional Front Roller Shown

### Powerful but smooth even in the toughest grasses!

- 1 Year Limited Warranty with a 5 Year Gearbox Warranty
- 60 - 99 inch Cutting Widths
- Minimum Required HP of 15 - 35 to meet the needs of today's smaller, compact tractors
- Quick Hitch compatibility on all models allows for easier hook up
- Dual floating hitch points allow the mower to rise and fall with the contour of terrain
- Blade Tip Speeds over 18,200 feet per minute ensure a clean cut every time
- 1 ½" blade overlap eliminates streaking
- Cutting height adjustment is made with the pull of a pin, and ranges from 1 ½" to 6 ½"
- New dove-tail rear discharge design steadily slopes downward eliminating the need for any type of chain shielding, thereby reducing the possibility of clumping or thrown objects
- Durable 7 gauge steel decks
- Sideband depth increased to 5" to allow additional flow of cut material under deck reducing clipping size
- Greasing blade spindles and idlers is easy with openings in deck
- Adjustable Spring-Loaded Idlers maintain proper belt tension
- Axle arms are offset to reduce grass compaction and tire tracking
- Strong Aramid fiber belts reduce stretching
- Spring-style lynch pins prevent accidental snags keeping casters locked in place

### FINISH MOWER SPECIFICATIONS

MODELS:	HDTH5	HDTH6	HDTH7	HDTH8
Cutting Width	60"	72"	84"	99"
Cutting Height (1/2" increments)	1 ½" - 6 ½"			
Tractor HP Range	15-35 PTO	20-40 PTO	30-55 PTO	35-55 PTO
Hitch Type	Cat. 1 Std & QH		Cat. 1, Cat. 2 Std & QH	
Blade Size	1/4" x 2 ½" x 21"	1/4" x 2 ½" x 25"	5/16" x 2 ½" x 29"	1/4" x 2 ½" x 21"
Number of Blades	3			5
Blade Tip Speed	18,231 FPM	18,272 FPM	18,266 FPM	
Blade Overlap	1 ½"			
Blade Uplift	60"			
Driveline Size	ASAE Cat. 3			
Front Roller (optional)	3" x 5"			3" x 13"
Discharge	Rear			
Deck Thickness	7-Gauge Steel Plate			
Tires	3 ¼ x 10 Solid		4 x 10 Solid	5 x 13 Solid
Belts	(1) "B" Size Aramid Cord			(2) "B" Size Aramid Cord
Belt Adjustment	Spring-Loaded Idler			
Gearbox	45 HP		55 HP	
Approx. Weight	672 lb.	730 lb.	954 lb.	1190 lb.
Warranty	1-Year Limited Warranty with a 5-Year Limited Gearbox Warranty			

# TRI-DECK FINISH MOWERS

TDC  
SERIES

TDC-1200 / TDC-1500 / TDC-1700

## Bush Hog® TDC Tri-Deck Finishing Mower

The Bush Hog® TDC Series Tri-Deck Finishing Mower delivers a superior cut across large mowing zones and is ideal for residential and professional use. Built rugged to last, the TDC series offers you the dynamic control features necessary to achieve a fine cut over a variety of terrains. Mowing widths from 12' – 17' that make short work of large expanses are equally complemented by adjustable wings that flex and float over uneven ground for a finely groomed appearance.



### Durable Features & Reliable Design – For a Fine Finish Cut Acre After Acre

- 12-ft., 15-ft., 17-ft. Mowing Widths
- Adjustable Cutting Height: 1" – 5"
- Single Action Hydraulic Folding Wings
- Adjustable Telescoping Wings – Control Overlap
- Completely Independent Free Floating Decks
- High Blade Tip Speed with Precision Overlap
- Heavy Duty Transport Frame
- Stamped Steel Reinforced Wheel Arms
- Stamped Steel Wheel Yokes
- 8 Gauge Reinforced Decks
- Heavy Duty, One Piece, Steel Pulleys
- Heavy Duty Reinforced Belts

### TRI-DECK FINISH MOWER SPECIFICATIONS

MODELS:	TDC-1200	TDC-1500	TDC-1700
Cutting Width	12'	15'	17'
Cutting Height (1/4" Increments)	1" – 5"		
Tractor HP Range	25 – 80 PTO	30 – 80 PTO	35 – 80 PTO
Tractor PTO Speed	540		
Hitch Type	Cat. 1 & 2, Drawbar		
Front Hitch	Adjustable 6 Position		
Number of Blades Per Deck (Total)	3 (9)		
Blade Tip Speed	15,747 FPM	16,863 FPM	16,732 FPM
Center Deck Cutting Width (ft.)	5'	6'	
Wing Deck Cutting Width (ft.)	4'	5'	6'
Deck Overlap Adjustment (in.)	6"		
Degree of Cutting Attitude (Flex)	30° Up / 15° Down		
Deck Thickness	8-Gauge Steel Plate		
Splitter Gearbox HP	80 HP		
Mower Deck Gearbox HP	50 HP		
Deck Lift Cylinders (in.)	2.5" x 10" Single Acting		
Main Driveline	Cat. 6 Constant Velocity with Slip Clutch		
Hydraulics	3 - Single Action		
Transport Width (ft.)	7.6'	8.1'	8.3'
Transport Length (ft.)	11.9'	12.2'	12.2'
Transport Height (ft.)	6.2'	7.7'	8.7'
Overall Width (ft.)	12.2'	15.2'	17.2'
Max. Overall Length (ft.)	12.7'	13'	13'
Deflector Type	Rear Safety Chains Std.		
Transport Tires (2)	20.5 x 8 – 10 Highway Rated		
Total Weight (lb.)	2,742 lb.	2,874 lb.	2,995 lb.
Warranty	1-Year Limited Warranty		



# 2020 Chevrolet Silverado 1500 Regular Cab Pricing Report

Style: Work Truck Pickup 2D 8 ft

Mileage: 60,000

KBB.com Consumer Rating: 3.9/5

## Sell to Private Party

Private Party Range
<b>\$23,485 - \$25,596</b>
Private Party Value
<b>\$24,541</b>



Valid for ZIP code 67449 through 04/15/2024

# Your Configured Options

Our pre-selected options, based on typical equipment for this car.

✓ Options that you added while configuring this car.

## Exterior Color

✓ White

## Transmission

Automatic, 6-Spd HD  
w/Overdrive

## Engine

✓ V8, EcoTec3, 5.3 Liter

## Drivetrain

✓ 4WD

## Braking and Traction

ABS (4-Wheel)

Hill Start Assist

StabiliTrak

Traction Control

## Comfort and Convenience

Air Conditioning

✓ Cruise Control

✓ Keyless Entry

✓ Power Door Locks

✓ Power Tailgate Release

✓ Power Windows

## Wheels and Tires

✓ Alloy Wheels

## Entertainment and Instrumentation

AM/FM Stereo

Bluetooth Wireless

## Safety and Security

Backup Camera

Dual Air Bags

Head Curtain Air Bags

Side Air Bags

## Accessory Packages

✓ Convenience Pkg

## Lighting

Daytime Running Lights

## Cargo and Towing

Towing Pkg

## Steering

## Exterior





# THE CITY OF HERINGTON

P.O. Box 31 • 17 North Broadway • Herington, KS 67449

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Telephone: (785) 258-2271      FAX: (785) 258-3552

April 16, 2024

Robert North, Chief Counsel  
Kansas Department of Commerce  
1000 SW Jackson Street, Suite 100  
Topeka, KS 66612-1354

***SENT VIA U.S. MAIL***

**RE: REQUEST OF APPROVAL OF A KANSAS REINVESTMENT HOUSING INCENTIVE DISTRICT FOR HERINGTON, KS**

Dear Mr. North:

For years, the City of Herington, Kansas has been working on housing initiatives and programs to support local economic development. The continuing trend of slow to no growth in the new housing sector, including owner occupied and rental occupied units across the entire spectrum of housing, has contributed to a declining housing market in Herington.

The Reinvestment Housing Incentive District (“RHID”) Program provides an opportunity for the community and developers to minimize costs to the individual and open the market of new homes to a broader range of people. This application for a RHID designation is being requested by the City of Herington to assist in the development of housing for various projects in our community.

Please accept this document as our formal request for your consideration of our community’s need in housing and the City’s participation in the Kansas RHID Program offered through K.S.A. 12-5244.

Based on our findings in the attached Resolution No. ### which was recently adopted by our City Commission on April 16, 2024, the City has considered the attached Housing Needs Analysis (which was originally drafted by Dickinson County), and has determined that:

1. There is a shortage of quality housing of various price ranges in the City despite the best efforts of public and private housing developers.

2. The shortage of quality housing can be expected to persist and that additional financial incentives are necessary in order to encourage the private sector to construct or renovate housing in the City.
3. The shortage of quality housing is a substantial deterrent to future economic growth and development in the City.
4. The future economic wellbeing of the City depends on the Governing Body providing additional incentives for the construction or renovation of quality housing in the City.

Based on this Resolution, the City looks forward to a development projects under the RHID program to assist with our citizens' housing needs.

Finally, we wanted to highlight that the City of Herington was recently awarded Kansas Housing Resources Corporation's ("KHRC") Moderate Income Housing ("MIH") Grant and the Kansas Housing Investor Tax Credit ("KHITC"), which along with an RHID, the City is hopeful to address the four findings above.

If you have any questions or wish for additional information, please do not hesitate to contact me at your convenience.

Respectfully,

---

Thatcher Moddie, City Manager  
City of Herington, Kansas



**RESOLUTION NO. 2024-XX**

**A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AS TO THE NEED FOR HOUSING WITHIN THE CITY OF HERINGTON, KANSAS, AND SETTING FORTH THE LEGAL DESCRIPTION OF REAL PROPERTY PROPOSED TO BE DESIGNATED AS A REINVESTMENT HOUSING INCENTIVE DISTRICT WITHIN THE CITY**

**WHEREAS**, pursuant to K.S.A. 12-5241 *et seq.* as amended (the "Act"), authorizes any City incorporated in accordance with the laws of the state of Kansas (the "State") to designate a reinvestment housing incentive district within such City; and

**WHEREAS**, prior to such designation the governing body of such City, the City of Herington, Kansas Board of Commissioners ("Governing Body") shall conduct a housing needs analysis to determine what, if any, housing needs exist within its community; and

**WHEREAS**, after conducting such analysis, the Governing Body may adopt a resolution making certain findings regarding the establishment of a reinvestment housing incentive district and providing the legal description of property to be contained therein; and

**WHEREAS**, after publishing such resolution, the Governing Body of such City shall send a copy thereof to the Secretary of Commerce of the State (the "Secretary") requesting that the Secretary agree with the finding contained in such resolution; and

**WHEREAS**, if the Secretary agrees with such findings, such City may proceed with the establishment of a reinvestment housing incentive district within such City and adopt a plan for the development or redevelopment of housing and public facilities in the proposed district; and

**WHEREAS**, the City of Herington, Kansas (the "City") has an estimated population of 2,109 (2020 census) and therefore constitutes a City as said term is defined in the Act; and

**WHEREAS**, the Governing Body has performed and adopted a Housing Needs Analysis dated 2019 (the "Needs Analysis"), a copy of which is on file in the office of the City Clerk; and

**WHEREAS**, based on the Needs Analysis, the Governing Body proposes to commence proceedings necessary to create a Reinvestment Housing Incentive District, in accordance with the provisions of the Act.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF HERINGTON, KANSAS, AS FOLLOWS:**

**Section 1.** The Governing Body hereby adopts and incorporates by this reference as part of this Resolution the Needs Analysis, a copy of which is on file in the office of the City Clerk, and based on a review of said Needs Analysis makes the following findings and determinations.

**Section 2.** The Governing Body hereby finds and determines that there is a shortage of quality housing of various price ranges in the City despite the best efforts of public and private housing developers.

**Section 3.** The Governing Body hereby finds and determines that the shortage of quality housing can be expected to persist and that additional financial incentives are necessary in order to encourage the private sector to construct or renovate housing in the City.

**Section 4.** The Governing Body hereby finds and determines that the shortage of quality housing is a substantial deterrent to the future economic growth and development of the City.

**Section 5.** The Governing Body hereby finds and determines that the future economic wellbeing of the City depends on the Governing Body providing additional incentives for the construction or renovation of quality housing in the City.

**Section 6.** Based on the findings and determinations contained in Sections 2 through 5 of this Resolution, the Governing Body proposes to establish a Reinvestment Housing Incentive District pursuant to the Act, within boundaries of the real estate legally described in Exhibit A attached hereto, and shown on the maps depicting the existing parcels of land attached hereto as Exhibit B (the "District").

**Section 7.** The City Clerk is hereby directed to publish this Resolution one time in the official City newspaper, and to send a certified copy of this Resolution to the Secretary for the Secretary's review and approval.

**Section 8.** The Mayor, City Manager, City Clerk, and other City officials are hereby further authorized and directed to take such other actions as may be appropriate or desirable to accomplish the purposes of this Resolution.

**Section 9.** This Resolution shall take effect after its adoption and publication once in the official City newspaper.

Approved by the City Commission and signed by the Mayor on \_\_\_\_\_, 2024.

**CITY OF HERINGTON, KANSAS**

**(Seal)**

\_\_\_\_\_  
Eric Gares, Mayor

ATTEST:

\_\_\_\_\_  
Megan Lawrenz, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Brandon Kane, Attorney

**EXHIBIT A**

**LEGAL DESCRIPTION OF THE PROPOSED  
REINVESTMENT HOUSING INCENTIVE DISTRICT**

Legal:

Lots 1, 3, 4, 5, 6, 7, 10 and the South half of 11, Block 1, Logan Pointe Addition Unit 1, to the City of Herington, Dickinson County, Kansas

AND

Lots 1, 2, 3, 4, S, 6, 7, 8, 10, 12, 13, and 14, Block 2, Logan Pointe Addition Unit 1, to the City of Herington, Dickinson County, Kansas

AND

Lot Thirteen (13), Lot Twelve (12) and the North half of Lot Eleven (11 ), Block 1, Logan Pointe Addition Unit No.1 to the City of Herington, Dickinson County, Kansas.

EXHIBIT B

MAP OF THE PROPOSED RHID DISTRICT



## CITY OF HERINGTON SIDEWALK REPAIR PROGRAM

REVISED October 2020

The City of Herington's understanding of the importance of safety has developed this clean and simple "Sidewalk Repair Program" to give notice to property owners detailing State Law and City Ordinances that require property owners to maintain their property. A notice will be given by "Certified Mail" (returned) to the owners of the property where deficient sidewalks are discovered.

The City of Herington will make available a \$10,000 fund to be replenished yearly as needed for concrete used in sidewalk repair for local property owners. The City of Herington by and through the appointed employee shall review and pre-approve all plans for sidewalk repairs staying within the total \$10,000 per year spending fund. The City of Herington, shall upon receipt of the request, provide the cement to the resident or business

The following deficiencies shall be used as guidelines as to what constitutes the need for repair;

1. A sidewalk with  $\frac{3}{4}$ " or more offset between slabs/joints
2. A sidewalk that is severely cracked or spalling, or with pieces missing
3. A sidewalk that is cracked with unstable or rocking sections
4. A sidewalk that has a slope crossways of more than 1" in 12"
5. A sidewalk that has a horizontal separation due to cracking or between adjacent panels of walks or more than 1", which is a bicycle tire and high heel hazard
6. A sidewalk settlement that causes accumulation of water or ice
7. A sidewalk in good condition, but with a raised valve or utility box in the sidewalk protruding more than  $\frac{3}{4}$ "

All sidewalks will have a minimum of 4" 3500-pound concrete. Concrete material depth at driveways and handicap ramps shall be at a minimum depth of 6". New joints shall be pinned by a minimum of 3/8" steel rod to existing concrete to reduce the separation of levels.

Tools that may be needed to establish defective sidewalk and notification.

1. A digital camera
2. A can of white spray paint
3. A measurement device
4. A 4 foot or 6-foot long level
5. A three-ring notebook
6. Door hanger
7. Contract

Limitation to the program are as follow:

1. Residential properties will be limited to 75' of their sidewalk and 15' for sidewalks running from the main sidewalk to the street. The maximum program benefit cannot exceed \$550 per application.
2. Business properties will be limited to 50' of their sidewalk. The maximum program benefit cannot exceed \$800 per application
3. Applications for the "Sidewalk Repair Program" can only be accepted once per property owner or business every three years.