AGENDA
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
REGULAR MEETING
CITY HALL
MAY 16, 2016
7:00 PM

1. Call to Order & Pledge of Allegiance

2. Roll Call

- **A. Roll Call**

3. Ceremonial Matters

- **A. A Proclamation Designating the Week of May 15-21, 2016 as Emergency Medical Services Week**
- **B. Reappointments of Vince Farr to the Board of Building & Engineering Appeals and Bill Woods and Julie Cooper to the Historic Preservation Commission.**

4. Public Participation

5. Approval of Minutes

- **A. Board of Aldermen - Special Meeting - Apr 6, 2016 6:00 PM**
- **B. Board of Aldermen - Special Meeting - Apr 7, 2016 6:00 PM**
- **C. Board of Aldermen - Special Meeting - Apr 25, 2016 4:00 PM**
- **D. Board of Aldermen - Special Meeting - Apr 28, 2016 4:00 PM**
- **E. Board of Aldermen - Regular Meeting - May 2, 2016 7:00 PM**

6. Agenda Items

- **A. A Request by Hayden Gamblin to Keep Chickens at 2104 Thunderbird Drive**
- **B. Special Event Permit: Junk in the Trunk, 2016**
- **C. Special Event Permit: Farmer's Market 2016**
- **D. Special Event Permit: Roll'in Hearts Motorcycle Ride Fundraiser, June 11, 2016**

E. Council Bill 033: A Resolution Authorizing the City Administrator to Enter Into the Attached Agreement with Clayton Holdings, LLC, an Equity Subsidiary of Commerce Bank, to Finance $845,850 for a Period of Five Years to Make Emergency Repairs to the City Wastewater Treatment Plant Digester Basin Floor.

F. Council Bill 034: A Resolution Authorizing and Directing the City Administrator to Include and Execute Amendment #4 to the Burns and McDonnell Agreement

7. Aldermen and Committee Reports

8. Report from the City Administrator

9. Report from the Mayor

10. Questions from the Media

11. Adjourn to Executive Session - Legal Matters (RSMO 610.021 (1))

12. Adjourn From Regular Session

Posted on City Hall Bulletin Board this 12th day of May 2016

____

Kim Hubbard, City Clerk

The Board of Aldermen meeting is an open meeting but is not a meeting of the public. There is a place on the agenda for comments of citizens under PUBLIC PARTICIPATION. Our rule is that comments by any individual or group shall not exceed (4) minutes. The Board of Aldermen request that concerns be initially addressed at the appropriate action level before coming to the Board of Alderman

City of Harrisonville est. 1836

STAFF REPORT

TO: **Board of Aldermen**

FROM: **Larry Francis, Director**

DATE: **May 3, 2016**

SUBJECT: **EMS Week Proclamation**

Type of Item: *Proclamation*

May 16 through the 21st has been designated as National EMS Week. This year's theme is EMS Strong: Called to Care. This is the time to recognize the dedicated men and women of EMS and those of Harrisonville Emergency Services for their service to care for the sick and injured of our community.

Fire and EMS is a calling, for it takes a special person to deal with the things we have to see, hear, and the compassion it takes to care for the families as well as the sick or injured. Our staff is truly dedicated to serve our community.

This proclamation will honor those that serve our community.

A. Action Item (ID # 2186)

A Proclamation Designating the Week of May 15-21, 2016 as Emergency Medical Services Week

Attachments:

EMS Week (PDF)

City of Harrisonville est. 1836

Emergency Medical Services Week
May 15-21, 2016

WHEREAS, Emergency Medical Services is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, emergency medical services has grown to fill a gap by providing important, out of hospital care, including preventative medicine, follow-up care, and access to telemedicine; and

WHEREAS, the emergency medical services system consists of first responders, emergency medical technicians, paramedics, emergency medical dispatchers, firefighters, police officers, educators, administrators, pre-hospital nurses, emergency nurses, emergency physicians, trained members of the public, and other out of hospital medical care providers; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; now

THEREFORE, *I, Brian Hasek, Mayor of the City of Harrisonville, Missouri, in recognition of this event do hereby proclaim the week of May 15-21, 2016, as*

EMERGENCY MEDICAL SERVICES WEEK

With the theme, ***EMS Strong: Called to Care,*** I encourage the residents of Harrisonville to recognize and remember those who selfishly serve, protect and care for those within our community.

Brian Hasek, Mayor
City of Harrisonville

City of Harrisonville est. 1836

DRAFT

MINUTES
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
SPECIAL MEETING
COMMUNITY CENTER
APRIL 6, 2016
6:00 PM

1. Call to Order

The meeting was called to order at 6:00 PM by Mayor Brian Hasek

2. Roll Call

Attendee Name	Title	Status	Arrived
Judy Bowman	Board Member	Present	
Clint Long	Board Member	Present	
Josh Stafford	Board Member	Present	
David Dickerson	Board Member	Present	
Ivan Stull	Board Member	Present	
Marcia Milner	Board Member	Present	
Morris Coburn	Board Member	Absent	
Stacey Dahlman	Board Member	Absent	
Brian Hasek	Mayor	Present	

Others Present: Interim City Administrator Mike Tholen, City Clerk Kim Hubbard and Recruiter Marla Flentje.

3. Adjourn to Executive Session

Alderman Milner moved to adjourn to Executive Session for the purpose of Section 610.021 (3), personnel matters. Alderman Bowman seconded the motion which was approved with the following roll call vote:

Ayes: Aldermen Bowman, Milner, Stull, Stafford, Long and Dickerson

Nays: None

Abstain: None

Absent: Aldermen Dahlman and Coburn

Publish

The Board adjourned to Executive Session at 6:03 PM

The Board reconvened to regular session at 8:44 PM

4. Adjourn From Regular Session

Alderman Dickerson moved to adjourn the meeting. Alderman Milner seconded the motion and it was approved by a voice vote. Meeting adjourned at 8:44 PM.

Brian Hasek, Mayor & Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

Kim Hubbard, City Clerk

City of Harrisonville est. 1836

DRAFT

MINUTES
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
SPECIAL MEETING
COMMUNITY CENTER
APRIL 7, 2016
6:00 PM

1. Call to Order

The meeting was called to order at 6:06 PM by Mayor Brian Hasek

2. Roll Call

Attendee Name	Title	Status	Arrived
Judy Bowman	Board Member	Present	
Clint Long	Board Member	Present	
Josh Stafford	Board Member	Present	
David Dickerson	Board Member	Late	6:17 PM
Ivan Stull	Board Member	Present	
Marcia Milner	Board Member	Present	
Morris Coburn	Board Member	Absent	
Stacey Dahlman	Board Member	Absent	
Brian Hasek	Mayor	Present	

Others Present: Interim City Administrator Mike Tholen, City Clerk Kim Hubbard and Marl Flenjte (recruiter with Austin Peters) via google hangouts.

3. Adjourn to Executive Session

Alderman Milner moved to adjourn to Executive Session for the purpose of Section 610.021 (3), personnel matters. Alderman Stafford seconded the motion which was approved with the following roll call vote:

Ayes: Aldermen Bowman, Milner, Stull, Stafford and Long.

Nays: None

Abstain: None

Absent: Aldermen Dahlman,Coburn and Dickerson (arrived at 6:17pm)

Publish

The Board adjourned to Executive Session at 6:08 PM

The Board reconvened to regular session at 8:53 PM

4. Adjourn From Regular Session

Alderman Stafford made the motion to adjourn the meeting. Alderman Milner seconded the motion and it was approved by a voice vote. The meeting adjourned at 8:53 PM.

____
Brian Hasek, Mayor & Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

____
Kim Hubbard, City Clerk

DRAFT

MINUTES
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
SPECIAL MEETING
PARKS OFFICE
APRIL 25, 2016
4:00 PM

1. Call to Order

The meeting was called to order at 4:16 PM by Mayor Brian Hasek

2. Roll Call

Attendee Name	Title	Status	Arrived
Judy Bowman	Board Member	Present	
Clint Long	Board Member	Present	
Josh Stafford	Board Member	Present	
David Dickerson	Board Member	Late	4:43 PM
Matt Turner	Board Member	Present	
Marcia Milner	Board Member	Late	4:26 PM
Judy Reece	Board Member	Late	4:28 PM
Brad Bockelman	Board Member	Present	
Brian Hasek	Mayor	Present	

Others in attendance: Interim Mike Tholen, City Clerk Kim Hubbard and Marla Flenjte, Austin Peters Group.

3. Adjourn to Executive Session

Alderman Stafford moved to adjourn to Executive Session for the purpose of Section 610.021 (3), personnel. Alderman Long seconded the motion which was approved with the following roll call vote:

Ayes: Aldermen Bowman, Long, Stafford, Turner, and Bockelman

Nays: None

Absent: Aldermen Dickerson, Milner and Reece

The Board adjourned to Executive Session at 4:16 PM

Publish

The Board reconvened to regular session at 6:26 PM

4. Adjourn From Regular Session

Alderman Long made the motion to adjourn from the meeting. Alderman Dickerson seconded and it was approved by a voice vote. The meeting adjourned at 6:26 PM.

____
Brian Hasek, Mayor & Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

____
Kim Hubbard, City Clerk

City of Harrisonville est. 1836

DRAFT

MINUTES
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
SPECIAL MEETING
PARKS OFFICE
APRIL 28, 2016
4:00 PM

1. Call to Order

The meeting was called to order at 4:22 PM by Mayor Brian Hasek

2. Roll Call

Attendee Name	Organization	Title	Status	Arrived	Departed
Judy Bowman	Harrisonville	Board Member	Present		
Clint Long	Harrisonville	Board Member	Present		6:12 PM
Josh Stafford	Harrisonville	Board Member	Present		
David Dickerson	Harrisonville	Board Member	Late	4:38 PM	
Matt Turner	Harrisonville	Board Member	Present		
Marcia Milner	Harrisonville	Board Member	Late	4:32 PM	
Judy Reece	Harrisonville	Board Member	Late	4:23 PM	
Brad Bockelman	Harrisonville	Board Member	Present		5:17 PM
Brian Hasek	Harrisonville	Mayor	Present		

Others attending: Interim Mike Tholen, City Clerk Kim Hubbard and Marla Flenjte, Austin Peters Group.

3. Adjourn to Executive Session

Alderman Turner moved to adjourn to Executive Session for the purpose of Section 610.021 (3), personnel. Alderman Long seconded the motion which was approved with the following roll call vote:

Ayes: Aldermen Bowman, Bockelman, Reece, Long, Stafford and Turner.

Nays: None

Absent: Aldermen Milner and Dickerson

The Board adjourned to Executive Session at 4:23 PM

Publish

The Board reconvened to regular session at 6:3 PM

4. Adjourn From Regular Session

Alderman Dickerson made the motion to adjourn from the meeting. Alderman Reece seconded the motion and it was approved by a voice vote. The meeting adjourned at 6:43 PM

Brian Hasek, Mayor & Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

Kim Hubbard, City Clerk

DRAFT

MINUTES
CITY OF HARRISONVILLE
BOARD OF ALDERMEN
REGULAR MEETING
CITY HALL
MAY 2, 2016
7:00 PM

1. Call to Order & Pledge of Allegiance

2. Roll Call

Attendee Name	Organization	Title	Status	Arrived
Judy Bowman	Harrisonville	Board Member	Present	
Clint Long	Harrisonville	Board Member	Present	
Josh Stafford	Harrisonville	Board Member	Absent	
David Dickerson	Harrisonville	Board Member	Present	
Matt Turner	Harrisonville	Board Member	Present	
Marcia Milner	Harrisonville	Board Member	Present	
Judy Reece	Harrisonville	Board Member	Present	
Brad Bockelman	Harrisonville	Board Member	Present	
Brian Hasek	Harrisonville	Mayor	Present	

Others Present: Interim City Administrator Mike Tholen, City Attorney Steve Mauer, Finance Director Marcella McCoy, Community Development Director Rick DeLuca, Police Chief John Hofer, City Clerk Kim Hubbard, Public Information Officer Sheryl Stanley, Public Works Director Jerry Gibbs and Assistant Public Works Director Eric Patterson.

3. Ceremonial Matters

A. National Police Week

Mayor Hasek read the proclamation recognizing National Police Week and the following were in attendance: Officers Paul White, Clarence Newson, John Gallagher, Ryan Roberts, Matthew McCulloh, Sergeant Michael Arbuckle and Lieutenant Mike Prindle.

4. Public Participation

John Foster, 2619 Duncan Circle, addressed the Mayor and Board regarding capacity investment recovery fees/impact fees and that he felt this was double taxation and requested a work session at the next meeting.

5. Approval of Minutes

A. Board of Aldermen - Regular Meeting - Apr 18, 2016 7:00 PM

Minutes were approved.

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Marcia Milner, Board Member
SECONDER:	David Dickerson, Board Member
AYES:	Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman
ABSENT:	Josh Stafford

6. Agenda Items

A. HMS Physical Education Dept.—5K Walk/Run Event

Chief Hofer reported this event was a fundraiser, there were two routes included in the board packet and once the event was closer a decision would be made on the route which would depend on the progress of the Mechanic Street Project. Staff recommended approval.

The event permit was approved.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Judy Bowman, Board Member
SECONDER:	Matt Turner, Board Member
AYES:	Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman
ABSENT:	Josh Stafford

B. Fiscal Year 2015 Audit Presentation

Kim Pearson, Dana F. Cole & Company, reviewed the summary of the 2015 financial audit report. There were no questions.

C. Former Power & Water Building

Mr. Gibbs updated the board that the building has been cleaned out, secured and a sump pump has been installed. Mr. Gibbs reported that the preparation of the 2017 budget would be a good time to set aside money to demo the building if that was the board's desire. There was discussion on leasing the building and Mayor Hasek stated that he did not see the city budgeting money for the building at this time and that he would like to see the building utilized some way.

D. A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A CONTRACT WITH NORTHSTAR TECHNOLOGIES, LLC TO PROVIDE MUNICIPAL ENGINEERING SERVICES AT A RATE NOT TO EXCEED $100 PER HOUR AND A MAXIMUM OF 500 HOURS PER YEAR

City Attorney Mauer read Council Bill 031 by title only. Mr. Patterson reviewed the proposed contract with Northstar Technologies and reported that Mr. Martin has worked for the city for the last 12 years and has not increased his contract amount. Council Bill 031 became Resolution 017.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	David Dickerson, Board Member
SECONDER:	Clint Long, Board Member
AYES:	Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman
ABSENT:	Josh Stafford

E. A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A FUNDING AGREEMENT BETWEEN THE CITY OF HARRISONVILLE, MISSOURI AND HARRISONVILLE SENIOR CARE CENTER, LLC, A MISSOURI COMPANY.

City Attorney Mauer read Council Bill 032 by title only. Mr. DeLuca reviewed the agreement. Discussion took place that clarified that this agreement would not bind the city to approving the requested 353 development agreement but it would bind Harrisonville Senior Care Center LLC to provide funding to the city to cover the city's cost to have legal council and a financial advisor review the requested 353 agreement and confirm if it would be beneficial for the city. Council Bill 032 became Resolution 018.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Marcia Milner, Board Member
SECONDER:	Judy Bowman, Board Member
AYES:	Bowman, Long, Dickerson, Turner, Milner, Reece, Bockelman
ABSENT:	Josh Stafford

7. Aldermen and Committee Reports

Alderman Bowman expressed her appreciation for recognizing the law enforcement officers, reported that the police department collected 177 pounds of prescriptions during this past Saturday drug take back event and that this event is held twice a year. Alderman Bowman extended an invitation to everyone to attend the next town hall and that Alderman Reece would be co-hosting.

Alderman Reece stated she was looking forward to the town hall meetings and emphasized the importance.

Alderman Milner expressed her appreciation to the police department for officers coming out to unlock a car and electric department who checked out some wires that were hanging down.

Alderman Long commented on the recognition of the law enforcement officers.

Alderman Turner reported on an event he participated in over the weekend and the law enforcement banquet that he attended.

8. Report from the City Administrator

Mr. Tholen gave an update on the 291 highway project, asked the board if they would like to have the first meeting in July on Tuesday the 5th since Monday was a holiday and the consensus was to plan the meeting for July 5th. Mr. Tholen reported that staff would work on scheduling work shops to review policies and projects for the newly elected board members.

9. Report from the Mayor

Mayor Hasek stated Jay Schick inquired if the board would like to see a ribbon cutting for the completion of the highway 291 project and the board agreed that they thought it would be a good idea. Mayor Hasek announced that the grand opening for the new Casey's was scheduled for Friday and Saturday, May 6 & 7, that the city wide garage sale was scheduled for this weekend also and after that the city wide clean up. There was a question regarding the business that was going into the old Dough Boys building and Obie Carl stated that it was a pizza business that was connected to the Original Pizza business. Mr. Hasek recognized Mr. Foster's points that he made during public participation.

10. Questions from the Media

Media was not present.

11. Adjourn to Executive Session: Personnel Matters (RSMO 610.021 (3))

Alderman Dickerson moved to adjourn to Executive Session for the purpose of Section 610.021 (3), personnel. Alderman Milner seconded the motion which was approved with the following roll call vote:

Ayes: Aldermen Bowman, Bockelman, Reece, Milner, Dickerson, Long and Turner

Nays: None

Absent: Alderman Stafford

The Board adjourned to Executive Session at 7:52 PM

The Board reconvened to regular session at 9:06 PM

12. Adjourn from Regular Session

Alderman Dickerson made the motion to adjourn from the meeting. Alderman Long seconded the motion and it was approved by a voice vote. The meeting adjourned at 9:06 PM.

Brian Hasek, Mayor & Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

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Kim Hubbard, City Clerk

City of Harrisonville est. 1836

STAFF REPORT

TO: **Board of Aldermen**

FROM: **Kim Hubbard, City Clerk**

DATE: **May 10, 2016**

SUBJECT: **Chicken Permit Request**

<u>Type of Item:</u> *Approval*

Hayden Gamblin, 2104 Thunderbird Drive has requested approval from the board to keep four (4) laying hens and will house them in a portable chicken coop in his back yard. Mr. Gamblin has provided letters from his neighbors that they are okay with the chickens being kept. Mr. Gamblin plans on attending the May 20 meeting.

A. Action Item (ID # 2198)

A Request by Hayden Gamblin to Keep Chickens at 2104 Thunderbird Drive

Attachments:

Hayden Gamblin chicken request (PDF)

My name is Hayden Gamblin. I am a FFA member looking to raise 4 laying Hens and house them in a portable chicken coop in my back yard. I am aspiring to do this because in the FFA we have to do an SAE project (Supervised Agricultur experiance) a four yearlong process in order to practice record keeping and making more money than we spend. I will be selling my eggs to freinds and neighbors. I would also like to ask if I can grow and possibly add more chickens and coops over the years

Hayden Turney
(legally still Gamblin)
2104 thunderbird Dr.

5-9-16

To whom in may concern

My name is Jim Gray, I live next door from Hayden and he has ask my permission to have chickens at his residence I give that permission

Sandy & Jim Gray
2200 Thunderbird DR.
Harrisonville mo 64701

Dear board of aldermen,

My name is Josh Sites, I live at 2102 thunderbird drive, ~~And~~ and I'm okay with Hayd... keeping and raising chickens next door.

Sincerely,
Josh Sites

City of Harrisonville est. 1836

STAFF REPORT

TO: **Board of Aldermen**

FROM: **John Hofer, Director**

DATE: **May 9, 2016**

SUBJECT: **Implementation Committee - Junk in the Trunk**

Type of Item: *Approval*

Issue: The Harrisonville Implementation Committee has requested permission to host the monthly flea market / "Junk in the Trunk" event on the historic Harrisonville square on the second Saturday of the month between the months of May and October. The event will run from 4:00 pm through 7:00 pm each of the requested nights.

Background: This is the 7th year for this event on the Harrisonville square. The applicant is anticipating a crowd size of approximately 200.

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The applicant is proposing blocking the square to vehicular traffic other than the vendors on the North and West sides. As the event grows additional sides of the square may eventually be closed starting with the East side and lastly the South side. I do have reservations closing the south side as that requires closing Independence Street at Mechanic Street. The vendors will open their trunks for the sale of items similar to that of a rummage sale. In speaking with the applicant there are no requested City services other than the use of the square area and required street blockage material. As in years past these materials will be dropped off by the Street Dept. on Friday, set-up and taken down will be the responsibility of the applicant. These items will then be retrieved by the Street Dept. on Monday. Therefore, there is no cost for City services for this event. Again this year the applicant has asked that the City provide the necessary required insurance for the event. The City Clerk is working on this request.

Recommendation: We have not received any complaints or concerns with the previous events and to help promote and revitalize the historic Harrisonville square area, staff recommends approval for this event. In recognition of the Board's time, we ask that the approval be extended annually with the Police Chief's consent so long as the scope and conditions of the event remain consistent one year to the next, we have done this in the past. If you have any questions or concerns regarding this event please feel free to contact me.

B. Action Item (ID # 2195)

Special Event Permit: Junk in the Trunk, 2016

Attachments:

Junk-Trunk App 2016 (PDF)

SPECIAL EVENTS APPLICATION

A. FILING PERIOD: An application for an event permit shall be filed not less than seven (7) days prior to the meeting of the Board of Alderman at time applicant desires the issuance of a permit. Applicant must realize that, dependent upon the nature of the event and the scope of services being required of the City, the Board of Alderman may require additional time to review the permit application.

B. CONTENTS: The application for an event permit shall set forth the following information.

1. Organization: Junk in the Trunk
2. Name of Applicant: Obie Carl - Implementation Comm

   Address:

   Phone: Cell: 816-797-1480
3. Purpose of Event: flea market
4. Proposed date(s) and time(s) of Event: 2016 - May 14, June 11, July 9, Aug. 13, Sept. 10, Oct. 8
5. Location(s) where event will be held: On Pearl, Independence, Wall and Lexington, surrounding the Courthouse
6. Anticipated crowd size: 200
7. City services requested: (Please check all that apply) Provide detailed letter for these requests.

   ☐ Electricity ☐ Police Protection ☑ Traffic Control ☐ Ambulance Standby

   ☑ Cones ☑ Barricades ☑ Street or parking lot clean up
8. Any additional information:

APPROVED this ____ day of __________, 20 ___.

Chief of Police

City Clerk

City of Harrisonville est. 1836

STAFF REPORT

TO: Board of Aldermen

FROM: John Hofer, Director

DATE: May 9, 2016

SUBJECT: Implementation Committee - Farmer's Market

Type of Item: *Approval*

Issue: The Harrisonville Implementation Committee has requested permission to host a weekly "Farmer's Market" on the historic Harrisonville square each Saturday from June through October. The requested event will run from 7:30 am through 11:30 am each day.

Background: This is the fourth year for the event on the Harrisonville square. Last year's events were very well received and the applicant is anticipating a crowd size of approximately 150 each week.

Again this year the applicant is requesting to set-up on the inside of the square with patron parking on the outside of the square. With that being said all necessary tables will need to set-up within the parking space adjacent to the vendor's parked vehicle. We would request that no vendors be placed on the South end of the square unless the entire square is blocked to vehicular traffic. We will monitor this event on a weekly basis and block the square as needed. If needed, the square will be blocked in similar fashion to the way the square is blocked for the junk-in-the-trunk events. Therefore, there is no cost for City services for this event. The applicant has asked that the City provide the necessary required insurance for the event. The City Clerk is working on this request.

Recommendation: We received very few complaints or concerns with this event last year and to help promote and revitalize the historic Harrisonville square area, staff recommends approval for this event. In recognition of the Board's busy agenda, we ask that the approval be extended annually with the Police Chief's consent so long as the scope and conditions of the event remain consistent one year to the next. We have done this in year's past. If you have any questions or concerns regarding this event please feel free to contact me.

C. Action Item (ID # 2194)

Special Event Permit: Farmer's Market 2016

Attachments:

Farmer's Market App 2016 (PDF)

SPECIAL EVENTS APPLICATION

A. FILING PERIOD: An application for an event permit shall be filed not less than seven (7) days prior to the meeting of the Board of Alderman at time applicant desires the issuance of a permit. Applicant must realize that, dependent upon the nature of the event and the scope of services being required of the City, the Board of Aldermian may require additional time to review the permit application.

B. CONTENTS: The application for an event permit shall set forth the following information.

1. Organization: Farmers Market

2. Name of Applicant: Obie Carl - Implementation Comm

   Address: ____

   Phone: ____ Cell: 816-797-1480

3. Purpose of Event: to sell fresh produce + foods

4. Proposed date(s) and time(s) of Event: Saturdays, 7-11:30 a.m. June 4 - Oct. 1, 2016

5. Location(s) where event will be held: same as last yr.

6. Anticipated crowd size: 150 / wkly

7. City services requested: (Please check all that apply) Provide detailed letter for these requests.

   - [ ] Electricity
   - [ ] Police Protection
   - [x] Traffic Control
   - [ ] Ambulance Standby
   - [x] Cones
   - [x] Barricades
   - [x] Street or parking lot clean up

8. Any additional information: ____

APPROVED this ____ day of ____ , 20 ____ .

____
Chief of Police

____
City Clerk

STAFF REPORT

TO: **Board of Aldermen**

FROM: **John Hofer, Director**

DATE: **May 11, 2016**

SUBJECT: **Roll'in Hearts Event Permit**

Type of Item: *Approval*

I have reviewed the information submitted in the application for the Roll'in Hearts motorcycle ride fundraiser scheduled for June 11, 2016. The applicant anticipates upwards of 200 motorcycles participating in the event and should be coming into Harrisonville on Highway 2 sometime between 3:00 pm and 4:00 pm. The applicant has requested an escort from the East City limits to the Red Zone Bar and Grill on Commercial Street. This will be accommodated (time permitting) by on-duty personnel or the VIPS. We have assisted with many similar events in the past with few complaints or concerns. There is no cost for the city services that have been requested and staff recommends approval for this event.

D. Action Item (ID # 2199)

Special Event Permit: Roll'in Hearts Motorcycle Ride Fundraiser, June 11, 2016

Attachments:

Roll'in Hearts App (PDF)

SPECIAL EVENTS APPLICATION

A. FILING PERIOD: An application for an event permit shall be filed not less than seven (7) days prior to the meeting of the Board of Alderman at time applicant desires the issuance of a permit. Applicant must realize that, dependent upon the nature of the event and the scope of services being required of the City, the Board of Alderman may require additional time to review the permit application.

B. CONTENTS: The application for an event permit shall set forth the following information.

1. Organization: ROLL'IN HEARTS

2. Name of Applicant: Derric Hammond

   Address: 23400 Cottage Lane Harrisonville, MO

   Phone: 816-258-0336 Cell: 816-258-0336 / 816-724-754

3. Purpose of Event: Help children with cancer

4. Proposed date(s) and time(s) of Event: June 11, 2016

   Leaving Twin Peaks at 11:30am

5. Location(s) where event will be held: Starting in Independence at Twin Peaks ending at Redzone Sports bar in Harrisonville MO

6. Anticipated crowd size: ________

7. City services requested: (Please check all that apply) Provide detailed letter for these requests.

   ☐ Electricity ☐ Police Protection ☒ Traffic Control ☐ Ambulance Standby

   ☐ Cones ☐ Barricades ☐ Street or parking lot clean up

8. Any additional information: Police esscort on our way in town to Redzone

APPROVED this ____ day of ________, 20 ___.

____
Chief of Police

____
City Clerk

Attachment: Roll'in Hearts App (2199 : Roll'in Hearts Event Permit)

City of Harrisonville est. 1836

STAFF REPORT

TO: Board of Aldermen

FROM: Marcella McCoy, Supervisor

DATE: May 10, 2016

SUBJECT: Commerce Lease Purchase for Digester Repairs

Type of Item: *Agreement*

INTRODUCTION

The purpose of this memo is to recommend the City enter into a five-year lease to pay the digester at the waste water treatment plant. The Board of Alderman approved the contract for repair in an amount of $845,850. Recommendation is to enter into a short term lease for this project with the idea of early payoff after the bid award and receipt of reimbursement of engineer/design costs for the water treatment plant.

DISCUSSION

The repair contract for the digester at the waste water treatment plant was approved for $845,850 at the April 18th Board of Aldermen meeting. At that time, presentation was made recommending entering into a lease agreement to provide funding for the repair. I have spoken with Missouri Public Utility Alliance (MPUA), Todd Goffoy, Financial Advisor with PiperJaffray and Commerce Bank about short term financing options. Commerce has proposed the best lease option at the lowest cost. I have included the proposal provided that outlines the costs for a ten-year and five-year term. The five-year term is at a lower interest rate of 2.15% compared to the ten-year term at 2.35%.

Recommendation is to enter into a five-year lease with Commerce Bank at a rate of 2.15% with the first semi-annual payment of $89,666.28 due 6 months after closing.

The City has been provided low cost financing for many sewer projects through the Missouri Department of Natural Resources (DNR). We are currently completing steps for DNR to provide low cost financing for the water plant project. When DNR reviews the City requests, they look at the services individually to make sure the service providing enough resource to fund the project and meet the debt payment. DNR just completed review of the City water rates and accepted the rate proposal the Board of Alderman set for the remainder of 2016. The sewer rates have not changed. So when you look at the water revenue compared to water expenses, there is sufficient funding for debt payments. However, when you look at sewer revenue compared to the existing expense and debt payments, sewer revenue is not sufficient. This can be a concern if the funds were separated and expected to stand alone. The City has combined the services as a system and financial record is recorded into one fund, the CWSS Fund.

I think is helpful to know exactly how the fund works and how each service supports the other. Additionally, the adopted budget reflects changes in the both the water and sewer rates. As stated earlier, the sewer rates have not changed and the change in the water rate is not what was approved in the adopted budget. The tables presented on the following page outlines each individual service with current operating projections for 2016 based on rates adopted and then summary of the combined Fund.

The 2016 budget projection for Water Services and Sewer Services separated is as follows:

Water Sales Metered	$ 2,799,510	Sewer Service Charges	$ 1,825,000
Lake Harrisonville Permits	5,500		
Water Tap Fees	1,250	Sewer Tap Fees	1,250
Water Connection Fees	2,325	Sewer Connection Fees	4,125
Miscellaneous	2,500	Sewer Hauled Waste Income	30,000
Water Tower Lease	53,880	Miscellaneous	2,500
Interest Income	30,000	Interest Income	30,000
Total Revenue	$ 2,894,965	Total Revenue	$ 1,892,875
Administration	$ 577,582	Administration	$ 385,054
Water Plant	649,384	Debt Service	1,175,000
Distribution	739,398	Wasterwater Treatment	729,275
		Add'l Lease Payment	89,666
Total Expenses	$ 1,966,364	Total Expenses	$ 2,378,995
Total Income/Loss	$ 928,601	Total Income/Loss	$ (486,120)

The 2016 budget summary for CWSS Fund is as follows:

Operating Revenue $4,787,840   Operating Expenses
$4,345,359   Revenue over Expense $442,481

Based on the projected budget for 2016 there is sufficient income to cover the annual lease payment. I have attached the updated Budget Summary sheet for Fiscal Year 2016. This update is projected with the recent change in the water rates and no change in the sewer rates. There were no changes to the expenses or the cash flow reserve percentage.

ACTION REQUESTED/RECOMMENDATION

Request Board of Aldermen to authorize execution of the lease document as outlined in the attached proposal using the 5-year term at 2.15% and a semi-annual payment of $89,666.28.

Council Bill No. 033

Resolution No.

A Resolution Authorizing the City Administrator to Enter Into the Attached Agreement with Clayton Holdings, LLC, an Equity Subsidiary of Commerce Bank, to Finance $845,850 for a Period of Five Years to Make Emergency Repairs to the City Wastewater Treatment Plant Digester Basin Floor.

Whereas, the City of Harrisonville must make emergency repairs to the wastewater treatment plant digester basin floor, and

Whereas, the cost of such repairs will be $845,850, and

Whereas, the City can obtain financing in this amount through Clayton Holdings, LLC, a subsidiary of Commerce Bank,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF HARRISONVILLE, MISSOURI, AS FOLLOWS:

Section 1: That the City Administrator is hereby authorized and directed to enter into an agreement with Clayton Holdings, LLC, an equity subsidiary of Commerce Bank, to finance $845,850 for a period of five years to make emergency repairs to the City Wastewater Treatment Plant digester basin floor.

Section 2: That this resolution is shall become effective immediately upon its passage and approval.

PASSED AND RESOLVED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Harrisonville, Missouri, this 16th day of May 2016.

____

Brian Hasek, Mayor and Ex-Officio
Chairman of the Board of Aldermen

ATTEST:

Kim Hubbard, City Clerk

WITNESS my hand and seal this 16th day of May 2016

Clayton Holdings, LLC

8000 Forsyth Boulevard
St. Louis, Missouri 63105-1797
(314) 746-3678

04/20/16

City of Harrisonville, MO
Marcella McCoy
Director of Finance

Dear Ms. McCoy:

On behalf of Clayton Holdings, LLC, we would like to offer the following lease-purchase proposal for your consideration:

This proposal is provided with the understanding that neither the terms nor their substance shall constitute a definitive agreement or an exhaustive statement of all terms and conditions which may ultimately be included in a transaction among Lessee and Lessor. Please note that Clayton Holdings, LLC has not obtained final credit approval for the proposed financing; rather, this term sheet is intended to set forth the terms and conditions under which Clayton Holdings, LLC would recommend approval. Accordingly, this letter does not constitute a commitment by Clayton Holdings, LLC to provide financing, and notwithstanding any discussions we may have, Clayton Holdings, LLC shall not have any commitment or other obligation hereunder unless and until a commitment letter is executed.

The following are the terms under which Clayton Holdings, LLC believes credit approval would be likely:

Type of Financing:	Tax-Exempt, Lease-Purchase Agreement ("Lease"). Private Placement, Non-Certificated, Real Property Financing.
Lessor:	Clayton Holdings, LLC – An equity subsidiary of Commerce Bank
Lessee:	City of Harrisonville, MO
Use of Proceeds:	Real property – Construction/Repair of Digestor
Total Finance Amount:	$845,850.00
Commencement Date:	On or before 06/01/16
Base Term:	Option 1- 5 Years Option 2- 10 years
Interest Rate:	Option 1- 2.15%, rate locked until 05/21/16 Option 2- 2.35%, rate locked until 05/21/16
Payment Amount:	Option 1- $ 89,666.28 (10 payments, first due 6 months after closing.) Option 2- $ 47.703.18 (20 payments, first due 6 months after closing.)
Payment Frequency:	Semiannual/Arrears **The first payment is due 6 months after closing.*

Interest Rate Adjustment:	The above quoted interest rate is based on a spread over the Five (5) year or Ten year (10) Interest Rate Swap as quoted in the Federal Reserve Statistical Release H.15 (the “Index”). For Purposes of this proposal, the Five (5) year interest rate swap as of 04/20/16 is 1.21%, the Ten (10) year interest rate swap as of 04/20/16 is 1.64% In the event the transaction does not close by 05/21/16, Lessor reserves the right, but has no obligation, to adjust the Interest Rate after 05/21/16 based on changes in the Index between the Quote Date and the Commencement Date. The adjustment, if made, would preserve Lessor’s original lease investment assumption on a nominal pre-tax yield basis.
Documentation:	All documentation shall be prepared by experienced “Red Book” counsel (“Special Tax Counsel”), expected to be Gilmore & Bell PC, subject to review by Clayton Holdings, LLC. Included among Clayton Holding, LLC’s documentation requirements is an opinion of the District’s Counsel that the Lease is a legal, valid, and binding obligation of the District’s. All documentation must be satisfactory in form and substance to Clayton Holdings, LLC and its counsel. The City’s Counsel must supply a “validity opinion” acceptable to Clayton Holdings, the cost of which is the responsibility of the City.
Non-appropriation:	The Lease shall provide for Lessee to terminate the agreement at the end of any fiscal period if insufficient funds are available to make the scheduled Rental Payments due in the following fiscal period.
Early Purchase Option:	In the event Lessee desires to prepay this lease, they may do so in whole, but not in part at a premium of the then current outstanding principal balance, calculated as follows; 3% in year (1), 2% in year (2), and 1% in each year thereafter until maturity. **Provided however, that the Lessee is using internally generated funds to prepay the lease, the prepayment penalty would be waived and there would be no prepayment penalty on the agreement.**
Structure:	Ownership and title to the Property is to be in the name of Lessee. Lessor is to be the lessee under a Base Lease of approximately 10 years for Option 1 or 20 year for Option 2, the terms of which will be determined and outlined in the Base Lease documents. Lessor as lessee under the Base Lease will in turn sub-lease the Property to Lessee under a Lease Purchase Agreement (the “Lease”) with terms and conditions as specified in the Lease documents and as outlined in this proposal. Upon payment in full by the Lessee of all amounts due under the Lease, and upon satisfaction of all other obligations owing by Lessee to Lessor, Lessor shall surrender the Base Lease to Lessee.
End of Lease:	Upon expiration of the Lease and upon full satisfaction of all obligations therein, Lessor shall transfer its interest in the Property to Lessee free and clear of liens or encumbrances arising by or through Lessor.
Net Lease:	Lessee will be obligated to pay all costs, charges, fees and expenses associated with use, possession, control, and operation of the Property and to indemnify Lessor with respect to such liabilities.

No Setoff: Lessee's obligation to pay all Rental Payments as and when due under the Lease shall be irrevocable, independent, and not subject to any cancellation, abatement, deduction, setoff, counterclaim, recoupment or defense, from any circumstance whatsoever, including, without limitation, defect in, unfitness of, damage to, or loss of, or failure to complete improvements to the Property.

Opinion of Counsel/ Essential Use Property: Lessor's obligation to enter into the transaction contemplated herein is contingent, in part, upon receipt and review by Lessor of executed Base Lease and Lease documentation acceptable to Lessor including, without limitation Lessee's opinion of counsel regarding enforceability of the obligation.

Other Documentation: In addition to any other terms and conditions set forth herein, the closing of the transaction is subject to Lessor's review and approval of the following items, to be provided at Lessee's expense:

A) Title report from the Title Company stating there are no issues with the title and title is in District's name, together with any endorsements required by Lessor.

B) Satisfaction of all environmental and hazardous materials issues including environmental audit/report acceptable to Lessor.

C) Certificate of Lessee regarding (i) incumbency (re: Lessee officials executing the Lease, and any other related documents); (ii) the ordinance authorizing the Lease, and any related documents; (iii) no pending or threatened relevant litigation against the Lessee; and (iv) any other matters reasonably required by Lessor.

D) Copy of Construction Contract with plans and specifications, together with Certificate of Architect with a breakdown of costs and construction schedule attached.

E) Any other documentation reasonably required by Lessor.

Insurance: Lessee will obtain a hazard insurance policy with extended coverage protecting Lessor's interest in the Property. Lessee shall also purchase and maintain comprehensive general liability insurance, Payment Bonds, Performance Bonds, Builder's Risk, and Workmen's' Compensation insurance naming Lessor as an additional insured/loss payee. All insurance shall be in a form, amounts, and with such companies as is satisfactory to Lessor.

Flood Insurance: Evidence satisfactory to Lessor that the Property does not lie within a flood plain or an area designated as wetlands. If the Property is located within a flood-prone area as defined by the Federal Emergency Management Agency pursuant to The Flood Disaster Protection Act of 1973, Lessee will purchase a policy of flood insurance.

Additional Conditions: Closing of the transaction shall be conditioned upon the continued sound financial condition of Lessee, as determined by Lessor in its sole discretion. If any part of the Property shall have been damaged and not repaired to Lessor's satisfaction, or if any default has occurred in the performance of any of Lessee's obligations herein, then Lessor shall have no obligation hereunder. A payment bond and performance bond are required listing Clayton Holdings, LLC as insured party under a Dual Obligee rider.

Escrow: Upon closing, funds may be disbursed into an escrow account, if required, to be maintained by Commerce Trust as escrow agent. Upon final delivery and acceptance of all of the property/project and receipt of Lessee's authorization to release funds, escrow agent shall disburse payment to the payee. Terms, conditions, and procedures regarding escrow and escrow agreement are subject to mutual approval by Lessee and Lessor. It is intended that the interest earnings on un-disbursed funds shall accrue for the benefit of Lessee. An escrow account shall be established at Commerce Trust. There is a $250.00 fee for the escrow account. Commerce Trust does assess a cash management fee which is deducted from the Escrow Earnings.

Expenses: Lessee shall be responsible for all out-of-pocket costs incurred by Lessor or Lessee in completing the financing transaction contemplated herein including without limitation:

Major Items	Estimated Expense
Environmental Audit/Report	$TBD
Flood Certificate	$25.00
Title Report	$250.00
Lessee’s Counsel	$TBD
Lessor’s Counsel	$7,500.00
Origination Fee	$1,500.00
Escrow	$250 one-time fee

The above quoted expenses are estimated and are neither established nor controlled by Lessor. Fees may be included in the final amount to finance or paid in Cash by the City at closing.

Not a Commitment: The terms set forth herein reflect a proposed, preliminary structure and are subject to final credit approval by Clayton Holdings, LLC and the negotiation of mutually acceptable documentation. These terms are being provided to the Lessee with the understanding that neither the terms nor their substance shall constitute a definitive agreement or an exhaustive statement of all terms and conditions which may ultimately be included in a transaction among Lessee and Lessor. This is a proposal only and not a commitment to lend. Final approval and funding of the transaction is based on a formal credit review by Lessor, including final lease documentation acceptable to both Lessee and Lessor.

This proposal is not intended to, and does not create, in any way, a legally binding or any other type of commitment or obligation on the part of Clayton Holdings, LLC, or any of its/their subsidiaries, and/or any of its/their employees. Information regarding this proposal, including the financial statements of Lessee necessary to complete the credit process, may be provided to third party funding sources in either written or electronic format.

The representative shown below is "not" a Municipal advisor, financial advisor, agent or fiduciary to any person or entity. Clayton Holdings, LLC and its representatives are responding to an RFP issued by the Lessee. Lessee acknowledges that it is entitled to engage municipal advisory services should it elect to do so. Clayton Holdings, LLC is acting for its own loan account; this communication consists solely of general information under which Clayton Holdings, LLC may be willing to fund a loan. Thank you for the opportunity to offer this proposal. We appreciate your consideration and look forward to your favorable response. Should you have any questions, please do not hesitate to contact us.

Respectfully submitted,

Frank D. Hill
Officer of Clayton Holdings, LLC
Senior Vice President, Tax-Exempt Leasing & Finance
Phone: (785)587-1541
Frank.Hill@CommerceBank.com

CWSS Fund

Budget Summary Sheet

	2014 Actual	2015 Actual	Projected 2016 Budget
Beginning Fund Balance (Fund Basis)	$ 4,885,649	$ 4,854,098	$ 4,478,410
Operating Revenues:			
Licenses & Permits	5,400	5,483	5,500
Charges for Services	4,298,907	4,717,464	4,663,460
Misc. Income	160,392	76,373	58,880
Intergovernmental	10,000	-	-
Interest	219,900	57,777	60,000
Other Rev. Sources/Transfers	-	-	-
Total Operating Revenues	4,694,599	4,857,097	4,787,840
Capital Revenues		-	8,549,000
Total Capital Revenues	-	-	8,549,000
Total Revenues	4,694,599	4,857,097	13,336,840
Total Resources Available	9,580,248	9,711,195	17,815,250
Operating Expenditures:			
Administration	841,823	888,044	962,636
Water Plant	673,654	599,811	649,384
Distribution	721,224	656,639	739,398
Debt Service	789,093	791,072	1,264,666
Wastewater Treatment Plant	619,564	650,475	729,275
Total Operating Expenditures	3,645,358	3,586,041	4,345,359
Capital Expenditures:			
Capital Equipment		23,562	38,825
Capital Projects	1,080,792	1,623,182	8,090,000
Total Capital Expenditures	1,080,792	1,646,744	8,128,825
Total Requirements	4,726,150	5,232,785	12,474,184
Ending Fund Balance (Fund Basis)	4,854,098	4,478,410	5,341,066
Debt Service Reserve			802,399
Cash Flow Reserve - 16.7% of Operating Expenses			725,675
Estimated Unreserved Cash and Investments			3,812,992
Operating Surplus (Deficit)			$ 442,481

City of Harrisonville est. 1836

STAFF REPORT

TO: **Board of Aldermen**

FROM: **Jerry Gibbs, Director**

DATE: **May 10, 2016**

SUBJECT: **AMENDMENT #4 BURNS AND MCDONNELL AGREEMENT**

Type of Item: *Amendment*

Background - The city entered into an agreement with Burns and McDonnell to review the adequacy of the raw water infrastructure and the ability to provide quality water. Amendment 1 competed a filter analysis and capital facilities plan. Amendment 2 reviewed the adequacy of Lake Harrisonville. Amendment 3 is the design and construction engineering to replace the filter material and backwash system and design an upgrade to the existing water treatment plant to solve the taste and odor issues and extend the life of the treatment plant another 20 to 30 years.

Issue - Amendment 4 to the Burns and McDonnell Contract is a requirement to receive a SRF loan. Burns and McDonnell must formally certify the water treatment plant upgrades are performing properly after one year of operations. The total maximum fee not to exceed for the certification which will not occur until late 2018 or early 2019 is $12,934.

SRF has requested a formal acknowledgement of a plan of operation and operation and maintenance manual are included in the design fee. The fee for this work is included in amendment #3. Amendment #4 will outline the development of the operation plan and O & M manual at no additional cost. The amendment will also formalize the reduction in the construction engineering cost to accommodate the additional design costs of $140,850 the Board reviewed on 1-18-2016.

Staff is recommending approval of amendment #4.

Council Bill No. 034

Resolution No.

A Resolution Authorizing and Directing the City Administrator to Include and Execute Amendment #4 to the Burns and McDonnell Agreement

Whereas, the city has an agreement with Burns and McDonnell to review the adequacy of the city's raw water infrastructure and the city's ability to provide quality water, and

Whereas, in order to secure SRF funding for upgrades to the city's water treatment plant, the city is required to add the attached amendment to the agreement with Burns and McDonnell, and

Whereas, this shall be the fourth amendment to the city's agreement with Burns and McDonnell,

Now, Therefore, Be It Resolved by the Board of Aldermen of the City of Harrisonville, Missouri as Follows:

Section 1: That the City Administrator is hereby authorized and directed to include and execute the attached amendment, Amendment #4, to the city's agreement with Burns and McDonnell.

Section 2: That this resolution shall become effective immediately upon its passage and approval.

PASSED AND RESOLVED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Harrisonville, Missouri, this 16th day of May 2016.

____

Brian Hasek, Mayor and Ex-Officio

Chairman of the Board of Aldermen

ATTEST:

____

Kim Hubbard, City Clerk

WITNESS my hand and seal this 16th day of May 2016

AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT
ENGINEER-OWNER AGREEMENT

AMENDMENT No. 4 **Date: May 13, 2016**

THIS AMENDMENT modifies the Agreement dated January 24, 2013, and amended August 13, 2014, made by and between **Burns & McDonnell Engineering Company, Inc.,** hereinafter called ENGINEER, and the City of Harrisonville, a Missouri municipal corporation, hereinafter called the "City," for the following Project: Water Treatment Plant Improvements. For good and valuable consideration, the sufficiency of which is acknowledged, the parties agree to make the following changes to their Agreement as shown in Exhibit A.

1. The parties agree that ARTICLE II ENGINEER's SCOPE OF SERVICES is amended as follows:
   44. Construction Phase Services:
       t. Provide up to $214,125 of construction phase services including conforming copies, shop drawing reviews, conforming to construction record drawings, discipline site visits to augment City's day-to-day construction observation, Final Plan of Operation, O&M Manual, and start-up assistance. This cost is included in Amendment 3. The plan of operation will be submitted by fifty percent (50%) construction completion and approved by ninety percent (90%) construction completion. The operation and maintenance manual will be submitted by eighty percent (80%) construction completion.

   45. System Certification:
       a. Conduct one site visit to evaluate if improvements are being properly operated. Develop a list of recommendations/corrective measures.
       b. Collect and review operations data including raw, settled, filtered, and finished water quality, and chemical dosage and use.
       c. Prepare a memo to City and MDNR detailing work completed, findings, and recommend corrective measures if required.

2. The following adjustments are made to the ENGINEER's compensation:
   The Fee for Work described in this AMENDMENT shall be the not to exceed amount of Twelve Thousand Nine Hundred Thirty-Four Dollars ($12,934) for system certification after one year of water treatment plant operation. This increases the contract amount to One Million Three Hundred Ten Thousand Nine Hundred Thirty-Four Dollars ($1,310,934).

3. The time for completion of ENGINEER's Services is adjusted as follows:
   Complete the project within one month of water treatment plant one year operations date.

4. Other changes to the Agreement, if any, are stated below:
   Add the following section:

   CITYS' RESPONSIBILITIES

   The City will furnish, as required by the Services and not at the expense of the Engineer, the following items:
   19. Water Treatment Plant data as requested by ENGINEER.

5. The terms of this AMENDMENT supersede any contrary terms of the Agreement. This AMENDMENT will be deemed a part of, and be subject to, all other terms and conditions of the Agreement. Except as modified above, the Agreement will remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this AMENDMENT the day and year first written above.

CITY: City of Harrisonville, Missouri

By: ______________________

Name: Michael A. Tholen

Title: City Administrator

By: ______________________

Name: ______________________

Title: City Clerk

ENGINEER: Burns & McDonnell Engineering Company, Inc.

By: ______________________

Name: Ron Coker, P.E.

Title: Senior Vice President

By: ______________________

Name: L. Jeffrey Klein, P.E.

Title: Project Manager