

ORDINANCE NO. 19-01

AN ORDINANCE PURSUANT TO CHAPTER XV, ARTICLE 3, SECTION 15-305 OF THE CODE OF THE CITY OF OZAWKIE, KANSAS UPDATING THE SEWER CONNECTION FEE WITHIN THE CITY OF OZAWKIE, KANSAS AND REPEALING ALL OTHER ORDINANCES OR PORTIONS OF ORDINANCES IN CONFLICT THEREWITH.

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

SECTION 1. Pursuant to Section 15-305 of the Code of the City of Ozawkie, the Governing Body hereby establishes a sewer connection fee of \$2,000.00. The fee schedule of the City of Ozawkie shall hereby be revised to reflect this increased fee.

SECTION 2. REPEAL OF CONFLICTING ORDINANCES. All ordinances or parts or Sections of Ordinances in conflict herewith are hereby repealed.

SECTION 3. EFFECTIVE DATE. This Ordinance shall take effect and be in force from and after its publication in the official City Newspaper.

PASSED by the council on this 11th day of February, 2019.

APPROVED by the Mayor on this 13th day of February, 2019



LOREN LUTES, Mayor

ATTEST:



PAULA SMITH, City Clerk



ORDINANCE NO. 19-02

AN ORDINANCE DESIGNATING AND ESTABLISHING CERTAIN STREETS AS A MAIN TRAFFICWAYS AND AUTHORIZING CERTAIN IMPROVEMENTS THERETO IN THE CITY OF OZAWKIE, KANSAS; AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY TO FINANCE THE COSTS THEREOF, PURSUANT TO THE AUTHORITY OF K.S.A. 12-685 ET SEQ.

WHEREAS, the governing body of the City of Ozawkie, Kansas, (the "City") is empowered pursuant to K.S.A. 12-685 et seq. (the "Act") to designate as main trafficways and trafficway connections certain existing or proposed streets, boulevards or avenues, or parts thereof, the primary function of which is, or shall be, the movement of through traffic between areas of concentrated activity within the City or between such areas within the City and traffic facilities outside the City performing the function of main trafficways and to provide adequate connections with and between such main trafficways; and

WHEREAS, the following streets (collectively, the "Streets") presently carry significant vehicular traffic within and between areas of concentrated activity within the City, to-wit:

1. Kansa from Main to Delaware;
2. Sioux from Sunflower to Central;
3. Delaware from Goldenrod to North Circle;
4. Sunflower from Main to Delaware;
5. Kiowa from Sunflower Curve to Coyote; and
6. Goldenrod from Kansa to Delaware; and

WHEREAS, in the judgment of the governing body of the City, each of such Streets, as hereinafter designated, qualifies for designation as a main trafficway in the City; and

WHEREAS, the Governing Body of the City has determined it necessary and advisable to improve said trafficways herein designated main trafficways in the City.

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

Section 1. That the Streets hereinbefore described be, and they are hereby, designated as main trafficways within the City of Ozawkie, Kansas, all in accordance with the provisions of the Act.

Section 2. That the City hereby authorizes that the main trafficways designated as such in Section 1 hereof be improved by milling, overlaying, and micro-sealing as required together with all other things necessary and incidental thereto (the "Improvements") at a total estimated maximum cost of \$500,000, including the costs of issuing bonds of the City, which the City expects to finance either in whole or in part with the proceeds of its general obligation bonds to be issued under the authority of the requirements of the Act with the balance of such costs, if any, of the Improvements to be paid by the City from other legally available and unencumbered funds of the City.

Section 3. That the City both reasonably expects and intends to finance the costs of the Improvements from the proceeds of its general obligation bonds. The City does hereby express its official intent to reimburse any such capital expenditures made or obligations incurred by it on or after the date which is 60 days before the date of this Ordinance from the proceeds of such bonds in the estimated maximum principal amount of \$500,000 including the costs of issuing the bonds. The City will issue such bonds for such purposes and make the reimbursements within eighteen (18) months after the date the expenditure to be reimbursed was paid or, if later, eighteen (18) months after the date on which the property resulting from the expenditure was placed in service. Provided, that, in any event, the City must make the reimbursement allocation within three (3) years after the date the expenditure was paid. This Ordinance, as the expression of the governing body's official intent regarding the matters described herein, will be available for public inspection in the City Clerk's office at City Hall during regular business hours of the City.

Section 4. That the plans and specifications for the Improvements are hereby approved.

Section 5. That this ordinance shall be of force and effect from and after its passage and approval by the governing body of the City and the publication thereof in the official paper of the City.

PASSED AND APPROVED THIS 8th day of April, 2019.

CITY OF OZAWKIE, KANSAS



Mayor

ATTEST:



City Clerk

(SEAL)



ORDINANCE NO. 19-03

AN ORDINANCE AMENDING CHAPTER III, ARTICLE 2 OF THE CODE OF THE CITY OF OZAWKIE, KANSAS REGARDING CEREAL MALT BEVERAGES IN ITS ENTIRETY AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

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

SECTION 1. INCORPORATING A REVISED CHAPTER III, ARTICLE 2 OF THE CODE OF THE CITY OF OZAWKIE TITLED "ARTICLE 2. CEREAL MALT BEVERAGES". There is hereby incorporated by reference for the purposes of regulating the sale of cereal malt beverages within the corporate limits of the City of Ozawkie, Kansas, that certain document entitled "ARTICLE 2. CEREAL MALT BEVERAGES" resulting in a revision to Chapter III, Article 2 of the City Code of the City of Ozawkie, Kansas. An official copy of said document, to which shall be attached a copy of this ordinance, shall be filed with the City Clerk to be open for inspection and available to the public at all reasonable hours.

SECTION 2. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its passage, approval publication as provided by law.

PASSED by the Council this 8th day of April, 2019.

APPROVED by the Mayor this 8th day of April, 2019.



Loren Lutes, Mayor

ATTEST:



Paula Smith, City Clerk



(Published in Valley Falls Vindicator on May 23, 2019.)

ORDINANCE NO. 19-04

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$500,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, SERIES 2019A (STREETS), OF THE CITY OF OZAWKIE, KANSAS, UNDER THE AUTHORITY OF K.S.A. 10-101 to 125, INCLUSIVE, AND K.S.A. 12-685 ET SEQ., ALL AS AMENDED.

WHEREAS, the Governing Body of the **City of Ozawkie, Kansas**, (the "City") pursuant to Ordinance No. 19-02 of the City, adopted April 8, 2019, and published as required by law, has authorized certain main trafficway improvements (the "Improvements") to be made in the City under the authority of K.S.A. 12-685 et seq., as amended; and

WHEREAS, all legal requirements pertaining to the Improvements have been complied with and the total cost of making the Improvements has been ascertained to be \$500,000 (the "Project Cost"); and

WHEREAS, the City deems it necessary and advisable to issue its general obligation bonds in the aggregate principal amount of Five Hundred Thousand Dollars (\$500,000) for the purpose of paying the Project Costs; and

WHEREAS, the City has, in accordance with K.S.A. 10-106, as amended, published it's Notice of Intent to Seek Private Placement (the "Notice") of the Bonds; and

WHEREAS, the City does, in accordance with the Notice, hereby authorize the issuance and sale of the Bonds to Silver Lake Bank, Topeka, Kansas.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OZAWKIE, JEFFERSON COUNTY, KANSAS:

Section 1. That for the purpose of providing funds to pay the cost of making the Improvements hereinbefore described, there is hereby authorized and directed to be issued General Obligation Bonds, Series 2019A (Streets) of the City in the aggregate principal amount of Five Hundred Thousand Dollars (\$500,000) (the "Bonds") as provided by K.S.A. 12-685 et seq., and Article 1 of Chapter 10, Kansas Statutes Annotated, all as amended. The Bonds shall be dated and bear interest, shall mature and be payable at such times, shall be in such form, shall be subject to redemption and payment prior to the maturity thereof and shall be issued in the manner prescribed and subject to the provisions, covenants and agreements set forth in a resolution of the Governing Body of the City adopted the same date as the date of the passage and approval of this Ordinance (the "Resolution").

Section 2. That the Mayor and City Clerk are hereby authorized to prepare and execute the Bonds and when so executed, the Bonds shall be registered as required by law and the

Governing Body shall annually make provisions for the payment of the principal of, redemption premium, if any, and interest on the Bonds as the same shall become due by levying a tax upon all the taxable property of the City.

Section 3. That the City shall, and the officers, agents and employees of the City are hereby authorized and directed to, take such action and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with and perform the duties of the City with respect to the Bonds and the Resolution all as necessary to carry out and give effect to the transaction contemplated hereby and thereby.


Section 4. That if any portion or provision of this Ordinance or the Bonds shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such portion or provisions shall not effect any of the remaining provisions of this Ordinance or the Bonds but this Ordinance and said Bonds shall be construed and enforced as if such illegal or invalid provision had not been contained herein.

Section 5. That the Bonds shall be issued and sold to the purchaser thereof in accordance with both their bid for the purchase thereof and the terms and conditions of this Ordinance.

Section 6. That this Ordinance shall take effect and be in force from and after its passage and publication in the official City newspaper.

PASSED by the Governing Body and approved by the Mayor this 13th day of May, 2019.

CITY OF OZAWKIE, KANSAS



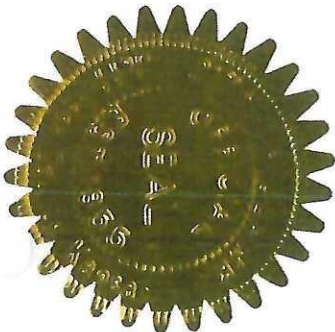
Loren Lutes, Mayor

ATTEST:



Paula Smith, City Clerk

(SEAL)



ORDINANCE NO. 19-05

AN ORDINANCE TEMPORARILY AMENDING SECTION 7-204 OF THE CITY CODE OF THE CITY OF OZAWKIE, KANSAS REGARDING THE SALE DATES FOR FIREWORKS DURING CALENDAR YEAR 2019 WITHIN THE CITY OF OZAWKIE, KANSAS

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

WHEREAS, Section 7-204 of the City Code of the City of Ozawkie establishes the dates and times of the sale of fireworks within the City of Ozawkie as July 1st through July 4th from 8:00 A.M. to 12:00 midnight; and

WHEREAS, while the City has received a request to amend the City Code to allow fireworks sales from June 27th through July 5th from 10:00 A.M. to 10:00 P.M.; and

WHEREAS, the City wishes to temporarily suspend its codified sale dates and times for the year 2019 only, and allow fireworks sales to occur from June 27th through July 5th, 2019 from 10:00 A.M. to 10:00 P.M, giving the City the opportunity to study how these sale dates will affect the citizenry and law enforcement; and

WHEREAS, the City is agreeable to this temporary amendment of sale dates and times with the understanding that these revised dates and times will be for 2019 only and the City will revert to the sale dates of July 1st through July 4th from 8:00 A.M. to 12:00 midnight for 2020 and all years thereafter, unless 7-204 is amended by the City Council.

NOW THEREFORE, BE IT ORDERED BY THE GOVERNING BODY OF THE CITY OF OZAWKIE, KANSAS THAT:

SECTION 1. For the calendar year 2019 only, Section 7-204 of the City Code of the City of Ozawkie, Kansas shall be temporarily amended to allow for the sale of fireworks from June 27th through July 5th from 10:00 A.M. to 10:00 P.M. For all years thereafter, such sales shall only be allowed from July 1st through July 4th from 8:00 A.M. to 12:00 midnight, unless otherwise amended by the City.

SECTION 2. SUSPENSION OF CONFLICTING ORDINANCES. All ordinances or parts of ordinances in conflict herewith are hereby suspended for 2019.

SECTION 3. EFFECTIVE DATE. This ordinance shall be effective from and after the date of its publication in the official City newspaper as provided by law.

PASSED BY THE COUNCIL this 10th day of June, 2019.

APPROVED BY THE MAYOR this 10th day of June, 2019.

CITY OF OZAWKIE, KANSAS



Mayor

ATTEST:



City Clerk



ORDINANCE NO. 19-06

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF OZAWKIE, KANSAS: INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES", EDITION OF 2019 AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

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

SECTION 1. INCORPORATING STANDARD TRAFFIC ORDINANCE. There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Ozawkie, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities", Edition of 2019, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as may be hereafter modified or changed. No fewer than three (3) copies of said Standard Traffic Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. 19-06", with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this Ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours. The police department, municipal judge, and all administrative departments of the City charged with enforcement of the Ordinance shall be supplied, at the cost of the City, such number of official copies of such Standard Traffic Ordinance similarly marked, as may be deemed expedient.

SECTION 2. EFFECTIVE DATE. This Ordinance shall take effect on July 1, 2019 following its publication in the official city paper as provided by law.

PASSED by the Council the 10th day of June, 2019.

APPROVED and signed by the Mayor this 10th day of June, 2019.



Mayor

ATTEST:



City Clerk



ORDINANCE NO. 19-07

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF OZAWKIE, KANSAS: INCORPORATING BY REFERENCE THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES" EDITION OF 2019 AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

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

SECTION 1. INCORPORATING UNIFORM PUBLIC OFFENSE CODE. There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Ozawkie, Kansas that certain code known as the "Uniform Public Offense Code", Edition of 2019 prepared and published in book form by The League of Kansas Municipalities, Topeka, Kansas. No fewer than three (3) copies of the said Uniform Public Offense Code shall be marked or stamped "Official Copy as Adopted by Ordinance No. 19-07", and which shall be attached a copy of this Ordinance and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

SECTION 2. EFFECTIVE. This Ordinance shall take effect on July 1, 2019 following its publication in the official city newspaper.


PASSED by the council the 10th day of June, 2019.

APPROVED and signed by the mayor this 10th day of June, 2019.



Mayor

ATTEST:



City Clerk



ORDINANCE 2019-08

AN ORDINANCE AMENDING SECTIONS 3-104 AND 12-110 OF THE CITY CODE OF THE CITY OF OZAWKIE, KANSAS TO TEMPORARILY ALLOW CONSUMPTION OF ALCOHOLIC BEVERAGES AND/OR CERAL MALT BEVERAGES ON CITY OWNED PUBLIC PROPERTY IF APPROVED THROUGH A RESOLUTION PASSED BY THE CITY COUNCIL AND AMENDING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.

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

WHEREAS, the City Council wishes to have the ability to occasionally grant the right for the citizens of Ozawkie to consume alcoholic beverages and/or cereal malt beverages upon specifically described public property, in instances such as a fall festival, during a limited time period and subject to certain conditions; and

WHEREAS, the City wishes to amend those certain sections to provide the opportunity for the City Council to temporarily allow the consumption of alcoholic beverages and/or cereal malt beverages following the passage of a resolution.

NOW THEREFORE, BE IT ORDERED BY THE GOVERNING BODY OF THE CITY OF OZAWKIE, KANSAS THAT:

SECTION 1. Code Section 3-104 of the City Code of the City of Ozawkie, Kansas is hereby amended to read as follows:

3-104 CONSUMPTION ON PUBLIC PROPERTY. No person shall drink or consume any alcoholic liquor or cereal malt beverage on city owned property unless temporarily permitted by the passage of a Resolution approved by the City Council. (K.S.A. Supp 41-719; Ord. 2019-08)

SECTION 2. Code Section 12-110 of the City Code of the City of Ozawkie, Kansas is hereby amended to read as follows:

12-109 PROHIBITION AGAINST ALCOHOLIC BEVERAGES AND CEREAL MALT BEVERAGES. Unless temporarily permitted by the passage of a Resolution approved by the City Council, it shall be unlawful for any person or persons to use, consume or have on the premises of any park or other city property within the city any alcoholic liquor or cereal malt beverage. (Ord 2019-08)

SECTION 3. REPEAL OF CONFLICTING ORDINANCES. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. EFFECTIVE DATE. This ordinance shall be effective from and after the date of its publication in the official City newspaper as provided by law.

PASSED AND APPROVED by the City Council this 12th day of August, 2018.



Mayor

ATTEST:



City Clerk



ORDINANCE NO: 2019-09

WHEREAS, FEMA has not designated any special flood hazard areas in the City of Ozawkie and the City of Ozawkie has not identified any special flood hazard areas; and

WHEREAS, flood coverage is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, it is the intent of this City Council to allow, by the City of Ozawkie participation in the National Flood Insurance Program, citizens who wish to purchase flood insurance may do so through our participation in the National Flood Insurance Program; and

WHEREAS, this body has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to KSA 12-741 and KSA 12-766.

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Ozawkie hereby:

1. Assures to the Federal Insurance Administration that it will enact as necessary, and maintain in force in those areas in the future that may be annexed having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the Criteria set forth in Section 60.3 of the National Flood Insurance Program regulations; and
2. Vests the City Clerk with the responsibility, authority, and means to:
 - a. Cooperate with Federal, State, and local agencies and private firms which undertake to study, survey, map, and identify floodplain areas, and cooperate with neighboring communities and the county with respect to management of adjoining floodplain areas in order to prevent aggravation of existing hazards;
 - b. Upon occurrence, notify the Administrator in writing whenever the boundaries of the community have been modified by annexation. Included in such notification will be a map of the community, suitable for reproduction, which clearly delineates the new corporate limits.
3. Appoints the City Clerk to maintain for public inspection and to furnish upon request, for the determination of applicable flood insurance risk premium rates any certificates of floodproofing and information on the elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures; and
4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the Program.

ADOPTED AND PASSED, by the City Council of the City of Ozawkie this 9th day of September, 2019.

Attest:





Mayor Loren Lutes



City Clerk Paula Smith