



Governing Body, City of Garden Plain  
City Building, 507 N Main St  
Wednesday, December 3, 2025 at 7:30 pm

1. Call to Order by Mayor Kevin Hammond
2. Approval of December 3, 2025 agenda
3. Citizen Comments:
4. Consent Agenda:
  - a. Approval of November 5, 2025 CC Meeting Minutes
  - b. Approval of November 2025 bills (checks to include 45135 – 45205)  
PBC (checks to include 10006)
  - c. Department reports
  - d. CMB-Dollar General
  - e. Resolution 247 – City Boundary
5. New Business:
  - a. Register of Deeds- Awareness of Home Title Fraud
  - b. Resolution of Intent 246- IRB's for Renner Development
6. Old Business:
  - a. Ordinance 795 – Speed limits in residential areas
7. Executive Session: (if needed)
  - a. Attorney/Client: K.S.A. 75-4319(b)(2)
  - b. Personnel: K.S.A. 75-4319(b)(1)
8. Municipal Court report
9. Pardon Attorney
10. Treasurer Report
11. Governmental remarks
12. Adjournment

\*NOTE: this agenda is subject to change without notice



Governing Body, City of Garden Plain  
City Building, 507 N Main St  
November 5, 2025 at 7:30 pm

**1. Call to Order by Mayor Kevin Hammond: (7:30):**

Mayor Kevin Hammond called the November 5, 2025 City Council meeting to order followed by the Pledge of Allegiance and moment of silence. Council members present were Jenny Zoglman, Tracy Thul, Amy Hunter, and Brent Randolph. Also present were Kelly McElroy – Administrator, Tylor Struckman – Utilities Superintendent, Morgan Koon – City Attorney, and Darren Haukap - Treasurer.

**2. Approval of November 5, 2025 agenda:**

*Tracy Thul made a motion to approve the November 5, 2025 agenda, 2<sup>nd</sup> by Jenny Zoglman. Vote: 4-0 motion carries.*

**3. Citizen comments:** None

**4. Consent Agenda:**

- a. Approval of October 1, 2025 CC Meeting Minutes
- b. Approval of October 2025 bills (checks to include 45046-45134)  
PBC (checks to include 10001-10005)
- c. Department reports
- d. Continue Black Hills TSA Agreement to run gas system

*Brent Randolph made a motion to approve the consent agenda, 2<sup>nd</sup> by Amy Hunter. Vote: 4-0 motion carried.*

**5. New Business:**

- a. Resolution 245: Discussed options for how many years to extend the program. Koon requested that some language be changed. The council decided to extend the program for 5 years ending December 31, 2030. *Brent Randolph made the motion to extend the program 5 years ending December 31, 2030, 2<sup>nd</sup> by Amy Hunter. Vote: 4-0 motion carries*
- b. Call for IRB hearing: McElroy provided an overview of the IRB process for the Renner Development, noting that Bond Council will have paperwork prepared to present to them at the December meeting. At this time Council will need to request the call for the IRB hearing. *Tracy Thul made a motion to call for the IRB hearing at the December 5, 2025 meeting, 2<sup>nd</sup> by Amy Hunter. Vote: 4-0 motion carries.*
- c. Council 2021-2025 Strategic Plan Review: McElroy provided background on the development and adoption of the current strategic plan, and requested the Council to review and provide suggested updates for the new plan, which will cover 2026-2030. An updated plan will be presented in December, with adoption planned for January 2026 meeting. *Council received and filed.*
- d. Annual Natural Gas Public Awareness: Struckman presented information on the City's natural gas system, emergency operations, the City's partnership with Black Hills as a

service provider. The Council completed a quiz regarding the training that will be provided to the Kansas Corporation Commission.

6. **Executive Session:** Koon requested 10 minutes for Attorney/Client. *Brent Randolph made a motion to enter executive session under K.S.A. 75-4319(b)(2) attorney/client privilege for 10 minutes, 2<sup>nd</sup> by Jenny Zoglman. Vote: 4-0 motion carries. Council returned needing additional 15 minutes. Amy Hunter made a motion to extend the executive session under K.S.A. 75-4319(b)(2) for 15 minutes, 2<sup>nd</sup> by Tracy Thul. Vote: 4-0 motion carries. Council returned with no binding action taken.*
7. **Old Business:**
  - a. Ordinance 795-Speed limits: Discussion ensued- *Tracy Thul made a motion to table this until the December meeting, 2<sup>nd</sup> by Brent Randolph. Vote: 4-0 motion carries.*
8. **Pardon Attorney:** 8:17pm
9. **Treasurer Report:** None
10. **Governmental remarks:** Brent Randolph asked about the Christmas Kickoff event and chili feed sign up, as well as the City Christmas party date and time.
11. **Adjournment (8:25):** *Brent Randolph made a motion to adjourn, 2<sup>nd</sup> by Amy Hunter. Vote: 4-0 motion carries.*

Respectfully submitted by Kimberly McCormick, MMC – City Clerk

## ACCOUNTS PAYABLE CHECK REGISTER

| BANK#                     | BANK NAME  | ACCOUNT#  | NAME                          | CHECK AMOUNT | CLEARED | MANUAL | VOID | REASON FOR VOID |
|---------------------------|------------|-----------|-------------------------------|--------------|---------|--------|------|-----------------|
| CHECK#                    | DATE       |           |                               |              |         |        |      |                 |
| 1 GARDEN PLAIN STATE BANK |            |           |                               |              |         |        |      |                 |
| 45135                     | 11/07/2025 | 897       | ALERT 360 - WICHITA           | 244.03       |         |        |      |                 |
| 45136                     | 11/07/2025 | 33        | BLACK HILLS ENERGY            | 18,539.88    |         |        |      |                 |
| 45137                     | 11/07/2025 | 845       | EVERGY                        | 1,101.36     |         |        |      |                 |
| 45138                     | 11/07/2025 | 148       | FIRST WIRELESS INC            | 218.42       |         |        |      |                 |
| 45139                     | 11/07/2025 | 916       | IDEATEK TELCOM LLC            | 567.00       |         |        |      |                 |
| 45140                     | 11/07/2025 | 112       | KANSASLAND TIRE WHOLESALE     | 292.00       |         |        |      |                 |
| 45141                     | 11/07/2025 | 139       | MAYER SPECIALTY SERVICES LLC  | 550.00       |         |        |      |                 |
| 45142                     | 11/07/2025 | 680       | MIDWEST SINGLE SOURCE         | 264.77       |         |        |      |                 |
| 45143                     | 11/07/2025 | 1012      | RYKDEN TECHNOLOGY SOLUTIONS   | 39.98        |         |        |      |                 |
| 45144                     | 11/07/2025 | 220       | SAM'S CLUB                    | 456.60       |         |        |      |                 |
| 45145                     | 11/07/2025 | 29        | STUHLSTZ SERVICE INC          | 1,074.69     |         |        |      |                 |
| 45146                     | 11/07/2025 | 930       | THE CREATIVE INTERNET LLC     | 390.00       |         |        |      |                 |
| 45147                     | 11/07/2025 | 660       | TRAFFIC CONTROL SERVICES      | 5,682.50     |         |        |      |                 |
| 45148                     | 11/07/2025 | 594       | VISA                          | 1,252.22     |         |        |      |                 |
| * 45149                   | Thru 45153 |           |                               |              |         |        |      |                 |
| 45154                     | 11/07/2025 | 699       | KANSAS PAYMENT CENTER         | 115.38       |         |        |      |                 |
| 45155                     | 11/14/2025 | 779       | CORE & MAIN                   | 15.00        |         |        |      |                 |
| 45156                     | 11/14/2025 | 928       | CULLIGAN OF WICHITA           | 21.00        |         |        |      |                 |
| 45157                     | 11/14/2025 | 113       | KANSAS MUNICIPAL GAS AGENCY   | 28,893.00    |         |        |      |                 |
| 45158                     | 11/14/2025 | 37        | KANSAS ONE-CALL SYSTEM INC    | 75.81        |         |        |      |                 |
| 45159                     | 11/14/2025 | 995       | KANSAS TURNPIKE AUTHORITY     | 15.70        |         |        |      |                 |
| 45160                     | 11/14/2025 | 985       | KANZA COOPERATIVE ASSOC       | 1,170.17     |         |        |      |                 |
| 45161                     | 11/14/2025 | 955       | KELLY MCELROY                 | 65.62        |         |        |      |                 |
| 45162                     | 11/14/2025 | 924       | KOON LAW FIRM LLC             | 2,575.00     |         |        |      |                 |
| 45163                     | 11/14/2025 | 908       | KURT BOOKOUT                  | 664.83       |         |        |      |                 |
| 45164                     | 11/14/2025 | 709       | MABCD                         | 1,381.00     |         |        |      |                 |
| 45165                     | 11/14/2025 | 999999999 | MCPHAIL CONSTRUCTION LLC      | 1,615.00     |         |        |      |                 |
| 45166                     | 11/14/2025 | 737       | MERIDIAN ANALYTICAL LABS      | 763.35       |         |        |      |                 |
| 45167                     | 11/14/2025 | 957       | ROYAL PUBLISHING              | 375.00       |         |        |      |                 |
| 45168                     | 11/14/2025 | 24        | SEDGWICK COUNTY ELECTRIC COOP | 625.64       |         |        |      |                 |
| 45169                     | 11/14/2025 | 594       | VISA                          | 4,339.19     |         |        |      |                 |
| 45170                     | 11/14/2025 | 487       | VISION CARE DIRECT            | 110.52       |         |        |      |                 |
| 45171                     | 11/14/2025 | 45        | WASTE CONNECTIONS OF KS INC   | 6,863.12     |         |        |      |                 |
| 45172                     | 11/14/2025 | 906       | WELLS FARGO                   | 225.51       |         |        |      |                 |
| 45173                     | 11/21/2025 | 699       | KANSAS PAYMENT CENTER         | 115.38       |         |        |      |                 |
| 45174                     | 11/21/2025 | 999       | ADVANTAGE COMPUTER            | 120.00       |         |        |      |                 |
| 45175                     | 11/21/2025 | 967       | AUTO PROS SERVICE CENTER      | 80.74        |         |        |      |                 |
| 45176                     | 11/21/2025 | 96        | BECKER BROS                   | 465.00       |         |        |      |                 |
| 45177                     | 11/21/2025 | 33        | BLACK HILLS ENERGY            | 36.23        |         |        |      |                 |
| 45178                     | 11/21/2025 | 2         | BCBS OF KANSAS                | 9,597.92     |         |        |      |                 |
| 45179                     | 11/21/2025 | 928       | CULLIGAN OF WICHITA           | 27.90        |         |        |      |                 |
| 45180                     | 11/21/2025 | 386       | DWAYNE HAUKAP CONSTRUCTION    | 1,375.00     |         |        |      |                 |
| 45181                     | 11/21/2025 | 845       | EVERGY                        | 28.86        |         |        |      |                 |
| 45182                     | 11/21/2025 | 343       | GADES SALES CO INC            | 20,080.54    |         |        |      |                 |
| 45183                     | 11/21/2025 | 199       | GODDARD ACE HARDWARE          | 53.91        |         |        |      |                 |
| 45184                     | 11/21/2025 | 988       | HYSPECO, INC                  | 234.77       |         |        |      |                 |
| 45185                     | 11/21/2025 | 139       | MAYER SPECIALTY SERVICES LLC  | 2,500.00     |         |        |      |                 |
| 45186                     | 11/21/2025 | 1002      | MAYRA CROWNOVER-SANDOVAL      | 200.00       |         |        |      |                 |
| 45187                     | 11/21/2025 | 737       | MERIDIAN ANALYTICAL LABS      | 90.00        |         |        |      |                 |
| 45188                     | 11/21/2025 | 1017      | MIDWEST BUILDING              | 450.00       |         |        |      |                 |
| 45189                     | 11/21/2025 | 680       | MIDWEST SINGLE SOURCE         | 34.52        |         |        |      |                 |

## ACCOUNTS PAYABLE CHECK REGISTER

| BANK#   | BANK NAME  | CHECK#    | DATE                          | ACCOUNT# | NAME | CHECK AMOUNT | CLEARED | MANUAL | VOID  | REASON FOR VOID |
|---------|------------|-----------|-------------------------------|----------|------|--------------|---------|--------|-------|-----------------|
| 45190   | 11/21/2025 | 777       | R K BLACK INC                 |          |      | 116.85       |         |        |       |                 |
| 45191   | 11/21/2025 | 766       | UNDERGROUND VAULTS & STORAGE  |          |      | 21.00        |         |        |       |                 |
| 45192   | 11/21/2025 | 565       | VERIZON WIRELESS              |          |      | 595.73       |         |        |       |                 |
| 45193   | 11/21/2025 | 787       | VISION ALLIANCE MARKETING LLC |          |      | 250.00       |         |        |       |                 |
| 45194   | 11/26/2025 | 224       | AFLAC ADMIN SERVICES          |          |      | 581.18       |         |        |       |                 |
| 45195   | 11/26/2025 | 932       | CENTRAL POWER SYSTEMS & SERV  |          |      | 993.43       |         |        |       |                 |
| 45196   | 11/26/2025 | 845       | EVERGY                        |          |      | .00          |         |        | VOID: |                 |
| 45197   | 11/26/2025 | 845       | EVERGY                        |          |      | 2,345.76     |         |        |       |                 |
| 45198   | 11/26/2025 | 371       | HOME DEPOT                    |          |      | 2,016.18     |         |        |       |                 |
| 45199   | 11/26/2025 | 992       | LIBERTY ICE SOLUTIONS LLC     |          |      | 250.00       |         |        |       |                 |
| 45200   | 11/26/2025 | 737       | MERIDIAN ANALYTICAL LABS      |          |      | 763.35       |         |        |       |                 |
| 45201   | 11/26/2025 | 999999999 | STEWART FARMS                 |          |      | 200.00       |         |        |       |                 |
| 45202   | 11/26/2025 | 26        | STOREY KENWORTHY/MATT PARROTT |          |      | 748.55       |         |        |       |                 |
| 45203   | 11/26/2025 | 982       | WHITESTAR MACHINERY           |          |      | 3,378.07     |         |        |       |                 |
| 45204   | 11/26/2025 | 999999999 | WICHITA STUMP GRINDING        |          |      | 300.00       |         |        |       |                 |
| 45205   | 11/26/2025 | 541       | WICHITA STATE UNIVERSITY      |          |      | 100.00       |         |        |       |                 |
| * 45206 |            |           |                               |          |      |              |         |        |       |                 |
| 1594    | 11/04/2025 | 79        | SALES & EXCISE TAX            |          |      | 436.41       |         | E-PAY  |       |                 |
| 1595    | 11/07/2025 | 1         | KPERS                         |          |      | 3,835.70     |         | E-PAY  |       |                 |
| 1596    | 11/07/2025 | 6         | KS DEPARTMENT OF REVENUE      |          |      | 1,021.85     |         | E-PAY  |       |                 |
| 1597    | 11/07/2025 | 562       | EFTPS                         |          |      | 6,814.64     |         | E-PAY  |       |                 |
| 1598    | 11/21/2025 | 1         | KPERS                         |          |      | 3,817.68     |         | E-PAY  |       |                 |
| 1599    | 11/21/2025 | 6         | KS DEPARTMENT OF REVENUE      |          |      | 1,103.69     |         | E-PAY  |       |                 |
| 1600    | 11/21/2025 | 562       | EFTPS                         |          |      | 6,765.99     |         | E-PAY  |       |                 |
| 1601    | 11/21/2025 | 725       | KPERS-OGLI                    |          |      | 15.80        |         | E-PAY  |       |                 |

\* See Check Summary below for detail on gaps and checks from other modules.

|              |            |
|--------------|------------|
| BANK TOTALS: |            |
| OUTSTANDING  | 152,545.92 |
| CLEARED      | .00        |
| <hr/>        |            |
| BANK 1 TOTAL | 152,545.92 |
| <br>         |            |
| **VOIDED**   | .00        |

| FUND             | TOTAL     | OUTSTANDING | CLEARED | VOIDED |
|------------------|-----------|-------------|---------|--------|
| 10 GENERAL FUND  | 64,090.96 | 64,090.96   | .00     | .00    |
| 50 SPECIAL PARKS | 1,615.00  | 1,615.00    | .00     | .00    |
| 55 SOLID WASTE   | 6,863.12  | 6,863.12    | .00     | .00    |
| 60 GAS FUND      | 52,969.58 | 52,969.58   | .00     | .00    |
| 70 SEWER FUND    | 13,881.08 | 13,881.08   | .00     | .00    |
| 80 WATER FUND    | 8,954.98  | 8,954.98    | .00     | .00    |
| 97 EQUIP RESERVE | 3,378.07  | 3,378.07    | .00     | .00    |
| 98 LIBRARY FUND  | 793.13    | 793.13      | .00     | .00    |

**ACCOUNTS PAYABLE CHECK REGISTER**  
\*\*\* CHECK SUMMARY \*\*\*

| BANK#  | BANK NAME |             |
|--------|-----------|-------------|
| CHECK# |           | DESCRIPTION |

---

1 GARDEN PLAIN STATE BANK

|            |       |                         |
|------------|-------|-------------------------|
| 45135 Thru | 45148 | Accounts Payable Checks |
| 45149 Thru | 45153 | Payroll Checks          |
| 45154 Thru | 45205 | Accounts Payable Checks |
| 1594 Thru  | 1601  | Accounts Payable E-Pay  |

## ACCOUNTS PAYABLE CHECK REGISTER

| BANK#                  | BANK NAME  | ACCOUNT# | NAME                       | CHECK AMOUNT | CLEARED | MANUAL | VOID | REASON FOR VOID |
|------------------------|------------|----------|----------------------------|--------------|---------|--------|------|-----------------|
| CHECK#                 | DATE       |          |                            |              |         |        |      |                 |
| 3 PUBLIC BUILDING COMM |            |          |                            |              |         |        |      |                 |
| 10006                  | 11/07/2025 | 935      | WATERS EDGE AQUATIC DESIGN | 32,007.00    |         |        |      |                 |

\* See Check Summary below for detail on gaps and checks from other modules.

|              |  |           |
|--------------|--|-----------|
| BANK TOTALS: |  |           |
| OUTSTANDING  |  | 32,007.00 |
| CLEARED      |  | .00       |
|              |  | -----     |
| BANK 3 TOTAL |  | 32,007.00 |
| **VOIDED**   |  | .00       |

| FUND   | TOTAL     | OUTSTANDING | CLEARED | VOIDED |
|--------|-----------|-------------|---------|--------|
| 37 PBC | 32,007.00 | 32,007.00   | .00     | .00    |

|                |  |            |
|----------------|--|------------|
| REPORT TOTALS: |  |            |
| OUTSTANDING    |  | 184,552.92 |
| CLEARED        |  | .00        |
|                |  | -----      |
| GRAND TOTAL    |  | 184,552.92 |
| **VOIDED**     |  | .00        |

| FUND             | TOTAL     | OUTSTANDING | CLEARED | VOIDED |
|------------------|-----------|-------------|---------|--------|
| 10 GENERAL FUND  | 64,090.96 | 64,090.96   | .00     | .00    |
| 37 PBC           | 32,007.00 | 32,007.00   | .00     | .00    |
| 50 SPECIAL PARKS | 1,615.00  | 1,615.00    | .00     | .00    |
| 55 SOLID WASTE   | 6,863.12  | 6,863.12    | .00     | .00    |
| 60 GAS FUND      | 52,969.58 | 52,969.58   | .00     | .00    |
| 70 SEWER FUND    | 13,881.08 | 13,881.08   | .00     | .00    |
| 80 WATER FUND    | 8,954.98  | 8,954.98    | .00     | .00    |
| 97 EQUIP RESERVE | 3,378.07  | 3,378.07    | .00     | .00    |
| 98 LIBRARY FUND  | 793.13    | 793.13      | .00     | .00    |

**ACCOUNTS PAYABLE CHECK REGISTER**  
**\*\*\* CHECK SUMMARY \*\*\***

| BANK#  | BANK NAME |             |
|--------|-----------|-------------|
| CHECK# |           | DESCRIPTION |

---

|   |                      |  |
|---|----------------------|--|
| 3 | PUBLIC BUILDING COMM |  |
|---|----------------------|--|

|       |                         |  |
|-------|-------------------------|--|
| 10006 | Accounts Payable Checks |  |
|-------|-------------------------|--|

**TO: Garden Plain City Council**  
**FR: City Staff**  
**RE: November Department Reports and Project Updates**

**Background:**

The following are updates on current projects and initiatives.

**Building and Development:** Permits issued year to date (Nov. 26):

- **Building Permits:** Eight (8) new single family residential permits have been issued, with a total new valuation of \$2,020,000.
- **Roofing Permits:** A record 151 roofing permits have been issued, with more expected in the spring as work comes to a halt over the winter months.
- **Misc Permits:** Several permits have been pulled for home remodels, decks, pools, a pool house, electrical, siding, and plumbing.
- **Renner Multi-Family Development:** The Renner multi-family development continues to move through the approval process via the Kansas Department of Health and Environment (KDHE) for their water, wastewater (sewer), stormwater/drainage/mass grading plans. To date the project has received approval for wastewater, stormwater/drainage/mass grading. Water is still in the review process. Once all approvals are received, work will begin on the property. We hope to have word from KDHE in the next few weeks that water plans are approved.
- **Development Challenge:** The city is facing a shortage of platted residential lots ready for development. Staff has identified potential properties for new residential subdivisions and are working with developers who are interested in building new homes in GP. There is a need and ongoing market demand for homes in all price points and categories, including single and multi-family, owner-occupied, rentals, senior housing, universal build (patio) homes. If you or someone you know is interested in developing, please have them contact City Hall. We continually receive requests from individuals, small and large builders and developers seeking to build in GP because the community and the school district are so desirable.

**Finance: sales tax revenue:** November sales tax revenues were received this week from the Kansas Department of Revenue (KDOR). Monthly revenues totaled \$37,785.39. The City's one percent portion of the total amount is \$18,130.40. For the City's one percent share, this is a 1% increase (\$241) from the previous month. Year to date revenues are up 9% (\$14,861.17) compared to the same months in 2024. It is typical for revenues to fluctuate from month to month as not all vendors report during the same time frame. Some report monthly, some quarterly, some annually.

**Grant applications:**

Staff plans to submit an application to the annual Waste Tire Grant funds via Kansas Department of Health and Environment (KDHE) for four new 8' picnic tables, two of which will be wheelchair accessible. The total for the four tables is \$4,456. Grant funds 50% of the cost of the tables. If awarded, the tables will be placed in City Park.

**Police:**

New AED's: We are pleased to report that the City has been generously gifted three Automatic External Defibrillators (AEDs)! These come by way of the City of Eastborough and the positive relationships that Chief Crownover has established with other Chiefs in Sedgwick County.

The AEDs are approximately five years old and have never been used. The City of Eastborough has a policy to replace small equipment such as the AEDs every five years, and larger items such as fleet vehicles every three years. Rather than sending them to an auction site, the EB Council asked their Police Department to reach out to other agencies that might not have the means to purchase the AED units outright. Chief Crownover was able to secure the three AEDs at no cost to the City of Garden Plain!

A new AED, outfitted with everything except the wall storage cabinet is around \$2,010 each. The batteries on the AEDs expire in February 2026. We have ordered replacements for all three units, as well as two marked storage cabinets (one for City Hall, one for Public Works shop) and what the AED company refers to as "reload" bundles that contain new batteries for each unit, replacement pads, and AED stickers for building doors. The AED unit located at PD will not have a cabinet but will be stationed near the front door to be easily snagged in case of an emergency by the officer on duty. All units are equipped with carry straps and can/will be utilized for large community events such as Vintage Market, 4<sup>th</sup> of July, Music in the Park, Christmas Kickoff, etc.

The total cost of replacement parts, cabinets, etc. for the three AEDs we have been gifted is approx. \$1,214. The cost to obtain three new AEDs plus wall cabinets for two of the three units is \$6,2080. Huge shout-out to Chief Crownover for making this possible while saving so much money! Chief is certified as an AED/CPR/First Aid trainer. In the upcoming weeks he will provide training to all staff members, as well as some "train the trainer" training to several employees so that as new/seasonal help are onboarded they can be trained as well.

We are very thankful for our colleagues at City of Eastborough for making this opportunity possible, and for helping provide important emergency medical response equipment for our community!

**Photo Contest:** The third annual "Best of Garden Plain" photo contest wraps up on Nov. 3. We've received some fantastic entries and are excited for the upcoming calendar.

**Public Works:****Water:**

- Started Valve Exercising Program. Should be completed in mid December.

**WWTP:**

- Replaced brushes on headworks auger.
- JCI changed out our depth transducer in the main wet well at the WWTP as the old one quit working and backed up the plant. We are going to make some other modifications for the floats in the main wet well as well. JCI will be doing this work.
- Cleaned UV channel bulbs and greased all equipment.

**Parks:**

- Mowing has been completed for the year. Staff winterized the mowers.
- City Park and Ternes Park have been winterized. The restrooms are closed for the season.
- Staff trimmed trees in Ternes Park and City Park, concentrating around the playground area.
- The three dead trees north of the tennis courts have been cut down and the stumps ground down. PW staff will replant new trees there in the spring or next fall.
- Rebuilt and reorganized planters at City Park. Ms. Savannah had a group from 4H plant bulbs in the newly arranged planters.

**Streets:**

- Christmas lights were installed on the poles on Main St. and the Mayor's tree. Staff also put up Christmas lights on City Hall, the Police Department buildings, Council Chambers, as well as the main pavilion at City Park.
- The school zone lights on Harry have been installed. They will not be functional until the week of December 1<sup>st</sup> or after due to a missing part. The school zone lights on 295<sup>th</sup> have been upgraded with new LED lights and control panels.
- Staff painted the east curb on the north side of Main St. and Harry.
- Our PW team swept Doyle and Biermann streets at the beginning of November. Leaves have filled the curb line back in, and we hope to be able to sweep during the first or second week of December.

**Meetings and Special Events:**

**Christmas Kickoff - Tree Lighting and Chili/Cinnamon Roll Feed:** The annual Christmas kickoff event was held on Saturday Nov. 29. There was a record number of donations received this year – over \$1,000 – benefiting the Council of Hope lighting display.

**City Council:** The City Council will meet in regular session on Wednesday, Dec. 3 at 7:30 PM in the Council Chambers, 507 N. Main St.

**Recommended Action:** The City Council is asked to:

1. Receive and file

**Attachments:**

None



C50914

Place on  
State Copy

C50914

Place on  
City/County

C50914

**SECTION 1 - LICENSE TYPE**Check One: ☐ New License ☒ Renew License ☐ Special Event Permit

Check One:

☐ License to sell cereal malt beverages for consumption on the premises.☒ License to sell cereal malt beverages in original and unopened containers and not for consumption on the licensed premises.**SECTION 2 - APPLICANT INFORMATION**

Kansas Sales Tax Registration Number (required): 00436477242F

I have registered as an Alcohol Dealer with the TTB. ☒ Yes (required for new application)

|                                                     |                                                                                                                                        |
|-----------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------|
| Name of Corporation <b>DG Retail, LLC</b>           | FEIN <b>36-4577242</b>                                                                                                                 |
| Corporation Street Address <b>100 Mission Ridge</b> | Corporation City <b>Goodlettsville TN</b> State <b>TN</b> Zip Code <b>37072</b>                                                        |
| Date of Incorporation <b>7/15/2005</b>              | Articles of Incorporation are on file with the Secretary of State. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Resident Agent Name <b>DANELL ANDERES</b>           | Phone No. <b>(316) 285-2424</b>                                                                                                        |
| Residence Street Address <b>2274 Saddlebrook Dr</b> | City <b>SALINA KS</b> State <b>KS</b> Zip Code <b>67401-2872</b>                                                                       |

**SECTION 3 - LICENSED PREMISE**

| Licensed Premise<br>(Business Location or Location of Special Event)                                  | Mailing Address<br>(If different from business address)                                                                                                               |
|-------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| DBA Name <b>Dollar General Store# 23167</b>                                                           | Name <b>Dollar General Store 23167</b>                                                                                                                                |
| Business Location Address <b>1115 S 295TH ST W</b>                                                    | Address <b>100 Mission Ridge Attn: Tax Dept</b>                                                                                                                       |
| City <b>GARDEN PLAIN</b> State <b>KS</b> Zip <b>67050-9091</b>                                        | City <b>Goodlettsville TN</b> State <b>TN</b> Zip <b>37072</b>                                                                                                        |
| Email Address(s) Please separate values with a comma. <b>Tax-beerandwinelicense@dollargeneral.com</b> |                                                                                                                                                                       |
| Business Phone No. <b>615-855-4000</b>                                                                | <input type="checkbox"/> Applicant owns the proposed business location.<br><input checked="" type="checkbox"/> Applicant does not own the proposed business location. |
| Business Location Owner Name(s) <b>SASWATA SEN</b>                                                    |                                                                                                                                                                       |

**SECTION 4 - OFFICERS, DIRECTORS, STOCKHOLDERS OWNING 25% OR MORE OF STOCK** List each person and their spouse\*, if applicable. Attach additional pages if necessary.

|                                                     |                                               |                                 |          |
|-----------------------------------------------------|-----------------------------------------------|---------------------------------|----------|
| Name <b>DG Retail, LLC</b>                          | Position <b>Owner</b>                         | Date of Birth                   |          |
| Residence Street Address <b>100 Mission Ridge</b>   | City <b>Goodlettsville TN</b> State <b>TN</b> | Zip Code <b>37072</b>           |          |
| Spouse Name                                         | Position                                      | Date of Birth                   |          |
| Residence Street Address                            | City                                          | State                           | Zip Code |
| Name <b>Emily Taylor</b>                            | Position <b>CEO</b>                           | Date of Birth <b>03/19/1976</b> |          |
| Residence Street Address <b>1805 Otter Creed RD</b> | City <b>Nashville, Tn</b> State <b>TN</b>     | Zip Code <b>37215</b>           |          |
| Spouse Name <b>N/A</b>                              | Position                                      | Age                             |          |
| Residence Street Address                            | City                                          | State                           | Zip Code |
| Name <b>Steven Deckard</b>                          | Position <b>VP</b>                            | Date of Birth <b>08/13/1968</b> |          |
| Residence Street Address <b>352 Windhaven Bay</b>   | City <b>Mt. Juliet, TN</b> State <b>TN</b>    | Zip Code <b>37122</b>           |          |
| Spouse Name <b>N/A</b>                              | Position                                      | Age                             |          |
| Residence Street Address                            | City                                          | State                           | Zip Code |

**TO:** Garden Plain City Council  
**FR:** Kelly McElroy, City Administrator  
**RE:** **2025 City Boundary Changes Resolution**

**Background:**

Earlier this year, the City Council, at the request of Sedgwick County, annexed in portions of the roadway of South Main Street into the City limit.

In Kansas, state statute requires cities to define their boundaries after any changes per K.S.A. 12-517. The statute mandates that, in any year where territory has been added or excluded from a city, the governing body must declare the entire boundary by resolution before the last day of December.

Attached is Resolution 247 that includes the areas of Main Street annexed into the City limit. Following approval by the Council, a certified copy of the Resolution will be filed with County offices such as the clerk and register of deeds.

**Recommended Action:** The City Council is asked to:

1. Review and approve Resolution 247.

**Attachments:**

- A. Resolution 247

RESOLUTION NO. 247

A RESOLUTION DECLARING  
THE ENTIRE BOUNDARY OF  
THE CITY OF GARDEN PLAIN, KANSAS

WHEREAS, K.A.S. 12-517 requires the governing body of any city which any territory has been added or excluded from the city to declare by resolution the entire boundary of the city before the last day of December.

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

The entire boundary of the City of Garden Plain, Kansas is described as follows:

BEGINNING AT A POINT 757.68 FEET EAST AND 60.0 FEET SOUTH OF THE NORTHWEST CORNER OF SECTION 32, TOWNSHIP 27 SOUTH, RANGE 3 WEST OF THE 6<sup>TH</sup> P.M., SEDGWICK COUNTY, KANSAS, SAID POINT BEING ON THE SOUTH LINE OF 15<sup>TH</sup> STREET; THENCE CONTINUING EAST ALONG SAID STREET LINE 2,640 FEET MORE OR LESS; THENCE NORTH 393 FEET MORE OR LESS; THENCE EAST 268.87 FEET MORE OR LESS; THENCE NORTH TO THE SOUTH LINE OF THE US HIGHWAY 54/400 RIGHT-OF-WAY; THENCE WEST ALONG SAID RIGHT-OF-WAY LINE TO THE EAST LINE OF 295<sup>TH</sup> STREET WEST; THENCE NORTH ALONG SAID STREET LINE TO THE NORTH LINE OF THE US HIGHWAY 54/400 RIGHT-OF-WAY; THENCE SOUTHEAST ALONG SAID RIGHT-OF-WAY LINE TO A POINT 1,320 FEET MORE OR LESS EAST OF THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 29, TOWNSHIP 27 SOUTH, RANGE 3 WEST OF THE 6<sup>TH</sup> P.M., SEDGWICK COUNTY, KANSAS; THENCE NORTH TO THE SOUTH LINE OF 6<sup>TH</sup> STREET SOUTH; THENCE WEST ALONG SAID STREET LINE TO THE WEST LINE OF 295<sup>TH</sup> STREET WEST; THENCE SOUTH PARALLEL WITH 295<sup>TH</sup> STREET TO A POINT DIRECTLY EAST OF THE NORTHEAST CORNER OF LOT 21, BENTWOOD ADDITION REPLAT TO GARDEN PLAIN; THENCE WEST TO THE NORTHEAST CORNER OF SAID LOT 21; THENCE NORTHWESTERLY ON THE NORTH LINE OF SAID BENTWOOD ADDITION REPLAT TO THE NORTHWEST CORNER OF LOT 1 OF SAID REPLAT; THENCE SOUTH ALONG THE WEST LINE OF THE BENTWOOD ADDITION REPLAT AND THE BENTWOOD ADDITION, TO A POINT 425.00 FEET NORTH

OF THE SOUTH LINE OF SECTION 30; THENCE WEST PARALLEL WITH THE SOUTH LINE OF SAID SECTION 30 A DISTANCE OF 525.0 FEET; THENCE SOUTH PARALLEL WITH THE WEST LINE OF THE EAST HALF OF SAID SOUTHEAST QUARTER A DISTANCE OF 125.00 FEET; THENCE WEST PARALLEL WITH THE SOUTH LINE OF SAID SECTION 30 A DISTANCE OF 245.0 FEET; THENCE SOUTH 240.0 FEET TO A POINT 60 FEET NORTH OF THE SOUTH LINE OF SAID SECTION 30; THENCE WEST PARALLEL WITH THE SOUTH LINE OF SAID SECTION 30, A DISTANCE OF 338.0 FEET MORE OR LESS TO THE EXTENDED WEST RIGHT-OF-WAY LINE OF WEST STREET AS PLATTED IN FISHER'S ADDITION TO GARDEN PLAIN, KANSAS; THENCE IN A SOUTHERLY DIRECTION ALONG THE WEST-RIGHT-OF-WAY LINE OF WEST STREET AS PLATTED IN SAID FISHER'S ADDITION AND AS PLATTED IN THE SUPPLEMENTAL PLAT OF GARDEN PLAIN, SEDGWICK COUNTY, KANSAS, TO THE NORTHEAST CORNER OF LOT 7, BLOCK 3 OF FISHER'S ADDITION TO GARDEN PLAIN, KANSAS; THENCE WEST TO THE NORTHWEST CORNER OF SAID LOT 7; THENCE SOUTH TO THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 27 SOUTH, RANGE 3 WEST OF THE 6<sup>TH</sup> P.M.; THENCE EAST ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER A DISTANCE OF 285.02 FEET; THENCE SOUTHWEST ON A CURVE TO THE LEFT WITH A RADIUS OF 1959.86 FEET AND AN ARC LENGTH OF 337.69 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 31, SAID POINT BEING 167.05 FEET SOUTH OF THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SECTION 31; THENCE NORTH ON THE EAST LINE OF THE SOUTHWEST QUARTER FOR 62.95 FEET; THENCE SOUTHWEST ON THE NORTH RAILROAD RIGHT-OF-WAY LINE TO THE WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 31, SAID POINT BEING 700.15 FEET NORTH OF THE SOUTHWEST CORNER OF SECTION 31; THENCE SOUTH ON THE WEST LINE OF THE SOUTHWEST QUARTER OF SECTION 31 FOR 246.34 FEET TO THE INTERSECTION OF THE WEST LINE OF THE SOUTHWEST QUARTER AND THE SOUTH RAILROAD RIGHT-OF-WAY LINE; THENCE NORTHEAST ON THE SOUTH RAILROAD RIGHT-OF-WAY LINE; THENCE NORTHEAST ON THE SOUTH RAILROAD RIGHT-OF-WAY LINE TO THE EAST LINE OF THE SOUTHWEST QUARTER OF SECTION 31, SAID POINT BEING 355.88 FEET SOUTH OF THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF SECTION 31; THENCE SOUTH ON THE EAST LINE OF THE SOUTHWEST QUARTER FOR 62.94 FEET; THENCE NORTHEAST ON AN ANGLE TO THE RIGHT OF 52°35'38" FOR A DISTANCE OF 151.49 FEET; THENCE ON A TANGENT CURVE TO THE RIGHT WITH A RADIUS OF 1759.86 FEET TO THE NORTHWEST CORNER OF LOT 9, SOUTHWEST ADDITION TO GARDEN PLAIN; THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST ADDITION, 147.65 FEET TO THE SOUTHWEST CORNER OF SAID SOUTHWEST ADDITION; THENCE EAST ALONG THE SOUTH LINE OF SAID

SOUTHWEST ADDITION, A DISTANCE OF 561.36 FEET; THENCE SOUTH PARALLEL WITH THE EXTENDED WEST LINE OF BEIRMANN STREET, A DISTANCE OF 531.63 FEET MORE OR LESS TO THE SOUTH LINE OF LOT 6, BLOCK 36 AS PLATTED IN THE SUPPLEMENTAL PLAT OF GARDEN PLAIN, SEDGWICK COUNTY, KANSAS; THENCE EAST ON THE SOUTH LINE OF LOT 6 FOR A DISTANCE OF 9.30 FEET; THENCE SOUTH PARALLEL WITH THE EXTENDED WEST LINE OF MAIN STREET AS PLATTED IN THE SUPPLEMENTAL PLAT OF GARDEN PLAIN FOR A DISTANCE OF 466.7 FEET; THENCE EAST PARALLEL WITH THE NORTH LINE OF AVENUE "F" AS PLATTED IN THE SUPPLEMENTAL PLAT OF GARDEN PLAIN TO THE EXTENDED EAST LINE OF MAIN STREET; THENCE NORTH TO THE NORTHWEST CORNER OF BLOCK 34 AS PLATTED IN THE SUPPLEMENTAL PLAT; THENCE EAST ON THE SOUTH RIGHT-OF-WAY LINE OF SAID AVENUE "E" TO THE NORTHEAST CORNER OF LOT 14, BLOCK 32 AS PLATTED IN SAID SUPPLEMENTAL PLAT OF GARDEN PLAIN, SEDGWICK COUNTY, KANSAS; THENCE SOUTH ALONG THE EXTENDED EAST LINE OF SAID BLOCK 32, A DISTANCE OF 730.65 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 31, TOWNSHIP 27 SOUTH, RANGE 3 WEST; THENCE EAST, ALONG SAID SOUTH LINE, A DISTANCE OF 30.01 FEET TO THE SOUTHWEST CORNER OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 27 SOUTH, RANGE 3 WEST; THENCE EAST ALONG THE SOUTH LINE OF SAID NORTH HALF, A DISTANCE OF 30.01 FEET; THENCE CONTINUING EAST ALONG THE SOUTH LINE OF SAID NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 27 SOUTH, RANGE 3 WEST A DISTANCE OF 2567.66 FEET TO THE SOUTHEAST CORNER OF SAID NORTH HALF; THENCE NORTH ALONG THE EAST LINE OF SAID NORTH HALF A DISTANCE OF 1355.17 FEET TO THE NORTHEAST CORNER OF SAID SOUTHWEST QUARTER AND THE SOUTH RIGHT-OF-WAY LINE OF THE AT&SF RAILROAD; THENCE EAST ON THE SOUTH RAILROAD RIGHT-OF-WAY TO THE EAST LINE OF THE NORTHEAST QUARTER OF SECTION 34, TOWNSHIP 27 SOUTH, RANGE 3 WEST; THENCE NORTH ON THE EAST LINE OF SAID SECTION 34 TO THE NORTH RIGHT-OF-WAY LINE OF THE AT&SF RAILROAD; THENCE WEST ON THE NORTH LINE OF THE AT&SF RAILROAD TO A POINT 30 FEET EAST OF THE WEST LINE OF THE NORTHWEST QUARTER OF SECTION 32, TOWNSHIP 27 SOUTH, RANGE 3 WEST; THENCE NORTH PARALLEL WITH AND 30.0 FEET EAST FROM THE WEST LINE OF THE NORTHWEST QUARTER TO A POINT THAT IS 2271.86 FEET SOUTH AND 30.00 FEET EAST OF THE NORTHWEST CORNER OF SAID SECTION 32; THENCE EAST PARALLEL WITH THE SOUTH LINE OF SAID NORTHWEST QUARTER A DISTANCE OF 535 FEET; THENCE NORTH PARALLEL WITH THE WEST LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 155 FEET; THENCE EAST PARALLEL WITH THE SOUTH LINE OF SAID NORTHWEST QUARTER A DISTANCE OF

184.74 FEET; THENCE NORTH PARALLEL WITH THE WEST LINE OF SAID NORTHWEST QUARTER A DISTANCE OF 2056.86 FEET TO THE POINT OF BEGINNING.

AND

CITY OF GARDEN PLAIN, KANSAS BOUNDARY DESCRIPTION FOR ISLAND AREA  
LOCATED NORTHEAST OF 23RD ST. SOUTH & MAIN STREET  
DECEMBER 28, 2005

BEGINNING AT AN IRON PIN AT THE SOUTHWEST CORNER OF LOT 3, TIM LOEHR ADDITION, SEDGWICK COUNTY, KANSAS; THENCE ON AN ASSUMED BEARING OF S89°59'02"E ALONG THE SOUTH LINE OF SAID LOT 3, A DISTANCE OF 247.38 FEET TO AN IRON PIN; THENCE N01°50'21"E, A DISTANCE OF 384.19 FEET TO AN IRON PIN OF THE NORTHERLY LINE OF SAID LOT 3; THENCE N01°50'35"E ALONG THE WEST SIDE OF LOT 2 SAID ADDITION, A DISTANCE OF 259.94 FEET; THENCE WEST PARALLEL WITH THE SOUTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 31, TOWNSHIP 27 SOUTH, RANGE 3 WEST, OF THE 6TH P.M., A DISTANCE OF 272.31 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF THE COUNTY ROAD, AS RECORDED IN MISC. BOOK 581, AT PAGE 458; THENCE SOUTH ALONG THE EAST RIGHT-OF-WAY LINE OF SAID COUNTY ROAD, A DISTANCE OF 643.7 FEET TO THE POINT OF BEGINNING.

**ADOPTED** by the Governing Body of the City of Garden Plain, Kansas on December 3, 2025.

---

Kevin Hammond, Mayor

ATTEST:

---

Kimberly McCormick, City Clerk

RESOLUTION NO. 246

**A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF GARDEN PLAIN, KANSAS DETERMINING THE ADVISABILITY OF ISSUING TAXABLE INDUSTRIAL REVENUE BONDS FOR THE PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION, FURNISHING AND EQUIPPING OF A MULTIFAMILY RESIDENTIAL RENTAL FACILITY TO BE LOCATED IN THE CITY; AUTHORIZING EXECUTION OF RELATED DOCUMENTS.**

**WHEREAS**, the City of Garden Plain, Kansas (the “Issuer”) desires to promote, stimulate and develop the general economic welfare and prosperity of the City, and thereby to further promote, stimulate and develop the general economic welfare and prosperity of the State of Kansas; and

**WHEREAS**, pursuant to the provisions of the Kansas Economic Development Revenue Bond Act, as amended and codified in K.S.A. 12-1740 *et seq.* (the “Act”), the Issuer is authorized to issue revenue bonds for such purposes, and it is hereby found and determined to be advisable and in the interest and for the welfare of the Issuer and its inhabitants that revenue bonds of the Issuer in the principal amount of approximately \$2,800,000 be authorized and issued, in one or more series, to provide funds to pay the costs of a multifamily residential rental facility, of approximately 10 units (the “Project”), to be located in the Issuer and to be leased by the Issuer to Renner Properties, LLC, a Kansas limited liability company, or another legal entity to be formed by the principals thereof (the “Tenant”); and

**WHEREAS**, in accordance with the Act, a public hearing was held by the governing body of the Issuer on December 3, 2025, after notice thereof was duly provided, and the Issuer has caused to be prepared an analysis of the costs and benefits of the property tax exemption referenced herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GARDEN PLAIN, KANSAS:**

Section 1. **Public Purpose.** The governing body of the Issuer (the “Governing Body”) hereby finds and determines that the Project will promote, stimulate and develop the general economic welfare and prosperity of the Issuer, and thereby further promote, stimulate and develop the general economic welfare and prosperity of the State of Kansas.

Section 2. **Authorization to Acquire Project; Intent to Issue Bonds.** The Issuer is hereby authorized to proceed with the acquisition, construction, furnishing and equipping of the Project and to issue its revenue bonds, in one or more series, in an approximate principal amount of \$2,800,000 (the “Bonds”) to pay the costs thereof, subject to satisfaction of the conditions of issuance set forth herein.

Section 3. **Conditions to Issuance of Bonds.** The issuance of the Bonds is subject to: (a) the passage of an ordinance authorizing the issuance of the Bonds; (b) the successful negotiation of a Trust Indenture or Bond Agreement, Guaranty Agreement, if any, Site Lease, Project Lease or other legal documents necessary to accomplish the issuance of the Bonds, the terms of which shall be in compliance with the Act and mutually satisfactory to the Issuer and the Tenant; (c) the successful negotiation and sale of the Bonds to a purchaser or purchasers yet to be determined (the “Purchaser”), which sale shall be the responsibility of the Tenant and not the Issuer; (d) the receipt of the approving legal opinion of Gilmore & Bell, P.C. (“Bond Counsel”) in form acceptable to the Issuer, the Tenant and the Purchaser; (e) the obtaining

of all necessary governmental approvals to the issuance of the Bonds; (f) the commitment to and payment by the Tenant or Purchaser of all expenses relating to the issuance of the Bonds, including, but not limited to: (i) expenses of the Issuer and the Issuer's attorney; (ii) any underwriting or placement fees and expenses; (iii) all legal fees and expenses of Bond Counsel; and (iv) all recording and filing fees, including fees of the Kansas Board of Tax Appeals; and (g) the satisfactory negotiation of an agreement with the Tenant relating to the payment or exemption of all or a portion of property taxes assessed against the Project after issuance of the Bonds.

Section 4. **Property Tax Exemption.** The Issuer hereby determines that pursuant to the provisions of K.S.A. 79-201a *Twenty-Fourth*, the Project, to the extent purchased or constructed with the proceeds of the Bonds, should be exempt from payment of ad valorem property taxes for ten years commencing with the year following the year in which the Bonds are issued, provided proper application is made therefor; and further provided that no exemption may be granted from the ad valorem property tax levied: (a) by a school district pursuant to the provisions of K.S.A. 72-53,113, and amendments thereto; and (b) for the uses restricted pursuant to the provisions of K.S.A. 79-201a, *Second* and *Twenty-Fourth*. In making such determination the governing body of the Issuer has conducted the public hearing and reviewed the analysis of costs and benefits of such exemption required by K.S.A. 12-1749d. The Tenant is responsible for preparing such application and providing the same to the Issuer for its review and submission to the State Board of Tax Appeals.

Section 5. **Sales Tax Exemption.** The Governing Body hereby determines that pursuant to the provisions of K.S.A. 79-3601 *et seq.* (the "Sales Tax Act"), particularly 79-3606(b) and (d) and other applicable laws, sales of tangible personal property or services purchased in connection with acquisition, construction, furnishing and equipping of the Project and financed with proceeds of the Bonds are entitled to exemption from the tax imposed by the Sales Tax Act; provided proper application is made therefore. In the event that the Bonds are not issued, for any reason, the Tenant will not be entitled to a sales tax exemption under the terms of the Sales Tax Act and will remit to the State Department of Revenue all sales taxes that were not paid due to reliance on the sales tax exemption certificate granted hereunder.

Section 6. **Reliance by Tenant; Limited Liability of Issuer.** It is contemplated that in order to expedite acquisition of the Project and realization of the benefits to be derived thereby, the Tenant may incur temporary indebtedness or expend its own funds to pay costs of the Project prior to the issuance of the Bonds. Proceeds of Bonds may be used to reimburse the Tenant for Project expenditures made prior to the date this Resolution is adopted. The Bonds herein authorized and all interest thereon shall be paid solely from the revenues to be received by the Issuer from the Project and not from any other fund or source. The Issuer shall not be obligated on such Bonds in any way, except as herein set out. In the event that the Bonds are not issued, the Issuer shall have no liability to the Tenant.

Section 7. **Further Action.** The Clerk is hereby authorized to deliver an executed copy of this Resolution to the Tenant. The Mayor, Clerk and other officials and employees of the Issuer, including the Issuer's attorney and Bond Counsel, are hereby further authorized and directed to take such other actions as may be appropriate or desirable to accomplish the purposes of this Resolution, including, but not limited to: (a) cooperate with the Tenant in filing an application for a sales tax exemption certificate with the Kansas Department of Revenue with respect to Bond-financed property; (b) execution on behalf of the Issuer of the information statement regarding the proposed issuance of the Bonds to be filed with the State Board of Tax Appeals pursuant to the Act; and (c) cooperate with the Tenant to establish the *ad valorem* property tax exemption for the Project, as described herein.

Section 8.       **Effective Date; Repealer.** This Resolution shall become effective upon adoption by the Governing Body and shall remain in effect until December 31, 2026, unless extended by affirmative vote of a majority of the Governing Body.

[BALANCE OF THIS PAGE INTENTIONALLY LEFT BLANK]

**ADOPTED** by the Governing Body of the City of Garden Plain, Kansas on December 3, 2025.

[SEAL]

---

Mayor

Attest:

---

Clerk

**CERTIFICATE**

I hereby certify that the above and foregoing is a true and correct copy of the Resolution of the Issuer adopted by the Governing Body on December 3, 2025, as the same appears of record in my office.

DATED: December 3, 2025.

---

Clerk