

**CITY COMMISSION MEETING  
Winfield, Kansas**

DATE: Tuesday, September 05, 2017  
TIME: 5:30 p.m.  
PLACE: City Commission – Community Council Room – First Floor – City Building

**AGENDA**

CALL TO ORDER .....Mayor Brenda K. Butters  
ROLL CALL.....City Clerk, Brenda Peters  
MINUTES OF PRECEDING MEETING.....Monday, August 21, 2017

**PRESENTATION**

-Presentation of Award to Jeff Graham for

**OATH OF OFFICE**

-Oath of Office for Police Chief Brett Stone

**BUSINESS FROM THE FLOOR**

-Citizens to be heard

**OLD BUSINESS**

**Bill No. 1753 – A Resolution** – Setting forth findings that the structure, a house, located on a tract of land legally described as follows *Lot 7 and 8, Block 14, College Hill Addition, Winfield, Kansas*, commonly known as 420 Soward St. recorded in Book 578 Page 154, in the Office of the Register of Deeds in Cowley County, Kansas, is unsafe and/or dangerous and ordering said structure to be repaired or removed in ninety (90) days. (Tabled on July 17, 2017 until August 21, 2017.)

**NEW BUSINESS**

Ordinances & Resolutions

**Bill No. 1767 – An Ordinance** – Amending Chapter 74 of the Code of Ordinances of the City of Winfield, Kansas, relating to The Standard Traffic Ordinance and General Provisions, by the amendment of Sections 74-81 and 74-82.

**Bill No. 1768 – An Ordinance** – Amending Chapter 58, of the Code of Ordinances of the City of Winfield, Kansas, relating to the Uniform Public Offense Code for Kansas Cities, 2016 Edition, by the amendment of Section 58-1.

**Bill No. 1769 – An Ordinance** – Amending Chapter 18 of Municipal Code of the City of Winfield by the repeal of Section 18- 61 thru Section 18-220 of said Chapter and the adoption in lieu thereof of a new Chapter 18 Section 18- 61 thru Section 18-220.

**Bill No. 1770 – An Ordinance** – Deleting Chapter 38 of The Winfield City Code by the repeal of Section 38- 31 thru Section 38-60 and Section 38-134 of said Chapter and the adoption in lieu thereof of a new Chapter 38 Section 38- 31 thru Section 38-60 and Section 38-134. - reserved.

**Bill No. 1771 – A Resolution** - Adopting a revised Purchasing Policy for the City of Winfield procurement process.

**Bill No. 1772 – A Resolution** - Authorizing an Outdoor Community Event and Temporary Entertainment District Application (Young Professionals of Cowley County)

**OTHER BUSINESS**

-Consider Bids for Sewer Rehab Project

**ADJOURNMENT**

-Next regular meeting 5:30 p.m. Monday, September 18, 2017.

**CITY COMMISSION MEETING MINUTES**  
**Winfield, Kansas**  
**August 21, 2017**

The Board of City Commissioners met in regular session, Monday, August 21, 2017 at 5:30 p.m. in the City Commission-Community Council Meeting Room, City Hall; Mayor Brenda K. Butters presiding. Commissioner Ronald E. Hutto was also present. Also in attendance were Jeremy Willmoth, City Manager; Brenda Peters, City Clerk and William E. Muret, City Attorney. Other staff members present were Gary Mangus, Assistant to the City Manager; Patrick Steward, Director of Community Development; and Mark Olney, Director of Parks and Public Lands.

City Clerk Peters called roll. Commissioner Thompson was noted as absent.

Commissioner Hutto moved that the minutes of the August 7, 2017 meeting be approved. Mayor Butters seconded the motion. With both Commissioners voting aye, motion carried.

**OLD BUSINESS**

**Bill No. 1753 – A Resolution** – Setting forth findings that the structure, a house, located on a tract of land legally described as follows *Lot 7 and 8, Block 14, College Hill Addition, Winfield, Kansas*, commonly known as 420 Soward St. recorded in Book 578 Page 154, in the Office of the Register of Deeds in Cowley County, Kansas, is unsafe and/or dangerous and ordering said structure to be repaired or removed in ninety (90) days. (Tabled on July 17, 2017 until August 21, 2017.) Winfield Attorney Mark Krusor spoke on behalf of Tracy Schumacher who is the disputed owner of record and gave an update of where the determination of ownership of the property is. Krusor asks the Commission for more time to try and determine who actually owns the property, or how the Schumachers could obtain a clear title to the property. Two concerns that the Commission expressed were that the ability to pay back property taxes is there, and that City staff be able to gain access inside the property for further evaluation pertaining to condemnation. Tracy Schumacher was also present and is considered the possible owner of record, and agreed to coordinate an interior inspection with Community Development Director Steward before the next regular meeting on September 5, 2017. Commissioner Hutto moved to table Bill No. 1753 until September 5, 2017. Mayor Butters seconded the motion. With both Commissioners voting aye, Bill No. 1753 was tabled until September 5, 2017.

**BUSINESS FROM THE FLOOR**

**NEW BUSINESS**

**Bill No. 1763 – An Ordinance** – Authorizing the City of Winfield, Kansas to approve the issuance by the Kansas Independent College Finance Authority of the authority's Educational Facilities Revenue Bonds in an aggregate principal amount not to exceed \$3,100,000 for the purpose of refunding certain bonds to refinance certain projects of the Southwestern College; authorizing the designation of such bonds as qualified tax-exempt obligations; authorizing and approving the execution of certain documents certain other actions in connection with the bonds. City Clerk Peters explains that Southwestern College wishes to do some re-financing of their debt. As part of this process, the City must acknowledge that this refinancing becomes part of the annual debt allowance

for the City, by statute, of ten million dollars. This ordinance authorizes the college to issue or re-finance debt of \$3,100,000 in 2017 under the City's legal debt limit. Upon motion by Commissioner Hutto, seconded by Mayor Butters both Commissioners voting aye, Bill No. 1763 was adopted and numbered Ordinance No. 4065.

**Bill No. 1764 – An Ordinance** – Adopting an annual budget of the City of Winfield, Kansas, for the year ending December 31, 2018, and providing for expenditures not to exceed amounts stated herein. City Manager Willmoth explains that this action is the formal adoption of the City of Winfield's budget authority for 2018 for expenditures not to exceed \$60,578,186. Upon motion by Commissioner Hutto, seconded by Mayor Butters both Commissioners voting aye, Bill No. 1764 was adopted and numbered Ordinance No. 4066.

**Bill No. 1765 – An Ordinance** – Relating to and providing an amount of ad valorem tax to be levied as provided for under K.S.A. 79-1801 et seq. for the purpose of raising revenue for the General Fund, Special Liability Expense Fund, Industrial Development Fund, General Bond and Interest Fund and Library Fund. City Manager Willmoth explains that the ordinance formally authorizes the levy of property tax for the City of Winfield for 2018 for \$3,773,283. Upon motion by Commissioner Hutto, seconded by Mayor Butters both Commissioners voting aye, Bill No. 1765 was adopted and numbered Ordinance No. 4067.

**Bill No. 1766 – A Resolution** – Authorizing and directing the issuance, sale and delivery of General Obligation Temporary Notes, Series 2017-1, of City of Winfield, Kansas; providing for the levy and collection of an annual tax, if necessary, for the purpose of paying the principal of and interest on said notes as they become due; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith. David Arteberry representing George K. Baum and Company explains that this is the final step to authorize the issuance of the temporary notes, Series 2017-1. These notes totaling \$6,305,000 are being financed by a consortium of local banks as follows: RCB Bank participating with \$2,105,000; Community National Bank participating with \$2,100,000; and Union State Bank participating with \$2,100,000. Arteberry also explains that the notes will come due on December 1, 2018, but that the City will have the option to pre-pay the notes without penalty after June 1, 2018. Upon motion by Commissioner Hutto, seconded by Mayor Butters all Commissioners voting aye, Bill No. 1766 was adopted and numbered Resolution No. 5217.

#### **OTHER BUSINESS**

-Consider Board Appointments -City Clerk Peters presented possible appointments to the Commission for the Convention and Tourism Committee, the Park Board, the Street and Transportation Advisory Task Force, KMGGA Board of Directors. Peters also informs the Commission of the resignation of Eric Andreas from the Street & Transportation Advisory Task Force. Commissioner Hutto made a motion to accept the board appointments as submitted:

Convention & Tourism Committee:  
Kaydee Riggs-Johnson

Park Board  
Joyce McArtor

Street & Transportation Advisory Task Force  
Wayne Steadham

KMGA Board of Directors  
Adam R. "Gus" Collins

Mayor Butters seconded the motion. With both Commissioners voting aye, motion carried.

-Consider voting delegates for the Annual League of Kansas Municipalities September 16-18, 2017. Commissioner Hutto made a motion that City Manager Jeremy Willmoth be appointed as voting delegate at the League of Kansas Municipalities annual conference. Mayor Butters seconded the motion. With both Commissioners voting aye, motion carried.

-Consider contract to paint the Aquatics Center – Director of Parks and Public Lands, Mark Olney, explains that the Aquatics Center pool is in need of painting and recommends approving an agreement with D.E.M. Enterprises, LLC for a project cost of \$108,026. Commissioner Hutto moved to accept the bid from D.E.M. Enterprises, LLC for painting the pool for a cost of \$108,026. Motion was seconded by Mayor Butters. With both Commissioners voting aye, motion carried.

**ADJOURNMENT**

Upon motion by Commissioner Hutto, seconded by Mayor Butters, both Commissioners voting aye, the meeting adjourned at 5:50 p.m.

Signed and sealed this 31<sup>st</sup> day of August 2017.

Signed and approved this 5<sup>th</sup> day of September 2017.

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Brenda Peters, City Clerk

Brenda K. Butters, Mayor

(Published in the *Cowley Courier Traveler* on July 21, 2017)

**BILL NO. 1753**

**RESOLUTION NO. 4417**

**A RESOLUTION**

**SETTING** forth findings that the structure, a house, located on a tract of land legally described as follows *Lot 7 and 8, Block 14, College Hill Addition, Winfield, Kansas*, commonly known as **420 Soward St.**, recorded in **Book 578 Page 154**, in the Office of the Register of Deeds in Cowley County, Kansas, is unsafe and/or dangerous and ordering said structure to be repaired or removed in ninety (90) days.

**WHEREAS**, the Governing Body, by **Resolution No. 3117**, scheduled a hearing for July 17th 2017 at 5:30 p.m. to hear evidence to determine if the structure hereinafter described is unsafe and/or dangerous; and,

**WHEREAS**, on the 17th of July, 2017 the Governing Body heard all the evidence submitted.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:**

**Section 1.** The Governing Body hereby finds that the structure located on a tract of land legally described as: *Lot 7 and 8, Block 14, College Hill Addition, Winfield, Kansas*, commonly known as **420 Soward St.**, recorded in **Book 578 Page 154**, in the Office of the Register of Deeds in Cowley County, Kansas, is unsafe and dangerous and hereby directs the owner to remove or repair said structure and make the premises safe and secure. The owner has ninety (90) days from the date of publication of this resolution or building permit date, whichever comes first, to complete repair work, bring the structure into code compliance and make said structure safe and habitable. Compliance must meet city standards and expectations. The owner must have the structure inspected by the city inspector and obtain a Certificate of Occupancy from the Inspection Department before said structure is deemed safe, habitable and ready for occupancy. Regardless of the expenditures and/or progress on the structure, if the owner fails to complete the repair within the time frame specified or fails to diligently prosecute the same until the work is completed, then at its discretion said Governing body will cause the structure to be razed and removed or extend the time period. The cost of razing and removal, less salvage, if any, shall be assessed as a special assessment against the parcel of land upon which the structures are located.

**Section 2.** Within thirty (30) days of publication, the owner shall provide to the Building Official a detailed written plan for rehabilitation or removal of the structure complete with estimated costs and completion date. Failure to provide said plan within the designated time shall constitute waiving of the established time for repair established in Section 1.

**Section 3.** The City Clerk shall cause said findings to be filed with the Register of Deeds of Cowley County, Kansas.

**Section 4.** This resolution shall be in full force and effect from and after its adoption and publication in the official city newspaper.

**ADOPTED** this 17th day of July, 2017.

(SEAL)

\_\_\_\_\_  
Brenda K. Butters, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

Approved as to form: \_\_\_\_\_  
William E. Muret, City Attorney

Approved for Commission action: \_\_\_\_\_  
Jeremy Willmoth, City Manager/jha

*(First published in the Cowley Courier Traveler on September 8, 2017)*

**BILL NO. 1767**

**ORDINANCE NO. 4068**

**AN ORDINANCE**

**AMENDING** Chapter 74 of the Code of Ordinances of the City of Winfield, Kansas, relating to The Standard Traffic Ordinance and General Provisions, by the amendment of Sections 74-81 and 74-82.

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:**

**Section 1.** Section 74-81 of Chapter 74 of the Code of Ordinances of the City of Winfield, Kansas, is hereby amended by the repeal of Section 74-81 and by adoption of a new Section 74-81, which new Section shall read as follows:

Section 74-81. Incorporated by reference.

There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Winfield that certain standard traffic ordinance known as the “Standard Traffic Ordinance for Kansas Cities”, Edition 2017, prepared and published in spiral form by the League of Kansas Municipalities, 300 S.W. Eighth Street, Topeka, Kansas 66603, save and except such articles, sections, parts or portion as are hereafter omitted, deleted, modified or changed. One copy of the Standard Traffic Ordinance shall be marked or stamped “Official Copy as Incorporated by Ordinance No. 4068 of the City of Winfield, Kansas”, 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 the incorporating ordinance and which shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable business hours. The police department, municipal judge and all administrative departments of the city charged with enforcement of this code 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.** Section 74-82 of Chapter 74 of the Code of Ordinances of the City of Winfield, Kansas, is hereby amended by the repeal of Section 74-82 and by the adoption of a new Section 74-82, which shall read as follows:

Section 74-82. Deletions and additions.

The said Standard Traffic Ordinance is amended for use in the city as follows:

- (a) Section 33, subsection (a) relating to and headed “Maximum Speed Limits” of said Standard Traffic Ordinance is hereby declared to be and is omitted, and in lieu thereof, a new subsection (a) of said Section 33 is substituted therefor, which shall read as follows:

“Except when a special hazard exists that requires lower speed for compliance with Section 32 of said Standard Traffic Ordinance, or Chapter 74, Article III, Section 74-82 of the Code of Ordinances of the City of Winfield, Kansas, the limits specified in this Section are established as hereinafter authorized shall be maximum, lawful speeds, and no person shall drive a vehicle at a speed in excess of such maximum limits:

- (1) Fifteen (15) m.p.h. in any park except Tunnel Mill;
- (2) Twenty (20) m.p.h. in any business district except the following locations:
- (a) Main Street from Fifth Avenue to Seventh Avenue;
  - (b) Main Street from Eleventh Avenue to Twelfth Avenue;
  - (c) Ninth Avenue from Menor Street to Millington Street;
  - (d) Ninth Avenue from Loomis Street to Fuller Street.

Twenty (20) m.p.h. in the following locations:

- (a) Cherry Street from the Missouri Pacific Railroad tracks to Fourteenth Avenue;
- (b) Fifteenth Avenue from John Street to Cherry Street;
- (c) Fifteenth Avenue from Ritchie Street to Mound Street;
- (d) John Street from Howland Street to Fifteenth Avenue;
- (e) Manning Street from Seventeenth Avenue to Sixteenth Avenue;
- (f) Ritchie Street from Fifteenth Avenue to Fourteenth Avenue;
- (g) Sixteenth Avenue from Manning Street to Main Street;
- (h) Seventeenth Avenue from Manning Street to Main Street;
- (i) Tunnel Mill Dam Road throughout the park area;
- (j) Warren Avenue from Houston Street to Stevens Street;
- (k) In a school zone governed by a flashing yellow 20-miles-per-hour speed limit indicator when it is operating or in any marked school zone during the hours of 7:30 a.m. to 8:30 a.m., (10:45 a.m. to 12:30 p.m. on Eighth Avenue only) and 3:00 p.m. to 4:00 p.m. (2:45 p.m. to 4:00 p.m. on Eighth Avenue only) when school is in session;
- (l) At the City Lake;
- (m) In a hospital zone on Fifth Avenue from 52 feet west of Cherry Street to 97 feet east of Park Street.

- (3) Thirty (30) m.p.h. in the following locations:
- (a) Any residence district;\*
  - (b) College Street from Ninth Avenue to H.N. Banner Road;
  - (c) Fourteenth Avenue from Country Club Road to Main Street;

- (d) Main Street from Fifteenth Avenue to Eleventh Avenue;
- (e) Main Street from Seventh Avenue to Fourth Avenue;
- (f) Nineteenth Avenue from Main Street to the east city limits;
- (g) Ninth Avenue from 490 feet west of Mill Street to Manning Street;
- (h) Ninth Avenue from Loomis Street to Alexander Street;
- (i) Viking Boulevard from 150 feet north of Warren Avenue to H.N. Banner Road;
- (j) Wheat Road from K-360 to Ninth Avenue.\*
- (k) Twelfth Avenue between Wheat Road and K-360;
- (l) All streets within Winfield Industrial Park, Taylor Industrial Park, Utt Business and Industrial Park and Gottlob Business Park.

\*Except when school zone is in effect.

- (4) Thirty-five (35) m.p.h. in the following locations:
  - (a) Main Street from K-360 to Fifteenth Avenue;
  - (b) Main Street from Fourth Avenue to Welfelt Drive;
  - (c) Welfelt Drive from Main Street to the north city limits;
  - (d) Ninth Avenue from Alexander Street to Wheat Road.
- (5) Forty (40) m.p.h. in the following locations:
  - (a) College Street from H.N. Banner Road to 210 feet west of the north entrance to the Winfield Correctional Facility;
  - (b) Ninth Avenue from Wheat Road to Simpson Street.
- (6) Forty-five (45) m.p.h. in the following locations:
  - (a) College Street from 210 feet west of the north entrance to the Winfield Correctional Facility to the north city limits;
  - (b) Country Club Road from the south city limits to Ninth Avenue;
  - (c) Main Street from 575 feet south of the Walnut River bridge to K-360;
  - (d) Ninth Avenue from the west city limits to 490 feet west of Mill Street;
  - (e) Ninth Avenue from Simpson Street to the east city limits;
  - (f) Thirty-third Avenue from the west city limits to U.S. Highway 77.
- (7) Fifty-five (55) m.p.h. on U.S. Highway 77 from the south city limits to 575 feet south of the Walnut River bridge.

The maximum speed limits established by or pursuant to this paragraph shall be of force and effect regardless of whether signs are posted giving notice thereof and notwithstanding any signs giving notice of maximum speed limits in excess thereof, and any sign giving notice of a maximum speed limit in excess of the limits established by or pursuant to this paragraph shall not be of any force or effect.

- (b) Section 51 relating to and headed “U Turns, When No Signs; Where Prohibited” of said Standard Traffic Ordinance is hereby declared to be and is deleted, and in lieu thereof, a new Section 51 is substituted therefor, which shall read as follows:

“The driver of any vehicle shall not turn such vehicle so as to proceed in the opposite direction upon any street in a business district, nor upon any other street unless such movement can be made in safety without interfering with other traffic. Further, it is unlawful for the driver of any vehicle to turn such vehicle across the center line of a street located in the business district for the purpose of parking on the opposite side of the street.”

- (c) Section 104 of said Standard Traffic Ordinance is hereby deleted.

**Section 3.** This ordinance shall be in full force and effect from and after its passage and publication in the official City newspaper.

**ADOPTED** this 5th day of September, 2017.

**CITY OF WINFIELD, KANSAS**

(SEAL)

By \_\_\_\_\_  
Brenda K. Butters, Mayor

**ATTEST:**

\_\_\_\_\_  
Brenda Peters, City Clerk

Approved as to form: \_\_\_\_\_  
William E. Muret, City Attorney

Approved for Commission action: \_\_\_\_\_  
Jeremy Willmoth, City Manager

*(First published in the Cowley Courier Traveler on Friday, August 8, 2017)*

**BILL NO. 1768**

**ORDINANCE NO. 4069**

**AN ORDINANCE**

**AMENDING** Chapter 58, of the Code of Ordinances of the City of Winfield, Kansas, relating to the Uniform Public Offense Code, for Kansas Cities, 2017 Edition, by the amendment of Section 58-1.

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:**

**Section 1.** Section 58-1 of Chapter 58 of the Code of Ordinances of the City of Winfield, Kansas, is hereby amended by the repeal of Section 58-1 and the adoption of a new Section 58-1, which new section shall read as follows:

Section 58-1. Incorporated by reference.

There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City that certain code known as the Uniform Public Offense Code for Kansas Cities, 2017 Edition, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such Articles, Sections, parts or portions as are omitted, deleted, modified or changed. Not less than three copies of the Uniform Public Offense Code shall be marked or stamped "Official Copy as Incorporated by Ordinance No. 4069 of the City of Winfield, Kansas", 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 the incorporating ordinance and which shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable business hours. The police department, municipal judge and all administrative departments of the City charged with enforcement of this code shall be supplied, at the cost to the City, such number of official copies of such Uniform Public Offense Code similarly marked may be deemed expedient.

**Section 2.** This ordinance shall be in full force and effect from and after its passage and publication in the official city newspaper.

**ADOPTED** this 5th day of September, 2017.

**CITY OF WINFIELD, KANSAS**

By \_\_\_\_\_  
Brenda K. Butters, Mayor

**ATTEST:**

\_\_\_\_\_  
Brenda Peters, City Clerk

Approved as to form: \_\_\_\_\_  
William E. Muret, City Attorney

Approved for Commission action: \_\_\_\_\_  
Jeremy Willmoth, City Manager

**AN ORDINANCE**

**AMENDING** Chapter 18 of Municipal Code of the City of Winfield by the repeal of Section 18- 61 thru Section 18-220 of said Chapter and the adoption in lieu thereof of a new Chapter 18 Section 18- 61 thru Section 18-220.

**WHEREAS**, the Building Trades Board of the City of Winfield recommended approval of proposed changes to the building codes of the City on August 17, 2017 pursuant to Sec. 2-463 of the Municipal Code of the City of Winfield,

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:**

**Section 1.** Chapter 18 Section 18- 61 thru Section 18-220 of the Municipal Code of the City of Winfield shall read as follows:

**ARTICLE III. - BUILDING CODE**

Sec. 18-61. - Adopted by reference—2015 International Building Code.

The 2015 International Building Code including Appendix F, H & J is incorporated by reference pursuant to the provisions of K.S.A. 12-3009—12-3012 and K.S.A. 12-3301 and 12-3302, and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the city and amending by replacement and/or revisions certain sections for local city options as hereinafter set forth.

Sec. 18-62. - Amendments/revisions.

The following parts or portions of the 2015 International Building Code are hereby amended and/or revised:

- (1) Section 101.1 insert: City of Winfield, Kansas.
- (2) Section 109.2 insert: See Section 34-18 of the City Municipal Code for applicable fee schedule.
- (3) Section 113.1 insert: The Building Trades Board of the City of Winfield, Kansas [The Board] is hereby appointed as the appeals board to hear any appeals made on decisions of the city code official.
- (4) Section 903.2.1.2, condition 2 is amended to read: The fire area has an occupant load of 200 or more.
- (5) Section 907.2.1 is amended to read: A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group A occupancies having an occupant load of 100 or more. Portions of Group E

occupancies occupied for assembly purposes shall be provided with a fire alarm system as required for the Group E occupancy.

Exception: Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler waterflow.

- (6) Section 1507.2.1 is amended by adding the definition of solid sheathing to that section as follows:

Solidly sheathed decks defined in this section shall be of 4x8 plywood or OSB sheathing of minimum thickness per Table 2304.8(3) Allowable Spans And Loads For Wood Structural Panels For Roof And Subfloor Sheathing And Combination Subfloor Underlayment or well-seasoned tongue-and-groove boards, not over 6 inches in nominal width and shall be 1 1/4 inch nominal minimum thickness and properly spaced and nailed.

- (7) Section 1612.3 insert: City of Winfield, and October 19, 2010.

- (8) Section 1809.5.1 is amended to read: Extending six inches below the frost line of the locality.

Sec. 18-63. - Deletions.

The following parts or portions of the 2015 International Building Code are hereby deleted:

- (1) Section 101.4.6 Energy.

Secs. 18-64—18-80. - Reserved.

ARTICLE IV. - RESIDENTIAL CODE

Sec. 18-81. Adopted by reference—2015 International Residential Code for one- and two-family dwellings.

The 2015 International Residential Code for One- and Two- Family Dwellings including Appendix A, thru J and Appendix M thru P is incorporated by reference pursuant to the provisions of K.S.A. 12-3009—12-3012 and K.S.A. 12-3301 and 12-3302, and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the city and amending by replacement and/or revisions certain sections for local city options as hereinafter set forth.

Sec. 18-82. - Amendments/revisions.

The following parts or portions of the 2015 International Residential Code for One- and Two-Family Dwellings are hereby amended and/or revised:

- (1) Section R101.1 insert: City of Winfield, Kansas.  
(2) Section R108.2 insert: See section 34-18 for applicable fee schedule.

(3) Section R112.1 insert: The Building Trades Board of the City of Winfield, Kansas [The Board] is hereby appointed as the appeals board to hear any appeals made on decisions of the city code official.

(4) Table R301.2(1) Climatic and Geographic Design Criteria, insert:

|                          |                                  |                       |
|--------------------------|----------------------------------|-----------------------|
| <input type="checkbox"/> | Roof Snow Load                   | 15 lb./sq. ft.        |
| <input type="checkbox"/> | Wind Speed                       | 115 mph               |
| <input type="checkbox"/> | Topographic Effects              | No                    |
| <input type="checkbox"/> | Special Wind Region              | No                    |
| <input type="checkbox"/> | Wind-borne debris zone           | No                    |
| <input type="checkbox"/> | Seismic Design Category          | A                     |
| <input type="checkbox"/> | Weathering                       | Severe                |
| <input type="checkbox"/> | Frost Line Depth                 | 24 inches             |
| <input type="checkbox"/> | Termite Hazard                   | Moderate to Heavy     |
| <input type="checkbox"/> | Winter Design Temperature        | 0 degrees             |
| <input type="checkbox"/> | Ice Shield Underlayment Required | No                    |
| <input type="checkbox"/> | Flood Hazard Criteria            | FIRM October 19, 2010 |
| <input type="checkbox"/> | Air Freezing Index               | 600                   |
| <input type="checkbox"/> | Mean Annual Temperature          | 58 Degrees Fahrenheit |

(5) Section R313 Automatic Fire Sprinkler Systems is amended by replacing the word shall with the word may in sections R313.1 and R313.2.

(6) Section R403.1.4.1. Frost Protection, is amended to read:

Frost Protection. Except where otherwise protected from frost, foundation walls, piers and other permanent supports of building and structures shall be protected from frost by one or more of the following methods:

- a. Extended six (6) inches below the frost line specified in Table R301.2.(1);
- b. Constructing in accordance with Section R403.3;
- c. Constructing in accordance with ASCE32; or
- d. Erected on solid rock.

Exceptions:

1. Protection of freestanding *accessory structures* with an area of 250 square feet or less and eave height of 10 feet or less shall not be required to be protected.
2. Freestanding accessory structures built using post and beam construction shall have interior concrete floor protected from frost heave by extending the edge

of the floor a minimum of twelve (12) inches below the finished exterior grade. The thickened slab may be placed on the outer edge of a concrete sidewalk that surrounds the structure.

3. Decks less than 30 inches off the surrounding grade which are not supported by a dwelling need not be provided with footings that extend below the frost line.
- (7) Section R507 is amended to read as follows: R507 Decks. The "Winfield, Wellington & Ark. City Standard for Residential Wood Framed Decks" may be used to design and construct decks to comply with the requirements of this section. Decks which fall outside of the scope of the standard will require design by a Kansas licensed architect or engineer. Where supported by attachment to an exterior wall, decks shall be positively anchored to the primary structure and designed for both vertical and lateral loads as applicable. Such attachment shall not be accomplished by the use of toenails or nails subject to withdrawal. Where positive connection to the primary structure cannot be verified during inspection, decks shall be self-supporting. For decks with cantilevered framing members, connections to exterior walls or other framing members, shall be designed and constructed to resist uplift resulting from the full live load specified in Table R305.1 acting on the cantilevered portion of the deck.
  - (8) Section R905.2.1 Sheathing requirements is amended by adding the following to the sentence: Solidly sheathed decks defined in this section shall be of 4 x 8 plywood or OSB sheathing of minimum thickness per Table R503.2.1(1) Allowable spans And Loads For Wood Structural Panels for Roof And Subfloor Sheathing And combination Subfloor Underlayment or well- seasoned tongue -and-grove boards, not over 6 inches in nominal width and shall be 1 1/4 inch nominal minimum thickness and properly spaced and nailed.
  - (9) Section R908.3.1.1 is amended by deleting Condition: 3. Where the existing roof has two or more applications of any type of roof covering.
  - (10) Section M1602.2 Return Air Openings is amended by deleting: 2. The amount of return air taken from any room or space shall be not greater than the flow rate of supply air delivered to such room or space.
  - (11) Section M2003.2 Minimum Capacity. is amended by adding the phrase to the end of the sentence; or as determined by the design professional.
  - (12) Section G2412 General, is amended by adding two new sections:

Section G2412.11. Location of gas service meter. A suitable location along the exterior building wall shall be provided for the city's gas meter set which is safe from damage and is accessible for the reading operations and maintenance.

Section G2412.12 Fuel gas piping inlet—Location.

    1. The location of the fuel gas inlet shall allow for the meter set to be located within five (5) feet of the building corner closest to the gas utility main line.
    2. All meters located at the building will feed left to right. The fuel gas piping inlet and meter riser must be located a minimum of one (1) foot from the

corner of the building. An allowance of 16 inches to the left of the fuel gas inlet is required for the installation the gas utilities service riser and meter set.

3. The fuel gas piping inlet and meter regulator shall not be located within three (3) feet of electrical transformers, other electrical equipment, operable window, foundation vent, fireplace, chimney or other heat or spark generating devices.
  4. Fuel gas inlet pipe shall be extended a minimum of 8 inches from the face of the exterior wall finish.
- (13) Section G2414.5 (403.5) Metallic Tubing, is amended to read: Steel tubing shall be permitted to be used with gases not corrosive to such material.
- (14) Section G2417.1.4 (406.1.4) Section Testing, is amended by deleting the sentence: Under no circumstances shall a valve be used as a bulkhead between gas in one section of the piping system and test medium in an adjacent section.
- (15) Section P2502.1 Existing building sewers and drains, is amended to read: Existing building sewers and drains shall be used in connection with new systems when found by examination and/or test to conform to the requirements prescribed by this document.
- (16) Section P2503.4 Building sewer testing, is amended to read: The building sewer may be tested by insertion of a test plug at the point of connection with the public sewer, filling the building sewer with water and pressurizing the sewer to not less than 10-foot (3048 mm) head of water. The test pressure shall not decrease during a period of not less than 15 minutes. The building sewer shall be watertight at all points.
- (17) Section P2603.4 is amend the last sentence to read : The sleeve shall have an inside diameter of at least one-half inch (1/2") larger than the outside diameter of the pipe passing through it.
- (18) Section P2603.5.1 insert "12 inches" and "12 inches."
- (19) Section P2801.6.1 Pan size and drain, is amended by striking the reference to Table P2906.5 and inserting Table P2906.4.
- (20) Section P2906.4.1 Separation of water service and building sewer, is amended by amending the last sentence of the section to read. The required separation distance shall not apply where the bottom of the water service pipe that is located within 5 feet (1524 mm) of the sewer is not less than 24 inches (610 mm) above the highest point of the top of the building sewer.
- (21) Section P2906.4, is amended by adding new section:  
Section 2906.4.2 Tracer wire. For the purpose of locating the building service lines, all new or replacement, installations using non-metallic pipe or tubing shall have a #10 copper conductor, or equivalent, tracer wire install with the service line. The tracer wire shall be installed as follows:

Water line. The tracer wire shall extend from six (6) inches above the meter box cover through the meter box to the point where it enters the building, where it shall be connected to a one half (1/2) pound anode or larger.

Yard hydrant. The tracer wire shall extend from six (6) inches above the surface of the ground at the back flow device to the point of connection to the water service, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

Lawn sprinkler. The tracer wire shall extend from six (6) inches above the surface of the ground at the back flow device to the point of connection to the water service, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

Exception: The tracer wire may be omitted on lawn sprinkler piping installed after the back flow device located on private property.

- (22) Section P2906.5 Hot and cold water branch lines, is amended by added the following sentence: Hot and cold water branch lines connected to the within 18 inches of the water heater connection shall be of brass, K, L or M copper or galvanized steel or an approved metallic water heater connector.
- (23) Section P3002.2 Building Sewer, is amended by adding new section: Section P3002.2.2 Tracer wire. For the purpose of locating building sewers, all new installations and replacements shall have a #10 copper conductor, or equivalent, tracer wire installed with the sewer. The tracer wire shall extend from the surface of the ground at the cleanout to the tap, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger at the sewer tap or at the downstream end of the replaced sewer line.
- (24) Section 3005.2.6 Cleanout plugs is amended to read: Cleanout plugs shall be copper alloy, plastic or other *approved* materials. Cleanout plugs for borosilicate glass piping systems shall be of borosilicate glass. Brass cleanout plugs shall conform to ASTM A74. Plastic cleanout plugs shall conform to the referenced standards for plastic pipe fittings as indicated in Table P3002.3. Cleanout plugs shall have a raised square head, a countersunk square head or a countersunk slot head. Where a cleanout plug will have a trim cover screw installed into the plug, the plug shall be manufactured with a blind end threaded hole for such purpose.
- (25) Section P3114.3 Where permitted, is amended by adding the follow statement: Permission shall be required from the building official and noted on the Plumbing Permit.
- (26) E3406.3 Minimum size of conductors is amended to read as follows: The minimum size of conductors for feeders and branch circuits shall be 12 AWG copper and 6 AWG aluminum. The minimum size of service conductors shall be as specified in Chapter 36. The minimum size of Class 2 remote control, signaling and power-limited circuits conductors shall be as specified in Chapter 43. [310.106(A)]
- (27) Section E3601.6.2 Service disconnect location, is amended to read: The service disconnecting means with overcurrent protection shall be installed at a readily accessible location outside of the building. Each occupant shall have access to the disconnect serving the dwelling unit in which they reside.
- (28) Section E3604.2.2 Vertical Clearance from grade, is amended to read:

E.3604.2.2 Vertical clearance from grade. Overhead service or feeder conductors shall have the following minimum clearances from final grade:

1. For conductors supported on and cabled together with a grounded bare messenger wire, the minimum vertical clearance shall be 10 feet (3048 mm) at the electric service or feeder entrance to buildings or structures, at the lowest point of the drip loop of the structure electric entrance, and above areas or sidewalks accessed by pedestrians only. Such clearance shall be measured from final grade or other accessible surfaces.
  2. Twelve feet (3658 mm)—over residential property or sidewalks accessed by pedestrians only.
  3. Fifteen feet (4500mm) - over residential property or residential driveways subject to vehicular traffic.
  4. Eighteen feet (5486 mm)—over public streets, alleys, roads or parking areas subject to truck traffic.
- [(230.24(B)(1), (2), (3) and (4)]

(29)Section E3604.5.1 Strength, is amended to read:

The service mast shall be of adequate strength or shall be supported by braces or guys to safely withstand the strain imposed by the service-drop or overhead service conductors and in no case be smaller than 2 inch ridged conduit . Hubs intended for use with a conduit that serves as a service mast shall be identified for use with service-entrance equipment.

(30)Section E3608.1 Grounding electrode system, is amended by adding the following statement:

On all new construction, one or more of the electrodes specified in E3608.1.1 through E3608.1.3 shall be made available.

(31)Table E3702.14 Branch Circuit Requirements-Summary, Circuit Rating 15 amp: Conductor is amended by: Delete #14 & Insert #12

(32)Section E3706 Panelboards, is amended by adding new section: Section E3706.6 Panelboard Size. The panelboard shall be of a size large enough to allow the installation of all circuit overcurrent devices required for the present installation and at least two (2) additional spaces for two hundred twenty (220) volt two-pole circuit overcurrent devices (4 spaces) for future use.

(33)Section E4002.14 Tamper-resistant receptacles, is amended by adding a new exception:  
4. A single or duplex receptacle used for counter top appliance or other electric devices where such receptacles are located over a standard height and size counter top.

Sec. 18-83. - Deletions.

The following sections of the International Residential Code, 2015 Edition are deleted:

- (1) Section R303.4 Mechanical Ventilation.
- (2) Chapter 11 Energy Efficiency.
- (3) Section M1411.8 Locking access port caps.
- (3) Section G2414.5.2 (403.5.2) Copper, copper alloy tubing.

Secs. 18-84—18-100. - Reserved.

## ARTICLE V. - ELECTRICAL CODE

Sec. 18-101. - Adopted by reference—2014 National Electrical Code.

The 2014 National Electrical Code including Annex H (Article 80) is incorporated by reference pursuant to the provisions of K.S.A. 12-3009 —12-3012 and K.S.A. 12-3301 and 12-3302, and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the city and amending by replacement and/or revisions certain sections for local city options as hereinafter set forth.

Sec. 18-102. - Amendments/revisions.

The following parts or portions of the 2014 National Electric Code and Annex H are hereby amended and/or revised:

Article 80 Administration and Enforcement (Annex H) is amended in the following respects:

- (1) Article 80.15 (A) thru (F), is deleted and amended to read: The Building Trades Board of the City of Winfield, Kansas is hereby appointed as the [The Board].
- (2) Article 80.19 (F) (3) insert: 2 business.
- (3) Article 80.23 (B) (3) insert: one hundred, 100.00, five hundred, 500.00, one, 1, thirty, 30.
- (4) Article 80.25 (C) insert: 2
- (5) Article 80.29 Insert: jurisdiction
- (6) Article 80.35 Insert: thirty, 30.

Article 210, Branch Circuits, is amended in the following respects:

(1).Article 210.19 Conductors—Minimum Ampacity and Size. (1) General, is amended to read :

Branch circuit and small feeder conductors shall be of No. 12 A.W.G. or larger and shall be copper. Exception: No. 6 or larger stranded aluminum or copper clad aluminum may be used when properly treated against corrosion with an approved compound and used with approved connectors. Branch-circuit conductors shall have an ampacity not less than the maximum load to be served. Conductors shall be sized to carry not less than the larger of 210.19 (A)(1)(a) or (b).

(a) Where a branch circuit supplies continuous loads or any combination of continuous and noncontinuous loads, the minimum branch-circuit conductor size shall have an allowable ampacity not less that the noncontinuous load plus 125 percent of the continuous load.

(b) The minimum branch-circuit conductor size shall have an allowable ampacity not less than the maximum load to be served after the application of any adjustment of correction factors.

*Exception: If the assembly, including the overcurrent devices protecting the branch-circuit(s), is listed for operation at 100 percent of its rating, the allowable ampacity of the branch-circuit conductors shall be permitted to be not less than the sum of the continuous load plus the noncontinuous load.*

- (2) Table 210.24 Summary of Branch-Circuit Requirement, Circuit Rating 15 A - Circuit wires, is amended by deleting 14 and inserting 12.

Article 225, Outside Branch Circuits and Feeders is amended in the following respects:

- (1) Article 225.17 Masts as Support is amended to read:  
Only feeder or branch-circuit conductors specified within this section shall be permitted to be attached to the feeder and/or branch-circuit mast. Mast used for the support of final spans of feeders or branch circuits shall be a minimum of two (2) inch galvanized rigid steel or greater and shall be installed in accordance with 225.17(A) and (B).
- (2) Article 225.18 is amended by amending item (2) to read as follows:  
(2) 4.5 m (15 ft) - over residential property and driveways and those commercial areas not subject to truck traffic where the voltage does not exceed 300 volts to ground.

Article 230, Services is amended in the following respects:

- (1) Article 230.24, Clearances, (B) Vertical Clearance from Ground, is amended by amending item (2) to read as follows:  
(2) 4.5 m (15 ft) - over residential property and driveways and those commercial areas not subject to truck traffic where the voltage does not exceed 300 volts to ground.
- (2) Article 230.28, Service Masts as Supports, is amended to read as follows:  
Only power service-drop or overhead service conductors specified within this section shall be permitted to be attached to the service mast. Service mast used for the support of final spans of service drop or overhead service conductors shall be a minimum of two (2) inch galvanized rigid steel or greater and shall be installed in accordance with 230.28 (A) and (B).
- (3) Article 230.31 (A) General, is amended by adding the following sentence:  
Underground service-lateral conductors for 200 ampere services or larger may be installed provided that written approval from local utility provider is received and shall be installed according to the local utility provider's 'Typical Permanent Underground Service' details.

(5) Article 230.43, Wiring Methods for 600 Volts, Nominal, Or Less, is amended by deleting the following categories:

- (1) Open wiring on insulators;
- (2) Type IGS cable;
- (6) Electrical Nonmetallic tubing (ENT);
- (7) Service-entrance cables;
- (13) Type MC Cable;
- (14) Mineral-insulated, metal-sheathed cable;
- (16) liquid-tight flexible nonmetallic conduit.

(6) Article 230.70, (A) (1) Readily Accessible Location, is amended to read as follows:

The service disconnect shall be installed at a readily accessible location outside of the building either directly below or adjacent to the meter socket.

Exception: A shunt trip main breaker may be used when written approval is given by the Fire Marshal and Building Official. Location of the shunt trip push button shall be located in a readily accessible location approved by the Fire Marshal.

Article 334 Nonmetallic-Sheathed Cable: Types NM, NMC, and NMS, is amended in the following respects:

(1) Article 334.10 Uses Permitted, is amended by deleting the following item: (3)

Article 362 Electric Nonmetallic Tubing: Type ENT, is amended in the following respects:

(1) Article 362.10 Uses Permitted, is amended to read as:

The use of ENT and fittings may be used for the installation of communication and data cables where enclosed in chases or wall cavity.

Article 406 Receptacles, Cord Connectors, and Attachment Plugs (Caps), is amended in the following respects:

(1) Article 406.12 Tamper-Resistant Receptacles, is amended by added a new exception.

**Exception: 5.** A single or duplex receptacle used for counter top appliance or other electric devices where such receptacles are located over a standard height and size counter top.

Article 408 Switchboards and Panelboards, is amended in the following respects:

Article 408.54 Number of Overcurrent Devices is amended by adding the following sentence:

The panelboard shall be of a size large enough to allow the installation of all circuit overcurrent devices required for the present installation and at least two (2) additional spaces for two hundred twenty (220) volt two-pole circuit overcurrent

devices (4 spaces) for future use or two (2) additional spaces for two 3-pole overcurrent devices (6 spaces) for 3 phase panels for future use.

Sec. 18-103. - Deletions.

The following sections of the 2014 edition of the National Electric Code are deleted:

- a. Article 80.27 Inspector's Qualifications

Secs. 18-104—18-120. - Reserved.

ARTICLE VI. - PLUMBING CODE

Sec. 18-121. - Adopted by reference—2015 International Plumbing Code.

The International Plumbing Code 2015 Edition and Appendix Chapter C, and E is incorporated by reference pursuant to the provisions of K.S.A. 12-3009—12-3012 and K.S.A. 12-3301 and 12-3302 and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the city and amending by replacement and/or revisions certain sections for local city options as hereinafter set forth.

Sec. 18-122. - Amendments/revisions.

The following parts or portions of the International Plumbing Code, 2015 Edition are amended and/or revised:

- (1) Section 101.1 insert: City of Winfield, Kansas.
- (2) Section 106. 6.2 insert: See section 34-18 for applicable fee schedule.
- (3) Section 106. 6.3 insert: 75%.
- (4) Section 108.4 insert: Misdemeanor, \$500.00, 30 days.
- (5) Section 108.5 insert: \$100.00, 2000.00.
- (6) Section 109.2 is amended to read: The Building Trades Board of the City of Winfield [The Board] is hereby appointed as the "Appeals Board" to hear any appeals made on decisions of the City Code Official.
- (7) Section 109.6, is amended to read: The Board may modify or reverse the decision of the Code Official by majority vote of a Quorum.
- (8) Section 305.5 Pipes through or under footings or foundation walls, amended to read: Any pipe that passes under a footing or through a foundation wall shall be provided with a relieving arch, or a pipe sleeve pipe shall be built into the foundation wall. The sleeve shall be at least one half (½) inch larger than the pipe passing through the wall.
- (9) Section 305.6.1 insert: 12, 12
- (10) Section 503, is amended by adding new section:  
Section 503.3 Hot and cold water branch lines. Hot and cold water branch lines connected to and within 18 inches of the water heater connection shall be of brass, K, L or M copper, galvanized steel or an approved metallic water heater connector.

(11) Section 603.2, is amended by amending the last sentence to read: The required separation distance shall not apply where the bottom of the water service piping, located within 5 feet of the sewer, is not less than 24 inches above the highest point of the top of the building sewer.

(12) Section 603 is amended by adding: Section 603.3 Tracer wire. For the purpose of locating the building service lines, all new or replacement, installations using non-metallic pipe or tubing shall have a #10 THHN, or equivalent, tracer wire install with the service line. The tracer wire shall be installed as follows:

Water line. The tracer wire shall extend from six (6) inches above the meter box cover through the meter box to the point where it enters the building, where it shall be connected to a one half (½) pound anode or larger.

Yard hydrant. The tracer wire shall extend from six (6) inches above the surface of the ground at the yard hydrant to the point of connection to the water service, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

Lawn sprinkler. The tracer wire shall extend from six (6) inches above the surface of the ground at the back flow device to the point of connection to the water service, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

Exception: The tracer wire may be omitted on lawn sprinkler piping installed after the back flow device located on private property.

(13) Section 608.1, is amended by adding: In addition to the requirements covered by this section; all water supply systems connected to the public water system shall comply with Article IV Water Supply Cross Connections Sections 78-141 thru Section 78-174.

(14) Section 608.15.4, is amended by adding: Section 608.15.4.3 Yard Hydrants. When installed, water piping shall be ridge type "K" copper, brass or galvanized pipe for a distance of 6 inches on both sides of hydrant (freeze proof) or a minimum 6 inch extension of type "K" copper, brass or galvanized pipe attached before yard hydrant (freeze proof). Adequate rock or gravel shall be installed at the base of the hydrant to allow for a drainage field for the hydrant drain. Hydrants shall be fitted with a non-removable hose bib vacuum breaker and the weep hole shall be fitted with a 1/8 inch ell and a short nipple. Hydrants shall be supported by steel tee post and attached to the tee post by a minimum 2 stainless steel bands . Bands shall be installed 6 inches above finished grade and within 6 inches of the hydrant head.

(15) Section 703.1, is amended to read: Where the building sewer is installed within 5 feet (1524 mm) of the water service, as provided for in Section 603.2, the building sewer pipe shall conform to one of the standards for ABS plastic pipe, copper or copper-alloy tubing, or PVC plastic pipe listed in Table 702.3.

(16) Section 703, is amended by adding new section:

Section 703.7, Tracer wire. For the purpose of locating building sewers, all new installations and replacements shall have a #10 THHN, or equivalent, tracer wire installed with the sewer. The tracer wire shall extend from the surface of the ground at the cleanout to the tap, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

- (17) Section 715.1 Sewage backflow is amended to read; All new or replacement building sewer shall include a backflow prevention device. The backflow prevention device shall be installed as close to the building as is practical and upstream of the cleanout, and shall be made accessible for periodic cleaning by the building owner. Or when the back flow device is installed in the building drain. All fixtures shall be protected by a backwater valve before discharging to the building sewer.

715.1.1 Existing building sewers. When repairs to an existing building include the removal of a house trap or replacement of 5 feet of drain line and or installation of a cleanout the backflow prevention device shall be installed as close to the building as is practical and upstream of the cleanout.

**Exception:** Backflow prevention device may only be omitted if approved by the authority having jurisdiction.

- (18) Section 903.1 insert: six inches (6)

- (19) Section 918.3, is amended by adding: When permitted, permission shall be required from the building official and noted on the Plumbing Permit.

Sec. 18-123. - Deletions.

The following sections of the International Plumbing Code, 2015 Edition are deleted:

- (1) Section 109.2.1 Qualifications.
- (2) Section 109.2.2 Alternate members.
- (3) Section 109.6.1 Resolution.

Secs. 18-124—18-140. - Reserved.

## ARTICLE VII. - FUEL GAS CODE

Sec. 18-141. - Adopted by reference—2015 International Fuel Gas Code.

The International Fuel Gas Code 2015 Edition and all Appendix Chapters, is incorporated by reference pursuant to the provisions of K.S.A. 12-3009—12-3012 and K.S.A. 12-3301 and 12-3302 and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the city and amending by replacement and/or revisions certain sections for local city options as hereinafter set forth.

Sec. 18-142. - Amendments/revisions.

The following parts or portions of the International Fuel Gas Code 2015 Edition are amended and/or revised:

- (1) Section 101.1 insert: City of Winfield, Kansas.

- (2) Section 106.6.2 insert: See section 34-18 for applicable fee schedule.
- (3) Section 106.6.3 insert: 75%, 75%.
- (4) Section 108.4 insert: Misdemeanor, \$500.00, 30 days.
- (5) Section 108.5 insert: \$100.00, 2000.00.
- (6) Section 109.2, is amended to read: The Building Trades Board of the City of Winfield [The Board] is hereby appointed as the "Appeals Board" to hear any appeals made on decisions of the City Code Official.
- (7) Section 109.6 Board decision., is amended to read: The Board may modify or reverse the decision of the Code Official by majority vote of a Quorum.
- (8) Section 403.5 is amended to read; Seamless aluminum alloy an steel tubing shall not be used with gases corrosive to such materials.
- (9) Section 406.1.4 Section Testing, is amended by deleting the sentence: Under no circumstances shall a valve be used as a bulkhead between gas in one section of the piping system and test medium in an adjacent section, except where a double block and bleed valve system is installed.

Sec. 18-143. - Deletions.

The following sections of the International Fuel Gas Code 2015 Edition are deleted:

- (1) Section 109.2.1 Qualifications.
- (2) Section 109.2.2 Alternate members.
- (3) Section 109.6.1 Resolution.
- (4) Section 403.4.3 Copper and brass.
- (5) Section 403.5.2 Copper and brass tubing.

Sec. 18-144. - Location of gas service meter.

A suitable location along the exterior building wall shall be provided for the city's gas meter set which is safe from damage and is accessible for the reading operations and maintenance.

- (1) The location of the fuel gas inlet shall allow for the meter set to be located within five feet of the building corner closest to the gas utility main line.
- (2) All meters located to the building will feed left to right. The fuel gas piping inlet and meter riser must be located a minimum of one foot from the corner of the building.
- (3) The fuel gas piping inlet and meter regulator shall not be located within three feet of electrical transformers, other electrical equipment, operable window, foundation vent, fireplace, chimney or other heat generating devices.

Secs. 18-145—18-160. - Reserved.

## ARTICLE VIII. - MECHANICAL CODE

Sec.18-161. - Adopted by reference 2015 International Mechanical Code.

The International Mechanical Code 2015 Edition and Appendix Chapter A, is incorporated by reference pursuant to the provisions of K.S.A. 12-3009—12-3012 and K.S.A. 12-3301 and 12-3302 and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the city and amending by replacement and/or revisions certain sections for local city options as hereinafter set forth.

Sec. 18-162. - Amendments/revisions.

The following parts or portions of the International Mechanical Code 2015 Edition are amended and/or revised:

- (1) Section 101.1 insert: City of Winfield, Kansas.
- (2) Section 106.5.2 insert: See section 34-18 for applicable fee schedule.
- (3) Section 106.5.3 insert: 75%, 75%.
- (4) Section 108.4 insert: Misdemeanor, \$500.00, 30 days.
- (5) Section 108.5 insert: \$100.00, \$2000.00.
- (6) Section 109.2, is amended to read: The Building Trades Board of the City of Winfield [The Board] is hereby appointed as the "Appeals Board" to hear any appeals made on decisions of the City Code Official.
- (7) Section 109.6, is amended to read: The Board may modify or reverse the decision of the Code Official by majority vote of a Quorum.
- (8) Section 601.5 Return Air Openings is amended by deleting item 3. The amount of return air taken from any room or space shall be not greater than the flow rate of supply air delivered to such room or space.
- (9) Section 1009.2 Closed-type expansion tanks, is amended by adding the phrase to the end of the sentence; or as determined by the design professional.
- (10) Section 1102.3 Access port protection is amended to read: Refrigerant access ports shall be protected by standard port caps whenever refrigerant is added to or recovered from refrigeration or air-conditioning systems.

Sec. 18-163. - Deletions.

The following sections of the International Mechanical Code 2015 Edition are deleted:

- (1) Section 109.2.1 Qualifications.
- (2) Section 109.2.2 Alternate members.
- (3) Section 109.6.1 Resolution.
- (4) Section 1101.10 Locking-access port cap.

Sec.18-164 -- 18-180. - Reserved.

## ARTICLE IX. - PRIVATE SEWAGE DISPOSAL CODE

Sec. 18-181. - Adopted by reference—2015 International Private Sewage Disposal Code.

The International Private Sewage Disposal Code 2015 Edition, is incorporated by reference pursuant to the provisions of K.S.A. 12-3009—12-3012 and K.S.A. 12-3301 and 12-3302 and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the city and amending by replacement and/or revisions certain sections for local city options as hereinafter set forth.

Sec. 18-182. - Amendments/revisions.

The following parts or portions of the International Private Sewage Disposal Code 2015 Edition are amended and/or revised:

- (1) Section 101.1 insert: City of Winfield, Kansas.
- (2) Section 106.4.2 insert: See section 34-18 for applicable fee schedule.
- (3) Section 106.4.3 insert: 75%, 75%.
- (4) Section 108.4 insert: Misdemeanor, \$500.00, 30 days.
- (5) Section 108.5 insert: \$100.00, 500.00.
- (6) Section 109.2, is amended to read: The Building Trades Board of the City of Winfield [The Board] is hereby appointed as the "Appeals Board" to hear any appeals made on decisions of the City Code Official.
- (7) Section 109.6, is amended to read: The Board may modify or reverse the decision of the Code Official by majority vote of a Quorum.

Sec. 18-183. - Deletions.

The following sections of the International Private Sewage Disposal Code 2015 Edition are deleted:

- (1) Section 109.2.1 Qualifications.
- (2) Section 109.2.2 Alternate members.
- (3) Section 109.6.1 Resolution.

Secs. 18-184—18-200. - Reserved.

## ARTICLE X. - EXISTING BUILDING CODE

Sec. 18-201. - Adopted by reference—2015 International Existing Building Code.

The International Existing Building Code 2015 Edition including Appendix is incorporated by reference pursuant to the provisions of K.S.A. 12-3009—12-3012 and K.S.A. 12-3301 and 12-3302, and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the city and amending by replacement and/or revisions certain sections for local city options as hereinafter set forth.

Sec. 18-202. - Amendments/revisions.

The following parts or portions of the 2015 International Existing Building Code are hereby amended and/or revised:

- (1) Section 101.1 insert: City of Winfield, Kansas.
- (2) Section 108.2 insert: See section 34-18 for applicable fee schedule.
- (3) Section 112.3 insert: The Building Trades Board of the City of Winfield, Kansas [The Board] is hereby appointed as the appeals board to hear any appeals made on decisions of the city code official.
- (4) Section 1401.2 Insert: (Effective Date)

Sec. 18-203. - Deletions.

The following parts or portions of the 2015 International Existing Building Code are hereby deleted:

Secs. 18-204—18-220. - Reserved.

#### ARTICLE XV. - SWIMMING POOL & SPA CODE

Sec. 18-321 . - Adopted by reference—2015 International Swimming Pool & Spa Code.

The International Swimming Pool and Spa Code 2015 Edition is incorporated by reference pursuant to the provisions of K.S.A. 12-3009—12-3012 and K.S.A. 12-3301 and 12-3302, and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the city and amending by replacement and/or revisions certain sections for local city options as hereinafter set forth.

Sec. 18-322. - Amendments/revisions.

The following parts or portions of the International Building Code 2015 Edition are hereby amended and/or revised:

- (1) Section 101.1 insert: City of Winfield, Kansas.
- (2) Section 105.6.2 insert: See Section 34-18 of the City Municipal Code for applicable fee schedule.
- (3) Section 105.6.3 Fee refunds is amended to read: The Building Official is Authorized to establish a refund policy.
- (4) Section 107.4 Insert: misdemeanor, one hundred dollars (\$100.00), thirty days (30 days)
- (5) Section 107.5 Insert: one hundred (\$100.00), two thousand (\$2,000.00)
- (6) Section 108.2 insert: The Building Trades Board of the City of Winfield, Kansas [The Board] is hereby appointed as the appeals board to hear any appeals made on decisions of the city code official.

Sec. 18-323. - Deletions.

The following parts or portions of the International Swimming Pool & Spa Code 2015 Edition are hereby deleted:

(1) none

Secs. 18-324—18-340. - Reserved.

**Section 2.** This ordinance shall be in full force and effect on January 1, 2018 and after its publication in the official city newspaper.

**ADOPTED** this 5th day of September, 2017.

**CITY OF WINFIELD, KANSAS**

By \_\_\_\_\_  
Brenda K. Butters, Mayor

**ATTEST:**

\_\_\_\_\_  
Brenda Peters, City Clerk

Approved for agenda action: \_\_\_\_\_  
Jeremy Willmoth, City Manager

Approved as to form: \_\_\_\_\_  
William E. Muret, City Attorney

**AN ORDINANCE**

**DELETING** Chapter 38 of The Winfield City Code by the repeal of Section 38- 31 thru Section 38-60 and Section 38-134 of said Chapter and the adoption in lieu thereof of a new Chapter 38 Section 38- 31 thru Section 38-60 and Section 38-134. - reserved.

**WHEREAS**, the Winfield Fire Department, Winfield Community Development Department and Building Trades Board of the City of Winfield recommended approval of proposed changes to the Fire Prevention Standards of the City on August 31, 2017 pursuant to Sec. 2-463 of the Municipal Code of the City of Winfield,

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:**

**Section 1.** Chapter 38 Section 18- 31 thru Section 38-60 and Section 38-134 of the Winfield City Code shall read as follows:

Sec. 38-31. - Adoption of International Fire Code.

For the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, the 2015 International Fire Code, save and except such portions as are deleted, modified or amended by this article, of which code and standards which have been and are now filed in the office of the city clerk, are hereby adopted and incorporated by reference as fully as if set out at length in this section.

Sec. 38-32. - Amendments/revisions.

The following parts or portions of the 2015 International Fire Code are hereby amended and/or revised:

- (1) Section 101.1 insert City of Winfield.
- (2) Section 105.6.32, amended to read: No person shall kindle or maintain any bonfire, rubbish or grass fire or authorize any such fire to be kindled or maintained within the City, and open burning of rubbish, paper, tires, wire insulation, synthetics, leaves or chemicals is prohibited, EXCEPT that the Fire Chief or Fire Marshal for special or unusual occasions may grant permission to kindle or maintain a fire under such safety conditions he or she may prescribe in addition to those conditions provided by the 2015 International Fire Code.
- (3) Section 105.6.34, is amended to read: An operational permit is required to use open flames or candles in connection with all assembly areas. Exceptions may be made by the fire code official on his/hers discretion.
- (4) Section 108 Board of Appeals: is amended to read: Whenever the fire chief disapproves any application or refuses to grant any permit applied for, or whenever it is claimed that

the provisions of the 2015 International Fire Code do not apply or that the intent and meaning of such codes has been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the fire chief within five days from the date of the decision to the city manager, who shall, within 20 days, review such appeal and file his order thereon, and unless the decision is revoked or modified, it shall remain in full force and be obeyed by such applicant, owner or occupant. The filing of an appeal shall stay the decision of the fire chief pending the order of the city manager. Any applicant, owner or occupant failing to comply with the decision of the fire chief or, if an appeal is taken, with the decision of the city manager, within ten days after the service of the decision shall be subject to any applicable penalties.

- (5) Section 109.4 insert Misdemeanor, \$500.00 30 days.
- (5) Section 111.4 insert \$100.00, \$500.00.
- (6) Section 603.8 insert: The use of incinerators is prohibited within the City Limits.
- (7) Section 903.2.1.2, Condition 2 is amended to read: The fire area has an occupant load of 200 or more.
- (8) Section 907.2.1 is amended to read: A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group A occupancies having an occupant load of 100 or more. Portions of Group E occupancies occupied for assembly purposes shall be provided with a fire alarm system as required for the Group E occupancy.

Exception: Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler water flow.

- (9) Section 5608: Supplement to read: The provisions of Section 5608 are in addition to Article III Fireworks of the Municipal Code which remains in effect.
- (10) Chapter 61, Liquefied Petroleum Gases, is hereby SUPPLEMENTED with the following: There shall be no LPG fuel tanks installed within the City where there is natural gas available, except as authorized by Section 38-36 of the Municipal Code.

Sec. 38-33. - Deletions.

The following sections of the 2015 International Fire Code are deleted:

- (1) Section 603.8 Incinerators.
- (2) 105 Permits, except where authorized by section 38-32(2) and section 38-63 of the Municipal Code.

Secs. 38-34 thru Sec. 38-35. - Reserved.

Sec. 38-36. - Districts in which storage of flammable or combustible liquids in outside aboveground tanks and storage of liquefied petroleum gases is permitted.

The storage of flammable or combustible liquids in outside aboveground tanks and the storage of liquefied petroleum gases shall be permitted only in those areas designated as an industrial district, according to the zoning ordinance. The storage capacities of installations

existing on the effective date of the ordinance from which this article is derived shall not be increased without first obtaining approval from the fire chief.

Secs. 38-37—38-60. - Reserved.

and Section 38-134,

Sec. 38-134. - reserved.

**Section 2.** This ordinance shall be in full force and effect on January 1, 2017 and after its publication in the official city newspaper.

**ADOPTED** this 5th day of September, 2017.

**CITY OF WINFIELD, KANSAS**

By \_\_\_\_\_  
Brenda K. Butters, Mayor

**ATTEST:**

\_\_\_\_\_  
Brenda Peters, City Clerk

Approved for agenda action: \_\_\_\_\_  
Jeremy Willmoth, City Manager

Approved as to form: \_\_\_\_\_  
William E. Muret, City Attorney

**A RESOLUTION**

**ADOPTING** a revised Purchasing Policy for the City of Winfield procurement process.

**WHEREAS**, In 1991, the Governing Body of the City of Winfield established a Purchasing Procedures Manual, formalizing the process for procurement of materials, equipment and services for the operation of municipal government; and

**WHEREAS**, on May 5, 2014, the Governing Body of the City of Winfield adopted Resolution No. 2614 revising the Purchasing Procedures Manual; and

**WHEREAS**, The Governing Body believes it is in the best interest of the City of Winfield to implement a revised Purchasing Policy in order to update the City’s procurement process.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF CITY OF WINFIELD, KANSAS THAT:**

**Section 1.** The Purchasing Policy adopted by Resolution No. 2614 is hereby repealed in its entirety. In place thereof, the Purchasing Policy for the City of Winfield procurements, attached as Exhibit A hereto, is adopted.

**Section 2.** The effective date of the policy hereby adopted shall be immediate upon passage and adoption.

**ADOPTED** this 5th day of September, 2017

(SEAL)

\_\_\_\_\_  
Brenda K. Butters, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

Approved as to form: \_\_\_\_\_  
William E. Muret, City Attorney

Approved for Commission action: \_\_\_\_\_  
Jeremy Willmoth, City Manager

**A RESOLUTION**

**AUTHORIZING** an Outdoor Community Event and Temporary Entertainment District Application (Young Professionals of Cowley County)

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**WHEREAS**, Young Professionals of Cowley County has made application for an Outdoor Community Event and Temporary Entertainment District; and

**WHEREAS**, Young Professionals of Cowley County requests the sale, possession, and consumption of alcoholic liquor on city streets, alleys, parking lots, and public sidewalks during an event from 5:00 pm to 10:00 pm, on September 12, 2017, on the south half of Millington Street between 9th and 10th Avenues.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WINFIELD, KANSAS, THAT:**

**Section 1.** Within Section 6-120 of Article IV of Section 6 of the Code of the City of Winfield, Kansas, "Temporary Entertainment District" means a defined area, which includes City streets, alleys, parking lots and public sidewalks on which the City Commission has authorized the sale, possession or consumption of alcoholic liquor or cereal malt beverage for a specified period of time, during a community event which has been properly permitted under Chapter 8 of this Code.

**Section 2.** A Special Event is defined by K.S.A. 41.719(a)(2). Alcoholic liquor may be consumed at a special event held on public streets, alleys, roads, sidewalks or highways when a temporary permit has been issued pursuant to K.S.A. 41-2645 for such special event. Such special event must be approved, by ordinance or resolution, by the local governing body of any city, county or township where such special event is being held. No alcoholic liquor may be consumed inside vehicles while on public streets, alleys, roads or highways at any such special event.

**Section 3.** Young Professionals of Cowley County has contracted with Bottle Service LLC, 1421 Millington Street, Winfield KS, a Caterer licensed by the Kansas Department of Revenue, Alcoholic Beverage Control Division and the City of Winfield. A "caterer" means an individual, partnership or corporation which sells alcoholic liquor by the individual drink, and provides services related thereto, on unlicensed premises which may be open to the public, but does not include a holder of a temporary permit. [Subsection (c) of K.S.A. 41-2601]. Kansas Department of Revenue, Alcoholic Beverage Control Division granted Bottle Service LLC liquor license #4760, attached and made a part hereof, effective 01/27/2016 and expiring 01/26/2018.

Bottle Service LLC will notify the Alcoholic Beverage Control Division Director by electronic notification of its intent to sell and serve alcoholic liquor by individual drink at least 48 hours prior to the event. A separate Temporary Alcohol Permit is not required of Young Professionals of Cowley County or Bottle Service LLC.

**Section 4.** The governing body of the city of Winfield Kansas hereby authorizes Outdoor Community Event and Temporary Entertainment District Application in accordance with the rules and procedures set forth by Article IV of Section 6 of the Code of the City of Winfield, Kansas, regarding the sale, possession or consumption of alcoholic liquor as presented by the Young Professionals of Cowley County for an event from 5:00 pm to 10:00 pm, on September 12, 2017, on the south half of Millington Street between 9th and 10th Avenues, Winfield Kansas as identified in the Outdoor Community Event and Temporary Entertainment District Application; a copy of which is attached hereto and made a part hereof.

**Section 5.** This resolution shall be in full force and effect from and after its passage and approval.

**ADOPTED** this 5th day of September, 2017.

(SEAL)

\_\_\_\_\_  
Brenda K Butters, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Peters, City Clerk

Approved as to form: \_\_\_\_\_  
William E. Muret, City Attorney

Approved for Commission Action: \_\_\_\_\_  
Jeremy Willmoth, City Manager

# Memo



**To:** City Commission

**From:** Gus Collins

**Date:** August 29, 2017

**Re:** Sanitary Sewer Rehab Project/ cure in place

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City Staff is recommending the rehabilitation/cured in place of an 8" sewer line from 6th Street South to 9th Street, then East (in the alley between 9th and 8th) to Loomis, a total of 1500'. Please refer to the enclosed map. Maintenance History: The past 7 to 8 years, the city staff has been jet cleaning this line due to the significant use and back-up issues we have experienced. The most recent cleaning resulted in encountering an issue with a collapsed line in the alley between 8th and 9th street. We have experienced more and more issues with cleaning in the past year.

The City then contracted a company to provide a video (TV) of the entire stretch described above. This resulted in the location of collapsed lines. City staff has reviewed 3 options as follows: 1) Replace (open cut), 2) Burst in place, or as recommended, 3) cured in place. Due to the location, the logistics just doesn't allow us to open cut and replace, and the cost is prohibited on the burst in place method. We are recommending the last option.

Bids were solicited for such replacement. One bid has been received. We are waiting on a final bid and will provide at the work session. Proposed funding is budgeted funds that were originally ear marked for manhole rehabilitation, as well, as root removal. We will delay those projects until 2018. Recommend approval as presented.

# Memo

**To:** City Commission  
**From:** Gus Collins  
**Date:** August 31, 2017  
**Re:** Sanitary Sewer Rehab Project Comparison of Bids

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City staff has received two bids for the cure in place of the 8" Sanitary Sewer Rehab Project. The bid tabulations are as follows:

|                            |             |
|----------------------------|-------------|
| Aegion/insituform (KC, KS) | \$56,462.00 |
| Lane Liner (KC, MO)        | \$68,000.00 |

Staff confirmed that each bid met the specifications as requested. Staff recommends the lowest and best bid from Aegion.

Additional note:

The video of this 1500' was initially sent to three contractors. The city only received the two bids as presented above.