

**CITY OF ELLINWOOD
NEIGHBORHOOD REVITALIZATION PLAN
TABLE OF CONTENTS**

Title	
Neighborhood Revitalization Plan Purpose	2
Assessed Value of Properties	2
Legal Description of Area	3
Listing of Owners of Record of Area	4
Zoning Classification & District Land Use	4-5
Capital Improvements Planned for Area	6
Eligibility Requirements for a Tax Rebate	7
Criteria for Determination of Eligibility	8-9
Contents of Application	10-11
Procedures to Submit Application	12
Standards and Criteria for Review and Approval	13
Rebate Formula	14
Application: Part I	15-18
Application: Part II	19
Application: Part III	20
Zoning Map	21
Resolution Adopting Findings	22
Resolution Adopting Plan	23-25
Ordinance	26-28
Intergovernmental Agreements	29-31
Public Hearing Notice	32

PURPOSE AND FACTUAL FINDINGS

The City of Ellinwood, as a whole, meets one or more of the conditions to be designated as a “neighborhood revitalization area” in accordance with K.S.A. 12-17, 114 et seq. seq. This plan is intended to promote the revitalization and development of the City of Ellinwood by stimulating new construction, rehabilitation, conservation or redevelopment within the City as set forth in this plan. The plan will enhance public health, safety or welfare of the residents of the city and will result in lower property taxes by all taxing units because of increased assessed valuations by offering certain incentives, which include tax rebates.

In accordance with the provisions of K.S.A. 12-17, 114 et seq. seq., the city council held a public hearing and considered the existing conditions and alternatives with respect to the conditions within the City, the criteria and standards for a tax rebate and the necessity for cooperation among other local taxing units. Accordingly, the governing body has carefully reviewed, evaluated and determined the designated area of the City meets one or more of the conditions necessary to be designated as a “neighborhood revitalization area.”

ASSESSED VALUATION OF REAL PROPERTY

The assessed valuation of the real estate in the corporate city limits of the City of Ellinwood for the year 2016 was \$9,189,644.

LEGAL DESCRIPTION OF DESIGNATED AREA

The description of the designated area is all of the following described property lying within the city limits of the City of Ellinwood, Barton County, Kansas, to wit:

A. PRIMARY TARGET AREA

That portion of the City of Ellinwood, Kansas, containing all of Blocks One, Two, Four, Five, Six, Seven, Eight, Nine, Ten, Eleven, Fourteen, Fifteen, Sixteen, Seventeen, Nineteen, Twenty, Twenty-one, Twenty-two, Twenty-three, Twenty-four, Twenty-five, Twenty-six, Twenty-seven, Twenty-eight, Thirty-eight, Thirty-nine, Forty-four, Forty-five, Forty-six, Forty-seven, Forty-eight, Forty-nine, Fifty, Fifty-one, Fifty-two, Fifty-three, Fifty-four, Fifty-five, Fifty-six, Fifty-seven, Fifty-eight, Fifty-nine, Sixty, Sixty-one, Sixty-Six, Sixty-seven, Sixty-eight, Sixty-nine, Seventy, Seventy-one, Seventy-seven, Seventy-eight, in the City of Ellinwood, Barton County, Kansas, according to the recorded plat thereof;

and

Block Four in Forest Park Addition; Lots One through Seven in Robl Subdivision; Lots, One through Six in Block Seventy-three in Kollman’s Subdivision; Lots One through Thirty-five in Block Eighty of Crown Heights Replat; Lot A and Lots One through Thirty

in Block Eighty-one of Neff Subdivision; in the City of Ellinwood, Barton County, Kansas, according to the recorded plats thereof.
and

That part of the Southwest Quarter (SW/4) of Section Thirty-two (32), Township Nineteen (19) South, Range Eleven (11) West of the 6th Principal Meridian, Barton County, Kansas described as follows:

Commencing at the Northwest corner of the Southwest Quarter (SW/4) of said Section 32; thence on an assumed bearing of South, along the west line of the Southwest Quarter of said Section, a distance of 448.00 feet to the south right-of-way line of Highway 56; thence on a bearing of South 89 degrees 09 minutes 30 seconds East, along the south right-of-way line of said Highway 55, a distance of 2,000.00 feet to the point of beginning of the land to be described; thence continuing on a bearing of South 89 degrees 09 minutes 30 seconds East, along the south right-of-way line of said highway 56, a distance of 216.00 feet; thence on a bearing of South a distance of 420.90 feet to the north right-of-way line of Central Kansas Railway, L.L.C.; thence on a bearing of North 89 degrees 23 minutes 54 seconds West, along the north right-of-way line of said railroad, a distance of 215.99 feet; thence on a bearing of North a distance of 421.81 feet to the point of beginning, said tract containing 2.1 acres more or less;

and

Commencing at the Northwest corner of the Southwest Quarter (SW/4) of said Section 32; thence on an assumed bearing of South, along the west line of the Southwest Quarter of said Section, a distance of 448.00 feet to the south right-of-way line of Highway 56, said point being the point of beginning; thence on a bearing of South 89 degrees 90 minutes 30 seconds East along the south right-of-way of said Highway 56, a distance of 338.00 feet; thence on a bearing of South, a distance of 428.77 feet to the north right-of-way line of the Central Kansas Railway L.L.C; thence on a bearing of North 89 degrees 23 minutes 54 seconds West, along the north right of way line of said railroad, a distance of 337.98 feet; thence on a bearing of North a distance of 430.19 feet to the point of beginning, being a part of the City of Ellinwood, Kansas.

B. Secondary Target Area

All other property located within the city limits of the City of Ellinwood, Barton County, Kansas, and not identified as being in the Primary Target Area.

LISTING OF OWNERS OF RECORD

Each owner of record of each parcel of land is listed together with the corresponding address is on file in the Barton County Appraiser's Office, Barton County Courthouse.

ZONING CLASSIFICATION and DISTRICT LAND USE MAP

"AG" AGRICULTURAL DISTRICT: The "AG" Agricultural District is established for the purpose of protecting agricultural uses in the zoning jurisdiction by restricting and regulating the types of permitted uses and the density of development.

"FP" FLOODPLAIN DISTRICT: The "FP" Floodplain District is intended for application in those areas of the community which have been defined as subject to inundation from surplus storm water as defined by the Flood Insurance Study and accompanying Floodway Map and any subsequent additions or amendments thereto, prepared for the City of Ellinwood, Kansas, by the Federal Insurance Administration. This zone is intended for application throughout the Ellinwood Zoning Jurisdiction in locations where official floodplain delineation has been established. The regulations are intended to minimize the extent of floods and reduce the height and violence thereof; to minimize the hazard of loss of lives and property caused by floods; and to secure safety from floods through the confinement of floods within reasonable limits by regulating and restricting areas of development along or in natural water courses and drainage ways.

"R-1" SINGLE-FAMILY DWELLING DISTRICT: The "R-1" Single-Family Dwelling District is established for the purpose of single-family dwelling use and to allow certain public facilities and home occupations. It is intended that no uses be permitted in this district that will tend to devalue property for residential purposes or interfere with the health, safety, order, or general welfare of persons residing in the district. Regulations are intended to control density of population and to provide adequate open space around buildings and structures in the district to accomplish these purposes.

"R-2" TWO-FAMILY DWELLING DISTRICT: The "R-2" Two-Family Dwelling District is intended for the purpose of allowing a slightly higher density than in district "R-1", yet retaining the residential qualities. This district allows duplex uses, single-family homes, certain community facilities, and certain special uses.

"R-3" MULTIPLE-FAMILY DWELLING DISTRICT: The "R-3" Multiple-Family Dwelling District is intended for the purpose of allowing moderate to high residential density land use with the co-mingling of compatible single-family and two-family dwellings, apartments,

home occupations, certain community facilities, and certain special uses, yet retaining the basic residential qualities.

“M- H” MANUFACTURED HOME DISTRICT: It is intended that this district be established to permit manufactured homes on permanent foundations where a lot or a group of lots is owned by the manufactured home owner.

“M-P” MANUFACTURED HOME PARK DISTRICT: It is the intent of the “M- P” Manufactured Home Park District to permit low-density manufactured home uses in a park-like atmosphere. The Manufactured Home Park District is intended for those areas where the owner proposes to develop and rent or lease individual sites.

“C-1” NEIGHBORHOOD BUSINESS DISTRICT The “C-1” Neighborhood Business District is intended for the purpose of grouping retail merchandising activities into a concentrated area serving the general shopping needs of the trade area. Principal permitted uses include department stores, apparel stores, general retail sales and services, professional services, and similar uses appropriate for comparison shopping.

“C- 2” GENERAL COMMERCIAL DISTRICT: The “C- 2” General Commercial District is intended for the purpose of allowing basic retail, service, and office uses.

“I” INDUSTRIAL DISTRICT: It is the intent of the “I” Industrial District to allow certain industrial land uses and to control the type of use. All buildings and land in this district may be devoted to any use not prohibited by law, provided such use is not obnoxious or offensive due to the emission of noise, odor, dust, gas or vibration. Specific authorized uses are listed and any unspecified use must be approved by the Planning Commission and City Commission.

CAPITAL IMPROVEMENTS PROPOSED FOR AREA

STREET IMPROVEMENTS:

Chip and seal streets in Primary and Secondary Target area.
Improve and replace curb and gutter in both areas.
Improve drainage throughout areas.
Replace decaying brick streets in portions of areas.
Replacement of damaged valley gutters throughout area.
Replacement of various streets throughout areas.

PARKS:

Ball field improvements at South field complex including playground area and improvements to parking lot.
Beautification projects including tree planting in all city parks.

SEWER AND WATER:

Improvements to water and sewer system throughout city.
Improvements to manholes throughout area.
Lift station replacement.

ELECTRIC PRODUCTION:

Replacement of second cooling tower.
Replacement of switch gear relays.

ELECTRIC DISTRIBUTION:

Continue replacement of distribution poles throughout area.
Continue to place distribution lines below ground.

PUBLIC IMPROVEMENTS:

Improvements to swimming pool.

ELIGIBILITY REQUIREMENTS

Residential Property

1. Rehabilitation, alterations and additions to any existing residential structure, including the alteration of a single-family home into a multi-family dwelling, shall be eligible. Rental property is eligible. Mobile homes are not eligible.
2. Construction of new residential structures, including the conversion of all or part of a non-residential structure into a residential structure, shall be eligible.
3. Improvements to detached accessory structures such as garages, workshops and storage sheds are eligible. Improvements such as swimming pools, and built-in hot tubs shall not be eligible.

Commercial/Industrial Property:

1. Rehabilitation, alterations and additions to any existing commercial structure used for retail, office, manufacturing, warehousing, institutional or other commercial or industrial purposes shall be eligible.
2. Construction of new commercial structures, including the conversion of all or part of a non-commercial structure into a commercial structure, used for retail, office, manufacturing, warehousing, institutional or other commercial or industrial purposes shall be eligible.

CRITERIA FOR DETERMINATION OF ELIGIBILITY

1. Construction of an improvement must have been commenced on or after January 1, 2017, as documented by a building permit.
2. An application for rebate must be filed within sixty (60) calendar days of the issuance of the building permit, except that the City Council may extend this period for up to thirty (30) additional days if deemed appropriate. For those permits issued after January 1, 2017, and prior to adoption of this plan by the Governing Body, application must be made within thirty (30) days of adoption of the plan by the Governing Body.
3. The minimum investment of an improvement shall be **\$10,000.00** for residential property and **\$20,000.00** for commercial and industrial property, as documented by the building permit.
4. The minimum increase in assessed value shall be **10%** for residential property and **20%** for commercial and industrial property as determined by the Barton County Appraiser following partial or total completion of the improvement.
5. Property eligible for tax incentives under any other program adopted pursuant to statutory or constitutional authority shall be eligible to submit an application.
6. The property for which a rebate is requested shall conform with all applicable city codes and regulations in effect at the time the improvements are made and shall remain in conformance for the duration of the rebate period or the rebate shall be terminated. This includes the new as well as the existing improvements on the property.
7. Rebates do not follow the sale of the property. Applicant must retain ownership of the property in order to receive the rebate. If property sells before the rebate period has ended, the rebate is terminated at the time of sale. The exception to this would be the one time sale of a new house by a developer to the first owner resident or sale of a commercial building built for speculation purposes by a developer to the first owner occupant of the facility.
8. Any property that is delinquent or becomes delinquent in any tax payment, special assessment, or city utility payment shall not be eligible for a rebate until such time as all taxes, bills and assessments have been paid. The City has the responsibility to notify Barton County of any such known delinquency. After a parcel has been accepted for the Neighborhood Revitalization Plan and the taxpayer has not paid real estate property taxes before the redemption is issued on said parcel, the parcel shall be removed from the plan by the County. The County Treasurer shall notify the City in the event of such an occurrence and the City shall notify the taxpayer of their removal from the plan.
9. No application shall be considered for an improvement for which an unresolved tax protest has been filed.

10. If future year values are protested, the property owner shall take the lesser of the two values for the purpose of this program, i.e. the rebate from this program or the abated value as granted by the Board of Tax Appeals.
- 11 Any rebate granted for a property class will be nullified if the property owner changes the property classification, e.g. from the residential to the commercial property classification.
- 12 Following establishment of the increase in assessed value resulting from a specific improvement, the fixed rebate percentage shall be applied to any change in assessed value or mill levy during subsequent years.
13. The City Administrator, or his/her designee, shall have the authority and discretion to approve or reject applications based on the eligibility standards and review criteria contained herein. If an applicant is dissatisfied with the City Administrator's decision, a written appeal may be submitted to the City Council for final determination. Said appeal must be filed in writing with the City Clerk within 30 days following the decision appealed from. Upon the filing of an appeal, the matter shall be set for consideration at the earliest regularly scheduled meeting of the city governing body that will allow reasonable notice of such consideration. Upon consideration of the appeal, the governing body by majority vote of the council may:
 1. Reverse the city official's decision;
 2. Affirm the city official's decision;
 3. Refer the matter back to the city official for further consideration with or without instructions.

CONTENTS OF APPLICATION FOR TAX REBATE

An application for a rebate of property tax increments shall contain the following information:

Part I:

1. Owner's name
2. Owner's mailing address
3. Owner's daytime phone number
4. Address of property
5. Legal description of property
6. Parcel I.D. No.
7. Building Permit No.
8. Existing use of property
9. Proposed improvements
10. Age of principal building(s)
11. Occupancy status during last 5 years
12. Buildings proposed to be or actually demolished
13. Proposed improvements
14. Estimated cost of improvements
15. Date construction started
16. Estimated date of completion of construction
17. County Appraiser's statement of existing assessed valuation of improvements.

Part II

1. Status of construction as of January 1 following commencement
2. County Appraiser's statement of increase in assessed valuation of improvements
3. County Treasurer's statement on tax status
4. City Clerk's statement of special assessment status

PROCEDURES TO SUBMIT APPLICATION

1. The applicant shall obtain an Application for Tax Rebate from the City Office when obtaining a building permit.
2. The applicant shall complete and sign Part 1 of the application and file the original with the City Office within sixty (60) calendar days following issuance of the building permit. For those permits issued after January 1, 2017, and prior to adoption of this plan by the Governing Body, applications must be made within thirty (30) days of adoption by the governing body.
3. The City Office shall forward the application to the Barton County Appraiser's Office for determination of the existing assessed valuation of the improvements.
4. Upon completion by the County Appraiser's Office, the Appraiser's Office will return the application to the applicant. The applicant shall certify the status of the improvement project as of January 1 following the commencement of the construction by completing and signing Part 2 of the application. The applicant shall file the application with the Appraiser's Office on or before May 31, preceding the commencement of the tax rebate period. A rebate period begins after January 1 of the year when the applicant has completed 100 percent of the improvements. Example: for a project completed in 2017, the rebate period would begin on January 1, 2018, with the rebate provided for the tax payment due by December 20, 2018.
5. The County Appraiser shall conduct an on-site inspection of the construction project and determine the new valuation of the real estate as of January 1, and shall complete his portion of the application and report the new valuation to the County Clerk by June 15. The tax records on the project shall be revised by the County Clerk's Office.
6. Upon determination by the County Appraiser's Office that the improvements meet the percentage test for rebate, determination by the County Treasurer's office that the taxes and assessments on the property are not delinquent, and determination by the City Inspection Department that the project and application meet the requirements for a tax rebate, the County Appraiser's Office shall notify the applicant and the County Treasurer's Office of the rebate percentage due for each year of the rebate period.
7. Upon the full payment of the real estate tax for the subject property for the initial and each succeeding tax year extending through the specified rebate period, a tax rebate shall be made to the applicant. The tax rebate shall be made within thirty (30) days from the tax distribution dates of January 20, March 20, June 5, September 20 or October 31, following the due date of payment and submittal of a receipt by the applicant to the County Treasurer's Office. The tax rebate shall be made from the Neighborhood Revitalization Fund established by Barton County in conjunction with the other taxing units participating in an Interlocal Agreement. The County Appraiser's Office shall make periodic reports on the tax rebate program to the governing bodies of the participating taxing units.

STANDARDS AND CRITERIA FOR REVIEW AND APPROVAL

1. The property for which a rebate is requested shall conform with all applicable city codes and regulations in effect at the time the improvements are made and shall remain in conformance for the duration of the rebate period or the rebate shall be terminated. Rebates are payable to the owner at the time the rebate is due.
2. Any property that is delinquent in any tax payment, special assessment or city utility payment shall not be eligible for a rebate until such time as all taxes, bills, and assessments have been paid.
3. Following establishment of the increase in assessed value resulting from a specific improvement, the fixed rebate percentage shall be applied to any change in assessed value or mil levy during subsequent years.
4. The City Administrator, or his/her designee, shall have the authority and discretion to approve or reject applications based on the eligibility standards and review criteria contained herein. If an applicant is dissatisfied with the City Administrator's decision, an appeal may be submitted pursuant to the provisions of Paragraph 13, Criteria for Determination of Eligibility criteria contained therein.

PRIMARY TARGET AREA REBATE FORMULA

AMOUNT AND YEARS OF REBATE ELIGIBILITY:

Year	Rebate*
1	80%
2	80%
3	80%
4	60%
5	60%
6	60%
7	40%
8	40%

SECONDARY TARGET AREA REBATE FORMULA

Year	Rebate*
1	80%
2	70%
3	60%
4	50%
5	40%

*5% of the increment for Primary Target Area and Secondary Target Area is to be retained by Barton County for administrative costs.

NEIGHBORHOOD REVITALIZATION PLAN

Before completing application, please review:

APPLICATION

- THE APPLICATION MUST BE TURNED IN WITHIN SIXTY 60 DAYS OF BUILDING PERMIT BEING ISSUED. For all permits issued after January 1, 2017, and prior to adoption of the plan by the Governing Body, application must be submitted within THIRTY (30) DAYS of adoption of the plan by the Governing Body.
- A **\$50.00 FEE** must be submitted with the application payable to the City of Ellinwood.
- A **\$15.00 FEE** must be submitted with the application payable to Barton County, Kansas.
- Pick up the day building permit is issued.
- Project does not have to be complete before turning in application.
- Only building permit needs to be issued (for eligible amount).
- All City codes must be followed to be eligible.
- All property must be zoned correctly to be eligible.

Part 1

- Submit to City Offices within thirty (60) days of building permit being issued or as set forth above.
- LOCATION: 104 East 2nd, Ellinwood, Kansas 67526.

Part 2

- Submit to County Appraiser when work is complete.
- Submit on or before December 31 of the year work is complete.
- LOCATION: Barton County Courthouse, Appraiser's Office.

Part 3

- Submit to County Appraiser if work is not complete the same year construction began.
- Submit on or before December 31 of the year construction began.
- LOCATION: Barton County Courthouse, Appraiser's Office.

**APPLICATION FOR TAX REBATE
CITY OF ELLINWOOD NEIGHBORHOOD REVITALIZATION PLAN**

PART 1

Part 1 must be submitted to the City clerk within 60 days of issuance of the building permit. For those building permits issued after January 1, 2017, and prior to adoption of the plan by the Governing Body, application must be submitted within 30 days of the adoption of the plan.

City Clerk
City Offices
104 East 2nd
Ellinwood, Kansas 67526

LOCATION INFORMATION

Owner's Name: _____ Day Phone _____

Address of Property: _____

Owner's Mailing Address: _____

Legal Description: _____

Parcel Identification Number: _____

Building Permit # _____ Date Building Permit Issued: _____

\$50.00 to City of Ellinwood application fee paid _____

\$15.00 to Barton County fee paid _____

EXISTING PROPERTY USE

_____ Residential _____ Commercial _____ Industrial

Age of Principal Building(s): _____

Occupancy Status during last 5 years: _____ Vacant _____ Owner Occupied

_____ Rental Unit(s)

PROPOSED PROPERTY USE

Under the correct land use, please check a line for each number

- Residential: 1) ___New ___Rehabilitation ___Demolition
- 2) ___Residence ___Other (Explain)_____
- 3) ___Rental ___Owner-Occupied
- 4) ___Single Family ___Multi-Family (___# of units)
- Commercial: 1) ___New ___Rehabilitation ___Demolition
- 2) ___Rental ___Owner-Occupied
- Industrial: 1) ___New ___Rehabilitation ___Demolition
- 2) ___Rental ___Owner-Occupied

DESCRIPTION & COST OF PROPOSAL

Estimated or Actual Starting Date:_____ Estimated Completion Date:_____

Improvement Costs: _____

Description of Project:

I have read and do hereby agree to follow all application procedures and criteria. I further understand that this application will be void one year from the date below if improvements or construction have not started. I also understand that I am not eligible for any tax rebate unless or until the project is complete in its entirety. Any taxing entity may terminate this agreement with 30 days notice at any time.

Signature of Applicant

Date

Signature of Owner

Date

FOR COUNTY APPRAISER'S USE ONLY

Based upon the above listed improvements and associated costs supplied by the applicant, the improvement will meet the terms for a tax rebate: ___YES ___NO ___POSSIBLY

The appraised value of the property listed above is \$_____

By _____
(Barton County Appraiser's Office)

Date _____

APPLICATION FOR TAX REBATE

CITY OF ELLINWOOD NEIGHBORHOOD REVITALIZATION PLAN

**PART 2 **
PROJECT COMPLETE**

Project # _____
Assigned by Building Inspector

Part 2 must be submitted on or before December 31 of the year project is complete to:
Barton County Appraiser's Office
Barton County Courthouse

CONSTRUCTION

Start Date: _____ Completion Date: _____

Building Permit No: _____ Date Building Permit Issued: _____

Signature of Applicant Date

Signature of Owner Date

FOR COUNTY APPRAISER'S USE ONLY

After improvement appraisal: \$_____ Increased property value due to the
improvements: _____%. This improvement meets the increased value
requirements for a tax rebate: ___YES ___NO

BY _____ DATE: _____
(Barton County Appraiser's Office)

APPLICATION FOR TAX REBATE

CITY OF ELLINWOOD NEIGHBORHOOD REVITALIZATION PLAN

PART 3
PROJECT NOT COMPLETE**

Project # _____

**Part 3 must be submitted on or before December 31 of the year construction began if project is not yet complete to:

County Appraiser's Office
Barton County Courthouse

STATUS OF PROJECT

Estimated Completion Date: _____

Building Permit #: _____ Date Building Permit Issued: _____

Signature of Applicant

Date

Signature of Applicant

Date

INTERLOCAL AGREEMENT

THIS INTERLOCAL AGREEMENT entered into by and between the City of Ellinwood, Kansas, hereinafter referred to as "CITY", the Board of Commissioners of Barton County, Kansas, hereinafter referred to as "COUNTY", Unified School District #355, hereinafter referred to as "USD 355", Barton County Community College, hereinafter referred to as "BCCC", and Ellinwood Hospital District, hereinafter referred to as "HOSPITAL".

WITNESSETH:

WHEREAS, K.S.A. 12-2904 allows public agencies to enter into Interlocal Agreements to jointly perform certain functions including economic development; and

WHEREAS, the parties of this Agreement are all public agencies pursuant to K.S.A. 12-2903, and therefore capable of entering into such Interlocal Agreements; and

WHEREAS, K.S.A. 12-17,114 et seq. provides for neighborhood revitalization programs and allows for Interlocal Agreements between municipalities to further neighborhood revitalization; and

WHEREAS, it is the desire and intent of the parties to this Agreement to provide the maximum economic development incentive as provided by K.S.A. 12-17,119 by acting jointly.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL PROMISES AND COVENANTS CONTAINED HEREIN, THE PARTIES HERETO AGREE AS FOLLOWS:

1. The parties agree to adopt a neighborhood revitalization plan as attached hereto and incorporated herein by reference the same as if fully set forth herein. The parties further agree the neighborhood revitalization plan as adopted will not be amended without approval of the parties except as may be necessary to comply with applicable state law or regulation.
2. The parties further agree that COUNTY shall administer the neighborhood revitalization plan as adopted by each party hereto. COUNTY will participate in the issuance of tax rebates in accordance with the neighborhood revitalization plan by creating a neighborhood revitalization fund pursuant to K.S.A. 12-17,118 for the purpose of financing the redevelopment and to provide rebates. The parties acknowledge and agree that five percent (5%) of increment, as defined in K.S.A. 12-17,118, shall be used to pay for COUNTY administrative costs of implementing and administering the plan.
3. This Agreement shall expire December 31, 2021. The parties agree to undertake a review of the neighborhood revitalization plan concluding on or before August 15 of each year to determine any needed modifications to the neighborhood revitalization plan and Interlocal Agreement. The parties agree that termination of the Agreement by any party prior to December 31, 2021, will adversely affect the success of the neighborhood revitalization plan. The parties further agree that any party may terminate this Agreement on any August 15th prior to December 31, 2021, by providing twelve (12) months notice in writing to the

other parties to the Agreement. Provided, however, any applications for tax rebate submitted prior to the effective date of the termination shall, if approved, be considered eligible for the duration of the rebate period.

IN WITNESS WHEREOF, the parties have hereto executed this agreement as shown below.

CITY OF ELLINWOOD, KANSAS

BARTON COUNTY, KANSAS

Irlan Fullbright, Mayor

Jennifer Schartz, Board Chair

ATTEST:

ATTEST:

Kim Schartz, City Clerk

Donna Zimmerman, County Clerk

Dated this ____ day of _____, 2017

Dated this ____ day of _____, 2017

UNIFIED SCHOOL DISTRICT #355

BARTON COUNTY COMMUNITY COLLEGE

PRINTED NAME:
BOARD PRESIDENT

CARL HEILMAN
PRESIDENT

ATTEST:

ATTEST:

PRINTED NAME:
BOARD SECRETARY

PRINTED NAME:
BOARD SECRETARY

Dated this ____ day of _____, 2017

Dated this ____ day of _____, 2017

ELLINWOOD DISTRICT HOSPITAL

PRINTED NAME:
BOARD PRESIDENT

ATTEST:

PRINTED NAME:
BOARD SECRETARY

The above and foregoing Interlocal Agreement is approved by the Attorney General of the State of Kansas as provided by K.S.A. 12-2904(g) this ____ day of _____, 2017.

By _____
Kansas Attorney General's Office
Derek Schmidt, Kansas Attorney General