

RESOLUTION NO. 1049

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF COLBY, KANSAS, ESTABLISHING A POLICY FOR CONTRACTS FOR SERVICE USING CITY EQUIPMENT OR FACILITIES AND REPEALING RESOLUTION NO. 997 PASSED ON OCTOBER 7, 2009.

WHEREAS, the Governing Body of the City of Colby, Kansas desires to establish a policy for contracts for service using City-owned equipment or facilities, and

WHEREAS, it is the policy of the Governing Body of the City of Colby, Kansas not to compete with private enterprise within Colby and Thomas County.

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

Section 1. Determination of Need. Equipment owned by the City of Colby shall be available for use under a contract for service by the public only when such equipment is not available from private enterprise in Colby or Thomas County or in case of an emergency which threatens life or property.

Section 2. Authorization of Contract for Service. All contracts for service using equipment owned by the City of Colby shall be authorized and approved by the Department Head or the City Manager.

Section 3. Operation of City Equipment. When City equipment is used under a contract for service by the public, such equipment shall be under the care, custody, and control of a City employee at all times and such employee shall be paid the appropriate rate of pay as detailed in the City of Colby Personnel Handbook.

Section 4. Fees for Contracts for Service Using City Equipment or Facilities. Charges for use of City equipment or City facilities shall be based on the fee list attached herewith as *Exhibit A*. Labor charges for City employees shall be the actual hourly wage plus 40% for benefits.

Section 5. Repealer. That Resolution No. 997 passed on October 7, 2009, is hereby repealed effective January 1, 2013.

BE IT FURTHER RESOLVED that this Resolution shall be in force and effect on January 1, 2013, after its approval and passage as provided by law.

PASSED by the Governing Body and approved by the Mayor this 6th day of November, 2012.

Gary L. Adrian, Mayor

ATTEST:

Joni L. Ketchum, City Clerk

SEAL