

COUNCIL COMMITTEE OF THE WHOLE
Council Chambers
July 16, 2012
6:00 PM

AGENDA

DAVID MORRISON, COUNCIL PRESIDENT

AGENDA ITEMS FOR DISCUSSION

Presentation of the 2011 Comprehensive Annual Financial Report (CAFR)
Audrey Odermann, Mize Houser & Company, P.A.

Presentation of Volunteer Program in the Police Department
Chief Jordan

*COU2012-33 Consider Interlocal Agreement with the City of Overland Park to Micro-Surface Nall Avenue from 83rd Street to 95th Street and approve use of General Fund Contingency
Keith Bredehoeft

*COU2012-34 Consider Interlocal Agreement with the City of Overland Park to Chip Seal 78th Street from Walmer Street to Lamar Avenue
Keith Bredehoeft

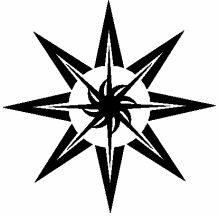
COU2012-35 Consider request from Deffenbaugh Industries for rate roll-back and contract extension
Dennis Enslinger

*COU2012-36 Consider an ordinance approving the KU Kick-Off Event as a Special Event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded public area of the event
Dennis Enslinger

*COU2012-37 Consider permission to publish amended 2012 Budget to reflect CID revenue and expenditure
Lisa Santa Maria

Demonstration of beta version of PVcheckbook
Lisa Santa Maria

***Council Action Requested the same night**



ADMINISTRATION

Committee Meeting Date: July 16, 2012

Presentation of the 2011 Comprehensive Annual Financial Report (CAFR)

BACKGROUND

Each year the City produces the CAFR which contains the City's financial statements. The financial statements are audited by an external audit firm. In addition, the CAFR is filed with the Kansas Division of Accounts and Reports as required by State statutes.

The City received an unqualified opinion on its 2011 financial statements. This is the highest level of audit opinion the City can receive.

The City submits its CAFR to the Government Finance Officers Association (GFOA) for consideration for the Certificate of Achievement for Excellence in Financial Reporting. The City has received this award for the last twenty-five CAFRs. The City has submitted the 2011 CAFR to the GFOA and believes that the 2011 CAFR continues to meet the certificate requirements.

ATTACHMENTS:

- Link to 2011 CAFR
 - <http://www.pvkansas.org/Modules/ShowDocument.aspx?documentid=2320>
- Auditor's Communication to Those Charged with Governance
- Auditor's Management Recommendation Letter
- Staff Response to Management Recommendation Letter

Prepared By:
Lisa Santa Maria
Finance Director
Date: 7/11/2012



MIZE & HOUSER
COMPANY P.A.

AUDITOR'S COMMUNICATION TO THOSE CHARGED WITH GOVERNANCE

Mayor and City Council
City of Prairie Village, Kansas

We have audited the financial statements of the City of Prairie Village, Kansas for the year ended December 31, 2011, and have issued our report thereon dated June 11, 2012. Professional standards require that we provide you with information about our responsibilities under generally accepted auditing standards, as well as certain information related to the planned scope and timing of our audit. Professional standards also require that we provide you with the following information related to our audit.

Our Responsibility under U.S. Generally Accepted Auditing Standards

As stated in our engagement letter dated, September 27, 2011, our responsibility, as described by professional standards, is to plan and perform our audit to obtain reasonable, but not absolute, assurance that the financial statements are free of material misstatement and to express an opinion about whether the financial statements are fairly presented, in all material respects, in accordance with U.S. generally accepted accounting principles. Our audit of the financial statements does not relieve you or management of your responsibilities.

Planned Scope and Timing of the Audit

An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements; therefore, our audit will involve judgment about the number of transactions to be examined and the areas to be tested.

Our audit will include obtaining an understanding of the entity and its environment, including internal control, sufficient to assess the risks of material misstatement of the financial statements and to design the nature, timing, and extent of further audit procedures. Material misstatements may result from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the entity or to acts by management or employees acting on behalf of the entity. We will communicate our significant findings at the conclusion of the audit.

We performed the audit according to the planned scope and timing previously communicated to you in our meeting about planning matters on March 26, 2012.

Significant Accounting Policies

Management has the responsibility for selection and use of appropriate accounting policies. In accordance with the terms of our engagement letter, we will advise management about the appropriateness of accounting policies and their application. The significant accounting policies used by the City of Prairie Village, Kansas are described in Note 1 to the financial statements. No new accounting policies were adopted and the application of existing policies was not changed for the year ended December 31, 2011. We noted no transactions entered into by the City of Prairie Village, Kansas during the year for which there is a lack of authoritative guidance or consensus. There are no significant transactions that have been recognized in the financial statements in a different period than when the transaction occurred.

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900 Massachusetts, Suite 301 ■ Lawrence, KS 66044-2868 ■ 785.749.5050 p ■ 785.749.5061 f

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected. The most sensitive estimate affecting the financial statements was:

Management's estimate of accumulated depreciation is based on the straight-line method of depreciation. We evaluated the key factors and assumptions used to develop the accumulated depreciation in determining that it is reasonable in relation to the financial statements taken as a whole.

Corrected Misstatements

Professional standards require us to accumulate all known and likely misstatements identified during the audit, other than those that are trivial, and communicate them to the appropriate level of management. We have been informed that management has corrected all such misstatements. In addition, none of the misstatements detected as a result of audit procedures and corrected by management were material, either individually or in the aggregate, to the financial statements taken as a whole.

Disagreements with Management

For purposes of this letter, professional standards define a disagreement with management as a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no such disagreements arose during the course of our audit.

Management Representations

We have requested certain representations from management that are included in the management representation letter dated June 11, 2012.

Consultations with Other Independent Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the governmental unit's financial statements or a determination of the type of auditor's opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

Issues Discussed Prior to Retention of Independent Auditors

We generally discuss a variety of matters, including the application of the accounting principles and auditing standards, with management each year prior to retention as the City of Prairie Village, Kansas's auditors. However, this discussion occurred in the normal course of our professional relationship and our responses were not a condition to our retention.

Difficulties Encountered in Performing the Audit

We encountered no significant difficulties in dealing with management in performing our audit.

This information is intended solely for the use of the mayor, city council and management of the City of Prairie Village, Kansas, and is not intended to be and should not be used by anyone other than these specified parties.

Mize Houser & Company PA

June 11, 2012



MIZE & HOUSER
& COMPANY P.A.

Mayor and City Council
City of Prairie Village, Kansas

In planning and performing our audit of the financial statements of Prairie Village, Kansas, as of and for the year ended December 31, 2011, we considered the City's internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing an opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the City's internal control.

However, during our audit, we became aware of several matters that are opportunities for strengthening internal controls and operating efficiency. This letter does not affect our report dated June 11, 2012, on the financial statements of the City of Prairie Village, Kansas.

We will review the status of this comment during our next audit engagement. We have already discussed this comment and suggestion with various City personnel, and we will be pleased to discuss this comment in further detail at your convenience, to perform any additional study of this matter, or to assist you in implementing the recommendation. Our comment is summarized as follows:

1. During the audit, we noted that several balance sheet accounts had small balances carried over from the prior year. We recommend the City staff periodically reconcile the balance sheet accounts to a supporting detailed listing of items that constitute the total balance within the accounts. The reconciliation of the account totals to supporting detailed listing of items would assist in determining old items that could be eliminated.
2. Currently, the capital asset software is used to track certain capital assets; however, some assets are not included within the software and tracked separately. We recommend the City consider consolidating all of the City assets into the capital asset software. We believe this consolidation will create an easier reconciliation process for City staff.
3. During the audit, we noted that numerous change orders were approved for a large capital project in 2011. The original contract amount with the addition of the change orders exceeded the performance bond issued to the City by the construction contractor. We recommend, for future projects, that the City more closely monitor performance bond coverage when change orders are approved for capital projects.

This report is intended for the use of the mayor, city council and other members of management of Prairie Village, Kansas and should not be used by anyone other than these specified parties.

Mize Houser & Company PA

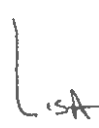
June 11, 2012

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THE CITY OF PRAIRIE VILLAGE
STAR OF KANSAS

DATE: July 16, 2012
TO: Mayor and City Council
FROM: Lisa Santa Maria, Finance Director 
SUBJECT: Management Letter, 2011 Financial Statement Audit

Attached is the Management Letter related to the City's 2011 Financial Statement Audit. The letter is issued by the City's external auditors and contains information on areas where the City's internal controls can be strengthened. The paragraphs below contain staff's response to these items.

1. Balance Sheet

Finance staff is reconciling balance sheet accounts on a quarterly basis and eliminating old items. A year end reconciliation will be done prior to closing the fiscal year to eliminate carrying over small balances to the new fiscal year.

2. Capital Assets

The City uses Springbrook to track capital assets. Late in 2011 we moved to version 7.14 which supports depreciating infrastructure. Prior to version 7.14, Springbrook did not recommend using their Fixed Asset system for tracking infrastructure depreciation. Infrastructure includes:

- Sidewalks
- Pipes
- Pedestrian Ramps
- Pavement (surface)
- Pavement (base)
- Structures
- Curbs
- Drainage Channels

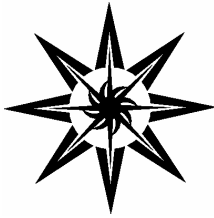
Finance is in the process of adding infrastructure to the Fixed Asset system in Springbrook and testing it. This should be in place prior to the fiscal year end.

3. Change Orders

Finance staff updated AP061b – Change Orders to include the following language:

If total amount of change order exceeds the performance bond, then a new performance bond will be required.

The revised policy was sent to City staff members. In addition, a review of change orders will be done on a random basis by Finance during the year.



PUBLIC WORKS DEPARTMENT

Council Committee Meeting Date: July 16, 2012

Council Meeting Date: July 16, 2012

COU2012-33: CONSIDER INTERLOCAL AGREEMENT WITH THE CITY OF OVERLAND PARK TO MICRO-SURFACE NALL AVENUE FROM 83RD STREET TO 95TH STREET AND APPROVE USE OF GENERAL FUND CONTINGENCY.

RECOMMENDATION

Move to approve the Interlocal Agreement with the City of Overland Park to micro surface Nall Avenue from 83rd Street to 95th Street and to transfer \$60,000 from the City Contingency Fund, to the Street Operating Fund.

BACKGROUND

Overland Park recently added this section of Nall Avenue to their Micro-Surfacing program for 2012 and approached Prairie Village to consider Micro-Surfacing the half of Nall Avenue that is in Prairie Village as well. Micro-Surfacing is a maintenance tool used to assist in preserving the existing asphalt pavement thus extending the pavements life cycle. This project is being administered by Overland Park and the project is estimated to cost Prairie Village \$57,250.00.

FUNDING SOURCE

The fund transfer from the City Contingency Fund to the Street Operating Fund.

RELATION TO VILLAGE VISION

CFS3A Ensure streets and sidewalks are in good condition by conducting maintenance and repairs as needed.

ATTACHMENTS

1. Interlocal Agreement with the Overland Park.

PREPARED BY

Keith Bredehoeft

July 10, 2012

AGREEMENT BETWEEN THE CITY OF OVERLAND PARK, KANSAS, AND THE CITY OF PRAIRIE VILLAGE, KANSAS, FOR THE PUBLIC IMPROVEMENT OF NALL AVENUE FROM 83RD STREET TO 95TH STREET.

THIS AGREEMENT, made and entered into this _____ day of _____, 2012, by and between the CITY OF OVERLAND PARK, KANSAS (hereinafter "OVERLAND PARK"), and the CITY OF PRAIRIE VILLAGE, KANSAS (hereinafter "PRAIRIE VILLAGE"), each party having been organized and now existing under the laws of the State of Kansas.

WITNESSETH:

WHEREAS, the parties hereto have determined it is in their best interest to make the public improvement to Nall Avenue from 83rd Street to 95th Street as such improvement is hereinafter described; and

WHEREAS, K.S.A. 12-2908 authorizes the parties hereto to cooperate in making the public improvement; and

WHEREAS, the governing bodies of each of the parties hereto have determined to enter into this Agreement for the aforesaid public improvement, as authorized and provided by K.S.A. 12-2908 and K.S.A. 68-169; and

WHEREAS, the governing body of OVERLAND PARK did approve and authorize its mayor to execute this Agreement by official vote of the body on the _____ day of _____, 2012; and

WHEREAS, the governing body of PRAIRIE VILLAGE did approve and authorize its mayor to execute this Agreement by official vote of the body on the _____ day of _____, 2012.

NOW, THEREFORE, in consideration of the above recitals, the mutual covenants and agreements herein contained, and for other good and valuable considerations, the parties hereto agree as follows:

1. PURPOSE OF AGREEMENT. The parties hereto enter into this Agreement for the purpose of constructing the public improvement on Nall Avenue as heretofore described by performing the following work: The street improvement of Nall Avenue from 83rd Street to 95th Street including microsurfacing the existing street and repair of asphalt pavement, pavement markings and other items incidental to the street reconstruction (hereinafter "Improvement").

2. ESTIMATED COST OF PROJECT.
 - A. The estimated cost for construction of the Improvement covered by this Agreement is **ONE HUNDRED FOURTEEN THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$114,500.00).**
 - B. The cost of making the Improvement shall include:
 - (1) Labor and material used in making the Improvement; and
 - (2) Such other expenses which are necessary in making the Improvement, exclusive of the cost of acquiring real property and any improvement thereon for the location of the Improvement. These costs include but are not limited to project administration, construction inspection, material testing and utility relocations.
 - C. The local share of the cost for construction of said Improvement, as described hereinabove, shall be distributed as follows:
 - (1) PRAIRIE VILLAGE shall pay **50%** of the local share of said Improvement **(estimated to be \$57,250.00).**
 - (2) OVERLAND PARK shall pay **50%** of the local share of said Improvement **(estimated to be \$57,250.00).**
3. FINANCING. OVERLAND PARK and PRAIRIE VILLAGE shall each pay their portion of the cost with monies budgeted and appropriated funds.
4. OVERLAND PARK ADMINISTRATION OF PROJECT. It is acknowledged and understood between the parties that since there are two separate entities included within the proposed Improvement, one of the entities should be designated as being "in charge" of the project to provide for its orderly design and construction. However, both entities shall have the right of review and comment on project decisions at any time throughout duration of this Agreement, and any subsequent agreements hereto. The Improvement shall be constructed and the job administered by OVERLAND PARK acting by and through the Director of Public Works for OVERLAND PARK, who shall be the principal public official designated to administer the Improvement; provided, that the Director of Public Works shall, among his several duties and responsibilities, assume and perform the following:
 - A. Make all contracts for the Improvement. The parties acknowledge that OVERLAND PARK has previously solicited bids by publication in the official newspaper of OVERLAND PARK for the Improvement and the best and lowest responsible bidder was chosen. PRAIRIE VILLAGE further acknowledges that the bid price does not exceed the engineer's estimate.
 - B. Submit to PRAIRIE VILLAGE estimates of accrued costs of constructing the Improvement. PRAIRIE VILLAGE shall within thirty (30) days after receipt of a statement of costs as aforesaid, remit their portion of the accrued costs to OVERLAND PARK as herein agreed.
 - C. Upon completion of the Improvement, the Director of Public Works shall submit to PRAIRIE VILLAGE a final accounting of all costs incurred in making the Improvement for the purpose of apportioning the same among the parties as provided herein.

- D. OVERLAND PARK shall ensure that the contractor hired to construct the Improvement (the "Contractor") agrees to add PRAIRIE VILLAGE as a named additional insured on all applicable certificates of insurance issued by the Contractor for construction of the Improvement.
 - E. OVERLAND PARK shall require performance and completion bonds for the Improvement from all Contractors and require that all Contractors discharge and satisfy any mechanics or materialman's liens that may be filed.
 - F. OVERLAND PARK shall require that any Contractor provide a two-year performance and maintenance bond for the Improvement. As Administrator, OVERLAND PARK will, upon request of PRAIRIE VILLAGE, make any claim upon the maintenance bond or performance bond and require that the Contractor fully perform all obligations under the performance and maintenance bonds, and this obligation shall survive termination of this Agreement and shall be in force and effect for the full term of the performance and maintenance bond.
 - G. OVERLAND PARK shall ensure that the Contractor agrees to defend, indemnify and save OVERLAND PARK and PRAIRIE VILLAGE harmless from and against all liability for damages, costs, and expenses arising out of any claim, suit or action for injuries or damages sustained to persons or property by reason of the acts or omissions of the Contractor in the performance of his or her work on the Improvement.
5. DURATION AND TERMINATION OF AGREEMENT. The parties hereto agree that this Agreement shall exist until the completion of the aforesaid Improvement, which shall be deemed completed upon certification to each of the parties hereto by the Director of Public Works advising that the Improvement has been accepted by him as constructed; provided that upon the occurrence of such certification by the Director of Public Works, this Agreement shall be deemed terminated and of no further force or effect.
6. PLACING AGREEMENT IN FORCE. The attorney for the administering body described in paragraph 4 hereof shall cause this Agreement to be executed in triplicate. Each party hereto shall receive a duly executed copy of this Agreement for their official records.
7. AMENDMENTS. This Agreement cannot be modified or changed by any verbal statement, promise or agreement, and no modification, change nor amendment shall be binding on the parties unless it shall have been agreed to in writing and signed by both parties.
8. JURISDICTION. This Agreement shall be construed according to the laws of the State of Kansas and may be enforced in any court of competent jurisdiction.

IN WITNESS WHEREOF, the above and foregoing Agreement has been executed in triplicate by each of the parties hereto on the day and year first above written.

CITY OF OVERLAND PARK, KANSAS

By _____
CARL GERLACH, MAYOR

ATTEST:

MARIAN COOK, CITY CLERK

APPROVED AS TO FORM:

TAMMY M. OWENS
DEPUTY CITY ATTORNEY

CITY OF PRAIRIE VILLAGE, KANSAS

By _____
RONALD L. SHAFFER, MAYOR

ATTEST:

JOYCE HAGEN MUNDY, CITY CLERK

APPROVED AS TO FORM:

KATIE LOGAN, CITY ATTORNEY

2012 MICROSURFACING (MR-1433)

Nall Ave.: 83rd St. to 95th St.

Ballou

ITEM DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL
Micro Surfacing (Type 3) (Thoroughfares & Collectors)	SY	33,976	2.78	94,453.28
Micro Surfacing (Type 2) (Residential)	SY		2.55	-
Rut Course	Ton		212.00	-
Public Relations	LS		25,000.00	-
4" White Patterened Cold Plastic	LF		3.48	-
Left Arrow Patterned Cold Plastic	EA		290.00	-
Straight/Left Arrow Patterned Cold Plastic	EA		522.00	-
4" White Preformed Thermoplastic	LF		2.09	-
6" White Preformed Thermoplastic	LF	604	3.15	1,902.60
12" White Preformed Thermoplastic	LF		6.30	-
24" White Preformed Thermoplastic	LF	200	12.55	2,510.00
Only Symbol White Thermoplastic	EA		221.00	-
Left Arrow White Thermoplastic	EA	12	203.00	2,436.00
Right Arrow White Thermoplastic	EA		203.00	-
Right/Straight/Left Arrow Thermoplastic	EA		492.80	-
Straight/Left Arrow White Thermo	EA		289.93	-
Straight/Right Arrow White Thermo	EA		289.93	-
12" Yellow Preformed Thermo	LF	332	6.30	2,091.60
4" White Thermo	LF	2,102	0.70	1,471.40
6" White Thermo	LF		1.05	-
8" White Thermo	LF		1.40	-
4" Yellow Thermo	LF	13,772	0.70	9,640.40
12" Yellow Thermo	LF		2.09	-
Eradicate 4" Thermo	LF		0.47	-
Eradicate 6" Thermo	LF		0.70	-
Eradicate 8" Thermo	LF		0.93	-
Eradicate 12" Thermo	LF		1.40	-
Eradicate 24" Thermo	LF		2.80	-

Eradicate Single Turn Arrows	EA	41.00	-
Eradicate Combo Turn Arrows	EA	64.00	-
Eradicate "Only Indicators	EA	87.00	-
			<u><u>\$114,505.28</u></u>



PUBLIC WORKS DEPARTMENT

Council Committee Meeting Date: July 16, 2012

Council Meeting Date: July 16, 2012

***COU2012-34: CONSIDER INTERLOCAL AGREEMENT WITH THE CITY OF OVERLAND PARK TO CHIP SEAL 78TH STREET FROM WALMER STREET TO LAMAR AVENUE.**

RECOMMENDATION

Move to approve the Interlocal Agreement with the Overland Park to Chip Seal 78th Street from Walmer Street to Lamar Avenue.

BACKGROUND

Overland Park recently added 78th Street west of Lamar Avenue to their Chip Seal program for 2012 and approached Prairie Village to consider Chip Sealing half of 78th Street that is in Prairie Village as well. Chip Seal is a maintenance tool to assist in preserving the existing asphalt pavement thus extending the pavements life cycle. Overland Park's policy is to Chip Seal streets over 30 years old. Overland Park has modified the aggregates and is improving sweeping of the roadway after application to make this product more acceptable to residents. This project is being administered by Overland Park and the project is estimated to cost Prairie Village \$2,170.00.

FUNDING SOURCE

Funding for the project will come from the Street Operating Fund.

RELATION TO VILLAGE VISION

CFS3A Ensure streets and sidewalks are in good condition by conducting maintenance and repairs as needed.

ATTACHMENTS

1. Interlocal Agreement with the Overland Park.

PREPARED BY

Keith Bredehoeft

July 10, 2012

AGREEMENT BETWEEN THE CITY OF OVERLAND PARK, KANSAS, AND THE CITY OF PRAIRIE VILLAGE, KANSAS, FOR THE PUBLIC IMPROVEMENT OF 78TH STREET FROM WALMER STREET TO LAMAR AVENUE.

THIS AGREEMENT, made and entered into this _____ day of _____, 2012, by and between the CITY OF OVERLAND PARK, KANSAS (hereinafter "OVERLAND PARK"), and the CITY OF PRAIRIE VILLAGE, KANSAS (hereinafter "PRAIRIE VILLAGE"), each party having been organized and now existing under the laws of the State of Kansas.

WITNESSETH:

WHEREAS, the parties hereto have determined it is in their best interest to make the public improvement to 78th Street from Walmer Street to Lamar Avenue as such improvement is hereinafter described; and

WHEREAS, K.S.A. 12-2908 authorizes the parties hereto to cooperate in making the public improvement; and

WHEREAS, the governing bodies of each of the parties hereto have determined to enter into this Agreement for the aforesaid public improvement, as authorized and provided by K.S.A. 12-2908 and K.S.A. 68-169; and

WHEREAS, the governing body of OVERLAND PARK did approve and authorize its Director of Public Works to execute this Agreement by official vote of the body on the _____ day of _____, 2012; and

WHEREAS, the governing body of PRAIRIE VILLAGE did approve and authorize its City Manager to execute this Agreement by official vote of the body on the _____ day of _____, 2012.

NOW, THEREFORE, in consideration of the above recitals, the mutual covenants and agreements herein contained, and for other good and valuable considerations, the parties hereto agree as follows:

1. PURPOSE OF AGREEMENT. The parties hereto enter into this Agreement for the purpose of constructing the public improvement on 78th Street as heretofore described by performing the following work: The street improvement of 78th Street from Walmer Street to Lamar Avenue including Chip Sealing the existing street and repair of asphalt pavement, pavement markings and other items incidental to the street reconstruction (hereinafter "Improvement").
2. ESTIMATED COST OF PROJECT.
 - A. The estimated cost for construction of the Improvement covered by this Agreement is **FOUR THOUSAND THREE HUNDRED FORTY AND NO/100 DOLLARS (\$4,340.00)**.

- B. The cost of making the Improvement shall include:
- (1) Labor and material used in making the Improvement; and
 - (2) Such other expenses which are necessary in making the Improvement, exclusive of the cost of acquiring real property and any improvement thereon for the location of the Improvement. These costs include but are not limited to project administration, construction inspection, material testing and utility relocations.
- C. The local share of the cost for construction of said Improvement, as described hereinabove, shall be distributed as follows:
- (1) PRAIRIE VILLAGE shall pay **50%** of the local share of said Improvement **(estimated to be \$2,170.00)**.
 - (2) OVERLAND PARK shall pay **50%** of the local share of said Improvement **(estimated to be \$2,170.00)**.
3. FINANCING. OVERLAND PARK and PRAIRIE VILLAGE shall each pay their portion of the cost with monies budgeted and appropriated funds.
4. OVERLAND PARK ADMINISTRATION OF PROJECT. It is acknowledged and understood between the parties that since there are two separate entities included within the proposed Improvement, one of the entities should be designated as being “in charge” of the project to provide for its orderly design and construction. However, both entities shall have the right of review and comment on project decisions at any time throughout duration of this Agreement, and any subsequent agreements hereto. The Improvement shall be constructed and the job administered by OVERLAND PARK acting by and through the Director of Public Works for OVERLAND PARK, who shall be the principal public official designated to administer the Improvement; provided, that the Director of Public Works shall, among his several duties and responsibilities, assume and perform the following:
- A. Make all contracts for the Improvement. The parties acknowledge that OVERLAND PARK has previously solicited bids by publication in the official newspaper of OVERLAND PARK for the Improvement and the best and lowest responsible bidder was chosen. PRAIRIE VILLAGE further acknowledges that the bid price does not exceed the engineer’s estimate.
 - B. Submit to PRAIRIE VILLAGE estimates of accrued costs of constructing the Improvement. PRAIRIE VILLAGE shall within thirty (30) days after receipt of a statement of costs as aforesaid, remit their portion of the accrued costs to OVERLAND PARK as herein agreed.
 - C. Upon completion of the Improvement, the Director of Public Works shall submit to PRAIRIE VILLAGE a final accounting of all costs incurred in making the Improvement for the purpose of apportioning the same among the parties as provided herein.
 - D. OVERLAND PARK shall ensure that the contractor hired to construct the Improvement (the “Contractor”) agrees to add PRAIRIE VILLAGE as a named additional insured on all applicable certificates of insurance issued by the Contractor for construction of the Improvement.

- E. OVERLAND PARK shall require performance and completion bonds for the Improvement from all Contractors and require that all Contractors discharge and satisfy any mechanics or materialman's liens that may be filed.
 - F. OVERLAND PARK shall require that any Contractor provide a two-year performance and maintenance bond for the Improvement. As Administrator, OVERLAND PARK will, upon request of PRAIRIE VILLAGE, make any claim upon the maintenance bond or performance bond and require that the Contractor fully perform all obligations under the performance and maintenance bonds, and this obligation shall survive termination of this Agreement and shall be in force and effect for the full term of the performance and maintenance bond.
 - G. OVERLAND PARK shall ensure that the Contractor agrees to defend, indemnify and save OVERLAND PARK and PRAIRIE VILLAGE harmless from and against all liability for damages, costs, and expenses arising out of any claim, suit or action for injuries or damages sustained to persons or property by reason of the acts or omissions of the Contractor in the performance of his or her work on the Improvement.
5. DURATION AND TERMINATION OF AGREEMENT. The parties hereto agree that this Agreement shall exist until the completion of the aforesaid Improvement, which shall be deemed completed upon certification to each of the parties hereto by the Director of Public Works advising that the Improvement has been accepted by him as constructed; provided that upon the occurrence of such certification by the Director of Public Works, this Agreement shall be deemed terminated and of no further force or effect.
6. PLACING AGREEMENT IN FORCE. The attorney for the administering body described in paragraph 4 hereof shall cause this Agreement to be executed in triplicate. Each party hereto shall receive a duly executed copy of this Agreement for their official records.
7. AMENDMENTS. This Agreement cannot be modified or changed by any verbal statement, promise or agreement, and no modification, change nor amendment shall be binding on the parties unless it shall have been agreed to in writing and signed by both parties.
8. JURISDICTION. This Agreement shall be construed according to the laws of the State of Kansas and may be enforced in any court of competent jurisdiction.

IN WITNESS WHEREOF, the above and foregoing Agreement has been executed in triplicate by each of the parties hereto on the day and year first above written.

CITY OF OVERLAND PARK, KANSAS

By _____
DOUG BROWN,
DIRECTOR OF PUBLIC WORKS

ATTEST:

MARIAN COOK, CITY CLERK

APPROVED AS TO FORM:

TAMMY M. OWENS
DEPUTY CITY ATTORNEY

CITY OF PRAIRIE VILLAGE, KANSAS

By _____
QUINN BENNION, CITY MANAGER

ATTEST:

JOYCE HAGEN MUNDY, CITY CLERK

APPROVED AS TO FORM:

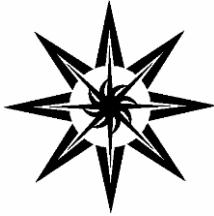
KATIE LOGAN, CITY ATTORNEY

**2012 Chip Seal (MR-1432)
78th Street from Walmer Street to
Lamar Avenue**

Harbour

ITEM DESCRIPTION	UNIT	APPRO	UNIT	TOTAL
		X.	PRICE	
		QUANT		
		ITY		
Residential Street Chip Seal (#4 minus aggregate)	SY	1,635	2.39	3,907.65
Thoroughfare/Collector Chip Seal (3/8" minus aggregate)	SY		2.37	-
First Sweeping	SY	1,635	0.07	114.45
Second Sweeping (Residential Streets Only)	SY	1,635	0.07	114.45
Fog Seal (TRMSS) Misc. Bike Trails	GAL.		6.50	-
Public Relations	LS		26,000.00	-
4" White Preformed Thermoplastic	LF		2.36	-
12" White Preformed Thermoplastic	LF	15	7.10	106.50
24" White Preformed Thermoplastic	LF		14.20	-
Only Symbol White Thermoplastic	EA		290.00	-
Left Arrow White Thermoplastic	EA		190.00	-
Right Arrow White Thermoplastic	EA		190.00	-
Right/Left Arrow Thermoplastic	EA		290.00	-
Straight Arrow White Thermo	EA		158.00	-
Straight/Left Arrow White Thermo	EA		265.00	-
R/R Crossing White Thermo	EA		475.00	-
4" Yellow Preformed Thermo	LF		2.35	-

12" Yellow Preformed Thermo	LF		7.10	-
6" White Thermo	LF	90	1.05	94.50
4" White Urethane Acrylate	LF		0.55	-
6" White Urethane Acrylate	LF		0.80	-
8" White Urethane Acrylate	LF		1.10	-
4" Yellow Urethane Acrylate	LF		0.55	-
				<u><u>\$4,337.55</u></u>



ADMINISTRATION

Council Committee Meeting Date: July 16, 2012

Consider Residential Solid Waste and Recycling Proposal from Deffenbaugh Industries which includes a rate rollback and a proposed 3-year contract extension.

RECOMMENDATION

The Council Committee should review the proposal from Deffenbaugh Industries and determine if they would like staff to continue contract negotiations with Deffenbaugh Industries and direct staff to prepare a contract amendment.

BACKGROUND

In 2009, the City of Prairie Village negotiated with Deffenbaugh Industries, Inc. to revise and extend the contract for solid waste, recycling, and yard waste services. At that time, Deffenbaugh agreed to a four-year contract extension with the first year (FY2010) per month fee of \$14.55 per household for solid waste, recycling and composting. Deffenbaugh also agreed to reduce the cost of bulky item pickup to \$30,000 (previously \$40,125) for the once yearly event for the term of the extension 2010-2013. The contract also included a maximum rate increase not to exceed 5% a year per based upon the Rate Refuse Index. Under the current contract, the FY2013 rate would be \$16.22 per month/per household.

The Mid-America Regional Council in conjunction with the cities of Fairway, Westwood, and Roeland Park sent out a request for proposals/bids for solid waste, recycling and yard waste services. The MARC proposal/bids returned two providers Town and Country and Allied Services. While each of the proposals were slightly different in what services they provided, below is a summary of the major components in comparison to the June 29th Deffenbaugh proposal.

Service Provider	Base Rate	Additional Bags	Recycling	Yard Waste	Bulky Item Pickup
Town & Country	\$11.58 per month/65 gallon container plus on 30 lb bag	\$1.00 per 40 lb bag.	65 gallon container	10 months of service/ unlimited bags	1 item each week with 2 free each month, \$7.50 for each additional week or white good (Stove/refrigerator)
Allied	\$10.89 per month/95 gallon container	\$1.00 per 40 lbs bag	65 gallon container	10 months of service/ unlimited bags	1 item each week with 2 free each month, \$30.00 for each additional week or white good (Stove/refrigerator)

Deffenbaugh	\$13.47 per month; 65 or 35 gallon container	\$1.25 per 40 lb bag. \$0.25 goes to retailer	65/35 gallon container Recycling rebates (\$19,235.00 in FY 2011)	8 bags for 6 months and 12 bags for 16 months	1 small bulky item per month. Residents responsible for securing pick-up of additional items. Not during bulky item
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The cities of Fairway, Roeland Park, and Westwood have selected Town and Country as their service provider. Several of the reasons for their selection were the use of front loader vehicles by Allied and costs associated with additional monthly bulky-item pick.

Under the June 29, 2012 proposal from Deffenbaugh Industries the monthly rate for residential pick-up for all three services would be \$13.47. This rate is equal to the rate the City received for FY 2009. The contract would be extended for an additional three years (2014, 2015, 2016). All future rate increases would be based on the Refuse Rate Index (RRI) and would be a maximum of 5% (maximum rate at the end of contract term would be \$15.59). All other provisions of the existing contract would remain in place.

Based upon a contract rate of \$13.37 per month per household, staff has calculated that the cost per month for each household would be \$13.21 or \$158.52 per year for all three services. The monthly cost per household is less than actual contract rate because of the recycling rebates and the current balance in the Solid Waste Utility Fund.

The Council Committee should review the proposal from Deffenbaugh Industries and determine if they would like staff to continue contract negotiations with Deffenbaugh Industries and direct staff to prepare a contract amendment.

ATTACHMENTS:

Letter from Deffenbaugh Industries dated June 29, 2012 outlining proposal

FUNDING SOURCE

Fees for the FY 2013 period have been budgeted from the Solid Waste Utility Fund. Future fiscal years will need to be budgeted and are subject to the Kansas Cash Basis Law.

PREPARED BY

Dennis J. Enslinger, Assistant City Administrator

Date: July 12, 2012



June 29, 2012

Mr. Dennis Enslinger, AICP
Assistant City Administrator
Municipal Building
7700 Mission Road
Prairie Village, KS 66208

Re: Residential Solid Waste and Recycling Proposal

Dear Dennis:

As we had discussed, Deffenbaugh Industries, Inc. ("DII") is providing this proposal for your consideration. DII proposes the following:

- A rollback of the per household rate from \$16.22 to \$13.47 per qualified unit to become effective January 1, 2013; and
- A three (3) year extension beginning January 1, 2014 and extending through December 31, 2016; and
- Future rate adjustments beginning January 1, 2014 to be based on the Refuse Rate Index ("RRI") calculations as outlined in the current Agreement between DII and the City of Prairie Village ("City"); and
- Any rate adjustment greater than 5% must be approved by the City; and
- All other provisions in the current Agreement shall remain intact.

The large item collection sweeps have resulted in 66 loads and 415 tons in 2010, 74 loads and 434 tons in 2011, and 73 loads and 363 tons in 2012. Over the last three years this averages 404 tons and 71 loads per year.

Other commitments by DII to the City include:

- Providing recycling containers, portable toilets, and sanitary stations for City events such as Village Fest, Jazz Fest and other such events as may be requested; and
- Working with City Codes Department (Marcia Grading) to provide roll-off containers for various residential cleanup projects; and
- Quarterly rebates to the City for residential recyclable materials that will result in an estimated \$50,000 through the end of 2012.



ONE EARTH. ONE CHANCE.

Mr. Dennis Enslinger
June 29, 2012
Page 2

The Deffenbaugh Customer Service Group works closely with City staff to identify any service issues that need to be addressed and provides the City with daily reports, including pictures, in an effort to ensure the delivery of a high level of service in the community. DII takes pride in being able to respond quickly and effectively as situations may dictate.

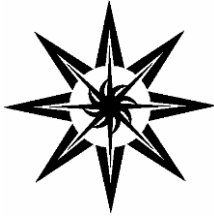
It is our sincere hope that the City and Deffenbaugh can continue to work together during the term of this proposed renewal, and perhaps beyond. Please let me know if I can provide additional information. Thank you.

Sincerely,
Deffenbaugh Industries, Inc.

A handwritten signature in black ink, appearing to read "Mike Clagett", with a horizontal line extending to the right.

Michael H. Clagett
Vice President of Strategic Partnerships

c: Andy Barton, Sr. Vice President of Sales & Marketing



ADMINISTRATION

Council Committee Date: July 16, 2012

***City Council Date: July 16, 2012**

(Based upon Council Committee Action)

COU 2012-036 Consider an Ordinance approving the KU Kickoff Event at Corinth Square as a Special Event and Authorizing the Sale, Consumption and Possession of Alcoholic Liquor and Cereal Malt Beverages within the Boundaries of a Barricaded Public Areas of the Event.

RECOMMENDATION:

Staff recommends the City Council approve Ordinance No. 2260 approving the KU Kickoff Event at Corinth Square as a special event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded areas of the event.

SUGGESTED MOTION:

I move the City Council authorize the Mayor to execute Ordinance No. 2260 approving the KU Kickoff Event at Corinth Square as a special event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded areas of the event.

DISCUSSION:

Pursuant to KSA 41-719(a)(2) and KSA 41-2645, the Governing Body may approve special events and exempt public streets and sidewalks from the prohibition concerning drinking or consuming alcoholic liquor and cereal malt beverages on public streets and sidewalks.

The Corinth Square Merchants Association has requested the City approve an ordinance identifying the KU Kickoff Event, August 17 from 6-10 p.m., as a special event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of barricaded public areas at the event.

Vendors must be active business occupants in the Prairie Village Shopping Center at the time of the event, having the proper licenses. Currently, the following businesses qualify: Johnny's, BRGR, Urban Table and Salty Iguana.

ATTACHMENTS:

Draft Ordinance No. 2260

PREPARED BY:

Dennis J. Enslinger, Assistant City Administrator

Date: July 12, 2012

ORDINANCE NO. 2260

AN ORDINANCE APPROVING THE KU KICKOFF EVENT AT CORINTH SQUARE AS A SPECIAL EVENT AND AUTHORIZING THE SALE, CONSUMPTION AND POSSESSION OF ALCOHOLIC LIQUOR AND CEREAL MALT BEVERAGES WITHIN THE BOUNDARIES OF A BARRICADED PUBLIC AREAS AT SUCH EVENT

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PRAIRIE VILLAGE, KANSAS, THAT:

Section 1. Pursuant to KSA 41-719(a)(2) and KSA 41-2645, the Governing Body may approve special events and exempt public streets and sidewalks from the prohibitions concerning drinking or consuming alcoholic liquor and cereal malt beverages on public streets and sidewalks.

Section 2. In accordance with such authority, the City approves the KU Kickoff Event as a special event to be held at the Corinth Shopping Center on August 17, 2012.

Section 3. Authorization is given to barricade the area outlined on the attached Exhibit A during such event. A smaller area may be selected based on the size of the event, but the event boundary may not be expanded.

Section 4. Vendors holding the appropriate license from the State of Kansas to sell alcoholic liquor and cereal malt beverages may, in accordance with all applicable state laws and municipal ordinances, sell alcoholic liquor and cereal malt beverages in the area designated by the Division of Alcoholic Beverage Control within the barricaded area during the event.

Section 5. Vendors must be active business occupants in the Prairie Village Shopping Center at the time of the event and have the appropriate licenses from the City of Prairie Village.

Section 6. Event attendees may buy, possess and consume alcoholic liquor and cereal malt beverages within barricaded area on August 17, 2012.

Section 7. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official newspaper of the City of Prairie Village, Kansas as provided by law.

PASSED AND APPROVED THIS 16th day of July, 2012.

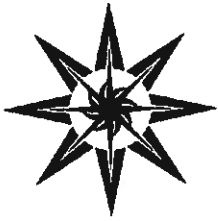
/s/ Ronald L. Shaffer
Ronald. L. Shaffer, Mayor

ATTEST:
/s/ Joyce Hagen Mundy
Joyce Hagen Mundy
City Clerk

APPROVED AS TO FORM:
/s/ Catherine P. Logan
Catherine P. Logan
City Attorney

Attachment A:





ADMINISTRATION

Council Meeting Date: July 16, 2012
Council Committee Meeting Date: July 16, 2012

COU2012-37: Request Permission to Publish the Amendment to the 2012 Budget

SUGGESTED MOTION

Move to authorize staff to publish the amendment to the 2012 Budget as required by State statutes.

BACKGROUND

Effective January 1, 2011 an additional 1.00% sales tax was applied to purchases made at Corinth and PV Shops due to the Community Improvement Districts (CIDs). In reviewing the Community Improvement District statutes, a specific fund is to be created for each districts (see KSA 12-6a34) with the proceeds of which going to finance the project as either 'pay as you go' or for payment of bond principal and interest. Since the CIDs were established in accordance with state statute, and I see no exclusion in the statute for the CID funds from the budget law, I would recommend that the funds be budgeted showing all three years.

This Amendment to the 2012 Budget establishes a budget for the Corinth CID and the PV Shops CID. The attached form is required by the State in order for the City to amend its budget.

Funding for the expenditures in the CID Funds comes from the existing 1.00% sales tax. There will not be a change to the tax levy that was originally published for the 2012 budget. The amendment does not alter or change the CID agreement or commitments.

State statutes require that the City hold a public hearing on the budget amendment at least ten days after publication. To comply with these statutory requirements, the public hearing has been scheduled for the City Council's regular meeting on Monday, August 6, 2012.

PUBLIC NOTICE

The Notice of Budget Hearing will be published in The Legal Record on Tuesday, July 17, 2012.

ATTACHMENTS:

- Summary of changes
- Notice of Budget Hearing for Amending the 2012 State Budget Form

Prepared By:
Lisa Santa Maria
Finance Director
Date: 7/11/2012

**City of Prairie Village
CID - Corinth Fund**

	2010 Actual	2011 Actual	2012 Budget	2012 Estimate	2013 Budget
Fund Balance 1/1	\$ -	\$ -	\$ 225,819	\$ 225,819	\$ 49,138
Revenues:					
Sales Taxes		423,199	423,199	423,199	430,000
Interest on Investments	-	116	116	120	120
Total Revenue	-	423,315	423,315	423,319	430,120
Total Sources	-	423,315	423,315	423,319	430,120
Expenditures:					
Contract Services		197,496	600,000	600,000	450,000
Total Expenditures	-	197,496	600,000	600,000	450,000
Total Uses	-	197,496	600,000	600,000	450,000
Sources Over(Under) Uses	-	225,819	(176,685)	(176,681)	(19,880)
Fund Balance @ 12/31	\$ -	\$ 225,819	\$ 49,134	\$ 49,138	\$ 29,258

Funding Sources: Monies received from the Community Improvement District additional 1% sales tax

Expenditures: Development within Corinth Square per Developer Agreement

**City of Prairie Village
CID - PV Shops Fund**

	2010 Actual	2011 Actual	2012 Budget	2012 Estimate	2013 Budget
Fund Balance 1/1	\$ -	\$ -	\$ 235,497	\$ 235,497	\$ 65,800
Revenues:					
Sales Taxes		430,183	430,183	430,183	430,000
Interest on Investments	-	111	120	120	120
Total Revenue	-	430,294	430,303	430,303	430,120
Total Sources	-	430,294	430,303	430,303	430,120
Expenditures:					
Contract Services		194,797	600,000	600,000	470,000
Total Expenditures	-	194,797	600,000	600,000	470,000
Total Uses	-	194,797	600,000	600,000	470,000
Sources Over(Under) Uses	-	235,497	(169,697)	(169,697)	(39,880)
Fund Balance @ 12/31	\$ -	\$ 235,497	\$ 65,800	\$ 65,800	\$ 25,920

Funding Sources: Monies received from the Community Improvement District additional 1% sales tax

Expenditures: Development within PV Shops per Developer Agreement

**Amended
Certificate
For Calendar Year 2012**

To the Clerk of Johnson County, State of Kansas
We, the undersigned, duly elected, qualified, and acting officers of
City of Prairie Village
certify that: (1) the hearing mentioned in the attached publication was held;(2) after the Budget Hearing this Budget was duly approved and adopted as the maximum expenditure for the various funds for the year.

		Page No.	2012 Amended Budget		
			Amount of 2011 Tax that was Levied	Adopted 2012 Expenditures	Proposed Amended 2012 Expenditures
Table of Contents:	<u>K.S.A.</u>				
Fund					
Corinth CID	12-6a34				600,000
PV Shops CID	12-6a34				600,000
0					
0					
0					
0					
Totals		xxxxxxxxxx	0	0	1,200,000
Summary of Amendments		0			

Attested date: _____

County Clerk

Assisted by:

Address:

Email:

Governing Body

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
Council Chambers
July 16, 2012
7:30 PM**

- I. **CALL TO ORDER**
- II. **ROLL CALL**
- III. **PLEDGE OF ALLEGIANCE**
- IV. **PUBLIC PARTICIPATION**
- V. **CONSENT AGENDA**

All items listed below are considered to be routine by the Governing Body and will be enacted by one motion (Roll Call Vote). There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the regular agenda.

By Staff

- 1. Approve Council Meeting Minutes - June 18, 2012
- 2. Approve Claims Ordinance 2897
- 3. Consider permission to publish 2013 Budget
- 4. Ratify the Mayor's appointments of Nicolas Garcia and Sarah Faught-Garcia to the Environment/Recycle Committee with their terms expiring in April, 2014
- 5. Consider Homes Associations Exemptions from Solid Waste Services
- 6. Ratify the Mayor's appointments of Rick Howell and Beth Cavanaugh to the Tree Board with their terms expiring in April, 2013

- VI. **MAYOR'S REPORT**
- VII. **COMMITTEE REPORTS**

Council Committee of the Whole

- COU2012-33 Consider Interlocal Agreement with the City of Overland Park to Micro-Surface Nall Avenue from 83rd Street to 95th Street and Approve Use of General Fund Contingency
- COU2012-34 Consider Interlocal Agreement with the City of Overland Park to Chip Seal 78th Street from Walmer Street to Lamar Avenue
- COU2012-37 Consider permission to publish amended 2012 Budget to reflect CID revenue and expenditure
- COU2012-36 Consider an ordinance approving the KU Kick-Off Event as a Special Event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded public area of the event

VIII. STAFF REPORTS

IX. OLD BUSINESS

X. NEW BUSINESS

Consider request for extended construction hours at Indian Hills Middle School

XI. ANNOUNCEMENTS

XII. ADJOURNMENT

If any individual requires special accommodations - for example, qualified interpreter, large print, reader, hearing assistance - in order to attend the meeting, please notify the City Clerk at 385-4616, no later than 48 hours prior to the beginning of the meeting.

If you are unable to attend this meeting, comments may be received by e-mail at cityclerk@pvkansas.com

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
June 18, 2012**

The City Council of Prairie Village, Kansas, met in regular session on Monday, June 18, 2012, at 7:30 p.m. in the Council Chambers of the Municipal Building.

ROLL CALL

Council President David Morrison called the meeting to order and roll call was taken with the following Council members present: Ashley Weaver, Dale Warman, Ruth Hopkins, Steve Noll, Michael Kelly, Andrew Wang, Laura Wassmer, Brooke Morehead, Charles Clark and Ted Odell.

Also present were: Captain Wes Lovett; Bruce McNabb, Director of Public Works; Katie Logan, City Attorney; Quinn Bennion, City Administrator; Dennis Enslinger, Assistant City Administrator; Lisa Santa Maria, Finance Director; Chris Engel, Assistant to the City Administrator; Joyce Hagen Mundy, City Clerk.

Council President David Morrison led all those present in the Pledge of Allegiance.

PUBLIC PARTICIPATION

No one was present to address the City Council.

CONSENT AGENDA

Charles Clark moved the approval of the Consent Agenda for June 18, 2012:

1. Approve Regular Council Meeting Minutes - June 4, 2012
2. Approve Claims Ordinance

3. Approve the following VillageFest Contracts for 2012: Ararat Shrine Clowns, 3 Clowns, \$600; and Commemorative Air Force, Plane Flyover, \$1,200
4. Approve the following performance contracts for the 2012 Prairie Village Jazz Festival contingent upon review and approval by the City Attorney: Mike Metheny Quartet, Rich Wheeler Quartet, Diverse, Megan Birdsall, Bobby Watson and Karrin Allyson.
5. Authorize the Mayor to execute the Final Plat for "Rutiaga Ranch" for its acceptance of rights-of-way and easements subject to the conditions required by the Planning Commission
6. Authorize the Mayor to execute the Final Plat for "75 Mission Office Condominium" 2nd Plat for its acceptance of rights-of-way and easements subject to the conditions required by the Planning Commission
7. Approve the addition of the following fees to the Prairie Village Fee Schedule: State of Kansas Judicial Branch Education Fee (\$0.50) and State of Kansas Court Costs and Law Enforcement Training Center Fund (\$20.00)
8. Approve the low bid of Bordner Roofing Company in the amount of \$53,327.00 for Project 190918: Public Safety Roof Replacement.

A roll call vote was taken with the following members voting "aye": Weaver, Warman, Hopkins, Noll, Kelly, Wang, Wassmer, Morehead, Clark, Morrison and Odell.

MAYOR'S REPORT

There was no Mayor's report in Mayor Shaffer's absence.

COMMITTEE REPORTS

Council Committee of the Whole

COU2012-32 Consider Approval of Street Repairs related to the 2009 Street Paving Program

On behalf of the Council Committee of the Whole, Charles Clark moved the Governing Body authorize Mayor Shaffer to sign the Construction Contract with McAnany Construction for Project 2011 Bond, 2012 Paving and 2012 CARS Project in the amount of \$5,100,000. The motion was seconded by Laura Wassmer and passed unanimously.

COU2012-08 Consider Approval of Security System Upgrades and additions

On behalf of the Council Committee of the Whole, Charles Clark moved the Governing Body to allocate the expenditure of \$50,000 to finance the purchase of security camera equipment and installation. The motion was seconded by Laura Wassmer and passed unanimously.

Planning Commission

PC2012-06 Consider Special Use Permit for the Operation of Child Care Center at 7501 Belinder Avenue

Dennis Enslinger stated that on June 5, 2012, the Planning Commission heard an application for a Special Use Permit (SUP) for a child care center at 7501 Belinder Avenue that will allow for a maximum of 45 students that will range in age from infancy to age 5. The hours of operation will be 7:30 a.m. to 5:30 p.m., Monday through Friday, year round. The facility will employ up to 9 people who will park in the east lot during the day. The parents will park in the east lot and walk to the door to drop off and pick up their children.

The operation will be contained within the existing structure and no changes will occur to the exterior of the building. He noted that in 2005, the property was approved for a child care center for the Kansas City Autism Training Center (KCATC) for a maximum of 10 children and the SUP was renewed in 2008. KCATC has recently moved to a new location. The applicant will use the same facilities that were approved for KCATC.

The applicant held a neighborhood meeting on May 23, 2012 in accordance with the Planning Commission Citizen Participation Policy and two residents attended the meeting. They were concerned about additional on-street parking on 75th Terrace. It was explained that the entrance to the day care center will be on the north side and parking will be in the east lot. There may be some addition traffic on 75th Terrace entering and leaving the east parking lot. No one from the public was present to address the Commission on this application.

The Planning Commission found the findings of fact to be favorable for the reasons set forth in the minutes of their June 5, 2012 meeting and recommends that the Governing Body approve a Special Use Permit for a child care program at 7501 Belinder Avenue subject to the six conditions.

Mr. Enslinger reviewed the options for action available to the City Council.

Laura Wassmer confirmed that this property was for sale and questioned approving an application for a Special Use Permit under the circumstances. Dennis Enslinger stated that both the present and future owner support the operation of the child care center noting it is a source of income for them and keeps the building occupied.

Ms Wassmer expressed concern that having the child care center operation would limit the ability to sell this property. Mr. Enslinger noted there is also currently a Montessori school operating in the building. Ms Wassmer felt that this would prevent sale and redevelopment of this property.

Ruth Hopkins confirmed the special use permit stays with the land.

Laura Wassmer asked what the impact of the two special use permits would have on this property being rezoned. Mr. Enslinger responded the property owner could

apply for rezoning. Laura Wassmer stated she would like to have this referred back to the Planning Commission.

Andrew Wang confirmed the issuance of the special use permits for this property does not require that the property keep these uses. Dennis Enslinger stated that is an issue between the property owner and the individuals leasing space. The City does not become involved with private contracts of property owners.

City Attorney Katie Logan stated the possible future sale and use is not relevant to the Council action on this application for a special use permit. The Council is to determine if this is an appropriate land use for this property as it exists. Dennis Enslinger stated the Bank, which currently owns this property, has encouraged the City to approve this application for a special use permit and is making the required improvements that are a condition of approval for the permit.

Steve Noll stated he does not see any problems with approving the requested special use permit.

Steve Noll moved the City Council adopt Ordinance 2259 approving a Special Use Permit for the operation of a child care program at 7501 Belinder Avenue, Prairie Village, Kansas subject to the six conditions recommended by the Planning Commission. The motion was seconded by Ruth Hopkins.

A roll call vote was taken with the following members voting "aye": Weaver, Warman, Hopkins, Noll, Kelly, Wang, Wassmer, Morehead, Clark, Morrison and Odell.

JazzFest Committee

Brooke Morehead encouraged the Council members to save the date of September 8th for the city's 3rd Annual Jazz Festival. She noted the performance

contracts for this self-supporting festival were approved on the Consent Agenda and the excellent line-up will be formally announced on July 4th. She noted that \$5000 of the proceeds of this event will be given to the Heartland Habitat for Humanity.

A fund-raiser will be held this weekend for the event at BRGR, Urban Table, Gram & Dunn, Johnny's Tavern and possibly The Tavern and O'Neill's with every \$5 donation to the jazz festival will get the individual a \$5 bounce back coupon for the participating restaurant. Council members were encouraged to participate.

STAFF REPORTS

Public Safety

- Nothing to report

Public Works

- Bruce McNabb reported new flower beds have been planted in the Taliaferro Park.

Administration

- Quinn Bennion stated that currently there are only a few items on the July 2nd agenda and noted that there is a possibility this meeting will be cancelled.
-

Mr. Bennion recently met with representatives of SureWest who will be making a decision this fall on expanding their service area into Prairie Village in 2013 and asked if the Council wanted him to take any action to encourage them such as a letter of interest. He is not looking at any financial incentives or preferential treatment as it would appear the City is endorsing a provider over another.

Ruth Hopkins was not supportive. Steve Noll stated his neighbors have often spoken to him of their desire for having a choice for an alternative telecommunications provider and feels there is interest among Prairie Village residents. Laura Wassmer agreed noting she also has received several requests from residents wanting the ability to have a choice for providers. Other council members supported sending a letter expressing our residents desire to have another option for telecommunications services. Charles Clark noted the Planning Commission will have to approve any utility

boxes/equipment that does not fall within the city's code. They will need to comply with city regulations. Mr. Bennion noted SureWest prefers to have their equipment located in rear yard easements. He will draft a letter and bring back to the Council for review.

- Dennis Enslinger noted Lane4 continues to receive complaints on the noise from the Ripple Glass container currently located behind the Antique Mall. He has proposed moving the containers temporarily to City Hall until the CVS construction is complete. He stated that Lane4 has stated they would remove them if complaints continue. Mr. Enslinger noted this site collects the highest volume of glass in the metro.

Ruth Hopkins supported moving them to City Hall. Laura Wassmer expressed concerns with the move noting the noise created. Mr. Enslinger stated the location that is being considered is at the far end of the parking lot - far from the pool. Council members agreed with the temporary move, but hoped that Lane4 would move them back to the center after the completion of their construction. Steve Noll stated the Prairie Village has embraced glass recycling and efforts should be taken to retain the program.

- Dennis Enslinger noted the recent audio improvements in the chamber and reviewed how the new microphones and speakers function. Staff will continue to fine tune the system.

OLD BUSINESS

There was no Old Business to come before the City Council.

NEW BUSINESS

There was no New Business to come before the City Council.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

PV Arts Council	06/20/2012	7:00 p.m.
Environmental/Recycle Committee	06/27/2012	7:00 p.m.
VillageFest Committee	06/28/2012	7:00 p.m.
Council Committee of the Whole	07/02/2012	6:00 p.m.
City Council	07/02/2012	7:30 p.m.

=====

The Prairie Village Arts Council is pleased to announce a mixed media exhibit by the Senior Arts Council in the R. G. Endres Gallery for the month of June. The artist reception will be held on June 8th from 6:30 to 8:30 p.m.

VillageFest is Wednesday, July 4th.

The City offices will be closed Wednesday, July 4th in observance of the Independence Day Holiday. Deffenbaugh also observes this holiday, so trash services will be delayed one day for those pick-ups after July 4.

David Morrison noted the 2012 Leadership Northeast class would be hosting an open social on Saturday, August 4th at Harmon Park from 7:30 to 10:00. The pool has also been reserved for the event and area cities leadership classes and councils have been invited.

ADJOURNMENT

With no further business to come before the City Council, the meeting was adjourned at 8:12 p.m.

Joyce Hagen Mundy
City Clerk

CITY TREASURER'S WARRANT REGISTER

DATE WARRANTS ISSUED:

Warrant Register Page No. 1

July 16, 2012

**Copy of Ordinance
2897**

Ordinance Page No.

An Ordinance Making Appropriate for the Payment of Certain Claims.
Be it ordained by the governing body of the City of Prairie Village, Kansas.

Section 1. That in order to pay the claims hereinafter stated which have been properly audited and approved, there is hereby appropriated out of funds in the City treasury the sum required for each claim.

NAME	WARRANT NUMBER	AMOUNT	TOTAL
EXPENDITURES:			
Accounts Payable			
2561	6/1/2012	650.00	
2562-2649	6/6/2012	390,469.41	
2650-2662	6/15/2012	26,793.22	
2663	6/18/2012	170.62	
2664-2768	6/22/2012	460,624.28	
2769-2789	6/29/2012	17,226.24	
Payroll Expenditures			
6/1/2012		259,270.97	
6/15/2012		303,866.82	
6/29/2012		290,325.13	
Electronic Payments			
Electronic Pmnts	6/5/2012	4,046.42	
Electronic Pmnts	6/6/2012	14,691.60	
Electronic Pmnts	6/14/2012	13,181.82	
Electronic Pmnts	6/15/2012	5,972.40	
Electronic Pmnts	6/22/2012	1,416.39	
Electronic Pmnts	6/26/2012	12,967.68	
Electronic Pmnts	6/29/2012	3,908.26	
TOTAL EXPENDITURES:			\$ 1,805,581.26
Voided Checks			
Bernstein-Rand Advertising	# 2579	(150.00)	
UMB Bank ACH	ACH	(3,908.26)	
TOTAL VOIDED CHECKS:			(4,058.26)
GRAND TOTAL CLAIMS ORDINANCE			1,801,523.00

Section 2. That this ordinance shall take effect and be in force from and after its passage.

Passed this 16th day of July 2012.

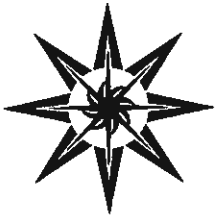
Signed or Approved this 16th day of July 2012.

(SEAL)

ATTEST: _____

City Treasurer

Mayor



ADMINISTRATION

Council Meeting Date: July 16, 2012
CONSENT AGENDA

Request Permission to Publish the 2013 Proposed Budget

SUGGESTED MOTION

Move to authorize staff to publish the 2013 Proposed Budget as required by State statutes.

BACKGROUND

Over the last several months the Council and staff have worked diligently to develop the 2013 budget. On June 4th, staff presented white binders to Council that contained a balanced 2013 budget. Despite modest revenue projections and essentially flat over all expenditure costs, the presented budget maintained the same level of services as the 2012 Budget.

Since the June 4th meeting, based on Council input and additional information, the following changes have occurred to the budget document:

- Solid Waste Fund - the assessment will decrease due to a rate rollback from Deffenbaugh, recycling revenue sharing and utilization of reserves. The annual household assessment will decrease from \$200.74 to \$158.52.

The proposed budget maintains a total mill rate of 19.491, which is comprised of the General Fund mill rate and the Bond & Interest Fund mill rate.

State statutes require that the City hold a public hearing on the proposed budget at least ten days prior to the date the budget is certified to the County Clerk (August 25th) and that the City publish the budget at least ten days prior to the date of the public hearing. To comply with these statutory requirements, the public hearing has been scheduled for the City Council's regular meeting on Monday, August 6, 2012.

PUBLIC NOTICE

The Budget Summary will be published in The Legal Record on Tuesday, July 17, 2012.

ATTACHMENTS:

- State Budget Forms
- 2013 Budget Summary - All Funds

Prepared By:
Lisa Santa Maria
Finance Director
Date: 7/11/2012

City of Prairie Village

2013

Computation to Determine Limit for 2013

	Amount of Levy
1. Total Tax Levy Amount in 2012 Budget	+ \$ <u>5,488,312</u>
2. Debt Service Levy in 2012 Budget	- \$ <u>1,331,203</u>
3. Tax Levy Excluding Debt Service	\$ <u>4,157,109</u>
 2012 Valuation Information for Valuation Adjustments:	
4. New Improvements for 2012:	+ <u>1,226,070</u>
5. Increase in Personal Property for 2012:	
5a. Personal Property 2012	+ <u>1,899,694</u>
5b. Personal Property 2011	- <u>2,073,506</u>
5c. Increase in Personal Property (5a minus 5b)	+ <u>0</u>
	(Use Only if > 0)
6. Valuation of annexed territory for 2012:	
6a. Real Estate	+ <u>0</u>
6b. State Assessed	+ <u>0</u>
6c. New Improvements	- <u>0</u>
6d. Total Adjustment (Sum of 6a, 6b, and 6c)	+ <u>0</u>
7. Valuation of Property that has Changed in Use during 2012:	<u>5,547,535</u>
8. Total Valuation Adjustment (Sum of 4, 5c, 6d & 7)	<u>6,773,605</u>
9. Total Estimated Valuation July 1, 2012	<u>282,169,683</u>
10. Total Valuation less Valuation Adjustment (9 minus 8)	<u>275,396,078</u>
11. Factor for Increase (8 divided by 10)	<u>0.02460</u>
12. Amount of Increase (11 times 3)	+ \$ <u>102,248</u>
13. Maximum Tax Levy, excluding debt service, without an Ordinance (3 plus 12)	\$ <u>4,259,357</u>
14. Debt Service Levy in this 2013 Budget	<u>1,575,598</u>
15. Maximum levy, including debt service, without an Ordinance (13 plus 14)	<u>5,834,955</u>

If the 2013 budget includes tax levies exceeding the total on line 15, you must
adopt an ordinance to exceed this limit, publish the ordinance, and
attach a copy of the published ordinance to this budget.

Allocation of Motor, Recreational, 16/20M Vehicle Tax

Budgeted Funds for 2012	Budget Tax Levy Amount for 2011	Allocation for Year 2013		
		MVT	RVT	16/20M Veh
General	4,157,109	454,893	797	1,022
Bond & Interest	1,331,203	145,684	255	55
TOTAL	5,488,312	600,577	1,052	1,077

County Treas Motor Vehicle Estimate 600,577
 County Treasurers Recreational Vehicle Estimate 1,053
 County Treasurers 16/20M Vehicle Estimate 1,076

Motor Vehicle Factor 0.10943
 Recreational Vehicle Factor 0.00019
 16/20M Vehicle Factor 0.00020

STATEMENT OF CONDITIONAL LEASE-PURCHASE AND CERTIFICATE OF PARTICIPATION*

Item Purchased	Contract Date	Term of Contract (Months)	Interest Rate %	Total Amount Financed (Beginning Principal)	Principal Balance On Jan 1 2012	Payments Due 2012	Payments Due 2013
NONE							
Totals					0	0	0

***If you are merely leasing/renting with no intent to purchase, do not list--such transactions are not lease-purchases.

City of Prairie Village

2013

FUND PAGE FOR FUNDS WITH A TAX LEVY

Adopted Budget Bond & Interest	Prior Year Actual for 2011	Current Year Estimate for 2012	Proposed Budget Year for 2013
Unencumbered Cash Balance Jan 1	35,287	4,441	0
Receipts:			
Ad Valorem Tax	1,326,964	1,331,203	XXXXXXXXXXXXXXXXXXXXX
Delinquent Tax	3,855	0	0
Motor Vehicle Tax	151,933	206,824	145,684
Recreational Vehicle Tax	57	427	255
16/20M Vehicle Tax	91	366	55
Transfer from General Fund	0	20,027	
Transfer from Stormwater Utility Fund	450,081	450,830	312,752
Interest on Idle Funds	2,448		
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	1,935,429	2,009,677	458,746
Resources Available:	1,970,716	2,014,118	458,746
Expenditures:			
Principal	1,790,000	1,823,633	1,848,633
Interest	176,275	190,485	164,385
Neighborhood Revitalization Rebate			
Miscellaneous			
Does miscellaneous exceed 10% of Total Exp			
Total Expenditures	1,966,275	2,014,118	2,013,018
Unencumbered Cash Balance Dec 31	4,441	0	XXXXXXXXXXXXXXXXXXXXX
2011/2012 Budget Authority Amount:	1,966,275	2,039,212	XXXXXXXXXXXXXXXXXXXXX
		Non-Appropriated Balance	21,326
		Total Expenditure/Non-Appr Balance	2,034,344
		Tax Required	1,575,598
		Delinquent Comp Rate: 0.0%	0
		Amount of 2012 Ad Valorem Tax	1,575,598

City of Prairie Village

2013

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget Special Highway	Prior Year Actual for 2011	Current Year Estimate for 2012	Proposed Budget Year for 2013
Unencumbered Cash Balance Jan 1	21,397	36,121	36,121
Receipts:			
State of Kansas Gas Tax	554,664	580,000	565,813
County Transfers Gas		0	0
Interest on Idle Funds	60		
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	554,724	580,000	565,813
Resources Available:	576,121	616,121	601,934
Expenditures:			
Transfer to Capital Projects Fund	540,000	580,000	565,813
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	540,000	580,000	565,813
Unencumbered Cash Balance Dec 31	36,121	36,121	36,121
2011/2012 Budget Authority Amount:	540,000	580,000	

Adopted Budget

Solid Waste Management	Prior Year Actual for 2011	Current Year Estimate for 2012	Proposed Budget Year for 2013
Unencumbered Cash Balance Jan 1	179,953	264,025	285,404
Receipts:			
Charges for Services	1,663,312	1,671,961	1,320,847
Licenses & Permits	2,310	4,000	2,300
Interest on Idle Funds	2,967	1,000	2,900
Miscellaneous	19,646	19,000	19,000
Does miscellaneous exceed 10% Total Rec			
Total Receipts	1,688,235	1,695,961	1,345,047
Resources Available:	1,868,188	1,959,986	1,630,451
Expenditures:			
Solid Waste & Recycling Collection	1,604,163	1,674,582	1,400,214
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	1,604,163	1,674,582	1,400,214
Unencumbered Cash Balance Dec 31	264,025	285,404	230,237
2011/2012 Budget Authority Amount:	1,660,573	1,741,703	

City of Prairie Village

2013

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget Stormwater Utility	Prior Year Actual for 2011	Current Year Estimate for 2012	Proposed Budget Year for 2013
Unencumbered Cash Balance Jan 1	261,343	318,691	345,918
Receipts:			
Licenses & Permits	3,150	4,600	4,600
Charges for Services	1,533,675	1,532,627	1,532,627
Interest on Idle Funds	4,023	1,000	1,000
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	1,540,848	1,538,227	1,538,227
Resources Available:	1,802,191	1,856,918	1,884,145
Expenditures:			
Contract Services	0	3,000	3,000
Transfer to the General Fund	450,000	450,000	423,467
Transfer to the Capital Projects Fund	493,419	584,170	840,357
Transfer to the Equipment Reserve Fund	90,000		
Transfer to the Bond & Interest Fund	450,081	450,830	312,752
Miscellaneous		23,000	23,000
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	1,483,500	1,511,000	1,602,576
Unencumbered Cash Balance Dec 31	318,691	345,918	281,569
2011/2012 Budget Authority Amount:	1,788,800	1,511,000	

Adopted Budget

Adopted Budget Special Parks	Prior Year Actual for 2011	Current Year Estimate for 2012	Proposed Budget Year for 2013
Unencumbered Cash Balance Jan 1	0	7,548	7,548
Receipts:			
Intergovernmental	93,541	83,000	95,422
Interest on Idle Funds	7	0	0
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	93,548	83,000	95,422
Resources Available:	93,548	90,548	102,970
Expenditures:			
Transfer to Capital Projects Fund	86,000	83,000	95,422
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	86,000	83,000	95,422
Unencumbered Cash Balance Dec 31	7,548	7,548	7,548
2011/2012 Budget Authority Amount:	86,000	83,000	

City of Prairie Village

2013

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget Special Alcohol	Prior Year Actual for 2011	Current Year Estimate for 2012	Proposed Budget Year for 2013
Unencumbered Cash Balance Jan 1	26,230	36,676	29,464
Receipts:			
Intergovernmental	93,541	83,000	95,422
Interest on Idle Funds	34	0	0
Miscellaneous	100	0	0
Does miscellaneous exceed 10% Total Rec			
Total Receipts	93,675	83,000	95,422
Resources Available:	119,905	119,676	124,886
Expenditures:			
Public Safety	68,229	75,212	75,857
Alcohol Programs	15,000	15,000	15,000
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	83,229	90,212	90,857
Unencumbered Cash Balance Dec 31	36,676	29,464	34,029
2011/2012 Budget Authority Amount:	88,939	90,212	

Adopted Budget

Adopted Budget Corinth CID	Prior Year Actual for 2011	Current Year Estimate for 2012	Proposed Budget Year for 2013
Unencumbered Cash Balance Jan 1	0	225,819	49,138
Receipts:			
Sales Tax	423,200	423,199	430,000
Interest on Idle Funds	116	120	120
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	423,316	423,319	430,120
Resources Available:	423,316	649,138	479,258
Expenditures:			
Urban Planning & Management	197,497	600,000	450,000
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	197,497	600,000	450,000
Unencumbered Cash Balance Dec 31	225,819	49,138	29,258
2011/2012 Budget Authority Amount:	0	600,000	

See Tab A

City of Prairie Village

2013

FUND PAGE FOR FUNDS WITH NO TAX LEVY

Adopted Budget PV Shops CID	Prior Year Actual for 2011	Current Year Estimate for 2012	Proposed Budget Year for 2013
Unencumbered Cash Balance Jan 1	0	235,497	65,800
Receipts:			
Sales Tax	430,184	430,183	430,000
Interest on Idle Funds	111	120	120
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	430,295	430,303	430,120
Resources Available:	430,295	665,800	495,920
Expenditures:			
Urban Planning & Management	194,798	600,000	470,000
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	194,798	600,000	470,000
Unencumbered Cash Balance Dec 31	235,497	65,800	25,920
2011/2012 Budget Authority Amount:	0	600,000	

See Tab A

Adopted Budget

0	Prior Year Actual for 2011	Current Year Estimate for 2012	Proposed Budget Year for 2013
Unencumbered Cash Balance Jan 1		0	0
Receipts:			
Interest on Idle Funds			
Miscellaneous			
Does miscellaneous exceed 10% Total Rec			
Total Receipts	0	0	0
Resources Available:	0	0	0
Expenditures:			
Miscellaneous			
Does miscellaneous exceed 10% Total Exp			
Total Expenditures	0	0	0
Unencumbered Cash Balance Dec 31	0	0	0
2011/2012 Budget Authority Amount:	0	0	

0

NON-BUDGETED FUNDS (A)
(Only the actual budget year for 2011 is to be shown)

2013

Non-Budgeted Funds-A

(1) Fund Name:		(2) Fund Name:		(3) Fund Name:		(4) Fund Name:		(5) Fund Name:		
Capital Projects		Risk Management Reserve		Economic Development		Equipment Reserve		Grants		Total
Unencumbered		Unencumbered		Unencumbered		Unencumbered		Unencumbered		
Cash Balance Jan 1	5,604,888	Cash Balance Jan 1	73,915	Cash Balance Jan 1	2,147,282	Cash Balance Jan 1	717,497	Cash Balance Jan 1	0	8,543,582
Receipts:		Receipts:		Receipts:		Receipts:		Receipts:		
Intergovernmental	1,078,160	Interest on Idle Funds	287	Interest on Idle Funds	8,958	Interest on Idle Funds	2,412	Intergovernmental	274,262	
Trans fr General Fund	901,649	Trans fr General Fund	35,000			Trans fr General Fund	253,230			
Trans fr Spec Highway	540,000					Trans fr Storm Water	90,000			
Trans fr Spec Park	86,000									
Trans fr Stormwater	493,419									
Bond Proceeds	4,555,000									
Interest on Idle Funds	26,568									
Total Receipts	7,680,796	Total Receipts	35,287	Total Receipts	8,958	Total Receipts	345,642	Total Receipts	274,262	8,344,945
Resources Available:	13,285,684	Resources Available:	109,202	Resources Available:	2,156,240	Resources Available:	1,063,139	Resources Available:	274,262	16,888,527
Expenditures:		Expenditures:		Expenditures:		Expenditures:		Expenditures:		
Infrastructure	6,793,162	Insurance Deductibles	42,317	Community Dev	39,485	Equipment Purchases	510,648	Community Dev	3,472	
Debt Service	439,184									
Total Expenditures	7,232,346	Total Expenditures	42,317	Total Expenditures	39,485	Total Expenditures	510,648	Total Expenditures	3,472	7,828,268
Cash Balance Dec 31	6,053,338	Cash Balance Dec 31	66,885	Cash Balance Dec 31	2,116,755	Cash Balance Dec 31	552,491	Cash Balance Dec 31	270,790	9,060,259 **
										9,060,259 **

**Note: These two block figures should agree.

NOTICE OF BUDGET HEARING

The governing body of
City of Prairie Village
will meet on August 6, 2012 at 7:30 pm at 7700 Mission Raod for the purpose of
hearing and answering objections of taxpayers relating to the proposed use of all funds and the amount of ad valorem tax.
Detailed budget information is available at Prairie Village Municipal Offices, 7700 Mission Road and will be available at this hearing.

BUDGET SUMMARY

Proposed Budget 2013 Expenditures and Amount of 2012 Ad Valorem Tax establish the maximum limits of the 2013 budget.
Estimated Tax Rate is subject to change depending on the final assessed valuation.

FUND	Prior Year Actual for 2011		Current Year Estimate for 2012		Proposed Budget for 2013		
	Expenditures	Actual Tax Rate *	Expenditures	Actual Tax Rate *	Budget Authority for Expenditures	Amount of 2012 Ad Valorem Tax	Estimate Tax Rate *
General	14,369,817	14.101	16,358,997	14.763	20,818,922	3,924,171	13.907
Bond & Interest	1,966,275	4.776	2,014,118	4.728	2,013,018	1,575,598	5.584
Special Highway	540,000		580,000		565,813		
Solid Waste Management	1,604,163		1,674,582		1,400,214		
Stormwater Utility	1,483,500		1,511,000		1,602,576		
Special Parks	86,000		83,000		95,422		
Special Alcohol	83,229		90,212		90,857		
Corinth CID	197,497		600,000		450,000		
PV Shops CID	194,798		600,000		470,000		
Non-Budgeted Funds-A	7,828,268						
Totals	28,353,547	18.877	23,511,909	19.491	27,506,822	5,499,769	19.491
Less: Transfers	3,299,379		4,052,149		8,022,457		
Net Expenditure	25,054,168		19,459,760		19,484,365		
Total Tax Levied Assessed Valuation	5,324,557		5,488,312		XXXXXXXXXXXXXXXXXXXX		
	280,265,557		281,618,238		282,169,683		
Outstanding Indebtedness, January 1,							
2010							
G.O. Bonds	10,366,329		8,562,696		10,974,064		
Revenue Bonds	0		0		0		
Other	0		0		0		
Lease Purchase Principal	0		0		0		
Total	10,366,329		8,562,696		10,974,064		

*Tax rates are expressed in mills

City of Prairie Village
City Official Title: The governing body of

**City of Prairie Village
2013 Budget
Budget Summary - All Funds**

	General Fund	Solid Waste Management	Special Highway	Stormwater Utility	Special Parks & Rec	Special Alcohol	Bond & Interest	Subtotal - Budgeted Funds
Fund Balance 1/1	5,667,486	285,404	36,121	345,918	7,548	29,464	0	6,371,941
Revenues:								
Property Taxes	3,924,171	-	-	-	-	-	1,575,598	5,499,769
Sales Taxes	4,586,904	-	-	-	-	-	-	4,586,904
Use Tax	868,837	-	-	-	-	-	-	868,837
Motor Vehicle Tax	456,712	-	-	-	-	-	145,993	602,705
Liquor Tax	95,422	-	-	-	95,422	95,422	-	286,266
Franchise Fees	1,787,100	-	-	-	-	-	-	1,787,100
Licenses & Permits	472,497	2,300	-	4,600	-	-	-	479,397
Intergovernmental	-	-	565,813	-	-	-	-	565,813
Charges for Services	1,833,534	1,320,847	-	1,532,627	-	-	-	4,687,008
Fines & Fees	1,166,406	-	-	-	-	-	-	1,166,406
Recreational Fees	469,238	-	-	-	-	-	-	469,238
Bond Proceeds	-	-	-	-	-	-	-	-
Interest on Investments	30,000	2,900	-	1,000	-	-	-	33,900
Miscellaneous	78,094	19,000	-	-	-	-	-	97,094
Total Revenue	15,768,915	1,345,047	565,813	1,538,227	95,422	95,422	1,721,591	21,130,437
Transfers from Other funds:								
Transfer from General Fund	-	-	-	-	-	-	-	-
Transfer from Solid Waste Management	-	-	-	-	-	-	-	-
Transfer from Stormwater Utility Fund	423,467	-	-	-	-	-	312,752	736,219
Transfer from Special Highway Fund	-	-	-	-	-	-	-	-
Transfer from Special Parks & Rec Fund	-	-	-	-	-	-	-	-
Transfer from Special Alcohol Fund	-	-	-	-	-	-	-	-
Total	423,467	-	-	-	-	-	312,752	736,219
Total Sources	16,192,382	1,345,047	565,813	1,538,227	95,422	95,422	2,034,343	21,866,656
Expenditures:								
Personal Services	8,764,177	24,425	-	-	-	68,326	-	8,856,928
Contract Services	4,397,875	1,375,589	-	3,000	-	18,568	-	5,795,032
Commodities	1,072,374	200	-	-	-	3,963	-	1,076,537
Capital Outlay	299,850	-	-	-	-	-	-	299,850
Debt Service	-	-	-	-	-	-	2,013,018	2,013,018
Infrastructure	-	-	-	-	-	-	-	-
Equipment Reserve	-	-	-	-	-	-	-	-
Risk Management Reserve	-	-	-	-	-	-	-	-
Capital Infrastructure Reserve	-	-	-	-	-	-	-	-
Contingency	500,000	-	-	23,000	-	-	-	523,000
Total Expenditures	15,034,276	1,400,214	-	26,000	-	90,857	2,013,018	18,564,365
Transfers to Other Funds:								
Transfer to General Fund	-	-	-	423,467	-	-	-	423,467
Transfer to Bond & Interest Fund	-	-	-	312,752	-	-	-	312,752
Transfer to Capital Infrastructure Fund	2,518,855	-	565,813	840,357	95,422	-	-	4,020,447
Transfer to Risk Management Fund	35,000	-	-	-	-	-	-	35,000
Transfer to Economic Development Fund	-	-	-	-	-	-	-	-
Transfer to Equipment Reserve Fund	275,000	-	-	-	-	-	-	275,000
Total	2,828,855	-	565,813	1,576,576	95,422	-	-	5,066,666
Total Uses	17,863,131	1,400,214	565,813	1,602,576	95,422	90,857	2,013,018	23,631,031
Sources Over(Under) Uses	(1,670,749)	(55,167)	-	(64,349)	-	4,565	21,325	(1,764,375)
Fund Balance @ 12/31	3,996,737	230,237	36,121	281,569	7,548	34,029	21,325	4,607,566

**City of Prairie Village
2013 Budget
Budget Summary - All Funds**

Capital Infrastructure	Risk Management	Economic Development	Equipment Reserve	CID Corinth	CID PV Shops	All Funds Total
5,435,232	87,185	2,044,055	391,906	49,138	65,800	14,445,257
-	-	-	-	-	-	5,499,769
-	-	-	-	430,000	430,000	5,446,904
-	-	-	-	-	-	868,837
-	-	-	-	-	-	602,705
-	-	-	-	-	-	286,266
-	-	-	-	-	-	1,787,100
-	-	-	-	-	-	479,397
458,500	-	-	-	-	-	1,024,313
-	-	-	-	-	-	4,687,008
-	-	-	-	-	-	1,166,406
-	-	-	-	-	-	469,238
-	-	-	-	-	-	-
-	300	10,000	2,000	120	120	46,440
-	-	-	-	-	-	97,094
458,500	300	10,000	2,000	430,120	430,120	22,461,477
2,518,855	35,000	-	275,000	-	-	2,828,855
-	-	-	-	-	-	-
840,357	-	-	-	-	-	1,576,576
565,813	-	-	-	-	-	565,813
95,422	-	-	-	-	-	95,422
-	-	-	-	-	-	-
4,020,447	35,000	-	275,000	-	-	5,066,666
4,478,947	35,300	10,000	277,000	430,120	430,120	27,528,143
-	-	-	-	-	-	8,856,928
-	45,000	73,000	-	450,000	470,000	6,833,032
-	-	-	-	-	-	1,076,537
-	-	-	430,000	-	-	729,850
-	-	-	-	-	-	2,013,018
6,522,355	-	-	-	-	-	6,522,355
-	-	-	-	-	-	-
-	-	-	-	-	-	-
-	-	-	-	-	-	523,000
6,522,355	45,000	73,000	430,000	450,000	470,000	26,554,720
-	-	-	-	-	-	423,467
-	-	-	-	-	-	312,752
-	-	-	-	-	-	4,020,447
-	-	-	-	-	-	35,000
-	-	-	-	-	-	-
-	-	-	-	-	-	275,000
-	-	-	-	-	-	5,066,666
6,522,355	45,000	73,000	430,000	450,000	470,000	31,621,386
(2,043,408)	(9,700)	(63,000)	(153,000)	(19,880)	(39,880)	(4,093,243)
3,391,824	77,485	1,981,055	238,906	29,258	25,920	10,352,014

**City of Prairie Village
General Fund**

	2010 Actual	2011 Actual	2012 Budget	2012 Estimate	2013 Budget
Fund Balance 1/1	\$ 4,753,210	\$ 4,694,028	\$ 5,535,465	\$ 6,411,984	\$ 5,667,486
Revenues:					
Property Taxes	4,968,839	3,968,400	4,192,109	4,192,109	3,924,171
Sales Taxes	4,134,519	4,496,523	4,172,000	4,172,000	4,586,904
Use Tax	708,660	847,522	726,000	726,000	868,837
Motor Vehicle Tax	511,448	403,495	353,040	353,040	456,712
Liquor Tax	78,666	93,541	83,000	83,000	95,422
Franchise Fees	1,835,750	1,805,148	1,899,800	1,899,800	1,787,100
Licenses & Permits	436,285	463,187	454,900	454,900	472,497
Intergovernmental	-	-	-	-	-
Charges for Services	1,717,491	1,779,785	1,744,000	1,744,000	1,833,534
Fines & Fees	992,645	1,154,857	992,000	992,000	1,166,406
Recreational Fees	473,123	457,726	448,950	448,950	469,238
Interest on Investments	29,599	14,023	40,000	40,000	30,000
Miscellaneous	44,834	153,565	58,700	58,700	78,094
Total Revenue	15,931,859	15,637,773	15,164,499	15,164,499	15,768,915
Transfers from Other funds:					
Transfer from Stormwater Utility Fund	443,551	450,000	450,000	450,000	423,467
Total	443,551	450,000	450,000	450,000	423,467
Total Sources	16,375,410	16,087,773	15,614,499	15,614,499	16,192,382
Expenditures:					
Personal Services	8,094,089	8,254,936	8,820,431	8,467,614	8,764,177
Contract Services	3,630,167	3,634,575	4,337,301	4,163,809	4,397,875
Commodities	907,801	864,405	1,032,518	991,217	1,072,374
Capital Outlay	261,633	426,022	346,050	332,208	299,850
Contingency	-	-	500,000	500,000	500,000
Total Expenditures	12,893,690	13,179,938	15,036,300	14,454,848	15,034,276
Transfers to Other Funds:					
Transfer to Capital Infrastructure Fund	1,891,743	901,649	1,616,649	1,616,649	2,518,855
Transfer to Bond & Interest Fund	1,208,257	-	-	-	-
Transfer to Risk Management Fund	35,000	35,000	35,000	35,000	35,000
Transfer to Economic Development Fund	-	-	-	-	-
Transfer to Equipment Reserve Fund	405,902	253,230	252,500	252,500	275,000
Total	3,540,902	1,189,879	1,904,149	1,904,149	2,828,855
Total Uses	16,434,592	14,369,817	16,940,449	16,358,997	17,863,131
Sources Over(Under) Uses	(59,182)	1,717,956	(1,325,950)	(744,498)	(1,670,749)
Fund Balance @ 12/31	\$ 4,694,028	\$ 6,411,984	\$ 4,209,515	\$ 5,667,486	\$ 3,996,737

Funding Sources: Property tax, sales tax, franchise fees, grants from other governments, user fees and charges.

Expenditures: General operating expenditures and a portion of infrastructure improvement expenditures.

**City of Prairie Village
Solid Waste Management Fund**

	2010 Actual	2011 Actual	2012 Budget	2012 Estimate	2013 Budget
Fund Balance 1/1	\$ 178,638	\$ 179,953	\$ 199,080	\$ 264,025	\$ 285,404
Revenues:					
Licenses & Permits	2,013	2,310	4,000	4,000	2,300
Charges for Services	1,477,493	1,663,312	1,758,425	1,671,961	1,320,847
Interest on Investments	5,168	2,967	1,000	1,000	2,900
Miscellaneous	7,549	19,646		19,000	19,000
Total Revenue	1,492,223	1,688,235	1,763,425	1,695,961	1,345,047
Total Sources	1,492,223	1,688,235	1,763,425	1,695,961	1,345,047
Expenditures:					
Personal Services	22,761	24,326	24,394	24,394	24,425
Contract Services	1,468,147	1,579,838	1,717,109	1,649,989	1,375,589
Commodities	-	-	200	200	200
Capital Outlay	-	-	-	-	-
Total Expenditures	1,490,908	1,604,163	1,741,703	1,674,583	1,400,214
Total Uses	1,490,908	1,604,163	1,741,703	1,674,583	1,400,214
Sources Over(Under) Uses	1,315	84,072	21,722	21,379	(55,167)
Fund Balance @ 12/31	\$ 179,953	\$ 264,025	\$ 220,802	\$ 285,404	\$ 230,237

Funding Sources: Special assessments on property tax bills.

Expenditures: Contract with Deffenbaugh Disposal, Inc. for solid waste collection, recycling, composting services and large item pick up as well as a portion of the City's administrative costs including personal services and supplies.

2010 Assessment: \$177.62
 2011 Assessment: \$200.74
 2012 Assessment: \$200.74
 2013 Assessment: \$158.52

**City of Prairie Village
Special Highway Fund**

	2010 Actual	2011 Actual	2012 Budget	2013 Budget
Fund Balance 1/1	\$ -	\$ 21,397	\$ 61,397	\$ 36,121
Revenues:				
Intergovernmental	581,397	554,664	580,000	565,813
Interest on Investments		60		
Total Revenue	581,397	554,724	580,000	565,813
Total Sources	581,397	554,724	580,000	565,813
Transfers to Other Funds:				
Transfer to Capital Infrastructure Fund	560,000	540,000	580,000	565,813
Total	560,000	540,000	580,000	565,813
Total Uses	560,000	540,000	580,000	565,813
Sources Over(Under) Uses	21,397	14,724	-	-
Fund Balance @ 12/31	\$ 21,397	\$ 36,121	\$ 61,397	\$ 36,121

Funding Sources: State gasoline tax (per gallon)

Expenditures: Transfer to the Capital Infrastructure Fund for street improvements.

**City of Prairie Village
Stormwater Utility Fund**

	2010 Actual	2011 Actual	2012 Budget	2013 Budget
Fund Balance 1/1	\$ -	\$ 261,343	\$ 10,770	\$ 345,918
Revenues:				
Licenses & Permits	2,870	3,150	4,600	4,600
Charges for Services	1,470,947	1,533,675	1,532,627	1,532,627
Interest on Investments	3,152	4,023	1,000	1,000
Total Revenue	1,476,969	1,540,848	1,538,227	1,538,227
Total Sources	1,476,969	1,540,848	1,538,227	1,538,227
Expenditures:				
Contract Services	3,075	-	3,000	3,000
Contingency	-		23,000	23,000
Total Expenditures	3,075	-	26,000	26,000
Transfers to Other Funds:				
Transfer to General Fund	443,551	450,000	450,000	423,467
Transfer to Bond & Interest Fund	453,929	450,081	450,830	312,752
Transfer to Capital Infrastructure Fund	225,071	493,419	584,170	840,357
Transfer to Capital Infrastructure Fund - Future Projects			-	-
Transfer to Equipment Reserve Fund	90,000	90,000		
Total	1,212,551	1,483,500	1,485,000	1,576,576
Total Uses	1,215,626	1,483,500	1,511,000	1,602,576
Sources Over(Under) Uses	261,343	57,348	27,227	(64,349)
Fund Balance @ 12/31	\$ 261,343	\$ 318,691	\$ 37,997	\$ 281,569

Funding Sources: Special assessments on the property tax bills - fee per square foot of impervious area (\$0.040/sq. ft.) (2012 rate was \$0.040/sq. ft.)

Expenditures: Operation and maintenance of the City's stormwater system in accordance with NPDES guidelines.

Notes: The stormwater utility fee was a new revenue source in 2009. The fee is dedicated to funding the City's stormwater program and compliance with NPDES guidelines.

**City of Prairie Village
Special Park & Recreation Fund**

	2010 Actual	2011 Actual	2012 Budget	2013 Budget
Fund Balance 1/1	\$ 2,751	\$ -	\$ -	\$ 7,548
Revenues:				
Liquor Tax	78,666	93,541	83,000	95,422
Interest on Investments	18	7	-	-
Total Revenue	78,684	93,548	83,000	95,422
Total Sources	78,684	93,548	83,000	95,422
Transfers to Other Funds:				
Transfer to Capital Infrastructure Fund	81,435	86,000	83,000	95,422
Total	81,435	86,000	83,000	95,422
Total Uses	81,435	86,000	83,000	95,422
Sources Over(Under) Uses	(2,751)	7,548	-	-
Fund Balance @ 12/31	\$ -	\$ 7,548	\$ -	\$ 7,548

Funding Sources: Special alcohol tax per K.S.A. 79-41a04 (1/3 of total alcohol tax received by the City)

Expenditures: Park and pool improvements.

**City of Prairie Village
Special Alcohol Fund**

	2010 Actual	2011 Actual	2012 Budget	2013 Budget
Fund Balance 1/1	\$ 32,445	\$ 26,230	\$ 25,027	\$ 29,464
Revenues:				
Liquor Tax	78,666	93,541	83,000	95,422
Interest on Investments	110	34	-	-
Miscellaneous	100	100	-	-
Total Revenue	78,876	93,675	83,000	95,422
Total Sources	78,876	93,675	83,000	95,422
Expenditures:				
Personal Services	63,074	62,133	67,943	68,326
Contract Services	18,149	18,105	18,409	18,568
Commodities	3,868	2,991	3,860	3,963
Capital Outlay	-	-	-	-
Total Expenditures	85,091	83,229	90,212	90,857
Transfers to Other Funds:				
Transfer to Risk Management Fund	-	-	-	-
Total	-	-	-	-
Total Uses	85,091	83,229	90,212	90,857
Sources Over(Under) Uses	(6,215)	10,446	(7,212)	4,565
Fund Balance @ 12/31	\$ 26,230	\$ 36,676	\$ 17,815	\$ 34,029

Funding Sources: Special alcohol tax per K.S.A. 79-41a04 (1/3 of total alcohol tax received by the City)

Expenditures: Alcohol rehabilitation, including grants to local agencies through United Community Services and partial funding of the City's D.A.R.E. Program.

**City of Prairie Village
Bond & Interest Fund**

	2010 Actual	2011 Actual	2012 Budget	2012 Estimate	2013 Budget
Fund Balance 1/1	\$ 20,013	\$ 35,287	\$ 76,325	\$ 4,441	\$ 0
Revenues:					
Property Taxes	263,489	1,330,819	1,331,203	1,331,203	1,575,598
Motor Vehicle Tax	42,012	152,081	207,617	207,617	145,993
Interest on Investments	1,283	2,449	-	-	-
Total Revenue	306,784	1,485,348	1,538,820	1,538,820	1,721,591
Transfers from Other funds:					
Transfer from General Fund	1,214,215	-	-	20,027	-
Transfer from Stormwater Fund	453,929	450,081	450,830	450,830	312,752
Total	1,668,144	450,081	450,830	470,857	312,752
Total Sources	1,974,928	1,935,429	1,989,650	2,009,677	2,034,343
Expenditures:					
Debt Service	1,959,654	1,966,275	2,039,212	2,014,118	2,013,018
Total Expenditures	1,959,654	1,966,275	2,039,212	2,014,118	2,013,018
Total Uses	1,959,654	1,966,275	2,039,212	2,014,118	2,013,018
Sources Over(Under) Uses	15,274	(30,846)	(49,562)	(4,441)	21,325
Fund Balance @ 12/31	\$ 35,287	\$ 4,441	\$ 26,763	\$ 0	\$ 21,325

Funding Sources: Property tax, motor vehicle tax

Expenditures: Debt service payments on the City's outstanding bonds.

Notes: The City's outstanding bonds will be paid off in 2021.

**CITY OF PRAIRIE VILLAGE
SCHEDULE OF BOND PRINCIPAL AND INTEREST
AS OF JUNE 14, 2012**

Date	2009A Refunding/Improv Bonds			2011A Refunding/Improv Bonds			Total	
	Principal	Premium	Interest	Principal	Premium	Interest	Principal	Interest
03/01/12			66,837.50			24,035.00	-	90,872.50
09/01/12	1,725,000.00	13,632.94	66,837.50	85,000.00		32,775.00	1,823,632.94	99,612.50
03/01/13			49,587.50			32,605.00	-	82,192.50
09/01/13	1,750,000.00	13,632.94	49,587.50	85,000.00		32,605.00	1,848,632.94	82,192.50
03/01/14			32,087.50			32,413.75	-	64,501.25
09/01/14	1,785,000.00	13,632.94	32,087.50	85,000.00		32,413.75	1,883,632.94	64,501.25
3/1/2015			14,237.50			32,137.50	-	46,375.00
9/1/2015	200,000.00	13,632.94	14,237.50	525,000.00		32,137.50	738,632.94	46,375.00
3/1/2016			11,987.50			30,037.50	-	42,025.00
9/1/2016	200,000.00	13,632.94	11,987.50	530,000.00		30,037.50	743,632.94	42,025.00
3/1/2017			9,487.50			27,387.50	-	36,875.00
9/1/2017	210,000.00	13,632.94	9,487.50	535,000.00		27,387.50	758,632.94	36,875.00
3/1/2018			6,600.00			24,043.75	-	30,643.75
9/1/2018	215,000.00	13,632.94	6,600.00	540,000.00		24,043.75	768,632.94	30,643.75
3/1/2019			3,375.00			20,128.75	-	23,503.75
9/1/2019	225,000.00	13,632.94	3,375.00	555,000.00		20,128.75	793,632.94	23,503.75
3/1/2020						15,550.00	-	15,550.00
9/1/2020				800,000.00		15,550.00	800,000.00	15,550.00
3/1/2021						8,150.00	-	8,150.00
9/1/2021				815,000.00		8,150.00	815,000.00	8,150.00
TOTALS	\$ 6,310,000.00	\$ 109,063.52	\$ 388,400.00	\$ 4,555,000.00	\$ -	\$ 501,717.50	\$ 10,974,063.52	\$ 890,117.50

	Principal	Interest	Total
2012	1,823,633	190,485.00	2,014,118
2013	1,848,633	164,385.00	2,013,018
2014	1,883,633	129,002.50	2,012,635
2015	738,633	92,750.00	831,383
2016	743,633	84,050.00	827,683
2017	758,633	73,750.00	832,383
2018	768,633	61,287.50	829,920
2019	793,633	47,007.50	840,640
2020	800,000	31,100.00	831,100
2021	815,000	16,300.00	831,300
	10,974,064	890,118	11,864,181

**City of Prairie Village
Capital Infrastructure Fund**

	2010 Actual	2011 Actual	2012 Budget	2013 Budget
Fund Balance 1/1	\$ 11,314,219	\$ 5,604,888	\$ 4,024,823	\$ 5,435,232
Revenues:				
Intergovernmental	30,197	1,078,160	560,750	458,500
Bond Proceeds	-	4,555,000	-	-
Interest on Investments	67,914	26,568	-	-
Miscellaneous	2,073	-	150,000	-
Total Revenue	100,184	5,659,728	710,750	458,500
Transfers from Other funds:				
Transfer from General Fund	1,891,744	901,649	1,616,649	2,518,855
Transfer from General Fund-Future Projects	-	-	-	-
Transfer from Special Highway Fund	560,000	540,000	580,000	565,813
Transfer from Stormwater Utility Fund	225,071	493,419	584,170	840,357
Transfer from Stormwater Utility Fund-Future Projects	-	-	-	-
Transfer from Grant Fund	169,534	-	-	-
Transfer from Special Parks & Rec Fund	81,435	86,000	83,000	95,422
Transfer from Economic Development Fund	-	-	-	-
Total	2,927,784	2,021,068	2,863,819	4,020,447
Total Sources	3,027,968	7,680,796	3,574,569	4,478,947
Expenditures:				
Debt Service	-	439,184	-	-
Infrastructure	8,731,341	6,793,162	4,192,675	6,522,355
Transfer to Bond & Interest Fund	5,958	-	-	-
Total Expenditures	8,737,299	7,232,346	4,192,675	6,522,355
Total Uses	8,737,299	7,232,346	4,192,675	6,522,355
Sources Over(Under) Uses	(5,709,331)	448,450	(618,106)	(2,043,408)
Fund Balance @ 12/31	\$ 5,604,888	\$ 6,053,338	\$ 3,406,717	\$ 3,391,824

Funding Sources: Transfers from the General Fund, Stormwater Utility Fund, Special Parks & Recreation Fund, Economic Development Fund, grants from other governments

Expenditures: Capital Infrastructure Program - Please see the CIP Section of this document for the detailed plan including projects and programs.

**City of Prairie Village
Capital Infrastructure Fund**

CIP Expenditure Total = \$6,522,355

2013 PROJECT DESCRIPTION	2013 EXPENDITURES
Park Infrastructure Reserve (formerly Pool Rsv)	\$95,000
Aquatic Center Assessment Plan	\$50,000
Harmon Park Tennis Courts (Design)	\$67,000
PARK TOTAL PER YEAR	\$212,000
Drainage Repair Program	\$200,000
Drainage Master Plan Projects	\$540,000
DRAINAGE TOTAL PER YEAR	\$740,000
75th St - State Line Rd to Mission Rd	\$50,000
Paving Program	\$2,036,355
Somerset Dr - Belinder to Reinhardt (CARS)	\$804,000
2011 Street Bond	\$1,800,000
Somerset Dr - State Line to Belinder (CARS)	\$75,000
STREET TOTAL PER YEAR	\$4,765,355
Buildings Reserve	\$50,000
BUILDINGS TOTAL PER YEAR	\$50,000
ADA Compliance Program	\$25,000
Concrete Repair Program	\$730,000
OTHER TOTAL PER YEAR	\$755,000
CIP TOTAL	\$6,522,355

**City of Prairie Village
Risk Management Reserve Fund**

	2010 Actual	2011 Actual	2012 Budget	2013 Budget
Fund Balance 1/1	\$ 83,017	\$ 73,915	\$ 94,215	\$ 87,185
Revenues:				
Interest on Investments	(1,695)	287	300	300
Miscellaneous	66,255	(292)	-	-
Total Revenue	64,560	(5)	300	300
Transfers from Other funds:				
Transfer from General Fund	35,000	35,000	35,000	35,000
Transfer from Special Alcohol Fund	-	-	-	-
Total	35,000	35,000	35,000	35,000
Total Sources	99,560	34,995	35,300	35,300
Expenditures:				
Contract Services	108,662	42,025	15,000	45,000
Total Expenditures	108,662	42,025	15,000	45,000
Total Uses	108,662	42,025	15,000	45,000
Sources Over(Under) Uses	(9,102)	(7,030)	20,300	(9,700)
Fund Balance @ 12/31	\$ 73,915	\$ 66,885	\$ 114,515	\$ 77,485

Funding Sources: Transfers from the General Fund, insurance claim reimbursements, interest on idle funds

Expenditures: Risk management related expenditures, such as insurance deductibles

**City of Prairie Village
Economic Development Fund**

	2010 Actual	2011 Actual	2012 Budget	2013 Budget
Fund Balance 1/1	\$ 2,180,378	\$ 2,147,282	\$ 2,074,583	\$ 2,044,055
Revenues:				
Interest on Investments	15,133	8,958	10,000	10,000
Total Revenue	15,133	8,958	10,000	10,000
Transfers from Other funds:				
Transfer from General Fund	-	-	-	-
Total	-	-	-	-
Total Sources	15,133	8,958	10,000	10,000
Expenditures:				
Contract Services	48,229	39,485	82,700	73,000
Total Expenditures	48,229	39,485	82,700	73,000
Total Uses	48,229	39,485	82,700	73,000
Sources Over(Under) Uses	(33,096)	(30,527)	(72,700)	(63,000)
Fund Balance @ 12/31	\$ 2,147,282	\$ 2,116,755	\$ 2,001,883	\$ 1,981,055

Projects	2010	2011	2012	2013
Exterior Grant Program	\$ 45,565	\$ 36,821	\$ 50,000	\$ 50,000
Website renovation & upgrades	-	-	10,000	
Johnson County Home Repair Program	-	-	20,000	20,000
KCADC Joint Membership w/Chamber	2,664	2,664	2,700	3,000
	\$ 48,229	\$ 39,485	\$ 82,700	\$ 73,000

Funding Sources: Transfers from the General Fund, interest on idle funds

Expenditures: Used for activities that foster and promote economic development with in the City per Ordinance No. 2153.

**City of Prairie Village
Equipment Reserve Fund**

	2010 Actual	2011 Actual	2012 Budget	2013 Budget
Fund Balance 1/1	\$ 728,827	\$ 717,497	\$ 594,403	\$ 391,906
Revenues:				
Intergovernmental	201,359	-	-	-
Interest on Investments	3,930	2,412	500	2,000
Total Revenue	205,289	2,412	500	2,000
Transfers from Other funds:				
Transfer from General Fund	405,902	253,230	252,500	275,000
Transfer from Stormwater Utility Fund	90,000	90,000	-	-
Transfer from Economic Dev Fund	-	-	-	-
Total	495,902	343,230	252,500	275,000
Total Sources	701,191	345,642	253,000	277,000
Expenditures:				
Capital Outlay	712,521	510,648	255,000	430,000
Total Expenditures	712,521	510,648	255,000	430,000
Total Uses	712,521	510,648	255,000	430,000
Sources Over(Under) Uses	(11,330)	(165,006)	(2,000)	(153,000)
Fund Balance @ 12/31	\$ 717,497	\$ 552,491	\$ 592,403	\$ 238,906

Funding Sources: Transfers from the General Fund, interest on idle funds

Expenditures: Acquisition of equipment, vehicles and technology projects.

City of Prairie Village Equipment Reserve Fund

	2013 Budget	2012 Carryover	2013 Remaining
IT Projects			
Fixed Assets Barcode Scanner	\$ 2,000		\$ 2,000
Back-up Server Replacement	\$ 30,000		\$ 30,000
MS Office Upgrade	\$ 40,000		\$ 40,000
Server Replacement	\$ 15,000		\$ 15,000
PW Management Software	\$ 100,000		\$ 100,000
PV Notify (non-emergency notifications)	\$ 10,000		\$ 10,000
GIS Upgrade	\$ 5,000		\$ 5,000
School Zone Signals - upgrade	\$ 25,000		\$ 25,000
Code Enforcement Software	\$ 10,000		\$ 10,000
Total IT Projects	\$ 237,000	\$ -	\$ 237,000
Equipment/Vehicle Replacement			
Public Works Dump Truck	\$ 155,000	\$ (2,711)	\$ 152,289
Public Works Vehicles	\$ 28,000		\$ 28,000
PD Replacement Vehicle (partial)	\$ 10,000		\$ 10,000
Total Equipment/Vehicle Replacement	\$ 193,000	\$ (2,711)	\$ 190,289
Total Expenditures	\$ 430,000	\$ (2,711)	\$ 427,289

	2013 Budget
Beg Bal on 1/1	\$ 391,906
Revenues:	
IT Project Revenue - Transfer from General Fund	\$ 275,000
IT Project Revenue - Transfer from Econ. Dev.	
Equipment/Vehicle Project Revenue	
Intergovernmental Transfers	
Interest on Investments	\$ 2,000
Total Revenue	\$ 277,000
Total Sources	\$ 277,000
Expenditures:	
IT Project Expenditures	\$ 237,000
Equipment/Vehicle Replacement Expenditures	\$ 193,000
Total Expenditures	\$ 430,000
Fund Bal on 12/31	\$ 238,906

**City of Prairie Village
CID - Corinth Fund**

	2010 Actual	2011 Actual	2012 Budget	2012 Estimate	2013 Budget
Fund Balance 1/1	\$ -	\$ -	\$ 225,819	\$ 225,819	\$ 49,138
Revenues:					
Sales Taxes		423,199	423,199	423,199	430,000
Interest on Investments	-	116	116	120	120
Total Revenue	-	423,315	423,315	423,319	430,120
Total Sources	-	423,315	423,315	423,319	430,120
Expenditures:					
Contract Services		197,496	600,000	600,000	450,000
Total Expenditures	-	197,496	600,000	600,000	450,000
Total Uses	-	197,496	600,000	600,000	450,000
Sources Over(Under) Uses	-	225,819	(176,685)	(176,681)	(19,880)
Fund Balance @ 12/31	\$ -	\$ 225,819	\$ 49,134	\$ 49,138	\$ 29,258

Funding Sources: Monies received from the Community Improvement District additional 1% sales tax

Expenditures: Development within Corinth Square per Developer Agreement

**City of Prairie Village
CID - PV Shops Fund**

	2010 Actual	2011 Actual	2012 Budget	2012 Estimate	2013 Budget
Fund Balance 1/1	\$ -	\$ -	\$ 235,497	\$ 235,497	\$ 65,800
Revenues:					
Sales Taxes		430,183	430,183	430,183	430,000
Interest on Investments	-	111	120	120	120
Total Revenue	-	430,294	430,303	430,303	430,120
Total Sources	-	430,294	430,303	430,303	430,120
Expenditures:					
Contract Services		194,797	600,000	600,000	470,000
Total Expenditures	-	194,797	600,000	600,000	470,000
Total Uses	-	194,797	600,000	600,000	470,000
Sources Over(Under) Uses	-	235,497	(169,697)	(169,697)	(39,880)
Fund Balance @ 12/31	\$ -	\$ 235,497	\$ 65,800	\$ 65,800	\$ 25,920

Funding Sources: Monies received from the Community Improvement District additional 1% sales tax

Expenditures: Development within PV Shops per Developer Agreement



CITY CLERK DEPARTMENT

Council Meeting Date: July 16, 2012

**CONSENT AGENDA: CONSIDER APPOINTMENTS TO THE
 ENVIRONMENT/RECYCLE COMMITTEE**

RECOMMENDATION

Ratify the Mayor's appointments of Nicolas Garcia and Sarah Faught-Garcia to the Environment/Recycle Committee with their terms expiring in April, 2014.

BACKGROUND

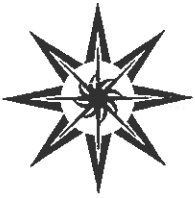
Mayor Shaffer is pleased to place before you the appointments of Nicolas Garcia and Sarah Faught-Garcia to the Environment/Recycle Committee. Their volunteer applications are attached.

ATTACHMENTS

1. Volunteer Application

PREPARED BY

Jeanne Koontz, Deputy City Clerk
July 9, 2012



City of Prairie Village

APPLICATION TO VOLUNTEER

Please complete this form and return it to the City Clerk's Office, 7700 Mission Road, Prairie Village, Kansas 66208. If you have any questions, please contact the City Clerk's Office at 913-381-6464 or send an e-mail to cityclerk@pvkansas.com.

Name Sarah Faught - Garcia Spouse's Name Nicholas Garcia
Address 3501 W. 73rd Terr. Zip 66208 Ward _____
Telephone: Home 816-585-1717 Work _____ Fax _____
E-mail shotgunsarah@gmail.com Other Number(s): _____
Business Affiliation _____
Business Address _____
What Committee(s) interests you? Environmental & Recycling Committee

Please tell us about yourself, listing any special skills or experiences you have which would qualify you for a volunteer with the City of Prairie Village.

I have an Associates of Horticulture from JCCC.
I have been involved in many community gardening efforts.
I own an edible landscaping / urban farming business w/
my husband Nicolas Garcia.
I am committed to improving the environment whether it be
in my home, community, or globally.

Thank you for your interest in serving our community.



City of Prairie Village

APPLICATION TO VOLUNTEER

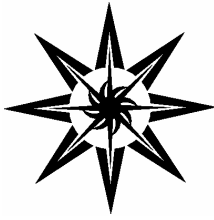
Please complete this form and return it to the City Clerk's Office, 7700 Mission Road, Prairie Village, Kansas 66208. If you have any questions, please contact the City Clerk's Office at 913-381-6464 or send an e-mail to cityclerk@pvkansas.com.

Name Nicholas R Garcia Spouse's Name Sarah Garcia
Address 3501 w 73rd Terr Zip 66208 Ward _____
Telephone: Home 816-585-1717 Work _____ Fax _____
E-mail Nicholasromangarcia@gmail.com Other Number(s): _____
Business Affiliation Anti-Hero
Business Address _____
What Committee(s) interests you? Environmental + Recycling

Please tell us about yourself, listing any special skills or experiences you have which would qualify you for a volunteer with the City of Prairie Village.

I have an edible landscaping + Urban Farm DBA and over a decade of experience in growing food. We are an organized voice for local commerce + agriculture + currently contract with The Westside Local + Moxie Catering as on site growers. We are currently assisting with the 11th Earth Fair + are excited to be more active citizens. I have lived in PV since two days before turning "4" + love this city! I went to KU for History/Pleban + am experienced in citizen involvement in Lawrence, KS.

Thank you for your interest in serving our community.



CITY CLERK DEPARTMENT

Council Meeting Date: July 16, 2012
CONSENT AGENDA

Consider Homes Association Exemptions from Solid Waste Services

RECOMMENDATION

Staff recommends the City Council exempt the following Homes Associations from city-provided Solid Waste Collection Services for 2013: Countryside East Homes Association and Town & Country Homes Association.

BACKGROUND

The municipal code allows for homes associations to exempt from city-provided solid waste collection services provided they provide to their members an equal or higher level of service. These homes associations have contracted to provide their own service for the past several years and are charged an exemption fee of \$6.43 per household exempted.

FINANCIAL IMPACT

The homes associations are assessed an exemption fee based on the number of households exempted.

PREPARED BY

Joyce Hagen Mundy
City Clerk

Date: July 10, 2012



CITY CLERK DEPARTMENT

Council Meeting Date: July 16, 2012

**CONSENT AGENDA: CONSIDER APPOINTMENTS TO THE TREE
BOARD**

RECOMMENDATION

Ratify the Mayor's appointments of Rick Howell and Beth Cavanaugh to the Tree Board with their terms expiring in April, 2013.

BACKGROUND

Mayor Shaffer is pleased to place before you the appointments of Rick Howell and Beth Cavanaugh to the Tree Board. Their volunteer applications are attached.

ATTACHMENTS

1. Volunteer Application

PREPARED BY

Jeanne Koontz, Deputy City Clerk
July 12, 2012



**City of Prairie Village
APPLICATION TO VOLUNTEER**

Please complete this form and return it to the City Clerk's Office, 7700 Mission Road, Prairie Village, Kansas 66208. If you have any questions, please contact the City Clerk's Office at 913-381-6464 or send an e-mail to cityclerk@pvkansas.com.

Name FREDRICK S. (RICK) HOWELL Spouse's Name KAREN HANSTON HOWELL
Address 4723 W. 68th ST. Zip 66208 Ward _____
Telephone: Home 913.362.9228 Work 913.302.4050 Fax _____
E-mail rick.howell@kc.vr.com Other Number(s): _____
Business Affiliation RICK HOWELL LANDSCAPE ARCHITECTURE - OWNER.
Business Address 4723 W. 68th ST. P.V.KS. 66208
What Committee(s) interests you? P.V. TREE BOARD

Please tell us about yourself, listing any special skills or experiences you have which would qualify you for a volunteer with the City of Prairie Village.

my professional profile is attached. i've practiced as a landscape architect for 30+ years, and have a strong interest in the ongoing improvement of public spaces and facilities, streetscapes and outdoor spaces. my family and i have lived in prairie village since 1994, and have enjoyed it immensely. it would be my pleasure to assist our community in this endeavor. thank you for your consideration!

Thank you for your interest in serving our community.

Profile

Rick Howell ASLA, PLA, LEED ap **Rick Howell** Landscape Architecture

Rick started his landscape architecture practice in February 2010. His previous experience includes 30 years of work with outstanding Kansas City-based multidisciplinary design firms. Most recently, Rick led the Landscape Architecture Studio at Gould Evans Associates for more than 10 years, during which time he produced a number of successful and award-winning projects. He also spent 14 years with HNTB, which afforded him the opportunity to participate in large-scale projects in the Kansas City region and around the country.

Through these experiences, Rick developed exceptional skills and capabilities in all facets of the site-design process. His extensive portfolio includes institutional, corporate, mixed-use, urban and recreation projects – each of which emphasizes a high level of design, user comfort, site sensitivity, and sustainability. He typically collaborates with the owner from the initial master-planning phase through completion of project construction. Rick values the expectations of his clients and the input of the project team, and enjoys working in a team-oriented environment.

Some of Rick's recent work includes a comprehensive renovation program for the Kansas City Sculpture Park and site design for the Bloch Building Expansion, both at The Nelson-Atkins Museum of Art (Kansas City, MO); a master plan for the Overland Park Arboretum and Botanical Gardens (Overland Park, KS); site design for the Cerner World Headquarters Campus (North Kansas City, MO); and streetscape improvement projects for the Westport and Broadway Boulevard Districts of Kansas City, Missouri.

Education:

Bachelor of Landscape Architecture
Kansas State University

Registrations:

Licensed Landscape Architect
LEED Accredited Professional

Professional Organizations:

American Society of Landscape Architects, Member
Prairie Gateway Chapter ASLA, Trustee





**City of Prairie Village
APPLICATION TO VOLUNTEER**

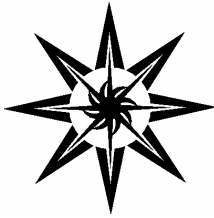
Please complete this form and return it to the City Clerk's Office, 7700 Mission Road, Prairie Village, Kansas 66208. If you have any questions, please contact the City Clerk's Office at 913-381-6464 or send an e-mail to cityclerk@pvkansas.com.

Name Elizabeth Cavanaugh Spouse's Name Michael Cavanaugh
Address 4820 W. 77th Terr. Zip 66208 Ward _____
Telephone: ~~Home~~ ^{Cell} 913-428-6638 Work 913-648-4728 Fax 913-648-4728
E-mail editorcavsgarden@kc.vr.com Other Number(s): _____
Business Affiliation The Kansas City Gardener
Business Address P.O. Box 8725, PV, KS 66208
What Committee(s) interests you? Tree Board

Please tell us about yourself, listing any special skills or experiences you have which would qualify you for a volunteer with the City of Prairie Village.

As a 17-year resident, I am pleased and proud to live in Prairie Village. I have a strong interest in gardening and city beautification. As the editor of a gardening magazine, I am surrounded by green industry professionals willing to share their expertise. I learn from them with each monthly issue. With my children grown, I have more time to devote to my community while my husband and I continue to run our home business - The Kansas City Gardener.

Thank you for your interest in serving our community.



PUBLIC WORKS DEPARTMENT

Council Committee Meeting Date: July 16, 2012

Council Meeting Date: July 16, 2012

COU2012-33: CONSIDER INTERLOCAL AGREEMENT WITH THE CITY OF OVERLAND PARK TO MICRO-SURFACE NALL AVENUE FROM 83RD STREET TO 95TH STREET AND APPROVE USE OF GENERAL FUND CONTINGENCY.

RECOMMENDATION

Move to approve the Interlocal Agreement with the City of Overland Park to micro surface Nall Avenue from 83rd Street to 95th Street and to transfer \$60,000 from the City Contingency Fund, to the Street Operating Fund.

BACKGROUND

Overland Park recently added this section of Nall Avenue to their Micro-Surfacing program for 2012 and approached Prairie Village to consider Micro-Surfacing the half of Nall Avenue that is in Prairie Village as well. Micro-Surfacing is a maintenance tool used to assist in preserving the existing asphalt pavement thus extending the pavements life cycle. This project is being administered by Overland Park and the project is estimated to cost Prairie Village \$57,250.00.

FUNDING SOURCE

The fund transfer from the City Contingency Fund to the Street Operating Fund.

RELATION TO VILLAGE VISION

CFS3A Ensure streets and sidewalks are in good condition by conducting maintenance and repairs as needed.

ATTACHMENTS

1. Interlocal Agreement with the Overland Park.

PREPARED BY

Keith Bredehoeft

July 10, 2012

AGREEMENT BETWEEN THE CITY OF OVERLAND PARK, KANSAS, AND THE CITY OF PRAIRIE VILLAGE, KANSAS, FOR THE PUBLIC IMPROVEMENT OF NALL AVENUE FROM 83RD STREET TO 95TH STREET.

THIS AGREEMENT, made and entered into this _____ day of _____, 2012, by and between the CITY OF OVERLAND PARK, KANSAS (hereinafter "OVERLAND PARK"), and the CITY OF PRAIRIE VILLAGE, KANSAS (hereinafter "PRAIRIE VILLAGE"), each party having been organized and now existing under the laws of the State of Kansas.

WITNESSETH:

WHEREAS, the parties hereto have determined it is in their best interest to make the public improvement to Nall Avenue from 83rd Street to 95th Street as such improvement is hereinafter described; and

WHEREAS, K.S.A. 12-2908 authorizes the parties hereto to cooperate in making the public improvement; and

WHEREAS, the governing bodies of each of the parties hereto have determined to enter into this Agreement for the aforesaid public improvement, as authorized and provided by K.S.A. 12-2908 and K.S.A. 68-169; and

WHEREAS, the governing body of OVERLAND PARK did approve and authorize its mayor to execute this Agreement by official vote of the body on the _____ day of _____, 2012; and

WHEREAS, the governing body of PRAIRIE VILLAGE did approve and authorize its mayor to execute this Agreement by official vote of the body on the _____ day of _____, 2012.

NOW, THEREFORE, in consideration of the above recitals, the mutual covenants and agreements herein contained, and for other good and valuable considerations, the parties hereto agree as follows:

1. PURPOSE OF AGREEMENT. The parties hereto enter into this Agreement for the purpose of constructing the public improvement on Nall Avenue as heretofore described by performing the following work: The street improvement of Nall Avenue from 83rd Street to 95th Street including microsurfacing the existing street and repair of asphalt pavement, pavement markings and other items incidental to the street reconstruction (hereinafter "Improvement").

2. ESTIMATED COST OF PROJECT.

A. The estimated cost for construction of the Improvement covered by this Agreement is **ONE HUNDRED FOURTEEN THOUSAND FIVE HUNDRED AND NO/100 DOLLARS (\$114,500.00).**

B. The cost of making the Improvement shall include:

- (1) Labor and material used in making the Improvement; and
- (2) Such other expenses which are necessary in making the Improvement, exclusive of the cost of acquiring real property and any improvement thereon for the location of the Improvement. These costs include but are not limited to project administration, construction inspection, material testing and utility relocations.

C. The local share of the cost for construction of said Improvement, as described hereinabove, shall be distributed as follows:

- (1) PRAIRIE VILLAGE shall pay **50%** of the local share of said Improvement **(estimated to be \$57,250.00).**
- (2) OVERLAND PARK shall pay **50%** of the local share of said Improvement **(estimated to be \$57,250.00).**

3. FINANCING. OVERLAND PARK and PRAIRIE VILLAGE shall each pay their portion of the cost with monies budgeted and appropriated funds.

4. OVERLAND PARK ADMINISTRATION OF PROJECT. It is acknowledged and understood between the parties that since there are two separate entities included within the proposed Improvement, one of the entities should be designated as being "in charge" of the project to provide for its orderly design and construction. However, both entities shall have the right of review and comment on project decisions at any time throughout duration of this Agreement, and any subsequent agreements hereto. The Improvement shall be constructed and the job administered by OVERLAND PARK acting by and through the Director of Public Works for OVERLAND PARK, who shall be the principal public official designated to administer the Improvement; provided, that the Director of Public Works shall, among his several duties and responsibilities, assume and perform the following:

- A. Make all contracts for the Improvement. The parties acknowledge that OVERLAND PARK has previously solicited bids by publication in the official newspaper of OVERLAND PARK for the Improvement and the best and lowest responsible bidder was chosen. PRAIRIE VILLAGE further acknowledges that the bid price does not exceed the engineer's estimate.
- B. Submit to PRAIRIE VILLAGE estimates of accrued costs of constructing the Improvement. PRAIRIE VILLAGE shall within thirty (30) days after receipt of a statement of costs as aforesaid, remit their portion of the accrued costs to OVERLAND PARK as herein agreed.
- C. Upon completion of the Improvement, the Director of Public Works shall submit to PRAIRIE VILLAGE a final accounting of all costs incurred in making the Improvement for the purpose of apportioning the same among the parties as provided herein.

- D. OVERLAND PARK shall ensure that the contractor hired to construct the Improvement (the "Contractor") agrees to add PRAIRIE VILLAGE as a named additional insured on all applicable certificates of insurance issued by the Contractor for construction of the Improvement.
 - E. OVERLAND PARK shall require performance and completion bonds for the Improvement from all Contractors and require that all Contractors discharge and satisfy any mechanics or materialman's liens that may be filed.
 - F. OVERLAND PARK shall require that any Contractor provide a two-year performance and maintenance bond for the Improvement. As Administrator, OVERLAND PARK will, upon request of PRAIRIE VILLAGE, make any claim upon the maintenance bond or performance bond and require that the Contractor fully perform all obligations under the performance and maintenance bonds, and this obligation shall survive termination of this Agreement and shall be in force and effect for the full term of the performance and maintenance bond.
 - G. OVERLAND PARK shall ensure that the Contractor agrees to defend, indemnify and save OVERLAND PARK and PRAIRIE VILLAGE harmless from and against all liability for damages, costs, and expenses arising out of any claim, suit or action for injuries or damages sustained to persons or property by reason of the acts or omissions of the Contractor in the performance of his or her work on the Improvement.
5. DURATION AND TERMINATION OF AGREEMENT. The parties hereto agree that this Agreement shall exist until the completion of the aforesaid Improvement, which shall be deemed completed upon certification to each of the parties hereto by the Director of Public Works advising that the Improvement has been accepted by him as constructed; provided that upon the occurrence of such certification by the Director of Public Works, this Agreement shall be deemed terminated and of no further force or effect.
6. PLACING AGREEMENT IN FORCE. The attorney for the administering body described in paragraph 4 hereof shall cause this Agreement to be executed in triplicate. Each party hereto shall receive a duly executed copy of this Agreement for their official records.
7. AMENDMENTS. This Agreement cannot be modified or changed by any verbal statement, promise or agreement, and no modification, change nor amendment shall be binding on the parties unless it shall have been agreed to in writing and signed by both parties.
8. JURISDICTION. This Agreement shall be construed according to the laws of the State of Kansas and may be enforced in any court of competent jurisdiction.

IN WITNESS WHEREOF, the above and foregoing Agreement has been executed in triplicate by each of the parties hereto on the day and year first above written.

CITY OF OVERLAND PARK, KANSAS

By _____
CARL GERLACH, MAYOR

ATTEST:

MARIAN COOK, CITY CLERK

APPROVED AS TO FORM:

TAMMY M. OWENS
DEPUTY CITY ATTORNEY

CITY OF PRAIRIE VILLAGE, KANSAS

By _____
RONALD L. SHAFFER, MAYOR

ATTEST:

JOYCE HAGEN MUNDY, CITY CLERK

APPROVED AS TO FORM:

KATIE LOGAN, CITY ATTORNEY

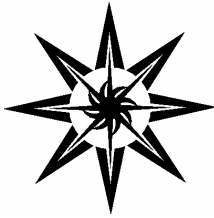
2012 MICROSURFACING (MR-1433)

Nall Ave.: 83rd St. to 95th St.

Ballou

ITEM DESCRIPTION	UNIT	APPROX. QUANTITY	UNIT PRICE	TOTAL
Micro Surfacing (Type 3) (Thoroughfares & Collectors)	SY	33,976	2.78	94,453.28
Micro Surfacing (Type 2) (Residential)	SY		2.55	-
Rut Course	Ton		212.00	-
Public Relations	LS		25,000.00	-
4" White Patterened Cold Plastic	LF		3.48	-
Left Arrow Patterned Cold Plastic	EA		290.00	-
Straight/Left Arrow Patterned Cold Plastic	EA		522.00	-
4" White Preformed Thermoplastic	LF		2.09	-
6" White Preformed Thermoplastic	LF	604	3.15	1,902.60
12" White Preformed Thermoplastic	LF		6.30	-
24" White Preformed Thermoplastic	LF	200	12.55	2,510.00
Only Symbol White Thermoplastic	EA		221.00	-
Left Arrow White Thermoplastic	EA	12	203.00	2,436.00
Right Arrow White Thermoplastic	EA		203.00	-
Right/Straight/Left Arrow Thermoplastic	EA		492.80	-
Straight/Left Arrow White Thermo	EA		289.93	-
Straight/Right Arrow White Thermo	EA		289.93	-
12" Yellow Preformed Thermo	LF	332	6.30	2,091.60
4" White Thermo	LF	2,102	0.70	1,471.40
6" White Thermo	LF		1.05	-
8" White Thermo	LF		1.40	-
4" Yellow Thermo	LF	13,772	0.70	9,640.40
12" Yellow Thermo	LF		2.09	-
Eradicate 4" Thermo	LF		0.47	-
Eradicate 6" Thermo	LF		0.70	-
Eradicate 8" Thermo	LF		0.93	-
Eradicate 12" Thermo	LF		1.40	-
Eradicate 24" Thermo	LF		2.80	-

Eradicate Single Turn Arrows	EA	41.00	-
Eradicate Combo Turn Arrows	EA	64.00	-
Eradicate "Only Indicators	EA	87.00	-
			<u><u>\$114,505.28</u></u>



PUBLIC WORKS DEPARTMENT

Council Committee Meeting Date: July 16, 2012

Council Meeting Date: July 16, 2012

COU2012-34: CONSIDER INTERLOCAL AGREEMENT WITH THE CITY OF OVERLAND PARK TO CHIP SEAL 78TH STREET FROM WALMER STREET TO LAMAR AVENUE.

RECOMMENDATION

Move to approve the Interlocal Agreement with the City of Overland Park to Chip Seal 78th Street from Walmer Street to Lamar Street and to transfer \$5,000 from the City Contingency Fund to the Street Operating Fund.

BACKGROUND

Overland Park recently added 78th Street west of Lamar Avenue to their Chip Seal program for 2012 and approached Prairie Village to consider Chip Sealing half of 78th Street that is in Prairie Village as well. Chip Seal is a maintenance tool to assist in preserving the existing asphalt pavement thus extending the pavements life cycle. Overland Park's policy is to Chip Seal streets over 30 years old. Overland Park has modified the aggregates and is improving sweeping of the roadway after application to make this product more acceptable to residents. This project is being administered by Overland Park and the project is estimated to cost Prairie Village \$2,170.00.

FUNDING SOURCE

The fund transfer from the City Contingency Fund to the Street Operating Fund.

RELATION TO VILLAGE VISION

CFS3A Ensure streets and sidewalks are in good condition by conducting maintenance and repairs as needed.

ATTACHMENTS

1. Interlocal Agreement with the Overland Park.

PREPARED BY

Keith Bredehoeft

July 10, 2012

AGREEMENT BETWEEN THE CITY OF OVERLAND PARK, KANSAS, AND THE CITY OF PRAIRIE VILLAGE, KANSAS, FOR THE PUBLIC IMPROVEMENT OF 78TH STREET FROM WALMER STREET TO LAMAR AVENUE.

THIS AGREEMENT, made and entered into this _____ day of _____, 2012, by and between the CITY OF OVERLAND PARK, KANSAS (hereinafter "OVERLAND PARK"), and the CITY OF PRAIRIE VILLAGE, KANSAS (hereinafter "PRAIRIE VILLAGE"), each party having been organized and now existing under the laws of the State of Kansas.

WITNESSETH:

WHEREAS, the parties hereto have determined it is in their best interest to make the public improvement to 78th Street from Walmer Street to Lamar Avenue as such improvement is hereinafter described; and

WHEREAS, K.S.A. 12-2908 authorizes the parties hereto to cooperate in making the public improvement; and

WHEREAS, the governing bodies of each of the parties hereto have determined to enter into this Agreement for the aforesaid public improvement, as authorized and provided by K.S.A. 12-2908 and K.S.A. 68-169; and

WHEREAS, the governing body of OVERLAND PARK did approve and authorize its Director of Public Works to execute this Agreement by official vote of the body on the _____ day of _____, 2012; and

WHEREAS, the governing body of PRAIRIE VILLAGE did approve and authorize its City Manager to execute this Agreement by official vote of the body on the _____ day of _____, 2012.

NOW, THEREFORE, in consideration of the above recitals, the mutual covenants and agreements herein contained, and for other good and valuable considerations, the parties hereto agree as follows:

1. PURPOSE OF AGREEMENT. The parties hereto enter into this Agreement for the purpose of constructing the public improvement on 78th Street as heretofore described by performing the following work: The street improvement of 78th Street from Walmer Street to Lamar Avenue including Chip Sealing the existing street and repair of asphalt pavement, pavement markings and other items incidental to the street reconstruction (hereinafter "Improvement").
2. ESTIMATED COST OF PROJECT.
 - A. The estimated cost for construction of the Improvement covered by this Agreement is **FOUR THOUSAND THREE HUNDRED FORTY AND NO/100 DOLLARS (\$4,340.00)**.

- B. The cost of making the Improvement shall include:
- (1) Labor and material used in making the Improvement; and
 - (2) Such other expenses which are necessary in making the Improvement, exclusive of the cost of acquiring real property and any improvement thereon for the location of the Improvement. These costs include but are not limited to project administration, construction inspection, material testing and utility relocations.
- C. The local share of the cost for construction of said Improvement, as described hereinabove, shall be distributed as follows:
- (1) PRAIRIE VILLAGE shall pay **50%** of the local share of said Improvement **(estimated to be \$2,170.00)**.
 - (2) OVERLAND PARK shall pay **50%** of the local share of said Improvement **(estimated to be \$2,170.00)**.
3. FINANCING. OVERLAND PARK and PRAIRIE VILLAGE shall each pay their portion of the cost with monies budgeted and appropriated funds.
4. OVERLAND PARK ADMINISTRATION OF PROJECT. It is acknowledged and understood between the parties that since there are two separate entities included within the proposed Improvement, one of the entities should be designated as being “in charge” of the project to provide for its orderly design and construction. However, both entities shall have the right of review and comment on project decisions at any time throughout duration of this Agreement, and any subsequent agreements hereto. The Improvement shall be constructed and the job administered by OVERLAND PARK acting by and through the Director of Public Works for OVERLAND PARK, who shall be the principal public official designated to administer the Improvement; provided, that the Director of Public Works shall, among his several duties and responsibilities, assume and perform the following:
- A. Make all contracts for the Improvement. The parties acknowledge that OVERLAND PARK has previously solicited bids by publication in the official newspaper of OVERLAND PARK for the Improvement and the best and lowest responsible bidder was chosen. PRAIRIE VILLAGE further acknowledges that the bid price does not exceed the engineer’s estimate.
 - B. Submit to PRAIRIE VILLAGE estimates of accrued costs of constructing the Improvement. PRAIRIE VILLAGE shall within thirty (30) days after receipt of a statement of costs as aforesaid, remit their portion of the accrued costs to OVERLAND PARK as herein agreed.
 - C. Upon completion of the Improvement, the Director of Public Works shall submit to PRAIRIE VILLAGE a final accounting of all costs incurred in making the Improvement for the purpose of apportioning the same among the parties as provided herein.
 - D. OVERLAND PARK shall ensure that the contractor hired to construct the Improvement (the “Contractor”) agrees to add PRAIRIE VILLAGE as a named additional insured on all applicable certificates of insurance issued by the Contractor for construction of the Improvement.

- E. OVERLAND PARK shall require performance and completion bonds for the Improvement from all Contractors and require that all Contractors discharge and satisfy any mechanics or materialman's liens that may be filed.
 - F. OVERLAND PARK shall require that any Contractor provide a two-year performance and maintenance bond for the Improvement. As Administrator, OVERLAND PARK will, upon request of PRAIRIE VILLAGE, make any claim upon the maintenance bond or performance bond and require that the Contractor fully perform all obligations under the performance and maintenance bonds, and this obligation shall survive termination of this Agreement and shall be in force and effect for the full term of the performance and maintenance bond.
 - G. OVERLAND PARK shall ensure that the Contractor agrees to defend, indemnify and save OVERLAND PARK and PRAIRIE VILLAGE harmless from and against all liability for damages, costs, and expenses arising out of any claim, suit or action for injuries or damages sustained to persons or property by reason of the acts or omissions of the Contractor in the performance of his or her work on the Improvement.
5. DURATION AND TERMINATION OF AGREEMENT. The parties hereto agree that this Agreement shall exist until the completion of the aforesaid Improvement, which shall be deemed completed upon certification to each of the parties hereto by the Director of Public Works advising that the Improvement has been accepted by him as constructed; provided that upon the occurrence of such certification by the Director of Public Works, this Agreement shall be deemed terminated and of no further force or effect.
6. PLACING AGREEMENT IN FORCE. The attorney for the administering body described in paragraph 4 hereof shall cause this Agreement to be executed in triplicate. Each party hereto shall receive a duly executed copy of this Agreement for their official records.
7. AMENDMENTS. This Agreement cannot be modified or changed by any verbal statement, promise or agreement, and no modification, change nor amendment shall be binding on the parties unless it shall have been agreed to in writing and signed by both parties.
8. JURISDICTION. This Agreement shall be construed according to the laws of the State of Kansas and may be enforced in any court of competent jurisdiction.

IN WITNESS WHEREOF, the above and foregoing Agreement has been executed in triplicate by each of the parties hereto on the day and year first above written.

CITY OF OVERLAND PARK, KANSAS

By _____
DOUG BROWN,
DIRECTOR OF PUBLIC WORKS

ATTEST:

MARIAN COOK, CITY CLERK

APPROVED AS TO FORM:

TAMMY M. OWENS
DEPUTY CITY ATTORNEY

CITY OF PRAIRIE VILLAGE, KANSAS

By _____
QUINN BENNION, CITY MANAGER

ATTEST:

JOYCE HAGEN MUNDY, CITY CLERK

APPROVED AS TO FORM:

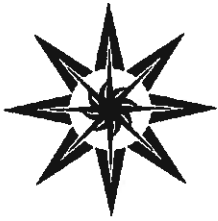
KATIE LOGAN, CITY ATTORNEY

**2012 Chip Seal (MR-1432)
78th Street from Walmer Street to
Lamar Avenue**

Harbour

ITEM DESCRIPTION	UNIT	APPRO	UNIT	TOTAL
		X.	PRICE	
		QUANT		
		ITY		
Residential Street Chip Seal (#4 minus aggregate)	SY	1,635	2.39	3,907.65
Thoroughfare/Collector Chip Seal (3/8" minus aggregate)	SY		2.37	-
First Sweeping	SY	1,635	0.07	114.45
Second Sweeping (Residential Streets Only)	SY	1,635	0.07	114.45
Fog Seal (TRMSS) Misc. Bike Trails	GAL.		6.50	-
Public Relations	LS		26,000.00	-
4" White Preformed Thermoplastic	LF		2.36	-
12" White Preformed Thermoplastic	LF	15	7.10	106.50
24" White Preformed Thermoplastic	LF		14.20	-
Only Symbol White Thermoplastic	EA		290.00	-
Left Arrow White Thermoplastic	EA		190.00	-
Right Arrow White Thermoplastic	EA		190.00	-
Right/Left Arrow Thermoplastic	EA		290.00	-
Straight Arrow White Thermo	EA		158.00	-
Straight/Left Arrow White Thermo	EA		265.00	-
R/R Crossing White Thermo	EA		475.00	-
4" Yellow Preformed Thermo	LF		2.35	-

12" Yellow Preformed Thermo	LF		7.10	-
6" White Thermo	LF	90	1.05	94.50
4" White Urethane Acrylate	LF		0.55	-
6" White Urethane Acrylate	LF		0.80	-
8" White Urethane Acrylate	LF		1.10	-
4" Yellow Urethane Acrylate	LF		0.55	-
				<u><u>\$4,337.55</u></u>



ADMINISTRATION

Council Meeting Date: July 16, 2012
Council Committee Meeting Date: July 16, 2012

COU2012-37: Request Permission to Publish the Amendment to the 2012 Budget

SUGGESTED MOTION

Move to authorize staff to publish the amendment to the 2012 Budget as required by State statutes.

BACKGROUND

Effective January 1, 2011 an additional 1.00% sales tax was applied to purchases made at Corinth and PV Shops due to the Community Improvement Districts (CIDs). In reviewing the Community Improvement District statutes, a specific fund is to be created for each districts (see KSA 12-6a34) with the proceeds of which going to finance the project as either 'pay as you go' or for payment of bond principal and interest. Since the CIDs were established in accordance with state statute, and I see no exclusion in the statute for the CID funds from the budget law, I would recommend that the funds be budgeted showing all three years.

This Amendment to the 2012 Budget establishes a budget for the Corinth CID and the PV Shops CID. The attached form is required by the State in order for the City to amend its budget.

Funding for the expenditures in the CID Funds comes from the existing 1.00% sales tax. There will not be a change to the tax levy that was originally published for the 2012 budget. The amendment does not alter or change the CID agreement or commitments.

State statutes require that the City hold a public hearing on the budget amendment at least ten days after publication. To comply with these statutory requirements, the public hearing has been scheduled for the City Council's regular meeting on Monday, August 6, 2012.

PUBLIC NOTICE

The Notice of Budget Hearing will be published in The Legal Record on Tuesday, July 17, 2012.

ATTACHMENTS:

- Summary of changes
- Notice of Budget Hearing for Amending the 2012 State Budget Form

Prepared By:
Lisa Santa Maria
Finance Director
Date: 7/11/2012

**City of Prairie Village
CID - Corinth Fund**

	2010 Actual	2011 Actual	2012 Budget	2012 Estimate	2013 Budget
Fund Balance 1/1	\$ -	\$ -	\$ 225,819	\$ 225,819	\$ 49,138
Revenues:					
Sales Taxes		423,199	423,199	423,199	430,000
Interest on Investments	-	116	116	120	120
Total Revenue	-	423,315	423,315	423,319	430,120
Total Sources	-	423,315	423,315	423,319	430,120
Expenditures:					
Contract Services		197,496	600,000	600,000	450,000
Total Expenditures	-	197,496	600,000	600,000	450,000
Total Uses	-	197,496	600,000	600,000	450,000
Sources Over(Under) Uses	-	225,819	(176,685)	(176,681)	(19,880)
Fund Balance @ 12/31	\$ -	\$ 225,819	\$ 49,134	\$ 49,138	\$ 29,258

Funding Sources: Monies received from the Community Improvement District additional 1% sales tax

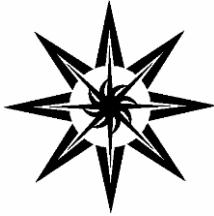
Expenditures: Development within Corinth Square per Developer Agreement

**City of Prairie Village
CID - PV Shops Fund**

	2010 Actual	2011 Actual	2012 Budget	2012 Estimate	2013 Budget
Fund Balance 1/1	\$ -	\$ -	\$ 235,497	\$ 235,497	\$ 65,800
Revenues:					
Sales Taxes		430,183	430,183	430,183	430,000
Interest on Investments	-	111	120	120	120
Total Revenue	-	430,294	430,303	430,303	430,120
Total Sources	-	430,294	430,303	430,303	430,120
Expenditures:					
Contract Services		194,797	600,000	600,000	470,000
Total Expenditures	-	194,797	600,000	600,000	470,000
Total Uses	-	194,797	600,000	600,000	470,000
Sources Over(Under) Uses	-	235,497	(169,697)	(169,697)	(39,880)
Fund Balance @ 12/31	\$ -	\$ 235,497	\$ 65,800	\$ 65,800	\$ 25,920

Funding Sources: Monies received from the Community Improvement District additional 1% sales tax

Expenditures: Development within PV Shops per Developer Agreement



ADMINISTRATION

Council Committee Date: July 16, 2012

***City Council Date: July 16, 2012**

(Based upon Council Committee Action)

COU 2012-036 Consider an Ordinance approving the KU Kickoff Event at Corinth Square as a Special Event and Authorizing the Sale, Consumption and Possession of Alcoholic Liquor and Cereal Malt Beverages within the Boundaries of a Barricaded Public Areas of the Event.

RECOMMENDATION:

Staff recommends the City Council approve Ordinance No. 2260 approving the KU Kickoff Event at Corinth Square as a special event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded areas of the event.

SUGGESTED MOTION:

I move the City Council authorize the Mayor to execute Ordinance No. 2260 approving the KU Kickoff Event at Corinth Square as a special event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of a barricaded areas of the event.

DISCUSSION:

Pursuant to KSA 41-719(a)(2) and KSA 41-2645, the Governing Body may approve special events and exempt public streets and sidewalks from the prohibition concerning drinking or consuming alcoholic liquor and cereal malt beverages on public streets and sidewalks.

The Corinth Square Merchants Association has requested the City approve an ordinance identifying the KU Kickoff Event, August 17 from 6-10 p.m., as a special event and authorizing the sale, consumption and possession of alcoholic liquor and cereal malt beverages within the boundaries of barricaded public areas at the event.

Vendors must be active business occupants in the Prairie Village Shopping Center at the time of the event, having the proper licenses. Currently, the following businesses qualify: Johnny's, BRGR, Urban Table and Salty Iguana.

ATTACHMENTS:

Draft Ordinance No. 2260

PREPARED BY:

Dennis J. Enslinger, Assistant City Administrator

Date: July 12, 2012

ORDINANCE NO. 2260

AN ORDINANCE APPROVING THE KU KICKOFF EVENT AT CORINTH SQUARE AS A SPECIAL EVENT AND AUTHORIZING THE SALE, CONSUMPTION AND POSSESSION OF ALCOHOLIC LIQUOR AND CEREAL MALT BEVERAGES WITHIN THE BOUNDARIES OF A BARRICADED PUBLIC AREAS AT SUCH EVENT

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PRAIRIE VILLAGE, KANSAS, THAT:

Section 1. Pursuant to KSA 41-719(a)(2) and KSA 41-2645, the Governing Body may approve special events and exempt public streets and sidewalks from the prohibitions concerning drinking or consuming alcoholic liquor and cereal malt beverages on public streets and sidewalks.

Section 2. In accordance with such authority, the City approves the KU Kickoff Event as a special event to be held at the Corinth Shopping Center on August 17, 2012.

Section 3. Authorization is given to barricade the area outlined on the attached Exhibit A during such event. A smaller area may be selected based on the size of the event, but the event boundary may not be expanded.

Section 4. Vendors holding the appropriate license from the State of Kansas to sell alcoholic liquor and cereal malt beverages may, in accordance with all applicable state laws and municipal ordinances, sell alcoholic liquor and cereal malt beverages in the area designated by the Division of Alcoholic Beverage Control within the barricaded area during the event.

Section 5. Vendors must be active business occupants in the Prairie Village Shopping Center at the time of the event and have the appropriate licenses from the City of Prairie Village.

Section 6. Event attendees may buy, possess and consume alcoholic liquor and cereal malt beverages within barricaded area on August 17, 2012.

Section 7. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official newspaper of the City of Prairie Village, Kansas as provided by law.

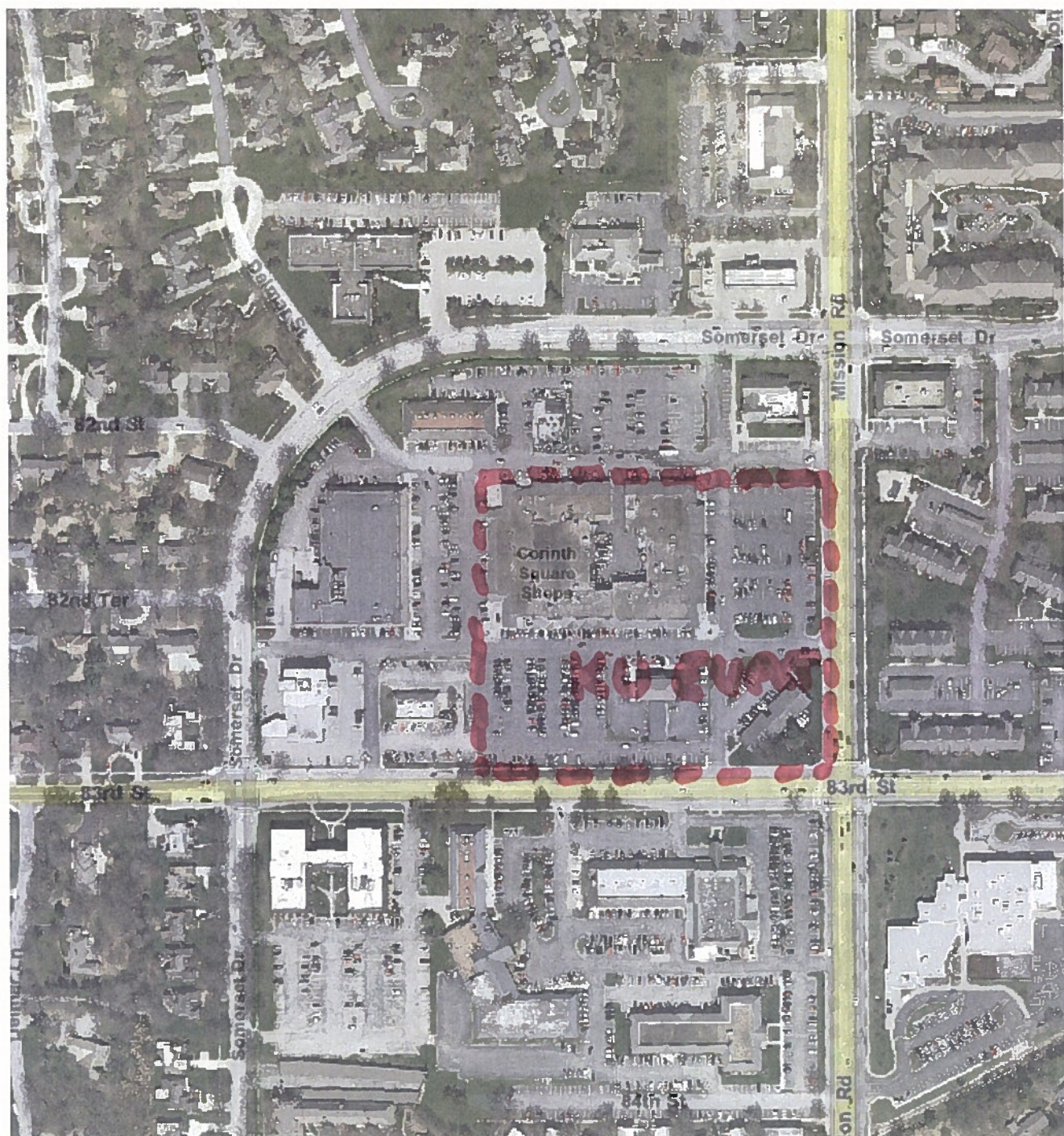
PASSED AND APPROVED THIS 16th day of July, 2012.

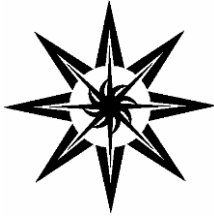
/s/ Ronald L. Shaffer
Ronald. L. Shaffer, Mayor

ATTEST:
/s/ Joyce Hagen Mundy
Joyce Hagen Mundy
City Clerk

APPROVED AS TO FORM:
/s/ Catherine P. Logan
Catherine P. Logan
City Attorney

Attachment A:





ADMINISTRATION

City Council Meeting Date: July 16, 2010

New Business: Request from Excel Constructors to Operate Work Machinery Outside the Approved Hours of Operation Allowed by Section 11-202 of the Prairie Village Municipal Code.

SUGGESTED MOTION:

The City Council approves a waiver from Section 11-202 of the Prairie Village Municipal Code to allow construction from 6 a.m.-11 p.m. Monday through Sunday at 6400 Mission Road (Indian Hills Middle School) subject to the following conditions:

If complaints are received regarding the hours of operation, the contractor may be required to modify the approved work schedule; and

This waiver is valid from the date of approval until August 13, 2012 or until Indian Hills Middle School is open for the fall term.

BACKGROUND:

Excel Constructors is the general contractor for the building modifications at Indian Hills Middle School, 6400 Mission Road. Excel Constructors has been working on this multi-year (2012-2013) project since the end of school in May of this year. With the pending start of school on August 13th, Excel Constructors is requesting a waiver from the normal construction hours to allow for construction activities from 6 a.m.-11:00 p.m. Monday-Sunday. Excel Constructors has indicated it would be every unlikely they would need to work the extended hours every day, but would like as much flexibility as possible. A majority of the work will be occurring in the interior of the building

City ordinance allows for the operation of construction projects between the hours of 7 a.m. and 10 p.m. Monday through Thursday, 7 a.m. to midnight on Friday, 8 a.m. to midnight on Saturday, and 8 a.m. to 10 p.m. on Sunday. The ordinance provisions allow the City Council to approve a waiver from the hours listed above if it is determined that the public good would be better served by allowing a contractor to work before or beyond the hours listed, to reduce the impact on residents surrounding or visiting the construction project area.

Either a representative from Excel Constructors or the Shawnee Mission School District will be in attendance at the July 16, 2012 meeting to answer any questions.

RECOMMENDATION:

If the City Council determines a waiver is warranted, staff recommends the following conditions be applied to the granting of the waiver:

If complaints are received regarding the hours of operation, the contractor may be required to modify the approved work schedule; and

This waiver is valid from the date of approval until August 13, 2012 or until Indian Hills Middle School is open for the fall term.

ATTACHMENTS:

Letter from Excel Constructors dated July 12, 2012

PREPARED BY

Dennis J. Enslinger
Assistant City Administrator
Date: July 12, 2010

EXCEL CONSTRUCTORS

July 12, 2012

Dennis J. Enslinger, AICP
Assistant City Administrator
City of Prairie Village
Municipal Building
7700 Mission Road
Prairie Village, Kansas 66208

**Re: Indian Hills Middle School Additions and Remodel
6400 Mission Road
Prairie Village, Kansas**

Dear Mr. Enslinger,

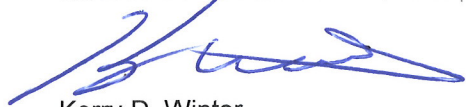
Excel Constructors is the General Contractor for the referenced project for Shawnee Mission School District. Due to the critical schedule for the completion of this work, we respectfully request permission to work on-site every day (Monday thru Sunday) from 6:00 AM to 11:00 PM.

We will make every effort to be as undisruptive to the adjacent property owners as possible with the performance of our work.

Thank you for your consideration.

Sincerely,

EXCEL CONSTRUCTORS, INC.



Kerry D. Winter
Project Manager

cc: Chris White, SMSD
Adam Sterns, Gould Evans
Mike Morris, ECI

MAYOR'S ANNOUNCEMENTS

July 16, 2012

Committee meetings scheduled for the next two weeks include:

Arts Council	07/18/2012	7:00 p.m.
JazzFest Committee	07/24/2012	7:00 p.m.
Environmental/Recycle Committee	07/25/2012	7:00 p.m.
VillageFest Committee	07/26/2012	7:00 p.m.
Council Committee of the Whole	08/06/2012	6:00 p.m.
City Council	08/06/2012	7:30 p.m.

The Prairie Village Arts Council is pleased to announce a photography exhibit by Anne Nye, Anna Dorrance and Mark Higgins in the R. G. Endres Gallery for the month of July.

The annual water show is July 29th at 8:30 p.m.

INFORMATIONAL ITEMS
July 16, 2012

1. Prairie Village Arts Council Minutes - May 16, 2012
2. Environment/Recycle Committee Minutes - May 23, 2012
3. VillageFest Committee Minutes - May 24, 2012
4. Council Committee of the Whole Minutes - June 18, 2012
5. Sister City Committee Minutes - June 11, 2012
6. Planning Commission Minutes - June 5, 2012
7. 2012 First Half Crime Report
8. Mark Your Calendars

Prairie Village Arts Council
Wednesday, May 16, 2012
7:00 p.m.
City Hall Council Chambers

Minutes

The Prairie Village Arts Council met at 7:00 p.m. in the City Council Chambers at City Hall. Members present: Randy Kronblad, Chair, Shelly Trewolla, Jack Shearer, Pam Marshall, and Taylor Hawes, Laura Wassmer Council Representative, Staff: Dennis Enslinger.

Minutes

Minutes from the April 18, 2012 were approved as presented.

Financial Reports

Dennis Enslinger presented the financial reports. Enslinger noted that the Arts Council budget will contain a line item for art sales that occur at the gallery. This line item is exclusively for payment to the artists for their portion of the sale. This is a result of attorney opinion that art purchases should not be going through the Municipal Foundation, but should be going through the City funds.

City Council Report

Wassmer noted that Weltner Park rededication occurred on Saturday, May 12, 2012. She also noted that City Council concurred with the Planning Commission to leave the trail on Roe Avenue. Arts Council thanked Laura Wassmer for returning as the Council Liaison.

Exhibit/Receptions

May Exhibition/Reception – Julie Fallone – Photography, May 11, 2012 6:30-7:30 p.m.
Staff noted that the turnout was very light for the reception.

June Exhibition/Reception- Senior Arts Council- Mixed Media, June 8, 2012, 6:30 – 8:30 p.m.
Volunteers for the reception: Jack Shearer and Randy Kronblad

Old Business

PV Arts Show, June 1-3rd

A sign-up sheet was passed around for the three main events the Arts Council is helping with during the event: Friday night, Saturday night and Sunday morning.

State of the Arts Event, October 12, 2012

May 30 will be the next subcommittee meeting at 7:00 p.m. at Randy Kronblad's residence.

Randy Kronblad noted that Council members need to send out letters/personal phone calls to last year's donors asking if they plan on participating in this year's event. Send out break down on the awards to all of the Committee members. Other ideas of possible funders UMB, Story Restaurant and Tavern on the Village. It might be possible for food donation at the event. Randy Kronblad will contact Mary Riemann.

New Business

Possible Event with Prairie Village Bank – Jack Shearer indicated that he is working on this issue and will report back to the Council. The concept was to host a joint reception event showing art at the bank.

Shelly Trewolla noted that all of the teachers who participated at Shawnee Mission East felt that the show in April was a positive event and would participate in the future.

Dennis Enslinger noted that the KC Arts Council is having an Arts Advocacy event on May 23rd from 5:15-6:15 p.m.

Shelly Trewolla brought up the idea of advertising under the municipal foundation 501c(3) the ability to donate a sculpture as a memorial/recognition.

Shelly also brought up the idea of a scholarship show for senior high school students and there could be a scholarship awarded to the student. This might occur in June to allow for showing of students from Prairie Village after they have completed their portfolio.

There was a discussion about promoting State of the Arts at the Jazzfest event. Possible ideas included having slide show going at the event, save the date cards, etc.

Meeting was adjourned at 8:00 p.m.

PRAIRIE VILLAGE ENVIRONMENT AND RECYCLE COMMITTEE

Minutes, May 23, 2012

Anne-Marie Hedge, for the steering committee, called the meeting to order at 7:05 p.m. Attending were Penny Mahon, Karin McAdams, Dennis Enslinger, Margaret Goldstein, Ruth Hopkins, Deborah English, Ashley Weaver, Al Pugsley, Anne-Marie Hedge, Shannon Tuttle, Nicolás Garcia and Barbara Brown.

The minutes from April were approved.

Guest Speaker – was not able to come.

Reports and business

- **Community Gardens**

- Crops are growing, and things are functioning well.
- The so-called rabbit-proof fence is in place. A small nest of bunnies was found inside it, but they were successfully relocated.
- Dennis has received the funds from the K-State grant. Reminders: items bought need to be within the grant's guidelines. And Dennis can buy items more cheaply than individuals can, due to the city's tax-exempt status.
- There is a lot of interest in erecting a shed, and Nicolás is hoping to encourage a group effort to construct it rather than buying one new.

- **Earth Fair**

- The Garcias are already looking into more food trucks for next year.

- **Community Forum:**

- The committee is united in the wish to choose a new caterer for this year's forum.
 - The Broadmoor School culinary program has submitted bids on two different menus. They would use local products as much as possible
 - Another possibility is the Westside Local; Margaret G will contact them and the Good You.
- KNRC wants the topic to be fracking, and we still need a speaker or panel.
 - Ruth heard of a possible resource, and Deb will contact the Sierra Club.

- **Village Fest:**

- We are signed up for a booth. We could not decide whether or not to offer prizes to the young fisherpersons.
- Dennis will be getting the recycling bins for us.
- Al would like to display electric cars; Dennis offered to ask the committee if that is all right.

- **Other business:**

- Ruth would like to encourage some on our committee to attend meetings of the Northeast Johnson County Sustainability Group. They are planning a workshop at Shadowcliff in Colorado, where they will work on creating a vision statement.

- If anyone on the committee wishes to go to Shadowcliff, they can contact Ruth or Ed Peterson to sign up and to ask for financial assistance if needed.
- The April 28 Recycling Extravaganza was perhaps too big; most reported sitting in long lines of traffic.

The meeting adjourned at 8:00

The next meeting will be held on June 27 at 7:00 p.m.

Respectfully submitted,

Karin McAdams

VILLAGEFEST COMMITTEE

May 24, 2012 Minutes

The VillageFest Committee met May 24, 2012 at 7:00 pm. Present and presiding, Marianne Noll. Members present: Beth Cavanaugh, Ed Roberts, Art Dick, Susan Forrest, Cindy Clark, Diana Ewy Sharp, Doug Sharp, Patty Jordan, Deke Rohrbach, Dale Warman, Kathy Peters, Byron Roberson, Mike Helms and Jeanne Koontz.

Minutes

Ed Roberts moved approval of the minutes of the April 26, 2012 meeting. Beth Cavanaugh seconded the motion which passed unanimously.

Staff Reports

A. Administration

Jeanne Koontz reported that Fun Services will cost a total of \$1,450 to include two laborers. This is higher than the original quoted cost which did not include labor.

B. Public Works - No report

C. Police Department - No report

Byron Roberson reported that the churches will provide parking again. Med-Act will also be present. Marianne Noll reported that the Community of Christ Church may provide activities at their church.

D. Fire Department - No report

Marianne Noll asked the committee how to choose who will go up in the bucket truck with the Mayor. The committee agreed to invite a Community Spirit Award winner.

Budget Report

Marianne Noll said the budget is on track with sponsors and Friends of VillageFest donations.

Flyover - Dale Warman

Dale Warman said he could arrange a flyover of 3-4 vintage planes. They would fly low over Prairie Village. The only cost would be for fuel which is \$300 to \$400 per plane. Marianne Noll suggested using the money raised from Friends of VillageFest. Dale Warman said the National Guard will be bringing equipment and they could bring a tank but it would need a police escort to get here. Patty Jordan suggested alternating the planes and tank every other year.

The committee voted to have four planes flyover at 9:30 a.m.

Activity Reports

A. Entertainment - Quinn Bennion

No report.

B. Marketing - Marianne Noll & Jeanne Koontz

Marianne Noll reported that she's been posting items to Facebook. Jeanne Koontz will put news stories on the website.

C. Children's Craft Center - Patty Jordan

No report.

- D. Crafts - Patty Jordan
Cindy Clark and Patty Jordan went to the Turkey Creek Festival to promote the craft fair. Cindy will also go to Old Shawnee Days. The committee decided to move forward with the craft fair if there are at least five craft vendors.
- E. Patriotic Service
Susan Lee will sing.
- F. Food Vendors - Susan Forrest
Susan Forrest and Marianne Noll met with a vendor who has a Mobile Pizza Kitchen but he is not interested because the food vendor fee is too high. Quinn Bennion will follow-up with the scouts regarding the water booths.
- G. Grilling Contest - Deke Rohrbach
Deke Rohrbach said the application and rules are online and it has been marketed on Facebook. The committee might have to buy the grills which would come to \$200. Jeanne Koontz will create a news story for the website.
- H. History Display - Ted Fritz
Marianne Noll reported that Ted is working on the display and would like to make buttons in the council chambers. He has a button maker and just needs the supplies. The committee thought this was a good idea.
- I. Hospitality - Doug Sharp
Doug Sharp reported that Johnny's only wants to do it if we can't find someone else to do it. The committee discussed other options such as Hy-Vee and O'Neill's. Doug will follow-up on it.
- J. Volunteers - Beth Cavanaugh
Marianne Noll asked everyone to provide Beth with their volunteer needs.
- K. Children's Parade
No report.
- L. Information Booth - Beth Cavanaugh
No report.
- M. Community Spirit Award - Diana Ewy Sharp and Toby Fritz
Diana Ewy Sharp reported that the letter will be sent to committee members next week. She asked if anyone had ideas to promote it. Marianne Noll said she posted it on Facebook. The judging panel has been selected.
- N. Bike Rodeo - Adam Taylor
No report.
- O. Children's Fingerprinting - Ed Roberts
No report.
- P. Committee Shirts - Marianne Noll
The committee will order white polo shirts for the committee members.
- Q. Committee Booths - Jeanne Koontz & Marianne Noll

Jeanne Koontz reported that the Sister City Committee, Environmental Committee and Jazz Festival Committee will have booths. The Environmental Committee would like to have an electric truck again if there is room.

R. Home Depot

Home Depot will provide 150 tool box kits and volunteers to run the booth.

S. Yo-Yo

The Kansas Yo-Yo Champion will be providing and demonstration and instruction from 9:30 to 1:30 for \$140.

Other Business

Marianne Noll reported that SNAG (Starting New at Golf) Golf will provide golfing instruction west of the skate park from 9:30 to 1:30.

Kathy Peters reported there is no helium available. They plan on doing 2 - 8 foot columns and 3 clusters of balloons tied to light poles.

Ed Roberts suggested getting a trademark and/or copyright on the logo.

The meeting adjourned at 8:05 pm.

Marianne Noll
Chair

COUNCIL COMMITTEE OF THE WHOLE
June 18, 2012

The Council Committee of the Whole met on Monday, June 18, 2012 at 6:00 p.m. in the Council Chambers. The meeting was called to order by Council President David Morrison with the following members present: Ashley Weaver, Dale Warman, Ruth Hopkins, Steve Noll, Michael Kelly, Andrew Wang, Brooke Morehead, Charles Clark, Ted Odell and David Belz. Staff Members present: Captain Wes Lovett; Sgt. James Carney, Officer Kyle Shipps; Bruce McNabb, Director of Public Works; Katie Logan, City Attorney; Quinn Bennion, City Administrator; Dennis Enslinger, Assistant City Administrator; Lisa Santa Maria, Finance Director, Chris Engel, Assistant to the City Administrator and Joyce Hagen Mundy, City Clerk.

COU2012-08 Consider approval of security system upgrades and additions

Officer Kyle Shipps stated in 2011, the Police Department undertook Phase One of a camera upgrade project. The existing analog cameras in the Intake/Booking Facility were replaced with digital, server-based cameras. This enabled more data storage, easier file transfers, and better overall recording quality. The new cameras are also color-based, adding to the picture and recording quality. The next phase of this project is multi-faceted and calls for the following:

- Replacement of remaining analog cameras on the exterior of the Police Department;
- Addition of new cameras in front of the Police Department and inside City Hall;
- Addition of new cameras at the Public Works campus as well as wireless connectivity between Public Works and the Police Department/City Hall campus;
- Installation of equipment to tie together existing cameras (in City Hall) with the new system in order to avoid having to replace the cameras, and
- Installation of an improved camera in the Police Department's interview room for use by officers and detectives during active investigations.

Upon completion, all the cameras will be on one system, versus different systems as is currently the case. Having only one system will allow for easier monitoring and recording on this Internet and server-based system. It will also facilitate easy addition of new cameras in the future, should the need arise. Officer Shipps noted that additional bids were not obtained past Phase 1 due to the desire to stay with the same vendor for compatibility and connectivity.

Officer Shipps presented the following cost breakdown and noted that funding is available in the Equipment Reserve Fund:

• Camera equipment & Installation of PD & City Hall	\$22,390.47
• Camera equipment & Installation for Public Works	\$16,487.67
• Camera equipment & Installation for PD Interview Room	\$2,509.43
• New large screen monitor for Police Dispatch	\$2,500.00
• Contingency	<u>\$6,112.43</u>
	\$50,000.00

Ruth Hopkins made the following motion, which was seconded by Laura Wassmer and passed unanimously:

**MOVE THE CITY COUNCIL ALLOCATE THE EXPENDITURE
OF \$50,000 TO FINANCE THE PURCHASE OF SECURITY CAMERA
EQUIPMENT AND INSTALLATION.**

**COUNCIL ACTION TAKEN
6/18/2012**

Report and discussion on neighborhood attractions

Andrew Wang presented the preliminary thoughts on addressing neighborhood attractions such as decorations/displays in residential areas to maintain the character of the neighborhood. The issues addressed include appropriate noise levels, traffic concerns, ability of public safety providers to access the area and the level of general public participation.

Michael Kelly added the subcommittee had 5 - 6 meetings, 4 with staff. The issue is being addressed from the perspective of ensuring a certain level of quality of life within a neighborhood without undue intervention. They are seeking to identify the line where an event goes from being good for a neighborhood to becoming a nuisance.

Laura Wassmer asked if what was being proposed was enforceable. City Attorney Katie Logan stated what is being presented is preliminary and if the City decides to move forward she would work to make it enforceable. Andrew Wang stated the objective is not to focus on the content of any event. Ms Logan confirmed the regulations have to be content neutral to be enforceable. Ms Wassmer noted the difficulty the city experienced with enforcing its sign regulations.

Michael Kelly pointed out the city currently regulates some events in neighborhoods such as garage sales.

Charles Clark asked if the intent of the regulations was to address multi-day events. He noted some practical problems with the proposed neighborhood approval process. Ms Logan stated these would need to be clarified in the ordinance language.

Ted Odell confirmed this would be handled through a permit process; however, it was noted the details of the process have not been finalized.

Steve Noll said he felt this was a good start. He sees two primary issues: first, requiring the approval of a sufficient number of neighbors - if every event has to go through a neighborhood approval process. The second question raised was "is something acceptable until it is deemed otherwise".

Andrew Wang responded the thought was that acceptable events would not have to go through the process. Michael Kelly noted that approval via a petition is not a new process to the City. It was used in the traffic calming process.

Ruth Hopkins asked how people would become informed of the new regulations. Andrew Wang felt that people are aware of when they are doing something out of the ordinary and should check with city. Mr. Kelly replied communication is the burden of the city to make sure the new regulations are widely broadcast and announced. However, he added it is the responsibility of the individual citizen to be aware of the laws.

David Morrison thanked the committee for its work. He expressed concerns with these regulations opening the city to a large number of legal challenges. He is wary of increasing municipal oversight of activities that have been taking place for years.

Ted Odell noted these regulations are also addressing the impact of these events on public safety within the city as well as property values in the city.

Council President David Morrison stated he felt the consensus of the committee was to move forward along the direction presented.

COU2012-32 Consider Construction Contract for Project 2011 Bond, 2012 Paving and 2012 CARS Projects

Bruce McNabb stated this project including work on many streets throughout the City is funded primarily by the 2011 BOND proceeds, the 2012 Paving program, and the 2012 CARS Program. These streets will be rehabilitated and will include repair or replacement of the concrete and asphalt pavement. Drainage repairs are made on some streets as well. The project will not be complete until the end of 2013 so some streets will be completed in 2012 and others in 2013.

Included in the project is the paving of the Windsor Park Trail. This will be repaired and overlaid at its current width. This will be funded with the remaining funds from the Tomahawk Trail Project.

Included in the project is the rehabilitation of 71st Terrace from State Line Road to Eaton Street. This project will utilize the remaining 2009 Bond Funds.

The following streets are scheduled for repair:

- 64th Street (Granada Drive to Delmar Drive)
- 68th Street (Fonticello Street to Roe Avenue)
- Fonticello Street (71st Street to 67th Street)
- 70th Terrace (Nall Avenue to Fonticello Street)
- 73rd Terrace (Widnsor Drive to Falmouth Drive)
- 74th Terrace (Windsor Street to Canterbury Drive)
- Canterbruy Drive (74th Terrace to Windsor Street)
- 72nd Street (Cherokee Drive to 71st Terrace)
- 78th Street (Juniper Drive to Roe Avenue)
- 78th Street (Roe Avenue to Fontana Road)
- Pawnee Drive (75th Street to 77th Street)

- Outlook Drive (81st to Reeds Street)
- Rosewood Drive (Somerset Drive to 87th Street)
- 90th Street (Roe Avenue to Delmar Road)
- 93rd Street (Mission Road to Delmar Road)
- 71st Terrace (Stateline Road to Eaton Street) 2009 Bond Funds
- 69th Terrace (Nall Avenue to Fonticello Street)
- Reeds Street (81st Street to 79th Street)
- 81st Street (Somerset Drive to Canterbury Street)
- Canterbury Street (81st Street to Somerset Drive)
- Linden Drive CDS (South of 86th Street)
- 72nd Street (Roe Avenue to Tomahawk Road)
- 74th Street (Village Drive to Mission Road)
- Windsor Park Trail Repairs
- Somerset Drive- (Roe Avenue to Nall Avenue) CARS

Mr. McNabb noted staff decided to bid these multiple projects as one to take advantage of economies of scale. The result was very positive with the low bid coming in 15% below the engineer's estimate. He also noted the closeness of the bids received. The City Clerk opened bids for this project on June 1, 2012 with the following bids received:

McAnany Construction	\$4,680,000.00
Miles Excavating	\$4,689,893.01
J.M. Fahey Construction	\$4,832,373.30
O'Donnell & Sons Construction	\$5,037,831.85
Engineer's Estimate	\$5,495,409.00

The Engineer has reviewed all bids and has recommended award of the low bid.

Mr. McNabb noted there is \$5,100,000 budgeted for this project and the contract will be awarded for \$5,100,000. Mr. McNabb noted that since the bids came in better than expected, it is anticipated that more streets can be repair than listed. However, he added the scope of work could change on an individual street such as a complete reconstruction versus a mill and overlay causing fewer funds to be available for additional streets.

Funding is available under the 2011 BOND Project (BOND0002), the 2012 Paving Program (PAVP2012), and the 2012 CARS Project (SODR0002), 2009 BOND Project (190890), and the Tomahawk Trail Project (190662).

Letters were sent out to residents that will be impacted by this work. In some cases, the proposed street work will include the construction of sidewalks. Mr. McNabb stated he has received calls from residents on 68th Street opposing the construction of sidewalks. He advised them there street is scheduled to be done in 2013.

Steve Noll questioned why 2013 streets were included on the list. Mr. McNabb responded the bond issue allows for three years to complete bonded projects. It is estimated that one-half of the work from the 2011 bond will not be able to be completed until 2013. He added that often the work to be done is coordinated with other utilities

that may have work that needs to be done in the same area. Mr. Noll confirmed that approving this contract is a commitment by the City to do this work in 2013.

Michael Kelly confirmed the city's sidewalk policy calls for sidewalks to be constructed in conjunction with street reconstruction on identified streets.

Brooke Morehead asked how the work on the CARS project with the county was coordinated. Bruce McNabb responded the project is administered by the City with the county providing funding for a portion of the costs.

Charles Clark made the following motion, which was seconded by Laura Wassmer and passed unanimously:

MOVE THE CITY COUNCIL AUTHORIZE THE MAYOR TO SIGN THE CONSTRUCTION CONTRACT WITH MCANANY CONSTRUCTION FOR PROJECT 2011 BOND, 2012 PAVING AND 2012 CARS PROJECT WITH OTHER MISCELLANEOUS PROJECTS IN THE AMOUNT OF \$5,100,000.

**COUNCIL ACTION TAKEN
06/18/2012**

Discussion regarding 2013-2016 Capital Infrastructure Program Budget

Public Works Director Bruce McNabb distributed a summary of the 2013-2016 Capital Infrastructure Program budget which he then reviewed with the Council. Also presented was a chart reflecting 2011 infrastructure values which reflected that 78% of the value of assets owned by the city are represented in its streets. When drainage systems are added to that amount, the total reflects 95% of the value. This solidifies the statement that city infrastructure is its most valuable asset.

Mr. McNabb reviewed a street deterioration curve that was presented at the 2011 Council work session. The curve showed a 40% drop in quality of streets over the first 12 years. Over the next three years, the value declines another 40%. The most cost effective time to make repairs to streets is during their early stages. For each dollar in repair spent at this stage will cost four to five dollars if delayed another three to four years. Mr. McNabb advised that recent studies show that cost differential at \$1 to \$8, not \$1 to \$4.

Laura Wassmer asked how this coordinates with the city's pavement rating program. Bruce McNabb responded to repair when a street is at a good condition would be equivalent to a rating in the 80's from the city's rating program.

Laura Wassmer asked what the budget shortfall is to have all streets at an appropriate level. Mr. McNabb replied the current condition of streets is approximately the same as it was one to two years ago and at that time the total cost estimate was \$13 million to bring all streets to a good rating.

Ted Odell asked who conducts the rating. Mr. McNabb stated city staff is trained to do the ratings and inventory.

Charles Clark pointed out that although the ratings have held constant, it took a major bond program and the expenditure of reserves to do so. The city is borrowing against its future and that is not sustainable.

The 2012 condition summary was presented and it was noted that city buildings and parks information has been updated and is a more accurate reflection of true condition. The least amount of information is available on the aquatic center. The biggest difference is seen in the condition of ADA street ramps. These are constructed in conjunction with street requests and upon request. The ratings on the skate park are poor, but staff feels the cost of repairs for the skate park will be relatively low and they will try to be addressed in the public works operating budget, not with CIP funds. A map was presented showing the location of streets with Fair/Poor rating. Out of the approximately 122 miles of street in the city, 15.7 miles have a rating of Fair/Poor for 13-14%.

Staff has set \$7 million as the annual target amount for maintaining the city's infrastructure at a Good or better level. The 2013 budget proposes the expenditure of \$6,472,355 with debt service of \$2,237,061.

Previously Allocated (2012 CIP)	\$2,171,000
2011 Bond Issue	\$1,800,000
Additional 2013 General Fund Transfer	\$1,854,323
Other Increases	<u>\$ 647,032</u>
	\$6,472,355

Charles Clark pointed out that the constant is the previously allocated funds - the others are one time excess funds.

Street Funds (Overlay & Reconstruction)

The annual target amount for street funds is \$4.5 million. The 2013 budget proposes an expenditure of \$4,640,355; however, 2013 debt service for streets is \$1,676,381.

Previously Allocated (2012 CIP)	\$808,000
2011 Bond Issue	\$1,800,000
Additional 2013 General Fund Transfer	\$1,646,855
Other Increases	<u>\$ 385,500</u>
	\$4,640,355

Charles Clark again pointed out that the constant is the previously allocated funds of \$808,000 - the others are one time excess funds.

Bruce McNabb presented a chart reflecting the miles of street in Fair/Poor condition vs. the miles of street improved and the estimated impact into 2016 based on available

funding. Another chart was presented comparing miles of street in Fair/Poor condition vs. Excellent/Good condition for 2011 through 2016 projected.

Recommended Parks Program - Proposed 2013 Total - \$212,000

- Rename Swimming Pool Reserve Fund to Park Infrastructure Reserve
- Aquatic Center Assessment Plan added to 2013 - \$50,000
- Harmon Park Tennis Courts added to 2013 - \$67,000

The Program also includes \$440,000 for Harmon Park Tennis Courts in 2014; \$294,000 for Harmon Park Tennis Courts in 2015 and \$22,500 for Parks Master Plan Improvement in 2015 with \$290,500 for Parks Master Plan Improvement in 2016.

Laura Wassmer asked what is anticipated for the swimming pool and how will it be funded if the reserve funds are reclassified. Mr. McNabb responded the budgeted Aquatic Center Assessment will tell us what needs to be done and estimated cost. It will be a multiple million figure that a reserve fund could not accommodate. He anticipates any major repair or improvements to the aquatic center would need to be funded by a bond issue. The reserve fund would be better used for general park unexpected maintenance or repair.

Michael Kelly asked the status of the Community Center Study. Quinn Bennion replied the study is still under way. It does not address any outdoor aquatic facilities. Mr. Kelly stated he would like to see this wrapped up. Charles Clark responded the committee is reviewing plans with the other partners involved in the study and it should be completed soon. Mr. Kelly asked when. Chris Engel responded by the end of the year. Charles Clark stated no additional money is being spent on the study above what was larely budgeted and in the contract.

Laura Wassmer confirmed the CIP budget does not include any money for park improvements for four years and those funds will only fund a small project.

Recommended Drainage Program - Proposed 2013 Total - \$740,000

- Drainage Repair Program (routine maintenance) - \$200,000
- Drainage Master Plan Projects - \$540,000 This is a new line item.

Recommended Streets Program - Proposed 2013 Total - \$4,765,355

This program reflects the 5-year CARS proposal submitted for 2013-2017
The CIP does not include any funding for the Traffic Calming Program.

Recommended Buildings Program - Proposed 2013 Total - \$50,000

This program reflects the creation of a building reserve fund.

Recommended Other Program - Proposed 2013 Total - \$755,000

- ADA Compliance Program - \$25,000
- Concrete Repair Program - \$730,000

Bruce McNabb noted the Council needs to address the following questions:

- Does the City need to continue work on Parks Master Plan Projects in “out years”
- Does the City need to focus on what is “broken” (streets) first
- Does the City desire more funding of infrastructure

Mr. McNabb noted the following impact would result from an increase in the mill levy:

- 1.0 mill = \$282,000
- 2.0 mill = \$564,000
- 3.0 mill = \$846,000
- The average Prairie Village household would have a tax increase of \$24 per year per mill.

Charles Clark stated he feels more funding is needed and would like to hear what other council members felt.

Ted Odell stated he was not in favor of increasing the mill levy for additional infrastructure based on the comments he has heard from his residents.

Laura Wassmer doesn't feel the residents understand the situation. She stated the council was elected to maintain the city and although raising taxes is never popular. It is the council's responsibility to make difficult decisions to ensure the best for Prairie Village.

Ted Odell stated he needs to see what needs to be corrected and to see hard cost numbers before moving forward.

Dale Warman noted that all the cities in northeast Johnson County are facing similar problems and although Prairie Village is doing better than most, our residents need to be informed of the need and it needs to be done now. He supports additional funding but stressed the need to communicate why to our residents and that the Council is doing its part to maintain the City's assets and how their money is being spent. There needs to be an educational component.

Council President David Morrison noted the time for the Council meeting was approaching and recessed the meeting at 7:20 to be continued upon the completion of the City Council meeting.

Council President David Morrison reconvened the Council Committee of the Whole meeting at 8:15 p.m. after the City Council meeting.

Michael Kelly stated he does desire more funding for city infrastructure; however, he is not at the point where he is comfortable taking action at this time. He would like to move forward into further consideration of items in the budget.

Council President David Morrison asked where individual Council members stood on approving a mill levy increase for increases to the capital improvement program for city streets.

Ted Odell stated he cannot support a mill levy increase at this time.

Charles Clark stated he would like to move forward with a 6 mill increase like the City of Overland Park did, however, he will support whatever level of increase can be approved by a majority of the City Council.

Brooke Morehead stated she would not support a mill levy increase at this time.

Laura Wassmer stated she would vote in support of a mill levy increase. She does not know how to maintain city infrastructure at an appropriate level without additional funding. However, she favors smaller increase over a period of time over one large increase. A 6 mill increase would raise \$1.7M. She would prefer to see a 3 mill increase at this time.

Ted Odell stated he would prefer to see a sales tax increase over a mill levy increase. Charles Clark noted the City Council previously could not get enough votes for a sales tax increase for CIP and that was prior to the recent increase from the CID.

David Morrison stated he was torn as he acknowledges the need to address the failing infrastructure but cannot support a mill levy increase at this time due to the current economic conditions. He noted the streets are holding their own and to increase taxes to approve those when so many of the city's residents are facing significant economic challenges would be wrong. He noted he has not had complaints from residents regarding the condition of the city's streets. He acknowledged that doing more is good stewardship but the biggest comment he gets from residents is don't raise taxes.

Andrew Wang noted he is not opposed to a mill levy increase. He does not feel the statement that street condition is staying level is entirely accurate noting that this is only occurring because of the investment of bond funds, extra transfers into the CIP and grants - not because it is being funded at an appropriate level. He would like to see if there are items in the budget that can be cut. He feels particularly the area of personnel costs needs to have further review as this is a significant portion of the city's budget.

Michael Kelly noted he has voted for a mill levy increase in the past. However, before that occurs he believes the city would have a discussion on the city's police and supplemental pension programs, salary merit pool increases, for a reassessment of how and why things currently exist.

Steve Noll noted a sales tax increase is not an option after the recent CID sales tax increase without our businesses becoming noncompetitive. He added his street has not been repaired while he has lived in Prairie Village. There are not other significant big ticket items in the budget other than the CIP. Streets are a worthy investment that should be made by the City.

Ruth Hopkins is torn on this issue. She would like to be able to step back and look at creative alternative ways of funding. She feels there are a lot of things that have not been considered such as outsourcing or consolidating services. The Parks and

Community Center are still being considered. The City needs to recognize it cannot do it all.

Dale Warman stated he is not opposed to a mill levy increase noting these are tough times for the city. Revenue is going down and the city needs to cut expenses. Something will have to be done at sometime. He would like to see more focus on what the city is spending to be able to show the residents what has been done to keep expenses in line. There needs to be an education component.

Ashley Weaver stated she did not feel now was the time for a tax increase. The city needs to be responsible in its spending.

Council President David Morrison summarized the comments as six no votes, 2 undecided and 3 supporting votes.

Finance Director Lisa Santa Maria provided the following budget summary:

Budgeted Funds Only

• Revenues:	\$21,586,670
• Transfers In	\$1,016,219
• Expenditures	\$18,905,885
• Transfers Out	\$5,346,666

All Funds

• Revenues:	\$22,917,710
• Transfers In	\$5,346,666
• Expenditures	\$27,565,940
• Transfers Out	\$5,346,666

Laura Wassmer confirmed the city is spending more than it has in revenue. Mrs. Santa Maria explained the City is spending down its excess reserves. Ms. Wassmer asked what the true revenue and expenditures were and what the gap between the two was. Mrs. Santa Maria replied the gap is \$1.6. Ms. Wassmer advised the Council that this amount will grow each year if the Council does not take action to address it.

Lisa Santa Maria noted the gap was created by moving CIP funds. The budget has been balanced to the detriment of the city's infrastructure.

Charles Clark stated this year the difference is being made up by unspent 2011 budgeted funds, other years reserve funds have been used and other years cuts have been made to both the operating budget and to the CIP budget. This is a short term solution to a long term problem.

Lisa Santa Maria stated the city wants to maintain a fund balance of \$4M or 25% of the budget. Quinn Bennion added the budget has been tightened to reflect the probable expenditure of 96% of the proposed budget. Generally revenue is underestimated and expenses are overestimated creating a gap.

Solid Waste Fund

Special assessments are placed on the property tax bill to cover the cost of solid waste services provided by the City. The 2013 assessment will be the same as that of 2011 and 2012 at \$200.74 per year. Mr. Enslinger stated he anticipated a decrease in the cost of the 2013 solid waste services costs which have not been received yet. Laura Wassmer stated she felt the charge for the large item pick-up should be reduced based the actual amount of material that is picked up. Mr. Enslinger replied that this is being discussed.

Dale Warman asked if the city has negotiated with other providers. Mr. Enslinger responded he has been directed to negotiate with Deffenbaugh. It was noted that going out to bid a few years ago resulted in increased fees. He noted that, unlike the past, there are other providers who now may have the capacity to handle the city's contract and he feels this is being recognized by Deffenbaugh and thus is one of the reasons he expects the 2013 contract to come in lower than the 2012 contract.

Stormwater Utility Fund

This will remain the same rate as 2012 at \$0.040 per square foot of impervious surface.

Bond & Interest Fund

A bond issue was passed for \$4,555,000 in 2011. The total principal is currently \$10,974,064. The City's outstanding bonds will be paid off in 2021.

Economic Development Funds

Ordinance 2153 established an Economic Development Fund for the following uses:

- Disburse and expend funds for economic development projects
- Foster and promote economic development
- Land acquisition and/or disposal for economic development purposes.

The projected balance in this fund as of December 31, 2012 is \$2.0M.

Proposed 2013 budgeted expenditures from this fund are as follows:

- Exterior Grant Program \$50,000
- Johnson County Home Repair Program \$20,000
- KCADC Joint membership w/chamber \$ 3,000

Brooke Morehead questioned the benefit of membership in the KCADC. Quinn Bennion responded the city joined this regional metropolitan economic development program approximately three years ago with the chamber and 5 other cities. Although there is no direct city benefit in that it is unlikely the program would bring a new business to Prairie Village, the program provides valuable metro-wide benefits. It is also felt that new economic development in neighboring metropolitan communities has the potential to benefit Prairie Village through new workers that may decide to shop or to live in Prairie Village.

Ruth Hopkins added the Northeast Johnson County Chamber had an economic development person at one time but dropped that position and recommended the cities

participate in this regional organization. Dale Warman stated he views this as another marketing arm for the city and a very cost effective marketing tool.

Equipment Reserve Fund

There is proposed in the 2013 budget an equipment reserve fund in the amount of \$427,289. This included funding for IT projects at \$237,000 and for Equipment/Vehicle Replacement at \$190,289.

Quinn Bennion noted this concludes the presentation of the City Administrator's proposed budget for 2013. The Council could meet on Monday June 25th to discuss this further or on July 2nd. At the July 16th meeting, the Council needs to authorize the publication of the budget and notice of hearing on the adoption of the 2013 budget for August 6th.

Ruth Hopkins stated she would really like to have staff look for creative funding alternatives.

Charles Clark stated only property tax and sales tax offer sufficient funding for infrastructure improvements and maintenance. County, State and Federal Grants and Assistance Programs are not long-term on-going means of funding. This is a fundamental service - the same as public safety.

Laura Wassmer stated it is equally unpopular to look at benefits and compensation.

Michael Kelly stated he would like a presentation on how the pension programs, merit pay and benefits are currently handled and an opportunity to further discuss these.

Quinn Bennion noted in reviewing these, they must be compared to other municipalities and he feels a true review would require that a benefits compensation study be done. Mr. Kelly noted he would like information on other cities outside the immediate area.

Laura Wassmer feels this needs to be discussed as well as other significant areas of the budget so the Council has a more informed and full view of operations and costs. Andrew Wang felt that these items need to be discussed and not simply continue to fund as has been done in the past. Dealing with these expenses is emotionally and administratively draining and may not yield significant results, but it is a part of the cost of doing business.

David Morrison, as Council President, stated he would be willing to add these important budget discussions to committee agendas for further discussion throughout the year.

Dale Warman warned the Council to be careful and not to over-react. He wants to see what has already been done to reduce expenses in the past five years. He noted the city's leaders need to be given what they need to run the city.

Quinn Bennion noted the proposed 2013 budget is less than the 2012 budget. Staff has looked at every line item and in doing so has been able to place more funds in the Capital Improvement Program than was anticipated. He asked if the Council wanted to make further cuts.

Dale Warman responded he wants to see what has been done, to be confident that the city has been good stewards of its residents' money. He does not necessarily want to make further cuts.

Laura Wassmer noted this is a balanced budget because of special circumstances and that what allows us to balance this budget probably will not be available for next year's budget. What she is hearing is that before raising taxes the Council needs to look at the operating budget and have a good understanding of the big ticket items and be comfortable that everything has been done that can be done outside of raising taxes.

Ruth Hopkins stated she wants to look at creative ways of funding, not automatically go with raising taxes for our residents.

Charles Clark said the time to ask questions was at the beginning. The best use of the July 2nd meeting would be to address something very specific. Michael Kelly said this discussion is bigger than what is in the budget. He wants to discuss current compensation and benefits - what are they and why are they what they are. He is not looking at the next two meetings. He is looking for something similar to a master plan to evaluate expenses and direction.

Andrew Wang stated he was looking for immediate discussion before the adoption of the budget. Laura Wassmer questioned the ability to get the desired information within the time available.

Steve Noll moved the Council adopt the 2013 budget as presented. What he is hearing is a global discussion of questions that will not be resolved within the next two weeks. The proposed budget is balanced, does not have a mill levy increase with some increase to the CIP although not significant.

Michael Kelly and Andrew Wang wanted more time and information before taking action.

Quinn Bennion noted if the Council does not meet on June 25th or July 2nd, it would be very difficult to make any changes to the budget on July 16th.

Ruth Hopkins stated the Council asked staff to present a balance budget and they did. Next year she would like to discuss possible changes first and not start with a balance budget. She feels the process was backwards.

Quinn Bennion stated if the operating budget and Capital Improvement Budget are significantly close to what will be adopted, the Council needs to have that discussion and earlier rather than later.

Michael Kelly seconded Steve Noll's motion to adopt the 2013 budget as presented. Quinn Bennion confirmed the next time the Council would see the budget would be at the July 16th meeting when they will be asked to authorize its publication.

Laura Wassmer stated there was not enough time to change anything, but did feel the discussion needs to take place.

Dale Warman he would anticipate there would be a lot of discussion but no changes will be made to the proposed 2013 budget. It is time to move forward.

The motion to adopt the 2013 budget was voted on and passed unanimously.

Adjournment

With no further business to come before the Council Committee of the Whole, Council President David Morrison adjourned the meeting at 9:55 p.m.

David Morrison
Council President

SISTER CITY COMMITTEE
11 June 2012
MINUTES

CALL TO ORDER

Chair Jim Hohensee called the meeting to order. Present: Vice Chair Carole Mosher, Bob Glywa, Vera Glywa, Ivan Novikov, Cindy Dwigans and Peter Jarosewycz. Also Present: Sally Hohensee. Staff: Chris Engel

MINUTES

Minutes from May 12, 2012 were approved with the corrected spelling of two students.

GOALS

Students

Two Ukrainian students are coming and host families are needed. Carole is working with Vira's host family to identify someone. Jim will work on an article for a future Village Voice article.

Library Display

Jim has the contact info of the person at Corinth. He will be contacting them soon.

Speaker Series

Jim will contact Emily to ask her to come share her experiences in Ukraine this fall.

Photo Exchange

Jim reported that Rod and Dan will inventory the frames from the last art show and report back. It was pointed out that even if just the sizes could be identified it would help calculate what size pictures to print. Jim will contact Robin so she can prod the photography club to get 50 – 75 photos uploaded so 30 – 40 could be selected, printed and hung by September 1.

OLD MATTERS

Villagefest

Carole has blue and yellow balloons and helium is available from Hy-Vee. Peter will purchase more balloons and curly ribbon and Cindy will get the helium. Jim will work on a flyer and collection jar for the silent auction in Dolyna. Peter shared he could probably get an article and pictures in the Ukrainian Weekly publication about the music school. **Jim made a motion that balloons and ribbon be purchased in an amount not to exceed \$50; helium not to exceed \$100; and flyer and pictures not to exceed \$200. Cindy seconded and the motion carried.**

Sunflowers

Carole recommended the item be tabled for this year. Sunflowers are 8' tall and the season has passed. Chris will check with Public Works about planting some in the City. Specifically, he will look into the brick boxes on the front City Hall patio.

Silent Auction

Jim and Sally brought some items to ship. Vera reported that she would like to ship items on June 25. After that date, there is no assurance items will arrive on time so cash will be preferable.

NEW MATTERS

There was discussion of honoring Taras and Dick by purchasing bricks to group together. The discussion migrated to honoring others and perhaps placing bricks by the Peace Pole on the front City Hall patio. Chris will look into the logistics.

The next meeting will be Monday, July 9, 2012.

Jim Hohensee
Chair

**PLANNING COMMISSION MINUTES
JUNE 5, 2012**

ROLL CALL

The Planning Commission of the City of Prairie Village met in regular session on Tuesday, June 5, 2012, in the Council Chambers, 7700 Mission Road. Chairman Ken Vaughn called the meeting to order at 7:20 p.m. with the following members present: Randy Kronblad, Dirk Schafer, Gregory Wolf, Nancy Wallerstein, Bob Lindeblad and Nancy Vennard.

The following persons were present in their advisory capacity to the Planning Commission: Ron Williamson, Planning Consultant; Dennis Enslinger, Assistant City Administrator; Ted Odell, Council Liaison; Jim Brown, Building Official and Joyce Hagen Mundy, City Clerk/Planning Commission Secretary.

APPROVAL OF MINUTES

Randy Kronblad noted on page 7 the third line from the bottom the word "taken" should be "take". Randy Kronblad moved for the approval of the minutes of May 1, 2012, with the corrected noted. The motion was seconded by Gregory Wolf and passed by a vote of 6 to 0 with Bob Lindeblad abstaining.

PUBLIC HEARINGS

**PC2012-06 Request for Special Use Permit for Daycare Program
at 7501 Belinder Avenue**

Chairman Ken Vaughn reviewed the procedures to be followed for the public hearing and confirmed the publication of notice of hearing and mailing of notices to the surrounding property owners.

Alison Ernzen, 7706 Aberdeen, stated she is seeking approval of a special use permit for a child care center that will allow for a maximum of 45 students that will range in age from infancy to age 5. The hours of operation will be 7:30 a.m. to 5:30 p.m., Monday through Friday, year round. The facility will employ up to 9 people who will park in the east lot during the day. The parents will park in the east lot and walk to the door to drop off and pick up their children.

Ken Vaughn confirmed that applicant has received and reviewed the staff comments.

There was no one present to address the Commission on this application. Chairman Ken Vaughn closed the public hearing at 7:25.

Ron Williamson noted the operation will be contained within the existing structure and no changes will occur to the exterior of the building. In 2005, the property was approved for a child care center for the Kansas City Autism Training Center (KCATC) for a maximum of 10 children and the SUP was renewed in 2008. KCATC has

recently moved to a new location. The applicant will use the same facilities that were approved for KCATC. Therefore, a site plan review and approval was not required.

In 2009 a Special Use Permit was approved for Monarch Montessori School. It is in a different part of the building and is accessed from the south side with parking in the west lot.

The applicant held a neighborhood meeting on May 23, 2012 in accordance with the Planning Commission Citizen Participation Policy and two residents attended the meeting. They were concerned about additional on-street parking on 75th Terrace. It was explained that the entrance to the day care center will be on the north side and parking will be in the east lot. There may be some addition traffic on 75th Terrace entering and leaving the east parking lot.

Mr. Williamson noted the only issue from staff is the condition of the pavement in the east parking lot is poor. It is crumbling and breaking up and needs to be repaired. There are also potholes in the driveway on the south side that provides access to 75th Terrace. These are not the responsibility of the applicant, but need to be addressed by the property owner.

Dennis Enslinger noted a similar situation was present with the application by the Montessori School and the property owner did make some improvements at that time. This is a code violation and will be processed as such.

Nancy Vennard asked if the property, which is currently for sale, sells would these violations be required to be fixed. Mr. Enslinger noted that actually, the process would need to start over with the new property owner.

Bob Lindeblad stated he sees this as a code violation and does not feel condition #4 should be a requirement of this application. Mr. Enslinger responded this gives the city additional power in gaining compliance from the property owner.

Ken Vaughn stated he does not feel the applicant should be penalized and concerned with the implications of closing the daycare on both Ms Ernzen and the families she is providing with child care.

Dennis Enslinger asked that the condition remain and noted staff would work with the property owner.

Randy Kronblad felt there should be a time requirement for the property owner to submit a plan for addressing the parking lot issues and suggested 90 days for the requirement.

Nancy Wallerstein asked when Ms Ernzen plans to open her day care. Ms Ernzen responded she already has 15 families signed up and others waiting for approval. She would like to open August 1st.

It was noted the property is currently under foreclosure and will be owned by the Bank of Prairie Village.

Nancy Vennard noted that staff is recommending the permit be approved for five years, not ten as requested by the applicant. The applicant understood and was agreeable to five years.

Chairman Ken Vaughn led the Commission in the following review of factors for consideration:

1. **The proposed special use complies with all applicable provisions of these regulations including intensity of use regulations, yard regulations and use limitations.**

The child care program will be contained within an existing building and fenced playground which is in compliance with the zoning regulations.

2. **The proposed special use at the specified location will not adversely affect the welfare or convenience of the public.**

The child care program will be an asset to the community because it will provide a much needed service for taking care of the children within the local area. It will be located within an existing building and will not adversely affect the welfare or convenience of the public.

3. **The proposed special use will not cause substantial injury to the value of other property in the neighborhood in which it is to be located.**

The child care center will be located within an existing structure and use an existing parking lot therefore it should not create any problems for the adjacent property in the neighborhood. The request should be approved for a five year period so it can be reevaluated at that time.

4. **The location and size of the special use, the nature and intensity of the operation involved in or conducted in connection with it, and the location of the site with respect to streets giving access to it, are such that this special use will not dominate the immediate neighborhood so as to hinder development and use of neighboring property in accordance with the applicable zoning district regulations. In determining whether the special use permit will so dominate the immediate neighborhood, consideration shall be given to: a) the location size and nature of the height of the building, structures, walls and fences on the site; and b) the nature and extent of landscaping and screening on the site.**

The child care center will accommodate a group of up to 45 children, and will use the synagogue facility during normal working hours. This use will not have a dominating effect in the neighborhood because it is for a small number of children and it will be located within an existing building. No expansion of the building is proposed.

5. **Off street parking and loading areas will be provided with standards set forth in these regulations and areas shall be screened from adjoining residential uses and located so as to protect such residential uses from any injurious effect.**

Access to the child care center will be from the existing north driveway and east parking lot. The operation will occur during normal business hours and not during the hours where other major events will occur at the synagogue. The east parking lot is in poor condition and needs to be repaired. This was discussed at length in 2008 when the KCATC application was renewed. Some of the lot was repaired but some of it has deteriorated further.

6. **Adequate utility, drainage and other necessary utilities have been or will be provided.**

Since this use will be occupying an existing facility, utility services are already provided.

7. **Adequate access roads or entrance and exit drives will be provided and shall be so designed to prevent hazards and to minimize traffic congestion in public streets and alleys.**

Adequate entrance and exit drives currently exist at the facility and this proposed special use will utilize the existing infrastructure that is already in place. The access drive to 75th Terrace, however, has potholes and needs to be repaired.

8. **Adjoining properties will be adequately protected from any hazardous or toxic materials, hazardous manufacturing processes, obnoxious odors, or unnecessary intrusive noises.**

This particular use does not have any hazardous materials, processes, odors or intrusive noises that accompany it.

9. **Architectural style and exterior materials are compatible with such style and materials used in the neighborhood in which the proposed structure is to be built or located.**

The special use has not required any changes in the exterior architecture or style of the existing building. It should be pointed out that there are numerous signs on this property that need to be in conformance with the sign codes. There are three signs on 75th Street and one sign on Booth and 75th Terrace.

Dirk Schafer moved the Planning Commission find favorably on the factors for PC2012-06 and recommend the Governing Body approve a Special Use Permit for a child care program at 7501 Belinder Avenue subject to the following conditions:

1. That the child care center be approved for a maximum of 45 children
2. That the child care center be permitted to operate year round from 7:30 a.m. to 5:30 p.m. subject to the licensing requirements by the Kansas Department of Health and Environment.
3. That the special use permit be issued for the child care center for a period of five years from the date of City Council approval and that if the applicant desires to continue the use after that time period expires, they shall file a new application for reconsideration by the Planning Commission and City Council.
4. That the property owner shall submit a plan to the Planning Commission setting out a schedule for repairing and maintaining the east parking lot and the driveway to 75th Terrace within 90 days.
5. That the property owner shall meet with the City Staff to resolve the signing issues.
6. If this permit is found not to be in compliance with the terms of the approval of the Special Use Permit it will become null and void within 90 days of notification of noncompliance unless noncompliance is corrected.

The motion was seconded by Randy Kronblad and passed unanimously.

NON-PUBLIC HEARINGS

PC2012-106 Request for Preliminary & Final Plat Approval 2110 West 72nd Street

Martin Rutiaga, 2110 West 72nd Street, stated he currently owns three lots addressed as 2110 West 72nd Street. All of the lots are 40' wide for a total width of 120'. He would like to split the lot into two 60' lots. Mr. Rutiaga stated he plans to demolish that portion of the home plus an additional 4 feet that is required for the building setback from the side property line. This would reduce the square footage of the dwelling by approximately 217 square feet. The dwelling contains only 1202 square feet so the net result would be a dwelling with only 985 square feet. If this dwelling is not demolished, the applicant plans to add a second floor. There are several homes in this area that are similar in size, but there are many that are larger. The applicant plans to build a new home on the corner lot and may completely demolish the existing home and build a new dwelling on it.

Nancy Vennard confirmed the new home would have a 72nd Street address as this would be required to get the required setbacks.

Dennis Enslinger stated that staff would ensure the existing house has the required five foot setback prior to issuing any permits.

Ken Vaughn asked if he had met with the neighborhood. Mr. Rutiaga replied he met with neighbors on May 9th. Most of the questions were regarding the size of the homes to be built. Mr. Rutiaga stated he plans on building homes similar in size with the neighborhood - four bedroom, 2.5 baths and 1 car garage.

Ron Williamson noted this area was originally platted in 40' wide lots; however, most of the building sites were developed on 60' wide parcels which were a lot and a half. A few were built on 80' parcels which is two lots. The existing dwelling extends into the west proposed lot a distance of approximately 10 feet. The applicant plans to demolish that portion of the home plus an additional 4 feet that is required for the building setback from the side property line. This would reduce the square footage of the dwelling by approximately 217 square feet. The dwelling contains only 1202 square feet so the net result would be a dwelling with only 985 square feet. If this dwelling is not demolished, the applicant plans to add a second floor. There are several homes in this area that are similar in size, but there are many that are larger. The applicant plans to build a new home on the corner lot and may completely demolish the existing home and build a new dwelling on it.

Mr. Williamson noted the size of the homes will be controlled by the zoning requirements; setback, height and lot coverage. However, he noted the front and side setback lines need to be shown on the plat.

Preliminary Plat:

The lot requirements in R-1B are a 60' in width, 100' in depth and a minimum area of 6,000 square feet. The two proposed lots are 60 feet in width, 130 feet in depth with an area of 7,798 square feet. Both lots meet the zoning requirements.

This area is located within Zone X according to FEMA Maps. Zone X is a low hazard area that is outside the 500-year flood level, which means it has less than a 0.2 percent chance to flood annually. The applicant needs to be aware of this condition and may want to set the first floor elevation higher for added protection. FEMA has no requirements for Zone X.

The Preliminary Plat contains most all the information required by the Subdivision Regulations, however no easements are shown. The surveyor stated that no easements are shown on the Granthurst Plat and none were identified in the title opinions. There is a gas line running parallel to the north property line that needs to be in an easement.

The site is currently served by all utilities and connecting to the second lot should be minimal.

Final Plat:

The survey notes do not need to be shown on the plat except for number 5, which acknowledges the flood plain zone.

No easements are shown on the plat, however, there is a gas line running along the north property line and a 10 foot utility easement needs to be dedicated for it. The applicant needs to verify with utilities whether side lot line easements are needed.

The applicant needs to submit proof of ownership including the names of any party that has a mortgage on the property and also submit a statement showing that all taxes due and payable have been paid.

The Final Plat needs to be reviewed by the County Surveyor for accuracy and acceptance.

Bob Lindeblad moved the Planning Commission approve the preliminary and final plat of Rutiaga Ranch and forward it to the City Council for its acceptance of rights-of-way and easements subject to the following conditions:

1. That the applicant add the 10 foot utility easement along the north property line and meet with utilities to determine if side lot easements are necessary before submitting the final plat to the Governing Body.
2. That the applicant submit proof of ownership.
3. That the applicant submit the final plat to the Johnson County Surveyor for a review.
4. That the applicant submit a certificate showing that all taxes and special assessments due and payable have been paid.
5. That the applicant remove Survey Notes except for number 5.
6. That the applicant revise both the preliminary and final plats and submit three copies to the City for final review and approval.
7. That the applicant show the front and side setback lines adjacent to 72nd Street and Eaton Street on the plat.

The motion was seconded by Dirk Schafer and passed 7 to 0.

Ellis Jones, 2110 West 71st Terrace, noted this was not a two story home neighborhood and felt the Commission needed to see the plans for the homes prior to approving the application. Another resident expressed concern whether the house would be addressed on Eaton or 72nd Street.

Nancy Vennard advised the residents the homes have to be addressed on 72nd Street to meet the setback requirements of the approved plat.

PC2012-107 Request for Site Plan approval - Bldg Height Elevation & Retaining Wall at 3704 West 71st Street

Lauren Hickman, with Archetype Design Group, 8010 State Line Road, presented drawings of the proposed new home and reviewed the site plan showing how the requested first floor elevation change of approximately 4.77 would be accommodated.

The existing residence sits at finished first floor elevation of 935.56' and the house to the east sets at 937.85'. The proposed new residence finished first floor elevation would be 940.33' which is 2.48 feet higher than the residence to the east.

Ms Hickman noted showed pictures of how the water from the golf course currently pools and passes across the property. She noted they will submit a drainage plan to public works for approval.

The owner is proposing to tear down the existing dwelling including the removal of the foundation and rebuild an entirely new home. The lot slopes from the rear to the street and in designing the new home the applicant would like to have a side entry garage under the main living area. The existing dwelling was built in 1951 and the site has several mature trees. Unfortunately one of the large oaks (the west one) in the front yard will be removed as a part of this redevelopment. The east oak and the street tree will be saved. The lot is triangular in shape and the grade drops approximately 11 feet from the northeast corner to the southwest corner.

Ms Hickman presented information on the elevations of neighboring properties. She noted the proposed elevation of the garage floor would be 28" above the curb.

Ken Vaughn asked what the first floor elevation was compared to the home immediately to the east. Ms Hickman responded it was 2.48' higher.

Mr. Vaughn noted there is very narrow width on the east to accommodate water flow and asked how surface water would be handled. Ms Hickman stated there are five drain inlets in the front setback and three drain inlets along the patio.

Randy Kronblad expressed concern that moving the existing swale would send water across their neighbor's property. Ken Vaughn stated the proposed swale moves water to the back and creates greater problems.

Jim Litchy, property owner, stated water flows for the entire site have been calculated and all the water will be retained.

Dirk Schafer noted the wall could be reduced. He feels the staff recommendation to reduce the elevation to 10" is reasonable.

Ron Williamson noted the applicant held a neighborhood meeting on May 21, 2012, six neighbors attended the meeting and the applicant explained the project including the proposed rear yard variance, the floor variation change and the design of the residence. The neighbors apparently were not concerned about the variance of the floor elevation change, but one was concerned that although the design was good, it did not fit this area.

When the Planning Commission reviewed issues of infill development in 2001, one of the concerns was the first floor elevation of the new dwelling in tear down rebuild situations. The concern was that significant increases in the height of the first floor elevation could change the character of development on a street which might not be the best for the neighborhood.

The tear down rebuild redevelopment has been very active on West 71st Street and the Planning Commission has approved two elevation changes on lots further to the east. An application was approved at 3303 W. 71st Street for a 1.58 foot increase in March 2006. Also, an application was approved at 3000 W. 71st Street for an increase of 3'10" in July 2006. This was a unique situation because the existing dwelling and the dwelling to the east were set in a depression and therefore were much lower than other dwellings in the area.

The Commission made the following review of the required criteria for granting an elevation change:

1. That there are special circumstances or conditions affecting the property.

This site is different than the previous building elevation changes approved on West 71st Street. The other lots sloped from the street to the golf course and the desire was to have a walk-out basement with tall ceilings. This lot slopes from the golf course to West 71st Street and the objective here is to have the first floor elevation high enough to view the golf course as well as to provide an elevation high enough for the garage so that water drains to the street. The elevation of West 71st Street where the driveway intersects is approximately at elevation 929' and the finished basement or garage floor elevation is 931'. The driveway is approximately 70 feet long and the slope is approximately 2.85%. The slope could be reduced to 2% thereby reducing the garage floor elevation by about 10". This would still allow adequate slope for drainage so that water drains away from the garage doors.

2. That the elevation change is necessary for reasonable and acceptable development of the property in question.

The applicant has proposed a side-entry garage which is aesthetically preferable to having a two-bay garage facing the street. The garage floor level is set at elevation 931.0' in order for the driveway to adequately drain to West 71st Street. However, it appears that the garage floor could be lowered about 10" and still adequately drain.

The first floor elevation was set at 940.33' to allow enough headroom in the basement. This also could be reduced by 10". The proposed elevation also provides a view of the golf course and permits the construction of a patio area with a minimal retaining wall around the perimeter. Based upon how the design utilizes the site to its best advantage it appears to be reasonable for its redevelopment subject to reducing the elevation by approximately 10". Landscaping can make a significant difference in the appearance of the building and it is recommended that the landscape plan be submitted to staff for review and approval.

Nancy Vennard stated the hard surfaces of the street facing walls need to be softened with plantings.

3. That the granting of the building elevation change will not be detrimental to the public welfare or injurious to or adversely affect adjacent property or other property in the vicinity in which the particular property is situated.

The proposed building elevation will be 2.48 feet higher than the dwelling to the east, which is approximately 23 feet from the property line. If the elevation could be reduced by 10", the difference in elevation for the east property would be less than two feet. This is a neighborhood that is experiencing redevelopment and several major expansions and teardown/rebuilds have already occurred in the immediate area. The redevelopment of this lot should not adversely affect the neighbors or the public and it is likely that the property to the east will expand or redevelop at some point in the future.

Dirk Schafer moved the Planning Commission approve a 3.95 foot increase in elevation for the proposed structure at 3704 West 71st Street subject the applicant submitting a landscape plan to staff for review and approval. The motion was seconded by Randy Kronblad and passed unanimously.

SITE PLAN APPROVAL FOR A SOLID WALL

The proposed site plan indicates a number of walls in the front, sides and rear of the property. These walls serve as retaining walls as well as solid walls when they are above grade.

The Planning Commission made the following review of the criteria for approval:

A. The site is capable of accommodating the building, parking areas and drives with appropriate open space and landscape.

The site is 14,549 square feet while the footprint of the proposed residence is 3,472 square feet and therefore the site is adequate to accommodate the residence. The site is a triangular shape and has an eleven foot change in grade which makes it more challenging to redevelop. Also, because of the shape of the lot, development must occur on the eastern portion.

B. Utilities are available with adequate capacity to serve the proposed development.
Utilities are currently in place.

C. The plan provides for adequate management of storm water runoff.

There will be an increase in impervious surface so a storm water plan will need to be approved by Public Works.

D. The plan provides for safe and easy ingress, egress and internal traffic circulation.

N/A

E. The plan is consistent with good land planning and good site engineering design principles.

As previously mentioned, because of the shape of the lot at the grade change, it is a more challenging design to accommodate the desires of the owner. The combination of retaining walls and solid walls on the east, west and north sides are needed in order to accommodate the grade changes as proposed. The side-entry garage is preferable to a front-entry, but it does create more design issues in resolving the grading of the site. Appropriate landscaping can soften the appearance of the concrete walls. Based on the concept of the design, the plan is consistent with good land planning and site engineering.

F. An appropriate degree of compatibility will prevail between the architectural quality of the proposed building and the surrounding neighborhood.

For this particular site plan the approval is limited to the solid walls only. The design of the residence is not subject to review and approval. It appears from the plans that the top of the wall on the north side is elevated 941.5'. The existing grade at the northeast corner of the proposed dwelling is approximately 935.5' which means that the wall would be six feet in that location. The wall along the north will vary from about 3.5' on the east to 6.5' on the west. The proposed exterior finish of the walls will be a board form concrete design. The house finish is a masonry veneer. A masonry veneer finish on the wall would be more compatible with the finish of the house. It would not need to be a 4" veneer that is on the house, but a similar material. There are less expensive finishes that would be compatible.

G. The plan represents an overall development pattern that is consistent with the comprehensive plan and other adopted planning policies.

One of the principles of the Village Vision was to focus on redevelopment and reinvestment in the community. The goal is to provide a wider range of housing choices to make the housing stock more competitive with other parts of the metropolitan area. More than 80% of the housing stock in Prairie Village was built prior to 1970 and does not contain the amenities desired by today's home buyers.

Randy Kronblad moved the Planning Commission approve the proposed site plan for 3704 West 71st Street for the requested solid walls subject to the following conditions:

1. That the building elevation change is approved by the Planning Commission. If it is not approved a new design will need to be proposed and submitted for approval by the Planning Commission.
2. That the applicant submit a landscape plan to staff for review and approval.
3. That the walls be either a masonry veneer finish or form concrete that is compatible with the finish of the house and that the applicant submit sample materials to staff for review and approval.

The motion was seconded by Gregory Wolf and passed unanimously.

**PC2012-108 Request for Site Plan Approval - Hen House Renovation
4050 West 83rd Street**

Tom Proebstle, with Generator Studios, addressed the Commission on behalf of Owen Buckley and Lane4 requesting approval of facade changes for the Hen House Market and for the site plan for Phase 3. The site plan for Phase 1 included the east side of Corinth Square and the area around the new CVS store. Phase 2 included the main core of the center, the parking lot to the south and a portion of the parking lot on the west side. On the overall Master Plan for the Center, the Hen House area was indicated as a "Future Phase to be Determined." However, since it has moved up on the priority list it has been designated as Phase 3.

The interior layout of the store is being changed significantly and the primary change that affects the exterior is the reduction from two entrances to one centralized entrance. There are two existing emergency exits on the south facade. The new entrance will be in the center of the building and a new cedar canopy will be constructed at that location. There also will be two new cedar lattice pergolas constructed north and south of the entrance. These two pergolas are located in line with the new crosswalks that will extend from the main core of the center. A new stucco finish is proposed for the fascia and the panels above the store veneer. Samples of the materials were presented. The roof material will remain as it is; however, a corrugated steel screen will be installed at the roof perimeter to screen the roof top HVAC units (RTU). Some of the RTUS are taller than the screen, but they are located toward the center of the roof and cannot be seen from the ground.

Mr. Proebstle noted the walkways will connect the main center to Hen House. Additional sidewalk area has been added in the front to allow for more outdoor sales area and better pedestrian access. There will be a marquee entry with new signage. The architectural finishes will incorporate features of the main center; however, they are not copying everything, but some of the same materials will be used.

Mr. Proebstle reviewed the elevations noting the new two story entrance with a stone base and double columns similar to the design of the main center. In between the existing pillars will be stone and stucco. They will not be attempting to patch in new stone with the old stone. The additional windows shown correspond with the café area of the store. There are no changes proposed for the north, south or west elevations, other than repainting the fascia.

Randy Kronblad confirmed the windows are clear.

Tom Proebstle addressed the conditions of approval recommended by staff. He stated the addition of additional landscaping would be difficult. Mr. Williamson noted staff is not asking for planter boxes everywhere but feels that some additional landscaping is needed.

With the existing trees and landscaping on the west side of the building, they do not feel aesthetic design amenities are necessary. Regarding the proposed window installations, Mr. Proebstle noted they correspond with changes to the interior of the store for the proposed café area and cannot simply be moved for more balance.

More window area is shown on the new elevations than were shown on the elevations submitted with the applications.

#10) Hen House wants to get rid of the sliver windows.

Nancy Vennard suggested the entrance canopy could be centered on the building and confirmed there would be merchandise outside of the store. Dirk Schafer noted the sidewalk in front of the store is incredibly busy.

Owen Buckley, with Lane4, stated they would like to have more landscaping but feels that needs to wait until how the merchandising area is going to be set up.

Bob Lindeblad agreed the sidewalk is busy and feels that landscape bed would get in the way. There is landscaping in the new wider islands in the parking lot. He feels condition #1 should be removed.

Dirk Schafer noted this is a huge investment and questioned the need for further upgrades on the north and south elevations. Dennis Enslinger responded that since some of funding is from the CID funds from which 1% was committed to the promotion of the arts, staff felt this was an opportunity to do something artistic and break up this large plain façade.

Ken Vaughn noted that Lane4 is interested in making the building attractive and he feels they will monitor the possibility of such changes down the road.

The Commission agreed to delete conditions #7, #8 & #10.

It was suggested that the symmetry could be improved by centering over the glass and not at the center. Bob Lindeblad confirmed the depth of the overhand was three feet. Ken Vaughn isn't sure the proposed move would improve the appearance. Owen Buckley noted the movement isn't possible because of the location of the bank located within Hen House. The Commission agreed to delete condition #10

Ron Williamson noted painting all the RTUS the same color as the screen would help them blend. The final location of all RTUs has not been determined at this time but many will be in the same location as they are now. The plans do not indicate that the screen will be included on the west facade which is viewed from Somerset Drive. He stated the RTUs must be screened on all sides of the building.

The curb will be extended east an additional 5' and a proposed 8' outdoor sales area for seasonal items will be provided along the face of the building. In order to provide a 48" ADA accessible aisle along the front of the building, the sales area will need to be reduced to 7' in width. To allow for vehicle overhang, a minimum distance of 6' is needed from the curb.

Staff feels the west elevation which is the service area needs to be upgraded along with the other elevations. Mr. Williamson noted since the project is a renovation with no new buildings, a neighborhood meeting was not required.

Dennis Enslinger noted that since CID funds will be used in part to fund this renovation, the City Council reviewed the plans at their meeting on May 21st. Their comments were that it needs to be coordinated in design with the rest of the center; minimal change is proposed and a higher level of design was anticipated; more landscaping is needed; and the north and south walls need a more aesthetic treatment.

The Planning Commission reviewed the following criteria for site plan approval:

A. The site is capable of accommodating the building, parking area, and drives for the appropriate open space and landscape.

The site is fully developed and the proposed site plan is to improve pedestrian environmental and the building and site aesthetics. Existing parking areas and drives will be utilized but enhanced with dedicated pedestrian ways and landscaping. The crosswalks to the core building will be completed with this phase.

It was anticipated that some landscaping would be included to break up the hard surface between the parking spaces and the east building facade. Landscape beds are located on the north and south sides of the building. Consideration should be given to providing more greenspace between the buildings and the parking. This would be accomplished using planters or beds by reducing the 8' wide outdoor sales area in some locations.

The landscape along Somerset Drive that screens this building is thin in places and some plants need to be added. There are a few gaps in the yew hedge which need to be filled in. Also some of the pine trees that provide screening appear to be a variety that has been dying recently and they will need to be replaced in the future.

B. Utilities are available with adequate capacity to serve the proposed development.

Utilities are currently in place serving the Corinth Center and are adequate.

C. The plan provides for adequate management of stormwater runoff.

The proposed plan does not change the amount of impervious area and therefore a stormwater management plan was not required.

D. The plan provides for safe and easy ingress, egress and internal traffic circulation.

The pattern of vehicular traffic in Phase 3 is not proposed to change from what currently exists; however, there will be improvements for pedestrian circulation. Walkways will be provided between Hen House and the core building. This will make the Center more accessible for pedestrians.

E. The plan is consistent with good planning and site engineering design principles.

Essentially the renovation plan is consistent with good planning and design principles. Pedestrian circulation is being addressed; however more landscape beds between the building and parking spaces would be an improvement. Adequate ADA access is being provided along the entire east facade of the building.

F. An appropriate degree of compatibility will prevail between the architectural quality of the proposed building and the surrounding neighborhood.

The proposed improvements to Hen House appear to follow the general design concept as presented previously in Phase 2. Similar building materials are being used that were previously presented to the Planning Commission. The building facade renovations will improve the quality and aesthetic appeal of the Center. However, there are some comments to consider when approving the elevations. The new entrance has an odd appearance and from a design perspective, the new store front windows would look better if they were on the south side of the entrance under the new entrance canopy. Currently the north and south corner panels on the east elevation are stone from the sidewalk to the eaves. They have windows so it is difficult to extend the stone to fill in the windows, but the new stone veneer could be used to fill those panels.

The north and south facades remain as exist. These walls are large and some materials or features need to be added that would make them more attractive. Both walls are very visible to the shopping center entrances and some aesthetic improvement is needed. The new fascia or at least its color that is proposed on the east elevation should also continue on the north, west and south elevations.

The signs on the east facade exceed the maximum allowable square footage permitted in the ordinance unless sign standards are approved. The maximum square feet allowed per facade is 50 including all sub tenant signs and the proposed signage is 73.9 square feet. The sign calculations in table 4.0 do not appear to be accurate. In scaling the Hen House sign, it appears to be approximately 88 square feet in area. The proportions of the sign to the building facade appear to be in scale. The signage needs to be dimensioned, detailed and included on a sheet to be added to the Sign Standards for the center.

External lighting fixtures are not shown on the drawings. If any are used they shall be the same as the fixtures approved for the rest of the center.

G. The plan represents an overall development pattern that is consistent with the comprehensive plan and other adopted planning policies.

One of the principles of the Village Vision was to focus on redevelopment and reinvestment in the community. These issues have become primary goals for the City and this project represents a step in that direction. This is the opportunity to enhance the aesthetics of Corinth Square so that it appeals to today's market demands.

Randy Kronblad moved the Planning Commission approve the site plan for exterior renovations for Hen House Building Facade and Phase 3 of Corinth Square North subject to the following conditions:

- 1) That yews be added to fill the gaps in the yew hedge adjacent to Somerset Drive.
- 2) If the pines die in the screening belt along Somerset Drive, they be replaced with evergreen trees subject to the approval of Staff.

- 3) That an outdoor lighting plan be submitted for Phase 3 in accordance with the outdoor lighting ordinance for review and approval by Staff.
- 4) That a minimum 48-inch wide accessible walkway be maintained between the building and the parking lot curb so as to not be obstructed by vehicle overhangs onto the sidewalk.
- 5) That the signs are approved as submitted on the applicant's drawings subject to the applicant preparing a sheet detailing and dimensioning the signs to attach to the Corinth Square North Sign Standards.
- 6) That the final plan for the proposed RTU screening be submitted to Staff for review and approval prior to issuing a permit and any RTUs that are taller than the screen be painted the same color as the screen.
- 7) That the Planning Commission approve the concept drawings for the building elevations as revised with the provision that detail drawings will be submitted to Staff for review and approval including all revisions prior to obtaining a building permit. If the detailed drawings vary significantly from the concept drawings, the plans will be resubmitted to the Planning Commission for review and approval.

The motion was seconded by Bob Lindeblad and passed unanimously.

PC2012-109 Request for Sign Approval & Revised Sign Standards-2200 West 75th Street

Stephanie Warden, D.D.S., 2200 West 75th Street, and Allen Harris with ALH Homes Renovations at 2200 West 75th Street, Suite 102 appeared before the Commission requesting approval for two free standing blade signs on the east side of the office building located at 2200 W. 75th Street.

Dr. Warden and Mr. Harris explained the current difficulty their clients have identifying where their offices are located. The proposed signs are relatively small in size and designed to assist people once they are in the parking lot to get to the appropriate side of the building and entrance.

Dr. Sidney McKnight, owner of the office building, noted the slope of the parking lot makes it difficult for older clients. He added there are no entrances to the building facing south.

It was confirmed the office building did not have any façade signs.

Bob Lindeblad confirmed there are the only three tenants in the office building.

Dennis Enslinger provided the following history on signage at this location:

In March of 2008, the Planning Commission considered an application for sign standards, at the subject property, (PC2007-104) which included a monument sign and two building façade signs. As part of this application, the Planning Commission

held a general discussion on sign standards which resulted in the following policy being adopted in 2008:

The Planning Commission may, in the process of approving sign standards, approve deviations for the standard requirements as follows, provided said deviations will provide an equal or better development, adjacent properties will not be adversely impacted, and the spirit and intent of regulation will not be violated by granting of the deviation:

1. One sign may be permitted per façade with no requirement that the tenant has direct outside entrance or that the sign be adjacent to its space.
2. That text not be restricted on monument signs provided the sign is designed and built primarily of brick, stone and masonry, complements the building and does not include a case or enclosed cabinet design.

During the discussion related to the previous case, PC2007-104, the property owner of record Dr. Sid McKnight, indicated that he would not request approval for the façade signs if the Planning Commission granted him the ability to have three lines of text on the monument sign. The Planning Commission approved the revised sign standards to allow for the construction of the monument sign (with three lines of text) with the condition that no façade signs be allowed on the building.

Sometime in the last few years the applicants have installed two free-standing blade signs on the east side of the office building. There was no sign permit issued or approval of revised sign standards for the site. Staff contacted the applicants and indicated that the signs were in violation of the approved sign standards and it would be necessary to secure the required approvals.

The proposed signs are located on the east side of the existing structure and face 75th Street. They are directly adjacent to the structure and each flank an existing door and are directly outside corresponding leased area. The sign poles are constructed of tubular steel and the sign is painted steel and are not illuminated.

The proposed signs differ slightly in height based on the design of the signs. The Stephanie Warden sign is 8.5 feet in height and the ALH sign is approximately 9.5 feet in height. The Stephanie Warden sign is approximately 2.6 sq.ft. and the ALH sign is approximately 3.8 sq.ft..

Planning Commission expressed concern with approving these signs and subsequent request by other office building tenants for individual signs. Mr. Vaughn noted this would not be a significant problem for one or three tenant office buildings, but it would for the balance of office buildings in the city.

Bob Lindeblad suggested the placement of signs by the appropriate entrance doors for the businesses, such as a directory sign. He noted sign regulations are determined by zoning districts. He acknowledged the challenges faced by these businesses, but feels the city needs to follow the established rules and not deviate from code.

Randy Kronblad asked that staff work with the applicants to locate appropriate signage on the exterior façade. He noted the challenges of the poorly designed

building with no visible entrances and feels the City needs to provide support in addressing their issues and concerns.

Possible signage changes were discussed by the Commissioners. Dennis Enslinger stated staff would come back with some alternate proposals for consideration by the Commission. Nancy Wallerstein noted she wants the businesses to be successful within the regulations set by the city.

**PC2012-110 Request for Replat of 75 Mission Office Condominiums
3864 West 75th Street**

Paul Wrablica with Telecom Realty Consultants at 3864 West 75th Street, stated he is proposing to purchase 969 square feet from a condominium currently owned by the Alzheimer's Association which is approximately 2,848 square feet. The building is a platted condominium project and the County Surveyor would not accept the filing of a survey for the proposed division.

Ron Williamson noted this plat is a technical requirement necessary to convey the ownership.

The Final Plat needs to have certifications for the approval of the Planning Commission and acceptance by the Governing Body. In addition the plat is subject to the approval of the County Surveyor.

Nancy Vennard moved the Planning Commission approve the Final Plat of 75 Mission Office Condominiums 2nd Plat subject to the following conditions and recommend acceptance of the plat to the Governing Body:

1. That the applicant add approval certification of the Planning Commission.
2. That the applicant add acceptance certification of the Governing Body.
3. That the plat be submitted to the County Surveyor for review and approval.
4. That three copies of the final revised plat be submitted to the City.

The motion was seconded by Dirk Schafer and passed by a vote of 6 to 0.

**PC2011-06 Request for Site Plan Approval - Windows
3975 West 83rd Street**

Jim Berry, 3840 West 139th Terrace, representing Tide Cleaners at 3975 West 83rd Street, appeared before the Commission requesting approval of window graphics on two windows of their facility. The proposed window graphic cover 100% of the entire bay windows.

Mr. Berry noted the covering is neither a sign nor advertising. It is a digital screen designed and used to hide the industrial equipment that is in the building. Lane4, the property owner, has approve the proposal for the window on the west and requested the other window be entirely white. Mr. Berry shared photos of the proposed screenings and the material used. He also showed photos of a similar screening application at a Tide Cleaner facility located in Leawood. He stated only the north and southwest façade windows would be covered. All others would be open.

Bob Lindeblad asked how far from the screenings would be from the window. Mr. Berry responded they would be placed directly next to the window. Mr. Lindeblad stated he would prefer a matted neutral color rather than the white requested by Lane4.

Randy Kronblad noted there are films that can be applied to glass that are transparent without graphics that could be applied in a neutral tone that would mask the industrial equipment and does not draw attention.

Nancy Vennard expressed concern that there be consistency with the coverings.

Gregory Wolf confirmed that the placement of blinds would not need any approval.

Bob Lindeblad stated he wants the building façade to keep its integrity and not to have something that will draw attention to the window. Ken Vaughn noted there appeared to be agreement for a solid neutral color, not white.

Dennis Enslinger stated he would prefer a blind or an open window, noting this would become difficult to enforce over time.

Staff noted that Window graphics have been approved by the Planning Commission for Walgreens and Noodles as a part of their site plan approval. If window graphics are considered the same as window signs, then they can only cover 20% of the window. The Walgreen's and Noodles window graphics did not cover all of the windows. This is the third request and it is likely that there will be more requests in the future. There needs to be a process and some standards established in the Zoning Ordinance to address window graphics.

Bob Lindeblad moved the Planning Commission approve the screening of the west and north windows with a solid neutral material approved by staff. The motion was seconded by Nancy Wallerstein and passed unanimously.

OTHER BUSINESS

Next Meeting

The July Planning Commission meeting will be held on Tuesday, July 10th, not July 3rd due to the holiday. The filing deadline for that meeting is Friday, June 8th. No applications have been filed at this time. If no applications are filed, staff will bring potential revisions to the sign regulations for consideration by the Commission. The Commission agreed this needed to be reviewed again and noted problems they have seen particularly with temporary signs.

ADJOURNMENT

With no further business to come before the Planning Commission, Chairman Ken Vaughn adjourned the meeting at 9:50 p.m.

Ken Vaughn
Chairman

PRAIRIE VILLAGE - MISSION HILLS

FIRST HALF CRIME REPORT - 2012

CRIME	2008	2009	2010	2011	2012	AVERAGE	2012 +/- AVG
Homicide	0	0	0	0	0	0.00	0.00
Rape	1	4	3	1	4	2.60	1.40
Robbery	2	6	1	2	3	2.80	0.20
Assault	40	33	56	42	42	42.60	-0.60
Burglary	44	47	26	44	23	36.80	-13.80
Residence	41	37	23	41	20	32.40	-12.40
Business/ Miscellaneous	3	10	3	3	3	4.40	-1.40
Theft	89	124	123	111	110	111.40	-1.40
Auto Theft	12	7	13	9	5	9.20	-4.20
Arson	4	0	1	3	1	1.80	-0.80
Forgery	3	13	1	6	4	5.40	-1.40
Fraud	3	5	7	6	16	7.40	8.60
Criminal Damage	32	67	93	99	64	71.00	-7.00
Sexual Offenses	3	0	9	5	5	4.40	0.60
TOTAL	233	306	333	328	277	295.40	-18.40

ACCIDENTS	2008	2009	2010	2011	2012	AVERAGE	2012 +/- AVG
Fatal	0	0	0	0	0	0.00	0.00
On-Street - injury	12	10	18	18	10	13.60	-3.60
On-Street +\$1,000 - no injury	170	138	140	152	155	151.00	4.00
On-Street -\$1,000 - no injury	15	19	22	32	40	25.60	14.40
Private Property - injury	0	0	1	0	0	0.20	-0.20
Private Property - no injury	56	28	38	51	32	41.00	-9.00
Walk-In - no injury	35	22	25	29	17	25.60	-8.60
TOTAL	288	217	244	282	254	257.00	-3.00

MENTAL HEALTH	2008	2009	2010	2011	2012	AVERAGE	2012 +/- AVG
Suicide				1	1	1.00	0.00
Attempted Suicide				10	8	9.00	-1.00
Involuntary Committal				16	13	14.50	-1.50
Voluntary Committal				9	11	10.00	1.00
All Other Mental Health				37	41	39.00	2.00
TOTAL				73	74	73.50	0.5

TOTALCALLS	4,935	5,095	4,362	4,022	3,920	4,466.80	-546.80
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PRAIRIE VILLAGE

FIRST HALF CRIME REPORT - 2012

CRIME	2008	2009	2010	2011	2012	AVERAGE	2012 +/- AVG
Homicide	0	0	0	0	0	0.00	0.00
Rape	1	2	2	1	4	2.00	2.00
Robbery	2	5	1	2	2	2.40	-0.40
Assault	36	28	53	41	38	39.20	-1.20
Burglary	36	33	26	43	21	31.80	-10.80
Residence	33	26	23	40	18	28.00	-10.00
Business/ Miscellaneous	3	7	3	3	3	3.80	-0.80
Theft	69	100	110	90	99	93.60	5.40
Auto Theft	10	7	11	9	4	8.20	-4.20
Arson	4	0	1	3	1	1.80	-0.80
Forgery	3	13	1	6	4	5.40	-1.40
Fraud	3	5	7	6	13	6.80	6.20
Criminal Damage	29	49	85	79	57	59.80	-2.80
Sexual Offenses	3	0	9	5	4	4.20	-0.20
TOTAL	196	242	306	285	247	255.20	-8.20

ACCIDENTS	2008	2009	2010	2011	2012	AVERAGE	2012 +/- AVG
Fatal	0	0	0	0	0	0.00	0.00
On-Street -injury	11	8	16	17	10	12.40	-2.40
On-Street +\$1,000 - no injury	153	124	132	144	144	139.40	4.60
On-Street -\$1,000 - no injury	15	18	15	28	33	21.80	11.20
Private Property - injury	0	0	1	0	0	0.20	-0.20
Private Property - no injury	52	27	35	49	31	38.80	-7.80
Walk-In - no injury	32	22	22	29	17	24.40	-7.40
TOTAL	263	199	221	267	235	237.00	-2.00

MENTAL HEALTH	2008	2009	2010	2011	2012	AVERAGE	2012 +/- AVG
Suicide				1	1	1.00	0.00
Attempted Suicide				10	8	9.00	-1.00
Involuntary Committal				14	13	13.50	-0.50
Voluntary Committal				9	10	9.50	0.50
All Other Mental Health				36	39	37.50	1.50
TOTAL				70	71	70.50	0.5

TOTALCALLS	4,043	4,188	3,579	3,311	3,253	3,674.80	-421.80
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MISSION HILLS

FIRST HALF CRIME REPORT - 2012

CRIME	2008	2009	2010	2011	2012	AVERAGE	2012 +/- AVG
Homicide	0	0	0	0	0	0.00	0.00
Rape	0	2	1	0	0	0.60	-0.60
Robbery	0	1	0	0	1	0.40	0.60
Assault	4	5	3	1	4	3.40	0.60
Burglary	8	14	0	1	2	5.00	-3.00
Residence	8	11	0	1	2	4.40	-2.40
Business	0	3	0	0	0	0.60	-0.60
Theft	20	24	13	21	11	17.80	-6.80
Auto Theft	2	0	2	0	1	1.00	0.00
Arson	0	0	0	0	0	0.00	0.00
Forgery	0	0	0	0	0	0.00	0.00
Fraud	0	0	0	0	3	0.60	2.40
Criminal Damage	3	18	8	20	7	11.20	-4.20
Sexual Offenses	0	0	0	0	1	0.20	0.80
TOTAL	37	64	27	43	30	40.20	-10.20

ACCIDENTS	2008	2009	2010	2011	2012	AVERAGE	2012 +/- AVG
Fatal	0	0	0	0	0	0.00	0.00
On-Street -injury	1	2	2	1	0	1.20	-1.20
On-Street +\$1,000 - no injury	17	14	8	8	11	11.60	-0.60
On-Street -\$1,000 - no injury	0	1	7	4	7	3.80	3.20
Private Property - injury	0	0	0	0	0	0.00	0.00
Private Property - no injury	4	1	3	2	1	2.20	-1.20
Walk-In - no injury	3	0	3	0	0	1.20	-1.20
TOTAL	25	18	23	15	19	20.00	-1.00

MENTAL HEALTH	2008	2009	2010	2011	2012	AVERAGE	2012 +/- AVG
Suicide				0	0	0.00	0.00
Attempted Suicide				0	0	0.00	0.00
Involuntary Committal				2	0	1.00	-1.00
Voluntary Committal				0	1	0.50	0.50
All Other Mental Health				1	2	1.50	0.50
TOTAL				3	3	3.00	0

TOTALCALLS	892	907	783	711	667	792.00	-125.00
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**Council Members
Mark Your Calendars
July 16, 2012**

July 2012	Anna Dorrance / Mark Higgins / Anna Nye photography exhibit in the R. G. Endres Gallery
July 13	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
July 16	City Council Meeting
July 20	Moonlight swim - pool open until 10:00 p.m.
August 2012	Ted Denton photography exhibit in the R. G. Endres Gallery
August 3	Moonlight swim - pool open until 10:00 p.m.
August 6	City Council Meeting
August 10	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
August 13	Reduced hours begin at the pool
August 20	City Council Meeting
September 2012	Ukrainian - Sister City exhibit in the R. G. Endres Gallery
September 3	City offices closed in observance of Labor Day
September 3	Pool closes for the season at 6:00 p.m.
September 4(Tues.)	City Council Meeting
September 14	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
October 2012	State of the Arts Exhibit in the R. G. Endres Gallery
October 1	City Council Meeting
October 6-8	2012 League of Kansas Municipalities Conference
October 12	Artist reception in the R. G. Endres Gallery 6:30 - 8:30 p.m.
October 15	City Council Meeting
November 2012	Greater Kansas City Art Association
November 5	City Council Meeting
November 9	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
November 19	City Council Meeting
November 22	City offices closed in observance of Thanksgiving
November 23	City offices closed in observance of Thanksgiving
November 28-Dec 1	National League of Cities Conference
December 2012	Eileen McCoy oils exhibit in the R. G. Endres Gallery
December 3	City Council Meeting
December 14	Artist reception in the R. G. Endres Gallery 6:30 - 7:30 p.m.
December 17	City Council Meeting
December 25	City offices closed in observance of Christmas

