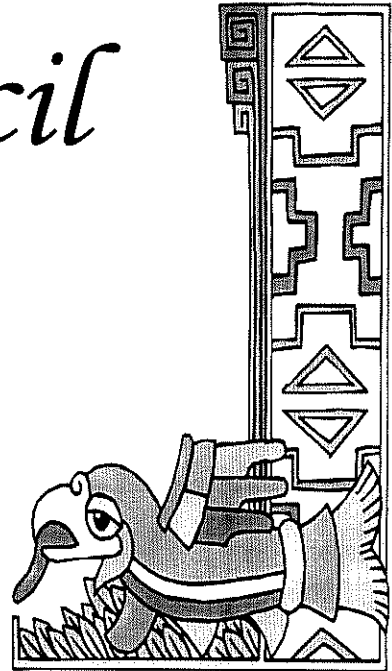


City Council Meeting

March 19, 2007



Dinner will be provided by:

Dragon Inn

*Chicken with Cashew Nuts
Shrimp & Seasonal Vegetables
Spicy Shredded Beef, Szechuan Style
Sweet & Sour Pork
Steamed Vegetables*



COUNCIL COMMITTEE
COUNCIL CHAMBER

March 19, 2007, 6:00 P.M.

AGENDA

DAVID BELZ

CONSENT AGENDA

- COU2006-57 Continue Special Use Permit for Communications Antenna at
7700 Mission Road
- COU2006-25 Consider Interlocal Agreement Amendment with City of Overland
Park for Traffic Signals
- COU2007-27 Consider Project 190864 - 2008 Paving Program Design
Consultant Fees
- COU2007-28 Consider Project 190866 - 2008 CARS Program, 75th St (Belinder
Avenue to Stateline Road) Design Consultant Fees
- **COU2007-29 Consider the Planning Funding Agreement between the City of
Prairie Village and Nextel

AGENDA ITEMS

- COU2007-24 Consider Adoption of Resolution No. 2007-02 to establish a
Transportation Cooperation Council
John Segale, County Commissioner
- COU2007-26 Consider Street Light and Traffic Signal policies
Bob Pryzby

Biased Based Policing Report
Wes Jordan

Annual Report
Barbara Vernon

**COUNCIL APPROVAL REQUESTED THE SAME EVENING

CONSIDER INTERLOCAL AGREEMENT AMENDMENT WITH CITY OF OVERLAND PARK FOR TRAFFIC SIGNALS

Background:

Last year the Cities of Overland Park and Prairie Village entered into a new Interlocal agreement for traffic signals. These traffic signals are owned, operated and maintained by Overland Park. The Interlocal agreement is for the operation and maintenance of traffic signals shared between the two cities.

The agreement provides for annual changes to "Appendix A". Data is provided by Overland Park and reviewed by Prairie Village Public Works staff. Public Works staff has determined the rates to be fair and equitable.

Financial Impact:

The new rate total is approximately \$300.00 per month. The new amount has been considered in the 2008 Public Works Operating Budget.

Suggested motion:

Move that the City Council approve the Interlocal Agreement Amendment effective January 1, 2008 with the City of Overland Park for maintenance and operation of shared traffic signals.

Last Revised: March 5, 2007

AMENDMENT TO AGREEMENT

WHEREAS, the Traffic Signal Systems Agreement between the City of Prairie Village, Kansas and the City of Overland Park, Kansas, each party having been organized and now existing under the laws of the State of Kansas was made effective the 11th day of September, 2006; and

WHEREAS, the Traffic Signal Systems Agreement incorporates Appendix "A" by reference as may be amended or supplemented by either party from time to time; and

WHEREAS, the City of Prairie Village and the City of Overland Park have appointed members of their staff to work within the terms of the Traffic Signal Systems Agreement to revise Appendix "A" from time to time when both parties are in agreement to share additional signalized locations.

NOW, THEREFORE, the City of Prairie Village appointed representative and the City of Overland Park appointed representative agree to the revised Appendix "A" as described above.

**THE CITY OF PRAIRIE VILLAGE,
KANSAS**

**THE CITY OF OVERLAND PARK,
KANSAS**

By: _____
Authorized Signature
Title:

By: _____
William D. Brown
Director of Public Works

Date: _____

Date: _____

APPENDIX "A"
AMENDED MARCH 5, 2007 FOR BUDGETING PURPOSES
EFFECTIVE JANUARY 1, 2008
TRAFFIC SIGNAL SYSTEMS
LOCATED PARTIALLY IN OVERLAND PARK AND
PRAIRIE VILLAGE, KANSAS

NUMBER	LOCATION	OWNERSHIP		MAINTENANCE RESPONSIBILITY		ELECTRICAL ENERGY COSTS		MONTHLY RATES
		% Overland Park	% Prairie Village	Overland Park	Prairie Village	% Overland Park	% Prairie Village	Effective 1/01/07
1	67 th St & Nall Ave *	25	50	X		25	50	\$99.53
2	71 st St & Nall Ave	25	75	X		25	75	\$149.30
3	75 th St & Nall Ave	25	75	X		25	75	\$149.30
4	75 th St & Lamar Ave	50	50	X		50	50	\$99.53
5	79 th St & Lamar Ave	50	50	X		50	50	\$99.53
6	83 rd St & Lamar Ave	75	25	X		75	25	\$49.77
7	83 rd St & Nall Ave	25	75	X		25	75	\$149.30
8	8500 Block & Nall Ave	50	50	X		50	50	\$99.53
9	87 th St & Nall Ave	50	50	X		50	50	\$99.53
10	91 st St & Nall Ave	50	50	X		50	50	\$99.53
11	95 th St & Nall Ave	75	25	X		75	25	\$49.77
12	95 th St & Rosewood	50	50	X		50	50	\$99.53
13	95 th St & Roe Ave	50	50	X		50	50	\$99.53
14	95 th St & Mission Rd **	50	25	X		50	25	\$49.77
							TOTAL	\$1,393.45

* The remaining 25% is shared with the City of Mission, Kansas

** The remaining 25% is shared with the City of Leawood, Kansas

**CONSIDER PROJECT 190864 – 2008 PAVING PROGRAM DESIGN
CONSULTANT FEES**

Background:

The City Council selected HNTB to provide design services for Project 190864, 2008 Street Resurfacing Program. Attached is the agreement for these services.

Financial Impact:

Funds are available in the Capital Infrastructure Program for the design services. The total fee for the project is \$215,200.

Suggested Motion:

Move to approve the agreement with HNTB for \$215,200 for design services for Project 190864 – 2008 Paving Program.

AGREEMENT FOR PROFESSIONAL ENGINEER

For

DESIGN SERVICES

Of

PROJECT 190864: 2008 PAVING PROGRAM

THIS AGREEMENT, made at the Prairie Village, Kansas, this 19th day of March, 2007, by and between the City of Prairie Village, Kansas, a municipal corporation with offices at 7700 Mission Road, Prairie Village, Kansas, 66208, hereinafter called the "City", and HNTB Corp., a corporation with offices at 7450 W. 130th St., Suite 300, Overland Park, Kansas 66213, hereinafter called the "Consultant".

WITNESSED, THAT WHEREAS, City has determined a need to retain a professional engineering firm to provide civil engineering services for the Design of Project 190864: 2008 Paving Program, hereinafter called the "Project",

AND WHEREAS, the City is authorized and empowered to contract with the Consultant for the necessary consulting services for the Project,

AND WHEREAS, the City has the necessary funds for payment of such services,

NOW THEREFORE, the City hereby hires and employs the Consultant as set forth in this Agreement effective the date first written above.

1. CITY RESPONSIBILITIES

- 1.1. The City shall has designated the Manager of Engineering Services, Mr. Thomas Trienens, to act as the representative for the City with respect to the services to be performed or furnished by the Consultant under this Agreement. This person shall have the authority to transmit instructions, receive information, interpret and define the City policies with respect to the Consultant's services for this Project.
- 1.2. The City shall make available to the Consultant all existing data and records relevant to the Project such as, maps, plans, correspondence files and other information possessed by the City that is relevant to the Project. Consultant shall not be responsible for verifying or ensuring the accuracy of any information or content supplied by City or any other Project participant unless specifically defined by the scope of work, nor ensuring that such information or content does not violate or infringe any law or other third party rights. However, Consultant shall promptly advise the City, in writing, of any inaccuracies in the information provided or any other violation or infringement of any law or third party rights that Consultant observes. City shall indemnify Consultant for any infringement claims resulting from Consultant's use of such content, materials or documents.
- 1.3. The City shall review for approval all criteria, design elements and documents as to the City requirements for the Project, including objectives, constraints, performance requirements and budget limitations.
- 1.4. The City shall provide copies of all existing standard details and documentation for use by the Consultant for the project.

- 1.5. The City shall diligently review all submittals presented by the Consultant.
- 1.6. The City has funded \$2,029,000 for this project with this proposed list of streets:
 - 1.6.1. Delmar Road (67th Street to 69th Street) Reconstruction
 - 1.6.2. Colonial Street (Lamar Avenue to 75th Street) Mill & Overlay
 - 1.6.3. 75th Terrace (Colonial Drive to 75th Street) Mill & Overlay
 - 1.6.4. 75th Terrace CDS (75th Terrace to 75th Terrace CDS) Mill & Overlay
 - 1.6.5. Hodges Drive (63rd Street to 64th Terrace) Mill & Overlay
 - 1.6.6. Hodges Drive (64th Terrace to 67th Street) Mill & Overlay
 - 1.6.7. 80th Street (Rosewood Drive to Nall Avenue) Mill & Overlay

2. CONSULTANT RESPONSIBILITIES

- 2.1. The Consultant shall either perform for or furnish to the City professional civil engineering services and related services in all phases of the Project to which this Agreement applies as hereinafter provided.
- 2.2. The Consultant shall serve as the prime professional Consultant for the City on this Project
- 2.3. The standard of care for all professional consulting services and related services either performed for or furnished by the Consultant under this Agreement will be the care and skill ordinarily used by members of the Consultant's profession, practicing under similar conditions at the same time and in the same locality.
- 2.4. Designate a person to act as the Consultant's representative with respect to the services to be performed or furnished by the Consultant under this Agreement. Such person shall have authority to transmit instructions, receive information, and make decisions with respect to the Consultant's services for the Project.

3. SCOPE OF SERVICES

- 3.1. Upon receipt of notice to proceed from the City, the Consultant shall provide all consulting services related to this project including, but not limited, to these phases and tasks. The scope is generally defined below and in more details in Exhibit A.

3.2. Concept Phase

- 3.2.1. Schedule and attend one startup meeting with City to confirm project goals, schedule, budget and expectations. At this meeting the City will review philosophical changes in the program.
- 3.2.2. Review the list of work locations with applicable priorities as provided by the City
- 3.2.3. Review any criteria changes in the program
- 3.2.4. Review with City staff, the list of issues based on service requests, work orders, permits issued, Public Works staff experiences, available plans, previous studies, and pertinent information regarding the Project
- 3.2.5. Make on-site field investigations to define and to witness construction needs, limits, alignment, underground utilities, drainage problems, sidewalk issues, driveway issues and other special elements of the Project.
- 3.2.6. Identify all utilities that may be affected by the project and make contact with the utility to determine the facilities involved
- 3.2.7. Prepare a project schedule in Microsoft Project
- 3.2.8. Submit an opinion of probable project cost listing typical construction pay items, construction administration costs and any other project related costs. Add a project contingency equal to 20 percent of the total of construction costs and estimated Construction Administration fee.
- 3.2.9. Suggest additions or deductions to adjust the total project cost to equal approximately 1.20 times the project budget

- 3.2.10. Submit a report summarizing the project scope containing a list of streets, description of intended construction, probable construction cost per street, and location of new sidewalks.
- 3.2.11. Submit one full size plus one half size paper copy and one electronic copy in Microsoft Office, Microsoft Project, or AutoCAD of all documents for review by the City.

3.3. Preliminary Design Phase

- 3.3.1. Prepare preliminary construction documents showing the nature and extent of improvements, the conditions under which the Contractor shall work and the general conditions of contractual relations.
- 3.3.2. Conduct field reconnaissance to evaluate and identify:
 - 3.3.2.1. Issues determined in the concept phase
 - 3.3.2.2. Need for full depth pavement repairs
 - 3.3.2.3. Need for sidewalk replacement
 - 3.3.2.4. Location for new sidewalk
 - 3.3.2.5. Need for curb and gutter replacement
 - 3.3.2.6. Need for and limits of driveway replacement
 - 3.3.2.7. Need for which type of ADA ramps
 - 3.3.2.8. Condition of drainage system by observing water flow during, immediately after and after three days with no rain
 - 3.3.2.9. Location and condition of existing storm drainage system.
 - 3.3.2.10. Utility locations
- 3.3.3. Determine existing pavement elevations every 50 feet parallel to center line at the center line, gutter, at gutter elevation at center of ADA ramp and property line, and 12 feet perpendicular to center line for evaluating cross slope and profile.
- 3.3.4. Determine pavement thickness to a coring schedule as approved by City
- 3.3.5. Determine drainage improvements after consultation with City and City Drainage Consultant
- 3.3.6. Record location of existing traffic markings and review for compliance with MUTCD and City standards
- 3.3.7. Identify tree conflicts
- 3.3.8. Identify location and scope of relocation through test pit locations of potential utility conflicts
- 3.3.9. Identify location of bench marks and section markers
- 3.3.10. Prepare preliminary construction plans
- 3.3.11. Prepare a project title sheet
- 3.3.12. Prepare general site plan showing and identifying surface features such as street right-of-way, edge of pavement, sidewalks, driveways, boring locations, trees, house outline, address, owner name based on latest AIMS coverage data, irrigation systems, known electronic dog fences and any other pertinent surface feature
- 3.3.13. Prepare plan and profiles for street reconstruction showing all utility, including drainage, sanitary sewer, water, gas, electric, telephone, traffic signals, and street lights, as well as all conflicts and test pits
- 3.3.14. Prepare a cross section plan of typical sections for significant changes in final elevations or critical construction locations
- 3.3.15. Prepare a detail plan showing City details drawings and other special details pertinent to the project

- 3.3.16. Prepare an easement plan of existing and intended construction and required easements (both permanent and temporary) as well as any right of entry
- 3.3.17. Prepare a traffic control plan showing temporary and permanent traffic control measures per MUTCD for various phases of construction
- 3.3.18. Prepare an erosion and sediment control plan showing all areas to be controlled during construction.
- 3.3.19. Present one set (one full size and one half size) of preliminary (80% completion) construction plans for City review that include:
 - 3.3.19.1. Cover sheet
 - 3.3.19.2. Typical sections
 - 3.3.19.3. Standard and special details
 - 3.3.19.4. Plan and profile for streets to be reconstructed
 - 3.3.19.5. Plan for streets to be milled and overlaid
 - 3.3.19.6. Plan and profile for drainage improvements
 - 3.3.19.7. Plan and profile for new sidewalk construction
 - 3.3.19.8. Plan for traffic markings and traffic control during construction
 - 3.3.19.9. Erosion control plan
 - 3.3.19.10. Plan showing property, easements and right-of-way locations and ownership
- 3.3.20. Prepare all easement documents and submit to City in a form acceptable to Johnson County
- 3.3.21. Present one set (half size) of preliminary plans to appropriate governmental agencies and utility companies requesting comments and verification of potential conflicts
- 3.3.22. Conduct a field check with City
- 3.3.23. Participate in a public meeting to present project specifics
- 3.3.24. Present draft of detail specifications and special conditions for City review
- 3.3.25. Present a detailed opinion of probable construction cost of City defined construction pay items with quantities and current unit costs. Add to the total construction cost, a contingency of 15 percent plus estimate of Construction Administration Fee
- 3.3.26. Suggest additions or deductions to adjust the total project cost to equal approximately 1.15 times the project budget.
- 3.3.27. Publish minutes of all monthly project review meetings and disperse the minutes to City representative and all other attendees within five working days.
- 3.3.28. Submit one full size plus one half-size paper copy and one electronic copy in Microsoft Office, Microsoft Project, or AutoCAD of all documents for review by the City.
- 3.3.29. Consultant will also be responsible to incorporate some previous street design by Affinis Corporation.

3.4. Final Design Phase

- 3.4.1. Prepare final design documents base of review and comments from City and other review agencies of the preliminary plans
- 3.4.2. Present final project manual for City review

- 3.4.3. Prepare and submit to City two copies of legal description for permanent and temporary easements, and any right-of-entry documents in approved Johnson County Register of Deeds format.
- 3.4.4. Present one full size plus one half size set of final design plans and specifications for City review
- 3.4.5. Submit one half-size set of final plans and specifications to other appropriate governmental agencies and utility companies with identification of significant changes to preliminary design plans.
- 3.4.6. Request utility comments and construction schedule.
- 3.4.7. Prepare a final opinion of probable construction cost.
- 3.4.8. Prepare all bid documents using the City's standard documents.
- 3.4.9. Publish minutes of all project review meetings and disperse to City representative and all other attendees within five working days.
- 3.4.10. Consultant will also be responsible to incorporate some previous street design by Affinis Corporation.
- 3.4.11. Submit one paper copy and one electronic copy in Microsoft Office, Microsoft Project, or AutoCad of all documents for review by the City.

3.5. Bidding Phase

- 3.5.1. Provide the City a notice of bid for publication.
- 3.5.2. Mail notice to bid to potential contractors and plan houses
- 3.5.3. Provide to printing house plans, bid documents, and specifications for potential bidders to purchase
- 3.5.4. Provide all utilities with bid set of plans and request attendance at pre-bid meeting.
- 3.5.5. Conduct a pre-bid meeting
- 3.5.6. Publish minutes of all pre-bid meeting and disperse to City representative and all other attendees within five working days.
- 3.5.7. If necessary after pre-bid meeting, prepare and distribute addenda prior to bid opening.
- 3.5.8. Provide to the City a Consultant's opinion of probable construction cost and bid tab sheet.
- 3.5.9. Attend bid opening
- 3.5.10. Check accuracy of bids, evaluate the bidders and make a recommendation of award to the City.
- 3.5.11. Assemble five sets construction documents including bonds for execution by the contractor and the City.
- 3.5.12. Submit contractor signed contract documents to the City for execution and award.
- 3.5.13. Submit one full size plus one half-size paper copy and one electronic copy in Microsoft Office, Microsoft Project, or AutoCad of all documents for review by the City.
- 3.5.14. Consultant will also be responsible to incorporate some previous street design by Affinis Corporation.

4. TIME SCHEDULE

- 4.1. The Consultant's services and compensation under this Agreement have been agreed to in anticipation of orderly and continuous progress of the Project through completion of the Concept Phase, Preliminary Design Phase, Final Design Phase and Bidding Phase.

If the City fails to give prompt written authorization to proceed with any phase of services after completion

of the immediately preceding phase, the Consultant shall be entitled to equitable adjustment of rates and amounts of compensations to reflect reasonable costs incurred by the Consultant as a result of the delay or changes in the various elements that comprise such rates of compensation.

Neither City nor Consultant shall be considered in default of this Agreement for delays in performance caused by circumstances beyond the reasonable control of the nonperforming party. For purposes of this Agreement, such circumstances include, but are not limited to, abnormal weather conditions; floods; earthquakes; fire; epidemics; war, riots, and other civil disturbances; strikes, lockouts, work slowdowns, and other labor disturbances; sabotage; judicial restraint; and delay in or inability to procure permits, licenses, or authorizations from any local, state, or federal agency for any of the supplies, materials, accesses, or services required to be provided by either City or Consultant under this Agreement. Consultant shall be granted a reasonable extension of time for any delay in its performance caused by any such circumstances.

Should such circumstances occur, the consultant shall, within a reasonable time of being prevented from performing, give written notice to the City describing the circumstances preventing continued performance and the efforts being made to resume performance of this Agreement.

- 4.2. Recognizing that time is of the essence, the Consultant proposes to complete the scope of services as specified in the Scope of Services:

Concept Phase	Due by June 1, 2007
Preliminary Design Phase	Due by October 1, 2007
Final Design Phase	Due by December 1, 2007
Bidding Phase	Due by February 1, 2008

5. COMPENSATION

- 5.1. The City agrees to pay the Consultant as maximum compensation as defined in Exhibit B for the scope of services the following fees:

Concept Phase	Total Maximum Fee	\$ <u>17,109.00</u>
Preliminary Design Phase	Total Maximum Fee	\$ <u>164,891.00</u>
Final Design Phase	Total Maximum Fee	\$ <u>28,959.00</u>
Bidding Phase	Total Maximum Fee	\$ <u>4,241.00</u>
Total Fees		\$ <u>215,200.00</u>

- 5.2. The compensation will be billed by Phase detailing the position, hours and appropriate hourly rates (which include overhead and profit) for Consultant's personnel classifications and Direct Non-Salary Costs.
- 5.3. The term "Direct Non-Salary Costs" shall include the Consultant payments in connection with the Project to other consultants, transportation, and reproduction costs. Payments will be billed to the City at actual cost. Transportation, including use of survey vehicle or automobile will be charged at the IRS rate in effect during the billing period. Reproduction work and materials will be charged at actual cost for copies submitted to the City.
- 5.4. All billings must be submitted monthly for all services rendered in the previous month. The Consultant will invoice the City on forms approved by the City. All properly prepared invoices shall be accompanied by a documented breakdown of expenses incurred. This documentation shall include personnel by job classification, hourly rate, number of hours, description of subconsultant services and detail list of Direct Non-Salary Costs.

- 5.5. The maximum fee shall not be changed unless adjusted by an Engineering Change Order mutually agreed upon by the City and the Consultant prior to incurrence of any expense. The Engineering Change Order will be for major changes in scope, time or complexity of Project.

6. GENERAL PROVISIONS

- 6.1. **Opinion of Probable Cost and Schedule:** Since the Consultant has no control over the cost of labor, materials or equipment furnished by Contractors, or over competitive bidding or market conditions, the opinion of probable Project cost, construction cost or project schedules are based on the experience and best judgment of the Consultant, but the Consultant cannot and does not guarantee the costs or that actual schedules will not vary from the Consultant's projected schedules.
- 6.2. **Quantity Errors:** Negligent quantity miscalculations or omissions because of the Consultant's error shall be brought immediately to the City's attention. The Consultant shall not charge the City for the time and effort of checking and correcting the errors to the City's satisfaction.
- 6.3. **Reuse of Documents:** All documents including the plans and specifications provided or furnished by the Consultant pursuant to this Agreement are instruments of service in respect of the Project. The Consultant shall retain an ownership and property interest upon payment therefore whether or not the Project is completed. The City may make and retain copies for the use by the City and others; however, such documents are not intended or suitable for reuse by the City or others as an extension of the Project or on any other Project. Any such reuse without written approval or adaptation by the Consultant for the specific purpose intended will be at the City's sole risk and without liability to the Consultant. The City shall indemnify and hold harmless the Consultant from all claims, damages, losses and expenses including attorney's fees arising out of or resulting reuse of the documents.

In a similar manner, the Consultant is prohibited from reuse or disclosing any information contained in any documents, plans or specifications relative to the Project without the expressed written permission of the City.

- 6.4. **Insurance:** The Consultant shall procure and maintain, at its expense, the following insurance coverage: (a) Workers' Compensation -- Statutory Limits, with Employer's Liability limits of \$100,000 each employee, \$500,000 policy limit; (b) Commercial General Liability for bodily injury and property damage liability claims with limits of not less than \$1,000,000 per occurrence and \$2,000,000 in the aggregate; (c) Commercial Automobile Liability for bodily injury and property damage with limits of not less than \$1,000,000 each accident for all owned, non-owned and hired automobiles; (d) errors and omissions coverage of not less than \$1,000,000. Deductibles for any of the above coverage shall not exceed \$25,000 unless approved in writing by City. In addition, Consultant agrees to require all consultants and subconsultants to obtain and provide insurance in identical type and amounts of coverage together and to require satisfaction of all other insurance requirements provided in this Agreement.
- 6.4.1 Consultant's insurance shall be from an insurance carrier with an A.M. Best rating of A-IX or better, shall be on the GL 1986 ISO Occurrence form or such other form as may be approved by City, and shall name, by endorsement to be attached to the certificate of insurance, City, and its divisions, departments, officials, officers and employees, and other parties as specified by City as additional insureds as their interest may appear, except that the additional insured requirement shall not apply to Errors and Omissions coverage. Such endorsement shall be ISO CG2010 11/85 or equivalent. "Claims Made" and "Modified Occurrence" forms are not acceptable, except for Errors and Omissions coverage. Each certificate of insurance shall state that such insurance will not be canceled until after thirty (30) days' unqualified written notice of cancellation or reduction has been given to the City, except in the event of nonpayment of premium, in which case there shall be ten (10) days' unqualified written notice. Subrogation against City and City's Agent shall be waived.

Consultant's insurance policies shall be endorsed to indicate that Consultant's insurance coverage is primary and any insurance maintained by City or City's Agent is non-contributing as respects the work of Consultant.

- 6.4.2 Before Consultant performs any portion of the Work, it shall provide City with certificates and endorsements evidencing the insurance required by this Article. Consultant agrees to maintain the insurance required by this Article of a minimum of three (3) years following completion of the Project and, during such entire three (3) year period, to continue to name City, City's agent, and other specified interests as additional insureds thereunder.
- 6.4.3 Coverage shall contain a waiver of subrogation in favor of the City, and its subdivisions, departments, officials, officers and employees.
- 6.4.4 If due to the Consultant's negligent act, error or omission, any required item or component of the project is omitted from the Construction documents produced by the Consultant, the Consultant's liability shall be limited to the difference between the cost of adding the item at the time of discovery of the omission and the cost had the item or component been included in the construction documents. The Consultant will be responsible for any retrofit expense, waste, any intervening increase in the cost of the component, and a presumed premium of 10% of the cost of the component furnished through a change order from a contractor to the extent caused by the negligence or breach of contract of the Consultant or its subconsultants.
- 6.5 **Termination:** This Agreement may be terminated by either party upon seven days written notice in the event of substantial failure by the other party to perform in accordance with the terms hereof through no fault of the terminating party; provided, however, the nonperforming party shall have 14 calendar days from the receipt of the termination notice to cure the failure in a manner acceptable to the other party. In any such case, the Consultant shall be paid the reasonable value of the services rendered up to the time of termination on the basis of the payment provisions of this Agreement. Copies of all completed or partially completed designs, plans and specifications prepared under this Agreement shall be delivered to the City when and if this Agreement is terminated, but it is mutually agreed by the parties that the City will use them solely in connection with this Project, except with the written consent of the Consultant (subject to the above provision regarding Reuse of Documents).
- 6.6 **Controlling Law:** This Agreement is to be governed by the laws of the State of Kansas.
- 6.7 **Indemnity:** To the fullest extent permitted by law, with respect to the performance of its obligations in this Agreement or implied by law, and whether performed by Consultant or any subconsultants hired by Consultant, the Consultant agrees to indemnify City, and its agents, servants, and employees from and against any and all claims, damages, and losses arising out of personal injury, death, or property damage, caused by the negligent acts, errors, or omissions of the Consultant or its subconsultants, to the extent and in proportion to the comparative degree of fault of the Consultant and its subconsultants. Consultant shall also pay for City's reasonable attorneys' fees, expert fees, and costs incurred in the defense of such a claim to the extent and in proportion to the comparative degree of fault of the Consultant and its subconsultants.
- 6.8 **Severability:** Any provision or part of the Agreement held to be void or unenforceable under any law or regulation shall be deemed stricken and all remaining provisions shall continue to be valid and binding upon the City and the Consultant, who agree that the Agreement shall be reformed to replace such stricken provision or part thereof with a valid and enforceable provision that comes as close as possible to expressing the intention of the stricken provision. The provisions of this Article shall not prevent this entire Agreement from being void should a provision which is of the essence of this Agreement be determined void.

6.9 **Notices:** Any notice required under this Agreement will be in writing, addressed to the appropriate party at the address which appears on the signature page to this Agreement (as modified in writing from item to item by such party) and given personally, by registered or certified mail, return receipt requested, by facsimile or by a nationally recognized overnight courier service. All notices shall be effective upon the date of receipt.

6.10 **Successors and Assigns:** The City and the Consultant each is hereby bound and the partners, successors, executors, administrators, legal representatives and assigns of the City and the Consultant are hereby bound to the other party to this Agreement and to the partners, successors, executors, administrators, legal representatives and assigns of such other party in respect of all covenants and obligations of this Agreement.

Neither the City nor the Consultant may assign, sublet, or transfer any rights under the Agreement without the written consent of the other, which consent shall not be unreasonably withheld; provided, Consultant may assign its rights to payment without Owner's consent, and except to the extent that any assignment, subletting or transfer is mandated by law or the effect of this limitation may be restricted by law. Unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Agreement.

Nothing in this Agreement shall be construed to create, impose or give rise to any duty owed by the Consultant to any Contractor, subcontractor, supplier, other person or entity or to any surety for or employee of any of them, or give any rights or benefits under this Agreement to anyone other than the City and the Consultant.

IN WITNESS WHEREOF: the parties hereto have executed this Agreement to be effective as of the date first above written.

City:

City of Prairie Village, Kansas

By:

Ronald L. Shaffer, Mayor

Address for giving notices:

City of Prairie Village
7700 Mission Road
Prairie Village, Kansas 66208

Telephone: 913-385-4600

ATTEST:

Joyce Hagen Mundy, City Clerk

Consultant:

HNTB Corp.

By

Joseph R. Brand, P.E.

Address for giving notices:

HNTB Corp
7450 West 130th Street, Suite 400
Overland Park, Kansas 66213

Telephone: 913-491-9333

APPROVED AS TO FORM BY:

Charles E. Wetzler, City Attorney

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
3/5/2007

PRODUCER
Liberty Mutual Insurance Company
Financial Plaza II
6800 College Boulevard, Suite 700
Overland Park, KS 66211-1547

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED
HNTB Corporation
7450 W. 130th Street, Suite 400
Overland Park, KS 66213

INSURERS AFFORDING COVERAGE		NAIC #
INSURER A:	Liberty Mutual Fire Insurance Company	23035
INSURER B:		
INSURER C:		
INSURER D:		
INSURER E:		


COVERAGES
THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

SR ADD'L TR INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC	TB2-141-433035-216	12/1/06	12/1/07	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	AS2-141-433035-206	12/1/06	12/1/07	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
	EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE \$ RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below	WA2-14D-433035-667	1/1/07	1/1/08	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 500,000 E.L. DISEASE - EA EMPLOYEE \$ 500,000 E.L. DISEASE - POLICY LIMIT \$ 500,000
	OTHER				

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS
 HNTB Job 45021; 2008 C.A.R.S. Program, 75th Street (Belinder Avenue to State Line Road) and 2008 Paving Program Additional Insured: City of Prairie Village, and its divisions, departments, officials, officers and employees as respects general and automobile liability, subject to the terms and conditions of the policies, and, where required by written contract, shall be considered primary insurance as respects the Additional Insured, and any other insurance or self-insurance maintained by the Additional Insured shall be excess of this insurance and shall not contribute with it. Waiver of subrogation in favor of City of Prairie Village, and its subdivisions, departments, officials, officers and employees as respects general liability, automobile liability and workers' compensation, subject to the terms and conditions of the policies.

CERTIFICATE HOLDER

 City of Prairie Village
 3535 Somerset
 Prairie Village, KS 66208

CANCELLATION
 SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDORSE BY MAIL 60 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BY MAIL TO THE ADDRESS OF THE CERTIFICATE HOLDER.
 AUTHORIZED REPRESENTATIVE 

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YY)
3/5/2007

PRODUCER
Lockton Companies
444 W. 47th Street, Suite 900
Kansas City, MO 64112-1906
(816) 960-9000

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURERS AFFORDING COVERAGE

INSURED
HNTB Corporation
7450 W. 130th Street, Suite 400
Overland Park, KS 66213

INSURER A: CONTINENTAL CASUALTY
INSURER B: (VICTOR O. SCHINNERER)
INSURER C:
INSURER D:
INSURER E:

COVERAGES **PC**

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.


INSR LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
	GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	NOT APPLICABLE			EACH OCCURRENCE \$ XXXXXXXX FIRE DAMAGE (Any one fire) \$ XXXXXXXX MED EXP (Any one person) \$ XXXXXXXX PERSONAL & ADV INJURY \$ XXXXXXXX GENERAL AGGREGATE \$ XXXXXXXX PRODUCTS - COMP/OP AGG \$ XXXXXXXX
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	NOT APPLICABLE			COMBINED SINGLE LIMIT (Ea accident) \$ XXXXXXXX BODILY INJURY (Per person) \$ XXXXXXXX BODILY INJURY (Per accident) \$ XXXXXXXX PROPERTY DAMAGE (Per accident) \$ XXXXXXXX
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO	NOT APPLICABLE			AUTO ONLY - EA ACCIDENT \$ XXXXXXXX OTHER THAN EA ACC \$ XXXXXXXX AUTO ONLY: AGG \$ XXXXXXXX
	EXCESS LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> UMBRELLA FORM RETENTION \$	NOT APPLICABLE			EACH OCCURRENCE \$ XXXXXXXX AGGREGATE \$ XXXXXXXX \$ XXXXXXXX \$ XXXXXXXX \$ XXXXXXXX
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	NOT APPLICABLE			WC STATU-TORY LIMITS OTH-ER E.L. EACH ACCIDENT \$ XXXXXXXX E.L. DISEASE - EA EMPLOYEE \$ XXXXXXXX E.L. DISEASE - POLICY LIMIT \$ XXXXXXXX
A	OTHER PROFESSIONAL LIABILITY	EXN 008213985	5/1/06	5/1/07	\$1,000,000 per claim & the annual aggregate for all projects

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS
HNTB Job 45021; 2008 C.A.R.S. Program, 75th Street (Belinder Avenue to State Line Road) and 2008 Paving Program

CERTIFICATE HOLDER
City of Prairie Village
3535 Somerset
Prairie Village, KS 66208

ADDITIONAL INSURED; INSURER LETTER: _____

CANCELLATION
SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE


**CONSIDER PROJECT 190866 – 2008 CARS PROGRAM, 75TH
STREET (BELINDER AVENUE TO STATELINE ROAD) DESIGN
CONSULTANT FEES**

Background:

The City Council selected HNTB to provide design services for Project 190866, 75th Street (Belinder Avenue to Stateline Road). Attached is the agreement for these services.

Financial Impact:

The Capital Infrastructure Program Project 190866 has \$75,000 budgeted for the design services. The proposed total design fee for Project 190866 is \$86,400.00. A transfer of \$11,400.00 will be required from Capital Infrastructure Program Street Unallocated.

Suggested Motion:

Move to approve the agreement with HNTB for \$86,400.00 for design services for Project 190866: 75th Street (Belinder Avenue to State Line Road) and to approve a transfer of \$11,400.00 from Capital Infrastructure Program Street Unallocated to Project 190866.

PW

AGREEMENT FOR PROFESSIONAL ENGINEER

For

DESIGN SERVICES

Of

PROJECT 190866: 2008 C.A.R.S. PROGRAM 75th STREET (BELINDER AVENUE TO STATE LINE ROAD)

THIS AGREEMENT, made at the Prairie Village, Kansas, this 19th day of March, 2007, by and between the City of Prairie Village, Kansas, a municipal corporation with offices at 7700 Mission Road, Prairie Village, Kansas, 66208, hereinafter called the "City", and HNTB Corp., a corporation with offices at 7450 W. 130th St., Suite 300, Overland Park, Kansas 66213, hereinafter called the "Consultant".

WITNESSED, THAT WHEREAS, City has determined a need to retain a professional engineering firm to provide civil engineering services for the Design of Project 190866: 2008 C.A.R.S. Program, hereinafter called the "Project",

AND WHEREAS, the City is authorized and empowered to contract with the Consultant for the necessary consulting services for the Project,

AND WHEREAS, the City has the necessary funds for payment of such services,

NOW THEREFORE, the City hereby hires and employs the Consultant as set forth in this Agreement effective the date first written above.

1. CITY RESPONSIBILITIES

- 1.1. The City shall has designated the Manager of Engineering Services, Mr. Thomas Trienens, to act as the representative for the City with respect to the services to be performed or furnished by the Consultant under this Agreement. This person shall have the authority to transmit instructions, receive information, interpret and define the City policies with respect to the Consultant's services for this Project.
- 1.2. The City shall make available to the Consultant all existing data and records relevant to the Project such as, maps, plans, correspondence files and other information possessed by the City that is relevant to the Project. Consultant shall not be responsible for verifying or ensuring the accuracy of any information or content supplied by City or any other Project participant unless specifically defined by the scope of work, nor ensuring that such information or content does not violate or infringe any law or other third party rights. However, Consultant shall promptly advise the City, in writing, of any inaccuracies in the in formation provided or any other violation or infringement of any law or third party rights that Consultant observes. City shall indemnify Consultant for any infringement claims resulting from Consultant's use of such content, materials or documents.
- 1.3. The City shall review for approval all criteria, design elements and documents as to the City requirements for the Project, including objectives, constraints, performance requirements and budget limitations.
- 1.4. The City shall provide copies of all existing standard details and documentation for use by the Consultant for the project.

- 1.5. The City shall diligently review all submittals presented by the Consultant.
- 1.6. The City has funded \$531,210 for this project.

2. CONSULTANT RESPONSIBILITIES

- 2.1. The Consultant shall either perform for or furnish to the City professional civil engineering services and related services in all phases of the Project to which this Agreement applies as hereinafter provided.
- 2.2. The Consultant shall serve as the prime professional Consultant for the City on this Project
- 2.3. The standard of care for all professional consulting services and related services either performed for or furnished by the Consultant under this Agreement will be the care and skill ordinarily used by members of the Consultant's profession, practicing under similar conditions at the same time and in the same locality.
- 2.4. Designate a person to act as the Consultant's representative with respect to the services to be performed or furnished by the Consultant under this Agreement. Such person shall have authority to transmit instructions, receive information, and make decisions with respect to the Consultant's services for the Project.

3. SCOPE OF SERVICES

- 3.1. Upon receipt of notice to proceed from the City, the Consultant shall provide all consulting services related to this project including, but not limited, to these phases and tasks. The scope is defined generally below and in more details in Exhibit A.

3.2. Concept Phase

- 3.2.1. Schedule and attend one startup meeting with City to confirm project goals, schedule, budget and expectations. At this meeting the City will review philosophical changes in the program.
- 3.2.2. Review the list of work locations with applicable priorities as provided by the City
- 3.2.3. Review any criteria changes in the program
- 3.2.4. Review with City staff, the list of issues based on service requests, work orders, permits issued, Public Works staff experiences, available plans, previous studies, and pertinent information regarding the Project
- 3.2.5. Make on-site field investigations to define and to witness construction needs, limits, alignment, underground utilities, drainage problems, sidewalk issues, driveway issues and other special elements of the Project.
- 3.2.6. Identify all utilities that may be affected by the project and make contact with the utility to determine the facilities involved
- 3.2.7. Prepare a project schedule in Microsoft Project
- 3.2.8. Submit an opinion of probable project cost listing typical construction pay items, construction administration costs and any other project related costs. Add a project contingency equal to 20 percent of the total of construction costs and estimated Construction Administration fee.
- 3.2.9. Suggest additions or deductions to adjust the total project cost to equal approximately 1.20 times the project budget
- 3.2.10. Submit a report summarizing the project scope containing a list of streets, description of intended construction, probable construction cost per street, and location of new sidewalks.
- 3.2.11. Submit one full size plus one half size paper copy and one electronic copy in Microsoft Office, Microsoft Project, or AutoCAD of all documents for review by the City.

3.3. Preliminary Design Phase

- 3.3.1. Prepare preliminary construction documents showing the nature and extent of improvements, the conditions under which the Contractor shall work and the general conditions of contractual relations.
- 3.3.2. Conduct field reconnaissance to evaluate and identify:
 - 3.3.2.1. Issues determined in the concept phase
 - 3.3.2.2. Need for full depth pavement repairs
 - 3.3.2.3. Need for sidewalk replacement
 - 3.3.2.4. Location for new sidewalk
 - 3.3.2.5. Need for curb and gutter replacement
 - 3.3.2.6. Need for and limits of driveway replacement
 - 3.3.2.7. Need for which type of ADA ramps
 - 3.3.2.8. Condition of drainage system by observing water flow during, immediately after and after three days with no rain
 - 3.3.2.9. Location and condition of existing storm drainage system.
 - 3.3.2.10. Utility locations
- 3.3.3. Determine existing pavement elevations every 50 feet parallel to center line at the center line, gutter, at gutter elevation at center of ADA ramp and property line, and 12 feet perpendicular to center line for evaluating cross slope and profile.
- 3.3.4. Determine pavement thickness to a coring schedule as approved by City
- 3.3.5. Determine drainage improvements after consultation with City and City Drainage Consultant
- 3.3.6. Record location of existing traffic markings and review for compliance with MUTCD and City standards
- 3.3.7. Identify tree conflicts
- 3.3.8. Identify location and scope of relocation through test pit locations of potential utility conflicts
- 3.3.9. Identify location of bench marks and section markers
- 3.3.10. Prepare preliminary construction plans
- 3.3.11. Prepare a project title sheet
- 3.3.12. Prepare general site plan showing and identifying surface features such as street right-of-way, edge of pavement, sidewalks, driveways, boring locations, trees, house outline, address, owner name based on latest AIMS coverage data, irrigation systems, known electronic dog fences and any other pertinent surface feature
- 3.3.13. Prepare plan and profiles for street reconstruction showing all utility, including drainage, sanitary sewer, water, gas, electric, telephone, traffic signals, and street lights, as well as all conflicts and test pits
- 3.3.14. Prepare a cross section plan of typical sections for significant changes in final elevations or critical construction locations
- 3.3.15. Prepare a detail plan showing City details drawings and other special details pertinent to the project
- 3.3.16. Prepare an easement plan of existing and intended construction and required easements (both permanent and temporary) as well as any right of entry
- 3.3.17. Prepare a traffic control plan showing temporary and permanent traffic control measures per MUTCD for various phases of construction
- 3.3.18. Prepare an erosion and sediment control plan showing all areas to be controlled during construction.

- 3.3.19. Present one set (one full size and one half size) of preliminary (80% completion) construction plans for City review that include:
 - 3.3.19.1. Cover sheet
 - 3.3.19.2. Typical sections
 - 3.3.19.3. Standard and special details
 - 3.3.19.4. Plan and profile for streets to be reconstructed
 - 3.3.19.5. Plan for streets to be milled and overlaid
 - 3.3.19.6. Plan and profile for drainage improvements
 - 3.3.19.7. Plan and profile for new sidewalk construction
 - 3.3.19.8. Plan for traffic markings and traffic control during construction
 - 3.3.19.9. Erosion control plan
 - 3.3.19.10. Plan showing property, easements and right-of-way locations and ownership
- 3.3.20. Prepare all easement documents and submit to City in a form acceptable to Johnson County
- 3.3.21. Present one set (half size) of preliminary plans to appropriate governmental agencies and utility companies requesting comments and verification of potential conflicts
- 3.3.22. Conduct a field check with City
- 3.3.23. Participate in a public meeting to present project specifics
- 3.3.24. Present draft of detail specifications and special conditions for City review
- 3.3.25. Present a detailed opinion of probable construction cost of City defined construction pay items with quantities and current unit costs. Add to the total construction cost, a contingency of 15 percent plus estimate of Construction Administration Fee
- 3.3.26. Suggest additions or deductions to adjust the total project cost to equal approximately 1.15 times the project budget.
- 3.3.27. Publish minutes of all monthly project review meetings and disperse the minutes to City representative and all other attendees within five working days.
- 3.3.28. Submit one full size plus one half-size paper copy and one electronic copy in Microsoft Office, Microsoft Project, or AutoCAD of all documents for review by the City.

3.4. Final Design Phase

- 3.4.1. Prepare final design documents base of review and comments from City and other review agencies of the preliminary plans
- 3.4.2. Present final project manual for City review
- 3.4.3. Prepare and submit to City two copies of legal description for permanent and temporary easements, and any right-of-entry documents in approved Johnson County Register of Deeds format.
- 3.4.4. Present one full size plus one half size set of final design plans and specifications for City review
- 3.4.5. Submit one half-size set of final plans and specifications to other appropriate governmental agencies and utility companies with identification of significant changes to preliminary design plans.
- 3.4.6. Request utility comments and construction schedule.
- 3.4.7. Prepare a final opinion of probable construction cost.

- 3.4.8. Prepare all bid documents using the City's standard documents.
- 3.4.9. Publish minutes of all project review meetings and disperse to City representative and all other attendees within five working days.
- 3.4.10. Submit one paper copy and one electronic copy in Microsoft Office, Microsoft Project, or AutoCad of all documents for review by the City.

3.5. Bidding Phase

- 3.5.1. Provide the City a notice of bid for publication.
- 3.5.2. Mail notice to bid to potential contractors and plan houses
- 3.5.3. Provide to printing house plans, bid documents, and specifications for potential bidders to purchase
- 3.5.4. Provide all utilities with bid set of plans and request attendance at pre-bid meeting.
- 3.5.5. Conduct a pre-bid meeting
- 3.5.6. Publish minutes of all pre-bid meeting and disperse to City representative and all other attendees within five working days.
- 3.5.7. If necessary after pre-bid meeting, prepare and distribute addenda prior to bid opening.
- 3.5.8. Provide to the City a Consultant's opinion of probable construction cost and bid tab sheet.
- 3.5.9. Attend bid opening
- 3.5.10. Check accuracy of bids, evaluate the bidders and make a recommendation of award to the City.
- 3.5.11. Assemble five sets construction documents including bonds for execution by the contractor and the City.
- 3.5.12. Submit contractor signed contract documents to the City for execution and award.
- 3.5.13. Submit one full size plus one half-size paper copy and one electronic copy in Microsoft Office, Microsoft Project, or AutoCad of all documents for review by the City.

4. TIME SCHEDULE

- 4.1. The Consultant's services and compensation under this Agreement have been agreed to in anticipation of orderly and continuous progress of the Project through completion of the Concept Phase, Preliminary Design Phase, Final Design Phase and Bidding Phase.

If the City fails to give prompt written authorization to proceed with any phase of services after completion of the immediately preceding phase, the Consultant shall be entitled to equitable adjustment of rates and amounts of compensations to reflect reasonable costs incurred by the Consultant as a result of the delay or changes in the various elements that comprise such rates of compensation.

Neither City nor Consultant shall be considered in default of this Agreement for delays in performance caused by circumstances beyond the reasonable control of the nonperforming party. For purposes of this Agreement, such circumstances include, but are not limited to, abnormal weather conditions; floods; earthquakes; fire; epidemics; war, riots, and other civil disturbances; strikes, lockouts, work slowdowns, and other labor disturbances; sabotage; judicial restraint; and delay in or inability to procure permits, licenses, or authorizations from any local, state, or federal agency for any of the supplies, materials, accesses, or services required to be provided by either City or Consultant under this Agreement. Consultant shall be granted a reasonable extension of time for any delay in its performance caused by any such circumstances.

Should such circumstances occur, the consultant shall, within a reasonable time of being prevented from performing, give written notice to the City describing the circumstances preventing continued performance and the efforts being made to resume performance of this Agreement.

- 4.2. Recognizing that time is of the essence, the Consultant proposes to complete the scope of services as specified in the Scope of Services:

Concept Phase	Due by June 1, 2007
Preliminary Design Phase	Due by October 1, 2007
Final Design Phase	Due by December 1, 2007
Bidding Phase	Due by February 1, 2008

5. COMPENSATION

- 5.1. The City agrees to pay the Consultant as maximum compensation as defined in exhibit B for the scope of services the following fees:

Concept Phase	Total Maximum Fee	\$ <u>10,599.00</u>
Preliminary Design Phase	Total Maximum Fee	\$ <u>59,428.00</u>
Final Design Phase	Total Maximum Fee	\$ <u>12,077.00</u>
Bidding Phase	Total Maximum Fee	\$ <u>4,296.00</u>
Total Fees		\$ <u>86,400.00</u>

- 5.2. The compensation will be billed by Phase detailing the position, hours and appropriate hourly rates (which include overhead and profit) for Consultant's personnel classifications and Direct Non-Salary Costs.
- 5.3. The term "Direct Non-Salary Costs" shall include the Consultant payments in connection with the Project to other consultants, transportation, and reproduction costs. Payments will be billed to the City at actual cost. Transportation, including use of survey vehicle or automobile will be charged at the IRS rate in effect during the billing period. Reproduction work and materials will be charged at actual cost for copies submitted to the City.
- 5.4. All billings must be submitted monthly for all services rendered in the previous month. The Consultant will invoice the City on forms approved by the City. All properly prepared invoices shall be accompanied by a documented breakdown of expenses incurred. This documentation shall include personnel by job classification, hourly rate, number of hours, description of subconsultant services and detail list of Direct Non-Salary Costs.
- 5.5. The maximum fee shall not be changed unless adjusted by an Engineering Change Order mutually agreed upon by the City and the Consultant prior to incurrence of any expense. The Engineering Change Order will be for major changes in scope, time or complexity of Project.

6. GENERAL PROVISIONS

- 6.1. **Opinion of Probable Cost and Schedule:** Since the Consultant has no control over the cost of labor, materials or equipment furnished by Contractors, or over competitive bidding or market conditions, the opinion of probable Project cost, construction cost or project schedules are based on the experience and best judgment of the Consultant, but the Consultant cannot and does not guarantee the costs or that actual schedules will not vary from the Consultant's projected schedules.

- 6.2. **Quantity Errors:** Negligent quantity miscalculations or omissions because of the Consultant's error shall be brought immediately to the City's attention. The Consultant shall not charge the City for the time and effort of checking and correcting the errors to the City's satisfaction.
- 6.3. **Reuse of Documents:** All documents including the plans and specifications provided or furnished by the Consultant pursuant to this Agreement are instruments of service in respect of the Project. The Consultant shall retain an ownership and property interest upon payment therefore whether or not the Project is completed. The City may make and retain copies for the use by the City and others; however, such documents are not intended or suitable for reuse by the City or others as an extension of the Project or on any other Project. Any such reuse without written approval or adaptation by the Consultant for the specific purpose intended will be at the City's sole risk and without liability to the Consultant. The City shall indemnify and hold harmless the Consultant from all claims, damages, losses and expenses including attorney's fees arising out of or resulting reuse of the documents.

In a similar manner, the Consultant is prohibited from reuse or disclosing any information contained in any documents, plans or specifications relative to the Project without the expressed written permission of the City.

- 6.4. **Insurance:** The Consultant shall procure and maintain, at its expense, the following insurance coverage: (a) Workers' Compensation -- Statutory Limits, with Employer's Liability limits of \$100,000 each employee, \$500,000 policy limit; (b) Commercial General Liability for bodily injury and property damage liability claims with limits of not less than \$1,000,000 per occurrence and \$2,000,000 in the aggregate; (c) Commercial Automobile Liability for bodily injury and property damage with limits of not less than \$1,000,000 each accident for all owned, non-owned and hired automobiles; (d) errors and omissions coverage of not less than \$1,000,000. Deductibles for any of the above coverage shall not exceed \$25,000 unless approved in writing by City. In addition, Consultant agrees to require all consultants and subconsultants to obtain and provide insurance in identical type and amounts of coverage together and to require satisfaction of all other insurance requirements provided in this Agreement.
- 6.4.1 Consultant's insurance shall be from an insurance carrier with an A.M. Best rating of A-IX or better, shall be on the GL 1986 ISO Occurrence form or such other form as may be approved by City, and shall name, by endorsement to be attached to the certificate of insurance, City, and its divisions, departments, officials, officers and employees, and other parties as specified by City as additional insureds as their interest may appear, except that the additional insured requirement shall not apply to Errors and Omissions coverage. Such endorsement shall be ISO CG2010 11/85 or equivalent. "Claims Made" and "Modified Occurrence" forms are not acceptable, except for Errors and Omissions coverage. Each certificate of insurance shall state that such insurance will not be canceled until after thirty (30) days' unqualified written notice of cancellation or reduction has been given to the City, except in the event of nonpayment of premium, in which case there shall be ten (10) days' unqualified written notice. Subrogation against City and City's Agent shall be waived. Consultant's insurance policies shall be endorsed to indicate that Consultant's insurance coverage is primary and any insurance maintained by City or City's Agent is non-contributing as respects the work of Consultant.
- 6.4.2 Before Consultant performs any portion of the Work, it shall provide City with certificates and endorsements evidencing the insurance required by this Article. Consultant agrees to maintain the insurance required by this Article of a minimum of three (3) years following completion of the Project and, during such entire three (3) year period, to continue to name City, City's agent, and other specified interests as additional insureds thereunder.
- 6.4.3 Coverage shall contain a waiver of subrogation in favor of the City, and its subdivisions, departments, officials, officers and employees.

6.4.4 If due to the Consultant's negligent act, error or omission, any required item or component of the project is omitted from the Construction documents produced by the Consultant, the Consultant's liability shall be limited to the difference between the cost of adding the item at the time of discovery of the omission and the cost had the item or component been included in the construction documents. The Consultant will be responsible for any retrofit expense, waste, any intervening increase in the cost of the component, and a presumed premium of 10% of the cost of the component furnished through a change order from a contractor to the extent caused by the negligence or breach of contract of the Consultant or its subconsultants.

6.5 **Termination:** This Agreement may be terminated by either party upon seven days written notice in the event of substantial failure by the other party to perform in accordance with the terms hereof through no fault of the terminating party; provided, however, the nonperforming party shall have 14 calendar days from the receipt of the termination notice to cure the failure in a manner acceptable to the other party. In any such case, the Consultant shall be paid the reasonable value of the services rendered up to the time of termination on the basis of the payment provisions of this Agreement. Copies of all completed or partially completed designs, plans and specifications prepared under this Agreement shall be delivered to the City when and if this Agreement is terminated, but it is mutually agreed by the parties that the City will use them solely in connection with this Project, except with the written consent of the Consultant (subject to the above provision regarding Reuse of Documents).

6.6 **Controlling Law:** This Agreement is to be governed by the laws of the State of Kansas.

6.7 **Indemnity:** To the fullest extent permitted by law, with respect to the performance of its obligations in this Agreement or implied by law, and whether performed by Consultant or any subconsultants hired by Consultant, the Consultant agrees to indemnify City, and its agents, servants, and employees from and against any and all claims, damages, and losses arising out of personal injury, death, or property damage, caused by the negligent acts, errors, or omissions of the Consultant or its subconsultants, to the extent and in proportion to the comparative degree of fault of the Consultant and its subconsultants. Consultant shall also pay for City's reasonable attorneys' fees, expert fees, and costs incurred in the defense of such a claim to the extent and in proportion to the comparative degree of fault of the Consultant and its subconsultants.

6.8 **Severability:** Any provision or part of the Agreement held to be void or unenforceable under any law or regulation shall be deemed stricken and all remaining provisions shall continue to be valid and binding upon the City and the Consultant, who agree that the Agreement shall be reformed to replace such stricken provision or part thereof with a valid and enforceable provision that comes as close as possible to expressing the intention of the stricken provision. The provisions of this Article shall not prevent this entire Agreement from being void should a provision which is of the essence of this Agreement be determined void.

6.9 **Notices:** Any notice required under this Agreement will be in writing, addressed to the appropriate party at the address which appears on the signature page to this Agreement (as modified in writing from item to item by such party) and given personally, by registered or certified mail, return receipt requested, by facsimile or by a nationally recognized overnight courier service. All notices shall be effective upon the date of receipt.

6.10 **Successors and Assigns:** The City and the Consultant each is hereby bound and the partners, successors, executors, administrators, legal representatives and assigns of the City and the Consultant are hereby bound to the other party to this Agreement and to the partners, successors, executors, administrators, legal representatives and assigns of such other party in respect of all covenants and obligations of this Agreement.

Neither the City nor the Consultant may assign, sublet, or transfer any rights under the Agreement without the written consent of the other, which consent shall not be unreasonably withheld; provided, Consultant may assign its rights to payment without Owner's consent, and except to the extent that any assignment,

subletting or transfer is mandated by law or the effect of this limitation may be restricted by law. Unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Agreement.

Nothing in this Agreement shall be construed to create, impose or give rise to any duty owed by the Consultant to any Contractor, subcontractor, supplier, other person or entity or to any surety for or employee of any of them, or give any rights or benefits under this Agreement to anyone other than the City and the Consultant.

IN WITNESS WHEREOF: the parties hereto have executed this Agreement to be effective as of the date first above written.

City:

City of Prairie Village, Kansas

By: _____

Ronald L. Shaffer, Mayor

Address for giving notices:

City of Prairie Village
7700 Mission Road
Prairie Village, Kansas 66208

Telephone: 913-385-4600

ATTEST:

Joyce Hagen Mundy, City Clerk

Consultant:

HNTB Corp.

By _____

Joseph R. Brand, P.E.

Address for giving notices:

HNTB Corp
7450 West 130th Street, Suite 400
Overland Park, Kansas 66213

Telephone: 913-491-9333

APPROVED AS TO FORM BY:

Charles E. Wetzler, City Attorney

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
3/5/2007

PRODUCER
Liberty Mutual Insurance Company
Financial Plaza II
6800 College Boulevard, Suite 700
Overland Park, KS 66211-1547

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED
HNTB Corporation
7450 W. 130th Street, Suite 400
Overland Park, KS 66213

INSURERS AFFORDING COVERAGE		NAIC #
INSURER A:	Liberty Mutual Fire Insurance Company	23035
INSURER B:		
INSURER C:		
INSURER D:		
INSURER E:		

COVERAGE
THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

ADD'L INSURER	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC	TB2-141-433035-216	12/1/06	12/1/07	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	AS2-141-433035-206	12/1/06	12/1/07	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
	EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE \$ RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below	WA2-14D-433035-667	1/1/07	1/1/08	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 500,000 E.L. DISEASE - EA EMPLOYEE \$ 500,000 E.L. DISEASE - POLICY LIMIT \$ 500,000
	OTHER				

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS
 HNTB Job 45021: 2008 C.A.R.S. Program, 75th Street (Belinder Avenue to State Line Road) and 2008 Paving Program. Additional insured: City of Prairie Village, and its divisions, departments, officials, officers and employees as respects general and automobile liability, subject to the terms and conditions of the policies, and, where required by written contract, shall be considered primary insurance as respects the Additional Insured, and any other insurance or self-insurance maintained by the Additional Insured shall be excess of this insurance and shall not contribute with it. Waiver of subrogation in favor of City of Prairie Village, and its subdivisions, departments, officials, officers and employees as respects general liability, automobile liability and workers' compensation, subject to the terms and conditions of the policies.

CERTIFICATE HOLDER
 City of Prairie Village
 3535 Somerset
 Prairie Village, KS 66208

CANCELLATION
 SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL PROVIDE BY MAIL 60 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BY FIRST CLASS REGISTERED MAIL.
 AUTHORIZED REPRESENTATIVE:

ACORD CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YY)
3/5/2007

PRODUCER
Lockton Companies
444 W. 47th Street, Suite 900
Kansas City, MO 64112-1906
(816) 960-9000

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURERS AFFORDING COVERAGE

INSURED
HNTB Corporation
7450 W. 130th Street, Suite 400
Overland Park, KS 66213

INSURER A: CONTINENTAL CASUALTY
INSURER B: (VICTOR O. SCHINNERER)
INSURER C:
INSURER D:
INSURER E:

COVERAGES PC

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
	GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	NOT APPLICABLE			EACH OCCURRENCE \$ XXXXXXXX FIRE DAMAGE (Any one fire) \$ XXXXXXXX MED EXP (Any one person) \$ XXXXXXXX PERSONAL & ADV INJURY \$ XXXXXXXX GENERAL AGGREGATE \$ XXXXXXXX PRODUCTS - COMP/CP AGG \$ XXXXXXXX
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	NOT APPLICABLE			COMBINED SINGLE LIMIT (Ea accident) \$ XXXXXXXX BODILY INJURY (Per person) \$ XXXXXXXX BODILY INJURY (Per accident) \$ XXXXXXXX PROPERTY DAMAGE (Per accident) \$ XXXXXXXX
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO	NOT APPLICABLE			AUTO ONLY - EA ACCIDENT \$ XXXXXXXX OTHER THAN EA ACC AGG \$ XXXXXXXX AUTO ONLY: \$ XXXXXXXX
	EXCESS LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> UMBRELLA FORM <input type="checkbox"/> RETENTION \$	NOT APPLICABLE			EACH OCCURRENCE \$ XXXXXXXX AGGREGATE \$ XXXXXXXX \$ XXXXXXXX \$ XXXXXXXX
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	NOT APPLICABLE			<input type="checkbox"/> WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ XXXXXXXX E.L. DISEASE - EA EMPLOYEE \$ XXXXXXXX E.L. DISEASE - POLICY LIMIT \$ XXXXXXXX
A	OTHER PROFESSIONAL LIABILITY	EXN 008213985	5/1/06	5/1/07	\$1,000,000 per claim & the annual aggregate for all projects

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENTS/SPECIAL PROVISIONS

HNTB Job 45021; 2008 C.A.R.S. Program, 75th Street (Belinder Avenue to State Line Road) and 2008 Paving Program

CERTIFICATE HOLDER

ADDITIONAL INSURED; INSURER LETTER:

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

City of Prairie Village
3535 Somerset
Prairie Village, KS 66208



COU 2007-29
**CONSIDER THE PLANNING FUNDING AGREEMENT BETWEEN THE CITY
OF PRAIRIE VILLAGE AND NEXTEL**

Issue:

Should the City of Prairie Village approve the planning funding agreement with Nextel regarding the 800 MHz rebanding process of the Cities radio system?

Background:

In an effort to alleviate interference in the 800 MHz spectrum with public safety systems and commercial wireless systems, the Federal Communications Commission has ordered the rebanding of affected public safety radio systems. The Cities radio system falls in this group, and therefore one channel needs to be moved within the 800 MHz frequency. Nextel has been charged by the FCC with funding relocation costs to affected licenses.

The City is under the Mid America Regional Council's guidance in coordinating the rebanding process for the entire metro area. MARC hired a private consultant, Tusa Consulting Services, to assist agencies with planning and coordinating this effort. The consultant's agreement was approved by the governing body on August 21, 2006.

The Planning Funding agreement outlines planning costs and payment terms for this part of the rebanding process. It should be noted that any city whose radio system is being affected by rebanding is being asked to approve similar agreements. The attached agreement will allow the City to continue the process of rebanding with Nextel. The deadline for rebanding is currently May, 2008. The City Attorney has reviewed the agreement.

Financial Implications:

None, Nextel is responsible for all costs.

Recommendations:

Staff recommends the approval of the planning funding agreement between the City of Prairie Village and Nextel.

**PLANNING FUNDING AGREEMENT
[800 MHZ RECONFIGURATION]**

This PLANNING FUNDING AGREEMENT ("Agreement") is made this _____ day of _____, 200_, by and between the City of Prairie Village, a political subdivision of the state of Kansas ("Incumbent"), having an address of 7710 Mission Road, Prairie Village, KS 66208, and Nextel Operations, Inc., a wholly owned indirect subsidiary of Sprint Nextel Corporation, a Delaware corporation ("Nextel") having an address of 2001 Edmund Halley Drive, Reston, VA 20191. Nextel and Incumbent may be referred to collectively in this Agreement as the "Parties."

RECITALS:

A. On August 6, 2004, the Federal Communications Commission ("FCC") issued a report and order to reconfigure the frequency allocations in the 800 MHz band ("Reconfiguration"), including frequency allocations on which Incumbent and Nextel are currently authorized to operate (respectively, the "Incumbent Frequencies" and "Replacement Frequencies").

B. On December 22, 2004, the FCC issued a Supplemental Order and Order on Reconsideration. The August 6, 2004 and December 22, 2004 FCC orders, any binding actions issued by the Transition Administrator pursuant to its delegated authority under the orders ("Actions"), and any supplemental FCC orders in the Reconfiguration proceeding or subsequent Actions after the date of this Agreement, are collectively referred to as the "Order."

C. Pursuant to the Order, Nextel and Incumbent intend to enter into an 800 MHz Frequency Reconfiguration Agreement ("Reconfiguration Agreement") that will define the Parties' respective obligations regarding the Reconfiguration, including without limitation Nextel's obligation to pay for reasonable costs incurred in effecting the Reconfiguration.

AGREEMENT:

1. **Planning Cost.** In order to facilitate negotiation of the Reconfiguration Agreement involving the license(s) for the Incumbent Frequencies granted by the FCC as identified in Schedule A (the "Incumbent Licenses") and in accordance with the work described in the Statement of Work attached to this Agreement as Schedule B, Nextel will pay the cost of the planning activities identified on Schedule C attached hereto ("Planning Cost") in an amount not to exceed the Planning Cost estimate set forth on Schedule C ("Planning Cost Estimate"). All Planning Costs incurred for internal labor must be consistent with the Transition Administrator Incumbent Labor Rate Reimbursement Policy as set forth at www.800TA.org. The planning activities and deliverables identified in Schedule B will commence within fourteen (14) days following execution by both Parties of this Agreement ("Agreement Execution") and will be completed no later than one hundred five (105) days following Agreement Execution.
2. **Payment Terms.** Subject to the terms and conditions herein, Nextel will make payments in accordance with the payment terms identified on Schedule C for both payments made directly to Incumbent and payments made on behalf of Incumbent directly to each third party vendor or service provider identified on Schedule C ("Planning Vendor").
3. **Confidentiality.** The terms of this Agreement and any proprietary, non-public information regarding the Incumbent Frequencies, Replacement Frequencies, Nextel's business and Incumbent's business must be kept confidential by the Parties and their employees, shareholders, agents, attorneys and accountants (collectively, "Agents"), which confidentiality will survive final payment

or termination of this Agreement for a period of two (2) years. The Parties may make disclosures as required by law and to the Transition Administrator as required to perform obligations under this Agreement, provided, however, that each Party will cause all of its Agents to honor the provisions of this Section. Notwithstanding the foregoing and as required by FCC Order,¹ this confidentiality provision shall not apply to disclosure of the terms and conditions and other information regarding any planning funding agreement and/or reconfiguration agreement between public safety licensees. Moreover, Incumbent may disclose technical and/or system information related to the Reconfiguration and directly related to resolving or planning interoperability issues, to the Mid-America Regional Council (MARC), and municipalities who need to know such information within Incumbent's NPSPAC regions,

Deleted:
Deleted: licensees
Deleted: of 6 and 14.
Formatted: Indent: Left: 0.69"
Formatted: Bullets and Numbering

4 Review Rights. In order to enable the Transition Administrator to comply with its audit obligations under the Order, Incumbent agrees to maintain records and other supporting evidence related to the costs that Incumbent has expended in connection with planning activities related to the Reconfiguration and that Nextel has paid or will pay to Incumbent pursuant to this Agreement. Incumbent agrees to maintain such records and make them reasonably available to the Transition Administrator for review or reproduction until twenty-four (24) months after Closing, as defined in Section 7. As used in this provision, "records" includes books, documents, accounting procedures and practices and other data regardless of type and regardless of whether such items are in written form, in the form of computer data or in any other form.

5 Changes. If either Party believes that a change to the planning activities contemplated by the Planning Cost Estimate is required (including changes by Planning Vendors), such Party will promptly notify the other Party in writing. Such written notice (the "Planning Funding Change Notice") shall set forth (i) a description of the scope of the change believed to be necessary and (ii) an estimate of any increase or decrease in the Planning Cost Estimate and in the time required to finish planning for the reconfiguration of Incumbent's existing facilities. A Party receiving a Planning Funding Change Notice shall immediately perform its own analysis of the need for and scope of the change and its impact on the Planning Cost Estimate and schedule and negotiate the change in good faith with the other Party. After the Parties have agreed upon a change to this Agreement, they shall prepare a proposed amendment to this Agreement pursuant to Section 13 and submit to the Transition Administrator a copy of the proposed amendment together with a written request for its approval. Such request shall be accompanied by reasonable documentation supporting the need for and scope of the change and any proposed increase or decrease in the Planning Cost Estimate and in the time required to finish planning for the reconfiguration of Incumbent's existing facilities. Incumbent is responsible for all changes necessary as it relates to work performed by a Planning Vendor on behalf of Incumbent. No change to the Planning Cost Estimate, the planning activities contemplated by the Planning Cost Estimate or the time required to finish planning for the Reconfiguration of Incumbent's existing facilities shall become effective until the Transition Administrator has approved the change in writing and both Parties have signed an amendment incorporating such approved change into this Agreement pursuant to Section 13. Notwithstanding any provision in this Agreement, once the Parties have submitted a proposed amendment and request for change to the Transition Administrator and the Transition Administrator does not approve such amendment within ten (10) business days of the submittal, the completion deadline(s) stated in Section 1 and Schedule B of this Agreement shall be tolled, pending decision by the Transition Administrator on the proposed amendment, and the completion deadline(s) stated in Section 1 and Schedule B of this Agreement will be automatically extended by the number of days following the ten (10) business day review period needed for TA approval of the proposed amendment unless such Parties propose extending the completion deadline in the proposed amendment and, if so, the date in the proposed amendment shall control.

¹ See In the Matter of Improving Public Safety Communications in the 800 MHz Band, Order, 40 CR 220, ¶ 1 (2007). The FCC specifically stated that public safety licensees may freely disclose information to one another concerning their relocation agreements with Nextel. Id.

6 Disputes. The Parties agree that any dispute related to Nextel's obligation to pay the cost of any planning activities related to the Reconfiguration of Incumbent's system contemplated by this Agreement, which is not resolved by mutual agreement, shall be resolved in accordance with the dispute resolution provisions of the Order, as it may be amended from time to time.

7 Closing. The closing ("Closing") of the transactions contemplated by this Agreement will take place after delivery by Incumbent to Nextel of: (i) all receipts, invoices and other documentation required to substantiate the actual costs of the planning activities contemplated by the Planning Cost Estimate ("Actual Planning Costs"), and certification that any Actual Planning Costs incurred for internal labor are consistent with the Transition Administrator policy on Incumbent Labor Rate reimbursement as identified at www.800TA.org; and (ii) a copy of all deliverables required to be delivered pursuant to the Statement of Work. Prior to Closing, Incumbent will submit to Nextel documentation (including without limitation invoices, receipts, and timesheets or equivalent documentation) demonstrating the Actual Planning Costs. Upon receipt by Nextel of documentation of the Actual Planning Costs, Nextel and Incumbent will reconcile the Actual Planning Costs against the payments made by Nextel to Incumbent pursuant to this Agreement and the Parties will agree upon the amount of any additional payments due to Incumbent or any refunds due to Nextel.

8 Reconciliation. The effective date of agreement on reconciliation of the Actual Planning Costs and signing of the Closing documents by both Parties is considered the "Planning Funding Reconciliation Date." Any additional payments due to Incumbent from Nextel will be disbursed to Incumbent within thirty (30) days of the Planning Funding Reconciliation Date, provided the additional payments do not result from Actual Planning Costs that exceed the Planning Cost Estimate. Any refunds due to Nextel from Incumbent will be made within thirty (30) days of the Planning Funding Reconciliation Date. In the event Incumbent's Actual Planning Costs exceed the Planning Cost Estimate, Incumbent must submit a Planning Funding Change Notice pursuant to Section 5 of this Agreement describing the change in scope of work that resulted in Incumbent's Actual Planning Costs exceeding the Planning Cost Estimate. Approval of any Planning Funding Change Notice will not be automatic but will be processed in accordance with Section 5 of this Agreement. Additional payments due to Incumbent, which result from an excess of Actual Planning Costs over the Planning Cost Estimate, as agreed on the Planning Funding Reconciliation Date, will be disbursed to Incumbent within thirty (30) days of the Transition Administrator's approval of a Planning Funding Change Notice and execution by both Parties of an amendment incorporating such approved change into this Agreement pursuant to paragraph 13.

Deleted: In the event of termination by Nextel pursuant to Section 2(a), any refunds due to Nextel from Incumbent of any Planning Costs paid to or on behalf of Incumbent will be made within thirty (30) days following the date of termination

9 Vendor Performance Issues: Incumbent will select and contract directly with any vendor or service provider performing the planning activities. Neither the Transition Administrator nor Nextel will be responsible for, or assume the risk of any failure of that Planning Vendor to perform its obligations under any contract entered into between Incumbent and such Planning Vendor in connection with this Agreement.

10 Termination. This Agreement may be terminated and the transactions contemplated by this Agreement abandoned: (i) by mutual consent of the Parties provided in writing; (ii) for cause by either Party upon material breach of the other Party, following a thirty (30) day period for cure by the breaching Party following written notice of the breach or (iii) by Nextel in the event of any Adverse Decision by any governmental entity of competent jurisdiction affecting the Order. For purposes of this Agreement, an "Adverse Decision" means an order, decree, opinion, report or any other form of decision by a governmental entity of competent jurisdiction that results, in whole or part, in a stay, remand, or reversal of the Order, or otherwise in any revision to the Order that Nextel determines, in its sole discretion, to be adverse to its interests. In the event of termination due to an Adverse Decision, Nextel will pay Incumbent for all costs incurred up to the date of termination.

Deleted: (ii) by Nextel pursuant to Section 2(a) of this Agreement following written notice to Incumbent

Deleted: i

Deleted: v

11 Notices: All notices and other communications under this Agreement must be in writing and will be deemed given (i) the same day if delivered personally or sent by facsimile; (ii) the next business day if sent by overnight delivery via a reliable express delivery service; or (iii) after five (5) business days if sent by

certified mail, return receipt requested, postage prepaid. All notices are to be delivered to the Parties at the following addresses:

<p>If to Incumbent, to:</p> <p>City of Prairie Village 7710 Mission Road Prairie Village, KS 66208 Attn" Tim M. Schwartzkopf</p> <p>With a copy that shall not constitute Notice:</p> <p>Frederick M. Joyce, Esq. Venable LLP 575 7th Street, NW Washington, DC 20004-1601 Phone: (202) 344-4653 Fax: (202) 344-8300 Email: rjoyce@venable.com</p>	<p>If to Nextel, to:</p> <p>Nextel Operations, Inc. c/o Sprint Nextel Corporation 2000 Edmund Halley Drive Reston, VA 20191 Attn: Heather P. Brown, Esq. Phone: (703) 433-4000 Fax: (703) 433-4483</p> <p>With a copy that shall not constitute Notice:</p> <p>Sprint Nextel Corporation 6575 The Corners Parkway Norcross, GA 30092 Attn: William M. Jenkins, VP Spectrum Resource Phone: (770) 3267484 Fax: (678) 405-8252</p>
	<p>And a copy that shall not constitute Notice to:</p> <p>Sprint Nextel Corporation Attn: Rob Easton, Director, Spectrum Development 114 Coronation Circle Bountiful, UT 84010 Fax: (801) 296-6556 Phone: (801) 294-4810</p>

Deleted: Rick

Formatted: Superscript

Deleted: PO Box 630798
Baltimore, MD 21263-0798

12 Assignment: This Agreement is binding upon and inures to the benefit of the Parties and their respective successors and permitted assigns. Either Party may assign this Agreement to any direct or indirect subsidiary or affiliate of the Party, upon delivery of written notice to the other Party.

Formatted: Indent: Left: 0.69"

Formatted: Bullets and Numbering

13 Amendments: This Agreement, including without limitation the scope of the planning activities contemplated hereby and the Planning Cost Estimate thereof to be paid by Nextel, may be amended or modified only by a written instrument signed by authorized representatives of both Parties, provided, however, no amendment or modification to this Agreement shall become effective until approved by the Transition Administrator.

14 Benefits: This Agreement is for the benefit of the Parties and their successors and permitted assigns, and nothing in this Agreement gives or should be construed to give any legal or equitable rights under this Agreement to any person or entity, other than (i) the successors and assigns of the Parties, and (ii) the Transition Administrator as specifically provided for in Sections 3, 4, 5, 8, 9 and 13.

CONFIDENTIAL

15 Miscellaneous: If any provision(s) of this Agreement is held in whole or part, to be invalid, void or unlawful by any administrative agency or court of competent jurisdiction, then such provision(s) will be deemed severable from the remainder of this Agreement, will in no way affect, impair or invalidate any other provision contained in the Agreement and the Parties will use their commercially reasonable efforts to amend this Agreement to make the unlawful provision compliant with applicable law so as to preserve the rights and obligations of the Parties. No action taken pursuant to this Agreement should be deemed to constitute a waiver of compliance with any representation, warranty, covenant or agreement contained in this Agreement and will not operate or be construed as a waiver of any subsequent breach, whether of a similar or dissimilar nature. This Agreement, together with the Schedules, constitutes the entire understanding and agreement between the Parties concerning the subject matter of this Agreement, and supersedes all prior oral or written agreements or understandings. This Agreement is governed by the laws of the state of Kansas without regard to conflicts of law principles thereof. This Agreement may be executed in one or more counterparts, including by facsimile, which will be effective as original agreements of the Parties executing the counterpart.

In consideration of the mutual consideration set forth herein, this Agreement is effective as a legally binding agreement between the Parties upon execution by the Parties.

IN WITNESS WHEREOF, the Parties have caused this Agreement to be executed by their duly authorized representatives.

INCUMBENT:
City of Prairie Village, Kansas

NEXTEL:
Nextel Operations, Inc.

By: _____

By: _____

Name:

Name:

Title:

Title:

SCHEDULE A

INCUMBENT LICENSE(S) INVOLVED IN PLANNING ACTIVITIES

Licensee Organization Name: City of Prairie Village

Licensee City, State and Zip: Prairie Village, KS 66208

800 MHz Call Signs

Call Sign (one call sign per cell)	Two-Letter Service Code	Call Sign Expiration Date	Licensee Name
WPEJ208	YP	03/11/2014	Prairie Village, City of

SCHEDULE B

STATEMENT OF WORK

All the deliverables are due 105 days after PFA execution.

Timeline for Completion of Planning Activities

Start Date	End Date
14 days after PFA execution	105 days after PFA execution

Licensee Organization Name: City of Prairie Village

Licensee City, State and Zip: Prairie Village, KS 66208

1.0 System Description

Using the information contained in the FCC's ULS database and interaction with owner, TCS has summarized the Owners Public Safety radio network as the following. Owner operates a, single site 3-channel EDACS trunked public safety radio network manufactured by M/A-COM, supporting up to 210 users (WPEJ208). Of the 3 channels, one channel falls between 815-821 MHz in the newly planned expansion band, and therefore is elected to be returned.

The City of Leawood, FCC license WPF676, shares the City's infrastructure. Although the City of Leawood does not have any channels affected by rebanding, their license is part of the infrastructure shared by the City of Prairie Village. For this reason, the City of Leawood's subscriber user equipment must be returned at the same time as the City of Prairie Village's reconfiguration.

Deleted: These a

Table System Description:

System Description

Number of <u>mobile</u> units used for day-to-day communications covered by this PFA (used to calculate per unit cost); include control stations and SCADA units	179 (to be verified by inventory)
Number of <u>portable</u> units used for day-to-day communications covered by this PFA	246 (to be verified by inventory)
Number of channels covered by this PFA (exclude channels not to be reconfigured)	1
Number of sites to be inventoried under this PFA	1

Deleted: RFPF

Deleted: RFPF

Deleted: RFPF

Deleted: RFPF

2*

Number of entities using the 800 MHz system being reconfigured

(*) Part of the Infrastructure and Subscriber Equipment Survey will be to determine how many different agencies are currently operating on the City of Prairie Village's 800MHz Radio network.

2.0 Frequency Analysis

2.1 Co-channel Analysis

During the Planning Phase, the City will use the Engineering Consultant services of Tusa Consulting Services (TCS) to verify the short spaced co-channel environment for the new non-NPSPAC channels proposed in the TA's Frequency Proposal Report (FPR). TCS will prepare a report showing the interference contours of all co-channel licensees located less than 113 km from the City's transmitter sites for the proposed new channels. At the time of FPR evaluation, TCS will request a list of the co-located licensees from the TA to perform this analysis.

Deleted:

2.2 Combiner and Receiver Multi-coupler Suitability

The City's Engineering Consultant, TCS will review and evaluate the proposed new frequencies to determine if they will operate in the existing combiner and multi-coupler systems at each site. If it is found that modifications or replacement is needed to this equipment then the Engineering Consultant (TCS) will request from the City's maintenance contractor to determine of the cost for those modifications or replacement.

Deleted: a

2.3 Intermodulation Study

During the Infrastructure Survey, TCS will audit the single infrastructure site located at 7700 Mission Rd. During their visit, they will determine the site's ASR (If required), number of co-located licensee's located at this site, and their frequency of operation.

Engineering Consultant, TCS will conduct an intermodulation study to show potential interference to the City's and other users' receivers at the single infrastructure site. As there is no accurate inventory of the transmit and receive frequencies located at the 7700 Mission Road site, TCS will survey that site to determine an inventory of frequencies for the intermodulation study. TCS will prepare a report and recommendations to resolve any potential interference cases. This may require different frequencies or special filtering to resolve interference cases.

Qualifying Scenarios	Suspected (yes/no)	Site(s) Affected (If known)
Location with two or more co-site transmitters with potential to impair base station receivers.	Yes	7700 Mission Road
Licensee's fixed receive antenna is proximate to a transmitting antenna other than your own.	Unknown	<Site Name(s)>
Landlords or site managers of shared transceiver sites requiring an analysis of the IM environment as part of site agreements when changing transmitting frequencies.	Unknown	<Site Name(s)>

2.4 Other Frequency and Interference Analysis

Other Frequency Analysis is not foreseen at this time. During the infrastructure survey, Engineering Consultant, TCS, will determine if there are any special conditions that will make it necessary to perform other analysis.

Frequency and Interference Analysis deliverables include:

Deliverables	Estimated Date of Completion

Co-Channel Analysis – Report showing the comparability of the new frequencies to the old frequencies.	2Mo after PFA execution
Combiner and Receiver Multi-Coupler Suitability Assessment – Determination of the suitability of the proposed frequencies to operate on the existing transmit combiners and receiver multicouplers.	2Mo after PFA execution
Intermodulation Report – computer report that will be analyzed to determine any harmful intermodulation products caused by the use of the proposed new frequencies.	2Mo after PFA execution

Internal Labor Table

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Labor Name
Frequency and Interference Analysis							
Co-channel Analysis							
Combiner Suitability							
Intermodulation Study							
Other Frequency and Interference Analysis							
Total Internal Cost			0	0	0	0	

Vendor Labor Table

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Vendor Name
Frequency and Interference Analysis							
Co-channel Analysis			0.5	135	\$67.50		Tusa Consulting Services
Combiner Suitability			1	135	\$135.00		Tusa Consulting Services
Intermodulation Study			8	135	\$1,080.00		Tusa Consulting Services
Other Frequency and Interference Analysis			0	135	\$0.00		Tusa Consulting Services
Total Vendor Cost					\$1,282.50	0	

3.0 System Inventory

3.1 Infrastructure Inventory

Tusa Consulting Services will be responsible for the following tasks during the Infrastructure Survey:

Document Infrastructure Facilities Inventory

Determine what Infrastructure equipment details Owner must identify and document during Infrastructure equipment survey acceptable to NEXTEL (detail and accuracy)

Consult your system vendor regarding inventory tools and special issues

Compile, evaluate, and summarize Owners Infrastructure Facilities Inventory

Document the information needed to Create a detailed Cost Estimate (and Scope of Work for complex systems) for reconfiguration

Conduct the infrastructure equipment inventory

Comprehensive Audit of existing infrastructure equipment and conditions*

Compare original building and antenna layouts with existing conditions*

Reconcile differences between original as-built and existing configurations*

Review and document all versions of installed software

Document utilities (Power, Fuel, Telecommunications, HVAC, and UPS, Bi-directional amplifiers with precise geographical location)*

The City will use the services of Engineering Consultant, TCS, to inventory each piece of equipment located at the infrastructure site. The City does not have records for the antennas, Multi-couplers, Transmit combiners, tower top preamplifiers, etc. Expenses include for TCS to make a single trip to the infrastructure site and perform their infrastructure equipment survey which is expected to require approximately 8 hours, with travel of 40 miles at \$.446 per mile reimbursement.

The City personnel and MARC Staff will assist TCS in providing access to the Infrastructure Sites during the survey. Such access will require at least one person from the City to provide access and escort to the infrastructure site. The City may have various property management tools and inventory information, as-built documents, all of which may provide some information for survey purposes. The City will provide access to these records and will require City personnel time to collect the needed information. The City Staff will assist Tusa in providing access to Infrastructure equipment in the field and local service centers whose knowledge of existing infrastructure conditions may provide valuable insight into rebanding difficulties.

Deleted:

Deleted: difficulties

3.2 Subscriber Inventory

Tusa Consulting Services will be responsible for the following tasks during the Subscriber Inventory:

Document Subscriber Equipment Inventory

Determine what user equipment details Owner must identify and document during user equipment survey acceptable to NEXTEL (detail and accuracy)

Consult your system vendor regarding inventory tools and special issues

Conduct an audit of the Owner supplied subscriber equipment inventory

Compile, evaluate, and document the Owners subscriber equipment inventory

Document the information needed to Create a detailed Cost Estimate for reconfiguration

Determine if current and replacement user equipment is capable of simultaneously holding both old and new channels/systems in memory.

Outline and document the detailed process of retuning each user radio (reprogramming vs. retuning), inclusive of user travel time, technician time, and administrative costs.

The City personnel and MARC Staff will assist in the gathering of property management data and subscriber inventory data using such tools that may be available for this purpose. The radio network system management tool may provide some information for these purposes. The City Staff will assist Tusa in providing access to Subscriber equipment in the field and coordinate such activities with City staff.

The subscriber user data is believed to be within 10% accuracy, but no detailed inventory of the subscriber equipment exist. The Engineering Consultant, TCS, will assist the City's Technical Staff in performing a subscriber equipment survey and perform an analysis of that inventory to determine its accuracy and insure the ability of the Replace, Retune, Reprogram determination. It is expected that TCS will travel to the City's Police

Deleted: a

Deleted:

Department approximately 3 separate trips (on each shift) to obtain this information. Each trip will require approximately 2 hours of time and 40 miles at a reimbursement of \$.446 per mile.

System Inventory deliverables include:

Deliverables	Estimated Date of Completion
Infrastructure Inventory – An Inventory of the infrastructure of the 800MHz Radio system.	1Mo after PFA execution
Subscriber Inventory – An Inventory of the subscriber units	2Mo after PFA execution

Internal Labor Table

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Labor Name
System Inventory							
Infrastructure Inventory							
Subscriber Inventory			24	\$35.00	\$840.00		City's Technical Staff
Total Internal Cost			24		\$840.00	0	

Vendor Labor Table

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Vendor Name
System Inventory							
Infrastructure Inventory			20.50	\$135.00	\$2,767.50		Tusa Consulting Services
Subscriber Inventory			18	\$135.00	\$2,430.00		Tusa Consulting Services
Total Vendor Cost			38.5		\$5,197.50	\$476.00	

4.0 Engineering/Implementation Planning

4.1 Interoperability Planning

The City of Prairie Village is believed to have mutual aid agreements with several of the surrounding municipalities. The interoperability agencies will need to be determined during the infrastructure survey. Close coordination between those interoperable agencies will need to be maintained during the retuning process as those entities operate their own *M/A-COM radio equipment*. Each City will reconfigure their own systems but coordination through *MARC* will be maintained to insure interoperability is not unusable during the reconfiguration of the surrounding Cities.

Deleted: the Mid-America Regional Council (

Deleted:)

4.2 Site Reconfiguration Planning

The City's staff is not large enough to plan the reconfiguration or to provide labor to reconfigure the system. The City proposes to use *Tusa Consulting Services* to plan the reconfiguration and to develop a Rebanding Specification Document for the reconfiguration. *Tusa Consulting Services* will develop a plan and costs for the site and for the radio systems (Leawood and Prairie Village). *Tusa Consulting Services* will participate in the interoperability coordination meetings and is tasked with coordinating the City's reconfiguration plan to insure the systems remain operational and support the interoperability needs during reconfiguration. Coordination through *MARC* will be maintained. Labor and expenses are included for the City and Tusa Consulting Services to meet a total of 1 time during the Site Reconfiguration planning process at 40 number of travel miles, \$.446 reimbursement per mile. Each trip will require approximately 8 hours of consultant time.

Deleted: the Mid-America Regional Council (

Deleted:)

Deleted: the

4.3 Retune/Reprogram/Replace Determination

Tusa Consulting Services will confirm that subscriber units can be retuned without firmware upgrades. Tusa Consulting Services will determine those units that need firmware upgrades to reconfigure to the new NPSPAC channels. M/A-COM will determine the cost to implement firmware upgrades and retune the mobiles and portables. At this time, replacement of approximately 395 units is anticipated. Coordination through the MARC will be maintained.

Deleted: Mid-America Regional Council (

Deleted:)

Engineering/Implementation Planning deliverables include:

Deliverables	Estimated Date of Completion
Implementation Plan	2Mo after PFA execution
Cost Estimate	3Mo after PFA execution
Interoperability Plan – Report detailing the method of cost to insure the interoperability environment remains operational during the reconfiguration process.	2Mo after PFA execution
Rebanding Specification Document – Report detailing the SOW and cost to complete the reconfiguration of sites in the system	2Mo after PFA execution
Retune/Reprogram/Replace Plan – Report detailing the cost required to retune or reprogram the subscriber units.	3Mo after PFA execution

Internal Labor Table

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Labor Name
Engineering/Implementation Planning							
Interoperability Planning							
Site Reconfiguration Planning							
Retune/Reprogram/Replace Determination							
Total Internal Cost			0		0	0	

Vendor Labor Table

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Vendor Name
Engineering/Implementation Planning							
Interoperability Planning			12.1	\$135.00	\$1,633.50		Tusa Consulting Services
Site Reconfiguration Planning			75	\$135.00	\$10,125.00		Tusa Consulting Services
Retune/Reprogram/Replace Determination			0	\$0.00			Tusa Consulting Services
Total Vendor Cost			87.1		\$11,758.50	\$6,955.92	

5.0 Legal Costs (Limited to attorney's fees, no project management costs)

5.1 PFA Negotiations

The City of Prairie Village requires outside legal assistance to negotiate a PFA with Sprint-NEXTEL. Venable LLP (Venable), will be used for that support.

Deleted: and Associates

5.2 PFA Contract Review

The City of Prairie Village Attorney must review the contract for City specific terms and conditions

5.3 FRA Negotiations (optional)

The City of Prairie Village requires outside legal assistance to negotiate a FRA with Sprint-NEXTEL. Venable, will be used for that support.

Deleted: and Associates

5.4 FRA Contract Review (optional)

The City of Prairie Village Attorney must review the contract for City specific terms and conditions

Internal Labor Table - PFA

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Labor Name
Legal (PFA)							
PFA Legal Advice	TBA	TBA	4	\$200.00	\$800.00		City Attorney
PFA Negotiations*	TBA	TBA	0	\$200.00	\$0.00		City Attorney
PFA Contract Review	TBA	TBA	2	\$200.00	\$400.00		City Attorney
Total Internal Cost			6		\$1,200.00		

*Negotiations not applicable for Fast Track

Vendor Labor Table - PFA

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Vendor Name
Legal (PFA)							
PFA Legal Advice	TBA	TBA	3	\$400.00	\$1,200.00		Venable
PFA Negotiations*	TBA	TBA	0	\$400.00	\$0		Venable
PFA Contract Review	TBA	TBA	6	\$400.00	\$2,400.00		Venable
Total Vendor Cost			9		\$3,600.00		

*Negotiations not applicable for Fast Track

Deleted: \$3,200.00

Deleted: 8

Deleted: 10

Deleted: 4

Deleted: 0

Deleted: 18

Deleted: \$7,200.00

Internal Labor Table - FRA

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Labor Name
Legal (FRA)							
FRA Legal Advice	TBA	TBA	4	\$200.00	\$800.00		City Attorney
FRA Negotiations	TBA	TBA	0	\$200.00	\$0.00		City Attorney
FRA Contract Review	TBA	TBA	2	\$200.00	\$400.00		City Attorney
Total Internal Cost			6		\$1,200.00		

Vendor Labor Table - FRA

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Vendor Name
Legal (FRA)							
FRA Legal Advice	TBA	TBA	13	\$400.00	\$5,200.00		Venable
FRA Negotiations	TBA	TBA	0	\$400.00	\$0		Venable
FRA Contract Review	TBA	TBA	14	\$400.00	\$5,600.00		Venable
Total Vendor Cost			27		\$10,800.00		

Deleted: 8

Deleted: 3

Deleted: 4,000.00

Deleted: 0

Deleted: 18

Deleted: \$7,200.00

6.0 Project Management

6.1 Planning Support

The City of Prairie Village will use Engineering Consultant, TCS, to manage the overall planning project. TCS will develop and track project time lines, compile all deliverables, and prepare a report to the City explaining the methods and costs to reconfigure the City's 800MHz radio network. The City will begin this planning project within 2 weeks of RFPF approval and contract signing. The planning project is scheduled to take no more than 3 months to complete. The City can enter negotiations with Sprint-NEXTEL with a cost estimate for the FRA after completion. The analysis of the non-NPSPAC proposed frequencies will be complete 8 weeks after the start of the project. The results will be given to Sprint-NEXTEL at that time.

6.2 Negotiations Support

The City of Prairie Village will use Engineering Consultant, TCS, to provide the City with Technical Support and advise the City in negotiations with Sprint-NEXTEL.

Project Management deliverables include:

Deliverables	Estimated Date of Completion
Project Plan	3.5Mo after PFA execution

Internal Labor Table

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Labor Name
Project Management							
Planning Support			16	\$50.00	\$800.00		City's Technical Staff
Negotiations Support*			16	\$50.00	\$800.00		City's Technical Staff
Total Internal Cost			32		\$1,600.00		

*Negotiations support expected to be minimal or not applicable for Fast Track

Vendor Labor Table

Planning Cost Category/Tasks	Start Date	End Date	Labor Hours	Approximate Labor Rate	Cost (Hrs x Rate)	Expenses	Vendor Name
Project Management							
Planning Support			32	\$135.00	\$4,320.00		Tusa Consulting Services
Negotiations Support* PFA			10	\$135.00	\$1,350.00		Tusa Consulting Services
Negotiations Support* FRA			30	\$135.00	\$4,050.00		Tusa Consulting Services
Total Vendor Cost			72		\$9,720.00	\$1,221.89	

*Negotiations support expected to be minimal or not applicable for Fast Track

3.1	Travel Description	Miles	Time	Allow.	Prime Hourly	Hotel Air Fare Car Rental	Cost
3.1A	Prime Consultant to travel to and from Prairie Village (Driving from KCMO)	40.0	0.6	17.8	165.0	n/a	\$119.38
3.1B	Second Consultant to travel to and from NOLA (Flying)	30.0	2.5	13.4	135.0	\$560.00	\$897.50
3.1C	Prime Consultant to travel to and from Prairie Village (Driving from KCMO)	40.0	0.6	17.8	165.0	n/a	\$119.38
3.1D	Second Consultant to travel to and from NOLA (Flying)	30.0	2.5	13.4	135.0	\$560.00	\$897.50
3.1E	Prime to attend Vendor-hosted design/review meetings, providing an overview of project's scope.		8.0		165.0	\$0.00	\$1,320.00
3.1F	Second to attend Vendor-hosted design/review meetings, providing an overview of project's scope.		8.0		135.0	\$0.00	\$1,080.00
3.1G	Per Diem (Meals)		1.0			\$35.00	\$35.00
3.1H	Total Cost for Prime (KCMO)						\$1,474.38
3.1I	Total Cost for Prime (Out of Town)						\$2,252.50
3.1J	Total Cost for Second (KCMO)						\$1,216.54
3.1K	Total Cost for Second (Out of Town)						\$2,012.50
3.1L	Total costs for attending vendor-hosted D/R (KCMO)						\$2,690.92
3.1M	Total costs for attending vendor-hosted D/R (Out of Town)						\$4,265.00
3.2	Travel Description	Miles	Time	Allow.	Prime Hourly	Hotel Air Fare Car Rental	Cost
3.2A	Prime Consultant to travel to and from Prairie Village (Driving from KCMO)	200.0	3.1	89.2	165.0	n/a	\$596.89
3.2B	Prime Consultant to travel to and from NOLA (Flying)	30.0	2.5	13.4	165.0	\$560.00	\$872.50
3.2C	Lodging for 5 days for on-site Project Manager during retune		5.0			\$80.00	\$450.00
3.2D	Per Diem (Meals)		5.0			\$35.00	\$175.00
3.2E	Total Travel and Lodging costs for Prime (KCMO)						\$1,221.89
3.2F	Total Travel and Lodging costs for Prime (Out of Town)						\$1,597.50

SCHEDULE C

800 MHZ RECONFIGURATION

PLANNING COST ESTIMATE – CERTIFIED REQUEST

Incumbent's Name: Prairie Village, City of, KS

Request for Planning Funding

Pursuant to the Order, Incumbent is required to reconfigure its existing facilities and requests Nextel to fund the following estimated planning costs:

Incumbent Payment Terms: Nextel will pay Incumbent an amount not to exceed the Planning Cost Estimate for Incumbent with respect to each category of work, as set forth below. Nextel will pay Incumbent Two Thousand Four Hundred Twenty Dollars (\$2,420.00) within 15 days (30 days if Incumbent elects to be paid by check rather than electronic funds transfer) after receipt by Nextel of the fully executed Agreement and fully completed Incumbent Information Form (as set forth on Exhibit 1). Nextel will pay any outstanding balance of the Actual Planning Costs due to Incumbent within 30 days after the Planning Funding Reconciliation Date (as "Actual Planning Costs" and "Planning Funding Reconciliation Date" are defined in this Agreement).

Vendor Payment Terms: Nextel will pay each Planning Vendor an amount not to exceed the Planning Cost Estimate for that Planning Vendor with respect to each category of work, as set forth below. Nextel will pay each Planning Vendor within 30 days after receipt by Nextel of (A) an invoice from the Planning Vendor and (B) Incumbent's approval of receipt of goods and services and approval of associated costs included on the Planning Vendor invoice.

Description of Planning Work To Be Performed	Payee (separately identify Incumbent and each Planning Vendor being paid for work performed)	Planning Cost Estimate for Incumbent and each Planning Vendor (Not to exceed listed amount)
Legal – PFA & FRA (See <u>Schedule B</u> for detail)	Venable (Vendor)	\$14,400.00
	Prairie Village, City of (Incumbent)	\$2,400.00
Frequency Analysis (See <u>Schedule B</u> for detail)	Tusa Consulting Services (Vendor)	\$1,282.50
System Inventory (See <u>Schedule B</u> for detail)	Tusa Consulting Services (Vendor)	\$5,673.50
	Prairie Village, City of (Incumbent)	\$840.00
Engineering and Implementation Planning (See <u>Schedule B</u> for detail)	Tusa Consulting Services (Vendor)	\$18,714.42

Project Management (See <u>Schedule B</u> for detail)	Tusa Consulting Services (Vendor)	\$10,941.89
	Prairie Village, City of (Incumbent)	\$1,600.00
Other Costs (provide detailed description of nature of cost)		0
Total Estimated Planning Costs		\$55,852.31

Certification

Pursuant to the Order, Incumbent hereby certifies that the funds requested are the minimum necessary to support the planning activities to provide facilities comparable to those currently in use. Incumbent further certifies, to the best of Incumbent's knowledge, that any Planning Vendor costs listed on Schedule C are comparable to costs that Planning Vendor previously charged Incumbent for similar work.

Signature: _____
Print Name: _____
Title: _____
Phone Number: _____
E-mail: _____
Date: _____

EXHIBIT 1

Incumbent Information

THE FOLLOWING QUESTIONS ARE REQUIRED FOR PROCESSING ELECTRONIC FUNDS TRANSFERS. ALL INFORMATION CONTAINED HEREIN SHALL BE KEPT STRICTLY CONFIDENTIAL AND WILL BE USED ONLY IN COMPLETION OF THE PLANNING FUNDING AND FREQUENCY RECONFIGURATION TRANSACTION.

I. INCUMBENT INFORMATION

Please provide the following information:

Company/Name: _____
Contact: _____ Title: _____
Address: _____
City/State/Zip: _____
Phone: _____
Fax: _____

If not identified in the contract, please provide the following:

If Incumbent is a Partnership, please provide name, address and phone numbers of all other partners:

Name: _____ Name: _____
Address: _____ Address: _____
City/State/Zip: _____ City/State/Zip: _____
Phone: _____ Phone: _____

II. BANK ACCOUNT INFORMATION (Required for payment via electronic funds transfer.)

Name of Bank: _____ **Address of**
Bank: _____ City/State/Zip: _____

Bank Phone #: _____
ABA (Routing #): _____
Account #: _____
Name on Account: _____
Federal, State or Individual SS #: _____

Name of Brokerage Firm (if applicable): _____
Brokerage Account # (if applicable): _____

In the event Incumbent will not provide information for electronic funds transfer, Incumbent acknowledges that all payments made by check will be mailed within thirty (30) days of the date of performance required by Incumbent (for each payment) as stipulated in the Agreement.

Acknowledged by Incumbent: _____ (signature required only if Incumbent does not want an electronic funds transfer)

III. TAX INFORMATION

The Internal Revenue Service and state tax authorities require Nextel to report all transactions, even if the transaction is exempt from taxation (if so, it will be reported to the IRS as a like-kind exchange). Therefore, it is necessary for Nextel to collect the information below. If you have specific questions about your tax implications in this transaction, you should consult your own accountant or financial advisor.

Incumbent's Federal, State or Individual Tax ID #,
FEIN (Federal) or SSN (individuals): _____

State(s) – sales tax license, resale permit,
employment, etc.): _____

Local (if applicable): _____

Current State and County location for your
principal executive office: _____

If there has been more than one location for the
principal executive office within the past five (5)
years, list each such City/County/State location: _____

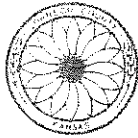
I hereby acknowledge that all of the information provided herein is true and correct as of the date signed below.

Incumbent Signature: _____

Print Name: _____

Title: _____

Date: _____



BOARD OF COUNTY COMMISSIONERS
JOHNSON COUNTY, KANSAS

February 19, 2007

The Honorable Ron Shaffer & City Council
City of Prairie Village
7700 Mission Rd.
Prairie Village, Kansas 66208

To the Honorable Mayor Shaffer and Members of the Prairie Village Governing Body:

I am writing to request your consideration and adoption of the attached draft resolution, which concerns the Transportation Cooperation Council as recommended by the Transportation Future Focus Task Force.

This resolution was developed out of a recommendation from a meeting of city representatives and the task force committee held in June 2006. The Board of County Commissioners approved a similar resolution (No. 120-06) on December 14, 2006, a copy of which is enclosed for your reference. In addition, I understand that the cities of Mission and Westwood Hills have also approved the enclosed city resolution supporting the concept plan to create a Transportation Cooperation Council.

The resolution is intended to express the council's recognition of the importance of good transportation within the community and the potential added benefits that could be achieved through a Transportation Cooperation Council in maintaining and improving mobility throughout Johnson County. It also would designate an official and alternate representative to participate in a joint city-county work group to review and refine the plan proposed by the Transportation Task Force. The resolution does not commit your community to anything more than that.

The discussion on the TCC will be chaired by me, in my capacity as the convener of the Transportation Task Force. Task Force members will also participate as advisors to the city and county work group participants in understanding the TCC concept. An executive summary is enclosed for additional information about the Task Force project, and I invite you to visit our website at www.jocogov.org/dist2/taskforce.htm

Following is a preliminary timeline I've prepared for the joint city-county work group for this next phase of the project.

February – March

Activity: Task force members introduce the TCC resolution to cities for consideration and action by the city governing bodies.

Outcome Goal: Cities in Johnson County adopt resolutions in support of formal exploration of forming the TCC and designate representatives to attend and participate in the joint work group.

April – September

Activity: City-County Transportation Work Group meetings held to review, discuss, and refine TCC concept plan.

Outcome Goal: TCC Charter and Bylaws drafted.

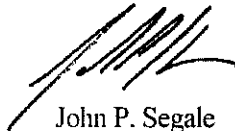
October – December

Activity: Cities and County formally consider joining the TCC as described in the charter and bylaws.

Outcome Goal: Cities and County opt-in and join the TCC under the charter and bylaws.

Please contact me if you have any questions or concerns about this issue. I or a member of the task force will be following up with you on this issue in the near future. Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'John P. Segale', with a stylized flourish at the end.

John P. Segale
Commissioner, Second District

cc: Barbara Vernon
City Administrator

EXECUTIVE SUMMARY

The Transportation Task force convened by Second District Commissioner John Segale with 36 members of the community completed its study of transportation within Johnson County in April 2006.

As supported by the 2005 Community Survey,¹ which identified public transportation as an area with one of the greatest potentials for improvement the task force has developed a number of provocative and yet realistic recommendations to change both transportation policy and the way transportation policy is made within Johnson County.

The objectives of the task force are for this report to:

- 1) Stimulate permanent and meaningful cooperation within Johnson County among all levels of government;
- 2) Provide innovative and realistic ideas to address transportation issues to ensure the exceptional quality of life and economic vitality of Johnson County; and
- 3) Through transportation mobility enhancements Johnson County continues to be a "Community of Choice".

The Johnson County lifestyle is dependant upon mobility, it is therefore critical that mobility levels be maintained and enhanced. Mobility that is economically or environmentally sustainable cannot be maintained with the existing and past methods of simply building more capacity with more roads. Rather a mix of solutions must be deployed to maintain mobility, preserve the environment and support the opportunities for a better quality of life and economic growth.

Planning and coordination is critical to a successful transportation system and especially one with limited resources. The task force recommend that the County Commission support the creation of a permanent forum to be known as the Transportation Cooperation Council (TCC) for both the elected policy makers, staff members, and constituency groups of Johnson County communities to collaborate on transportation and associated land use issues.

The TCC will support the regional work of the Mid-America Regional Council (MARC) and serve as a connection point for the Kansas Department of Transportation to support transportation within Johnson County.

MARC has the potential to achieve many of the objectives of a coordinated system; however, the size of its planning geography and the diversity of its constituency constrains its ability to realize this potential. To that end, the TCC will serve as a local forum for collaboration to better partner with MARC and others on community needs and focus on the details and objectives of the transportation system.

On December 14, 2006 the County Commission approved a resolution xxx-xx in support of exploring the creation of the TCC with Johnson County's cities. The cities of Mission and Westwood Hills have approved the city version of the resolution.

Maintaining and enhancing the current mobility standards within Johnson County over the next 20 years is a challenge that cannot be met through any one solution or action existing within a system of limited resources. The greater Johnson County community must work to coordinate resources more effectively to expand capacity and maintain mobility, develop in a way that supports transportation choices and use technology to obtain additional capacity from the existing network. Adequately maintaining the existing transportation infrastructure supports mobility but it also creates challenges of investments in capacity.

¹ ETC Institute, 2005 Community Survey, April 2005

CITY OF _____

RESOLUTION NO. _____

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF _____, KANSAS, CREATING A TRANSPORTATION COOPERATION COUNCIL TO PROVIDE A STRUCTURE FOR FURTHER DISCUSSIONS, PLANNING AND ACTION IN CONJUNCTION WITH OTHER COMMUNITIES OF JOHNSON COUNTY RELATING TO TRANSPORTION ISSUES.

WHEREAS, the governing body of the City of _____ recognizes that a safe and efficient transportation system within Johnson County is critical to the quality of life and economic opportunity enjoyed by all residents and businesses.

WHEREAS, from August 2005 to April 2006 Johnson County Commissioner John Segale convened meetings with a core group of citizens, elected representatives and staff members from various cities in Johnson County known as the Transportation Future Focused Task Force to discuss the transportation system within Johnson County.

WHEREAS, Johnson County's Transportation Future Focused Task Force created a written report which identified the current transportation network as well as modes and the issues negatively impacting mobility and outlined recommendations to improve mobility through changes to the network and the modes used, including structural enhancements to intergovernmental cooperation and coordination.

WHEREAS, on June 8, 2006, a meeting was held with individuals who were not appointed as representatives, but rather self selected, serving 13 Johnson County cities in either elected or staff capacity to discuss the report of the Transportation Future Focused Task Force and its recommendations. A primary discussion point at the meeting was the task force recommendation of the creation of a Transportation Cooperation Council to provide a framework for ongoing discussions, planning and action among the communities of Johnson County related to transportation.

WHEREAS, the consensus of the meeting of city officials was that further formal exploration of a Transportation Cooperation Council would be an appropriate next step to develop an ongoing process to identify, study and coordinate transportation planning in Johnson County.

WHEREAS, the governing body of the City of _____ believes that heightened cooperation and coordination could enhance and advance the transportation system within Johnson County.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF _____, KANSAS, that the City will nominate a representative and alternate on or before April 1, 2007, to participate in discussions to consider the development of a Transportation Cooperation Council within Johnson County.

ADOPTED by the Governing Body this ____ day of _____, 2007.

APPROVED AND SIGNED by the Mayor this ____ day of _____, 2007.

, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

**MINUTES OF THE MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF
JOHNSON COUNTY, KANSAS HELD ON THURSDAY, DECEMBER 14, 2006**

A regular meeting of the Board of County Commissioners of Johnson County, Kansas was held on Thursday, December 14, 2006, with the following members being present and participating, to-wit:

Chairman Annabeth Surbaugh
Commissioner C. Edward Peterson
Commissioner John P. Segale
Commissioner David A. Lindstrom
Commissioner Dolores Furtado
Commissioner Douglas E. Wood
Commissioner John M. Toplikar

WHEREUPON, there came before the Board for its consideration the matter of adopting a statement of intent related to participation by the County in a Transportation Cooperation Council (TCC) with cities in Johnson County and the designation of County representatives to assist in the planning for the TCC.

The Board, after thorough consideration, upon a motion duly made, seconded and carried, adopted the following Resolution, to-wit:

**A RESOLUTION OF INTENT TO PARTICIPATE WITH THE CITIES OF
JOHNSON COUNTY IN PLANNING EFFORTS FOR THE CREATION OF
A TRANSPORTATION COOPERATION COUNCIL AND DISCUSSIONS
AND COORDINATION AMONGST THE VARIOUS COMMUNITIES OF
JOHNSON COUNTY RELATED TO TRANSPORTATION ISSUES.**

Resolution No. 120-06

WHEREAS, the Board of County Commissioners recognizes a safe, sustainable and efficient transportation system within Johnson County is critical to the quality of life and economic opportunity enjoyed by all residents and businesses; and

WHEREAS, from August 2005 to April 2006 Johnson County Commissioner John Segale, in his capacity as chairman of the Transportation Future Focused Task Force, convened meetings with a core group of citizens, elected representatives, and staff members from the County and various cities in Johnson County to discuss the transportation system within Johnson County; and

WHEREAS, Johnson County's Transportation Future Focused Task Force created a written report which identified the current transportation network as well as modes and the issues negatively impacting mobility and outlined recommendations to improve mobility through changes to the network and modes used, including structural enhancements to intergovernmental cooperation and coordination; and

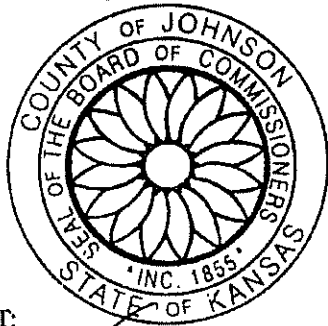
WHEREAS, on June 8, 2006, a meeting was held with individuals who were not appointed as representatives, but rather self-selected, serving thirteen Johnson County cities in either elected or staff capacity to discuss the report of the Transportation Future Focused Task Force and its recommendations, and a primary discussion point at the meeting was the task force recommendation for the creation of a Transportation Cooperation Council to provide a framework for ongoing discussions, planning, and coordinated action among the communities of Johnson County related to transportation; and

WHEREAS, the consensus of the meeting of city officials held June 8, 2006, was that further formal exploration of a Transportation Cooperation Council would be an appropriate next step to develop an ongoing process to identify, study, and coordinate transportation planning within Johnson County; and

WHEREAS, the Board believes that heightened cooperation and coordination between the County and the cities in Johnson County could enhance and advance the transportation system within Johnson County.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Johnson County, Kansas, that Johnson County Government will participate with the cities in discussions to consider the development of a Transportation Cooperation Council within Johnson County.

BE IT FURTHER RESOLVED, that in recognition of this support, the Board shall designate an official representative and an alternate representative, on or before January 4, 2007, to serve on a task force of County and City representatives and to participate in discussions on behalf of the County to consider the development of a Transportation Cooperation Council for Johnson County.



BOARD OF COUNTY COMMISSIONERS
JOHNSON COUNTY, KANSAS

Annabeth Surbaugh
Annabeth Surbaugh, Chairman

ATTEST:

Casey Joe Carl
Casey Joe Carl, Clerk of the Board
121406

APPROVED 6-1 (JMT)
FILED
DEC 14 2006
CASEY JOE CARL
CLERK OF THE BOARD
JOHNSON COUNTY, KANSAS

APPROVED AS TO FORM:

Donald D. Jarrett
Donald D. Jarrett, Chief Counsel

Transportation Future Focused Task Force



—REPORT—

**PRESENTED TO THE JOHNSON COUNTY BOARD OF COMMISSIONERS
THURSDAY, APRIL 13, 2006**

**COMMISSIONER JOHN P. SEGALE
TASK FORCE CHAIRMAN**

TABLE OF CONTENTS

EXECUTIVE SUMMARY

TASK FORCE REPORT

INTRODUCTION.....	1
Making the Case for Change	1
Values and Guiding Principles	3
Community Vision	4
Measuring Success	5
Definitions: Networks and Modes	5
RECOMMENDATIONS.....	8
Intergovernmental Cooperation Recommendations	8
Financing Transportation Recommendations	9
Land Use Recommendations	11
Network Enhancement Recommendations	12
Modal Enhancement Recommendations	20
CONCLUSION	22

Transportation Future-Focused Task Force

Chair: John Segale, Commissioner, Second District

Staff Coordinators: Jill Jolicoeur, Casey Carl, Josie Stramberg

Alice Amrein, Johnson County Transit
Mac Andrew, Johnson County Public Works
Todd Ashby, MARC
Rick Biery, City of Olathe
Norm Bowers, Johnson County Public Works
Joe Brand, HNTB
Doug Brown, City of Overland Park
Rich Caplan, K-10 Association
Dale Crawford, Johnson County Bicycle Club
Bernice Duletski, Johnson County
Chuck Ferguson, Johnson County Transit
Ron Freyeremuth, City of Shawnee
Elizabeth Garvin, HNTB
Mark Greene, Transportation Council-Shawnee
Rene Hart, Kansas Department of Transportation
Mell Henderson, MARC
Kevin Jeffries, Leawood Chamber of Commerce
Greg Kindle, Southwest Johnson County Economic Development Corporation
Steve Klika, Transit Advisory Council
Donna Lauffer, Johnson County Library
Greg Lever, Kansas City Regional Transit Alliance
David Lindquist, Overland Park resident
Dave Lovetere, Kansas City Regional Transit Alliance
Ray Makalous, Johnson County Transportation Advisory Council-Lenexa
Bill Marsh, Johnson County Bicycle Club
Mike Miller, Roeland Park resident
Mitzi McFatrigh, Foundation on Aging
Dean Palos, Johnson County
Evelyn Pypes, Transportation Action Team
Cydney Rabourn, Overland Park Resident
Chris Rops, HNTB
Steve Rhoades, MARC
John Skubal, Kaw Valley Engineering-Overland Park
David Smith, KC Forums & KC, KS School District
Tom Thompson, Mission resident
Wayne Tuohig, Overland Park resident
Marge Vogt, Olathe City Council
Michelle Wolfe, Overland Park resident
Pat Yancy, Johnson County Developmental Supports
Andrew Zalucki, MACTEC, Inc.

Transportation Future Focused Task Force Report

Getting Around Johnson County: A Vision for Our Future

EXECUTIVE SUMMARY

The Transportation Future Focused Task Force, convened by Second District Commissioner John P. Segale, has completed its study of transportation within Johnson County.

As supported by the 2005 Community Survey,¹ which identified public transportation as an area with one of the greatest potentials for improvement, the task force has developed a number of provocative, yet realistic recommendations to change both existing transportation policy as well as the way transportation policy is made within Johnson County.

The task force recommendations also support the three goals adopted by the Board of Commissioners:

- To be responsible stewards of our taxpayers' money;
- To provide the best possible mandatory and discretionary services; and
- To build a "Community of Choice": A place where people want to live and work.

The objectives of the task force are for this report to:

- Stimulate permanent and meaningful cooperation within Johnson County among all levels of government;
- Provide innovative and realistic ideas to address transportation issues to ensure the exceptional quality of life and economic vitality of Johnson County; and
- Through transportation mobility enhancements, to ensure that Johnson County continues to be a "Community of Choice."

The Johnson County lifestyle is dependant upon mobility; therefore, it is critical that mobility levels be maintained and enhanced to sustain that lifestyle. Mobility that is economically or environmentally sustainable cannot be maintained with the existing and past methods of simply building more capacity with more roads. Rather, a mix of solutions must be deployed to maintain mobility, preserve the environment, and support opportunities for a better quality of life and economic growth.

Further development under current policies will likely continue the trend of decreasing mobility resulting from increased congestion. The limited remedies available within the current structure will likely result in higher costs to taxpayers and the development community in the form of rising capacity-building costs. Continuing the current transportation system and its organizational structure would also lead to less direct costs of degraded air, water quality, and general public health. The rate of mobility loss can be reversed with an organizational structure matching the interdependent nature of transportation.

Planning and coordination is critical to a successful transportation system and especially one with limited resources. The task force recommends that the Board of County Commissioners support the creation and ongoing funding of a permanent forum to be known as The Transportation Cooperation Council (TCC) for elected policy makers, staff members and constituency groups within Johnson County communities to collaborate on transportation and associated land use issues.

¹ ETC Institute, 2005 Community Survey, April 2005

The TCC will support the regional work of the Mid-America Regional Council (MARC) and serve as a connection point for the Kansas Department of Transportation to support transportation within Johnson County.

MARC has the potential to achieve many of the objectives of a coordinated system; however, the size of its planning geography and the diversity of its constituency constrains its ability to realize this potential. To that end, the TCC will serve as a local forum for collaboration to better partner with MARC and others on community needs and focus on the details and objectives of the transportation system.

The TCC will use the task force report as the starting point for its discussions.

The task force recommends that the TCC consider programs and projects to preserve and enhance mobility in Johnson County and provide resources to achieve these goals. Several significant suggestions to be explored are:

- Explore the creation of innovative funding sources including a Transportation Utility Fee to infuse additional funds for transportation investments.
- Work with KDOT to create high occupancy or congestion priced toll (HOT) lanes on existing highways in Johnson County to encourage ride sharing, transit use, and provide additional financial resources.
- Expand transit choice through the implementation of a regional transportation system with regional funding such as the Smart Moves program, which has various components, most notably the Rapid Rider and Freeway Flyer services.
- Install ramp metering to improve highway flow.
- Continue investing in road expansion and flow improvements.
- Continue and accelerate deployment of signal coordination through Operation Green Light and other fixed guideway applications, such as commuter rail.
- Support the growth of the County Assistance Road System (CARS) funding by maintaining a constant contribution amount to the program by Johnson County and permitting gas tax revenues to grow the program.
- Support County Arterial Road Network Plan (CARNP) funding through an excise tax on new development in unincorporated Johnson County.
- Develop uniform access control policies on arterials that maximize traffic flow.
- Modify the CARS formula in support of road improvements that support transit and bike/pedestrian integration.
- Coordinate bike/pedestrian planning, such as Metro Green, to support the development of bike/pedestrian modal choice that is integrated with community design and other transportation modes.
- Support community design standards that allow for modal choice for local trips.
- Support the creation of countywide principles for land use and development which should, at a minimum, be based upon the "Quality Principles" in MARC's Creating Quality Places initiative.
- Support land use planning that supports an efficient transportation system and modal choice in both new and redevelopment projects.

Maintaining and enhancing the current mobility standards within Johnson County over the next 20 years is a challenge that cannot be met through any one solution or action existing within a system of limited resources. The greater Johnson County community must work to coordinate resources more effectively to expand capacity and maintain mobility, develop in a way that supports transportation choices, and use technology to obtain additional capacity from the existing network. Adequately maintaining the existing transportation infrastructure supports mobility, but it also creates challenges of investments in capacity.

Getting Around Johnson County: A Vision for Our Future

*Transportation is the key to access – access to a job,
family and friends, to adequate health care, to shopping, and fun.*

— Ohio Developmental Disabilities Council

This Transportation Task Force report is the product of study and discussion by a volunteer group comprised of citizens and staff members from government entities and non-profit community groups. The proposals presented herein do not constitute specific endorsements by the governmental or community groups whose staff participated in the development of this report. The report was drafted using a consensus method and is intended to be used for the discussion and consideration of policy by elected or appointed policy making bodies.

INTRODUCTION

People in Johnson County are seeking a far-reaching vision of how we are going to get around in the future.

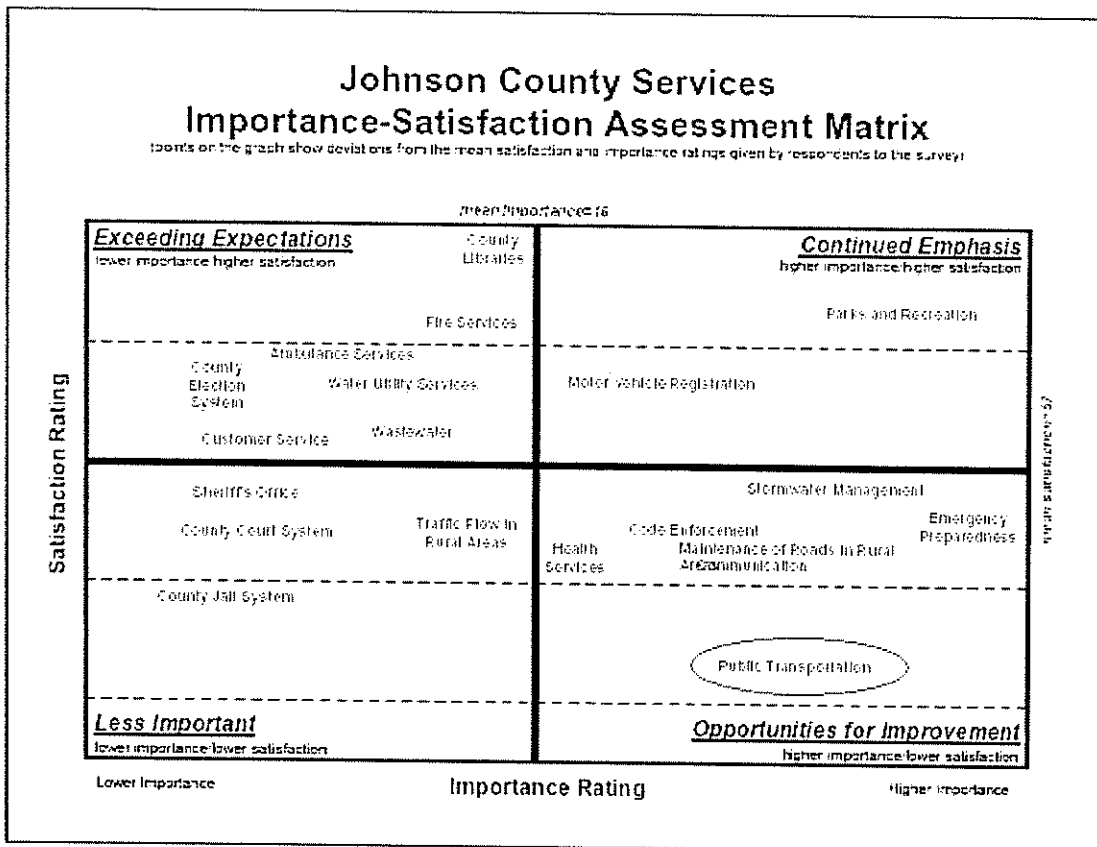
During the annual State of the County Address on March 29, 2005, Johnson County Chairman Annabeth Surbaugh announced the creation of six task forces, or Future-Focused Forums, to focus on future-oriented, policy-level issues facing the Johnson County community. Each of these task forces was to focus on a specific area and work to develop goals and objectives to accomplish within that area for consideration by the Board of County Commissioners (BOCC). At the direction of Chairman Surbaugh, the Transportation Task Force was convened by Johnson County Second District Commissioner John Segale to develop a plan for Johnson County that will be complementary to the overall metropolitan area planning efforts. Transportation issues are a significant concern for Johnson County, and can only be successfully addressed through collaborative exchanges with stakeholders throughout the community and the metropolitan area.

The Transportation Task Force meetings have reinforced the results of the 2005 Citizen Survey commissioned by Johnson County, which found that 87 percent of citizens were neutral to very satisfied with the ease of travel in the county. Despite the overall “ease of travel” within Johnson County, there was a very high dissatisfaction with the lack of public transportation options. Analysis of the survey indicated that public transportation was an area where the county could improve the most (as illustrated on the graph shown at the top of page 2).

Task force members reflected the sentiment expressed in the survey that the current transportation system does a good job supporting mobility through the use of personal automobiles. Although currently satisfied, they are concerned about a future that relies solely on personal automobiles for transportation as Johnson County continues to grow more economically and socially diverse.

MAKING THE CASE FOR CHANGE

The task force identified the following factors acting as catalysts on the transportation system within Johnson County:



Graphic Source: ETC Institute, Johnson County 2005 Citizen Survey, April 2005

- Steady Growth** – Our region continues to experience steady consistent growth. In recent decades Johnson County has been the fastest growing county in the region with an increase in population of more than 80 percent since 1980.¹ As indicated in the September 2005 MARC Regional Data Snapshot, new housing and commercial developments continue in the fast-growing outer-ring suburbs of Johnson County, where land is still plentiful and inexpensive. While this strong pattern of growth is indicative of the demand and attractiveness of this lifestyle, it presents significant challenges in creating and maintaining the necessary infrastructure to support these developments.
- Quality of Life & Economic Development** – The transportation system of Johnson County continues to provide a strong base for the high quality of life enjoyed by most citizens and much of the economic development experienced to date.² Businesses have chosen to locate their operations in the county, in part, because of the transportation system. Likewise, much of the county's population growth can be tied to its transportation system and the ease of access provided to all areas of the Kansas City metro region.
- Air Quality & Health** – As more people travel greater distances between their destinations of home, work, and entertainment, increased congestion on roads threatens the region's air quality and public health. Rapid population growth and development have contributed to a decline in the metropolitan area's air quality, largely through auto emissions. An exceptionally mild summer in 2004 allowed the region to remain in attainment of the EPA's air quality standards,

¹ MARC, Regional Data Snapshot, September 2005.

² Johnson County Citizens Visioning Committee Final Report

diminishing the eminent threat of violating the standards with the return of normal temperatures in 2005.³ However, in addition to mobile sources, there are other factors of influence to air quality which offer a limited scope of control, including weather, power plants, and agricultural considerations.

- ***Spatial Mismatch Between Workers & Jobs*** – The movement of people for jobs places demands on the transportation system. 100,000 workers travel into Johnson County each day for jobs, many of which are in the lower paying service sector of the economy which forces these workers to obtain shelter outside Johnson County.⁴ With steady growth and development in Johnson County, the need to connect workers with jobs and maintain current levels of mobility elevates the need to create a public multi-modal transportation system that is responsive to business and public needs. Better interconnections are needed among transportation systems and modes if transit-dependent, low-wage workers are to access jobs that are being developed in outlying areas.
- ***Aging Population*** – Johnson County’s population over the age of 65 is growing at the same rate as the general growth in population; however, it is anticipated that this segment of the population will need transportation choices beyond the personal automobile. In fact, a growing number of cities within Johnson County are working to address the transportation needs of the elderly by providing a hybrid transit/reserve ride service through the “Easy Ride” program.
- ***Volatile Energy Prices & Markets*** – Recent increases in gas prices have stimulated discussion about personal consumption for transportation. While the task force expects the market forces of efficiency innovation and substitution to address price increases, it is still important to support public policy encouraging transportation choices that more efficiently use energy to move people and goods.
- ***Public Investment*** – The current financial resources available to local, state and federal governments are not keeping pace with the demands of maintaining the existing system, preserving mobility and expanding the capacity of the transportation systems within the county. The sufficiency of resources presents a reason to examine the sources of funding, coordination and prioritization, and the methods used to maintain mobility standards.

Each of these factors present increasing challenges to our county, including: limited affordable housing stocks, sprawl, increasing infrastructure maintenance costs, threatened public health, loss of natural resources and green spaces, and the need for more effective public transit.⁵

VALUES AND GUIDING PRINCIPLES

The task force meetings were conducted and this document was developed based upon the following values and guiding principles:

1) ***Accessible and Convenient*** –

- Develop a seamless multi-modal transportation system with linkages between highways, major thoroughfares, local streets and roads, fixed guideway, and bike and pedestrian corridors.

³ MARC, Regional Data Snapshot, September 2005.

⁴ Housing and Market Analysis Report, March 2004.

⁵ MARC, Regional Data Snapshot, September 2005.

- Meet the needs of special needs individuals, youth, and senior citizen population to access necessary services and maintain a high quality of life.
- Meet the needs of a constantly changing workforce (accommodates full and part-time schedules, reverse-commutes, etc.)

2) *Environmentally Sustainable* –

- Maintain and extend the transportation system while reducing air, water, and noise pollution. Air emissions of ozone precursors and nitrogen dioxide must be reduced if the area is to remain in attainment with the new 8-hour average ozone standard.
- Support energy efficiency in transportation and regional land use to reduce emissions of carbon dioxide, the major greenhouse gas. Efficiently use energy to move people, goods, and utilize land wisely to promote prosperity, health and well-being of county residents.

3) *Expandable* –

- Identify, expand, and maintain our existing transportation system to include highway and major thoroughfare improvements, a fixed guideway system, expanded bus system, and expanded bike and pedestrian routes that are reflective of human activities.
- Design the transportation system so it can be expanded to accommodate increases in population and urbanization in accordance with efficient and sustainable land use principles. Expansion of the highway system should support the development and integration or development of mass transit.

4) *Affordable* –

- Take into account costs of operation, maintenance, and expansion.
- Provide transportation services within the economic means of riders, taxpayers, and governments that support the system.
- Recognize the economic and social costs associated with continued failure to provide county-wide and regional transit solutions.
- Maximize the use of limited economic and natural resources.
- Allocate transportation maintenance costs equitably among users.

COMMUNITY VISION

Built upon the foundation of previous work and published reports by the Johnson County Citizens' Visioning Committee and the Preserving Our Future Community Summit, and various studies and reports conducted by the MARC, the Transportation Task Force has developed a future vision of transportation in Johnson County.

The vision includes:

- A county where all of the communities within it are linked together and regionally connected by an efficient and safe transportation network.
- A transportation network that supports modal choice using local roads and highways, fixed guideway service provided by buses and passenger rail, and on and off street routes for bikes and pedestrians.
- A transportation network that deploys the full range of transportation system management technologies and techniques to maintain mobility.
- Community planning and designs that support local trips that can be made on foot or by bicycle.

- A rail network that supports the delivery of consumer goods and transportation of manufactured items.
- A comprehensive and sustainable transportation system that supports the movement of a diverse population.
- A transportation system that supports the improvement of air and water quality and accounts for the efficient use of energy.
- Transportation infrastructure that supports and improves community aesthetics.
- Corridor plans for the highways in Johnson County.
- Coordinated transportation planning and investment among Johnson County cities.

MEASURING SUCCESS

We know that we will have realized our vision when we have achieved the following benchmarks to support local and regional connectivity:

- **Sustainability**
 - Improved air quality and other environmental conditions through management of mobile sources.
 - More efficient use of energy to transport people and goods.
- **Modal Choice**
 - More people using transit (as a percent of the population).
 - Greater use of bicycles for all trips.
 - Reduced travel time between destinations on public transit.
 - Increased numbers of people sharing rides to work.
 - Increased numbers of people walking to work, shopping, and doing errands.
- **Mobility Index**
 - Improved mobility.
 - Reduction in costs of moving supplies and finished products for local businesses.
 - Reduced vehicle miles traveled per capita.
 - Fewer miles traveled by single-occupancy vehicles per capita.

DEFINITIONS – NETWORKS AND MODES

The task force's thinking about the transportation system was framed in terms of networks and modes.

NETWORKS

Networks are defined as the thing on which transportation modes travel. Networks included in the report are all land based and have been defined as roads (highways, and local streets and roads), recreational trails and bikeways, sidewalks, and rail. All of the networks considered in the report, with the exception of rail, are constructed and maintained with public funds.

The task force focused considerable discussion on the following major trans-county highway corridors in discussions of maintaining the mobility of the highway mode:

- **I-35/US 69** – As the backbone of Johnson County and the metro region, I-35 bisects Johnson County diagonally (southwest to northeast) and directly connects the county to downtown Kansas City, Missouri. The fact that downtown Kansas City is still the largest employment center, combined with the impact of the North American Free Trade Act

(NAFTA) and continued growth in Johnson County, the potential for increased traffic congestion on I-35 only expands.

Completed in 2000, the recommendations made in the I-35/US 69 Major Investment Study (MIS) included: mainline capacity improvements through expanded lanes, commuter rail upgrades and potential stations with park and ride lots, expanded bus service, potential new interchanges and improvements of existing “high-priority” interchanges, ramp metering, and deployment of advanced intelligent transportation system (ITS) improvements.

- **I-435** - The I-435 beltway intersects every major highway in the Kansas City region and Johnson County. It is the east-west highway serving the developed northeastern quarter of Johnson County. I-435 curves north at the intersection of K-10 Highway and proceeds into Wyandotte County connecting to I-70 at the Kansas Speedway and then into Missouri where it connects to I-29 near the Kansas City International Airport.

KDOT and the City of Overland Park have joined forces on the Focus 435 project. This project includes \$161 million in funding earmarked for construction of initial improvements to the I-435 and US-69 corridors by 2008, as well as planning and right-of-way preservation for future corridor improvements that do not yet have construction funding⁶.

- **K-10** – This is the principal highway linkage for two of Kansas’ fastest-growing counties, Douglas and Johnson. As the Johnson County/Kansas City region grows together with the community of Lawrence along K-10, significant challenges to mobility are likely. Primary catalysts to development along K-10, in Johnson County will be the redevelopment of the former Sunflower Army Ammunition Plant and development in DeSoto, Olathe, and Lenexa. Development will include residential, retail, and office uses.

In mid-2005 a study of the K-10 corridor was completed by KDOT in a collaborative effort between a mix of county and city governments, and the development community. The study forecast average daily traffic (ADT) volumes of between 80,000 to 120,000 ADT on various segments of the highway by the year 2040.⁷ The key findings and recommendations of this study included: 1) Widening of K-10 from four to six lanes by providing an additional lane in each direction; 2) Interchange improvements at K-7 and I-435/I-35, as well as consideration of additional interchanges identified “as requested” by communities along the corridor; 3) Fixed route bus service; 4) Bicycle/pedestrian considerations; and 5) Intelligent Transportation Systems (ITS).

- **K-7/US-169** – KDOT, in conjunction with Johnson County and the communities along K-7, is conducting a K-7 Corridor Management Study. The goal of this study is to develop a plan that will help the communities from Spring Hill in Miami County to Lansing in Leavenworth County plan for the transportation growth facing the region.⁸ The K-7 corridor is experiencing rapid growth, and development along the corridor is expected to include a full range of residential, commercial and office uses which are certain to create significant mobility challenges.

From the land use input and traffic analysis work completed, the key recommendation of this study is that K-7 ultimately needs to be a freeway in order to handle the amount of

⁶ Focus 435, www.focus435.org

⁷ Kansas Department of Transportation, K-10 Transportation Study, May 2005.

⁸ Kansas Department of Transportation, K-7 Corridor Management Study Fact Sheet, September 2005.

traffic projected.⁹ A freeway is characterized by KDOT as a high speed roadway with access only at interchange locations via ramps, with no direct driveway or street access to K-7 between interchanges.

- **US 56** – West of I-35 this historic highway extends to the west into Miami and Douglas counties, and is recognized as a primary growth corridor for the future southern and western portions of the county.

MODES

Modes are the means by which transportation occurs. The following modes in this report are defined below:

- **Automobile** – The private automobile will remain the predominant mode of transportation for individuals and local businesses in Johnson County. Maintaining today’s mobility standard in economically sustainable and aesthetically pleasing fashion will require enhanced modal choice. Park and ride options recommended in this report could result in the use of automobiles as a connection to transit for longer trips on routes that have mobility challenges.
- **Bicycle** - Bicycle transportation enjoys the same current position and future potential as pedestrian activity; however, bicycle trips can cover longer distances. The recommendations in this report support increasing the opportunities for bicycle transportation as a modal choice for all trips. It is critical that mass public transportation be integrated with bikeways to provide park-and-ride opportunities. Johnson County currently has more than 30 miles of on street bike lanes; 160 miles of multiuse trails and 250 miles of share-the-road streets.¹⁰
- **Freight Truck** - Located in the heart of America at the hub of the transcontinental and NAFTA trade corridors, Kansas City is a center of choice for warehousing, manufacturing and distribution. With increased volumes in freight and local transportation breakthroughs with Mexico, freight trucking industry continues to boom in Kansas City, necessitating increased maintenance and capacity enhancements, and compromising mobility levels.
- **Fixed Guideway** - Fixed guideway is expected to be a publicly and user-fee financed mode, which currently does not exist in Johnson County. It can be defined as: any of the various passenger transportation achieved through bus rapid transit, light rail, or commuter rail. Johnson County Transit is currently finalizing a study that will recommend a specific mode option for fixed guideway service in the I-35 corridor.
- **Passenger Bus** – Is a publicly and user-fee financed mode currently operating in Johnson County by Johnson County Transit (JCT). JCT is one of three transit providers in the Kansas City metro area, including the Unified Government and KCATA. JCT operates the JO bus service with 75 vehicles (35 transit coaches, and 40 smaller, paratransit vehicles). Three core service programs provide methods for efficient, economical, and sustainable bus service designed for commuter and special needs populations:

1. Commuter Express – Bus service targeting the home-to-work commuter. The JO operates fixed route transit service Monday through Friday during morning and afternoon peak period commutes. There is no evening, night or weekend service.

⁹ Kansas Department of Transportation, K-7 Corridor Management Study Fact Sheet, September 2005.

¹⁰ Map Links: [Northeast Johnson County Bicycle Facilities](#), [Northwest Johnson County Bicycle Facilities](#), [Southeast Johnson County Bicycle Facilities](#), [Southwest Johnson County Bicycle Facilities](#)

2. **Paratransit** – reserved ride, curb-to-curb paratransit system that provides service to the elderly and disabled. The system operates Monday through Friday, 6 AM to 6 PM. There is no evening, night, or weekend service.

3. **SWIFT** – The Sheltered Workshop Industrial Fixed Transportation program is a specialized door-to-door transportation system JCT operates for the Johnson County Developmental Supports (JCDS) department. JCDS utilizes the SWIFT system to move clients from residential facilities (both institutional and personal) to the workshop.

- **Pedestrian** - Sidewalks are the primary network for pedestrian activity in communities. By connecting neighborhoods, schools, employment centers, shopping and recreational destinations with trails and sidewalks, walking will increasingly become a safe and healthy modal choice for children and adults.
- **Freight Train** – Freight trains are an important distribution method for goods consumed in Johnson County and the region. Kansas City is the number two domestic rail freight hub. Johnson County is currently a candidate for the development of a new intermodal freight facility to increase the region’s freight handling demands. The existence of privately-operated freight provides economic opportunity and places demands on public infrastructure as freight is both consolidated and distributed by freight trucks.

RECOMMENDATIONS

Task force members developed the following recommendations related to structural changes, financing, networks and modes to achieve the measures of success identified.

INTERGOVERNMENTAL COOPERATION RECOMMENDATIONS

Management of Johnson County’s transportation “system” has historically been based on the individual responsibilities and interests of its 20 cities and the Kansas Department of Transportation (KDOT). City autonomy has fostered an independent, although cooperative, atmosphere that has promoted a high quality of life throughout the county. But this has resulted in only one real transportation choice – the personal automobile.

Although the 2005 Citizen Survey showed that Johnson Countians are generally satisfied with the personal autonomy of our automobile-dependant transportation system, this sentiment is not uniform in every community, particularly those experiencing exponential growth. In addition, citizens also demonstrated a desire for transportation choices beyond the automobile. With the emergence of a public multi-modal transportation system, an increasingly cooperative partnership among local and state stakeholders is a likely and most favorable outcome. In addition, KDOT is currently examining how it can work more with local officials to identify transportation needs and select projects. This effort is based upon the department’s belief that the best decisions are made when it can identify projects that serve local, regional, and statewide needs.

There exists no permanent or formal effort *within Johnson County* to coordinate transportation networks or modes beyond the roads.

RECOMMENDATIONS

- The transportation task force recommends the creation of a Transportation Cooperation Council (TCC) as a collaborative agency of the 20 cities and Johnson County, with participation by KDOT and MARC. The TCC staff support should be funded by Johnson County government and its work should be presided over by representatives from each of Johnson County's communities.
- The purpose of the TCC is to provide a permanent structure in which elected and appointed policymakers, land planners, and transportation officials can convene to discuss and create a unified vision of transportation and complimentary land planning within Johnson County. Similar organizations have been formed in Sonoma and Sacramento counties in California.
- In addition to MARC, the TCC will act as a second tier of connection points for federal, state, and regional transportation efforts to articulate a unified message for Johnson County. The TCC would also serve as the forum in which the cities of Johnson County can collaborate to maximize mobility preservation through transportation improvements and land use planning.
- Johnson County's communities can work together within the TCC to maintain and improve our transportation network by prioritizing, coordinating, and maximizing the funding available and providing comprehensive, collaborated, county-wide transportation-related planning. Deliberations and decisions would recognize the diverse needs within the county as well as the environmental and economic aspects of transportation planning.
- The task force supports the creation of a TCC as a collaborative agency with KDOT, MARC, Johnson County and the 20 cities in Johnson County, and representatives of primary user groups. The TCC organization should entail an advisory relationship with the current Infrastructure City-County Coordination Committee (I4C), County Assistance Road System (CARS) and the Johnson County Transportation Council into a structure focused on mobility by network and mode.
- The TCC will operate in accordance with all requirements under the Kansas Open Meetings Act (KSA 75-4317, *et. seq.*) and the Kansas Open Records Act (KSA 45-215, *et. seq.*).

FINANCING TRANSPORTATION RECOMMENDATIONS

As Johnson County continues to grow, the travel demands of public and commerce needs increase as well. Unfortunately, the forecast for funding these growing transportation needs does not bode well with the prospects for motor fuels and sales tax revenues uncertain, increasing truck traffic, and federal funding from the recent federal transportation funding bill, SAFETEA-LU, at lower-than-expected levels for the state of Kansas.

To meet these challenges, it is imperative that KDOT, Johnson County, and the 20 cities comprising the county consider and experiment with innovative alternative financing techniques in addition to traditional financing methods, to reduce dependence on federal and state resources. By shifting the transportation mindset to self-sustaining funding mechanisms that do not pose unjustifiable burdens to residents or businesses, Johnson County and its stakeholders can continue to preserve and enhance its high quality transportation infrastructure.

RECOMMENDATIONS

- The task force encourages the Kansas Legislature, leaders at KDOT, and the TCC (Johnson County and its 20 cities) to investigate and consider future potential pilot projects utilizing the following alternative financing techniques, or a combination (many are not mutually exclusive), for future transportation projects and system enhancements:
 - **Transportation Utility Fee (TUF)¹¹**: A fee that is collected on residences and businesses within a city's corporate limits, tied to the use and consumption of transportation services. This technique is based upon the premise that local government is responsible for making roadways available to anybody who wants to use them, and that all potential users should pay for the upkeep. A TUF is very similar to the stormwater utility fees currently in place throughout Johnson County, which are paid by all users (which may be limited to a defined district). The funds generated by a TUF are maintained in a special account and used for transportation improvements identified by the utility provider, which may be KDOT or a "Regional Mobility Authority," a governance structure currently being utilized in Texas. Although TUFs are not expressly authorized for use in Kansas, they are being used in Washington and Colorado, and being considered for use by local governments under home rule authority.
 - **Transportation Development District (TDD)¹²**: A form of a special assessment district focused on transportation needs, which has authority to raise funds either through special assessment or a sales tax in a defined district. This technique is based upon the premise that a transportation district should pay for improvements for which it creates the demand (business and commercial development). This can be done through assessing property or imposing a sales tax, which is paid by either property owners or other users (business patrons). The funds generated by a TDD are maintained in a special account and can be used to fund an extensive list of transportation and infrastructure enhancements. Authorized by K.S.A. 12-17, 141 *et. seq.*, TDD's are currently used in Kansas, however they do require approval by all property owners within the district to be created, which can pose significant obstacles to the use of this technique on corridors. The task force recommends modifications that lower the requirements.
 - **Regional funding mechanism**
- The task force encourages the Kansas Legislature, and leaders at KDOT, the TCC (Johnson County and its 20 cities) to *continue* consideration of the following *traditional* financing methods, or a combination (many are not mutually exclusive), for future transportation projects and system enhancements:
 - **Renewal of the state Comprehensive Transportation Program (CTP) of 1999** - Set to expire in 2009.
 - **Excise Tax**: Widely used throughout Kansas, this method of raising revenue is by levying a tax on a certain activity, such as business conducted, income received, or privilege enjoyed. Based upon the premise that some activities (such as platting) create extra impacts (e.g. necessitating new or widened roads) and those activities should pay accordingly. It is

¹¹ Garvin, Elizabeth. HNTB Alternative Development Finance in Kansas: Major Techniques – Summary Overview. December 12, 2005.

¹² Garvin, Elizabeth. HNTB Alternative Development Finance in Kansas: Major Techniques – Summary Overview. December 12, 2005.

most commonly practiced through registration on platted lots, paid by developers and homebuyers. Funds raised can be used for anything in the budget if money is placed in a general fund.¹³

- **Impact Fees:** Commonly used in Kansas through home rule authority, these are one-time payments assessed against new development to cover the costs for necessary capital improvements proportionate to the demand generated by the new development. It is based on the premise that existing development has already paid for its infrastructure, and that new development should pay for its infrastructure. Funds are retained in a special account, and are limited to new capital facilities and services required by development; such as roads and sewers.¹⁴
- **Tax Increment Financing (TIF):** Commonly used in Kansas, this method entails capturing future increment in property taxes (and sometimes sales taxes) and then making that increment a funding source for development incentive or subsidy. It is based upon the premise that local government allows project funds to be reinvested in projects to pay for infrastructure costs, thereby encouraging more people to redevelop as they will have more funding to utilize. Funds are retained in a special account, with use of funds limited to improvements within a specific TIF district, and sometimes across multiple districts.¹⁵
- **Toll Road Development:** The development of toll roads within Johnson County should be examined on new facilities. A potential toll road candidate could be a connection between I-35 and I-70 in western Johnson County. Additionally, congestion-priced tolling should be examined under the HOT lanes concept on existing highways in Johnson County.

LAND USE RECOMMENDATIONS

Land use decisions are both influenced, by as well as influence transportation modes in many ways. Successful, enduring places often incorporate a mix of accessible land uses, adding vitality as well as investment to the community. The task force believes that the *communities and cities of Johnson County have a shared responsibility* to design and maintain a quality balanced transportation system that provides improved access for residents, employees, and customers; reduced congestion on major roadways; choice among modes of travel; and environmental protection and enhancement.

RECOMMENDATIONS

- The task force supports the creation of countywide principles for land use and development, which should, at a minimum, be based upon the “Quality Principles” in MARC’s Creating Quality Places initiative. Quality Places advances a “powerful consensus on what is needed to design successful neighborhoods, vibrant mixed-use commercial areas, and efficient transportation systems; all within a healthy natural environment”:
 - **Transit Supportive Development** – A system of quality local streets complements the planning and development of a regional public transit network. Easy pedestrian access and a mix of uses are encouraged at existing and proposed transit stops to allow transit to

¹³ Garvin, Elizabeth. HNTB Alternative Development Finance in Kansas: Major Techniques – Summary Overview. December 12, 2005.

¹⁴ Garvin, Elizabeth. HNTB Alternative Development Finance in Kansas: Major Techniques – Summary Overview. December 12, 2005.

¹⁵ Garvin, Elizabeth. HNTB Alternative Development Finance in Kansas: Major Techniques – Summary Overview. December 12, 2005.

become a viable alternative to the automobile. Private development and public places are designed to maximize opportunities for a regional transit network.

- **Multimodal** – A quality transportation system accommodates automobiles, public transit, public safety vehicles, freight, pedestrians and bicycles in a balanced way to maximize access and mobility and to minimize congestion throughout the community.
- **Local Streets** – Quality local streets are an integral part of a larger network of routes designed to provide access to homes, shops and businesses, and to keep local traffic off major arterials and high-speed, through-traffic off local roads. The design encourages pedestrian and bicycle use through such features as continuous sidewalks, curbside tree planting, narrow street width and similar features to slow down cars; landscaped medians that reduce apparent street width; and street parking that protects pedestrians from moving traffic.
- **Walkability & Linkages** – Quality neighborhoods, shopping areas, employment centers, and public spaces, small or large, are designed to make the pedestrian feel comfortable and safe. This is done by providing wide sidewalks, storefronts that open to the street, shade and shelter, and a sense of spatial enclosure. They are designed to facilitate access on sidewalks, bicycle trails, transit service, and roads.
- **Live/Work** – Quality neighborhoods offer the opportunity for residents to work and live within the neighborhood when the scale, character and function of business settings are compatible with homes.
- **Green Space** – A variety of public green spaces are within easy access of residents in a quality neighborhood. Green spaces range from small playgrounds within easy walking distance from homes, to neighborhood parks, to community parks that can be shared by several neighborhoods.

NETWORK ENHANCEMENT RECOMMENDATIONS

This section of the report discusses the recommended development, design, and treatment of the various networks on which people and goods will be moved efficiently and safely. While it is expected that major trans-county corridors will be the focus of coordinated transportation planning, local networks such as sidewalks have been included to ensure that a comprehensive examination of transportation is included.

HIGHWAYS

Johnson County contains 546 lane-miles of freeways and highways maintained by KDOT. It is anticipated that this number will grow with the development of new highways and expansion of existing routes.

Highways serve a critical function in the current and future Johnson County transportation system and will be used as the primary network for automobile, truck and bus service. They will continue to carry most traffic transiting through the county and also serve as primary regional links for people entering and exiting the county for employment, shopping, entertainment and air travel. A number of local intra-county trips will also continue to be facilitated on Johnson County highways.

- The task force considered the following existing highways in their discussions:
 - I-35
 - I-435

- US-69
- K-7/US-169
- K-10
- US 56
- In addition, the task force considered the development of new possible highways as a result of studies in the southern and western areas of Johnson County.

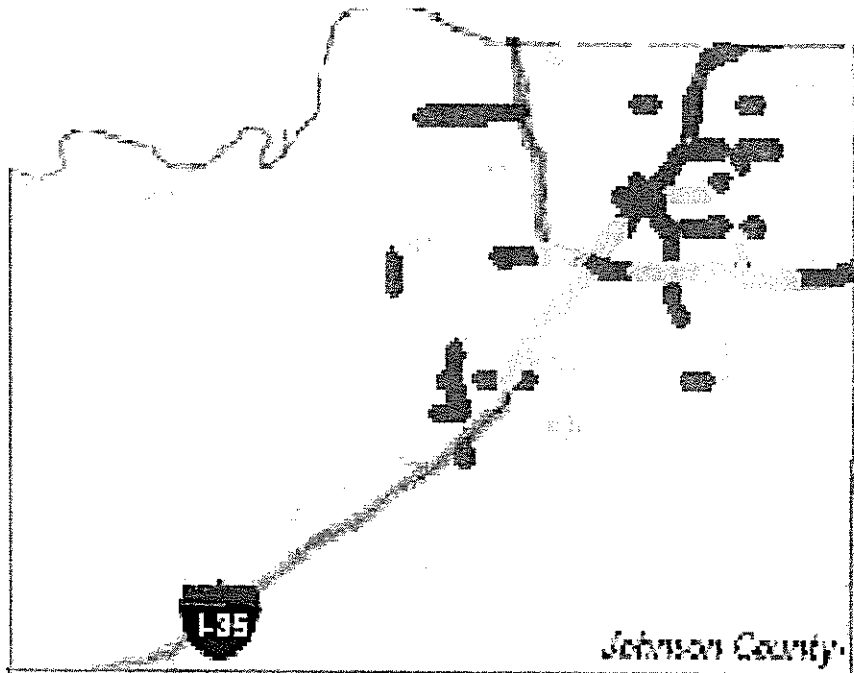
The capacity of Johnson County's existing highways will need to be increased in the future to maintain mobility and air quality. The following maps show 2030 congestion predictions on existing routes developed by MARC for the Long Range Transportation Plan and current travel speeds during PM rush hour.¹⁶

Studies show that on several corridors, capacity will need to come from more than just additional lanes because of right-of-way and construction costs.

2030 CONGESTION PROJECTIONS

Legend

- Heavy Congestion
- Moderate Congestion








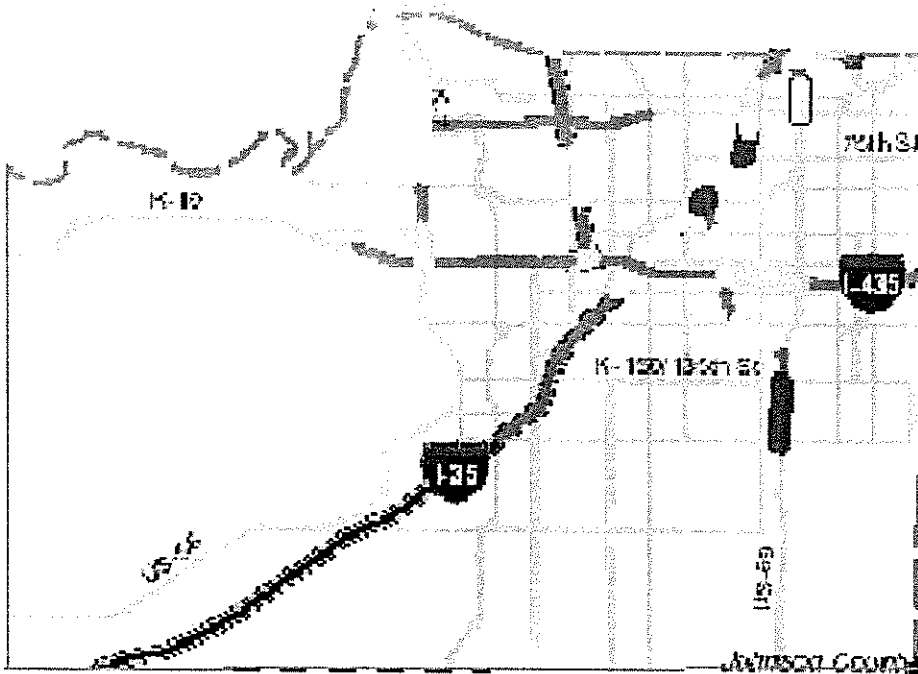
(Source: MARC, Total Transportation Outlook 2030 Update)

¹⁶ MARC, Long Range Transportation Plan, Transportation Outlook 2030 Update

CURRENT PM AVERAGE SPEED ON HIGHER LEVEL FACILITIES

Legend

-  At or Above Posted
-  90% to 99%
-  70% to 89%
-  Below 70%
-  Interstate Highways



(Source: MARC, Total Transportation Outlook 2030 Update)

RECOMMENDATIONS

The task force supports continuing and expanding the ongoing capacity/flow improvement treatments on all, or segments of, highway corridors located in Johnson County, as appropriate needs/demands require or allow:

- Monitoring Systems
 - Cameras
 - Traffic Flow Detectors
- Driver Notification Systems
 - Message Boards
 - Radio Notification
- Motorist Assist Program
- Flow related design improvements
- Addition of lanes
- Addition of interchanges

In addition to existing capacity programs the task force supports the following new capacity and improvement projects on highway corridors in Johnson County, as appropriate needs, demands, and locations require or allow:

- Ramp Metering
- High Occupancy or Toll (HOT) Lane Deployment
- Bus Rapid Transit
 - Shoulder travel
 - Park and Ride Lot Development
- The task force supports the renewal of the state Comprehensive Transportation Program (CTP) of 1999, which is set to expire in 2009.
- Development of urban design standards for interchange spacing with the KDOT permitting interchanges spaced at one mile intervals.
- The task force also considered the following new possible highways in their discussions and recommend that these concepts should be explored further:
 - South Metro Connection: Currently, there are no major improved east-west routes south of 135th Street between Johnson County, Kansas and Cass County, Missouri¹⁷. To address this lack of infrastructure and to meet the increasing traffic demand, a study of the area is warranted to determine the location and type of road needed. The South Metro Connection Study will seek to determine the type of route needed to meet the projected growth in the area. The task force supports this study and anticipates reviewing its outcome.
 - West Metro Connection: The Kansas Turnpike Authority (KTA) has initiated discussions regarding a new interchange on I-70, east of the existing East Lawrence Interchange, which may warrant a potential West Metro Connection Study that could link I-35 to I-70 at a newly approved KTA interchange, which would bypass congested areas on the I-435 corridor.
 - Support the acquisition of right-of-way for Type IV CARNP roads in CARNP funding eligibilities. Type IV roads are characterized as highways.

The task force also supports the development of corridor plans for new or proposed highway corridors, and the revision of any existing corridor plans that are more than 10 years old. The corridor plans should contain a vision for the use of the highway that is coupled with land use plans that consider development within at least one mile of the corridor. Corridor plans may be broken into several segments to address specific issues. Corridor plans should anticipate full development loads on the highways and implement capacity treatments supported by the task force.

The improvement and development of highways should complement and enhance the aesthetics of the communities they traverse, and should mitigate any negative impacts on adjacent communities, including visual, audible, and environmental. Existing and planned business investments should support transportation infrastructure. It should also promote and support a reliable transit system that allows efficient, effective land use development patterns and facilitates the highest and best use of properties adjacent to transit facilities and the highway corridors.

Attention should be given to plantings and bridge design to enhance the quality of the trip and soften the impact of highway development. Surrounding natural features should be protected, preserved, and/or restored including: wetlands, watersheds, and grasslands. Local vegetation and plantings should be used to minimize traffic impacts on local habitats and natural features, and to minimize negative stormwater runoff impacts.

¹⁷ Johnson County Infrastructure and Transportation, Transportation Studies, South Metro Connection Study, 2005.

The improvement and development of highways should not cut off communities by eliminating bike and pedestrian access. Attention should be given to accommodating safe and enjoyable bike and pedestrian transportation with both on and off street accommodation. In the spirit of the recently completed K-10 Transportation Study, the task force encourages KDOT to consider allowing bicycle and pedestrian routes and/or trails on KDOT routes and right-of-way if sufficient right-of-way exists.

LOCAL STREETS AND ROADS

Johnson County contains 6,411 lane-miles of city streets and county roads. The road network within the county will continue to grow with development. The local street and road network today is used almost exclusively for the private automobile and trucks delivering goods. There is also limited bus service utilizing the streets and roads. An effective transportation network maintaining mobility and supporting modal choice will utilize the local/street and road network for current automobile and truck modes in addition to expanded and reliable bus service and safe bicycle transportation. In 2005 approximately \$140 million was spent adding capacity and maintaining the local streets and roads in Johnson County. Over 90 percent of this spending occurred by the cities of Johnson County using state, federal and local funds.

RECOMMENDATIONS

The task force encourages continued support and enhancements for the following programming and activities to improve and maintain mobility, support modal choice, preserve existing infrastructure, and promote air quality:

- County Assistance Road System (CARS) – Funded by a portion of state gas taxes returned to Johnson County and a general fund supplement of Johnson County. Funds from this program are currently used for both capacity building and also maintenance, with cities being guaranteed an 80 percent return on potential funds.
 - CARS program supplemental county support funding should be maintained at the revenue of .4 mill property tax with funding growth resulting from increased revenues from gas tax collections and assessed valuation base growth.
 - CARS program funding should be dedicated to mobility enhancement and maintenance projects, including:
 - Expanded modal choice opportunities, including bike lanes, sidewalks, and multiuse trails adjacent to CARS street projects.
 - Additional lanes and engineered improvements for advanced traffic flow and safety.
 - Transit-supportive development, such as bus rapid transit facilities on roads such as lay-bys, station development, and signal priority improvements.
- Comprehensive Arterial Road Network Plan (CARNP) – Funded by a general fund supplement of the county to purchase and protect right-of-way in advance of development in unincorporated Johnson County. Proposed enhancements to CARNP include:
 - Implement an excise tax as recommended by the Infrastructure City-County Coordination Committee (I4C) in 2002, for development in the unincorporated area to support purchase of right-of-way and necessary infrastructure. This tax would apply only to the unincorporated areas of the county, and include a cap on lot sizes.

- Construction of new roads to make important connections or relieve overburdened roads.
- Continued adherence to Johnson County “Triggers Policy”, which is used to establish a priority mechanism/schedule with data such as traffic volume, accident statistics, and development which is used to “trigger” the need for upgrading certain existing roadways, or where there are no existing roadways, “trigger” the construction of new roadways.
- Operation Green Light – A partnership between MARC and metropolitan local governments to develop and implement a system to coordinate traffic signal timing plans and communication between traffic signal equipment across metropolitan area jurisdictional boundaries using federal, state, and local funds. Coordinated signal systems could reduce travel delays on highly congested routes by as much as 17 percent, while improving mobility and air quality.
 - Through aggressive deployment of Operation Green Light and integrated with Intelligent Transportation Systems (ITS), traffic flow and capacity are maximized.
 - Operation Green Light and ITS systems should support signal priority along bus rapid transit routes.
- Development and support for uniform access control policies on major arterials to maintain traffic flow.
- Establish and implement community design standards, including appropriate dimensions for streets and blocks that form the critical framework to create walkable neighborhoods and dispersed traffic flow.
- Utilize parkways, collector, and local residential streets that balance the needs for the automobile, pedestrians, and bicyclists.
- Arterial streets should incorporate design standards to compliment the aesthetics of the community.
- Where appropriate, on-street bike lanes should be developed to support the safe coexistence of bike and motorized transportation on local streets/roads.

RAIL

There are currently more than 181 route-miles of privately owned freight rail line in Johnson County. Johnson County continues to consider the use of rail as an option for the I-35 fixed guideway concept to relieve commuter congestion along the I-35 highway corridor. There is strong public support for the development of commuter rail along I-35 connecting Johnson County to Kansas City, Missouri. In addition, the increasing volume of freight traffic places additional demands on the freight rail line capacity. The Southwest Johnson County Economic Development agency is studying the feasibility of establishing an intermodal freight hub in Johnson County. The freight hub would add additional capacity to the Kansas City Region for freight and potentially create additional economic opportunities in Johnson County. The traffic on rail lines within Johnson County would increase with an intermodal hub.

RECOMMENDATIONS

- The task force supports the continued exploration of commuter rail as an alternative to road network capacity to improve or maintain mobility in the I-35 corridor.
- The task force recommends the development of quiet zones in areas where train traffic and horns disturb residential development.
- The task force recommends removing as many at-grade crossings from arterial roads as possible with overpasses or underpasses to improve safety and also road-borne traffic mobility issues.
- The task force recommends that highway access and capacity improvements occur at the location of any new intermodal facility in Johnson County.

MULTI-USE TRAILS & BIKEWAYS

There are currently more than 160 miles of paved multiuse trails in Johnson County, maintained by both city and county government entities. Findings from the MARC 2005 Regional Walking and Biking Survey reported that 82 percent of those surveyed (27 percent from Johnson County) thought it was “very” or “somewhat important” for cities and counties in the Kansas City area to develop a connected system of walking and biking trails¹⁸. Seventy-four percent of respondents thought it was a “good idea” to develop dedicated lanes for bicycles along city streets in the metropolitan area. In addition, 67 percent of those surveyed indicated that they would be “very” or “somewhat supportive” of having a portion of their local taxes used to provide more trail opportunities and to create connections between existing walking and biking trails in the Kansas City area.

RECOMMENDATIONS

The task force encourages continued support and enhancements for the following programming and activities to promote the roles of walking and bicycling as viable transportation options, as well as healthy, safe, and environmentally-friendly recreational alternatives:

- MetroGreen - The task force supports full development of the Johnson County segments of the MetroGreen plan, including the following seven goals entailed in the MetroGreen plan¹⁹:

- Goal 1:** Preserve and protect stream corridors throughout the metropolitan area.
- Goal 2:** Link people to outdoor resources close to where they live and work.
- Goal 3:** Link MetroGreen corridors to on-road bicycle and pedestrian facilities to create an interconnected alternative transportation network for non-motorized use.
- Goal 4:** Provide opportunities for Kansas Citians to learn about the region’s natural landscapes and celebrate their heritage through interpretive programs and cultural facilities located within MetroGreen corridors.
- Goal 5:** Protect the native habitat of plants and animals throughout the Metro region.
- Goal 6:** Implement the vision of a metropolitan greenspace system first envisioned by George Kessler in 1893, and as articulated in 1991 by the Prairie Gateway Chapter of the American Society of Landscape Architects.
- Goal 7:** Make MetroGreen an integral part of a healthy and vibrant economy.

¹⁸ 2005 Regional Walking and Biking Survey Findings Report, prepared for MARC, by ETC Institute.

¹⁹ Metro Green Executive Summary.

- The task force supports *full implementation* of an *updated version* of the 1996 “Bicycle Transportation Plan for Johnson and Wyandotte Counties” that includes bikeways, trails, or designated paths to connect cities, neighborhoods, work centers, cultural amenities, and transit stations²⁰. Such a plan would be a good complement to the MetroGreen plan. This plan would promote the overall safety and comfort of individuals who travel by bicycle or on foot, and ultimately enhance individual and community transportation choices.
- The task force recommends that the existing ad hoc Johnson County Bicycle/Pedestrian Trails Planning Committee be strengthened to dovetail efforts with the proposed Transportation Cooperation Council (TCC). City-County participation within the TCC will enhance collaboration on the development of interconnected recreational trails with common design standards to support county wide movement on a recreational trail network.
- The task force supports Johnson County Park and Recreation’s MAP 2020 plan to expand the Streamway Park and Trails System 568 acres to 5,114 acres. This expansion includes every major creek in the County and connects almost all of the existing and future parks via trails and linkages. Continued partnerships between the County and its municipalities to obtain the balance of the additional 5,114 acres are strongly encouraged.²¹
- Recreational trails and bikeways should be integrated with area facilities for enhanced modal choice opportunities, such as bus and passenger rail, to promote their use for work and recreational trips.
- CARS project selection should support pedestrian-and-bicycle supportive facilities, infrastructure, and recreational trails and bikeways adjacent to CARS street projects.
- Utilizing state and local match funding, federal funds should be pursued for bikeway development connecting schools and neighborhoods through the Safe Routes to School program included in the federal SAFETEA-LU legislation.
- Develop multiuse trails in conjunction with existing railways or abandoned railway lines.

SIDEWALKS

Walkability is an essential part of any transportation system. As stated by Dan Burden, Director of Walkable Communities, Inc., “Every trip begins and ends with walking.” The availability of sidewalks increases the opportunity for pedestrian mobility and the interconnections of land uses and people. Sidewalks provide a healthy, as well as an economical transportation alternative.

RECOMMENDATIONS

- The task force recommends cities support development planning that enables sidewalks to serve as a link within an interconnected system to centers of community activity including commercial and employment centers. The development of interconnected development supports pedestrian activity for certain local trips, thereby reducing localized mobility degradation.

²⁰ “Bicycle Transportation Plan For Johnson and Wyandotte Counties, Kansas”, May 1996, prepared by HNTB Corporation, Wilbur Smith Associates, ETC Institute.

²¹ Johnson County Parks & Recreation District: Planning and Expansion, MAP 2020.

To achieve walkable communities and improve sidewalks within Johnson County, the task force supports the following recommendations derived from the Florida Department of Transportation²².

- Walkways should be linked to provide a continuously safe network for pedestrian access. Sidewalks should be adequately sized to accommodate all pedestrians, including the disabled, with a separation from the roadway on both sides of urban streets.
- Land use planning should increase opportunities of pedestrian mobility and intermodal connectivity (e.g., transit linkages) and include amenities (seating, landscaping, etc.) that encourages pedestrian interactions as well as affords comfort and safety.
- Schools should have specific pedestrian access points and with lower traffic speed limits, and traffic calming devices (e.g., raised crossings, traffic diverters) and sidewalks within all other non-residential areas should be carefully located to minimize walking in vehicular parking and driving areas.

MODAL ENHANCEMENT RECOMMENDATIONS

This section of the report discusses the recommended development, design, and treatment of the various modes on which people and goods will be moved efficiently and safely.

PASSENGER BUS

The task force envisions a bus system that is truly coordinated, with passengers able to transfer easily and conveniently. It should serve the needs of the elderly, non-drivers, and people with disabilities, and provide links with intermodal regional options for metro-wide connections. This system will take people throughout the county with minimum inconvenience, providing for connections between recreational trails, bikeways, and sidewalk networks.

RECOMMENDATIONS

- Regional Transportation System – The task force strongly supports the *Smart Moves* plan, or a similar regional transportation system to provide expanded and enhanced public transportation service connecting Johnson County internally and the entire Kansas City region. Smart Moves is the evolution of mass public transit in the region and has been developed to provide what residents and businesses indicate they want in a public transit system, and incorporate models and best practices from across the country for modern, effective, and efficient public transportation services.

The benefits of this plan include:

- Increased mobility options for residents through new routes and new technologies.
- A strengthened economy as a result of connecting major Kansas City employment and activity centers.
- An improved natural environment by reducing the growth in personal automobile use and the ensuing air pollution produced.

²² *Twelve Steps Toward Walkable Communities*, Florida Department of Transportation, State Safety Office, Pedestrian and Bicycle program, 1995.

- *With or without approval and implementation of Smart Moves*, Johnson County Transit is encouraged to consider modified utilization of the operational proposals included in *Smart Moves*, as well as continue to review the types of vehicles best suited for specific public transportation needs in Johnson County; including where park-and-ride lots are best suited; where transit hubs should be located for the optimal efficiency and convenience; and how to serve the county, urban and non-urban areas to the greatest extent possible.
- The task force supports the continuance and expansion of the three core Johnson County Transit, “J0”, programming that serve as the methods for efficient, economical, and sustainable bus service that meets the needs of commuter and special populations.
- Service expansion should include consideration of additional days and hours of service to provide evening, weekend, and holiday service in the future, with or without funding support from a regional investment fund.
- Collaborative efforts with area service agencies, cities, and private businesses should be encouraged to develop sustainable and economically feasible transportation systems.
- Relevant stakeholders, including Johnson and Douglas County, KDOT, the University of Kansas, and Johnson County Community College should pursue collaborative opportunities to provide passenger bus service for students and employees along K-10.

FIXED GUIDEWAY

A fixed guideway system will provide opportunities for individuals to move quickly in a dedicated, separated system along major corridors in Johnson County. Fixed guideway in Johnson County can be defined as: any of the various bus rapid transit options, light rail, or commuter rail.

RECOMMENDATIONS

- The task force supports the study currently being finalized by Johnson County Transit, which will recommend a specific mode option for fixed guideway service in the I-35 corridor.
- The task force supports the exploration and ultimate implementation of fixed guideway mass public transportation involving bus on roads and train on rail networks.

AIRCRAFT

Johnson County Government operates two airports with the City of Gardner operating a small airfield. Airports in Johnson County serve general aviation users and projections show this use will continue to increase over time. It is not anticipated that increased airport use will either relieve or exacerbate ground-based travel congestion or mobility.

RECOMMENDATIONS

- The task force supports the continued operation of general aviation airports in Johnson County.

CONCLUSION

Improving and maintaining the current mobility standards within Johnson County over the next 20 years is a challenge. That challenge cannot be met through any one solution or action within the existing system of limited resources. The greater Johnson County community must work within a system that coordinates resources more effectively to expand capacity and maintain mobility, develop in a way that supports transportation choices and uses technology to obtain additional capacity from the existing system. The cost of maintaining the existing transportation system is identified as an issue which both supports mobility and challenges investments in capacity.

The objectives of the task force is for this report to:

- 1) Stimulate permanent and meaningful cooperation within Johnson County among all levels of government;
- 2) Provide innovative and realistic ideas to address transportation issues to ensure the exceptional quality of life and economic vitality of Johnson County; and
- 3) Through transportation mobility enhancements, to ensure that Johnson County continues to be a “Community of Choice.”

CITY OF PRAIRIE VILLAGE, KANSAS



The Star of Kansas

2006 ANNUAL REPORT



March, 2007

To: Mayor Shaffer and members of the City Council

This Annual Report for 2006 is the final step in a process which began in December of 2004. Shortly before beginning the budget process, the Governing Body had agreed to engage in a project to develop a new Comprehensive Development and Strategic Investment Plan for the City. As they considered their goals for the 2006 budget, they realized this would be a year of transition. They wanted to maintain the status quo while planning with community groups to make recommendations for leveraging the City's limited assets in order to encourage appropriate private investment to ensure that Prairie Village remains a premier community in the region.

Goals established by elected officials for 2006 followed the Vision Statement adopted by the Governing Body in 2000:

The City of Prairie Village preserves the ambiance of a village with the livability of a neighborhood. The "village" lifestyle is enhanced by quality education and a variety of housing, recreation and local commerce in pedestrian friendly centers.

Long Term Goal: Maintain a "sense of place" and a "sense of community"

Short Term Goals

- Continue effective communication with residents
- Sponsor community events
- Continue planning and redevelopment projects that improve the community

Long Term Goal: Maintain financial strength of the City

Short Term Goals

- Ensure a strong economy for the City
- Continue conservative approach to budgeting
 - maintain budget increases at 6% or less
- Maintain appropriate Fund Balance
- Manage City investment of temporarily idle funds to maximize interest earnings while maintaining the security of public funds
- Maintain mill levy rate at the current level
- Increase City controlled revenue sources by increasing fees to cover direct costs.

Long Term Goal: Continue Public Service Levels

Short Term Goals

- Continue public services at an optimum level in all departments
- Continue effective police protection
 - Plan 2006 Accreditation
 - Provide traffic enforcement unit to enhance police traffic services
- Maintain CEP budget at a minimum of \$3 million
- Improve and maintain other City owned property
- Continue park development and recreation programs

Senior management staff used these goals to develop the budgets they recommended for 2006. This document is the report of their accomplishments during 2006.

Using the Annual Report

Expenditures:

This section is divided into the same departmental units used in the 2006 budget. Included with each department's total budget are the major programs within the department.

Each departmental page lists the goals as they were listed in the 2006 budget, along with a brief description of what was accomplished. Below that section are the performance indicators. The original budget listed performance results for prior years and anticipated results for 2006. Actual performance results are reflected in this Annual Report. The last section of each program report is the financial budget report for that program. Cost for the program during the last three years can be compared with budgeted and actual costs for 2006.

Financials

A three page Financial Information section explains the City's overall financial status. This information becomes a useful tool for developing the forecast of revenues in the future.

Appendix

A wealth of detailed information is included in this section. It provides a resource for historical purposes and has even been used in legal actions to prove the City provided certain reports to elected officials and specific training to employees.

Summary

The transmittal letter to Prairie Village residents and businesses in the 2006 Budget Summary stated "...budget document is one of the most effective tools a government can use to communicate not only its financial status but also its goals, policies, performance record, performance plans and vision for the future." The Annual Report is the most effective tool senior management staff have for documenting the performance in their departmental units for the year.

The annual budget is the document through which the City's resources are allocated to accomplish long and short term goals for the community. The Annual Report summarizes ways in which those goals were implemented, a few of the highlights include:

Maintain a "sense of place" and a "sense of community"

- Increased 2007 budget to double the number of newsletters to property owners
- Sponsored VillageFest, art shows, Earth Fair, skateboard competition
- Conducted neighborhood information meetings prior to beginning improvement projects
- Spoke at Homes Association meetings
- Received Tree City USA recognition
- Conducted several bicycle rodeos for children
- Posted Council meeting agenda and information on the City web site for the first time

Maintain financial strength of the City

- Increased 2007 budget for major infrastructure improvements
- Increased Fund Balance to \$7.6 million (44%)
- Maintained mill rate at current level
- Increased operating costs by 6.9% which is more than the 6% approved by Council, primarily caused by increases in health care and pension costs
- Increased return on investment of temporarily idle funds to 4.66%

Continue public service levels

- Provided effective police protection which resulted in a reduction of 22.3% in the crime rate
- Increased infrastructure improvement budget to \$3.5 million
- Completed improvement projects in seven parks
- Completed a record number of PW work orders
- Implemented a web site where students can anonymously report bullying incidents
- Upgraded e-mail system
- Implemented “paperless packet” for elected officials
- Increased life insurance benefit in the Police Pension Plan

In 2006 all goals approved by the Council were implemented. This report is the tool elected officials can use to evaluate the work of senior management staff.

Barbara Vernon
City Administrator.
March, 2007

TABLE OF CONTENTS

	<u>Page</u>
City Governance	
Governing Body	1
Program Summary	2
Mayor and Council	3
Management & Planning	4
Public Works	
Program Summary	5
Administration	6
Vehicle Maintenance	7
Streets and Drains Maintenance	8
Buildings and Grounds Maintenance	9
Infrastructure Improvements	10
Public Safety	
Program Summary	11
Administration	12
Staff Services	13
Patrol	14
Investigations	16
Off-Duty Services	17
Municipal Justice	
Program Summary	18
Municipal Justice	19
Administration	
Program Summary	20
Administrative Services	21
Codes Administration	22
City Clerk	23
Solid Waste Management	24
Community Programs, Parks and Recreation	
Program Summary	25
Park Development and Community Programs	26
Recreation Programs	27

	<u>Page</u>
Financial Reports	
Financial Information	28
Comparison of Revenue by Source	31
Comparison of Revenue by Group – All Sources All Funds	32
Comparison of Revenue by Type	33
Total Operating and Capital Costs by Program	34
Basic Operating and Total Capital Costs	35
Total Operating and Capital Costs by Program	36
Appendix	1
Strategic Plan	2
Comprehensive Plan	6
Personnel	8
Insurance	13
Americans with Disabilities Act	14
City Clerk’s Office	16
Planning and Zoning	24
Public Works	26
Public Safety	29
Codes Administration	40
Community Programs	42
Recreation Programs	46

MAYOR AND COUNCIL

Prairie Village is governed by an elected Mayor and a twelve member City Council. The Mayor is elected by the City at large, and two council members are elected from each of the City's six wards to serve staggered four year terms. The Mayor and City Council, also known as the Governing Body, serve as the official policymaking body of the City.

<u><i>Position</i></u>		<u><i>Term</i></u>
<i>Mayor</i>	<i>Ronald L. Shaffer</i>	<i>4/2003-4/2007</i>
	<u>2005-2006 Council Members</u>	
<i>Ward I</i>	<i>Bill Griffith</i>	<i>4/2006-4/2010</i>
	<i>Al Herrera</i>	<i>4/2004-4/2008</i>
<i>Ward II</i>	<i>David Voysey</i>	<i>4/2006-4/2010</i>
	<i>Ruth Hopkins</i>	<i>4/2004-4/2008</i>
<i>Ward III</i>	<i>Michael Kelly</i>	<i>4/2006-4/2010</i>
	<i>Andrew Wang</i>	<i>4/2004-4/2008</i>
<i>Ward IV</i>	<i>Laura Wassmer</i>	<i>4/2006-4/2010</i>
	<i>Pat Daniels</i>	<i>4/2004-4/2008</i>
<i>Ward V</i>	<i>Charles Clark</i>	<i>4/2006-4/2010</i>
	<i>Wayne Vennard*</i>	<i>12/2005-4/2008</i>
<i>Ward VI</i>	<i>David Belz**</i>	<i>4/2006-4/2010</i>
	<i>Diana Ewy Sharp</i>	<i>4/2004-4/2008</i>

* *Appointed in 2005 to fill the unexpired term of Kay Wolf*
 ** *Council President*

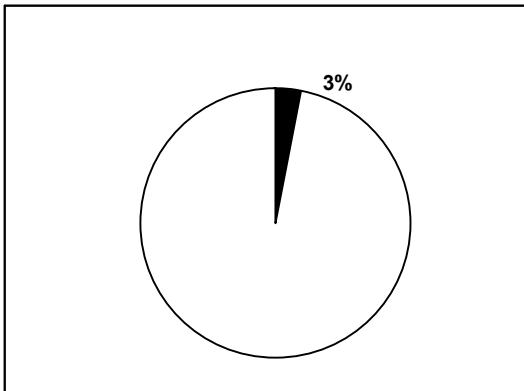
CITY GOVERNANCE

Formulate public policies which implement the City’s 2000 Strategic Plan.

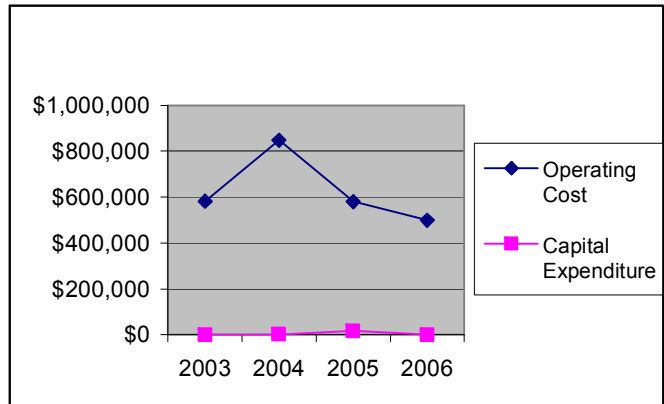
Mission Statement

*The City of Prairie Village
preserves the ambiance of a village
with the livability of a neighborhood.
The “village” lifestyle is enhanced by
quality education and a variety of
housing, recreation and local commerce
in pedestrian friendly centers.*

<u>Programs</u>	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Mayor/Council	\$ 52,493	\$ 114,567	\$ 96,283	\$ 113,700	\$ 85,946
Management and Planning	421,573	621,195	380,160	553,640	412,726
TIF Project	107,159	113,237	120,333	4,365	-
Total City Governance	\$ 581,225	\$ 848,999	\$ 596,776	\$ 671,705	\$ 498,672
Classification					
Personnel	\$ 225,944	\$ 230,911	\$ 232,906	\$ 250,896	\$ 223,696
Contractual Services	288,220	555,470	293,740	337,644	217,875
Commodities	66,971	61,099	53,824	78,800	57,101
Total Operating Cost	\$ 581,135	\$ 847,480	\$ 580,470	\$ 667,340	\$ 498,672
Capital Expenditures	\$ 90	\$ 1,519	\$ 16,305	\$ -	\$ -
Debt Service	-	-	-	-	-
Capital Debt Expenditures	\$ 90	\$ 1,519	\$ 16,305	\$ -	\$ -
Total City Governance	\$ 581,225	\$ 848,999	\$ 596,775	\$ 671,705	\$ 498,672



The Management and Planning work area was 3% of the City’s total expenditures in 2006.



MAYOR AND COUNCIL

Mission: Preserve the ambiance of a village with the livability of a neighborhood enhanced by quality education and a variety of housing, recreation and local commerce in pedestrian friendly centers.

Long Term Goal: Continue public service levels

Short Term Achievements:

- Continued Capital Improvement Plan of maintaining streets, sidewalks, storm drainage system and other infrastructure in good condition. Current rating of all infrastructure is 82 to 97. Council goal is to maintain condition of all infrastructure above 50.
- Police report that crime statistics are lower than in the past.
- All employees, including elected officials, completed the Federally mandated training required to qualify as first responders to a critical incident. With this record, if the City experiences a critical incident, staff will be trained and the City will be eligible to receive Federal assistance if needed.
- The number of participants in the City's recreation programs and special events increased.
- Public Work crews worked seven snow events and, as in the past, Prairie Village Streets were the cleanest in the area.

Long Term Goal: Maintain a sense of place and a sense of community

Short Term Achievements:

- VillageFest celebrated its tenth anniversary with the largest crowd in its history and spectacular events. The rest of the year was filled with community events including monthly Art Shows, summer team competitions and events, and the Earth Day Event.
- Continued work toward final adoption of Village Vision a Comprehensive Plan and Strategic Investment Plan for the City.

Long Term Goal: Maintain the financial strength of the City

Short Term Achievements:

- The Governing Body budgeted \$1.5 million to begin implementation of the Strategic Investment Plan which is developed to ensure the financial strength of the City.
- The 2007 Budget approved in 2006 will maintain strong fiscal position of the City while accomplishing goals for programs and capital expenditures established by the Governing Body.
- Annual operating cost increase of 7% is more than planned but within the range needed to accomplish goals established by elected officials.

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Contractual Services	31,684	90,661	57,792	81,500	65,197
Commodities	20,720	23,905	23,814	32,200	20,749
Capital Expenditures	90	0	14,677	0	0
Debt Service	0	0	0	0	0
Total Expense	\$ 52,494	\$ 114,566	\$ 96,283	\$ 113,700	\$ 85,946
Related Revenue	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0

MANAGEMENT AND PLANNING

Mission: Manage the City to fulfill goals established by the Governing Body and coordinate City services to meet those goals.

Long Term Goal: Continue Public Services

Short Term Achievements:

- Police Department completed CALEA re-accreditation process.
- Crime statistics were lower than in the past.
- Increased infrastructure improvement budget to \$3.5 million.
- Park development projects completed in seven parks in the City.
- 98% of code violations in the City were resolved.
- Property values increased by more than 5%.

Long Term Goal: Maintain a sense of place and a sense of community.

Short Term Achievements:

- Increased 2007 budget to double communication with residents.
- Sponsored VillageFest, monthly Art Shows, and Synchronized Swim Show.
- Considered redevelopment options in the Strategic Investment Plan.
- Completed neighborhood audits of every area in the City.

Long Term Goal: Maintain financial strength and stability of the City

Short Term Achievements:

- Using reserved funds, increased 2007 budget for major improvements.
- Unreserved Fund Balance at yearend is \$7.6 million.
- Total budget for 2007 increased only 2%.
- Total City Operating expenditures increased 7% in 2006.
- City controlled revenues increased by 3% - 5% in 2007 budget.
- Current mill rate was maintained in the 2007 budget.
- 2007 budget includes \$1.5 million for implementation of Village Vision.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Meetings with neighborhood groups	2	2	3	1	2
Neighborhoods audited	1	3	2	2	3
Outcome/Effectiveness:					
Rate of return on investment of City funds	1.3%	1.76%	2.6%	3.5%	4.66%
Percent change in City Property Tax Rate	17%	0%	0%	0%	0%
Programs meeting Council goal	92%	98%	91%	100%	96%
General Fund Reserve Balance used/budgeted for Capital Improvements	\$1.9 million	0	0	\$1 million	\$300,000/\$1 million
Fund Balance % of revenue at year end	33%	45%	40%	20%	42%
Infrastructure Investment in millions	\$2.4	\$4.2	\$4.5	\$7.2	\$3.5
Assessed Valuation in millions	\$251	\$256	\$257	\$271	\$270
Total City Operating Cost Change	<17%>	6%	0.5%	7%	7%

Budget Report

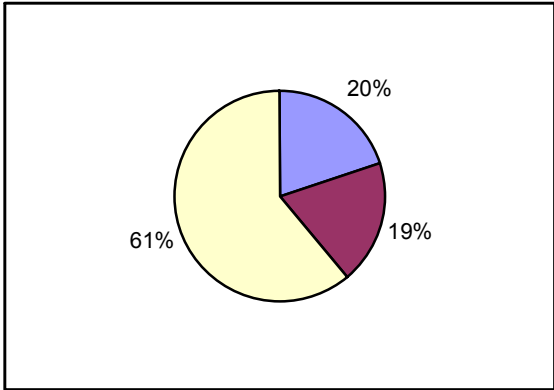
Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 225,944	\$ 230,911	\$ 232,906	\$ 250,896	\$ 223,696
Contractual Services	256,536	464,809	235,949	256,144	152,678
Commodities	46,251	37,193	30,010	46,600	36,352
Capital Expenditures	0	1,519	1,628	0	0
Debt Service	0	0	0	0	0
Total Expense	\$ 528,731	\$ 734,432	\$ 500,493	\$ 553,640	\$ 412,726
Related Revenue	\$ 107,159	\$ 113,237	\$ 120,333	\$ 4,365	\$ 0

PUBLIC WORKS

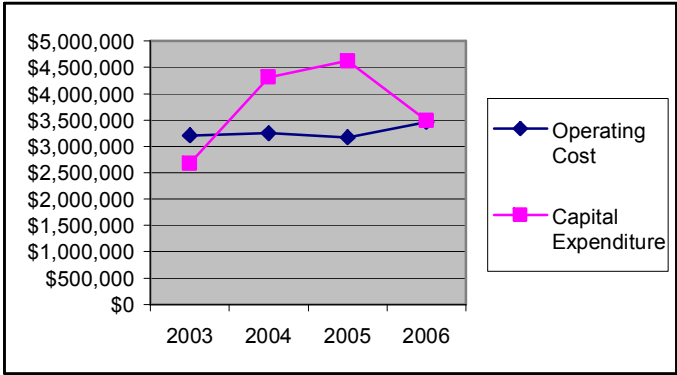
The Public Works Director provides direct management of the Public Works Department. Employees of Public Works are dedicated to working for Prairie Village by providing the right services, at the right time, at the right cost.

<u>Programs</u>	<u>2003 Actual</u>	<u>2004 Actual</u>	<u>2005 Actual</u>	<u>2006 Budget</u>	<u>2006 Actual</u>
Administration	\$ 577,639	\$ 791,823	\$ 792,608	\$ 824,610	\$ 725,726
Vehicle Maintenance	254,353	331,093	314,573	356,527	353,898
Streets & Drains	1,742,757	1,527,406	1,402,887	1,726,730	1,763,523
Buildings & Grounds	797,448	711,149	725,423	837,345	821,662
Infrastructure Improvements	2,515,180	4,202,781	4,561,635	7,202,800	3,291,924
Total Public Works	\$ 5,887,377	\$ 7,564,252	\$ 7,797,126	\$ 10,948,012	\$ 6,956,733

<u>Classification</u>	<u>2003 Actual</u>	<u>2004 Actual</u>	<u>2005 Actual</u>	<u>2006 Budget</u>	<u>2006 Actual</u>
Personnel	\$ 1,199,065	\$ 1,231,785	\$ 1,290,821	\$ 1,459,144	\$ 1,386,403
Contractual Services	\$ 1,719,159	\$ 1,637,607	\$ 1,542,254	\$ 1,712,368	\$ 1,757,803
Commodities	\$ 291,094	\$ 383,686	\$ 337,970	\$ 376,500	\$ 321,314
Total Operating Cost	\$ 3,209,318	\$ 3,253,078	\$ 3,171,045	\$ 3,548,012	\$ 3,465,520
Capital Expenditures	\$ 2,678,059	\$ 4,311,174	\$ 4,626,081	\$ 7,400,000	\$ 3,491,213
Debt Service	\$ -	\$ -	\$ -	\$ -	\$ -
Capital Debt Expenditures	\$ 2,678,059	\$ 4,311,174	\$ 4,626,081	\$ 7,400,000	\$ 3,491,213
Total Public Works	\$ 5,887,377	\$ 7,564,252	\$ 7,797,126	\$ 10,948,012	\$ 6,956,733



Public Works operations were 20% of total City costs in 2006.



Infrastructure improvements are 22% of total City costs.

PUBLIC WORKS ADMINISTRATION

Administration provides general management for Public Works and includes departmental budget preparation and control, purchasing, project management, infrastructure condition assessment, ADA compliance, public right of way management and drainage permit review. The program processes and monitors service requests from residents and employees.

Mission: **Manage the Public Works Department to fulfill goals of the Governing Body.**

Long Term Goal: **Continue 2006 City public works services at the 2005 level.**

Short Term Goal: **Continue Public Services.**

- Completed record number of work orders.
- Doubled the number of training hours.

Short Term Goal: **Continue effective communication with constituents.**

- Attended one homes association meeting.

Short Term Goal: **Maintain financial strength of the City.**

- Held two public information meetings, to keep residents informed of upcoming projects and receive their input.
- Reduced 2006 operating cost 2% below last year.

Performance Indicators

Indicator	2003	2004	2005	2006	2006
	Actual	Actual	Actual	Budget	Actual
Workload:					
Number of service requests	243	273	314	350	304
Number of work orders	580	943	894	700	1,231
Approval rating on Work Quality Surveys	94.0%	89.0%	92.0%	98.0%	90.0%
ADA Issues Processed	4	5	3	2	2
Training and educational hours	1,764	2,167	1,526	1,500	2,479
Public Information Meetings for Projects	1	5	4	2	2
Ward and Homes Association Meetings	1	0	0	2	1
Right of way permits processed	416	315	392	400	373
Drainage permits processed	25	45	54	100	58
Infrastructure and Condition Ratings Completed	1,761	519	179	1,000	137
Outcome/Effectiveness:					
Operating cost increase	20%	31%	1%	4%	<2%>

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 284,210	\$ 446,385	\$ 456,087	\$ 509,739	\$ 461,647
Contractual Services	281,378	299,604	269,161	299,971	247,166
Commodities	11,051	11,442	11,592	12,700	14,713
Capital Expenditures	1,000	34,392	55,768	2,200	2,200
Debt Service	0	0	0	0	0
Total Expense	\$ 577,639	\$ 791,823	\$ 792,609	\$ 824,610	\$ 725,726
Related Revenue	\$ 21,195	\$ 22,706	\$ 28,875	\$ 23,000	\$ 31,518

PUBLIC WORKS VEHICLE MAINTENANCE

The Vehicle Maintenance Program provides maintenance of all City vehicles and equipment including: specifications preparation, preventative maintenance, repairs, and fueling. The City provides vehicle maintenance service and fuel to the City of Mission Hills and fuel to Johnson County Consolidated Fire District #2.

Mission: Maintain vehicles and equipment to maximize useful life at lowest cost.

Long Term Goal: Maintain high level of City Services.

Short Term Goal: Continue public service levels

- Commercial repair shops provided \$27,572 of major repair work which is 14% of total vehicle maintenance and repairs, significantly lower than in the past.

Short Term Goal: Increase City controlled revenues for fuel to cover increased costs.

- Additional ten cents per gallon applied for non-city vehicles.

Performance Indicators

Indicator	2003	2004	2005	2006	2006
	Actual	Actual	Actual	Budget	Actual
Workload:					
PMs completed	377	318	377	350	303
Direct mechanic labor hours	3,078	3,147	3,017	3,000	3,151
Work provided by commercial shops	\$45,708	\$52,727	\$43,883	\$50,000	\$27,572

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 83,509	\$ 88,762	\$ 94,880	\$ 98,530	\$ 101,893
Contractual Services	25,312	14,602	11,641	16,497	19,743
Commodities	145,532	227,729	208,052	216,500	204,972
Capital Expenditures	0	0	0	25,000	27,290
Debt Service	0	0	0	0	0
Total Expense	\$ 254,353	\$ 331,093	\$ 314,573	\$ 356,527	\$ 353,898
Related Revenue	\$ 259,651	\$ 191,166	\$ 194,293	\$ 208,500	\$ 197,701

PUBLIC WORKS STREETS & DRAINS

The Streets & Drains program provides for the maintenance and repair of 113 miles of streets (234 lane miles), 154 miles of sidewalks, and 53 miles of storm drainage facilities. The primary activities in this program are pothole patching, street sweeping, snow/ice control, sidewalk repairs, curb/gutter repair, drainage inlet cleaning, and channel maintenance.

Mission: **Maintain streets and drains in an effective manner to insure that property values in the City are maintained and improved.**

Long Term Goal: **Continue 2006 City services at the 2005 level.**

Short Term Goal: **Continue high performance of city functions to ensure well marked, hazard free, clear streets and sidewalks.**

- Replaced 350 traffic signs, which is a 300% increase.
- Doubled the number in feet of pavement markings.
- Swept 1,360 curb miles.
- Removed 367 sidewalk hazards, an increase of more than 300%.
- Slurry sealed 95,925 square yards of street, more than doubling the work done last year.

Short Term Goal: **Maintain financial strength of the City.**

- Under spending in 2005 shows an abnormally high increase for 2006.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Street light outage reports	133	60	87	150	80
Traffic signs replaced	26	142	123	100	350
Pavement markings relined - feet	786	58,853	44,000	25,000	57,072
Curb miles swept	1,640	1,188	1,318	3,000	1,360
Snow/ice events	9	7	5	8	7
Snow/ice plowed – miles	8,749	2,391	4,420	7,500	4,419
Number of catch basins cleaned	2,715	2,631	3,070	2,500	2,056
Potholes patched	1,259	1,914	2,404	1,500	1,002
Sidewalk hazards removed	143	56	84	200	367
Streets crack-filled – square yards	233,589	61,316	192,923	200,000	124,284
Streets slurry sealed – square yards	98,379	83,372	45,673	50,000	95,925
Outcome/Effectiveness:					
Operating cost change	N/A	<8%>	6%	0%	14%

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 410,600	\$ 346,240	\$ 368,933	\$ 426,765	\$ 422,240
Contractual Services	1,096,651	1,020,009	963,204	1,084,865	1,168,414
Commodities	91,524	100,837	70,750	94,598	43,265
Capital Expenditures	143,982	60,320	0	0	129,604
Debt Service	0	0	0	120,500	0
Total Expense	\$ 1,742,757	\$ 1,527,406	\$ 1,402,887	\$ 1,726,730	\$ 1,763,523
Related Revenue	\$ 24,500	\$ 0	0	\$ 8,000	\$ 0

PUBLIC WORKS BUILDINGS & GROUNDS

The Buildings & Grounds program provides for operation, maintenance and repair of 11 parks, six fountains, 210 islands, nine buildings, eight pavilions, 65 acres of turf, 11 play-scapes, several flower gardens and public trees. This program provides labor and equipment for the swimming pool complex, skate park and tennis facilities.

Mission: **Maintain City Buildings and Grounds to meet high standards.**

Long Term Goal: **Continue 2006 City services at 2005 level.**

Short Term Goal: **Continue high performance of City functions to ensure “ambiance of a village and livable neighborhoods.”**

- Met the requirements to retain our Tree City USA recognition.

Short Term Goal: **Maintain sense of place and sense of community.**

- Involved in sculpture garden and city entrance sign committees.
- Awaiting approval of Strategic Investment Plan by City Council.

Short Term Goal: **Maintain financial strength of City.**

- Increased operating cost by less than 1%.

Performance Indicators

Indicator	2003	2004	2005	2006	2006
	Actual	Actual	Actual	Budget	Actual
Workload:					
Acres of lawn mowed	1,140	1,970	1,481	2,000	1,319
Islands Mowed	3,588	4,171	3,166	4,000	2,578
Playground Inspections	129	134	150	130	169
Holiday Trees Ground into Mulch	1,639	2,384	3,343	2,000	1,565
Met Tree USA Requirements	Yes	Yes	Yes	Yes	Yes
Trees Removed	32	33	52	50	150
Trees Planted	65	74	32	60	73
Building maintenance inspections	150	159	129	108	160
Outcome/Effectiveness:					
Operating cost change	10%	<11%>	7%	5%	<8%>

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 420,746	\$ 350,398	\$ 370,921	\$ 424,110	\$ 400,623
Contractual Services	315,818	303,392	298,248	311,035	307,479
Commodities	42,987	43,678	47,576	52,700	58,365
Capital Expenditures	17,897	13,681	8,678	49,500	40,195
Debt Service	0	0	0	0	0
Total Expense	\$ 797,448	\$ 711,149	\$ 725,423	\$ 837,345	\$ 806,662
Related Revenue	\$ 0	\$ 1,500	\$ 0	\$ 2,000	\$ 0

INFRASTRUCTURE IMPROVEMENTS

The Capital Expenditure program consists of major street maintenance projects, reconstruction of storm water drainage channels, intersection improvements, sidewalk replacement, and bridge repairs. The City's infrastructure is inventoried and assessed for condition on a continuing basis.

Mission: **Maintain infrastructure to ensure quality neighborhoods.**

Long Term Goal: **Maintain \$3 million budget for major maintenance of the city's infrastructure.**

Short Term Goal: **Improve and maintain City-owned property.**

Short Term Goal: **Increased 2007 budget by \$1 million to maintain 85% rating.**

- Redeveloped Prairie Park, Porter Park irrigation system, and added a half-basketball at Bennett Park.
- Reconstructed Meadowlake tennis court and resurfaced Windsor tennis court.
- Redeveloped 95th Street – Nall Avenue to Mission Road and 75th Street & State Line Road intersection.

Performance Indicators

Indicator	2003	2004	2005	2006	2006
	Actual	Actual	Actual	Budget	Actual
Workload:					
Drainage Improvement Projects	5	13	8	8	0
Streets Milled & Overlaid – linear feet	4,520	14,702	7,693	15,000	11,895
Sidewalk replaced - square yards	2,842	5,642	5,180	4,000	3,951
Curb and gutter replaced - linear feet	13,821	29,516	24,369	30,000	27,097
Outcomes:					
Percent of infrastructure projects funded with grant revenue	13.8%	13.5%	13.8%	45.0%	13.8%
Infrastructure condition rating	85%	85%	85%	85%	85%

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Contractual Services	0	0	0	0	0
Commodities	0	0	0	0	0
Capital Expenditures	2,515,180	4,202,781	4,561,635	7,202,800	3,291,924
Debt Service	0	0	0	0	
Total Expense	\$2,515,180	\$4,202,781	\$4,561,635	\$7,202,800	\$3,291,924
Related Revenue	\$ 390,246	\$ 742,288	\$1,498,698	\$3,792,900	\$1,140,054

PUBLIC SAFETY

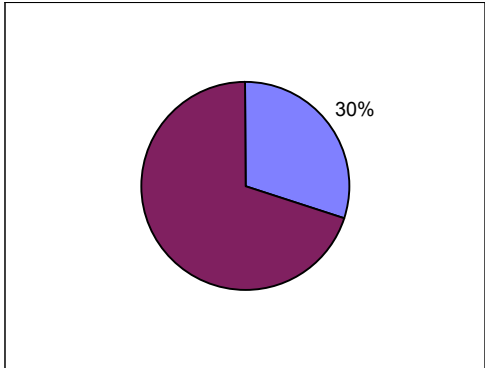
The Prairie Village Police Department provides emergency dispatch services, police patrol, investigations, animal control and educational programs for the cities of Prairie Village and Mission Hills. Goals for the Department in 2006 will accomplish the Council’s goals for the year:

Maintain a high level of City services by:

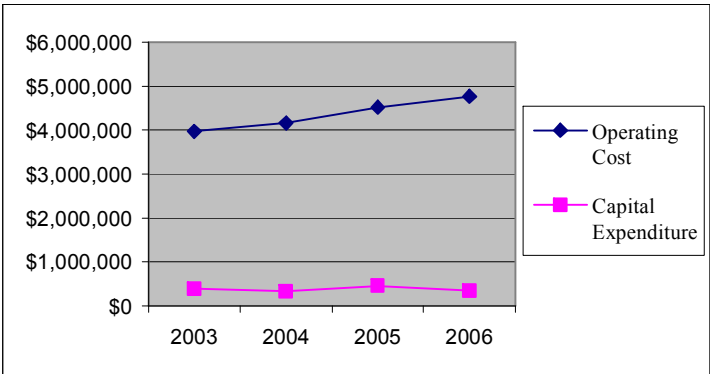
- ◆ Providing maximum degree of safety for Prairie Village and Mission Hills residents.
- ◆ Improving emergency management procedures for city-wide response.
- ◆ Protecting the community from the dangers of illegal drugs.
- ◆ Increasing interaction between police employees and the community.
- ◆ Increasing community awareness of crime prevention.
- ◆ Ensuring a safe school environment for all students.

<u>Programs</u>	<u>2003 Actual</u>	<u>2004 Actual</u>	<u>2005 Actual</u>	<u>2006 Budget</u>	<u>2006 Actual</u>
Administration	\$ 613,506	\$ 636,667	\$ 689,886	\$ 751,217	\$ 766,650
Staff Services	1,053,579	1,085,035	1,141,567	1,163,859	1,148,965
Patrol	2,022,515	2,068,526	2,435,471	2,507,251	2,426,515
Investigations	619,966	646,777	656,351	731,756	715,763
Off-Duty Contractual	48,999	51,120	49,469	49,143	51,204
Total Public Safety	\$ 4,358,565	\$ 4,488,125	\$ 4,972,744	\$ 5,203,226	\$ 5,109,097

<u>Classification</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2006</u>
Personnel	\$ 3,247,918	\$ 3,381,649	\$ 3,636,361	\$ 3,984,713	\$ 3,802,196
Contractual Services	622,838	659,066	746,027	724,203	813,187
Commodities	101,020	121,452	137,399	136,900	151,331
Total Operating Cost	\$ 3,971,776	\$ 4,162,167	\$ 4,519,787	\$ 4,845,816	\$ 4,766,714
Capital Expenditures	\$ 158,908	\$ 94,367	\$ 223,116	\$ 129,600	\$ 114,573
Debt Service	227,880	231,590	229,840	227,810	227,810
Capital Debt Expenditures	\$ 386,788	\$ 325,957	\$ 452,956	\$ 357,410	\$ 342,383
Total Public Safety	\$ 4,358,564	\$ 4,488,124	\$ 4,972,743	\$ 5,203,226	\$ 5,109,097



Public Safety is 30% of total annual expenditure.



ADMINISTRATION

Mission: Manage the Department to meet its goals for the year.

Short Term Goal: Provide effective Police protection, education and information.

Objective: Completion of the Professional Development series of Department members to include a Leadership Forum and emotional-survival education.

- Both the Leadership Forum and survival education were completed during the year.

Objective: Manage Department resources so the crime rate does not exceed the ten-year average.

- The 2006 crime rate was 22.3 percent below the ten-year average.

Objective: Manage Department resources so the accident rate does not exceed the ten-year average.

- The 2006 accident rate was 9.2 percent below the ten-year average.

Objective: Complete the 2006 Bias-Based Policing Study.

- The objective was completed in March 2006.

Objective: Plan 2006 CALEA reaccreditation by training a new Accreditation Manager.

- Training of the new manager was completed in March 2006.

Objective: Manage the Department's resources to ensure the long-term goal of continued "Livability of neighborhoods."

- The crime and traffic accident rate were some of the lowest since 1977 demonstrating the "livability" of the area.

Short Term Goal: Continue effective communication with constituents.

Objective: Conduct a Citizens Academy to provide residents with information regarding the operations of the Police Department

- Goal was not accomplished in 2006.

Goal: Increase City-controlled revenue through analysis of cost/revenue.

Objective: Develop and submit budget to Mission Hills that fully covers cost of services provided.

- Budget submitted to Mission Hills is consistent with the three year plan approved by both City Councils that reflects costs based on services rendered.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Citizen Police Academy Sessions	1	1	1	1	0
Outcome/Effectiveness:					
Major crimes*	617	522	584	717	550
Ten-year average crime rate*	868.9	716	677	717	716.8
Accidents reported*	589	650	536	668	593
Ten-year accident rate*	668.7	668	652.8	668	647.8
Major crimes per 1,000 persons*	24.04	20.00	22.72	27.5	20.6
Survey respondents/approval rating	91%	92%	83%	90%	83%
Citizens identifying with a safe community	92%	92%	95%	90%	95%
CALEA Standards met	100%	99.9%	100%	100%	100%

* Prairie Village and Mission Hills combined Totals.

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 173,888	\$ 181,412	\$ 182,515	\$ 275,004	\$ 271,905
Contracted Services	205,139	215,021	270,669	238,603	256,726
Commodities	6,599	8,644	6,862	9,800	10,209
Capital Improvements	0	0	0	0	0
Debt Service	227,880	231,590	229,840	227,810	227,810
Total Expense	\$ 613,506	\$ 636,667	\$ 689,886	\$ 751,217	\$ 766,650
Related Revenue	\$ 56,688	\$ 55,443	\$ 56,492	\$ 60,170	\$ 6,476

STAFF SERVICES

Mission: Provide quality services for residents of Mission Hills and Prairie Village.

Short Term Goal: Provide effective Police protection, education and information.

Objective: Streamline warrant duties for Communications personnel.

- After a review by Department staff, it was decided the current method satisfied the necessary CALEA requirements, and a change in this process would create additional work; therefore, this process was not changed.

Objective: Develop a more efficient and reliable monthly statistical document.

- The Data Analysis and Mapping software was installed, and this module is currently being used to access crime data for use in the monthly reports. The crime data is now more consistent with fewer errors.

Objective: See laptop project fully functional with 100 percent usage by Patrol.

- The laptop software was upgraded and all Patrol officers are utilizing the laptops in the field for reports and daily logs. This has resulted in police reports with a more professional appearance that are easier to read an copy.

Objective: Become fully functional in electronic reporting to the KBI.

- Various test transmissions to the KBI have been completed; however, there are still recurring communication errors. Department staff continues to work on this project into 2007.

Objective: Complete the upgrade of New World software to Version 7.0.

- The software upgrade was completed and applicable personnel have been trained and are currently using the software.

Performance Indicators

Indicators	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Inquiries Made	293,022	271,548	256,701	290,000	313,464
911 Calls Received**	13,350	12,855	12,305	10,000	8,055
Alarms Dispatched	2,589	2,742	2,601	2,900	2,374
“Communicator” Usages	1	2	0	3	1
Animals Returned to Owner	124	113	48	175	100*
Animal Impound Violations	179	172	128	225	139*
Vehicles Unlocked	87	80	52	100	81*
Abuse/Neglect investigations	41	35	29	40	18*
Number of certified trainers	20	20	20	20	16
Average hours of Patrol Officer training	133	118	190	120	135
Average hours of Supervisory training	130	190	127	150	117
Average hours of Investigator training	199	96	66	100	123
Average hours of Command Staff training	57	86	108	80	51
Hiring Processes conducted	4	1	5	2	7
Number of applicants processed	176	86	307	150	344
Effectiveness:					
Training hours over State requirement	91	82	110	75	82

*The Community Services Unit was not fully staffed until May 1, 2006.

**Adjusted for Prairie Village and Mission Hills.

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel Costs	\$ 772,776	\$ 796,883	\$ 804,105	\$ 859,159	\$ 773,809
Contractual Services	218,090	253,180	266,345	258,800	318,142
Commodities	25,053	25,606	21,475	25,100	37,017
Capital Improvements	37,659	9,365	49,642	20,800	19,997
TOTAL	\$ 1,053,578	\$ 1,085,034	\$ 1,141,567	\$ 1,163,859	\$1,148,965
Related Revenue	\$ 192,627	\$ 216,661	\$ 152,093	\$ 222,260	\$ 63,809

PATROL

Mission: Provide quality services for residents of Mission Hills and Prairie Village.

Short Term Goal: Provide effective Police protection, education, and information.

Objective: Provide a traffic enforcement unit to enhance police traffic services through increased education, deterrence, accident prevention, and enforcement.

- Response to complaints was greatly enhanced with the addition of the Traffic Unit.
- The Unit conducted several bicycle rodeos for children and this effort was enhanced by partnering with “Headstrong for Jake,” which distributed approximately 250 free helmets.
- Parents were educated during the 136 car seat installations.

Objective: Provide, purchase, and maintain equipment that is recognized as state of the art by law enforcement standards.

- Purchased upgraded automated external defibrillator’s (AED) that provided the ability to save the lives of juveniles. All of the “frontline” patrol units now have this device available if necessary.

Short Term Goal: Continue effective communication with constituents.

Objective: Respond to citizen concerns of traffic complaints by initiating selective enforcement assignments and providing feedback.

- When the department receives requests to conduct selective enforcement, officers respond and record their findings/enforcement actions during the times they are present. The results are tabulated and the complainant is personally contacted and informed of the results.

Objective: Train and certify each patrol officer in accordance with the National Highway Traffic Safety Administration’s Field Sobriety Testing Standards.

- Two officers were certified as Field Sobriety Testing Instructors through NHTSA. Training was then provided to each officer during block training sessions.

Objective: Establish an ordinance to regulate motorized scooters, motorized skateboards, “pocket rockets,” etc which addresses the increased safety concerns of these types of toys on City streets and sidewalks.

- A draft of an ordinance was completed; however, it was determined that such a regulation was not currently needed.

Objective: Participate in local, state, and national campaigns concerning seatbelt safety, DUI prevention, and underage drinking deterrence.

- Participated in local and national efforts to educate and enforce DUI laws including: conducting special patrols during select holiday weekends; participating in local “Operation Impact” (DUI) campaigns and in DUI check lanes; conducting saturation patrols in an effort to target underage college drinking around holidays and seat belt awareness programs such as “click it or ticket it.”

Objective: Respond and handle emergency/routine calls for service.

- Responded to 2,634 emergency calls (Priority 1) and 8,475 non-emergency calls.

Performance Indicators

Indicators	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Calls Answered	13,350	12,855	12,305	13,000	11,109
Accidents	670	720	623	675	593
Traffic/Parking Complaints	9,012	9,292	8,462	8,500	8,131
Traffic Unit – Traffic/parking complaints	N/A	N/A	N/A	3,600	3,829
DUI Arrests	344	448	307	350	200
Response to Priority 1 Calls (Emergencies)	2,960	2,829	2,660	3,000	2,634
Selective Traffic Enforcement Assignments	63	71	40	65	46
Speed Surveys	12	11	14	10	5

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$1,716,301	\$1,794,819	\$2,012,865	\$2,184,151	\$2,098,336
Contracted Services	144,787	133,059	152,779	151,000	165,528
Commodities	58,991	75,308	96,353	84,300	87,011
Capital Improvements	102,436	65,340	173,474	87,800	75,640
TOTAL	\$2,022,515	\$2,068,526	\$2,435,471	\$2,507,251	\$2,426,515
Related Revenue	\$ 558,774	\$ 590,947	\$1,444,836	\$1,763,660	\$1,971,039

INVESTIGATIONS

Mission: Preserve the “village ambiance and livability of neighborhoods and maintain a sense of place and community.”

Short Term Goal: Provide effective Police protection, education and information.

- Worked 140 cases having a priority of one to three – 94 of those cases were successfully cleared with a clearance rate of 67%.
- SRO Washington implemented a website for both middle schools where students could anonymously report bullying incidents and all readers could obtain educational information on the topic. Reporting increased from one or two a month to two or three a week.
- SIU personnel tracked all potential informants from Patrol stops.
- Contact or attempted contact with a total of 83 potential informants was made, which resulted in five new informants for the Unit.
- 10 additional informants were cultivated through other sources.

Short Term Goal: Provide effective communication with residents and business owners.

- Officer Robles published articles which were distributed statewide through the Associated Press and he was privileged to reach an audience of over a half million listeners when he partnered with Walt Bodine in a broadcast this past summer.
- Presentations were made to more than 50 different groups last year, including appearances at the Annual Homes Show at Bartle Hall, numerous church and scout groups and training specifically tailored to businesses at Prairie Village Mall.
- At the beginning of the year, only 60% of the city’s multi-housing units were participating in a program designed especially for them; that number has now increased to 95%.

Performance Indicators

Performance Indicators	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Adult Cases	475	345	475	400	402
Juvenile Cases	40	49	40	50	39
SRO hours dedicated to Schools	2,159	2,298	2,206	2,175	2,372
SRO Home Visits – Operation Nightlight	102	53	57	60	66
K – 5 th grade presentations – D.A.R.E.	253	294	303	300	290
6 th grade core presentations – D.A.R.E.	191	112	208	150	110
Total students taught – D.A.R.E.	1,869	1,667	1,609	1,700	1,850
Background Inspections	8	11	27	10	15
Business Contacts – C.P.	292	383	653	450	429
Residential Crime Surveys – C.P.	15	3	10	15	14
New Residents Contacted	75	469	278	400	262
Drug Complaints Investigated	8	12	28	10	27
Joint Jurisdictional Investigations	3	7	16	4	32
Cases Filed/Arrests - SIU	15	21	28	20	31
Confidential Informants	20	22	13	18	15
Outcome/Effectiveness:					
Clearance Rates	36%	32%	39%	25%	40%
Seizures Filed – SIU	3	6	8	4	6
Number of Search Warrants	4	9	15	4	4
Number of Drug Buys	47	65	65	40	65

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel Costs	\$ 536,829	\$ 558,280	\$ 588,199	\$ 617,956	\$ 607,971
Contractual Services	53,947	56,941	55,442	75,100	71,763
Commodities	10,377	11,895	12,710	17,700	17,094
Capital Improvements	18,813	19,662	0	21,000	18,935
TOTAL	\$ 619,966	\$ 646,778	\$ 656,351	\$ 731,756	\$ 715,763
Related Revenue	\$ 103,007	\$ 105,712	\$ 114,222	\$ 193,618	\$ 131,735

OFF-DUTY CONTRACTUAL SERVICES

Mission: Increase police presence in the community.

Short Term Goal: Provide effective police protection, education and information.

Objective: Provide off-duty contractual police service to ensure increased police presence in the community during special events.

- City Council increased the hourly rate from \$37.10 to \$39.96 per hour.
- Off-duty services costs recovered through a per-hour charge to contracted parties.

Performance Indicators

Indicators	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Off-Duty Hours Worked	1,456.5	1,370	1,370	1,400	1,287
Events Worked	221	243	233	240	213

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 48,124	\$ 50,255	\$ 48,677	\$ 48,443	\$ 50,176
Contracted Services	875	865	792	700	1,028
Commodities	0	0	0	0	0
Capital Improvements	0	0	0	0	0
Total Expense	\$ 48,999	\$ 51,120	\$ 49,469	\$ 49,143	\$ 51,204
Related Revenue	\$ 53,612	\$ 48,243	\$ 49,740	\$ 60,000	\$ 51,283

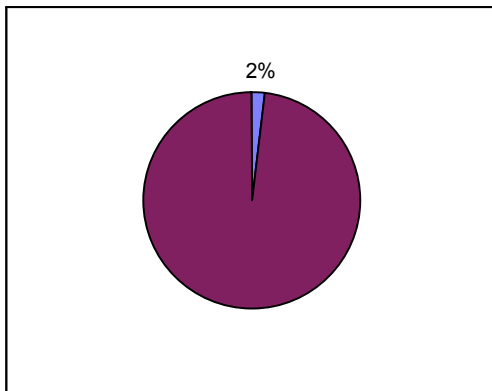
MUNICIPAL JUSTICE

Municipal Justice provides the City’s court system. Council goals are fulfilled in the unit by programs which achieved the following goals in 2006:

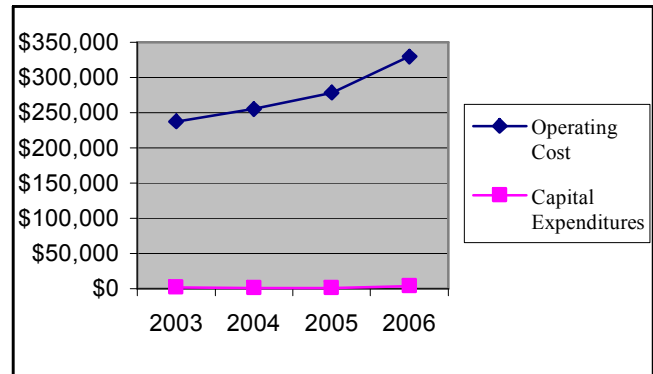
Maintain a high level of service.

- Ensure fair and impartial process to persons charged with a crime in the City.
- Provide timely and efficient adjudication of all cases.

<u>Programs</u>	<u>2003 Actual</u>	<u>2004 Actual</u>	<u>2005 Actual</u>	<u>2006 Budget</u>	<u>2006 Actual</u>
Judicial	\$ 43,774	\$ 48,290	\$ 54,712	\$ 67,786	\$ 63,962
Court Administration	195,196	207,703	224,372	309,598	269,092
Total Municipal Court	\$ 238,970	\$ 255,993	\$ 279,084	\$ 377,384	\$ 33,054
Classification					
Personnel	\$ 192,291	\$ 202,513	\$ 226,626	\$ 297,149	\$ 260,331
Contractual Services	41,105	47,169	46,957	64,485	59,641
Commodities	3,712	5,398	4,687	10,250	9,482
Total Operating Cost	\$ 237,108	\$ 255,080	\$ 278,270	\$ 371,884	\$ 329,454
Capital Expenditures	\$ 1,862	\$ 914	\$ 814	\$ 5,500	\$ 3,600
Debt Service	-	-	-	-	-
Capital/Debt Expenditures	\$ 1,862	\$ 914	\$ 814	\$ 5,500	\$ 3,600
Total Municipal Court	\$ 238,970	\$ 255,994	\$ 279,084	\$ 377,384	\$ 333,054



Municipal Justice is 2% of the total City budget.



MUNICIPAL JUSTICE

Mission **Ensure fair, impartial and swift adjudication of all cases.**

Short Term Goal: **Continue current public service levels.**

Objective: Conduct fair and efficient trials to limit appeals to District Court.

- All defendants may appeal a conviction in Municipal Court to the Johnson County District Court.
- 8 cases were appealed. 2 of these cases were remanded back to the City of Prairie Village for imposition of sentence. 4 of the cases were sentenced at District Court. 1 case was granted Diversion at District Court. 1 case was pending at the end of 2006.

Objective: Refer appropriate cases for diversion programs.

- Diversions were granted in 110 DUI cases.

Objective: File all reports to State Agencies in a timely manner.

- All required reports were submitted to the appropriate State agencies.
- The Court implemented electronic filing of limited case information with the Department of Motor Vehicles.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Trials Conducted	20	19	28	35	35
Prairie Village Cases heard – Traffic	7,111	7,178	6,617	12,500	9,546
Prairie Village Cases heard – Misdemeanors	294	396	378	500	482
Mission Hills Cases heard – Total	2,576	2,343	1,995	2,500	2,494
Reports prepared for Prairie Village / percentage submitted by due date	13/100%	13/100%	13/100%	13/100%	13/100%
Reports prepared for Mission Hills / percentage submitted by due date	13/100%	13/100%	13/100%	13/100%	13/100%
Reports prepared for the State / percentage submitted by due date	4/100%	14/100%	14/100%	10/100%	14/100%
Total cases processed for Prairie Village and Mission Hills	9,981	9,917	8,990	15,500	12,522
DUI Diversions completed	143	121	194	200	193
DUI Probations completed	25	25	59	30	63
Cases pending at year-end	5,020	5,238	4,588	6,500	4,391
Outcomes:					
Appeals/Cases dismissed or reversed on appeal	2/0	4/0	6/0	0/0	8/0

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Budget
Personnel	\$ 192,291	\$ 202,513	\$ 226,626	\$ 297,149	\$ 260,331
Contractual Services	41,104	47,169	46,957	64,485	59,641
Commodities	3,712	5,398	4,687	10,250	9,482
Capital Expenditures	1,862	914	814	5,500	3,600
Debt Service	0	0	0	0	0
Total Expenditures	\$ 238,969	\$ 255,994	\$ 279,084	\$ 377,384	\$ 333,054
Related Revenue	\$ 60,093	\$ 60,887	\$ 118,315	\$ 141,700	\$ 128,977

ADMINISTRATION

Administration encompasses a wide variety of City programs which provide services to the community and general administrative support services to various City departments and programs. Administration programs include:

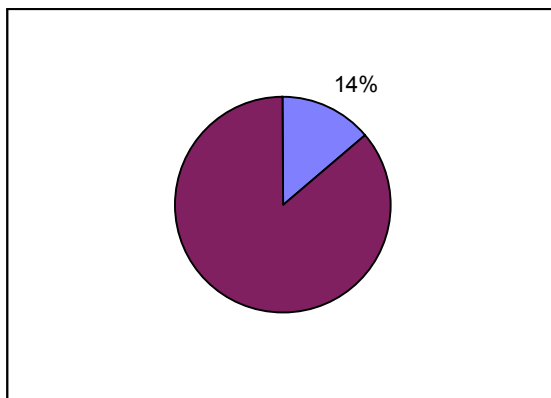
- Financial Management
- Solid Waste Management Program
- Information Technology
- Operations of City Clerk's Office
- Personnel Management
- Codes Administration
- Insurance and Risk Management

Working in concert, these programs strive to accomplish the Governing Body's goals of:

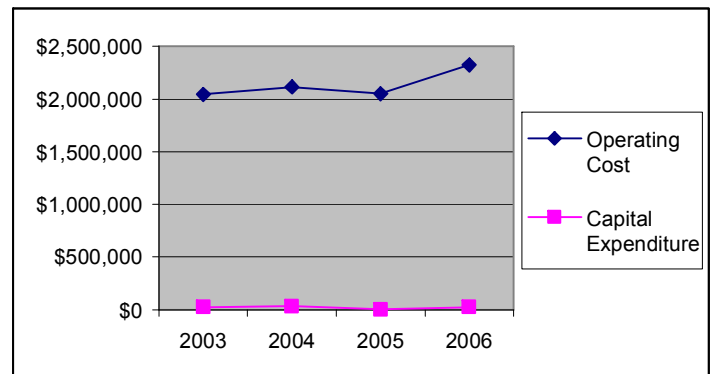
- Maintaining a high level of City Services.

Programs	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Administrative Services	\$ 301,032	\$ 322,348	\$ 356,628	\$ 469,351	\$ 401,816
Codes Administration	274,486	285,193	277,096	321,126	308,503
City Clerk	312,141	326,597	315,834	381,532	338,429
Solid Waste Management	1,180,500	1,213,486	1,105,186	1,212,014	1,301,083
Total Administration	\$ 2,068,159	\$ 2,147,624	\$ 2,054,744	\$ 2,384,023	\$ 2,349,831

Classification	2003	2004	2005	2006	2006
Personnel	\$ 559,386	\$ 613,795	\$ 643,514	\$ 779,309	\$ 691,044
Contractual Services	1,443,273	1,466,329	1,367,518	1,557,764	1,600,535
Commodities	40,584	35,479	40,145	38,650	33,045
Total Operating Cost	\$ 2,043,243	\$ 2,115,603	\$ 2,051,177	\$ 2,375,723	\$ 2,324,624
Capital Expenditures	\$ 24,916	\$ 32,021	\$ 3,567	\$ 8,300	\$ 25,207
Debt Service	-	-	-	-	-
Capital/Debt Expenditures	\$ 24,916	\$ 32,021	\$ 3,567	\$ 8,300	\$ 25,207
Total Administration	\$ 2,068,159	\$ 2,147,624	\$ 2,054,744	\$ 2,384,023	\$ 2,349,831



Administration is 14% of total annual expenditure.



ADMINISTRATIVE SERVICES

Mission: Provide general administrative services for City government.

Short Term Goal: Continue current public service levels.

Objective: Maintain and upgrade computer systems to keep pace with changing technology.

- The City's email system was upgraded to Microsoft Exchange, resulting in a more reliable and efficient email system
- A "paperless packet" system was implemented to distribute meeting packets. The new system saves staff time and over 100,000 pieces of paper annually.

Objective: Provide managers and supervisors with continuing education opportunities.

- City employees participated in education programs during 2006 including:
 - Employee Assistance Program for Supervisors
 - Diversity Training
 - Harassment Training for Employees
 - Harassment Training for Supervisors
- City employees and elected officials received a total of 1,236 hours of emergency management training through a program sponsored by the Mid America Regional Council and the US Department of Homeland Security.

Objective: Continue to monitor the efficiency of city programs by performing internal audits of two City programs. Due to new staff only one audit was performed.

Objective: Manage the City's investment of idle funds to maximize interest earnings while maintaining the security of public funds.

- The City invests idle funds in secure investment vehicles through a bid process. All investments are secured by collateral.

Short Term Goal: Continue effective communication with constituents.

Objective: Continue to expand information available to residents through the City's web site.

- Monthly publication of the City newsletter was approved for 2007.
- The City continued to distribute information through the web site, www.pvkansas.com. The site's search engine was upgraded in 2006 and Council meeting packets are now posted on the web site.
- Traffic on the City's web site increased significantly in 2006. During the year, the site received an average of 863,000 hits per month from 17,700 visitors.

Short Term Goal: Maintain annual increase of 6% or less.

- Operating Costs increased less than 1%.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Management training sessions / attendance	0/0	2/60	6/20	2/60	6/72
Internal audits performed	2	02	0	2	1
Financial reports to Council by 2 nd meeting after quarter-end	3	3	4	4	0
Outcome/Effectiveness:					
Audit findings requiring corrective action	0	10	0	0	0
Average interest yield for the year	2.13%	2%	2.6%	3.5%	4.66%
Annual program cost increase	<14%>	7%	11%	12%	14.7%

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 141,611	\$ 165,713	\$ 198,439	\$ 269,708	\$ 222,916
Contractual Services	155,378	138,429	151,181	190,043	151,388
Commodities	4,043	4,759	4,255	4,900	4,582
Capital Expenditures	0	13,447	2,753	4,700	22,930
Debt Service	0	0	0	0	0
Total Expense	\$ 301,032	\$ 322,348	\$ 356,628	\$ 469,351	401,816
Related Revenue	\$ 4,617	\$ 0	\$ 0	\$ 0	\$ 0

CODES ADMINISTRATION

Mission: Ensure safe construction and maintenance through enforcement of codes.

Short Term Goal: Continue current services.

Objective: Respond promptly to construction inspection requests.

- Construction inspections were performed within 1 ½ days request.

Objective: Review construction plans within three days of receipt.

- On average, reviews were completed within 5 days of being submitted. This objective was not met due to the extended absence of an employee in the Department.

Objective: Aggressively enforce the City's Property Maintenance Code.

- 44% of all code cases were self-initiated by the Code Enforcement Officer.
- On average, code violation cases were resolved within 9 days of the owner/resident receiving the violation notice.

Objective: Conduct gateway neighborhood inspections.

- Gateway inspections in the following neighborhoods:
- 75th Street – State Line • 83rd Street to 81st Street, • 71st Street to 73rd Street,
to Lamar Lamar to Dearborn Belinder to State Line
- These inspections identified 22 code violations at 14 properties.

Objective: Perform annual inspection of rental properties.

- Violations were identified at 34 of the properties visited.

Objective: Aggressively prosecute property maintenance violations through the Municipal Court.

- The Code Enforcement Officer referred 5% of all code violations to the Municipal Court for prosecution.

Short Term Goal: Maintain effective communication with constituents.

Objective: Promptly respond to citizen complaints regarding alleged property maintenance violations.

- The Code Enforcement Officer responded to complaints, on average, within 2 days of receiving the complaint.

Short Term Goal: Maintain Operating increase to 6% or less.

- Annual operating costs increased 10%.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Building Permits processed	1,006	950	1,042	1,100	1,169
Building inspections	1,868	1,427	1,744	1,800	2,309
Plan Reviews performed	215	227	259	250	333
Code enforcement cases	877	939	963	1,000	866
Gateway neighborhood inspections	3	2	4	3	3
Nuisance violations abated	3	3	1	15	7
Code Enforcement cases referred to Court	39	27	47	50	43
Efficiency					
Plan review turn-around time	3 days	3 days	4 days	3 days	5 days
Average wait time for building inspections	1 ½ days	1 days	1 day	1 ½ days	1 ½ days
Response time to Code complaints	3 days	2 days	2 days	2 days	2 days
Code Enforcement Clearance Rate	99%	91%	99%	98%	98%
Effectiveness					
Rental properties / with violations	608 / 5%	642 / 5%	603 / 5%	600 / 5%	661 / 5%
Annual operating cost increase	11%	11%	<3%>	5%	10%

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 224,672	\$ 240,912	\$ 245,768	\$ 278,743	\$ 265,940
Contractual Services	25,124	23,228	25,457	34,383	35,136
Commodities	5,031	4,378	5,871	5,600	5,909
Capital Expenditures	19,659	16,677	0	2,400	1,518
Debt Service	0	0	0	0	0
Total Expense	\$ 274,486	\$ 285,195	\$ 277,096	\$ 321,126	\$ 308,503
Related Revenue	\$ 101,526	\$ 73,727	\$ 94,760	\$ 71,950	\$ 98,330

CITY CLERK

Mission **Provide support services for elected officials and residents.**

Short Term Goal: **Continue current public service levels.**

Objective: Increase licensing revenue by improving animal census follow-up.

- 879 new animals identified by the Census – all identified animals licensed – Total animals licensed 6,372 with a revenue increase of \$3,013.

Objective: Increase number of records available through electronic imaging.

- 3,355 new records were electronically imaged.

Short Term Goal: **Continue effective communication with constituents.**

Objective: Survey satisfaction level of persons interacting with City Clerk Staff.

- Surveys were sent to individuals reserving ball fields. 80% of those responded rated staff service as “Excellent”, 20% rated service “Good”

Objective: Respond to citizen requests for information and process applications within 48 hours.

- All complete applications received were processed within 48 hours.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Facility reservations processed	1,396	1,397	1,228	1,250	1,415*
Number of records electronically stored	4,836	6,172	6,887	8,200	13,846
Recreational memberships processed	5,344	4,497	4,829	5,200	4,724
Contracts executed	174	152	155	160	143
Council packets prepared	31	28	26	30	25
Committee minutes prepared	172	155	156	170	145
Efficiency:					
Percent of reservations without conflict*	99%	99%	100%	100%	99%
Memberships processed within 3 days	100%	100%	100%	100%	100%
Contracts executed within 5 days of approval	99%	99%	99%	100%	99%
Minutes completed within 3 days of meeting	100%	100%	99%	100%	100%
Legal notices published on the next available publication date	100%	100%	100%	100%	100%
Outcome/Effectiveness:					
Favorable response to survey	97%	N/A	100%	99%	100%

*Includes park facility reservations.

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 162,250	\$ 177,922	\$ 180,285	\$ 211,845	\$ 184,108
Contractual Services	113,124	120,436	104,716	140,337	131,006
Commodities	31,510	26,343	30,019	28,150	22,556
Capital Expenditures	5,257	1,897	814	1,200	759
Debt Service	0	0	0	0	0
Total Expense	\$ 312,141	\$ 326,598	\$ 315,834	\$ 381,532	\$ 338,429
Related Revenue *license & permit	\$ 248,991	\$ 251,710	\$ 263,700	\$ 260,150	\$ 266,618

SOLID WASTE MANAGEMENT

Mission: Provide waste collection services for residents.

Short Term Goal: Continue current public service levels.

Objective: Provide solid waste collection, recycling and composting services at a reasonable cost.

- During 2006, the city continued to contract with Deffenbaugh Disposal Services for solid waste, recycling, and compostable collection. This program services approximately 8,500 households per week.
- During 2006, the City's curbside recycling and composting programs diverted 1.7 million pounds of recyclable materials from landfills.

Objective: Operate the solid waste management program to reduce complaints regarding poor service.

- The city received 393 inquires/complaints regarding solid waste and recycling services, a reduction of 1%.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload:					
Average monthly fee per household	\$11.83	\$12.24	\$12.24	\$12.30	\$12.30
Complaints received per household served	0.04%	0.04%	0.04%	0.04%	0.03%
Participation in recycling/composting	65%	65%	65%	65%	65%

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 30,853	\$ 29,248	\$ 19,022	\$ 19,014	\$ 18,078
Contractual Services	1,149,647	1,184,238	1,086,164	1,193,000	1,283,005
Commodities	0	0	0	0	0
Capital Expenditures	0	0	0	0	0
Debt Service	0	0	0	0	0
Total Expense	\$ 1,180,500	\$ 1,213,486	\$ 1,105,186	\$ 1,212,014	\$ 1,301,083
Related Revenue	\$ 1,176,974	\$ 1,224,555	\$ 1,239,464	\$ 1,220,000	\$ 1,330,002

COMMUNITY PROGRAMS, PARKS & RECREATION

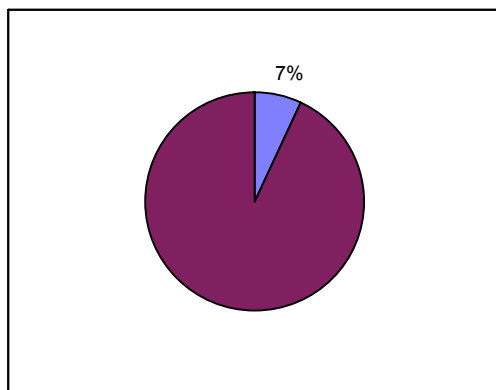
Community, Parks and Recreation Programs are developed to maintain and enhance the quality of life for all Prairie Village residents.

Programs in this department accomplished the following Council goals in 2006:

Maintain current level of City services:

- Provided cultural events
- Sponsored city-wide events and activities to support a sense of community
- Improved parks and other public areas
- Provided quality recreation programming

<u>Programs</u>	<u>2003 Actual</u>	<u>2004 Actual</u>	<u>2005 Actual</u>	<u>2006 Budget</u>	<u>2006 Actual</u>
Community Programs	\$ 341,484	\$ 309,678	\$ 540,500	\$ 336,200	\$ 459,834
Recreation Programs	1,123,431	799,091	773,586	800,815	809,168
Total Community, Parks & Recreation Programs	\$ 1,464,915	\$ 1,108,769	\$ 1,314,086	\$ 1,137,015	\$ 1,269,002
<u>Classification</u>	<u>2003 Actual</u>	<u>2004 Actual</u>	<u>2005 Actual</u>	<u>2006 Budget</u>	<u>2006 Actual</u>
Personnel	\$ 289,842	\$ 291,118	\$ 316,590	\$ 360,496	\$ 325,198
Contractual Services	197,982	215,119	255,133	319,052	269,545
Commodities	88,833	71,230	100,211	111,357	95,965
Total Operating Cost	\$ 576,657	\$ 577,467	\$ 671,934	\$ 790,905	\$ 690,708
Capital Expenditures	\$ 407,200	\$ 208,737	\$ 320,654	\$ 100,200	\$ 252,384
Debt Service	322,905	322,564	321,498	325,910	325,910
Capital/Debt Expenditures	\$ 730,105	\$ 531,301	\$ 642,152	\$ 426,110	\$ 578,294
Total Community, Parks & Recreation Programs	\$ 1,306,762	\$ 1,108,768	\$ 1,314,086	\$ 1,217,015	\$ 1,269,002



Community programs, Park Development & Recreation were 7% of 2006 total expenditures.



COMMUNITY PROGRAMS & PARK DEVELOPMENT

Mission: Provide special services and park improvements for residents.

Short Term Goal: Continue public service levels.

Accomplishments:

- Provided parks and other public areas that include a variety of optional recreational activities for persons of all age groups and abilities.

Short Term Goal: Continue park development and recreation programs.

Accomplishments:

- Began development of a plan for major maintenance.
- Invested more than \$240,000 in capital improvements in seven of the City's twelve parks.
- Appointed a committee to explore the feasibility of constructing a new Community Center in the City.

Short Term Goal: Sponsor Community Events.

Accomplishments:

- Coordinated Annual large item pick-up, VillageFest, twelve art shows and the Earth Day Fair.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workloads					
Households served through assistance programs	30	0	23	0	23
Non-profit agencies receiving City funding	0	1	18	10	18
Public participation meetings for park improvements and recreational programs	1	1	0	1	0
Outcome/Effectiveness					
Large item pick-up – tons of materials	500	544	577	500	463
Community events	1	1	1	1	1
Recycling events/activities	1	3	3	1	1
Cultural events and activities	15	15	15	15	12
Efficiency					
Park development costs per capita	\$3.60	\$5.54	\$14.90	\$3.72	\$20.65

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 36,199	\$ 46,507	\$ 46,095	\$ 46,114	\$ 36,757
Contractual Services	91,377	86,858	117,699	150,564	120,066
Commodities	886	1,292	1,482	3,657	2,303
Capital Expenditures	0	120,231	320,654	80,000	244,843
Debt Service	54,869	54,789	54,570	55,865	55,865
Total Expense	\$183,331	\$309,677	\$540,500	\$ 336,200	\$ 459,834
Related Revenue	\$ 80,081	\$ 75,887	\$134,843	\$ 107,000	\$ 92,478

RECREATION PROGRAMS

Mission: Provide a variety of recreational programs for residents.

Short Term Goal: Continue public service levels.

Objective: Continue all recreation programs.

Achievements:

- Provided a number of recreation programs for youth including swim, dive and synchronized swimming teams, tennis lessons and Junior Tennis League.
- Coordinated with outside providers for summer day camp in Harmon Park and sports camps in other parks throughout the City.

Short Term Goal: Sponsor Community events

Objective: Host swim and diving meets.

Achievements:

- Hosted four swim team meets and two dive team meets.
- Held synchronized swim team annual water show.

Short Term Goal: Continue effective communication with constituents.

Objective: Survey recreation program participants.

Achievements:

- Recreation program participants reported satisfaction rates of good to excellent on all City sponsored programs.

Performance Indicators

Indicator	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Workload					
Swim lesson enrollment	567	479	455	500	260
Swim/Dive/Synchronized team participation	140/50	154/45/25	164/34/26	200/45/30	204/39/37
Pool memberships	4,935	4,497	4,829	5,100	4,724
Efficiency					
% of pool operating costs offset by pool revenue	61%*	87%	55%	43%	47%
Pool staff training sessions	13	13	13	12	12
Tennis lessons taught	176	196	199	200	186
JTL membership	82	89	89	90	104
Outcomes					
Survey satisfaction level – good or excellent **	83%	85%	90.1%	95%	91%

*Public Works costs included in operating costs for the first time.

**Includes results from swim team, synchronized swim team, dive team and tennis satisfaction surveys.

Budget Report

Expenditures by Character	2003 Actual	2004 Actual	2005 Actual	2006 Budget	2006 Actual
Personnel	\$ 253,642	\$ 244,611	\$ 270,495	\$ 314,382	\$ 288,440
Contractual Services	106,605	128,261	137,434	168,488	149,480
Commodities	87,946	69,939	98,729	107,700	93,662
Capital Expenditures	407,200	88,506	0	20,200	7,541
Debt Service	268,036	267,774	266,928	270,045	270,045
Total Expense	\$1,123,429	\$ 799,091	\$ 773,586	\$ 880,815	\$ 809,168
Related Revenue	\$ 435,432	\$ 400,000	\$ 410,691	\$ 404,440	\$ 436,041

Financial Information

Revenue

Property Taxes

In the past, the City's revenue system was diversified to ensure that no single source provided more than 20% of the City's total annual revenue. In 2002, for the first time, property taxes exceeded that 20% level which has increased annually since that time. In 2006 property tax was the single largest source of revenue for the City, 26%. It is important to note that in this land-locked City, new business, commercial or residential developments are rare so the major growth in the property tax comes from growth in appraised value of existing properties. Five years ago the Governing Body agreed to adopt a policy of retaining a level mill rate and thereby increasing revenue by the amount of increase in the City's annual appraised value. In 2006, this totaled more than \$198,000 of additional revenue from the property tax.

Sales Tax

The increase in total revenue from County and Local sales tax sources was basically flat in comparison with 2005. The total increase was approximately \$1,000 or 0.03%. Revenues from the City sales tax increased .9% while revenue from the County sales tax decreased approximately .15%. According to the County Economic Research Institute (CERI), County retail sales actually increased 3.8% from 2005 to 2006. However, because of the formula used by the State to allocate this revenue source, Prairie Village's share decreases each year. The formula takes into account the City's mill levy and population in relation to the rest of the cities in the County.

Other

The tax sources that did reflect the local inflation rate of 3.2% in 2006 were the Liquor Tax and Interest.

- Liquor tax revenue, a portion of the 10% tax on alcoholic drinks sold in the City, increased 6%, more than \$13,000.
- Earnings on temporarily idle funds nearly doubled again in 2006, increasing from \$309,885 in 2005 to \$579,452 in 2006. The increase reflects the continuation of the favorable interest rate environment experienced in 2005.

Other revenue sources increased moderately which made the total revenue increase for the year \$667,706 (3.9%).

Expenditures

Expenditures in 2006 were slightly less than in 2005 (\$16.5 million vs. \$16.9 million). The 2006 Budget was \$19 million. After 2006 activity, the remaining budget balance was \$2.9 million or 15%. The leftover portion was largely due to a couple of capital projects that were still in progress at the end of the year. Each of the programs' total expenditures were under budget.

Operating Expenditures

In 2006, operating costs for personnel, contractual services, commodities, equipment replacement and annual debt service increased from \$12,132,272 in 2005 to \$12,979,862 in 2006. This is an increase of \$847,590, or 6.9%. The reason for the increase relates primarily to three areas: personnel costs, insurance and building and grounds maintenance.

Personnel Costs – Costs associated with City staff increased 5.4% in 2006. The majority of the increase was in wages and salaries, which continues to be the largest operating budget item for a service oriented organization like the City. Health insurance and Social Security/Pensions round out the rest of the increase. Health insurance premium increases still outpace the rate of inflation. Pension costs increased slightly due to increased rates the City pays for KPERs and the Police Pension Plan. KPERs rates are established by the State, and continue to increase as the State deals with the funding issues of the plan. The Police Pension Plan contribution changes from year to year based on various actuarial factors, including investment performance. Investment performance is improving but still has some catching up to do from the down market a few years ago.

Insurance – The City’s premiums for property and casualty insurance and workers compensation insurance increased in 2006. In late 2006, the City’s Insurance Committee increased the deductible for the workers compensation insurance in order to reduce the cost of these premiums. The insurance market has absorbed many losses the last few years, the effects of which all insured parties are seeing in their insurance rates.

Building & Grounds Maintenance – This category of expenditures increased 27% due to an increase in bridge maintenance and repairs.

Capital Improvement Program Expenditures

This category of expenditures decreased from \$4.8 million in 2005 to \$3.5 million in 2006. Three large projects were still in process at year end and therefore expenditures were not as high as originally planned. Those projects are the Tomahawk Rd Drainage Project, the Somerset/Delmar/Fontana Drainage Project and the 2006 Storm Drainage Project.

Contingency Reserve

The Contingency Fund had a budget balance at yearend of \$499,459.

The Contingency Fund appropriated in 2006 totaled \$200,941 as follows:

Johnson County Health & Wellness Survey	\$	500
Adjust VillageFest Budget		(20,000)
Microsoft Exchange Server		24,300
Meadowlake Tennis Court Reconstruction		51,000
CIP Project 191020: Colonial Pedestrian Bridge		9,500
Environmental Sign		2,700
CIP Project 191021: City Entrance Signs		51,000
Radio Tower Repair		57,941
Fuel System Upgrade		24,000

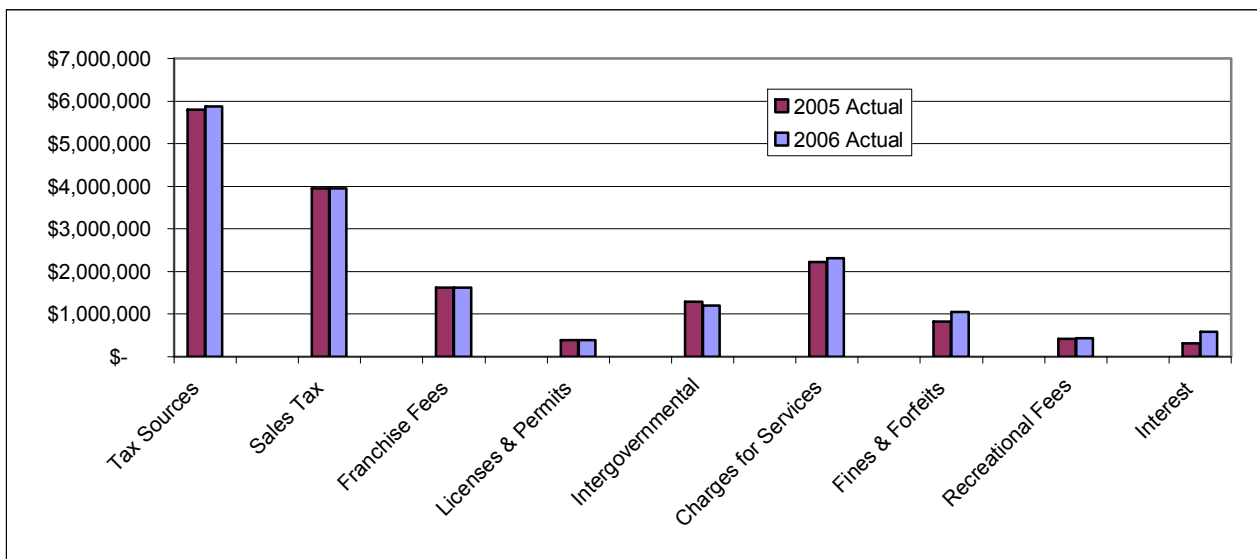
Fund Balance

Fund Balance reflects the amount reserved for major expenditures, emergency expenditures and for future costs. The Council prefers to maintain reserves of at least 15%-20% of total revenue. Unreserved Fund Balance at yearend 2005 was approximately \$7.6 million which was 44% of revenue.

At 2006 yearend, revenues exceeded expenditures by \$615,897. This excess of revenue over expenditures increased the Fund Balance to over \$9 million at yearend 2006. School sales tax reserved by Council for economic development represents \$1.5 million of this total. That leaves approximately \$7.5 million as available fund balance, 42% of revenue, which exceeds the level established by Council.

**CITY OF PRAIRIE VILLAGE
COMPARISON OF REVENUE BY SOURCE
ALL FUNDS
DECEMBER 31, 2006**

Revenue:	<u>2005 Actual</u>	<u>2006 Actual</u>	<u>Over (Under)</u>	<u>Percent Increase (Decrease)</u>
Tax Sources	\$ 5,791,681	\$ 5,875,324	\$ 83,643	1%
Sales Tax	3,951,539	3,950,485	(1,055)	-0.03%
Franchise Fees	1,629,419	1,629,706	287	0.02%
Licenses & Permits	386,851	394,232	7,381	2%
Intergovernmental	1,287,706	1,196,702	(91,004)	-7%
Charges for Services	2,217,302	2,320,546	103,244	5%
Fines & Forfeits	820,766	1,047,023	226,257	28%
Recreational Fees	426,946	436,041	9,094	2%
Interest	309,886	579,452	269,566	87%
Other	355,493	415,785	60,292	17%
Total Revenue	\$ 17,177,589	\$ 17,845,295	\$ 667,706	4%



CITY OF PRAIRIE VILLAGE
COMPARISON OF REVENUE BY GROUP - ALL SOURCES ALL FUNDS
2004 - 2006

<i>Description</i>	<i>2004 Actual</i>	<i>2005 Actual</i>	<i>2006 Budget</i>	<i>2006 Actual</i>	<i>2006 Over/(Under) 2005 Actual</i>	<i>2006 % 2005</i>
<i>Tax Sources</i>						
Ad Valorem Tax	\$ 3,914,247	\$ 4,021,826	\$ 4,239,630	\$4,220,592	\$ 198,766	4.9%
Ad Valorem Tax - TIF Project	113,237	120,333	0	-	(120,333)	-100.0%
Motor Vehicle Tax	560,644	569,568	577,930	556,985	(12,583)	-2.2%
Compensating Use Tax	816,877	849,105	826,000	853,058	3,953	0.5%
Liquor Tax	207,757	230,850	216,000	244,689	13,840	6.0%
Total Tax Sources	\$ 5,612,762	\$ 5,791,681	\$ 5,859,560	\$ 5,875,324	83,643	1.4%
<i>Sales Tax</i>						
County Sales Tax	1,599,852	1,584,624	1,700,000	1,582,283	(2,341)	-0.1%
Local Sales Tax	1,954,947	1,970,758	1,990,000	1,972,630	1,872	0.1%
Specialty Sales Tax	399,964	396,157	408,000	395,571	(585)	-0.1%
Total Sales Tax	3,954,763	3,951,539	4,098,000	3,950,485	(1,055)	-0.03%
<i>Franchise Fees</i>						
KCP&L	563,549	590,238	600,000	608,116	17,878	3.0%
Kansas Gas Service	532,778	581,870	550,000	573,366	(8,504)	-1.5%
S.W. Bell Telephone	171,914	149,042	180,000	136,175	(12,867)	-8.6%
Telecable	296,186	292,154	280,000	311,737	19,584	6.7%
Other	4,400	16,116	4,000	311	(15,805)	-98.1%
Total Franchise Fees	1,568,827	1,629,419	1,614,000	1,629,706	287	0.02%
<i>Licenses & Permits</i>						
Licenses	251,710	265,731	261,150	261,574	(4,157)	-1.6%
Building and Other Permits	97,218	121,120	95,850	132,658	11,539	9.5%
Total Licenses & Permits	348,928	386,851	357,000	394,232	7,381	1.9%
<i>Intergovernmental</i>						
Special Highway	628,452	629,119	605,000	622,571	(6,548)	-1.0%
Grants	793,045	658,587	45,000	574,131	(84,456)	-12.8%
Total Intergovernmental	1,421,497	1,287,706	650,000	1,196,702	(91,004)	-7.1%
<i>Charge for Services</i>						
Mission Hills Contract	916,295	965,389	1,070,700	1,057,000	91,611	9.5%
Special Assessments	1,224,555	1,221,431	1,218,000	1,229,103	7,672	0.6%
Claridge Court	28,852	30,482	27,000	34,444	3,961	13.0%
Total Charge for Services	2,169,702	2,217,302	2,315,700	2,320,546	103,244	4.7%
<i>Fines & Forfeits</i>						
	752,205	820,766	1,172,600	1,047,023	226,257	27.6%
<i>Recreational Fees</i>						
	380,729	426,946	426,640	436,041	9,094	2.1%
<i>Interest</i>						
	164,161	309,886	350,000	579,452	269,566	87.0%
<i>Other</i>						
	549,764	355,493	457,800	415,785	60,292	17.0%
Total Revenue	\$ 16,923,338 *	\$ 17,177,589 *	\$ 17,301,300 *	\$ 17,845,295 *	\$ 667,706	3.9%

*Does not include school sales tax of \$498,324. This amount was included in the reserve account.

**CITY OF PRAIRIE VILLAGE
COMPARISON OF REVENUE BY TYPE
ALL FUNDS
DECEMBER 31, 2006**

	2005 ACTUAL	2006 BUDGET	2006 ACTUAL	AMOUNT OVER (UNDER) BUDGET	PERCENT OVER (UNDER) BUDGET
Ad-Valorem Property Tax	\$ 4,021,826	\$ 4,239,630	4,220,592	\$ (19,038)	-0.45%
Ad-Valorem Property Tax - TIF	120,333	-	-	\$ -	
Motor Vehicle	569,568	577,930	556,985	\$ (20,945)	-3.62%
Compensating Use Tax	849,105	826,000	853,058	\$ 27,058	3.28%
Liquor Tax	230,850	216,000	244,689	\$ 28,689	13.28%
Local Sales Tax	1,970,758	1,990,000	1,972,630	\$ (17,370)	-0.87%
County Sales Tax	1,584,624	1,700,000	1,582,283	\$ (117,717)	-6.92%
Specialty Sales Tax	396,157	408,000	395,571	\$ (12,429)	-3.05%
KCPL Franchise	590,238	600,000	608,116	\$ 8,116	1.35%
Kansas Gas Service	581,870	550,000	573,366	\$ 23,366	4.25%
SWB Franchise	149,042	180,000	136,175	\$ (43,825)	-24.35%
Telecable Franchise	292,154	280,000	311,737	\$ 31,737	11.33%
Other Franchise Fees	16,116	4,000	311	\$ (3,689)	-92.22%
Licenses	265,731	261,150	261,574	\$ 424	0.16%
Building & Other Permits	120,800	94,950	129,858	\$ 34,908	36.76%
BZA/Planning Commission Fees	320	900	2,800	\$ 1,900	211.11%
CARS/SMAC Grants	544,352	-	517,484	\$ 517,484	
Gasoline Tax	629,119	605,000	622,571	\$ 17,571	2.90%
Mission Hills Contract	965,389	1,070,700	1,057,000	\$ (13,700)	-1.28%
SWM-Assessment	1,221,431	1,218,000	1,229,103	\$ 11,103	0.91%
Claridge Court	30,482	27,000	34,444	\$ 7,444	27.57%
Fines & Forfeits	820,766	1,172,600	1,047,023	\$ (125,577)	-10.71%
Swimming Pool	398,008	397,840	398,716	\$ 876	0.22%
Tennis	12,683	13,800	14,574	\$ 774	5.61%
Community Center/Park Pavilion	16,256	15,000	22,750	\$ 7,750	51.67%
Interest	309,886	350,000	579,452	\$ 229,452	65.56%
Other Grants	71,318	-	6,476	\$ 6,476	
Other Revenue Sources	355,493	457,800	415,785	\$ (42,015)	-9.18%
S.M.E. - Police Contract	42,917	45,000	50,172	\$ 5,172	11.49%
Total Revenue	\$17,177,589 *	\$17,301,300 *	\$17,845,295 *	\$ 543,995	3.14%

**Does not include revenue from school sales tax which was not budgeted.
That revenue of \$498,324 in 2006 was added to a Reserve fund.*

CITY OF PRAIRIE VILLAGE
TOTAL OPERATING AND CAPITAL COSTS BY PROGRAM
COMBINES ALL FUNDS - FOUR YEAR COMPARISON
2003 - 2006

	<u>2003</u> <i>Actual</i>	<u>2004</u> <i>Actual</i>	<u>2005</u> <i>Actual</i>	<u>2006</u> <i>Actual</i>
<u>Governance</u>				
Mayor & Council	\$ 52,493	\$ 114,567	\$ 96,283	85,946
Management & Planning	421,574	621,195 **	380,160	412,726
TIF Project	107,159	113,237	120,333	0
Total Governance	581,226	848,999	596,776	498,672
<u>Public Works</u>				
Administration	577,639	791,823	792,609	725,725
Vehicle, City Wide Maintenance	254,354	331,094	314,573	353,898
Street & Drains	1,742,757	1,527,407	1,402,887	1,763,523
Buildings & Grounds	797,448	711,149	725,423	821,662
Total Public Works Operations	3,372,198	3,361,473	3,235,492	3,664,808
<u>Public Safety</u>				
Administration	613,506	636,667	689,886	766,650
Staff Services	1,053,578	1,085,035	1,141,567	1,148,965
Patrol Division	2,022,515	2,068,526	2,435,471	2,426,515
Investigations	619,965	646,777	656,351	715,763
Off-Duty Services	48,999	51,120	49,469	51,204
Total Public Safety	4,358,563	4,488,125	4,972,744	5,109,097
<u>Municipal Justice</u>				
Municipal Judges	43,774	48,290	54,712	64,204
Municipal Court Clerk	195,196	207,703	224,372	269,092
Total Municipal Justice	238,970	255,993	279,084	333,296
<u>Administration</u>				
Administration Services	301,032	322,348	356,628	401,817
Codes Administration	274,486	285,194	277,096	308,502
City Clerk	312,141	326,598	315,834	338,429
Solid Waste Management	1,180,500	1,213,486	1,105,186	1,301,083
Total Administration	2,068,159	2,147,626	2,054,744	2,349,831
<u>Park, Rec. & Community Prog.</u>				
Community Programs	183,331	189,447	219,846	214,991
Recreation Programs	1,123,430	799,091	773,586	809,168
Total Park, Rec. & Com. Prog.	1,306,761	988,538	993,432	1,024,159
Total Operating Costs	11,925,877	12,090,754	12,132,272	12,979,863
Capital Costs:				
Infrastructure and Park Improvements	2,515,180	4,323,012	4,857,033	3,536,767
Total Capital Costs	2,515,180	4,323,012	4,857,033	3,536,767
Grand Total	\$ 14,441,057	\$ 16,413,766	\$ 16,989,305	\$ 16,516,630

**Includes \$187,000 for Comprehensive Plan

CITY OF PRAIRIE VILLAGE
BASIC OPERATING AND TOTAL CAPITAL COSTS
BY CHARACTER AND LINE ITEM
Combines All Funds

	<u>2003</u> <i>Actual</i>	<u>2004</u> <i>Actual</i>	<u>2005</u> <i>Actual</i>	<u>AMENDED</u> <u>2006</u> <i>Budget</i>	<u>2006</u> <i>Actual</i>	<i>Increase</i> <i>(Decrease)</i> <i>2005/2006</i> <i>Actual</i>
<i>Personnel</i>						
Wages/Salaries	\$ 4,189,331	\$ 4,395,006	\$ 4,534,511	\$ 5,020,146	\$ 4,786,600	
Overtime	206,363	213,244	296,286	240,150	275,402	
Seasonal Wages	210,293	167,034	254,044	289,230	248,978	
Health Care	504,241	541,256	574,900	770,619	648,405	
Social Security/Pension	604,247	635,234	687,070	811,563	729,484	
Total Personnel	5,714,475	5,951,774	6,346,811	7,131,708	6,688,869	5.4%
<i>Contract Services</i>						
Utilities/Communications	918,457	934,008	1,058,393	973,200	1,044,064	
Insurance	397,045	411,787	290,995	448,962	452,755	
Elections	0	8,165	0	15,000	25,125	
Taxes	842	2,885	89	3,485	2,307	
Printing	8,511	6,963	10,424	13,300	10,102	
Fees for Contract Services	1,967,362	2,149,683	1,883,432	2,040,978	1,970,576	
Training, Dues, Publications	109,708	184,217	160,429	199,620	184,916	
Vehicular & Equipment Repair	358,696	319,346	358,906	426,411	406,689	
Building & Grounds Maintenance	551,925	563,707	488,962	635,700	622,050	
Total Contractual Services	4,312,546	4,580,761	4,251,630	4,756,656	4,718,584	11%
<i>Commodities</i>						
Postage, Office Supplies	78,237	76,760	72,426	92,450	75,128	
Clothing	47,366	52,799	54,692	60,000	64,644	
Vehicular & Equipment Supplies	232,417	317,279	272,965	327,800	317,267	
Building & Grounds Supplies	148,679	147,693	178,558	158,750	116,029	
Other Commodities	85,515	83,815	95,595	113,457	95,411	
Total Commodities	592,214	678,346	674,236	752,457	668,479	-0.9%
TOTAL OPERATING COSTS	10,619,235	11,210,881	11,272,677	12,640,821	12,075,932	7.1%
<i>Capital</i>						
Building & Park Improvements	411,239	604,838	324,970	328,142	284,639	
Infrastructure Improvements	2,515,180	3,718,173	4,536,379	5,535,219	3,252,128	
Office Equipment	51,080	62,448	50,085	62,100	45,779	
Vehicular & Operating Equipment	293,538	263,272	253,856	323,000	304,432	
Other						
Total Capital	3,271,037	4,648,731	5,165,290	6,248,461	3,886,978	-25%
<i>Debt Service</i>						
Principal	380,000	400,000	415,000	435,000	435,000	
Interest	170,785	154,154	136,338	118,720	118,720	
Total Debt Service	550,785	554,154	551,338	553,720	553,720	0.4%
Total Operating, Capital, and Debt Service	14,441,057	16,413,766	16,989,305	19,443,002	16,516,630	-2.8%
Reserve				499,459		
Grand Total	\$ 14,441,057	\$ 16,413,766	\$ 16,989,305	\$ 19,942,461	\$ 16,516,630	

CITY OF PRAIRIE VILLAGE
TOTAL OPERATING AND CAPITAL COSTS BY PROGRAM
(COMBINES ALL FUNDS)
2006

	<i>Original 2006 Budget</i>	<i>Amended 2006 Budget</i>	<i>2006 Actual</i>	<i>Remaining Budget</i>
<i>Governance</i>				
Mayor & Council	\$ 113,700	\$ 114,200	\$ 85,946	\$ 28,254
Management & Planning	553,640	553,640	412,726	140,914
TIF Project	-	-	-	-
Total Governance	667,340	667,840	498,672	169,168 25%
<i>Public Works</i>				
Administration	824,611	824,611	725,725	98,886
Vehicle Maintenance	356,526	360,526	353,898	6,628
Street & Drains	1,726,730	1,722,730	1,763,523	-40,793
Buildings & Grounds	837,345	837,345	821,662	15,683
Infrastructure	6,810,760	5,613,006	3,291,924	2,321,082
Total Public Works Operations	10,555,972	9,358,218	6,956,732	2,401,486 26%
<i>Public Safety</i>				
Administration	751,217	751,217	766,650	(15,433)
Staff Services	1,163,859	1,221,800	1,148,965	72,835
Patrol Division	2,507,251	2,507,251	2,426,515	80,736
Investigations	731,756	731,756	715,763	15,993
Off-Duty Services	49,143	49,143	51,204	(2,061)
Total Public Safety	5,203,226	5,261,167	5,109,097	152,070 3%
<i>Municipal Justice</i>				
Municipal Judges/Prosecutor	67,536	67,786	64,204	3,582
Municipal Court Clerk	309,598	309,598	269,092	40,506
Total Municipal Justice	377,134	377,384	333,296	44,088 12%
<i>Administration</i>				
Administration Services	469,414	493,651	401,817	91,834
Codes Administration	321,126	321,126	308,502	12,624
City Clerk	381,532	381,532	338,429	43,103
Solid Waste Management	1,212,014	1,212,014	1,301,083	(89,069)
Total Administration	2,384,086	2,408,323	2,349,831	58,492 2%
<i>Park, Rec. & Com. Programs</i>				
Community Programs	336,200	489,255	459,834	29,421
Recreation Programs	880,815	880,815	809,168	71,647
Total Park, Rec. & Com. Progs.	1,217,015	1,370,070	1,269,002	101,068 7%
Total Operating And Capital Expenditure Costs	20,404,773	19,443,002	16,516,630	2,926,372
Contingency Reserve	700,400	499,459	-	-
Grand Total	\$ 21,105,173	\$ 19,942,461	\$ 16,516,630	\$ 2,926,372 15%

APPENDIX

Strategic Plan

Comprehensive Plan Action Plan

Personnel

- Health Insurance
- Long Term Care
- Section 125 Cafeteria Plan
- Wellness Incentive Awards
- Retirement Plans
- Promotions
- Service Awards
- Group Long Term Disability
- Employee Assistance Program
- Employee Turnover
- Retirements
- Employee Recognition
- Affirmative Action Report

Insurance

Americans with Disabilities Act

City Clerk's Office

- Licenses and Memberships
- Executed, Published and Recorded
- Reports / Studies
- Resolutions
- Ordinances
- Proclamations
- Special Use Permits
- Interlocal Agreements
- Council Policies
- Personnel Policies
- Committee Appointments

Planning and Zoning

- Planning Commission
- Board of Zoning Appeals

Public Works

- Infrastructure Improvements

Public Safety

- 2004 Highlights
- Calls for Service Report
- Motor Vehicle Accident Summary
- Ten-Year Crime Summary
- Final Report
- Statistical Summary of Complaints
- Animal Control Summary

Codes Administration

- Construction Projects
- Code Enforcement Statistics

Community Programs

- Arts Council Exhibits
- Sister City
- Municipal Foundation
- Tree Board
- Solid Waste Management
- Recycling

Recreation Programs

- Recreational Wrap Up
- Swimming Pool
- Tennis Program

Strategic Plan – 2000

Status of Action Items December 31, 2006

- 1.a. Meet with inactive homes associations and areas without homes associations to encourage and promote them to become active.
Two meetings were held but the attendance was low and little interest exhibited.
- 1.b. Encourage redevelopment and reinvestment in the City while remaining sensitive to existing neighborhoods.
Ongoing.
*New building built on 75th Street by Station Development. Developer met with neighborhood to design acceptable plan. City granted a financial incentive.
A developer presented plan proposed for partial redevelopment of Meadowbrook Country Club.*
- 1.c. Establish a semiannual meeting schedule with SMSD to discuss mutual concerns and maintain ongoing line of communication.
Mayor meets with officials at least annually, School District representatives have been involved in Village Vision.
- 1.d. Prepare an entry monument and neighborhood monument location plan and design guidelines.
*Done.
Recommendations prepared by the Citizens Advisory Committee were approved and are on file to distribute if requested but not as a requirement.
New entrance sign design was developed and adopted.*
- 1.e. Evaluate existing community wide events and determine if additional events should be promoted. Establish event type, date, location, etc. and include community promotions and promotional items.
*Done.
Council Committee voted to continue current community wide events only.
During Village Vision community meetings, residents expressed interest in more events*
- 1.f. Continue to develop the “Main Street” concept for Mission Road to make it more pedestrian friendly.
*Done.
Council adopted committee recommendations, plan was implemented with Mission Road improvement in 2004 from 75th to Somerset, in 2003 on Tomahawk and in 2005 on Mission Road from Somerset to 83rd.
School zones were established for schools on Mission Road.*
- 1.g. Prepare a community wide pedestrian plan that provides pedestrian linkages throughout the City.
Sidewalk system was important to residents in community meetings. Council reconsidered current policy.
- 2.a. Assist Homes Associations to participate in review of remodeling and expansion plans.
*Done.
Codes department prepares a weekly list of building permits issued. Homes Association Presidents were notified, the lists are available and they are responsible for picking them up if interested.*
- 2.b. Develop programs to promote and encourage owner occupied housing.
Being considered as part of Village Vision.
- 2.c. Evaluate the creation of an architectural review committee.
*Done.
Council Committee voted this would not benefit Prairie Village and voted to eliminate this from Strategic Plan task item list.
Issue was raised again during Village Vision meetings.*

- 2.d. Provide information, education and awareness of the benefits of “larger” redevelopment projects.
Long-Range Financial Report prepared and recommendations are being considered as part of the Village Vision.
- 2.e. Maintain ADA compliance in municipal properties and projects including sidewalks.
Ongoing. Budget established annually for this purpose.
- 2.f. Evaluate codes and regulations as they relate to redevelopment and remodeling and recommend revisions when needed.
Ongoing.
- 2.g. Consider the inclusion of mixed-use developments in the city and create guidelines criteria and zoning regulations for their location and development.
This will be part of the Village Vision planning.
- 2.h. Consider impact of utilities on the aesthetic value of the neighborhood.
Committee reported cost exceeds benefit to the community.
- 3.a. Investigate recreational options/alternatives such as skating rink, enclosed swimming pool, community garden, etc.
*Skate Park was completed and dedicated in 2005.
Other recommendations will be considered as part of the Village Vision.
Community Center Committee is studying the perceived need for a Community Center.*
- 3.b. Develop a brochure to promote permanent local art and history.
Arts Council and Communications Committee agenda for discussion.
- 3.c. Consider improvements to the West Side of State Line Park.
Park renamed Weltner.
- 3.d. Prepare a hike/bike trail/route plan including the adoption of standards such as bike lane markings, trail widths, signage, etc.
Park Committee deleted without action; however it was mentioned frequently in Village Vision meetings.
- 3.e. Conduct a citizen survey of recreation needs and opportunities.
Done. Prairie Village Voice January 2001 edition.
- 3.f. Showcase art, parks and community events on the City’s web page.
Ongoing.
- 3.g. Identify other providers of recreation and investigate creation of partnerships with other providers to offer increased programs.
*Ongoing.
The City considered the possibility of building a state of the art community center with the local YMCA. No decision at this time.*
- 3.h. Retain Meadowbrook Country Club as a golf course or public open space.
*Planning Commission discussed in 2002, decided no action required at this time.
In 2005, the Club voted to retain the property and explore redevelopment of a portion of the land.
Plans for partial redevelopment are in process.*
- 3.i. Consider the need to hire a park and recreation director to develop programs and seek out grants.
*Done.
Park committee discussed and rejected the idea.
It was re-considered in 2006, no action taken at this time.*

- 4.a. Prepare a redevelopment plan for the 75th Street corridor.
Done.
Delete - removed from 2003 Budget due to cost.
Is included as part of Village Vision Plan in 2006.
This corridor was identified as the weakest part of Prairie Village in Community meetings
- 4.b. Establish a formal line of communication with adjacent cities to enhance cooperation on mutual areas of concern.
Ongoing.
Northeast Johnson County Chamber of Commerce, Mayors meet monthly, Annual Conference meetings of cities.
- 4.c. Research creative methods and incentives for promoting economic development.
LRF Report.
Participated with other Northeast Johnson County cities to retain an Economic Development Director through the Chamber of Commerce.
Will be included in Village Vision Plan.
- 4.d. Prepare a proactive plan to address the reuse of school sites that may become available.
Council Committee agenda item. Will be included in Village Vision.
- 4.e. Provide direction to PVDC regarding its function and duties
Council agenda item.
Consider restructuring Board membership to remove Council members.
Consider budget to enable PVDC to actively seek redevelopers and redevelopment opportunities.
Postponed, awaiting recommendations of Village Vision
- 4.f. Prepare two housing audits per year.
Ongoing.
- 4.g. Annual joint meeting City Council and Planning Commission.
Ongoing.
- 4.h. Identify potential redevelopment areas and encourage redevelopment proposals.
Will be part of Village Vision.
- 4.i. Develop a promotional program to encourage shopping in Prairie Village.
Implemented successful Gift Card Program in 2004, sold 867 cards the first year, \$27,000..
- 5.a. Educate the citizens and encourage recycling programs.
Ongoing.
- 5.b. Provide assistance to residents on tree trimming.
Ongoing.
- 5.c. Continue annual capital improvement program.
Ongoing. The city invests between \$3 and \$5 million annually in major maintenance projects.
- 5.d. Continue positive relationship between police department and community youth.
Ongoing. Student Resource Officers work with students in middle schools and high schools.
- 5.e. Update citywide Traffic Safety Study.
Done every five years and periodically as needed.
- 5.f. Monitor storm drainage system and budget for improvements when appropriate.
Ongoing.

- 5.g. Evaluate need for left turn signal at 95th and Roe.
Done.
P/S deleted without action.
- 5.h. Evaluate phone system at City Hall.
Done, new system installed.
- 5.i. Consider use of financial alternatives to upgrade storm sewers.
Done.
- 5.j. Consider installation of marquees banners at City Hall for upcoming civic events
Communications Committee agenda.
Deleted by Arts Council.
- 5.k. Consider link to web site to include a message board for volunteers and volunteer boards.
Done.
- 6.a. Pursue development of higher value single-family housing.
Will be part of Village Vision.
- 6.b. Review fee schedules.
This is being done on an annual basis for most fees.
- 6.c. Provide educational program for Council on basic and alternative financing techniques.
Long-Range Financial Report.
- 6.d. Proactively encourage redevelopment to increase property values.
Will be considered in Village Vision.
- 6.e. Maintain balance between residential and business property to achieve optimum valuation community-wide.
Ongoing.
- 7.a. Work with Homes Associations to enforce covenants and participate in neighborhood clean-up projects.
Ongoing.
- 7.b. Create appropriate penalty for repeat code violation offenders.
Done. Council approved policy issuing tickets to property owners who do not remove code violations within a reasonable time period.
- 7.c. Analyze efficiency of code enforcement system for quick action.
Done. Procedure changed.
- 7.d. Evaluate use of software programs to assist codes enforcement efficiency.
Done. New software purchased.
- 7.e. Review current City definition for blight and redefine it where appropriate.
City Council agenda.
Currently being considered by State legislature.
- 7.f. Periodically review ordinances to determine whether they appropriately address current day issues and recommend changes.
Ongoing.
- 7.g. Research ways to assist in prosecution of violators of minimum standard codes.
Done.
- 7.h. Promote housing code education and enforcement.
Done.

Comprehensive Plan Action Plan

Adopted by the Planning Commission July 1, 2003
Adopted by the Governing Body September 2, 2003

Status December 31, 2006

ACTION ITEM	RESPONSIBILITY	SCHEDULE
1. Continue aggressive enforcement of codes to prevent the decline in property values and preserve the quality of neighborhoods.	City Administrator	Ongoing
2. Continue to meet with homes association representatives on a regular basis to discuss redevelopment issues.	City Administrator	CACCS was disbanded due to lack of participation.
3. Continue a liaison with Kansas City, Missouri to coordinate improvements and redevelopment along State Line.	Public Works	Ongoing
4. Coordinate redevelopment along State Line Road with Kansas City, Missouri Planning & Development Department	City Administrator	Ongoing
5. Meet with representatives of Highwoods Properties regarding Corinth and Prairie Village Shopping Centers biannually.	City Administrator	Ongoing
6. Meet with the Homes Association of the Country Club District to obtain their input regarding deed restrictions.	City Administrator	Include with Village Vision
7. Create GIS database for Meadowlake area in order to display it graphically as well as in a data format. This will serve as a test area for displaying information.	Public Works	2005
8. Review design standards, criteria and project priorities in the Comprehensive Plan to eliminate inconsistencies with other regulations, reports and plans.	Public Works	Ongoing
9. Continue the Redevelopment Audit and add two additional neighborhoods by year-end.	City Administrator	Three completed in 2006
10. Review zoning regulations and revise areas that need clarification. This need was created by the aggressive code enforcement program, which has identified several regulations that are subject to interpretation.	City Administrator	Ongoing

ACTION ITEM	RESPONSIBILITY	SCHEDULE
11. Evaluate codes and regulations as they relate to redevelopment and remodeling and recommend revisions when needed.	City Administrator	Ongoing
12. Consider the inclusion of mixed-use developments in the City and create guidelines criteria and zoning regulations for their location and development.	City Administrator	Ongoing
13. Update the Comprehensive Plan including the following: <ul style="list-style-type: none"> • Evaluate final 2000 census data relative to the current Comprehensive Plan to determine whether new or different strategies need to be put in place for the future change in Prairie Village. • Conduct an urban design review of all major and collector streets in the City. This would include developing design concepts for the entrances to Prairie Village such as 75th and State Line, Tomahawk and Mission Road, etc. • Prepare a streetscape plan for the 75th Street corridor from State Line Road to the west City limits. 	City Administrator	Village Vision comprehensive planning began in 2005. Plan will be adopted in 2007.
14. Research communication tower locations and ordinance, and prepare recommendations.	City Planner	Not completed

Personnel

Health Insurance

Health insurance benefits are a primary component of the City's employee benefit program. The city has a three tier program: Employee Only, Employee +1, and Family coverage. Health insurance coverage is offered to full-time employees. In 2006, the City continued to provide health insurance coverage to employee through United Healthcare. Two plan options are available: HMO ("base") and a POS ("buy-up") plan. Employees can choose the "buy-up" plan by paying higher premiums for a plan with lower deductibles and the ability to use "out-of-network" physicians while still receiving some benefit. The City pays the full cost for the Employee Only premium (\$335.42/month), 83% for the cost of Employee +1 (\$673.84/month), and 75% of the cost for Family coverage (\$897.32/month) on the "base" plan. The same amount is paid towards the various coverage options of the "buy-up" plan, with the employee paying the difference. Effective September 1, 2006, the City's health insurance premiums increased by 16.3%.

In addition to health insurance, the employees are covered by a \$10,000 life insurance policy through The Standard. Employees have the option of paying \$1.76 per month for dependent life insurance. Volumes are \$4,000 for spouse and \$2,000 for child(ren).

During 2006, the city's cost for providing these benefits were \$596,297.66.

Enrollment was as follows:

Base	Employee Only (53 employees)			Employee +1 (21 employees)			Family (24 employees)		
	<i>Health</i>	<i>Life</i>	<i>Total</i>	<i>Health</i>	<i>Life</i>	<i>Total</i>	<i>Health</i>	<i>Life</i>	<i>Total</i>
City Contribution	\$335.42	\$1.90	\$337.32	\$673.84	\$1.90	\$675.54	\$897.32	\$1.90	\$899.22
City Cont. (%)	100%	100%	100%	83%	52%	83%	75%	52%	75%
Employee Cont.	-	-	-	138.02	1.76	139.78	299.12	1.76	300.88
Employee Cont. (%)	0%	0%	0%	17%	48%	17%	25%	48%	25%
Total	\$335.42	\$1.90	\$337.32	\$811.86	\$3.66	\$815.32	\$1,196.44	\$3.66	\$1,200.10

Buy-Up	Employee Only (5 employees)			Employee +1 (1 employee)			Family (0 employees)		
	<i>Health</i>	<i>Life</i>	<i>Total</i>	<i>Health</i>	<i>Life</i>	<i>Total</i>	<i>Health</i>	<i>Life</i>	<i>Total</i>
City Contribution	\$335.42	\$1.90	\$337.32	\$673.84	\$1.90	\$675.74	\$897.32	\$1.90	\$899.22
City Cont. (%)	81%	100%	81%	67%	52%	67%	61%	52%	75%
Employee Cont.	79.64	-	79.64	330.78	1.76	332.54	583.20	1.76	300.88
Employee Cont. (%)	19%	0%	19%	33%	48%	33%	39%	48%	25%
Total	\$415.06	\$1.90	\$416.96	\$1,004.62	\$3.66	\$1,008.28	\$1,480.52	\$3.66	\$1,200.10

Note: Persons in the COBRA/Retiree programs pay 100% of their health insurance costs.

Dental Insurance

In 2006, the City continued to offer dental insurance benefit through Delta Dental of Kansas. In September 2006, the City added a "buy-up" dental option in addition to the "base" that included a greater benefit for those employees choosing to participate in that plan. The City pays the full cost for Employee Only premium (\$18.54/month) under the "base" plan and contributes the same amount towards the remaining options for both the plans.

The cost for this benefit in 2006 was \$24,186.08

Enrollment was as follows:

Base	Employee Only (41 employees)	Employee +1 (19 employees)	Family (16 employees)
City Contribution	\$18.54	\$18.54	\$18.54
City Cont. (%)	100%	53%	29%
Employee Cont.	-	16.50	46.04
Employee Cont. (%)	0%	47%	31%
Total	\$18.54	\$35.04	\$64.58

Buy-Up	Employee Only (13 employees)	Employee +1 (5 employees)	Family (7 employees)
City Contribution	\$18.54	\$18.54	\$18.54
City Cont. (%)	66%	35%	19%
Employee Cont.	9.48	34.42	52.96
Employee Cont. (%)	34%	65%	81%
Total	\$28.02	\$52.96	\$97.60

Vision Insurance

In September 2006, the City added a vision insurance benefit through Spectera for employees. The city has a four tier program for vision benefit coverage: Employee Only, Employee & Spouse, Employee & Child(ren), and Family. The City pays the full cost for Employee premium (\$7.63/month) and contributes the same amount towards the remaining options.

The City's cost for this benefit in 2006 was \$1,903.10.

Enrollment was a follows:

	Employee Only (62 employees)	Employee & Spouse (19 employees)	Employee & Child(ren) (3 employees)	Family (18 employees)
City Contribution	\$7.63	\$7.63	\$7.63	\$7.63
City Cont. (%)	100%	35%	35%	19%
Employee Cont.	-	7.46	8.18	17.18
Employee Cont. (%)	0%	65%	65%	81%
Total	\$7.63	\$15.09	\$15.81	\$24.81

Long Term Care

The City also offers Long Term Care coverage through Unum Provident. It consists of a monthly transfer of \$1,500 for nursing care and \$750 for homecare for three years. Employees may purchase upgrades of this basic plan at their cost. In quite a few cases the employees purchase coverage for their spouse and/or parents and upgrades for greater coverage for themselves. City cost for this benefit in 2005 was \$4,631.01.

Group Long Term Disability

All full-time regular employees are covered by a policy through Lincoln Financial Group for long-term disability, which commences after 90 days of total disability within 180 days in being able to perform the duties of the position. The benefit is 60% of salary for 36 months with additional benefits to age 69 if the person is totally and permanently disabled from performing duties in any occupation. Cost of this benefit in 2006 was \$18,914.39. There are currently no City employees receiving benefits under this plan.

Section 125 Cafeteria Plan

This plan allows employees a tax savings by paying certain expenses with “before tax” dollars. Thirty-six employees participate in this plan. Employees pledge an amount for the year effective September 1st of each year. If the employee separates before the total pledge is collected, the City account for this program is affected. If the employee had more reimbursed expenses than contributions, and if the employee chooses not to refund the overpayment, the City must bear the cost. One employee contributor separated during 2005 leaving a balance of more than \$400 that had to be covered by the City. If an employee does not have eligible expenses as high as estimated, his/her contributions (forfeitures) are applied against the administrative cost of the plan. No employee contributors left unclaimed money in the plan.

Since this program reduces salary to the employee by the amount pledged, it also reduces the City’s Social Security liability. Social Security savings to the City in 2006 was \$1,086.21.

Wellness Incentive Awards

It is important to limit the use of sick leave if possible to reduce City costs. Employees who use sixteen hours or less of sick leave in a calendar year are awarded a bonus equal to two days pay. During 2006, 41 of the City’s 104 employees received the award.

Retirement Plans

The City has four separate retirement plans for employees. In 2006, City contributions and other costs associated with the plans were approximately \$729,015.35.

Social Security -- All employees are covered by Social Security. Each employee contributes 7.65% of his/her salary. The City matches the employee’s contribution. In 2006, the City contributed a total of \$387,104.78.

Police Pension Plan -- Commissioned Police Officers are members of the Prairie Village Police Pension Plan, a defined benefit plan. The Plan includes retirement and life insurance coverage. Police officers have made a contribution of 1.09% of their salary to the Plan since 1997. Plan benefits were significantly improved again in 2003. Officers began contributing a total of 4% of salary in 2003. In 2006, officers contributed a total of \$81,903.91. The City’s cost for the Plan was \$133,722.60 for 41 employees.

29 retirees or spouses of retirees received a monthly benefit from the Plan in 2006. Amounts paid varied based on length of service and choice of payment options.

Supplemental Retirement Plan -- The Supplemental Retirement Plan is a defined contribution retirement plan for full-time non-commissioned employees. This plan is entirely financed by the City. The City’s cost for the Plan was \$117,854.47 in 2006 for 54 employees.

KPERS -- Kansas Public Employee Retirement System (KPERS) is a State sponsored plan, which includes a defined benefit pension, total disability, and a death benefit. Plan participation is required for every full-time employee who is not a member of the Police Pension Plan. Each member employee is required to contribute 4% of his/her salary. The City contributed \$95,752.25 to the plan during 2006. Total employee contributions to the plan during 2006 were \$80,406.49.

Promotions

Administration

Bettina Jamerson – Court Administrator

Public Works

James Henderson – Maintenance Worker

Michael Glassock – Maintenance Worker

Shawn Broz – Maintenance Worker

Service Awards

The City offers long-term benefits, which encourage quality employees to remain with the City. During 2006, 13 employees observed “milestone” anniversaries.

5 Years

Lorra Jagow – Public Safety
Stephen Steck – Public Safety
Joel Colletti – Public Safety
Barbara Hunter – Municipal Court
Bettina Jamerson – Municipal Court
Jim Brown – Codes
Marcia Gradinger – Codes

15 Years

Curtis Winn – Public Safety
Charles Grover – Public Safety
Steven Mills – Public Works
Mark Gilmore – Public Works
James Jarrett – Public Works

20 Years

John Jagow – Public Safety

Employee Assistance Program

A confidential Employee Assistance Program is available to all City employees. New Directions, the provider of this service, offers counseling services for a wide variety of issues. An annual program is prepared to maintain employees’ awareness of the EAP. Ten persons used this program in 2006. The cost of the program was \$2,522.22.

Turnover

During 2006, 10 employees separated from the City. The overall employee turnover rate was 9.62% (10/104).

Turnover by major department:

Administration 3.85%
Public Safety 4.81%
Public Works .96%

Retirements

There were two retirements during 2006.

Employee Recognition

Free Lunch Day – The City provided a free box lunch to employees to show appreciation for all their hard work and dedication.

Employee Appreciation Dinner -- In recognition of the daily dedication and performance of their jobs, employees are recognized by the Mayor and City Council with an annual Employee Appreciation Dinner. Employees and their guests were treated to dinner and a play at the New Dinner Theatre in 2006.

Employee Holiday Lunch – Employees gathered for a Holiday Lunch and the Mayor and City Council recognized employees who received promotions or reached milestones. Employees were treated to a Holiday gift basket in appreciation for all they do.

Affirmative Action Report

Several years ago the Governing Body adopted an Equal Employment Policy and Affirmative Action Program. This policy requires that city officials be informed at least annually as to the effectiveness of the program. Each available full-time job in the City is advertised in widely-read news media, on the City’s website, as well as in minority, and local news publications. Each advertisement notes that the city is an equal opportunity employer. An EEOC Report is filed with the Department of Labor annually.

Training Bulletins

The City’s Human Resources Specialist coordinated training seminars on the following topics during 2006:

- Employee Assistance Program Training for Supervisors – 2 sessions, 27 participants

- Diversity Training – 3 sessions, 57 participants
- Harassment Training for Employees – 2 sessions, 30 participants
- Harassment Training for Supervisors – 1 session, 15 participants

NIMS Training

In February 2003, President Bush issued Homeland Security Presidential Directive-5 directing the Secretary of Homeland Security to develop and administer a National Incident Management System (NIMS). This system is intended to provide a nationally recognized and implemented template for response during domestic incidents. The City of Prairie Village complies with this federally mandated emergency management training for all municipal employees and elected officials.

In 2006, 107 employees and all 13 members of the Governing Body received NIMS training through a program administered by the Mid America Regional Council. These employees and elected officials received a total of 1,236 hours of training in Emergency Management. In 2007, employees are expected to complete an additional 500 hours of training.

Insurance

The City's insurance program is designed to protect City assets at a reasonable cost. Insurance premiums vary from year to year; however, the total premium cost in 2006/2007 was \$364,177, which is a 21.97% reduction over insurance coverage in 2005/2006.

Limit	Deductible		2005/2006 Premium	2006/2007 Premium
10 million	\$5,000	Property/Inland Marine	35,931	36,034
1-3 million		General liability	38,429	34,801
1 million	10,000	Law Enforcement Liability	37,878	36,103
1 million	5,000	Public Official Liability	20,391	20,331
1 million		Auto	48,094	48,623
10 million	10,000	Umbrella Coverage	55,491	47,363
500,000	5,000	Worker's Compensation	200,114	131,906
1 million		Special Crime	1,208	1,140
500,000	500	Crime	2,468	2,608
500,000	5,000	Fiduciary Liability (\$5,843)	3,689	4,766
		Underground Storage Tank	502	502
		Total Premiums	444,195	364,177

Insurance Claims Paid During 2004, 2005, & 2006	Claims			Payments			Reserve		
	'04	'05	'06	2004	2005	2006	2004	2005	2006
Property/Inland Marine	0	0	1	0	0	60,555	0	0	0
General Liability	19	1	1	24,223	0	0	21,642	0	49,000
Public Official/Law Enforcement Liability	0	1	0	0	0	0	0	0	0
Auto	4	3	7	6,037	2,149	10,392	0	0	35,257
Workers' Compensation	14	20	8	10,175	23,705	4,142	0	0	1,280

Americans with Disabilities Act Report

M E M O R A N D U M

TO: Mayor and City Council Members
FROM: Bob Pryzby
DATE: August 3, 2006
RE: Semi-Annual Report on American with Disabilities Act (ADA) Activities

This report will cover my activities as ADA Coordinator from January through June 2006.

Communications during this period:

- Request for information about the Swimming Pool by a daughter for one of her parents about using the swimming pool
- Reviews with the lifeguard staff the policy of the City as to ADA

Other activities during this period:

- 2006 Concrete Repair Project – Replacement of accessible sidewalk ramps and sidewalks is in progress

During this period, I spent 5.0 hours specifically on ADA matters. The hours for reviewing City construction activities are not included but are charged to the individual projects.

M E M O R A N D U M

TO: Mayor and City Council Members
FROM: Bob Pryzby
DATE: January 24, 2007
RE: Semi-Annual Report on American with Disabilities Act (ADA) Activities

This report will cover my activities as ADA Coordinator from July through December 2006.

Communications during this period:

- Resolved a complaint that a portable toilet service truck was obstructing an accessible parking space in a City park. The accessible parking space was relocated.
- Intervened with a utility about prompter repairs to sidewalks removed during utility work. Advised this utility and other utilities to make quicker repairs to sidewalks in accordance with ADA.

Other Activities during this period:

- 2006 Concrete Repair Project – Replaced 58 accessible sidewalk ramps, 3,951 square yards of sidewalks, and removed 367 trip hazards.

During this period, I spent 35.0 hours specifically on ADA matters.

City Clerk's Office

Licenses and Memberships

Business License	Issued/2005	Revenue/2005	Issued/2006	Revenue/2006
Animal License	6,110	\$ 54,090.69	6372	\$ 57,104.25
Arborist/Pesticide	35	\$ 2,100.00	38	\$ 2,190.00
Solid Waste License	2	\$ 800.00	3	\$ 1,040.00
Home Occupation	306	\$ 13,955.50	271	\$ 13,600.50
Daycare	17	*	21	*
Administrative/Retail	517	\$ 99,745.18	495	\$ 97,419.38
Massage Therapy	41	\$ 0.00	48	\$ 1,080.00
Rental Property	644	\$ 46,183.92	594	\$ 44,273.92
Rental Property/Apt	9	**	8	**
Non-domicile	666	\$ 40,920.00	665	\$ 36,857.00
Liquor Store	2	\$ 600.00	2	\$ 600.00
Security Police	1	\$ 535.00	1	\$ 100.00
Drinking Establishments	12	\$ 3,250.00	14	\$ 3,750.00
Cereal Malt Beverage	3	\$ 150.00	4	\$ 200.00
Solicitation	187	\$ 1,870.00	82	\$ 1,420.00

*This is included in the Home Occupation total.

**This is included in the Rental Property total.

- ◆ 4724 recreational memberships sold
- ◆ 384 team memberships sold (dive, JTL, Swim and Synch. Swim Team)
- ◆ 197 individuals registered for group, private or semi-private tennis lessons
- ◆ 78 permits were issued for 106 practice baseball/softball field times for revenue of \$2,825
- ◆ 29 permits were issued for 44 practice soccer field times for revenue of \$1,375
- ◆ 2 permits were issued for soccer camps covering 10 days using 2 soccer fields for revenue of \$350
- ◆ 45 permits were issued for the reservation of 547 tennis courts for revenue of \$1,185
- ◆ 367 permits were issued for park shelters for revenue of \$5,948.75 – with 32 Amplified Sound Permits
 - ◆ Harmon – 112 Santa Fe – 60 Windsor – 63
 - ◆ Meadowlake – 69 Porter – 59 Bennett – 4
- ◆ 6,372 animal licenses were issued for an increase of 262 animals licensed
- ◆ A total of 896 reservations were scheduled for the use of City facilities:
 - 50 permits issued for social events with related revenue of \$1543
 - 54 permits issued for meetings with related revenue of \$1107.50
 - 145 City meetings were scheduled (Council and Committee meetings)
 - 682 internal reservations (Nutrition Center, Court, Homes Assoc., Training, etc.)

New Businesses Licensed in 2006

46 Home Occupations / Family Day Care

- ◆ Aristocrat T. K. Inc.
- ◆ Bristol
- ◆ Bruce Asphalt & Sealcoating
- ◆ The Chancey Law Firm, Corp.
- ◆ Creative Kids Family Day Care Home
- ◆ Cyberrazor LLC
- ◆ Etem Decorative Painting
- ◆ Liz Franklin's Yoga in Chairs, Inc.
- ◆ Ty Grayco Properties LLC
- ◆ Ann Gepson
- ◆ Globe Trade Group (USA)
- ◆ Gretchen Gordon – Day Care
- ◆ Goroe Works Inc dba Tastebud Magazine
- ◆ Kids Helping Kids, Inc.
- ◆ Kloster & Associates LLC
- ◆ Leighton Communications Inc.
- ◆ Levo construction
- ◆ D&S Ventures of KS, LLC dba License Solutions
- ◆ Lisa Martin Design
- ◆ P&B Catering LLC
- ◆ Ralph S. Passman & Associates Inc.
- ◆ Personal Dynamics Marketing Associates
- ◆ The Pilates ManPrairie Martial Arts
- ◆ Prospects... To Partners
- ◆ Veronica Quinn Day Care Home
- ◆ RLP Enterprises LLC

- ◆ Hawkeye Medical LLC
- ◆ Image Lights LLC
- ◆ Innovar Home and Design
- ◆ J & I Woodworking Inc.
- ◆ Jade Online Media LLC
- ◆ Jenks Properties LLC
- ◆ Johnson County Chimney
- ◆ Justice Voice
- ◆ Kansas City Concierge
- ◆ Kel-Jen Ltd LLC
- ◆ Roger's Lawn Care
- ◆ ShaCo
- ◆ Shatto & Son Trucking, LLC
- ◆ Chad Taylor
- ◆ Catherine Trenton
- ◆ Village Video Productions
- ◆ Leo Weatherill
- ◆ John Webber
- ◆ Yaccov Yisrael

44 New Administrative/Retail Businesses

- ◆ The Art Gallery, Inc.
- ◆ Brigade Marketing Company, Inc.
- ◆ The Brigade Girls Dance Center, Inc.
- ◆ Karen D. Briggs
- ◆ Steven L. Briggs / Clinical Psychology Practice
- ◆ C3 Electronics
- ◆ CatHawk Cleaning, LLC
- ◆ CFW Capital Management Incorporated
- ◆ Cherith Place Therapeutic Massage
- ◆ Community America Credit Union
- ◆ Crandall and Company
- ◆ Dancerz Unlimited
- ◆ Dimples Golf
- ◆ Eagle Mortgage
- ◆ EZ World Real Estate, LLC
- ◆ Faerber Surgical Arts
- ◆ A Fairytale Ballet
- ◆ The Foot Farm LLC dba Foot Solutions
- ◆ Grain Mill Bakeries, Inc. dba Great Harvest Bread Co.
- ◆ Hazelwood Associates LLC
- ◆ Integrative Therapy Concepts, LLC
- ◆ InMind LLS
- ◆ The Kansas City Brigade, Inc.
- ◆ The Kansas City Store
- ◆ Kansas City Youth Jazz
- ◆ Kingdom Massage Therapy
- ◆ Laura's Esthetics
- ◆ Lend More LLC
- ◆ McLarens Young International
- ◆ Loretta McLees
- ◆ Misty's Alterations
- ◆ Nations Digital Print Solutions, Inc.
- ◆ Julie Osadchey
- ◆ Prior Attire
- ◆ The Smile Salon – Prairie Village
- ◆ Social Suppers
- ◆ Spa Therapy, Inc.
- ◆ Michael T. Steiert DDS
- ◆ Ira B. Taylor, CPA
- ◆ Therapeutic Massage Clinic
- ◆ Kelley Thompson DDS
- ◆ Stephanie M. Warden, DDS, PA
- ◆ Mary J. Yanics, PhD. LLC
- ◆ Zekes Paint & Design Center Inc

Documents Executed, Published and Recorded

- ◆ Executed 143 agreements/contracts
- ◆ Executed 22 Interlocal agreements
- ◆ Executed 21 change orders
- ◆ Published 31 notices of public hearings
- ◆ Published 24 notices to bidders
- ◆ Published 26 Ordinances
- ◆ Published 2 Resolutions
- ◆ Published 4 Quarterly Treasurer's Reports
- ◆ Published 11 notices of abatement
- ◆ Recorded 69 fee schedule changes
- ◆ Filled 11 requests for copies under open records for 156 copies
- ◆ Recorded 145 committee/Council meeting minutes
- ◆ Recorded 3355 records in the Laserfiche Optical Imaging Program for a total of 13,846 records

Approved 4 Reports/Studies

- ◆ CARS 2007-2011 Report
- ◆ 2005 Traffic Safety Study
- ◆ 2005 Biennial Bridge Report
- ◆ 2005 Financial Audit

Executed 11 Resolutions

- ◆ Resolution 2006-01 Establishing a MIP Account
- ◆ Resolution 2006-02 Establishing 2006 Salary Ranges
- ◆ Resolution 2006-03 “No Standing” Sign at 3535 Somerset
- ◆ Resolution 2006-04 Canceling 7/3/2006 Council Meeting
- ◆ Resolution 2006-05 Declaring Hearing for Unsafe Structure
- ◆ Resolution 2006-06 Abatement of Nuisance 7618 Mohawk
- ◆ Resolution 2006-07 Establishing NIMS as City Standard
- ◆ Resolution 2006-08 Peanut Butter Week – October 2-6, 2006
- ◆ Resolution 2006-09 Declaring 7618 Mohawk and Unsafe Structure
- ◆ Resolution 2006-10 Authorizing Officials Instruct Bank Account
- ◆ Resolution 2006-11 FAILED
- ◆ Resolution 2006-12 Establishing 2007 Salary Range

Executed 26 Ordinances

- ◆ Charter 22 Repealing Charter Ordinance 19 and establishing a uniform policy for bid solicitation, purchase order system and approval in establishing a bid procedure for public improvement projects.
- ◆ Ordinance 2114 Repealed Ordinance 2024 establishing a Restricted Residential Parking Area.
- ◆ Ordinance 2115 Amended Chapter 16, Article 5 by adding a new Section 16-535 entitled “Water Discharges”
- ◆ Ordinance 2116 Repealed Ordinance 2111 amending Title 2 entitled “Administration & Personnel of PVMC, 1973.
- ◆ Ordinance 2117 Amended 19.44.025 entitled “Fences” adding language addressing retaining walls.
- ◆ Ordinance 2118 Amended Chapter 13, Article 1 entitled “Sidewalks”.
- ◆ Ordinance 2119 Amending Chapter 19.34 entitled “Accessory Uses” allowing sale of CMB by service stations.
- ◆ Ordinance 2120 Amending Chapter 18 entitled “Subdivision Regulations” adding a new Section 18.18 entitled “Building Line Modification.”
- ◆ Ordinance 2121 Adopted an Ordinance rezoning the property located at 7920 State Line Road from C-0 to CP-1 (Planned Restricted Business District).
- ◆ Ordinance 2122 Amended Chapter 19 entitled Zoning Regulations by amending Sections 19.48.011 entitled “Definitions” and 19.48.015 entitled “Informational Signs.”
- ◆ Ordinance 2123 Amended Chapter 11, Article 2 by adding a new Section 11-214 – 11-210.
- ◆ Ordinance 2124 Amended Chapter 8, Article 2 by amending Sections 8-215 and 8-216.
- ◆ Ordinance 2125 Amended Chapter 8, Article 8 entitled “Noise & Vibration Control” repealing Sections 8-802 – 8-804.
- ◆ Ordinance 2126 Amended Chapter II, Article 2 by amending Section 11-202.
- ◆ Ordinance 2127 Amended Chapter 12, Article 1 by amending Section 12-105 “Vehicle Regulations”.
- ◆ Ordinance 2128 Amended Chapter 14, Article 2 “Traffic” repealing Sections 14-203, 216, 218 and 219.
- ◆ Ordinance 2129 Amend Chapter 14, Article 2 “Traffic” by adding new Sections 14-210, 14-223, 14-225 and 14-304.
- ◆ Ordinance 2130 Adopted 2007 Budget.
- ◆ Ordinance 2131 Attesting to an increase in taxes for 2007 Budget.
- ◆ Ordinance 2132 Renewal of Sup for Communication Antenna at 1900 W 75th Street.
- ◆ Ordinance 2133 Amended Chapter 13 adding Article 8 entitled “Vegetation in Right-of-Way.”
- ◆ Ordinance 2134 Amended Chapter 13 adding Article 0 entitled “Stormwater Pollution Prevention.”
- ◆ Ordinance 2135 Amending Use for 5301 W 75th Street C-3 Special Use Business District.
- ◆ Ordinance 2136 Adopting 2006 Standard Traffic Ordinances and Uniform Public Offense Code.
- ◆ Ordinance 2137 Renewal of Special Use Permit for Wireless Communication Antenna at 7231 Mission Road.
- ◆ Ordinance 2138 Revisions to PVMC 19.48 entitled “Signs.”

Executed 13 Proclamations

- ◆ April Fair Housing Month
- ◆ April 6 Johnson County Library Foundation Day
- ◆ April 23-29 National Volunteer Week
- ◆ April 23-29 Crime Victims Rights Week
- ◆ April 28 Arbor Day
- ◆ May 1 Certificate of Appreciation for distinguished service on the Prairie Village Arts Council to Don Church
- ◆ July 23 Parents' Day
- ◆ August 7 Certificate of Appreciation & Achievement to Ann Lilak for her contribution to the City's VillageFest Celebration
- ◆ August 12-20 Childhood Cancer Awareness Week
- ◆ September 5 Lancer Day
- ◆ September 17-23 Constitution Week
- ◆ October 22-31 Government & Commerce Initiative – China 2006
- ◆ December 30 Frank Bardwell Day

Issued 40 Short Term Special Use Permits

- ◆ February 14 Misty's Alterations, 8827 Roe Ave for a 3' x 10' banner from February 20 through March 20.
- ◆ February 21 Michael Swanson at the Prairie Village Community Center for additional seating on the patio for a birthday party on April 29.
- ◆ February 22 Daniel Tai of Green Tea Restaurant, 5400 W 95th St for 2 grand opening banners from February 22 through March 22.
- ◆ February 23 Kyle Gardner of Prairie Baptist Church, 7416 Roe Ave for a sign promoting a community Easter Egg Hunt from March 15 through April 15.
- ◆ March 17 Amy Haulmark of Prairie Ridge Homes Association for a jazz band at Harmon Park on April 23 or April 30.
- ◆ March 20 Lynn Moore of Dimples Golf, 4000 W 83rd Street for a golf sale sign from April 3 to May 3.
- ◆ March 20 Neil Recker of Briarwood Elementary PTA for a school marquee at 5300 W 86th Street on April 28th for annual school carnival.
- ◆ March 20 Steve Noll, Prairie Village Environmental Recycle Committee for Earth Day banners from April 1 through April 8.
- ◆ March 24 Kevin Walstrom of See More Signs for a banner at Foot Solutions, 8231 Corinth Mall from March 26 to April 24.
- ◆ March 29 Andrew Herring of Southminster Presbyterian Church, 6306 Rose Ave. for a storage trailer to hold donated items for garage sale from March 30 to April 25.
- ◆ April 4 David Tai of Green Tea Restaurant, 5400 W 95th Street, for banners promoting lunch specials from April 7 through May 7.
- ◆ April 4 Joseph Shelton of Great Clips, 7644 State Line Rd for a banner and balloons at that location from September 19 to October 3.
- ◆ April 7 RE/Max Premier Realty, 2210 W 75th Street for directional signs and RE/Max balloon for benefit at that location.
- ◆ April 11 Matthew P. Branstetter of Salty Iguana Restaurant, 8228 Mission Rd for a tent and seating overflow for Cinco de Mayo celebration May 5 through May 7.
- ◆ April 12 Joni Burroughs of Shawnee Mission East school for a moonwalk and other activities to celebrate SME baseball season on April 16.
- ◆ April 14 Gardeners of America for their annual plant sale at Colonial Church from April 26 through April 29.
- ◆ April 14 Carolyn Sellers, 3005 W 72nd Street for a moonwalk at Windsor Park on April 29.
- ◆ May 8 Dori Brown, Hillcresat Covenant for a jazz concert and BBQ at Franklin Park on June 23, July 28 and August 25.
- ◆ May 10 Misty Woodward for balloons, banner and moonwalk at Santa Fe Park on July 11.

- ◆ May 12 Prairie Village Merchant's Association for banners advertising the Prairie village Art show from June 2 to June 4.
- ◆ May 16 VillageFest 2006 Committee for use of Harmon and Santa Fe park shelters, municipal campus, community center, municipal building and safety center, exotic animals and pony rides for annual July 4th celebration.
- ◆ May 16 VillageFest 2006 Committee for a banner across Mission Road at 77th promote annual July 4th celebration from June 13 to July 6.
- ◆ May 19 Oscar A. Aguilar, 4444 Booth St. Kansa City KS for a family reunion at Harmon Park Pavilion on May 27.
- ◆ May 30 Kevin Corcoran for a disc jockey at the Prairie Village pool on May 31.
- ◆ May 31 Prairie Village Homes Association for three banners promoting a homes association garage sale from May 31 through June 4.
- ◆ June 8 Beth Aebersold, 7624 Fairway Street for a moonwalk at Meadowlake Park on July 15.
- ◆ June 19 Wendy Galan, 7850 Riley Street, Overland Park for a moonwalk at 7720 Mission Rd – PV Community Center on June 25.
- ◆ June 29 Donna Potts of Prairie Village Merchant's Association for a pep rally for KU at the Corinth Square parking lot on August 18 and August 19.
- ◆ July 17 Reverend Lisa Holliday of Prairie Baptist Church, 7416 Roe Ave for an ice cream social at Porter Park on August 20.
- ◆ July 25 Alison Coulson of Renovation Sensation for signs promoting the SHARE home tour from August 14 to September 14.
- ◆ July 27 Beverly Cosby of Prairie Baptist Church, 7416 Rose Ave for a worship service and blessing of animals at Porter Park on September 18 to September 24.
- ◆ August 9 Linda Barker of SHARE, Shawnee Mission East for banners promoting a SHARE garage sale at the school from September 14 through October 16.
- ◆ August 17 Paul Carey of St. Ann Church, 7231 Mission Road for a sign in front of the church to promote their fall festival from October 14 to October 15.
- ◆ September 5 Asbury United Methodist Church, 5400 W 75th for their annual Community Fall Festival on October 21.
- ◆ October 3 Howard Windhausen of Prairie village lions Club for Christmas tree sales in the 8200 block of Mission Road from November 28 through December 27.
- ◆ October 18 Judy Hochman of Oher Shalom, 5311 W 75th St. for a Jewish Food Festival on May 20th, 2007 and a banner from April 20th through May 20th 2007.
- ◆ October 30 Sherry Liberman of ETC. Advertising & Promotions LLC, 7930 State Line Rd for a banner to celebrate years at that location and to advertise available space from November 6 through December 5.
- ◆ November 27 City of Prairie Village and Prairie Village Merchant's Association for banners to promote the Mayor's Holiday Tree Lighting from November 17 through December 4.
- ◆ December 15 Lynn Matthews of Community of Christ for a banner promoting services outside from December 15 through December 17.
- ◆ December 19 Cathy Logue of Adamson and Associates Inc, 5225 W 75th Street for a sign on 75th Street Advertising a moving sale on December 21.

Entered into 22 Interlocal Agreements

- ◆ Approved a Letter of Understanding with Johnson County Human Services and Aging for the administration of the Utility Assistance Program in 2006 (January 3, 2006)
- ◆ Approved an interlocal agreement with the City of Overland park for public improvements to Nall Avenue – 83rd To 95th Street (January 17, 2006)
- ◆ Approved an addendum to Letter of Understanding with Johnson County for Utility Assistance Program – 2006 Program (March 6, 2006)
- ◆ Approved an agreement for assistance in Code enforcement Service between the City of Prairie Village and the City of Mission, Kansas (March 20, 2006)

- ◆ Approved and amendment to the interlocal agreement between Johnson County and the City for stormwater Project 190709: Somerset, Delmar, Fontana Drainage (April 3, 2006)
- ◆ Approved an interlocal agreement with the City of Overland Park for design and construction administration of Project 190849: Rose Avenue – 91st Street to 95th Street. (May 15, 2006)
- ◆ Approved an interlocal agreement with the City of Overland Park for Project 190856: 9th Street from Nall avenue to Mission Road (May 15, 2006)
- ◆ Approved an interlocal agreement with the Board of County commissioners of Johnson County for Project 190708: Tomahawk Road – Nall Avenue to Roe Avenue
- ◆ Approved an interlocal agreement with the City of Overland Park for Project 190850: Reeds Street – 69th to 71st Street (May 15, 2006)
- ◆ Approved the Memorandum of Understanding with Mid America Regional Council on the establishment of the Regional Communications System and Tactical Interoperable Communications Plan (June 19, 2006)
- ◆ Approved an interlocal agreement with the City of Overland Park for shard traffic signals (August 21, 2006)
- ◆ Approved an agreement between the City of Prairie Village and the City of Westwood for Building Inspection Services (August 21, 2006)
- ◆ Approved an agreement to provide Public Safety Services for the City of Mission Hills (August 21, 2006)
- ◆ Approved the Cooperative Agreement for Funding, Design, Construction and Implementation of Operation Green Light Traffic Control System with the Mid-America Regional Council. (September 18, 2006)
- ◆ Approved an interlocal agreement with the City of Mission Hills and Johnson County for Project 190855: Tomahawk Road Bridge Replacement (September 18, 2006)
- ◆ Approved an agreement with Johnson County for Project 190862: 75th Street – Nall to Mission Improvements (September 18, 2006)
- ◆ Approved an agreement with Johnson County to operate a nutrition center at the Prairie Village Community Center. (September 18, 2006)
- ◆ Approved a letter of Understanding with Johnson County Human Services and Aging to provide Minor Home Rehabilitation Program in 2006. (October 2, 2006)
- ◆ Approve continuation of the Interlocal Agreement with the City of Fairway for multi-jurisdictional building inspection services November 6, 2006)
- ◆ Approved an agreement with the Shawnee Mission School District to provide a School Resource Officer for the 2006-2007 school year (December 4, 2006)
- ◆ Approved Interlocal Agreement between the City of Prairie Village and the Johnson County Park & Recreation District for the use of city facilities in 2006 for 50+ programming (December 18, 2006)
- ◆ Approved an Agreement with the City of Mission Hills for the Prairie Village Police Department to provide public safety services in 2007 (December 18, 2006)

13 Council Policies Adopted

- ◆ All Council Policies were reformatted and renumbered
- ◆ Council Policy #270 entitled “Construction Cost Estimate” established a procedure for receiving cost estimates for public improvement projects (January 17, 2006)
- ◆ Council Policy #046 entitled “Reservation of City Facilities” established new procedures and policies for the reservation of city facilities (February 6, 2006)
- ◆ Council Policy #301 entitled “Traffic Control Devices” established policy and procedures for the use of traffic control devices within the City (February 21, 2006)
- ◆ Council Policy #380 entitled “Sump Pump Discharge” was deleted and replaced with Council Policy #256 entitled “Water Discharges” which established policy for the discharge of water on City property (February 21, 2006)
- ◆ Council Policy #001 entitled “Public Committees” was revised with the removal of the ‘Citizen Advisory Committee’ from the text (March 20, 2006)
- ◆ Council Policy #016 entitled “Selection of Professional Architect/Engineer Consulting Services” established a new policy and procedure for the selection of professional architect/engineering services for non-appointed City positions (March 20, 2006)
- ◆ Council Policy #204 entitled “Sidewalks” amended a previous policy establishing a public works policy for the construction, reconstruction, maintenance and repair of City sidewalks. (April 3, 2006)
- ◆ Council Policy #345 entitled “School Crossing Guards” establishes a policy for the placement of new adult school crossing guards at location within the City of Prairie Village (June 19, 2006)

- ◆ Council Policy #350 entitled “Neighborhood Traffic Calming Program” establishes a program and procedure to address neighborhood groups and residents concerns about the effect of traffic in their neighborhoods (June 19, 2006)
- ◆ Council Policy #207 entitled “Horizontal Directional Drilling (HDD) Standards” establishes standard practices for HDD projects that will help ensure public safety and protect existing underground facilities within the City (September 18, 2006)
- ◆ Council Policy #030 entitled “Council Communications – Communications Stipend” provides an effective and economical way to communicate important information to elected officials in a timely manner (October 16, 2006)
- ◆ Council Policy #516 entitled “Sports Team Programs” revises an earlier policy establishing guidelines for the registration and membership in Prairie Village Sports Team Programs (November 6, 2006)
- ◆ Council Policy #202 entitled “Driveway Standards” amends the policy to permit materials other than concrete for driveways in the city right-of-way (November 20, 2006)

9 Personnel Policies Adopted

- Personnel Policy #800 “Recruitment and Selection” This policy change provided clarification and established procedures regarding the recruitment and selection process (March 20, 2006)
- Personnel Policy #920 “Call Back Pay” This policy change provided clarification and established procedures regarding call back pay (March 20, 2006)
- Personnel Policy #1010 “Workers Compensation” This policy change removed the required drug/alcohol test following an on-the-job injury (March 20, 2006)
- Personnel Policy #1097 “Flu Shot Policy” This policy establishes flu shots as an annual program offered by the City (March 20, 2006)
- Personnel Policy #1095 “Recreation Memberships” This policy change removed the reference to tennis memberships as tennis memberships are no longer offered by the City (May 1, 2006)
- Personnel Policy #1005 “Vacations” This policy change allow the immediate us of vacation leave by employees as the benefit is accrued (October 16, 2006)
- Personnel Policy #935 “Cellular Phones” This new policy established guidelines and procedures for authorization of cellular phones for employees (December 18, 2006)
- Personnel Policy #1012 “Civil Leave” This policy change provided clarification and procedures for the use and documentation of Civil Leave (December 18, 2006)
- Personnel Policy #900 “Wage/Salary Administration” This program was amended with the attachment of the 2007 Salary Ranges adopted by the City Council (December 18, 2006)

Committee Appointments

Joe Zimmerman	Board of Code Appeals
Robert Hutton	Board of Code Appeals
Kenneth Poe	Board of Code Appeals
Lori Sitek	Civil Service Commission
Thomas Brill	Civil Service Commission
Janette Morgan	Communications Committee
Christine Adams	Communications Committee
Don Landes	Environment/Recycle
Mary Montello	Environment/Recycle
Ben Riggins	Environment/Recycle
Lisa Riggins	Environment/Recycle
Kathy Riordan	Environment/Recycle
Wayne Sangster	Environment/Recycle
Margaret Thomas	Environment/Recycle
Mely Ballard	Environment/Recycle
Margaret Goldstein	Environment/Recycle
Anne-Marie hedge	Environment/Recycle
Cheryl Landes	Environment/Recycle
Dewey Ziegler	Environment/Recycle

Dylan Lehrbaum	Environment/Recycle
Pete Jarchow	Environment/Recycle
Peggy Couch	Park and Rec Committee
Clarence Munsch	Park and Rec Committee
Andy Peterson	Park and Rec Committee
Zachary Hardy	Park and Rec Committee
James Reimer	Park and Rec Committee
James Bernard	Park and Rec Committee
Ken Vaughn	Planning Commission/BZA
Nancy Vennard	Planning Commission/BZA
Marc Russell	Planning Commission/BZA
Thomas Marsh	PV Arts Council
Annie Brabson	PV Arts Council
Inge Dugan	PV Arts Council
Jan Marsh	PV Arts Council
Leigh Nelson	PV Arts Council
Pam Marshall	PV Arts Council
John (Jack) Shearer, II	PV Arts Council
Gary Haulmark	PV Arts Council
Richard Bills	Sister City Committee
Alyce Grover	Sister City Committee
Cindy Dwigans	Sister City Committee
Allan Beshore	Sister City Committee
James Hohensee	Sister City Committee
Alexandra Thompson	Sister City Committee
Robert Moffat	Sister City Committee
Luci Mitchell	Tree Board
Jack Lewis	Tree Board
Laura Deaver	Tree Board
Linda Bishop	Tree Board
Art Kennedy	Tree Board
M. Brad Watson	Municipal Judge

Planning and Zoning

PLANNING COMMISSION

◆ **Five public hearings were held regarding subdivision and zoning regulations**

- PC2005-06 - Public Hearing held on the following revisions –
PVMC 19.44.025 – “Fence Regulations”
- PC2006-02 - Public Hearing held on the following revisions –
PVMC 19.34.035(C)– on the sale of cereal malt beverages at service stations
- PC2006-03 - Public Hearing held on the following revisions –
PVMC 18.18 – on new Building Line Modification regulations/procedures
- PC2006-04 - Public Hearing held on the following revisions –
PVMC 19.49.015(L) – Sign regulations on “informational signs”
- PC2006-13 - Public Hearing held on the following revisions –
PVMC 19.48 - “Sign Regulations”

◆ **Special Use Permits: Three applications approved within 60 days by the Planning Commission**

- | | | |
|--|--|--|
| <ul style="list-style-type: none"> • 2005-05 • 2006-06 • 2006-11 • 2006-19 | <p>Cingular Wireless
69th Terrace & Roe</p> <p>Sprint/Nextel
1900 West 75th Street</p> <p>Sprint/Nextel
7321 Mission Road</p> <p>Cingular Wireless
7700 Mission Road</p> | <p>Wireless Communication Antenna & Equipment
Still under Consideration</p> <p>Wireless Communication Antenna & Equipment
Approved by City Council</p> <p>Wireless Communication Antenna & Equipment
Approved by City Council</p> <p>Wireless Communication Antenna & Equipment
Still under Consideration by Council</p> |
|--|--|--|

◆ **Conditional Use Permits: Nine applications approved within 60 days by the Planning Commission**

- | | | |
|---|---|--|
| <ul style="list-style-type: none"> • 2006-08 • 2006-09 • 2006-10 • 2006-12 • 2006-14 • 2006-15 • 2006-16 • 2006-17 • 2006-18 | <p>AT&T – 5431 Somerset</p> <p>AT&T – 8220 Briart</p> <p>AT&T – 5324 West 87th Street</p> <p>AT&T – 9321 Delmar</p> <p>AT&T – 8300 Mission Road</p> <p>AT&T – 7825 Juniper</p> <p>AT&T – 8099 Mission Road</p> <p>AT&T – 5620 West 81st Street</p> <p>AT&T – 3500 West 79th Street</p> | <p>Communication Utility Boxes</p> <p>Communication Utility Boxes</p> <p>Communication Utility Boxes</p> <p>Communication Utility Boxes</p> <p>Communication Utility Boxes</p> <p>Communication Utility Boxes</p> <p>Communication Utility Boxes</p> <p>Communication Utility Boxes</p> <p>Communication Utility Boxes</p> |
|---|---|--|

◆ **Vacation of Easement: One application approved**

- | | | |
|--|--------------------|------------------------|
| <ul style="list-style-type: none"> • 2006-113 | <p>B.J. Fevold</p> | <p>7922 Reeds Road</p> |
|--|--------------------|------------------------|

◆ **Plat/Replat Approval: One application heard**

- | | | |
|--|------------------------|---|
| <ul style="list-style-type: none"> • 2006-114 | <p>Daniel Anderson</p> | <p>Revised Plat – 3308 West 71st Street - Withdrawn.</p> |
|--|------------------------|---|

◆ **Site Plan Approvals: Five applications heard**

- 2006-105 Daniel Andersen 3308 West 71st Street
- 2006-109 David Smalley 4010 Homestead - Denied
- 2006-110 Eric & Linda Powers 2903 West 71st Terrace
- 2006-01 Block & Company 7920 State Line Road
- 2006-07 Rex Sharp 5301 West 75th Street

◆ **Building Line/Building Elevation Modification - Five applications approved**

- 2006-102 Daniel Andersen 3308 West 71st Street
- 2006-106 Greg & Victoria Muehlebach 8910 Delmar
- 2006-111 B. J. Fevold 7922 Reeds Road
- 2006-115 Thomas Boozer 8700 Catalina
- 2006-107 Mark English 2000 West 71st Street (Building Elevation)

◆ **Signage Approval: Five applications approved**

- 2005-121 Steve Chellgren 3500 West 75th Street Signs/ Sign Standards
- 2006-101 Block & Company 7910 State Line Road Signs & Sign Standards
- 2006-108 United Sign for PV Shops 4000 West 71st Street Amend Sign Standards
- 2006-112 Gould & Evans Corinth Square Shopping Center Amend. Sign Standards
- 2006-114 City of Prairie Village City Entrance Signs

◆ **Review of Comprehensive Plan**

BOARD OF ZONING APPEALS

The Planning Commission also serves as the City’s Board of Zoning Appeals. In these meetings, the Commissioners hear appeals of persons affected by decisions or regulations provided by the zoning ordinances. During 2006 the Board of Zoning Appeals met three times and ruled as follows:

- ◆ BZA 2006-01 Approve a variance from PVMC 19.46.015(F) for the property at 7920 State Line Road to allow parking within 15 feet of the public street along State Line Road.
- ◆ BZA 2006-02 Approved a variance from PVMC 19.06.035 for the property at 2412 West 71st Street for a reduction in the rear yard setback from 25 feet to approximately 13 feet 6 inches for only the proposed garage and storage area as presented.
- ◆ BZA 2006-03 Approved a variance from PVMC 19.06.030 for the property at 7922 Reeds Road for a reduction in the side yard setback from 5 feet to 3 feet for only the proposed garage and kitchen expansion contingent upon received a vacation or authorization to encroach the 5 foot utility easement on the north side of the property.

Public Works

INFRASTRUCTURE IMPROVEMENT PROJECTS

2006 Mill & Overlay

Street Segment	To/From	Length
95 th Street	Mission Road to Nall Avenue	5,314
Roe Avenue	91 st Street to 95 th Street	2,490
67 th Terrace	Mission Road to Delmar Street	1133
Number of Street Segments:		3
Total Length of Work:		8,937

2006 Reconstruction

Street Segment	To/From	Length
Reeds Street	69 th Street to 71 st Street	1328
78 th Street	Booth Drive to Booth Street	1361
Granada Lane	70 th Terrace to 71 st Street	450
Roe Circle	Roe Avenue to End	532
77 th Place	Roe Avenue to End	615
Number of Street Segments:		5
Total Length of Work:		4286

2006 Drainage

Location	Amount	
NONE	\$0	
Total Drainage		\$0

2006 Crack and Slurry Seal Streets

Street Segment	From/To	Length
64 th Street	Hodges Drive/Roe Avenue	1263
65 th Place	Nall Avenue/65 th Terrace	908
65 th Terrace	Nall Avenue/65 th Place	920
68 th Terrace	Delmar Street/Mission Road	1140
69 th Street	Fonticello/Roe Avenue	1321
69 th Street	Nall Avenue/Fonticello	1295
69 th Street	Oxford/Roe Avenue	1084
72 nd Street	Roe Avenue/Tomahawk Drive	1341
72 nd Terrace	High Drive/Eaton Drive	786
74 th Street	Village Drive/Mission Road	1868
75 th Place	Norwood Street/Belinder Street	473
77 th Street	Booth Street/Belinder Street	988
77 th Street	Juniper/Briar	444
77 th Street	Nall Avenue/Juniper	1459
77 th Street	Roe Avenue/Fontana Street	526
80 th Street	81 st Street/Roe Avenue	922
80 th Street CDS	80 th Street/CDS	368
81 st Street	80 th Street/Roe Avenue	1423
81 st Street	Nall Avenue/Rosewood Drive	1442
84 th Street	Fontana Street/Delmar Street	417
Alhambra St. CDS	Alhambra Street/CDS	350
Alhambra Street	Mission Road/89 th Street	1486
Dearborn Drive	Tomahawk Drive/79 th Street	634
El Monte Drive	79 th Street/82 nd Street	1952
Fairway	75 th Street/77 th Street	1284
High Drive	Booth Drive/75 th Street	610
Nall Avenue	79 th Street/83 rd Street	2644
Nall Avenue	83 rd Street/87 th Street	2647
Nall Avenue	87 th Street/Somerset Drive	2656
Nall Avenue	Somerset Drive/95 th Street	2632
70 th Terrace	Roe Avenue/71 st Street	1654
72 nd Street	High Street/Eaton Street	785
72 nd Terrace	Cherokee Drive/73 rd Street	1400
73 rd Street	Belinder Avenue/Cherokee Drive	1653
77 th Street	Booth Drive/Booth Street	1015
82 nd Street	Roe Avenue/Somerset Drive	1452
88 th Street CDS	Somerset Drive/CDS	1148
92 nd Terrace	Roe Avenue/Delmar Drive	1085
Booth Drive	71 st Terrace/73 rd Street	948
Booth Street	77 th Street/Somerset Drive	1371
Briar Street	77 th Street/Roe Avenue	1230
Briar Street	Rosewood Drive/83 rd Street	1172
Canterbury Street	Somerset Drive/81 st Street	402
El Monte Street	91 st Street/92 nd Terrace	1068
Granada Drive	70 th Terrace/71 st Street	475
High Drive	71 st Terrace/73 rd Street	942
Juniper Drive	79 th Street/Roe Avenue	2536
Rainbow Drive	Belinder Street/Booth Street	1495
Rainbow Drive	Norwood Street/Belinder	517
Rosewood Drive	79 th Street/Roe Avenue	2992

Stateline Rd (S/B only)	71 st Street/75 th Street	2747
77 th Street	Belinder Avenue/Norwood Drive	545
68 th Street	Fonticello Street/Nall Avenue	1317
72 nd Street	Eaton Street/High Street	785
76 th Street	Colonial Drive/Lamar Avenue	1619
Aberdeen	79 th Street/Fairway	431
74 th Street	Eaton/High Drive	836
Buena Vista	71st Street/Mission Road	1165
66 th Street	Hodges Drive/65 th Terrace	849
73 rd Terrace	Belinder Avenue/Cherokee Drive	1555
74 th Street	Belinder Avenue/73 rd Terrace	1385
74 th Terrace	Eaton Street/Booth Street	1258
74 th Terrace	Mission Road/Village Drive	2098
81 st Terrace	Nall Avenue/Outlook Lane	1171
82 nd Street	Nall Avenue/Reeds Lane	804
Briar Lane	83rd Street/86 th Street	1946

Number of Street Segments:	66
Total Length of Work:	83,139

Calls for Service Report

The Prairie Village Police Department provides a full range of law enforcement services to the communities it serves. The Department's calls for service requests decreased in 2006 compared to the previous year, but this again appears to be indicative of the extremely low crime and accident rate both cities experienced in 2006.

TOTAL CALLS FOR SERVICE

	2003	2004	2005	2006	AVERAGE
Prairie Village	10,792	9,695	9,409	8,475	9,854
Mission Hills	2,558	3,160	2,896	2,634	2,812
TOTAL	13,350	12,855	12,305	11,109	12,404

SUPICIOUS INCIDENTS

Control of crime in a community can only be successful if a partnership exists between the Police Department and the community it serves. Citizens who are alert and report suspicious persons and vehicles in their neighborhoods can greatly increase the effectiveness of police officers. The Department's excellent two-to-four minute average response time to a call for service emphasizes the importance of citizen assistance. Following is a breakdown of the 2006 citizen reports for assistance:

	PRAIRIE VILLAGE	MISSION HILLS	TOTAL
Check Unoccupied Vehicle	149	24	173
Check Occupied Vehicle	258	54	312
Drunk Driver	60	6	66
Check Building/Residence	201	67	268
Noise Complaint	130	37	167
Suspicious Noise	9	5	14
Ordinance Violation	30	17	47
Solicitor	48	43	91
Suspicious Persons	244	44	288
Prowlers	21	1	22
Suspicious Activity	229	50	279
TOTAL	1,379	348	1,727
% OF CALLS FOR SERVICE	16.27%	13.21%	15.55%

CITIZEN ASSISTS

The Department has always set a goal to provide basic services to the communities we serve that are not considered traditional police functions. Requests of this nature in 2006 were:

	PRAIRIE VILLAGE	MISSION HILLS	TOTAL
Animal Complaints	837	133	970
Civil Matters	150	9	159
Motorist Assists	159	15	174
Residential Lockouts	4	2	6
Utility Problems	78	12	90
Vehicle Lockouts	188	17	205
TOTAL	1,416	188	1,604
% OF CALLS FOR SERVICE	16.71%	7.14%	14.44%

ALARM CALLS

Type of Alarm	2003	2004	2005	2006	Average
Outside Audible	15	24	28	44	28
Bank/Savings & Loan	56	52	57	55	55
Commercial	304	298	272	257	283
Residential	1,773	1,680	1,466	1,285	1,551
School/Church	22	49	60	37	42
Vehicle	5	7	6	3	5
TOTAL	2,175*	2,110	1,889	1,681	1,964

*Data updated reflect accurate/consistent data.

PATROL ACTIVITY

	2003	2004	2005	2006	Average
Arrests	1,225	1,562	1,327	1,170	1,321
DUI	270	448	307	200	306
Parking	488	402	287	322	375
PV Summons	6,638 (73.7%)	7,108 (76.5%)	6,557 (77.5%)	9,546 (79.8%)	7,462 (77.1%)
MH Summons	2,374 (26.3%)	2,148 (23.5%)	1,905 (22.5%)	2,414 (20.2%)	2,210 (22.9%)
Total Summons	9,012	9,292	8,462	11,960	9,682

PRAIRIE VILLAGE
2006 Motor Vehicle Accident Summary

A check of historical data demonstrates for the second year in a row this is one of the lowest number of motor vehicle accidents in Prairie village since 1977, slightly up from the excellent year experienced in 2005. The vast majority of accidents continue to occur on public streets and include property damage as a result of the accident. Walk-in accident reports, which are not investigated by the Department, decreased from 72 in 2005 to 47 in 2006.

Class	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2005/ 2006	10-yr. AVG.
Fatal Accident	1	0	1	2	1	2	0	0	0	0	0	0.7
Personal Injury	56	49	44	37	52	45	31	28	30	32	+2	40.4
Property Damage	535	583	582	595	595	535	533	569	461	501	+40	548.9

On-Street Total	509	550	521	523	541	496	470	509	422	461	+39	500.2
Private Property	82	82	106	111	107	86	94	88	69	72	+3	89.7

TOTAL	591	632	627	634	648	582	564	597	491	533	+42	589.9
--------------	-----	-----	-----	-----	-----	-----	-----	-----	-----	------------	-----	-------

MISSION HILLS
2006 Motor Vehicle Accident Summary

The data shows that 2006 was an elevated year for motor vehicle accidents in Mission Hills. The total number of motor vehicle accidents of 60 was 15 higher than 2005 and 8 higher than the ten-year average. The good news is that the City had only one personal injury during the year.

Class	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2005/ 2006	10-yr. AVG.
Fatal Accident	0	0	0	0	0	0	0	0	0	0	0	0
Personal Injury	8	8	5	3	4	2	5	1	3	1	-2	4.0
Property Damage	57	46	58	39	50	53	26	52	42	59	+17	48.2

On-Street Total	64	52	59	40	49	47	29	50	37	54	+17	48.1
Private Property	1	2	4	2	5	8	2	3	8	6	-2	4.1

TOTAL	65	54	63	42	54	55	31	53	45	60	-15	52.2
--------------	----	----	----	----	----	----	----	----	----	-----------	-----	------

**Prairie Village
Ten-Year Crime Summary**

OFFENSE	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	10-Year Average
Homicide	0	0	0	0	0	0	0	0	0	0	0
Rape	2	1	3	2	5	3	0	3	5	2	206
Robbery	1	1	4	7	7	14	4	3	8	4	5.3
Assault	103	92	90	71	66	78	111	93	97	65	86.6
Burglary	172	170	117	124	168	198	123	81	56*	30	123.9
Theft	309	296	223	246	227	210	200	181	224*	212	232.8
Auto Theft	28	24	20	29	29	27	9	13	21	15	21.5
Arson	1	1	4	3	3	7	8	6	5	2	4.0
Forgery	78	128	23	21	56	32	24	10	15	21	40.8
Fraud	2	0	0	10	4	8	1	5	11	23	6.3
Crim. Damage	101	91	108	111	86	106	65	69	101	108	94.6
Sex Offenses	5	8	9	12	15	8	12	14	9	6	9.8
TOTAL	802	812	601	636	666	691	557	478	552	488	628.2

*Due to a state statute change, burglary to auto is classified as a theft from auto in 2005. As a result, burglary numbers in 2005 and beyond are reduced and theft numbers are increased.

**Mission Hills
Ten Year Crime Summary**

OFFENSE	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	10-Year Average
Homicide	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	1	0	0	0	0	.1
Robbery	0	0	0	0	0	0	0	0	2	0	.2
Assault	10	9	4	4	4	4	5	6	5	6	5.7
Burglary*	37	36	67	110	62	62	14	12	1	11	41.1
Theft	19	26	19	16	17	27	25	14	20	27	21.0
Auto Theft	0	9	5	11	8	8	3	1	1	4	5.0
Arson	0	0	0	1	1	2	0	1	0	0	.5
Criminal Damage	16	18	17	18	19	16	13	7	2	15	14.1
Sex Offenses	1	2	2	1	1	0	0	0	1	0	.8

TOTAL	83	100	114	161	112	120	60	41	32	63	88.6
--------------	-----------	------------	------------	------------	------------	------------	-----------	-----------	-----------	-----------	-------------

Drug Violations	13	15	12	15	21	11	20	18	12	4	14.1
DUI	26	36	38	36	43	47	74	68	52	29	44.9
Liquor Violations	12	21	7	15	27	17	43	10	9	6	16.7
Weapons	0	3	0	1	0	0	2	0	0	0	.6

TOTAL	51	75	57	67	91	75	139	96	73	39	76.3
--------------	-----------	-----------	-----------	-----------	-----------	-----------	------------	-----------	-----------	-----------	-------------

*Due to a state statute change, burglary to auto is classified as a theft from auto in 2000. As a result, in 2006 and beyond burglary numbers are reduced and theft numbers increased.

**Prairie Village – Mission Hills
Final Crime Report - 2006**

CRIME	2003	2004	2005	2006	AVERAGE	2006 +/- AVG
Homicide	0	0	0	0	0.00	0.00
Rape	0	3	5	2	2.50	-0.50
Robbery	4	3	10	4	5.25	-1.25
Assault	116	99	102	71	97.00	-26.00
Burglary	89	65	57	41	63.00	-22.00
Residence	76	43	36	24	44.75	-20.75
Business	13	6	17	17	18.25	-1.25
Miscellaneous	0	16	4	0	5.00	-5.00
Theft	225	195	244	239	227.00	12.00
Auto Theft	12	14	22	19	16.75	2.25
Arson	8	7	5	2	5.50	-3.50
Forgery	24	10	15	21	17.50	3.50
Fraud	1	8	11	23	10.75	12.25
Criminal Damage	75	76	103	123	95.00	28.00
Sexual Offenses	12	14	10	6	10.50	-4.50
TOTAL	569	494	584	551	550.75	0.25

ACCIDENTS	2003	2004	2005	2006	AVERAGE	2006 +/- AVG
Fatal	0	0	0	0	0.00	0.00
Street – Injury	34	29	32	33	32.00	1.00
Street – Property + \$1000*	422	480	375	390	416.75	-26.75
Street – Property - \$1000*	43	50	52	45	47.50	-2.50
Private – Injury	2	0	1	0	0.75	-0.75
Private – Property	94	91	76	78	84.75	-6.75
Walk-In – Property	75	70	72	47	66.00	-19.00
TOTAL	670	720	608	593	647.75	-54.75

TOTAL CALLS	13,350	12,855	12,305	11,109	12,404.75	-1,295.75
--------------------	---------------	---------------	---------------	---------------	------------------	------------------



PRAIRIE VILLAGE POLICE DEPARTMENT

CHARLES F. GROVER - CHIEF OF POLICE

INTEROFFICE MEMORANDUM

DATE: January 11, 2007
TO: Internal Investigation File
FROM: Chief Charles F. Grover
TOPIC: 2006 ANNUAL STATISTICAL SUMMARY OF COMPLAINTS

During 2006, the Prairie Village Police Department received and investigated 20 complaints concerning Department personnel, policies, procedures, or operations as required by Written Directive 52.1. This number is above the the-year average of 18.9.

1997	1998	1999	2000	2001	2002	2003	2004	2005	2006
15	26	15	18	12	24	24	17	18	20

Of the 20 complaints reported to Department supervisors, 14 were placed in the Resolved by Complainant/Supervisor category where "...an explanation by a supervisor as to why the Department legally and properly performed in a certain manner..." was accepted by the complainant, or the supervisor agreed an employees' performance was not within Department standards.

Five complaints were Resolved at the Chief of Police level. In these cases, the complaint cannot be resolved between the supervisor and the complainant, as the complainant does not accept the explanation provided by the Department. As a result, the Chief of Police must make a determination if further investigation is warranted.

One complaint was investigated by a formal Internal Investigation to determine the correctness of the Department/employee's actions.

Resolved by Supervisor	14
Resolved by Chief of Police	5
Internal Investigation	1
TOTAL	20

The following table indicates the sex of the complainants:

Female	13
Male	7

The following table indicates the race/ethnicity of the complainants:

Asian	0
Black	6
Hispanic	0
White	13
Unknown	1

The following table is a listing of the non-internal investigation complaints, how the complaint was resolved and the findings into the matter by the Department. It should be remembered that in some cases, multiple allegations of misconduct are made on a single complaint; therefore, the total number of allegations is more than the number of complaints.

COMPLAINT	RESOLVED/SUP.	RESOLVED/CHIEF	SUSTAINED
Courtesy	6	1	2
Unacceptable Performance	3	0	2
Unsafe Vehicle Operation	1	0	0
Abuse of Process	0	1	0
Harassment	1	0	0
Equal Protection	1	2	0
Abuse of Authority	2	2	0
<i>TOTAL</i>	14	6	4

One complaint required a formalized Internal Investigation. The table below reflects the allegation that caused the internal investigation and the results.

COMPLAINT	FINDING
Courtesy	Exonerated
Use of Force	Exonerated

The Department received three complaints in 2006 regarding equal protection, or the more common term of bias-based policing. In one complaint, the complainant would not return several phone calls by the investigator for us to move forward on the allegation. A thorough investigation into the other two complaints, by using the in-car DVD system and statistics kept by the Department, demonstrated there was no policy violation by the officers.

HISTORICAL PERSPECTIVE

In some instances, especially when the numbers for a year are relatively few, a historical perspective of the complainants and type of complaints provides one with a clearer picture of the types of complaints handled by the Department. The following provides this point of view from a ten year perspective.

SEX OF COMPLAINANT	
Female	110
Male	75

RACE/ETHNICITY OF COMPLAINANT	
Asian	1
Black	51
Hispanic	2
White	130
Unknown	1

TYPES OF COMPLAINTS	
Abuse of Process	12
Abuse of Position	1
Conformance to Law	2
Unprofessional Conduct	7
Courtesy	85
Equal Protection	30
Unreasonable Force	9
Illegal Arrest	1
Illegal Search/Seizure	8
Inaccurate Report	2
Limits of Authority	3
Theft	2
Mistreatment of Prisoners	1
Unsafe Vehicle Operation.	11
Unacceptable Performance	21
Harassment	2
Abuse of Authority	4

Animal Control Summary

PRAIRIE VILLAGE	2003	2004	2005	2006*	Average
Impoundment Violations	165	146	115	128	138
Live Animal Calls	100	158	151	110	129
Dead Animals Picked Up	88	144	98	191	130
Complaints Issued	70	155	35	16	69
CSO Calls	641	670	410	656	594
Patrol Calls	234	201	315	181	232
Animals Returned to Owner	114	103	46	82	86
TOTAL	1,412	1,577	1,170	1,364	1,380

MISSION HILLS	2003	2004	2005	2006*	Average
Impoundment Violations	14	26	13	11	16
Live Animal Calls	16	33	8	12	17
Dead Animals Picked Up	14	20	11	17	15
Complaints Issued	0	0	1	4	1
CSO Calls	158	98	68	97	105
Patrol Calls	23	43	32	36	33
Animals Returned to Owner	10	10	2	18	10
TOTAL	235	230	135	195	198

*Community Service not fully staffed until 5/1/06.

Codes Administration

CONSTRUCTION PROJECTS

2006 Construction Statistics

Permits Issued	1,169
Inspections	2,309
Wait time for inspections	1 ½ days
Plan reviews performed	333
Plan reviews turnaround time	5 days

Major Constructions Projects

Name	Address	Project	Construction Value
Briarwood Elementary School	5300W 86 th St.	Gymnasium & Upgrades	\$1,713,393
Indian Hills Middle School	6400 Mission Rd.	Science Lab & Upgrades	\$639,992
Windsor-Continental Bldg.	3500 W 75 th St.	Exterior Building Improvements	\$120,000
Station Development	3515 W 75 th St.	Tenant Improvements	\$146,500
Mission Road Antique Mall	4101 W 83 rd St.	Elevator	\$157,000
Zeke's Paint Store	3909 Prairie Ln.	Tenant Improvements	\$143,000
Warden Dental	2200 W 75 th St.	Tenant Improvements	\$117,000

Remodeling/New Home Statistics

	Number	Construction Value
Residential Remodeling Projects	133	\$6,597,272
New Homes	5	\$4,031,170

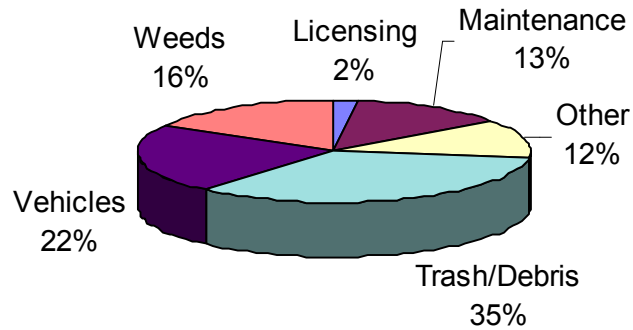
Permits Issued for New Homes

Address	Construction Value
4806 W 68 th St.	\$637,000
3000 W 71 st St.	\$620,000
8919 Catalina	\$1,000,000
8910 Delmar	\$989,170
8414 Fontana	\$785,000

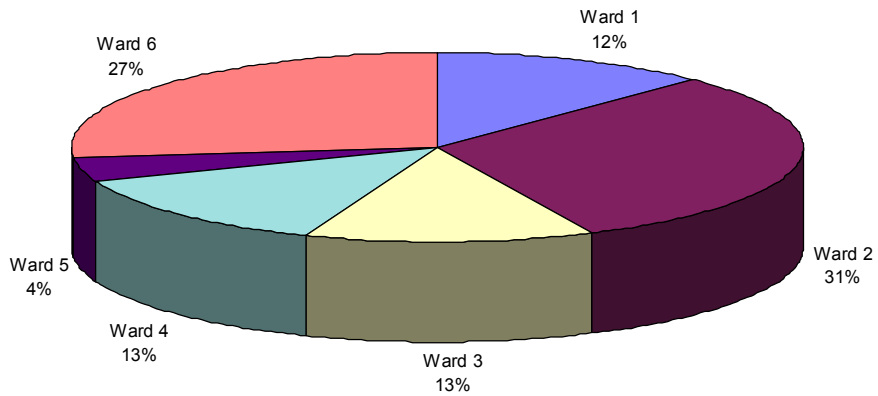
CODE ENFORCEMENT STATISTICS - 2006

Cases	866
Clearance Rate	98%
Average days to resolve	9
Cases Referred to Municipal Court for Prosecution	43

2006 Code Violations by Type



2006 Code Violations by Location



Community Programs

Arts Council Exhibits - 2006

Month	Artist	Type of Art
January	Gary Mehl / Art Whorton	Mixed Media
February	Gary Mehl / Art Whorton	Mixed Media
March	Virginia Fortner	Watercolors
April	Bobbi Toyne / Bess Duston	Mixed Media
May	Alfie, Carrington, Duwe, Nichols, Wendlandt	Pastels
June	Kevin Spykerman	Oils / Illustrations
July	Pat Deeter	Watercolors / Pastels
August	Walsh, Roush, Bennett	Pastels
September	Dale Cole, Rick Scaletty	Photography
October	Sr Arts Council	Mixed Media
November	MAPS	Pastels
December	Marearl Denning	Photos / Ceramics

In addition to the monthly art exhibits, the Prairie Village Arts Council:

- Co-Sponsored the afternoon concert at VillageFest
- Provided hospitality to the artists at the 2006 Prairie Village Art Show
- Provided \$1,000 in scholarships to the Johnson County Arts Council's Shooting Stars Program

Peanut Butter Week

In October, Prairie Village celebrated its 22nd annual Peanut Butter Week Campaign and presented the harvesters Community Food network with over 6,000 pounds of peanut butter and \$930 in monetary donations. Sponsors of this year's food drive included churches, schools, day care providers and Prairie Village's two retirement communities, Claridge Court and Brighton Gardens. Two local businesses, Sterling Financial and Individual Assurance Company also made significant donations of peanut butter.

Municipal Foundation

Through a cooperative program with the Johnson County Human Services & Aging Department, the City and the Prairie Village Municipal Foundation provided \$1,050 in utility assistance funds to 68 Prairie Village residents in 23 households.

Total donations received in 2006:	\$11,710.63
Minor Home Repair Program	\$4,000.00

Tree Board

The Tree Board met seven times in 2006. Their activities included:

- Completed inventory of all trees in City parks.
- Conducted an Arbor Day ceremony on April 29 at Franklin Park and planted a butterfly magnolia tree to recognize the contributions of Shelly Trewoola to the Tree Board and Parks and Recreation Committee.
- Revised City modified the City approved tree list after comparing it with the recently published tree list from Kansas Forest Service
- Inaugurated an Arboretum program for each City park by identifying less than common tree species.
- Conducted the Annual Fall Seminar on October 4th where presentations were made on care of trees and recognition of new Champion Trees in the City.

Prairie Village Environmental Committee

The Prairie Village Environmental Committee continued its sponsorship of the Shawnee Mission East High School Earth Fair celebration.

The fifth annual **Community Forum on Kansas Environmental Issues** was held at Village Presbyterian Church on October 12, 2006. The Community Forum is sponsored by Kansas Natural Resource Council and the Prairie Village Environmental Committee. The event began with exhibits showcasing major environmental organizations working to improve and preserve natural resources in Kansas. A community supper of locally grown foods catered by the Blue Bird Bistro followed the exhibits.

After supper there was a presentation on a timely Kansas environmental issue. The topic of the 2006 Forum was on food production, led by Dr. Ken Warren, Managing Director of the Land Institute in Salina, KS.

VillageFest – The committee sponsored a booth at VillageFest that included a game about energy conservation, gave away compact fluorescent bulbs, and coordinated the recycling at the event.

Streamway Sign – The Committee worked with the Park & Recreation Committee to design an interpretive streamway sign which will be installed at Schliffke Park at Tomahawk & Mission Roads.

Ongoing Efforts:

- Committee members continue to coordinate recycling efforts at the 7301 Mission Road office building.
- Committee members continue to maintain a literature rack at the Corinth Library.
- Two committee members attended “Climate Project” training sponsored by Al Gore. They plan to present to various community groups in the future regarding the impact of global warming on the environment.

SOLID WASTE MANAGEMENT

The City contracts with Deffenbaugh Disposal Service to provide solid waste, recycling, and composting services to Prairie Village residents who participate in this City-sponsored program.

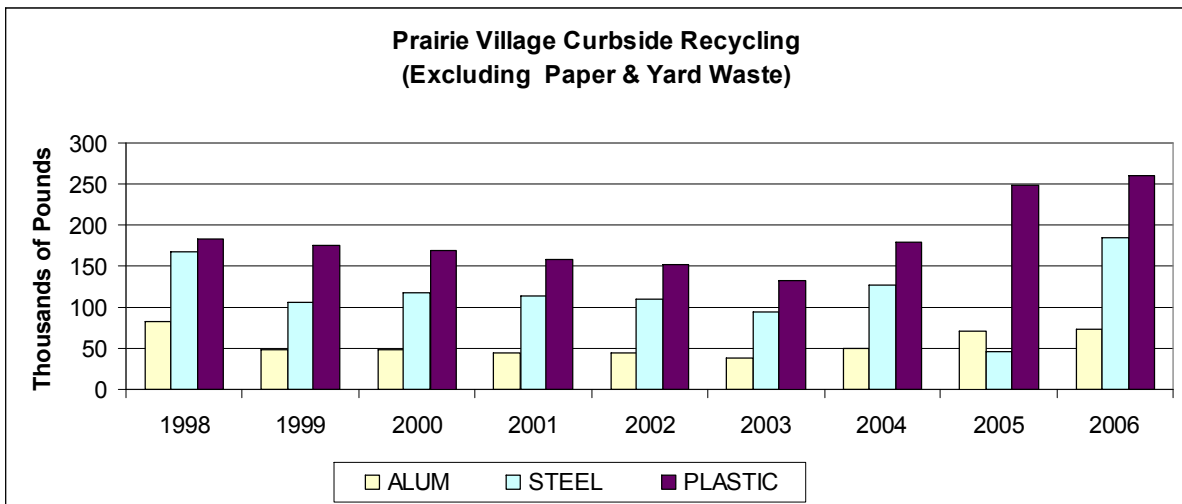
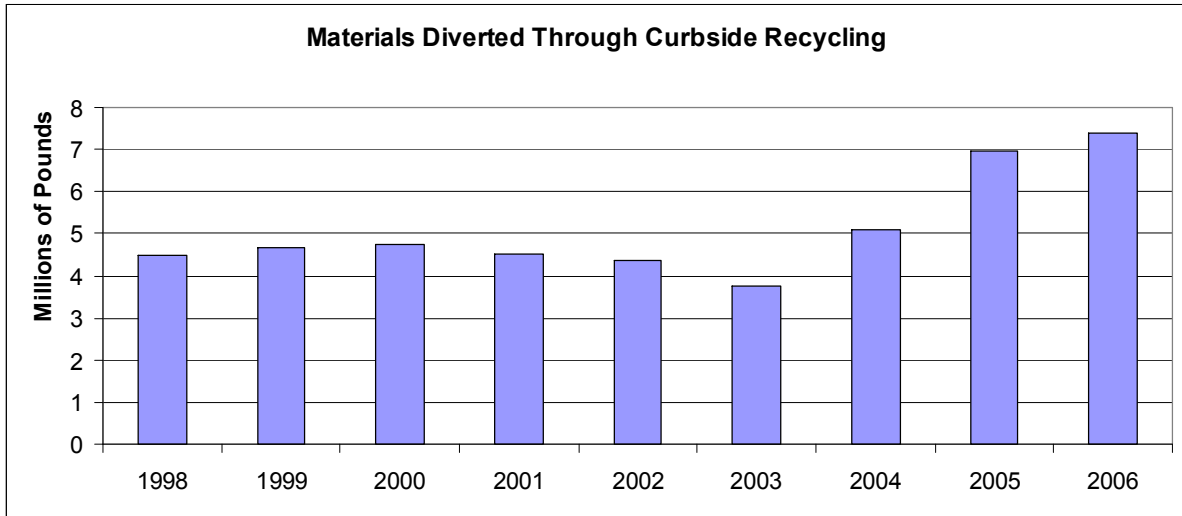
2006 Trash Complaints by Type

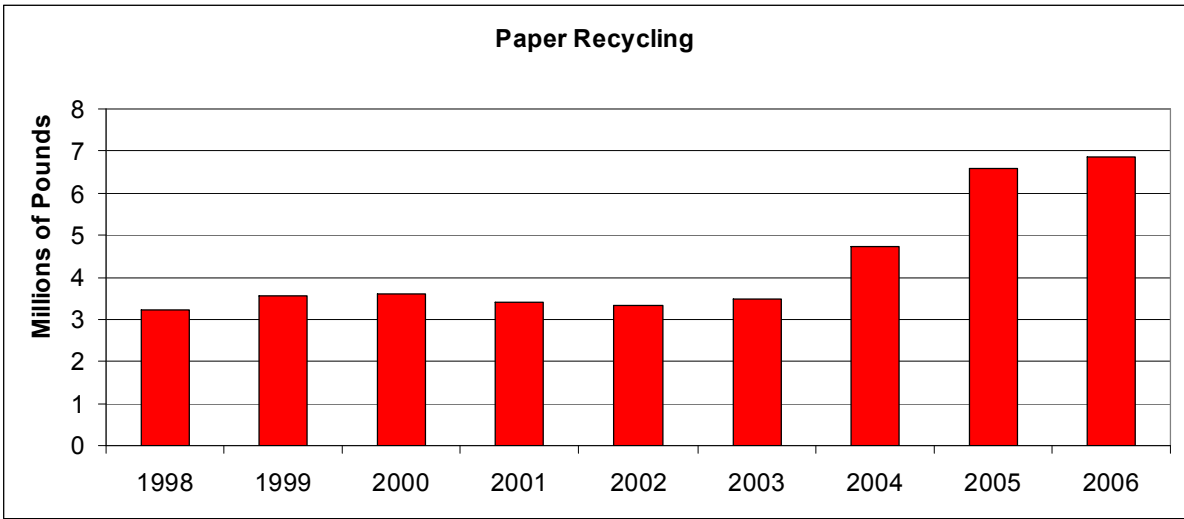
Missed Household trash	100
Missed Recyclables	37
Missed Yard Waste	66
Requests for Recycle Tubs	164
Misc. Calls/complaints	26
Total	<u>393</u>

Curbside Recycling by Month - 2006

	PAPER	ALUMINUM	STEEL	PLASTIC	YARD WASTE	TOTAL
JAN	569,097	6,119	15,298	21,418	225,940	837,872
FEB	476,455	5,123	12,808	17,931	131,560	643,877
MAR	583,432	6,273	15,684	21,957	154,420	781,766
APR	525,899	5,655	14,137	19,792	388,120	953,603
MAY	600,482	6,457	16,142	22,599	406,260	1,051,940
JUN	609,512	6,554	16,385	22,939	278,370	933,760
JUL	520,006	5,591	13,979	19,570	324,220	883,366
AUG	601,298	6,466	16,164	22,629	393,170	1,039,727
SEP	553,074	5,947	14,868	20,815	424,630	1,019,334
OCT	571,997	6,151	15,376	21,527	403,160	1,018,211
NOV	625,941	6,731	16,826	23,557	735,150	1,408,205
DEC	642,077	6,904	17,260	24,164	451,800	1,142,205
TOTAL	<u>6,879,270</u>	<u>73,971</u>	<u>184,927</u>	<u>258,898</u>	<u>4,316,800</u>	<u>11,713,866</u>

Curbside Recycling History





2006 Prairie Village Recreational Program Wrap-Up

The City of Prairie Village strives to provide citizens with excellent recreational opportunities during the summer months. Many of these activities are held at the **Prairie Village Municipal Swimming Pool**, this year celebrating its 50th Anniversary! Pool attendance exceeded 70,000 guests.

The **Swim Team** finished in 6th place at the All City Swimming Championship this year with a team of 204 competitive and non-competitive swimmers. Collectively, the team improved more than 500 points from the previous year and was 3-3 in dual meets.

The **Synchronized Swim Team** ended their season on July 30th by performing the 47th Annual Water Show in Prairie Village. This year's show, "Aqua Seuss" was performed by a team of 37 swimmers. The team enjoyed significant publicity in 2006 by being featured in the Kansas City Star, the Johnson County Sun, and in a KMBC 9 News sports segment.

The **Dive Team** finished sixth at All-City in 2006.

The Prairie Village club of **Junior Tennis League** grew to 104 participants in 2006.

Instruction was provided to 86 youth in Pee Wee, Mighty Mites and Future Stars courses, and over 80 private and semi-private lessons were taught to children and adults this summer.

Recreation Programs

Swimming Pool Membership Revenue

<u>Revenue Source</u>	<u>2006 Revenue</u>	<u>2006 Members</u>	<u>2005 Revenue</u>	<u>2005 Members</u>	<u>2004 Revenue</u>	<u>2004 Member</u>
Resident						
Family Membership	\$90,688.00	3,055	\$87,877.50	3,049	\$104,202.00	3,217
Two-Person Family Membership	\$8,733.00	142	\$7,800.00	133	N/A	N/A
Individual Membership	\$10,571.00	155	\$10,980.00	189	\$8,892.00	156
Senior Membership	\$4,715.00	98	\$4,162.50	92	\$3,526.00	86
10 Swim Cards	\$9,720.00	243	\$10,080.00	252	\$7,770.00	185
Resident Subtotal	\$124,427.00	3693	\$120,900.00	3,715	\$124,390.00	3,644
Non-Resident						
Family Membership	\$42,624.00	750	\$40,430.00	753	\$48,135.50	716
Individual Membership	\$4,522.00	34	\$5,720.00	46	\$5,626.00	49
Child Membership	\$3,867.50	44	\$5,657.00	68	\$6,510.00	78
Senior Membership	\$1,305.00	15	\$1,402.50	17	\$1,638.00	20
10 Swim Cards	N/A	N/A	N/A	NA	\$940.00	20
Non-Resident Total	\$52,318.50	843	\$53,209.50	884	\$62,849.50	883
Employee Membership	\$0.00	188	\$0.00	NA	\$0.00	NA
Pool Memberships Total	\$176,745.50	4,724	\$174,109.50	4,599	\$187,239.50	4,527
Replacement Cards	\$3.00	1	\$12.00	4	\$1,442.00	721
Pool Rental	\$2,513.00	7	\$350.00	1	\$1,107.00	3
Miscellaneous Sub-Total	\$2,516.00		\$362.00		\$2,549.00	
Membership & Miscellaneous Total	\$179,261.50		\$174,471.50		\$189,788.50	

2006 Revenue and Expenditures Summary

	Pool		Concessions		Tennis Lessons/JTL		Total	
	2005	2006	2005	2006	2005	2006	2005	2006
<u>Revenue</u>								
Memberships and Cards	171,121.50	176,748.50	NA	NA	NA	NA	174,121.50	176,748.50
Lessons	NA	1,440.00	NA	NA	5,717.00	6,339.00	5,717.00	7,779.00
Pool Daily Admissions	151,680.75	146,554.95	NA	NA	NA	NA	151,680.75	146,554.95
Team Fees	18,260.00	23,244.00	NA	NA	NA	NA	18,260.00	23,244.00
Junior Tennis League	NA	NA	NA	NA	6,966.00	8,235.00	6,966.00	8,235.00
Pool Rental	350.00	2,513.00	NA	NA	NA	NA	350.00	2,513.00
Food Service	NA	NA	53,595.61	48,216.03	NA	NA	53,595.61	48,216.03
Totals	<u>\$344,412.25</u>	<u>\$350,500.45</u>	<u>\$53,595.61</u>	<u>\$48,216.03</u>	<u>\$12,683.00</u>	<u>\$14,574.00</u>	<u>\$410,690.86</u>	<u>\$413,290.48</u>

Expenditures

Personnel	249,995.00	264,470.16	11,298.00	13,280.73	9,203.00	10,689.25	270,496.00	288,440.14
Contract Services	127,994.00	138,204.66	1,110.00	2,239.24	7,381.00	9,035.86	136,485.00	149,479.76
Commodities	63,274.00	58,513.41	33,922.00	32,771.61	1,534.00	2,377.38	98,730.00	93,662.40
Capital Expenditure	0.00	5,939.96	0.00	1,601.00	0.00	0.00	0.00	7,540.96
Bond Redemption	266,928.00	270,045.12	0.00	0.00	0.00	0.00	266,928.00	270,045.12
Totals	<u>\$708,191.00</u>	<u>\$737,173.31</u>	<u>\$46,330.00</u>	<u>\$49,892.58</u>	<u>\$18,118.00</u>	<u>\$22,102.49</u>	<u>\$772,639.00</u>	<u>\$809,168.38</u>

2006

	<u>2006</u>		<u>2006</u>		<u>2006</u>
Total Recreation Operating Costs	461,190	Concession loss	\$1,677	Tennis lesson/JTL deficit	\$7,528
Total PW Maintenance Costs	398,405				
	<u>\$859,595</u>				
Pool Operating Costs offset by pool fees	47%				

2006 Aquatics Teams

Teams	Revenue	Expense
Swim Team	\$17,762	
Coaches and guards		\$ 9,820
Awards		570
Lane ropes (1/2)		583
Wireless Microphone		531
Kickboards		463
Computer Software		0
		<u>11,967</u>
Dive Team	2,545	
Coaches and guards		5,689
Awards		202
		<u>5,891</u>
Synchronized Team	3,492	
Coaches and guards		3,615
Awards		120
Practice stereo and cart		197
AV show rental		500
		<u>4,432</u>
All Teams		
Cabinet		120
Swim & Dive League fees		400
		<u>520</u>
Direct Costs – All Aquatics Teams		<u>\$22,810</u>
Revenue		<u><u>\$23,244</u></u>

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
Monday, March 19, 2007
7:30 p.m.**

- 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 Regular Council Meeting Minutes – March 5, 2007
- 2. Claims Ordinance 2635
- 3. Ratify the Mayor's appointment of Captain John Walter and Captain Wes Jordan to Acting Chief of Police to serve alternating months expiring upon appointment of a Chief of Police.

By Committee:

- 4. Approve the transfer of \$55,000.00 to the Capital Infrastructure Program Project 190855: Tomahawk Road bridge replacement from the Capital Infrastructure Program Street unallocated. (Council Committee of the Whole Minutes – March 5, 2007)
- 5. Approve a rate change on the amount charged for off-duty contractual services of \$41.52 per hour. (Council Committee of the Whole Minutes – March 5, 2007)
- 6. Include by reference the presented curb requirements, standards and practices to the manual of Infrastructure Standards. (Council Committee of the Whole Minutes – March 5, 2007)

- VI. **COMMITTEE REPORTS**
COU2007-29 Consider Planning Funding Agreement between the City and Nextel
- VII. **OLD BUSINESS**
- VIII. **NEW BUSINESS**
- IX. **ANNOUNCEMENTS**
- X. **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 381-6464, Extension 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**

CONSENT AGENDA

CITY OF PRAIRIE VILLAGE, KS

March 19, 2007

CITY COUNCIL
CITY OF PRAIRIE VILLAGE
MARCH 5, 2007

The City Council of Prairie Village, Kansas, met in regular session on Monday, March 5, 2007, at 7:30 p.m. in the Council Chambers of the Municipal Building.

ROLL CALL

Mayor Ron Shaffer called the meeting to order and roll call was taken with the following Council members present: Al Herrera, Bill Griffith, Ruth Hopkins, David Voysey, Michael Kelly, Andrew Wang, Laura Wassmer, Pat Daniels, Charles Clark, Wayne Vennard, Diana Ewy Sharp and David Belz.

Also present were: Barbara Vernon, City Administrator; Catherine Logan, representing the City Attorney; Captain Wes Jordan, Acting Chief of Police; Bob Pryzby, Public Works Director; Doug Luther, Assistant City Administrator; and Joyce Hagen Mundy, City Clerk.

Mayor Shaffer led all those present in the Pledge of Allegiance.

PRESENTATIONS

Lawrin's Legacy

Mayor Shaffer called upon Alexis Martin to talk with the Council about the "Lawrin's Legacy" celebration being planned for Saturday, May 5, 2007. Ms Martin pointed out the current Mission Antique Mall was at one time the horse stable for "Lawrin", the 1938 Kentucky Derby Winner and only horse raised west of the Mississippi to ever win the Kentucky Derby. Ms Martin has been conducting research with the help of descendant's of "Lawrin's" owner Herbert Wolff and J.C. Nichols' granddaughter. She shared some of that history with the Council. The celebration is growing with participation by the schools, both shopping centers and other merchants. She would like the support of the City with a proclamation by the Mayor of May 5th as "Lawrin's Legacy Day" and possible financial support.

Laura Wassmer felt it was a great idea, but expressed concern with the potential number of individuals going into Corinth Downs, a private community, to visit Lawrin's gravesite. Ms Martin

stated she had discussed this with Jeanne, who lives in the community, and was advised this has not been a problem in the past. Ms Wassmer suggested the homes association be advised of the proposed activities well in advance.

Al Herrera asked when deadline for donations or sponsorships was. Ms Martin felt it would be March because of time needed for printing materials.

Michael Kelly felt it was a fantastic idea and agreed "Lawrin's Legacy" should be preserved.

Mayor Shaffer asked if this event would fall under the guideline for Municipal Foundation funding. Charles Clark stated it would not.

Pat Daniels said it sounded like a wonderful day was being planned and hoped the City could contribute to the celebration.

Sister City Committee Presentation

Cindy Dwigans, Chairperson of the Sister City Committee, was introduced by Michael Kelly and in turn introduced other Sister City Committee members attending the meeting. Ms Dwigans address the Council noting the number of mid-westerners serving/traveling in other countries and the value of those experiences. She strongly feels the need for more multi-cultural interaction. This was demonstrated by former President Harry Truman in his formation of the United Nations and further demonstrated by former President Dwight Eisenhower's founding of the Sister City International organization. Ms Dwigans quoted Mark Twain stating "Travel is fatal to bigotry and hatred".

Jim Hohensee, shared a PowerPoint presentation with the City Council reflecting on the recent Shawnee Mission East Exchange Student Reception sponsored by the Sister City Committee. The interactions were these youth were exciting. Mr. Hohensee shared information on cities the committee has had discussions with regarding entering into a sister city partnership. These cities include Dolyna, Ukraine; Newry North Ireland and the Erfurt, Germany area. The Sister City Partnership brings opportunities for cultural exchange involving education and our youth as well as economic development and exchange Mr. Hohensee stated the City of Prairie Village has a great deal to offer and the committee is committed into entering into a Sister City Partnership.

PUBLIC PARTICIPATION

Mayor Shaffer welcomed and had Rockhurst High School Students attending the Council meeting for their AP American Government class introduce themselves.

CONSENT AGENDA

David Belz moved the approval of the Consent Agenda for Monday, March 5, 2007:

1. Approve Regular Council Meeting Minutes - January 19, 2007
2. Approve Construction Change Order #1 in the amount of \$7,229.00 to Holiday Contracting, Inc. for Project 191017 with funding from the Capital Infrastructure Program
3. Approve the bid award of tree trimming to Shawnee Mission Tree Service for Areas 51, 53, 61, 62, 63 and 64 in the amount of \$91,168.00 and the bid award for tree trimming to VanBooven Tree for Area 52 in the amount of \$12,450 with funding from the Public Works Operating budget.
4. Approve an increase to the Animal Board Fee to \$0 per day for dogs and \$7.50 per day for other animals and delete Council Policy 040 entitled "Animal Board Fees"
5. Approve an agreement with Shafer, Kline & Warren to provide Construction Administration Services for Project 190862: 75th Street Resurfacing (Nall to Roe Avenue) in the amount of \$80,000.
6. Approve an agreement with Shafer, Kline & Warren to provide Construction Administration Services for Project 190860: 2007 Street Resurfacing Program in the amount of \$180,000.
7. Approve entering into an agreement with ADP, Inc. for payroll and human resources information systems services with funds provided from the 2007 Operating Budget and a transfer of \$9,616.56 from the 2007 General Fund Contingency subject to the approval of the agreement by the City Attorney.
8. Approve a new Personnel Policy #PP1160 entitled "Conceal and carry of weapons"
9. Approve the adoption of Ordinance 2139 adopting the 2006 International Building Code, Ordinance 2140 adopting the 2005 National Electrical Code, Ordinance 2141 adopting the 2006 International Plumbing Code, Ordinance 2142 adopting the 2006 International Mechanical, Ordinance 2143 adopting the International Residential Code, Ordinance 2144 adopting the 2006 International Fuel Gas Code and Ordinance 2145 adopting the 2006 International Fire Code.

A roll call vote was taken with the following members voting "aye": Herrera, Griffith, Hopkins, Voysey, Kelly, Wang, Wassmer, Daniels, Clark, Vennard, Ewy Sharp and Belz.

COMMITTEE REPORTS

Council Committee of the Whole

COU2006-26 Consider Projects 190860: 2007 Street Resurfacing Program and Project 190862: CARS 75th Street Resurfacing (Nall to Mission Rd) Construction Agreement

On behalf of the Council Committee of the Whole, David Belz moved the City Council approve the construction contract with J.M. Fahey Construction for Project 190860: 2007 Street Resurfacing

Program in the amount of \$1,870,805.95 and for Project 190862: CARS 75th Street Resurfacing (Nall to Mission Road) in the amount of \$924,194.05 and approve the transfer of \$100,000 from Project 190860: 2007 Street Resurfacing Program to the Capital Infrastructure Program Street Unallocated. The motion was seconded by Al Herrera and passed unanimously.

COU2007-22 Consider Project 190718: 2007 Storm Drainage Repair Program - Construction Contract

On behalf of the Council Committee of the Whole, David Belz moved the City Council approve the construction contract with Radmacher Brothers Excavating for Project 190718: 2007 Storm Drainage Repair Program in the amount of \$1,081,000 and approve the transfer of \$510,000 from Project 190717: 2006 Storm Drainage Repair Program to Project 190718. The motion was seconded by Al Herrera and passed unanimously.

COU2007-22 Consider Project 190718: 2007 Storm Drainage Repair Program - Construction Administration Services

On behalf of the Council Committee of the Whole, David Belz moved the City Council approve an agreement with Shafer, Kline & Warren in the amount of \$135,000 for construction administration services for Project 190718: 2007 Storm Drainage Repair Program and approve the transfer of \$68,000 from Project 190717: 2006 Storm Drainage Repair Program to Project 190718. The motion was seconded by Al Herrera and passed unanimously.

COU2004-16 Consider Project 190708: Tomahawk Road from Nall Avenue to Roe (SMAC)

On behalf of the Council Committee of the Whole, David Belz moved the City Council approve the Interlocal agreement for construction and construction administration for Project 190708: Tomahawk Road from Nall to Roe with Johnson County SMAC covering \$1,789,500 of the project cost. The motion was seconded by Al Herrera and passed unanimously.

OLD BUSINESS

COU2007-21 Consider Property at 7618 Mohawk Drive

The City Clerk read the motion made during the earlier committee meeting as follows: The City Council moved that Mr. Siggs shall by May 1, 2007, or sooner submit to the City Attorney one of the following: 1) A signed contract with a licensed contractor to repair the property to current codes;

2) A signed contract to demolish and raze the structure; 3) A signed contract to list the property for sale; or 4) A signed contract for the sale of the property.

The above stated motion was moved by Charles Clark and seconded by Bill Griffith.

David Voysey felt language to prevent the structure from being listed for a lengthy time was needed. Bill Griffith agreed noting homes on his neighborhood that have been on the market for more than a year.

Andrew Wang stated the Council cannot mandate someone to sell their home. What the Council is looking for is compliance and he fears the motion may be too open to achieve that. Ms Logan stated language could be added requiring the home to be listed for a reasonable price and other restrictions.

Al Herrera noted Mr. Siggs has already offered the property for sale "as is" to two different individuals for \$50,000. He feels there are home rehab companies that would be interested in this property. Michael Kelly said that is his position today, and noted each time he has appeared before the Council he has said something different.

David Voysey stated he has a hard time believing a real estate agent would take a listing for \$50,000 based on the amount of work necessary to sell this property. He would project a listing more in the range of \$150,000.

Mayor Shaffer noted the last unsafe structure in the City, which was in worse condition, was successfully sold and rehabilitated. Mr. Herrera stated he is aware of five working contractors in the area and feels there is a market for this property.

Pat Daniels stated he does not feel the City is erring in giving Mr. Siggs 60 days to remedy this situation. There appears to be sufficient interest in the property and noted the lot itself is probably worth \$30,000 to \$40,000. Mr. Herrera did not feel the City was taking a gamble with the extension. He is confident the situation will be resolved.

David Belz agreed the proposed ordinance seems open-ended, however, he sees Mr. Siggs as being motivated to sell this property. He feels Ms Leedy wants to work with him and will be pushing him toward moving forward, so he is not overly concerned.

Diana Ewy Sharp asked what the Council felt about communicating with the neighboring properties. She feels it is important for them to be kept in the loop. Mr. Herrera agreed, but noted they have not been present at recent meetings. Mayor Shaffer directed notices be sent to the neighboring property owners informing them of the Council's actions.

David Voysey stated Mr. Siggs is motivated now, but at the last meeting he wanted to rehab the building, how will he feel in 60 days? The lot is worth more than the house.

Michael Kelly feels the motion should not be changed from what was stated during the committee meeting where Mr. Siggs and his representatives were present. Charles Clark stated the intent of the motion is not changing, the City is merely adding the requirement of reasonableness. Ms Logan stated she talked with Mr. Schadawsky between meetings and advised him the house would need to be listed for a reasonable amount.

Andrew Wang asked if the motion needed to be amended. Charles Clark stated he did not feel the intent of the motion has changed, the Council has simply directed its legal counsel to formulate the motion in proper and reasonable terms.

The motion was voted on and passed by a vote of 11 to 1 with David Voysey voting "nay".

Note:

The written notification sent to Mr. Siggs from the City's Public Officer phrases the motion as follows: "The City Council moved that Mr. Siggs shall by May 1, 2007, present to the City, one or more of the following: 1) A signed contract in form and content satisfactory to the City Council for repair of the residence; or 2) A signed contract in form and content satisfactory to the City Council to demolish and raze your residence in accordance with all City Code requirements; or 3) A signed listing agreement in form and content satisfactory to the City Council authorizing a broker to list your property for sale, which offer for sale will be on terms which are reasonable and in the exercise of normal diligence would result in the sale of your property; or 4) A signed contract for sale of your property "as is" within a reasonably short period of time."

NEW BUSINESS

Detached Garages

Al Herrera asked if the City Code allowed for the construction of detached garages in the rear yard. Doug Luther responded they are allowed but subject to several restrictions such as size, location, materials, etc. Mr. Herrera noted there are two properties in his area with huge 2-car garages that take up the majority of the rear yard. He would like to see this regulation revisited.

Patio

Bob Pryzby noted the concrete on the patio outside the municipal building entrance is deteriorating and he has had some of it removed by his staff and replaced with the brick pavers removed from Mission Road. He asked Council members to look at the patio and stated, unless serious objections are made, he will direct his staff to continue replacing damaged concrete between the squares with brick pavers.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

Planning Commission	03/06/2007	7:00 p.m.
Sister City	03/12/2007	7:00 p.m.
Park and Recreation Committee	03/14/2007	7:00 p.m.
Council Committee of the Whole	03/19/2007	6:00 p.m.
City Council	03/19/2007	7:30 p.m.

=====

The Prairie Village Arts Council is pleased to feature a mixed media exhibit by A. J. Weber in the R.G. Endres Gallery during the month of March. The opening reception will be March 16th from 6:30 to 7:30 p.m.

Village Vision Celebration will be held March 8th from 6 p.m. to 8 p.m. at Village Presbyterian Church. All Council members are strongly encouraged to attend.

The State of the County luncheon will be held on Tuesday, March 27th. Mayor Shaffer asked any Council member wanting to attend to notify staff so the appropriate reservation can be made.

The annual large item pick-up has been scheduled with Deffenbaugh for April 28th.

Prairie Village Gift Cards are on sale at the Municipal Building. This is a great way to encourage others to "Shop Prairie Village."

The 50th Anniversary books, Prairie Village Our Story, are being sold to the public.

ADJOURNMENT

With no further business to come before the Council, the meeting was adjourned at

8:30 p.m.

Joyce Hagen Mundy
City Clerk

CITY TREASURER'S WARRANT REGISTER

DATE WARRANTS ISSUED:

Warrant Register Page No. 1

 March 19, 2007

Copy of Ordinance
2635

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			
85828-85938	2/9/2007	146,098.51	
85939-85945	2/14/2007	6,088.31	
85946-86031	2/23/2007	238,712.72	
Payroll Expenditures			
2/2/2007		222,840.94	
2/16/2007		225,473.86	
Electronic Payments			
Intrust Bank -credit card fees (General Oper)		490.58	
State of Kansas - sales tax remittance		6.08	
Marshall & Ilsley - Police Pension remittance		7,036.14	
Intrust Bank - fee		392.28	
KCP&L		6,666.70	
MHM - Section 125 admin fees		287.92	
Intrust Bank - purchasing card transactions		9,884.97	
United Health Care		68,562.29	
Kansas Gas		5,178.69	
TOTAL EXPENDITURES:			\$ 937,719.99
Voided Checks			
Homestead Country Club 85983		(383.63)	
TOTAL VOIDED CHECKS:			(383.63)
GRAND TOTAL CLAIMS ORDINANCE			937,336.36

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

Passed this 19th day of March 2007.

Signed or Approved this 19th day of March 2007.

(SEAL)

ATTEST: _____

City Treasurer

Mayor

Issue:

Consider Acting Chief of Police Appointment

Background:

Mayor Shaffer is pleased to place before you the appointment of Captain John Walter and Captain Wes Jordan to Acting Chief of Police. They will serve every other month beginning with Captain Walter in February 2007 expiring upon appointment of a Chief of Police.

Recommendation:

Ratify the Mayor's appointment of Captain John Walter and Captain Wes Jordan to Acting Chief of Police to serve alternating months expiring upon appointment of a Chief of Police.

CONSENT AGENDA

**COUNCIL COMMITTEE OF THE WHOLE
MARCH 5, 2007**

The Council Committee of the Whole met on Monday, March 5, 2007 at 6:00 p.m. The meeting was called to order by Council President David Belz with the following members present: Mayor Shaffer, Al Herrera, Bill Griffith, Ruth Hopkins, David Voysey, Michael Kelly, Andrew Wang, Laura Wassmer, Pat Daniels, Charles Clark, Wayne Vennard and Diana Ewy Sharp. Staff members present: Barbara Vernon, City Administrator; Katie Logan, representing the City Attorney; Capt. Wes Jordan, Acting Chief of Police; Doug Luther, Assistant City Administrator and Joyce Hagen Mundy, City Clerk.

Al Herrera moved the approval of the Consent Agenda for Monday, March 5, 2007:

- Approve the construction contract with J.M. Fahey Construction for Project 190860: 2007 Street Resurfacing Program in the amount of \$1,870,805.05 and for Project 190862: CARS 75th Street Resurfacing (Nall Avenue to Mission) in the amount of \$924,194.05 and approve the transfer of \$100,000 from Project 190860 to Capital Infrastructure Program Street Unallocated account.
- Approve the construction contract with Radmacher Brothers Excavating for Project 190718: 2007 Storm Drainage Repair Program in the amount of \$1,081,000 and approve a transfer of \$510,000 from Project 190717: 2006 Storm Drainage Repair Program to Project 190718: 2007 Storm Drainage Repair Program
- Approve an agreement with Shafer, Kline & Warren in the amount of \$135,000 for Construction Administration Services for Project 190718: 2007 Storm Drainage Repair Program and approve the transfer of \$68,000 from Project 190717: 2006 Storm Drainage Repair Program to Project 190718: 2007 Storm Drainage Repair Program.
- Approve the Interlocal Agreement with Johnson County Stormwater Management Advisory Council (SMAC) for Project 190708: Tomahawk Road from Nall to Roe in the amount of \$1,789,500.

**COUNCIL ACTION TAKEN
03/05/2007**

- Continue COU2006-57 Special Use Permit for Communications Antenna at 7700 Mission Road

CONTINUED

The motion was voted on and passed unanimously.

COU2006-27 Consider Project 190855: Tomahawk Road Bridge Replacement

Bob Pryzby reported the City has an Interlocal Agreement with the City of Mission Hills for shared costs for replacing Tomahawk Road Bridge over Brush Creek. The City of Mission Hills has submitted a payment request of \$54,660.42 for the engineering design.

Funds have not been appropriated in the Capital Infrastructure Program for engineering design. Therefore, a transfer of \$55,000 will be necessary from the Capital Infrastructure Program Street Unallocated.

Bill Griffith confirmed this covers 50% of the design costs for the bridge.

Wayne Vennard made the following motion, which was seconded by Charles Clark and passed unanimously:

RECOMMEND THE CITY COUNCIL APPROVE THE TRANSFER OF \$55,000.00 TO THE CAPITAL INFRASTRUCTURE PROGRAM PROJECT 190855: TOMAHAWK ROAD BRIDGE REPLACEMENT FROM THE CAPITAL INFRASTRUCTURE PROGRAM STREET UNALLOCATED.

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

COU2007-05 Consider an increase in the rate the City charges for off-duty contractual employment of police officers

Captain Wes Jordan reported in January the Council Committee approved an off-duty rate of \$39.14 as recommended by Chief Grover. This was a decrease from the rate of \$39.96 established in 2006. Police Department staff reviewed this calculation and determined the recommended rate of \$39.14 was based on the average of all officers' overtime rate rather than an average overtime rates for the officers who work these assignments on a regular basis.

Staff has projected the average salary costs in 2007 will be approximately \$41.03 per hour, derived from taking the 2006 average rate of \$39.46 and multiplying by 4% to account for 2007 salary increases. Capt. Jordan also noted on occasion vehicles are driven during an assignment. Therefore staff is recommending the flat government mileage rate of 48.5 cents be factored into the hourly rate. The total 2007 cost would be \$41.52 per hour which equates to a net increase of \$1.56 per hour.

Captain Jordan stated the department provides 1300 to 1400 hours of off-duty contractual services annually and noted if the current fee were not increased the department could have a \$2,000 shortfall in this account in 2007.

Laura Wassmer noted there were complaints from the church when the fee was increased last year and asked if this was expected to happen again. Captain Jordan stated he hoped an increase of \$1.56 would not cause a problem. Ms Wassmer asked if the church was the only group that complained. Captain Jordan replied it was and noted services are also provided to Bank of America, the Prairie Village Shops, for 5K runs and parades, CYO basketball games and occasional private parties in addition the Village Church.

Bill Griffith asked what mandates the City pay a certain rate. Capt. Jordan explained the rate proposed was obtained by using the average pay of those officers who generally perform these services. He noted the Department had considered using a flat rate for off-duty services, but was advised by Human Resources that this could violate FLSA regulations as the officers are performing the same work as required for their job and if the hours worked exceed their 40 hour work week, FLSA states they are to be paid overtime.

David Belz confirmed this is not considered as a side job, but as a continuation of their work. Capt. Jordan stated this service allows citizens to have a police officer with the full power of arrest working their event. Al Herrera stated he has witnessed the difference made by having officers work at the church rather than volunteers.

Wayne Vennard made the following motion, which was seconded by Charles Clark and passed unanimously:

**RECOMMEND THE CITY COUNCIL APPROVE A RATE CHANGE
ON THE AMOUNT CHARGED FOR OFF-DUTY CONTRACTUAL
SERVICES OF \$41.52 PER HOUR**

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

COU2007-21 Update - Status of Property at 7618 Mohawk Drive

Catherine Logan advised the Council there has been some activity at this house, the City has received some financial information in the form of bonds and recent, but not current, financial statements and a copy of a structural inspection from a licensed contractor that indicates substantial damage to the roof and structure with the notation that he was unable to do a complete inspection because of the number of items still in the house.

Stanley Siggs, 7618 Mohawk Drive, asked the Council members to use their microphones as he was having trouble hearing.

Mr. Siggs stated he has people wanting to do the work, but he has decided not to move back into the house. He is in the process of removing personal items from the house, but noted because the house has no heat or lights, he is limited in the

amount of time that can he can work. He would like to have an additional month to complete moving out his belongings. It is his intention to sell the house "as is" for \$50,000.

David Belz confirmed he is asking for a 30 day continuance.

Stephanie Leedy, 7611 Aberdeen, shared pictures of the house with the Council. She stated this is a unique structure and foundation which she would like to see restored and is willing to help in that process. She is not convinced that Mr. Siggs truly does want to move out of his home.

Michael Kelly asked if she was a licensed contractor. Ms Leedy responded she does her own work.

Stanley Siggs stated the amount of work and the estimated costs are his reason for moving out.

Ms Logan advised the Council the estimate given to the City gives a cost of \$140,000 to repair the structure.

Rick Schadawsky stated some of the roof is salvageable but it is more cost effective to replace the entire roof and there does need to be rewiring. He stated most of the personal items have been removed from the bedroom. In the process they have found more financial information. Mr. Schadawsky stated more time is needed to remove items from the home. Mr. Siggs has told him he does not want to stay and has offered to sell the house to him as he had to Mr. Forner earlier for \$50,000.

David Belz asked if he felt Mr. Siggs would change his mind again. Michael Kelly asked what prompted Mr. Siggs to change his mind.

Rick Schadawsky responded Mr. Siggs doesn't agree with the estimates and feels the cost is too high. He does not believe there was damage to the wiring and doesn't feel the house needs to be rebuilt to satisfy modern code.

Mr. Siggs stated the house should not be demolished, but should be put back to liveable condition. Ms Leedy felt more time should be given to get additional estimates as well as to remove items from the house.

Pat Daniels advised Ms Leedy that the first response from Mr. Siggs regarding this property was at the last Council meeting, although the fire occurred in July and the Council held hearings last October to declare the structure unsafe. Mr. Daniels asked if the appraised value of the house was known. David Voysey responded the County records show an appraised value of \$156,300.

Ms Leedy responded this property is not an eyesore and noted Mr. Siggs was hospitalized and physically unable to take care of this matter earlier.

Al Herrera noted the Council does need to consider the neighbors; however, acknowledged Mr. Siggs physical limitations at the age of 91 have prevented him from quickly addressing the problems. He supports giving Mr. Siggs additional time to remove his personal property from the structure. Pat Daniels agreed.

Ruth Hopkins noted that last fall a contractor was willing to work with Mr. Siggs to make the necessary repairs but he declined the help. She does not think allowing additional time is a good idea, noting the structure has been declared "unsafe" by the City. For his own safety, things need to be removed quickly and the house brought up to code or razed.

Michael Kelly stated Mr. Siggs has made his intentions known and is requesting an additional 30 days to remove his belongings. Ms. Wassmer felt this request should be granted.

David Belz expressed concern based on previous actions that if a continuance is granted, another and another will be requested and stated the Council can not keep delaying action.

Bill Griffith suggested Mr. Siggs be given 60 days to have a contract and acceptance to renovate or a listing contract to list the house for sale. He noted it does not make economic sense to repair the structure at a cost of \$140,000 and this would provide another option.

Charles Clark agreed the action can not be left open-ended. He suggested a third option would be to raze the structure.

Laura Wassmer noted none of the options are possible until he has removed all his items from the house. She does not feel he could get a listing or an estimate with the amount of stuff still in the house. Bill Griffith noted it could be listed "as is".

Laura Wassmer would like to see a 30 day limit to remove all items. Charles Clark stated there needs to be more including a timeline

It was recommended that Mr. Siggs be given 30 days to remove all articles and an additional 30 days to secure a signed listing agreement to sell; a signed contract to repair or a signed contract to raze.

Ruth Hopkins asked what "articles removed" meant.

Al Herrera noted in essence the suggested motion allows 60 days to achieve one of the three options.

Ruth Hopkins stated she felt 60 days was too long. She has concerns with people visiting a listed house that has been declared by the City as "unsafe". Ms. Logan stated if the house is listed "as is" the City does not incur any liability.

Michael Kelly moved the City Council grant Mr. Siggs 30 days to remove all personal property from the structure. The motion was seconded by Laura Wassmer.

David Belz asked what if items were not removed to the Council's satisfaction. He noted another citizen has come forward willing to assist Mr. Siggs and he feels Mr. Siggs could change his mind again.

Bill Griffith stated he did not feel the proposed motion was enforceable. He also noted removing items from the house is not the issue. The issue is the unsafe structure and the City needs to get the process started to repair, raze or sell.

Andrew Wang called the question. The motion was seconded by Ruth Hopkins and passed by a vote of 11 to 1 with Diana Ewy Sharp voting "nay".

The motion made by Mr. Kelly to allow Mr. Siggs an additional 30 days to remove all of his personal property from the structure was voted on and defeated by a voted of 3 to 9.

Bill Griffith made the following motion, which was seconded by Charles Clark:

RECOMMEND THE CITY COUNCIL DIRECT MR. SIGGS TO BY MAY 1, 2007 OR SOONER, SUBMIT TO THE CITY ATTORNEY, ONE OF THE FOLLOWING: 1) SIGNED CONTRACT WITH A LICENSED CONTRACTOR TO REPAIR THE PROPERTY TO CURRENT CODES; 2) A CONTRACT TO DEMOLISH OR RAZE THE STRUCTURE; OR 3) A SIGNED CONTRACT TO LIST THE PROPERTY FOR SALE OF THE PROPERTY.

Diana Ewy Sharp noted the neighbors care about what is happening with this house and she feels they need to know what is happening.

Ms Logan suggested the house could actually be sold by that date and reminded the Council they have the legal authority to raze the structure now.

Laura Wassmer expressed concern in that the house could be listed for 6 months. Wayne Vennard suggested that language be added to the motion requiring the listing to be at a prudent and reasonable price.

Bill Griffith moved to amend his motion by adding a fourth option of selling the house prior to May 1st and the addition of clarifying language that the listing price be prudent and reasonable. Charles Clark, who seconded the motion, agreed

with the amendment and the motion as amended was voted on and passed unanimously.

**COUNCIL ACTION TAKEN
03/05/2007**

Stephanie Leedy asked if the fire had not occurred would the City have known of the code violations. Charles Clark stated only if a permit to remodel had been issued. Bill Griffith stated the City could not enter the house without a warrant; however the fire provided the opportunity for inspection of the property.

Ms Leedy asked if the property had to be totally remodeled. Mr. Griffith responded the property had to be brought up to existing codes and would require a building permit.

Charles Clark confirmed that Ms Logan would send a written letter to Mr. Siggs advising him of the action of the Council.

David Voysey asked how Ms Leedy knew Mr. Siggs. Ms Leedy responded Mr. Siggs was friends with her grandfather and had lived with him following his hospitalization. She feels he does want to return to his own home.

Bill Griffith confirmed the City had accurate contact information.

COU2005-19 Consider term limits for committees

Barbara Vernon noted this topic has been discussed in the past as part of a larger discussion including term limits for Council members. However, with the Mayor about to consider reappointments to committees, this would be a good time to make a decision about term limits for committees.

Mrs. Vernon noted public committees have some turnover. The Planning Commission, Arts Council and Park and Recreation are the most frequently requested committees. Some of the other committees such as pension, building codes, animal Control and insurance require special interests and background. These committees have some members with extensive service, but their positions are difficult to fill, such as the two veterinarians with 27 years experience on the animal control board.

In 1992, Mayor Taliaferro changed the council committee structure combining four committees into two committees. Each ward is represented on each of these committees. The original idea was that Council members would change committees periodically, but that has not happened often and there has been even less change in leadership.

Wayne Vennard asked why committee members should be subject to term limits when Council members are not. Mrs. Vernon stated the intent of term limits on Council Committee would be to allow people to move around.

Charles Clark suggested the committee size be increased rather than asking members to leave the committee. Barbara Vernon stated that was possible, but would require a change in Council policy. She noted the size of the Planning Commission is set by state statute.

Laura Wassmer asked if the City has received complaints from individuals unable to serve on committees. Mrs. Vernon stated she has for the three committee mentioned.

Diana Ewy Sharp stated she has had trouble filling vacant Park Committee seats. Mrs. Vernon replied that was because the structure of the committee places residency ward requirements with only 2 at large positions. Often the interested individual does not reside in the ward having the open seat.

Ruth Hopkins stated a comprehensive internal study needs to be made of all the committees and their responsibilities to determine their relevance and any overlapping of responsibilities. She noted the City of Overland Park recently completed this. She recommends the Mayor appoint an internal committee to look into this subject in detail and bring forth a recommendation regarding committee structure, requirements, size, etc.

Andrew Wang expressed his support for re-examining committees, noting he has been on committees where there was no interest. He feels the City should provide opportunities for residents to become involved, particularly in the Planning Commission. In response to Mr. Vennard's earlier comments, he feels there is a distinct difference between running for elected office and volunteering to serve on a committee.

Charles Clark noted the Planning Commission does have three year terms and noted reappointment has not been automatic during the years he was on the Commission. He also noted it is the Chairman of the Commission who has 10 years of service, which is a position requiring significant knowledge.

David Belz stated he liked the idea of researching the committees. He does not want to turn away interested volunteers and agrees that the committee structure should be re-examined.

Wayne Vennard stated fresh blood is good at the staff level, the committee level and the Council level.

Al Herrera noted some people have special skills and he is grateful they are willing to share those skills with the City. He does not support term limits for committee members.

Ruth Hopkins made the following motion, which was seconded by Wayne Vennard and passed unanimously:

**RECOMMEND THE MAYOR APPOINT A SUBCOMMITTEE
TO EVALUATE ALL COMMITTEES AND THEIR STRUCTURE**

COU2007-23 Consider Infrastructure Manual: Curb requirements, standards & practices

Bob Pryzby presented to the Council the Curb Requirements, Standards & Practices that are part of the City's Manual of Infrastructure Standards. The material presented represented the City Ordinances, Standards set by City Council Policy and Practices followed by the Public Works Department such as design criteria, construction methods and material specifications.

Mr. Pryzby noted his department has inventory condition ratings on curbs. A rating of 70 or less on curbs indicates that work is needed. They do not permit residents to construct pads at the end of their driveways as they block water flow; however, he noted the City does not go out looking for these, but responds to them through complaints and normal street projects.

Laura Wassmer asked why some curbs are rolled and others constructed straight up. She feels for safety reasons all curbs should be straight. Mr. Pryzby responded straight curbs are used on major arteries to control traffic with rolled or lazy-back curbs used in residential areas. Ms. Wassmer stated she feels safer with straight curbs especially where sidewalks are located close to the curb. Mr. Pryzby responded the type of curb is the city's choice. He has been following past practice, there is nothing written regulating the type of curb to be constructed.

Ms. Wassmer asked if all city curbs could be straight and if so, would there be a significant cost difference. Mr. Pryzby did not think there would be a large cost difference between constructing straight vs. rolled curbs. There would be some material cost increases but not substantial.

Mayor Shaffer stated it would be more difficult to match grades during the reconstruction of street with straight back curbs. Mr. Pryzby noted it could be worked out - lazy-back curbs are 11" and up-right curbs are 12". You would have a deeper gutter.

Mayor Shaffer noted you also lose the residential character for a more institutional character with an upright curb.

Diana Ewy Sharp felt the real issue is to create more of a buffer between the back of the curb and the sidewalk.

Laura Wassmer asked if, when replacing a street, a straight-up curb could be used particularly where there is no buffer between sidewalk and the curb.

David Belz stated people are use to whatever they have in front of their homes and he feels residents would take exception with the City changing an existing rolled curb to an upright curb.

Ruth Hopkins confirmed the process was in place for residents to use alternative materials for their driveways.

Diana Ewy Sharp made the following motion, which was seconded by Ruth Hopkins and passed unanimously:

**RECOMMEND THE CITY COUNCIL INCLUDE BY REFERENCE THE
PRESENTED CURB REQUIREMENTS, STANDARDS AND PRACTICES
TO THE MANUAL OF INFRASTRUCTURE STANDARDS.
COUNCIL ACTION REQUIRED
CONSENT AGENDA**

With no further business to come before the Council Committee of the Whole, Council President David Belz adjourned the meeting at 7:25 p.m.

David Belz
President

MAYOR'S ANNOUNCEMENTS

Monday, March 19, 2007

Committee meetings scheduled for the next two weeks include:

Prairie Village Arts Council	03/21/2007	7:00 p.m.
VillageFest Committee	03/22/2007	7:00 p.m.
Communications Committee	03/28/2007	5:30 p.m.
Environmental Recycle Committee	03/28/2007	7:00 p.m.
Council Committee of the Whole	04/02/2007	6:00 p.m.
Council	04/02/2007	7:30 p.m.

The Prairie Village Arts Council is pleased to feature a mixed media exhibit by A. J. Weber in the R.G. Endres Gallery during the month of March.

Recreation memberships will go on sale in the City Clerk's office on April 2nd. The swimming pool will open May 26th.

The annual large item pick-up has been scheduled with Deffenbaugh for April 28th.

The 50th Anniversary books, Prairie Village Our Story, and Prairie Village Gift Cards continue to be sold to the public.

INFORMATIONAL ITEMS
March 19, 2007

1. Planning Commission Minutes - February 6, 2007
2. Prairie Village Arts Council Minutes - February 21, 2007
3. Planning Commission Actions - March 6, 2007
4. Tree Board Minutes - March 7, 2007
5. Mark Your Calendars
6. Committee Agenda

**PLANNING COMMISSION MINUTES
MEETING OF FEBRUARY 6, 2007**

ROLL CALL

The Planning Commission of the City of Prairie Village met in regular session on Tuesday, February 6, 2007 in the Council Chamber, 7700 Mission Road. Chairman Ken Vaughn called the meeting to order at 7:10 p.m. with the following members present: Randy Kronblad, Robb McKim, Marc Russell, Nancy Vennard and Bob Lindeblad.

The following persons were present in their advisory capacity to the Planning Commission: Ron Williamson, Planning Consultant; Bob Pryzby, Director of Public Works and Joyce Hagen Mundy, Planning Commission Secretary.

APPROVAL OF MINUTES

Nancy Vennard commended the secretary on the extensive minutes from the January meeting. Bob Lindeblad moved the minutes of the January 2, 2007 meeting of the Planning Commission be approved as submitted. The motion was seconded by Nancy Vennard and passed unanimously.

PUBLIC HEARINGS

**PC2005-05 Tabled Request for Special Use Permit for
Wireless Communication Antenna
69th Terrace & Roe (McCrum)
Applicant: Curtis Holland for Cingular Wireless**

Ron Williamson noted this application has been withdrawn by the applicant. No Planning Commission action is needed/

NON-PUBLIC HEARINGS

Chairman Ken Vaughn stated there were no applications to come before the Commission.

OTHER BUSINESS

Discussion Multi-Family Housing/Mixed Use Development Districts

In anticipation of an application from Meadowbrook Golf and Country Club for some type of multi-family/condominium development, Mr. Williamson prepared a brief staff report identifying items the Commission may want to address in formulating how it would like to address these special types of developments. He noted the Somerset Elementary School site and the WDAF Tower site as possible future areas for development.

The current zoning ordinance has two districts that permit multi-family development and they are District R-3 Garden Apartment District and District R-4 Condominium or Common Wall Dwelling District. These districts have the traditional low rise standards: 35 foot height; 30 foot front setback; 10 to 15 foot side yard setbacks; and maximum 30% ground coverage and are not designed to accommodate higher density multi-story buildings. The R-3 District minimum lot area per unit is 2,500 sq. ft. while the R-4 District is 3,500 sq. ft. This is 12 to 17 units per acre.

The City does not have a zoning district that addresses mid-rise or high rise residential or mixed use development. There are a number of issues that need to be considered in formulating a district such as:

1. Permitted Uses - Should the district also include assisted living, apartments, condos, etc, offices, restaurants, boutique retail?
2. Building Height
3. Setbacks
4. Lot Area Per Family
5. Lot Coverage
6. Off-Street Parking
7. Conditional Uses if any
8. Site Plan Requirements
9. Performance Standards
10. Planned Zoning Procedures
11. Overlay District

Robb McKim asked if this shouldn't be done in context of looking at the entire zoning regulations. Mr. Williamson stated that is possible; however, he does not feel it can be accomplished before the City is faced with an application. He does not want the regulations totally development driven, but that there should be some guidelines in place on how and what the Commission will consider in evaluating an application.

Mr. Williamson stated several area cities have adopted mixed use development regulations using a variety of formats

Ken Vaughn noted in looking at a stand-alone listing, stating in some areas he would support higher building height, while in others, he would not. He needs to see it in the context of a proposed development and location.

Ron Williamson called upon Larry Winn, who has worked with mixed-use developments in other cities and is involved in the Meadowbrook Country Club proposal.

Mr. Winn stated mixed-use developments are changing development patterns and the different proposals vary significantly. With limited availability of land, many are focusing on economic aspects of the development. He noted developments on both corners of 135th and Mission, 103rd & Mission; 142nd and Metcalf and 151st and Switzer.

The Meadowbrook development will be primarily residential condos, not of the heights previously mentioned, with possibly an upscale restaurant located on the site. Mr. Winn sees mixed-use zoning as "planned" zoning and feels the plan should carry the development. He does not feel there should be established setbacks. The regulations should have the flexibility to review a proposed development on its individual merits. Mr. Winn agrees that zoning regulations should be in place prior to considering an application and noted Meadowbrook Country Club anticipates it will be ready to submit an application this spring (April/May).

Ken Vaughn stated he is more interested in being open to applications. He noted setbacks are not an issue for Meadowbrook with the development taking place in the center of the property.

Mr. Williamson reminded the Commission, the current regulations do not allow for consideration of mixed-use plans. Mr. Winn stated to attempt to do a development under the current regulations would require so many variances and exceptions it would be a mockery of

the process. The Commission needs to come to grips with some generalities on which to base their review.

Bob Lindeblad reviewed the regulations developed for the City of Overland Park and what issues were considered. They wanted something that could address larger and smaller in-fill development. They chose one ordinance and left it very open ended. What is approved is the Plan which is evaluated on the quality of the development.

The ordinance can contain expectations for development. There are no specific regulations, it is what is determined by the Commission to be acceptable and only what is presented in the Plan can be constructed.

Mr. Lindeblad noted the impetus for mixed-use development in Overland Park was to get more commercial development. There are several cities whose regulations are based on complicated formulas regulating x% of this type of space, etc. The Overland Park regulations state that 50% of the floor area above the ground floor has to be commercial use.

Nancy Vennard asked if MARC came up with a model ordinance. Mr. McKim responded they came up with some general guidelines but it was never translated into a model ordinance.

Bob Lindeblad also noted Overland Park has a "Residential New Urbanism" ordinance which addresses mixed residential uses in an area.

Ken Vaughn stated he needs to look at some of these regulations.

Robb McKim noted that since Prairie Village is 99.9% built out, the development will all be in-fill development and stressed the need to recognize the impact on the surrounding areas. Mr. Lindeblad stated the creation of a zoning district has nothing to do with its location. The creation of a zoning district does not give you the right to be zoned as such, only the opportunity.

Other mixed-use developments were discussed by the Commission. The general consensus was that the regulations needed to be very generic and the approval plan driven.

Larry Winn noted the challenge is to anticipate the different combinations of mixed uses. A high level of flexibility is essential while paying attention to basic zoning issues such as compatibility. Mr. Winn noted, that to his surprise, traffic has never been a problem on any of the developments he has been involved in as the mixed uses create varying traffic periods and needs. He urged the Commission because of the diversity of developments to trust their instincts and leave maximum flexibility to work with the developer on creating a quality development.

The Commission directed staff to get copies of area ordinances to them for review and asked them to be sent prior to the usual packet to allow sufficient time to fully read and review them.

Village Vision

Doug Luther stated the date for the open meeting has not been set, but tentatively it looks like it will be March 8th at Village Church.

The Planning Commission Secretary reported the agenda for the March meeting includes a public hearing for an ATM at 3515 West 75th Street for the Bank of Prairie Village. The proposed location is on the east side of the building.

ADJOURNMENT

With no further business to come before the Commission, Chairman Ken Vaughn adjourned the meeting at 8:50 p.m.

Ken Vaughn
Chairman

**PRAIRIE VILLAGE ARTS COUNCIL
21 FEBRUARY, 2007
MINUTES**

The Prairie Village Arts Council met at 7:00 pm in the City Council Chambers. Members present: Annie Brabson, Bill Rose, Jack Shearer, Pat Clothier, and Pam Marshall. Also present: Doug Luther.

Minutes

Minutes from the 17 January, 2007 meeting were approved as submitted.

Council Report

Mr. Belz was not present.

Financial Reports

Committee members reviewed the 2006 year-end reports, noting that the Arts Council was able to carry over \$857.57 in unspent 2006 funds into the 2007 budget.

Financial reports dated 13 February, 2007 were reviewed and approved as submitted.

Request from Shawnee Mission East Environmental Club

The Shawnee Mission East Environmental Club is hosting a recycled art show as part of Earth Fair 2007 on 7 April. The Prairie Village Environmental Committee has provided financial support to the art show, and has encouraged the Arts Council to do the same. The funds will be used to award prizes at the show.

Several committee members said they had attended previous Earth Fair events, and expressed support for the recycled art show.

Committee members unanimously approved making a contribution of \$250 to the Shawnee Mission East Environmental Club to support the art show at Earth Fair 2007.

Committee members also requested that the Arts Council be identified as a sponsor of the recycled art show.

March Exhibit/Reception

Mr. Luther said City Staff has been unable to contact AJ Weber, the artist scheduled for March. Numerous e-mails have been sent and phone calls have been made without success. The most recent call indicated that the phone number had been disconnected.

Mr. Luther said Ted DeFeo has been offered an opportunity to exhibit in the gallery in March. If Mr. DeFeo is not available, staff will work to find a substitute artist.

As a result, the reception scheduled for 9 March may not be held, or may be postponed until later in the month. Mr. Luther said he would keep committee members informed of the March reception date.

Exhibit Applications

Committee members reviewed exhibit applications from four artists and unanimously accepted the following artists to exhibit in the Gallery during 2008 at a date mutually acceptable to the Arts Council and the artist:

- Marearl Denning
- Steve Karol
- Margaret Godfrey
- Venus Auxier

Juried Show Update

Mr. Rose reported that the City Council approved the Arts Council's request for approval to host a juried show in October, 2007, charge a gallery commission, and solicit corporate sponsors for the event, and provide an additional \$4,500 in funding for the show. Committee members thanked the City Council for its support of the Arts Council's programming.

Committee members noted that the Arts Council would receive a 15% commission on any work sold during the exhibit. Ms. Clothier suggested that a gallery commission be charged on all art sold while on exhibit in the gallery and asked Mr. Luther to put this item on the agenda for discussion at the March meeting.

Support for 2008 Prairie Village Art Show

Mr. Luther said he is preparing the 2008 budget request for the Arts Council and asked if there were any items the Arts Council would like to include in the 2008 request.

Committee members requested that funding be included for another juried show in 2008 in the amount of \$4,500. If the show in 2007 is successful, Arts Council members would like to make this an annual event.

Committee members also said they would like to expand the Arts Council's participation in the Prairie Village Art Fair. Committee members noted that they currently sponsor a portion of a concert, and would like to provide support for additional music at the event. They requested that Mr. Luther request an additional \$1,000 in the 2008 budget for increased support for the Prairie Village Art Fair.

Sculpture Garden

Mr. Rose reported that the Sculpture Garden Subcommittee will meet in late March to prepare for a formal presentation to the City Council for funding of a sculpture garden on the municipal campus as part of the city's 2008 capital improvement program.

Committee members noted that they had received an e-mail from Councilman Wayne Vennard providing suggestions and expressing concerns with the potential costs of a sculpture garden. Mr. Rose said Mr. Vennard will be invited to meet with the sculpture garden subcommittee to discuss his ideas and concerns.

Several committee members also expressed concerns with the potential cost of a sculpture garden, and encouraged the subcommittee to explore grant funding options to reduce the City's cost for constructing the sculpture garden.

There being no further business, the meeting adjourned.

PLANNING COMMISSION ACTIONS
Tuesday, March 6, 2007

PC2007-07 Request for a Conditional Use Permit for an ATM

The Planning Commission approved a Conditional Use Permit to the Bank of Prairie Village at 3515 West 75th Street for an ATM subject to the following conditions:

- 1) That the proposed ATM be designed and painted to be compatible with the existing office building and carport.
- 2) That the approval of this application be coterminous with the lease of the bank and if the bank should leave the building then the ATM should also be removed
- 3) That any lighting for the ATM be designed in accordance with Section 19.34.050 entitled "Outdoor Lighting", and be installed so that it does not shine or glare on adjacent property.

Set the public hearing on the City's Comprehensive Plan for Tuesday, May 1st at 7:00 during the Planning Commission's regular meeting.

Set a public hearing on proposed Mixed Use Development regulations for April 3, 2007/

TREE BOARD
City of Prairie Village, Kansas

AGENDA

Wednesday – March 7, 2007, 6:00PM Meeting
Public Works – Conference Room
3535 Somerset Drive

Board Members: Cliff Wormcke, Jack Lewis, Jim Hansen, Gregory VanBooven, Deborah Nixon, Luci Mitchell, Linda Bishop

Other Attendees: Pat Daniels, Bob Pryzby

- 1) **Review and Approve minutes from February 7, 2007 meeting.** Moved to accept minutes by Jack Lewis, seconded by Cliff Wormcke and passed.
- 2) **Sub-Committee Report**
 - 2.1) **Arbor Day:**
 - a) **Planning** – Event will be on April 28 at 10AM at Porter Park. A Japanese Lilac Tree will be planted to honor John and Joan Kemp.
- 3) **Park Tree Inventory**
 - a) **Select Arboretum Trees** - Bob Pryzby reported inventory is not quite finished.
- 4) **2008 Budget** – Bob Pryzby reviewed the proposed 2008 budget.

Tree Planting	\$ 14,000
Tree Removal	\$ 10,000
Tree Spraying	\$ 600
Tree Trimming	\$115,000
Tree Board	\$ 500
- 5) **Old Business** – none
- 6) **New Business** – Acknowledged receipt of Seventh Tree City Award
 - Reviewed MARC publication of Ten Native Plants
 - Reviewed WaterOne communication on trenching and boring near trees and agreed with the proposed practice.
 - Chair VanBooven asked members to view the south side of 79th Street from Roe Boulevard to Delmar Street for planting several Eastern Redbuds as requested by Mr. Kaplan.
- 7) **The next meeting** - April 4 at 6PM at Public Works Conference Room

Council Members
Mark Your Calendars
March 19, 2007

March 2007
March 22 A. J. Weber mixed media exhibit in the R. G. Endres Gallery
March 27 Chamber Meet the Candidates – Mission Bank, 5201 Johnson Drive
State of the County Address at the Ritz Charles 11:30 am – 1:15 pm

April 2007
April 2 Kay Trieb photography exhibit in the R. G. Endres Gallery
City Council Meeting
April 7 7th Annual Earth Fair at Shawnee Mission East High School 10:00 a.m. to 3:00 p.m.
April 13 Artist reception in R. G. Endres Gallery 6:30 to 7:30 p.m.
April 16 City Council Meeting
April 19 Shawnee Mission Education Foundation “Celebrate Success! 2007” 11:30 a.m.
(Overland Park Convention Center)
April 20 Skateboard Contest

May 2007
May 5 David Payne oils exhibit in the R. G. Endres Gallery
May 7 Lawrin’s Legacy ribbon cutting at Antique Mall
City Council Meeting
May 11 Artist reception in R. G. Endres Gallery 6:30 to 7:30 p.m.
May 14 Budget Worksession
May 21 City Council Meeting
May 26 Swimming Pool Opens
May 28 City offices closed in observance of Memorial Day

June 2007
June 4 Jack O’Hara watercolors exhibit in the R. G. Endres Gallery
City Council Meeting
June 8 Artist reception in R. G. Endres Gallery 6:30 to 7:30 p.m.
June 11 Budget Worksession
June 13 Park and Recreation Public Forum at 7:00 p.m.
June 18 City Council Meeting
June 19 Chamber Golf Classic
June 25 Budget Worksession

July 2007
July 2 Senior Arts Council mixed media exhibit in the R. G. Endres Gallery
City Council Meeting
July 4 VillageFest 2007
July 4 City offices closed in observance of Independence Day
July 9 Budget Worksession
July 13 Artist reception in R. G. Endres Gallery 6:30 to 7:30 p.m.
July 16 City Council Meeting
July 17 All city Swim Team Meet – Pool closed to the public all day
July 29 Water show at 8:30 p.m.

August 2007
August 6 Shawn Bohs photography exhibit in the R. G. Endres Gallery
City Council Meeting
August 10 Artist reception in R. G. Endres Gallery 6:30 to 7:30 p.m.
August 13 Reduced hours at the pool begin – opens at 4:30 p.m. weekdays
August 20 City Council Meeting
August 23 Shawnee Mission Education Foundation 15th Annual Fall Breakfast

September 2007 Barney Newcom oils 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(Tuesday) City Council Meeting
 September 14 Artist reception in R. G. Endres Gallery 6:30 to 7:30 p.m.
 September 17 City Council Meeting

October 2007 No exhibit scheduled yet in the R. G. Endres Gallery
 October 1 City Council Meeting
 October 15 City Council Meeting

November 2007 Mid-America Pastel Society exhibit in the R. G. Endres Gallery
 November 5 City Council Meeting
 November 9 Artist reception in R. G. Endres Gallery 6:30 to 7:30 p.m.
 November 19 City Council Meeting
 November 22-23 City offices closed in observance of Thanksgiving

December 2007 Christi Roberts-Bony mixed media R. G. Endres Gallery
 December 3 City Council Meeting
 December 7 Mayor's Holiday Gala
 December 14 Artist reception in R. G. Endres Gallery 6:30 to 7:20 p.m.
 December 17 City Council Meeting
 December 25 City offices closed in observance of Christmas

ANIMAL CONTROL COMMITTEE

AC96-04 Consider ban the dogs from parks ordinance (assigned 7/15/96)

COMMUNICATIONS COMMITTEE

COM2000-01 Consider redesign of City flag (assigned 7/25/2000)

COM2000-02 Consider a brochure to promote permanent local art and history (assigned Strategic Plan for 1st Quarter 2001)

COM2000-04 Consider the installation of marquees banners at City Hall to announce upcoming civic events (assigned Strategic Plan for 1st Quarter of 2001)

COUNCIL COMMITTEE

COU99-13 Consider Property Audits (assigned 4/12/99)

COU2000-42 Consider a proactive plan to address the reuse of school sites that may become available (assigned Strategic Plan for 4th Quarter 2001)

COU2000-44 Provide direction to PVDC regarding its function / duties (2000 Strategic Plan)

COU2000-45 Review current City definition for blight and redefine it where appropriate (assigned 2000 Strategic Plan)

COU2004-10 Develop programs to promote and encourage owner occupied housing (transferred from PVDC on 3/15/2004)

COU2004-11 Identify potential redevelopment areas and encourage redevelopment proposals (transferred from PVDC on 3/15/2004)

COU2004-12 Pursue development of higher value single-family housing (transferred from PVDC on 3/15/2004)

COU2004-13 Proactively encourage redevelopment to increase property values (transferred from PVDC on 3/15/2004)

COU2004-14 Meet with the Homes Association of the Country Club District (HACCD) to obtain their input regarding deed restrictions (transferred from PVDC on 3/15/2004)

COU2005-17 Consider how to expand leadership opportunities for Council (assigned 9/6/2005)

COU2005-19 Consider term limits for elected officials and committees (assigned 9/6/2005)

COU2005-21 Develop a policy for use of Fund Balance (assigned 9/6/2005)

COU2005-27 Consider concept of Outcomes Measurement or Quantifying Objectives (assigned 9/6/2005)

COU2005-44 Consider YMCA Partnership (assigned 12/14/2005)

COU2006-05 Consider Committee Structure (assigned 4/25/2006)

COU2006-20 Consider Project 191020: Colonial Pedestrian Bridge Replacement (assigned 8/1/2006)

COU2006-26 Consider Project 190862: 75th Street from Nall Avenue to Mission Road (CARS) (assigned 8/28/2006)

COU2006-27 Consider Project 190855: Tomahawk Road Bridge Replacement (assigned 8/28/2006)

COU2006-33 Consider Lease of Public Works from Highwoods Properties, Inc. (assigned 8/29/2006)

COU2006-38 Consider Park & Recreation Committee Report (assigned 09/27/2006)

COU2006-55 Consider Project SP105: 2007 Crack Seal/Slurry Seal/Microsurfacing Program (assigned 12/27/2006)

COU2006-56 Consider Project 191019: Canterbury Street Sidewalk Improvements (assigned 12/21/2006)

COU2006-57 Consider Renewal of Special Use Permit at 7700 Mission Road (assigned 12/7/2006)

COU2007-02 Consider Reducing the size of the Council (assigned 1/8/2007)

COMMITTEE AGENDA

March 19, 2007

-
- COU2007-05 Consider Decrease in Rate charged for Off-Duty Contractual Employment of Police Officers (assigned 1/11/2007)
 - COU2007-08 Consider 2008 Budget (assigned 1/11/2007)
 - COU2007-10 Consider Recognition of Prairie Village families with service personnel in Iraq, Afghanistan or other dangerous areas (assigned 1/11/2007)
 - COU2007-11 Consider SP107: 2007 Street Repair Program (1/31/2007)
 - COU2007-17 Consider Educational Reimbursement Policy (assigned 2/8/2007)
 - COU2007-19 Consider Project 190860: 2007 Street Resurfacing Program (assigned 2/14/2007)
 - COU2007-21 Consider 7618 Mohawk Drive (assigned 2/14/2007)
 - COU2007-22 Consider Project 190718: 2007 Storm Drainage Repair Program (assigned 2/28/2007)
 - COU2007-23 Consider Curb Maintenance Program (assigned 2/28/2007)
 - COU2007-24 Consider Adoption of Resolution No. 2007-02 to establish a Transportation Cooperation Council (assigned 3/9/29007)
 - COU2007-25 Consider Interlocal Agreement Amendment with City of Overland Park for Traffic Signals (assigned 3/9/2007)
 - COU2007-26 Consider Street Light and Traffic Signal Policies (assigned 3/9/2007)
 - COU2007-27 Consider Project 190864 - 2008 Paving Program Design Consultant Fees (assigned 3/9/2007)
 - COU2007-28 Consider Project 190866 - 2008 CARS Program, 75th St (Belinder Avenue to Stateline Road) Design Consultant Fees (assigned 3/9/2007)
 - COU2007-29 Consider the Planning Funding Agreement between the City of Prairie Village and Nextel (assigned 3/14/2007)

LEGISLATIVE/FINANCE COMMITTEE

- LEG2000-25 Review fee schedules to determine if they are comparable to other communities and where appropriate (assigned Strategic Plan for 1st Quarter of 2001)
- LEG2003-12 Consider Resident survey - choices in services and service levels, redevelopment (assigned 8/7/2003)
- LEG2005-49 Consider Building Permit and Plan Review Fees (assigned 12/21/2005)

PARKS AND RECREATION COMMITTEE

- PK97-26 Consider Gazebo for Franklin Park (assigned 12/1/97)

PLANNING COMMISSION

- PC2000-01 Consider the inclusion of mixed-use developments in the City and create guidelines criteria and zoning regulations for their location and development (assigned Strategic Plan)
- PC2000-02 Consider Meadowbrook Country Club as a golf course or public open space - Do not permit redevelopment for non-recreational uses (assigned Strategic Plan 2nd Qtr 2001)

POLICY/SERVICES

- POL2004-15 Consider Project 190709: Somerset, Delmar to Fontana (assigned 8/26/2004)
- POL2004-16 Consider Project 190708: Tomahawk Road Nall to Roe (assigned 8/26/2004)
- POL2005-04 Consider Project 190809: 75th Street and State Line Road (assigned 2/1/2005)
- POL2005-30 Consider Project 190855: Tomahawk Road Bridge (assigned 11/1/2005)

PRAIRIE VILLAGE ARTS COUNCIL

- PVAC2000-01 Consider a brochure to promote permanent local art and history (assigned Strategic Plan for the 1st Quarter of 2001)