

CITY OF PRAIRIE VILLAGE

December 7, 2009

**Committee Meeting
6:00 p.m.**

**Council Meeting
7:30 p.m.**



City Council Meeting

December 7, 2009



Dinner provided by:



O'Neill's
Restaurant & Bar



Caesar Salad
Chicken Alfredo
Rolls & Butter

Brownie Tray

COUNCIL COMMITTEE
December 7, 2009
6:00 p.m.
Council Chambers

AGENDA

MICHAEL KELLY, COUNCIL PRESIDENT

AGENDA ITEMS FOR DISCUSSION

Presentation by City of Mission regarding the Mission Plaza Express, Pilot Bus Service

- *COU2009-116 Consider Amendment to the 2010 Parks Design Contract with Indigo Design
Chris Engel**
- *COU2009-117 Consider Participating in Smart Lights for Smart Cities Energy Efficiency
Conservation Block Grant application being submitted by MARC
Dennis Enslinger**
- *COU2009-111 Consider Project 190653 El Monte Fountain Construction Change Order #1
Bob Pryzby**

**Presentation regarding Retaining Walls and Aesthetics as part of CIP projects
Dennis Enslinger**

- COU2009-112 Consider Approval of Bid for Remodeling of Prosecutor's Office and Storage
Area
Bob Pryzby**
- COU2009-113 Consider Approval of Use of Contingency for 2009 Legal Expenses
Quinn Bennion**
- COU2009-114 Consider Approval of Council Policy 065 - Employee Service Awards
Quinn Bennion**
- COU2009-115 Consider Joint City/County Legislative Platform
Chris Engel**

***Council Action Requested the same night**



ADMINISTRATION DEPARTMENT

Council Committee Meeting Date: December 7, 2009
Council Meeting Date: December 7, 2009

***COU2009-116: CONSIDER AMENDMENT TO THE 2010 PARKS DESIGN CONTRACT WITH INDIGO DESIGN**

RECOMMENDATION

Parks and Recreation Committee recommends approval of amendment to 'Attachment A' for 2010 Parks Projects with Indigo Design in the amount of \$10,440.00.

COUNCIL ACTION REQUESTED ON DECEMBER 7 2009

BACKGROUND

This amendment is for revisions to the original park design contract with Indigo Design for Franklin Park per the recommendation of the Parks and Recreation Committee. This amendment adds the design for additional parking along Roe Avenue at Franklin Park and the naturalization of the stream channel in Franklin Park adjacent to Roe Avenue.

FUNDING SOURCE

The cost of this amendment is \$10,440. Projected construction costs for these two enhancements is \$140,000. Monies for the design of these two enhancements are available in the project funding.

ATTACHMENTS

Additional Scope of Services and list of deliverables for Roe Avenue parking and naturalized stream channel.

PREPARED BY

Christopher Engel
Asst. to the City Administrator
11/30/09

Prairie Village Park Projects.

ATTACHMENT A – ADDITIONAL SERVICES SCOPE

This supplemental section for Attachment A further defines the design scope and deliverables for additional services related to Franklin Park, specifically the Roe Avenue parking modifications and naturalization of the drainage channel:

DESIGN SCOPE

Roe Avenue Parking Modifications

- Expand the two existing north parking areas to allow conversion from parallel parking to angled parking.
 - Parking count will increase from 16 to approximately 29 stalls.
 - A new curb line will be established with an expanded asphalt surface.
 - The depth of the stalls may be increased beyond typical depths to allow for increased visibility of cars backing into Roe Ave. The parking angle will be a minimum of 45-degrees.
 - The stalls will be striped per Prairie Village standards.
- The existing parking area located south of the park entry will remain in its current configuration.

Naturalized Drainage Channel

- Remove the concrete bottom and re-grade channel to create a “meander” in the flow-line.
- Install amended, permeable soils in the stream bottom to increase percolation into the soil profile.
- Install permanent erosion control fabric in the stream channel to promote vegetation establishment and protect soils during high storm events.
- Re-grade stream banks to create a more natural look, and add stone boulders landscaping to increase the aesthetic affect.

DELIVERABLES

Deliverables will coincide with the schedule for remainder of the Franklin Park improvements and include:

Phase 1 – Schematic Design

- 24x36 plan sets to illustrate site plan and detailed design features (6 copies for City) - Layout, grading, landscape, and details for items noted in the design scope.
- Opinion of Probable Project Costs
- 24x36 or larger rendered plan for presentation purposes (for Public, PRC, and Council)
- Digital copies of all of the above

Phase 2 – Design Development

- 24x36 plan sets to illustrate dimensions for all site plan and design features (6 copies for City) - Layout, grading, and landscape.
- Opinion of Probable Project Costs
- Digital copies of all of the above

Prairie Village Park Projects.

ATTACHMENT A – ADDITIONAL SERVICES SCOPE

Phase 3 - Construction Documents

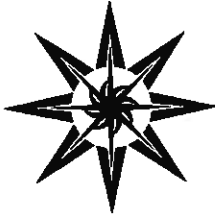
- 24x36 plan sets for bidding and construction purposes (6 copies for City) for all items noted in the design scope
- Project Manual with City-approved front end documents, bid form, and project specifications.
- Opinion of Probable Project Costs
- Digital copies of all of the above

Phase 4 – Bidding Administration

- Responses to bidder inquiries
- Addenda document preparation
- Bid tabulation form
- Assistance with bid tabulation and review

Phase 5 – Construction Administration

- The design team will provide on-call services to assist with plan interpretation at the discretion of the City.
- The design team will review shop drawings, as needed.
- A minimum of three (3) site visits will be conducted by Indigo Design during construction to coordinate with the Contractor relative to the naturalized stream, specifically to review final grading, review placement of stones in the stream, and mark/adjust plant locations, etc.



ADMINISTRATION

Council Committee Date: December 7, 2009
City Council Meeting Date: December 7, 2009

COU2009 -117: Consider Participating in Smart Lights for Smart Cities Energy Efficiency Conservation Block Grant application being submitted by MARC

RECOMMENDATION

Staff recommends the City Council authorize the Mayor to sign a Letter of Commitment to participate in the Smart Lights for Smart Cities EECBG being submitted by MARC.

SUGGESTED MOTION

I hereby move that the City Council authorize the Mayor to sign a Letter of Commitment to participate in the Smart Lights for Smart Cities Energy Efficiency Conservation Block Grant application.

BACKGROUND

City staff has been working with the Mid-America Regional Council (MARC) and other small cities, to investigate the possibility of submitting a joint Department of Energy Efficiency Conservation Block Grant. The DOE criteria for submission of a grant focus on the following items: regional approach, leveraging of capital, and transforming the market. Because of these criteria, a number of municipalities decided that a joint application would have the greatest likelihood of being selected.

Staff has attached an abstract for the proposed grant application which is entitled Smart Lights Coalition. This grant would provide funding for testing various high efficiency lighting technologies, and then allow cities to deploy an average of 200 high efficiency street lights in designated areas. This would be a partnership between the various municipalities and KCPL. In order to provide more leverage and additional funding for future lighting installations, coalition cities and KCPL would pledge to provide 50% of the initial utility savings as a result of the installation, for a period of 5 years. This would allow for the establishment of a revolving loan fund/grant process to finance additional installation of high efficiency street lights.

The MARC is asking for a letter of commitment from each coalition city prior to the submission of the grant application. A copy of the sample letter is attached for the Council review.

FUNDING SOURCE

No funding source is required at this time. If the grant is awarded, the City would be committing to sharing 50% of the utility cost savings realized as part of the program over a five-year period.

ATTACHMENTS

Grant Abstract
Sample Letter of Commitment

PREPARED BY

Dennis J. Enslinger
Assistant City Administrator
Date: December 3, 2009

EECBG Topic 2 - Abstract

Applicant: Mid-America Regional Council (MARC) on behalf of the Smart Lights Coalition, a coalition of smaller cities in the Kansas City metropolitan area.

Director: Dean Katerndahl

Project Title: Smart Lights for Smart Cities

Project Description: Cities and counties in the Kansas City metropolitan area use inefficient high pressure sodium street lighting. Not only does this use a lot of energy, generate additional greenhouse gases and other pollutants, but it is a major cost for local governments sometimes accounting for as much as 25 to 50 percent of their electric utility bill. This is especially burdensome during this period of decreased revenues. However, adoption and deployment of high efficiency street lights has been slow because local governments are unsure of the appropriate technologies and vendors.

The objective of the Smart Lights for Smart Cities project is, through a partnership of the Smart Lights Coalition, MARC and local utilities, particularly Kansas City Power & Light (KCPL), to deploy different technologies from different vendors in a number of different cities and use this initial deployment to transform the street light market in the Kansas City metro area by both demonstrating the effective technologies and vendors, by creating payment and tariff systems to incent their adoption, and by developing a revolving loan fund to finance their adoption.

The project will consist of the following components:

- Pre-grant activities include the testing of different technologies by KCPL (work to begin in January) and the development of bid specs for the lights
- Smart Lights Coalition members (20 cities) will each deploy an average of 200 high efficiency street lights in town centers, business areas, and residential areas
- The coalition will issue a single set of specifications for high efficiency street lights through the Kansas City Regional Purchasing Cooperative (KCRPC), a MARC affiliate, and KCPL, a partnership that should produce substantial savings for smaller communities.
 - Cities will select one of the technologies and vendors for their community
 - The coalition anticipates deploying several different technologies and vendors
 - Cities and utilities agree to maintain, monitor, and share data
- Coalition members and utilities agree to pay back to the program 50% of all utility bill savings for a period of five years to fund a revolving loan fund to be used to finance additional high efficiency street light deployment.
- KCPL and other participating utilities, coalition members and MARC will work to restructure tariffs and payment plans for street lights in order to incent adoption of high efficiency street lights and to assist in deployment and monitoring
- MARC and KCPL will coordinate citizen and technical evaluation of the lights and provide training for new and existing workers

The project will produce immediate cost and environmental savings including total annual savings to cities of \$277,000, annual savings of almost 3.8 million KWH, and a reduction in CO2 emissions of 4,375 tons. Long-term benefits include transformation of the street light market in the Kansas City metro area including the conversion of existing street lights to high efficiency fixtures in all communities with an annual savings by year six estimated to be over \$2.6 million, a reduction in annual KWH of almost 36 million KWH, and a reduction in CO2 emissions of over 41,000 tons. Local manufacturers of high efficiency street lights will also benefit from the transformation of the market.

Your City's Letterhead

(Date)

Mr. Dean Katerndahl
Director, Government Innovations Forum
Mid-America Regional Council
600 Broadway, Suite 200
Kansas City, MO 64105

Dear Mr. Katerndahl:

Please accept this letter as the commitment of the city of () to participate in the Smart Lights for Smart Cities EECBG Topic 2 grant project. It is our understanding that grant funds will provide our city with high efficiency street light fixtures and their installation.

If grant funds are able to fully fund the purchase and installation of high efficiency street lights in our community the city of () agrees to provide the following to the project:

- The city will participate in the program and will assign one or more staff persons to attend meetings and assist with the selection of fixtures and evaluation of the technology. The city commits to provide over a three year period at least 100 hours of staff time in support of the project.
- The city will work with MARC and our local utility to evaluate the high efficiency street light technology, including assessment of light quality and coverage by citizens, and to share this information with other communities.
- The city agrees to maintain the street lights that are installed when it is currently the city's responsibility for their maintenance.
- The city agrees to share 50% of the utility bill savings realized by installation of high efficiency street lights with EECBG Topic 2 grant funds for a period of five years. These funds will be used to create a loan fund to help finance the future installation of high efficiency street lights by participating cities.

This is understood to be a preliminary commitment subject to grant award and an appropriate detailed agreement between the city and MARC.

The city looks forward to working with MARC, other cities, and our local utility on this very valuable project.

Yours truly,

(Signature of appropriate city official)



PUBLIC WORKS DEPARTMENT

Council Committee Meeting Date: December 7, 2009

Council Meeting Date: December 7, 2009

***COU2009-111: CONSIDER PROJECT 190653 EL MONTE FOUNTAIN CC0#1**

RECOMMENDATION

Staff recommends the City Council approve Construction Change Order #1 for Project 190653 El Monte Fountain to Mega Industries Corp. for \$1,265.00.

COUNCIL ACTION REQUESTED ON DECEMBER 7 2009

BACKGROUND

This construction change order is for revisions to the original electrical service design to meet the requirements of KCPL and the City of Prairie Village Zoning. The KCPL change is to change the location of the electrical meter from a pole in the backyard of a home across the street to one on the island. The City of Prairie Village change is to comply with a 54-inch maximum height on the pedestal. The change order includes a 30 day additional time due to the delay in obtaining the electrical parts.

FUNDING SOURCE

Monies are available in the project funding.

RELATION TO VILLAGE VISION

CC1. Attractive Environment

CC1a. Make streetscape improvements to enhance pedestrian safety and attractiveness of the public realm.

CCS2. Parks and Green Space

CCS2a. Preserve and protect natural areas.

CCS2b. Enhance parks for active and passive recreation through capital improvements such as landscaping, tree and flower planting, shelters, picnic facilities, athletic fields, etc.

ATTACHMENTS

None

PREPARED BY

S Robert Pryzby, Director of Public Works

Date 24 November 2009



CITY OF PRAIRIE VILLAGE
PUBLIC WORKS DEPARTMENT
CONSTRUCTION CHANGE ORDER NO. |

City's Project: #190653 ElMonte Fountain Improvements

Date Requested: November 19, 2009

Contract Date: Oct.19, 2009

Consultant's Name: None

Contractor's Name: Mega Industries Corp.

REQUIRED CHANGES TO PRESENT CONTRACT

Contract Quantity	Previous Amount	Unit	Item Description	Adj. Quant.	Unit Price	Adjusted Amount
0	\$0.00	LS	Furnish and Install Direct burial pedestal	1	\$1,265.00	\$1,265.00
			Supply and install Nema 3R cabinet			

TOTAL \$0.00

TOTAL \$1,265.00
NET Increase \$1,265.00

EXPLANATION OF CHANGE - This change order is to cover the following items:
Furnish and install Direct burial pedestal and Nema 3R cabinet.

The Consultant does not anticipate a related Engineering Change Order.

	Contract Value	Contract Days
Original Contract	\$51,009.00	19
Current Contract including previous Change Orders	\$51,009.00	
NET This Change Order	\$1,265.00	30
New Contract Price	\$52,274.00	49

Tom Bolner
Contractor

11-20-09
Date

Bob Pryzby
Engineer

23 Nov 09
Date

Bob Pryzby, Director of Public Works
City of Prairie Village, KS

Date

MEGA INDUSTRIES CORPORATION

November 19, 2009

Mike Helms
City of Prairie Village, Kansas
Public Works Department
3535 Somerset
Prairie Village, Kansas 66208

RE: El Monte Fountain Improvements
Project No. 190653
COR #3 - Revised Electrical Service

Dear Mr. Helms,

We hereby present for your consideration a change order request for revisions to the original electrical service design per requirements of KCPL and the City of Prairie Village.

Scope of Work

- 1) Furnish and install a direct burial pedestal 100A 120/240V 1 phase, 3 wire self contained service.
- 2) Increase PVC conduit size to 2" with 3 - #2 aluminum conductor from the utility company power pole.
- 3) Increase in boring charges for upsizing conduit from 1" to 2".
- 4) Supply and install 20"x20"x8" Nema 3R cabinet with 4"x4"x24" pedestal.
- 5) Credit original service equipment and installation.
- 6) Credit original 1" conduit and conductor from service location to fountain control box in island.
- 7) Credit for unistrut control cabinet mounting.

All For The Lump Sum of..... \$1,265.00

There is a two week lead time on the direct burial pedestal.

This revision will extend the contract completion time.

With Best Regards,

MEGA INDUSTRIES CORPORATION


Tom Rohrer



PUBLIC WORKS DEPARTMENT

Council Committee Meeting Date: December 7, 2009

Council Meeting Date: December 7, 2009

***COU2009-112: CONSIDER PROJECT 190923: PROSECUTOR OFFICE CONSTRUCTION BID AWARD**

RECOMMENDATION

Staff recommends the City Council approve a bid award to Zipco Construction, Inc., for \$16,837.00 for Project 190923: Prosecutor Office Construction.

COUNCIL ACTION REQUESTED ON December 7, 2009

BACKGROUND

On November 20, 2009, the City Clerk opened four bids for constructing a Prosecutor Office, relocated Vending Room, Store Room and IT Office. The bids are:

Bidder	Prosecutor Office & Vending Room	IT Office & Store Room	Total Bid
Zipco Contracting, Inc.	\$13,980.00	\$ 2,857.00	\$16,837.00
Noblit Didier Development LLC	\$16,204.00	\$ 1,046.00	\$17,250.00
Construction Technologies LLC	\$15,158.00	\$ 2,625.00	\$17,783.00
*New Haven Homes	\$	\$	\$20,250.00

- The bid is rejected as it was not submitted on requested bid form.

It is proposed to use the City contracted electrician for the electrical work. This adds \$4,180.00 to the \$16, 837.00 for a total cost of \$21,017.000.

FUNDING SOURCE

It is proposed to use ADSAP funds for only the Prosecutor portion of the project as the ADSAP funds have restrictions on what they can be used for - DUI related expenditures. The Court has to report expenditures from the ADSAP funds to the State each year and would end up finding a funding source to reimburse the ADSAP funds if not spent according to the criteria. The balance of the funds will come from the Public Works Building account.

Funding will be from:	Public Works Building Account	\$ 2,360.00
	Prairie Village ADSAP funds	\$14,552.46
	Mission Hills ADSAP funds	\$ 4,104.54
	Total	\$21,017.00

PREPARED BY

S Robert Pryzby, Director of Public Works

Date December 3, 2009



ADMINISTRATION DEPARTMENT

Council Committee Meeting Date: December 7, 2009

Council Meeting Date: December 21, 2009

COU2009-113: Consider Approval of Use of Contingency for 2009 Legal Expenses

RECOMMENDATION

Staff recommends the City Council approve a transfer from General Fund Contingency to Legal Services in the amount of \$42,000 for T-Mobile Litigation Fees and Natural Gas Transport Franchise Legal Fees.

COUNCIL ACTION REQUESTED ON DECEMBER 21, 2009

BACKGROUND

The T-Mobile Litigation and Natural Gas Transport ordinance were not planned expenses when budgeting for Legal Services for 2009. T-Mobile litigation fees for 2009 were \$36,645. The Natural Gas Transport ordinance legal fees for 2009 were \$4,642. Other significant legal projects included Springbrook contract review, Supplemental Pension Plan changes and Charter Ordinance #25 protest petition challenge. The aforementioned projects contributed to an over budget legal budget in 2009. Staff requests a transfer from Contingency to cover the cost of these projects in the amount of \$42,000.

FUNDING SOURCE

General Fund Contingency

PREPARED BY

Jeanne Koontz

Deputy City Clerk

Date: December 2, 2009



ADMINISTRATION DEPARTMENT

Council Committee Meeting Date: December 7, 2009

Council Meeting Date: December 21, 2009

COU2009-114: Consider Council Policy 065 - Employee Service Awards

RECOMMENDATION

Staff recommends the City Council approve revisions to Council Policy 065 - Employee Service Awards.

COUNCIL ACTION REQUESTED ON DECEMBER 21, 2009

BACKGROUND

Employee Service Awards are given in recognition of an employee service anniversary for 5 years, 10 years, etc. The current policy accounts for an award of approximately \$50. The practice over the last few years has reflected a tiered approach for each milestone. The City has also been recognizing employee anniversaries with the League of Kansas Municipalities (LKM). The attached revisions more accurately reflect current practices. The only change is to first offer the LKM gift before a monetary gift is offered.

FUNDING SOURCE

Employee Service Awards are budgeted for in line 01-01-01-6350

ATTACHMENTS

1. CP065 - Employee Service Awards Red-lined
2. CP065 - Employee Service Awards Final

PREPARED BY

Jeanne Koontz

Deputy City Clerk

Date: December 2, 2009



City Council Policy: CP065 - Employee Service Awards

Effective Date: July 6, 1992 ~~December 21, 2009~~

Amends: CP065 - Employee Service Awards, July 6, 1992

Approved By: ~~City Council~~ Governing Body

I. SCOPE

II. PURPOSE

A. To provide guidelines for the purchase and selection of employee service awards recognizing employees on their recognized employment anniversaries.

III. RESPONSIBILITY

A. ~~City Clerk~~ Employee Events Committee

IV. DEFINITIONS

- A. ~~Employee: All full-time and part-time regular employees.~~
- B. ~~Seasonal Employees: Employees hired to meet seasonal work demands.~~
- IV-C. ~~Elected Officials: Governing Body Members~~

V. POLICY

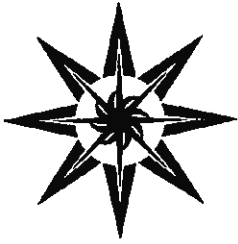
VI. PROCEDURES

- A. ~~The City shall authorize the expenditure of an average of \$60 per employee~~The City shall authorize the purchase of a gift from the League of Kansas Municipalities Service Award Catalog for employees eligible for recognition of a service anniversary. The Employee Events Committee will select three or four items from the list of gifts which appropriately recognize the various lengths of service. The employee may then select their gift from this list.
- B. ~~An employee committee responsible for the selection of service awards shall select three to four items from a standardized list of gifts which appropriately recognizes the various lengths of service. Each employee is then allowed to select the item they want to receive for recognition of their service with the City. Employees, seasonal employees, and elected officials will be recognized in the League of Kansas Municipalities City Service Awards Program and the City's Annual Holiday Luncheon.~~
- C. ~~If the employee would prefer to receive a bonus payroll check, the employee must inform the Employee Events Committee. The bonus payroll check will be authorized based on the scale below for employees eligible for recognition of a service anniversary.~~

1.	5 years	\$25.00
2.	10 years	\$50.00
3.	15 years	\$75.00
4.	20 years	\$100.00
5.	25 years	\$125.00
6.	30 years	\$150.00
7.	35 years	\$175.00
B-8.	40 years	\$200.00

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City Council Policy: CP065 - Employee Service Awards

Effective Date: December 21, 2009

Amends: CP065 - Employee Service Awards, July 6, 1992

Approved By: Governing Body

I. SCOPE

II. PURPOSE

- A.** To provide guidelines for the purchase and selection of employee service awards recognizing employees on their recognized employment anniversaries.

III. RESPONSIBILITY

- A.** Employee Events Committee

IV. DEFINITIONS

- A. Employee:** All full-time and part-time regular employees.
B. Seasonal Employees: Employees hired to meet seasonal work demands.
C. Elected Officials: Governing Body Members

V. POLICY

VI. PROCEDURES

- A.** The City shall authorize the purchase of a gift from the League of Kansas Municipalities Service Award Catalog for **employees** eligible for recognition of a service anniversary. The Employee Events Committee will select three or four items from the list of gifts which appropriately recognize the various lengths of service. The **employee** may then select their gift from this list.
- B. Employees, seasonal employees, and elected officials** will be recognized in the League of Kansas Municipalities City Service Awards Program and the City's Annual Holiday Luncheon.
- C.** If the **employee** would prefer to receive a bonus payroll check, the **employee** must inform the Employee Events Committee. The bonus payroll check will be authorized based on the scale below for **employees** eligible for recognition of a service anniversary.
- | | | |
|----|----------|----------|
| 1. | 5 years | \$25.00 |
| 2. | 10 years | \$50.00 |
| 3. | 15 years | \$75.00 |
| 4. | 20 years | \$100.00 |
| 5. | 25 years | \$125.00 |
| 6. | 30 years | \$150.00 |
| 7. | 35 years | \$175.00 |
| 8. | 40 years | \$200.00 |



ADMINISTRATION DEPARTMENT

Council Committee Date: December 7, 2009

COU2009-115: Consider Joint City/County Legislative Platform

RECOMMENDATION

Staff recommends City Council adopt the 2010 Joint Legislative Platform as written.

BACKGROUND

Every year the Council develops and adopts a Legislative Program that establishes the City's legislative priorities for the upcoming session. The concept of a joint City/County platform came out of the 2007 Leadership Summit and was later agreed upon at a special meeting of the Council of Mayors. This year's platform is the result of a series of meetings hosted by the County and attended by area managers and mayors.

The continual goal of the joint platform is to assert the common positions among the cities and the county and then relay those positions to our representatives. For the 2010 platform five of the six issues are being held over from last year with the four new additions being bus on shoulder service, KPERS funding, clarifications of the Community Improvement District (CID) Act and procedural changes for shifting the burden of proof in commercial appraisal hearings.

ATTACHMENTS

Draft copy of Joint 2010 County/City Legislative Platform and copy of Prairie Village 2009 Legislative Platform.

PREPARED BY

Chris Engel
Assistant to the City Administrator
Date: 11/30/09

JOINT 2010 COUNTY/CITY LEGISLATIVE PLATFORM

Draft November 13, 2009

Johnson County is a community of communities. Representatives of County and Municipal government within Johnson County have met and agreed that the following issues are mutually important to their respective interests.

COMPREHENSIVE TRANSPORTATION PLAN

Recognizing that transportation infrastructure is critical to public safety and quality of life, we support maintaining funding for the comprehensive transportation plan and encourage KDOT to give economic development greater consideration in the awarding of grants to local governments to build and reconstruct critical highway infrastructure, new infrastructure and other transportation mobility options. Further, we vigorously oppose any action of the state to reallocate federal transportation monies earmarked for and shared with counties and cities to finance any state revenue shortfalls in a comprehensive transportation program.

KANSAS OPEN RECORDS AND OPEN MEETINGS ACT

We believe that an open government is essential to building public confidence. However, we recognize that in some circumstances the public interest is better served by preventing the disclosure of sensitive information. We support the retention of the exceptions in the Kansas Open Records Act and the permitted subject matters for executive sessions contained in the Open Meetings Act currently found in the law.

LOCAL OPTION FOR PUBLIC EMPLOYER-EMPLOYEE RELATIONS ACT

Because local governments should remain empowered to decide collective bargaining issues based upon local conditions, circumstances, needs, values, and the desires of local taxpayers, we oppose the removal or preemption of the local option provision from the Public Employer-Employee Relations Act (PEERA).

STATUTORY PASS-THROUGH FUNDING

We call for the preservation of local government revenues which pass through the State of Kansas's treasury. These funds come from a longstanding partnership between local governments and the State, and are generated via economic activity at the local level. Both alcoholic liquor tax funds and the local portion of motor fuels taxes should not be withheld from local governments and siphoned into the State General Fund. Local governments in recent years have had to cope with the legislature not funding LAVTRF demand transfers and the machinery & equipment property tax "slider," and should not be forced to further aid in balancing the State's budget.

MAINTAIN EXISTING 911 FUNDING AUTHORIZATIONS

We seek to preserve the current E9-1-1 funding mechanisms. Ongoing changes in commercial communications technologies require ongoing technology and equipment enhancements to E9-1-1 and public safety communications systems to ensure the provision of effective E9-1-1 service. Continuation of existing E9-1-1 funding mechanisms is essential to meet that service goal.

BUS ON SHOULDER SERVICE

We support state legislation that will allow transit agencies to operate Bus on Shoulder service using existing infrastructure on the State Highway System. This legislative action could be utilized by other metro transit agencies to increase mobility options, relieve congestion and help reduce maintenance costs through a reduction in vehicle miles traveled. Staff at the Kansas Department of Transportation is supportive of this legislative change and service operation.

KPERS FUNDING

We support achieving a fully-funded public employees retirement system within a reasonable period of time. The local KPERS system should remain separate from the state and school retirement system. The system should accumulate sufficient assets during members' working lifetimes to pay all promised benefits when members retire.

COMMUNITY IMPROVEMENT DISTRICTS

We support amendments to the new Community Improvement District (CID) Act to correct inconsistencies and clarify procedural requirements. The Legislature created a new financing mechanism in 2009, allowing cities and counties to create Community Improvement Districts (CIDs) to more easily work with developers to encourage development and redevelopment. In utilizing this new tool it has become apparent that clarification of the law is needed regarding certain procedural requirements and that some inconsistencies in the law need to be corrected. These amendments will enable cities and counties to use CIDs to benefit their communities.

SHIFTING BURDEN OF PROOF IN APPRAISAL HEARINGS

The current statute, K.S.A. 79-1609, shifts the burden of proof for leased commercial property owners when they present three years income and expense information to the county appraiser at the various stages in the hearing process. We request a change in law that this would only occur if they presented the information at the informal level. This should resolve valuation cases earlier in the hearing process.

City of Prairie Village Johnson County



2009 Legislative Priorities

COMPREHENSIVE TRANSPORTATION PLAN - Recognizing that transportation infrastructure is critical to public safety and quality of life, Prairie Village supports maintaining funding for the comprehensive transportation plan and encourages KDOT to give economic development greater consideration in the awarding of grants to local governments to build and reconstruct critical highway infrastructure, new infrastructure and other transportation mobility options. Further, Prairie Village vigorously opposes any action of the state to reallocate federal transportation monies earmarked for and shared with counties and cities to finance any state revenue shortfalls in a comprehensive transportation program.

KANSAS OPEN RECORDS AND OPEN MEETINGS ACT - Prairie Village believes that an open government is essential to building public confidence. However, we recognize that in some circumstances the public interest is better served by preventing the disclosure of sensitive information. Prairie Village supports the retention of the exceptions in the Kansas Open Records Act and the permitted subject matters for executive sessions contained in the Open Meetings Act currently found in the law.

LOCAL OPTION FOR PUBLIC EMPLOYER-EMPLOYEE RELATIONS ACT - Because local governments should remain empowered to decide collective bargaining issues based upon local conditions, circumstances, needs, values, and the desires of local taxpayers, Prairie Village opposes the removal or preemption of the local option provision from the Public Employer-Employee Relations Act (PEERA).

DEMAND TRANSFERS - Prairie Village supports the reinstatement and full funding of the State's three revenue sharing programs with local governments, known as "demand transfers," at the statutorily required levels and oppose legislation that would further reduce or eliminate this aid, particularly if reductions are not replaced with fair and adequate alternate sources of revenue. We recognize that the Kansas Expanded Lottery Gaming Act passed during the 2007 legislative session which contains provisions that the State's portion of expanded gaming revenue will be used in part to restore the LAVTRF. We applaud this action and encourage the Legislature to retain this funding.

MAINTAIN EXISTING 911 FUNDING AUTHORIZATIONS TO 2020 - Prairie Village seeks to preserve the current E9-1-1 funding mechanisms for the next ten years. Ongoing changes in commercial communications technologies require ongoing technology and equipment enhancements to E9-1-1 and public safety communications systems to ensure the provision of effective E9-1-1 service. Continuation of existing E9-1-1 funding mechanisms is essential to meet that service goal.

LEGAL NOTICE PUBLICATION - Prairie Village supports legislation to allow for electronic posting of legal notices. State law requires local governments to publish legal notices in each jurisdiction's publication of record. As a result, there are considerable costs to taxpayers. Allowing for posting of legal notices on the City's website not only allows for more residents to have easy access to the information but results in considerable tax dollar savings. As a final consideration, information on the website is free, while residents must purchase newspapers.

**COUNCIL MEETING AGENDA
CITY OF PRAIRIE VILLAGE
December 7, 2009
7:30 p.m.**

- I. **CALL TO ORDER**
- II. **PLEDGE OF ALLEGIANCE**
- III. **ROLL CALL**
- 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 - November 16, 2009
- 2. Approve the recommendation of the United Community Services Board of Directors contained in the 2010 Human Service Fund recommendation report and approve a contribution to the 2010 Human Service Fund of \$6,500 from the 2010 Parks, Recreation & Community Services Budget.
- 3. Approve the recommendations of the Drug and Alcoholism Council of Johnson County contained in the United Community Services Fund Recommendations Report and approve a contribution to UCS of \$15,000 from the 2010 Parks, Recreation and Community Services budget.
- 4. Approve the issuance of Cereal Malt Beverage Licenses for the following businesses for 2010.
 - Sunshine Energy LLC DBA SE #156 - 3901 Tomahawk Rd
 - Sunshine Energy LLC DBA SE #67 - 8120 Mission Rd
 - Four B Corp DBA Hen House Market - 6950 Mission Rd
 - Four B Corp DBA Hen House Market - 4050 W 83rd St
 - Hy-Vee, Inc. - 7620 State Line Rd
 - PCF SaleCo DBA Circle K #6100 - 9440 Mission Rd
- 5. Approve the continuation of ongoing or multi-year agreements for 2010.
- 6. Approve the maintenance agreement with Blue Valley Public Safety Inc. for Maintenance of weather alert sirens for 2010.
- 7. Approve the renewal of the contract with the city's Public Defender, Robin A. Lewis.
- 8. Approve the agreement between the City of Westwood and the City of Prairie Village for multi-jurisdictional building inspection services.
- 9. Approve the continuation of on-going agreements in 2010.

By Committee:

- 10. Adopt Resolution No. 2009-21 establishing salary ranges for City positions for the calendar year 2010. (Council Committee of the Whole Minutes - November 16, 2009)
- 11. Approve an agreement with Silverstone Group to provide actuary services for the City's Police Pension Plan, pending review by the City Attorney. (Council Committee of the Whole Minutes - November 16, 2009)
- 12. Approve the revisions to the Prairie Village Fee Schedule effective January 1, 2010. (Council Committee of the Whole Minutes - November 16, 2009)
 - Conditional Use Permit \$600*
 - Preliminary/Final Development Plan \$650*
 - Administrative Site Plan Approval \$100

Residential Building Line Modification	\$100
Residential Site Plan Approval for Generator	\$100
Fence/Retaining Wall	\$100
Building Elevation	\$100
Sign Standards Review	\$100
Monument Sign Review	\$100
Preliminary Plat	\$650
Final Plat	\$650
Short Term Special Use with Planning Commission Approval	\$100*

VI. PUBLIC HEARING - 2011-2012 Transportation Enhancement Funding from Kansas Department of Transportation

VII. MAYOR'S REPORT
Consider Resolution of Support for Transportation Enhancement Funding from Kansas Department of Transportation

VIII. COMMITTEE REPORT
Council Committee of the Whole
COU2009-116 Consider Amendment to the 2010 Parks Design Contract with Indigo Design - Michael Kelly

COU2009-117 Consider Participating in Smart Lights for Smart Cities Energy Efficiency Conservation Block Grant application being submitted by MARC - Michael Kelly

COU2009-111 Consider Project 190653 El Monte Fountain Construction Change Order #1 - Michael Kelly

IX. STAFF REPORTS

X. OLD BUSINESS

XI. NEW BUSINESS

XII. ANNOUNCEMENTS

XIII. 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

December 7, 2009

**CITY COUNCIL
CITY OF PRAIRIE VILLAGE
NOVEMBER 16, 2009**

The City Council of Prairie Village, Kansas, met in regular session on Monday, November 16, 2009, 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, Dale Warman, Ruth Hopkins, Michael Kelly, Laura Wassmer, Dale Beckerman, Charles Clark, David Morrison, Diana Ewy Sharp and David Belz.

Also present were: Quinn Bennion, City Administrator; Katie Logan, City Attorney; Wes Jordan, Chief of Police; Bob Pryzby, Captain Tim Schwartzkopf; Director of Public Works; Keith Bredehoeft, Project Manager; Dennis Enslinger, Assistant City Administrator; Karen Kindle, Finance Director; Chris Engel, Assistant to the City Administrator and Joyce Hagen Mundy, City Clerk.

Mayor Shaffer led all those present in the Pledge of Allegiance.

PUBLIC PARTICIPATION

Mayor Shaffer announced those residents present to address the City Council on the issue of sidewalks on 83rd Street would be allowed to address the Council later in the meeting during the discussion of this item.

Mayor Shaffer acknowledged the presence of several Rockhurst High School students attending the meeting for their American Government class.

He also welcomed new business owner Kathy Burlison, with Frog Droq Development & Design, Inc. a business support services and tax preparation business located at 75th & Windsor.

CONSENT AGENDA

Michael Kelly moved the approval of the Consent Agenda for Monday, November 16, 2009.

1. Approve Regular Council Meeting Minutes - November 2, 2009
2. Approve Claims Ordinance 2865
3. Approve the Interlocal Agreement between the City of Prairie Village and Johnson County Park & Recreation District for the use of City facilities for 2010 programming.
4. Adopted the proposed revisions to the City's Records Retention Schedule.
5. Rescind Personnel Policy #196 entitled "YMCA Membership" effective December 31, 2009.

A roll call vote was taken with the following members voting "aye": Herrera, Warman, Hopkins, Kelly, Wassmer, Beckerman, Clark, Morrison, Ewy Sharp, and Belz

MAYOR'S REPORT

- Mayor Shaffer stated he attended the following events in the past two weeks representing the City as Mayor:
 - City Employee Luncheon on Friday, October 30th
 - Belinder School Dad's event on November 3rd
 - Johnson/Wyandotte Mayors Association dinner with state Legislative Representatives on November 4th
 - Open House on behalf of Ripple Glass at Blvd. Brewery on November 15th
 - Sister City Reception for Shawnee Mission East Foreign Exchange Students on November 9th
 - Prairie Village resident Ruth Bells 100th birthday celebration
 - Johnson County Community College reaccreditation interview process on November 12th

COMMITTEE REPORTS

Council Committee of the Whole

COU2009-108 Consider Revisions to the Supplemental Pension Plan

On behalf of the Council Committee of the Whole, Michael Kelly moved the Governing Body approve revisions to the City's Supplemental Pension Plan (SPP) effective January 1, 2010 and approve ING to serve as the Trustee effective January 1, 2010 and thereafter with M&I remaining as sub-custodian of all assets in the Plan as of December 31, 2009 and sub-custodian on the plan asset balance as December 31, 2009 through delivery to ING on February 1, 2010. The motion was seconded by Laura Wassmer and passed unanimously.

COU2009-109 Consider approval of Professional Planning/Design Services Agreement with Indigo Design for 2010 Park Plans

On behalf of the Council Committee of the Whole, Michael Kelly moved the Governing Body approve the Park Planning/Design Services Agreement with Indigo Design and waive Council Policy #16 entitled "Selection of Professional Architect/Engineer Consultant Services" subject to review by the City Attorney. The motion was seconded by Laura Wassmer.

Mr. Kelly noted that although he made the motion as Council President, he will be voting in opposition to the motion as he does not feel the established process of going out to bid should have been waived. Ruth Hopkins stated that she too would be voting against the motion. Her opposition in addition to the waiving of the established bid process was primarily the presentation by staff of significant changes to the information presented to Council in their packets and their request to take action without having been given the necessary documentation on which to base a decision.

The motion was voted on and passed by a vote of 9 to 2 with Hopkins and Kelly voting in opposition.

OLD BUSINESS

Update on 83rd Street Sidewalk Design

Laura Wassmer advised residents present that had trouble contacting Council members that several council members were out of town last week at the National League of Cities conference and that even if they were unable to respond, they have received your messages.

Keith Bredehoeft reviewed the proposed sidewalk design for sidewalks to be constructed in conjunction with the 2010 CARS Project along the north side of 83rd Street from Rosewood to Nall per City Council Policy 204 which requires sidewalks to be placed on both sides of arterial and collector streets. He showed photographs of all the locations as they currently exist and with the proposed sidewalk overlaid on the property, noting adjustments that have been made to address problems with slope and grade on the properties and the minimal available right-of-way for the construction of sidewalks. All of the proposed sidewalks are designed to be five feet in width and placed at the back of the curb. It was noted that three utility poles will have to be moved to accommodate the sidewalk and this has been discussed with KCP&L.

Diana Ewy Sharp stated one of the primary concerns from the residents was the placement of the sidewalk at the curb on this truck route and the difficulties of maintaining the small areas of green space after the placement of the sidewalk. Mr. Bredehoeft noted the construction of sidewalks at the back of curb is not the desired location, but is required in this situation because of limited right-of-way and existing

trees, landscaping and improvements. Mr. Pryzby stated the one property grows iris along their property and these could be grown in the space remaining. Chief Jordan stated this street was not a designated truck route.

Dale Beckerman asked for the costs of the project. Mr. Bredehoeft responded the entire project is budgeted at \$600,000 with \$150,000 of that being for the installation of sidewalk and another \$50,000 for the necessary construction of retaining walls on three of the properties.

Al Herrera confirmed that the City was not making any modifications to the existing stone walls, but only to the driveway areas to meet the required slopes per ADA regulations.

Michael Kelly asked if there was some way to make the retaining walls more aesthetically appealing. Keith Bredehoeft responded there are alternatives to the flat concrete surfaces. Mr. Pryzby noted the installation of stone or stone veneer similar to that used on the city park identification signs could be placed on the walls.

Diana Ewy Sharp stated the City has not done that at other locations and she is not comfortable starting that practice now. Michael Kelly noted it does not have to be a general practice, but merely an option when appropriate. Dale Warman stated he does not feel the retaining walls at this location should not be enhanced simply because it has not been done in the past. The construction of flat concrete retaining walls in front of these beautiful stone walls currently located on the properties would be a huge disservice to the residents and would negatively impact their properties.

Mayor Shaffer opened the meeting to public comment from residents.

Rowena Conklin, 4811 West 83rd Street, stated they purchased their home in 1993 and questioned at that time if sidewalks would be placed on the property. They

recognized the value of their home builder's award winning home as built. She noted the placement of a bank of trees providing protection from the north wind along a constructed berm. She does not want any action taken that will damage those trees. She does not want to see the current stacked stone surrounding the berm and trees to be replaced with a flat slab concrete retaining wall, but acknowledges the need for the wall to protect from erosion. She would be very disappointed with the construction of a concrete wall. There is a great deal of stacked stone on their property and she feels this element should be retained.

Bob Numrich, 5400 West 83rd Street, stated he is not against sidewalks and thanked the City and its staff for allowing the residents to have input into the possible design of sidewalks and to address their concerns. He stated although the street may not have the official designation of a truck route, you could not tell that based on the traffic between 5 and 8 am each morning. Mr. Numrich noted the intersection of 83rd & Nall is already a dangerous intersection and he fears the proposed construction of a sidewalk located at the back of the curb would only further add to its danger. He also stated the proposed sidewalk does not connect to another sidewalk and would in essence be a sidewalk to nowhere. Mr. Numrich stated the current sidewalk located on the south side of the street is surrounded by green open space and can accommodate the needs of the area.

Mr. Numrich noted the retaining wall proposed in front of his property starts at the middle of his property and drops 18 inches from the height of his existing stonewall. The proposed sidewalks and retaining walls are both an aesthetic and safety concern as well as the impact of the relocation of existing utility poles.

Gary Regan, 5300 West 83rd Street, resides in the fourth house on the street. He noted the existing stone wall has been in Prairie Village longer than the City has been a city. He raised the concern of the impact of vehicles hitting and bouncing off the proposed retaining walls like bumper pool. He agreed that the existing sidewalk on the south side is adequate to meet the need for sidewalks in this area.

Marsha Lipsky, 8224 Rosewood Lane, noted that on the south side of her property there is a row of pine trees that provide privacy and the proposed sidewalk would interfere with those as well as their sprinkler system. She commended the City for their work on their cul-de-sac. She stated the sidewalk on the other side of the street is utilized, but not overly used and she does not see the necessity to construct another sidewalk

Kathy McIntyre, 5450 West 83rd Street, stated she has resided at this location since 1987 and does not see a need for a sidewalk in addition to the current sidewalk located on the south side. She feels a sidewalk placed at the back of the curb on Nall would be dangerous. She stated the iris currently planted along the stone wall would not survive in the minimal space between the sidewalk and the wall.

Kathy Morrison, 8221 Rosewood, stated her neighborhood is totally supportive of the construction of the proposed sidewalk.

Martha Madden, 5400 West 83rd Street, stated she is adamantly opposed to the construction of the proposed sidewalk. She noted the students cross at the crosswalk and feels the sidewalk would be rarely used. She asked the City to consider the cost benefit of the proposed sidewalk. She does not feel it would be favorable.

Gary Regan, 5300 West 83rd Street, encouraged the Council if they had any doubt about the sidewalk to put it off for future discussion. Mr. Regan referenced a petition submitted by the five property owners whose properties would be impacted.

Mayor Shaffer closed public comment at 8:30 p.m.

Dale Warman stated his neighborhood recently had sidewalks constructed on their property which they strongly opposed; however, they are now grateful to have them. Mr. Warman feels the City needs to consider aesthetics and strongly urges the Council to enhance the flat concrete retaining wall currently proposed for this project.

Michael Kelly noted one of the items discussed by the 75th Street Corridor Committee was how the large retaining walls along 75th Street detracted from the area.

Al Herrera noted Council has always talked about the beauty of "old PV" neighborhoods with their charm and history. This particular street with the landmark stone wall that has been in existence since the 1920's is an integral part of the history. He feels the Council should reconsider the impact the placement of sidewalks at this location would have.

Bob Pryzby stated a stone veneer could be attached to the front of the concrete retaining wall to provide a more aesthetic wall and better blend with the existing stone wall on these properties.

Laura Wassmer stated she is a huge proponent of sidewalks and looking at future needs; however, on this particular stretch she does not see the sidewalks as a good fit and feels the maintenance of the beauty of the wall supersedes. She supports the sidewalk on the south side and would like to put money into enhancing the retaining walls, but not mess up this historic corner.

Charles Clark stressed the need to think about future residents. It is extremely dangerous for a child to have to cross the street to get to the sidewalk on the south side. He feels these sidewalks are necessary.

Diana Ewy Sharp echoed Mr. Clark's comments noting the Council needs to look at the City as a whole. As chairman of the Parks and Recreation Committee she continues to hear requests for sidewalks. She noted the City has a policy in place and staff has done an exceptional job meeting with the impacted property owners, she supports going forward and if something can be done to enhance the retaining wall that is good.

David Belz stated he sits on an area Transportation Board which talks a great deal about the need for walkability and sidewalks throughout communities, not just Prairie Village, for both children and adults. Interconnectivity is vital to the growth of a community and if the construction of sidewalks is waived, that interconnectivity will be broken. He noted this is a difficult decision, but feels that once it is completed it will only serve to enhance the City.

Al Herrera agreed that sidewalks are important, but noted there comes a point where other considerations must be acknowledged and he feels the installation of sidewalks at this location would be harmful to the aesthetics of the City. He stated as Co-chair of the Parks & Recreation Committee, he has not heard requests for sidewalks that could be construed as a blanket statement for the entire city.

Mayor Shaffer asked what the schedule was for this project. Mr. Pryzby responded it is a 2010 CARS project that will be bid in early 2010 with the sidewalks being constructed as part of the street project.

David Morrison stated the stone wall is a landmark and does not feel the expenditure of an additional \$60,000 is merited. He noted there are times when exceptions need to be made and he feels this is one of those times. He does not find the cost benefit of the sidewalks to be justified.

Diana Ewy Sharp noted the entire Parks Master Plan contains comments from residents that they want walkability in the City. Sidewalks throughout the City are required for that interconnectivity and walkability.

Michael Kelly stated he supports the sidewalk policy, but noted the policy is not law and should be evaluated and reviewed in instances where it may not be in the best interest of the City for the policy to be followed. He noted he is seeing a lot of concrete being poured throughout the City without considering how it impacts the livability of communities. He feels this construction could be done creatively to lessen the negative impact and until he sees that happening he can not support the action.

Dale Warman noted the staff has given the residents options; however, he cannot vote in support of the sidewalks if the retaining walls are constructed as presented with poured concrete.

Mayor Shaffer asked Mr. Pryzby if the Council could direct the retaining wall to be constructed of stone to match the existing stone wall. Mr. Pryzby answered yes.

Charles Clark moved the Governing Body authorize the inclusion of sidewalks as proposed with the concrete retaining walls being replaced with stone walls matching the existing stone wall found on the properties. The motion was seconded by Ruth Hopkins.

David Belz stated he could not vote in support of the motion without knowing the cost. Charles Clark stated this is direction for the design. Bob Pryzby stated the

retaining walls would be designed to be built of stone or the same material as the existing stone wall.

David Morison confirmed those opposing the construction of the sidewalk should vote against the motion on the floor.

Dale Beckerman asked if this would come back to the Council at a later date. Mr. Pryzby responded the construction contract would come before the Council and the cost would be known at that time.

Al Herrera expressed concern with not knowing the cost. Mr. Clark replied the direction is for the design, not the construction.

Michael Kelly stated he would like to have some kind of discussion related to the policy addressing what can be done to enhance the aesthetics of retaining walls.

Dale Beckerman stated he feels it is inevitable that there will be sidewalk all along Nall in the future. He does not like the proximity of the sidewalk to the street, but he is confident there will be a sidewalk on this corner in the future and therefore, when this moves forward he would like to see the aesthetics of the community protected. Mr. Beckerman questioned if the motion should separate the issue of the sidewalk from the construction of retaining walls.

Al Herrera asked what happens if you vote for the stone wall and it is cost prohibitive. Mr. Clark responded he is hearing from Council that they are willing to spend money on aesthetic improvements.

Ruth Hopkins called the question. The motion was seconded by David Belz and passed by a vote of 10 to 1 with David Morrison voting in opposition.

The original motion authorizing the inclusion of sidewalks and enhanced retaining walls in the design of the project was voted on and passed by a vote of 8 to 3 with Herrera, Wassmer and Morrison voting in opposition.

Mayor Shaffer thanked the neighbors for their comments and input on this matter.

Status of nuisance declaration at 7578 High Drive

Dennis Enslinger reported notice was received by the property owner at 7578 High Drive regarding the City's intent to declare the property a nuisance. He did not request a hearing before the Council to appeal the declaration. Staff has prepared the bid documents to hire a contractor to correct the property violations. However, he noted the owner has contacted an individual who has indicated that he will be doing the work. Mr. Enslinger noted the City will proceed with the notice to bid in event the other individual does not complete the work as required.

Reconsider Resolution 2009-22 authorizing Trafficway Improvements

Quinn Bennion stated on September 8, 2009, the Governing Body adopted Ordinance 2205 designating City streets as trafficways. Certain streets designated in the ordinance were omitted in the official publication. To correct this publication problem, the Ordinance has been republished and bond counsel has recommended Resolution 2009-22 be readopted by the Governing. Except for the new Resolution Number and the date of adoption, the resolution is the same as Resolution 2009-15 adopted on September 21, 2009.

Michael Kelly moved the Governing Body approve Resolution 009-22 authorizing certain main trafficway improvements and providing for the manner of paying for the same. The motion was seconded by Ruth Hopkins and passed unanimously.

NEW BUSINESS

Al Herrera apologized to staff for the comments made at the prior Council meeting stating that he had not verified the information he had been told and had discovered it was not accurate.

Diana Ewy Sharp reported on the National League of Cities Public Finance Committee which met during the recent NLC conference. The Committee is in agreement that the 2011 budgets will be as difficult as the 2010 budgets were for cities as states continue to struggle with their budgets. Cities have reported a 20 - 30% reduction in costs on recent projects that have been bid. Ms Ewy Sharp shared with the committee the most recent edition of the Village Voice and was complimented on the City's presentation of the City Budget to residents in that edition. She commended staff for the excellent communication piece.

Mayor Shaffer noted the distribution of the hardcopy of the city's 2010 budget and thanked Finance Director Karen Kindle for her work.

ANNOUNCEMENTS

Committee meetings scheduled for the next two weeks include:

Prairie Village Arts Council	11/18/2009	7:00 p.m.
Parks & Recreation Committee	11/18/2009	7:00 p.m.
Environment/Recycle Committee	12/02/2009	7:00 p.m.
Council Committee of the Whole	12/07/2009	6:00 p.m.
City Council	12/07/2009	7:30 p.m.

=====

The Prairie Village Arts Council is pleased to announce an exhibit by the Mid-America Pastels Society during the month of November.

Flu shots have been rescheduled for **November 18, 2009** from 7:30 - 9:00 a.m. at Public Works or 2:00 to 4:00 p.m. at City Hall. Flu Shots are available to Council Members for \$10.

The Northeast Johnson County Chamber of Commerce Annual dinner is November 21, at 6:00 p.m.

The City offices will be closed November 26th and 27th in observance of the Thanksgiving holiday. Deffenbaugh observes this holiday on November 26th with trash collection being delayed one day the remainder of the week.

The Municipal Foundation will be hosting the annual Mayor's Holiday Tree Lighting on Monday, November 30th at Corinth Square from 6:00 to 7:30 p.m.

The Johnson and Wyandotte Counties Council of Mayors Annual Holiday Social Dinner is December 2, 2009 at 5:30 p.m. at the Lodge at Ironwoods Park.

The Mayor's Holiday Volunteer Party is Friday, December 4, 2009 at 6:30 at the Homestead Country Club.

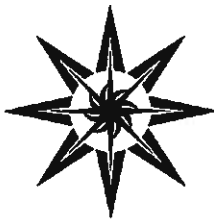
The Municipal Foundation will be hosting a Gingerbread House Decorating Party on Sunday, December 13th at the Community Center from 2:00 to 4:00 p.m.

The 50th Anniversary books, Prairie Village Our Story, are being sold to the public.

ADJOURNMENT

With no further business to come before the City Council, the meeting was adjourned at 9:15 p.m.

Joyce Hagen Mundy
City Clerk



ADMINISTRATION DEPARTMENT

Council Meeting Date: December 7, 2009

CONSENT AGENDA: Consider 2010 Human Service Fund
Recommendation Report

RECOMMENDATION

Staff recommends the City Council approve the recommendation of the United Community Services Board of Directors contained in the 2010 Human Service Fund recommendation report and approve a contribution to the 2010 Human Service Fund of \$6,500 from the 2010 Parks, Recreation & Community Services Budget.

BACKGROUND

For 20 years, the Human Service Fund has offered local governments a cost-efficient, accountable mechanism to support an array of services delivered by nonprofit agencies that help residents of every city and township who are facing difficult circumstances. The United Community Services Board of Directors has prepared its recommendations for allocation of the 2010 Human Service Fund.

FUNDING SOURCE

\$6,500 is budgeted for 2010 in the Community Services Program.

01-06-41-5160

ATTACHMENTS

1. 2010 Human Service Fund Recommendation Report

PREPARED BY

Jeanne Koontz
Deputy City Clerk
November 11, 2009



United Community Services of Johnson County

Catalyst for Positive
Community Change

November 6, 2009

Board Members

- Rev. Tom Are, Jr.
- Wes Ashton
- Shane Cuevas
- E.H. Denton
- Carol Gonzales
- Hon. Terrie Huntington
- Katie Logan
- Patty Mach
- Hon. Laura McConwell
- Brent McCune
- Tim McKee
- Dr. Janis McMillen
- Thomas J. Rohling
- Blake Schreck
- Brad Stratton
- Loretta Summers
- Rebecca Tilden
- Karlyn B. Wilkins
- Eugene R. Wilson

Council of Advisors

- Barbara Allen
- Gary Anderson
- Mary Birch
- Dick Bond
- Dr. Terry Cataway
- Dr. Robert Clark
- Ben Craig
- Hon. Peggy Dunn
- Jeffrey O. Ellis
- SuEllen Fried
- Betty Keim
- Audrey Langworthy
- Rabbi Mark Levin
- Laura McKnight
- Dr. Robert Meneilly
- Hon. Mark Parkinson
- Carol Sader
- Charlie Sunderland
- Hon. Annabeth Surbaugh
- Dr. Elaine Tatham
- Stephen Tatum
- Dr. Tom Trigg
- Robert Vancrum
- Dr. Ron Wimmer
- Hon. David Wysong

Executive Director

Karen Wulfsuhle

To: Quinn Bennion

From: Karen Wulfsuhle, Executive Director

RE: 2010 Human Service Fund Recommendation Report

The United Community Services Board of Directors has prepared its recommendations for allocation of the 2010 Human Service Fund. The enclosed report is submitted for Prairie Village's action. To receive an electronic version of the document, please contact Stacy Davis, stacyd@ucsjoco.org.

The Human Service Fund agreement gives participating jurisdictions the authority and responsibility for determining allocations from this fund. **The governing body is requested to take action to approve or modify the recommendation and notify UCS no later than January 29, 2010.** After that date, the recommendation will stand as presented.

If you would like a representative from UCS to attend a Council meeting, or if you have any questions about the recommendation or process, please contact me at 913-438-4764. We appreciate your support of this county-wide partnership. Thank you.

Enclosure: 2010 Human Service Fund Recommendation Report





Catalyst for Positive
Community Change

United Community Services of Johnson County

2010 HUMAN SERVICE FUND RECOMMENDATION REPORT

For Action by City and County Governments

Board Members

Rev. Tom Are, Jr.
Wes Ashton
Shane Cuevas
E.H. Denton
Carol Gonzales
Hon. Terrie Huntington
Katie Logan
Patty Mach
Hon. Laura McConwell
Brent McCune
Tim McKee
Dr. Janis McMillen
Thomas J. Rohling
Blake Schreck
Brad Stratton
Loretta Summers
Rebecca Tilden
Karlyn B. Wilkins
Eugene R. Wilson

Council of Advisors

Barbara Allen
Gary Anderson
Mary Birch
Dick Bond
Dr. Terry Calaway
Dr. Robert Clark
Ben Craig
Hon. Peggy Dunn
Jeffrey O. Ellis
SuEllen Fried
Betty Keim
Audrey Langworthy
Rabbi Mark Levin
Laura McKnight
Dr. Robert Meneilly
Hon. Mark Parkinson
Carol Sader
Charlie Sunderland
Hon. Annabeth Surbaugh
Dr. Elaine Tatham
Stephen Tatum
Dr. Tom Trigg
Robert Vancrum
Dr. Ron Wimmer
Hon. David Wysong

Executive Director

Karen Wulfskuhle

For 20 years, the **Human Service Fund** has offered local governments a cost-efficient, accountable mechanism to support an array of services delivered by nonprofit agencies that help residents of every city and township who are facing difficult circumstances. Nonprofit agencies play a vital role in **building economic self-reliance and protecting personal and community safety**, which contribute to less crime, lower tax rates, an increased standard of living, and improved economic health of our entire community.

County Government and 14 cities have committed \$245,175 to the 2010 Human Service Fund. (See appendix A.) Due to difficult economic times, this amount is nearly \$20,000 less than the 2009 amount. As a result, almost every currently funded program is recommended for an allocation that is lower than their current funding; additionally, no new programs are recommended. These decisions are not intended to reflect negatively on any organization; rather, the recommendations represent a balanced response to fewer dollars.

United Community Services is proud of this long-standing partnership (started in 1990) and commends you, as elected officials, for recognizing the important role that government plays by supporting human services as one component of an economically vital and safe community. Thank you for your support of the Human Service Fund.

This recommendation report is hereby submitted to participating cities and County Government for review and action no later than January 29, 2010.



**RECOMMENDED FOR FUNDING
2010 HUMAN SERVICE FUND**

Applicant	2009 Grant	2010 Request	2010 Recommendation	Priority Service Area
CASA of Johnson & Wyandotte Counties	\$15,000	\$20,000	\$13,500	Court-ordered intervention by trained volunteers for children in Child-In-Need of Care cases. Volunteer advocates gather information for the Judge about the child's needs and safety, and provide a stable adult presence in life of a child who has been abused or neglected.
Catholic Community Services (Emergency Assistance)	\$60,000	\$60,000	\$57,800	Emergency assistance and case management to meet basic needs for low-income families at or below 150% of poverty.
Catholic Community Services (Low-Income Childcare Assistance)	\$7,500	\$8,000	\$7,000	Temporary childcare subsidies to assist low-income parents working full- or part-time, attending school full-time, or actively seeking employment.
El Centro	\$20,000	\$30,000	\$16,500	Patient Navigation/Health Care case management provides the uninsured with access to healthcare through medical advocacy, referrals to Safety Net clinics, resolution of billing issues, information about medical assistance plans, and help with completion of applications.
The Family Conservancy	\$12,000	\$15,000	\$10,000	Individual Development Accounts (IDAs) (incentive-based savings) and financial education program that assist low-income residents in acquiring long-term appreciable assets.
Head Start of Shawnee Mission	\$7,500	\$10,000	\$7,000	Wrap-Around-Care scholarships for 3-5 year-olds in low-income families needing extended day care to maintain either full-time education or employment.
Health Partnership Clinic	\$32,000	\$35,000	\$30,000	Health and dental care for low-income, uninsured Johnson County residents.
Johnson County Interfaith Hospitality Network	\$7,500	\$10,000	\$7,000	Case management, shelter, meals, social service assistance, and one-year of follow-up support for single females and homeless families in Johnson County.
Kansas Children's Service League	\$5,000	\$5,000	\$5,000	Healthy Families Johnson County provides weekly in-home parent education and support for families and young children who are at-risk for child abuse and neglect.
SAFEHOME	\$11,000	\$15,000	\$10,000	Economic Advocacy Program promotes economic self-reliance for victims of domestic violence who are living in shelter.
Salvation Army Family Lodge (Olathe)	\$15,000	\$15,000	\$13,500	Emergency and transitional housing for homeless families, including related services and case management.
Sunflower House	\$34,000	\$35,000	\$31,500	Personal safety and prevention program for children aged 4-7 years-old, their parents and teachers.
TLC for Children & Families	\$17,500	\$20,000	\$16,000	Case management and/or referral to community resources for children and their families who have experienced co-occurring domestic violence and child abuse.
Total	\$244,000	\$310,050	\$224,800	<i>The 2009 federal poverty level for a family of four is \$22,050; for a family of three it is \$18,310.</i>

2010 HUMAN SERVICE FUND PROGRAM SUMMARY AND RECOMMENDATION

CASA of Johnson & Wyandotte Counties

Recommendation: \$13,500

Funding is recommended for the Children in Need of Care (CINC) program, a court-ordered program that serves children the Judge has determined to be a "Child in Need of Care." CASA is court-ordered to a CINC case because of conflicting case information, extreme neglect or abuse, or concerns about implementation of services. A trained CASA volunteer advocate focuses on the child's needs and gathers information from the child, family, social worker, attorney, teacher, etc., then with the CASA supervisor, identifies needed assessment and treatment for the child. CASA's report is submitted to the Judge who is then able to make more informed decisions regarding the child's future. Program outcomes include children who do not experience additional abuse or neglect, have a stable adult presence in their lives, and remain in safe and permanent homes. CASA anticipates serving 225 Johnson County children during 2010.

Catholic Community Services

Recommendation: \$57,800

(Emergency Assistance and Case Management)

Funding is recommended to support emergency assistance and case management, without regard to religious affiliation, to families living at or below 150% of federal poverty guidelines. The program protects and promotes the well-being of families and children by meeting basic needs such as food, shelter and clothing, as well as prescription medication, utility payments, and gasoline for emergencies or job transportation. Long-term case management helps families identify the strengths they possess and set achievable goals with an action plan toward economic self-sufficiency. During 2010 the agency anticipates serving 15,800 Johnson County residents.

Catholic Community Services

Recommendation: \$7,000

(Child Care Assistance)

Funding is recommended for temporary child care assistance for parents with incomes between 185%-200% of federal poverty guidelines who are working part or full time, attending school full time or searching for employment. Clients are referred from agencies serving low-income families, and families must utilize a licensed or registered childcare provider. Program outcomes include that parents whose children receive the subsidy follow-through on their goals and plans to achieve economic self-sufficiency. During 2010 the program anticipates serving 45 children.

El Centro**Recommendation: \$16,500**

Funding is recommended for El Centro's new Patient Navigation/Health Care Case Management program which provides access to healthcare for the uninsured. A Patient Navigator assists individuals with non-clinical medical needs, including medical advocacy, referrals to Safety Net Clinics, billing resolution, completion of SRS, HealthWave and Financial Assistance applications, and information about alternative medical assistance plans. The majority of El Centro's clients are without health insurance and have no medical home. This program creates a coordinated response between clients and clinics/agencies to which clients are referred, and stabilizes families in crisis. Program outcomes include increased opportunities for clients to proactively address healthcare access issues, and improved healthcare access. The agency expects to serve 200 Johnson County residents during 2010.

The Family Conservancy**Recommendation: \$10,000**

Funding is recommended for Family Asset Building which provides Individual Development Accounts (IDAs) to assist low-income residents in acquiring long-term appreciable assets, such as first homes, small businesses and post-secondary education. IDAs are incentive-based savings accounts offering matching dollars. In order to access IDAs, participants must attend economic education classes which teach financial skills including how to improve credit. IDAs and the assets they help to produce increase family stability, have a positive effect on educational outcomes for children, and decrease the use of fringe financial institutions. The agency expects to serve 100 Johnson County residents during 2010.

Head Start of Shawnee Mission**Recommendation: \$7,000**

Funding is recommended for fee subsidies/scholarships for the Wrap Around Care program which provides extended day care (before and after hour care) for families in Head Start's full-day, full-year preschool for three- to five-year olds. Head Start's Wrap Around Care program serves low-income children whose parents are either working or in school. Funding allows children whose parents are having financial difficulties to maintain their enrollment in the program, and not lose educational or employment opportunities vital to the family's financial stability. Subsidies will assist approximately 118 Johnson County children during 2010.

Health Partnership Clinic of Johnson County**Recommendation: \$30,000**

Funding is recommended for health care and dental services at offices in Olathe and Overland Park for uninsured residents with incomes at or below 200% of federal poverty guidelines. Over 80 volunteer doctors, nurses and clerical staff work with 14 paid staff. The Clinic utilizes a medical home model which emphasizes prevention and health maintenance while providing a broad scope of services including care for patients with chronic diseases. Anticipated 2010 program outcomes include maintaining a full-time dental clinic, patients achieving better health outcomes, and patients recognizing the Clinic as a continual source of care (i.e. a medical home). The Clinic anticipates serving over 4,600 Johnson County residents during 2010.

Johnson Co. Interfaith Hospitality Network (JoCo IHN) Recommendation: \$7,000

JoCoIHN provides shelter, meals, transportation and case management for homeless families and unaccompanied females. Area congregations provide shelter and/or support on a rotating schedule while JoCoIHN staff help families regain self-sufficiency and independence. Human Service Funds are used to provide strengths-based case management which include assistance with transportation, referrals to other community resources, assistance with budgeting and money management, and assistance with job and housing searches. JoCoIHN partners with more than 1,600 volunteers and 34 faith congregations. The agency expects to serve 40 Johnson County residents during 2010.

**Kansas Children's Service League
(Healthy Families Johnson County)**

Recommendation: \$5,000

Funding is recommended to support Healthy Families Johnson County, a child abuse prevention program supporting at-risk families which include new or soon-to-be parents. Participants receive routine at-home visits, case management, referrals to community resources and services, child development and parent education, and linkage to health care services. Outcomes include families that do not have substantiated child abuse and neglect, children have an identified medical provider, are current on immunizations, and demonstrate age-appropriate skills and behaviors, and families reduce their risk factors. The agency expects to serve 85 families during 2010.

SAFEHOME

Recommendation: \$10,000

SAFEHOME provides shelter and other assistance for victims of domestic violence. Funding is recommended to support the Economic Advocacy Program which serves all shelter residents and has an overall goal of helping women leave abusive situations by becoming economically independent. The program provides an economic assessment, followed by participation in job search, training and education, or economic skill development. The program includes weekly life skills groups and linkage to community resources. Participant outcomes include securing employment, enrollment in job training or education programs, and achieving budgeting/credit goals. The agency projects the program will serve 70 persons in 2010, 35 of whom are Johnson County residents.

The Salvation Army (Olathe Family Lodge)

Recommendation: \$13,500

Funding is recommended to assist homeless families in Johnson County with temporary food and shelter at the County's only homeless shelter. Residents meet with a case manager weekly, attend classes at the Olathe Family Resource Center, keep a budget and work on debt recovery, and complete a GED, if needed. The Family Lodge anticipates serving 180 Johnson County residents during 2010.

Sunflower House

Recommendation: \$31,500

Funding is recommended to support *P.S. It's My Body*, a personal safety program for children ages four through seven enrolled in public and private early childhood centers and elementary schools. *P.S. It's My Body* teaches participants how to be prevent and resist abuse, and includes a component for parents and teachers. Outcomes include that children are knowledgeable of strategies to recognize, resist and report abuse, and that parents talk with their children about personal safety and abuse prevention. The agency anticipates reaching 14,980 Johnson County residents during 2010.

TLC for Children & Families

Recommendation: \$16,000

Funding is recommended for Family Case Management, an early intervention program for families experiencing co-occurrence of domestic violence and child-in-need-of-care issues in order to prevent further perpetuation of the cycle of violence. (In general, a child-in-need-of-care is abused or neglected, and the Court may order removal from the home.) The Johnson County District Attorney's Office refers families to the program which provides case managers who work with victims to develop and implement a safety plan, and who make referrals to community-based resources. The program also serves families who only want referrals and not case management. Program outcomes include reduction of family conflict, and no newly reported domestic violence events. The agency anticipates serving 200 Johnson County adults and children during 2010.

RECOMMENDED FOR NO FUNDING

United Community Services recommends no funding from the 2010 Human Service Fund for three applicants. UCS acknowledges the important contribution these agencies make to the community. With limited funds, however, the committee focused on recommending allocations for requests that most closely fit the funding priorities and the funding criteria, as outlined in Appendix B.

Applicant	2010 Request	Priority Service Area
KVC Behavioral HealthCare, Inc.	\$15,000	KVC Outpatient Services include psychiatric services (evaluation, medication management, treatment) and therapeutic services (therapy, parent education and psychological testing). Approximately 70% of clients are low-income and services are targeted toward children involved with the child welfare system.
Lifeskills Management Center	\$14,550	The Jo. Co. Juvenile Dependency Mediation Project provides mediation services to families with children in SRS custody, and to non-custody children who are at imminent risk of removal from the home.
Shawnee Mission Meals on Wheels, Inc.	\$2,500	Within a limited geographic area, meals are delivered to homebound elderly and disabled individuals, as well as those who have short-term needs.

**APPENDIX A
2010 HUMAN SERVICE FUND
PARTICIPATING JURISDICTIONS**

JURISDICTION	CONTRIBUTION
Johnson County	\$105,000
Fairway	\$1,050
Gardner	\$3,500
Leawood	\$10,000
Lenexa	\$14,675
Merriam	\$2,100
Mission	\$6,090
Mission Woods	\$565
Olathe	\$15,000
Overland Park	\$56,030
Prairie Village	\$6,500
Roeland Park	\$3,360
Shawnee	\$18,680
Spring Hill	\$1,495
Westwood	<u>\$1,130</u>
Total County Government & Cities	\$245,175
Interest Income	\$625
Total Human Service Fund	<u>\$245,800</u>
UCS Administration	\$21,000
Total Available to Allocate	\$224,800

APPENDIX B

2010 HUMAN SERVICE FUND GUIDELINES & REVIEW COMMITTEE

FUNDING PRIORITIES

The HSF targets programs that promote economic self-reliance and safety. Priorities are:

- Programs that provide safety net services for individuals and families in our community, thereby offering the opportunity to build economic self-reliance.
- Programs that protect personal and community safety by strengthening prevention and human service responses, and consequently improve safety for those individuals and others; *and*,
- Programs that provide activities which are consistent with evidence-based programs or best-practice programs; *and*
- Programs that offer county-wide benefit to local government units by avoiding, deferring, or reducing costs that might otherwise be incurred by local government units. (Programs that do not offer county-wide benefit are a priority only if the program is providing benefits that are not otherwise available to residents served, but are available to the rest of the county residents through another organization.)

MINIMUM ELIGIBILITY CRITERIA

Applicants for HSF must meet all of the following eligibility criteria:

- Current IRS Sec. 501(c)(3) designation and in good standing in Kansas or Missouri to do business as a nonprofit corporation. Not a program of city or county government.
- Completed independent certified audit of the previous year's financial records if the total agency expenses in the preceding year exceeded \$100,000. Organizations with total agency expenses under \$100,000 in the previous year must provide an independent financial review prepared by a Certified Public Accountant.
- The program serves primarily Johnson County residents. Programs which do not meet these criteria may still be eligible if they provide services to Johnson County residents that would otherwise not be available to them.
- The program targets those Johnson County residents with limited ability to purchase services. Programs that do not meet these criteria may still be eligible if they provide services to Johnson County residents that would otherwise not be available to them.
- The program clearly defines and measures outcomes for participants.
- The organization complies with all UCS Human Service Fund Agency Standards.

Grant Review Committee

UCS Board Members

- Hon. Terrie Huntington, Representative 25th District, *Committee Chair*
- Wes Ashton, Black Hills Energy
- Shane Cuevas, National Bank of Kansas
- Patricia Mach, Shawnee Mission School Board
- Janis McMillen, League of Women Voters
- Loretta Summers, Summers Advisory Group
- Rebecca Tilden, Applebee's International
- Karlyn Wilkins, UMKC Block School

Community Representative

- Janice Friedman, Kansas Dept. of Social & Rehabilitation Services

Staff: Marya Schott, UCS Community Initiatives Director



ADMINISTRATION DEPARTMENT

Council Meeting Date: December 7, 2009

CONSENT AGENDA: Consider contribution allocation recommended by the Drug & Alcoholism Council of Johnson County for 2010 Alcohol Tax Funds

RECOMMENDATION

Staff recommends the City Council approve the recommendations of the Drug and Alcoholism Council of Johnson County contained in the United Community Services Fund Recommendations Report and approve a contribution to UCS of \$15,000 from the 2010 Parks, Recreation and Community Services Budget.

BACKGROUND

State Statutes require that one-third of the revenue derived from a state excise tax on liquor sold by the drink be used for alcohol or drug prevention or rehabilitation programs. The Drug and Alcoholism Council of Johnson County formed a grant review process that provides a structured and accountable system that allows organizations, through one application, access to funds from multiple jurisdictions. The Council makes recommendations to cities for the expenditure of their funds. The City has the ultimate authority and responsibility for determining the allocation of the City's portion of the Alcohol Tax Fund.

FUNDING SOURCE

The allocation of funds will be made from the City's allocation of the Special Alcohol Tax Fund. The allocation will only be made when the funds have been received from the State.

10-06-41-5160

ATTACHMENTS

1. 2010 Alcohol Tax Fund Recommendations Report
2. Recommended distribution of Alcohol Tax Funds for Prairie Village

PREPARED BY

Jeanne Koontz
Deputy City Clerk
November 11, 2009



United Community Services of Johnson County

Catalyst for Positive
Community Change

Date: November 6, 2009
To: Quinn Bennion, City Administrator, Prairie Village
From: Karen Wulfkuhle, Executive Director
Re: Allocation of 2010 Alcohol Tax Fund

Board Members

- Rev. Tom Are, Jr.
- Wes Ashton
- Shane Cuevas
- E.H. Denton
- Carol Gonzales
- Hon. Terrie Huntington
- Katie Logan
- Patty Mach
- Hon. Laura McConwell
- Brent McCune
- Tim McKee
- Dr. Janis McMillen
- Thomas J. Rohling
- Blake Schreck
- Brad Stratton
- Loretta Summers
- Rebecca Tilden
- Karlyn B. Wilkins
- Eugene R. Wilson

The Drug & Alcoholism Council of Johnson County (DAC), a project of United Community Services, has prepared and approved the recommendations for allocation of 2010 Alcohol Tax Funds (ATF). The enclosed report is submitted for the City of Prairie Village's action. To receive an electronic version of the document, please contact Stacy Davis, stacyd@ucsjoco.org. The DAC is an advisor to the City of Prairie Village on the expenditure of these funds.

The City has the ultimate authority and responsibility for determining the allocation of the City's portion of the Alcohol Tax Fund. Therefore, the DAC requests that **the city act on these recommendations by December 31, 2009**. If you would like a representative of the DAC present when the report is considered, please notify Valorie Carson of the meeting date and time.

Council of Advisors

- Barbara Allen
- Gary Anderson
- Mary Birch
- Dick Bond
- Dr. Terry Calaway
- Dr. Robert Clark
- Ben Craig
- Hon. Peggy Dunn
- Jeffrey O. Ellis
- SuEllen Fried
- Betty Keim
- Audrey Langworthy
- Rabbi Mark Levin
- Laura McKnight
- Dr. Robert Meneilly
- Hon. Mark Parkinson
- Carol Sader
- Charlie Sunderland
- Hon. Annabeth Surbaugh
- Dr. Elaine Tatham
- Stephen Tatum
- Dr. Tom Trigg
- Robert Vancrum
- Dr. Ron Wimmer
- Hon. David Wysong

For the purposes of making the recommendations the DAC pools alcohol tax funds from all participating jurisdictions (Johnson County Government, Gardner, Leawood, Lenexa, Mission, Olathe, Overland Park, Prairie Village, and Shawnee). Each jurisdiction, however, is responsible for distributing its own funds. Funding distribution is determined as follows:

- 1) funds for school district programs are allocated proportionally only from the jurisdictions served by particular school districts;
- 2) DAC administrative cost of 6.55% is prorated among all jurisdictions; and,
- 3) remaining programs are funded proportionally by all jurisdictions.

Thank you for your continued support of this allocation process, which targets public resources to address substance abuse education, prevention, intervention, detoxification, and treatment needs for Johnson County residents. Please contact me or Valorie Carson at valoriec@ucsjoco.org if you have additional questions.

cc: Karen Kendall, Finance Director

Enclosures: 2010 Alcohol Tax Fund Recommendations Report
Alcohol Tax Fund Distribution Chart
Grantee List

Executive Director

Karen Wulfkuhle





Catalyst for Positive
Community Change

United Community Services of Johnson County

2010 ALCOHOL TAX FUND RECOMMENDATIONS REPORT DRUG & ALCOHOLISM COUNCIL OF JOHNSON COUNTY

Board Members

Rev. Tom Are, Jr.
Wes Ashton
Shane Cuevas
E.H. Denton
Carol Gonzales
Hon. Terrie Huntington
Katie Logan
Patty Mach
Hon. Laura McConwell
Brent McCune
Tim McKee
Dr. Janis McMillen
Thomas J. Rohling
Blake Schreck
Brad Stratton
Loretta Summers
Rebecca Tilden
Karilyn B. Wilkins
Eugene R. Wilson

Council of Advisors

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Betty Keim
Audrey Langworthy
Rabbi Mark Levin
Laura McKnight
Dr. Robert Meneilly
Hon. Mark Parkinson
Carol Sader
Charlie Sunderland
Hon. Annabeth Surbaugh
Dr. Elaine Tatham
Stephen Tatum
Dr. Tom Trigg
Robert Vancrum
Dr. Ron Wimmer
Hon. David Wysong

Executive Director

Karen Wolkuhle

Participating jurisdictions: Johnson County, Gardner, Leawood, Lenexa, Mission, Olathe, Overland Park, Prairie Village and Shawnee

The purpose of the grant review process conducted by the Drug & Alcoholism Council of Johnson County (DAC) is to direct local Alcohol Tax Funds (ATF) to alcohol and drug prevention, education, intervention, detoxification, treatment, and recovery programs that serve Johnson County residents. The entire community benefits when substance abuse is prevented and/or effectively treated. A continuum of services from education through treatment significantly lowers drug and alcohol use, which in turn lowers healthcare costs, reduces crime, child abuse and neglect, and increases productivity in employment and lowers associated public costs.

Alcohol Tax Funds are derived from a state excise tax on liquor sold by the drink. Part of the revenue generated is returned to the jurisdiction (city or county) in which it was collected, with the stipulation that a specified portion be used for programs “whose principal purpose is alcoholism and drug abuse prevention or treatment of persons who are alcoholics or drug abusers, or are in danger of becoming alcoholics or drug abusers” (KSA 79-41a04 1997).

This process provides a structured and accountable system that allows organizations, through one annual application, access to funds from multiple jurisdictions. The Board of County Commissioners and city councils have ultimate authority and responsibility for determining which recommended organizations receive funds from their respective jurisdictions based on the recommendations in this report and are asked to take action on the recommendations by December 31, 2009.

For 2010, \$1,265,134 is available for distribution. Twenty-three applications totaled \$1,356,048 in funding requests. In October 2009, after studying applications, meeting with applicants and deliberating, the DAC developed funding recommendations. This Report reflects those recommendations and is organized in two sections: Education, Prevention & Intervention; and Treatment & Recovery.

For additional information on the process or the programs, contact Valorie Carson, UCS Community Planning Director, 913.438.4764 or valoriec@ucsjoco.org.



2010 Alcohol Tax Fund Recommendations

Grant History and 2010 Requests

Applicant	2007 Allocation	2008 Allocation	2009 Allocation	2010 Request	2010 Recommendation
EDUCATION, PREVENTION & INTERVENTION					
Blue Valley S.D.	\$15,000	\$0	\$18,000	\$17,400	\$17,400
De Soto S.D.	\$24,200	\$26,620	\$26,620	\$26,620	\$26,620
Gardner Edgerton S.D.	\$22,250	\$24,475	\$24,475	\$28,500	\$28,500
Olathe S.D.	\$35,000	\$45,000	\$45,000	\$45,500	\$45,500
Shawnee Mission S.D.	\$40,392	\$39,600	\$39,600	\$98,031	\$61,736
Spring Hill S.D.	\$19,138	\$21,357	\$19,525	\$3,000	\$3,000
Champions of Life	did not apply	did not apply	\$15,000	did not apply	
Family Conservancy	\$15,000	\$27,000	\$30,000	\$31,500	\$31,500
JoCo Court Services	\$50,087	\$45,023	\$46,375	\$49,519	\$49,519
JoCo Library	\$6,000	\$10,000	\$6,000	\$10,000	\$10,000
JoCo RPC	\$79,700	\$87,670	\$87,670	\$87,670	\$87,670
TLC for Children & Families	\$44,288	\$48,239	\$48,239	\$46,528	\$46,528
Subtotal	\$351,055	\$374,984	\$406,504	\$444,268	\$407,973
TREATMENT & RECOVERY					
Cypress	\$98,800	\$98,800	\$100,000	\$103,000	\$103,000
Friends of Recovery	\$20,000	\$27,000	\$28,500	\$30,000	\$30,000
Heartland RADAC	\$50,000	\$60,000	\$60,000	\$60,000	\$60,000
IFC	\$44,000	\$49,000	\$51,111	\$51,111	\$51,111
JoCo Dept. of Corrections	\$20,000	\$29,400	\$29,400	\$20,000	\$20,000
JoCo ACT	\$140,400	\$147,420	\$147,420	\$147,420	\$147,420
JoCo ADU	\$253,760	\$266,448	\$266,448	\$266,448	\$266,448
JoCo Adult Dual Diagnosis				\$60,000	\$60,000
Marillac	\$25,920	\$19,495	\$33,607	\$45,350	\$33,607
NCADD	\$9,880	\$12,500	\$15,000	\$25,000	\$25,000
SAFEHOME	\$10,000	\$10,000	\$17,883	\$21,451	\$17,883
Salvation Army	\$50,000	\$60,000	\$62,000	\$82,000	\$42,692
Salvation Army (JoCo Treatment)	did not apply	\$38,250	\$52,000	did not apply	
Subtotal	\$722,760	\$818,313	\$863,369	\$911,780	\$857,161
Total All Requests	\$1,073,815	\$1,193,297	\$1,284,873	\$1,356,048	\$1,265,134
UCS SA Planning Process			\$15,000		
UCS Administration	\$78,712	\$82,000	\$86,100	\$88,769	\$88,769
Total	\$1,152,527	\$1,275,297	\$1,370,973	\$1,444,817	\$1,353,903

2010 ALCOHOL TAX FUND GRANT RECOMMENDATIONS

Education, Prevention & Intervention

Alcohol Tax Funds support numerous programs offered by the six public school districts and programs delivered by five community-based organizations. In general school-based programs help to prevent and reduce substance abuse. Additionally, programs lower risk factors associated with substance abuse, such as disruptive behavior and truancy. Community-based programs lower the rates of substance abuse and misuse, which translate to lower mental and physical healthcare costs, and less expense for law enforcement and the criminal justice system. Funding recommendations are based on an evaluation of each proposal (see Appendix A for criteria) and take into consideration the type of programming, outcome achievement and accountability.

Blue Valley School District

Request: \$17,400

Recommendation: \$17,400

The DAC recommends that Blue Valley School District be awarded \$17,400 to support its expansion of Project Alert, an evidence-based prevention program, for grades 6 and 7, its continued implementation of Sobriety Support groups, and to support funding for prevention coordinators at the middle and high schools. In the spring of 2009, staff persons have been training for the Fall 2009 implementation of Project Alert, and a prevention staff person would assure that substance abuse prevention and education efforts are coordinated. As the greatest proportion of funds recommended are for the prevention coordinators, the DAC requests that a report of the prevention coordinators' efforts (amount of time spent in prevention and education activities, number of participants in programs) be included in the semi-annual report.

De Soto School District

Request: \$26,620

Recommendation: \$26,620

The DAC recommends that DeSoto School District be awarded \$26,620 to support its school social worker, Reconnecting Youth Program, parent training, and other prevention and education programming. Given that the majority of the award is to fund a portion of the school social worker's salary, the DAC requests that the DeSoto School District include in its semi-annual report the amount of time the social worker is engaged in substance abuse prevention or education related activities and/or the proportion of their students who have substance abuse problems or risk factors. This recommendation retains the same level of funding as 2009.

Gardner Edgerton School District

Request: \$28,500

Recommendation: \$28,500

The DAC recommends that Gardner Edgerton School District be awarded \$28,500 to support its substance abuse education and prevention programs. The Gardner Edgerton School District implements a wide variety of prevention and education programs across K-12th grade. The DAC was disappointed the District discontinued the evidence-based Sobriety Support groups for those who are already struggling with substance abuse and hopes it will reconsider its decision to focus solely on prevention efforts. The recommendation reflects a modest increase from 2009 funding.

Olathe School District

Request: \$45,500

Recommendation: \$45,500

The DAC recommends that the Olathe School District be awarded \$45,500 to support its Student Drug Assessments and Sobriety Support Groups, Youth Court/Youth Congress, family strengthening initiatives and HELP clinic. The DAC commends the District for its clear application with detailed budget information and a full continuum of substance abuse prevention, education, and intervention activities. The recommendation reflects a slight increase from 2009 funding.

Shawnee Mission School District

Request: \$98,031

Recommendation: \$61,736

The DAC recommends that Shawnee Mission School District be awarded \$61,736 to support the expanded implementation of its "Too Good for Drugs" curriculum and additional Drug Free Club and Intervention Team stipends. This is a significant increase from prior years, and is responsive to a much improved application and plan for programming by the District. The DAC requests that the District include statistics about the activities of the Drug Free Club sponsors (hours per month spent on activities, type of activities engaged in) and the attendance at club meetings to more clearly understand the impact of these programs on prevention.

Spring Hill School District

Request: \$3,000

Recommendation: \$3,000

The DAC recommends that the Spring Hill School District be awarded \$3,000 to support the Reach Out America Education Center. Spring Hill continues to implement the evidence-based program Life Skills and Project Alert. The DAC requests that the District report on the number of students that participate in the Reach Out America Center in their semi-annual report and that they consider working with the Regional Prevention Center to identify effective programs to address their Communities that Care risk factors.

The Family Conservancy

Request: \$31,500

Recommendation: \$31,500

The DAC recommends that the Family Conservancy be awarded \$31,500 to implement "The Incredible Years" curriculum, Anger Management classes and their drug and alcohol assessment and referral process. The DAC commends the organization's implementation of evidence-based programming and stewardship of alcohol tax funds. The recommendation reflects a slight increase from 2009 funding.

Johnson County Library

Request: \$10,000

Recommendation: \$10,000

The DAC recommends that the Johnson County Library be awarded \$10,000 to implement the "Changing Lives Through Literature" program. The DAC believes that the availability of this evidence-based alternative sentencing program is valuable to the Johnson County community. The recommendation reflects an increase from 2009 funding.

Johnson County Court Services, Juvenile Drug Court

Request: \$49,519

Recommendation: \$49,519

The DAC recommends that Johnson County Court Services be awarded \$49,519 to support the salary and benefits for the Juvenile Drug Court officer and thus ensure continuation of the program. The DAC encourages Court Services to submit a budget reflecting the full cost of the program in future applications in order to better understand all sources of revenue used to implement this program. The recommendation reflects a slight increase from 2009 funding.

Johnson County Mental Health Center, Regional Prevention Center (RPC)

Request: \$87,670

Recommendation: \$87,670

The DAC recommends that the Johnson County Regional Prevention Center be awarded \$87,670 to support the salary and benefits of 1.5 FTEs spread across several staff members to provide a wide range of direct prevention services and supports to residents and organizations in the county. The DAC recognizes the Regional Prevention Center as an important part of the prevention system and commends its work with local school districts, law enforcement and other agencies to prevent substance abuse. This recommendation retains the same level of funding as 2009.

TLC for Children & Families

Request: \$46,528

Recommendation: \$46,528

The DAC recommends that TLC for Children and Families be awarded \$46,528 to provide group intervention and educational substance abuse services for those in both residential and emergency shelter facilities. These funds will support a portion of the salaries and benefits of the therapists and case managers delivering this program, plus some indirect overhead.

Treatment and Recovery

Alcohol Tax Funds support 12 treatment and recovery programs delivered by ten community-based organizations and departments of County government. In general, treatment programs help to reduce substance abuse, lead to positive individual change and productivity, reduce mental and physical healthcare costs, improve public safety, and reduce law enforcement and court costs. Funding recommendations are based on an evaluation of each proposal and take into consideration the type of programming, outcome achievement and accountability.

Cypress Recovery

Request: \$103,000

Recommendation: \$103,000

The DAC recommends that Cypress Recovery be awarded \$103,000 for its delivery of outpatient substance abuse programming, especially to those with limited or no resources to pay for services. The DAC appreciates that Cypress Recovery has been responsive to earlier comments of the DAC and has diversified its funding streams and improved its outcomes in order to measure its successes. The recommendation reflects a slight increase from 2009 funding.

Friends of Recovery Association

Request: \$30,000

Recommendation: \$30,000

The DAC recommends that Friends of Recovery be awarded \$30,000 to implement reintegration programming for individuals living in Oxford Houses. Oxford Houses target those seeking a supportive environment within which to recover from substance abuse and often have limited resources. Friends of Recovery has served an increasing number of county residents and the organization's measurable outcomes have improved. The recommendation reflects a slight increase from 2009 funding.

Heartland Regional Alcohol & Drug Assessment Center (RADAC)

Request: \$60,000

Recommendation: \$60,000

The DAC recommends that Heartland RADAC be awarded \$60,000 to support its intensive case management for Johnson County individuals with co-occurring substance abuse and mental health issues who are homeless or at risk of homelessness, and need treatment or treatment-related services. This program fills a gap in the continuum of services for this population that is otherwise unfunded. This recommendation retains the same level of funding as 2009.

Intensive Family Counseling

Request: \$51,111

Recommendation: \$51,111

The DAC recommends that Intensive Family Counseling be awarded \$51,111 for the implementation of Functional Family Therapy, an evidence-based family intervention program to address a variety of problems facing at-risk youth and their families. IFC uses ATF grant monies to serve those Johnson County youth whose problems are related to substance abuse. The DAC commends their continued collaboration with Court Services and the Department of Corrections to identify at-risk youth and their efforts to increase their organizational capacity to ensure their continued viability through their new association with Gillis Center, a nonprofit organization serving at-risk children and their families through education, counseling and social services. This recommendation retains the same level of funding as 2009.

**Johnson County Dept. of Corrections,
Gender Specific Substance Abuse Treatment for Women**

Request: \$20,000

Recommendation: \$20,000

The DAC recommends that the Johnson County Department of Corrections be awarded \$20,000 to implement its Women's Gender Specific Substance Abuse Treatment program, enabling women at the Residential Center who have substance abuse issues to receive services without charge in order to lessen their financial strain while at the Center. The DAC notes that the amount requested assumes a budget of \$29,000 in 2010, with \$9,000 as carryover from the 2009 award. If after this year, it is determined that the program is likely to only use \$20,000 a year to deliver its services, any future requests will be amended to reflect that true cost.

Johnson County Mental Health, Adolescent Center for Treatment (ACT)

Request: \$147,420

Recommendation: \$147,420

The DAC recommends that the Johnson County Mental Health Center's Adolescent Center for Treatment be awarded \$147,420 to deliver an adolescent residential treatment program and an outpatient substance abuse counseling program for ages 12-18. The ACT is the only specialized youth residential substance abuse treatment program available in the state of Kansas, down from

three in 2008. In 2008, 31 percent of residential clients were from Johnson County and 97 percent of outpatient clients were from Johnson County. This recommendation retains the same level of funding as 2009.

Johnson County Mental Health, Adult Detoxification Unit (ADU)

Request: \$266,448

Recommendation: \$266,448

The DAC recommends that the Johnson County Mental Health Center's Adult Detoxification Unit be awarded \$266,448 to provide a non-medical, social detoxification center delivered at no cost to Kansas residents 24 hours a day, seven days a week. The ADU is one of two in the region serving Kansas residents and is a cost-effective alternative to hospital emergency rooms or jail cells. This recommendation retains the same level of funding as 2009.

Johnson County Mental Health, Adult Dual Diagnosis

Request: \$60,000

Recommendation: \$60,000

The DAC recommends that the Johnson County Mental Health Center's Adult Dual Diagnosis Outpatient Program be awarded \$60,000 to offer targeted adult outpatient programming for individuals with co-occurring substance abuse and mental health disorders. These persons are often very difficult to treat and require staff with both mental health licensure and substance abuse credentialing to deliver treatment planning and services. This program was first implemented in September 2008, and had already served 144 clients in the first six months of 2009. The DAC supports Johnson County Mental Health Center's program which was created in response to an identified need for services for low-income individuals with co-occurring disorders.

Marillac

Request: \$45,350

Recommendation: \$33,607

The DAC recommends that Marillac be awarded \$33,607 to provide substance abuse treatment and prevention services to children and youth ages 6-17 years in Marillac's residential and hospital facility. The DAC encourages Marillac to address the challenges of following up with discharged patients to better assess the impact of their activities. This recommendation retains the same level of funding as 2009.

National Council on Alcohol & Drug Dependence (NCADD)

Request: \$25,000

Recommendation: \$25,000

The DAC recommends that the National Council of Alcohol and Drug Dependence be awarded \$25,000 to continue delivery of the "How to Cope" curriculum to parents of ACT clients and to expand the program to adults under supervision of the Johnson County Department of Corrections who have substance abuse issues and their families. The award is also to support crisis calls received by NCADD from Johnson County residents 24 hours a day, seven days a week. The DAC is supportive of the expansion of the How to Cope Program to improve the outcomes of Johnson County adults on probation. The recommendation reflects an increase from 2009 funding.

SAFEHOME

Request: \$21,451

Recommendation: \$17,883

The DAC recommends that SAFEHOME be awarded \$17,883 to implement its substance abuse assessment and referral program, which predominantly supports 20 percent of the women's therapist's and client intake coordinator's time in addition to supplies to monitor substance abuse and transportation expenses for treatment. The DAC requests that clearer justification be given in future applications regarding the time spent on substance abuse related activities by each position to justify the request for funding. This recommendation retains the same level of funding as 2009.

Salvation Army Harbor Light (formerly SOS)

Request: \$82,000

Recommendation: \$42,692

The DAC recommends that the Salvation Army be awarded \$42,692 to combine with an already held \$19,308 in restricted funds from their prior 2009 ATF award to implement the Harbor Light Recovery Program for intermediate and reintegration services for Johnson County residents. Extended services are meant to improve long term outcomes and success for these clients and comparable services are not available in Johnson County. The recommendation reflects a maintenance of the 2009 level of funding (\$62,000) minus those restricted funds from the 2009 Salvation Army Olathe Outpatient Program that were unused prior to the project's end (\$19,308).

APPENDIX A

DRUG & ALCOHOLISM COUNCIL of JOHNSON COUNTY

2010 FUNDING PRIORITIES

Alcohol Tax Fund priorities for 2010 are:

- Preventing and responding to underage substance use;
- Preventing and responding to substance abuse across the lifespan; AND,
- Supporting evidence-based education and prevention programs and services; OR
- Supporting best practice or model substance abuse intervention, treatment and/or recovery programs and services.

Applications will be evaluated according to these criteria:

- **Community Need:** How the program addresses a clearly-stated community need or opportunity to address a community need.
- **Program Activities:** A detailed description of program activities that are directly responsive to the community need, including:
 - Accessibility to the target population(s).
 - Accommodation of cultural differences.
 - Replication of an evidence-based model or other successful program for which documentation of effectiveness exists.
- **Coordination and Integration:** An explanation of how the program coordinates with other community services to maximize the impact of available resources.
- **Outcomes**
 - The program defines measurable outcomes, and includes data collection for evaluating success in achieving those outcomes. Outcome data reflecting on abstinence, housing, employment, criminal activity, access to and/or retention in services are preferred.
 - The program demonstrates clear linkage between program activities and outcomes.
 - The program provides reasonable evidence of the achievement of previously identified outcome(s).
- **Organizational Capacity**
 - The program has attracted sufficient community resources from public, private, and volunteer sources, to produce proposed outcomes.
 - The program budget is realistic and reasonable in light of the proposed activities.
 - The application demonstrates that ATF funding is critical to achieving the stated outcomes.
 - The application and program comply with grant conditions.

APPENDIX B

2009 DRUG & ALCOHOLISM COUNCIL of JOHNSON COUNTY

Lill Bajich-Bock, President; Johnson County Community College *

Mark Leiker, Vice-president; Johnson County Sheriff's Dept. *

Amy McGaha, MD, Secretary, American Academy of Family Physicians *

Steve Benz, Gardner Public Safety Dept., City of Gardner Representative *

Lucy Brown, Substance abuse treatment provider; Grant Review Subcommittee Chair *

Cheryl Carpenter-Davis, ED, Associate Dean, Metropolitan Community College – Blue River,
City of Mission Representative *

Pam Crandall, Community Volunteer *

Becky Fast, Congressman Dennis Moore's Office *

Heather Gonzales, Phoenix Family Housing Corp. *

Robert Hashagen, retired Kansas SRS †

Michael Helmer, Prudential Real Estate Agent, City of Shawnee Representative *

Curt Hoover, Assistant City Prosecutor, City of Olathe Representative, Grant Review
Subcommittee Chair *

Michael Kelly, Prairie Village City Council Member, City of Prairie Village Representative

Mary Moss, Overland Park Court Services, City of Overland Park Representative *

Kimberly Reene, Community Volunteer, City of Leawood Representative *

Dan Sullivan, Ellerbe Becket, Lenexa City Council Member, City of Lenexa Representative,
Grant Review Subcommittee Chair *

Charlene Whitney, Johnson County Court Services †

Carmen Williams, Clinical Professional Counselors, LLP *

* Denotes Grant Review Committee member

† Denotes Council Development Committee member

Staff Support:
Valorie Carson, Community Planning Director
913-438-4764

2010 ATF Distribution Chart
by Jurisdiction

2010 ATF Distribution	PV
	\$15,000
UCS administration	\$983
Blue Valley School District	\$0
DeSoto School District	\$0
Gardner/Edgerton School District	\$0
Olathe School District	\$0
Shawnee Mission School District	\$812
Spring Hill School District	\$0
Cypress Recovery, Inc.	\$1,257
Friends of Recovery	\$366
The Family Conservancy	\$384
Heartland Regional Alcohol & Drug Assessment Center	\$732
Intensive Family Counseling	\$624
Johnson County Library	\$122
Johnson County Mental Health Center Adolescent Center for Treatment	\$1,798
Johnson County Mental Health Center Adult Detoxification Unit	\$3,250
Johnson County Mental Health Center Adult Dual Diagnosis	\$732
Johnson County Mental Health Center Regional Prevention Center	\$1,070
Johnson County Dept. of Corrections	\$244
Johnson County Court Services	\$604
Marillac	\$410
National Council on Alcohol & Drug Dependence	\$305
SAFEHOME	\$218
Salvation Army/Harbor Light	\$521
TLC for Children and Families	\$568
Total	\$15,000

2010 ALCOHOL TAX FUND GRANTEES**School Districts****Blue Valley School District**

Superintendent: Tom Trigg, ED
 Contact: Richard Bechard
 15020 Metcalf
 Overland Park, KS 66283
 (913) 239-4349
 (913) 239-4153 (fax)
 rbechard@bv229.k12.ks.us

Gardner/Edgerton School District

Superintendent: Dr. William Gilhaus
 Contact: Melissa Keller, Nancy Woolery
 PO Box 97
 Gardner, KS 66060
 (913) 856-3130; 856-3512
 (913) 856-3136 (fax)
 kellerm@usd231.com

Shawnee Mission School District

Superintendent: Dr. Gene Johnson
 Contact: Alicia Dean
 4401 W. 103rd Street
 Overland Park, KS 66207
 (913) 993-8628
 (913) 993-8634 (fax)
 curtiscain@smsd.org

Community Based Agencies**Cypress Recovery**

Exec Director/Contact: Debbie Culala
 230 South Kansas Ave.
 Olathe, KS 66061
 (913) 764-7555
 (913) 764-0739 (fax)
 cypressrecovery@sbcglobal.net

Friends of Recovery Association

Exec Director/Contact: Kathleen Wright
 6422 Santa Fe Drive, Rm. 105
 Overland Park, KS 66202
 (913) 722-0367
 (913) 722-6325 (fax)
 kittythomas04@hotmail.com

Intensive Family Counseling

Exec Director/Contact: Alana Titus
 4850 Rosewood
 Roeland Park, KS 66205
 (913) 826-3150
 (913) 826-3136 (fax)
 alanatitus@ifc-kc.org

De Soto School District

Superintendent: Dr. Ron Wimmer
 Contact: Cindy Fouraker
 35200 W. 91st Street
 De Soto, KS 66018
 (913) 583-8300
 (913) 583-8309 (fax)
 cfouraker@usd232.org

Olathe School District

Superintendent: Dr. Patricia All
 Contact: Heather Schoonover
 315 N. Lindenwood
 Olathe, KS 66062
 (913) 780-7002
 (913) 780-8104 (fax)
 hschoonovernlsc@olatheschools.com

Spring Hill School District

Superintendent: Dr. Barton Goering
 Contact: Dr. Karen Brack
 101 East South Street
 Spring Hill, KS 66083
 (913) 592-7214
 (913) 592-7279 (fax)
 brackk@usd230.org

The Family Conservancy

Exec Director: Betsy Vander Velde
 Contact: Karen Mulligan
 10500 Barkley, Suite 210
 Overland Park, KS 66212
 (913) 642-4300
 (913) 642-4362 (fax)
 KMulligan@thefamilyconservancy.org

Heartland Regional Alcohol & Drug Assessment Center (RADAC)

Exec Director/Contact: Dalyn Schmitt
 P.O Box 1063
 Mission, KS 66222
 (913) 789-0952
 (913) 789-0954 (fax)
 dalyn@hradac.com

Johnson County Court Services

Exec Director: Kathleen Rieth
 Contact: Dawn Huddleston
 18505 W. 119th St.
 Olathe, KS 66061
 (913) 715-7485
 (913) 715-7420 (fax)
 dawn.huddleston@jocogov.org

Johnson County Dept. of Corrections

Exec Director: Elizabeth Gillespie
Contact: Tom Dugan
206 W. Loula
Olathe, KS 66061
(913) 715-0731
(913) 829-0727 (fax)
tom.dugan@jocogov.org

Johnson County Mental Health Center:

Adolescent Center for Treatment

Adult Detoxification Unit

Adult Dual Diagnosis

Exec Director: David Wiebe
Contact: Barbara Burks
6000 Lamar, Suite 130
Mission, KS 66202
(913) 384-1194
(913) 826-1594 (fax)
barbara.burks@jocogov.org

Marillac

Exec Director: Mark Richards
Contact: Sharon McGloin
8000 W. 127th St.
Overland Park, KS 66213
(816) 508-3362
(816) 508-3321 (fax)
Sharon.McGloin@marillac.org

SAFEHOME, Inc.

Exec Director: Sharon Katz
Contact: Sheri Bird
P.O. Box 4563
Overland Park, KS 66204
(913) 432-9300, ext. 124
(913) 432-9302 (fax)
sbird@safehome-ks.org

TLC for Children and Families

Exec Director: Bob Drummond, ED
Contact: Hillary West
480 S. Rogers Rd.
Olathe, KS 66062
(913) 764-2887
(913) 780-3387 (fax)
hwest@kidstlc.org

Johnson County Library

Exec Director: Donna Lauffner
Contact: Kate Pickett
P.O. Box 2933
Shawnee Mission, KS 66201
(913) 261-2344
(913) 261-2325 (fax)
pickettk@jocolibrary.org

Johnson County Mental Health Center:

Regional Prevention Center

Exec Director: David Wiebe
Contact: Janine Gracy
1125 West Spruce
Olathe, KS 66061
(913) 715-7880
(913) 715-7881 (fax)
janine.gracy@jocogov.org

**First Call - NCADD Alcohol/Drug
Prevention & Recovery**

Exec Director: Molly O'Neill
Contact: Gloria Nepote
633 E. 63rd St.
Kansas City, MO 64110
(816) 361-5900
(816) 361-7290 (fax)
glorian@ncaddkc.org

Salvation Army: Harbor Light Recovery

Exec Director: Major Jeffrey Smith
Contact: Ric Evans
6723 State Avenue,
Kansas City, Kansas 66102
(913) 232-5400
(913) 232-5454 (fax)
Ric_Evans@usc.salvationarmy.org

**Drug & Alcoholism Council of Johnson Co
United Community Services of Johnson Co**

Exec Director: Karen Wulfkuhle
Contact: Valorie Carson
12351 W. 96th Terrace, Suite 200
Lenexa, KS 66215
(913) 438-4764
(913) 492-0197 (fax)
valoriec@ucsjoco.org



City Clerk

**Council Meeting Date: December 7, 2009
Consent Agenda**

Approve the issuance of Cereal Malt Beverage Licenses for the following businesses

RECOMMENDATION

Staff recommends the City Council approve the issuance of Cereal Malt Beverage Licenses for the following businesses for 2010.

Sunshine Energy LLC DBA SE #156 – 3901 Tomahawk Rd
Sunshine Energy LLC DBA SE #67 – 8120 Mission Road
Four B Corp DBA Hen House Market – 6950 Mission Road
Four B Corp DBA Hen House Market – 4050 W 83rd Street
Hy-Vee, Inc. – 7620 State Line Road
PCF SaleCo DBA Circle K #6100 – 9440 Mission Road

SUGGESTED MOTION

I move that the Cereal Malt Beverage licenses listed above be approved for the 2010 licensing year.

BACKGROUND

The State of Kansas requires a Cereal Malt Beverage license for each business selling cereal malt beverages. The listed businesses have submitted applications for a 2010 Cereal Malt Beverage License to allow for the sale of beer in unopened original containers only. These applications are being submitted in accordance with Prairie Village Municipal Code 3-202. The applications are available for review in the City Clerk's Office. These businesses currently have Cereal Malt Beverage Licenses.

ATTACHMENTS

None

PREPARED BY

Joyce Hagen - Mundy
City Clerk

Date: December 1, 2009



CITY CLERK DEPARTMENT

Council Committee Meeting Date:
Council Meeting Date: December 7, 2009
Consent Agenda

Consider authorization to continue multi-year agreements in 2010

RECOMMENDATION

City Council authorize the continuation of the following ongoing or multi-year agreements for 2010

- ADP - Payroll & HR Services - expires 2011
- Allied Waste Services - Roll-off Containers - expires 2010
- Arbor Masters - Holiday Tree Lighting - expires 2011
- Best Portable Toilets - expires 2011
- City of Fairway - Building Inspector Services - expires 2010
- Coffee Plus - Coffee Services - expires 2010
- Columbia Capital Management, LLC - expires 2012
- David Curotto - Public Defender - expires 2012
- DataMax - Public Works Copier - expires 2014
- Deffenbaugh Disposal - Refuse Containers - expires 2010
- First Choice Publishing - Design/Production Community Profile - expires 2010
- Ice Masters - Ice Maker - expires 2011
- ImageQuest - Administration copiers - expires 2013
- Johnson County Key Service - Locksmith Services - expires 2011
- Lawrence Pest Control - Pest Control Services - expires 2011
- Leadsonline, Inc. - Public Safety Property Software Program - expires 2010
- Lexington Plumbing - Plumbing Services - expires 2010
- Midwest Office Technology - PD Copier - expires 2012
- Multiple Services Equipment Company - Postal Meter - expires 2012
- O'Dell Services Company - HVAC Services - expires 2011
- Otis Elevator - Elevator Maintenance - expires 2010
- Sanitol - Custodial Services - expires 2010
- Shawnee Mission Tree Services - Tree Care - expires 2010
- Southwestern Bell - T1 Line Lease - expires 2013
- VanBooven Landscape & Tree - Tree Services - expires 2010
- Weather or Not - Weather Services - expires 2010

BACKGROUND

The City has agreements that have been previously approved by the City Council for multiple years. Since the City can only make commitments for one year, the City Attorney has advised that although, by contract, the agreements are current; they should have Council action each year accepting the continuation of these agreements for 2010. Funds have been budgeted, when needed, in the appropriate departments operating budgets for 2010.

ATTACHMENTS

Copies of the agreements are available upon request.

PREPARED BY

Joyce Hagen Mundy
City Clerk

Date: November 1, 2009



PUBLIC SAFETY DEPARTMENT

**Council Meeting Date: 12/07/2009
Consent Agenda**

Consider Renewal of Blue Valley Public Safety

RECOMMENDATION

Staff recommends the City Council approve the maintenance agreement with Blue Valley Public Safety, Inc. for maintenance of weather alert sirens for 2010

BACKGROUND

Since 1984, the City has contracted with Blue Valley Public Safety, Inc. for the maintenance of the City outdoor warning siren system. The terms and conditions of the agreement remain the same with a slight increase in prices.

FUNDING SOURCE

Funding is available in the 2010 Public Safety Operating Budget.

RELATION TO VILLAGE VISION

None

ATTACHMENTS

1. Maintenance Agreement

PREPARED BY

Joyce Hagen Mundy, City Clerk

December 1, 2009

BVPS

Complete Solutions
Blue Valley Public Safety Inc.

509 JAMES ROLLO DRIVE ♦ PO BOX 363
GRAIN VALLEY, MO 64029
(816) 847-7502

MAINTENANCE AGREEMENT

PO # _____

Maintenance Period: 01-01-10 thru 12-31-10

Payment Period: Annual

Customer Address		Billing Address		
City of Prairie Village ATTN: Capt. John Walter 7710 Mission Road Prairie Village, KS 66208				
Phone	Attention of			
Qty.	Model and Description	Unit per Month	Month Total	Annual
2	M/N 2T22 Sirens	25.00	50.00	
2	M/N ARCH Radio Controls	15.00	30.00	
4	M/N 2001 Sirens	16.00	64.00	
4	M/N FCTD Radio Controls	17.00	68.00	
16	Batteries	5.00	80.00	
	Monthly Total:		292.00	
	ANNUAL TOTAL:			\$ 3,504.00

BLUE VALLEY PUBLIC SAFETY

Norma R. Cates

Norma R. Cates, Office Manager

Date: 11/30/2009 2:43:00 PM

CUSTOMER

City of Prairie Village, KS

By: _____

Date: _____

TERMS AND CONDITIONS

This Maintenance Agreement (this Agreement) is between Blue Valley Public Safety ("BLUE VALLEY") and the ("CUSTOMER") as indicated on the reverse side of this Agreement.

In consideration of the mutual agreements herein contained, BLUE VALLEY and the CUSTOMER agree as follows:

1. Subject to the terms and provisions of the Agreement, BLUE VALLEY hereby agrees to maintain and service for equipment (the "EQUIPMENT") described on the reverse side of this Agreement beginning and ending on the dates indicated.

2. CUSTOMER hereby agrees to pay BLUE VALLEY the total of monthly charge(s) set forth on the reverse side for the one-year term of this Agreement. In addition, CUSTOMER shall pay for any sales, use, excise or other taxes, if any, which may be imposed upon the furnishing of parts, components or service pursuant to this Agreement.

3. The services to be performed by BLUE VALLEY hereunder shall consist of repair or replacement of the EQUIPMENT and parts and components thereof which have malfunctioned or become inoperative in normal wear and usage. This Agreement does not extend to repair or replacement of the EQUIPMENT or parts or components thereof which have malfunctioned or become inoperative for any other reason, including, but not limited to, misuse, abuse, vehicular accident, fire, natural disaster, explosion or other casualty, or modification or alteration by any party other than BLUE VALLEY.

4. BLUE VALLEY'S obligation to service the EQUIPMENT pursuant to this Agreement shall consist of its obligation of repair or replacement hereinabove set forth. In the event of any breach of such obligation by BLUE VALLEY, CUSTOMER'S sole remedy shall be to terminate this Agreement and receive from BLUE VALLEY the lesser of: (i) the actual and reasonable cost of such repair or replacement by another party; or (ii) the monthly charges theretofore paid by CUSTOMER in respect of such of the EQUIPMENT for which breach is claimed by CUSTOMER. In no event shall BLUE VALLEY be responsible for consequential damages or other damages, such as, but not limited to, loss of profits, cost of purchasing or renting replacement equipment, or loss of use of the EQUIPMENT or vehicles in which the EQUIPMENT shall be installed. This limitation on the liability of BLUE VALLEY shall not extend to any claim for damages arising out of injury to person or property directly and proximately caused by the EQUIPMENT.

5. BLUE VALLEY shall be under no obligation to provide services at any site other than the site, designated pursuant to this Agreement. In the event that BLUE VALLEY should nonetheless perform service at any other site at the request of CUSTOMER, then CUSTOMER shall be responsible for providing a safe and suitable working site, and shall be responsible for all additional costs and expenses incurred by BLUE VALLEY in performing services at such site, including, but not limited to, transportation costs, temporary equipment rentals, employee overtime, and additional labor costs resulting from utilization of local union workmen to conform with any agreements or other requirements affecting such work site.

6. Any item of the EQUIPMENT which is not new or which has not been subject to a Maintenance service agreement with BLUE VALLEY immediately prior to this Agreement shall be inspected by BLUE VALLEY at CUSTOMER'S request and restored to operative condition at the expense of CUSTOMER. In the event BLUE VALLEY is unable to restore the EQUIPMENT to operative condition, then effective upon the date of notice of such fact to CUSTOMER, this Agreement shall be terminated as to such EQUIPMENT and the charges hereunder equitably reduced. Such termination shall have no effect as to any other EQUIPMENT hereinabove specified, and in addition, CUSTOMER shall pay its reasonable charges for parts and labor expended in its attempt to restore such EQUIPMENT to operative condition.

7. BLUE VALLEY warrants that parts, components and services furnished pursuant to this Agreement shall be commercially free from defects of material and workmanship at the time EQUIPMENT is returned to CUSTOMER. Any claim for breach of this warranty shall be ineffective unless written notice thereof shall be given to BLUE VALLEY within the period of one year from the date hereof. THIS WARRANTY IS EXCLUSIVE AND IN LIEU OF ALL OTHER WARRANTIES OF MERCHANTABILITY, FITNESS FOR PURPOSE AND OF ANY OTHER TYPE, WHETHER EXPRESS OR IMPLIED.

8. BLUE VALLEY shall use reasonable diligence to perform its obligations hereunder on a commercially timely basis but subject to delays or failures resulting from fire, war, labor disputes, acts of God, governmental regulations, commercial shortages, component or material unavailability, and other causes beyond its reasonable control. Performance by BLUE VALLEY is further conditioned upon complete information or instructions being furnished by CUSTOMER regarding inoperative or malfunctioning conditions of the EQUIPMENT and possible causes thereof.

9. CUSTOMER represents and warrants that: (i) CUSTOMER owns the EQUIPMENT or has full right of possession and use thereof throughout the term of this Agreement; (ii) CUSTOMER has full power and authority to enter into this Agreement; and (iii) the performance of this Agreement by BLUE VALLEY as hereinabove set forth will not violate any contracts or arrangements to which CUSTOMER is a party or which may be binding upon CUSTOMER.

10. This Agreement may terminate by either party hereto in whole or in part as to less than all items of the EQUIPMENT upon giving to other party sixty (60) days advance written notice of its intent to terminate; except that (i) BLUE VALLEY shall complete all services herein required of it with respect to EQUIPMENT therefore delivered to BLUE VALLEY and shall return same to CUSTOMER; (ii) CUSTOMER shall pay for all charges or other costs accruing prior to the effective date of termination or with respect to EQUIPMENT thereafter returned to CUSTOMER by BLUE VALLEY; and (iii) BLUE VALLEY shall return to CUSTOMER all payments made by CUSTOMER applicable to terminated maintenance service to have been rendered by BLUE VALLEY subsequent to the effective date of termination.

11. This Agreement constitutes the only agreement between BLUE VALLEY and CUSTOMER respecting the subject matter hereof and supersedes all prior agreements or understandings, whether written or oral. This Agreement may not be amended or modified except in writing signed by BLUE VALLEY and CUSTOMER. Neither party may assign any rights hereunder without the prior written consent of the other. This Agreement shall be solely for the benefit of BLUE VALLEY and CUSTOMER and no other party shall have any rights hereunder.

12. *SPECIAL PROVISIONS

96 Hours response time.



ADMINISTRATION

City Council Meeting Date: November 16, 2009

Consent Agenda: Renewal of Public Defender Contract

RECOMMENDATION

Staff recommends the Council renew a contract with the city's Public Defender, Robin A. Lewis.

BACKGROUND

The Prairie Village Municipal Court provides legal counsel to indigent defendants facing possible imprisonment. Typically, these cases involve charges of Driving under the Influence, Driving While Suspended, and certain Theft Charges.

Prior to 2008, the Municipal Court used a rotating list of defense attorneys which was approved by the Municipal Judges. To provide more consistent service to indigent defendants facing charges and to simplify the tracking of each case, the City determined that it would be better to contract with a single attorney to provide public defender services.

After completing an RFP process for services, the city entered into a contract with Robin A. Lewis to provide Public Defender services for the city in 2008. Ms. Lewis has been a litigation attorney for over 25 years. She has served as the sole Public Defender for the City of Prairie Village since January 1, 2008. The contract with Ms. Lewis will expire on December 31, 2009 subject to renewal. Staff is recommending renewal of the contract until December 31, 2011.

ATTACHMENTS:

- Renewal of Public Defender Contract January 1, 2010- December 31, 2010. The contract has been reviewed and approved by the City Attorney.

FUNDING SOURCE

The Municipal Court budgets annually for public defender services. The proposed contract would cost \$12,500.00 annually or \$1,041.66 monthly. There are currently sufficient funds in the 2010 Municipal Court budget to cover this expenditure.

PREPARED BY

Dennis J. Enslinger
Assistant City Administrator
Date: November 6, 2009

RENEWAL OF PUBLIC DEFENDER CONTRACT

The Public Defender Contract ("Contract") between the City of Prairie Village, Kansas ("CITY") and Robin A. Lewis ("ATTORNEY"), for the period January 1, 2010 through December 31, 2010, a copy of which is attached hereto, is hereby renewed, as of January 1, 2010, as follows:

1. The Contract is renewed for an additional one year period and shall terminate on December 31, 2010, subject to further renewal."
2. The CITY agrees to compensate ATTORNEY for the services described in the Contract the monthly sum of \$1,041.66 for the calendar year commencing January 1, 2010 through December 31, 2010.
3. The remaining provisions of the Contract shall remain in full force and effect.

IN WITNESS WHEREOF the parties hereto have caused this Renewal to Public Defender Contract to be executed, the day and year first herein written.

CITY OF PRAIRIE VILLAGE, KANSAS

By: _____
Ronald L. Shaffer, Mayor

Attest:

Joyce Hagen Mundy, City Clerk

Approved as to form:

Catherine P. Logan, City Attorney

ATTORNEY

Robin A. Lewis



CITY CLERK DEPARTMENT

Council Meeting Date: December 7, 2009
Consent Agenda

CONSIDER BUILDING INSPECTION AGREEMENT WITH CITY OF WESTWOOD

RECOMMENDATION

MOVE THE GOVERNING BODY APPROVE THE AGREEMENT BETWEEN THE CITY OF WESTWOOD AND THE CITY OF PRAIRIE VILLAGE FOR MULTI-JURISDICTIONAL BUILDING INSPECTION SERVICES

BACKGROUND

The Cities of Prairie Village, Westwood and Fairway have small building inspection programs. During the construction season or when inspection staff is on vacation or sick, it can be difficult for both cities to provide prompt responses to contractors' and homeowners' inspection requests. The cities have entered into a multi-jurisdictional building inspection services agreement that allows for the sharing of staff. These agreements have worked well for all cities without placing unreasonable burdens on either city's staff.

The City of Westwood has entered into an inspector sharing agreement with the City of Prairie Village under which either City could request building inspection services from the other City. The City receiving the request would have the option of honoring the request; however, it is not mandatory. The fee for these services is \$30 per hour and the cities reconcile on a quarterly basis

RELATION TO VILLAGE VISION

LG2 Build on inter-municipal cooperative activities, agreements and planning incentives

ATTACHMENTS

1. Agreement with City of Westwood for Building Inspection Services

PREPARED BY

Joyce Hagen Mundy, City Clerk

December 2, 2009

**AGREEMENT BETWEEN THE CITY OF WESTWOOD AND THE CITY OF
PRAIRIE VILLAGE FOR MULTI-JURISDICTIONAL BUILDING
INSPECTION SERVICES**

This Agreement for multi-jurisdictional building inspection services (the "Agreement") is made pursuant to K.S.A. section 12-2908, by and between the City of Westwood, Kansas, a Kansas municipal corporation, and the City of Prairie Village, Kansas, a Kansas municipal corporation (collectively referred to as the "Parties").

RECIT ALS

WHEREAS, K.S.A. section 12-2908 authorizes municipalities to contract with each other to perform any governmental service, activity or undertaking which each contracting municipality is authorized by law to perform; and

WHEREAS, as authorized by statute, the Parties both operate Departments that are engaged in activities relating to permitting, inspection, and plan review services within the area of their respective jurisdictions ("Building Inspection Services"); and

WHEREAS, the Parties desire to enter into this Agreement to allow the Parties to assist each other by providing Building Inspection Services in times of need to allow for more efficient and effective use of public resources and to improve the quality of services provided.

NOW THEREFORE, pursuant to K.S.A. section 12-2908, and in consideration of the mutual advantage received by each Party, the Parties enter into this Agreement upon, and subject to, the following terms and conditions:

I. PURPOSE AND INTENT

The purpose and intent of this Agreement is for the Parties to assist each other by providing Building Inspection Services for each other in times of need. Upon the need of the requesting Party, the other Party shall provide Building Inspection Services in accordance with the requesting Party's adopted building, electrical, plumbing, mechanical or other applicable codes; provided, that the other Party shall not be required to provide such service to the detriment of its ability to service its own needs. As detailed hereafter, the requesting Party shall reimburse the other Party for any Building Inspection Services provided in accordance with this Agreement.

II. PARTIES' RESPONSIBILITIES

1. A Party requesting Building Inspection Services shall give the other Party a minimum of one (1) working day's notice whenever practicable. A request for such service shall be made in person or by telephone to the other Party's Building Official or Inspector designated below. The requesting Party shall timely provide the Building Official/ Inspector all documentation and other information necessary for the requested Building Inspection Services. Both Parties hereby reserve the right to refuse a request for services in the event that staffing levels are not sufficient to meet the Party's own needs. At all times each Party shall fully maintain the direction and

control of its own employees, and at no time shall said employees be considered the employees of the other Party.

2. When providing Building Inspection Services, each Party agrees to:

- a. Provide all labor, technical, administrative, professional, and other resources, which are requested and necessary to perform the specific Building Inspection. Services in accordance with the requesting Party's adopted codes (including any local amendments). This includes attendance at the requesting Party's meetings as necessary, including its City Council, Planning Commission, or Board of Zoning Appeals meetings or Municipal Court.
- b. Consult as necessary with the property owner or the property owners contractor, developer, designer or other appropriately designated agent to facilitate any necessary corrections.
- c. Prepare and provide a formal written inspection report for each inspection provided. Said inspection report shall be provided to the requesting Party and, if appropriate, to the property owner or the property owner's contractor, developer, designer or other appropriately designated agent. Said inspection report shall detail the inspection services provided, and verify whether the inspected property and structure is in compliance with the requesting Party's adopted codes. In the event of any noncompliance, the inspection report shall detail such non compliance and any work required to bring said property/structure into compliance.

III. ADMINISTRATION AND COMPENSATION

1. This Agreement shall be administered by the City of Westwood, acting by and through its designated representative, who shall be the City of Westwood public official designated as Project Administrator.
2. Each Party shall be responsible for timely submitting its invoices to the Project Administrator for any Building Inspection Services provided pursuant to this Agreement. The Parties agree to pay each other thirty dollars (\$30) per hour for all Building Inspection Services provided in accordance with this agreement.
3. On a quarterly basis, the Project Administrator shall prepare a written summary detailing all Building Inspection Services provided as of such time by either or both Parties and the invoice amount for the same. The Parties agree to pay their respective amounts due within sixty (60) days of the receipt of the Project Administrator's written summary.

IV. TERM

This Agreement shall be effective for a term of three (3) years from the Effective Date determined below; provided, either Party may terminate this Agreement at any time by providing the other Party with not less than thirty (30) days' written notification of the Party's intent to terminate the Agreement.

V. INDEMNIFICATION AND INSURANCE

1. To the extent permitted by the law, each Party hereby agrees to indemnify, defend, and hold harmless the other Party, the other Party's Building Official/ Inspector, and the other Party's elected officials, officers, and other employees from and against all claims, demands, losses, damages, liabilities, administrative and judicial proceedings and orders, judgments and all expenses or costs of any kind, including but not limited to reasonable attorney's fees, defense costs, and expenses arising directly or indirectly, in whole or in part, out of the other Party's provision of Building Inspection Services in accordance to this Agreement. This indemnification paragraph shall survive the termination of this Agreement.
2. During the term of this Agreement each Party shall at its own expense maintain General Liability Insurance in an amount not less than five hundred thousand (\$500,000.00) per occurrence and one million (\$1,000,000.00) annual aggregate. In addition, each Party shall maintain Errors & Omissions Coverage Insurance in the amount of one million (\$1,000,000.00) per occurrence and annual aggregate. Each Party shall furnish the other Party with certificates of insurance evidencing the foregoing coverage and naming the other Party as an additional insured. A violation of this provision may be treated by either Party as a material breach allowing it to immediately terminate this Agreement.
3. Each Party shall maintain Worker's Compensation Insurance in an amount equal to or greater than the minimum amount required by statute. Each Party shall furnish the other Party with a certificate of insurance evidencing the foregoing coverage and naming the other Party as a certificate holder. With respect to any Worker's Compensation claim, it is the Parties' intent that each Party shall be responsible for any such claim made by its own employees, even if such claim arises from any work performed for the other Party under this Agreement. Each Party hereby releases the other Party from all liability for loss due to any act or neglect of the other Party resulting in an injury to a Party's employee. In making this release, each Party agrees that it will use its best efforts to cause its insurer to waive any subrogation rights which the insurer might have against the other Party with respect to expenses incurred or amounts paid under such policies on behalf of the insured Party. A violation of this provision may be treated by either Party as a material breach allowing it to immediately terminate this Agreement.

VI. NOTICES

As stated above, any request for Building Inspection Services shall be made in person or by telephone to the other Party's Building Official or Inspector designated below. Any other notice or other communication required or permitted under this Agreement shall be in writing and shall be deemed to have been given if (i) delivered to the Party at the address set forth below, (ii) if transmitted by facsimile when confirmation of transmission is received, (iii) deposited in the U.S. Mail by registered or certified mail, return receipt requested, to the address set forth below, or (iv) given to a recognized and reputable overnight delivery service to the address set forth below:

To the City of Westwood:

Attn:
Building Inspector
City of Westwood
4700 Rainbow Blvd.
Westwood, KS 66205
(913) 362-1550; (913) 362-3308

With a copy to

Attn: Kathleen McMahon
City Clerk
City of Westwood
4700 Rainbow Blvd.
Westwood, KS 66205
(913) 362-1550; (913) 362-3308

To the City of Prairie Village:

Attn: Jim Brown
Building Official
City of Prairie Village
7700 Mission Road
Prairie Village, KS 66208
(913) 381-6464; (913) 381-7755 fax

With a copy to

Attn: Dennis Enslinger
Assistant City Administrator
City of Prairie Village
7700 Mission Road
Prairie Village, KS 66208
(913) 362-1550; (913) 362-3308

or at such other address, telephone number or fax number, and to the attention of such other person or officer, as any Party may designate in writing by notice duly given pursuant to this Section.

VII. MISCELLANEOUS PROVISIONS

1. **Entire Agreement.** This written Agreement constitutes the entire agreement between the Parties with respect to the subject matter hereto. This Agreement cannot be amended except in writing executed by both Parties. It is also understood that this Agreement may later be amended or supplemented to allow other cities to participate.
2. **Headings.** The headings for each paragraph of this Agreement are for convenience and reference purposes only and in no way define, limit or describe the scope or intent of said paragraph or of this Agreement nor in any way affect this Agreement.
3. **Severability.** If any clause or provision of this Agreement is illegal, invalid or unenforceable under any present or future law, the remainder of this Agreement shall not be affected thereby. It is the intention of the Parties that if any such provision is held to be illegal, invalid or unenforceable, there shall be added in lieu thereof a provision as similar in terms to such provision as possible and be legal, valid and enforceable.
4. **Waiver.** The failure to enforce or remedy any noncompliance of the terms and conditions of this Agreement shall not constitute a waiver of either Party's rights or a waiver of the obligation as herein provided.
5. **Preparation of Agreement.** This Agreement has been prepared by the combined efforts of the Parties and is not to be construed against any Party.

- 6 **Assignably.** This Agreement is not assignable in whole or in part.
- 7 **No Third-Party Beneficiaries.** This agreement shall not create any rights to enforcement of the provisions herein to any person or entity that is not a Party to this agreement.
8. **Retention of Records.** Pursuant to law, the Parties must keep and maintain accurate books of records and accounts in accordance with generally accepted accounting principles of liabilities and obligations incurred under this Agreement and all paper, files, accounts, reports and all other material relating to work under this Agreement and must make all such materials available at any reasonable time during the term of this Agreement and for five (5) years from the date of termination for audit, inspection and copying upon any Party's request.
9. **General Compliance with Laws.** The Parties are required to comply with all applicable federal and state law and local ordinances and regulations.
10. **Governing Law.** This Agreement shall be construed in accordance with the laws of the State of Kansas.
11. **Authority of Signatory.** Each Party represents and warrants that it is a duly formed and validly existing municipal corporation under the laws of the State of Kansas, and that the individual executing this Agreement on behalf of the Party is authorized and empowered to bind the Party.
12. **Counterparts.** This Agreement may be executed in two or more counterparts, each of which shall be deemed an original but all of which together constitute one and the same instrument.
13. **Effective Date.** This Agreement shall become effective and binding only upon the execution of this Agreement by both Parties. The Effective Date of this Agreement shall be on the last date of execution by the Parties indicated below.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed as of the date(s) cited below by their respective Mayors upon the approval of their Governing Bodies.

THE CITY OF WESTWOOD, KANSAS

THE CITY OF PRAIRIE VILLAGE, KANSAS

By: _____
Steve Stubbers, Mayor

By: _____
Ronald L. Shaffer, Mayor

Date: _____

Date: _____

ATTESTED TO:

ATTESTED TO:

Kathleen McMahon, City Clerk

Joyce Hagen Mundy, City Clerk

Date: _____

Date: _____



CITY CLERK DEPARTMENT

Council Committee Meeting Date:
Council Meeting Date: December 7, 2009
Consent Agenda

Consider authorization to continue on-going agreements in 2010

RECOMMENDATION

City Council authorize the continuation of the following ongoing or auto renew agreements for 2010:

- Allied Exterminators - Pest Control
- ASCAP Agreement - Use of Music
- Board of Police Commissioner - ALERT System Participation
- Bucher, Willis & Ratliff - Planning Consultant Services
- City of Mission - Code Enforcement Services
- EnServe Midwest, LLC - Disposal of Medical Waste
- Ericsson, Inc (M/A-Com)- EDACS FX PD software & Maintenance
- FP Mailing Solutions - Postage Meters PD
- Intrust Bank - On-line Banking Agreement & Credit Card Account
- Johnson County - AIMS Data Access Agreement
- Johnson County Wastewater - Right-of-Way Agreement
- Kansas City Crime Stoppers - TIPS Hotline
- Kansas City Power & Light M-Power Agreement
- Lathrop & Gage - Legal Services
- Marshall & Ilsley Trust Company - Pension Consultants
- McGruff Truck Program
- Mid America Regional Council - Purchasing Cooperative
- Mid America Regional Council - 800 MHz Radio Agreement
- Mid America Regional Council - 9-1-1 Agreement
- Mobile Radio Communications - Pager Agreement
- Municipal Investment Pool
- New Directions - Employee Assistance Program
- NJPES - Joint Purchasing Agreement for office supplies/Staples
- Office Depot - Participation Agreement
- PropertyRoom.com, Inc. - Property Disposition Services
- SAMS Club Membership
- Shawnee Mission School District - Parking Agreement
- Training@YourPlace - License/Software/Support - Codes & Court
- Water District #1 - Right of Way Agreement

BACKGROUND

The City has agreements that renew automatically or are on-going in nature. Since the City can only make commitments for one year, the City Attorney has advised that although, by contract, the agreements are current; the agreements should have Council action each year accepting the continuation/renewal of these agreements for 2010. Funds have been budgeted, when needed, in the appropriate departments operating budgets for 2010.

ATTACHMENTS

Copies of the agreements are available upon request.

PREPARED BY
Joyce Hagen Mundy

Date:
November 1, 1009

**COUNCIL COMMITTEE OF THE WHOLE
November 16, 2009**

The Council Committee of the Whole met on Monday, November 16, 2009 at 6:00 p.m. The meeting was called to order by Council President Michael Kelly with the following members present: Mayor Shaffer, Al Herrera, Dale Warman, Ruth Hopkins, Michael Kelly, Andrew Wang, Laura Wassmer, Dale Beckerman, Charles Clark, David Morrison, Diana Ewy Sharp and David Belz. Staff members present: Quinn Bennion, City Administrator; Wes Jordan, Chief of Police; Officer Kyle Shipps, Tim Kobe; Bob Pryzby, Director of Public Works; Katie Logan, City Attorney; Dennis Enslinger, Assistant City Administrator; Karen Kindle, Finance Director; Chris Engel, Assistant to the City Administrator and Joyce Hagen Mundy, City Clerk.

David Belz moved the approval of the Consent Agenda for Monday, November 16, 2009:

- **ADOPT RESOLUTION NO. 2009-21 ESTABLISHING SALARY RANGES FOR CITY POSITIONS FOR THE CALENDAR YEAR 2010**
- **APPROVE AGREEMENT WITH SILVERSTONE GROUP TO PROVIDE ACTUARY SERVICES FOR THE CITY'S POLICE PENSION PLAN, PENDING REVIEW BY THE CITY ATTORNEY**

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

The motion was voted on and passed unanimously.

COU2009-108 Consider approval of plan changes to the City's Supplemental Pension Plan

In 1981, the City developed the Supplemental Pension Plan to assist KPERS eligible employees in saving for retirement. There are currently 60 employees in the plan and includes all non-sworn personnel. While there have been a minor changes to the plan, it has remained relatively the same since its inception. In early 2009, the Supplemental Pension Advisory Board began to review the performance, applicability, and design of the Supplemental Pension Plan.

Charles Clark stated the first principal of employee benefits is that they should be seen as a benefit and be equitable. The current plan does not meet either of these criteria. Its long vesting period benefits few and its formula for the distribution of funds is skewed to benefit those with higher salaries. After much discussion, the Board recommends changes to the design of the Supplemental Pension Plan that they believe will be more equitable and provide a greater benefit to employees currently in the plan and in the future.

Diana Ewy Sharp asked for additional clarification. Mr. Clark stated it is very unusual to find funds remaining from people leaving prior to becoming fully vest to go back into the pool to be redistributed. Under the current plan design, forfeitures are allocated to any individual (active, separated, or retired) who has funds in the plan in proportion to the balance of the pension fund. Therefore, an individual (active, separated, or retired) who

has 10% of the balance in the fund would receive 10% of the amounts forfeited. Under the current tiered vesting schedule an employee becomes 40% vested after four years of employment and full vested after 11 years of service.

With the change in plan design, vesting would be two year 'cliff' vesting with the employee being 0% vested until they reach two years of employment and then becoming 100% vested. Any funds that would be forfeited by an employee who separates from the City within two years of their date of hire would be used to offset future City contributions.

The new plan design is a significant change to the existing pool model. The plan is proposed to be a 'match' system that is based on the employee's contribution to their Section 457 Plan (Deferred Compensation) with the City's contribution going to the employee's Section 401(a) Plan (see below). The plan encourages employees to become an active participant in their retirement both in the contribution and in the investment choices they may make. The City's contribution and employee match will occur at each pay period based on gross salary. The employee can change match levels at any time to be effective with the next pay period.

Employee Match	City Match
<u>457 - %</u>	<u>401(a) - %</u>
0.00	3.50
1.00	4.00
2.00	4.50
3.00	5.00
4.00	5.50
5.00	6.00

Plan members who are no longer employed by the City or may be receiving payments from the Supplemental Pension Plan will also experience a change. When the Plan transitions to the new design, the balance of their account as of December 31, 2009 will be transferred over to a 401(a) account; pensioners will continue to receive payments just as they have in the past.

ING has been selected as the administrator of the accounts due to their relationship with the State of Kansas and the additional benefits they offer plan participants. This partnership will enable employees the ability to view their retirement benefits from the City and KPERS in order to make smart financial decisions. ING representatives will be available meet with employees and provide financial advice at any time and enhance the retirement education of all employees who participate in the Supplemental Pension Plan.

The proposed plan was drafted by Lathrop & Gage with direction and guidance of the Supplemental Pension Plan Board. The proposed plan was reviewed by ING.

With the pending significant changes to the plan, the City Administrator, HR specialist and the employee board representative (Bob Pryzby) met with affected employee groups to discuss the existing plan and proposed plan changes.

David Belz asked for the employees' response to the proposed plan. Quinn Bennion responded this is a significant change going from a pool to an individually directed plan. Some employees are hesitant to make the change; however, he believes that a strong majority of the employees see the proposed plan as an improvement over the current plan and support it. The proposed plan will require employee ownership of their funds whereas the current pool plan could be viewed as "out of sight/out of mind" with no involvement by the employee.

Charles Clark noted the annual amount contributed by the City will remain part of the annual budget process in the General Fund. The new plan was modeled to maintain the same level of funding toward the Supplemental Pension Plan.

Diana Ewy Sharp thanked the Pension Board and staff for their efforts to make this change to benefit City employees.

Michael Kelly stated this change is long overdue with the current system having the potential for extreme conflict of interest and ethics concerns with its distribution of funds.

Diana Ewy Sharp made the following motion, which was seconded by David Belz and passed unanimously:

MOVE THE GOVERNING BODY APPROVED THE PROPOSED REVISIONS TO THE CITY'S SUPPLEMENTAL PENSION PLAN (SPP) EFFECTIVE JANUARY 1, 2010 AND APPROVE ING TO SERVE AS THE TRUSTEE EFFECTIVE JANUARY 1, 2010 AND THEREAFTER WITH M&I REMAINING AS SUB-CUSTODIAN ON ALL ASSETS IN THE PLAN AS OF DECEMBER 31, 2009 AND SUB-CUSTODIAN ON PLAN ASSET BALANCE AS OF DECEMBER 31, 2009 THROUGH DELIVERY TO ING ON FEBRUARY 1, 2010.

**COUNCIL ACTION TAKEN
11/16/2009**

COU2009-109 Consider approval of Professional Planning/Design Services Agreement with Indigo Design for 2010 Park Plans

The Parks and Recreation Committee recently selected Franklin, Weltner and Schliffke Parks as priorities for improvements recommended by the Parks Master Plan. The revised CIP Plan will include funding for these projects over the 2010 and 2011 budget years. On November 2nd, the Council committee of the Whole voted to accelerate the selection process for a parks planner and waive the public solicitation requirements contained in Council Policy 16 entitled "Selection of Professional Architect/Engineering Consulting Services".

The motivation for this action was to take advantage of current economic conditions and possibly realize a substantial savings by bidding construction in early 2010. In addition, the chosen firm, Indigo Design, was the lead firm on the recently approved Parks Master Plan

giving them a high level of familiarity with the parks that should further accelerate the process.

Bob Pryzby stated in review of the proposed agreement he had several questions regarding the scope of the work, noting that there are several recommendations made in the Parks Master Plan that are not being implemented at this time specifically at Franklin Park. Some of these will be done in conjunction with street work and others need to be discussed by the Parks and Recreation Committee. The list of items not included is as follows:

- Design of a new west parking lot (\$56,234)
- Design of new parking stalls on Roe (\$93,943)
- Design of landscaping for naturalize stream channel (\$21,296)
- Design of the Gazebo (\$54,000)
- Design of new park signs (already completed)

Mr. Pryzby noted the estimated construction costs based on the adopted Parks Master Plan for Franklin Park is \$829,407 after the removal of the items listed above. The proposed design fee is \$72,320 or 8.7% of cost. He is comfortable with this proposed fee for the adjusted design work.

Mayor Shaffer asked if there was always water in the stream area. Mr. Pryzby responded yes as it is fed by some natural springs.

Mr. Pryzby also questioned the scope of work for Weltner Park and has proposed the removal of the following items:

- Design of demo of existing street asphalt and curb (\$40,500 - to be included in street work)
- Design of New Park Entry at Cambridge Street (\$24,300 - to be included in street work)
- Design of new Park Entry signs (\$9,450 - done)
- Design of New Cambridge Street/Booth Drive (\$545,750 - to be included in street work)
- Fee for topographic survey (to be included in street work)

The estimated construction cost for Weltner Park based on the adopted Parks Master Plan is \$249,305 after the removal of the items listed above. The proposed design fee is \$18,560 or 7.4% of cost. He is comfortable with the proposed design fee.

Mr. Pryzby noted the proposal for Schliffke Park does not include all the work that needs to be done. An important component of the plan, is the placement of Creek Overlooks with an estimated cost of \$89,100, is not included in the proposal. Included in the plan is the design of park identification signs for \$9,450 which has already been completed. The estimated construction cost for Schliffke Park is \$76,390 after the removal of the items listed above. The proposed design fee is \$18,560 or 24.3% of cost. This is an unacceptable amount and Mr. Pryzby recommends that Schliffke Park design be removed from the contract and be constructed by Public Works staff in 2011.

Katie Logan, City Attorney, noted she had reviewed the proposed agreement and found it to need minor changes. The most significant change is the addition that has become

standard in city contracts to allow the City to terminate contracts for cause. There were also modifications made in the insurance section and two other minor revisions.

Bob Pryzby stated the proposed work begins with the approval of the agreement with the schedule prepared based on immediate approval of the agreement. There will be no construction work at Weltner Park in 2010, only design.

David Morrison noted during the public hearings for the parks master plan requests were made for a softer surface for the walking trails instead of the current asphalt and asked if this had been considered. Mr. Pryzby stated he had not had time to research this and currently asphalt is the proposed material. Mr. Morrison noted this would be the appropriate time for consideration of other surface materials. Mr. Pryzby replied he is not aware of other options. Laura Wassmer asked about compounds made from recycled tires to create a "squishy" surface. Mr. Pryzby stated it is used for tracks and is very expensive.

Charles Clark asked for the amended design contract total. Mr. Pryzby responded the new contract amount is \$90,880 and will be funded from the Parks Capital Improvement Projects Fund.

Dale Beckerman made the following motion, which was seconded by Laura Wassmer:

**MOVE THE GOVERNING BODY APPROVE THE PARK PLANNING/
DESIGN SERVICES AGREEMENT WITH INDIGO DESIGN AS
AMENDED WITH THE REMOVAL OF SCHLIFFKE PARK SUBJECT
TO REVIEW AND APPROVAL BY THE CITY ATTORNEY.**

Michael Kelly stated he supports the park improvements, however, he strongly objects to the process being followed. He does not believe there is anything unique in the scope of work that could not be done by another contractor meriting the waiving of the bid process.

Quinn Bennion asked that the motion be amended to include the waiving of Council Policy #16. The amendment to the motion was accepted by Mr. Beckerman and Ms Wassmer.

**COUNCIL POLICY #16 ENTITLED "SELECTION OF PROFESSIONAL
ARCHITECT/ENGINEER CONSULTING SERVICES" BE WAIVED**

David Morrison moved that the motion be amended to include exploration of softer surfaces for the walking paths. Mr. Beckerman stated he wants to see that explored and feels the direction has been given to staff without including it in the motion. Mr. Morrison withdrew his motion.

The motion as amended was voted on and passed by a vote of 9 to 2 with Kelly and Hopkins voting in opposition:

**MOVE THE GOVERNING BODY APPROVE THE PARK PLANNING/
DESIGN SERVICES AGREEMENT WITH INDIGO DESIGN AS
AMENDED WITH THE REMOVAL OF SCHLIFFKE PARK SUBJECT
TO REVIEW AND APPROVAL BY THE CITY ATTORNEY COUNCIL**

**POLICY#16 ENTITLED "SELECTION OF PROFESSIONAL ARCHITECT
/ENGINEER CONSULTING SERVICES" BE WAIVED
COUNCIL ACTION TAKEN
11/16/2009**

COU2009-110 Consider changes to fee schedule for Planning & Zoning Applications

Dennis Enslinger stated staff has been reviewing the existing fee structure for planning and zoning applications to determine if changes should be made for the upcoming 2010 calendar year. Staff looked at fees assessed by adjacent jurisdictions including the cities of Mission, Merriam and Overland Park.

In addition, staff took into consideration a change in the process of how staff reports are written for detached and attached single-family residential property owner requests. Recently, city staff has taken over the role of processing applications for residential property owner rather sending the applications out to the City's Planning Consultant for preparation. Therefore, staff has proposed set fees for these types of applications rather than actual costs associated with the outside consultant.

Mr. Enslinger noted several fees have been eliminated under the planning zoning section since they are currently covered under the building permit fee schedule or are no longer applicable. These include sign permit, banner permit and second special use permit fee. The proposed fees are as follows:

Conditional Use Permit	\$600*
Preliminary/Final Development Plan	\$650*
Administrative Site Plan Approval	\$100
Residential Building Line Modification	\$100
Residential Site Plan Approval for	
Generator	\$100
Fence/Retaining Wall	\$100
Building Elevation	\$100
Sign Standards Review	\$100
Monument Sign Review	\$100
Preliminary Plat	\$650
Final Plat	\$650
Short Term Special Use with	
Planning Commission Approval	\$100**

*A \$500 cost advance is collected at the time of application to be applied towards actual costs including but not limited to publication, court reporting and transcript, outside consulting, engineering or legal review.

** Exempted:
Prairie Village Governing Body
City Committees
Homes Associations representing properties within the City
Other City, County, State & Federal Governmental Agencies

Non-profit organizations with 501c(3) designation by the IRS

Diana Ewy Sharp asked for clarification on Short Term Special Use Permits needing Planning Commission approval. Dennis Enslinger stated the code only allows the Mayor to approve short term special use permits with a duration of 30 days or less. Joyce Hagen Mundy noted past applications that have come before the Commission have been the "Farmer's Market" at Delaware Interiors and large plant/gardening sales at local stores such as Hy-Vee. These are generally for 60 to 90 days. Mr. Enslinger added the recent artwork at Village Presbyterian was another such application.

Diana Ewy Sharp made the following motion, which was seconded by Dale Beckerman and passed unanimously:

**MOVE THE GOVERNING BODY APPROVE THE REVISIONS
TO THE PRAIRIE VILLAGE FEE SCHEDULE EFFECTIVE
JANUARY 1, 2010:**

Conditional Use Permit	\$600*
Preliminary/Final Development Plan	\$650*
Administrative Site Plan Approval	\$100
Residential Building Line Modification	\$100
Residential Site Plan Approval for	
Generator	\$100
Fence/Retaining Wall	\$100
Building Elevation	\$100
Sign Standards Review	\$100
Monument Sign Review	\$100
Preliminary Plat	\$650
Final Plat	\$650
Short Term Special Use with	
Planning Commission Approval	\$100**

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

Presentation on recently implemented Intergraph Records System and CAD

The Council Committee of the Whole moved its meeting to the Public Safety Communications area for a demonstration of the recently implemented Intergraph Records System and CAD by officer Kyle Shipps. On behalf of the Department, Officer Shipps thanked the Council for their support making the implementation of this new technology available to the Department. He acknowledged the support of staff from the cities of Leawood and Overland Park during the implementation and their training has been instrumental in the transition to the new system.

STAFF REPORTS

Public Safety

- Chief Jordan reported his department is meeting with representatives of the 75th & Booth neighborhood to address their concerns. Capt. Schwartzkopf met with the group earlier this evening and he feels progress is being made.
- Chief noted during a recent evening court the City's metal detector was stolen; however, due to the installation of a camera system, they have been able to identify who took it. They have not yet retrieved it.
- Al Herrera asked if there have been any traffic calming requests along 67th Street by Prairie Elementary School. Chief responded he has not had any requests.

Public Works

- Mr. Pryzby reported the electrical box for the El Monte Fountain has been ordered.
- The bases have been installed for all of the park identification signs - due to weather and holidays, he anticipated it will be the first week in December before they are installed.
- Mr. Pryzby reviewed a map showing the proposed bond projects and noted the projects will go out to bid next week.
- The 2010 CARS Project : 83rd Street - Somerset to Mission/Roe will be bid separately as will the 75th Place work being funded by CDBG funds.
- Interviews with four firms will be conducted on December 16th for the Campus Brick Replacement
- Work has begun on the new Walgreen's at 95th & Mission both in the roadway and on site.
- Mr. Pryzby stated he has not finished the agreement for the 75th Street study
- Public Works crews are ready for snow

Administration

- Dennis Enslinger reported the joint E-Recycle event sponsored by the cities of Overland Park, Leawood and Prairie Village last Saturday was successful. He will have specific numbers at the next meeting.
- Two Safe Routes to School neighborhood meetings were held last week for Briarwood Elementary and Prairie Elementary
- The glass recycling bin has been placed behind the Hen House at Corinth Square Shopping Center.
- Katie Logan reported she filed on November 6th the suit challenging the protest petition filed against Charter Ordinance 25. The oral interview has been scheduled for Tuesday, November 24th. A ruling has to be issued within 20 days. She will advise Council when it is received.
- Ms Logan reported she had recently requested and received an opinion from the Attorney General regarding open meeting requirements as they relate to Councilmember's responses to e-mail or electronic communication and copies all or a majority of other members. The question being does this constitute a meeting. The AG opinion stated that a meeting must consist of interactive communication and concluded that "simply sending a message to other members would not constitute interactive communication within the meaning of KOMA.

However, she noted if communication continued beyond the initial response, it becomes interactive.

- Quinn Bennion recently attended a “super pass meeting” to evaluate the implementation of this program this past summer. All of the cities involved in the program felt it was successful and want to implement again next summer and are looking at possible ways to expand the program.
- The City received 12 submittals for website design. The City’s IT committee will interview six firms and provide the Communication Committee with a recommended short list of 2 or 3 firms. He is his hope to have a proposal to present to the Council at the last meeting in December.

ADJOURNMENT

With no further business to come before the Committee, Council President Michael Kelly adjourned the meeting at 7:28 p.m.

Michael Kelly
Council President

RESOLUTION 2009-21

WHEREAS, the Governing Body of the City of Prairie Village is authorized to establish salary ranges for city positions; and

WHEREAS, it is the desire of the Governing Body that these salary ranges be reviewed annually to ensure appropriate funds are budgeted and the salary ranges remain competitive;

NOW, THEREFORE, be it resolved the Governing Body of the City of Prairie Village, Kansas, hereby adopts the following compensation ranges for 2010:

Compensation generally.

The elected officers, appointive officers and employees of the city shall be compensated within the salary ranges provided in this section. The amount of compensation shall be fixed by the Governing Body in accordance with personnel procedures as adopted by the Governing Body from time to time, provided, however, that the salaries and compensation during calendar year 2010 shall be within and determined by the following ranges:

	2010	
	<u>Minimum</u>	<u>Maximum</u>
000 ADMINISTRATIVE SUPPORT		
Receptionist A	30,500	45,700
Receptionist B	22,800	34,200
Administrative Support Specialist A	30,500	45,700
Administrative Support Specialist B	28,500	42,700
Management Intern	38,500	57,700
Management Assistant	53,100	79,700
Executive Assistant	38,500	57,700
Court Clerk A	30,500	45,700
Court Clerk B	27,500	41,300
Accounting Clerk A	30,500	45,700
Accounting Clerk B	26,400	39,600
Office Manager	40,000	60,000
Code Enforcement Officer	37,000	55,400
Building Inspector	40,100	60,100
Human Resources Specialist	41,400	62,200
Court Administrator	45,000	67,400
Building Official	57,400	86,000
City Clerk	53,200	79,800
Finance Director	78,300	117,500
Assistant City Administrator	70,800	106,200
City Administrator	105,400	158,200
100 PUBLIC WORKS		
Laborer	24,100	34,100
Maintenance Worker	30,900	43,700
Senior Maintenance Worker	37,300	52,700

Crew Leader	42,800	60,400
Mechanic	32,800	49,200
Construction Inspector	40,100	60,100
Field Superintendent	51,800	77,600
Manager of Engineering Services	57,400	86,000
Public Works Director	82,900	124,300

200 PUBLIC SAFETY

Records Clerk A	30,500	45,700
Records Clerk B	29,800	44,600
Property Clerk	31,600	47,400
Community Service Officer A	31,400	47,200
Community Service Officer B	29,800	44,800
Dispatcher	33,800	51,700
Communications Supervisor	45,900	68,900
Police Officer	38,500	60,100
Police Corporal	51,700	68,900
Police Sergeant	61,100	81,500
Police Captain	71,300	106,900
Police Chief	81,800	122,800

Police Officer Step System

1	38,500
2	39,700
3	40,900
4	42,100
5	43,300
6	44,500
7	45,700
8	46,900
9	48,100

Seasonal/Part-time Employees - Seasonal/Part-time employees shall be compensated as follows:

Seasonal/Part-Time Employees	<u>Minimum</u>	<u>Maximum</u>
Seasonal Worker (hourly)	8.61	12.84
Lifeguard (hourly)	8.46	12.62
Tennis Assistant (hourly)	8.61	18.27
Concession Stand Worker (hourly)	7.25	9.06
Clerical Assistant (hourly)	9.35	13.72
Assistant Pool Manager (hourly)	9.71	16.16
Bailiff (hourly)	10.95	13.14
School Crossing Guards (session)	12.00	12.00
Swim/Dive Coaches (season)	2,156.92	5,930.23
Synchronized Coaches (season)	1,081.09	1,941.76
Assistant Synchro Coaches (season)	701.13	1,186.05
Assistant Coaches (season)	1,259.52	1,574.40
Pool Manager (season)	9,708.78	19,942.36

Employee/Consultant

A person may be compensated in a category defined as "independent contractor consultant". The rate of pay and other terms of employment for an individual in this category will be established and approved by the City Council.

Part-time Appointed Officials - Part-time appointed officials shall be compensated as follows in 2010:

	<u>Minimum</u>	<u>Maximum</u>
Municipal Judge (monthly)	1,207	1,655
Treasurer (monthly)	358	449

Adopted this ____ Day of _____.

Ronald L. Shaffer, Mayor

ATTEST:

Joyce Hagen Mundy
City Clerk

**Actuarial and Administrative
Services Agreement**

Between

The City of Prairie Village

and

SilverStone Group

Updated as of May 2009

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THIS ACTUARIAL AND ADMINISTRATIVE SERVICES AGREEMENT ("Agreement") is made and entered into effective as of the 1st day of January, 2010 (the "Effective Date"), by and between SilverStone Group, doing business from Omaha, Nebraska, (hereinafter referred to as "SilverStone Group"), and the City of Prairie Village, Kansas, (hereinafter referred to as "the City").

WITNESSETH

WHEREAS, the City maintains the Prairie Village, Kansas Police Department Pension Plan "Pension Plan" which is under the general management and administration of the City.

WHEREAS, the city maintains a post-retirement medical and dental plan "Post-Retirement Medical Plan" which is under the general management and administration of the city.

WHEREAS, subject to the terms and conditions set forth herein, the City deems it appropriate to engage SilverStone Group to provide certain actuarial and administrative services for the Pension Plan and Post-Retirement Medical Plan ("Plans"), and SilverStone Group desires to accept such engagement.

NOW THEREFORE, in consideration of the mutual promises and covenants set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby agree as follows:

1. **Contract for Services.** The City hereby contracts with SilverStone Group for their services as actuaries and administrators to the Plans, and SilverStone Group hereby accepts such contract and agrees to provide such services in accordance with this Agreement.
2. **Actuarial Services.** SilverStone Group shall render their services as actuaries to the Pension Plan as requested by the City in the Request for Proposals for Actuarial Services dated September 1, 2006 and included as part of this Agreement by reference. SilverStone Group shall perform such services as described in their Actuarial Services Proposal for Prairie Village, Kansas Police Department Retirement Plan, dated September 2006, and which is included as part of this Agreement by reference. Such services shall specifically include, but shall not be limited to, the services described as follows:
 - a. Actuarial Valuation
 - b. Annual Required Contribution
 - c. Governmental Accounting Standards Board GASB 25 and 27 Disclosure
 - d. Annual Statements
 - e. Calculations for Retiring Employees
 - f. Periodic Employee Education Meeting
 - g. Periodic Meetings with representatives of the City and the Plan

In addition, SilverStone Group shall render their actuarial services to the Post-Retirement Medical Plan as appropriate for the City to comply with the GASB 43 and 45 accounting standards. SilverStone Group shall perform such services as described in their Actuarial Services Proposal dated March 22, 2007, which is part of this Agreement by reference.

These services shall specifically include, but shall not be limited to, the services described as follows:

- a. Annual Required Contribution
 - b. GASB 43 and 45 Disclosure Report
 - c. Periodic Meetings with representatives of the City
 - d. Consultative services regarding implementation of GASB 43 and 45
3. **Other Consulting Services.** SilverStone Group will provide, at the City's request, additional consulting services to the Plans. These services may include, but are not limited to, (i) additional meetings with the City, the Plan, or other employee educational meetings not made part of the "standard" agreement (ii) plan design analysis and projection modeling based on plan design modification considerations; (iii) plan document or plan summary reviews; (iv) any other actuarial or administrative consulting services deemed necessary or appropriate by the Plans of the city; (vii) suggestions/recommendations by SilverStone Group.
4. **Actuarial and Administrative Personnel.** SilverStone Group shall at all times throughout the term of this Agreement maintain a team of qualified professionals comprised of designated full-time employees/ principals of SilverStone Group who are permanently assigned to monitor, oversee and provide on a daily basis all of the actuarial and administrative services to be provided to the Plans hereunder, and to receive and address all concerns communicated by the City. The City, in its sole discretion, shall have the right to demand the replacement of any individuals assigned to provide actuarial and administrative services to the City hereunder, in which case SilverStone Group shall immediately replace such person(s) with qualified replacements acceptable to the City in its sole discretion
5. **Actuarial Fees.** As consideration for the services set forth in this Agreement, the City agrees to pay SilverStone Group the fees that are applicable and as otherwise set forth in Section 17 of this Agreement. Fees related to any renewal period shall be in accordance with any other applicable terms and conditions set forth below.
6. **Invoices.** SilverStone Group shall provide the City with quarterly invoices not later than the twenty-fifth (25th) day of the month following each calendar quarter. These invoices shall set forth the amount of fees for the work performed in the preceding calendar quarter.

Payment for services must be made within 30 days of receipt of invoice. Payments made subsequent to such period, shall be subject to a late charge and reasonable interest as determined by SilverStone Group.

7. **Term.** The term of this Agreement shall commence on the Effective Date, and shall continue through December 31, 2012, unless terminated before that time by the City in accordance with applicable notice and termination requirements set forth below. The continuation of the agreement shall be contingent upon the periodic review by the City of the services being provided by SilverStone Group. This Agreement may be renewed for additional annual periods by mutual written agreement by both parties.

8. **Termination for Cause.** Without in any manner limiting the right of the City to terminate this Agreement or declare SilverStone Group in default thereof for any reason set forth herein or in the Request for Proposal documents, if the work to be done under this contract shall be abandoned or underperformed in any material respect by SilverStone Group; or if this Agreement shall be assigned by SilverStone Group otherwise than as herein provided; or if SilverStone Group should be judged as bankrupt; or if a general assignment of its assets should be made for the benefit of its creditors; or if a receiver should be appointed for SilverStone Group or any of its property; or if the SilverStone Group or any of its owners are investigated by any state or federal regulatory agency and the interests of the City and its Plans are negatively impacted; or if at any time the City determines that the performance of the work under this contract is being unnecessarily delayed, that SilverStone Group is violating any of the conditions or covenants of this Agreement, that it is executing the same in bad faith or otherwise not in accordance with the terms of said Agreement; then, in addition to other rights the City may choose to exercise, the City may, at its option, serve written notice upon SilverStone Group of the City's intention to terminate this Agreement, and, unless within ten (10) days after the serving of such notice upon SilverStone Group a satisfactory arrangement be made for the continuance thereof, this Agreement shall cease and terminate unless the City otherwise agrees to continue the Agreement. In the event of such termination, the City shall immediately serve notice thereof upon SilverStone Group, and the City may take over the work and prosecute same to completion by contract with another actuarial firm or otherwise and in such event the City may take possession of and utilize in completing the work any and all documents and other materials as may be necessary therefore. When SilverStone Group's services have been so terminated, such termination shall not affect any rights or remedies of the City against SilverStone Group then existing or which may later accrue, as well as shall relieve the City, the Plans or any applicable representatives from the payment of any monies that may otherwise be due to SilverStone Group in accordance with this Agreement generally. .
9. **Termination without cause.** The City may terminate this Agreement at any time without cause by providing delivery of at least a 60-days advance written notice to SilverStone Group. In the event that the City exercises its right to terminate the Agreement as provided in this Paragraph, SilverStone Group shall be entitled to payment pursuant to Paragraph 5 hereof for services actually rendered to the City prior to the date of termination.
- SilverStone Group may terminate this agreement at any time without cause by providing delivery of at least 60-days written advance notice to the City.
10. **Indemnification of the City and the Plans.** SilverStone Group shall defend, indemnify and hold the City, the Plans, as well as any applicable council members, employees, Plan fiduciaries, other agents or similar representatives, harmless from and against any and all claims, suits, losses, liabilities, costs, damages and expenses, including reasonable attorneys' fees and court costs, suffered or incurred by the City or the Plans arising from or as a result of negligence, fraud or willful misconduct by SilverStone Group or any representative, agent or employee of SilverStone Group, or any such party's failure to perform its duties and obligations under this Agreement.

The City and/or Plans shall defend, indemnify and hold SilverStone Group harmless from and against any and all claims, suits, losses, liabilities, costs, damages and expenses, including reasonable attorney's fees and court costs, suffered or incurred by SilverStone Group arising from or as a result of negligence, fraud or willful misconduct by the City or the Plans or any representative, agent or employee of the City or the Plans or any such party's failure to perform its duties and obligations under this Agreement.

11. **Insurance.** From and after the Effective Date and continuing throughout the term of this Agreement, SilverStone Group shall, at their sole cost and expense, carry and maintain in full force and effect a professional liability errors and omissions insurance policy with a policy limit of not less than Fifteen Million Dollars (\$15,000,000), as well as such other coverages that are required by the Request for Proposal. SilverStone Group shall provide the City with not less than sixty (60) days prior written notice of any proposed change in the type, coverage or amount of insurance required hereunder.
12. **Access to and Ownership of the City Files and Information.** SilverStone Group hereby acknowledges and agrees that the City, the Plans, and the City's Plan's authorized representatives, agents and employees shall have access to and the right to examine, inspect, audit, transcribe and copy during SilverStone Group's normal business hours, any and all accounts, books, documents, records and papers relating to the services provided pursuant to this Agreement. All such examinations shall be at the City's or the Plans' expense and shall be conducted in a manner which preserves the confidentiality of SilverStone Group's records and business operations.

All intellectual property rights (such as copyrights and trade secrets) relating to materials and information developed by or relating to the Plans and disclosed or supplied to SilverStone Group under this Agreement (the "Plan Information") will belong exclusively to the City or the Plans, as applicable. All intellectual property rights (such as copyrights and trade secrets) relating to SilverStone Group's work product (including all materials and information developed by SilverStone Group in the course of performing services under this Agreement, but excluding Plan Information) ("SilverStone Group's Work") will belong exclusively to SilverStone Group. If personnel of SilverStone Group incorporate into SilverStone Group's Work any information relating to the Plan to which SilverStone Group's confidentiality obligations under this Agreement apply, the information so incorporated into SilverStone Group's Work will be and remain subject to such confidentiality obligations. SilverStone Group hereby grants to the City and/or the Plans the perpetual and unrestricted right to use, reproduce and incorporate into other work all SilverStone Group's work delivered to the City under this Agreement for any internal business purpose of the City or the Plans.

13. **Confidential Treatment of Plan Files and Information.** SilverStone Group acknowledges and agrees that, in the course of rendering their actuarial and administrative services and otherwise performing their duties and obligations hereunder, they shall be provided and entrusted with the safekeeping of certain documents and information relating to the City and its property and accounts (including Plan Information). All such Plan Information shall at all times during the term of this Agreement and for a period of five (5) years thereafter, be treated by SilverStone

Group as strictly confidential and sensitive proprietary business information. SilverStone Group shall maintain commercially reasonable policies and procedures to ensure the confidentiality and safekeeping of such Plan Information and shall not, except in accordance with the express terms of this Agreement or with the prior written consent of the City, disclose or permit the disclosure of any Plan Information to any person or entity whatsoever other than SilverStone Group's employees, offers and agents directly assigned to provide actuarial and administrative services to the Plans hereunder, each of which shall be provided with such Plan Information solely on a "need-to know" basis and shall be bound by the confidentiality provisions of this Paragraph. The parties hereto acknowledge and agree that the confidentiality provisions set forth in this Paragraph shall not apply to: (i) information which is already known to SilverStone Group prior to disclosure by the City; (ii) information which is in the public domain or is otherwise generally available to the public; (iii) information which is available to SilverStone Group from third parties, which third parties and information are not subject to non-disclosure obligations to the City; or (iv) information which is independently developed by SilverStone Group. Furthermore, in the event any court or regulatory order or other service of legal process requires SilverStone Group to disclose information subject to the confidentiality provisions of this Paragraph, SilverStone Group, after providing written notice to the City as soon as reasonably possible after receipt of any such order or service of process, shall be permitted to make any disclosure required by law. SilverStone Group further agrees to cooperate with the City in responding to any such orders. SilverStone Group acknowledges and agrees that any breach, attempted breach or repudiation of the confidentiality requirements set forth in this Paragraph would produce irreparable harm and injury to the City and therefore agree that specific performance and/or injunctive relief, in addition to any other remedies available to the City at law or in equity, shall be remedies available to prevent the breach, attempted breach or repudiation of this Paragraph.

14. **Representations.** SilverStone Group makes the following representations:
- The price submitted is independently arrived at without collusion.
 - It has not knowingly influenced and promises that it will not knowingly influence a City employee or former City employee to breach any of the ethical standards set forth within the City's applicable procurement regulations and the City's Code of Ethics.
 - It has not violated, and is not violating, and promises that it will not violate any prohibition against gratuities and kickbacks set forth within the City's procurement regulations, as applicable.
 - It has not retained and will not retain a person to solicit or secure a City contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, except for retention of bona fide employees or bona fide established commercial selling agencies for the purpose of securing business.
15. **Integrated Agreement; Severability.** This Agreement, including reference proposal documents, constitutes the entire understanding between the parties concerning the

subject matter hereof. No other prior or contemporaneous representations, inducements, promises, or agreements, oral or otherwise, between the parties relating to the subject matter hereof and not embodied in this Agreement, shall be of any force or effect. This Agreement shall not be modified except in a writing signed by all parties hereto. If any provision of this Agreement shall for any reason be held to be invalid, unenforceable, or contrary to public policy, whether in whole or in part, the remaining provisions shall not be affected by such holding.

16. **Governing Law.** The statutes, regulations, and judicial interpretations of the laws of the State of Kansas shall determine all questions arising with respect to the provisions of this Agreement, except to the extent federal statutes supercede the laws of the State of Kansas.
17. **Exhibit – Cost Proposals.** The cost proposal section of SilverStone Group's Proposal is included as an exhibit of the Agreement and is otherwise incorporated in the manner set forth below:

Actuarial and Administrative Services – Charges for actuarial and administrative services will be based on time records. However, we will guarantee the time charges will not exceed the following amounts for the 2010, 2011, and 2012 years.

Pension Plan

• Actuarial Valuation	\$5,025
• Annual Required Contribution	1,280
• Government Accounting Standards Board (GASB) Disclosures	2,525
• Annual Statements	925
• Calculations for Retiring Employees	
- Each Retirement, Death	\$ 275
- Each Termination, Disability	190
- Each Estimate	165
- Each QDRO	Minimum of 500
• “What If” Analysis	Project/Time
• Employee Education	Project/Time
• Ongoing Services	Time
• Optional Services	Project/Time

Post-Retirement Medical Plan

- Actuarial Valuation \$5,925
- GASB 45 Disclosure and Required Supplement Information 1,900
- "What If" Analysis Project/Time
- Employee Education Project/Time
- Ongoing Services Time
- Optional Services Project/Time

Project/Time Charges – Charges for any "What If" Analysis, Employee Education, Ongoing Services and Optional Services will be based on our regular hourly rates. We will provide and estimate of additional charges for each project before beginning work.

Hourly Rates – Our hourly billing rates applicable to 2010, 2011, and 2012 will be:

	Hourly Rate
Principal Actuary	\$275
Group Medical Consultant	275
Support Actuary	225
Actuarial Analyst	150
Administrator	100

Telephone Calls – We expect to establish an open line of communication. This should include informal calls that you place to our consultants, actuaries or administrators. We will not submit time charges for calls that you place to ask questions or seek Clarification regarding work we have performed. If, as a result, we are asked to perform additional work or conduct specific research to answer a question, we will identify the Work as a special project and record our time. In this situation we will provide an estimate of the anticipated charges for the special project.

IN WITNESS WHEREOF, the City and SilverStone Group have duly executed this **ACTUARIAL AND ADMINISTRATIVE SERVICES AGREEMENT** effective as of the day and year first above written.

THE CITY OF PRAIRIE VILLAGE

SILVERSTONE GROUP

By: _____

By: _____

Its: _____

Its: _____

Addresses

The City of Prairie Village, Kansas
Municipal Building
7700 Mission Road
Prairie Village, Kansas

SilverStone Group
11516 Miracle Hills Drive
Omaha, NE 68154



ADMINISTRATION DEPARTMENT

Council Meeting Date: December 7th, 2009

PUBLIC HEARING - 2011 - 2012 Transportation Enhancement Funding from Kansas Department of Transportation

The purpose of this public hearing is to obtain citizen input and funding proposals from the public on the upcoming application for 2011-2012 Transportation Enhancement (TE) funding from the Kansas Department of Transportation (KDOT) to enhance surface transportation within the City. KDOT TE funds may be used to carry out eligible activities including, but not limited to, site acquisition, preservation, scenic beautification or the provision of certain related facilities. All TE projects must meet the following three criteria: relate to surface transportation, include at least one TE activity from the Historic, Scenic/Environmental, or Bicycle/Pedestrian Facilities categories, and be submitted by a local governing entity.

BACKGROUND

City staff is recommending a bicycle/pedestrian trail that traverses Tomahawk Road from Porter Park to Mission Road with a spur that follows 71st Street from Tomahawk across Mission Road and down to Windsor Park. Staff believes this project has the best opportunity to receive funding.

Staff is prepared to submit an application by the December 30th deadline and has already submitted a brief project outline to MARC for preliminary approval.

FINANCIAL IMPACT

Transportation Enhancement projects allow a maximum reimbursement of 80% of eligible project costs. Preliminary cost estimates for the project indicate the City portion could be ~\$356,000. Although the plan is not funded, there is currently \$305,000 included in the Parks CIP for trails in 2012.

PREPARED BY

Chris Engel
Assistant to the City Administrator
Date: 11/23/2009



ADMINISTRATION DEPARTMENT

Council Meeting Date: December 7th, 2009

Consider Resolution of Support for Transportation Enhancement Funding from Kansas Department of Transportation

RECOMMENDATION

Staff recommends City Council adopt a Resolution of Support for Transportation Enhancement Funding from the Kansas Department of Transportation to fund Brush Creek Trail.

BACKGROUND

On October 19, 2009 the City Council directed staff to prepare an application for submittal to the Kansas Department of Transportation (KDOT) for Transportation Enhancement (TE) funding in the 2011-2012 project years. Staff is prepared to submit an application by the December 30th deadline and has already submitted a brief project outline to MARC for preliminary approval.

The attached Resolution of Support is part of the application process and serves as formal acknowledgement the City is committed to funding and maintaining the project if approved. The City Council approved a similar resolution in March for TE projects funded as part of the Federal stimulus package. The City was not awarded funding for their submittal at that time.

ATTACHMENTS

Resolution of Support

PREPARED BY

Chris Engel

Assistant to the City Administrator

Date: 11/23/2009

RESOLUTION OF SUPPORT

A RESOLUTION DECLARING THE ELIGIBILITY OF THE CITY OF PRAIRIE VILLAGE TO SUBMIT AN APPLICATION TO THE KANSAS DEPARTMENT OF TRANSPORTATION FOR USE OF TRANSPORTATION ENHANCEMENT FUNDS SET FORTH BY THE FEDERAL TRANSPORTATION EQUITY ACT FOR THE 21ST CENTURY FOR THE BRUSH CREEK TRAIL PROJECT IN THE CITY OF PRAIRIE VILLAGE AND AUTHORIZING THE MAYOR TO SIGN THE APPLICATION.

WHEREAS, the City of Prairie Village, Kansas, has the legal authority to apply for, receive, and administer federal, state, and other monies through Home Rule Power under the Constitution of the State of Kansas and authorized by K.S.A. 12-1662, regarding the expenditure of federal aid to public agencies; and

WHEREAS, the City of Prairie Village, Kansas, desires to submit an application to the Kansas Department of Transportation for transportation enhancement program funds set forth by the Federal Transportation Equity Act for the 21st Century; and

WHEREAS, the City of Prairie Village, Kansas, is participating in the Kansas Department of Transportation's Transportation Enhancement Program set forth by the Federal Transportation Equity Act for the 21st Century; and

WHEREAS, Federal monies are available under a transportation enhancement program set forth by the Federal Transportation Equity Act for the 21st Century, administered by the State of Kansas, Department of Transportation, for the purpose of Historic, Scenic and Environmental, and Pedestrian and Bicycle projects; and

WHEREAS, After appropriate public input and due consideration, the Governing Body of the City of Prairie Village, Kansas has recommended that an application be submitted to the State of Kansas for the Brush Creek Trail project.

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

SECTION 1. That the City of Prairie Village, Kansas does hereby authorize the Mayor to submit an application to the Kansas Department of Transportation for transportation enhancement program funds set forth by the Federal Transportation Equity Act for the 21st Century on behalf of the citizens of City of Prairie Village, Kansas.

SECTION 2. That the City of Prairie Village, Kansas, hereby assures the Kansas Department of Transportation that sufficient funding for the construction of the Brush Creek Trail project is available.

SECTION 3. That the City of Prairie Village, Kansas, hereby assures the Kansas Department of Transportation that sufficient funding for the operation and maintenance of the Brush Creek Trail project will be available for the life of the project.

SECTION 4. That the City of Prairie Village, Kansas, hereby assures the Kansas

Department of Transportation that the City of Prairie Village, Kansas, will have title or permanent easement to the Brush Creek Trail project by the time of project letting.

SECTION 5. That the Mayor of the City of Prairie Village, Kansas, is authorized to sign the application to the Kansas Department of Transportation for transportation enhancement program funds set forth by the Federal Transportation Equity Act for the 21st Century on behalf of the citizens of the City of Prairie Village, Kansas. The Mayor is also authorized to submit additional information as may be required and act as the official representative of the City of Prairie Village in this and subsequent related activities.

SECTION 6. That the City of Prairie Village, Kansas, hereby assures the Kansas Department of Transportation that the City of Prairie Village, Kansas, is willing and able to, if the Brush Creek Trail project is selected for funding, administer the designing, letting and construction of the Brush Creek Trail project.

ADOPTED AND PASSED by the Governing Body of the City of Prairie Village, Kansas, this 7th day of December, 2009.

Mayor

ATTEST: (Seal)

MAYOR'S ANNOUNCEMENTS
December 7, 2009

Committee meetings scheduled for the next two weeks include:

Planning Commission	12/08/2009	7:00 p.m.
Parks and Recreation Committee	12/09/2009	7:00 p.m.
Sister City Committee	12/14/2009	7:00 p.m.
Prairie Village Arts Council	12/16/2009	7:00 p.m.
Council Committee of the Whole	12/21/2009	6:00 p.m.
City Council	12/21/2009	7:30 p.m.

=====

The Prairie Village Arts Council is pleased to announce an oils exhibit by Mimi Pettigrew during the month of December. The reception will be held on December 11th from 6:30 - 8:00 p.m.

Flu shots have been rescheduled again for **December 9, 2009** from 7:00 - 9:00 am at Public Works or 2:00 - 4:00 pm at City Hall. Flu Shots are available to Council Members for \$10.

The Employee Appreciation Holiday lunch will be held Tuesday, December 8th from noon until 2 p.m. in the Council Chambers. This year's meal will be catered by Zio's.

The Municipal Foundation will be hosting a Gingerbread House Decorating Party on Sunday, December 13th at the Community Center at 2:00pm and 4:00 pm.

The City offices will be closed on Friday, December 25, 2009 in observance of the Christmas holiday. Deffenbaugh also observes this holiday and trash service will be on Saturday, December 26, 2009.

Donations to the Holiday Tree Fund are being accepted. The funds will be used to assist Prairie Village families and Senior Citizens needing help to pay their heating and electric bills during the cold winter months, as well as with home maintenance throughout the year. Your tax deductible contributions are appreciated.

The City will once again have Holiday Tree Recycling available for Prairie Village residents. You may take your holiday tree to the designated areas of Porter, Franklin, and Meadowlake Parks, and in the Harmon Park parking lot near the water tower between December 26th and January 17th.

The City Clerk's office has a new style of ceramic coffee mug for sale. They are \$5.00 each.

The 50th Anniversary books, **Prairie Village Our Story**, are being sold to the public.

INFORMATIONAL ITEMS
December 7, 2009

1. Planning Commission Agenda - December 8, 2009
2. Summer Recreation Programs Report - 2009
3. Prairie Village Environmental Committee - June 24, 2009
4. Prairie Village Environmental Committee - July, 2009
5. Prairie Village Municipal Foundation Minutes - October 6, 2009
6. Communications Committee Minutes - October 13, 2009
7. Park and Recreation Committee Minutes - October 14, 2009
8. Prairie Village Arts Council Minutes - October 21, 2009
9. Prairie Village Environmental Committee Minutes - October 28, 2009
10. Sister City Committee Minutes - November 9, 2009
11. Park and Recreation Committee Minutes - November 18, 2009
12. Mark Your Calendars
13. Committee Agenda

PLANNING COMMISSION AGENDA
CITY OF PRAIRIE VILLAGE
MUNICIPAL BUILDING - 7700 MISSION ROAD
TUESDAY, DECEMBER 8, 2009
Council Chambers
7:00 P. M.

- I. ROLL CALL
- II. APPROVAL OF PC MINUTES - November 3, 2009
- III. PUBLIC HEARINGS
PC2009-19 Request for Special Use Permit for Private School
7501 Belinder Drive
Current Zoning: R-1a
Applicant: Monarch Montessori School, LLC
Lindsay McAnany
- IV. NON-PUBLIC HEARINGS
PC2009-112 Request for Site Plan Approval
4038 West 83rd Street
Current Zoning: C-2
Applicant: Alan Gatlin for BRGR Kitchen & Bar
- V. OTHER BUSINESS
Consider Amendment to regulations on Utility Boxes
- VI. ADJOURNMENT

Plans available at City Hall if applicable

If you can not be present, comments can be made by e-mail to
Cityclerk@Pvkansas.com

***Any Commission members having a conflict of interest, shall acknowledge that conflict prior to the hearing of an application, shall not participate in the hearing or discussion, shall not vote on the issue and shall vacate their position at the table until the conclusion of the hearing.**



City of Prairie Village

Summer Recreation Programs Report

2009

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APPENDIX

Prairie Village Recreation Programs

General Overview

The City of Prairie Village provides many recreational opportunities including year round tennis courts in several City parks and a swimming pool complex for use during the summer months. Within these facilities, the City offers tennis and swimming lessons, as well as City sponsored tennis and swim teams. In addition, various non-City recreation programs use Prairie Village parks and facilities for other recreational offerings.

Goals Set in the 2009 Budget

Mission: Fully fund current service levels.

Short Term Goal: Continue all recreation programs.

Objective: Maintain at least 90% excellent or good ratings for all recreation programs.

Status Indicator: All aquatic team members and Junior Tennis League participants were surveyed to gain feedback about recreation programs. These annual surveys allow the Park and Recreation Committee to continually improve City recreation programming.

Short Term Goal: Continue to use collaboration to provide recreation programming.

Objectives: Continue to participate in the Johnson County Swim & Dive League and the Kansas City Junior Tennis League; continue offering camps at parks throughout the City; continue offering swim lesson programming through Johnson County Parks & Recreation District at the Prairie Village Pool; explore additional opportunities to collaborate to offer additional recreation programming.

Status Indicator: The City of Prairie Village continued to make arrangements with various organizations to use the city's recreational facilities. Shawnee Mission East, Bishop Miege High School, YMCA and various other groups used the tennis courts for practice, lessons and tournaments. The Johnson County Parks and Recreation Department offered three different programs at the pool complex including group and private swimming lessons. Prairie Village hosted several swim and dive meets at the pool complex throughout the summer. There were also multiple soccer and flag football camps and several youth sports teams that used Prairie Village parks throughout the year.

Short Term Goal: Improve City information sources.

Objectives: Increase the number of constituents surveyed for general park & recreation and specific recreation programs by 10% annually; make use of technology to improve communication with program participants and the community about programs / events.

Status Indicator: City staff continues to use the internet and email as an information portal for all residents and recreation members. All recreation program surveys were sent electronically this year.

Prairie Village Pool

General Overview

The swimming pool program is designed to provide safe summer outdoor recreation and instruction in swimming and water safety. The pool complex at Harmon Park includes a recreational swimming pool, diving pool, slide pool, meter pool, baby pool, adult pool, and food service facility. Qualified personnel coach swimming and diving teams for youth. Members pay an annual fee or purchase a swim card for admission to the pool complex; others pay a gate fee.

Pool Memberships

The sale of pool memberships began on April 1. A total of 1,177 pool membership packages were sold in 2009 for a grand total of 4,018 individual passes. This figure includes 18 scholarships granted to 50 resident families allowing them to receive either a half or fully subsidized membership. Despite a decrease in total memberships sold there was a revenue increase of 6.6%. Total revenue generated through membership sales was \$182,273.

Membership trends break down as follows:

	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>
Resident Family Membership	718	676	666	706
Resident Two Person Family	71	67	72	56
Resident Individual	155	195	191	126
Resident Senior Citizen	98	114	98	24
Resident 10 Swim Card	243	178	159	77
Employee Membership	54	47	39	19
Non-Resident Family Membership	167	152	123	126
Non-Resident Individual	34	23	26	11
Non-Resident Senior Citizen	15	16	18	1
Non-Resident Child	44	44	49	26
Non-Resident 10 Swim Card	-	-	19	5
Packages Sold	1,599	1,512	1,460	1,177
Total Memberships	4,724	4,317	4,192	4,018

SuperPass

In 2009 the City entered into a reciprocal pool usage agreement with the cities of Fairway, Mission, Roeland Park and Merriam. For an additional charge of \$30 for a family pass or \$15 for an individual, Prairie Village residents could upgrade their existing pool memberships allowing them access to any of the other municipal pools. Each city retains half of the revenue generated by the sale of the SuperPass while the other half is pooled for redistribution based upon the percentage of total usage at all pools. The program was used by over 900 Prairie Village residents generating 2086 visits to neighboring pools and \$5868.18 in total revenue for the city.

Attendance

The pool complex experienced a bather load of 69,199 in 2009 including 2401 non-resident SuperPass users. The average daily attendance was 655 with an average temperature of 83°. Total gate revenue for 2009 was \$138,487 or 1.8% less than gate revenues generated in 2008.

	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>
Bather Load	81,469	76,416	70,459	69,199
Ave. Daily Attendance	816	774	784	655
Average Daily Temp.	91°	87°	86°	83°
Gate Revenue	\$145,144	\$154,311	\$145,409	\$138,487

Food Service

This summer the City once again utilized the services of Sysco Food Services for food products and switched to Coca-Cola for beverages. The concessions stand offered pool patrons a selection of snack food items, some hot items, and assorted drinks. The concession stand also carried Dippin Dots Frozen Ice Cream and Tropical Flurry Frozen Fruit Drinks.

As you would expect, food sales correspond with fluctuations in attendance and temperature so the dip in attendance and average daily temperature affected food sales which were down 11.5% with total sales of \$39,274.

Staffing

The pool used 53 different lifeguards throughout the year. In addition, there were 17 operations attendants, an operations manager, three assistant managers, and one head pool manager on staff. There were 34 staff members who are Prairie Village residents.

Staff recruitment began in November 2008 with invitation letters being sent to previous Prairie Village lifeguards. The City offered four different lifeguard training classes at Prairie Village City Hall and the SME Swimming Pool between January and May.

Lifeguards worked a total of 18,436 hours during the 2009 season. This averaged out to 1229 hours worked per week. The base wage for a starting lifeguard was once again \$8.46 per hour with the average among all lifeguards being \$8.75. Two incentive bonuses were used to encourage employees to work until Labor Day. The first bonus was a \$1 per hour raise for all hours worked between August 17th and Labor Day. The second bonus was achieved by averaging at least fifteen hours per week between August 17th and Labor Day. If an employee accomplished this they were paid an extra 50¢ for every hour worked during the pool season. Twenty-nine employees took advantage of one or both of these bonus incentives for a total of \$5,821 in bonus wages. The 17 operations attendants this year worked a total of 3,366 hours.

City Recreation Programs

Once again this year the Swim, Dive, and Synchro Teams operated as a consolidated 'Aquatics Team' with all revenues and expenditures approached programmatically. As such, Aquatics Team revenues were \$24,717 while its expenditures were \$18,412. Despite this combined approach to the program, direct cost information in the form of coaches' salaries vs. team revenues is included in the summaries below.

Swim Team

Membership in the Prairie Village Piranhas for both the competitive and pre-competitive teams was up from 186 last year to 190 (141 residents and 49 non-residents). The pre-competitive team met at two different times each morning while the competitive team met as a whole. This year we had one head coach, five full time and two part time assistants. This number was well within the 25 to 1 coach to child ratio established by the Park & Recreation Committee two years ago. In addition, the coaches were allowed to offer swim lessons for \$30 a session - \$6 of which went to the City. The coaches taught 36 total lessons this year generating \$216 in revenue. Revenue from swim team fees covered the cost of the coaches' salaries by \$6,354.

Synchronized Swimming Team

The experienced leadership provided by the returning head and assistant coach ensured the Synchronized Swimming Team had another great season. All of the swimmers worked exceptionally hard on the 50th annual water show in cooperation with pool employees and parent volunteers. Participation decreased from 34 last year to 28 on this year's team (22 residents and 6 non-residents) and team revenue covered salaries by \$555.

Dive Team

Dive Team membership decreased this year from 37 participants to 30 (26 residents and 4 non-residents). The team had another competitive season and continues to improve at an acceptable rate. Once again the City offered independent dive lessons to team members to provide them with extra instruction and the coach with extra income – three sessions were purchased generating \$18 for the City. The coach's salary exceeded revenues by \$604 this year.

Tennis Program

This year the Junior Tennis League was fielded with 68 players (41 residents and 27 non-residents). Coach Te Holmes had several players competing in the final tournament. Te additionally coached 13 sessions of adult lessons.

In addition, Tennis Pro Rebecca Snodgrass gave 102 children's lessons. Furthermore, 77 private and semi-private lessons were given to participants both young and old. The total revenue brought in by the tennis programs was \$14,293. Tennis revenues exceeded the direct costs of the program by \$1,080.

Non-City Recreation Programs

Johnson County Parks and Recreation District

Master's Swim Program

The Master's Swim Program is an adult fitness swimming group that meets daily throughout the pool season. The City receives \$19 per participant per month and the program averaged about 11 participants per night. Exact attendance figures are difficult to calculate because this program operates on a punch card system.

Water Exercise Program

Johnson County sponsors a water exercise class in our pool. The class offered was geared toward the 50+ age group. Ten people per week took advantage of this program and the City receives a "pool use fee" of \$9.00 per class hour.

Learn to Swim

This was the seventh year the City used Johnson County Parks and Recreation District to provide the Learn to Swim program. The program provides swimming instruction for all ages and ability levels. In addition, JCPRD offered an adaptive aquatics program for persons with disabilities. Total participants taking advantage of this service at the Prairie Village Pool was 498.

American Red Cross of Greater Kansas City

Lifeguard Training

The City of Prairie Village partnered with the American Red Cross and offered three sessions of lifeguard training during the winter and spring of 2009. The partnership also included three full lifeguard training classes, four lifeguard recertification classes and one Water Park training class. These on-site training sessions are designed to make the recruitment and training of new lifeguards more convenient.

Challenger Sports

Challenger Sports

Once again the City contracted with Challenger Sports to conduct a Flag Football camp in Meadowlake Park from June 22 to June 26.

British Soccer

British Soccer, an affiliate of Challenger Sports, hosted two instructional soccer camps over the weeks of June 1 – 5 and July 6 – 10.

APPENDIX

	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>
Resident Family Membership	718	676	666	706
Resident Two Person Family	71	67	72	56
Resident Individual	155	195	191	126
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Packages Sold	1,599	1,512	1,460	1,177
Total Memberships	4,724	4,317	4,192	4,018
	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>
Gate Attendance	81,469	76,416	70,459	69,199
Average Daily Attendance	816	774	784	655
Average Daily Temp.	91°	87°	86°	83°

	<u>Fairway</u>	<u>R. Park</u>	<u>Mission</u>	<u>Merriam</u>	<u>Total</u>
SuperPass visits to PV	904	608	593	296	2401
SuperPass visits by PV residents to	993	221	214	658	2086

	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009*</u>	as of 10/31
Revenue - Membership Fees	\$ 176,749	\$ 172,356	\$ 170,263	\$ 182,273	
Revenue - Aquatic Registration	\$ 24,684	\$ 23,846	\$ 25,255	\$ 24,717	
Revenue - Tennis Registration	\$ 14,574	\$ 13,421	\$ 16,742	\$ 14,293	
Revenue - Gate Admissions	\$ 145,144	\$ 154,311	\$ 145,409	\$ 138,487	
Revenue - Concessions Stand	\$ 47,752	\$ 49,307	\$ 44,352	\$ 39,274	
Revenue - Rental of Facilities	\$ 21,494	\$ 23,156	\$ 23,266	\$ 32,131	
Total P & R Revenues	\$ 430,396	\$ 436,397	\$ 425,288	\$ 431,174	

	<u>Dept.</u>	<u>2007</u>	<u>2008</u>	<u>2009*</u>	as of 9/30
Employee Salary & Benefits	Pool/Aquatics	\$ 241,644	\$ 257,584	\$ 250,627	
Professional Services	Pool/Aquatics	\$ 27,804	\$ 26,349	\$ 28,868	
Supplies	Pool/Aquatics	\$ 5,748	\$ 8,722	\$ 12,346	
		\$ 275,196	\$ 292,656	\$ 291,841	
Employee Salary & Benefits	Concessions	\$ 29,074	\$ 31,304	\$ 38,131	
Professional Services	Concessions	\$ 1,076	\$ 730	\$ 1,440	
Supplies	Concessions	\$ 33,756	\$ 31,783	\$ 30,257	
		\$ 63,906	\$ 63,817	\$ 69,828	
Employee Salary & Benefits	Tennis	\$ 11,480	\$ 12,826	\$ 11,643	
Professional Services	Tennis	\$ 2,024	\$ 1,493	\$ 1,394	
Supplies	Tennis	\$ 168	\$ 268	\$ 175	
		\$ 13,672	\$ 14,587	\$ 13,213	
Total P & R Expenditures (direct)		\$ 352,774	\$ 371,060	\$ 374,881	
(utilities/maint/repairs/equip.)		\$ 143,437	\$ 156,690	\$ 170,000	(est)
Debt Service		\$ 269,078	\$ 267,511	\$ 194,978	
Total Expenditures		\$ 765,288	\$ 795,262	\$ 739,859	
Total P & R Balance		\$ (328,892)	\$ (369,974)	\$ (308,685)	
% of cost covered		57.0%	53.5%	58.3%	

2009 SuperPass Usage - FINAL

PACKAGES SOLD		MISSION	R. PARK	MERRIAM	FAIRWAY	P.V.	TOTALS
S O L D	INDIVIDUAL	16	11	5	8	28	68
	FAMILY	127	128	59	125	207	646
	TOTAL PASSES	594	553	254	548	937	2886

VISITS TO		MISSION	R. PARK	MERRIAM	FAIRWAY	P.V.	TOTALS
U S A G E	from MISSION		451	1112	468	593	2624
	from R. PARK	527		518	226	608	1879
	from MERRIAM	96	473		36	296	901
	from FAIRWAY	113	322	194		904	1533
	from P.V.	214	221	658	993		2086
	TOTAL VISITS	950	1467	2482	1723	2401	9023
TOTAL BATHERS		15379	30696	20397	22982	69199	
% superpass		6.18%	4.78%	12.17%	7.50%	3.47%	

Data compiled by
C. Engel
10/14/09

2009 SuperPass Payout

		MISSION	R. PARK	MERRIAM	FAIRWAY	P.V.	
R E V E N U E	INDIVIDUAL	240.00	165.00	75.00	120.00	420.00	
	FAMILY	3,810.00	3,840.00	1,770.00	3,750.00	6,210.00	
	Sellers Share (50%)	2,025.00	2,002.50	922.50	1,935.00	3,315.00	10,200.00
	Pooled Monies- (less 121.02 for stickers)*	1,903.98	1,881.48	801.48	1,813.98	3,193.98	9,594.90

per visit multiplier **1.063382**

VISITS TO		MISSION	R. PARK	MERRIAM	FAIRWAY	P.V.	TOTALS
U S A G E	from MISSION		479.59	1,182.48	497.66	630.59	2,790.32
	from R. PARK	560.40		550.83	240.32	646.54	1,998.10
	from MERRIAM	102.08	502.98		38.28	314.76	958.11
	from FAIRWAY	120.16	342.41	206.30		961.30	1,630.17
	from P.V.	227.56	235.01	699.71	1,055.94		2,218.22
Dollars owed		1,010.21	1,559.98	2,639.32	1,832.21	2,553.18	

Pooled less Owed 893.77 321.50 (1,837.84) (18.23) 640.80

Payout 893.77 to Merriam
121.02 to PV 321.50 to Merriam
121.02 to PV 121.02 to PV 121.02 to PV 622.57 to Merriam
18.23 to Fairway

Total Revenue to City **\$3,035.21** **\$3,562.48** **\$3,561.82** **\$3,767.21** **\$5,868.18**

*Total sticker cost was \$605.10 divided by 5 = 121.02

PRAIRIE VILLAGE ENVIRONMENTAL COMMITTEE

MINUTES, June 24, 2009

Linda Smith called the meeting to order at 7:05. Attending were: Barbara Brown, Mary Helen Korbelik, Polly Swafford, Bob Pierson, Ruth Hopkins, Dennis Enslinger, Linda Smith, Deborah English, Margaret Goldstein, Penny Mahon, Dave Crawford, Karin McAdams, David Morrison and Kathy Riordan. The minutes were approved.

The upcoming leadership team will include Tom O'Brien, Linda Smith and Anne-Marie Hedge. Karin McAdams will continue to take minutes. Future meetings were discussed, and Toby Grotz was discussed as a possible presenter on "Food Not Lawns." Deborah English will explore her contacts, also. Stacia Stelk, from Ripple Glass, will speak on glass recycling at the July meeting.

Events and information:

- **Urban Farms and Gardens Tour** will take place Sunday, June 28, from 10 a.m. to 5 p.m.
- **KC Community Gardens** have gardening clinics at noon every Thursday during the summer.
- **Dennis** announced that solar panels may be installed on police department buildings and that Deffenbaugh will be adding new rules tightening trash disposal. They will provide larger recycling bins and new trash bins. He invited to us look at samples after the meeting.
- **The Waxman Markey Climate Bill** will come to a vote in the House on Friday, and Penny and Mary Helen urged us to contact Dennis Moore if we haven't already.

Reports:

- **VillageFest** – Deborah asked for more volunteers, especially as there is a children's activity. Lots of booklets on water quality are available to give out, but none on recycling. If we print them out it might cost \$100. Deborah will check with the EPA first. There are also adult give-aways, and we'll be giving out water with paper cups.
- **Forum** – Publicity, mostly through other organizations, is on track. The Bluebird Bistro will probably provide the meal; other possibilities are Eden Alley and the Bloomsday Bistro.

Subcommittee Reports:

- **Green awards** – These awards can be given for local, state and national achievement; if they are presented at the Forum, it will encourage recipients to attend. The committee is building a mailing list and lining up donations of awards. It was suggested that they also work on specific criteria for the awards.
- **Streams** – They looked at several streams and found that trash is thrown in often. There's a community volunteer who is willing to help with cleanup.
- **Compost** – the committee is looking for ways to spread information; the *Village Voice* is one vehicle for this. Articles for the August-September edition need to be submitted by late July.
- **Community gardens** – Margaret G. has had two meetings with Christine Germann of the Village Church food pantry about the possibility of having the garden on their land. She is very enthusiastic, and she says that volunteers and materials would be forthcoming from Village Church. It's unfortunate but not insurmountable that this location is in Overland Park. Other ideas for locations were Prairie School, the Lutheran Church at 90th St. and Mission, and the land under the WDAF radio tower. Islands are a possibility, too, and Margaret has a list of the ones with water.
- **Gliding to Frugality** – Some ideas are: a blog on the Prairie Village website, where we could share stories relating to saving money, living lightly on the planet and increasing our sense of community; encouraging neighbors to share various kinds of equipment and services; starting community or city musical gatherings and possibly and city band.

Penny's letter to the governor on his agreement with the power plant backers:

- She would like advice on the uncertain parts (highlighted in gold).

- Instead of coming from the whole committee (inappropriate professionally for some members), we can specify that the letter is from "the following members of the committee."
- Everyone expressed gratitude to Penny for drafting the letter.

The meeting was adjourned at 8:30 p.m.
The next meeting will be on July 22.

Respectfully submitted,

Karin McAdams

PRAIRIE VILLAGE ENVIRONMENTAL COMMITTEE July 2009

Anne-Marie Hedge called the meeting to order at 7:05. Returning was former member, now Councilman, David Belz. Also attending were: Barbara Brown, Polly Swafford, Pete Jarchow, Bob Pierson, Toby Grotz, Ruth Hopkins, Dennis Enslinger, Linda Smith, Deborah English, Margaret Goldstein, Penny Mahon, Dave Crawford, Thomas O'Brien, Karin McAdams, David Morrison and Margaret Thomas. The minutes were approved. There was no treasury report as no money was spent.

Guest speaker: Stacia Stelk, director of Ripple Glass, spoke about Ripple's plans for glass recycling in the near future.

- Glass is 100% recyclable and can be efficiently made into fiberglass
- Owens Corning makes fiberglass insulation material and is willing to buy recycled glass. Ripple, a company created by the Boulevard Brewing Co., will coordinate this connection.
- Current project is to find hosts for glass collection bins. Our committee can help by facilitating connections with possible hosts, including Ball Foods.
- Boulevard will be conducting an education campaign, but we can encourage glass recycling among people we meet or know.

Events and information:

- Ruth is planning to attend a solid waste workshop at Shadowcliff in Colorado.
- Penny attended a forum on national security as it involves environmental change. She shared that the military speakers there advocated contacting our legislators asking them to sign the climate bill.
- Toby recommends that we see the film "Food, Inc."

Reports:

- **VillageFest** – Deborah reported that the fishing pond was popular. There was concern that too many people are still putting too many plastic bottles in the trash; perhaps next year we could increase use of our water bottles by attaching a sign inviting people to fill their water bottles there.
- **Forum** – In August we can address invitations during our meeting. Margaret T. shared her list of exhibitors; they are beginning to sign up. In response to a suggestion, Polly said she and Don could get flyers made to send to local churches concerning the forum.

Special report:

- **Pete Jarchow** reported on meetings of the American Public Works Association, which he attended.
- Focus was on cleaning rainwater before it gets to the streams; existing types of retention ponds need to be replaced by systems that reproduce pre-development stream patterns.
- He was also impressed by new ideas for minimizing construction damage, including use of native plants.
- A sustainability subcommittee is focusing on global climate change.

Subcommittee Reports:

- **Recycling** – The committee wants to inform the public about new recycling rules by publishing a list in the *Village Voice*. They noted that although the expanded list of recyclables is already in place, the other changes from Deffenbaugh won't happen until March. The subcommittee was authorized to buy several copies of a video called "Trash" to share, especially with schools. Cost is \$20 each.

- **Solar Prairie Village** – The subcommittee would like to see city ordinances revised to allow a greater variety of solar panels. It was suggested that they write a letter summarizing their wishes and that they find model ordinances and photographs from other cities.
- **Community gardens** – The group spoke with a pastor at Resurrection Lutheran Church; that congregation is very enthusiastic about using their land for a community garden, and they would like to partner with us. Once approved by their board, we will have our garden; then we will have to determine what our role is in this partnership. The meeting was adjourned at 8:30 p.m.

The next meeting will be on August 26.

Respectfully submitted,

Karin McAdams

**PRAIRIE VILLAGE MUNICIPAL FOUNDATION
EXECUTIVE COMMITTEE
October 6, 2009**

Minutes

The Prairie Village Municipal Foundation Executive Committee met October 6, 2009. Present and presiding: Chairman Doris Wieggers. Members present: Bill Nulton, Daniel Andersen, Marcia Jacobs, Marilyn Uppman, Barbara Vernon, and Mayor Shaffer. Also present: Quinn Bennion and Jeanne Koontz.

Approval of April 30, 2009 minutes

Bill Nulton asked if the Mayor had spoke with Intrust Bank regarding the fee on the bank account. Mayor Shaffer said he had not. Quinn Bennion said the Bank Account Update will cover this issue.

Marcia Jacobs moved approval of the minutes of April 30, 2009. Dan Andersen seconded the motion which passed unanimously.

Bank Account Update

Jeanne Koontz passed out a summary of Investment Options prepared by Karen Kindle, Finance Director. Karen Kindle had planned to be in attendance to address this issue but could not make it this evening.

Quinn Bennion reviewed the memo. The Municipal Foundation Checking Account is receiving low interest due to the poor state of the economy. The Foundation pays monthly banking fees to maintain the bank account. In the past, the interest earned has been more than the fees. With the drop in the interest rates, the fees are now more than the interest earned. There are various options available to earn greater interest: Business Treasury Savings Account, Certificates of Deposit, US Treasuries, Stocks, Bond and Mutual Funds.

Doris Wieggers asked why the Bank is charging a fee on the account. Marcia Jacobs said she has a business account at Intrust and she does not pay a fee. Doris Wieggers suggested doing business with a local bank. Marcia Jacobs said she has done business with the Bank of Prairie Village. Barbara Vernon explained that when the City bid their bank accounts, they bid the Foundation account with them which is why there is a fee. Marcia Jacobs asked if there would be a penalty to the City if the Foundation withdrew their account. Quinn Bennion said he did not think there would be a penalty. Mayor Shaffer offered to speak with Stan Ricketts at Intrust Bank to see if they will remove the fee.

Dan Andersen said he would like the Foundation to maximize its income over the next couple of years. Marilyn Uppman pointed out that all the options except the Business Treasury Savings Account will require extra time from City staff. Marcia Jacobs said she thinks we will be called upon for more donations this year and would not want to have too much money tied up in investments. Dan Andersen

said he would still like to look into investments. Marcia Jacobs asked what the Foundation could invest in that is getting a decent percentage. Quinn Bennion said the best percentage the City is currently getting is 0.75%. Quinn Bennion said City staff may draft an investment policy and bring it to a future meeting to facilitate more discussion.

Election of the Executive Officers

Bill Nulton moved the existing Executive Officers be nominated and elected to serve as the Executive Officers for 2009-2010. Marilyn Uppman seconded the motion which passed unanimously.

Doris Wieggers reported that Mary Engelken has resigned from the Foundation due to other volunteer duties. Doris Wieggers said she is appointing Ann Lilak for the remainder of the term expiring October, 2010. Ann Lilak was the Chair of VillageFest for several years and wants to continue her involvement in the City.

Mayor Shaffer reported that Council Member David Voysey is moving to Leawood and his last Council meeting was on October 6th. Mayor Shaffer said he will appoint another council member to replace David Voysey as Council Representative.

Holiday Tree Lighting/Gingerbread Decorating Party Report

The Holiday Tree Lighting event will be Monday, November 30th from 6:00 - 7:30 pm at Corinth Square. Raffle tickets for Mely's Gingerbread House and a \$100 gift certificate to the Corinth Shops will be sold for \$2 each or 3 for \$5. Dan Andersen is helping provide an improved sound system this year. Euston's is providing a stage for the dancers and choir. The Briarwood Elementary School choir will be performing this year. There will also be a 5-piece youth band who will perform as guests arrive and after Santa arrives. Refreshments will be donated. Volunteers may be needed to bake cookies and will be needed to serve cookies and drinks and walk among the crowd selling raffle tickets.

Barbara Vernon stated that a Board motion is needed to approve the purchase of letterhead and return envelopes for the Tree Lighting mailing. The mailing is sent to homes associations, donors and businesses.

Barbara Vernon moved to authorize expenditure not to exceed \$600 for 1000 letterhead and 2000 return envelopes. Marcia Jacobs seconded the motion which passed unanimously.

Barbara Vernon provided an update on the Gingerbread Decorating Party. The event will take place on Sunday, December 13th at the Community Center. There will be two one-hour sessions at 2 pm and 4pm. The houses will be provided and assembled by Mely for \$20 each. Mely will also provide frosting used to glue the decorations and will attend the event to make suggestions and work with the children. The charge per house will be \$35. \$15 will be tax-deductible. Reservations will be required and can be made to a City phone number.

Marilyn Uppman moved to authorize the event as generally described with a charge of \$35 per house and expenditures of \$100 from undesignated funds. Dan Andersen seconded the motion which passed unanimously.

Barbara Vernon said she would like to designate the proceeds to a specific cause that can be advertised such as scholarships for swimming pool memberships. Marcia Jacobs asked if the City is set-up to handle scholarships. Barbara Vernon said the City currently offers scholarships for swimming pool memberships. The proceeds would help offset that cost. Bill Nulton asked if there was a more heart-tugging purpose for the proceeds. Dan Andersen asked if the money could be given for tennis scholarships. Barbara Vernon suggested using the proceeds for summer youth recreation scholarships.

Dan Andersen moved to authorize the proceeds of the Gingerbread House event be designated for Prairie Village Youth Scholarship Activity Fund. Marcia Jacobs seconded the motion which passed unanimously.

Approval of Gifts and Expenditures

Doris Wieggers asked about the status of the Sister City Grant application. Dan Andersen said the granting agency has asked for additional information and a decision has yet to be made. Doris Wieggers reported the \$10,000 from the Endres Trust has been received. The money for the Garden Tour was moved out of the Holiday Tree Fund to create a separate line item. Barbara Vernon asked if the Foundation received a grant from the Mary Elizabeth Martin Scholarship Trust. Jeanne Koontz reported the \$1,000 grant was received and deposited in the Holiday Tree Fund.

Barbara Vernon moved approval of the statement of gifts and expenditures listed on the report dated 4-1-2009 to 8-31-2009. Bill Nulton seconded the motion which passed unanimously.

Financial Report

Bill Nulton moved approval of the financial report dated August 31, 2009. Dan Andersen seconded the motion which passed unanimously.

Foundation Endowment Discussion

Jeanne Koontz reported the Park and Recreation Committee asked Diana Ewy Sharp to bring this item to the Municipal Foundation. They are interested in creating an endowment for the statuary in Prairie Village.

Dan Andersen said he thinks an endowment would benefit the upkeep of all art. To start the endowment, the Foundation could require a certain percentage of any donations that will require maintenance to go into an endowment. The endowment would start small but would grow in the future. Doris Wieggers questioned whether any new statues were being planned. Marilyn Uppmann said an example of an item that would qualify for the endowment would be the rose

garden. Dan Andersen said an endowment would insulate the Foundation and the City from changes in the economy. Dan Andersen said several foundations manage endowments for other foundations like the Greater Kansas City Community Foundation and the Community Foundation of Johnson County. Marilyn Uppman asked if there is a minimum amount to get an account at the Greater Kansas City Community Foundation. Dan Andersen said there is a \$250 annual account fee.

Other Business

Dan Andersen requested adding a line item for the Prairie Village Jazz Festival. The event will occur in 2010.

Marilyn Uppman moved to add a line item for the Prairie Village Jazz Festival. Marcia Jacobs seconded the motion which passed unanimously.

Dan Andersen reported that the Arts Council has created a website and set-up a PayPal account to accept donations for the arts council, pave the patio bricks and bumper stickers. The transaction fees are 2.2% plus \$.30. He requested that the price of the bumper sticker be raised so that it is not less than the shipping charge. Jeanne Koontz said the Arts Council and City Council need to approve the fee change.

Dan Andersen said he could create a webpage for the Municipal Foundation in order to accept donations online. The fees would not exceed \$100 per year.

Dan Andersen moved to approve setting up a website for the Municipal Foundation for the purpose of accepting donations through PayPal and expenditures not to exceed \$100. Marcia Jacobs seconded the motion which passed unanimously.

The Board requested www.pvkansasfoundation.org for the URL.

Doris Wieggers requested Board members to come to the May 2010 meeting with a recommendation for the Chair of the Tree Lighting Sub-Committee.

The meeting was adjourned at 7:25 pm.

Quinn Bennion
Secretary

COMMUNICATIONS COMMITTEE
October 13, 2009
MINUTES

The Communications Committee met at 5:30 pm in the Multi-Purpose Room. Members present: Michael Kelly, Chairman, Andrew Wang, Vice-Chairman, John Wilinski, Nici Flinn, Dirk Wright, and Michael Arrandale-Arnold. Also present: Quinn Bennion, Dennis Enslinger and Jeanne Koontz.

Approve Minutes

Michael Arrandale-Arnold moved approval of the September 8, 2009 Minutes. Dirk Wright seconded the motion which passed unanimously.

Village Voice

Dennis Enslinger said the next issue will be twelve pages and will contain a four page budget insert.

Michael Kelly said he contacted Dow Tate, staff advisor for the Shawnee Mission East *Harbinger*, to find out if any students are interested in writing for the newsletter and/or serving on the Communications Committee. Michael Kelly said he will follow-up with him.

Website Status

Michael Kelly gave a history of the previous website process. Twelve to eighteen months ago the City sent out a Request for Qualifications for the redesign of the website. The Communications committee selected a vendor and negotiated the scope of work and price. The vendor's price was too high so the process was halted.

Michael Kelly said the process will be different this time. City staff and an outside advisor will narrow down the top 2-3 vendors and the Communications Committee will interview these vendors and then recommend a vendor to Council. Michael Kelly said it will be important for the vendor to understand our current and future needs. The chosen vendor will provide a detailed report and estimate for the build phase. The City can move forward with the design vendor or another vendor for the build phase.

Quinn Bennion said the first phase is like a space/needs analysis for a building and the second phase is the build/implementation. Dirk Wright said this seems to streamline this process better.

Non-Emergency Communications System

Quinn Bennion said the City currently uses CodeRed for emergency communications. It is a phone-based, user friendly system that can map addresses or a specific area to communicate with residents. The system also has the ability to send out email and text. The City would like to use the email functionality for non-emergency communications such as road closures, utility cuts, no parking, etc. There will be a list of preapproved items. It would be great to eventually have the utility companies involved. Currently the City has approximately 700 emails.

Nici Flinn said it is a great idea and it would be great to receive texts also. Michael Arrandale-Arnold suggested including the telecommunications and cable companies as well.

Quinn Bennion asked the committee for help with a name. Nici Flinn said something official and less like a newsletter would be good such as PVNotify. Committee members agreed this would be a good name.

NLC Community Showcase Video Program

Jeanne Koontz gave an overview of the National League of Cities (NLC) Community Showcase Video Program and showed a sample video. NLC offers a service for cities that provide unique video programming for local governments to enhance their web site at no cost. The videos are produced by CGI Communications. The videos are financed by selling advertisements that are displayed around the video.

Michael Arrandale-Arnold said she would like it if it is local advertising. Michael Kelly said he does not like it; it looks poor. He does not buy into the advertising. Andrew Wang said the advertisements are huge and distracting. Most videos on the web can be made full screen now. John Wilinski said he likes the idea of having video on the website but feels someone local could do a better job. Nici Flinn said it looks cheap, cheesy and commercial. She does not mind having one business sponsor the video.

City Photographer

Michael Kelly said a few years ago the City had a volunteer photographer who was given a small stipend for expenses. He said a resident approached him about filling this position. The photographer would attend City events and take high-quality photos for use in publications. Michael Kelly asked if the committee is interested. Andrew Wang said the person needs to be able to shoot quality photos. John Wilinski likes the idea. Nici Flinn asked if there could be more than one photographer. Andrew Wang said it would be nice to provide a mechanism for anyone in the community to submit photos. Dennis Enslinger said staff is getting better at taking photos at events. Nici Flinn asked if there is a place to submit photos online. Currently there is not. Michael Arrandale-Arnold inquired about the legal ramifications. Quinn Bennion said pictures taken in public are okay except for children. The City's attorney has approved a half-page child disclaimer. This must be used if the child is easily recognizable. Michael Arrandale-Arnold suggested providing the photographer with an id/credentials.

There being no further business, the meeting adjourned at 6:20 pm.

Michael Kelly
Chairman

PARK AND RECREATION COMMITTEE

October 14, 2009

The Park and Recreation Committee met at 7.00pm. Present and presiding: Chairperson Diana Ewy Sharp. Members present: Peggy Couch, Ann Bontrager, Diane Mares, Clarence Munsch, AJ LoScalzo, Dan Searles and Jim Bernard, Jr.

Staff present: Mike Helms and Chris Engel.

CONSENT AGENDA

Jim moved for approval of the consent agenda. Ann seconded and it passed unanimously.

REPORTS

Public Works Report

Mike reported the leak in the pool had been localized and should be fixed by winter. Also, there is an individual that would like to donate trees to the Franklin Park play area. However, since that area will be getting an overhaul next year he will be putting the trees on hold. There was discussion concerning the state some people leave the shelters in when their rentals are over and the complaints that are received when the next group shows up to littered shelters. Public Works does not work on the weekend so there is no one to monitor or clean-up between groups. Ann suggested when a park shelter is rented a letter be handed out explaining the benefits of keeping the shelters clean with a yellow waste bag stapled to each. Chris will speak with Joyce about the feasibility.

Recreation Program Report

Chris reported he had just recently received the end-of season numbers so he will be presenting his recreation report at the next meeting.

NEW BUSINESS

KDOT TE Funding

Chris reported KDOT had sent out a call for transportation enhancement (TE) projects for the 2011-2012 funding years. The City submitted for TE funding in March and did not get funded. His recommendation was to have Public Works submit an application of the trail segment from 75th Street and Nall up to Porter and on to Village Shops, then over 71st Street to Windsor Park.

Diane made a motion supporting the expenditure of time and funds to complete the TE grant. Dan seconded and the motion carried.

OLD BUSINESS

El Monte Fountain

Diana reported that El Monte Fountain bids were in and the low bid was \$51,000. She also reported that Prairie Village Homes Association was willing to make a significant contribution to fix the fountain. This item will be going before the City Council at their next meeting.

Park ID Signs

Mike passed around some of the materials that will be used to make the signs. The Committee asked some questions about the specifications and approved the design concept that was distributed.

2010 Parks Projects

Diana reported the \$2,000,000 in parks projects were probably going to be bonded in 2010 and that would require a more detailed motion than the one approved in September. In addition, because of the inclusion of the street realignment of Cambridge, Weltner Park could be completed with the 2010 projects. However, this would force Porter Park improvements off the list because of the cost of those improvements. Therefore, if Porter Park is dropped off the list, according to the approved park priority list approved in August, Weltner Park and Schliffke Park are moved up to the 2010 list. After some discussion of the individual improvements to the three parks the Committee agreed to proceed with the new list of projects. **Ann motioned to rescind her September motion recommending Franklin Park, Porter Park and the Porter to Village trail segment. Peggy seconded the motion and it passed unanimously.**

Ann motioned to recommended the City Council approve the following 2010 park improvements subject to funding availability - to Franklin Park totaling \$1,510,600(est.): add parking to the existing lot, reconfigure parking along Roe by possibly installing pipe, new shelter, interpretive park history signs, new patio area with Gazebo, new grill, widen walking paths to 8 feet, new nature play area play stream, naturalize creek along Roe, spray area, develop tree replacement plan, more lighting, tuck point stone around rose garden, new restrooms, nature play area, field irrigation and art work; to Weltner Park totaling \$350,500(est.) and contingent on the completion of the Cambridge Street realignment: new perimeter trail, relocate shelter, new play area, interpretive park history sign, develop tree replacement plan, more lighting, new park entry, more benches and trash receptacles and art work; to Schliffke Park totaling \$212,500(est.): remove parking area, add 10ft trail with benches, new cantilevered outlook over bank at north end of Brush Creek, interpretive park history signs, develop tree replacement plan, more lighting and art work. Peggy seconded and the motion passed unanimously.

OTHER ITEMS

Dan reported that Nicole Proulx did a great job with the Dog Days event. The attendance was a little less than desired but for a first time event it was very well organized and should grow in the future.

INFORMATIONAL ITEMS

Diana shared with the committee that the next Village Voice will include a Parks & Rec feature which she hopes to maintain as the park improvements progress. Something similar will also be on the City's webpage. Communication will be important as the master plan begins. The next meeting will be November 11, 2009 at 7.00pm.

Diana Ewy Sharp
Chairperson

**Prairie Village Arts Council
October 21, 2009
Minutes**

The Prairie Village Arts Council met at 7:00 pm in the City Council Chambers of City Hall. Members present: Randy Kronblad, Chair, Bill Rose, Pam Marshall, Jack Shearer, Dan Andersen, and David Morrison. Also present: Dennis Enslinger and Nancy Yoakum, City Staff.

Minutes

The Arts Council approved the minutes from August 19, 2009.

The Arts Council approved the minutes from September 16, 2009.

Randy introduced Nancy Yoakum. The Council welcomed Nancy and noted that they look forward to working with her.

Update from the City Council

David Morrison reported that the City Council was very supportive of the State of the Arts Event.

Financial Report

Dennis Enslinger went over the budget for the 2009 State of the Arts Events expenditures. The Council agreed to take out overage from the Municipal Foundation Gallery account.

Dan Andersen indicated that there will be some expenditures related to the Jazz event in 2009. The Municipal Foundation will also create a line item for the Jazz event and there will be a loan from the Pave the Patio MF Line Item to initially fund expenditures. The Arts Council recommended a transfer of \$1500 to the Jazz event line item.

Monthly Art Exhibits

November Exhibit – Dennis Enslinger, indicated that the next reception is MAPs Reception on Friday, November 13, 2009, 6:30-8:30 p.m. Volunteers Randy Kronblad, Pam Marshall, and Jack Shearer.

December Exhibit- Dennis Enslinger, indicated that the December event will be artwork from Mimi Pettegrew on Friday, December 11, 2009, 6:30-8:30 p.m.

Council Directed staff to purchase one box of white and wine for the November event.

Old Business

Jazz Program – Friday, September 11th and Saturday, September 12th, 2010

Dan Andersen indicated that Eldar is considering playing the event. The event will be for two nights although there is still some discussion about the number of nights and the need for additional artists. There was a discussion of other possible artists including the KC Jazz Orchestra. There was discussion about the number of artists and the variety of music.

The subcommittee decided that they would use a folder and inserts for the sponsorship packages. The subcommittee will provide additional information prior to production of the sponsorship packages.

Council approved *Gary Mallen and Friends* to design the logo for the sum of \$500. The funds will come from the Municipal Foundation. He will present several ideas and the Council will approve a logo.

Randy indicated that additional volunteers and city committees would be needed to help with the event including solicitation of funds. Council had a discussion about putting a notice in the Village Voice in January 2010 for volunteers. The Council agreed this would be a good place to recruit individuals

The next Jazz Sub-committee will meet on the Nov. 17th at 7:00 p.m. meeting location will be announced.

Mr. Andersen also indicated that PVKansasJazz.org has been reserved for event.

Johnson County Arts Council Luncheon – October 27th, 2009

Mr. Enslinger stated that the event will start at 11:30 in the Multi-Purpose Room, Dennis Enslinger and Dan will be in attendance. We will use the Arts Council glasses and napkins.

Some of the glasses will be held on site to use during monthly events and other city events.

David Morrison said that we could get additional glasses it would be a donation. Council said that they would like to order an additional 600 glasses. Jack Shearer agreed to store the glasses.

New Business

Selection of Artist for the 2010 Exhibition Year – March Lynne Hodgman

Dennis Enslinger presented the slides of Ms. Hodgman's artwork. Council agreed to extend an offer to exhibit for March 2010.

Air Force Jazz Band, Sunday, January 31, 2010, 3p.m.

A location is still needed for the event. First choice is SME. Village Presbyterian Church is the second choice. Randy Kronblad agreed to contact the Church if necessary.

Bumper Sticker

Dan Andersen indicated individuals can make donations on line. The Council approved the following motion: Individuals will receive 2 bumper stickers for a \$5.00 donation.

Discussion about Sales Tax on Art Purchases

The Council agreed that the Arts Council will charge a 30% Commission during the SOA event, noting that the sales tax will be responsibility of the artist. There was a discussion about whether or not to charge the 10% or 30% fee for monthly events. It was decided that for 2010 it would be 10%. Starting January 2011 will be 30%. The Municipal Foundation will collect and distribute the funds to the artist.

Presentation of New Website Features

Dan Andersen presented some of the new features of the Arts Council website.

The meeting was then adjourned at 9.10 p.m.

PRAIRIE VILLAGE ENVIRONMENTAL COMMITTEE

MINUTES October 28, 2009

Anne-Marie Hedge, on behalf of the planning committee, called the meeting to order at 7:00 p.m. Attending were Anne-Marie, Margaret Thomas, Barbara Brown, Deborah English, Margaret Goldstein, Penny Mahon, Karin McAdams, Linda Smith, Polly Swafford, Bob Pierson, David Belz, Kathy Riordan, Mary Helen Korbelik, Dennis Enslinger, Toby Grotz and Lauen Epstein, from the SME Environmental Club.

Events and information:

- **Johnson County Library** is hosting a program on Hunger in KC. November 17 at Central Branch; call for reservations. Harvesters, MAAC and Johnson County will participate.
- **Wes Jackson** will be speaking at Johnson County Community College Nov. 11 at 7 pm. His topic is "What We Need to Know to Meet the Sustainability Challenges of the Next Half-Century." Hudson Auditorium at the Nerman Museum.
- **Ripple Glass** has invited us all to their glass-recycling launch on November 5, 4:30-6:30 pm. Boulevard Brewery, 2501 Southwest Boulevard. Note: Our leadership committee should send a thank-you note to Lane 4 Properties for accepting a recycling station in Corinth Square.
- **Electronics Recycling** November 14 at Church of the Resurrection. Most of us who can help have signed the volunteer sheet.

Action:

- Ed Peterson, a Johnson County commissioner, attended the forum and has asked for our help. A proposal has been made to create emissions standards for trucks, in the county, and there is a sizeable opposition. Without these standards, facilities could be built in the southern part of the county that would create significant pollution.
- Members of the committee agreed to send letters to the member of the planning commission, asking them to approve the emissions standards. Karin will write and email the letter; those who want their names included can get back to her.

Reports:

- **Environmental Forum** – All considered the forum a success. Approximately 170 people attended (164 reservations and some walk-ins). \$2445 was received. The cost to KNRC was \$2400, leaving them \$45 extra. The committee's cost of \$657 was well below the budgeted \$1000. Wanting to allot more to KNRC, we realized that we could give some of the money taken in to them, and the committee voted to give KNRC an additional \$400.
- **Earth Fair** – The prospect of Earth Fair produced mixed emotions. No one is willing to be in charge, and yet the young people want to have it, and True Blue Women have offered to help. The fair may well need a new look; times are changing rapidly, and the fair needs to reflect them. It was decided to let the leadership committee, with invited guests Kristin Carmody and people from TBW, brainstorm possibilities for Earth Fair '10.

Subcommittee reports:

- **Stream revival** – Deborah English reported on the stream at Indian Hills school and showed pictures of decrepit stream banks. The committee found some people in the school who are interested in reviving the stream and using it for instruction. Plants, seeds and some equipment are needed: Dennis thought perhaps city equipment could be used. No decisions can be made immediately; the committee will concentrate on making contacts.
- **Gliding toward Frugality** – The committee is interested in starting a time bank. This is a system that encourages people to perform an hour of service in the community, register the time on a website, and then be able to claim an equal amount of time from someone else with a service to give. An international website, www.timebanks.org, offers starter kits, online information and even training if needed. The committee asked to be able to order the

starter kit for \$65.00 and to host a breakfast for homes association representatives, teachers and other interested people, such as leaders of social justice church groups, explaining how the program could benefit their people. This would take place on December 1 or December 8; the venue is not yet firm. It was moved, seconded and approved to give this subcommittee up to \$500 for the kit and for the breakfast.

The meeting was adjourned at 8:30.

The next meeting will be on December 2, 7:00 p.m.

Respectfully submitted,

Karin McAdams

SISTER CITY COMMITTEE
09 November 2009
MINUTES

Call to Order

Chairperson Jim Hohensee called the meeting to order. Present: Vera Glywa, Phil Monnig, Cleo Simmonds, Dick Bills, Carole Mosher, Rod Atteberry and Cindy Dwigans. Staff: Chris Engel

Minutes

Minutes from September 14th and 21st, October 12th (amended) and November 2nd were approved. The Committee also voted to ratify the 12 October vote for expenditures related to the Dolyna trip.

Bike Race

Rod reported the individual from the bike club that was pushing the race has moved away. The Committee will wait until someone from the club steps up before moving forward any planning.

Art Show

Rod reported there had been some confusion over how many pieces of art Dolyna should be sending. That has been sorted out and advertising for the event has started. Pictures of the art should be here for consideration by mid-December. The Committee has received the grant from the Kansas Arts Commission.

Additional Meetings

Rod moved for the Committee to meet on their regularly scheduled 2nd Monday of every month and also the 3rd Monday of every month if needed. Phil seconded and it carried with Jim the lone 'nay' vote.

Display Case Discussion

The Committee is still interested in getting a flat-screen display in City Hall. Chris will continue to look into it.

January Visit

Oksana and Nadia will be staying with Cindy from 1/16/10 - 1/30/10. Larysa and Tetyana will be staying with Vera from 1/16/10 until the end of February. They are requesting some help with transportation and taking the ladies to various places/events while here. Members of the Committee agreed to help host the guests while here.

The Committee agreed to host a fund-raiser / 'Friends of Sister City' kick-off dinner event on Saturday 1/23/10. Tickets will be sold to cover the cost of food and venue plus. The menu will be fried chicken and Ukrainian food prepared by Oksana. Dick will begin working on the invite list. Carole and Jim will work on the food menu, and Jim will look into the venue. Dick recommended discussing publicity for the event at the next meeting.

Adjournment

The next meeting will be Monday, November 16th in City Hall.

Jim Hohensee
Chair

PARK AND RECREATION COMMITTEE

November 18, 2009

The Park and Recreation Committee met at 7.00pm. Present and presiding: Chairperson Diana Ewy Sharp. Members present: Vice Chair Al Herrera, Ann Bontrager, Diane Mares, Clarence Munsch, Dan Searles, Joe Nolke and Kathy Peterson. Staff present: Bob Pryzby, Mike Helms and Chris Engel.

CONSENT AGENDA

Al moved for approval of the consent agenda. Ann seconded and it passed unanimously.

REPORTS

Public Works Report

Mike reported the recessed power boxes in the Santa Fe Pavilion have drastically reduced vandalism to the outlets and will soon be installed in the Harmon Park Pavilion. Mike also pointed out that the Police Department was doing an excellent job of patrolling the area and that has also had a positive effect.

Recreation Program Report

Chris reported he will be looking into upgrading the concessions counters to include touch-screen computers that will better track sales and inventory. Diana asked Chris to explore the possibility of pool ID cards serving as debit cards in an effort to eliminate some of the cash transactions. Members could place certain amount of funds on the card which would be scanned at the concession stand.

Community Center Report

Chris reported JCPRD had committed \$10,000 to a feasibility study and SMSD could be following suit.

Chairperson's Report

Diana reported positive feedback from her Voice article and will try to maintain a presence there.

Al reported that several attendees of the National League of Cities Conference in San Antonio had visited a major park addition recently acquired through a sales tax initiative. Further information on the park and its development is at <http://www.voelckerparksa.com/home/> as well as contact information of staff members that played a major role in the process.

Dan volunteered to look into summer events for next year with the understanding there is no budget but donations and/or sponsorships could be sought from businesses.

Kathy reported the PV Jazzfest will be September 10/11, 2010. The planning committee will be meeting on February 9th – volunteers are welcome. She recommended a blurb in the next Voice.

NEW BUSINESS

Recreation Report

Chris presented the 2009 Recreation Report. Diana thanked Chris for his very detailed report which helps the committee and Council make better informed decisions.

SuperPass Report

Chris reported the SuperPass had been a success for all cities involved and there was a desire to continue and expand the program if possible. The two key expansions the proposed were the addition of

Leawood, OP, Shawnee and Lenexa. The other would be the admittance of non-resident members into the program. There was some objection to the expansion into neighboring cities due to possible crowding issues. There was overwhelming rejection to the idea of allowing non-residents of the SuperPass cities to purchase a SuperPass. Chris will report that out to the other cities and report back.

OLD BUSINESS

El Monte Fountain

Diana reported the Prairie Village Homes Association has pledged \$19,000 to the project and Bob has found the additional funding to move forward. Mike will be meeting with the general contractor soon.

Park ID Signs

Mike reported most of the old signs have been removed and the footings for the new ones are in place. Signs should start to go in by early December.

2010 Parks Projects

Chris reported the 2010 parks projects approved in October would not be part of the bond issue as previously reported. The projects would be funded with cash as available over 2010 and 2011. In addition, in an effort to realize potential savings on the cost of construction, City Council voted to bypass the normal letting period and Indigo Design was being given the design work for Franklin and Weltner Parks. At the Council meeting there was concern voiced over possible vandalism occurring at Weltner when completed. The Committee felt the current users of the park do a great job of policing it and should continue to do so. Diana asked Bob to investigate the Master Plan as she understood the parks would all be receiving increased lighting. There was also discussion at the Council level over the surface material of the trails. While a softer material is available it is too expensive and becomes cost prohibitive when including all of the proposed trails in all of the parks.

The Committee discussed the addition of parking along Roe Avenue to Indigo's scope of services and the naturalization of the stream channel. Chris reported those projects would add \$10,440 to the cost of design and ~\$120,000 to the cost of construction. The Committee agreed those two items should be included in the scope of services. Also discussed was the width of the trails throughout the City and it was decided that the connector trails will be 10' and the interior park trails will be 8'. Diane reported she had attended a seminar on sustainable (permeable) parking lots and rain gardens through MARC. She would like to see Indigo research some form of permeable surface for the parking lots and trails and look into rain gardens in the stream naturalization. Bob and Clarence shared with committee members that cost for using such could be equal to 4-5X the planned materials because of the clay in the soil and the drainage challenges accompanying such a project. Chris will get with Doug and discuss the matter.

OTHER ITEMS

Indigo will present preliminary designs of Franklin Park to the public at the 1/13/10 meeting.

INFORMATIONAL ITEMS

Mayor's Tree Lighting will be November 30th at Corinth.

Diana Ewy Sharp
Chairperson

**Council Members
Mark Your Calendars
December 7, 2009**

December 2009	Mimi Pettigrew oils exhibit in the R. G. Endres Gallery
December 11	Artist reception in the R. G. Endres Gallery 6:30 - 8:00
December 21	City Council Meeting
December 25	City offices closed in observance of Christmas
January 2010	Anne Nye photography exhibit in the R. G. Endres Gallery
January 1	City offices closed in observance of the New Year holiday
January 4	City Council Meeting
January 8	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
January 18	City offices closed in observance of Martin Luther King Jr. holiday
January 19(Tues.)	City Council Meeting
February 2010	Student mixed media Art Show in the R. G. Endres Gallery
February 1	City Council Meeting
February 12	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
February 15	City offices closed in observance of Presidents' Day holiday
February 16(Tues.)	City Council Meeting
March 2010	Lynne Hodgman mixed media exhibit in the R. G. Endres Gallery
March 1	City Council Meeting
March 12	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
March 15	City Council Meeting
April 2010	Dolyna Art Exhibit in the R. G. Endres Gallery
April 5	City Council Meeting
April 9	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
April 19	City Council Meeting
May 2010	Rod Atteberry and Otto Miller mixed media exhibit in the R. G. Endres Gallery
May 3	City Council Meeting
May 14	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
May 17	City Council Meeting
May 31	City offices closed in observance of the Memorial Day holiday
June 2010	Marearl Denning photography exhibit in the R. G. Endres Gallery
June 7	City Council Meeting
June 11	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
June 21	City Council Meeting
July 2010	Ric Cummings photography exhibit in the R. G. Endres Gallery
July 4	VillageFest
July 5	City offices closed in observance of the Independence Day holiday
July 6 (Tuesday)	City Council Meeting
July 9	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
July 19	City Council Meeting

August 2010	Senior Arts Council mixed media exhibit in the R. G. Endres Gallery
August 2	City Council Meeting
August 13	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
August 16	City Council Meeting
September 2010	Joan Gerding oils exhibit in the R. G. Endres Gallery
September 6	City offices closed in observance of the Labor Day holiday
September 7(Tues.)	City Council Meeting
September 10	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
September 20	City Council Meeting
October 2010	State of the Arts exhibit in the R. G. Endres Gallery
October 4	City Council Meeting
October 8	Artist reception in the R. G. Endres Gallery 6 - 8 p.m.
October 18	City Council Meeting
November 2010	Mid-America Pastel Societ pastels exhibit in the R. G. Endres Gallery
November 1	City Council Meeting
November 12	Artist reception in the R. G. Endres Gallery 6:00 - 8:00
November 15	City Council Meeting
November 25	City offices closed in observance of the Thanksgiving holiday
November 26	City offices closed in observance of the Thanksgiving holiday
December 2010	Marcus Cain mixed meda exhibit in the R. G. Endres Gallery
December 6	City Council Meeting
December 10	Artist reception in the R. G. Endres Gallery 6:30 - 7:30
December 20	City Council Meeting
December 24	City offices closed in observance of the Christmas holiday

ANIMAL CONTROL COMMITTEE

AC96-04 Consider ban the dogs from parks ordinance (assigned 7/15/96)

COMMUNICATIONS COMMITTEE

COM2008-01 Consider upgrade to City's Website (assigned 10/8/2007)

COUNCIL COMMITTEE

- COU2007-02 Consider Reducing size of Council & term limits for elected officials (assigned 1/8/2007)
- COU2007-35 Consider reactivation of Project 190709: 83rd Street/Delmar Drainage Improvements
- COU2007-40 Consider Code Enforcement - Interior Inspections (assigned 5/2/2007)
- COU2007-74 Consider reactivation of Prairie Village Development Corporation (assigned 12/3/2007)
- COU2008-21 Consider Project 190865:2009 CARS - Roe Avenue Resurfacing from Somerset Drive to 83rd Street (assigned 2/26/2008)
- COU2008-22 Consider Project 190890: 2009 Street Resurfacing Program (assigned 2/26/2008)
- COU2008-67 Consider sidewalk policy relative to sidewalks (8200 Rosewood) (assigned 8/13/2008)
- COU2008-75 Consider approval of a modification to Personnel Policy 910 regarding "comp time" (assigned 10/1/2008)
- COU2008-100 Consider approval of ordinance affirming City Boundaries (assigned 12/10/2008)
- COU2009-03 Consider Project 191023: 2009 Concrete Repair Program (assigned 12/23/2008)
- COU2009-14 Consider Project 190870: 2010 Street Resurfacing Program (assigned 1/13/2009)
- COU2009-15 Consider Project 190721: 2009 Storm Drainage Repair Program (assigned 1/13/2009)
- COU2009-16 Consider Project 190876: 2010 CARS, 83rd Street Resurfacing from Nall Avenue to Roe Avenue (assigned 1/13/2009)
- COU2009-17 Consider Project 190877: 2009 CARS, 83rd Street Resurfacing: Roe Avenue to Somerset Drive (assigned 1/13/2009)
- COU2009-26 Consider Project 190722: 2010 Storm Drainage Repair Program (assigned 2/6/2009)
- COU2009-63 Consider Project 190866 - 75th Street Paving (assigned 6/10/2009)
- COU2009-97 Consider Project 190653 El Monte Fountain Improvements (assigned 10/12/2009)
- COU2009-98 Consider Project 190656 Community Center Study (assigned 10/12/2009)
- COU2009-100 Consider Project 190728: Prairie Lane Drainage Project (assigned 10/14/2009)
- COU2009-111 Consider Project 190653: El Monte Fountain Construction Change Order #1 (assigned 12/1/2009)
- COU2009-112 Consider Approval of Bid for Remodeling of Prosecutor's Office and Storage Area (assigned 12/1/2009)
- COU2009-113 Consider Approval of Use of Contingency for 2009 Legal Expenses (assigned 12/1/2009)
- COU2009-114 Consider Approval of Council Policy 065 - Employee Service Awards (assigned 12/1/2009)
- COU2009-115 Consider Joint City/County Legislative Platform (assigned 12/1/2009)
- COU2009-116 Consider Amendment to the 2010 Parks Design Contract with Indigo Design (assigned 12/1/2009)
- COU2009-117 Consider Participating in Smart Lights for Smart Cities Energy Efficiency Conservation Block Grant application being submitted by MARC (assigned 12/1/2009)

PARKS AND RECREATION COMMITTEE

PK97-26 Consider Gazebo for Franklin Park (assigned 12/1/97)

PLANNING COMMISSION

- PC2007-01 Study City zoning regulations to address those items identified by the Village Vision Strategic Investment Plan in 2007 (assigned 8/20/2007)
- PC2008-02 Consider development of ordinances to support best practices for renewable energy and for green design related to residential and commercial building design (assigned 7/7/08)

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)