Public Works and Safety Committee
Standing Committee Meeting Agenda
Monday, October 13, 2014
5:00 PM

Location:
Municipal Office Building
701 N 7th Street
Kansas City, Kansas 66101
5th Floor Conference Room (Suite 515)

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<td>Commissioner Mike Kane, Chair</td>
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<td>Commissioner Hal Walker</td>
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<td>Commissioner Tarence Maddox</td>
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<td>Commissioner Angela Markley</td>
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<td>Jeff Bryant - BPU</td>
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1. Call to Order / Roll Call

II . Approval of standing committee minutes from August 25, 2014.

III . Committee Agenda

Item No. 1 - RESOLUTIONS: SURVEY OF LAND FOR VARIOUS PROJECTS

Synopsis:
Resolutions declaring the following projects to be necessary and valid improvements, and authorizing a survey and description of land to be acquired for the projects, submitted by Bill Heatherman, County Engineer.
- Upper Connor Creek Sewer Extension, CMIP 6122
- Turkey Creek, Missouri Interceptor Project, CMIP 5005
- Leavenworth Road, intersections of 55th and 72nd Street, CMIP 3109
- Merriam Lane, County Line Road to 24th Street, CMIP 1052
- Oak Grove Road, 53rd Street to 55th Street, CMIP 1174
Item No. 2 - RESOLUTION: STAFF AUTHORIZATION RE. STATE SRF

Synopsis:
Resolution authorizing Michael Tobin to act on behalf of the UG in connection with the Kansas Department of Health and Environment (KDHE) revolving loan fund (SRF) to aid in the implementation of an Integrated Overflow Control Program to address combined and separate sanitary sewer overflows, submitted by Mike Tobin, Interim Director of Public Works.

Tracking #: 140317

IV. Outcomes

Item No. 1 - OVERVIEW: COMPLETE STREETS

Synopsis:
Overview of complete streets, presented by Rob Richardson, Director of Urban Land Use and Development.

For information only.
Tracking #: 110073

Item No. 2 - PRESENTATION: CMIP UPDATES

Synopsis:
Review of current CMIP and information regarding future budgeting, presented by Mike Tobin, Interim Public Works Director.

For information only.
Tracking #: 140332
Item No. 3 - PRESENTATION: NSRP MILL AND OVERLAY PROJECT UPDATE

Synopsis:
Status report on 2014 Neighborhood Street Repair Projects (NSRP) mill and overlay, presented by Bill Heatherman, County Engineer.

For information only.
Tracking #: 140333

Item No. 4 - UPDATE: NOTICE OF NEED FOR A FIRE STUDY

Synopsis:
Status report on the Notice of Need for a fire study, presented by Joe Connor, Interim Assistant County Administrator.

For information only.
Tracking #: 120155

Adjourn
The meeting of the Public Works and Safety Standing Committee was held on Monday, August 25, 2014, at 5:00 p.m., in the 5th Floor Conference Room of the Municipal Office Building. The following members were present: Commissioner Kane, Chairman; Commissioners Walker, Maddox, Markley, and Philbrook; and BPU Board Member Jeff Bryant. The following officials were also in attendance: Gordon Criswell, Assistant County Administrator; Joe Connor, Interim Assistant County Administrator; Jody Boeding, Chief Counsel; and Bob Roddy, Public Works Director.

**Chairman Kane** called the meeting to order. Roll call was taken and all members were present as shown above.

Committee Agenda:

**Item No. 1 – 140280…GRANT: MARC GRANT AWARD PROCESS**

**Synopsis:** This communication is to update the elected body regarding the status of the grant award program, submitted by Bill Heatherman, County Engineer. The Unified Government is in a good position to receive approximately $10.7M in federal grants for a variety of transportation projects. The match and other expenses needed to undertake these projects require $9.5M in local funds. For information only.

**Bill Heatherman, County Engineer,** stated this first item is a communication regarding the status of our Mid-America Regional Council transportation grant applications. We have done very well this year at least as far as the recommendations stands. The formal recommendation won’t be made final by Mid-America Regional Council until October. The heaviest lift is over in terms of the process that’s used to rank and score projects. What you have in your packet are two tables, one which summarizes at a high level the light specific projects that we we’re awarded or have recommendations, I guess, at this point for award.

The second table is more specific on how we propose to cash flow and fund those projects. The most important thing is I just want to give you a reminder of the projects that are
here. This is in fact, all of the projects we submitted except for Minnesota Avenue. In the case of Minnesota Avenue, as you know, it’s moving forward in pieces through another route. I think we should be fairly pleased with the way our projects ranked and with the way the chips fell, I guess if you will, this funding round. I don’t know that we could expect to see that as a normal course of business but we’ll take it when it comes our way.

The bottom line is it looks like we will stand to be awarded $10.7M in federal funds over several funding years. In order to meet our obligations to get those projects underway, it would take about $9.6M in local match. That’s both the match for the construction and inspection plus we bare 100% of the cost of the design, right-of-way and several other preliminary costs that are necessary.

We have several safe routes to school projects which will primarily be sidewalks and some other amenities at six different schools. We have also a grant to help us work with Bike/Walk KC on some of the education, outreach and encouragement activities that go with that program. We have funding for Leavenworth Road sidewalk and turn lane improvements, a major completes streets project, which is 63rd St. to 38th St. It’s a very significant project. Funding for Bus Route 107, both the construction upgrades to the station. That 107 is the 7th Street route that connects both City Hall and the KU Med Center as well as operating funds to support a southern expansion of that route that would make it connect to the Mission Transit Center.

We have money for the improvement of Central Avenue and 18th St. intersection; a long awaited project. We will close off the fifth leg of that intersection in order to make the overall intersection operate more efficiently and reduce the congestion. We also have funds for another complete streets project which is the 10th to 12th St. bike route, Metropolitan to Quindaro.

All of those projects will stretch out between 2015 and 2018 construction years. We have left a placeholder in the budget already in order to support these projects. This does not require a big relocation of other funds. The majority of the funding came from an $8.1M placeholder that we left in the budget specifically for Mid-America Regional Council expected grant applications.

Because we did a little better than expected, we are also proposing to take $1.4M out of that out of a different placeholder which was called residential collector streets in the future. That was kind of the beginning of planning the long run but these kinds of projects fit that definition anyway. The rest of it really comes from some existing cash sources that we had already set-aside for safe routes to school or which transit had set-aside for their transit work.

August 25, 2014
When we come back and do the budget in the spring and summer of next year, you’ll see all of these projects officially organized and sorted it into the budget. There may be a little bit of individual funding your cash flow that we need to do to make it all work out but typically we have enough other changes happening anyway that that all falls into place.

We’re not necessarily asking for official action but we are moving forward on the presumption that these projects are awarded and you all will take your action on these when the debt authorization resolutions come through at the end of the year.

Commissioner Maddox asked, Mr. Heatherman, can you tell me what the six schools that are proposed in this. Mr. Heatherman stated five of the schools are in USD 500, that’s Frank Rushton, Hazel Grove Elementary, William Allen White., T.A. Edison, and Noble Prentis. The sixth school is in the Turner School District, it’s Midland Trail. Commissioner Maddox stated I heard you mention many of the locations I guess that are proposed. My next question is how much will be spent in the urban core of Wyandotte County, projected. Mr. Heatherman stated these six projects are a continuation of an overall safe routes to school program that I’ve had for seven years. The first five schools are all in the urban core. Of these, depending on how you would define it, Frank Rushton is in Rosedale, Midland Trail is in Turner, Hazel Grove is at 63rd & Parallel.

Commissioner Maddox stated I’m not just speaking about schools, I’m talking about the whole $10.7M. How much of it roughly? Mr. Heatherman stated the $10.7M? Commissioner Maddox stated yes. Mr. Heatherman stated I don’t have an exact breakdown by region. It’s very much an existing renewal oriented package that we have here. Commissioner Maddox stated when you say renewal, you mean the projects that were already projected and once the money became available, the projects. Mr. Heatherman stated if you look at this list of projects, these are largely projects that are in the older portions of the city, well established. For example, Leavenworth Rd. from 38th to 63rd is very much an area in need of renewal and redevelopment. 10th/12th St. bike lane runs right through the heart of the eastern third of our city from Quindaro and 10th down to 12th & Metropolitan. 18th & Central is a long-standing area and a long-standing problem. Overall, the projects that you see here are all west of I-435, primarily the eastern and central part of the city. Commissioner Maddox asked and how were the areas chosen. Mr. Heatherman stated these are projects that have been around on the drawing board. We take a
look to see what projects at any given point we think are ready for application and which will score well. We visited this committee in June and gave the listing of the projects and these are all those projects that we discussed in June.

Chairman Kane stated I think if we want to add something, tell staff I have a school I’m worried about or whatever and they can adjust it accordingly. Mr. Heatherman stated right. The schools in particular, the factors there, we coordinate with the school districts and we actually go to the school districts and ask them where they’re getting feedback. In addition, in order for a school to really be in a good position for the construction money for sidewalks, the principal and the onsite constituency at that school is asked to start preparing ahead. These are all schools in which safe routes have been on the discussion with the district and with that school area. If there were additional schools or neighborhoods with schools that stepped forward and said hey, we want to be considered for safe route, there are a number of years of preparatory activity that we like to do with them

This top one, safe routes walking school bus expansion, education and outreach actually has openings to add more schools than just the six that are listed, and that’s where I would start with any school that came to my attention as being a candidate for the future.

Commissioner Maddox stated I’d like to set up a meeting for further discussion with you, Mr. Heatherman. Also at that time if you can present me with a detailed outline of how much money will be spent in the urban core, predominately in the northeast area. I’d like to have that during our meeting at that time but I’ll send you an email about it.

Commissioner Walker asked, Commissioner, how are you defining urban core. Commissioner Maddox stated I’m defining urban core, that’s why I said, predominantly the northeast. Commissioner Walker stated I would like it to be on record that the urban core to me is everything east of I-635. Have you been down in Argentine lately? Commissioner Maddox stated yes. Commissioner Walker stated it’s pretty beat up although we have some great projects at the end going on right now. Commissioner Maddox stated I heard about four projects. Commissioner Walker stated storefronts empty and vacant and mobile businesses. If we’re talking about that as the urban core, I’m sure Commissioner Markley and I both have some schools that are in need of safer routes to school. There’s a lot of need. We’ll have to take the
money that we get and try to portion it equally throughout the community where the greatest need is. That’s what I’m looking for. **Commissioner Maddox** stated I second that.

**Action:** Information and discussion only.

**Chairman Kane** stated we need to move back a little bit. I need to approval of the standing committee minutes for June 16, 2014. **On motion of Commissioner Markley, seconded by Commissioner Philbrook, the minutes were approved.** Motion carried unanimously.

**Item No. 2 – 140281…COMMUNICATION: KDOT LOCAL CONSULT PROCESS FOR 2014**

**Synopsis:** KDOT holds a series of statewide meetings every two years to receive feedback on statewide transportation priorities, submitted by Bill Heatherman, County Engineer. These meetings are called the “Local Consult.” UG staff is preparing a position paper to be used to guide our discussion of local priorities. Information on our previous local consult positions was shared with this committee in June. For information only.

**Bill Heatherman, County Engineer,** stated this next item is also a continuation of discussion that we started at the beginning of the summer. Every two years, KDOT hosts a series of statewide meetings called their Local Consult Process. In that process, they visit six different locations around the state, the six different major areas. It’s a major meeting. Folks turn out in droves and come prepared to do two things. One is KDOT usually reserves some of their more significant statewide announcements for this process. They also have a series of subgroup meetings and workshops intended to allow us to share with them our local concerns and priorities.

Two years ago, we put together a letter to try to encapsulate a position paper to share. We’re continuing that approach this year. Attached to your packet is an outline of the priorities, both projects and policies that we’re suggesting be featured in the letter that we will finalize.

The date of of the actual local consult coming up will be Wednesday, September 24 from 9:00 a.m. to Noon. This year they’re actually hosting it here in Kansas City so it will be at the Hilton Garden. We certainly encourage any members of this committee that might like to attend.
to feel free. If you have other constituencies that you’d like to have attend, it is an open meeting and I will assure you that other communities sure bring out a lot of folks sometimes so it helps that we’re represented.

The KDOT local consult is really intended to focus on the state level major system. There’s any number of other things that we can talk to them about but this is our chance to talk about the interstates and the major highways and our priorities.

What you have on the board here is a summary view of our top five priorities that we, as staff, are recommending be the basis of the letter as well as a listing of some other emerging priorities. The top five areas are shown with yellow stars. There’s actually six yellow stars because one of our priorities we kind of cheated and snuck two together. The other locations are emerging priorities. If you look in the staff packet, I’ll just list the priorities that we gave. Moving forward on I-435 and State including the Village West and State Avenue area. Number 2 would be completion of what’s currently planned for the Lewis and Clark Viaduct, (I-70), Number 3 is moving forward with the I-35, the northern-most tier, K-7 and I-70 completion up through Phase 4 and then hold and pause while we see how much more might be needed down
the road. I-70 interchange safety, we’re asking KDOT to move forward in working with us on some pragmatic approaches to improvements at least one of those two interchanges.

The reason we structured these like this is it is very helpful to reemphasize the things that we have been talking to KDOT over the years and also very helpful to frame them in terms of a specific project that we would like to see them put money into, authorize, or move forward on a very specific next step. It is not uncommon for six months later to have KDOT turnaround and make statewide announcements of what they’re going to do. That is, in fact, what happened two years ago. After the local consult project, they announced that they would fund the study of the I-435 and State area.

The emerging priorities is our attempt to kind of also get a little bit higher altitude and over the horizon. What we’re really emphasizing to KDOT is renewal, reinvestment, reinvestment in the older areas of the city whether that be the inner core, Argentine, Rosedale, the center of the city. We want KDOT statewide to put their money into the existing areas as opposed to constantly being attracted to the next expansion project that might be lobbied elsewhere in the state.

We’re also identifying the K-5 and K-32 corridors. It’s important areas for us to begin to make long-range plans and we’re bringing attention to both transit as a state level transportation issue instead of purely just a local government, concern, and to make sure that aesthetics, bike/ped complete streets is being incorporated into KDOTs philosophy.

The last page is, again, hitting some of those things but we’re going to express some appreciation for our past work with KDOT and reiterate these policy goals. One of these policy goals is to reiterate the concern for the status of the statewide T-Works sales tax funding and make sure that the legislature hears loud and clear that local governments do not want to see that money that was supposed to be set-aside for transportation used to offset other concerns.

In that second bullet, I just can’t emphasize that enough. Target the funds towards reinvestment and renewal of existing infrastructure.

The intent of this meeting tonight is to get dialogue so if you feel like there is other priorities or if you feel like there is other information we need, I will emphasize it helps us if we can stay focused with KDOT. Even a list of five with these emerging priorities is starting to feel a little diluted. We want to make sure that we’re covering the range and needs in the county.
Commissioner Markley stated I just wanted to comment that I’m hoping you’re touching base with Commissioner Walters because I know that K-32 is an issue that’s high on his priorities. If you can just make sure that you’ve touched base with him and that he’s seen this draft and feels comfortable with the ideas that staff’s putting forth as far as that emerging priority and you’re all kind of all going in the same direction. I just know that’s a priority of his.

Jeff Bryant, BPU Board Member, stated you said that five items starts to become diluted. In the priority list, is this the actual priority that you would prefer them in, 1, 2, 3, 4, and 5? Mr. Heatherman stated this is the priority staff recommends.

Commissioner Philbrook asked would you say a little bit more about K-5 and how you want to address that. I noticed you mentioned the eastern part of it. I know we’re already starting to work on that. How far out and what manner are you guys thinking about? Mr. Heatherman stated K-5 has really two distinct halves. There’s the part, the eastern half, east of I-435 and that’s effectively Leavenworth Road, opportunities for renewal but it’s a very urban corridor. K-5 then jumps onto I-435 and follows it up until it starts an independent roadway that connects through the northwestern part of the county into Leavenworth County and connects to Lansing. Commissioner Philbrook asked the part that goes through Wolcott. Mr. Heatherman stated that’s right. That western part is of great interest to the city of Lansing. They have lobbied to have an alignment study done with the hopes that perhaps some form of expressway could be built up there. The Unified Government has not expressed an official position on that one way or the other. We do agree that the two counties and the cities ought to continue to dialogue and work together on a common vision of what K-5 could and should be and how that investment should rank. For right now, we’re not identifying in a top five priority as specific action step but we’re saving this here so that we all remember that K-5 is an important corridor for us to think about.

Commissioner Philbrook stated the other question, actually it’s an statement, as you keep Commissioner Walters informed about K-32, you can let me know about 72nd Street east of 38th if there’s anything going on.
Chairman Kane stated I’m not sure I want to build a highway from Wolcott to Lansing. We did Donahoo. They have access to get to us. We widen Donahoo. I don’t see any good of taking people’s farms away from them. We’ve already got the access roads.

Action: Information and discussion only.

Item No. 3 – 140282…COMMUNICATION: STORMWATER MANAGEMENT PLAN
Synopsis: The Unified Government has been implementing its Stormwater Management Plan (SWMP) as required by our state permit and the EPA 2013 Consent Decree. One of the required programs is the management of stormwater generated from developed private property in which stormwater treatment facilities have been constructed, submitted by Brent Thompson, Public Works. For information only.

Brent Thompson, Public Works, stated we’re here today to present on our post construction runoff program that’s tucked up under a larger program for our stormwater project. Today is just more of an informational purpose. There will be no action by the committee needed. This is more based on existing regulations that are out there. Chris Burns with Benesch has been with us since the implementation of writing this plan and he is going to take over the presentation and go through the slides for us.
Chris Burns, Benesch Company, stated I’m going to talk a little bit about stormwater and I think something we all would like after the last couple of days; wish it would rain.

In light of the happening with rainfall that occurs here in the Unified Government, there are certain things that the EPA requires the Unified Government to comply with as well as other
communities around the country and even local communities such as KCMO. One of the things in the Storm Management Plan that’s required is to address stormwater runoff that occurs from developed or redeveloped property within the Unified Government that contains stormwater treatment facilities. You might ask yourself what is a stormwater treatment facility. Those are certain types of installations at property, private property that does a good way of handling the quantity and the quality, improving the quality of stormwater that runs off into the creeks and the lakes.

These are a couple of examples that are out there. Some that you have here and some of the private properties as well as some of the commercial businesses have these types of things. Again, the intention is to address the quantity and the quality of stormwater that runs into local streams and lakes.
The Unified Government adopted an ordinance back in 2008 to address the treatment of stormwater on private property when there is a stormwater treatment facility built there. Not all developments or redevelopments do have these facilities but the ones that do require to meet certain obligations under the ordinance.

One is to register the facility. Let the UG know that this is there. Once that’s registered, they’re required to provide regular maintenance of the stormwater treatment facility. That could be anywhere from mowing the grass, replacing weeds if there’s some, for example, flowers or native plants that are there, they need to replace those. If any erosion has occurred, they’re to repair that. Routine maintenance is required. At the end of two years, they’re obligated to inspect that facility, notify or identify any problems with the site, provide an inspection report to the Unified Government Public Works staff, and then if there’s any deficiencies or issues associated with making sure the maintenance is done or not done properly that they take care of those as well. Again, these are just more examples of the types of stormwater treatment facilities you might see. Sometimes you may not see them because they’re underground. For example, the one on the right is actually a way to retain stormwater underneath the parking lot for example.
Because this particular program is underway by the Public Works staff, there are things we want to do to try to work with the public and the property owners in order to keep this process going moving forward.

Currently, you have 23 registered sites in Wyandotte County. Twelve of them are required to be inspected now but in other words, they’ve been built over the last two years and are required to be inspected this year. We intend to have an informational meeting with the owners of these properties as well as with new potential developers and owners of properties to let them know that this program has been underway since 2008. This is something they need to be prepared for when they consider building and maintaining these types of treatment facilities on their sites.

In order to be able to get the consistency with the inspections as well as the reports that will be generated for the inspections, the UG is offering to go ahead and do the initial inspection and report writing for these initial 23 registered sites. This gives the owners an opportunity to not only see what the minimum expectations are of what these inspections would require but also what the inspection report should contain. Once they have an idea about what needs to be done there, then the follow-up inspections they need to do every two years they will take care of that
themselves then. If there is any deficiencies that we do find through these inspections, then they are obligated to take care of those just as the ordinance requires.

Inspection costs typically run from $500 to $3,000 per site. Again, this depends on the complexity, the number of facilities that they have on site. For example, there may be a site that has some porous pavement, a bioswale, a bio retention basin, those all require a little bit more observation and reporting than maybe just like a rain garden.

That is what the intention of the Public Work’s staff is going to be happening over the next couple of years. Starting this year, we will be sending out letters. There’s a copy of a letter that we provided in your packet of information. This will be sent to the 12 sites that are required to be inspected this year and, of course, the ones that will be following up inspections over the next two years we’ll be following through with the same letter. Those inspections are intended to be conducted in October. Hopefully, the owners will certainly accompany us on that inspection so they get an idea of what’s happening and what they need to do for future inspections.

Commissioner Philbrook stated it costs between $500 to $3,000. Mr. Burns stated $500 to $3,000. Commissioner Philbrook stated the government paying for that; we’re paying for that? Mr. Burns stated yes, ma’am. Commissioner Philbrook asked and that’s just for the inspection but if there’s something wrong with the site, then if it’s on private property, that person pays for it. If it’s ours, we pay to take care of that problem. Mr. Burns stated these are typically on private property so yes; the private property owner will be responsible for any deficiencies and corrections of any problems. Commissioner Philbrook stated so we’re not obligated to take care of that. Mr. Burns stated no, ma’am. Commissioner Philbrook stated I just wanted to know where the money issue is.

Bob Roddy, Public Works Director, stated Commissioner, just to clarify, we’re going to do the first inspection. In future years, the inspection would be on them. The ordinance really doesn’t require us to participate even in the first one but in order to make the problem flow, we thought it would be best that we participate. Commissioner Philbrook stated so any additional new sites will we do the same, the first inspection on us. Mr. Roddy stated up until September 10 will be the rule. Mr. Burns stated up until the end of December of this year, any new facilities that are constructed and ready; under the requirements of this particular program, would be inspected by the UG. After January 1, the owners will be required to do that two-year inspection.

August 25, 2014
Commissioner Philbrook stated so as we identify places ourselves that should have some type of site because there’s an issue. Mr. Burns stated these are actually sites that are registered. When they submit plans to the UG, before they construct them, that is when we know that they have these stormwater treatment facilities. We already know we put them on the register then and we know after we inspect them after construction the time starts then for that two-year inspection. Commissioner Philbrook stated so in other words when people get ready to do their building and do other things like that, this is just part of that and this might be part of the plan is that they have to have a settling pond or whatever. Mr. Burns stated yes.

BPU Board Member Bryant asked so the inspection, will it be done by UG employees. Mr. Burns stated at this point in time they are going to be a combination of UG employees as well as Benesch. Depending on the complexity of the stormwater treatment facility, some are required a little bit more expertise to make sure that they’re operating properly and maintained properly. BPU Board Member Bryant asked so in the future when it’s solely the responsibility of the private individual, will they have a list of qualified inspectors to choose from. Mr. Burns stated at this point in time, they’re not required to have any professional engineer or other technical individual do the inspection. That is up to their obligation but we thought by doing this with them, they would have an idea about the level of consistency and quality that we’d like in the inspections as well as the inspection report. BPU Board Member Bryant asked will the inspection have to be in the future some kind of certification to prove that it was done and then it’s up to meeting what the federal guidelines would require. Mr. Burns stated that’s what the inspection report is. Once they do the inspection, they are required to submit to the Unified Government staff a copy of that inspection report. BPU Board Member Bryant asked so they can do it themselves in the future. Mr. Burns stated yes, sir.

Commissioner Walker stated I’m a little confused about what a stormwater treatment facility is. What comes under its definition? What differentiates the bio-retention pond from an ordinary pond? Mr. Burns stated a bio-retention pond has, not trying to be too technical, but usually a design; there’s a four-bay that collects floatables and debris and that’s an easy way to be able to collect those before the water gets in the rest of the detention pond. That’s a way for it to maintain and remove the sediment and other things. It reduces the sediment that eventually would get in the pond. There’s also usually some type of native plants that are in there that grow.
and so it’s kind of not only a treatment for any other things that are left in the wastewater before it’s discharged into the local stream. It also provides an amenity nearby to where these are typically built. It provides not only collection of debris and sediment coming off the streets, but it also provides some treatment for some hydrocarbons. This is oils and greases as well as maybe some metals that come off the runoff that comes off the street and things like that.

Commissioner Walker asked are these new sites, I mean these sites you’ve identified, are they treatment facilities that have been built since the ordinance went into effect. Mr. Burns stated yes, that’s correct, since 2008. Commissioner Walker asked what is your assessment? These are federally mandated regulations that these fall under or state or federal law mandates the state passes? Mr. Burns stated the Unified Government is complying with the requirements of the state issued stormwater permit. The stormwater permit references the EPA regulations on this. This is one of the six minimum controls that’s required.

Commissioner Walker stated looking down the road, is this going to be a retrofit process as time goes on for older houses and other neighborhoods that have stormwater runoff issues. The reason I ask that is in Albuquerque I have a friend who was required he’s seven miles from the Rio Grande with nothing between him but desert. You would think that would be enough of a filter for the water that runs off his property. He has a thing in the back of his yard and the water all goes through that or that’s at least the visible part of whatever treats the water. Every so often, a red light goes off and it sends a signal to the stormwater patrol that his machine has malfunctioned and isn’t working. All the people in that particular area have had to install these. I guess my concern is, okay, it’s fine with new construction. That’s just part of the cost of building a new home or a building, but are these regulations evolving to where you foresee that there is going to be some kind of compulsory retrofit or application of treatment to 30, 40, 50-year-old homes?

Mr. Heatherman stated, Mr. Walker, I’ll go ahead and address that. The federal policy right now and the federal regulations that we’ve had to write these ordinances to meet are triggered by the active development. They apply in new developments and they also apply in redevelopments so if there’s a teardown and rebuild, we’re required to consider it. However, in a redevelopment situation right now, we give full credit to whatever percentage of the site was already covered.
with hard surface and we don’t require these for the portion that had already been developed sometime in the past. That’s the way it currently stands. Every time I see a new press release on this ordinance, I hear that EPA would like to tighten those reins, then that goes away for a while and you don’t hear anymore about it and then you hear it again and it goes away.

We will be back to you as a staff if and when our duty changes to be more restrictive. We have no intent of extending our authority into the kind of scenario that you’re talking about and we would imagine that it would be quite a big to do that EPA will have on their hands when and if they actually make a final rule proposal in that respect. Our current framework is this applies to new development and even in redevelopment its somewhat proportional to the amount of extra intensity as opposed to simply kind of going backwards in time. That’s the way this stands. By the same token, just because somebody might have a pond and it might be doing some good for stormwater, that does not get it put on this registry and that does not get it subject to this ordinance. This ordinance only applies to those facilities that were proposed and part of a development that had to come through and meet our planning code. These developers all knew that what they were building was something that would get the title stormwater treatment facility and have these kinds of duties. Somebody just happens to have a wetland on the back of their property and they like it, this doesn’t really touch them.

**Commissioner Walker** stated I would only respond having seen the federal law, the state law for that matter, how it operates, they only get you a piece at a time. Once they get that first piece then somebody with a good idea is going to go after the second piece. I don’t dispute that these are probably very beneficial to the environment and we’re all for clean for water and clean air but there is going to be a lot of engineering work for people down the road for retrofitting houses with meters and other water monitoring devices.
Action: Information only.

Item No. 4 – 140285…COMMUNICATION: SOUTH PATROL UPDATE

Synopsis: With the redevelopment of the old structural steel site in Argentine into a TIF district anchored by a new neighborhood Walmart store, it was contemplated that a new South Patrol police station could be developed within this project area in the future. In working with the State of Kansas Department of Corrections, it appeared our government would have the opportunity to advance the project now and build a new public safety facility which would house both the UG South Patrol and the State Parole office. Unfortunately, after reevaluation of their current situation, the Department of Corrections has notified us that they will not be able to participate as a tenant in the proposed public safety facility, submitted by Bob Roddy, Public Works. For information only.

Bob Roddy, Public Works, stated with the development of the old structural steel site, a TIF district was established. At that time, it was contemplated that it was an opportunity to build a new south patrol station on this site. At the same time, the Department of Corrections had a need for office space and it came to be that perhaps both of these sites could use the same facility. In addition at that time, we received approximately a $400,000 grant. Staff proceeded with that concept that was included in the budget that was recently adopted and it was noted in the budget that the funding would come from a source outside of the General Fund.

In addition, staff proceeded to issue a Notice of Need requesting engineering services to do a design build for the building to be housed for the Corrections and South Patrol. Unfortunately, since that Notice of Need went out, the Department of Corrections has notified staff that they are not ready to proceed with this project at this time. Staff has withdrawn the Notice of Need. We are basically reevaluating our potential options. I believe it’s envisioned that the staff would work on options and bring it back to the Economic Development & Finance Standing Committee to review our potential financial options and the size of the project in the future.

We had intended to come to the standing committee this month and give you information about the Notice of Need on how we were proceeding and the timetable for construction. Unfortunately the state’s change of mind has altered our current course. It’s intended to
reevaluate where we are and to proceed to come back to standing committee and talk about how we proceed with this project.

**Commissioner Walker** asked, Mr. Roddy, why was it that the state changed its mind. Surely somebody from the state must have given you more information than that. **Mr. Roddy** stated I believe that they were dissatisfied with the cost of square foot. What we came to find out from the Corrections is that a lot of their facilities they get free rent. That’s hard to compete with. They’re currently paying, I don’t know, at one level. This would have increased their costs. They were not saying that what we were charging was unreasonable. They were just saying that their budget is so tight that they could not afford any additional rent money. It just financially wouldn’t work at their level.

**Commissioner Walker** asked, Mr. Roddy, is there any truth to the notion that outside parties have interfered in this contract process. **Mr. Robby** stated no, not that I’m aware of. I’ve been involved in most meetings. I’m not aware of any. We were ready to proceed so when we went to the meeting with the state probably two or three weeks ago, maybe it wasn’t even that, we were expecting them to say, yes, proceed and they pulled the rug out. **Commissioner Walker** asked well, where are they going to put their facility now. **Mr. Roddy** stated it’s my understanding that they’re still negotiating at their current site. I don’t know if they have a final contract. **Commissioner Walker** stated they’re not going back next door to the kiddie center. **Mr. Roddy** stated I am not totally aware of where they’re going but I know that they were in negotiations to stay at their current site. I know that they are not planning to go back to the kiddie site. That was made painfully aware. They’re aware of that. Matter of fact it causes them a problem. They still have a lease over there that they that don’t know what to do with, but that’s their problem.

**Chairman Kane** stated, Doug, you better come up here because Bob’s leaving and this is not going to work. Do we know how much it would cost if all we built was South Patrol. **Doug Bach, County Administrator,** stated we’re working on that for a project cost right now and that’s why Bob’s not sitting down tonight and saying this is how we’ll work it out. Based on some of the performa that we had run through in coordination with how we were doing it as a joint project with Corrections, we think we can get in there around the $2.5M range. Now there were some previous designs that were done on it that had it double that cost but we scaled a lot of
that, most all of that out of it and built it into what is more of a facility, I would say, that’s similar
to what we have at midtown, which we think is a nice facility, and would look appropriate in that
redevelopment district. We have to work with that. We think that’s a number that we can work
toward and still be able to leverage as Bob said, about $400,000 from the state. That helps us out.

The TIF district doesn’t start to flow revenue into this project for six or seven years based
on current projections. The scenarios that I have Lew Levin and Mike Grimm working with that
we will come back to Economic Development & Finance would be ones where we take and try to
back end to our principle and then we come to you. There’ll still be a cost. I don’t think there’s
anyway we can look at a project like that now and say you’re not going to have any General Fund
obligation to it. You’re going to have to obligate money to it. If we can get it where we can
come back to you and we’re saying we’re going to build a $2 - $2.5M facility and our General
Fund obligation will be less than $1M, then I think we got something that it looks at it just like
the earlier projects that Mr. Heatherman was up here where we can leverage basically other
dollars to make our projects work then that’s really been the scenario where our governing body
looks at and say okay, that’s something we want to move forward with now. That’s where we’re
trying to get that so we can bring that back to the committee and say this is how we can see
financing it and make the leveraging work.

Chairman Kane stated we just had an issue with the renovation on Minnesota Avenue of $1M,
correct? Reardon was the one that presented it. Mr. Bach stated right, for on the StreetScape.
Chairman Kane stated yes. If we can find a $1M for StreetScape and this goes back not just to
the South Patrol is in a house. Nobody can go up there and log a complaint because there’s
nobody there sitting at the front door waiting for them. This goes back to having police cars
where the paint you can’t even tell they’re a cop car anymore. This goes back to our fire stations
are pitiful. Somebody asked me one time would you like to have your son living in a place like
that. The guy had no idea who my son was. I said I do have that. We’re always saying we need
to be creative. I argue with Ann more than I argue with all the rest of the commissioners
combined, but this looks a little strange. I know this is for informational purposes only, but there
are a lot of people out here that want to see something done. I’ve got to clam down.

Commissioner Philbrook stated now I’m confused as to what we want as a commission and as
what we’re directing them to do. It’s come back to us. It’s $2.5M to create the south patrol. Are
you advocating for that? **Chairman Kane** stated yes. What I’m saying is, we found money for other stuff. I don’t want to kill this project right now. Nobody raises more money than she does and I don’t think that we’ve reached out to as many people as we can to help build the project. **Commissioner Philbrook** stated I haven’t heard it to say it wasn’t going forward. I just heard it say that it’s going to have to shift some funding. **Chairman Kane** stated some things go forward with other commissioners that they don’t with others. Some get what they want, some don’t. That’s the bottom line. Let’s just tell it straight the way it is.

**Mr. Roddy** stated, Commissioner, I’ve been part of this project since day one and I can tell you your staff has busted their quester on this trying to get this to move forward. It is not for the want of our efforts that this has failed. The state pulled a trick on us or they changed their mind. We did not do anything contrary to that. I said earlier in this that we we’re going to come back with options and I think that’s the intent of the staff. We’re just telling you we just got hit with a live ball. We didn’t see this coming. The state changed their mind. We’re with you. We want this project to go but we have to go back and see what we do now.

**Commissioner Philbrook** stated I know you took that away from me because you thought I was through but I wasn’t but go ahead. I was just trying to understand where everybody was on this page. That’s why I asked the question. I did not hear you say anything about we’re pulling the rug out. I did not hear that. All I heard was you were talking about $400K from the state. Is that correct? And that there would be some other monies from our General Fund and you didn’t layout where the other monies would come from yet because you haven’t found them yet. I understand he’s asking that you look. I don’t want this to be adversarial. I want this to be that we are actually working for this. I understand everybody wants the south patrol to go and we’re sorry that they pulled the rug out from all of us. They pulled it out from south patrol and the people that live on the south side too. That’s all I have to say.

**Commissioner Walker** stated, Mr. Roddy, I don’t think the issue here or the adversarial nature of what you’re hearing is a result of anything that the staff has or has not done. We had a deal with the state. That deal was solid; it was moving forward and all of a sudden it stops. Now I believe they told you that it’s a little higher than what they normally pay. I have also been told, and I am researching it through my sources, that one or more of our own legislative delegation in
Topeka submarined this project with the Governor’s Office and the Department of Corrections with baseless threats. Now if I find out that that is true and I can have that verified, that is unconscionable that our Wyandotte County delegation would not work hand in hand with us on major redevelopment in an area that is east of I-635 in the urban core. Are you aware of that? **Mr. Roddy** stated what you just said is the first I’ve ever heard of it. I’ve never heard it from anyone. **Commissioner Walker** stated you know Wyandotte County is full of rumors so I’m not prepared to name names. I am doing all I can with the sources I have to get verification of that. I will make that public when that happens. **Mr. Roddy** stated in our conversations with the state, I have no hint if they – they’re very closed as to their reasonings. They did not share, except for money. That’s the only thing they told us.

**BPU Board Member Bryant** stated I know this won’t be funding in advance but possible reimbursement. The property that is currently South Patrol, I remember in a previous meeting there was discussion about the cemetery or funeral home interested in purchasing that. Do we have a feel for how much the value of that property would be? **Mr. Bach** stated I probably would answer it this way. When we went back and looked at the project yeah, there is interest in that property. We have two operations that go out of our current south patrol area. We also have our tactical unit that operates there today. In discussions with our Police Department, we really don’t think the redevelopment district is a good location for our tactical unit so right now we would not be moving them out of there. That’s a very high profile area when we come in and move out and set everybody up. After we looked at it, at least our recommendation from staff would not be that we would move our tactical unit away from there. Granted, if you direct us and say we want to move them out of there and put them somewhere else in the city then we can look around and find different areas. We can buy a different piece of property or try to move them in with something else and then sell that property. Right now that’s not our mode of operation. We move South Patrol but leave the Score unit there and then probably move them into the better facility which would accommodate their needs going forward. **BPU Board Member Bryant** asked basically as far as that property, there would be no reimbursement of funds expected from. **Mr. Bach** stated that’s where we’re operating today.

**Commissioner Murguia** stated I just want to make a couple of comments. I agree with your comments, Mr. Walker. I think staff has done a good job and I also think that the Department of
Corrections, in particular Secretary of Corrections who I’ve met with personally, have been very professional. I don’t think even if there was any truth to what’s been out there, and I’ve heard those same rumors as well, it wouldn’t be their typical behavior to share that with our staff. It’s not surprising to me that our staff hasn’t heard that from them.

I would tell you this. I’ve been up here a couple of different times about south patrol. I disagree with Mr. Bach that we don’t need to move our tactical unit to this location as well. I think it’s ridiculous to maintain two separate locations within a mile of each other when we could sell one, create some revenue from that and put it into a new facility. I’ll give you the best sales pitch I have.

I’ve heard a lot in the past year about how we spend a lot of money on public safety like somehow they’re supposed to get their own money someway. I don’t know. I don’t know what people expect. It is a core service that we provide and that we are supposed to provide. We cannot continue to ignore their infrastructure and equipment needs across the board. Maybe they still get their job done. I think that has more to do with the dependability and reliability of our officers than about anything that we’re doing up here. There’s a big difference. When we go to cut budgets, people act like we don’t cut public safety because of some unsaid reason. The reason we don’t cut public safety, my assumption, is that if we cut road improvements so we all have to hit a few more potholes on the way home. We cut public safety anymore what happens when we don’t have officers to show up at a shooting or a fireman to show up at a heart attack. There’s a big difference between a public safety budget and a road budget. It’s a big difference to that. It’s a core service.

What Commissioner Kane was talking about earlier I believe was $1.5M or close to it for the redevelopment of the old Katz building. Those of you that are original Dots might know what the old Katz building. I’m not familiar with it. I just understand it’s on Minnesota Avenue and it appears to have a lot of sentimental value to people that live here. That’s fantastic. We all in each one of our districts took a cut in our road improvement budget so that project could move forward. In two meetings we found $1.5M to move forward a development project that the end result was a coffee shop on Minnesota Avenue. Now I understand that there is a lot of potential for development in that area and that’s moving that area forward. That’s great. But when you look at all of our money instead of looking at isolated projects that come in front of committees one at a time, when you look at the big picture, I am startled that we cannot find $2.5M for public safety, the core of what government does, but we can $1.5M for a development project that
leveraged no dollars and that brought a coffee shop in. I doubt the sales tax is ever gonna give us back from that project or the property tax will ever give us back from that, the money that we invested and as Commissioner Kane stated, it was solely for a landscaping improvement project.

I’ll stop and just say what I would like to see this committee do is make public safety a continued priority in this county. Improve the morale of all of our officers whether they be fire or they be police. Empower them to do their job even better than they do it now and that you ask staff to move forward with building a public safety facility, including the tactical unit, sell off the home and the barn that they’re currently in and use that revenue to buy down the debt on a new facility. I would greatly appreciate it if you would move that forward today.

Commissioner Walker asked don’t we have a buyer, Mr. Bach, for that little house and the barn behind it. Mr. Bach stated there are interested parties for it, yes. Commissioner Walker stated so it’s probably not going to be a hard sell. The question is price. I’m not suggesting that they are necessarily offering what we want for it.

Another problem we have, I really think the tactical unit needs to be somewhere where you’re called out. First of all, you need a tactical unit that allows women, if they qualify; there are certainly some women over the years that I’ve known in the Police Department that I would believe could qualify. Currently, it’s my understanding that they don’t bid that job simply because we only have one room and one set of showers. Is that correct? Mr. Bach stated I would have to go ask police to come to that. We do bid the job but I don’t know that there’s a restriction like that on it.

Commissioner Philbrook stated I’d like to say something about that comment. I’m going to rebuttal you a little bit. I worked at BPU for eight years and when I worked down there, they didn’t have any separate facilities for the women either but it didn’t stop me from working down there. You just run the men out and use the facility. That’s the way it is. You just can’t let little things stop you. We’d all like to have separate facilities. In our shop, we only have one bathroom in the ninth floor for us and we get to share that one at a time. Get over it.

Chairman Kane stated here’s what I’d like to do. I know there are a lot of people here and we’ve been at this for a while. We have given the staff direction. I would like to hear from the
people but instead of giving you five minutes, we’re going to give you three minutes. If anybody would like to step up and speak on this project, please do.

The following appeared:

Tom Valverde, 1319 S. 28th St., stated first of all, the definition of a rumor is something that’s word of mouth. I can tell you directly that Senator Pettay told me what the hell is she doing building a station. Chairman Kane stated, sir, we don’t want any names. Mr. Valverde stated what in the heck. Doesn’t she know the state of our economy? Doesn’t she know there are better projects that could be done? I am giving you the name that - it isn’t a rumor. I heard it with my own ears in a conversation with she and I. It’s not an unknown fact that this woman has it in for our wonderful commissioner. It’s not unknown. I’m up here and I came to this particular meeting because I want this thing built. I really applaud the fact that you’re wanting to investigate it. I hope that if she had done something wrong, and I’m saying Pat Pettay, she’s our senator. Chairman Kane stated sir, one more time and I’ll ask you to leave. Mr. Valverde stated okay. Thank you. I want to tell you that it’s not a rumor. It is the god’s truth. It was spoken to me. I’m not making up stories. I’m not telling stories. I work with her husband at the Argentine activities. It’s just something that is really vital and it’s like being pulled under the rug for us when you guys decide well, we can’t find $1M. $1M nowadays is like $100,000 a few years ago. $1M is squat. We’re taxed to death. I’m just sick and tired of hearing about our government not having money for this when you know there’s money for something else.

As far as the police and the fire, they are working in this squalor and we should be ashamed of that. We really need to be improving. We need to reach out to the Hallmarks and to the Sprints. It’s wonderful to have these wonderful convention centers. They need to take care of the community. The actual community, the nuts and bolts of the community to continue forward and make both Kansas City’s great. It isn’t just about just one person, it’s about all the businesses that we have drawn here. We are constantly writing them off. You don’t have to pay taxes so that you can come and build your business here. It might have worked in the past but you guys have got to look at stop doing that. We’re going to bite off more than we can chew.

Marcia Rupp, 2816 N. 46th St., stated I just want to say I don’t know why the police were ever put at that location in the first place up on Maple Hill. To put anybody that has to go out and
work in life/death situations around the cemetery is just unbelievable. I worked at south patrol for three years. I worked with Don Ash, who is now the Sheriff, who was the Major at the time. I did several duties there, answering phones, filing papers, and so on. In this place it is so small that whenever there was any kind of a sting operation or anything like that that was private that you couldn’t hear about, I had to get up, I had to go outside the building because there is no place in that building that you can hold a private conversation that you would have to talk to an officer personally or reprimand them or anything like that. You could absolutely hear people relieving themselves in the restroom. This is no lie. I’m not lying about this. I spent a lot of time there as a volunteer. I spent three years at west patrol and I spent about five months down at central, this was before midtown. Both of those other places there was enough room for private conversations. I was actually told to get up and leave and go outside the building when there was a sting operation. I understood that. All the officers were in one room. I’m talking about a shift, just a shift. They were packed in there like sardines standing there all in the sergeant’s one room. It’s just not accommodating to have a police department there. They need something better. Our police department and our fire department are great, both of them great departments. I can remember when Ron Miller was here and that’s the last time we were accredited. You have to pay to get into the accreditation. We are accredited in all three departments. We were one of the only three in the United States of America. Wyandotte County was accredited in all three departments in our police department, a great department that does not have updated tools, does not have updated technology like they should have. We heard Ziegler telling about how tasers are past off. Chairman Kane stated time’s up.

**Bill Rogers, Argentine Neighborhood Development Association, 7362 Yecker,** stated I’ve been involved with this project since the very start. I’d just like to remind this committee that as we move this forward I’ve spent a lot of time on this. By time, I mean out in the community talking to the people that live in that community and spent a lot of time in living rooms and these folks want this facility. They need it and they want it. They want it in their area. I don’t think I’ve had one person that even when you was going to move parole in that was objective to this project. I would ask as the development continues growing down in that area, this would be a very nice asset to that area down there.
Pete Fogarty, 12222 Hubbard Rd., stated I’ve been with the Police Department for almost 40 years. I came on in 1975 and hit the streets in 1977. South Patrol was already in existence at it’s current location back then and was ill-advised in 1977 and it’s even more so today. As you heard, the quarters are cramped, they’re outdated, the building I don’t know how it’s standing up.

Our SWAT team is housed in a garage behind the current location, south patrol. It used to house the Street Department. When it was no longer good enough for the Street Department, they put our SWAT team back there. The SWAT team needs a new facility and it doesn’t need to be with South Patrol, with all due respect, Mr. UG. They need a new location. We deal with the crime in Wyandotte County and then we have to come back to south patrol and look at that old building. It served its purposes over the years. It’s not even worth being a museum it’s so out of shape. The lady hit it on the head. A new facility would go a long way improving moral. Improving moral goes a long way in serving its public. Find the resources to make this happen. I’ve been around long enough to know that I’ve learned that when the ninth floor wants a project to happen, they find the money to make it happen. I’m asking you to find that money.

Mario Escobar, 1438 S. 25th St., stated I’m the Executive Director of Argentine Betterment Corporation. We’ve held several neighborhood groups, neighborhood meetings down there and the folks are really looking forward to this facility. They’re proud. A lot things going on down in Argentine. A lot of redevelopment and this facility should be one of them. If it’s even minimized to a small facility, it’s got to be right for what these officers deserve. We need to try to find that money somewhere to continue this project and support these officers and the community down there.

Roxy Armstrong, 6541 Donahoo Rd., stated I’m just a regular citizen here. I heard about this going on and I’m concerned about everybody’s wellbeing. I would hate to live in that area down there; that’s scary. Not only that, can you imagine if that starts happening everywhere around here? No concern for our people that actually live there. We already have a bad name. Wyandotte County has a horrible name when it comes to our police as well as the people who are always getting in trouble. Why can’t we help these guys get it together and that’s the only way we can do it. Give them a place to actually work. Sounds to me like they might as well work in a tent, it’d be better. I just don’t understand. I want them to get more money because I know it is somewhere also. I know it’s very much - I know it’s somewhere else and it could be used.

August 25, 2014
**Commissioner Philbrook** stated I’d like to thank you for being so diligent and patient.

**Bob Wing, President of the Kansas State Council Firefighters and the Business Manager for the firefighters local union here in Kansas City**, stated I want to make a couple of points before I offer my support of this project to the standing committee. I want to apologize to the speakers here for being limited to three minutes. Commissioner Kane has never done that to anyone and he wasn’t going to do it here until he saw me sitting in the back. That’s the real reason he limited you all to three minutes because of me so whatever you want to make of that. Commissioner Walker, I’m appalled that you would think that some Wyandotte County politics and rumors that exist here would be triggering something. That just floors me.

The firefighters met last week and I’ve been watching this project for quite a while and obviously support it not only for the police officers that it is sorely needed for to work out of but for the community as a whole.

I agree with you, Hal, that the urban core is east of I-635 from river to river or from state line to county line. I think the commissioners in those areas as well as the commissioners as a whole should be commended for the progress that you are making in the community whether it be east or west of I-635. I’ve been around almost as long as my good friend Pete Fogarty but not quite. I had to get that one in. Seriously, Pete and I have both seen this community when we had to borrow money to make payroll or when you negotiate contracts where bonds had to be met that we got the raises. That’s truly not what’s going on right now although its’ not where it needs to be but that’s not the future either.

Obviously the firefighters met and wanted to offer their full support for this project going forward. It does obviously commend the diligence that those commissioners down there, specifically Commissioner Murguia, Commissioner Walker and Commissioner Markley have done in that south end down there and this would complement that development down there greatly. It’s needed by the police officers. It’s needed by the community. It has a direct result on all of us. You would ask why would the firefighters get involved in this. We’re taxpayers here and we like to see our tax money spent well. We just want to offer the support. It’s good for the community. Thank you for the time.
**Commissioner Walker** stated I think based not only on what we’ve here, but what we’ve known since the very beginning. This is a project that is needed and has been needed. Bob, I think I go back to high school at Turner High School, you know, there were people living south of the river in those days. We had this little high school. I think that was the police station when I was in high school. We’ve got a fire station that I can go back to 1955 that my dad took me up to that was a volunteer fire station and I got a tour of it, me and a couple of my little friends because we knew some of the volunteer firefighters. The need for fire and police infrastructure cannot be understated or we’ll be deferred for me for any other projects. We’ve seen what happens when police cars don’t have dash cams over the last several weeks. We have all kinds of infrastructure needs. I’ve always thought and people are going to disagree with me that the city, when it was just the city and now the Unified Government always did police and fire very well compared to what we’re always compared to that being Johnson County. I think we need to move this forward to the full commission and we need to move it forward sooner rather than later realizing that puts a burden on our new Administrator to come up with a plan that will work and that he can present.

**Action:**  **Commissioner Walker** made a motion that we move this forward to the full Commission for further discussion and hopefully action on the adoption of a plan approving the construction of South Patrol with SWAT, well, I’m going to put South Patrol.

**Chairman Kane** stated we don’t have to make a motion. This is for information only. I think we’ve given it to him. We have one more speaker. Staff has direction, I think, clear direction, or I hope so. **Commissioner Walker** stated I disagree with you, Commissioner. I’ve made a motion. We don’t need a motion but I want everybody in a sense to vote. Nobody came up there.

**Mr. Roddy** stated as I said before, I think it’s the intent of this staff to come back with options but if you said proceed with something right now, I don’t know want number to tell you. I can’t tell you how big the building is. I don’t know all the site development. What am I going to approve tonight? I would much rather come back with some number that has some reason to it.
Commissioner Walker stated I’m not asking you for a number tonight, Bob. I’m asking you to come back with a plan. Mr. Roddy stated I think that was the point we made earlier.

Mr. Bach stated it’s great to hear all the passion from the public coming out in regard to a Unified Government facility. I’ve been here a number of years. I don’t think I’ve ever had the public come up and speak in favor of spending money for Unified Government employee buildings so that’s great to hear.

I’m going to step back on a couple of issues. A comment was made that the state threw us under the rug. I want to reach out and make a compliment to Secretary Roberts. Commissioner Murguia commented on him. Whatever the situation was that dropped funding at the state level, Secretary Roberts called me, he came to Kansas City, Kansas, made a personal visit to me to apologize from their position that they were not able to proceed forward. He did not say what happened to his money. He just said he no longer had access to that money. I commend him for the action he took to come to our community and to take that effort. He could have just did it on the phone and said look, we’re not going to be in the project anymore; we’re out of it. He did take that step so I want to recognize him for that because we have portrayed them a little bit of throwing us under the rug and certainly from Secretary of Corrections perspective, he did nothing of the sort to us and complimented us for our process. He was very complimentary of how fast our staff was working to try to advance and build that into it. It seems a little adversarial tonight. I think everybody is on the same page as the direction we want to go.

As Bob said a few weeks ago, we had a curve-ball thrown at us. We were working toward a 20,000 sq. ft. facility. Several million dollars into it, we changed it. Now we’re at about a 10,000 sq. ft. facility. It takes us more than a couple of weeks to just reprogram and change everything that we were planning to do to make that happen.

We’ve come tonight to give you an update and say this is the path we were heading down. We were out for bid to make it happen. Now we’ve got to redirect it and we’ll come back here in a couple of weeks. If you want us to come back and work on the project in front of the full commission, Commissioner, we can do that. Our recommended action would be to come back to the Finance Committee.

I met with Mike Grimm earlier today. We talked about how we could restructure different ways and bonds. As I said a little while ago, we could maybe backload the principle to allow the TIF project to come up with a way to make this fund. We’re looking at some different
ways and be creative with our financing that could lower our payment on it now and make this come out of the TIF project and still leverage the money there from the state level. I think we have some good opportunities to advance it.

As I said, I’m an advocate. I’d like to do all of our facilities. It cost a lot of money to make them work. This is one that has a unique opportunity to it because we have TIF financing that’s coming into it and some state revenue opportunities. We’ll come back and we’ll have some good options. There’ll be some payments we need to step out and make but we’re going to be able to come to you with, I think, some solutions that are at least there to consider and be happy about. I probably look at tonight and say we had a curve-ball thrown at us but we still have a positive outlook and we should be looking at it from that perspective. How you want to deal with might happen at the state, that’s out of our control from the states perspective.

**Leslie Mahone, 1060 Kimball, Parkwood**, stated the reason I’m here is just because I heard about the meeting and I like Ms. Murguia. I don’t think she even knows me. I go through Argentine a lot. I shop there now. I’ve seen it come up. Where I come from, we don’t have those. We don’t have a grocery store. I don’t want to get into that. She will respond to me. I’ve never seen her except here. On my Facebook, she does respond. I’ve called a couple of you other commissioners and you never call me back. You never write me back. I don’t even know who you are; well I do, but I won’t call any names because I just told you my address, so you know who you are.

I go to Argentine. I’m just being frank. My money is green everywhere I go so I choose to go to Argentine. I don’t go to the Legends. I go there because it’s friendly and I see the upcoming. Someone had to put a lot of thought into that because it was godforsaken like the north end. I’m saying that right now because maybe while we’re here and I do own two properties there that I can’t get rid of and I don’t even want to live in them.

I’m telling the commissioner, now I can look her face and tell her, I appreciate the work you do. It does something for me and it gives me some hope that maybe it could happen where I live. I’ve been there 50 years started off as a kid, Fairfax Elementary, Northwest, Northeast and Sumner Spartan, not a Sabre, I’m a Spartan. My hearts here and I feel like when I see things like that happen in some desalinate areas, because Argentine is about like - I feel that there’s some hope. I’m willing to help and I told Ms. Murguia on her Facebook whatever she needs I feel like
I’m an Argentine resident as well because I shop there and I love just going through and seeing the growth. That’s all I have to say commissioners and don’t forget about the north end.

Zelma Sulley, 3333 N. 123rd St., stated I would like to ask this council is there any way that you can vote on a resolution to pursue this because I appreciate your attitudes, I appreciate the comments that have been made back here, but I would appreciate your voting on a resolution to pursue this.

Chairman Kane stated I need to ask Legal a question. This is for information only. I think staff has direction but Hal has requested a vote. Could you give me some guidance please? Jody Boeding, Chief Counsel, stated I think if you can get the second, you can vote on it but I don’t think it’s needed as stated because staff does have direction and has said what they are going to do. Commissioner Walker stated it doesn’t hurt to have it either, does it.

Commissioner Markey stated if you restate your motion because it’s been a little while. You want to give them direction to move forward.

Commissioner Walker stated basically, a motion to move it forward to the full commission. I didn’t say next week or two weeks from now.

Chairman Kane stated they actually have to go back and look at the numbers first. Correct? Then you need to come back here. Commissioner Walker stated I think the important thing was for the public to see that the commissioners that are on this committee are publicly not privately, not on Facebook, are emphasizing that we want this project to move forward, now that’s all it is. I realize that there are numbers and you got to plan it. Whoever threw you a curve, you got a curve thrown at you and now you’ve got to adjust. All I’m saying is, we’re saying, as a committee, I’m not presuming anyone’s vote but that we’re going to move this thing forward to the full commission. I understand it probably has to go to the Finance Committee with the financial aspects of it. I don’t want there to be any doubt in the public’s mind that certain certitude of the commitment that we have to this and it’s also more for the benefit of the Administrator. This is not a project that we want to have fail.

August 25, 2014
Commissioner Philbrook seconded the motion.

Commissioner Kane stated just for the record, I don’t think I’ve ever done anything on Facebook. I’ve always been blunt and upfront and if you don’t think so, just ask me.

BPU Board Member Bryant stated I do want to make sure that I understand what Commissioner Walker has presented and that we are voting on asking staff to go through the proper procedures and go back through the numbers with proper committees with the ultimate goal of making it to the full commission with this project. Correct? Commissioner Walker stated correct. Commissioner Philbrook stated correct.

Roll call was taken and there were six “Ayes,” Bryant, Philbrook, Markley, Maddox, Walker, Kane.

Outcomes

**Item No. 1 – 120155…OUTCOMES**

**Synopsis:** Overviews/discussion of the next phase.

PWS outcomes presented at the following standing committee meetings:

Aug. 12, 2013,
- a. Infrastructure. Improve and finance infrastructure to comply with federal regulations, encourage private investment, and build community.
- b. Environment. Ensure natural resources are protected to the maximum extent possible; opportunities for additional natural areas are pursued; and the park system is enhanced.
- c. Public Safety. Provide the public’s safety through best practices with results in lower crime rate, safer dwellings and businesses, and efficient court services.
- d. Multimodal Transportation. Create a transportation system that moves people to where they want to go including work, services, and amenities.

Dec. 16, 2013
- a. Infrastructure. Presentation on the upcoming application round for federal transportation funding administered by the Mid-America Regional Council, by Bill Heatherman, County Engineer. Staff estimates the UG is in a good position to be awarded $4-6M which would require local design and matching funds.
- c.
- d.
- e. Public Safety. No discussion.
- f.
Jan. 13, 2014
Infrastructure. Presentation and discussion on a list of projects that staff considers good candidates from which to select projects for federal transportation funding, submitted by Bill Heatherman, County Engineer.

Adjourn

Chairman Kane adjourned the meeting at 6:20 p.m.

tk
The Resolutions declares that these projects are necessary and valid improvement projects. The Resolutions directs the Chief Counsel to cause a survey and description of such parcels to be undertaken and prepared by a licensed land surveyor or a professional engineer to identify and describe the properties to be acquired for the projects, and to submit an Ordinance authorizing the exercise of eminent domain and to undertake all other necessary actions to complete the acquisition of such parcels.

Action Requested:
To adopt the resolutions.

Publication Required
Publication Date: 10/23/2014

Budget Impact: (if applicable)
Amount: $
Source:
- Included In Budget Consistent with the CMIP.
- Other (explain)
RESOLUTION NO. _________________________

A RESOLUTION declaring the necessity and authorizing a survey and descriptions of lands necessary to be condemned for the Upper Connor Creek Sewer Extension (CMIP 6122), project.

BE IT RESOLVED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

SECTION 1. It is hereby found and determined necessary that certain lands be condemned for public use providing for land and easements necessary for the construction, maintenance, operation, use and repair of new sanitary sewer utility improvements along the upper reach of the Connor Creek Watershed generally located south of Leavenworth Road between 115th Street and 119th Street all in Kansas City, Wyandotte County, Kansas

SECTION 2. The Board of Commissioners hereby directs and authorizes its Chief Counsel to cause a survey and description of such parcels to be undertaken and filed with the Clerk of Wyandotte County/Kansas City, Kansas; to thereafter prepare and submit to the Board of Commissioners an ordinance authorizing the exercise of eminent domain with respect to such parcels; and upon approval of the same by the Board of Commissioners to initiate eminent domain proceedings in the District Court of Wyandotte County, and to undertake all other necessary actions to complete acquisition of such parcels.

SECTION 3. This resolution shall be published once in the official County, newspaper, The Wyandotte Echo.

ADOPTED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

THIS _______ DAY OF ________________________, 2014.

______________________________
UNIFIED GOVERNMENT CLERK

APPROVED AS TO FORM:

______________________________
KENNETH J. MOORE
Deputy Chief Counsel
RESOLUTION NO.__________________________

A RESOLUTION declaring the necessity and authorizing a survey and descriptions of lands necessary to be condemned for the Turkey Creek, Missouri Interceptor Project (CMIP 5005), project.

BE IT RESOLVED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

SECTION 1. It is hereby found and determined necessary that certain lands be condemned for public use providing for land necessary for the acquisition of a Permanent Flood Levee Protection Easement for the Turkey Creek, Missouri Interceptor project. This project is all in Wyandotte County, Kansas.

SECTION 2. The Board of Commissioners hereby directs and authorizes its Chief Counsel to cause a survey and description of such parcels to be undertaken and filed with the Clerk of Wyandotte County/Kansas City, Kansas; to thereafter prepare and submit to the Board of Commissioners an ordinance authorizing the exercise of eminent domain with respect to such parcels; and upon approval of the same by the Board of Commissioners to initiate eminent domain proceedings in the District Court of Wyandotte County, and to undertake all other necessary actions to complete acquisition of such parcels.

SECTION 3. This resolution shall be published once in the official County, newspaper, The Wyandotte Echo.

ADOPTED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

THIS _______ DAY OF ____________________, 2014.

UNIFIED GOVERNMENT CLERK

APPROVED AS TO FORM:

KENNETH J. MOORE
Deputy Chief Counsel
RESOLUTION NO. ____________________________

A RESOLUTION declaring the necessity and authorizing a survey and descriptions of lands necessary to be condemned for the Leavenworth Road, 72nd & 55th Intersections (CMIP 3109), project.

BE IT RESOLVED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

SECTION 1. It is hereby found and determined necessary that certain lands be condemned for public use providing for land and easements necessary for reconstruction, maintenance, operation, use and repair Leavenworth Road at the intersections of 55th and 72nd Streets, including construction of new through lanes and turning lanes, curbs, gutters, sidewalks, storm sewers, street lighting, and traffic signals (KDOT Project No. 105-N-0600-01), all in Kansas City, Wyandotte County, Kansas.

SECTION 2. The Board of Commissioners hereby directs and authorizes its Chief Counsel to cause a survey and description of such parcels to be undertaken and filed with the Clerk of Wyandotte County/Kansas City, Kansas; to thereafter prepare and submit to the Board of Commissioners an ordinance authorizing the exercise of eminent domain with respect to such parcels; and upon approval of the same by the Board of Commissioners to initiate eminent domain proceedings in the District Court of Wyandotte County, and to undertake all other necessary actions to complete acquisition of such parcels.

SECTION 3. This resolution shall be published once in the official County, newspaper, The Wyandotte Echo.

ADOPTED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

THIS _______ DAY OF ____________________, 2014.

__________________________
UNIFIED GOVERNMENT CLERK

APPROVED AS TO FORM:

__________________________
KENNETH J. MOORE
Deputy Chief Counsel
RESOLUTION NO. _______________________

A RESOLUTION declaring the necessity and authorizing a survey and descriptions of lands necessary to be condemned for the Merriam Lane—County Line Road to 24th Street (CMIP 1052), project.

BE IT RESOLVED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

SECTION 1. It is hereby found and determined necessary that certain lands be condemned for public use providing for land and easements necessary for re-construction, maintenance, operation, use and repair of Merriam Lane from County Line Road to 24th Street, including construction of new through lanes and turning lanes, bike lanes, curbs, gutters, sidewalks, storm sewers, street lighting, and traffic signals (KDOT Project No. 105-N-0599-01), all in Kansas City, Wyandotte County, Kansas

SECTION 2. The Board of Commissioners hereby directs and authorizes its Chief Counsel to cause a survey and description of such parcels to be undertaken and filed with the Clerk of Wyandotte County/Kansas City, Kansas; to thereafter prepare and submit to the Board of Commissioners an ordinance authorizing the exercise of eminent domain with respect to such parcels; and upon approval of the same by the Board of Commissioners to initiate eminent domain proceedings in the District Court of Wyandotte County, and to undertake all other necessary actions to complete acquisition of such parcels.

SECTION 3. This resolution shall be published once in the official County, newspaper, The Wyandotte Echo.

ADOPTED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

THIS _______ DAY OF _______________________, 2014.

UNIFIED GOVERNMENT CLERK

APPROVED AS TO FORM:

KENNETH J. MOORE
Deputy Chief Counsel
RESOLUTION NO. ____________________

A RESOLUTION declaring the necessity and authorizing a survey and descriptions of lands necessary to be condemned for the Oak Grove Rd from 53rd Street to 55th Street (CMIP 1174), project.

BE IT RESOLVED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

SECTION 1. It is hereby found and determined necessary that certain lands be condemned for public use providing for land necessary for construction, maintenance, operation, use and repair 1/4 mile segment of rural substandard street to urban design standards includes new pavement, enclosed storm sewers, curbs and sidewalks, lighting, and pavement marking. This project is all in Wyandotte County, Kansas.

SECTION 2. The Board of Commissioners hereby directs and authorizes its Chief Counsel to cause a survey and description of such parcels to be undertaken and filed with the Clerk of Wyandotte County/Kansas City, Kansas; to thereafter prepare and submit to the Board of Commissioners an ordinance authorizing the exercise of eminent domain with respect to such parcels; and upon approval of the same by the Board of Commissioners to initiate eminent domain proceedings in the District Court of Wyandotte County, and to undertake all other necessary actions to complete acquisition of such parcels.

SECTION 3. This resolution shall be published once in the official County, newspaper, The Wyandotte Echo.

ADOPTED BY THE COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

THIS _______ DAY OF ____________________, 2014.

________________________________________
UNIFIED GOVERNMENT CLERK

APPROVED AS TO FORM:

________________________________________
KENNETH J.MOORE
Deputy Chief Counsel
# Staff Request for Commission Action

**Tracking No.** 140317

<table>
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<th>Revisited</th>
<th>On Going</th>
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**Type:** Standard  
**Committee:** Public Works and Safety Committee

**Date of Standing Committee Action:** 10/13/2014

(If none, please explain):

**Proposed for the following Full Commission Meeting Date:** 11/6/2014  
**Confirmed Date:** 11/6/2014

**Changes Recommended By Standing Committee (New Action Form required with signatures)**

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<thead>
<tr>
<th>Date</th>
<th>Contact Name</th>
<th>Contact Phone</th>
<th>Contact Email</th>
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<tbody>
<tr>
<td>9/15/2014</td>
<td>Mike Tobin</td>
<td>573-5747</td>
<td><a href="mailto:mtobin@wycokck.org">mtobin@wycokck.org</a></td>
<td></td>
<td>Public Works</td>
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**Item Description:** A resolution authorizing Michael Tobin, Interim Director of Public Works, to furnish such information as may be reasonably requested, to sign all necessary documents on behalf of the Unified Government, to furnish such assurances as may be required by law or regulation, and to receive payment on behalf of the Unified Government in connection with the Kansas Department of Health and Environment (KDHE) revolving loan fund (SRF). The loan funding will be utilized to complete engineering studies and sewer improvements required by the 2013 Consent Decree entered into with the EPA and Department of Justice.

**Action Requested:** Forward to the Full Commission for approval

**Publication Required:**

**Budget Impact: (if applicable)**

<table>
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<th>Amount: $</th>
<th>Source:</th>
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</table>
|           | ☑ Included In Budget  
|           | ☑ Other (explain)  Administrative action. |

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File Attachment

File Attachment

File Attachment
RESOLUTION NO.

WHEREAS, that Robert D. Roddy, P.E. former Director of Public Works, was authorized to execute and file an application on behalf of the Unified Government of Wyandotte County/Kansas City, Kansas with the Kansas Department of Health and Environment for a loan to aid in the implementation of an Integrated Overflow Control Program to address combined and separate sanitary sewer overflows; and

WHEREAS, that the Unified Government entered into said loan agreement upon the approval of the Governing Body; and

WHEREAS, that Robert D. Roddy, was authorized and directed to furnish such information as may be reasonably requested in connection with the application, to sign all necessary documents on behalf of the Unified Government, to furnish such assurances as may be required by law or regulation, and to receive payment on behalf of the Unified Government in Resolution R-25-13; and

WHEREAS, that Robert D. Roddy P.E. has retired from the Unified Government, and Michael P. Tobin has been named Interim Director of Public Works.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS, AS FOLLOWS:

1. That Michael Tobin, Interim Director of Public Works, is hereby authorized and directed to furnish such information as may be reasonably requested in connection with the application which is herein authorized, to sign all necessary documents on behalf of the applicant, to furnish such assurances as may be required by law or regulation, and to receive payment on behalf of the applicant and is hereby authorized and directed to take such action as may be necessary to implement this Resolution.

ADOPTED by the Governing Body of the Unified Government of Wyandotte County/Kansas City, Kansas on the ______ day of ________________ 2014.

UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS

By: ________________________________
  Mark Holland, Mayor/Chief Executive

(SEAL)

ATTEST:

______________________________
Unified Government Clerk
Overview of complete streets
Staff Request for Commission Action

Tracking No. 140332

□ Revised  □ On Going

Type: Standard
Committee: Public Works and Safety Committee

Date of Standing Committee Action: 10/13/2014
(If none, please explain):

Proposed for the following Full Commission Meeting Date: 9/25/2014

Confirmed Date: 9/25/2014

Changes Recommended By Standing Committee (New Action Form required with signatures)

Date: 9/26/2014
Contact Name: Mike Tobin
Contact Phone: 573-5700
Contact Email: Mtobin@wycokck.org
Ref: 
Department / Division: Public Works

Item Description:
CMIP updates; staff will review the current CMIP and provide information regarding future budgeting.

Action Requested:
For information only; presentation

Publication Required

Budget Impact: (if applicable)

Amount: $
Source:
□ Included In Budget
□ Other (explain)

File Attachment
Staff Request for Commission Action

Tracking No. 140333

Type: Standard
Committee: Public Works and Safety Committee

Date of Standing Committee Action:
(If none, please explain):

Proposed for the following Full Commission Meeting Date: 9/25/2014

Confirmed Date: 9/25/2014

Changes Recommended By Standing Committee (New Action Form required with signatures)

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<tr>
<td>9/26/2014</td>
<td>Bill Heatherman</td>
<td>573-5400</td>
<td>Bheatherman@wycokck...</td>
<td></td>
<td>Public Works</td>
</tr>
</tbody>
</table>

Item Description:
NSRP 2014 status report; staff will give an update on the NSRP Mill and Overlay project 2014.

Action Requested:
For Information only; presentation

Publication Required

Budget Impact: (if applicable)

Amount: $
Source:
- Included In Budget
- Other (explain)

File Attachment
Status report on the Notice of Need for a fire study