I. Call to Order / Roll Call

II. Approval of standing committee minutes for September 17, 2012.

III. Committee Agenda

Item No. 1 - PROPOSED REVISIONS: 2013 CMIP SCHEDULE FOR FIVE STREET PROJ...

Synopsis:
Request approval of a new 2013 CMIP schedule for five street projects, submitted by Bill Heatherman, County Engineer. The revisions are necessary in order to follow the federal schedule for transportation grants. The UG will receive $6 million.

Tracking #: 120279
IV. Goals and Objectives

Item No. 1 - GOALS AND OBJECTIVES

Synopsis:
The Unified Government Commission conducted a strategic planning process resulting in specific goals and objectives adopted by the commission on May 17, 2012. Commission has directed that the goals and objectives appear monthly on respective standing committee agendas to assure follow-up and action toward implementation.

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.

Tracking #: 120155

V. Adjourn
The meeting of the Public Works and Safety Standing Committee was held on Monday, September 17, 2012, at 5:00 p.m., in the 6th Floor Human Resources Training Room of the Municipal Office Building. The following members were present: Commissioner Mendez, Chairman; Commissioners Cooley, Markley, Murguia, and Ellison and BPU Board Member Loretta Colombel.

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

Approval of standing committee minutes for August 20, 2012. On motion of Commissioner Ellison, seconded by Commissioner Markley, the minutes were approved. Motion carried unanimously.

Committee Agenda:
Item No. 1 – 120253… Request from the Historic Neighborhood Association for an honorary street name for the roundabout at N. 20th St. & Washington Blvd. as Smith Circle in honor of Jim Smith, submitted by Public Works.

Bob Roddy, Public Works Director, said Kevin Kenny from the Homeowners Association is here. I would like to applaud him for all the work they did. They collected probably over sixty signatures. They really did an excellent job in trying to motivate the community. We plan to have it in place in the month of October. They have a key date they’re trying to hit.
Action: Commissioner Murguia made a motion, seconded by Commissioner Ellison, to approve and forward to full commission. Roll call was taken and there were six “Ayes,” Colombel, Ellison, Cooley, Markley, Murguia, Mendez.

Item No. 2 – 120256… A resolution declaring that Turkey Creek, RainbowInterceptor Project (CMIP#5005) is a valid improvement and authorizing a survey and description of land for said project, submitted by John Menkhus, Public Works.

John Menkus, Public Works Department, said this project here is another one of the core projects on the Turkey Creek project overall. It goes from Rainbow down Rainbow Extension, across Southwest Boulevard and ends up at Turkey Creek between the restaurants there—I think its Sabor Y Sol and the Rosedale Barbeque. This is the first process in acquiring the land for that project.

Action: Commissioner Murguia made a motion, seconded by Commissioner Ellison, to approve and forward to full commission. Roll call was taken and there were six “Ayes,” Colombel, Ellison, Cooley, Markley, Murguia, Mendez.

Item No. 3 -120258… A resolution approving a funding agreement with the city of Basehor, KS, for joint maintenance of 142nd Street, State Avenue to Parallel Avenue, submitted by Bill Heatherman, County Engineer. Costs of the work will be shared 50/50.

John Menkus, Public Works Department, said I am here for Bill Heatherman. Commissioner Cooley is aware of this project out in his district. Basically, a $70,000 estimate cost that would be split 50/50. We would be doing the work and Basehor would be reimbursing us. If we can get it done this year, we will, we have the monies. Otherwise, it will be done next year. Commissioner Cooley said John, who maintains that road? Do we maintain it? Do we maintain it right-of-way to right-of-way or do we maintain it from centerline to right-of-way? Mr. Menkus said good question. Ordinarily, it is centerline to right-of-way, but I do not know for sure. Commissioner Cooley said I ask the question because I know south of that area on 142nd September 17, 2012
Street, Bonner maintains it from right-of-way to right-of-way. Mr. Menkus said if it does not say that in the Agreement, I can find out though. Commissioner Cooley said that could be an issue. Mr. Menkus said I will find that out and get the information.

Action: Commissioner Cooley made a motion, seconded by Commissioner Ellison, to approve and forward to full commission. Roll call was taken and there were six “Ayes,” Colombel, Ellison, Cooley, Markley, Murguia, Mendez.

Item No. 4 -120259… Information on sharing crime statistics online presented by Captain Rance Quinn. This would allow citizens of KCK to see where crime is occurring in their neighborhood and adjoining areas for up to two months. For Information Only.

Major Henry Horn said representing the Police Department is Major Henry Horn and Captain Rance Quinn of the Information Technology Unit.

Captain Rance Quinn said the purpose for us to come here today is to share some information with you about sharing crime statistics on our department website.

**Purpose**

- The purpose of this presentation is to show how Crime Statistics can be presented through a web based portal that allows citizens to see crime in Kansas City, Kansas.
- These stats could be seen on computers and mobile devices.
As you can see on slide 2, or page 2 of the handout, the purpose of the presentation would be to show how we can do this in a way that would be cost effective for our department and allow us to take baby steps to get the knowledge or information out to the citizens in a way we never have before. The information can be seen on desktop computers and mobile devices such as iPads and cell phones.

**Historically**

- In years past, citizens and media throughout Kansas City, Kansas would contact the Records Unit of the KCKPD and request Crime Stats. The Stats can be subject to the Kansas Open Records Act K.S.A. 45-215.
- These stats would be provided at the cost of the requestor as well as time spent by staff preparing the information.

Slide 3-the way we have done this in the past is that the individuals who are interested in the crime that’s occurring in their particular district or their residence area, they would contact the Police Department. They would ask us to put together a report in which we could charge those citizens a particular fee depending on the hours spent to prepare that report and we would provide it to the citizens. I’m not sure that’s the best way with technology the way it is now. We are starting to lag behind other agencies that are doing something a little bit better than that.

A lot of this information would be open records request from the citizens of our community, so it’s not like we are trying to hide anything. We would just be able to put that information out there in a better way than we have been. **BPU Board Member Colombel** said I notice that you say the stats will be provided at the cost of the requestor. So you are still going to charge? **Captain Quinn** said that’s the way we’re doing it now. No, the new way would be free of charge.
These requests are made by our citizens interested in their neighborhood, they’re made by investors looking to buy property in Kansas City, Kansas, they’re made by contractors or builders looking to build within Kansas City, Kansas, they’re made by commercial developers and then media. They’re always contacting us about crime in particular areas and any other if they contact us.
First of all, as an agency, we begin to think about how to share this information to get it out there to the public. Our first thought was to just post what was here on our weekly COMPSTAT meetings. If you’re not sure what COMPSTAT is, COMPSTAT is short for Comparative Statistics. We met weekly in order to share crime stats with our command. Our command then takes that information back to their divisions. They use that information to then direct resources to specific areas for high crime areas and that sort of thing. We felt that that information would be too technical and too descriptive for citizens to see, so we tried to come up with a different way.
The way we went about doing that is we began to look at other agencies to see how they were doing it.

**Other Departments**

- Kansas City, Missouri PD uses a cross between PDF documents and a company called Crime Reports: [https://www.crimereports.com/](https://www.crimereports.com/)
- Crime Reports is a company who interfaces with the department’s Records Management System (RMS) and pulls the needed information. The stats are then posted on a map indicating the type of crime.
  - T = Theft
  - A = Assault
  - R = Robbery

On slide 7, or page 7, you can see I checked with Kansas City, Missouri first. They use a company called Crime Reports. What Crime Reports does is they create an interface between our records management system and their vendor. What they do on a scheduled basis, that vendor
reaches into our RMS, pulls out the data they need and then posts it on their website. You can see the blue “Ts” are thefts, the “As” are assaults and “Rs” are robberies. It’s almost like a Google Map that you would look at online to see how those statistics are displayed.

Crime Reports

• In researching the use of Crime Reports in Kansas City, Kansas they have quoted a yearly price of $1,788 with a one time set up fee of $399.
• By using Crime Reports, once the interface is built, it is up to Crime Reports to keep the information updated on the site. This saves time spent by IT Staff and the KCKPD Crime Analyst.

For us to use Crime Reports it would cost us a yearly fee of $1,788 with a onetime set up fee of $400. I’m not sure that’s the best way for us to go right now because we’re looking to change RMS vendors and we’re not sure we really want to spend that kind of money on a yearly basis yet.
So I checked with Overland Park next. Overland Park has in-house crime analysts. That’s on page 9. Their analysts basically keep this website up to date showing the statistics on their website. As you can see on the right hand side it shows a particular neighborhood, shows how the crimes occur in that area and then they have pie charts that basically segregates the crimes so that you can see how many robberies, so many assaults and that sort of thing.

• The Lenexa PD also utilizes the same system utilized by KCMO (Crime Reports).
  – One issue found with Crime Reports is that the system loads slowly when displaying the data.
I next checked with Lenexa. Lenexa also uses Crime Reports which would be the vendor that we would have to pay for.

KCKPD Testing

Research found a free site named Spot Crime that the PD could utilize to share general crime related statistics with the public:

- A 30 Day trial period was authorized and placed on a test portion of Spot Crime.
- This is an actual screen shot of KCK Data:

The last place that I talked to and that we would recommend to use is a place called Spot Crime. Spot Crime is free of charge. They charge on the back end. Advertisers who want to advertise on their website pay for the use of their website so that the department or agency using them wouldn’t have to pay to post the crime stats. It also allows citizens to use and view it for free. So what we did is a thirty day test period for that particular vendor. You can see some of the data here at the bottom is actually crime data that we had on the test server. That’s on page 11. The little fists are assaults; the handcuffs are arrests and that sort of thing.

I already went through how they make their money.
Spot Crime

- Spot Crime [www.spotcrime.com](http://www.spotcrime.com) is a crime mapping site that uses advertising on the users end to cover any costs that would be paid for by the agencies, therefore making it free of charge for the agency.
- According to Spot Crime they are the most widely used crime mapping website and have over 400,000 email alert subscribers.

According to Spot Crime, they are the most widely used, free software there is in the country. They have more than 400,000 email alert subscribers.

Spot Crime

- Spot Crime allows for a user to sign up for ALERT notification (free of charge). When a crime is reported within their ALERT area they will receive an email or text reporting the crime.
- The reported crimes are only identified by 100 block locations and not the specific address.
- The ALERTS would only go out after the crime is entered into the KCKPD RMS which currently can be a 72 hour window. This would prevent users from showing up at crime scenes.

What an email alert is, for instance let’s say I’m Rance Quinn living in a particular neighborhood and I want to know anytime a crime occurs within my neighborhood. I could sign up for this free service and it would send me an email or text telling me when a crime occurs in September 17, 2012.
my area. I have a pre-determined radius around my location and it will tell me that an assault occurred or a burglary occurred and those sorts of things. So, I would be notified. Fortunately for us, there is a 72 hour window and maybe up to a ten day window on that. Reason being, it takes 72 hours for the reports to get into our system after an officer does it because they are handwritten. It could be up to ten days because we would be submitting the data on an every Friday basis, so it could stretch it out to ten days. We wouldn’t have citizens who use this and then they show up on a crime scene because it’s not true, live data. **BPU Board Member Colombel** said would that require a customer actually calling you on the phone? **Captain Rance** said no, it would not. It’s just a website that you use. Once you go to the website, you can pull it up in here even, you just type in Spot Crime and then you type in the address you want to view and it zooms in on that particular location.

**Spot Crime**

- Spot Crime would show crimes like:
  - Arrests
  - Arson
  - Assault
  - Burglary
  - Robbery
  - Shooting
  - Theft
  - Vandalism
  - Other Crimes?

- Spot Crime currently shows some crimes that occur in KCK. They obtain this information from local media outlets and plot the information obtained.
- If we were to utilize spot crime they would stop posting the media reports so that crimes would not be duplicated.
- Crime would be limited to the most recent 300 crimes or crime over the last 2 months, whichever came first.

What Spot Crime would show for us is the most recent 300 crimes or it would show two months worth of data. For a larger agency likes ours, we would reach the 300 crimes before we would the two months, unfortunately. We would never have more than 300 crimes shown on the website.
What advantages would this be to the public? It would be community groups that watch their neighborhoods. They can see how crime is occurring in their particular neighborhood. It could be used by businesses to watch trends in their particular area. In the end, an informed citizen could produce less administrative work for our staff in terms of fielding calls about crime and would be more likely to come forward with additional information. For instance, you have somebody that lives in a particular area that normally wouldn’t talk to the police on something that they saw was suspicious. If they saw that burglaries were occurring in their area, maybe then they would take a little bit more ownership of their area and say hey police I saw this blue truck driving by my house yesterday. I notice there have been several burglaries in the area. Let me provide you with this information. That could be a potential advantage to us to get that information. It might be our suspect.
**Recommendation**

- The recommendation would be to begin utilizing Spot Crime.
  - This would be free of charge.
  - No contracts to sign.
  - The data would be submitted on a weekly basis.

- To see the test version click here: [http://dev1.spotcrime.com/ks/kansas+city](http://dev1.spotcrime.com/ks/kansas+city)
  
  User ID is: demo
  
  Password is: P)2kmT

The recommendation of the police department is to begin to use Spot Crime. There would be no contracts to sign. As I stated earlier, it’s free of charge. The data would be submitted on a weekly basis. Since you have this presentation here, you can view our data by viewing the link that’s on page 16 there, type in the password and user ID number and you should be able to see that particular data. Are there any questions?

**Commissioner Murguia** said it worked. **Captain Rance** said it did work. We have one already. **Chairman Mendez** said questions for the two officers? Thank you.

**Action:** No action taken.

**Item No. 5 - 120257…** Follow-up and further discussion surrounding sign enforcement concerns along Central Avenue, submitted by **Greg Talking, NRC.** This issue was brought to the attention of **Standing Committee on august 20, 2012** by a concerned citizen.

**Greg Talkin, Neighborhood Resource Center Director,** said I was here last month and committed to coming back within 30 days to give an update. At that point, last meeting we had an individual who brought forth some sign concerns along Central Avenue.

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Just real brief before I go through my outline here, I just want to give an update on those specific issues. I don’t recall the address, but I will tell you that the issue on 16th & Central with the yellow sign that is falling down, we are addressing that and the tire shop down there. Although the sign issue addressing that directly is an issue, there’s a lot of other indirect things that we’ve got to address there that might take care of the sign issue on that one. The other ones I’m going to talk about in context of all of the other issues that are going on city-wide in our community. I’m not going to go through this, especially when I get to the bottom. It’s provided for information. I wanted to give a history a little bit and some concerns. I thought about this in several different aspects since we met and been all over the place.

First of all, the type of sign issues that we deal with is in the ordinance and we don’t necessarily deal with it officially. There is a temporary sign, we all know banners and flags, there is window signage, there are signs in the right-of-way which are generally the flying banner signs or banners and things along that line, sign maintenance. The sign maintenance, like the yellow sign, we are trying to address those issues. We are looking at those, at least those signs that are flapping in the wind, trash or things along that line. We are looking at a property maintenance issue, not necessarily a sign issue. We are addressing those currently. Site distance triangle issues—we are addressing those. We look at those as a safety concern if they’re blocking somebody’s view. On permanent signage, we are addressing some of that. If they don’t get a permit, especially some of the permit signs that are electrical connections and things along that line, if it comes to our attention, we’re addressing permanent signs because we want to make sure safety wise they are hooked up correctly.

Maintenance, once again same issue as before. If it’s falling down, or it’s an issue that we can deal with along the lines of property maintenance, and it’s just trash, then we are addressing that in that fashion. Homemade signs—we are not doing anything with those, but that’s a concern that Rob Richardson wanted me to mention tonight. It’s one of his concerns that people are hand painting a lot of signs on the building and not getting approval prior to that.

Now, here’s the part we struggled with. I went down the path of putting a whole plan together of how we address this, but every time I did I come back to this issue. You guys know what Code Enforcement has been struggling with. You have come to the table and you actually approved next year for additional staffing to help address those code enforcement concerns. We have not, as a whole, been addressing these zoning issues and they’re really not even in consideration of the other things going on in our community. We know we have the big September 17, 2012
abandoned housing issue we’re continuing to try and wrap our arms around. Every time you turn around you have a foreclosed house and we’re trying to figure out whom to hold responsible. We’re dealing with the inoperable vehicles. We’re dealing with a number of other trash and neighborhood issues more than anything. We do have resource issues and once again next year that’s going to help with that additional staffing.

Another issue in the concerns and resources dealing with the signage is—first of all this is a different issue than dealing with neighborhoods. We’re dealing in the business realm. We’re down the business corridors. A lot of business people think that this is their livelihood. If we address and attack their signs, then they think it’s going to impact their bottom line. In that same area, we have a lot of different cultures and ethnic backgrounds. It’s an additional resource issue that we have to interpret many things in different ways and we have to have additional resources to help get that information out to these people. It adds a different component to that. We also have another cultural issue that really impacts just a couple of weeks out of the year and that’s race weekend. I don’t know if anybody’s been out around the race, but banners and flyers are a big issue out there and that would just be overwhelming.

Emphasis would take away if we were to start doing signage enforcement today as a whole—that would take away a lot of other efforts that we’re trying to do on the core issues that we do day in and day out. At Commission’s direction, but we’ve come up with this recommendation at this point, that we really move forward with the issues that we’re currently addressing on the safety and the property maintenance issues that we’ve talked about that we’re currently addressing—sign maintenance, sign distance triangle and some of those permit signs where we have electrical concerns. Staff would like to propose that this become an issue that’s discussed in the budget process next year. It’s one of those issues that we feel deserves additional consideration and don’t take away from other issues that we’re trying to get done. If you recall, several years back, I’m going to guess around 1997 or 1998, we used to have two people who did zoning inspections that was under the Zoning Administrator. Ever since then, zoning enforcement has not been what it has needed to be. Signage is an obvious indication of that. We think in order to do this right, instead of doing things halfway on both sides of the equation, the other issues we’re dealing with and trying to put more resources toward, and then having a full fledged enforcement on zoning and signage issues, we won’t do anything well.

I did go through here. It’s just for your information. I thought there might be questions of what an impact cost would be. I’m not going to go through each one of those. I just laid out September 17, 2012
an annual cost of what we would have reoccurring costs between personnel, fuel, transportation issues and then a onetime cost with vehicles and radio and computer. Staff thinks that we could do a fairly decent job with two additional inspectors, although it might need three. Once again, this is a Commission decision. We will do whatever the Commission wishes here.

**BPU Board Member Colombel** said I was not here at the last meeting and I apologize. You know several years ago, Greg, when code enforcement worked really close with the community policing CPTED on a lot of those businesses on Minnesota and Central. Are they still doing those types of—if you can’t see in the window, you can’t protect somebody. I just wonder if they are still doing those. **Mr. Talkin** said we don’t do a blanket across a road, but they do have community policing if they get an inquiry about a business, about some type of safety check, they will go through the CPTED principals with that individual. Correct, involves trying to keep a minimum amount of signage so there’s clear visibility into the business.

**Commissioner Murguia** said Greg, this is great. You did a good job. I just have a question. We talked about it extensively in our strategic planning commission, strategic planning code enforcement. I think it came back as the number one area where we’d like to see improvement. Just applying improvement on our end, do we need to spend more money, do we need to hire more officers or what needs to happen. One of the things I keep suggesting is because of the cost of full-time employees and because of how tight our budget is and for a lot of other reasons, people are looking for training opportunities, that why we aren’t hiring more part time people in this particular department. This is a little broader discussion, but I’m going to go ahead and bring it up because you are talking about hiring people. You talk about you have a lot of stuff going on and I agree. You guys are handling a lot of different things. A lot of what you do requires follow up on a regular basis. Sometimes when you have one person that covers one particular geographic area, and they’re the one that has written the ticket, it’s difficult if that person gets sick or is out of the office for a long period of time to cover for that. Just like one cop can’t cover for another cop on a particular crime if they wrote the ticket, they weren’t there, they didn’t see it, they weren’t the arresting officer. When you’re writing tickets or citations, I would think the original officer needed to be there and that’s difficult. So, I keep suggesting, I know we get this aside, but I’m now suggesting to you that you maybe suggest back to us that we look at hiring part time officers. One, I think it would be cheaper and two, I just know in my district for several months, almost a year, there was an area not covered at all because the person

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there was very ill. I feel sorry for that person and that’s a bad deal. In the meantime, that area of my district has no code coverage whatsoever.

So, when we’re dealing with signs and stuff like that, I also think you talk about dealing with other cultures, different languages, different ways of doing things, and having to explain that to people. When you hire part time you can also hire a bigger variety of people because you have a bigger budget to hire more people. In theory, you should which would be able to help you with translation, communicating, things like that. It’s just a suggestion. I keep bringing it up and that would allow you to have more people involved. Mr. Talkin said Commissioner, thank you. We’ll definitely look at that again. Commissioner Murguia said okay.

Chairman Mendez said we’ll forward this to other commissioners so that they are aware of what we are doing. It hasn’t just dropped off the face of the earth, but I’m sure it will be dealt with in a timely manner where you and your staff can look at how we’re going to deal with these issues in the future. A recommendation would probably be nice to have from you and when we might be able to do that.

Commissioner Murguia said Greg, I just have one quick question and you get this information to me later. As far as the content, I know that when they came and presented, their concern was also the content of the information on some of the signage. There is a gigantic poster with Snoop Dog, he’s Snoop Lion now, with a big Colt .45 in his hand and it faces Central Avenue. I think there are guns shadowed in the background. I don’t know if we have any control over that, but I was always curious of the content of the message, if that can be controlled at all. Mr. Talkin said I’ll get with Rob on that issue. He’s the expert on content to see. I apologize, I didn’t pick up on that issue at one point there. I do know the sign you are talking about. Commissioner Murguia said it’s a very effective sign. It catches everyone’s eye. Mr. Talkin said I will let you know.

Action: No action taken.

Item No. 6 -120260… An ordinance amending Chapter 4 (Alcoholic Beverages) to comply with 2012 Legislative amendments to the liquor control act, submitted by Delia York, Deputy Chief Counsel.
Delia York, Deputy Chief Counsel, said I have just handed out some new drafts of the amendments we are proposing. I would like to introduce someone at the table with me. Ryan Haga is one of our new staff attorneys and he has assisted me with the amendments that you see before you tonight. He will be quite an asset to our department. We’re glad to have him and just wanted to introduce him.

The drafts that you see before you—we’ve been working with the language to make it as clear as possible and to make sure that it updates not only from the 2012 legislative session, but maybe years past that we hadn’t gotten to update. The highlights for you: the Happy Hour prohibition has been repealed and so now Kansas allows for Happy Hours, which includes specific pricing for particular individuals such as Ladies Night, or a Gentleman’s Night I suppose, although that may not be as popular. The licensing is now on a bi-annual basis, so it’s every other year, it’s not every year. That takes a little bit of the load off of our licensing department. One of the changes that was requested here by the Commission was a change to the eligibility standards for cereal malt beverage retailers. Those are just the folks that sell packaged 3.2 beer.

The state law does not disqualify you if you’ve had a felony within two years of application. We had a more restrictive standard here locally. We’ve lifted that restriction to allow for folks that have felony convictions; however, not within the two years prior to application. Further, we want to clarify. If someone served a prison sentence for example and made application with us directly following the two year sentence, they still wouldn’t be eligible. They would have to meet a post-release supervision period as well. We’re trying to clarify that language as much as possible.

There were a couple of additional types of licenses added by the Legislature. The State is going to issue those licenses. We’re not recommending local licensing of those types. They are two in number, maybe more than two. The two big ones are the public venue license. We have two venues in our City that currently have a public venue license--The LiveStrong Stadium and the Speedway. Those apply only to venues that have suites that are inaccessible to the public. Those are really the only two in our City, again, that are eligible for that type of license. It’s a state issued license. If we were to locally license them, it would require some staff time to regulate. We’re not recommending adoption of those local licenses.

You’re going to see throughout the amendments references to public venue and to the micro-distilleries. That’s something new also in Kansas. They’re going to allow these micro-
distilleries. We don’t have any in our City as of yet. That doesn’t mean that we may not some day, but again they are licensed through the State. We still collect occupation tax here regardless of the licensing.

For some years, actually, we have not required bar cards for all of the employees serving at bars. We do require a roster of employees to be submitted to the Police Department so that we can do background checks and make sure they are eligible to work there. We simply cleaned up that language. Those are the highlights of the amendment.

Commissioner Ellison said the 3.2 versus 5.0 alcohol content and beer. That was an issue of the state legislature. I talked to some folks and 3.2 versus 5 % beer—what was the outcome? It’s tough for the guys who deliver—half of the truck has 3.2 on it, the other half has 5%. Some states, Texas being one, where 5.0 is in everything. When they load their trucks, it’s 5.0 for grocery stores and that line. What was the outcome of that? Ms. York said the state still allows CMBs, which are 3.2, and it still allows 5.0. There are two distinct licenses that are being held now throughout the state. The State doesn’t license CMBs, so your grocery store selling beer—the state doesn’t license them, we do. Only the locals do and there’s a tax stamp that goes along with that. The two types of beer are still allowed in Kansas. Commissioner Ellison said can a grocery store or a service station have 5.0? Ms. York said no. That has been in a number of legislative packages, but it never makes it through. Commissioner Murguia said Hy-Vee’s not winning that battle. They’re the lobbyists on that. Ms. York said I guess the liquor store retailers are stronger on the lobby-I don’t know. Commissioner Murguia said you don’t know why that’s not making it through? Is it because there is a group of small mom and pop liquor sellers out there that are keeping it from happening? I’m just curious. Ms. York said I don’t know specifically. I haven’t looked at those committee meeting minutes. But, retailers do suffer as a result of the local grocery store selling 3.2 beer. I’ve had a personal observation to that, but I don’t know exactly where the legislature stands. It’s been repeatedly presented in legislative session, so maybe someday. Actually, last legislative session on alcohol and beverages, they went further than they had gone in years. BPU Board Member Colombel said I heard that it was close this year.

Action: BPU Board Member Colombel made a motion, seconded by Commissioner Ellison, to approve and forward to full commission. Roll call was taken and there were six “Ayes,” Colombel, Ellison, Cooley, Markley, Murguia, Mendez.

September 17, 2012
Goals and Objectives:

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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.

Bob Roddy, Public Works Director, said it is our intent that by next meeting we’re going to have a continuous report so that you can see one month to another. For no other reason to make sure we’re not repeating ourselves on some of the goals. Chairman Mendez said does it have to be that often? Can it be every other month? Mr. Roddy said this is up to the Standing Committee. If you want us to report back every two months, that would be fine too. Commissioner Markley said if you are actually going to do a paper report and hand if off to us, I don’t know that you have to be here every meeting. We can just look and see this is what they did. Mr. Roddy said that’s fine with me. Commissioner Markley said not that I don’t want to see you every month, Bob. You wouldn’t have to sit up here and talk to us. Mr. Roddy said would you like to try that next month? Chairman Mendez said what was that? Commissioner September 17, 2012
Markley said if they give us a paper report, then they don’t have to talk during the meeting. We can just read it ourselves. Commissioner Murguia said if they have a comment for the record, they can make it at that time and then they could come in and talk at the next meeting. Mr. Roddy said that’s fine. Do you want us to discuss anything today or do you want us to just start submitting the paper report next month. Chairman Mendez said why don’t you do it next month. Mr. Roddy said very good.

**Action:** No action required.

**Public Agenda:**

**Item No. 1 – 120239… Appearance of Kevin Drum, 108 S. 25th St., to protest against paying for residential trash pickup at 115 S. 25th St.**

Kevin Drum, 108 S. 25th St., said I appreciate the opportunity to speak. I feel a little bit ridiculous on this issue, but it’s been bothering me for years and I can’t seem to get nowhere. I live at 108 S. 25th Street. I’ve lived there for fifteen years or so. Bought the house across the street, an eyesore, constant problems with code enforcement and I’ve gradually improved it over time. I don’t want to get into that, but a tree company doing a lot of dumping. I don’t want to go too quick on this. I want to make sure the termites—anyway, no one lives at this residence. There is no trash there. What happened is when I went to get the electricity turned on, I was told by BPU that if you have electricity you have to have trash service. I objected to that at that time, haven’t been able to get nowhere. I wrote a million letters. I’m a single guy, I have no kids, I live at 108. There’s no residential trash service over there. If I have trash, I have a friend that owns a construction company. Every once and a while when I have some trash, I put it in his commercial dumpster. I just don’t see why I have to pay for trash service at a residence. Chairman Mendez said it’s the law. Mr. Drum said it’s an ordinance? Chairman Mendez said it’s the law sir.

BPU Board Member Colombel said Mr. Drum when you came to BPU I remember, and basically it’s the same thing. There is a service charge. Whether you use a certain amount of water or not, if you have water at the house there is a monthly charge no matter how much you use. It’s like a maintenance. The way that I understand it, the trash fee is the same thing. It’s kind of like having children in school. You may live in a neighborhood where there’s no children.
that go to school, but you are still paying a school tax. You’re still paying for that service. For our community to prosper, to grow, to maintain, we all have to share in those costs. It doesn’t always seem right I know. It’s very frustrating for some people. We get a lot of it sometimes about I’ll pay my lights and water, but I don’t want to pay all of these other things. But, it’s part of the community. It’s part of everybody working together. We’re all paying that.

There’s two people at my house and there’s one person at yours, but we’re paying the same amount. So, I realize that sometimes it feels there’s a discrepancy, but if we would allow every third person or every fifth person not to pay, then our community structure falls apart. It doesn’t continue to grow and keep our community clean or keep our community safe or to keep our schools open. That may sound very small and I know you’re frustrated. Basically, that’s what it is. It’s taking care of our community. That cost is why it is there.

Think of how bad it would be. If you lived in some of the other areas, you pay by the amount of trash or you’re only allowed a certain amount of trash. We’re very lucky here in Wyandotte County. You can put practically anything out and there’s no added charge. Does it go up sometimes? Yes. Everything has to go up. You know with gas, with the phone, with everything we do. It may not make you feel any better, but just remember that it’s a community thing. It’s for the betterment of our community. I just feel that it’s important that people realize it’s there for all of us. Some day maybe you might want to have a renter, or get things going over there, and you would have to have the residential trash service. It’s a necessity. It’s something we have to do and we can’t just take it off of the bill or stop if for one or two or thirty. It’s a maintenance service fee that every homeowner or apartment building has to pay.

Mr. Drum said I guess the problem I have with it is BPU I don’t think they’re…… BPU Board Member Colombel said I know your frustration. I know about the termites. I realize that you are very frustrated. I know that you hear from us, well that’s a City issue and you have to go over there. It’s not fair to keep sending people back and forth. I think we’re all working together to try and make these things more explanatory to the public. I don’t know if I’m using the right words, maybe somebody here can help me with the language, but it is a fee that everyone pays to keep our community clean.

Mr. Drum said I noticed here and this is what somebody from the BPU has told me, an ordinance or whatever, but even if you don’t have electricity on the house, it appears that they are levying this amount against it. Commissioner Cooley said let me explain something. The only involvement the BPU has is the billing. This is not BPU’s problem. This is the Unified
Government and the City of Kansas City, Kansas trash collection fee. The only reason why BPU is there is because they do billing on their own and we attach the trash collection on their billing. It is not the BPU issue. They just provide that service for the City. If you don’t have utilities on, you don’t get charged for that trash collection bill. Mr. Drum said that’s not what this says. Commissioner Cooley said I don’t know what that letter is, don’t know where it came from. That’s not the way it is. Am I right Bob? Mr. Bob Roddy, Director of Public Works, said that’s correct. Commissioner Cooley said am I right City Attorney? Jody Boeding, Chief Counsel, said I’ll take your word for it, I don’t know. Commissioner Cooley said that’s the way the ordinance. Mr. Drum said the bottom line says it. Commissioner Murguia said this ordinance shall become—no, no—are you talking about 4 here? Mr. Drum said I think so, ma’am, yes. Commissioner Murguia said okay. BPU Board Member Colombel said if you don’t have a utility, you wouldn’t get a bill.

Commissioner Cooley said part of the issue that we’ve had also is that we have the snowbirds that will go to Arizona in October and we don’t see them back here until April. They don’t want to pay it either, but yet they still have their utilities on because they don’t want the house pipes to freeze and those types of things. I understand these issues. We have these come before us every year. We have these issues. It is hard to monitor in those cases because then we have to trust that you’re going to tell us when you are officially back. You may forget and so the issue is quite simple. It’s just like everything else. You may not use the service, but you’re being charged for it. You don’t use a policeman or fireman, but you get charged for it.

If we went to the thing where you pay for it when you use it, you wouldn’t want to pay for it. You couldn’t afford it. So we have to share the costs so that everybody has a certain degree of a quality of life issue. I understand the issue that you have. We’ve got senior citizens that live by themselves and they have very little trash. They don’t even take a newspaper to put out. They get charged the same amount as the neighbor that lives down the street that’s got ten kids. It’s the same type of issue. It’s the same thing for the school and Loretta used the schools. I haven’t had a kid in a public school for four decades, but I’m still paying for it. BPU Board Member Colombel said I’m not sure what he has there, but if you don’t receive a utility bill, there’s no way you can get a trash bill. The billings are all on our utility bill.

Commissioner Murguia said and this is the ordinance and that’s what it says. Point out what section you are talking about. Mr. Drum said the solid waste fee shall be a debt to the Unified Government. If the debt is not paid on the due date, it shall be deemed delinquent. It September 17, 2012
may be recovered by initiating necessary civil action in the name of the Unified Government against the property owner or occupant of the premises. Commissioner Markley said that’s just trying to tell you that if you didn’t pay it on the BPU bill, it is the UG that would sue you, not the BPU. Mr. Drum said that’s what I’m just telling you. If I don’t have electricity on or something, I’m still going to be liable. Commissioner Cooley said no, you don’t get the bill. Commissioner Markley said no, you don’t get the bill. That last paragraph is just trying to tell you that if you don’t pay your BPU bill or you don’t pay the trash fee on your BPU bill, the UG will come after you. Mr. Drum said there’s no way I can elect—I don’t have an option or choice—I have to use BPU. We don’t have like options there. Along with that, in my opinion, comes conversement that you have to do this.

Chairman Mendez said you don’t have options sir. BPU Board Member Colombel said the thing of it is, again, the utility does not have any say over the Unified Government’s portion of your bill. We do that, again, to save you money. We’re saving tax people dollars by having joint billing. The schools, the safety issues, police, fire, you’re paying for all of that. You may never need a policeman. You may never have a fire, but you’re paying for fire hydrants. You may never drive down 13th Street, but you’re paying for it. That would be like saying—your option, I guess, is not living in Wyandotte County, but we would hate for you to leave. We have great people that live here, but we all do have to share in the cost. If you did not have utilities at that house, you wouldn’t be receiving a bill and you wouldn’t be paying any of those costs. If at some point you would like to see some comparisons on the utility—I’m not an attorney, Angela’s an attorney, Delia is an attorney.

Commissioner Ellison said I think part of the problem—I have lake property. We winterize in the winter. Nothing is on. Your option if that house is not being used, drain the lines, cut the juice. Then you won’t be billed for that. Commissioner Cooley said the other side of that is that his homeowner’s insurance then is going to be having a problem because you’re not protecting the property against those things. Mr. Drum said this isn’t the most recent one, but I use anywhere from the highest has been—I can show you all of the bills here—$2.00 for electricity down to 7 cents. I got to pay $36.00 per month. Commissioner Ellison said I wish I had that bill. You know what mine is? $476.00. Mr. Drum said I get a high bill where I live at. BPU Board Member Colombel said basically what this is showing is that the utility charges are $15.00 and city charges are $20.00. Commissioner Markley said it’s cheaper for him to pay that bill than to insure a vacant house. It will be cheaper for you to pay that bill than to buy

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insurance for a vacant house because your insurance agent will charge you. Mr. Drum said I don’t have insurance on this house.

Ms. Boeding said I think you’re right. It’s due whether it comes on a BPU bill or not. You’ll get a bill for it and then the Unified Government would have to sue you for it. Mr. Drum said so either way you have to pay it. Ms. Boeding said you owe it. Chairman Mendez said yes sir. Thank you for coming in. We appreciate it. Mr. Drum said just for the record, I object. Commissioner Cooley said it’s recorded. BPU Board Member Colombel said I wish we could have had a better answer for you.

Mr. Drum said can I say one other thing that’s kind of new a little bit. On the same trash issue, 25th & Sumner is where my house is at, on the corner of 25th & Sumner. They won’t go down and pick that trash up. So not only do I have to pay for trash service, but everybody brings their trash up to the corner. I don’t have no trash. They set their trash up there. The dogs get into the trash. I have to pick everybody’s trash up, plus pay another bill. Commissioner Cooley said we might be able to address that issue. Mr. Roddy said if we know about it, we’ll get on Deffenbaugh. Mr. Drum said they won’t come down Sumner. Chairman Mendez said if they have him on their tail… Mr. Roddy said we will get on it and they will go down that street. BPU Board Member Colombel said leave your information with Mr. Roddy. Commissioner Murguia said they need to go down that street.

Action: No action required.

Adjourn

Chairman Mendez adjourned the meeting at 5:55 p.m.

mls
### Staff Request for Commission Action

**Tracking No.** 120279

**Type:** Standard

**Committee:** Public Works and Safety Committee

**Date of Standing Committee Action:** 10/15/2012

**Proposed for the following Full Commission Meeting Date:** 11/1/2012

**Confirmed Date:** 11/1/2012

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<tr>
<th>Date</th>
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<th>Contact Phone</th>
<th>Contact Email</th>
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<tr>
<td>10/9/2012</td>
<td>Bill Heatherman</td>
<td>5416</td>
<td>bheatherman@wycokck...</td>
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<td>Public Works</td>
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**Item Description:**

Recently, MARC announced the Federal Transportation grants for projects. In the announcement the UG will receive $6 million. In order to follow the federal schedule adjustments to the CMIP program is needed. Attached you will find a new CMIP schedule for 2013 for 5 projects. The reassignment is budget neutral for 2013. Additional changes for years 2014 and beyond to fully complete these projects will be incorporated in next year’s standard budget revisions.

**Action Requested:**

Submitted for approval by the Commission.

### Budget Impact: (if applicable)

**Amount:** $

**Source:**

- [x] Included In Budget
- [ ] Other (explain) Budget authority reallocated to access grant revenue.

**Publication Required:**

[ ]
### Table 1: Proposed Revisions to 2013 CMIP for Selected Street Projects (For Action)

<table>
<thead>
<tr>
<th>Project</th>
<th>2013 CMIP, Current</th>
<th>2013 CMIP, Revised</th>
<th>Change</th>
</tr>
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<tbody>
<tr>
<td>1052: renamed &quot;Merriam Lane, 34th to 24th Street&quot;</td>
<td>-</td>
<td>200,000</td>
<td>200,000</td>
</tr>
<tr>
<td>NEW: Leavenworth Road, 55th and 72nd Street Intersections</td>
<td>-</td>
<td>240,000</td>
<td>240,000</td>
</tr>
<tr>
<td>NEW: SW Blvd Bike Lanes, Iowa to State Line (CMAQ)</td>
<td>-</td>
<td>70,000</td>
<td>70,000</td>
</tr>
<tr>
<td>2140, Riverview Bridge Repair and Replacement</td>
<td>300,000</td>
<td>40,000</td>
<td>(260,000)</td>
</tr>
<tr>
<td>1172, Hollingsworth Road, 115 to 122nd Street</td>
<td>250,000</td>
<td>-</td>
<td>(250,000)</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>550,000</strong></td>
<td><strong>550,000</strong></td>
<td>-</td>
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### Table 2: Total Anticipated Project Costs for the MARC Approved Grants (for Information Only)

<table>
<thead>
<tr>
<th>Project</th>
<th>Federal Aid</th>
<th>Local Share (total over multiple years)</th>
<th>Total Project Value *</th>
<th>Construction Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>Merriam Lane, 34th to 24th Street</td>
<td>4,240,000</td>
<td>3,660,000</td>
<td>7,900,000</td>
<td>2016</td>
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<tr>
<td>Leavenworth Road, 55th and 72nd Street</td>
<td>1,400,000</td>
<td>3,800,000</td>
<td>5,200,000</td>
<td>2015</td>
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<tr>
<td>SW Blvd Bike Lanes, Iowa to State Line (CMAQ)</td>
<td>400,000</td>
<td>180,000</td>
<td>580,000</td>
<td>2014</td>
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* These federal aid funds are part of the federal Surface Transportation Aid (STP) and Congestion Mitigation/Air Quality (CMAQ) programs and are administered by MARC and KDOT. These figures include our estimates of construction, engineering, right-of-way, inspection, utilities and all other direct expenses. The remainder of these funds will be incorporated into requests for 2014 and beyond during next year’s normal budget development.
Infrastructure

Goal: Improve and finance infrastructure to comply with federal regulations, encourage private investment, and build community.

I. Short Term
   A. Before July 1, 2012, finalize the a four-year program of neighborhood infrastructure totaling $4,400,000.00 for 2012-2015. Program and begin the planning following for 2013 construction.

   B. Alter the CMIP process by March 1, 2013 to include a more detail prioritization process.
      • The process will include realistic funds to be planned and assigned.
      • The selected projects will be based on a benefit analysis/
      • Priority consideration should also include federal regulations & leveraged private investment.
      • Finalize the consensus in direction on the Public Building Commission and complete the PBC plan by December 31, 2012.

II. Long Term
   A. Establish a process so that the first two years of the five-year CMIP are finalized and only the last three years are revisited in the annual budget review.

   B. Develop departmental 5-10 year facility master plans for those that use CMIP funding.

   C. Develop a planned maintenance/replacement schedule for all UG-owned facilities using the same "cost recovery in lieu of rent" analysis so that we "pay true cost as we go."

   D. Provide sufficient funds for compliance with all federal consent orders.
Goal: Ensure natural resources are protected to the maximum extent possible; opportunities for additional natural areas are pursued; and the park system is enhanced.

I. Short Term
   A. Implement the new Deffenbuagh contract for the UG
   
   B. Continue to negotiate with EPA and State Government environmental compliance that results in meaningful environment benefits.
      - Planning will include holistic watershed
   
   C. As part of urban land management, encourage urban and community gardening, including the abandoned lots a gardening adoption program and considering what the UG can do to support beneficial use of land through the energy efficiency program of the BPU

II. Long Term
   A. Expand parks and green space when appropriate and reasonable.
   
   B. Review the issue of air quality and whether the UG should still allow burning permits
   
   C. Review the sustainable community concept and determine which, if any, sustainable management practices it should adopt.
Public Safety

Goal: Provide the public's safety through best practices with results in lower crime rate, safer dwellings and businesses and efficient court services.

I. Short Term
   A. Identify public perception of public safety and then develop public education program, focusing on core issues of crime, firefighting and inmate housing outcomes and resources, compared with national standards.
   
   B. Approach public safety in a holistic manner, with the police department, sheriff, courts, district attorney and corrections working together, using technology to foster communication among these agencies.
   
   C. Work within the UG organizations, social service providers and outside agencies to address mental health issues, which daily influence public safety operations.

II. Long Term
   A. Develop master plan for public safety programming, facilities and staff.
   
   B. Research and implement best practices for policies and enforcement strategies
   
   C. Staff public safety services adequately with a workforce reflective of the community.
   
   D. Determine alternatives to detention and prosecution.
   
   E. Use task force approach to target high-risk violent and drug crimes.
   
   F. Continue to research and implement best practices (national standards) to insure the safety of our residents and firefighters
   
   G. Provide for and maintain a standard of excellence for response times across our entire community as a whole for fire suppression and EMS response.
Multi Modal/Transportation

Goal: To create a transit system that moves people to where they want to go including work, services and amenities.

I. Short Term
   A. Research alternative fueling methods
   B. Expand transit public relations to promote the benefits of public transit
   C. Explore the efficiency and effectiveness of our current system (see transit study)

II. Long Term
   A. Identify sustainable long term revenue source for transit operations
   B. Continue to work with MARC in developing a regional transit system
   C. Collaborate with Parks and Recreation for bicycle and pedestrian pathway master plan
   D. Provide services to areas that support daily activities/special event requiring public transit
   E. Seek transit partnerships with the business community