Call to Order / Roll Call

II . Approval of standing committee minutes for August 20, 2012.

III . Committee Agenda

Item No. 1 - HONORARY STREET NAME: SMITH CIRCLE

Synopsis:
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.
Tracking #: 120253
Item No. 2 - RESOLUTION: TURKEY CREEK, RAINBOW INTERCEPTOR PROJECT

Synopsis:
A resolution declaring that Turkey Creek, Rainbow Interceptor Project (CMIP #5005) is a valid improvement and authorizing a survey and description of land for said project, submitted by John Menkhus, Public Works.
Tracking #: 120256

Item No. 3 - RESOLUTION: FUNDING AGREEMENT WITH BASEHOR, KS

Synopsis:
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.
Tracking #: 120258

Item No. 4 - INFORMATION: SHARING CRIME STATISTICS ONLINE

Synopsis:
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. No action required.
Tracking #: 120259

Item No. 5 - FOLLOW-UP: SIGN ENFORCEMENT ALONG CENTRAL AVENUE

Synopsis:
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.

For discussion and information only. No action required.
Tracking #: 120257
Item No. 6 - ORDINANCE: AMENDMENTS TO CHAPTER 4 (ALCOHOLIC BEVERAGES)

Synopsis:
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.
Tracking #: 120260

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. Public Agenda

Item No. 1 - APPEARANCE: KEVIN DRUM

Synopsis:
Appearance of Kevin Drum, 108 S. 25th St., to protest against paying for residential trash pickup at 115 S. 25th St.
Tracking #: 120239

VI. ADJOURN
The meeting of the Public Works and Safety Standing Committee was held on Monday, August 20, 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. BPU Board Member Loretta Colombel was absent.

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 July 16, 2012. On motion of Commissioner Ellison, seconded by Commissioner Cooley, the minutes were approved. Motion carried unanimously.

Committee Agenda:


Robert Lovell, Fire Marshall, what we have here for you this evening is the Fireworks Summary Report from 2012, the fireworks sales season. I’ve collected data from seven city departments that were impacted by the fireworks here in town. As a summary the Fire Department experienced 120 calls for service over the season that were related to fireworks. To just break that down quickly, we were impacted with a large number of grass fires and we fully expected that. We had 64 grass fires. No loss was incurred as a result, but that’s a pretty high number due to the drought conditions. We were expecting that and we staffed appropriately to meet that increased need. We had six EMS calls: three minor burns, one smoke inhalation, one inhalation, and one trauma resulting from illegal fireworks in the hands of an individual and
severe trauma to his hand. We had 20 good intent calls, which were probably down along the lines of a tree was on fire, a bush was on fire something that when we got there, it was all taken care of so no action necessary. One structure fire related to fireworks and we believe it came from the form of a sky lantern which we really cautioned our vendors with this year. A sky lantern is somewhat like a hot air balloon where an actual little balloon floats up. There’s a fire in the bottom of it that gets it up in the air. This device was seen floating over the homes and it cost $20,000 to a home on 16th St.

We had an awful lot of cooperation with the vendors this year. We asked them to voluntarily pull the sky lanterns and they were all in agreement and understood our concern because of the dry conditions. The Fire Department incurred 112 hours of comp time. All told, the cost to the Fire Department was approximately $26,800.

The Police Department’s summary included 322 calls for service related to fireworks. They reported an additional time spent of three days and 12 hours on fireworks related calls for a cost of $3,730. The Sheriff’s Department came back with no incidents regarding fireworks. Public Works from Tim Nick to me, Public Works incurred a cost of $42,379 this was clean up, a lot of clean up related expense, putting crews out there cleaning the streets and parks. Code Enforcement, a memo from Phil Henderson to myself, 48 retailers were licensed for 2012 resulting in license revenue of $50,880. After the 4th of July period, Mr. Henderson reported there were 17 stands that had debris and litter after the cleanup period had passed. Mr. Henderson paid several visits back to those 17 stands for those locations and some of the costs incurred are being held back from their bonds. That’s all of course taken care of now. Parks & Recreation had a couple of small fires in their parks and they lost a port-a-potty. The preparation for the parks cleanup and overtime came in at $3,900. Public Health noted that they did show a spike in fine particulate for air quality, but it did not exceed the standard.

Chairman Mendez asked if there was anything extraordinary in your mind that you saw happen during this 4th of July. Fire Marshall Lovell said outside of the large increase that we saw due to the dry conditions, not necessarily. We kind of expected everything else. The structure fires have been minimal in years past. Actually we kind of expected to not have any this year, but the sky lanterns are a bit of an issue and we attributed one fire to that. Outside of the increased grassfires, no, sir.
Commissioner Murguia said you give us a lot of numbers here about the cost of cleanup associated with fireworks and stuff. Do you have just a bottom line number about the costs for us to do fireworks over the 4th versus the revenue generated? Do you have just a bottom line number? Fire Marshall Lovell said I do. I believe a close estimate would be $76,863 approximate cost to the UG with licensing revenue of $50,880. Commissioner Murguia said so we lose $20,000 every year to do fireworks. Fire Marshall Lovell said approximately. This year seemed like the numbers were down just a bit, but the difference was $25,900.

Kevin Shirley, Deputy Fire Chief, said the $50,000 is only for the licensing. We don’t know about the sales. Fire Marshall Lovell said correct. We don’t have any idea on sales tax data. Commissioner Murguia asked does anybody have any idea on the sales tax. Commissioner Cooley said you’re not going to get it individually. It’s against the law to tell it. Commissioner Murguia asked Tom is there a way to tell us the sale of fireworks; the total overall sale of fireworks? Commissioner Cooley said you might be able to get that. That would probably come from the state. It’s hard to get it from the state because all of those sales tax revenues go to the state of Kansas and then they divide it up as to who gets what. Jody Boeding, Chief Legal Counsel, said I’m not sure that they break it down as to fireworks sales tax. They just have Wyandotte County tax sales. Commissioner Murguia said I see. Ms. Boeding said I’m not sure they break it up by type of business.

Commissioner Murguia said you said there was more damage this year than normal or more expenses this year than normal. Fire Marshall Lovell said I’m not sure I can qualify that to be absolutely certain. I think the Parks Department might have had some increased costs for cleanup. I don’t have that with me for 2011 to check, but I can certainly let you know. Deputy Fire Chief Shirley said for us, for the Fire Department, realizing the drought, realizing the heat, we staffers many more units than we normally would have. Had there been rain something like that, we probably could have scaled that down, but the fact that we knew there was potential for grassfires and the grassfires didn’t amount to anything, but had we not been there they certainly could have so that is an increased cost.

Commissioner Murguia said with the dry weather, is it your call as our fire marshal to make a recommendation to the governing body whether or not to allow the sale of fireworks or allow the use of fireworks this year and did you do that. Fire Marshall Lovell said ultimately I
believe it’s the mayor’s call with input from division heads within the Fire Department. We had discussed that. Ultimately, I don’t know if it’s ultimately my call, but I would certainly have some input on that yes. Commissioner Murguia said you’d be giving your professional opinion. Fire Marshall Lovell said yes. Commissioner Murguia asked did you think that it was a good idea this year to have fireworks. Fire Marshall Lovell said maybe I could say, is it ever a good year. Honestly, we knew we were going to be up against the wall with the dry conditions. We knew that was going to be a possibility so we decided to be proactive and educate. We went to each stand owner and told them to please talk to your people as you sell about having hoses in place, etc. Please pull the lanterns. They all did so wonderfully. We geared up like the deputy said with our brush trucks to be able to handle that call. We kind of felt that we probably couldn’t control the fireworks and they were going to still occur and the best thing to do was just to hunker down and prepare for the best we could.

Commissioner Murguia said I don’t know if you can tell us this or not, but let’s say we outlawed fireworks like other counties, like neighboring counties do which would obviously outlaw the booths that sell them. In your experience or from what you know from other counties, how capable are we of enforcing that decision and how likely do you think it would deter that kind of activity? Fire Marshall Lovell said my discussions with the fire marshall across the river, he states they have a tremendous fireworks problem over there as well. They are illegal and they can’t be shot, but they are unenforceable. This is what he tells me, Fire Marshall Peoples that it is just very labor intensive the number of people it would take to enforce such a thing. Commissioner Markley said because once they’ve shot it; once somebody calls, it’s already done. Deputy Fire Chief Shirley said certainly you could do that. You could outlaw the fireworks. It can be done. They did it in Johnson County. They do it in other counties, it’s just how much resources do you want to devote to it for a period of five years. By the time people realize that they aren’t playing, they are going to fine you $500 if they catch you with them. It would require quite a commitment from everybody concerned, the Police Department as well as the Fire Department because they’re going to be running from call to call.

Commissioner Murguia asked do you think it would cost us more money. Deputy Fire Chief Shirley said at the end of five years, you might not see that fireworks problem exist, but there will be a period of time when that fireworks problem is going to exist and we’re going to
have to resort to using some resources to accomplish the task of finding people to educate people to say we don’t have fireworks in Kansas City, KS.

**Commissioner Markley** said I just have a couple of comments. I know that Brian McKiernan has some concerns as well and he couldn’t be here tonight so at some point we’re probably going to visit with staff about the ordinance and how we can address some of those concerns. I know one of the things Brian is concerned about is people doing fireworks on industrial lots that they don’t own, as in they’re just taking over the parking lot and he has a lot of those areas in his district. I do in some of mine as well, but he particularly had an issue with that so he’s concerned about how we can craft language that would be more prohibitive of that. He also noted today when he was talking to me that our ordinance says you can’t do fireworks on the streets or on sidewalks or in alleyways, which is pretty much the only place most people are doing them. I think that there will probably be some discussions about that just in terms of if we’re going to put it in the ordinance and we’re not going to enforce it, then maybe we need to look at why it’s in the ordinance that way. I also thought it was weird because clearly we didn’t want them to do it in the grass this year because that would be even worse than doing it in the driveway. Those are just some issues you might look at.

My other question, and maybe this is more for Phil, in terms of licensing these stands like you talked about, the stands that didn’t take their stuff down when they were supposed to and they weren’t cleaned up, why would we ever give them a license again if they didn’t clean their stuff up when they were supposed to? My people like fireworks. I’ll be the first to tell you. They love them, they would be very unhappy if we didn’t have them, but I have no problem with saying we should strictly enforce what rules we have and if somebody is not cleaning up their mess, done, never again, don’t give them fireworks.

My other question, and again I don’t know if you can answer this, are we checking to see if the properties where these stands are setting up have paid their property taxes? I ask because I have one in my district where there is a fireworks stand every year and they’re one of those businesses that waits three years and then pays their taxes right before it goes to the tax sale. We’re giving them a license every year, but their taxes aren’t paid up and to me we should just say if you’re not going to pay your taxes, we’re not going to give you a license. No stand for you. They’re just keeping that property so that they can have that stand for a week out of every year. **Fire Marshall Lovell** said I think that is a very good point about the property tax. I can’t
honestly answer if anybody’s checking in on that end of it or not. Maybe Phil can address that. Rob Richardson, Director of Planning, said we don’t currently check that, but we could. Commissioner Markley said that would be something I would like to see done, and like I said, I know Brian has some issues.

I have one constituent in particular that has an issue because his stand is adjacent to his own residence which he has had a stand there for decades and apparently he got smacked down this year for having a stand too close to his own house. Those are discussions we’ll probably set up individually. I know, like I said, Brian had issues as well. He wanted me to bring them up, but we’ll get together on those. Chairman Mendez asked how close is that stand to the home. Commissioner Markley said I can’t remember exactly what he said. I think 100 ft. is what the ordinance says. You might know about the situation. It’s Ricky’s stand. Fire Marshall Lovell said I can answer that. I know Mr. Borquim(sp). They have a unique situation where they have a couple of acres there. They have a small garden center that operates part-time through the year and they sale fireworks during the fireworks season. That structure is 60 feet from two homes there. He’s fortunate enough that he does have a spot in that large corner area that would be 100 feet from his residence and that falls under the guidelines for the UG. He did operate there this year in the garden area, but we asked him to reconsider moving it for next year. Commissioner Markley asked so if he moves it to that other spot then he’s safe; if he moves it to that corner. Fire Marshall Lovell said as the ordinance reads, yes. He just needs to be 100 feet from the residence and 20 feet from the roadways. I think he’ll be okay. I went out and measured. I met with him and I talked to him and tried to work a solution for him. Commissioner Markley said you’re the boss so if you say its okay, he ought to be alright.

Phil Henderson, License Administrator, said in answer to two questions you specifically had. The first is to whether we’re checking the property tax paid on the individuals. We’re actually licensing the individual as opposed to the property and the individual has to have a tax clearance letter from the state and they have to be currently registered. We’re not actually checking on the owner of the property because I may be leasing property from you. I’m the applicant; you’re the property owner and would be the one owing on the taxes. There’s nothing in the ordinance that would require us to verify the taxes were current at present time.

The second question was? Gary Ortiz, Assistant County Administrator, said the people that didn’t cleanup. Mr. Henderson said at the conclusion of the fireworks season, they
have to have all their stands, all the debris picked up, gone, kind of looking the way it was before they started and we do an initial inspection after the fact to give them that opportunity. Those that did not have their debris and remnants cleaned up, they were sent a certified letter. I did a re-inspection and those costs associated with those getting that affected were assessed against the bonds. There were a couple that still had some additional debris and remnants remaining—did a subsequent inspection to that and again those costs were affected against the bond. The bond is always there to insure that all the debris is removed. In the event the UG did incur those expenses, then that bond would be used to offset those expenses. So the expense in getting them to clean it up was assessed against those bonds.

Commissioner Murguia asked how much is the bond amount? Mr. Henderson said the bond is a $1,000 bond. In these instances the first cost associated was $43 and some change and those that I had to make a second inspection against ended up being $87 and some change and that was to get them to get out and clean it up. In most of those cases it was because they were using third party persons to put their tents up. They got their debris cleaned up and gone and then the tent people came in and took the tent down. When they did, they were just clipping and leaving debris around and no one went back after them to verify it had been cleaned up so that’s where most of that debris came from.

David Heaston 425 Ann, said I’m in Strawberry Hill. My opinion is I refuse to be captive in my house anymore. My wife and I were going to go out to see a professional $25,000 display. I couldn’t leave my house. As we all know alcohol and fireworks do not mix. I sure saw a lot of both of them. The idea is if they aren’t enforcing the statutes that are presently on the books, we’re all paper tigers and we’re wasting our time talking about the thing. Let’s put some teeth in this thing and start to do something about it.

I’ve made up a few solutions that I think would be very viable and the idea of them all is to be very simple. We don’t need to write a 300 page book on it. It ought to be able to be said in one page. For me, no aerials should be shot within 50 feet of any property, especially down on Strawberry Hill. My house is better than 110 years old. I had fireworks going on from 8:00 to past 1:30 in the morning. I found debris on my roof. It could have torched my house and that’s one reason why I couldn’t leave. The other reason is that my wife’s a semi-invalid and she was ready to go to the loony bin if you know what I mean. I just had almost $450 windows put in my
house and she was afraid she wasn’t going to get out of the bedroom. She took a chair in there so
she was going to throw a chair through the window if she couldn’t get out the door. Like most
bedrooms, they only have one door. Now that shouldn’t be brought on to anyone. I don’t care if
it’s one person in the county that underwent this thing, it was me and I don’t want to go through
it again.

I think the UG’s got a lot of resources that we can deal with. You already called out extra
people. They could go around—that’s why snipers don’t shoot tracer bullets. You know where
they are at. When they’re shooting off aerial fireworks, you know where they’re at. You don’t
have to go up and down every street. That way we can get the Fire Department out there and
warn and/or the community policing officers that are also working that and we appreciate their
time. I called four times on my neighbor and nobody ever showed up. I called the cops four
times, called the Police Department four times and nobody ever showed up. You know we can
go around and pinpoint some of these areas and the biggest thing we got to do is we know where
they are shooting them and absolutely no fireworks after 11:00. My daughter lives two doors
down from me. She had to work the next day and like I said, fireworks went on in our area down
there on Strawberry Hill until almost 2:00 in the morning.

We already addressed this about the sweeping. Let’s go back to what our mammas or our
grandmas used to say, if you make the mess, you clean it up. I mean it’s so simple. I mean you
grab somebody by the ear and you go say you made this, clean it. What I would actually kind of
propose is we promote in some of the city parks a family atmosphere barbeque. You know one
person has so much fireworks, but you put 30 of those people together and you’ve got a pretty
good display since the city is not paying for the display that way it can come under the works of
the Fire Department and be done in a safe manner and rather than running all over the
neighborhoods worrying about houses catching on fire or just one fire. You got everybody
controlled in a captive area, bring out your barbeque pits and lawn chairs and you get the benefit
of everybody’s fireworks not just the little piddely ones you’re doing at home. You finally got
something that’s worth sitting down and watching.

My last thing is does the Fire Department actually in the city know where these products
are stored in the off season, because I know two places that are on the east side of 7th St. towards
Strawberry Hill that if that garage blew up it’ll likely blow up my whole neighborhood. I think
those ought to be regulated. They ought to be inspected. In fact, they ought to have some kind of
a fire suppression system in there because they are putting people in—
I didn’t even know they were there and it was within 100 feet of my house. All of these fireworks were stored and nobody knew it. A fire is a mysterious thing. It can start in many, many ways, spontaneous, lightning. If it’s on an alley and you never go back there, you could of had a homeless person living in there for three weeks and not even know it if you’re not checking there and they couldn’t use their garage because it was full of fireworks so they parked on the street. Other than that, that’s kind of where I’m coming at.

I sure don’t want to be captive in my house anymore. I have the right to walk out of my front door and leave that house and feel safe that when I come back home it’s going to be there. Thank you for your time. I have a couple of copies if people would like to have this agenda that I’ve written up. Commissioner Murguia said if you gave Commissioner Markley that, she’s working with your commissioner, Commissioner McKiernan, on changes. I think she could take it to him. Mr. Heaston said I would like for this to go on record please. Again thank you for your time.

Commissioner Ellison said I have a comment. I was talking to a fire marshall. My son-in-law happens to be a fire marshall in Houston, TX. He’s been married to my daughter for 22 years. The first year he came back — fourth of July—after eating barbeque and all that, the kids were together shooting in the street, about 20 of them and he said you all shoot fireworks right in the street. He said I don’t believe this. He gets on his cell phone and calls some of his fire buddies down in Houston and said listen to this. Boom, boom, pow, pow. He said daddy, I’m coming back every fourth of July here and he does just to see fireworks. They don’t even shoot them there. It’s not even an issue and it’s either we do or we don’t. You can’t enforce it. Either we say no, none at all, and I can understand some of these guys depend upon that for their vacation money or just open it up because you can’t control it. He was amazed, listen to this and he just held the cell phone up so they could hear it. He comes every fourth of July so he can shoot fireworks in the street.

Commissioner Markley asked is it Brandy that Brian and I should coordinate with to talk about the ordinance. Brandy Nichols, Legal Risk Management, said I didn’t work on it this year, but coordinate with me. Chairman Mendez said thank you for your report. You guys do a good job.

Action: No action required.

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Item No. 2 – 120235… An ordinance updating Chapter 35 (Traffic) to reflect changes made by Kansas Legislature in 2011 and 2012, submitted by Brandy Nichols, Legal. New sections relating to refusal to submit to alcohol or drug test and operation of vehicle when a habitual violator have been added.

Brandy Nichols, Legal Risk Management, said I have a summary real quick I’d like to pass out. I didn’t get it attached to the RFA. While you’re passing it out, basically what we do is we look annually at the session laws to see what changes the Kansas Legislature’s made and we update our ordinances to make sure we comply with those changes. In the past couple of years, you’ll see that there’s lots of pages, but really short of a couple of new ordinances, there hasn’t been that major of changes. We’ve added a few new definitions, we’ve added some language for what motorcycles should do at a red light. We’ve added 75 miles per hour as the maximum speed on a multi-lane highway, and the biggest changes have been our DUI law. The actual law itself added more language to check blood, breath, urine or other bodily fluid is what you check your alcohol concentration with. They upped the number of hours that you have to do work release. They just put a little more teeth in that. Is that fair to say? Then we have a preliminary breath test which is under Section 6 and it talks about a person’s breath or saliva or both. Again, it’s just a simple change to kind of update what we’re doing. Our big change is we added an ordinance for refusal of a test. Chairman Mendez asked a breathalizer. Ms. Nichols said yes. It has quite a bit of teeth. There’s 48 hours minimal jail time on the first time. It goes up significantly and it goes up the amount of jail time by a month if you have someone under the age of 14 in your vehicle. Other than that, we have an operation of a motor vehicle when a habitual violator—in your summary I kind of did a definition of that. You lose your license for three years for no proof of insurance. Driving while suspended, DUIs, you’re looking at jail time if you’re caught driving a vehicle. Those are kind of in a nutshell the exciting changes in the traffic ordinance. If you have any other questions let me know.

Commissioner Cooley said at the recent jail population committee there was some discussion about the new DUI laws and I’m sure we’re going to be hit by them. I see Judge Ryan in the back there. Ms. Nichols said and we have the prosecutor Megan Shultz. Commissioner Cooley said we probably need to bring some of those things forward to some of the other commissioners.

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because it’s going to be expensive for us because it’s going to require some people to be incarcerated that here before would not be. Are those incorporated in the same ordinance? Ms. Nichols said they are and the way that our ordinances go with the state statues is that we can be stricter, but we cannot be more lenient and so our ordinances are the state statute because they are fairly strict on their own. Commissioner Cooley said they are getting very, very tough and they’re mandatory. We have no choice in the matter. Ms. Nichols said yes, no choice, very little choices left.

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

**Item No. 3 -120230…** A resolution authorizing the Mayor/CEO to execute a funding agreement between the Unified Government and the city of Edwardsville for Kansas Department of Transportation federal funds Project KDOT #105 C-3936-01, submitted by Bill Heatherman, County Engineer. KDOT has committed funds for the construction of Edwardsville Drive from 104th Street to 600 feet north of Shelton Drive. Since these KDOT funds are administered through the county, the UG must approve the release of $552,000 in federal funds back to KDOT in exchange for $496,800 in-state funds, which comes with less administrative burden and schedule constraints. This action has no direct impact on the UG budget.

Bill Heatherman, County Engineer, said this is an interlocal agreement with the city of Edwardsville. KDOT administers various funding programs, including some funding that’s made eligible for transportation improvements that have to pass through the county. There was a prior five-year plan. This was a project that was scheduled in that and so this interlocal agreement is merely needed so that we can pass the money on to Edwardsville and make sure that all the KDOT program requirements are the responsibility of Edwardsville in that process.
Action: Commissioner Murguia made a motion, seconded by Commissioner Ellison, to approve and forward to full commission. Roll call was taken and there were five “Ayes,” Ellison, Cooley, Markley, Murguia, Mendez.

Goals and Objectives:
Item No. 1 – 120155… 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.

Bob Roddy, Public Works Director, said these are the goals that the commissioners adopted and they’ve been assigned to different standing committees. This is the first time we’ve placed these on the agenda since the budget’s been passed. What is proposed is that you’ll see these issues recurring over the next 6-9 months. You’ll see us hopefully move these goals down and achieve different items as we proceed on, so with that said, there are a couple of things that are worth noting that do show some progress.

The first one is on infrastructure. If you look at our list, we are moving with the CNIP program. As a reminder, we had a meeting Thursday requesting that the commissioners send

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their list no later than the end of this month. Public Works is going to work with the commission on trying to improve the prioritization process prior to March 1, 2013, regarding CMIP.

On the environmental area, we did already approve a new Deffenbaugh contract that goes into effect July 1, 2013. The good news about this is that for the community’s point of view, we’ve locked in place to dispose of our trash over the next 20 years so that assures that there’s some site in our community’s future.

Regarding EPA and state government environmental compliance, right now there is tentatively scheduled a meeting with the commissioners as a special session on September 6th where outside council regarding CSO will come in and give us a report as to where we are on negotiations. I think urban gardening that seems to be coming everywhere so there’s a lot of work going on, but I think it might be too early to say where we’re exactly going on that.

As you drop down to the details on sustainable communities, MARC is working with the Planning and Zoning staff right now on sustainable corridors in the metro area and there’s going to be a meeting held I believe this Thursday night to talk about sustainable corridors for healthy communities. No comment on public safety. Regarding the multimodal transportation. **Commissioner Markley** asked is that the one that just got moved to us? Apparently said it got swapped with something from the other committee. **Mr. Roddy** said State Avenue Corridor construction is continuing. We just broke ground on 7th & Minnesota probably within the last month. They are going to break ground on 47th & State in September and the idea is for all that work to be completed by August of next year. The 47th & State facility will then house Aging as well as the Midtown Patrol. Public Works is continuing to review any design projects with the complete street philosophy trying to ensure that we have sidewalks and pedestrian access to roads whenever possible. I think they’ve undertaken that willingly and they are happy to be doing it.

One last thing on multimodal transportation this is somewhat related, but it’s probably pretty interesting, probably within a month or two, we will have converted eight of our buses to propane and we think this is really going to be a cost saving for transportation which we all know how challenging mass transit is. This might be a way to give some financial assistance to that area. We’re anxious to see how that works. We might be able to expand it as time goes on. It seems to be very cost effective. **Commissioner Markley** asked is that what KCK School District uses? **Mr. Roddy** said no, they use natural gas. We looked at natural gas, but the delivery system for natural gas is very expensive and rather cumbersome. It takes you a long time to fill it. Propane is old as farmers in running their pickup trucks. It works well. The propane gas is

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It’s primarily a natural gas product so it’s not a petroleum base. It’s cost competitive. The insulation cost is cheap and you can always switch back and forth. You don’t lose the ability to switch back to gas if prices get topsy-turvy. We’ll see how it works.

Commissioner Murguia said Bob I just had a question. You talked just briefly about the CNIP program in the beginning. We talked about this. Do the at-large commissioners get—you know each in-district commission gets a pod of money, but do the at-large commissioners get money? Mr. Roddy said I don’t think so. I think it’s $2 million divided by eight.

Commissioner Murguia said that’s why I was asking because the total in here was different. Mr. Roddy said but I’m sure you’ll look to them for direction, commissioners. Commissioner Murguia said just curious. Mr. Heatherman said we would have to verify again the motion at the last meeting where the guidelines for CNIP were put out. I believe it did actually call for all ten commissioners to participate in the CNIP. I didn’t know this question was going to come up tonight so I would have to say we would have to look again to see which way those guidelines were voted on, but I thought that was actually proposed. Commissioner Murguia said okay. Mr. Roddy said we’ll get you an answer tomorrow. Chairman Mendez said would you make sure I get one. Commissioner Murguia said because not to speak for Commissioner Mendez or Commissioner Holland, but if they need to get you their list by the end of August and they don’t know that they’re going to have money, that would be impossible. Commissioner Ellison said and hope there’s no duplication…Commissioner Murguia said right. That’s the other thing. That’s why I’m asking I should say which is right on. I want to make sure Commissioner Mendez and I are on the same page. Mr. Roddy said good question, thanks for bringing it up.

Action: No action required.

Public Agenda:

Item No. 1 – 120238… Appearance of Delaney Moore, Prescott Neighborhood Group, to express concerns about the moratorium on sign laws specifically relating to Central Avenue.

Delaney Moore, Prescott Neighborhood Group, 38 S. Valley, (Prescott) said I’m here to talk about the Central Avenue signage issues. Currently there is a moratorium on the Central Avenue signage and I’ve got a handful of reasons why I think it should be lifted.

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We have really good laws, they are really simple laws. I was driving down Central Avenue trying to figure out what was going on and I went downtown to ask why everything looked like it did. I looked up the laws and they were very simple and there’s a moratorium. Some of the issues are roof signs on buildings. I can pass these around if you’d like. Roof signs are prohibited in the signage laws. Here’s another example. There’s a general sense of seediness that businesses look temporary. There’s some signage laws on maintenance. Here’s a good example. We just see a lot around. They look like really simple fixes. There are billboards that have graffiti. The electrical hook-up is actually very questionable, looks unsafe. The laws on maintenance mentioned: all signs shall be sound structural quality, be maintained and good repair, have a clean and neat appearance and land adjacent shall be cut free of debris, weeds, trash, and this seems reasonable. I’ve got a sign here that’s attached to a no parking sign and it’s kind of in the egress. These things are everywhere. They just look really bad. Here’s a really large one. This is the wrong attitude that Central Avenue or Kansas City, KS, wants to portray. My neighbors and I—I mean we take Central Avenue all the corridors a lot and it’d just be lovely if we could consider being able to enforce some of these really simple fixes.

Commissioner Murguia said you don’t like Snoop Dogg as a role model. Mr. Delaney said that’s not it. It’s just the fact that it’s just huge. There’s very large signs so really that’s it.

Commissioner Markley asked does anybody from staff know what the situation is. Greg Talkin, Director of Neighborhood Resource Center, said several years, ten plus years ago, there was a moratorium placed on signs. That was prior to me in my current capacity so I don’t fully know all the background on that, but there was an effort to emphasize sign enforcement at that time. I believe it was overwhelming and there was a request to place a hold on enforcement of signs at that time. Over the years in addition to that, there used to be zoning inspectors. Through eliminations of positions, those duties were transferred over to Code Enforcement staff, and dealing with the number of things that they deal with is also not necessarily looked at as a priority. I will tell you that staff does address signs that are on the site of this triangle that might block views and nature things along that line when we feel like it’s a safety issue. Staff will also communicate to the public what the ordinances are, but we are not aggressive on that.
Commissioner Ellison said Central Avenue does look like a carnival from 5th St. all the way to about 18th & Central; all kinds of colors, homemade signs, a little bit different than most corridors in the city and it sure livens you up when you go through there and I agree. I agree with it 100%. Maybe we should— of course these folks have already put them up now and we don’t have the staff, as you say, to really enforce it, but Central Avenue is out of control.

Commissioner Markley said I wonder how do you start enforcement. We kind of went through this with the carports like what do you do when you haven’t been enforcing it for all this time and you know we’d like to move forward and have a place that looks more appropriate I don’t know what the strategy is there. Commissioner Ellison said Minnesota is the same way.

Mr. Talkin said we could develop a plan, in fact, recommend that maybe we look at that; develop a plan to maybe move forward and gradually implement enforcing certain sections of sign ordinance and gradually increase that over time, including education and may even include some amendments to some of the sign ordinances at this time. That’s been one of the issues we’ve dealt with occasionally is that signs are a big issue and depending on what sign you’re talking about, it may be can be even a bigger issue with freedom of speech issues. What we’re mainly talking about is some of those signs that are business—that along Central are dealing with businesses I don’t think those are protected as much.

Mr. Richardson said I think there are some low hanging fruit. I think temporary signs, what I call a snipe sign, which is basically a real estate sign that is advertising for somebody that they just stick in the right–of–way or something and the maintenance issues are pretty low hanging fruit. I think those are pretty easy to do. I don’t think that generates a carport kind of response. Commissioner Markley said let’s hope not. Mr. Richardson said I think there is a level of enforcement beyond that. To be fair to the people that follow the rules, we need to look at— and we need to be very careful because anything you get into that you’re probably going to get the carport kind of response because once we say to one person don’t do this, the first thing they’re going to say is they are going to give us a list of 50 or 75-five other places that have the same problem.
You can’t just pick out, is the judge still here? I’d love for him to tell me that we can’t just pick on Central Avenue because I don’t think we can. **Commissioner Ellison** said Minnesota is getting the same way. **Mr. Richardson** said Minnesota, well even State Avenue out. The fifties of State Avenue and then from College out to 82nd St. I mean there’s a lot of those kind of issues that go on out there. Even at Prescott Plaza they have temporary banners strung on their fancy fences. Luckily, last week at the planning commission, the developer committed to me personally that he would take care of that. I haven’t gone by to check yet, but we do probably need to have a group of commissioners and staff working on how do we do this and what are the priorities for it because it can overwhelm staff.

We aren’t through the carport issue yet. Greg and I are meeting tomorrow morning on the carports to figure out the scope. Staff just finished all of the survey work so this is kind of in our schedule anyway. Greg and I are going to find out tomorrow morning what the scope of the problem really is on carports and where we are with that. It’s time consuming and we need to have a good strategy when we go into it, but I agree. I’m glad somebody came forward on this.

**Mr. Delaney** said Code Enforcement did some things in our neighborhood where they would pick an area. For example, we’re concerned about Central Avenue and they would just send everybody the flyer of the things that they might be in code violation of. Sometimes you know. Even if 20% of the people see that they’re in violation and they didn’t know it there’s some really easy compliance. Also there are permits required for all the signage. I know that you guys have to spend time, and somebody is going to have to spend money to try—**Mr. Richardson** said we have every sign permit we have on record in GIS with a permit attached to it now. We had an intern that worked on that this summer. That’s another thing that we needed to be able to do this was to get our records in order so we could actually track who had a permit and who didn’t. Now some signs obviously are going to predate our permit system, but know we have to be conscience of how we treat those because they have certain rights.

**Commissioner Murguia** said I just have a comment. One of the things we recently discussed—first of all let me acknowledge I think your concerns are valid. I completely agree. As an urban commissioner I have some of those issues in my district, not as many

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which I’m grateful for. I know Code Enforcement, we need to deal with this from the
government end as well.

We recently had a discussion about our NBRs which are Neighborhood Business
Revitalization Organizations and I think there’s a way. We pay them UG money with UG
tax dollars. That’s exactly what I was talking about when we had a special session and
we said just like any funder in the city, if they are going to give somebody money, they
want to know specifically what they’re funding. So if this is a concern, a priority
concern, and I know Code Enforcement was from our strategic planning that all the
commissioners agreed on that and this is a code issue at this point because you’ve
assumed that responsibility, a perfect thing as we’re going through the restructuring of our
NBRs is to make this an area of priority. I happen to know a number of the businesses on
Minnesota. It’s too bad Marty was here earlier. I wish she was still here as the executive
director for CABA, but if Marty was to go to those businesses and explain what the
ordinance is and take some sort of copy and explain what needs to happen to conform or
kind of what the vision is for that area, I think that could remedy a lot of what the problem
is. I’m just reminding people that when the discussion of NBRs comes up again, this is a
great way that we can use our relationship with the community to help us with that. Mr.
Richardson said and Downtown Shareholders has in the past done some of those
educational efforts so there might be a model out there that the other folks can use.
Commissioner Murguia said exactly.

Chairman Mendez said Greg, you need to start reviewing what kind of action needs
to be put together and then present it to the standing committee and then we can decide
what we’re going to do. Maybe it doesn’t have to be full blast, but something to tell the
community we are aware of this and we’re going to be pursuing this type of action and
this type of action especially let this good young man know what we’re going to be doing
if you could. Mr. Talkin said yes, sir. Rob and I will get together because it’s going to
affect both of our offices on this issue as we step that up.

Chairman Mendez said I don’t think this is going to happen overnight, but who
knows we might be able to do something overnight. Commissioner Cooley said I can
tell you from past experience you can’t write a sign ordinance that is going to stop
bootlegging and illegal activity. Believe me; you write, you think you might have an iron
clad ordinance. They’ll be somebody out there from a sign company that’ll be able to use

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Mr. Richardson said I know it as well as you do. Commissioner Cooley said I’ve been through it and it’ll frustrate you to no end. It won’t be the tacky little businessman; it’ll be a big operation. Mr. Richardson said we do have to be careful with that and how we treat all the signs because if we improperly enforce our ordinances, our entire ordinance could be subject to being declared unconstitutional, there are some very serious issues related to sign code. If we get into writing a sign code, I will tell you that I’m going to ask for a very specialized sign code attorney to keep us out of trouble and to keep you out of trouble because it is very difficult and it is more and more difficult to write a simple sign code because of all of the federal regulations that are attached to them now. Our sign code right now is probably 5 pages and I bet it would be 70.

Mr. Delaney asked so it has to be rewritten. Mr. Richardson said not to enforce certain things. There are certain aspects of it that no, it doesn’t have to be rewritten, but rewriting and amendments were mentioned and some of those are easy, some of those get tricky. We just have to be real careful.

Commissioner Cooley said where we stung our toe continually was on definitions. The definition of a roof; simple thing of saying a roof. Believe me that has about a half a dozen to a dozen different definitions. Mr. Richardson said sure, absolutely. Commissioner Cooley said so when you say you can’t have a roof sign or its limited to a certain something, somebody will come back there and say that doesn’t fit that and you want to say yes it does. Mr. Richardson said a third of those 75 pages would be definitions. Commissioner Murguia said well just for clarity, I would not want to see us get into rewriting a sign ordinance. I think that what we have, if we just enforce what we have currently, I think that would be helpful. It sounds like—I mean this isn’t by any way belittling Code Enforcement, it just sounds like we may not have the manpower to be able to do that so we just need to figure that out for now and then later on as things move along, we can worry about the details of the sign code.

Mr. Richardson asked do you think we can be back next month or should we ask for 60 days? Mr. Talkin said we could come back next month at least to update where we’re at. Commissioner Murguia asked would you at least have a conversation with the NBRs and see if they can be helpful. Mr. Talkin said yes. Rob stated, I know that Ed’s been very active in Downtown Shareholders already on signs and I think that the only areas of

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concern I really have and we’re going to have business entities such as NBRs along State Avenue and the new State Avenue Corridor efforts to get a business group there. That’s going to help. Some of your other corridors like Parallel, that maybe a little bit problematic. We don’t have a lot of representation there, but we do on Leavenworth Rd. so we have Minnesota, we have Southwest Blvd. so we can get a lot of help in that area.

Cindy Cash, Chamber of Commerce, President, said you talked about the NBRs, and the NBRs the independent business organizations, as well as the chambers. We have a very loose knit group that meets on the last Tuesday of the month. If you’re looking to come back perhaps next month we have a meeting scheduled for the end of this month, and we could certainly put this issue on there because as Greg said, we have some areas that don’t have NBRs but there might be a chamber or one of our independent business organizations. I’d be happy to bring that to that group and Greg, I’ll send you a notice and the two of you are most welcome to come and talk about this and talk about what we’ve done in the past in the downtown area. I just offer that as a quick down and dirty attempt.

Action: No action required.

Item No. 2 – 120239… Appearance of Kevin Drum, 115 S. 25th St. to protest against paying for residential trash pickup and issues regarding a telephone pole installed on 25th St. between 113 S. 25th and his residence.

Action: No one appeared

Adjourn

Chairman Mendez adjourned the meeting at 5:59 p.m.

tp

August 20, 2012
Type: Standard
Committee: Full Commission

Date of Standing Committee Action: 9/17/2012
(If none, please explain):

Proposed for the following Full Commission Meeting Date: 9/27/2012
Confirmed Date: 9/27/2012

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

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<tr>
<td>9/5/2012</td>
<td>Mike Tobin</td>
<td>5747</td>
<td><a href="mailto:mtobin@wycokck.org">mtobin@wycokck.org</a></td>
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<td>Public Works</td>
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Item Description:
Public Works has received a request to provide honorary street name. The honorary street name is for Smith Circle in honor of Jim Smith.

Present street name is North 20th Street and Washington Blvd.

The naming is supported by WestHeight Neighborhood Association and by over 50 residents on the attached petition.

Action Requested:
Approval by the Commission

Publication Required

Budget Impact: (if applicable)

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

File Attachment
HISTORIC WESTHEIGHT NEIGHBORHOOD ASSOCIATION

RESOLUTION OF THE

BOARD OF DIRECTORS

ADOPTED AUGUST 22, 2012

By unanimous vote the Board of Directors of the Historic Westheight Neighborhood Association adopted a resolution to recognize the many contributions Jim Smith has made to our neighborhood through affixing a plaque highlighting those contributions to the west side of the pillar in the center of the roundabout at N. 20th St. and Washington Blvd. and renaming the street encircling this pillar as “Smith Circle”. By this resolution and the attached petitions containing signatures of many of the residents within our neighborhood we request the Unified Government of Wyandotte County/Kansas City, KS allow us this opportunity to thank Jim Smith not only for what he has done for our neighborhood, but for what he means to us as his neighbors and friends.

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<tr>
<th>PRINTED NAME</th>
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<tr>
<td>LeeAnn Duncan</td>
<td>LeeAnn Duncan</td>
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<td>Rick Yarnell</td>
<td>Rick Yarnell</td>
<td>Treasurer</td>
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<tr>
<td>Susan J. Allen</td>
<td>S.J. Allen</td>
<td>Past President</td>
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<td>Pam Jasinskas</td>
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<td>Mark A. Muller</td>
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<td>Patricia A. Kessinger</td>
<td>P.A. Kessinger</td>
<td>Board Member</td>
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<tr>
<td>Kevin Kenny</td>
<td>Kevin R. Kenny</td>
<td><a href="mailto:kkenny57@yahoo.com">kkenny57@yahoo.com</a></td>
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HISTORIC WESTHEIGHT NEIGHBORHOOD ASSOCIATION

PETITION FOR PLAQUE AND STREET NAME RECOGNITION

HONORING JAMES S. (JIM) SMITH

It is the desire of those residents of Historic Westheight Manor whose signatures appear below to publicly recognize and thank James S. (Jim) Smith for the nearly 40 years of volunteer service he has provided to our neighborhood. Since 1974 Jim Smith has donated countless hours of his time to preserve, protect and beautify the public areas of Westheight, repair and maintain decorative structures within the neighborhood, served on our Neighborhood Association Board of Directors, and assist his neighbors with their own home projects. Jim Smith, who lives at 2001 Washington Blvd., has singlehandedly cared for and maintained the roundabout located at North 20th St. and Washington Blvd. since its creation in 2004. We are requesting approval from the Unified Government of Wyandotte County/Kansas City, KS to affix a plaque detailing Jim’s contribution to our neighborhood to the west side of the stone pillar in the center of this roundabout and ‘renaming’ the street encircling the roundabout at N. 20th St. and Washington Blvd. as “Smith Circle”. All signatures appearing below are residents within the Westheight neighborhood, Kansas City, KS 66102.

<table>
<thead>
<tr>
<th>PRINTED NAME</th>
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<th>ADDRESS</th>
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<tr>
<td>Sarah Pike</td>
<td>Sarah Pike</td>
<td>2421 Washington Blvd</td>
<td>913-621-8628</td>
<td><a href="mailto:sapike@kclps.org">sapike@kclps.org</a></td>
</tr>
<tr>
<td>Tom Baswell</td>
<td>Thomas L. Baswell</td>
<td>240 Nebraska Ct.</td>
<td>913-371-5031</td>
<td><a href="mailto:thomaslb4@gmail.com">thomaslb4@gmail.com</a></td>
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<tr>
<td>Kevin Kenny</td>
<td>Kevin Kenny</td>
<td>2414 Nebraska Ct.</td>
<td>913-281-5337</td>
<td><a href="mailto:kkenny57@yahoo.com">kkenny57@yahoo.com</a></td>
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<td>Kimberly Kenny</td>
<td>Kimberly Kenny</td>
<td>2414 Nebraska Ct.</td>
<td>913-980-1540</td>
<td><a href="mailto:KKCCAEL18MAN@YAHOO.COM">KKCCAEL18MAN@YAHOO.COM</a></td>
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<td>Julie Baswell</td>
<td>Julie Baswell</td>
<td>2410 Nebraska Ct.</td>
<td>913-371-5031</td>
<td><a href="mailto:jbaswell@hotmail.com">jbaswell@hotmail.com</a></td>
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<td>Mary Collins</td>
<td>Mary Collins</td>
<td>2225 Washington Blvd</td>
<td>913-233-1690</td>
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<td>Ann Tomellin</td>
<td>Ann Tomellin</td>
<td>2219 Washington Blvd</td>
<td>913-342-1294</td>
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<td>Andy Tomellin</td>
<td>Andy Tomellin</td>
<td>2219 Washington Blvd</td>
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<td>Cathy Breidenthal</td>
<td>Cathy Breidenthal</td>
<td>1307 Hol Parkway</td>
<td>913-621-4367</td>
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<tr>
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<tr>
<td>Bruce Erickson</td>
<td>Bruce Erickson</td>
<td>1307 Hol Parkway</td>
<td>913-321-5867</td>
<td><a href="mailto:kero@ireland.com">kero@ireland.com</a></td>
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<tr>
<td>Kimberly Erickson</td>
<td>Kimberly Erickson</td>
<td>1307 Hol Parkway</td>
<td>913-321-5867</td>
<td><a href="mailto:kero@ireland.com">kero@ireland.com</a></td>
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<td>LeeAnn Duncan</td>
<td>LeeAnn Duncan</td>
<td>2119 Nebraska</td>
<td>816-223-3486</td>
<td><a href="mailto:leeduncan@hotmail.com">leeduncan@hotmail.com</a></td>
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<tr>
<td>Tom &amp; Mary Ann Steenland</td>
<td></td>
<td>2115 Nebraska</td>
<td>913-321-8144</td>
<td><a href="mailto:tasilo94@global.net">tasilo94@global.net</a></td>
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<tr>
<td>Murray Rhodes</td>
<td>Murray Rhodes</td>
<td>1801 N. 22nd</td>
<td>913-321-5751</td>
<td><a href="mailto:Murray829@msn.com">Murray829@msn.com</a></td>
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<td>Sharon Rhodes</td>
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<td>1801 N. 22nd</td>
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<td>Dan Dunagan</td>
<td>Dunagan Dunagan</td>
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<td>LINDA BROZENIE</td>
<td>Linda Brozenic</td>
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<td>Barbana &amp; Tim Gardner</td>
<td>Barbana Gardner</td>
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<tr>
<td>Shelley Ramirez</td>
<td>Emily Ramirez</td>
<td>1207 N. 22nd St.</td>
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HISTORIC WESTHEIGHT NEIGHBORHOOD ASSOCIATION

PETITION FOR PLAQUE AND STREET NAME RECOGNITION

HONORING JAMES S. (JIM) SMITH

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<th>PHONE NO.</th>
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</tr>
</thead>
<tbody>
<tr>
<td>Susan J. Allen</td>
<td>Allen 2001 Washington Ave. 913-3495</td>
<td><a href="mailto:sellen64@kc.rr.com">sellen64@kc.rr.com</a></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Glenda Jones</td>
<td>Jones 1311 N 20th 913-321-0394</td>
<td><a href="mailto:j4godbygod@yahoo.com">j4godbygod@yahoo.com</a></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alice A. Jones</td>
<td>Jones 1311 N 20th</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Roderick Bettis</td>
<td>Bettis 2000 Oakland 371-5448</td>
<td></td>
<td></td>
<td></td>
</tr>
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</thead>
<tbody>
<tr>
<td>Meredith Havard</td>
<td></td>
<td>1828 Washington Blvd</td>
<td>785-550-6042</td>
<td><a href="mailto:mereditpoores@gmail.com">mereditpoores@gmail.com</a></td>
</tr>
<tr>
<td>Monica Willett</td>
<td></td>
<td>2044 Wash Pl Dr</td>
<td>913-321-7768</td>
<td><a href="mailto:MonicaW2001@gmail.com">MonicaW2001@gmail.com</a></td>
</tr>
<tr>
<td>MELVA J. WILLET</td>
<td></td>
<td>2024 Wash Pl Dr</td>
<td>913-321-7768</td>
<td>Sane</td>
</tr>
<tr>
<td>DEAN &amp; PAT SMITH</td>
<td></td>
<td>2407 Nebraska Ct.</td>
<td>913-342-7054</td>
<td></td>
</tr>
<tr>
<td>Debra Woodard</td>
<td></td>
<td>2421 Washington Blvd</td>
<td>913-621-3628</td>
<td>mwoodbridge</td>
</tr>
<tr>
<td>Carina West</td>
<td></td>
<td>1921 Nebraska</td>
<td>816-388-6074</td>
<td>carinaswift</td>
</tr>
<tr>
<td>Rosalind &amp; Rod MCBIDE</td>
<td></td>
<td>1921 Nebraska</td>
<td>816-271-1932</td>
<td><a href="mailto:midweststrack@lbb.org">midweststrack@lbb.org</a></td>
</tr>
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<tbody>
<tr>
<td>Craig Jack</td>
<td></td>
<td>2406 Washington Blvd</td>
<td>913-387-4790</td>
<td><a href="mailto:jackmigee@gmail.com">jackmigee@gmail.com</a></td>
</tr>
<tr>
<td>Bob Friskel</td>
<td></td>
<td>2400 Wash St</td>
<td>913 371 1987</td>
<td><a href="mailto:bfriskel@kc.ain.com">bfriskel@kc.ain.com</a></td>
</tr>
<tr>
<td>Russ Schraeder</td>
<td></td>
<td>1200 Hoel Pkwy</td>
<td>913-387-4406</td>
<td><a href="mailto:rrschraeder@kc.rr.com">rrschraeder@kc.rr.com</a></td>
</tr>
<tr>
<td>Connie Alvy</td>
<td></td>
<td>1200 Hoel Pkwy</td>
<td>913-387-4406</td>
<td><a href="mailto:rrschraeder@kc.rr.com">rrschraeder@kc.rr.com</a></td>
</tr>
<tr>
<td>Michelle Schraeder</td>
<td></td>
<td>1220 Hoel Pkwy</td>
<td>913-387-4406</td>
<td><a href="mailto:mlschraeder@gmail.com">mlschraeder@gmail.com</a></td>
</tr>
<tr>
<td>Jim Schraeder</td>
<td></td>
<td>2108 Washington Blvd</td>
<td>913-371-2644</td>
<td><a href="mailto:jim.schraeder@geolzum.com">jim.schraeder@geolzum.com</a></td>
</tr>
<tr>
<td>Meredith Schraeder</td>
<td></td>
<td>2108 Washington Blvd</td>
<td>913-371-2644</td>
<td><a href="mailto:mrschraeder@gmail.com">mrschraeder@gmail.com</a></td>
</tr>
<tr>
<td>Betty T. Roberts</td>
<td></td>
<td>2002 Freeman Ave</td>
<td>913-371-4495</td>
<td><a href="mailto:gma_bettyroberts@gmail.com">gma_bettyroberts@gmail.com</a></td>
</tr>
<tr>
<td>Sylvia &amp; Aurelia Aday Aguirre</td>
<td></td>
<td>1307 N. 22nd St</td>
<td>(913) 281-3330</td>
<td><a href="mailto:yllacornletters@comcast.net">yllacornletters@comcast.net</a></td>
</tr>
<tr>
<td>Scott Kline</td>
<td></td>
<td>1307 N. 22nd St</td>
<td>(913) 281-3330</td>
<td><a href="mailto:scottkline65@yahoo.com">scottkline65@yahoo.com</a></td>
</tr>
<tr>
<td>Brian Adkins</td>
<td></td>
<td>2004 Washington Blvd</td>
<td>913-371-0104</td>
<td><a href="mailto:bkadkins@yahoo.com">bkadkins@yahoo.com</a></td>
</tr>
<tr>
<td>Mark Sokoluk</td>
<td></td>
<td>1215 N. 22nd St</td>
<td>913-710-2012</td>
<td><a href="mailto:markssokoluk@yahoo.com">markssokoluk@yahoo.com</a></td>
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<tr>
<td>Mary Smith</td>
<td>Mary Smith</td>
<td>2001 Washington Blvd</td>
<td>913-371-4895</td>
<td><a href="mailto:MSL455@AOL.COM">MSL455@AOL.COM</a></td>
</tr>
<tr>
<td>Michelle LON</td>
<td>Michelle L.</td>
<td>1916 Nebraska Ave</td>
<td>713-430-0185</td>
<td><a href="mailto:michelle58@mac.com">michelle58@mac.com</a></td>
</tr>
<tr>
<td>Clayton Hunter</td>
<td>Clayton H.</td>
<td>2235 Washington Blvd</td>
<td>913-594-9639</td>
<td><a href="mailto:clayht56@msn.com">clayht56@msn.com</a></td>
</tr>
<tr>
<td>Robert Brownrigg</td>
<td>Robert B. Brownrigg</td>
<td>2231 Washington Blvd</td>
<td>913-342-9192</td>
<td><a href="mailto:Rpowsonby@aol.com">Rpowsonby@aol.com</a></td>
</tr>
<tr>
<td>Ann Hill</td>
<td>Ann H.</td>
<td>1924 Nebraska Ave</td>
<td>916-621-4587</td>
<td>ahill529kc.rr.com</td>
</tr>
<tr>
<td>Larry Hill</td>
<td>Larry H.</td>
<td>1924 Nebraska Ave</td>
<td>913-621-4597</td>
<td><a href="mailto:larry98@kc.rr.com">larry98@kc.rr.com</a></td>
</tr>
<tr>
<td>Wayne Warden</td>
<td>Wayne W.</td>
<td>2310 Washington Blvd</td>
<td>913-371-2828</td>
<td><a href="mailto:wwwden@kc.rr.com">wwwden@kc.rr.com</a></td>
</tr>
<tr>
<td>Nancy Clark</td>
<td>Nancy C.</td>
<td>2418 Nebraska Court</td>
<td>913-621-4701</td>
<td><a href="mailto:owlNancy@aol.com">owlNancy@aol.com</a></td>
</tr>
<tr>
<td>Jeff H. Manning</td>
<td>Jeff M.</td>
<td>2433 Washington Blvd</td>
<td>913-948-2243</td>
<td><a href="mailto:www314w@yahoo.com">www314w@yahoo.com</a></td>
</tr>
<tr>
<td>Judy Manning</td>
<td>Judy M.</td>
<td>2433 Wash Blvd</td>
<td>913-694-2166</td>
<td><a href="mailto:judy-gifford@yahoo.com">judy-gifford@yahoo.com</a></td>
</tr>
<tr>
<td>Robert Hays</td>
<td>Robert H.</td>
<td>913-281-1740</td>
<td>913-281-1740</td>
<td>N/A</td>
</tr>
<tr>
<td>Michael Shanburg</td>
<td>Michael S. Shanburg</td>
<td>913-58-9998</td>
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<tr>
<td>Charles Kickwood</td>
<td>Charles Kickwood</td>
<td>1828 Washington Blvd.</td>
<td>(816) 694-6914</td>
<td><a href="mailto:k.echuckles@hotmail.com">k.echuckles@hotmail.com</a></td>
</tr>
<tr>
<td>Mike Harle</td>
<td>Mike Harle</td>
<td>1828 Washington Blvd</td>
<td>913-386-2875</td>
<td><a href="mailto:m.james.de@gmail.com">m.james.de@gmail.com</a></td>
</tr>
<tr>
<td>Bryan Whitehead</td>
<td>Bryan Whitehead</td>
<td>2868 Oakwood</td>
<td>913-342-5256</td>
<td><a href="mailto:bwhitehead663@gmail.com">bwhitehead663@gmail.com</a></td>
</tr>
<tr>
<td>Amy Whitehead</td>
<td>Amy Whitehead</td>
<td>2008 Oakland Ave</td>
<td>913-342-5256</td>
<td><a href="mailto:abwhite@gmail.com">abwhite@gmail.com</a></td>
</tr>
<tr>
<td>Stan Jasinski</td>
<td>Stan Jasinski</td>
<td>2005 Washington Ave</td>
<td>913-621-2047</td>
<td><a href="mailto:stanjasinski@gmail.com">stanjasinski@gmail.com</a></td>
</tr>
<tr>
<td>Pam Jasinski</td>
<td>Pam Jasinski</td>
<td>2005 Washington Ave</td>
<td>913-621-2047</td>
<td><a href="mailto:pjasinski@rr.com">pjasinski@rr.com</a></td>
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</table>
**Project Name:** Turkey Creek, Rainbow Interceptor Project – CMIP #5005

This Resolution declares that this project is a necessary and valid improvement project. This Resolution 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 property to be acquired for this project, 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:**

Adopt Resolution.

**Budget Impact:** (if applicable)

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

**Contact Information:**

- **Date:** 9/11/2012
- **Contact Name:** John Menkhus
- **Contact Phone:** 913-573-5400
- **Contact Email:** jmenkhus@wycokck.org
- **Ref:**
- **Department / Division:** Public Works

**Publication Required:**

☑ Publication Required
RESOLUTION NO._____________________

A RESOLUTION declaring the necessity and authorizing a survey and descriptions of lands necessary to be condemned for the construction, maintenance, operation, use and repair of the Turkey Creek, Rainbow Interceptor Project (CMIP 5005), all in Wyandotte County, Kansas.

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 of the Turkey Creek, Rainbow Interceptor Project (CMIP 5005). This project is part of the Turkey Creek flood mitigation project. Its objective is to alleviate flooding on Southwest blvd and divert flow to Turkey Creek. Project will include storm sewer pipe, storm sewer inlets, relocation of utilities, and road restoration.

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 ____________________, 2012.

____________________________________
UNIFIED GOVERNMENT CLERK

APPROVED AS TO FORM:

____________________________________
KENNETH J. MOORE
Deputy Chief Counsel
Type: Standard
Committee: Public Works and Safety Committee

Date of Standing Committee Action: 9/17/2012
(If none, please explain):

Proposed for the following Full Commission Meeting Date: Confirmed Date: 10/4/2012
10/4/2012

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

<table>
<thead>
<tr>
<th>Date</th>
<th>Contact Name</th>
<th>Contact Phone</th>
<th>Contact Email</th>
<th>Ref.</th>
<th>Department / Division</th>
</tr>
</thead>
<tbody>
<tr>
<td>9/11/2012</td>
<td>Bill Heatherman</td>
<td>5700</td>
<td>bheatherman@wycokck...</td>
<td></td>
<td>Public Works</td>
</tr>
</tbody>
</table>

Item Description:
The City of Basehor approached the Unified Government about joint maintenance of 142nd Street from State Avenue to Parallel Avenue. This is a joint road lying along the city limits and county limits. Staff has determined that the roadway surface is in poor condition and is timely for a grind and overlay treatment. The two municipalities propose to share the cost of the work 50/50. It is proposed that the UG undertake the work through its existing 2012 overlay contract. Work will be done from the arterial/collector asphalt resurfacing program, either 2012 if contingency available or 2013.

Action Requested:
Submitted for approval by the Commission of the attached funding agreement

☐ Publication Required

Budget Impact: (if applicable)

Amount: $70,000
Source: The work is estimated at $70,000, of which the UG share would be $35,000. Funds would come from the already bu... □ Included In Budget Funding in CMIP
☐ Other (explain)

File Attachment
File Attachment
File Attachment
RESOLUTION NO. __________________________

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

That the Mayor of the Unified Government of Wyandotte County/Kansas City, Kansas, is hereby authorized and directed to execute in the name of the Unified Government as the voluntary act of the Unified Government the attached Funding Agreement between the Unified Government and the City of Basehor, Kansas, concerning the resurfacing of 142nd Street from State Avenue (U.S. 24 Highway) to Parallel Avenue.

ADOPTED BY THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS,
THIS _______ DAY OF _________________ 2012.

______________________________
Joe Reardon, Mayor/CEO

ATTEST:

______________________________
Unified Government Clerk

Approved as to Form:

______________________________
Unified Government Counsel
Funding Agreement
142nd Street Resurfacing, State Avenue to Parallel Avenue

This agreement is made this _____ day of _______________, 2012, between the Unified Government of Wyandotte County /Kansas City, Kansas, a municipal corporation, hereinafter referred to as “UG;” and the City of Basehor, Kansas, a municipal corporation, hereinafter referred to as “Basehor”.

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

WHEREAS, 142nd Street from State Avenue (US-24 Highway) to Parallel lies along the boundary between Wyandotte County and Leavenworth County and along the city limits between Kansas City, Kansas and Basehor, Kansas; and

WHEREAS, maintenance of the road is, therefore, a shared responsibility of both jurisdictions and provides benefits to property owners within both Municipalities; and

WHEREAS, both UG and Basehor have determined the road is in need of resurfacing to improve its ride condition and provide for future durability.

NOW, THEREFORE, THE UG AND BASEHOR, IN CONSIDERATION OF THE TERMS, COVENANTS, AND CONDITIONS HEREIN CONTAINED, HEREBY AGREE AS FOLLOWS:

Section 1. The UG shall prepare plans and contract to have the existing two-lane 142nd Street roadway resurfaced with an additional 2-inch lift of asphalt from north of the intersection with State Avenue to south of the intersection with Parallel Avenue (hereinafter “the Work”). It is anticipated that the work shall commence in the fall of 2012 or spring of 2013, with a completion date no later than August 31, 2013.

Section 2. The UG shall follow its own purchasing and procurement policies in obtaining a competitive price for the Work, including the option of change order to existing contracts, and shall administer and inspect the construction under its standard procedures and general conditions, including the provision of a 1-year guarantee period. The UG will ensure that the contractor hired to perform the work shall indemnify both the UG and Basehor and name the UG and Basehor as additional insured parties.

Section 3. The cost of the work, including construction and incidental items, is estimated at approximately Seventy-Thousand Dollars ($70,000.00). The UG and Basehor shall equally share in the cost of the work, meaning that each jurisdictions share is estimated to be Thirty-Five Thousand Dollars ($35,000.00). The UG shall process and pay all invoices and will invoice Basehor for its share of the work upon completion. Basehor shall prepare a payment to the UG in a timely manner, but not to exceed 60 days from receipt of the invoice.
Section 4. Although no right-of-way, easements or rights-of-entry are anticipated, each jurisdiction shall be responsible for obtaining said instruments from properties within their jurisdiction if the need arises.

Section 5. Although no utility conflicts are anticipated, the UG shall notify all known utilities of the Work at least 30 days prior to commencement. If any conflicts are relocations are required, each jurisdiction shall utilize its right-of-way management authorities to order and coordinate such work.

Section 6. Each jurisdiction shall be responsible for communication with the public and for subsequent communications or follow-up with their individual property owners or citizens. Any special expenses or incidental work related to special requests of neighboring owners would be the responsibility of the applicable jurisdiction.

Section 7. Notices. All notices required by this Agreement shall be in writing sent by regular U.S. mail, postage prepaid, commercial overnight courier, or facsimile to the following:

To Basehor:
City of Basehor
Mitch Pleak, P.E., City Engineer
2620 N. 155th St.
P.O. Box 406
Basehor, KS  66007
(913) 724-3388 (fax)

To Unified Government:
Unified Government of Kansas City, Kansas and Wyandotte County, Kansas
Bill Heatherman, P.E., County Engineer
701 N. 7th Street, Rm 712
Kansas City, KS 66101
(913) 573-5727 (fax)

All notices are effective 3 days after mailing if sent by U.S. mail or upon receipt if delivered by a courier or facsimile. Either party may provide the other party a change of address which change shall be effective ten (10) days after delivery.

Section 8. Ownership/Maintenance. All improvements shall be owned and maintained by the Municipality within whose boundaries they lie.

Section 9. Governing Law. This Agreement shall be construed and governed in accordance with the law of the State of Kansas.

Section 10. Compliance with Laws. The parties shall comply with all federal, state and local laws, ordinances and regulations applicable to the work and this Agreement.

Section 11. Waiver. No consent or waiver, express or implied, by any party to this Agreement or any breach or default by any other party in the performance of its obligations under this Agreement shall be deemed or construed to be a consent to or waiver of any other breach or
default in the performance of the same or any other obligations hereunder. Failure on the part of any party to complain of any act or failure to act or to declare any of the other parties in default, irrespective of how long such failure continues, shall not constitute a waiver by such party of its rights under this Agreement. The parties reserve the right to waive any term, covenant, or condition of this Agreement; provided, however, such waiver shall be in writing and shall be deemed to constitute a waiver only as to the matter waived and the parties reserve the right to exercise any and all of their rights and remedies under this Agreement irrespective of any waiver granted. Waiver by either party of any term, covenant, or condition hereof shall not operate as a waiver of any subsequent breach of the same or of any other term, covenant or condition.

**Section 12. Default and Remedies.** If a party shall be in default or breach of any provision of this Agreement, the other party may terminate this Agreement, suspend their performance and invoke any other legal or equitable remedy after giving the other party thirty (30) days written notice and opportunity to correct such default or breach.

**Section 13. Headings; Construction of Contract.** The headings of each section of this Agreement are for reference only. Unless the context of this Agreement clearly requires otherwise, all terms and words used herein, regardless of the number and gender in which used, shall be construed to include any other number, singular or plural, or any other gender, masculine, feminine or neuter, the same as if such words had been fully and properly written in that number or gender. In the event of any conflict between this Agreement and any incorporated Attachments, the provisions of this Agreement shall control.

**Section 14. Modification.** Unless stated otherwise in this Agreement, no provision of this Agreement may be waived, modified or amended except by written consent of both parties to this Agreement.

**Section 15. Severability of Provisions.** Except as specifically provided in this Agreement, all of the provisions of this Agreement shall be severable. In the event that any provision of this Agreement is found by a court of competent jurisdiction to be unconstitutional or unlawful, the remaining provisions of this Agreement shall be valid unless the court finds that the valid provisions of this Agreement are so essentially and inseparably connected with and so dependent upon the invalid provision(s) that it cannot be presumed that the parties to this Agreement could have included the valid provisions without the invalid provision(s); or unless the court finds that the valid provisions, standing alone, are incapable of being performed in accordance with the intention of the parties.

**Section 16. Force Majeure.** The term “Force Majeure Event” means acts or omissions of any governmental authority (other than, with respect to Basehor and UG), fires, storms, natural disasters, strikes, riots, terrorist attack, power failures and any other event or occurrence, irrespective of whether similar to the foregoing, that is beyond the reasonable control of the party claiming that the Force Majeure Event affects its ability to perform any of its obligations under this Agreement. No party shall be liable for any delay in performance of any obligation under this Agreement (other than the payment of money owned) or any inability to perform any obligation under this Agreement (other than the payment of money) if and to the extent that such delay in performance or inability to perform is caused by a Force Majeure Event, so long as the party claiming the Force Majeure Event is working diligently, to the extent reasonably possible, to terminate the Force Majeure Event. A party claiming a Force Majeure Event as an excuse for delay or nonperformance under this Agreement shall provide the other party with prompt notice
of the initiation of the Force Majeure Event, when it is expected to terminate, and of the termination of such Force Majeure Event. A Force Majeure Event shall be deemed to be terminated with respect to a particular delay or nonperformance when its effects on such future performance have been substantially eliminated. Notwithstanding the foregoing provisions, settlement of a strike or lockout shall be deemed beyond the control of the party claiming excuse thereby regardless of the cause of, or the ability of such party to settle, such strike or lockout.

Section 17. Counterparts. This Agreement may be executed in counterparts, each of which is deemed to be an original, and all such counterparts constitute one and the same instrument.

Section 18. Future appropriations. Nothing herein shall constitute, nor be deemed to constitute, an obligation of future appropriations by either party.

Section 19. Further Acts. Subject to the appropriation of funds, the parties agree to perform or cause to be performed any and all such further acts as may be reasonably necessary to fulfill the terms and conditions of this Agreement.

Section 20. Merger. This Cooperative Agreement, including any referenced Attachments, constitutes the entire agreement between Basehor and the UG with respect to this subject matter, and supersedes all prior agreements between Basehor and the UG with respect to this subject matter, and any such prior agreement shall be void and of no further force or effect as of the date of this Cooperative Agreement.

Section 21. Term. This Agreement shall begin upon its execution and shall continue until all the services to be provided are completed subject to the terms and conditions set forth in this Cooperative Agreement.

City of Basehor

United Government of Wyandotte County/Kansas City, Kansas

David K. Breuer, Mayor

Joe Reardon, Mayor, CEO

Mayor

Mayor, CEO

Date

Date

Attest: _____________________

Attest: _____________________

City of Basehor Clerk

Unified Government Clerk

APPROVED AS TO FORM: _____________________

APPROVED AS TO FORM: _____________________

By: ___________________________

By: ___________________________

Shannon Marcano, City Attorney

Misty S. Brown, Assistant Counsel
Item Description:
The Kansas City, Kansas Police Department is in the beginning stages of offering crime statistics online.

The vendor selected is called Spot Crime who offers a free website in which the statistics would be posted. This is a scaled down version that would allow the citizens of KCK to see where crime is occurring for up to 2 months. The citizens would be able to see crime in their neighborhood and adjoining areas.

Action Requested:
The PD will would like to present a more detailed explanation of the venture.
Sharing Crime Statistics

Kansas City, Kansas Police Department
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.
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.
The requests are made by:

- Citizens interested in their neighborhood.
- Investors looking to buy property in KCK.
- Contractors/Builders looking to build.
- Commercial Developers.
- Media (Handled through the Chief’s Office)
- Etc.
Sharing the Information

- On a weekly basis the KCKPD Crime Analysis Unit prepares statistics that are presented in Comparative Statistics (COMPSTAT). These stats are displayed in various forms to include graphs, charts and spreadsheets:
Sharing with the Public

- In order to share the information with the public, research was done to see how other agencies share their information. The results are on the next few slides.
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
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.
• Overland Park utilizes an in-house web-based system for citizens to search:
  – By entering an address the citizen can see Major Crimes in their area.
• 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.
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:
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.
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.
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.
Potential Advantages

- Community Groups could watch issues in their neighborhoods.
- Could be used by businesses to watch ongoing trends in their area.
- An informed citizen could produce less administrative work in terms of fielding calls about crime and be more likely to come forward with additional information, helping in capture and crime reduction.
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
Questions

Are there any questions?
Changes Recommended By Standing Committee (New Action Form required with signatures)

Publication Required

Budget Impact: (if applicable)

Type: Standard
Committee: Public Works and Safety Committee

Date of Standing Committee Action:
(If none, please explain): This is to follow-up on last month meeting on the topic of sign enforcement-information o...

Proposed for the following Full Commission Meeting Date: 9/27/2012
Confirmed Date: 9/27/2012

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

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<tr>
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<tr>
<td>9/11/2012</td>
<td>Greg Talkin</td>
<td>913-573-8628</td>
<td><a href="mailto:gtalkin@wycokck.org">gtalkin@wycokck.org</a></td>
<td></td>
<td>NRC/Planning and Zoning</td>
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Item Description:
At the August 20, 2012 PW&S Committee a citizen brought forward a request to address some sign enforcement concerns along Central Avenue. Staff proposed to come back to the next months meeting for follow-up and further discussion. Staff plans on seeking further direction from Commission as this is a city wide issue, not just along Central Avenue.

Action Requested:
No action requested -discussion/information only.

Publication Required

Budget Impact: (if applicable)

Amount: $
Source:
  - Included In Budget
  - Other (explain)
Staff Request for Commission Action

Type: Standard
Committee: Public Works and Safety Committee

Date of Standing Committee Action: 9/17/2012
(If none, please explain):

Proposed for the following Full Commission Meeting Date: 9/27/2012
Confirmed Date: 9/27/2012

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

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<td>9/13/2012</td>
<td>Delia York/Ryan Haga</td>
<td>573-5084</td>
<td><a href="mailto:dyork@wycokck.org">dyork@wycokck.org</a></td>
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<td>Legal</td>
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Item Description:
Code of Ordinances, Chapter 4 [Alcoholic Beverages] amendments in compliance with 2012 Legislative amendments to the liquor control act. Changes include the following: 1) Happy hour prohibition repealed, 2) Biennial licenses instead of annual licenses and 3) amendment to eligibility requirements per CMB state law.

Action Requested:
Adoption of ordinance amendments.

☑ Publication Required

Budget Impact: (if applicable)

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

File Attachment
Published

ORDINANCE NO. __________________

An ordinance relating to Chapter 4 Alcoholic Beverages, Article III Businesses and Business Establishments, Division 2 Licenses; adding a new section 4-183 and amending Sections 4-9, 4-99, 4-103, 4-105, 4-139, 4-141, 4-142, 4-143, 4-144 and 4-234, of the 2008 Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE UNIFIED GOVERNMENT OF WYANDOTTE COUNTY/KANSAS CITY, KANSAS:

Section 1. That Section 4-144 relating to License a personal privilege; duration of license; transfer, bankruptcy, descent and alienability testamentary descent of Ordinance No. 65173, be and it is hereby amended to read as follows:

ARTICLE I. - IN GENERAL

Sec. 4-9. - Consumption of alcoholic liquor, beer or cereal malt beverages on private property.

No person shall drink or consume alcoholic liquor, or beer on private property except:

(1) On premises where the sale of liquor or beer by the individual drink is authorized by the Club and Drinking Establishment Act (K.S.A. 41-2601 et seq.) or any other provisions of state law;

(2) Upon private property by a person occupying such property as an owner or lessee of an owner and by the guests of such person, if no charge is made for the serving or mixing of any drink or drinks of alcoholic liquor or for any substance mixed with any alcoholic liquor and if no sale of alcoholic liquor in violation of K.S.A. 41-803 takes place;

(3) In a lodging room of any hotel, motel or boardinghouse by the person occupying such room and by the guest of such person, if no charge is made for the serving or mixing of any drink or drinks of alcoholic liquor or for any substance mixed with any alcoholic liquor and if no sale of alcoholic liquor in violation of K.S.A. 41-803 takes place;

(4) In a private dining room of a hotel, motel or restaurant, if the dining room is rented or made available on a special occasion to an individual or organization
for a private party and if no sale of alcoholic liquor in violation of K.S.A. 41-803 thereto takes place; or

(5) On the premises of a manufacturer, microbrewery, microdistillery or farm winery, if authorized by K.S.A. 41-305, 41-308a, or 41-308b or any other provision of the state statutes.

ARTICLE III. - BUSINESSES AND BUSINESS ESTABLISHMENTS

Sec. 4-99. - Open saloons prohibited.

(a) It shall be unlawful for any person to own, maintain, operate or conduct, either directly or indirectly, an open saloon.

(b) In this section, the term "open saloon" means any place, public or private, where alcoholic liquor is sold or offered or kept for sale by the drink or in any quantity of less than 100 milliliters (3.4 fluid ounces) or sold, offered or kept for sale for consumption on the premises where sold, but does not include any premises where the sale of liquor is authorized by the Club and Drinking Establishment Act or any manufacturer, microbrewery, microdistillery or farm winery, if authorized by K.S.A. 41-305, 41-308a, or K.S.A. 41-308b or section 2.

Sec. 4-103. - Permit for persons dispensing, serving, mixing or delivering alcoholic beverages; fees for bona fide social, fraternal or war veteran class A clubs; waiver of liquor card fees.

(a) The fee assessed pursuant to the provisions of this article for all persons serving, dispensing, delivering or effecting the service, dispensing, deliverance, storage or securing of alcoholic beverages at class A private clubs only shall be waived, and, in lieu thereof, the bona fide nonprofit social, fraternal or war veteran's club meeting the standards set forth in K.S.A. 41-2634 and the rules and regulations promulgated by the secretary of revenue for the state shall, as the licensee, annually biennial pay to the unified government a fee in the amount established by the county administrator for all liquor permits to be issued to all eligible persons dispensing, serving, mixing or delivering alcoholic beverages and cereal malt beverages at class A private clubs.

(b) All persons dispensing, serving, mixing, or delivering alcoholic beverages or cereal malt beverages at a class A club only shall apply and be processed for the permit in the manner prescribed in this article, except that no fee shall be assessed from the individual applicant.
(c) Each licensee of a class A club only shall annually biennial file with the chief of police, at the time the annual biennial liquor permit fee is paid, a roster of employees or members that have secured liquor permits pursuant to this article. No person securing a liquor permit to serve, mix, dispense or deliver alcoholic beverages or cereal malt beverages in a class A private club may be employed by a licensee of a class B private club. No person may receive a liquor permit to serve, sell, dispense or deliver alcoholic or cereal malt beverages in more than one class A private club. No person possessing a permit to serve, sell, dispense or deliver alcoholic beverages in a class A club may use the permit to serve, sell, distribute or deliver alcoholic beverages in a class B club. A person may be issued separate permits for both a class A club and class B club.

(d) All applicants for liquor permits to be issued hereunder shall be subject to all restrictions, limitations and privileges set forth in this article. All persons holding a liquor permit pursuant to this section shall be subject to nonrenewal and revocation as specified in this article.

Sec. 4-105. - Happy hours, etc.; hours of sale, etc.

(a) No club, drinking establishment, caterer or continuation thereof, holder of a temporary permit, or any person acting as an employee or agent thereof shall:

1. Offer or serve any free cereal malt beverage or alcoholic liquor in any form to any person.

2. Offer or serve to any person a individual drink at a price that is less than the acquisition cost of the individual drink to the licensee or permit holder.

3. Sell, offer to sell or serve to any person an unlimited number of individual drinks during any set period of time for a fixed price, except at private functions not open to the general public or to the general membership of a club.

4. Sell, offer to sell or serve any drink to any person at any time at a price less than that charged all other purchasers of drinks on that day.

5. Increase the volume of alcoholic liquor contained in a drink or the size of a drink of cereal malt beverage without increasing proportionately the price regularly charged for the drink on that day.

6. Encourage or permit, on the licensed premises, any game or contest which involves drinking alcoholic liquor or cereal malt beverage or the awarding of individual drinks as prizes.
(7) (5) Advertise or promote in any way, whether on or off the licensed premises, any of the practices prohibited under subsections (a)(1) through (a)(6) (4) of this section.

(b) No public venue, nor any person acting as an employee or agent thereof, shall:

(1) Offer or serve any free cereal malt beverage or alcoholic liquor in any form to any person;

(2) offer or serve to any person a drink or original container of alcoholic liquor or cereal malt beverage at a price that is less than the acquisition cost of the drink or original container of alcoholic liquor or cereal malt beverage to the licensee;

(3) sell or serve alcoholic liquor in glass containers to customers in the general admission area;

(4) sell or serve more than two drinks per customer at any one time in the general admission area;

(5) encourage or permit, on the licensed premises, any game or contest which involves drinking alcoholic liquor or cereal malt beverage or the awarding of drinks as prizes; or

(6) advertise or promote in any way, whether on or off the licensed premises, any of the practices prohibited under subsections (b)(1) through (5).

(b) (c) Nothing in subsection (a) of this section shall be construed to prohibit a public venue, club, drinking establishment, caterer or holder of a temporary permit from:

(1) Offering free food or entertainment at any time; or

(2) Selling or delivering wine by the bottle or carafe;

(3) sell, offer to sell and serve individual drinks at different prices throughout any day; or

(4) sell or serve beer or cereal malt beverage in a pitcher capable of containing not more than 64 fluid ounces.
(e) (d) Violation of any provision of this section is a misdemeanor punishable by a fine not to exceed $500.00, by imprisonment not to exceed six months, or by both.

(d) (e) Violation of any provision of this section shall be grounds for suspension or revocation of the licensee’s license as provided herein.

(e) (f) Every licensed club and drinking establishment shall make available at any time upon request a price list showing the club’s or drinking establishment’s current prices per individual drink for all individual drinks.

(f) (g) No club or drinking establishment shall allow the serving, mixing or consumption of alcoholic liquor on its premises between the hours of 2:00 a.m. and 9:00 a.m. on any day.

(g) (h) No caterer shall allow the serving, mixing or consumption of alcoholic liquor between the hours of 2:00 a.m. and 6:00 a.m. on any day at an event catered by such caterer.

(h) (i) No licensee, owner or employee of any public venue, club or drinking establishment shall allow anyone other than another owner/licensee, a bona fide employee required to have a liquor permit card as defined in this article, or an independent contractor specifically engaged in the performance of structural modification, alteration, improvement or custodial functions to remain inside the premises between the hours of 2:00 a.m. and 9:00 a.m. of any day, except that a private club which is also licensed as a food establishment pursuant to K.S.A. 36-501, which has theretofore been determined by the director of the alcohol beverage control board to derive not less than 50 percent of its gross receipts from the sale of food for consumption in the club premises or a drinking establishment may be open for the sale and consumption of food only on the licensed premises from 6:00 a.m. of any day to 2:00 a.m. of the next day.

(i) As used in this section, the term "drink" means an individual service of any beverage containing alcoholic liquor or an individual serving of cereal malt beverage.

Sec. 4-139. - Investigation of applicant; general grounds for denial of application.

(a) No license of any type to sell alcoholic beverages, beer or cereal malt beverage shall be granted until the application therefor has been on file in the office of the unified government clerk at least five days. It shall be the duty of the license inspector to notify the chief of police of all applications for such licenses, and it shall be the duty of the chief of police, before the granting of such license,
to make a full, complete and thorough investigation of the applicant relative to the requirements for such license, and if such investigation reveals that such applicant is not entitled to such license, to file with the unified government clerk written objections to the granting of such license, stating in detail the reasons why such license should not be granted to such applicant. Such report shall be made within 15 days after receipt of the notice from the license department.

(b) No license shall be issued to:

(1) An applicant for a license to operate a private club, drinking establishment or caterer who has not been a citizen of the United States for at least ten years, a resident of the state for a period of at least one year immediately preceding the date of application and a current resident of the county in which the business is located.

(2) An applicant for a cereal malt beverage retailer’s license who has not been a resident of the county in which the business is located for six months, a good faith resident of the state for at least one year immediately preceding the application and who is not a citizen of the United States.

(3) A person who is not of good character and reputation in the county in which the person resides or who has not reached the age of 21 years prior to making application.

(4) A person who has been convicted of a felony under the laws of this state, any other state or of the United States or any crime involving moral turpitude, a sex offense, crime against public morals, crime affecting public trust, racketeering or any of the offenses against the decency of the community. For purposes of this subsection, the terms "offenses against the decency of the community" and "offense of moral turpitude" shall mean and include those felonies, misdemeanors or municipal ordinances alleging or involving prostitution, pimping, lewd and lascivious behavior, indecent exposure, illegal use, possession or sale of narcotics, marijuana, or any and all controlled substances as that term is defined in K.S.A. 65-4101 et seq., sodomy, incest, pandering, gambling, and crimes against nature, or a person who has forfeited bond to appear in court to answer charges for any of these crimes.

a. Except, a person who is a retailer as defined by K.S.A. 47-2701(e) and has been convicted of, released from incarceration for or released from probation or parole for a felony as described in this subsection may be issued a cereal malt beverage retailer’s license two years after the date of conviction.
b. For purposes of this subsection, the terms "offenses against the decency of the community" and "offense of moral turpitude" shall mean and include those felonies, misdemeanors or municipal ordinances alleging or involving prostitution, pimping, lewd and lascivious behavior, indecent exposure, illegal use, possession or sale of narcotics, marijuana, or any and all controlled substances as that term is defined in K.S.A. 65-4101 et seq., sodomy, incest, pandering, gambling, and crimes against nature, or a person who has forfeited bond to appear in court to answer charges for any of these crimes.

(5) A person who has been adjudged guilty, entered a plea, or forfeited bond on a charge of driving a motor vehicle while under the influence of intoxicating liquors within two years immediately preceding the date of application.

(6) Except as provided in subsection (b)(19) of this section, a person who has a beneficial interest in the manufacture, preparation or wholesaling or the retail sale of alcoholic liquors or a beneficial interest in any other public venue, club, drinking establishment, or caterer licensed hereunder, except that:

a. A license for premises located in a hotel may be granted to a person who has a beneficial interest in one or more other public venues, clubs, or drinking establishments licensed hereunder if such other public venues, clubs, or establishments are located in hotels.

b. A caterer's license may be issued to a person who has a beneficial interest in a public venue, club, or drinking establishment, and a license for a public venue, club, or drinking establishment may be issued to a person who has a beneficial interest in a caterer.

c. A license for a class A club may be granted to an organization of which an officer, director or board member is a distributor or retailer licensed under the state Liquor Control Act (K.S.A. 41-101 et seq.), if such distributor or retailer sells no alcoholic liquor to such club.

d. A license for a class B club or drinking establishment may be granted to a person who has a beneficial interest in a manufacturer, microbrewery, microdistillery or farm winery licensed pursuant to the state Liquor Control Act (K.S.A. 41-101 et seq.).
(7) A person who has been convicted of any misdemeanor violation of the laws of any state, of the United States, or of any political subdivision pertaining to intoxicating or alcoholic liquor or cereal malt beverage within two years of the application hereunder, or a person who has been convicted of two violations of the ordinances of any city anywhere regulating any city alcoholic or intoxicating liquor or cereal malt beverage law within a 24-month period of time.

(8) A person whose license to sell alcoholic beverages, beer or cereal malt beverages has been revoked under any of the laws of this state or its political subdivisions or the laws of any other state or its political subdivisions.

(9) A person who refuses to be photographed and fingerprinted for application and identification purposes.

(10) A person who has any outstanding warrants of arrest against them from any federal, state or municipal law enforcement agency.

(11) A person who has not complied fully with section 4-137.

(12) A partnership, unless all copartners are qualified to obtain a license.

(13) A corporation, if any officer, manager or director thereof or any stockholder owning in the aggregate more than five percent of the common or preferred stock of such corporation would be ineligible to receive a license hereunder for any reason other than citizenship and residence requirements.

(14) A corporation, if any officer, manager or director thereof or any stockholder owning in the aggregate more than five percent of the common or preferred stock of such corporation has been an officer, manager or director thereof or a stockholder owning in the aggregate more than five percent of the common or preferred stock of a corporation which:

a. Has had a license revoked under the provisions of the Club and Drinking Establishment Act; or

b. Has been convicted of a violation of the state Liquor Control Act (K.S.A. 41-101 et seq.), the Club and Drinking Establishment Act (K.S.A. 41-2601 et seq.), or the cereal malt beverage laws of this state.
(15) A corporation organized under the laws of any state other than this state except when the application is for a retailer's license only.

(16) A person whose place of business is conducted by a manager or agent, unless the manager or agent possesses all the qualifications.

(17) A person who provides false information in answer to any question on an application for a license hereunder.

(18) A person who, other than as a member of the unified government board of commissioners, appoints or supervises any law enforcement officer, who is a law enforcement official, or who is an employee of the director, except that this provision shall not apply to nor prohibit the issuance of a license for a class A club to an officer of a post home of a congressionally Chartered service or fraternal organization, or a benevolent association or society thereof.

(19) The holder of a valid existing license issued under K.S.A. 41-2701 et seq. unless the person agrees to and does surrender the license to the officer issuing the same upon the issuance to the person of a license under this article, except that:

   a. A retailer licensed pursuant to K.S.A. 41-2702 shall be eligible to receive a retailer's license under the state Liquor Control Act (K.S.A. 41-101 et seq.); and

   b. A holder of a cereal malt beverages wholesaler's license shall be eligible to receive a beer distributor's license under this article.

(20) A person who does not own the premises for which a license is sought or does not have a written lease thereon for at least three-fourths of the period for which the license is to be issued.

(21) A person whose spouse would be ineligible to receive a license under this article for any reason other than citizenship, residence requirements or age, except that this subsection shall not apply in determining eligibility for a renewal license.

(22) A person who intends to carry on a business authorized by the license as an agent of another.

(c) Any person who is denied a license or permit under this section for the reasons specified in subsections (b)(3), (b)(9) and (b)(17) of this section shall be
ineligible to reapply for the license for a period of two years from the date of application.

Sec. 4-141. - Issuance to persons with beneficial interests.

No license shall be issued under the provisions of this article to a person who has a beneficial interest in the manufacture, preparation, wholesale or the retail sale of alcoholic liquor or a beneficial interest in any other public venue, club, drinking establishment or caterer licensed hereunder, except that:

(1) A license for premises located in a hotel may be granted to a person who has a beneficial interest in one or more other public venues, clubs or drinking establishments licensed hereunder if such other public venues, clubs or establishments are located in hotels.

(2) A license for a club or drinking establishment that is a restaurant may be issued to a person who has a beneficial interest in other public venues, clubs or drinking establishments that are restaurants.

(3) A caterer's license may be issued to a person who has a beneficial interest in a club or drinking establishment, and a license for a public venue, club or drinking establishment may be issued to a person who has a beneficial interest in a caterer.

(4) A license for a class A club may be granted to an organization of which an officer, director or board member is a distributor or retailer licensed under the Liquor Control Act if such distributor or retailer sells no alcoholic liquor to such club.

(5) A license for a class B club or drinking establishment may be granted to a person who has a beneficial interest in any manufacturer, microbrewery, microdistillery or farm winery licensed pursuant to the state Liquor Control Act (K.S.A. 41-101 et seq.).

Sec. 4-142. - Resident agent requirements.

(a) No corporation shall be issued a license as a club, drinking establishment or caterer unless such corporation first appoints a citizen of the United States and a resident of both the state and the county as its agent and files with the unified government a duly authenticated copy of a duly executed power of attorney authorizing such agent to:

(1) Accept service of process from the unified government and the courts of this state; and
(2) Exercise full authority of such corporation and full authority, control and responsibility for the conduct of all business and transactions of the corporation within the state relative to the business licensed.

Such agent must have the qualifications of a licensee, except for the qualification of residence. Such agent shall at all times be maintained by such corporation. The chief of police may waive the requirement that the resident agent secure an identification card if the applicant is known to the chief and available for service of process in the city as a resident or by operating a business.

(b) No corporation shall be issued a license as a club, drinking establishment, caterer or drinking establishment/caterer, unless such corporation first files with the unified government a copy of its articles of incorporation and its bylaws.

(c) No partnership shall be issued a license as a club, drinking establishment, caterer or drinking establishment/caterer, unless such partnership first files with the unified government a copy of the partnership agreement.

Sec. 4-143. - License additional to others; posting.

(a) Any license issued under the provisions of this chapter shall be in addition to any other license required for the operation of any other business conducted on the same premises for which a license is required by any other ordinance. All licenses issued under the provisions hereof shall be framed and conspicuously posted in each and every place operating thereunder.

(b) Every club licensee shall cause the license to be displayed in plain view in a conspicuous place on the licensed premises.

(c) In the case of a railway car, the license shall be posted at its main office which shall be stated in the application.

Sec. 4-144. - License a personal privilege; duration of license; transfer, bankruptcy, descent and alienability testamentary descent.

A class B club license, drinking establishment license, or caterer's license shall be purely a personal privilege, good for not to exceed two years after issuance unless sooner suspended or revoked as provided in this division and shall not constitute property, nor shall it be subject to attachment, garnishment or execution, nor shall it be alienable or transferable, voluntarily or involuntarily, or subject to be encumbered or hypothecated. A class B club license, drinking establishment license or caterer's license shall not descend by the laws of testate or interstate devolution, but shall cease or expire upon the death of the licensee subject to the following provision. An executor, administrator or representative of
the estate of any deceased holder of a class B club, drinking establishment or
caterer's license or the trustee of any insolvent or bankrupt class B club, drinking
establishment or caterer's license may continue the licensee's business under
order of the appropriate court and may exercise the privilege of the deceased,
insolvent or bankrupt licensee after the death of such licensee or after such
insolvency or bankruptcy until the expiration of such license, but in no case
longer than one year after the death, insolvency or bankruptcy of such licensee.
A refund shall be made of that portion of the license fee paid for any period in
which the licensee shall be prevented from operating under such license in
accordance with the provisions of this article.

New Section 4-183 – Wine, Beer and Distilled Spirit Tastings

(a) Notwithstanding any other provisions of the Kansas liquor control act to the
contrary, any person or entity who is licensed to sell alcoholic liquor in the
original package at retail may conduct wine, beer and distilled spirit tastings
on the licensed premises, or adjacent premises, monitored and regulated by
the division of alcoholic beverage control, as follows:

(1) Wine, beer and spirits for the tastings shall come from the inventory of the
licensee. Except as provided by paragraph (2), a person other than the
licensee or the licensee’s agent or employee may not dispense or
participate in the dispensing of alcoholic beverages under this section.

(2) The holder of a supplier’s permit or such permit holder’s agent or
employee may participate in and conduct product tastings of alcoholic
beverages at a retail licensee’s premises, or adjacent premises, monitored
and regulated by the division of alcoholic beverage control, and may open,
touch, or pour alcoholic beverages, make a presentation, or answer
questions at the tasting. Any alcoholic beverage tasted under this
subsection must be purchased from the retailer on whose premises the
tasting is held. The retailer may not require the purchase of more alcoholic
beverages than are necessary for the tasting. This section does not
authorize the supplier or its agent to withdraw or purchase an alcoholic
beverage from the holder of a distributor’s permit or provide an alcoholic
beverage for tasting on a retailer’s premises that is not purchased from the
retailer.

(3) No charge of any sort may be made for a sample serving.

(4) A person may be served more than one sample. Samples may not be
served to a minor. No samples may be removed from the licensed
premises.
Sec. 4-234. - Happy hours, etc.

(a) No retailer or employee or agent of a retailer licensed to sell cereal malt beverages for consumption on the licensed premises shall:

(1) Offer or serve any free drink to any person.

(2) Serve more than two drinks, one 64-ounce pitcher, to one person at one time.

(3) Sell, offer to sell or serve to any person an unlimited number of drinks during any set period of time for a fixed price, except at private functions not open to the general public.

(4) Offer or serve to any person a drink at a price that is less than the acquisition cost of the drink to the licensee.

(5) Sell, offer to sell or serve any drink to any person on any one day at a price less than that charged the general public on that day, except at private functions not open to the general public.

(6) Increase the size of a drink of cereal malt beverage without increasing proportionately the price regularly charged for the drink on that day.

(7) Encourage or permit on the licensed premises any game or contest which involves drinking cereal malt beverages or the awarding of drinks as prizes.

(8) Advertise or promote in any way, whether on or off the licensed premises, any of the practices prohibited under subsections (a)(1) through (a)(6) of this section.

(b) Nothing in subsection (a) of this section shall be construed to prohibit a retailer from offering free food or entertainment at any time may:

(1) Offer free food or entertainment at any time;

(2) sell, offer to sell and serve individual drinks at different prices throughout any day; or

(3) sell or serve cereal malt beverage in a pitcher capable of containing not more than 64 fluid ounces.
(c) Violation of any provision of this section is a misdemeanor punishable as provided herein.

(d) Violation of any provision of this chapter shall be grounds for suspension or revocation of the license as provided herein.

(e) As used in this section, "drink" means an individual serving of cereal malt beverage.

Section 2. That said original Sections 4-9, 4-99, 4-103, 4-105, 4-139, 4-141, 4-142, 4-143, 4-144 and 4-234 are hereby repealed and new section 4-183 be added to the 2008 Code of Ordinances for the Unified Government of Wyandotte County/Kansas City, Kansas

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the Wyandotte Echo.

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

THIS _____ DAY OF _____________________, 2012.

Joe Reardon, Mayor/CEO

Attest:

_________________________
Unified Government Clerk

Approved As To Form:

_________________________
Delia M. York, Deputy Chief Counsel
**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 detailed 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.
Environment

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
Kevin R. Deen
108 South 23rd St
KC KS 66102
913-573-5299

8-22-12

Fax to 573-5260

and Ferro WMed Corp Dist 4 through Carol Geis

To Ms. Carol Geiss - U 6 Clerks office

Dear Carol - Good Day to You Mom, and Me Med Trox

1) I previously requested Standing Committee Re: Mandatory Residential Trash Service - When no one resides there, new owner has - Yet, Yes! I been forced by RW who Enforces Mandatory, to pay Residential Service Fee - U/6. And telephone fee as well.

2) I request written notice by 8/20/12 7:30 Pm by Mail advising me I've been set to appear 8/20/12 5:00 Pm

3) Respectfully, I Request / Attent Continuance And Exempt to Good Reason As I receive notice in Mail after time schedule. I need for better notice in Advance

4) The telephone line issues is corrected, I withdrawn that petition but would like Address Committee - Mr. Alex Self Commissioner - Cherry Dist. Will not reply and I'd have look to his opinion really to him. He won't respond to me. (District 4/ Teresa Medros)

5) I called left message on your voice mail on 8/21/12, I was told Next Standing committee is 18th Sept 17th 12. Is this true? Can I be on it? Please Advise.

I've been for RS charges for Residential Trash Service - not needed water, electricity is Desire. Trash Service is not I object to this ordinance policy. Etc. And Cannot of it being

FILED

AUG 23 2012 CG

UNIFIED GOVERNMENT CLERK
5(B) Extortion & Violation of My Due Process Equal Protection of Law - Rights Guaranteed Me Under US and Kansas Constitution. Also forcing me to purchase residential trash service when no one resides there. RE 115 S 23rd St KC KS has no residential trash - no one lives there. Has not since I owned it (Cost Electric - unneeded needed training).

Also object to face me by BRUO's policy ordnance for trash service from individual private company's monopoly and coercion - illegal and improper. US Supreme Court recently in Health Care Act Ruled on coercion. Remanded. It took it. Answer you can't force upon someone that is withheld. Such by coercion - Wesley Cole. Please.

Respectfully Requested

(SERVICE BY FAX) verified by receipt)

To Carol Gods! Fax #: 913 573 3260

on this date 8-22-12

Also Terence Madding Dist 4 - is my Commisuar he will not. Has not responded to my letters - etc.
Also Secretary was supposed to get back me. Speaks thin and never heard back. To appreciate it if you give this to Mr Madding as well.

Is it not his Job to respond to ones in his District?
September 13, 2012

Kevin Drum  
108 S. 25th St.  
Kansas City, KS 66102-4604

Mr. Drum:

This is to confirm that your request to appear before a standing committee of the Unified Government to protest against paying for residential trash pickup at 115 S. 25th St. has been set for:

**COMMITTEE:** Public Works and Safety Standing Committee  
**DATE:** Monday, September 17, 2012  
**TIME:** 5:00 p.m.  
**LOCATION:** Municipal Office Building  
701 North 7th Street, 6th floor training room (Suite 614)  
Kansas City, KS 66101

You will be given five minutes to present your views. All comments made must pertain to the subject matter.

If you have any questions, do not hesitate to contact me at 573-5260.

Sincerely,

[Signature]

Carol Godsil  
Deputy UG Clerk