

**CITY COUNCIL AGENDA
Monday, October 13, 2014**

Workshop – 7:15 p.m.

WS-1 Sale of Property

Council Meeting – 7:30 p.m.

1. National Business Women's Week Proclamation - October 20 to 24
2. Citizen Concerns About Items Not on Today's Agenda. (Copies of written material presented to the City Council also needs to be provided to the City Clerk.)
CONSENT AGENDA - If a Councilmember has a simple question about an item, it can be asked before the Mayor calls for the vote on the Consent Agenda. An item only needs to be removed from the Consent Agenda if it warrants discussion.
3. Minutes of the September 22, 2014 City Council Meeting
4. Claims for City Operations for October 13, 2014
5. Public Housing Authority Claims for October 13, 2014

REGULAR MEETING AGENDA

6. Special Use Permit SUP-132 Holliday Sand & Gravel Plant
7. Public Hearing & Approve Public Housing Authority Five-Year Plan for FY 2015
8. Award Bid for the Purchase of a Flatbed Truck for the Public Works Department to Shawnee Mission Ford
9. Cooperative Agreement with Mid America Regional Council for Membership in Operation Green Light
10. Project Acceptance, Final Change Order & Final Payment to Metro Asphalt, Inc. for the 2014 Street Program Mill & Overlay Work in the Total Amount of \$72,440.04
11. Swingster Interceptor Sewer Repair Project Final Acceptance, Final Change Order & Approve Final Payment
12. Acceptance & Final Payment to Smith & Loveless for the Lake Forest Lift Station Upgrade Project
13. City Manager's Report
14. City Council Items
15. Mayor's Report
16. Executive Session to Discuss Personnel Matters



City of Bonner Springs

P. O. Box 38, 205 East Second Street, Bonner Springs, KS 66012

WORKSHOP MEETING

7:15 p.m.

REGULAR CITY COUNCIL MEETING

7:30 p.m.

CITY HALL COUNCIL CHAMBERS

Monday, October 13, 2014

Life is Better in Bonner Springs

City Council Workshop Agenda
Monday, October 13, 2014

Present:	Stephens	_____
	Cooper	_____
	Reeves	_____
	Haas	_____
	Peterson	_____
	Knight	_____
	Freeman	_____
	Shannon	_____

Staff Present: _____

AGENDA ITEM: Sale of Property

NARRATIVE: The enclosed memorandum provides the Staff's recommendation to sell a portion of property acquired as part of the mid 1970s Urban Renewal Project. The information enclosed provides maps that show the area of the City's Parking Lot at Second & Cedar that Staff recommends we sell.

With consensus from the City Council, we will place this item on the October 27, 2014 Regular Meeting Agenda for approval.

City Council Staff Report

October 13, 2014

To: Mayor and City Council
Thru: John N. Helin, City Manager 
From: Don E. Slone, AICP, CFM, Planning Director 
Subject: 205 & 207 Oak Street (Lot 2, Block 4, Tiblow) Parking Lot

Exhibits: Letter from Tenants at 205 & 207 Oak Street dated September 22, 2014, Plat Sketch – Lot 2, Block 4, Tiblow, Parcel Map, GIS Aerial Photo Second Street & Oak Street and Agreement

Staff Recommendation:

Staff recommends the Governing Body approve the sale of approximately 2,293 square feet of “Dock Area” behind the building located at 205 & 207 Oak Street as shown on the attached Plat Sketch in the amount of \$1.00 subject to the property owner’s agreement to construct and maintain a “Dumpster Enclosure” at his cost in accordance with the City’s Screening Requirements and authorize the City Manager to execute the Agreement and Kansas Warranty Deed.

Background:

The City of Bonner Springs acquired the subject property behind the former Miller Pharmacy building located at 205 & 207 Oak Street on November 2, 1973. The City acquired the area behind the building to complete the City parking lot grading along Cedar Street that also included the construction of the wall and dock area due to the change in elevation from the building’s rear access doors.

The subject area contains a covered stairway and a ramp to the overhead door for 207 Oak Street (Sunflower Embroidery, Quilting and Fabrics) and 205 Oak Street (Vaughn-Trent Community Services, Inc.) respectively. This area currently contains two trash/recycle dumpsters.

Discussion:

The tenants of building located at 205 & 207 Oak Street sent a letter to both the City Manager and property owner, Roger Miller, to request repairs to the back entrance for both businesses, Vaughn-Trent Community Services, Inc. and Sunflower Embroidery, Quilting and Fabrics.

The City Manager spoke to the property owner, Roger Miller, in response to the letter and asked if the property owner would consider the purchase of the same property the City acquired in 1973. The City Manager asked me to review the property and make a recommendation. I reviewed the location, its current use and noted the stairway and ramp prohibits the use as a parking lot. I worked with the City Clerk and we determined that this is a unique situation as the area is not suitable for use as a public parking lot. We recommend the City sell the property back to the original owner of record if he will screen the trash dumpster in accordance with the City’s Screening Requirements.

I met with the property owner, Roger Miller, who agreed to re-acquire the property for the same \$1.00 that the City purchased it from him in 1973 and verbally agreed to the stipulation to construct and maintain a “Dumpster Enclosure” in accordance with the City’s Screening Requirements.

Financial Impact:

There will be no financial impact to the City with the exception of Staff time to draft and file a Warranty Deed for the subject property.

COPY

September 22, 2014

Mr. John Helin
City Manager
205 E. Second St.
Bonner Springs, KS 66012

Mr. Roger Miller
Landlord
503 Coronado St; PO Box 417
Bonner Springs, KS 66012

Gentlemen:

As tenants of the buildings at 205 and 207 Oak Street, our businesses rely on the ability of customers to enter through the back entrance that opens onto the city parking lot. Last winter several problems developed, creating unsafe conditions for people using the steps and walkway into the back entrance. Although we advised our landlord, Mr. Roger Miller, of the situation, no repairs could be effected until warmer weather.

In the meantime, I was advised that the City of Bonner Springs had title to the land up to the back of the building—an area that includes the steps and walkway. It is my understanding the city is currently working with Mr. Miller to resolve the ownership issue.

Please be advised that the problems that create the dangerous conditions during winter weather have not been remedied because of the ownership issue. The problems include the following:

- canvas cover for walkway has developed holes, allowing rain, snow, etc. to puddle in the low area at the top of the steps and then freeze;
- low area at top of steps that collects water and freezes;
- inadequate guttering or other defect allowing water to flow across the walkway in front of the entrance door, which then freezes.

These problems are significant enough that we are unable to remedy them with applications of salt and sand when the weather remains steadily below freezing. The problems are also most easily remedied before the weather turns cold and wet.

Please let us know as soon as possible who will be handling these repairs. We want to know that our customers and workers are safe whenever they use the back entrance.

Thank you!



Evalyn Allen
Store Manager
Hidden-Treasures



Rita Hurt
Owner
Sunflower Embroidery, Quilting & Fabrics



Debbie Lohmann
Executive Director
Vaughn-Trent Community Services, Inc.

137.5'

137.5'

PLAT SKETCH

SCALE 1" = 20'

TIRBOW

Block 4

LOT 2

103'

205/207 OKL. ST.
#191366

74.34
60'

203 OKL. ST.
#191365

60'

103 E 2nd ST
#191381

39.84'

2nd ST.
137.5'

EDGE OF ROAD

STAIRWAY

CITY

2,293 sq. ft.

37.66'

109 E. 2nd ST
#191364

37.66'

TIRBOW

Block 4

LOT 3

137.5'

DEED
BOOK 2397 Pgs 05/06
TRUST NOV 2, 1973

206 CEDAR ST
191363

CITY PARKING LOT

2nd ST.

OKL. 19

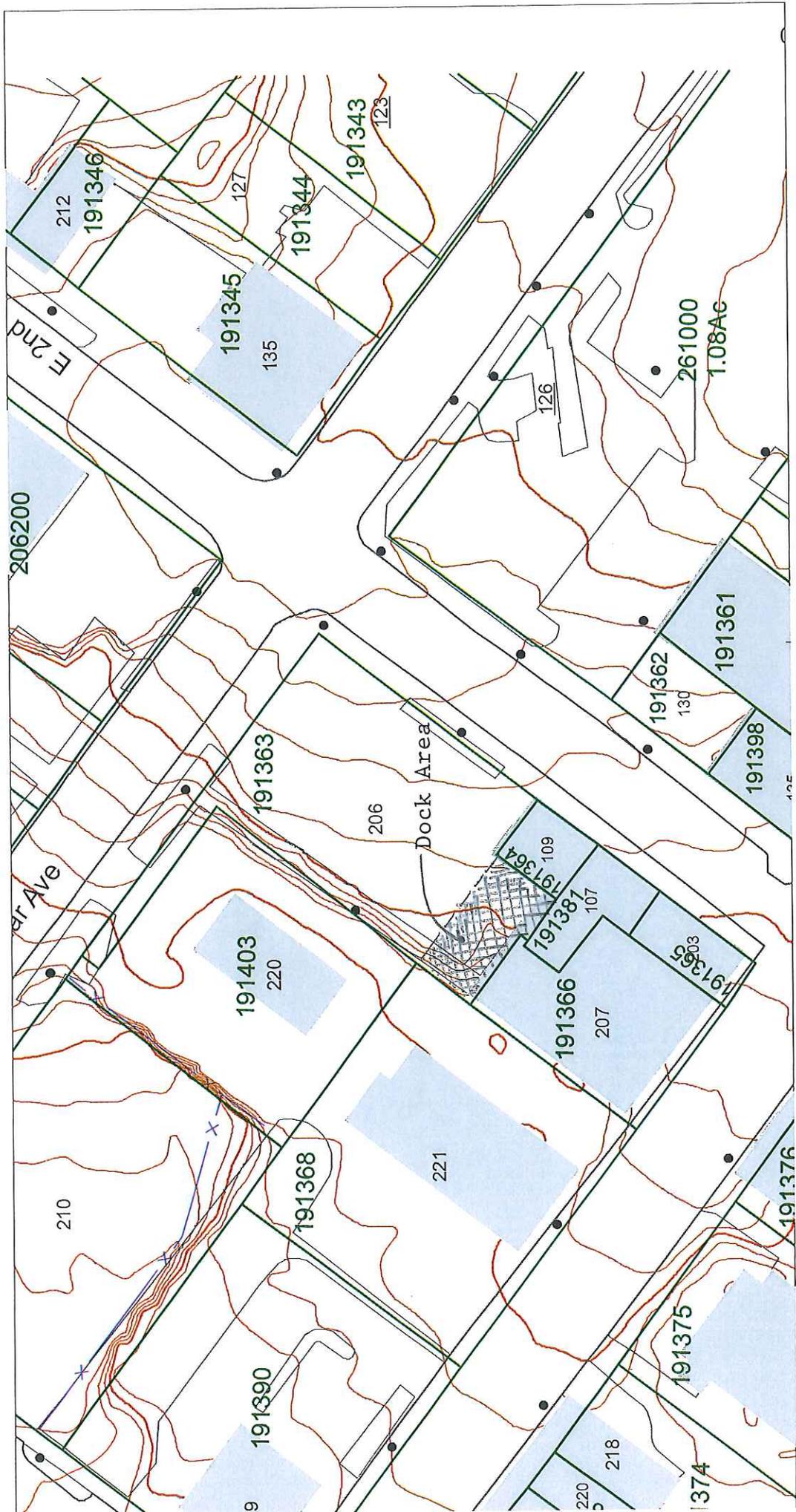
81

70

80

80

PARCEL MAP NO. 604





CEDA

2ND

OAK

ITEM NO. 1.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

Present & Vote	Stephens _____	Peterson _____
	Cooper _____	Knight _____
	Reeves _____	Freeman _____
	Haas _____	Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: National Business Women's Week Proclamation - October 20 to 24

ACTION: Proclamation Presentation

STAFF RECOMMENDATION: None

Members of the Bonner Springs BPW will be present at the meeting to receive the Proclamation in recognition of National Business Women's Week.

ITEM NO. 2.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens _____
Cooper _____
Reeves _____
Haas _____

Peterson _____
Knight _____
Freeman _____
Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Citizen Concerns About Items Not on Today's Agenda. (Copies of written material presented to the City Council also needs to be provided to the City Clerk.)

ACTION: None

STAFF RECOMMENDATION: None

This item is for comments and questions from the audience about items that are not included on today's agenda.

CONSENT AGENDA

The City Council will consider Consent Agenda items by one motion with no discussion unless the City Council, Staff or the audience requests removal of an item from the Consent Agenda. The City Council will consider an item removed from the Consent Agenda as the next item after their action on the Consent Agenda.

ITEM NO. 3.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens	_____	Peterson	_____
Cooper	_____	Knight	_____
Reeves	_____	Freeman	_____
Haas	_____	Shannon	_____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ SECOND: _____

AGENDA ITEM: Minutes of the September 22, 2014 City Council Meeting

ACTION: Make a Motion to Approve the Minutes of the Regular Meeting Held on September 22, 2014

STAFF RECOMMENDATION: The City Clerk Recommends Approval

Enclosed are the minutes for approval.

City Council Minutes – Regular Meeting – Monday, September 22, 2014

The Bonner Springs City Council met in regular session at 7:30 p.m. on Monday, September 22, 2014.

Governing Body Present: Mayor Jeff Harrington; Councilmembers: Tom Stephens, Bob Reeves, Racheal Haas, Joe Peterson, Jack Knight and Eric Freeman

Governing Body Absent: George Cooper and Roger Shannon

City Staff Present: Rita Hoag, City Clerk; Rick Sailer, Utilities Director and Don Slone, Planning Director

City Staff Absent: Jack Helin, City Manager

The Mayor opened with the Pledge of Allegiance to the Flag of the United States of America.

Item No. 1 – Proclamation – Waste Water Department – The Mayor presented a Proclamation to members of the Waste Water Department to recognize their receipt of an award three years in a row.

Item No. 2 – Proclamation – National Community Planning Month – The Mayor presented a Proclamation to the Planning Director and members of the Planning Commission.

Item No. 3 – Proclamation – Fire Prevention Week October 5 through 11 – The Mayor presented a Proclamation to members of the Fire Department to recognize Fire Prevention Week October 5 through 11.

Item No. 4 - Citizen Concerns About Items Not on Today's Agenda – None Presented.

CONSENT AGENDA

The Mayor read the Consent Agenda Items 5 through 10 and asked the Staff, audience or City Council if they wished to remove an item for separate consideration. No items were removed.

Item No. 5 – Minutes of the September 8, 2014 City Council Meeting – Presented for approval.

Item No. 6 – Claims for City Operations – September 22, 2014 – Presented for approval were the Supplement Claims in the amount of \$25,971.67 and Regular Claims in the amount of \$390,111.97.

Item No. 7 – Public Housing Authority Claims – September 22, 2014 – Presented for approval in the amount of \$19,022.97.

Item No. 8 – Contract for Purchase of Property - Staff discussed this property purchase as part of the 2015 Budget process. The negotiated purchase price is \$260,000. Staff included the contract in the Agenda packet.

Item No. 9 – Request for Special Olympics Bike Run on September 27, 2014 Rain Date September 28, 2014 – KCK Huggers Special Olympics requested use of the Centennial Park Parking Lot for their event on Saturday, September 27, from 10:00 a.m. to 5:30 p.m. and provided the required Certificate of Insurance that names the City as an additional insured.

Item No. 10 – Anti Drug and Alcohol Use Policy – KDOT Program - The City received an amendment which requires approval by the City Council. Staff provided a list of changes included in the amendment in the Agenda packet. The City must comply with the requirements and adopt the amended policy to continue to receive KDOT grant funds for Tiblow Transit.

CONSENT AGENDA APPROVAL

Reeves made a Motion to Approve the Consent Agenda as presented. Peterson seconded the motion and it carried on a vote of six to zero.

REGULAR MEETING AGENDA

Item No. 11 – Award Bid for 2015 Crane Service Truck – The Utilities Director made a presentation:

➤ The City received three bids for a 2015 Chevrolet 3500HD truck with utility body and crane; Roberts Chevrolet Buick - \$44,475, Shawnee Mission Ford - \$47,838 and Olathe Ford - \$61,695.

➤ Staff recommends the City Council award the Bid to purchase a 2015 Chevrolet 3500HD truck mounted with a Knapheide utility body and Stellar telescoping crane to Roberts Chevrolet Buick for a total amount of \$44,475.

➤ The 2014 Water Fund Operations and Maintenance budget includes \$48,000 for the truck purchase.

Stephens made a Motion to Award the Bid for the Purchase of a 2015 Chevrolet 3500HD Truck Utility Body and Crane. Reeves seconded the motion and it carried on a vote of six to zero.

Item No. 12 – Award Bid for Backwash Settling Tank Project to Crossland Heavy Contractors, Inc. for a Total Amount of \$499,900 Contingent Upon KDHE Approval and Approve an Increase in the KDHE Loan from \$550,000 to \$900,000. – The Utilities Director made a presentation:

➤ The engineer created a preliminary estimate in 2012.

➤ The City received two bids for the Backwash Settling Tank Project; Crossland Heavy Contractors, Inc.- \$499,900 and Smi-Co Construction, Inc. - \$559,023.

➤The bids were higher than expected. Staff along with the engineer evaluated the bids and found no other options.

➤Introduced Brian Hoellein, Bartlett and West; Rob White, VFI and Eric Lowe, Crossland Heavy Contractors.

➤Reeves asked how the City will manage the extra finance amount. The Utilities Director stated the City would increase the KDHE loan amount which will cost residents an estimated fifty-five to eighty cents per month per household.

➤Reeves asked where Well No. 5 is. The Utility Director stated that Well No. 5 is west of the Wastewater Treatment Plant and the City drilled Well No. 6 to replace Well No. 5.

➤Freeman asked about the detailed information in the preliminary report completed by Bartlett and West. The Utility Director stated the preliminary report investigated how to capture and treat backwash water prior to discharge into the Kansas River. KDHE does not permit the City to discharge water into the Kansas River before we treat it for chlorine and solids. Staff evaluated the valves and control of the water discharge in the design phase.

➤Freeman asked if Staff anticipated change orders. The Utility Director stated he does not anticipate any change orders.

➤Peterson asked if the City's original Budget amount of \$350,000 changed. The Utilities Director stated the original Budget amount did not change, only the loan amount increased.

➤Staff recommends the City Council approve award of the bid to Crossland Heavy Contractors, Inc. and approve an increase in the KDHE loan.

Reeves made a Motion to Award the Bid for Backwash Settling Tank Project to Crossland Heavy Contractors, Inc. for a Total Amount of \$499,900 Contingent Upon KDHE Approval and Approve an Increase in the KDHE Loan from \$550,000 to \$900,000. Stephens seconded the motion and it carried on a vote of six to zero.

Item No. 13 – Ordinance Public Amusement Definition Amendment – The proposed Ordinance enclosed in the Agenda packet provided two changes in legislative style to definitions for Public Amusements. The change deleted the words “massage shows” as a clean up of the previous language.

Peterson made a Motion to Approve an Ordinance to Amend Chapter V Business Regulations, Article 5 Public Amusements, Section 5-502 Definitions of the Code of Ordinances of the City of Bonner Springs, Kansas.

Knight seconded the motion and it carried on a vote of six to zero. **Assigned Ordinance No. 2392.**

Item No. 14 – Ordinance to Amend Chapter V Business Regulations Article 10 Massage Therapy – The City Clerk made a presentation:

➤Staff briefed the City Council on this item at the September 8, 2014 Workshop Meeting and the City Council reached consensus with no opposition to place the item on the Agenda for September 22.

➤The moratorium on issuance of new Massage Therapy Business Establishment licenses will expire upon the effective date of the Ordinance which is the publication date.

Peterson made a Motion to Approve an Ordinance to Amend Chapter V Business Regulations, Article 10 Massage Therapy. Reeves seconded the motion and it carried on a vote of six to zero. **Assigned Ordinance No. 2393.**

Item No. 15 – City Manager's Report – No items added.

Item No. 16 – City Council Items –

➤Stephens asked the City Council to discuss at a future Workshop Meeting if the City should regulate tow fees. The Mayor asked Staff to research area tow companies' fees and bring information back to a future Workshop Meeting. The City Council reached consensus with no opposition to discuss the item at a future Workshop Meeting.

Item No. 17 – Mayor's Report –

➤Received a letter from Clark Middle School to request approval of the Tomahawk Trot previously known as the Panther Prowl. He will give the request to the City Clerk to administratively approve.

➤Participated in the Wyandotte Economic Development meeting.

➤Improvements to K-7 highway are almost complete.

➤Attended the Homestead Motors ribbon cutting for whom the City cooperated with Edwardsville to extend water and sewer service.

➤The Library Board began the process to plan for the Jazz on the Lake fundraiser and to search for a new Director.

➤KDOT or the City needs to remove the bush in the median at Kansas Avenue and K-7.

The meeting adjourned at 8:05 p.m.

Rita Hoag, City Clerk

ITEM NO. 4.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

Present & Vote	Stephens _____	Peterson _____
	Cooper _____	Knight _____
	Reeves _____	Freeman _____
	Haas _____	Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Claims for City Operations for October 13, 2014

ACTION: Make a Motion to Approve the Claims for City Operations for October 13, 2014

STAFF RECOMMENDATION: The City Manager and City Clerk Recommend Approval and State that all Expenditures Comply with the State of Kansas Cash Basis Law

Enclosed are the Supplement Claims for City Operations in the amount of \$168,152.99 and the Regular Claims in the amount of \$189,761.68 that includes a payment for

Note: If a Councilmember has questions on any of the claims, it would be helpful to call or email ahead in order to get a detailed answer.

Check Register Report

SUPPLEMENTAL CHECK REGISTER

Date: 10/08/2014

Time: 11:35 am

Page: 1

Bonner Springs City Hall

BANK: UNION BANK & TRUST

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK & TRUST Checks							
124987	09/26/2014	Printed		4413	AT & T 5001	PHONE SERVICE	3,153.76
124988	09/26/2014	Printed		7084	AT&T U-VERSE	INTERNET SERVICE 8/10-9/9/14	340.00
124989	09/26/2014	Void	09/26/2014			Void Check	0.00
124990	09/26/2014	Void	09/26/2014			Void Check	0.00
124991	09/26/2014	Void	09/26/2014			Void Check	0.00
124992	09/26/2014	Void	09/26/2014			Void Check	0.00
124993	09/26/2014	Void	09/26/2014			Void Check	0.00
124994	09/26/2014	Printed		6536	BANKCARD PROCESSING CENTER	TRAINING,ADS,FRIDGE,VESTS	6,595.92
124995	09/26/2014	Printed		0122	BONNER SPGS FIREFIGHTERS ASSC	PAYROLL DEDUCTS&REPL CK#111994	224.00
124996	09/26/2014	Printed		0121	BONNER SPGS LIBRARY	WY, LV, JO CO TAX DISTRIBUTION	31,986.56
124997	09/26/2014	Printed		7193	CHASE PROCESSING	PAYROLL DEDUCTIONS	1,270.00
124998	09/26/2014	Printed		2885	CHERYL COLEMAN	REPL PAYROLL CK #10602&100936	20.00
124999	09/26/2014	Printed		3665	W H GRIFFIN, TRUSTEE	PAYROLL DEDUCTIONS	1,656.00
125000	09/26/2014	Printed		2889	DEANNA HUTCHINSON	RENTAL DEPOSIT REFUND	150.00
125001	09/26/2014	Printed		0898	ICMA RETIREMENT CORPORATION	PAYROLL DEDUCTS/BENEFITS	3,642.00
125002	09/26/2014	Printed		0981	ING FINANCIAL PARTNERS	PAYROLL DEDUCTIONS	818.38
125003	09/26/2014	Printed		3108	JC COMMUNICATIONS BEST	AFTER HRS ANSWERING SVC	73.00
125004	09/26/2014	Printed		3960	JOHN HANCOCK	PAYROLL DEDUCTS/BENEFITS	310.00
125005	09/26/2014	Printed		2195	KANSAS PAYMENT CENTER	PAYROLL DEDUCTIONS	1,101.37
125006	09/26/2014	Printed		2014	KCPL	ELECTRIC SERVICE	60.15
125007	09/26/2014	Printed		2892	SHANNON LAMAR	COURT BOND REFUND	521.00
125008	09/26/2014	Printed		9879	MAINSTREET CREDIT UNION	PAYROLL DEDUCTIONS	2,672.32
125009	09/26/2014	Printed		2883	MASON MONITORING, INC.	FIRE MONITORING 9/1-9/30	15.00
125010	09/26/2014	Printed		8001	MIDWEST PUBLIC RISK	HEALTH,DENTAL,VISION INSURANCE	69,297.97
125011	09/26/2014	Printed		7206	NATIONAL INSURANCE MARKETING	PAYROLL DEDUCTIONS	2,503.78
125012	09/26/2014	Printed		2884	PITNEY BOWES	REPLACED CK #124947	462.00
125013	09/26/2014	Printed		3334	PITNEY BOWES	REPLACED CK #124947	65.44
125014	09/26/2014	Printed		3361	PURCHASE POWER	POSTAGE FOR METER	1,250.00
125015	09/26/2014	Printed		1811	RICOH USA, INC.	COPIER LEASES: JULY-SEPT	2,317.38
125016	09/26/2014	Printed		0337	ADRIAN SWAN	REPLACED PAYROLL CK #9997	6.50
125017	09/26/2014	Printed		2887	AMIE TRAFTON	RENTAL DEPOSIT REFUND	100.00
125018	09/26/2014	Printed		3736	UNIFIED TREASURER	REPLACED CK #114772	4,125.00
125019	09/26/2014	Void	09/26/2014			Void Check	0.00
125020	09/26/2014	Printed		1315	WALMART COMMUNITY GEGRB	MUMS F/PARKS,OFFICE SUPPLIES	618.29
125021	09/26/2014	Printed		3790	WESTAR ENERGY	ELECTRIC SERVICE	31,595.46
125022	09/26/2014	Printed		6687	ALYSSA WHIM	REPLACED PAYROLL CK#10724	101.71
125023	09/26/2014	Printed		2886	CAROL ZUBRUNN	RENTAL DEPOSIT REFUND	100.00
125024	09/29/2014	Printed		4210	FIRST AMERICAN TITLE	EARNEST MONEY 130 N NETTLETON	1,000.00

Total Checks: 38 **Checks Total (excluding void checks): 168,152.99**

Total Payments: 38 **Bank Total (excluding void checks): 168,152.99**

Total Payments: 38 **Grand Total (excluding void checks): 168,152.99**

Check Register Report

CHECK REGISTER

Date: 10/08/2014

Time: 11:31 am

Page: 1

Bonner Springs City Hall

BANK: UNION BANK & TRUST

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK & TRUST Checks							
125025	10/07/2014	Printed		0015	A-1 SEWER & SEPTIC SVC INC	COLLECTION SYST MAINT	2,297.50
125026	10/07/2014	Printed		1592	ACME BRICK & TILE	ENGRAVED BRICK-CENTENNIAL PARK	15.00
125027	10/07/2014	Void	10/07/2014			Void Check	0.00
125028	10/07/2014	Printed		3562	ALAMAR	UNIFORMS-POLICE	1,490.03
125029	10/07/2014	Printed		5513	AMERICAN FIRE SPRINKLER CORP	BACKFLOW INSPECTION-PARKS	223.00
125030	10/07/2014	Printed		5615	AT & T 5011	SPECIAL CIRCUITS & ALARMS	291.58
125031	10/07/2014	Printed		5184	AT & T MOBILITY	MOBILE PHONE SERVICE	2,003.65
125032	10/07/2014	Printed		9975	KENNEDY BACON	SOCCER UMPIRE FEES	34.00
125033	10/07/2014	Printed		0109	BERNING TIRE COMPANY	VEH MAINT & FLAT REPAIRS	186.40
125034	10/07/2014	Printed		0117	BOARD OF PUBLIC UTILITIES	WATER USAGE/AUGUST 2014	13,728.53
125035	10/07/2014	Printed		7027	BONNER SPRINGS ANIMAL CARE CTR	VET SERVICES-PD	793.00
125036	10/07/2014	Printed		6869	BONNER SPRNGS PARTNERS II, LLC	CID PAYMENT-3RD QUARTER	21,989.55
125037	10/07/2014	Printed		4172	BOUND TREE MEDICAL	MEDICAL SUPPLIES-EMS	963.41
125038	10/07/2014	Printed		6099	BOYER-KANSAS INC	SHREDDING SERVICE-EMS	47.80
125039	10/07/2014	Printed		7102	CENTRAL SECURITY GROUP-	SECURITY SYSTEM MONITORING	122.00
125040	10/07/2014	Printed		0019	CHEMQUEST INC	CHEMICALS-WATER	3,291.75
125041	10/07/2014	Printed		2913	TAMMY CHLADNY	SECURITY DEPOSIT REFUND	35.74
125042	10/07/2014	Void	10/07/2014			Void Check	0.00
125043	10/07/2014	Printed		0144	CITY OF BONNER SPRINGS KS	SECURITY DEPOSITS APPLIED	1,475.00
125044	10/07/2014	Printed		3939	CITY OF EDWARDSVILLE	ENGINEERING SVC- WWT	1,644.30
125045	10/07/2014	Printed		2410	CITY TREASURER KCK	RESIDENTIAL REFUSE SVC	30,118.38
125046	10/07/2014	Printed		0213	COLEMAN EQUIPMENT INC	EQUIPMENT REPLACEMENT PARTS	99.11
125047	10/07/2014	Printed		0218	COMMENCO INC	RADIO MAINTENANCE-PD	1,790.10
125048	10/07/2014	Printed		1413	CONCORDIA TRACTOR, INC	EQUIP REPLACEMENT PARTS-PW	391.58
125049	10/07/2014	Printed		2317	CAMILLA JILL CREASON	RETAIL INCENTIVE REBATE	4.25
125050	10/07/2014	Printed		2216	CROSBY PLUMBING	PLUMBING MAINT-PD/COMM CNT	273.00
125051	10/07/2014	Printed		6683	KENNETH RAY CROSBY	PLUMBING REPAIRS-UT/PW	758.00
125052	10/07/2014	Printed		1739	CUSTOM WELDING & FABRICATION	EQUIPMENT MAINT/REPAIRS-PW	695.00
125053	10/07/2014	Printed		2918	JOY DAVILA	REFUND VOLLEYBALL FEES	40.00
125054	10/07/2014	Printed		0238	DEFFENBAUGH DISPOSAL SERVICE	DUMPSTER RENTALS	512.05
125055	10/07/2014	Printed		0014	DEFFENBAUGH INDUSTRIES INC	BARRICADE RENTAL-TIBLOW DAYS	1,775.00
125056	10/07/2014	Printed		4151	SHARI LEE DEMATO	TUMBLING INSTRUCTOR	390.00
125057	10/07/2014	Printed		0959	CHRISTI DIGGS	REFUND VOLLEYBALL FEES	47.50
125058	10/07/2014	Printed		1075	DSA PRECISION CLEANING	CUSTODIAL SUPPLIES	2,189.50
125059	10/07/2014	Printed		0263	DUSIL INSURANCE AGENCY	NOTARY BOND-POLICE	75.00
125060	10/07/2014	Printed		6645	EDUCATION FOUNDATION	BANNER F/HOMES TOUR-CTC	105.00
125061	10/07/2014	Printed		2626	EL POTRO MEXICAN CAFE 3 LLC	RETAIL INCENTIVE REBATE	3,537.33
125062	10/07/2014	Printed		0276	ENVIRONMENTAL LABORATORIES	UT SAMPLES/ANALYSIS:APR-AUG	3,947.00
125063	10/07/2014	Printed		5420	EVERETT MILBERGER PEST CONTROL	PEST CONTROL SVC-UT	150.00
125064	10/07/2014	Printed		2621	EXPRESS WASH AMERICA LLC	CAR WASH-UT	8.00
125065	10/07/2014	Printed		2914	LAWRENCE FARR	SECURITY DEPOSIT REFUND	33.19
125066	10/07/2014	Printed		4736	FASTENAL	METER PARTS-UT	43.22
125067	10/07/2014	Printed		4342	FELDMANS	WEED KILLER,OIL.UNIFORMS	297.80
125068	10/07/2014	Printed		7225	FORTILINE, INC	METER PARTS & PVC REPAIR-UT	519.50
125069	10/07/2014	Printed		2898	GARLAND TAYLOR HOME	RETAIL INCENTIVE REBATE	13.00
125070	10/07/2014	Printed		0781	GOODYEAR WHOLESALE TIRE	TIRES F/PD VEHICLES	951.08
125071	10/07/2014	Printed		2920	TIFFANY GORACKE	REFUND SOCCER FEES	35.00
125072	10/07/2014	Printed		2908	GORILLA PRO	SECURITY DEPOSIT REFUND	42.02
125073	10/07/2014	Printed		1942	GRASS PAD INC	FLOWERS-BONNER BEAUTIFUL	145.05
125074	10/07/2014	Printed		2910	NATALIE HAGGARD	SECURITY DEPOSIT REFUND	77.33
125075	10/07/2014	Printed		2430	HAMBLIN PETROLEUM	MOTOR FUEL	11,080.50
125076	10/07/2014	Printed		1089	HAWKINS, INC	CHEMICALS-UT	967.50
125077	10/07/2014	Printed		2909	HEATHER HAYES	SECURITY DEPOSIT REFUND	323.73

Check Register Report

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Date: 10/08/2014

Time: 11:31 am

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BANK: UNION BANK & TRUST

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK & TRUST Checks							
125078	10/07/2014	Printed		4275	HAYNES EQUIPMENT CO INC	PUMP REPAIRS-UT	4,031.07
125079	10/07/2014	Printed		2921	HD SUPPLY WATERWORKS LTD	EQUIP REPLACEMENT PARTS-UT	245.00
125080	10/07/2014	Printed		7242	HELGET GAS PRODUCTS INC	OXYGEN - EMS	28.32
125081	10/07/2014	Printed		8192	JOHN HELIN	ICMA CONFERENCE EXPENSE	802.20
125082	10/07/2014	Printed		1041	HOMESTEAD MOTORS	RETAIL INCENTIVE REBATE	6,067.15
125083	10/07/2014	Printed		3289	J & D EQUIPMENT INC	EQUIP MAINT/REPAIRS-PW	288.75
125084	10/07/2014	Printed		5902	JC'S SPEEDY LUBE	VEH MAINT-UT	140.41
125085	10/07/2014	Printed		1022	JO CO LANDFILL INC	LANDFILL CHARGES-8/18-9/15	4,589.83
125086	10/07/2014	Printed		1596	JOHN DEERE LANDSCAPES	SEED FERTILIZER F/PARKS	487.62
125087	10/07/2014	Printed		5345	JOHNSON COUNTY WASTEWATER	WASTEWATER CHARGES/SEPT	107.23
125088	10/07/2014	Printed		1888	JEFF W. JONES	RETAIL INCENTIVE REBATE	17.26
125089	10/07/2014	Printed		2904	JESSICA JOURNOT	SECURITY DEPOSIT REFUND	142.16
125090	10/07/2014	Printed		6407	K & L SAFETY PRODUCTS	VEH MAINT/REPAIRS-EMS	136.53
125091	10/07/2014	Printed		0400	KANSAS CITY PETERBILT	VEH MAINT/REPAIRS-FIRE	1,291.34
125092	10/07/2014	Printed		6111	KANSAS GOLF AND TURF	PART F/MOWER-PARKS	625.01
125093	10/07/2014	Printed		5308	KANSAS ONE-CALL	LOCATE FEES/SEPTEMBER 2014	240.00
125094	10/07/2014	Printed		6093	KANSAS STATE TREASURER	STATE COURT FEES	21,267.50
125095	10/07/2014	Printed		1086	KC CUPCAKE LLC	RETAIL INCENTIVE REBATE	71.25
125096	10/07/2014	Printed		2875	KCIAAI	FIRE INVESTIGATION TRAINING-PD	660.00
125097	10/07/2014	Printed		2014	KCPL	ELECTRIC SERVICE	205.38
125098	10/07/2014	Printed		1733	KU TRANSPORTATION CENTER	MOBILITY SECUREMENT TRAINING	90.00
125099	10/07/2014	Printed		3003	LAKE OF THE FOREST INC	REFUSE SUBSIDY	247.00
125100	10/07/2014	Printed		2903	BRANDEN MCMAHON	SECURITY DEPOSIT REFUND	77.65
125101	10/07/2014	Printed		9817	MEDASSURE HEARTLAND, LLC	MEDICAL WASTE DISPOSAL-EMS	36.05
125102	10/07/2014	Printed		6137	METRO COURIER INC	DELIVERY CHARGES-UT	14.46
125103	10/07/2014	Printed		6694	METROMEDIA, INC	AD F/MAGAZINE-CTC	575.00
125104	10/07/2014	Printed		1978	MID AMERICA COACH INC	TIBLOW BUS REPAIRS	1,395.74
125105	10/07/2014	Printed		5804	MIDWEST TRANSPORT OF KC, INC	TOW AMBULANCE AFTER ACCIDENT	238.75
125106	10/07/2014	Void	10/07/2014			Void Check	0.00
125107	10/07/2014	Printed		0947	O'REILLY AUTO STORES INC	GENERATOR SUPPLIES,VEH MAINT	640.88
125108	10/07/2014	Printed		2126	OMNI SVC GROUP LLC	SEPTEMBER AMB BILLING	1,030.85
125109	10/07/2014	Printed		3393	PACE ANALYTICAL	WW ANALYSIS	230.00
125110	10/07/2014	Printed		3531	PERRY & TRENT LLC	PROSECUTOR & LEGAL SERVICES	10,026.50
125111	10/07/2014	Printed		2911	TRACY PETERS	SECURITY DEPOSIT REFUND	34.52
125112	10/07/2014	Printed		7008	PETTY CASH	GRASS CARP,VEH REGIST, TOLLS	120.40
125113	10/07/2014	Printed		9985	PONZER YOUNGQUIST P.A.	ENGINEERING SVC-UT	429.00
125114	10/07/2014	Printed		2897	CHAD E. PORE	TRAINING OFFICER COURSE-EMS	125.00
125115	10/07/2014	Printed		7022	POSTMASTER	FIRST CLASS MAIL POSTAGE	1,045.00
125116	10/07/2014	Void	10/07/2014			Void Check	0.00
125117	10/07/2014	Printed		0904	PREDATOR TERMITE & PEST CONTRL	LAWN MAINTENANCE, PEST CONTROL	761.00
125118	10/07/2014	Printed		2838	PREMIER AUTOMOTIVE OF BS KS	VEH MAINT-UT	61.30
125119	10/07/2014	Printed		3676	PROFESSIONAL ASSOCIATION	PRE-HIRE EVALUATION-PD	350.00
125120	10/07/2014	Printed		0646	PUSHWATER ENTERPRISES INC	BUSINESS CARDS,FLYERS,ENVELOPE	623.00
125121	10/07/2014	Printed		4746	QUEEN'S PRICE CHOPPER	FOOD F/SENIOR ACTIVITIES	59.90
125122	10/07/2014	Printed		3932	QUILL	USB DRIVES,DESK PAD,CARD FILE	187.97
125123	10/07/2014	Printed		8025	RADIO SHACK	KEYBOARD & MOUSE-CITY CLERK	4.99
125124	10/07/2014	Printed		2519	REIS ENVIRONMENTAL INC	EQUIP MAINT/REPAIRS-FIRE	220.00
125125	10/07/2014	Printed		1811	RICOH USA, INC.	COPIER LEASES	1,637.08
125126	10/07/2014	Printed		2902	NICOLE ROGERS	SECURITY DEPOSIT REFUND	4.55
125127	10/07/2014	Printed		3011	ANTHONY R RUSSO	JUDGE PRO-TEM	200.00
125128	10/07/2014	Printed		3423	S & W HEALTHCARE	MEDICAL SUPPLIES-EMS	264.00

Check Register Report

CHECK REGISTER

Date: 10/08/2014

Time: 11:31 am

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Bonner Springs City Hall

BANK: UNION BANK & TRUST

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK & TRUST Checks							
125129	10/07/2014	Printed		1073	SAFELITE FULFILLMENT INC	WINDSHIELD REPAIR-PD	109.88
125130	10/07/2014	Printed		2899	FRANK SAGER	REFUND UTILITY BILL OVERPAYMNT	149.69
125131	10/07/2014	Printed		1594	FAITH L. SEATON	SOCCER UMPIRE FEES	23.00
125132	10/07/2014	Printed		6495	JUSTUS A SEATON	SOCCER UMPIRE FEES	41.00
125133	10/07/2014	Printed		2605	KOLBE M. SEATON	SOCCER UMPIRE FEES	52.00
125134	10/07/2014	Printed		8441	SHAWNEE COPY CENTER	NEWSLETTER & CALENDAR-SC	100.00
125135	10/07/2014	Printed		2912	COLEMAN RAY SHINN	SECURITY DEPOSIT REFUND	28.24
125136	10/07/2014	Printed		3628	DON SLONE	KANSAS PLAN CONF EXPENSE	131.56
125137	10/07/2014	Printed		2905	GREGORIO SOLIS	SECURITY DEPOSIT REFUND	12.91
125138	10/07/2014	Printed		2906	JOSHUA SPALDING	SECURITY DEPOSIT REFUND	33.70
125139	10/07/2014	Printed		6081	STAPLES ADVANTAGE	TONER,PENS,NOTE DISPENSERS	354.98
125140	10/07/2014	Printed		9986	JORDYN SWALLEY	MILEAGE EXPENSE 9/11-9/29	110.66
125141	10/07/2014	Printed		5375	TG TECHNICAL SERVICES	CALIBRATE GAS DETECTORS-UT	180.00
125142	10/07/2014	Printed		7191	THIS AND THAT, LLC	RETAIL INCENTIVE REBATE	41.83
125143	10/07/2014	Printed		4441	TMHC SVCS INC	DRUG POOL EXPENSES	310.25
125144	10/07/2014	Printed		6669	TNEMEC	PAINT FOR POOL	790.41
125145	10/07/2014	Printed		0017	TOMPKINS INDUSTRIES INC	EQUIPMENT REPLACEMENT PARTS-PW	17.35
125146	10/07/2014	Printed		6802	TOTAL ELECTRIC CONTRACTORS INC	TRAFFIC SIGNAL REPAIRS	1,074.59
125147	10/07/2014	Printed		0299	TRAINING @ YOUR PLACE	IT SUPPORT-COURT	285.00
125148	10/07/2014	Printed		3388	TRINITY AUTOMOTIVE INC	VEH MAINT-PD/EMS	1,267.30
125149	10/07/2014	Printed		2895	TWIGS AND BRANCHES LLC	BANNER-FIRE	156.00
125150	10/07/2014	Printed		3736	UNIFIED TREASURER	PRISONER CARE-PD	3,601.50
125151	10/07/2014	Void	10/07/2014			Void Check	0.00
125152	10/07/2014	Printed		6819	UNIFIRST COPRORATION	UNIFORM,RUG RENTAL-PW,UTIL	568.04
125153	10/07/2014	Printed		5442	UNITED COMMUNICATIONS CORP	PAGER REPAIRS-FIRE	149.90
125154	10/07/2014	Printed		1541	UNITED LABORATORIES	COLLECTION MAINT SUPPLIES-UT	349.04
125155	10/07/2014	Printed		8308	UNIVERSITY OF KANSAS	POLICE LEADERSHIP ACADEMY (2)	1,890.00
125156	10/07/2014	Printed		3078	USA BLUE BOOK	CHARTS F/ FLOW METER-UT	99.13
125157	10/07/2014	Printed		3088	VANCE BROTHERS, INC	ASPHALT-PW	536.50
125158	10/07/2014	Printed		8404	VESTA LEE LUMBER COMPANY	BANNER ARMS,TREE PLAQUES	214.27
125159	10/07/2014	Printed		6589	JENNIFER VONTERSCH	REFUND VOLLEYBALL FEES	40.00
125160	10/07/2014	Void	10/07/2014			Void Check	0.00
125161	10/07/2014	Printed		0712	W W GRAINGER	BUILDING MAINT SUPPLIES	79.70
125162	10/07/2014	Printed		4731	WALKER TOWEL & UNIFORM SVC INC	RUG RENTAL-FIRE/EMS	60.00
125163	10/07/2014	Printed		2845	WATTS UP	BULBS F/CITY SIGN LIGHTS	54.95
125164	10/07/2014	Printed		8399	WESTFALL GMC TRUCK INC	VEH MAINT-EMS	160.36
125165	10/07/2014	Printed		2907	JAMES WHITE	SECURITY DEPOSIT REFUND	20.48
125166	10/07/2014	Printed		8411	WILSON & COMPANY ENGINEERS	ENGINEER SERVICES	1,401.50
125167	10/07/2014	Printed		3012	WORK ZONE	SIGN POSTS & BANDS-PW	630.00
125168	10/07/2014	Printed		2362	THE WORLD COMPANY	LEGAL PUBLICATIONS & ADS	394.40

Total Checks: 144

Checks Total (excluding void checks):

189,761.68

Total Payments: 144

Bank Total (excluding void checks):

189,761.68

Total Payments: 144

Grand Total (excluding void checks):

189,761.68

ITEM NO. 5.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens _____
Cooper _____
Reeves _____
Haas _____

Peterson _____
Knight _____
Freeman _____
Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Public Housing Authority Claims for October 13, 2014

ACTION: Make a Motion to Approve the Public Housing Authority Claims for October 13, 2014

STAFF RECOMMENDATION: The City Manager & Public Housing Authority Director Recommend Approval

Enclosed are the claims in the total amount of \$3,761.24.

Check Register Report

PUBLIC HOUSING CHECK REGISTER

Date: 10/08/2014

Time: 8:49 am

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Bonner Springs City Hall

BANK: UNION BANK & TRUST-PHA

Check Number	Check Date	Status	Void/Stop Date	Vendor Number	Vendor Name	Check Description	Amount
UNION BANK & TRUST-PHA Checks							
97017	10/08/2014	Printed		P580	P DENNIS HUNT	A/C REPAIR 1 UNIT	580.00
97018	10/08/2014	Printed		P831	P DORMA USA, INC	ELECTRIC DOOR CLOSER REPAIR	123.00
97019	10/08/2014	Printed		P991	P JAMES O. GOSS JR	PEST CONTROL SVC	38.00
97020	10/08/2014	Printed		P542	P LINDSEY SOFTWARE SYS INC	ACCOUNTING SVCS	135.00
97021	10/08/2014	Printed		P800	P NUTS & BOLTS	TOILET SEATS, MASKING TAPE, GLUE	53.24
97022	10/08/2014	Printed		5642	P PLUMBER TIME INC	PLUMBING MAINTENANCE	132.00
97023	10/08/2014	Printed		P983	P SOS PEST CONTROL INC	BED BUG TREATMENT 3 UNITS	2,700.00
Total Checks: 7						Checks Total (excluding void checks):	3,761.24
Total Payments: 7						Bank Total (excluding void checks):	3,761.24
Total Payments: 7						Grand Total (excluding void checks):	3,761.24

ACTION FOR CONSENT AGENDA

MOTION: _____

SECOND: _____

Stephens _____
Cooper _____
Reeves _____
Haas _____

Peterson _____
Knight _____
Freeman _____
Shannon _____

- Reminder:**
- 1. Councilmembers need to abstain on check numbers on the claims issued to their personal business.**
 - 2. If a Councilmember has a simple question about a Consent Agenda item, it can be asked before the Mayor calls for a vote on the Consent Agenda.**
 - 3. If a Councilmember feels a Consent Agenda item warrants discussion, then it needs to be removed from the Consent Agenda.**

Staff Present: _____

REGULAR AGENDA

The City Council will consider the following items individually.

ITEM NO. 6.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens	_____	Peterson	_____
Cooper	_____	Knight	_____
Reeves	_____	Freeman	_____
Haas	_____	Shannon	_____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Special Use Permit SUP-132 Holliday Sand & Gravel Plant

ACTION: Make a Motion to Approve an Ordinance to Approve Special Use Permit SUP-132 Holliday Sand & Gravel Plant

STAFF RECOMMENDATION: The Planning Director & Planning Commission Recommend Approval

The Planning Commission held a public hearing on this item at their September 23, 2014 meeting and they recommended approval by a unanimous vote.

Enclosed is the City Council Staff report and related documents. The recommendation for approval includes eleven conditions contained in the enclosed ordinance.

The enclosed City Council Staff Report indicates there are exhibits that include: Trust Agreement, Ordinance No. 1572, Ordinance No. 1902, City Attorney Letter dated May 23, 2003 and Ordinance No. 2234. We did not include these exhibits in the agenda packet but they will be available for review at the meeting on Monday.

To: Mayor and City Council
 Thru: John N. Helin, City Manager 
 From: Don E. Slone, AICP, CFM, Planning Director 
 Subject: Special Use Permit: SUP-132: "Holliday Sand & Gravel Plant"

Exhibits:

Final Ordinance, Applicant’s Letter(s), Site Plan, Bonner Springs Industrial Park East Plat, Trust Agreement, Ordinance No. 1572, Ordinance No. 1902, City Attorney’s letter dated May 23, 2003 and Ordinance No. 2234

Recommendation:

Staff and the Planning Commission by a unanimous vote recommend approval of SUP-132 for Holliday Sand & Gravel Plant based upon the factors for consideration presented in the Staff Report and forward to the Governing Body with a recommendation of approval.

Subject to the following thirteen (13) conditions:

1. Provide the Planning Director a “date specific reclamation schedule” to complete all reclamation prior to the expiration of this Special Use Permit (Completed);
2. Provide the Planning Director with a “revised” SUP – Site Plan and Redevelopment Plan (Completed);
3. Submit all required Federal and State Permits to the Planning Director upon renewal;
4. No blasting allowed;
5. A land fill is prohibited under this Special Use Permit;
6. Dust control of all materials used within the sand and gravel plant;
7. All trucks leaving the plant shall be covered to eliminate the potential of spillage of material;
8. Maintain the “Tarp Law Signs” as required;
9. Once per calendar year, the Planning Director will conduct an inspection of the operations. City authorized personnel shall be allowed on the site to conduct these inspections or to participate in any other inspections deemed necessary by the City or any other local, state or federal agency;
10. Cooperate with the City of Bonner Springs to comply with all the terms of the Trust Agreement dated October 1, 1990 and all subsequent Amendments;
11. The revocation of the Special Use Permit may occur for a violation of the Zoning Ordinance as provided in Section 8, Article XXVII, Special Uses of the Zoning Ordinance or violation of any or all of the conditions set out in the Special Use Permit;
12. The Special Use Permit shall expire on December 31, 2019 unless:
 - a. The sand and gravel operation is sold, or
 - b. The operation of such use is discontinued for more than 12 months; and
13. The Special Use Permit may not be assigned, conveyed or transferred.

Note: Conditions No. 1 and 2 are complete and are removed from the final Ordinance.

Background:

The request is to extend the SUP-120 approved on November 24, 2008 for five (5) year’s for the existing sand and gravel operation. The subject property was rezoned to I-2, Heavy Industrial District on May 21, 1990 under Ordinance NO. 1572 for the sand pit operation. A Special Use Permit was then approved for an expansion to the sand pit operation on August 21, 2000 under Ordinance No. 1902.

As of May 23, 2003, all mining operations were completed for the “Bonner Pit”; however, sand and gravel remain to be dredged in the Shawnee Pit. River dredging on the Kansas River may continue until such time as the U.S. Army Corps Engineers no longer permits such operation. The “river dredging permit” is up for a five (5) year renewal this year as well.

Discussion:

Staff presented the following information to the Planning Commission at the Public Hearing held on September 23, 2014 that includes the Excerpt of the Minutes from that meeting:

SPECIAL USE PERMIT: "HOLLIDAY SAND & GRAVEL PLANT"

Case No.: SUP-132
Applicant: Mike Odell, Holliday Sand & Gravel Company
Owner: Holliday Sand & Gravel Company
Location: 21900 W. 43rd Street (Lot 4, Bonner Springs Industrial Park East)
Tract Size: 75.51 acres
Zoning: I-2, Heavy Industrial District – Special Use Permit

FACTORS FOR CONSIDERATION:

1. **The proposed special use complies with all applicable provisions of these regulations, including intensity of use regulations, yard regulations, and use limitations, unless specifically exempted by the provisions of these regulations** – The proposed use is allowed by special use permit in the I-2, Heavy Industrial District and therefore, is an acceptable use under the use limitations thereof.

Specific provisions for this application are as follows:

1. Submission of all approved State and Federal Permits as required to the Planning Department:
 - a. KDHE (NPDES Phase II Permit No. G-KS06-0003)(Awaiting Permit)
 - b. KDA (Water Appropriation Permit No. 999059)(Expires March 1, 2015)
 - c. KCC (Mining Permit) (Registration No. 08-257)(Expires December 31, 2014)
 - d. U.S. Army Corps of Engineers (Permit No. 200301862 extended July 28, 2014)
 - e. Spill Prevention Control & Countermeasure (SPCC) Plan (Updated June 2014)
 2. No blasting or quarrying allowed;
 3. A land fill is prohibited under this Special Use Permit;
 4. Dust control of all materials used within the sand and gravel plant;
 5. All trucks leaving the site shall be covered to eliminate the potential of spillage of material on public roadways or damage to other property; and
 6. Maintain the "Tarp Law Signs" as required.
2. **The proposed special use at the specified location will contribute to and promote the welfare or convenience of the public** – Due to the fact that the property has been used for sand and gravel mining since 1990 and there are no conflicting land uses in the vicinity, the proposed special use will not harm the welfare or the convenience of the public.
 3. **The proposed special use will not cause substantial injury to the value of other property in the neighborhood in which it is to be located** – There should be no injury to the value of surrounding property as long as the restrictions placed upon the Special Use Permit are enforced.
 4. **The location and size of the special use, the nature and intensity of the operation involved in or conducted in connection with it, and the location of the site:**
 - a. **The location, nature and height of buildings, structures, walls and fences on the site** – All buildings and structures currently located on the site will not change with this Special Use Permit.
 - b. **The nature and extent of landscaping and screening on the site** – No landscaping or screening is being proposed as with this Special Use Permit.

5. **Off-street parking and loading areas will be provided in accordance with the standards set forth in these regulations, and such areas shall be screened from adjoining residential uses and located so as to protect such residential uses from any injurious effect** – All off-street parking and loading areas are currently provided.
6. **Adequate utility, drainage, and other such necessary facilities have been or will be provided** – All utilities are currently provided to the site. No other services are required.

Excerpt of the Minutes from the September 23, 2014 Public Hearing by the Planning Commission:

Chairman Parks introduced **Item No. 3: Special Use Permit: SUP-132: “Holliday Sand & Gravel Plant”** a request for a Special Use Permit in order to continue the sand and gravel operation on 75.5 acres of property zoned I-2, Heavy Industrial District. The property is platted as Lot 4, Bonner Springs Industrial Park East in the City of Bonner Springs, Johnson County, Kansas. Requested by Mike Odell, Holliday Sand & Gravel, property owners of record. The property is located at 21900 W. 43rd Street.

Chairman Parks opened the public hearing at 7:08 p.m. and asked for Staff presentation. Staff presented its recommendations to the Planning Commission. Staff recommended approval subject to the listed conditions in the Staff Report. The Planning Director also stated that Condition No. 1 and No. 2 have been completed.

Chairman Parks asked if the applicant would like to address the Planning Commission. **Mike Odell, Holliday Sand & Gravel Company** stated that they were in agreement with all the conditions listed in the Staff Report. Mr. Odell also stated that Holliday Sand & Gravel will complete the Shawnee Pit dredge next year and will continue to dredge the Kansas River subject to approval of that permit by the US Army Corp of Engineers. He stated that he would be happy to answer any questions from the Planning Commission.

Chairman Parks asked if anyone in the audience had any questions or comments. Seeing none, he closed the public hearing at 7:12 p.m. and asked for a motion.

Commissioner Pierce made a motion to approve the special use permit with thirteen conditions as listed in Staff Report with a second from Commission Stephan. Chairman Parks asked if the Planning Commission had any comments or questions. Seeing none he called for the vote. Motion passed 8-0.

The Planning Director stated that he will forward this item to the Governing Body on October 13, 2014 with a Planning Commission recommendation of approval.

ORDINANCE NO. _____

An ordinance to Approve a Special Use Permit SUP-132: "Holliday Sand & Gravel Plant" on property zoned I-2, Heavy Industrial District commonly known as 21900 W. 43rd Street, Bonner Springs, Johnson County, Kansas

BE IT ORDAINED BY the Governing Body of the City of Bonner Springs, Kansas:

Section I: That the Official Zoning Map be amended by including a Special Use Permit for "Holliday Sand & Gravel Plant" approved under SUP-132, to continue the sand and gravel operation on property zoned I-2, Heavy Industrial District, located on Lot 4, Bonner Springs Industrial Park East, also known as 21900 W. 43rd Street, Bonner Springs, Johnson county, Kansas subject to the following eleven (11) conditions:

1. Submit all required Federal and State Permits to the Planning Director upon renewal;
2. No blasting allowed;
3. A land fill is prohibited under this Special Use Permit;
4. Dust control of all materials used within the sand and gravel plant;
5. All trucks leaving the plant shall be covered to eliminate the potential of spillage of material;
6. Maintain the "Tarp Law Signs" as required;
7. Once per calendar year, the Planning Director will conduct an inspection of the operations. City authorized personnel shall be allowed on the site to conduct these inspections or to participate in any other inspections deemed necessary by the City or any other local, state or federal agency;
8. Cooperate with the City of Bonner Springs to comply with all the terms of the Trust Agreement dated October 1, 1990 and all subsequent Amendments;
9. The revocation of the Special Use Permit may occur for a violation of the Zoning Ordinance as provided in Section 8, Article XXVII, Special Uses of the Zoning Ordinance or violation of any or all of the conditions set out in the Special Use Permit;
10. The Special Use Permit shall expire on December 31, 2019 unless:
 - a. The sand and gravel operation is sold, or
 - b. The operation of such use is discontinued for more than 12 months; and
11. The Special Use Permit may not be assigned, conveyed or transferred.

Section II: This ordinance shall be in full force and effect from and after its passage and publication in the official city newspaper.

Approved by the Governing Body and signed by the Mayor on October 13, 2014.

Jeff Harrington, Mayor

ATTEST:

Rita Hoag, City Clerk

(SEAL)



Holliday

SAND AND GRAVEL COMPANY

9660 LEGLER ROAD
LENEXA, KS 66219-1291

PH: (913) 492-5920

FAX (913) 438-0200

September 5, 2014

Don E. Slone, Planning Director
City of Bonner Springs
205 E. 2nd Street, P.O. Box 38
Bonner Springs, KS 66012-0038



RE: SUP -132

Dear Don:

Please include this letter with our SUP application documents. This additional letter serves to elaborate on our previous letter dated August 12, 2014, describing our mining plan.

Holliday Sand & Gravel Company requests a 5-year extension of SUP – 120, allowing the continued extraction of sand and gravel by hydraulic dredging along with its processing and commercial sale. Holliday plans to dredge in the pit and the river, and begin pit reclamation during the proposed SUP extension term.

Pit/Dredge Operation

Holliday expects to complete expansion of the pit on the Shawnee portion within a year. This process has lagged due to reduced demand in the last five years and recently because of equipment modifications. Once the pit has been dredged to its full extent, Holliday will resume reclamation. The backfilling, sloping and establishing vegetation could take several years.

Holliday plans to survey the pit bottom to determine if there are deposits that have been missed. If sufficient material is there Holliday may do additional pit dredging. It is estimated this cleanup dredging could take up to three years depending on deposit depths and location.

River/Dredge Operation

Holliday will be dredging in the Kansas River yet this year. Dredging in the River is less predictable as it depends on sufficient river flows to move in sand. We would like to continue dredging in the River as long as there is suitable material there.

Thank you again for your assistance and consideration of our request.

Sincerely,

A handwritten signature in cursive script that reads "Michael R. Odell".

Mike Odell
Vice President - Production
Holliday Sand & Gravel Company
913-208-7309



Holliday

SAND AND GRAVEL COMPANY

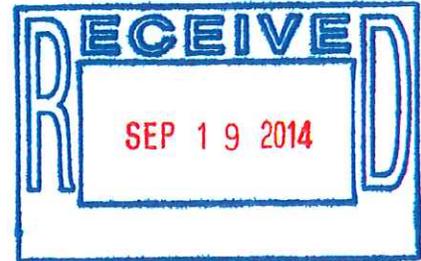
9660 LEGLER ROAD
LENEXA, KS 66219-1291

PH: (913) 492-5920

FAX (913) 438-0200

September 15, 2014

Don E. Slone, Planning Director
City of Bonner Springs
205 E. 2nd Street, P.O. Box 38
Bonner Springs, KS 66012-0038



RE: SUP -132

Dear Don:

Please include this letter with our SUP application documents. This additional letter serves to elaborate on our previous letter dated September 5, 2014, describing our reclamation schedule.

Description of Reclamation

- Fill and grade slopes to 3:1 or flatter
- Establish vegetation on slopes for stabilization
- Remove equipment and stockpiles

Reclamation Schedule

- 2014-2015 – Complete pit dredging in Shawnee portion. Complete removal of idle equipment and materials adjacent to the Bonner Springs lake portion. Resume river dredging.
- 2015-2017 – Complete grading/sloping of banks around entire pit lake.
- 2016-2018 – Establish vegetation on lake slopes.
- October 2019 – Complete reclamation. Obtain reclamation release from State of Kansas. Release lake property to Bonner Springs and Shawnee.

River Dredging Operation

Holliday intends to continue its river dredging operation during the next 5 years. Should Holliday need to continue its river dredging operation beyond 2019, or if the City opens the lake to the public, Holliday will submit a plan for segregating the sand plant from the lake.

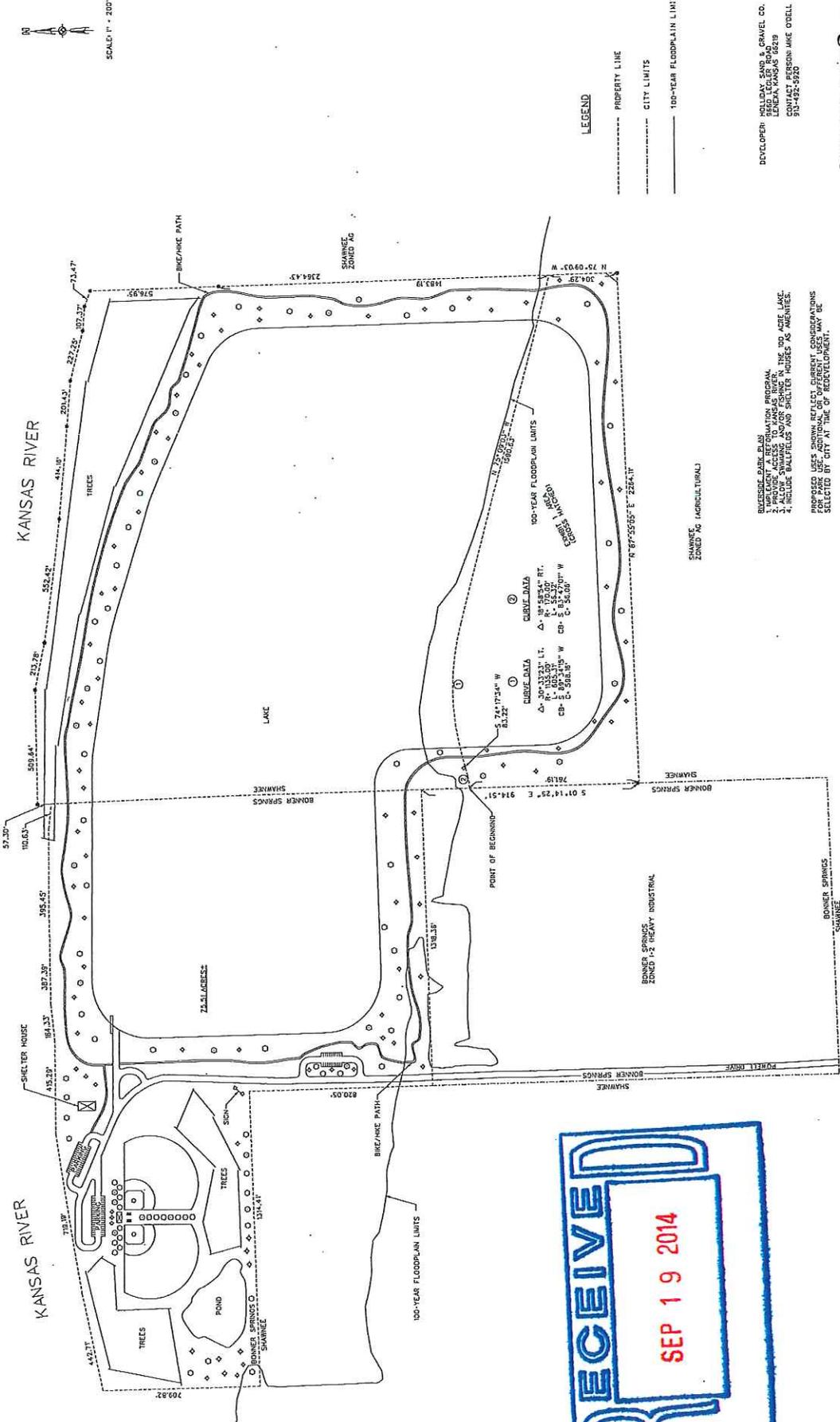
Thank you again for your assistance and consideration of our request.

Sincerely,

A handwritten signature in black ink that reads "Michael R. Odell". The signature is written in a cursive style with a large initial 'M' and a long, sweeping underline.

Mike Odell
Vice President - Production
Holliday Sand & Gravel Company
913-208-7309

HOLIDAY SAND AND GRAVEL CO. REDEVELOPMENT PLAN



SCALE 1" = 200'

LEGEND

- PROPERTY LINE
- CITY LIMITS
- 100-YEAR FLOODPLAIN LIMITS

DEVELOPER: HOLIDAY SAND & GRAVEL CO.
1000 LEGION ROAD
LEWIS, MISSOURI 64509
573-492-5920

BARTLETT & WEST
ENGINEERS
100 WEST WASHINGTON STREET
ST. LOUIS, MISSOURI 63102

REVISED PARK PLAN

1. INCLUDE A REFORMATION PROGRAM
2. INCLUDE SWIMMING AND/OR FISHING IN THE 100 ACRE LAKE
3. INCLUDE SWIMMING AND/OR FISHING IN THE 100 ACRE LAKE
4. INCLUDE BALDFIELDS AND SHELTER HOUSES AS APPLICABLE

PROPOSED KEEP SWAMP REFLECT CURRENT CONCENTRATIONS FOR PARK USE. ADDITIONAL OR DIFFERENT USES MAY BE SELECTED BY CITY AT TIME OF DEVELOPMENT.

AREA ABE AREA

SITE TOTAL AREA 209.27 ACRES
ESTIMATED LAKE AREA 123.44 ACRES
ESTIMATED LAKE AREA 123.44 ACRES
PORTION IN SHAWNEE 82.25 ACRES
PORTION IN BONNER SPRINGS 41.19 ACRES

HOLIDAY SAND & GRAVEL, SUP-120
W.O.: 122715.004 - JRV - SEPTEMBER 12, 2008 SHEET 2 OF 3



**SITE PLAN & SPECIAL USE PERMIT APPLICATION
 HOLIDAY SAND AND GRAVEL PLANT
 21900 WEST 43RD STREET
 BONNER SPRINGS, KANSAS**

PLANNER / ENGINEER:

**BARTLETT & WEST
 ENGINEERS**

208 WINDY STREET, LAWRENCE, KANSAS 66044-2282
 PHONE: (785) 842-1111 FAX: (785) 842-1111
 WWW.BARTLETTWEST.COM

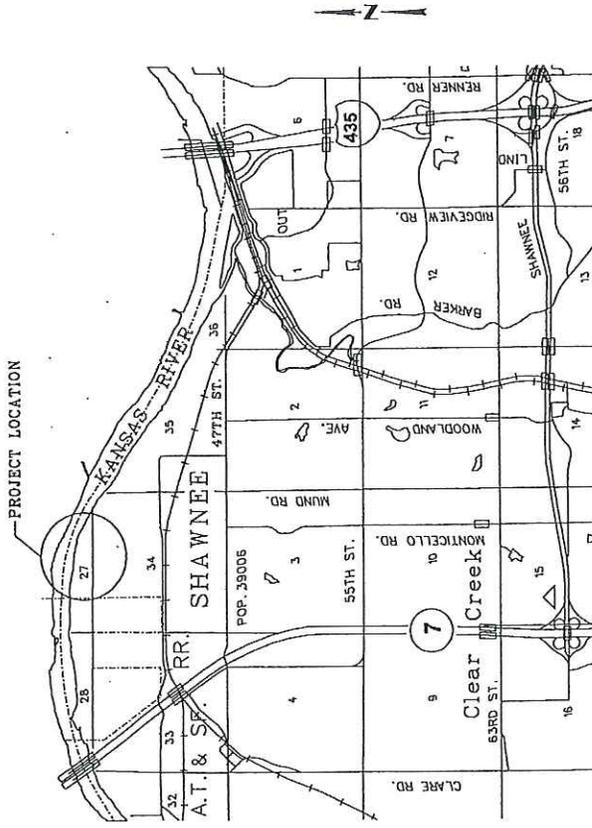
SHEET NO. DRAWING

- 1 REDEVELOPMENT PLAN COVER SHEET
- 2 MASTER PLAN
- 3 RECLAMATION PLAN

APPLICANT:

HOLIDAY SAND AND GRAVEL COMPANY

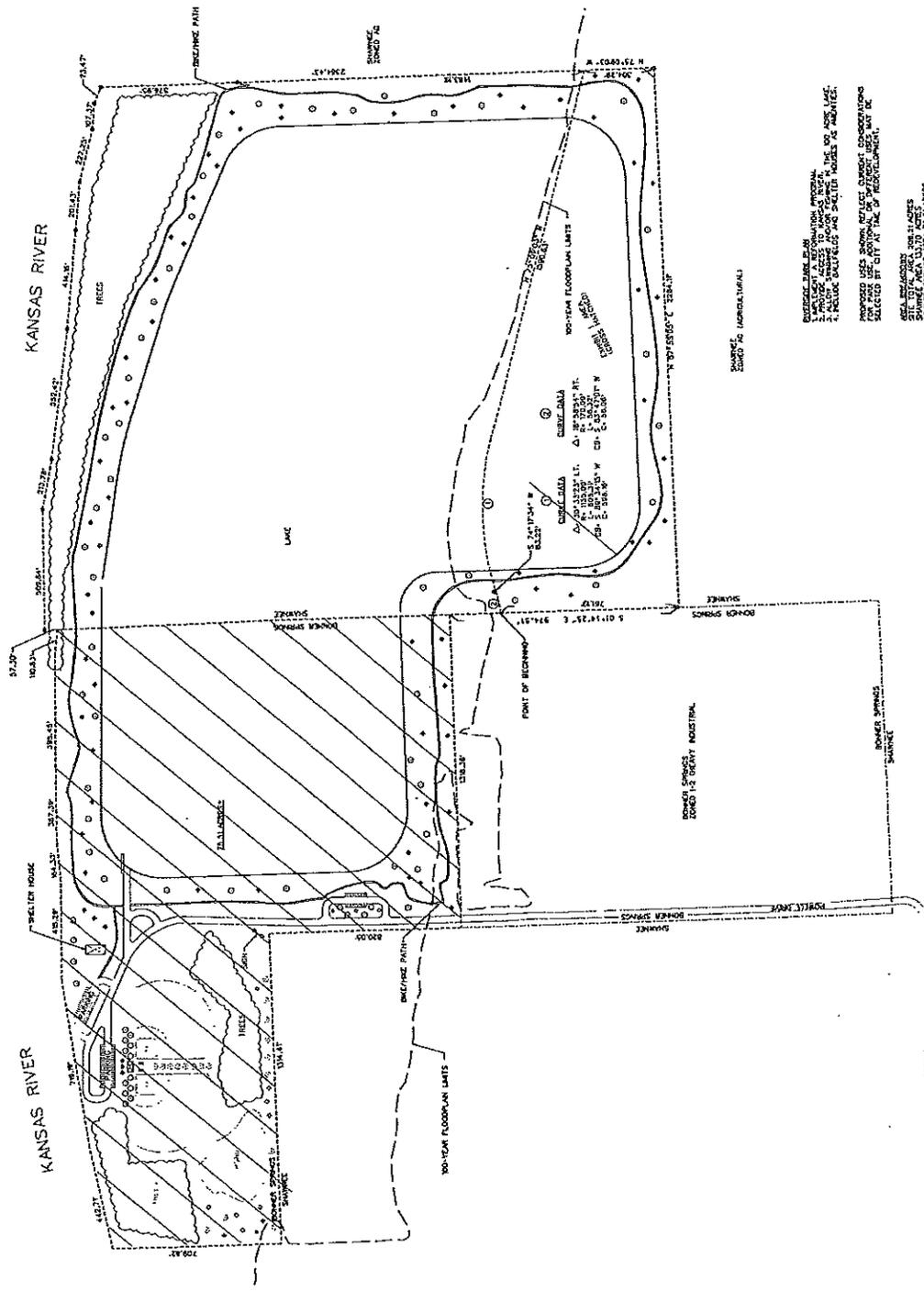
9660 LEGLER ROAD
 BONNER SPRINGS, KANSAS 66210
 CONTACT PERSON: MIKE ODELL



LOCATION MAP
 1"=2000'



HOLLIDAY SAND AND GRAVEL CO.
REDEVELOPMENT PLAN



LEGEND

PROPERTY LINE

CITY LIMITS

100-YEAR FLOODPLAIN LIMITS

DEVELOPER: HOLLIDAY SAND & GRAVEL CO.
 1. PROJECT ACCESS TO KANSAS RIVER, THE BOILER LAKE,
 AND THE SANDS OF THE RIVER.
 CONTACT PERSON: MICHAEL O'NEAL
 704-425-5822

BARTLETT & WEST
ENGINEERS
 1000 WEST 10TH AVENUE
 DENVER, COLORADO 80202

HOLLIDAY SAND & GRAVEL, SUP-1020
 W.D. 1229.004 - SWM - SEPTEMBER 12, 2008 SHEET 2 OF 9

DESIGNED UNDER PLAN
 1. PROJECT ACCESS TO KANSAS RIVER,
 2. PROJECT ACCESS TO BOILER LAKE,
 3. PROJECT ACCESS TO SANDS OF THE RIVER,
 4. PROJECT ACCESS TO SANDS OF THE RIVER.
 PROPOSED USES: SANDS OF THE RIVER, BOILER LAKE, SANDS OF THE RIVER.
 SELECTED BY CITY AT THE TIME OF REDEVELOPMENT.

EST. 1888
 1000 WEST 10TH AVENUE
 DENVER, COLORADO 80202
 ESTIMATED LINE AREA: 123.4 ACRES
 PORTION IN SANDS OF THE RIVER: 100.0 ACRES

ATKINSON, TORRES & WHITE PZ RAN-010

430 STREET

ITEM NO. 7.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

Present & Vote	Stephens _____	Peterson _____
	Cooper _____	Knight _____
	Reeves _____	Freeman _____
	Haas _____	Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Public Hearing & Approve Public Housing Authority Five-Year Plan for FY 2015

ACTION: Conduct Public Hearing & Make a Motion to Approve the Public Housing Authority Five-Year Plan for FY 2015

STAFF RECOMMENDATION: The City Manager & Housing Authority Director Recommend Approval

The Mayor will open the Public Hearing for public comment. After receipt of public comment, if any, the Mayor will close the public hearing. As the Board for the Housing Authority, the Governing Body must approve the five-year plan by Resolution.

The enclosed memorandum provides information for this item and enclosed is the Resolution for adoption of the five-year plan. Enclosed also are part of the required documents. We did not include all of the plan documents due to the number of pages but the entire plan will be available at the meeting on Monday.

City of Bonner Springs *Public Housing Authority*



Public Housing Authority Memorandum

Date: October 7, 2014
To: Mayor & City Council
Through: John Helin, City Manager *JH*
From: Krista Gentry, Public Housing Authority Executive Director

Subject: Resolution to Approve the FY 2015 Public Housing Authority Annual Plan and Five-Year Plan

Recommendation:

Staff recommends approval of the Resolution to approve the FY 2014 Public Housing Authority Annual Plan and Five-Year Plan and to authorize the Executive Director to execute and submit the Plans to the U.S. Department of Housing and Urban Development.

Background:

Section 511 of the Quality Housing and Work Responsibility Act of 1998 (QHWRA) created the Public Housing Agency (PHA) Plans, a Five-Year Plan and an Annual Plan which covers each incremental year of the Five-Year Plan.

PHA Plans advise HUD, PHA residents and other members of the public about the PHA's mission to serve the needs of low-income families and the PHA's strategy to address those needs.

The Five-Year Plan describes the PHA's long range goals and objectives to achieve the mission over the subsequent five years. The Annual Plan provides details about the PHA's immediate operations, program participants, programs and services and the PHA's strategy to address operational concerns and residents' concerns and needs for the next fiscal year.

Submission of these Plans allows the PHA to apply for funds under the Capital Fund Program. The Capital Fund Program provides funds to make building and site improvements to PHA properties.

Discussion:

As required by HUD, a Resident Advisory Board (RAB), which consists entirely of Public Housing tenants, was formed to assist in the preparation and review of the Annual Plan. A meeting to receive input from the RAB was held on July 28, 2014. The draft Annual Plan was made available for public comment for the mandated 45-day period and noticed in the Bonner Springs Chieftain on August 7, 2014.

Many of the items proposed for modernization in the Annual Plan are items the RAB identified as priority improvement needs.

Included are the Annual Statement of the Annual Plan and the Five-Year Plan for your review. HUD Forms 50077 Certifications and Compliance with PHA Plans and Related Regulations and 50077-CR Civil Rights Certification require the Mayor's signature. The entire Annual Plan is available for review in the City Clerk's office.

Financial Impact:

The cost of PHA capital needs far exceeds the amount received by HUD annually through the Capital Fund Program.

This will be the first plan in recent years to recommend an allocation of capital funds for operations costs to hire a full-time maintenance technician. The Housing Authority is unable to keep up with the repair and preventative needs of the facilities with a part-time technician. We hope that the level of capital needs will be reduced if we can address preventative and repair needs in a more timely and thorough manner.

Acceptance of the funds as a result of the Annual Plan submission requires the PHA to continue to operate each development as low-income housing for a period of twenty years.

RESOLUTION NO. 2014-__

Resolution to Approve the FY 2015 Public Housing Authority Annual Plan and Five-Year Plan

Be it Resolved by the Governing Body of the City of Bonner Springs, Kansas:

WHEREAS, the Quality Housing and Work Responsibility Act of October, 1998 introduced Five-Year and Annual PHA Plans to provide a ready source for interested parties to locate basic Public Housing Authority (PHA) policies, rules and requirements that concern the PHA's operations, programs and services and to inform the U.S. Department of Housing and Urban Development (HUD), families served by the PHA and members of the public of the PHA's mission and strategies to serve the needs of the low-income families; and

WHEREAS, PHA Executive Director met with interested PHA residents on July 28, 2014, which served as the Resident Advisory Board (RAB), to review, discuss and answer questions about the Annual Plan; and

WHEREAS, the Annual Plan and Five-Year Plan were available for public review at the Bonner Springs Housing Authority located at 420 N Park Avenue, Bonner Springs, KS 66012, from August 7, 2014 thru October 13, 2014; and

WHEREAS, the City Council held the noticed Public Hearing on October 13, 2014 at the regularly scheduled City Council Meeting to further receive resident and community comments; and

WHEREAS, The Governing Body of the City of Bonner Springs reviewed the proposed activities identified in the FY 2014 Annual Plan and Five-year Plan; and

WHEREAS, the Governing Body of the City of Bonner Springs finds the proposed improvements to be in compliance with the HUD Public Housing Capital Fund Program.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Bonner Springs, Kansas: The Governing Body hereby Approves the FY 2015 Public Housing Authority Annual Plan and Authorize the Executive Director to Execute and Submit the Plan to the U.S. Department of Housing and Urban Development.

Approved by the Governing Body and Signed by the Mayor on October 13, 2014.

Jeff Harrington, Mayor

Attest:

Rita Hoag, City Clerk

Capital Fund Program—Five-Year Action Plan

U.S. Department of Housing and Urban Development
Office of Public and Indian Housing
Expires 4/30/2011

Part I: Summary		Locality (City/County & State)					Revision No:
PHA Name/Number: Bonner Springs Housing Authority KS009000001		Work Statement for Year 1 FFY 2015	Work Statement for Year 2 FFY 2016	Work Statement for Year 3 FFY 2017	Work Statement for Year 4 FFY 2018	Work Statement for Year 5 FFY 2019	<input checked="" type="checkbox"/> Original 5-Year Plan <input type="checkbox"/> Revision No:
A.	Development Number and Name KS009000001 Bonner Springs HA	Annual Statement	\$23,300	\$9,700	\$3,700	\$8,000	
B.	Physical Improvements Subtotal		\$2,000	\$2,000	\$2,000	\$2,000	
C.	Management Improvements		\$700	\$14,300	\$20,300	\$16,000	
D.	PHA-Wide Non-dwelling Structures and Equipment		\$50	\$50	\$50	\$50	
E.	Administration		\$20,000	\$20,000	\$20,000	\$20,000	
F.	Other						
G.	Operations						
H.	Demolition						
I.	Development						
J.	Capital Fund Financing – Debt Service						
K.	Total CFP Funds						
L.	Total Non-CFP Funds	\$46,050	\$46,050	\$46,050	\$46,050	\$46,050	\$46,050
M.	Grand Total						

Capital Fund Program—Five-Year Action Plan

U.S. Department of Housing and Urban Development
Office of Public and Indian Housing
Expires 4/30/2011

Part I: Summary (Continuation)

PHA Name/Number Development Number and Name	Work Statement for Year 1 FFY 2015	Locality (City/county & State)			<input checked="" type="checkbox"/> Original 5-Year Plan Work Statement for Year 4 FFY 2018	<input type="checkbox"/> Revision No: Work Statement for Year 5 FFY 2019
		Work Statement for Year 2 FFY 2016	Work Statement for Year 3 FFY 2017	Work Statement for Year 4 FFY 2018		
KS009000001 Vaughn-Dale	Annual Statement	Operations	Operations	Operations	Operations	Operations
		Management Improvements 1. Training 2. Software Administration 1. Advertising 2. Printing 3. Postage	Management Improvements 1. Training 2. Software Administration 1. Advertising 2. Printing 3. Postage	Management Improvements 1. Training 2. Software Administration 1. Advertising 2. Printing 3. Postage	Management Improvements 1. Training 2. Software Administration 1. Advertising 2. Printing 3. Postage	Management Improvements 1. Training 2. Software Administration 1. Advertising 2. Printing 3. Postage
		Dwelling Structures 1. Bathroom remodel (4 units) 2. HVAC replacement (2 units) 3. Countertop replacement (4 units)	Dwelling Structures 1. Bathroom remodel (2 units) 2. Countertop replacement (4 units)	Dwelling Structures 1. Remove and replace flooring (3 units)	Dwelling Structures 1. Bathroom remodel (2 units)	
		Non-Dwelling Structures 1. Replace exit signs	Non-Dwelling Structures 1. Building stabilization 212- 218 Highview	Non-Dwelling Structures 1. Parking lot overlay & striping Vaughn Dale building	Non-Dwelling Structures 1. Subfloor and tile replacement Vaughn Dale building 2. Replace fluorescent lighting fixtures	
		Non-Dwelling Equipment 1. Misc. tools/equip.	Non-Dwelling Equipment 1. Misc. tools/equip. Computer	Non-Dwelling Equipment 1. Misc. tools/equip.	Non-Dwelling Equipment 1. Misc. tools/equip.	
		\$46,050.00	\$46,050.00	\$46,050.00	\$46,050.00	\$46,050.00

Annual Statement/Performance and Evaluation Report
Capital Fund Program, Capital Fund Program Replacement Housing Factor and
Capital Fund Financing Program

Part I: Summary		Grant Type and Number		FFY of Grant: 2015	
PHA Name: Bonner Springs Housing Authority		Capital Fund Program Grant No: KS16P009501-15		FFY of Grant Approval:	
		Replacement Housing Factor Grant No:			
		Date of CFPP:			
Type of Grant		Reserve for Disasters/Emergencies		Revised Annual Statement (revision no:)	
<input checked="" type="checkbox"/> Original Annual Statement and Evaluation Report for Period Ending:		<input type="checkbox"/>		<input type="checkbox"/> Final Performance and Evaluation Report	
<input type="checkbox"/> Performance and Evaluation Report for Period Ending:				<input type="checkbox"/> Total Estimated Cost	
Line	Summary by Development Account	Original	Revised ²	Obligated	Total Actual Cost ¹ Expended
1	Total non-CFP Funds				
2	1406 Operations (may not exceed 20% of line 21) ³	\$20,000.00			
3	1408 Management Improvements	\$2,000.00			
4	1410 Administration (may not exceed 10% of line 21)	\$50.00			
5	1411 Audit				
6	1415 Liquidated Damages				
7	1430 Fees and Costs				
8	1440 Site Acquisition				
9	1450 Site Improvement				
10	1460 Dwelling Structures	\$1,700.00			
11	1465.1 Dwelling Equipment—Nonexpendable	\$2,000.00			
12	1470 Non-dwelling Structures	\$20,000.00			
13	1475 Non-dwelling Equipment	\$300.00			
14	1485 Demolition				
15	1492 Moving to Work Demonstration				
16	1495.1 Relocation Costs				
17	1499 Development Activities ⁴				

¹ To be completed for the Performance and Evaluation Report.
² To be completed for the Performance and Evaluation Report or a Revised Annual Statement.
³ PHAs with under 250 units in management may use 100% of CFP Grants for operations.
⁴ RHF funds shall be included here.

Annual Statement/Performance and Evaluation Report
 Capital Fund Program, Capital Fund Program Replacement Housing Factor and
 Capital Fund Financing Program

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
 OMB No. 2577-0226
 Expires 06/30/2017

Part I: Summary		FFY of Grant: 2015	
PHA Name: Bonner Springs Housing Authority	Grant Type and Number Capital Fund Program Grant No: KS16P009501-15 Replacement Housing Factor Grant No: Date of CFFP:	FFY of Grant Approval:	
Type of Grant <input checked="" type="checkbox"/> Original Annual Statement <input type="checkbox"/> Performance and Evaluation Report for Period Ending: <input type="checkbox"/> Reserve for Disasters/Emergencies		<input type="checkbox"/> Revised Annual Statement (revision no:) <input type="checkbox"/> Final Performance and Evaluation Report	
Line	Summary by Development Account	Total Estimated Cost	Total Actual Cost ¹
		Original	Revised ²
		Obligated	Expended
18a	1501 Collateralization or Debt Service paid by the PHA		
18ba	9000 Collateralization or Debt Service paid Via System of Direct Payment		
19	1502 Contingency (may not exceed 8% of line 20)		
20	Amount of Annual Grant: (sum of lines 2 - 19)	46,050.00	
21	Amount of line 20 Related to LBP Activities		
22	Amount of line 20 Related to Section 504 Activities		
23	Amount of line 20 Related to Security - Soft Costs		
24	Amount of line 20 Related to Security - Hard Costs		
25	Amount of line 20 Related to Energy Conservation Measures		
Signature of Executive Director		Signature of Public Housing Director	
Date		Date	

¹ To be completed for the Performance and Evaluation Report.
² To be completed for the Performance and Evaluation Report or a Revised Annual Statement.
³ PHAs with under 250 units in management may use 100% of CFP Grants for operations.
⁴ RHF funds shall be included here.

**PHA Certifications of Compliance
with PHA Plans and Related
R e g u l a t i o n s**

U.S. Department of Housing and Urban Development
Office of Public and Indian Housing
OMB No. 2577-0226
Expires 08/30/2011

**PHA Certifications of Compliance with the PHA Plans and Related Regulations:
Board Resolution to Accompany the PHA 5-Year and Annual PHA Plan**

Acting on behalf of the Board of Commissioners of the Public Housing Agency (PHA) listed below, as its Chairman or other authorized PHA official if there is no Board of Commissioners, I approve the submission of the ___ 5-Year and/or ___ Annual PHA Plan for the PHA fiscal year beginning, hereinafter referred to as "the Plan", of which this document is a part and make the following certifications and agreements with the Department of Housing and Urban Development (HUD) in connection with the submission of the Plan and implementation thereof:

1. The Plan is consistent with the applicable comprehensive housing affordability strategy (or any plan incorporating such strategy) for the jurisdiction in which the PHA is located.
2. The Plan contains a certification by the appropriate State or local officials that the Plan is consistent with the applicable Consolidated Plan, which includes a certification that requires the preparation of an Analysis of Impediments to Fair Housing Choice, for the PHA's jurisdiction and a description of the manner in which the PHA Plan is consistent with the applicable Consolidated Plan.
3. The PHA certifies that there has been no change, significant or otherwise, to the Capital Fund Program (and Capital Fund Program/Replacement Housing Factor) Annual Statement(s), since submission of its last approved Annual Plan. The Capital Fund Program Annual Statement/Annual Statement/Performance and Evaluation Report must be submitted annually even if there is no change.
4. The PHA has established a Resident Advisory Board or Boards, the membership of which represents the residents assisted by the PHA, consulted with this Board or Boards in developing the Plan, and considered the recommendations of the Board or Boards (24 CFR 903.13). The PHA has included in the Plan submission a copy of the recommendations made by the Resident Advisory Board or Boards and a description of the manner in which the Plan addresses these recommendations.
5. The PHA made the proposed Plan and all information relevant to the public hearing available for public inspection at least 45 days before the hearing, published a notice that a hearing would be held and conducted a hearing to discuss the Plan and invited public comment.
6. The PHA certifies that it will carry out the Plan in conformity with Title VI of the Civil Rights Act of 1964, the Fair Housing Act, section 504 of the Rehabilitation Act of 1973, and title II of the Americans with Disabilities Act of 1990.
7. The PHA will affirmatively further fair housing by examining their programs or proposed programs, identify any impediments to fair housing choice within those programs, address those impediments in a reasonable fashion in view of the resources available and work with local jurisdictions to implement any of the jurisdiction's initiatives to affirmatively further fair housing that require the PHA's involvement and maintain records reflecting these analyses and actions.
8. For PHA Plan that includes a policy for site based waiting lists:
 - The PHA regularly submits required data to HUD's 50058 PIC/IMS Module in an accurate, complete and timely manner (as specified in PIH Notice 2006-24);
 - The system of site-based waiting lists provides for full disclosure to each applicant in the selection of the development in which to reside, including basic information about available sites; and an estimate of the period of time the applicant would likely have to wait to be admitted to units of different sizes and types at each site;
 - Adoption of site-based waiting list would not violate any court order or settlement agreement or be inconsistent with a pending complaint brought by HUD;
 - The PHA shall take reasonable measures to assure that such waiting list is consistent with affirmatively furthering fair housing;
 - The PHA provides for review of its site-based waiting list policy to determine if it is consistent with civil rights laws and certifications, as specified in 24 CFR part 903.7(c)(1).
9. The PHA will comply with the prohibitions against discrimination on the basis of age pursuant to the Age Discrimination Act of 1975.
10. The PHA will comply with the Architectural Barriers Act of 1968 and 24 CFR Part 41, Policies and Procedures for the Enforcement of Standards and Requirements for Accessibility by the Physically Handicapped.
11. The PHA will comply with the requirements of section 3 of the Housing and Urban Development Act of 1968, Employment Opportunities for Low-or Very-Low Income Persons, and with its implementing regulation at 24 CFR Part 135.
12. The PHA will comply with acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 and implementing regulations at 49 CFR Part 24 as applicable.

13. The PHA will take appropriate affirmative action to award contracts to minority and women's business enterprises under 24 CFR 5.105(a).
14. The PHA will provide the responsible entity or HUD any documentation that the responsible entity or HUD needs to carry out its review under the National Environmental Policy Act and other related authorities in accordance with 24 CFR Part 58 or Part 50, respectively.
15. With respect to public housing the PHA will comply with Davis-Bacon or HUD determined wage rate requirements under Section 12 of the United States Housing Act of 1937 and the Contract Work Hours and Safety Standards Act.
16. The PHA will keep records in accordance with 24 CFR 85.20 and facilitate an effective audit to determine compliance with program requirements.
17. The PHA will comply with the Lead-Based Paint Poisoning Prevention Act, the Residential Lead-Based Paint Hazard Reduction Act of 1992, and 24 CFR Part 35.
18. The PHA will comply with the policies, guidelines, and requirements of OMB Circular No. A-87 (Cost Principles for State, Local and Indian Tribal Governments), 2 CFR Part 225, and 24 CFR Part 85 (Administrative Requirements for Grants and Cooperative Agreements to State, Local and Federally Recognized Indian Tribal Governments).
19. The PHA will undertake only activities and programs covered by the Plan in a manner consistent with its Plan and will utilize covered grant funds only for activities that are approvable under the regulations and included in its Plan.
20. All attachments to the Plan have been and will continue to be available at all times and all locations that the PHA Plan is available for public inspection. All required supporting documents have been made available for public inspection along with the Plan and additional requirements at the primary business office of the PHA and at all other times and locations identified by the PHA in its PHA Plan and will continue to be made available at least at the primary business office of the PHA.
21. The PHA provides assurance as part of this certification that:
 - (i) The Resident Advisory Board had an opportunity to review and comment on the changes to the policies and programs before implementation by the PHA;
 - (ii) The changes were duly approved by the PHA Board of Directors (or similar governing body); and
 - (iii) The revised policies and programs are available for review and inspection, at the principal office of the PHA during normal business hours.
22. The PHA certifies that it is in compliance with all applicable Federal statutory and regulatory requirements.

Bonner Springs Housing Authority
 PHA Name

KS 009000001
 PHA Number/HA Code

5-Year PHA Plan for Fiscal Years 2015- 2019

Annual PHA Plan for Fiscal Years 2015- 2015

I hereby certify that all the information stated herein, as well as any information provided in the accompaniment herewith, is true and accurate. **Warning:** HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Name of Authorized Official Jeff Harrington	Title Mayor
Signature	Date

Civil Rights Certification

U.S. Department of Housing and Urban Development
 Office of Public and Indian Housing
Expires 08/30/2011

Civil Rights Certification**Annual Certification and Board Resolution**

Acting on behalf of the Board of Commissioners of the Public Housing Agency (PHA) listed below, as its Chairman or other authorized PHA official if there is no Board of Commissioner, I approve the submission of the Plan for the PHA of which this document is a part and make the following certification and agreement with the Department of Housing and Urban Development (HUD) in connection with the submission of the Plan and implementation thereof:

The PHA certifies that it will carry out the public housing program of the agency in conformity with title VI of the Civil Rights Act of 1964, the Fair Housing Act, section 504 of the Rehabilitation Act of 1973, and title II of the Americans with Disabilities Act of 1990, and will affirmatively further fair housing.

Bonner Springs Housing Authority
 PHA Name _____

KS 009000001
 PHA Number/HA Code _____

I hereby certify that all the information stated herein, as well as any information provided in the accompaniment herewith, is true and accurate. Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)	
Name of Authorized Official Jeff Harrington	Title Mayor
Signature	Date

ITEM NO. 8.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

Present & Vote	Stephens _____	Peterson _____
	Cooper _____	Knight _____
	Reeves _____	Freeman _____
	Haas _____	Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Award Bid for the Purchase of a Flatbed Truck for the Public Works Department to Shawnee Mission Ford

ACTION: Make a Motion to Award the Bid for the Purchase of a Flatbed Truck for the Public Works Department to Shawnee Mission Ford in the Total Amount of \$39,548

STAFF RECOMMENDATION: The City Manager, Public Works Director, City Clerk & Finance Director Recommend Approval

The enclosed memorandum provides the recommendation to purchase a new flatbed truck. The new truck will replace an inoperable 2007 that will be traded in as part of the purchase of the new truck.

**CITY OF BONNER SPRINGS
PUBLIC WORKS MEMORANDUM**

DATE: October 6, 2014
TO: Mayor and City Council
THROUGH: City Manager *gnk*
FROM: Public Works Director

SUBJECT: Flatbed Truck Bid Award

Recommendation:

Award the bid to Shawnee Mission Ford for the purchase of one new 2015 Flatbed Pickup Truck in the amount of \$42,648 less the trade in amount of \$3,100 for a total amount of \$39,548.

Background

We obtained bid comparisons through the MARC Purchasing Coop for the base model truck. There were several options added to the vehicle and we requested bids from the two lowest bidders on the MARC Purchasing Coop as well as our local Ford dealership. This new truck will replace an inoperable 2007 truck with 52,248 miles that we will trade in.

Discussion

We received two bids that meet the specifications and included a trade-in bid. The new truck will come fully equipped with a snow plow frame.

Shawnee Mission Ford	\$39,548 with Trade In
Olathe Ford	\$41,123 with Trade In
Victory Ford	No Bid

Financial Impact

There is \$45,000 in the 2014 Public Works budget for the purchase of the truck.

ITEM NO. 9.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens	_____	Peterson	_____
Cooper	_____	Knight	_____
Reeves	_____	Freeman	_____
Haas	_____	Shannon	_____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Cooperative Agreement with Mid America Regional Council for Membership in Operation Green Light

ACTION: Make a Motion to Approve a Cooperative Agreement with Mid America Regional Council for Membership in Operation Green Light for an Annual Cost of \$3,200

STAFF RECOMMENDATION: The City Manager, City Clerk & Public Works Director Recommend Approval

The enclosed memorandum provides the background, discussion, financial impact and recommendation for this item. KDOT's contractor plans to complete the equipment installation and coordination by the end of the year.

We enclosed Pages 1 through 8 of the agreement but did not enclose the exhibits which will be available at the meeting on Monday.

**CITY OF BONNER SPRINGS
PUBLIC WORKS DIRECTOR MEMORANDUM**

DATE: October 6, 2014
TO: Mayor and City Council
THRU: City Manager *JMH*
FROM: Public Works Director

SUBJECT: Agreement with MARC for Operation Green Light

Recommendation:

Approve the Cooperative Agreement with Mid America Regional Council for membership in Operation Green Light (OGL) for an annual cost of \$3,200.

Background:

In February 2012 staff made a presentation to the Council about the merits of membership in OGL. This came as a result of a study to coordinate signals along the K-7 Corridor. At that time the City Council reached consensus to join OGL.

Discussion:

The coordination of traffic signals should improve traffic flow on K-7. With OGL, staff can refer complaints about signal operation to MARC who can check the signal's functions and make necessary adjustments remotely. This saves City Staff time as well as costs associated with analyzing traffic signal malfunctions. Membership also allows for remote traffic control adjustments for special events (i.e. race days) and accidents that may cause traffic problems.

There are four traffic signals along K-7 that will be covered under this agreement: 130 Street, I-70, Speaker Road and Kansas Avenue. The total annual OGL operational cost is \$1,600 per signal. The City's cost is \$800 and MARC funds the other \$800.

KDOT's contractor plans to have all traffic signal equipment installed and in operation on a fixed-time basis by the end of November. There is no City cost for installation. Coordination should be completed by the end of the year.

Financial Impact:

The City's annual membership cost for four signals is \$3,200 with funds available in the 2015 Street Projects budget.

**COOPERATIVE AGREEMENT
FOR FUNDING OPERATIONS OF OPERATION GREEN LIGHT
TRAFFIC CONTROL SYSTEM**

THIS COOPERATIVE AGREEMENT FOR FUNDING OPERATIONS OF OPERATION GREEN LIGHT TRAFFIC CONTROLS SYSTEM (this "Agreement") is made and entered into this ____ day of _____, 2014 by and between Mid-America Regional Council (MARC) and the City of _____, Kansas, a Constitutionally Chartered Municipal Corporation (City).

WHEREAS, the Mid-America Regional Council performed a feasibility study "*Operation Green Light Feasibility Report, June 2000*" (hereafter, the "Feasibility Report"), which created a regional arterial traffic signal coordination system known as "Operation Green Light", for the Kansas City Urban Area including facilities under the jurisdiction of the Missouri Department of Transportation, the Cities of Gladstone, Independence, Kansas City, Lee's Summit, Liberty, North Kansas City, Raymore, Raytown in Missouri and the jurisdiction of the Kansas Department of Transportation, the Cities of Bonner Springs, Fairway, Lansing, Leavenworth, Leawood, Lenexa, Merriam, Mission, Mission Woods, Olathe, Overland Park, Prairie Village, Shawnee, Westwood and the Unified Government of Wyandotte County/Kansas City in Kansas (collectively, the Member Agencies); and

WHEREAS, the Strategic Plan 2013-2016 established the vision, mission, objectives and goals of the program; and

WHEREAS, improvement in traffic operational efficiency, air quality and monetary savings to the Member Agencies and the public can be realized from a consolidated management approach of coordinated traffic signal control along arterial corridors in the roadway systems of each Member Agency; and

WHEREAS, the Member Agencies in Kansas are authorized pursuant to the provisions of Section 12-2901 et. seq. of the Kansas Statutes Annotated, and the Member Agencies in Missouri are authorized pursuant to the provisions of Article VI, Section 9 of the Missouri Constitution and Sections 70.210 et. seq. of the Revised Statutes of Missouri to enter into cooperative agreements for the purpose of coordinating traffic signals between and within the Jurisdictional Boundaries of the Member Agencies; and

WHEREAS, each Member Agency has agreed to enter into an agreement to fund the cost of operating such a Regional Traffic Control System; and

NOW, THEREFORE, in consideration of the covenants and conditions herein set forth, MARC and the City (collectively, the "Parties") mutually agree as follows:

Sec. 1. STATUTORY AUTHORITY. Pursuant to the authority set forth in K.S.A. Section 12-2901 et. seq., the parties enter into this Agreement for the funding of the operations of the Regional Traffic Control System, hereinafter defined, for the purpose of coordinating traffic signals within the Jurisdictional Boundaries of the Member Agencies from a regional perspective. Pursuant to such authority, the City will file for recording an executed copy of this Agreement in the appropriate county in the state of Kansas and file a copy with the Kansas

Secretary of State.

Sec. 2. DEFINITIONS. As used in this Agreement, and Exhibit 1 through Exhibit 6, attached hereto and incorporated herein, the following words shall have the meanings set forth herein:

Exhibit 1 – Steering Committee Document

Exhibit 2 – Scope of Services

Exhibit 3 – Compensation

Exhibit 4 – Insurance Requirements

Exhibit 5 – Ownership Matrix

Exhibit 6 – Concept of Operations

Communications Network – All telecommunication infrastructure between Regional Traffic Management Centers, and Traffic Signal Controllers which are a part of the Regional Traffic Control System.

Jurisdictional Boundaries – the geographical boundaries of the governmental entities acting as political subdivisions of the states of Kansas and Missouri.

Jurisdictional Control Center – the site or location designated by the Member Agency containing various equipment, computer hardware and computer software capable of controlling and coordinating all Traffic Signal Controllers located within the Jurisdictional Boundaries of the Member Agency.

Member Agencies – Agencies that have entered into an agreement with MARC to participate in funding the cost of design, construction and operations of the Regional Traffic Control System.

Private Firms – any private firm or firms engaged by MARC to perform or provide any services, directly or indirectly, related to the operations of the Regional Traffic Control System (including, without limitation, design services provided for on-going operations), as more particularly set forth in Exhibit 2, attached hereto and incorporated herein by this reference.

Regional Traffic Control System - an array of components including Traffic Signal Controllers, wireless and wireline telecommunications equipment, interface units, computer hardware and software, digital storage media, operator's console, peripherals, and other related devices designed to monitor, control, and coordinate traffic movements at signalized intersections according to a given or developed plan.

Regional Traffic Management Center – the site or location designated by the Steering Committee containing various equipment, computer hardware and computer software capable of controlling and coordinating the Regional Traffic Control System. The Regional Traffic Management Center is sometimes referred to herein and in the Exhibits as the "TOC".

Steering Committee – that committee created for the purpose of assisting and advising MARC with respect to the plans, specifications, construction, installation and operation of the Regional Traffic Control System and consisting of voting representatives from the Member Agencies. The membership structure and policy are set forth in Exhibit 1, attached hereto and incorporated herein by this reference.

Traffic Signal Controller – a complete electrical mechanism responsible for traffic signal control and operation at an individual intersection.

Sec. 3. RESPONSIBILITIES OF PARTIES.

(a) MARC. MARC shall perform or cause to be performed the services set forth in Exhibit 2, which is attached hereto and incorporated herein by this reference.

(b) City. In addition to the obligations set forth in this Agreement, City, in its capacity as a Member Agency, shall also perform all the obligations set forth in the document entitled "OGL Concept of Operations: Roles and Responsibilities", which is attached hereto as Exhibit 6 and incorporated herein by this reference. Furthermore, City shall not interfere with MARC's exercise of its obligations under this Agreement, including, but not limited to MARC's deployment of the regional signal timing and on-going operations of the Regional Traffic Control System.

Sec. 4. SHARE OF COSTS. Subject to the conditions set forth in this Agreement, the City will pay MARC an amount not to exceed Six-Thousand, Four Hundred and 00/100 Dollars (\$6,400.00) representing the City's share of the cost for the maintenance and operation of the Regional Traffic Control System, as set forth in Exhibit 3, attached and incorporated herein by this reference. The "Operation Green Light Location/ Ownership Matrix" set forth in Exhibit 5 attached hereto and incorporated into this Agreement, identifies the location and ownership of the software, hardware and other components comprising the Regional Traffic Control System.

Sec. 5. SHARING INFORMATION. MARC shall share information related to the maintenance and operation of the Regional Traffic Control System with the City, and the City shall share information with MARC and the Member Agencies necessary for the on-going maintenance and operation of the Regional Traffic Control System.

Sec. 6. SEVERABILITY. Should any provision hereof for any reason be deemed or ruled illegal, invalid or unconstitutional by any court of competent jurisdiction, no other provision of this Agreement shall be affected; and this Agreement shall then be construed and enforced as if such illegal or invalid or unconstitutional provision had not been contained herein.

Sec. 7. AUTONOMY. No provision of this Agreement shall be constructed to create any type of joint ownership of any property, any partnership or joint venture, or create any other rights or liabilities except as may be otherwise expressly set forth herein.

Sec. 8. EFFECTIVE DATE. The effective date of this Agreement shall be upon complete execution by the Parties and written approval by the Office of the Attorney General of Kansas. In accordance with K.S.A. Section 12-2905, after receiving such written approval, the City shall file for recording a fully executed copy of this Agreement with the Register of Deeds of the

appropriate county in the state of Kansas and file a copy with the Kansas Secretary of State.

Sec. 9. TERMINATION FOR CONVENIENCE. Either party to this Agreement may terminate this Agreement by giving 180 days' notice to the other Party. Financial obligations will be honored up to the effective date of termination. An agency that terminates this agreement may no longer be granted access to the Regional Traffic Control System. Costs may be incurred by the agency terminating the agreement for MARC to uninstall or transfer ownership of network equipment owned by MARC.

Sec. 10. MERGER. This Agreement constitutes the entire agreement between City and MARC with respect to this subject matter.

Sec. 11. INDEPENDENT CONTRACTOR. MARC is an independent contractor and is not City's agent. MARC has no authority to take any action or execute any documents on behalf of City.

Sec. 12. COMPLIANCE WITH LAWS. MARC shall comply with and shall require its Private Firms to comply with all federal, state and local laws, ordinances and regulations applicable to the work and this Agreement.

Sec. 13. DEFAULT AND REMEDIES. If MARC shall be in default or breach of any provision of this Agreement, City may terminate this Agreement, suspend City's performance, withhold payment or invoke any other legal or equitable remedy after giving MARC written notice and opportunity to correct such default or breach within thirty (30) days of receipt of such notice; provided, however, if such default or breach cannot be cured within thirty (30) days, then MARC shall commence to cure within thirty (30) days.

Sec. 14. WAIVER. Waiver by City 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. No term, covenant, or condition of this Agreement can be waived except by written consent of City, and forbearance or indulgence by City in any regard whatsoever shall not constitute a waiver of same to be performed by MARC to which the same may apply and, until complete performance by MARC of the term, covenant or condition, City shall be entitled to invoke any remedy available to it under this Agreement or by law despite any such forbearance or indulgence.

Sec. 15. MODIFICATION. Unless stated otherwise in this Agreement, no provision of this Agreement may be waived, modified or amended except in writing signed by City and MARC.

Sec. 16. HEADINGS; CONSTRUCTION OF AGREEMENT. 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.

Sec. 17. AUDIT. The City shall have the right to audit this Agreement and all books, documents and records relating thereto. MARC shall maintain all its books, documents and

records relating to this Agreement and any contract during the period of this Agreement and for three (3) years after the date of final payment of the contract or this Agreement, which ever expires last. The books, documents and records shall be made available for the City's review within fifteen (15) business days after the written request is made.

Sec. 18. AFFIRMATIVE ACTION; NON-DISCRIMINATION.

(a) MARC shall require Private Firms to establish and maintain for the term of this Agreement an Affirmative Action Program in accordance with the provisions the Title VI of the Civil Rights Act of 1964, as amended. More specifically, any third party firm will comply with the applicable regulations of the U. S. Department of Transportation (USDOT) relative to non-discrimination in federally assisted programs of the USDOT, as contained in -49 CFR 21 through Appendix H and 23 CFR 710.405 which are herein incorporated by reference and made a part of this Agreement.

(b) During the performance of this Agreement or any subcontract resulting thereof, MARC, Private Firms and all subcontractors and vendors (the Private Firms, together with all subcontractors and vendors, shall for purposes of this Section 18 be collectively referred to as the "Other Contractor Parties") shall observe the provisions of the Kansas Acts Against Discrimination (K.S.A. 44-1001, et seq.) and Title VII of the Civil Rights Act of 1964 as amended and shall not discriminate against any person in the performance of work under the present Agreement because of race, religion, color, sex, national origin, age, disability, ancestry, veteran status, or low income. In all solicitations or advertisements for employees, the MARC and the Other Contractor Parties shall include the phrase "equal opportunity employer" or a similar phrase to be approved by the Kansas Human Rights Commission ("Commission"). If MARC fails to comply with the manner in which MARC reports to the Commission in accordance with the provisions of K.S.A. 44-1031 and amendments thereto, or if MARC is found guilty of a violation of the Kansas Act Against Discrimination under a decision or order of the Commission which has become final, MARC shall be deemed to have breached this Agreement, and this Agreement may be canceled, terminated or suspended, in whole or in part, by the City.

(c) MARC shall abide by the Kansas Age Discrimination In Employment Act (K.S.A. 44-1111 et seq.) and the applicable provision of the Americans With Disabilities Act (42 U.S.C. 1201 et seq.), as well as all other federal, state and local laws, ordinances and regulations applicable to this project, and shall furnish any certification required by any federal, state or local laws, ordinances and regulations applicable to this project and shall furnish any certification required by any federal, state or local governmental agency in connection therewith.

(d) MARC shall include the provisions of paragraphs (b) through (c) above in every subcontract so that such provisions will be binding upon such subcontractor or vendor.

Sec. 19. ASSIGNABILITY OR SUBCONTRACTING. MARC shall not subcontract, assign or transfer any part or all of MARC's obligations or interests without City's prior approval which shall not be unreasonably delayed or withheld. If MARC shall subcontract, assign, or transfer any part or all of MARC's interests or obligations under this Agreement without the prior approval of City, it shall constitute a material breach of this Agreement.

Sec. 20. CONFLICTS OF INTEREST. MARC shall require its Private Firms to certify that no officer or employee of City, or no spouse of such officer or employee, has or will have a direct or indirect financial or personal interest in this Agreement or any other related agreement, and that no officer or employee of City, or member of such officer's or employee's immediate family, either has negotiated, or has or will have an arrangement, concerning employment to perform services on behalf of MARC or its Private Firms in this Agreement or any other related agreement.

Sec. 21. RULES OF CONSTRUCTION. The judicial rule of construction requiring or allowing an instrument to be construed to the detriment of or against the interests of the maker thereof shall not apply to this Agreement.

Sec. 22. NOTICE: Any notice to a party in connection with this Agreement shall be made in writing at the following address or such other address, as the party shall designate in writing:

City of Bonner Springs
Attention: Rita Hoag
205 E Second Street
P.O. Box 38
Bonner Springs, KS 66012

MARC
Attention: Director, Mid-America Regional Council
600 Broadway, Suite 200
Kansas City, Missouri 64105

Sec. 23. GOVERNING LAW. This Agreement shall be construed and governed in accordance with the law of the State of Kansas. Any action in regard to this Agreement or arising out of its terms and conditions must be instituted and litigated in the courts of the State of Kansas within Wyandotte County, Kansas, and in no other. The parties submit to the jurisdiction of the courts of the State of Kansas and waive venue.

Sec. 24. GENERAL INDEMNIFICATION.

(a) To the extent allowed by law and subject to the immunity and maximum liability provisions of the Kansas Tort Claims Act, MARC shall defend, indemnify, and hold harmless the City and any of its agents, officials, officers and employees from and against all claims, damages, liability, losses, costs and expenses, including reasonable attorney fees, arising out of or resulting from any negligent acts or omissions in connection with the services performed by MARC under this Agreement, caused by MARC, its employees, agents, subcontractors, or caused by others for whom MARC is liable. Notwithstanding the foregoing, MARC is not required under this section to indemnify the City for the negligent acts of the City or any of its agencies, officials, officers, or employees.

(b) To the extent allowed by law and subject to the immunity and maximum liability provisions of the Kansas Tort Claims Act, City shall defend, indemnify, and hold harmless MARC and any of its agents, officials, officers and employees from and against all claims, damages, liability, losses, costs and expenses, including reasonable attorney fees, arising out of

or resulting from any negligent acts or omissions in connection with the services performed by City under this Agreement, caused by the City, its employees, agents, subcontractors, or caused by others for whom the City is liable. Notwithstanding the foregoing, the City is not required under this section to indemnify MARC for the negligent acts of MARC or any of its agencies, officials, officers, or employees

Sec. 25. INDEMNIFICATION BY PRIVATE FIRMS. MARC shall require its Private Firms (including, without limitation, any design professionals) to defend, indemnify, and hold harmless the City and any of its agencies, officials, officers, or employees from and against all claims, damages, liability, losses, costs, and expenses, including reasonable attorney fees, arising out of any negligent acts or omissions in connection with the services performed pursuant to this Agreement (including, without limitation, professional negligence), caused by a Private Firm, its employees, agents, contractors, or caused by others for whom the Private Firm is liable. Notwithstanding the foregoing, the Private Firm is not required under this section to indemnify the City for the negligent acts of the City or any of its agencies, officials, officers, or employees.

Sec. 26. INSURANCE. MARC and any Private Firms retained by MARC shall maintain the types and amounts of insurance set forth in Exhibit 4, which is incorporated herein by this reference; provided, however, the limits set forth in Exhibit 4 are the minimum limits and MARC may carry higher limits as it may deem necessary, in its discretion, or as may be required by other Member Agencies.

Sec. 27 INITIAL TERM; RENEWAL OF TERM. The initial term of this Agreement shall be two (2) years ("Term") unless sooner terminated in accordance with Section 9 of this Agreement. The Term of this Agreement shall automatically renew for one additional two (2) year period (the "Renewal Term") on the same terms and conditions as set forth herein; provided, the Term shall not automatically renew if City provides written notice to MARC of its intention not to renew within 180 days prior to the expiration of the Term.

Sec. 28. NON-APPROPRIATIONS. Notwithstanding anything to the contrary in this Agreement, in accordance with the Kansas Cash-Basis Law, specifically K.S.A. Section 10-1116b, the City is obligated only to pay the OGL Operating Costs required under this Agreement as may lawfully be made from (a) funds budgeted and appropriated for that purpose during the City's current budget year, calendar fiscal year, or (b) funds made available from any lawfully operated revenue-producing source. City represents and warrants that each year during the term of this Agreement, its chief administration office will submit to and advocate for approval by its governing body a budget that includes amounts sufficient to pay the City's share of the OGL Operating Costs required under this Agreement. City also represents and warrants that its governing body, each fiscal year during the term of this Agreement, will fully consider and make all good faith and reasonable efforts to adopt a budget, for each successive fiscal period during the term of this Agreement, that specifically identifies amounts sufficient to permit City to discharge all of its obligations under this Agreement.

ITEM NO. 10.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens _____
Cooper _____
Reeves _____
Haas _____

Peterson _____
Knight _____
Freeman _____
Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Project Acceptance, Final Change Order & Final Payment to Metro Asphalt, Inc. for the 2014 Street Program Mill & Overlay Work in the Total Amount of \$72,440.04

ACTION: Make a Motion to Accept the Project, Approve a Final Change Order & Approve Final Payment to Metro Asphalt, Inc. for the 2014 Street Program Mill & Overlay Work in the Total Amount of \$72,440.04

STAFF RECOMMENDATION: The City Manager, City Clerk, Finance Director & Project Manager Recommend Approval

The enclosed memorandum provides the recommendation and other information for the acceptance of these public improvements, to approve a change order and to approve final payment.

These actions by the City Council initiates the two-year maintenance bond.

**CITY OF BONNER SPRINGS
PROJECT MANAGER MEMORANDUM**

Date: September 22, 2014
To: Mayor & City Manager
Through: John Helin, City Manager *John Helin*
From: Matt Beets, Project Manager

Subject: Project Acceptance for the 2014 Street Program, Approve Final Change Order and Final Payment.

Recommendation

- Approve the final change order in the amount of \$4,252.92 for the additional street work.
- Accept the 2014 Streets Program with Metro Asphalt in the amount of \$536,914.82.
- Approve final payment to Metro Asphalt in the total amount of \$72,440.04.

Background

On 01 May 2014, the City Clerk opened six bids for the 2014 Street Program. On 12 May, the City Council awarded the low bid to Metro Asphalt for the work. Staff conducted a Pre-Construction meeting on 29 May 2014 with the Contractor and scheduled the Notice to Proceed for 16 July 2014. On 13 September, the Contractor completed the 2014 Street Program work.

Discussion

After we opened the bids, Staff realized there was a section of East Riverview that needed work that was not on the street list. The section of East Riverview between 126 Street and the new I-70 bridge had deteriorated badly and needed attention. Since the bid for the repair work came in under budget, Staff recommended to the City Council to use some of these funds to do a full depth patch approximately 300 linear feet on East Riverview. We spoke with the low bidder who agreed to do the additional work at the bid price. The City Council agreed to add the work to the program.

Staff visited the location on East Riverview with the Contractor to review our concerns. At this time, we determined that the road-base was in good shape but the driving surface was not. Since the profile mill (+/-1") is not as expensive as full depth repairs, we evaluated the rest of the roadway (between 126 Street and I-70) and determined this entire section should be resurfaced. To accomplish this we used \$4,252.92 of budgeted Street Project contingency funds, which allowed us to resurface the entire length of Riverview between 126 Street and I-70 (2,105 linear feet).

Also, our original plan was to do one large full depth repair on Woodend Road. However, several of the other streets that we had work done on required additional and unanticipated full depth repairs. Therefore, we used the funds originally designated for the Woodend full depth repair for these other sites. We plan to address Woodend Road in more detail in next year's Street Repair program.

Acceptance and approval of final payment activates the two-year maintenance bond for the project.

Financial Impact

The original bid from Metro Asphalt for the 2014 Street Program is \$532,661.90. The final invoice of \$72,440.04 includes the Change Order amount of \$4,252.92 and brings the total project cost to \$536,914.82. This leaves a balance of \$1,832.83 available in this year's Street Repair Project Fund which can be carried over to 2015.

ITEM NO. 11.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

Present & Vote	Stephens _____	Peterson _____
	Cooper _____	Knight _____
	Reeves _____	Freeman _____
	Haas _____	Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Swingster Interceptor Sewer Repair Project Final Acceptance, Final Change Order & Approve Final Payment

ACTION: Make a Motion to Approve a Final Change Order, Approve Project Acceptance & Approve Final Payment to Jay's Plumbing in the Total Amount of \$16,348.42

STAFF RECOMMENDATION: The City Manager, Utilities Director, City Clerk & Finance Director Recommend Approval

The enclosed memorandum provides the recommendation and related information to take the actions necessary to finalize this project. These actions by the City Council will initiate the two-year maintenance bond.

**CITY OF BONNER SPRINGS
PROJECT MANAGER MEMORANDUM**

Date: September 22, 2014
To: Mayor and City Council
Through: City Manager *JK*
From: Project Manager and Utility Director

Subject: Project Acceptance for the Swingster Interceptor Project, Final Changer Order and Approve Final Payment.

Recommendation

- Approve a change order to Jay's Plumbing in the amount of \$18,709.42 for Work Change Directives 1 thru 4.
- Approve Final Payment to Jay's Plumbing in the total amount of \$16,348.42.
- Accept the Swingster Interceptor Project Completed by Jay's Plumbing for a total cost of \$85,482.42 (\$72,783 + \$18,709.42 - \$6,000).

Background

The project included the removal of a partially collapsed interceptor pipe and replacement of approximately four hundred-fifty feet (450') of eight-inch (8") Ductile Iron Pipe (DIP) with a twelve-inch (12") PVC pipe, the replacement of a manhole and the addition of a manhole. This pipe is on the east side of Swingster Road between K-32 Highway and the Wastewater Treatment Facility.

On 13 March 2014, the City Clerk opened three bids for the Swingster Interceptor project. On 24 March, City Council accepted the low bid from Jay's Plumbing for the work. Staff conducted a Pre-Construction meeting on 01 April 2014 with the Contractor and City Staff and scheduled the Notice to Proceed date for 28 April 2014 on the 10 working day contract. During construction, the Utility Department rented by-pass pumps to temporarily pump flow from the Lake of the Forest Lift Station to a nearby manhole in Edwardsville, which eventually flows to the KCK Wastewater System.

After the addition of a new manhole and additional line work, City Staff agreed to an additional 5 working days for the project. The Contractor reached Substantial Completion on 04 June 2014 completed final cleanup and restoration on 13 June 2014.

Discussion

The explanation of the final change order includes four work change directives (WCD) as follows:

Work Change Directive #1. WCD1 is for additional pipe work to re-route flow from a deteriorated manhole to a newly replaced manhole located on the north side of the Union Pacific Railroad (UPRR) tracks. The project awarded to Jay's Plumbing included work to epoxy coat the manhole which receives flow from the Lake Forest Lift Station. When Staff met the epoxy contractor in the field, we determined that the condition of the manhole was too far deteriorated to epoxy coat. We discussed with the Contractor an option to divert flow to a newly replaced manhole instead of the deteriorated manhole which he provided a quote. In the near future, the deteriorated manhole will be removed. The cost for this Work Change Directive is \$4,287.97

Work Change Directive #2. The new manhole on the south side of the railroad tracks was necessary to correct an elevation problem with the existing casing pipe under the railroad tracks and to give Utility Staff access to both ends of the casing for maintenance. We found that the existing casing installed under the railroad sloped north away from the treatment facility. Since the casing cannot be adjusted, the Contractor adjusted the spacers around the new twelve-inch (12") pipe to correct this slope as much as possible. Unfortunately although reduced, the new pipe has a slight upward slope on the downstream (south) end of the pipe. The new Manhole on the south end allows staff to jet this line when needed. Staff contacted the City Engineer and both agreed the price for the new manhole is in line with current prices on similar projects. The cost for this Work Change Directive is \$2,287.82.

Work Change Directive #3. Staff underestimated the amount of flowable fill needed on the project as we extended the construction limits around a nearby manhole to properly connect the new interceptor line with an existing manhole. The cost for this Work Change Directive is \$9,133.63.

Work Change Directive #4. The old pipe that entered the furthest southern manhole penetrated the manhole at an odd angle and had been covered in concrete when originally constructed. In order to disconnect and remove the old pipe, the Contractor had to break out the additional concrete for two days. This WCD compensates the Contractor for the additional labor cost resolve this this issue. The cost for this Work Change Directive is \$3,000.

The Contractor ran over the allotted 15 working days for the project (10 original days PLUS 5 additional days per WCD#1, #2 and #4) which commenced the \$500.00 per day liquidated damages clause. The Liquidated Damage (LD) penalties compensate the City for the additional rental cost for the by-pass pump and inspection. Once the Contractor brought the new system on-line, we discontinued the by-pass pumps and suspended the LD fees. The Contractor finished the project twelve (12) days over the allotted time and we charged the Contractor Liquidated Damage in the amount of \$6,000.

Financial Impact

The City Council approved an amended 2014 Wastewater Budget which included \$115,000 for the Swingster Interceptor Project. The project cost to date is \$105,780.91. The Change Order to Jay's Plumbing in the amount of \$18,709.42 brings the total project cost to date to \$124,490.33 but the Liquidate Damages deduction of \$6,000 reduces the total project cost to \$118,490.33. The only item that remains on the project is to epoxy line two manholes. The estimated cost of this work is \$4,000 which makes the total estimated project cost \$122,490.33 which is \$7,490.33 over the \$115,000 budgeted amount. This additional project cost will be covered by funds available in the manhole replacement line item of the amended 2014 Wastewater Budget.

The Final Payment to Jay's Plumbing in the amount of \$16,348.42 includes the Change Order in the amount of \$18,709.42 plus the retainage in the amount of \$3,639.00 minus \$6,000 for Liquidated Damages for a final total of \$16,348.42.

ITEM NO. 12.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens	_____	Peterson	_____
Cooper	_____	Knight	_____
Reeves	_____	Freeman	_____
Haas	_____	Shannon	_____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Acceptance & Final Payment to Smith & Loveless for the Lake Forest Lift Station Upgrade Project

ACTION: Make a Motion to Accept the Completed Project & Approve Payment in the Total Amount of \$29,472 to Smith & Loveless for the Lake Forest Lift Station Upgrade Project

STAFF RECOMMENDATION: The City Manager, Utilities Director, City Clerk & Finance Director Recommend Approval

The enclosed memorandum provides the recommendation for acceptance and approval of final payment.

BONNER SPRINGS UTILITIES

PROVIDING SAFE DRINKING WATER FOR OUR CITY AND CLEAN WATER FOR THE ENVIRONMENT

MEMORANDUM

Date: 10/8/2014

To: Mayor and City Council
Through: Jack Helin, City Manager *JAH*
From: Rick Sailer, Director

Subject: Pump Modifications for the Lake Forest Lift Station Upgrade Project

Recommendation: The City Council approve project acceptance and payment to Smith & Loveless (S&L) Company in an amount of \$29,472 for the Pump Modifications completed for the Lake Forest Lift Station (LFLS) Upgrade Project.

Background: The City Council approved the Lake of the Forest Lift Station (LFLS) Upgrade Project (LFLSUP) along with Resolution No. 2013-07 at the 9 September 2013 City Council Meeting to fund this project. The Project required modifications to the pump station removed from the Cedar Ridge Lift Station (CRLS) facility which we abandoned as part of the 134 Street Utility Upgrade Project. On 12 November 2013, the City Council approved Staff's recommendation to allow the City Manager to enter into a sales agreement with S&L for the modifications not to exceed \$27,000. The City Manager signed the agreement for a total amount of \$22,997 on 24 November 2013.

Discussion: S&L began the pump modification work in November 2013. S&L informed the Utilities Department that the original pump station did not have Ground Fault Protection (GFP) to protect staff when they do required work on the electrical system. S&L recommended that the GFP be added to the system. Our electrical contractor agreed and staff approved the additional expense of \$2,997 to add this safety item. As the LFLS Upgrade Project progressed, Westar recommended an upgrade to the electrical supply from the current 230 volt Delta to 208 volt Wye configuration which is the acceptable modern electrical supply. This upgrade, although not required, but highly recommended by Westar and the electrical engineer, required an additional modification expense to the pump station. The Westar power supply for CRLS was single phase converted to a 230 volt Delta system by an "Add-A-Phase" electrical convertor. The 230 volt components matched the electrical supply at LFLS. Westar informed us that the 230 volt Delta system was outdated, they could maintain that supply and it was best to switch to the newer 208 volt Wye system. Department staff agreed that the upgraded electrical system was in the best interest of the City and approved the modification expense of \$3,478.

The two (2) additional items total \$6,475 which increased the total pump modification expense to \$29,472 that exceeds the City Council's approval for the original S&L agreement. Department staff agreed to the additional work and recommend approval of the S&L invoice amount of \$29,472.

Financial Impact: The total estimated LFLS Upgrade Project cost is \$195,000, which increased from the preliminary budget estimate of \$100,000. In July 2014, the City Council agreed to the increased cost due to the addition of new emergency power supply generator and the unexpected higher construction bids that we received for the Project. The total Project expense to date totals \$186,604.15 and includes the pump modification expense of \$29,472. The 2014 Bond proceeds funds \$100,000 and the Wastewater Operation Budget funds the balance of \$95,000 for this project.

ITEM NO. 13.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens _____
Cooper _____
Reeves _____
Haas _____

Peterson _____
Knight _____
Freeman _____
Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: City Manager's Report

ACTION: None

STAFF RECOMMENDATION: None

Report attached.

City Managers Update

Date: October 13, 2014

To: Mayor and City Council

1. Council Follow Up Items.

- A. **K-7/Kansas Avenue Median Weeds** – KDOT personnel cleaned out the tall weeds at this intersection the day after the September 22 City Council meeting.
- B. **Tow Company Regulations & Charges** – Staff checked with the Cities of Lenexa and Shawnee on this subject. Lenexa approved their current Ordinance in 2013 and Shawnee's regulations have been in place since 2008. The rationale of both cities in the implementation of the regulations and fees is to regulate fees charged when their Police Departments need to call a tow service for an abandoned vehicle, when a vehicle is illegally parked on private property properly signed or when their Police Department directs a vehicle be towed. Both cities manage a rotation system to call tow companies. These tow companies must be licensed in their city. The regulations do not apply when a private individual requires tow service.

There are two tow companies in Bonner Springs and both have an Occupational License. Our Police Department did utilize a rotation system but stopped when one of the tow companies no longer provided timely service. For an accident, the Police Department contacts the tow company directed by the vehicle owner. There appears to be no need for Bonner Springs to adopt regulations or establish fees to regulate these businesses.

2. **Water Department 2015 Chevrolet 3500HD Utility Crane Truck** – The City Council awarded the bid for the purchase of this truck to Roberts Chevrolet Buick at the meeting on September 22, 2014 for a total amount of \$44,475. The actual bid received was for an amount of \$44,795 which is \$320 more than awarded. The second low bid was for an amount of \$47,838 which is \$3,043 more than the amount of \$44,795. We issued the purchase order for the correct bid amount as it should have been the recommended amount.
3. **Wyandotte County Election Commissioner Announces Early Voting Hours Expanded** - The General Election is less than 5 weeks away on November 4. Wyandotte County voters now have four options for voting in the election. The voting schedule includes evenings and Saturdays!

Early voting by mail:

- o Applications available now online at www.wycokck.org/election
- o Ballots begin mailing October 15th
- o Voted ballots must be returned by November 4th

Early voting at the Election Office (850 State Avenue)

- o Tuesday, October 21st through Friday, October 24th,
8 a.m. to 5 p.m.
- o Monday, October 27th, through Friday, October 31st,
8 a.m. to 7 p.m.
- o Saturday, October 25th and November 1st,
9 a.m. to 3 p.m.
- o Monday, November 3rd,
8 a.m. to 12 p.m. (noon).

Early voting at the satellite Vote Center (south building at the Kansas Speedway)

- Saturday, October 25th and November 1st,
9 a.m. to 3 p.m.
- Monday, October 27th, through Friday, October 31st,
10 a.m. to 7 p.m.
- Location: Kansas Speedway at I-70 & 110th Street
(I-70 Exit 410)
- This site will offer touchscreen voting only.
No paper ballots.

Vote on Election Day, Tuesday, November 4th:

- Vote at your designated polling place.
- Hours: 7 a.m. to 7 p.m.

For more information, visit the UG Election website at www.wycovotes.org or call 913-573-8500.

- 4. Drug Take Back Day Results** - The Bonner Springs Police Department participated in Drug Take Back day at the Bonner Springs Price Chopper on Saturday, September 27, 2014. We collected 3 boxes of expired, unwanted, or unused pharmaceutical controlled substances and other medications. The total weight was 38lbs. The medications were turned over to the DEA for destruction.
- 5. Clark Middle School Ninth Annual Event** – The Assistant Principal requested the use of City Streets for this fun run that will be held on Friday, October 10 at approximately 1:30 p.m. The fun run is a fundraiser for the school. The run begins at K-32 Highway near the High School sign, follows Bluegrass Drive to Second, Second to Nettleton, Nettleton to Morse, Morse to Bluegrass Drive and back to Clark Middle School. The school changed the name of the event from Panther Prowl to Tomahawk Trot. The approved Governing Body policy allows administrative approval of annual events that have no significant changes. Staff's determination is that the name change is not significant and we approve the request administratively.
- 6.** The Wyandotte County Mayors' Prayer Breakfast is Friday, November 7, 2014 at 7 a.m., Jack Reardon Civic Center, 500 Minnesota Avenue, Kansas City, KS. Seating begins at 6:45 a.m. Tickets are \$20 each and available in the Bonner Springs City Clerk's office. Make checks payable to Mayors' Prayer Breakfast. Deadline to purchase tickets is October 24. Tickets may also be purchased on line at www.kckchamber.com/MayorsPrayerBreakfast and at the KCK Chamber Office, 727 Minnesota Avenue.
- 7. KDOT – Local Consult Meeting – Kansas City, Kansas** – Mayor Jeff Harrington, Council President Tom Stephens and Planning Director Don Slone attended KDOT's Local Consult Meeting on Wednesday, September 24, 2014. The two projects that were recommended for Preliminary Engineering (PE) that affect Bonner Springs were (1) K-7 Expansion from I-70 to US-24/40 in Wyandotte County and (2) K-7 Expansion from the Kansas River south to include 43rd Street, 47th Street and 75th Street. These two projects will be evaluated against all other projects within the State to determine which will be funded for Preliminary Engineering.

8. Parks & Recreation Update:

a. General Information

- Parks and Rec Facebook and Twitter followers continues to increase - 283 likes on Facebook (Bonner Springs Parks & Recreation Department) and 28 followers on Twitter (follow us @BonnerParks).
- 3rd Street Asylum Opened Friday, October 3 – It will be open Fridays & Saturdays thru November 1.
- Aquatic Park Zero Depth area received a fresh coat of paint.
- NEW Online Program Registration and Facility Reservation software for Parks and Recreation is operational.

b. Programs/Sports

Current:

- Tumbling: 16 participants
- Soccer: 152 participants; 15 teams (178; 19 - last fall) Games started September 27
- Girls Volleyball: 131 participants; 16 teams (132; 17 last fall) Games start October 18

Completed:

- Adult Softball: 6 teams for Men's League on Tuesday nights (6 last fall) 8 teams for Co-Rec League on Sundays (7 last fall)
- City Wide Yard sale: 10 listings (17 last fall)

Upcoming:

- Tumbling Session #2: Class starts Monday, October 13. Residents: \$32.50/Non-Residents: \$37.50
- FREE Kid's Monster Bash (Halloween Event) at Community Center, October 26, 3-5pm.

9. Bonner Springs Senior Center Update – Attached is a sheet showing the Senior Center Activities and Presentations from May thru September.

10. Deffenbaugh Trash Schedule Change – We found out this week from Deffenbaugh that the proposed change to pick up all residential trash and recycle on Tuesday will not now occur until the first week of December.

Bonner Springs Senior Center

May thru September Activities and Presentations

- **Yoga and Line Dancing classes**
- **T'ai chi with Grand Master Kim's Taekwondo of Bonner Springs.**
- **Town Hall Meeting with Leavenworth County Area Agency on Aging which is a great opportunity for the public to learn about programs and or give feedback regarding senior services in Wyandotte and Leavenworth Counties. We host this event every year at our Senior Center.**
- **Bingo once a month with Bonner Springs Nursing and Rehabilitation.**
- **Wii Bowling Tournaments with Staci Golden Living Center, next tournament is with Shawnee Hills Senior Living**
- **Presentations: Sunshine Home Health Care, Mental Health, Southern Care Hospice, Midwest Medicare, The Dream Works , Lakeview Village Senior Home, Hamilton Relay Telecommunications , Nutrition with K-State.**
- **Tours - Union Station – King Tut Exhibit , Cumulus Media Radio Station Tour, National Airline History Museum Tour, Louisburg Cider Mill Tour , National Airline History.**
- **Senior Pot Luck once a month from 5 – 7pm**
- **Kansas Legal Services offers free legal services to seniors 55 and over once a month.**
- **Senior Trips - Sock Hop – George Meyn Center, Senior Picnic in Leavenworth, Senior Day at Wyandotte Fair, SantaCaligOn in Independence, Shawnee Hills Senior Living Bluegrass and BBQ.**
- **Decorated the Bonner Springs Library display window for 4th of July and to advertise the Spaghetti Dinner.**
- **T-Bones Game Night**
- **Participated in the Ice Cream Social on Band Night**
- **Set up an informational booth at Tiblow Days handing out free water, brochures, calendars and newsletters advertising the Senior Center.**
- **Participated in the Scarecrows on Parade**
- **Spaghetti Dinner held once a year in the Sunflower Room of the Community Center for the Senior Citizens Center/Nancy Jones Johnson scholarship fund for Bonner Springs graduating high school seniors.**

Gloria Ochoa, Senior Center Director

ITEM NO. 14

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens _____
Cooper _____
Reeves _____
Haas _____

Peterson _____
Knight _____
Freeman _____
Shannon _____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: City Council Items

ACTION: None

STAFF RECOMMENDATION: None

ITEM NO. 15.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens	_____	Peterson	_____
Cooper	_____	Knight	_____
Reeves	_____	Freeman	_____
Haas	_____	Shannon	_____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Mayor's Report

ACTION: None

STAFF RECOMMENDATION: None

The Mayor will give a verbal report at the meeting on Monday.

ITEM NO. 16.

**City Council Regular Agenda
Monday, October 13, 2014 – 7:30 p.m.**

**Present
&
Vote**

Stephens	_____	Peterson	_____
Cooper	_____	Knight	_____
Reeves	_____	Freeman	_____
Haas	_____	Shannon	_____

Mayor Vote on Charter Ordinances & Planning Items _____

MOTION: _____ **SECOND:** _____

AGENDA ITEM: Executive Session to Discuss Personnel Matters

ACTION: Adjourn to Executive Session to Discuss Personnel Matters

STAFF RECOMMENDATION: None

After the Executive Session, return to the Regular Session with no action taken.