

CITY OF CHERRYVALE

**MEETING OF THE CITY COUNCIL
REGULAR MEETING
FEBRUARY 19, 2013
7:00 p.m.**

Working for a better tomorrow... today.

ORDER OF BUSINESS

CALL MEETING TO ORDER

INVOCATION: Council Member Randy Wagoner

PLEDGE OF ALLEGIANCE

ROLL CALL

CONSIDERATION OF MINUTES:

Regular Meeting, February 4, 2013

PUBLIC FORUM

1. Duane Powell---Request for Support for Family and Children Service Center.

GOVERNING BODY COMMENTS

Mayor John Wright

Council Member Chad Wickham

Council Member Kevin Crain

Council Member Randy Wagoner

Council Member Lew Forman, Jr.

CONSENT AGENDA

Presented by John Wright, Mayor.

1. Appropriations Ordinance No. 13-0215 \$233,554.00
 - a. Approval of Purchases over \$5,000.00
 - i. Blue Cross-Blue Shield \$7900.72
 - ii. Blevins Asphalt \$152,983.41
 - iii. Republic Services \$9801.95
 - iv. Weststar Energy \$5456.91
 - v. Card Services (P-Card charges) \$11,931.30

RECOMMENDED ACTION: Approve the Consent Agenda.

INFORMATIONAL ITEMS

1. Kansas Association of City and County Managers Seminar---February 8 in Wichita
2. "City Hall Day"---Kansas State Legislature, February 6

EXECUTIVE SESSION

1. To Discuss Matters of Non-elected Personnel (Estimated at 10 minutes)

ADJOURNMENT

CITY OF CHERRYVALE

**MEETING OF THE CITY COUNCIL
REGULAR MEETING
FEBRUARY 4, 2013
7:00 p.m.**

Working for a better tomorrow... today.

CALL MEETING TO ORDER

Mayor Wright called the meeting to order.

Present: Mayor John Wright, Council President Chad Wickham, Council Member Randy Wagoner, Council Member Lew Forman, Jr., Council Member Kevin Crain, City Administrator/City Attorney John Bullard, Assistant City Administrator/City Clerk John Merrell, Chad Russell of the Cherryvale Fire Department, Brent Brooks, and Andy Taylor representing the *Montgomery County Chronicle*.

INVOCATION

Council Member Randy Wagoner gave the invocation.

PLEDGE OF ALLEGIANCE

Everyone present participated in the Pledge of Allegiance.

ROLL CALL

City Clerk John Merrell called roll. Present: Mayor Wright, Council President Wickham, Council Member Wagoner, Council Member Crain, Council Member Forman.

NEW BUSINESS

A. ORDINANCE NO. 13-4630: SUPPLEMENTAL SPEED LIMITS

Presented by Wade Webber, Public Works Director

RECOMMENDED ACTION: Adopt Ordinance No. 13-4630.

Council Member Wagoner made a motion to adopt Ordinance No. 13-4630 with the understanding that it will apply to the hours of 7:00-8:30 a.m. and 3:00-4:30 p.m.; seconded by Council Member Crain. All votes aye.

**CITY OF CHERRYVALE
ORDINANCE SUPPLEMENTING
ORDINANCE 12-4627 IN RELATION
TO POSTED SPEED LIMITS**

ORDINANCE NO. 13-4630

A supplemental ordinance regulating traffic within the corporate limits of the City of Cherryvale, Kansas; incorporating by reference Ordinance No. 12-4627.

BE IT ORDAINED by the Governing Body of the City of Cherryvale:

Section 8-102 (a)(6) and (a)(7) are hereby supplemented and amended as follows:

“Section 8-102. AMENDMENTS

Amendments to the Standard Traffic Ordinance incorporated in this Section of this Article shall be as follows:

In addition to **“Section 33. Maximum Speed Limits** – is amended by the addition of the following sections:

(a)(6) The governing body has determined upon the basis of an engineering and traffic investigation that the speed limit under State law and Section 33 of the Standard Traffic Ordinance is greater than is reasonable or safe under the conditions found to exist on certain streets, and hereby determines and declares that the reasonable and safe speed limit on the following streets is twenty (20) miles per hour:

- (a) Willow Street from N. Liberty Street to Neosho Street;
- (b) Neosho Street from Willow Street to Front Street;
- (c) Park Street from Liberty Street to Walnut Street;
- (d) Clark Street from Liberty Street to Walnut Street;
- (e) Main Street from Summit Street to Liberty Street;
- (f) Carson Street from Main Street to 11th Street;
- (g) 9th Street from Galveston to Carson; and
- (h) Galveston from 7th to 9th Street.

(a)(7) All streets and thoroughfares adjoining school property shall be designated as school zones, and during each and every school day all drivers of motor vehicles shall take special heed and use extraordinary precaution so that no harm or injury may be done to any school child. No motor vehicle shall be driven in a school zone at a speed greater than twenty (20) miles per hour. Appropriate signs or signals shall be placed marking the boundaries of such school zones and indicating the maximum speed limit as herein set out, also to include the portion of 6th Street between Baldwin Street and Wilson Street which shall also be designated as a school zone and that a safe and reasonable speed for that zone shall be twenty (20) miles per hour between the hours of 7:00-8:30 a.m. and 3:00-4:30 p.m. and is hereby set at that limit.

(a)(8) All areas on streets posted with differing speed limits, including but not limited to:

- (a) 10 mph-Areas posted in and around Lake Tanko.”

Cherryvale City Council Meeting
February 4, 2013 7:00 p.m.

REPEAL. All other ordinances in conflict herewith are hereby repealed.

EFFECTIVE DATE. This ordinance shall take effect and be in force upon its publication in the official city newspaper.

PASSED AND APPROVED by the Governing Body of the City of Cherryvale, Kansas, this 4th day of February, 2013.

John M. Wright, Mayor

ATTEST:

John F. Merrell, City Clerk

APPROVED TO FORM:

John Bullard, City Attorney

B. CONSENT AGENDA

Presented by John Wright, Mayor

RECOMMENDED ACTION: Approve the consent agenda.

1. Regular Meeting Minutes – January 22, 2013

- | | |
|---|-------------|
| 2. Appropriations Ord. No. 12-1221 | \$91,832.46 |
| a. Approval of Purchases over \$5,000 | |
| i. Cherryvale Library Treasurer | \$13,917.99 |
| ii. Jim Gill Agency | \$5,406.00 |
| iii. Public Wholesale Water | \$24,333.33 |
| 3. Quarterly Financial Report/4 th Quarter, 2012 | |

RECOMMENDED ACTION: Approve consent agenda as presented.

Council Member Crain made a motion to approve the consent agenda as presented; seconded by Council Member Wagoner. All votes aye.

INFORMATIONAL ITEMS

1. The Next Council Meeting is Tuesday, February 19.
2. EPA Hazardous Substances and Petroleum Grants Now Closed Out.
3. CDBG Grant Application for Demolitions Unsuccessful.
4. Update on 113-115 North Neosho Street Demolition Project.
5. KS Association of City and County Managers Seminar---February 8, 2012.
6. Cherryvale Chamber of Commerce Annual Dinner---February 18.
7. City Hall Day---February 6
8. MCAC Quarterly Meeting---February 7 (Independence Country Club)
9. Larsen & Associates Request to Drill on City Easement, 100 North Liberty Street

ADJOURNMENT

Council President Wickham made a motion to adjourn the meeting at 7:18 p.m.; seconded by Council Member Forman. All votes aye

Respectfully Submitted,

John F. Merrell, City Clerk/Assistant City Administrator

Duane H. Powell
Executive Director



200 Arco Place, Suite 425
Independence, KS 67301

Phone: (620) 332-1340
Fax: (620) 331-0797

Daylene Walls
Assistant Montgomery County
Attorney - Juvenile Division
Truancy Immediate Intervention
Program Coordinator

January 29, 2013

Cherryvale City Commissioners
123 W. Main
Cherryvale, KS 67335

Dear Commissioners:

My Name is Duane H. Powell and I am the Director of Family and Children Service Center. Our agency is the Fourteenth Judicial District of the Juvenile Justice Authority (JJA) for the State of Kansas. I contacted John Merrell regarding possible funding assistance for a grant. He asked me to send a letter explaining my request and asking to be placed on the agenda for the City Commission meeting.

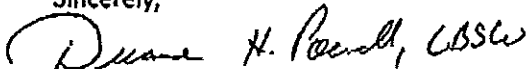
The Truancy Immediate Intervention Program (TIIP) was formed in 2000. This program was formed to focus on the problem of truancy in Montgomery County by supervising and providing services to youth and families referred to the program. The program is funded by prevention funding from the Juvenile Justice Authority. In 2010, this agency was notified that due to budget cuts the prevention funding provided by JJA would be decreased by around 75%. The decreased funding amount to approximately \$20,000 made it impossible for this program to continue, so our agency applied for a Prevention Trust Fund Grant in the amount of \$57,202. This grant required a County cash match of 25%. The County provided the match for the first year of the grant for the 2010-2011 school year. The next two school years Montgomery County and the school districts provided funding for the increased matches of 30% and 50% to continue the grant for this program. This agency can apply for this grant for two more years, but has to have a cash match of 75%. This year, the 75% match amounts to \$42,901.50. I am asking the community for assistance with this match.

As these youth are the future of our county, we need to keep them in school and receiving diplomas. I have asked the schools to donate two dollars per student this year as they have provided one dollar per student in the past. All four school districts have committed to this funding. I am asking the cities to also assist with two dollars per student. Cherryvale School District has an estimated population of 1,000 students enrolled and this would be a commitment of \$2,000. Montgomery County Commission has funded approximately \$22,000 in the past.

I have enclosed a program brochure that explains this program and the services provided to youth and families. Also enclosed is a data sheet indicating the number of referrals to the program and the graduation rates in Montgomery County. When the program started, the graduation rate was 77.2% and as of 2010 the rate was 88.45%. The Department of Education changed the graduation rate formula in 2010 which impacted the 2011 rate and decreased it to a high 70%. Due to this change, the program will basically start over to increase the rate. From the data sheet, you will notice that the number of referrals to the program had been decreasing since the beginning of the program. The agency believes that due to the success of the TIIP program, the number of youth placed in State Custody and on Juvenile Intensive Probation has been declining along with the number of youths being arrested by Juvenile Intake. This program has been a big asset to the communities to help keep kids off the street and in school to become productive citizens of Montgomery County.

I am asking that I be placed on the agenda to provide further information or answer any questions that you might have. I thank you in advance for your time and any assistance that you can provide.

Sincerely,



Duane H. Powell, LBSW
Director

Average Monthly Case Load Count: Custody & JISP

2001-2002	88
2002-2003	91
2003-2004	89
2004-2005	89
2005-2006	76
2006-2007	64
2007-2008	66
2008-2009	64
2009-2010	58
2010-2011	55

Total Intakes for the Year

2001-2002	673
2002-2003	559
2003-2004	650
2004-2005	512
2005-2006	613
2006-2007	625
2007-2008	591
2008-2009	554
2009-2010	562
2010-2011	472

Truancy Intermediate Intervention Program Referrals

2001-2002	300
2002-2003	250
2003-2004	203
2004-2005	210
2005-2006	228
2006-2007	280
2007-2008	349
2008-2009	326
2009-2010	220
2010-2011	141

Graduation rate for Montgomery County

2001-2002	81.48%
2002-2003	84.75%
2003-2004	87%
2004-2005	84.98%
2005-2006	89.37%
2006-2007	85.71%
2007-2008	87.74%
2008-2009	89.02%
2009-2010	88.45%

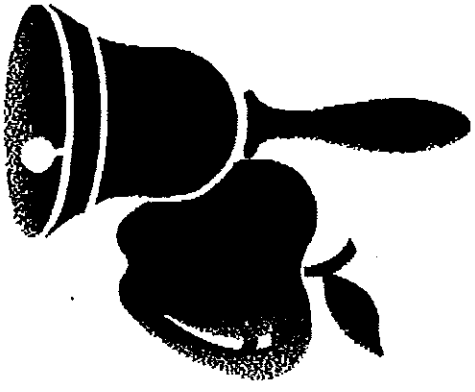
Graduation rate 1999-2000 was 77.2; Truancy Immediate Intervention program began this year.

Student & Parental Support Services

At the time a contract is written, the TIIP Worker, with input from the student and his/her parents, will decide what additional resources would be most helpful in meeting specific needs the family might have. These resources will become a part of the contract and both students and parents will be required to follow the set guidelines. The TIIP Worker will be working closely with all agencies or programs involved to make sure the students and parents are receiving and benefiting from the services being provided.

Following are some of the Agencies and/or Programs that may be used as parts of a TIIP Contract:

- 🍏 Upward Bound
- 🍏 Parent Support
- 🍏 Big Brothers Big Sisters
- 🍏 HealthWave
- 🍏 Parents As Teachers
- 🍏 Parenting Classes
- 🍏 Four County Mental Health
- 🍏 Family Preservation
- 🍏 Birth to Three
- 🍏 Project Before
- 🍏 Midwest Pregnancy Care Center
- 🍏 Project Success
- 🍏 Project Prepare
- 🍏 Early Head Start
- 🍏 Strengthening Families



Developed and Administered by the Juvenile Division of the Montgomery County Attorney's Office

200 Arco Place, Suite 425
Independence, KS 67301
Phone: (620) 332-1340
Fax: (620) 332-1424
email: juvraty@terraworld.net
email: mrbrowning@terraworld.net




Truancy Immediate Intervention Program (TIIP)

Before the bell... ready to excel.

INTRODUCTION

The Truancy Immediate Intervention Program (TIIP) is a program developed and administered by the Juvenile Division of the Montgomery County Attorney's office to focus on the problem of truancy. Under state law, any child who is truant must be reported to the SRS or the county attorney. The TIIP's goal is to work with all available agencies to prevent removal of children from the home and to increase their school attendance.

There are three major parts of the TIIP:

-  Intensive supervision of the student
-  Support services for the student
-  Support services for the parent

These parts are tied together by a contract between the student, the parents, the school, the county attorney, and the TIIP Worker.

PROCEDURES

Schools are expected to make every reasonable effort to effect changes in the attendance habits of students who appear to be at risk for truancy, such as those who are tardy frequently, or those who are skipping all or parts of school days. When these efforts are not successful, the school will make a referral to the TIIP Worker and the County Attorney's office. The school will provide information showing attendance, as well as steps taken by the school to prevent referral.

When the referral is received from the school, the TIIP Worker and the County Attorney will review the information to determine the steps to be taken.

If appropriate, a contract will be developed that will outline requirements and services for both student and parents. The contract will be in place for thirty days. At that time, a re-evaluation will take place to see if the contract should be extended.

If at any time during the contract period the County Attorney receives a report that the student is not making steady progress, or that they are not following the guidelines set down in their contract, a petition will be filed with a request for temporary custody of the child with SRS. The Court may choose to leave a family in the TIIP under court order, or make other appropriate and necessary orders. This program is targeted at making all reasonable efforts to prevent removal of a child from his or her home due to truancy. Sometimes, however, removal may be the only answer, and if this is the case, parents will be responsible for support of the child during the time the child is placed outside the home.

SERVICES

Intensive Supervision

During the contract period, the TIIP Worker will be in contact with the student frequently. They will not only monitor the student's school attendance, but their motivation and performance as well. The only acceptable reason for a student to be absent from school during this time period is if they are excused by a doctor/dentist in writing on professional letterhead. If a student is absent from school, the parents and the student will be contacted at once.

CITY OF CHERRYVALE

Warrant Ordinance Number: 13-0215 Date: Friday, February 15, 2013
 Detail of Checks Processed On Friday, February 15, 2013

Bk	Chk Numbr and Date	Vendor Number & Name	Voucher Num and Date	Voucher Amt	Memo
0	17798 02/15/13	00240 ARAMARK UNIFORM SERVICES	20130069 02/11/13	234.78	ACCT#792406665: UNIFORM SERVICES
	17799	00395 BLEVINS ASPHALT CONSTRUCTION	20120950 12/20/12	152,983.41	STREET OVERLAY PROJECT 2012
	17800	00600 BLUE CROSS-BLUE SHIELD	20130077 02/13/13	7,498.10	Health Insurance Premiums for 03/1/13 - 03/31/13
			20130078 02/13/13	402.62	Dental Insurance Premiums for 03/01/13 - 03/31/13
			Check Total	7,900.72	
0	17801 02/15/13	00700 BULLARD, JOHN R.	20130068 02/11/13	229.35	MILEAGE & MEAL REIMBURSEMENT FOR KACM WINTER CONFERENCE
	17802	00790 BUMPER TO BUMPER AUTO PARTS	20130093 02/13/13	749.90	CUSTOMER#20200: INV#220709
	17803	00908 CAMPBELL, WAYNE	20130097 02/14/13	292.50	INV#021413-1: IT SERVICES
	17804	00825 CBCS COLLECTIONS	20130063 02/08/13	147.95	CLIENT# 2336: COLLECTION SERVICE FEES
	17805	01450 CCMFOA OF KANSAS	20130061 02/08/13	50.00	2013 ANNUAL DUES FOR KAREN SEIFERT
	17806	01824.5 COX COMMUNICATIONS	20130058 02/08/13	89.76	ACCT#0011012072462501: PHONE & INTERNET FOR PUBLIC WORKS
	17807	01866 D & G CONTRACTING	20130060 02/08/13	75.00	PORTABLE TOILET FOR COMMUNITY CENTER
	17808	02256 EMERGENCY MEDICAL PRODUCTS INC	20130092 02/13/13	560.95	ORDER#201302344466: EMS SUPPLIES
	17809	02260 EMERT, CHUBB & GETTLER	20130074 02/13/13	800.00	COURT APPOINTED ATTORNEY FEES: P CHEATHAM, T CARNAGHY, W. SHEPARD
	17810	02906 HATTAN, CLARENCE	20130071 02/12/13	200.00	PATIENT REFUND OF OVERPAYMENT: ACCT#2092
	17811	02920 HAWKINS HEATING & COOLING, INC	20130059 02/08/13	84.95	INVOICE#10005: REPAIR FOR ICE MACHINE IN FIRE DEPT
	17812	03405 INTERSTATE ALL BATTERY CENTER	20130091 02/13/13	77.90	ACCT#C90020000000710: COT BATTERY
	17813	03435 JTA CORP/ GUNBLANKS.COM	20130081 02/13/13	59.00	JTA CORP: 38 CALIBER BLANK AMMO
	17814	03755 KANSAS GAS SERVICE	20130066 02/11/13	1,515.01	ACCT#510668573100230182: GAS SERVICE
	17815	05012.5 MCELROY, TIANA	20130098 02/14/13	350.00	CONTRACT LABOR
	17816	05033 MEDICLAIMS, INC.	20130070 02/12/13	1,086.93	INV#12-15755: AMBULANCE BILLING SERVICE, 10% OF RECEIPTS, POSTAGE, MEDICARE REVALIDATION FEE
	17817	05047 MERRILL, JOHN	20130073 02/12/13	183.32	MILEAGE FOR LKM EVENT
	17818	01100 MONTGOMERY COUNTY CHRONICLE	20130055 02/08/13	70.00	INV#246: ORD. NO. 13-4630: POSTED SPEED LIMITS
	17819	05550 MUTUAL OF OMAHA INSURANCE CO.	20130096 02/14/13	240.47	Life/AD&D/STD Insurance Premiums for March 2013
	17820	05695 NATIONAL SIGN COMPANY	20130057 02/08/13	47.43	INV#166366: LETTERS TO COVER UP SPEED LIMIT SIGN
	17821	06210 POSTMASTER	20130100 02/14/13	335.00	WATERBILLS
	17822	06580 REPUBLIC SERVICES	20130101 02/14/13	9,801.95	ACCT#303761067335: TRASH & POLY CARTS
	17823	06733 SEIFERT, KAREN	20130076 02/13/13	14.69	MILEAGE REIMBURSEMENT FOR MCAC - HCR WORKSHOP IN INDEPENDENCE
	17824	07405 TEKKEM INC.	20130094 02/13/13	150.00	INV#8350: TRUCK WASH & WAX
	17825	07382 TLC VETERINARY HOSPITAL	20130065 02/11/13	58.50	INV#20823: SMALL DOG BOARDING FOR 65 DAYS

CITY OF CHERRYVALE

Warrant Ordinance Number: 13-0215 Date: Friday, February 15, 2013
 Detail of Checks Processed On Friday, February 15, 2013

Bk	Chk Numbr and Date	Vendor Number & Name	Voucher Numbr and Date	Voucher Amt Memo
0	17826 02/15/13	07680 UNITED STATES POSTAL SERVICE	20130099 02/14/13	300.00 POSTAGE MACHINE
	17827	07803.1 VIDACARE CORPORATION	20130062 02/08/13	528.61 CUST#14930: INV#61029: MEDICAL SUPPLIES
	17828	07805.8 VOLMER BRYAN	20130072 02/12/13	30.00 PATIENT REFUND OF OVERPAYMENT: ACCT#2154
	17829	07970 WESTAR ENERGY	20130056 02/08/13	3,419.58 ACCT#9246063908: STREET LIGHTING
			20130067 02/11/13	2,037.33 GROUP BILL# 6245324605: ELECTRICITY
			Check Total	5,456.91
0	2152013 02/15/13	00914 CARD SERVICES	20130079 02/13/13	30.00 P CARD TRANSACTIONS: KAREN SEIFERT: 1/3/13 TO 2/1/13
			20130080 02/13/13	257.30 P CARD TRANSACTIONS: MELVIN BEYER: 1/3/13 TO 2/1/13
			20130082 02/13/13	122.02 P CARD TRANSACTIONS: MICHAEL PENA: 1/3/13 TO 2/1/13
			20130083 02/13/13	239.01 P CARD TRANSACTIONS: AARON COOK: 1/3/13 TO 2/1/13
			20130084 02/13/13	4,097.50 PCARD TRANSACTIONS: WADE WEBBER: 01/03/2013 - 02/01/2013
			20130085 02/13/13	658.49 P CARD TRANSACTIONS: JESSE REED: 01/13/13 TO 02/01/13
			20130086 02/13/13	100.00 P CARD TRANSACTIONS: JOHN BULLARD: 01/03/13 TO 02/01/13
			20130087 02/13/13	904.63 P CARD TRANSACTIONS: CHAD RUSSELL: 01/03/13 TO 02/01/13
			20130088 02/13/13	25.17 P CARD TRANSACTIONS: TRENT KING: 01/03/13 TO 02/01/13
			20130089 02/13/13	17.99 P CARD TRANSACTIONS: JIMMY HOLT: 01/03/13 TO 02/01/13
			20130090 02/13/13	4,741.77 P CARD TRANSACTIONS: MATT DENNIS: 01/03/13 TO 02/01/13
			20130095 02/14/13	737.62 PCARD TRANSACTIONS: PERRY LAMBERT: 01/03/2013 - 02/01/2013
			Check Total	11,931.30

CITY OF CHERRYVALE

Warrant Ordinance Number: 13-0215 Date: Friday, February 15, 2013
Detail of Checks Processed On Friday, February 15, 2013

Bk Chk Numb and Date Vendor Number & Name
Passed this _____ day of _____
Signed this _____ day of _____

Voucher Num and Date Voucher Amt Memo
Grand Total 196,618.29
36,935.71 Payroll
233,554.00 Total

Mayor

Attest

City Clerk