

Table of Contents

Agenda	3
Proclamation - Americans with Disabilities Act received by David Sorrick Americans with Disabilities Proclamation	5
Proclamation - Shrine Bowl Day received by Keenan Soles and Reagan Kays Shrine Bowl Proclamation.	6
Approval of the minutes of the June 22nd, 2010, City Commission Meeting. 06-22-2010 Minutes.	7
Approval of Change Order No. 1 reflecting an increase of \$1,198.00 making a new contract construction amount of \$288,202.00 for the Homer Street Improvements, Ford Street to Deill Street. Homer Improvements CO 1 Memo	10
Homer Improvements CO1	11
Approve or disapprove receipt of an Emergency Shelter grant award from the State of Kansas in the amount of \$66,000 and further approve administration funds in the amount of \$1,736.82 to be awarded to SEK-CAP and authorize the Mayor to sign the appropriate documents. Agenda Memo	12
grant documents	13
Approve or disapprove the submittal of a grant for Tenant Based Rental Assistance (TBRA) to Kansas Housing Resource Corporation for \$150,000 to assist low-moderate income citizens with security deposits, and if approved, authorize the Mayor to sign the appropriate documents. Agenda Memo	18
TBRA GRANT APPLICATION	19
Approval of staff recommendation to enter into an agreement with the Pittsburg Area Chamber of Commerce from January 1, 2010 through December 31, 2010 to contract their services and in return, the City of Pittsburg agrees to pay \$53,550 in quarterly payments from the Sales Tax Revolving Loan Fund. PACC Agreement.	32
Approval of the Appropriation Ordinance for the period ending July 14, 2010, subject to the release of HUD expenditures when funds are received. CHECK REPORT.	37
Signature Page - Appropriation Ordinance	57
CONDITIONAL USE FOR CHILD CARE CENTER - The Planning and Zoning Commission, in its meeting of June 28th, 2010, voted 7 to 1 to recommend to the Governing Body disapproval of a request submitted by Ms. Terri Mynatt for a Conditional Use under the provisions of Article 30 of the Pittsburg Zoning Ordinance to allow a child care center to care for 13 or more children ages 2 weeks to 16 years of age located at 115 West Hudson.	

Mynatt CUP Memo	58
DISPOSITION OF BIDS - Staff is recommending that bids for the purchase of a Street Crack Sealing Machine and certain add alternates be awarded to Paving Maintenance Supply, Inc., of Lee's Summit, Missouri, based on their low bid meeting specifications of \$32,243.00 plus a combined total bid of \$3,837.43 for the add alternates.	
Crack Sealing Machine Bid Disposition Memo	61
Street Crack Sealing Machine	63

CITY OF PITTSBURG, KANSAS
COMMISSION AGENDA
Tuesday, July 13, 2010
5:30 PM

CALL TO ORDER BY THE MAYOR:

- a. Invocation by Kevin Arensman of the First Christian Church
- b. Flag Salute Led by the Mayor
- c. Proclamation - Americans with Disabilities Act received by David Sorrick
- d. Proclamation - Shrine Bowl Day received by Keenan Soles and Reagan Kays
- e. Public Input

CONSENT AGENDA:

- a. Approval of the minutes of the June 22nd, 2010, City Commission Meeting.
 - b. Approval of Change Order No. 1 reflecting an increase of \$1,198.00 making a new contract construction amount of \$288,202.00 for the Homer Street Improvements, Ford Street to Deill Street.
 - c. Approve or disapprove receipt of an Emergency Shelter grant award from the State of Kansas in the amount of \$66,000 and further approve administration funds in the amount of \$1,736.82 to be awarded to SEK-CAP and authorize the Mayor to sign the appropriate documents.
 - d. Approve or disapprove the submittal of a grant for Tenant Based Rental Assistance (TBRA) to Kansas Housing Resource Corporation for \$150,000 to assist low-moderate income citizens with security deposits, and if approved, authorize the Mayor to sign the appropriate documents.
 - e. Approval of staff recommendation to enter into an agreement with the Pittsburg Area Chamber of Commerce from January 1, 2010 through December 31, 2010 to contract their services and in return, the City of Pittsburg agrees to pay \$53,550 in quarterly payments from the Sales Tax Revolving Loan Fund.
 - f. Approval of the Appropriation Ordinance for the period ending July 14, 2010, subject to the release of HUD expenditures when funds are received.
- ROLL CALL VOTE.**

CITY OF PITTSBURG, KANSAS
COMMISSION AGENDA
Tuesday, July 13, 2010
5:30 PM

CONSIDER THE FOLLOWING:

- a. **CONDITIONAL USE FOR CHILD CARE CENTER** - The Planning and Zoning Commission, in its meeting of June 28th, 2010, voted 7 to 1 to recommend to the Governing Body disapproval of a request submitted by Ms. Terri Mynatt for a Conditional Use under the provisions of Article 30 of the Pittsburg Zoning Ordinance to allow a child care center to care for 13 or more children ages 2 weeks to 16 years of age located at 115 West Hudson. **Approve or disapprove the recommendation.**

- b. **DISPOSITION OF BIDS** - Staff is recommending that bids for the purchase of a Street Crack Sealing Machine and certain add alternates be awarded to Paving Maintenance Supply, Inc., of Lee's Summit, Missouri, based on their low bid meeting specifications of \$32,243.00 plus a combined total bid of \$3,837.43 for the add alternates. **Approve or disapprove staff's recommendation and, if approved, direct the issuance of the necessary purchase order.**

NON-AGENDA REPORTS & REQUESTS:

ADJOURNMENT

Office of the Mayor
CITY OF PITTSBURG, KANSAS

Proclamation

Whereas: Pittsburg citizens with disabilities play a critical role in forging and shaping the identity of our community, impacting us all through personal experience or through the experience of a family member, neighbor, coworker, or friend; and

Whereas: We are strengthened as a community by striving to ensure that every member of our community has equal access to employment, education, recreation, cultural activities, and civic life; and

Whereas: The economic empowerment made possible through expanded employment opportunities for people with disabilities contributes to the development of strong families, a robust local economy, and a healthier community for us all; and

Whereas: Citizens with disabilities are a major component of the diversity in Pittsburg, and contributes to a richer experience and more vibrant community for Pittsburg residents; and

Whereas: We continue in our daily work to further expand opportunities for citizens with disabilities by eliminating the barriers and false perceptions that present obstacles to full participation; and

Whereas: The 20th Anniversary of the passage of the Americans with Disabilities Act is an opportunity to recognize the contributions and accomplishments of citizens with disabilities and to underscore our community's commitment to the full inclusion of all.

Now, Therefore, I, Patrick J. O'Bryan, Mayor of the City of Pittsburg, Kansas, do hereby recognize and celebrate the progress that has been made under the **AMERICANS WITH DISABILITIES ACT** by recommitting Pittsburg to its principles of equality and inclusion and by reaffirming our determination to attain a community that affords independence, justice, and dignity for all.

Dated this 13th day of July, 2010.

ATTEST:

CITY CLERK

MAYOR

Office of the Mayor
CITY OF PITTSBURG, KANSAS

PROCLAMATION

Whereas: The Shrine Bowl of Kansas, Inc., sponsored by the five Shrine Centers of Kansas, namely, Abdallah of Overland Park, Arab of Topeka, Isis of Salina, Midian of Wichita and Mirza of Pittsburg, will sponsor their 37th Annual All-Star Football Game on July 31st, 2010, in Pittsburg, Kansas, and continue their tradition of philanthropy; and

Whereas: For over 87 years, the Ancient Arabic Order of the Nobles of the Mystic Shrine of North America, through its network of hospitals, has treated over 865,000 children with orthopedic disabilities, and in more recent years, treated thousands of severely burned children through its Burn Institute; and

Whereas: The citizens of the city of Pittsburg may aid this worthy and impartial work and further the efforts of this great charity in their support of this philanthropic event to favor the unfortunate children, regardless of race and creed; and

Whereas: All Stars Keenan Soles of Pittsburg High School and Reagan Kays of Colgan High School will be representing the City of Pittsburg in this Thirty-Seventh Annual Shrine Bowl Football Game.

Now, Therefore, I, Patrick J. O'Bryan, Mayor of the City of Pittsburg, Kansas, do hereby proclaim July 31st, 2010, as

KANSAS ALL-STAR FOOTBALL SHRINE BOWL DAY

in Pittsburg, and urge all citizens to join in this observance.

Dated this 13th day of July, 2010.

ATTEST:

CITY CLERK

MAYOR

OFFICIAL MINUTES
OF THE
GOVERNING BODY
OF THE
CITY OF PITTSBURG, KANSAS
June 22, 2010

A Regular Session of the Board of Commissioners was held at 5:30 p.m., Tuesday, June 22, 2010, in the City Commission Room, located in the Law Enforcement Center, 201 North Pine, with Mayor Patrick O'Bryan presiding and the following members present: Pamela Henderson and William H. Rushton. Absent: Marty Beezley and Rudy Draper

Mary Cash, Community of Christ, provided the invocation.

Mayor O'Bryan led the flag salute.

APPROVAL OF MINUTES – JUNE 8th, 2010 – On motion of Rushton, seconded by Henderson, the Governing Body approved the minutes of the June 8th, 2010, City Commission Meeting as submitted. Motion carried. Absent: Beezley and Draper.

FIREWORKS CONTRACT – On motion of Rushton, seconded by Henderson, the Governing Body approved a Fireworks Display Contract with J. & M. Displays Inc. for the City of Pittsburg's 4th of July celebration. Motion carried. Absent: Beezley and Draper.

CHANGE ORDER NO. 5 – PITTSBURG HISTORIC LIBRARY EAST ENTRY VESTIBULE – On motion of Rushton, seconded by Henderson, the Governing Body approved Change Order No. 5 reflecting an increase of \$1,650.00 making a new contract construction amount of \$119,252.99 for the Pittsburg Historic Library East Entry Vestibule Project. Motion carried. Absent: Beezley and Draper.

PURCHASE OF STORM SIRENS – On motion of Rushton, seconded by Henderson, the Governing Body approved staff's request to advertise for bids for the purchase of two storm sirens from the STCO fund with one to replace the current siren at Jefferson and Rouse and the other to be placed south of the hospital where there is currently no coverage. Motion carried. Absent: Beezley and Draper.

PRESBYTERIAN CHURCH FUND HOUSING REHABILITATION LOAN PROGRAM – On motion of Rushton, seconded by Henderson, the Governing Body approved the Citizen's Advisory Board's recommendation to grant Housing Rehabilitation Low Interest Loans to Kirk Ford, Jerry/Jean Hurlbert, and Richard/Martha Fox in the amount of \$18,000 each. Motion carried. Absent: Beezley and Draper.

ORDINANCE NO. G-1091 – On motion of Rushton, seconded by Henderson, the Governing Body approved Ordinance No. G-1091 amending Section 82-111 of the Pittsburg City Code fixing rates and minimum charges for water service, with the following roll call vote: Yea: Henderson, O'Bryan, and Rushton. Absent: Beezley and Draper.

OFFICIAL MINUTES
OF THE
GOVERNING BODY
OF THE
CITY OF PITTSBURG, KANSAS
June 22, 2010

ORDINANCE NO. G-1092 – On motion of Rushton, seconded by Henderson, the Governing Body approved Ordinance No. G-1092 amending Section 82-141 of the Pittsburg City Code fixing rates and minimum charges for sewer service, with the following roll call vote: Yea: Henderson, O'Bryan, and Rushton. Absent: Beezley and Draper.

EMPLOYEE HANDBOOK – POLICY NO. 704 – On motion of Rushton, seconded by Henderson, the Governing Body approved revised Policy No. 704 of the Employee Handbook regarding Firearms and Other Weapons. Motion carried. Absent: Beezley and Draper.

EMPLOYEE HANDBOOK – POLICY NO. 804 - On motion of Rushton, seconded by Henderson, the Governing Body approved revised Policy No. 804 of the Employee Handbook regarding a Tobacco Free Workplace. Motion carried. Absent: Beezley and Draper.

EMPLOYEE HANDBOOK – POLICY NO. 812 - On motion of Rushton, seconded by Henderson, the Governing Body approved revised Policy No. 812 of the Employee Handbook regarding the Disciplinary Appeal process. Motion carried. Absent: Beezley and Draper.

APPROPRIATION ORDINANCE – On motion of Rushton, seconded by Henderson, the Governing Body approved the Appropriation Ordinance for the period ending June 23rd, 2010, subject to the release of HUD expenditures when funds are received, with the following roll call vote: Yea: Henderson, O'Bryan, and Rushton. Motion carried. Absent: Beezley and Draper.

REVIEW OF BIDS/AWARD OF SALE - TEMPORARY NOTES SERIES 2010A – On motion of Henderson, seconded by Rushton, the Governing Body approved the verbal recommendation made by the Director of Finance to award the sale of \$1,020,000 Temporary Notes, Series 2010A, to Commerce Bank, N.A., based on their interest rate of 0.922%. Motion carried. Absent: Beezley and Draper.

Director of Finance Jon Garrison advised that these notes would be used to fund the Homer Street Improvements and the preliminary engineering and land acquisition for the Quincy Street Improvements and the Atkinson Road Bridge Projects.

RESOLUTION NO. 1104 – On motion of Rushton, seconded by Henderson, the Governing Body approved Resolution No. 1104 authorizing and directing the issuance of Temporary Notes, Series 2010A of The City of Pittsburg, Kansas, in the aggregate principal amount of \$1,020,000 for the purpose of providing funds to pay the costs of certain improvement projects in the City. Motion carried. Absent: Beezley and Draper.

OFFICIAL MINUTES
OF THE
GOVERNING BODY
OF THE
CITY OF PITTSBURG, KANSAS
June 22, 2010

AIRPORT HANGAR LEASE – On motion of Rushton, seconded by Henderson, the Governing Body approved staff's request to negotiate a hangar lease with Terry Calloway dba Data Technique for Hangar Space C based on lease amount of \$475.00 per month. Motion carried. Absent: Beezley and Draper.

KDOT AVIATION DIVISION APPLICATION – On motion of Rushton, seconded by Henderson, the Governing Body approved staff's request to submit an application to the KDOT Aviation Division for possible funding of Ground Communications Outlet Equipment and installation at a cost of approximately \$12,000. Motion carried. Absent: Beezley and Draper.

NON-AGENDA REPORTS & REQUESTS:

Interim City Manager recognized Kim Vogel as the City's new Parks and Recreation Director.

ADJOURNMENT: On motion of Henderson, seconded by Rushton, the Governing Body adjourned the meeting at 5:39 p.m. Motion carried. Absent: Beezley and Draper.

Patrick J. O'Bryan, Mayor

ATTEST:

Joye VanGorden, Deputy City Clerk



DEPARTMENT OF PUBLIC WORKS

201 West 4th Street · Pittsburg KS 66762

(620) 231-4170

www.pittks.org

Interoffice Memorandum

TO: JOHN D. VANGORDEN
Interim City Manager

FROM: WILLIAM A. BEASLEY
Director of Public Works

DATE: June 29, 2010

SUBJECT: Agenda Item – July 13, 2010
Change Order No. 1
Homer Street Improvements, Ford Street to Deill Street

Staff is proposing a change order on the Homer Street Improvements Project to provide for the sawing of the concrete valley gutter along the indented parking spaces of George Nettels Elementary School. This valley gutter is to remain in place during the improvements to Homer Street. Upon removing parts of the street, staff noticed the irregularity of the edge of this gutter along the new street. The variation in the valley gutter edge would make it difficult to provide a good transition between the valley gutter and the new pavement. The change order is to saw a straight edge along the face of this valley gutter for a distance of approximately 599 feet for a total cost of \$1,198.00.

Would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, July 13th, 2010. Action necessary will be approval or disapproval of this change order.

If you have any questions concerning this matter, please do not hesitate to contact me.

Attachment: Change Order No. 1

cc: Tammy Nagel, City Clerk
Project File
Memo File

CHANGE ORDER FORM

PROJECT: Homer Street Improvements, Ford Street to Deill Street
 Paving Project No. P10-02

DATE: June 15, 2010

PETITION AUTHORIZED AMOUNT \$ _____
 TEMPORARY NOTES AUTHORIZED \$ _____
 CONTRACT BIDS RECEIVED: _____
 CONTRACTOR: Mission Construction Co.
 P.O. Box 321
 St. Paul, Kansas 66771

CHANGE ORDER NO.: 1

ORIGINAL CONTRACT CONSTRUCTION AMOUNT \$287,004.00
 CHANGE ORDER NO. _____ THRU _____ \$ _____
 NEW CONSTRUCTION AMOUNT \$ _____

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT COST	TOTAL
1.	Saw curb, east side	599	LF	\$2.00	+ \$1,198.00
11					

TOTAL CHANGE ORDER NO. 1 \$ +1,198.00
 NEW CONTRACT CONSTRUCTION AMOUNT \$288,202.00
 ENGINEERING AND INSPECTION (10%) \$ _____
 LEGAL AND ADMINISTRATIVE (5%) \$ _____
 NEW PROJECT TOTAL \$288,202.00

ACCEPTED BY: *D. M. Chum* CONTRACTOR
 SUBMITTED BY: *Bruce D. Remsberg*
 Bruce D. Remsberg, P.E., City Engineer

DATE: 6/18/10
 APPROVED BY: *William A. Beasley*
 William A. Beasley, Director of Public Works

DATE OF APPROVAL BY CITY COMMISSION: _____

INTEROFFICE MEMORANDUM

To: JOHN VANGORDEN, JON GARRISON, TAMMY NAGEL
From: DEENA HALLACY
CC:
Date: JUNE 17, 2010
Subject: *AGENDA ITEM: EMERGENCY SHELTER GRANT 2010*

The City of Pittsburg has been granted a conditional award for an Emergency Shelter Grant for 2010. The amount awarded is the same as last year; \$67, 736.82.

There have been some major changes in the award of the grant which include reporting requirement that can only be done SEK-CAP. Information must be provided to the State of Kansas through a computer program that only shelters have any reason to install. The City of Pittsburg does not have the program, nor any reason to obtain the program. The City is still responsible for the reporting and are still responsible to ensure the money is being used for its intended purposes. However, since SEK-CAP will have the data necessary for the State of Kansas, it will be their responsible to provide the reports to the State. The City of Pittsburg will be sent the reports prior to submittal and upon the City's approval of such reports, they will be submitted. In the past, the City has kept the administration funds. The administration dollars are \$1,736.82. It is my recommendation that the administration dollars be provided to SEK-CAP with them having the responsibility to get the necessary reports to the State of Kansas upon approval by the City of Pittsburg. We would then have very limited paperwork requirements.

Please place the Emergency Shelter Grant on the Governing Body agenda for their review and approval. We would also ask for approval to provide the administration dollars to SEK-CAP, Inc.

CONTRACTUAL PROVISIONS ATTACHMENT

Important: This form contains mandatory contract provisions and must be attached to or incorporated in all copies of any contractual agreement. If it is attached to the vendor/contractor's standard contract form, then that form must be altered to contain the following provision:

"The Provisions found in Contractual Provisions Attachment (Form DA-146a, Rev. 1-01), which is attached hereto, are hereby incorporated in this contract and made a part thereof."

The parties agree that the following provisions are hereby incorporated into the contract to which it is attached and made a part thereof, said contract being the 1st day of July 2010.

1. **Terms Herein Controlling Provisions:** It is expressly agreed that the terms of each and every provision in this attachment shall prevail and control over the terms of any other conflicting provision in any other document relating to and a part of the contract in which this attachment is incorporated.
2. **Agreement With Kansas Law:** All contractual agreements shall be subject to, governed by, and construed according to the laws of the State of Kansas.
3. **Termination Due To Lack Of Funding Appropriation:** If, in the judgment of the Director of Accounts and Reports, Department of Administration, sufficient funds are not appropriated to continue the function performed in this agreement and for the payment of the charges hereunder, State may terminate this agreement at the end of its current fiscal year. State agrees to give written notice of termination to contractor at least 30 days prior to the end of its current fiscal year, and shall give such notice for a greater period prior to the end of such fiscal year as may be provided in this contract, except that such notice shall not be required prior to 90 days before the end of such fiscal year. Contractor shall have the right, at the end of such fiscal year, to take possession of any equipment provided State under the contract. State will pay to the contractor all regular contractual payments incurred through the end of such fiscal year, plus contractual charges incidental to the return of any such equipment. Upon termination of the agreement by State, title to any such equipment shall revert to contractor at the end of State's current fiscal year. The termination of the contract pursuant to this paragraph shall not cause any penalty to be charged to the agency or the contractor.
4. **Disclaimer Of Liability:** Neither the State of Kansas nor any agency thereof shall hold harmless or indemnify any contractor beyond that liability incurred under the Kansas Tort Claims Act (K.S.A. 75-6101 et seq.).
5. **Anti-Discrimination Clause:** The contractor agrees: (a) to comply with the Kansas Act Against Discrimination (K.S.A. 44-1001 et seq.) and the Kansas Age Discrimination in Employment Act (K.S.A. 44-1111 et seq.) and the applicable provisions of the Americans With Disabilities Act (42 U.S.C. 12101 et seq.) (ADA) and to not discriminate against any person because of race, religion, color, sex, disability, national origin or ancestry, or age in the admission or access to, or treatment or employment in, its programs or activities; (b) to include in all solicitations or advertisements for employees, the phrase "equal opportunity employer"; (c) to comply with the reporting requirements set out at K.S.A. 44-1031 and K.S.A. 44-1116; (d) to include those provisions in every subcontract or purchase order so that they are binding upon such subcontractor or vendor; (e) that a failure to comply with the reporting requirements of (c) above or if the contractor is found guilty of any violation of such acts by the Kansas Human Rights Commission, such violation shall constitute a breach of contract and the contract may be cancelled, terminated or suspended, in whole or in part, by the contracting state agency or the Kansas Department of Administration; (f) if it is determined that the contractor has violated applicable provisions of ADA, such violation shall constitute a breach of contract and the contract may be cancelled, terminated or suspended, in whole or in part, by the contracting state agency or the Kansas Department of Administration.
Parties to this contract understand that the provisions of this paragraph number 5 (with the exception of those provisions relating to the ADA) are not applicable to a contractor who employs fewer than four employees during the term of such contract or whose contracts with the contracting state agency cumulatively total \$5,000 or less during the fiscal year of such agency.
6. **Acceptance Of Contract:** This contract shall not be considered accepted, approved or otherwise effective until the statutorily required approvals and certifications have been given.
7. **Arbitration, Damages, Warranties:** Notwithstanding any language to the contrary, no interpretation shall be allowed to find the State or any agency thereof has agreed to binding arbitration, or the payment of damages or penalties upon the occurrence of a contingency. Further, the State of Kansas shall not agree to pay attorney fees and late payment charges beyond those available under the Kansas Prompt Payment Act (K.S.A. 75-6403), and no provision will be given effect which attempts to exclude, modify, disclaim or otherwise attempt to limit implied warranties of merchantability and fitness for a particular purpose.
8. **Representative's Authority To Contract:** By signing this contract, the representative of the contractor thereby represents that such person is duly authorized by the contractor to execute this contract on behalf of the contractor and that the contractor agrees to be bound by the provisions thereof.
9. **Responsibility For Taxes:** The State of Kansas shall not be responsible for, nor indemnify a contractor for, any federal, state or local taxes which may be imposed or levied upon the subject matter of this contract.
10. **Insurance:** The State of Kansas shall not be required to purchase, any insurance against loss or damage to any personal property to which this contract relates, nor shall this contract require the State to establish a "self-insurance" fund to protect against any such loss of damage. Subject to the provisions of the Kansas Tort Claims Act (K.S.A. 75-6101 et seq.), the vendor or lessor shall bear the risk of any loss or damage to any personal property in which vendor or lessor holds title.
11. **Information:** No provision of this contract shall be construed as limiting the Legislative Division of Post Audit from having access to information pursuant to K.S.A. 46-1101 et seq.
12. **The Eleventh Amendment:** "The Eleventh Amendment is an inherent and incumbent protection with the State of Kansas and need not be reserved, but prudence requires the State to reiterate that nothing related to this contract shall be deemed a waiver of the Eleventh Amendment."

Grant Award Conditions
Kansas Emergency Shelter Grant Program

1. The Local Government must match the amount of the State's grant dollar-for-dollar, except for the "Local Government Administration" allocation. Matching funds must be provided *after* the date of the grant award to the grantee. If a hardship would occur in meeting the match exemptions may be requested in writing
2. The terms of the State's grant award, the required local match, and the Local Government's expenditure of grant funds are subject to Federal "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments," 24 CFR Part 85.
3. All ESG grantees must have signed the "Certification of Local Approval for Nonprofit Organizations" and the, "Local Unit of Government Emergency Shelter Grant Program FY2010 Certifications" contained in the Kansas Emergency Shelter Grant Application before any funds will be distributed.
4. The Local Government's requests for grant funds shall only be for reimbursement of activities, as specifically agreed to in the "Notification of Grant Award" and "Budget Itemization". Any request for changes must be submitted to the Kansas Housing Resources Corporation (Corporation) in writing.
5. When salaries are included in the State's grant award, concurrent with the first reimbursement of salaries, the local Government shall submit the name, title, beginning date, and qualifications of the employee(s).
6. The State will de-obligate, and recapture from the Local Government, any unexpended grant funds after the ending date of grant award, unless an extension is agreed to for completion of activities specified in the "Notification of Grant Award" and "Budget Itemization."
7. The Local Government, and nonprofit organizations to which it distributes Emergency Shelter Grant funds, shall maintain program and fiscal records, and retain such records for a minimum of four years after completion of the State's Final Report to the U.S. Department of Housing and Urban Development or until completion of a State Audit Report.
8. Authorized representatives of the Corporation, the Division of Legislative Post Audit, the Secretary of HUD, the Inspector General of the United States, or the U.S. General Accounting Office shall have access to all books, accounts, reports, files, papers, things, or property belonging to, or in use by, the Grantee pertaining to the administration of these funds and the receipt of assistance under the ESG Program as may be necessary to make audits, examinations, excerpts, and transcripts.

Any contract or agreement entered into by the Grantee shall contain language comparable to this section so as to assure access by authorized parties to the pertinent records of any subgrantee, contractor, or subcontractor.

9. The Local Government shall submit the Progress and Final Performance Report to the State, as required by the U.S. Department of Housing and Urban Development. The Local Government shall submit any other reports, containing such information and at such times, as may be required by the Kansas Housing Resources Corporation.
10. The Local Government, and nonprofit organizations funded under this grant award, shall acknowledge support of the Kansas Housing Resources Corporation in all public relations materials describing local Emergency Shelter Grant activities.
11. Special Conditions: The specific provisions found in "Contractual Provisions Attachment" (Form DA-146a), attached hereto to be executed by parties to this agreement, and hereby incorporated into this agreement and made a part hereof.

Signature: PATRICK J. O'BRIAN

Date

MAYOR, CITY OF PITTSBURG

Title

BUDGET ITEMIZATION
 KANSAS EMERGENCY SHELTER GRANT PROGRAM
 KANSAS HOUSING RESOURCES CORPORATION

Grantee's Name	Grantee's Address
CITY OF PITTSBURG	201 W. 4 TH P.O. BOX 688 PITTSBURG, KS 66762

APPROVED ESG EXPENSES

FOR

SEK-CAP, INC. CHOICES SHELTER

Name of Emergency Shelter

STATE ESG FUNDS (See ESG Eligible Amount Activities.)

Rehabilitation *(List standard sub items with planned expenses.)*

Operations *(List standard sub items with planned expenses.)*

Staff, telephone, utilities, office supply, maintenance, insurance, security, pest control,
 Trash, program supply

Essential Services *(List standard sub items with planned expenses.)*

Case Management

Homeless Prevention *(List standard sub items with planned expenses.)*

TOTAL APPROVED ESG EXPENSES

\$66,000.00

LOCAL MATCHING FUNDS	AMOUNT
Donated Materials or Buildings	
Value of Lease	
Staff Salaries	\$46,000
Volunteer Time	\$10,000
Other Non-ESG Sources	\$10,000

TOTAL MATCHING FUNDS
(Must equal Total Approved ESG Expenses.)

I, the undersigned, approve this Budget Itemization.

Financial Officer of Local Government Responsible for ESG Account

Signature

Date 6/22/2010

Name JON GARRISON

Title: DIRECTOR OF FINANCE

Telephone #620-231-4100

Fax #620-232-3453

INTEROFFICE MEMORANDUM

To: JOHN VANGORDEN, JON GARRISON, TAMMY NAGEL
From: DEENA HALLACY
CC:
Date: JUNE 23RD, 2010
Subject: *AGENDA ITEM – JULY 13, 2010*
GRANT APPLICATION FOR TENANT BASED RENTAL ASSISTANCE (TBRA)

The City of Pittsburg has been administering the TBRA program for several years. The program assists low-moderate income citizens to pay security deposits for up to \$600.00. These are grants to the qualifying applicants and are paid directly to the landlords.

In the 2007 grant, the City received \$150,000 and has been able to assist 347 families which is made up of 778 individuals. The average rental security deposit has been \$430.00. The administration funding for the City is \$7,500 paid out over a three year period of time. The Pittsburg Public Housing Agency ran out of money two months ago. There are thirteen agencies which we partner with to ensure that all agencies are not providing duplicate service. These agencies refer their clients to the PHA when deposit assistance is needed. It ensures the small agencies money goes a lot further and they can use it for other services needed by families. This has been a successful program and the agencies have requested that we seek these funds.

Please place this item on the governing body agenda for July 13th for their review and approval to submit the application to Kansas Housing Resources Corporation.

**TENANT BASED RENTAL ASSISTANCE (TBRA)
APPLICATION**

Applicant/Agency: CITY OF PITTSBURG, KS

A. Application Process

1. Submittal Requirements

The Kansas Housing Resources Corporation (KHRC) must receive an original and two copies of the application before 4:00 p.m. on Wednesday, August 25, 2010. An acknowledgment (receipt) will be provided upon request. Applications submitted via mail or other delivery system should be sent using that company's return receipt process, as this will be your notice that the application has been received. Submit the application package to:

Kansas Housing Resources Corporation
Attn: TBRA Program Manager
611 S. Kansas Avenue, Suite 300
Topeka, Kansas 66603-3803

2. Eligible Applicants

HOME Program funds for the Tenant Based Rental Assistance program will be made available to local units of government, public housing authorities, and nonprofit agencies on a competitive basis.

3. Standard Application Forms

In an effort to provide the required information to the review team, to reduce required paperwork, and to encourage all eligible applicants to participate, only applications on standard forms will be considered. A complete set of forms must be submitted.

B. Application Instructions

1. Applications must include the following:

- Funding Summary (form provided in Application)
- Statement of Assurances and Certifications (form provided in Application)
- Narratives – Project Need and Project Impact
- Budget Worksheet
- Administrative Plan

2. The applicants should review the entire application form and instructions before beginning to prepare the application. Applicants must submit one original and two copies of the application.

3. Only information received by the Kansas Housing Resources Corporation prior to the application deadline will be considered in the selection process. Failure to submit required information will be grounds for rejection of the application.

C. Ratings Criteria (750 Points Maximum)

1. Project Need (300 points maximum)

Applicants will receive up to 300 points based on comparison with other TBRA Project Need descriptions according to the following criteria: The application should provide identification and documentation of how the level of need for the TBRA request was determined by the applicant. Information should include the number of families on the current waiting list, the number of families currently receiving assistance, the total population and per capita income of the community, the proposed program tenants who fall at or below 30% of the median income, the proposed number of homeless, single parent households, and those paying over 50% of their income for rent.

2. Project Impact (300 points maximum)

Applicants will receive up to 300 points based on comparison with other TBRA Project Impact descriptions according to the following criteria: The applicant must describe how the program design addresses the identified need, how this program will enhance the community, and how this program will further the intent of providing housing to very-low income persons. The number of Section 8 or TBRA tenants from the/a previous year who moved to a Section 8 program or to self-sufficiency should be indicated. Other measures of success for previous tenants who received rental subsidies but later moved to self-sufficiency may be indicated.

3. Capacity (100) Points

Administrative Plans will be evaluated. Areas reviewed will include the minimum requirements for the Administrative Plan indicated in the KHRC TBRA Policy. Points will be awarded for rental housing experience, administrative support for previous TBRA grant awards (if applicable), proposed marketing efforts to the proposed geographical area, and accuracy of reports if previous TBRA grant awards have been made. Compliance review issues for existing TBRA grantees will be considered.

4. Non-Local HOME Areas (50) Points

Applicants in non- Local HOME Participating Jurisdictions (local PJs) will receive a funding preference. Within the HOME Program, the cities of Topeka, Lawrence, Wichita, Kansas City and Johnson County are considered local PJs. Local PJs receive HUD HOME funding directly. Applicants outside of these jurisdictions will receive 50 points. (NOTE: Applications serving local HOME PJs are restricted to serving special populations as identified in the Kansas Consolidated Plan.)

TENANT BASED RENTAL ASSISTANCE FUNDING SUMMARY

APPLICANT DATA

Name of Applicant : CITY OF PITTSBURG, KS

Contact Person: DEENA HALLACY

Telephone/Email: Area Code (620) Telephone 232-1210 E-mail deena.hallacy@pittks.org

Contact Address: _____

City/Zip Code: _____

- | | | | |
|-------------------------------------|--------------------------------|---|-----------|
| <input checked="" type="checkbox"/> | Local government | U.S. Congressional District(s)* | <u>2</u> |
| <input checked="" type="checkbox"/> | Public Housing Authority (PHA) | State Senate District* | <u>13</u> |
| <input type="checkbox"/> | Non-Profit | State Representative District* | <u>3</u> |
| <input type="checkbox"/> | For-profit | *Districts for agency city/county location only | |

	TBRA Proposed Activities	Total Proposed Households	(UNITS)
<input type="checkbox"/>	Rental Subsidies	Rental Subsidy	_____
<input checked="" type="checkbox"/>	Security Deposits	Security Deposit Subsidy	<u>400</u>
<input type="checkbox"/>	Utility Deposits*	Utility Deposit Subsidy*	_____

**Utility Deposit cannot be used as a stand-alone activity. Must be utilized with rental subsidy, security deposit subsidy, or both.*

Total funding requested \$ 150,000

Has applicant previously been awarded a HOME Grant?						Yes <input checked="" type="checkbox"/>		
						No <input type="checkbox"/>		
Year	2007	\$ 150,000	Year	2004	\$150,000	Year	2003	\$100,000
Year	1999	\$ 75,000	Year	1997	\$36,000	Year		\$
FUNDING HISTORY-MOST RECENT TBRA GRANT (IF APPLICABLE)*								
Check if not APPLICABLE <input type="checkbox"/>								
data for grant award <u>2007</u> (Provide Grant Year)* January 1-December 31 <u>2007</u> (List Year)* (DATA BELOW FOR ONE CALENDAR YEAR JANUARY –DECEMBER AND ONE GRANT AWARD ONLY)*								
Total Tenant Households (UNITS) Served to Date from ONE Grant Award FOR ONE Calendar Year (Only)								<u>140</u>
Average TBRA Rental Subsidy Paid Per Unit			<u>\$0</u>	Total Household UNITS Receiving Rental Subsidies			(Total Number) <u>0</u>	
Average TBRA Security Deposit Paid Per Unit			<u>\$435</u>	TOTAL HOUSEHOLD UNITS Receiving Security Deposit Subsidies			(Total Number) <u>140</u>	
Average TBRA Utility Deposit PAID PER UNIT (Provided with Rental Subsidy and/or Security deposit)			<u>\$0</u>	TOTAL Household UNITS Receiving Utility Deposit Subsidies			(Total Number) <u>0</u>	

Project Summary

Please provide a brief description of the project. Describe how the proposed project is consistent with the Consolidated Plan. (See “Certification of Consistency” or “How to Use the Plan.”)

The City of Pittsburg PHA proposes to assist lo-moderatin income citizens with security deposits to obtain safe, decent and sanitary housing in the community.

The program design continues to be a community partnership with other agencies which ensures a single point of contact.

This procedure allows agencies to use their money more effeciently in that we eliminate duplication of security deposit assistance.

One of the many obstacles for families in finding decent housing is in their ability to have the money to provide a security deposit as well as the first and/or first and last month's rent depending upon the requirements of the landlords.

TBRA funding allows the families to find decent housing quicker than traveling about to other agencies to find one who has the money to assist.

The agencies refer all clients to the PHA for security deposit assistance which frees up the funding the agency has for other essentials that a family may need.

Please provide your TBRA Tenant Selection Policy (24 CFR 92.209 (c) that is included in your Administrative Plan.

The TBRA selection policy will continue to be on a first come first serve basis.

The applicants will be taken by date and time order.

Funds will be set aside for each applicant for a 90 day period of time only.

The family must have a home selected upon date of application.

Approximate (Estimated) number of tenant **households** (total families/units) who will benefit from the proposed 2010 TBRA Program: 350

Approximate (Estimated) number of **persons** (including children in households) who will benefit from the proposed 2010 Program: 525

2010 Proposed TBRA Targeted Populations

Please indicate the proposed number of participants who you think will fall within the following categories

Category	Number	Percent to be Served (Percentages may involve a duplicate count).
Homeless	75	21%
Single Parent Households	265	76%
Special Populations to be served, if	Specific Special Populations to be	

PROJECT SUMMARY

TBRA HOME Program funds requested (do not include 5% Administrative Fee): \$150,000

Maximum amount requested cannot exceed \$300,000.

FURTHERING FAIR HOUSING

All applicants who receive a grant award must affirmatively further fair housing. Title VII and Executive Order 11063 requirements apply to all recipients, regardless of community size and/or racial/ethnic characteristics. The fair housing provisions apply to the community as a whole and pertain to the sale or rent of housing, the financing of housing, and the provision of brokerage services. *MEANINGFUL STEPS TO FURTHER FAIR HOUSING MUST BE TAKEN.* Such steps must be documented and will be monitored by the Kansas Housing Resources Corporation.

Marketing Procedures

Describe your Marketing Plan for the proposed geographical area served. Please list all area newspapers, television stations, and radio stations in your area where you plan to advertise the availability of the TBRA program. Marketing efforts must take place in all geographical service areas. Marketing via referrals only, local presentations, or exclusive use of a waiting list are not considered effective marketing techniques. Press releases must be provided (possibly e-mailed) to all media within the jurisdiction of the grantee.

	Name	City
Newspapers	MORNING SUN	PITTSBURG
Television Stations	KOAM KODE	PITTSBURG JOPLIN, MO
Radio Stations	KKOW KSEK	PITTSBURG PITTSBURG
Other	JOPLIN-GLOBE	JOPLIN, MO

OTHER ATTACHMENTS

- A detailed project location map must be attached to each application.
- Letters of commitment indicating support for the proposed TBRA Program and/or all proposed sources of non-federal matching/leveraging funds.
- TBRA Project Budget Form.
- Housing Administrative Plan

Applicant: CITY OF PITTSBURG

CERTIFICATIONS

The applicant certifies that the information contained in the Application Summary is true and correct and the appropriate governing body has duly authorized the document. The applicant agrees that, if approved, this, with the attached Certifications, will become a part of the agreement for activities and services authorized under the HOME Investment Partnerships Program.

Name: PATRICK J. OBRIAN

Name: DEENA HALLACY

Title: MAYOR

Title: EXECUTIVE DIRECTOR, PHA

Date: 7/14/2010

Date: 7/14/2010

Signature: _____

Signature: _____

Signature of Chief Elected Official

Date

If the applicant is a non-profit entity and not a local unit of government, the Executive Director and a Board member must sign the application.

Name: _____

Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Signature of Executive Director

Date

Signature of Board Member

Date

**TENANT BASED RENTAL ASSISTANCE
BUDGET WORKSHEET**

2010 PROPOSED BUDGET FOR <u>ESTIMATED</u> PROGRAM HOUSEHOLDS	Number of Bedrooms				
	1	2	3	4	5+
(1) Estimated Housing Cost ¹ (equals HUD FMR payment standard for county served. If more than one county is served use the FMR for one county in your jurisdiction)					
(2) Average Monthly Adjusted Income x 0.30					
(3) Est. Monthly Subsidy Cost [(1) minus (2)]					
(4) Enter number of months (24 months)					
(5) Total Per Household Cost [(3) x (4)]					
(6) Enter estimated number of families (households) to be assisted					
(7) Basic Cost by BR Size [(5) x (6)]					
(8) Per Household Security Deposit Cost					
(9) Estimated Number of Security Deposit Households	65	180	105		
(10) Total Estimated Per Household Security Deposit cost [(8) x (9)]	364	425	475		
(11) Per Household Utility Deposit Cost					
(12) Estimated Number of Utility Deposit Households (utility deposits must be provided with either rental subsidies or security deposits. They are not a "stand alone" activity)					
(13) Total Utility Deposit Costs [(11) x (12)]					
(14) Total Security and Utility Deposit Costs [(10) + (12)]	23,660	76500	49,875		
(15) Total Cost by BR Size [(7) + (13)]					
(16) Total Estimated Cost (Add all costs in Row (14) Do not include 5% Administrative Fee Provided by KHRC)					150,035

TENANT BASED RENTAL ASSISTANCE
PROJECT NARRATIVES

The following describes the criteria and information for an applicant to apply for 2010 HOME TBRA funds. All applicants shall complete the HOME Funding Summary. The remainder of the application shall consist of five sections: (1) Project Need, (2) Project Impact, (3) Capacity (4) Map/ description of geographical jurisdiction served. Narratives for these sections shall be typed on standard letter-sized paper with appropriate headings and subcategories.

1. Project Need – Applicants must identify and document the need in the community or jurisdiction for TBRA. Information in the narrative should include the following:
 - a. Per capita income from the 2000 US census for the city/county jurisdiction served. Reference: www.quickfacts.census.gov.
 - b. Number of families on the current waiting list for housing assistance in the community and the approximate amount of time a family waits on the list to be assisted.
 - c. Tenant data-Number of families to be served who are below 50% of the area Median Income, homeless, rent burdened (paying more than 50% of their income for rent or paying more than 30% of their income for rent).
 - d. Description of any special population needs within the geographic area (elderly, disabled, handicapped, etc.)
 - e. Number and percentage of homeless and single-parent households in applicant’s service area.
 - f. Description of any other rental subsidy program(s) operating in the service area.
2. Project Impact – Applicants must describe how TBRA addresses the needs described in the Project Need narrative. Information should include:
 - a. The number of households (families) and total number of individuals including children as well as a list of specific counties that will receive the proposed assistance.
 - b. Timeline describing the initial distribution of assistance to the final commitment of funds during the proposed three-year grant award funding.
 - c. Description of the plan for continued assistance for families after the end of the program (Section 8, self-sufficiency, etc.)
 - d. List impact (self-sufficiency) in terms of tenants who have moved in a previous year from the TBRA program to Section 8 or who no longer qualify for assistance due to an increase in income level.
 - e. Description of other methods to be used to measure the success of the program.

3. Capacity

- a. Administrative Plan –The Plan must be attached and must meet minimum standards established in the KHRC TBRA Policy.
- b. Rental Housing Capacity- The agency must have administrative support for the program, a history of rental housing administration and a proposed marketing plan that covers the geographical jurisdiction and is not limited to agency referrals, local presentations, etc. If applicant is a previous TBRA grantee, compliance issues and attempts to resolve issues should be described.

4. Non-Local HOME Area

- a. A map of the jurisdiction served must be provided.
- b. Applicants serving areas outside Local HOME Participating Jurisdictions (local PJs) will receive a funding preference. The cities of Topeka, Lawrence, Wichita, and Kansas City, and Johnson County are considered local PJs. Applicants outside of these jurisdictions will receive 50 points. (NOTE: Applications serving local PJs are restricted to serving special populations, as identified in the Kansas Consolidated Plan.)

Statement of Assurances & Certifications

The grantee hereby assures and certifies with respect to the grant that:

1. It possesses legal authority to make application and to execute a housing program.
2. Its governing body has duly adopted or passed as an official act, a resolution, motion or similar action authorizing the person identified as the official representative of the grantee to submit the final statement, all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the grantee to act in connection with the submission of the final statement, and to provide such additional information as may be required.
3. That prior to submission of its application to the Kansas Housing Resources Corporation (KHRC), the grantee has met the citizen participation requirements, prepared its application and projected use of funds, and made the application available to the public, as required by Section 104(a)(2) of the Housing and Community Development Act of 1974, as amended, and implemented at 24 CFR 570.486.
4. It has developed its final statement (application) of projected use of funds so as to give maximum feasible priority to activities that benefit low-income families.
5. Its chief executive officer or other officer of the grantee approved by the KHRC:
 - a. Consents to assume the status of a responsible federal official under the National Environmental Policy Act of 1969 and other provisions of federal law as specified in 24 CFR 58.1(a); and
 - b. Is authorized and consents on behalf of the grantee and himself/herself to accept the jurisdiction of the federal courts for the purpose of enforcement of his/her responsibilities as such an official.
6. The loan will be conducted and administered in compliance with:
 - a. Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352), and implementing regulations issued at 24 CFR Part I;
 - b. Fair Housing Amendments Act of 1988, as amended, administering all programs and activities relating to housing and community development in a manner to affirmatively further fair housing; and will take action to affirmatively further fair housing in the sale or rental of housing, the financing of housing, and the provisions of brokerage service. Title VII and Executive Order 11063 requirements apply to all recipients, regardless of community size and/or racial/ethnic characteristics. The fair housing provisions apply to the community as a whole and pertain to the sale or rent of housing, the financing of housing, and the provision of brokerage services. *MEANINGFUL STEPS TO FURTHER FAIR HOUSING MUST BE TAKEN.* Such steps must be documented and will be monitored by the Kansas Housing Resources Corporation;
 - c. Section 109 of the Housing and Community Development Act of 1974, as amended, and the regulations issued pursuant thereto (24 CFR Section 570.602);
 - d. Section 3 of the Housing and Urban Development Act of 1968, as amended, and implementing regulations at 24 CFR Part 135;
 - e. Executive Order 11246, as amended by Executive Orders 11375 and 12086, and implementing regulations issued at 41 CFR Chapter 60;
 - f. Executive Order 11063, as amended by Executive Order 12259, and implementing regulations at 24 CFR Part 107;

- g. Section 504 of the Rehabilitation Act of 1973 (Pub. L. 93-112), as amended and implementing regulations when published for effect;
 - h. The Age Discrimination Act of 1975, as amended, (Pub. L. 94-135), and implementing regulations when published for effect;
 - i. The relocation requirements of Title II and the acquisition requirements of Title III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended and the implementing regulations at 24 CFR 570.488;
 - j. Anti-displacement and relocations plan requirement of Section 104(d) of Title I, Housing and Community Development Act of 1974, as amended;
 - k. Relocation payment requirements of Section 105(a)(11) of Title I, Housing and Community Development Act of 1974, as amended;
 - l. The labor standards requirements as set forth in 24 CFR 92.354 and HUD regulations issued to implement such requirements;
 - m. Executive Order 11988 relating to the evaluation of flood hazards and Executive Order 11288 relating to the prevention, control, and abatement of water pollution;
 - n. The regulations, policies, guidelines, and requirements of OMB Circular Nos. A-87, A-128, and A-133 as they relate to the acceptance and use of federal funds under this federally assisted program; and
 - o. The American Disabilities Act (ADA) (P.L. 101-336: 42 U.S.C. 12101) provides disabled people access to employment, public accommodations, public services, transportation and telecommunications.
7. The conflict of interest provisions of 24 CFR 92.356 apply to any person who is an employee, agent, consultant, officer, or elected official or appointed official of the state, or of a unit of general local government, or of any designated public agencies, or subrecipients which are receiving funds. None of these persons may obtain a financial interest or benefit from the activity, or have an interest or benefit from the activity, or have an interest in any contract, subcontract or agreement with respect thereto, or the proceeds thereunder, either for themselves or those with whom they have family or business ties, during their tenure or for one year thereafter, and that it shall incorporate or cause to be incorporated, in all such contracts or subcontracts a provision prohibiting such interest pursuant to the purpose of this certification.
 8. It will comply with the provisions of the Hatch Act that limits the political activity of employees.
 9. It will give the state, HUD, and the Comptroller General or any authorized representative access to and the right to examine all records, books, papers, or documents related to the grant.
 10. It will comply with the lead paint requirements of 24 CFR Part 35.
 11. The local government will not attempt to recover any capital costs of public improvements assisted in whole or in part with HOME funds by assessing properties owned and occupied by low and moderate income persons unless:
 - a. HOME funds are used to pay the proportion of such assessment that related to non-HOME funding, or
 - b. The local government certifies to the state that for the purposes of assessing properties owned and occupied by low and moderate income persons who are not very low income that the local government does not have sufficient HOME funds to comply with the provision of a. above.

12. It accepts the terms, conditions, selection criteria, and procedures established by this program description and that it waives any right it may have to challenge the legitimacy and the propriety of these terms, conditions, criteria, and procedures in the event that its application is not selected for HOME funding.
13. It will comply with the regulations, policies, guidelines, and requirements with respect to the acceptance and use of federal funds for this federally assisted program.
14. It will comply with all parts of Title I of the Housing and Community Development Act of 1974, as amended, which have not been cited previously, as well as with other applicable laws.

The grantee hereby certifies it will comply with the above stated assurances.

Signature,

(Authorized local elected official if grantee is a governmental entity, or authorized Executive Director if grantee is a non-profit agency).

PATRICK J. O'BRIAN

Name (typed or printed)

MAYOR

Title

CITY OF PITTSBURG PUBLIC HOUSING AGENCY

Applicant Agency/Housing Authority

7/14/2010

Date

INTEROFFICE MEMORANDUM

To: JOHN VANGORDEN
From: MARK TURNBULL
CC:
Date: JUNE 30, 2010
Subject: **AGENDA ITEM: July 13, 2010**
Pittsburg Area Chamber of Commerce MOU

As part of the City Commission Strategic Planning Process, it was requested the Board of Directors of the Pittsburg Area Chamber of Commerce sign a memorandum of understanding between the City of Pittsburg and the Pittsburg Area Chamber of Commerce to contract the following: the development and implementation of a comprehensive annual Pittsburg marketing plan, become the prime prospector organization in the recruitment of downtown retail businesses development, implementation and evaluation of a downtown strategic plan, increase tourism, conferences and conventions, and to conduct activities and dissemination of such information. In return for these services, the City of Pittsburg agrees to pay the sum of \$53,550 in quarterly payments from the Sales Tax Revolving Loan Fund. The agreement shall cover the period from January 1, 2010 through December 31, 2010.

Action requested is to, if appropriate, accept the agreement with the Pittsburg Area Chamber of Commerce, and authorize the Mayor to sign the agreement on behalf of the City.

**AN AGREEMENT BETWEEN THE PITTSBURG AREA CHAMBER OF
COMMERCE AND THE CITY OF PITTSBURG, KANSAS**

This agreement is made and entered into this day of May 1st, 2010, between the Pittsburg Area Chamber of Commerce, a non-profit corporation, (hereinafter referred to as the "Chamber"), and the City of Pittsburg Kansas, (hereinafter referred to as the "City"). This agreement shall cover the period of January 1, 2010, through December 31, 2010.

WHEREAS, the City has determined that the welfare of the citizens of the City as well as the development and continued progress of the City amends that certain services be afforded and rendered regarding inquiries to and about the City, its people, businesses and employers, recreational facilities, environment, services and other matters; and

WHEREAS, the City has deemed appropriate to contract for the following: the development and implementation of a comprehensive annual Pittsburg marketing plan, become the prime prospector organization in the recruitment of downtown retail businesses development, implementation and evaluation of a downtown strategic plan, increase tourism, conferences and conventions, and to conduct activities and dissemination of such information; and

WHEREAS, the Chamber is duly organized and constituted, and has the capacity and resources to render to the City and its citizens such services in addition to those which are for the purpose of its members; and

WHEREAS, the Chamber has a Board of Directors, as well as a full-time office and President to carry out its functions; and

WHEREAS, due to the nature of the Chamber's organization, the City deems it necessary and appropriate and in the furtherance of the public good that this agreement be entered into by and between the Chamber and the City pursuant to the above stated objectives.

NOW, THEREFORE, in consideration of the mutual requirements expressed herein, it is agreed by and between the parties hereto as follows:

1. The City shall provide for these partnering and marketing services, \$35,550 for marketing and \$18,000 for downtown development including funding for the Downtown Director position. The Chamber the will receive the sum of \$53,550 in quarterly payments from the Sales Tax Revolving Loan Fund for the calendar year. The Chamber will provide written invoices on a quarterly basis for City verification. The City shall also receive an active Chamber membership for the City, which would be \$800 for a similar-sized business or organization.

2. Upon request, the City will provide available demographic and marketing information and such other related materials to assist the Chamber in carrying out the purposes to inform residents, visitors and those inquiring about the community.
3. The Chamber will furnish to the City such information and assistance as required to enhance the ability of the City to act in such a way that will benefit the citizens of the City. Services rendered by the Chamber shall include, but are not limited to, the following:
 - a. The establishment, operation and maintenance of an information, tourism and public relations center regarding Pittsburg Kansas, its businesses and employers, services, tourism activities, recreational facilities and environment.
 - b. The maintenance, regular updates and expansion of the Chamber Website, www.pittsburgareachamber.com.
 - c. The establishment and maintenance of a general information quarterly newsletter regarding the City, its plans and objectives regarding private industry business, and other endeavors.
 - d. The creation and maintenance of visitor publications, the Pittsburg Community Profile, and other promotional materials to be distributed throughout the areas and readily available to the general public. In addition, the Chamber will mail informational packages to inquiries received at the Chamber office.
 - e. Participation in committees and organizations addressing and promoting the tourism industry in the City.
 - f. Promotion of the qualities and amenities of the community with new and ongoing public relations and marketing campaigns.
 - g. To assist, promote and encourage the growth and development of the City, and the establishment of downtown business and acceptable employers in the City. The Chamber will assist in encouraging and providing information and resources to businesses and employers wanting to locate in Pittsburg, Kansas.

- h. Assist the City of Pittsburg in working to educate, assist, promote and encourage existing businesses, with the purpose of retaining these businesses within the City of Pittsburg, Kansas.
 - i. To support events and activities that encourage civic participation and community pride, such as the July 4th Celebration, Little Balkans Days, PSU Homecoming and Parade, Paint the Town Red and other special events.
 - j. Within the financial means of the Chamber, representatives of the Chamber will attend economic development and tourism related conferences and trade shows which introduce Pittsburg Kansas as a tourist destination bringing visitors and tax dollars into the community.
 - k. Coordinate and promote the annual State of the City address.
4. The City shall act as an ex-officio member of the Chamber of Commerce with a Commission appointed representative serving as the City's liaison to the Chamber's Board of Directors.
 5. The Chamber will make specific recommendations in the City Commission, Planning Commission, or other City advisory committees on matters whenever either party deems this input appropriate.
 6. The Chamber will make annual written report of activities to the City Commission and City Manager on the progress of this agreement. The Chamber will also provide updates as requested by the City.
 7. The City Manager or designee shall review and approve Chamber materials which represent positions of the City Commission and or the City itself.
 8. For Chamber events and activities that require City permits, the Chamber shall be charged for only that portion of City fees necessary to pay actual contractual costs; provided, however, that unless specifically waived by the City Commission, Chamber shall comply with other permit requirements.
 9. The Chamber shall be and remain an independent contractor. Employees of the Chamber shall not be deemed employees of the City as a result of this agreement. Chamber sponsored functions shall not be deemed to be sponsored or endorsed by the City, unless the City Commission specifically takes such action.

10. The Chamber shall indemnify, defend, protect and hold the City harmless from any and all activities of the Chamber. The City shall be listed as an additional insured party on the applicable Chamber liability and special event insurance policies.
11. This agreement supersedes any and all previously held agreements between the parties.
12. This agreement shall be modified or amended only in writing signed by both parties. No waiver of this agreement by either party shall be deemed a continuing waiver of any term or condition thereof.
13. This agreement shall cover the period from January 1, 2010 through December 31, 2010.

Patrick J. O'Bryan
Mayor,
City of Pittsburg, Kansas



Mark Werner
Chairperson,
Pittsburg Area Chamber of
Commerce

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
4741	WESTAR ENERGY							
4741	WESTAR ENERGY							
	M-CHECK	UNPOST	V 7/06/2010			162711		10,418.00CR
	C-CHECK		V 6/18/2010			162716		
	C-CHECK		V 6/18/2010			162717		
	C-CHECK		V 6/18/2010			162719		
	C-CHECK		V 6/18/2010			162720		
	C-CHECK		V 7/01/2010			162829		
	C-CHECK		V 7/06/2010			162916		

* * T O T A L S * *	NO	CHECK AMOUNT	DISCOUNTS	TOTAL APPLIED	
REGULAR CHECKS:	0	0.00	0.00	0.00	
HAND CHECKS:	0	0.00	0.00	0.00	
DRAFTS:	0	0.00	0.00	0.00	
EFT:	0	0.00	0.00	0.00	
NON CHECKS:	0	0.00	0.00	0.00	
VOID CHECKS:	7 VOID DEBITS	0.00			
	VOID CREDITS	10,418.00CR			
		10,418.00	0.00	10,418.00	
TOTAL ERRORS:	0				
VENDOR SET: 99 BANK: *	TOTALS:	7	10,418.00	0.00	10,418.00
BANK: *	TOTALS:	7	10,418.00	0.00	10,418.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6508	JOHN H BAILEY	R	6/17/2010			162714		700.00
0523	AT&T	R	6/18/2010			162715		5,596.70
4263	COX COMMUNICATIONS	R	6/18/2010			162718		1,205.46
0175	REGISTER OF DEEDS	R	6/18/2010			162721		11.25
1	RRP WORKSHOPS	R	6/18/2010			162722		170.00
5904	TASC	R	6/18/2010			162723		511.02
0093	US POST OFFICE	R	6/18/2010			162724		220.00
5589	VERIZON WIRELESS	R	6/18/2010			162725		300.35
1108	WESTAR ENERGY	R	6/18/2010			162726		20.31
2542	CHARLES YOST	R	6/18/2010			162727		100.00
6413	MIKE ADAM	R	6/25/2010			162796		100.00
4263	COX COMMUNICATIONS	R	6/25/2010			162797		307.67
1	CRAWFORD COUNTY COMMISSION	R	6/25/2010			162798		45.00
6510	RICHARD FOX	R	6/25/2010			162799		5,000.00
3326	BEN HENDERSON	R	6/25/2010			162800		14.07
6511	KANSAS JUVENILE OFFICERS ASSOC	R	6/25/2010			162801		180.00
0094	M&I BANK	R	6/25/2010			162802		450.00
1	USD 250 FOUNDATION	R	6/25/2010			162803		125.00
5589	VERIZON WIRELESS	R	6/25/2010			162804		780.91
1108	WESTAR ENERGY	R	6/25/2010			162805		34.54
4741	WESTAR ENERGY	R	6/25/2010			162806		1,970.00
6478	SANDSTONE GARDENS	R	6/28/2010			162807		3,070.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
2519	EAGLE BEVERAGE CO INC	R	6/29/2010			162808		195.60
0205	SAM'S CLUB	R	7/01/2010			162821		3,116.70
0175	REGISTER OF DEEDS	R	7/01/2010			162822		55.19
0175	REGISTER OF DEEDS	R	7/01/2010			162823		55.19
0188	SECRETARY OF STATE	R	7/01/2010			162824		249.00
1	DOUGLAS, LARRY	R	7/01/2010			162825		300.00
1	BARTLOW, JON	R	7/01/2010			162826		500.00
1	KELLEY, TYLER	R	7/01/2010			162827		300.00
2916	US CELLULAR	R	7/01/2010			162828		999.05
3147	INTERNAL REVENUE SERVICE	R	7/01/2010			162830		1,199.24
3516	CITY OF PITTSBURG	R	7/01/2010			162831		2,228.00
5561	AT&T MOBILITY	R	7/01/2010			162832		2,499.50
6510	RICHARD FOX	R	7/01/2010			162833		5,000.00
6514	JERRY HURLBERT	R	7/01/2010			162834		5,000.00
6352	SAK CONSTRUCTION LLC	R	7/02/2010			162835		126,697.04
6497	AMERICAN LAWN & LANDSCAPE INC	R	7/06/2010			162898		9,227.25
6522	APPLE TIME INC	R	7/06/2010			162899		354.49
5966	BOBCAT OF SPRINGFIELD	R	7/06/2010			162900		3,335.75
5343	CARDCOM TECHNOLOGY, (VIAGE)	R	7/06/2010			162901		69.95
6515	CULLUM & BROWN OF WICHITA INC	R	7/06/2010			162902		61.90
6391	DOWNTOWN PITTSBURG HOUSING PAR	R	7/06/2010			162903		200,000.00
6524	ELLIOTT EQUIPMENT CO	R	7/06/2010			162904		95.18

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6516	FORD QUALITY FLEET CARE PROGRA	R	7/06/2010			162905		99.82
6512	HOUSING AND CREDIT COUNSELING	R	7/06/2010			162906		153.33
6523	INDUSTRIAL ORGANIZATIONAL SOLU	R	7/06/2010			162907		980.00
2157	J&W EQUIPMENT, INC.	R	7/06/2010			162908		50.98
0089	KANSAS ASSOCIATION CHIEFS OF P	R	7/06/2010			162909		390.00
6410	MUNICIPAL CONSULTING LLC	R	7/06/2010			162910		400.00
6291	PITTSBURG JOLLEY TROLLEY	R	7/06/2010			162911		60.00
6525	R & R WELDING & FABRICATION IN	R	7/06/2010			162912		2,040.00
3997	S&H FARM SUPPLY, INC.	R	7/06/2010			162913		52.00
0910	SCAFFA	R	7/06/2010			162914		90.00
2350	WCA WASTE SYSTEMS INC	R	7/06/2010			162915		1,068.28
0011	AMERICAN ELECTRIC INC	E	6/23/2010			999999		101.19
0026	STANDARD INSURANCE COMPANY	R	7/02/2010			999999		1,328.32
0034	CRONISTER BROTHERS, INC	E	6/23/2010			999999		1,499.70
0042	BEITZINGER'S HARDWARE INC	E	6/23/2010			999999		1.75
0043	BOWLUS SCHOOL SUPPLY INC	E	6/23/2010			999999		2.25
0044	CRESTWOOD COUNTRY CLUB	E	6/23/2010			999999		226.00
0046	ETTINGERS OFFICE SUPPLY	E	6/23/2010			999999		1,810.12
0050	DEENA HALLACY	E	6/23/2010			999999		423.50
0054	JOPLIN SUPPLY COMPANY	E	6/23/2010			999999		685.93
0055	JOHN'S SPORT CENTER	E	6/23/2010			999999		110.96
0063	LOCKE WHOLESALE SUPPLY	E	6/23/2010			999999		888.50

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0074	RUSSELL BELDEN ELECTRIC COMPAN	E	6/23/2010			999999		101.06
0075	RYAN'S DRIVE-THRU CLEANER	E	6/23/2010			999999		612.10
0083	WATER PRODUCTS INC	E	6/23/2010			999999		1,913.30
0087	FORMS ONE	E	6/23/2010			999999		216.73
0088	D & H LEASING INC	E	6/23/2010			999999		41.78
0101	BUG-A-WAY INC	E	6/23/2010			999999		90.00
0105	PITTSBURG AUTOMOTIVE INC	E	6/23/2010			999999		1,768.07
0112	MARRONES INC	E	6/23/2010			999999		283.45
0117	THE MORNING SUN	E	6/23/2010			999999		489.56
0128	MT CARMEL MEDICAL CENTER	E	6/23/2010			999999		756.00
0129	PROFESSIONAL ENGINEERING CONSU	E	6/23/2010			999999		7,133.37
0133	JIM RADELL CONSTRUCTION INC	E	6/23/2010			999999		1,540.00
0135	PITTSBURG AREA CHAMBER OF COMM	E	6/23/2010			999999		125.00
0136	CHARLESWORTH & ASSOCIATES LC	E	6/23/2010			999999		450.00
0145	BROADWAY LUMBER COMPANY, INC.	E	6/23/2010			999999		272.03
0154	BLUE CROSS & BLUE SHIELD	D	6/18/2010			999999		25,171.56
0154	BLUE CROSS & BLUE SHIELD	D	6/25/2010			999999		20,912.77
0154	BLUE CROSS & BLUE SHIELD	D	7/02/2010			999999		49,177.33
0163	O'REILLY AUTOMOTIVE INC	E	6/23/2010			999999		276.21
0177	BOOK WHOLESALERS INC	E	6/23/2010			999999		120.90
0179	FILTER-TEK, INC.	E	6/23/2010			999999		28.03
0181	INGRAM	E	6/23/2010			999999		52.52

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0185	MISSION CLAY PRODUCTS	E	6/23/2010			999999		2,388.54
0191	XEROX CORP	E	6/23/2010			999999		684.64
0194	KANSAS STATE TREASURER	E	6/23/2010			999999		4,034.29
0196	ALCOHOL & DRUG SAFETY	E	6/23/2010			999999		30.00
0199	KIRKLAND WELDING SUPPLIES	E	6/23/2010			999999		83.72
0200	SHERWIN WILLIAMS COMPANY	E	6/23/2010			999999		367.51
0201	SPICER-ADAMS WELDING, INC.	E	6/23/2010			999999		182.50
0207	PEPSI-COLA BOTTLING CO OF PITT	E	6/23/2010			999999		2,802.85
0224	KDOR	D	6/21/2010			999999		1,953.69
0276	JOE SMITH COMPANY, INC.	E	6/23/2010			999999		3,566.33
0278	LAWSON PRODUCTS INC	E	6/23/2010			999999		97.22
0286	R&R PRODUCTS INC	E	6/23/2010			999999		433.17
0292	UNIFIRST CORPORATION	E	6/23/2010			999999		79.72
0294	COPY PRODUCTS INC	E	6/23/2010			999999		3,167.74
0303	601 DONUT SHOP	E	6/23/2010			999999		18.00
0308	DOBRAUC OIL COMPANY INC	E	6/23/2010			999999		549.50
0312	HACH COMPANY	E	6/23/2010			999999		415.95
0329	O'MALLEY IMPLEMENT CO INC	E	6/23/2010			999999		1,671.73
0335	CUSTOM AWARDS PLUS INC	E	6/23/2010			999999		215.99
0337	CROSS-MIDWEST TIRE	E	6/23/2010			999999		68.25
0339	GENERAL MACHINERY	E	6/23/2010			999999		313.31
0347	LYNN'S QUICK LUBE	E	6/23/2010			999999		76.65

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0375	CONVENIENT WATER COMPANY	E	6/23/2010			999999		105.00
0409	WISEMAN'S DISCOUNT TIRE INC	E	6/23/2010			999999		51.79
0420	CONTINENTAL RESEARCH CORP	E	6/23/2010			999999		228.00
0431	SOUND TUNING	E	6/23/2010			999999		51.26
0478	VIETTI AUTO BODY INC	E	6/23/2010			999999		1,778.63
0489	GAYLORD BROTHERS	E	6/23/2010			999999		30.93
0504	LYNN PEAVEY COMPANY	E	6/23/2010			999999		93.40
0516	AMERICAN CONCRETE CO INC	E	6/23/2010			999999		600.00
0530	THYSSENKRUPP CORPORATION	E	6/23/2010			999999		684.90
0583	DICKINSON INDUSTRIES INC	E	6/23/2010			999999		211.44
0585	MOLLE MC AUTOMOTIVE INC	E	6/23/2010			999999		97.97
0627	BOETTCHER SUPPLY INC	E	6/23/2010			999999		208.89
0629	REDWOOD HEIGHTS DEV INC	E	6/23/2010			999999		125.75
0631	TRI-STATE BUILDING & SUPPLY CO	E	6/23/2010			999999		24,149.69
0669	RANDY VILELA	E	6/23/2010			999999		2,945.00
0704	NEPTUNE RADIATOR AND AUTO	E	6/23/2010			999999		500.54
0706	BLUE WATER POOL & SPA	E	6/23/2010			999999		14.98
0709	BATES SALES COMPANY INC	E	6/23/2010			999999		227.02
0710	HOLLAND ALIGNMENT	E	6/23/2010			999999		49.95
0751	ULTRA-CHEM INC	E	6/23/2010			999999		242.04
0753	CRAWFORD COUNTY MENTAL HEALTH	E	6/23/2010			999999		14,526.38
0786	RICHARD RHEUMS	E	6/23/2010			999999		194.38

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0806	JOHN L CUSSIMANIO	E	6/23/2010			999999		412.00
0823	TOUCHTON ELECTRIC INC	E	6/23/2010			999999		308.03
0831	WATER ENVIRONMENT FEDERATION	E	6/23/2010			999999		95.00
1013	SAFETY FIRST SUPPLY CO., LLC	E	6/23/2010			999999		246.61
1033	BOB DITMANN AGENCY INC	E	6/23/2010			999999		100.00
1050	KPERS	D	6/25/2010			999999		1,584.95
1140	PHONE LINE / HEWETT COMM	E	6/23/2010			999999		40.00
1150	INDUSTRIAL SALES CO INC	E	6/23/2010			999999		245.70
1267	RP3 INC	E	6/23/2010			999999		825.00
1327	KBI	D	6/16/2010			999999		80.00
1478	KANSASLAND TIRE OF PITTSBURG	E	6/23/2010			999999		273.26
1490	ESTHERMAE TALENT	E	6/23/2010			999999		50.00
1619	MIDWEST TAPE	E	6/23/2010			999999		91.28
1680	ACS FIREHOUSE SOFTWARE	E	6/23/2010			999999		3,036.68
1704	AMERICAN MEDIA INVESTMENTS	E	6/23/2010			999999		295.00
1871	BEACON ATHLETICS	E	6/23/2010			999999		470.50
1923	AUTOZONE	E	6/23/2010			999999		178.66
2025	SOUTHERN UNIFORM & EQUIPMENT L	E	6/23/2010			999999		271.30
2126	BUILDING CONTROLS & SERVICE IN	E	6/23/2010			999999		1,281.91
2161	RECORDED BOOKS	E	6/23/2010			999999		1,071.25
2433	THE MORNING SUN	E	6/23/2010			999999		5,158.16
2707	THE LAWNSCAPE COMPANY, INC.	E	6/23/2010			999999		425.50

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
2765	G.S. ROBINS & COMPANY	E	6/23/2010			999999		3,224.00
2960	PACE ANALYTICAL SERVICES INC	E	6/23/2010			999999		565.00
2971	KERIT	R	7/01/2010			999999		78,286.00
2972	BWI-SPRINGFIELD, MO	E	6/23/2010			999999		354.16
2988	JOPLIN PAINT CENTER	E	6/23/2010			999999		154.47
2994	COMMERCIAL AQUATIC SERVICE INC	E	6/23/2010			999999		116.67
3014	PUBLIC SAFETY CENTER, INC	E	6/23/2010			999999		327.47
3142	COMMUNITY MENTAL HEALTH CENTER	E	6/23/2010			999999		150.00
3147	INTERNAL REVENUE SERVICE	D	6/25/2010			999999		70.38
3192	MUNICIPAL CODE CORP	E	6/23/2010			999999		203.60
3248	AIRGAS MID-SOUTH, INC	E	6/23/2010			999999		384.44
3281	USA BLUE BOOK	E	6/23/2010			999999		920.67
3697	LR ENTERPRISES LLC	E	6/23/2010			999999		176.80
3802	BRENNTAG MID-SOUTH INC	E	6/23/2010			999999		1,246.50
3972	WASHINGTON ELECTRONICS INC	E	6/23/2010			999999		5,404.67
4133	T.H. ROGERS HOMECENTER	E	6/23/2010			999999		224.79
4163	TICKETSAGE INC	E	6/23/2010			999999		1,115.89
4183	BARBIZON LIGHT	E	6/23/2010			999999		795.36
4307	HENRY KRAFT, INC.	E	6/23/2010			999999		412.02
4390	SPRINGFIELD JANITOR SUPPLY, IN	E	6/23/2010			999999		694.79
4618	TRESA NOYES	E	6/23/2010			999999		548.65
4624	COVERT ELECTRIC MACHINERY, INC	E	6/23/2010			999999		143.10

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
4660	TURFGRASS, INC.	E	6/23/2010			999999		2,975.00
4698	THE MORNING SUN	E	6/23/2010			999999		255.26
4711	RANDOM HOUSE, INC.	E	6/23/2010			999999		38.25
4766	ACCURATE ENVIRONMENTAL	E	6/23/2010			999999		113.87
4970	ERIC VANCE	E	6/23/2010			999999		1,486.00
5015	IN THE GARDEN	E	6/23/2010			999999		495.98
5267	SOFTWARE HOUSE INTERNATIONAL,	E	6/23/2010			999999		1,638.00
5275	US LIME COMPANY-ST CLAIR	E	6/23/2010			999999		3,258.90
5295	SPRINGFIELD BLUEPRINT	E	6/23/2010			999999		330.21
5340	COMMERCE BANK TRUST	R	6/28/2010			999999		178,187.23
5474	THE UPS STORE	E	6/23/2010			999999		43.81
5635	LASER EQUIPMENT INC	E	6/23/2010			999999		368.83
5649	MELLEN & ASSOCIATES INC	E	6/23/2010			999999		774.76
5713	SODEXHO INC	E	6/23/2010			999999		163.50
5746	LAYNE WESTERN	E	6/23/2010			999999		450.00
5761	JUSTIN HENDERSON	E	6/23/2010			999999		1,600.00
5855	SHRED-IT USA INC	E	6/23/2010			999999		129.20
5904	TASC	D	6/25/2010			999999		6,350.16
5907	BREATHING AIR SERVICES INC	E	6/23/2010			999999		80.00
6175	HENRY C MENGHINI	E	6/23/2010			999999		68.10
6191	MARADETH FREDERICK	E	6/23/2010			999999		600.00
6262	CLEAN THE UNIFORM COMPANY	E	6/23/2010			999999		399.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6309	TAMMY FRYE	E	6/23/2010			999999		400.00
6389	PROFESSIONAL TURF PRODUCTS LP	E	6/23/2010			999999		115.52
6402	BEAN'S TOWING & AUTO BODY	E	6/23/2010			999999		1,120.54
6443	MEDICALODGES INC	E	6/23/2010			999999		634.00
6502	MODERN ELECTRICAL CONCEPTS	E	6/23/2010			999999		182.26
6509	JAMES TUSH	E	6/18/2010			999999		700.00

* * T O T A L S * *	NO	CHECK AMOUNT	DISCOUNTS	TOTAL APPLIED
REGULAR CHECKS:	58	645,637.27	0.00	645,637.27
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	8	105,300.84	0.00	105,300.84
EFT:	138	140,845.44	42.39	140,887.83
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0 VOID DEBITS	0.00		
	VOID CREDITS	0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 99 BANK: 80144	TOTALS:	204	891,783.55	42.39	891,741.16
BANK: 80144	TOTALS:	204	891,783.55	42.39	891,825.94

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0577	KANSAS GAS SERVICE	E	6/21/2010			999999		81.20
0779	PITTSBURG COMMUNITY THEATRE	E	7/02/2010			999999		1,550.00
0866	AVFUEL CORPORATION	E	6/28/2010			999999		20,201.53
2223	PITNEY BOWES	E	6/21/2010			999999		810.00
2733	JASON HUFFMAN	E	7/02/2010			999999		44.59
2921	CSG SYSTEMS INC	E	7/06/2010			999999		4,482.34
3079	COMMERCE BANK	E	7/01/2010			999999		25,108.18
3435	PURCHASE POWER (POLICE METER)	E	7/02/2010			999999		268.99
3884	MARK D. TURNBULL	E	6/28/2010			999999		30.00
5171	TROY'S ORNAMENTAL IRON	E	6/28/2010			999999		1,000.00
5537	CHRIS MOORE	E	7/06/2010			999999		110.00
5609	RON WHITE	E	6/28/2010			999999		273.00
6519	JIM HANSON	E	7/02/2010			999999		33.00

* * T O T A L S * *	NO	CHECK AMOUNT	DISCOUNTS	TOTAL APPLIED
REGULAR CHECKS:	0	0.00	0.00	0.00
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	0	0.00	0.00	0.00
EFT:	13	53,992.83	0.00	53,992.83
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0	0.00	0.00	0.00
VOID DEBITS		0.00		
VOID CREDITS		0.00		0.00

TOTAL ERRORS: 0

VENDOR SET: 99 BANK: EFT TOTALS:	13	53,992.83	0.00	53,992.83
BANK: EFT TOTALS:	13	53,992.83	0.00	53,992.83

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6266	KENNETH JOSEPH BRADY	R	7/01/2010			162809		269.00
6518	BUTTE COUNTY H A	R	7/01/2010			162810		685.93
6182	ALAN FELDHAUSEN	R	7/01/2010			162811		450.00
6168	K AND B RENTALS LLC	R	7/01/2010			162812		156.00
5567	TERRE KNOLL	R	7/01/2010			162813		275.00
1601	GRAIG MOORE	R	7/01/2010			162814		293.00
5699	JON PRIDEAUX	R	7/01/2010			162815		800.00
6451	NAZAR SAMAN	R	7/01/2010			162816		440.00
3406	JON SCHWENKER	R	7/01/2010			162817		208.00
5834	DENNIS TROUT	R	7/01/2010			162818		241.00
6437	FRED VAN BECELAERE	R	7/01/2010			162819		625.00
4636	WESTAR ENERGY, INC. (HAP)	R	7/01/2010			162820		822.00
0140	A&M RENTALS	E	7/02/2010			999999		1,779.00
0266	JOHN S KUTZ	E	7/02/2010			999999		513.00
0372	CONNER REALTY	E	7/02/2010			999999		718.00
0855	CHARLES HOSMAN	E	7/02/2010			999999		522.00
0969	SEK-CAP INC	E	7/02/2010			999999		235.00
1008	BENJAMIN M BEASLEY	E	7/02/2010			999999		1,201.00
1231	JOHN LOVELL	E	7/02/2010			999999		647.00
1421	SMITH RENTALS	E	7/02/2010			999999		602.00
1454	BETTY J WILSON	E	7/02/2010			999999		234.00
1542	LARRY SHANKS	E	7/02/2010			999999		495.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
1603	GARY SAKER	E	7/02/2010			999999		420.00
1609	PHILLIP H O'MALLEY	E	7/02/2010			999999		4,564.00
1638	VERNON W PEARSON	E	7/02/2010			999999		1,296.00
1649	HAROLD O'MALLEY	E	7/02/2010			999999		874.00
1688	DORA WARE	E	7/02/2010			999999		1,302.16
1961	DUSTIN D MAJOR	E	7/02/2010			999999		310.00
1982	KENNETH STOTTS	E	7/02/2010			999999		3,163.00
2256	TODD MERANDO	E	7/02/2010			999999		216.00
2304	DENNIS HELMS	E	7/02/2010			999999		724.00
2339	CHRIS WINDSOR	E	7/02/2010			999999		162.00
2348	MARY D VANLEEUEWEN	E	7/02/2010			999999		548.00
2398	WILLIAM E SAMSON	E	7/02/2010			999999		500.00
2542	CHARLES YOST	E	7/02/2010			999999		808.00
2624	JAMES ZIMMERMAN	E	7/02/2010			999999		2,265.00
2718	KENNETH B DUTTON	E	7/02/2010			999999		516.00
2771	MICHELLE PRYOR	E	7/02/2010			999999		86.00
2850	VENITA STOTTS	E	7/02/2010			999999		454.00
2913	KENNETH N STOTTS JR	E	7/02/2010			999999		780.00
3002	BARBARA MINGORI	E	7/02/2010			999999		317.00
3067	STEVE BITNER	E	7/02/2010			999999		3,020.00
3082	JOHN R JONES	E	7/02/2010			999999		845.00
3114	PATRICIA BURLESON	E	7/02/2010			999999		496.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
3142	COMMUNITY MENTAL HEALTH CENTER	E	7/02/2010			999999		1,018.00
3162	THOMAS A YOAKAM	E	7/02/2010			999999		671.00
3187	DEAN POWELL	E	7/02/2010			999999		423.00
3193	WILLIAM CROZIER	E	7/02/2010			999999		152.00
3215	REA RAE DONNA RHODES	E	7/02/2010			999999		88.00
3218	CHERYL L BROOKS	E	7/02/2010			999999		625.00
3241	CHARLES P SIMPSON	E	7/02/2010			999999		640.00
3252	LINDA S LLOYD	E	7/02/2010			999999		204.00
3272	DUNCAN HOUSING LLC	E	7/02/2010			999999		1,908.00
3273	RICHARD F THENIKL	E	7/02/2010			999999		1,036.00
3317	PHIL MARTIN	E	7/02/2010			999999		371.00
3520	DON T. BUCHE	E	7/02/2010			999999		322.00
3593	REMINGTON SQUARE	E	7/02/2010			999999		6,245.52
3668	MID AMERICA PROPERTIES OF PITT	E	7/02/2010			999999		3,018.00
3708	GILMORE BROTHERS RENTALS	E	7/02/2010			999999		484.00
3724	YVONNE L. ZORNES	E	7/02/2010			999999		848.00
3746	JAROLD BONBRAKE	E	7/02/2010			999999		617.00
3929	MDI LIMITED PARTNERSHIP #49	E	7/02/2010			999999		6,138.00
3977	EUGENE HUNT	E	7/02/2010			999999		270.00
3978	TBSW HOLDINGS, LLC	E	7/02/2010			999999		198.00
4154	JOSEPH L. BOURNONVILLE	E	7/02/2010			999999		412.00
4218	MEADOWLARK TOWNHOUSES	E	7/02/2010			999999		2,259.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
4308	KENNETH BATEMAN	E	7/02/2010			999999		596.00
4388	RICHARD L PERRY	E	7/02/2010			999999		187.00
4492	PITTSBURG APARTMENTS	E	7/02/2010			999999		4,344.00
4546	C & M PROPERTIES LLC	E	7/02/2010			999999		34.00
4550	JIM RUSSELL	E	7/02/2010			999999		550.00
4752	S & N MANAGEMENT, LLC	E	7/02/2010			999999		525.00
4928	PITTSBURG STATE UNIVERSITY	E	7/02/2010			999999		1,200.00
5000	RAY COSTANTINI	E	7/02/2010			999999		215.00
5035	ZACK QUIER	E	7/02/2010			999999		484.00
5036	TRACY STAHL	E	7/02/2010			999999		525.00
5393	CARLOS ANGELES	E	7/02/2010			999999		917.00
5411	HERMAN A KUPLEN	E	7/02/2010			999999		383.00
5549	DELBERT BAIR	E	7/02/2010			999999		290.00
5583	ROBERT L NANKIVELL SR	E	7/02/2010			999999		85.00
5614	JAMES DAVID VAUGHN	E	7/02/2010			999999		550.00
5653	PEGGY HUNT	E	7/02/2010			999999		159.00
5656	EARL HARTMAN	E	7/02/2010			999999		532.00
5660	HERBERT WARING	E	7/02/2010			999999		421.00
5676	BARBARA TODD	E	7/02/2010			999999		245.00
5748	COZY LIVING PROPERTIES INC	E	7/02/2010			999999		181.00
5806	GARY M WILKINSON	E	7/02/2010			999999		231.00
5817	JAMA ENTERPRISES LLP	E	7/02/2010			999999		246.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
5829	LORN BURDICK	E	7/02/2010			999999		491.00
5833	GERRY DENNETT	E	7/02/2010			999999		490.00
5854	ANTHONY A SNYDER	E	7/02/2010			999999		289.00
5870	ANTHONY E SIMONCIC	E	7/02/2010			999999		400.00
5875	BRIAN WARE	E	7/02/2010			999999		323.00
5885	CHARLES T GRAVER	E	7/02/2010			999999		382.00
5896	HORIZON INVESTMENTS GROUP INC	E	7/02/2010			999999		517.00
5897	NIESE WOODY-FAIR	E	7/02/2010			999999		1,990.00
5906	JOHN HINRICHS	E	7/02/2010			999999		197.00
5939	EDNA R TRENT	E	7/02/2010			999999		222.00
5957	PASTEUR PROPERTIES LLC	E	7/02/2010			999999		1,172.00
5961	LARRY VANBECELAERE	E	7/02/2010			999999		160.00
6002	SALLY THRELFALL	E	7/02/2010			999999		252.00
6032	TIM J. RIDGWAY	E	7/02/2010			999999		990.00
6062	MARC D SCHROEDER	E	7/02/2010			999999		354.00
6073	REBECCA FOSTER	E	7/02/2010			999999		700.00
6090	RANDAL BENNEFELD	E	7/02/2010			999999		961.00
6101	KENNETH D GIEFER	E	7/02/2010			999999		255.00
6108	TILDEN BURNS	E	7/02/2010			999999		238.00
6130	T & K RENTALS LLC	E	7/02/2010			999999		351.00
6150	JAMES L COX	E	7/02/2010			999999		391.00
6155	HOUSING AUTHORITY OF DEKALB CO	E	7/02/2010			999999		716.80

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
6161	SJM INTERESTS INC	E	7/02/2010			999999		423.00
6172	ANDREW A WACHTER	E	7/02/2010			999999		830.00
6186	TROY ROSENSTIEL	E	7/02/2010			999999		491.00
6227	ANGELA BOLLINGER	E	7/02/2010			999999		447.00
6265	THERENCE E STEELE	E	7/02/2010			999999		142.00
6284	FRED TWEET	E	7/02/2010			999999		287.00
6294	RONALD E WUERDEMAN	E	7/02/2010			999999		328.00
6295	DAVID L PETERSON	E	7/02/2010			999999		211.00
6298	KEVAN L SCHUPBACH	E	7/02/2010			999999		3,186.00
6300	MARTY STAHL	E	7/02/2010			999999		223.00
6306	BALKANS DEVELOPMENT LLC	E	7/02/2010			999999		117.00
6314	PARKVIEW HOUSING INC	E	7/02/2010			999999		490.00
6317	RONALD L EMERSON	E	7/02/2010			999999		177.00
6333	JANA DALRYMPLE	E	7/02/2010			999999		425.00
6394	KEVIN HALL	E	7/02/2010			999999		430.00
6406	PITTSBURG STATE UNIVERSITY	E	7/02/2010			999999		262.00
6440	KATHLEEN E MARTINEZ	E	7/02/2010			999999		396.00
6441	HEATHER D MASON	E	7/02/2010			999999		275.00
6442	MELISSA BERMAN	E	7/02/2010			999999		440.00
6446	HUTCHINS RENTAL TRUST ACCOUNT	E	7/02/2010			999999		135.00
6450	PICKET FENCE PROPERTIES INC	E	7/02/2010			999999		627.00
6507	MARTHA E MOORE	E	7/02/2010			999999		500.00

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
* * T O T A L S * *								
			NO	CHECK AMOUNT	DISCOUNTS		TOTAL APPLIED	
	REGULAR CHECKS:		12	5,264.93	0.00			5,264.93
	HAND CHECKS:		0	0.00	0.00			0.00
	DRAFTS:		0	0.00	0.00			0.00
	EFT:		120	94,143.48	0.00			94,143.48
	NON CHECKS:		0	0.00	0.00			0.00
	VOID CHECKS:		0 VOID DEBITS	0.00				
			VOID CREDITS	0.00	0.00			0.00
TOTAL ERRORS: 0								
VENDOR SET: 99	BANK: HAP	TOTALS:	132	99,408.41	0.00			99,408.41
BANK: HAP	TOTALS:		132	99,408.41	0.00			99,408.41

VENDOR I.D.	NAME	STATUS	CHECK DATE	INVOICE AMOUNT	DISCOUNT	CHECK NO	CHECK STATUS	CHECK AMOUNT
0224	KDOR	D	6/25/2010			000000		14,069.24
0321	KP&F	D	6/25/2010			000000		30,409.84
0728	ICMA	D	6/25/2010			000000		5,286.47
1050	KPERS	D	6/25/2010			000000		21,802.84
3147	INTERNAL REVENUE SERVICE	D	6/25/2010			000000		71,982.57
6415	ING FINANCIAL ADVISORS	D	6/25/2010			000000		1,511.00
1503	FAMILY SUPPORT PAYMENT CENTER	R	6/25/2010			162781		347.73
2228	KANSAS PAYMENT CENTER	R	6/25/2010			162782		1,319.19
6135	MCNEARNEY & ASSOCIATES LLC	R	6/25/2010			162783		200.09
6158	TODD A NORRIS	R	6/25/2010			162784		309.34
2577	OK CENTRALIZED SUPPORT RE	R	6/25/2010			162785		130.97
2335	UNITED STATES TREASURY	R	6/25/2010			162786		146.79
0349	UNITED WAY OF CRAWFORD COUNTY	R	6/25/2010			162787		35.00
6136	US DEPARTMENT OF EDUCATION	R	6/25/2010			162788		169.97
6434	WINDHAM PROFESSIONALS INC	R	6/25/2010			162789		59.70
0028	PAYROLL CLEARING	E	6/25/2010			999999		76,862.16

* * T O T A L S * *	NO	CHECK AMOUNT	DISCOUNTS	TOTAL APPLIED
REGULAR CHECKS:	9	2,718.78	0.00	2,718.78
HAND CHECKS:	0	0.00	0.00	0.00
DRAFTS:	6	145,061.96	0.00	145,061.96
EFT:	1	76,862.16	0.00	76,862.16
NON CHECKS:	0	0.00	0.00	0.00
VOID CHECKS:	0 VOID DEBITS	0.00		
	VOID CREDITS	0.00	0.00	0.00

TOTAL ERRORS: 0

VENDOR SET: 99	BANK: PY	TOTALS:	16	224,642.90	0.00	224,642.90
BANK: PY	TOTALS:		16	224,642.90	0.00	224,642.90
REPORT TOTALS:			372	1,280,245.69	42.39	1,280,203.30

Passed and approved this 13th day of July, 2010.

Patrick J. O'Bryan, Mayor

ATTEST:

Tammy Nagel, City Clerk



DEPARTMENT OF PUBLIC WORKS

201 West 4th Street · Pittsburg KS 66762

(620) 231-4170

www.pittks.org

Interoffice Memorandum

TO: JOHN D. VANGORDEN
Interim City Manager

FROM: TODD KENNEMER
Assistant Director of Public Works

DATE: July 7, 2010

SUBJECT: Agenda Item – July 13, 2010
Recommendation of the Planning and Zoning Commission
Request for a Conditional Use Permit to Allow a Child Care Center to
Care for 13 or More Children from 2 Weeks to 16 Years of Age Located at
115 W. Hudson

The Planning and Zoning Commission, in its meeting of June 28, 2010, considered a request submitted by Ms. Terri Mynatt for a Conditional Use Permit to allow a child care center to care for 13 or more children from 2 weeks to 16 years of age located at 115 W. Hudson. This request was originally considered at the May 24th Planning and Zoning Commission meeting, however, after hearing from parties in favor of and opposed to the Conditional Use, the item was tabled until the June meeting due to property line and ownership issues that arose at the May meeting.

The following criteria were heard regarding the application for a Conditional Use Permit. (The following criteria are considered when a change of zoning case is heard. Although these criteria are not required when considering a Conditional Use, it is used as a guide.)

1. Character of the neighborhood. Residential.
2. Zoning and uses of nearby properties. This and all surrounding properties are zoned RP-3 Medium Density Residential (*aka* medium density multi-family residential).

MEMO TO: JOHN D. VANGORDEN
JULY 7, 2010
PAGE TWO

3. Suitability of the subject property for the uses to which it is being considered. The State of Kansas strongly encourages these small daycare facilities to be located in a residential – home setting. This provides a better environment for the children than in a commercial location. However; please be aware this property is located in the 100-year flood plain.
4. Length of time the subject property has remained vacant as zoned. NA.
5. The extent to which removal of the restrictions will detrimentally affect the nearby property. Daycare homes located in residential districts do not have detrimental effects on the other properties in the area.

Hudson Street is approximately 1100' in length from Broadway to Olive (two "long" city blocks in length). Going east to west, Hudson is 25 feet in width from Broadway to Pine and basically gets narrower west of Pine Street. There is one "NO PARKING" sign located on the south side of the street near Broadway. In this case, the on-street parking allowed on the street basically narrows it down to approximately 16 to 17 foot in width.

There are no curbs on Hudson west of Pine.

6. Relative gain to public health, safety, & welfare. HS&W of the public will not be affected.
7. Recommendation of professional staff. APPROVE.
8. Conformance to Master Plan. NA

Ms. Mynatt is leasing the house (0.2 acres) and the attached vacant property to the south (1.7 acres) for a total of ± 1.9 acres. All of which is located inside the 100-year floodplain. She has applied for a Child Care Center which allows 13 or more children, but has stated she could do a Group Daycare Home which allows up to 12 children. Ms. Mynatt has stated [at build-out] there could be up to five (5) employees per shift. This would require off-street parking at a rate of 1 space per employee + 2 spaces for guests for a total of 7 spaces. Parking would have to be in the back on the 1.5 acre tract.

MEMO TO: JOHN D. VANGORDEN
JULY 7, 2010
PAGE THREE

There was one letter submitted in opposition to this request. Also, Mr. and Mrs. Terry Ketchum of 201 W. Hudson both spoke out against the request. They believe this will be a noise nuisance, a safety hazard due to the "big ditch", it will increase traffic on a street too narrow to handle existing traffic, and decrease property values.

Ms. Mynatt was also advised by Todd Kennemer that she needs to remove the portion of her fence that is encroaching into the right-of-way and that Mr. Ketchum needs to remove the gate and fence posts that are blocking the right-of-way at Hudson Street. There was some discussion regarding ownership of the right-of-way so it was decided to have City Attorney Henry Menghini take a look at this issue.

After reviewing all the evidence presented, the Planning and Zoning Commission voted 7-1 to recommend to the Governing Body **DISAPPROVAL** of this request. Disapproval is based on flood zone location, parking and traffic safety, and the "big ditch" located just west of the property. In this regard, would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, July 13, 2010. Action necessary will be to approve or deny the recommendation of the Planning and Zoning Commission, or, to send it back to the Planning and Zoning Commission for further consideration.

If you have any questions concerning this matter, please do not hesitate to contact me.

cc: Tammy Nagel, City Clerk
Planning and Zoning Commission File
Memo File



Interoffice Memorandum

TO: JOHN D. VANGORDEN
Interim City Manager

FROM: WILLIAM A. BEASLEY
Director of Public Works

DATE: June 29, 2010

SUBJECT: Agenda Item – July 13, 2010
Disposition of Bids
Street Crack Sealing Machine

The Department of Public Works took bids on Tuesday, June 15th, 2010 for a crack sealing machine. This machine will be used by the Street Division to seal cracks in the street to extend the life of the street surface material. Three bids were received (see attached bid tab sheet). After reviewing the specifications for the machines that were bid, staff is recommending that the bid be awarded to the second low bid provided by Paving Maintenance Supply, Inc., of Lee's Summit, Missouri, based on their bid of \$32,243.00.

The low bid of \$31,210.00 provided by Sellers Equipment, Inc. did not meet specifications. For safety reasons, the City had specified a machine that pumping would stop on demand and that there would be no recirculation of the sealant. Their machine does recirculate into the tank. The staff is also proposing the purchase of the following add alternates:

2-V-Shaped Squeegee	@ \$ 34.95/each	\$ 69.90
1-Extra Electric Hose	@ \$1,749.39/each	\$ 1,749.39
2-Sealant Tip Adapter	@ \$ 104.57/each	\$ 209.14
1-Tool Box Mounted on Trailer	@ \$ 89.00/each	\$ 89.00
1-Overnight Heater	@ \$ 361.00/each	\$ 361.00
1-Rear Directional Arrow	@ \$1,359.00/each	\$ 1,359.00
TOTAL ADD ALTERNATES.....		\$ 3,837.43
TOTAL CRACK SEALING MACHINE BID.....		<u>\$32,243.00</u>
TOTAL ADD ALTERNATES PLUS MACHINE BID....		<u>\$36,080.43</u>

MEMO TO: JOHN D. VANGORDEN
JUNE 29, 2010
PAGE TWO

The money for the purchase of this street crack sealing machine and the add alternates will come from the Street Capital Outlay Fund.

Would you please place this item on the agenda for the City Commission meeting scheduled for Tuesday, July 13th, 2010. Action necessary will be approval or disapproval of staff's recommendation to award the bid as stipulated above.

If you have any questions concerning this matter, please do not hesitate to contact me.

Attachment: Bid Tab Sheet

cc: Tammy Nagel, City Clerk
Bid File
Memo File

The City of Pittsburg, Kansas
Recapitulation of Bids Received for
Crack Sealing Machine

Tuesday, June 15th, 2010 -- 2:00 p.m.

NAME & ADDRESS OF BIDDER	BID AMOUNT
Sellers Equipment, Inc. 15325 S. Keeler Street Olathe, Kansas 66062	\$36,302.00 (Magma 110 DHR)
Sellers Equipment, Inc. 15325 S. Keeler Street Olathe, Kansas 66062	\$31,210.00 (Matrix 1500)
Paving Maintenance Supply, Inc. 1808 SW Market Lee's Summit, Missouri 64082	\$32,243.00 (Crafco Super Shot)